REGULAR CITY COUNCIL MEETING
RICHFIELD MUNICIPAL CENTER, COUNCIL CHAMBERS
JUNE 25, 2019
7:00 PM

INTRODUCTORY PROCEEDINGS

Call to order

Open forum (15 minutes maximum)

Each speaker is to keep their comment period to three minutes to allow sufficient time for others. Comments are to be an opportunity to address the Council on items not on the agenda. Individuals who wish to address the Council must have registered prior to the meeting.

Pledge of Allegiance

Approval of the minutes of the: (1) Special City Council work session of June 10, 2019; (2) Special City Council work session of June 11, 2019; and (3) Regular City Council meeting of June 11, 2019.

PRESENTATIONS

1. Proclamation declaring July 2019 as Americans with Disabilities Awareness Month in the city of Richfield

COUNCIL DISCUSSION

2. Hats Off to Hometown Hits

AGENDA APPROVAL

3. Approval of the Agenda

4. Consent Calendar contains several separate items, which are acted upon by the City Council in one motion. Once the Consent Calendar has been approved, the individual items and recommended actions have also been approved. No further Council action on these items is necessary. However, any Council Member may request that an item be removed from the Consent Calendar and placed on the regular agenda for Council discussion and action. All items listed on the Consent Calendar are recommended for approval.

   A. Consider adoption of a resolution granting a subdivision waiver for property owned by Mount Calvary Church.

      Staff Report No. 83

5. Consideration of items, if any, removed from Consent Calendar

PUBLIC HEARINGS

6. Public hearing and consider approval of a new On Sale Wine and 3.2 Percent Malt Liquor licenses for Los Sanchez Taqueria II, LLC d/b/a Los Sanchez Taqueria located at 2 West 66th Street.
7. City Manager's Report

8. Claims and Payrolls

Open forum (15 minutes maximum)

Each speaker is to keep their comment period to three minutes to allow sufficient time for others. Comments are to be an opportunity to address the Council on items not on the agenda. Individuals who wish to address the Council must have registered prior to the meeting.

9. Adjournment

Auxiliary aids for individuals with disabilities are available upon request. Requests must be made at least 96 hours in advance to the City Clerk at 612-861-9738.
The work session was called to order by Mayor Regan Gonzalez at 6:00 p.m. in the Bartholomew Room.

**Council Members Present:** Maria Regan Gonzalez, Mayor; Edwina Garcia; Mary Supple; Simon Trautmann; and Ben Whalen.

**School Board Members Present:** Crystal Brakke, Chair; Tim Pollis; Christine Maleck; John Ashmead; Peter Toensing; and Paula Cole.

**City Staff Present:** Katie Rodriguez, City Manager; Amy Markle, Recreation Services Director; and Melissa Poehlman, Assistant Community Development Director.

**School Staff Present:** Steven Unowsky, Superintendent; Leadriane Roby, Assistant Superintendent; Mary Clarkson, Executive Director of Special Programs; Craig Holje, Chief HR and Administrative Officer; Carole McNaughton-Commers, Director of Community Education.

<table>
<thead>
<tr>
<th>Item #1</th>
<th>MEETING WITH THE SCHOOL BOARD AND STAFF OF RICHFIELD PUBLIC SCHOOLS</th>
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</table>

City Manager Rodriguez discussed the City of Richfield’s 2019/2020 priorities and goals.

Assistant Community Development Director Poehlman provided an update on redevelopment projects including recently completed projects, projects under constructions currently, projects approved but not yet under construction, and concept projects that have yet to seek City approval.

Recreation Services Director Markle and Director of Community Education McNaughton-Commers discussed joint initiatives between the City and Richfield Public Schools.

Superintendent Unowsky discussed the Richfield Public Schools’ 2019/2020 priorities and goals.

**ADJOURNMENT**

The work session was adjourned by unanimous consent at 6:53 p.m.
CALL TO ORDER

The meeting was called to order by Mayor Regan Gonzalez at 6:03 p.m. in the Bartholomew Room.

Council Members Present: Maria Regan Gonzalez, Mayor; Edwina Garcia; Mary Supple; Simon Trautmann; and Ben Whalen.

Staff Present: Katie Rodriguez, City Manager; Pam Dmytrenko, Administrative Services Director/Assistant City Manager; Neil Ruhland, Communications and Engagement Manager; and Jared Voto, Assistant to the City Manager.

Item #1 RICHFIELD UNIVERSITY

Communications and Engagement Manager Ruhland presented on a citizens’ academy, tentatively titled Richfield University, to give residents a deeper understanding of the city’s services, the goals of the program, and program research.

Council Member Garcia commented she had attended Richfield’s citizen police academy and Hennepin County’s citizen academy. She suggested titling it as Richfield Local Government Academy or Richfield LGA as a name for the program.

