

CITY OF GRANT  
MINUTES

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**DATE** : August 2, 2011  
**TIME STARTED** : 7:45 p.m.  
**TIME ENDED** : 10:57 p.m.  
**MEMBERS PRESENT** : Councilmember Bohnen, Fogelson, 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 7:45 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 28, City Council Meeting Minutes	Approved
Bill List, \$44,550.54	Approved
Resolution No. 2011-09, AT&T Amended CUP	Approved
Dust Control Inc., \$25,671.28	Approved
Miller Excavating, CL#5 Resurfacing, \$15,828.65	Approved
Gambling Exempt Permit, Little Sisters of the Poor, Indian Hills One Day Raffle	Approved

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

1 **PUBLIC COMMENT**

2  
3 Mr. Larry Lanoux, Keswick Avenue, came forward and announced the second annual tractor parade is  
4 September 10, 2011. He encouraged everyone to participate and noted a mailing about the event is  
5 being sent out. There is also information on the website. He suggested the City put a referendum  
6 question on the ballot regarding raising taxes for road projects.

7  
8 Mr. Bob Englehart, 9280 Joliet, came forward and stated the City has a lousy webpage and he is just  
9 now getting the July 7 Council Minutes. He stated the calendar is still screwed up. Everything  
10 should be correct before it is put on the website. The City should pay someone to do it.

11  
12 Mr. Bob Zick came forward and stated the agenda and packet are not on the City's website. He stated  
13 the Mayor called a special meeting which was the second illegal meeting in four months. The sole  
14 purpose of the meeting was to benefit the school district. The school district still has not obtained a  
15 grading permit and the Rice Creek Watershed District has not yet issued a permit. The City Attorney  
16 and City Planner are paid for through the escrow so in who's best interest do they really work for?

17  
18 **CONCEPT PLAN REVIEW, MINOR SUBDIVISION, JASMINE AVE. N., JOHN GALVIN**

19  
20 Mayor Carr stated there was a concept plan included in the packet for a minor subdivision. There are  
21 issues with the diagonal lot lines, cul-de-sac off of cul-de-sacs, road connectivity and road  
22 maintenance.

23  
24 Council directed staff to recommend to Mr. Galvin that an application be submitted to the City for  
25 thorough review.

26  
27 **STAFF REPORTS**

28  
29 **City Engineer, Diane Hankee**

30  
31 **Crack Filling Bids** – City Engineer Hankee advised the City received quotes from three contactors.  
32 WSB did contact the contractor to confirm the bid that was received in the amount of \$11,179.51.  
33 Staff recommends the City award the project work to the low bidder, Astech, Corp. Staff will work  
34 with the contractor to increase the scope to complete additional crack filling that is needed but was  
35 not originally included to meet the budget.

36  
37 **Council Member Bohnen moved to award the bid to Astech, Corp., as presented with the**  
38 **flexibility to complete additional work in the initial word done is satisfactory. Council Member**  
39 **Fogelson seconded the motion.**

40  
41 Council Member Huber confirmed the amount of dollars available for crack filling is \$30,000.

42  
43 **Motion carried unanimously.**

1 **Sign Inventory Update** – City Engineer Hankee advised the cost estimates have not yet been  
2 completed. She recommended the City consider \$15,000 for sign replaced in the 2012 Budget. Prior  
3 to December 31, 2011, a resolution must be approved stating the sign inventory has been completed  
4 as well as a plan to replace all signs by 2015.

5  
6 Council Member Huber clarified the sign replacement project is an unfunded federal mandate.

7  
8 **Snow Plowing Contract** – City Engineer Hankee advised the City's snow plowing contract expired  
9 in April, 2011. Staff is seeking authorization to request proposals.

10  
11 Council Member Bohnen stated he would like to have the bids for review at the September Council  
12 meeting. He requested all Council Members review the contract and provide input.

13  
14 The Council determined the bids submitted should be for a one year contract. A discussion was held  
15 regarding mobilization fees that perhaps includes eliminating it altogether, or elimination when a  
16 certain amount is billed for plowing.

