

WOODLAND CITY COUNCIL MINUTES
Monday, October 10, 2005
7:00 p.m.

CALL TO ORDER

Mayor Stark called the meeting to order at 7:00 p.m.

Present: Jean Stark, Jim Doak, Michael Jilek, Steve Hornig and Mark Evenstad
Staff: Police Chief Gustafson, City Treasurer Grace Norris, and City Clerk, Shelley Souers
Others: Tim Lovett and Sheldon Swensen

MINUTES OF SEPTEMBER 12, 2005

Councilmember Doak moved to approve the Regular Council Minutes of September 12, 2005.
Councilmember Evenstad seconded. Motion carried 5-0.

MINUTES OF SEPTEMBER 26, 2005

Council requested Attorney Kim Kozar review the draft of the Special Council Meeting minutes prior to approval.

PUBLIC HEARING

A. Assessment of Delinquent Sewer & Water Charges – Resolution No. 11-05

No utility payments are outstanding at the time of the council meeting. Council took no action.

NEW BUSINESS

A. Recycling Bids

Council received two bids for recycling service. Councilmember Doak asked Mr. Swensen to speak on behalf of the bid submitted by Waste Management.

Sheldon Swensen, representative with Waste Management, addressed the Council regarding Waste Management's recycling bid. Mr. Swensen asked the Council to consider the single-sort collection option. Waste Management has implemented the single-sort system in many communities over the past few years. The single-sort concept increases recycling participation, reduces truck traffic in the city and is cleaner and safer for resident and the hauler because containers have a lid. Residents would not be required to sort any products. The recyclables are sorted at Waste Management's facility. Mr. Swensen confirmed that Waste Management will continue with valet service (garage door pickup) on a bi-weekly schedule and the cart can be placed in the same location. The large cart has enough capacity for 2 week of recycling. Waste Management would distribute information to all households to educate the residents on the single-sort system and schedule prior to changing the service. Mr. Swensen stated that they are receiving 99% positive feedback from other communities already using single-sort.

Mr. Swensen stated that he is aware of the current contract. Waste Management will honor the current contract if that is the direction the council chooses. Mr. Swensen explained that the bid proposal submitted for 2006 reflects an increase in the current two-sort weekly collection, due to fuel costs. There are approximately 200 stops in Woodland which take the majority of the day due to the garage door pickup.

Mayor Stark asked about the size of the single-sort carts.

Mr. Swensen noted that there are three different cart sizes; 35, 64 and 90 gallon.

Waste Management will work with residents on a one-on-one basis if they do not want the cart.

Councilmember Doak asked if Waste Management would offer a multiple year contract.

Mr. Swensen stated that they would consider a three year contract but would want to build in a 3% increase to allow for fuel costs. The 3% increase would not be an automatic escalator. Mr. Swensen stated that the carts are a big investment and Waste Management would like to develop a relationship with Woodland to continue collection for years to come.

Councilmember Hornig suggested that current contract price of \$4.04 be reduced 60 cents for bi-weekly service.

Councilmember Doak expressed concern with collection on a bi-weekly basis and the possibility of any missed collections and the accumulation of recycling products between collection dates because it would be one month before the next pickup.

Mr. Swensen stated that Waste Management would provide a courtesy pick-up if resident is on vacation or missed. Resident could contact Waste Management or the city for pick-up.

Mr. Swensen reiterated that a single-sort program encourages increased recycling and the truck traffic will be reduced by 50%.

Council reviewed the bid from BFI for \$4.40 for two-sort weekly collection. No one was present to speak on behalf of the bid.

Councilmember Doak agreed there is a benefit with increased recycling participation and less truck traffic into the city. Councilmember Doak expressed concern with not having a cap on the contract.

Councilmember Evenstad feels the community is interested in saving fuel and agrees that single sort recycling would be easy with the large container.

Councilmember Horning suggested that the contract stay at \$4.05 or split the difference between the bids for a rate of \$3.75. Councilmember Horning noted that staying with the current contract offers price protection and was not clear on the justification for changing.

