



# City Council

## Regular Meeting

~ Minutes ~

1408 Lake Street South  
Forest Lake, MN 55025  
[www.ci.forest-lake.mn.us](http://www.ci.forest-lake.mn.us)

Karin Derauf, Deputy City Clerk

Monday, April 25, 2022

7:00 PM

City Center - Council Chamber

### 1. Call to Order

### 2. Roll Call

| Attendee Name | Title         | Status  | Arrived |
|---------------|---------------|---------|---------|
| Mara Bain     | Mayor         | Present |         |
| Sam Husnik    | Councilmember | Present |         |
| Kathy Bystrom | Councilmember | Present |         |
| Kelly Monson  | Councilmember | Present |         |
| Hanna Valento | Councilmember | Present |         |

### 3. Pledge of Allegiance

### 4. Approve the Agenda (Action)

Motion to: Approve the Agenda

Comments:

|                  |  |
|------------------|--|
| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>             |
| <b>MOVER:</b>    | Hanna Valento, Councilmember           |
| <b>SECONDER:</b> | Kelly Monson, Councilmember            |
| <b>AYES:</b>     | Bain, Husnik, Bystrom, Monson, Valento |
| <b>NAYS:</b>     |  |
| <b>ABSTAIN:</b>  |  |
| <b>ABSENT:</b>   |  |

### 5. Open Forum – Citizen Petitions, Requests, and Concerns

*The Open Forum is available for residents to express personal opinions for any item of business.  
Please limit your comments to three (3) minutes.*

### 6. Consent Agenda Considerations (Action Items)

Motion to: Approve Consent Agenda Items 6. a. through 6. d. and 6. f. through 6. p.

Comments:

- a) Approve City Bills
- b) Approve Minutes from March 28, 2022 Regular Council Meeting
- c) Approve Minutes from April 11, 2022 Council SPECIAL Meeting
- d) Approve Minutes from April 11, 2022 Board of Appeals and Equalization Meeting
- e) Approve Minutes from April 18, 2022 Council-EDA Joint Workshop



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- f) Melissa Sue Andrews – Outdoor Entertainment Permit
- g) Forest Lake Tobacco Inc. – 2022 Tobacco License NEW
- h) Lot 5 Airport Lease Transfer
- i) Resolution 04-25-22-01 - Transfer of TIF Funds to the Capital Improvement Fund for the Sale of Property in the Industrial Park Tax Increment District 1
- j) Water Treatment Plant No. 2 Rehab – Contractor Request for Payment No. 7
- k) Resolution 04-25-22-02 - MNDot Aeronautics M&O Flex Grant Agreement and Resolution
- l) American Legion Post 225 - LG240B Gambling Exempt Permit
- m) Forest Lake Lake Association – Outdoor Entertainment Permit
- n) Mr. Pawn – 2022 Pawnbroker License – NEW LOCATION
- o) Encroachment Agreement with TRFL, LLC
- p) Zayo

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Sam Husnik, Councilmember  
**SECONDER:** Kathy Bystrom, Councilmember  
**AYES:** Bain, Husnik, Bystrom, Monson, Valento  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

**Motion to:** Approve Consent Agenda Item 6. e. Minutes from April 18, 2022 Council-EDA Joint Workshop

**RESULT:** ADOPTED [4 to 1]  
**MOVER:** Mara Bain, Mayor  
**SECONDER:** Kelly Monson, Councilmember  
**AYES:** Bain, Bystrom, Monson, Valento  
**NAYS:**  
**ABSTAIN:** Husnik  
**ABSENT:**

## 7. Regular Agenda (Action Items)

- a. Resolution 04-25-22-03 – Donation for \$7,200.00 from American Legion Post #225 to the Police Department for the Purchase of Less Lethal Platforms to Assist Police Personnel



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**Motion to:** Approve Resolution 04-25-22-03 Donation of \$7,200 from the American Legion Post #225 for the Forest Lake Police Department

