

**City of Columbus
Regular City Council Meeting
January 14, 2015**

The January 14, 2015 meeting of the City of Columbus City Council was called to order at 7:06 p.m. by Mayor Dave Povolny at the City Hall. Present were Mayor Dave Povolny. Council Members Denny Peterson, Mark Daly, Jeff Duraine, and Bill Krebs. City Administrator Elizabeth Mursko; Attorney Bill Griffith, Engineer Dennis Postler Bohrer and Secretary Kathy Laur.

Absent: None

Also in attendance were: Karen Blaska, Ron Barnes, Louis Martin and Paul Ringell Forest Lake Times.

A. CITY COUNCIL REGULAR MEETING

1. Call To Order - Regular Meeting – 7:06 P.M.
2. Pledge of Allegiance

B. CONSENT AGENDA

3. Motion – Approval of the City Council Meeting Minutes on 12/10/14
4. Motion – Agenda Approval with Additions.
5. Motion – Pay Bills as Posted.
6. Motion – OSHA Training/Hennepin Technical College (Page 1-3)

There were no additions to the consent agenda.

**Motion by Krebs to approve the consent agenda, motion seconded by Peterson
Motion approved unanimously.**

C. PRESENTATIONS

7. Karen Blaska- Resolution supporting East Anoka County Regional Trail Master Plan Amendment. Anoka County Parks is proposing 2 ½ miles of trails through Columbus about a ½ mile through the Coon Lake Park. No requirement to plow. Anoka County will do patch and erosion repair. The park is on the far side of the city. The city is responsible for routine maintenance. Trail won't happen anytime soon possibly within 10 years.

Motion by Duraine to approve the resolution supporting the East Anoka County Regional Trail Master Plan Amendment, motion seconded by Mayor Povolny.

Discussion: Peterson disapproves the trail. Public money would be spent on it. Krebs stated if the trail went right through the middle of Columbus it might be more beneficial than where it is proposed. "Nobody wants the trail to go across their property." Krebs agrees with Peterson. Duraine supports the bike trail.

Vote as follows: Peterson Nay, Daly Nay, Duraine Aye, Krebs Nay, Povolny Aye. Motion fails.

8. PLANNING COMMISSION REPORT

On 1/7/15 Planning Commission had its first meeting of 2015. A public hearing was held for Sizzler Properties, LLC requesting a Conditional Use Permit for a 130 foot mono pole to be used as a Verizon cell tower. The application was moved to the city council with a unanimous vote. Tower will not have a light on the top, it's not required to. Appropriate fencing will be around the tower.

Motion PLZ 01200 by Peterson to approve the Conditional Use Permit (PC15-101) request for Verizon Wireless to erect a 130 foot cell phone tower at 13932 Lake Drive, based on the Planners memo dated December 31, 2014, and based on the findings of fact from the Planning Commission meeting dated January 7, 2015 and subject to the conditions of the Planners memo dated January 8, 2015 and the Planning Commission minutes dated January 7, 2015. Second by Krebs. . Motion approved unanimously

Findings of Fact

1. The City received a Conditional Use Permit (CUP) application on November 14, 2014 from Verizon Wireless (VAW) LLC, d/b/a Verizon Wireless ("Verizon"), for a 130-foot-tall communications tower and associated facility improvements.
2. The application was considered complete.
3. The 60-day review (January 14, 2015 deadline) has been extended to 120 days (March 15, 2015), due to holiday scheduling conflicts.
4. The communications tower is proposed to be located on property owned by Sizzler Properties, LLC, located at 13932 Lake Drive and legally described as the North 220 feet of the South 440 feet of the South Half of the Northeast Quarter of Section 33, Township 32, Range 22, lying westerly of CSAH 23 ("Property").
5. The Property is zoned C/I Commercial/Industrial.
6. Communication towers are conditional uses in the C/I District.
7. Verizon is leasing a 60 feet by 60 feet easement area, approximately 750 west of Lake Drive, for the proposed wireless communications facility.
8. The proposed wireless communications facility includes an 11.5 feet by 29.5 feet pre-fab concrete equipment building (approximately 10 feet tall), back-up generator, miscellaneous equipment and the tower.
9. The tower is a steel monopole design with an additional 9-foot-tall lightning rod.
10. The tower and equipment building will be enclosed by security fencing.
11. The monopole is designed to accommodate the Verizon wireless communications antennae and two additional users.

