

**TAYLORS FALLS CITY COUNCIL MEETING
COUNCIL CHAMBERS
MONDAY, MARCH 11, 2019 – 7:00 P.M.**

MINUTES

The Agenda for this Meeting was posted Wednesday, March 6, 2018 at City Hall, the Post Office and on the City's Web Site. Copies were e-mailed to residents requesting such, and the Press was notified.

CALL TO ORDER

The Meeting was called to order at 7:00 p.m. by Executive Vice Mayor Ross Rivard.

PLEDGE OF ALLEGIANCE

All those present at the meeting recited the Pledge of Allegiance to the United States flag.

ROLL CALL

MEMBERS PRESENT: Ross Rivard, Larry Julik-Heine, Mary Jo Murphy, John Tangen

MEMBERS ABSENT: Mayor Mike Buchite

OTHERS PRESENT: Adam Berklund – Coordinator/Zoning Administrator, Jacob Guzik – Bolton & Menk, Lynn Longnecker, Sandra Berg, Barbara Anderson, Marlys Breeden, Amanda Oman – Wannigan Day Committee.

ADOPTION OF AGENDA

THE AGENDA WAS AMENDED TO REMOVE ITEM #2; CONSIDER COORDINATOR-ZA TRAINING REQUEST.

MOTION BY MURPHY/JULIK-HEINE TO APPROVE THE AGENDA AS AMENDED, FOR THE MARCH 11, 2019 TAYLORS FALLS CITY COUNCIL MEETING. MOTION CARRIED UNANIMOUSLY.

ADOPTION OF CONSENT AGENDA

MOTION BY TANGEN/MURPHY TO APPROVE/ACCEPT THE FOLLOWING CONSENT AGENDA ITEMS: STAFF REPORTS; COMMISSION/BOARD OR COMMITTEE MINUTES/REPORTS; CONSIDER 2019 INSURANCE POLICY; CONSIDER SETTING DATE FOR LOCAL BOARD OF APPEALS AND EQUALIZATION AND APPEALS; CONSIDER 2019 SOLID WASTE LICENSES; CONSIDER RESOLUTION 19-03-01 CONFIRMING FIRE DEPARTMENT OFFICERS; CONSIDER PAYMENT TO OLSON HEATING AND AIR; CONSIDER APPROVAL OF CLAIMS & PAYROLL; AND CORRESPONDENCE. MOTION CARRIED UNANIMOUSLY.

APPROVAL OF MINUTES OF PREVIOUS CITY COUNCIL MEETING MINUTES

THE CITY COUNCIL APPROVED BY CONSENT AGENDA THE MINUTES OF THE TAYLORS FALLS CITY COUNCIL MEETINGS HELD ON FEBRUARY 11, 2019; AUGUST 13, 2018; JUNE 11, 2018; NOVEMBER 13, 2018; AND JULY 9, 2018.

PUBLIC FORUM

NONE

STAFF REQUESTS

NONE

COMMISSION, BOARD OR COMMITTEE MINUTES/REPORTS

THE CITY COUNCIL ACCEPTED BY CONSENT AGENDA THE MEETING MINUTES OF THE TAYLORS FALLS LIBRARY BOARD HELD ON FEBRUARY 27, 2019.

UNFINISHED BUSINESS

NONE

NEW BUSINESS

CONSIDER ORDINANCE 19-03-11 SMALL CELL WIRELESS

Coordinator – Zoning Administrator Berklund reported that he received a memo from the City Attorney that Small Cell Wireless will possibly be coming in the near future. Berklund explained that the next generation of wireless services (called 5G) will require wireless providers to install a large amount of lower hanging antennas that are connected to fiber optic cable allowing wireless providers to provide significantly higher internet speeds. The facilities needed to provide 5G service are called small wireless facilities. Small wireless facilities describe the area covered by each antenna, not the size of the facilities. Small wireless facilities include antennae, equipment cabinets, vertical conduit, power supplies etc. Typically, small wireless facilities are attached to utilities poles, such as a light pole in the public right-of-way.