Communications and Engagement Manager Ruhland discussed the format of the program, and an overview of the program that includes six sessions covering every department of the city. Finally, he discussed graduation of the program and tentative dates for fall 2019.

Council Member Supple asked if there was an age limit, such as 18 or older, or if it was open to younger residents.

Communications and Engagement Manager Ruhland responded that had not been discussed and he was open to all audiences.

Council Member Trautmann commented if interpretation services can be included to open the opportunity to more residents.

Council Member Whalen stated he liked the idea and commented this is a good opportunity to show residents how city decisions are made and provided an example.

Council Members discussed the want for this in the community and the likelihood that it would fill up quickly with people and ensuring that people had an opportunity to attend, who may not be active with the City currently.

Mayor Regan Gonzalez commented she was excited for this program and is a good way to introduce the City to residents and tell the story through positive messages. She shared a few ideas
for the program including having each department share their most common questions for each department to bust myths and let people know how to contact the City.

Council Member Whalen suggested creating a graphic related to the City’s use of tax dollars that shows a dollar and split it into how many cents go to each area of the City’s services. He discussed the need to think about if this is a popular program from the start who gets to attend the first sessions.

Mayor Regan Gonzalez commented about having an evaluation of the program and an intentional outreach program to get areas of the community that might not be as engaged.

**ADJOURNMENT**

The work session was adjourned by unanimous consent at 6:48 p.m.

Date Approved: June 25, 2019

Maria Regan Gonzalez
Mayor

Kari Sinning
Deputy City Clerk

Pam Dmytrenko
Acting City Manager
CALL TO ORDER

The meeting was called to order by Mayor Regan Gonzalez at 7:00 p.m. in the Council Chambers.

Council Members Present: Maria Regan Gonzalez, Mayor; Mary Supple; Edwina Garcia; Simon Trautmann; and Ben Whalen.

Staff Present: Katie Rodriguez, City Manager; Mary Tietjen, City Attorney; Pam Dmytrenko, Administrative Services Director/Assistant City Manager; Jay Henthorne, Public Safety Director/Police Chief; Amy Markle, Recreation Services Director; Wayne Kewitsch, Fire Chief; Melissa Poehlman, Assistant Community Development Director/Planning and Redevelopment Manager; Rachel Lindholm, Richfield GreenCorps Member; and Jared Voto, Assistant to the City Manager.

OPEN FORUM

Ruane Onesirosan, 2421 W 65th Street, spoke regarding the events at a Planning Commission meeting on November 26, 2018, related to the NOVO project.

PLEDGE OF ALLEGIANCE

Mayor Regan Gonzalez led the Pledge of Allegiance.

APPROVAL OF MINUTES

M/Supple, S/Trautmann to approve the minutes of the: (1) Special concurrent City Council and Housing and Redevelopment Authority work session of May 20, 2019; (2) Special City Council work session of May 28, 2019; and (3) Regular City Council meeting of May 28, 2019.

Motion carried 5-0.

Item #1

HENNEPIN COUNTY COMMISSIONER DEBBIE GOETTEL AND A REPRESENTATIVE FROM HENNEPIN COUNTY SHERIFF DAVID HUTCHINSON'S OFFICE
Council Member Whalen welcomed Hennepin County Commissioner Debbie Goettel.

Commissioner Debbie Goettel provided an update on a number of topics including the façade improvement grant for Penn Avenue, youth sports grants, grant funding for swim lessons, the 66th Street Reconstruction project, the 77th Street Underpass project, affordable housing, resilient studies, an update to the County’s cost-sharing policy for road projects, and the County’s grants available to cities.

Council Member Trautmann thanked Commissioner Goettel for her support of Richfield in receiving the façade improvement grant that will have a positive impact on Penn Avenue.

Council Member Garcia thanked Commissioner Goettel for all that she has done and her support of the city and the Richfield school district.

Council Member Supple discussed the Southdale Library and appreciated Commissioner Goettel’s responsiveness to questions and issues that are being raised.

Mayor Regan Gonzalez reiterated the great work of Commissioner Goettel and commented that she has been a great asset to Richfield and a great resident.

Rob Allen, Chief of Staff for Hennepin County Sheriff, spoke regarding the mission of the Sheriff’s Office and initiatives of the department that include a wellness center for the Sheriff’s staff and families being served, informing residents of the duties of the Sheriff’s Office, and discussed the work of a Richfield police officer assigned to the Violent Offender Task Force.

Council Member Trautmann and Mayor Regan Gonzalez spoke about missing Sheriff Hutchinson tonight but were thankful to see him at many events inside and outside of Richfield.

