

**ROSEMOUNT CITY COUNCIL  
REGULAR MEETING PROCEEDINGS  
JANUARY 15, 2019**

**CALL TO ORDER**

Pursuant to due call and notice thereof a regular meeting of the Rosemount City Council was held on Tuesday, January 15, 2019, at 7:00 p.m. in the Council Chambers at City Hall, 2875 145<sup>th</sup> Street West, Rosemount.

Mayor Droste called the meeting to order with Council Members Weisensel, Freske, Essler and Block attending.

Staff present included the following;

- o City Administrator Martin
- o City Clerk Fasbender
- o Community Development Director Lindquist
- o Senior Planner Klatt

The Pledge of Allegiance was said.

**COUNCIL MEMBER OATH**

Paul Essler and Tammy Block were sworn in as Council Members and William Droste as Mayor.

**ADDITIONS OR CORRECTIONS TO AGENDA**

City Administrator Martin stated there were no changes.

**Motion** by Weisensel **Second** by Freske

**Motion** to Adopt the Agenda as presented.

**Ayes: 5**

**Nays: 0. Motion carried.**

**CONSENT AGENDA**

**Motion** by Weisensel **Second** by Freske

**Motion** to Approve the Consent Agenda with removing items; j., k., m. and p.

- a. Minutes of the January 2, 2019, Regular Meeting Proceedings
- b. Minutes of the January 2, 2019 Work Session Proceedings
- c. Bills Listing
- d. 2019 Solid Waste Haulers Licenses
- e. Approval of City Council Travel
- f. 2019 Proposed Equipment Purchases
- g. Appoint Directors – Dakota Communications Center
- h. Designation of Polling Locations for 2019
- i. Accept Bids and Award Contract for the Chippendale Water Tower Reconditioning, City Project 2019-02
- j. ~~Accept Quotes and Authorize a Contract for Engineering Services Related to the 2019 Street Improvements Project, City Projects 2019-01~~

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- ~~k. City PC Workstations~~
- l. Declaration of Surplus Property – Parks and Recreation Department
- ~~m. Detailed Engineering Study – Rosemount Community Center/Arena~~
- n. Donation Acceptance – Police Equipment Fund
- o. Donation Acceptance for Police Badge – Police Equipment Fund
- ~~p. Service Agreement – Rosemount Area Arts Council (RAAC)~~
- q. Renewal of the Shafer Contracting Co., Inc. Small Scale Mineral Extraction Permit for 2019

**Ayes: Weisensel, Block, Droste, Essler, Freske**

**Nays: None. Motion carried.**

**6.j. Accept Quotes and Authorize a Contract for Engineering Services Related to the 2019 Street Improvements Project, City Projects 2019-01**

Mayor Droste pulled this item to further discuss what residents can expect for the 2019 Street Improvement Project. Director of Public Works Erickson elaborated further on the proposed plans and referred to the map which further outlines the proposed areas to be addressed.

**Motion** by Droste      **Second** by Freske

**Motion to** Accept Proposal for Engineering Services for the 2019 Street Improvement Project, City Project 2019-01; and Adopt a Resolution Authorizing the Preparation of a Feasibility Report for the 2019 Street Improvement Project, City Project 2019-01.

**Ayes: Block, Droste, Essler, Freske, Weisensel**

**Nays: None. Motion carried.**

**6.k. City PC Workstations**

Council member Essler pulled this item for further discussion. Essler questioned being over budget and the other vendors staff considered. Director of Finance May explained why the quote came over budget as well as discussed the process of obtaining and reviewing the quotes received.

**Motion** by Essler      **Second** by Block

**Motion to** approve moving forward with the purchase of PC Workstations for the Administration, Building, Engineering, Finance, Planning and Park & Rec Departments associated with the attached quotes.

