

**CITY OF WILLERNIE  
COUNCIL MEETING  
JANUARY 20, 2010**

**PRESENT:** Parent, Miller, Marcellais, Bohnen, Greeder, Attorney-Scott McDonald, Maintenance Superintendent-Rick Paulson and Clerk-Vickie Keating.

**ADOPTION OF AGENDA**

Bohnen moved to accept the agenda as presented, Marcellais seconded the motion and the motion passed.

**MINUTES OF THE DECEMBER, 2009 MEETING**

Miller moved to accept the December minutes as pre-read, Bohnen seconded the motion and the motion passed.

**PUBLIC COMMENTS**

No residents were present for public comments at the January meeting.

**LAW ENFORCEMENT OFFICERS**

The officers from Washington County did not attend the January meeting.

**APPOINTMENTS**

Parent moved to appoint Bohnen as Deputy Mayor and street representative, Miller as parks and building representative, Marcellais as sewer and water representative, and Greeder as the public safety representative. Bohnen seconded the motion and the appointments were approved.

Miller moved to appoint Vickie Keating as Clerk, Jack Kraemer as Building Inspector, John Manship with backup Jack Kraemer as the Mechanical and Plumbing Inspector, Central Bank as the Official Bank, White Bear Press as the Official Newspaper, Lawson, Marshall, McDonald, Galowitz and Wolle as the Legal Firm, Mateffy Engineering as the

City Engineer, Rob Williams as the Auditor and Bev Friendt with alternate Vickie Keating for the Cable Commission. Bohnen seconded the motion and the appointments were approved.

### **BOB HERLITHY – CELL TOWER**

Bob Herlithy lives in Overland Park Kansas; however, he does have an office in the Twin Cities and works for the wireless industry. The name of the company is Selective Site Consultants and they technically work with Sprint, ATT and Verizon. Mr. Herlithy gave a brief history of the company that he represents and explained that they would like to install a tower in Willernie. They currently have approximately 400 sites in the metropolitan area.

This company would like to lease approximately 2500 square feet of property from Willernie to build a tower. The area would be fenced and landscaped after it is built. These towers cost approximately 250 thousand dollars to build and the company pays for the construction, landscaping and maintenance on the tower. They usually have a 55 year lease with the city where the tower is built. The City would receive \$9,000 a year for the lease of the property.

The entire area needed is a 40 by 60 foot fenced area around the base of the tower. The company would also have a million dollar insurance policy that is shared with the City in case of an accident.

Scott will need to review the contract and do some research on the terms in the contract if the Council decides to allow the tower in Willernie.

The company will also reimburse the City for attorney and engineering fees caused by this construction. They usually post a \$20,000.00 bond when they lease property from a city.

The Council will discuss this project and do some research on the tower before making a decision.

### **SNOWMOBILE ORDINANCE**

Scott could not find a specific ordinance in the Willernie Code addressing the snowmobiles. Willernie has always let the snowmobiles drive on the streets as long as they follow the rules, however, in the last month there are several people driving

snowmobiles that are abusing private property and destroying property in the creek area which will cause erosion damage in the spring.

Mayor Parent would like to put an ordinance in place in Willernie that would prohibit the destruction of the property in the City. According to the State statutes the drivers need a safety certification, required to be registered with the state, wear a helmet and if you are not fourteen years of age you cannot cross a state highway. There are many State rules already in place, however, Willernie needs its own ordinance so that the police can enforce the rules and stop the destruction of private property.

Some suggestions to incorporate in the Willernie ordinance were that public sidewalks can only be used by snowmobiles to access the trail, no snowmobiles are allowed in the parks and no snowmobiles on private property.

Scott will draft an ordinance and present it at the February Council meeting for approval.

#### **COMPREHENSIVE PLAN UPDATE**

Willernie is still waiting for suggestions from the Metropolitan Council on the Comprehensive Plan. As soon as the suggestions are made and incorporated the Council can approve the plan.

#### **ANIMAL CONTROL CONTRACT**

Scott reviewed the Animal Control contract but would like to check last year's contract and suggested that approval of the new contract be tabled until February.

#### **LIQUOR LICENSE APPROVAL**

Miller moved to approve Gordy's Steakhouse, Frigaard's, Roman Market, Wildwood Wine and Spirits and Borther's, Burgers and Beer for their 2010 Liquor Licenses as long as all the paperwork requirements have been met. Marcellais seconded the motion and the motion passed.

#### **420 PADDINGTON**

Scott needs a copy of the affidavit of publication and then he will set a court date for the continued action on 420 Paddington. This should take place the end of the month or the first of February.

**INJUNCTION**

The Hanger Room was served papers through the Secretary of State and Mr. Miller is going to meet Jack at the business on Monday, January 25<sup>th</sup> for inspection.

The court action is still pending on the corporation if the permits are not acquired.

**COUNTY 12-244**

There have been no meetings on County 12-244 project during January.

**RICK REPORT**

There was a water main break on Stillwater Road and Rick contacted a group to fix the street, however, they didn't follow through so the area was patched with cold mix by Schifsky's. It will be permanently fixed in March.

**APPROVAL OF BILLS**

Greeder moved to approve the bills, Marcellais seconded the motion and the motion passed.

**ADJOURNMENT**

Bohnen moved to adjourn the meeting at 9:26 p.m., Marcellais seconded the motion and the meeting was adjourned.

Respectfully Submitted,

Victoria R. Keating  
Clerk-Treasurer