

CITY COUNCIL MEETING MINUTES

Richfield, Minnesota

Regular Meeting

June 28, 2011

CALL TO ORDER

The meeting was called to order by Mayor Goettel at 7:00 p.m.

ROLL CALL

Members Present: Debbie Goettel, Mayor; Sue Sandahl; Fred Wroge; Pat Elliott; and Tom Fitzhenry.

Staff Present: Steven L. Devich, City Manager; Mike Eastling, Public Works Director; Jim Topitzhofer, Recreation Services Director; John Stark, Community Development Director; Brad Sveum, Fire Chief; Barry Fritz, Public Safety Director/Chief; Corrine Heine, City Attorney; Nancy Gibbs, City Clerk; and Cheryl Krumholz, Recording Secretary.

OPEN FORUM

None.

PRESENTATION OF COLORS AND PLEDGE OF ALLEGIANCE

Mayor Goettel led the audience in the Pledge of Allegiance.

APPROVAL OF MINUTES

M/Sandahl, S/Wroge to approve the minutes of (1) Special City Council Worksession of June 14, 2011 and (2) Regular City Council Meeting of June 14, 2011.

Motion carried 5-0.

Item #1	PRESENTATION BY RICHFIELD AMERICAN LEGION POST #435 OF DECOMMISSIONED UNITED STATES FLAG FROM OLD CITY HALL SITE
----------------	---

Jerry Martin, American Legion Vice Commander, presented the flag.

Item #2	PRESENTATION OF GENE AND MARY JACOBSEN OUTSTANDING CITIZEN OF YEAR AWARD TO DIANE AHLQUIST
----------------	---

Mayor Goettel and Council Member Elliott presented the award.

State Representative Slocum presented an Award of Commendation from Governor Dayton to Ms. Ahlquist.

Item #3	PRESENTATION AND CONSIDERATION OF RESOLUTION ACCEPTING \$1,000 GRANT DONATION FROM CENTERPOINT ENERGY COMMUNITY PARTNERSHIP GRANT PROGRAM TO RICHFIELD FIRE DEPARTMENT TO PURCHASE GAS MONITORING EQUIPMENT IN 2011
----------------	--

M/Goettel, S/Sandahl that the following resolution be adopted and that it be made part of these minutes:

RESOLUTION NO. 10521

RESOLUTION AUTHORIZING ACCEPTANCE OF CENTERPOINT ENERGY COMMUNITY PARTNERSHIP GRANT FUNDS RECEIVED BY THE CITY OF RICHFIELD AND TO AUTHORIZE THE CITY TO ADMINISTER THE FUNDS IN ACCORDANCE WITH GRANT AGREEMENTS AND TERMS PRESCRIBED BY THE DONORS

This resolution appears as Resolution No. 10521.

Motion carried 5-0.

Item #4	PRESENTATION AND RECEIPT OF CITY OF RICHFIELD COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED DECEMBER 31, 2010
----------------	--

Bill Lauer, MMKR auditing firm, presented the audit results.

M/Goettel, S/Sandahl to approve the City of Richfield Comprehensive Annual Financial Report for Fiscal Year ended December 31, 2010.

Motion carried 5-0.

Item #5	COUNCIL DISCUSSION <ul style="list-style-type: none"> • HATS OFF TO HOMETOWN HITS
----------------	--

Council Member Fitzhenry reported on the Beyond the Yellow Ribbon program.

Council Member Wroge discussed the inspection contract with Bloomington and the potential significant fee increases. He suggested other communities be contacted to perform these services to determine the best alternatives.

City Manager Devich explained several options are under consideration but staff is waiting for an update from Bloomington.

Council Member Wroge discussed several of his concerns regarding the foreclosure proceedings underway for the commercial properties at the Kensington Park development and the timeliness of notifying the City Council. He also expressed concern regarding the same developer, The Cornerstone Group, redeveloping the Lyndale Garden Center site in light of the financial issues at Kensington.

City Manager Devich stated staff was aware of Colleen Carey, The Cornerstone Group, seeking an investor in Kensington but was not aware of a Sheriff's sale until this past Thursday.

Council Member Elliott questioned the transparency of notification to the City Council, especially when that developer was trying to develop other sites in the City.

The City Council requested The Cornerstone Group be scheduled to attend a City Council meeting in July to discuss this situation.

Item #6	COUNCIL APPROVAL OF AGENDA
----------------	-----------------------------------

M/Goettel, S/Sandhal to approve the agenda.

Motion carried 5-0.

