

**CITY OF LAKE ELMO
CITY COUNCIL MINUTES
MAY 15, 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, Jill Lundgren and Christine Nelson **ABSENT:** Councilmember Julie Fliflet

Staff present: Administrator Handt, City Attorney Sonsalla, Finance Consultant Swanson, Assistant Administrator Foster, City Engineer Griffin, Planning Director Becker, City Planner Prchal and City Clerk Johnson.

APPROVAL OF AGENDA

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

ACCEPT MINUTES

Minutes of the May 1, 2018 Regular Meeting were accepted as presented.

PUBLIC COMMENTS/INQUIRIES

None

PRESENTATIONS

None

CONSENT AGENDA

2. Approve Payment of Disbursements and Payroll
3. Accept Building Department April 2018 Report
4. Accept Fire Department April 2018 Report
5. Accept Public Works April 2018 Report
6. Accept 1st Quarter Financials
7. Approve Assessing Services Agreement with Washington County
8. Approve Summer Newsletter
9. Approve Lease with Roccos Pizza for Space in Brookfield Building
10. Approve 2018 Seal Coat Project West Lakeland & Denmark Township Joint Services Agreement.
11. Accept Bids and Award Contract for 2018 Seal Coat Project – *Resolution 2018-048*

12. Accept Improvements and Approve Security Reduction –Easton Village 1st Addition.
13. Approve County Cooperative Agreement Payment No. 3 for CSAH15/50th Street Traffic Signal
14. Approve Royal Golf Security Reduction
15. Accept Resignation of Firefighter Paul Jorgenson

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

ITEM 16: Old Village Phase 4 Street & Utility Improvements –Public Improvement and Final Assessment Hearing

City Engineer Griffin presented the scope of the proposed improvements, project schedule, proposed assessment amounts and park/trail improvements.

Councilmember Bloyer, seconded by Councilmember Lundgren, moved TO OPEN THE PUBLIC HEARING ON PUBLIC IMPROVEMENT AND FINAL ASSESSMENTS. Motion passed 4 – 0.

Susan Prokosh, 11240 32nd Street North, inquired about the number of SAC units assigned to her duplex at 11223 32nd Street North.

John Schiltz, Lake Elmo Inn Event Center, 3712 Layton Avenue North, commented on reduction of parking at the Event Center and questioned the increase in value the project would bring to his property.

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO CLOSE THE PUBLIC HEARING. Motion passed 4 – 0.

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO ADOPT RESOLUTION 2018-049 ORDERING THE IMPROVEMENTS FOR THE OLD VILLAGE PHASE 4 STREET, DRAINAGE AND UTILITY IMPROVEMENTS.

Councilmember Lundgren, seconded by Councilmember Bloyer, moved TO AMEND THE PRIMARY MOTION TO DIRECT STAFF TO REVISE THE PROJECT PLAN TO INCLUDE RIGHT ANGLE PARKING ON LAYTON AVENUE AT THE LAKE ELMO EVENT CENTER. Motion failed 0 – 4.

Primary motion passed 4 – 0.

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO ADOPT RESOLUTION 2018-050 ADOPTIONG THE FINAL ASSESSMENT ROLL FOR THE OLD VILLAGE PHASE 4 STREET, DRAINAGE AND UTILITY IMPROVEMENTS.

Discussion held concerning potential alterations to the project plan.

Councilmember Bloyer, seconded by Mayor Pearson, moved TO TABLE THE CURRENT MOTION TO THE JUNE 5, 2018 MEETING. Motion passed 4 – 0.

ITEM 17: Old Village Phase 4 Street & Utility Improvements – Accept Bids and Award Contract

City Engineer Griffin provided an overview of the bids received for the project. Discussion was held concerning the parking on Layton Avenue at the Lake Elmo Inn Event Center and potentially altering the project to exclude two properties on Layton Avenue.

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO TABLE ACCEPTANCE OF BIDS TO THE NEXT COUNCIL MEETING. Motion passed 4 – 0.

ITEM 18: 2018 Street Improvements – Accept Bids and Award Contract

City Engineer Griffin reviewed the bids received and project breakdown.

