

CITY OF MARINE ON ST. CROIX CITY COUNCIL MEETING

Thursday, October 13, 2022

The meeting was called to order by Mayor Nyenhuis at 7:00pm. Nyenhuis, Pardun, Ward, Anderson (zoom), Roden Present.

Citizens Present: Larry Roden, Scott Spisak, Bob and Thomasina Fisk, Paul Paladie, Glen Mills, John Goodfellow, Tom Warth, Dorothy Deetz, Liz Kelly, Nealy Corcoran, Kitz Vadheim, Jim Maher, Ryan Goodman, Todd Mestad, Mike Tibbetts, Dan Malmgren, Emily Blake.

Approval of the Agenda - Nyenhuis would like to move the one day liquor license to citizen considerations.

Pardun moved and Ward seconded to approve the agenda as amended.

Ward yes

Anderson yes

Roden yes

Nyenhuis yes

Pardun yes

All in favor, motion passed.

Citizens Considerations - Bob Fisk - Bob and Thomasina Fisk would like to hold a mobile sauna event as part of their yoga classes. They are requesting to bring in a mobile sauna and park it on Third Street at the top of the river trail for an event that would involve people taking a dip in the river and then coming back up to use the sauna. The event would be on December 10th and would stay at the location for 24 hours. They would use a professional company who would carry insurance. Anderson is supportive however does have some concerns regarding security and liability. Roden questioned if the sauna would be placed on the street and not the General Store parking lot. The Council consensus was supportive of the idea, and Anderson will work further with the Fisk's on the public safety piece.

The second request was the possibility of bringing in the mobile sauna throughout the winter as a community asset. They would like to place the sauna somewhere downtown, possibly Burris Park. The sauna is mobile and can be relocated if needed. Pardun noted if the community is charged to use the service, then that would make it a commercial use which may need Planning Commission review. The Council suggested maybe seeing how the December event goes first and then move forward.

Tom Warth - Mr. Warth stated the community will be hosting a New Year's Eve party at the Village Hall and is requesting a one-day liquor license approval.

Pardun moved to approve the One Day temporary liquor license for Tom Warth contingent upon receiving the correct liquor liability insurance certificate.

*Ward yes
Anderson yes
Roden yes
Nyenhuis yes
Pardun yes
All in favor, motion passed.*

Planning Commission - Chairman Spisak reported on the September meeting. The City Attorney has responded to the DNR comments. There are some concerns over what the DNR is requesting and the Commission would like to utilize the consultants to work with the Attorney on a response. The Commission believes the cost of these services will be between \$3500 and \$5,000 which is not currently budgeted for in 2022. Spisak is requesting the Council approve these additional funds in order for them to move forward. Ward had a meeting with the Lower St. Croix Partnership committee and the DNR representatives were in attendance and she encouraged the Commission to approach the DNR on this. Spisak noted the plan is to meet with the DNR in November. Glen Mills noted that the last time the code was updated, it was pointed out that Marine does have local control.

Anderson moved and Roden seconded to allocate the appropriate funds not to exceed \$6,000 for the Planning Commission as requested.

*Ward yes
Anderson yes
Roden yes
Nyenhuis yes
Pardun yes
All in favor, motion passed.*

The group met with Maggie Raedeke to discuss the Capstone project at the elementary school. Commissioners Sanderson and Casey will be the points of contact moving forward for Ms. Raedeke.

Public Safety- Chief Malmgren reported the SCBA's have been ordered and should be received in the next two months. There has been a significant increase in medical runs. Anderson reported there continues to be STR violations on Pine Cone Trail. Washington County is receiving feedback on their All-Hazardous Mitigation Plan. Anderson also noted that the three-minute warning siren test on the first Wednesday of the month is required, however the department will be looking at the cost of replacing the current siren in order to alleviate the need to test at noon each day. Anderson will be looking at traffic calming and high speeds within the City. The new special event ordinance and permits are located on the City website.

Roads - Ryan Goodman reviewed his monthly engineering report. Washington County, along with other local communities are all dealing with the issue of excessive speeds. The Met Council has made changes to their transportation and park plans. The impact to Marine are very minor and the

recommendation is to wait to make any changes until 2025 when the new Comprehensive plan update, begins.

Personnel - Rob Powell has completed his one year probationary period and everything is going well.

Parks & Rec -Anderson spoke with the Watershed regarding the dredging of the lower Mill pond. They did not see the need for dredging at this time. There is a concern of the potential water warming due to man-made ponds upstream from the Mill pond. Nyenhuis questioned if there will be a need for public comment on this project. Anderson noted there are only conversations of dredging at this time in order to create natural banking of the pond. Mike Tibbetts believes the City should explore having a pond in Burris Park but not have it connected to the Millstream.

Cemetery - Mayor Nyenhuis met with Landmark Surveying to discuss a potential expansion to the west. The first step would be to survey and mark the boundary of the cemetery, as the current recorded plat is from the 1800's and does not accurately reflect what is currently there. The cost to do the initial work would be approximately \$5,100. These funds are available in the cemetery fund.

Ward moved and Pardun seconded to approve Landmark Surveying to move forward with phase one of boundary survey not to exceed \$6,000.

Ward yes

Anderson yes

Roden yes

Nyenhuis yes

Pardun yes

All in favor, motion passed

Water Systems - Pardun met with the Jackson Meadow HOA to discuss the water rates. These will be reviewed at the Truth in Taxation meeting.

