CITY OF FOLEY MINNESOTA

REGULAR CITY COUNCIL MEETING – November 1, 2016

The Foley City Council held a regular meeting on November 1, 2016, at 5:30 p.m. at the Foley City Hall.

Members Present: Mayor Dave Mosford, Councilmembers Gerard Bettendorf, Brian Weis, Kris du’Monceaux and Leslie LeCuyer.

The pledge of allegiance was recited.

Motion by Bettendorf, seconded by LeCuyer, to approve the agenda. Motion carried, unanimous.

**Consent Agenda**

Motion by du'Mnceaux seconded by LeCuyer to approve the consent agenda, which included the following:

* Approving minutes of October 4, 2016
* Adopting Resolution 2016-23 Stop Sign 4th AVE N & Main Street (provided at meeting)
* Approving hiring of part-time police officer #5 off of eligibility list.
* Appointing Jennifer Simon to Foley Library Board for remainder of 2016.
* Appointing Laura Olson to Foley Library Board for 2016, 2017, 2018.
* Approving Glen Oaks Mobile Home Park storm shelter designation.
* Approving NPDES Professional Service Agreement.
* Approving the hiring of temporary office staff in Administration.
* Approving payment of bills.

Motion carried, unanimous.

**Public Hearing - 4th Avenue N Assessments**

Mayor Mosford recessed the regular City Council meeting to conduct the public hearing on the 4th Avenue N final assessments. Jon Halter, City Engineer, updated the council on details of the final assessment calculation. The final numbers came in very close to the preliminary numbers provided last year. Halter indicated the corner properties on Dewey saw a decrease due to the fact that a portion of the work in the estimate included Dewey work which has been postponed. Mayor Mosford asked if anyone in attendance would want to speak. Gary Grams, 21373 Agate Beach Road, St. Cloud, owner of Lot 5 & 6 Foley’s 1st Addition To Town, asked about a discount if owning multiple properties and if any additional funds would come out of general tax levy. Grams also questioned a window that was broken during construction and the cost of replacing. Halter responded the assessments are based off of the city's assessment policy. Halter indicated he will follow up on the window with Mr. Grams after the meeting. Grams asked if the amounts are set in stone and Halter indicated it is ultimately up to the city council. The costs are based on 30% of the city costs incurred being assessed back to the property owner. du'Monceaux indicated the city had heard concerns with some individuals owning multiple properties. Mayor Mosford closed the public hearing at 5:41p.m. and reopened the regular City Council meeting. Motion by du'Monceaux seconded by Bettendorf to adopt resolution 2016-22 Adopting Assessments for 4th Avenue N. Motion carried, unanimous.

**Transportation Alternatives (TA) Grant**

City Administrator Brunn updated the council on an application for Transportation Alternatives funding. The project scope and costs were overviewed. The project includes a trail portion on the south end parallel to Highway 25, two pedestrian crossings and two flashing speed signs. Rick Olson, Foley Public Schools overviewed the continued support of the school district with the pedestrian crossings. The overall project cost is estimated at $315,000 and the school district has committed up to $48,000. Motion by LeCuyer seconded by du'Monceaux to support the city application. Motion carried, unanimous.

**Update on Wellhead Protection**

Mark Pappenfus, Public Works Director, updated the council on the wellhead protection plan. Pappenfus indicated the city has made some resources available on the city website and pamphlet materials are available at city hall and the public library. The council can reach out to public works with additional questions. Weis questioned if all the wells have been covered.

**Open Forum**

Mayor Mosford opened the podium for open forum. Gary Grams, St. Cloud, MN questioned the council on the concrete blocks located on Mr. Grams rooftop that were apparently placed during city hall roof maintenance. Public Works Director Mark Pappenfus will follow up on the item.

**Department Reports**

Chief Katie McMillin updated the council on the monthly police report. McMillin updated the council on training and the upcoming winter parking restrictions. McMillin indicated warnings and publications on the winter parking have been issued. Weis questioned a 911 call that he made and why a Foley police officer did not respond. McMillin indicated the city does not have 24-hour coverage, so the county sometimes does respond.

City Attorney, Adam Ripple, updated the council on research into the sump ordinance. Ripple indicated the city could utilize their nuisance ordinance to enforce sump pump discharge, particularly on city right-of-way. Ripple also indicated a tentative union contract has been reached and will be addressed at the City Council once voted on by the union members. Bettendorf questioned if the city could put notice on pump hoses being pulled back into private property. Ripple indicated staff could notify the community on pulling back sump pumps. du'Monceaux indicated education is key since many people assume their sumps are supposed to be draining to the street. The council directed staff to proceed with notifications.

Jon Halter, City Engineer updated the council on the I&I/WWTF flows. Looking back from 2012 flows show a decrease, likely attributed to repairs and improvements made from the I&I project. Halter also believes that 2016 numbers could further decrease when fall months are added to the overall. LeCuyer requested the council have a discussion on options in the near future. LeCuyer thanked Halter for answering her questions regarding the 4th Avenue N project.  LeCuyer asked for some additional clarification on sidewalks and billings following the meeting.

Mark Pappenfus, Public Works Director, asked the council for direction on the I&I penalties. Staff is currently working on sending out notices. Bettendorf indicated a need to start implementing fines the first of the year, 2017. The council was in consensus and staff will work on implementing this item. Pappenfus updated the council on hydrant flushing, sewer jetting, and the NPDES permit renewal process. LeCuyer questioned the timing of the process. Pappenfus indicated the report for the NPDES permit will be available within a few days. Pappenfus updated the council on the ISO rating of the fire department.

City Administrator Sarah Brunn updated the council on elections; work with New Life on a site plan; and the potential establishment of a Safe Routes to School Committee.

**Old Business**

Councilmember LeCuyer updated the council on the Benton Economic Partnership activities and resources available. The office is located in Falcon National Bank. LeCuyer also invited the council to attend a meeting on December 1.

Amanda Wilken, 250 3rd Avenue, asked if repairs to her driveway would be made this fall or next spring. Ms. Wilken asked if she could be notified when the repairs would be done. City Engineer, Jon Halter, will follow up.

**New Business**

Councilmember LeCuyer asked if council meetings could be videotaped. LeCuyer asked if staff could research the costs. Bettendorf asked if the discussion could be had when the new council takes seat in January. Motion by LeCuyer to authorize staff to research taping council meetings, seconded by du'Monceaux. LeCuyer, du'Monceaux, Mosford  - aye, Weis, Bettendorf - nay. Motion carried.

Motion by du'Monceaux seconded by LeCuyer to adjourn at 6:29 p.m. Motion carried, unanimous.

 Sarah A. Brunn, Administrator