

**CITY OF HAM LAKE
CITY COUNCIL AND ECONOMIC DEVELOPMENT AUTHORITY MINUTES
WEDNESDAY, JULY 5, 2023**

The Ham Lake City Council and Economic Development Authority met for its regular meeting on Wednesday, July 5, 2023 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 Jim Doyle and Al Parranto

MEMBERS ABSENT: Councilmembers Gary Kirkeide and Jesse Wilken

OTHERS PRESENT: City Attorney, Mark Berglund; City Engineer, Tom Collins; 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.

2.0 PUBLIC COMMENT

David Ross, 13450 Quincy Street NE, stated that the City of Blaine has caused 47 wells in the City of Ham Lake to run dry. Mr. Ross stated that the City of Blaine pumped water from three unpermitted wells for two years. Mr. Ross stated as a resident of Ham Lake he is nervous of what will happen next if Blaine would draw more water to meet their aggressive development plans. Mr. Ross stated it is up to Ham Lakes elected officials and leaders to determine how best to proceed with this challenge caused by the City of Blaine. Mr. Ross stated that maybe the City Council could reach out to the Department of Natural Resources or the Anoka County Board to help protect our community from the growth and development occurring alongside Ham Lakes border lines. The City Council thanked Mr. Ross.

3.0 SPECIAL APPEARANCES/PUBLIC HEARINGS – None

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 20, 2023, Budget Meeting minutes of June 20, 2023 and Workshop Meeting minutes of June 20, 2023
- 4.2 Approval of claims in the amount of \$234,071.21
- 4.3 Approval of Ordinance No. 23-04 rezoning Hentges Addition
- 4.4 Approval of the 2024 North Metro Telecommunications Commission Budget (NMTV)
- 4.5 Approval of purchasing two new Single Axel Plow Trucks for the Public Works Department
- 4.6 Approval of rescinding Resolution No. 23-23 and adoption of Resolution No. 23-28 scheduling a public hearing to vacate a portion of the drainage and utility easement located on Lot 12, Block 1, Timber Woods in Section 35

- 4.7 Approval of Resolution No. 23-29 for the American Rescue Plan Act (ARPA) Funding for Creek Valley Street Reconstruction Project
- 4.8 Approval of Resolution No. 23-30 accepting a \$2,500 donation from the Ham Lake Chamber of Commerce

Motion by Parranto, seconded by Doyle, to approve the July 5, 2023 consent agenda as written. All present in favor, motion carried.

4.0 PLANNING COMMISSION RECOMMENDATIONS

- 5.1 Richard and Diane Sylvester requesting Preliminary and Final Plat approval and rezoning of a portion of land from R-A (Rural Single Family Residential) to R-1 (Single Family Residential) of Toby's Trails (3 single family residential lots) located in Section 15 (this is considered the First Reading of a Rezoning Ordinance)

Motion by Doyle, seconded by Parranto, to concur with the Planning Commission and approve the request of Richard and Diane Sylvester for Preliminary and Final Plat approval and rezoning of a portion of land from R-A (Rural Single Family Residential) to R-1 (Single Family Residential) of Toby's Trails (3 single family residential lots) located in Section 15 subject to removal/relocation of portions of the existing gravel driveway that encroaches into the ten-foot drainage and utility easement, having a compliance inspection performed on the existing septic system on Lot 1, signing an encroachment agreement for Lot 2 and Lot 3 driveways encroaching into the drainage and utility easement adjacent to Constance Boulevard NE, paving the existing gravel driveway of Lot 1 before any future building permits are issued on that parcel, upgrading Naples Street NE from Constance Boulevard NE to the southeast plat border if the property is subdivided again in the future, meeting the requirements of the City Engineer, and meeting all City, State and County requirements. All present in favor, motion carried. (This is considered the First Reading of a Rezoning Ordinance.)

- 5.2 Jeff Stalberger, HFN Properties, LLC, requesting Preliminary Plat approval and rezoning of portions of land from R-A (Rural Single Family Residential) to R-1 (Single Family Residential) of Hidden Forest East Fourth Addition (22 Single Family Residential lots and 3 outlots) in Sections 24 and 25 (this is considered the First Reading of a Rezoning Ordinance)

Motion by Doyle, seconded by Parranto, to concur with the Planning Commission and approve the request Jeff Stalberger, HFN Properties, LLC, for Preliminary Plat approval and rezoning of portions of land from R-A (Rural Single Family Residential) to R-1 (Single Family Residential) of Hidden Forest East 4th Addition (22 Single Family Residential lots and 3 out-lots) in Sections 24 and 25 subject to meeting the requirements of the City Engineer as noted in his June 22, 2023 memo, and meeting all City, State and County requirements. All present in favor, motion carried. (This is considered the First Reading of a Rezoning Ordinance.)

- 5.3 Mitch Stone, Stone Construction, requesting Commercial Site Plan approval to construct a 12,992 square foot addition to Jam Hops at 1460 133rd Lane NE

Motion by Doyle, seconded by Parranto, to concur with the Planning Commission and approve the application of Stone Construction to build a 12,992 square foot addition to the existing Jam Hops building located at 1460 133rd Lane NE subject to providing a screening plan that meets the approval of the Building Official, submitting a septic design that can accommodate the occupancy load as required by Minnesota Subsurface Sewage Treatment System Program (SSTS) rules (no building permit will be issued until the septic design has been approved by the City of Wyoming Building

Official), meeting the requirements of the City Engineer and the Building Official and meeting all City, County and State requirements. All present in favor, motion carried.

6.0 ECONOMIC DEVELOPMENT AUTHORITY – None

7.0 APPEARANCES – None

8.0 CITY ATTORNEY

Attorney Berglund reported that land acquisitions for future service road construction are moving forward.

9.0 CITY ENGINEER – None

10.0 CITY ADMINISTRATOR – None

11.0 COUNCIL BUSINESS

11.1 Committee Reports

Councilmember Doyle stated that the Road Committee is scheduled to meet on July 17, 2023 and he may not be able to attend. City Engineer Collins stated the Road Committee meeting can be rescheduled.

11.2 Announcements and future agenda items

Councilmember Doyle stated he attended the Freedom Festival over the weekend and stated it was great.

Councilmember Parranto would like to address the situation where the City of Blaine's new wells are causing wells to run dry on properties on the south end of Ham Lake. Mayor Kirkham asked that this be added to the next City Council agenda for discussion.

CLOSED MEETING - Pursuant to Minn. Stat. §13D.05, Subd. 3(c)(3) to discuss the purchase of real property identified as PIN #17-32-23-24-0014 (during a recess of the regularly scheduled City Council meeting)

Mayor Kirkham called a recess at 6:10 p.m. in order to conduct a closed meeting.

Mayor Kirkham called the closed meeting to order at 6:12 p.m. The closed meeting was adjourned at 6:23 p.m.

Motion by Parranto, seconded by Doyle, to adjourn the meeting at 6:24 p.m. All present in favor, motion carried.

Dawnette Shimek, Deputy City Clerk