

MOUND CITY COUNCIL MINUTES
September 24, 2019

The City Council of the City of Mound, Hennepin County, Minnesota, met in regular session on Tuesday, September 24, 2019 at 7:00 p.m. in the council chambers of the Centennial Building.

Members present: Mayor Ray Salazar, Council Member Jeff Bergquist, Sherrie Pugh, Phil Velsor and Paula Larson

Members absent: None

Others present: City Manager Eric Hoversten, Director of Finance & Admin Services Catherine Pausche, City Engineer Brian Simmons, Officer Zachary Hway, Rebecca Nachreiner, Larry Pitsenberger, Rachel Kitt, Brent Kress, Gavin Ball, Becca Kress, Shaun Pederson, Matt Radde, Scott Kivisto, Michael Tessen, Frank Heitz, Sami Gabriel, Tanner Sorensen, Joseph Ostlund, George Clark, Vivion Clark, Emily Oberdeck, Linda Verkennes, Kaitlyn Gutzke, Gary Gutzke, Jordan Simon, Josiah Elayblom, David Gustgo, Raekwon King, Dima Potapenko

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

2. Pledge of Allegiance

3. Approve agenda, with any amendments

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

4. Consent agenda

MOTION made by Velsor, seconded by Bergquist, to approve the consent agenda. Salazar asked for a friendly amendment to pull Item 4H, which was accepted. Upon roll call vote, all voted in favor. Motion carried.

- A. Approve payment of claims \$230,189.58
- B. Approve minutes: 8-13-19 & 8-27-19 regular meeting
- C. Approve Pay Request #1 In the amount of \$102,133.36 to Allied Blacktop for the 2019 Seal Coat Project, PW 19-08

- D. Approve Pay Request in the amount of \$590.15 to Braun Intertec for Testing services for the 2017 Street, Utility, and retaining Wall Improvement Project, PW 17-01, 02, 03
- E. Approve Pay Request in the amount of \$7,610.00 to AET for miscellaneous 2019 improvement project soil investigation services - Projects PW 19-01, 05, 06
- F. **RESOLUTION NO. 19-67: RESOLUTION TO APPROVE AN OPERATIONS PERMIT FOR ORONO WESTONKA CLUB FOR REUSE OF SPACE AT 5334 AND 5334A SHORELINE DRIVE IN BALBOA BUSINESS CENTER AS OFFICE SPACE AND INDOOR SOCCER FIELDS**
- G. **RESOLUTION NO. 19-68: RESOLUTION APPROVING MUSICAL CONCERT PERMIT FOR MOUND HARBOR WINE & SPIRITS OCTOBERFEST SPECIAL EVENT AND BEER SALE AT 2135 COMMERCE BOULEVARD AND WAIVER OF FEE DUE TO PUBLIC PURPOSE**
- H. Pulled
- I. Cancel December 24, 2019 regular meeting due to Christmas holiday

4H. (Pulled) Approve Resolution affirming tobacco products will not be sold at Harbor Wine & Spirits municipal liquor store in Mound

Mayor Salazar said the decision in 2014 not to sell tobacco was mainly due to the age differential in those legal to buy tobacco vs. legal age to buy alcohol and he does not feel the Council should dictate what the liquor store manager can sell as the City is in the business to make a profit.

Pugh said she proposed the resolution in the spirit of keeping up with the values the City is endorsing in its decision to adopt Tobacco 21. Salazar said the question is where to draw the line as alcohol is also bad for people.

Larson asked whose decision is it to choose the products. Hoversten said store management is responsible for choosing the selection and variety. Larson said the liquor store management should be able to sell the products they want to sell. Bergquist said he is fine giving management the option.

No motion was made. Motion failed.

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

Sami Gabriel said she is the Teamsters Business Agent representing the Public Works maintenance workers.

Mayor Salazar read a statement that said the speaker is limited to three minutes per speaker and that the Council will not engage in discussion as Salazar anticipates Ms. Gabriel will be discussing private personnel data.

Gabriel said the Council has received a letter from her and stated everything in the letter was received from a public data request and noted any citizen can request the information as well. Gabriel read the letter that described incidents/events involving the Public Works Superintendent whom she stated is a liability to the city.

Joseph Ostlund, 3121 Drury Lane, read a prepared statement which described his work with vulnerable patients in a hospital with the creed “Do no harm” and related the work as elected officials and how decisions related to utility bills impact economically vulnerable citizens.

Mayor Salazar read a statement reiterating that the 2020 final budget and levy discussions will take place at the December 10, 2019 regular meeting, when public comments will be taken. Mayor Salazar also suggested Ostlund and viewers can stream on LMCC-TV the September 10, 2019 regular council meeting when the preliminary budget and levy were discussed.

Salazar asked one of the students to come forward to introduce the class. Raekwon King, 5977 Gumwood Road, said Mr. Kiel is their teacher for Government for 12th grade.

6. Sergeant Kenny Beck presenting the Orono Police Department August 2019 activity update for Mound

Officer Zach Hway said he is filling in for Sergeant Beck and is here to present the report for August 2019. Officer Hway summarized the stats included in the packet and highlighted theft from vehicles, graffiti in the skate park, and consumer fraud scams were among the major incidents in August.

Velsor asked if there has been thought to put up cameras at the skate park. Hway said as part of the creative law enforcement strategies, cameras have been added.

7. Presentation by Christine Charlson requesting action on a Resolution to formally accept a Westonka Healthy Communities Collaborative Grant in the amount of \$4,000 to fund inclusive play equipment purchase and install at Highland Park

Hoversten said Ms. Charlson was not able to attend, so he will speak on her behalf. Hoversten said the grant funds will be used for inclusive play equipment at Highland Park. Hoversten thanked Ms. Charlson for being active on finding ways to make local parks more inclusive and finding creating ways to fund the upgrades.

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

RESOLUTION NO. 19-69: A RESOLUTION TO FORMALLY ACCEPT A WESTONKA HEALTHY COMMUNITIES COLLABORATIVE GRANT IN THE AMOUNT OF \$4,000 TO FUND INCLUSIVE PLAY EQUIPMENT PURCHASE AND INSTALL AT HIGHLAND PARK

8. Action closing the meeting under Minnesota Statutes, Section 13D.03, to consider strategies related to labor negotiations under the Public Employment Labor Relations Act, Minnesota Statutes, Chapter 179A

MOTION by Larson, seconded by Velsor, to close the meeting. All voted in favor. Motion carried.

Mayor Salazar closed the meeting at 7:30 pm.

MOTION by Bergquist, seconded by Velsor, to reopen the meeting. All voted in favor. Motion carried.

Mayor Salazar reopened the meeting at 8:00 pm.

Mayor Salazar gave a summary of the closed meeting saying the labor negotiation status with the Teamsters Local 320 Union was discussed and Management was given direction on how to proceed with the mediation session scheduled for Wednesday, October 9, 2019.

9. Information/Miscellaneous

A. Comments/reports from Council members/City Manager:

The City Manager highlighted the following dates:

September 28 Harbor Wine & Spirits Oktoberfest Celebration and Beer Sale

October 8 Street Assessments public hearing

October 15 Budget workshop

November 23 WCC Tree Lighting

December 10 Final Council Meeting of the Year

B. Reports: Fire Department – August 2019
Liquor Store – August 2019

C. Minutes:

D. Correspondence: MRA Training Confirmation

10. Adjourn

MOTION made by Larson, seconded by Bergquist, to adjourn at 8:07 p.m. All voted in favor. Motion carried.

Mayor Raymond J. Salazar

Attest: Catherine Pausche, Clerk