

## **TUESDAY, APRIL 9, 2019 COLD SPRING CITY COUNCIL MINUTES**

The meeting was called to order by Mayor Dave Heinen at 6:30 p.m. The following City Council members were found to be present: Mayor Dave Heinen, and Council Members Jayme Knapp, Shannon Miller, Doug Schmitz and Gary Theisen. Others present: Brigid Murphy, Brian Lintgen, Jon Stueve, Jason Blum, Rich Schreiner, Todd Bauer, Deanna Klaphake, Alex Klaphake, Andy Juelich, Tammy Paczkowski and Angie Mueller.

### **APPROVAL OF THE AGENDA**

MOTION WAS MADE BY THEISEN, SECONDED BY MILLER, TO APPROVE THE AGENDA OF THE APRIL 9, 2019 CITY COUNCIL MEETING AS PRESENTED. MOTION PASSED 5-0.

### **CONSENT AGENDA**

A. Minutes – March 26, 2019

B. Off-Site Gambling License, Cold Spring Lions for a Raffle to be Held May 18, 2019 at River Oaks Golf Club and to Waive the 30 Day Waiting Period

MOTION WAS MADE BY SCHMITZ, SECONDED BY KNAPP, TO APPROVE THE CONSENT AGENDA AS PRESENTED. MOTION PASSED 5-0.

### **JOINT RESOLUTION FOR DESIGNATION OF CERTAIN LAND AND THE IMMEDIATE ANNEXATION OF ENTIRE DESIGNATED AREA**

Property owner Todd Bauer presented his request to annex approximately 2.4 acres of land into the City from Wakefield Township. He stated that he is planning to sell the land to Schwieters Chevrolet for them to use as a parking lot.

MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO ACCEPT THE JOINT RESOLUTION FOR DESIGNATION OF CERTAIN LAND AND THE IMMEDIATE ANNEXATION OF THE ENTIRE DESIGNATED AREA. MOTION PASSED 5-0.

### **ENCROACHMENT AGREEMENT WITH COLD SPRING BREWING COMPANY**

Andy Juelich from Cold Spring Brewing Company explained their new equipment needs a cooling system which they would like to place near the northeast corner of the building and would be located in a utility easement.

MOTION WAS MADE BY KNAPP, SECONDED BY MILLER, TO APPROVE THE ENCROACHMENT AGREEMENT WITH COLD SPRING BREWING COMPANY FOR PLACEMENT OF THE COOLING SYSTEM WITHIN A UTILITY EASEMENT. MOTION PASSED 5-0.

### **PUBLIC WORKS DIRECTOR REPORT**

A. Approve the Hiring of Four Part-Time Parks Employees

Stueve explained that all four employees would be returning from the previous summer.

MOTION WAS MADE BY THEISEN, SECONDED BY SCHMITZ, TO APPROVE HIRING BLAKE VOGT, MATT KOSHIOL, NOAH SZAFRANSKI, AND NATHAN DINGMANN AS PART-TIME EMPLOYEES OF THE PARKS DEPARTMENT AT A PAY RATE OF \$9.86 PER HOUR.

B. Approve the Hiring of Dave Rausch as a Year Round Part-Time Employee

Stueve stated that additional help is needed each year in the spring and fall when the seasonal part-time parks employees are unable to start or continue working. He stated that the year round part-time employee would only be filling in at those times and would not exceed more than 32 hours per week.

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE THE HIRING OF DAVE RAUSCH AS A PART-TIME STREETS AND PARK EMPLOYEE AT A PAY RATE OF \$16.61 PER HOUR. MOTION PASSED 5-0.

C. Purchase of a Refurbished Breaker for the Onsite Generator at the Wastewater Plant

Stueve explained that over the last year when there have been power outages there has been an issue in the panel for the generator and that it was backfeeding the system. He said after troubleshooting the issued with several electrical contractors they have determined that a breaker should be replaced.

MOTION WAS MADE BY KNAPP, SECONDED BY THEISEN, TO APPROVE THE PURCHASE OF AN 800 AMP REFURBISHED BREAKER FROM L & S ELECTRIC INC. IN THE AMOUNT OF \$6,635.00 AND FURTHERMORE, TO BE PAID OUT OF THE WASTEWATER BUDGET LINE ITEM EQUIPMENT REPAIR AND UPKEEP #6313. MOTION PASSED 5-0.

D. Other

Stueve gave an update on frozen water lines and advised residents to continue to monitor their lines because several have opened up. He added that he will be requesting the hiring of Jeff Illies to help at the Baseball Park and approve the replacement of water meters with radio readers at the next meeting.

E. Pilot Study

Stueve explained that the pilot study is now up and running. He stated that the acclimation period is over and they will begin the sampling period over the next week. He explained that they have already begun to monitor the nitrate levels within the pilot study which has been able to bring the nitrate level from 8.9 down to zero.

