

## **TUESDAY, JUNE 10, 2014 COLD SPRING CITY COUNCIL MINUTES**

Mayor Doug Schmitz called the meeting to order at 6:30 p.m. The following City Council members were found to be present: Mayor Doug Schmitz and Council Members Fran Ramler, Jan Dingmann and Dave Stadther. Absent Bob Thelen. Others present: Paul Hetland, Paul Hoeschen, Brian Lintgen, Gary Theisen, Dan Steil, Dave Heinen, Rusty Fifield, Bonnie Juergens and Angie Mueller.

### **APPROVAL OF THE AGENDA**

MOTION WAS MADE BY RAMLER, SECONDED BY DINGMANN, TO APPROVE THE AGENDA OF THE JUNE 10, 2014 CITY COUNCIL MEETING. MOTION PASSED 4-0.

### **CONSENT AGENDA**

A. Minutes – May 28, 2014

MOTION WAS MADE BY STADTHER, SECONDED BY DINGMANN, TO APPROVE THE MINUTES OF THE MAY 28, 2014 CITY COUNCIL MEETING AS PRESENTED. MOTION PASSED 4-0.

B. Approve Farmland Lease

MOTION WAS MADE BY STADTHER, SECONDED BY DINGMANN, TO APPROVE THE 2014 LEASE OF FARMLAND OF APPROXIMATELY 14.5 ACRES OF FARMLAND ON THE PROPOSED BUSINESS PARK PROPERTY, TO BRIAN AND CHRISTI SCHERBER FOR A PRICE OF \$41 PER ACRE. MOTION PASSED 4-0.

C. Approvals for Baseball Fundraiser – Resolution No. 2014-10

MOTION WAS MADE BY STADTHER, SECONDED BY DINGMANN, TO APPROVE RESOLUTION NO. 2014-10, A RESOLUTION GRANTING CERTAIN APPROVALS FOR COLD SPRING AMATEUR BASEBALL, INC. FOR AN EVENT TO BE HELD JUNE 28, 2014. MOTION PASSED 4-0.

D. Accept & Award the Bids for the Joint Project for Seal Coating

MOTION WAS MADE BY STADTHER, SECONDED BY DINGMANN, TO AWARD THE SEAL COATING PROJECT TO CALDWELL ASPHALT, HAWICK, MINNESOTA, FOR A CONTRACT PRICE OF \$33,350.32. MOTION PASSED 4-0.

### **APPOINTMENT OF PART-TIME POLICE OFFICER**

Councilor Stadther suggested that considering the course of events on a recent hiring decision, the Council may want wait to approve the hiring until the background process has been completed. He suggested that the candidate be extended a conditional offer of employment pending the completion of the background check, after which the Council could then consider the appointment. The rest of the Council agreed with this course of action.

### **2<sup>ND</sup> AVENUE IMPROVEMENT PROJECT**

Mayor Schmitz opened the Improvement Hearing at 6:36 p.m. City Engineer Brian Lintgen presented construction information on the project. He explained that Burlington Northern Santa Fe is not interested in providing a roadway easement to the City and instead wants the City to purchase all of the remaining railroad property which was at one time spurs. Lintgen explained that after consulting with the City Attorney, the City could either purchase the lots, or begin a quick take procedure, under the eminent domain law, which would force the easement process in a 90 day period and later determine the reimbursement amount. Lintgen explained that since the quick take process takes a minimum of 90 days it may push the project past the construction season and delay it until 2015. Mayor Schmitz called three times for those wishing to speak at the hearing, seeing none, the hearing was closed at 7:08 p.m. After further discussion the Council agreed they were in favor of starting the quick take process, while also keeping the door open to negotiate a price to purchase the land.

MOTION WAS MADE BY DINGMANN, SECONDED BY RAMLER, TO ORDER THE IMPROVEMENTS FOR THE 2<sup>ND</sup> AVENUE IMPROVEMENT PROJECT. MOTION PASSED 4-0.

