

**City of Columbus**  
**Regular City Council Meeting**  
**Sept. 23, 2015**

The Sept. 23, 2015 meeting of the City of Columbus City Council was called to order at 7:02 p.m. by Mayor Dave Povolny at City Hall. Present were Povolny, Council Members Denny Peterson, Mark Daly, Jeff Duraine and Bill Krebs; City Administrator Elizabeth Mursko; Engineer Larry Bohrer; Attorney Jacob Steen; Deputy Treasurer Lynette Olinger and Public Information Coordinator Bronwyn Pope.

Absent: None.

Also in attendance were: Public Works Supervisor Jim Windingstad, Dennis Postler (TKDA), Pat Preiner, Jesse Preiner, Mary Preiner, Jody Krebs, Dan & Deanna Maslowki, Laurie King, Dennis Wiler, Mike Nelson, Terri Hodges (Forest Lake Cable Commission), Garth Sternberg (Planning Commission); Paul Rignell (Forest Lake Times)

### **CONSENT AGENDA**

- Motion – Approval of the City Council Meeting Minutes 09/09/15
- Motion – Agenda Approval with Additions
- Motion – Pay Bills as Posted
- Motion – Approval City Council Workshop Meeting Minutes 09/10/15s
- Motion – Approval Border to Border Grant Program **Resolution 15-27**

**Motion** by Peterson to approve the consent agenda including Border to Border Grant Program **Resolution 15-27**. Motion seconded by Daly. Votes as follows: Peterson – aye; Daly – aye; Duraine – aye; Krebs – aye; Povolny – aye. Motion carries.

### **PLANNING COMMISSION REPORT**

#### **Kinsella Acres Preliminary & Final Plat**

**PLZ01300/PLZ01400** The Planning Commission recommended approval of the Kinsella Acres Preliminary & Final Plat. The CUP for the property is still under consideration and was continued to the next Planning Commission meeting for further discussion.

**Motion** by Daly to approve the Kinsella Acres Preliminary & Final Plat subject to planner report dated Sept. 17, 2015. Motion seconded by Peterson. Votes as follows: Peterson – aye; Daly – aye; Duraine – aye; Krebs – aye; Povolny – aye. Motion carries.

#### **Findings of Fact**

1. The City received a preliminary and final plat application from City View Electric, Inc. (“City View”) on July 6, 2015. The application was complete.

2. The combined 120-day preliminary/final plat review deadline is November 3, 2015.
3. The proposed plat is a replat of the South 200 feet of Lot E3 and Lot E4 (current City View Electric CUP property), and Lots 10, except the Northerly 25 feet, 11, 12, and 13 (recently acquired contiguous property), all in Will's Addition ("Property").
4. Primary addresses to the Property are 14331 and 14309 Lake Drive NE.
5. The Property is zoned C/I Commercial Industrial.
6. The proposed plat contains approximately 18.3 acres.
7. The Property is not located within the regulatory floodplain or any shoreland area.
8. The easterly portion of the Property contains several existing storage buildings, governed under the existing City View CUP. Access to the existing CUP area is provided via an easement on residentially occupied property (Lot 8, Will's Addition).
9. The westerly portion of the Property contains a single family residence, four accessory buildings and two driveways off Lake Drive.
10. The planned use of the Property is to construct a new office/warehouse on the westerly portion of the Property for the relocation of all City View operations to one location.
11. City View proposes to remove one accessory structure on the westerly portion of the Property and retain the residence and all other accessory structures.
12. A new SSTS is proposed for the office/warehouse and is located on the preliminary plat.
13. A new well is proposed for the office/warehouse but is not identified on the preliminary plat.
14. Three stormwater infiltration areas are proposed within the plat.
15. A letter has been received from Anoka County Transportation regarding access consolidation, right-of-way clearance and potential turn lane and bypass lane construction.
16. A CAPROC has been received from Rice Creek Watershed District (RCWD).
17. Proposed drainage and utility easements within the plat are consistent with Subdivision Ordinance requirements.
18. The final plat is consistent with the preliminary plat.
19. A Preliminary Plat public hearing was held by the Planning Commission on September 16, 2015.

