CITY COUNCIL MEETING MINUTES
Richfield, Minnesota

Regular Meeting

December 10, 2019

CALL TO ORDER

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

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

Council Members Absent: Edwina Garcia

Staff Present: Katie Rodriguez, City Manager; Mary Tietjen, City Attorney; Neil Ruhland, Communications Manager; John Stark, Community Development Director; Chris Regis, Finance Director; Jay Henthorne, Police Chief; Jennifer Anderson, Support Services Supervisor; Amy Markle, Recreation Services Director; Rachel Lindholm, Sustainability Specialist; and Kelly Wynn, Senior Office Assistant.

PLEDGE OF ALLEGIANCE

Mayor Regan Gonzalez led the Pledge of Allegiance.

APPROVAL OF MINUTES

M/Whalen, S/Supple to approve the minutes of the: (1) City Council Work Session for November 26, 2019; and (2) City Council Meeting Minutes for November 26, 2019.

Motion carried 4-0.

Item #1 PRESENTATION RICHFIELD FOUNDATION AWARDBING GRANTS

Scott Hvizdos, Board Chair of the Richfield Foundation, discussed the work of the Foundation and presented grants to the following organizations:

- Assistance League;
- Bilingual Learning Center;
- Blessed Trinity Science Fair;
City Manager Rodriguez presented the consent calendar

A. Consider the acceptance of bid minutes/tabulation, dated December 3, 2019, award of contract to Peterson Companies, the lowest bidder, in the amount of $187,371.00, plus 10% contingency, and authorization of staff to execute the contract for the Wood Lake Nature Center Boardwalk Replacement Project, managed by WSB Engineering. (Staff Report No. 152).

B. Consider a resolution of support for MnDOT to construct noise walls along the south side of Highway 62, between Xerxes and Russell avenues and between 11th and Bloomington avenues within corporate City of Richfield (City) limits. (Staff Report No. 153).

RESOLUTION NO. 11683
RESOLUTION OF SUPPORT FOR THE MINNESOTA DEPARTMENT OF TRANSPORTATION METRO STANDALONE NOISE BARRIER APPLICATION

C. Consider the adoption of a resolution authorizing Richfield Public Safety/Police Department to accept donations from the listed agencies, businesses and private individuals for designated uses (Staff Report No. 154).

RESOLUTION NO. 11684
RESOLUTION AUTHORIZING RICHFIELD PUBLIC SAFETY/POLICE DEPARTMENT TO ACCEPT DONATIONS FROM THE LISTED AGENCIES, BUSINESSES AND PRIVATE INDIVIDUALS FOR DESIGNATED USES

D. Consider to approve a contract from the City of Edina to provide dispatching service to the City of Richfield’s Police and Fire Departments (Staff Report No. 154).

E. Consider to approve the renewal of the 2020 licenses for On-Sale 3.2 Percent Malt Liquor, Off-Sale 3.2 Percent Malt Liquor and taxi companies doing business in Richfield (Staff Report No. 156).

<table>
<thead>
<tr>
<th>Item #2</th>
<th>CONSENT CALENDAR</th>
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<td></td>
<td>City Manager Rodriguez presented the consent calendar</td>
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<td>E. Consider to approve the renewal of the 2020 licenses for On-Sale 3.2 Percent Malt Liquor, Off-Sale 3.2 Percent Malt Liquor and taxi companies doing business in Richfield (Staff Report No. 156).</td>
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<tr>
<td></td>
<td>Licenses to Operate in Richfield                Licenses to sell 3.2 Percent Malt Liquor</td>
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</table>
M/Supple, S/Trautmann to approve the consent calendar

Motion carried 4-0.

