

**BELLE PLAINE CITY COUNCIL
REGULAR MEETING
JULY 15, 2019**

1. PLEDGE OF ALLEGIANCE.

Mayor Christopher Meyer led those present in the Pledge of Allegiance.

2. CALL TO ORDER. 2.1. Roll Call.

The Belle Plaine City Council met in Regular Session on Monday, July 15, 2019 at 6:30 PM in the council chambers of City Hall, 218 North Meridian Street, Belle Plaine, MN. Mayor Meyer called the meeting to order with Councilmembers Ben Stier, Cary Coop, Paul Chard and Renee LeMieux present.

Also present were City Administrator Meyer, Community Development Director Smith Strack, Public Works Superintendent Fahey, City Engineer Duncan, Chief Stolee, Community Services Director Chevalier and Fire Chief Two Otto. City Attorney Vose arrived at 6:32 PM. Finance Director Jirik, Ambulance Director Sweeney and Fire Chief One were not present. Wanda Savage served as video recording operator.

3. APPROVAL OF AGENDA.

MOTION by Councilmember Coop, second by Councilmember Stier, to approve the agenda as presented. ALL VOTED AYE. MOTION CARRIED.

4. APPROVAL OF CONSENT AGENDA.

4.1. Regular Session Minutes of June 17, 2019.

4.2. Work Session Minutes of June 17, 2019.

4.3. Resolution 19-092 Accepting \$20,000.00 Donation from the Belle Plaine Friends of the Library for the Library.

4.4. Resolution 19-093 Accepting \$3,200.00 Donation from the Belle Plaine Chamber of Commerce.

4.5. Resolution 19-096 Approve the hiring of Blaz Zlate as a part-time police officer.

4.6. Resolution 19-097 Closing 2011A G.O. Improvement Refunding Bond (Fund 536) and Transferring the Remaining Balance to 2012A G.O. Bond (Fund 538).

4.7. Resolution 19-098 Appointing Seasonal Life Guards and Aquatic Staff for the 2019 Belle Plaine Aquatic Center Season.

4.8. Approving Temporary On-Sale Liquor License for Our Lady of the Prairie Church for their fundraising event on September 7, 2019.

4.9. Approve Small Cities Development Program Grant Contract for Services and Authorize Preliminary Target Area and Program Components.

4.10. Approval of Resolution 19-100 Authorizing Change Order No. 5 to the Aquatic Center Project.

4.11. Authorize Purchase of Replacement Public Works Truck.

MOTION by Councilmember Coop, second by Councilmember LeMieux, to approve the consent agenda items as follows: 4.1. Regular Session Minutes of June 17, 2019; 4.2. Work Session Minutes of June 17, 2019; 4.3. Resolution 19-092 Accepting \$20,000.00 Donation from the Belle Plaine Friends of the Library for the Library; 4.4. Resolution 19-093 Accepting \$3,200.00 Donation from the Belle Plaine Chamber of Commerce; 4.5. Resolution 19-096 Approve the hiring of Blaz Zlate as a part-time police officer; 4.6. Resolution 19-097 Closing 2011A G.O. Improvement Refunding Bond (Fund 536) and Transferring the Remaining Balance to 2012A G.O. Bond (Fund 538); 4.7. Resolution 19-098 Appointing Seasonal Life Guards and Aquatic Staff for the 2019 Belle Plaine Aquatic Center Season; 4.8. Approving Temporary On-Sale Liquor License for Our Lady of the Prairie Church for their fundraising event on September 7, 2019; 4.9. Approve Small Cities Development Program Grant Contract for Services and Authorize Preliminary Target Area and Program Components; 4.10. Approval of Resolution 19-100 Authorizing

Change Order No. 5 to the Aquatic Center Project and 4.11. Authorize Purchase of Replacement Public Works Truck. ALL VOTED AYE. MOTION CARRIED.

