

**CITY OF HANOVER
CITY COUNCIL MEETING
MAY 3, 2016 – OFFICIAL MINUTES**

Call to Order/Pledge of Allegiance:

Mayor Chris Kauffman called the regular meeting of Tuesday, May 3, 2016 to order at 7:03 p.m. Present were Mayor Chris Kauffman, John Vajda, Doug Hammerseng, Ken Warpula, and Jim Zajicek. Also present were City Administrator Brian Hagen, Accountant/Deputy Clerk Elizabeth Lindrud, Public Works Supervisor Scott Vogel, City Attorney Jay Squires and City Engineer Justin Messner. Guests present included Clark and Carol Lee, Barb Olson, Tim Bienias, Claudia Pingree, Vonnie and Martin Waters, Gerhardt Kottke, Greg Hiniker, Mat Boie, Mark Miller, Larry and Georgene Miller, Sarah Bye, Tom and Stephanie Gleason, Joan and Marty Miller, Tom Leimer, Janet McDaniel, Missy Wanke, Karen Kaul, Robert Kosloski, Derek Rosso, Dan Heinecke, Tom Therrien, Bill Rosso, Cathi Gabrielson, Krysta Mitchell, Brandon Vetsch, Bob Hegland, Dee Zajicek, Craig Sandberg, Chad Kugler, Dave Hesse, Stan Kolasa, Brian Kottke, and Doug Voerding from the Wright County Journal Press.

Approval of Agenda:

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

Consent Agenda:

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

a. Approve Minutes of April 19, 2016 City Council Work Session Meeting

b. Approve Claims as Presented:

➤ Claims	\$ 68,633.65
➤ Payroll	\$ 7,353.99
➤ P/R taxes & Exp	\$ 2,938.73
➤ Other Claims	<u>\$ 1,437.00</u>
➤ Total Claims	<u>\$ 80,363.37</u>

c. Res No 05-03-16-55 – Adopting State Records Retention

d. Res No 05-03-16-56 – Adopting Wright County Hazard Mitigation Plan

e. Res No 05-03-16-57 – Approving E-Poll Book Agreement

f. Res No 05-03-16-58 – Approving Snow Plow Driver Payment

g. Res No 05-03-16-59 – Approving Purchase of Fire Department Pagers

h. Res No 05-03-16-60 – Accepting Donation from Chanhassen Cub Foods

i. Res No 05-03-16-61 – Approving Purchase of Office Computer

Motion carried unanimously.

Citizen's Forum:

City Administrator Hagen gave a short presentation on the Settlers Park Ballfield redesign and the history on the discussions with Hanover Youth Ball, Hanover Athletic Association, City Council and the Park Board that have taken place over the past several years.

Tom Therrien

Tom Therrien addressed the Council and stated that he is the President of the Hanover Youth Ball organization. He explained that there are 320 children in the program with the 16U team starting in 2015. He further explained that Hanover Youth Ball has looked for land and have not been able to find anything suitable anywhere else. He stated that they have sufficient fields for the 12 and 14 year old players, but have to travel to Montrose for practice and games for the 16 year old players. He further

explained that there are more kids moving up through the program and once players reach the 16U level they would have to leave the program or try out at Buffalo. He stated Hanover Youth Ball lets everyone plays and he is very passionate about the program because he wants to provide a positive activity to youth in the area.

Therrien clarified that the redesign is taking the two current fields and replacing them with one larger field for the 16U teams, he further stated that the fields at Hanover Elementary are being renovated for the 12U teams, which will provide enough fields for the younger players. The Settlers Park ballfield would have movable bases to allow multiple age groups to play, and the field is for anyone in the community to use.

Martin Waters

Martin Waters stated that he has lived in Hanover since 2001 and spoke to the City's Comprehensive Plan and the long term vision for the community. He feels that the ballfield redesign is short sighted and that there are at least five other viable land options to avoid removing the oak trees. He further inquired if it would be possible to ask the MN Twins to increase their funding and build a better facility on a larger parcel of land. He is also concerned that the remaining oak trees will not survive the construction of the new ballfield.

Karen Kaul

Karen Kaul addressed Council stating that she had only heard about the ballfield redesign and removal off the oak trees two days ago. She stated she would like the City to look at other options and plan for future needs and other options. She expressed concern that once the trees are cut down the City cannot get them back.

Janet McDaniel

Janet McDaniel stated she is a Tree Care Advisor for Wright County and that she has lived in Hanover for 25 years. She was concerned that the City has not looked far enough into the future. She created a tree inventory of the entire Settlers Park property. She believes that the ash trees will be gone due to the emerald ash borer within the next five years and that the maple trees are also at risk. McDaniel predicts only 19 trees would be left in the park. She inquired if the ballfield design will effect a change in the water table and that oaks are very sensitive to change. She is concerned the oak tree closest to the proposed ballfield fence will not survive the construction. She also inquired on level of foot traffic would increase near the remaining oak trees and how that could be addressed. She further expressed concern over the time of year construction would begin and if precautions would be taken during construction.

