

CITY OF ST. FRANCIS  
ST. FRANCIS, MN  
ANOKA COUNTY

CITY COUNCIL MINUTES

MAY 4, 2015

1. **Call to Order:** The regular City Council Meeting was called to order by Mayor Steve Kane at 6:00 pm.
2. **Roll Call:** Present were Mayor Steve Kane, Council members Richard Orpen and Tim Brown. Rich Skordahl and Chris McClish excused. Also present were City Attorney Scott Lepak (Barna, Guzy & Steffen), City Engineer Jared Voge (Bolton & Menk), City Planner Nate Sparks, Fire Chief Dean Kapler, Police Chief Jeff Harapat, Acting City Administrator/Public Works Director Paul Teicher, Finance Director Darcy Mulvihill, and City Clerk Barb Held.
3. **Adopt Agenda:** MOTION BY BROWN SECOND ORPEN TO ADOPT THE MAY 4, 2015 CITY COUNCIL AGENDA. Motion carried 3-0.
4. **Consent Agenda:** MOTION BY KANE SECOND ORPEN TO APPROVE THE MAY 4, 2015, CITY COUNCIL CONSENT AGENDA AS A-B AS FOLLOWS:
  - a. City Council Minutes – April 20, 2015
  - b. Approve the St. Francis Lions Temporary 3.2 Permit for Pioneer Days – June 5, 6, 7 in Community Park/Fire Station and waive the fee.
  - c. Approve the Payment of Claims for \$155,965.83 (Checks 068953- 069023)Motion carried 3-0.
5. **Meeting Open to the Public:** Melissa Enzler, Anytime Fitness 23212 St. Francis Blvd. was before the City Council to address the temporary sign ordinance. Planning Commission thought the businesses wanted 180 days and the businesses knew nothing about it. Chamber president Joe Raus met with some city staff and a councilmember. The business council new nothing about it and somehow 180 days came forward from that meeting. Enzler discussed how signs matter. Discussed how they wanted more days and how their petition didn't seem to matter to the Planning Commission. Use cities that are similar to our size when comparing the number of day's temporary signs can be displayed. Due to signage commitments, I could not advertise some of our events. Give us loyalty; we are the ones here.  
  
Connie Tillman, St. Francis Collision 235615 St. Francis Blvd. Why temporary signs are good for businesses is because turnover of customers affects our businesses. I support businesses that rely on temporary signs. We do not have room for them but they do remind

new and old customers of sales and what is going on. The liquor store has two electronic signs and they are all temporary signage/information that are displayed on them. I believe it is good advertising, they also have a banner on the building and signage in the windows. They must be working; the liquor store is doing well. We would like the rest of the business the same opportunity as the liquor store. 180 days is only about one-half of what we would like to see.

Ray Jones, 23725 Nacre Street NW, is here for the bond issuance. Would the city ever think of having another station (fire) on the west side of the city? The bond issuance questions are they going to raise our taxes. I do not say you don't need it. The need was about ten years ago. Barb (Held) the sludge that was removed was for Princeton and not Zimmerman that I stated to you earlier today.

Kane asked George Eilertson to speak with Mr. Jones after his presentation to answer his questions.

**6. Petitions, Requests, Applications:**

**a. Northland Securities: Public Hearing on Adopting a Capital Improvement Plan and Providing Preliminary Approval for the Issuance of Bonds - Resolution 2015-17:** George Eilertson of Northland Securities said the reason for the public hearing is to hear public comment on the two components of the bonds. The adoption of a five-year capital improvement plan for the City prepared in compliance with Minnesota Statutes, Section 475.521 (the "Plan"); and the issuance of general obligation bonds (the "Bonds") to finance capital projects described in the Plan, including;

(1) The remodeling of the existing fire hall, the resurfacing of the existing fire department parking lot, and;

(2) The acquisition of the police and public works facility through the refinancing of the Public Project Lease Revenue Bonds, Series 2012A, issued by the Economic Development Authority for the City of St. Francis. The maximum principal amount of the Bonds to be issued under the Plan is \$8,650,000.

