



**Regular City Council Meeting Minutes
City Hall Council Chambers, 2660 Civic Center Drive
Monday, June 19, 2017**

1. Roll Call

Mayor Roe called the meeting to order at approximately 6:00 p.m. Voting and Seating Order: McGehee, Willmus, Laliberte, Etten and Roe. City Manager Trudgeon and City Attorney Mark Gaughan were also present.

2. Pledge of Allegiance

3. Approve Agenda

City Manager Trudgeon advised that Business Item 8.e had been removed from tonight's agenda to pending confirmation of ownership issues; and further advised that business Item 8.f was removed as nuisance violations had been resolved.

McGehee moved, Etten seconded, approval of the agenda as amended

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

4. Public Comment

a. Wayne Grennow, 899 Millwood Avenue

Mr. Grennow asked that the City Council review the city's current rental license ordinance related to parking for single-family homes used as rental homes and the city ordinance related to a maximum of four related parties in one residence. Mr. Grennow offered pictorial evidence of his observation of 12 to 14 vehicles parked in a driveway sometimes at a 90-degree angle, and even though they all appeared to be licensed, often not frequently moving off site. Given current ordinance language, and after his repeated consultation with the city's Police and Public Works Departments to seek resolution, Mr. Grennow advised that neither department had enforcement authority to eliminate this issue. As a Roseville taxpayer, Mr. Grennow asked the City Council to address current parking regulations, stating his frustration with adjacent rental properties looking like a parking lot.

Without objection, Mayor Roe asked City Manager Trudgeon to review the situation and bring any necessary ordinance changes to the City Council's attention if required; and also asked that Mr. Grennow be alerted to the process and findings accordingly.

b. Lois Glasgow, 1765 Chatsworth Avenue

Ms. Glasgow spoke to a matter of justice, fairness and principle related to the city's current practice of assessing unpaid utility bills to property taxes, and what

Regular City Council Meeting

Monday, June 19, 2017

Page 2

she considered to be unfair and unjust penalties, in this case with a delinquent water bill. As she had previously presented to Mayor Roe, Ms. Glasgow summarized her family's situation and health issues, causing them to become in arrears with their mortgage and utility bills. Ms. Glasgow asked for consideration of financial hardships when traumatic events and crises affect families who until then have kept current on their obligations. Ms. Glasgow referenced her discussions with city staff throughout the process, and ultimately having the bill applied to property taxes, with staff stating it was no longer able to assist since this practice had been approved by vote of the City Council. Ms. Glasgow stated that she was not asking for pity, but only understanding from the city, and asked that they re-evaluate their overage charges and grace period when a bill comes due.

Mayor Roe summarized, with confirmation by Ms. Glasgow, her request for a review of the City Council's policy on applying a 10% late fee for delinquent utility bills, and the practice of sending those delinquent accounts to Ramsey County if overdue for sixty days for application to property taxes. Mayor Roe stated that the City Council and staff would review the situation offline and decide if the policy needed review or revision; and thanked Ms. Glasgow for bringing it to their attention tonight.

5. Recognitions, Donations and Communications

a. Proclaim July 2018 as Parks & Recreation Month

Mayor Roe read a proclamation recognizing July 2017 as Parks and Recreation Month; recognizing the importance of city parks and recreation programs and facilities in establishing and maintaining the quality of life in Roseville.

Etten moved, Laliberte seconded, proclaiming July 2017 as Parks and Recreation Month; recognizing the importance of city parks and recreation programs and facilities in establishing and maintaining the quality of life in Roseville.

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

b. Acceptance of Minnesota Recreation and Parks Association (MRPA) 2016 "Award of Excellence" for Communications Initiatives: Roseville Adult Sport Virtual Managers' Meeting

Assistant Parks & Recreation Director Jill Anfang introduced MRPA representative, Jason Eisold to present the award; and Matt Johnson, Recreation Programs and Banquet Room Supervisor, who received the award for the city. Mr. Eisold commended the city for its leadership in providing this unique YouTube presentation for the 2016 Adult Softball Virtual Managers versus their attendance at a meeting.

Recess

Regular City Council Meeting

Monday, June 19, 2017

Page 3

Mayor Roe recessed the meeting at approximately 6:28 p.m., and reconvened at approximately 6:29 p.m.

6. Items Removed from Consent Agenda

7. Business Items

a. Joint Meeting of Parks & Recreation Commission with the City Council

Mayor Roe welcomed Park & Recreation Commissioners to tonight's joint meeting. Representing the Commission were Chair Gelbach and Commissioners Luke Heikkila, Cynthia Warzecha, Jerry Stoner, Terrance Newby, Nancy O'Brien, Greg Hoag and Ronald Bole.

In addition to the commission's list of community outreach activities, 2016 project type activities, and work plan items for the upcoming year, Chair Gelbach noted the commission's interest in the City Council's direction on three topics: a pollinator-friendly city resolution, an update on the deer reduction program and next steps, and discussion on the Emerald Ash Borer (EAB) program.

Pollinator-friendly city resolution

Chair Gelbach referenced Attachment A as a draft resolution for consideration outlining the use of best practices where possible and minimization of chemical use where possible. Chair Gelbach asked that the City Council consider adoption of this resolution at some point in the near future.

Councilmember McGehee offered her support for immediate adoption of such an ordinance, opining there were very few places where chemicals were called for. Councilmember McGehee referenced her recent attendance, along with Parks & Recreation Director Brokke, of a webinar about EAB. Councilmember McGehee spoke to the use of chemicals to treat some Ash trees, and suggested that the number of trees be further reduced to focus on those considered as critical or representative of the species. Councilmember McGehee noted that there is no current data available on the impact to birds eating grubs from EAB-infested trees that are chemically injected.

Willmus moved, McGehee seconded, to adopt Resolution No. 11422 Attachment A) entitled, "A Resolution Declaring the City of Roseville as a Pollinator-Friendly Community."

Councilmember Laliberte stated her support of a resolution; asking that staff confirm whether its adoption would imply an expectation of residents that the city as an organization could not meet.

Mayor Roe opined that this served as another example of the City of Roseville leading by example, as confirmed by Mr. Brokke from the audience.

Regular City Council Meeting

Monday, June 19, 2017

Page 4

Councilmember Etten stated his support for the resolution; noting the need for the practice to fit the policy, and recognizing existing efforts by the city.

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

Deer Reduction Program

Commissioner Newby provided a brief recap on the first deer hunt, and supporting documentation from the United States Department of Agriculture (USDA) on the harvest report for the 2016-17 deer control project (Attachment B), as well as the deer feedback map and deer sighting map (Attachments C and D). Commissioner Newby reported that the deer harvested appeared to come from unhealthy herds indicating the area was still over-populated, with ongoing reports of excess deer still in the community based on the amount of activity being observed, even though not necessarily considered a nuisance. In light of the first hunt, on behalf of the commission, Commissioner Newby suggested that the City Council consider whether it may be necessary for an additional hunt to further cull the herd in the future. However, since the first hunt was held in January of 2017, Commissioner Newby suggested a longer period of time (e.g., until January of 2018) to further study the health of the remaining herd and further analysis of the results of the first hunt, and subsequently report that data to the City Council for their consideration.

Mayor Roe spoke in support of further analysis of USDA information and their timeline.

Councilmember Willmus opined that, while the culling action had been undertaken, he didn't think it notably impacted the number of deer remaining in the community, if his neighborhood was any indicator, where he was aware of ongoing extensive damage from the herd. Councilmember Willmus stated his support for using this as an ongoing management tool when high numbers of deer are observed in order to minimize property damage and to address traffic safety issues. Councilmember Willmus offered his support of a more aggressive approach in the future.

