MINUTES MAPLEWOOD CITY COUNCIL

7:00 P.M. Monday, April 11, 2016 City Hall, Council Chambers Meeting No. 07-16

A. CALL TO ORDER

A meeting of the City Council was held in the City Hall Council Chambers and was called to order at 7:06 p.m. by Mayor Slawik.

Mayor Slawik reviewed the home energy audit that she had done as part of the Energize Maplewood Energy Challenge that is currently going on until the end of May.

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL

Nora Slawik, Mayor Present
Marylee Abrams, Councilmember Present
Kathleen Juenemann, Councilmember Present
Bryan Smith, Councilmember Present
Tou Xiong, Councilmember Present

D. APPROVAL OF AGENDA

The following items were added to the agenda under Appointments and Presentation:

F2a City Clean Ups

F2b Laos and Thai Community New Year

F2c Kid City Proclamation

F2d Mayor's Day of Service

F2e Rush Line Community Meeting

Councilmember Smith moved to approve the agenda as amended.

Seconded by Councilmember Xiong Ayes – All

The motion passed.

E. APPROVAL OF MINUTES

1. Approval of March 28, 2016 City Council Workshop Minutes

Councilmember Juenemann <u>moved to approve the March 28, 2016 City Council</u> Workshop Minutes as submitted.

Seconded by Councilmember Abrams Ayes – All

The motion passed.

2. Approval of March 28, 2016 City Council Meeting Minutes

Councilmember Juenemann noted a typo on F2b, change residence to residents.

Councilmember Abrams moved to approve the March 14, 2016 City Council Meeting Minutes as amended.

Seconded by Councilmember Smith

Ayes - All

The motion passed.

F. APPOINTMENTS AND PRESENTATIONS

1. Administrative Presentations

a. Council Calendar Update

City Manager Coleman gave an update to the council calendar.

2. Council Presentations

a. City Clean Ups

Councilmember Juenemann reminded residents that Saturday, April 23rd is the Annual City Clean Up Day for Maplewood.

Councilmember Xiong reminded residents that Earth Day is also on April 22rd.

b. Laos and Thai New Year

Councilmember Xiong reported that for the last two weekends it's been the Laos and Thai New Year; and there is a Thai Church located in Maplewood that will be holding events and wants to include everyone in the community.

c. Kid City Proclamation

Mayor Slawik reported that the Kid City Proclamation was on April 1st and May 14th is the Maplewood Laugh-in- Day Event that will be held at the Maplewood Community Center.

d. Mayor's Day of Service

Mayor Slawik thanked the Minnesota Association for Volunteer America for holding a Mayor's Day of Service and everyone that does national service.

e. Rush Line Community Meeting

Mayor Slawik reported that a Rush Line Community Meeting will take place on Tuesday, April 19th at the Hayden Heights Library.

3. Consider Approval of Proclamation Declaring April 22, 2016 as Earth Day

Environmental Planner Finwall introduced the staff report. Councilmember Juenemann read the proclamation declaring April 22nd as Earth Day.

Councilmember Juenemann <u>moved to approve the proclamation declaring April 22, 2016</u> as Earth Day.

Seconded by Councilmember Xiong

Ayes - All

The motion passed.

4. Consider Approval of the 2015 Environmental and Natural Resources Commission Annual Report

Environmental and Natural Resources Commission Chair Mollie Miller addressed the council to gave the commission report and answer questions of the council.

Councilmember Abrams <u>moved to approve the 2015 Environmental and Natural Resources Commission Annual Report.</u>

Seconded by Councilmember Juenemann

Ayes - All

The motion passed.

5. Consider Approval of Resolution for Commission Reappointments

City Manager Coleman gave the staff report.

Councilmember Abrams <u>moved to approve the resolution for commission reappointments.</u>

Resolution 16-04-1338

BE IT RESOLVED THAT THE CITY COUNCIL OF MAPLEWOOD, MINNESOTA:

Hereby appoints the following individuals, who the Maplewood City Council has reviewed, to be reappointed to the following commissions:

Community Design Review Board Ananth Shankar, term expires 4/30/19

Heritage Preservation Commission Richard Currie, term expires 4/30/2019 Frank Gilbertson, term expires 4/30/2019

Parks & Recreation Commission Rick Brandon, term expires 4/30/2019

Seconded by Councilmember Juenemann

Ayes - All

The motion passed.

6. Consider Approval of Annual Sustainability Report

Environmental Planner Finwall gave the staff report.

Councilmember Juenemann moved to approve the 2015 Annual Sustainability Report

Seconded by Councilmember Smith

Ayes - All

The motion passed.

G. CONSENT AGENDA

Councilmember Juenemann moved to approve consent agenda items G1-G4.

Seconded by Councilmember

Ayes - All

The motion passed.

1. Approval of Claims

Councilmember Juenemann moved to approve the approval of claims.

