

CITY OF GRANT
MINUTES

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DATE : January 3, 2017
TIME STARTED : 7:05 p.m.
TIME ENDED : 8:25 p.m.
MEMBERS PRESENT : Councilmember Sederstrom, Lanoux, Carr,
Kaup and Mayor Huber
MEMBERS ABSENT : None

Staff members present: City Attorney, Nick Vivian; City Engineer, Brad Reifsteck; City Planner, Jennifer Haskamp; City Treasurer, Sharon Schwarze; and Administrator/Clerk, Kim Points

CALL TO ORDER

The meeting was called to order at 7:02 p.m.

PUBLIC INPUT

(1) Mr. Steve Bohnen, 9224 60th Street – Congratulated the Council on the election, asked the Council to work together and noted public servants are not slaves and should not be harassed by unreasonable residents.

(2) Mr. James Drost, 8682 Jamaca – Expressed concern regarding the war on cash and asked the Council to write to Congressman and Senators regarding this important issue.

PLEDGE OF ALLEGIANCE

OATH OF OFFICE, TOM CARR, DENNY KAUP AND JEFF HUBER

City Attorney Vivian conducted the oath of office to Council Member Tom Carr, Council Member Denny Kaup and Mayor Jeff Huber.

Mayor Huber thanked those in attendance for coming and their support. He stated he is here to serve all residents. The City of Grant does offer a home in the country with low density and small government. He advised he will continue to preserve and protect that lifestyle and hopes the Council can work together.

SETTING THE AGENDA

Council Member Carr moved to approve the agenda as presented. Council Member Kaup seconded the motion. Motion carried unanimously.

CONSENT AGENDA

December 2016 Bill List, \$35,343.03

Approved

1 2017 Tort Liability, City DOES NOT
 2 Waive Monetary Limits Approved

3
 4 Washington County, Final CSAH 12/17
 5 Invoice, \$27,094.30 Approved

6
 7 Video Tech 2017 Hourly Pay Increase Approved

8
 9 Clerk Pay 2017 Increase per Approved Budget Approved

10
 11 **Council Member Lanoux moved to remove Clerk Pay 2017 Increase from the consent agenda
 12 and move to New Business. Council Member Sederstrom seconded the motion. Motion failed
 13 with Council Member Carr, Kaup and Mayor Huber voting nay.**

14
 15 **Council Member Carr moved to approve the consent agenda, as presented. Council Member
 16 Kaup seconded the motion. Motion carried with Council Member Lanoux and Sederstrom
 17 voting nay.**

18
 19 **STAFF AGENDA ITEMS**

20
 21 **City Engineer, Brad Reifsteck**

22
 23 **CONTINUED PUBLIC HEARING, Consideration of Resolution No. 2016-30, Certification of
 24 Special Assessments for the Keswick Avenue Roadway Improvement Project – City Engineer
 25 Reifsteck stated revised assessments were sent to the affected property owners that included the City
 26 funds within the project. The public hearing was opened and continued due to the dedication of those
 27 funds. The final assessment amount is under the original projected costs.**

28
 29 Mayor Huber opened the public hearing at 7:21 p.m.

30
 31 Mr. Richard Landshut came forward and stated he is concerned about how the assessment roll was
 32 put together. He referred to Section 4 relating to buildable lots and stated that he believes the
 33 assessment roll should be re-evaluated and he is formally objecting to the assessment.

34
 35 A formal objection to the assessment was also submitted to the City from Ernie & Annie Hintze,
 36 10380 60th Street Lane North.

37
 38 **Council Member Carr moved to close the public hearing at 7:23 p.m.. Council Member Kaup
 39 seconded the motion. Motion carried unanimously.**

40
 41 City Attorney Vivian explained the process relating to the determination of buildable lots. If a
 42 property is not assessed, it does not meet the threshold and therefore a benefit analysis was not done
 43 on that parcel.

1 Council Member Carr stated the property was assessed one-quarter of the full assessment. The
2 Council does have the latitude on assessments and can waive them but does not have ot.

3
4 City Attorney Vivian stated if the outlots had been included a benefit analysis would have to be done.
5 The City could be at risk of over assessing. Any of the outlots would be difficult to show any benefit.
6 This proceeding this evening does meet the requirements of the state statutes and he believes the
7 assessments are fair and equitable per the benefit analysis.

8
9 Council Member Carr noted the City funds that were included in the project were ear marked for
10 future road maintenance and the City has contributed maintenance funds in the past.

11
12 **Council Member Carr moved to adopt Resolution No. 2016-30, as presented. Council Member**
13 **Lanoux seconded the motion. Motion carried unanimously.**

14
15 **City Planner, Jennifer Haskamp (no action items)**

16
17 **City Attorney, Nick Vivian (no action items)**

18
19 **NEW BUSINESS**

20
21 **Consideration of City of Grant Rules of Procedure** – Mayor Huber stated there has been confusion
22 in the past relating to the Grant Rules of Procedure as it was not written as clear as it should have
23 been. Revisions have been drafted and were included in the Council packets.

24
25 Staff submitted revisions in an effort to clarify the procedures. The revisions relating to meeting
26 procedure and mangement, decorum, addition of agenda items and City consultants. It was
27 recommended the agenda item Council Updates being revised to include Future Agenda Items.

28
29 Council Member Sederstrom stated if there are not three members that agree to an agenda item some
30 things will never be discussed. The minority will never have the opportunity to put things on the
31 agenda.

32
33 Mayor Huber stated items are discussed under Council updates and the Council determines if those
34 items should be discussed further at a future meeting. The Council will continue that practise and
35 items will be discussed.

