

WEDNESDAY, AUGUST 27, 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, Dave Stadther and Bob Thelen. Others present: Paul Hetland, Paul Hoeschen, Dan Weber, Stephanie Dickrell, Brian Lintgen, Tom Jovanovich, Joe Wenner and Angie Mueller.

APPROVAL OF THE AGENDA

MOTION WAS MADE BY DINGMANN, SECONDED BY RAMLER, TO APPROVE THE AGENDA OF THE AUGUST 27, 2014 CITY COUNCIL MEETING. MOTION PASSED 5-0.

CONSENT AGENDA

A. Minutes – July 23, 2014

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO APPROVE THE MINUTES OF THE JULY 23, 2014 CITY COUNCIL MEETING AS PRESENTED. MOTION PASSED 5-0.

B. Approval of Closing of Fund 53

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO APPROVE THE CLOSING OF FUND 53 (2002 G.O. BONDS) AND TO TRANSFER THE REMAINING BALANCE OF \$196,673.32 TO FUND 33 “FUTURE CAPITAL IMPROVEMENTS”. MOTION PASSED 5-0.

C. Approval of Closing of Fund 62

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO APPROVE THE CLOSING OF FUND 62 (2005A G.O. BONDS) AND TO TRANSFER THE REMAINING BALANCE OF \$314,022.78 TO FUND 33 “FUTURE CAPITAL IMPROVEMENTS”. MOTION PASSED 5-0.

D. Cancellation of Special Assessments

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO CANCEL THE DEFERRED SPECIAL ASSESSMENTS ON LOT 7, BLOCK 3 IN THE COLD SPRING BUSINESS PARK IN THE AMOUNT OF \$33,650.00, AS PART OF THE TERMS OF THE LOT SALE TO JAKE SCEPANIAK. MOTION PASSED 5-0.

E. Increase Pay of Park Workers

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO INCREASE THE PAY OF ZACH HINKMEYER AND MASON RUEGEMER TO \$8.00 PER HOUR EFFECTIVE AUGUST 1, 2014, IN ORDER TO MEET THE NEW FEDERAL MINIMUM WAGE REQUIREMENTS. MOTION PASSED 5-0.

F. Approval of One Day Gambling License for Catholic United Financial

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO APPROVE FORM LG220 APPLICATION FOR EXEMPT PERMIT TO CONDUCT ONE DAY GAMBLING FOR ST. JOSEPH –ST. CATHERINE CATHOLIC UNITED FINANCIAL #91 FOR A RAFFLE TO BE HELD ON OCTOBER 17, 2014, AT THE GREAT BLUE HERON; FURTHERMORE, TO WAIVE THE 30-DAY WAITING PERIOD FOR SAID PERMIT. MOTION PASSED 5-0.

G. Fire and Rescue Department Officer Approval

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO APPROVE THE COLD SPRING FIRE & RESCUE DEPARTMENT’S RECOMMENDATION TO APPOINT GLENN MUELLER AS ASSISTANT FIRE CHIEF. MOTION PASSED 5-0.

DISCUSSION WITH CITY ATTORNEY ABOUT LAND OWNED BY BNSF

City Attorney Tom Jovanovich explained the process for the quick take procedure. He stated that he had been in contact with Roger Schwinghammer from BNSF and that he requested a copy of the appraisal of the land which came in at \$34,000, but he has not heard from him since. He stated that Schwinghammer had requested that the City not move forward with the quick take procedure as it will generate required reviews and add to the costs.

Jovanovich requested direction from the Council if he should move forward with serving the notice of intent which will trigger the 90 day period for the process or if he should give Schwinghammer more time to respond. The Council discussed whether waiting two weeks to receive a response from BNSF would have a negative impact on the possibility of preparing a temporary road before winter as recommended by the Planning Commission. They came to the conclusion that Jovanovich would contact Schwinghammer and give him a deadline of September 12th to negotiate for the easement. If no action is taken, then on September 15th the City Attorney would serve the notice of intent to BNSF and the quick take procedure would continue.

MOTION WAS MADE BY THELEN, SECONDED BY STADTHER, TO AUTHORIZE THE CITY ATTORNEY TO NEGOTIATE WITH BNSF TO AVOID PROCEEDING WITH THE QUICK TAKE PROCEDURE, FURTHERMORE, THAT CITY STAFF BEGIN THE PROCESS TO IDENTIFY THE STEPS NECESSARY TO PREPARE FOR A TEMPORARY ROADWAY. MOTION PASSED 5-0.

REVIEW AND APPROVAL OF GRANITE LANDING 3RD ADDITION PRELIMINARY AND FINAL PLATS

Mayor Schmitz opened the public hearing at 6:52 p.m. There was no one present to speak at the hearing. The hearing was later closed at 7:30 p.m.

MOTION WAS MADE BY DINGMANN, SECONDED BY RAMLER, TO APPROVE THE PRELIMINARY AND FINAL PLATS FOR GRANITE LANDING THIRD ADDITION. MOTION PASSED 5-0.

RIVER LINKS FINAL PUD PLAN

Hetland explained that the Planning Commission had reviewed and approved reduced rear yard setbacks for several lots in River Links. The First Restated Final PUD Plan contains a table specifying the reduced setbacks according to the depth and width of the lot. The Council agreed that the reduced front yard setbacks for curved lots, as approved by the Planning Commission previously for this development, be added into this table. Lintgen pointed out that the language in the table for rear yard setback should state "lot depth" instead of "lot area". Joe Wenner, representing DJP Properties explained that the lots with reduced setbacks abut the golf course therefore a reduce rear yard setback is practical since the rear yard does not abut another residential rear yard.

