

TUESDAY, AUGUST 30, 2016 COLD SPRING CITY COUNCIL MINUTES

Mayor Robert R. Thelen called the meeting to order at 6:30 p.m. The following City Council members were found to be present: Mayor Robert R. Thelen, and Council Members Fran Ramler, Jan Dingmann, Dave Heinen and Jayme Knapp. Others present: Brigid Murphy, Jon Stueve, Heidi Stalboerger, Brian Lintgen, Rita Hennen, Cliff Johnson, Curt Karls, Pam Karls, Ralph Schlangen, Jeff Scoles, LuRae Scoles, Chrissy Gaetke, Karen Stay, Brent Neisinger, Scott Bender, Nate LaBine and Angie Mueller.

OPEN PUBLIC FORUM

Cliff Johnson invited the Council and public to the next historical series event at the Cold Spring Area Historical Society which will feature Shirley Lutgen speaking about the town of St. Nicholas on September 9, 2016 at 9:30 am.

APPROVAL OF THE AGENDA

MOTION WAS MADE BY KNAPP, SECONDED BY HEINEN, TO APPROVE THE AGENDA OF THE AUGUST 30, 2016 CITY COUNCIL MEETING. MOTION PASSED 5-0.

CONSENT AGENDA

A. Minutes – August 16, 2016

MOTION WAS MADE BY HEINEN, SECONDED BY DINGMANN, TO APPROVE THE MINUTES OF THE AUGUST 16, 2016 CITY COUNCIL MEETING AS PRESENTED. MOTION PASSED 5-0.

B. Approval of Alcohol License for Harvest Moon Event

MOTION WAS MADE BY HEINEN, SECONDED BY DINGMANN, TO APPROVE A TEMPORARY ON-SALE LIQUOR LICENSE FOR ASSUMPTION HOME, INC. FOR THEIR HARVEST MOON EVENT TO BE HELD ON OCTOBER 7, 2016 AT ST. BONIFACE CHURCH. MOTION PASSED 5-0.

C. One-Day Gambling License, NWTF Stearns County Thunderin' Toms

MOTION WAS MADE BY HEINEN, SECONDED BY DINGMANN, TO APPROVE FORM LG220 APPLICATION FOR EXEMPT PERMIT TO CONDUCT ONE-DAY GAMBLING FOR NWTF STEARNS COUNTY THUNDERIN' TOMS FOR A RAFFLE TO BE HELD SEPTEMBER 23, 2016 AT THE GREAT BLUE HERON; FURTHERMORE, TO WAIVE THE 30 DAY WAITING PERIOD FOR SAID PERMIT. MOTION PASSED 5-0.

PUBLIC HEARING – VACATION OF A PORTION OF 3RD STREET NORTH – RESOLUTION NO. 2016-36

Mayor Thelen opened the public hearing at 6:34 p.m. Murphy explained Cold Spring Brewing Company's request to have a portion of 3rd Street North vacated. She stated that when the Brewery had a survey of their property done in 2009 it was discovered that 3rd Street North, which a portion of their building sits on, was never vacated. She stated that the street should be properly vacated now as it has been the intention throughout the past that it had already been done. Mayor Thelen called three times for public comments, after hearing none the public hearing was closed at 6:37 p.m.

MOTION WAS MADE BY RAMLER, SECONDED BY KNAPP, TO APPROVE RESOLUTION NO. 2016-36, A RESOLUTION APPROVING THE VACATION OF A PORTION OF 3RD STREET NORTH, BETWEEN 5TH AVENUE NORTH AND RED RIVER AVENUE NORTH. MOTION PASSED 5-0.

SPECIAL USE PERMIT OF COLD SPRING CO-OP CREAMERY – RESOLUTION NO. 2016-37

Murphy explained that the Cold Spring Co-Op has applied for a special use permit to construct an expanded dry fertilizer building at 314 1st Street South. The property is zoned C-2 Fringe Commercial District and the building would be allowed by special use in this district. The Planning Commission had reviewed the request and recommended approval of it.

MOTION WAS MADE BY RAMLER, SECONDED BY HEINEN, TO ACCEPT THE RECOMMENDATION OF THE PLANNING COMMISSION AND APPROVE RESOLUTION NO. 2016-37, A RESOLUTION APPROVING A SPECIAL USE PERMIT ALLOWING FOR THE CONSTRUCTION OF A FERTILIZER BUILDING FOR THE COLD SPRING CO-OP ON PROPERTY LOCATED AT 314 1ST STREET SOUTH, COLD SPRING. MOTION PASSED 5-0.

APPROVAL OF 3.2% LIQUOR LICENSE, SUNDAY LIQUOR LICENSE, AND WINE LICENSE FOR TELI'S INC.

Murphy explained that there is not a limit to the number of on-sale liquor licenses that can be issued to restaurants in the City. She stated that Marnanteli's has requested 3.2 %, Sunday and Wine licenses.

MOTION WAS MADE BY DINGMANN, SECONDED BY KNAPP, TO APPROVE A 3.2% LIQUOR LICENSE, SUNDAY LIQUOR LICENSE AND AN ON-SALE WINE LICENSE FOR TELI'S INC., TO BE SOLD AT MARNANTELI'S PIZZA, EFFECTIVE WHEN APPROVED BY THE STATE OF MN – ALCOHOL & GAMBLING ENFORCEMENT. MOTION PASSED 5-0.

