



CITY COUNCIL MEETING MINUTES

Richfield, Minnesota

Special City Council Work Session

March 27, 2018

CALL TO ORDER

The work session was called to order by Mayor Elliott at 5:50 p.m. in the Bartholomew Room.

Council Members Present: Pat Elliott, Mayor; Edwina Garcia; Maria Regan Gonzalez; Michael Howard; and Simon Trautmann.

Staff Present: Steven L. Devich, City Manager; Jay Henthorne, Public Safety Director/Police Chief; Jennifer Anderson, Support Services Supervisor; and Jared Voto, Executive Aide/Analyst.

Item #1	T-21 TOBACCO INITIATIVE
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Kris Klos, Advisory Board of Health (ABH) Chair, and Taylor Croissant, ABH Vice-Chair, presented the topic of raising the tobacco sales age to 21 and provided information on tobacco use in the Richfield School District, reasons to raise the age of tobacco sales to 21, who supports raising the age to purchase tobacco, other cities that have raised the sales age, and frequently asked questions about the initiative.

Council Member Regan Gonzalez thanked the ABH Chair and Vice-Chair for their presentation and work on this topic and thanked the people in attendance for this topic. She stated as a public health official she was in support of this initiative.

Council Member Garcia thanked the ABH Chair and Vice-Chair for their work and hearing from residents. She thanked the residents and school board members in attendance. She suggested sharing this information with the Chamber of Commerce and Richfield services clubs, like the Optimists.

Council Member Trautmann thanked the ABH Chair and Vice-Chair for their presentation and stated he had concerns about taking people’s liberty away from them. He stated he didn’t smoke, but his brother does, and believed e-cigarettes are used as a cessation tool and within a community/social environment. He also stated he had talked with some businesses and has concerns that we are saying we may not want certain types of businesses in Richfield.

Mayor Elliott thanked the ABH Chair and Vice-Chair for their presentation and Council Member Trautmann for voicing his opinion. He and stated he was not in favor of arbitrary restrictions based on age. He stated he cannot question the medical results but unsure of the anecdotal stories. He stated he would support the effort because it is a health crisis, but reiterated he generally opposed artificial age restrictions.

Council Member Howard thanked the ABH Chair and Vice-Chair for their presentation and Council Member Trautmann for his research and talking with businesses. He stated the research

show the public health benefits will save lives and is in favor of the passage. He asked about how enforcement would be handled.

Police Chief Henthorne responded that compliance checks are down twice a year at businesses selling tobacco products and this would be part of those checks of the business, not of individuals.

Council Member Garcia stated health care costs concern her and that needs to be taken into consideration on this item.

Item #2	HUMAN RIGHTS COMMISSION PRESENTATION OF DEMOGRAPHICS OF THE CITY ADVISORY COMMISSIONS
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Mark Westergaard, Human Rights Commission Chair, presented the findings from the 2018 demographics survey of the City’s advisory commissions. This year’s responses were compared to responses received in 2014 and 2016.

Council Member Howard asked about connecting this work with the City’s work with the Government Alliance for Race and Equity (GARE).

City Manager Devich responded there is a connection between the work and the City’s GARE team could present their progress to the Human Rights Commission through the year.

Mayor and Council Members discussed the recruitment and retention efforts and were somewhat surprised by the results based anecdotally on who they have been interviewing and appointing to commissions.

Council Member Regan Gonzalez stated the results are a good general snapshot of the commissions. She stated she would like to think about specific outcomes and targets to reach for and tactics to accomplish them. She also discussed building relationships within each commission and with the community. She also stated the Commission may want to include a statement of why this is important to Richfield.

ADJOURNMENT

The work session was adjourned by unanimous consent at 6:56 p.m.

Date Approved: April 10, 2018

Pat Elliott
Mayor

Jared Voto
Executive Aide/Analyst

Steven L. Devich
City Manager



CITY COUNCIL MEETING MINUTES

Richfield, Minnesota

Regular Meeting

March 27, 2018

CALL TO ORDER

The meeting was called to order by Mayor Elliott at 7:00 p.m. in the Council Chambers.

Council Members Present: Pat Elliott, Mayor; Edwina Garcia; Michael Howard; Maria Regan Gonzalez; and Simon Trautmann.

Staff Present: Steven L. Devich, City Manager; Mary Tietjen, City Attorney; Jay Henthorne, Public Safety Director/Chief of Police; Wayne Kewitsch, Fire Chief; Melissa Poehlman, Assistant Community Development Director; Jennifer Anderson, Support Services Supervisor; and Jared Voto, Executive Aide/Analyst.

OPEN FORUM

None.

PLEDGE OF ALLEGIANCE

Mayor Elliott led the Pledge of Allegiance.

