

**WALKER CITY COUNCIL
REGULAR MEETING MINUTES
WALKER FIRE HALL MEETING ROOM
MONDAY, JUNE 3, 2019**

CALL TO ORDER –Mayor Shaw

- Mayor Jed Shaw called the regular scheduled meeting to order at 6:00 p.m.
- Pledge of Allegiance
 - Council members present: Hansen, Moore, Senenfelder, Shaw and Wilkening
 - Council members absent:
 - Others present during portions of the meeting included:

Terri Bjorklund, City Administrator	Pamela Smith, City Employee
Dean Morrill, Pilot Independent	John Valen, City Attorney
Cindy Wannarka, LL Chamber	Dorian Grilley, Bike MN
Michael Ridlon, Public Works Director	Wayne Tennis, Chief of Police
Seth Liefer, Self	Colleen Cardenuto, Self
Simon Whitehead, SHIP Cass County	Alice Groth, Self
Otto Ringle, Self	

CONSENT AGENDA-Mayor Shaw

M/S Moore/Senenfelder to approve the Consent Agenda Items 1 thru 9 as follows waving the reading.

1. Approve Walker City Council regular meeting minutes of May 6, 2019.
 2. Review and file draft of Walker Planning Commission/Board of Adjustments regular meeting minutes of May 20th, 2019.
 3. Review and file April 2019 Zoning Administrator report.
 4. Review and file draft of Walker Park Advisory Board meeting minutes of May 28th, 2019.
 5. Review and file Walker Police Department Monthly Report.
 6. Review and file Public Works Committee meeting minutes of May 23, 2019.
 7. Review and file Walker Area Joint Fire Department Minutes of May 9th, 2019.
 8. Approve Cash Balance Report as of April 30th, 2019.
 9. Approve to pay KLM Engineering the corrected amount of \$8,500. For pressure washing of the exterior of both the water towers.
- Motion passed (5-0)

CANCELLATION OF PUBLIC HEARING –Mayor Shaw

- The public hearing scheduled for June 3rd, 2019 to hear public comment on the proposed adoption of Ordinance 2019-02; adding Transitional Housing Standards to the City Code has been cancelled and will be rescheduled to a future City Council meeting date. The Public Hearing was to be held during the regularly scheduled City Council meeting on Monday, June 3rd, 2019 at 6:00 p.m. at the Walker Fire Hall located at 701 Elm Avenue West, Walker MN. A public notice for the future hearing will be posted when the hearing date is determined.

SCHEDULED CITIZENS PRESENTATION –Mayor Shaw

Dorian Grilley Executive Director of BikeMN– the League of American Bicyclists, He noted congratulations to the City of Walker for becoming one of the 464 bicycle friendly communities in the United States and one of 29 in the State of Minnesota. He explained that he works for Bicycle Alliance of Minnesota and they are dedicated to advocacy and education making Minnesota a more bike and walk friendly community. He stated that bicycling has become an important part of our tourism economy in this area. They have added value to every piece of property in town, adding value to the quality of life. He stated that Walker, Minnesota has the most bike friendly businesses per capita in the Country. He encouraged further investments in share the road signs and bike symbols painted on the streets. He presents a plaque to the City of Walker for being the most bike friendly community in Minnesota.

CITY STAFF COMMENTS – Administrator Terri Bjorklund

- Bike MN has chosen Walker’s Bike Friendly Committee to receive the Bicycle Friendly Business Champion Award attending the award presentation in St. Paul on June 08, 2019 will be Cindy Wannarka, Roxy Parks, Paul Nye, Terri Bjorklund and anyone wishing to travel to St. Paul for the presentation.

