



**City Council - Meeting Agenda  
August 7, 2018 - 5:30 P.M. - Foley City Hall**

1. Call the meeting to order.
2. Pledge of Allegiance.
3. Approve the agenda.
4. Consent Agenda:
  - Approve minutes.
  - Approve closing of Penn Street for Homecoming parade, October 5th, 2018 (2:25-2:45pm).
  - Approve payment of bills.
5. Bryan Moshier - Foley Fire Relief Annual Report
6. Mayor's Comments & Open Forum.
7. Department Reports:
  - Police Department -Katie McMillin/Josh Lindgren
  - City Engineer - Jon Halter
    - Discussion on Highway 23 Safety Improvements.
  - Public Works - Mark Pappenfus
  - Administration - Sarah Brunn
    - Update on wastewater facility plan.
8. Hwy 23 Coalition Presentation - *presenter may not arrive until 5:45-6:00pm.*
9. Old Business
  - Discussion on Kampa Meadows drainage ditch.
10. New Business
  - Discussion on potential land sale of PID 130004183.
  - Close the meeting per Minn. Stat. 13D.05 Subd 3(c) 13D.05 - discussion on potential land sale price of PID 130004183.
11. Adjourn

CITY OF FOLEY, MINNESOTA  
CITY COUNCIL MEETING – July 10, 2018

The Foley City Council held a regular meeting on July 10, 2018, at 5:30 p.m. at the Foley City Hall.

Members Present: Mayor Gerard Bettendorf, Councilmembers Jeff Gondeck, Kris du'Monceaux, Mike Kasner and Gary Swanson.

Members Absent: None

The pledge of allegiance was recited.

Motion by Swanson, seconded by Kasner, to approve the agenda. Motion carried, unanimous.

**Consent Agenda**

Motion by Gondeck, seconded by du'Monceaux, to approve the consent agenda which includes the following:

- Approve minutes of June 5, 2018.
- Adopt Resolution #2018-20 Appointing Election Judges for 2018.
- Approve Supplemental Agreement for Additional Project Work.
- Approve payment of bills paid for by checks #

Motion carried, unanimous.

**Alley Vacation at 610 Norman Avenue N**

Mayor Bettendorf recessed the regular city council meeting at 5:31 p.m. to conduct the public hearing on the 610 Norman Avenue N alley vacation. Bettendorf reconvened the regular city council meeting at 5:33 p.m. Bettendorf reported that staff is recommending approval vacation with reservation of an easement for utilities. Motion by du'Monceaux, seconded by Gondeck, to adopt Resolution #2018-18 Partially Vacate Alley with the addition of the necessary easement. Motion carried, unanimous.

**2018 Project - 2018A Bond Sale Results**

George Eilertson, Northland Securities, presented the results of the bond sale. Eilertson reviewed the bond rating process and improvement with the city's bond rating. The city moved up to an AA- which is a significant improvement and a two notch increase. Eilertson estimates this rating improvement saved the city approximately \$40,000 in interest costs in the current bond issuance. Eilertson reviewed the results of bid and overall size of bond issuance of \$2.34 million. The average interest rate is 3.07%. Motion by Swanson, seconded by Gondeck, to adopt Resolution #2018-19 Approving Sale of 2018A Bonds. Motion carried, unanimous.

**Update on wastewater facility plan – Jessica Hedin, S.E.H.**

Jessica Hedin from S.E.H. was at the meeting to update the council on the wastewater facility plan. Hedin gave an overview of the process of requesting effluent limits and the process of working with the MPCA with challenging the initial limit calculations and assumptions. The city was provided with revised limits and has since been reviewing and establishing strategy on how to move forward. Hedin indicated staff is comfortable meeting the revised limits at a frozen level, but wishes to request the MPCA remove the sulfate limit because of uncertainty with the legislation since a law judge recently disapproved the MPCA's rulemaking. Hedin reviewed

how the revised limits apply to Foley and the potential wastewater treatment options being analyzed. Hedin asked for council direction on if the city should work towards accepting frozen mass limits but trying to remove the sulfate limit. Swanson questioned the time it will take to complete the process. Hedin indicated it depends on the responsiveness of the MPCA. The council directed staff to attempt to get the sulfate limit removed and was comfortable accepting frozen limits in order to do so.

### **Ordinance Addressing Private Wells**

The council was presented with an ordinance which restricts the drilling of private wells within the city's protected water area. Motion by Gondeck, seconded by Swanson, to adopt Ordinance #436 Regulating the Establishment of Private Wells. Motion carried, unanimous.