**Comments:** Chief Peterson thanked the American Legion for their generous donation.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Mara Bain, Mayor  
**SECONDER:** Hanna Valento, Councilmember  
**AYES:** Bain, Husnik, Bystrom, Monson, Valento  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

### b. Resolution 04-25-22-04 - Spring Fling Donations

**Motion to:** Approve Resolution 04-25-22-04 for Donations from various individuals for the Spring Fling Event

**Comments:** Jamie Muscha thanked everyone for their donations for the Spring Fling Event.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Mara Bain, Mayor  
**SECONDER:** Sam Husnik, Councilmember  
**AYES:** Bain, Husnik, Bystrom, Monson, Valento  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

### c. FLAAA Athletic Facilities Use Agreement

**Motion to:** Approve the FLAAA Athletic Facilities Use Agreement

**Comments:** Jamie Muscha provided brief information about the FLAAA Facilities Use Agreement

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Kathy Bystrom, Councilmember  
**SECONDER:** Kelly Monson, Councilmember  
**AYES:** Bain, Husnik, Bystrom, Monson, Valento  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

### d. Resolution 04-25-22-05 - Room Use Fees and Adoption of Amended Room Use Policy

**Motion to:** Approve Resolution 04-25-22-05 to Amend the Room Use Fees as per the Updated Room Use Policy



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City Center - Council Chamber

Comments: Deputy City Clerk Derauf provided updated information to the Room Use Policy for the City Center and Senior Center which included specific uses for each facility along with updated fees for 2022 which will take place immediately upon Council Approval.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Kathy Bystrom, Councilmember  
**SECONDER:** Sam Husnik, Councilmember  
**AYES:** Bain, Husnik, Bystrom, Monson, Valento  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

Motion to: Approve the Amended Conference Room Use Policy

Comments:

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Mara Bain, Mayor  
**SECONDER:** Hanna Valento Councilmember  
**AYES:** Bain, Husnik, Bystrom, Monson, Valento  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

## 8. Discussion

a) Moratorium on Wetland Banks

Comments: Interim Zoning Administrator Fuerst discussed Wetland Banks in the city and noted that a more thorough discussion is needed to make an effective decision on whether to allow the conversion of developable property into wetland banks. He noted that a one-year moratorium should be considered for further research because once a property is designated as a wetland bank it cannot be converted back to developable property. He explained the process of moving forward with a moratorium. City Attorney Mikhail noted that the moratorium can be removed prior to a year, but it will allow at least a year to have it in place for further research and discussion.

b) Utility Bill Presentation

Comments: Kevin Knopik, Finance Director provided information regarding the City Utility Bill and the rates for 2022. He noted that the rates are approved by Council in December of 2021. He provided additional information regarding units per 1,000 gallons. He indicated that the billing rates have a tiered system to promote water conservation. Finance Director Knopik also provided example utility bills and gave an explanation of a sample bill.



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He also discussed the sanitary sewer rates and noted that sewer rates are based on maximum winter usage. He also discussed surface water management fees that were increased for 2022.

### 9. Staff Updates

Comments: Assistant City Administrator Udem commented on the Downtown Plan and noted that residents will have an opportunity to comment online. Interim Zoning Administrator Fuerst noted that he is in development season with a lot of projects. Public Works Director commented that Mark Munkowicz will be retiring from his Department and thanked him for all his work. Ryan Goodman, City Engineer, commented that engineering will be conducting traffic counts. He also noted that there will be some preconstruction meetings for the North Shore Project. He commented on several other projects and provided updates. Chief Peterson commented that the Police Department will be bringing out the speed trailer and noted that the bike patrol program will begin soon. Jamie Muscha commented that the Spring Fling will be Saturday, May 7, at the City Center. Kim Carlson, Accounting Manager, commented that the utility billing function on the city website has been repaired. Finance Director Knopik noted that the Audit has begun and a report will be available at the beginning of June.

