

**CITY OF LAKE ELMO  
CITY COUNCIL MINUTES  
APRIL 7, 2020**

**CALL TO ORDER/PLEDGE OF ALLEGIANCE**

*Mayor Pearson called the meeting to order at 7:00 pm.*

**PRESENT:** Mayor Mike Pearson and Councilmember Justin Bloyer. Participating via teleconference: Councilmembers Dale Dorschner, Lisa McGinn and Christine Nelson

Staff present: City Attorney Sonsalla, Assistant Administrator Dickson and City Clerk Johnson. Participating via teleconference: City Administrator Handt and Planning Director Roberts.

**APPROVAL OF AGENDA**

*Mayor Pearson, seconded by Councilmember Nelson, moved TO APPROVE THE AGENDA AS PRESENTED. Motion passed 3 – 0. (Councilmembers Dorschner and McGinn were not connected to the meeting at this time)*

**ACCEPT MINUTES**

Minutes of the March 17, 2020 Regular Meeting were accepted as presented.

**PUBLIC COMMENTS/INQUIRIES**

None

**PRESENTATIONS**

None

**CONSENT AGENDA**

2. Approve Payment of Disbursements and Payroll
3. Approve Site Improvement Agreement – Lake Elmo Senior Living (39<sup>th</sup> Street North) – *Resolution 2020-031*
4. Approve Labor Agreement between the City of Lake Elmo and International Union of Operating Engineers Local 49
5. Approve Development Agreement - Northport Third Addition – *Resolution 2020-032*
6. Approve Farm Lease for 180 acres on Ideal Ave
7. Accept Resignation of Permit Technician
8. Approve Interim Building Official Designation – *Resolution 2020-037*

*Mayor Pearson, seconded by Councilmember Nelson, moved TO APPROVE THE CONSENT AGENDA AS PRESENTED. Motion passed 3 - 0. (Councilmembers Dorschner and McGinn were not connected to the meeting at this time)*

**ITEM 9: DECLARING AND EXTENDING A PERIOD OF A LOCAL EMERGENCY**

City Attorney Sonsalla reviewed options for declaring a location emergency and the authority it give the City to conduct business without time consuming procedures normally required.

***Councilmember Bloyer, seconded by Councilmember Nelson, moved TO ADOPT RESOLUTION 2020-033 DECLARING A LOCAL EMERGENCY WITH A SUNSELT CLAUSE TO END THE DECLARATION AFTER THE FIRST MEETING IN MAY. Motion failed 3 – 2. (Dorschner, Pearson – nay)***

**ITEM 10: APPLEWOOD POINTE OF LAKE ELMO**

Planning Director Roberts presented the request for a Comprehensive Plan amendment, Zoning Map amendment and Preliminary Plat and PUD for the construction of a multi-story senior living building in the Eagle Point Business Park. Alex Hall, United Properties, spoke on behalf of the applicant and reviewed their position that this is the best use of the property.

***Mayor Pearson, seconded by Councilmember McGinn, moved TO ADOPT RESOLUTION 2020 –013 APPROVING AN AMENDMENT TO THE LAND USE PLAN IN THE COMPREHENSIVE PLAN FOR THE SITE OF THE APPLEWOOD POINTE OF LAKE ELMO ON THE CORNER OF HUDSON BOULEVARD AND EAGLE POINT BOULEVARD. THIS LAND USE PLAN CHANGE WOULD BE FROM BP (BUSINESS PARK) TO MU-BP (MIXED USE BUSINESS PARK), IS BASED ON THE FINDINGS LISTED IN THE STAFF REPORT AND IS SUBJECT TO THE CONDITION LISTED IN THE STAFF REPORT. Motion passed 4 – 1. (Dorschner – nay)***

***Mayor Pearson, seconded by Councilmember McGinn, moved TO ADOPT ORDINANCE NUMBER 08-08-234 APPROVING THE REZONING OF SITE OF THE APPLEWOOD POINTE OF LAKE ELMO ON THE CORNER OF HUDSON BOULEVARD AND EAGLE POINT BOULEVARD FROM BP (BUSINESS PARK) TO MU-BP (MIXED USE BUSINESS PARK). THIS APPROVAL IS SUBJECT TO THE CITY AMENDING THE COMPREHENSIVE PLAN LAND USE DESIGNATION FOR THIS SITE TO MU-BP AND IS BASED ON THE FINDINGS LISTED IN THE STAFF REPORT. Motion passed 3 - 2. (Bloyer, Dorschner – nay)***

