

**City of West St. Paul
City Council Meeting Minutes
July 22, 2019**

1. Call to Order

Mayor Napier called the meeting to order at 6:31p.m.

2. Roll Call

Present: Mayor Dave Napier
Councilmembers Wendy Berry, Lisa Eng-Sarne, Anthony Fernandez,
John Justen, Bob Pace and Dick Vitelli

Absent: None

Others Present: City Manager Ryan Schroeder
Attorney Peter Mikhail, Kennedy & Graven
Interim Police Chief Brian Sturgeon
Finance Director Char Stark
Parks & Public Works Director/City Engineer Ross Beckwith
City Clerk Shirley Buecksler

3. Pledge of Allegiance

4. Adopt the Agenda

Motion was made by Councilmember Berry and seconded by Councilmember Vitelli to adopt the agenda, as presented.

Vote: 6 ayes / 0 nays. Motion carried.

5. OCWS Briefing

Mayor Napier said the Council held a work session prior to the regular meeting to discuss the following topics:

- A. Banquet Hall Zoning Discussion
- B. Discussion Regarding Vacant Property Ordinance
- C. Smith/Dodd Overlay Zoning District Discussion
- D. Review of Mid-Year Report
- E. 2020 Legislative and Funding Priorities

6. Citizen Comments

No one addressed the Council.

7. Council Comments

Councilmember Eng-Sarne said we had some community engagement around the art park on Butler with about 30 people attending. She said there were stations all around the park with ideas and that you could vote on what you would like to see there in the future. More community engagement will be coming up.

Councilmember Eng-Sarne thanked everyone who was able to attend the discussion meetings regarding the selection process for hiring of a new Police Chief. Please continue to fill out the online surveys.

Along with Mayor Napier, Councilmember Eng-Sarne said she attended the opening of Rooftop 252. She said that it is beautiful and will be an amazing addition to the community.

Councilmember Eng-Sarne said she attended a Chamber of Commerce happy hour and talked with a lot of businesses who are excited about Hy-Vee and other developments in West St. Paul.

Councilmember Eng-Sarne added that tonight is HR Director/Assistant City Manager Sherrie Le's last meeting and thanked her for her service to the City of West St. Paul.

Councilmember Justen thanked everyone who came to the Police Chief discussion meetings and reminded everyone about the survey on the City's website. He also suggested that residents look on the City's news page, where they can provide input regarding body cameras.

Councilmember Vitelli thanked Sherrie Le for her service with the City of West St. Paul and congratulated her on her retirement.

Councilmember Pace thanked Sherrie Le for her service to the City and also thanked her for volunteerism with the Beyond the Yellow Ribbon network. He said she will continue to volunteer with this organization after her retirement.

Councilmember Berry thanked Ryan Schroeder, Dan Nowicki and Shirley Buecksler for the community meetings that were held to discuss the Police Chief selection process and for taking the time to engage the community in this process.

Councilmember Berry thanked both Police and Fire Department Staff for their service regarding an accident that occurred in front of her home. She said it was awesome to see their quick response time and to know that we have that kind of support and response time in our community.

Councilmember Fernandez congratulated Sherrie Le on her retirement.

Mayor Napier thanked our whole team – City Manager Ryan Schroeder, Staff in leadership positions, the Police Department, Fire Department and Public Works. He said we had a storm that brought down a bunch of trees and Public Works took care of them immediately. Mayor

Napier thanked our Reserves and all of our volunteers who help us with different events in our community, as well as volunteers who help in the office. Mayor Napier thanked everyone that it takes to serve a community of 20,000 people. He thanked Ryan Schroeder and his team for always being there and doing a great job.

Mayor Napier thanked Sherrie Le who he said has championed many different things in our community over the years and has also done a great job with her human resources responsibilities. He said she has done a great job with our unions and has always been fair and diligent, as well as looking out for the City's tax dollars. Mayor Napier said he appreciates all that Sherrie Le has done.

