

**CITY OF GRANT
MINUTES**

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DATE : March 2, 2016
TIME STARTED : 7:03 p.m.
TIME ENDED : 8:19 p.m.
MEMBERS PRESENT : Councilmember Sederstrom, Lobin, Huber,
Lanoux and Mayor Carr
MEMBERS ABSENT : None

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

CALL TO ORDER

Mayor Carr called the meeting to order at 7:03 p.m.

PUBLIC INPUT

There was no one present for public input.

PLEDGE OF ALLEGIANCE

SETTING THE AGENDA

Council Member Huber moved to approve the agenda, as presented. Council Member Lobin seconded the motion. Motion carried.

CONSENT AGENDA

February 2, 2016 City Council Meeting Minutes	Approved
Bill List, \$34,174.88	Approved
Croix Valley Inspector, \$26,213.97	Approved
Contract Extension for Smith Appraisal Service	Approved

Council Member Lanoux moved to pull Item 4b, Bill List, \$34,174.88 from the consent agenda. Council Member Sederstrom seconded the motion. Motion failed with Council Members Lobin, Huber and Mayor Carr voting nay.

1 Council Member Lobin moved to approve the consent agenda, as presented. Council
2 Member Huber seconded the motion. Motion carried with Council Member Lanoux and
3 Sederstrom voting nay.

4
5 **STAFF AGENDA ITEMS**

6
7 **City Engineer, Brad Reifsteck**

8
9 **Consideration of Resolution No. 2016-08, Brown’s Creek Boundary Change** – City Engineer
10 Reifsteck advised he received the updated hydrologic boundary between the Rice Creek
11 Watershed District and the Valley Branch Watershed District and reviewed the update within the
12 City of Grant. He advised they concur with this update and recommend the City of Grant pass a
13 supporting resolution.

14
15 Mayor Carr confirmed this is not a dramatic change and there are no staff issues with the
16 boundary change. He did inquire about any change in taxes to the affected parcels.

17
18 City Engineer Reifsteck advised there will be some changes due to the boundary changes. Each
19 watershed district has a different tax structure.

20
21 **Council Member Lanoux moved to adopt Resolution No. 2016-08, as presented. Council**
22 **Member Sederstrom seconded the motion. Motion carried unanimously.**

23
24 **Consideration of 2016 Class 5 Surfacing Quotes** – City Engineer Reifsteck stated the City
25 completes a class 5 surfacing project every year on roadways scheduled. The request for quotes
26 was sent to Miller Excavating, Inc., and Raleigh Trucking, Inc.

27
28 A copy of the class 5 surfacing contract was included in packets for Council review.

29
30 The quotes received are as follows:

31

	Miller Excavating Inc.	Raleigh Trucking Inc.
Delivered – Class 5	\$9.50/ton	\$8.00/ton
Delivered & Spread – Class 5	\$11.30/ton	\$9.00/ton
Delivered – High Clay Content	\$9.50/ton	\$9.00/ton
Delivered & Spread – High Clay Content	\$11.30/ton	\$9.20/ton

32
33 Council Member Huber stated he spoke to the previous Road Commissioner, Steve Bohnen
34 regarding this item and he recommended the City approve both quotes due to the differences in
35 material which allows Brian Kline to get product that is suitable for each specific project.

36
37 Mayor Carr added he is in favor of continuing with both vendors. This is what the City has done
38 for two years and it has been working well. Kline Bros. has taken ownership of the roads and are
39 doing a great job.

1 **Council Member Lanoux moved to form a blue ribbon road committee for the City of**
2 **Grant roads. Council Member Sederstrom seconded the motion.**

3
4 Mayor Carr advised a road committee is not on the agenda and there is no supporting information
5 in the packets relating to that issue. He stated that is not a good way for the City to get things
6 done.

7
8 Council Member Huber added there is a process for agenda items that Council Member Lanoux
9 continuously does not follow.

10
11 **Motion failed with Council Member Lobin, Huber and Mayor Carr voting nay.**

12
13 Mayor Carr stated the Council needs information to look at to make good decisions. The
14 Council does determine if an issue will be an agenda item at the next meeting during Council
15 updates. The Council comes to meetings to work and follow the process for that work.

16
17 It was the consensus of the Council that the City Engineer would look into obtaining millings for
18 McKusick and discuss that at the April Council meeting.

19
20 **Council Member Huber moved to approve the 2016 Class 5 Surfacing Quotes, as presented.**
21 **Council Member Lobin seconded the motion. Motion carried unanimously.**

22
23 **City Planner, Jennifer Haskamp**

24
25 **Land Use Definitions** – City Planner Haskamp stated over the past year the Council has been
26 working on creating land use definitions for uses identified on the Table of Uses that are
27 undefined within section 32-1 of the City’s zoning ordinance. During that process a moratorium
28 was in place restricting the processing of applications that would be associated with any of the
29 land uses identified within the moratorium. The moratorium ended in 2015, and the city council
30 effectively worked through several definitions and uses that were the most common and
31 prevalent in the community.

