

**OFFICIAL PROCEEDINGS
CITY OF COLUMBIA HEIGHTS
CITY COUNCIL MEETING
MAY 8, 2017**

The following are the minutes for the regular meeting of the City Council held at 7:00 PM on Monday May 8, 2017 in the City Council Chambers, City Hall, 590 40th Ave. N.E., Columbia Heights, Minnesota

1. CALL TO ORDER

Mayor Schmitt called the meeting to order at 7:03 p.m.

2. ROLL CALL

Present: Mayor Schmitt, Councilmember Williams, Councilmember Murzyn, Jr., Councilmember Buesgens and Councilmember Novitsky

Also Present: Walt Fehst; City Manager, Jim Hoeft; City Attorney, Joe Kloiber; Finance Director, Kevin Hansen, Public Works Director, and Katie Bruno; City Clerk/Council Secretary

3. INVOCATION

Invocation provided by Max Richter, Community United Methodist Church.

Mayor Schmitt announced Pastor Richter would be transferring to a church in a different city, and thanked him for his service over the years.

4. PLEDGE OF ALLEGIANCE

5. ADDITIONS/DELETIONS TO MEETING AGENDA

(The Council, upon majority vote of its members, may make additions and deletions to the agenda. These may be items brought to the attention of the Council under the Citizen Forum or items submitted after the agenda preparation deadline.)

City Clerk Katie Bruno indicated there was a change to be made to the minutes of April 24, 2017. Page 3, item F to be changed as follows:

Finance Director Joe Kloiber explained that the City is expected to save approximately \$2,000,000 (~~\$1,600,000 net of issuance cost~~ present value) as a result of refinancing two outstanding bond issues.

Motion by Councilmember Buesgens, seconded by Councilmember Murzyn, Jr. to approve the agenda as presented, noting the change in the City Council minutes from April 24, 2017. All Ayes, Motion Carried.

6. PROCLAMATIONS, PRESENTATIONS, RECOGNITION, ANNOUNCEMENTS, GUESTS

Jerry Wegscheid, VFW Post 230 announced the Annual Memorial Day program will take place at 11:00 AM at City Hall on May 29th.

7. CONSENT AGENDA

(These items are considered to be routine by the City Council and will be enacted as part of the Consent Agenda by one motion. Items removed from consent agenda approval will be taken up as the next order of business.)

A. Approve Minutes of the City Council

MOTION: Move to approve the minutes of the City Council meeting of April 27, 2017

MOTION: Move to approve the minutes of the City Council worksession of May 1, 2017

MOTION: Move to approve the minutes of the City Council Public Improvement Hearing May 1, 2017

B. Accept Board and Commission Meeting Minutes

MOTION: Move to accept the EDA Commission minutes from April 3, 2017

MOTION: Move to accept the Planning & Zoning Commission minutes from April 4, 2017

C. Appointment to vacant EDA position.

MOTION: Move to approve the mayor's appointment of Nick Novitsky to the vacant EDA position.

D. Appointment of Council Liaisons and Staff Assignments to City Boards & Commissions and External Boards.

MOTION: To approve the recommended listing of Council/Staff Assignments.

E. Remove Stop Sign on 43½ Avenue at Pierce Street

MOTION: Move to remove the remaining "Stop" sign for eastbound traffic on 43-1/2 Avenue at Pierce Street and to not replace the stop sign for westbound traffic on 43-1/2 Avenue, as recommended by the Traffic Commission.

F. Approve Permits for the 2017 Jamboree

MOTION: Move to authorize staff to close Huset Parkway for the time period from Tuesday afternoon, June 20, through Sunday, June 25, 2017.

MOTION: Move to authorize the Police Department to issue a parade permit for the Jamboree Parade to be held on Friday, June 23, 2017 beginning at 6:00 p.m. for the following streets: Central Avenue from 45th Avenue to 40th Avenue, west on 40th Avenue to 5th Street and 5th Street to Mill Street.