**Ayes: Droste, Essler, Freske, Weisensel, Block**

**Nays: None. Motion carried.**

**6.m. Detailed Engineering Study – Rosemount Community Center/Arena**

Council member Essler pulled this item for further discussion. Director of Parks & Rec Schultz further elaborated on the need for an engineering study at the Community Center/Arena. Schultz made note that the cost of the study is \$24,000 as noted in the agreement, the executive summary made mention of \$22,000.

Mr. Schultz informed council now is a good time to look closer at the Community Center/Arena in order to meet the goals of the Energy Action Plan as a lot of the current equipment being used is original equipment. Mr. Schultz intends to bring the engineering report back to council for further discussion.

**Motion** by Essler      **Second** by Freske

**Motion to** approve the City entering into an agreement with McKinstry Essention to perform a Detailed Engineering Study of the Rosemount Community Center/Arena.

**Ayes:** Essler, Freske, Weisensel, Block, Droste

**Nays:** None. **Motion carried.**

**6.p. Service Agreement – Rosemount Area Arts Council (RAAC)**

Council member Weisensel pulled this item for recognition. Director of Parks & Rec Schultz highlighted many of the activities that RAAC provides for residents. Mr. Schultz also provided an overview of the agreement which is a similar agreement to past years.

Jeanne Schwartz, member of RAAC, elaborated further on the events RAAC provides, i.e. Bluegrass Festival, Christmas at The Steeple Center. Ms. Schwartz informed all the best way to check out the latest events would be to view RAAC's website; [rosemountarts.com](http://rosemountarts.com).

**Motion** by Weisensel      **Second** by Block

**Motion to:** approve the 2019 Service Agreement with the Rosemount Area Arts Council

**Ayes:** Freske, Weisensel, Block, Droste, Essler

**Nays:** None. **Motion carried.**

**UNFINISHED BUSINESS**

**8.a. Discuss 2019 Legislative Agenda**

City Administrator Martin discussed the draft list which includes a set of priority projects, funding requests, or legislative initiatives used to provide direction to the City's representatives at the State Legislature and other levels of the government. The items listed were brought to council for discussion at the December 4, 2018 work session.

One item not included on the list is the funding request from the State to pursue an engineering study on the effluent reuse project. As residents may be aware, Rosemount has a cleaned effluent wastewater pipe that runs through the community into the Mississippi River. There are businesses that would like to explore the possibility of using the effluent to offset water needed during their

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production processes. There is a nearby city that has received state bonding dollars to research this possibility.

Council member Weisensel stated from an economic and environmental stand point, this additional request is an important item to pursue. Council member Essler added State Highway 3 needs to continue to be reviewed as it continues to be an issue for residents traveling on this major roadway.

**Motion by:** Weisensel: **Second:** Freske

**Motion to:** approve the City's 2019 Legislative Agenda with the addition of the funding request for the effluent reuse study.

**Ayes:** Weisensel, Block, Droste, Essler, Freske

**Nays:** None. **Motion carried.**

## **NEW BUSINESS**

### **9.a. Amendment to Purchase Agreement – Canada Circle**

Director of Community Development Lindquist discussed the updated purchase agreement amendment for Canada Circle. Changes to the agreement include a slight decrease in purchase price in recognition that Mr. Bry is taking responsibility for site clean-up and the documentation required by the state, and the change in contingency date is March 22, 2019.

Port Authority approved the amendment at the earlier Port Authority meeting.

**Motion by** Freske **Second** by Weisensel

**Motion to** Approve the Purchase Agreement Amendment for the sale of City owned property on Canada Circle.

**Ayes:** Block, Droste, Essler, Freske, Weisensel

**Nays:** None. **Motion carried.**

### **9.b. Request by Dakota Aggregates to Renew their Large Scale Mineral Extraction Permit through 2019**

Senior Planner Klatt discussed Dakota Aggregates annual renewal application for a large scale mineral extraction permit (LSMEP) on the UMore property. Dakota Aggregates has applied and been approved for mining for the past several years. For 2019, Dakota Aggregates is proposing to expand the southern mining area by 4.55 acres and will expand into portions of two new sub-phases in the northern mining area. Mr. Klatt showcased these areas and highlighted Dakota Aggregates plans for 2019 and beyond in the map from the council packet.

