

## **TUESDAY, SEPTEMBER 27, 2016 COLD SPRING CITY COUNCIL MINUTES**

Mayor Fran Ramler called the meeting to order at 6:30 p.m. The following City Council members were found to be present: Mayor Fran Ramler, and Council Members Jan Dingmann, Dave Heinen and Jayme Knapp. Others present: Brigid Murphy, Jon Stueve, Heidi Stalboerger, Brian Lintgen, Jeff Waletzko, Jesse Philippi, Marty Bell, Chris Hinkemeyer, Bruce Meyer, Kay Coapstick, Joyce Meyer, Ann Harren, Bonnie Juergens, Terri Fischer, Chrissy Gaetke, Rogelio Huichapa, Kelly Plekkenpol, Keith Plekkenpol, Brad Fischer, Margaret Wolf, John Willenbring, Pete Hansen, Craig Guggenberger, Troy Owen, David Fogelson, Ray Schreiner, Sandy Hoffmann, Randy Hoffmann, Cory Zeiher, Jeff Kraemer, Chad Kraemer, Reggie Fraley, Rashell Fraley, Kayla Kildahl, Cindy Robertson, Greg Deckrow, Dan Weber, Doug Schmitz, Dan Legatt, Sharon Hodel, Marie Bachman, Gary Bachman, Cheryl Schmidt, Linda Pflipsen, Doug Pflipsen, Erin Tronbak, Bruce Price, Ann Weismann, Melissa Fischer, Bev Klein, Robert Schroden, Rich Dingman, Amy Dingman, Brad Frank, Richard Weismann, Brenda Price, Jessica Hess, Jen Illies, Pat Motter, Michelle Orbeck, Darin Orbeck, James Culligan, Lela Culligan, Barb Hemmesch, Toots Bakken, Marian Ackerson, Charlie Odden, Jeremy Frank, Michael Gade, Jessica Rodeberg, Shawn Fiedler, Donnie Binsfeld, Colleen Binsfeld, Kara Linz, Josh Rodeberg, Paul Linz, Rob Brink, Kris Dockendorf, Tom Kuechle, Andrea Kuechle, Tom Janssen, Sunny Hesse, Amanda Schindele, Brad Schindele, Brendon Duffy and Angie Mueller.

### **OPEN PUBLIC FORUM**

Sunny Hesse, a resident from the North Pointe development, commented about the agenda item regarding Alpha Development's request for a TIF Housing District. She inquired about the process for TIF requests and spoke in opposition of the request.

Various other members of the audience and residents of the North Pointe neighborhood also spoke in opposition of a multi-family housing complex in the North Pointe neighborhood.

### **APPROVAL OF THE AGENDA**

MOTION WAS MADE BY HEINEN, SECONDED BY KNAPP, TO APPROVE THE AGENDA OF THE SEPTEMBER 27, 2016 CITY COUNCIL MEETING. MOTION PASSED 4-0.

### **CONSENT AGENDA**

A. Minutes – September 13, 2016

MOTION WAS MADE BY DINGMANN, SECONDED BY HEINEN, TO APPROVE THE MINUTES OF THE SEPTEMBER 13, 2016 CITY COUNCIL MEETING AS PRESENTED. MOTION PASSED 4-0.

### **AUTHORIZE INCREASE IN FIREFIGHTER PAY**

Fire Chief Dan Weber presented the request to increase the hourly wage for the firefighters, the amount proposed the same as what was budgeted for in 2016.

MOTION WAS MADE BY HEINEN, SECONDED BY DINGMANN, TO AUTHORIZE AN INCREASE IN PAY FOR FIREFIGHTERS FROM \$10.75 PER HOUR TO \$11.00 PER HOUR, EFFECTIVE DECEMBER 1, 2015; FURTHERMORE, TO ACKNOWLEDGE THAT THIS INCREASE IS IN ACCORDANCE WITH THE 2016 BUDGET. MOTION PASSED 4-0.

### **ESTABLISHMENT OF A COMMITTEE TO WORK WITH LUXEMBURG, COLLEGEVILLE AND WAKEFIELD TOWNSHIPS TO EXPLORE A JOINT POWERS AGREEMENT FOR THE FIRE DEPARTMENT**

Chief Weber explained that the townships were interested in forming a joint powers agreement for the Fire Department. John Willenbring from Wakefield Township and Pete Hansen from Luxemburg Township were present and explained that the townships were in favor of a joint powers agreement where all the entities would join together for the ownership of the Fire Department.

