

MEDINA CITY COUNCIL MEETING MINUTES OF MAY 5, 2015

The City Council of Medina, Minnesota met in regular session on May 5, 2015 at 7:00 p.m. in the City Hall Chambers. Mayor Mitchell presided.

I. ROLL CALL

Members present: Anderson, Cousineau, Pederson, Martin, and Mitchell.

Members absent: None.

Also present: City Administrator Scott Johnson, City Attorney Ron Batty, City Engineer Tom Kellogg, City Planner Dusty Finke, Planning Consultant Nate Sparks, City Finance Director Erin Barnhart, Public Works Director Steve Scherer, Chief of Police Ed Belland, and Recording Secretary Amanda Staple.

II. PLEDGE OF ALLEGIANCE (7:00 p.m.)

III. ADDITIONS TO THE AGENDA (7:00 p.m.)

The agenda was approved as presented.

IV. APPROVAL OF MINUTES (7:01 p.m.)

A. Approval of the April 21, 2015 Special City Council Meeting Minutes

It was noted in section two, it should state, "...watersheds in the City..."

*Moved by Anderson, seconded by Pederson, to approve the April 21, 2015 special City Council meeting minutes as amended. **Motion passed unanimously.***

B. Approval of the April 21, 2015 Regular City Council Meeting Minutes

It was noted on page one, line 51, it should state, "...increase of the value of his neighbors' property..." On page two, line 33, it should state, "...~~their~~ the proposed..." On page five, line 35, it should state, "...~~the correction of Mr. Coghlan to reduce~~ reduction of water units from four to one for Mr. Coghlan's property. She asked is if there was a way..." On page five, line 38, it should state, "...that is determined to the appropriate..." On page five, line 47, it should state, "...Mr. Coghlan to reduce the..." On page eight, line 15, it should state, "...concerns are justified as it has been indicated that Ray McCoy will facilitate the discussion between the departments. He went on to add that in his opinion the City Council should not be involved in discussions with those two departments until Ray McCoy has completed his work".

*Moved by Anderson, seconded by Martin, to approve the April 21, 2015 regular City Council meeting minutes as amended. **Motion passed unanimously.***

C. Approval of the April 23, 2015 8:00 A.M. Special City Council Meeting Minutes

It was noted in section two, it should state, "...summary of findings..."

*Moved by Pederson, seconded by Anderson, to approve the April 23, 2015 8:00 a.m. special City Council meeting minutes as amended. **Motion passed unanimously.***

D. Approval of the April 23, 2015 9:30 A.M. Special City Council Meeting Minutes

*Moved by Anderson, seconded by Cousineau, to approve the April 23, 2015 9:30 a.m. special City Council meeting minutes as presented. **Motion passed unanimously.***

V. CONSENT AGENDA (7:08 p.m.)

A. Approve Managed Account Program (MAP) Agreement, City of Medina Addendum, and State and Local Government Addendum with Marco for Multi-Function Copier Lease

B. Approve Letter of Support for Rumble Strips on Highway 12

C. Approve the Wetland Replacement Plan for the Tower Drive Improvement Project

D. Resolution No. 2015-35 Granting Extension of Time to Submit Final Plat for Capital Knoll Amending Resolution No. 2014-78

E. Resolution No. 2015-36 Adopting a Comprehensive Plan Amendment Regarding the Staging and Growth Plan and the Pace of Development

Martin commended staff for their efforts on moving this item forward. She also thanked the citizens for their input during the discussions.

*Moved by Anderson, seconded by Martin, to approve the consent agenda. **Motion passed unanimously.***

VI. COMMENTS (7:10 p.m.)

A. Comments from Citizens on Items not on the Agenda

There were none.

B. Park Commission

Scherer reported that the Park Commission has not met since the last Council meeting. He reported that the summer park tour will take place on May 20th and provided a brief update of construction of the park at Fields of Medina.

Mitchell stated that Lake Ardmore and Lake Independence organizations are hosting a gathering and suggested that the Council coordinate attendance.