PERSONNEL, BUDGET & ADMINISTRATION – Councilmember Senenfelder

1. **M/S Senenfelder/Moore** to approve of Claim #56533 to Claim #56663 including Voided Check Numbers 56576 and 56577 and bank drafts in the amount of \$364,229.32
Motion passed (5-0)
2. **M/S Senenfelder/Moore** to approve of the request from the Accounting Department to transfer \$569.00 from fund 106 (Community Digital Sign) to fund 101 (General) to pay for the property insurance for the digital sign from 5-1-19 to 5-1-20.
Motion passed (5 -0)
3. **M/S Senenfelder/Hansen** to approve of the application for a 1 day temporary liquor license for the Walker Rotary for the Fourth of July; contingent upon receiving certificate of liability naming the City of Walker as a certificate holder.
4. **M/S Senenfelder/Wilkening** to approve of Resolution 28-2019, a Resolution certifying delinquent nuisance enforcement expenses for past due snow removal to the 2020 tax roll.
Ayes: Hansen, Moore, Senenfelder, Shaw, Wilkening Nays: None
Motion passed (5-0)
5. **M/S Senenfelder/Moore** to approve to send Carol Longfellow to a Records clerk training in Arden Hills, MN on November 6th, 2019 and to attend a round table discussion on updates/legislative changes for data practices in Arden Hills, MN on January 8th, 2020; both at a cost of wages and mileage.
Motion passed (5-0)

**ECONOMIC DEVELOPMENT/LIQUOR STORE/AIRPORT/LIBRARY –
Councilmember Hansen**

1. **M/S Hansen/Wilkening** to approve of Walker Planning Commission/Board of Adjustments Meeting Minutes of April 29th, 2019.
Motion passed (5-0)
2. **M/S Hansen/Moore** to approve the resignation of Richard Hansen from the Planning Commission Board of Adjustments.
Motion passed (5-0)
3. **M/S Hansen/Moore** to approve to advertise for the open Planning Commission seat; the seat is open to any City resident or property owner within City limits.
Motion passed (5-0)
4. **M/S Hansen/Senenfelder** to approve of Ordinance 2019-03, an Ordinance amending Signs of the Walker City Code.
Motion passed (5-0)
5. **M/S Hansen/Moore** to approve of Resolution 29-2019, a Resolution authorizing summary publication of Ordinance 2019-03
Ayes: Hansen, Moore, Senenfelder, Shaw, Wilkening Nays: None
Motion passed (5-0)
6. **M/S Hansen/Moore** to approve of the recommendation from the Walker Planning Commission/Board of Adjustments to approve LU-2019-03, a Conditional Use Permit for Dirt Moving of >50 cubic yards (non-shore or bluff impact) with the following findings of facts and conditions;
Staff Findings:
Staff provides the following findings of fact for consideration by the Planning Commission:
 1. Standard soil erosion prevention measures will be used during filling (silt fence).
 2. The fill site is not viewable from public waters and will have no impact.
 3. This site has city water and sewer available on site.
 4. The application does not have lake access for watercraft.
 5. The subject property is located in an area zoned as Traditional Residential (R); dirt moving of more than 50 cubic yards is allowable with a Conditional Use Permit.
 6. The use, with conditions imposed by the Planning Commission, is compatible with the surrounding neighborhood and does not conflict with the Comprehensive Plan.
 7. The use with conditions is compatible with the existing neighborhood; the adjacent properties that surround that parcel are also zoned Traditional Residential (R); which is a compatible conditional use for that zoning district.
 8. The proposed use, with conditions, is not considered to be injurious to public health, safety, decency, order, comfort, convenience, appearance, or prosperity.
Conditions:
 1. Maintain preventative steps for soil erosion before, during and after the project.

2. Seeding of the property will need to be done immediately following the relocation of fill; to help control soil erosion.
3. All new driveways shall comply with Sec. 109-164; the driveway material must be concrete or asphalt whether or not it abuts a paved road.

Motion passed (5-0)

7. **M/S Hansen/Wilkening** to approve to award the Airport Access Road and Parking Lot Rehabilitation project to Anderson Brothers Company, contingent on reception of the FAA and MnDOT Aeronautics grants.