RECOGNITION OF SERVICE

Mayor Meyer recognized Sergeant Terry Stier and Officer Sterling Cayer.
Sergeant Terry Stier – Medal of Merit

Mayor Meyer explained May 9, 2014 was a day that took a huge toll on a family within the City of Belle Plaine and started a campaign for justice for a one month 28 day old infant that passed away. Meyer explained through a very lengthy and impartial investigation a solid case was developed and charges were filed against the infants father. Meyer stated the officer involved with this investigation deserves the recognition of receiving the praise and recognition of not only his exemplary work during this case, but his handling of all investigations for the Belle Plaine Police Department. Sergeant Stier works hard to ensure that justice is provided to residents, due to his attitude of going the extra mile. Justice was served for baby Carson. Meyer stated on behalf of Chief Stolee, the Belle Plaine Police Department and I along with councilmembers and city staff wish to present Sergeant Terry Stier with the Medal of Merit for distinguished case-work and follow up investigation.

A family member of baby Carson stepped forward to express the family's gratitude for the work of Sergeant Stier and the police department.

Officer Sterling Cayer – Exemplary DUI Enforcement

Mayor Meyer explained the Belle Plaine Police Department participates in a grant partnership with the Minnesota Office of Traffic Safety called Towards Zero Deaths of TZD. Meyer explained the goal of this program is to make MN roadways safer through enforcement and education on special designated days looking for seatbelts, speeders, individual's texting and driving, driving while under the influence and other offenses. Meyer noted Officer Cayer has been extra committed to ensuring that the roadways are safer explaining out of 25 DUI offenses issued so far in 2019, Officer Cayer has issued 16 of them. Meyer stated on behalf of Chief Stolee, the Belle Plaine Police Department, the MN Office of Traffic Safety and I along with Councilmembers and City Staff wish to present Officer Sterling Cayer with an award for exemplary DUI Enforcement.

5. DEPARTMENT REPORTS.

5.1. Community Services Report.

Community Services Director Chevalier was present. Chevalier highlighted the Community Services Report. Chevalier expressed her appreciation of Council and City Staff and announced Dorothy Koller as the new Community Services Director effective July 22.

Mayor Meyer thanked Chevalier for you service and welcomed Koller as the new Community Services Director. The Council acknowledged receipt of the Community Services report.

5.2. Public Works Report.

Public Works Superintendent Fahey was present. Fahey highlighted the Public Works Report and announced staff was starting to fill the pool.

Mayor Meyer noted the updates to the City Parks. Public Works Superintendent Fahey credited his staff and Aquatic Staff for all the improvements. The Council acknowledged receipt of the Public Works report.

5.3. City Engineer Report.

City Engineer Duncan was present. Duncan highlighted the City Engineer report noting paving of the 2019 project at the end of the week as it is the end of the parade route.

The Council acknowledged receipt of the City Engineer report.

5.4. Fire Report.

Fire Chief Two Otto was present. Otto highlighted the Fire Department Report. Otto thanked the Public Works department for their landscaping work at the Fire Department. Mayor Meyer inquired where the water fights would be held this year. Otto explained the water fights will again be held in front of the Aquatic Center directly after the parade.

The Council acknowledged receipt of the Fire Department Report.

5.5. Police Report.

Police Chief Stolee was present. Stolee highlighted the Police Department report. Stolee expressed thanks to the families of the officer receiving awards noting their importance to a successful Officer. Stolee acknowledged Blaz Zlate in the audience.

The Council acknowledged receipt of the Police report.

5.6. Community Development Report.

Community Development Director Smith Strack was present. Smith Strack highlighted the Community Development report.

The Council acknowledged receipt of the Community Development Report.

5.7. Administration Report.

City Administrator Meyer was present. Meyer highlighted the Administration report noting the next Community Conversations being held jointly with National Night Out on August 6.

Mayor Meyer inquired on the Township meetings. City Administrator Meyer explained her attendance at Township meetings to aid in keeping communication lines open between the City and Townships.

The Council acknowledged receipt of the Administration Report.

6. PUBLIC HEARINGS. NONE SCHEDULED.

7. BUSINESS.

7.1. Presentation of Claims.

7.1.1. 2019 Street Improvement Project – Pay Request No. 2 to OMG Midwest dba Chard.

7.1.2. 2018 Street Improvement Project – Pay Request No. 6 to OMG Midwest dba Chard.

7.1.3. Aquatic Center Project – Pay Request No. 7 to Bradbury Stamm Construction Winkelman, LLC.

MOTION by Councilmember Coop, second by Councilmember Stier, to approve the Presentation of Claims. ALL VOTED AYE. MOTION CARRIED.

