

MOUND CITY COUNCIL MINUTES
January 24, 2017

The City Council of the City of Mound, Hennepin County, Minnesota, met in regular session on Tuesday, January 24, 2017, at 7:00 p.m. in the Council chambers of the Centennial Building.

Members present: Mayor Mark Wegscheid, Council Members, Jennifer Peterson, Kelli Gillispie, and Jeff Bergquist

Members absent: Ray Salazar

Others present: City Manager and Director of Public Works Eric Hoversten, Administrative Assistant Mary Mackres, Community Development Director Sarah Smith, Field Officer Stewart Simon, Beatrice Amidon, Brendan Dreyer, and Cody Rolighed

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 Council Member or citizen so requests, in which event it will be removed from the Consent Agenda and considered in normal sequence.

1. Open meeting

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

2. Pledge of Allegiance

3. Approve agenda

MOTION by Peterson, seconded by Bergquist, to approve the agenda.
All voted in favor. Motion carried.

4. Consent agenda

Gillispie requested removal of Item 4D for further discussion.

MOTION by Peterson, seconded by Gillispie, to approve the consent agenda as amended.
Upon roll call vote, all voted in favor. Motion carried.

- A. Approve payment of claims in the amount of \$667,006.14
- B. Confirm 2017 Hennepin County Assessor Open Book Meeting for Wednesday, May 3, 2017 from 5:00 pm to 7:00 pm in the Council Chambers at 5341 Maywood Road
- C. Approve a 1-4 Day Temporary On-Sale Liquor License for Our Lady of the Lake Catholic School's Keg & Cork Fundraiser on Saturday, March 4, 2017
- D. REMOVED
- E. Approve Pay Request No. 13 from Geislinger & Sons, Inc. in the amount of \$33,423.91 for the 2015 Street, Utility and Retaining Wall Improvements - Grandview Boulevard and Tuxedo Boulevard, City Project Nos. PW-15-01, PW-15-02 and PW-15-03

F. Approve Pay Request No. 7 and Final from Midwest Asphalt Corporation in the amount of \$32,332.22 for the 2014 Street, Utility and Retaining Wall Improvements West Three Points Boulevard Street, City Project No. PW-14-01

G. RESOLUTION NO. 17-19: RESOLUTION APPROVING COST SHARE FUNDING AND MAINTENANCE AGREEMENT WITH THE MINNEHAHA CREEK WATERSHED DISTRICT FOR STORM WATER QUALITY IMPROVEMENTS IN CARLSON PARK

H. RESOLUTION NO. 17-20: RESOLUTION ACCEPTING BID FOR THE ISLAND PARK WATERMAIN LOOP PROJECT, CITY PROJECT NO. PW-15-10

Gillispie requested removal of Item 4D for further discussion.

4D. Resolution approving contract with HKGi for 2040 update to Mound Comprehensive Plan

Gillispie says that last time this contract came up in 2010 there were overages from the initial bids. Smith says there were contract overruns and add-ons towards the latter end. Smith believes these changes were in response to changes from the Met Council as well as production of hard copies. Smith said this contract will be in PDF form with not as many requirements for hard copy versions and Smith believes that is where overruns came from. Smith added those changes came back to the Council for a contract amendment and additional expenditure approval which was granted.

MOTION by Gillispie, seconded by Bergquist, to approve the following resolution. All voted in favor. Motion carried.

RESOLUTION NO. 17-21: RESOLUTION GRANTING APPROVAL OF CONTRACT WITH HKGI FOR 2040 UPDATE TO THE MOUND COMPREHENSIVE PLAN

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

None offered

6. Approve Minutes: **January 10, 2017 Regular Meeting**

MOTION by Peterson, seconded by Bergquist, to approve minutes from January 10, 2017 regular meeting. Wegscheid, Peterson, and Bergquist voted in favor, Gillispie abstained. Motion carried.

