

LILYDALE CITY COUNCIL MEETING
December 12, 2022

Present – Mayor Warren Peterson and Councilmembers Deborah Cornell, John Diehl, Lyle Hanzal and Bill Kleinman; Mary Schultz, City Clerk and Kathy Mutch, administrative assistant.

Also Present – Bridget Nason, attorney; Police Captain Wayne Wegener; Mike Andrejka, building official; and Jerry Friedmann, Planning Commission Chair

Agenda – Moved by Councilmember Hanzal and seconded by Councilmember Kleinman to approve the agenda with the addition of two Bigos-River Bluff amendments. Motion carried 5-0.

Public Comments – None

November 14, 2022 City Council Meeting Minutes – Moved by Councilmember Diehl and seconded by Councilmember Hanzal to approve the minutes of the November 14, 2022 City Council Meeting. Motion carried 5-0.

Building Official Report – Mike Andrejka issued 7 permits and closed 8 permits in November 2022.

Police Report – Captain Wegener reported 68 calls with 9 cases opened in November 2022. Captain Wegener informed council members he will have an annual incident report in January summarizing 2022.

Attorney Report – Attorney Nason will speak to the City Code update and the Bigos amendments when they are discussed later on the agenda.

Resolution 2022-27 Commending Mayor Peterson – Councilmember Diehl read Resolution 2022-27, Commending Mayor Peterson, acknowledging some of the major projects during his tenure including a new lift station, Bigos-River Bluffs and updating the City Code Book.

Moved by Councilmember Diehl and seconded by Councilmember Cornell to approve Resolution 2022-27 Commending Mayor Peterson. Motion carried 5-0.

Resolution 2022-28 Commending Planning Commission Chairman Jerry Friedmann – Councilmember Diehl read Resolution 2022-28, Commending Planning Commission Chairman Jerry Friedmann. Moved by Councilmember Diehl and seconded by Councilmember Kleinman to approve Resolution 2022-28 Commending Planning Commission Chairman Jerry Friedmann. Motion carried 5-0.

Mr. Friedmann expressed his sincere appreciation for the support he received throughout his time as chairman of the Planning Commission.

Resolution 2022-29 Designating a Polling Place for 2023 – Moved by Councilmember Hanzal and seconded by Councilmember Kleinman to approve Resolution 2022-29, Designating a Polling Place for 2023. Motion carried 5-0.

Resolution 2022-30 Setting the Dates of the Regular City Council Meetings – Moved by Councilmember Hanzal and seconded by Councilmember Cornell to approve Resolution 2022-30, Setting the Dates of the Regular City Council Meetings for the Year 2023. Motion carried 5-0.

Resolution 2022-31 Adoption of the Dakota County All Hazard Mitigation Plan – Over the past year City Clerk Schultz worked on the plan with Captain Wegner making some changes from the previous plan. Captain Wegener and Ms. Schultz worked on both the mitigation plan and the emergency response plan and are considering a tabletop exercise to inform council members on the city's emergency plan.

Moved by Councilmember Kleinman and seconded by Councilmember Hanzal to approve Resolution 2022-31 Approving Adoption of the Dakota County All Hazard Mitigation Plan. Motion carried 5-0.

Renewal of Tobacco Licenses – Chet's Liquor Drive-In, Holiday Stationstores and Nazha dba Lilydale BP, have submitted applications and paid the \$300 license fee for renewal of its license for 2023. Moved by Mayor Peterson and seconded by Councilmember Diehl to approve renewal of the tobacco licenses upon final review of the completed application packets and license fees paid for the period of January 1 through December 31, 2023. Motion carried 5-0.

Clerk's Report – The financial reports were presented for approval. The deposits include liquor license fees, permit fees and the second half tax receipts. Disbursements include election judge payments, conference fees and a payment to Schlomka for cleaning out storm drains inspected by the City of Mendota Heights.

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

Attorney Report - Attorney Nason advised council members a failed tobacco and a failed alcohol compliance check will be brought to the council in January. The council may impose a penalty as outlined in the City Code.

Bigos-River Bluff, LLC Amendments - Two development agreements with Bigos require amending due to a clerical correction in order to clarify the owner (Bigos) owns the development property. The developer (Lillia) does not own the property. The second amendment is to the TIF agreement and was prepared by TIF counsel to amend some dates and deadlines; specifically the substantially completed date changed from April 1 to September 1. Conditions of the contract require approval of the amendments. Moved by Mayor Peterson and seconded by Councilmember Diehl to approve the First Amendment to Development Agreement (Plat) and the First Amendment to Development Agreement (TIF). Motion carried 5-0.

Code Book Update – Attorney Nason stated the city code project continues. Some chapters have been circulated to council members and Nason offered two options on how to proceed. The council could hold meetings to go through the revisions in groups of two or less or hold a special meeting with council members, the city administrator and the attorney for comments and questions prior to finalizing.

Nason explained the zoning chapter will need to go to the Planning Commission. Councilmember Diehl shared he spent time today with Ms. Nason on the ordinances and suggested to council members they convene a special meeting to go through the City Code chapter by chapter for a better understanding of what is covered by Code.

A red-lined version was given to council members showing revisions. Attorney Nason said she would have a cleaned up version prepared for discussion. Three days' notice is required by statute to hold a special meeting and Wednesday December 21 from 10:30-2:30 pm was set.

Public Budget Meeting – A public meeting on the budget was held at 6:00 p.m. Mayor Peterson opened the public budget meeting and asked for public comments. No comments were made.

Moved by Councilmember Diehl and seconded by Councilmember Hanzal to close the public meeting at 6:02 p.m.

Resolution 2022-32` Final Tax Levy and 2023 Budget – Moved by Councilmember Diehl and seconded by Councilmember Kleinman to approve the Final Tax Levy for the Year 2022, Collectible in 2023, in the amount of \$605,856 and Adopting the City of Lilydale Budget for 2023 in the amount of \$649,219. Motion carried 5-0.

Adjournment – Moved by Councilmember Diehl and seconded by Councilmember Kleinman to adjourn. Motion carried 5-0. The meeting adjourned at 6:04 p.m.

Respectfully submitted:

Mary Schultz, City Clerk