

**CITY OF LAKE ELMO
CITY COUNCIL MINUTES
MAY 17, 2016**

CALL TO ORDER/PLEDGE OF ALLEGIANCE

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

PRESENT: Mayor Mike Pearson and Councilmembers Julie Fliflet, Anne Smith, Justin Bloyer, and Jill Lundgren.

Staff present: Administrator Handt, City Attorney Sonsalla, City Engineer Griffin, Finance Director Bendel, Planning Director Wensman, Fire Chief Malmquist and City Clerk Johnson.

APPROVAL OF AGENDA

Item 16 was removed from the Agenda and a Closed Session was added. Items 18, 19, 21 and 22 were moved to the Regular Agenda. Item 20 was postponed to the next meeting.

Agenda approved as amended by unanimous consent.

ACCEPT MINUTES

Minutes of the March 15, 2016 and April 19, 2016 meeting were approved as amended. Minutes of the April 5, 2016 meeting were approved as presented.

PUBLIC COMMENTS/INQUIRIES

Mike Reeves, 10347 Grand Valley Ln., Woodbury, MN provided context for the comments made at the May 3, 2016 meeting regarding actions of past City Councils regarding infrastructure projects.

Barry Weeks, 3647 Lake Elmo Avenue, referred to the City Organizational Chart, noting residents are the bosses of the City Council and stated he does not support the decision to hire a parliamentarian.

Wally Nelson, 4582 Lilac Lane N., responded to statements made at the May 3, 2016 City Council meeting related to actions of the former City Council related to infrastructure.

PRESENTATIONS

Huff N' Puff Days Proclamation

Casey Block, Lake Elmo Jaycees President, received the Proclamation and reported that the Lake Elmo Chapter recently received the honor of being named top chapter in the state at the Jaycees spring convention.

CONSENT AGENDA

- 2. Approve Payment of Disbursements**
- 3. Accept April 2016 Financial Statements**

4. Approve Mutual Aid Agreement with the City of Woodbury
5. Accept April 2016 Assessor's Report
6. Accept April 2016 Building Department Report
7. Approval to Abate a 2016 Special Assessment –*Resolution 2016-45*
8. Approve Valley Branch Watershed District Boundary Update –*Resolution 2016-38*
9. Approve Temporary Liquor License for Lake Elmo Jaycees Huff n' Puff Days
10. Approve Inwood Trunk Watermain Improvements – Pay Request No. 1
11. Approve Inwood Water Tower – Pay Request No. 1
12. Approve Eagle Point Boulevard Street Improvements – Change Order No. 3
13. 2016 Seal Coat Project – Approve West Lakeland Township Joint Services Agreement
14. 2016 Seal Coat Project – Accept Bids and Award Contract – *Resolution 2016-40*
15. 2016 Street Full Depth Patching – Accept Bids and Award Contract

Consent agenda approved as presented by unanimous consensus.

ITEM 18: Approve Boulder Ponds 2nd Addition Final Plat

Planning Director Wensman confirmed that the plat does meet the City's street naming convention and Phase 1 is in compliance with the conditions of approval.

Mayor Pearson, seconded by Councilmember Smith, moved TO APPROVE RESOLUTION 2016-41 APPROVING THE FINAL PUD AND FINAL PLAT FOR BOULDER PONDS 2ND ADDITION WITH 5 CONDITIONS. Motion passed 3 – 1 – 1. (Lundgren – nay; Fliflet – present/not voting)

ITEM 19: Approve Boulder Ponds 2nd Addition Developers Agreement

Planning Director Wensman provided a brief overview of the Developers Agreement.

Councilmember Smith, seconded by Mayor Pearson, moved TO ADOPT RESOLUTION 2016-42 APPROVING THE DEVELOPERS AGREEMENT FOR THE BOULDER PONDS 2ND ADDITION PLANED RESIDENTIAL DEVELOPMENT. Motion passed 4 – 1. (Lundgren – nay)

ITEM 21: Approve Planning Department Plan of Work

Planning Director Wensman stated he would add a study of rural density north of 10th Street at the request of Councilmember Smith.

