

**ROCKVILLE CITY COUNCIL MEETING MINUTES  
APRIL 20, 2016  
ROCKVILLE CITY HALL**

**Item 1) Call to Order / Pledge of Allegiance**

**Item 2) Roll Call**

The meeting was called to order by Mayor Jeff Hagen at 5:00 p.m. Roll call was taken and the following members were present: Mayor Jeff Hagen, Council Members; Sue Palmer, Don Simon, Rick Tallman, and Duane Willenbring. Absent: None.

Staff members present: City Administrator Martin Bode, Public Works Director Nick Waldbillig.

Others present: Mike Mertes, Vince and Audrey Schaefer, Paul Wirth, Judy Merrill, Tudie Hermanutz, Tom Binsfeld, Bob Faundeen, David Meyer, Jackie Voigt, Kathleen Stanger, James McDonald, Wanye Sanders, Jim Arnold, Carol Dietman, SEH Engineer David Blommel, Stearns County Sheriff Jon Lentz, Planning Commission Chair Bill Becker.

**Item 3) Approval of Agenda**

Mayor Hagen requested approval and additions to the Agenda.

Member Tallman requested that the Administrator's Correspondence be added back on the Agenda. He also requested an update on payments in lieu of health insurance.

***Motion by Member Palmer, second by Member Simon, to approve the agenda along with the additions as amended. Motion passed unanimously.***

**Item 4) Open Forum (4) Minute Limit (No Sharing/Allotting of Minutes)**

- a) Member Tallman, presented a letter from a resident, Wayne Laudenbach. Mr Laudenbach would like to see Old Business listed on the Agenda until the matter has been addressed.
- b) Kathleen Stanger, spoke about the Rock-Fest Annual Festival being held this year on Saturday, June 4<sup>th</sup>. She discussed the festival events, parade, vendors and food. She requested everyone's support for the event.

Tudie Hermanutz, spoke about the street closures for Rock-Fest.

***Motion by Mayor Hagen, second by Member Tallman, to approve the street closures from Broadway from Mill Street to 4<sup>th</sup>. Motion passed unanimously.***

**Item 5) Approval Rockville City Council Minutes of March 16, 2016**

***Motion by Member Palmer, second by Member Tallman, to approve the minutes of March 16, 2016. Motion passed unanimously.***

**Item 6) Approval of Bills Paid**

Member Tallman questioned the bill from Tom Kraemer.

***Motion by Member Simon, second by Member Willenbring, to approve the bills for March and April. Motion passed unanimously.***

**Item 7) Consent Agenda:**

- a) Approve of March/April 2016 Journal Entries
- b) Resolution 2016-08 - Accepting March/April Donations

- c) Approve of MN Lawful Gambling LG220 Application for Exempt Permit from Rockville Area Sports Club on September 25, 2016 at Eddies on Grand Lake
- d) Acknowledge Lions Monument Committee's Meeting Minutes of March 16 and March 30, 2016
- e) Approve 260<sup>th</sup> Street Public Improvement Hearing May 18, 2016, 6:00 p.m.
- f) Acknowledge Tri City Cable Minutes of April 13, 2016
- g) Approve Temporary 1-4 Day On Sale Hideaway Bar June 3 & 4, 2016

***Motion by Member Palmer, second by Member Willenbring, to approve the Consent Agenda. Motion passed unanimously.***

**Item 8) Sheriff's Report**

Officer Jon Lentz reviewed with the Council the March 2016 written Sheriff's Report of the City of Rockville activity.

**Item 9) Planning Commission**

Chair Bill Becker presented the following:

**1) Rezone R-1 to R-R – Robert & Theresa Mertes**

Re: Re-Zoning Request  
 76.41607.0010: Owners: Robert and Theresa Mertes  
 Property Address: 25077 County Road 138, Rockville, MN

Re-Zoning Requested:

- 1. Request to re-zone 10.9 acre parcel more or less from R-1 to RR.

Purpose of Request:

- 1. To allow for raising of cattle.

Relevant Information:

- a) Property contains 10.9 acres more or less.
- b) 6 notices of public hearing were sent out.
- c) This property is zoned R-1
- d) Future Land Use Map – Low density residential (not agricultural)
- e) This area has a 300 foot Shoreland setback

PLANNING COMMISSION RECOMMENDATION

- 1. Consider Approval, Must Adhere to County Animal Unit Guidelines.

***Motion by Member Palmer, second by Member Simon, to approve the rezoning from R-1 to R-R and amend the future land use map and adhere to county guidelines as presented. Motion passed unanimously.***

**2) Preliminary/Final Plat – Leif & Julie Spore**

RE: SUBDIVIDE THEIR PROPERTY AND PRELIMINARY AND FINAL PLAT APPROVAL  
 Parcel ID No. 76-41618.0600 - Section 11, Township 123, Range 029

Owner: Leif & Julie Spore  
 Property Address: 9054 County Road 47, St. Cloud, MN 56301

REQUEST

1. Leif & Julie Spore are requesting approval to split approximately 1 acres from the approximate 20 acre site thereby establishing a new property line.

