MINUTES OF A REGULAR CITY COUNCIL MEETING HELD WEDNESDAY, JUNE 17, 2015 – 6:00 P.M. - ROCKVILLE CITY HALL

The meeting was called to order by Mayor Jeff Hagen. Roll Call was taken and the following members were found to be present: Mayor Hagen, Council members Don Simon, Rick Tallman & Duane Willenbring. Absent: Member Palmer.

Staff members present were: Administrator/Clerk Rena Weber, Public Works Director Nick Waldbillig, Sgt. Jon Lentz, Planning Commission Chair Bill Becker and EMS Director Mike Hofmann.

Others present were: Kim Larsen, Paul Wirth, Jerry Tippelt, Tudie Hermanutz, Diane Willenbring, Dorothy Tallman, Carol Dietman, Maria Fussy, Doris Schneider, Audrey & Vince Schaefer, Tom & Joe Welle, Amanda Filla, Ev Balko, Jean & Brian Stradtmann, Pam & Dedric McBroom, John & Ann Gromberg, Jim & Jackie Voigt, Ben & Roxanne Neu and Brenda Fussy.

ADDITION TO THE AGENDA –

1. Amanda Filla – presentation on uniform water conservation rate.

Mayor Hagen asked that this come under open forum as the recommendation should come from the Finance Committee. Sue Palmer, Chair was not present to speak to this and Rick had not seen the written proposal.

Motion by Member Willenbring, second by Mayor Hagen, to approve for discussion purposes with a strong request that this come under open forum.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

OPEN FORUM

Audrey Schaefer – 541 Caroline Lane requested a change in the minutes of 5/20/15 in regards to her statement regarding water funds.
(The change was made per the request)

Tim Byram – 25807 80th Avenue was present to request an extension of park rental time on August 22nd as he is renting the park. He is having a wedding at his house that day and wishes to have people park there on that date so he rented the park. Instead of 10 p.m. he would like to make it 12 a.m.

Motion by Mayor Hagen, second by Member Willenbring, to approve extending the time for rental of the Lion's Park until 12 a.m. on 8/22/15.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

Amanda Filla 340 Cedar Street – stated she put together a water conservation packet as there were problems in Ordinance No. 2015-83. Amanda presented her two written reports (hereby attached and marked Exhibit A). No action was taken as this will go back to the Finance Committee.

CONSENT AGENDA –*Motion by Mayor Hagen, second by Member Willenbring, to approve the consent agenda as presented:*

a) Approve minutes of 05/20/15 & 6/10/15
b) ACCEPT Treasurer's Report of 06/17/15
c) Approve List of Bills and Additions of 06/17/15

Accounts Payable CK #016067 – 016153	***$65,634.92***
Payroll CK #004940 –004952	***14,254.27***
EFT #000938 – 000944	***9,335.17***

Member Willenbring questioned the payment to BCBS for employee health insurance. Rena Weber explained that the city pays 80% of the health insurance and the employees pay 20%. The 20% is deducted from employee's paychecks.

Member Tallman asked for a correction to the first page of the minutes in that Amanda Filla presented a petition with 170 signatures not 150.

Member Tallman questioned the Werner Well drilling bill which was $750 over the bid.

Nick Waldbillig reported that he was present when Mr. Werner was pumping the well and at that point he could not just quit pumping. The water was too brown.

Member Willenbring stated that he has a problem with it too. He suggested that we pay the face value $3930 and have him come back to the city to discuss.

Mayor Hagen asked if there were provisions in the contract for unforeseen conditions. Check the bid proposal.

Member Tallman questioned the quarterly expense reports where under Water Administration – wages show that $14,855 has been spent out of a budget that has $19,502 in it. The same is true of the Sewer Administration.

Rena Weber stated that the water rate has been costing the water fund more than usual.

Member Willenbring stated that a portion should be against the water department, but should some be proportioned against the unaccounted water usage. He asked staff to look at how many total hours have been spent on this.

