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**CITY COUNCIL
CITY OF RAMSEY
ANOKA COUNTY
STATE OF MINNESOTA**

The Ramsey City Council conducted a regular meeting on Tuesday, March 12, 2019, at the Ramsey Municipal Center, 7550 Sunwood Drive NW, Ramsey, Minnesota.

Members Present: Mayor John LeTourneau
Councilmember Nadine Heinrich
Councilmember Mark Kuzma
Councilmember Debra Musgrove
Councilmember Chris Riley
Councilmember Melody Shryock

Members Absent: None

Also Present: City Administrator Kurtis Ulrich
Police Chief Jeff Katers
Public Works Superintendent Grant Riemer
Community Development Director Timothy Gladhill
City Engineer Bruce Westby
City Planner Chloe McGuire Brigl
Economic Development Manager Sean Sullivan

1. CALL TO ORDER

Mayor LeTourneau called the regular meeting of the Ramsey City Council to order at 7:08 p.m., followed by the Pledge of Allegiance led by Mayor LeTourneau.

2. PRESENTATION

None.

3. CITIZEN INPUT

None.

4. CONSENT AGENDA

Mayor LeTourneau noted that there has been a request to move Item 4.07 (Adopt Resolution #19-069 Approving Memorandum of Understanding with Anoka County for Septic Plan Review) from the Consent Agenda to the Regular Agenda.

Motion by Councilmember Kuzma, seconded by Councilmember Musgrove, to approve the following items on the Consent Agenda:

- 4.01: Note the Following Boards and Commissions Meeting Minutes:
 - Planning Commission Meeting Minutes dated January 3, 2019
 - Economic Development Authority Meeting Minutes dated January 10, 2019
 - Environmental Policy Board Meeting Minutes dated January 14, 2019
- 4.02: Approve the following Meeting Minutes:
 - 1) City Council Work/Strategic Planning Session dated February 19, 2019
 - 2) City Council Work Session dated February 26, 2019
 - 3) City Council Regular dated February 26, 2019
- 4.03: Approve Licenses
- 4.04: Adopt Resolution #19-065 Approving Cash Disbursements Made and Authorizing Payment of Accounts Payable Invoicing Received During the Period of February 21, 2019 through March 5, 2019
- 4.05: Adopt Resolution #19-064 Approving Development Agreement and Architecture of Parkside Village
- 4.06: Adopt Resolution #19-066 Accepting a Trail Easement Over Lots 1 and 2, Block 1 Lavern Estates (Project No. 17-137); Case of Joshua Peterson
- ~~4.07: Adopt Resolution #19-069 Approving Memorandum of Understanding with Anoka County for Septic Plan Review~~
- 4.08: Report from the Public Works Committee Meeting dated February 19, 2019:
 - 1) Appoint Chair and Vice-Chair of the Public Works Committee – *Ratify the recommendation of the Public Works Committee to nominate Councilmember Kuzma as the Chairperson for 2019 and Councilmember Shryock as Vice-Chairperson for 2019.*
 - 2) Staff Update on Wellhead Protection Plan Amendment Process – *No action taken, for update and informational purposes only.*

Motion carried. Voting Yes: Mayor LeTourneau, Councilmembers Kuzma, Musgrove, Heinrich, Riley, and Shryock. Voting No: None.

5. APPROVE AGENDA

Motion by Councilmember Musgrove, seconded by Councilmember Kuzma, to approve the agenda as presented.

Motion carried. Voting Yes: Mayor LeTourneau, Councilmembers Musgrove, Kuzma, Heinrich, Riley, and Shryock. Voting No: None.

6. PUBLIC HEARING

6.01: Public Hearing: Approve On-Sale and Sunday Liquor License for MENSCH, LLC dba McDuff's

Presentation

Economic Development Manager Sullivan reviewed the staff report and recommendation to approve the on-sale and Sunday liquor license for MENSCH, LLC dba McDuff's.

Public Hearing

Mayor LeTourneau called the public hearing to order at 7:11 p.m.

Citizen Input

There was none.

