

**LILYDALE CITY COUNCIL MEETING**  
**November 9, 2020**

**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, city attorney; Police Captain Wayne Wagener, Mendota Heights Police Department; and Jim Langseth and Bryan Oakley, Barr Engineering (via phone)

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

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

**Public Comments** – No comments.

**October 12, 2020 City Council Meeting Minutes** – Councilmember Diehl asked the minutes be amended in the Public Hearing section by replacing “annual meeting” with “annual public hearing”.

**Moved by Councilmember Diehl and seconded by Councilmember Pampusch to approve the minutes of the October 12, 2020 city council meeting as amended. Motion carried 5-0.**

**Engineer Report** – Jim Langseth updated the council on his inspection of a recent rock fall below the Colony Condominium site. It occurred further east of the storm sewer system. He was unaware of its impact on the buildings. It was consistent with a 2009 geologist’s report on where a rockfall was expected. City Administrator Schultz clarified the Minnesota Department of Transportation is responsible for removing the rock. MnDOT owns the bluff and trail and Dakota County leases it. Clean up will be worked out between MnDOT and Dakota County. She learned of the rockfall a week after it occurred and has asked to be notified of situations like this and also to be informed of clean up.

Bryan Oakley updated the council on the lift station design progress. He will provide the site survey next month. He spoke with an Excel Energy representative as the project requires permission for geotechnical exploration. The approval process will require additional time. A variance from the Minnesota Department of Health is required to drill beneath the power lines. The variance application required a signature from Lilydale Senior Living and Oakley met with a representative and established a line of communication. Oakley acknowledged these steps will extend when construction can begin. He noted while some portions of the project can be done concurrently, the fastest construction can begin is extended by a month from March to April 19 at this time.

**Police Report** – Captain Wagener reported he made several trips past city hall throughout election day, November 3. Also, he is working to get Lilydale and Mendota linked with Mendota Heights Next Door affiliation. This would allow the Mendota Heights Police Department to send out information directly to residents.

**Building Official Report** – Building report showed seven building permits were issued and none closed in October.

**Attorney Report** – No report. Attorney Nason reported she is reviewing ordinances and should have updates

to council members in December.

**Resolution 2020-16** – Clerk Schultz, through conversations with the Mendota Heights finance director, learned public safety payroll costs are considered qualified expenses under the CARES Act. Schultz will submit public safety payroll costs (actual and anticipated from March-November 15, 2020), with council approval. She also explained the city will not be charged for the COVID antibody testing this week at Lilydale city hall. The clinic conducting the antibody testing has funding to cover the testing costs.

**Moved by Councilmember Diehl and seconded by Councilmember Hanzal to approve Resolution 2020-16 Authorizing Expenditure of Certain CARES Funds for Qualified City Expenses. Motion carried 5-0.**

**Application for Gambling Exempt Permit** – Mendota Heights Athletic Association has applied for a gambling exempt permit to conduct bingo and raffles at the Pool and Yacht Club on November 22-24, 2020. Council approval is required before the application can be submitted to the Minnesota Gambling Control Board for approval.

**Moved by Councilmember Hanzal and seconded by Councilmember Kleinman to approve an exempt permit for the Mendota Heights Athletic Association to conduct bingo and raffles at the Pool and Yacht Club on November 22-24, 2020. Motion carried 5-0.**

**Agreement to Provide Recycling Services** – Clerk Schultz explained last year Lilydale entered into an agreement for a shared recycling coordinator and that agreement has worked well. This agreement designates West St. Paul as the fiscal agent for the cities of West St. Paul, South St. Paul, Mendota Heights, Sunfish Lake and Lilydale for reporting purposes. Dakota County requires a significant amount of reporting and designating one fiscal agent would make the reporting process simpler.

**Moved by Councilmember Kleinman and seconded by Councilmember Hanzal to approve the Agreement to Provide Recycling Services as presented. Motion carried 5-0.**

**Clerk's Report** – Clerk Schultz presented the financial reports for October 2020. The deposits included permits, second quarter sanitary and storm sewer payments and tax revenue. Due to a frequency change, tax revenue payments will also be received in November and December. Disbursements included a balance pay out of the Bluff Project to Great River Greening. Councilmember Diehl asked for an accounting of the Great River Greening funds.

**Moved by Councilmember Diehl and seconded by Councilmember Kleinman to approve the October 2020 financial reports as presented. Motion carried 5-0.**

**Mayor's Report** – Mayor Peterson reported a total of 79 residents at Lexington Riverside were tested for COVID-19 at the November 4<sup>th</sup> community testing event. An exact count for the testing at city hall on November 5<sup>th</sup> was unknown although well received. Clerk Schultz will contact Bluestone to follow up.

Councilmember Diehl reported Fairview Health East has also agreed to offer antibody testing, one day at Lexington Riverside and one day at city hall. Fairview Health East has funding to cover the testing cost.

Mayor Peterson questioned the status of a building permit to repair the roof at Lexington Riverside to deal with inflow and infiltration. The permit was applied for but not paid for. Because of the weather the roof work could not be done this year and has been placed on hold until spring.

**Adjournment** – Moved by Councilmember Pampusch and seconded by Mayor Peterson to adjourn. The meeting adjourned at 5:21 p.m.

Respectfully submitted:                      Final copy reviewed by:

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Mary Schultz, City Clerk                      Warren Peterson, Mayor                      Date