### **Recommendations**

The Planning Commission recommended approval to the City Council of the **Kinsella Acres Preliminary Plat**, subject to the following:

1. Detailed recommendations of the City Engineer.
2. Title review and recommendations of the City Attorney.
3. Requirements of Anoka County Transportation Division and Anoka County Surveyor.
4. Requirements of Rice Creek Watershed District.
5. Elimination of the northerly driveway on the Property.
6. Proper abandonment of any unused well or SSTS on the Property.
7. Cash in lieu of park land dedication.
8. Reimbursement of all City expenses associated with plat approval.
9. Future development within in the plat is subject to local ordinances and permitting requirements.

10. Future development within the plat shall not encumber the proposed stormwater infiltration areas identified in the Preliminary Plat without written approval by Rice Creek Watershed District and the City.

The Planning Commission recommended approval of the **Kinsella Acres Final Plat** to the City Council, subject to the following:

1. Consistency with the approved Preliminary Plat.
2. Any development contract recommended by the City attorney.

The Planning Commission proposed seven criteria which, if approved by the City Council, could be used to consider requests to turn an existing home into an accessory building. The Planning Commission is looking for direction from City Council regarding whether or not to allow homes to be turned into accessory buildings in commercially zoned areas. Council discussed and the consensus was that the seven criteria were a good idea.

## **PUBLIC OPEN FORUM**

Laurie King, 9650 Howard Lake Drive, asked that Council what could be done about speeding and other safety issues on Howard Lake Drive. Dennis Wiler, 167<sup>th</sup> Lane, also concerned about speed and drag racing on Howard Lake Drive, and requested that trees be trimmed around the speed limit sign on Vassar Street. The speed limit on Howard Lake Drive is 45 MPH, city staff has requested extra patrols to address excessive speed. Public Works will address the speed limit sign to make it more visible, and put new batteries in the crosswalk signal.

Mike Nelson of City View Electric asked the Council if they had any additional questions for him related to the Kinsella Acres Preliminary & Final Plat. The Council did not.

## **Rice Creek Watershed District Manager Appointment**

Rice Creek Watershed District gave the City Council the opportunity to submit three names to consider for appointment to the Board of Managers. Council did not have a list of names to submit to Anoka County.

## **Barna Memorial Ride**

Frank & Kerry Barna, 17252 Lyons St. NE, informed the Council of additional dirt bike riding hours on their property for their annual Barna Memorial Ride event which will be held on Saturday, Oct. 10, 2015. Extended hours for the event will be noon to dusk, instead of the usual noon to 3 p.m. The Barnas have a voluntary agreement with the City for a set dirt bike riding schedule. The City Council acknowledged the extension of hours and suggested the Barna's send letters to the neighborhood informing them of the extended hours.

## **2015 Preliminary Budget Levy Resolution 15-28**

**FIN01310** Council briefly discussed the 2015 Preliminary Budget Levy which included changes recommended at the last meeting.

**Motion** by Peterson to approve **Resolution 15-28** for the 2015 Preliminary Tax Levy & Tax Abatement for property taxes collectable in 2016. Motion seconded by Krebs. Votes as follows: Peterson – aye; Daly – aye; Duraine – aye; Krebs – aye; Povolny – aye. Motion carries.

## **ENGINEER REPORT**

### **Hornsby Street North Grant Application**

The Trunk Highway 97/Hornsby realignment project was not selected as a recipient for a fiscal year 2017 Municipal Agreement Program grant from the Minnesota Department of Transportation. Bohrer informed the Council that if one of the grant recipients is not able to comply with the grant requirements, the Columbus request is next in line to receive funding.

### **Water Tank HRA Grant Submittal & Resolution 15-29**

**PWE01200** In 2014 the City purchased a 150,000 gallon water storage tank and booster pumping system from Ziegler CAT. The City intends to integrate this facility into the municipal water system in 2016 and needs to make changes to bring the facility into compliance with Minnesota Department of Health standards. Council briefly discussed this project and associated costs. The Council authorized City staff to request HRA funding to make the required improvements to this water facility.