Councilmember McGehee stated that she was more in favor of the study approach, opining that she was unaware of any traffic accidents with deer; and further noted the recent examples of clear-cutting in development areas that eliminated deer habitat. Councilmember McGehee suggested that if repeated, the hunt only take does based on information available from bat stations; and also that consideration be given to a birth control method now available. Councilmember McGehee suggested that this also could be used as a teachable lesson for use of non-lead ammunition in this type of hunt in consideration of the environment.

Regular City Council Meeting

Monday, June 19, 2017

Page 5

Councilmember Etten stated his support of the appropriateness of an aerial survey as done in the past to check results of this first hunt. Councilmember Etten noted that he had heard from residents within days of the hunt asking why more of the herd were not taken, or why other parts of the community were not included for eradication of the herd. Councilmember Etten stated that as late as last week, he was still hearing from residents who weren't seeing any change in the deer population. Councilmember Etten stated that he would support another aerial survey this coming winter; and also clarified that his information indicated that the Department of Natural Resources (DNR) did not allow the city to perform birth control methods on the local deer herd, negating that option.

Councilmember Laliberte stated her agreement with the commission for further review after the first hunt performed only six months ago. Councilmember Laliberte stated that she too received continued feedback from residents and their perception that there remained a considerable number of deer in the community. While appreciating the hunt as a tool and option for the city to repeat if deemed necessary, Councilmember Laliberte reiterated her support of the commission's continued assessment of the situation and subsequent to the City Council in the future.

Commissioner Newby spoke to Councilmember McGehee's comment about changes to deer habitat, particularly removal of buckthorn, opining that there were many variables in deer movement including habitat; and suggested that when habitat is altered, there may be a perception from residents that there are more deer in an area as they relocate.

Even though removal of buckthorn may have changed deer habitat somewhat, Mayor Roe referenced last year's presentation indicating that open areas between more forested areas was considered a more favorable habitat for deer than undergrowth habitat. Specific to a new birth control method to control deer herds, Mayor Roe asked that the commission stay in contact with and alert the DNR that the city would be interested in any practical, cutting edge pilot programs as a possibility.

Commissioner Newby advised that the commission would look into that beyond the DNR's initial presentation given their cost at this time.

Emerald Ash Borer (EAB)

Commissioner O'Brien reported that with the inception of EAB in approximately 2013, the city had not been considered fully-infested. To-date, Commissioner O'Brien advised that the city had inventoried 1,869 Ash trees on public land (e.g. parks and boulevards) and ranked them according to their location and importance. Commissioner O'Brien advised that the current thinking is that all will eventually become infested and die unless treated. Commissioner O'Brien reviewed the different approaches other cities are taking, including removal of all or some Ash trees or their chemical treatment. Commissioner O'Brien noted that

Regular City Council Meeting

Monday, June 19, 2017

Page 6

229 Ash trees in Roseville had been treated to-date and they seemed to be in better shape than before treatment. Commissioner O'Brien noted that the cost for tree removal averaged \$500 and replacement at approximately \$400; with those trees being chemically treated under continual evaluation with treatments cut back as trees are replaced. Commissioner O'Brien noted that there had initially been some grant monies available for removal and replacement that had been since expended, with no more anticipated in the immediate future.

Councilmember McGehee again referenced her and Mr. Brokke's attendance at the webinar on this issue, and reported on the importance of considering overall tree canopies for the city; as well as educating the public about the trees on private property as well as addressing other potential tree diseases (e.g. Five Needle Pines).

Councilmember Etten thanked the commission for continuing to address this issue, and asked if they were seeking additional dollars in the budget to address the EAB issue. Councilmember Etten asked if the city was replacing trees when they looked sick, or if they were targeting specific trees or areas with denser Ash tree populations or those neighborhoods that would be most heavily impacted by the loss of Ash trees.

Commissioner O'Brien noted the need to fund in order to meet the EAB challenge.

Parks & Recreation Director Lonnie Brokke

Mr. Brokke advised that the city was starting to review specific neighborhoods, but until recently had primarily focused on Ash trees in poor condition and replacing them; while treating those considered in good or fair condition. In an effort to reduce the number of trees being chemically treated, Mr. Brokke reported that Ash trees continued to be removed and replaced. At the request of Councilmember Etten, Mr. Brokke confirmed that replacement trees were being planted at Cedarholm Golf Course and Autumn Grove Park.

Councilmember Laliberte noted that at the beginning of the last state legislative session, there had been a request for EAB appropriations for additional grant monies; and asked if that had fallen away; with Mr. Brokke confirming that those efforts to get that additional funding had proven fruitless.

Mayor Roe suggested there may be the need for another resolution of support from the city before the next legislative session. Specific to funding, and as noted by Councilmember Etten, Mayor Roe suggested that the current allocation in the annual capital improvement program (CIP) for natural resource restoration be adjusted or shifted to EAB efforts similar to that used for the Pavement Management Program (PMP) with funds moving from sealcoating to rehabilitating streets with those same dollars. Therefore, Mayor Roe suggested that the commission

Regular City Council Meeting

Monday, June 19, 2017

Page 7

may want to provide the City Council with a reprioritization of a portion of those available CIP funds accordingly.

Councilmember McGehee suggested the need in the natural resources budget to address the current excess amount of burdock and thistles that she had observed in Oasis Park and on the south end of Langton Lake, noting their negative impact on birds and bats.

City Council Direction / Comments

Councilmember McGehee urged the commission to take time to address program sustainability issues of facilities for the CIP and bring forward recommendations for consideration and their perspective on various issues. Councilmember McGehee stated that she didn't find the commission's financial information as transparent as she'd like in showing how things are funded. Also, moving forward, Councilmember McGehee asked the commission to pay special attention to meeting disability and accessibility needs beyond the American Disability Act (ADA) for residents when rehabilitating areas,

When he served on the commission several years ago, Councilmember Etten noted that the city was about to undertake the Park Master Plan process and subsequently had implemented the Park Renewal Program, culminating in a unique time for planning for the overall system and a positive for the community. With the considerable monies reinvested in the city's park and recreation system, Councilmember Etten asked that the commission take up the charge presented by Councilmember McGehee and recommend the "new next steps" including bigger and smaller ways to continue improving the current system. Councilmember Etten noted his interest in ideas from the commission on what they planned to do to connect with the city's diverse communities, noting the work of numerous city departments in addressing those same issues; as well as the commission's consideration of improved types of playing surfaces or opportunities, and possible game that would address other cultures and that diverse population. In other words, Councilmember Etten asked what the commission considered as their role in making the overall park and recreation system work for Roseville's growing diverse community.

Councilmember Laliberte noted that the newly-created Human Rights, Inclusion and Engagement Commission would be talking later this week on how to reach out to other advisory commissions for joint programs or initiatives that they could cooperatively pursue. Councilmember Laliberte suggested that the commission work with them on that idea in order to expand its own resources.

While progress is being made in the Parks Department for CIP rehabilitation and/or replacement needs, Mayor Roe noted that diligence was still needed, especially the need to plan and prepare now for next year's legislative session and the OVAL funding for this facility's major needs, including the need for advocacy assistance from the commission for those efforts. Also, Mayor Roe asked that the

Regular City Council Meeting

Monday, June 19, 2017

Page 8

commission look at the short-and long-term CIP to determine where adjustments could be made to fund needs without a resulting negative fund balance.

As addressed by Councilmember Etten, Mayor Roe noted the things remaining in the Parks Master Plan effort that had yet to be addressed beyond Phase I to accomplish full implementation.

Chair Gelbach suggested the need for more discussion in a joint forum for ideas, noting the ongoing focus of the commission on funding issues moving forward.

Chair Gelbach noted that the commission was currently revisiting these issues point by point as part of the comprehensive plan update process.

Councilmember McGehee opined that it was important, before asking residents to support further investment for additional assets, that the commission provide a clear plan for how to keep existing assets in good shape to prove the city's commitment and stewardship of that investment.