**Item #2**

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<tr>
<th>GENE &amp; MARY JACOBSEN CITIZEN OF THE YEAR FOR 2019 AWARD</th>
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Council Member Trautmann shared stories of the work Pastor Brice Eichlersmith with the City and in the community and thanked him for his service.

Kim Jacobsen, son of Gene & Mary Jacobsen, presented the Gene & Mary Jacobsen Citizen of the Year for 2019 award to Brice Eichlersmith.

Council Member Garcia thanked Kim Jacobsen for attending and remembered Gene and Mary Jacobsen and discussed their investment in the Human Rights Commission and the community.

**Item #3**

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<tr>
<th>HUMAN RIGHTS COMMISSION 2018 YEAR IN REVIEW</th>
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Brett Stursa, Chair of the Human Rights Commission, presented a review of the work completed by the Commission that included a naturalization ceremony, Black History Month proclamation, attendance at Penn Fest, and awarding the Gene and Mary Jacobsen Outstanding Citizen Award.

Council Member Trautmann thanked Chair Stursa for her leadership and appreciated the progress and agenda of the Commission for the upcoming year.
Council Member Supple thanked the Commission for their work and welcoming new commissioners.

| Item #4 | SWEARING-IN OF CITY OF RICHFIELD POLICE OFFICERS KRISTIAN SCHULTZ-SANCHEZ AND ANGIE FIGUEROA. |

Chief Henthorne welcomed staff, residents, and guests. He thanked the family members of the officer in attendance and swore-in Officers Kristian Schultz-Sanchez and Angie Figueroa.

Council Member Garcia thanked all the family members that are in attendance and thanked the Police Department for leading efforts to diversifying their staff.

Council Member Trautmann thanked and welcomed both officers and shared a story of an interaction with Officer Schultz-Sanchez.

Mayor Regan Gonzalez welcomed and thanked both officers for serving Richfield, thanked the families for their support, and shared a story of her ride-along with Officer Schultz-Sanchez. She also thanked the other officers and firefighters in attendance to show their support.

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<tr>
<th>Item #5</th>
<th>COUNCIL DISCUSSION</th>
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<td></td>
<td>• Hats Off to Hometown Hits</td>
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Council Member Garcia, Mayor Regan Gonzalez and the City Council thanked departing staff member Jared Voto for his service.

Council Member Garcia spoke regarding the grand opening of the Richfield Bandshell on Sunday, June 9, presented a slideshow of pictures, thanked members of the Bandshell Task Force and Friends of the Richfield Bandshell for their work on the project, and thanked Recreation Services Director Markle for her assistance in bringing it all together.

Council Member Trautmann spoke regarding the police and fire safety camp for children as well as recreation events that began today and shared his appreciation all the opportunities for kids in Richfield.

Council Member Supple spoke regarding a teen art show at Augsburg Library and the Richfield Arts Commission selected Rowan Popiel as the Teen Arts Fair winner and discussed his charcoal artwork; encouraged artists in the community to contact the Arts Commission if they are interested in displaying their work at city facilities; she discussed a youth liaison to the Transportation Commission that was leaving to go to college for civil engineering and invited students interested in being a youth representative to apply in late summer; and yesterday the Council had a joint meeting with the Richfield Public Schools School Board and invited residents to look into Community Education programming including going to Valley Fair or roller skating or free yoga in the park.

Council Member Whalen spoke regarding the joint meeting with the Richfield Public Schools, collaboration and joint initiatives, and the leadership of the School Board; and discussed getting to know more commissioners and is impressed with those he has met.

Mayor Regan Gonzalez spoke regarding how well the grand opening of the Richfield Bandshell went and is looking forward to it being used in the future; and discussed the joint RPS
meeting; and invited residents to go to the city’s website to see all the events happening during the summer in Richfield.

Council Member Garcia congratulated Neil Ruhland on his promotion to Communications and Engagement Manager and discussed all the projects he has his hands in including social media and the city’s podcast.

