

**CITY OF HAM LAKE
CITY COUNCIL AND ECONOMIC DEVELOPMENT AUTHORITY MINUTES
MONDAY, JULY 17, 2023**

The Ham Lake City Council and Economic Development Authority met for its regular meeting on Monday, July 17, 2023 at 6:00 p.m. in the Council Chambers at the Ham Lake City Hall located at 15544 Central Avenue NE in Ham Lake, Minnesota.

MEMBERS PRESENT: Mayor Brian Kirkham and Councilmembers Gary Kirkeide, Jesse Wilken and Al Parranto

MEMBERS ABSENT: Councilmember Jim Doyle

OTHERS PRESENT: City Attorney, Mark Berglund; City Administrator, Denise Webster; City Engineer, Dave Krugler; Deputy City Clerk, Dawnette Shimek; and Building and Zoning Official, Mark Jones

1.0 CALL TO ORDER - 6:00 P.M. – Pledge of Allegiance

Mayor Kirkham called the meeting to order and the Pledge of Allegiance was recited by all in attendance.

2.0 PUBLIC COMMENT

Morgan Wester, 3305 168th Avenue NE, stated she is a member of Girl Scout Troop #415 and has been a member for 1-1/2 years. Ms. Wester stated that she frequently uses the grass trail between Constance Estates Park and Fox Run Park. Ms. Wester stated she would like to see the trail paved between the two parks. Ms. Wester asked if there are plans in place to pave the trail and how can they help. Mayor Kirkham stated that he and Councilmember Parranto are on the Park Committee and they will discuss paving the trail.

3.0 SPECIAL APPEARANCES/PUBLIC HEARINGS

3.1 Lt. Schuldt, Anoka County Sheriff's Office Monthly Report

Lt. Schuldt gave a summary of the Sheriff's Report for the month of June 2023.

3.2 State Representative Peggy Scott – Legislative Update

State Representative Peggy Scott gave a brief overview of what happened during the recent legislative session. Representative Scott stated that the legislative session started with a 17 to 20 billion budget surplus and the first bill that was passed in the legislation was that all budgets going forward will be tied to inflation. Representative Scott stated that the entire surplus was spent plus an additional 40% was added to the existing budget. Representative Scott stated that there will be 10 billion in taxes raised over the next four years and anyone expecting to get a \$2,000 check should not expect it as promised by Governor Walz, but there could be some checks sent to taxpayers with certain income guidelines in the amount of \$200.00. Representative Scott stated that any online orders placed under \$100.00 will be charged a fifty-cent fee and there will be a 1% sales tax increase for the 7-metro county area. Representative Scott stated that there will be a substantial increase in vehicle registration; the cost to renew a driver's license has increased \$6.00; and motor vehicle sales tax of 6.875% will be charged. Representative Scott stated that Marijuana was legalized

along with paid family medical leave and safe and sick time. Representative Scott stated that the only good thing to come out of this legislative session was the funding of \$300 million to nursing home facilities, which will allow the facilities to add staff and increase pay. Representative Scott stated that she was disappointed that not taxing Social Security Benefits was not passed, however there was an increase in benefits. Councilmember Wilken stated that he wanted to make it clear that it was the democrats passing and spending our money, and not Representative Scott. The Council thanked Representative Scott for all of her hard work. Representative Scott stated that she is honored to serve the City of Ham Lake and the constituents of Ham Lake.

3.3 6:01 P.M. – Public Hearing – to consider the vacation of a portion of the drainage and utility easements located on Lot 12, Block 1, Timber Woods in Section 35 and adoption of Resolution No. 23-31

Mayor Kirkham opened the public hearing for comment at 6:16 p.m. and with there being no comment, Mayor Kirkham closed the public hearing at 6:16 p.m.

Motion by Kirkham, seconded by Parranto, to adopt Resolution No. 23-31 approving the vacation of a portion of the drainage and utility easements located on Lot 12, Block 1, Timber Woods in Section 35. All present in favor, motion carried.

4.0 CONSENT AGENDA

These items are considered to be routine and will be enacted in one motion. There will be no separate discussion of these items unless a Councilmember or citizen so requests, in which event the item will be removed from the Consent Agenda and considered in normal sequence. (All items listed on the Consent Agenda are recommended for approval.)