APPROVAL OF MINUTES

M/Regan Gonzalez, S/Garcia to approval of the minutes of the regular City Council meeting of March 13, 2018.

Motion carried 5-0.

Item #1	PRESENTATION BY HENNEPIN COUNTY SHERIFF RICHARD W. STANEK
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Sheriff Stanek presented an update on the Hennepin County Sheriff's Office (HCSO) and its eight lines of business, including its jail, patrol, warrants, civil process, and crime lab.

Mayor Elliott thanked Sheriff Stanek for the update.

Council Member Howard thanked Sheriff Stanek for his presentation and asked about the HCSO's work and coordination with Immigration and Customs Enforcement (ICE).

Sheriff Stanek stated everyone who is booked in the jail is treated the same and discussed the booking process of the jail. He stated they do not honor detainers and they do cooperate with federal law enforcement and tell them when someone is released from their custody, but not held beyond the time of local charges being adjudicated.

Council Member Howard asked if there was any guidance given to people in custody at the jail about their rights in having a conversation with ICE.

Sheriff Stanek stated immigration violations are a civil violation, not criminal, and that deputies do not enforce federal civil law. He stated the HCSO makes a phone call available to those that ICE wants to speak with in order to clear up their immigration concerns or issue. He also stated individuals who are citizens of a country other than the United States they have consulate rights and the HCSO is required to notify the consulate that you are in custody.

Commissioner Goettel thanked Sheriff Stanek for his work on opioids, shared facts on the opioid crisis, and discussed items Hennepin County is working on related to the crisis.

Item #2	COUNCIL DISCUSSION <ul style="list-style-type: none"> • Hats Off to Hometown Hits
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Council Member Trautmann spoke regarding the annual Friends of Wood Lake (FOWL) dinner and fundraiser and discussed the FOWL Tree Endowment to commemorate a loved one and support Wood Lake.

Council Member Garcia thanked the Mayor for his State of the City address and the work that goes into the Council’s decision-making.

Mayor Elliott spoke regarding his work on the State of the City and thanked staff for the information they supply to help with their decision-making.

Council Member Howard spoke regarding the Mayor’s State of the City address and stated it showed how much Mayor Elliott loves the city; and he stated nominations are open until April 27 for the Human Rights Commission’s Gene and Mary Jacobsen Outstanding Citizen Award.

Council Member Regan Gonzalez spoke regarding the City Council’s goal setting and strategic planning session and how the city is set up to benefit in the future; the meeting with Congressman Ellison and discussion of items of affordable housing, collaborating, and the opioid crisis.

Item #3	APPROVAL OF THE AGENDA
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M/Howard, S/Trautmann to approve the agenda.

Motion carried 5-0.

Item #4	CONSENT CALENDAR
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City Manager Devich presented the consent calendar.

- A. Consideration of the approval of a bid tabulation and award of contract to Bituminous Roadways Inc. for the 2018 Mill and Overlay project in the amount \$1,573,102, and authorization of the City Manager to approve contract changes under \$100,000 without further City Council consideration. (S.R. No. 54)
- B. Consideration of the approval of a bid tabulation and award of contract to McNamara Contracting, Inc. for the 2018 Concrete Sidewalk, Curb, and Gutter Repair project in the amount of \$811,507.25, and authorization of the City Manager to approve contract changes under \$100,000 without further City Council consideration. (S.R. No. 55)
- C. Consideration of the approval of a resolution of support for the METRO Orange Line Bus Rapid Transit Station and Knox Avenue Transitway Design. (S.R. No. 56)

RESOLUTION NO. 11484
 RESOLUTION OF SUPPORT FOR THE METRO ORANGE LINE BUS
 RAPID TRANSIT STATION AND KNOX AVENUE TRANSITWAY
 DESIGN

This resolution appears as Resolution No. 11484.

- D. Consideration of the approval of issuance of a temporary on-sale intoxicating liquor license for the Blessed Trinity Catholic School, located at the Assumption Catholic Church, 305 East 77th Street, for their 2018 Fiesta event taking place April 28, 2018. (S.R. No. 57)
- E. Consideration of the approval of a resolution allowing acceptance of a grant for the Fire Department to purchase lifting safety equipment. (S.R. No. 58)

RESOLUTION NO. 11485
 RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT FROM
 THE MINNESOTA DEPARTMENT OF LABOR AND INDUSTRY FOR
 THE RICHFIELD FIRE DEPARTMENT TO LIFTING SAFETY
 EQUIPMENT

This resolution appears as Resolution No. 11485.

