

WEDNESDAY, MAY 22, 2024 COLD SPRING CITY COUNCIL MEETING MINUTES

The meeting was called to order by Mayor Dave Heinen at 5:00 p.m. The following City Council members were found to be present: Mayor Dave Heinen and Council Members Mike Fall, Ryan Hennen and Doug Schmitz. Absent: Fran Ramler. Others present: Kris Dockendorf, Jason Blum, Sam Butler, and Joe Jelovnick.

APPROVAL OF THE AGENDA

MOTION WAS MADE BY HENNEN, SECONDED BY FALL, TO APPROVE THE AGENDA OF THE MAY 22, 2024 CITY COUNCIL MEETING AS PRESENTED. MOTION PASSED 4-0.

CONSENT AGENDA

A. Minutes – May 8, 2024 Regular Meeting

B. Appoint Scott Shalock as an election judge for the August 13, 2024 Primary Election and the November 5, 2024 General Election

C. Cold Spring Home Pride Lions, LG240B Application to conduct excluded Bingo to be held July 26, 2024 at Hometown Pride outside tent, 200 block of Main Street

MOTION WAS MADE BY SCHMITZ, SECONDED BY HENNEN, TO APPROVE THE CONSENT AGENDA AS PRESENTED. MOTION PASSED 4-0.

RIVER LINKS 5 & 6 DEVELOPER AGREEMENT

Dockendorf stated that after several months of going back and forth the developer agreement is now finalized.

MOTION WAS MADE BY HENNEN, SECONDED BY FALL, TO APPROVE THE DEVELOPER AGREEMENT WITH DJP PROPERTIES, INC. FOR RIVER LINKS 5TH ADDITION AND RIVER LINKS 6TH ADDITION. MOTION PASSED 4-0.

RED RIVER AVENUE NORTH STREET CLOSURE

Dockendorf stated that Cold Spring Brewing Company is contracting with Landwehr Construction to bring in some large equipment to their facility downtown. She stated that a partial closure of Red River Avenue N is being requested and has already received approval from Stearns County. She stated that traffic would be re-routed to 5th Avenue North. The Council urged her to double check to make sure that Brewery staff would not have semi trucks using 5th Avenue North during that time period, which would prevent the flow of traffic.

Councilor Schmitz also requested that the Fire Chief be made aware of the closure too.

MOTION WAS MADE BY SCHMITZ, SECONDED BY HENNEN, TO APPROVE CLOSING RED RIVER AVENUE NORTH FROM 2ND STREET NORTH, TO THE SOUTHERN END OF THE ROUNDABOUT ON JUNE 12, 2024 FROM 7:00 A.M. TO 3:00 P.M. MOTION PASSED 4-0.

ORDINANCE NO. 411: AN ORDINANCE AMENDING SEWER UTILITY RATES

Dockendorf explained that staff had met to discuss amending the rates for significant industrial users now that the Pre-Treatment Plant has been operational since February 1st. She stated the proposed rate increases were also presented to Cold Spring Brewing Company officials so they aware of the change of the rates as well as the penalties for exceeding the average daily limits. She stated the rates were based on projected expenses and documented costs. She added that CSBC will still be saving money by not hauling out their waste.

MOTION WAS MADE BY SCHMITZ, SECONDED BY FALL, TO APPROVE ORDINANCE NO. 411 AMENDING THE CITY CODE BY ADJUSTING SEWER UTILITY RATES. MOTION PASSED 4-0.

CITY OF COLD SPRING VARIATION REQUEST

Dockendorf explained that future fire station lot is located in a Riverfront Commercial zoning district. She stated this district has requires a zero foot front setback, which is not practical for a fire station. She stated that the Planning Commission had reviewed and recommended approval of the variation.

MOTION WAS MADE BY HENNEN, SECONDED BY FALL, TO APPROVE RESOLUTION NO. 2024-11, A RESOLUTION APPROVING A VARIATION TO ALLOW FOR THE CONSTRUCTION OF A FIRE STATION TO BE BUILT 28 FEET FROM THE FRONT PROPERTY LINE. MOTION PASSED 4-0.

RESIGNATION OF EDA MEMBER BILL LATARE

Dockendorf explained that Bill Latare is moving out of the City and therefore had to resign his position on the EDA. She stated she is please that he is able to stay on as an election judge.

MOTION WAS MADE BY FALL, SECONDED BY HENNEN, TO ACCEPT THE RESIGNATION OF EDA MEMBER BILL LATARE EFFECTIVE JUNE 30, 2024 AND TO THANK HIM FOR HIS YEARS OF SERVICE ON THE EDA; FURTHERMORE, TO DIRECT THE CITY ADMINISTRATOR TO ADVERTISE TO FILL THE VACANCY ON THE EDA. MOTION PASSED 4-0.

CITY ENGINEER REPORT

A. River Links 5th and 6th Additions Proposals for DJP Properties

Butler explained the proposal for construction services and observation to make sure that the improvements are built to the City standards.

