

**MINUTES OF MEETING
DELLWOOD CITY COUNCIL
JANUARY 10, 2017**

The regular monthly meeting of the Council of the City of Dellwood was held at City Hall, 111 Wildwood Road, Willernie, MN on January 10, 2017.

Deputy Mayor Jim Cuff called the meeting to order at 5:32 p.m.

PRESENT: Councilpersons - James Cuff, Frank Pazlar, Edwin McCarthy and Scott St. Martin; also present were City Clerk Joanne Frane, City Attorney Richard Copeland and Treasurer Mike McGill.

ABSENT: Mayor Nuffort.

Mr. Cuff asked for public comment. There were no persons present for public comment.

Mr. Copeland administered the Oath of Office to Councilpersons Pazlar and St. Martin.

Mr. Cuff noted that item No. 4 on the Agenda regarding the Variance request of Chris and Gail Brown, 98 Dellwood Avenue, had been continued to the February 14th Council meeting at the request of the Applicants. Upon Motion by St. Martin, second by McCarthy, the Agenda for the meeting was unanimously approved with item number 4 removed and tabled to February 14, 2017.

Washington County Sheriff's Office Deputy Joe Szczepanski gave a report regarding Sheriff activities in the City of Dellwood. He explained how the new body cameras will be used.

MINUTES: Upon Motion by Pazlar, second by St. Martin, the Minutes of the December 2016 Council meeting were approved unanimously.

RE-APPOINTMENT – PLANNING COMMISSIONERS: Mr. Cuff noted the re-appointment of Planning Commissioners Beverly Driscoll and Lin Lindbeck. Upon Motion by Pazlar, second by McCarthy, the appointments were approved and confirmed.

2017 APPOINTMENT LIST: Upon Motion by St. Martin, Second by McCarthy the 2017 Appointment List was unanimously approved.

CARDOZO / KOHLER LOT SPLIT: Mr. Copeland explained the need for an Amended Resolution approving the lot split. This matter was earlier approved by the Council, but the County Recorder did not accept the legal descriptions shown in the original survey. A new survey was completed with amended legal descriptions. Mr. Copeland stated that the new descriptions did not change the configuration of the resulting lots, but that an Amended Resolution should be adopted in order to have the City records conform to the new survey and property description. The Amended Resolution confirms that neither of the lots resulting from the minor subdivision is a buildable lot on its own, but must be combined with the respective existing lots owned by Cardozo and Kohler, abutting the lots shown in the survey. Upon Motion by St. Martin second by McCarthy, the Amended Resolution was unanimously approved with the following changes:

- 1) Nuffort was not present at the meeting and Council persons Cuff, Pazlar, McCarthy and St. Martin were present.
- 2) Paragraph (2) on the second page shall clarify that Exhibit B refers to the Boundary Survey of Lake and Land Surveying, Inc. dated December 14, 2016.

CLAIMS AND RECEIPTS LIST FOR DECEMBER 2016: The Claims and Receipts List for the month of December 2016 was reviewed and discussed. Pazlar noted that Brian Humpals services in 2016 came in under budget. Cuff stated that the City received a dividend from LMCIT for year 2016 in the amount of \$2414.

Cuff stated that Jack Kramer and Brian Humpal would be contacted to determine that inspections have been done or are in progress with respect to construction and septic system installation at the Seven Vines Winery site.

Upon Motion by St. Martin, second by Pazlar, the Claims and Receipts List for December 2016 was unanimously approved as submitted.

REPORTS OF COMMISSIONERS:

St. Martin reported that he had met with Washington County Sheriff William Hutton regarding the police contract. He stated that if one of the Cities under the contract would drop out, the remaining Cities would not be obligated to pay any part of the withdrawing City's share of costs. St. Martin stated that he had also visited with the White Bear Lake Assistant Fire Chief. White Bear Lake is currently in the process of hiring a new Chief.

Pazlar noted 2 remodeling permits.

Council member Pazlar expressed surprise that the 98 Dellwood Application had been tabled as he was prepared to address the matter at tonight's meeting. He said a contact had been made with Mr. Burton and there was no mention of a desire by the Applicant to delay.

Pazlar asked Mr. Copeland to explain the reason for the contact with Mr. Burton and the reason for tabling until February. Further, as Building Commissioner, he should have been involved in any discussions to table.

Mr. Copeland stated the 60-day period in which the Applicants were to supply all of the information required by the Council was to expire on February 14, 2017; that he had talked with Matt Burton on January 9th to determine that the Applicants, Mr. and Mrs. Brown, were informed of the fact that Mayor Nuffort would not be present at the meeting and that the matter could be decided by a vote of two Councilmen; that Mr. Burton had said he had not talked with the Browns about it and was having trouble contacting them; that Mr. Burton had decided to have the matter considered by the Council at its February 14th meeting.

Copeland stated that in his opinion, under the circumstance, the Applicants had the right to have the matter considered at the February meeting. Mr. St. Martin stated that he felt the Applicants were not fully cooperating in providing all of the information and material which the Council had requested earlier. Pazlar stated that the plans submitted to the City did not appear to meet the guidelines requested, in particular, the height of the roof.

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Mike McGill reported a balance of \$463,599.92 in the bank after payment of December bills. This figure includes the Certificate of Deposit.

Cuff noted that the five-year bonding cycle will be up in year 2018. New bonding will be discussed starting mid-year 2017.

There being no further business, the meeting was adjourned at 6:18 p.m.

Respectfully submitted,

Joanne Frane
Dellwood City Clerk / Administrator