

## **TUESDAY, SEPTEMBER 10, 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, Doug Schmitz and Gary Theisen. Absent: none. Others present: Brigid Murphy, Jason Blum, Brian Lintgen, Connie Rausch, Abby Faulkner, Heidi Stalboerger, Jim Rausch, Tammy Paczkowski, Rich Schreiner, and Angie Mueller.

### **APPROVAL OF THE AGENDA**

MOTION WAS MADE BY KNAPP, SECONDED BY THEISEN, TO APPROVE THE AGENDA OF THE SEPTEMBER 10, 2019 CITY COUNCIL MEETING AS PRESENTED. MOTION PASSED 5-0.

### **CONSENT AGENDA**

A. Minutes – August 27, 2019

B. Approval of Closing Fund 43 (Co Rd 2 Reconstruction) and to transfer the fund balance of \$347,631.18 to Fund 28 “2016A G.O. Bonds”

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

### **PROPOSAL FOR CONCEPTUAL WASTEWATER PRE-TREATMENT EVALUATION**

Lintgen explained that the application for the infrastructure grant application through DEED would need to include an evaluation for the proposed plan and that it would also be useful for evaluating when an expansion is needed for the wastewater plant.

MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO APPROVE ORDERING THE CONCEPTUAL WASTEWATER PRE-TREATMENT EVALUATION FROM STANTEC CONSULTING SERVICES INC. AT A COST OF \$17,300.00 AND FURTHERMORE, TO BE PAID OUT OF THE WASTEWATER BUDGET LINE ITEM #6215. MOTION PASSED 5-0.

### **PROPOSAL TO CORRECT DRAINAGE AT THE INTERSECTION OF 9<sup>TH</sup> AVENUE AND 2<sup>ND</sup> STREET NORTH**

Murphy explained that correcting the drainage at this intersection is included in the budget for this year. She stated that Stueve had obtained quotes from two contractors and was recommending going with the lower bid.

MOTION WAS MADE BY MILLER, SECONDED BY SCHMITZ, TO ACCEPT THE BID FROM KRAEMER TRUCKING AND EXCAVATING IN THE AMOUNT OF \$48,550.00 TO CORRECT THE DRAINAGE ISSUES AND FURTHERMORE BE PAID OUT OF THE STREETS DEPARTMENT STREET REPAIR BUDGET LINE ITEM #6611. MOTION PASSED 5-0.

### **CITY ENGINEER REPORT**

A. Presentation of the Feasibility Report of County Road 158 Improvement Project

Lintgen presented the Feasibility Report and explained that the project would consist of replacing water, sewer, stormwater services and reconstruction of the streets. He stated this will be a joint project with Stearns County Highway Department because they will be reconstructing the portion of the roadway from the city limits to Highway 23. He stated the total estimated project cost is \$4.2 million and described the breakdown of assessments and reimbursements from Stearns County.

MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE RESOLUTION NO. 2019-22, A RESOLUTION ACCEPTING THE FEASIBILITY REPORT AND CALLING FOR THE IMPROVEMENT HEARING FOR THE COUNTY ROAD 158 IMPROVEMENT PROJECT. MOTION PASSED 5-0.

B. Water Treatment Plant Update

Lintgen stated that one more test is going to be done on the Pilot Study to see what the results are at full nitrate levels. He stated that they are awaiting the arrival of the nitrates to be able to conduct the test.

C. River Links Update

Lintgen stated that curbing is in place and that paving will be done soon.

**POLICE DEPARTMENT REPORT**

**A. Ordinance Enforcement Update**

Chief Blum stated that the majority of the enforcement is wrapping up and that two citations were issued for non-compliance.

**B. Fraud**

Chief Blum stated that there have been numerous fraud and scam incidents that have occurred recently where large sums of money have been lost. He strongly urged citizens to be aware of suspicious emails, phone calls, etc. and to call with any questions.

**CITY ADMINISTRATOR REPORT**

**A. Update of Field of Dreams**

Murphy stated that the plans for future expansion for the Field of Dreams have stalled out and that the Rocori School District is using the fields, not the Cold Spring Area Youth Sports Association. She stated that due to the circumstances having changed since the waiver was granted in 2015, it may be appropriate to discontinue the waiver for the time being.

**MOTION WAS MADE BY THEISEN, SECONDED BY KNAPP, TO APPROVE CANCELLATION OF THE WAIVER OF THE WATER AND SEWER CONNECTION FEE, AND WATER USAGE FEE FOR THE COLD SPRING AREA YOUTH SPORTS ASSOCIATION AT THE ROCORI FIELD OF DREAMS SITE. MOTION PASSED 5-0.**

**B. Request to Contest the MN OSHA Findings**

Murphy stated there is a process to contest the citation and penalty issued by MN OSHA for the accident involving the lawn mower. She stated that if the citation is contested a hearing will be set and she was optimistic that half of the penalty could be waived.

**MOTION WAS MADE BY MILLER, SECONDED BY KNAPP, TO APPROVE AUTHORIZING THE CITY ADMINISTRATOR TO FILE THE REQUIRED DOCUMENTS TO CONTEST THE MN OSHA CITATION AND PENALTY AND FURTHERMORE, TO AUTHORIZE THE CITY ADMINISTRATOR TO SIGN ALL AGREEMENTS ON BEHALF OF THE CITY AS A RESULT OF THE HEARING. MOTION PASSED 5-0.**

**C. Cold Spring Creek Dam Removal Project Update**

Murphy stated that Greg Berg from Stearns County Soil and Water Conservation District had requested a meeting on site to discuss the dam removal project with City officials and the Creekview neighborhood. She stated that Berg had indicated the plan would take 800 hours to complete and that he wanted to have a meeting before starting to clarify the project to make sure everyone was on the same page.

**D. Council Direction Regarding Request to Meet with Wakefield Township**

Murphy stated that the Council may want to schedule a special meeting to further discuss with Wakefield Township the fire service contract payment. The Council agreed to hold a workshop meeting, sometime after the September 24<sup>th</sup> meeting, to meet with the townships to discuss fire service contracts.

**E. Property Annexation**

Murphy stated that a developer has approached the City about annexing a piece of property which would necessitate a discussion with Wakefield Township on a township road improvement. She stated that she would like to begin discussions with the developer, township staff and city staff to slowly put together a plan to ensure that the annexation process is transparent and smooth.

**MOTION WAS MADE BY KNAPP, SECONDED BY THEISEN, TO AUTHORIZE JON STUEVE AND BRIGID MURPHY TO ENTER INTO DISCUSSIONS WITH WAKEFIELD TOWNSHIP IN REGARD TO IMPROVEMENTS TO A TOWNSHIP ROAD AND ANNEXATION OF PROPERTY AT THE REQUEST OF A DEVELOPER. MOTION PASSED 5-0.**

**LIST OF BILLS AND ADDITIONS**

MOTION WAS MADE BY KNAPP, SECONDED BY MILLER, TO REVIEW AND ACCEPT THE PAYMENT OF THE ACCOUNTS PAYABLE ACCORDING TO THE LIST TOTALING \$147,708.59 AND SUPPLEMENTAL LIST TOTALING \$22,915.23 PRESENTED BY CITY STAFF. MOTION PASSED 5-0.

**ADJOURN**

MOTION WAS MADE BY THEISEN, SECONDED BY MILLER, TO ADJOURN AT 7:19 P.M., SEEING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL. MOTION PASSED 5-0.

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Dave Heinen, Mayor

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Brigid Murphy, City Administrator