

**OSSEO CITY COUNCIL
REGULAR MEETING MINUTES
April 26, 2021**

1. CALL TO ORDER

Mayor Duane Poppe called the regular meeting of the Osseo City Council to order at 7:00 p.m. on Monday, April 26, 2021. Due to the COVID-19 pandemic this meeting was held virtually.

2. ROLL CALL

Members present: Councilmembers Juliana Hultstrom, Harold E. Johnson, Larry Stelmach, Alicia Vickerman, and Mayor Duane Poppe.

Staff present: City Administrator Riley Grams, City Attorney Dave Anderson, Public Works Director Nick Waldbillig, and Community Management Coordinator Joe Amerman.

Others present: Kristen Moen-WSB.

3. PLEDGE OF ALLEGIANCE

Poppe led the Pledge of Allegiance.

4. APPROVAL OF AGENDA [Additions - Deletions]

Poppe asked for additions or deletions to the Agenda.

A motion was made by Johnson, seconded by Stelmach, to accept the Agenda as presented. A roll call vote was taken. The motion carried 5-0.

5. CONSENT AGENDA

- A. Receive EDA Minutes of April 12
- B. Approve City Council Minutes of April 12
- C. Receive March Fire Report
- D. Receive March Lions Club Gambling Report
- E. Receive March Fire Relief Association Gambling Report
- F. Approve City Council Minutes of April 13
- G. Approve Posting for Public Works Part Time Summer Help
- ~~H. Approve Yellow Tree Bandshell Fee Waiver Request~~

Hultstrom stated she would like to pull Item 5H for further discussion.

A motion was made by Hultstrom, seconded by Stelmach, to approve the Consent Agenda as amended removing Item 5H. A roll call vote was taken. The motion carried 5-0.

H. Approve Yellow Tree Bandshell Fee waiver Request

Hultstrom stated last week she had an opportunity to meet with Mark Schulz and exchanged emails with his wife Kirsten. She recommended this item be sent to the Parks and Recreation Committee to find a way to create a stronger partnership with the Yellow Tree Theater. She understood how rough the past year was on this organization and she wanted the City to find positive ways to assist this important non-profit in the community.

Stelmach asked if Yellow Tree was amenable, he would support this suggestion.

Johnson stated he had conversations with Peter Carlson and understood Mr. Carlson spoke with Community Management Coordinator Amerman about participating in the Movies and Music in the Park events. Amerman explained the Yellow Tree Theater would be performing on Tuesday, August 24, but noted there would be five additional events on Thursday nights.

Johnson indicated he did not see any reason why Parks and Rec had to be involved. He recommended the Council move this item forward to allow Yellow Tree Theater to develop their plans. He suggested this item be placed on the reader board because it benefits all of Osseo.

Stelmach understood many residents would benefit from this event. However, he wanted to see the City being consistent with the gateway sign usage. He supported the City partnering with the Yellow Tree Theater for Movies and Music in the Park, noting this would change the relationship for these two organizations. He commented he was grateful to have Yellow Tree Theater in the community, but he wanted to see the City's gateway sign policy followed.

Hultstrom reported she spoke to Mr. Carlson as well and understood they were excited about enhancing the partnership they had with the City. She indicated this was a win/win idea.

Johnson discussed the local church that requested to use the Community Center noting this organization was not based in Osseo, where the Yellow Tree Theater was.

Stelmach commented on the direct community benefit and how this policy has been applied to organizations in Osseo. He recommended people be treated fair and equitably going forward.

Vickerman stated she supported Councilmember Stelmach and she recommended this matter be sent to Parks and Rec for further discussion to solidify the partnership between the City and Yellow Tree Theater.

A motion was made by Hultstrom, seconded by Vickerman, to send the Fee Application for the Yellow Tree Theater to the Osseo Parks and Recreation Committee to further discuss a partnership with the City going forward that would benefit both parties. The motion carried 5-0.

6. MATTERS FROM THE FLOOR – None.

7. SPECIAL BUSINESS

A. ACCEPT DONATIONS (Resolution)

Grams stated the City has received the following donations:

<u>Donor</u>	<u>Amount/Item</u>	<u>Designated Fund</u>
Arlene Fink (<i>in memory of Arleen Barrett</i>)	\$20	Seniors
American Legion Post 172	\$5,000	Seniors
Harold & Gayle Johnson	\$750	Beautification
Michael Forsberg	\$50	Police
Michael Forsberg	\$50	Fire
Anonymous	\$500	(unspecified)
Lynde's Restaurant		
8 Target Gift Cards (\$50 each)	\$400	Police
Lynde's Restaurant		
8 Lynde's Gift Cards (\$50 each)	\$400	Police

Staff recommended the Council accept the donations.

