



Special City Council Meeting 6:30 p.m.
Thursday, July 28, 2016
Afton-Lakeland Elementary School
475 St. Croix Trail South

SPECIAL CITY COUNCIL MEETING AGENDA

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ADOPT AGENDA
4. AGENDA (Public comment pertaining to and at time of Agenda Item)
 - A. Habitat for Humanity: Mike Nelson
 - B. Resolution 2016-12: Approval to Proceed to Construction Phase and Solicit Bids
 - C. Referendum Discussion
 - D. Property Tax Relief Discussion
5. ADJOURN

CITY OF LAKELAND
WASHINGTON COUNTY, MINNESOTA

AGENDA ITEM
4B

RESOLUTION 2016-12

**RESOLUTION APPROVING DESIGN DEVELOPMENT DOCUMENTS AND EAPC TO
PROCEED TO THE CONSTRUCTION DOCUMENTS PHASE OF THE CITY HALL
PROJECT AND TO PREPARE THE BIDDING DOCUMENTS AND SOLICIT BIDS**

WHEREAS, In December 2015 at their regular city council meeting, the city council adopted Resolution 2015-34 Approving Moving Forward with the Decision to Build a New City Hall Facility and Requesting Staff to Prepare a Cost Analysis of the Remaining Two Options for its Future Location; and

WHEREAS, In February 2016 at their regular city council meeting, the city council adopted Resolution 2016-04 Approving Location of New City Hall to the City-Owned Property Located at 1190 St. Croix Trail South; and

WHEREAS, In April 2016 at their regular city council meeting, the city council interviewed seven architectural firms and chose EAPC Architects Engineers as the firm to head up the city hall project; and

WHEREAS, In May 2016 at their regular city council meeting, the city council adopted Resolution 2016-09 Approving Contract for Services between EAPC Architects Engineers and City of Lakeland for New City Hall Project; and

WHEREAS, EAPC Architects Engineers have maintained the orderly progress of the project to adhere to the projected schedule.

NOW THEREFORE, BE IT RESOLVED, that the City of Lakeland City Council hereby adopts Resolution 2016-12 Approving Design Development Documents and EAPC to Proceed to the Construction Documents Phase of the City Hall Project and to Prepare the Bidding Documents and Solicit Bids

BY ORDER OF THE LAKELAND CITY COUNCIL

ADOPTED AND EFFECTIVE THIS 28th DAY OF JULY 2016.

Amy Williams, Mayor

Sandie Thone, City Administrator/Clerk

AGENDA ITEM 4C

Referendum on City Hall Decision

There has been some discussion whether the city should hold a referendum question regarding the New City Hall decision. The City does not have the authority to hold a referendum/special election regarding the city hall decision.

- 1) A referendum or special election vote is held so voters can weigh in on a city-specific issue. Special elections on questions or vacancies can be held along with and at the time of the General Election or at other times during the year.
- 2) Without specific legislative authority, city councils may NOT hold a special election. Special Elections on ballot questions must be 'authorized questions' per MN State Statute. The City Hall Decision does not qualify as an authorized question.
- 3) The legislature gives city councils the power to make decisions on most local issues but councils do not have the power to re-delegate this decision making authority to local voters. Minnesota courts have determined that a city council has no authority to pass their decision making power to voters when the legislature delegates that power solely to city councils.
- 4) In addition, a city council has no authority to spend public funds on an unauthorized special election.

League of Minnesota Cities (2015). *City Special Elections*. www.lmc.org