Mr. Swensen stated that Waste Management wants to keep the city's business, and would consider locking the contract with a 3% increase for fuel costs. Resident could keep the current recycling bins for their own use or Waste Management will collect them if the resident does not want them.

Mayor Stark asked if Waste Management would consider \$3.90 per unit, based on Deephaven's charge and the fact that a portion of the city does have curb-side collection.

Councilmember Doak reiterated that he would support a three year contract capped at \$3.95 per unit, with valet service and courtesy collection for missed pick ups. Waste Management would

be responsible for distributing promotional material to educate the residents on the new service and single-sort collection.

Mr. Swensen stated that Waste Management will prepare a contract for the council to review. The contract will be for a three year term at \$3.95 per unit and include a statement about courtesy pick-up, an option of three cart sizes to choose from and education of residents prior to changing to bi-weekly, single-sort.

Councilmember Horning move approval of a three year recycling contract with Waste Management as outlined by Councilmember Doak. Councilmember Evenstad seconded the motion. Motion carried 5-0.

B. Snow Plow Bids

Councilmember Doak reported that Aaron's Plowing will not be bidding on the snow plow contract this year. The city advertised and received two separate bids for plowing service. Councilmember Doak stated that he spoke with both contractors that submitted bids.

Tim Lovett, owner of Cornerstone, was present to speak about his bid and service. Mr. Lovett stated that 70 percent of his business is landscaping. They have many residential customers in Woodland and maintain the Groveland Assembly Grounds. They are in the process of condensing their route to improve service and business. Mr. Lovett stated that he and his drivers are familiar with the area and streets. Mr. Lovett stated that he spoke with Aaron and was updated on the problem areas and the expectations of the residents. References were also given to Councilmember Doak.

Councilmember Doak stated that he was glad to hear Cornerstone will be condensing their route. A municipal contract requires attention to detail and rapid response. Councilmember Doak noted that Cornerstone has stated that they will keep a sand truck within minutes of the city. Cornerstone's equipment is modern and they have backup equipment available.

Mr. Lovett stated that he understands the responsibility and liability of a municipal contract. Cornerstone will bill on a straight hourly rate with no minimum. Mr. Lovett confirmed that he has a skid steer and a 15 foot dumping truck to move snow. He is fully insured with business and liability insurance. Mr. Lovett stated that he would prefer a one year contract and would be willing to discuss a long-term contract after both parties evaluate the upcoming year.

Councilmember Doak stated that another bid was received by Chet Snyder. Mr. Snyder was not available to discuss his bid. Councilmember Doak stated that Mr. Snyder is a long time Woodland resident. Councilmember Doak expressed some concern with the age of equipment that Mr. Snyder has and noted that he does not have a sander. Councilmember Doak stated that he would be more comfortable if Mr. Snyder could demonstrate that he can do the job on the contract and not obtain the equipment on approval of a contract.

Councilmember Evenstad asked if Cornerstone's hourly rates were competitive with the rates Aaron charged.

Councilmember Doak confirmed the rates are in the same range as previous contractors.

Councilmember Horning moved to approve a snow plow contract with Cornerstone for the 2005-2006 season. Councilmember Evenstad seconded the motion. Motion carried 5-0.

Councilmember Doak stated that he will ride along with Mr. Lovett during the first plow to familiarize him with the streets.

Council agreed that \$1 million / \$2 million liability coverage would be acceptable and that Mr. Lovett provide proof of insurance to the city prior to starting work in the city.

C. Adoption of LMCC 2006 Budget

Mayor Stark stated that each year the Lake Minnetonka Communications Commission (LMCC) asks participating cities to support their annual budget. The city does not contribute to the LMCC through dues; however, they request municipal approval of the annual budget. The LMCC's operating money comes from cable subscribers.

Councilmember Horning moved to approve the LMCC Budget as presented. Councilmember Evenstad seconded the motion. Motion carried 5-0.

