

CITY OF GRANT
MINUTES

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DATE : July 6, 2010
TIME STARTED : 7:00 p.m.
TIME ENDED : 9:20 p.m.
MEMBERS PRESENT : Councilmember Fogelson, Hinseth, Huber, Potter and Mayor Carr
MEMBERS ABSENT : None

Staff members present: City Attorney, Nick Vivian (8:20 pm); City Engineer, Diane Hankee; City Planner, Jennifer Haskamp; and City Clerk, Kim Points

CALL TO ORDER

Mayor Carr called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE

SETTING THE AGENDA

Council Member Fogelson moved to approve the agenda as presented. Council Member Huber seconded the motion. Motion carried unanimously.

CONSENT AGENDA

June 1, 2010, City Council Meeting Minutes	Approved
Bill List, \$51,695.34	Approved
City of Stillwater, 1 st Half Fire Contract, \$52,923.00	Approved
City of Mahtomedi, 2 nd Quarter Fire Contract, \$27,089.75	Approved

Council Member Hinseth moved to approve the Consent Agenda, as presented. Council Member Potter seconded the motion. Motion carried unanimously.

PUBLIC COMMENT

Mr. Larry Lanoux, 9711 Keswick, came forward and commented on the Planning Commission interviews and appointment that was made last monthly noting the need for better representation within the City.

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STAFF REPORTS

City Engineer, Diane Hankee

2010 Sealcoating – City Engineer Hankee reviewed the bid results and recommended the City award the project to Allied Blacktop, Co. in the amount of \$54,597.42.

Council Member Hinseth moved to approve the bid from Allied Blacktop Co., as presented. Council Member Potter seconded the motion. Motion carried unanimously.

Staff Report – The June 2010 Engineer’s Report was provided to be placed on file for review. She noted she attended a meeting with the School District on Friday to discuss traffic based issues and the planning site. The discussions were very preliminary but at this point the County is recommending a potential new access off of County Road 12.

City Planner, Jennifer Haskamp

Ordinance No. 2010-21, Planning Commission Ordinance, Public Hearing – City Planner Haskamp provided the background of the ordinance revisions and reviewed the proposed changes.

Council Member Hinseth suggested language relating to three year terms be added to the ordinance and stated his support for a super majority Council vote determining emergency applications.

Mayor Carr suggested the language regarding the applicant and a super majority of the Council determining if an application is an emergency be stricken.

It was the consensus of the Council to restore the three year term language within the ordinance.

The majority of the Council agreed that the super majority vote language should be stricken, as well as changing the ordinance to read “five to seven members”, and strike the last sentence of the ordinance relating to the Council allowing Planning Commissioners to speak to the issue of an emergency application because Planning Commissioners can participate anyway.

Mayor Carr opened the public hearing at 7:50 p.m.

Mr. Larry Lanoux, 97111 Keswick Avenue, came forward and suggested it may be time for the City to consider Planning Commission Members be elected by voters as opposed to being appointed by the City Council.

Council Member Hinseth moved to close the public hearing at 7:56 p.m. Council Member Huber seconded the motion. Motion carried unanimously.

1 **Council Member Huber moved to approve Ordinance No. 2010-21, as amended. Council**
2 **Member Fogelson seconded the motion. Motion carried with Council Member Potter voting**
3 **nay.**

4 **Staff Report** – The June 2010 Planner’s Report was provided to be placed on file for review.

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6 **City Attorney, Nick Vivian**

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8 **Septic System Ordinance, Ordinance No. 2010-22** – City Engineer Hankee provided the
9 background on this issue noting the County is available to attend a Council meeting and review the
10 proposed changes.

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12 **Council Member Huber moved to table Ordinance No. 2010-22 to the August City Council**
13 **meeting. Council Member Potter seconded the motion. Motion carried unanimously.**

14
15 **Consideration of Kimbro Avenue Tower Proposal** – City Attorney Vivian reviewed the
16 background and specific options provided from Crown Castle regarding a buy out of the cell tower
17 lease.

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19 It was the consensus of the Council to reject the offer made by Crown Castle relating to the tower
20 lease.