C. Planning Commission

Finke reported that the Planning Commission will meet the following week to continue a public hearing regarding the request from ALDI and to also consider a request regarding solar panels from Wright Hennepin Electric.

VII. PRESENTATIONS

A. Steve McDonald, Abdo, Eick and Meyer – 2014 Annual Financial Report (7:13 p.m.)

Steve McDonald, Abdo, Eick and Meyer, reviewed the management letter, which summarizes the results of the 2014 audit, noting that an audit is required on an annual basis. He reported that the audit resulted in an unmodified opinion with no reportable conditions or findings regarding internal controls. He explained the audit process and reported that staff was well prepared with the necessary information. He highlighted the general fund as well as other City funds, noting that the City has done a good job of

planning and maintaining consistency. He highlighted the water fund and noted that the operating receipts cover the operating costs and provided funding for projects. He noted that while the fund has been sufficient, the City should keep future planning in mind.

Anderson thanked McDonald and his firm for their continued services. He also commended Barnhart for her efforts in leading the process this year.

VIII. NEW BUSINESS

A. Resolution No. 2015-37 Providing for the Sale of \$1,765,000 General Obligation Improvement Bonds, Series 2015A (7:26 p.m.)

Shelly Eldridge, Ehlers and Associates, stated that the City is looking to obtain bids for \$1,765,000 in general obligation improvement bonds, which will fund the Tower Drive, Kilkenny Lane and Hamel Road utility and street road improvement projects. She stated that special assessments and property tax levy will fund a portion of the debt service and explained the liability the City would have should those assessments not be collected. She highlighted aspects of the bonds and bidding process. She stated that the debt of the City was reviewed and no additional cost savings could be obtained by refinancing the existing debt of the City. She reviewed the financing schedule for the proposed project.

Mitchell questioned the date residents could pay without incurring interest.

Barnhart stated that assessments would need to be paid within 30 days of the public hearing for the assessments, which occurred on April 21st.

Mitchell stated that it seems that a resident could prepay the assessment.

Batty explained that while it is possible for residents to prepay the assessment that will be unlikely given the dollar amounts being assessed. He stated that a resident can always prepay by May 20th of this year but interested residents would be charged through December 31st of the following year. He stated that the first 30-day period is the only time to prepay without paying any interest. He noted that residents could end up prepaying before the bonds are called by the City and explained that funds would be used from another City fund to cover the interest the resident would not be paying.

*Moved by Martin, seconded by Cousineau, to adopt resolution no. 2015-37 providing for the sale of \$1,765,000 General Obligation Improvement Bonds, Series 2015A per the terms of the presale report dated May 5, 2015. **Motion passed unanimously.***

B. Todd Monger – Animal Structure Setback Variance – 1272 Homestead Trail – Public Hearing (7:47 p.m.)

Finke presented a variance request to reduce the animal structure setback from 150 to 75 feet, noting that the subject property is 2.5 acres in size. He stated that the rural residential zoning district allows keeping of farm animals on a property of at least two acres but explained that there is no location on the subject property, which would meet the required setback. He reviewed the criteria for the variance request. He stated that the applicant submitted a narrative, which demonstrates how the request meets the variance criteria. He reported that the Planning Commission reviewed the request at their last meeting and recommended approval of the request subject to the listed conditions. He stated that the Commission also suggested that perhaps the City review

the inconsistency of allowing animals on lots that cannot meet the setback requirements. He advised that the Council should hold a public hearing prior to taking any action tonight.

Mitchell questioned if the statement regarding the parcel not being able to meet the setback requirements applies to the size of the lot or the shape of the lot.

Finke replied that the comment applies to both aspects.

Martin asked for information regarding the screening that is provided near the shed.

Todd Monger, the applicant, replied that pine trees provide the screening.

Mitchell opened the public hearing at 7:54 p.m.

No comments made.

Mitchell closed the public hearing at 7:55 p.m.

Cousineau questioned if the area around the shed will be fenced.

Monger replied that the pen will be fenced. He stated that the purpose of the goats will be used as an organic method of buckthorn removal.

Cousineau questioned how many goats the family will have.

Monger stated that originally they had planned for five goats but with the variance request have reduced that request to three goats.

