



CITY COUNCIL MEETING MINUTES

Richfield, Minnesota

Regular Meeting

September 27, 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; Pam Dmytrenko, Assistant City Manager; Mike Eastling, Public Works Director; John Stark, Community Development Director; Jim Topitzhofer, Recreation Services Director; Dave Conrads, Building Maintenance Supervisor; Robert Hintgen, Utility Superintendent; Corrine Heine, City Attorney; 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 Meeting of September 12, 2011; (2) Special City Council/Planning Commission Worksession of September 13, 2011; and (3) Regular City Council Meeting of September 13, 2011.

Motion carried 5-0.

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| Item #1 | PRESENTATION FROM RICHFIELD SCHOOL DISTRICT SUPERINTENDENT ROBERT SLOTTERBACK |
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Superintendent Slotterback discussed the school referendum on the November 8, 2011 ballot.

The following new administrators were introduced:

Mike Rice, Richfield Career Education
 Jodi Markworth, Sheridan Hills Elementary School
 Joshua Fuchs, Richfield High School
 Marta Shahsavand, Richfield Dual Language School

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| Item #2 | COUNCIL DISCUSSION <ul style="list-style-type: none"> • HATS OFF TO HOMETOWN HITS |
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Council Member Elliott announced the Cultural Proficiency Workshop on October 6, 2011 at Hope Presbyterian Church.

Council Member Sandahl announced Richfield School Board candidates forum sponsored by the League of Women Voters at the Richfield Municipal Center on October 1, 2011.

Council Member Fitzhenry acknowledged the success of the recent Penn Fest event.

Council Member Fitzhenry provided a Noise Oversight Committee update.

Mayor Goettel announced the launch of the do.town campaign sponsored by Blue Cross Blue Shield with Richfield, Bloomington and Edina.

Assistant City Manager Dmytrenko provided an update on the Municipal Center parking lot construction.

City Manager Devich suggested the City Council consider a "soft" opening for the public of the new Municipal Center to conduct tours on a Saturday morning in early November when the parking lot is finished. Then, in the spring, when all the work is complete, a formal dedication grand opening could be held.

The City Council agreed with having the two openings.

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| Item #3 | COUNCIL APPROVAL OF AGENDA |
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M/Wroge, S/Sandahl to approve the agenda.

Motion carried 5-0.

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| Item #4 | CONSENT CALENDAR |
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- A. Consideration of approval of resolution certifying delinquent water, sanitary sewer and storm water utility accounts to County Auditor S.R. No. 191

RESOLUTION NO. 10562

RESOLUTION AUTHORIZING CERTIFICATION OF UNPAID WATER, SANTITARY SEWER AND STORM WATER SERVICE CHARGES TO THE COUNTY AUDITOR TO BE COLLECTED WITH OTHER TAXES ON SAID PROPERTIES

This resolution appears as Resolution No. 10562.

- B. Consideration of approval of 2012 agreement with Hennepin County and City of Richfield/Public Safety Department/Police for police cadet funds S.R. No. 192
- C. Consideration of approval of bid minutes/tabulation and award of contract to Rice Lake Construction Group for rehabilitation of water plant clarifiers/baffles and chain room piping/pumps in amount of \$745,550 S.R. No. 193
- D. Consideration of approval of temporary wine and temporary on-sale 3.2 percent malt liquor licenses for Church of St. Richard for November Fest on November 12 and 13, 2011 S.R. No. 194
- E. Consideration of approval of temporary food and temporary on-sale liquor licenses for Church of St. Peter's Renaissance in Richfield on October 14 through 16, 2011 S.R. No. 195

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

Motion carried 5-0.

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

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| Item #6 | PUBLIC HEARING REGARDING RESOLUTION AUTHORIZING VACATION OF UTILITY EASEMENT AT 6401 LYNDAL AVENUE (STAFF REPORT NO. 196) |
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Mayor Goettel presented Staff Report No. 196.

M/Sandahl, S/Fitzhenry to close the public hearing.

Motion carried 5-0.

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

RESOLUTION NO. 10563

RESOLUTION AUTHORIZING THE VACATION OF A PUBLIC EASEMENT AT 6401 LYNDAL AVENUE

Motion carried 5-0. This resolution appears as Resolution No. 10563.

