

CITY OF FRAZEE

**PUBLIC HEARING ON THE PROPOSED MODIFICATION OF
RESOLUTION 058-95 TO EXPAND THE EDA BOARD TO SEVEN MEMBERS**

REGULAR COUNCIL MEETING

FEBRUARY 12, 2007

Public Hearing – Expansion of the EDA Board to Seven Members

A public hearing on the modification of Resolution No. 058-95, which established an Economic Development Authority in the City of Frazee, to expand the board to seven members was called to order at 6:45 p.m. by Mayor Ludtke. Members present included Miosek, Quart, Trieglaff, and Dermody.

City Clerk-Administrator Kelcey Klemm explained that by statute the EDA is created by an enabling resolution of the Frazee City Council and the number of board members is dictated by that resolution.

Bryce Anderson, President of the EDA, expressed his opinion in favor of the change because a larger number would provide more members for a quorum and it would involve more people in the community.

Trieglaff asked if the members have to live in town. Klemm explained that residency is not a requirement and that the only restriction on membership is that at least two of the members be from the Council.

Dermody asked if there are any rules pertaining to attendance for the EDA members. Quart explained that Robert's Rule of Orders provides that three unexcused consecutive absences, after notice, constitutes a vacancy.

Having no additional public comment, the public hearing was closed.

REGULAR MEETING

The regular meeting of the Frazee City Council was called to order at 7:00 p.m. by Mayor Ludtke. Members present were Miosek, Quart, Trieglaff, and Dermody.

Open Forum

Carey Alger, Frazee Restaurant & Bar, spoke in opposition to a citywide smoking ban and provided copies of information on the negative economic effects of smoking bans on cities.

Dermody clarified that the proposed ban would only be in restaurants and does not include bars.

Rod Osvold stated that the decision should be up to individual business owners.

Elaine Harding stated that cigarettes are still legal and we continue to subsidize tobacco production.

Bill Fonseth asked if the public has voted on the issue in other cities.

Consent Agenda

MOTION by Dermody, seconded by Trieglaff, to approve the consent agenda items as follows:

- Approve raffle permit for the Minnesota Deer Hunters Association, Smoky Hills Chapter.
- Approve raffle permit for the Frazee Area Community Club.
- Approve the minutes from the January meetings.
- Approve the City bills for payment.
- Approve the Liquor Store bills for payment.

All present in favor, motion carried.

Staff Reports

Paul Thon, Fire Department, reported 4 calls, 81 call hours, and 92 training hours for the month of January; the new grass rig is being painted and all of its cost is being paid by fundraisers; 6 new applicants for joining the department was received and testing will take place soon; and the next round of FEMA grants is approaching.

Ken Miosek provided a Rescue Squad report consisting of 23 calls for 110 call hours, 56 community hours, and 28 total members.

Larry Stephenson, Public Works Superintendent, reported that 5,040,000 gallons of water was pumped, with an average of 162,580 gallons per day, and 288,000 gallons were used for backflushing; 3.95 million gallons were discharged at the wastewater plant; explained that most water freeze ups are due to the faults of the property owners; will be reviewing the city's seal coat and 5 year street maintenance plan; and will probably need to buy a new flail mower this summer.

Mike Lorsung, Police Chief, reported 124 calls for the month of January; the SMART system should be operational soon; a new squad car should be in next week; a couple of in-car video systems were acquired from another department at a discounted price; and recommended the hiring of Brian Nelson as a full-time officer.

MOTION by Ouart, seconded by Dermody to approve the hiring of Brian Nelson as a full-time police officer. All present in favor, motion carried.

Klemm provided a financial report for the liquor store; an Event Center Advisory Committee meeting was scheduled for Thursday; a list of the February and March events was reviewed; and a public hearing was scheduled for March 12th at 6:30 to discuss the continued operation of a municipal liquor store.

MOTION by Trieglaff, seconded by Ouart, to extend hours to 1 a.m. on Fridays and Saturdays. All present in favor, motion carried.

MOTION by Miosek, seconded by Dermody, to approve a revised Liquor Store Manager job description. All present in favor, motion carried.

New Business

MOTION by Quart, seconded by Dermody, to approve Resolution No. 0212-07 to expand the EDA to seven members. Dermody stated that he hopes that current and new members will attend meetings. All present in favor, motion carried.

MOTION by Trieglaff, seconded by Miosek, to approve the first reading of Ordinance No. 133, establishing a planning commission for the City of Frazee. Dermody asked if its membership was limited to residents of Frazee; the current version does not have such a requirement.

MOTION by Trieglaff, seconded by Dermody, to amend the motion to approve the first reading with the change of the ordinance to include a seven-member board. All present in favor, motion carried.

On a vote of the main motion, all present in favor, motion carried.

Lorsung reviewed the current nuisance violation occurring at the Mowers residence. MOTION by Miosek, seconded by Dermody, declaring that the automobiles, debris, and horse trailer existing at 109 5th Street NW is a nuisance affecting health and safety as cited by Ordinance No. 111, Section 4, Subsections 13 & 14, and the property owner has until February 15th, to remove the violation and failure to do so will cause the City to either abate the nuisance and assess the cost against the property owner or refer the matter for criminal prosecution at its option. All present in favor, motion carried.

MOTION by Trieglaff, seconded by Quart, to approve Proclamation No. 0212-07 declaring school board recognition week February 26 to March 2, 2007. All present in favor, motion carried.

Councilmember Reports

Ludtke provided a letter of support for the North Country Trail.

MOTION by Dermody, seconded by Trieglaff, to approve the letter of support for the North Country Trail. All present in favor, motion carried.

Dermody reported on his thoughts for a smoking ban in city restaurants citing it as a health issue, it would be good to be on the forefront of a state ban, and does not intend for it to be a detriment to business.

Trieglaff stated that he does not support the ban because of the possible risk to business owners. The issue was referred to the Public Safety committee.

Clerk-Administrator

Klemm provided an annual financial statement for the EDA.

Bryce Anderson, EDA President, provided an annual EDA reports stating that several things were accomplished in 2006 and the groundwork has been laid for many more good things citing the adoption of the comprehensive plan, the Joint Task Force to redevelop

the Swift area, the numerous grants that were received, the success of the Community Showcase, and that meetings are held at various locations to reach out to the business community.

Having no further business, the meeting was adjourned.

ATTEST:

Kelcey Klemm, City Clerk/Treasurer/Administrator