Mayor Kane opened the public hearing to receive public comment at 6:20 pm.

Ray Jones asked when do you expect to sell the bonds. Eilertson said the call date is 2016. Fire hall bonds this year and based upon the market and we might refinance. The market stays favorable late in 2015 and issue in 2016.

Connie Tillman asked how many bids did you get? Lepak said once a repair plans are complete it will then be advertised for bids.

**MOTION BY BROWN SECOND ORPEN TO CLOSE THE PUBLIC HEARING AT 6:23 pm. Motion carried 3-0.**

**MOTION BY BROWN SECOND ORPEN TO ADOPT RESOLUTION 2015-17 A RESOLUTION ADOPTING A CAPITAL IMPROVEMENT PLAN AND PROVIDING PRELIMINARY APPROVAL FOR THE ISSUANCE OF BONDS THEREUNDER.**

Motion carried 3-0.

**b. Green Valley Preserve (formally known as Green Valley Estates): Final Plat – Resolution 2015-18:** City Planner Nate Sparks stated on March 2, 2015, the City Council approved a preliminary plat known as Green Valley Estates. Green Valley Development LLC has now made an application for the final plat, which is now known as Green Valley Preserve. The property is located within the 6500 block of Ambassador Blvd. The plat is proposing to split the approximately 38-acre property into three separate lots. The final plat is subject to seven conditions that are noted in the resolution. The applicant will pay cash-in-lieu of parkland dedication for the two new units. **MOTION BY BROWN SECOND ORPEN TO ADOPT RESOLUTION 2015-18 A RESOLUTION APPROVING A FINAL PLAT FOR GREEN VALLEY PRESERVE.** Motion carried 3-0.

**c. Martinson Addition Final Plat & Easement Vacation – Resolution 2015-19 & 2015-20:** Sparks stated on April 6, 2015, the City Council approved a preliminary plat known as the Martinson Addition. Martinson Machine LLLP has made an application for a final plat for the property. It is located at Stark Drive and Ambassador Blvd. The site is located at 3845 Stark Drive, 3855 Stark Drive, and an unaddressed property to the south. On April 20, 2015, the Council held a public hearing for an easement vacation related to the plat. City Planner Nate Sparks has a detail memorandum on the request. City Staff finds the final plat to be generally consistent with the preliminary plat approval. **MOTION BY ORPEN SECOND BROWN TO ADOPT RESOLUTION 2015-19 A RESOLUTION APPROVING A FINAL PLAT FOR MARTINSON ADDITION.** Motion carried 3-0.

**MOTION BY KANE SECOND ORPEN TO ADOPT RESOLUTION 2015-20 A RESOLUTION APPROVING AN EASEMENT VACATION RELATED TO THE MARTINSON ADDITION FINAL PLAT.** Motion carried 3-0.

**d. Jordon Mining: Interim Use Permit – Resolution 2015-21:** Jordan Turf Farms & North Pine Aggregate have made an application for an Interim Use Permit to allow for sand extraction at a property located near Bluebird Street and 229th Avenue. The extraction of sand is proposed to take place over an approximately 10-acre area for two years. A detailed memorandum was provided on the request along with public comment from the public hearing, city engineer report and a letter from the applicant. The Planning Commission approved the mining interim use permit with conditions. Orpen questioned the number of trucks per day. Sparks said it is based on need. Some days could be heavy use and days where there would be nothing. Orpen asked about the safety of 229<sup>th</sup> Avenue with all the trucks hauling. There would be a bond in place for Bluebird Street for repair and signage will be in place on 229<sup>th</sup>. This is a concern of mine with young drivers and no shoulder on that stretch of road. The condition of 229<sup>th</sup> is not good either. Brown asked if the roads will be covered.

