

**City of Grant
City Council Agenda
September 5, 2017
(Revised)**

The regular monthly meeting of the Grant City Council will be called to order at 7:00 o'clock p.m. on Tuesday, September 5, 2017, in the Grant Town Hall, 8380 Kimbro Ave. for the purpose of conducting the business hereafter listed, and all accepted additions thereto.

1. CALL TO ORDER

PUBLIC INPUT

Citizen Comments – Individuals may address the City Council about any item not included on the regular agenda. The Mayor will recognize speakers to come to the podium. Speakers will state their name and address and limit their remarks to two (2) minutes with five (5) speakers maximum. Generally, the City Council will not take any official action on items discussed at this time, but may typically refer the matter to staff for a future report or direct that the matter be scheduled on an upcoming agenda.

- (1) _____
- (2) _____
- (3) _____
- (4) _____
- (5) _____

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF REGULAR AGENDA

4. APPROVAL OF CONSENT AGENDA

- A. August 1, 2017 City Council Meeting Minutes
- B. August 2017 Bill List, \$54,496.44
- C. Kline Bros Excavating, Road Work, \$16,795.00
- D. Pearson Bros., 2017 Seal Coat Project, \$25,904.90
- E. North Valley, Millings, \$15,708.00

F. Washington County Sheriff, Jan-June, \$59,734.58

5. **STAFF AGENDA ITEMS**

A. City Engineer, Brad Reifsteck

i. PUBLIC HEARING, Consideration of Resolution No. 2017-10, 65th Street N Roadway Improvement Project

ii. Consideration of Pine Tree Lake Pump House Improvement

B. City Planner, Jennifer Haskamp (no action items)

C. City Attorney, Kevin Sandstrom

i. PUBLIC HEARING, Consideration of Conditional Use Permit Vacate at 8400 Jamaca Avenue, 9411 Dellwood Road North and 8678 75th Street North

6. **NEW BUSINESS**

i. Consideration of Resolution No. 2017-17, 2018 Preliminary Budget

ii. Consideration of Resolution No. 2017-18, 2018 Levy Certification

iii. Consideration of Washington County Joint Powers Agreement, 2018 Elections

iv. Consideration of Planning Commission Appointment

7. **UNFINISHED BUSINESS**

8. **DISCUSSION ITEMS** (no action taken)

A. City Council Reports/Future Agenda Items

i. CUP Process, Council Member Lanoux

ii. Grazable Acres Ordinance, Council Member Lanoux

B. Staff Updates (updates from Staff, no action taken)

9. **COMMUNITY CALENDAR SEPTEMBER 6 THROUGH SEPTEMBER 30, 2017:**

Mahtomedi Public Schools Board Meeting, Thursday, September 14th and 28th, Mahtomedi District Education Center, 7:00 p.m.

Stillwater Public Schools Board Meeting, Thursday, September 14th, Stillwater City Hall, 7:00 p.m.

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

10. **ADJOURNMENT**

CITY OF GRANT
MINUTES

DATE : August 1, 2017
TIME STARTED : 7:05 p.m.
TIME ENDED : 8:22 p.m.
MEMBERS PRESENT : Councilmember Carr, Kaup, Sederstrom
Lanoux and Mayor Huber
MEMBERS ABSENT : None

Staff members present: City Attorney, Kevin Sandstrom; City Planner, Jennifer Swanson; City Engineer, Brad Reifsteck; City Treasurer, Sharon Schwarze; and Administrator/Clerk, Kim Points

CALL TO ORDER

The meeting was called to order at 7:05 p.m.

PUBLIC INPUT

There was no public input.

PLEDGE OF ALLEGIANCE**SETTING THE AGENDA**

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

CONSENT AGENDA

June 29, 2017 City Council Meeting Minutes	Approved
July 2017 Bill List, \$58,061.89	Approved
Kline Bros. Excavating, Road Work, \$17,906.50	Approved
Envirotech, 2017 Dust Control, No. 1, \$39,564.14	Approved
Brochman Blacktopping, 2017 Seal Coat Project Patching, \$25,014.00	Approved

1 **Council Member Sederstrom moved to adopt Resolution No. 2017-16 as presented. Council**
2 **Member Lanoux seconded the motion. Motion carried unanimously.**

3
4 **Consideration of Pump House Improvement** – City Engineer Reifsteck advised the City received
5 one quote for the work related to the Grant Pump House near Pine Tree Lake. The request for quotes
6 were sent to 2 contractors, Killmer Electric Co, Inc., and Taylor Electric Co, Inc. but Killmer Electric
7 Co, Inc. was the only contractor to submit a bid. Killmer Electric Co, Inc. is a reputable local
8 contractor and the quoted amount is consistent with discussions had with other contractors. Killmer
9 Electric Co, Inc's quote is attached and listed below.

10
11 Killmer Electric Co, Inc..... **\$2,620**

12
13 The pump house work consists of installing a removable mounted high/low pump shutoff and a new
14 starter with HOA and run indicator light. A map of the pump house location is attached.

15
16 All work is scheduled to be completed prior to November 30, 2017.

17
18 Council Member Lanoux stated a float system is not meant to be frozen. Other systems wouldn't
19 require that maintenance.

20
21 City Engineer Reifsteck stated the floats would have to be removed every fall and put back in.

22
23 Mayor Huber stated he does need technical data on these types of quotes. The Council redirected
24 staff to determine a better system that does not required the maintenance piece.

25
26 **Council Member Lanoux moved to table Consideration of Pump House Improvement. Council**
27 **Member Sederstrom seconded the motion. Motion carried unanimously.**

28
29 **City Planner, Jennifer Swanson**

30
31 City Attorney Sandstrom advised the Council Member who is also the applicant for the next item
32 should step down from the Council table due to a conflict of interest and will not be able to vote on
33 the item.

34
35 **Consideration of Resolution No. 2017-15, Consideration of Conditional Use Permit for Horse**
36 **Boarding, 971 Keswick Avenue North** – City Planner Swanson advised the Applicants Lawrence and
37 Maureen Lanoux, along with their daughters Julie Brady and Jamie Moeller ("Applicant") are
38 requesting a Conditional Use Permit (CUP) for a horse boarding and training facility on their property
39 located at 9711 Keswick Avenue North. The Applicants are proposing to continue use of the existing
40 accessory buildings including a large main barn, smaller accessory building and outdoor riding arena
41 for operations that would allow up to 65 equines on the property. The Applicants submitted their
42 application in July of 2016, at which time staff determined the application was Incomplete for review
43 and staff identified the information that was needed to process the application. Since the initial
44 application, the Applicants have been working to submit the additional and incomplete information as
45 requested by staff so that the application could be presented to the Planning Commission, and

1 subsequently the City Council for review and consideration. In June of 2017 staff finally received a
2 scalable site plan, prepared by a licensed surveyor which subsequently allows for processing the
3 requested application as complete per Minnesota Statute 15.99.

4
5 City Planner Swanson stated on July 18, 2017, the Planning Commission held a duly noticed public
6 hearing regarding the subject application. Prior to opening the public hearing, City Staff provided a
7 brief presentation and overview of the application, answered Planning Commissioner's questions and
8 the Applicant provided additional clarification and answered questions. During the public hearing,
9 several members of the public provided testimony. A summary of the public testimony is provided as
10 follows:
11

- 12 • Several neighbors provided testimony that the operations and maintenance of the facility were
13 well maintained and that they had no objection to the continued use of the property for a
14 horse boarding and training facility.
- 15 • A couple neighbors expressed concern over a perceived significant increase in the number of
16 horses that would be permitted on the property compared to the request.
- 17 • Several 'users' or customers of Lanoux Stables provided comments on the benefit of the
18 existing facility on their lives, or that of their children, and their desire to ensure that the
19 business be kept in operations.
- 20 • A few contractors of the Lanoux Stables provided testimony on the cleanliness and
21 maintenance of the facility as a high-quality operation; and one indicated that they had cared
22 for up to 50-or so horses on the property over the years.
- 23 • One neighbor expressed concern over the manure management, namely, potential runoff from
24 the compost/manure piles and potential odor (increased nuisance if the number of horses
25 doubles onsite); and also asked questions about the feedlot registration from the MPCA.
- 26 • One neighbor expressed that there have been times when the horses have gotten out of the
27 pasture area, and ended up on their property. This is not a common occurrence, but it has
28 happened, so there is concern if the number of horses increases significantly.

29
30 In response, the Applicant provided the following answers and/or clarifications:
31

- 32 • There will not be a doubling of horses from what is onsite now. Lanoux Stables has
33 frequently, and regularly had 50 to 60 horses onsite at a time. This number fluctuates, but it is
34 not uncommon for the operations to have 60 horses. Therefore, they are asking only to be
35 allowed a minimal increase, up to 65 equines permitted.
- 36 • The "compost" pile referenced by the neighbor on the north-east property line is not a compost
37 pile, rather it is a black dirt pile. The Compost Piles are at the rear of the Main Barn.
- 38 • The fence line is properly secured, and one of the best in the area.

39
40 The public hearing was closed, and the Planning Commission discussed some of the concerns and
41 issues raised through public testimony. After discussion, the Planning Commission unanimously

recommended approval of the CUP for Horse Boarding and Training with draft conditions, as amended to address public testimony.

The following staff report is generally as presented to the Planning Commission on July 18, 2017; but has been updated to reflect some of the information obtained by staff since its original drafting.

Project Summary

Applicants & Owners: Lawrence and Maureen Lanoux, Julie Brady, Jamie Moeller	Site Size: 29.64 Acres (Total)
Zoning & Land Use: A-2	Request: Conditional Use Permit (CUP)
Address: 9711 Keswick Avenue N.	PIDs: 1403021240001 (9.88 Ac. – Parcel 3) 1403021210003 (9.88 Ac. – Parcel 2) 1403021210004 (9.88 Ac. – Parcel 1)

The Property Owners and Applicants (hereafter referred to as “Applicants”) are proposing to operate a horse boarding, training and breeding facility from the subject property. The properties associated with the subject CUP include three separate PIDs and comprise approximately 29.64 acres as denoted on the submitted site plan (see Attachment B). The following summary of the existing site improvements as well as business operations as described within the Applicant’s narrative (Attachment A) are provided:

Existing Homestead: There is an existing homestead located on the property which is the residence of Mr. Lawrence and Maureen Lanoux. The existing home is located in front of what appears to be an outdoor riding arena (area shown aerial), Main Barn, and Small AG Building as described by the Applicants.

Main Barn: There is an existing large barn approximately 84’ x 161.9’ for a total of 13,593 Square Feet located to the northeast of the principal structure. The Main Barn includes storage areas, grooming areas, an arena, and shop area as shown on the submitted floor plan. There are also 10 small individual areas that are assumed to be horse stalls, but are not identified/labeled on the floor plan. Additionally, the narrative describes that there is a lounge, gathering area and groomsmen’s quarters/live-in efficiency apartment in the Main Barn; however, these areas are not identified on the submitted floor plan so it is unclear where and how large these uses are within the structure.

Small AG Building: There is a small agricultural building located directly east of the principal structure and behind the outdoor riding arena. As identified on the floor plan, there are two loafing areas, a tack/storage area and what appears to be three (3) addition horse stalls (not labeled, only numbered, see Attachment C).

Outdoor Riding Arena/Areas: There appear to be two (2) outdoor riding areas that are fenced in per the submitted site plan, though these areas are not labeled. The larger riding arena area is approximately 17,000 square feet, and is located to the east of the principal structure and in front of (west) of the Small AG Building. There also appears to be a small riding area located just north east of the Main Barn and is approximately 2,000 square feet.

1
2 *Main Access and Parking:* There is one gravel driveway which provides access to the principal
3 structure, and the accessory uses from Keswick Avenue North. The gravel driveway splits
4 approximately 230-feet from the right-of-way to provide separate accesses to the homestead and the
5 Horse Boarding and Training operations. There is an expanded gravel area to the west of the Main
6 Barn and then a large gravel area between the Main Barn and the Small AG Building. This area, as
7 stated within the Applicant's narrative, provides parking for the Horse Boarding and Training
8 operations, and can accommodate up to 15 customer vehicles.
9

10 *Utilities:* The existing homestead is currently served by a private well and individual septic system.
11 It is unclear if the existing well is used for the current Horse Boarding and Training operations.

