

Our Mission is to Provide Quality Public Services in a Fiscally Responsible Manner While Preserving the City's Open Space Character

NOTICE OF MEETING

City of Lake Elmo 3800 Laverne Avenue North City Council Meeting Tuesday, January 2, 2012 7:00 P.M.

AGENDA

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. ROLL CALL
- D. APPROVAL OF AGENDA
- E. ORDER OF BUSINESS/GROUND RULES
- F. ACCEPT MINUTES
 - 1. Accept December 4, 2012 City Council Minutes
- G. PUBLIC COMMENTS/INQUIRIES
- H. PRESENTATIONS
- I. CONSENT AGENDA

Note: Items listed under the Consent Agenda will be enacted by one motion with no separate discussion. If discussion on an item is desired, the item will be removed from the Consent Agenda for separate consideration.

2. Approve Payment of Disbursements and Payroll

J. SUMMARY REPORTS AND ANNOUNCEMENTS

- Mayor and Council
 - o Transition Ceremony
- Administrator
- City Attorney
- City Engineer
- Planning Director
- Finance Director
- M. Adjourn

CITY OF LAKE ELMO CITY COUNCIL MINUTES December 4, 2012

Mayor Johnston called the meeting to order at 7:31 P.M.

PRESENT: Mayor Johnston, Council Members Emmons, Smith, Pearson, and Park.

Also Present: City Administrator Zuleger, City Attorney Snyder, City Engineer Griffin, Finance Director Bendel, Planning Director Klatt, and City Clerk Bell.

APPROVAL OF AGENDA

MOTION: Council Member Smith moved to approve the December 4, 2012 City Council Agenda as amended. Council Member Pearson seconded the motion. **Motion passed 5-0.**

Consent Agenda Item 10 was pulled for discussion.

ACCEPT MINUTES

ITEM 1:

THE NOVEMBER 20, 2012 CITY COUNCIL MINUTES WERE APPROVED AS PRESENTED BY CONSENSUS OF THE CITY COUNCIL.

PUBLIC COMMENTS/INQUIRIES:

None

PRESENTATIONS:

None

2013 PROPOSED TAX LEVY AND GENERAL FUND BUDGET TAXES

2. Adopt 2013 Budget and Tax Levy; Resolution 2012-62

MOTION: Council Member Emmons moved to **ADOPT THE 2013 GENERAL FUND BUDGET AND TAX LEVY; RESOLUTION 2012-62**. Council Member Park seconded the motion. **MOTION PASSED 5-0**.

CONSENT AGENDA

- 3. Approve Payment of Disbursements and Payroll
- 4. Zoning Text Amendment GB Zoning District (change therapeutic massage to a permitted use with appropriate licensing); Massage Therapy licensing Ordinance 2012-64

- 5. Approve 2013 Liquor Licenses Renewals
- 6. Amend December 2012 Meeting Calendar
- 7. Approve 2013 Meeting Calendar
- 8. Approve 2013 Fee Schedule
- 9. 2012 Streets & Water Quality Improvements Pay Request No. 4
- 10. Approve City Membership in Minnesota Cities Stormwater Coalition (MCSC)
- 11. Approve Hiring of Park Maintenance Operator
- 12. Approve 2013 Animal Humane Society Impound Contract
- 13. Adoption of the Washington County All-Hazard Mitigation Plan; Resolution 2012-63
- 14. Approval of Washington County Septic Inspection Agreement

MOTION: Council Member Smith moved to **APPROVE THE CONSENT AGENDA AS AMENDED**. Council Member Park seconded the motion. **MOTION PASSED 5-0**.

ITEM 10: APPROVE CITY MEMBERSHIP IN MINNESOTA CITIES STORMWATER COALITION (MCSC)

Council Member Emmons asked for explanation on MCSC. He expressed support for representation, but requested more information. City Engineer Griffin explained what it is and that smaller cities need better representation.

There was a discussion about what the representation should look like. It was suggested that the city revisit the representation question after six months to see if any changes were needed. Initially, the city engineer would be the representative to the coalition.

MOTION: Council Member Smith moved to **APPROVE MEMBERSHIP FOR THE CITY OF LAKE ELMO TO THE MINNESOTA CITIES STORMWATER COALITION.** Council Member Pearson seconded the motion. **MOTION PASSED 5-0.**

It was clarified that the city would review the representation after six months, but it did not need to be part of the motion.

