

**TAYLORS FALLS CITY COUNCIL MEETING  
COUNCIL CHAMBERS  
MONDAY, MAY 14, 2012 - 7:00 P.M.**

**MINUTES**

The Agenda for this Meeting was posted Wednesday, May 9, 2012, at City Hall, the Post Office and on the City's Web Site. Copies were e-mailed to residents requesting such, and the Press was notified.

The Taylors Falls City Council met for a regular meeting on Monday, May 14, 2012 at 7:00 p.m. in Council Chambers at City Hall, 637 First Street, Taylors Falls, Minnesota.

**CALL TO ORDER**

The Meeting was called to order at 7:00 p.m. by Mayor Mike Buchite.

**PLEDGE OF ALLEGIANCE**

All those present at the meeting recited the Pledge of Allegiance to the United States flag.

**ROLL CALL**

MEMBERS PRESENT: Mike Buchite, Ross Rivard, John Tangen, Larry Julik-Heine, Mary Jo Murphy

MEMBERS ABSENT: None

OTHERS PRESENT: Jo Everson, Clerk-Treasurer, and Dave Muller from the Ledger Press Newspaper

**ADOPTION OF AGENDA**

MOTION BY MURPHY/JULIK-HEINE TO APPROVE THE AGENDA, AS PRESENTED, FOR THE MAY 14, 2012 COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.

**ADOPTION OF CONSENT AGENDA**

MOTION BY RIVARD/TANGEN TO APPROVE/ACCEPT THE FOLLOWING CONSENT AGENDA ITEMS: MINUTES OF CITY COUNCIL MEETINGS HELD ON APRIL 9 AND APRIL 23, 2012, AND APRIL 11, 2012 BOARD OF REVIEW; STAFF REPORTS; COMMISSION/BOARD OR COMMITTEE MINUTES/REPORTS; CONSIDER RESIGNATION OF JOE STEIN AS PLANNING COMMISSION CHAIR; CONSIDER 2012 SOLID WASTE PERMIT FOR ALL-WAYS HAULING; APPROVAL OF CLAIMS & PAYROLL; AND CORRESPONDENCE. MOTION CARRIED UNANIMOUSLY.

**PUBLIC FORUM**

None.

**STAFF REPORTS & REQUESTS**

**ADMINISTRATIVE DEPARTMENT**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE APRIL 2012 FINANCIAL REPORTS PRESENTED BY CLERK-TREASURER JO EVERSON.

**CHISAGO COUNTY SHERIFF'S DEPARTMENT**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA SERGEANT SHANE CARROLL'S APRIL 2012 CHISAGO COUNTY SHERIFF'S DEPARTMENT REPORT.

**PUBLIC WORKS DEPARTMENT**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE APRIL 2012 PUBLIC WORKS DEPARTMENT REPORT PRESENTED BY SUPERINTENDENT MIKE KRIZ.

**PLANNING & ZONING DEPARTMENT**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE APRIL 2012 PLANNING & ZONING DEPARTMENT REPORT PRESENTED BY COORDINATOR-ZONING ADMINISTRATOR ADAM BERKLUND.

## **FIRE DEPARTMENT**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE APRIL 2012 FIRE DEPARTMENT REPORT PRESENTED BY CHIEF AL RIVARD.

## **COMMISSION, BOARD OR COMMITTEE MINUTES/REPORTS**

### **LIBRARY BOARD**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE MINUTES OF THE LIBRARY BOARD MEETINGS HELD ON APRIL 25, 2012.

### **STAFF REQUESTS**

None.

## **UNFINISHED BUSINESS**

### **CONSIDER PROPOSAL FROM RIVARD LAWN CARE & LANDSCAPING**

Rivard Lawn & Landscaping have provided lawn care services in Taylors Falls since 2008. Council had tabled action on the proposal previously submitted in order to allow Staff more time to evaluate what properties should be included in the proposal. The recommendation was to remove City Hall from the proposed list to be mowed by the Rivard's. The Mayor indicated that there would be a 5% fuel surcharge applicable when gas prices are \$3.25/gallon or higher.

