

**MINUTES OF MEETING
DELLWOOD CITY COUNCIL
JULY 11, 2017**

The regular monthly meeting of the Council of the City of Dellwood was held at City Hall, 111 Wildwood Road, Willernie, MN on July 11, 2017, at the City Hall Offices located at 111 Wildwood Road, Willernie, MN.

PRESENT: Mayor Nuffort, Councilpersons - Frank Pazlar, Edwin McCarthy, James Cuff and Scott St. Martin; also present were City Clerk Joanne Frane, City Attorney Richard Copeland, Treasurer Mike McGill and City Planner Nate Sparks, and also the persons shown on the Sign-In Sheet attached to these Minutes.

Mayor Nuffort called the meeting to order at 5:30 p.m.

Mayor Nuffort asked for public comment. Travis Kiel asked about the possibility of getting a Variance to add a workshop to a garage building located on the St. Germain property on Echo Street. Mr. Copeland stated that the City has considered such requests in the past, but that the Council cannot give preliminary opinions without having detailed information and an Application filed with the Clerk.

Mayor Nuffort asked for approval of the Agenda. Pazlar asked that Item 3 be moved up to second place on the Agenda. Upon Motion duly made and seconded, the Agenda for the meeting was unanimously approved, with Item 3, Evergreen Road, moved to No. 2 and 2018 Street Improvements moved to No. 3 on the Agenda.

The Minutes of the May 9, 2017 Council meeting were reviewed. Upon Motion by Pazlar, second by St. Martin, the Minutes of the May 9, 2017 Council meeting were approved unanimously, without changes.

34 DELLWOOD AVENUE: The first item of business was the continuation of the minor subdivision at 34 Dellwood Avenue. This matter was previously considered at the June Council meeting and tabled pending a resolution of the access easement for Lot 2, Block 1, of the proposed Plat. Copeland reported that a satisfactory driveway access easement has been created giving Lot 2 access to a public roadway, being Dellwood Avenue. The easement cannot be recorded at this time, but will be when the official Plat of Ericson's Caledonia Addition has been approved by Washington County and recorded. The persons who shared the access easement, McNeely and Sauer, and Barbara Erickson have all agreed upon the access easement for Lot 2.

The City Planner, Nate Sparks, discussed the proposed Resolution approving the minor subdivision and it had been earlier informally approved with the Variances to allow septic system areas to have less than the required 10,000 square feet or suitable soils on each Lot. This proposed Variance has been approved by the City Sewer Inspector Brian Humpal. Lot 1 shall have at least 9300 square feet of suitable soils area and Lot 2 shall have at least 8000 square feet of suitable soils area to accommodate a sewage treatment system on each Lot, the design and location of which is subject to final approval by

Mr. Humpal at the time a Building Permit is issued.

Upon Motion by St. Martin, second by Cuff, the Council resolved unanimously to approve a minor subdivision at 34 Dellwood Avenue according to Resolution No. 2017-07 attached hereto, with the addition of the words "as required" at Item No. 9 of the Resolution.

35 EVERGREEN ROAD: The next item on the Agenda was the flooding issue at 35 Evergreen Road. Cara Geheren discussed her Memorandum regarding this matter dated May 31, 2017, a copy of which is on file.

The property owners, Mr. and Mrs. O'Connor, described the flooding which has occurred over the years, over their driveway and into their house.

Ms. Geheren stated that old drainage lines are deteriorated and no longer of use. She stated that this is a neighborhood problem which affects the O'Connor property as well as several other properties. No records can be found as to when the drainage pipes were installed or by whom. Contractors who have inspected the site concluded that the drainage system is beyond repair. Cara discussed possible solutions to be considered by the City.

Mr. and Mrs. O'Connor stated they were never informed of any past flooding problems when they purchased the property. No changes have been made by them. It is a "mystery" to them as to where the water is coming from.

Mr. Geheren is asking for authority to spend up to \$2000 for purposes of consulting with a Water Resource Consulting firm to inspect the situation and make recommendations.

Upon Motion by St. Martin, second by Cuff, the Council resolved unanimously to approve an expenditure of \$2000 to obtain an opinion from a Water Resource Engineering expert.