Mayor Hagen stated that the detail should be reviewed by the Finance Committee and brought forth.

AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

BOARD/STAFF REPORTS

POLICE – Sgt. Lentz reported that 38 contract hours were spent during the month of May. Five citations were issued along with one failed alcohol compliance check against Bugs & Buddy Pub & Grub.

Member Tallman asked what is the standard time frame for a vehicle that is not registered and needs to be.

Sgt. Lentz reported that when the vehicle is on private property there is no time frame, but it can't be taken on the road then you have the nine days past the due date to purchase renewals.

Member Tallman stated that was not the case a few years ago when vehicles were cited that were by his apartment complex.

EMS – Mike Hofmann reported that on May 30th he, fire fighters & Red Cross volunteers did a home preparedness campaign where they went to 53 homes, installed 38 batteries, 149 smoke detectors, and talked to 53 people about home fire safety. Mike gave thanks to the Fire Department, donations from various sources, and the Red Cross volunteers. If someone would still like one they should contact Mike.

The Pleasant Lake electrical panel which serves the siren, pavilion and pump was hit by lightning. This is a federal pacific panel and he requested approval to bring it up to current standards. He would like to make sure it is safe. He received an $1800 estimate from Ralph Walz. This is an electrical situation and needs to be fixed.

Motion by Member Willenbring, second by Member Tallman, to go ahead and obtain two bids in addition to drafting a scope of work.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

PUBLIC WORKS –

Sanitary Survey Report - Kim Anding Larsen P.E. – MN Department of Health was present to go over the Sanitary Survey Report dated 6/1/15. Ms. Larsen indicated that the wells are inspected every 18 months. This report is public information and must be kept on file for 10 years. She also presented copies of a Board Member Guidance Manual that was developed by MDH and the MN Rural Water Association.

Member Tallman questioned Well 2 where it states the well is active and he knows it is under repair right now. Ms. Larsen stated that it is active for the system.

Member Tallman also noted the casing diameter is 18" and he is quite certain that it is 12". Ms. Larsen explained the outer casing diameter is 18".

Member Tallman also questioned if any cities are using hydrogen peroxide to treat water instead of chlorine. Ms. Larsen said that St. Cloud is considering using it for surface water treatment.

Member Tallman was pretty sure that Wadena uses it. It just seems to be a healthier option. Ms. Larsen indicated that you can't just use hydrogen peroxide alone – you need a disinfectant.

Member Willenbring asked about Well #5 where the farmer is planting right up to the well. Posts were placed in the ground last year 50' from the well.

Nick Waldbillig reported that they were removed and the farmer was talked to.

Member Willenbring stated the land is owned by the city and suggested that the Administrator send a letter to this individual and put a little taste of vinegar in it. You don't mess with city water.

Member Willenbring also questioned the repair to pump house base in Well #2 which is cracked and allows vermin into the well casing area.

Member Tallman asked if you could just patch it.

Ms. Larsen asked why you wouldn't want to spend the amount to fix the base because you just spent money to fix the pump.

Member Willenbring questioned page 2 Water Storage in regards to the silt valve on the Pleasant Lake storage being inoperable and that water quality is an issue at this site due to low water use.

Ms. Larsen indicated there are a lot of sedimentation and water quality issues. This system needs to be maintained more often along with system disinfection. It should also be inspected yearly.

Member Willenbring stated he knows that we need to get more flow or dump water as we are at less than 20% usage. This is an issue the council has to deal with.

Member Willenbring asked what DPD stands for. Ms. Larsen stated that it is the method by which chlorine is tested. There are two different firms that do this type of test.

Member Willenbring asked about the total amount of capacity of storage in the core city Vs the number of people in the city. Do we need to keep the 50,000 gallon tank cleaned? He does not agree with the engineer recommendation?

Ms. Larsen recommends that all water storage tanks be inspected, maintained and disinfected on a schedule.