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<tr>
<th>Item #6</th>
<th>APPROVAL OF THE AGENDA</th>
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<tr>
<td></td>
<td>M/Whalen, S/Trautmann to approve the agenda.</td>
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<td>Motion carried 5-0.</td>
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<tr>
<th>Item #7</th>
<th>CONSENT CALENDAR</th>
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<td></td>
<td>City Manager Rodriguez presented the consent calendar.</td>
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<tr>
<td>A.</td>
<td>Consider approval of a Community Celebration Event license, with a request for the fee to be waived, and a Temporary On Sale Intoxicating Liquor license for the Fourth of July Committee for events scheduled at Veterans Memorial Park, July 3-4, 2019. (S.R. No. 76)</td>
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<tr>
<td>B.</td>
<td>Consider approval of a Temporary On Sale Intoxicating Liquor license for activities scheduled to take place July 4, 2019, for the Minneapolis-Richfield American Legion Post #435, located at 6501 Portland Avenue South. (S.R. No. 77)</td>
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<tr>
<td>C.</td>
<td>Consider adoption of a resolution amending a Final Development Plan and adoption of a resolution granting a subdivision waiver for property at 6540 Penn Avenue. (S.R. No. 78)</td>
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<tr>
<td></td>
<td>RESOLUTION NO. 11629</td>
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<td>RESOLUTION APPROVING AN AMENDED FINAL DEVELOPMENT PLAN FOR A PLANNED UNIT DEVELOPMENT AT 6540 PENN AVENUE</td>
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<td>RESOLUTION NO. 11630</td>
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<td>RESOLUTION AUTHORIZING A SUBDIVISION WAIVER FOR 6540 PENN AVENUE</td>
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<td>D.</td>
<td>Consider adoption of a resolution granting a conditional use permit to allow a restaurant at 7120 Chicago Avenue. (S.R. No. 79)</td>
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<tr>
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<td>RESOLUTION NO. 11631</td>
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<td>RESOLUTION APPROVING A CONDITIONAL USE PERMIT FOR A TAKE-OUT ONLY RESTAURANT AT 7120 CHICAGO AVENUE</td>
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<td>E.</td>
<td>Consider adoption of a resolution granting a Conditional Use Permit to allow a school at 7132 Portland Avenue. (S.R. No. 80)</td>
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<tr>
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<td>RESOLUTION NO. 11632</td>
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<tr>
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<td>RESOLUTION AUTHORIZING A CONDITIONAL USE PERMIT TO ALLOW A PUBLIC HIGH SCHOOL AT 7132 PORTLAND AVENUE</td>
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<td>M/Garcia, S/Supple to approve the consent calendar.</td>
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Council Member Whalen commented about his excitement for Reggae Foods coming to 7120 Chicago Avenue.

Council Member Trautmann seconded Council Member Whalen’s excitement.

Motion carried 5-0.

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<th>Item #8</th>
<th>CONSIDERATION OF ITEMS, IF ANY, REMOVED FROM THE CONSENT CALENDAR</th>
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<td></td>
<td>None.</td>
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| Item #9 | PUBLIC HEARING AND CONSIDER ADOPTION OF RESOLUTIONS REMOVING UTILITY EASEMENTS WITHIN THE NOVO DEVELOPMENT SITE AT APPROXIMATELY 66TH STREET WEST AND QUEEN AVENUE AND APPROVING A PRELIMINARY PLAT OF THE NOVO ADDITION THAT WILL COMBINE EIGHT (8) PARCELS AND VACATED RIGHT-OF-WAY INTO A SINGLE LOT, IN ORDER TO ALLOW CONSTRUCTION OF A PREVIOUSLY APPROVED HOUSING DEVELOPMENT. (S.R. NO. 81) |

Council Member Trautmann presented Staff Report No. 81 and opened the public hearing.

Luci Peterson, 2500 W 66th St #308, spoke regarding his approval of the project and stated his only issue is receiving limited communication from the developer and asked that the City Council consider using his building as a pilot project to have the developer provide better communication to residents.

M/Supple, S/Whalen to close the public hearing.

Motion carried 5-0.

M/Trautmann, S/Garcia to adopt a resolution vacating utility easements within the NOVO development site at 66th Street West and Queen Avenue and adopt a resolution for a preliminary plat of the NOVO Addition

RESOLUTION NO. 11633
RESOLUTION AUTHORIZING THE VACATION OF A DRAINAGE AND UTILITY EASEMENT

RESOLUTION NO. 11634
RESOLUTION GRANTING PRELIMINARY APPROVAL OF A PLAT FOR NOVO ADDITION

Council Member Supple clarified that Russell Avenue will be extended to 66th Street.

Mayor Regan Gonzalez reiterated the importance of working and communicating with residents nearby, homeowners and apartments, although the city does not have purview over these communications.
Poehlman responded that it is correct there is nothing in ordinances that require communication, but that staff always recommends developers proactively communicate. She informed the Council know the developer is in attendance to speak to communication, if the Council requests.

Mayor Regan Gonzalez invited the developer to speak.

Todd Olin, with Bogart, Pederson & Associates, Inc. spoke on behalf of the developer, Broadway Investments, and stated they are committed to communicating with the neighbors as they plan to be a part of the community in the future. He commented the lack of communication was mainly due to gap between the original approvals and now. The developer realizes they should have reported to neighbors that things were progressing, even if they did not have other updates and they are committed to improving their communications moving forward.

Council Member Whalen thanked the developer for their communication efforts and asked if they have plans to host a meeting at Sheridan Court or nearby.

