

**CITY OF HANOVER
CITY COUNCIL MEETING
APRIL 5, 2016 – OFFICIAL MINUTES**

Call to Order/Pledge of Allegiance:

Mayor Chris Kauffman called the regular meeting of Tuesday, April 5, 2016 to order at 7:25 p.m. Present were Mayor Chris Kauffman, John Vajda, Ken Warpula, and Jim Zajicek. Doug Hammerseng was absent. Also present were City Administrator Brian Hagen, Accountant/Deputy Clerk Elizabeth Lindrud, Public Works Supervisor Scott Vogel, City Attorney John Edison and City Engineer Justin Messner. Doug Voerding from the Wright County Journal Press, resident Andrew Olson, Elizabeth Cole, Jim Stewart, resident Pat Athmann and a Hennepin County Sheriff were present as guests.

Approval of Agenda:

Hagen added item 9h – Escrow Balance for 10330 Beebe Lake Road and item 9i – Discuss request from Hanover Historical Society request to fund their book.

MOTION by Vajda to approve the agenda as amended, seconded by Zajicek. **Motion carried unanimously.**

Consent Agenda:

Vajda inquired as to why the other liquor licenses weren't on the Consent Agenda. Hagen stated the 2AM license is a separate optional license with an earlier due date and the rest of the liquor licenses are being collected for approval at the May meeting. Warpula asked why the 107th and 9th project invoices were just being paid now. Hagen stated that the City was waiting on the warranty information before the retainage payment could be made.

MOTION by Vajda to approve the consent agenda, seconded by Warpula.

a. Approve Minutes of March 15, 2016 City Council Work Session Meeting

b. Approve Claims as Presented:

➤ Claims	\$ 99,496.75
➤ Payroll	\$ 7,477.64
➤ P/R taxes & Exp	\$ 3,006.79
➤ Other Claims	\$ <u>1,463.55</u>
➤ Total Claims	\$ <u>111,444.73</u>

c. Res No 04-05-16-41 – Accepting a Donation from Comfort Matters

d. Res No 04-05-16-42 – Accepting a Donation from Hanover Athletic Association

e. Res No 04-05-16-43 – Accepting a Donation from River Inn

f. Res No 04-05-16-44 – Approving Optional 2 AM Liquor License for Chops Bar & Grill

g. Res No 04-05-16-45 – Approving Miscellaneous Escrow Fund Transfers

h. Res No 04-05-16-46 – Approving Miscellaneous Escrow Fund Releases

i. Res No 04-05-16-49 – Accepting a Donation from Marketplace

Motion carried unanimously.

Citizen's Forum:

None

Public Hearings

None

Unfinished Business:

10754 106th Ave. N Sewer Line Repair

Hagen inquired if Council had any further questions, he also noted that the homeowner, Andrew Olson, was in the audience tonight. Kauffman asked what St. Michael's policy was for sewer damages; Hagen stated St. Michael also does not have a policy in place. Kauffman stated with no ordinance in place he recommends that the City pay for the road repair and the homeowner pay for the sewer line repair. Mr. Olson stated the sewer line repair costs are around \$3,500 and staff estimated road repair around \$5,000. Warpula asked Mr. Olson if he has heard back from his insurance company. Olson stated he is still working with his insurance company.

MOTION by Kauffman to approve the City to pay for the road repair costs related to the sewer line repair at 10754 1016th Ave N, seconded by Zajicek. **Motion carried unanimously.**

JS Stewart

Jim Stewart addressed Council with his concerns on the negotiations for the sale of the 5 acres. Stewart would like his building and the City's Public Works Buildings to be as close to the road as possible. Stewart also stated to Council that he will pay the City back for its portion of the dirt to eliminate the liability issue. Stewart also expressed frustration that the suggestions he has made regarding the site plans are going unheard. Discussion took place around whether the Civil Engineer is making his recommendations around the budget limitations given to him. Council agreed that they would bring up concerns again at the subcommittees next meeting. Stewart stated that he would have to walk away if the cost of the land was more than \$75,000, he has been able to find ready to build land at reasonable prices, but really would prefer to stay in Hanover.