Chair Gelbach reported that the commission planned to come prepared at the next joint meeting to show how the recent upgrades have resulted in expanded use by the community of those parks and facilities.

Mayor Roe thanked the commission for their attendance, update, and informative discussion.

Recess

Mayor Roe recessed the meeting at approximately 7:07 p.m., and reconvened at approximately 7:08 p.m.

- b. Request by the City of Roseville to Approve a Comprehensive Technical Update to the Requirements and Procedures for Processing Subdivision Proposals as Regulated in City Code, Title 11 (Subdivisions) and Revision of Lot Size Standards Established in City Code, Chapter 1004 (Residential Districts (PROJ-0042))**

Senior Planner Bryan Lloyd briefly summarized the latest revisions of this final draft and highlighted various areas of an amended Subdivision Ordinance, with final vetting having been done by the Planning Commission and now the City Council.

Title 11 (Subdivisions), Chapter 1101 (RCA Exhibit A)

Page 1, line 30-32 (Owner)

Mr. Lloyd noted Lloyd questioned the use of "owner" and how it should be described in this sense or what other kinds of owners may be indicated.

Mayor Roe pointed out the use of "owner as applicant" (page 4, line 133) under the Minor Plat process, stating the "owner shall file an application."

City Attorney Gaughan suggested not getting into that much detail as to the extent of ownership, but let them self-identify since the intent was to refer to the measure of ownership over a subject property or duration of ownership, with any fur-

Regular City Council Meeting

Monday, June 19, 2017

Page 9

ther detail creating more doors to open than necessary. At the request of Mayor Roe, Mr. Gaughan stated his agreement with that definition in the ordinance.

Page 1, line 30

Councilmember McGehee questioned the use of “natural person.”

City Attorney Gaughan stated that, while this term is seen in numerous documents, it was no legal obligation to use that term.

Councilmember Willmus recalled that previous discussions were to strike “natural” go with “person.” Without objection, staff was directed to use proceed accordingly by striking “natural.”

Page 2, lines 52 and 53

Without objection, language was revised in line 52 as “Acceptance of Roadways” rather than “streets;” and in line 53 to strike “land” from “Required Improvements,” since that section included infrastructure and grading improvements as well.

Page 6, Line 222

A typographical correction was noted to strike the hyphen between “”final” and “approval.”

Page 7, line 254 (specific grounds for variances)

Mr. Lloyd noted other areas of code that cover specific grounds for variances negating a prior City Council suggestion for more language in that section.

Councilmember McGehee questioned the vagueness of “essential character” and “unusual hardship,” and if they were sufficient to invoke if needed.

Mayor Roe noted, with confirmation by City Attorney Gaughan, that the city retained the latitude to invoke them as they came forward, with the city defining those specific grounds as pointedly or vaguely as it chose to do so. Mayor Roe expressed his preference for having more vague language allowing the City Council to exercise more flexibility depending on the specific case and situation.

Page 7, lines 261 – 268 and Page 12, line 457

Mr. Lloyd noted language variables bouncing from “streets” to “roadways” in the document, and in an effort to be consistent and eliminate any sense of redundancy, sought the City Council’s preference to use “roadway” in place of “streets.”

Without objection, staff was directed to do so if interchangeable in definitions.

Page 9, line 356

Item C (Bond), language was revised to strike “or owner” and change it to “or applicant.”

Page 9, line 365 (Title – Chapter 1103.021)

City Attorney Gaughan noted that this section had previously been stricken in its entirety.

Page 11, Line 408 (Section G: Roadway Standards)

Mr. Lloyd noted previous City Council discussion for the provision about dimensional standards and how they applied to new and existing streets being rebuilt, found confusion. Therefore, Mr. Lloyd suggested deleting “existing” in this case to apply to all roadways.

Mayor Roe recalled this discussion and concern about references to standards applying to roadways, expressing his hope that the subdivision code was not the only place roadways standards were referred to and conclusions from those previous discussions to refer to meeting standards if existing roadways had to be reconstructed as part of the subdivision process. Therefore, Mayor Roe suggested in line 410 after “reconstructed,” adding additional language “... as a result of a subdivision.”

City Attorney Gaughan concurred with Mayor Roe’s recollection of that discussion, noting that he would support that since specificity was good in provisions when drawing more clarity to them.

Further, City Attorney Gaughan questioned the need for the preface in line 408 “While not strictly pertinent to rights-of-way...” since this section was not strictly pertinent to rights-of-way.

Mayor Roe agreed that the section seemed to be about the width of the road itself and not pertinent to rights-of-way.

Mr. Lloyd reviewed staff’s intent in that section with horizontal lines that may not necessarily be related to rights-of-way, but also advised that this section was the only part of the subdivision code that addressed it with the earlier section (line 307) referring to roadway improvements for construction versus width and whether parking is allowed at a given width and whether permitted on one, both or neither side of the street. Mr. Lloyd noted that there was an anomaly in the structure of this part of the right-of-way code and lot design and therefore was preserved in code and not relegated to the Public Works Design Standards Manual as many construction and development requirements had been. Mr. Lloyd opined that this information may prove helpful for a subdivision in planning ahead for what facilities are permitted in a right-of-way and provide guidance about its width accordingly, but not specifically speaking to the right-of-way standard itself.

Mayor Roe asked if it was not specified in another part of code when approving plats, but not necessarily road widths.

Regular City Council Meeting

Monday, June 19, 2017

Page 11

Mr. Lloyd provided several examples, such as with a recent City Council approval of a street width for a private road in a subdivision serving four lots and based on there being no other on-street parking for some distance outside that plat.

Mayor Roe asked what constituted a plat and whether road width was part of that or how they were otherwise linked and standards applied; questioning if there was a link between a plat and a roadway width requirement.

Mr. Lloyd responded that if there was some perceived value in assessment of street width and parking it may be better to locate that language earlier in the section of roadway improvements (e.g. lines 308-316) in keeping it in the subdivision code versus in the Design Standards document.

Mayor Roe suggested if it is retained in the subdivision code, he wasn't sure if it needed to be rearranged tonight at the bench unless and until it was clear that a roadway standards section was indicated.

City Attorney Gaughan opined that the first clause struck him as not the typical clause seen in code, and suggested the additional of a new section (e.g. 1103.02.5: Roadway Standards) so as not to link the rights-of-way and standalone design standards. Therefore, Mr. Gaughan reiterated his suggestion that preface language in line 408 be struck "While not strictly pertinent to rights-of-way..." and instead of Section G (in Chapter 1103.02.5) to reinstate Chapter 1103.02.1 (Roadway Standards).

Without objection, Mayor Roe also noted the need to strike "existing" from line 409.

Page 12, lines 449 and 468

Direction was provided to correct typographical errors, to remove the comma in line 449 and to remove the hyphen in line 467.

Page 13, line 496

Mr. Lloyd addressed a staff discussion with the city attorney addressing when plans that were not amended for this to provide a standard way of accounting for proposed changes, and to further clarify it with the additional language, "...as applicable at the time a plan is in effect at the time of application,"

While that was a staff discussion, City Attorney Gaughan opined that this may put too fine of a point on it, and by acknowledging that comprehensive plans and other master plans were periodically amended or updated, suggested leaving the door open for a more lengthy comprehensive process rather than adding that clarification.

Regular City Council Meeting

Monday, June 19, 2017

Page 12

Without objection, Mayor Roe directed staff to retain that ambiguity as suggested by City Attorney Gaughan; using an example from the asphalt plant as a permitted use under a Conditional Use, and as a result of that application the City Council changed zoning code requirements for industrial properties while the CU Application was pending.

Page 13, line 508

City Attorney Gaughan noted that the internal cross-reference should be Chapter 1102.05 rather than 1102.07.

