

01/14/2009

The first regular meeting of the Zumbro Falls 110th Council met January 14th, 2009. All members present. Outgoing City Clerk, Marilyn Preble, installed officers Mayor Al VanDeWalker, Treasurer, Gloria Henn, City Clerk Joyce Greer, Council Members Deb Wilhelm, Kathy Solomonson, and Al Christenson.. Motion Wilhelm, seconded by Solomonson to accept Clerk's minutes. Motion by Christenson, seconded by Solomonson to accept Treasurer's minutes. Appoint Hoff, Barry, Kozar as City Attorney, MinnWest Bank, official bank, Lake City Graphic as official newspaper and Al Chistenson as Acting Mayor. Carried 5-0. Pass Ordinance 09-01, Municipal Schedule of Fees Christenson motion, seconded by Solomonson,

City Attorney, Scott Landsman of Hoff, Barry & Kozar discussed newly presented Ordinance 09-02, An Ordinance Prohibiting Public Nudity and Indecent Exposure, motion by Solomonson, seconded by Wilhelm enacted because of the lawsuit Pussycat Cabaret VS City of Zumbro Falls, and the State of MN .Passed 5-0. Lawsuit claims 1st amendment rights are denied by the current ordinances regarding adult uses and establishments.. Temporary injunction hearing set on merits of case. Case has been turned over to League of MN Cities for legal representation. Ordinance 09-03 Interim Ordinance Placing Temporary Location Requirements on Adult Uses in the City of Zumbro Falls and Directing a Study to be Conducted. Motion recommended to adopt temporary location requirements for adult uses. Imposes 12 month moratorium to study zoning and provide where temporary location within City can be designated for adult use. Motion Christenson, seconded Solomonson, 5-0. Both 09-02 and 09-03 will be sent to Lake City Graphic for publishing. Ordinance 09-04 establishing temporary location requirements on adult uses and adult establishments within the city is effective immediately upon adoption. Motion Christenson, seconded Wilhelm 5-0

Discussion from citizens present showed no support for the new business. Rodney Bartz, Sheriff, said that their department was limited as to what they can do. They are patrolling more often & complaints from the citizens, for example, parking backwards in front of the establishment, will be addressed.

Cease & desist will be filed 1/15/09

Dan Preble's Fireman's report updated new Training Officer as Sharon Harrington instead of Nate Richardson. Township Budget meeting will be held 2/17/09. All Town Boards are invited. Recall on # 11 is being taken care of. Ad for new Recruits in paper. #5 pump repacked & running again. Need to have consultant clarification on budget increase to \$10,000, whether it is overall or per township. The remodeling progressing slowly due to doing work by themselves.

Jessica Melliken starts cleaning hall 1/24/2009 @ \$30 per time to be split with Fire Dept. Vacuum was replaced. Christmas lights to be taken down and 1 decoration ordered to replace old one used this year. Eischens discovery date is March, with hearing date at end of May. Outstanding sewer bill letter going out to 3 whose meters need to be repaired by owners. A rough draft of zoning & planning is in the works. Solomonson motion to pay bills & adjourn, seconded by Christenson .

Clerk

Joyce Greer

General

Embarq	\$ 81.08
Ameritech El	\$375.88
Hoff, Barry,Kozart	\$1,416.34
CMS	\$230.21
Laura Plenge	\$10.00
Gopher State	\$17.80
Roberson Lime	\$82.00
Country Propane	\$555.00
Al Christenson	\$51.34
Xcel	\$441.46

Water & Sewer

People Service	\$3,750.00
Xcel	\$527.75
Embarq	\$47.91
Minnwest Bank	\$9,140.83
Al Christenson	\$25.20
MN Dnr	\$142.00

Fire

Cardmember Service	156.85
Clarey's	729.96
MN St Fire	108.00
Praxair	14.11
Truck Replacement	8,000.00
Laura Plenge	10.00
MN St Fire Chiefs	165.00