### **Ordinance Amending Parking Ordinance**

Brunn gave an overview of the changes to the parking ordinance which included regulation of the city parking lots. Swanson questioned if we could also address the parking problems on 4<sup>th</sup> Avenue N from Main to Dewey. Staff suggested that the issue be placed on the agenda for a future meeting as a separate item. Motion by Gondeck, seconded by Swanson, to adopt Ordinance #437 Parking. Motion carried, unanimous.

### **Open Forum**

Bettendorf encouraged the public to attend the blood drive next week. The blood supply is very low and there is a desperate need to replenish the supply.

### **Department Reports**

Interim Police Chief Josh Lindgren updated the council on the monthly law enforcement report. Lindgren also reported Officer Holz is now eligible for TZD hours. Lindgren also updated the council on the recent burglary at Mr. Jim's. Gondeck questioned the number of miles officers are required to patrol.

City Engineer Jon Halter updated the council on the Dewey Street project. Halter also indicated the downtown parking lot has been completed. Halter also indicated some follow-up was done on the Highway 23 improvements and provided to council. Halter gave an overview of the conversation with the state and indicated the city could proceed and spend local funds which would be not be considered a match in the grant. Bettendorf indicated a desire to wait on significant expenditures until after our current road project is complete. Swanson indicated support for temporary pedestrian signs. du'Monceaux asked about Type 2 barricades. Kasner asked about a more temporary way to install a radar feedback sign that would not require such an investment. Swanson asked about speed citations on Highway 23 and Lindgren reviewed what kind of citations they issue for speeding. There was discussion on temporary radar feedback signs. Halter clarified that the total cost of the install now would be at the city's expense which could be over \$20,000. Kasner requested the city invite a representative from the school in order to move this project forward. du'Monceaux indicated a desire to keep things moving forward. Staff will look into temporary options for signage until a consensus can be made.

Public Works Director Mark Pappenfus updated the council on the pool, Golf Court lighting and other projects.

City Administrator Sarah Brunn updated the council on a wellness grant the city received, the upcoming primary election and budget workshop.

**Old Business**

None.

**New Business**

du'Monceaux asked about senior discounts at the pool.

Motion by Gondeck, seconded by Kasner, to adjourn. Motion carried, unanimous.

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Sarah A. Brunn, Administrator

**Bills List - August 7, 2018**

Gross Salaries	Payroll - 7/20/18	\$	33,921.04
EFTPS	Federal Withholding	\$	6,761.50
MN Dept of Revenue	State Withholding	\$	1,406.97
State Treas. PERA	PERA	\$	4,418.30
Nationwide	Deferred Comp	\$	645.00
Pacific Life Ins	Deferred Comp/Roth IRA	\$	65.00
SelectAccount	HSA Contribution	\$	480.00

Gross Salaries	Payroll - 8/3/18	\$	34,661.98
EFTPS	Federal Withholding	\$	6,790.80
MN Dept of Revenue	State Withholding	\$	1,389.30
State Treas. PERA	PERA	\$	4,448.30
Nationwide	Deferred Comp	\$	645.00
Pacific Life Ins	Deferred Comp/Roth IRA	\$	65.00
SelectAccount	HSA Contribution	\$	480.00