12 *Operations:* The Applicants' narrative with an updated date of June 9, 2017 describes the operations
13 of the Horse Boarding and Training facility. The following summary of the materials is provided:
14

- 15 • Business Operation: The Applicants describe the operations as a "family horse farm, operating
16 a horse boarding, training and breeding business." They currently have 60 equines on the
17 property, and would like to allow for keeping up to 65 equines. According to the Applicants
18 the number of equines can fluctuate depending on boarders' showing and competition
19 activities, breeding and sales. Approximately 26 acres of the subject property is fenced and
20 used as seasonal pasture for grazing or containing horses. There are two accessory buildings
21 that are used to support the horse boarding and training business activities including a Main
22 Barn and a Small AG Buildings (as identified on the submitted floor plans found in
23 Attachment C).
- 24 • Number of Employees: As stated within the narrative there are no current employees of the
25 operation, and the business is currently run by the Applicants. However, the Applicants would
26 like the CUP to reflect the potential for employees/barn staff in the future. The number of
27 employees could include up to five (5) barn staff, and they would also like the potential for the
28 groomsmen quarters to be occupied; however, it is unclear if an occupant would be
29 included/reflected within the 5 employees.
- 30 • Hours of Operations (Horse Boarding/Training/Breeding): The Applicants propose the barn to
31 be open generally from 6:00 a.m. to 10:00 p.m. However, depending on equine needs, there
32 are times when the operations are 24-hours.
- 33 • Events: No events onsite are proposed as part of the operations.
- 34 • Traffic/Parking: It is unclear from the materials submitted the frequency of visitors or
35 customers to the site, and the number of visitors that may be present at any time. The
36 narrative states that up to 15 customer vehicles can be accommodated onsite, and it is not clear
37 as to whether this number reflects anticipated traffic flows. Also, it is assumed that there
38 would be large trailers and other large vehicles accessing the site to move the equines for
39 competitions, etc. These activities were not described in the narrative.

- 1 • According to the City Code, Conditional Use Permits are subject to the process and review
2 criteria stated in City Code Section 32-152. The City Code further states the following for
3 consideration when reviewing a Conditional Use Permit (32-141):
- 4 • “(d) In determining whether or not a conditional use may be allowed, the City will consider
5 the nature of the nearby lands or buildings, the effect upon traffic into and from the premises
6 and on adjoining roads, and all other relevant factors as the City shall deem reasonable
7 prerequisite of consideration in determining the effect of the use on the general welfare, public
8 health and safety.”
- 9 • (e) If a use is deemed suitable, reasonable conditions may be applied to issuance of a
10 conditional use permit, and a periodic review of said permit may be required.”
- 11 • Further Section 32-146 lays out nine specific standards to consider when reviewing a request
12 for a conditional use permit.
- 13 • Additionally, Sections 32-328 Horse Boarding and Training; and 32-337 Livestock provide
14 additional criteria when considering CUPs for the proposed use.
- 15 • There are no site improvements proposed or considered as part of this application. The
16 existing facilities, access driveway and gravel areas are proposed to be used for the operation.
17 Since no site improvements to the site, the City Engineer does not have any additional
18 comments.
19

20 City Planner Swanson stated the Applicants have registered the feedlot for the Horse Boarding and
21 Training operations from the MPCA which attached to this staff report. The feedlot registration also
22 provided a copy to the Washington County Soil and Water Conservation District, which in some
23 cases also have review authority. The property is located within the Brown’s Creek Watershed
24 District (BCWD), and the Applicants have stated that they have contacted the BCWD and no permits
25 are required to continue operations at the facility. ***Staff would recommend including a condition***
26 ***that all permits from other agencies having regulatory authority over the operations are the***
27 ***responsibility of the Applicant to obtain and maintain, as applicable.***
28

29 As recommended by the Planning Commission, Staff has prepared a draft Resolution of Approval and
30 draft Conditional Use Permit for your review and consideration.
31

32 Ms. Allison Ecklund, Attorney for the Applicant, came forward and suggested revised language to
33 condition 14 relating to manure management.
34

35 City Attorney Sandstrom advised he would prefer the language in the draft CUP as that language does
36 address the concerns that were raised by residents at the public hearing.
37

38 Ms. Ecklund disagreed and stated it is important the the applicant comply with the law.
39

40 City Attorney Sandstrom stated a permit would be very short if applicants just have to comply with
41 the law. Reasonable conditions are a part of Conditional Use Permits.
42

43 City Planner Swansons explained the langague and manure management plan that was submitted as
44 part of the application noting it is clear there is an existing plan in place and that is what was
45 recommended for approval.

1 Mr. Larry Lanoux, Applicant stated the concern a neighbor had was that her pond was green and that
2 has nothing to do with the manure. The manure is governed by the watershed district.
3

4 Mayor Huber stated two years ago when elected officials were sworn in it was clear everyone has to
5 follow the same ordinances. The Council does get a report every month on zoning violations. A CUP
6 is very valuable to a property and the City should not have had to spend \$40,000 to get a Council
7 Member into compliance.
8

9 **Mayor Huber moved to adopt Resolution No. 2017 – 15, as presented. Council Member Kaup**
10 **seconded the motion. Motion carried unanimously with a 4-0 vote.**
11

12 **City Attorney, Kevin Sandstrom (no action items)**
13

14 **NEW BUSINESS**
15

16 There was no new business.
17

18 **UNFINISHED BUSINESS**
19

20 There was no unfinished business.
21

22 **DISCUSSION ITEMS**
23

24 **City Council Reports/Future Agenda Items (no action taken):**
25

26 Town Hall Air Conditioning – Council Member Sederstrom asked the Council to consider air
27 conditioning installation at the Town Hall.
28

29 Council Member Lanoux stated it would be easy enough to do and at a minimal cost. He suggested
30 an air conditioning/heating system as one be installed.
31

32 Mayor Huber stated the City did just install new windows at Town Hall and dollars from town hall
33 improvements may be needed for the elections. He noted the equipment room is air conditioned and
34 that does protect the video equipment.
35

36 Council Member Carr stated there has never been air conditioning and the musty smell might get
37 worse. He noted it is only a few meetings a year when it is hot.
38

39 Council Member Sederstrom stated it is hot more than three meetings a year and more residents might
40 attend if there was air conditioning.
41

42 Council Member Lanoux asked the City Administrator to publish the formation of a citizen
43 committee to draft the Comprehensive plan. The City has always allowed citizens to participate in
44 the Comprehensive Plan.
45

1 City Planner Haskamp stated the Planning Commission is responsible for the updates to the plan.
2 There will be multiple opportunities for public input as the Planning Commission goes through the
3 process.

4 Mayor Huber added the Planning Commission are citizen volunteers.
5

6 Council Member Lanoux stated he could have just applied for a CUP and been a lot less expensive
7 for the City but he was fighting for grandfather rights and the rights of the citizens with home
8 occupation that moved to the City which are instrumental to keeping Grant Rural.
9

10 **Staff Updates (no action taken):**
11

12 Administrator/Clerk updated the Council on the 2017 CUP review noting it appears as a few of the
13 CUP are no longer in existence. A public hearing must be published to vacate those CUP's. A letter
14 will go to those addresses notifying them of a potential vacate. The City does not intend on vacating
15 any CUP's that are still in existence or being utilized. The purpose is to get those CUP's off the
16 City's books if they in fact no longer exist.
17

18 **COMMUNITY CALENDAR AUGUST 2 THROUGH AUGUST 31, 2017:**
19

20 **Mahtomedi Public Schools Board Meeting, Thursday, August 10th and 24th, Mahtomedi District**
21 **Education Center, 7:00 p.m.**

22 **Stillwater Public Schools Board Meeting, Thursday, August 24th, Stillwater City Hall, 7:00**
23 **p.m.**

24 **Washington County Commissioners Meeting, Tuesdays, Government Center, 9:00 a.m.**
25

26 **ADJOURN**

27
28 **Council Member Carr moved to adjourn at 8:22 p.m. Council Member Lanoux seconded the**
29 **motion. Motion carried unanimously.**

30
31
32
33 These minutes were considered and approved at the regular Council Meeting September 5, 2017.
34
35
36

37
38 _____
39 Kim Points, Administrator/Clerk
40

Jeff Huber, Mayor

1 Council Member Carr moved to approve the consent agenda, as presented. Council Member
2 Kaup seconded the motion. Motion carried with Council Member Lanoux voting nay.

3
4 **STAFF AGENDA ITEMS**

5
6 **City Engineer, Brad Reifsteck**

7
8 **Consideration of Resolution No. 2017-16, Receiving Feasibility Report, Ordering Preparation of**
9 **Plans and Specifications and Calling Public Hearing on Road Improvements, 65th Street North**
10 – City Engineer Reifsteck advised the Council to authorize by resolution the receipt by City Council
11 of a Feasibility Report, Preparation of Plans and Specifications, and scheduling Public Improvement
12 Hearing to order the public improvements for the 65th Street Improvement Project. He noted the
13 following:

- 14
15
- 16 • The project includes 65th Street just east of Keats Avenue.
 - 17 • The Council authorized preparation of the Feasibility Report on June 6, 2017.
 - 18 • Two neighborhood meetings were held with resident to discuss project details.
 - 19 • The total project cost is estimated at \$62,500, including construction, engineering, legal and
20 administrative costs.
 - 21 • The project is anticipated to be funded 100% through special assessments in accordance with
22 City's special assessment policy. A preliminary assessment roll is included in the Feasibility
23 Report that identifies assessment amounts for the benefitting properties.
 - 24 • Staff is recommending the Public Hearing considering the 65th Street Improvements be held at
25 the September 5th Council meeting.
- 26

27 City Engineer Reifsteck stated the petition that was submitted is sufficient for the overlay and all
28 neighbors are in favor of the project. Included in the project costs will be the sealcoat dollars that
29 were allocated this year.

30
31 Council Member Carr requested some patching dollars also be included in the City allocated portion
32 for the project.

33
34 City Engineer Reifsteck indicated he will look at those dollars as well and ensure that it is
35 proportionate with past projects. A total reclaim on the roadway would cost much more. The
36 roadway should last 10-15 years with the overlay. The City will do maintenance on the road
37 including crack sealing.

38
39 Council Member Lanoux stated for \$10,000 more a complete overlay could be done.

40
41 City Engineer Reifsteck advised the overlay project is what the residents chose to move forward with.
42 An overlay could potentially work on McKusick. There is typically at least three inches of
43 bituminous on roads. It was surprising that 65th Street had a lower thickness although the base coat
44 thickness can vary depending on the expected life of the road. A wear course will be applied to the
45 top of this roadway.