#### RELEVANT INFORMATION

1. Property is zoned A-40.
2. Property is 20.0 acres approximately.
3. The owner(s) are proposing to sell 19 acres south of the home site for building purposes.
4. In 2010 The Planning Commission/ Council approved of a qualified minor subdivision of a 2 acre split from the 22 which is now the current 20 acres.

#### PLANNING COMMISSION RECOMMENDATION

1. Consideration of Approval of the Preliminary and Final Plat

***Motion by Member Willenbring, second by Member Palmer, to approve the preliminary and final plat as presented. Motion passed unanimously.***

### **3) Variance – Dave Meyer**

Re: Variance Request(s)  
76.42140.004 Owners: Dave Meyer  
Property Address: 25533 Pleasant Road

#### Variance(s) Requested:

1. Variance to construct an additional/add on 631 SF Driveway and a new 216 SF paver patio on property abutting Pleasant Lake – Recreational Development Lake.
2. Impervious Surface – Total lot area is 18,255 sf of which 15% is 2,739 sf allowed, 20% is 3,651 proposed is 4,271 sf (23.4%) of which 620 is over the 20% allowed.

#### Construction Requests:

1. Construct new/add on to existing driveway and new paver patio.

#### Relevant Information:

- a) This property is located within the 1000' Shoreland Overlay District.
- b) Property contains 18,255 square feet more or less.
- c) 12 notices of public hearing were sent out.

#### Recommendations:

1. This requires one variance on a conforming lot
2. Require mitigation of 1,532 square feet of run off

#### PLANNING COMMISSION RECOMMENDATION

1. Consider Approval, mitigation is already in place.

***Motion by Member Palmer, second by Member Tallman, to approve the variance as presented. Motion passed unanimously.***

### **Item 10) 2016 Street Repair Quotes**

Discussion was held on the current area road conditions and the 2016 street repair quotes were presented. Action will be taken under Item 19) Council Action.

**Item 11) SCADA Upgrade**

No report.

**Item 12) Water meter finish upgrading**

Council discussed the completing of installation the new water meters throughout the city. Action will be considered under Item 19) Council Action.

**Item 13) Eagle Park Controlled Burn**

City received 2 estimates for the controlled burn in Eagle Park: Steve's Landscape Services, LLC and Prairie Restorations, Inc. The Rockville Fire Department will assist on the day of the burn.

**Item 14) City Wide Clean-Up joint with TKI, Saturday, May7, 8 to Noon**

Information was given regarding the community clean-up day scheduled for Saturday, May 7, 2016.

**Item 15) Dump Truck**

Nick Waldbilling, Public Works Director, explained to the council that the dump truck is in need of repairs. Action will be considered under Item 19) Council Action.

**Item 16) Lions Park – Mowing**

a) Mowing

Due to the time limits and cost involved there was consideration on whether to mow all of Lions Park or allow areas to be left in its natural state. It was decided to continue to mow as needed.

b) Drag for City Parks

Public Works requested Council permission to purchase a new park drag. Action will be considered under Item 19) Council Action.

**Item 17) MN DNR Water Supply Workshop (Tallman)**

Member Tallman spoke about Minnesota DNR Water Supply he recently attended. He brought back information for the Public Works Department.

**Item 18) LMC Loss Control Workshop (Willenbring)**

a) LMC Loss Control Workshop

Member Willenbring spoke about the LMC Loss Control Workshop he recently attended.

b) Sauk River Watershed District (SRWSD)

Member Willenbring discussed the recent meeting involving SRWSD and various members of the community regarding Mill Creek.

**Item 19) Council Action:**

a) EDA Transfer

b) City Wide Clean-up

- c) City Government Utility allocation(s)
- d) Street Patching Quote – Central MN Paving
- e) Finish changing out old city water meters
- f) Dump truck repairs
- g) Certify Outstanding Utility Bill to County
- h) Kawasaki Lease Agreement
- i) Park Drag

***Motion by Member Palmer, second by Member Simon, to approve the Council Action items. Motion passed unanimously.***

**Item 20) Open Forum (4) Minute Limit (No Sharing/Allotting of Minutes)**

Member Tallman inquired about the recent city audit.

Member Tallman also wanted to know the status on franchise fees.

Wayne Sanders, 25484 Pleasant Road, spoke about the need of road repairs to Pleasant Road and not bringing city water to that area.

**Item 21) Closed Meeting** – Per State Statute 13D.05, subd. 3(b) Attorney-Client Privilege, to discuss active and pending litigation.

Regular Council meeting recessed at 7:38 p.m. for a closed meeting to discuss active and pending litigation.

**Item 22) Reconvene**

Regular Council meeting reconvened at 7:44 p.m.

- a) Summarize Closed Meeting

Attorney Ripple stated that council direction should continue to move forward with the ARCON litigation.

- b) Strack Consulting Letter of Understanding

***Motion by Member Palmer, second by Mayor Hagen, to approve the Strack consulting letter of understanding. Motion passed unanimously.***

- c) FYI: Wakefield Township Open House April 27, 2016

**Item 23) Adjourn**

***Motion made by Mayor Hagen, second by Member Simon, to adjourn the meeting at 7:49 p.m. Motion carried.***

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**Martin Bode**  
**City Administrator**

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**Jeff Hagen**  
**Mayor**