

LILYDALE CITY COUNCIL MEETING
May 9, 2022

Present - Mayor Warren Peterson and Councilmembers John Diehl, Lyle Hanzal, Bill Kleinman and Anita Pampusch; Mary Schultz, City Clerk and Kathy Mutch, administrative assistant.

Also Present – Bridget Nason, attorney; Police Captain Wayne Wegener; Bryan Oakley, Barr Engineering; and Mike Andrejka, building inspector

Agenda – **Moved by Councilmember Diehl and seconded by Councilmember Hanzal to approve the agenda, as presented. Motion carried 5-0.**

Public Comments – None.

April 11, 2022 City Council Meeting Minutes – **Moved by Councilmember Hanzal and seconded by Councilmember Kleinman to approve the minutes of the April 11, 2022 City Council Meeting, as presented. Motion carried 5-0.**

Building Official Report – Mike Andrejka issued two permits and closed seven permits in April 2022.

Police Report – Captain Wegener reported 76 incidents in April and 9 cases were opened. He explained an increase in premise checks responding to theft of equipment at the lift station construction site. A camera was installed by Dakota County and since then no thefts have occurred.

Engineer Report – Bryan Oakley reported the lift station construction is complete and the sewer changed over. Minger Construction has done a remarkable job and exceeded expectations. The retaining wall is being constructed this week and rock backfill added to replace wet soil that was unsuitable for backfill. Oakley noted there was a good possibility the trail would be opened by the end of next week.

Oakley described the change orders to date associated with the lift station project. The city administrator and Barr have been authorized to approve change orders of less than \$10,000. Change orders 1 and 2 have already been reviewed and approved.

Change Order #3 in the amount of \$12,882.70 is for additional costs associated with a mismarked underground power line and power hit. Minger began work based on the marked location and their operator hit the power line. The change order is for electrical subcontractor costs for moving the power and down time for the entire crew. Barr recommends approval.

Change Order #4 in the amount of \$10,219.70 is for additional electrical subcontractor costs for running power from the Xcel Energy transformer to the lift station control panel. Barr's plan noted the distance as 90 feet and the distance is in fact 450 feet. Barr recommends approval.

Change Order #5 in an amount not yet determined and anticipated to be less than \$5,000 to replace bolts on existing valves in the valve vaults. Oakley explained the valves are 50 years old and have

been submerged for most of the time. Minger recommends replacing the existing carbon steel bolts with stainless steel bolts and will be requesting costs for removing and replacing the bolts.

Moved by Councilmember Diehl and seconded by Councilmember Kleinman to approve Change Order #3 in the amount of \$12,882.70 and Change Order #4 in the amount of \$10,219.70. Motion carried 5-0.

Attorney's Report – Attorney Nason reported a conference call is scheduled this week with the Bigos attorney to discuss the development contract and tax increment financing agreement. The sale has closed and Bigos owns the property.

Mayor Peterson asked about progress on review of the city's ordinances. Attorney Nason stated she has not been working on them lately; however she would provide a detailed update at the next council meeting. The ordinances will be forwarded to the Planning Commission and then the city council.

Independent Contractor Agreement – Moved by Councilmember Diehl and seconded by Councilmember Kleinman to approve an Independent Contractor Agreement for the History Project between the City of Lilydale and Vicki Albu. Motion carried 5-0.

Clerk's Report – Mary Schultz reported the April deposits were mainly routine, primarily quarterly sanitary and stormwater payments and permits and pointed out receipt of franchise fees from Northern Dakota County Cable Commission. Disbursements were primarily routine with notable Barr Engineering expenses for the lift station, feasibility study and ordinance work.

Moved by Councilmember Diehl and seconded by Councilmember Kleinman to approve the April 2022 financial reports. Motion carried 5-0.

Mayor's Report – None.

Adjournment – Moved by Councilmember Diehl and seconded by Councilmember Hanzal to adjourn. Motion carried 5-0. The meeting adjourned at 5:24 p.m.

Respectfully submitted:

Final copy reviewed by:

Mary Schultz, City Clerk

Warren Peterson, Mayor

Date