

Councilmember Groff assumed someone asked the business if they have been following the mandatory education process for their staff.

Deputy Chief Adams explained for the sale of tobacco in Roseville, there is not a mandatory educational training required for tobacco but with the adjustment of the City Code at the beginning of the year, the Roseville Police Department did proactively send out information to all of the tobacco license holders providing information for them if they would like to proactively educate their employees. The fine schedule and suspension was updated as well to mirror that of alcohol. On top of that, the Association for Non-Smokers Minnesota has also sent out training education to every one of the City's tobacco license holders.

### **Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Groff moved, Etten seconded, authorizing the Roseville Police Department to issue and administer the presumptive penalty as set forth in Section 306.09, of the Roseville City Code.

### **Council Discussion**

Councilmember Groff explained the City has done a lot work in trying to reduce tobacco use because it is dangerous, especially among youth. He thought that following through with this is important for the City Council.

Councilmember Etten concurred.

Mayor Roe indicated it was really disappointing to see the second violation within that thirty-six month period and actually within twelve months. He commented that the folks at that station hopefully will take this significant \$2,000 fine and three-day license suspension, inability to sell tobacco products for three days, as an indication of how seriously the City Council takes this and how seriously that licensee ought to be taking the checking of ID's to sell tobacco.

### **Roll Call**

**Ayes:** Willmus, Strahan, Etten, Groff and Roe.

**Nays:** None.

**c. Parks and Recreation Commission Meeting with the City Council**

Mayor Roe briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 31, 2022.

Director of Parks and Recreation Lonnie Brokke was present.

**Regular City Council Meeting**  
**Monday, January 31, 2022**  
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Park and Recreation Commission Members present were: Chair Greg Hoag, Vice-Chair David Dahlstrom, Commissioners Joseph Arneson, Darrell Baggenstoss, Nick Boulton, Daryl Brown, Luke Heikkila, Michelle Lenhart, and Leah Ybarra.

Chair Hoag addressed the City Council with a review of what the Park and Recreation Commission has worked on since the last joint meeting.

Commission Lenhart made a presentation to the City Council regarding Pocahontas Park Renaming.

Mayor Roe thanked the Commission and members of the public who participated up to this point in the process as well as the folks of the Native communities who have been a part of that as well. The City appreciated the thoughtful process that has been undertaken.

Councilmember Groff thanked the Parks and Recreation Commission for the work that has been done. He thought Commissioner Lenhart's comment about having input from the Native community was crucial on this. If we are going to make some changes in this City that are positive, then we need to take that into consideration. He would rely on the community that was on this land before 1800 for input on the naming of the park. Of course, that does not mean other people do not have the input, he thought everyone from Roseville should have input, but the City needed to listen to the Native community for their thoughts. As far as the stipend goes, he would be fine with that, as long as we get a broader section, especially from some experts that the City could rely on.

Councilmember Strahan indicated she was very much supportive of this and when looking at the packet she understood what took the Commission so long with this item. She thought the Commission really did due diligence in making sure it spoke to many people in different ways. She was struck by the eight- or nine-year-old comment about let's name it "Friendship Park". She noted out of curiosity she looked up the word "friend" in the Sioux language and it is "Dakota". She indicated she was not the person who should be naming a park but she did think something along those lines. Something that struck her at their last joint meeting was one of the elders from the Native American Community mentioned that they would normally name it after a feature of the area or the lay of the land and she thought something along those lines would be lovely and consistent with the City's naming conventions. She would like to have signage up and the park renaming done by this summer so people could really see the progress.

Councilmember Willmus thanked the Park Commission for taking this on. He thought the Commission had done a good job with this and bringing back some recommendations that the Council can mull over. He was fine with changing the name and the process in which the Commission would come forward with a Dakota

name and what is known about the history of the area. The one area that he would want some more discussion on, because it would be a significant departure from what the City has done previously, is the conversation or relation to a stipend.

Councilmember Etten agreed and stated he was adamantly in support of changing the name of the park and he thought good reasons were brought up regarding the renaming. He indicated the Park Commission mentioned the renaming would follow the City's renaming process but the renaming process would normally not include people from outside of the City.

