

**CITY COUNCIL MEETING
CITY OF FRIDLEY
JANUARY 28, 2019**

The City Council meeting for the City of Fridley was called to order by Mayor Lund at 7:04 p.m.

MEMBERS PRESENT: Mayor Lund
Councilmember Barnette
Councilmember Tillberry
Councilmember Eggert
Councilmember Bolkom

OTHERS PRESENT: Wally Wysopal, City Manager
Scott Hickok, Community Development Director
James Kosluchar, Public Works Director

PRESENTATION:

Introduction of Dan Cahill, Neighborhood Preservation Specialist.

APPROVAL OF PROPOSED CONSENT AGENDA:

APPROVAL OF MINUTES:

- 1. City Council Meeting of January 7, 2019.**

APPROVED.

NEW BUSINESS:

- 2. Resolution Approving Gifts, Donations and Sponsorships to the City of Fridley.**

ADOPTED RESOLUTION NO. 2019-06.

- 3. Resolution Requesting Municipal State Aid System Construction Funds for Other Local Use.**

ADOPTED RESOLUTION NO. 2019-07.

- 4. Motion to Approve the City of Fridley's Pay Equity Compliance Report.**

APPROVED.

5. License.

APPROVED.

6. Claims (183673 – 183886)

APPROVED.

ADOPTION OF PROPOSED CONSENT AGENDA:

MOTION by Councilmember Barnette to adopt the proposed consent agenda as presented. Seconded by Councilmember Eggert.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY.

OPEN FORUM, VISITORS:

No one from the audience spoke.

ADOPTION OF AGENDA:

MOTION by Councilmember Bolkcom to adopt the agenda as presented. Seconded by Councilmember Barnette.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARING:

7. Review Comments on the Proposed City of Fridley Wellhead Protection Plan.

MOTION by Councilmember Bolkcom to open the public hearing. Seconded by Councilmember Barnette.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING OPENED AT 7:03 P.M.

Jim Kosluchar, Public Works Director, said the City of Fridley Draft Phase 2 Wellhead Protection Plan Update was sent out on November 28, 2018, to various local government and state agencies as required. This began a 60-day comment and review period for the draft plan. At the conclusion of this period, the City is required to schedule a public hearing in compliance with Minnesota Statutes 4720.5350. The public hearing notice was published in the *Sun Focus*.

Mr. Kosluchar said public comments received will be reviewed during the hearing, and anyone desiring to be heard shall be given an opportunity. After consideration of the public comments and providing time to address comments received, staff intends to submit this plan to the Minnesota Department of Health on or before January 31, 2019, for approval. Staff recommends the City Council hold the public hearing to review comments on the City's Draft Wellhead Protection Plan and receive all comments provided.

Mayor Lund asked how successful this program was and how it is marketed. He asked if staff knew how many wells are out there.

Mr. Kosluchar replied that there are a lot of wells out there and at one time homeowners were not required to provide the information to the Department of Health. There has not been as much success with this program as we would like to see.

Mayor Lund asked if the program had any negatives.

Mr. Kosluchar replied this is an expense homeowners do not get a return on their investment. Disclosure laws are making people deal with these wells at the time of the sale of the house. Staff is trying to help homeowners to understand the importance of sealing wells and are getting a modest response.

Mayor Lund noted that there is really no benefit to cap the well rather than it is the right thing to do. Homeowners get a 50% reimbursement. If they sell the property, they need to disclose the well or be held liable.

Mr. Kosluchar said there have been homeowners who have wanted to seal their well but it is not an eligible activity unless the well is within the boundary. The boundaries have changed, so someone who was not eligible in the past may be eligible today.

MOTION by Councilmember Bolkcom to close the public hearing. Seconded by Councilmember Eggert.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING CLOSED AT 7:26 P.M.

NEW BUSINESS:

8. Approve the Submittal of the Proposed City of Fridley Wellhead Protection Plan Update to the Minnesota Department of Health.

MOTION by Councilmember Bolkcom to approve the submittal of the proposed City of Fridley Wellhead Protection Plan update to the Minnesota Department of Health. Seconded by Councilmember Eggert.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY.

9. Receive Bids and Award the Stonybrook Outfall Stabilization Project No. 19-516.

Jim Kosluchar, Public Works Director, said on Thursday, January 10 at 10:00 a.m., sealed bids were opened for the Stonybrook Outfall Stabilization Project 19-516. Seven responsive bids were received. The Stonybrook Outfall Stabilization Project involves modifications to the existing outlets from Stonybrook Creek and the newly constructed 60” storm pipe and dual 54” storm pipes into the Mississippi River. In September of last year, there was a rain event that caused damage to the channel area which included taking out a portion of the existing rubber gabion walls. Staff had their contractor onsite to construct an emergency temporary fix within days of the rain event. While we were anticipating future replacement of the gabion walls, this event accelerated our process.

