

**CITY OF LAKE ELMO  
CITY COUNCIL MINUTES  
JULY 18, 2017**

**CALL TO ORDER/PLEDGE OF ALLEGIANCE**

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

**PRESENT:** Mayor Mike Pearson and Councilmembers Justin Bloyer, Julie Fliflet, Jill Lundgren and Christine Nelson

Staff present: Administrator Handt, City Clerk Johnson, City Attorney Sonsalla, City Engineer Griffin, Planning Director Wensman, Fire Chief Malmquist, Public Works Director Weldon, Building Official Bent and Sergeant Osterman.

**APPROVAL OF AGENDA**

Item 7, “Approve Water Meter Replacements” was moved to the end of the Regular Agenda. Item 18, “Approve Amendments to Chapter 72: Parking Regulations & Chapter 73: Parking Schedules of the City Code” was removed from the agenda.

*Councilmember Bloyer, seconded by Councilmember Nelson moved TO APPROVE THE AGENDA AS AMENDED. Motion passed 5 – 0.*

**ACCEPT MINUTES**

Minutes of the July 5, 2017 Regular Meeting were accepted as presented.

**PUBLIC COMMENTS/INQUIRIES**

Virginia Pleban, 8245 59<sup>th</sup> Street N., announced that there will be an ice cream social held at the historic courthouse in Stillwater on Thursday, July 20<sup>th</sup> and commented on clean up of Kleis Park.

**PRESENTATIONS**

The Cimarron Rowing Club presented information on the history of rowing in Lake Elmo and the upcoming NWIRA Championship Regatta.

**CONSENT AGENDA**

2. Approve Payment of Disbursements
3. Accept June 2017 Assessor’s Report
4. Accept June 2017 Building Department Report
5. Accept June 2017 Fire Department Report
6. Accept June 2017 Public Works Department Report

7. *moved to Regular Agenda*
8. Inwood Water Tower (No. 4) – Approve Pay Request No. 11
9. Old Village Phase 3 Street & Utility Improvements – Approve Pay Request No. 1
10. 2017 Street Improvements – Approve Pay Request No. 1
11. 2017 Mill and Overlay – Accept Quotes and Award Contract
12. CSAH 13 (Ideal Avenue/Olson Lake Trail) – Approve Cooperative Agreement Pmt No. 1
13. Wellhead Protection Plan Phase 2 – Award Engineering Services Task Order
14. Approve Building and Planning Regulations Permit Fee Schedule
15. Approve Revision of Contractor Licensing
16. Approve Adoption of the 2017 Lake Elmo Property Maintenance Code
17. Approve Public Safety Committee Appointments
18. *removed from agenda*

***Councilmember Bloyer, seconded by Councilmember Fliflet, moved TO APPROVE THE CONSENT AGENDA AS PRESENTED. Motion passed 5 - 0.***

**ITEM 19 Fire Department Staffing:**

Fire Chief Malmquist presented information on current staffing, response types and statistics. Staffing cost comparison and potential costs were also reviewed. Discussion was held regarding specific equipment used to respond to specific types of calls.

Dave Moore, Public Safety Committee member, stated that fire department staffing is a nationwide problem and urged the City to avoid taking short cuts.

Cullen Case, Public Safety Committee member, stated that option B presented in the council meeting packet is the best option to meet the City's current and future needs.

Lisa McGinn, Public Safety Committee member, expressed a need to hire firefighters now and continue to plan for the future.

***Mayor Pearson, seconded by Councilmember Bloyer, moved TO APPROVE OPTION A AS PRESENTED WITH A CAP OF 24 HOURS PER WEEK. Motion passed 5 – 0.***

***Councilmember Fliflet, seconded by Councilmember Lundgren, moved TO DIRECT STAFF TO WORK WITH THE PUBLIC SAFETY COMMITTEE AND ANY COUNCILMEMBERS THAT WANT TO BE INVOLVED TO EXPLORE THE OPTION OF AN EAST METRO FIRE DISTRICT AND OTHER LONG TERM SOLUTIONS.***

***Mayor Pearson, seconded by Councilmember Bloyer, moved TO TABLE THE PRIMARY MOTION AND REFER THE MATTER TO THE PUBLIC SAFETY COMMITTEE FOR DISCUSSION. Motion passed 3 – 1 – 1. (Fliflet – nay; Lundgren – present/not voting)***

*Councilmember Bloyer, seconded Councilmember Nelson, moved TO APPROVE THE PART TIME FIREFIGHTER JOB DESCRIPTION AND AUTHORIZE ADVERTISING FOR THE POSITIONS. Motion passed 5 – 0.*

**ITEM 20: Easton Village 3<sup>rd</sup> Addition Final Plat**

Planning Director Wensman presented an overview of the proposed plat for the Easton Village 3<sup>rd</sup> Addition, noting changes from the preliminary plat and outlots proposed for parkland dedication.

*Councilmember Nelson, seconded by Councilmember Bloyer, moved TO ADOPT RESOLUTION 2017-076 APPROVING EASTON VILLAGE 3<sup>RD</sup> ADDITION FINAL PLAT WITH THE 10 CONDITIONS OF APPROVAL AS RECOMMENDED BY STAFF AND THE PLANNING COMMISSION. Motion passed 3 – 1 – 1. (Lundgren – nay; Fliflet – present/not voting)*

**ITEM 21: Easton Village 3<sup>rd</sup> Addition Developers Agreement**

Planning Director Wensman reviewed updates made to the draft agreement prior to the meeting and discussed future need for a railroad crossing. City Attorney Sonsalla suggested language for the Developers Agreement to ensure cost participation in a future railroad crossing.

