

CITY OF GRANT  
MINUTES

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45

**DATE** : December 7, 2010  
**TIME STARTED** : 7:00 p.m.  
**TIME ENDED** : 9:06 p.m.  
**MEMBERS PRESENT** : Councilmember Fogelson, Hinseth (part), Huber, Potter and Mayor Carr  
**MEMBERS ABSENT** : None

Staff members present: City Attorney, Nick Vivian; 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**

Item 9D, Heritage Committee, was added to the regular agenda.

Item 5A, Road Commissioner Statement, was added to the regular agenda.

**Council Member Huber moved to approve the agenda as amended. Council Member Potter seconded the motion. Motion carried unanimously.**

**CONSENT AGENDA**

November 4, 2010, City Council Meeting Minutes	Approved
Bill List, \$57,190.23	Approved
Miller Excavating, \$20,306.27	Approved
City of Stillwater, 2 <sup>nd</sup> Half Fire Contract, \$52,923.00	Approved
City of Mahtomedi, 4 <sup>th</sup> Quarter Fire Contract, \$27,089.75	Approved
Fire Protection Contract, City of Stillwater, 2010-2013	Approved

1  
2 **Council Member Huber moved to approve the Consent Agenda, as presented. Council Member**  
3 **Fogelson seconded the motion. Motion carried unanimously.**

4  
5 **ROAD COMMISSIONER STATEMENT**

6  
7 Road Commissioner Brad Hinseth made a statement relating to the task of Road Commissioner for  
8 the City of Grant. He resigned from the position effective immediately and excused himself from the  
9 meeting.

10  
11 Mayor Carr stated he did not know about the Road Commissioner's statement and he doesn't know  
12 how to respond. He advised he initiated the Public Comment portion of the meeting to the agendas  
13 many years ago for the purpose of making the Council aware of issues that are not on the agenda. He  
14 asked that anyone with issue based public comment come forward to make comments.

15  
16 **PUBLIC COMMENT**

17 Mr. Loren Sederstrom, 9330 107<sup>th</sup> Street, came forward and announced the new cable show about the  
18 City of Grant will premier January 4, 2011 at 7:00 p.m.on cable channel 15.

19 Mr. Larry Lanoux, 9711 Keswick, came forward and stated he hopes the current Council will support  
20 the new Council that was elected and that they work together.

21 Mr. Steve St. Clair, Miller Excavating, came forward and asked for direction in light of the road  
22 Commissioner's resignation.

23 Mr. Dennis Heuer, 9134 64<sup>th</sup> Street, came forward and thanked Mr. Hinseth for his four years on the  
24 Council along with Mayor Carr and Council Member Huber. He congratulated Council Member  
25 Fogelson on his re-election.

26  
27 **REQUEST FOR LAYOUT APPROVAL, HIGHWAY 36 @ HILTON TRAIL**  
28 **INTERCHANGE, 60<sup>TH</sup> STREET EXTENSION, PAUL KACHELMYER, MNDOT**

29  
30 Mr.Kachelmyer came forward and reviewed the project plan for Highway 36 at Hilton Trail  
31 interchange stating the project is intended to improve safety and traffic flow for users, nearby  
32 residents and businesses. He reviewed the timeline for the project and asked the Council for  
33 comments.

34  
35 Mayor Carr asked that the plan include taking a look at the increased traffic within the City of Grant  
36 due to the project, as well as the plan for downtown Lake Elmo and the new elementary school.

37  
38 Mr. Bob Tufty, Jasmine Avenue, came forward and inquired about plans for the Gateway Trail users  
39 parking.

40  
41 Mr. Kachelmyer stated parking will be allowed on the frontage roads.

1 Mr. Cory Granstrand, 11130 Julianne, came forward and inquired about the left turn off of Hilton and  
2 expressed concern regarding semi-truck traffic in the turn around.

3  
4 Mr. Kachelmyer explained that the left turn lane will still be there but it will be contiguous traffic  
5 with no stops. The turn around is designed for semi-trucks.