Martin referenced the second condition recommended by the Planning Commission and questioned if tree replacement would occur elsewhere on the property or near the shed.

Finke stated that recommendation was made by staff and the Planning Commission did not discuss that item. He stated that there is not a specification regarding the placement.

Anderson commended staff for the layout of the staff report.

Johnson commended Finke for his great work.

*Moved by Anderson, seconded by Martin, to direct staff to prepare a resolution approving the variance based upon the findings noted in the staff report and subject to conditions recommended by staff, clarifying condition two to state "in a manner which maintains the natural screening currently provided". **Motion passed unanimously.***

C. Villas at Medina Country Club Final Plat (8:01 p.m.)

Pederson recused himself from the discussion.

Sparks stated that the purpose of the Final Plat is to determine that the conditions of the Preliminary Plat have been met, noting that this request also contains a Planned Unit Development (PUD). He advised that the PUD and Preliminary Plat were approved by

the Council on January 6, 2015. He noted that some of the lots had been numbered through this process, specifically the blocks have been replaced with lot numbers. He briefly reviewed the Preliminary Plat conditions and highlighted items that have been completed and that are pending.

Martin asked for additional information regarding the landscaping proposed for the berm.

Sparks explained that a portion of the berm will be heavily landscaped as required for this type of development bordering a County Road. He identified a portion of the berm, which could not be heavily landscaped because the line of sight needs to remain clear in that area. He stated that staff has received some comments from adjacent neighbors regarding the infrastructure locations on Shawnee Woods Road to better coordinate where the driveways and mailboxes are located. He noted that a condition could be added stating that the applicant work with staff regarding the locations. He stated that the residents in that area also do not wish to see wood chip trails.

Anderson questioned the number of fire hydrants planned along Shawnee Woods Road and block one.

Kellogg was unsure but confirmed that the plan would meet the City requirements.

Mitchell questioned if there is adequate outlets for the ponds.

Kellogg stated that additional modeling information was requested for one of the pond outlets.

Martin asked for additional information regarding the wood chip trail.

Sparks identified the location of the proposed wood chip trail.

Scherer explained that the intent is that the trail could connect to the neighboring property in the future, should that property develop.

Anderson stated that there was concern that this development could push water onto neighboring properties and questioned if that concern had been reviewed by staff.

Kellogg confirmed that this property would be in compliance with City standards and would not cause runoff to go onto neighboring properties.

Chuck Alcon stated that they do not have any problems with the conditions. He stated that the fire hydrants are spaced as required by the City and therefore he would not want to change the locations. He referenced the wood chip trail and noted that was recommended by the Park Commission and therefore he would not want to change that.

Steve Theesfeld, 600 Shawnee Woods Road, referenced the wood chip trail. He noted that the trail as proposed would run through wetlands and would be on his personal property. He recognized that the trail would be placed in an easement on his property but did not believe that any of the neighbors want to have this trail. He stated that perhaps the money could be used instead to replace trees that will be removed from Shawnee Woods Trail or to place the trail on the park property rather than his property.

Don Rachel stated that the access and the trail are provided to access the parkland. He stated that the property in discussion is right-of-way and is not Mr. Theesfeld's property. He stated that he would be willing to remove the trail but the City would then not have access to the parkland.

Scherer stated that the trail follows the gravel road the City currently maintains. He stated that the plan would be to walk the edge of the gravel road to the wood chip trail. He stated that the Park Commission did want the wood chip trail to connect to the park.

Mitchell stated that the City can locate a trail within a public right-of-way and the trail has been requested by the Park Commission to be improved, which this plan meets.

Rachel stated that the trail plan shows the delineated wetland and does not cross the wetland.

Theesfeld suggested that the trail instead connect directly south from the existing cul-de-sac.

Rachel stated that he would be agreeable if that is what the City wants, noting that this trail provides the connection to the park the City desired.

Martin referenced a prior discussion regarding increasing the setback of the single-family homes and asked if that had been done.

Alcon confirmed that the setback for those homes have an increase in setback from 25 to 35 feet.

