

MOUND CITY COUNCIL MINUTES
February 28, 2017

The City Council of the City of Mound, Hennepin County, Minnesota, met in regular session on Tuesday, February 14, 2017, at 7:00 p.m. in the Council chambers of the Centennial Building.

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

Members absent: None.

Others present: City Manager and Director of Public Works Eric Hoversten, Director of Finance and Administrative Services Catherine Pausche, Karen Buffington, Sharon Hutchson, Daniel Hutchson, Barb Dulebohn, Tom Dulebohn, Paul Hamrick, Marianne Hamrick, Kim Buffington-Latour, Lori Falness, Mike Falness, Ashley Nylander, Suzanne Berg, Pat Buffington, Greg Fall, Candice Anderson, Cody Anderson, Allan Anderson, Julianne Amendola, Dan Jensen, Kristine Buffington, Bev Beno, Vanessa Owens, Patrick Owens, Bethany Slicerson, Chau Espenson, Betty Hall, Ted Hall, Sam Jaap, and Jordan Jaap

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 Salazar, seconded by Peterson, to approve the agenda.

All voted in favor. Motion carried.

4. Consent agenda

MOTION by Salazar, seconded by Gillispie, to approve the consent agenda.

Upon roll call vote, all voted in favor. Motion carried.

A. Approve payment of claims in the amount of \$331,460.79

B. Approve minutes from the 2/14/17 regular City Council meeting

C. Approve appointment of Jody Smith to the Parks and Open Spaces Commission for a 1-year term

D. RESOLUTION NO. 17-33: RESOLUTION APPROVING PUBLIC LANDS PERMIT FOR SELECTIVE TREE REMOVAL, UNOPENED RIGHT-OF-WAY ABUTTING 3233 TUXEDO BLVD.

E. RESOLUTION NO. 17-34: RESOLUTION AUTHORIZING RENAMING OF VARIOUS PUBLIC RECREATIONAL SPACES

- F. **RESOLUTION NO. 17-35: RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS FOR THE 2017 STREET, UTILITY AND RETAINING WALL IMPROVEMENT PROJECT - LYNWOOD BOULEVARD/FAIRVIEW LANE; WILSHIRE BOULEVARD/MAYWOOD ROAD/HIDDENVALE LANE; TUXEDO BOULEVARD PHASE III CITY PROJECT NOS. PW-17-01, PW-17-02, PW-17-03**
- G. **RESOLUTION NO. 17-36: RESOLUTION AMENDING AND RESTATING RESOLUTION NO. 15-143 TO APPROVE WAIVER OF PLATTING FOR 5040 ENCHANTED LANE, PID NO. 13-117-24-12-0100**
- H. **RESOLUTION NO. 17-37: RESOLUTION TO APPROVE A PUBLIC LANDS PERMIT FOR TREE REMOVAL FOR PROPERTY AT 4941 ISLAND VIEW DRIVE**
- I. **RESOLUTION NO. 17-38: RESOLUTION ADOPTING A COMPREHENSIVE PLAN AMENDMENT FOR 6639 BARTLETT BOULEVARD AND PUTTING THE COMPREHENSIVE PLAN AMENDMENT INTO EFFECT, PLANNING CASE NO. 16-33, PID NO. 22-117-24-43-0007**
- J. Set a Special Meeting Workshop on Tues., Apr 18, 2017, 6:30pm, for the delivery of 2016 Supervisor Annual Reports to the City Council
- K. Approve payment of invoice from American Engineering Testing, Inc. in the amount of \$9,450.00, for geotechnical exploration and ground penetration radar services, 2017 Street, Utility, and Retaining Wall Improvements Project, City Project Nos. PW-17-01, PW-17-02, PW-17-03

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

Karen Buffington, 4456 Radnor Road, read a prepared letter to the Council about the potential sale of 4445 Radnor Road to R&M Welty. Buffington said other lake communities have passed additional restrictions on where Level III sex offenders can reside.

Buffington presented a petition signed by many neighbors in a four block radius and said she will continue to get signatures from residents of Mound. Buffington said she talked to State of MN Department of Human Services (DHS), city staff, Orono police, and the owner. Buffington said that after talking to DHS, Brooklyn Park placed a moratorium on rental licenses to prevent Level III sex offenders from moving in. Buffington said Orono, Deephaven, Shorewood and Minnetonka have adopted language that prevents Level III sex offenders from living near places where children congregate.