REGULAR AGENDA

ITEM 15: FUNDING OF CHAMBER COMMUNITY SYMPOSIUM

City Administrator Zuleger explained item was requested by Mayor-Elect Pearson. Mayor-Elect Pearson explained the background and purpose. Using this regional group allows the city to impact the greater area. The symposium is made up of Oak Park Heights, Bayport, Stillwater, and Lake Elmo. There is a nominal cost. Mr. Pearson proposed funding at \$1500. Funding this would hedge bet with greater MSP.

Council Member Emmons asked about the budget impact. Finance Director Bendel confirmed there is room in the budget for this.

Mayor Johnston expressed his belief that this is a good opportunity to collaborate in joint economic development. The cost is very nominal when compared with the potential benefit.

MOTION: Council Member Smith moved to **FUND \$1500 TO THE CHAMBER COMMUNITY SYMPOSIUM**. Council Member Park seconded the motion. **MOTION PASSED 5 -0.**

ITEM 16: APPOINTMENT OF 2013 PLANNING COMMISSION MEMBERS: TWO REGULAR MEMBERS, TWO ALTERNATE MEMBERS

City Administrator Zuleger provided the recommended motion. Five Lake Elmo residents were interviewed. Intent was to fill two regular and two alternates. After deliberations, staff recommends moving to appoint as regulars 1- Tom Kreimer and 2- Mike Reeves. As alternates, staff recommends moving to appoint: 1- Rolf Larson, 2- Abdallah Battah, and 3- Jay Morreale. Mr. Zuleger explained the recommended second motion: Staff would be directed to amend the city ordinance for addition of one alternate to take advantage of interest.

MOTION ONE: Council Member Smith moved to **APPOINT NEW 2013 PLANNING COMMISSION MEMBERS.** Council Member Emmons seconded the motion. **MOTION PASSED 5-0**

MOTION TWO: Council Member Smith moved to **DIRECT STAFF TO AMEND ORDINANCE TO ADD ONE ADDITIONAL ALTERNATE AT NEXT REGULAR COUNCIL MEETING.** Council Member Park seconded the motion. **MOTION PASSED 5-0**

ITEM 17: LIBRARY BOARD APPOINTMENTS TO ACCOMMODATE EXPANSION OF THE BOARD TO SEVEN MEMBERS

City Administrator Zuleger explained Lake Elmo planning retreat results. In order to staff smaller subcommittees, the board chose to expand from five to seven with two alternates. The suggested sub-work groups are Collections, Outreach, Facilities, Personnel, and Finance. Mr. Zuleger gave the history of discussion regarding expansion. He then gave the specific recommendations.

MOTION: Council Member Emmons moved to EXPAND LIBRARY BOARD TO SEVEN MEMBERS INCLUDING THE APPOINTMENT OF MARJORIE WILLIAMS TO A REGULAR 2 YEAR TERM; RENEE MURRAY TO REGULAR 1 YEAR TERM; AND ANN BUCHECK TO ALTERNATE 3 YEAR TERM. Council Member Park seconded the motion. MOTION PASSED 4-1; SMITH NAY

Council Member Smith explained her NO vote. The reason is that she wants the library re-affiliated with Washington County, and it has nothing to do with the candidates. She reaffirmed that they are all working hard and doing a good job.

ITEM 18: 27TH STREET NO PARKING SIGNS.

City Administrator Zuleger provided an overview of the history and circumstances. Neighborhood residents congregate frequently and has requested that no parking signs be placed on one side of street for safety purposes to allow for easy through traffic. Staff does not have a specific recommendation.

Council Member Smith noted that the community should be included. Input from the neighborhood should be heard. She doesn't want to make same mistake again. Mr. Zuleger explained that a public meeting could be held to obtain input from residents.

Mayor-Elect Pearson said his experience would cause him to support it. It may be a safety issue. Mr. Zuleger noted that many people in neighborhood were ambivalent. Ms. Smith reiterated that the neighborhood should be included in discussion. She did not want the city to have to backtrack.

Discussion was had regarding how to proceed and it was consensually agreed that neighborhood input would be obtained and further investigation would be held.

SUMMARY REPORTS AND ANNOUNCEMENTS

Council Member Emmons reported his plans to attend Thursday village meeting at 7AM for continuing "theming" discussion.

Council Member Smith reported email she received regarding library card expiration dates. She would like staff to send something out to residents explaining process.

