

CITY OF GRANT
MINUTES

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DATE : September 4, 2018
TIME STARTED : 7:00 p.m.
TIME ENDED : 8:50 p.m.
MEMBERS PRESENT : Councilmember Carr, Kaup, Sederstrom
Lanoux and Mayor Huber
MEMBERS ABSENT : None

Staff members present: City Attorney, Dave Snyder; City Engineer Brad Reifsteck; City Treasurer, Sharon Schwarze; and Administrator/Clerk, Kim Points

CALL TO ORDER

The meeting was called to order at 7:00 p.m.

PUBLIC INPUT

- (1) Mr. Gary Baumann, 10060 Joliet Ave, came forward and commented on the Joliet Avenue Road meeting that was held last week.
- (2) Mr. Larry Lanoux, Keswick Ave., came forward and commented on agenda items.
- (3) Mr. Mark Albrecht, 9700 Janero Ct. N, came forward and commented on the road policy noting there are a lot of questions residents have.
- (4) Mr. Jerry Helander, 6261 Jasmine Ave., came forward and commented on the County resources available and work done within County right-of-ways.

PLEDGE OF ALLEGIANCE

SETTING THE AGENDA

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

CONSENT AGENDA

August 7, 2018 City Council Meeting Minutes	Approved
August 2018 Bill List, \$60,515.59	Approved
Washington County Sheriff’s Department, Jan-June 2018, \$62,077.29	Approved

1
2 Brochman Blacktopping, Potholing, \$10,135.57

Approved

3
4 **Council Member Kaup moved to approve the consent agenda, as presented. Council Member**
5 **Carr seconded the motion.**

6
7 City Attorney Snyder requested a five minute recess. Mayor Huber called for a five minute recess at
8 7:12 p.m.

9
10 Mayor Huber called the meeting back to order at 7:18 p.m.

11
12 **Motion carried with Council Member Lanoux and Sederstrom voting nay.**

13
14 **STAFF AGENDA ITEMS**

15
16 **City Engineer, Brad Reifsteck**

17
18 **Consideration of Resolution No. 2018-13, Declaring Costs to be Assessed and Ordering**
19 **Preparation of Proposed Assessments, 65th Street North Roadway Project** – City Engineer
20 Reifsteck advised the City Council received this feasibility report and ordered the preparation of plans
21 and specs at the August 1st, 2017 regular Council Meeting. The total cost of the improvements was
22 estimated at \$62,500.

23
24 Following the public hearing, the City Council ordered the public improvements for the
25 improvements on 65th Street North at the September 5th, 2017 regular Council Meeting.

26
27 Following the completion of construction, the total project cost of the improvement is \$53,160.60.
28 The Cities' participation amount set aside for 65th Street maintenance is \$3,883. The total cost of the
29 improvement to be assessed against benefited property owners is \$49,277.60.

30
31 **Council Member Carr moved to adopt Resolution No. 2018-13, as presented. Council Member**
32 **Kaup seconded the motion. Motion carried unanimously.**

33
34 **Consideration of Resolution No. 2018-14, Calling for and Ratifying an Assessment Hearing, 65th**
35 **Street North Roadway Project** – City Engineer Reifsteck advised an Assessment Hearing will
36 need to be held to consider the adoption of assessments. This hearing is proposed to be held at the
37 October 2, 2018 City Council meeting.

38
39 **Council Member Carr moved to adopt Resolution No. 2018-14, as presented. Council Member**
40 **Kaup seconded the motion. Motion carried unanimously.**

41
42 **Consideration of 2018 Seal Coat Project, Allied Blacktop Company** – City Engineer Reifsteck
43 advised
44 the City received two quotes for seal coating streets in the 2018 Pavement Management Program
45 Project area. The lowest quote received is in the amount of \$105,190.00 from Allied Blacktop

1 Company. Allied Blacktop is a reputable company who has completed similar work for the City in the
 2 past. A bid tab is shown in the table below:

					Allied Blacktop Company		Pearson Bros, Inc.	
Line No.	Item	SCHEDULE A. STREET & GENERAL	Estimated Qty.	Unit	Unit Bid	Total Bid	Unit Bid	Total Bid
					(in Dollars)	(in Dollars)	(in Dollars)	(in Dollars)
1	2356.505	BITUMINOUS MATERIAL FOR SEAL COAT (CRS-2)	13300	GALLON	\$ 5.95	\$ 79,135.00	\$ 2.99	\$ 39,767.00
2	2356.507	SEAL COAT AGGREGATE (FA-1)	670	TON	\$ 2.50	\$ 1,675.00	\$ 53.00	\$ 35,510.00
3	2575.601	TRAFFIC CONTROL	1	LUMP SUM	\$3,500.00	\$ 3,500.00	\$22,000.00	\$ 22,000.00
4	2355.502	BITUMINOUS MATERIAL FOR FOG SEAL	4800	GALLON	\$ 4.35	\$ 20,880.00	\$ 2.44	\$ 11,712.00
GRAND TOTAL BID					\$ 105,190.00		\$ 108,989.00	

4
 5
 6 This year’s project included a bid item for a fog seal (item no. 4 above). A fog seal is a bituminous
 7 material applied after the rock is placed and swept and provides the surface a fresher look and added
 8 protection from water and other roadway contaminants. This is the same product you may have
 9 noticed recently on Hwy 96 east of Jamaica.

