

**MINUTES**  
**Regular Meeting of Lake Shore City Council**  
**Monday, October 26, 2020**  
**7:00 PM Lake Shore City Hall**

Mayor Kevin Egan called the October 26, 2020 Regular City Council meeting to order at 7:14 p.m. The Pledge of Allegiance was recited before the Port View Public Hearing.

**Roll Call:** Mayor Kevin Egan. Council members present: Wayne Anderson, John Terwilliger, Krista Knudsen and Doug Miller. City Attorney Dan Hawley; City Engineer Dave Reese; City Administrator/Planning and Zoning Administrator Teri Hastings; Police Chief Steve Sundstrom and City Clerk Patti McDonald were present. Pineandlakes Echo Journal Editor Nancy Vogt was in the audience. A quorum was present and the City Council was competent to conduct business.

**APPROVAL OF MINUTES**

MOTION BY DOUG MILLER TO APPROVE THE SEPTEMBER 24, 2020 SPECIAL CITY COUNCIL MINUTES AS PRESENTED. WAYNE ANDERSON SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

MOTION BY DOUG MILLER TO APPROVE THE SEPTEMBER 28, 2020 REGULAR CITY COUNCIL MINUTES AS PRESENTED. KRISTA KNUDSEN SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

**REPORTS**

**Police Report** – Officer Steve Sundstrom

Incident Report – In September 2020 there were 133 incidents in the City. There were 73 traffic-related incidents and 60 were miscellaneous department activity. Teri asked if there is more activity this September as more people are here compared to years past. Steve said it is a typical September. The Mayor asked if there are still people taking political signs. Yes, there is still activity with the signs.

**Mayor's Report** – Kevin commeted that the decisions being made for the road improvement public hearings are tough, but have to be made. He said both sides always have legitimate arguments, but you have to listen to both sides and hope they understand when it doesn't go in their favor. Krista said it is tough.

**Clerk/Treasurer's Report** – Patti McDonald

Financials – MOTION BY DOUG MILLER TO APPROVE THE SEPTEMBER FINANCIALS AS PRESENTED (CLAIM NUMBERS 38616 THROUGH 38678 – TOTAL \$468,293.09). JOHN TERWILLIGER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Pay Bills – MOTION BY DOUG MILLER TO PAY THE BILLS AS SUBMITTED (CLAIM NUMBERS 38678 THROUGH 38745 – TOTAL \$379,648.61). KRISTA KNUDSEN SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Resolution - Delinquent Sewer Assessments to Cass County – As of October 1, 2020, there is one delinquent sewer account for a total of \$500.00 that can be certified to the tax rolls. The customers have until November 30<sup>th</sup> to bring their account up to date before they are sent to the county.

MOTION BY KRISTA KNUDSEN TO ADOPT RESOLUTION NUMBER 2020-10-01 TO CERTIFY ONE DELINQUENT SEWER ACCOUNT TO THE CASS COUNTY AUDITOR IN THE AMOUNT OF \$500.00. DOUG MILLER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Set Election Canvass Meeting – The City Council will have to set a date and time to canvass the general election results. The council agreed to set the canvassing board meeting for November 13, 2020 at 3:30 p.m.

**City Administrator/Planning & Zoning Administrator** – Teri Hastings

September Minutes and Permit Summary – Teri included the September minutes and permit summary for review.

**Wastewater/Road Committee** – Wayne Anderson said the committee didn't meet in October.

Payment Request – Anderson Brothers – Dave Reese presented Partial Payment Estimate Number 2 from Anderson Brothers for the portion of the 2020 Lake Shore Street Improvements that are complete to date. The total request includes a 5% reduction for retainage is \$994,336.05.

MOTION BY WAYNE ANDERSON TO APPROVE PARTIAL PAYMENT ESTIMATE NUMBER 2 TO ANDERSON BROTHERS FOR THE AMOUNT OF \$994,336.05. KRISTA KNUDSEN SECONDED THE MOTION. ROLL CALL VOTE PASSED UNANIMOUSLY.

