

The Council Meeting was called to order at 7:00 by Mayor Michael Egelston at the Community Meeting Room, 100 Village Center Drive, Suite 150, City of North Oaks, Minnesota. Present were Mayor Mike Egelston and Councilmembers Marty Long, Rick Kingston and Gregg Nelson. City Administrator Michael Robertson, City Attorney David Magnuson, Recording Secretary Kathy Laur and Videographer Maureen Anderson were present.

Absent: Councilmember Katy Ross.

Pledge of Allegiance

Approval of Agenda

Councilmember Long moved to approve the Agenda. The motion was seconded by Councilmember Nelson and passed unanimously.

Citizen Comments

Tom Dougherty, president of the North Oaks Company congratulated Marty Long, Rick Kingston and Mike Egelston on their reelection to the City Council. Dougherty also introduced the council to new North Oaks Company president Mark Houge. Houge will be the sixth president of the NOC and on behalf of the Harpur family Dougherty is introducing him to the community. Houge has 30 years of experience in the real estate industry. He is from St. Paul and is looking to move north closer to North Oaks.

Consent Agenda

1. Minutes of the Regular Council Meeting of October 13, 2016 for approval
2. Minutes of the Natural Resource Commission of October 20, 2016 for approval
3. Minutes of the Regular Planning Commission Meeting of October 27, 2016 for approval
4. Variance #16-04, 3 Spring Marsh Lane, Charles Meyer, ISTS
5. Resolution 1322 A Resolution Requesting 2017 Score Grant Funds from Ramsey County
6. Licenses for Approval:
 - Mechanical Contractors Plumbing & Heating:** Assured Comfort Heating & AC; Hoffman Refrigeration and Heating; K & S AC & Plumbing, Inc.
 - Arborists**
 - Sewer/Water Installation:**
7. Claims for Approval: 012043-012083

Councilmember Long made the motion to approve the Consent Agenda with a second from Councilmember Kingston. The motion carried unanimously.

Petitions, Requests, & Communication

1. Deputy Mike Burrell
Deputy Burrell said there were some broken windows at a church on Hodgson Road and at a residence on Blue Jay Lane, but he didn't know if they were related.

With regard to traffic and speeding, Burrell would like residents to let him know if there is a specific area of concern and he will monitor it. A vehicle went off the road by the West Rec and hit a tree and speed was a factor.

If residents are going out of town and would like for Deputy Burrell to do house checks while they are gone they should contact him by phone 651-239-9731 or email Michael.burrell@co.ramsey.mn.us.

Unfinished Business

1. Approve Commissioner Attendance Policy
Councilmember Long would like to see a policy like this adopted because attendance at Commission meetings is important. He noted that he discussed it with the Natural Resource Commission and they had no problem with it. Mayor Egelston suggested it be discussed with the Planning Commission at their next meeting.
2. Approve Remote Meeting Policy
City Attorney Magnuson reviewed the policy and said it complies with Minnesota State Statutes. Councilmembers could Skype in to a meeting as long as they are in a public space and not in a hotel room or somewhere else that was private. The proposed policy also says that Councilmembers could not miss more than three meetings a year and no more than two consecutive times. Administrator Robertson said that he is working with the cable service technicians to see what equipment, if any, would need to be added. Mayor Egelston asked him to get a cost estimate for Council.
Councilmember Nelson made the motion to approve the remote meeting policy with a second from Councilmember Kingston. The motion carried unanimously.
3. Discussion of Rapp Farm Golf Cart Policy
Mayor Egelston said the City surveyed Rapp Farm residents at the end of the summer to see how they felt about the use of golf carts within the subdivision. Thirty-four residents responded to the survey. Thirty of the respondents were in favor of the golf carts. Deputy Burrell said he had no issues with the golf carts over the summer. The use of golf carts are only allowed from Memorial Day to Labor Day.
Councilmember Kingston moved to make the use of golf carts in Rapp Farm permanent with a second from Councilmember Long. Motion carried unanimously.

New Business

1. West Rec Conditional Use Permit-Hockey Lights Re-aiming
Administrator Robertson said that NOHOA requested to reopen the CUP governing the West Rec in order to re-aim their hockey lights back to their original positions. Though NOHA did not request it, their lighting consultant suggested that the lights could be adjusted slightly but not back to their original positions in order to provide more light to the ice rinks without creating problems for the neighbors. Robertson said the Planning Commission recommended that adjustments be made with the neighbors invited so that there are no new issues created for them. NOHOA president Bill McNee said that possibly different hoods could be attached to the current lights and adjusted without affecting the

neighbors. NOHOA would like this done by December in time for ice rink use. Councilmember Nelson said there was never a problem with spillover light or complaints about the ice rinks until the new lights were installed. He suggested that LED lights are more directional and could possibly be used instead. Nelson also stated that the whole West Rec doesn't need to be lit up as this created issues for drivers. He does not want any light adjustments to create problems for the neighbors.

Councilmember Nelson moved to approve reopening the West Rec CUP so that all parties, including adjacent residents, can meet on site at a designated time and date to adjust the lights before December 10; that NOHOA plant additional trees where necessary to reduce glare; and that NOHOA consider other solutions including LED's. Seconded by Councilmember Long. The motion carried unanimously.