As noted in the staff report detail, Mr. Lloyd noted ensuing discussion on whether there was a better way to write this section related to park dedication amounts for residential and other uses, opining that this rewrite failed to address all development possibilities, since there could be a mix of commercial and residential uses. Mr. Lloyd suggested it may be prudent to begin to address this by the Parks & Recreation Commission and department staff work through issues identified in previous conversations as to amounts of land and/or fees, as well as if and when to pro-rate park dedication fees for commercial and residential uses and treat each development appropriately toward the city's park system.

Mayor Roe recalled previous discussions to leave language as is until that bigger discussion process was completed.

At the request of Councilmember McGehee, Mr. Lloyd advised that mixed use sites had not been addressed during initial discussions and previous code amendments.

Councilmember Etten asked Parks & Recreation Director Brokke to address staff and commission discussions and where they were currently aligned as well as those areas still up in the air at this point, stating that he wasn't aware of a problem in this area.

Parks & Recreation Director Brokke stated that as of the last City Council discussion the thought was to make residential and non-residential at 10% and change the fee schedule accordingly for cash in lieu of land dedications. However, given questions and/or comments of the Planning Commission, Mr. Brokke advised that a number of questions remained yet to be answered, and therefore until then, the recommendation had been to retain the language as currently written until that bigger issue could be dealt with from a broader perspective. Mr. Brokke reported that the Parks & Recreation Commission was only in the initial stages of that discussion and process at this time.

Councilmember Etten agreed with that given his notes for 10%; and offered his ongoing support of it as long as the discussion ensued sooner rather than later.

Regular City Council Meeting

Monday, June 19, 2017

Page 13

Mr. Brokke agreed with the timing, advising that the initial discussion was related to the cash versus land portion when this came up, with 10% seeming more consistent if both were addressed.

Mayor Roe referenced the LMC information included in the packet (Exhibit E appendix) and suggested the Commission and staff consider that step by step methodology which he had found very helpful.

Councilmember Etten agreed wholeheartedly, specifically Step 6 of that attachment that he found to connect things, while duly noting other ways for calculations in other steps, but providing a great process for the commission to review.

Mayor Roe noted the City Attorney's recommendation for the Park Department's review of this area and to address other areas that may not be in line with state statute.

Without objection, Mayor Roe directed staff to retain park dedication language as currently provided in the subdivision code until those recommendations come forward.

Page 14, Chapter 1004: Residential Districts (Title 10 – Zoning)

Mr. Lloyd reviewed minimum rear lot line length parameters and removal of dimension areas, with the last one moved to the Zoning Code table related to single-family properties for this calculation.

Councilmember McGehee stated her concern that 30' was too narrow for the rear lot line given the front yard requirements, indicating her preference for that rear lot line length to be limited to half the front lot width'.

Councilmember Laliberte noted her previous suggestion for it being half but not less than the front footage.

Discussion ensued with staff providing numerous examples of materially different dimensions and those preferred to be regulated out versus conventional scenarios with street curvatures for radial properties. By concurrence, the City Council agreed with Mr. Lloyd's interpretation of the minimum width calculated at the front setback line and minimum rear width then at the rear setback line.

Specific to pie-shaped lots, Councilmember Willmus suggested that minimum lot widths at the rear setback line may not preclude pie-shaped lots, but assured reasonable width with situating a home on the lot.

Mayor Roe sought feedback on Councilmember McGehee's suggestion of allotting half of the front yard width; with Councilmember Etten opinion that half of the front could be too much and instead suggested half the minimum width, with

Regular City Council Meeting

Monday, June 19, 2017

Page 14

Councilmember Willmus concurring if the result was based upon the minimum at the rear setback at half of the minimum front width at that rear setback.

Mayor Roe suggested that a fixed minimum of 43' may be easier for staff and developers to interpret than a percentage of a front yard width that could vary.

Councilmember McGehee suggested 50' instead of 43' as the minimum setback no matter the size of the front, providing a 50' x 110' lot allowing for a descent building pad.

After further discussion without objection, the table was revised to allow 45' for the minimum rear lot line length at the rear yard setback.

With further discussion, and concern expressed by Mr. Lloyd that measuring at the rear setback line could have significant impact; with Mayor Roe noting that the rationale could also be used to build to the rear setback and still meet side yard setbacks, with an actual buildable width of 35'.

Without objection, staff direction was confirmed at a minimum 45' lot width at the rear setback; with the caveat that if implementation proved this wrong, it could be revised again at that time.

Mayor Roe offered an opportunity for public comment at this time, with no one appearing for or against.

Page 13, Section 1103.06: Park Dedication

Councilmember Etten sought a refresher on why plans and city policies excluded references to the pathway master plan and striking "including, but not limited to, those..." (line 494).

Mayor Roe recalled past discussion to revert to previous code language with staff's challenge being that there was no actual language to define that authority in the paragraph with the heading stating "as a condition of approval."

Mr. Lloyd advised that in working with the City Attorney on this section, while recognizing the direction to revert back to current subdivision code language, it was important to remain consistent with statutory language in identify plans referenced in taking advantage of that language for park dedication authorization and how it was determined by the city, thus the language had been retained.

Mayor Roe also noted that in this current subdivision code reference was made at the beginning to those three planning documents: Parks & Recreation System Master Plan, Pathway Master Plan and the Comprehensive Plan.

City Attorney Gaughan advised that state law mandates that before city can even collect any park dedication, it must have a park and open space plan in place, with

Regular City Council Meeting

Monday, June 19, 2017

Page 15

the parks and trails component outlined in the comprehensive plan inclusive of that and therefore, his advice to have a more specific reference to the plans the city has available in its comprehensive plan on which to base its park dedication. Therefore, Mr. Gaughan advised that it was his suggestion to removed that “including, but not limited to, those...” language to avoid unlimited plans playing into it and allowing more specificity to what plans are already in place on which to base that park dedication structure.

From his personal perspective, Mayor Roe stated that he had no problem referencing the Pathway Master Plan since the park dedication was still a City Council decision based on recommendations of the Parks & Recreation Commission, and could still be referenced in code whether it was abided by or not since the state statute refers to a trail plan.

Pages 3 – 4, lines 116 – 157 (Minor Plat) / Pages 4-5, lines 159 –229 (Major Plat)
Councilmember Etten noted some things not meeting requirements of a major plat, referencing the criteria identified in line 116 and on for a minor plat. Specific to the example of the previous Gluek Lane lot split that triggered the park dedication piece, and need for a new source for water and sewer even though it didn't constitute a major plat, Councilmember Etten asked what happens in a similar situation with this revised language.

Mr. Lloyd advised that the Minor Plat option was for residents to work with when all criteria were present in an application; while for a Major Plat an applicant could address any criteria present from that list, even though there could be gaps but with the intent to avoid such gaps.

At the request of Councilmember Etten, Mr. Lloyd confirmed that an open house was set up for situations creating four or more lots; and noted an open house would be required under zoning rules if associated with development of a plat or any change to the comprehensive plan, as addressed in lined 165-167. Councilmember Etten suggested they be listed elsewhere under the developer open house meeting section; with Mr. Lloyd advising that they may be elsewhere in the subdivision code, but were also related to the zoning process itself.

Councilmember Willmus asked that this document be brought forward as a clean and final copy based on tonight's changes and discussion prior to its adoption.

Without objection, Mayor Roe directed staff to return with a final draft of the subdivision ordinance at the July 10, 2017 City Council meeting for consideration and subsequent approval.

- c. **Review High Density Residential (HDR) Guided/Zoned Properties and Consider Properties that may be Eligible for Amendments to the Comprehensive Land Use Map**

Regular City Council Meeting

Monday, June 19, 2017

Page 16

Community Development Director Kari Collins and staff provided five additional maps as bench handouts and part of tonight's intended discussion. Ms. Collins recognized GIS Technician Joel Koepp to assist in this discussion.

