

**LAKE ELMO CITY COUNCIL MINUTES
NOVEMBER 06, 2013**

**CITY OF LAKE ELMO
CITY COUNCIL MINUTES
NOVEMBER 06, 2013**

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

PRESENT: Mayor Pearson, Council Members Nelson, Smith, Bloyer, and Reeves.

ABSENT:

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

PLEDGE OF ALLIGENCE

APPROVAL OF AGENDA

MOTION: Council Member Nelson moved **TO REMOVE ITEM 11 FROM THE CONSENT AGENDA FOR DISCUSSION**. Council Member Bloyer seconded the motion. **MOTION PASSED 5-0.**

MOTION: Council Member Bloyer moved **TO REORDER ITEM 17 TO AFTER DESIGN REVIEW ORDINANCE (AFTER ITEM 20)**. Council Member Nelson seconded the motion.

Council Member Reeves pointed out that it applies to all areas, not just the mixed use zoning.

MOTION PASSED 5-0.

MOTION: Council Member Reeves moved **TO APPROVE THE NOVEMBER 06, 2013 CITY COUNCIL AGENDA AS AMENDED**. Council Member Nelson seconded the motion. **MOTION PASSED 5-0.**

ITEM 1: ACCEPT MINUTES

THE SEPTEMBER 10, 2013 CITY COUNCIL SPECIAL MEETING MINUTES WERE APPROVED AS AMENDED BY CONSENSUS OF THE CITY COUNCIL.

ITEM 2: ACCEPT MINUTES

THE OCTOBER 15, 2013 CITY COUNCIL MINUTES WERE APPROVED AS AMENDED BY CONSENSUS OF THE CITY COUNCIL.

COUNCIL REPORTS:

Council Member Reeves: helped facilitate staff retreat. As part of retreat, he took tour of city to see various projects throughout the city. It was very educational; held Speak Your Peace initiative with Alyssa MacLeod at Lake Elmo Elementary with 6th graders. He was very impressed with the caliber of the students and how well the group grasped civility. He complimented Alyssa for gathering support and working with the teachers; attended HR Committee meeting. Committee includes two outstanding resident members.

Council Member Bloyer: spoke with business owner in Village about the direction Village is taking; will be participating in a cable access show; also attended and participated in training burn with fire dept.

Mayor Pearson: reported NextGen group is preparing Christmas tree lighting event for 12/7; worked with staff at meetings regarding bonding bill; EDA group met.

Council Member Smith: no report

Council Member Nelson: involved in training burn with fire department. Learned a lot about what they do.

PUBLIC COMMENTS: None

SPEAK YOUR PEACE – PEARSON

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Mayor Pearson spoke on gossip. It is very destructive to relationships. The Mayor offered tips to avoid gossip: Before speaking about anyone imagine they are present; imagine if you would have to apologize if that person found out what you said; if you have to look behind you, it is probably gossip; using the phrase "love that guy, but.."; stated that even if it is true, it can still be gossip.

PRESENTATIONS Quality Star Award presentation postponed until next meeting.

CONSENT AGENDA

3. Approve Payment of Disbursements and Payroll in the Amount of \$286,015.19
4. 2013 Crack Seal Project – Pay Request No. 1 (FINAL)
5. Section 34 Water and Sewer Utility Extension Improvements – Change Order No. 1
6. Lake Elmo Sewer Infrastructure Improvements: I-94 to 30th St. – Change Order No. 2
7. Encroachment Agreement – 10950 57th St. N
8. Encroachment Agreement – 5820 Lily Ave. N.
9. Establishment and Appointment of Lake Elmo Public Safety Committee
10. Approve New Council Memo Format
11. ~~New Single Axle Plow Truck Purchase~~
12. Approve Resolutions 2013-90A/B Calling For Public Hearing To Vacate Easement; **Resolution 2013-90A, Resolution 2013-90B**

MOTION: Council Member Nelson moved **TO APPROVE THE CONSENT AGENDA AS AMENDED.**
Council Member Reeves seconded the motion. **MOTION PASSED 5-0.**

ITEM 11: NEW SINGLE AXLE PLOW TRUCK PURCHASE

City Administrator Zuleger provided the background on the truck purchase and explained the reason for the increase in price. Ford stopped making the Sterling model. MAC committee chose to purchase the Mack truck with Mack engine. Due to this different truck option, there is an increased price. The truck will not be available until next year due to backorders. Council Member Nelson would like the city to wait until 2014 to purchase the truck in order to take advantage of the City's new tax-exempt status in 2014.