Fund Name: All Funds

Date Range: 07/29/2017 To 08/29/2017

<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Description</u>	<u>Void</u>	<u>Account Name</u>	<u>F-A-O-P</u>	<u>Total</u>
08/28/2017	Payroll Period Ending 08/31/2017	13503		N	Clerk Salary	100-41101-100-	\$ 3,545.23
	Total For Check	13503					\$ 3,545.23
08/28/2017	Halogen Web Studio	13504	Updates	N	Web Site Costs	100-41312-301-	\$ 150.00
	Total For Check	13504					\$ 150.00
08/28/2017	Peggy VanDeriet	13505	Dust Control Refund	N	Magnesium Choride	100-43107-810-	\$ 655.50
	Total For Check	13505					\$ 655.50
08/28/2017	Xcel Energy	13506	Utilities	N	Town Hall Electricity	100-43004-381-	\$ 66.92
		13506			Well House Electricity	100-43010-381-	\$ 11.75
		13506			Street Lights	100-43117-381-	\$ 44.19
	Total For Check	13506					\$ 122.86
08/28/2017	Croix Valley Inspector	13507	Building Inspector	N	Building Inspection	100-42004-300-	\$ 1,161.20
	Total For Check	13507					\$ 1,161.20
08/28/2017	Centurylink	13508	City Phone	N	City Office Telephone	100-41309-321-	\$ 127.99
	Total For Check	13508					\$ 127.99
08/28/2017	Todd Smith	13509	Monthly Assessment Services - August	N	Property Assessor	100-41208-300-	\$ 1,991.92
	Total For Check	13509					\$ 1,991.92
08/28/2017	Waste Management	13510	Recycling	N	Recycling	100-43011-384-	\$ 4,585.56
	Total For Check	13510					\$ 4,585.56
08/28/2017	City of Willernie	13511	Jan-June 2017 Rent	N	Rental City Office	909-41316-210-	\$ 2,745.81
	Total For Check	13511					\$ 2,745.81
08/28/2017	Envirotech Services	13512	Dust Control	N	Magnesium Choride	100-43107-210-	\$ 3,601.61
	Total For Check	13512					\$ 3,601.61
08/28/2017	Andrew Hartsock	13513a	Cable	N	Cable Costs	100-41212-301-	\$ 181.50
	Total For Check	13513a					\$ 181.50
08/28/2017	Washington County Sheriff	13514	Jan-June 2017 Police Services	N	Police	100-42001-301-	\$ 59,734.58
	Total For Check	13514					\$ 59,734.58

Fund Name: All Funds

Date Range: 07/29/2017 To 08/29/2017

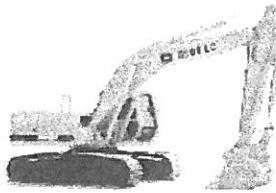
<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Description</u>	<u>Void</u>	<u>Account Name</u>	<u>F-A-O-P</u>	<u>Total</u>
08/28/2017	AirFresh Industries	13515	PortaPot #27034/27396	N	Town Hall Porta Pot	100-43007-210-	\$ 250.00
		Total For Check					\$ 250.00
08/28/2017	Sherrill Reid Animal Control	13516	Animal Control/Inv2017-46	N	Animal Control	100-42006-300-	\$ 90.00
		Total For Check					\$ 90.00
08/28/2017	Press Publications	13517	Public Hearings	N	Publishing Costs	100-41308-351-	\$ 73.06
		13517			Petitioned - 65th Street	100-43172-351-	\$ 25.57
		Total For Check					\$ 98.63
08/28/2017	Eckberg Lammers	13518	Legal Services	N	Legal Fees - General	100-41204-301-	\$ 715.20
		13518			Legal Fees - Complaints	100-41205-301-	\$ 1,554.00
		13518			Legal Fees - Prosecutions	100-41206-301-	\$ 1,684.62
		13518			Escrow	809-49320-301-	\$ 46.00
		13518				841-49320-301-	\$ 46.00
		13518				878-49320-300-	\$ 46.00
		13518				918-49320-301-	\$ 46.00
		13518				922-49320-301-	\$ 573.50
		13518				929-49320-301-	\$ 296.00
		Total For Check					\$ 5,007.32
08/28/2017	Brochman Blacktopping Co.	13519	Patching	N	Pothole Repairs	100-43109-300-	\$ 2,450.50
		Total For Check					\$ 2,450.50
08/28/2017	KEJ Enterprises	13520	August 2017 Road Contractor	N	Animal Control	100-42006-300-	\$ 83.00
		13520			Town Hall Mowing	100-43006-300-	\$ 125.00
		13520			Ball Field Maintenance	100-43009-300-	\$ 125.00
		13520			Road Engineering Fees	100-43102-300-	\$ 166.14
		13520			Road Garbage Removal	100-43105-300-	\$ 167.00
		13520			Gravel Road Costs	100-43106-300-	\$ 20.84
		13520			Magnesium Chloride	100-43107-300-	\$ 41.67
		13520			Road Sign Replacement	100-43110-300-	\$ 83.84
		13520			Culvert Repair	100-43111-300-	\$ 20.84
		13520			Snow & Ice Removal	100-43113-300-	\$ 5,416.67
		13520			Road Brushing	100-43114-300-	\$ 2,250.00
		13520			Road Side Mowing	100-43115-300-	\$ 500.00
		Total For Check					\$ 9,000.00
08/28/2017	Safety Signs	13521	Replace voided Check #13459	N	Special Road Projects	100-43128-210-	\$ 873.20
		Total For Check					\$ 873.20
08/28/2017	WSB & Associates	13522	Engineering	N	Engineering Fees - General	100-41203-300-	\$ 1,339.50

Fund Name: All Funds

Date Range: 07/29/2017 To 08/29/2017

Date	Vendor	Check #	Description	Void	Account Name	F-A-O-P	Total
08/28/2017	Pearson Bros.	13522			Road Engineering Fees	100-43102-300-	\$ 2,377.50
		13522			MS4	100-43118-300-	\$ 758.00
		13522			Special Road Projects	100-43128-300-	\$ 1,449.00
		13522			Utility/ROW Permits	100-43132-300-	\$ 58.50
		13522			Petitioned - 65th Street	100-43172-300-	\$ 6,470.50
		Total For Check				\$ 12,453.00	
08/28/2017	SHC, LLC	13523	2017 Seal Coat Project	N	Seal Coating/Crack Filling	100-43112-220-	\$ 25,904.90
				Total For Check			\$ 25,904.90
		13524	Planning	N	City Planner Pre-App	100-41209-301-	\$ 1,647.50
		13524				100-41319-301-	\$ 300.00
		13524				100-41319-301-	\$ 300.00
13524	100-43173-301-	\$ 318.00					
08/28/2017	PERA	13524			Comprehensive Plan	915-49320-301-	\$ 106.00
		13524			Escrow	924-49320-301-	\$ 318.00
		13524				929-49320-301-	\$ 503.50
				Total For Check			\$ 3,493.00
		13525	PERA	N	Clerk PERA	100-41102-120-	\$ 365.79
08/28/2017	Sprint	13525			Clerk PERA Withholding	100-41108-100-	\$ 317.02
				Total For Check			\$ 682.81
		13526	City Cell Phone	N	Road Expenses - Other	100-43116-321-	\$ 35.00
				Total For Check			\$ 35.00
		08/28/2017	IRS	EFT92	Payroll Taxes	N	Clerk FICA/Medicare Clerk Medicare Federal Withholding Social Security Expens
EFT92	100-41105-100-			\$ 70.72			
EFT92	100-41107-100-			\$ 447.58			
EFT92	100-41109-100-			\$ 302.39			
				Total For Check			\$ 1,193.80
08/29/2017	Kline Bros Excavating	13527	Road Maintenance	N	Grader Contractor Gravel Road Costs Ditch Repair	100-43101-300-	\$ 6,560.00
		13527				100-43106-220-	\$ 7,740.00
		13527				100-43133-220-	\$ 2,495.00
				Total For Check			\$ 16,795.00
		08/29/2017	North Valley	13528	Millings - Special Roads Projects	N	Special Road Projects
				Total For Check			\$ 15,708.00
				Total For Selected Checks			\$ 172,638.92

KLINE BROS EXCAVATING
8996 110th St N
STILLWATER, MN 55082



Invoice

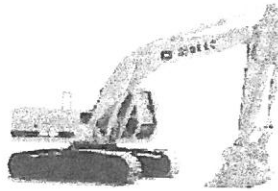
DATE	INVOICE #
8/28/17	2455

BILL TO	JOB ADDRESS
CITY OF GRANT 111 WILDWOOD RD WILLERNIE, MN 55090	ROAD GRAVEL 100-43106

DUE DATE
9/7/17

DESCRIPTION	QTY	UNIT COST	AMOUNT
BUILD UP END OF 99TH ST CIR THAT WAS FLOODED			0.00
7-25 LOADS FILL HAULED	7	120.00	840.00
7-25 550G DOZER	2	100.00	200.00
7-25 T600	1	75.00	75.00
7-26 LOADS OF FILL HAULED	11	120.00	1,320.00
7-26 550G	4	100.00	400.00
7-27 LOADS OF MOD C-5 HAULED	15	160.00	2,400.00
7-27 550G	4.5	100.00	450.00
7-31 SD54 COMPACTOR	3	75.00	225.00
7-31 T600	2	75.00	150.00
8-02 LOAD OF FILL HAULED FOR 80TH ST WEST OF INGBERG	1	120.00	120.00
8-15 FILL LOW CORNER ON IDEAL NORTH OF 105TH ST			0.00
8-15 LOADS MOD C-5 HAULED	8	120.00	960.00
8-15 550G	4.5	100.00	450.00
8-15 T600	1	75.00	75.00
8-15 LNT9000	1	75.00	75.00
AMTS PAST 30 DAYS WILL BE SUBJECT TO A 1 1/2% MONTHLY SERV CHARGE	Total		7,740.00

KLINE BROS EXCAVATING
8996 110th St N
STILLWATER, MN 55082



Invoice

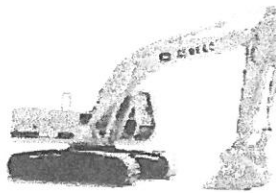
DATE	INVOICE #
8/28/17	2456

BILL TO	JOB ADDRESS
CITY OF GRANT 111 WILDWOOD RD WILLERNIE, MN 55090	ROADGRADING 100-43101

DUE DATE
9/7/17

DESCRIPTION	QTY	UNIT COST	AMOUNT
7-26 740A	2.25	80.00	180.00
8-03 770B	7.5	80.00	600.00
8-03 740A	7.25	80.00	580.00
8-04 740A	1.5	80.00	120.00
8-10 770B	6	80.00	480.00
8-11 770B	5.25	80.00	420.00
8-17 770B	8	80.00	640.00
8-17 740A	9	80.00	720.00
8-18 770B	6	80.00	480.00
8-18 740A	6	80.00	480.00
8-21 770B	6	80.00	480.00
8-21 740A	6	80.00	480.00
8-22 770B	7	80.00	560.00
8-22 740A	6.5	80.00	520.00
	3.75	80.00	300.00
AMTS PAST 30 DAYS WILL BE SUBJECT TO A 1 1/2% MONTHLY SERV CHARGE		Total	6,560.00

KLINE BROS EXCAVATING
8996 110th St N
STILLWATER, MN 55082



Invoice

DATE	INVOICE #
8/28/17	2454

BILL TO	JOB ADDRESS
CITY OF GRANT 111 WILDWOOD RD WILLERNIE, MN 55090	DITCHWORK 100- 421240 100-43133

DUE DATE
9/7/17

DESCRIPTION	QTY	UNIT COST	AMOUNT
7-24 MEET LOCATOR AND SHOOT WATER HEIGHTS ON KEATS POND	2	45.00	90.00
7-25 E70 DIG TRENCH TO LOWER WATER LEVEL ON WEST SIDE OF KEATS	2	90.00	180.00
7-25 T600			
8-02 WORK ON 80TH ST DITCHWORK ACROSS FROM INGBERG	1	75.00	75.00
8-02 E70			0.00
8-02 1845C	3	90.00	270.00
8-02 LNT9000	3	85.00	255.00
8-02 T600	2	75.00	150.00
8-04 E70	1	75.00	75.00
8-04 1845C	5	90.00	450.00
8-04 LNT9000	5	85.00	425.00
8-04 T600	5	75.00	375.00
	2	75.00	150.00
AMTS PAST 30 DAYS WILL BE SUBJECT TO A 1 1/2% MONTHLY SERV CHARGE		Total	2,495.00



11079 LAMONT AVE NE
HANOVER, MN 55341

Invoice

DATE	INVOICE NO.
8/23/2017	4181

BILL TO:

City of Grant
111 Wildwood Road
PO Box 577
Grant, MN 55090-0577

P.O. NO.	TERMS	PROJECT		
	Due			
ITEM	DESCRIPTION	QTY	RATE	AMOUNT
Crs-2	Bituminous Material For Seal Coat Project	5,010	3.49	17,484.90
FA-2	FA-2 Seal Coat	196	20.00	3,920.00
Traffic Cntrl	Traffic Control For Seal Coat Project	1	4,500.00	4,500.00
			Total	\$25,904.90
Phone #	Fax #			
(763) 391-6622	(763) 391-6627			

8/28/2017

Invoice No. 1307

To

City of Grant
111 Wildwood Rd
Willernie, MN 55090

Quantity	Description	Unit Price	Total
1518/tns	Millings - Keats	6.00	\$ 9,108.00
1100/tns	Millings - Jocelyn	6.00	\$ 6,600.00
Subtotal			\$ 15,708.00
Sales Tax			
Shipping & Handling			
Total Due			\$ 15,708.00

Due upon receipt

Thank you for your business!

North Valley, Inc.