Motion by Councilmember Riley, seconded by Councilmember Musgrove, to close the public hearing.

Motion carried. Voting Yes: Mayor LeTourneau, Councilmembers Riley, Musgrove, Heinrich, Kuzma, and Shryock. Voting No: None.

The public hearing was closed at 7:11 p.m.

Council Business

Motion by Councilmember Riley, seconded by Councilmember Kuzma, to approve an on-sale and Sunday liquor license for MENSCH, LLC dba McDuff's at 16659 St. Francis Boulevard NW.

Motion carried. Voting Yes: Mayor LeTourneau, Councilmembers Riley, Kuzma, Heinrich, Musgrove, and Shryock. Voting No: None.

7. COUNCIL BUSINESS

7.01: Adopt Resolution #19-067 Approving Purchase Agreements for Land Exchange; Case of PSD LLC

Economic Development Manager Sullivan reviewed the staff report and recommendation to approve Resolution #19-067 approving Purchase Agreements for land exchange; Case of PSD LLC, subject to review by the City Attorney as to legal form.

Motion by Councilmember Kuzma, seconded by Councilmember Riley, to Adopt Resolution #19-067 Approving Purchase Agreements for Land Exchange, subject to review by the City Attorney as to legal form.

Further discussion: Councilmember Riley stated that this is a win/win situation for the City and developer. He stated that the City is getting the land needed for the infiltration basin and the developer is getting land that will be developed.

Motion carried. Voting Yes: Mayor LeTourneau, Councilmembers Kuzma, Riley, Heinrich, Musgrove, and Shryock. Voting No: None.

7.02: Adopt Ordinance #19-02 Amending the R-1 and R-2 Sections of Chapter 117 of City Code to Allow 50 and 65-Foot-Wide Lots and Clarifying Existing Language

City Planner McGuire Brigl reviewed the staff report and recommendation of the Planning Commission to adopt Ordinance #19-02.

Motion by Councilmember Riley, seconded by Councilmember Shryock, to waive the City Charter requirement to read the Ordinance aloud and Adopt Ordinance #19-02 Amending Article II Division 4 Section 117-89 (Districts) and 117-111 (R-1 Residential District).

A roll call vote was performed by the Recording Secretary:

Councilmember Musgrove	aye
Councilmember Shryock	aye
Councilmember Riley	aye
Councilmember Kuzma	aye
Councilmember Heinrich	aye
Mayor LeTourneau	aye

Motion carried.

7.03: Adopt Ordinance #19-04 Amending Official Zoning Map; Case of Harvest Estates 2nd Addition

City Planner McGuire Brigl reviewed the staff report and recommendation of the Planning Commission to adopt Ordinance #19-04.

Councilmember Musgrove stated that initially there was feedback from the community and asked if additional input had been received.

City Planner McGuire Brigl stated that staff spoke with the adjacent neighbor and additional landscaping has been added to provide the desired buffer.

Councilmember Shryock stated that she was pleased to see the additional landscaping added to provide a buffer.

Motion by Councilmember Shryock, seconded by Councilmember Musgrove, to waive the City Charter requirement to read the Ordinance aloud and Adopt Ordinance #19-04 Amending Section 117-90 “Map” of Chapter 117 of the City Code of Ramsey, Minnesota.

Further discussion: Councilmember Kuzma stated that at one point, there was a discussion of putting a server farm on this location and there was overwhelming input from the community that they desired residential. He noted that this is the second phase of that residential

development. Mayor LeTourneau noted that this is the point of public input, to help create the neighborhoods and community that the residents want and desire.

A roll call vote was performed by the Recording Secretary:

Councilmember Musgrove	aye
Councilmember Shryock	aye
Councilmember Riley	aye
Councilmember Kuzma	aye
Councilmember Heinrich	aye
Mayor LeTourneau	aye

Motion carried.

7.04: Adopt Ordinance #19-03 Amending the Definition of Topsoil (Project No. 18-146)

City Planner McGuire Brigl reviewed the staff report and recommendation from the Environmental Policy Board and Planning Commission to adopt Ordinance #19-03.