### 10. Mayor and City Council Updates

Comments: Councilmember Bystrom thanked the Board of Appeal workers from the County. Councilmember Valento participated in the Clean Up the City Challenge.

### 11. Closed Session Pursuant to Minnesota Statutes, Section 13D.05, Subdivision 3(B), for a Confidential Attorney-Client Discussion Concerning Pending Litigation in The Matter Lake View Farms of Forest Lake, LLC V. Forest Hills Farm Owners Association and City of Forest Lake, Court File Number 82-CV-19-4630

Motion to: Open the Closed Session Pursuant to Minnesota Statutes, Section 13D.05, Subdivision 3(B), for a Confidential Attorney-Client Discussion Concerning Pending Litigation in The Matter Lake View Farms of Forest Lake, LLC V. Forest Hills Farm Owners Association and City of Forest Lake, Court File Number 82-CV-19-4630.

Comments:



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**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Kelly Monson, Councilmember  
**SECONDER:** Hanna Valento, Councilmember  
**AYES:** Bain, Husnik, Bystrom, Monson, Valento  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

Motion to: Close First Closed Session

Comments:

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Sam Husnik, Councilmember  
**SECONDER:** Hanna Valento, Councilmember  
**AYES:** Bain, Husnik, Bystrom, Monson, Valento  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

### 12. Closed Session Pursuant to Minnesota Statutes, Section 13D.05, Subdivision 3(B), for a Confidential Attorney-Client Discussion Concerning Pending Litigation in the Matter Lighthouse Lofts, LLC V. City of Forest Lake, Court File Number 82-CV-21-723

Motion to: Open the Closed Session Pursuant to Minnesota Statutes, Section 13D.05, Subdivision 3(B), for a Confidential Attorney-Client Discussion Concerning Pending Litigation in the Matter Lighthouse Lofts, LLC V. City of Forest Lake, Court File Number 82-CV-21-723

Comments:

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Kelly Monson, Councilmember  
**SECONDER:** Hanna Valento, Councilmember  
**AYES:** Bain, Husnik, Bystrom, Monson, Valento  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**



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**Motion to:** Close the Second Closed Session and Open the Regular Council Meeting

Comments:

|                  |  |
|------------------|--|
| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>             |
| <b>MOVER:</b>    | Sam Husnik, Councilmember              |
| <b>SECONDER:</b> | Kelly Monson, Councilmember            |
| <b>AYES:</b>     | Bain, Husnik, Bystrom, Monson, Valento |
| <b>NAYS:</b>     |  |
| <b>ABSTAIN:</b>  |  |
| <b>ABSENT:</b>   |  |

### 13. Approve Mediated Settlement Agreement in Lighthouse Lofts, LLC V. City of Forest Lake

**Motion to:** Approve Mediated Settlement Specifically the Payment Of \$275,000 From the City of Forest Lake to Lighthouse Lofts in Exchange for Release Of All Claims and Dismissal of the Lawsuit

Comments:

|                  |  |
|------------------|--|
| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>             |
| <b>MOVER:</b>    | Kathy Bystrom, Councilmember           |
| <b>SECONDER:</b> | Sam Husnik, Councilmember              |
| <b>AYES:</b>     | Bain, Husnik, Bystrom, Monson, Valento |
| <b>NAYS:</b>     |  |
| <b>ABSTAIN:</b>  |  |
| <b>ABSENT:</b>   |  |

### 14. Adjourn

**Motion to:** Adjourn

Comments:

|                  |  |
|------------------|--|
| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>             |
| <b>MOVER:</b>    | Hanna Valento, Councilmember           |
| <b>SECONDER:</b> | Kelly Monson, Councilmember            |
| <b>AYES:</b>     | Bain, Husnik, Bystrom, Monson, Valento |
| <b>ABSENT:</b>   |  |