MOTION BY MURPHY/JULIK-HEINE TO APPROVE THE PROPOSAL FROM RIVARD LAWN AND LANDSCAPING TO PROVIDE LAWN CARE SERVICES AT THE FOLLOWING LOCATIONS:

- ★ OVERLOOK (HERITAGE PARK): \$75.00
- ★ PARKS DOWNTOWN BY THE BRIDGE (RIVERWALK PARK & TRAIL): \$90.00
- ★ MEMORIAL COMMUNITY CENTER: \$25.00
- ★ PARKS ON FIRST STREET HILL INTO TAYLORS FALLS: \$55.00

MOTION CARRIED WITH RIVARD ABSTAINING SINCE HE IS A RELATIVE OF THE OWNERS OF THE COMPANY.

## **NEW BUSINESS**

### **CONSIDER BIDS FOR SEWER LINING**

Public Works Superintendent Mike Kriz presented three proposals for the sewer lining project this year. They were Visu-Sewer, Veit, and Lametti. His recommendation was to award the project to Visu-Sewer since they were the least expensive.

MOTION BY JULIK-HEINE/RIVARD TO APPROVE THE PROPOSAL FROM VISU-SEWER, FOR APPROXIMATELY 1,961' OF SEWER LINING SERVICES FOR WEST STREET, FROM OAK STREET TO WALNUT STREET AND GROVE STREET TO FIRST STREET, AT A COST OF \$24.90 PER LINEAR FOOT, FOR A TOTAL OF \$48,829.00, TO BE PAID FROM THE SEWER FUND (601) AND SEWER REPLACEMENT FUND (301). MOTION CARRIED UNANIMOUSLY.

### **CONSIDER BIDS FOR SIREN UPDATE/REPAIR/PURCHASE**

With the State of Minnesota (and eventually nation-wide) mandating the change in emergency frequencies to narrow banding, the City must upgrade or replace its existing outdoor siren system so that it is compatible with the new warning system. Ironically, during the early morning of May 5<sup>th</sup>, lightning hit the radio unit on the siren pole causing a constant wail that was unable to be shut off except by manually tripping the breaker. The siren itself is still operable, however the radio receiver is not.

Staff published a Request for Bids, with four responses. Two were for radio receivers and two were for entire siren systems. The Council discussed the benefits and costs for both options, and agreed it would be the most cost effective to replace only the radio unit at this time, then pursue grants to finance a second or third siren for the City in the near future. Despite the fact that the proposal from

Frontline Plus, Inc. was significantly less than the quote from Ready Watt Electric, Rivard and Tangen were confident that Ready Watt Electric uses Federal Warning Systems equipment, which would be compatible with future upgrades to the City's existing siren system if needed. Additionally, the majority of the systems throughout Chisago County (and Chisago County itself) are sirens from this same company, removing any compatibility issues altogether.

MOTION BY MURPHY/JULIK-HEINE TO APPROVE THE PURCHASE OF A FEDERAL SIGNAL NARROW BAND RADIO, WHICH INCLUDES A RECEIVER, ANTENNA AND CABLE, ELECTRICAL, PARTS, LABOR, BUCKET TRUCK, SHIPPING AND TAX, AT A COST OF \$2,535.00 FROM READY WATT ELECTRIC, FROM RAMSEY MINNESOTA, TO BE PAID BY INSURANCE REIMBURSEMENTS AND FUNDS FROM THE BUDGET ACCOUNT 101-42100-309. MOTION CARRIED UNANIMOUSLY.

**CONSIDER PROPOSED TEXT AMENDMENTS TO THE ZONING ORDINANCE**

The Taylors Falls Planning Commission recently held a Public Hearing on May 1, 2012, to seek public opinion regarding proposed text amendments to the City's Zoning Ordinance. The changes are primarily in the area of aesthetics in the Business and Industrial Zones. Now that the construction of the City's Business Park is nearly completed, these guidelines were needed before any business was to relocate in Taylors Falls. To summarize, amendments included: changes in architectural standards; screening and landscaping; and lighting.

