

MOUND CITY COUNCIL MINUTES
August 15, 2018

The City Council of the City of Mound, Hennepin County, Minnesota, met in rescheduled regular session on Wednesday, August 15, 2018 at 7:00 p.m. in the council chambers of the Centennial Building.

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

Members absent: None

Others present: City Manager Eric Hoversten, Community Development Director Sarah Smith, Administrative Assistant Rebecca Kress, and Paul Bergquist.

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 Wegscheid called the meeting to order at 8:50 p.m.

2. Pledge of Allegiance

3. Approve Agenda, with any amendments

City Manager Eric Hoversten said that items 4E, 4F, & 4G were awaiting bid response and analysis. These items were distributed electronically previous to the meeting. Item 4E has replacement pages 1475-1475.1 and page 1476 which is resolution to approve rewarding of the Crack Seal contract to Fahrner Asphalt Company for \$8,786.00. Item 4F is a resolution awarding the Seal Coat contract to Allied Blacktop Company for \$130,429.75 and those are replacement pages 1477-1477.1 and 1478 is the resolution. Lastly, Item 4G is a resolution awarding manhole inspection contract to Hydro-Klean in the amount of \$154,723.58 and those are replacement pages 1479, 1479.1, and 1480 is the resolution.

MOTION made by Salazar, seconded by Bergquist, to approve the agenda with amendments. All voted in favor. Motion carried.

4. Consent Agenda

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

- A. Approve payment of claims in the amount of \$627,214.18.
- B. Approve minutes: July 24, 2018 Regular Meeting
- C. **RESOLUTION NO. 18-79: RESOLUTION OF OPPOSITION FROM THE CITY OF MOUND FOR THE PROPOSED AMENDMENTS TO HENNEPIN COUNTY ORDINANCE NUMBER THIRTEEN - RECYCLING**
- D. **RESOLUTION NO. 18-80: RESOLUTION APPROVING PERMITS FOR THE 2018 OUR LADY OF THE LAKE INCREDIBLE FESTIVAL TO BE HELD ON SEPTEMBER 21-24, 2018, WITH WAIVED MUSICAL CONCERT PERMIT FEE**
 - 1. **MUSICAL CONCERT PERMIT (INCLUDING EXTENDED TIME FOR MUSIC UNTIL 11:00 P.M.)**

2. **SEASONAL BANNER AND PORTABLE SIGN PERMIT (INCLUDING EXTENDED TIMEFRAME FOR SIGN PLACEMENT)**
 3. **1 TO 4 DAY TEMPORARY ON-SALE LIQUOR LICENSE**
- E. **RESOLUTION NO. 18-81: RESOLUTION AWARDING THE 2018 CRACK SEAL CONTRACT PW-18-07 TO FAHRNER ASPHALT COMPANY IN THE AMOUNT OF \$8,786.00**
- F. **RESOLUTION NO. 18-82: RESOLUTION AWARDING THE 2018 SEAL COAT CONTRACT PW-18-07 TO ALLIED BLACKTOP COMPANY IN THE AMOUNT OF \$130,429.75**
- G. **RESOLUTION NO. 18-83: RESOLUTION AWARDING THE 2018 SEWER AND MANHOLE CLEANING AND INSPECTION CONTRACT PW-18-04 TO HYDRO-KLEAN INC. IN THE AMOUNT OF \$154,723.58 AND AMERICAN ENVIRONMENTAL LLC IN THE AMOUNT OF \$227,552.00**
- H. Approve Pay Request #4 for the 2017 Lift Station Replacement Project in the amount of \$27,411.30 to Widmer Construction PW-17-05

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

None

6. Public Hearing to discuss and consider revocation of Conditional Use Permit (CUP) Approved by Resolution No. 15-91 for Property at 2642 Commerce Boulevard

Sarah Smith, Community Development Director, presented information to evaluate the CUP that allows boat sales, operation and rental activities at 2642 Commerce Boulevard. The CUP was outlined and officially adopted in a resolution at the Council meeting on August 11, 2015 and it is numbered at Resolution 15-91. The resolution allows for 4 boats to be used for rental purposes and also requires 9 parking spaces to be maintained on the property for customers and employees. The original CUP was issued to Gekko Boats and it runs with the land and not the business. The property was sold 2016-2017 to Heinen's Motor Sports. The original contact for Heinen's was Kolin Heinen but Staff was notified in early July that the new contact for the business was Paul Heinen. Smith added that recent activities that were observed were considered to be heavy intensity on the property with excessive number of watercraft present, more than the 4 allowed under the CUP. The City notified the property owner in July of the conditions observed and noted if they wanted to request an amendment to the CUP to contact Staff to discuss those amendments but that they need to comply with the existing CUP in the meantime. Smith said that Staff had not received a favorable response to first 2 letters which warranted the Public Hearing. Smith said that Staff was contacted last week by Paul Bergquist who is now working cooperatively with Heinen's and is present this evening. Smith said the intensity has significantly decreased since meeting with Paul. Staff is not recommending any action at this time by the City Council, noting Staff is pleased at the response from the property owners.

Gillispie asked Smith about ambiguity in CUP that was referenced. Smith said that there were a couple actions that took place when the CUP was amended, including eliminating a 72 hour restriction for boats and replacing it with the ability to store 4 boats on the property. Peterson asked if this review was driven by complaints. Smith confirmed that there were complaints brought to the Staff's attention in addition to the visible violations observed during Staff drive-by inspections.

Salazar asked if there is indoor storage and asked if the 4 boat limit is just for the outdoor storage only and Smith said yes, the 4 boat limit is for outdoor storage only.

Mayor Wegscheid opened the Public Hearing at 9:07 p.m.

Council member Bergquist stated that although he and Paul share the same name, they are in no way related and Paul Bergquist concurred.

Mayor Wegscheid asked Paul Bergquist if he is now the person taking responsibility for the property in question. Bergquist stated that he owns Minnetonka Boat Rental and used to own the marina on Edgewater in Mound and that due to consequences from the recession, Bergquist moved into a different type of business, including servicing boats. Bergquist stated that he hopes the Heinen partnership will now bring high quality boats to this area. Salazar asked what kind of boats Bergquist has at his disposal. Bergquist said they have Tige Boats, which are a high quality ski boat and Coach pontoons.

Mayor Wegscheid closed the Public Hearing at 9:13 p.m.

MOTION made by Wegscheid, seconded by Salazar, to remand back to Staff to monitor and address as Staff sees fit. All voted in favor. Motion carried.

7. Information/Miscellaneous

A. Comments/reports from Council members:

Hoversten mentioned that on October 16 at 6:30 p.m. there will be a special meeting workshop, November 6 is the General Election, the December 25th meeting will be cancelled due to the Christmas Holiday. Mayor Wegscheid mentioned the Running of the Bays event on Sept 8th and Wegscheid also stated that he will not be running for re-election for Mayor.

B. Reports: Bolton & Menk Engineering - June YTD
Fire Department - July 2018

C. Minutes:

D. Correspondence: Mediacom July 27, 2018 Equal Opportunity Employer

8. Adjourn

MOTION made by Bergquist, seconded by Peterson, to adjourn at 9:15 p.m. All voted in favor. Motion carried.

Mayor Mark Wegscheid

Attest: Catherine Pausche, Clerk