



**Regular City Council Meeting Minutes
City Hall Council Chambers, 2660 Civic Center Drive
Monday, October 6, 2014**

1. Roll Call

Mayor Roe called the meeting to order at approximately 6:00 p.m. Voting and Seating Order: Willmus, Laliberte, Etten, McGehee, and Roe. City Manager Patrick Trudgeon and City Attorney Mark Gaughan were also present.

2. Approve Agenda

City Manager Trudgeon advised that Consent Item 7.d. entitled, "Joint Powers Agreement with St. Paul Port Authority" was being removed by staff pending additional review and refinement.

Mr. Trudgeon further noted a revised resolution, provided as a bench handout, for Consent Item 7.e. entitled, "Approve Resolution Approving the Vacation of a Portion of a Drainage and Utility Easement Located at 197 County Road B-2."

Councilmember McGehee requested removal of Consent Item 7.e. for discussion purposes. Councilmember McGehee further requested removal of Consent Item 7.i. entitled, "Approve Resolution Approving the Vacation of Drainage and Utility Easements Located along Lots 18 – 21, Block 1, O'Neil's Addition."

McGehee moved, Etten seconded approval of the agenda as amended.

Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

3. Public Comment

Mayor Roe called for public comment by members of the audience on any non-agenda items. No one appeared to speak.

4. Council Communications, Reports, and Announcements

Mayor Roe announced an Open House on October 9, 2014 from 6:00 to 8:00 p.m., celebrating the one-year anniversary of the opening of the Fire Station at Lexington and Woodhill Avenues; and in observance of Fire Prevention Week. Mayor Roe invited residents to attend this free family event, with parking available at City Hall, and additional information available at 651/792-7309.

Mayor Roe announced an opportunity through October at the Mall of America for donations to the "Make The Change Fund Operation" to support the "Operation Military Kids" program, with collection boxes available at various locations at the Mall, and proceeds going to the children's program in MN. Mayor Roe noted additional information was available from Amber Greeley, the 4-H Military Liaison, at 612/624-8198.

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Mayor Roe announced flu shots were available at the Roseville City Hall on October 27, 2014 from 3:45 to 6:00 p.m., along with free blood pressure, eye and hearing tests, for those aged 3 years on up, with minors needing accompaniment by a parent or guardian. Mayor Roe advised that adults needed to present a photo identification, and most insurance plans were accepted for this opportunity, at a cost of \$30 for the flu shot, or \$35 for the flu mist.

Mayor Roe recognized those involved and the community attending the recent successful fundraiser for the FOR Parks operation, at the “ Tapped and Uncorked” beer tasting of local breweries. While Mayor Roe noted that the total fundraising amount was still pending, he noted how well attended it was, and hoped it would become an annual Roseville event.

At the request of Councilmember Willmus, City Manager Trudgeon advised that he didn’t have the information on the outside contractor used for the flu shots, but that it was an annual opportunity provided for City employees as part of their Wellness Program, and was also made open to the public as a service to the community.

As a member of the City Council Subcommittee (Councilmembers Etten and Willmus) charged with the six-month review of City Manager Trudgeon, Councilmember Etten reported that upon review of the goals set out by the full City Council, they were found completed or favorable progress had been made; and opined that the Subcommittee was pleased with the progress made to-date.

Mayor Roe noted that there would be a full review of the City Manager at the end of the year.

Councilmember Laliberte announced presentations and discussions underway at the Ramsey County Library – Roseville Branch, in conjunction with the Lifelong Learning Institute regarding the United States Constitution and its relevancy in our lives today from when it was originally written. Councilmember Laliberte advised there were two remaining sessions, Thursday, October 9 and October 16 at 7:00 p.m. and encouraged attendance.

5. Recognitions, Donations and Communications

6. Approve Minutes

Comments and corrections to draft minutes had been submitted by the City Council prior to tonight’s meeting and those revisions were incorporated into the draft presented in the Council packet.

a. Approve September 22, 2014 Regular Council Meeting Minutes

Laliberte moved, Willmus seconded, approval of the Meeting Minutes of September 22, 2014 as presented.

Roll Call

Ayes: Willmus, Laliberte, and Roe.

Nays: None.

Abstentions: Etten and McGehee.

Motion carried.