Member Tallman informed Ms. Larsen that the city did approve water tower cleaning.

ROAD PATCHING – Nick Waldbillig stated that the Public Works Committee was given approval to do the road patching and the bids for road patching came in as:

Central MN Paving	$37,911
Coldwell Asphalt	41,998

Funding: 101-43100-308 budget $10,000 with $101,000 in designated funds
E Request to use $27,911 of designated funds for crack filling
Budget Amendment: + $27,911 to 101-43100-308

Motion by Member Tallman, second by Member Willenbring, to approve the low bid of Central MN Paving at $37,911.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

Member Willenbring stated that in the Cold Spring Record it talks about seal coating/crack filling. Is this something that will still come back to the council? Yes.

Member Tallman reported to Nick that there is a hole by Ben & Roxie Neu's house at 25595 Lake Road (near their property line). He stated this was caused by Xcel Energy and he has pictures.

Sauk River Road discussion was pulled from the agenda.

PLANNING COMMISSION – Chair Bill Becker reported on the following:
DENNIS & AMY HARREN - CUP
Re: Conditional Use Permit
76.41626.0010 Owners: Dennis J. Harren
Property Address: 9545 Ahles Road, St. Cloud, MN 56301
Legal Description: : 6.23 Acres Pt of NW ¼, SE ¼, Lying S'ly of H & L property, Section 15, Township 123, Range 29

CONDITIONAL USE PERMIT REQUESTED:
SECTION 16 Subdivision 4: Conditional Uses reads:
The following uses may be allowed as conditional uses following the procedures set forth in this Ordinance and further subject to the performance and general development standards contained in this Ordinance.

16. Home Extended Business

The request is to operate wood cutting and dog grooming businesses out of the home.
Relevant Information:

1. This property is located in the Ag-40 District.
2. Property contains 6.23 acres more or less.
3. 7 notices of public hearing were sent out.
4. Neighbors to the east that abut this property share the same road access.
5. Harren's do have a 33.68' access to Ahles Road.
6. There is a concern that semis are accessing this property over the neighbor's property line.

Recommendations:

1. This request does not involve construction of any buildings – only changing the use from Agricultural use to home extended business.
2. Staff recommends approval as long as the neighbors can come to an agreement on the roadway

6/9/16 Planning Commission discussion

1. Petition presented signed by 11 people in favor of continuing the wood cutting use
2. Noise factor discussed when running the machine – governed by noise ordinance
3. Driveway issue needs to be resolved.
4. There is discussion about the Harren's purchasing land from their neighbors to extend their culvert.
5. PC approved pending the neighbors agree on the driveway.

Member Willenbring introduced the following resolution and moved for its adoption:

RESOLUTION NO. 2015-10

A RESOLUTION GRANTING A CONDITIONAL USE PERMIT.

WHEREAS, The City Council of the City of Rockville, Stearns County, Minnesota has received a request for a conditional use permit from Dennis Harren to continue operating a wood cutting and dog grooming business in the A-40 District, and;

WHEREAS, a petition from the neighbors was received, and;

WHEREAS, proper notification and publication had been given, and;

WHEREAS, all persons were given an opportunity to be heard on said request. .

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ROCKVILLE, STEARNS COUNTY, MINNESOTA:

1. Said request is hereby approved to allow the use of wood cutting and dog grooming business in the A-40 District with the condition that a road agreement is reached between the two neighbors.

2. Said approval is not a burden on public facilities, is compatible with existing and planned adjacent uses, has no adverse effect on adjacent properties, the use is related to the needs of the city, is consistent with the Comprehensive Plan, is not a traffic hazard, there is adequate parking and loading, and;

3. The granting of the conditional use permit will not be detrimental to the public health, safety and general welfare of the City.

The motion was duly seconded by Member Simon with the following vote being taken.

AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

JAMES & JACKIE VOIGT – REZONE AND SUB-DIVIDE PROPERTY

Re: Re-Zoning Request & Qualified Minor Subdivision
76.41600.0400: Owners: James & Jacqueline Voigt
Property Address: 25614 Pleasant Road, St. Cloud, MN 56301
Legal descriptions of: 141.79 A NE 4 SW4 & Govt. Lot 3, less Part Platted & Govt. Lot 2 less parts sold & less 17.30 Acres annexed. *(Correction the legal description from the 89.46 acres should be used – was not provided by the owner)*

Re-Zoning Requested:

1. The Voigt Brothers along with Jim & Jackie wish to split 60' from the farm property and attach it to a 40' lot at the end of Pleasant Road. The property this would be attached to is zoned R-1. This requires both a re-zoning and Qualified Minor Subdivision.

Construction Requests:

1. None

Relevant Information:

1. Property contains ~~141.79~~ 89.46 acres more or less.
2. 30 notices of public hearing were sent out.
3. The property being split off is zoned Ag-40.
4. The owners are looking to attach the 60' to 40' to make it 100' x 387.11' = 38,711.
5. The Shoreland Management ordinance calls for a minimum of 150' lot width with an average lot size of 40,000 sf – 17,400 buildable lot area. See attached.
6. An additional 5' would make the lot size $40,646.55 sf.
7. One letter of NO objection was received.

Recommendation:

1. Discuss the minimum lot size requirements.
2. Greg Bechtold at Stearns County Environmental Services was asked to see if there are wetlands on any of this. The part toward the lake is wetland, 1090.05 is the OHWL for Pleasant Lake, 100' in from the lake is the wetlands, then an ice ridge. In the 60' there is another wetland. He recommended that before selling to anyone the wetland must be delineated. 1094.1 was the OHWL in 1984.

6/9/15 Planning Commission Discussion

1. **Part of this property is located in a wetland and should be delineated before selling to anyone.**
2. **A 60 foot addition was requested, but 65' would be needed to meet the minimum lot size requirements.**
3. **PC recommends approval with the additional 5'.**

Member Tallman introduced the following resolution and moved for its adoption:

RESOLUTION NO. 2015-11

RESOLUTION APPROVING A REZONING FROM AG-40 TO RR RURAL RESIDENTIAL AND ALSO A SUBDIVISION/ATTACHMENT TO PROPERTY.

WHEREAS, a request has been received from James & Jackie Voigt to rezone certain property from Ag-40 to RR and further to attach it to platted property, and;

WHEREAS, a public hearing to consider the request was held before the Rockville Planning Commission on 06/09/15, and;

WHEREAS, proper notification was given and published notice was published in the Cold Spring Record, and;

WHEREAS, all persons attending the hearing were given an opportunity to address the Planning Commission.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF ROCKVILLE, STEARNS COUNTY, MINNESOTA:

1. ***The request to rezone 65' x 387.11' of parcel #76.41601.0600 from Ag-40 to RR is hereby approved.***
   The request to attach said sub-division to parcel #76.42141.0011 which is 40' wide is also approved.
2. ***Said approval will not create undue hardship, is a unique circumstance, and applies to the individual property.***
3. ***That granting of the rezoning will not be detrimental to the public health, safety, comfort and general welfare of the City.***

The motion for the foregoing resolution was duly seconded by Member Willenbring with the following vote being taken.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

Member Willenbring questioned the 65' being rezoned and will a grinder station be provided. Yes

JAMES & JACKIE VOIGT – REZONE AND SUB-DIVIDE PROPERTY

Re: Re-Zoning Request & Qualified Minor Subdivision
76.41600.0400: Owners: James & Jacqueline Voigt
Property Address: 25614 Pleasant Road, St. Cloud, MN 56301
Legal descriptions of: 141.79 A NE 4 SW4 & Govt. Lot 3, less Part Platted & Govt. Lot 2 less parts sold & less 17.30 Acres annexed.