ACCOUNTS PAYABLE

Ś	694,271.33	Checks # 97049 thru # 97090 dated 03/24/16 thru 03/29/16
Ç	248,459.90	Disbursements via debits to checking account dated 03/21/16 thru 03/25/16
Ç	299,153.13	Checks #97091 thru #97141 dated 04/05/16
Ç	5 1,697,330.53	Disbursements via debits to checking account dated 03/28/16 thru 04/01/16
_	2,939,214.89	Total Accounts Payable
PAYROLL		
5	522,320.27	Payroll Checks and Direct Deposits dated 03/18/16
(1,741.63	Payroll Deduction check # 99102123 thru # 99102126 dated 03/25/16
- 5	524,061.90	Total Payroll
9	3,463,276.79	GRAND TOTAL

Seconded by Councilmember Abrams

Ayes - All

The motion passed.

2. Approval of Purchase for 2016/2017 Road Salt

Councilmember Juenemann moved to approve the purchase of de-icing salt under state contract in an amount estimated at \$88,950.00.

Seconded by Councilmember Abrams Ayes – All

The motion passed.

3. Approval of a Conditional Use Permit Review, CarMax, 1325 Beam Avenue East

Councilmember Juenemann moved to approve to review the CarMax conditional use permit again in one year.

Seconded by Councilmember Abrams Ayes – All

The motion passed.

4. Approval of a Conditional Use Permit Review, Villages at Frost-English, 1955 **English Street North**

Councilmember Juenemann moved to approve to review the conditional use permit for the Villages conditional use permit again in one year.

Seconded by Councilmember Abrams

Ayes - All

The motion passed.

H. **PUBLIC HEARINGS**

1. Consider Approval of Revisions to City Code Changing from Odd to Even **Year Elections – First Reading**

Citizen Services Director/City Clerk Haag gave the staff report and answered questions of the council. City Manager Coleman answered additional questions of the council.

Mayor Slawik opened the public hearing. The following people spoke:

- 1. Bill Kempe, 3010 Furness Court
- 2. Sandra Dicke, 1742 Frank Street
- 3. Dale Trippler, 2691 Barclay Street N/400 Wilkinson Lake Blvd, North Oaks
- 4. Bob Zick, North St. Paul Resident

Mayor Slawik closed the public hearing.

Councilmember Abrams moved to approve the first reading of the ordinance changing

municipal elections from odd to even years.

Seconded by Councilmember Smith

Ayes – Mayor Slawik, Council Members Abrams, Smith and Xiong

Nays – Councilmember Juenemann

The motion passed.

I. UNFINISHED BUSINESS

None

J. NEW BUSINESS

1. Consider Approval of Allowing Overnight Parking During a One Year Pilot Project in Legacy Village in Response to Homeowner Petition

Public Works Director Thompson gave the staff report and answered questions of the council. Planning Commissioner Trippler addressed the council to give the Planning Commission report. Police Chief Schnell answered additional questions of the council.

The following people spoke:

- 1. Suzanne Fry, for the Cottage at Legacy Village HOA Board
- 2. Bill Kempe, Maplewood Resident
- 3. Bob Zick, North St. Paul Resident

Councilmember Abrams moved to approve a 1-year pilot project to allow overnight parking as depicted in the map on both Hazelwood Street and Legacy Parkway; and after 1-year staff shall report back to the City Council and make a permanent recommendation based on the lessons learned from the pilot project.

Seconded by Councilmember Juenemann

Aves - All

The motion passed.

- 2. Consider Approval of Design Review for a Proposed Chick-fil-A' at 3035 White Bear Avenue
 - a. Design Plans
 - b. Parking Waiver
 - c. Lot Division
 - d. Comprehensive Sign Plan Amendment

Economic Development Coordinator Martin gave the staff report and answered questions of the council. Project Manager, Tim Thoreen with HR Green addressed the council to give additional information on the project. Interim Environmental and Economic Development Director answered additional questions of the council.

Councilmember Smith moved to approve the plans date-stamped March 7, 2016 for the

proposed building, site and landscaping plans for 3035 White Bear Avenue. Approval is subject to the following conditions:

- 1. Approval of design plans is good for two years. If the applicant has not begun construction within two years, this design review shall be repeated. Staff may approve minor changes to these plans.
- 2. Prior to issuance of a grading or building permit, the applicant shall submit a north building elevation for the shopping center to be approved by staff.
- 3. Prior to issuance of a grading or building permit, the applicant shall submit a revised landscaping plan to be approved by staff which shows the elimination of Norway Maple and Crimson Pygmy Barberry species and replacing them with acceptable plant species.
- 4. Prior to issuance of a grading or building permit, the applicant shall submit a revised site plan showing the placement of the freestanding pylon sign which would meet the city's site triangle requirements.
- 5. The applicant shall comply with the conditions noted in the engineering report by Jon Jarosch dated March 15, 2016.
- 6. Submit to staff a copy of executed cross-access easement and parking agreements between the two newly created parcels.
- 7. Submit to staff a copy of the executed cross-access easement agreement allowing access to the mall ring road.
- 8. The applicant shall patch and fix any potholes and other cracks within the existing parking lot that surrounds the shopping center.
- 9. The applicant shall provide an irrevocable letter of credit or cash escrow in the amount of 150 percent of the cost of installing the landscaping, before getting a building permit.
- 10. All work shall follow the approved plans. The director of the Environmental and Economic Development Department may approve minor changes.