<table>
<thead>
<tr>
<th>Item #3</th>
<th>CONSIDERATION OF ITEMS, IF ANY, REMOVED FROM THE CONSENT CALENDAR</th>
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<tbody>
<tr>
<td>None.</td>
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<tr>
<td>Council Member Supple read Staff Report 157.</td>
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<tr>
<td>Council Member Whalen encouraged the public to circle back to previous work sessions reviewing the budget. He also thanked the staff for how diligently they worked.</td>
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<td>Mayor Regan Gonzalez gave praise to Director Regis for his quality work and keeping Richfield in the middle of the pack and similar to other cities with increasing costs.</td>
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<td>M/Supple, S/Trautmann to approve the resolution (1) adopting a budget and tax levy for the year 2020 and (2) authorizing budget revisions.</td>
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</table>

RESOLUTION NO. 11685
RESOLUTION ADOPTING A BUDGET AND TAX LEVY FOR THE YEAR 2020

RESOLUTION NO. 11686
RESOLUTION AUTHORIZING BUDGET REVISIONS

RESOLUTION NO. 11687
RESOLUTION AUTHORIZING REVISION OF 2019 BUDGET OF VARIOUS DEPARTMENTS
RESOLUTION NO. 11688
RESOLUTION AUTHORIZING ADJUSTMENT TO CITY’S MILEAGE REIMBURSEMENT RATE TO CONFORM TO INTERNAL REVENUE SERVICE STATUTORY MILEAGE REIMBURSEMENT RATE

RESOLUTION NO. 11689
RESOLUTION ADOPTING THE 2020 CAPITAL IMPROVEMENT BUDGET

RESOLUTION NO. 11690
RESOLUTION ADOPTING THE 2021-2024 CAPITAL IMPROVEMENT PROGRAM

RESOLUTION NO. 11691
RESOLUTION RELATING TO PURCHASING PRACTICES IN THE CITY OF RICHFIELD AMENDING RESOLUTION NO. 11586

RESOLUTION NO. 11692
RESOLUTION ESTABLISHING WASTEWATER SERVICE RATES AND CHARGES, WATER RATES AND CHARGES, SPECIAL WATER SERVICE CHARGES, STORM SEWER RATES AND CHARGES, STREET LIGHT RATES AND CHARGES, AND 6.5% PENALTY ON PAST DUE ACCOUNTS

RESOLUTION NO. 11693
RESOLUTION ESTABLISHING A PUBLIC WORKS ON-CALL COMPENSATION POLICY

RESOLUTION NO. 11694
RESOLUTION ESTABLISHING 2020 LICENSE, PERMIT AND MISCELLANEOUS FEES PURSUANT TO THE PROVISIONS OF APPENDIX D OF THE ORDINANCE CODE OF THE CITY OF RICHFIELD RESCINDING RESOLUTION NO. 11589

RESOLUTION NO. 11695
RESOLUTION AUTHORIZING A CAR ALLOWANCE REIMBURSEMENT POLICY

RESOLUTION NO. 11696
RESOLUTION RELATING TO THE 2020 GENERAL SERVICES SALARY COMPENSATION PLAN

RESOLUTION NO. 11697
RESOLUTION RELATING TO THE 2020 MANAGEMENT SALARY COMPENSATION PLAN

RESOLUTION NO. 11698
RESOLUTION RELATING TO THE 2020 SPECIALIZED PAY PLAN

Motion carried 4-0

| Item #5 | CONSIDER A RESOLUTION ESTABLISHING A RICHFIELD SUSTAINABILITY COMMISSION TO CHAMPION COMMUNITY SUSTAINABILITY EFFORTS (STAFF REPORT 158). |

Council Member Whalen read Staff Report 158.
Director Markle expressed the excitement from both residents and staff to move the sustainability efforts forward.
M/Whalen, S/Trautmann to approve the resolution establishing a Richfield Sustainability Commission.

RESOLUTION NO. 11699
RESOLUTION ESTABLISHING A RICHFIELD SUSTAINABILITY COMMISSION

Council Member Whalen thanked the residents in attendance, along with staff, for all the work that has been put in to making this effort happen. He also reminded residents that the applications are open to become part of a commission and the Sustainability Commission is now part of that list.

Council Member Supple encouraged high school students to also submit applications to be a youth commissioner.

Council Member Trautmann expressed gratitude to all the existing commissioners and believes the Sustainability Commission will be a great addition.