City Properties - Ward has submitted the application for the Legacy grant in the amount of \$10,000. The funds would be used to update the Village Hall maintenance plan, along with creating a maintenance plan for the Stonehouse Museum.

Holidays/Events - Roden reported they are trying to contact a fireworks vendor for updated pricing. Anderson added that due to supply chain issues, the vendor will not commit to dates for 2023.

Roden also believes this agenda item should be included in Parks and Rec rather than be its one item. Nyenhuis noted that Holidays does have its own budget line item, so that should be taken into consideration as well.

EDA - No report.

Citizen Committee Reports-

Green Step Cities - No report.

Trails, Open Space - Ward reported Gateway trail discussions have resumed with the DNR and the property owner in Marine. Anderson believes there is still a property owner in May Township that is holding up any potential connection. Ward does not believe that issue affects the trail in Marine, however she will follow up. Mike Tibbetts questioned if the Gateway Trail would pass through City property. Ward stated the trail would cross the Matsumoto property and the 40 acres of the maintenance shop property. Ward is also looking into having discussions with the railroad to potentially use their right of way.

Forest Advisory- Ward reported the list of residents who are interested in the EAB treatments is finalized and invoices have been sent. The actual treatment will not occur until spring of 2023. The Watershed is working with a nursery to make trees available to Washington County residents as replacement trees. There will be an information meeting on November 10th prior to the Council meeting with Ward and John Goodfellow to discuss process. Paul Paladie, resident, questioned if there is a better way to communicate with residents for issues like EAB. The information was put on Facebook, the City website and the newsletter. Anderson noted the website has been overhauled with news and announcements.

Consent Calendar - *Pardun moved and Anderson seconded to approve the Minutes of 9/8/22, Treasurer's Report of 9/22, List of Bills for 10/13/22 with the addition of Troop 169 for \$1008.00, Zoning Administrators Report, Public Works Maintenance Report, Planning Commission Minutes.*

Old/New Business -

City Code Amendments - Councilmember Anderson has presented an amended Film Ordinance to replace the previous Motion picture ordinance. He is also proposing to make this ordinance a stand-alone chapter in the City Code, and amend Chapter 9 to address just Firearms. Anderson thanked Gayle Knutson for her help with the creation of the new motion picture ordinance.

Anderson moved and Pardun seconded to approve Resolution No 101322-01, Ordinance Number 166, amending Chapter 9 of the Marine on St. Croix City Code, Chapter 9 Licenses, Permits and Prohibitions.

Ward yes

Anderson yes

Roden yes

Nyenhuis yes

Pardun yes

All in favor, motion passed

Anderson moved and Pardun seconded to approve Resolution No 101322-01, Ordinance Number 167 to create Chapter 31 regulating Filming and Motion pictures within the City of Marine on St. Croix.

Ward yes

Anderson yes

Roden yes

Nyenhuis yes

Pardun yes

All in favor, motion passed

Amended Fee Schedule Adoption-It was brought to the Clerk's attention that certain fees were left off of the schedule approved in September. Clerk Peterson has amended the fee schedule to include those and has presented the updated document for approval. Anderson believes the boat moorage fee could change if the number of available spots could be increased. Ward believes the boat moorage fee should be increased to \$125 rather \$200 for canoes and would like to see each landing have their total number of boats allowed increase. Anderson does not disagree, however believes an increase of prices to a fair market rate is reasonable. Nyenhuis would like to suggest splitting the difference and charge \$150. After further discussion:

Nyenhuis moved and Roden seconded to approve the fee schedule as amended and to decrease the canoe moorage fee to \$150.

Pardun yes

Anderson yes

Roden yes

Ward no

Nyenhuis yes

Motion passed.

Downtown Signage -

Election Canvassing Meeting Date - Clerk Peterson advised the originally scheduled Council meeting for canvassing the election results will not work for Washington County. A new date of Tuesday, November 15th at 7am is being proposed.

Pardun moved and Nyenhuis seconded to change the canvassing meeting date from November 14th to November 15th at 7am.

Ward yes

Anderson yes

Roden yes

Nyenhuis yes

Pardun yes

All in favor, motion passed

Garbage RFP - One proposal was received from Waste Management. Clerk Peterson reviewed the proposal and believes the prices are in line with what other companies are charging. There is a clause built in for fuel surcharge as well and Clerk Peterson questioned if the Council was comfortable with the City covering that fee or if it should be built into the quarterly fee. Even if the charge was 5% consistently for entire year, the total cost to the City would be approximately \$1600. After some discussion, the Council agreed to have the City cover the surcharge fees.

Pardun moved and Anderson seconded to award the garbage contract to Waste Management for a period of three years after review by the City Attorney.

Ward yes

Anderson yes

Roden yes

Nyenhuis yes

Pardun yes

All in favor, motion passed

Cell tower - Anderson reported the City Attorney has provided comments on a draft lease however the process is slow and there is additional work that needs to be done.

Downtown Signage - Anderson reported the survey has been well received and data has been pulled together.

Mayor Notes/Clerk's Report - Clerk Peterson advised she will be out on medical leave for approximately two weeks beginning November 18th and will not be in attendance for the Truth in Taxation meeting. Assistant Clerk Dammann will cover that meeting, with Clerk Peterson on Zoom as a back up for questions.

Adjournment - *Nyenhuis moved and Ward seconded to adjourn at 8:26pm. All in favor, motion passed.*

Minutes taken by Lynette Peterson, City Clerk