Mayor Napier mentioned some upcoming events:

- July 30, 2019 at 12:20 p.m.
5th year anniversary recognizing the death of Officer Scott Patrick
- July 31, 2019
COPS in the Park event at Harmon Park
- August 6, 2019
Night to Unite

8. Proclamations, Presentations and Recognitions

A. South St. Paul VFW Commander Presentation of Flag for Albert Park

Terry Pieper, Commander for South St. Paul VFW Post #295 presented the flag to the West St. Paul Beyond the Yellow Ribbon and the City of West St. Paul for placement at Albert Park. Committee Chair Sherrie Le and Committee Liaison Gene Kahnke accepted the flag on behalf of Beyond the Yellow Ribbon.

B. Presentation – Mental Health Pilot

Interim Police Chief Sturgeon introduced the Mental Health Pilot Program. He said he is very proud of what we have and very proud of what these four individuals have done for the South St. Paul and West St. Paul communities.

Sturgeon introduced West St. Paul Community Engagement Officer Jesse Mettner, South St. Paul Officer Derek Kruse, Dakota County Social Services Licensed Clinical Worker Kalyn Bassett, and Deputy Director of Dakota County Social Services, Adult Services, Emily Schug.

Mayor Napier thanked them for the work they are doing on this program.

C. Donations to the City

Mayor Napier thanked South Robert Street Business Association for their generous donation of \$2,042.50 for flags on Robert Street.

Motion was made by Councilmember Vitelli and seconded by Councilmember Fernandez to adopt Resolution No. 19-067 Accepting Donations to the City.

Vote: 6 ayes / 0 nays. Motion carried.

9. Consent Agenda

Motion was made by Councilmember Justen and seconded by Councilmember Eng-Sarne to approve the following items on the Consent Agenda, as presented:

- A.** OCWS and Regular Council Minutes of July 8, 2019
- B.** List of Claims for July 22, 2019
- C.** Resolution No. 19-068 Concurring with the Issuance of a Minnesota Off-Site Gambling Permit for Tapemark Charity Pro Am on September 13-15, 2019
- D.** Special Permit to Allow an Oversized Camper Trailer at 165 Logan Avenue West
- E.** First Amendment to Option and Lease Agreement with Verizon Wireless at Harmon Park and Execution of the Appropriate Agreements

Vote: 6 ayes / 0 nays. Motion carried.

10. Public Hearings

A. Public Hearing for Preliminary/Final Plat Review of Property at the Southeast Corner of Delaware Avenue and Marie Avenue – Josh Kirchert (Continued from June 24, 2019 City Council Meeting)

Mayor Napier opened the Public Hearing at 7:13 p.m.

The following people addressed the City Council:

- Dave Wright, 1862 Heather Court, and also on behalf of Kathryn and Patrick Hibbard of 1865 Heather Court
- Steve Boche, 1864 Delaware Avenue

Mayor Napier closed the Public Hearing at 7:28 p.m.

Council discussed an amendment to the resolution to include additional cluster screening.

Motion was made by Councilmember Vitelli and seconded by Councilmember Justen to adopt Resolution No. 19-069 Approving the Final Plat for the Two Parcels Located at the Southeast Corner of Delaware Avenue and Marie Avenue – Josh Kirchert, as amended.

Vote: 6 ayes / 0 nays. Motion carried.

B. Conditional Use Permit to Allow a Pawnshop at 1676 Robert Street – Pawn America Minnesota, LLC

Mayor Napier opened the Public Hearing at 7:35 p.m.

Representatives for Pawn America Minnesota, LLC addressed the Council.

Mayor Napier closed the Public Hearing at 7:40 p.m.

Motion was made by Councilmember Eng-Sarne and seconded by Councilmember Vitelli to approve Resolution No. 19-070 Approving a Conditional Use Permit to Allow a Pawnshop in a B4 District Within Suites 5, 9, and 10 at 1676 Robert Street – Pawn America Minnesota, LLC.

Vote: 6 ayes / 0 nays. Motion carried.