32
33 The moratorium expired, but several land uses have yet to be defined and staff is recommending
34 that the City Council continue to work through development of the definitions in an effort to
35 complete the initial objective as stated within the moratorium. In an effort to continue the
36 process staff has prepared the following draft definitions and discussion items for your
37 consideration:

38
39 **Archery Range, commercial outdoors; Gun Clubs; Gun Ranges**

40 In Section 32-245 of the City’s Zoning Ordinance *Archery Range, commercial outdoors; Gun*
41 *Clubs; and Gun Ranges* are all identified as separate land use categories as indicated in the
42 excerpt from the table below:

43

Use	Conservancy	Agricultural A1	Agricultural A2	Residential R1	General Business
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					(GB)
Archery range, commercial outdoors	C	C	C	N	N
Gun clubs.	N	C	C	N	N
Gun range.	N	N	N	N	N

1
2 Section 32-1 Definitions does not address any of these uses and does not offer any clarification
3 with respect to the differences between them. Staff has researched how other communities
4 address these types of land uses, and specifically looked into communities which have Gun/Hunt
5 Clubs active within their communities. Most places lump all three of these uses (Archery range,
6 Gun Club, Gun Range) together into a single use, such as a Target Range, and then further
7 regulate the use through a set of performance standards (must be located off of a county road,
8 setback a minimum of 500' from property lines, etc). An example of a definition is provided
9 below (and sample performance standards from Hugo were included in Council packet):

10
11 Target Range, Outdoor – means a permanently located and improved area that is designed
12 and operated for the use of rifles, shotguns, air rifle (BB and .177 pellet), pistols,
13 silhouettes, skeet, trap, black power or any other similar sport shooting in an outdoor
14 environment, but does not permit the use of paintball guns.

15
16 Staff is looking for some direction from the City Council with respect to these uses and whether
17 there is interest in further refining the definition through performance standards. Staff is aware
18 that there was a gun club/gun range in the City at one time and that there were some concerns
19 related to that operation. Therefore, staff would like some feedback from the City council prior to
20 drafting a definition(s).

21
22 **Broadcasting Studio, Hotel or Motel, Structure – Historic, Theater**

23 Staff has drafted the following definitions for your review, consideration and comment:

24
25 **Broadcasting Studio** means a facility or building where the production and transmission of radio
26 or television broadcasts originate, which may include ancillary office and business spaces to
27 support the operations.

28

Use	Conservancy	Agricultural A1	Agricultural A2	Residential R1	General Business (GB)
Broadcasting Studio	N	N	N	N	C

29 **Hotel or Motel** means a building which provides a common entrance, lobby, halls and stairway
30 and in which ten or more people are, for compensation, lodged with or without meals. Such
31 operations may include a single building or a group of detached, semi-detached, or attached
32 buildings containing guest rooms or dwellings, with garage or parking space conveniently located
33 to accommodate each unit.

Use	Conservancy	Agricultural A1	Agricultural A2	Residential R1	General Business

					(GB)
Hotel or Motel	N	N	N	N	N

1 **Structure, historic, scenic** means a building, structure, archaeological site, or other place that is
2 listed on the national or state register of historic places, or meets the requirements for listing on
3 the national or state historic registers, or is designated as a significant historic site by the city
4 council. All unplatted cemeteries meeting provisions of Minn. Stats 307.08 are significant
5 historic sites.

Use	Conservancy	Agricultural A1	Agricultural A2	Residential R1	General Business (GB)
Structure, historic, scenic	C	C	C	C	C

6
7 **Theater** means a building or part of a building devoted to the showing of motion pictures or
8 theatrical or performing arts productions as a principal use, but not including an outdoor drive-in
9 theater.

Use	Conservancy	Agricultural A1	Agricultural A2	Residential R1	General Business (GB)
Theater	N	N	N	N	C
Theater – Drive In	N	N	N	N	N

10
11 Mayor Carr stated there used to be a gun club in the City. A gun range is not allowed. There is
12 no definition for gun club private or otherwise. Performance standards should be established.
13 There are statutes and state laws that would also apply to new gun clubs.

14
15 City Planner Haskamp advised extensive research would be required through the GIS to
16 determine which parcels in the City would even be eligible for that type of use as they would be
17 subject to state statutes and laws.

18
19 Council Member Lanoux stated the Planning Commission should be reviewing this and doing
20 that research.

21
22 **Council Member Lanoux moved to table the land use discussion until the Planning**
23 **Commissioner reviews it. Motion failed with no second.**

24
25 Council Member Huber stated the Planning Commission looks at land use applications and the
26 use policy that is put together by the City Council, the elected officials. Definitions are not set by
27 the Planning Commission. That is policy that is set by the Council. He stated he believes an
28 indoor gun club in the General Business zone would have very little impact. An archery range
29 would be low impact as well.

30
31 The Council consensus was to move forward with indoor commercial gun clubs allowed in
32 General Business only and no outdoor commercial. Indoor/outdoor private gun clubs to be

1 allowed in A1 and A2 zones with a CUP. In terms of an archery club, commercial to be allowed
2 with performance standards similar to what were determined for supper clubs.

