

**City of Columbus
Regular City Council Meeting
April 12, 2017**

The April 12th, 2017 meeting of the City of Columbus City Council was called to order at 7:02 p.m. by Mayor Dave Povolny at the City Hall. Present were Council Members Bill Krebs, Jeff Duraine, Mark Daly and Denny Peterson; City Administrator Elizabeth Mursko, Bill Griffith and Public Communications Coordinator Jessica Hughes.

Also in attendance were: Kris King, Paul Peskar, Jody Krebs, Mary Preiner, Pat Preiner, Jesse Preiner, Dan Mike, Lester Winter, Matt Ellingson, John Young, Myron Organ, Loran & Linda Larson, Glen Miles, Pam Westlund, Byron Westlund, Ryan Coddington, Adam Josephson, Commissioner Garth Sternberg, Public Works Superintendent Jim Windingstad, and Shayla Schumacher (LATV).

A. CITY COUNCIL REGULAR MEETING

- 1. Call to Order - Regular Meeting – 7:01 P.M.**
- 2. Pledge of Allegiance**

B. CONSENT AGENDA

- 3. Motion – Approval of the City Council Meeting Minutes 03.22.17**
- 4. Motion – Agenda Approval with Additions**
- 5. Motion – Approve Deputy City Clerk Job Description**
- 6. Motion – Resolution 17-13 for CPTO Application for Excluded Bingo**
- 7. Motion – Pay Bills as Posted**

Motion by Krebs to approve the consent agenda items 3-7. Seconded by Peterson. Motion carried unanimously.

C. PRESENTATIONS

- 8. Public Hearing & Discussion – S.P. 8280-47 Municipal Consent & Resolution (TH 97/I35 Bridge Project)**

In accordance with Minnesota Statute 161.64, MnDOT is officially submitting for City approval the project's layout for the Highway 97 interchange area. The City's approval is required for this portion of the project located in the City because it requires acquisition of permanent rights-of-way for the widened interchange area and associated ponding.

Ryan Coddington and Adam Josephson from MnDOT gave a PowerPoint presentation on the TH 97/I-35 Bridge Project. Overall the project includes resurfacing a 6-mile stretch of I-35, reconstructing of the Southbound I-35 Weigh Station, and replacing three bridges; I-35W North over I-35E South, TH 97 over I-35, and Hwy 8 over I-35. The cost for the project is \$58 – 62 million. The project's schedule is as follows:

February 2017:	RFP release
June 2017:	Bid opening
July 2017:	Start construction

2018/2019:

Major construction and traffic impacts.

A Diverging Diamond Interchange (DDI) will be installed on the bridge in place of the current interchange. The current bridge was built in 1967 with steel beams, and has developed black bar corrosion.

In considering the ponding in the area, MnDOT has decided the ponds will be placed in the same location as described at the 02.22.17 MnDOT Workshop. This decision is reliant on watershed approval, and MnDOT has received conditional approval.

MnDOT has been working on a plan to have the City's name inscribed on the bridge. After some consideration, the final decision was to inscribe "Columbus" on the center of the barrier on both the northbound and southbound sides. The cost to the City for this addition will be \$5,775.00 which does not include maintenance costs.

Further maintenance responsibilities for the City include; trail maintenance along TH 97, minor signal maintenance, cost of power for lighting between the roundabout and interchange, LED pedestrian strip lighting maintenance, and City Pond maintenance. Coddington clarified that the lighting between the roundabout and the interchange will be installed by MnDOT but must be maintained by the City.

Coddington clarified a few questions that had been raised about traffic control during construction. The plan is to maintain one lane in each direction for TH 97/Lake Drive. However, TH 97 could be closed between the northbound and southbound ramps for up to 30 consecutive calendar days to construct the DDI. Also, TH 97 through traffic will be closed for one additional weekend to remove the existing bridge. The northbound and southbound ramps themselves can be closed and detoured for up to 40 consecutive calendar days each, but not at the same time. An important note is that incentives and penalties are built into the design to minimize the number of days that the ramps and/or the bridge itself are closed. The last note about traffic control has to do with when the southbound ramps are closed. Because of concern over access to businesses in the area, there has been a plan devised to use W Freeway Drive as a temporary off ramp from southbound I-35. Because W Freeway Drive runs into the Wildlife Management Area to the north, they are in the process of asking the DNR for permission to do this.

MnDOT will be hiring a PR firm to ensure consistent communication happens throughout the span of the project. This company will oversee things like community events, business outreach, and overall public involvement. As the PR firm has not yet been hired, the details for the execution of this plan are still to be determined.

