

**MOUND CITY COUNCIL MINUTES
MAY 24, 2011**

The City Council of the City of Mound, Hennepin County, Minnesota, met in regular session on Tuesday, May 24, 2011, at 7:00 p.m. in the council chambers of city hall.

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

Others present: City Manager Kandis Hanson, City Clerk Bonnie Ritter, Community Development Director Sarah Smith, Public Works Superintendent Jim Fackler, Finance Director Catherine Pausche, Jeremy Willette, Matthew Willette, Pam Willette, Jeff Spear, Jeff & Jacqui Jarnes, Tim Hartman, Tom Penn, Amanda Schwarze

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 as presented. All voted in favor. Motion carried.

4. Consent agenda

Gesch requested the removal of Item 4K for discussion.

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

A. Approve minutes of the May 10, 2011 regular meeting

B. Approve payment of claims in the amount of \$229,240.79

C. RESOLUTION NO. 11-34: RESOLUTION AUTHORIZING THE CITY OF MOUND TO ACCEPT A TRAINING GRANT FROM THE STATE OF MINNESOTA

D. RESOLUTION NO. 11-35: RESOLUTION AUTHORIZING THE CITY OF MOUND TO ACCEPT A COMMUNITY PARTNERSHIP GRANT FROM CENTERPOINT ENERGY

E. Approve the following liquor license renewals for license year July 1, 2011 through June 30, 2012, contingent upon receipt of all required forms, fees and certificates of insurance:

3.2 Off-sale liquor: PDQ Food Stores, Inc.

Northern Tier Retail, LLC (d.b.a. SuperAmerica)

On-sale liquor: Al & Alma's Supper Club Corp.

Club On-sale liquor: American Legion Post 398

Sunday On-sale liquor: Al & Alma's Supper Club Corp.

American Legion Post 398

F. Approve permits for the 2011 Spirit of the Lakes Festival

1. Temporary on-sale liquor license

2. Public dance/Live Music permit

3. Parade Permit
4. Public Gathering Permit
5. Temporary Sign Permit

G. RESOLUTION NO. 11-36: RESOLUTION TO APPROVE BOARD OF ADJUSTMENT AND APPEALS REQUEST FOR PROPERTY AT 4757 ISLAND VIEW DRIVE

H. RESOLUTION NO. 11-37: RESOLUTION APPROVING PUBLIC LANDS PERMIT FOR PROPERTY AT 4757 ISLAND VIEW DRIVE

I. RESOLUTION NO. 11-38: RESOLUTION TO APPROVE SECOND AMENDMENT TO THE DEVELOPMENT AGREEMENT (WOODLYN RIDGE)

J. RESOLUTION NO. 11-39: RESOLUTION APPROVING THE AMENDED AND RESTATED EARLY START AGREEMENT (WOODLYN RIDGE)

K. (removed)

4K. 2011 Street Lighting Project Bid

Jim Fackler provided clarification on the Bid Alternates 1 & 2, and demonstrated where the proposed seven electrical receptacles would be located that these alternates provided for. The lowest base bid for the 2011 Street Lighting Project came in at \$60,913.75 and the total to be added to that for Alternates 1 & 2 is proposed to be \$12,603.75 for a total bid of \$73,517.50.

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

RESOLUTION NO. 11-40: RESOLUTION ACCEPTING BID FOR THE STREET LIGHTING PROJECT FOR COUNTY ROAD 110 SP 145-020-012, PW 11-07.

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

None were offered.

6. Consideration/Action on On-sale Liquor License for Willette Companies, Inc.

A. MOTION by Osmek, seconded by Salazar to approve the On-Sale Liquor License and Sunday On-sale Liquor License submitted by Willette Companies, Inc. effective June 1, 2011 through June 30, 2011, and to also approve renewal of said license for license year July 1, 2011 through June 30, 2012, contingent upon receipt of all required forms, fees and certificates of insurance. All voted in favor. Motion carried.

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

RESOLUTION NO. 11-41: RESOLUTION DEFINING PREMISES AND CONDITIONS FOR THE ON-SALE AND SUNDAY LIQUOR LICENSES ISSUED TO WILLETTE COMPANIES, INC. (DBA CARBONE'S PIZZERIA AND DAILEY'S PUB)

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

RESOLUTION NO. 11-42: RESOLUTION CANCELING AND REQUESTING SURRENDER OF LIQUOR LICENSE FOR THE DAILEY GROUP, INC., D.B.A. CARBONE'S PIZZERIA AND DAILEY'S PUB

7. Planning Commission Recommendations - Conditional Use Permit Request from Sojourn Adult Day Services, LLC.

Sarah Smith stated that a public hearing will be held this evening to review the application from Sojourn Adult Day Services, LLC who is requesting an amendment to their Conditional Use Permit which allows adult day care in the building at 5200 Maywood road for up to 30 clients, which are transported to and from the facility. Their request is to increase the number of clients to 40 and to address the related operational issues including staffing, which is anticipated to increase from between 3-4 at any one time to between 4-7. Both the Planning Commission and City Staff are recommending approval of the CUP amendment.

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

RESOLUTION NO. 11-43: RESOLUTION APPROVING A CONDITIONAL USE PERMIT AMENDMENT FOR THE PROPERTY LOCATED AT 5200 MAYWOOD ROAD, PID #13-117-24-43-0145.

8. Information/Miscellaneous

- A. Comments/reports from Councilmembers/City Manager
- B. Reports: Finance: Investments as of March 31, 2011
Fire Commission agenda, May 18, 2011
- C. Minutes: Docks & Commons Commission: April 21, 2011
Parks & Open Space Commission: May 12, 2011
- D. Correspondence: Hennepin County on the Open Book Meeting
Automatic renewal of Hennepin County Joint Cooperative Agreement
2009-2011
FYI: Letter to residents on 2011 Street Project

9. Adjourn

MOTION by Hanus, seconded by Gesch to adjourn at 7:41 p.m. All voted in favor. Motion carried.

Mayor Mark Hanus

Attest: Bonnie Ritter, City Clerk