Councilmember Musgrove stated that she appreciates the work that staff has done after receiving comments from a developer.

Motion by Councilmember Musgrove, seconded by Councilmember Heinrich, to waive the City Charter requirement to read the Ordinance aloud and Adopt Ordinance #19-03 Amending Section 117-1 “Definitions” of Chapter 117 of the City Code of Ramsey, Minnesota.

Further discussion: Mayor LeTourneau stated that he previously served as liaison on the Environmental Policy Board and the original intent was to conserve water usage. He stated that the City has learned that the policy not only met that need but also exceeded it and this new language would better serve the community.

A roll call vote was performed by the Recording Secretary:

Councilmember Musgrove	aye
Councilmember Shryock	aye
Councilmember Riley	aye
Councilmember Kuzma	aye
Councilmember Heinrich	aye
Mayor LeTourneau	aye

Motion carried.

7.05: Adopt Ordinance #19-05; Amendment to City Code Chapter 117 (Zoning and Subdivision of Land) to add a Neighborhood Business District

Community Development Director Gladhill reviewed the staff report and recommendation of the Planning Commission to adopt Ordinance #19-05 with the revisions included in the draft (limit on hours of operation and outdoor speakers). The Planning Commission did take into account feedback from the community and amended their original recommendation.

Councilmember Riley asked for a highlight of the restrictions and why those would be in place for this district.

Community Development Director Gladhill explained that because this district would be located within a residential neighborhood, there is a very short list of allowed uses to ensure that the activity is not a nuisance for the adjacent residential properties. He stated that there are a few extra layers of protection within this district, compared to others. He advised that there are also specific uses that are prohibited, as they would not be a good fit for this type of district.

Councilmember Heinrich thanked staff for the diligence in listening to a multitude of residents throughout this process. She noted that she spoke with a resident today that was concerned with potential alcohol service and asked for additional input on the potential hours.

Community Development Director Gladhill stated that the hours would be limited to 11:00 a.m. to 9:00 p.m. for on-sale activity, which would be a location that also serves food; also, alcohol cannot be taken off site.

Councilmember Shryock noted that a use that serves alcohol would be a conditional use, which would mean that the request would come back before the Planning Commission and City Council and would include a public comment process.

Councilmember Musgrove asked and received confirmation that a business would still need to obtain a liquor license.

Community Development Director Gladhill confirmed that a public hearing would be required for that type of land use within this district. He noted that a liquor license also requires a public hearing and other elements, such as background check; therefore, this type of activity would be subject to two public hearing processes.

Jaqueline Abendroth, 15810 Sodium Street NW, stated that she does not believe a use that serves alcohol would be appropriate next to a daycare facility. She noted that she would also like assurance that the property values in that area would remain intact and would not be negatively impacted by this change in zoning. She did not believe alcohol should be served nearby a residential area.

Councilmember Shryock stated that she shares like concerns with on-sale liquor but wanted to make sure that it is understood that this is a Citywide zoning tool. She explained that if there were a proposed use of this type, that would require a public hearing and residents could then express their concern. She stated that as they move into the next case, there are no changes proposed that would open up that type of use. She stated that this rezoning will allow the

daycare and insurance to properly cover the subject property for the activity that already occurs on the site and there will not be a difference in the activity on the site.

Ms. Abendroth asked why it would be necessary to serve alcohol near a residential area ever.

Councilmember Shryock noted that there are other locations in the City where that could be a possible option. She explained that if there were a request, the residents would have the option to express their opinion during a public hearing. She stated that currently there would only be one parcel proposed to be zoned to this district and this would simply provide a zoning tool for the future.

Ms. Abendroth stated that she currently has a 150-foot easement behind the daycare, as do her neighbors. She asked if there would be a change to that buffer.

Community Development Director Gladhill explained that there was an agreement between the subject property owner in the next case with the adjacent neighbors for a buffer/land swap. He stated that the City does not have authority over those types of private agreements. He stated that the private arrangement between the property owners exceeds the setback required by the City. He stated that action tonight by the Council should not affect that private agreement, should that be in place.