APPROVAL OF THE REQUEST BY JEFF AND LURAE SCOLES FOR USE OF PREMIUM PRO-RIB STEEL ROOF PANEL MATERIAL FOR A RE-ROOFING PROJECT ON WINNERS BAR

Murphy explained that Jeff and LuRae Scoles, owners of Winners Bar had discussed exterior improvements they are planning to make to their building including a new roof using Premium Pro-Rib Steel roof panels. Murphy explained that in the C-1 Downtown Commercial Zoning District this material is prohibited to be used as siding, but is not mentioned as being prohibited for roofing material. She explained that there is a provision in the zoning ordinance where the Council can approve additional primary materials on a case by case basis after receiving a recommendation from the Planning Commission due to changing construction methods and materials. Murphy explained that the Planning Commission had reviewed the request and is recommending the Council approve it.

MOTION WAS MADE BY DINGMANN, SECONDED BY KNAPP, TO ACCEPT THE RECOMMENDATION OF THE PLANNING COMMISSION AND APPROVE THE USE OF PREMIUM PRO-RIB STEEL ROOF PANEL MATERIAL FOR A RE-ROOFING PROJECT ON WINNERS BAR. MOTION PASSED 5-0.

PUBLIC WORKS DIRECTOR REPORT**A. Ground Storage Tank Restoration**

Stueve explained that they are waiting until after the pipe work around town has been completed to take the ground storage tank offline to clean it. He explained that pressure release valves will be used to maintain water pressure while the tank is being cleaned.

MOTION WAS MADE BY HEINEN, SECONDED BY KNAPP, TO APPROVE ENGINEERING AMERICA TO CLEAN AND RESTORE SEAMS AT THE GROUND STORAGE TANK AT A COST OF \$58,250 BEING PAID FROM THE WATER CAPITAL EXPENDITURES LINE ITEM; FURTHERMORE, TO AUTHORIZE A DOWNPAYMENT OF 30% AT THE TIME IN WHICH THE WORK BEGINS. MOTION PASSED 5-0.

B. Memorial Garden

Stueve presented a draft landscaping plan including mulch, perennials, and pavers or a concrete walkway in front of City Hall. He added that two rows of retaining wall block could be added along with the granite memorial monument honoring Police Officer Tom Decker. He explained that a new Tree of Hope and its granite plaque could be relocated to one of the City Parks to allow it enough room to grow. The Council requested that staff gather public input on the landscaping plan and that they would make a decision at the next meeting.

C. CSAH 2 Update

Stueve explained that the roundabout will be open on August 31, 2016 at 8 am and that the detour through the Rocori parking lot will end.

D. Well/Water Update

Stueve explained that the purchase agreement has been completed and that the land is now being platted.

CITY ENGINEER REPORT**A. CSAH 2/Red River Avenue**

Lintgen further explained that when the roundabout opens only two of the three legs of it will be open. Traffic will not be able to travel south of the roundabout onto Red River Avenue as work is still occurring on the road in that location.

B. Main Street

Lintgen explained that streetscaping similar to the style and components of CSAH 2 will be put into the Feasibility Report for the Main Street Project in 2017.

C. SW Stormwater Infiltration Project

Lintgen stated that Kraemer Trucking and Excavating got the contract for this project and they will start on the project once the CSAH 2 Project is complete.

CITY ADMINISTRATOR REPORT**A. Library Agreement Review Waiver**

Murphy explained that the attorney firm that the City contracts with, JKA Law Firm has several practicing attorneys. One of the attorneys at the firm has done work for Great River Regional Library in the past and therefore a waiver is needed for Attorney Sue Kadlec to review the library agreement for the City.

MOTION WAS MADE BY DINGMANN, SECONDED BY HEINEN, TO APPROVE WAIVING ANY CONFLICT OF INTEREST FOR SUE KADLEC TO REVIEW THE NEW LIBRARY AGREEMENT WITH GREAT RIVER REGIONAL LIBRARY. MOTION PASSED 5-0.

B. Follow Up on Historic Preservation Presentation

Murphy stated she needed direction from the Council after hearing the presentation on creating a Historic Preservation Ordinance at the last meeting. The Council indicated they would like the Planning Commission to review the materials presented and for them to make a recommendation to the Council.

C. Pay Equity Update

Murphy explained that after all the job descriptions had been updated, she and Kathleen Murphy then established job points for each of the positions using the state match. She stated that the next step will be to run the updated information through the state software to see if the compliance issues are resolved.

D. Contract Committee

Murphy indicated that two Council members are needed to serve on the employee contract negotiation committee. Councilor Knapp and Ramler indicated they would be willing to serve on the committee.

LIST OF BILLS AND ADDITIONS

MOTION WAS MADE BY RAMLER, SECONDED BY KNAPP, TO REVIEW AND ACCEPT THE PAYMENT OF THE ACCOUNTS PAYABLE ACCORDING TO THE LIST TOTALING \$579,467.55 AND SUPPLEMENTAL LIST TOTALING \$11,018.85 PRESENTED BY CITY STAFF. MOTION PASSED 5-0.

ADJOURN

MOTION WAS MADE BY HEINEN, SECONDED BY DINGMANN, TO ADJOURN AT 7:25 P.M., SEEING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL. MOTION PASSED 5-0.

Robert R. Thelen, Mayor

Brigid Murphy, City Administrator