Discussion took place on the ponding issue and if funds were available to offset the storm water costs. Messner stated that since multiple lots have storm water draining to that area the utility funds could be used to build a regional storm pond. Messner stated he has been reviewing Dahlke's site plans, but was under the impression he was creating the plans based on Council's direction.

In the interest of time, Hagen requested that item 9h be moved forward, as Elizabeth Cole was in the audience.

New Business:

Escrow Balance for 10330 Beebe Lake Road

Hagen stated that in June 2014 the City received an application to split property on Beebe Lake road from Elizabeth Cole's mother. The lot split entailed splitting the parcel into a 2.5 acre property with the home and then the remaining 10 acres of land a separate parcel. Hagen stated that the process ran into some issues when an old road order from the 1800's was found and it needed to be determined if it was still active. The City felt vacating the road and recording the vacation against the property would be best as it would clear up the same confusion in a future request.

Elizabeth Cole stated that the process took 13 months and her mother was in poor health. She further stated the reason for the lot split was to sell the 2.5 acres because of the financial issues related to her mother's health. Cole is asking Council to waive \$775.63 of the \$1,775.63. Cole expressed frustration with the amount of time it took the City Planner to complete this lot split and thought the matter was finished, but received an invoice in January 2016. Cole further stated that the County did not require the road vacation, only the City required it. Hagen stated that the invoice was sent as part of the escrow clean-up process recently completed. Hagen stated the current invoice was \$1,775.63 and Cole had previously paid \$1,000.00, the total cost from the City was \$2,775.63.

Kauffman expressed sympathy for the amount of time it can take when working with the government. He further stated the City had a similar issue with a piece of land on the Hennepin County side of Hanover that has taken substantial time and even has required legislative action.

MOTION by Vajda to approve the City to pay for 65% of the lot split costs.

Motion failed to receive a second.

Unfinished Business:

Settlers Park Ballfield Redesign

Lindrud stated that the Park Board made a motion to support the current Settlers Park Ballfield redesign as well as a motion of support requesting that Youth Ball plant trees or other greenery to replace the trees that would be removed. Warpula inquired if the design should have a public hearing for public input. Hagen stated no, Council previously stated that they did not feel a need for a public hearing. Zajicek stated that no one on Park Board had any issues with the trees that were being removed. Hagen asked for some clarifying points on what was being approved. Council is agreeing to approve the current ballfield redesign, to restart talks to lease the land to the Hanover Athletic Association, to add trees to the outfield, and that it is ok that the fence is on the property line.

MOTION by Vajda to approve the Settlers Park Ballfield Redesign, seconded by Kauffman. **Motion carried 3 to 1.** Voting aye: Kauffman, Vajda, Zajicek. Voting nay: Warpula. Absent: Hammerseng

New Business:

Ordinance 2016-01 – Amendment to Chapter 10 Related to Impervious Surface Coverage and Municipal Separate Storm Sewer System (MS4) Requirements

Hagen stated the amendment addressed the new Impervious Surface Coverage from 50% to 75% and the addition of the MS4 Requirements. He further stated that the Planning Commission made a recommendation of approval.

MOTION by Kauffman to approve Ordinance 2016-01, seconded by Vajda. **Motion carried unanimously.**

Ordinance 2016-02 – Amendment to Chapter 9 Related to Municipal Separate Storm Sewer System (MS4) Requirements

Hagen stated that the Amendment to Chapter 9 with the required changes to Hanover City code related to the new MS4 requirements.

MOTION by Vajda to approve Ordinance 2016-02, seconded by Kauffman. **Motion carried unanimously.**

Res No 04-05-16-47 – Supporting Crow River Regional Trail

Hagen stated that the proposed Crow River Regional Trail runs from the Luce Line Trail up through Rockford, Hanover, Rogers and ends in Dayton. He further stated they have a proposed trailhead in Hanover and would like the City to help facilitate easements as they come up. Three Rivers Park District is asking for Hanover to pass a motion of support, no financial help will be required.

MOTION by Warpula to approve Res No 04-05-16-47, seconded by Vajda. **Motion carried unanimously.**

Res No 04-05-16-48 – Supporting Regional Park or Trail Designation Application in Greater Minnesota

Hagen stated that this resolution is also to show support of the Crow River Regional Trail, it just holds different verbiage for Wright County's needs.

