

TUESDAY, AUGUST 8, 2023 COLD SPRING CITY COUNCIL MEETING MINUTES

Mayor Dave Heinen called the meeting to order at 6:30 p.m. The following members were found to be present: Mayor Dave Heinen and Council Members Mike Fall, Ryan Hennen, Fran Ramler and Doug Schmitz. Absent: None. Others present: Kris Dockendorf, Jon Stueve, Jason Blum, Sam Butler and Joe Jelovnick.

APPROVAL OF THE AMENDED AGENDA

MOTION WAS MADE BY HENNEN, SECONDED BY SCHMITZ, TO APPROVE THE AMENDED AGENDA OF THE AUGUST 8, 2023 CITY COUNCIL MEETING AS PRESENTED. MOTION PASSED 5-0.

CONSENT AGENDA

A. Minutes – July 11, 2023 Regular Meeting

MOTION WAS MADE BY FALL, SECONDED BY SCHMITZ, TO APPROVE THE CONSENT AGENDA AS PRESENTED. MOTION PASSED 5-0.

AMEND RESOLUTION NO. 2023-06 FOR ST. BONIFACE PARADE ROUTE

Dockendorf explained that the original route for the parade would need to be amended due to road construction in that area.

MOTION WAS MADE BY SCHMITZ, SECONDED BY RAMLER, TO APPROVE THE AMENDMENT TO RESOLUTION NO. 2023-06. MOTION PASSED 5-0.

ORDINANCE NO. 408 – PUBLIC USE OF CANNABIS AND HEMP PRODUCTS

Dockendorf explained that this ordinance would regulate the use of cannabis and hemp products. She stated that it would prohibit the use of both low and high density products, including edibles and beverages in public places.

MOTION WAS MADE BY SCHMITZ, SECONDED BY HENNEN, TO APPROVE ORDINANCE NO. 408 AMENDING THE CITY CODE OF COLD SPRING TO REGULATE PUBLIC USE OF CANNABIS AND HEMP PRODUCTS. MOTION PASSED 5-0.

DISCUSS LICENSING SALES OF LOW POTENCY CBD PRODUCTS

Dockendorf explained that she and Chief Blum had discussed this topic with the City Attorney since the moratorium that was adopted last year will expire in five days. She stated that the City Attorney advised that it will be a fair amount of work to develop an ordinance and licensing structure and that by March 1, 2025 the State will have a licensing system established and regulated. She added that according to state law businesses are allowed to sell low potency products as long as they register with the State by October of 2023 and follow the other provisions of that specific law. The Council was in agreement, by unanimous consent, to let the moratorium expire and wait for the state licensing system to be in effect.

PUBLIC WORKS DIRECTOR REPORT

A. 3rd Avenue SE Reconstruction Project

Stueve explained that City staff had met with Heidi Stalboerger from Wakefield Township and had reviewed the RFPs that were submitted. Wakefield Township was agreeing to go with bid from WSB which was a \$8,000 lower bid and included construction staking whereas others had not.

MOTION WAS MADE BY FALL, SECONDED BY HENNEN, TO APPROVE HIRING WSB FOR ENGINEERING SERVICES ON THE 3RD AVENUE SOUTHEAST RECONSTRUCTION PROJECT FOR THE LOW BID AMOUNT OF \$64,922.00; FURTHERMORE, TO ACKNOWLEDGE THAT WAKEFIELD TOWNSHIP HAS ALREADY APPROVED OF HIRING WSB, AND THAT THE COST WILL BE SPLIT WITH WAKEFIELD TOWNSHIP IN ACCORDANCE WITH OUR CONSTRUCTION AGREEMENT. MOTION PASSED 5-0.

B. Re-do Water Treatment Plant Temporary Road

Stueve explained that a temporary road was constructed so that the heavy construction related vehicles and equipment would not be driven through North Pointe during the water treatment plant construction. He stated that now is the time to smooth the temporary road back out and staff will do the seeding work.