Item #7	CONSENT CALENDAR
----------------	-------------------------

- A. Consideration of approval of contract for demolition with Frattalone Companies for demolition of 7600 Portland Avenue in amount of \$19,740 and authorizing staff to contract for any uncovered abatement costs S.R. No. 127
- B. Consideration of approval of transferring funds to close out certain capital project and enterprise funds S.R. No. 128
- C. Consideration of approval of resolution accepting six miscellaneous grant donations in total amount of \$600 received from Richfield residents through Residential Mortgage Group "Refer a Friend. Build Your Community" program to be used to defray costs of Fire and Life Safety educational programs conducted by Richfield Fire Department S.R. No. 129

RESOLUTION NO. 10522

RESOLUTION AUTHORIZING ACCEPTANCE OF SIX MISCELLANEOUS DONATIONS RECEIVED BY THE CITY OF RICHFIELD AND TO AUTHORIZE THE CITY TO ADMINISTER THE FUNDS IN ACCORDANCE WITH AGREEMENTS AND TERMS PRESCRIBED BY THE DONORS

This resolution appears as Resolution No. 10522.

- D. Consideration of approval of letters of support for Nine Mile Creek Regional Trail; west segment and east segment S.R. No. 130
- E. Consideration of approval of resolution authorizing joint powers agreement with State of Minnesota to receive \$5000 toward striping and signing modifications at 66th Street and Portland Avenue roundabout S.R. No. 131

RESOLUTION NO. 10523

RESOLUTION AUTHORIZING APPROVAL OF CONTRACT NO. 99072 BETWEEN THE STATE OF MINNESOTA DEPARTMENT OF TRANSPORTATION (MN/DOT) AND THE CITY OF RICHFIELD TO PROVIDE INTERSECTION MODIFICATIONS AT 66TH STREET AND PORTLAND AVENUE AND ACCEPT A LUMP SUM PAYMENT IN THE AMOUNT OF \$5000.00.

This resolution appears as Resolution No. 10523.

- F. Consideration of approval of amendment to Public Health Emergency Response (PHER) I, II and III supplemental funding grant from Centers for Disease Control through MN Department of Health for use in contract with City of Bloomington for supporting and enhancing infrastructure critical to public health preparedness and response S.R. No. 132
- G. Consideration of approval of rejecting proposals received on December 10, 2010 for construction of tier-one skate park in Augsburg Park and authorizing staff to advertise revised Request for Proposal for design and construction of tier-one skate park in Augsburg Park S.R. No. 133
- H. Consideration of approval of temporary on-sale 3.2 percent malt liquor license for Minneapolis-Richfield American Legion Post 435, 6501 Portland Avenue, activities on July 4, 2011 S.R. No. 134
- I. Consideration of approval of community celebration event and temporary on-sale 3.2 percent malt liquor licenses with fee waiver for Fourth of July Committee for events at Veterans Memorial Park, July 1 through July 5, 2011 S.R. No. 135
- J. Consideration of approval of temporary 3.2 percent malt liquor license for The Church of the Assumption Kermes event on July 10, 2011 S.R. No. 136

M/Goettel, S/Wroge to approve the Consent Calendar.

Motion carried 5-0.

The City Council requested accident data on the roundabout. (Item E)

Item #8	CONSIDERATION OF ITEMS, IF ANY, REMOVED FROM CONSENT CALENDAR
---------	--

None.

Item #9	CONSIDERATION OF SECOND READING OF AMENDMENT TO CITY ADMINISTRATIVE CODE CHAPTER 1, SUBSECTION 100.07 ADOPTING REFERENCES TO MINNESOTA STATUTES AND RULES (STAFF REPORT NO. 137)
----------------	---

Council Member Fitzhenry presented Staff Report No. 137.

M/Fitzhenry, S/Sandahl that this constitute second reading of Bill No. 2011-15 an amendment to City Administrative Code Chapter 1, Subsection 100.07 adopting references to Minnesota Statutes and Rules.

Motion carried 5-0.

Item #10	CONSIDERATION OF SECOND READING OF ORDINANCE AMENDING RICHFIELD CITY CODE SUBSECTION 925.02, RELATING TO VACANT BUILDING REGULATIONS AND RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF ORDINANCE AMENDMENT (STAFF REPORT NO. 138)
-----------------	--

Council Member Sandahl presented Staff Report No. 138.

M/Sandahl, S/Fitzhenry that this constitute second reading of Bill No. 2011-16 amending Richfield City Code Subsection 925.02, relating to vacant building regulations and resolution authorizing summary publication of ordinance amendment:

RESOLUTION NO. 10524

RESOLUTION APPROVING SUMMARY PUBLICATION OF BILL NO. 2011-16

Motion carried 5-0. This resolution appears as Resolution No. 10524.