***To Be Paid - 8/7/18***

Advanced Disposal	Garbage Services	\$	282.74
AllSpec Services	Inspection Services	\$	462.45
Auto Value	Street, Trees Vehicle Repair	\$	44.34
Benton County Abstract	Trail Property Title Work	\$	85.00
Benton County Highway Dept	PD Fuel	\$	841.06
Benton County Recorder	Assessment Recordings	\$	276.00
Boyer Trucks	Vehicle Maint	\$	304.80
Braun Intertec	2018 Dewey Project	\$	3,556.25
Cintas	Uniforms & Mats	\$	300.09
CNA Surety	Bond Insurance	\$	37.50
Crescent Electric	Pool Maint	\$	85.68
Delta Dental	Employee Dental Insurance	\$	637.75
East Central Energy	Utilities	\$	1,191.43
Emergency Automotive Technologies	Street Vehicle Repair	\$	221.84
Emergency Response Solutions	FD Supplies	\$	434.41
First National Bank of Omaha	Credit Card Purchases	\$	1,191.22
Foley Fuel & Lumber	Repairs & maint	\$	292.49
Further	HSA Admin Fee	\$	17.70
Gilman Coop Creamery	Loader Supplies	\$	9.95
Gopher State One Call	Email Tickets	\$	71.55
Hall & Associates	WWFP - Antideg	\$	2,185.85
Handyman's Hardware	Pool, Street, Park Maint	\$	224.39
Hardrives, Inc	Starr Auto Parking Lot	\$	99,160.21
Hawkins, Inc	Pool & Water Supplies	\$	3,671.61
Henry Embroidery	Pool Apparal	\$	371.00
Hildi, Inc	Fire Relief Valuation Fee	\$	1,000.00
Huls Bros Trucking	Park Supplies	\$	921.74
Johnson Excavating	Battery	\$	506.25
Katelyn Gillham	Misc Expenses	\$	75.00
Maney International	Boom Truck Maint	\$	227.36
Marco	Copier Lease	\$	330.56
MarTeck	Public Works Supplies	\$	28.25
ME Plumbing & Heating	FD Equipment	\$	2,348.00
MidCo	Telephone Services	\$	966.58
Midwest Playscapes, Inc	Park Repairs	\$	1,593.00
MN Dept of Labor	Building Permit Surcharge	\$	136.00
Mn Dept of Revenue	Sales & Use Tax	\$	1,494.00
Murphy Chevrolet	PD & Street Auto Repair	\$	487.13
RevTrak	Credit Card Processing Charges	\$	384.62
Rinke Noonan	General, Zoning, Sewer, I&I, PD, Gopher, Dewey	\$	1,860.50
Royal Tire	Street Vehicle Repair	\$	1,337.60
S&P Global	Bond Services	\$	11,500.00

Schlenner & Wenner	Fire Relief Accounting & Audit Services	\$	22,155.00
Shift Technologies	Server & AntiSpam Services	\$	13,251.30
Short Elliot Hendrickson	WWTF, Star Lot, General, I&I, Dewey Engineering	\$	42,224.62
Slow Measurement & Control	Sewer Maint	\$	510.00
Star Publications	Monthly Publications	\$	632.00
Sun Life Assurance Company	Employee LTD Insurance	\$	151.50
Tri-County Humane Society	Animal Surrender	\$	25.00
USABLE Life	Employee Life Insurance	\$	172.00
USABlue Book	Water Maint	\$	47.18
Verizon Wireless	Cell Phone Service	\$	295.53
Wex Bank	Public Works & FD Fuel	\$	1,781.83
Xcel Energy	Utilities	\$	6,597.33

***Additional To Be Paid - 8/7/18***

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**\$ 325,175.38**



# HIGHWAY 23 COALITION

**VISION: A 4-LANE CONNECTED HIGHWAY  
THROUGHOUT THE HIGHWAY 23 CORRIDOR.**

## LOOKING TO OUR ECONOMIC FUTURE

### COMMUNITY

- MnDOT District 8/District 3 finished environmental reviews but does not currently have funding to complete the 4-lane gaps.
- Willmar is the largest, outstate city without 4-lane access.
- A 4-lane connection to I-94 is essential to Central and West Central MN's economy and its 260,000 residents.

### GROWTH

- Accessibility is needed to attract and retain manufacturing jobs, businesses, and skilled employees.
- Willmar's \$48 million Railroad Wye project will provide spur-line access which also enables multimodal transport.
- Highway 23 goes through the heart of St. Cloud, connecting the City's main commercial corridor with regional centers, including Willmar and Marshall.

### INDUSTRY

- Logistics and warehousing businesses with just-in-time inventory models require four-lane accessibility.
- Safe, reliable transportation is crucial for our key industries and the traveling public.
- In the six-county region, 1,138 transportation-related businesses with 30,000 employees will directly benefit.
- Agriculture, important to small towns and rural areas, requires safe and accessible highways for transport of commodities.



### MEMBERSHIP LEVELS:

#### Government:

	<u>Supporter</u>	<u>Advocate</u>
Counties with Population >35,000	\$ 2,000	\$ 3,000
Counties with Population <35,000	\$ 1,000	\$ 1,500
Cities with Population >7,500	\$ 2,000	\$ 3,000
Cities with Population <7,500	\$ 1,000	\$ 1,500
Townships (Any Size)	\$ 200	\$ 300

#### Businesses/Organizations:

Platinum	\$ 1,000
Gold	\$ 500
Silver	\$ 250
Bronze	\$ 100





## 2017-2018 Board of Directors

- 1) **Bob Mathiasen, Chairman of the Board / Marketing Committee (term thru 2019)**