7.2. Ordinance 19-08 An Ordinance Repealing and Replacing Section 605 of the City Code Pertaining to Right-Of-Way Regulation and Providing for Small Cell Wireless Facility Requirements and Criteria.

Community Development Director Smith Strack explained Ordinance 19-08 repeals and replaces existing Code language pertaining to City regulation of its right-of ways, including streets, alleys, sidewalks, trails and easements. Smith Strack noted the proposed update incorporates standards pertaining to use of structures in the right-of-way by small wireless companies. Smith Strack explained the proposed text as 1) defines terms associated with small wireless facilities. 2) Requires all persons/entities placing infrastructure, using, obstructing, or maintaining items in the right-of-way register with the City. This includes small wireless facility owner/providers. 3) Requires permits for excavating, obstructing, or occupying of the right-of-way. This includes attachment of small wireless equipment to structures in the ROW owned by the City, Xcel, or MVEC. 4) Provides for construction and aesthetic standards for placement of poles, devices attached to poles, and placement of above ground utility structures other than poles or device attached to poles. And 5) Requires removal of abandoned structures and equipment placed within the ROW. Smith Strack noted the Planning Commission reviewed language pertaining to small wireless facilities in April and recommended approval thereof.

7.2.1. Ordinance 19-08, An Ordinance Repealing and Replacing Section 605 of the City Code Pertaining to Right-Of-Way Regulation and Providing for Small Cell Wireless Facility Requirements and Criteria.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve Ordinance 19-08, An Ordinance Repealing and Replacing Section 605 of the City Code Pertaining to Right-Of-Way Regulation and Providing for Small Cell Wireless Facility Requirements and Criteria. ALL VOTED AYE. MOTION CARRIED.

7.2.2. Resolution 19-094 A Resolution Authorizing And Approving Summary Publication of Ordinance 19-08, An Ordinance Repealing and Replacing Section 605 of the City Code Pertaining to Right-Of-Way Regulation and Providing for Small Cell Wireless Facility Requirements and Criteria.

MOTION by Councilmember Coop, second by Councilmember LeMieux, to approve Resolution 19-094 A Resolution Authorizing And Approving Summary Publication of Ordinance 19-08, An Ordinance Repealing and Replacing Section 605 of the City Code Pertaining to Right-Of-Way Regulation and Providing for Small Cell Wireless Facility Requirements and Criteria. ALL VOTED AYE. MOTION CARRIED.

7.3. Resolution 19-099 Accepting Report and Calling for Public Hearing on 2020 Street Improvement Project.

City Administrator Meyer explained City Engineer Duncan has completed the preliminary engineering report for the 2020 Street Improvement Project and will present tonight. Meyer explained the construction area includes portions of Forest Street from Grove Street to Walnut Street, and Storm Water restoration at Blaha Ravine and Buffalo Ravine. Meyer explained after the presentation it is appropriate for Council to accept the preliminary report and call for the public hearing for Monday, August 5, 2019.

City Engineer Duncan presented the slideshow noting the steps for street improvement consists of proposing improvements of road no longer maintainable, determine cost and payments. Duncan also noted storm water restoration for Blaha Ravine and Buffalo Ravine.

Councilmember Coop requested a stub trail be added on the 400 Block of South Willow due to the high pedestrian traffic and safety concerns. City Engineer Duncan concurred he can get an estimate for review and a possible addition to the 2020 project for bonding.

MOTION by Councilmember Coop, second by Councilmember Chard, to approve Resolution 19-099 Accepting Report and Calling for Public Hearing on 2020 Street Improvement Project. ALL VOTED AYE. MOTION CARRIED.

8. ADMINISTRATION.

8.1. Upcoming Meetings.

- 1. Design Committee, 5:15 PM, Monday, August 5.**
- 2. City Council, 6:30 PM, Monday, August 5.**
- 3. Work Session, 6:45 PM, Monday, August 5.**
- 4. National Night Out/Community Conversations, 5:00 PM, Tuesday, August 6.**
- 5. Public Works Committee, 9:00 AM, Thursday, August 8.**

Mayor Meyer reminded the Council of the upcoming meetings as listed.

9. ADJOURN.

MOTION by Councilmember Stier, second by Councilmember Coop, to adjourn the meeting at 7:13 PM. ALL VOTED AYE. MOTION CARRIED.

Respectfully submitted,

Renee Eyrich
Recording Secretary