

OFFICIAL PROCEEDINGS

Pursuant to due call and notice thereof, the regularly scheduled meeting of the Spring Lake Park City Council Regular was held (virtually) on May 04, 2020, at 7:00 PM.

1. CALL TO ORDER

Mayor Nelson called the meeting to order at 7:00 PM.

2. ROLL CALL

PRESENT:

Mayor Robert Nelson
Council Member Ken Wendling
Council Member Brad Delfs
Council Member Barbara Goodboe-Bisschoff
Council Member Lisa Dircks

STAFF PRESENT:

Public Works Director Randall, Police Chief Ebeltoft, Engineer Gravel, Planner Walburg, Attorney Thames, Parks and Recreation Director Okey and Administrator Buchholtz.

VISITORS:

Tony Mezzenga, 8457 Sunset Road NE

3. ADDITIONS OR CORRECTIONS TO AGENDA - None

4. DISCUSSION FROM THE FLOOR- None

5. CONSENT AGENDA

- A. Mayor's Proclamation - Municipal Clerks Week May 3-9, 2020
- B. Mayor's Proclamation - National Police Week May 10-16, 2020
- C. Approval of Minutes - April 20, 2020 City Council Meeting
- D. Contractor's Request for Payment No. 3 - Garfield Pond Improvement Project
- E. Contractor's Licenses

Mayor Nelson thanked Administrator Buchholtz and Executive Gooden for their Municipal Clerk responsibilities to the City and staff. He thanked the Police Department officers and staff for their dedication and commitment to the Police Department.

Motion made by Council Member Dircks to approve Consent Agenda.

Voting Yea: Mayor Nelson, Council Member Wendling, Council Member Delfs, Council Member Goodboe-Bisschoff, Council Member Dircks. Motion carried.

6. DEPARTMENT REPORTS

A. Public Works Report

Public Works Director Randall reviewed the monthly staff report.

Council Member Dircks inquired if the Garfield Pond was able to be secured while the construction takes place. Mr. Randall reported that the site is secured with a temporary fence during the construction. He stated that he and Engineer Gravel reviewed the site and determined the pond will be as safe as the pond at Triangle Park.

B. Code Enforcement Report

Code Enforcement Director Baker reviewed the monthly staff report.

Council Member Wendling inquired if rental reinspection is required after the occupants move out. Code Enforcement Director Baker reported that the building can be rented and is inspected every two years.

7. ORDINANCES AND/OR RESOLUTIONS

A. Resolution 20-16, Supporting "The Protecting Community Television Act"

Administrator Buchholtz reviewed the staff memo with the Council Members. He reported that the resolution allows for the franchise fees to return to the way they have been defined for the past 35 years.

Mayor Nelson stated that this resolution is very important for the local programming and coverage provided by North Metro TV.

Motion made by Council Member Wendling to approve Resolution 20-16, Supporting "The Protecting Community Television Act".

Voting Yea: Mayor Nelson, Council Member Wendling, Council Member Delfs, Council Member Goodboe-Bisschoff, Council Member Dircks. Motion carried.

B. Resolution 20-17, Amending Joint Powers Agreement for North Metro Telecommunications Commission

Administrator Buchholtz reported that the City is a member of the North Metro Telecommunications Commission, a municipal joint powers entity organized pursuant to a Joint and Cooperative Agreement (JPA) that is adopted by several surrounding communities. He stated that the Commission reviewed and unanimously recommend certain changes to the JPA. He provided the Council with a copy and provided a summary of the changes.

Motion made by Council Member Delfs to approve Resolution 20-17, Amending the Joint and Cooperative Agreement for the North Metro Telecommunications Commission.

Voting Yea: Mayor Nelson, Council Member Wendling, Council Member Delfs, Council Member Goodboe-Bisschoff, Council Member Dircks. Motion carried.

C. Resolution 20-18, Approving a Variance from the Side Yard Setback to Allow the Construction of an Industrial Building at 8457 Sunset Road NE

City Planner Walburg reviewed the staff memo with the Council Members. She reported that the Planning Commission met, and held a public hearing regarding the request for a Variance at 8457 Sunset Road NE. She reported that the Commission recommended approval of the Variance, Side Yard Setback at 8457 Sunset Road NE.

Tony Mezzenga, 8457 Sunset Road NE, stated that he did not have any additional comments to provide to the Council.

Mayor Nelson stated that he reviewed the request and noted that the only request from the neighboring resident was for a privacy fence to be added to the property on the north side. Administrator Buchholtz stated that no other comments were received during the public hearing and the addition of the fence would be a condition of the variance request.

Council Member Delfs inquired on how many potential occupants or how many businesses Mr. Mezzenga anticipates. Mr. Mezzenga stated that there would be four small businesses at the most and the areas would be split into 3,000 square foot increments.

Council Member Goodboe-Bisschoff stated that she spoke with the residents at 8464 Westwood Road NE. She stated that the residents expressed a concern over the storm water flooding that they encounter occasionally. She stated that the residents would like to see a privacy fence on their property as well.

Administrator Buchholtz reported that the storm water runoff will be reviewed once the site plan is developed and reviewed. He stated concerns will be addressed at that time.

Motion made by Council Member Wendling to approve Resolution 20-18, Approving a Variance from the Side Yard Setback to Allow the Construction of an Industrial Building at 8457 Sunset Road NE.