Matt Johnson, Assistant Director of Parks & Recreation thought the Park Commission was talking about the policy which states the use of a natural habitat, geographical location, appropriate, non-descript terminology, so that written policy number 40 doesn't have more so than necessarily the process.

Councilmember Etten asked if the stipend would be for all members of the group or Native members of the group. He wondered how that would work out.

Commissioner Lenhart thought the Council could give the Commissioners their feedback on that because she did not think the Park Commission has decided on stipends.

Commissioner Baggenstoss explained he has been an ally and a champion voice in this and felt he should bring some words to the table. He explained when the Commission was charged with this, as a Commission, the message from the Council was to be creative in this process and this problem might require a creative solution because the City is asking to do something different than previously done for the history of Roseville, which is to think beyond the white majority and consider other people. Because many people have been sidelined and many people have been marginalized, they do not feel like they are a part of the community so when asked to chip in or when they are asked to be a part of the community, the question often becomes "why should I do that, it does not matter what I say". When the City does ask people to be a part of the community and the City says it really values their voice and the City wants them to come, their thought is that it probably will not matter. When the City finally says it values them so much so that it will provide a stipend to be a leader in this discussion. When the Commission talks about getting a leader in this discussion, it is not saying that everyone on the Commission is going to get a stipend, that is not what they are talking about. He thought what they are talking about here is saying there may be a Native Leader in the community or a Native group that is looking for a stipend, but to lead that conversation or lead that process and for the voices that are interested in being in that conversation, in that naming can be worked through a process that is not white centric or male centric but it is, in this case, Native centric and is a process that is not only an experience in somebody else's culture, but the product ends up being something of a legacy of naming a park by listening to somebody else in the community and inviting them

back into the community in a meaningful way so that when this is done, it is a legacy that stands, hopefully for a hundred years or more because it was done the right way this time, which is to bring a voice to the table. Using a stipend is not different than the City would ask anybody to do a stipend to provide their leadership and their professional guidance in any other work the City does.

Councilmember Etten thanked Commissioner Baggenstoss for the clarification of the stipend. He asked when the Commission was speaking with the Different Native Leaders or different groups, did anyone say they would be interested in helping with this process in that way.

Johnson indicated he did not think it was asked with the idea of a stipend, as that came pretty late in the process. As Commissioner Lenhart mentioned, the Commission did receive the recommendation from that Metropolitan Urban Indian Directors Group of the stipend, but as to their willingness to feed that group, he cannot say with certainty.

Commissioner Lenhart noted there were people who offered to help, such as the Dakota elder, but nothing was mentioned about the stipend.

Councilmember Etten appreciated Commissioner Baggenstoss' point about changing the centricity of this because it is currently named Pocahontas, it gives an opportunity to learn and change in this instance. He indicated he was okay with that but wants to be thoughtful about how this moves forward. It almost seems like the City needs to go out for an RFP because how will we identify who gets to lead this process. He was not arguing about the thing, he was arguing about how the City will do the process so it does not become this monster thing that gets outside of their scope.

Mayor Roe indicated he was fully in support of changing the name. He would observe that, now granted this policy may have not been in effect at the time, but even the naming of the park as Pocahontas Park, is not necessarily following in the City's current park naming policy because while it was noted that Pocahontas does not have a connection in Minnesota, he knew it was even harder to find a connection between Pocahontas and Roseville, Minnesota. From that perspective, it always seemed odd that the park had that name. He completely understood how it can be offensive to any number of people for all of those reasons so he was supportive of the change. He thought it made total sense, by way of a small r, small j, restorative justice to have a name that is, for the sake of the folks who originally owned this land, having it be a Dakota name, made sense. He did not know necessarily that the process needs to be led by a Native leader and he was not sure if they were asking to do that. He thought there would need to be some conversations around that. Certainly, it was his understanding that, to the extent the City is asking people for their expertise and perspective, and they are not Roseville residents or a part of the normal Roseville process, that it does make sense to provide some compensation for

that time and effort and he was supportive of that. He thought it made sense to define that up front so everyone has a good sense of what that is and what the role would be but to the extent that they have done park naming processes for years. He thought it was actually critical that there is that Native contribution, that voice is on par with any other voice in the process. Whether that leads up to the level of leading the process and whether that is being sought by representatives in the community, he did not know for sure. He thought from that perspective, the City would want to do a process that works well and serves ultimately to have a good positive outcome for everybody.