MOTION by Vajda to approve Res No 04-05-16-48, seconded by Zajicek. **Motion carried unanimously.**

Res No 04-05-16-50 – Approving Cemetery Records Organization

Hagen stated that the City Cemetery records are currently handwritten on a spreadsheet. He stated this service would firm up the records, and also would bring the records to electronic format.

MOTION by Vajda to approve Res No 04-05-16-50, seconded by Zajicek. **Motion carried unanimously.**

Res No 04-05-16-51 – Approving Hiring of Summer Seasonal Employee

Hagen stated that he and Vogel interviewed eight applicants and recommend Terry Notvedt. Vogel stated that Notvedt was also interested in the possibility of coming back next summer as well. Council and Staff agreed on an hourly rate of \$10.50.

MOTION by Warpula to approve Res No 04-05-16-51, seconded by Zajicek. **Motion carried unanimously.**

City Recreational Field Reservations

Lindrud stated that Park Board passed a motion of support to start a field reservation system. Lindrud further stated that she looked into the surrounding City's polices and spoke with FYCC, as they handle the reservations for both St. Michael and Albertville. Warpula inquired how would the City get the word out, Hagen stated the City can contact each of the groups that currently use the fields.

MOTION by Kauffman to approve the implementation of a City Recreational Field Reservation System, seconded by Vajda. **Motion carried unanimously.**

Excess Timber Decking

Vogel stated there are excess timber trimmings from milling down the timbers from the Historic Bridge decking timbers. He further stated he would like to bring them to auction.

MOTION by Warpula to approve the excess timber decking be brought to auction, seconded by Vajda. **Motion carried unanimously.**

Discuss Request to fund Historical Society Book

Hagen stated that the Historical Society sent a request to the EDA for donations to help fund their book on the Historical Bridge. With a donation, the Historical Society would place an ad in the book on behalf of the business/organization. Edison stated that if the book is promoting the City it is acceptable to donate, if there is a public purpose, he stated depending on what was put in the ad in the book it could meet the public purpose requirement. Hagen stated the EDA was willing to match the amount the City would donate. Council directed that at this time the City would be willing to help in other ways.

Reports

Messner

- Opened bids on March 31st for the three projects in 2016 and will be presenting them at the Work Session.
- Bridge decking looks great, LS Black will be out to secure the planks permanently as the weather improves.
- Directed the City to invoice Foxwalk for the mill costs.

Vogel

- Stated that he attended MS4 class last week.
- Stated that he is setting up pond inspections.
- Asked Council direction on park borders, he stated he did some research and to replace the rotting wood with curb would be less expensive than to replace with wood or plastic

edging. He wants to put together some comparisons to present to the Park Board. Vajda stated to check on the safety of using the curbing first.

Vajda

- Stated concern over the new change at the Co. 19 and 117 intersection. Hagen stated that Hennepin County thinks the removal of the stop sign at Crow Hassan Park Road will reduce confusion.

Zajicek

- Stated that Park Board will be working on Comp Plan now that the last of the Park Board Surveys have been sent in.

Lindrud

- Stated that the audit is taking place and everything looks good so far.

Closed Session Pursuant to Minn. Stat. 13D.05, subd. 3(b)(3) to Develop an Offer for the Sale of Real Property Owned by the City, located at 11149 5th Street NE, Hanover, MN

At this time Mayor Kauffman read a statement identifying authorization to enter into a closed session to discuss the sale of property located at 11149 5th St. NE, Hanover, MN.

MOTION by Kauffman to enter into a closed session at 10:10 p.m., seconded by Warpula. **Motion carried unanimously.**

Councilor Warpula left for a fire call at 10:11 p.m.

Present during the closed session included Mayor Kauffman, Councilors Vajda and Zajicek, City Administrator Hagen, and City Attorney Edison.

Attorney Edison discussed details of the sale with the individuals present.

MOTION by Vajda to reconvene the regular meeting at 10:50 p.m., seconded Zajicek. **Motion carried unanimously.**

Adjournment

MOTION by Vajda to adjourn at 10:52 p.m., seconded by Zajicek. **Motion carried unanimously.**

APPROVED BY:

Chris Kauffman, Mayor

ATTEST:

Brian Hagen, City Administrator