

**CITY OF LAKE ELMO
CITY COUNCIL MINUTES
APRIL 17, 2018**

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 Attorney Sonsalla, City Engineer Griffin, Planning Director Becker, and City Clerk Johnson.

APPROVAL OF AGENDA

Item 12, “Approve Street Naming Policy” was moved to the Regular Agenda.

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

ACCEPT MINUTES

Minutes of the April 3, 2018 Regular Meeting were accepted as presented. Councilmember Lundgren abstained due to her absence from the April 3rd meeting.

PUBLIC COMMENTS/INQUIRIES

None

PRESENTATIONS

Mayor Pearson read a Proclamation declaring April 28, 2018 to be Arbor Day in Lake Elmo, Minnesota.

CONSENT AGENDA

3. Approve Payment of Disbursements and Payroll
4. Accept Building Department March 2018 Report
5. Accept Fire Department March 2018 Report
6. Accept Public Works March 2018 Report
7. Approve Property Tax Abatement – 4823 Olson Lake Trail - *Resolution 2018-040*
8. Approve City Administrator Pay Increase
9. Approve Hiring of Finance Director
10. Approve Updated Accountant Job Description
11. Award Bid for Lawn Mowing
12. ~~Approve Street Naming Policy Amendment—*Ordinance 08-208*~~

13. Approve 2017 Street Improvements Compensating Change Order No. 4
14. Approve 2017 Street Improvements Pay Request No. 6
15. Accept Quotes and Award Contract for 2018 Crack Seal Project
16. Approve 2018 Crack Seal and Seal Coat Projects Joint Services Agreement with Denmark Township
17. Approve Wildflower 2nd Addition Amendment to Developer Agreement – *Resolution 2018-041*
18. Approve Wildflower 3rd Addition Developer Agreement – *Resolution 2018-042*

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

ITEM 12: Approve Street Naming Policy Amendment

City Administrator Handt reviewed past action taken related to the Street Naming Policy and discussion held at the March 13, 2018 City Council Workshop.

Councilmember Fliflet, seconded by Councilmember Lundgren, moved TO ADOPT ORDINANCE 08-208 AMENDING THE CITY'S STREET NAMING POLICY.

Mayor Pearson, seconded by Councilmember Nelson, moved TO ADD TO SECTION 1, PARAGRAPH (1), "NO STREET NAME THAT ALREADY EXISTS IN THE CITY OR ITS ENVIRONS SHALL BE USED, UNLESS THE PROPOSED STREET IS THE LOGICAL EXTENSION OF AN ALREADY NAMED STREET, IN WHICH EVENT THE SAME NAME SHALL BE USED." Motion passed 3 – 2. (Fliflet, Lundgren – nay)

Mayor Pearson, seconded by Councilmember Nelson, moved TO STRIKE SECTION (1)a.i & ii. Motion passed 3 – 2. (Fliflet, Lundgren – nay)

Mayor Pearson, seconded by Councilmember Nelson, moved TO AMEND THE POLICY TO ADD THAT IF A ROAD IS PROPOSED IN LINE WITH AN EXISTING ROAD AND THE NEW ROAD IS ONE QUARTER MILE OR LESS FROM THE EXISTING ROAD, THEN THE NAME OF THE NEW ROAD SHALL CHANGE. Motion failed 2 – 3. (Bloyer, Fliflet, Lundgren – nay)

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

ITEM 19: District Court Order to Approve Halcyon Cemetery

City Planner Becker reviewed the events that have occurred since the Council's decision to deny the application on October 6, 2015.

Susan Saffle, 11180 50th Street N., asked that the City follow all rules related to this project.

Kristina Lundquist, 5410 Lake Elmo Avenue N., asked that the City stringently limit chemicals the cemetery can use or store on site.

Jean Mandrinich, 11240 50th Street N., asked if the City can find a way to stop the development of the cemetery.