MOTION BY RIVARD/JULIK-HEINE TO ACCEPT THE PLANNING COMMISSION'S RECOMMENDATION TO AMEND THE TAYLORS FALLS ZONING ORDINANCE BY ADOPTING ORDINANCE 2012-01, BASED UPON THE FOLLOWING FINDINGS OF FACT:

1. THE TEXT IN THE BUSINESS AND INDUSTRIAL SECTIONS FOR ACCEPTABLE BUILDING MATERIALS DO NOT TAKE INTO ACCOUNT THE ADVANCEMENTS MADE IN THE LAST FEW DECADES IN REGARD TO DURABILITY, FUNCTIONALITY, AND AESTHETIC VALUE OF VARIOUS MATERIALS.
2. THE CURRENT TEXT IN THE BUSINESS AND INDUSTRIAL SECTIONS IS TOO RESTRICTIVE FOR DEVELOPMENT IN A LIGHT INDUSTRIAL ZONE.
3. TAYLORS FALLS HAS A NEED TO ENCOURAGE DEVELOPMENT AND TO CREATE JOBS IN THIS COMMUNITY.
4. THE PROPOSED AMENDMENTS ARE CONSISTENT WITH THE INTENT OF THE ZONING ORDINANCE AND DO NOT CONFLICT WITH THE INTENT OF THE COMPREHENSIVE PLAN.
5. THE PROPOSED AMENDMENTS BETTER ENABLE ADMINISTRATION OF THE ZONING ORDINANCE.

MOTION CARRIED UNANIMOUSLY. (Ordinance attached)

**CONSIDER RESIGNATION OF JOE STEIN AS PLANNING COMMISSION CHAIR**

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE RESIGNATION OF JOE STEIN FROM THE TAYLORS FALLS PLANNING COMMISSION. FURTHER MOVED TO SEND A LETTER OF APPRECIATION FOR STEIN'S YEARS SERVED AS A MEMBER OF THE COMMISSION.

**CONSIDER 2012 SOLID WASTE PERMIT FOR ALL-WAYS HAULING**

THE CITY COUNCIL APPROVED BY CONSENT AGENDA A 2012-2013 SOLID WASTE PERMIT TO ALL-WAYS HAULING, INC. FROM FOREST LAKE, MINNESOTA.

**APPROVAL OF CLAIMS & PAYROLL**

THE CITY COUNCIL APPROVED BY CONSENT AGENDA THE PAYMENT OF CHECK NUMBERS 24571 - 24618 TALLING \$39,796.10, AND CHECK NUMBERS 6103 - 6112 TALLING \$11,269.84 FOR APRIL PAYROLL.

## **LIAISON OR COUNCIL MEMBER REPORTS**

**Ross Rivard** reported that Council would be reviewing paving proposals at the next meeting.

**Larry Julik-Heine** reported that he had received a phone call from the Chisago County Water & Soil office looking to identify a project site that needed remedial work that their Department could participate in. A grant would be obtained to absorb the costs, which is a 75/25% grant, with in-kind allowed for the City participation in the project. They potentially identified a site behind the Public Works garage, then traveling through the Park to the bluff line. Julik-Heine was encouraged to gather information for a future meeting.

**Mayor Mike Buchite** reported that on Friday, May 18<sup>th</sup>, there will be a classic car show on the City's vacant lot located at the north end of town. The Minnesota Street Rod Association is sponsoring the event which will be open to the public at no cost. Another event open to the public is the "Taylors Falls Log Jammers Jam", which is held on Monday nights in the Community Center at 7:00 p.m. The Jammers are musicians getting together to "jam" for the evening. There have been 17 - 20 musicians who provide the entertainment to the public at no cost.