Councilmember Bloyer, seconded by Councilmember Lundgren, moved TO ADOPT RESOLUTION 2018-051 ACCEPTING BIDS AND AWARDING A CONTRACT TO VALLEY PAVING, INC. IN THE AMOUNT OF \$1,043,136.70 FOR THE 2018 STREET IMPROVEMENTS; AND TO AUTHORIZE THE CITY ADMINISTRATOR TO ENTER INTO A MATERIAL TESTING CONTRACT IN THE NOT TO EXCEED AMOUNT OF \$20,000. Motion passed 4 – 0.

ITEM 19: Updated Purchasing Policy

Finance Consultant Swanson presented the updated Purchasing Policy prepared by staff and the Finance Committee.

Mayor Pearson, seconded by Councilmember Bloyer, moved TO APPROVE THE REVISED PURCHASING POLICY DATED MAY 15, 2018 WITH THE DELETION OF THE PERCENTAGE LIMIT IN THE CHANGE ORDERS SECTION. Motion passed 3 – 0 – 1. (Lundgren – present)

ITEM 20: 9369 Jane Road Variance

City Planner Prchal reviewed the request for a variance to allow construction of an addition to the home for a side loading garage, reconfiguration of the driveway and a deck on the rear of the home. Prchal also reviewed findings and conditions for approval.

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO ADOPT RESOLUTION 2018-052 APPROVING THE REQUEST FOR SHORELAND VARIANCES FROM THE MINIMUM STRUCTURE SETBACK FROM THE ORDINARY HIGH WATER LEVEL, SIDE YARD SETBACK, FRONT YARD SETBACK AND MAXIMUM IMPERVIOUS SURFACE STANDARDS, SUBJECT TO CONDITIONS OF APPROVAL 1, 2, 3, 4, AND 5 IDENTIFIED BY STAFF. Motion passed 4 – 0.

ITEM 21: Golf Cart Ordinance

City Planner Prchal presented a proposed ordinance to allow operation of golf carts on public streets within the City and reviewed comments from the Public Safety Committee.

Mayor Pearson, seconded by Councilmember Bloyer, moved TO ADOPT ORDINANCE 08-209 ADDING NEW LANGUAGE AS IT APPLIES TO THE ALLOWANCE OF GOLF CARTS ON CITY STREETS IN THE GCC ZONING DISTRICT WITHIN THE CITY OF LAKE ELMO.

Councilmember Bloyer, seconded by Councilmember Lundgren, moved TO AMEND ORDINANCE 08-209 TO STRIKE PARAGRAPH D1. Motion passed 4 – 0.

Councilmember Bloyer, seconded by Councilmember Lundgren, moved TO AMEND ORDINANCE 08-209 TO STRIKE PARAGRAPH G3. Motion passed 3 – 1. (Pearson – nay)

Councilmember Bloyer, seconded by Councilmember Lundgren, moved TO AMEND ORDINANCE 08-209 TO STRIKE PARAGRAPHS G8 AND G9. Motion passed 4 – 0.

Mayor Pearson, seconded by Councilmember Bloyer, moved TO TABLE AGENDA ITEM 21. Motion passed 4 – 0.

Robert Weyer, 4259 Ivy Ct., commented in support of the use of golf carts on City streets.

Scott Richie, 8720 42nd St. N., commented that he has been using his golf cart on City streets and would like to be able to continue that use.

Jean Olinger, 9057 Lake Jane Tr., stated that she and family members have been using golf carts for years and they are a great convenience.

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO PULL AGENDA ITEM 21 OFF THE TABLE. Motion passed 4 – 0.

Councilmember Bloyer, seconded by Councilmember Lundgren, moved TO DIRECT STAFF TO REWRITE SECTION I TO ALLOW GOLF CARTS ON LOCAL STREETS WITH A SPEED LIMIT OF 30 MPH OR LESS CITYWIDE IN LAKE ELMO. Motion passed 4 – 0.

Primary motion passed 4 – 0.