- 4.1 Approval of minutes of July 5, 2023
- 4.2 Approval of claims in the amount of \$869,210.92
- 4.3 Approval of Ordinance No. 23-05 rezoning Toby's Trails
- 4.4 Approval of Resolution No. 23-32 for a request for Statement of Concurrence on proposed Boundary Changes between Coon Creek Watershed District and Sunrise River Watershed District Management Organization within the City of Ham Lake
- 4.5 Approval of Resolution No. 23-33 for the American Rescue Plan Act (ARPA) Funding for Creek Valley Street Reconstruction Project and equipment for the City of Ham Lake's Fire Department
- 4.6 Approval of a Proclamation proclaiming October as Domestic Violence Awareness Month
- 4.7 Approval of accepting the CenterPoint Energy Community Safety Grant for purchasing multi-gas monitors for the Fire Department
- 4.8 Approval of scheduling a Budget Workshop Meeting for Monday, August 7, 2023 at 5:00 p.m.

Motion by Kirkham, seconded by Parranto, to approve the July 17, 2023 consent agenda as written. All present in favor, motion carried.

5.0 PLANNING COMMISSION RECOMMENDATIONS

5.1 Josh Williams, Structural Buildings, requesting Commercial Site Plan approval to construct a 9,352 square foot office/warehouse building for H&H Contracting at 15454 Central Avenue NE

Motion by Kirkham, seconded by Parranto, to concur with the recommendation of the Planning Commission and approve Josh William's request for Commercial Site Plan approval to construct a 9,352 square foot office/warehouse building for H&H Contracting at 15454 Central Avenue NE subject to adding two trees along the right-of-way line of the public roadway, complying with the

screening requirements of the Building and Zoning Official for the west side of the parcel, meeting the requirements of the City Engineer and the Building Official, and meeting all City, County and State requirements. All present in favor, motion carried. Mr. Williams thanked the Council and stated that the City has been easy to work with.

6.0 ECONOMIC DEVELOPMENT AUTHORITY

6.1 Approval of the Purchase Agreement for PIN #17-32-23-24-0009 and Temporary Construction Easement Agreement for PIN #17-32-23-24-0009 & #17-32-23-24-0007 (1360 Constance Boulevard NE)

Mayor Kirkham stated that this easement is being purchased for the future service road, which will be constructed by the Dollar General. **Motion by Kirkham, seconded by Kirkeide, to approve the Purchase Agreement for PIN #17-32-23-24-0009 and Temporary Construction Easement Agreement for PIN #17-32-23-24-0009 & #17-32-23-24-0007 (1360 Constance Boulevard NE) in the amount of \$10,000.00. All present in favor, motion carried.**

7.0 APPEARANCES – None

8.0 CITY ATTORNEY

8.1 Discussion of the First Reading of an Ordinance regarding Article 6 – Parking

The City Council reviewed the proposed amendments to the City’s parking ordinance. The Council agreed that the hours in the proposed ordinance of 2:00 a.m. and 6:00 a.m. be changed to 12:00 a.m. to 6:00 a.m. to be consistent with the current ordinance. The City Council agreed that this ordinance is good for the sake of safety. **This is considered the First Reading of an Ordinance regarding Article 6 – Parking.**

9.0 CITY ENGINEER

Engineer Krugler updated the City Council on the construction progress at Fire Station 3. Engineer Krugler stated that the foundation and footings are in and they are now working on an interior wall.

10.0 CITY ADMINISTRATOR – None

11.0 COUNCIL BUSINESS

11.1 Committee Reports – None

11.2 Discussion of Blaine-Ham Lake area well interference

Mayor Kirkham stated that he had spoken to Amanda Yourd, Groundwater Specialist, with the DNR (Department of Natural Resources) today regarding the City of Blaine pumping wells and creating some of the wells in Ham Lake to go dry, due to pumping . Mayor Kirkham stated that Ms. Yourd informed him that there were 50 initial sites, 47 were caused by the City of Blaine and there are 20 more to investigate. Mayor Kirkham stated Ms. Yourd said that this process will probably take up to a year to resolve the issues on these sites. Mayor Kirkham stated that the City of Blaine will be negotiating payment with the property owners whose wells have been affected. Mayor Kirkham stated that it is going to be difficult for the City of Ham Lake prevent this from happening again in the future, but it was recommended by the DNR for Ham Lake residents to conserve water by not watering their lawns and running their washing machine, dishwasher, etc. at the same time. Councilmember Kirkeide stated that the City of Blaine and the DNR are taking responsibility for this issue. Attorney Berglund stated that the City of Blaine has overstepped their boundary as they were given permission to pump one well and were pumping three if not four.

11.3 Announcements and future agenda items

Councilmember Wilken asked about the progress of the pigeon ordinance. Administrator Webster stated she has been working on it and will send the draft to Councilmembers Kirkeide and Wilken to review.

Motion by Kirkeide, seconded by Parranto, to adjourn the meeting at 6:42 p.m. All present in favor, motion carried.

Dawnette Shimek, Deputy City Clerk