**CITY ENGINEER REPORT**

A. CSAH 158/1<sup>ST</sup> Street South Update and Feasibility Report Preparation Discussion

Lintgen explained that the open house was attended by about 50 people and that positive feedback was provided on the proposed project. He stated that since this is a joint project with Stearns County some sharing details will still need to be worked out but that the project will be combined into one plan set. He stated that the next step would be to prepare a Feasibility Report on the project.

MOTION WAS MADE BY THEISEN, SECONDED BY MILLER, TO APPROVE RESOLUTION NO. 2019-07, A RESOLUTION ORDERING THE PREPARATION OF A FEASIBILITY REPORT FOR THE CSAH 158/1<sup>ST</sup> STREET SOUTH RECONSTRUCTION PROJECT. MOTION PASSED 5-0.

B. Alexander Park Update

Lintgen explained that design work has been wrapped up and that they will be meeting later in the week with Coldspring staff.

**POLICE DEPARTMENT REPORT**

A. 5<sup>th</sup> Ave N Closure

Chief Blum reported that 5<sup>th</sup> Avenue North was shut down temporarily on April 3<sup>rd</sup> so that new equipment could be unloaded off of trucks into the Cold Spring Brewing Company building.

B. Recap of Squad Car Search

Chief Blum explained the challenges of finding a new squad car through auctions. He stated that leasing a Tahoe is an option but at the end of the lease the cost is more than the purchase price. He stated that there is a cap on the production of 2019 Tahoes and that they are no longer in production. He stated that he would like to either wait until the 2020 Tahoes are available to order in May, or roll the funds from the 2019 budget for this purchase into the 2020 budget and then purchase two vehicles.

C. Bike Rodeo

Chief Blum stated that the Bike Rodeo would be held in Cold Spring on May 8<sup>th</sup> and in Richmond on May 22<sup>nd</sup>.

**CITY ADMINISTRATOR REPORT**

A. Stantec Letter for Waiver of Filter Design

Murphy explained that when Well #7 pump failed several times the pump manufacturer had blamed it on the filter that was designed by Stantec. Murphy stated that the manufacturer recommended filter is now being used on the pump. She stated that the letter is a waiver of any further design issues related to the filter.

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE THE MAYOR SIGNING THE RELEASE LETTER FOR STANTEC CONSULTING SERVICES RELATED TO THE VFD LOAD SIDE FILTER DESIGN. MOTION PASSED 5-0.

**B. Minnesota Department of Health Memorandum of Agreement**

Murphy explained that this is an agreement due to the nitrate levels in the wells that that supply the City. She stated that the updated agreement has Well #5 taken off and Well #7 added to it.

**MOTION WAS MADE BY THEISEN, SECONDED BY SCHMITZ, TO APPROVE THE MAYOR SIGNING THE MEMORANDUM OF AGREEMENT WITH THE MINNESOTA DEPARTMENT OF HEALTH REGARDING THE WATER QUALITY OF THE CITY WATER SYSTEM. MOTION PASSED 5-0.**

**C. Absentee Ballot Voting for the City of Cold Spring Residents**

Murphy explained that Stearns County was seeking assistance from cities to conduct in person absentee voting in their own towns. Murphy stated that additional hours would be needed for election judges to staff the days but that it would make election day less congested. The Council was supportive in further exploring the idea but was concerned about the added expenses and if any of those costs would be shared or reimbursed by the County.

**D. Small Wireless Facility Aesthetic Requirements and Construction Criteria**

Murphy stated that city can establish aesthetic requirements for placement of small wireless facilities. She stated that the policy proposed would establish those criteria and that it would be posted on the City website to fulfill the published requirement.

**MOTION WAS MADE BY SCHMITZ, SECONDED BY KNAPP, TO APPROVE THE SMALL WIRELESS FACILITY AESTHETICS REQUIREMENTS AND CONSTRUCTION CRITERIA. MOTION PASSED 5-0.**

**LIST OF BILLS AND ADDITIONS**

**MOTION WAS MADE BY MILLER, SECONDED BY THEISEN, TO REVIEW AND ACCEPT THE PAYMENT OF THE ACCOUNTS PAYABLE ACCORDING TO THE LIST TOTALING \$139,201.11 AND SUPPLEMENTAL LIST TOTALING \$16,076.14 PRESENTED BY CITY STAFF. MOTION PASSED 5-0.**

**CLOSED MEETING**

At 7:02 p.m. Mayor Heinen announced that the Council would be going into a closed session pursuant to Minnesota State Statute 13D.05 Subdivision 3(c)(3) to consider a counteroffer on a property within the City of Cold Spring specifically Parcel No. 48.29101.0025.

**OPEN MEETING**

Mayor Heinen announced that the Council meeting would be re-opened to the regular meeting at 7:08 p.m. and stated the results of the closed session. He stated that the Council accepted the counter offer on the parcel being discussed.

**ADJOURN**

**MOTION WAS MADE BY THEISEN, SECONDED BY SCHMITZ, TO ADJOURN AT 7:09 P.M., SEEING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL. MOTION PASSED 5-0.**

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Dave Heinen, Mayor

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Brigid Murphy, City Administrator