

**CITY OF LAKE ELMO
CITY COUNCIL MINUTES
NOVEMBER 7, 2017**

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, Jill Lundgren and Christine Nelson. **ABSENT:** Councilmember Bloyer.

Staff present: Administrator Handt, City Attorney Sonsalla, City Engineer Griffin, Planning Director Becker, and City Clerk Johnson.

APPROVAL OF AGENDA

Item 2, “Approve Payment of Disbursements and Payroll”; Item 3, “Approve Job Description and Authorize Advertising for Finance Director”; Item 12, “Approve US Solar Subscription”; and Item 14, “Approve Massage Therapy License Renewals” were moved from Consent to the Regular Agenda.

Councilmember Lundgren, seconded by Mayor Pearson, moved TO APPROVE THE AGENDA AS AMENDED. Motion passed 4 – 0.

ACCEPT MINUTES

Minutes of the October 17, 2017 Regular Meeting were tabled to the next meeting.

PUBLIC COMMENTS/INQUIRIES

Virginia Pleban, 8245 59th Street North, encouraged residents to attend a holiday fundraiser at the historic courthouse in Stillwater November 17 – 19.

Bill & Ceil Wicker, 11079 35th Street North, stated concerns regarding storm water draining from the Shiltgen Farms to their property and asked the Council to consider correcting drainage in conjunction with development of the property.

Mary Ann Beers, 3235 Lake Elmo Avenue North, requested a public forum to discuss the Shiltgen Farm proposal to build an equestrian center.

Frank Squadrito, 3570 Laverne Avenue North, encouraged the City to look at solutions for the flooding at the Wicker’s property.

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Susan Dunn, 11018 Upper 33rd Street North, encouraged reconsideration of storm water management in the downtown area and asked the Council to look at the Shiltgen proposal again.

PRESENTATIONS

None

CONSENT AGENDA

- ~~2. Approve Payment of Disbursements and Payroll~~
- ~~3. Approve Job Description and Authorize Advertising for Finance Director~~
4. Accept Third Quarter Financials
5. Accept Donation from Lake Elmo Baseball – *Resolution 2017-128*
6. Authorize Certification of Delinquent Storm Water Utility Bills – *Resolution 2017-119*
7. Approve Annual Public Service Recognition Event, January 2018
8. Approve Master Joint Powers Agreement Authorized Agency and Court Data Services Subscriber Amendment – *Resolution 2017-120*
9. Approve Appointment to Central Greenway Regional Trail Technical Advisory Committee
10. CSAH 15 & CSAH 14 Realignment – Approve Resolution of Support for the Local Road Improvement Program Grant Application – *Resolution 2017-121*
11. Washington County DRAFT 2018-2022 Capital Improvement Plan – City Review and Comments
- ~~12. Approve US Solar Subscription~~
13. Approve Zoning Map Amendment Rezoning City Parks – *Ordinance 08-190*
- ~~14. Approve Massage Therapy License Renewals – Renew/Recover Massage Therapy, Body & Soul~~
15. Authorize Advertising and Hiring of Warming House Attendants

Councilmember Fliflet, seconded by Councilmember Lundgren, moved TO APPROVE THE CONSENT AGENDA AS PRESENTED. Motion passed 4 - 0.

ITEM 2: Approve Payment of Disbursements and Payroll

Brief discussion was held concerning an error in the cover memo. Administrator Handt clarified that the correct total for disbursements and payroll to be approved was \$899,522.62.

Councilmember Fliflet, seconded by Councilmember Lundgren, moved TO APPROVE DISBURSEMENTS IN THE AMOUNT OF \$899,522.62. Motion passed 4 – 0.

ITEM 3: Approve Job Description and Authorize Advertising for Finance Director

Fiscal impacts were discussed briefly. Administrator Handt explained that the future use of the current consulting firm will be determined after the pool of applicants is reviewed.

Councilmember Fliflet, seconded by Councilmember Lundgren, moved TO REMOVE BUSINESS ADMINISTRATION AS APPROPRIATE EDUCATION ON THE JOB DESCRIPTION. Motion failed 2 – 2. (Pearson, Nelson – nay)

Mayor Pearson, seconded by Councilmember Nelson, moved TO APPROVE THE JOB DESCRIPTION AND AUTHORIZE ADVERTISING FOR THE FINANCE DIRECTOR POSITION. Motion failed 2 – 2. (Fliflet, Lundgren – nay)

ITEM 12: Approve US Solar Subscription

Peter Schmidt, US Solar, explained the program and potential cost savings to the City. Discussion was held concerning rates and length of the contract.