Mayor Regan Gonzalez voiced great appreciation to everyone who was involved in forming the Sustainability Commission and all the hours spent making it a reality.

Motion carried 4-0

| Item #6 | CONSIDER AN AMENDMENT TO THE PLANS FOR THE RF64 APARTMENT AND TOWNHOME PROJECT ALONG 16TH AVENUE AND RICHFIELD PARKWAY, BETWEEN APPROXIMATELY TAFT PARK AND 65TH STREET. THE PROPOSED REVISION WILL REDUCE THE NUMBER OF TOWNHOMES CONSTRUCTED FROM 72 TO 64 (STAFF REPORT 159). |

Council Member Whalen presented Staff Report 159.

Director Stark reiterated that with this project, there was the potential to not be able to acquire all the homes on the proposed lot.

M/Whalen, S/Supple to approve the resolution of an amended final development plan and conditional use permit for a planned unit development.

RESOLUTION NO. 11700
RESOLUTION APPROVING AN AMENDED FINAL DEVELOPMENT PLAN AND CONDITIONAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT

Council Member Whalen asked Director Stark to expand on the discussions around the ability for the developer to return if the final property does become available.

Director Stark confirmed the developer would have great advantages by completing the project in full and will continue to work with the developer.

Mayor Regan Gonzalez spoke to how unfortunate it is that the property was not able to be acquired but was aware of the risk.
Council Member Whalen asked if with the decrease in townhomes, will there still be a certain percentage of affordable housing available. Director Stark stated the information was not readily available but will look into the matter.

Motion carried 4-0.

| Item #7 | PUBLIC HEARING AND CONSIDER THE ADOPTION OF A RESOLUTION REGARDING THE REMOVAL OF A SIDEWALK EASEMENT ON THE NOVO DEVELOPMENT SITE (STAFF REPORT 160). |

Council Member Trautmann read Staff Report 160 and opened the public hearing.

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

Motion carried 4-0

M/Trautmann, S/Supple to approve the resolution authorizing the vacation of a sidewalk easement related to the NOVO development.

RESOLUTION NO. 11701
RESOLUTION AUTHORIZING THE VACATION OF A SIDEWALK EASEMENT RELATED TO THE NOVO DEVELOPMENT

Motion carried 4-0.

| Item #8 | PUBLIC HEARING AND CONSIDER TO APPROVE THE RENEWAL OF 2020 PAWN BROKER AND SECON DHAND GOODS DEALER LICENSES FOR METRO PAWN & GUN, INC., 7529 LYNDALE AVE S (STAFF REPORT NO. 161). |

Council Member Trautmann presented Staff Report 161 and opened the public hearing.

Mark Nichols and Jared Kuntz, owner and general manager of Metro Pawn & Gun, Inc., introduced themselves, thanked the Council for their consideration, and informed Council they were available if any issues arise.

Mayor Regan Gonzalez thanked them for coming every year and introducing themselves.

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

Motion carried 4-0

M/Trautmann, S/Regan Gonzalez to approve the renewal of 2020 Pawnbroker and Secondhand Goods Dealer licenses for Metro Pawn & Gun, Inc. 7529 Lyndale Avenue South.

Motion carried 4-0.
Item #9
PUBLIC HEARING AND CONSIDER THE APPROVAL OF A NEW ON-SALE WINE AND 3.2 PERCENT MALT LIQUOR LICENSES FOR O'REILLY CUSTOM 6, LLC D/B/A SANDY’S TAVERN LOCATED AT 6612 PENN AVE S (STAFF REPORT NO. 162).

Mayor Regan Gonzalez read Staff Report 162 and opened the public hearing.

Rick Oknick, Sandy’s Tavern new operator, introduced himself and spoke of how grateful they are to be part of the community.

M/Regan Gonzalez, S/Whalen to close the public hearing.

Motion carried 4-0

M/Regan Gonzalez, S/Whalen approval a new On-Sale Wine and 3.2 Percent Malt Liquor licenses for O’Reilly Custom 6, LLC d/b/a Sandy’s Tavern located at 6612 Penn Ave S.

