

## **TUESDAY, AUGUST 8, 2017 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, Heidi Stalboerger, Brian Lintgen, Bon Hill-Simmons and Angie Mueller.

### **APPROVAL OF THE AGENDA**

MOTION WAS MADE BY MILLER, SECONDED BY THEISEN, TO APPROVE THE AGENDA OF THE AUGUST 8, 2017 CITY COUNCIL MEETING. MOTION PASSED 4-0.

### **CONSENT AGENDA**

A. Minutes – July 25, 2017

MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO APPROVE THE MINUTES OF THE JULY 25, 2017 CITY COUNCIL MEETING AS PRESENTED. MOTION PASSED 4-0.

B. Approve Authorizing the City Attorney to Enter into the Stipulation Regarding the Cold Spring Brewing Company's Register of Title of Real Estate Action in District Court

MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO APPROVE AUTHORIZING THE CITY ATTORNEY TO ENTER INTO THE STIPULATION WITH THE COLD SPRING BREWING COMPANY REGARDING THE COMPANIES APPLICATION TO REGISTER TITLE OF REAL ESTATE. MOTION PASSED 4-0.

C. Off-Site Gambling License, Cold Spring Lions

MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO APPROVE FORM LG230 APPLICATION TO CONDUCT OFF-SITE GAMBLING FOR THE COLD SPRING LIONS FOR A RAFFLE TO BE HELD OCTOBER 29, 2017 AT THE ST. BONIFACE PARISH CENTER; FURTHERMORE, TO WAIVE THE 30-DAY WAITING PERIOD FOR SAID PERMIT. MOTION PASSED 4-0.

D. One-Day Gambling License, Nicholas P. Koenig HERO Foundation

MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO APPROVE FORM LG220 APPLICATION FOR EXEMPT PERMIT TO CONDUCT ONE-DAY GAMBLING FOR NICHOLAS P. KOENIG HERO FOUNDATION FOR A RAFFLE TO BE HELD OCTOBER 20, 2017 AT THE GREAT BLUE HERON; FURTHERMORE, TO WAIVE THE 30-DAY WAITING PERIOD FOR SAID PERMIT. MOTION PASSED 4-0.

### **RESOLUTION NO. 2017-37, A RESOLUTION AMENDING THE JOINT POWERS AGREEMENT FOR ROCORI TRAIL CONSTRUCTION BOARD**

Murphy explained that the membership of the Rocori Trail Construction Board had been left the same although the definition of a quorum had changed. She added that grant information from when the board was first established was removed from the agreement.

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE RESOLUTION NO. 2017-37, A RESOLUTION AMENDING THE JOINT POWERS AGREEMENT WITH ROCKVILLE AND RICHMOND FOR THE ROCORI TRAIL CONSTRUCTION BOARD. MOTION PASSED 4-0.

### **NORTH POINTE ELECTRICAL USE AGREEMENT WITH JEFFREY AND JENNIFER ILLIES**

Murphy explained that it was brought to her attention that an agreement from 2006 with Jeffrey and Jennifer Illies was never fully executed. The agreement provides Illies with compensation for providing electricity for the sprinkler system for the North Pointe Park. She stated that the agreement needs to be re-affirmed and will be recorded with the property.

MOTION WAS MADE BY THEISEN, SECONDED BY MILLER, TO RE-APPROVE ENTERING INTO THE ELECTRICAL USE AGREEMENT WITH JEFFREY AND JENNIFER ILLIES. MOTION PASSED 4-0.

**POLICE DEPARTMENT REPORT, CHIEF JASON BLUM**

A. Sergeant Position

Chief Blum stated that the background check and psychological exam were completed, according to the conditional offer to Jason Spoden for the Sergeant position. He then explained the terms of the proposed pay rate increase for the promotion.

MOTION MADE BY THEISEN, SECONDED BY MILLER, TO APPROVE THE PROMOTION OF JASON SPODEN TO SERGEANT EFFECTIVE AUGUST 9, 2017, AT STEP TWO OF THE SERGEANT PAY SCALE UNTIL APRIL 2019. MOTION PASSED 4-0.

B. Monthly Reports

Chief Blum reported on the police incidents for the month of April and May.

C. National Night Out

Chief Blum reported on the National Night Out event on August 1, 2017.