*Councilmember Nelson, seconded by Mayor Pearson, moved TO ADOPT RESOLUTION 2017-081 APPROVING THE DEVELOPERS AGREEMENT FOR EASTON VILLAGE 3<sup>RD</sup> ADDITION WITH THE ADDITION OF LANGUAGE PERTAINING TO THE DEVELOPER'S CONSENT TO PAY ITS PORTION OF COSTS RELATED TO THE ADDITION OF A RAILROAD CROSSING. Motion passed 3 – 2. (Fliflet, Lundgren – present/not voting)*

**ITEM 22: Library Parking Lot Paving Project**

City Administrator Handt reviewed information related to the cost and design of the library parking lot and discussed funding sources for the project.

Library Board Member Brett Emmons reviewed how the plans for the parking lot evolved and reviewed option 3 provided in the council meeting packet. City Engineer Griffin stated that in his opinion the soils would need improvement prior to paving.

*Councilmember Lundgren, seconded by Councilmember Fliflet, moved TO AWARD THE LIBRARY PARKING LOT PAVING PROJECT TO BUCK BLACKTOP INC FOR \$241,890 AND APPROVE AN ADDITIONAL AMOUNT OF \$4,600 FOR PRE-CONSTRUCTION SITE WORK AND CONSTRUCTION OBSERVATION.*

Mayor Pearson stated he did not support the motion as he doesn't feel sidewalks are necessary and feels unsure about the benefits of the water storage elements.

Susan Dunn, 11018 Upper 33<sup>rd</sup> Street N., stated it is worth investing in a safe downtown.

*Councilmember Bloyer, seconded by Councilmember Lundgren, moved TO AMEND THE PRIMARY MOTION TO ADD THAT ALL FUNDING FOR THE LIBRARY PARKING LOT WILL COME FROM THE PARK DEDICATION FUND. Motion passed 3 – 2. (Pearson, Nelson – nay)*

*Councilmember Bloyer moved TO AMEND THE PRIMARY MOTION TO ADD THAT THE RAINGARDEN PORTION OF THE PROJECT NOT EXCEED \$20,000. Motion failed – no second.*

**Primary motion failed 2 – 3.**

*Mayor Pearson, seconded by Councilmember Nelson, moved TO AWARD THE PARKING LOT PAVING PROJECT TO MILLER EXCAVATING INC FOR \$71,401.80 AND APPROVE AN ADDITIONAL AMOUNT OF \$4,600 FOR PRE-CONSTRUCTION OBSERVATION CONTINGENT UPON LIBRARY BOARD APPROVAL. Motion passed 4 – 1. (Lundgren – nay)*

*Mayor Pearson, seconded by Councilmember Nelson, moved TO REJECT ALL BIDS ASSOCIATED WITH THE 2016 PLAN. Motion passed 3 – 1 – 1. (Lundgren – nay; Fliflet – present/not voting)*

### **ITEM 23: Bee Safe Resolution and IPM**

City Administrator Handt reviewed the background of the Bee Safe Resolution adopted in 2015 and proposed changes to remove “systemic pesticides” from the Integrated Pest Management Plan.

*Councilmember Bloyer, seconded by --- moved TO REPEAL BEE SAFE RESOLUTION 2012-13 AND THE INTEGRATED PEST MANAGEMENT PLAN.*

Tedi Carlson, Environmental Committee Member, suggested allowing the Environmental Committee to come up with another version to keep the City bee friendly.

*Councilmember Lundgren, seconded by Councilmember Fliflet, moved TO SEND THIS ITEM TO THE ENVIRONMENTAL COMMITTEE TO FURTHER WORK. Motion failed 2 – 3. (Pearson, Bloyer, Nelson – nay)*

**Primary motion passed 3 – 2. (Fliflet, Lundgren – nay)**

### **ITEM 7: Approve Water Meter Replacements**

City Administrator Handt provided an overview of the request to purchase water meters to replace existing malfunctioning meters and hire an independent contractor to install them.

*Mayor Pearson, seconded by Councilmember Lundgren, moved TO APPROVE THE PURCHASE OF 250 WATER METERS AND AUTHORIZE HIRING OF AN INDEPENDENT CONTRACTOR TO CONDUCT SCHEDULING, REPLACEMENT AND DATA ENTRY OF THE NEW WATER METERS. Motion passed 4 – 1. (Fliflet – nay)*

**COUNCIL REPORTS**

**Mayor Pearson:** No report

**Councilmember Nelson:** Attended Friends of Sunfish Lake Park meeting.

**Councilmember Lundgren:** Commented on pothole issues on Olson Lake Trail

**Councilmember Bloyer:** No report

**Councilmember Fliflet:** No report

**STAFF REPORTS AND ANNOUNCEMENTS**

**Administrator Handt:** Provided reminder of the upcoming Pankalo open house August 1<sup>st</sup>. Currently working on the space needs study and scheduling a joint meeting of the City Council and Finance Committee.

**City Clerk Johnson:** Reported on projects currently being completed by summer intern staff.

**City Attorney Sonsalla:** Worked with Building Official on the property maintenance code and preparing for a hearing on a hazardous building matter.

**Planning Director Wensman:** Reported on upcoming Comp Plan Advisory Board upcoming public open house and a Village stakeholder meeting.

**City Engineer Griffin:** Working on plan reviews and CSAH 17 Phase 3.

Meeting adjourned at 10:03 pm.

LAKE ELMO CITY COUNCIL

ATTEST:

\_\_\_\_\_  
Mike Pearson, Mayor

\_\_\_\_\_  
Julie Johnson, City Clerk