Re-Zoning Requested:

1. The Voigt Brothers along with Jim & Jackie wish to re-zone 5 acres of property from Ag-40 to R-R – Rural Residential so that Jim and Jackie's house is separated from the farm.
2. Furthermore this involves a subdivision of the 5 acres from the farm.

Construction Requests:

None

Relevant Information:

1. Property contains 141.79 acres more or less.
2. 29 notices of public hearing were sent out.
3. This property is zoned Ag-40.
4. The owners are looking to split Jim & Jackie's house from the farm.
5. This property is currently served by city sewer.
6. This area is not farmed so it is ideal for rural residential

Recommendation:

1. As part of the settlement agreement with the Voigt Brothers the city agreed to look at that this split so it requires approval of 2 requests: the re-zoning of 5 acres to meet RR standards and also the qualified minor subdivision.

6/9/15 Planning Commission discussion

1. **Recommend approval as presented**

Member Willenbring introduced the following resolution and moved for its adoption:

RESOLUTION NO. 2015-12

RESOLUTION APPROVING A REZONING FROM AG-40 TO RR RURAL RESIDENTIAL AND ALSO A SUBDIVISION OF THE SAME.

WHEREAS, a request has been received from James & Jackie Voigt to rezone 5.0 acres of property from Ag-40 to RR, and;

WHEREAS, a public hearing to consider the request was held before the Rockville Planning Commission on 06/09/15, and;

WHEREAS, proper notification was given and published notice was published in the Cold Spring Record, and;

WHEREAS, all persons attending the hearing were given an opportunity to address the Planning Commission.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF ROCKVILLE, STEARNS COUNTY, MINNESOTA:

1. ***The request to rezone 5.0 acres of parcel #76.41601.0400 from Ag-40 to RR is hereby approved.***
   The request to subdivide the 5.0 acre parcel is also approved.
2. ***Said approval will not create undue hardship, is a unique circumstance, and applies to the individual property.***
3. ***That granting of the rezoning will not be detrimental to the public health, safety, comfort and general welfare of the City.***

The motion for the foregoing resolution was duly seconded by Member Simon with the following vote being taken.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

CAMPER ORDINANCE Chair Becker presented information on allowing campers:
PLANNING COMMISSION PROPOSAL 6/17/15

On residential property with a principal structure, the temporary use of trailers and recreational vehicles is permitted subject to the standards in this subdivision. The use of a trailer or recreational vehicle for short term occupancy shall not exceed 10 consecutive days. The temporary use of a recreational vehicle or trailer on a property may not exceed 20 cumulative days from January 1st through June 30th and no more than 10 consecutive days and may not exceed 20 cumulative days from July 1st through December 31st. No more than one (1) recreational vehicle or trailer may be used on a property at any given time. The recreational vehicle or trailer must not be parked in public right of way and must be setback at least 50 feet from the ordinary high water line. A recreational vehicle or generator shall not idle or run while parked as an accessory use. The recreational vehicle or camper must be kept in a sanitary condition free of odors and pests. All cords and hoses connected to the recreational vehicle must be kept out of public right of way and kept in a manner that does not present a safety hazard.

Chair Becker indicated:

- This proposal is city wide.
- January 1st through June 30 gives you 10 consecutive days or 20 cumulative days.
- July 1st through December 31st gives you another 10 consecutive days or 20 cumulative days.
- There 34 days (weekends only which leaves an additional 6 days so you could have a long weekend with 5 days in the middle.
- This would give people a chance to have a camper on their property.
- They are not currently allowed now in R-1 so this is a way to allow that use.
- This applies to a lot that has a principal structure on it.
- Non-conforming lots – still have to discuss.
- Storage issue – still need to look at as they don't want to make people move their campers out.

Member Tallman asked what we are trying to regulate. Chair Becker indicated that lots with principal structures on them should be allowed to have campers. It is the lots without a principal structure that need to be addressed.