7. Approve Consent Agenda

There were no additional changes to the Consent Agenda than those previously noted. At the request of Mayor Roe, City Manager Patrick Trudgeon briefly reviewed those items being considered under the Consent Agenda.

a. Approve Payments

McGehee moved, Etten seconded, approval of the following claims and payments as presented and detailed in the Request for Council Action (RCA) dated October 6, 2014, and attached check register.

ACH Payments	\$577,376.83
75185-75345	908,688.72
TOTAL	\$1,486,065.55

Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

b. Approve Business Licenses & Other Licenses & Permits

McGehee moved, Etten seconded, approval of business license applications for the period of one (1) year, unless otherwise noted, for applicants as listed in the RCA dated October 6, 2014.

Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

c. Approve General Purchases and Sale of Surplus Items in Excess of \$5,000

McGehee moved, Etten seconded, approval of the submitted list of general purchases and contracts for services presented as follows; and as detailed in the RCA dated October 6, 2014; and Attachment A entitled, "2014 Capital Improvement Plan Summary – Updated 09/30/2014."

Department	Vendor	Description	Amount	Budget / CIP
Streets	North American Salt	Salt/Sand Purchases	\$61,000.00	Budget
Storm	St. Paul Staffing	Seasonal Labor for Leaf Pickup Program	7,500.00	Budget
Building /	Collins Electrical	Replace street lights	14,650.00	CIP

Street Lights				
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Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

d. Joint Power Agreement with St. Paul Port Authority

Removed.

f. Adopt a Resolution Approving the Work Completed, and Authorize Final Payment on the 2013 Watermain Rehabilitation Project

McGehee moved, Etten seconded, adoption of Resolution No. 11179 (Attachment A) entitled, "Final Contract Acceptance – 2013 Watermain Rehabilitation Project;" accepting the work completed, starting the on-year warranty, and authorizing final payment of \$9,450.50.

Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

g. Consider Approving an Amendment to the Lease Agreement with T-Mobile Central LLC at the Fairview Avenue Communications Tower

McGehee moved, Etten seconded, approval of an Amendment to the Lease Agreement (Attachment A) between the City of Roseville and T-Mobile Central LLC, subject to final approval by the City Attorney.

Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

h. Approve a Resolution for Magellan Pipeline Easement Agreement for Sidewalk Construction on Victoria Street

McGehee moved, Etten seconded, adoption of Resolution No. 11180 (Attachment A) entitled, "A Resolution Approving Magellan Pipeline Company Encroachment Agreement;" for sidewalk construction on Victoria Street.

Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

j. Resolution Supporting the Designation of County Road B-2 as a County State Aid Highway from Dale to Rice Streets

McGehee moved, Etten seconded, adoption of Resolution No. 11181 (Attachment A) entitled, "Resolution Supporting the Designation of County Road B-2 as a County State Aid Highway from Dale Street to Rice Street."

Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

8. Consider Items Removed from Consent

e. Approve Resolution Approving the Vacation of a Portion of a Drainage and Utility Easement Located at 197 County Road B-2

At the request of Mayor Roe, City Manager Trudgeon briefly reviewed the request as detailed in the RCA dated October 6, 2014; noting the corrected language on page 3, line 30 of the revised resolution, provided as a bench handout.

Councilmember McGehee stated that she was not comfortable vacating this drainage easement for a variety of reasons, including the need to accommodate recent rain events and/or having sufficient access to repair damage or provide maintenance via the easement, and therefore not taking any steps to limit or reduce the easement negatively affecting the water quality of this naturally occurring pond or wetland. Councilmember McGehee questioned the rationale in reducing the size of the easement by replacing the area by allowing its replacement with a pipe directly from the street to the pond, thereby removing a significant pathway of infiltration by routing that runoff directly from the street to the pond without any infiltration taking place. Councilmember McGehee asked that the City reconsider this easement vacation as recommended, and ask the builder to retain that infiltration by retaining the access to the wetland or pond.

City Engineer Marc Culver reviewed staff's rationale in making this recommendation, as he and Councilmember McGehee had discussed by phone earlier today, noting that the lot was currently wooded, and the easement was currently 25', and with a 15' portion vacated resulting in a 10' easement remaining. As a condition of the vacation as noted in the draft revised resolution discussed by City Manager Trudgeon, Mr. Culver clarified that any development and storm water management plan would be contingent upon review by the City Engineer (Item 4 of the resolution); and to that point, no final plan has yet been reviewed or approved by his office. Mr. Culver advised that the applicant had just recently submitted their preliminary proposed utility plan and have specified an underground storage system for rate control and treatment for on-site water to meet requirements of the City and Watershed District, as noted in the pipe outlet shown on the displayed map near the edge of the water location and various collection points. Mr. Culver advised that staff would continue to work with the applicant and have the City's Environmental Specialist review and recommend the best treatment and pipe design for infiltration from stormwater elements. Mr. Culver advised that staff while staff was assisting the developer in designing a viable footprint for their 26-unit senior assisted living and memory care facility, part of the approval process would be for that design to provide sufficient treatment and rate control. Mr.