Mayor Pearson, seconded by Councilmember Nelson, moved TO ADOPT ORDINANCE 08-210 AMENDING THE CITY'S FEE SCHEDULE TO ADD A GOLF CART PERMIT FEE. Motion passed 4 – 0.

Mayor Pearson, seconded by Councilmember Nelson, moved TO ADOPT RESOLUTION 2018-053 AUTHORIZING SUMMARY PUBLICATION OF ORDINANCE 08-209 AND ORDINANCE 08-210. Motion passed 4 – 0.

ITEM 22: 2040 Comprehensive Plan Extension Request

Planning Director Becker explained the need for an extension of time from the Metropolitan Council for submission of the City's 2040 Comprehensive Plan.

Councilmember Nelson, seconded by Councilmember Bloyer, moved TO ADOPT RESOLUTION 2018-054 REQUESTING ADDITIONAL TIME WITHIN WHICH TO COMPLETE THE COMPREHENSIVE PLAN DECENNIAL REVIEW OBLIGATIONS. Motion passed 3 – 1. (Lundgren – nay)

ITEM 23: Accessory Structure Ordinance Update

Planning Director Becker reviewed proposed updates to the accessory structure ordinance that would exempt ground mount solar energy systems.

Councilmember Bloyer, seconded by Councilmember Nelson, moved TO ADOPT ORDINANCE 08-210 APPROVING AMENDMENTS TO THE ACCESSORY STRUCTURE ORDINANCE EXEMPTING SOLAR ENERGY SYSTEMS AND STORAGE OR TOOL

SHEDS FROM THE SIZE AND NUMBER REQUIREMENTS IN RESIDENTIAL DISTRICTS AND SPECIFYING THE DEFINITION OF AND ALLOWANCES FOR AGRICULTURAL BUILDINGS. Motion passed 4 – 0.

Councilmember Bloyer, seconded by Mayor Pearson, moved TO ADOPT RESOLUTION 2018-055 AUTHORIZING SUMMARY PUBLICATION OF ORDINANCE 08-210. Motion passed 4 – 0.

ITEM 24: Easton Village 4th Addition Final Plat

Planning Director Becker reviewed the proposed final plat for Easton Village 4th Addition and the recommended conditions of approval.

Councilmember Bloyer, seconded by Councilmember Lundgren, moved TO ADOPT RESOLUTION 2018-056 APPROVING THE EASTON VILLAGE 4TH ADDITION FINAL PLAT WITH 10 CONDITIONS OF APPROVAL. Motion passed 4 – 0.

ITEM 25: Easton Village 4th Addition Development Agreement

Planning Director Becker provided a brief overview of the proposed Development Agreement for Easton Village 4th Addition.

Councilmember Bloyer, seconded by Councilmember Lundgren, moved TO ADOPT RESOLUTION 2018-057 APPROVING THE DEVELOPMENT AGREEMENT FOR EASTON VILLAGE 4TH ADDITION FINAL PLAT. Motion passed 4 – 0.

COUNCIL REPORTS

Mayor Pearson: Attended Hagberg's grand re-opening.

Councilmember Nelson: Attended Hagberg's grand re-opening and announced grand opening of the Sally Manzara Nature Center on June 2nd from 10:00 a.m. to 2:00 p.m.

Councilmember Lundgren: Attended the Fire Relief meeting.

Councilmember Bloyer: No report

STAFF REPORTS AND ANNOUNCEMENTS

Administrator Handt: Beginning work on the 2019 budget, meeting with stage agencies regarding water issues and noted that Brian Swanson would be leaving employment with the City's Finance Department soon.

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City Attorney Sonsalla: Working on Easton Village 4th Addition document review and Royal Golf 2nd Addition document review.

Planning Director Becker: Noted second public hearing for the 2040 comp plan will be held during the Planning Commission meeting on May 30th.

City Engineer Griffin: Reported that Washington County will be working on pavement re-marking at the roundabout at Jamaca Ave.

Meeting adjourned at 9:18 p.m.

LAKE ELMO CITY COUNCIL

ATTEST:

Mike Pearson, Mayor

Julie Johnson, City Clerk