

**MINUTES OF THE REGULAR MEETING
OF THE ZIMMERMAN CITY COUNCIL
MONDAY, AUGUST 19, 2024**

CALL TO ORDER

The regular meeting of the Zimmerman City Council was called to order at 7:00 p.m. at City Hall by Mayor Stay, followed by the Pledge of Allegiance.

ROLL CALL

Present: Mayor Stay, Council Members Dahl, Earenfight, and Whiting. Member Farber was excused absent. Also present were Administrator Piasecki, Clerk/Treasurer Tillmann, Public Works Director Koehler, and Streets, Parks, and Utilities Supervisor Dallager.

AGENDA APPROVAL

Whiting/Stay unanimous to approve the agenda with the following additions:

- **Request for Permanent Easement**
- **Navigation Channels on Lake Fremont**

CONSENT AGENDA

Whiting/Earenfight unanimous to approve the consent agenda as presented as follows:

- a. Approve the minutes of the August 5, 2024 Regular Meeting of the Zimmerman City Council as presented.
- b. Approve the payment of claims (check #46432 - #46481) in the amount of \$39,637.12 and electronic payments (e-check #2935e - #2941e) in the amount of \$12,687.29 as presented.
- c. Authorize payment to Bolton & Menk (ck #46482) for the following invoices for the period of May 25 – June 21, 2024 as follows and as recommended by staff:
 - Invoice #341836 in the amount of \$33,494.00 for the Lake Fremont Area Reconstruction
 - Invoice #341839 in the amount of \$27,181.00 for the 5th Street W Tower/WTP fieldwork related to soil borings at the Wastewater Treatment Plant (WWTP) as part of Phase I of the WWTP expansion project, as presented and as recommended by staff.
- d. Approve payment to Hawkins, Inc., in the amount of \$10,797.53 (ck #46483) for bulk chemicals to be used at the Wastewater Treatment Plant as identified on Invoice #6822724, with funds to be paid from the SBR budget in the Sewer Fund, as indicated by the Public Works Director.
- e. Approve payment to Kennedy & Graven in the amount of \$8,000.00 (ck #46484) for legal expenses incurred in the authorization and sale of Series 2024A General Obligation Improvement Bonds, as recommended by staff.
- f. Adopt **RESOLUTION #2024-08-08**, approving Pay Request #17 in the amount of \$426,249.76 (ck #46485) submitted by Magney Construction Inc., for expenses related to the construction of the 5th St Water Tower and Water Treatment Plant, as recommended by staff and the City Engineer.
- g. Authorize payment to the Sherburne County Auditor/Treasurer in the amount of \$517,440.50 (ck #46486) for the first half payment for 2024 Law Enforcement Contract Services provided by the Sherburne County Sheriff's Department, with funds to be taken from the Public Safety Budget (101-42000-440) as recommended by staff.
- h. Approve the annual transfer of \$25,000 from the Water Fund (Fund 601) and \$25,000 from the Sewer Fund (Fund 602) to cover a portion of 2024 expenses funded wholly by the General Fund, as identified, and as recommended by staff.
- i. Approve the fireworks display permit as requested by the Zimmerman Quarterback Club for fireworks/pyrotechnic special effects display by Curt Serbus, to be located at the Zimmerman High School/Middle School, 25900 – 4th Street West, on August 19, September 6, 13, and 27, and October 16, 2024, and any playoffs games as determined at the end of the 2024 football season.

- j. Adopt **RESOLUTION #2024-08-09** approving the Application for Exempt Permit in accordance with State Law as requested by the Kreis Jacobsen Post 560 Sons of the American Legion at an event to be held on January 1, 2025 at the American Legion Post 560, located at 12674 Fremont Lane, Zimmerman.

OPEN FORUM

The following comments were heard during Open Forum:

- **Tammy Sende, 26434 Lake Avenue, Zimmerman** – Questioned if the City has ever considered additional parking restrictions, such as a 72-hour limit in one spot, outside of winter calendar parking restrictions. No action taken.
- **Brad Schumacher, 28551 – 127th Street NW, Princeton** – Is a candidate for Sherburne County Commissioner District 5 and has been campaigning in town with Brian Lawrence and ISD 728 School Board candidates. Zimmerman residents have been very welcoming. No action taken.

PUBLIC WORKS REPORT

Volleyball Court Parking Lot

Public Works Director Koehler reported that bids for the parking lot project were opened on August 15, with three bids received. The Engineer's estimate is \$80,000 for the project, with Douglas-Kerr Underground the apparent low bidder, presenting a bid of \$89,139.86.