Mayor Pearson, seconded by Councilmember Smith, moved TO ADOPT THE 2016 PLANNING DEPARTMENT WORK PLAN AS AMENDED.

Mayor Pearson requested the addition of multi tenant discussion general performance standards

Councilmember Fliflet, seconded by Mayor Pearson, moved TO ADD SPECIFICITY TO THE GENERAL PERFORMANCE STANDARDS TO ADD MULTI TENANT TO THE PLAN. Motion passed 5 – 0.

Councilmember Bloyer, seconded by Councilmember Smith, moved TO ADD SPECIFICITY TO LOOK INTO MINIMUM LOT SIZE NORTH OF 10TH STREET TO THE WORK PLAN. Motion passed 5 – 0.

Primary motion as amended passed 5 – 0.

ITEM 22: Adopt Resolution Supporting Washington County HRA

City Administrator Handt provided an overview of the Washington County request for support authorizing Washington County to create a Housing and Redevelopment Authority.

Mayor Pearson, seconded by Councilmember Smith, moved TO APPROVE RESOLUTION 2016-39 SUPPORTING PROPOSED LEGISLATION TO AUTHORIZE THE COUNTY OF WASHINGTON TO CONFER ECONOMIC DEVELOPMENT POWERS UPON THE WASHINGTON COUNTY HOUSING AND REDEVELOPMENT AUTHORITY. Motion passed 3 – 1- 1. (Lundgren – nay; Fliflet – abstain)

ITEM 23: Presentation of 2016A Bond Issuance Results

Tammy Omdahl, Northland Securities, reviewed six bids received and noted that due to the strong interest and low rates, the total amount of the bonds was reduced.

Councilmember Fliflet, seconded by Councilmember Smith, moved TO ADOPT RESOLUTION 2016-44 AUTHORIZING THE ISSUANCE, AWARDING SALE, PRESCRIBING THE FORM AND DETAILS AND PROVIDING FOR THE PAYMENT OF \$9,860,000 GENERAL OBLIGATION BONDS, SERIES 2016A. Motion passed 5 – 0.

ITEM 24: Lions Park RFP

City Administrator Handt and Parks Commission Chair Shane Weis presented an overview of the Request for Proposal process the Parks Commission has followed to create the RFP document to be used by bidders.

Mayor Pearson moved TO AMEND THE APPROVAL OF THE LIONS PARK RFP TO INCLUDE REMOVAL OF THE PARKS BUILDING. Motion died – no second.

ITEM 25: Library Parking Lot

Brett Emmons, Library Board President, reviewed the project and design options and explained the conceptual costs to date. Landscape architect Brad Aldrich also presented concepts for the parking lot.

Councilmember Fliflet, seconded by Councilmember Smith, moved FOR THE CITY TO COST SHARE 50% ON THE ENTIRE PROJECT NET OF GRANT FUNDS APPLIED

AND APPROVE OPTION B INCLUDING THE WALKWAY, WITH THE USE SHARING OF THE PARKING LOT TO BE NEGOTIATED.

Councilmember Bloyer, seconded by Mayor Pearson, moved TO AMEND THE MOTION TO STRIKE THE PERCENTAGE OF COST SHARE. Motion withdrawn.

Councilmember Smith, seconded by Councilmember Bloyer, moved to amend the primary motion to limit the cost to \$113,000. Motion withdrawn.

Primary motion passed 3 – 2. (Pearson, Bloyer – nay). Councilmember Bloyer stated he could not support the project without hard numbers and given his concerns about the cost to residents for other projects currently under construction. Mayor Pearson expressed concerns over cost of maintenance and cost of improvements when similar features were removed from the downtown plan.

ITEM 26: Clarification on Zoning Code Amendment for Rural Districts

Planning Director Wensman reviewed the staff memo explaining the need to review the motion made at the December 15, 2015 Council meeting regarding Article IX, Section 154.401 of the zoning code. Councilmember Fliflet added that the intent of her motion in December was to remove the newly created permitted uses, not to disallow renewal of the existing uses.