(763) 274-2580
Fax (763) 274-2584

20015 Iguana St. NW Ste
100, Nowthen, MN 55330



WASHINGTON CTY SHERIFF
15015 62ND ST N
PO BOX 3801
STILLWATER MN 55082

To: GRANT CITY
PO BOX 577
WILLERNIE MN 55090

Invoice	
Invoice Number:	125372
Account Number:	27164
Due Date	8/20/17
Amount Enclosed:	\$ _____
Federal Tax Id:41-6005919 JF	

Please return top portion with payment. Thank You.

Invoice					
Date	Number	Type	Due Date	Remark	Amount
7/28/17	125372	Invoice	8/20/17	JAN-JUN 2017 POLICE SERVICES	\$59,734.58
<div>I declare under the penalties of law that this account claim or demand, is just and correct and no part of it has been paid.</div> <div>Please make check payable to Washington County and mail to the address above.</div> <div>Questions? Jenny Flores 651-430-7844 Jennifer.Flores@co.washington.mn.us</div>				Invoice Total	\$59,734.58
				Sales Tax	
				Balance Due	\$59,734.58



Building a legacy – your legacy.

701 Xenia Avenue South
Suite 300
Minneapolis, MN 55416
Tel: 763-541-4800
Fax: 763-541-1700

Memorandum

To: *Honorable Mayor and City Council, City of Grant
Kim Points, Administrator, City of Grant*

From: *Brad Reifsteck, PE, City Engineer
WSB & Associates, Inc.*

Date: *September 5, 2017*

Re: *65th Street N Roadway Improvement Project – Ordering Public Improvement*

Actions to be considered:

To adopt a resolution ordering the public improvements for 65th Street N. from Keats Ave N. to the end of the cul-de-sac.

Facts:

The City Council authorized preparation of the Feasibility Report for the project area on June 6th and received the Feasibility Report on August 1, 2017.

As identified in the Feasibility Report, total project cost is estimated to be \$62,500, including construction, legal, engineering, administrative, and finance costs.

The City notified affected property owners and persons expressing interest in the project of the scheduled Improvement Hearing within the minimum 10-day notification requirement and published the notice of hearing in the City's official newspaper for two weeks.

The improvements are anticipated to be funded by special assessments to benefitting properties, in accordance with the Assessment Policy, adopted by City Council.

Action: Discussion. Adopt Resolution.

Attachments:

Resolution

CITY OF GRANT

RESOLUTION NO. 2017-10

**RESOLUTION ORDERING THE IMPROVEMENTS
FOR THE 65th STREET NORTH ROADWAY IMPROVEMENT PROJECT**

WHEREAS, the City Council ("Council") of the City of Grant, Minnesota ("City") has identified 65th Street N as a Capital Improvement Project for Fiscal Year 2017; and

WHEREAS, those improvements shall include pavement replacement; and

WHEREAS, the Council Authorized Brad Reifsteck, WSB & Associates, Inc. to complete a feasibility report ("Study") on the Project on June 6, 2017; and

WHEREAS, said Study was received by the Council on August 1, 2017; and

WHEREAS, the City notified affected property owners and persons expressing interest in the project of the scheduled Improvement Hearing ("Hearing") within the minimum 10-day notification requirement and published the notice of hearing in the City's official newspaper for two weeks; and

WHEREAS, the Hearing was conducted at the regular City Council meeting on September 5, 2017; and

WHEREAS, the Council authorized WSB & Associates, Inc. as the project engineer and Brad Reifsteck as the City's engineering representative for the Project, and ordered the preparation of plans and specifications on August 1, 2017; and

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GRANT, MINNESOTA, with the public hearing on the Project complete and public comment on the project received, the City Council finds:

1. Such improvement is necessary, cost-effective, and feasible as detailed in the feasibility reports.
2. Such improvements are hereby ordered as proposed in this Resolution.
3. WSB & Associates, Inc. is hereby designated as the engineer for this improvement.

ADOPTED this 5th day of September 2017.

Attest:

Jeff Huber, Mayor

Kim Points, City Clerk



Memorandum

To: *Honorable Mayor and City Council, City of Grant
Kim Points, Administrator, City of Grant*

From: *Brad Reifsteck, PE, City Engineer
WSB & Associates, Inc.*

Date: *September 5, 2017*

Re: *Pine Tree Lake Pump Work*

Actions to be considered:

The City Council requested the City Engineer review and determine alternative methods to minimize maintenance on the Pine Tree Lake Pump station. The contractor provided 2 additional options to the one previously submitted.

For review, Option 1 requires float operation to monitor water levels and requires removing prior to winter and reinstalling in the spring. The starter will need to be placed in the off positions manually during winter conditions. This option cost is **\$2620.00**.

The contractor provided alternative options to the float system as described below and shown in the attached quote.

Option 2 requires installing an ultrasonic level transducer in lieu of floats and may be left in place all year round but personnel will still need to manually place the starter to off to prevent pump from running during winter conditions. The cost for this option is **\$8,916.00**.

Option 3 includes monitoring water levels and starter shutoffs through a new control panel, which can be monitored remotely through a cellular alarm dialer. This option still requires routine maintenance of the pumps and controls but no equipment needs to be manually shutoff or placed during the winter conditions. The cost for this option is **\$28,700.00**.

Action: Motion to award Pine Tree Lake Pump Work to the low bidder, Killmer Electric Co, Inc,

Attachments: Killmer Electric Co, Inc, Quote.

AGENDA ITEM 5Ci

STAFF ORIGINATOR	Kim Points
MEETING DATE	September 5, 2017
TOPIC	2017 CUP Review Update

BACKGROUND

At the May 2013 City Council Meeting, staff presented an option for annual CUP review that outlined a systematic approach that includes the review of all CUP's. The Council approved the approach based on a four year cycle.

In 2017, eighteen CUP's were reviewed by staff. The CUP's were grouped by addresses. All the CUP documents were administratively reviewed and those with large land use in relation to health, safety and welfare were issued an on-site review.

Fourteen of the CUP's were reviewed per aerial photography in detail and found to be in compliance per the outlined conditions.

Four of the eighteen CUP's resulted in a site visit and all of the CUP's were found in compliance with conditions outlined in the CUP.

Three of the CUP's are in active and should be eliminated from the City records. In order to vacate the CUP's, a public hearing was ordered, published and the property owners notified.

Staff will note that some of the recorded CUP's have on-going reviews in terms of annual requirements that must be submitted to the City.

COUNCIL ACTION

Open public hearing and action to determine vacation of CUP's as outlined.

Case No. _____

Date Issued: 11/1/70

Township _____ OF Grant _____, MINNESOTA

SPECIAL USE PERMIT

Address: Grant Drive

Legal Description:

Part of Section 21-30-21

Applicant: Lone Oak Sportman's Club

Address: 3600 Hoffman Rd., White Bear Lake, Minn. 55110

Owner (if different from applicant): same

Address: _____

Zoning District: R

Permitted Uses:

Operation of target range---

Special Conditions or Restrictions as Imposed:

no restrictions. Ordinance #30 does not apply in the case of the use of small ammunition..

[Signature] Clerk

stipend is not charged. Mr. ~~Eastlund~~ ^{ERICHSON} seconded the motion. Motion passed. The Clerk read the proposed change for Section 603.03. Mr. Bieraugel said the use is implied and needs to be clarified and spelled out. Mr. Erichson moved adding Section 603.03 as recommended to the Planning Commission to read: Uses shall be allowed according to the use table, Sec. 604. When a specific use is not listed the closest similar listed use shall be consulted and the restrictions of the listed use shall apply. Mr. Welander seconded the motion. Motion passed. The change in Sec. 730.07 was then read both from the Planning Commission minutes and in Bob Bieraugel's letter dated June 21, 1983. Mr. Eastlund moved Sec. 730.07 read: Grazable acres shall be defined as dry land exclusive of the home site and its yard. For purposes of these regulations, the following animal equivalents apply: (listing follows). Mr. Erichson seconded the motion. Motion passed. The Clerk read the Planning Commission minutes regarding the change in Section 730.06. Mr. Eastlund moved that Sec. 730.06 read: Hazards and Nuisances. The keeping of horses, cattle or other domestic farm animals on a site with less than two (2) acres of existing grazable land per animal is hereby declared to be a nuisance. No domestic farm animals shall be placed on any site of less than five (5) acres. Mr. Erichson seconded the motion. Motion passed.

The Clerk read the Planning Commission minutes regarding Beverly and Joe Twitchell's request for conditional use permit. Mr. Twitchell said the zoning had changed, unknown to them. It was then clarified the zoning in that area has not changed since 1966. The Twitchells have now changed their request to a private arena due to the zoning. They have approximately 30 acres. Diagrams were then reviewed. Mr. Eastlund moved the Twitchells be granted the Conditional Use Permit to construct and maintain a private riding arena, the building to be 60 x 120'; that the structure must conform to the Building Code; the colors to be as designated in the materials submitted; that all fences must be placed no closer to the road than the right of way line. Such a building requires substantial different code than a commercial building. Mr. Welander seconded the motion. Motion passed.

The Clerk read the Planning Commission minutes and Mr. Bieraugel's June 21 letter regarding the Olmstead request for Conditional Use Permit. The old zoning code was discussed. Mr. Bieraugel said it did not include stables, but did allow animals. At the time of the new ordinance, they would be "grandfathered in" at the PCA permit of 20 horses. It was asked about the number of grazable acres. They have 44 acres in all. A PCA permit cannot be used for this purpose of determining number of animals grandfathered in. The use was in boarding of horses. A riding stable under the old ordinance would have required a special use permit. They are not requesting use of the storage building for anything other than storage. Mr. Olmstead occasionally uses the building to ride his own horse. They are only asking for a permit for boarding horses, he said. There was discussion of a compromise with the neighbors, with 34 horses being decided, 20 of which could be boarders. The sign will be taken down. Mr. Eastlund moved a Conditional Use Permit be given to Mr. Olmstead to operate a boarding stable on his property located at 8765 No. 68th Street; the number of horses not to exceed 20 boarding horses and 14 horses of his own, for a grand total of 34 horses; that no signs

be displayed advertising this business other than identifying the farm on his mailbox. Mr. Erichson seconded the motion. Motion passed.

Bill Madline asked about road specs. This will be discussed at the next Board meeting. He also asked about drainage easements to Valley Home Estates as they have been declared useless by the Watershed and he would like them removed from the plat. This will be looked into.

Mr. Eastlund moved approval of the request from Northwestern Bell for buried cable on 110th St. No. Mr. Erichson seconded the motion. Motion passed. Mr. Eastlund moved approval of the request for buried cable on 115th St. No. Mr. Welander seconded the motion. Motion passed. Mr. Eastlund moved the request for buried cable on 96th St. be approved, with Mr. Welander seconding the motion. Motion passed.

The Clerk read a letter from Carl Scheuneman regarding truck trailers being stored in his neighborhood. Mr. Paulson is to call Mr. Briggs. Storage of material would require a Conditional Use Permit. Mr. Paulson is to see what purpose they are being used for. They would need to be screened (Sec. 706.01).

Mr. Hilton asked to put up a fence on the Township property on Highway 96. Mr. Eastlund moved he be given permission to do so on condition that he must remove the fence if the Board asks for it with 30 days notice, and that the Township is held harmless for complaints. The Clerk is to send Mr. Briggs information on the property. Mr. Erichson seconded the motion. Motion passed.

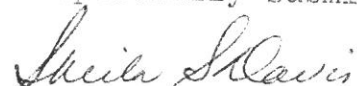
A letter is to be sent to the developers of Browns Creek reminding them of a deadline for the roads to be completed by October 30.

It was mentioned a pond had been dug in Victoria Station, and the water could be a hazard to children. A permit is required for such an excavation.

The bills as submitted were approved, with Mr. Eastlund voting aye, Mr. Welander voting aye and Mr. Erichson voting aye.

Meeting then adjourned at 11:36 p.m.

Respectfully submitted,



Sheila S. Davis, Clerk

GRANT TWP. CONDITIONAL USE PERMITS

(April 1969-December 1986)

SIEVERT RIDING STABLE, 9390 75th St N: 10/7/69 (69-A)

Upon motion by Mr. LaRoche and a second by Mr. Eastlund, a Special Use Permit was granted to Chester Sievert to operate his riding stable with the following provisions and restrictions---That no more than 30 horses be stabled at any time on the Sievert premises - that riding be limited to the property described and owned by Mr. Sievert - that all trail rides be guided - and the premises will be subject to an annual inspection.

