



***HAMBURG CITY COUNCIL AGENDA  
JULY 30, 2019***

**Mayor Chris Lund called the Public Hearing to Order at 7:02 p.m. Those in attendance were Councilmen Tim Tracy, Scott Feltmann, Jason Buckentin, and Eric Poppler. City Clerk Jeremy Gruenhagen, Deputy Clerk Tamara Bracht, Fire Chief Scott Anderson, resident Kayleen Weverka, and Matt McDougal with Melchert-Hubert & Sjodin.**

**Public Hearing  
Ordinance Number 162**

Ordinance 162 regards the regulation of backyard chickens. City staff researched other towns to come up with an ordinance that will be suitable for all of resident's in Hamburg. Council listened to input from resident's and are taking the points into consideration to finalize the verbiage.

**MOTION: Councilman Jason Buckentin moved to close the Public Hearing at 7:17 p.m. Seconded by Councilman Tim Tracy. Motion was approved with all Council Members present.**

**City Council Meeting**

**Mayor Chris Lund called the City Council Meeting to Order at 7:20 p.m.**

**Agenda Review (Added Items) and Adoption**

- Include after the Consent Agenda – Fire Chief Scott Anderson's report

**MOTION: Councilman Jason Buckentin moved to approve the Agenda as amended. Seconded by Councilman Tim Tracy. Motion was unanimously approved with all Council Members present.**

**Consent Agenda**

- Approve Added Payment of January 2019 Claims (\$3,788.40)
- Approve Added Payment of February 2019 Claims (\$140.00)
- Approve Added Payment of May 2019 Claims (\$4,391.68)
- Approve Added Payment of June 2019 Claims (\$2,874.68)
- Approve Added Payment of July Claims List (\$32,957.19)
- Approve Minutes for June 27, 2019 & July 9, 2019
- Approve Resolution Number 2019-06 (Hazard Mitigation Plan)
- Cash Flow Statements for April & May 2019
- MN Open Meeting Law Training (August 14, 2019)
- Delinquent Utility Bills Report
- Employee Project Lists



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**MOTION: Councilman Tim Tracy moved to approve the Consent Agenda. Seconded by Councilman Jason Buckentin. Motion was unanimously approved with all Council Members present.**

**Fire Chief's Report**

- Donate Ladders to Grove City

**MOTION: Councilman Jason Buckentin moved to approve the donation of the 2 ladders to Grove City. Seconded by Councilman Tim Tracy. Motion was unanimously approved with all Council Members present.**

**Old City Business**

- Animal Ordinance
  - Allow Chickens
    - **Council directed city staff to perform additional research based on the Public Hearing discussions.**
- Land Use Application (Jeff Kamps)
  - Variance Request for Garage

**MOTION: Councilman Tim Tracy motioned to move the Public Hearing regarding the Land Use Variance Request to August 13, 2019 at 7:00 p.m. Seconded by Councilman Jason Buckentin. Motion was unanimously approved with all Council Members present.**

- George Street Development Project
  - Final Plat/Donation of Pond/Easements
- Update: Easements are complete. Final Platt needs to be split from 2 Platt's to 4 Platt's. Storm water complete other than the pond connection. Wm. Mueller & Sons will be putting in the curb and gutter once the foundations are complete. Water Tower (Update)
  - A pre-construction meeting was held today. The removal of trees will begin next week. Completion of the water tower will be in September 2020. The looping of the water mains will occur near the end of the project. An alternative water source will be provided for residents that may be effected for more than 4 consecutive hours.
  - McGuire Iron is requesting a 7:00 a.m. to 7:00 p.m., 7 day work week for their crew.
    - ❖ **Council was in agreement with that schedule and asked that city staff inform neighboring homes.**
  - S.E.H. will be supervising the construction for compliance on behalf of the city.



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- Seal Coating (Sophia Ave, Central & Jacob St)

**MOTION: Councilman Tim Tracy moved to approve the Seal-Coating bid from Pearson Brothers for \$14,915.45 with the addition of \$1,087.00 for crack-filling. Seconded by Councilman Eric Poppler. Motion was unanimously approved with all Council Members present.**

- Community Hall Improvements
  - Pavement North/East Side of Hall
    - **After inspecting the area, the conclusion is that there is no feasible way to make it ADA compliant. City staff is to contact Jesse Turbo to look at the bowing retaining wall.**
  - Benches/Cement Pads
    - **City staff is to research cost comparison of pavers vs. stamped concrete.**
- National Night Out (August 6, 2019)
  - The event is held from 5:30 – 7:30 and includes a free meal, Lions Bike Giveaway, FD rides, face painting, and a visit from Deputy Sheriff's.
- 2019 Tax Forfeited Land Sale (Carver County)
  - Parcel 45.0750061
  - Approve Resolution Number 2019-07

**MOTION: Councilman Jason Buckentin moved to approve Resolution 2019-07 which allows parcel 45.0750061 to go to auction. Seconded by Councilman Tim Tracy. Motion was unanimously approved with all Council Members present.**

- Storage Container (400 Railroad Street)
- Storm Water Easement/Title
  - Parcel 11.0282010

**City Council Reports**

Councilmember Tim Tracy – There is a bench at the park missing a plank of wood.

\*Greg will take a look at it.

Councilmember Scott Feltmann – Where did the bank bench go?

\* It was removed by the new bank owners as it was in bad repair.



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**Mayor Chris Lund -**

“At this point, we will now close the meeting and move into a closed session to discuss the pending litigation, initiated by Triple T Services, LLC, Steven E. Trebesch and Jake B. Trebesch, with our City Attorney. The City Council needs to engage with the City Attorney in a discussion to determine litigation strategy in reference to the foregoing matter. It would be detrimental to the City for City Council considerations and strategies to be discussed in a public forum because such discussion would be available to the Plaintiffs. The topics discussed in the closed session on July 30, 2019, will be limited to the above described litigation. The factors set forth above outweigh the benefit of a public meeting, and it is reasonable and appropriate for the City Council to meet in a closed session with the City Attorney to discuss the matters outlined herein. The closed session is subject to the attorney/client privilege and will not be taped. The closed session is permissible pursuant to.”

**MOTION: Councilman Tim Tracy moved to close the Council Meeting and go to a closed session to discuss the litigation issue. Seconded by Councilman Jason Buckentin. Motion was unanimously approved with all Council Members present.**

**MOTION: Councilman Tim Tracy moved to re-open the July 30<sup>th</sup> City Council Meeting. Seconded by Councilman Jason Buckentin. Motion was unanimously approved with all Council Members present.**

**Closed Meeting Summary**

Pursuant to Minn. Stat. § 13D.05, Subd. 3(b)

A closed meeting was held to allow the City Council and the City Attorney to discuss the pending litigation initiated by Triple T Services, LLC, Steven E. Trebesch and Jake B. Trebesch.

**MOTION: Councilman Jason Buckentin moved to adjourn the Council Meeting at 8:55 p.m. Seconded by Councilman Tim Tracy. Motion was unanimously approved with all Council Members present.**

Submitted by:  
Tamara Bracht  
Deputy Clerk