Culver noted that the developer was making good faith efforts to-date in meeting requirements, including a shared parking arrangement with the adjacent church to make the best use of the site.

At the request of Mayor Roe, Mr. Culver confirmed that a 10' versus 25' grassed easement would remain rather than the current wooded easement, as the developer would need to clear some of that area making it more open than today. Also, Mr. Culver noted, with the shared parking lot on the west side of the parcel, it would allow for easier access through their parking lot for any maintenance required.

Councilmember Willmus questioned if there was any existing pipe structure into that pond from County Road B-2 or if it was simply overland flow.

Mr. Culver advised that staff had not been able to find any "as built" indicating a documented pipe; however, he noted that there appeared to be some sort of originating pipe into the inlet drainage, but no visible outlet indicated making its history or purpose difficult to ascertain. Mr. Culver noted that it did convey water into the pond, since there was no curb there, but there was still sufficient water and overland flow as well.

Councilmember Willmus stated his one concern was with the structure piping stormwater directly from the road to the pond, in heavy rain events, there could possibly be a situation that the pond filled and cause water issues for residents on the north of the site.

Mr. Culver clarified that there was sufficient overflow on the north end and would therefore control the high water element, alleviating those concerns.

Councilmember McGehee opined that by vacating a portion of the existing easement, there was even more drainage capacity being taken away, since the current swale provides for some infiltration. Councilmember McGehee stated that in this situation, as well as the other consent agenda item she pulled, she wanted to see the City address this in terms of GreenStep Cities and water quality concerns and preferred to reduce the number of underground pipe solutions that ultimately end up allowing stormwater into ponds whenever significant rain events overwhelm them. Councilmember McGehee further asked that more trees be retained along that overland pathway and the swale be put back in behind the curb or a rain garden installed behind the curb to provide better and more infiltration rather than having to be so reliant on reducing our access and infiltration opportunities to accommodate development. Councilmember McGehee suggested there may be a way for the developer to work around this for the whole area versus clear cutting it. Since there was currently no tree preservation program that could sufficiently address the situation, Councilmember McGehee opined that from an environmental standpoint, the fewer pipe solutions the better where not necessary; and reiterated

that the structure could be modified. Councilmember McGehee stated that she was not in favor of reducing this easement.

At the request of Councilmember Willmus, Mr. Culver clarified the easement area provided on the west end via the church property; and confirmed that staff could find no historical information on why the City had initially retained the full width of the easement area or obtained it.

At the request of Councilmember Etten, Mr. Culver addressed the impervious surface requirement for this development. Councilmember Etten expressed concern in losing the natural amenities (e.g. trees) in this area.

Mayor Roe noted that the property would be required to meet the lakeshore buffer requirements for impervious surface as well as those dictated by the particular use of the property.

McGehee moved, Etten seconded, to TABLE action to a date not specific; directing staff to work with the developer to address concerns raised tonight, for the parcel at 197 County Road B-2.

Mayor Roe clarified with City Attorney Mark Gaughan that this motion to table was appropriate without requiring another Public Hearing at the Planning Commission level; but did not preclude hearing additional public comment when the issue came before the City Council in the future. City Attorney Gaughan also noted that the 60-day review timeframe did not apply as this request had been initiated by staff rather than the developer.

Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

i. Approve a Resolution Approving the Vacation of Drainage and Utility Easements Located along Lots 18 – 21, Block 1, O’Neil’s Addition

At the request of Mayor Roe, City Manager Trudgeon briefly reviewed the request as detailed in the RCA dated October 6, 2014.

Councilmember McGehee sought clarification that this request was for the purpose of cleaning up the utility easement, currently extending 32.9’ in a swath where the utility easement now lies, and now expanding the utility and drainage easement 32.9’ from where it was now.

City Manager Trudgeon concurred, and Mayor Roe clarified that that was the dimension on the westerly edge.