RESOLUTION #24-08-10 Whiting/Dahl unanimous to adopt RESOLUTION #2024-08-10, awarding the bid for the Volleyball Court Parking Lot Improvement to apparent low bidder, Douglas-Kerr Underground, at a total bid price of \$89,139.86, as recommended by staff and the City Engineer. Motion carried.

Discussion was held regarding ground improvements at City parks. No action taken.

FINANCE REPORT

September 2024 Council Meeting Schedule

September starts with a Monday holiday. Per the City's ordinance, because of the holiday, the first Council meeting is pushed back a week, causing Council to meet two Mondays in a row. Since September is also a 5-Monday month this year, delaying the second monthly Council meeting to September 23rd will give staff more time to prepare Council items and budget documents between meetings and avoid back-to-back meetings followed by three weeks in between September and October Council meetings.

Stay/Whiting unanimous to reschedule the September 16, 2024 Regular Meeting of the City Council to Monday, September 23, 2024, as recommended by staff. Motion carried.

ADMINISTRATOR'S REPORT

Cell Tower Lease Agreement

T-Mobile currently leases land behind City Hall for a cell tower. The current 25-year agreement will expire in less than three years and T-Mobile is looking to re-negotiate the contract for an additional 25 years. Administrator Piasecki will provide updated information in the near future, ahead of Council action on the lease renewal. No action taken.

Lake Fremont Updates

After the last Council meeting, staff was notified that the U of M has selected Lake Fremont for the Labs to Lakes project. U of M staff will be finalizing details with the Sherburne Soil & Water Conservation District (SWCD) and will make an announcement and provide additional information as it becomes available. No action taken.

Staff has also received an estimate from Lake Weed Removal, Inc., to cut navigation channels through the weeds in DNR specified areas in Lake Fremont. The estimate is for 5 days of work at a cost of \$2,500 per day, for a total cost of \$12,500. The City would be responsible for acquiring a permit from the DNR for the project and disposing of the weeds after removal from the Lake.

Comments were heard from **Tammy Sende, 26434 Lake Avenue, Zimmerman**, who stated that many people living on the lake feel the weed removal would be a waste of money.

Whiting/Earenfight unanimous to table consideration of the project until Spring 2025. Motion carried.

Committee of the Whole Discussion Items

Staff suggested Council provide a list of topics for discussion at future Committee of the Whole meetings. Council suggested discussion on Park Improvements and location and construction of pickleball courts, as well as facility planning for a new City Hall building.

Council scheduled a Committee of the Whole Meeting for October 14, 2024 at 7:00 p.m.

Sherburne County Request for Permanent Easement

As part of the TH 169 Interchange project, Sherburne County will construct a southern entrance into the City using the 255th and 2nd Street E alignments. The 2nd Street East alignment south of Main Street is the City's former railroad right-of-way. The County will impact portions of the City Park in the existing park-and-ride lot and immediately east of the Civic Building. Earlier in the process, the City had approved temporary easements over these parcels. The County is now requesting permanent easements to proceed with the project.

Stay/Dahl unanimous to grant permanent easements to Sherburne County over City-owned parcels identified as Parcels 14 and 20 in Sherburne County construction plans for the reconstruction of 2nd Street E lying south of Main Street, including the roadway, as recommended by staff and the City Engineer. Motion carried.

MAYOR/COUNCIL ITEMS

Mayor Stay noted the following upcoming events:

- August 19 – Zimmerman High School Meet the Thunder with Fireworks – 7 p.m.
- August 31 -- Passing the Bread Food Distribution – 9 - 11 a.m., UMA Precision Machining
- September 2 – Labor Day Holiday – All City Offices are closed
- September 7 – City-wide Events
 - Station #1 Fire Department/Event Center Open House and Craft Fair 11 a.m. – 3 p.m.
 - Shred Event – 10 a.m. – 1 p.m. – City Hall Parking lot
 - St. John Lutheran Fall Festival – 10 a.m. – 4 p.m. – St. John Lutheran Church
 - Annual Firemen's Dance -- 8 p.m. – Midnight – Station #1 Fire Hall/Event Center
- September 14 -- Ladies On The Loose – 10 a.m. – 2 p.m. – various locations throughout town
- September 28 – Sherburne History Center Fall Festival – 10 a.m. – 2 p.m.

Before adjourning Mayor Stay called for a moment of silence in support of United States military, emergency services personnel, health care workers and their families both at home and abroad.

Whiting/Dahl unanimous to adjourn the meeting at 7:36 p.m. Motion carried.

Approved this 9th day of September 2024.

s/s Kary Tillmann, Clerk/Treasurer

Approved 09/19/2024