12. The monopole is proposed to be unpainted galvanized steel.
13. The monopole is designed to buckle or fold above midpoint in the event of extraordinary, catastrophic winds causing structural failure. If separation occurs, the pole section will fall within 25% of the pole height or within 32 feet of the base of the tower. The monopole will be set back 39 feet from the property line.
14. There are no special height restrictions or lighting requirements with respect to federal aviation standards.
15. The proposed tower location and site work have been reviewed by Rice Creek Watershed District and require no permitting.
16. Verizon has submitted a determination of need for the proposed communications facility.
17. The proposed communications tower and facility are designed for non-interference with personal or public communications, broadcasting, computing or other electronic systems.
18. The site improvements and communications tower will be constructed according to federal standards and engineering specifications and plan sheets "Verizon Wireless MINC Aragorn New Build-Revision B," dated September 29, 2014, submitted with the permit application, received November 14, 2014.
19. The Planning Commission held a public hearing for the proposed wireless communications facility CUP on January 7, 2015.

Permit Conditions

Consideration for issuance of a Conditional Use Permit to Verizon for a wireless communications facility should include the following minimum conditions:

1. The communications facility's design, construction, and operation shall be consistent with all federal, state, and local laws, rules, regulations and ordinances.
2. The site improvements and communications tower shall be constructed according to federal standards and engineering specifications and plan sheets "Verizon Wireless MINC Aragorn New Build-Revision B," dated September 29, 2014, submitted with and including the permit application, received November 14, 2014.
3. Verizon shall obtain all other necessary permits and approvals, including but not limited to building permits, electrical permits, stormwater and erosion control permits, and federal permits and licenses, prior to any site work or construction.
4. Verizon may allow other wireless communications antennae users on the communications tower, subject to the requirements of the Columbus City Code and an amendment to the CUP.
5. The operation of any wireless communications tower and antennae shall not interfere with the operation of any other communication

- devices, radio or television transmissions, electronic equipment or similar devices.
6. The communications tower or antennae shall not be lighted unless required by state or federal regulations.
 7. There shall be no signage on the communication tower, antennae or lease property other than company identification and equipment signs and “warning” or “danger” or similar signs, as may be required.
 8. The monopole shall be constructed of galvanized steel and shall not be painted.
 9. The communications tower and other improvements shall be removed from the Property upon termination of the Verizon lease or upon cessation of operations of the communications facility, whichever occurs first.
 10. Remedies for any violation of the CUP or City code shall be consistent with the provisions of the City Code and available by State law.
 11. Verizon shall reimburse the City for all out-of-pocket expenses incurred in the review, approval, permitting and enforcement of the CUP.

Planning Commission reviewed the revised Bylaws – Pol09-01 for the Planning Commission amendment. This allows for an interim Planning Commission member when there is an open seat. Moved to City Council with an unanimous vote.

Motion by Krebs to approve Resolution 15-02. A resolution to adopt the amendment to the Bylaws & Rules of Procedures for the Planning Commission. Seconded by Peterson Motion approved unanimously

Final Plat for Broadway Acres

Motion by Peterson to approve Final Plat for Broadway Acres subject to conditions of preliminary Plat and Title review. Seconded by Krebs. Motion approved unanimously.

9. PUBLIC OPEN FORUM

Nothing

10. TH97 – I35 Bridge Project

Motion by Peterson to adopt Resolution 15-01 in Support of I35/TH975 Bridge Project. Motion was seconded by Krebs. Motion approved unanimously.

11. DISCUSSION/DIRECTION – PERRY WAGAMON LETTER

Letter was sent to the DNR in response to Perry Wagamon’s letter. DNR responded. The responsibility is with Rice Creek. The city has done everything that they can do at this

point. The City will forward the DNR letter to Mr. Wagamon.