Councilmember McGehee noted that earlier plans from the developer included rain gardens, which were not shown now; and expressed her interest in knowing whether any swales or infiltration projects had been provided for in that area. Councilmember McGehee opined that those originally plans provided a nice buffer between this development and existing properties.

City Manager Trudgeon advised that the initial plans provided for rain gardens in back utilizing the natural depressions found, and were still intended. Mr. Trudgeon clarified that the easement vacation would not take place until final plans were presented, reviewed and approved.

McGehee moved, Etten seconded, adoption of Resolution No. 11182 (Attachment A) entitled, "Approving the Vacation of Drainage and Utility Easements located along Lots 18, 19, 20 and 21, Block 1, O'Neil's Addition."

Roll Call (Super Majority)

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

9. General Ordinances for Adoption

10. Presentations

a. Block Nurse Program

Mayor Roe welcomed presenter Sara Barsel, who provided three bench handouts, *attached hereto and made a part hereof*. At the request of Ms. Barsel, Mayor Roe heard public comment before her presentation.

Public Comment

Annette "Neddy" Wuertz, 1286 Burke Avenue W

Ms. Wuertz verbalized her previously-submitted written comments via e-mail dated October 5, 2014; and offered her volunteer support to create such a program in Roseville and encouraged partnership with the Roseville Fire and Police Departments.

Written comment in support of the program was also submitted by Warren Wolfe, 1999 Snelling Avenue N via e-mail dated October 6, 2014.

Presentation by Sara Barsel

Ms. Barsel referenced Attachment A to the RCA during her presentation, reviewing the need for the creation of a short-term (e.g. six month) task force to examine the possibilities of reinventing or re-establishing a block nurse program accessible to and for Roseville residents; her proposed charge to the task force; and possible composition of the task force and her perceived study areas.

Councilmember McGehee recognized the advantages of such a program; however, she opined that that the City Council first needed to have a complete understanding of what services are currently available in the community. Councilmember McGehee opined that a first step from her perspective would be to determine who those existing programs serve, their cost, what does or does not work, and costs to recipients or identifying organizations that sponsor those services. With that initial information, Councilmember McGehee stated that it would provide her with a better understanding of the former Block Nurse Program and what happened to it, at which time she would be excited to see where a task force identified where the City fit in that overall picture.

Ms. Barsel questioned how that information would be determined unless done by a task force, opining that the intent was for the task force to make that initial assessment.

Councilmember McGehee clarified that she was redefining the order of the task force versus other points made by Ms. Barsel's outline.

Councilmember Willmus opined that it was important for the task force to recognize the scope and order as noted by Councilmember McGehee; however, he found that information imbedded deeper in Ms. Barsel's notes.

Mayor Roe suggested it may be beneficial for the task force to decide what order to do things, opining that the City Council should not preclude them from doing so.

Ms. Barsel thanked the City Council for their feedback, and concurred with Councilmember McGehee's comments and the need for an accurate enumeration and assessment of what is currently available. Ms. Barsel advised that the intent was that the information include not only what was being provided by in what numbers. As further noted by Councilmember McGehee, Ms. Barsel agreed that additional components would include the cost and length of service, as well as demographics being served. Ms. Barsel opined that a lot of that information could be defined by the initial task force meetings.

Mayor Roe polled the Council to determine if there was any opposition to creation of a task force; with none found. Mayor Roe sought additional comments on how the task force should be constituted and what role the City Council should play.

Councilmember McGehee suggested another avenue from which to seek information was the Early Childhood program (e.g. ECFE); and suggested part of the task force include representatives from the City's Police and Fire Departments. Councilmember McGehee noted Battalion Chief Peterson's current involvement in ACT, suggesting he may want to be involved in this as well. Councilmember

McGehee suggested involving Mr. Wolffe who had written a book on aging, and would provide a lot of skill and experience in gathering information; as well as other key people whose expertise would be useful. Councilmember McGehee further suggested involving the School District since they were already promoting similar services; and should be involved eventually, if not in the initial constitution phase.

Councilmember Laliberte noted individual Councilmembers may have their own recommendations on how to build the task force; however, she suggested publicly noticing and posting the opportunity to allow interest from others in the community.

Councilmember McGehee agreed with that suggestion, stating that she simply wanted to make sure all bases were covered.

Mayor Roe suggested that the City's Volunteer Coordinator assist and provide advice and contacts, and serve as a City resource to the task force that shouldn't require any additional budget expenditures at this time.