10
 11 The fog seal item is not necessary to complete the seal coating work, but was offered only to solicit a
 12 quote in the case the price was within budget. A fog seal is done to help preserve the seal coat, is
 13 aesthetically appealing and appropriate on collector roads where traffic is heavy.

14
 15 The additional cost for this work is \$20,880.00 as shown in the table above. Removing this line item
 16 does not change the apparent low bidder. If a decision is made to eliminate the fog seal item, then the
 17 total quote amount is \$84,310.00.

18
 19 Seal coating is seasonally sensitive and only allowed per MnDOT specifications between May 15 to
 20 August 31, therefore, it is recommended to complete all work next spring. The apparent low bidder
 21 has guaranteed the prices above for work completed next spring.

22
 23 The Council may decide to reject bids and rebid work next year or award work to low apparent
 24 bidder. He noted the contractor has indicated he will hold the bid until next spring.

25
 26 **Council Member Carr moved to award the 2018 Seal Coat Project to Allied in the amount of**
 27 **\$84,310.00. Council Member Kaup seconded the motion. Motion carried with Council**
 28 **Member Lanoux voting nay.**

29
 30 **Consideration of Resolution No. 2018-17, Ordering of Feasibility Study** – City Engineer Reifsteck
 31 advised A petition was received by the City on July 27th, 2018 from Mark Albrecht at 9700 Janero
 32 Court N requesting a feasibility study be completed for significant roadway improvements along
 33 Janero Court N, west of Justen Trail. The Petition was signed by 90% of the abutting property
 34 owners, which meets the requirement of at least 35% in the City’s assessment policy and Minnesota
 35 state statue 429.031(b).

36
 37 This street was included as part of the 2018 Pavement Management Program scheduled for roadway
 38 maintenance.

1 **Council Member Carr moved to adopt Resolution No. 2018-17, as presented. Council Member**
2 **Kaup seconded the motion. Motion carried unanimously.**

3
4 **City Planner, Jennifer Swanson**

5
6 **Consideration of Resolution No. 2018-15, Review of the EAW, Record of Decision and Finding**
7 **of EIS -** A memo outlining the requested Council action was provided in the Council packets. City
8 Attorney Snyder advised an EAW is the first step in determining if an EIS should be ordered. There
9 is a comment period on the study and findings. The EAW will not change based on comments that
10 were not made during the comment period.

11
12 **Council Member Carr moved to adopt Resolution No. 2018-15, as presented. Council Member**
13 **Kaup seconded the motion. Motion carried with Council Member Lanoux and Sederstrom**
14 **voting nay.**

15
16 **Consideration of Resolution No. 2018-16, Minor Subdivision Application, 10361 110th Street N**
17 **–** A staff report outlining the request was included in the Council packets. It was noted the Planning
18 Commission did recommend approval of the application.

19
20 **Council Member Carr moved to adopt Resolution No. 2018-16, as presented. Council Member**
21 **Kaup seconded the motion. Motion carried unanimously.**

22
23 **City Attorney, Dave Snyder**

24
25 City Attorney Snyder advised the scope of public comment varies from city to city and differs on how
26 public comment is allowed. He stated it appears as though public comment as been an issue the last
27 two City meetings. He provided options to the Council including 1) continue as the rules currently
28 state; 2) eliminate public comment altogether; and 3) restrict public comment to Grant residents only.

29
30 City Attorney Snyder recommended the City eliminate public comment altogether. Typically Council
31 Members do not comment during public comment. He again recommended the City eliminate the
32 public comment portion of City meetings. If in fact the City chooses to restrict public comment to
33 residents only then the Council can administer that as best they can.

34
35 **Council Member Lanoux moved that any and all citizens are allowed to speak during public**
36 **comment. Council Member Sederstrom seconded the motion.**

37
38 **Council Member Lanoux amended the motion to include five speakers are allowed for three**
39 **minutes per person and all citizens not just residents. Council Member Sederstrom agreed to**
40 **the amended motion. Motion failed with Council Member Carr, Kaup and Mayor Huber**
41 **voting nay.**

42
43 **Council Member Kaup moved to allow citizens of Grant only to speak during public comment.**
44 **Council Member Carr seconded the motion.**

1 Mayor Huber made a friendly amendment to the motion to include the determination of
2 residency handled by the Mayor. Council Member Kaup and Carr agreed to the friendly
3 amendment. Motion carried with Council Member Lanoux and Sederstrom voting nay.