Mursko made a few comments on the project after Coddington finished his PowerPoint presentation. She wanted to be clear that the City would prefer that the bridge is never entirely shut down, but Coddington communicated that because of the DDI design and the state of the current bridge, this simply wouldn't be possible. The second point Mursko made was that the City would like to have a representative on the Scoring Team for the project. Coddington replied that to address this idea MnDOT has created a technical subcommittee who will be informing the Scoring team, and this subcommittee will have a City representative on it.

Persons desiring to be heard regarding the proposed improvement were asked to come forward at this time.

Seeing no persons come forward to speak regarding the project, Mayor Dave Povolny closed the Public Hearing.

Motion by Krebs to approve Resolution 17-14, a Resolution approving municipal consent of layout for S.P. 8280-47 (TH 35), Highway 97 bridge and ramp modifications at I35 in the City of Columbus. Seconded by Peterson. Motion carried unanimously.

9. Planning Commission Report

Planning Commission Chair Garth Sternberg presented the Planning Commission report. The Planning Commission brought two topics forward, a Final Plat and a Preliminary Plat.

Woodland Development (Preiner's Preserve) Final Plat

The Planning Commission received a Final Plat review from Woodland Development (Preiner's Preserve), and is recommending approval from the City Council. This Plat is for a 30-lot senior housing development, the PUD CUP and Preliminary Plat for which were approved on January 25th, 2017.

Motion by Krebs to approve (PC17-101) Woodland Development's (Preiner's Preserve) Final Plat review (dated 03.16.17) subject to findings of fact and conditions 1-9 as outlined in the Planner's Memo (dated 04.07.17) and City Engineer's Memo (dated 04.04.17). Seconded by Peterson. Motion carried unanimously.

Woodland Development (Preiner's Preserve) Findings of Fact:

1. The City received a final plat application from Woodland Development ("Woodland") for Preiners Preserve on March 16, 2017. The application was found complete.
2. The 60-day final plat review deadline is May 15, 2017.
3. The preliminary plat and a PUD CUP for the 30-lot senior citizen housing development were approved on January 25, 2017.
4. An association will be included in the proposed subdivision for private lawn care and snow removal of private driveways.
5. Twenty-six lots will be served with public streets and public utilities.
6. A shared access easement, private drive maintenance agreement, and public utility easements will be required for four lots with shared driveway access.
7. All lots will be individually owned and all homes will be individually maintained. There are no common areas.
8. The Preiners Preserve Final Plat is consistent with the approved preliminary plat.

Woodland Development (Preiner's Preserve) Conditions of Approval:

1. Detailed recommendations of the City Engineer.
2. Title review and recommendations of the City Attorney.
3. A subdivision development agreement incorporating public improvement requirements and final plat conditions.
4. A shared driveway access easement, private drive maintenance agreement, and public utility easements for Lots 1-4, Block 1.
5. Requirements of the Anoka County Surveyor.
6. Requirements of Rice Creek Watershed District.

7. Permanent wetland buffer plaques and stormwater ponding easement plaques at intervals determined by the City.
8. Cash in lieu of park land dedication.
9. Reimbursement of all City expenses associated with plat approval.

Preiner Family Addition Preliminary Plat

The Planning Commission held a Public Hearing to receive testimony regarding a Preliminary Plat application from MPJLD, LLC (Preiner Family Addition) for converting metes and bounds descriptions of seven existing parcels of land into five plotted lots on three blocks and two out lots.

During the meeting Pat and Jesse Preiner (of MPJLD, LLC) came forward to discuss a recent change to the Plat. They purchased a 40-acre lot adjacent to the plat just before the meeting, and wanted to add this to the Preliminary Plat application. The plot that would be added is entirely wetlands and has no road access. The Preiners assured the Council they would not build anything on this 40-acre lot. City Attorney Bill Griffith said that there are two ways to make this happen. The first would be to allow the Preliminary Plat to go through at this meeting as is, and process a second Preliminary Plat with this new 40-acre lot at the same time as the Final Plat. The second option would be to defer a decision on the current Preliminary Plat, and send an updated version with the new 40-acre lot back to the Planning Commission for review. Griffith advised that the first option would be the easiest. The Council agreed they would like to do this; approve the Preliminary Plat tonight, and when the Final Plat comes through consider an additional Preliminary Plat for the new 40-acre lot.

Motion by Krebs to approve (PC17-105) Preliminary Plat application (dated 02.10.17) subject to findings of fact and conditions 1-11 as outlined in the Planner's memo (dated 04.06.17). Seconded by Peterson. Motion carried unanimously.