Motion passed (5-0)

8. **M/S Hansen/Moore** to approve of the Contract Amendment No. 1 between the City of Walker and Short Elliott Hendrickson Inc. (SEH); amended to include construction engineering, administration and observation for the Access Road and Parking Lot Rehabilitation project at the Walker Municipal Airport.

Motion passed (5-0)

PARKS/AMBULANCE BOARD–Councilmember Moore

1. **M/S Moore/Senenfelder** to approve of Walker Park Advisory Board to approve Minutes of April 23rd, 2019.

Motion passed (5-0)

2. **M/S Moore/Senenfelder** to approve of the recommendation of the Park Advisory Board to approve the application from Walker Community Ed for Summer Rec to use the Upper and Lower City Park; Monday through Thursday June 10th-20th, 2019. And July 8th-18th from 9:00 am to 12 pm. Approximately 60 participants, contingent upon receiving a certificate of liability.

Motion passed (5-0)

3. **M/S Moore/Senenfelder** to approve of the recommendation of the Park Advisory Board to approve the application for Walkers Fourth of July: Requested by Walker Rotary/Lions/American Legion/Youth Hockey for use of the Upper and Lower Park; Wednesday July 3rd for set-up and July 4th event and July 5th cleanup. Actual event time from 7 am to 11 pm on July 4th. Approximately 500 participants, contingent upon receiving a certificate of liability.

Motion passed (5-0)

4. **M/S Moore/Hansen** to approve of the recommendation of the Park Advisory Board for the placement of Hoop Dancer bronze statute to be placed in the Rock Garden on a rock without any names engraved.

Wilkening questioned he thought they were not going to do anymore statues.

Moore explained that it was presented to the Park Board as unity with the Indian Nation.

Wilkening stated the statue requests have been going on since 2006. And the last request was going to be the last one.

Ringle explained to the Board that he was questioned why the donors have not been recognized. He stated that he met with Faron Jackson of Leech Lake Band of Ojibwe and he suggested the hoop dancer. The band gave a very generous donation to this and the bank will match it pending approval. He explained that the donors that made that statute possible should be recognized.

Wilkening clarified that the recommendation from the Park Board was to place it in the rock garden without the plaques.

Senenfelder stated that he doesn't want it to start looking like they have a bunch of advertising. A lot of people have done great things in their life here whether by donation or volunteering without recognition.

Ringle responded stating that he would feel differently if he owned a business, 'these businesses depend on advertising.' Adding that he received a check in the mail from Charlie Thompson and he would like to be recognized.

Moore questioned why money was collected prior to council approval.

Ringle stated that if the Council disapproves this they will give the money back. I think it would be sad if you did especially when our native community made the suggestion.

Shaw suggested to Ringle that prior to putting the City Council between a rock and a hard place he should have brought this before the Council before soliciting their approval. It makes it look like we are saying no for something other than the fact that we aren't really interested in doing another statue again. It is a difficult spot that you have placed us in.

Ringle replied that it is water over the damn it has been done.

Shaw stated that if the adage is that it is better to ask for forgiveness we are not going to be very happy with those things brought before us on a consistent basis.

Both Wilkening and Senenfelder state that they are not opposed to the statue.

Wilkening stated that the Circle of Time started out as a pathway of time then it went to a circle of time and then the circle got doubled and then it was built without being handicap accessible. The interaction that we have with you in regards to it, you haven't followed any of the basic rules that we laid out. As far as honoring the native community with a hoop dancer I am not opposed to that.

Groth stated that the hoop dancer would be set on a pedestal that would be the same as the Circle of Time on the pedestal would be a list of names. We would like to see something accomplished and some place to put the names; but everything is always like swimming upstream against the powers that be.

Moore disagrees, adding that she feels that you need to get permission before you start doing something.

Groth stated that she tried.

Moore noted that she wasn't aware of that.

Shaw questioned if we had turned this down before.

Wilkening stated that they turned down the plaques.

Shaw stated that is not part of the motion.