HIGHWAY 36 AUTO CENTER, 11020 60th St N: 10/7/69 (69-B)

Upon motion by Mr. Eastlund and a second by Mr. LaRoche a Special Use Permit was granted to Highway # 36 Auto Center for the operation of a gasoline service station only, at the corner of Highway # 36 Frontage Road and Wash. Co. Rd. 17A. This permit applies to the property as leased by "Superior 400." Further study will be given to the used car sales operation.

LONE OAKS SPORTSMAN CLUB, 8400 blk. Jamaca Av N: 10/7/69 (69-C)

...a motion was made by Mr. Eastlund and 2nd by Mr. LaRoche that an annual Target Range permit be granted to the Lone Oaks Sportsman Club after the Board inspects the range this fall.

CARL T. SCHUNEMAN, JR. LIMITED LIGHT INDUSTRY, 6450 117th St N:

8/4/70 (70-A)

...After the Board heard Mr. Schuneman state his case some discussion was held regarding the size and type of operation to be conducted. On motion by Mr. Eastlund and seconded by Mr. LaRoche, a variance was granted to Mr. Schuneman to operate a limited light industry for a period not to exceed three years and on the basis that he hire not more than (20) twenty employees, and that the entire operation be kept within the fully enclosed facility.

HELVETIA STABLES, 11498 Julianne Av N: 1/5/71 (71-A)

The first order of business was a Public Hearing for Hans Senn to construct and operate an indoor training arena and stable for horses. After som discussion Mr. Eastlund made a motion to grant the special use permit contingent upon installation of an adequate septic system. Mr. LaRoche seconded and the motion carried.

JOHN IMRE (RITE-A-WAY AUTO SALVAGE), 7559 Jamaca Ave. N. : 4/6/71 (71-B)
(presently operated as FLOYD'S REPAIRABLES & AUTO SALES)

Mr. John P. Imre appeared and requested that the Special Use Permit held by Roger Dau be transfered to his name. Mr. Welander moved that because there would be no change in operation, transfer of the Special Use Permit be allowed with a reservation that everything in connection with this business be brought up to comply with the existing permit. Mr. LaRoche 2nd the motion. It carried.

(11)

CITY OF GRANT
WASHINGTON COUNTY, MINNESOTA

CONDITIONAL USE PERMIT
FOR
U.S. WEST (QWEST)

Date: 11-15-00

Washington County Property I.D. No.: 15-030-21-34-0001

NO. POLE INSTALLED
DUE TO LAWSUIT

Street Address of Subject Property: 9411 Dellwood Road North (Trunk Highway 96)
Grant, Minnesota 55082

Legal Description: Lot 8, Block 2, Victoria Station No. 5, Washington County, Minnesota

Owners: Ronald W. Costa and Karin S. Costa

Present Zoning District: A-2

Permitted Uses Set Forth in Ordinance 50, Section 604.

I. CONDITIONAL USE PERMIT FOR: U.S. West (Qwest)

All uses shall be subject to the following conditions and/or restrictions imposed by the City Council of the City of Grant.

A. General Description. A Conditional Use Permit for a personal communication service monopole.

II. ADDITIONAL RESTRICTIONS AND PROVISIONS:

In addition to all of the requirements of City of Grant Ordinances and any applicable County, regional or State requirements, the property is also subject to the additional restrictions and provisions specified herein:

A. The monopole, antenna arrays, fence, equipment cabinets, landscaping, and other improvements shall be built pursuant to the plans and specifications submitted to and approved by the City Engineer.

B. All work shall also be done subject to the following conditions:

1. The Applicant shall re-submit the construction drawings, including appropriate signage identified on a detail sheet, all signed by a professional engineer.

2. The monopole shall be painted a light blue color which is similar to the existing NSP power poles to minimize visibility of the monopole.
3. The Applicant must provide a Certificate of Insurance before issuance of any Building Permit.
4. The Applicant must deposit sufficient funds with the City Treasurer to cover the cost of staff time to review this Application and the two (2) previous applications submitted by this Applicant to the City during January of 2000. (No Building Permit shall be issued until all escrows or unpaid claims have been paid.)
5. No later than January 10 of each year U.S. West Wireless (Qwest) will submit to the City Clerk a photocopy of its Certificate of Insurance showing that the tower and/or antenna is insured for that calendar year. Also, a copy of a report showing that the tower and antennas are being operated in compliance with all federal and/or state regulations.
6. The Applicant shall submit a report at least annually, and at each time a new user is added to the monopole, stating that the antennas comply with all applicable regulations regarding the emission of radiation and electromagnetic waves.
7. Every five (5) years, and no later than January 10th on the year of submission, U.S. West (Qwest) will submit all information outlined in the City of Grant's Ordinance No. 1998-81 Antenna Regulations, Section 9, Subpart C.
8. Every five (5) years, and preferably no later than January 10th on the year of submission, the Planning Commission will review this Conditional Use Permit to verify that the Applicant is in compliance with the terms and conditions of this Permit.
9. Applicant shall submit a clearance letter from the FAA regarding the placement of no lighting on the tower.
10. Applicant will make its best efforts to obtain a letter from Northern States Power Company stating that NSP has no objection to the construction of the tower at this location.
11. Applicant shall provide structural data showing that this tower can structurally accommodate at least two (2) additional (co-located) users.

III. REVIEW.

Pursuant to Section 505.08 of the Zoning Ordinance of the City of Grant, periodic review of this Conditional Use Permit is imposed as a condition of its grant. This Conditional Use Permit shall be reviewed annually at the direction of the Planning Commission, which shall notify the permit holder of the date of the annual review at least ten (10) days prior to the review hearing.

IN WITNESS WHEREOF, the parties have set forth their hands and seals.

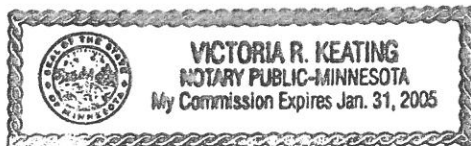
CITY OF GRANT

By Gary Erichson
Gary Erichson, Mayor

By Stephanie J. Marty
Stephanie J. Marty, City Clerk


[illegible]

On this 15 day of November, 2000, before me, a Notary Public, personally appeared GARY ERICHSON and STEPHANIE J. MARTY, the Mayor and City Clerk of the City of Grant, a Minnesota municipality within the State of Minnesota, and that said instrument was signed on behalf of the City of Grant by the authority of the City Council of the City of Grant, and GARY ERICHSON and STEPHANIE J. MARTY acknowledge said instrument to be the free act and deed of said City of Grant.



Victoria R. Keating
Notary Public

APPLICANT


Ronald W. Costa


Karin S. Costa

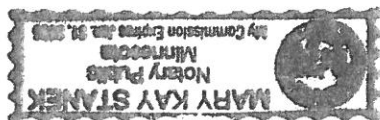
STATE OF MINNESOTA)

) ss.

(Individual Notary)

COUNTY OF WASHINGTON)

On this 18th day of October, 2000, before me, a Notary Public, personally appeared RONALD W. COSTA and KARIN S. COSTA, husband and wife, who signed the foregoing instrument and acknowledged said instrument to be their free act and deed.



[Signature]
Notary Public

QWEST

By [Signature]
Its Real Estate Market Manager

By [Signature]
Its Regional PE Mgr

STATE OF MINNESOTA)

RAMSEY) ss.

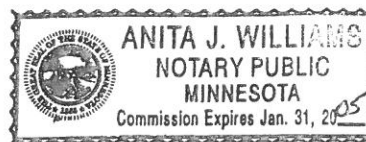
(Corporate Notary)

COUNTY OF WASHINGTON)

On this 4th day of October, 2000, before me, a Notary Public, within and for said County and State, personally appeared Steven Mangold and Patricia Conlin, to me personally known, who, being each by me duly sworn did say that they are, respectively, the Real Estate Market Mgr and Regional Real Estate Mgr of QWEST, a Minnesota corporation, named in the foregoing instrument, and that said instrument was signed on behalf of QWEST by authority of its Board of Directors and said Patricia Conlin and Steven Mangold acknowledged said instrument to be the free act and deed of said corporation.

[Signature]
Notary Public

DRAFTED BY:
Gregory G. Galler
ECKBERG, LAMMERS, BRIGGS, WOLFF
& VIERLING, P.L.L.P.
1835 Northwestern Avenue
Stillwater, MN 55082
(651) 439-2878



MAR 24 3 16 PM '98
371311

DOC. REC'D
CINDY BOGEMAN
COUNTY RECORDER
BY *[Signature]*

Ret:

Return to:
Eckberg Law Firm
Attn: Gregory G. Galler
1835 Northwestern Avenue
Stillwater, MN 55082

CONDITIONAL USE PERMIT

1950

(2)

MINUTES OF GRANT TOWN BOARD REGULAR MEETING
August 2, 1977

The meeting was called to order at 8 p.m. by Chairman Eastlund. The Clerk read the minutes of the July meeting. The minutes were then approved as read.

X
77-D The Clerk read the minutes of the July 25 Planning Commission meeting; pertaining to the application for amended Special Use Permit of Charles Johnson, dba Bellaire Sanitation Company. Mr. Eastlund read a letter from John Rutford of the Metro Council, and a letter from the MPCA. The Clerk then read a letter from Richard Johnson, the attorney representing Charles Johnson. Mr. Eastlund read a letter from Richard Nadler, attorney for neighbors of Charles Johnson. Richard Johnson replied that the landfill had been operating prior to 1961, there have been no accidents as a result of the Bellaire traffic, and the shredder should be considered as an improved machine tool. The addition of a truck port does require an amended Special Use Permit, however. He asked that the operation of the shredder not be closed down while a decision is being made. Mr. Eastlund suggested the Board attempt to set up a meeting with representatives from the various governmental agencies prior to making a decision. He also stated that the sanitary facilities for the employees should be reviewed. Mr. Ylitalo said he had made an inspection of the site and the use of the operation has been changed and should continue without the shredder until such time as a decision can be made. Mr. Johnson should have applied for the permit prior to installing and purchasing the equipment. He did comment that the noise and odors claimed by the neighbors did not seem to be present while he was there. Mr. Nadler then served the Clerk with a notice of intervention, and asked that meetings be under the open meeting law. He claimed that the smell was overpowering and atrocious. The PCA requires the County, Township and Metro Council clearance so that Mr. Johnson knew about having to come forward for a permit. In 1971 when he applied for a permit with the PCA for the transfer station, he stated in the application that there were no zoning problems when in fact the area is zoned residential. Mr. Richard Johnson suggested the Board inspect the site at their discretion. Mr. Ylitalo stated the use of the shredder was an illegal non-conforming use of the Special Use Permit that had been grandfathered in. The County suggests the area be re-zoned and he is opposed to that. Mr. Eastlund moved that this matter be continued until next meeting, and in the meantime the Board will contact the PCA, Metro Council, Washington County Planning Office and Sanitary Engineer and the County Board to set up a meeting with a representative or representatives from each government agency prior to the September meeting of the Town Board, and at that time we would see if we can clarify the situation. Mr. Ylitalo seconded the motion. Mr. Ylitalo does not feel the Town Board can authorize the use of the shredder in the interim. Charles Johnson explained the use of the shredder as still hauling to the dump, but getting more volume in less space in fewer trips. The rammer was never installed, so had not been in use. Bob Linkert suggested there should be a more equitable use for those residing in the Township. Motion passed, with Mr. Johnson being told to contact the County in regard to the sanitary facilities, and not to use the shredder.

77-D

Grant Town Board Meeting
September 6, 1977

The meeting was called to order at 8 p.m. by Chairman Eastlund. The Clerk read the minutes of the August meeting. Mr. Ylitalo suggested on page 4 to amend the minutes to read, to consider relocating Granada Avenue, not closing Granada Avenue. Mr. Ylitalo moved the minutes be approved as amended, with Mr. Welander seconding the motion. Minutes were then approved.