Martin asked for input from staff regarding the trail location.

Scherer stated that if the trail was going to be moved staff should visit the site to determine where that will be moved. He stated that this would basically be a walking path to a few benches.

Mitchell suggested that the trail location be left and could be moved in the future if necessary.

Batty advised that a condition could be amended to state "as agreed upon by staff" pertaining to the trail location.

Mitchell stated that the trail location should be left in the location proposed for the time being and could be moved in the future if necessary.

Martin stated that she does not have an issue with condition 12 and confirmed consensus. She referenced the trail location as the only other issue.

Sparks noted that an additional condition could be made stating that the trail location in the northeast is to be agreed upon by the Public Works Director.

Batty stated that perhaps the Council is reviewing the Preliminary Plat conditions rather than the conditions of the resolution.

Martin referenced condition 11 regarding relocation of the trees and stated that she would not want that to apply to the larger lots as she would want those trees to remain in the front yards.

Sparks stated that condition is intended to only apply to lots 1 through 28.

1. Resolution No. 2015-38 Approving the Final Plat of the Villas at Medina Country Club

*Moved by Martin, seconded by Anderson, to adopt resolution no. 2015-38 approving the Final Plat of the Villas at Medina Country Club as presented, modifying condition 11, the second sentence to state “trees for lots one through 28 and 30 to 36 may be placed in the rear of the lot, for all other lots two trees shall be provided in the front yard...”, and adding condition 18 to state “The final location of the wood chip trail currently shown as emanating from the Shawnee Woods right-of-way will be reviewed by the Public Works Department to determine if it is feasible to relocate all or any of the trail within the park land (dependent on wetland location and tree removal).” **Motion passed unanimously.***

2. Planned Unit Development Agreement by and between the City of Medina and Villas of Medina, LLC for the Villas at Medina Country Club

Moved by Martin, seconded by Anderson, to approve the Planned Unit Development Agreement by and between the City of Medina and Villas of Medina, LLC for the Villas at Medina Country Club.

Further discussion: Mitchell asked for additional information as to the parties included on the PUD and the involvement of the Golf Course. Batty provided additional clarification noting that the Golf Course is included in the PUD.

Motion passed unanimously.

Pederson rejoined the Council.

D. Ordinance No. 578 Repealing Adoption of Minnesota Rules Chapter 1306 (8:48 p.m.)

Johnson stated that staff has prepared this ordinance as a result of the previous discussion of the Council to repeal adoption of Minnesota rules chapter 1306 regarding sprinkling requirements.

Anderson stated that repealing this would remove a layer of safety from the residents. He stated that he read section 1305 and was comforted to see the protection provided in that aspect and therefore would support repealing 1306.

Martin stated that it is questionable if 1306 had advanced safety as it has thwarted development.

*Moved by Cousineau, seconded by Anderson, to adopt Ordinance No. 578 repealing adoption of Minnesota Rules Chapter 1306. **Motion passed unanimously.***

Mitchell briefly recessed the meeting at 8:52 p.m.

Mitchell reconvened the meeting at 8:55 p.m.

E. Medina Golf and Country Club General Plan PUD, CUP Amendment and Site Plan Review (8:55 p.m.)

Sparks presented an application for a PUD, CUP amendment and Site Plan review for the Golf Course, which is identified as lot 29 in the development. He stated that the applicant is proposing a 5,000 square foot maintenance facility next to the existing maintenance facility as well as two additional restroom buildings to be located on the property. He advised that all the required setbacks would be met. He reviewed the proposed building material and the materials required by Code, noting that the applicant is requesting flexibility to use for the new maintenance facility. He advised that the roof would be replaced on the existing maintenance building for both improvement and aesthetic purposes. He also provided a sketch of the proposed restroom buildings, noting that additional screening would be requested and the applicant does not oppose. He stated that staff has some concern regarding the view of the maintenance building from the development to the south. He stated that the Planning Commission recommended approval of the request with additional screening requested for the maintenance building.

Cousineau asked for clarification regarding the limits on the amount of metal allowed. It was noted that the building could be up to 20 percent metal and she believed that the building could be completely composed of metal if the building were 4,000 square feet rather than 5,000 square feet.

