

**CITY OF LAKE ELMO  
CITY COUNCIL MINUTES  
DECEMBER 19, 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 Justin Bloyer

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

**APPROVAL OF AGENDA**

*Councilmember Lundgren, seconded by Councilmember Nelson moved TO APPROVE THE AGENDA AS PRESENTED. Motion passed 4 – 0.*

**ACCEPT MINUTES**

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

**PUBLIC COMMENTS/INQUIRIES**

Virginia Pleban, 8245 59<sup>th</sup> Street North, commented on the street width and traffic on Lake Elmo Avenue in the downtown area.

**PRESENTATIONS**

None

**CONSENT AGENDA**

2. Approve Payment of Disbursements
3. Accept November 2017 Assessor's Report
4. Accept November 2017 Building Department Report
5. Accept November 2017 Fire Department Report
6. Accept November 2017 Public Works Department Report
7. Approve Withdrawal from Gateway Corridor Commission-Resolution No 2017-139
8. Inwood Booster Station – Approve Change Order No. 5 & Compensating Change Order No. 6
9. Inwood Booster Station – Accept Improvements and Approve Pay Request No. 9 (FINAL)
10. Village Preserve 1st and 2nd Additions – Accept Improvements and Approve Reduction of Security
11. Approve Hiring of Public Works Operator

12. Approve Century College Customized Training Contract for Lake Elmo Fire
13. Approve Amendment to MNDOT Agreement 03330-Resolution 2017-140

*Councilmember Nelson, seconded by Mayor Pearson, moved TO APPROVE THE CONSENT AGENDA AS PRESENTED. Motion passed 4 - 0.*

**ITEM 14: Comprehensive Plan Amendment, Zoning Text Amendment, and Zoning Map Amendment for Closed Landfill**

Planning Director Becker provided background information on the location of the closed landfill and reviewed the proposed comprehensive plan and zoning amendments.

*Councilmember Nelson, seconded by Councilmember Lundgren, MOVED TO APPROVE OF AN AMENDMENT TO THE CITY'S COMPREHENSIVE PLAN'S LAND USE PLAN, ADDING A CLOSED LANDFILL RESTRICTED LAND USE CATEGORY AS PROPOSED BY STAFF AND RE-GUIDING PORTIONS OF PID#S 10-029-21-33-0001, 10-029-21-34-0001, 15-292-12-10-0003 AS SHOWN IN THE SURVEY DATED AUGUST 18, 2017 FROM PUBLIC/PARK TO CLOSED LANDFILL RESTRICTED AND ALL OF PID# 15-292-12-10-20-001 FROM RURAL AREA DEVELOPMENT TO CLOSED LANDFILL RESTRICTED. Motion passed 4 – 0.*

*Councilmember Lundgren, seconded by Mayor Pearson, moved TO APPROVE OF A ZONING TEXT AMENDMENT TO THE CITY'S CODE, ADDING A DEFINITION TO SECTION 154.012 OF CLOSED LANDFILL MANAGEMENT AND ADDING ARTICLE XIX: CLOSED LANDFILL RESTRICTED AS PROPOSED BY STAFF.*

*Councilmember Fliflet, seconded by Councilmember Lundgren, moved TO AMEND THE PRIMARY MOTION BY STRIKING SOLAR GARDENS. Motion passed 4 – 0. Primary motion passed 4 – 0.*

*Mayor Pearson, seconded by Councilmember Fliflet, moved TO APPROVE OF THE PROPOSED ZONING MAP AMENDMENT REZONING PORTIONS OF PID#S 10-029-21-33-0001, 10-029-21-34-0001, 15-292-12-10-0003 AS SHOWN IN THE SURVEY DATED AUGUST 18, 2017 FROM PUBLIC/PARK TO CLOSED LANDFILL RESTRICTED AND ALL OF PID# 15-292-12-10-20-001 FROM AGRICULTURAL TO CLOSED LANDFILL RESTRICTED. Motion passed 4 – 0.*

*Councilmember Lundgren, seconded by Councilmember Nelson, moved TO APPROVE PAYMENT OF ADDITIONAL COST OF \$1,710 FOR COMPLETION OF THE SURVEY FOR A LOT LINE ADJUSTMENT FOR PID #S 10-029-21-33-0001, 10-029-21-34-0001, 15-292-12-10-0003. Motion failed 0 – 4.*

**ITEM 15: Sign Ordinance Revisions**

Planning Director Becker proposed revisions to the sign ordinance prepared as a result of discussions held at a City Council workshop and review by the Planning Commission.