Ms. Collins reviewed the background and process to-date in identifying all properties now designated high density residential (HDR), whether developed, vacant, or a current non-residential use guided toward HDR. Ms. Collins noted that this would be discussed in-depth by the City Council, Planning Commission and other interested parties as part of the 2040 comprehensive plan update process. As outlined in the staff report, Ms. Collins noted staff's consideration of current and potential land uses; advising that further discussion will be held at the July 18th EDA meeting.

As identified in the RCA, lines 25 – 74, Ms. Collins reviewed the Metropolitan Council's housing goals toward 142 additional affordable housing units in Roseville, with a minimum density of 8 units per acre to meet their calculations. Additionally, with the City of Roseville currently designated by the Metropolitan Council as an "urban" community, MDR and LDR will not qualify as counting toward those 142 units Kari – reviewed maps, background and process – identification of all properties and average density requirements will now be 10 units per acre. Ms. Collins referenced the draft future land use map to start this discussion, as developed and sites identified by staff and Ms. Erin Purdu with WSB Consultants as part of their work in developing the 2040 comprehensive plan update; with a GIS tool being further developed to select various properties and calculate how they affected that affordable housing unit calculation and density specific to meeting Metropolitan Council goals.

Ms. Collins clarified that existing HDR would not go toward future unit calculations by the Metropolitan Council, but only parcels identified for redevelopment or now vacant land. Ms. Collins further clarified that the Metropolitan Council didn't require development of the sites, but simply to make them available for development to occur. At this time, Ms. Collins reported that the city had approximately 19 acres guided toward HDR (238 units), while Metropolitan Council requirements are for 12 acres guided as such. Ms. Collins noted that current CMU designation may provide consideration by the Metropolitan Council for potential development sites and in meeting their objections.

Ms. Collins noted that the Metropolitan Council's forecast was to satisfy 1,147 units regardless of their affordability; and reviewed current HDR designation requirements related to density and acreage and how other areas may play into those calculations.

Ms. Collins sought City Council input on existing HDR parcels to see if they remained relevant or indicated a change in designation and prior to the upcoming EDA discussion, and initiation of the community engagement process as part of the comprehensive plan update for a holistic look at the entire city.

Regular City Council Meeting

Monday, June 19, 2017

Page 17

Discussion ensued regarding the Metropolitan Council's stipulation of 142 affordable units, and the median income levels for those units that was provided by staff according to the proposed number of units in a development and inclusive of all properties that the City Council, staff and residents identified as possible development sites over the next few years.

Councilmember Willmus noted that the Metropolitan Council's projected growth and related share for Roseville doubled while the city's population hadn't changed significantly since 1965; with those projections more significant than the historical growth patterns and past projections.

Referencing Attachment D, Mayor Roe clarified that Roseville's 2010 and 2040 populations indicated an increase of less than 1,000.

Councilmember McGehee reviewed several of her fundamental questions and areas of concern:

- 1) Roseville was changed from a designation of "suburban" to "urban without the city allowed to weigh in or city staff able to argue the point with the Metropolitan Council. With that "urban" designation, Councilmember McGehee noted that it tied the city to an ongoing 10% density increase or any core density the Metropolitan Council chose. Councilmember McGehee stated that most Roseville residents she spoke with indicated that they felt strongly that Roseville was a suburb and they wanted to retain it as such with the parks and open space and the current density level.
- 2) Councilmember McGehee stated that she didn't object to the 142 units designated for affordable housing, but to the density that would require. Councilmember McGehee noted options for smaller homes for single people with a small area for gardening or for a green space that may not meet affordable housing and density requirements of the Metropolitan Council. Councilmember McGehee opined that the requirement negated possible nice developments and green spaces.
- 3) Councilmember McGehee opined that she and a number of Roseville residents were happy with the MDR and CMU arrangement, and questioned the impact to the city's affordable housing options, with this requirement by the Metropolitan Council serving to preclude or ban it for people living in a suburb or single-family or townhome setting.

Councilmember McGehee stated that she found it very egregious and opined that it further encouraged class divisions that should not be encouraged and were not needed. If the Metropolitan Council's objective is to have 142 affordable housing units, Councilmember McGehee stated that she did not appreciate and strongly objected to their attempt to specify what that density should be as a suburban community.

Mayor Roe clarified that eight units per acre were to be accounted as affordable, and in the mid-range for MDR, not HDR, opining that tiny houses could be considered and still meet 8 units per acre and allow for some green space.

However, Ms. Collins advised that for the city's zoning classification the density range must begin at eight units per acre.

In that case, Mayor Roe suggested the city could adjust its MDR designation into different categories as it had most recently done with its CMU designations, such as MDR-1 at 5 to 8 units and MDR2 at 8 to 12 units, without the entire zoning category starting at 8 units/acre. Mayor Roe suggested consideration could also be given to an intermediate category between MDR and HDR that would also increase density levels, or increase CMU designations as another option. In general, Mayor Roe opined that the Metropolitan Council's guidance does not prohibit the city from pursuing those options not preclude Roseville and the City Council from valuing various housing types and intermixing housing stock.

Councilmember Etten asked if by developing affordable housing at 8 units per acre, it provided the city with credits and lowered the total number of units needed and available for development by 2040; with Ms. Collins confirming that the Metropolitan Council looked at all built affordable housing in their calculations for Roseville's local and regional share. Councilmember Etten agreed that he was also caught off guard in Roseville being designated "urban; and suggested staff work with the city's Metropolitan Council representative to determine what was involved in that process.

Ms. Collins advised that the "urban" designation resulted from Roseville being considered a developed community, with different categories triggering density ranges; and read the definition of "urban" from Metropolitan Council documents.

Councilmember Willmus asked staff to provide information on populations and households in Roseville and changes from 2000 to 2010 providing a more historical view in order to determine if projections are in line with them.

As noted with the Rice Street/Larpenteur Avenue community visioning group discussions, Ms. Collins advised that St. Paul had seen significant growth in single-family areas in the last few years, with the population increasing while few single family or residential homes had been constructed during that same period. Ms. Collins reported that this was attributed to the population change of seniors moving out of their single-family homes and larger families moving into them.

Councilmember McGehee asked staff to provide the Metropolitan Council's definition of "suburban" and related density requirements.

Ms. Collins noted the window of time allowed to challenge that designation provided by the Metropolitan Council in 2015 at which time it was not challenged. If the city was to make a compelling case at this time as to why it should remain designated "suburban" in comparison to peer communities, Ms. Collins opined

Regular City Council Meeting

Monday, June 19, 2017

Page 19

that the Metropolitan Council may consider an adjustment, but she didn't personally feel the attempt would be successful.

Recognizing that this discussion could be lengthy, and in consideration of the remaining items on tonight's agenda, Mayor Roe suggested focusing on the current and potential zoning of 57 acres for HDR while the community also had a shortage of other housing types to choose from and how to address that concern.

Councilmember Laliberte suggested that this discussion may be more prudent at a work session; and stated that she also was not satisfied with the "urban" categorization, hearing continually from residents that if they were interested in that type of setting, they'd move to such a community. Councilmember Laliberte further noted the number of complaints she'd fielded about current urban building standards used by the community in buildings located so close to the sidewalk (e.g. Rice and Larpenteur development) stating that she anticipated more of that in the future if the city continued to push for those urban settings.

Councilmember Laliberte stated that the community should have a voice in how it was labeled and those related expectations, whether forecasts or not; especially since the community knew better its identity. Councilmember Laliberte stated that the results she sought from the HDR and MDR discussion was for the number of sites currently identified as HDR to change to a lower designation and in context with a broader discussion.

Mayor Roe stated that he was hearing that this was an overwhelming situation with different statistics in play as they related to Metropolitan Council requirements for affordable housing, and suggested more time was needed for that broader discussion.