MOTION: Council Member Nelson moved **TO AUTHORIZE THE PURCHASE OF A NEW MACK GU812 TRUCK EQUIPPED WITH THE TOWMASTER COMPONENT PACKAGE FOR \$197,661.26 (AFTER JANUARY 1, 2014 TO TAKE ADVANTAGE OF TAX-EXEMPT STATUS).** Council Member Reeves seconded the motion.

Mr. Zuleger pointed out that City is still purchasing under the state contract.

MOTION PASSED 5-0.

REGULAR AGENDA

ITEM 13A: KEATS MSA STREET AND TRUNK WATERMAIN IMPROVEMENTS – ASSESSMENT HEARING ON STREET IMPROVEMENTS AND ADOPTING THE FINAL ASSESSMENT ROLL

City Engineer Griffin provided overview of the Keats Ave. street and trunk watermain improvements. He explained that the street and water are two separate items. Mr. Griffin explained the street portion. The final unit assessment amount for each benefiting property is \$3,400. Mr. Griffin provided overview of notice process and assessment details.

Mayor Pearson asked about who performs the inspection on the work. Mr. Griffin explained that there have been multiple people throughout the project, including himself, Chad Isakson, Ryan Stempski, and Mike Bouthilet as well as the contractor. Throughout the year, they create the checklists. The entire group does the final walkthrough. There is a one year warranty on the work.

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MOTION: Council Member Nelson moved **TO OPEN PUBLIC HEARING**. Council Member Reeves seconded the motion. **MOTION PASSED 5-0. PUBLIC HEARING OPENED AT 7:26PM.**

Rod Sessing 5699 Keats Ave. change the assessment for some properties. He claimed that some owners received more benefits than others; therefore should not be assessed the same amount.

Mr. Griffin explained that the minimal work is done and this was not a culvert replacement project, but instead a street improvement.

Lee Ann Slomkowski 5415 Keats Ave. stated she will never use the watermain. She alleged that she is half a mile away and also thinks that the street portion is high.

MOTION: Council Member Nelson moved **TO CLOSE PUBLIC HEARING**. Council Member Reeves seconded the motion. **MOTION PASSED 5-0. PUBLIC HEARING CLOSED AT 7:30PM.**

Council Member Reeves asked for further explanation on the benefits received. Mr. Griffin reiterated that it was a street project. It is not just a residential road, but a more widely used road. The majority of cost is paid out of state and City funds. Mr. Griffin explained the formula used. Council Member Reeves asked if the Sessing culvert was undisturbed. Mr. Griffin stated that it was. The culverts were discussed. Council Member Smith stated that previous projects have been much higher, and this was not as high as it could be.

Mayor Pearson said he does not believe determining individual assessments would be practical.

MOTION: Council Member Nelson moved **TO APPROVE RESOLUTION NO. 2013-91, ADOPTING THE FINAL ASSESSMENT ROLL FOR THE STREET IMPROVEMENTS FOR THE KEATS MSA STREET AND TRUNK WATERMAIN IMPROVEMENTS**. Council Member Smith seconded the motion.

Council Member Bloyer stated that he is voting for the item because it is the right thing to do despite his reservations.