Mr. Kosluchar said staff has been working to develop a permanent energy dissipation and stabilization concept for the channel area. Different alternatives, which utilized differing stabilization materials, were discussed and analyzed to find the most feasible and effective. In December, our design engineer reached out to contractors to discuss the different alternatives for the project and collected quotes from 6 contractors. The quotes came in higher than the \$175,000 bid threshold, so we went out to bid with an opening on January 10.

Mr. Kosluchar stated the low responsive bid was received from Lametti & Sons, Inc., of Hugo, was in the amount of \$329,400.00 for Alternative No. 2 and Alternative No. 3. This is over the project’s budget of \$200,000. The rest of the funds would then be coming out of the City’s storm water reserves fund. Staff believes the contractor will deliver the project with the requisite quality specified in the bid documents. Staff has worked with Lametti & Sons, Inc. in the past. Most recently, they worked on the Main Street drainage improvement project in the fall of 2017. We believe Lametti & Sons, Inc. is capable of performing this work and completing the project on time.

Mr. Kosluchar said staff recommends the City Council move to receive the bids per the attached bid tabulation and award the Stonybrook Outfall Stabilization Project 19-516 to Lametti & Sons, Inc., in the amount of \$329,400.00.

Councilmember Bolcom said she met with homeowners yesterday. She asked if some fill and plantings would be added to screen from the street view. Homeowners also like to hear the creek and they were also concerned about an oak tree they wanted to be reinforced so it will survive. She asked if there would be fencing on top to keep people away and how erosion will be eliminated.

Mr. Kosluchar said those issues would be addressed. There will be a fence installed at the top. There will also be a drop in the water to the bottom of the two structures so that should eliminate the energy of the force of the water to prevent erosion.

Councilmember Bolkcom asked if property would be lost on either side and if staff anticipated any boulders.

Mr. Kosluchar replied that he did not have dimensions, but the area will be substantial enough to handle the flow.

Kris Schmidt said she lives up the hill from the project. Over the last 5 to 10 years, more water has been coming through there because of the buildings up the creek with more parking and a lot less drainage. She wants to make sure the project does not look like a drainage ditch but a residential area. Her property value depends on the project looking good. She wants to make sure water does not wash out her property, as her house is close to the edge of the hill. She looks forward to working with staff on this project. With the trees gone, it is kind of a nuisance. She asked if she needed a hold harmless agreement if someone gets hurt on the pipes.

Mayor Lund said that is the City's responsibility.

Councilmember Bolkcom said that if she sees any activity to call 911. She asked when staff anticipated this project starting and how long it would take.

Mr. Kosluchar replied that it should be complete in April. Staff will work with the contractor to start as soon as possible. The best time to do this type of work is now.

Mayor Lund asked where the equipment would be stored during the project.

Mr. Kosluchar replied possibly off Alden Way. There may be other options away from the site.

Councilmember Bolkcom thought that the project may be quicker if equipment did not have to be moved every day.

Mr. Kosluchar agreed.

MOTION by Councilmember Bolkcom to Receive Bids and Award the Stonybrook Outfall Stabilization Project No. 19-516 to Lametti & Sons in the amount of \$329,400. Seconded by Councilmember Eggert.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY.

10. Informational Status Reports.

Councilmember Bolkcom thanked the volunteers and everyone who came to Winterfest on Saturday.

Councilmember Eggert noted that there is a lot of activities going on in Fridley. There will be a Putting Compassion into Action seminar at City Hall, dinners at Springbrook Nature Center, the Fridley Community Theater putting on a play February 8-9 and 14-16, the Lions Annual

Winter Warm-up Event at the Banquets of Minnesota on the February 22, and on February 24, you can attend the Police Explorer Dinner fundraiser at the Community Center.

Councilmember Bolkcom added on February 10, there will be a Kids Family Art event to make Valentines at Banfill-Locke Center for the Arts.

ADJOURN:

MOTION by Councilmember Barnette to adjourn. Seconded by Councilmember Eggert.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE MEETING ADJOURNED AT 7:50 PM.

Respectfully submitted,

Krista Peterson
Recording Secretary

Scott J. Lund
Mayor