17  
18 City Engineer Hankee advised it is more economical to have a mobilization fee. If there is not a  
19 mobilization fee, the billable hours are higher.

20  
21 The Council determined the bid should include a mobilization fee. After bids are received, inquire  
22 about a step payment for mobilization. Bids will be received and reviewed at the September meeting.  
23 The contractor should be responsible for damages.

24  
25 City Attorney Vivian recommended the Council receive the bids and deal with the specifics of the  
26 contract later.

27  
28 **Staff Report** – A report was provided for July 2011 City engineering activities, to be placed on file  
29 for review. She noted the MS4 Permit and new requirements that are another federal mandate that  
30 will have to be budgeted for.

31  
32 **City Planner, Jennifer Haskamp**

33  
34 **Staff Report** - A report was provided for July 2011 City planning activities, to be placed on file for  
35 review. She noted the information was sent yesterday regarding the Comprehensive Plan amendment  
36 for the City of Mahtomedi due to the school. Mahtomedi has sent out the amendment to surrounding  
37 communities for comment. She reviewed the changes being proposed as well as her comments  
38 regarding the changes. Legally the City has sixty days to review and make comments. However,  
39 Mahtomedi is asking the City to expedite the process. She requested Council direction.

40  
41 The Council noted the amendment should tie specifically into the PID's with the Joint Powers  
42 Agreement. This item will be reviewed again at the September Council meeting. A draft letter from  
43 the Planner will be included for review.

44  
45 **City Attorney, Nick Vivian**

1  
2 **Oakleigh Dock Association** – City Attorney Vivian advised the Oakleigh file is moving toward  
3 completion. He referred to a recent email from the Attorney outlining the status. It is his  
4 understanding that the surveying revisions will be complete and approved within a week. The final  
5 order should be available to the City and Jahnke within the following 10 days.

6  
7 **Staff Report** – A report for July 2011 was provided to be placed on file for review.

8  
9 **Building Inspector, Jack Kramer** – A report was from Building Inspector Kramer was provided for  
10 July 2011 to be placed on file for review.

11  
12 **OLD BUSINESS**

13  
14 **Website Items, Mayor Carr** – Mayor Carr advised this item will be on every agenda. A staff report  
15 was provided outlining the items that have been sent to the webmaster and noted the webmaster is not  
16 available at this time.

17  
18 **Town Hall Improvements Authorization, Mayor Carr** – Mayor Carr outlined the staff report  
19 requesting authorization to move forward with the Town Hall improvements, based on the findings  
20 from the City Attorney relating to the Oakleigh file.

21  
22 The Council advised the contractors should be alerted that work may start in September.

23  
24 **.Legal Services RFP’s, Council Member Potter** – Council Member Potter advised he would like  
25 this item to be reviewed at the October Council meeting.

26  
27 **CUP Annual Review Process, Scott Fogelson** – Council Member Fogelson stated he was unaware  
28 this item was on the agenda.

29  
30 City Planner Haskamp reviewed the CUP matrix that was developed for the City.

31  
32 Council Member Fogelson suggested the matrix be used in January to determine what CUP’s are  
33 reviewed.

34  
35 Mayor Carr stated the CUP’s that are reviewed should related to health, safety and welfare issues that  
36 may arise.

37  
38 **NEW BUSINESS**

39  
40 **Special/Emergency Meeting. Legal and Procedural Clarification, Nick Vivian** – City Attorney  
41 Vivian reviewed the staff report that was included in the packets. He stated it is best policy for the  
42 Mayor and/or two Council Members to provide a special meeting request in writing.

43

1 **Coach & Mentor Group Proposal, Scott Fogelson** – Council Member Fogelson reviewed the staff  
2 report provided and asked the Council if there was any interest if having this type of workshop for  
3 Planning Commissioners.

4  
5 The Council determined there was no interest at this time.

6  
7 **Cable Commission Update, Loren Sederstrom** – Mr. Sederstrom provided a Cable Commission  
8 update and reminded everyone to watch All About Grant. He also noted that live streaming of City  
9 meetings is available.