Krysta Mitchell

Krysta Mitchell stated that she has four children and works with the elderly and came to gain information when she heard that Council had voted down a public hearing on the ballfield redesign. She stated she would like to see the City Comprehensive Plan. She explained that Settlers Park is a great place for seniors to visit because it is handicap accessible. She further stated she would like a study on the usage of each park and to have a public hearing to allow the community to come and discuss.

Stephanie Gleason

Stephanie Gleason expressed that she can sympathize with both sides and that the community does need to keep the youth active. She inquired about the number of people the new ballfield would benefit and mentioned the survey results from the Park Board did not show that the community felt additional ballfields were needed. Gleason's concern was that if the trees are removed, it takes away free space for

children to play in the park and that the population the ballfield would benefit is not large enough to justify the tree removal.

John Vajda arrived at 7:50 p.m.

Tim Bienias

Tim Bienias thanked Tom Therrien for his work with Hanover Youth Ball; he has a son and daughter in Youth Ball. He stated he wants to see fields added in Hanover and felt that if residents could vote for a referendum to build a new sports complex, it would pass. He did express that the trees in Settlers Park provide a play space for children to use their imagination to play instead of being in scheduled activities.

Claudia Pingree

Claudia Pingree stated that she has lived in Hanover for 30 years and that the seniors enjoy sitting under the oak trees. She further explained that she agrees more fields are needed for the children, but not just one field and not just ballfields.

Brandon Vetsch

Brandon Vetsch stated that he is concerned that the City does not have all the necessary data needed for the ballfield redesign. He would like to see a study on the projected growth of Hanover and a time use study on the fields and then make a decision on the ballfields.

Greg Hiniker

Greg Hiniker stated that he is the President of the Hanover Lions and supports the work of Hanover Youth Ball and the Park Board. He explained that he was speaking for the older members of the Hanover Lions and that Settlers Park was built in its current location because of the trees. He expressed concern that the City would be looking for a new field again in the future and he feels Lions would donate to a longer term project.

Tim Zimmerman

Tim Zimmerman stated he is a former member of Hanover resident and explained his family goes back 100 years in Hanover. He stated that the trees were here before the City and that he agrees that the City needs more ballfields and soccer fields, but that the City needs to conduct a five to ten year study first and look at other land options.

Missy Wanke

Missy Wanke explained that the Girls Scouts use the area under the oak trees for their annual camp event, which has an attendance between 70-100 girls. She further stated that area is used for other events and provides shade on hot summer days so residents can be outside.

Chad Kugler

Chad Kugler with Hanover Youth Ball stated that he has heard several people mention that there is a lack of planning. He explained that Hanover Youth Ball has been talking about ballfields for a long time and that the organization uses the fields as often as people's schedules allow them too. He further explained that there are no fields in Hanover to accommodate 16U leagues. Kugler understands the concern for the trees, however Youth Ball's perspective is about the kids in the program. Kugler stated their organization does not cut players and allows everyone to play, which has contributed to its growth.

Public Hearings

5th Street Watermain Extension

Messner gave a presentation on the 5th Street Watermain Extension. Messner's presentation included the project location, property improvements, and financing options. It also addressed common concerns regarding access to property and set the work hours from 7:00 a.m. to 7:00 p.m. Monday through Friday, 9:00am to 5:00 p.m. Saturday, and no work done on Sunday. The project is scheduled to start in June and end before August. Messner stated that 25% of the project costs would be assessed to the property owners and the City would pay the remaining 75%, the assessments are an even split per lot.

MOTION by Warpula to open the Public Hearing at 8:38 p.m., seconded by Hammerseng. **Motion carried unanimously.**

Kauffman asked if there were any public comments. An inquiry was made how the assessment would be effected if the sale on the City lot fell through. Messner replied that the City would then pick up that portion, and the total costs would still be split the same.

Liz Young inquired if construction would be complete before the Hanover Harvest Festival; Messner stated that the contract in place has a complete date before the Harvest Festival. Young also inquired how the pipe will go through and that there are a lot of utilities in the area. Messner explained that once the construction nears the residential properties the contractor will use directional boring instead of open excavation. The boring will not affect the storm water or any underground utilities.

MOTION by Hammerseng to close the Public Hearing at 8:44 p.m., seconded Vajda. **Motion carried unanimously.**

Unfinished Business:

None

New Business:

Clark Lee – House Size Regulations

Mr. Lee addressed Council with concerns of Hanover's current housing standards. Current ordinances do not require a minimum house size, however, a minimum garage size is required. Lee is concerned that a lack of housing standards would allow Hanover to be susceptible to the current trend of "tiny homes." Mr. Lee requested the Council, if possible, change the ordinance at the current meeting to implement housing standards prior to the Zoning Code recodification in 2013. Lee further requested that if the ordinance could not be changed, then Council place a moratorium on new home building permits that do not meeting the standards prior to the 2013 recodification.