MOTION WAS MADE BY HENNEN, SECONDED BY RAMLER, TO APPROVE HIRING KRAEMER TRUCKING AND EXCAVATING TO RECONSTRUCT THE TEMPORARY ROAD TO THE WATER TREATMENT PLANT BACK TO ITS ORIGINAL STATE AT A COST OF \$3,500.00; FURTHERMORE, TO BE PAID OUT OF THE WATER TREATMENT PLANT CONSTRUCTION FUND LINE ITEM 13-70-71-6413. MOTION PASSED 5-0.

C. Well 7 AC Unit Replacement

Stueve explained that the air conditioning unit for Well #7 is a critical component to keep the panel cool.

MOTION WAS MADE BY SCHMITZ, SECONDED BY RAMLER, TO APPROVE THE PURCHASE OF A NEW AIR CONDITIONING UNIT FOR THE WELL #7 PANEL FROM IN CONTROL AT A COST OF \$5,728.00; FURTHERMORE, TO BE PAID OUT OF WATER DEPARTMENT EQUIPMENT REPAIRS LINE ITEM 13-70-71-6313. MOTION PASSED 5-0.

D. Purchase of 2023 Chevrolet Truck

Stueve explained that \$35,000 had been included in the budget for the purchase of a truck but the costs of trucks have increased since then. He stated that a regular cab long box is proving impossible to find. He explained that the truck would be used by the water/wastewater operators. Councilor Fall stated that the City has enough trucks with nine in the Public Works fleet.

MOTION WAS MADE BY RAMLER, SECONDED BY HENNEN, TO APPROVE THE PURCHASE OF A 2023 CHEVROLET HALF TON DOUBLE CAB PICK UP TRUCK FROM SCHWIETERS CHEVROLET AT A PRICE OF \$42,989.31; FURTHERMORE, TO BE PAID OUT OF WASTEWATER EQUIPMENT LINE ITEM 14-70-72-6413. ROLL CALL VOTE, AYES – HEINEN, HENNEN, RAMLER, NAYES – FALL, SCHMITZ. MOTION PASSED 3-2.

E. Updates

Stueve stated that the crack filling is completed and took far less cost than expected and the remaining amount was then used for the fog/chip sealing. He stated that the fence is up on the north side of the Splash Pad to close off the gap that people were using as a cut through. Council Fall stated he would like to see a cost analysis of contracting out all snow plowing and hauling to a private contractor as he feels that it could provide significant cost savings. He also inquired about dead trees on City property as well as weeds. Stueve stated that the boards for the ice rink will be installed soon.

CITY ENGINEER REPORT

A. Updates

Sam Butler gave an update on the engineering related projects. He stated that for the 2022 Brewery Improvements project paving of 2nd Street North is complete. He stated that additional pipe work is being done for the utility bridge. He stated for the 2023 Street Improvements Project that utility work is completed on 5th Avenue North and that street work will begin soon and then curbing. He stated that there is some blasting needed for an area on 3rd Avenue South, just south of 1st Street South that is unavoidable, in order to place an eight-inch pipe. He stated that since the blasting crew will be mobile, now would be the time to also blast the section near 1st Street South instead of dead ending the services. He stated that the blasting for that area would roughly cost \$16,000 and then services on 1st Street South could be looped.

MOTION WAS MADE BY SCHMITZ, SECONDED BY HENNEN TO BLAST BOTH SECTIONS OF GRANITE AS DESCRIBED ON THE 2023 IMPROVEMENTS PROJECT. MOTION PASSED 5-0.

B. Sidewalk on 2nd Street North

Sam Butler explained that there are established trees that would need to be taken down on Bill Foss' property, 201 Red River Avenue North which is on the north side of 2nd Street North, if the concrete sidewalk would be replaced as planned. Bill Foss explained that he did not want sidewalk on his side of the street and did not want to lose his trees. The Council was supportive of not installing sidewalk on the north side of 2nd Street North from 5th Avenue North to Red River Avenue North. Foss also talked about wanting signs re-installed indicating no truck traffic on 2nd Street North.