Councilmember McGehee stated that her understanding of tonight's discussion was to identify a broad range of things the City Council wanted staff to bring forward as information or questions arising for the next meeting solely focused on numerous issues. Councilmember McGehee noted that she and Councilmembers Willmus and Laliberte were prepared with some of those points tonight if staff wanted to talk about them directly.

Mayor Roe noted that tonight's meeting was already an hour behind allotted time, and suggested this item come back as a work session agenda discussion to do it justice.

Councilmember Willmus agreed, opining that the city has significant acreage currently designated HDR, expressing his interest in guiding some toward MDR and balancing that with Metropolitan Council guidelines, with those conversations inter-related.

Regular City Council Meeting

Monday, June 19, 2017

Page 20

Mayor Roe suggested, with concurrence from Ms. Collins, that the work session move property by property while at the same time determining how numbers shifted based on changing land use designations.

Councilmember McGehee stated two properties she would change from HDR designation would be on the south side of County Road C; and two at Old Highway 8 directly across from the tank farm; and provided her rationale for each.

Mayor Roe agreed with the properties on County Road C to address major conflicts with single-family properties directly behind those currently designated as Industrial in addition to other challenges (e. g rail road tracks).

Councilmember Laliberte sought clarification on when the Metropolitan Council would start the clock for the 142 affordable units specifically those parcels that may be pending or in process; or whether there was a certain date to meet those requirements.

Ms. Collins responded that the future land use map indicated any pending projects, as well as identifying parcels that were vacant or were a redevelopment site, with Metropolitan Council calculations performed accordingly. When the city submits its comprehensive plan to the Metropolitan Council for their review and ultimate approval, Ms. Collins advised that they would then look at the map and run calculations as to whether land use met their requirements or not.

Since individual council members had identified properties to down guide and/or rezone, Ms. Collins asked each to provide their input to staff prior to the work session discussion to allow staff to identify those areas for discussion and focus on impacts and related considerations in changing HDR designations.

City Manager Trudgeon advised that this item would return on the July 17th work session agenda.

d. Consideration of a Community Development Department Request to Perform an Abatement for Unresolved Violations of City Code at 949 Brooks Avenue W

Codes Coordinator Dave Englund summarized this request and provided updated photos of the code violations as of today for this single-family with the owner of record listed as Dale Loth. Mr. Englund reviewed current violations including a vehicle constituting a public nuisance (vehicle without current registration (407.04.D). Mr. Englund advised that abatement would encompass removal of the vehicle at an estimated administrative cost of \$125.00.

Mayor Roe called for comment from the owner and/or from the public specific to this request, with no one appearing for or against.

Regular City Council Meeting

Monday, June 19, 2017

Page 21

McGehee moved, Etten seconded, directing Community Development staff to abate the public nuisance at 949 Brooks Avenue W by notifying a towing company to remove the vehicle from the property; with the property owner billed for actual and administrative costs; and if those charges are not paid, staff will recover costs as specified in City Code, Section 407.07B.

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

e. Consideration of a Community Development Department Request to Perform an Abatement for Unresolved Violations of City Code at 2490 Sheldon Street

As previously noted, this item was removed from tonight's agenda for future consideration.

f. Consideration of a Community Development Department Request to Perform an Abatement for Unresolved Violations of City Code at 578 Ryan Avenue W

As previously noted, this item was resolved prior to tonight's meeting.

g. Discussion about Fairview Fire Station

As detailed in the RCA, City Manager Trudgeon noted the current situation with this former fire station site on Fairview Avenue, existing easements and current zoning guidance as Institutional. Mr. Trudgeon further noted the interest of the Gaughan Companies in this property, with several of their representatives present tonight to present a concept plan for the site. However, Mr. Trudgeon advised that this proposal had just been received late last week, and had received no significant vetting by staff at this point, and would therefore, require substantial review and only represented one possible option should the city decide to put the parcel on the market. If and when the city makes that decision, Mr. Trudgeon noted that there would be an impact to current users, including the Roseville Historical Society, who also had representatives in tonight's audience wishing to speak to the issue. Mr. Trudgeon noted that the continuing shuffling of this group remained a challenge to them, and therefore the Society was offering another option to retain the property and rehabilitate the existing building. Mr. Trudgeon noted the need to also address current storage at the site and related Cedarholm Golf Course preliminary plans, not currently including a basement that the City Council may wish to include as an alternate to future design bids, with an estimated \$28,000 to include that option in the Request for Proposals (RFP).

At the request of Councilmember Willmus, City Manager Trudgeon advised that the current city-wide space needs study was in the process of being wrapped up at this time, and anticipated for City Council information in July. Mr. Trudgeon cautioned that efficiencies in existing space may be separate from the reality of city needs and the challenges of providing those spaces all under one roof.

Regular City Council Meeting

Monday, June 19, 2017

Page 22

Specific to the Historical Society, Councilmember Willmus reiterated his strong support of their significant role in Roseville, opining that their presence was missing within the city center; and therefore his interest in housing them in City Hall in order to greet visitors to and residents of Roseville with access to that historical perspective. Councilmember Willmus noted the importance to him and many Roseville residents for those touring the city campus (e.g. school children) to be made aware of the city's history. As part of this city-wide space needs review, Councilmember Willmus stated his interest in proactively addressing that goal. Once a permanent home is found for the Historical Society, Councilmember Willmus stated that then he would be ready to get rid of the fire station.

Recognizing those past conversations and interest, City Manager Trudgeon stated that he fully supported finding a spot for the Historical Society at City Hall. However, Mr. Trudgeon noted the challenge of finding space in a very limited area, short of repurposing the garage area or City Hall (e.g. Willow Room on the lower level) and impacts to other areas of the organization.

Councilmember Willmus noted that had been stated for many years, but spoke in support of finally figuring something out.

Councilmember McGehee echoed those comments of Councilmember Willmus; stating that she wouldn't move to do anything with the fire station until other problems had been resolved. If not housing the Historical Society at City Hall itself, then Councilmember McGehee stated that her second option would be to reconsider the fire station. Councilmember McGehee noted the frequent use of the station by the Police Department as well, and suggested it could serve as substation in this heavy retail area of the community, even if zoning was re-guided to Commercial/Housing, that would still require a reasonable police presence going forward with major freeway improvements in that area. Councilmember McGehee opined that the large collection housed in the fire station by the Historical Society appeared to remain dry at this point, but noted the interest of the Society in having a permanent home. Councilmember McGehee reported that the Society indicated that there could be approximately \$200,000 available from the Minnesota Historical Society; with the fire station site providing a visible location with good parking and handicapped accessibility on one floor. Councilmember McGehee opined that the fire station was a good, solid building and suggested bay doors were revamped for glass display areas, with good lighting and cross-ventilation available, as well as a functional bathroom. Councilmember McGehee spoke in support of including a small police substation at the location; and opined that with the building's proximity to the water tower and large transient electrical grid behind it and easements involved, to her it seemed not to be a bad idea.

Councilmember Laliberte stated her concurrence with Councilmember Willmus' comments; stating that her preference would be to house the Historical Society in this building where people naturally came to see the civic center and could be ex-

Regular City Council Meeting

Monday, June 19, 2017

Page 23

posed to the community's history as well. Councilmember Laliberte stated her support in finding the Society a visible home in the city center, and not simply find them a space or repurpose a garage to do so. While the Society continued to make do wherever they've been housed, Councilmember Laliberte opined that the city owed the Society a more prominent place in the community and its history. Also, Councilmember Laliberte noted that, when the new fire station was built, the City Council had committed to the community that the Fairview site would be sold with proceeds coming back into city operations. Therefore, for budgetary reasons, Councilmember Laliberte opined that it was responsible for the city to look to sell the property that had been under discussion for some time now, but to first find a place for everybody and everything prior to taking that step, but to do so sooner rather than later.