Wilkening stated they are also talking about recognition for the gazebo and the donations for the hoops dancer to be on the pedestal, which is not part of the request.

The motion is to place the hoop dancer in the rock garden without the plaques.

Ringle stated that Mike Elsenpeter has given a very sizeable donation and has received no recognition for it and that was back in 2006 and I have emails from Mary Johnson and Martha Vetter saying the same thing.

Hansen suggested tabling this request due to the fact that she doesn't know enough of the background of the Circle of Time. She added that she doesn't get how this all comes to the table and it gets approved we are letting it slip in.

Senenfelder stated that it was the general consensus of the Park Board to not have the plaque.

Ayes: None Nays: None

Motion Dies

M/S Wilkening/Moore to approve to send back to the Park Advisory Board to have discussion and clarification so that all parties know that there is a statue that goes in it doesn't include plaques.

Motion passed (5-0)

5. **M/S** Moore/Wilkening to approve of the recommendation of the Park Advisory Board to have the Cultural Alliance form a Community Cultural Alliance independent of the City umbrella.

Wilkening questioned if they didn't already do this. Same idea and thought process.

Moore clarified that we dissolved it as a City Council under the advice of our auditor.

Motion passed (5-0)

6. **M/S** Moore/Senenfelder to approve of the recommendation of the Park Advisory Board to approve the quote from Bruce Beckley Construction, for replacement of the lower small pavilion in the amount of \$21,260.00 This will match the pavilion at City Hall.

Motion passed (5-0)

7. **M/S** Moore/Senenfelder to approve of Consider approval of the recommendation of the Park Advisory Board to approve Ordinance 2018-04, an Ordinance amending Chapter 22 Parks and Recreation and Chapter 24 Streets, Sidewalks and other Public Places.

Wilkening questioned how we prohibit firearms in the Park if they have one in the vehicle.

Senenfelder stated that it is kind of like the law that allows businesses to hang signs that firearms are prohibited. It gives a little bit of teeth to our local law enforcement if something were to happen.

Motion passed (5-0)

8. **M/S** Moore/Senenfelder to approve of Resolution 30-2019, a Resolution authorizing summary publication of Ordinance 2019-04, an Ordinance amending Chapter 22 Parks and Recreation and Chapter 24 Streets, Sidewalks and other Public Places.

Ayes: Hansen, Moore, Senenfelder, Shaw, Wilkening Nays: None

Motion passed (5-0)

9. **M/S** Moore/Senenfelder to approve Letter of Resignation from Andrea Johnson from the Park Advisory Board.

Motion passed (5-0)

10. **M/S** Moore/Senenfelder to approve to advertise for the open Park Advisory Board seat; the seat is open to City of Walker residents.

Motion passed (5-0)

PUBLIC WORKS, SAFETY & CEMETERY – Councilmember Wilkening

None.

OTHER BUSINESS –Mayor Shaw

- Cass County and City residents: Household Hazardous Waste Mobile Collection is Tuesday June 11th, 2019 from 1:00 pm to 4:00 pm at the Cass County Hwy Garage-Co Rd 12, south of Jimmy’s Restaurant.
- Discussion and or action on the definition of ‘restaurant’ for on-sale wine and intoxicating liquor licenses within our City Code.

Wilkening noted that the State has four different definitions to define restaurant dependent on the complexity of preparation.

The Board discusses the number of permits allowed are 8 permits that are excluded from the requirements set by Statute. They discuss possibly looking into revising the Ordinance to better define restaurant in our Code or perhaps the better define the policy. They mention that they think the City of Minneapolis has a reasonably written policy and code.

M/S Wilkening/Hansen to approve to send the consideration to economic development where Hansen and Wilkening will work together to review the definition of restaurant as it applies to Liquor Licenses.

Motion passed (5-0)

CONTINUATION-Mayor Jed Shaw

Mayor Shaw continues the meeting until 5:00 p.m. on Thursday June 4th, 2019

Jed Shaw, Mayor

Attest: _____
Terri Bjorklund, Administrator