Motion carried 3-0

Item #10
PUBLIC HEARING AND CONSIDER THE APPROVAL OF A NEW ON-SALE WINE AND 3.2 PERCENT MALT LIQUOR LICENSES, WITH THE OPTIONAL 2 A.M. CLOSING, FOR LOS SANCHEZ TAQUERIA II, LLC D/B/A LOS SANCHEZ TAQUERIA, 2 66TH STREET WEST. (STAFF REPORT NO. 163)

Mayor Regan Gonzalez presented Staff Report 163 and opened the public hearing.

Council Member Trautmann left the council chambers at 7:46p.m.

M/Regan Gonzalez, S/Supple to close the public hearing.

Motion carried 3-0

M/Regan Gonzalez, S/Whalen approval of a new On-Sale Wine and 3.2 Percent Malt Liquor licenses, with the option 2 a.m. closing, for Los Sanchez Taqueria II, LLC d/b/a Los Sanchez Taqueria, located at 2 66th Street West.

Motion carried 3-0

Council Member Trautmann returned to council chambers at 7:48p.m.

Item #11
PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2020 ON-SALE WINE AND 3.2 PERCENT MALT LIQUOR LICENSES FOR CHIPOTLE MEXICAN GRILL OF COLORADO, LLC D/B/A CHIPOTLE MEXICAN GRILL, 7644 LYNDALE AVENUE SOUTH. (STAFF REPORT NO. 164)
<table>
<thead>
<tr>
<th>Item #</th>
<th>Public Hearing and Consideration of the Approval of the Renewal of 2020 On-Sale Wine and 3.2 Percent Malt Liquor Licenses</th>
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<tbody>
<tr>
<td>12</td>
<td>for Davanni’s, Inc. D/B/A Davanni’s Pizza and Hot Hoagies, 6345 Penn Avenue South. (Staff Report No. 165)</td>
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<tr>
<td>13</td>
<td>for Joy’s Pattaya Thai Restaurant, LLC D/B/A Joy’s Pattaya Thai Restaurant, 7545 Lyndale Avenue South. (Staff Report No. 166)</td>
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<tr>
<td>14</td>
<td>for LRFC, LLC D/B/A Local Roots Food &amp; Coffee, 817 66th Street East. (Staff Report No. 167)</td>
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<tr>
<td>15</td>
<td>for Minnesota Junior Hockey Group, LLC D/B/A Minnesota Magicians at the Richfield Ice Arena, 636 East 66th Street. (Staff Report No. 168)</td>
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<tr>
<td>16</td>
<td>for My Burger Operations, LLC D/B/A My Burger, 6555 Lyndale Avenue South. (Staff Report No. 169)</td>
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<tr>
<td>17</td>
<td>for Patrick’s French Bakery, Inc. D/B/A Patrick’s Bakery &amp; Cafe, 2928 66th Street West. (Staff Report No. 170)</td>
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<tr>
<td>18</td>
<td>for Henry Thou D/B/A Red Pepper Chinese Restaurant, 2910 66th Street West. (Staff Report No. 171)</td>
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Council Member Supple presented Staff Report Nos. 164 through 171 and opened the public hearings for all 2020 On-Sale Wine and 3.2 Percent Malt Liquor licenses.
Doug Preston, District Manager of My Burger, introduced himself, thanked the Council and explained how he is available if any questions or concerns should arise.

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

**Motion carried 3-0.**

M/Supple, S/Whalen to approve the renewal of the 2020 On-Sale Wine and 3.2 Percent Malt Liquor licenses for:

- Chipotle Mexican Grill;
- Davanni’s Pizza and Hot Hoagies;
- Joy’s Pattaya Thai Restaurant;
- Local Roots Food & Coffee;
- Minnesota Magicians at the Richfield Ice Arena;
- My Burger;
- Patrick’s Bakery & Cafe; and
- Red Pepper Chinese Restaurant.

