



HAMBURG CITY COUNCIL MEETING
AUGUST 20, 2024

Mayor Chris Lund called the Hamburg City Council Meeting to order at 7:00 PM. Those in attendance were: Councilmembers Eric Poppler, Jessica Weber, Tim Tracy, City Clerk Jeremy Gruenhagen, Deputy Clerk Jan Shoemaker, Public Works Jason Buckentin, Christophe Morschen from Melchert-Hubert-Sjodin, and residents David and Amy Chadwick. Councilmember Mitch Polzin was absent.

Public Comment - No Public Comment

Agenda Review (Added Items) and Adoption

MOTION: Councilmember Tim Tracy moved to approve the Agenda as written. Seconded by Councilmember Jessica Weber. Motion was approved by all present.

Consent Agenda

- Approve Payment of Added July 2024 Claims (\$154,997.18)
- Approve Payment of August 2024 Claims (\$32,884.26)
- Approve Minutes for July 16, 2024
- Time-Off Request (Jason Buckentin)
- Approve Cash Flow Statement for June 2024
- Approve Temporary On-Sale Liquor Licenses
 - September 14, 21, 28 & October 5, 2024
- Approve Liability Coverage Waiver Form (LMCIT)
- Delinquent Utility Bills Report
- 2025 Prosecution Contract Rates (Carver County)

MOTION: Councilmember Jessica Weber moved to approve the Consent Agenda. Seconded by Councilmember Tim Tracy. Motion was approved by all present.

Old City Business

- Parcel 45.0282010 (MHS – Christophe Morschen) In January there was communication with Trebesch’s council to finalize the documents. On January 29 Trebesch’s council responded to circulate a proposed easement and deed. MHS received the deeds from Trebesch’s council on March 5. The city signed the deeds around that time in March. MHS moved to record those deeds. Christophe spoke with the county recorder’s office in the beginning of May. When the county recorder’s office was reviewing those documents, their initial thought was to combine those parcels because the legal description in the deeds as they were drafted by the surveyor that prepared the legal description describes the entire parcels along Railroad Street. There was no intent to combine those parcels, how do we go ahead with recording them without filing the application to combine. It was a miscommunication and understanding with the county



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recorder's office. Rachel with MHS, who is a real estate expert, took over to communicate with the county. It was determined to amend the legal description by adding in another exemption that was missing from the legal description from the last deed of record. In order to make the amendment they reached out to Trebesch's council on July 7th asking them to approve the amended legal descriptions. On August 8th received approval. On August 8th they filed the deed for recording. The county recorder's office rejected the amendment because the taxes on the parcel had not been paid. Ultimately MHS paid the taxes on the particle in order to get the county to approve the filing. On August 14 they filled the deed again and on August 15 they were recorded and accepted.

The Mayor asked with the extra exemption how did it get missed in the first go around. Christophe stated he was not involved with the deed drafting. The legal description was created by Trebesch's surveyor. He was not aware what instructions the surveyor was given. He was not aware what was involved in drafting the deed. It could have been miscommunication with Trebesch and Trebesch's council what should or should not be included in the legal description. That ultimately seems to be his prospective of the source of the confusion. A miscommunication when MHS was drafting the deed and Trebesch's council as they were preparing the legal description.

Clerk Gruenhagen asked would it be safe to say the legal description from the survey was missing the extra exemption that the county had on file. Christophe said in the description of the existing deed of record there were three exemptions, there were two provided by the surveyor without the extra-legal description from the county's perspective it appeared to be that two of the parcels needed to be combined and would require an additional application. The additional effort MHS put in where they thought it was a misunderstanding with the county's recorders office was an effort to try to avoid a lengthy back and forth with the Trebesch's council. They thought it would be a more productive option working with the county than Trebesch's council. As it turned out they needed Trebesch's council to become involved anyway.

Councilmember Tracy asked if we have a record of the instructions to the surveyor in regards to how they should have written the legal description. Christophe said he was not aware they do since it was ordered by Trebesch's council.

The Mayor asked with this new found lack of exemption that was to be on the legal description, about how many hours cost the city in legal fees in regards to getting that corrected. Christophe said he would have to go back and review our time tickets, maybe between 6-10 hours.



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Clerk Gruenhagen stated that in order to get this deed filed the city paid the \$181 property taxes.

- Public Nuisance Violations - Clerk Gruenhagen showed pictures of the Public Nuisance Violations. City will continue to monitor. No action at this time.
- Park Incidents – July 13 & 15, 2024. Clerk Gruenhagen said today was the hearing for one of the juveniles. He has not heard the outcome. The victim of the crime receives a victim impact statement. Clerk Gruenhagen filled it out requesting an outcome of probation and restitution. This is to get back whatever the damage they did and be informed of the findings in this case. We have been informed of only one of the two juveniles involved. Not sure if the County is going to prosecute the other juveniles, waiting to hear from the County.
- 2024 Street Improvement Project (Brad Street)
 - Change Order #1 (Wm. Mueller & Sons is still hoping to be complete by the end of this month. Just in case they have asked for a 30-day extension.)
 - **MOTION: Councilmember Tim Tracy moved to approve Change Order #1 for the 2024 the Street Improvement Project (Brad Street). Seconded by Councilmember Jessica Weber. Motion was approved by all present.**
 - Curb Replacement - Clerk Gruenhagen stated he has heard from residents, since we are working on Brad Street, would it benefit the city to replace other curbs, corner areas. Public Works Buckentin could take pictures and advise what is needed and send to S.E.H. to see what the estimate would be. City can then do a change order if they want to move forward.
- City Account on Social Media (Comments) - Clerk Gruenhagen was unable to turn off comments. Jason is going to assist with making the change.
- ESST (Employee Handbook) – what we currently have in the Employee Handbook for sick leave will be converted/used as ESST. What the city offers is more than what ESST requires.
- Old Generator (Sell) – we received one bid from 212 Equipment for \$1,250.
 - **MOTION: Councilmember Tim Tracy moved to approve the bid from 212 Equipment for the old Generator. Seconded by Councilmember Eric Poppler. Motion was approved by all present**

New City Business

- Carver County Aging Population (Annual Meeting) - Clerk Gruenhagen will attend on September 6th to network with other cities on what the City can offer for the aging population in our area.
- 2025 Budget Items
 - Archery Range (Ponds)
 - If there is something to add to the 2025 Budget let Clerk Gruenhagen know.



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City Council Reports

- Councilmember Eric Poppler (Parks) had nothing further to report.
- Councilmember Jessica Weber (Buildings) had nothing further to report.
- Councilmember Tim Tracy (Water/Sewer) had nothing further to report.
- Mayor Chris Lund – Newsletter will go out this week. Since we own the property, from the wall south, we could cut the curb down, add rock for off street parking. The Lions have asked how often the coat room is used at the Hall. They have grills for different events and the bingo machine is on the stage. The thought is if the Lions could cordon off a portion of the coat room, add a lock, they could store this equipment. Chris will ask the Lions the amount of space they would need.

Adjourn City Council Meeting

MOTION: Councilmember Tim Tracy moved to adjourn the City Council Meeting at 7:42 PM. Seconded by Councilmember Jessica Weber. Motion was approved by all present

Amended/Approved on September 5, 2024



Jeremy Gruenhagen
City Clerk/Treasurer