Heritage Bank Chief Banking Officer/Chief Credit Officer	320-444-4969 <a href="mailto:rmathiasen@heritagebankna.com">rmathiasen@heritagebankna.com</a>
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- 2) **Donna Boonstra, Vice Chair for the Board / Legislative Committee (term thru 2020)**

Custom Interiors President	320-295-3134 <a href="mailto:donnaboo47@msn.com">donnaboo47@msn.com</a>
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- 3) **Aaron Backman, Secretary & Treasurer for the Board / Membership Committee - Chair (term thru 2020)**

Kandiyohi County and City of Willmar EDC Executive Director	320-894-5284 <a href="mailto:aaron@kandiyohi.com">aaron@kandiyohi.com</a>
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- 4) **Jason Duinck, Legislative Committee - Chair (term thru 2019)**

Duinck, Inc. Director of Business Development	320-212-9330 <a href="mailto:JasonD@duinck.com">JasonD@duinck.com</a>
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- 5) **Steve Ammerman, Marketing Committee - Chair (term thru 2019)**

West Central Tribune Publisher	320-894-8863 <a href="mailto:sammermann@wctrib.com">sammermann@wctrib.com</a>
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- 6) **Jeff Bertram, Legislative Committee (term thru 2020)**

West Central Sanitation Administrative Sales Manager	320-250-6999 <a href="mailto:jeffbertram@wcsanitation.com">jeffbertram@wcsanitation.com</a>
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- 7) **Steve Rambow, Marketing Committee (term thru 2018)**

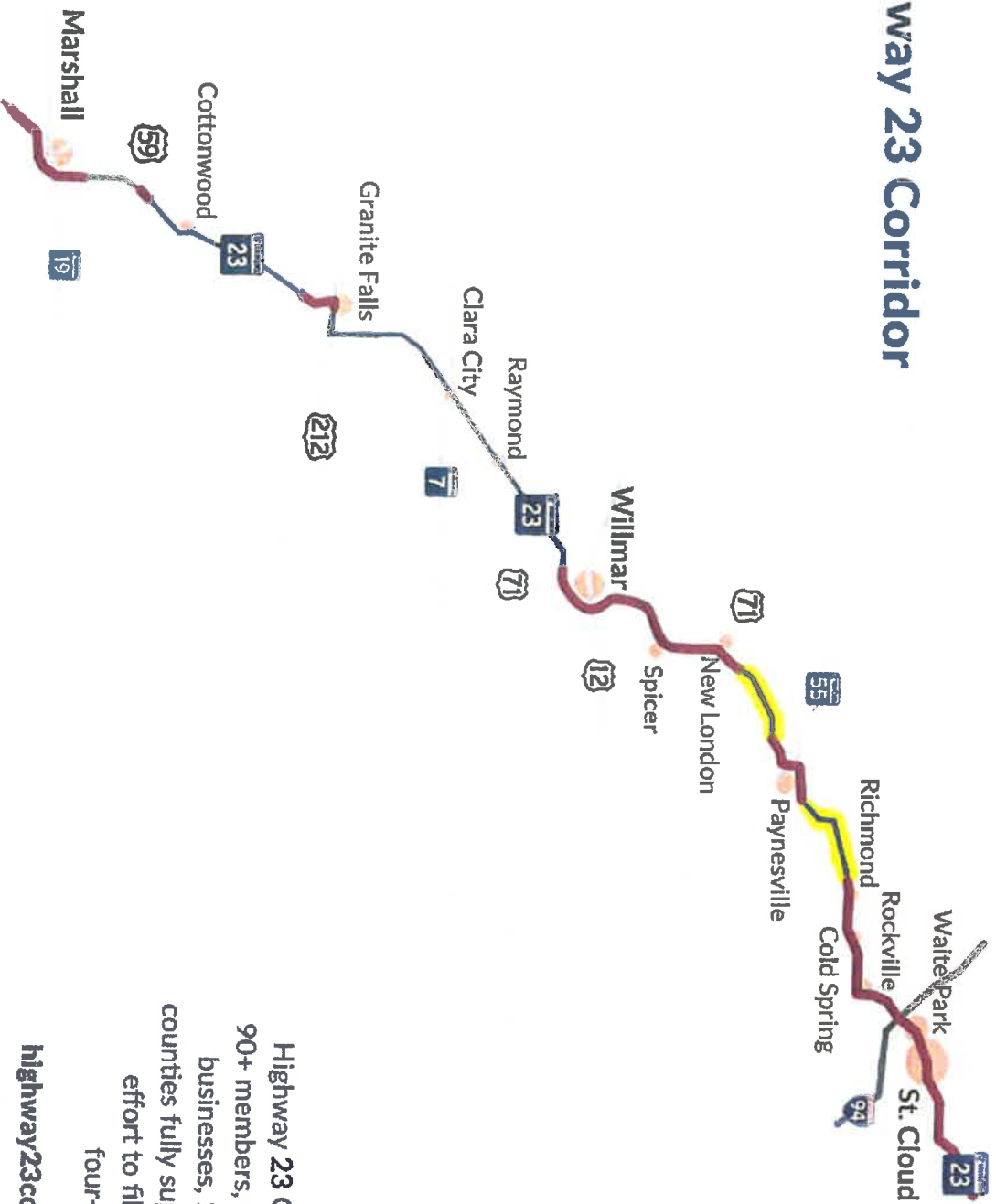
Rambow Inc. President	320-354-2570 <a href="mailto:srambow@rambow.com">srambow@rambow.com</a>
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- 8) **Jeff Mergen, Membership Committee (term thru 2018)**