Sparks replied that a 4,000 square foot accessory structure could be composed of metal on a residential property.

Scott Peterson, President of Medina Golf and Country Club, stated that the maintenance building is proposed to be metal but would be two-toned metal. He stated that the closest development would be Dominion and they are proposing to heavily screen the area from that neighborhood. He stated that the idea is to compliment the two maintenance buildings to each other and not exactly match the clubhouse. He noted that it is likely that the only people that would see the buildings would be patrons and employees. He noted that patrons today sometimes do not even notice the current maintenance building. He advised that the improvement to the existing maintenance building would repair damage in the roof. He noted that the existing maintenance building is composed of cinder block but would be painted to match the new building in tan and brown tones.

Mitchell stated that he has heard that metal buildings are not what they used to be and have been described as nice.

Anderson stated that the existing maintenance shed is extremely well shielded from the neighborhood.

Martin stated that the building is visible from Clydesdale.

Peterson stated that additional trees will be planted to shield that area as well.

Martin stated that there was a great deal of effort in preserving the Golf Course and did not want to see the site filled with metal buildings.

Cousineau agreed and stated that the Code specifically eliminates metal and stated that she would be open to a combination of materials.

Peterson stated that the material is really quite nice and advised that additional trees would be planted to provide screening.

Sparks stated that an amended landscaping plan has not been submitted by the applicant.

Mitchell questioned the timing of the project.

Peterson stated that they would not begin construction on the maintenance facility until after Labor Day and noted that the restroom construction would occur later this summer in conjunction with the utilities being installed in the adjacent development.

Mitchell stated that perhaps the applicant should provide a landscaping plan to show that the screening will be adequate. He also asked the applicant to bring in material samples.

Peterson stated that the project schedule would actually go for bids within the next week and that would delay the process. He asked Council to consider the recommendation of the Planning Commission.

Martin agreed with the comments of Mitchell and stated that she would like to see the materials before allowing this exception to be made. She questioned if the applicant would be agreeable to a condition that there will not be outdoor storage or trash enclosures.

Peterson stated that currently there is outdoor storage because of the limited amount of space and noted that with the new facility there will be additional indoor storage space.

Mitchell asked that the request be tabled to the next meeting with the applicant bringing in proposed building materials and a landscaping plan.

Martin also asked for the applicant to provide examples of other buildings in the area composed of the material for comparison purposes.

The item was tabled with the direction of the applicant to provide additional site plan detail, landscaping details and samples of the metal materials.

*Moved by Anderson, seconded by Cousineau, to table the Medina Golf and Country Club General Plan PUD, CUP amendment and Site Plan review pending additional Site Plan details, landscaping details and samples of the metal materials to be provided from the applicant. **Motion passed unanimously.***

F. Interim Highway 55/County Road 116 Intersection Improvements (9:18 p.m.)

Johnson reported that there was a meeting on April 24th, which staff and Peterson attended, at which the Highway 55/County Road 116 intersection was discussed. He stated that at that meeting Hennepin County proposed to move forward on the interim project the summer of 2015 with the full project to occur in 2017. He stated that Hennepin County has offered to pay the entire cost of the interim project.

Mitchell stated that this is great that the project is moving forward but the project will be ahead of what the City had planned for and questioned if the City would be prepared for that.

Johnson stated that staff is cautiously optimistic and will be reviewing aspects of Municipal State Aid (MSA) financing. He noted that there is also an option where the City could borrow ahead through MSA funds.

Anderson questioned if the City would be committed to going down this road if the second resolution is passed. He referenced the restriping idea and stated that he would like to see the results before committing to this project. He stated that he would also like to see the completion of the Highway 494 project to determine if the additional traffic will still use CR 116.

Pederson stated that Hennepin County has stated that they will move forward with the interim project in 2015 and move the complete project in 2017 if the City agrees, otherwise this will be passed by.

Anderson stated that he does believe that this is the biggest traffic problem in the City right now.

