**Minutes of the Regular Meeting-7:30pm Tuesday**

**November 12, 2019**

**Mendota VFW 1323 Sibley Memorial Hwy, Mendota Minnesota**

1. Call to order: Mayor Mielke called the meeting to order at 7:30 p.m.

2. Pledge of Allegiance

3. Present: Council members Joan Perron, Steve Golias, Clark Donnelly and Melody Rasmussen. City Attorney, Mr. Loonans colleague Chris Nelson, City Clerk, Kathy Krotter. Engineer, Lucas Jones. Captain Wegener. Building official, Mike Andrejka.

4. Agenda: Nothing needs to be added. Motion to approve agenda by Council Member Golias and seconded by Council member Rasmussen. Motion passed 5-0

5. Approval of November 12, 2019 City Council Meeting Minutes: Motion to approve minutes with the correction of Mr. Loonans name on the second page sixth line, by Council Member Golias and seconded by Council Member Rasmussen. Motion passed 5-0

6. Treasurer’s Report: Motion to move to pay the bills by Council Member Golias and Seconded by Council Member Donnelly. Approved 5-0

7. Building Official-Mike Andrejka: Mike issued 1 permit. No questions.

8. R J Daughters update: Mr. Ray Miller spoke and stated that three houses are done with the landscaping in and the sod. Working on number 5 and ready to start house number 1. This is where the storm water is. Mr. Miller stated that the tree plan needs to be finished by March 2020. Mr. Miller has purchased 13 trees and 9 are for Windy Ridge Drive. They are good sized trees and not saplings. Beth Miller stated that she sent an e-mail to the city along with R J Daughters and that she never got a response to her letter. Mr. Miller stated that he did not know he had to answer her letter, that she stated her concerns. Mayor Mielke stated that the 2 to 1 ratio of trees is not in the developer’s agreement, it was just in the minutes that was stated during a council meeting. Mr. Miller stated that a lot more trees were planted than what was stated at first. The trees are American elm. Judy Miller stated that there is not a lot of room to plant the trees since they have to be on the lots and not on city property. Beth Miller stated that she does not care where the trees are being planted but she had specific questions about the trees. Mr. Miller stated that in the agreement he is only supposed to get feedback about the trees and that was it. Judy Miller stated that if our concern was about a tree dying, they would replace a tree if it died that is why they hired an architect to put in the trees and hopefully they would know where to place the trees. Council Member Donnelly stated that Beth Miller is concerned about the trees dying and Mr. and Mrs. Miller state they would replace those trees. That solution seems to solve itself. Lawyer Chris Nelson read from the developer’s agreement. Mayor Mielke stated that we do not have an approved tree plan. Mr. Ray Miller’s attorney did not agree with the tree plan, but they decided to back off and wait to put the trees in. Mr. Miller’s attorney talked to Tom Loonan, so they decided to wait on the trees. Judy Miller had a document about the trees signed by the council. Chris stated that he did talk to Mr. Loonan and Mr. Millers Lawyer and the position is that we did not have a tree plan and what Tom Loonan suggested is that Mr. Miller come to the meeting and make a final decision. The Millers have Mayor Mielkes Signature on the final HOA plan. Council member Donnelly asked Beth Miller what her concerns were for the trees and she stated Location. If they are in the culvert, are they on lot 1 or city property, and will they withstand the construction. So Council Member Donnelly stated so you are worried about location and survival. The Millers just want to make sure that the March 2020 deadline can be changed. Council agreed that we could wait. Placement, quantity, is what we need to know for sure. Mr. Miller has people out there that do not want him to finish his projects. Lucas stated that we did finalize the view with the certificate of occupancy on lot 1. Most concern was the storm water plan and they will be putting water proof on the building. Mr. Miller knows about the storm water feature and needs some maintenance done. Lucas did not know if the Fire Marshal had any concerns. It is mostly keeping up with MPC permit and stabilizing the soils. The ravine is done and cleaned up and it was done in September. Mike has no concerns. He did take time to check on the retaining wall and he was surprised it was completed.

9. Swanson Haskamp Consulting LLC Jennifer talked about that at the last meeting that they were asked to come up with a fee schedule. So that everyone knows what the fees would be and what to charge. She spoke to Tom Loonan and researched other cities and our zoning regulations to come up with the appropriate fees. Throughout our zoning and ordinances there might be some old fee schedules out there that might come out. In the resolution and paperwork it is stated that the new fees would supersede those old fees. The land use and zoning regulations stated in Chapter 8 of our city code might have other sections in our code with fees and we are not talking about these fees. Jennifer passed out the list of fees and what the different costs would be. Council member Donnelly asked about one of the fees but in his case there would be no fee, it was a small amount and did not need to be checked out by the engineer. The fees are paid to the city for the work the city does. The Escrow pays for the actual professional consulting time. Whatever is not spent from the fees would go back to the applicant. We can break down the fees for the residential and commercial. The DNR and the watershed gets involved in conditional use permits. The lawyer had the resolution ready for signature. Resolution 19-15 for fee application and fee schedule. Mayor Mielke read the resolution. Moved to approve by Council Member Golias and seconded by Council Member Perron. Motion passed 5-0

10: Public Comments: 8:23 pm. Laura Steverson introduced herself and her husband Chad, they live on Lot 2. Moved in in February. Peter Edwards introduced himself and he lives on Lot 4 with his wife and two kids, Nora is 3 and Wesley is 1. Ann Mack will be moving into Lot 5 sometime in 2020 she will live there with her husband and two children who are 8 and 5. Public comment closed at 8:24 pm.

11. Council Comments 8:24 pm Council Member Rasmussen nothing. Council Member Golias, we have treats. Mayor Mielke, has mail. Beyond the yellow ribbon was attended by the city clerk Kathy and she talked about the different organizations that are helping Vets in our areas. We are in this program with Mendota Heights, Lilydale and West St Paul. Council member Donnelly talked about the cable commission. Big stuff happening with FCC. Council Member Donnelly will keep us posted. Mayor Mielke talked about the tree lighting in the park, the Saturday after Thanksgiving. Council Member Perron, nothing. Council comment closed at 8:29 pm

 12. Staff Comments: 8:29 pm Captain Wegener hired Gerald Powell Monday Nov 11th. Final Officer to fill out our licensed positions. He comes to us from Dakota County and now they have a full load of officers and in 16 weeks he will be on his own. Council member Golias thanked the Capitan for having a car go by down 4th Street.

Lukas talked about MNDot and that he received an e-mail about cleaning some culverts along the trail starting down by Mendota Point and going pas Luckys. They figured out it was actually MN Dots parcel so problem solved. Windy Ridge we already talked about.

Chris Nelson had no update just thanked us for having him there.

City Clerk Krotter talked about going to the CDA for more money. They will be finishing up the playground and putting in new mulch since we put the boarders in and getting two new benches and the flagpole by the gazebo. They said we could use the money for maybe updating our ordinaces and zoning. They would help with the process and get bids for the procedure. She also talked about the recycling program and since 2016 our recycling amount has gone from 1200 to $5600.00 for 2020. We just need to sign a resolution for Dakota County

Also people suggested a clean up day. We will be having a paper shred event. Staff comment closed at 8:37pm.

13. Adjourn: 8:37 pm Motion to adjourn the meeting by Council Member Donnelly. Seconded by Council member Golias.