Stearns County Commissioner	320-293-2111 <a href="mailto:jeff.mergen@co.stearns.mn.us">jeff.mergen@co.stearns.mn.us</a>
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- 9) **Randy Dooley, Membership Committee (term thru 2018)**

Dooley's Petroleum President	320-630-5676 <a href="mailto:rdooley@dooleypetro.com">rdooley@dooleypetro.com</a>
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# Highway 23 Corridor

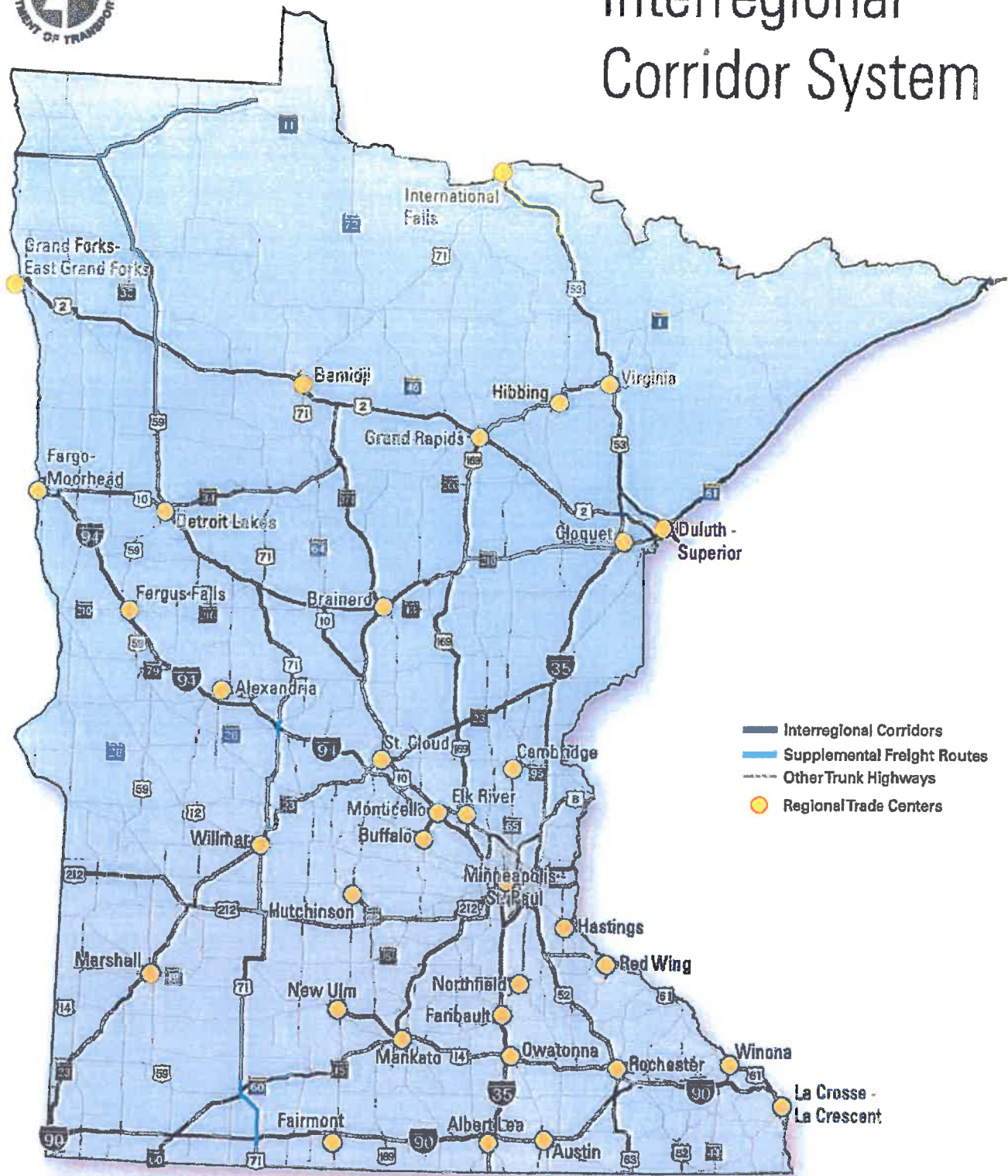


Highway 23 Coalition has 90+ members, including 63 businesses, 11 cities & 4 counties fully supporting the effort to fill the gaps in four-lane access.

[highway23coalition.com](http://highway23coalition.com)



# Interregional Corridor System





## From Local Businesses Concerning Minnesota Highway 23

### **COLDSRING (Granite Company)**

*"Highway 23 is considered a lifeline to Coldspring's success. To satisfy customers, Coldspring moves over three million lbs. of stone, equipment and supplies on Highway 23 each week. More than 400 employees that report to our corporate office daily, use Highway 23 as their primary route to work."*

Theresa Cervantez, Director of Purchasing and Logistics

### **JENNIE-O**

*"Minnesota Highway 23 is a vital corridor for Jennie-O operations. Yearly over 20,000 truckloads of live animals and finished product are shipped by the company on Highway 23. The four-lane gaps create confusion and frustration for drivers. Jennie-O is concerned about safety at many of the intersections along the corridor. It supports state funding to fill the gaps on Highway 23."*

Mike Brown, Director of Supply Chain Operations

### **DOOLEY'S PETROLEUM**

*"Dooley's Petroleum has been distributing fuels to residential, commercial and agricultural customers across the Upper Midwest for over 50 years. The timely shipment of our products is crucial for our customers. Our company's future growth depends on adequate infrastructure on Highway 23. It's time for the State of Minnesota to show its commitment to this region of the State."*

Dan Selander, Chief Operating Officer

### **RAMBOW**

*"Over 75% of Rambow's sales of embroidery/promotional materials is shipped north on Highway 23 to customers in St. Cloud, Duluth, and other points north. And the lionshare of our employees use Highway 23 to come to and from work. I have no doubt that if the four-lane gaps are completed my sales and shipments will increase significantly."*