***Councilmember Nelson, seconded by Mayor Pearson, moved TO ADOPT ORDINANCE 08-192 APPROVING PROPOSED AMENDMENTS TO THE CITY'S SIGN REGULATIONS. Motion failed 2 – 2. (Fliflet, Lundgren – nay)***

Councilmember Fliflet stated that the current ordinance and variance process serve the City well. Councilmember Lundgren expressed concern regarding setbacks.

**ITEM 16: Easton Village 3<sup>rd</sup> Addition Developer Agreement Amendment**

Planning Director Becker reviewed the proposed amendments to the Developer Agreement for Easton Village 3<sup>rd</sup> Addition to allow building permits to be issued prior to installation of sidewalks. Tom Wolter of Chase Development explained the difficulties and disadvantages associated with installing sidewalks in the winter.

***Councilmember Nelson, seconded by Councilmember Lundgren, moved TO ADOPT RESOLUTION 2017-142 APPROVING THE REQUEST TO AMEND EASTON VILLAGE 3<sup>RD</sup> ADDITIONAL DEVELOPMENT AGREEMENT TO ALLOW BUILDING PERMITS TO BE RELEASED PRIOR TO INSTALLATION OF SIDEWALKS. Motion passed 4 – 0.***

***Councilmember Lundgren, seconded by Councilmember Fliflet, moved TO AMEND THE DEVELOPMENT AGREEMENT TEMPLATE WITH EDITS REGARDING BUILDING PERMIT RELEASE PRIOR TO THE INSTALLATION OF SIDEWALKS AS PROPOSED TO THE EASTON VILLAGE 3<sup>RD</sup> ADDITION DEVELOPMENT AGREEMENT. Motion passed 4 – 0.***

**ITEM 17: 2018-2022 Capital Improvement Plan**

Administrator Handt presented an overview of the process, funding sources and priorities in the Capital Improvement Plan.

***Councilmember Nelson, seconded by Mayor Pearson, moved TO APPROVE THE 2018-2022 CAPITAL IMPROVEMENT PLAN.***

Discussion held regarding Public Works items and ball field improvements.

***Mayor Pearson, seconded by Councilmember Nelson, moved TO AMEND THE PRIMARY MOTION TO ADD TO PR-017 THAT WITH THE \$1M FROM ROYAL GOLF, BALL FIELDS WILL BE CONSTRUCTED OR REFURBISHED. Motion passed 3 – 1. (Fliflet – nay) Primary motion passed 3 – 1. (Fliflet – nay)***

**ITEM 18: 2018 Regular Meeting Schedule**

Brief discussion held regarding cancelling the January 2, 2018 meeting due to planned Councilmember absences.

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***Councilmember Nelson, seconded by Mayor Pearson, moved TO APPROVE THE PROPOSED 2018 MEETING CALENDAR. Motion passed 3 – 0 – 1. (Fliflet – abstain)***

**ITEM 19: Prosecution Services**

City Administrator Handt stated that two Councilmember have requested this item be brought forward from a work session for Council consideration.

***Councilmember Lundgren, seconded by Councilmember Fliflet, moved TO DIRECT STAFF TO CONTACT THE PROPOSERS FROM THE LAST RFP POSTING TO SEE IF THEIR PROPOSALS ARE STILL VALID. Motion failed 2 – 2. (Pearson, Nelson – nay)***

**COUNCIL REPORTS**

**Mayor Pearson:** Attended a Rotary meeting, spoke with taxpayers, attended Arbor Glen open house and blood drive at Zignego Insurance, recognized Rolf Larson and Todd Williams for their service on the Planning Commission, announced an award won by Washington County for the downtown Lake Elmo project.

**Councilmember Nelson:** Fielded calls from residents.

**Councilmember Lundgren:** Attended Planning Commission meeting.

**Councilmember Fliflet:** Recognized Todd Williams and Rolf Larson for their service on the Planning Commission and recognized the outgoing Library Board for their service.

**STAFF REPORTS AND ANNOUNCEMENTS**

**Administrator Handt:** Noted applications for Commission appointments are due December 22<sup>nd</sup>, City Hall holiday closure and staff move to the Brookfield building.

**City Attorney Sonsalla:** Working on documents for Hidden Meadows and Easton Village.

**City Engineer Griffin:** Clarified that the City was also a recipient of the award from the American Public Works Association for the downtown project along with Washington County.

Meeting adjourned at 9:03 p.m.

**LAKE ELMO CITY COUNCIL**

ATTEST:

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Mike Pearson, Mayor

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Julie Johnson, City Clerk