Tom Dulebohn, 4448 Radnor Road, said he lives across the street from the property and has only seen owner come by house once in 30 years, noting the renter let the property go and stopped paying rent. Dulebohn said the market value per Hennepin County Property Tax records is \$145K and the owner listed it at \$220K, which Dulebohn thinks he has done so that he can show he has no choice but to rent to R&M Welty.

Marianne Hamrick, 3011 Island View Drive, says she is a clinical social worker who has lived in Mound for about a year. She said she looked at the R&M Welty agency to see what kind of services and quality they would provide. Hamrick said the website said they work with people with Traumatic Brain Injuries and that the qualifications of the staff were vague besides the owner who is a mental health nurse. Hamrick said she is concerned that they

only supervise clients during the day and not at night, noting this population often has sleep issues and the disabilities that are hard to medicate. Hamrick asked if the City is able to manage the additional demands and how they would accomplish that.

Greg Fall, 3036 Island View Drive, wanted to speak to the increased traffic that may result. Fall noted there is a 'T' intersection at Radnor and Island View Drive, that the streets are very sloped, and that this section of IVD is more narrow at that point because of the way it was platted. Fall noted the number of young children living in the neighborhood and that Radnor has small lots with no overnight parking November through April. Fall is concerned with the pedestrian traffic on the street and the potential for more vehicles.

Jordan Jaap, 4440 Lamberton Road, said the house in question is literally in his backyard. Jaap said they chose Mound for the low crime and the fact that the closest Level III sex offender is in Minnetonka.

Barb Dulebohn, 4448 Radnor Road, said she lives across the street and that this is a very small property which can't accommodate multiple people living there and that she does not like the idea of not feeling safe in her home.

Samantha Jaap, 4440 Lamberton Road, said she is the soul caretaker of their autistic son and that he is completely non-verbal. Jaap is very scared that if he were to leave the home and approach this rental what may happen. Jaap noted a level III sex offender in St. Paul was released in 2015 and just committed another crime.

Candice Anderson, 3042 Island View Drive, and owner of 3043 IVD, said her children work in mental health facilities and noted that there is no guarantee patients will stay on their medicine and they can snap.

Pat Buffington, 4446 Radnor Road, said that this is a tight neighborhood group, but it should be a community-wide concern. Buffington said R&W Welty has completed two of the seven step process and they are moving forward with the approvals. Buffington asked how can this be prevented from happening.

Suzanne Berg, 2230 Millpond Lane, said she did a drive by and noted how tight the parking would be and expressed concerned about Mound as a whole and noted it is a slippery slope and would like Mound to consider Level III restrictions.

Daniel Hutchison, 4432 Radnor Road, said he has been here 30 years and asked the Council for their help to maintain the "heaven-like" atmosphere and affordability.

Becky Hall, 4430 Manchester Road, noted all the young kids that live in the neighborhood and expressed deep concern that people who have mental health issues have high rates of recidivism. Hall asked the Council to consider the broader conversation.

Vanessa Owens, 4445 Lamberton, said the house looks right into her front window and said there is a bus stop less than a block away and she is worried about the safety of that.

Karen Buffington, 4456 Radnor Road, said she strongly recommends the Council review the links because this is not Sojourns or Rhem. Buffington said she understands group homes and is specifically concerned about the R&M Welty.

Mayor Wegscheid said this topic was not on the agenda, so the Council can't engage in questions or dialogue or take any formal actions. Wegscheid thanked the attendees and said the Council will be discussing this further.

Kristine Buffington, 7360 Gallagher Drive Apt 127, said she lives in Edina but wants to return to Mound and has an offer on a house and is concerned about the long term impact.

6. Information/Miscellaneous

A. Comments/reports from Council Members

Hoversten noted the special meeting added for April 18, 2017 at 6:30 pm.
Hoversten also noted Moonlight Trail Night on Saturday, March 4, 2017 and noted the portion of the trail between Commerce and Westedge is closed for construction.
Hoversten will be absent from the March 14, 2017 regular meetings.
Hoversten mentioned City Hall will change to summer hours on May 4, 2017.

Wegscheid said WeCAB is looking for volunteer drivers.

B. Reports:

C. Minutes:

D. Correspondence: Thank You Note from WeCAN February, 2017
Minnehaha Creek Watershed District - Feb 2, 2017

7. Adjourn

MOTION by Peterson, seconded by Gillispie, to adjourn at 7:37 p.m. All voted in favor.
Motion carried.

Mayor Mark Wegscheid

Attest: Catherine Pausche, Clerk