

**CITY OF HAM LAKE
CITY COUNCIL AND ECONOMIC DEVELOPMENT AUTHORITY MINUTES
MONDAY, AUGUST 21, 2017**

The Ham Lake City Council and Economic Development Authority met for its regular meeting on Monday, August 21, 2017 at 6:00 p.m. in the Council Chambers at the Ham Lake City Hall located at 15544 Central Avenue NE in Ham Lake, Minnesota.

MEMBERS PRESENT: Acting Mayor Tom Johnson and Councilmembers Al Parranto and Gary Kirkeide

MEMBERS ABSENT: Mayor Mike Van Kirk and Councilmember Jim Doyle

OTHERS PRESENT: City Attorney, Joe Murphy; Fire Chief, Don Krueger; City Engineer, Tom Collins; and Deputy City Clerk, Jennifer Bohr

1.0 CALL TO ORDER - 6:00 P.M. – Pledge of Allegiance

Acting Mayor Johnson called the meeting to order and the Pledge of Allegiance was recited by all in attendance.

2.0 PUBLIC COMMENT - None

3.0 SPECIAL APPEARANCES/PUBLIC HEARINGS

3.1 Lt. Paul Lenzmeier – Anoka County Sheriff’s Monthly Report

Lt. Paul Lenzmeier gave a summary of the sheriff’s report for the month of July. Lt. Lenzmeier stated the Anoka County Sheriff’s office has begun field testing body cameras and will test different technologies over the course of the next several months.

4.0 CONSENT AGENDA

These items are considered to be routine and will be enacted in one motion. There will be no separate discussion of these items unless a Councilmember or citizen so requests, in which event the item will be removed from the Consent Agenda and considered in normal sequence. (All items listed on the Consent Agenda are recommended for approval.)

- 4.1 Approval of minutes of August 7, 2017 and Budget Workshop minutes of August 7, 2017
- 4.2 Approval of claims in the amount of \$222,698.76
- 4.3 Approval of the 2018 Law Enforcement Contract with the Anoka County Sheriff’s Office
- 4.4 Approval of Ordinance No. 17-09 rezoning Hidden Forest East
- 4.5 Approval of a Proclamation proclaiming October as Domestic Violence Awareness Month
- 4.6 Approval of a Proclamation proclaiming September 17 – September 23 as Constitution Week
- 4.7 Approval of Resolution No. 17-30 adopting the updated Minnesota General Records Retention Schedule
- 4.8 Approval of Resolution No. 17-31 adopting the Findings of Fact stating that Outlot A in Constance Estates is a buildable lot

4.9 Approval of accepting the Aberdeen Street reconstruction project between Constance Boulevard and 165th Avenue and commencing the one-year warranty period

Motion by Johnson, seconded by Parranto, to approve the Consent Agenda. All present in favor, motion carried.

5.0 PLANNING COMMISSION RECOMMENDATIONS

5.1 Consideration of an excavation permit for Gary Braastad, Braastad Landscape Inc., in Section 29 (The purpose of the removal of dirt (3,400 cubic yards) is because construction is taking place on the North Metro Storage (14205 Highway 65 NE) property and the excess materials will be stockpiled on Gary Braastad's property for future development of such property

Mr. Gary Braastad was present. Acting Mayor Johnson asked if a development agreement was needed for this project. Engineer Collins stated a development agreement could be created to establish a timeline by which the stockpiled dirt would need to be moved. Mr. Braastad stated he would be willing to sign a development agreement. **Motion by Kirkeide, seconded by Parranto, to concur with the recommendation of the Planning Commission to approve an excavation permit for Gary Braastad, Braastad Landscape Inc., in Section 29 for the purpose of the removing 3,400 cubic yards of excess sand material along with excess topsoil from the construction project at North Metro Storage (14205 Highway 65 NE, PIN 29-32-23-42-0039) to be stockpiled on Gary Braastad's property (PIN 29-32-23-42-0009) directly north for the City's project of realigning the ditch, installing a culvert and constructing Aberdeen Street NE to the south; along with making the lot buildable, subject to the project being completed by October 1, 2018 and to meeting the recommendations of the City Engineer and all City, State and County requirements. Kirkeide moved to amend the motion, and it was seconded by Parranto, to add "subject to the terms of a development agreement". All present in favor, motion, as amended, carried.**

5.2 Scott Lennes, Property Revolutions Nine, LLC, requesting Final Plat approval of Red Fox Hollow 2nd Addition (21 Residential Single Family Lots) in Section 36

Motion by Johnson, seconded by Kirkeide, to concur with the recommendation of the Planning Commission and approve the Final Plat of Red Fox Hollow 2nd Addition (21 Residential Single Family Lots) located in Section 36 as submitted by Scott Lennes, Property Revolutions Nine, LLC, subject to meeting all State, County and City requirements. All present in favor, motion carried.

6.0 PARK AND TREE COMMISSION RECOMMENDATIONS – None

7.0 ECONOMIC DEVELOPMENT AUTHORITY – None

8.0 APPEARANCES – None

9.0 CITY ATTORNEY

9.1 Discussion of ATV's and Golf Carts

Attorney Murphy stated there was discussion about amending the City's current ATV and Golf Cart ordinance to include operation of side by side or Utility Task Vehicles (UTV's) at the last City Council meeting. Attorney Murphy stated after researching the issue he found the State of Minnesota has amended statutes related to operation of these vehicles several times and the

ordinance will need to be rewritten. Attorney Murphy stated he will draft a revised ordinance and present it at a future meeting to facilitate discussion. Councilmember Kirkeide asked if a permitting process will need to be established for these vehicles. Councilmembers Johnson and Kirkeide stated that if a permitting process was required, they would like the cost of the permit to be minimal yet cover the cost of time invested by staff to process the permits. Attorney Murphy stated he would look into specific requirements and inform the City Council at the next meeting. **Motion by Johnson, seconded by Kirkeide, to direct Attorney Murphy to revise the City's ordinance on operation of UTV's, ATV's and Golf Carts to conform to state statutes. All present in favor, motion carried.**

10.0 CITY ENGINEER

Engineer Collins informed the City Council that the City has received complaints from residents about traffic congestion at the new DaVinci Academy Charter School since it opened on August 15, 2017. Engineer Collins stated traffic issues have been caused by the closure of the right turn lane onto eastbound Bunker Lake Boulevard NE by the Anoka County Highway Department and incomplete turn lanes, which were to be constructed by DaVinci Academy. Engineer Collins stated the turn lanes will be constructed this week so the traffic flow can improve.

11.0 FIRE CHIEF

Fire Chief Krueger informed the City Council that Superintendent Reiner received a resignation notice from one of his maintenance workers that is effective in a couple of weeks. Fire Chief Krueger stated staff has started the process of posting the job opening to find a replacement.

12.0 COUNCIL BUSINESS

12.1 Committee Reports - None

12.2 Announcements and future agenda items - None

Motion by Kirkeide, seconded Parranto, to adjourn the meeting at 6:17 p.m. All present in favor, motion carried.

Jennifer Bohr, Deputy City Clerk