In addition to the City's Volunteer Coordinator assisting efforts, Councilmember Willmus suggested advertising the task force similar to City Advisory Commissions.

Councilmember Etten offered his full support for this effort. Specific to the proposed application process identified by Ms. Barsel, Councilmember Etten asked if the City Council was comfortable with that process, how it was posted and how decisions were made, for instance who would review applications or decide the number of people on the task force. Councilmember Etten suggested no more than 8-10 task force members to avoid it becoming too cumbersome.

Mayor Roe suggested parish nurses make up that core group of resources to be part of that process.

Ms. Barsel noted that there was only one parish nurse currently serving Roseville, from Centennial Methodist Church, and her current responsibilities were already taxing her time. Ms. Barsel suggested putting out applications to learn of backgrounds and what those applicants could bring to the table, particularly residents with a background in public health or social work. Ms. Barsel noted that this would be in addition to inviting fire and police representatives as previously noted.

Mayor Roe opined that it would be easy to make the application two-faceted: those interested in participating in general, and those willing to take a leadership role; with those in the core group reviewing applications and serving as an interview panel.

Councilmember Willmus suggested the application and interview process should be structured similar to that of advisory commissions, but that Ms. Barsel be invited to be part of the interview process.

Mayor Roe expressed his concern, with that scenario, that the task force and efforts would come under the realm of the City Council and create more hassles than necessary.

Councilmember McGehee expressed her interest in a steering committee with Ms. Barsel reviewing applicants and putting together a task force which would subsequently report back to the City Council, without any heavy City involvement at this initial step.

Ms. Barsel noted her list of things she would ask the City to assist with immediately (Attachment A), in addition to other items noted on bench handouts.

City Manager Trudgeon asked that Ms. Barsel and the task force manage their expectations and communicate early on to limit the amount of staff resources for timely focus versus the potential for daily requests for additional materials or resources. Mr. Trudgeon opined that the Volunteer Coordinator's involvement would be key in this process as well.

Mayor Roe concurred, asking that communications be streamlined through the designated staff liaison as determined by City Manager Trudgeon.

Regarding a projected timeframe, Ms. Barsel stated that she hoped to get things prepared by the end of October, with the applications processed early in November, and a first organizational meeting scheduled in December, allowing the entire task force to be ready to begin work in January of 2015.

The consensus of the council was that this timeline seemed feasible.

Councilmember McGehee expressed her agreement with Councilmember Etten's comments regarding limiting the size of the task force.

Ms. Barsel advised that her intent was to put together a steering committee of 3-5 people.

City Manager Trudgeon asked that Ms. Barsel forward information to his attention and he would forward it to applicable City staff.

Specific to recording minutes of meetings, Councilmember Etten questioned City Manager Trudgeon on whether staff would be expected to provide those services.

Mayor Roe suggested that the minutes could be handled by the task force since they would be much less formal by standard than those of the City Council.

Councilmember Willmus thanked Ms. Barsel for taking the initiative to bring this forward.

Ms. Barsel in turn thanked the City Council for allowing her presentation and for their feedback and authorizing initiation of the process.

Mayor Roe noted that this effort was not only for the senior population, but also should include the new immigrant populations through this process, and asked that their vulnerabilities be identified as well.

11. Public Hearings

a. Public Hearing for County Road D Reconstruction Project to be Assessed in 2014

Mayor Roe and City Manager Trudgeon read into the record the purpose of the hearing and format for the meeting; summary of the type of project and confirmation of published and mailed notices; along with the procedure for the hearing prior to hearing public testimony.

At the request of Mayor Roe, City Engineer Marc Culver provided a brief description of Project No. P-ST-Sw-W-13-02, County Road D Reconstruction between Lexington Avenue and Victoria Street; and proposed 2014 assessments based on final construction and engineering costs. This information was summarized in Mr. Culver's presentation and detailed in the RCA and attachments dated October 6, 2014, with final construction costs outlined in Attachment B.

Mr. Culver reviewed the City's Special Assessment Policy for residential property owners to be assessed for 25% of street reconstruction costs, with no charge for the extra road width, but based on a 32' local street and based on actual frontage of each parcel. Mr. Culver provided sample parcel calculations; the process for hardship deferrals of assessments; and advised that the assessment term would be for fifteen years at a 5.5% annual interest collected by Ramsey County as part of their standard property taxes. Mr. Culver noted the final assessment costs per linear foot were actually 10% lower than the original engineer's estimate in the initial feasibility report.