Councilmember Nelson, seconded by Mayor Pearson, moved TO APPROVE THE US SOLAR FLAT RATE SUNSCRIPTION AGREEMENT SUBJECT TO US SOLAR ASSIGNING IT TO A PROJECT FOR WHICH XCEL ENERGY HAS ALREADY GRANTED INTERCONNECTION APPROVAL. Motion passed 3 – 0 – 1. (Lundgren – abstain)

ITEM 14: Approve Massage Therapy License Renewals – Renew/Recover Massage Therapy, Body & Soul

City Clerk Johnson reported that the applicants are both long standing businesses in Lake Elmo with no known violations or issues.

Councilmember Lundgren, seconded by Councilmember Nelson, moved TO APPROVE MASSAGE THERAPY LICENSE RENEWALS FOR RENEW & RECOVER MASSAGE THERAPY AND BODY & SOUL MASSAGE THERAPY. Motion passed 4 – 0.

ITEM 16: Comprehensive Plan Amendment and Zoning Text Amendment to Amend Language Regarding Allowable Density for Open Space Preservation Developments

City Planner Becker presented background information on the application for a comprehensive plan amendment and zoning text amendment

Councilmember Fliflet, seconded by Councilmember Lundgren, moved TO POSTPONE THE CURRENT ITEM TO THE DECEMBER 5, 2017 MEETING AS REQUESTED BY THE APPLICANT. Motion passed 3 – 1. (Nelson – nay)

ITEM 17: 2018 Street Improvements – Accept Feasibility Report, Call Public Improvement Hearing

City Engineer Griffin presented findings of the 2018 Street Improvements feasibility report and reviewed the scope of the proposed improvements and estimated project costs.

Councilmember Lundgren, seconded by Councilmember Fliflet, moved TO APPROVE RESOLUTION NO. 2017-125, RECEIVING THE FEASIBILITY REPORT AND CALLING A PUBLIC HEARING FOR THE 2018 STREET IMPROVEMENTS. Motion passed 4 – 0.

ITEM 18: 2018 Health Insurance Plan and Rates

Councilmember Nelson, seconded by Mayor Pearson, moved TO ADOPT RESOLUTION 2017-122. Motion failed 2- 1 – 1. (Fliflet - nay; Lundgren – abstain)

Councilmembers Fliflet and Lundgren stated that staff members have expressed concern to them regarding the plan and increased cost to the employees.

Councilmember Fliflet, seconded by Councilmember Lundgren, moved TO BRING THE CURRENT ITEM TO A SPECIAL MEETING PRIOR TO THE NOVEMBER 14TH COUNCIL WORKSHOP. Motion failed 2 – 2. (Pearson, Nelson- nay)

ITEM 19: Easton Village 2nd and 3rd Addition Development Agreement Amendment Request

City Planner Becker presented the request from Chase Development for amendments to the Easton Village 2nd and 3rd Addition Development Agreements to all issuance of building permits prior to the installation of sidewalks.

Councilmember Nelson, seconded by Councilmember Lundgren, MOVED TO ADOPT RESOLUTION NO 2017-126 AND 2017-127 DENYING THE REQUESTS TO AMEND EASTON VILLAGE 2ND AND 3RD ADDITION DEVELOPMENT AGREEMENTS TO ALLOW BUILDING PERMITS TO BE RELEASED PRIOR TO INSTALLATION OF SIDEWALKS. Motion passed 3 – 1. (Pearson – nay)

COUNCIL REPORTS

Mayor Pearson: Held conversations with residents and Washington County regarding joint projects. Attended the Library Board meeting and addressed the parking lot issue. Attended LMC insurance board meeting, Fields of St. Croix 2 HOA meeting and IEMC training. Thanked individuals for donating their labor for the improvements at Lions Park.

Councilmember Nelson: Attended 3 day IEMC training, fielded calls and emails from residents.

Councilmember Lundgren: Attended the Planning Commission workshop and Comp Plan Advisory Board meeting.

Councilmember Fliflet: Spoke with residents upset about the denial of the application for the Schiltgen property.

STAFF REPORTS AND ANNOUNCEMENTS

Administrator Handt: Held Q & A for landscaping RFQ, attended a meeting with the DNR regarding White Bear Lake litigation and noted it could impact irrigation rules in Lake Elmo. Noted that the space needs study findings will be presented at a meeting in December.

City Clerk Johnson: No report.

City Attorney Sonsalla: Reviewed the draft personnel policy and other agreements.

Planning Director Becker: No report.

City Engineer Griffin: Working with contractors regarding paving projects, working on a grant application and plan reviews.

Meeting adjourned at 9:03 pm.

LAKE ELMO CITY COUNCIL

ATTEST:

Mike Pearson, Mayor

Julie Johnson, City Clerk