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| Item #7 | PUBLIC HEARING REGARDING RESOLUTION GRANTING FINAL APPROVAL OF PLAT FOR 6401 LYNDALE AVENUE, 515 64TH STREET WEST AND 521 64TH STREET WEST (STAFF REPORT NO. 197) |
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Mayor Goettel presented Staff Report No. 197.

M/Wroge, S/Fitzhenry to close the public hearing.

Motion carried 5-0.

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

RESOLUTION NO. 10564

RESOLUTION GRANTING FINAL APPROVAL OF A PLAT FOR
6401 LYNDALE AVENUE, 515 64TH STREET WEST AND
521 64TH STREET WEST

Motion carried 5-0. This resolution appears as Resolution No. 10564.

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| Item #8 | CONSIDERATION OF SECOND READING OF ORDINANCE AMENDING SUBSECTION 537.05, SUBDIVISION 1 OF RICHFIELD CITY CODE RELATED TO CONDITIONAL USES IN MIXED USE DISTRICTS (STAFF REPORT NO. 198) |
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Council Member Wroge presented Staff Report No. 198.

M/Wroge, S/Sandahl that this constitute second reading of Bill No. 2011-21 amending Subsection 537.05, Subdivision 1 of Richfield City Code related to conditional uses in mixed use districts.

Motion carried 5-0.

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| Item #9 | CONSIDERATION OF SECOND READING OF ORDINANCE REZONING PROPERTIES LOCATED AT 6401 LYNDALE AVENUE, 515 64TH STREET WEST AND 521 64TH STREET WEST FROM C-2 (GENERAL COMMERCIAL) AND R (SINGLE-FAMILY RESIDENTIAL) TO PMR (PLANNED MULTI-FAMILY RESIDENTIAL) AND RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF ORDINANCE (STAFF REPORT NO. 199) |
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Council Member Elliott presented Staff Report No. 199.

M/Elliott, S/Wroge that this constitute second reading of Bill No. 2011-22 rezoning properties located at 6401 Lyndale Avenue, 515 64th Street West and 521 64th Street West from C-2 (General Commercial) and R (Single-Family Residential) to PMR (Planned Multi-Family Residential) and resolution authorizing summary publication of ordinance:

RESOLUTION NO. 10565

**RESOLUTION APPROVING SUMMARY PUBLICATION
OF AN ORDINANCE AMENDING APPENDIX 1 OF THE CODE OF THE
CITY OF RICHFIELD**

Motion carried 4-0. This resolution appears as Resolution No. 10565.

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| Item #10 | CONSIDERATION OF AUTHORIZING STAFF TO SOLICIT BIDS FOR OPTION B FOR REMAINING WORK OF HONORING ALL VETERANS MEMORIAL (STAFF REPORT NO. 200) |
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Council Member Fitzhenry presented Staff Report No. 200.

Recreation Services Director Topitzhofer reviewed the remaining work on the Honoring All Veterans Memorial monument and the three landscape options. Funding would be an internal loan from the City and reimbursed by the Honoring All Veterans Memorial Board through dedicated proceeds of engraving sales.

Recreation Services Director Topitzhofer said the Community Services Commission recommended Option 3 (full landscape plan) because the memorial is viewed as a regional attraction.

Council Member Sandahl expressed support for Option 3 because the memorial is a gathering venue with landscaping and seating amenities.

Council Member Elliott voiced concerns that Option 3 may have too many components which detract from the statue and tablets as centerpieces. He stated he believed memorials should be simplistic to maintain the goal of honoring of veterans.

Council Member Wroge agreed with Council Member Elliott and supported the memorial portion and sidewalks, but not shrubbery. He added removal of the berm would increase visual exposure for the public.

Mayor Goettel agreed with Council Member Elliott and Council Member Wroge in support of Option B with seating.

Recreation Services Director Topitzhofer stated the Richfield Tourism Promotion Board would be contacted to assist with a donation.

The City Council consensus was to select Option B (additional trail and landscaping on east side).

M/Fitzhenry, S/Sandahl to authorize staff to solicit bids for Option B for remaining work of Honoring All Veterans Memorial.