Mr. Olin responded that it might not be at Sheridan Court but they plan to hold meetings to inform residents what to expect and when to expect it, regarding construction. After there is more progress they will hold periodic meetings to share information.

Council Member Whalen asked the developer to ensure they make every accommodation for residents with disabilities who live nearby.

Mr. Olin agreed.

Mayor Regan Gonzalez asked for staff to give a brief description of this motion and discuss the next steps in the process for this development.

Poehlman responded the land use approvals for the apartment project were approved last fall and these items tonight are more of housekeeping items. She stated their approval was contingent on acquiring the property and combining the parcels. These items tonight are combining the properties into a single parcel and easements are being vacated as they will no longer be used. After this, the developer will continue to close on properties and then come into the City for their building and demolition permits. They do not have a timeline on this but it will be shared with residents, as Mr. Olin discussed.

Motion carried 5-0.

| Item #10 | CONSIDER APPROVAL OF THE IMPLEMENTATION OF THE CITY-WIDE ORGANIZATION OF CURBSIDE RECYCLING AND ORGANICS HAULING AND FUNDING OF A SUSTAINABILITY COORDINATOR THROUGH A COMBINATION OF RECYCLING SCORE FUNDS THROUGH HENNEPIN COUNTY AND EXISTING CITY FUNDS. (S.R. NO. 82) |

Mayor Regan Gonzalez presented Staff Report No. 82 and asked staff to share background on this item, Richfield’s rate of recycling in Hennepin County as it compares to other communities, the success of organics recycling drop-off program, and the difference between organized recycling and organized trash hauling.

Recreation Services Director Markle discussed Hennepin County’s upcoming mandate to require citizens to be offered curbside organics and discussed the options available to the City to fulfill the mandate. She shared that Richfield ranks 39 out of 42 with rates of recycling. She also discussed
the current organics recycling drop-off program that has over 700 households signed up. Lastly, she
discussed this topic is only organized recycling, not trash, and that in Hennepin County there are only
two cities that are not organized, Richfield and Eden Prairie.

Council Member Supple commented that she learned from the work session that 32% of our
trash is organics and thanked the Organics Task Force for their work.

Recreation Services Director Markle agreed that it’s interesting that almost one-third of our
waste can be recycled and stay out of a landfill.

Council Member Whalen commented that he hears about this issue all the time, especially
about the number of garbage and recycling trucks that are on the road. He thanked the Organics Task
Force for their research into this topic.

Council Member Garcia thanked Recreation Services Director Markle and Richfield
GreenCorps Member Lindholm, as well as the Organics Task Force, for their work.

Council Member Trautmann concurred with Council Member Garcia.

Council Member Whalen asked about what this would look like moving forward and the
logistics of it.

Richfield GreenCorps Member Lindholm responded that much of this will be determined
through a request for proposals (RFP) process. It is possible that recycling could show up on a utility
bill, like in other communities, and it is a charge that is on the utility bill instead of a bill from a hauler.

Mayor Regan Gonzalez commented about her experience serving as the liaison to the
Organics Task Force and appreciated all the information they reviewed. She discussed she is glad
they are moving toward organized recycling.

M/Supple, S/Garcia to approve the organization of curbside recycling and organics hauling
and the funding of a Sustainability Coordinator position to advance the work of organized recycling
and organics in the City of Richfield through education, awareness, and outreach efforts.

Motion carried 5-0.

Item #11 | CITY MANAGER’S REPORT

City Manager Rodriguez thanked Jared Voto for his service to the City.

Item #12 | CLAIMS AND PAYROLLS

M/Garcia, S/Trautmann that the following claims and payrolls be approved:

<table>
<thead>
<tr>
<th>U.S. Bank</th>
<th>06/11/19</th>
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<tbody>
<tr>
<td>A/P Checks: 278031 - 278337</td>
<td>$996,633.34</td>
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<tr>
<td>Payroll: 145869 - 146187 ; 43048</td>
<td>$648,522.04</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$1,645,155.38</td>
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Motion carried 5-0.
OPEN FORUM

None.

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<thead>
<tr>
<th>Item #13</th>
<th>ADJOURNMENT</th>
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The meeting was adjourned by unanimous consent at 8:49 p.m.

