

## OFFICIAL PROCEEDINGS

Pursuant to due call and notice thereof, the regularly scheduled meeting of the Spring Lake Park City Council Regular was held on July 20, 2020 at the City Hall, at 7:00 PM.

### **1. CALL TO ORDER**

### **2. ROLL CALL**

#### PRESENT

Mayor Robert Nelson

Councilmember Ken Wendling

Councilmember Brad Delfs

Councilmember Barbara Goodboe-Bisschoff

Councilmember Lisa Dircks

#### STAFF PRESENT

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

#### VISITORS

Jerri McMahon, 8073 Garfield Street NE

Christine Jones, 8081 Garfield Street NE

Ellen Hinrichs, 7798 Jackson Street NE

Mike and Sharon Deinken, 7800 Jackson Street NE

### **3. PLEDGE OF ALLEGIANCE**

### **4. ADDITIONS OR CORRECTIONS TO AGENDA - None**

### **5. DISCUSSION FROM THE FLOOR**

Christine Jones, 8081 Garfield Street NE, requested for an update on the Garfield Pond Improvement project and the status of the punch list items that need to be completed. She expressed her concern with the trees that have died since they were planted.

Mr. Gravel reported that the tree planting is completed and the trees have a one year warranty. He stated that the trees will remain and could be replanted when the planting season is ideal for trees. He stated that punch list items remain for the contractor to complete. He reported that no further payments will be approved until the work is completed.

Attorney Thames confirmed that payment to the contractor will not occur until the work is completed per the contract.

Jerri McMahon, 8081 Garfield Street NE, inquired at what time a new contractor can be hired. She inquired when the area will be reseeded and what is the time frame for the contractor to complete the

work. Mr. Gravel stated that this time of the year is not the appropriate time to reseed the area. He stated that a reasonable amount of time for the work to be completed is five months before legal action could be taken against the contractor.

Attorney Thames stated that the five-month time frame is appropriate as after that time proper legal notices would need to be filed and the contractor would need to be given time to perform the requested work.

Ms. McMahon inquired a new warranty would be issued on new trees that are planted to replace the dying trees. Mr. Gravel stated that is unknown and it would need to be discussed with the contractor.

Councilmember Goodboe-Bisschoff inquired if the City could remove the dying trees to make the appearance better. Attorney Thames stated that if the trees are a safety concern or cause danger it would be an Engineering decision with the contractor.

Mike Deinken, 7800 Jackson Street NE, thanked the Police Department for the fantastic job the Department did during the standoff situation in his neighborhood.

Ellen Hinrichs, 7798 Jackson Street NE, thanked the Police Department and all the Departments that assisted during the standoff. She thanked the Department for the added patrolling that is taking place in the neighborhood.

Administrator Buchholtz read a letter received from resident Bill Nash. Mr. Nash thanked the Police Department and other departments for their dedication and hard work in the two successful standoff situations in his neighborhood. He stated that the residents of Spring Lake Park are fortunate to have Police Officers and Chief of Police.

## **6. PUBLIC HEARING**

### **A. SWPPP Annual Meeting**

Mayor Nelson opened the public hearing at 7:20 PM.

Peter Allen from Stantec presented the 2020 MS4 Annual review. He addressed the Council and provided a presentation that showed what an MS4 Permit consists of, as well as who is involved with the storm water management regulation in Spring Lake Park. He stated that three groups regulate it: the State of Minnesota, Federal Programs and local watershed management organizations.

Mr. Allen explained the Storm Water Regulatory Documents that impact municipal operations, which include: the NPDES MS4 Permit, Local Surface Water Management Plans and Watershed Management Plans and Rules.

Mr. Allen reviewed the basic components of the MS4 Permit, known as "Best Management Practices", or BMP's. He stated that each BMP addresses one or more of the six main

elements of the permit referred to as “Minimum Control Measures” which include public education and outreach; public participation and involvement; illicit discharge detection and elimination; construction site storm water runoff control; post construction storm water management and pollution prevention and good housekeeping for municipal operations.

Mr. Allen reported on how Spring Lake Park is currently in compliance with the MS4 Permit. He stated that the City has formed partnerships with the Watershed Districts and other MS4's, created City Ordinances and LWMP requirements, created Storm Sewer System Maps along with related brochures and articles, performed inspections on illicit discharge, construction and MS4 system, performed street sweeping, staff training; conducted a Facilities Inventory Assessment, Pond Assessment and completed the MS4 Annual reports to submit to the Minnesota Pollution Control Agency.