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO ADOPT RESOLUTION 2015-59 APPROVING THE HALCYON CEMETERY PRELIMINARY AND FINAL PLAT, SUBJECT TO RECOMMENDED CONDITIONS OF APPROVAL AS ORDERED BY THE DISTRICT COURT. Motion passed 4 – 0 – 1. (Lundgren – present/not voting)

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO RECONSIDER THE VOTE ON ITEM 19. Motion failed 2 – 3. (Pearson, Fliflet, Lundgren – nay)

ITEM 20: Old Village Phase 4 Street & Utility Improvements Feasibility Report; Call for Improvement and Assessment Hearing

City Engineer Griffin presented the feasibility report for the Old Village Phase 4 Street & Utility Improvements. Griffin reviewed the area included in the project, scope of improvements, project schedule and detailed review of the improvements.

Dave Faint, 3617 Laverne Avenue N., stated that the tennis courts in Lions Park are rarely used and commented on drainage issues in the area causing flooding at his property.

Councilmember Nelson, seconded by Councilmember Lundgren, moved TO ADOPT RESOLUTION 2018-043 RECEIVING THE FEASIBILITY REPORT FOR THE OLD VILLAGE PHASE 4 STREET AND UTILITY IMPROVEMENTS AND CALLING HEARING ON IMPROVEMENT TO BE HELD ON MAY 15, 2018. Motion passed 5 – 0.

Councilmember Nelson, seconded by Councilmember Lundgren, moved TO ADOPT RESOLUTION 2018-044 DECLARING COST TO BE ASSESSED AND CALLING HEARING ON PROPOSED ASSESSMENT FOR THE OLD VILLAGE PHASE 4 STREET AND UTILITY IMPROVEMENTS TO BE HELD ON MAY 15, 2018. Motion passed 5 – 0.

ITEM 19: Halcyon Cemetery

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO RECONSIDER THE MOTION REGARDING HALCYON CEMETERY. Motion passed 3 – 2. (Fliflet, Lundgren – nay)

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO ADOPT RESOLUTION 2015-59. Motion passed 4 – 0 – 1. (Lundgren – present/not voting)

ITEM 21: Old Village Phase 4 Street & Utility Improvements Plans & Specs; Authorize Ad for Bids

Councilmember Lundgren, seconded by Mayor Pearson, moved TO ADOPT RESOLUTION 2018-045 APPROVING THE PLANS AND SPECIFICATIONS AND ORDERING THE ADVERTISEMENT FOR BIDS FOR THE OLD VILLAGE PHASE 4 STREET AND UTILITY IMPROVEMENTS. Motion passed 5 – 0.

COUNCIL REPORTS

Mayor Pearson: Reported that the Lake Elmo Elementary PTA is fundraising for playground improvements. Attended open house events for the Comp Plan update and 3M lawsuit. Held discussions with property owners regarding an acceleration lane on Highway 36 and met with Representative Lohmer for assistance. Remembered residents Jerome Eder and Bob Pike who recently passes away.

Councilmember Nelson: Attended open house events for the Comp Plan update and 3M lawsuit.

Councilmember Lundgren: Received calls regarding plowing issues in the Tri Lakes area. Attended open house events for the Comp Plan amendment and 3M lawsuit.

Councilmember Bloyer: Reported that the Olson and Demontreville lake associations have unified.

Councilmember Fliflet: Commended staff for their response to recent tragedies in the city.

STAFF REPORTS AND ANNOUNCEMENTS

Administrator Handt: Noted upcoming joint meeting with the Planning Commission and Board of Appeals. Announced upcoming deadline to register for the LMC conference, Arbor Day tree giveaway. Attended a meeting regarding the 3M lawsuit and announced an upcoming open house meeting to discuss Manning Avenue project.

Sergeant Osterman: Noted increase in phone scams and informed the public that the IRS does not call and demand information.

City Attorney Sonsalla: Working on closing documents for the Brookfield building purchase and development issues.

Planning Director Becker: Thanked everyone who attended the Comp Plan open house.

Meeting adjourned at 9:10 pm.

LAKE ELMO CITY COUNCIL

ATTEST:

Mike Pearson, Mayor

Julie Johnson, City Clerk