21
22 **Staff Report** – A report for June 2010 was provided to be placed on file for review.

23 .
24 **Building Inspector, Jack Kramer** – A report was from Building Inspector Kramer was provided for
25 June 2010 to be placed on file for review.

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27 **OLD BUSINESS**

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29 There was no old business to discuss.

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31 **NEW BUSINESS**

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33 **Consideration of Town Hall Bids** – Mayor Carr advised bids from Contractors for the basement
34 repairs were included in the Council packets.

35
36 Council Member Huber suggested this item be tabled until the structural issue of the building has
37 been addressed.

38
39 Mayor Carr stated the City needs a comprehensive plan for the needed repairs to include the structural
40 issue, mold mitigation and a cure for the problem. He suggested the City’s Building Inspector get
41 involved to advise on what repairs need to be done.

42
43 **Council Member Huber moved to move forward with the structural issue in the basement and**
44 **then work with the Building Inspector to obtain re-bids for the next City Council meeting.**
45 **Council Member Fogelson seconded the motion.**

1
2 Four Points Associates, contractor, came forward and commented on the bid noting he was reluctant
3 to give a proposal because he is not sure how far the City wants to go to correct the problem. He
4 provided some options and stated he could revise the bid.

5
6 Mr. Dean Strehlau, Supreme Building, came forward and stated specifications are needed so all the
7 bids are comparable. He stated he believes the structural issue should be addressed and he provided
8 options to eliminate the mold problem.

9
10 **Motion carried unanimously.**

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12 **DISCUSSION ITEMS**

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14 **City Council Reports:**

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16 Mayor Carr stated he forwarded the minutes from the School District meeting regarding the access
17 issue so everyone is up to date on those discussions. He confirmed with the Council that a
18 preliminary budget meeting is scheduled for August 3, 6:00 p.m., prior to the regular Council
19 meeting.

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21 Council Member Huber advised he has not received any word yet regarding the DNR grant for the dry
22 hydrant. He also stated there are still cable commission grant dollars available and he is looking into
23 upgrading the equipment at the City office as well as larger screens in Town Hall. He advised he is
24 working with the Commission and will get pricing quotes for the proposed equipment.

25
26 Council Member Fogelson advised the census is officially complete and the Bureau did thank all
27 those that participated.

28
29 Council Member Hinseth stated he has asked residents in the past to help out with brushing and
30 mowing in the right-of-way in front of their properties. He stated it would be beneficial in the
31 Council Members individually did the same to set a good example.

32
33 Council Member Potter advised vandals did some damage to the port-a-pot outside and also the gate
34 to the field. He indicated he would be able to fix the gate himself.

35
36 **CLOSED SESSION FOR THE PURPOSE OF CONFERRING WITH LEGAL COUNSEL AS**
37 **PERMITTED BY THE ATTORNEY-CLIENT PRIVILEGE PURSUANT TO MINN.STAT.**
38 **13D.05 SUBD. 3 (d) ON THE FOLLOWING LEGAL MATTERS:**

39
40 **City of Grant V. Floyd's Auto Sales**

41
42 **Council Member Hinseth moved to go into closed session at 9:05 p.m. Council Member Huber**
43 **seconded the motion. Motion carried unanimously.**
44

1 **Council Member Huber moved to adjourn the closed session at 9:19 p.m. Council Member**
2 **Hinseth seconded the motion. Motion carried unanimously.**

3
4 City Attorney Vivian advised a discussion was held regarding litigation strategy. No action was
5 taken. The Council did provide direction and legal counsel will proceed as directed.

6
7 **COMMUNITY CALENDAR JULY 7 THROUGH JULY 31, 2010:**

8
9 **Planning Commission Meeting, Monday, July 19, 2010, Town Hall, 7:00 p.m.**

10
11 **ADJOURN**

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13 **There being no further business, Council Member Potter moved to adjourn at 9:20 p.m.**
14 **Council Member Huber seconded the motion. Motion carried unanimously.**

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17 These minutes were considered and approved at the regular Council Meeting August 3, 2010.

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23 Kim Points, City Clerk

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Tom Carr, Mayor