Date Approved: June 25, 2019

______________________________  ______________________________
Maria Regan Gonzalez           Pam Dmytrenko
Mayor                           Acting City Manager

______________________________  ______________________________
Kari Sinning                    Pam Dmytrenko
Deputy City Clerk              Acting City Manager
Proclamation of the City of Richfield

WHEREAS, the Americans with Disabilities Act was passed on July 26, 1990, to ensure the civil rights of citizens with disabilities; and

WHEREAS, the City of Richfield affirms the principles of equality and inclusion for people with disabilities as embodied in the Americans with Disabilities Act and the laws of the State of Minnesota, including the Minnesota Human Rights Act; and

WHEREAS, numerous organizations in Richfield and throughout Minnesota work with constituents and communities to expand opportunities for Americans with disabilities by reducing barriers and changing perceptions; and

WHEREAS, the Richfield Human Rights Commission supported this proclamation at its June 4, 2019, meeting and recommended the Richfield City Council do the same; and

NOW, THEREFORE, I, MARIA REGAN GONZALEZ, Mayor of the City of Richfield, on behalf of the Richfield City Council, do hereby proclaim the month of July 2019, as:

AMERICANS WITH DISABILITIES AWARENESS MONTH
IN THE CITY OF RICHFIELD

And call on the people of Richfield to observe this month with appropriate programs, activities, and ceremonies, and continue to support the civil rights of citizens with disabilities throughout the year.

PROCLAIMED this 25th day of June, 2019.

Maria Regan Gonzalez, Mayor
ITEM FOR COUNCIL CONSIDERATION:
Consider adoption of a resolution granting a subdivision waiver for property owned by Mount Calvary Church.

EXECUTIVE SUMMARY:
Mount Calvary Church ("Applicant") owns several properties along the east side of 16th Avenue between 65th and 66th Streets. The Applicant's properties on 16th Avenue are separated from the adjacent Cedar Point Commons shopping center by a narrow strip of land ("Outlot B"), which is owned by the Applicant.

The Applicant plans to sell the former parsonage residence located at 6501 16th Avenue, which directly abuts the north end of Outlot B. The Applicant proposes to subdivide Outlot B into two parcels, for the purposes of attaching the abutting portion (the north 75 feet) to the parsonage property. Splitting a lot requires City Council approval of a subdivision waiver.

The resolution requires that the newly subdivided parcel be combined with the existing 6501 16th Avenue parcel. This combination does not require City approval and is handled administratively by the County.

Finding that all requirements are met, staff recommends approval of the subdivision waiver.

RECOMMENDED ACTION:
By motion: Adopt a resolution granting a subdivision waiver for property owned by Mount Calvary Church (Outlot B, Cedar Point Commons).

BASIS OF RECOMMENDATION:

A. HISTORICAL CONTEXT
   - None

B. POLICIES (resolutions, ordinances, regulations, statutes, etc):
   - Subsection 500.05, Subdivision 2. - In cases in which compliance with the City’s platting requirements result in unnecessary hardship and when failure to comply with said requirements does not interfere with the purpose and intent of the regulations, the Council may adopt a resolution authorizing a waiver from the subdivision requirements.
C. CRITICAL TIMING ISSUES:
   - 60-DAY RULE: The 60-day clock started when a complete application was received on June 3, 2019. A decision must be given by August 2, 2019, or the Council must notify the Applicant that it is extending the deadline (up to a maximum of 60 additional days or 120 days in total) for issuing a decision.

D. FINANCIAL IMPACT:
   - None

E. LEGAL CONSIDERATION:
   - None

ALTERNATIVE RECOMMENDATION(S):
   - None

PRINCIPAL PARTIES EXPECTED AT MEETING:
Duane Helm, on behalf of Mount Calvary (Applicant)

ATTACHMENTS:

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<tr>
<th>Description</th>
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<tbody>
<tr>
<td>Resolution</td>
<td>Resolution Letter</td>
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<tr>
<td>Site Photos</td>
<td>Backup Material</td>
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<tr>
<td>Survey</td>
<td>Backup Material</td>
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<tr>
<td>Zoning Map</td>
<td>Backup Material</td>
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RESOLUTION NO.

RESOLUTION AUTHORIZING A SUBDIVISION WAIVER FOR OUTLOT B, CEDAR POINT COMMONS

WHEREAS, an application has been filed with the City of Richfield which requests approval of a subdivision waiver for the division of property legally described as:

Outlot B, CEDAR POINT COMMONS, according to the recorded plat thereof, Hennepin County, Minnesota.

WHEREAS, the applicant proposes to divide the above-described property into two parcels, legally described as:

Parcel A: The North 75 feet of Outlot B, CEDAR POINT COMMONS, according to the recorded plat thereof, Hennepin County, Minnesota.

Parcel B: That part of Outlot B, CEDAR POINT COMMONS, according to the recorded plat thereof, Hennepin County, Minnesota, which lies south of the North 75 feet thereof.

WHEREAS, the City has fully considered the request for approval for the subdivision waiver; and

WHEREAS, the City Council finds that compliance with City Code Section 500.05, Subdivision 1 would result in unnecessary hardship and that failure to comply therewith will not interfere with the purposes of the platting regulations of Section 500.01.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Richfield, Minnesota, as follows:

1. A waiver for the subdivision of the property legally described above is hereby granted.
2. Parcel A described above shall be combined with 6501 16th Avenue S.
3. City staff is authorized and directed to take any action necessary to effectuate this Resolution and to authorize the recording of conveyances complying with the terms of this Resolution.