Motion carried 5-0.

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| Item #11 | CONSIDERATION OF APPOINTMENTS TO FILL YOUTH TERMS ON CITY ADVISORY COMMISSIONS (STAFF REPORT NO. 201) |
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M/Sandahl, S/Goettel to make the following appointments:

ADVISORY BOARD OF HEALTH

Name
Emily Blom

Term Expires
August 31, 2012

HUMAN RIGHTS COMMISSION

Name
Sana Juma

Term Expires
August 31, 2012

Motion carried 5-0.

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| Item #12 | <p>CONSIDERATION OF:</p> <ul style="list-style-type: none"> • CLOSE MEETING TO CONSIDER PURCHASE AGREEMENT FROM WELLINGTON MANAGEMENT, INC. FOR PURCHASE OF LOT 3, BLOCK 1, HEYMAN ADDITION; • ACCEPT OR EXTEND COUNTER PROPOSAL TO PURCHASE AGREEMENT; • FIRST READING OF ORDINANCE PROVIDING FOR SALE OF CERTAIN REAL PROPERTY OF CITY AND SCHEDULING SECOND READING FOR OCTOBER 11, 2011 (STAFF REPORT NO. 202) |
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Mayor Goettel presented Staff Report No. 202.

Community Development Director Stark explained that if Wellington does not purchase Lot 3, several variances will be required for their project.

M/Wroge, S/Sandahl to go into closed executive session in the Bartholomew Conference Room.

Motion carried 5-0.

The City Council recessed the open meeting at 8:28 p.m. to go into closed executive session in the Bartholomew Room.

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| CLOSED EXECUTIVE SESSION |
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The Closed Executive Session was called to order by Mayor Goettel in the Bartholomew Conference Room at 8:31 p.m.

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

Staff Present: Steven L. Devich, City Manager; John Stark, Community Development Director; Corrine Heine, City Attorney; and Cheryl Krumholz, Recording Secretary.

The Closed Executive Session was convened pursuant to M.S. 13D.05

The Close Executive Session was adjourned by unanimous consent at 8:50 p.m. in the Bartholomew Conference Room.

The Open Meeting was called to order by Mayor Goettel at 8:52 p.m. in the Council Chambers.

M/Sandahl, S/Wroge to extend a counterproposal to the purchase agreement for Lot 3 of \$1,000 plus document preparation and closing costs, dedicate back to the City right-of-way 12 feet behind the existing curb line in Lots 2 and 3, and the purchase agreement is subject to attorney review.

M/Goettel, S/Wroge to amend the motion to include approve first reading of ordinance providing for sale of certain real property of City and scheduling second reading for October 11, 2011.

Motion to approve amendment carried 5-0.

Motion carried 5-0.

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| Item #13 | CITY MANAGER'S REPORT |
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None.

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| Item #14 | CLAIMS AND PAYROLLS |
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M/Sandahl, S/Wroge that the following claims and payrolls be approved:

| <u>U.S. Bank</u> | | <u>9/27/2011</u> |
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| A/P Checks: 206871-207284 | \$ | 1,496,120.41 |
| Payroll: 78256-78595 | \$ | 519,162.62 |
| TOTAL | \$ | 2,015,283.03 |

Motion carried 5-0.


OPEN FORUM

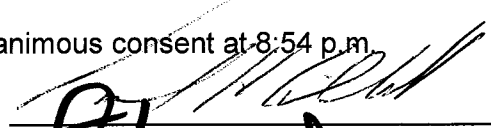
None.

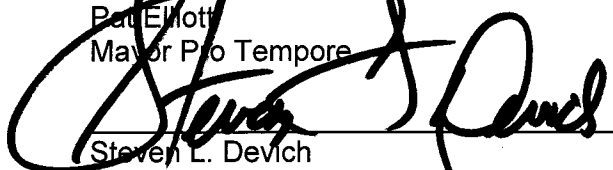
ADJOURNMENT

The City Council meeting was adjourned by unanimous consent at 8:54 p.m.

Date Approved: October 11, 2011


 Cheryl Krumholz
 Recording Secretary


 Pat Elliott
 Mayor Pro Tempore


 Steven L. Devich
 City Manager