MPJLD, LLC (Preiner Family Addition) Findings of Fact:

1. The City received a preliminary plat application from MPJLD, LLC ("MPJLD"), dated February 10, 2017 and received on March 2, 2017. The application was found complete.
2. The 120-day preliminary plat review deadline is June 30, 2017.
3. The proposed 160.12-acre plat is located on both sides of 147th Avenue NE, legally described as part of the Northwest Quarter, Northeast Quarter, Southeast Quarter and Southwest Quarter of Section 25, Township 32, Range 22 ("Property").
4. The proposed plat will convert metes and bounds descriptions of seven existing parcels of land into five platted lots on three blocks and two outlots.
5. Lot 1, Block 1 and Lot 1, Block 2 are zoned Community Retail (CR) and are created for future development. Lots 1-3, Block 3 are zoned Commercial Showroom (CS). Lot 1, Block 3 contains an existing residence and the storage business and Lots 2 & 3, Block 3 contain existing residences. Outlots A and B represent large unbuildable parcels, subject to future wetland restoration.
6. Public sewer and water are available to all lots. The homes on Lots 1-3, Block 3 are currently connected to the sewer and water system.

7. There are no proposed new development plans associated with the application for preliminary plat review and approval.
8. Access to any future use on Lot 1, Block 2 appears to be limited to the existing driveway serving the City's well house, unless an access along the easterly lot line is proposed, resulting in a slight lot line adjustment.
9. Yard area and wetland area easements on lots are consistent with the City Code, except front yard easements along public roads are required to be 20 feet in width. A portion of the existing storage business maneuvering area and existing fencing on proposed Lot 1, Block 3 would be encumbered by the 20-foot-wide drainage and utility easement (a narrow 150 foot strip of land). Such encumbrances with private improvements are not uncommon.
10. There are several wetlands on Lot 1, Block 2 which are not encumbered by drainage and utility easements. The U.S. Army Corps of Engineers found that these wetlands are incidental aquatic resources and not subject to impact or mitigation regulations (April 8, 2016). The Rice Creek Watershed District made a similar Notice of Decision on August 17, 2016.
11. There are no new stormwater management facilities required within the plat.
12. The applicant has submitted the plat to Rice Creek Watershed District and Anoka County for review.
13. The Preliminary Plat public hearing was held by the Planning Commission on April 5, 2017.

MPJLD, LLC (Preiner Family Addition) Conditions of Approval:

1. Revision of required front yard drainage and utility easements.
2. Detailed recommendations of the City Engineer.
3. Title review and recommendations of the City Attorney.
4. A subdivision development agreement or other mechanism addressing any shared access provisions for Lot 1, Block 2.
5. A variance application at final plat review for possible reductions in the City's minimum one rod wetland buffer requirement at either the shared access driveway location or private driveway location on Lot 1, Block 2.
6. Requirements of the Anoka County Surveyor and Anoka County Highway Department.
7. Requirements of Rice Creek Watershed District.
8. Permanent wetland buffer plaques at intervals determined by the City.
9. Future rezoning(s) of the Property consistent with revised lot lines (boundary adjustment within Outlot B contiguous with Lot 1, Block 2).
10. Reimbursement of all City expenses associated with plat approval.
11. Future development within the plat is subject to local ordinances and permitting requirements.

10. Public Open Forum

Dan Mike – 15123 Hornsby Street NE

Mr. Mike was wondering, regarding the TH 97/I-35 bridge reconstruction, if the businesses affected by construction will be notified of events such as closures or detours throughout the process? The council replied that the PR firm will be in control of all communication regarding such events, and the City will also be posting this information online. Because the PR firm has

not been hired yet, the exact process for notifying businesses is yet to be determined.

11. Direction – Coon Lake Herbicide Treatments

Mursko is asking the Council for direction on Coon Lake Herbicide Treatments. Each year the City pays for Coon Lake to be treated with herbicides, however Columbus does have the option to opt out of the treatments. Either way the City would have to pay for the cost. The Council agreed they would not like to opt out of the treatments.

D. STAFF AND CONSULTANT REPORTS

12. Engineer Report

City Engineer Dennis Postler was not at this meeting. Mursko presented the Engineer's report in his place.

Furman Street NE Road Improvement Project

Postler submitted the completed Plans and Specifications for the Furman Street NE and 141st Avenue NE paving improvements. These two projects are being combined for bidding and construction purposes, but are being kept separate with individual project numbers to track design and construction costs for accounting and assessment purposes. Construction is anticipated to take place from June through July of this year.

