

**MCGREGOR CITY COUNCIL
REGULAR MEETING
AUGUST 20, 2014 6:30 P.M.**

The MCGREGOR CITY COUNCIL met in Regular Session at 6:30 p.m. on **Wednesday, August 20, 2014** at City Hall with Mayor Brooks presiding. The meeting was called to order at 6:30 p.m. Mayor Brooks led the Pledge of Allegiance. Council members present: Collins, Halvorson, Hallberg, and Muehlbauer. Carroll was absent.

Halvorson moved, seconded by Hallberg to approve the Consent Agenda by one motion a) Agenda as listed b) July 16, 2014 Regular Meeting minutes, July 29, 2014 Special Meeting, and August 5, 2014 Public Forum c) Bills and Claims as presented – Expenditures: City- \$94,733.02, Library - \$1,079.89 – Revenues - \$120,659.44 d) Treasurer’s Report for July 2014 e) Pay requests Owner Occupied Housing Rehab – Final Loan #8 – S & B Construction - \$25,646, Lead Relocation Loan #8 – Betty Gingerich - \$450.00 f) Liquor license renewals – Pocket City Pub and McGregor’s Landing. Roll call vote: Ayes – all. Motion carried.

Mayor Brooks opened a scheduled Public Hearing to take comments on a zoning ordinance amendment for Riverfront Commercial Recreation District and Riverfront Mixed Use District and Changing Zoning Designation of a portion of the C-1 Highway Commercial to W-1 Waterfront Commercial/Recreation District and a Portion to W-2 Waterfront Mixed Use District. The Planning and Zoning Board had made the recommendation to the council to approve the amendment. No comments were received at city hall. The question was raised by Carl Hexom about the reason for the change and if the changes would affect the boat houses. Potential development of the area brought the zoning ordinance to the zoning board. The changes do not affect the use for the marina and boat houses but rather is to promote recreational uses. With no further comments Mayor Brooks closed the public hearing.

Muehlbauer moved, seconded by Halvorson to approve the first reading of Ordinance 08-01-2014 Amending Chapter 165 Zoning Regulations by Adding the Riverfront Commercial/Recreation District and the Riverfront Mixed Use District and Changing the Zoning Designation of a Portion of the C-1 Highway Commercial to W-1 Waterfront Commercial/Recreation District and a Portion to W-2 Waterfront Mixed Use District. Roll call vote: Ayes – all. Motion carried. Halvorson moved, seconded by Muehlbauer to waive the three reading requirement for Ordinance 08-01-2014. Roll call vote: Ayes – all. Motion carried. Halvorson moved, seconded by Hallberg to approve final passage of Ordinance 08-01-2014. Roll call vote: Ayes – all. Motion carried. Ordinance is effective upon publication.

A request by Dan Davies to be granted an easement across lots 17 and 18 of Block 33 for access to a parcel of land he acquired was discussed. It was brought up that he has not completed the agreement for the hardware store parking and that matter should be resolved first. Council determined that no costs would be incurred at this time and the request would not be considered unless the access he would also require across DNR property was going to be granted. Attorney Schuster discussed lots 17 and 18 of Block 33 which are still in the name of Buell and McGregor respectively with the city paying the taxes for many years. Quiet title action would be required to get ownership into the city’s hands. Small detention dams are located on these lots.

Muehlbauer moved, seconded by Collins to authorize the attorney to begin the Quiet Title action. Roll call vote: Ayes – all. Motion carried.

A discussion took place on how to address the parking ordinance as a result of comments from the public forum. No alternate parking during the summer months and use of barricades for street sweeping were the most popular and would require elimination of section 69.17. Mayor Brooks asked that the council have their preference ready for the September meeting so that an ordinance could be ready for approval at the October meeting. An offer to buy was received for Lot 14 of Ohmer Ridge. Contingencies were part of the offer and requested a lower sales price and the city to install a culvert across a drainage easement and reduce the easement to 10 feet. Council agreed that there would be no further reduction in the lot price with the city also being requested to spend money to bury the culvert. Visits to the site also led the council to reject the proposed driveway cut near the drainage easement noting the problems that would result to the flow of water down the hill and into the storm water inlet. Clerk will inform the potential buyer of the council's position.

Consideration of reinstating a controlled deer hunt in McGregor in conjunction with Pikes Peak resulted in a majority of the council in attendance being in favor of the hunt. Sander had been discussing options with Rylan Retallick of the DNR. The DNR would ask that the city commit to a fly over to assess the herd if a hunt was to be resumed and estimated the cost would be \$300 - \$500. The majority of the council was in favor of the fly over, but not until at least three seasons of hunting had occurred. The question came up as to whether a fee could be added for herd assessment. Sander will continue to work with DNR to determine what would be required then bring timelines and other plans to the council for decision. The hunt will not take place until at least 2015-2016 season.

Lyle Troester presented the dock commission annual financial report showing a balance on hand of \$33,940.72. He informed the council of improvements made to the docks over the past year. The commission has been researching other dock rental fees as requested by the council last winter. Hallberg moved, seconded by Collins to approve the Dock Commission annual report. Roll call vote: Ayes – all. Motion carried. The park board annual report was presented showing a balance of \$3,332.39. Muehlbauer moved, seconded by Hallberg to approve the park board annual report. Roll call vote: Ayes – all. Motion carried. Collins moved, seconded by Halvorson to approve Resolution 01-08-2014 Approving Contract and performance and/or payment bonds for the Riverfront Dredging and Riprap Project. Roll call vote: Ayes – all. Motion carried. Halvorson moved, seconded by Hallberg to approve use of city property permit for Dr. Smith Day Care – 5-K walk/run and the Chamber of Commerce for vendors in Triangle Park on Saturday, August 30, 2014. Roll call vote: Ayes – all. Motion carried. Council declined Mr. B's Joybox Express request to provide lodging it exchange for them providing an activity on their way through the city.

With business concluded, Halvorson moved to adjourn the meeting. Seconded by Hallberg. Ayes – All. Meeting adjourned.

Lynette L. Sander
City Administrator