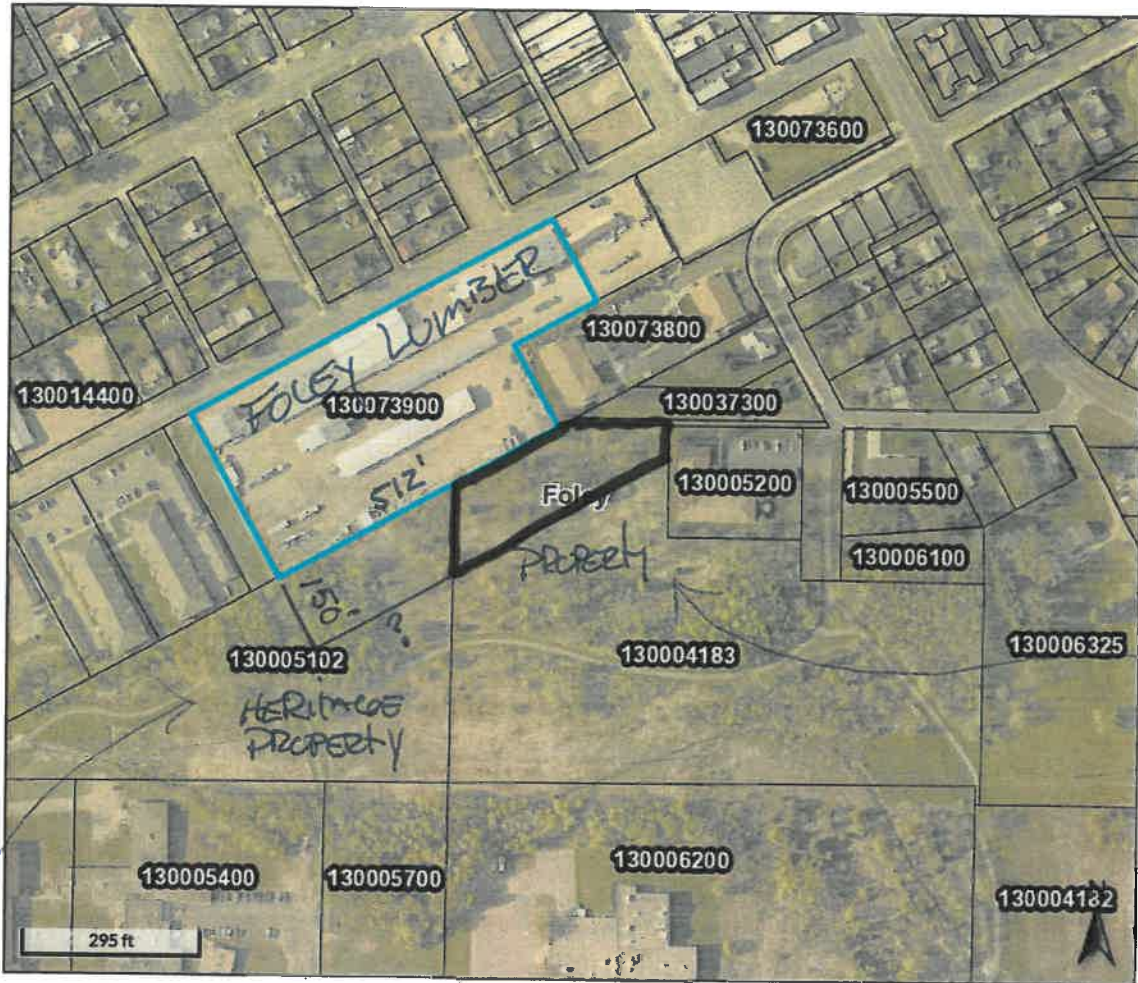
Steve Rambow, Owner

### **ATS SPECIALIZED INC**

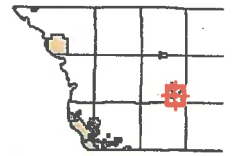
*"ATS Specialized, a motor carrier based in St. Cloud, MN, has a fleet of over 1,000 trucks and over 2,500 trailers. The majority of the freight we haul is oversize/overweight and requires permits through the MN DOT permit office. MN23 is a frequently-used roadway as the main direct truck route from St. Cloud to I-90. We need corridors that safely accommodate the motoring public and the needs of large freight that service the economy. Enhancing a truck route helps ensure and secure future economic growth."*

Joanna Jungels, Flatbed Permit Manager

**DEDICATED TO FILLING THE GAPS ON THE  
HIGHWAY 23 CORRIDOR**



**Overview**



**Legend**

- Municipalities
  - CITY
  - TWP
- Parcels
- Highways

*City of Foley*

Parcel ID	130073900	Alternate ID	n/a	Owner Address	FOLEY FUEL & LUMBER LLC
Sec/Twp/Rng	35-037-029	Class	233 - COMM LAND & BLDGS		PO BOX 157
Property Address	244 MAIN ST FOLEY	Acres	n/a		FOLEY, MN 56329
District	FOLEY				
Brief Tax Description	Sect-35 Twp-037 Range-029 FOLEY IMPROVEMENT PLAT Lot-004 Block-005 LESS ELY 150 FT <i>(Note: Not to be used on legal documents)</i>				

Date created: 5/2/2018  
Last Data Uploaded: 5/2/2018 7:04:31 AM

Developed by  
The Schneider Corporation

*Foley Health Care Inc.  
Heritage of Foley.com  
Andy Huhta - Administrator  
960-6201*

*ANDY.HUHTA@HERITAGE OF FOLEY.COM*

# 2040 Comprehensive Plan

## WHAT IS YOUR VISION FOR BENTON COUNTY?

### **Benton County is updating the current Comprehensive Plan!**

The updated plan will help set the stage for the County's future development, growth & public infrastructure investment out to the year 2040. It will identify the County's long-term vision, goals, policies, strategies & opportunities. The last plan was updated in 2006.

Once completed, the Benton County 2040 Comprehensive Plan will be used to make land use decisions, to prepare and implement ordinances, and to guide future capital improvements.

Counties and cities create comprehensive plans that envision the future. The Benton County Comprehensive Plan is separate from a city's comprehensive plan and only addresses the land uses that fall within the County's controls. **Please reference the map on the back page or visit the project website (listed below) to determine if your property is included in the update.**

### **We want to hear from you!**

Please tell us what you think about Benton County? What makes Benton County a great place to live, work and play? What will we look like in the year 2040?



