

MOUND CITY COUNCIL MINUTES
March 13, 2012

The City Council of the City of Mound, Hennepin County, Minnesota, met in regular session on Tuesday, March 13, 2012, at 7:00 p.m. in the council chambers of city hall.

Members present: Mayor Mark Hanus; Councilmembers Ray Salazar, Heidi Gesch and David Osmek.

Members absent: Councilmember Kelli Gillispie

Others present: City Attorney John Dean, City Clerk Bonnie Ritter, Acting City Manager Catherine Pausche, Community Development Director Sarah Smith, Blaze Fugina, Col. John Sobraske, T. Rob Winkler, Tom Betz

Consent agenda: All items listed under the Consent Agenda are considered to be routine in nature by the Council. There will be no separate discussion on these items unless a Councilmember or citizen so requests, in which event it will be removed from the Consent Agenda and considered in normal sequence.

1. Open meeting

Mayor Hanus called the meeting to order at 7:00 p.m.

2. Pledge of Allegiance

3. Approve agenda

MOTION by Osmek, seconded by Gesch to approve the agenda. All voted in favor. Motion carried.

4. Consent agenda

MOTION by Osmek, seconded by Salazar to approve the consent agenda. Upon roll call vote, all voted in favor. Motion carried.

A. Approve minutes of the February 16, 2012 special meeting and the February 28, 2012 regular meeting

B. Approve payment of claims in the amount of \$268,449.78.

C. RESOLUTION NO. 12-28: RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS FOR THE 2012 STREET, UTILITY, LIFT STATION AND RETAINING WALL IMPROVEMENT PROJECT

D. Approve Application for Exempt Permit for Mound Fire Auxiliary for bingo/raffle dates of 4/3/12, 6/2/12, and 11/13/12.

E. RESOLUTION NO. 12-25: RESOLUTION RECOGNIZING BRUCE MILLER FOR HIS CONTRIBUTION TO THE MOUND CENTENNIAL

F. Approve Public Dance Permit and Temporary On-Sale Liquor Applications for "The Blast" on May 19, 2012, as submitted by Our Lady of the Lake Church

G. RESOLUTION NO. 12-29: RESOLUTION APPROVING VARIANCES FOR PROPERTY AT 5001 WILSHIRE BLVD. (Case #12-01)

H. RESOLUTION NO. 12-30: RESOLUTION APPROVING A VARIANCE FOR PROPERTY AT 4568 DENBIGH ROAD (Case #12-03)

5. Comments and suggestions from citizens present on any item not on the agenda.

None were presented.

6. Public Hearing

Review/Action on an ordinance amending Chapter 129 – the Zoning Ordinance

Sarah Smith reviewed the proposed ordinance that will change the definition of “retail”.

Mayor Hanus opened the public hearing at 7:10 and upon hearing no comment, closed the public hearing.

Hanus suggested changing the proposed definition to: *Retail business* means stores and shops buying and selling retail goods directly from and to the general public.

MOTION by Hanus, seconded by Salazar to pass the ordinance, with definition as amended above. All voted in favor. Motion carried.

MOTION by Hanus, seconded by Salazar to reconsider. All voted in favor. Motion carried.

Hanus read the following which is John Dean’s suggested wording for the definition of retail business: *Retail business* means stores and shops selling retail goods directly to the general public and includes shops and stores purchasing such goods directly from the general public for resale.

MOTION by Osmek, seconded by Salazar to pass the following ordinance as amended. All voted in favor. Motion carried.

ORDINANCE NO. 01-2012: ORDINANCE AMENDING CHAPTER 129 OF THE MOUND CITY CODE AS IT RELATES TO THE ZONING ORDINANCE

7. Variance request for identification sign at Mound MarketPlace

Sarah Smith informed the Council that the applicant has requested that this item be tabled to a future date, and that 60-day rule is being complied with.

MOTION by Osmek, seconded by Salazar to table this item until the May 8, 2012 meeting, when a full Council is expected to be in attendance. All voted in favor. Motion carried.

8. Discussion/action on Policy on Use of Chapter 429 for Private Developer Projects

Sarah Smith reviewed the proposed policy, that was drafted following discussions with JMS/Hartman Enterprises to consider 429 financing for the infrastructure improvements in Woodlyn Ridge. Osmek offered revisions to the Letter of Credit regulations.

MOTION by Osmek, seconded by Hanus to adopt the Policy on Use of Chapter 429 for Private Developer Projects, as amended. All voted in favor. Motion carried.

John Dean stated that the developer of Woodlyn Ridge will not be asked to submit a modified request, consent & waiver agreement, and amended subdivision agreement.

9. Discussion/action on establishing precincts and polling places

Bonnie Ritter reviewed the proposed plan for precinct reconfiguration and locations of proposed polling places. This plan is following the release of legislative redistricting. The proposed plan is to reduce from five to four precincts, creating population balance and the designation of polling places that meet regulations.

MOTION by Osmek, seconded by Gesch to adopt the following resolution. All voted in favor. Motion carried.

RESOLUTION NO. 12-31: RESOLUTION ESTABLISHING PRECINCTS

MOTION by Osmek, seconded by Gesch to adopt the following resolution. All voted in favor. Motion carried.

RESOLUTION NO. 12-32: RESOLUTION ESTABLISHING POLLING PLACES

10. Information/Miscellaneous

- A. Comments/reports from Councilmembers/City Manager
- B. Reports: Finance Department – February 2012
- C. Minutes: None
- D. Correspondence: Letters of resignation from Katie Hoff, Heidi Tumberg and Jerry Bricko

11. Adjourn

MOTION by Hanus, seconded by Gesch to adjourn at 7:40 p.m. All voted in favor. Motion carried.

Mayor Mark Hanus

Attest: Bonnie Ritter, City Clerk