



SPECIAL COUNCIL MEETING AGENDA

AFTON CITY COUNCIL CHAMBERS

3033 St. Croix Trail South

Thursday, August 1, 2019

At 5:00 p.m.

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. APPROVAL OF AGENDA – August 1, 2019 Special Council Meeting**
- 4. CITY COUNCIL BUSINESS**

A. Appointment of a Temporary Two-Member Subcommittee of the Council to Address Construction Issues Related to the Afton Creek Preserve Subdivision.

- 5. ADJOURN**

A quorum of the City Council or Other Commissions may be present to receive information at, but not limited to, any of the following meetings: Planning Commission; the Public Works Committee; Parks Committee; Design Review and Heritage Preservation Commission; Lower St. Croix Cable Commission; LSCWMO; MSCWMO; I-94 Corridor Coalition and the 5-City Mayor's Alliance.

City of Afton
3033 St. Croix Trl, P.O. Box 219
Afton, MN 55001

Meeting Date August 1, 2019

Council Action Memo

To: Mayor Palmquist and Members of the City Council
From: Ron Moore, City Administrator
Date: July 31, 2019
Re: Appointment of a Temporary Two-Member Subcommittee of the Council to Address Construction Issues Related to the Afton Creek Preserve Subdivision

Council member Ross has suggested the appointment of a temporary two-member subcommittee of the Council to address construction issues related to the Afton Creek Preserve Subdivision. This would be somewhat similar to the two-member subcommittee appointed to address construction issues related to the 2017 Pavement Management Project. While City Attorney Knaak is not available to attend the Special Council meeting due to the short notice, he did provide advice regarding the creation of the subcommittee. His email is attached. To summarize the email, it is important to be very clear about the purpose of the subcommittee and the responsibility and authority of the subcommittee, as well as the procedures to be followed by the subcommittee in carrying out its responsibilities. The operation of the subcommittee should enable the normal line of authority through staff to continue to be followed.

Council Action Requested

Motion regarding the appointment of a temporary two-member subcommittee of the Council to address construction issues related to the Afton Creek Preserve Subdivision.

Ron Moorse

From: Frederic Knaak <Fknaak@klaw.us>
Sent: Monday, July 29, 2019 4:13 PM
To: Ron Moorse
Subject: RE: Council Subcommittee to address Afton Creek Preserve construction issues

Ron:

The real question that will have to be CLEARLY answered is the purpose of the subcommittee, coupled with a very clearly delineated charge of responsibility and procedures to be followed. Any possible conflict with the ordinary line of authority through the staff, and you, in particular, should be avoided. An increase in the complexity of the City's role is an invitation to circumvention by both the Developer and the interested neighbors of what would be the usual process of monitoring compliance.

Obviously it is well within the Council's authority to establish subcommittees from time to time to assist the Council as a whole in the performance of its duties. To the extent the Council deems this action to be useful or necessary, it can do so. I would raise as caveats the above concerns.

Frederic W. ("Fritz") Knaak, Esq.
Attorney in Minnesota, Wisconsin and Colorado
HOLSTAD & KNAAK, PLC
4501 Allendale Drive
North Oaks, MN 55127
(651)490-9078

From: Ron Moorse <rmoorse@ci.afton.mn.us>
Sent: Monday, July 29, 2019 4:03 PM
To: Frederic Knaak <Fknaak@klaw.us>
Subject: Council Subcommittee to address Afton Creek Preserve construction issues

Fritz,
Because you will not be able to attend the Special Council meeting at which a Council subcommittee to address Afton Creek Preserve construction issues will be considered, it would be helpful if you could provide your thoughts and advice regarding the creation of a subcommittee.

Thanks,
Ron