Member Tallman feels that people should have reasonable use of their property. Chair Becker agreed with Member Tallman.

Chair Becker stated there is a lot of talk throughout the city and the Planning Commission trying to do something to at least allow them.

Member Willenbring stated that this has caused a lot of calls to him.

Member Willenbring asked about motor homes, pop ups or tents.

Chair Becker indicated that they had the city attorney look at definitions and made some revisions. Chair Becker indicated that we are not talking about pop ups or tents.

Member Willenbring voiced concern that if the concern is that they do not have a proper toilet facility then they need a porta potty. He is also reading that only one camper is allowed and if there is a large gathering then there will be push back on this.

Member Tallman stated he has never seen the ordinance that says it is not allowed. What are we trying to fix and how do we regulate?

Chair Becker stated that we have a letter from the city attorney that states this.

Chair Becker indicated that the Planning Commission is trying to give people an ordinance with some easement on campers because we don't allow them.

Mayor Hagen stated that the issue is that people don't use them for living purposes.

Mayor Hagen read an e-mail from Mike & Stewart Lenzen regarding campers. (A copy is hereby attached and marked exhibit B).

Mayor Hagen indicated that he personally does not see it as a conflict of interest for Member Palmer to vote on the issue because she is the wife of the lake association president.

Member Willenbring agreed that it is a fact, it is not a conflict.

ORDINANCE NO. 2015-84 - Chair Becker indicated that ordinance #2015-84 relates to definitions and trailer restrictions.

Rena Weber reported that there is also a portion that deals with rear yard setbacks in R-1 District and she would like to see these approved now rather than waiting until the full camper ordinance is submitted.

The council approved scheduling a public hearing on July 15th at 6:30 p.m.

FIRE DEPARMTMENT BUDGET AMENDMENTS – Rena Weber reported that at the last meeting you approved two RFA's, but the request did not include the budget amendments. This request is to complete the request.

Motion by Member Tallman, second by Member Willenbring, to approve the budget amendment as presented.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

NEW BUSINESS

ASSIGNMENT OF LEASE – Rena Weber reported that Wireless Communications Venture has requested approval to assign their lease to Palmer Wireless. She had Rinke Noonan review and approve the proposed lease in which they made changes.

Motion by Member Willenbring, second by Member Simon, to approve the assignment of lease as presented.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

REQUEST TO CERTIFY TRUNK FEE TO TAX ROLLS – Rena Weber reported that Wayne & Melinda Sanders are building a home on one of the Voigt's 7 lot development. The cost to de-water for the for grinder station is over $11,000 alone so they are asking approval to place the trunk assessment on the tax rolls over 5 years at 4.75% interest. - $6680.86.

Motion by Member Willenbring, second by Member Tallman, to approve the request as presented.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

HIDEAWAY BAR REQUESTS – Rena Weber reported that with the discussion focusing on the petition last meeting we did not address the Hideaway Bar's request for a food stand and 3.2 beer sales on 6/27. Now they have added another date, and also requesting partial closure of Cedar Street for both days. They also would like to sell 3.2 off sale on Sunday's so this is another license.

Motion by Member Willenbring, second by Member Tallman, to approve the requests to have a food stand and 3.2% malt liquor sales on 6/26 & 6/2. In addition approval is given to close ½ of Cedar Street for this event.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

Motion by Member Simon, second by Member Willenbring, to approve a 3.2% malt liquor off-sale license on Sundays for the period of July 1, 2015 to June 30, 2016.
AYES: Hagen, Simon, Tallman & Willenbring
Motion passed on a 4 to 0 vote.

COMMITTEE REPORTS

MAYOR – Mayor Hagen had nothing to report.

RTCB – Member Willenbring had nothing to report.