C. Final Reading – Ordinance Amending Section 133.01 (F) of the West St. Paul City Code Regarding Refuse Hauling and Recycling Collection

Mayor Napier opened the Public Hearing at 7:42 p.m.

Seeing no one wishing to speak, Mayor Napier closed the Public Hearing at 7:42 p.m.

Motion was made by Councilmember Vitelli and seconded by Councilmember Pace to approve Ordinance No. 19-12 Amending Section 133.01 (F) of the West St. Paul City Code Regarding Refuse Hauling and Recycling Collection.

Vote: 6 ayes / 0 nays. Motion carried.

D. Final Reading – Ordinance Amending Section 50.08 of the West St. Paul City Code Regarding the Prohibited Discharge of Clear Water Drainage and Sump Pumps

Mayor Napier opened the Public Hearing at 7:49 p.m.

Seeing no one wishing to speak, Mayor Napier closed the Public Hearing at 7:49 p.m.

Motion was made by Councilmember Vitelli and seconded by Councilmember Eng-Sarne to approve Ordinance No. 19-13 Amending Section 50.08 of the West St. Paul City Code Regarding the Prohibited Discharge of Clear Water Drainage and Sump Pumps.

Vote: 5 ayes / 1 nays – Councilmember Fernandez voted against. Motion carried.

11. New Business

A. Tobacco Compliance Failures – Sanctions

Interim Police Chief Sturgeon provided results from the June 3, 2019 tobacco compliance checks. The following establishments failed these compliance checks:

1) Southview Country Club

Josh Leuhmann, General Manager – Southview Country Club, addressed the Council

Motion was made by Councilmember Pace and seconded by Councilmember Berry to adopt Resolution No. 19-072 Imposing Sanctions Upon Retail Tobacco License Holder Southview Country Club.

Vote: 6 ayes / 0 nays. Motion carried.

2) Northern Tier Retail, LLC dba Speedway #4045

No one was present to speak on behalf of Northern Tier Retail, LLC dba Speedway #4045.

Motion was made by Councilmember Vitelli and seconded by Councilmember Justen to adopt Resolution No. 19-073 Imposing Sanctions Upon Retail Tobacco License Holder Northern Tier Retail, LLC dba Speedway #4045.

Vote: 6 ayes / 0 nays. Motion carried.

3) Holiday Station Stores, LLC

No one was present to speak on behalf of Holiday Station Stores, LLC

Motion was made by Councilmember Vitelli and seconded by Councilmember Pace to adopt Resolution No. 19-071 Imposing Sanctions Upon Retail Tobacco License Holder Holiday Station Stores, LLC.

Vote: 6 ayes / 0 nays. Motion carried.

B. Call Final Assessment Hearing for 2018-2019 Robert Street Sidewalk Snow Removal

Motion was made by Councilmember Berry and seconded by Councilmember Vitelli to set the final assessment hearing date for the 2018-2019 Robert Street Sidewalk Snow Removal for August 12, 2019.

Vote: 6 ayes / 0 nays. Motion carried.

C. Post Issuance Debt Policy Update

Motion was made by Councilmember Berry and seconded by Councilmember Vitelli to approve the changes to the policy and procedures and adopt Resolution No. 19-074 Adopting Post-Issuance Debt Compliance Policy for Tax-Exempt and Tax-Advantaged Governmental Bonds and call the Public Hearing for the City Council Meeting to be held on August 12, 2019.

Vote: 6 ayes / 0 nays. Motion carried.

12. Old Business

A. Approve 2019 Pay Equity Report Resubmission

Motion was made by Councilmember Vitelli and seconded by Councilmember Pace to approve the 2019 Pay Equity Implementation Report for resubmission.

Vote: 6 ayes / 0 nays. Motion carried.

13. Adjourn

Motion was made by Councilmember Vitelli and seconded by Councilmember Eng-Sarne to adjourn the meeting at 8:13 p.m.

All members present voted aye. Motion carried.

David J. Napier
Mayor
City of West St. Paul