



## REGULAR CITY COUNCIL MEETING MINUTES

**City Council Present: Mayor Joe Paiement, Council Member Mike Thron, Council Member Robert Craggs & Council Member Pat Rivers**

**City Staff Present: Acting City Clerk Michelle Elsner, Financial Consultant Roger Schanus**

**Via Zoom: Financial Consultant Kim Guyer, Zoning Administrator Jennifer Haskamp, Engineer Brian Bergstrom & City Attorney Chris Johnson**

1. **CALL TO ORDER – 6:00PM**
2. **PLEDGE OF ALLEGIANCE - Recited**
3. **ADOPT AGENDA** Mayor Paiement made a motion to add the City Hall Building assessment to the agenda as item 8D. Seconded by Council Member Sand, all ayes motion carries
4. **CONSENT AGENDA - (Items may be pulled for discussion and/or separate action) Council** Member Rivers made a motion to accept the consent agenda minus items B,C, & D. Seconded by Council Member Craggs, all ayes motion carries
  - A. Approve September 21, 2021 City Council Meeting Minutes
  - B. Monthly List of Claims Council Member Thron requested an explanation on the Clerks Payroll check. The Clerk's check was manually drafted due to a software issue and the second amount was the taxes and PERA for said payroll.
  - C. Approve quote from American Flag for flagpole repairs - Council Member Rivers requested this be pulled for discussion. Council Member Rivers just asked if there was more than one quote on this issue. Since we already owed them for one truck dispatch the answer to that question was No
  - D. Resolution NO. 2021-15 APPROVING A VARIANCE FROM DIMENSIONAL STANDARDS FOR ALLOWANCE OF A GAZEBO AT 1747 RIVERCREST ROAD Council Member Craggs requested this item get pulled for discussion. Council Member Craggs just wanted to revisit this; it was his understanding that this resolution is to grant the variance. The applicant has not completed the survey or the building permit to ensure the set backs are correct.  
Council Member Craggs made a motion to Approve items B, C & D. Seconded by Council Member Rivers all ayes motion carries.
  - E. Corrections to typing errors in Resolution 2021-13 APPROVING A VARIANCE FROM THE MAXIMUM IMPERVIOUS SURFACE COVERAGE STANDARD IN THE LOWER ST. CROIX RIVER BLUFFLAND AND SHORELAND MANAGEMENT REGULATIONS FOR CONSTRUCTION OF AN ADDITION AT 801 QUENTIN AVENUE SOUTH
  - F. Approve executive session summary
5. **AGENCY REPORTS**
  - A. Law Enforcement Report - In Packet – Please if you see anything suspicious call the police.
  - B. Fire Department Report - In Packet
  - C. Animal Control Report – In Packet
  - D. Building Permit Report – Andy Schreder - Rum River Construction Consultants - In Packet
  - E. Engineering Report – Erik Henningsgard – SEH - In Packet Brian gave a brief explanation of how the process worked. He explained that there were 3 engineers present for the walkthrough and assessment of the building. They were focused on the structural integrity of the building, the accessibility of the building and the safety features of the building including the lighting and the fire alarms. The main items they are concerned about the retaining wall on the back side of the building and the accessibility of the main entrance of the building. The largest issues are the structural concerns the moisture infiltration of the basement causing moisture and mold issues in the building. The Foundation walls are horizontally cracking which are a larger concern than the vertical cracking in the building. The largest issue has to do with the roof framing and the wall framing of the original building the sagging of the roof and the bowing of the walls are the most concerning issues there are signs that the building has been moving and shifting over the course of time. he accessibility standards are not in compliance with the current codes. It is the general thought from SEH that the building has surpassed its life span.

F. Public Works/Water Department Report – People Service – In Packet Paul Christensen from People Service was in chambers to see if there were any concerns that the Council had in regards to the work that People Service does for Lakeland

G. Zoning Report – Jennifer Haskamp – Swanson Haskamp Consulting, LLC – In Packet

H. Financial Report – Roger Schanus – Carlson SV – In Packet – Roger highlighted a few things in the financial statement. The American Rescue Plan Act we need to make some decisions on that money. Let's also go through the budget one more time before the end of the year. We also need to complete the Capitol Improvement Budget for 2022. We also need to go through the water fund budget again.