A motion was made by Hultstrom, seconded by Vickerman, to adopt Resolution No. 2021-26, accepting donations from Arlene Fink, the American Legion Post 172, Harold E. & Gayle Johnson, Michael Forsberg, and Lynde's Restaurant.

Johnson questioned if there was a specific purpose for the funds from the American Legion for seniors. Grams stated he would be reaching out to the American Legion to have this discussion.

Johnson asked how the City would utilize the \$500 anonymous donation. Grams indicated he would be speaking with the City Attorney regarding this matter.

Johnson inquired what would be done with the Lynde's gift cards. Grams reported these gift cards would be handed out the Osseo Police Department staff members.

A roll call vote was taken. The motion carried 5-0.

8. PUBLIC HEARINGS

A. ASSESSMENT HEARING FOR CENTRAL AVENUE PROJECT (Resolution)

Lee Gustafson, WSB, stated the City Council approved the feasibility report for this project on October 26, 2020, and called for the improvement hearing to be held on November 23. After the public hearing on November 23, the City Council adopted a motion to reject the proposed resolution ordering the improvements because it was opposed to proceeding with the alley portion of the project. It was noted on December 14, however, the City Council adopted a resolution to proceed with the Central Avenue improvements only, as described in the Engineer's feasibility report. The resolution also scheduled an improvement hearing - just for the sidewalk repairs in front of Steeple Pointe. This improvement hearing was held on January 11, 2021.

Mr. Gustafson explained the Central Avenue improvements consist of replacing paver surfaces (roadway, sidewalk, and boulevard) with concrete pavement for the City Hall block and replacing the sidewalk and boulevard pavers with concrete in front of the Steeple Pointe property between 6th Street and 93rd Avenue. All Central Avenue improvements will be in accordance with the approved concept layout shown in the feasibility report – Option 2. The concept layout was approved by the City Council in early 2020. The project also consists of installing two rectangular rapid flashing beacons (RRFB) at the 4th Avenue/Central Avenue and 5th Avenue/Central Avenue intersections. The RRFBs will be installed on separate decorative poles that are of the same design as the streetlights. The cost for the project and proposed timeline was discussed with the Council. Staff commented further on the expense for the project and recommended the Council hold an assessment hearing and adopt the assessment roll for the Central Avenue Reconstruction Project.

Johnson asked if the boulevard adjacent to Steeple Pointe would be concrete. Mr. Gustafson reported the boulevard would be colored concrete.

Hultstrom questioned if the July 1 deadline would provide enough time to complete the project. Mr. Gustafson reported this would be plenty of time.

Poppe clarified that the concrete within the project area would be colored but not stamped. Mr. Gustafson explained a small portion would be stamped along the boulevard. He noted the sidewalk itself would be normal panels that were colored.

A motion was made by Johnson, seconded by Stelmach, to open the Public Hearing at 7:24 p.m. A roll call vote was taken. The motion carried 5-0.

No public input was offered.

A motion was made by Hultstrom, seconded by Vickerman, to close the Public Hearing at 7:25 p.m. A roll call vote was taken. The motion carried 5-0.

A motion was made by Johnson, seconded by Vickerman, to adopt Resolution No. 2021-27, Adopting Assessment Roll for the 2021 Central Avenue Reconstruction Project. A roll call vote was taken. The motion carried 5-0.

9. OLD BUSINESS – None.

10. NEW BUSINESS

A. APPROVE FIRST READING OF ORDINANCE AMENDMENT TO REZONE PROPERTIES TO EDGE MIXED USE DISTRICT

Kristin Moen, WSB, stated on August 12, 2019, the 2040 Comprehensive Plan Update was adopted. Under Minnesota State Statute, a city's zoning ordinance should "carry out the policies and goals of the land use plan" (MN Statute 462.357 Subd 2). As such, cities that update their land use plans must then follow up with necessary zoning amendments to bring zoning controls into alignment with the goals and policies of the

adopted comprehensive plan. The proactive rezoning of the subject properties is the next step in fully implementing the Edge Mixed Use Zoning District.

Ms. Moen commented the Future Land Use Guide Plan within the 2040 Comprehensive Plan identifies the properties that are guided as Edge Mixed Use (EMX). Because the EMX District was recently approved as a new zoning district, none of the properties that are guided EMX are currently zoned EMX. As shown on the Zoning Map, the existing zoning for properties guided EMX include Multi-Family Residential (R-2), Central Business District (CBD), One- and Two-Family Residential (R-1), and Highway Commercial North (C2N). Rezoning all the property that is guided EMX at this time will most efficiently bring the zoning into alignment for the EMX-guided properties.