MOTION: Move to authorize fireworks at dusk on Saturday, June 24, 2017 and to waive the Fire Department fireworks display permit fee.

G. Adopt Resolution 2017-44 being a Resolution Accepting Bids and Awarding A Contract for the 2017 Miscellaneous Concrete Repairs and Installations, City Project 1700

MOTION: Move to waive the reading of Resolution 2017-44, there being ample copies available to the public.

MOTION: Move to adopt Resolution 2017-44 being a resolution accepting bids and awarding the 2017 Miscellaneous Concrete Repairs and Installations, City Project No. 1700, to Create Construction, based upon their low, qualified, responsible bid in the amount of \$107,916.05 from Fund 415-51700-4000; and, furthermore, to authorize the Mayor and City Manager to enter into a contract for the same.

H. Approve Business License Applications

MOTION: Move to approve the items as listed on the business license agenda for May 8, 2017.

I. Payment of Bills

MOTION: Move that in accordance with Minnesota Statute 412.271, subd. 8, the City Council has received the list of claims paid covering check number 165554 through 165719 in the amount of \$679,155.80.

Motion by Councilmember Williams, seconded by Councilmember Novitsky to approve the Consent Agenda items as presented. All Ayes, Motion Carried.

8. PUBLIC HEARINGS

9. ITEMS FOR CONSIDERATION

A. Other Ordinances and Resolutions

1. SECOND READING of Ordinance 1639, Providing For the Issuance and Sale Of General Obligation Refunding Bonds, Series 2017A, in the Maximum Aggregate Principal Amt Of \$3,375,000.

Councilmember Williams commented that the City will be saving over \$2,000,000 with the refunding (refinancing) of two bond issues.

Motion by Councilmember Murzyn, Jr., seconded by Councilmember Williams to waive the reading of Ordinance 1639, there being ample copies available to the public. All Ayes, Motion Carried.

Motion by Councilmember Buesgens, seconded by Councilmember Williams to adopt Ordinance 1639, providing for the issuance and sale of General Obligation Refunding Bonds Series 2017A in the maximum aggregate principal amount of \$3,375,000. All Ayes, Motion Carried.

B. Bid Considerations

1. Adopt Resolution 2017-43 being a Resolution Accepting Bids and Awarding a Contract for the 2017 Water Main Construction, City Projects 1703 and 1710

Director of Public Works Kevin Hansen reported the proposed work is being done prior to the scheduled mill and overlay on Main Street from 40th Avenue to 44th Avenue by Anoka County. In addition, the operation of hydrants and water main valves are evaluated during the annual flushing program and while isolating water main break locations.

Hansen reported Northdale Construction Company, Inc. submitted the low base bid of \$393,924.72.

Motion by Councilmember Buesgens, seconded by Councilmember Murzyn, Jr. to waive the reading of Resolution 2017-43, there being ample copies available to the public. All Ayes, Motion Carried.

Motion by Councilmember Novitsky, seconded by Councilmember Williams to adopt Resolution 2017-43 being a resolution accepting bids and awarding the 2017 Water Main Construction, City Project No. 1703, and 2017 Hydrant and Gate Valve Construction, City Project No. 1710, to Northdale Construction Company, Inc. of Albertville, Minnesota, based upon their low, qualified, responsible bid in the amount of \$393,924.72 with \$331,732.60 from Fund 651-51703-5185 and \$62,192.12 from Fund 651-51710-4000; and, furthermore, to authorize the Mayor and City Manager to enter into a contract for the same. All Ayes, Motion Carried.

C. New Business and Reports

10. ADMINISTRATIVE REPORTS

Report of the City Council

Councilmember Buesgens reported she attended the Comp Plan kickoff meeting, volunteered with MWMO and volunteered at United Methodist Church free dinner event.