MOTION WAS MADE BY SCHMITZ, SECONDED BY HENNEN, TO APPROVE THE PROPOSAL FROM STANTEC FOR CONSTRUCTION SERVICES AND OBSERVATION OF IMPROVEMENTS FOR RIVER LINKS 5TH AND 6TH ADDITIONS AT AN ESTIMATED AMOUNT OF \$42,500, TO BE REIMBURSED TO THE CITY BY DJP PROPERTIES, PER THE DEVELOPERS AGREEMENT.

MOTION PASSED 4-0.

B. Spartan Field Agreement

Butler explained that they are working with the developer to finish off the preliminary design and then final design of Phase I of the Spartan Fields development. He stated the first phase would consist of seven townhomes and twelve single family lots in a cul-de-sac to the south. Councilor Schmitz expressed his frustration with this agreement being presented immediately before the meeting and not having time to review it ahead of time.

MOTION WAS MADE BY HENNEN, SECONDED BY FALL, TO APPROVE THE PAYMENT OF COSTS AGREEMENT WITH SPARTAN FIELDS, LLC FOR PRELIMINARY ENGINEERING AND FINAL DESIGN SERVICES TO BE DONE BY STANTEC. MOTION PASSED 4-0.

C. Project Updates

Butler stated that the wear course is complete for both the 2022 and 2023 projects, and striping will be coming soon. He stated that they are waiting for additional equipment for the Lift Station No. 1 Rehab Project. He stated that design work is ongoing for the 2025 Main Street Improvements. Lastly, he stated that for the Wastewater Treatment Facility project, at the meeting held on May 8th between the City and the City of Rockville, they agreed that a memorandum of understanding between the two cities should be completed within 90 days. Dockendorf added that since there was no bonding bill passed during the last session, she advised that City officials email the Governor asking for a special session. She stated she could draft a message and sent it to the Council to review. Butler stated that for now they will continue to work on design throughout the fall.

POLICE DEPARTMENT REPORT

A. Updates

Chief Blum provided the Council with a calls for service report for the month of April. He also updated the Council about recent activities within the department including Big Truck Night and K9 fundraising letters. Councilor Fall took issue with the local business community being asked to donate to the K9 program and that if it is needed then all tax payers should pay for it. He stated he didn't think that the department needed two K9s. Chief Blum explained that over a year and a half ago Council had given approval for a second dog. He also explained that K9 Cash, who is eight years old, is trained for detecting marijuana odor, which creates an issue now that the drug is no longer illegal. Chief Blum went on to explain the differences in K9 training and how the purchase has been paid for in the past. Councilor Fall also stated that the liability of having an apprehension dog is too high. Other members of the Council disagreed and were supportive of the K9 program and fundraising efforts.

ADMINISTRATOR REPORT

A. Discuss Phase II Environmental Study for BNSF Lots

Dockendorf explained that BNSF had requested that the City order a Phase II Environmental Assessment of their property that the City is interested in purchasing for the future library site. The proposal for the study is \$17,745, and even if it is done, it won't guarantee that they will sell the land to the City. The Council discussed that the lot from BNSF is not absolutely needed for the library site, and that they would further consider the eminent domain process. The Council also wanted to review the Phase I report that was already completed for the site.

B. Discuss Rendering of Proposed Library

Dockendorf stated that she received a quote of \$5,000 from Wendel to complete a rendering of a proposed library building to be used for fundraising. The Council inquired whether Stantec could also provide a quote for a rendering. Butler stated he would check into it.

C. Other

Dockendorf explained that she is still waiting to hear on the federal funding for both the Fire Hall and Wastewater Treatment Facility.

COMMISSION UPDATES

A. Planning Commission

Councilor Hennen stated they discussed the Spartan Fields development and the variation request for the Fire Hall.

B. EDA

Dockendorf stated that they discussed the Schmitt property and did a tour of Lullaby Lane.

C. Park Board

Mayor Heinen stated that they toured the Lookout Park on the north side to see the all the clean up efforts done by the FFA. He stated they also discussed with Kory Bellmont the proposed bike trail from North Pointe down to the Rocori School property. He stated that there are elevation challenges with the two proposed routes but that engineering is being looked at for both so they are ADA compliant.

D. Rocori Trail

Councilor Schmitz stated that they met to approve the bills and discussed some punch list items. He stated that a special meeting is scheduled for next Tuesday to do the final pay applications, due to funds needing to be used up by June 1st. He stated that going forward they may be meeting less frequently.

LIST OF BILLS AND ADDITIONS

MOTION WAS MADE BY HENNEN, SECONDED BY SCHMITZ, TO REVIEW AND ACCEPT PAYMENT OF THE ACCOUNTS PAYABLE ACCORDING TO THE LIST TOTALING \$150,703.34 AND SUPPLEMENTAL LIST TOTALING \$16,225.74 AS PRESENTED BY CITY STAFF. MOTION PASSED 4-0.

ADJOURN

MOTION WAS MADE BY SCHMITZ, SECONDED BY FALL, TO ADJOURN AT 6:03 P.M., SEEING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL. MOTION PASSED 4-0.

David Heinen, Mayor

Kris Dockendorf, City Administrator