Mr. Culver further noted that, in accordance with state law, a benefit report had been performed in January of 2013 by an independent licensed appraiser, who set the maximum benefit at \$60 per foot for residential properties and \$90 per foot for church and/or apartment building use; with one commercial property on Lexington Avenue calculated at \$110 per foot as the maximum benefit to be achieved under this improvement.

At the request of Mayor Roe, City Attorney Gaughan clarified that the City Council had the authority to remove any properties from the list of proposed parcels to be assessed and thereby approve only a partial list to be assessed.

At the further request of Mayor Roe, City Attorney Gaughan clarified that once the assessment had been determined tonight by the City Council, the property owner could no longer appeal the decision. Mr. Gaughan noted that all property owners to be assessed had been advised of this stipulation by mailed notice of tonight's proposed action, and had been instructed to file any written objection with the City and then within thirty days file action in the state district court for their review by that district court specific to their particular parcel.

At the request of Councilmember McGehee, City Attorney Gaughan further clarified that, in accordance with state law, notice had gone out regarding tonight's public hearing, including this actual provision, instructing them to file their written objection before or at the tonight's public hearing; not actually yet filing in district court, but putting the City on notice of their intent to do so. Mr. Gaughan advised that the City had received two (2) letters of objection, provided as bench handouts at the dais, **attached hereto and made a part hereof**; and complied with the provision language as instructed. Those written objections were from: Brian CK Stenquist and N. Nancy Misra at 1022 County Road D West (Property ID #022923229910) received October 6, 2014 and Jeana Hamm and Susan Niederhauser at 1038 West County Road D (Property ID #022923220012).

At the request of Mayor Roe, City Attorney Gaughan advised that it was within the City Council's authority to deviate and amend the proposed assessment roll and adopt it in a fashion other than presented; and if that occurs, staff was required to provide direct notice to property owners of that amendment. If one of those aggrieved property owners was not present at tonight's meeting, they would still receive notice of actions by the City Council if they deviated from the proposed assessment roll.

At the request of Councilmember Willmus, City Engineer Culver confirmed that the project was substantially completed the end of 2013, but remaining work on retaining walls and boulevard restoration was completed over the summer of 2014 construction season, and final completion in early September of 2014. Mr. Culver further reviewed the typical City of Roseville practice to perform the benefit report as part of the initial feasibility study and set the maximum benefit at that time, with the initial and separate public hearing held at that time for property owners advising them of the maximum benefit and proposed assessments based on estimated costs.

At the request of Councilmember Willmus, City Engineer Culver reviewed available Minnesota State Aid (MSA) dollar available to the City on an annual basis

(currently estimated at \$1.2 million annually), with the majority of those dollars used by the City throughout the City for its mill and overlay program. Mr. Culver noted that the City's practice was to maintain a balance to pay portions of larger projects such as this one, and the 2015 Victoria Street project. While not sure of the actual MSA dollar amount at tonight's meeting, Mr. Culver estimated that several hundred thousand remained; however, he noted that the City would yet need to draw down on those remaining funds against the 2014 mill and overlay project as well.

At the request of Councilmember Laliberte, City Attorney Gaughan advised that it was within the authority of the district court could, if they deemed it appropriate, call for a review of the entire assessment roll if they found a problem with the core methodology used and it appears to their review that all properties were mis-assessed, not just those formally appealing.

At the request of Councilmember McGehee, City Attorney Gaughan noted that other property owners not having formally filed an objection may choose to subsequently file a complaint, but would need to get past precedent to do so. Mr. Gaughan advised that individual property owners should consult their own private legal counsel if they so chose to investigate that possibility.

Councilmember McGehee's recognized of the comments of Councilmember Willmus in evaluating or increasing assessed values historically distributed by the City across properties within the project and not specific to individual or unique properties within that project. City Attorney Gaughan responded that the City's current assessment policy provided a two-pronged approach: distributing the cost of a particular project, while assessing the value or benefit to each property, and the actual benefit each property would enjoy. Mr. Gaughan advised that this was why a professional and independent appraiser was used to determine the components of how a particular project negatively or positively affected properties affected by the project.

At the request of Councilmember McGehee, City Engineer Culver reviewed the appraisal process, completed prior to his employment with the City of Roseville, and his personal review of the benefit report and benefit before and after method of analysis used based on the value of the land only, and not taking into account any existing buildings. Mr. Culver noted that this analysis was used for comparison purposes with all residential properties equally, and used comparisons in that project area and projects in surrounding areas and their benefit rates from improvement projects.