MOTION WAS MADE BY DINGMANN, SECONDED BY THELEN, TO APPROVE THE 1ST RESTATED RIVER LINKS FINAL PUD PLAN AS AGREED UPON BY THE PLANNING COMMISSION AND AS AMENDED AS DISCUSSED. MOTION PASSED 5-0.

2014 FIREFEST UPDATE & REQUEST FOR COUNCIL ENDORSEMENT FOR FIREFEST 2015

Dan Weber explained that the Firefest event went well with 9,700 attendees. This was the first year that they officially allowed camping with 50 spots occupied. He stated that they would like to increase the budget from \$400,000 to \$450,000 and that the increase would be to obtain a higher caliber band.

MOTION WAS MADE BY DINGMANN, SECONDED BY STADTHER, TO ENDORSE THE FIRE DEPARTMENT RELIEF ASSOCIATION'S ANNUAL FIREFEST, PROVIDED THAT THE EVENT IS FUNDED THROUGH THE ASSOCIATION'S GENERAL FUND. MOTION PASSED 5-0.

PUBLIC WORKS DIRECTOR REPORT

A. Insulate Water Pipe – 1308 5th Ave N

MOTION WAS MADE BY RAMLER, SECONDED BY STADTHER, TO APPROVE THE LOW BID FOR INSULATING THE WATER PIPE UNDER THE STREET AT THE BRUCE MEYER HOME, 1308 5TH AVENUE NORTH AT A COST OF \$5,560.00 PAYABLE TO KRIPPNER TRUCKING AND EXCAVATING, TO BE PAID FROM WATERLINE REPAIRS 13-70-71-6818, FURTHERMORE, TO BE A COST SHARE OF 50/50 BETWEEN THE HOMEOWNER AND THE CITY. MOTION PASSED 5-0.

B. Cold Spring Baseball Commission Request to Repair Home Plate and Pitcher Mound

Hoeschen explained that the Baseball Commission is proposing improvements to home plate and the pitcher mound at the Baseball Park. He stated that the material, supplies and labor combined would not cost more than \$5,000. He stated that the request is for the City to pay \$2,000 for the materials and the Baseball Commission would pay the remainder of the costs.

MOTION WAS MADE BY THELEN, SECONDED BY DINGMANN, TO APPROVE THE PURCHASE FOR MATERIALS FROM D. ERVASTI SALES, TO REPAIR HOME PLATE AND THE PITCHER MOUND AT THE BASEBALL PARK IN THE AMOUNT OF \$2,000. MOTION PASSED 5-0.

CITY ENGINEER REPORT

A. CSAH 50 Project

Lintgen stated that the final layer of blacktop will be applied this week and that the striping will be completed next week. He stated that next they will complete seeding and sign installation. Thelen inquired about flashing crosswalk signs across the street from the school. Lintgen stated that was a project that the Safe Routes to School Committee was working on and that it was his understanding that there was a lack of funds for it. He stated that all the other necessary components such as pedestrian ramps, sidewalk, and striping were all completed so that a flashing sign could easily be added in the future. Ramler inquired whether the snowmobile route would be impacted by the new curbing by the school parking lot. Hoeschen stated he would look into the matter to see if there would be any changes needed to the designated route.

B. 2016 CSAH 2 Project

Lintgen stated that the County has met with staff and the downtown planning consultant Geoff Martin to set expectations of what can and cannot be done with respect to streetscaping and enhancing the corridor. Lintgen stated that Martin presented initial concepts to the Downtown Development Committee at their last meeting to get more direction from the group. Lintgen stated that discussions have been started with Xcel Energy about the overhead power lines which will be costly to bury. Lintgen stated that the high voltage lines will need to remain but a wish list will be developed and provided to Xcel to determine what the City costs would be to have items completed.

C. Parking Study at Former Granite Community Bank Site

Hetland stated that the Bank has now stated that the City would need to buy the former bank building to have access to the parking lot. The Planning Commission had been brainstorming other alternatives including eminent domain. The Council agreed that additional spaces for downtown parking is a priority and that all options including lease, purchase, eminent domain, and exploring other locations should be considered. They directed Hetland to follow through with the bank to ensure their position on the matter and refer the topic back to the Planning Commission and the Downtown Development Committee for further discussion.

LIST OF BILLS AND ADDITIONS

MOTION WAS MADE BY DINGMANN, SECONDED BY RAMLER, TO RATIFY THE PAYMENT OF THE ACCOUNTS PAYABLE ACCORDING TO THE LIST TOTALING \$973,521.05 AND SUPPLEMENTAL LIST TOTALING \$12,196.06 AND TO APPROVE THE PAYMENT OF THE ACCOUNTS PAYABLE ACCORDING TO THE LIST TOTALING \$126,764.45 AND SUPPLEMENTAL LIST TOTALING \$13,110.37 PRESENTED BY CITY STAFF. MOTION PASSED 5-0.

ADJOURN

MOTION WAS MADE BY DINGMANN, SECONDED BY RAMLER, TO ADJOURN AT 7:34 P.M., SEEING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL. MOTION PASSED 5-0.

Doug Schmitz, Mayor

Paul Hetland, City Administrator