

LILYDALE CITY COUNCIL MEETING
September 8, 2014

Present - Mayor Anita Pampusch, Councilmembers Bob Bullard, John Diehl and Marilyn Lundberg; Mike O'Brien, City Civil Attorney; Mary Schultz, City Clerk and Administrative Assistant, KimberLee West

Also Present - Jeff Weiss, Barr Engineering; Bob Pollmann, Riverain; Linda and Joe Schaefer, Moose Country; Roxanne Sands and Jim Maher, Planning Commission; Tara Olds, MnDOT; Jon Solberg, MnDOT

Absent - Councilmember Warren Peterson; Mike Aschenbrenner, Mendota Heights Police Department; City Criminal Attorney, Tom Lehmann

Mayor Pampusch called the City Council Meeting to order at 4:34 p.m. The Pledge of Allegiance was recited.

Agenda - Motion by Councilmember Lundberg, seconded by Councilmember Diehl to approve the agenda. Passed 4-0.

Minutes - Motion by Councilmember Diehl, seconded by Councilmember Lundberg to approve the August 11, 2014 City Council Minutes. Passed 4-0.

City Civil Attorney - No report.

City Criminal Report - No report.

Building Official Report - No report.

Police Report - No report.

Trunk Hwy. 13 Project – City Engineer Jeff Weiss told the Council that design plans for the top of the drop shaft are now complete. Weiss added that it's been difficult to coordinate a meeting with Dakota County and MnDOT regarding the lower portion of the drop shaft, but he is hopefully they can meet this week.

MnDOT ADA Compliance Engineer Tara Olds explained to the council that ramp designs to tie into the Mary June Mullarky Pedestrian Trail have been modified. Olds noted it was not prudent to make an access at Lexington Ave. Access points will now be at the end of the trail and at Mayfield Heights Road. ADA improvements were originally estimated to cost \$80,000. The updated cost estimate is \$56,000, of which MnDOT will pay half. The project will be let in late October with construction beginning in the spring.

Jon Solberg of MnDOT provided an update on the drainage for Trunk Hwy 13. Solberg said that MnDot will pay for the first 5 feet of excavating and anything below that the city of Lilydale is financially responsible for. Solberg presented cost estimates for the city's portion of excavation at \$67,000 and drainage structure at \$48,000, for a total of \$115,000. He stated the estimates are within 10 percent of actual costs.

Financial Advisor Engagement Letter – David Drown of David Drown Associates appeared before the council to explain the purpose of the engagement letter and to address concerns raised at the August council meeting. Drown explained that increased regulation in the financial industry requires his firm to provide the city with a written description of their relationship and to disclose any conflicts of interest. The engagement letter is provided as evidence of an ongoing relationship but by signing the document the city is under no obligation to work with his firm.

Consumption & Display Permit for Lilydale Social Club – Clerk Schultz informed the council that there will be a change of ownership for the Perfect Ash and the Lilydale Social Club at the end of September. Diana Hernandez is planning to buy both businesses. She will apply for a tobacco license through Dakota County which would expire at the end of 2014. Ms. Hernandez has applied to the city for a Consumption and Display permit for the Lilydale Social Club. Upon city approval, the state will issue the Consumption and Display permit. Ms. Hernandez told the council about her business background. **Motion by Councilmember Diehl, seconded by Councilmember Lundberg to approve the Consumption and Display Permit contingent on positive findings on the background check. Passed 4-0.**

Resolution 14-05 Approving Temporary Extension of Liquor License – Resolution 14-05 to allow Sunfish Cellars to sell wine and beer in the Lilydale city hall parking lot on Saturday, September 20, 2014 from 12:00 p.m. until 3:00 p.m. as part of the Lilydaze Community Festival. **Motion by Councilmember Lundberg, seconded by Councilmember Bullard to allow a temporary extension of the liquor license for Sunfish Cellars. Passed 4-0.**