Jake Jensen, North Pine Aggregate said not all loads would be covered. Brown asked if they could be. Jensen said it is not a requirement for the trucks to have them. Orpen said isn't it a law to have them covered. Jensen said I don't think it is a federal law to have them covered. Ray Jordan, one of the owners of the property in question stated the material is basically sugar sand that will hauled. My partner lives by the site and he will be sensitive to the neighbors and the street condition. On the MnDOT projects that we work on we don't see the sand loads covered. Orpen said who would be watching over this project. Sparks said they would place an escrow per the agreement and the city engineer's office would watch over the project. Orpen would like to swipe off the extra sand on the trucks before transporting. We do have a lot motorcycles that use this road and loose gravel is dangerous for them.

**MOTION BY BROWN SECOND ORPEN TO ADOPT RESOLUTION 2017-21 A**

RESOLUTION APPROVING A MINING INTERIM USE PERMIT FOR JORDAN TURF FARMS WITH CITY PLANNER KEEPING. Motion carried 3-0.

7. **Ordinances & Resolution:**

a. **Resolution 2015-22: Andover Football Assn: Premise Permit Application for at the Ponds, 2881 229th Avenue NW: Orpen said is this common for other cities to come in.** Orpen asked if it is normal to have outside organizations come in to run gambling booths. Kane stated we do not have a lot of local organizations that conduct gambling any more. MOTION BY BROWN SECOND ORPEN TO ADOPT RESOLUTION 2015-22 A RESOLUTION APPROVING A GAMBLING PERMIT FOR ANDOVER FOOTBALL ASSOCIATION AT THE PONDS. Motion carried 3-0.

b. **Ordinance 201, Second Series: Amending Section 2-9-1 of the City Code Regarding the Fee Schedule- Second Reading:** Kane stated due to the lack of council members at tonight's meeting both 7b. Ordinance 201, Second Series and 7c. Ordinance 202, Second Series will be tabled.

c. **Ordinance 202, Second Series: Amending Sec 10-23-5-E of the Zoning Ordinance Regarding Temporary Signs-1st Reading:** Tabled.

Orpen said can we come up with a different ordinance for the temporary sign concerns? Lepak stated this has been debated a couple years. It was brought back to the Planning Commission for their comments and input. I am not sure there is a number anyone can agree on. Orpen said could we do without a sign ordinance. Kane said with a temporary sign it can stay out for just a period of time. MOTION BY BROWN SECOND ORPEN TO TABLE ORDINANCE 201, SECOND SERIES and ORDINANCE 202, SECOND SERIES. Motion carried 3-0.

8. **Reports of Consultants & Staff Members:**

a. **Engineer: Waste Water Treatment Plant Schedule Update:** Voge stated he wanted to give a quick update on the wastewater upgrade. Bid opening is set for May 14, 2015. The permit is currently on public notice and after the public notice process which should go off on May 27, 2015, MPCA should award the permit. The bids and resolution will come back to the city council along with a loan application. Construction could begin in July, 2015 with completion the spring of 2018.

Kane said there was an article in the Pioneer Press this past Sunday on how other communities are having concerns with the cost of wastewater upgrades. Kane gave the article to the city clerk for her to forward on to the council.

b. **Attorney:**

c. **Staff:**

**Bldg. Official:**

**Fire Dept.:**

**Public Works: Irrigation Wells Update:** We started to do some clean up on the 180 acres and when doing so we found an additional 18" well. The parcel that had three

wells now has four wells on site. The cleanup could cost an additional \$10,000. We are continuing to monitor and clean up the site.

**Dust Control Update:** We are getting some class five on streets before dust control starts the end of May.

**Liquor Store:**

**Police Dept:**

**City Administrator:**

9. **Reports from Council Members:**

10. **Report from Mayor:** Like to say a big thank you for all the staff and volunteers that work this last Saturday recycling day. We had a record day.

Our new city administrator, Joe Kohlmann starts one week from today.

11. **Old Business:** None

12. **New Business:**

a. **Heart Safe Community:** Mayor Kane asked this be placed on the agenda. I don't know all the details because I have not attended the meeting on this. My question is do you want me to attend this meeting to learn more about the project. The council agreed to have Kane attend the informational meeting.

13. **Adjournment:** Mayor Kane adjourned at 6:55 pm

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Barbara I. Held, City Clerk