Squires explained that a change to the zoning code would require Planning Commission involvement. He further stated that a moratorium would require an ordinance passage, however, with direction from Council on the details of the moratorium ordinance, staff could begin holding new home building permits prior to the passage of a moratorium ordinance.

Council felt a minimum house size would be beneficial to Hanover, but did not want to delay the issuance of a permit on a larger home.

MOTION by Warpula directing the advertisement of a moratorium ordinance on new home construction building permits if the design does not meet the minimum livable area size standards in place prior to the Zoning Code recodification in 2013, seconded by Zajicek. **Motion carried unanimously.**

Res No 05-03-16-62 – Ordering 5th St. NE Watermain Extension Project

Res No 05-03-16-63 – Awarding 5th St NE Watermain Extension Project Bid

MOTION by Warpula to table Res No 05-03-16-62 and Res No 05-03-16-63 until May 17, 2016, seconded by Hammerseng. **Motion carried unanimously.**

Hanover Royalty/Insurance Coverage

Hagen explained that Jackie Heinz, John Vajda, and himself discussed the Hanover Royalty and their desire to build a float. There was a question of whether the City could insure the float since the Harvest Festival does not carry insurance all year round. LMCIT, the City's insurance provider, has stated that the float could be insured by the City. They further recommended a policy be in place related to towing the float and to consider the float City property when setting the policy since the City would hold the liability. LMCIT suggested only City vehicles and staff be allowed to tow the float. Vajda requested to table this topic and he will work with Jackie to see what the Harvest Festival's insurance may be able to offer.

Park Playground Border Upgrades

Vogel stated that the wood and plastic timber borders need replacement. He further stated that he brought a proposal to replace the current borders with cement borders to the Park Board. The Park Board made a motion of support to replace the borders as needed with cement borders. Council was favorable to the change and requested that Vogel get specific quotes on the upgrades when the park needs the maintenance.

2016 First Quarter Budget Review

Lindrud presented the 2016 first quarter budget review. Miscellaneous revenues were up due to the fund transfer of the unclaimed escrows from the early 2000's. Expenditures were all at or below 25 percent of the budget with the exception of insurance, which was prepaid in 2015 for the first half of 2016. The 2010 GO Equipment Certificates fund is currently negative, but will be refunded once the first half 2016 taxes come in.

Reports

Lindrud

- Updated Council that Park Board postponed the annual walk through until May and held an informational meeting on the ballfield redesign at the April 26th meeting. The walk through will focus on the Park Comprehensive Plan.

Hagen

- The Greenhouse is required to update their plans due to an issue with emergency response vehicles being able to access the building.
- Reminded Council that he and Lindrud will be out at training this week.

Vogel

- Stated that the Terry, the summer help, started Monday.
- Crack sealing project will start in May.
- The Lion Head fountain arrived and is now installed in Settlers Park.

Messner

- Bridge decking is done.
- Hanover Hills contracts will be sent out for signatures.

- Stated he will be setting up a meeting with Burschville Construction for the County Road 19 sidewalk project.
- Spoke with Wright County on a sidewalk extension to Hanover Elementary. They would consider partnering to extend the sidewalk from the vehicle bridge to the elementary school.

Vajda

- Attended the Russian Dinner put on by Tatiana Menth, it was well attended.

Kauffman

- Attended the Hanover Lions Smelt Fry, it was well attended.
- Inquired if the field at Mallard Park can be aerated, Vogel stated that underneath the sod is gravel, he planned to spread dirt to help.
- Requested that Hagen look at the franchise fee contracts, he was told that the City should not have to pay for cable or internet at City buildings as part of the contract.

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

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, identified as PID 108-046-001060

At this time Mayor Kauffman read a statement identifying authorization to enter into a closed session to discuss the sale of properties identified as 11149 5th St. NE, Hanover, MN and PID 108-046-001060.

MOTION by Warpula to enter into a closed session at 10:07 p.m., seconded by Warpula. **Motion carried unanimously.**

Present in the closed meeting were Mayor Kauffman, Councilors Vajda, Hammerseng, Warpula, Zajicek, City Administrator Hagen, and Attorney Squires. Council discussed the sale price of both properties identified above and directed staff to present the offers to the interested parties.

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

Adjournment

MOTION by Vajda to adjourn at 10:55 p.m., seconded by Zajicek. **Motion carried unanimously.**

APPROVED BY:

Chris Kauffman, Mayor

ATTEST:

Brian Hagen, City Administrator