Mr. Allen reported that the MPCA is currently updating the general permit with the issuance of the permit in late 2020 or early 2021. He stated that there will be changes and the City's MS4 programs will need to be updated to meet the standards of the new permit. Mayor Nelson inquired if the Metropolitan Council will assist with this unfunded mandate since the City is fully developed. Mr. Allen stated that he is not sure at this time if the Met Council provides this assistance. He stated that a colleague is working with the League of Minnesota to monitor and review the new requirements and he (Mr. Allen) will provide the Council with updates once they are received.

Councilmember Goodboe-Bisschoff inquired if the League of Minnesota would assist with funding. Engineer Gravel reported that the League of Minnesota monitors as much as they can but the mandates often come from the Federal level.

Councilmember Dircks inquired if the specific changes for the permit are known at this time. Mr. Allen stated that he is not aware of the changes but public comments from Stantec have been submitted.

Mayor Nelson asked for public comment. Hearing no further public comments, Mayor Nelson closed the public hearing at 7:35 PM.

## **7. CONSENT AGENDA**

- A. Approval of Minutes - July 6, 2020 City Council Meeting
- B. General Operations Disbursements #20-11 \$310,779.52
- C. Contractor's Licenses
- D. Sign Permit
- E. Right of Way Application - CenterPoint

Motion made by Councilmember Wendling to approve Consent Agenda.

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

## **8. DEPARTMENT REPORTS**

### **A. Police Report**

Police Chief Ebeltoft reviewed the monthly report for the month of June.

Mayor Nelson thanked the Police Department for their work and dedication to the City and also thanked the Police office staff.

Councilmember Wendling inquired on the traffic counting equipment on 81st Avenue. Public Works Director Randall reported that MnDOT requests that every four years a traffic count is requested on certain portions of the city. He reported that the count is taking place throughout the city. He reported that results assist with the amount of MSA funds the City receives every year.

### **B. Parks and Recreation Report**

Parks and Recreation Director Okey reviewed the monthly report for June.

## **9. NEW BUSINESS**

### **A. Appoint Faye Murphy to Fill Vacancy on the Parks and Recreation Commission for a Term Ending December 31, 2021**

Motion made by Mayor Nelson to approve Faye Murphy to the Parks and Recreation Commission for a term ending December 31, 2021.

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

## **10. REPORTS**

### **A. Engineer's Report**

Engineer Gravel reviewed the staff report. He stated that signs have been placed on 81st Avenue. He reported that the 2020 Seal Coat and Crack Repair project has started and chip seal placement will be completed soon.

Mr. Gravel reported that the 2020 Sewer Lining Project bids will be received on August 10, 2020, and the results will be presented at the August 17, 2020, City Council meeting.

He reported that an alternative bid will be included for the work on the section of sewer on Monroe Street where there has been repairs needed.

Councilmember Delfs inquired if the repairs on Monroe Street will be completed by winter. Mr. Randall stated that some work has been done recently to the first 100 feet of the joints to see if the product will hold. He stated that the work can be completed once the weather turns colder as it is a hot water process that is used. He stated that he is monitoring the recent repair.

**B. Attorney's Report**

Attorney Thames reported that he completed the review of the Arthur Street Water Treatment Plant contracts.

**C. Administrator Reports**

Administrator Buchholtz reported that he distributed a copy of the rental housing proposal from Stantec. He requested that the proposal be discussed at a Council work session on August 3, 2020, at 5:30 PM.

Administrator Buchholtz reported that he has been participating in web meetings with the Anoka County Economical Development and other county officials on developing business grant program to assist businesses during the pandemic. He stated that the process is quite lengthy and does not move as fast as they had hope it would. He stated that the framework for the grant program will hopefully be ready by the August 3, 2020 Council meeting.

Administrator Buchholtz reported that he has been participating on two policy committees, one LMC and one for Metro Cities. He said that Election Judge training will be held on July 21, 2020, at Emmanuel Christian Center.

Councilmember Dircks inquired about the status of the Hy-Vee project.

Administrator Buchholtz reported that HyVee is expected to submit plans in the very near future and once the plans are approved by Building Official construction by Hy-Vee takes approximately six months to complete and open. He stated that Hy-Vee is responsible for the timing of the project and the process has not been held up at the City level.

**11. OTHER**

Mayor Nelson reported that the Beyond the Yellow Ribbon committee has been hosting concessions at the Music in the Park for the past two events. He reported that Kraus Hartig VFW held a membership drive and voted not to close the VFW. He stated that the VFW will be reopening on August 1, 2020, and the monthly pork chop dinner will be resuming in August.

**12. ADJOURN**

Motion made by Councilmember Wendling to adjourn the meeting.

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

The meeting adjourned at 8:08 PM.

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Robert Nelson, Mayor

Attest:

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Daniel R. Buchholtz, Administrator, Clerk/Treasurer