

**CITY OF LAKE ELMO
CITY COUNCIL MINUTES
APRIL 19, 2022**

CALL TO ORDER/PLEDGE OF ALLEGIANCE

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

PRESENT: Mayor Charles Cadenhead and Councilmembers Katrina Beckstrom, Dale Dorschner, Jeff Holtz and Lisa McGinn.

Staff present: Administrator Handt, City Attorney Sonsalla, City Engineer Griffin, Planning Director Just, City Planner Hetzel, Fire Chief Kalis, and Finance Director Magureauu

APPROVAL OF AGENDA

Councilmember Dorschner, seconded by Councilmember McGinn, moved TO APPROVE THE AGENDA AS PRESENTED. Motion passed 5 – 0.

ACCEPT MINUTES

Councilmember McGinn, seconded by Councilmember Holtz, moved TO ACCEPT THE MINUTES OF THE APRIL 5, 2022 CITY COUNCIL MEETING AND APRIL 12, 2022 CITY COUNCIL WORKSHOP AS PRESENTED. Motion passed 5 – 0.

PUBLIC COMMENTS/INQUIRIES

Daren Cotter, 9360 Whistling Valley Trail - does not oppose the water project, but has concerns with the current plan existing for phase three. There is no consensus among the homeowners for connection/non-connection. Plead to the City Council to run pipes to each home instead of the current plan or work together to figure out another solution.

PRESENTATIONS

CJ Schmitz, Chapter President with the Lake Elmo Jaycees, and Emily Goldhammer, Charitable Gambling Manager, presented the City Council with a \$12,000 donation from the Jaycees gambling proceeds.

CONSENT AGENDA

2. Approve Payment of Disbursements and Payroll
3. Accept Donation from the Lake Elmo Jaycees – *Resolution 2022-037*
4. Approve Spring/Summer 2022 Newsletter

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

ITEM 5: Public Hearing – Wildflower 4th Conservation Easement Vacation.

Planning Director Just provided a presentation for the easement vacation request.

Councilmember Dorschner, seconded by Councilmember Holtz, moved TO OPEN THE PUBLIC HEARING at 7:13 pm. Motion passed 5-0.

No applicant or public comment.

Councilmember Dorschner, seconded by Councilmember McGinn, moved TO CLOSE THE PUBLIC HEARING at 7:14 pm. Motion passed 5-0.

Councilmember McGinn, seconded by Councilmember Holtz, moved TO ADOPT RESOLUTION 2022-038, APPROVING A VACATION OF A PORTION OF THE CONSERVATION EASEMENT ON OUTLOTS G, H, AND I, IN WILDFLOWER AT LAKE ELMO 4th ADDITION WITH CONDITIONS BASED ON FINDINGS LISTED IN THE STAFF REPORT. No discussion. Motion passed 5 – 0.

ITEM 6: 9404 Lake Jane Trail N Variance

Planner Ben Hetzel introduced himself and presented the variance request to allow for side yard setback reduction.

Councilmember Holtz, seconded by Councilmember McGinn, TO APPROVE RESOLUTION NO. 2022-040, APPROVING THE REQUEST FROM CASSANDRA BANNA FOR SIX FOOT SIDE YARD SET BACK VARIANCE FOR THE PROPERTY LOCATED AT 9404 LAKE JANE TRAIL NORTH. Discussion. Motion passed 5 – 0.

ITEM 7: Accept Bids and Award Contract for the 2022 Street and Utility Improvements

City Engineer Jack Griffin provided a presentation on the 2022 Street and Utility Improvements project and reviewed the bids.

Council discussion was held regarding the bump outs.

Aaron Abelleira representing MN Pavements and Materials spoke on behalf of his clients regarding MPM being the lowest bidder until it was determined to be an unbalanced bid based on the post bid calculation. Dan Lobello claims that it is mathematical unbalancing, not material or frontloading. Matt Timmers stated that MPM have completed a number of projects in the city and this bidding process set a bad precedence. Mr. Abelleira requested the Council to award the contract as was read on opening day or rebid the project.

Randy Erickson, 4995 Lilac Way N – sent out an email to council about the bump out and stated that after twenty-three years of everything working just fine, residents are requesting no parking signs. They appreciate the resurfacing of the road.

Jack Delaney, 4853 Lilac Pl N – echo Mr. Erickson’s points. The neighborhood does not want the parking bays but appreciate the road being repaved. There is no issue to be corrected and ask that the plan be rejected in its current form.

Council discussion was held regarding the no-parking signs, bump outs, and the claim to the unbalancing bid.

Councilmember Holtz, seconded by Councilmember McGinn, moved TO APPROVE RESOLUTION NO. 2022-041, ACCEPTING BIDS AND AWARDING CONTRACT TO MILLER EXCAVATING INC. IN THE AMOUNT OF \$1,581,401.00 FOR 2022 STREET AND UTILITY IMPROVEMENTS. Discussion. Motion passed 5 – 0.

Mayor Cadenhead directed staff to remove the bump outs in the plans and prepare a change order for the contractor.

Councilmember Holtz, seconded by Councilmember McGinn, moved TO AUTHORIZE THE CITY ADMINISTRATOR TO ENTER INTO A MATERIAL TESTING CONTRACT WITH BRAUN INTERTECH INC. FOR GEOTECHNICAL CONSTRUCTION PHASE SERVICES NOT TO EXCEED THE AMOUNT OF \$25,346 FOR THE 2022 STREET AND UTILITY IMPROVEMENTS. No discussion. Motion passed 4 – 1 - 0. (Mayor Cadenhead abstain)

ITEM 8: Approve Engineering Design Standards Updates and Revisions dated January 2022

City Engineer Jack Griffin provided a presentation on the purpose of the engineering design standards.

Councilmember Dorschner, seconded by Councilmember Holtz, moved TO APPROVE RESOLUTION 2022-042, APPROVING THE ENGINEERING DESIGN STANDARD UPDATES AND STORMWATER REUSE IRRIGATION DESIGN STANDARDS DATED JANUARY 2022. No discussion. Motion passed 5 – 0.

COUNCIL REPORTS

None

LAKE ELMO CITY COUNCIL MINUTES
April 19, 2022

STAFF REPORTS AND ANNOUNCEMENTS

Administrator Handt: Announced the 1st quarterly dashboard reports under staff reports and gave an update on the city center. Reminder for the groundbreaking ceremony on April 30th at 9 am and this Saturday, April 23rd, is the tree giveaway at public works.

Finance Director Magureau: The storm water was configured into a quarterly amount and combined with the quarterly utility bills for those on city water.

Fire Chief Kalis: No report.

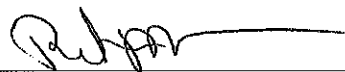
Planning Director Just: No report.

City Engineer Griffin: No report.

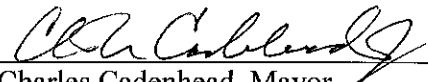
Meeting adjourned at 8:45 pm.

LAKE ELMO CITY COUNCIL

ATTEST:



Rebecca McGuire, Deputy Clerk



Charles Cadenhead, Mayor