MOTION WAS MADE BY FALL, SECONDED BY SCHMITZ, TO REMOVE THE SIDEWALK FROM 2ND STREET NORTH, ON THE NORTH SIDE OF THE STREET, FROM 5TH AVENUE TO RED RIVER AVENUE NORTH. MOTION PASSED 5-0.

MOTION WAS MADE BY FALL, SECONDED BY RAMLER, TO INSTALL TWO SIGNS PROHIBITING TRUCK TRAFFIC, ONE ON 5TH AVENUE NORTH BY THE COLD SPRING CREEK AND ANOTHER ON 2ND STREET NORTH FACING RED RIVER AVE. MOTION PASSED 5-0.

POLICE DEPARTMENT REPORT

A. Updates

Chief Blum stated that the law enforcement statue dedication will be on Sunday, August 13, 2023 at 5 p.m. He stated that two squad cars that were ordered in August have made it to priority one status, but their delivery date is still unknown. Chief Blum reminded residents not to fall for scams by phone, email or text. Lastly, he reminded the public that the speed truck is available to be put at various locations throughout the community.

CITY ADMINISTRATOR REPORT

A. Revision to the Personnel Policy for Tuition Reimbursement

Dockendorf stated that the City Attorney had advised that instead of having a contract with just one employee, that a revision be made to the Personnel Policy for tuition reimbursement so that every employee is offered the same benefit. She stated that an application will likely be made by Landon Winkleman for consideration at the next meeting.

MOTION WAS MADE BY HENNEN, SECONDED BY FALL, TO APPROVE THE REVISION TO THE PERSONNEL POLICY REGARDING TUITION REIMBURSEMENT, ALONG WITH THE TUTION REIMBURSEMENT APPLICATION FORM. MOTION PASSED 5-0.

B. Special Workshop Meeting

Dockendorf stated that the Fire Hall Building Committee had met and after being presented with a rough estimate of the construction costs from the architect, the committee had indicated that further direction is needed from the entire City Council on that budget. She stated that Matt Hesse the Assistant Fire Chief will be attending in place of Chief Dan Weber due to him being unavailable that date.

MOTION WAS MADE BY RAMLER, SECONDED BY HENNEN, TO SCHEDULE A SPECIAL COUNCIL MEETING FOR WEDNESDAY, AUGUST 30, 2023 AT 5:00 P.M. TO DISCUSS CONSTRUCTION OF A NEW FIRE HALL. MOTION PASSED 5-0.

C. Council Meeting Dates

Dockendorf reminded the Council and the public that the next meeting would be on the new schedule for Council meeting dates, with the first meeting being Wednesday, August 23, 2023 at 5:00 p.m.

D. Other

Dockendorf stated that closing documents are being drafted for the purchase of the lot for the future library. Councilor Fall stated that a library fundraising committee should begin to be formed. Dockendorf stated she would take the names of any interested individuals.

LIST OF BILLS AND ADDITIONS

MOTION WAS MADE BY RAMLER, SECONDED BY SCHMITZ, TO REVIEW AND ACCEPT PAYMENT OF THE ACCOUNTS PAYABLE ACCORDING TO THE LIST TOTALING \$2,761,682.51 AND SUPPLEMENTAL LIST TOTALING \$45,220.03 AS PRESENTED BY CITY STAFF. MOTION PASSED 5-0.

GENERAL COMMENTS AND QUESTIONS FROM CITY COUNCIL

Councilor Fall stated that all advertising signs in the right of way should be removed from city property because they look terrible. Councilor Schmitz stated that if staff is going to do it then all signs should be removed in the right of way, no matter what they are advertising.

ADJOURN

MOTION WAS MADE BY HENNEN, SECONDED BY SCHMITZ, TO ADJOURN AT 7:43 P.M. SEETING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL. MOTION PASSED 5-0.

David Heinen, Mayor

Kris Dockendorf, City Administrator