The Mayor updated the Council on the status of the 800 MHz Radio Subscriber Agreement with Chisago County. He stated that it has been a challenge to negotiate a fair compensation to Taylors Falls for the sixteen (16) radios that were acquired (and for the most part) paid for by the City with both grant monies and taxpayer dollars, while Chisago County paid for the radios throughout the County with the exception of Taylors Falls. The final Agreement will be presented to the Council at the May 29<sup>th</sup> meeting.

The next Council meeting will be held on Tuesday due to the May 28<sup>th</sup> Memorial Day holiday.

## **CORRESPONDENCE**

THE CITY COUNCIL ACKNOWLEDGED BY CONSENT AGENDA THE FOLLOWING CORRESPONDENCE PROVIDED IN THE MAY 14, 2012 CITY COUNCIL MEETING PACKET:

1. CORRESPONDENCE FROM MIDCONTINENT COMMUNICATIONS, RE: SCHEDULED WORK
2. CORRESPONDENCE FROM XCEL ENERGY, RE: REQUESTING EXPECTATIONS FOR SERVICE
3. STAFF CORRESPONDENCE & EMAIL'S

## **ADJOURNMENT**

MOTION BY MURPHY/JULIK-HEINE TO ADJOURN THE MEETING OF THE TAYLORS FALLS CITY COUNCIL HELD THIS MAY 14, 2012. MOTION CARRIED UNANIMOUSLY.

Being no further business to come before the Council, the Meeting adjourned at 7:30 p.m.

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Michael D. Buchite, Mayor

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Jo Everson, Clerk-Treasurer

**APPROVED:** JUNE 11, 2012

ORDINANCE 2012-01

CITY OF TAYLORS FALLS  
CHISAGO COUNTY  
STATE OF MINNESOTA

AN ORDINANCE TO AMEND THE TAYLORS FALLS ZONING ORDINANCE

The Taylors Falls City Council hereby ordains the following text amendments to the Taylors Falls Zoning Ordinance:

**2000.007 Business and Industrial, Subdivision 9:** Architectural Standards: A, B, and C, are hereby deleted in their entirety, and shall be replaced with the following text so as to read:

**Architectural Standards.** These architectural standards apply to new construction only. Additions to existing buildings may be constructed of materials similar to those used on the existing building.

- A. Intent: It is the intent of this section to promote high standards of design and construction for the B & I District uses in the City. These standards are set forth in order to enhance the visual appearance of the B & I Districts within the City, to increase the taxable value of the City, and to promote the community public health, safety and welfare.
- B. Exterior Building Materials: The exterior surface of all buildings in the B & I Districts shall be on of, or a combination of, the following materials.

If any of the following materials are used, they may constitute no more than 80 percent of the building elevation facing the roadway. The remaining 20 percent must be of a different color, material, or architectural relief providing that the visual effect of this relief is deemed substantially similar to a change in color or materials.

- 1. Permitted Materials:
  - a. Face brick, stone, glass or similar material;
  - b. Architecturally treated concrete;
  - c. Stucco or other cementitious coating applied in a manner so as to create a harmonious design with other exterior materials;
  - d. Decorative concrete block whose color and texture is integral to the material;
  - e. Textured or architecturally treated concrete masonry units, or panels, if either sealed or painted in a manner guaranteed by the manufacturer against blistering, peeling, cracking, flaking, checking, or chipping for a minimum of 5 years;
  - f. Metal panels with interlocking, concealed, or tongue-and-groove seams and approved fasteners, if the exterior surface finish is warranted by the manufacturer for 20 years against blistering, peeling, cracking, flaking, checking, or chipping;
  - g. If due to factors unique to the property or project, it is either physically impossible or impracticable to use these materials, the Planning Commission may approve an alternative solution that renders them aesthetically compatible with the principal structure.
- 2. Acceptable Accent Materials: To satisfy the requirements of the remaining 20 percent of a building surface area, the following accent materials are acceptable:
  - a. Any of the permitted materials listed above;