X
17-E
Mr. Eastlund reported that both he and Mr. Ylitalo met at Bellaire Sanitation on August 22 with a Metropolitan Council member, 2 members from PCA, Jim Harberts of the Washington County Planning Office, and Charles Swanson, the County Sanitation Engineer. The PCA allowed the shredder to run and they took a tour of the grounds. Mr. Ylitalo then read a letter from Wiese & Cox Ltd., Mr. Richard Johnson - the law firm representing Charles Johnson, which was dated September 1. Mr. Eastlund then read a letter from the Washington County Planning Office dated September 2. Lynn Takamoto, a representative of the Met Council, phoned Mr. Eastlund and reported that the Met Council will have to give the PCA the authority to issue a shredder permit. Hopefully this will be on their agenda at the September 22 meeting. Mr. Johnson said he has not used the shredder with the exception of the tour on August 22. The building permit for the transfer station was issued in 1969 and began building in February 1970. Mr. Ylitalo stated he felt the letter from the County Planning Office was wrong in that the Town Board did not imply granting a special use permit by issuing the building permit. This was not brought before the Town Board at all. Mr. Richard Nadler, representing Bellands, Firkus' and Witzels, showed aerial photos of the property prior to and after the transfer station was built. Their property across the road from Bellaire was originally settled by their family in the 1890's. There was no public hearing for a special use permit in 1970 or 1971 for a transfer station. He contends the building permit was not properly issued for a transfer station, without a special use permit being issued first. Burning garbage and operation a transfer station are two different things. They object to (1) the transfer station is a visual pollutant; (2) the noise pollution; (3) the smell. He is asking for the entire process to be gone through and asking that the transfer station to be located on the northwest corner of Johnson's property. The Planning Commission recommended denial in July. Due process should be asked for in conducting a hearing for the transfer station and shredder. He asks for a denial of a special use permit to operate the shredder, and to refer back to the Planning Commission for further study, and asks the Township Attorney for legal determination. Mr. Johnson, representing Charles Johnson, then asked the Board not to delay their decision any further, and to consider what was presented and now to make a decision. Mr. Eastlund stated we should also consider the Met Council and PCA decision first, and that a PCA permit is required to run the shredder, not the township. The Council will meet September 22, and committee meetings will be held before that. He asked the legal position to the County Ordinances 1 and 3. Mr. Ylitalo stated there was a substantial change in the non-conforming use so a special use permit would be required and zoning would have to be changed to agricultural or industrial - which do require public hearings. He also stated he is not out to put anyone out of an established business, but would not like the area zoned industrial. Mr. Ylitalo moved the special use permit regarding the additional structure be denied on the basis this would not be allowed

October 4, 1977

Mr. Georgi, pointing out the urgency to move faster.

77-H X
Bellaire Sanitation was the next matter taken up. Mr. Eastlund prefaced by stating that 2 public hearings and discussions at 2 Board meetings have already been held, so he asked to confine the discussion to new areas of information. The Clerk then read the minutes of the September 26 Planning Commission meeting. Mr. Johnson was asked about tonnage, and to keep it the same size as present. 450 tons per week is agreeable as an upper limit. Moving the driveway to the west also was agreeable. Mr. Nadler, attorney for the neighbors, presented an aerial photo showing where they would like the road located, which was agreeable to Mr. Johnson. The hours of shredder operation stated in the Planning Commission minutes are agreeable. A letter from the County Planning Department dated September 28 was read by Mr. Eastlund. The present access road will be eliminated when the County puts in the new County 12. Mr. Eastlund then read a letter from the residents dated October 4, stating their position in opposing this operation. A site map was shown by Mr. Johnson. More of the operation will be enclosed if a building permit is issued. Mr. Ylitalo suggested that the new construction, as well as the existing structure, be insulated to curtail noise and that building plans be provided and also a landscaping plan. A letter should be written to the County to have a lesser amount of trees taken when they improve the road, so that more screening can be retained. Mr. Johnson asked about rezoning so that the new access road is included, which he agreed could be limited to a 40 acre parcel. Mr. Nadler then spoke, asking for a full set of plans; roads drawn in and alternate routes shown; areas specifically designated for parking; and hours of operating shredder, trucks, machinery; and plans for screening. Mr. Eastlund said that the County Planning Department would help with the plans. Mr. Nadler said that any rezoning at this point, would be illegal, and suggested it be tabled until next month. He hoped the request would be denied until the Attorney gave his opinion. Mr. Ylitalo felt we could rezone. Mr. Ylitalo then moved the entire 128 acres be rezoned agricultural. Mr. Nadler objected, but Mr. Briggs stated he felt the Board can rezone. Mr. Ylitalo said the rezoning and related special use permit are recognizing an existing use, and proper control over the land use is thereby gained by the Township, the County, the PCA and Met Council. Mr. Welander then seconded the motion. Motion to rezone the entire parcel was then passed. The Clerk will send a copy of the application for rezoning and these minutes to Mr. Nadler, Mr. Johnson, the County Planning Department and the County Highway Department. Mr. Ylitalo moved that the Town recommend to the County the inclusion of the following provisions for a Special Use Permit to be issued: all of the conditions listed in the letter of Mr. Harbertz of the County Planning Office dated September 2, adding the hours of operation as stated in the Sept. 26 Planning Commission minutes, and the Commission's recommendation that proper screening against noise and visual problems be implemented. Screening should be given consideration in the plans for County Highway 12 improvement, and it is recommended that the County Highway Department give consideration to retaining as many trees as presently exist. Another condition is that refuse should be limited to an average of 300 tons per week, with a maximum of 450 tons per week. The Driveway should be located to the west as both parties have agreed; and that then the other driveways should be eliminated.

October 4, 1977

The buildings should be constructed so that the new operations are entirely enclosed when the equipment is in operation; and the new building and the existing transfer station building should both be completely soundproofed by means of insulation. Consideration should be given to Mr. Harberts' recommendations regarding bathroom facilities in his letter of September 2, including consideration of the septic system. Plans and specifications of the new structure, a land plan of the roads showing the new road and those to be eliminated should be presented. This permit should be limited to 40 acres of the property, not the entire parcel. Finally, periodic inspections will be required by the County and the PCA. Mr. Nadler asked the Board to take into consideration that there be no adverse effect on the adjoining property owners. Mr. Welander seconded the motion. Motion passed.

7-1 X
Mr. Nyhus explained his checking of the water pressure at Indian Hills, and found it to be satisfactory in all locations, at least at that time. The Board was asked to allow certain water mains to be installed this fall so that problems which could incur in the spring and harm the golf course if this were done then, would be avoided. The line would be extended further down Keats, across the fairways to the 3rd Addition. Mr. Eastlund moved permission be given to install the water main along Keats and east to terminate at the 3rd Addition. Mr. Ylitalo seconded the motion. Motion passed. A letter regarding the County Plat Commission to review plats was discussed. It suggested that consideration be given to not allow trees to be planted at the intersection of Keats and 65th Street, and also a 17' addition to the road easement. This would not then line up with the 1st Addition. Mr. Ylitalo moved we send a letter stating that we do not feel it would be advantageous to require the additional 17' or the sight easement as per the County's letter, but that we may well require the suggested sight corners by means of a special use permit. Mr. Eastlund seconded the motion. Motion passed. On the 2nd Addition, lot 8 needs grading. Lot lines would be changed to provide lots with improved soils, and unbuildable lots would become outlots. 77-

Mr. Eastlund moved the Board approve lot 6 for subdivision, $\frac{1}{2}$ of NW $\frac{1}{4}$, Sec. 14 on Keswick Avenue, because the soils have been proven suitable by the County, and that this lot complies with the 10 acre average because the parcel is located in a short 40. Mr. Ylitalo seconded the motion. Motion passed.

No action was taken at this time on the Oestrich request - he can reapply.

Representatives from a group sponsoring tennis courts at the Withrow School were present, and asked for money from Grant to help support this project. They have received support from Dist 834, and a promised state grant for 50% of \$24,730 for 2 lighted courts - that could be used for other purposes than just tennis. They must match the 50% grant. Mr. Ylitalo compared this to the recent request for funds for a tennis court in Mahtomedi. He then showed a group the site sketch for the Town Hall property, with possible courts here. Support for the Withrow skating rink was voted on at an annual meeting, and it was suggested the same be done for the tennis courts. Mr. Briggs had felt it would require a joint powers agreement to enter into the one in Mahtomedi, and this is

Town Engineer for any uncompleted work on the proposed developments, including road construction, drainage, signs and any other normal costs such as engineering fees, at 125% of the decided amount, and that all work be completed by September 30, 1978. The plat work be completed and the final hardshell plat be presented for final approval according to the conditions and specifications of the Township. That said performance bond or cash asurety must be completed and filed with the Town Attorney no later than November 28, 1977. Mr. Welander seconded the motion. Preliminary plats must be submitted to the Town Engineer in time for him to compute the amount of the bond. Motion passed.

77-J Bellaire Sanitation was next on the agenda. Mr. Nadler said his clients would prefer the addition be placed on the side of the building rather than toward the road. The County prefers the new access road not be placed in a low area. Mr. Nadler would like all repairs to be done with the south-facing doors closed on Saturday afternoons, holidays, Sundays and evenings. His other suggestions should be taken up with the County Planning Department, and Planning Commission.

It was suggested an ordinance be drawn up for homeowners paying for the fire call if the fire is set intentionally.

Northwestern Bell requests were then discussed. Mr. Welander would like to see the cables on the outside of the ditch, and to make a note to put the cable on the backslope of the ditch on Keswick. Mr. Welander moved the Board approve the permit, but write a letter to the company asking this be done if at all possible with regard to the cable on the backslope. Mr. Ylitalo seconded the motion. Motion passed.

On the application for cable on Joliet, Mr. Ylitalo moved the Board approve the application, but asked if it could be placed to the east rather than the west of the existing buried telephone cable. Mr. Eastlund seconded the motion. Motion passed.

Our comprehensive plan will have to be updated, and funds applied for. Mr. Eastlund moved that we write a letter to the Planning Office, indicating that Grant Township is willing to contract with the County for upgrading our comprehensive plan in accordance with the Metropolitan Council's directive, and that the County should apply for any available funding for such planning. Mr. Ylitalo seconded the motion. Motion passed.

A quotation has been submitted by Suburban Lighting for lighting up the parking lot area around the Town Hall. Mr. Ylitalo moved we accept the bid, except for option 5, and approve payment. Mr. Welander seconded the motion. Motion passed.

Mr. Eastlund moved that the Board send the Planning Commission a copy of the proposed change in zoning ordinance for the County. Mr. Ylitalo seconded the motion. Motion passed.

The bills were then presented for review, with Mr. Eastlund voting aye, Mr. Welander voting aye, and Mr. Ylitalo voting aye.

MINUTES OF THE GRANT TOWN BOARD REGULAR MEETING
February 7, 1978

The meeting was called to order at 8 p.m. by Chairman Eastlund. The Clerk read the minutes of the January meeting. It was suggested they be corrected to read, with regard to the David Godeman subdivision, that letters dated July 20 and August 23 had been received regarding the perc test. Mr. Eastlund moved the minutes be amended striking "No letter" and inserting letters of acceptance of this parcel from the County Planners were received, dated July 20 and August 23. Mr. Ylitalo seconded the motion. Motion passed. The minutes were approved as amended.

With regard to the September 6, 1977 minutes, Mr. Eastlund moved we clarify the portion concerning Indian Hills with the following new sentence: Mr. Eastlund moved Mogrow place in escrow with the Town of Grant, 50% of the total sum of \$14,500 or \$7,250 for review, inspections and reports by the Town Engineer, before the Town Engineer proceeds further. A note should be sent to Indian Hills to clarify this for them also. Mr. Ylitalo seconded the motion. Motion passed.

All four gravel permit holders submitted requests for renewal. The Town Attorney will check to make sure everything is in order for the new licensing period. Mr. Welander moved we accept these on condition that they be reviewed by the Attorney. Mr. Ylitalo seconded the motion. Motion passed.

