

CITY OF HENDRUM

Regular Council Meeting Minutes

February 10, 2020

CALL TO ORDER

Mayor Johannsen called to order the regular meeting of the City of Hendrum Council at 7:00 pm on February 10, 2020 in the board room of the Professional Building located at 308 Main Street East in Hendrum, Minnesota. The Pledge of Allegiance was recited.

ROLL CALL

The following council members were present: Curt Johannsen, Michael Smart, and Paul Baukol.

The following city personnel were present: Keri Plemmons, Clerk-Treasurer.

The following members of the public were present: Cynthia Julin, City Attorney.

CONSENT AGENDA

a) 2020-01-22 Regular Council Meeting Minutes

b) 2020-01 Maintenance Logs

MOTION: P. Baukol moved; seconded by M. Smart to approve the consent agenda as presented.

BAUKOL: aye; JEFFERY: absent; JOHANNSEN: aye; MAGNELL: absent; SMART: aye. MOTION PASSED.

APPROVAL OF AGENDA

MOTION: M. Smart moved; seconded by P. Baukol to approve the agenda as presented.

BAUKOL: aye; JEFFERY: absent; JOHANNSEN: aye; MAGNELL: absent; SMART: aye. MOTION PASSED.

REPORTS OF OFFICERS AND DEPARTMENT HEADS

A. PUBLIC WORKS: No report.

B. CLERK-TREASURER:

1. Financial Report & Claims List: The January financial report and February claims list totaling \$56,664.46 was presented for approval.

MOTION: P. Baukol moved; seconded by M. Smart to approve the January financial report and pay the claims in the amount of \$56,664.46.

BAUKOL: aye; JEFFERY: absent; JOHANNSEN: aye; MAGNELL: absent; SMART: aye. MOTION PASSED.

C. MAYOR: Houston Engineering through the Wild Rice Watershed District is preparing the information needed for the levee certification. One of the items needed for certification is an updated flood emergency action manual. Mayor Johannsen has been assisting in this process. It was noted that the original levee operation and maintenance manual will need to be officially adopted as well as the appendix that includes the grade raises.

MOTION: M. Smart moved; seconded by *P. Baukol* to adopt the Hendrum Levee Operation and Maintenance manual and updated appendix that includes the grade raises.

BAUKOL: *aye*; JEFFERY: *absent*; JOHANNSEN: *aye*; MAGNELL: *absent*; SMART: *aye*. *MOTION PASSED.*

- D. FIRE DEPARTMENT:** Fire Chief Smart and Mayor Johannsen attended the Perley-Lee Township Annual Fire Board Meeting. The board reported that the joint powers agreement has been working well for both communities. The Hendrum Firemen’s Relief Association is gearing up to host the 22nd annual Steak Supper Fundraiser.

UNFINISHED BUSINESS

- A. City Ordinance Violations:** The meeting was closed for reasons of attorney client privilege.

MOTION: P. Baukol moved; seconded by *M. Smart* to close the meeting at 7:02 pm as permitted by MN Stat. 13D.05, subd. 3(b), for reasons of attorney client privilege, to discuss the ongoing matter of City of Hendrum v. BJM Land Inc. and Mitchell Farms, Inc.

BAUKOL: *aye*; JEFFERY: *absent*; JOHANNSEN: *aye*; MAGNELL: *absent*; SMART: *aye*. *MOTION PASSED.*

MOTION: P. Baukol moved; seconded by *M. Smart* to reopen the meeting at 8:06 pm.

BAUKOL: *aye*; JEFFERY: *absent*; JOHANNSEN: *aye*; MAGNELL: *absent*; SMART: *aye*. *MOTION PASSED.*

- B. MnDOT Hwy 75 Reconstruction Project:** No update.
- C. City Street Paving Project:** No update.
- D. Wellhead Protection:** No update.
- E. Fence Permit Applications:**
 - a. BJM Land:** The fence permit application was approved under the conditions that the fence will be fully enclosed with gates and that the required screening for a chain link fence consists of privacy slats weaved in the fence. Also the property lines are to be surveyed since the site plan drawing submitted by the applicant indicated the fence would be located on easily identifiable railroad property and the minimum setback requirements are as follows: The north side of the fence is two (2) feet from the property line, the west side of the fence is two (2) feet from the property line, the south side of the fence measures forty-two (42) feet from the center of Main Street, and the east side of the fence measures forty (40) feet from the center of TH 75.

MOTION: P. Baukol moved; seconded by *M. Smart* to approve a fence building permit for 154 Highway 75 South.

BAUKOL: *aye*; JEFFERY: *absent*; JOHANNSEN: *aye*; MAGNELL: *absent*; SMART: *aye*. *MOTION PASSED.*

- F. Snow Removal:**
 - a. Contract:** No update.
- G. Conditional Use Permit:** A resolution approving a Conditional Use Permit for Mitchell Farms, Inc. to operate a grain elevator and feed and seed storage business was passed.

MOTION: M. Smart moved; seconded by *P. Baukol* to adopt Resolution No. 2020-06: Resolution Approving a Conditional Use Permit for Mitchell Farms, Inc. By the following roll call vote the resolution was duly adopted and on file at the City Clerk's office.

BAUKOL: *aye*; JEFFERY: *absent*; JOHANNSEN: *aye*; MAGNELL: *absent*; SMART: *aye*. *MOTION PASSED.*

- H. Variance:** A resolution to approve a temporary variance to allow eight (8) trucks to be parked on Mitchell Farms, Inc. and BJM Land Inc. property based on meeting the conditions of signing a stipulated agreement was approved.

MOTION: M. Smart moved; seconded by *P. Baukol* to adopt Resolution No. 2020-07: A Resolution Adopting Findings of Fact and Reasons for Approval for a Temporary Variance for BJM Land Inc. and Mitchell Farms, Inc. at 154 Highway 75 South in the City of Hendrum, Minnesota. By the following roll call vote the resolution was duly adopted and on file at the City Clerk's office.

BAUKOL: *aye*; JEFFERY: *absent*; JOHANNSEN: *aye*; MAGNELL: *absent*; SMART: *aye*. *MOTION PASSED.*

- I. Haying Lease:** The sealed bids request for the haying lease has been advertised and bids will be opened at the March 9th City Council meeting.

NEW BUSINESS: There was no new business to address.

ADJOURNMENT

P. Baukol moved; seconded by *M. Smart* to adjourn the meeting at 8:54 pm. The next regular council meeting will be at 7:00 pm on March 9, 2020, in the board room of the Professional Building located at 308 Main Street East in Hendrum, Minnesota.

Minutes submitted by: Keri Plemmons, Clerk-Treasurer