3
4 City Planner Haskamp referred to the broadcasting studio draft definition showing it is allowed
5 in GB only. The City can define that use but not allow the use in any zone. Hotel is not defined
6 but is also not allowed. It is up to the Council how that is handled in terms of again, having a
7 definition but not allowing it or eliminating from the land use altogether.

8
9 City Attorney Vivian stated every use can't be on the land use chart. The Council should have
10 the flexibility to say a use is not allowed but everything that is on the chart should have a
11 definition.

12
13 Council Member Sederstrom commented on broadcasting studies and asked why the City would
14 not allow them.

15
16 Council Member Huber stated the transmission of them requires large uplinks and towers which
17 can be very disruptive.

18
19 City Planner Haskamp referred to the draft definition relating to structure, historic and scenic
20 which would be allowed in all zones. She stated she is not sure there is any benefit to not allow
21 this type of use.

22
23 Council Member Huber referred to the draft definition included and stated structures that meet
24 the criteria but are not listed does concern him and suggested that sentence be eliminated or it
25 should be officially listed.

26
27 City Planner Haskamp stated that often times it is the intent to have a structure on the historic list
28 and if the City is supportive of that it can be a preamble for getting that official listing.

29
30 Council Member Sederstrom stated it can be difficult to get listed so statement relating to
31 structures that meet criteria but are not listed should stay in the definition.

32
33 City Planner Haskamp reviewed the draft definition for theatre noting it is allowed in the GB
34 zone.

35
36 Council Member Huber stated he would like to see that use stricken from the chart. A theatre
37 does not belong in Grant due to the policing of this type of facility.

38
39 Land Use Definitions will be on the April, 2016 City Council meeting agenda.

40
41 **City Attorney, Nick Vivian**

42
43 **Consideration of Resolution No. 2016-09, Stillwater Schools Plan Disclosure and**
44 **Evaluation** – City Attorney Vivian advised a cover letter and resolution of the Marine on St. Croix

1 City Council which was considered and passed last Thursday, February 11 2016, and was sent to the
2 City of Grant for Council consideration. The resolution does the following things:

- 3 1. It requests disclosure of the actual busing and boundary consequences-to all affected
4 schools-of ISD 834's current plan and intention to close three elementary schools.
- 5 2. It requests a meeting of one designee from each stakeholder at which those
6 consequences can be presented.
- 7 3. It requests an indefinite tabling of the school closure plan pending disclosure and
8 evaluation of boundary and busing consequences
9

10 Mayor Carr stated he has been getting phone calls on this and he is very sympathetic. It does
11 not make any sense but will support it even though the City has no legal say in this.
12

13 Council Member Lanoux stated there is a public hearing on March 16 relating to this issue.
14

15 **Council Member Lanoux moved to adopt Resolution No. 2016-09, as presented.**
16 **Council Member Sederstrom seconded the motion.**
17

18 Council Member Sederstrom stated he does support it and he does not believe the closings
19 are due to financial impacts. Everyone was told the schools wouldn't be closed if the
20 referendum was passed.
21

22 Council Member Huber added this is not a good idea just to save a few dollars.
23

24 Council Member Lanoux stated the Metropolitan Council is driving this.
25

26 **Motion carried unanimously.**
27

28 **NEW BUSINESS**

29
30 There was no new business.
31

32 **UNFINISHED BUSINESS**

33
34 There was no unfinished business.
35

36 **DISCUSSION ITEMS**

37 38 **City Council Reports:**

39
40 There were no Council reports.
41

42 **Staff Updates:**

43

1 City Treasurer Schwarze updated the Council on the state legislature session. The legislature will
2 be addressing the continuation of the small cities funding for roads. Council Member Huber
3 lobbied for this initiative for years. The City Clerk served on the legislative committee last year
4 and it made it to the League of Minnesota Cities for support as well. She distributed a draft
5 resolution supporting the initiative by both small cities and large cities. She advised she is not
6 asking for action tonight as this item is not on the agenda. She asked if the Council would like
7 the resolution on the April City Council meeting agenda for consideration.
8

9 Council Member Huber stated he has been discussing this with Kathy Lohmer and it is a very
10 good idea for the City to show they are supporting this by adopting the resolution.
11

12 It was the consensus of the Council to consider the resolution on the April meeting agenda.
13

14 **COMMUNITY CALENDAR MARCH 3 THROUGH MARCH 31, 2016:**
15

16 **Mahtomedi Public Schools Board Meeting, Thursday, March 10th and 24th, Mahtomedi**
17 **District Education Center, 7:00 p.m.**

18 **Stillwater Public Schools Board Meeting, Thursday, March 10th, Stillwater City Hall, 7:00**
19 **p.m.**

20 **Washington County Commissioners Meeting, Tuesdays, Government Center, 9:00 a.m.**
21

22 **ADJOURN**
23

24 **Council Member Huber moved to adjourn at 8:19 p.m. Council Member Lobin seconded**
25 **the motion. Motion carried unanimously.**
26
27
28

29 These minutes were considered and approved at the regular Council Meeting April 5, 2016.
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31
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34 _____
Kim Points, Administrator/Clerk

Tom Carr, Mayor

APPROVED