Councilmember Etten stated his agreement with several comments of his colleagues: specifically agreeing that it was past time to find a permanent home for the Historical Society and his preference for that home to be at City Hall. While there are several nuances for how artifacts could be displayed, and in his discussions with City Manager Trudgeon, Councilmember Etten noted the potential for redoing the Skating Center's front entry by the old ticket window as well as options at City Hall as one of the most commonly trafficked spots in the city. While past discussions included housing the Society at the Cedarholm Golf Course Clubhouse, Councilmember Etten suggested that simply be display areas, as well as potentially at other highly used buildings or areas in the community, but at a minimum to provide storage and a permanent office area at City Hall. Specific to other uses at the Fairview site, such as the Fire Auxiliary and Relief Association, Councilmember Etten noted that there was significant space not used on a regular basis at the new fire station; and opined that those entities can and should be located at the fire station, and expressed his confusion and frustration as to why that had yet to happen since they served firefighters.

Specific to the Relief Association, City Manager Trudgeon clarified that space had been offered to them, but there appeared to be access issues for how and when they used the building.

Councilmember Etten stated that he stood behind his statements and suggested any issues be resolved. Councilmember Etten stated that he agreed with the comments of Councilmember Laliberte as to the commitment made to the community to sell and use proceeds from the Fairview site to help with other city needs, once the current uses at the site had been addressed and/or relocated. Therefore, Councilmember Etten stated that he continued to support that long-term once things had been addressed for those current users of the building.

Mayor Roe concurred with much of what had been said on this issue tonight; but stated that he was not adamant that the Historical Society needed to be housed in this building, but stated his support if it is housed on campus for the office and storage, could see displays in a number of city buildings for better exposure of

Regular City Council Meeting

Monday, June 19, 2017

Page 24

those available artifacts. However, Mayor Roe recognized the logistical issues surrounding moving those artifacts. Specific to the proximity to the City Hall campus, Mayor Roe noted another option could be the field space off Victoria at Central Park that wasn't currently programmed for sports activities but might be available for a building to house the Historical Society. Mayor Roe stated his support for the Fire Relief Association to be housed in the new fire station, stating the need to resolve access issues. With limited storage space available at City Hall for Parks and Recreation needs and the garage space a frequent topic of discussion, and security needs of the Police Department as part of that building, Mayor Roe suggested the need to consider other storage solutions, even if temporary.

Mayor Roe noted that the building at County Road C and Snelling Avenue may be back on the market; with City Manager Trudgeon confirming that it was, but also noted the prohibitive price at this point; with Mayor Roe suggesting that it could be revisited.

Councilmember McGehee opined that the city had no obligation to sell a building that it already owned to repurpose monies from a sale to simply turn around and purchase another site for storage if it didn't prove more cost-effective for the city.

Specific to comments by Councilmember McGehee regarding a police presence in that area of town, Mayor Roe noted that the Police Department had not been heard from, and expressed his curiosity in hearing their perspective prior to reserving space for them at the Fairview site.

Public Comment

Rynetta Renford, President, Roseville Historical Society

Ms. Renford expressed appreciation for tonight's conversation and the City Council's interest in finding a permanent home for the Society, and recognition of hard work done by them, currently celebrating their 40th Anniversary, with an upcoming public celebration planned. Of note, Ms. Renford asked that the city consider the difficulty in not having the storage and office located together; and also asked that consideration be given to the fragility of moving some of the artifacts whether for display or frequently relocating them for storage from one location to another. Ms. Renford noted the Society's interest in being located on the City Hall campus, and thanked the city for considering permanent home for them, but stated their ongoing willingness to work with whatever site is chosen.

Ms. Renford noted the current limited members who continued to do any moving, but noted the potential in attracting younger community members as the Society's presence was better known and had an actual meeting place and potential for expanding hours.

Specific to available grant funds from the State, Ms. Renford advised that the amount depended on circumstances, building conditions and other criteria.

Dan Hebert, Gaughan Companies and John Harris, BKV Group

Mr. Hebert and Mr. Harris presented five conceptual schemes for mixed use at the currently-zoned high density (HDR) water tower site; and provided examples of similar projects they had done, some involving other municipal sites. Mr. Hebert clarified that their intent would be that residential rental units would be market rate and not limited to seniors, and anticipated a density of between 50 to 70 units, with retail on the lower levels if desired or entirely residential.

Councilmember Willmus opined that this discussion may be very preliminary until the city determined current uses in the building and their future; at which time the conversation about what to do with the property – whether or liquidate it or re-use it was most prudent. Councilmember Willmus noted that the developer was asking what the city envisioned on the site, something he was unable to answer at this point, and suggested that they reserve their conversations to the city staff level until the City Council makes a decision on which direction to move.

Councilmember McGehee noted the potential change in zoning needed to accommodate housing, opining that was already a challenging traffic area, especially during the fall/winter shopping season. Councilmember McGehee agreed with Councilmember Willmus that this discussion was too premature until the City Council had a firm idea for the current building and site, while speaking in support of community mixed use (CMU) zoning for that area, as well as her interest in some of the developer's previous projects, and recognizing the significant challenges for this small, busy site.

Mayor Roe agreed that this presentation is way ahead of where the City Council was at in the process, while stating his interest in some of the developer's ideas, even though that development would depend on what the market and zoning would allow. Mayor Roe stated that he would be interested in adding residential standalone or as part of a mixed use development, and admitted that the developer's concepts helped the City Council to visualize the site's potential.

Councilmember Etten agreed with the comments of Mayor Roe.

City Manager Trudgeon summarized that the City Council was clearly directing staff to look at housing the Historical Society on the City Hall campus, and to hold any further discussion until completion and review of other space study components.

Mayor Roe agreed that the focus of tonight's discussion was to address what was needed for storage at City Hall and outside it in order to accommodate the Historical Society on site.

City Manager Trudgeon advised that staff would continue discussion with the Historical Society and their space needs and City Hall available space.

h. Review Budgetary Impact form the 2017 Legislative Session

As detailed in the RCA, Finance Director Chris Miller briefly summarized the information impacting the budget as a result of the 2017 legislative session, with more specifics to be provided when the 2018 City Manager-recommended budget comes forward in August. Mr. Miller highlighted additional Local Government Aid and Municipal State Aid anticipated. Mr. Miller advised that staff would continue to monitor grant opportunities as more details become available.

Finance Director Miller also noted the change in Preliminary Economic Development Authority (EDA) levy certification dates changed to coincide with General Levy certification of September 30th.

Mayor Roe asked that staff adjust the 2018 budget timeline accordingly to reflect the EDA Preliminary Levy submission date; and suggested that staff recommend which CIP fund would best benefit from the additional Local Government Aid monies. Mayor Roe also asked that staff provide a plus/minus report specific to additional State Aid for Police Training (lines 23-25) and changes to the General Fund accordingly as identified currently and as a result of these legislative changes, and that they be identified as to whether they are temporary or permanent.

i. Review Citizen Comments on 2018 Budget Priorities

As detailed in the RCA and attachments, City Manager Patrick Trudgeon reviewed those citizen comments received to-date on budget priorities, and possible themes coming out of those comments, but instead providing a broad range of topics. Mr. Trudgeon suggested continuing this tool, and stated that he anticipated more comments as the 2018 budget process continued that would be forwarded to the City Council as they became available.

j. Request to Amend City Code, Chapter 309 (Massage Therapy)

As detailed in the RCA, Finance Director Chris Miller reviewed the proposed City Council requested administrative process and criteria for approval of massage therapy establishment and therapist licenses rather than the current process being used. Mr. Miller reviewed necessary changes to city code (Attachment A) to make that change, as well as general updated language; noting three different actions required for City Council approval (lines 26-29) as well as a proposed Resolution (Attachment D) showing City Council support for a statewide licensing approval process.

At the request of Councilmember Willmus, City Attorney Gaughan advised that he had reviewed and approved the amended language for Chapter 309 from a legal standpoint.