Resolution 14-06 Accepting Resignation of Building Official - Motion by Councilmember Diehl, seconded by Councilmember Bullard to accept the resignation of David Neameyer, Building Official. **Passed 4-0. Motion by Councilmember Diehl, seconded by Councilmember Bullard to send a letter of commendation to David Neameyer for his work for the City. Passed 4-0.**

Temporary Extension of Liquor License – Moose Country - Business owner Joe Schaefer said he thought the temporary extension of the liquor license on today's meeting agenda was for the Moose Country. Mr. Schaefer requested an extension of his liquor license to allow Moose Country to sell liquor in their parking lot for the Officer Scott Patrick fundraiser. The event will include music and a raffle. **Motion by Councilmember Bullard, seconded by Councilmember Lundberg to extend the liquor license for Bronco Investments on September 27, 2014 from 1 p.m. – 10 p.m. to the parking lot of Moose Country. Passed 4-0.**

Ordinance 14-02 Fee for Tobacco License – Ordinance 14-02 Amending Lilydale Municipal Code Section 501.02, Subdivision 1 by adding (11) Tobacco pursuant to Chapter 504: \$300 annually. **Motion by Councilmember Lundberg, seconded by Councilmember Bullard to amend Section 501.02, Subdivision 1 by adding a \$300 annual fee. Passed 4-0.**

Building Official Vacancy – Clerk Schultz explained to the council that upon receipt of David Neameyer's resignation, Mike Andrejka has assumed the building official duties on an interim basis. Mr. Andrejka was designated to serve a back-up should Neameyer be absent, as is now the case. Mr. Andrejka worked with Neameyer for 12 years and assisted him with inspections at the Lilydale Senior Living. Mr. Andrejka stated he is a contract employee for the City of Mendota Heights as Building Official and has his own home inspection business. Mr. Andrejka said he plans to assume building official duties for the cities of Sunfish Lake and Mendota. Sunfish Lake is drawing up a new contract which will include an exit strategy and how payment will be made upon a termination of the contract. He will provide Lilydale with a copy of the contract template for consideration. Clerk Schultz will notify the State of MN of the change in building official, as required. **Motion by Councilmember Diehl, seconded by Councilmember Lundberg to hire Mike Andrejka on an interim basis until a contract is signed. Passed 4-0.**

Lilydale Bluffs Video – A video made by Town Square TV explaining how the bluff is eroding and what can be done to slow the process was shown to the council. The video will air on the community access channel and will be on the city's website.

2015 Budget & Levy – Clerk Schultz presented the City Council with the proposed budget and levy for 2015. Councilmember Bullard noted the cost increase to police and fire. Schultz told the council that the handicap ramp and railing at city hall will need to be replaced and is estimated to cost \$10,000 - \$20,000. Mayor Pampusch asked what the \$15,000 for Government Buildings and Grounds is for. Clerk Schultz explained that is approximately what it will cost to get the city hall parking lot repaired.

Resolution 14-07 Approving the Preliminary 2015 Budget & Levy - Motion by Councilmember Bullard, seconded by Councilmember Diehl to set the proposed payable 2015 Preliminary Levy at \$493,524 and the 2015 Preliminary Budget at \$576,016. Passed 4-0.

Clerk's Report - Clerk Schultz presented the council with the August financial reports. **Motion by Councilmember Diehl, seconded by Councilmember Lundberg to approve payment of the August bills and the reports. Passed 4-0.**

Clerk Schultz reported to the council on the Primary Election.

Mayor's Report – Mayor Pampusch told the council that Lilydaze will be smaller in terms of activities with the main event being food and beverages sold by Sunfish Cellars and music by Barbary Coast and Joyride.

There being no further business, the meeting was adjourned at 6:22 p.m.

Respectfully submitted:

Mary Schultz, City Clerk

Final copy reviewed by:

Anita Pampusch, Mayor