

TUESDAY, AUGUST 13, 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 and Gary Theisen. Absent: Doug Schmitz. Others present: Brigid Murphy, Jon Stueve, Jason Blum, Brian Lintgen, Tammy Paczkowski, Heidi Stalboerger, Sue Kadlec, Matthew VanLith, Rick Utecht, Doug Backes, Derek Mueller, Cliff Johnson, Jason Blum, Bruce Hall, Ardell Goebel, Vern Goebel, Jim Rausch, Connie Rausch, Rich Schreiner and Angie Mueller.

OPEN PUBLIC FORUM

Cliff Johnson informed the Council that the Cold Spring Area Historical Society would be hosting a speaker on Thursday, September 5th entitled Bizarre History of Minnesota.

APPROVAL OF THE AGENDA

MOTION WAS MADE BY THEISEN, SECONDED BY MILLER, TO APPROVE THE AGENDA OF THE AUGUST 13, 2019 CITY COUNCIL MEETING AS PRESENTED. MOTION PASSED 4-0.

CONSENT AGENDA

A. Minutes – July 23, 2019

B. Cold Spring Lions – Off-site Gambling Form LG230 – October 27, 2019 at St. Boniface

C. Accept Resignation of Firefighter Tom Rollins and thank him for his 28 years of service with the department

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

APPROVAL OF FIREFEST 2020

Cold Spring Fire and Rescue Department member Matthew VanLith presented the request to begin planning the Firefest event for 2020.

MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO ENDORSE THE FIRE DEPARTMENT RELIEF ASSOCIATION'S ANNUAL PRESENTATION OF FIREFEST FOR 2020 PROVIDED THAT THE EVENT IS FUNDED THROUGH THE ASSOCIATIONS GENERAL FUND. MOTION PASSED 4-0.

ORDINANCE NO. 372 – REZONING REQUEST FOR SMART'N CONSTRUCTION

Derek Mueller from Smart'n Construction presented the request for rezoning the property located at 119 2nd Street North, from R-1 Low Density Residential District to R-1 Low Density Residential District Planned Unit Development. He stated that they are planning to construct seven single family patio homes on the lot.

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE ORDINANCE NO. 372, AN ORDINANCE REZONING THE PROPERTY AT 119 2ND STREET NORTH FROM R-1 LOW DENSITY TO R-1 LOW DENSITY PLANNED UNIT DEVELOPMENT. MOTION PASSED 4-0.

RESOLUTION NO. 2019-19 APPROVING OF THE FINAL PLAT KNOWN AS OAK CREEK PUD

Derek Mueller explained the plat will be named Oak Creek PUD and will consist of one lot on which seven single family patio homes for retirement age residents would be built.

MOTION WAS MADE BY THEISEN, SECONDED BY MILLER, TO APPROVE RESOLUTION NO. 2019-19, A RESOLUTION APPROVING OF THE FINAL PLAT FOR OAK CREEK PUD. MOTION PASSED 4-0.

COLD SPRING CREEK DAM REMOVAL

Bruce Hall presented a proposal for the City to request that the Stearns County Soil and Water Conservation District develop a plan to remove and redraft the Cold Spring Creek Dam. He explained that the dam splits the lower and upper part of the creek and that the additional sediment is warming the temperature of the creek which negatively impacts the brook trout. Members of the Creekview Townhome neighborhood requested that they be involved in the process so they can provide input on the design since the Creek abuts their properties.

MOTION WAS MADE BY KNAPP, SECONDED BY MILLER, TO APPROVE THE REQUEST THAT THE CITY OF COLD SPRING SUBMIT AN APPLICATION FOR DAM REMOVAL PLAN AND DRAFT RE-DESIGN FROM THE STEARNS COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR COLD SPRING CREEK. MOTION PASSED 4-0.

TRAIL EASEMENTS FOR THE TRAIL IN BLUE HERON HEIGHTS

Murphy explained that a trail easement agreement is being proposed for a lot owned by Jan and George Dingmann. She stated a similar easement agreement was made on another lot in the development that the Dingmann's have since sold.

MOTION WAS MADE BY THEISEN, SECONDED BY MILLER, TO APPROVE ENTERING INTO A TRAIL EASEMENT AGREEMENT WITH GEORGE AND JAN DINGMANN FOR A TRAIL IN BLUE HERON HEIGHTS ON PROPERTY LEGALLY DESCRIBED AS LOT 3, BLOCK 1, BLUE HERON HEIGHTS 2ND ADDITION. MOTION PASSED 4-0.

DISCUSSION ON ISSUES WITH TOWNSHIP FIRE CONTRACT FORMULA

Sue Kadlec explained that one of the townships brought up an issue with the formula in the contract for fire department services. She stated there is a contradiction in the language and the payment from Wakefield Township is approximately \$4,000 less than what the City believes the formula should provide. She stated the City has three options, they can either do nothing, or give notice to the township to terminate the contract, or force the issue and not accept the partial payment. Several members of the Council indicated their reluctance to terminate the contract but were unsure on how to proceed.

MOTION WAS MADE BY KNAPP, SECONDED BY MILLER, TO TABLE THE ISSUE UNTIL SEPTEMBER 24, 2019. MOTION PASSED 4-0.

PUBLIC WORKS DIRECTOR REPORT

A. No Thru Street Sign Placement

Stueve stated that the Granite Landing Apartment property has requested a No Thru Street sign at the west entrance of their property, as they have complained about too much traffic traveling through their property. He stated that they already have a sign posted at their south entrance that states it is private property.

MOTION WAS MADE BY KNAPP, SECONDED BY MILLER, TO APPROVE THE PURCHASE OF A "NO THRU STREET" SIGN AT THE END OF 1ST STREET NORTH. MOTION PASSED 4-0.

