

**CITY OF HAM LAKE
CITY COUNCIL AND ECONOMIC DEVELOPMENT AUTHORITY MINUTES
MONDAY, JUNE 20, 2022**

The Ham Lake City Council and Economic Development Authority met for its regular meeting on Monday, June 20, 2022 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: Mayor Brian Kirkham and Councilmembers Gary Kirkeide and Jesse Wilken

MEMBERS ABSENT: Councilmember Jim Doyle

OTHERS PRESENT: City Attorney, Joe Murphy; City Engineer, Tom Collins; Public Works Superintendent, John Witkowski; City Administrator, Denise Webster; and Deputy City Clerk, Dawnette Shimek

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

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

Discussion of the open Councilmember Position

Mayor Kirkham stated that staff reached out to Al Parranto regarding filling the open Councilmember Position. Mayor Kirkham stated that Mr. Parranto has years of experience on the Planning Commission and City Council. **Motion by Kirkeide, seconded by Wilken to appoint Al Parranto to the open Councilmember Position. All present in favor, motion carried.** Administrator Webster administered the Oath of Office to Councilmember Al Parranto. Councilmember Parranto then took his seat at the council table.

2.0 PUBLIC COMMENT - None

3.0 SPECIAL APPEARANCES/PUBLIC HEARINGS

3.1 Commander Paul Lenzmeier, Anoka County Sheriff's Office Monthly Report

Commander Lenzmeier stated that Lt. John Wilson has retired from the Anoka County Sheriff's Department and he will be taking his place for the remainder of the year. Commander Lenzmeier gave the summary of the Sheriff's Report for the month of May 2022.

3.2 6:01 p.m. – Public Hearing – For citizens to have an opportunity to give written or oral input to reduce or eliminate pollutants from storm water runoff as part of the National Pollutant Discharge Elimination System (NPDES)

Mayor Kirkham opened the public hearing at 6:06 p.m. and asked for public comment; with there being none, Mayor Kirkham closed the public hearing at 6:06 p.m.

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 June 6, 2022 and Budget Workshop Meeting Minutes of June 6, 2022

4.2 Approval of claims in the amount of \$344,619.06

- 4.3 Approval of terminating the contract with Gratitude Farms effective September 21, 2022 and approving the Letter of Understanding for Impound Housing Services with the Animal Humane Society effective September 21, 2022
- 4.4 Approval of a 50% reduction for the Performance Security for Evergreen Estates Development
- 4.5 Approval of hiring Juan Cabral for the full-time Public Works Mechanic/Operator position, subject to a BCA check and CDL drug test
- 4.6 Approval of Resolution No. 22-21 scheduling a public hearing to vacate a portion of the drainage and utility easement at 13339 Shenandoah Street NE (Lot 1, Block 2, Hidden Forest)

Motion by Kirkeide, seconded by Wilken, to approve the June 6, 2022 Consent Agenda with the omission of item 4.1. Mayor Kirkham and Councilmembers Kirkeide and Wilken voted yes. Councilmember Parranto abstained. Motion carried.

Councilmember Kirkeide stated that the June 6, 2022 Budget Workshop Minutes indicate that Anoka County Sheriff's Office budget be a County levy on a separate line item. Councilmember Kirkeide stated that he would like staff to research and explore the possibility to have the Anoka County Sheriff's Office budget be separated out from other operating expenses in the City Levy. **Motion by Kirkeide, seconded by Wilken, to correct 4.1 of the City Council Budget Workshop Minutes as noted by the Deputy City Clerk. Mayor Kirkham and Councilmembers Kirkeide and Wilken voted yes. Councilmember Parranto abstained. Motion carried.**

5.0 PLANNING COMMISSION RECOMMENDATIONS

- 5.1 Gerald and Arlene Mager, Mager Trust, requesting Preliminary Plat and Final Plat Approval and Rezoning from CD-2, Commercial Development II, to R-1, Single Family Residential, for Magers Meadows, a minor plat (3 single family residential lots), located in Section 29 (this is considered the First Reading of a rezoning Ordinance)

Motion by Kirkham, seconded by Wilken, to concur with the Planning Commission and approve the request of Gerald and Arlene Mager, Mager Trust, for Preliminary Plat and Final Plat approval and rezoning of Magers Meadows, a 3 lot Minor Plat, from CD-2, Commercial Development II to R-1, Single Family Residential, located in Section 29 (PID# 29-32-23-22-0001), subject to the existing septic system on Lot 2, Block 2 being brought into compliance by May 4, 2024 and meeting all City, State and County requirements. All present in favor, motion carried. (This is considered the first reading of an Ordinance rezoning the property).

6.0 ECONOMIC DEVELOPMENT AUTHORITY - None

7.0 APPEARANCES – None

8.0 CITY ATTORNEY

- 8.1 Discussion of dredging the channel between South Coon Lake and Coon Lake

Attorney Murphy stated this item is on the agenda for discussion. There was a verbal agreement with one property owner that allowed the City to access the north side of the channel between South Coon Lake and Coon Lake: the owner sold the property and the current owner is not interested in allowing the City access or selling an easement to the City. At this time staff is looking for direction from the City Council regarding who should dredge the channel and how to proceed being there isn't an easement to access the channel. City Engineer Collins stated that to his knowledge the City has not dredged the channel; they have trimmed trees, trapped beavers and the bridge was reconstructed in 2010 and 2011. Attorney Murphy stated that in 1928 the Hiawatha Beach plat dedicated the channel and walking paths. Engineer Collins stated that the property owner to the northwest of the channel obtained a dredging permit from the DNR in 2001, and that

permit was transferred to the City in 2005. There have been permits issued by the DNR as recently as 2020 to the City. Councilmember Kirkeide stated the issue should be discussed with the DNR as an area hydrologist has stated disfavor of disturbing the sediment. Public Works Superintendent Witkowski stated that the City does not have the equipment to dredge the culvert and the DNR is not in favor of disturbing it.