Item #10A	CONSIDERATION OF AN ORDINANCE RELATING TO STORAGE OF GARBAGE, REFUSE AND RECYCLABLES CONTAINERS; AMENDING SUBSECTION 601.25 OF THE RICHFIELD CITY CODE AND SCHEDULE SECOND READING FOR JULY 26, 2011 (STAFF REPORT NO. 138A)
------------------	---

Council Member Wroge presented Staff Report No. 138A.

Public Safety Director/Chief Fritz suggested adding "or front of garage whichever is closer to the street" to the last sentence of Section 1 of the ordinance.

Council Member Sandahl suggested the second reading be held on July 26 not July 12 to allow time to communicate this proposed change to the public. She also suggested visual examples of screening be provided.

Council Member Wroge suggested the enforcement date be January 1, 2012.

City Attorney Heine stated the ordinance would reflect the changes.

Council Member Elliott stated the enforcement of opacity should have some latitude.

M/Wroge, S/Goettel that this constitutes the first reading of an ordinance relating to storage of garbage, refuse and recyclables containers; amending Subsection 601.25 of the Richfield City Code and schedule second reading for July 26, 2011.

Motion carried 5-0.

Item #11	CONSIDERATION OF A RESOLUTION AMENDING APPENDIX D OF RICHFIELD CITY CODE RELATED TO FEES FOR VACANT BUILDING REGISTRATION (STAFF REPORT NO. 139)
-----------------	---

Mayor Goettel presented Staff Report No. 139.

Community Development Director Stark and City Clerk Gibbs explained the process for determining the registration fee.

City Attorney Heine explained the ordinance includes a process for non-compliance, including abatement.

Community Development Director Stark suggested the point-of-sale program include that the inspection would not be conducted until all past due fees are paid.

He added the registration for publicly owned vacant property is a policy decision to be consistent with non-public sites.

M/Goettel, S/Fitzhenry that the following resolution be adopted and that it be made part of these minutes:

RESOLUTION NO. 10525

**RESOLUTION ESTABLISHING 2011 LICENSE, PERMIT AND MISCELLANEOUS FEES PURSUANT TO THE PROVISIONS OF APPENDIX D OF THE ORDINANCE CODE OF THE CITY OF RICHFIELD
RESCINDING RESOLUTION NO. 10486**

Motion carried 5-0. This resolution appears as Resolution No. 10525.

Item #12	CITY MANAGER'S REPORT <ul style="list-style-type: none"> • July 4 City Council parade banner logistics • Notices of potential public meetings to City Council i.e. Lyndale Garden Center Workshops
-----------------	---

City Manager Devich reported on the parade banner logistics on July 4.

City Attorney Heine explained the open meeting law requirements as they pertain to meetings where a quorum of the City Council may be present.

City Manager Devich discussed the impacts of a State government shutdown, especially related to the Motor Vehicle Deputy Registrar.

Item #13	CLAIMS AND PAYROLLS
-----------------	----------------------------

M/Wroge, S/Sandahl that the following claims and payrolls be approved:

U.S. Bank	6/28/2011
A/P Checks: 204535-204970	\$ 1,560,095.06
Payroll: 76041-76411 41859-41860	\$ 558,495.97
TOTAL	\$ 2,118,591.03

Motion carried 5-0.

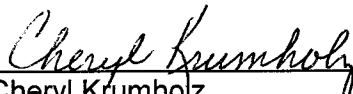
OPEN FORUM

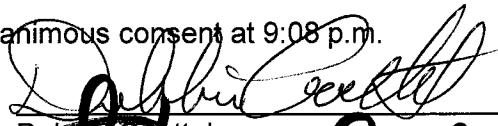
None.

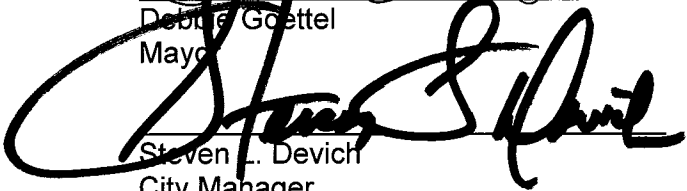
ADJOURNMENT

The City Council meeting was adjourned by unanimous consent at 9:08 p.m.

Date Approved: July 12, 2011


 Cheryl Krumholz
 Recording Secretary


 Debra Goettel
 Mayor


 Steven L. Devich
 City Manager