At the request of Councilmember McGehee, City Engineer Culver displayed photos of the two parcels submitting objections, using before and after project views. Mr. Culver noted that their driveways were steeper and addressed each front yard

retaining wall, and necessary changes made to accommodate the property owner and the need to lower the roadway grade during the project due to MSA construction requirements.

Mayor Roe opened the Public Hearing at approximately 7:36 p.m. and reviewed the procedures; with City Manager Trudgeon again recognizing the two written objections received to-date as previously noted.

Public Comment

Brian Stenquist, 1022 County Road D West

Mr. Stenquist read a portion of the written comments submitted in opposition to their assessment.

N. Nancy Misra, 1022 County Road D West

In addition to her husband's comments, Ms. Misra reviewed their attendance at all meetings held by the former City Engineer prior to construction including on-site visits, opining that they had been assured that the slope of their driveway would actually decrease and that the surface of the road had actually been higher prior to the project. However, Ms. Misra noted that the results were much different than promised, making it difficult in the winter to maneuver in the driveway and with snow removal. Ms. Misra advised that, prior to the project, they had contracted with a contractor to install a turnaround, but after completion of the driveway in November of 2013, their contractor informed them that due to the new slope of the driveway, it would not be feasible without considerable additional cost. Ms. Misra advised that this spring, City Engineer Culver had authorized modifications of their retaining wall, for which they were grateful, since the original retaining wall went to the end of and up their driveway, raising the area between 3' to 4' and in order to get snow up over the wall, they had to purchase a new snow blowers. Ms. Misra noted that this was not exclusive of their property, with adjacent neighbors having similar issues, including having a great deal of frustration during the project and having to park several blocks away for 2-3 months. Ms. Misra opined that this was a difficult process and she felt they hadn't ended up with a project with good results. Ms. Misra noted that their original concrete driveway had rebar, which was removed and not replaced with the new concrete; and stated that they had already seen it heaving after less than a year in place. Among other negative effects, Ms. Misra advised that the new project had not served to slow traffic down at all; and the new roadway was less than 3' from their mailbox and very dangerous. Ms. Misra also advised that all mailboxes were reinstalled at a lower level, which she anticipated would cause the City to hear from residents during the winter when they were covered over by snow plows. Ms. Misra opined that it would have been better for the City to have consulted with residents prior to reinstalling the mailboxes and replaced them as they were originally. Overall, Ms. Misra opined that with the excessive sloping portion of their driveway, the road had served to complicate their routine lives, especially over the winter.

With no one else appearing, Mayor Roe closed the Public Hearing at approximately 7:46 p.m.

Mayor Roe sought staff responses to the questions raised during public comment: specifically the quality of the driveway construction, lack of rebar reinstalled, and warranty issues.

City Engineer Culver responded that the City's standard design used for driveways, and found sufficient by staff, was for 6 inches of concrete and a sufficiently compacted base to support that depth without rebar. Mr. Culver advised that he was not aware of what the property owners were originally quoted, but noted that most private contractors use rebar and only 4 inches of concrete, but noted it did vary by contractor. Speaking from the City's perspective, Mr. Culver advised that the City had good success to-date; and advised that a one-year warranty was in place on ALL elements of this project from its final completion, enacted earlier this month. Mr. Culver stated that staff would look at the driveways after this coming winter to see if they observed any structural or design issues, or to determine if there were any issues throughout the project.

Mayor Roe also sought staff's response regarding the elevation of the road before and after the project, and whether there was a change in the roadway elevation.

City Engineer Culver advised that, in his personal review of the original driveway grade estimates for the project, as noted on the displayed elevations for the properties in question, using the 1022 property as an example, it showed the original driveway grade and sidewalk. Mr. Culver advised that the original design indicated no modifications to the driveway; however, due to some MSA comments and vertical curvature issues, the grade had been modified and may have impacted the height of the roadway and dropped it accordingly. Mr. Culver advised that he didn't know the significance of the original communication and the resulting driveway.

Mayor Roe asked for staff comment regarding the mailbox heights when reinstalled.

City Engineer Culver advised that postal code standards had to be met, both for upper and lower heights to accommodate snow plows; but offered to confirm that they had been reinstalled to those standards.