Motion by Councilmember Riley, seconded by Councilmember Heinrich, to waive the City Charter requirement to read the Ordinance aloud and Adopt Ordinance #19-05 Amending Article II Division 4 Section 117 (Zoning and Subdivisions) of the Ramsey City Code.

A roll call vote was performed by the Recording Secretary:

Councilmember Musgrove	aye
Councilmember Shryock	aye
Councilmember Riley	aye
Councilmember Kuzma	aye
Councilmember Heinrich	aye
Mayor LeTourneau	aye

Motion carried.

7.06: Adopt Ordinance #19-06 Amending Official Zoning Map; Case of Carol Lublin

Community Development Director Gladhill reviewed the staff report and recommendation of the Planning Commission to approve of the request. The Ordinance was introduced on February 26th and is now eligible for adoption.

Motion by Councilmember Heinrich, seconded by Councilmember Kuzma, to waive the City Charter requirement to read the Ordinance aloud and Adopt Ordinance #19-06 Amending Section 117-90 “Map” of Chapter 117 of the City Code of Ramsey, Minnesota.

A roll call vote was performed by the Recording Secretary:

Councilmember Musgrove	aye
Councilmember Shryock	aye
Councilmember Riley	aye
Councilmember Kuzma	aye
Councilmember Heinrich	aye
Mayor LeTourneau	aye

Motion carried.

7.07: Adopt Resolution #19-069 Approving Memorandum of Understanding with Anoka County for Septic Plan Review

Community Development Director Gladhill reviewed the staff report and recommended adoption of the resolution approving the Memorandum of Understanding with Anoka County for septic plan review. He noted that this item was pulled from the Consent Agenda to amend the timeframe to six months.

Councilmember Musgrove asked for additional details on how this would be budget neutral.

Community Development Director Gladhill believed that a septic permit has a cost of \$125 and the review for a permit can range from one to two hours. He noted that \$75 per hour is the average contracted rate. He noted that based on the average cost of review and permit cost, the item would be budget neutral.

Councilmember Heinrich stated that it was her assumption that a Building Official would have this certification and was surprised that the candidate did not hold this certification. She stated that perhaps in the future, that should be specified in the job description as a desired requirement to prevent needing to contract for services.

Community Development Director Gladhill stated that less than half the candidates held that certification, which is typical for Building Officials and Technicians. He stated that staff could have found someone that had that qualification but perhaps did not possess the leadership qualifications to lead that department. He stated that it is often hard to find the certifications that Ramsey needs that would still be a good fit to lead a department. He stated that they do list the certification as a desired element but is something that can be gained.

Councilmember Heinrich stated that Ramsey is unique in the large number of septic systems and perhaps it should be a requirement that someone on staff hold that certification.

Community Development Director Gladhill estimated about 4,200 septic systems in the community, which is unique. He stated that staff does plan to have someone on staff that holds the certification; this is just a period of lapse.

Motion by Councilmember Shryock, seconded by Councilmember Kuzma, to Adopt Resolution #19-069 Approving the Memorandum of Understanding with Anoka County for Septic Plan Review.

Motion carried. Voting Yes: Mayor LeTourneau, Councilmembers Shryock, Kuzma, Heinrich, Musgrove, and Riley. Voting No: None.

8. MAYOR, COUNCIL AND STAFF INPUT

City Administrator Ulrich announced upcoming meetings and events.

Councilmember Shryock stated that on Wednesday, March 20th, Veterans Day on the Hill will take place and provided the different event times. She stated that the North West Metro VA will host a public open house event on Thursday, March 21st.

9. ADJOURNMENT

Motion by Councilmember Musgrove, seconded by Councilmember Heinrich, to adjourn the meeting.

Motion carried.

The regular meeting of the City Council adjourned at 8:11 p.m.

Respectfully submitted,

Kurtis G. Ulrich
City Administrator

ATTEST:

Katie M. Schmidt
Administrative Assistant

Drafted by Amanda Staple
TimeSaver Off Site Secretarial, Inc.