



CITY COUNCIL MEETING MINUTES

Richfield, Minnesota

Regular Meeting

July 23, 2019

CALL TO ORDER

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

Council Members Present: Maria Regan Gonzalez, Mayor; Mary Supple; Edwina Garcia; Simon Trautmann; and Ben Whalen

Staff Present: Katie Rodriguez, City Manager; Mary Tietjen, City Attorney; Amy Markle, Recreation Services Director; Wayne Kewitsch, Fire Chief; Mike Flaherty, Deputy Public Safety Director/Deputy Chief; John Stark, Community Development Director; Jennifer Anderson, Support Services Supervisor; Rick Regnier, Chief Building Official; and Kari Sinning, Deputy City Clerk

OPEN FORUM

Jeanne Streitz, 6701 17th Ave S, requests permission to build a home on the southeast side of Veteran's Park.

Robert Hall, 7309 Oliver Ave S, spoke in support of Jeanne Streitz's request to build.

PLEDGE OF ALLEGIANCE

Mayor Regan Gonzalez led the Pledge of Allegiance.

APPROVAL OF MINUTES

M/Trautmann, S/Supple to approve the minutes of the: (1) Special Concurrent City Council and Planning Commission work session of June 25, 2019; and (2) Regular City Council meeting of June 25, 2019.

Motion carried 5-0.

Item #1	COUNCIL DISCUSSION) Hats Off to Hometown Hits
---------	--

Council Member Supple mentioned the sidewalk poetry that was installed along 66th Street and the event that was held in celebration; the Richfield Arts Commission webpage also has an interactive map of the locations of the displayed poems. Council Member Supple also stated that Mayor Regan Gonzalez attended the Orange Line Bus Rapid Transit ground breaking ceremony and is looking forward to the project to take place to offer residents more access. Council Member Supple expressed her excitement for Night to Unite on August 6.

Council Member Trautmann extended an invitation to all to attend or register for the Urban Wildland Half Marathon and 5K. He thanked Staff for their work to help make the race happen after the flooding and rerouting. Council Member Trautmann also promoted the Experience Adventures, joint program with Three Rivers District, which will take place in Taft Park on August 17 for free.

Council Member Garcia thanked Richfield- Bloomington Honda, specifically Tim Carter, for offering the use a vehicle for the 4th of July Parade for the City Council.

Council Member Whalen acknowledged and thanked the volunteers, staff, and organizations involved in Red, White & Blue Days. Council Member Whalen also wanted to up lift Dave Synder, who has been accomplishing some good works through the Community Housing Team along with Council Members Whalen and Supple, in doing some door knocking at apartments and talking with residents about housing and what their dreams are for the community.

Mayor Regan Gonzalez attended the 494 Business Update meeting with other businesses throughout the surrounding area at Best Buy Corporate to get an update on the 494 construction and how it will affect the community and businesses, and the timeline of the construction. Mayor Regan Gonzalez thanked City Staff for their work on everything that they do to keep the City going.

Item #2	APPROVAL OF THE AGENDA
----------------	-------------------------------

M/Garcia, S/Whalen to approve the agenda.

Motion carried 5-0.

Item #3	CONSENT CALENDAR
----------------	-------------------------

City Manager Rodriguez presented the consent calendar.

- A. Consideration of a resolution authorizing negative declaration on the need for an Environmental Impact Statement (EIS) for the 77th Street Underpass Project and approval of distribution of the Notice of Decision documenting this decision. (Staff Report No. 85)

RESOLUTION NO. 11636
 AUTHORIZING NEGATIVE DECLARATION ON THE NEED
 FOR AN EIS FOR SP 2758-82, SP 157-108-035,
 AND SP 157-594-003 AND APPROVAL OF
 DISTRIBUTION OF NOTICE OF DECISION

- B. Consideration of the approval of accepting the quotation of \$225,000 to replace play equipment at Jefferson, Nicollet, and Taft Parks from Northland Recreation and authorize the Recreation Services Director to execute the quotation. (Staff Report No. 86)

- C. Consideration of the approval of the continuation of an agreement with the City of Bloomington for the provision of food, pools and lodging inspection services for Richfield for 2020. (Staff Report No. 87)
- D. Consideration of the approval of a Temporary On Sale Intoxicating Liquor license for the Church of the Assumption, located at 305 77th Street East, for their annual festival taking place August 17-18, 2019. (Staff Report No. 88)
- E. Consideration of the approval of a two-year use and indemnification agreement between the City of Richfield and Tom Price for the use of a 4,690 square-foot strip of land along the edge of Lincoln Field. (Staff Report No. 89)
- F. Consideration of the adoption of a resolution authorizing the purchase of three temporary construction easements and three permanent right-of-way easements at 6999 Lyndale Ave S, 6645 Lyndale Ave S and 6749 Lyndale Ave S as related to the Lyndale Ave Reconstruction Project. (Staff Report No. 90)