Over the past two years, the Minnesota legislature enacted a new small wireless facility law and the FCC has released a small wireless facility order. These actions have placed new restrictions on how cities may handle applications to install small cell facilities. These restrictions include review and approval deadlines and limitations on fees.

Ordinance Summary

- Requires all wireless providers to obtain a small wireless facility permit from City's prior to installing any small wireless facilities within the City.
- Directs the Zoning Administrator to develop a permit application form, and additional design standards, construction standards, aesthetic standards and other permit requirements.
- Sets initial general standards for small wireless facilities.
- Sets forth the application process from start to finish.
- Mandatory conditions for all permits.
- The term of all small wireless facility permits.
- The process to deny or revoke a small wireless facility permit, including an appeal to the City Council or the Council's designee.
- City inspection of permitted small wireless facilities.
- Allowing the removal of abandoned or unauthorized small wireless facilities.
- Mandatory insurance provisions.
- Indemnification and defense of the City requirements.
- Application fees as set forth in the FCC's small facility wireless order.
- Annual small wireless facility permit fees for small wireless facilities in the public right-of-way as restricted by state law to the recovery of the City's right-of-way management costs. The Zoning Administrator is directed to determine the annual fee.
- City-owned wireless support structure fees as limited by state law. This is for small wireless facilities collocated on city-owned wireless support structures in the public right-of-way.
- Annual fees for use of city-owned property outside of the public right-of-way. The Zoning Administrator is directed to determine the fee per location and per request.
- Construction of fiber optic cable and other activity in the public right-of-way remain subject to the City's existing code and permitting requirements.
- Macro-Cell towers remain subject to the City's existing zoning code.

MOTION BY TANGEN/JULIK-HEINE TO ADOPT ORDINANCE NO 19-03-11 TO ENACT A NEW CHAPTER OF THE CODE OF ORDINANCES RELATING TO SMALL WIRELESS FACILITIES, ESTABLISHING GENERAL STANDARDS, A PERMITTING PROCESS, GENERAL PERMITTING CONDITIONS, AND OTHER REQUIREMENTS.

MOTION CARRIED UNANIMOUSLY.

CONSIDER WANNIGAN DAYS EVENT CONTRACT

Lynn Longnecker, from the Wannigan Day committee was in attendance to update the City Council on the plans for Wannigan Days 2019. He reported that the committee moved the date back to the original July date and will be held July 19 – 21 this year.

MOTION BY MURPHY/JULIK-HEINE TO APPROVE REQUEST FROM THE WANNIGAN DAYS COMMITTEE TO ENTER INTO A CONTRACT WITH DLW TIMBERWORKS FOR AN EVENT DURING WANNIGAN DAYS AND ISSUE A DEPOSIT CHECK FOR \$1,000 WITH AN ADDITIONAL \$3,500 THE DAY OF THE EVENT TOTALLING \$4,500 TO BE PAID FROM THE DONATION TO COMMUNITY EVENTS FUND (101-41110-490).

MOTION CARRIED UNANIMOUSLY.

CONSIDER 2019 FIRE CONTRACT WITH SHAFER TOWNSHIP

Council Member Murphy reported that an agreement for the 2019 fire service contract with Shafer Township was complete. Contract for services will be \$16,359.56, the same as 2018. It was decided that the contract stay the same due to no increase in 2019 for radio upgrades.

MOTION BY JULIK-HEINE/TANGEN TO APPROVE THE 2019 FIRE CONTRACT FOR SERVICES WITH SHAFER TOWNSHIP, AS PRESENTED, AT A COST OF \$16,359.56.

MOTION CARRIED UNANIMOUSLY.

CONSIDER 2019 INSURANCE POLICY

THE CITY COUNCIL APPROVED BY CONSENT AGENDA TO ACCEPT THE REPORT FROM JIM STEIN OF STEIN INSURANCE AGENCY REGARDING THE CITY'S 2019 INSURANCE POLICY WITH THE LEAGUE OF MINNESOTA CITIES TRUST;

FURTHER MOVED TO APPROVE THE FACT THAT THE CITY **DOES NOT** WAIVE ITS STATUTORY LIMITS REGARDING INSURANCE COVERAGE.