D. STAFF AND CONSULTANT REPORTS

12. ENGINEER REPORT

- **Update/MNDOT LRIP Grant Application.**
Mn DOT will review all applications received in February.
- **Information – Northeast Metro GWMA Public Meeting**
Meeting on Tuesday, Feb. 3, at the Shoreview Community Center a draft plan will be presented by the DNR Commissioner. Mayor Povolny will try and attend and so will Krebs.
- **Direction –Roundabout Lighting Plan**
What's being proposed meets MNDOT standards. A 30 foot pole is being recommended by council instead of a 40 foot pole. Will have LED lights. Should last ten years before any maintenance needs to be done.

Motion was made by Mayor Povolny to have a 30 foot pole instead of a 40 foot pole. Seconded by Krebs. Motion approved unanimously.

- **Information – Master Water Supply Plan**
Information comes from Met Council. No immediate impacts. The city will need to do a water supply plan. There will be costs to the city down the road. No clear statutory mandate. Next plan is due in 2018.

13. ATTORNEY REPORT

Fire Hall lease; there will be a change in the way costs are reimbursed, each city would not charge rent for use of its fire hall. This change would be consistent with the 2015 budget.

Motion was made by Krebs to approve the amended Fire Hall Lease. Seconded by Peterson. Motion approved unanimously.

14. MAYOR AND CITY COUNCIL MEMBER'S REPORT

Council Member Peterson – Missed two meetings. Daly and Duraine filled in for him at the Park Advisory Board and Sunrise WMO.

Council Member Daly – Park Board talked about filling cracks on walking path looking at a cost effective way to do that. They can't get grass to grow around the playground set so they are going to get a price on hydro seeding. The Park Board wants the telephone poles on the ground by the ballpark next to the public works building to be removed they are getting a price on chain link fence. A recommendation was made to Elizabeth to contact Cemstone to see if they are willing to donate to fix all of the projects.

Council Member Duraine – Rush Line task force met. They are down to two alternatives and taking input from the public; one is a light rail up to 96 and two, bus rapid transit up to Forest Lake. That's been the same way for quite a while now. Met Council said they are not going to do light rail to Hudson, they are going to do bus rapid transit to Manning (Cty Rd 15).

Attended the Sunrise River Watershed Management Meeting for Peterson. Went over the budget and it was approved for 2016. Water quality issues were discussed. Rice Creek wants to complete a boundary adjustment from Sunrise off of Broadway. Taxes will go up for people who reside in Rice Creek. Discussion was tabled for now.

Council Member Krebs – Still working on the bridge project seems to be gaining some ground. New price tag is \$25m. The bridge and acquisition of right-of-way is 16m.

Mayor Povolny – Nothing

15. CITY ADMINISTRATOR'S REPORT

2015 Organizational Meeting – Simplify direct deposits to be paid quarterly for city Council.

Motion was made by Peterson to go to direct deposit, seconded by Daly. Vote: 4 ayes's, 1 nay (Jeff Duraine), motion approved.

Proposed organizational chart: (See attached)

Motion was made by Peterson to approve as written, seconded by Krebs. Motion approved unanimously.

Deputy Mayor – Denny Peterson

Motion was made by Krebs for Peterson to be Deputy Mayor, seconded by Duraine. Motion approved unanimously.

City council committee assignments: See attached sheet.

Motion was made by Peterson to approve as written, seconded by Krebs. Motion approved unanimously

Treasurer's Report

Receipts: \$ 00.00

Disburse: \$ 1,265,007.05

Balance: \$ 1,983,700.93

The Local Board of Appeals and Equalization meeting date will be Monday, April 20 or 27, 7:00 pm.

Motion was made by Peterson to send in proposed dates to Anoka County, seconded by Duraine. Motion approved unanimously.

E. ANNOUNCEMENTS & REMINDERS

Planning Commission Meeting 1/21/15

Calendar of Meetings

F. ADJOURNMENT

Motion was made by Krebs to adjourn, seconded by Daly.

Meeting adjourned at 8:48 p.m.

Respectfully Submitted:

/s/ Kathy Laur
Kathy Laur
Interim Secretary