

CITY OF HENDRUM

Special Council Meeting Minutes

April 19, 2017

CALL TO ORDER

Mayor Johannsen called to order the special meeting of the City of Hendrum council at 7:32 pm on April 19, 2017, 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: Paul Baukol, Milton Alm, Wesley Magnell, Michael Smart, Curt Johannsen

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

The following members of the public were present: Dana Newgard, Kris Lee, Amber Lee

CITY COUNCIL BUSINESS

a) Nuisance Properties

Mr. Newgard discussed a variety of concerns regarding his property. There is pending litigation and open discussion is not recommended per the attorney.

Mayor Johannsen addressed the council stating that the deadline mandated by the judge of the district court for the property owner to clean up the property located at 100 Park Avenue East was set for last Thursday, April 13th. Mr. Lee addressed the council concerning multiple issues in his personal life and his property. He expressed to the council that he would like to be left alone. The conclusion of law and judgement of the court concerning the property located at 100 Park Avenue East is as follows:

1. The Property is a nuisance affecting peace and safety pursuant to City of Hendrum Ordinance No. 50.
2. Plaintiff is entitled to enforce the Order. Specifically, unless Defendant Kristofer A. Lee abate the nuisance conditions on the Property by registering, relocating or removing the unregistered vehicle; relocating or removing the abandoned or junk vehicles; and properly disposing of the above-mentioned debris and removing it from the Property within 30 days of the Order, Plaintiff City of Hendrum shall be entitled to enforce the Order by entering onto the Property, inspecting the Property, and removing or correcting the nuisance condition of the Property. Before removing or correcting the nuisance condition of the Property, the City of Hendrum may remove all personal property or fixtures which will unreasonably interfere with the City

of Hendrum's removing or correcting the nuisance condition of the Property and to sell the same at public auction upon three (3) days posted notice or destroy the same.

3. When Plaintiff City of Hendrum remove or corrects the nuisance condition of the Property, Plaintiff may sell any salvaged and valuable materials at public auction upon three (3) days posted notice.
4. Plaintiff City of Hendrum is entitled to levy and collect the costs of removing or correcting the nuisance condition of the Property as a special assessment against the Property.

The pictures taken on April 18th of the property located at 100 Park Avenue East were reviewed by the council.

MOTION: P. Baukol moved; seconded by *M. Smart* that Mr. Lee's property located at 100 Park Avenue East still has nuisance conditions that remain unabated and to hire and schedule a contractor to go onto the property and remove and correct the nuisance conditions.

ALM: aye; BAUKOL: aye; JOHANNSEN: aye; MAGNELL: aye; SMART: aye. MOTION PASSED.

The pictures taken on April 18th of 269 Herbert Street South were reviewed by the council. It was determined that the nuisance violations have been abated. A letter will be sent to the property owners informing them that their property is in compliance and their efforts are appreciated.

The property at 363 Rice Street South still maintains a nuisance condition with the court mandated deadline set for Thursday, April 13th. Due to a death in the family, the consensus of the council was to postpone for 30 days any decision regarding the nuisance violations affecting this property.

MOTION: M. Smart moved; seconded by *P. Baukol* to close the meeting at 8:05 pm to discuss ongoing legal matters concerning the property located at 444 Gordon Street West.

ALM: aye; BAUKOL: aye; JOHANNSEN: aye; MAGNELL: aye; SMART: aye. MOTION PASSED.

MOTION: M. Alm moved; seconded by *M. Smart* to reopen the meeting at 8:20 pm.

ALM: aye; BAUKOL: aye; JOHANNSEN: aye; MAGNELL: aye; SMART: aye. MOTION PASSED.

- b) **Job Positions:** The seasonal positions that were offered to Wilbert Weippert and Kylie Wamstad were both accepted. Carl Woeck will continue as a water/sewer operator to take samples, read meters, and file reports until the city has a licensed operator.

MOTION: M. Smart moved; seconded by W. Magnell to hire Carl Woeck to fulfill the water/wastewater reporting at \$500.00 per month, Wilbert Weippert for seasonal help at \$15.00 per hour and Kylie Wamstad for seasonal help at \$13.00 per hour.

ALM: aye; BAUKOL: aye; JOHANNSEN: aye; MAGNELL: aye; SMART: aye. MOTION PASSED.

ADJOURNMENT

M. Alm moved; seconded by P. Baukol to adjourn the meeting at 8:50 pm.

Minutes submitted by: Keri Plemmons, Clerk-Treasurer