SET DATE FOR LOCAL BOARD OF APPEALS AND EQUALIZATION

THE CITY COUNCIL APPROVED BY CONSENT AGENDA TO SET THE DATE FOR THE BOARD OF APPEALS AND EQUALIZATION FOR WEDNESDAY APRIL 10, 2019 AT 6:00 PM.

CONSIDER 2019-2020 SOLID WASTE PERMITS

THE CITY COUNCIL APPROVED BY CONSENT AGENDA TO APPROVE THE 2019-2020 TAYLORS FALLS SOLID WASTE PERMITS FOR THE FOLLOWING COMPANIES:

- CROIX VALLEY PICK-UP – CHISAGO CITY, MN
- SRC (DBA: TOWN & COUNTRY DISPOSAL) – WYOMING MN
- WASTE MANAGEMENT OF NORTHERN WISCONSIN – SOMERSET, WI
- DEM-CON COMPANIES LLC. – SHAKOPEE, MN
- SHAFER ROLLOFF, LLC – CHISAGO CITY, MN
- CHISAGO LAKES SANITATION, LLC. – CHISAGO CITY, MN

CONSIDER RESOLUTION 19-03-01 CONFIRMING FIRE DEPARTMENT OFFICERS

THE CITY COUNCIL APPROVED BY CONSENT AGENDA TO ADOPT RESOLUTION 19-03-01 CONFIRMING THE 2019 ELECTION OF OFFICERS AND FIREFIGHTERS PAY.

CONSIDER PAYMENT TO OLSON HEATING AND AIR

THE CITY COUNCIL APPROVED BY CONSENT AGENDA TO APPROVE PAYMENT TO OLSON HEATING AND AIR CONDITIONING AT A COST OF \$1,172 TO BE PAID FROM FUND (211-45500-401) AND FUND (101-49140-401).

APPROVAL OF CLAIMS & PAYROLL

THE CITY COUNCIL APPROVED BY CONSENT AGENDA THE PAYMENT OF CHECK NUMBERS 30583 – 30599 AND CHECKS 630223 - 630226 TOTALING \$37,583.45 FOR FEBRUARY EXPENDITURES AND PAYROLL.

LIAISON OR COUNCIL MEMBER REPORTS

Larry Julik-Heine – commended the Public Works department for plowing. He also mentioned that the Parks and Recreation Commission met last week. Tana Havumaki was re-elected Chair and Don Hobson was elected Vice-Chair. They need a new member. Lastly, Larry updated everyone on the Highway 8 Improvement project. A pre-design should be coming in the fall of 2020 and construction should take place in 2022 through 2023. A round-about is planned near Hazelton.

John Tangen – reported that the Heritage Preservation Commission met Wednesday. They are working on manuals. He reminded the public to shovel out any fire hydrants near their homes.

Ross Rivard – reported that the Planning Commission hasn't met recently.

Mary Murphy – reported that she met last week with the Economic Development Commission. They have plans for a sign/map downtown. Larry Julik-Heine mentioned that a grant was approved to extend the Swedish Immigrant Trail to Taylors Falls. Engineering has been approved and construction can start as early as 2020.

ADJOURNMENT

MOTION BY JULIK-HEINE/MURPHY TO ADJOURN THE MEETING OF THE TAYLORS FALLS CITY COUNCIL HELD THIS MARCH 11, 2019. MOTION CARRIED UNANIMOUSLY.

Being no further business to come before the Council, the Meeting adjourned at 7:40 p.m.

Ross Rivard, Vice Mayor

Adam Berklund, Coordinator-Zoning Administrator
Elizabeth Nealley, Clerk-Treasurer

(Liaison or Council Member Reports portion of Council Minutes completed by Clerk-Treasurer Elizabeth Nealley. All other Minutes completed by Coordinator-Zoning Administrator Adam Berklund.)

APPROVED: November 12, 2019