10  
11 Council Member Huber stated the episode regarding roads was very good. He noted there is  
12 equipment in the back of Town Hall and noted live streaming is very expensive.

13  
14 **Framing Dollars Request, Mayor Carr** - Mayor Carr outlined the staff report provided regarding a  
15 request for dollars to help cover costs of the painting that was donated to the City.

16  
17 The Council determined a donation to help with the framing costs could not be provided at this time.

18  
19 **Schedule Additional Budget Meeting, Mayor Carr** – Mayor Carr stated that based on the budget  
20 meeting earlier this evening, another budget work session should be scheduled.

21  
22 A budget work session will be held on Tuesday, September 6, 2011 at 6:00 pm, prior to the regular  
23 Council meeting.

24  
25 **Authorization for LMC Posting for Audit Services, Mayor Carr** – Mayor Carr outlined the staff  
26 report that requested staff authorization to post an audit services RFP on the League of Minnesota  
27 Cities website.

28  
29 The Council directed staff to post the RFP on the LMC website.

30  
31 **July 7, 2011 City Council Meeting Minutes** – Council Member Fogelson was not present at the July  
32 7, 2001 City Council meeting.

33  
34 **Council Member Huber moved to approve the July 7, 2011 City Council Meeting minutes, as**  
35 **presented. Mayor Carr seconded the motion. Motion carried with Council Member Fogelson**  
36 **abstaining.**

37  
38 **DISCUSSION ITEMS**

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40 **City Council Reports:**

41  
42 Council Member Huber advised the screen door in the back of Town Hall has been repaired and the  
43 ballfield sign has been placed at the field.

1 Council Member Fogelson stated it is newsletter time again. It was determined the letter would go out  
2 after the parade and include pictures of the event.

3  
4 Council Member Bohnen stated dust control was applied about three weeks ago. There has been lots  
5 of rain since then and he is trying to keep the grader off the roads as long as possible. It is likely the  
6 application will not last the full 8 weeks. Brusher has been out and parts were purchased and installed  
7 in the mower. Irish has been potholed but repairs will be needed next year. He provided the Council  
8 with copies of the DVD from the road show broadcast on cable.

9  
10 Council Member Potter stated the assessor has been set up and has started field work. He is mailing  
11 cards and contacting the Sheriff's Department notifying them and residents of the make and model of  
12 his vehicle.

13  
14 **CLOSED SESSION FOR THE PURPOSE OF CONFERRING WITH LEGAL COUNSEL AS**  
15 **PERMITTED BY THE ATTORNEY-CLIENT PRIVILEGE PURSUANT TO MINN.STAT.**  
16 **13D.05 SUBD. 3 (d) ON THE FOLLOWING LEGAL MATTERS:**

17  
18 **Nielsen v City of Grant et al**

19  
20 **Council Member Huber moved to go into closed session at 10:37 p.m. Council Member Potter**  
21 **seconded the motion. Motion carried unanimously.**

22  
23 **Council Member Huber moved to adjourn the closed session at 10:55 p.m. Council Member**  
24 **Potter seconded the motion. Motion carried unanimously.**

25  
26 **Mayor Carr moved to approve the settlement with Dorsey as presented and authorize payment**  
27 **to Magnuson in the amount of \$7,000. Council Member Huber seconded the motion. Motion**  
28 **carried with Council Member Potter voting nay.**

29  
30 **COMMUNITY CALENDAR AUGUST 3 THROUGH AUGUST 31, 2011:**

31  
32 **Planning Commission Meeting, Monday, August 15, 2011, Town Hall, 7:00 p.m.**

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34 **ADJOURN**

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36 **There being no further business, Council Member Huber moved to adjourn at 10:24 p.m.**  
37 **Council Member Bohnen seconded the motion. Motion carried unanimously.**

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39 **These minutes were considered and approved at the regular Council Meeting September 5, 2011.**

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45 Kim Points, City Clerk

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45 Tom Carr, Mayor