2018 STREET IMPROVEMENT PROJECTS: The next item of business was the 2018 Street Improvement Projects. Cara Geheren stated that the City needs to get started on the 2018 improvement plan in order to determine what streets are most in need of work and to prepare a budget and commence bidding procedures. She will be getting more information in the next two months. She noted that she needs to meet with a contractor to determine the type of equipment to be used in work to be done on Peninsula Road. Mayor Nuffort commented that it may be possible to use two different contractors, small vs. large. Cara noted that some roads are "on the fringe" and she was to do further investigation on these.

It was noted that the Engineer for the City of Mahtomedi is currently looking at doing an engineering study for the proposed bike trail through Dellwood and Mahtomedi. The cost will be in the amount of the appropriation approved by the State.

Cara noted that Dellwood's MS4 Report has been filed.

TEMPORARY GAMBLING PERMIT – REGIONS HOSPITAL FOUNDATION AND CANVASS HEALTH: A Temporary Gambling Permit Application was submitted by Regions Hospital Foundation. The Application was found to be in proper order. Upon Motion by Cuff, second by St. Martin, the Council unanimously approved a Temporary Gambling Permit to Regions Hospital Foundation for an event to be held at Dellwood Country Club on September 11, 2017, with no waiting period.

The Application by Canvass Health for a Temporary Gambling Permit was reviewed and found to be in proper order. Upon Motion by St. Martin, second by Cuff, the council unanimously approved a Temporary Gambling Permit for a raffle to be held at Dellwood Country Club on July 24, 2017, with no waiting period.

LICENSE APPLICATION OF POLAR BUILDERS: The next item was an Application by Polar Builders for a Vendor's License to conduct roofing, gutter, siding, door, window and fascia construction and repair work in Dellwood. The Council tabled this Application because no person was present to provide information to the Council.

Copeland stated that the Application did not appear to contain all of the information required by the City Ordinance.

CLAIMS AND RECEIPTS LIST FOR JUNE 2017: The Claims and Receipts List for the month of June, 2017 was reviewed and discussed. Upon Motion by Pazlar, second by Cuff, the Claims and Receipts List for June 2017 was unanimously approved as submitted.

REPORTS OF COMMISSIONERS:

St. Martin reported that noisy activity continues off-shore at the end of the Peninsula, but appears to be getting better. Efforts should be made to find dockage for the Sheriff's Water Patrol Boat which might no longer be kept at the White Bear Yacht Club.

Cuff reported that the triangle area between Highway 244 and North and South Peninsula Roads is not draining well; the culvert has collapsed and needs to be replaced; probable cost is \$4000 to \$5000. It was decided that Mr. Cuff will have discussions with the State to see if culvert repair or replacement work can wait until the 2018 street improvement work. St. Martin commented that the City should inform the State that the culvert under Highway 244 is the State's responsibility.

Cuff reported that dead trees within the rights of way are being removed within budgeted figures.

Cuff observed that Washington County had charged the City \$600 for two Residential Tax Petitions that had not come before Dellwood's Board of Equalization for review. Pazlar stated the two residents had circumvented the City process and went directly to the County. He said he has been in discussion with the City Attorney to determine if the City could recoup these charges. McCarthy said he thought that the process required the City to be involved. The City Attorney stated he did not feel the City had the authority to recoup these expenses and had some additional information on the subject in his office which he will provide to the Council.

Seven Vines Winery will be informed that a sign may be installed near the entrance on Highway 96 but not within the Highway right-of-way.

Pazlar reported vandalism at Apple Orchard Road and Tamarisk Road; removal of the stop sign and street marker. The stop sign has been replaced. He also report 2 remodeling permits and two house construction permits.

McGill reported a balance of \$350,977 in Money Market checking account. He noted that the budget committee will meet on July 24, 2017, at 10:00 A.M.

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Mayor Nuffort noted that the State bonding bill included \$38,000 for engineering study work for the trail along Highway 244 in Dellwood and along Mahtomedi Avenue.

There being no further business, the meeting was adjourned at 7:40 p.m.

Respectfully submitted,

Joanne Frane
Dellwood City Clerk / Administrator