Martin credits the residents that live north of Highway 55 that alerted the City and Council to this issue. She also commended the House and Senate representatives that spoke in support of the project.

Mitchell questioned when more detailed information would be known.

Kellogg stated that he did not have the information from the State at this time but believed that he would have it soon.

Martin stated that Hennepin County is asking for the response of the City.

Johnson stated that the County will not move forward with the interim intersection project without the response of the City.

Martin stated that the City will be getting a significant contribution and it is hard to look a gift horse in the mouth.

Johnson stated that a portion of the improvements will also be funded by utilities and other City funds.

Martin noted that the decisions regarding utilities and the quiet zone would not have to be made tonight, but acknowledged that it would most likely be a great cost savings to complete the utility work in conjunction with the street project.

Scherer stated that this is a priority project and the City has lobbied for this for eight or nine years.

Martin stated that she is very excited about this.

Anderson thanked Johnson and Pederson for their efforts, noting that the squeaky wheel gets the grease.

Johnson commended Public Works Director Steve Scherer and City Planner Dusty Finke for their efforts to move the interim project forward as they have been working on this for years.

*Moved by Martin, seconded by Pederson, to approve the plans for the interim Highway 55/CR 116 project to be completed during the summer of 2015. **Motion passed unanimously.***

*Moved by Martin, seconded by Pederson, to update the 2015 Capital Improvement Plan to move construction of the Highway 55/CR 116 Intersection project to 2017. **Motion passed unanimously.***

*Moved by Martin, seconded by Pederson, to utilize existing and future Municipal Construction State Road Aid account funds for eligible costs on the Highway 55/CR 116 Intersection project. **Motion passed unanimously.***

G. Resolution Supporting the Job Creation Fund Application for InCity Farms (9:38 p.m.)

Johnson presented a resolution, which had been updated with proposed changes from Mitchell. He explained that InCity Farms is proposing to purchase a property on Willow in order to convert the location into an agricultural use, compared to the current industrial use. He explained that the property taxes could be reduced by 50 to 60 percent. He stated that staff has spoken with the County and there is a 50/50 chance that the use could be reclassified for tax purposes from industrial to agricultural. He explained that the fish tanks could not use chlorinated water and therefore InCity Farms is also requesting a private well for the facility.

Martin questioned the current tax revenue of the property.

Finke reported that the current tax revenue is \$150,000 to \$160,000, of which the City would receive 25 percent.

Johnson stated that the change in classification could reduce the tax value by 50 percent or more.

Pederson stated that he would oppose the change in classification because of the improvements that have been made to that site. He noted that proximity to the intersection and roadway and that there are utilities on that site. He stated that decreasing the tax for this property would increase the tax liability to other properties. He stated that he would support the use but would not support the change in classification.

Finke stated that if the addition is completed the market value will increase and therefore the reduction in taxes will be a wash.

Martin questioned the address of the property. It was confirmed that the address of the proposed location is 4375 Willow Drive.

Batty stated that the Council is not being asked to make the tax decision, as that will be made by the assessor. He stated that the Council is being asked to facilitate this through a resolution of support.

Mitchell stated that the applicant is applying to the State of Minnesota under the Job Creation Fund. He stated that the Council is simply being asked to support the application and if the grant is not obtained the applicant may not move forward. He stated that no application has been submitted to the City and therefore the Council is discussing something that is not being requested. He stated that if the grant funds are received the applicant can come back before the Council to discuss the request.

Mike McGill, InCity Farms, stated that they are proposing to do indoor farming where fish and vegetables can be grown. He stated that if the addition is completed this would be the second or third aquaponics site in the country. He explained that the fish waste is used to fertilize the plants and noted that the well would be requested as fish cannot survive in chlorinated water. He stated that the water would be recycled and therefore there would not be a large amount of discharge into the storm sewer. He stated that they are simply requesting support from the Council to go forward to the State to request funding. He stated that there would be 180 employees at the site with the lowest paying job being \$33,000 plus bonus opportunities.

Scherer questioned if the water could simply be dechlorinated.

McGill explained that there could be a problem if the tank were to become diseased.