D. Other

Chief Blum reported on the Firefest event which occurred on July 29, 2017.

**PUBLIC WORKS DIRECTOR REPORT**

A. Water Tower Cleaning

Stueve explained that he had obtained three quotes for the cleaning of the north and south water towers. He stated that the cleaning will be done by divers so the towers will not need to be taken out of service.

MOTION WAS MADE BY KNAPP, SECONDED BY THEISEN, TO APPROVE HIRING MIDCO DIVING AND MARINE SERVICES FOR CLEANING OF THE NORTH AND SOUTH WATER TOWERS AT A COST OF \$3,498.00; FURTHERMORE, TO BE PAID FROM THE WATER DEPARTMENT BUDGET LINE ITEM 6812. MOTION PASSED 4-0.

B. Well/Water Update

Stueve stated that Xcel Energy is running power from CSAH 2 to the Froehle property. He added that once that is complete the city will need to have the service to the Froehle's irrigator buried.

C. Other

Stueve stated that he may soon be requesting a purchase of salt for this coming winter. He added that Ron Fuch's surgery went well.

**CITY ENGINEER REPORT**

A. Main Street Improvements Update

Lintgen explained that the contractor will re-start work on the second portion of the project in the following week. He added that the completion date for this portion of the project is the end of September. Lastly, he stated that the light poles should be installed sometime soon.

B. Main Street Tree Issue

Lintgen explained that the cost of for the tree, soils, and pavers installed on Main Street by Wenner's Hardware was \$4,550. He presented three options and costs of removing the tree, replacing it with a granite bench, replacing it with concrete, and replacing it with pavers. After reviewing the options, the Council agreed that removing the tree is costly and that they would instead wait and re-evaluate the tree in twelve months.

**CITY ADMINISTRATOR REPORT**

**A. Allocate Bond Proceeds to the Rocori Trail Construction Board**

Murphy explained that a formal motion was never made on the allocation of the bond proceeds from the Assumption Nursing Home revenue bonds to the costs for the Rocori Trail Construction Board for the trail.

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE THE ALLOCATION OF THE BOND PROCEEDS FROM THE ASSUMPTION NURSING HOME REVENUE BONDS TO THE PARKS DEPARTMENT PARK LAND DEDICATION FUND 23-90-91-4621. MOTION PASSED 4-0.

**B. League of Minnesota Cities Annual Regional Meeting Date and Location Set**

Murphy explained that the fall meeting will be in Melrose on October 6<sup>th</sup>. She asked that the Council let her know if they are going to attend so that she can post it as an open meeting if necessary.

**C. St. Boniface Parade**

Mayor Heinen and Councilor Knapp confirmed that they will be able to participate in the parade and therefore only one float is needed.

**D. Funding Options for Baseball Park Field Improvements**

Murphy stated that staff discussed the funding options for the improvements to the Baseball field that are being done this fall. She stated that this would be a qualified use of the 10% Gambling Funds and recommended using these funds for the improvements.

MOTION WAS MADE BY THEISEN, SECONDED BY MILLER, TO APPROVE PAYING FOR THE BASEBALL PARK FIELD IMPROVEMENTS FROM THE 10% GAMBLING FUND. MOTION 4-0.

**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 \$220,071.51 AND SUPPLEMENTAL LIST TOTALING \$143,737.75 PRESENTED BY CITY STAFF. MOTION PASSED 4-0.

**CLOSED MEETING SESSION**

Mayor Heinen announced at 6:57 p.m. that the meeting would be closed pursuant to Minnesota Statute 13D.05, Subdivision 3(c)(3), for the consideration of an offer to purchase properties with Parcel Identification Numbers 48.29401.0006, 48.29861.0000, 48.29858.0000 and 48.29854.0000.

**OPEN SESSION**

Mayor Heinen opened the meeting at 7:24 p.m.

MOTION WAS MADE BY KNAPP, SECONDED BY THEISEN, TO ACCEPT THE OFFER TO PURCHASE THE LOTS DISCUSSED, PROVIDED THAT THE CITY AND THE PROPERTY OWNERS COME TO AN AGREEMENT ON THE TERMS OF THE SALE. MOTION PASSED 4-0.

**ADJOURN**

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO ADJOURN AT 7:25 P.M., SEEING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL. MOTION PASSED 4-0.