

**LILYDALE CITY COUNCIL MEETING**  
**April 8, 2019**

**Present** – Mayor Warren Peterson; Council Members John Diehl, Lyle Hanzal, William Kleinman; Mary Schultz, City Clerk and Kathy Mutch, administrative assistant. (Absent: Anita Pampusch)

**Also Present** –Bridget McCauley Nason of LeVander, Gillen & Miller P.A.; Mike Andrejka, building official; Police Captain Wayne Wegener; Elyse Less, Minnesota Tobacco-Free Alliance; Laura Benjamin, Partners Obstetrics & Gynecology; Harry Gallagher, Lockridge Grindal Nauen PLLP; Kate Ebert, Dakota County Public Health and Betsy Pitschka, Colony Townhomes.

The city council meeting was called to order at 4:30 p.m. by Mayor Peterson. The Pledge of Allegiance was recited.

**Agenda** – Moved by Councilmember Hanzal and seconded by Councilmember Kleinman to approve the agenda. Motion carried 3-0.

**Public Comments** – None.

**City Council Minutes** - Moved by Councilmember Hanzal and seconded by Councilmember Kleinman to approve the March 11, 2019 City Council Minutes. Motion carried 3-0.

Councilmember Diehl arrived at 4:40 p.m.

**Civil Attorney Report** – Bridget McCauley Nason presented a memo on Mississippi River Corridor Critical Area “MRCCA” land use regulations. She explained the city is responsible for the adoption and implementation of land use regulations and the entire city of Lilydale lies within the MRCCA. As the council adopts the 2040 Comprehensive Plan it must make certain that its MRCCA Plan complies with the requirements of Minn. R. Cha. 6106. Once both the 2040 Comprehensive Plan and MRCCA Plan are adopted, the DNR will advise the city of deadlines for adopting amendments to its existing plans and ordinances for consistency with Minn. R. Cha. 6106. Until updates are made to the city’s zoning ordinance, the existing zoning provisions apply to land use-related decisions by the council.

**Building Official Report** - Mike Andrejka, building official, reported three permits were issued and one closed in March.

**Police Report** – Captain Wegener reported trespassing, damage to property and unsecured premises at Moose Country. Today Captain Wegener and city clerk Schultz did a site visit of the property.

Captain Wegener also reported body cameras have been integrated with squad cameras.

**Sign Variance Request** – Harry Gallagher, attorney representing Partners OB Gyn (located at 971 Sibley Memorial Hwy.), stated they are currently working with building owners on signage following the Planning Commission’s recommendation on March 26, 2019 to deny the variance. Mr. Gallagher asked that the variance application be held over. The council agreed to postpone action.

**Mississippi River Critical Corridor Area Plan** – The MRCCA Plan has been updated to include changes requested by the Minnesota Department of Natural Resources. On March 26, 2019 the planning commission approved the updated plan and recommended approval by the city council.

**Moved by Councilmember Diehl and seconded by Councilmember Hanzal to approve the Mississippi River Critical Corridor Area Plan, as updated. Motion carried 4-0.**

**Tobacco Ordinance** – A draft ordinance was presented that mirrored the ordinance adopted by the City of Mendota Heights. The proposed ordinance updates Lilydale’s tobacco ordinance to conform with state law and best practices, would raise the tobacco sales age from 18 to 21, and restricts the sale of all flavored tobacco products, including menthol, in Lilydale retail establishments.

Retailers with current 2019 tobacco licenses will be notified of the proposed ordinance. The proposed ordinance will be presented for council action at the May 13, 2019 meeting.

**Clerk’s Report** – Clerk Schultz reviewed the March 2019 deposits and disbursements. **Moved by Councilmember Diehl and seconded by Councilmember Hanzal to approve the March financial reports. Motion carried 4-0.**

Councilmember Hanzal asked if a year-to-date financial report could be given to the council. Clerk Schultz agreed to prepare quarterly reports.

**Adjournment** –There being no further business, Mayor Peterson adjourned the meeting at 5:32 p.m.

Respectfully submitted:

Final copy reviewed by:

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Mary Schultz, City Clerk

\_\_\_\_\_  
Warren Peterson, Mayor

\_\_\_\_\_  
Date