7. Planning Commission Recommendations

A. Public Hearing for review of Ordinance amending Chapter 129 of the Mound City Code (Zoning) as it relates to definitions and exterior storage

Stewart Simon, presented an amendment to the City Code Chapter 129 related to exterior storage. Simon stated that in November 2016 at the Special Meeting workshop, the Council reviewed a proposed amendment to Chapter 129. Simon said he took Council feedback and reworked the section which was presented to the Planning Commission. Simon added the goal is to move away from the general term "exterior storage unit" to more defined terms such as "motor vehicle," etc. so there is less confusion for the public and the City Code would be easier to enforce. Simon said the current chapter 129 of the City Code only looks at exterior storage units but not other things.

Simon said the Planning Commission voted to approve the ordinance with changes and a Public Hearing is required prior to the adoption of a zoning code amendment.

Mayor Wegscheid opened the public hearing at 7:07 pm.

Beatrice Amidon, 1909 Lakeside Lane, has a conflict with her neighbor. She stated her neighbor's shed and a forklift are leaning on Amidon's fence. She also said her neighbor has dug up tree roots and in doing this, knocked down the end of Amidon's fence. Amidon added she believes her neighbor had been burning treated lumber and believes her neighbor should pay for knocking down the fence.

Mayor Wegscheid believes this nuisance problem falls into line with what the Council is trying to do here tonight with the revision of the City code as it relates to outdoor storage and nuisances. The Mayor stated that the Council can't address issues in particular tonight and suggests Amidon meet with Stewart Simon and Sarah Smith to review the issue.

Mayor closes the public hearing at 7:12 pm

Mayor Wegscheid stated that these ordinances have been discussed in great length at previous Council workshops and meetings and this was last chance for people to have more input at this public hearing.

- B. Consideration of Ordinance amending Chapter 42 of the Mound City Code as it relates to nuisances

Requested Actions

- i.* i. Action on Ordinance amending City Code Chapter 129 (Zoning) as it relates to definitions and exterior storage
- ii.*

MOTION by Gillispie, seconded by Peterson, to approve the following Ordinance. All voted in favor. Motion carried.

ORDINANCE NO. 01-2017: AN ORDINANCE AMENDING CHAPTER 129 OF THE MOUND CITY CODE AS IT RELATES TO DEFINITIONS AND EXTERIOR STORAGE

- iii.* ii. Approve Resolution to allow for publication of Ordinance by title and summary (*requires 4/5s vote of City Council to approve*)
- iv.*

MOTION by Gillispie, seconded by Peterson, to approve the following Resolution. All voted in favor. Motion carried.

RESOLUTION NO. 17-22: RESOLUTION AUTHORIZING PUBLICATION OF AN ORDINANCE BY TITLE AND SUMMARY

- iii. Action on Ordinance amending Chapter 42 of the Mound City Code as it relates to nuisances

MOTION by Gillispie, seconded by Bergquist, to approve the following Ordinance. All voted in favor. Motion carried.

ORDINANCE NO. 02-2017: AN ORDINANCE AMENDING CHAPTER 42 OF THE MOUND CITY CODE AS IT RELATES TO NUISANCES

- iv. Approve Resolution to allow for publication of Ordinance by title and summary (*requires 4/5s vote of City Council to approve*)

MOTION by Gillispie, seconded by Bergquist, to approve the following Resolution. All voted in favor. Motion carried.

RESOLUTION NO. 17-23: RESOLUTION AUTHORIZING PUBLICATION OF AN ORDINANCE BY TITLE AND SUMMARY

8. Information/Miscellaneous

- A. Comments/reports from Council Members
- B. Reports: Bolton & Menk - Dec. 31, 2016 YTD
- C. Minutes:
- D. Correspondence: Xcel Energy - LED Street Lighting Conversion

Hoversten reminded the public and Council of the upcoming events:

- Feb 14 - Photographer to take Council photos at 6:30pm prior to regular meeting
- Feb 21 - Joint special meeting of Council & the Planning Commission at 7pm
- Feb 27 - Volunteer recognition dinner at Gillispie Center at 6:30pm
- Feb 28 - State Senator Dave Osmeck Council presentation of legislative updates

9. Adjourn

MOTION by Peterson, seconded by Bergquist, to adjourn at 7:16 p.m. All voted in favor. Motion carried.

Mayor Mark Wegscheid

Attest: Catherine Pausche, Clerk