Motion by Peterson to approve Resolution 17-15; a resolution approving plans and specifications, and ordering advertisement for bids for the improvements of Furman Street NE from Broadway Avenue to approximately 0.3 miles south (City Project 2017-4), and for the improvements of 141st Avenue NE from Lake Drive to approximately 1 mile west (City Project 2017-5) by subgrade preparation, bituminous surfaces, and appurtenances thereto. The bid opening shall be set for 10:00 a.m. on Thursday May 4th, 2017 at the Columbus City Hall. The City Council will consider bids at the May 10th, 2017 City Council Meeting. Seconded by Daly. Motion carried unanimously.

Thurnbeck Preserve Letter of Credit Reduction

Postler submitted a request from Mr. Tom Carlisle of Sherco Construction Inc., the developer of Thurnbeck Preserve, to reduce their Letter of Credit based on the amount of work completed to date. Per the terms of the Development Agreement, the amount of the Surety may be reduced proportionately as the improvements are completed. There has been part-time inspection of the site improvements thus far, and Postler concurs with the developer's request to reduce their Letter of Credit by \$96,137,50.

Motion by Krebs to approve Sherco Construction's Letter of Credit Reduction as indicated in the Engineer's Letter (dated 04.12.17). Seconded by Peterson. Motion carried unanimously.

Ziegler Water Tank Conversion Project

On March 30th, 2017, the City received bids for the Ziegler Water Tank Conversion Project. Two bids were received with the low bid from Forest Lake Contracting, Inc. of Columbus. Below is a summary of the bids received:

Contractor	Base Bid
Forest Lake Contracting, Inc.	\$123,607
Municipal Builders, Inc.	\$126,597
Engineer's Estimate	\$131,998

The project is expected to be completed by September of this year, and the 2nd phase of the project will be done in 2018.

Motion by Daly to receive all bids submitted for the Ziegler Water Tank Conversion Project, and award the contract to the low bidder, Forest Lake Contracting, Inc., in the amount of \$123,607. Seconded by Krebs. Motion carried unanimously.

13. Attorney Report

Resolution for Changes to Fiscal Disparities Program

Based on the March 22nd, 2017 City Council meeting, City Attorney Bill Griffith prepared a Resolution for changes to the Fiscal Disparities Program to be delivered to Columbus' Legislative Delegation.

Motion by Daly to approve Resolution 17-16, a Resolution to the Minnesota Legislature to request changes to the Fiscal Disparities Program. Seconded by Krebs. Motion carried unanimously.

14. Mayor and City Council Member's Report

Mayor Dave Povolny

No report.

Council Member Krebs

Council Member Krebs reported that he is concerned by the lack of coverage on Columbus events by the Forest Lake Times. He asked the representative from Forest Lake Times in the audience to consider writing articles about the developments going on in Columbus.

Council Member Duraine

Council Member Duraine attended a Cable Commission meeting where they discussed the overall vision and mission for the organization.

Council Member Daly

No report.

Council Member Peterson

No report.

15. Public Works Report

No report.

16. City Administrator's Report

Treasurer's Report

No report.

Personnel Committee Report

The Personnel Committee is presenting a report with three recommendations. The first is regarding the Deputy Treasurer position, which the City has been receiving applications for. Twelve applications were received after advertising for 4 weeks. Six applicants were selected for interviews, two of which were interviewed by City Staff and the Personnel Committee (the remaining four declined the interview for various reasons). At this time Mursko is recommending that the City continue advertising the position and gather another pool of applicants.

The second recommendation is changing the Public Communication Coordinator's hours from 31 to 35 and the Deputy Treasurer's hours from 37.5 to 30-32.5.

The final recommendation is pay scale and point scale changes for the City Administrator and Deputy Treasurer positions effective April 15th, 2017. The point scale for City Administrator should change from 422 to 463 points (adding Community Development duties), and the Deputy Treasurer's should change from 255 to 234 points (removing HR duties).

Motion by Krebs to approve the Personnel Committee's recommendations in the memo (dated 04.12.17). Seconded by Peterson. Motion carried unanimously.

E. ANNOUNCEMENTS & REMINDERS

The next Planning Commission meeting is 04.19.17 at 7:00 p.m.

The Local Board of Appeals and Equalization Meeting is 04.17.17 at 7:00 p.m.

Calendar of Meetings.

F. ADJOURNMENT

Motion by Peterson to adjourn. Seconded by Krebs. Motion carried unanimously.

Meeting adjourned at 8:05 p.m.

Respectfully Submitted:

Jessica Hughes, Public Communications Coordinator