36
37 Council Member Carr stated information for agenda items need to be included in the Council packets.

38
39 Council Member Lanoux stated the decision was made at the last meeting to not have a blue ribbon
40 road committee on the agenda. It was a hasty decision and if it had been on the agenda information
41 would have been in the packets.

42
43 Mayor Huber stated the City has had a road committee and didn't have the dollars to fund the road
44 plans. He referred to Roberts Rules of Order and stated the City has never used them. The City does
45 use parlimentary procedures as recommended by the League of Minnesota Cities.

1 Council Member Lanoux stated the Planning Commission uses Roberts Rules of Order.

2
3 Mayor Huber stated parliamentary procedure is based on Roberts Rules. Consent agenda items are not
4 hidden and the City can modify the rules to make them more streamlined.

5
6 Council Member Carr stated he remembers when the City didn't have any rules of procedure and then
7 someone came along and the City now has to have rules of procedure.

8
9 **Council Member Carr moved to approve the City of Grant Rules of Procedure, as presented.**
10 **Council Member Kaup seconded the motion. Motion carried with Council Member Lanoux**
11 **and Sederstrom voting nay.**

12
13 **Consideration of December 6, 2016 City Council Meeting Minutes – Council Member Carr**
14 **moved to approve the December 6, 2016 City Council Meeting Minutes, as presented. Mayor**
15 **Huber seconded the motion. Motion carried with Council Member Kaup abstaining.**

16
17 **Consideration of Ordinance No. 2017-49, 2017 Fee Schedule –** The 2017 Fee Schedule was
18 presented with no recommended changes from the 2016 City Fee Schedule.

19
20 **Council Member Carr moved to approve Ordinance No. 2017-49, as presented. Council**
21 **Member Lanoux seconded the motion. Motion carried unanimously.**

22
23 **Consideration of Resolution No. 2017-01, Summary Publication of Ordinance No. 2017-49 –**
24 **Resolution No. 2017-01 authorizes a summary publication of Ordinance No. 2017-49.**

25
26 **Council member Lanoux moved to adopt Resolution No. 2017-01, as presented. Council**
27 **Member Carr seconded the motion. Motion carried unanimously.**

28
29 **Consideration of 2017 City Council Meeting Schedule – Council Member Kaup moved to**
30 **approve the 2017 City Council Meeting Schedule, as presented. Council Member Carr**
31 **seconded the motion. Motion carried unanimously.**

32
33 **Consideration of 2017 Appointment List –** The 2016 City of Grant Appointment list was included in
34 the Council packet for reference.

35
36 Mayor Huber stated appointments for Weed Control, Deputy Mayor and Cable Commission should
37 be made. All other appointments are under contract. He suggested he be appointed to Weed Control,
38 Council Member Carr to Deputy Mayor and Steve Bohnen to Cable Commission.

39
40 Council Member Lanoux stated staff should not be appointed before a review is done.

41
42 Mayor Huber pointed out staff has an annual review and they are under contract. Contracts can be
43 terminated with a thirty day notice.

44

1 Council Member Carr stated Council Members do fill out the performance reviews for staff and they
2 are done annually.

3
4 Mayor Huber added the continuity of service to the City and residents is invaluable.

5
6 Council Member Lanoux stated that the City Attorney is not acting in a fiduciary manner and that
7 nick should not be appointed until after a performance review or that aa request for proposal
8 for that position.

9
10 Mayor Huber advised the cable commission and its commissioners, two members from each member
11 city, does deal with some programming and mainly the negotiating of the City's right-of-ways and
12 franchise agreement. Steve Bohnen has been highly effective on the commission. When a member
13 city left the commission, the budget had to be cut 12%. Eleven member cities voted on the
14 elimination of public access due to those budget cuts.

15
16 **Council Member Carr moved to approve the 2017 Appointment List, as amended. Council**
17 **Member Kaup seconded the motion. Motion carried with Council Member Lanoux and**
18 **Sederstrom voting nay.**

19
20 **UNFINISHED BUSINESS**

21
22 There was no unfinished business.

23
24 **DISCUSSION ITEMS**

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26 **City Council Reports:**

27
28 Council Member Lanoux stated he was censured for about two years and the court just ruled he was
29 not given due process.

30
31 City Attorney Vivian advised the court found cities do have the authority to censure Council
32 Members. The court also indicated the City can enforce censure by due process and/or a harassment
33 restraining order. The court also determined that nothing the City did prohibited Council Member
34 Lanoux to do his job as a Council Member.

35
36 The censure has run its course and is expired. He cautioned all Council Members to behave
37 appropriately.

38
39 **Staff Updates:**

40
41 There were no staff updates.

42
43 **COMMUNITY CALENDAR JANUARY 4 THROUGH JANUARY 31, 2017:**

44 **Mahtomedi Public Schools Board Meeting, Thursday, January 12th and 26th, Mahtomedi**
45 **District Education Center, 7:00 p.m.**

1 **Stillwater Public Schools Board Meeting, Thursday, January 12th , Stillwater City Hall, 7:00**
2 **p.m.**

3 **City Office Closed, Monday, January 16, 2017, Martin Luther King Jr. Day**

4 **Washington County Commissioners Meeting, Tuesdays, Government Center, 9:00 a.m.**

5 **ADJOURN**

6 **Council Member Carr moved to adjourn at 8:25 p.m. Council Member Sederstrom seconded**
7 **the motion. Motion carried unanimously.**

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11 These minutes were considered and approved at the regular Council Meeting February 7, 2017.

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16 _____
17 Kim Points, Administrator/Clerk

16 _____
17 Jeff Huber, Mayor

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