MOTION PASSED 5-0

ITEM 13B: KEATS MSA STREET AND TRUNK WATERMAIN IMPROVEMENTS – ASSESSMENT HEARING ON WATER IMPROVEMENTS AND ADOPTING THE FINAL ASSESSMENT ROLL

Mr. Griffin provided overview of the water improvement portion. The Project is substantially complete and the special assessments for this project were established as fixed amounts for a trunk watermain extension. Therefore the unit assessments remain unchanged with the final project costs. Preliminary \$5,800 assessment. \$2,900 final unit assessment for each benefiting property and balance due at time of connection.

MOTION: Council Member Reeves moved **TO OPEN PUBLIC HEARING**. Council Member Nelson seconded the motion. **MOTION PASSED 5-0. PUBLIC HEARING OPENED AT 7:39PM.**

George Crocker 5093 Keats Ave. presented his formal objection to water assessment. He read his letter to the council [entered into record as packet agenda attachment].

MOTION: Council Member Reeves moved **TO CLOSE PUBLIC HEARING**. Council Member Smith seconded the motion. **MOTION PASSED 5-0. PUBLIC HEARING CLOSED AT 7:46PM.**

Council Member Smith spoke about the previous discussions about city wide water system. When city knew it would have to grow, it cannot expect to put in single wells for each property. It is impractical. The benefit is received by entire city. Ms. Smith stated the values of individual wells are not threatened. 5000 additional wells would have a more severe effect on ground water supply.

Council Member Reeves asked about well impact on groundwater. Mr. Griffin explained the extensive testing that the city has conducted. There is no negative impact on surrounding wells. Mr. Reeves wants to make sure that the city has effectively looked at the impact. Mr. Griffin assured him that the City has.

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Ms. Smith asked Mr. Griffin to further explain Ms. Slomkowski's issues. Mr. Griffin said her property was always part of plan. Council has previously discussed how to deal with distant properties. The half assessment was part of that decision.

Mayor Pearson noted insurance benefit as well as additional benefits of proximity to water. Mr. Reeves clarified that the access to the hydrant is a benefit. City Attorney Snyder explained the assessments can actually exceed the cost of the work. It is actually the value of the benefit that can be assessed. At times the benefit can exceed the cost of the project. That is not the case here. The city's portion is about 95% of the cost.

Mr. Sessing thanked council for splitting assessment. He asked that the water improvements be registered so that owners can receive insurance benefit.

MOTION: Council Member Reeves moved TO APPROVE RESOLUTION NO. 2013-92, ADOPTING THE FINAL ASSESSMENT ROLL FOR THE WATERMAIN IMPROVEMENTS FOR THE KEATS MSA STREET AND TRUNK WATERMAIN IMPROVEMENTS. Council Member Smith seconded the motion.

Council Member Bloyer stated that he was not pleased with how the City got here. He voiced his concerns over past planning and failures in development. Council Member Smith reminded everyone that 10 years ago was very different time and situation for the city. The attitude was how to comply with the MOU. City did the best that they could at the time. Council Member Nelson stated that all the future properties in the south will be paying the \$5800 going forward. It is not always going to be fair to everyone.

MOTION PASSED 5-0

ITEM 14: LAKE ELMO AVENUE TRUNK WATERMAIN IMPROVEMENTS – RESOLUTION RECEIVING FEASIBILITY REPORT AND CALLING HEARING ON IMPROVEMENT

City engineer Griffin provided overview of the Lake Elmo trunk watermain project. The proposed improvements include the extension of trunk watermain along Lake Elmo Avenue, from the existing Village water system, south approximately 2.5 miles to the future intersection location of Lake Elmo Avenue and 5th Street. The improvements are identified for construction in 2014 and are consistent with the draft capital improvement plan.

Individual home service stubs and fire hydrants will be installed as a part of the project as the trunk watermain is extended past existing residential properties. The improvements will benefit the property owners by providing them the opportunity to connect to the municipal water system and will provide increased fire protection for the property. Council Member Nelson asked about whether pipe will be installed in street or on grass. Mr. Griffin stated it will be in the street along the lake and in grass after where it can.

Mr. Griffin stated that this project has been planned for a while, but timing has never been decided. Three recent requests for water from developers is why project is now being brought forward.