Council Member Trautmann abstains from voting regarding the liquor licenses for item nine through twenty seven. With his law firm representing a number of the businesses on the agenda, he prefers to stay neutral.

**Motion carried 3-0.**

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<tr>
<th>Item #19</th>
<th>PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2020 ON-SALE INTOXICATING AND SUNDAY LIQUOR LICENSES, WITH OPTIONAL 2 A.M. CLOSING FOR EL TEJABAN MEXICAN RESTAURANT, LLC D/B/A EL TEJABAN MEXICAN GRILL, 6519 NICOLLET AVENUE SOUTH. (STAFF REPORT NO. 172)</th>
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<tr>
<td>Item #20</td>
<td>PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2020 ON-SALE INTOXICATING AND SUNDAY LIQUOR LICENSES WITH OUTSIDE SERVICE, FOR THOMPSON’S FIRESIDE PIZZA, INC. D/B/A FIRESIDE FOUNDRY, 6736 PENN AVENUE SOUTH. (STAFF REPORT NO. 173)</td>
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<tr>
<td>Item #21</td>
<td>PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2020 ON-SALE INTOXICATING AND SUNDAY LIQUOR LICENSES, WITH OPTIONAL 2 A.M. CLOSING, FOR FRENCHMAN’S PUB, INC. D/B/A FRENCHMAN’S, 1400 66TH STREET EAST. (STAFF REPORT NO. 174)</td>
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<td>Item #22</td>
<td>PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2020 ON-SALE INTOXICATING AND SUNDAY LIQUOR LICENSES, WITH OUTSIDE SERVICE, FOR VPC RICHFIELD PIZZA, LLC D/B/A GIORDANO’S OF RICHFIELD, 3000 66TH STREET WEST. (STAFF REPORT NO. 175)</td>
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<td>Item #23</td>
<td>PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2020 ON-SALE INTOXICATING AND SUNDAY LIQUOR LICENSES, WITH OUTSIDE SERVICE FOR WILTSHIRE RESTAURANTS, LLC D/B/A HOULIHAN’S RESTAURANT &amp; BAR, 6601 LYNDALE AVENUE SOUTH. (STAFF REPORT NO. 176)</td>
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<td>Item #24</td>
<td>PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2020 ON-SALE INTOXICATING AND SUNDAY LIQUOR LICENSES FOR PAISAN INCORPORATED D/B/A KHAN’S MONGOLIAN BARBEQUE, 500 78TH STREET EAST. (STAFF REPORT NO. 177)</td>
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<td>Item #25</td>
<td>PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2020 ON-SALE INTOXICATING AND SUNDAY LIQUOR LICENSES FOR LYN 65, LLC D/B/A LYN 65 KITCHEN &amp; BAR, 6439 LYNDALE AVENUE SOUTH. (STAFF REPORT NO. 178)</td>
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<tr>
<td>Item #26</td>
<td>PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2020 ON-SALE INTOXICATING AND SUNDAY LIQUOR LICENSES FOR LYNDALE SMOKEHOUSE, LLC D/B/A LYNDALE SMOKEHOUSE, 7745 LYNDALE AVENUE SOUTH. (STAFF REPORT NO. 179)</td>
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<tr>
<td>Item #27</td>
<td>PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2020 ON-SALE INTOXICATING AND SUNDAY LIQUOR LICENSES, WITH OUTSIDE SERVICE AND THE OPTIONAL 2 A.M. CLOSING, FOR PIZZA LUCE VII, INC. D/B/A PIZZA LUCE, 800 66TH STREET WEST. (STAFF REPORT NO. 180)</td>
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Council Member Whalen read Staff Report Nos. 172 through 180 and opened the public hearings for all 2020 On-Sale Intoxicating and Sunday Liquor licenses.

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

Motion carried 3-0.