Mayor Roe noted while features of the land are certainly mentioned, he thought as the Council thinks about the Anpetu Teca Education Center, which was named more for a concept, not a physical thing but more of an idea, that is something to keep in mind as well during this process. It may make sense, as a part of the restorative justice, of going away from the name of Pocahontas, which does not have a Roseville connection and which can be associated with demeaning portrayals and inaccurate history of the community and its people, that the City look at a name that reflects the City's desire to honor and respect the history and forebearers of the community and provide an educational opportunity for everybody here today. He would be supportive of following a process along those lines.

Councilmember Willmus indicated Councilmember Etten hinted at what he was looking at with the stipend. He asked if the City is looking to hire a consultant or would an RFP process be more appropriate. It was his understanding that is not really what they are looking at. Who he would like to hear from is Park and Recreation staff, their thoughts on what a process might look like coming forward on the renaming. He noted it looks like there is consensus to change the name and look to a Dakota name but from staff's perspective, what are staff's expectations and what would they like to see the process look like. He would also like to hear from staff on their thoughts regarding a stipend or RFP.

Johnson explained staff has had a tremendous amount of success with the process that Councilmember Etten referenced where the City really reached out to the community and had input provided in that way. The City was able to make some good connections through this by reaching out and as Commissioner Lenhart mentioned, there does seem to be a willingness to help but maybe not shoulder the entire load. From a staff perspective, there is a general feeling the City can use that process as a framework and still be very intentional about engaging Native American communities and using that equity lens, understanding all that has been heard, all that was learned in the packet, and probably still have success. He thought from a staff side, they held off on getting too far down the tracks until this meeting was held. Ultimately, this has been a Commission-driven process and staff wants to respect that as well but he thought that was their general feeling. It was their starting point and they have seen success with it, understanding the background for all the reasons

that have been shared today. The City can be very intentional about that engagement and staff's hope is that we can see some success in that manner without necessarily having to go all the way with the stipend but knowing that it is kind of an arrow in a quiver if the City does not succeed in the long run.

Councilmember Strahan wondered if there was any possibility of engaging with the group that helped name the educational center, just for continuity between the places within the City.

Johnson explained that was the Roseville Area School District's Native American Parent Advisory Group. That group was very receptive and shared some feedback with staff, largely pertaining to the existing name so he got the feeling that there would be willingness in that but he was not sure the amount of insight based on that previous experience they would be able to provide. He thought the group would be willing to help and provide feedback and could potentially help with making connections outside of the group.

Commissioner Baggenstoss indicated he wanted to bring up some things that he has brought up over and over to the Park Commission, which is, there is this quick tendency for a Euro-white centric way as to solve this problem quickly. There is a different flavor here, which is when we do not invite but when we give that table to somebody. He indicated we should just want a seat at the table and see how the others would bring the table. To him, that is the most honoring thing the City can do, which is, take it out of the Commission's hands, just become a part of the process, and not come up with the name, unless the Council wants the Commission to come up with the name. He did not know the end game and he did not want to pretend that he knows the vision or that he knows the best way to honor a Native American park without having that experience in person. The subtlety of that is what will be the legacy because right now, we have Native Americans who are our neighbors who are modern people, not historical figures that we put on a sign for future generations. He thought the most honorable thing to do was to recognize that Native Americans are their neighbors and Roseville residents stand with them.