Mr. Griffin explained that the project area includes 44 properties, but only 35 assessments (32 resident properties (1 unit each) and 1 commercial property (3 units)) for properties benefiting from the proposed improvements. Proposed cost is \$2.9 million. Mr. Griffin explained the potential development revenue for each of the proposed developments.

The recommendation is for 35 properties assessed at \$2,900, with an additional \$2,900 lateral benefit charge deferred until the property chooses to connect to the water system. Payable over 15 years. He explained additional owner costs and City costs for service stubs installation. He also explained benefits and provided an overview of the schedule and noted important decision points. This is a council initiated project. Project as proposed has a capacity for 400 additional RECs until a water tower is needed.

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Council Member Reeves appreciated being a part of the process from the beginning. It affords him a better understanding.

Mayor Pearson asked if these properties were as far back as Keats how they got the split assess. Mr. Griffin said they are much closer. Requiring developments to connect was discussed.

Mr. Reeves asked if City can vary from the \$2,900. Mr. Griffin said yes. He explained how he suggested the \$5,800 for the previous assessments, but council at the time elected for the \$2,900. He reminded council of Attorney Snyder's comment that the city can actually assess the benefit value. Many properties will have much higher costs when system is extended into residential areas.

Council Member Nelson asked about when Council can expect preliminary plats on the proposed developments. Mr. Nelson is concerned that the developments actually happen. City Administrator Zuleger said the city expects to see plats this winter. City staff is being very conservative and cautious to protect the City from additional water debt. Things are happening in the natural course.

MOTION: Council Member *Smith* moved **TO ADOPT RESOLUTION NO. 2013-93, RECEIVING THE FEASIBILITY REPORT AND CALLING HEARING ON LAKE ELMO AVENUE TRUNK WATERMAIN IMPROVEMENTS.** Council Member *Bloyer* seconded the motion.

The assessment amount was discussed. If council wants the higher assessment amount, the motion should be amended.

COUNCIL MEMBER SMITH WITHDREW HER MOTION.

MOTION: *Smith* moved **TO ADOPT RESOLUTION NO. 2013-93, RECEIVING THE FEASIBILITY REPORT AND CALLING HEARING ON LAKE ELMO AVENUE TRUNK WATERMAIN IMPROVEMENTS WITH AN ASSESSMENT OF \$5800.** Mayor *Pearson* seconded the motion.

The assessment amount was further discussed. Council consensus was that going forward the \$5,800 standard should be used.

MOTION PASSED 4-1 (BLOYER – NAY).

ITEM 15: APPROVE RESOLUTION NO. 2013-94, A RESOLUTION GRANTING ASSESSMENT DEFERRAL FOR HARDSHIP TO ELIGIBLE PROPERTIES

City Clerk Bell provided overview of the assessment deferment process and explained the applications the City had received to date. This was in regards to the 2012 Street and Water Quality Improvements in the Demontreville area. He noted that one of the applicants has since withdrawn their request. Council is expected to review the eligibility every 3-5 years. Mr. Bell explained that the approval is subject to staff verification of eligibility.

MOTION: Council Member *Smith* moved **TO APPROVE RESOLUTION NO. 2013-94, A RESOLUTION GRANTING ASSESSMENT DEFERRAL FOR HARDSHIP TO ELIGIBLE PROPERTIES PENDING ELIGIBILITY VERIFICATION.** Council Member *Nelson* seconded the motion. ***MOTION PASSED 5-0.***

ITEM 16: CONSIDER PARKS COMMISSION APPOINTMENT

City Clerk Bell provided the background of the interview and appointment process. He noted that one of the applicants has since withdrawn his application.

MOTION: Council Member *Bloyer* moved **TO POSTPONE UNTIL BLOYER CAN SPEAK WITH APPLICANT.** Council Member *Nelson* seconded the motion.

Council Member *Smith* expressed her comfort with the appointment after receiving council feedback.

