

**MOUND CITY COUNCIL MINUTES
JULY 12, 2011**

The City Council of the City of Mound, Hennepin County, Minnesota, met in regular session on Tuesday, July 12, 2011, at 7:00 p.m. in the council chambers of city hall.

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

Others present: City Attorney John Dean, City Manager Kandis Hanson, City Clerk Bonnie Ritter, Community Development Director Sarah Smith, Amanda Schwarze, Collette Roberts, Scott Kivisto, Nancy Nachreiner, Brian Pellowski, Jerry Luesse, Leo Schlangen, Jeff Johnson

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

Hanus requested that items 6 & 7 be reversed in order on the agenda.

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

4. Consent agenda

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

- A. Approve minutes of June 28, 2011 regular meeting
- B. Approve payment of claims in the amount of \$318,488.32
- C. Set special meeting workshop for consideration of future of permitting responsibility for Minnehaha Creek Watershed District rules: July 20, 2011, start of meeting will follow the conclusion of HRA special meeting workshop scheduled for July 20, 2011 at 6:30 p.m.
- D. Approve application for Tour de Tonka temporary sign permit for August 6th event
- E. **RESOLUTION NO. 11-47: RESOLUTION DECLARING THAT POLICE OFFICER MEETS ALL OF THE POLICE AND FIRE REQUIREMENTS OF THE PUBLIC EMPLOYEES RETIREMENT ASSOCIATION**
- F. Approve application from Our Lady of the Lake Catholic Church for Minnesota Lawful Gambling Exempt Permit: Sept 9,10,and 11, 2011, for bingo and raffles.
- G. Approve Third Amended and Restated Joint and Cooperative Agreement for Public Safety Purchasing
- H. Approve Pay Request No. 1 from GMH Asphalt Corporation in the amount of \$290,880.14, for the 2011 Street, Utility and Retaining Wall Improvement Project, City Project PW-11-01 and 11-02.

I. Approve Change Order No. 1 and No. 2 by GMH Asphalt for the 2011 Street, Utility and Retaining Wall Improvement Project, for a net change in contract amount of \$26,863.48 and \$62,419.41 respectively

J. **RESOLUTION NO. 11-48: RESOLUTION AWARDDING CONTRACT FOR 2011 CRACK REPAIR PROJECT**

K. **RESOLUTION NO. 11-49: RESOLUTION AWARDDING CONTRACT FOR THE 2011 BITUMINOUS SEAL COAT IMPROVEMENT PROJECT**

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

None were offered.

6. Discussion regarding maintenance issues at Mound MarketPlace Center

Sarah Smith reviewed the correspondence sent to PBK Investments regarding on-going maintenance and landscaping issues, along with other related concerns at the Center.

Brian Pellowski, representing PBK Investments, addressed the Council outlining the struggles that the Center has had regarding keeping the retail spaces rented. He stated that he is currently in negotiations for the outbuilding that has never been occupied and hopes to have an agreement this week. He stated he is also taking aggressive action regarding the landscaping issues. He also addressed the unauthorized tenant sign board for H&R Block that was recently installed without permit(s).

Osmek stated his displeasure with the level of maintenance in the Center, and was glad to hear that they are taking action and asked for a date for completion of the landscaping. Pellowski indicated that by September 1st the center will be cleaned up and landscaping updated. As far as the H&R Block sign, Osmek indicated he is not convinced that the city will approve it. It went up illegally and does not meet the design requirements of the CUP for the MarketPlace signage.

Leo Schlangen of H&R Block, spoke to the Council and stated that he was told that the permits for the sign were approved. He believes that as a tenant he should be able to market and represent his brand and colors. He stated that Pellowski stated that his sign would be OK if he got the proper permits, but he didn't do that.

Hanus stated that this is not the time to debate the sign. They must remove it and then apply for a sign permit. Schlangen stated he would have the sign removed by June 26th and then apply for a sign permit.

Pellowski then addressed the Council regarding the water structure at the Center. He stated that it has continuous maintenance issues with the brass lights being stolen and cigarette butts being thrown into the fountain from the patio above.

Osmek stated that once the Center gets back into shape, yearly maintenance needs to be happen so it the Center doesn't get in this condition again.

7. Hennepin County Commissioner Jeff Johnson

Jeff Johnson appeared before the Council for his annual visit. He stated that the 2011 budget represents a 2% decrease from last year and a 1% decrease in the general property tax levy. He then presented the Step To It Award to Mound for winning the "Highest Average Number of Steps per Participant" award in the recent Hennepin County challenge.

8. Information/Miscellaneous

- A. Comments/reports from Councilmembers/City Manager
- B. Reports: Finance report – May 11, 2011
- C. Minutes: None
- D. Correspondence: LMCD 2012 budget
Mediacom letter on Extra Twins Games
Harbor Wine & Spirits – June 2011

9. Adjourn

MOTION by Osmek, seconded by Gesch to adjourn at 7:52 p.m. All voted in favor. Motion carried.

Mayor Mark Hanus

Attest: Bonnie Ritter, City Clerk