PUBLIC WORKS – Member Simon reported on the following:
Road Patching Bids - have been addressed tonight.
Werner Well Report on Well #2- Nick had no update from Rollie Werner to give.
Lawn Mower Demo – Nick has been calling around to area dealers in hopes to demo a lawn mower with a wing. No luck so far.
Pressurized Sewer System – Nick explained how the pressurized system works and also that the system needs regular maintenance. On Grand Lake, Fowler Road is at the end of the NE line. He and Gene will have to work backwards blowing out the force main. Green Lake/Spicer has a manufactured unit to do this and he and Gene will meet with the operators to see what they do.

3rd Full-time Person – Nick voiced concern that there are a lot of jobs that are being put on the back burner, but needs to put a list together of what he would use this person for.
Purchase of Trailer – Trailer has been purchased.
Water Tower & Well House –Nick reported that he also needs to replace the silt valve at the Pleasant Lake water tower that seized or is froze up. Nick will get a quote from Water Tower Clean & Coat.
Well House over Well #2 – Nick reported that he has an estimate on re-building the structure above Well #2 at $18,000. Nick explained the need and what they would do by sloping the roof to allow for pump removal. More quotes should be obtained.
Gravel Roads –
80th Avenue – he needs to put in a turn-around next to Tim Byram's driveway. This will be 125 yards at 10" of class 5 at a cost of approximately $1600.
Class 2 – should then be placed all the way to County Road 6, but they are only doing the turn-around now. This will save on dust control in the future.
Sauk River Road – this was pulled from the agenda tonight.
Cold Spring WWTP – working with the City of Cold Spring on this.
Cypress Court Trail – no action needs to be taken.

Member Tallman commented on:

- That in order to hire a 3rd full-time person he will need solid documentation of what is not getting done.
- He also felt that using the zero turn mower to cut large portions of grass may not be the best way of doing things.
- Well house over #2 –we will need more bids.
- Gravel Roads – he hopes that we will get this project done. (Tim Byram is the one holding the project up).

Member Willenbring stated that because we have lost Paul Hoeschen he took the liberty of talking to Tim Hagemeier who will help us on the sewer inlet at the Cold Spring WWTP.

ADMINISTRATOR REPORT

5TH MONDAY GROUP – Rena Weber reported that it is our turn to host the event. This is a meeting of officials from Richmond, Cold Spring, Rockville, Rocori School Board, Stearns County, Munson and Wakefield Township usually attending. The original group that started this wanted to keep open communication between all entities. It will be on June 29th at 6:00 p.m. – Eddies On Grand.

OPEN FORUM

Joe Welle questioned his selling beer and having a food stand for Rock Fest. Approval was previously given.

Pam McBroom – 25417 Pleasant Road – stated that she is glad to see what is being proposed, but would like to see what the mayor was talking about. How do they get informed?

Dedric McBroom – 25417 Pleasant Road questioned the camper ordinance. What is the ultimate issue? Are people having too much fun, is it such a big deal? Is it something we can deal with without an ordinance? Is there a way of having an event to allow more RV's? Lawn mowers are louder than generators.

ADJOURNMENT – ***Motion by Member Willenbring, second by Mayor Hagen, to adjourn the meeting at 7:34 p.m. Motion carried.***

VERENA M. WEBER-CMC **ADMINISTRATOR/CLERK**	**JEFF HAGEN** **MAYOR**

EXHIBIT A

Water Conservation

It is agreed that water conservation is something that we should all be concerned with and that all of us should be conserving our most valuable resource.

There are problems with Ordinance 2015-83 that need to be addressed.

1. The ordinance does not reward those that are already conserving as shown below and actually gives them higher increases by percentage value.
2. It does not collect enough revenue from those that are considered non-conserving as described in the Water Supply Plan (which is required by the DNR) and does not even collect the cost to produce each 1,000 gallons they're sold.
3. The current cost to produce a 1,000 gallons is $5.50 as calculated using the same method that the 2013 Water Rate Study used. Taking the total operating costs of $130,245.00 and adding $6,750.00 ($27,000 divided by 4 years to achieve the $60,000.00 desired reserve goal) for a total of $136,995.00. This is then divided by the total pumped gallons of 24,902,300 gallons or 24,902.3 (the number of 1,000 gallon units produced) to arrive at the $5.50 per 1,000 gallons cost to produce.
4. No customer should be allowed to purchase water below the cities cost to produce it and the 2015-83 Ordinance does still allow that to happen.