Councilmember Williams reported the library will be serving lunches to children and adults this summer. Columbia Heights teacher Erin Edwardson Stern was named the 2017 Columbia Heights Public Schools' Local 710 Teacher of the Year. Congratulations were expressed to Chief Scott Nadeau, recently named 2017 Big Brother of the year by Big Brother Big Sisters of the Twin Cities.

Councilmember Murzyn, Jr. reported there was one applicant at the recent Planning & Zoning Commission meeting. Renaissance Fireworks requested an Interim Use Permit to allow for the sale of fireworks at 4005 Central Ave NE. The commission approved the request.

Councilmember Novitsky reported the High School's drama production; Little Shop of Horrors, was very well done. Novitsky has been working on various Jamboree events.

Mayor Schmitt attended the annual Mayors Conference the end of April. Schmitt is working on a Mayor's Exchange with the Mayor of Rushford, MN. She attended the "Love Somalia Event". The group is organizing a Feed my Starving Children event for Somalia. She also attended the Valley View Fun Run, and St Matthews's production of "Beauty & the Beast."

The Community Prayer Breakfast was announced. Gratitude was expressed to Romans Café, who will be providing breakfast.

Report of the City Manager

City Manager Walt Fehst attended the MCMA Annual conference.

11. CITIZENS FORUM

Frost Simula-1700 49th Ave NE asked the council members how much time they devote to reading their meeting packets.

Councilmember Buesgens indicated she spends anywhere from 3-4 hours. Councilmember Novitsky said he spends at least 2 hours. Councilmember Murzyn, Jr. said he spends 2-3 hours. Councilmember Williams said it varies.

12. ADJOURNMENT

Motion by Councilmember Murzyn, Jr., seconded by Councilmember Buesgens to adjourn. All Ayes, Motion Carried.

Meeting adjourned at 7:29 p.m.



Respectfully Submitted,
Katie Bruno, Council Secretary/City Clerk

RESOLUTION NO. 2017-43

A resolution of the City Council for the City of Columbia Heights, Minnesota,

WHEREAS, pursuant to an advertisement for bids for City Project Nos. 1703 and 1710, 2017 Water Main Construction and 2017 Hydrant and Gate Valve Construction, bids were received, opened and tabulated according to law.

Now therefore, in accordance with the foregoing, and all ordinances and regulations of the City of Columbia Heights, the City Council of Columbia Heights makes the following:

FINDINGS OF FACT

The following bids were received complying with the advertisement.

<u>Bidder</u>	<u>Base Bid</u>
Northdale Construction Co., Inc.	\$393,924.72
Pete's Water & Sewer	\$426,755.39

It appears that Northdale Construction Co., 9760 71st Street NE, Albertville, Minnesota is the lowest responsible bidder.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF COLUMBIA HEIGHTS, MINNESOTA

1. The Mayor and City Manager are hereby authorized and directed to enter into a contract with Northdale Construction Co., Inc. in the name of the City of Columbia Heights, for the 2017 Water

Main Construction and 2017 Hydrant and Gate Valve Construction, City Project Nos. 1703 and 1710, for a bid amount of \$393,924.72 according to plans and specifications therefore approved by the Council.

2. The City Engineer is hereby authorized and directed to retain the deposit of the successful bidder and the next lowest bidder until the contract has been signed.

3. City Project Nos. 1703 and 1710 shall be funded with \$331,732.60 from Fund 651-51703-5185 and \$62,192.12 from Fund 651-51710-4000.

RESOLUTION NO. 2017-44

A resolution of the City Council for the City of Columbia Heights, Minnesota,

WHEREAS, pursuant to an advertisement for bids for City Project No. 1700, Miscellaneous Concrete Repairs and Installations, bids were received, opened and tabulated according to law.