Voting Yea: Mayor Nelson, Council Member Wendling, Council Member Delfs, Council Member Goodboe-Bisschoff, Council Member Dircks. Motion carried.

8. NEW BUSINESS

A. Municipal State System Revisions for 81st Avenue NE

Engineer Gravel reviewed the staff memo with Council members regarding removing a portion of 81st Avenue NE from the Municipal State Aid System to help reduce truck traffic on 81st Avenue. He reported that with the removal of the 81st Avenue segment between Terrace and Able it would require a substantial MnDOT reimbursement as the State Aid funds were used in a reconstruction project of that segment of road in 2015. He stated that the amount of the reimbursement that would need to be allocated back to MnDOT is \$285,223.00.

Mr. Gravel reported that the City has two options to proceed with the 81st Avenue truck situation. He stated that the Council could include the segment of 81st Avenue from TH47 to Able Street in the revision and this would allow for the east end of the truck restrictions to begin at Able Street and would result in an additional \$285,223 in future MSAS funds. He presented a second option which would include only a segment of 81st Avenue from TH 47 to Terrace Road. He stated that the \$285,223.00 would not be withheld from future MSAS funds.

Administrator Buchholtz reported that the 2014A GO Improvement Bond repayment is funded by three sources: special assessments, property tax levy and State Aid funds. He reported that there is a balance of \$508,350.00 to be distributed over the next three years. He explained that if the Council would decide to choose the option of including the segment of 81st Avenue from TH 47 to Able Street, the City's remaining reimbursement would be reduced from \$508,350.00 to \$212,127.00. He stated that if the Council would choose the option of including the segment up to Terrace Road NE, a new resolution would need to be adopted and there would need to be an amendment to the weight restriction area on 81st Avenue from University Avenue to Terrace Road. He stated that the funds would stay in the account however they could only be used for future projects.

Mr. Gravel stated that he is not aware of any future projects that the funds could be used for. He stated that a project on Sanburnol would need to be completed in conjunction with the City of Blaine. He stated that the City of Blaine has stated that the Sanburnol project would not be for a few more years.

Mayor Nelson inquired if signs could be posted warning truck traffic of weight restrictions and enforcement. Mr. Gravel stated that new signage would be posted.

Council Member Goodboe-Bisschoff inquired if the funds are in a secure account and if there is a chance that the funds could be reduced by the State. Administrator Buchholtz reported that the funds are specific for construction of roads and bridges and each year an allocation is distributed to each city with State Aided roads based on the collections of gas tax proceeds.

Mayor Nelson stated that he feels the money should be retained by the City for future projects and only use a portion of it for education of the local truck businesses to inform them of the changes and new signage. He stated that with the change from TH 47 to Terrace Road a noticeable change in truck traffic should occur and the route could be re-evaluated in the year.

Council Member Delfs stated that he supports keeping the money for future projects and making the small adjustments to 81st Avenue at this time.

Council Member Dircks stated that she agrees with Council Member Delfs. She stated that she would prefer to see advanced signage noting the truck route on Highway 65.

The consensus of the Council was to include only the segment of 81st Avenue from TH47 to Terrace Road.

9. REPORTS

A. Engineer's Report

Engineer Gravel reviewed the staff report. He had no new items to report.

B. Attorney Report

Attorney Thames reported that he has been working on the Development Agreement for Hampton Companies.

C. Beyond the Yellow Ribbon Report

Mayor Nelson reported that the Beyond the Yellow Ribbon events that usually take place are on hold temporarily. He stated that on May 2, 2020, John Trage, a one-man band, performed at Lakeside Park and North Metro TV filmed the performance. He stated that, in effort for a fund-raising opportunity for the Beyond the Yellow Ribbon, the performance will replay on local cable access and there will be information as to where donations can be sent to help with the Beyond the Yellow Ribbon fund raising during the pandemic.

Mayor Nelson stated that the committee will be resuming their activities such as the monthly dinners and Music in the Parks once social distancing is allowed at those events and procedures can be put into place. He reminded residents that National Guard would be conducting a fly over of military jets, near Unity Hospital, on May 6, 2020, to honor the essential workers during the pandemic.

D. Administrator Reports

Administrator Buchholtz reported that staff has been preparing City Hall for reopening to the public on May 18, 2020. He stated that such a move will depend on changes the Governor makes to his Stay-At Home order. He reported that the auditors stated their field work the week of May 4, 2020. He stated that the auditors are working remotely and necessary reports have been uploaded for their review.

Administrator Buchholtz reported that Utility Billing Clerk Nancy Kelm retired and her last day was May 1, 2020. He thanked Ms. Kelm for her years of service and her dedication to the residents that she encountered during her time with the City. He reported Dena Brunette started in the Utility Billing Clerk position on May 4, 2020.

Administrator Buchholtz reported that the bids for the 2020 Seal Coat project were opened on May 1, 2020. He stated that the results will be presented at the May 18, 2020 Council meeting for approval.

10. OTHER – None**11. ADJOURN**

Motion made by Council Member Wendling to adjourn the City Council meeting.

Voting Yea: Mayor Nelson, Council Member Wendling, Council Member Delfs, Council Member Goodboe-Bisschoff, Council Member Dircks.

The meeting adjourned at 8:00 PM.

Robert Nelson, Mayor

Attest:

Daniel R. Buchholtz, Administrator, Clerk/Treasurer