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MOTION FAILED 2-3 (SMITH, PEARSON, AND REEVES – NAY)

MOTION: Council Member Smith moved **TO APPOINT MARY FRICK OF 2773 LISBON AVE N AS 2ND ALTERNATE ON THE LAKE ELMO PARKS COMMISSION, EFFECTIVE IMMEDIATELY.** Council Member Reeves seconded the motion. **MOTION PASSED 4-0-1 (BLOYER ABSTAIN).**

Council Member Reeves congratulated Mary Frick. He thought all the candidates were great.

ITEM 18: DIEDRICH/REIDER PROPERTY COMPREHENSIVE PLAN AMENDMENT

Planning Director Klatt provided overview of the comp plan amend application. It involves a change to the future land use designation of property (PID 36.029.21.32.0002) north of Interstate 94 and east of Lake Elmo Avenue from High Density Residential (HDR) to Medium Density Residential (MDR). This property is located within the I-94 Corridor Planning Area and was therefore part of the area that was included in the last comprehensive plan update approved by the City. The property is presently under contract for purchase by Pratt Homes. Pratt would like to develop the property as a single attached/detached residential townhome development at a density that is much lower than the future land use guidance of HDR (7.5 to 15 units per acre) that was approved as part of the comprehensive plan update.

Council Member Smith asked about the comp plan amendment. The status of the comp plan amendment was discussed. The upcoming meeting with the met council was also discussed. The final adoption is scheduled for 12/7.

MOTION: Council Member Nelson moved **TO ADOPT RESOLUTION NO. 2013-96, APPROVING THE REQUEST BY TAMMY DIEDRICH AND GARY REIDER TO AMEND THE LAKE ELMO COMPREHENSIVE PLAN.** Council Member Smith seconded the motion. **MOTION PASSED 5-0.**

MEETING RECESSED AT 8:51PM

MEETING RECONVENED AT 8:58PM

ITEM 19: LAKE ELMO DESIGN STANDARDS MANUAL

City Planner Johnson presented the Design Standards Manual. Staff has worked with Planning Commission for more than a year on standards. Planning Commission unanimously recommended adoption. Mr. Johnson explained the purpose of adoption. Mr. Johnson noted there are already some existing standards located in City Code § 154.555 that would be replaced by referring to the manual.

Mr. Johnson explained the process of the development of standards and the review authority. It included seven Planning Commission meetings. A stakeholder workshop was also held. Two perfecting amendments were included.

Council Member Smith stated that she had some concerns but overall likes the manual.

Council Member Bloyer asked about competing communities and what they have for standards. Mr. Johnson explained Woodbury's standards and what was used. The manual format is new trend. Most cities still have a codified version.

Council Member Reeves asked about the Building Design requirements for windows or doors on all sides of building. This requirement being too onerous was discussed. The issue of whether the standards should be in a manual or codified was discussed.

Council Member Nelson asked for clarification on the lighting requirements. Mr. Johnson stated there are no conflicts. Mr. Bloyer asked about the design review. Mr. Johnson stated that the intention is to be ahead of development.

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Ms. Smith asked about what will happen to the placeholders currently in the code and the impact of the village mixed use dist. Mr. Johnson said that eventually each district will include the standards by reference.

Mr. Nelson asked about the term “simulated” materials. He would like greater clarity provided. City Administrator Zuleger noted that the language provides a bit more flexibility. It was agreed that some examples should be provided.

The question of whether these standards should be codified or in a manual form was further discussed. A manual would be able to be changed much more easily; another advantage is that the manual can include pictures; City Attorney Snyder noted that the flexibility would be good when first starting out. All Council members expressed some reservations with some specifics, but overall were supportive of the manual. Perhaps guidelines as opposed to standards where applicable would be a better approach.

