

January 23, 2007

The Scandia City Council met on the above date. In attendance were Mayor Dennis Seefeldt, Pete Crum, Michael Harnetty, Donnette Yehle. Absent: Dolores Peterson. Staff present: Administrator Anne Hurlburt, Attorney Dave Hebert, Treasurer Colleen Firkus, Deputy Clerk Brenda Eklund, City Planner Richard Thompson. Mayor Dennis Seefeldt called the meeting to order at 7:00 p.m.

There were no additions to the agenda.

**Donnette Yehle made a motion to approve the agenda. Michael Harnetty seconded the motion and motion adopted unanimously.**

### **ADVISORY COMMITTEES**

Recommendations made by Councilmembers Harnetty and Crum, which were discussed at the January 16, 2007 council meeting, were reviewed. These recommendations include eliminating the Road Committee, Incorporation Committee, Landscape Committee, Architectural Review for Commercial Property Committee and Rural Landscape Preservation Committee; change the Employment Policy/Salary Committee to a Human Resources Committee, to include two councilmembers to work with Administrator Hurlburt on personnel issues; establish a Comprehensive Plan Committee, Commercial and Retail Development Committee and a Capital Improvements Committee. Administrator Hurlburt was directed to add the Capital Improvements Committee to the notice for applications. A deadline of February 9, 2007 for all applications to vacancies was chosen. Interviews will be tentatively scheduled for February 13<sup>th</sup> with appointments expected to be made at the February 20<sup>th</sup> council meeting.

**Pete Crum made a motion to establish the advisory committees as recommended by the Harnetty/Crum report. Donnette Yehle seconded the motion and motion adopted unanimously.**

### **REQUEST TO RESERVE LIGHTED BALLFIELD**

Jessica Griffith and Cole Herring have made a request to reserve the lighted ballfield for their wedding ceremony on the afternoon of August 25, 2007. The couple does have the Community Center Hall reserved for their reception. Council discussed the details of the request and decided that this was not unreasonable.

**Pete Crum made a motion to allow Jessica Griffith and Cole Herring to reserve the lighted ballfield on the afternoon of August 25, 2007, with the condition that a \$100.00 damage deposit is held for the purpose of clean up of the field following the event. Michael Harnetty seconded the motion and motion adopted unanimously.**

### **HAY RIDE FOR THE COMMUNITY SLIDING AND SKATING PARTY**

Park Committee Chair Deb Campobasso has contacted Amador Clydesdales from Shafer, MN to operate the hay ride activity for the January 28, 2007 Community Sliding and Skating Party. They will provide the City with a certificate of insurance and name the City as an additional insured for the event. The cost will be \$400.00 for two hours.

**Michael Harnetty made a motion to hire Amador Clydesdales for the hay ride event on January 28, 2007. Donnette Yehle seconded the motion and motion adopted unanimously.**

**The Planning Commission meeting was called to order at 7:30 p.m. The following were in attendance: Chairman Chris Ness, James Malmquist, Peter Schwarz and Kevin Nickelson.**

**GERMAN LAKE VISTAS -- PRELIMINARY PLAT AND VARIANCES**

Mr. Ned Froberg, Hult & Associates, presented a preliminary plat for applicant German Lake Ventures, LLC, Robert Briggs, 1809 Northwestern Ave., P.O. Box 262, Stillwater, MN 55082. Location: Sec. 18, NE ¼ of the SE ¼, S ½ of the SE ¼, and Sec. 17, W ½ of the NW ¼ of the SW ¼, 11262 Scandia Trail North. The applicant proposes a major subdivision of 88.5 acres to create 8 lots. The property is located north of Scandia Trail, west of Lofton Avenue, and directly south of 218<sup>th</sup> Street on the eastern shore of German Lake. The proposed 8 lots are all first-tier lots on the lakeshore, which have a 5-acre minimum on a Natural Environment Lake, and range in size from 7.73 acres to 14.74 acres. The Applicant requests a variance to allow Lot 5 to have a lot width of 60 feet, and to allow Lot 7 to have a lot width of 120 feet. Scandia zoning requires 300 feet of lot width. Planning Commission recommended to the City Council to adopt draft Resolution 01-23-07-01 to approve the Preliminary Plat of German Lake Vistas and Variance for Lot Width with the conditions and findings as drafted but with the following changes: Condition 8 is changed to a \$12,000 park dedication fee; Condition 9 to be included in the covenants.