Scherer stated that other water users have underground water tanks that are used in other situations, should the well become an issue. He also questioned if the water would be marked to ensure that the two forms of water would be clearly identified to ensure that people are not drinking the water.

McGill explained that the water would be clearly marked and the well would only be used for the water system and the City water would be used for the bathrooms and other facilities used by people. He stated that the system was designed by Pentair and they do not have all the details.

Mitchell questioned when the applicant plans to submit the application to the State and when the response would be made.

McGill stated that the application has been submitted and they are simply asking for support from the City.

Mitchell stated that he believes the version of the resolution he proposed would not be of any harm and could be approved.

Batty questioned the type of land use application that would come before the City should this move forward.

Finke stated that a land use application would not be necessary and advised that the applicant would perhaps come to the City for deed application; noting that the applicant could still decide whether or not they would go forward with or without that support. He noted that the issue of the well would need to come forward.

Cousineau clarified that if the approval is given tonight that does not specify that the Council would support the project in the future.

McGill confirmed that he is simply asking for the support of the Council in the grant application.

Martin stated that she is very comfortable with the language used in the resolution of support.

Batty stated that other than the issue regarding the well, the Council will not have a substantive decision in the use in the future. He stated that there will be discussion regarding the Site Plan and building materials but the Council will not have a big decision in the future regarding the use.

Pederson questioned if there would be an impact to the aquifer.

Scherer stated that he does not have that information.

McGill explained the amount of water used to initially charge the system and noted that the only replacement would be for evaporation.

Cousineau stated that she does not feel that she has enough information.

Finke stated that he believes that the applicant is looking for a site that would support the creation of this use.

McGill stated that they are just asking for support on the application at this point but noted that they were also providing the information as to what they would need to be successful at this site including the well and addition.

Mitchell stated that the Council can support the application and staff can work with the applicant to determine if their needs can be met at this site.

Pederson stated that perhaps the resolution could be tabled until additional work can be done between staff and the applicant.

Martin questioned the impact the delay would have on the applicant's timeline.

McGill stated that he was unsure of the timeline, noting that they have until the end of May to complete their due diligence, during which time the site and issues with the water will be further researched. He explained that the State funds are not issued in a check upfront and noted that the business would have to be in good standing and the employees would need to be in place for a period of time before any funds would be received.

*Moved by Pederson, seconded by Anderson, to table the resolution supporting the job creation fund application for InCity Farms as modified. **Motion passed unanimously.***

IX. CITY ADMINISTRATOR REPORT (10:06 p.m.)

A. Clean-Up Day

Johnson thanked the members of the Council, volunteers, and staff who attended Clean-Up Day, as well as Linda Lane and Steve Scherer for organizing the event.

B. Pinto Drive Water Tower Removal

Scherer reported that the old water tower was removed today and the site looks untouched and you cannot tell the tower was even there.

C. Body Cameras

Belland stated that the legislature is investigating the Data Practices Act in regard to this aspect. He explained that there are things that must be redacted, such as victims and minors. He provided an example of the long process needed to redact victims and minors from the body camera tapes and stated that the decision has been made to wait for the information from the legislature.

X. MAYOR & CITY COUNCIL REPORTS (10:10 p.m.)

Mitchell thanked Belland for his report. He stated that an update should be provided from Ray McCoy in the near future on the Fire Departments. He referenced the Mound Fire District discussion and stated that he would not want Medina to join a second Fire District.

Belland stated that the Mound discussion does not apply to Medina. He stated that the Fire District is just an idea that is being explored in the early stages.

XI. APPROVAL TO PAY THE BILLS (10:18 p.m.)

*Moved by Martin, seconded by Pederson, to approve the bills, EFT 003115E-003131E for \$41,037.52, order check numbers 42757-42809 for \$254,711.99, and payroll EFT 506354-506380 for \$46,308.37. **Motion passed unanimously.***

XII. ADJOURN

*Moved by Martin, seconded by Anderson, to adjourn the meeting at 10:18 p.m. **Motion passed unanimously.***

Bob Mitchell, Mayor

Attest:

Scott Johnson, City Administrator