

**CITY OF HAYDEN LAKE  
MINUTES OF REGULAR MEETING  
OCTOBER 12, 2012**

CALL TO ORDER

Mayor Beck called the regular meeting to order at 6:00 p.m. Council members present were, Ed Graves, Tom Gorman, Tommy Frey and Jim Ackerman. Attorney Pete Bredeson, Phil Boyd from Welch Comer & Associates, and Chief Johnson were present as representatives of the Council. Clerk Lynn Hagman recorded the minutes of the meeting. Visitors were William Bentz, Cora Campbell and Dave Campbell.

Mr. Boyd led us in the pledge of allegiance.

Mayor Beck announced changes in the agenda, to include removing an executive session which was no longer needed and to add the mediated settlement agreement for the Morris dispute to the new business. Adding under old business would be the Code Enforcement Officer agreement for approval.

**Councilman Gorman moved to approve the amendments and to then approve the amended agenda. Councilman Frey seconded the motion. The motion carried.**

**Councilman Gorman then moved to approve the consent agenda including the minutes of September 18, 2012 and the invoices for approval. Councilman Frey seconded the motion. The motion carried.**

DRAINAGE ISSUES

Mr. Boyd presented quotes to the Council for the street construction regarding Pat Walter's property on Lakeview Dr. and Cora Campbell's property on Pt. Hayden Dr. Terra Underground was the successful bidder. Mayor Beck stated that the bids are less than original indicated. Councilman Ackerman questioned if the city would need any other plans or engineering designs. Mr. Boyd replied that there would be no need for any further designs; the contractor is ready to proceed. Councilman Ackerman questioned if someone would be on site to make the decision regarding Mr. Walter's trees. Mayor Beck stated that it will be piped between the swales and will not harm the trees.

Mr. Boyd informed the Council that there are three documents to be approved, one being the notice to proceed, the notice of award and the actual contract. **Councilman Gorman moved to approve the three documents. Councilman Frey seconded the motion. A roll call vote showed; Councilman Frey, "aye", Councilman Ackerman, "aye" Council Graves, "aye" and Councilman Gorman, "aye". The motion carried.**

CODE ENFORCEMENT AGREEMENT

Attorney Bredeson informed the Council that Mr. Wichman has signed the Code Enforcement Agreement and it is now ready for approval. **Councilman Gorman moved to approve the Code Enforcement Agreement, seconded by Councilman Frey.**

**A roll call vote was taken; Councilman Ackerman, “aye”, Councilman Graves, “aye”, Councilman Gorman, “aye” and Councilman Frey, “aye”. The motion carried.** Mayor Beck informed the Council that Councilman Graves and Clerk Hagman had previously met with Mr. Wichman to discuss the position.

#### MEDIATION

Attorney Bredeson informed the Council of what transpired at the mediation for the Morris issue. Mayor Beck discussed the settlement agreement and stated that there will be some modifications to Nancy Morris’s house. Councilman Gorman voiced his approval of getting the November 30, 2012 final date with some stipulations. Attorney Bredeson explained that the Council will now need to ratify the agreement with Mr. Morris according to the mediation outcome. **Councilman Gorman made a motion to ratify the new agreement. Councilman Ackerman seconded the motion. A roll call vote was taken; Councilman Graves, “aye”, Councilman Gorman, “aye”, Councilman Frey, “aye” and Councilman Ackerman, “aye”. The motion carried.**

#### POLICE REPORT

Chief Johnson gave a police report for the month of September and stated that several house checks are being done for citizens out of town. Chief Johnson informed the Council that Peck and Peck had given him an additional cost for the pathway on Hayden Ave. to Lakeview Dr. The cost for this section would be an additional \$5,334.00 to bring the total to \$8,134.00. Council will continue this issue to the next meeting when the other quotes are received.

#### ATTORNEY

Attorney Bredeson informed the Council that Hayden Ave. is 24’ wide with a right of way that is 13’ on each side. Councilman Ackerman suggested asking for a quote for the pathway from Terra Underground and from Bettis Construction. Council agreed and the Clerk will solicit quotes from these two contractors for the next meeting. Attorney Bredeson informed the Council that in the agreement with the Country Club, they need to be notified of anything the City plans to do near the Club grounds. Mayor Beck felt that the Batchelder’s who front Hayden Ave. where the path will be should also be notified. Clerk Hagman was asked to confirm with Peck and Peck that their bid was for a 5’ wide pathway.

#### CLERK

Clerk Hagman reminded the Council that this is the time of year to either transplant trees in the park or purchase trees to be planted. Mayor appointed Councilman Ackerman to take the lead on the research of the trees and whether we should transplant or purchase new trees.

#### STREETS

Councilman Gorman informed the Council that two snowplow bids have come in. One quote being from Sun Valley Tree Service and the other from Tierney Farms. Councilman Gorman reminded the Council that Sun Valley Tree Service is the one who has done the City plowing for the last two years. Mayor Beck stated that Lakes Highway District takes care of the City arterials. **Following discussion of each bid, Councilman Ackerman moved to accept the bid from Sun Valley Tree Service. Councilman Graves seconded the motion.**

**A roll call vote showed; Councilman Ackerman, “aye”, Councilman Graves, “aye”, Councilman Gorman, “aye” and Councilman Frey, “aye”. The motion carried.**

ADJOURN

**With no further business before the Council, at 6:37 p.m. Councilman Gorman moved to adjourn, seconded by Councilman Ackerman. The motion carried.**

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Chris Beck, MAYOR

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Lynn M. Hagman, CITY CLERK