Examples:

Customer #1 uses 2,000 gallons in a 2 month billing period and will be charged $32.00 or $16.00 per thousand gallons used. This is a 22.23% increase from 2014 rates.

Customer #2 uses 25,000 gallons will be charged $129.75 which equates to $5.19 for each 1,000 gallons they were sold. This is a 20.33% increase from 2014 rates.

This gets even worse with the highest users. Records show a customer using 109,720 gallons in one billing period. Under the new rates that would cost them $532.17 which equates to $4.85 per 1,000 gallons.

The way this can be corrected is the way many other cities charge their customers for water with a Uniform Rate or paying for what you use.

How a Uniform Rate creates fairness and promotes conservation.

1. Creates fairness since everyone pays at least the cost to produce the gallons they use.
2. Those using water in a non-conserving manner see the largest increases but it is still only the cost to produce what they used.
3. Those already conserving see a savings not another increase.
4. By charging a minimum usage (just like the city has been doing for many years now) that ensures collecting enough for Operations Maintenance & Replacement (O, M & R) from each customer as needed for the budget.
5. By allowing people to see more savings with each amount they decrease their use it encourages water conservation for everyone equally without having to attempt to achieve lower rates by trying to get to the next lower tier as in the 2015-83 Ordinance.

Using a Uniform Rate of $5.50 / 1,000 gal. & 4,000 gal. bi-monthly min. everyone is paying for what they use and are treated equally fair.

Here are the same examples used from the 2015-83 Ordinance:
Customer #1 uses 2,000 gallons in a 2 month billing period and will be charged $22.00 or $11.00 per thousand gallons used. This is a -15.57% decrease from 2014 rates.

Customer #2 uses 25,000 gallons will be charged $137.50 which equates to $5.50 for each 1,000 gallons they were sold. This is a 27.52% increase from 2014 rates.

Records show a customer using 109,720 gallons in one billing period. Under the uniform rate that would cost $603.46 which equates to $5.50 per 1,000 gallons. This is a 47.69% increase from 2014 rates but is still only the cost to produce what they were sold and what they actually used.

So the question is - What plan is equally fair to everyone and promotes water conservation the best?

EXHIBIT B

Rena Weber

From:	Mike Lenzen <mikelenzen@hotmail.com>
Sent:	Wednesday, June 17, 2015 8:19 AM
To:	rweber@rockvillecity.org
Cc:	sl1672@yahoo.com; news@stcloudtimes.com; Mike Lenzen
Subject:	Proposed Camper Ordinance - City of Rockville Mn
Importance:	High

Rena, I noticed today that the camper issue will be discussed at today's council meeting. As a member of the Lenzen family who have been a resident of Grand Lake and still currently have property on Grand Lake since 1965. And who are being targeted by the city council and more specifically Council Member Sue Palmer. I am requesting that this be read during the council meeting. I firmly believe that Sue Palmer should abstain from any voting in regards to the camper issue. I believe there is a definite conflict of interest knowing that Scott Palmer is president of the Grand Lake association and Sue is president of the city council. Since the camper issue will affect residents of Grand Lake Sue should not be allowed to vote. I firmly believe that there is a personal agenda on the part of the Palmer's going on in regards to the camper issue. If this city council is ethical at all, it will not allow Sue to vote.

A. If the mayor or a city council member has a conflict of interest, he or she shall declare his or her conflict of interest to the council and ask to be excused from voting on, and any discussion of, the matter with which he or she has the conflict.

Regards,

Mike Lenzen and Stewart Lenzen