Whether the Council should have a workshop on this item was discussed. Mayor Pearson and Council Members Nelson, Reeves, and Bloyer were all in favor of this. Council Member Smith does not want to wordsmith the document. Mr. Zuleger encouraged Council to pass the mixed use zoning ordinance tonight so that the village growth does not fall further behind the I94 area. Mr. Reeves wants to make sure that what is passed is thoroughly analyzed by the council. He also does not want to wordsmith the document or dismiss the work that the Planning Commission has already done, but he wants to be diligent in substantive analysis.

MOTION: Council Member Nelson moved TO POSTPONE ITEMS 19 AND 20 UNTIL THE 11/12 COUNCIL WORKSHOP. Council Member Reeves seconded the motion. MOTION PASSED 5-0.

ITEM 20: DESIGN REVIEW ORDINANCE

POSTPONED TO 11/12 WORKSHOP

ITEM 17: VMX – VILLAGE MIXED USE DISTRICT ZONING TEXT AMENDMENT

Klatt presented the proposed ordinance. The VMX ordinance has been drafted in order to help implement the recently adopted land use plan for Village Planning Area. The intent of the VMX ordinance is to facilitate development that is consistent with a compact, walk-able environment that builds upon the historical land use patterns of the Village. It has also been designed to allow a wide range of uses and activities and encourages the mixing of different use types. The ordinance includes standards for specific development types with provisions that address the unique character of the Village.

In general, the proposed ordinance standards will allow a much higher degree of flexibility for building and activity in the Village than is presently permitted under current ordinances. There are presently three distinct districts in the Village for commercial, residential, and public development, and none of these districts are structured in a manner that is consistent with the goals and objectives of the Comprehensive Plan. By creating a new VMX district within the Village Planning Area, the City will better be able to plan for future development that meets the objectives of the Village Land Use Plan.

The reference to the Master Plan was discussed. It was explained that it was a document that was accepted by the Council in 2007. Council Member Smith asked about the sliver of zoning on the map. Mr. Klatt explained that it would be revisited at a later point as a perfecting amendment. Ms. Smith also asked about public facility zoning. Mr. Klatt stated that those areas will be guided as public uses, but the mixed use allows greater flexibility. Discussion of how that zone would be changed. It would be changed at a future date if needed.

Council Member Bloyer asked about page 7 (E) regarding screening. Mr. Klatt said Lake Elmo repair would be grandfathered in.

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The issue of repairs and maintenance and the term remodeling was discussed. When staff review would be required was explained. Building permit review would be the applicable time. Mr. Boyer wants all of § 154.506 struck from the ordinance. Council Member Nelson asked if the entire building is placed under review if there is an addition. Staff said that is not the intent. Just the expansion would be subject to the standards.

Mayor Pearson asked about page 9 (b)(2)(a)- how is that criteria and economic feasibility determined? Mr. Klatt said the Council would make determination upon recommendation by the Planning Commission. City Administrator Zuleger stated that there is some trust in staff needed. The appropriateness of review of what an owner wants to do with their property was discussed.

MOTION: Council Member Smith moved TO APPROVE ORDINANCE 08-091, AMENDING CHAPTER 154 OF THE CITY CODE AND ADDING THE VMX VILLAGE MIXED USE DISTRICT TO THE ZONING ORDINANCE. Council Member Reeves seconded the motion.

Council Member Boyer wants to remove entire review and demolition section. Does not believe anyone should have to justify the demolition. Council Member Reeves asked for the purpose. Mr. Klatt explained this creates the process for what is reviewed and to protect properties that the City wants to preserve. Mr. Boyer asked about when a modification would have to come before the council or commission. Mr. Klatt said that most would just be reviewed by staff.

MOTION: Council Member Boyer moved TO AMEND ORDINANCE BY STRIKING ALL OF 154.506. MOTION FAILED FOR LACK OF SECOND.

MOTION: Council Member Nelson moved TO AMEND ORDINANCE BY STRIKING REFERENCES TO DEMOLITION REVIEW IN 154.506. Council Member Boyer seconded the motion.

Mr. Klatt presented what the amendment would look like as amended. What properties would be covered by this was discussed. Mr. Klatt explained what the options were for preservation of certain properties. The character of the village was debated. Mayor Pearson expressed his concern about discouraging what people can do with their property. Mr. Reeves suggested that at the design standards point the council can determine what is wanted to be protected.