6  
7 It was the consensus of the Council to schedule an informational meeting for residents at 6:00 p.m. on  
8 Tuesday, February 1, 2011. A public hearing will then be held at the regular Council meeting after  
9 the informational meeting.

10  
11 **STAFF REPORTS**

12  
13 **City Engineer, Diane Hankee**

14  
15 **Staff Report** – The November 2010 Engineer’s Report was provided to be placed on file for review.  
16 She noted the City will begin the FHWA Reflectivity mandate process at the January Council meeting  
17 and the Council can send any comments regarding the Masterman Lake Plan to the City Clerk.

18  
19 **City Planner, Jennifer Haskamp**

20  
21 **Staff Report** – The November 2010 Planner’s Report was provided to be placed on file for review.

22  
23 **City Attorney, Nick Vivian**

24  
25 **Floyd’s Condition Use Permit, Public Hearing** – City Attorney Vivian provided the background for  
26 this issue noting a public hearing was held last month. The hours of operation was questioned at that  
27 time. He stated they do not intend to reduce the hours of operation and the hours indicated are  
28 consistent with the special use permit. The final inspection will be conducted later this week to  
29 document the existing uses on the site.

30  
31 **Council Member Huber moved to accept the conditional use permit as presented and subject to**  
32 **final inspection and documentation. Council Member Fogelson seconded the motion. Motion**  
33 **carried unanimously.**

34  
35 **Resolution No. 2010-14, Axdahl Final Plat Approval** – City Attorney Vivian distributed the  
36 Development Agreement and provided the background on this issue. He outlined the requirements  
37 and advised the applicants have agreed to all conditions and requirements for the final plat approval.

38  
39 **Council Member Huber moved to adopt Resolution No. 2010-14, as presented. Council**  
40 **Member Potter seconded the motion. Motion carried unanimously.**

41  
42 City Attorney Vivian noted the construction of the road is subject to the approval of the City Engineer  
43 and the roadway must meet City standards. The road issues have been resolved by the involved  
44 parties relating to access and use of the roadway.

1 **Council Member Fogelson moved to approve the Development Agreement, as presented.**  
2 **Council Member Huber seconded the motion. Motion carried unanimously.**

3  
4 City Attorney Vivian advised the roadway will be a city road and maintained by the City.

5  
6 Mr. Robb Jacobs came forward and thanked the Council for sticking with this for two years. He  
7 stated he would like to close within 60 days as opposed to the typical 120 days.

8  
9 **Building Inspector, Jack Kramer** – A report was from Building Inspector Kramer was provided for  
10 November 2010 to be placed on file for review.

11  
12 **OLD BUSINESS**

13  
14 **Agreement for Assessment Services, Washington County** – Council Member Potter advised he has  
15 been working on obtaining information regarding this issue including contacting some independent  
16 assessors. He stated he spoke with Mr. Todd Smith, who is present to address the Council.

17  
18 Mr. Todd Smith, came forward and stated he provided the Clerk with some information on his  
19 services. He reviewed his background and stated the main advantage in utilizing his assessor services  
20 are the personal touch as well as the assessment work is based on up to date market information. He  
21 added that the overall assessment process falls with the County Assessor and that his fees are  
22 negotiable.

23  
24 Council Member Potter advised he will continue to obtain more information and proposals.

25  
26 This item will be addressed at the February City Council meeting.

27  
28 **NEW BUSINESS**

29  
30 **Resolution No. 2010-18, Approval of Final Budget Year 2011** – Resolution No. 2010-18 outlines  
31 the final budget for year 2011.

32  
33 **Council Member Fogelson moved to adopt Resolution No. 2010-18, as presented. Council**  
34 **Member Huber seconded the motion. Motion carried unanimously.**

35  
36 **Resolution No. 2010-22, Final Levy Certification to Washington County Year 2011** – Resolution  
37 No. 2010-22 establishes the final levy certification for year 2011.