RESOLUTION NO. 11637
 AUTHORIZING THE CITY OF RICHFIELD TO MAKE PAYMENTS FOR THE
 PURCHASE OF TEMPORARY AND PERMANENT
 RIGHT-OF-WAY CONSTRUCTION EASEMENTS
 AT 6999 LYNDALE AVE S., 6645 LYNDALE AVE S.,
 AND 6749 LYNDALE AVE S. AS PART OF THE
 LYNDALE AVENUE RECONSTRUCTION PROJECT

- G. Consideration of the termination of the Marketing License Agreement between the City of Richfield, Minnesota, and Utility Service Partners Private Label, Inc., d/b/a Service Line Warranties of America. (Staff Report No. 91)

M/Supple, S/Trautmann to approve the consent calendar.

Council Member Whalen clarified the negative declaration for the environmental impact study means that no further studies are necessary for the project.

Council Member Trautmann made a note about the termination of the Marketing License Agreement between the City of Richfield and Service Line Warranties of America thanking Staff for bringing to the Council’s attention and stating that the current contracts between individuals are not voided and urged residents to talk to their homeowner’s insurance to add a rider to their policies.

Motion carried 5-0.

Item #4	CONSIDERATION OF ITEMS, IF ANY, REMOVED FROM THE CONSENT CALENDAR
----------------	--

None.

Item #5	PUBLIC HEARING AND CONSIDERATION OF THE REVOCATION OF EMPIRE TOBACCO LLC BUSINESS LICENSE FOR VIOLATIONS OF RICHFIELD CITY CODE AND MINNESOTA STATUTE 144.414. (STAFF REPORT NO. 92)
----------------	---

Council Member Garcia presented Staff Report No. 92.

Support Services Supervisor Jennifer Anderson gave more information about the license and the compliancy.

Fire Chief Kewitsch presented the Fire Department’s discoveries and violations within the building.

Council Member Garcia opened the public hearing.

Lensa and Lula Mohamed, 624 E Lake St Minneapolis, spoke on behalf of their business.

M/Garcia, S/Supple to close the public hearing.

Motion carried 5-0.

Council Member Supple asked if the revocation is permanent to which City Attorney Tietjen stated that it simply means revocation of this license and if they wanted to make the necessary changes for compliancy they could reapply for the license. City Attorney Tietjen also stated that the license is for the entire property.

Council Member Whalen shared that there currently is not a zoning code for a club and wanted clarification on that zoning. City Manager Rodriguez stated that an ordinance change would have to take place in order for the zoning to change.

Mayor Regan Gonzalez appreciated the business owners coming to share their story and explained why the license is being revoked.

Council Member Garcia thanked the staff for bringing it to their attention.

M/Garcia, S/Supple to approve revocation of the business license of Empire Tobacco LLC located at 6414 Nicollet Ave South, Richfield, Minnesota and furthermore, approve a resolution with findings supporting the revocation.

**RESOLUTION NO. 11638
REVOKING THE BUSINESS LICENSE OF EMPIRE TOBACCO
LLC LOCATED AT 6414 NICOLLET AVENUE SOUTH, RICHFIELD, MN 55423**

Motion carried 5-0.

Item #6	CITY MANAGER’S REPORT
----------------	------------------------------

City Manager Rodriguez had nothing to report.

Item #7	CLAIMS AND PAYROLLS
----------------	----------------------------

M/Garcia, S/Whalen that the following claims and payrolls be approved:

U.S. Bank	7/9/19
A/P Checks: 278720 - 279096	\$ 1,833,058.49
Payroll: 146561 - 146943 ; 43049 - 43055	705,008.76
TOTAL	\$ 2,538,067.25

U.S. Bank	7/23/19
A/P Checks: 279097 - 279528	\$ 2,034,523.71
Payroll: 146944- 147330 ; 43056 - 43057	<u>713,392.15</u>
TOTAL	\$ 2,747,915.86

Motion carried 5-0.

OPEN FORUM

None.

Item #8	ADJOURNMENT
----------------	--------------------

The meeting was adjourned by unanimous consent at 7:56 p.m.

Date Approved: August 13, 2019

Maria Regan Gonzalez
Mayor

Kari Sinning
Deputy City Clerk

Katie Rodriguez
City Manager