MOTION WAS MADE BY DINGMANN, SECONDED BY KNAPP, TO APPROVE ESTABLISHING A JOINT POWERS EXPLORATORY COMMITTEE, APPOINTING FIRE CHIEF DAN WEBER, CITY ADMINISTRATOR BRIGID MURPHY AND COUNCIL MEMBER HEINEN, TO MEET WITH LUXEMBURG, WAKEFIELD AND COLLEGEVILLE TOWNSHIP REPRESENTATIVES. MOTION PASSED 4-0.

### **ADOPT PROPOSED 2017 PRELIMINARY LEVY – RESOLUTION NO. 2016-40**

Murphy presented the 2017 Preliminary Levy and explained that the total proposed tax levy is \$1,403,867. She stated that these amounts were the same as those that were developed and discussed at the budget meetings.

MOTION WAS MADE BY HEINEN, SECONDED BY KNAPP, TO ADOPT RESOLUTION NO. 2016-40, A RESOLUTION ADOPTING THE PRELIMINARY 2017 TAX LEVY, COLLECTIBLE IN 2017. MOTION PASSED 4-0.

### **REQUEST FOR ESTABLISHMENT OF A TIF HOUSING DISTRICT BY ALPHA DEVELOPMENT**

Reggie Fraley from Alpha Development presented a request to establish a TIF Housing District in the North Pointe area. He explained that his proposal had been revised from the presentation he had given several months ago. The proposed projects first phase is for a 45 unit market rate apartment with 20% of it being affordable housing. The second phase would be single family housing and phase three would be market rate townhomes or patio homes. The proposed apartments would have varied roof lines and patterned porches, with tuck under garages making it an attractive building. Fraley presented information addressing the neighborhood comments at the last meeting including safety, negative impact to the school district, traffic, crime rates, decreased property values, covenant, visual aesthetics and the character of the neighborhood. He also presented a letter from the Rocori School District in support of affordable apartment units in Cold Spring. Fraley explained that he would like to receive approval for his application to be forwarded to the next step of having the City's financial counselors review the application. The Council discussed the proposal and took into consideration the strong opinions of the audience members. Several members stated their desire to listen to the audience members. There was agreement that apartments are needed in Cold Spring. Seeing that there was not support of the project as proposed, no motion was made to further the application.

### **AMEND THE GAMBLING ORDINANCE TRADE AREA DEFINITION**

Corey Donat from the Big Lake Aquatic Association was present and reiterated their desire for the Council to amend the current ordinance to allow charitable gambling organizations that are not in the City's zip code, but still located in the community to be eligible for a premise permit. Murphy explained that the Planning Commission was supportive of the language change to allow organizations that are within the Rocori School District boundaries to be eligible. The Council was also supportive of the change and explained that the organizations would still need to complete an application to get a premise permit, and that the Council would use the established criteria to determine which organization would be awarded a site.

MOTION WAS MADE BY KNAPP, SECONDED BY DINGMANN, TO APPROVE AMENDING ORDINANCE NO. 828:35 TO EXPAND THE TRADE AREA OF ELIGIBLE ORGANIZATIONS FOR CHARITABLE GAMBLING PERMITS TO BE WITHIN THE ROCORI SCHOOL DISTRICT BOUNDARIES. MOTION PASSED 4-0.

### **REQUEST BY CHURCH OF STS. PETER & PAUL FOR OFF-SITE GAMBLING PERMIT – RESOLUTION NO. 2016-44**

MOTION WAS MADE BY DINGMANN, SECONDED BY HEINEN, TO ADOPT RESOLUTION NO. 2016-44, A RESOLUTION APPROVING AN OFF-SITE GAMBLING PERMIT FOR THE CHURCH OF STS. PETER & PAUL FOR NOVEMBER 5, 2016 TO CONDUCT BINGO AT THE GREAT BLUE HERON. MOTION PASSED 4-0.

### **PUBLIC WORKS DIRECTOR REPORT**

#### **A. Update CSAH 2**

Stueve explained that paving and sidewalk work is continuing. He stated that the access points on Red River Avenue South for the Holiday and SuperAmerica gas stations are now open, but the road remains closed to thru traffic.

#### **B. Other**

Stueve explained that the ground storage tank would be rehabbed on October 10<sup>th</sup> and that hydrant flushing would take place later in October. He stated that they will be busy hauling sludge soon.

### **CITY ENGINEER REPORT**

#### **A. CSAH 2 Update**

Lintgen added that the streetlights are now operational at the roundabout and the flag pole is lit.

#### **B. Resolution No. 2016-41 to Call the Assessment for the CSAH 2 Reconstruction Project**

Lintgen stated that the assessment hearing for the CSAH 2 Reconstruction Project is scheduled for October 25, 2016.