One new item for 2019 that Klatt referenced was Dakota Aggregates intends to potentially commence wet mining in 2019. The terms and conditions for wet mining are included in the 2019 operating permit, and no modifications are needed. Klatt also highlighted the following items; no further changes in hours of maintenance, no additional noise complaints, northern haul roadway possible elimination and the storm water ponding plan throughout UMore.

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Mr. Klatt pointed out an important item to consider is the applicant can only haul at night for public projects, i.e. Interstate 35W. The applicant notes that the number of public projects that might occur in a given year is very hard to predict, and that in the past several years, there have been no more than three such projects in any given year. The planning commission and applicant were comfortable with changing the night hauling project limit from 5 to 3. Should the applicant have a massive contract and need to do additional work, the applicant can request an amendment to the agreement which would be brought before the planning commission and council for approval.

The Planning Commission approved this application and held a public hearing on December 17, 2018 which no one came forward to speak.

**Motion** by Weisensel **Second** by Essler

**Motion to** Renew the Dakota Aggregates Large Scale Mineral Extraction Permit for 2019, subject to the terms and conditions in the attached 2019 Draft Conditions for Mineral Extraction Permit.

**Ayes: Droste, Essler, Freske, Weisensel, Block**

**Nays: None. Motion carried.**

**9.c. Request by Newland Land Acquisition LLC for PUD Concept Plan Approval for 435 acres of Mixed Use Development, Located on the University Property**

Community Development Director Lindquist introduced the first residential project proposed for the UMore property from Newland Land Acquisition LLC. Newland has submitted a concept plan for approval, located on 435 acres of the University of MN land.

Newland Land Acquisition LLC presented their concept plan and highlighted the development pattern is different than the typical residential subdivisions in the community. The project shows 1356 individual lots with a total of 1556 units, when adding approximately 200 multi-family apartment units. There will also be some land set aside for commercial development. Future items to work through are public utilities, potential transportation issues, narrow collector roads, adjacent future mining status, etc.

The concept plan was brought forth to the Planning Commission for review on December 17, 2018. During the meeting one resident had concerns regarding the County Road 42 traffic. The transportation, i.e. county road 42 & 46, Akron Avenue, would need to be evaluated by the city and county for any future development in this area.

The concept plan approval is not binding. The plan is being used as guidance until the PUD application is submitted. Staff and council are very supportive of the project.

Newland noted they appreciate any comments, but will not respond to them until the next stage in the approval process. Newland is national and aware of the trends in the market and trying to accommodate the market. Newland noted they have not selected any builders yet.

Newland discussed timing and how Newland has many items to work through, and are working with the University and City to address noted issues. Ms. Lindquist noted Newland will come forward

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again to Planning Commission and City Council for the preliminary plat review and PUD Master Development Plan approval.

**Motion** by Weisensel **Second** by Block

**Motion to** Adopt a Resolution Approving the PUD Concept Plan for Vermillion Crossing subject to the conditions.

**Ayes:** Essler, Freske, Weisensel, Block, Droste

**Nays:** None. **Motion carried.**

**ANNOUNCEMENTS**

Mayor Droste reviewed the calendar of events for the remainder of January and February. The next City Council work session and regular meeting will be held on Tuesday, February 5<sup>th</sup>, starting at 5:00 p.m. and 7:00 p.m.

Mayor Droste made mention of the RAAC “thankful for” wall project. The project includes lists of items people are thankful for. Mayor Droste intends to read these periodically throughout the year.

**ADJOURNMENT**

There being no further business to come before the City Council and upon a motion by Droste, second by Weisensel, the meeting was adjourned at 9:04 p.m.

Respectfully Submitted,

Erin Fasbender, City Clerk