

**CITY OF HANOVER  
CITY COUNCIL WORK SESSION  
JUNE 16, 2015 – OFFICIAL MINUTES**

**Call to Order**

Mayor Kauffman called the Regular City Council Work Session Meeting of Tuesday, June 16, 2015 to order at 6:09 p.m. Present were Mayor Chris Kauffman, Councilors John Vajda, Doug Hammerseng, Ken Warpula, and Jim Zajicek. Also present were City Administrator Brian Hagen, City Attorney Jay Squires, and Public Works Supervisor Scott Vogel. Guest present were Representative Eric Lucero, Senator Mary Kiffmeyer, Tammy Omdal, and Hanover resident Pat Athmann.

**Approval of Agenda**

Hagen stated that Dave Libert no longer plans to address Council at this meeting. Mayor Kauffman informed the Council and guests that Representative Lucero and Senator Kiffmeyer requested the opportunity to update the Council on this year's legislative session. Discussion on hiring an Accountant/Deputy Clerk was moved to the last item on the agenda.

**MOTION** by Warpula to approve agenda as amended, seconded by Hammerseng. **Motion carried unanimously.**

**Consent Agenda**

Hagen corrected a typo to the consent agenda.

**MOTION** by Warpula to approve consent agenda as amended, seconded by Hammerseng.

**a. Approve Minutes of June 2, 2015 City Council Meeting**

**b. Approve Claims as Presented:**

➤ Claims	\$ 82,671.41
➤ Payroll	\$ 8,362.09
➤ P/R taxes & Exp	\$ 3,386.21
➤ Other Claims	\$ 2,021.41
➤ Total Claims	<u>\$ 96,441.12</u>

**Motion carried unanimously.**

**Representative Lucero/Senator Kiffmeyer Update**

Lucero and Kiffmeyer provided an overview of the 2015 Legislative Session. They discussed actions that happened which they were proud of, as well as actions they felt needed further attention in the future. They thanked everyone present for the opportunity to address Hanover and thanked everyone for the opportunity to serve for them on the State level.

**Public Works Facility/Pavement Management Bonding**

Ms. Omdal from Northland Securities presented to Council on bonding options. Omdal explained the types of bonds cities can issue and for what reasons those bonds can be used for. Council had questions on how long a city has to spend the bonded money and if one bond can support multiple projects. Omdal explained that cities have in place a capital improvement plan which dictates upcoming projects. Bond money must be spent down within three years of issuance, but can be used for multiple projects noted at time of issuance. In regards to pavement management, Hammerseng asked if cities can bond upfront to initially fund a pavement management project, but in the end use it to set up a fund which pays for pavement management in the future. Omdal stated they refer to that as a pay go method of funding. Omdal will work with staff to explain that process and to see if it will work for Hanover.

## **Res No 06-16-15-36 – Authorizing Bids for the Historic Bridge Rehabilitation Project**

Messner provided a set of plans for the rehabilitation project. He further stated the resolution in front of Council allows the advertisement for the project. Bids would be set to be opened in July.

**MOTION** by Warpula to approve Res No 06-16-15-36, seconded by Hammerseng. **Motion carried unanimously.**

### **Ordinance Amendments**

#### **Public Bathroom Use Ordinance**

Squires addressed Council on an ordinance which would restrict the use of public bathrooms for use to the specific sex of a person. Squires explained that state laws and the human rights act prevent discrimination and preventing the use of public bathrooms. There is current cases where the EEOC is attacking organizations who are preventing use of bathrooms. Squires further expressed caution when considering an ordinance of this nature because of changing laws in today's world. Squires did state that the City could adopt a policy versus an ordinance on the use of public bathrooms, however, the City would remain vulnerable to claims against it initiated by various organizations. After continued discussion about whether it is right or wrong for a person of one sex to use the bathroom of the opposite sex Squires noted that the Council is a protector of City resources. Squires noted one last time that restrictions of this nature may make the City vulnerable to claims against it.