***Mayor Pearson, seconded by Councilmember Nelson, moved TO ADOPT RESOLUTION 2020 – 014 APPROVING THE PRELIMINARY PUD PLAN AND PRELIMINARY PLAT AS REQUESTED BY JENNIFER MASON (OF UNITED PROPERTIES) FOR PID# 33.029.21.44.0009 FOR THE PROJECT TO BE KNOWN AS APPLEWOOD POINTE SENIOR LIVING TO BE LOCATED ON THE CORNER OF EAGLE POINT BOULEVARD AND HUDSON BOULEVARD. THIS APPROVAL ALSO AMENDS THE EAGLE POINTE BUSINESS PARK PUD TO ALLOW THIS RESIDENTIAL USE AND IS SUBJECT TO RECOMMENDED CONDITIONS OF APPROVAL AS OUTLINED IN THE STAFF REPORT. Motion passed 3 – 2. (Bloyer, Dorschner - nay)***

**ITEM 11: LEGACY AT NORTH STAR THIRD ADDITION**

Planning Director Roberts reviewed the request for approval of easement vacations and the final PUD plans for 64 single family detached home lots.

*Councilmember Bloyer, seconded by Mayor Pearson, moved TO ADOPT RESOLUTION 2020-034 APPROVING THE LEGACY AT NORTH STAR THIRD ADDITION FINAL PLAT AND FINAL PUD PLANS AS RECOMMENDED BY THE PLANNING COMMISSION WITH THE RECOMMENDED FINDINGS AND CONDITIONS OF APPROVAL AS LISTED IN THE STAFF REPORT. Motion passed 5 – 0.*

*Councilmember Bloyer, seconded by Mayor Pearson, MOVED TO ADOPT RESOLUTION 2020 – 035 APPROVING THE REQUESTED VACATION OF THE DRAINAGE AND UTILITY EASEMENTS ON OUTLOT B OF LEGACY NORTH STAR FIRST ADDITION FOR THE PURPOSES OF FINAL PLATTING THE LEGACY AT NORTH STAR THIRD ADDITION WITH THE FINDINGS AND CONDITIONS OF APPROVAL AS LISTED IN THE STAFF REPORT. Motion passed 5 – 0.*

**ITEM 12: LEGACY AT NORTH STAR THIRD ADDITION DEVELOPMENT AGREEMENT**

Planning Director Roberts noted that execution of a Development Agreement is a condition of final plat approval.

*Mayor Pearson, seconded by Councilmember Bloyer, moved TO ADOPT RESOLUTION 2020 - 036 APPROVING THE DEVELOPMENT AGREEMENT FOR LEGACY AT NORTH STAR THIRD ADDITION FINAL PLAT. Motion passed 5 – 0.*

**ITEM 13: DEPARTMENT HEAD RECRUITMENTS**

Assistant Administrator Dickson presented proposals for hiring a recruitment firm to fill vacancies in the Fire Chief, Finance Director and Building Official positions.

*Mayor Pearson, seconded by Councilmember Dorschner, moved TO HIRE BAKER TILLY FOR THE EXECUTIVE RECRUITMENT OF THREE DEPARTMENT HEAD POSITIONS. Motion passed 5 – 0.*

**COUNCIL REPORTS**

**Mayor Pearson:** Commended the Lake Elmo Fire Department for their efforts during the current pandemic.

**Councilmember Bloyer:** Thanked City staff, Fire Department and the Sheriff's Deputies.

**Councilmember Dorschner:** Thanked staff and emergency personnel.

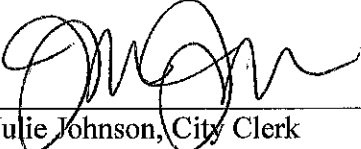
**Councilmember McGinn:** Thanked public safety staff.

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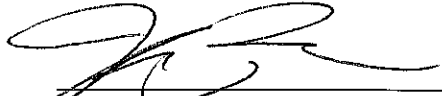
**Councilmember Nelson:** Thanked staff for their extra work during the pandemic and congratulated Lake Elmo resident Rachel Steil for being a top ten finalist for Minnesota Teacher for the Year.

Meeting adjourned at 8:59 pm.

ATTEST:

  
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Julie Johnson, City Clerk

**LAKE ELMO CITY COUNCIL**

  
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Mike Pearson, Mayor