MOTION WAS MADE BY KNAPP, SECONDED BY HEINEN, TO ADOPT RESOLUTION NO. 2016-41, A RESOLUTION SCHEDULING A PUBLIC HEARING AND ADOPTION OF ASSESSMENTS FOR THE CSAH 2 RECONSTRUCTION PROJECT. MOTION PASSED 4-0.

#### **C. SW Stormwater Infiltration Project**

Lintgen stated that the work on the project will begin next week.

#### **D. Resolution No. 2016-42 Accepting the Feasibility Report and Calling for the Improvement Hearing**

Lintgen presented the Council with the Feasibility Report for the Main Street Reconstruction project which would occur in 2017. Lintgen stated that the Planning Commission had discussed the report at their last meeting including the possibility of

adding one block of Second Avenue South, from Main Street to First Street South, to the project. Council member Knapp stated that the property owners on Second Avenue South that would be affected should be made aware that their properties are being considered as an addition to the project.

MOTION WAS MADE BY KNAPP, SECONDED BY HEINEN, TO DIRECT THE CITY ENGINEER TO AMEND THE FEASIBILITY REPORT FOR THE MAIN STREET RECONSTRUCTION PROJECT, TO INCLUDE SECOND AVENUE SOUTH, FROM MAIN STREET TO FIRST STREET SOUTH. MOTION PASSED 4-0.

### **CITY ADMINISTRATOR REPORT**

#### **A. Replacement Windows for City Hall**

Murphy explained that she requested three quotes for the replacement of five windows in the City Hall complex. The replacement of the windows was budgeted for 2016. She stated that she received only one quote back and it was from Lumber One.

MOTION WAS MADE BY KNAPP, SECONDED BY DINGMANN, TO APPROVE THE PURCHASE OF FIVE REPLACEMENT WINDOWS FOR CITY HALL FROM LUMBER ONE FOR A TOTAL OF \$5,885.00 FROM THE BUILDING MAINTENANCE FUND OF THE ADMINISTRATIVE, FIRE AND POLICE DEPARTMENTS, FURTHERMORE, THAT PREPAYMENT OF FIFTY PERCENT OF THE COSTS BE MADE UPON SIGNING OF THE CONTRACT. MOTION PASSED 4-0.

#### **B. Rocori Trail Board Representative**

Murphy explained that before Mayor Thelen resigned, he had served as a City of Cold Spring representative on the Rocori Trail Board. She inquired whether another Council member would like to take over that appointment or if the Council would like to wait until January to make the appointment. The Council indicated that since there aren't any major decisions coming in the next months, and that city staff are present at the board meetings, that it would make most sense to wait until January to make an appointment to the board.

#### **C. Replacement Council Member Plan**

Murphy stated that since there was some uncertainty at the end of the last meeting about the vacant council position the opening wasn't advertised as planned. She explained that the vacant seat could be filled by either a special election or by an appointment. The Council further discussed the open seat and the possibility of having another open seat in January depending on the election results. Ultimately, the Council decided on an application process to fill the current vacancy, and that the applications would be due on November 10<sup>th</sup>, and that the Council would make the appointment at their November 15<sup>th</sup> meeting.

#### **D. Pay Equity Update**

Murphy stated that the City is now in compliance in the pay equity system after inputting the new data that had been developed. She stated that for the City Administrator position the actual salary range for this calendar year had been used, not the current rate of pay at the time of reporting. She requested that the Council approve a salary range for the City Administrator position that reflects the compensation arrangement currently described in the contract.

MOTION WAS MADE BY KNAPP, SECONDED BY HEINEN, TO APPROVE THE SALARY RANGE FOR THE ADMINISTRATOR POSITION AS DESCRIBED IN THE CURRENT COMPENSATION SCHEDULE FOR USE IN THE PAY EQUITY REPORTING SYSTEM. MOTION PASSED 4-0.

### **LIST OF BILLS AND ADDITIONS**

MOTION WAS MADE BY KNAPP, SECONDED BY HEINEN, TO REVIEW AND ACCEPT THE PAYMENT OF THE ACCOUNTS PAYABLE ACCORDING TO THE LIST TOTALING \$241,089.23 AND SUPPLEMENTAL LIST TOTALING \$40,725.69 PRESENTED BY CITY STAFF. MOTION PASSED 4-0.

### **ADJOURN**

MOTION WAS MADE BY HEINEN, SECONDED BY KNAPP, TO ADJOURN AT 9:17 P.M., SEEING NO FURTHER BUSINESS TO COME BEFORE THE CITY COUNCIL. MOTION PASSED 4-0.

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Fran Ramler, Mayor

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Brigid Murphy, City Administrator