Ted Ankrum, 17521 Interlachen Drive NE, asked the City Councilmembers if anyone has been to the site. Mr. Ankrum stated that it is a mess with overgrown willow trees, raspberry bushes and garbage. Mr. Ankrum stated he has lived there for 5 years and last year during the drought, being there was no water, would have been a perfect opportunity to clean it out. Councilmember Wilken asked how much sediment or dirt the current permit authorizes to be removed and it was determined 6-inches below the invert of the culvert placed in 1953.

Danielle Williams, 17444 Hiawatha Beach Drive NE, stated she has lived there for two-years and shared photos of the area where the retaining wall needs repairing, the overgrown trees are leaning and ready to fall into the channel and that it is because of a lack of maintenance. Ms. Williams stated that you can currently get a kayak through, but come July you will have to walk it through. Ms. Williams stated that the depth varies from 6-inches to 1-1/2-feet. Ms. Williams stated that you cannot get a boat through and with lack of activity it has become worse. Ms. Williams stated that there are two easements that snowmobilers use. Ms. Williams stated that a plan is needed and the City needs to follow through with this obligation.

Brian Hellquist, 3264 Interlachen Drive NE, stated that he has lived there for 25-years. Mr. Hellquist stated that the depth of the water fluctuates, but something does need to be done. Mr. Hellquist stated that the watershed wouldn't like the railroad-ties that the retaining wall is constructed of. Mayor Kirkham stated that this is in the Sunrise River Watershed Management Organization and this could be their issue. Mr. Hellquist stated that the City has used a backhoe at the mouth to clean it out. Mr. Hellquist stated that there is also a wake issue there. Mr. Hellquist stated that the path is blocked so no one can use it. Mr. Hellquist stated that the channel was about 3-feet deep when it was clear and a lot of sediment has settled there.

Lorie Hellquist, 3264 Interlachen Drive NE, asked when they could get the paths back. Attorney Murphy stated the path could be vacated or the abutting property owner could be required to move everything off the path. Ms. Hellquist asked why that owner got to take over the path. Ms. Hellquist added that the City needs to do something about it.

Yvonne Raether, 17442 Hiawatha Beach Drive NE, stated that when the City dredged the channel approximately 20 years ago, you could get boats through for a couple of years. Ms. Raether would appreciate it being opened up.

It was the consensus of the City Council to direct City Staff to contact representatives of the Sunrise Watershed District and the DNR and in the meantime have Public Works Superintendent Witkowski locate the corner pins for the pathway.

- 9.0 CITY ENGINEER – None
- 10.0 CITY ADMINISTRATOR – None
- 11.0 COUNCIL BUSINESS
- 11.1 Committee Reports - None

11.2 Consideration of appointment of Acting Mayor, Committee liaisons and liaisons with other organizations: Acting Mayor, , EDA President, EDA Vice President, Personnel (2), Economic Development, Met Council & Metropolitan Council Reform (2), Law Enforcement (2), Fire Department Liaisons (2), North Central Suburban Cable Communications Commission (and alternate), Ham Lake Chamber of Commerce (2), Road Committee (2), Ham Laker Task Force (2), Audit (2), Building/Energy Committee (2), Park Committee (2), Fire Relief Association Board of Trustees (3), Code Review Committee (2) (and alternate), Metropolitan Council reform effort Committee, Building Department Committee (2), CERT Committee

Motion by Kirkham, seconded by Parranto, to approve the following appointments for the remainder of 2022:

Acting Mayor (1).....Councilmember Wilken
EDA President (1).....Mayor Kirkham
EDA Vice President (1).....Councilmember Doyle
Personnel (2).....Mayor Kirkham & Councilmember Doyle
Economic Development (2).....Mayor Kirkham & Councilmember Parranto
Met Council & Metropolitan Council reform effort Committee (2).....Mayor Kirkham & Councilmember Kirkeide
Law Enforcement (2).....Mayor Kirkham & Councilmember Wilken
Fire Department Liaisons (2).....Mayor Kirkham & Councilmember Parranto
North Metro Telecommunications Commission (1).....Councilmember Wilken (alternate: Councilmember Parranto)
Chamber of Commerce (2).....Councilmember Kirkham & Administrator Webster
Road Committee (2).....Councilmembers Kirkeide & Doyle
Ham Laker Task Force (2).....Councilmembers Wilken & Parranto
Audit (2).....Mayor Kirkham & Councilmember Doyle
Building/Energy Committee (2).....Mayor Kirkham & Councilmember Kirkeide
Park Committee (2).....Mayor Kirkham & Councilmember Parranto
Fire Relief Association Board of Trustees (3).....Councilmember Kirkham, Fire Chief Raczkowski & Administrator Webster
Code Review Committee (2).....Councilmembers Kirkeide & Wilken (alternate: Mayor Kirkham)
Building Department Committee (2).....Councilmembers Kirkeide & Parranto
CERT Committee.....Councilmembers Wilken & Parranto, Fire Chief Raczkowski & a Liaison from the Sheriff's Department

All present in favor, motion carried.

11.3 Announcements and future agenda items - None

Motion by Kirkeide, seconded by Parranto, to adjourn the meeting at 7:03 p.m. All in favor, motion carried.

Dawnette Shimek, Deputy City Clerk