X
78-A The Clerk read the Planning Commission minutes of January 30 with regard to the request of Suburban Lighting Co. for an amended special use permit. The Clerk also read a letter from the County Planning Department dated January 2. Mr. Larson showed a diagram of the plans to add on to their present building, due to an OSHA request. He proposed using gravel instead of blacktop, and said there would be a concrete apron, but would follow the Board's wishes. Mr. Ylitalo moved the Board recommend approval to amend the special use permit to allow the proposed addition to Suburban Lighting, condition upon building conditions being in conformance with the building codes and that the addition comply with the OSHA requirements that have initiated the construction of this addition, and that we are not requiring the blacktopping, but if the County has special reason for requiring this it will have to be done. Mr. Eastlund seconded the motion. Motion passed. 78-

X
78-B In a February 2 letter, the Township has received from the County a copy of the zoning use permit from Washington County as Agricultural A and described as the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 28 - pertaining to Bellaire Sanitation. In addition, they included a copy of special conditions or restrictions. The County is planning irregular inspections rather than fixed dates. Mr. Nadler requested that we add a limit on what hours the equipment can be operated, to #13, to state furthermore, no transfer station equipment or machinery will be operated. Mr. Ylitalo said he is not sure those hours will be adequate for what has to be done, and that the shredder hours should be more restrictive than the rest of the equipment. Mr. Johnson stated he would live with reasonable hours. From 6 p.m. to 7 a.m. would allow for maintenance breakdowns and the route truck at night. After much discussion, it was decided to leave Saturday hours for equipment the same as the rest of the week. Mr. Ylitalo moved we approve the permit 78-f

with the following changes: Item #12, add as determined by the County after periodic intervals. Item #18, add and between the hours of 6 p.m. and 7 a.m. on weekdays and Saturdays after holidays. Item #20, add Adequate Sanitary and waste disposal facilities shall be provided, at the end. Item #25, add which shall include landfill tickets. The form and substance of the report shall be as required by the County. Also there shall be such inspection of motor vehicles as determined by the County. These should be placed at the end of the item. Item #27, add and to discuss traffic law compliance with these communities. Item #30, add and also the existing transfer station building will be insulated to reduce operating noise. Item #33, add There shall be no new use or different type of operation without amending the special use permit. Item #35, add The proposed addition shall provide for the inclusion of the proposed apparatus for separation of ferrous metals. Item #38 Grant Township shall allow no operations beyond the 40 acre area set forth in the County Special Use Permit. Mr. Eastlund seconded the motion. Motion passed. Mr. Nadler then asked the Town Board, due to spot zoning by the County and the Township damaging his client's property, to direct the Town Attorney to aid and establish a condemnation board to appraise the damage to his clients and award them proper damages. If this is not done, they will commence a lawsuit. Mr. Ylitalo responded that what the Board has done has not increased or allowed greater use of the Bellaire facilities, but have restricted their use and have spent a lot of time to comply with virtually all of the neighbor's requests and have not interfered with the property rights of his clients. We have no plans to set up a condemnation board.

Mr. Ylitalo presented information for the Wendell Anderson subdivision, combining the two lots into one deed. Mr. Eastlund moved the Board approve the subdivision request of Wendell Anderson and the Grant Land Company to combine parcels of 10 acres and of 7.36 acres into one lot, Parcels 4 and 3, located in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 1 and to be combined in one deed. Mr. Welander seconded the motion. Motion passed, with Mr. Ylitalo abstaining.

Kathleen Monty, daughter of John Kunz, presented a plat map of his Stillwater Ranches subdivision. The Clerk read the Planning Commission minutes of January 30 pertaining to this. Mr. Eastlund moved the Board give preliminary approval to the Stillwater Ranches subdivision located in Section 25, as shown on Mr. Georgi's map dated Dec. 24, 1977, according to the following conditions:

- 1.) That all proposed lots have adequate soils for a building site with an on site septic system, as approved by the County Planning Office.
- 2.) That money be placed in escrow to cover cost and installation of all street identification and traffic control signs as determined by the Town Engineer. This has been done.
- 3.) That money be placed in escrow to cover the cost of review, inspections, and reports of the Town Engineer in regard to road construction and drainage.

MINUTES OF GRANT TOWN BOARD MEETING
February 2, 1982

The meeting was called to order at 8:00 p.m. by Chairman Eastlund. The Clerk read the minutes of the January meeting, which were approved as read.

X
82-B The Clerk read the January 25 Planning Commission minutes regarding the Bellaire Sanitation request for amended special use permit. Mr. Ylitalo discussed the possibility of recycling materials at Bellaire. Mr. Ylitalo moved the request for amended special use permit be granted, for an addition to the barn, and the structure meet all building requirements. Mr. Eastlund seconded the motion. Motion passed. Mr. Ylitalo moved we recommend that the Planning Commission establish a committee on environment and energy, with the first consideration being the consideration of establishing a recycling plan in cooperation with Bellaire Sanitation. Mr. Welander seconded the motion. Motion passed.

The public hearing regarding Revenue Sharing funds was then held. In the past we have used it towards our fire contracts. No one was present with any suggestions for its use, and Mr. Eastlund then moved we again designate the Federal Revenue Sharing money to help pay for our fire contracts. Mr. Welander seconded the motion. Motion passed.

Schifsky and Shafer companies had submitted application for renewal of their mining permits. Shafer's application was in order, and a check submitted for the permit. No removal of material took place during the past year. Mr. Eastlund moved we grant continuation of the Shafer Contracting Company permit for mining on the property of Glen Tubbs as described in the permit, until February 1983. Mr. Ylitalo seconded the motion. Motion passed. Schifsky's application also was in order, including \$27.42 for material removed last year. Mr. Eastlund moved we grant continuation of the T. A. Schifsky & Sons mining permit to mine on the property described in the permit, on the Harold Baer farm, to expire February 1983. Mr. Ylitalo seconded the motion. Motion passed.

Les Fournier was present, with a new drawing for Dellwood Forest subdivision. Mr. Welander moved we accept the revised preliminary plat of Dellwood Forest as revised January 15, 1982 with the option to change the north boundary line of lot 2 as initialed by Mr. Eastlund, with each lot to have suitable soils for an on-site septic system. Mr. Ylitalo seconded the motion. Motion passed.

The developers of Red Hawk Ridge were present for final plat approval. A letter from our Engineer, Wayne Long, was read. Mr. Ylitalo moved we grant final approval, subject to providing a bond or letter of credit for \$37,500 as indicated by Mr. Long; also that approval be given for the change in access across the DNR trail and any condition the County might impose, per our preliminary plat approval; that all indicated streets are to be dedicated and completed pursuant to the Town Engineer with the exception of Lockridge Avenue to the south and that the property owner to the south can utilize that access when he has it built to Township standards. Before final signature a copy of a restrictive covenant and/or deed showing access to the lot owners to the DNR trail be presented to the Board. Mr. Welander seconded the motion. Motion passed.

MINUTES OF GRANT TOWN BOARD MEETING
September 7, 1982

The meeting was called to order by Chairman Eastlund at 8:00 p.m. The Clerk read the minutes of the August meeting, which were approved as read.

The final approval for the Lutheran Church of the Risen Christ was then discussed. All items seemed to be taken care of. Mr. Eastlund moved we grant a special use permit to the Lutheran Church of the Risen Christ located on 60th Street North and Jarvis Avenue, and the special use permit must meet all the conditions that were laid out in the preliminary approval; that the church will not have a day care center nor a parochial school, i.e. a school in lieu of public education; and that it is entitled to carry out the normal functions of a church. Mr. Erichson seconded the motion. Motion passed.

The Clerk then read the Planning Commission August 30 minutes with regard to the Bruentrup request for variance. Mr. Erichson said this puts the Board in a spot due to a few being denied in recent months. Mr. Briggs said this could be considered a hardship based on it being allowed initially and they already have two accessory buildings. Mr. Erichson moved this request be approved on the basis of the structure has already been allowed originally by the Township Building Inspector and the County to build the garage closer to the road than the home, and since he has already built a pole barn so has 2 buildings, so this is the only way he can go due to an error by the Township and the County; and that the front setback even with the new addition will still be 103' from the road and is completely screened from the road by heavy woods; and that this is due to a hardship of the land so it falls within the ordinance for that reason. Mr. Welander seconded the motion. Motion passed.

Bellaire Sanitation is adding recycling and composting. The Planning Commission was in favor of it 100%. This would not require an amended special use permit as it does not alter the use of the property. Mr. Eastlund moved that we accept the plan of Bellaire Sanitation for recycling glass materials, newspaper, and yard waste and that we commend them for this action. Mr. Welander seconded the motion. Motion passed. The Clerk is to publicize the center in the papers.

The map that was approved by the Planning Commission will be placed in the new zoning ordinance, so no action was needed by the Board.

Bruce Folz was present regarding Indian Hills. The area to the east has been purchased, and they would like to separate about 14 acres of land on the east end of Indian Hills and add that to the newly purchased property, since it is more or less land-locked from the golf club. Originally they were approved for 75 lots, but they only have 74 due to one lot not being included in the plat. They would like to transfer this one lot to the property to the east, and are asking to delete the 14 acre parcel. The Township's concern is that the lots do not alter things. No action was taken until further information is received, and will be discussed again at the October meeting.

We need a resolution for the 201 sewage program authorizing Robert Lockyear of the County to act as the Township's agent for step 2 in

**CITY OF GRANT, MINNESOTA
RESOLUTION NO. 2017-17**

RESOLUTION ADOPTING PRELIMINARY CITY BUDGET FOR 2018

WHEREAS, the City of Grant established a preliminary certification of the City of Grant's levy at its September 5, 2017 meeting; and

WHEREAS, the City of Grant is not required to and will not hold public hearings for the 2017 preliminary budget; and

WHEREAS, the City Council for the City of Grant wishes to establish its preliminary 2017 budget which must be certified to the Washington County Auditor/Treasurer by September 30, 2016;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANT, WASHINGTON COUNTY, MINNESOTA, as follows:

BE IT RESOLVED, that the City Council of the City of Grant, Washington County, Minnesota hereby adopts a preliminary City budget for 2018 in the amount of \$_____.

The motion for adopting the foregoing resolution was acted upon by motion and seconded, and upon a vote being taken thereon, the following voted via voice:

Mayor Jeff Huber -
Council Member Sederstrom -
Council Member Carr -
Council Member Kaup -
Council Member Lanoux -

Whereupon, said resolution was declared duly passed and adopted and signed by the Mayor and attested by the City Clerk, passed by the City Council, City of Grant, Washington County, Minnesota, on this 5th day of September, 2017.

Jeff Huber, Mayor

Kim Points, Administrator/Clerk

**CITY OF GRANT, MINNESOTA
RESOLUTION NO. 2017-18**

**RESOLUTION ESTABLISHING THE PRELIMINARY LEVY CERTIFICATION FOR
THE CITY'S GENERAL FUND AT \$ _____**

WHEREAS, the State of Minnesota requires the City to adopt a proposed, preliminary levy certification for its General Fund; and

WHEREAS, the City Council is required to adopt its 2018 Preliminary Levy Certification on or before September 30, 2017; and

WHEREAS, the City Council of the City of Grant wishes to comply with State law in this area;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF GRANT, WASHINGTON COUNTY, MINNESOTA**, as follows:

Establish the 2018 General Fund Preliminary Levy's certification at \$ _____.

The motion for adopting the foregoing resolution was acted upon by motion and seconded, and upon a vote being taken thereon, the following voted via voice:

Mayor Jeff Huber -
Council Member Sederstrom -
Council Member Carr -
Council Member Kaup -
Council Member Lanoux -

Whereupon, said resolution was declared duly passed and adopted and signed by the Mayor and attested by the City Clerk, passed by the City Council, City of Grant, Washington County, Minnesota, on this 5th day of September, 2017.

Jeff Huber, Mayor

Attest:

Kim Points, Administrator/Clerk

**JOINT POWERS AGREEMENT BETWEEN
WASHINGTON COUNTY AND THE CITY OF GRANT
FOR THE PURPOSE OF MANAGING THE CITY'S ELECTIONS**

This Joint Powers Agreement is entered into by and between the County of Washington, State of Minnesota (hereinafter "County") and the City of GRANT, State of Minnesota (hereinafter "City") in order for the County to provide certain election services for the City.

WHEREAS, the County has certain election-related duties imposed upon it under Minnesota election law and other relevant state and federal laws; and

WHEREAS, the City has certain election related duties imposed upon it under Minnesota election law and other relevant state and federal laws; and

WHEREAS, the City and County agree that efficiencies and economies of scale make it desirable for the County to assume some of the City's election related responsibilities; and

WHEREAS, MINN. STAT. § 471.59 authorizes local governmental units to enter into joint powers agreements with other governmental units to perform on behalf of that unit any service or function which that government would be authorized to provide for itself.