M/Whalen, S/Regan Gonzalez to approve the renewal of the 2020 On-Sale Intoxicating and Sunday Liquor licenses for:
- El Tejaban Mexican Grill;
- Fireside Foundry;
- Frenchman’s;
- Giordano’s of Richfield;
- Houlihan’s Restaurant & Bar;
- Khan’s Mongolian Barbeque;
- Lyn 65 Kitchen & Bar;
- Lyndale Smokehouse; and
- Pizza Luce.

Motion carried 3-0.

Item #28  PUBLIC HEARING AND CONSIDERATION OF THE APPROVAL OF THE RENEWAL OF 2019 CLUB ON-SALE INTOXICATING AND SUNDAY LIQUOR LICENSES FOR FRED BABCOCK V.F.W. POST NO. 5555, 6715 LAKESHORE DRIVE. (STAFF REPORT NO. 181)

Council Member Trautmann presented Staff Report No 181 and opened the public hearing for the 2020 Club On-Sale Intoxicating and Sunday Liquor licenses.

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

Motion carried 4-0.

M/Trautmann, S/Whalen to approve the renewal of the 2020 Club On-sale Intoxicating and Sunday Liquor licenses for:
- Fred Babcock V.F.W. Post No. 5555

Motion carried 4-0.

Council Member Trautmann expressed his gratitude for the V.F.W. and its members for their sponsorships.

Item #29  CITY MANAGER’S REPORT

City Manager Rodriguez stated the City Council meeting on Tuesday, February 25, 2020 will need to be moved to Monday, February 24, 2020. The current Planning Commission meeting taking place on Monday, February 24, 2020 will be moved to another date.

Item #30  CLAIMS AND PAYROLLS

M/Whalen, S/Supple that the following claims and payrolls be approved:

<table>
<thead>
<tr>
<th>U.S. Bank</th>
<th>12/10/19</th>
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<tbody>
<tr>
<td>A/P Checks: 282908 – 283225</td>
<td>$1,511,835.51</td>
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<tr>
<td>Payroll: 150482 – 150811  43125 - 43128</td>
<td>$672,642.94</td>
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<tr>
<td>TOTAL</td>
<td>$2,184,478.45</td>
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Motion carried 4-0.
OPEN FORUM

None

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<thead>
<tr>
<th>Item #31</th>
<th>COUNCIL DISCUSSION</th>
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<tr>
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<td>• Hats Off to Hometown Hits</td>
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</table>

Council Member Supple referenced Richfield Counts and the upcoming Census. The next meeting will be Tuesday, December 17th and begin 6:00 p.m. at the Richfield Community Center. She also mentioned the commission applications are currently open and the deadline is December 31st. Lastly, Council Member Supple is looking forward to the next round of sidewalk poetry and encouraged the public to submit their work.

Council Member Whalen called attention to the Richfield Community Education booklet and all the wonderful programming available. There will also be a breakfast with Santa Sunday, December 15th and would like to wish everyone a happy holidays.

Council Member Trautmann also referenced Breakfast with Santa as well as the Holiday Winter Market. He encouraged residents to shop the market and support local vendors with holiday gifts and items. Council Member Trautmann furthermore encouraged residents to participate in the Pajama Jingle Jam on Friday, December 13th.

Mayor Regan Gonzalez sent well wishes to Council Member Garcia as she is not feeling well. She also wished Council Member Supple a happy birthday. A big thank you sent out to the Richfield Police Department along with everyone participated with Heroes and Helpers. Lakewinds Coop is also participating in Round Up for Wood Lake Nature Center for December. Wood Lake Nature Center will be hosting a gingerbread event on Sunday December 15th. Mayor Regan Gonzalez encouraged residents to visit the website for all the upcoming events. She also referenced the Three Kings Day event at the Wood Lake Nature Center Friday, January 4th from 12-2pm as well as Friday January 10th at the STEM School from 6-8pm.

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<thead>
<tr>
<th>Item #32</th>
<th>ADJOURNMENT</th>
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The meeting was adjourned by unanimous consent at 8:08 p.m.

Date Approved: January 14, 2019

Maria Regan Gonzalez
Mayor

Katie Rodriguez
City Manager

Kelly Wynn
Senior Administrative Assistant