Mayor Johnston asked if city could ask the county if the process could be improved.

Council Member Pearson reported attending Library Board meeting, staff meeting, and truck meeting. Attended the practice burn with the Fire Department. It went really well.

Council Member Park - Wished everybody merry Christmas.

Mayor Johnston reported on his vacation. Wellington's (capital of New Zealand) legislature eliminated 31 cities to create the city of Wellington. There was a Toy library- check out toys. There was an indoor pavilion for picnics. Dunedin had a city octagon. He congratulated Mike Pearson, Anne Smith, and Justin Bloyer. He also thanked Brett Emmons and said he would be missed. Mayor Johnston said it has been a privilege to serve the past 10 years. He thanked supporters and critics for the incredible learning opportunity. Feedback has provided an opportunity to evaluate how he's doing.

City Administrator Zuleger thanked the Mayor. Described letter received from Union Pacific regarding the quiet zone request. Hearing on 12/11 on water rates at 6:30pm. Suggesting some minor procedural changes. Code enforcement- seven properties have until 12/10 to mitigate. Rick Chase will be taking over enforcement in near future. Working on performance metrics for next year's budget. Attended park commission meeting. Park Comm. agreed to gate sunfish Lake Park. This is to reduce nefarious behavior in park after dark. Scheduling meetings with Rep. McCollum and Sen. Klobuchar on ground water. Upcoming meeting with Pat Borne from Met Council. Road safety audit on 12/17/12 at 6 o'clock PM. State Rep. Lohmer will be holding a meeting at Lake Elmo City Hall on the Highway 36 project at 10 am on 12/5/12. Commissioner Kriesel, MnDOT, and Washington County will be there. Dean asked for a reception for outgoing council members.

City Attorney Snyder reported assisting with Whistling Valley development cost recovery and general administrative matters. Also, 3M litigation is on hold after state counsel disqualification, aiding with code enforcement, and reported that speeding/traffic prosecution is very rigid.

Planning Director Klatt reported village meeting for themes. Capture essence of what we are trying to do. Village work group on the 13th. Planning comm. on 10th sketch of subdivision on I-94. Come to council in Jan. Code amendments regarding subdivisions will also be brought soon.

City Engineer Griffin reported will deliver written engineering report. Reported meeting with Washington County on Olson Lake Trail project. Looking to gather residents' input. Then will bring to council.

Finance Director Bendel reported water analysis pretty much complete. Street assessment file letters were very helpful. Clarification helped bring in additional payments. RFP went out to various audit firms; four firms have responded. Benefit renewals meeting. Final water bills are planning on being sent out. Regular water assessments for end of year. Forty-eight properties left.

Mayor Johnston reported that there is a workshop next week. It has been discussed that the second meeting in the third week of the month will be cancelled.

Adjourned open meeting at 8:18P.M.

	LAKE ELMO CITY COUNCIL
Adam R. Bell, City Clerk	Dean A. Johnston, Mayor



MAYOR AND COUNCIL COMMUNICATION

DATE:

1/2/2013

CONSENT

ITEM #:

9

MOTION

Consent Agenda

AGENDA ITEM:

Approve Disbursements in the Amount of \$102,311.83

SUBMITTED BY:

Cathy Bendel, Finance Director

REVIEWED BY:

Dean Zuleger, City Administrator

SUMMARY AND ACTION REQUESTED: As part of its Consent Agenda, the City Council is asked to approve disbursements in the amount of \$102,311.83. No specific motion is needed, as this is recommended to be part of the overall approval of the *Consent Agenda*.

BACKGROUND INFORMATION: The City of Lake Elmo has fiduciary authority and responsibility to conduct normal business operation. Below is a summary of current claims to be disbursed and paid in accordance with State law and City policies and procedures.

Claim #	Amount	Description
ACH	\$ 7,969.76	Payroll Taxes to IRS & MN Revenue 12/27/2012
ACH	\$ 4,707.62	Payroll Retirement to PERA 12/27/12
DD4329 – DD4344	\$ 23,344.07	Payroll Dated 12/27/12 (Direct Deposit)
39387	\$ 268.37	Payroll 12/27/12 (Paper)
39388-39415	\$ 64,942.01	Accounts Payable 1/2/13
1620-1637	\$ 1,080.00	Library Card Reimbursement 1/2/13
TOTAL	\$102,311.83	

STAFF REPORT: City staff has complied and reviewed the attached set of claims. All appears to be in order and consistent with City budgetary and fiscal policies and Council direction.