Mayor Pearson asked about how a property would become historical. Mr. Klatt provided explanation of how properties are designated historical. The village would probably be better suited for individual properties as opposed to district wide.

Mr. Nelson asked about the professional review requirement. Mr. Klatt explained that it is for the possibility of where review would be beyond the expertise of the staff. When the review would apply was discussed. Mr. Klatt stated that it is the enforcement aspect that is needed.

MOTION TO AMEND PASSED 4-1 (SMITH - NAY).

Council Member Nelson asked about recovering the cost if over \$1000. City Administrator Zuleger explained that everything done is now cost recoverable.

Council Member Boyer asked if the amendment included limiting remodeling review where the footprint of the building is changed.

MOTION: Council Member Boyer moved TO AMEND THE ORDINANCE TO LIMIT REMODELING REVIEW WHERE THE FOOTPRINT WAS CHANGED. Council Member Nelson seconded the motion. MOTION PASSED 3-2 (SMITH AND REEVES - NAY).

ORIGINAL MOTION AS AMENDED PASSED 4-1 (SMITH - NAY).

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MOTION: Council Member Bloyer moved **TO APPROVE RESOLUTION NO. 2013-95, AUTHORIZING SUMMARY PUBLICATION OF ORDINANCE 08-091**. Council Member Reeves seconded the motion. **MOTION PASSED 5-0.**

ITEM 21: PARKS COMMISSION MISSION STATEMENT

Council Member Reeves explained the changes and purpose for the change. He explained the new language. The proposed amendment better reflects the Parks Commission role and responsibilities.

MOTION: Smith moved **TO APPROVE ORDINANCE 08-092, RATIFYING A NEW MISSION STATEMENT FOR THE LAKE ELMO PARKS COMMISSION**. Council Member Reeves seconded the motion.

Council Member Smith thanked Council Member Reeves for his work and getting the Commission to move forward. Mr. Reeves shared the credit with Administrator Zuleger and Alyssa MacLeod, but most importantly to the Commission. Ms. Smith also extended credit to Mr. Zuleger and Ms. MacLeod.

MOTION PASSED 5-0.

ITEM 22: FEASIBILITY STUDY FOR LAKE ELMO REGIONAL TRAIL

City Administrator Zuleger explained the trail committee's work on implementing the Lake Elmo Trail Plan. The first project is the east-west trail from Oakdale to downtown. Request is for using park funds for a feasibility study not to exceed \$12,000. Chairman Weis has been a leader on this.

MOTION: Council Member Reeves moved **TO APPROVE THE ALLOCATION OF PARKLAND DEDICATION FUNDS, NOT TO EXCEED \$12,000 FOR A STUDY TO DETERMINE THE FEASIBILITY OF AN EAST-WEST REGIONAL TRAIL CONNECTING OAKDALE TO THE STILLWATER SENIOR HIGH SCHOOL IN REASONABLE PROXIMITY TO THE HIGHWAY 5 CORRIDOR**. Council Member Smith seconded the motion. **MOTION PASSED 4-1 (BLOYER – NAY).**

SUMMARY REPORTS AND ANNOUNCEMENTS

City Administrator Zuleger: staff adopted a theory of success at retreat. The status of the plan of work was presented.

City Attorney Snyder: no report

Planning Director Klatt: 11/18 at 4pm Met Council approval on 12/11.

City Engineer Griffin: No report

City Planner Johnson: No report

City Clerk Bell: reported on the successful ISD 834 election. Thanked the election judges for all their hard work in making it run smoothly and incident free.

Council Member Smith noted her pleasure for the recent installation of the quiet tracks on the railroad.

Mayor Pearson adjourned the meeting at 10:56PM.

LAKE ELMO CITY COUNCIL

ATTEST:

Mike Pearson, Mayor

Adam R. Bell, City Clerk