- b. Wood if sealed or treated in a manner guaranteed for a minimum of 5 years.
3. Prohibited Materials: Plain, flat, unpainted concrete block, or any metal not meeting the standards outlined in (1) (f) above.
- C. Accessory Structures: Garages and accessory structures shall be of a similar material, quality and appearance as the principal structure. The height of the accessory structure shall not exceed that of the principal structure. Screen walls and exposed areas of retaining walls shall be constructed of a permanent material and finish and shall be of a compatible color and materials as the principal structure.
- D. Rooftop and Ground Level Mechanical Equipment: The ground level view of all rooftop and ground level mechanical equipment, including rooftop structures related to elevators and other mechanical utilities shall be screened from contiguous properties and adjacent streets with materials of similar type, quality, and appearance as that of the principal structure. If due to unique to the property or the project, it is either physically impossible or impracticable to the completely screen these utilities, the Planning Commission may approve an alternative solution that renders them aesthetically compatible.
- E. Loading and Service Areas/Outdoor Storage: The perimeter views of all external loading and service areas and any areas of outdoor storage must be screened from residential uses and adjacent public streets and the public front and office sides of all commercial and industrial uses, except at access points. Such screening can be accomplished through the placement of the building on the lot or the placement of a building on an adjacent lot. Screening can also be accomplished through the use of berming, landscaping (80% opaque at the time of maturity) or existing vegetation. If screen walls are proposed then the materials used shall be of similar type, quality, and appearance as that of the principal structure. If due to factors unique to the property of the project, it is either physically impossible or impracticable to completely screen these areas, the Planning Commission may approve an alternative solution that renders them aesthetically compatible with the principal structure.
- F. Trash Handling: All trash handling equipment shall be stored within the principal structure or within an attached structure accessible from within the principal structure or within an accessory structure totally screened from eye level view from public streets and adjacent residential properties. Such structures shall be constructed of the same building material as the principal structure. If due to factors unique to the property or the project, it is either physically impossible or impracticable to completely screen these structures; the Planning Commission may approve an alternative solution that renders them aesthetically compatible with the principal structure.
- G. Commercial and Industrial Building Design:
1. Evaluation of the appearance of a project shall be based on the quality of its design and the relationship to its surroundings.
  2. Buildings shall have good scale and be in harmonious conformance with permanent neighboring development.
  3. Materials shall have good architectural character and shall be selected for harmony with adjoining buildings. Materials shall also be of durable quality.
  4. Building components, such as windows, doors, eaves, and parapets shall have good proportions and relationships to one another.
  5. Colors shall be harmonious and shall use only compatible accents.
  6. Exterior building lighting shall be part of the architectural concept. Fixtures, standards, and all exposed accessories shall be harmonious with building design.

7. Monotony of design in single or multiple building projects shall be avoided. Variation of detail, form, and sighting shall be used to provide visual interest. In multiple building projects, variable sighting or individual buildings may be used to prevent monotonous appearance.

H. Site Lighting: All exterior lighting shall be designed and arranged to direct illumination away from contiguous Residential District property. No exterior lighting shall be arranged and designed to create direct viewing angles of the illumination source by pedestrian or vehicular traffic in the public right-of-way. Lenses, deflectors, shields, louvers, and prismatic control devices shall be used to eliminate nuisance and hazardous lighting. The light cast by these fixtures shall be restricted to 0.5 lumens at the property line. Such lighting shall be no greater than 24 feet in height.

**2000.014 Screening and Landscaping, Subdivision 4.** General Landscaping Requirements, D, E are hereby deleted in their entirety, and shall be replaced with the following text so as to read:

D. Minimum sizes of ornamental trees and shrubs: Ornamental trees shall generally have a minimum caliper of 1 inch. (*Caliper and height requirements apply only to trees needed to satisfy the City's quantity requirements. Once these are satisfied, any size can be used.*) Shrubs shall be 5 gallons in size.

**2000.016 Lighting, Subdivision 1.** Exterior Lighting, L. shall be removed in its entirety.

ADOPTED ON MAY 14, 2012  
PUBLISHED ON MAY 23, 2012

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Michael D. Buchite, Mayor

ATTEST:

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Jo Everson, Clerk-Treasurer