Resolution 2020-10-02 Adopting Assessment – Port View Road – The City Council discussed dropping the interest rate to 3%. Teri said that there will not have to have another public hearing. New notices will have to be sent out to include the reduction.

MOTION BY WAYNE ANDERSON TO APPROVE RESOLUTION 2020-10-02 ADOPTING THE ASSESSMENT FOR PORT VIEW ROAD WEST TO INCLUDE A 2% REDUCTION IN THE INTEREST RATE TO 3% FOR 10 YEARS. KRISTA KNUDSEN SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Resolution 2020-10-03 Ordering Improvement and Preparation of Plans – Robinhood Way – Wayne Anderson said he heard that the majority of the people here this evening were not in favor of the project as presented. Dave said there are other ways to determine assessments; it could be done by front footage that was possibly considered when the project initially started; he went over the difference of both processes. Dave talked about a lot of city's are now having the benefit opinions done. Dan explained the process for going to district court for special benefits after the assessment hearing of the project; he also commented that sometimes the benefit opinion proves the projects shouldn't even move forward. Dave explained the rationale the Road Committee discussed for deviating from the 60/40 split to 50/50 split. The Council directed Dave to get pricing for a benefit opinion.

MOTION BY DOUG MILLER TO TABLE RESOLUTION 2020-10-03 ORDERING IMPROVEMENT AND PREPARATION OF PLANS – ROBINHOOD WAY. WAYNE ANTERSON SECONDED THE MOTION. MOTION PASSED WITH TERWILLIGER VOTING AGAINST.

Wastewater Monthly Report – PRASD – The operations report for October was included for review.

**Park and Recreation Committee** – Krista Knudsen said the committee didn't meet in October.

**Environmental Committee** – Doug Miller said the committee didn't meet in October.

**Trail 77** – There was nothing to report.

**Personnel** – Kevin Egan/Doug Miller – There was no personnel business.

**City Attorney** – Gammello - Pearson – Dan Hawley had nothing more to report.

**City Engineer** – Widseth Smith Nolting – Dave Reese had nothing more to report.

**OLD BUSINESS** – There was no old business.

**NEW BUSINESS** –

Resolution 2020-10-04 Amending Ordinance for Council Compensation – Chapter 2, Part 1, Paragraph 9 will be amended to read ‘The salary of the Mayor shall be \$400 per month and the salary of each City Council Member shall be \$300 per month’. The Mayor asked if the salary could be adjusted annually to coincide with the COLA. It can only be done on election years before the election.

MOTION BY DOUG MILLER TO APPROVE RESOLUTION 2020-10-04 AMENDING ORDINANCE NO 2020-03 AMENDING CITY CODE CHAPTER 2, PART 1 AS IT RELATES TO CITY COUNCIL COMPENSATION AND AUTHORIZATION TO PUBLISH A SUMMARY OF APPROVED ORDINANCE AMENDMENT. WAYNE ANDERSON SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Resolution 2020-10-05 Committee Compensation –

MOTION BY KRISTA KNUDSEN TO APPROVE RESOLUTION 2020-10-05 CHANGING THE COMPENSATION FOR CITY BOARD, COMMITTEES AND COMMISSIONS AS PRESENTED. DOUG MILLER SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

**ANNOUNCEMENTS/PUBLIC FORUM** – The General Election is at City Hall on Tuesday, November 3<sup>rd</sup> from 7:00 a.m. to 8:00 p.m.

MOTION BY DOUG MILLER TO ADJOURN THE REGULAR CITY COUNCIL MEETING OF OCTOBER 26, 2020 AT 7:54 PM. WAYNE ANDERSON SECONDED THE MOTION. MOTION PASSED UNANIMOUSLY.

Transcribed by Patti McDonald  
Lake Shore City Clerk