

LILYDALE CITY COUNCIL MEETING
August 13, 2018

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

Also Present –Mike O’Brien, attorney, Police Chief Kelly McCarthy; Mike Andrejka, Building Inspector; Jeff Weiss, Barr Engineering; Representative Rick Hansen, Minnesota House of Representatives; and Raj Patel, Lilydale resident

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

Agenda - Moved by Councilmember Diehl and seconded by Councilmember Hanzal to approve the agenda. Motion carried 5-0.

Public Comments – None.

City Council Minutes –Moved by Councilmember Pampusch and seconded by Councilmember Diehl to approve the July 9, 2018 City Council Minutes. Motion carried 5-0.

Civil Attorney Report – No report.

Criminal Attorney Report – No report.

Building Official Report – Mike Andrejka reported five building permits were issued in July and ten closed.

Police Report –Chief McCarthy reported the police department assisted with parking and traffic flow during the weekend event at Pool & Yacht Club and has increased monitoring of the vacant River Bluffs Center. Chief McCarthy noted the memorial dedication for Officer Scott Patrick and the Night to Unite were well attended.

Engineer Report – Jeff Weiss reported he received an email from Joe Barten, Lower Mississippi River Water Management, on grant funds that need to be used up by the end of the year. The \$9,000 grant required a 25 percent match by the city, about \$3,000. The grant covers the installation of a SAFL Baffle to reduce storm water pollution. The grant also requires the posting of an educational sign.

Resolution 18-6 – Mayor Peterson thanked Rick Hansen, Minnesota House of Representatives, for his awareness of the issues in the State Legislature that affect the city of Lilydale, reaching out to city officials, and alerting them of legislative matters that could be of interest to the city. Mayor Peterson also acknowledged Councilmember John Diehl for his commitment and the work he has done

including attending numerous legislative hearings. Mayor Peterson read Resolution 18-6, Commending Representative Rick Hansen.

Moved by Councilmember John Diehl and seconded by Councilmember Pampusch to approve Resolution 18-6 Commending Representative Rick Hansen. Motion carried 5-0.

Resolution 18-7 – Comcast is requesting a franchise extension through March 2019. Councilmember Kleinman updated the council on meetings between NDC4 staff and Comcast representatives. Despite numerous meetings they have been unable to reach an agreement. NDC4 is requesting an extension to allow sufficient time to begin preparation of a formal renewal document required under the Cable Act. Councilmember Kleinman recommended approval of the extension.

Moved by Councilmember Hanzal and seconded by Councilmember Kleinman to approve Resolution 18-7, Granting Comcast of St. Paul, Inc., a Franchise Extension to March 31, 2019. Motion carried 5-0.

Residence-Based Business Application - Raj Patel, a new resident in Lilydale is co-founding a new company. He is in the initial stages and, on advice from his attorney, requested a residence-based business permit. He plans to work and receive mail at his home office; not produce the product or hold meetings in his home. He confirmed he will not have an employee working out of his residence.

Moved by Councilmember Diehl and seconded by Councilmember Kleinman to approve the residence-based business application for Calyan Technologies, Inc. as requested. Motion carried 5-0.

Proposal for Legal Services – Two law firms submitted proposals to provide legal services for criminal prosecution and general civil matters following the departure of Tom Lehmann who represented the city in these areas and was recently appointed to be a district court judge. Temporary backup coverage for civil matters is needed from November through April for Mike O'Brien.

Councilmember Diehl affirmed both law firms had outstanding credentials and proposed accepting the LeVander proposal of an hourly charge compared with the flat fee proposal. September 1, 2018 was recommended as the effective date to turn over files. A letter will be sent to Eckberg Lammers thanking them for their services.

Moved by Councilmember Diehl and seconded Councilmember Hanzal to accept the Proposal for Prosecution Services submitted by LeVander, Gillen & Miller, P.A. and Civil Services backup, effective September 1, 2018. Motion carried 5-0.

River Bluffs Center Donation – City Clerk Schultz explained she has been in contact with Joe Schaefer regarding a bell located on the top of the cooking school building in the River Bluffs Center. It is believed to be the bell from the school house that became city hall. Mr. Schaefer offered to donate the bell to the city and will have it removed from the building. The city would be responsible for moving it to city hall. Ms. Schultz inquired if the City Council was interested in accepting the donation

and taking the steps needed to move the bell. Gambling funds would be donated to erect a stand for the bell and acknowledgment of the donor.

Representative Hansen informed the council there are legacy grants available that could help with these expenses.

Moved by Councilmember Diehl and seconded by Councilmember Hanzal to accept a donation of the bell located in the River Bluffs Center and agreed to take whatever steps are necessary to move the bell to city hall. Motion carried 5-0.

Clerk's Report – Moved by Councilmember Diehl and seconded by Councilmember Kleinman to accept the July 2018 financial reports. Motion carried 5-0.

2019 Budget – Clerk Schultz presented a draft worksheet comparison of 2018 and 2019 budgets for review. A preliminary 2019 budget will be on the September agenda for action and submitted to the county by the end of September.

Mayor's Report – The primary election is tomorrow Tuesday, August 14 and council members were reminded of the candidate filing deadline.

Adjournment – Moved by Councilmember Diehl and seconded by Councilmember Hanzal to adjourn the meeting. There being no further business, the meeting adjourned at 5:52 p.m.

Respectfully submitted:

Final copy reviewed by:

Mary Schultz, City Clerk

Warren Peterson, Mayor

Date