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO COMMENCE THE EMINENT DOMAIN PROCEEDINGS FOR THE PROPERTY OWNED BY BURLINGTON NORTHERN SANTA FE TO CONSTRUCT 2<sup>ND</sup> AVENUE SOUTH. MOTION PASSED 4-0.

**FINANCE PLAN FOR 2014B IMPROVEMENT BONDS**

Rusty Fifield from Northland Securities presented the finance plan for the issuance of \$1,220,000 General Improvement Bonds to fund the City's share of the CSAH 50 Improvement Project. He explained the structure of the bonds and payment schedule. MOTION WAS MADE BY RAMLER, SECONDED BY DINGMANN, TO APPROVE RESOLUTION 2014-09, A RESOLUTION APPROVING A NOTICE OF SALE FOR THE ISSUANCE OF \$1,220,000 GENERAL OBLIGATION IMPROVEMENT BONDS, SERIES 2014B. MOTION PASSED 4-0.

**CITY ENGINEER REPORT**

**A. CSAH 50 Reconstruction Update**

Lintgen explained that they have hooked up temporary water to all of the homes and that pipe is being installed this week.

**B. 11<sup>th</sup> Street NE Connection**

Lintgen stated that since the feasibility study has been completed that the next step would be to have an improvement hearing. He stated that there are only two property owners that would be assessed for the improvements which are the EDA and Cold Spring Brewing Company. Mayor Schmitz stated that North Pointe residents should also be notified of the hearing especially those on 11<sup>th</sup> Street North. EDA President, Dan Steil suggested that before having an improvement hearing that Lintgen and he first meet with the developer to go over the Feasibility Report to see if the apartment project is still going forward. The Council agreed that if the developer decides to move forward with the project, the next step would be a public informational meeting in which the developer could explain about the project and address concerns.

**PUBLIC WORKS DIRECTOR**

**A. Purchase of Pump**

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO APPROVE THE PURCHASE OF A SUBMERSIBLE PUMP FROM MINNESOTA PUMP WORKS AT A COST OF \$4,532 FROM LINE ITEM 14-70-72-6311. MOTION PASSED 4-0.

**B. Approve Hiring**

Hoeschen explained that David Kiess has resigned leaving a position open in Public Works. Hoeschen explained that the job description and duties are being evaluated for that position and may need some revisions which is a process that could take some time. He stated that in the meanwhile he would recommend hiring Calvin Kalthoff as a seasonal parks employee.

MOTION WAS MADE BY DINGMANN, SECONDED BY RAMLER, TO APPROVE THE HIRING OF CALVIN KALTHOFF AT A PAY RATE OF \$7.50 AS A PART-TIME SEASONAL PARKS EMPLOYEE. MOTION PASSED 4-0.

**C. Well Update**

Hoeschen stated that the DNR has provided a map that will help identify obstacles in the search for a new well location. He stated that the DNR has approved the City to continue pumping at the current rates for Wells 4, 5 and 6, but has indicated that any increase in capacity may affect the trout stream and they may not approve it.

**LIST OF BILLS AND ADDITIONS**

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO APPROVE THE PAYMENT OF THE ACCOUNTS PAYABLE ACCORDING TO THE LIST TOTALING \$123,228.88 AND SUPPLEMENTAL LIST TOTALING \$42,204.15 PRESENTED BY CITY STAFF. MOTION PASSED 4-0.

**COUNCIL MEETING DATE RESCHEDULING**

MOTION WAS MADE BY STADTHER, SECONDED BY DINGMANN, TO APPROVE RESCHEDULING THE AUGUST 12, 2014 CITY COUNCIL MEETING TO WEDNESDAY, AUGUST 13, 2014. MOTION PASSED 4-0.

MOTION WAS MADE BY DINGMANN, SECONDED BY STADTHER, TO APPROVE RESCHEDULING THE OCTOBER 29, 2014 CITY COUNCIL MEETING TO MONDAY, OCTOBER 27, 2014. MOTION PASSED 4-0.

**ADJOURN**

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO ADJOURN AT 7:52 P.M., SEEING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL. MOTION PASSED 4-0.

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Doug Schmitz, Mayor

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Paul Hetland, City Administrator