Councilmember Groff clarified a comment he made previously and acknowledged there are Native Americans living in Roseville now and also they want to be recognized as people living among them, successful people who work in various businesses in the community. It is not valuable for the City to act like the Native American's today are historical or to characterize them in stereotypical ways from that. Also as Commissioner Lenhart mentioned, stereotypes can be both positive and negative depending on who is looking at that stereotype. He thought it was crucial that the City has input from the Dakota people on this, which is the key that he wants the Commission to understand from him. The Council does not want this to go on forever but he thought that was where the starting point is in his opinion.

Commissioner Arneson thought the process the Park Commission has gone through is one where the stipend may become a helpful tool if they do not get the type of feedback they want. He understood the Council does not want to move the renaming process superfast but if they do not want to draw it out extremely long and have it be another year before the Commission talks to the Council, having some sort of dollar amount at the Commission's disposal that they could go to a group with for input.

### **Public Comment**

Mayor Roe offered an opportunity for public comment.

#### **Dr. Etienne Djevi, Highway 36 and Lexington**

Dr. Djevi thanked the Commission for the work they have done and to be more specific, he thanked Commission Baggenstoss for his comments and indicated those comments really spoke to him personally.

#### **Ms. Tammy McGehee**

Ms. McGehee seconded Dr. Djevi's comments and congratulated Commissioner Baggenstoss on his stated succinct presentation. She thought this was an important opportunity to have a number of Native American leaders in the community of Roseville and that the City looks to them to have this led in a non-white centric way.

Mayor Roe closed public comment as no one else wished to address the Council. He indicated it seemed fairly clear to go ahead with the name change process as outlined and there was some general support for compensation for folks who are not a part of the normal Roseville process that might be brought in to provide some insight moving forward.

Councilmember Groff asked if the Commission was requesting the City Council to give them a dollar amount for a stipend. He was not sure if the Council was ready to do that or if more research was needed from the Commission and have them come back with the request.

Mayor Roe was not sure if the Council was in the position this evening to have an idea of what it might look like so he thought the Council would want some recommendations brought back to the Council as they figure out what is needed and what it might look like.

Councilmember Willmus noted the City Manager always has discretion as well and that would be one avenue that is available.

Mayor Roe concurred and indicated the City Manager's discretion is up to \$10,000. He was sure that is not anywhere near the amount the Commission was talking

about. He thanked the Commission and stated he appreciated the community's contributions on this topic.

**d. Joint Meeting with the Planning Commission to Discuss the Next Phase of the Zoning Code Update**

Mayor Roe briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 31, 2022.

Community Development Director Janice Gundlach was at the meeting.

Planning Commission Members present were: Chair Julie Kimble, Vice Chair Michelle Pribyl, Commissioners Michelle Kruzel, Tammy McGehee, Karen Schaffhausen, Erick Bjorum and Emily Leutgeb.

Chair Kimble addressed the City Council and updated them on the next phase of the Zoning Code update.

Councilmember Willmus explained looking at the three areas the Commission has some questions on. With item two under sustainability, from time to time the Council touched on the idea of incentivizing for certain items related to sustainability. He asked if there has been much conversation with respect to that or opening up some paths to TIF dollars. He would be interested in exploring that and was not sure he would be proponent of reduced setbacks, etc. That is a conversation he would want to have a little more in depth. Under item one, he asked to what extent does the Commission think the City would need to perhaps draw in some expertise on the Public Works side or engineering work to help develop some of those understandings.

Chair Kimble thought the concept of incentives and throwing out those couple of ideas, were high-level ideas. She thought the work of the consultant during this phase two work would identify all kinds of possible incentives that would then be presented for review and acceptance. She did not think the Commission was pre-determining what kinds of incentives there would be but just suggesting that having the toolbox would promote sustainability and having developer incentives would be a good thing to do. She did not think for a second that the Commission knows what they would be today and the work that is yet to be done.

Commissioner McGehee thanked Councilmember Willmus for his comments and stated the Commission did talk about this and personally she would have to agree with him and was not in favor of the kinds of incentives where the City reduce or remove things they have on the books already. Rather, she sees these incentives in ways in which if the City is going to give SAC credits or if we are going to provide TIF or pass through a bond that the City gets something in exchange for the residents of the City or the community in general. She thought one obvious thing that