Ms. Moen explained many of the properties proposed to be rezoned EMX have been identified by the 2040 Comprehensive Land Use Plan as “Redevelopment Opportunity Areas” within Osseo between the time of Plan adoption and 2040. These redevelopment areas are identified by the letters C, I, H, and N. The properties proposed to be rezoned to EMX that are excluded from the redevelopment opportunity areas include the 500-block of Central Avenue between 1st Avenue NE and 1st Avenue NW, where parcels are currently split-zoned (which rezoning would resolve), and the 600-block between Central Avenue and 1st Avenue NW, where Benedictine Living Community (Steeple Pointe) is located. Staff reviewed a map of the properties with the Council and recommended the Council approve the first reading for Ordinance 2021-2.

Johnson asked if the taxes payable for these properties would change if the zoning was adjusted. Grams explained the taxes payable would remain the same. He indicated he could investigate this further but he was confident that the tax valuation of these parcels would not be impacted.

Johnson indicated he was concerned about the individual residents and if they would be able to rebuild their homes. Grams commented these homes could be rebuilt within the new zoning district.

Hultstrom discussed how the Realife property was mixed use because it has residential with commercial on the ground level.

A motion was made by Hultstrom, seconded by Stelmach, to approve the First Reading of Ordinance No. 2021-2, an Ordinance Amending the Zoning Map by Rezoning Certain Land in the City of Osseo, Hennepin County, Minnesota. A roll call vote was taken. The motion carried 5-0.

B. APPROVE LETTER OF SUPPORT FOR OSSEO UNITED METHODIST CHURCH CHAIR LIFT

Community Management Coordinator Joe Amerman stated due to the steps required to enter the sanctuary at Osseo United Methodist Church, a number of the church’s older members are no longer able to attend services. While there is an elevator, it is now more than sixty years old, requires two people to operate, and is uncomfortably small. As replacing it would cost between \$30,000 and \$40,000, the church is applying for permission to install a stairway chairlift. The Minnesota Department of Labor and Industry requires that any stairway chairlifts installed at anything other than a private

residence require approval by the Access Review Board. The Osseo United Methodist Church has completed an application but feels their application would be strengthened with the inclusion of a letter of support from the City of Osseo and the Osseo City Council.

Johnson stated he has been in this church and he has tried to use the elevator, which was almost an impossibility. He encouraged the Council to support the letter of support.

Stelmach agreed and thanked the United Methodist Church for being a great partner to the community.

A motion was made by Stelmach, seconded by Johnson, to approve the Letter of Support for Osseo United Methodist Church from the Osseo City Council. A roll call vote was taken. The motion carried 5-0.

C. APPROVE ACCOUNTS PAYABLE

Grams reviewed the Accounts Payable with the Council.

A motion was made by Johnson, seconded by Stelmach, to approve the Accounts Payable as presented. A roll call vote was taken. The motion carried 5-0.

11. ADMINISTRATOR REPORT

Grams updated the Council on the progress being made in the water meter project. He indicated 34 meters have been installed to date and noted another 99 have been scheduled over the next seven days. He reported the next batch of notices would be sent out this week.

12. COUNCIL AND ATTORNEY REPORTS

Vickerman reported County Commissioner Jeff Lunde was going to hold a Facebook live event regarding the Blue Line Extension but this meeting was postponed. It was her understanding the meeting would be rescheduled to the middle of May. Vickerman thanked the Police and Fire Departments for their tremendous dedication to the community over the last few weeks.

Hultstrom thanked the Osseo Police and Fire Departments for their service to the community. She reported the League of Minnesota Cities held a legislative update on Wednesday, April 14. Hultstrom explained she went on a tour with public works on Wednesday, April 21. She thanked the Public Works Department for their service to the City. Hultstrom commented several residents reached out to her and suggested the citywide garage sale be held prior to the citywide clean up event.

Johnson indicated he toured the public works facilities as well and found it to be very interesting. He stated he was proud of the care public works staff takes of the trucks, equipment, and public works facility. He discussed a restaurant revitalization tax rebate that was available through the SBA and described the assistance that could be provided to restaurants that were struggling due to COVID.

Stelmach reported the City really had a stellar public safety department. He thanked the Public Works Department for also working diligently on behalf of the community. He stated he was pleased to see the number of youth that were signing up for summer programs and he was pleased to see the senior exercise programming would be starting again.

13. ANNOUNCEMENTS

Poppe stated the vintage car show and craft fair would be held on Saturday, May 22.

Poppe explained the Heritage Preservation Commission was in need of a member. Those interested in serving were encouraged to contact City Hall for further information.

14. ADJOURNMENT

A motion was made by Johnson, seconded by Stelmach, to adjourn the City Council meeting at 7:55 p.m. A roll call vote was taken. The motion carried 5-0.

Respectfully submitted,

Heidi Guenther
Minute Maker Secretarial