Now therefore, in accordance with the foregoing, and all ordinances and regulations of the City of Columbia Heights, the City Council of Columbia Heights makes the following:

FINDINGS OF FACT

The following bids were received complying with the advertisement:

<u>Bidder</u>	<u>Base Bid</u>
Create Construction	\$ 107,916.05
New Look Contracting, Inc.	\$ 156,615.00

It appears that Create Construction, 18517 100th Avenue N., Maple Grove, Minnesota is the lowest responsible bidder.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF COLUMBIA HEIGHTS, MINNESOTA

1. The Mayor and City Manager are hereby authorized and directed to enter into a contract with Create Construction in the name of the City of Columbia Heights, for the 2017 Miscellaneous Concrete Repairs and Installations, City Project No. 1700, for a bid amount of \$107,916.05 according to plans and specifications therefore approved by the Council.

2. The City Engineer is hereby authorized and directed to retain the deposit of the successful bidder and the next lowest bidder until the contract has been signed.

3. City Project No. 1700 shall be funded from Fund 415-51700-4000.

Ordinance 1639

**BEING AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF
GENERAL OBLIGATION REFUNDING BONDS, SERIES 2017A,
IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$3,375,000**

The City of Columbia Heights does ordain:

Section 1. It is hereby determined that:

(a) On September 19, 2007, the Columbia Heights Economic Development Authority (the "EDA") issued its Public Facility Lease Revenue Bonds, Series 2007B (Municipal Liquor Stores Project) (the "Series 2007B Bonds"), in the original aggregate principal amount of \$5,040,000. The Series 2007B Bonds were issued under the terms of a Mortgage and Security Agreement and Trust Indenture, dated as of September 1, 2007 (the "Indenture"), between the EDA and U.S. Bank National Association (the "Trustee"). Pursuant to a Ground Lease, dated as of September 1, 2007, the EDA leases certain land (the "Sites") from the City of Columbia Heights, Minnesota (the "City"). Pursuant to a Lease-Purchase Agreement, dated as of September 1, 2007, the Authority leases to the City, with the option to purchase by the City, the Sites and the facilities constructed thereon, including the municipal liquor store (the "Facilities").

(b) Pursuant to Section 3.01(b) of the Indenture, the Series 2007B Bonds maturing on or after February 1, 2018, are subject to optional redemption, at the election of the City, on February 1, 2017, and any date thereafter, at a price of par plus accrued interest. The City has proposed to exercise its option to redeem the outstanding Series 2007B Bonds and acquire the Sites and the Facilities from the EDA. The Series 2007B Bonds are currently outstanding in the aggregate principal amount of \$3,700,000.

(c) The City is authorized by Minnesota Statutes, Section 475.67, subdivision 3 to issue and sell its general obligation bonds to refund obligations and the interest thereon before the due date of the obligations, if consistent with covenants made with the holders thereof, when determined by the City Council to be necessary or desirable for the reduction of debt service costs to the City or for the extension or adjustment of maturities in relation to the resources available for their payment.

(d) The City has determined that it is necessary and desirable for the reduction of debt service costs to the City to issue its General Obligation Refunding Bonds, Series 2017A (the "Bonds"), in the maximum aggregate principal amount of \$3,375,000, pursuant to the home rule charter of the City (the "City Charter") and Minnesota Statutes, Section 475.67, subdivision 3, to redeem and prepay the outstanding Series 2007B Bonds and acquire the Sites and the Facilities from the EDA.

Section 2. Ehlers & Associates, Inc. is authorized to negotiate the sale of the Bonds in the maximum aggregate principal amount specified in Section 1(d) hereof, in accordance with terms of proposal approved by the Finance Director of the City. The City Council will meet on Monday, June 12, 2017, or such other date specified by the City Manager in accordance with the City Charter, to consider the sale of the Bonds and take any other appropriate action with respect to the Bonds.

Section 3. The EDA is authorized and directed to provide to the Trustee written notice of the City's election to redeem the outstanding Series 2007B Bonds in accordance with the terms provided in Section 3.02 of the Indenture.

Section 4. This ordinance shall be in full force and effect from and after thirty (30) days after its passage.