Visit [hkgi.mysocialpinpoint.com/benton-county](http://hkgi.mysocialpinpoint.com/benton-county) to share your thoughts.

### **Need More Information?**



For questions, please contact Roxanne Achman, Department of Development Director, at 320.968.5069 or [RAchman@co.benton.mn.us](mailto:RAchman@co.benton.mn.us).

Additional information can be found at:  
[www.co.benton.mn.us/563/Comprehensive-Plan-Update](http://www.co.benton.mn.us/563/Comprehensive-Plan-Update)

**TO:** FOLEY CITY COUNCIL  
**FROM:** SARAH BRUNN, CITY ADMINISTRATOR  
**SUBJECT:** 07-10-18 COUNCIL MEETING  
**DATE:** JUNE 29, 2018

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### **Consent Agenda**

The school has requested to close down Penn Street for the homecoming parade on October 5, 2018 from 2:25-2:45pm. Police and public works have no concerns with this closing. Police will be assisting and possibly participating in the parade.

### **Fire Relief Annual Report**

The relief is required to present a report every year. Treasurer Bryan Moshier will be at the meeting to provide an overview on the relief activities. Mr. Moshier will distribute any materials at the meeting.

### **Hwy 23 Safety Improvements**

Staff was able to obtain a ROW permit and place temporary signs on Highway 23. The trailer speed feedback sign will likely be removed sometime next week as it is needed at another location in the county. The smaller, neon green signs are city owned and can remain out until snow season comes or the state requires us to remove them.

### **Highway 23 Coalition Presentation**

Information is included in your packet on joining the Highway 23 Coalition. They have asked to make a presentation to the council to see if Foley has interest in joining. Information is included in your packet and a representative will be at the meeting so we can learn more. Staff will need direction if the city would like to continue with this initiative so we can include it in the budget.

### **Discussion on Kampa Meadows drainage ditch**

This item is again on the agenda as staff was approached about doing more work in the drainage ditch. As directed, staff did have the county mow the ditch and has not done anything further. I advised our city staff that only the council as a whole can give any direction for further work. I want to stress to the council that the ditch is privately owned and the attorney has advised the staff and council to be careful on how involved we get in maintaining private property.

### **Discussion on potential land sale of PID 130004183**

City staff was approached by Foley Lumber to inquire if the city would be interested in selling a piece of property that abuts their property. They are looking for property to further expand their business. A map is included in your packet. Please refer to the piece outlined in black. I also did some preliminary research and have found nothing so far that restricts our ability to sell this property. The council must have the discussion considering the possibility of selling the property in the public meeting. If the council decides to proceed, they can close the meeting to determine the selling price. The attorney will be available at the meeting as an additional resource.

### **Benton County Comp Plan Update**

I met with county officials on the county comp plan update. I wanted to share some information with the council and encourage councilmembers to check out the website and share feedback on what you would like to see in the comp plan moving forward. My discussions with the county officials focused a lot on our growth projections for Foley, our Highway 23 safety initiative, and wastewater expansion.

## **Planning Commission**

We have a number of planning activities that will be coming forward on August 13<sup>th</sup>. We have received an application from DMZ trucking for a site plan review for building expansion in the industrial park. We also received a preliminary plat application from Roger Kackely to subdivide the auto parts store and Other Bar building. This building is being considered for purchase for use as a retail store. The council can expect to see some of these applications in the coming months.

## **2019 Budget**

Staff is working on a draft budget for 2019. I plan on having a draft line item budget for the council some time next week. A budget workshop session is planned for August 21<sup>st</sup> @ 5:30pm. A couple items to note regarding the upcoming budget include:

- No significant increase in Local Government Aid (LGA) is anticipated. LGA is the amount of state aid we receive as a city. We estimate the amount to be \$768,328 for 2019.
- The overall tax capacity of the city right now estimates about a 6% increase for next year. Tax capacity is the overall value in which we spread the taxes.
- PERA increases are required for the PERA police fund and will require a larger employer cost-share for our police officers.
- No major street project is being planned. Staff will be proposing smaller projects and capital investment that will NOT require the issuance of debt.
- The preliminary levy will need to be determined at the September 4<sup>th</sup> council meeting. This is what is sent out to property owners on their proposed statements. The final levy can be lowered but not raised in December.

## **Upcoming Reminders**

- City office filings are open from July 31-August 14.
- Primary Election Day is August 14<sup>th</sup>.
- Budget Workshop – August 21<sup>st</sup> @ 5:30pm.