#### **Restricted Residence Ordinance**

Squires stated this ordinance would restrict where registered sex offenders are allowed to live within Hanover. Squires noted that there is already detailed state law placing regulations on these offenders. Squires asked if the draft ordinance provided in the confidential opinion letter was sufficient to the Council's desire. Council had no objections.

#### **Medical Marijuana Facilities**

Squires explained to Council that a set number of licenses have been established by the state to operate in the medical marijuana field. These licenses have been filled. Squires did state that the license is for specific properties versus the license holder. If the City did want to place restrictions on medical marijuana operations in the City, that could be done via the Zoning Ordinance. Council directed this ordinance amendment to be heard by the Planning Commission.

#### **Ordinance 2015-03 – Garage Floor Drains**

Hagen stated a draft version of the ordinance was based of the MPCA's regulations on garage floor drains. The drain would be required to be daylighted. Further, no illegal dumping on liquid would be allowed, i.e. used oil.

There was some opposition from Council for fear of illegal dumping. Fear included someone planting shrubs around the outlet of the drain to hide it from plain view. Council has no objection to the ordinance, but requested language be added to state that the outlet must remain in clear site.

#### **Ordinance 2015-04 – Single Family Rental Dwelling License**

Hagen reminded Council that this amendment clears up existing language related to single family rental dwellings. The City no longer requires this rental license, however, language still existed. Council had no objection to the amendments.

#### **Payment of Hanover Lions Clean Up Day**

Staff explained that the Hanover Lions were happy with this year's clean up day. As in year's past, the Lions forwarded the difference in the bill from revenue to expenses. This year's total was \$1,784. Staff also noted that approximately a day and a half of staff time was spent on the event. Council directed staff to work with the Lions in the future to assist with pricing and vendor setup to try to come closer to breaking even.

## Reports

Messner

- CSAH 19 Trail has experience some rain delays. Site is ready for paving. Goal is to have paving, final grading, and hydroseeding complete before July 4<sup>th</sup>.
- 11112 12<sup>th</sup> St NE was visited to look at remaining drainage concerns. The area is more than 15 years old and has not likely seen any maintenance completed other than some fallen leaves being removed. Part of MS4 requirements would be to conduct maintenance to these stormwater facilities. In this case, it is a depression area designed to collect water and let it infiltrate. Staff will collect quotes to clean the second half of the riprap area and bring to Council at a future date.
- Beebe Lake Trail final payment is being prepared. A meeting is getting set with the contractor to discuss details of one last list of items to complete. The Army Corp. is planning to visit the site to look at any wetland impact that may have occurred.

Vogel

- Summer help is working out great
- Public Works is working with youthball in order to prepare their fields each week for games. Moving forward staff hopes to work with the organization earlier to set expectations. Council suggested attending one of their meetings this fall after the season is completed to make a plan for future years.
- 107<sup>th</sup> Ave and 9<sup>th</sup> St pavement projects will begin in July.

### **Res No 06-16-15-37 – Approving Hire of Accountant/Deputy Clerk**

Hagen provided a brief summary of the top applicant. The applicant is Elizabeth Lindrud, she lives in Albertville. Elizabeth had very positive reference checks and Hagen feels she will be a good fit for Hanover. Both Kauffman and Vajda sat in the final interviews. They agreed with Hagen stating they feel she is qualified for the position and will be a good addition to Hanover. Hagen stated that the offer has not been presented because a starting salary needs to be determined. Kauffman suggested \$24.00 per hour. Hagen stated this does fall approximately half way in the salary range.

**MOTION** by Kauffman to approve Res No 06-16-15-37 hiring Elizabeth Lindrud at a salary equivalent to \$24/hr., seconded by Warpula. **Motion carried unanimously.**

### **Adjournment**

**MOTION** by Warpula to adjourn at 9:32 p.m., seconded by Vajda. **Motion carried unanimously.**

APPROVED BY:

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Chris Kauffman, Mayor

ATTEST:

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Brian Hagen, City Administrator