Adopted by the City Council of the City of Richfield, Minnesota this 25th day of June, 2019.

Maria Regan Gonzalez, Mayor

ATTEST:

Elizabeth VanHoose, City Clerk
The north 75 feet of Outlot B would be subdivided.

The subdivided portion of Outlot B would be attached to 6501 16th Ave:
Administrative Subdivision for:
MOUNT CALVARY EVANGELICAL LUTERAN CHURCH

EXISTING PROPERTY DESCRIPTION
Outlet B, CEDAR POINT COMMONS, according to the recorded plat thereof, Hennepin County, Minnesota.

PROPOSED PARCEL A DESCRIPTION
The North 75 feet of Outlet B, CEDAR POINT COMMONS, according to the recorded plat thereof, Hennepin County, Minnesota.

PROPOSED PARCEL B DESCRIPTION
That part of Outlet B, CEDAR POINT COMMONS, according to the recorded plat thereof, Hennepin County, Minnesota, which lies south of the North 75 feet thereof.

Scale: 1 inch = 50 feet
Total Area = 6,920 square feet (0.16 acre)
Proposed Parcel A Area = 900 square feet (0.02 acre)
Proposed Parcel B Area = 6,020 square feet (0.14 acre)
- Denotes Iron Monument Found
- Denotes Iron Monument Set

I hereby certify that this survey was prepared by me or under my direction and that I am a duly licensed Land Surveyor under the laws of the State of Minnesota.
Dated this 2nd day of April, 2019
REHDER & ASSOCIATES, INC.

Gary C. Huber, Land Surveyor
Minnesota License No. 22036

Rehder and Associates, Inc.
CIVIL ENGINEERS AND LAND SURVEYORS
3440 Federal Drive • Suite 110 • Eden Prairie, Minnesota • Phone: (952) 452-3051
Survey for:
MOUNT CALVARY EVANGELICAL LUTHERAN CHURCH

PROPERTY DESCRIPTION
That part of Block 13, in "Girard Parkview, Hennepin County, Minnesota", and of the Southeast Quarter of the Northeast Quarter of Section 26, Township 26, Range 24, described as follows:

Beginning at the Northwest corner of said Block 13 in Girard Parkview; thence South along the West line of said Block 13 a distance of 75 feet; thence East parallel with the South line, and extension thereof, of East 65th Street as now laid out and dedicated in the plat of Girard Parkview, a distance of 133.6 feet to an intersection with a line drawn from a point 32 feet South and 94.6 feet East of the Southeast corner of said Block 13 to a point 30 feet North and 95.6 feet East of the Northeast corner of said Block 13; thence Northerly along the line so drawn 75 feet to an intersection with the South line of said East 65th Street extended; thence West along the South line of said 65th Street and same extended 133.6 feet to the point of beginning.

And

The North 75 feet of Outlet B, CEEDAR POIN Commons, according to the recorded plat thereof, Hennepin County, Minnesota.

LEGEND
- Iron Monument Found
- Iron Monument Set
- CB Catch Basin
- PP Power Pole
- LP Light Pole
- AC Air Conditioner
- CP Communications Pedestal

Concrete Surface
Bituminous Surface
Brick Paver Surface
Guy Wire

Scale: 1 inch = 20 feet
Area = 10,920 square feet (0.25 acre)

I hereby certify that this survey was prepared by me or under my direction and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Dated this 2nd day of April, 2019

REHDER & ASSOCIATES, INC.

Gary C. Huber, Land Surveyor
Minnesota License No. 22036
Revised April 24, 2019

Rehder and Associates, Inc.
Civil Engineers and Land Surveyors
3440 Federal Dr. Suite 110
Eden Prairie, Minnesota Phone: (952) 432-3091

JOB: 194-3096.010
6501 16th Ave S - SUBD 6/2019

Surrounding Zoning & Comp Plan

Zoning:
- R - Single Family Residential
- PMR - Planned Multi-Family
- PC-2 - Planned General Commercial
- C-2 - General Commercial

Comp Plan
- LDR - Low-Density Residential
- HDR - High-Density Residential
- MDR - Medium-Density Residential
- CC - Community Commercial
- RC - Regional Commercial
- QUASPBLC - Public/Quasi-Public

I:\GIS\Community Development\Staff\Assistant Planner\Projects\6501 16th Ave Z & CP.mxd
ITEM FOR COUNCIL CONSIDERATION:
Public hearing and consider approval of a new On Sale Wine and 3.2 Percent Malt Liquor licenses for Los Sanchez Taqueria II, LLC d/b/a Los Sanchez Taqueria located at 2 West 66th Street.