RECOMMENDATION: It is recommended that the City Council approve as part of the Consent Agenda proposed disbursements in the amount of \$102,311.83.

Alternatively, the City Council does have the authority to remove this item from the Consent Agenda or a particular claim from this item and further discuss and deliberate prior to taking action. If done so, the appropriate action of the Council following such discussion would be:

"Move to approve the January 2, 2013, Disbursements as

Presented [and modified] herein."

ATTACHMENTS:

1. Accounts Payable Dated 1/02/2013

SUGGESTED ORDER OF BUSINESS (if removed from the Consent Agenda):

-	Questions from Council to Staff	Mayor Facilitates
-	Call for Motion	Mayor & City Council
-	Discussion	Mayor & City Council
_	Action on Motion	Mayor Facilitates

Page I

Accounts Payable To Be Paid Proof List

User: joan z Printed: 12/31/2012 - 11:08 AM Batch: 009-12-2012

Invoice # Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	# Od	Close POLíne#	#:
ADAMBELL Bell Adam 12/31/2012 101-410-1410-44300 Miscellaneous 12/31/2012 Total: ADAMBELL Total:	23.65 23.65 23.65	0.00	01/02/2013	01/02/2013 Election Certificates	ites.	Total Control of the			No 0000	00
ASPENMI Aspen Mills, Inc. 129047 12/07/2012 101-420-2220-44170 Uniforms 129047 Total: ASPENMI Total:	94.95 94.95 94.95	0.00	01/02/2013	Medic Boots, N. Malmquist	Malmquist	ı			No 0000	8
CENTURYL CenturyLink 12/19/2012 12/19/2012 206-450-5300-43210 Telephone 12/19/2012 12/19/2012 206-450-5300-43250 Internet 12/19/2012 Total: CENTURYL Total:	120.97 35.95 156.92 156.92	0.00	01/02/2013	Phone Service - Library Internet Service - Library	ibrary Library				No 0000	0 0
CHASERIC Chase Rick 12/28/2012 12/28/2012 101-420-2400-44170 Uniforms 12/28/2012 Total: CHASERIC Total:	147.22 147.22 147.22	0.00	01/02/2013	01/02/2013 Work Clothes		1			No 0000	0
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MALMQ Malmquist Greg 12/20/2012 101-000-0000-21710 Health HSA 12/20/2012 101-420-2220-44370 Conferences 12/20/20	MALMQ Malmquist Greg 12/20/2012 12/20/2012 101-000-0000-21710 Health HSA 12/20/2012 101-420-2220-44370 Conferences & Training 12/20/2012 Total: MALMQ Total:	555.24 15.79 571.03 571.03	0.00	01/02/2013	Reimb FSA Dollars Meals for MSFCA Conference	s Conference				00 0N ON	0000
METROFIR Metro Fire 45925 101-420-2220-44040 M	METROFIR Metro Fire 45925 101-420-2220-44040 Repairs/Maint Eqpt 45925 Total: METROFIR Total:	238.33 238.33 238.33	0.00	01/02/2013	Vehicle Cleaning Supplies	upplies	ı			No 0000	00
NEXTEL Nextel Communications 7619500227-117 12/18/2012 101-410-1940-43210 Telephone 7619500227-117 12/18/2012 101-420-2220-43210 Telephone 761950027-117 12/18/2012 101-420-2400-43210 Telephone	nmunications 12/18/2012 Telephone 12/18/2012 Telephone 12/18/2012 Telephone	126.40 130.09 51.67	0.00	01/02/2013 01/02/2013 01/02/2013	Cell Phone Service - Administration Cell Phone Service - Fire Dept Cell Phone Service - Building Dept	- Administration - Fire Dept - Building Dept	, r l			No 0000 No 0000 No 0000	00 00

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101-410-1320-44360 Statt Development 43643 Total: VALLEYTR Total:	400.78								
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MSFDA MSFDA 10/23/2012 101-420-2220-44330	MSFDA MSFDA 10/23/2012 12/31/2012 101-420-2220-44330 Dues & Subscriptions 10/23/2012 Total: MSFDA Total:	216.00 216.00 216.00	0.00	01/02/2012	2013 Dues		,			No 0000
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