**Motion** by Peterson to approve Resolution 15-29, identifying the need for funding to integrate the Ziegler water storage tank and pumping facility into the City's municipal water system for the City of Columbus, and authorizing a request for HRA funds. Motion seconded by Krebs. Votes as follows: Peterson – aye; Daly – aye; Duraine – aye; Krebs – aye; Povolny – aye. Motion carries.

### **Public Water Supply Plan**

The City is now required to establish a Public Water Supply Plan which will be due to the DNR in December 2016. The DNR is offering a training program for writing these plans next week in Forest Lake. Bohrer asked the Council for permission to attend the training. Public Works Supervisor Jim Windingstad will also attend. Council consensus was that Bohrer and Windingstad should attend the training program.

## **ATTORNEY REPORT**

### **Senior Housing PUD Ordinance**

Council discussed the draft Senior Housing PUD Ordinance and directed City Staff to schedule a joint Planning Commission and City Council workshop for Wednesday, Oct. 21 to discuss the draft.

### **Columbus Lion's Lease Agreement**

City Staff is drafting a new lease agreement for the space which is used by the Columbus Lion's. The agreement will grant a long-term lease to the Lions for space in the Public Works building. The current 25-year lease agreement expires this year. The new lease will be a five-year

agreement. Staff will bring this lease agreement to the Council once the content has been finalized. Council continued this discussion until the next meeting.

## **MAYOR AND CITY COUNCIL MEMBER REPORTS**

Council Member Daly – Nothing to report.

Council Member Duraine – Nothing to report.

Council Member Krebs – Thanked City Staff for doing a great job with Fall Fest.

Council Member Peterson – Thanked City Staff for doing a great job with Fall Fest. The car show had more than 100 participants, which was almost double last year’s participation. Peterson and Mursko attended the most recent Cable Commission meeting which included budget discussion.

Mayor – No report.

## **PUBLIC WORKS REPORT**

Nothing to report.

## **PUBLIC INFORMATION COORDINATOR REPORT**

Nothing to report.

## **CITY ADMINISTRATOR REPORT**

City Staff and Council members are attending a Minnesota House Bonding Committee tour tomorrow to present information about the need for a new I35/TH97/CSAH 23 bridge. The meeting’s agenda was handed out to Council members. The site visit speakers will include Representative Tom Hackbarth, Commissioner Rhonda Sivarajah, Anoka County Sheriff Jim Stewart, Forest Lake Fire Chief Al Newman, and Forest Lake School District Superintendent Linda Madsen.

### **17632 Kettle River Blvd. Accessory Building Setback Clarification**

**BUI00300** Dan & Deanna Maslowski asked the Council for clarification regarding where to place a new pole barn on their flag-shaped lot. The lot shape makes it unclear which boundary is considered the front of the lot, and which is considered the side. Council reviewed images of the property and discussed zoning regulations. Council agreed that because of the shape of the lot, the location of the pole barn will be considered a side yard and therefore required to adhere by side yard setbacks. Duraine and Peterson suggested that the Maslowski’s should inform their neighbor of the intention to build a pole barn near their property.

**Motion** by Krebs to identify the inset eastern edge of the Maslowski’s property at 17632 Kettle River Blvd. as a side yard requiring a side yard setback for the accessory building. Second by

Daly. Votes as follows: Peterson – aye; Daly – aye; Duraine – nay; Krebs – aye; Povolny – aye.  
Motion carries.

### **TREASURER REPORT**

Receipts: \$37,532.21

Disburse: \$56,067.65

Balance: \$ 2,049,346.36

### **ANNOUNCEMENTS & REMINDERS**

Planning Commission Meeting 10/07/15

Calendar of Meetings

### **ADJOURNMENT**

**Motion** by Duraine to adjourn. Seconded by Daly.

Meeting adjourned at 8:29 p.m.

Respectfully Submitted:

Bronwyn Pope, Public Information Coordinator