D. Review Guidelines for Subordination of CDBG Funded Housing Rehabilitation Program.

Council reviewed the CDBG program guidelines as delineated by Hennepin County regarding the process for assessing the subordination of loans under the control of the county for housing rehabilitation repayments.

Councilmember Horning moved to approve the guidelines for the CDBG funded housing rehabilitation as described in the guidelines submitted by Hennepin County. Councilmember Jilek seconded the motion. Motion carried 5-0.

OTHER BUSINESS

Councilmember Doak moved to approve the Public Health Nuisance Ordinance #25 developed to address the responsibilities established by Minnesota Statue for remediation of methamphetamine lab sites, requesting county staff to enforce Ordinance #25. Councilmember Evenstad seconded the motion. Motion carried 5-0.

MAYOR'S REPORT

First Amendment to Mutual Release Agreement

Mayor Stark reported that there needs to be an amendment to the Mutual Release Agreement between Newell and the City of Woodland to clarify the length of the proposed retaining wall. The current Mutual Release Agreement does not specify the length of the wall. The First Amendment document addresses the specific length of the retaining wall. The Minnehaha Creek Watershed District and the surveyor reviewed the dredging plan and recommended approximately 90 feet of retaining wall based on the depth of the channel.

Mayor Stark stated that the process to amend the Mutual Agreement required a special meeting of the city council.

Councilmember Evenstad stated that he would support the extension to the north but no further south, in order to hold back the soil.

Councilmember Jilek noted that the dredging company recommended a length of 90 feet. The water depth is 2-3 feet and council allowed up to 5 feet of depth to dredge.

Councilmember Horning agreed that the wall be permitted to extend no farther south than the original drawing.

Mayor Stark called a special meeting for Thursday, October 13th 7:30AM to consider the approval of the amendment to allow a retaining wall up to 90 feet in length.

18400 Maple Ridge Road Lot Area

Mayor Stark reported that Svoboda Ecological Resources have submitted a report, on behalf of Mr. Bartus, regarding their finding and delineation of the wetland area on the Maple Ridge Lot. City staff is looking for direction on the next step in this matter and whether the city should engage the legal counsel of Dorsey and Whitney or another firm.

Council directed staff to send a letter to Mr. Bartus and confirm the intent of the report and a copy of the mutual agreement delineating the process. If Mr. Bartus chooses to use the Svoboda report as his findings to support the area of upland, as represented by the Schoell and Madson, Inc., staff will send a letter and copy of the report to Sunde Land Surveying, LLC. for review.

County Road 101 & McGinty Road

Mayor Stark reported that Woodland resident Kathy Murphy called expressing her concern with the traffic delays along County 101 and the potential impact of the intersection following the proposed development of the Sweatt property.

Mayor Stark also reported that the intersection of Breezy Point Road and County Road 101 will be modified between 2007 and 2008.

Mayor Stark stated that she is hoping to schedule a meeting with the Wayzata Mayor to discuss the 101 & McGinty Road intersection and the proposed development and Woodland's concern with the response of the Wayzata Fire department.

COUNCIL REPORTS

Public Safety & Finance – No report.

Roads & Signs – No report.

Web Site & Deer Management – Councilmember Jilek reported that there is an increase in the use of the website and overall it should prove to be a good benefit for the resident.

Ordinances – No report.

TREASURER'S REPORT

Councilmember Hornig moved to approve the September 12, 2005 Treasurer's Report as submitted. Councilmember Doak seconded the motion. Motion carried 5-0.

Councilmember Evenstad reported that TCF Bank is interested in reviewing the city's account and providing banking services. Councilmember Evenstad stated that he has a contact at the bank and can arrange a TCF banker to attend the November Council meeting to explain their services.

ACCOUNT PAYABLE

Councilmember Hornig moved to approve the accounts payable in the amount of \$13,773.83
Councilmember Doak seconded the motion. Motion carried 5-0.

ADJOURNMENT

Councilmember Evenstad moved to adjourn the meeting at 9:10 p.m. Councilmember Jilek seconded the motion. Motion carried 5-0.

Respectfully submitted,

Shelley Souers, City Clerk