NOW, THEREFORE, pursuant to MINN. STAT. § 471.59 and the various Chapters of the Minnesota Election Laws, the County and City (hereinafter "Parties") agree as follows:

I. TERM OF AGREEMENT

- A. This Agreement shall commence on _____ and shall terminate when either party gives the other party a notice of termination pursuant to paragraph I.B. of this Agreement. In no event shall this Agreement be terminated prior to _____.
- B. This Agreement may only be terminated on January 1 of an odd year. To effect termination, either party must give its notice to terminate to the

other party no later than May 1 of the even year prior to the January 1 termination date.

- C. This Agreement shall only apply to the Statewide Primary Elections, the Statewide General Elections, and any Special Election required.

II. COUNTY RESPONSIBILITIES

The County will assume the following election duties which are assigned to the City under Minnesota election law and other relevant state and federal laws:

- A. The County shall be responsible for recruitment, training and assignment of election judges.
- B. The County shall be responsible for the payment of the election judges' salaries.
1. The amount of salary paid to election judges shall be the salary established by the municipal board prior to a state, county and/or municipal election.
- C. The County shall arrange for the use of optical scan voting systems and attendant polling place equipment for every primary, special or general election identified in this Agreement.
- D. The County will coordinate with the City for the placement and use of City owned election equipment at each polling place.
1. Election Equipment for purposes of this Agreement is defined in Section III.B.1. of this Agreement.
2. In the event that additional or replacement Election Equipment is needed at a polling place, the County shall purchase the Equipment

and bill the City for the cost of this additional or replacement Election Equipment.

3. The County shall store the City Election Equipment in County facilities during the duration of the Agreement.

(a) At the termination of this Agreement, the County will return all City Election Equipment stored in County facilities to the City.

(b) Notwithstanding anything in section II.D.3 of this Agreement that may be to the contrary, the City shall be responsible to replace any lost, stolen, damaged or destroyed City election equipment and will hold the County harmless if any of the City's election equipment is lost, stolen, damaged or destroyed while in the care and custody of the County.

E. The County shall arrange for the use of polling places in the City.

1. In the case of City and special elections where no state, county or school district election is being concurrently held, the County shall consult with the City prior to establishing polling locations.

F. The County shall be responsible to provide election forms, supplies and other related materials for each polling place and to publish any required primary or general sample ballots.

G. The County shall conduct preliminary tests and public accuracy tests of voting systems and publish and post notices of the public accuracy tests.

- H. The County shall be responsible for the programming, layout and printing of ballots for the City.
- I. The County shall administer absentee voting for the City.
- J. The County shall be responsible for the compiling and reporting election results and election statistics and providing election related information on the County's web site.
- K. The County shall on behalf of the City provide to City officials, candidates and the public information and assistance relating to election procedures.
 - 1. Notwithstanding the above subparagraph, the County shall not be responsible to provide the City with legal advice concerning questions related to election law, and the City will seek any such advice from the City Attorney and other City officials.
- L. If requested by the City, the County shall provide the City with technical assistance in matters of reapportionment following a decennial census.

III. CITY RESPONSIBILITIES

The City shall be responsible for the following under this agreement:

- A. The City shall designate a principal contact person for the County. This individual shall be available to assist as necessary on election day.
- B. The City shall provide the County with election equipment to be utilized at each polling place.
 - 1. Election equipment for purposes of this Agreement shall mean voting booths, polling place signs, flags, stands and City supply boxes.

- C. The City shall be responsible for preparing the resolution for the City Council establishing polling places and determining precinct boundary changes.
- D. The City shall provide to the County the title and text of City ballot questions and provide the certification of candidate names for City offices and texts of City ballot questions.
- E. The City shall prepare a resolution authorizing the County to designate an absentee ballot board for the purpose of accepting and rejecting ballots for the City.
- F. The City shall perform the duties of candidate filing officer, providing to candidates the candidate filing packets.
 - 1. Candidate filing packets shall include acceptance of affidavits of candidacy, petitions and information to campaign committees.
- G. The City shall administer initial and ongoing campaign financial reporting and economic disclosure activities; prepare; post and publish election notices; post sample ballots at the City Office and conduct the official canvass of election results following each City election.
- H. The City shall retain election records for a period not less than twenty-two (22) months after each City election and retain a permanent archive of election results.

IV. RECOUNTS

The parties recognize that under Minnesota State law the City Clerk or designee serves as the recount official for recounts conducted by the City Council or City

Canvassing Board. If mutually agreed by the Parties, a County official may act as the recount official.

- A. The Parties will determine the duties, responsibilities and cost reimbursements for any such recount agreement.

V. **LEGAL REPRESENTATION**

The County shall not be responsible to provide the City with legal advice concerning questions of election law, and the City will seek such legal advice from its City Attorney. Moreover, the City Attorney shall approve in a timely manner the format of the City ballot prior to the ballot being printed.

- A. The County Attorney shall advise and represent the County in its performance of this Agreement.

VI. **COST**

A schedule of costs is attached hereto as Exhibit A-1.

- A. The City shall pay the County for the actual services provided hereunder upon presentation of an invoice detailing the costs incurred. Payment shall be due within thirty (30) days of receipt of the invoice by the City.
- B. The Parties agree that the County may amend the costs to the City from time to time by giving the City thirty (30) days notice of the new cost. The notice of the new costs shall be given to the City no later than April 15 of an even numbered year, the new cost shall not apply until January 1 of the odd numbered year.
- C. Notwithstanding anything in subsection VI.B. to the contrary, if the number of precincts in the City should change in any subsequent year, the County may immediately amend the costs associated with the services provided to the City

under this agreement to reflect either the increase or decrease in the number of election precincts in the City. Such change in costs shall be given to the City within thirty (30) days of the change in number of precincts, and the costs shall be effective immediately upon receipt of notice by the City of the change in costs.

VII. ANNUAL MEETING AND REPORT

Between November 15 and December 15 of each year, the County will meet with the City to review the performances under this Agreement. The County will provide the City with a report for the previous year and will inform the City of any issues that are likely to affect performances in the coming year.

VIII. TERMINATION

Upon termination of this Agreement, all property held pursuant to the Agreement shall be distributed to the Party providing the property.

IX. DATA PRACTICES

All data created, collected, received, maintained or disseminated for any purpose in the course of this Agreement is governed by the Minnesota Data Practices Act, MINN. STAT. CHAPT. 13, or any rules adopted to implement the Act, and any other applicable state or federal law relating to data privacy.

X. ENTIRE AGREEMENT

It is understood and agreed that the entire agreement of the Parties is contained herein and that this Agreement supersedes all oral agreements and negotiations between the Parties relating to the subject matter hereof.

IN WITNESS WHEREOF, the parties have subscribed their names as of the date first written above.

WASHINGTON COUNTY

CITY OF GRANT

By: _____
Gary Kreisel, Chair
Washington County Board of Commissioners

By: _____

Approved:

By: _____
Molly O'Rourke, County Administrator

By: _____
City Administrator

By: _____
Assistant County Attorney

By: _____
City Attorney

Recommended:
By: _____
Director, Washington County Property
Records and Taxpayer Services Department

**2018 Estimated Election Costs for:
City of Grant**

Exhibit A

	1 Precinct		
	Primary	General	Total
Ballot Costs	\$0	\$0	\$0
Equipment Licensing, Maint. & Software			\$830
County Staff Costs	\$1,295	\$1,295	\$2,590
Other Costs	\$694	\$694	\$1,388
Election Judge Costs (Includes training)	\$2,071	\$2,391	\$4,462
Publication Costs	\$100	\$100	\$200
Total			\$9,470

Notes:

The Equipment Licensing, Maintenance & Software is billed at the beginning of each year.
The County Staff; Other; Election Judge; and Publication Costs are billed in December.

Prepared August 2, 2017

City Council report for July 2017

To: Honorable Mayor & City Council Members

From: Jack Kramer Building & Code Enforcement Official

Zoning Enforcement:

1. Mr. Phillip Gusick 9080 Justen Trail N. Violation of the City of Grant Zoning Ordinance Section 32-337 Livestock (g) Grazable Acres.

a. The City received a formal complaint that Mr. Gusick has more horses on the property than what is allowed by ordinance. I sent a letter dated July 19, 2017 indicating the violation.

Mr. Gusick has responded to my letter and is seeking a CUP to allow additional horses.

Building Permit Activity:

1. Twenty-Four (24) Building Permits have been issued for a total valuation of \$426,535.00.

Sincerely,



Jack Kramer

Building & Code Enforcement Official

Grant Master Form								
Permit	Permit Type	Name	Project Address	Date Issued	Valuation:	City Fee:	75%	Plan CK Fee:
2017-142	Garage Add.	Garofalo	9547 Dellwood Rd. Lr	7/10/2017	\$ 40,920.00	\$ 553.35	\$ 415.01	\$ 359.67
2017-143	Pole Bldg	Logan	9020-107th. St. N.	7/10/2017	\$ 45,000.00	\$ 593.75	\$ 445.31	\$ 385.93
2017-144	Re-Roof	Martindale	9380 Keswick Ave.	7/11/2017	\$ 48,000.00	\$ 624.05	\$ 468.03	\$ -
2017-145	Deck	Stumpf	10444-61st. N.	7/12/2017	\$ 5,100.00	\$ 125.25	\$ 93.93	\$ 81.41
2017-146	HVAC	Delmore	11910 Isleton Ave.	7/14/2017	N/A	\$ 80.00	\$ 60.00	\$ -
2017-147	Roof / Window	Maher	10733-69th. St. N.	7/14/2017	\$ 40,105.00	\$ 687.00	\$ 515.25	\$ -
2017-148	Re-Roof	Ostar	11030-115th. St. N.	7/14/2017	\$ 13,500.00	\$ 237.25	\$ 177.93	\$ -
2017-149	Re-Roof	Weiss	10540-62nd. St.	7/14/2017	\$ 6,600.00	\$ 139.25	\$ 104.43	\$ -
2017-150	Re-Roof	Mackensie	10210 Hadley Ave. N	7/14/2017	\$ 12,000.00	\$ 209.25	\$ 156.93	\$ -
2017-151	Re-Roof	Lemke	10629-83rd. St. N.	7/14/2017	\$ 57,935.00	\$ 699.75	\$ 525.81	\$ -
2017-152	Re-Roof	Leahy	10851-62ndv St. N.	7/15/2015	\$ 10,000.00	\$ 181.25	\$ 135.93	\$ -
2017-153	HVAC	Owens Co.	9160 Ivy ave. N.	7/17/2017	N/A	\$ 80.00	\$ 60.00	\$ -
2017-154	Roof / Siding	Ketelsen	10909 Ideal Ave. N.	7/17/2017	\$ 24,000.00	\$ 377.25	\$ 282.93	\$ -
2017-155	Roof / Siding	Wohlfeil	10165-119th. St. N.	7/17/2017	\$ 14,575.00	\$ 251.25	\$ 125.62	\$ -
2017-156	Roof / Siding	Danty	11202 Lansing Ave.	7/17/2017	\$ 34,600.00	\$ 492.75	\$ 369.56	\$ -
2017-157	Re-Roof	Halverson	10510-60th. St. N.	7/18/2017	\$ 4,200.00	\$ 111.25	\$ 83.45	\$ -
2017-158	Roof / Siding	Halverson	6120 Lake Elmo Ave	7/18/2018	\$ 12,000.00	\$ 209.25	\$ 156.93	\$ -
2017-159	Siding / Windo	Hurley	8400 Manning Ave. N	7/18/2017	\$ 10,000.00	\$ 181.25	\$ 135.93	\$ -
2017-160	Demolition	Tassoni	9950 - 65th. St. N.	7/18/2017	N/A	\$ 100.00	\$ 75.00	\$ -
2017-161	Re-Roof	Ager	8840 Jamaca Ave. N	7/20/2017	\$ 9,000.00	\$ 167.25	\$ 125.43	\$ -
2017-162	HVAC	Kelko Co.	9250 - 88th. St. N.	7/21/2017	N/A	\$ 80.00	\$ 60.00	\$ -
2017-163	Pool House	Hertz	10597-114th. St. N.	7/23/2017	\$ 19,000.00	\$ 307.25	\$ 230.43	\$ 199.71
2017-164	Re-Roof	Hufttemier	10958-62nd. St.	7/24/2017	\$ 20,000.00	\$ 321.25	\$ 240.93	\$ -
Monthly total					\$ 426,535.00	\$ 6,808.90	\$ 5,044.77	\$ 1,026.72