In general, Councilmember McGehee noted the nomadic nature of massage therapists around the entire metropolitan area, and suggested that the owner of a massage therapy establishment be charged with tracking therapists for licensing and performance with the Police Department and/or Code staff doing compliance

Regular City Council Meeting

Monday, June 19, 2017

Page 27

checks as done with liquor establishments. Councilmember McGehee opined that the license owner should be responsible for what occurs in their establishment.

Specific to having the establishment owner responsible for those working there, Mayor Roe responded that the city was the entity issuing the license, opining that that proposal wouldn't solve anything.

Councilmember Laliberte agreed with Mayor Roe, opining that it wouldn't put the city in a very good position under those circumstances.

Mayor Roe noted that for a massage therapist, the proposed ordinance language discussed prior convictions, non-compliance and/or fraudulent statements as part of the criteria. Therefore, Mayor Roe asked if the city wanted to deny an application should any of that criteria and/or disapproval or revocation in other jurisdictions be found, seeking that if so it be specifically pointed out.

City Attorney Gaughan responded that any action on this topic could be permitted unless found to be arbitrary or capricious. However, Mr. Gaughan suggested that the question should be "why" this body may wish to revoke, not approve or not renew a license based on another jurisdiction's revocation. As an example, Mr. Gaughan asked if that included all revocations, such as if due to their not paying a filing fee.

Mayor Roe asked if the applicant could appeal a denial; with City Attorney Gaughan advising that that would be an option if the city chose to include the appeal process as part of ordinance language.

Councilmember Etten noted that the purpose in amending current code was to move from a specific situation where an applicant may not yet be convicted at the time but a series of issues remain pending, and how to address those situations if a background check doesn't reveal them. With no statewide database available for these establishments and therapists, Councilmember Etten noted that this is the city's only option or stopping point to address inappropriate behavior in their role as a massage therapist. Councilmember Etten questioned if an appeal process allowed for that or if there was a way to easily designate that.

Mayor Roe noted language stating a license "may be denied" making it up to city staff's discretion to determine whether there was a basis for denial if prior revocations or denials were due to nonpayment of a fee, as well as based on other criteria; and suggested additional language to add "may be considered" as part of that consideration.

Councilmembers Etten and Laliberte spoke in support of that additional language.

Councilmember Etten asked that additional language be provided prior to adoption; with Councilmember Willmus stating his support for moving forward to-

Regular City Council Meeting

Monday, June 19, 2017

Page 28

night with that additional amendment in addition to amendments provided by staff.

Mayor Roe suggested amendment to Attachment A, Item 309.04D (Denial of Application) to add reason #5 for “license disapproval or revocation in another jurisdiction” as another possible grounds for denial. (Attachment B, Line 89.5).

Councilmember McGehee sought whether the intent was to appeal revocation because of an alleged charge of which they may later be found to be guilty, providing their right under law to remain innocent until proven guilty.

Mayor Roe opined that they could reapply at that time.

City Attorney Gaughan provided proposed language for Item #5 at line 90 as follows:

“Prior Denial, Revocation or Suspension: Applicant has had a massage therapist license denied, revoked or suspended in another jurisdiction.”

Mayor Roe offered an opportunity for public comment, with no one appearing to speak.

Willmus moved, Etten seconded, enactment of Ordinance No. 1529 (Attachment B) entitled, “An Ordinance Amending Title Three, Chapter 309 for Sections of the Code that are Outdated, and to Establish an Administrative Approval/Denial process for Individual Massage Therapist Licenses;” ***with Section 309.04, Section D, Item 5 (line 90) amended as follows:***

“Prior Denial, Revocation or Suspension: Applicant has had a massage therapist license denied, revoked or suspended in another jurisdiction.”

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

Willmus moved, McGehee seconded, Ordinance Summary No. 1529 (Attachment C) entitled, “An Ordinance Amending Roseville City Code, Title Three, Chapter 309 (Individual Massage Therapist Licenses).”

Roll Call (Super Majority)

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

At the request of Councilmember Laliberte, City Manager Trudgeon advised that the proposed resolution language had been drafted by staff based on policy statements from the League of Minnesota Cities.

Regular City Council Meeting

Monday, June 19, 2017

Page 29

Laliberte moved, McGehee seconded, adoption of Resolution No. 11423 (Attachment D) entitled, “Resolution Supporting Statewide Licensing of Massage Therapists.”

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

8. Approve Minutes

a. Approve City Council Minutes – June 5

McGehee moved, Etten seconded, approval of the June 5, 2017 City Council Meeting Minutes as presented.

Roll Call

Ayes: McGehee, Laliberte, Etten and Roe

Nays: None.

Abstentions: Willmus.

Motion carried.

b. Approve Economic Development Authority (EDA) Minutes – June 5

McGehee moved, Etten seconded, approval of the June 6, 2017 EDA Meeting Minutes as amended; inclusive of Councilmember McGehee’s late submittal of revisions to page 19, lines 36-36 of the previous draft presented.

Roll Call

Ayes: McGehee, Laliberte, Etten and Roe

Nays: None.

Abstentions: Willmus.

Motion carried.

9. Approve Consent Agenda

At the request of Mayor Roe, City Manager Trudgeon briefly highlighted those items being considered under the Consent Agenda; and as detailed in specific Requests for Council Action (RCA) and related attachments dated June 19, 2017.

a. Approve Payments

McGehee moved, Etten seconded, approval of the following claims and payments as presented and detailed.

ACH Payments	\$1,211,650.10
85680 – 85941	1,108,713.89
TOTAL	\$2,320,363.99

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

- b. Approval of 2017 – 2018 Business and Other License Renewals**
McGehee moved, Etten seconded, approval of business and other license renewal applications as detailed in the RCA of today's date.

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

- c. Consideration to Approve or Deny 6 Massage Therapist Licenses**
McGehee moved, Etten seconded, approval of six massage therapist licenses as presented in detail in the RCA of today's date

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

- d. Approve General Purchases and Sale of Surplus Items in Excess of \$5,000**
McGehee moved, Etten seconded, approval of general purchases and contracts for services as noted in the RCA and Attachment A entitled, "2017 Summary of Scheduled CIP Items," updated May 31, 2017.

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

- e. Appoint Youth Commissioner(s) to Human rights, Inclusion and Engagement Commission**
McGehee moved, Etten seconded, appointment of Elizabeth Hansel to serve as Youth Commission on the Human Rights, inclusion and Engagement Commission for a term expiring July 31, 2018.

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

- f. Receive City Grant Application Update**
McGehee moved, Etten seconded, receipt of the updated city grant application report.

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

- g. Consider Approving Information Technology (IT) Shared Service Agreement with the City of Lexington**

Regular City Council Meeting

Monday, June 19, 2017

Page 31

McGehee moved, Etten seconded, approval of a Shared Services Agreement (Attachment A) with the City of Lexington for the purpose of providing IT support services.

Roll Call

Ayes: McGehee, Willmus, Laliberte, Etten and Roe

Nays: None.

10. Council & City Manager Communications, Reports, and Announcements

Councilmember McGehee stated her intent to report on a recent webinar on Emerald Ash Borer (EAB) she had attended, including related cost benefits of various treatments and stormwater management.

11. Councilmember Initiated Future Agenda Items and Future Agenda Review

City Manager Trudgeon reviewed future agendas, with several additional items added as a result of tonight's discussion.

Mayor Roe noted that the report on the Imagine Roseville community discussion was tentatively slated for August.

Councilmember Laliberte asked staff to alert the public and City Council to the proposed Har Mar Mall community meeting when scheduled.

12. Adjourn

Etten moved, Willmus seconded, adjournment of the meeting at approximately 9:49 p.m.

Daniel J. Roe, Mayor

ATTEST:

Patrick J. Trudgeon, City Manager