B. Purchase of a Box and Hoist for the Snow Hauler

Stueve explained that two trucks were purchased in the beginning of the year to haul snow and that one is in need of a new box.

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE THE PURCHASE OF A BOX AND HOIST FROM ERICKSON TRUCK PARTS AT A COST OF \$3,880.00 AND FURTHERMORE, TO BE PAID OUT OF THE STREETS CAPITAL EXPENDITURES LINE ITEM #6413. MOTION PASSED 4-0.

C. Purchase of Salt

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE THE PURCHASE OF 100 TONS OF ROAD SALT FROM HOLICKY BROTHERS AT A PRICE OF \$102.00 PER TON FOR A TOTAL OF \$10,200.00 AND FURTHERMORE, TO BE PAID OUT OF STREET DEPARTMENT SALT SAND LINE ITEM #6315. MOTION PASSED 4-0.

D. Resolution No. 2019-20, Donation of a Lowboy Semi-Trailer

Stueve stated that Reed Meyer would like to make a donation of a lowboy semi-trailer to the City. He stated that Meyer estimates the semi-trailer to be valued at \$2,500 and that staff has used it before to haul cement blocks.

MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO APPROVE RESOLUTION NO. 2019-20, A RESOLUTION ACCEPTING A GIFT OF THE LOWBOY SEMI-TRAILER FROM REED MEYER. MOTION PASSED 4-0.

E. Pilot Study

Stueve stated that they are heading into the final phase of the pilot study and testing the backwash recycle process. He stated it's not going as well as they hoped because it's only saving 10% of the water and he'd rather infiltrate the water, whereas Stantec and AdEdge would like to see it recycled.

CITY ENGINEER REPORT

A. Co Rd 158/1st St S Update

Lintgen explained that soil borings are complete and the Feasibility Study will be ready for presentation in September.

B. River Links Update

Lintgen stated that curbing will be installed in the next week or two.

POLICE DEPARTMENT REPORT

A. Monthly Reports

Chief Blum provided the monthly report on the calls for June 2019.

B. Purchase of 2020 Ford Interceptor

Chief Blum stated that he can now place an order for the 2020 models and will go with a gas motor for now until the kinks all get worked out on the new hybrid models.

MOTION WAS MADE BY MILLER, SECONDED BY THEISEN, TO APPROVE THE PURCHASE OF A 2020 FORD INTERCEPTOR FROM SCHWIETERS FORD OF MONTEVIDEO FOR A PRICE OF \$32,994.00 AND FURTHERMORE, TO BE PAID OUT OF FUND 26, THE GAMBLING FUND. MOTION PASSED 4-0.

C. Purchase of Squad Equipment for the Interceptor

Chief Blum explained that equipment will be needed to outfit the new squad because one is not being taken out of rotation at this time.

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE THE PURCHASE OF EQUIPMENT FOR THE INTERCEPTOR FROM RWB EMERGENCY LIGHTING FOR A COST OF \$6,003.36 AND GRANITE ELECTRONICS AT A COST OF \$4,790.25, FOR A TOTAL COST OF \$10,793.61 AND FURTHERMORE, TO BE PAID OUT OF FUND 26, THE GAMBLING FUND. MOTION PASSED 4-0.

D. Approval of Officer Baumgarten for Full-Time Position

Chief Blum stated that Officer Baumgarten has met all the requirements that had been set and recommended a starting date of September 1, 2019.

MOTION WAS MADE BY THEISEN, SECONDED BY MILLER, TO APPROVE DEAN BAUMGARTEN AS A FULL-TIME POLICE OFFICER WITH A START DATE OF SEPTEMBER 1, 2019. MOTION PASSED 4-0.

E. Sale of 1999 Ford F-150XLT

MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO ACCEPT THE BIDS FOR THE 1999 FORD F150XLT PICK-UP TRUCK AND AWARD THE SALE OF SAID VEHICLE TO THE APPARENT HIGH BIDDER, JON STUEVE FOR \$301.00. MOTION PASSED 4-0.

F. Main Street/Highway 23 Traffic Signal

Chief Blum reported that MnDOT is in the process of installing a program for cycling the traffic signal for different times of the day to help with the increased traffic stacking at the signal light during shift changes at Pilgrims.

CITY ADMINISTRATOR REPORT

A. Appointment of Representative to Sit on the Employee Contract Negotiation Committee

Murphy explained that the contract negotiation meetings would take place during the workday.

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE THE APPOINTMENT OF COUNCILOR THEISEN AND COUNCILOR SCHMITZ TO SERVE ON THE CONTRACT NEGOTIATION COMMITTEE. MOTION PASSED 4-0.

B. League of Minnesota Cities Regional Meeting

Murphy stated that the regional meeting will be held on October 16th in Waite Park and that Council should let her know if they wish to attend.

C. Update on the Purchase of the Water Treatment Plant Land

Murphy stated that the utility pipe easement that was on the land being purchased from Schmitt has been confined to the part of the land that Schmitt is retaining ownership of and therefore a closing date has now been set for the portion of land the City is purchasing.

LIST OF BILLS AND ADDITIONS

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO REVIEW AND ACCEPT THE PAYMENT OF THE ACCOUNTS PAYABLE ACCORDING TO THE LIST TOTALING \$186,229.20 AND SUPPLEMENTAL LIST TOTALING \$4,501.08 PRESENTED BY CITY STAFF. MOTION PASSED 4-0.

ADJOURN

MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO ADJOURN AT 7:29 P.M., SEEING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL. MOTION PASSED 4-0.

Dave Heinen, Mayor

Brigid Murphy, City Administrator