Councilmember Harnetty verified that concerns of run-off regarding Lot 3 can be addressed with a culvert and additional attention to grading.

**Pete Crum made a motion to accept the recommendations of the Planning Commission to adopt Resolution 01-23-07-01 as amended. Michael Harnetty seconded the motion and motion adopted unanimously.**

**ORDINANCE 96 – PUBLIC HEARING REQUIREMENTS FOR MINOR SUBDIVISIONS**

This amendment to Section 5 of Chapter 3 of the Development Code requires that a public hearing be held for minor subdivisions. Planning Commission recommended to the City Council to adopt Ordinance 96 to amend Section 5 of the Development Code to require a public hearing for minor subdivisions with the following changes to the last sentence. “The hearing shall be held within sixty (60) days of the date the request for subdivision is presented to the Clerk/Administrator. **If** approval of the Commissioner of Transportation and/or County Highway Engineer is required, ~~in which event~~ final action on the subdivision request shall not be taken until after the comments and recommendations of the Commissioner of Transportation and/or County Highway Commissioner have been received ~~or until the 60-day review period has elapsed~~”.

**Pete Crum made a motion to accept the recommendations of the Planning Commission to adopt Ordinance 96 as amended. Michael Harnetty seconded the motion and motion adopted unanimously.**

**ORDINANCE 97 – OPEN SPACE AND CONSERVATION SUBDIVISIONS**

As discussed at past workshops, the current Open Space Development Ordinance was felt to be too permissive of 100% bonuses to developers. This proposed ordinance will rename these subdivisions Open Space Conservation Subdivisions and the applicants will need to meet certain

criteria in order to receive a bonus in density. Planning Commission recommend to the City Council to adopt Ordinance No. 97 to amend certain sections of Ordinance No. 74 pertaining to zoning and subdivision regulations. Councilmember Harnetty suggested that an on-going inspection plan for the open space be addressed in the Comprehensive Plan.

**Donnette Yehle made a motion to accept the recommendations of the Planning Commission to adopt Ordinance 97. Pete Crum seconded the motion and motion adopted unanimously.**

**ORDINANCE 98 – WOODLAND AND TREE PRESERVATION**

Planning Commission recommend to the City Council that they adopt Ordinance No. 98 to amend Chapter 2 of the Development Code, pertaining to the zoning and subdivision regulations regarding woodland and tree preservation with the following changes. Section 3, item (K), change *Acer Negundo* to *Acer Segundo*. Section 8, item (B) 2., change clause in last sentence to “in no event shall the performance guarantee be released earlier than ~~one (1) year~~ *completion of the warranty requirement* after the date of the project closure.”

**Donnette Yehle made a motion to accept the recommendations of the Planning Commission and adopt Ordinance 98 as amended. Dennis Seefeldt seconded the motion and motion adopted unanimously.**

**JON RODGERS – VARIANCE FOR SEPTIC SYSTEM DESIGN**

The public hearing for applicant Jon Rodgers was held on December 5, 2006 and tabled by the Planning Commission to the January meeting. Planning Commission reviewed additional details of the septic design and made a decision to table the request until the Ordinary High Water level was staked; submit proof of the attempt to contact the owner and acquire land across the road for a septic system; ask the County to address the setback of the septic from the well; and ask for an extension on the 60-day review period.

**WILLOWBROOK COMMUNITY CHURCH**

Pastor Brad Reis was advised to proceed in making an application to amend the Shoreland Regulations to allow places of worship as a permitted use.

**Donnette Yehle made a motion to adjourn the meeting. Pete Crum seconded the motion and meeting adjourned at 10:15 p.m.**

Respectfully submitted,

Brenda Eklund  
City of Scandia Deputy Clerk