2. Agreement to Takeover North Oaks Company Sewer and Water Systems

Mayor Egelston reviewed the meetings he and Councilmember Long have held with the North Oaks Company (NOC) to negotiate this agreement. The City would take over utilities from the NOC as this is a city issue. He thinks this is a great agreement that protects both parties. He noted that this agreement only concerns the systems owned by the North Oaks Company and that there are six neighborhoods where the utilities are owned by the neighborhood association and they are not part of this agreement.

Administrator Robertson noted that the key elements of the agreement are that the North Oaks Company must bring all utilities up to a good condition and turn over all their sewer and water financial reserves to the City. He said that when this agreement is completed it could serve as a template if any other neighborhoods would like their sewer or water systems taken over by the City. He noted that he and the City Engineer met with White Bear Town staff which has been doing the maintenance on the systems to review their records. There are six different neighborhoods that will be taken over and each has an amendment to the agreement where the City Engineer has to certify that the systems are up to standards and the City Attorney has to certify that the City has the proper documents in hand. City Attorney Magnuson noted that he will be reviewing the necessary easements for each neighborhood to be certain the City has proper access to the utilities.

Councilmember Nelson made the motion to approve the agreement with a second from Councilmember Kingston. The motion carried unanimously.

3. Approve NOHOA Easement Use Agreement

Administrator Robertson said that as part of the City's process for taking over some sewer and water systems from the NOC, the Company is assigning to the City its utility access easement rights. Given that the City will be working within private road right-of-ways, NOHOA has asked that we sign a Maintenance and Easement Agreement with them.

Councilmember Nelson made the motion to table action on the proposed agreement until we have received a description of work for Exhibit A, with a second from Councilmember Kingston. The motion carried unanimously.

4. Approve Water Resources Best Practices

Councilmember Long said the Natural Resources Commission (NRC) had been working on this document for many months and would like the City Council to adopt it. NRC Chair Bob

Larson said our water resources need to be protected and that this document is an educational tool of the “why’s and “what’s” to do with regard to our water. Mayor Egelston reviewed the document and thanked the NRC for their work.

Councilmember Long made the motion to approve the Water Resources Best Practices with a second from Councilmember Kingston. The motion carried unanimously.

5. Consider a Survey of Evergreen, Willow and Larkspur Residents Regarding Road Closure
Mayor Egelston said that cut through traffic and speeding on Evergreen Lane, Larkspur Lane and Willow Road is still a problem. He would like to survey the residents that live in those areas about what they would like to see happen. Administrator Robertson said that the latest study shows that the actions the City has taken have reduced the traffic in the neighborhood by 25% but that it is still many times higher than it should be. NOHOA President Bill McNee said the actions the city has taken so far have helped but hasn’t improved it as much as they’d like. He said he’d like NOHOA to do the survey of the residents because NOHOA is responsible for the roads. City Attorney Magnuson said that the City has the right to determine the road design and may close a road if they wish. Council consensus was that NOHOA could do the survey.
6. Appoint Nancy Reid, Kara Ries, Dave Pfuhl to the Planning Commission
Councilmember Long made the motion to approve the appointment of Nancy Reid, Kara Ries and Dave Pfuhl to the Planning Commission with a second from Councilmember Nelson. The motion carried unanimously.

Councilmember Reports

- **Councilmember Marty Long**

NOHOA president Bill McNee and NOHOA board member Diane Gorder are working on a shoreline policy with City Forester Mark Rehder. Homeowners need to contact NOHOA and the City Forester before doing anything on the shoreline. NOHOA has spent \$25,000 a year on restoring the shoreline and VLAWMO has also contributed money for shoreline restoration. There has been a rise in clear cutting on the shoreline which is not allowed and the Natural Resources Commission and NOHOA are discussing what steps to take to address it.

- **Councilmember Rick Kingston**

The Tick Task Force will have a meeting the week of November 14 to review the survey that was given out to residents earlier in the year.

Councilmember Kingston and Chair Brooke Moore will be on CTV to talk about the Tick Task Force and Lyme Disease. Mosquito control will be working in collaboration with the Task Force to battle ticks in the future.

- **Councilmember Gregg Nelson**

Nothing to report

- **Mayor Michael Egelston's Report**

Congratulated Marty Long and Rick Kingston on their reelection to the City Council.

He reiterated the importance of clearing out piles of brush as they harbor critters that carry ticks and therefore Lyme disease.

Administrative Report

Administrator Robertson said a post-election canvassing meeting is scheduled for November 14, 2016 at 6:30 pm in the Community Meeting Room.

City Attorney Reports

Nothing to report

Miscellaneous

Next Natural Resource Commission Meeting is Thursday, November 17, 2016 @ 7:00 pm in the Community Meeting Room

Next Regularly Scheduled Planning Commission Meeting is Tuesday, November 29, 2016 @ 7:00 pm in the Community Meeting Room (if needed)

Next Regularly Scheduled Council Meeting is December 8, 2016 @ 7:00 pm in the Community Meeting Room

Adjournment

On motion duly made by Councilmember Nelson, seconded by Councilmember Kingston and carried unanimously, the meeting was adjourned at 8:34 pm.

Attest:

Respectfully Submitted

Mayor Michael Egelston

Kathy Laur
Recording Secretary