6. **OPEN FORUM** (Public Comments, Presentations and Petitions) Chris White – 311 Queenan Ave – I was disappointed that I sent an email to the City Council and did not receive any acknowledgement. The second thing I am saddened to hear about the possibility that this building might not be salvageable.

Mary Miller 16087 1<sup>st</sup> St N – last June I made a data request for the hiring file I feel that since we are starting the hiring process again and I am hoping you are paying attention to the hiring procedure file. It will be your defense to follow the procedures and prove it. The posting on the Municipal Clerk and Finance Officers website is an excellent posting asking the applicants to submit a resume and a cover letter and submit a general application but has no link to the application. The postings on the LMC and City of Lakeland are not specific and I feel they should be. In regards to the comments on the building this building scares me.

Tim Wirth 16160 4<sup>th</sup> St N – Spoke in regards to the burning down of the new City Hall and that the statute of limitations is running out to prosecute. It's not too late for someone to come forward.

David Millard – 16051 Quality Ct S – I think that the engineering report really opened a can of worms in regards to this building and the fact that it is not an accessible building. The Council has a big responsibility in regards to the decision on the building.

Julie Thron 16411 Division St – Ed Schukle every month in his report I feel that the personnel committee should be giving a report on a monthly basis stating what you are doing and when you are meeting. I think that there should be more communication as far as the job postings.

Lisa LaRoque Williams 630 Quant Ave N – I want to correct the record about the statement that Michelle was hired because of me it is a false statement and unacceptable as far as a comment that the council should be making. I also do not believe that the general public should be involved in personnel matters I feel that the members of the personnel committee are doing a great job.

7. **PUBLIC HEARING** – (Discussion and Action by the City Council will follow each Public Hearing after closing)

A. Public Hearing to Install a Replacement Retaining Wall System on the river bluffs At 737 Quentin Avenue South – Kyle Hurd from Geo Wall Designs spoke I am the engineer that is working on this property. It is not possible to put a retaining wall back into the same place. We are using a Gabian wall system it is used by MN DOT in many places where there is a high risk to erosion. From a design perspective these walls are designed to last 75 years.

8. **CITY BUSINESS**

A. Discussion and Action on Variance to Install a Replacement Retaining Wall System on the river bluff At 737 Quentin Avenue south – Council Member Sand stated this is an improvement to the property and wants to go along with staff recommendation. Council Member Craggs made a motion to grant the variance using the recommendation from staff. Seconded by Council Member Sand, Council Member Rivers is abstaining from the vote, 4 ayes motion carries.

B. Discussion and Action on Impervious surface coverage violation 303 Quentin Ave N – Not enough information included at this time. It was tabled until the November 16<sup>th</sup> Council Meeting.

C. Discussion and Action on Ordinance Amending the Lakeland Code of Ordinances

Amending Chapter 159 Sections 159.112 Swimming Pools – Chris White 311 Queenan Ave S pointed out there is nothing stating when the pool needs to be covered. Zoning stated that the times the cover needed to be used could be governed by the Certificate of Compliance that the City issues for a swimming pool. Zoning asked for verbal direction to make the amendment to the swimming pool ordinance. The Council was in agreement to have the changes drafted and the public hearing set.

D. Discussion of City Hall Assessment Report – The Council is recommending having an open house with SEH giving an overview of their findings.

Chris White 311 Queenan Ave S asked for it to be put on the front page of the newsletter and on the home page of the website.

Julie Thron 16411 Division St. - Agrees that an open house with all of the correct information for the residents is a really good idea.

Nancy Millard – 16051 Quality Ct S – Agrees that the open house is a good idea, but you also have to make sure the finances make sense for the City of Lakeland. I would also like to see the City address the accessibility issue with the current building.

The SEH presentation will be at 5:00 on November 16<sup>th</sup> and the listening session will be right after that. The November Council meeting will be starting at 6:30 PM on the 16<sup>th</sup>. The Council will not make any decisions

at this time they would just like to hear the public's thoughts on how to proceed. The meeting will also be accessible via Zoom. The Council will do a second listening session during January on a Saturday afternoon for anyone that is not able to attend the first meeting.

9. **CITY STAFF REPORTS**
10. **CITY COUNCIL AND MAYOR REPORTS**
11. **ADJOURN Motion to adjourn at 8:23PM was made by Council Member Craggs. Seconded by Council Member Rivers all ayes motion carries -**