- F. Consideration of the approval of the purchase of a station alerting system from U.S. Digital Designs in the amount of \$114,500 for both Richfield fire stations. (S.R. No. 59)
- G. Consideration of the approval of a resolution appointing Bryan Kuffel to the Richfield Tourism Promotion Board to complete a three-year term ending December 31, 2018, or until a successor is chosen, whichever is later. (S.R. No. 60)

RESOLUTION NO. 11486
 RESOLUTION APPOINTING A REPRESENTATIVE TO THE BOARD OF
 DIRECTORS OF THE RICHFIELD TOURISM PROMOTION BOARD,
 INC.

This resolution appears as Resolution No. 11486.

M/Elliott, S/Garcia to approve the consent calendar.

Motion carried 5-0.

Item #5	CONSIDERATION OF ITEMS, IF ANY, REMOVED FROM THE CONSENT CALENDAR
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None.

Item #6	PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF A RESOLUTION FOR A PRELIMINARY PLAT OF "NORA CORNER" THAT WILL COMBINE FOUR PARCELS (6529 AND 6545 PENN AVENUE, AND 2208 AND 2210 66TH STREET WEST) INTO THREE PARCELS, IN ORDER TO ALLOW CONSTRUCTION OF A PREVIOUSLY APPROVED RESTAURANT (DUNKIN DONUTS). (S.R. NO. 61)
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Council Member Trautmann presented Staff Report No. 61 and opened the public hearing.

M/Trautmann, S/Elliott to close the public hearing

Motion carried 5-0.

M/Trautmann, S/Elliott to approve the resolution for a preliminary plat of "Nora Corner" that will combine four parcels (6529 and 6545 Penn Avenue, and 2208 and 2210 66th Street West) into three parcels, in order to allow construction of a previously approved restaurant (Dunkin Donuts).

RESOLUTION NO. 11487
RESOLUTION GRANTING PRELIMINARY APPROVAL OF A PLAT FOR
CEDAR POINT COMMONS SECOND ADDTION

Motion carried 5-0. This resolution appears as Resolution No. 11487.

Mayor Elliott asked if there was a timeline for beginning construction.

Assistant Community Development Director Poehlman stated building permits have been applied for and are currently being reviewed. Generally review takes four to six weeks. She also stated there was a representative of the developer.

Karla Carlson, Penn Avenue Partners, stated they have building permits in for review and expect to get the demolition permit prior to building permits and demolition could start as soon as three weeks, pending the weather, and would begin construction as soon as building permits are approved.

Item #7	CONSIDERATION OF THE APPROVAL OF A RESOLUTION ENDORSING SMOKE-FREE MULTI-UNIT HOUSING WITHIN THE CITY OF RICHFIELD. (S.R. NO. 62)
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Council Member Regan Gonzalez presented Staff Report No. 62.

M/ Regan Gonzalez, S/Garcia to adopt a resolution endorsing smoke-free multi-unit housing within the city of Richfield.

RESOLUTION NO. 11488
RESOLUTION ENDORSING SMOKE-FREE MULTI-UNIT HOUSING
WITHIN THE CITY OF RICHFIELD

Motion carried 5-0. This resolution appears as Resolution No. 11488.

Council Member Regan Gonzalez commented that she hears quite a bit about this issue from constituents and this does directly impact our youth and families and this is an important part of the work that the Council does.

Council Member Howard commented this is an equity issue and this can help reduce health inequities.

Council Member Trautmann commented he supports this because it is about giving people a safe space and it is positive for the community.

Item #8	CONSIDERATION OF THE DESIGNATION OF A MAYOR PRO TEMPORE FOR 2018. (S.R. NO. 63)
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Mayor Elliott presented Staff Report No. 63 and nominated Council Member Regan Gonzalez so that others on the Council had the opportunity to serve in the position.

M/Elliott, S/Howard to approve the City Council designation of Maria Regan Gonzalez as Mayor Pro Tempore for 2018.

Motion carried 5-0.

Council Member Regan Gonzalez thanked the Council for the opportunity.

Item #9	CITY MANAGER’S REPORT
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City Manager Devich stated he had nothing to report.

Item #10	CLAIMS AND PAYROLLS
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M/Garcia, S/Elliott that the following claims and payrolls be approved:

U.S. Bank	03/27/18
A/P Checks: 266637 - 267035	\$ 1,150,908.47
Payroll: 135167 - 135497	<u>607,044.00</u>
TOTAL	\$ 1,757,952.47

Motion carried 5-0.

OPEN FORUM

None.

Item #10	ADJOURNMENT
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The meeting was adjourned by unanimous consent at 7:49 p.m.

Date Approved: April 10, 2018

Pat Elliott
Mayor

Jared Voto
Executive Aide/Analyst

Steven L. Devich
City Manager