Councilmember Fliflet, seconded by Councilmember Smith, moved TO RESCIND THE MOTION MADE AT THE DECEMBER 15, 2015 COUNCIL MEETING AND TO AMEND THE EXISTING ARTICLE IX TO REVERT TO LAND USES IN 2013 PER THE TABLE IDENTIFIED IN THE STAFF REPORT. Motion passed 3 – 2. (Pearson, Bloyer – nay)

ITEM 27: Shared Services and Fire Department Staffing

Administrator Handt requested direction from the Council prior to spending a large amount of staff time exploring options.

Councilmember Smith, seconded by Councilmember Fliflet, moved TO DIRECT STAFF TO RESEARCH SHARED SERVICES OR OTHER AGREEMENTS AND STAFFING OPTIONS FOR THE FIRE DEPARTMENT.

Mayor Pearson, seconded by Councilmember Bloyer, moved TO AMEND THE PRIMARY MOTION TO ADD A REPORT BACK TO THE CITY COUNCIL AFTER TWO COUNCIL MEETINGS. Motion failed 2 – 3. (Fliflet, Lundgren, Smith – nay)

Councilmember Fliflet, seconded by Councilmember Lundgren, moved TO AMEND THE PRIMARY MOTION TO ADD THAT INFORMATION WILL BE SHARED AT A CITY COUNCIL WORKSHOP TO INCLUDE THE PUBLIC SAFETY COMMITTEE AND FIRE DEPARTMENT PERSONNEL. Motion passed 5 – 0.

Primary motion passed 5 – 0.

ITEM 28: June 7, 2016 City Council Meeting

Administrator Handt stated that there will not be a quorum available for the regularly scheduled June 7, 2016 Council Meeting and offered alternate dates to meet to address time sensitive matters.

Council agreed by consensus to meet on May 27, 2016 at 8:00 a.m. for a Closed Session and 9:00 a.m. for a Special Meeting and that the Parliamentarian does not need to preside.

COUNCIL REPORTS

Mayor Pearson: Applauded first responders; attended meetings with Met Council, State representatives and business representatives; attended Fire Department Appreciation Dinner, Parks Commission meeting, union meeting, Lake Elmo Elementary School Fundraiser; hosted Visit with the Mayor at Family Means; warned that taxpayers will be paying for the cost of Clean-up Day and recognized individuals important in establishing parks in Lake Elmo.

Councilmember Fliflet: Attended Environmental Committee meeting, Finance Committee meeting, Human Resources Committee Meeting, union meeting, Library Board meeting, Fire Department Appreciation Dinner.

Councilmember Smith: Received calls regarding the library; thanked the Lake Elmo Jaycees for their contributions, the Environmental Committee, and Rolf Larsen for his contributions to the City's weekly email newsletter.

Councilmember Lundgren: Attended Fire Relief meeting, Environmental Committee meeting; spoke with Met Council regarding WAC and SAC fees; hosting Farmers Market vendor meeting May 25th.

Councilmember Bloyer: Assisted residents with concerns regarding city signs and neighbor issues.

STAFF REPORTS AND ANNOUNCEMENTS

City Administrator Handt: Attended meetings with Met Council and local businesses to discuss deferrals for business and residential hookups, funds for business disruption and other programs. Reported on the Finance Committee meeting, Human Resources Committee and Parks Commission.

City Clerk Johnson: Working on equipment upgrades for recording meetings and providing a monitor in the lobby and thanked Cable Commission Representative Ginny Holder for her assistance, summer interns start next week.

Finance Director Bendel: Working on bonding and audit, anticipate audit report coming soon, hired a summer intern who is from the community.

City Attorney Sonsalla: Drafting easements; noted all five Councilmembers need to be in attendance at the May 27th meetings.

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Planning Director Wensman: Working on a new railroad crossing at Village Parkway.

City Engineer Griffin: Managing heavy construction activity, addressing issue with MNDOT

Meeting adjourned at 11:09 pm.

LAKE ELMO CITY COUNCIL

ATTEST:

Mike Pearson, Mayor

Julie Johnson, City Clerk