The factory finish color of the roof-top units shall match the color of the roof.

Seconded by Councilmember Abrams Ayes – All

The motion passed.

Councilmember Smith moved to approve the parking waiver of 12 spaces for 3035 White Bear Avenue. City ordinance requires 201 stalls for this site and proposed project and 189 will be provided; if parking shortage develops, the city council may require the applicant to secure more parking spaces.

Seconded by Councilmember Abrams

Aves – All

The motion passed.

Councilmember Smith moved to approve the lot division request to subdivide the 3.43 acre property located at 3035 White Bear Avenue into two parcels, this lot division approval is subject to the following conditions:

- 1. Satisfy the requirements set forth in the staff report authored by staff engineer Jon Jarosch, dated March 15, 2016.
- 2. Prior to issuance of a grading or building permit for development on the new lots the following must be submitted to staff for approval:
 - a. Proof that Ramsey County has recorded the lot division.
 - b. A signed certificate of survey showing the location of all property lines.

Seconded by Councilmember Juenemann Ayes – All

The motion passed.

Councilmember Smith moved to approve the plans date-stamped March 7, 2016 for a comprehensive sign plan amendment to allow signage for a new stand alone restaurant at the Maplewood Square Shopping Center, 3035 White Bear Avenue, approval of the comprehensive sign plan amendment is subject to the following conditions

Fascia Signs (North and South Elevations)

- 1. The allocated sign area shall be the upper fascia.
- 2. Signs shall be individual letters and shall be no more than thirty inches in height.
- 3. Signs shall be internally illuminated.
- 4. A sign shall not cover more than eighty percent of the linear distance of the store to which it is attached. However, all signs shall be set in at least twenty-four inches from the borders of the tenant's lease area. All signs must be centered on the fascia.
- 5. Logos may be used in the allocated sign area but are subject to a maximum height of thirty inches. There shall be no more than one logo per tenant sign panel.

Fascia Signs (East and West Elevations)

- 1. The allocated sign area shall be the upper fascia.
- 2. Signs shall be individual letters and shall be no more than twenty-four inches in height.
- 3. Signs shall be internally illuminated.
- 4. A sign shall not cover more than eighty percent of the linear distance of the store to which it is attached. However, all signs shall be set in at least twelve inches from the

borders of the tenant's lease area. All signs must be centered on the fascia.

5. Logos may be used in the allocated sign area but are subject to a maximum height of twenty-four inches. There shall be no more than one logo per tenant sign panel.

Fascia Signs (Standalone Restaurant)

The standalone restaurant building is allowed one fascia sign for each wall face. All signs must meet ordinance requirements for maximum size.

Pylon Signs

The shopping center is allowed one pylon sign at each end of the walkway (two signs total) and the stand alone restaurant is allowed one pylon sign. All signs are required to meet ordinance requirements for size and height. The restaurant building is also allowed menu boards that comply with city ordinance requirements.

Seconded by Councilmember Abrams

Ayes - All

The motion passed.

3. **Quarterly Report from Maplewood Prosecuting Attorney**

Police Chief Schnell introduced the staff report and answered questions of the council. Prosecuting Attorney Joseph Kelly gave the quarterly report and answered questions of the council.

- 4. **Consider Approval of Tennis Sanitation Recycling Collection Annual** Review
 - a. 2015 Recycling Year End Report
 - b. 2016 Recycling Work Plan

Environmental and City Code Specialist Swanson gave the staff report and answered questions of the council. David Domack with Tennis Sanitation addressed the council to give additional information.

Councilmember Juenemann moved to approve Tennis Sanitation's Recycling Collection Annual Performance Review including the 2015 Recycling Year End Report.

Seconded by Councilmember Abrams Ayes – All

The motion passed.

Councilmember Juenemann moved to approve the 2016 Recycling Work Plan.

Seconded by Councilmember Abrams Ayes – All

The motion passed.

- 5. Consider Approval of Republic Services Trash and Yard Waste Collection **Annual Review**
 - a. 2015 Trash and Yard Waste Collection Year End Report

b. 2016 Trash and Yard Waste Collection Work Plan

Environmental and City Code Specialist Swanson gave the staff report and answered questions of the council. Rich Herstein with Republic Services addressed the council to give additional information.

Councilmember Juenemann <u>moved to approve Republic Services Annual Trash and Yard Waste Collection Annual Review including the 2015 Trash and Yard Waste</u>
Collection Year-End Report

Seconded by Councilmember Abrams

Ayes - All

The motion passed.

Councilmember Juenemann moved to approve the 2016 Trash and Yard Waste Collection Work Plan.

Seconded by Councilmember Smith

Ayes - All

The motion passed.

K. AWARD OF BIDS

None

- L. VISITOR PRESENTATIONS All presentations have a limit of 3 minutes.
 - 1. Bob Zick, North St. Paul Resident

M. ADJOURNMENT

Mayor Slawik adjourned the meeting at 10.07 p.m.