4
5 **NEW BUSINESS**

6 Consideration of April 3, 2018, Executive Meeting Minutes (Lanoux Abstain) – Council
7 Member Carr moved to approve the April 3, 2018, Executive Meeting Minutes, as presented.
8 Council Member Kaup seconded the motion. Motion carried with Council Member Sederstrom
9 voting nay and Council Member Lanoux abstaining.

10 Consideration of April 17, 2018, Executive Session Meeting Minutes (Lanoux Abstain) –
11 Council Member Kaup moved to approve the April 17, 2018 Executive Session Meeting
12 Minutes, as presented. Council Member Carr seconded the motion. Motion carried with
13 Council Member Sederstrom voting nay and Council Member Lanoux abstaining.

14 Consideration of May 17, 2018, Executive Session Meeting Minutes (Lanoux Abstain) – Council
15 Member Carr moved to approve the May 17, 2018 Executive Session Meeting Minutes, as
16 presented. Council Member Kaup seconded the motion. Motion carried with Council Member
17 Sederstrom voting nay and Council Member Lanoux abstaining.

18 Consideration of June 6, 2018, Executive Session Meeting Minutes (Lanoux Abstain) – Council
19 Member Kaup moved to approve the June 6, 2018 Executive Session Meeting Minutes, as
20 presented. Council Member Carr seconded the motion. Motion carried with Council Member
21 Sederstrom voting nay and Council Member Lanoux abstaining.

22 Consideration of Endorsement of Incumbent Sharon Schwarze, Brown's Creek Watershed
23 District, Administrator/Clerk – Staff requested Council consideration of the endorsement of Ms.
24 Sharon Schwarze, incumbent to the Brown's Creek Watershed District.

25 Council Member Carr moved to endorse incumbent Sharon Scwharze for appointment of the
26 Brown's Creek Watershed District. Council Member Kaup seconded the motion. Motion
27 carried with Council Member Lanoux and Sederstrom voting nay.

28 Consideration of Washington Conservation District Contract, East Metro Water Resource
29 Education Program, Administrator/Clerk – Staff advised the current contract with the Washington
30 Conservation District expires at the end of the year. The contract relates to communication services
31 provided to meet requirements for the MS4 permitting process.

32 Council Member Carr moved to approve the Washington Conservation District Contract, East
33 Metro Water Resource Education Program, as presented. Council Member Kaup seconded the
34 motion. Motion carried with Council Member Lanoux and Sederstrom voting nay.

35
36 Consideration of Resolution No. 2018-18, Adopting 2019 Preliminary City Budget, City
37 Treasurer Schwarze – City Treasurer Schwarze advised a second 2019 budget work session was
38 held earlier in the evening. The preliminary budget reflects a 3% increase in the levy.

39
40 Council Member Carr moved to adopt Resolution No. 2018-18, as presented. Council Member
41 Kaup seconded the motion. Motion carried unanimously.

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2 **Consideration of Resolution No. 2018-19, Establishing Preliminary 2019 Levy Certification,**
3 **City Treasurer Schwarze** – City Treasurer Schwarze noted the 2019 preliminary levy can be
4 decreased when the final levy is approved in December but it cannot be raised.

5
6 **Council Member Carr moved to adopt Resolution No. 2018-19, as presented. Council member**
7 **Kaup seconded the motion. Motion carried unanimously.**

8
9 Staff noted the Truth in Taxation Hearing will be held on December 4, 2018, 6:00 p.m.

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11 **UNFINISHED BUSINESS**

12
13 There was no unfinished business.

14 **DISCUSSION ITEMS (no action taken)**

15
16 **Staff Updates (updates from Staff, no action taken)**

17
18 **City Council Reports/Future Agenda Items**

19
20 **No items were added to the October City Council meeting agenda.**

21
22 **COMMUNITY CALENDAR SEPTEMBER 5 THROUGH SEPTEMBER 30, 2018:**

23
24 **Mahtomedi Public Schools Board Meeting, Thursday, September 13th and September 27th,**
25 **Mahtomedi District Education Center, 7:00 p.m.**

26 **Stillwater Public Schools Board Meeting, Thursday, September 13th , Stillwater City Hall, 7:00**
27 **p.m.**

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

29
30 **ADJOURNMENT**

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32 **Council Member Carr moved to adjourn the meeting at 8:50 p.m. Council Member Kaup**
33 **seconded the motion. Motion carried with Council Member Lanoux and Sederstrom voting**
34 **nay.**

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42 These minutes were considered and approved at the regular Council Meeting October 2, 2018.

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Kim Points, Administrator/Clerk

Jeff Huber, Mayor

APPROVED