EXECUTIVE SUMMARY:
On April 19, 2019, the City received the application materials for new On Sale Wine and 3.2 Percent Malt Liquor licenses for Los Sanchez Taqueria II, LLC d/b/a Los Sanchez Taqueria located at 2 West 66th Street.

Los Sanchez Taqueria II, LLC (f/k/a Los Sanchez Taqueria #2, LLC) will be operating in the City under a new name and new ownership.

All required information and documents have been received. All licensing fees have been paid.

The Public Safety background investigation has been completed. The results of the investigation are summarized in an attachment to this report. The Public Safety Director has reviewed the background investigation report. There is nothing in the report that would cause the Public Safety Director to recommend denial of the requested licenses.

RECOMMENDED ACTION:
Conduct and close the public hearing and by motion: Approve the issuance of new On Sale Wine and 3.2 Percent Malt Liquor licenses for Los Sanchez Taqueria II, LLC d/b/a Los Sanchez Taqueria located at 2 West 66th Street.

BASIS OF RECOMMENDATION:
A. HISTORICAL CONTEXT
   - The applicant has satisfied the following requirements for issuance of licenses:
     - The required license fees have been paid.
     - Real estate taxes are current.
     - Proof of commercial and liquor liability insurance have been received showing Travelers Casualty Insurance Company of America as affording coverage.
   - As a result of this being a new request for On Sale Wine and 3.2 Percent Malt Liquor licenses, there is no need for an accountant’s statement regarding food/alcohol ratio.
As stated in the Executive Summary, the Public Safety Director has reviewed the background information and sees no basis for denial.

- On Sale Wine and 3.2 Percent Malt Liquor licenses require owners of these establishments to comply with Resolution No. 9511, which outlines the discipline they can expect if any ongoing problems occur. A copy of this resolution has been given to the owners of the establishment.
- There are no distance requirements to notify neighbors of the issuance of On Sale Wine and 3.2 Percent Malt Liquor licenses.

B. POLICIES (resolutions, ordinances, regulations, statutes, etc):
- Richfield City Code Section 1202 requires owners of On Sale Wine and 3.2 Percent Malt Liquor license establishments to comply with all the provisions of both City Code and State Statutes.

C. CRITICAL TIMING ISSUES:
- There are no critical timing issues.

D. FINANCIAL IMPACT:
- Licensing fees have been received.

E. LEGAL CONSIDERATION:
- The requirements of Resolution No. 9511 must be met which outlines the discipline they can expect if any on-going problems occur. A copy of this resolution has been given to the owners of the establishment.
- The Notice of Public Hearing was published in the Richfield Sun Current on June 13, 2019.

ALTERNATIVE RECOMMENDATION(S):
- The Council could deny the requested licenses, which would mean the current applicants would not be able to serve On Sale Wine and 3.2 Percent Malt Liquor; however, Public Safety has found no basis to deny the license.
- Schedule the hearing for another date; however, this will delay the licensing process.

PRINCIPAL PARTIES EXPECTED AT MEETING:
Santiago Sanchez Ortiz- President/On Premise Manager

ATTACHMENTS:

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<tr>
<th>Description</th>
<th>Type</th>
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<tbody>
<tr>
<td>Los Sanchez Taqueria Summary of Background</td>
<td>Backup Material</td>
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SUMMARY OF BACKGROUND INVESTIGATION FOR LOS SANCHEZ TAQUERIA II, LLC D/B/A LOS SANCHEZ TAQUERIA

Officers:

Flor Elena Aguilar Palma – Owner
Santiago Sanchez Ortiz- Owner

Criminal Histories:

Criminal history checks were conducted on the applicants. Flor Aguilar Palma, who is the owner and is also serving as the On-Premise Manager, has one conviction for driving after suspension. Santiago Sanchez Ortiz, who is also the owner and also serves as the On-Premise Manager, has 15 convictions for driving after suspension.

Premises:

The applicant has provided a copy of the rental agreement showing Brixmor SPE 1, LLC, holding financial interest as lessor of the property.

Record of Service Calls:

Being this is a new business, there are no records of service calls.

Violations:

Being this is a new business, there are no violations for sale of alcohol to underage youth.

Routine Information:

On Sale Wine and 3.2 Percent Malt liquor licenses require owners of these establishments to comply with Resolution No. 9511, which outlines the discipline they can expect if any ongoing problems occur. A copy of this resolution has been given to the owners of the establishment.

There are no distance requirements to notify neighbors of the issuance or renewal of On Sale Wine and 3.2 Percent Malt Liquor licenses.

The notice of Public Hearing was published in the Richfield Sun Current on June 13, 2019.