38  
39 **Council Member Huber moved to adopt Resolution No. 2010-22, as presented. Council**  
40 **Member Fogelson seconded the motion. Motion carried unanimously.**

41  
42 **Approval of 2011 Liquor Licenses** – Mayor Carr outlined the staff report regarding approval of the  
43 2011 liquor licenses.

1 **Council Member Huber moved to approve the 2011 Liquor Licenses contingent on all necessary**  
2 **documentation and fees paid. Council Member Fogelson seconded the motion. Motion carried**  
3 **unanimously.**

4  
5 **Heritage Committee** – Ms. Joyce Welander came forward and distributed information regarding the  
6 City of Grant book that has been completed. She stated the City will be reimbursed for printing costs  
7 by revenues from sales of the book.

8  
9 **Mayor Carr moved to authorize funds in the amount of up to \$2,500 to print the History of**  
10 **Grant Book. Council Member Fogelson seconded the motion. Motion carried unanimously.**

11  
12 **DISCUSSION ITEMS**

13  
14 **City Council Reports:**

15  
16 Council Member Huber stated the dry hydrants parts have been ordered and shipped but cannot be  
17 installed until spring. The newsletter was recently sent out and costs were reduced by \$800 by  
18 utilizing a different printer. The new cable equipment has been ordered and hopefully will be  
19 installed by the January Council meeting. He stated he is now an officer on the executive committee  
20 and finance committee at the Cable Commission. He indicated he is negotiating with the franchise  
21 committee.

22  
23 Mayor Carr advised he would volunteer to be interim Road Commissioner until a new one is  
24 appointed at the January Council meeting.

25  
26 Mr. Steve Miller, Miller Excavating, came forward and stated everything at this point is pretty well  
27 established. He requested the City get information to him as needed and they are on the Sheriff's  
28 Department call list relating to road issues and emergencies.

29  
30 Mayor Carr stated the City has a plaque for Mr. Hinseth thanking him for his four years of service.  
31 He also stated that someone had suggested the City forgo a plaque for the new ballfield and makes a  
32 donation to the field association for a future ballfield project. The Council approved a plaque in the  
33 amount of \$350. The plaque cost was \$150. He asked if the Council would like to donate the  
34 additional \$200 to the field association for a future field renovation.

35  
36 It was the consensus of the Council to donate \$200 to the Field Association for a future project. The  
37 donation will be included in next month's bill list for approval.

38  
39 **CLOSED SESSION FOR THE PURPOSE OF CONFERRING WITH LEGAL COUNSEL AS**  
40 **PERMITTED BY THE ATTORNEY-CLIENT PRIVILEGE PURSUANT TO MINN.STAT.**  
41 **13D.05 SUBD. 3 (d) ON THE FOLLOWING LEGAL MATTERS:**

42  
43 **Nielsen v City of Grant et al**  
44

1 **Council Member Huber moved to go into closed session at 8:55.m. Council Member Potter**  
2 **seconded the motion. Motion carried unanimously.**

3  
4 **Council Member Fogelson moved to adjourn the closed session at 9:05 p.m. Council Member**  
5 **Huber seconded the motion. Motion carried unanimously.**

6  
7 City Attorney Vivian advised a discussion was held regarding legal strategy and stated no further  
8 action is required at this time.

9  
10  
11 **COMMUNITY CALENDAR DECEMBER 8 THROUGH DECEMBER 31, 2010:**

12  
13 **Planning Commission Meeting, Monday, December 20, 2010, Town Hall, 7:00 p.m.**

14  
15 **City Office Closed, Friday, December 24, 2010, Christmas Eve Holiday**

16  
17 **ADJOURN**

18  
19 **There being no further business, Council Member Potter moved to adjourn at 9:06 p.m.**  
20 **Council Member Fogelson seconded the motion. Motion carried unanimously.**

21  
22 These minutes were considered and approved at the regular Council Meeting January 4, 2011.

23  
24  
25  
26  
27 \_\_\_\_\_  
28 Kim Points, City Clerk

29 \_\_\_\_\_  
Tom Carr, Mayor