Mayor Roe noted that the original mailboxes may not have actually installed at the required standards, and thus the change now noted.

At the request of Councilmember McGehee, City Engineer Culver reviewed the City's practice related to public rights-of-way and how and when the City may encroach into private property when installing a sidewalk and/or retaining wall.

Mr. Culver further noted that as part of water main work, the City needed waivers of trespass to go further into private properties in order to re-grade them accurately. Mr. Culver advised that the sidewalk remained in the existing and current rights-of-way and no additional right-of-way acquisition was required.

Councilmember McGehee suggested that the City's policy should be reviewed going forward to ensure that the homeowner's standards were met or retained when something is removed (e.g. driveways). Councilmember McGehee further opined that in both of these cases, residents were dissatisfied with the final driveway grade, and the situation may have been avoided or alleviated in both cases if the driveways were reinstalled to meet their requirements rather than just City policy. Councilmember McGehee further opined that retaining walls installed next to driveways were problematic for almost anyone during the winter months. Councilmember McGehee noted another problematic policy issue for her was when residents cleared their driveways and then the City plows came through and dumped snow on their driveways already cleared. Councilmember McGehee opined that the City had an obligation to remove the snow.

McGehee moved to consider an adjustment to the properties filing formal written appeal as evidenced with photographic evidence.

Mayor Roe requested a specific adjustment figure; with Councilmember McGehee not offering a specific number without further City Council discussion. Mayor Roe deemed this not an actual motion; and with Councilmember McGehee suggesting reducing the assessment by \$15 per linear foot, at approximately \$45 per foot, a second was not offered and Mayor Roe declared the motion failed for lack of a second.

Councilmember Willmus moved utilizing MSA dollars to pay for the project and not assess for it at all, Mayor Roe ruled the motion failed for lack of a second.

McGehee moved TABLING action until further guidance was provided by staff; with Mayor Roe asking for what that specific guidance would be. With no additional comment coming from the body, Mayor Roe declared the motion failed for lack of a second.

McGehee moved to request staff to evaluate in some manner the issues imposed by lowering the street grade and subsequent installation of steeper graded driveways, as well as other issues regarding the reinstalled concrete different than had been existing situation. With Mayor Roe seeking specifics on whether the motion was to direct staff to recommend different assessment amounts on those two parcels; or if the motion to table was based on all parcels or only those two under discussion. With no additional comment coming from the body, Mayor Roe declared the motion failed for lack of a second.

Roe moved, Etten seconded, adoption of Resolution No. 11183 (Attachment A) entitled, "Resolution Adopting and Confirming 2014 Assessments for City Project P-ST-SW-W-13-02: County Road D Reconstruction between Lexington Avenue and Victoria Street."

Councilmember Laliberte stated that she had a hard time not taking action across the board, even though only two written appeals had been presented; she assumed there were concerns of other property owners; and to just pick out two parcels for reconsideration, it didn't seem appropriate. Councilmember Laliberte also expressed concern in setting precedent with this project in comparison to those completed in the past and those coming in the future. At the request of Mayor Roe, Councilmember Laliberte spoke in support of the motion to adopt the assessments as presented, due to her concern with potentially setting a new precedent.

Councilmember Willmus spoke in opposition to the motion, stating that primarily the City had an obligation when reconstruction an MSA roadway to look at traffic on those roadways beyond localized traffic and benefitting a broader area, which was the purpose of MSA dollars. Councilmember Willmus suggested factoring that into decisions going forward. Furthermore, Councilmember Willmus stated that his second issue was that when the project was originally considered, he had asked to separate the question, as he did not support installation of a sidewalk on the south side, since there was already one in place on the north Shoreview side. As a result, Councilmember Willmus noted the subsequent need for retaining walls, and the loss of owner use of boulevards, in addition to a loss of trees in some cases. Therefore, Councilmember Willmus expressed his opposition with this measure, and in going forward, when he looked at reconstruction of MSA roadways, suggested that the City Council plan accordingly for using those MSA dollars and review its assessment policy as applicable in those instances.

Councilmember Etten spoke in support of the motion, expressing similar reservations as expressed by Councilmember Laliberte and for consistency with the City's assessment policy in the past, now and in the foreseeable future. While recognizing that nuances may be frustrating for property owners, Councilmember Etten opined that the policy couldn't be taken apart one driveway at a time or for one assessment or parcel against another, which would serve to destroy the process for road reconstruction. Councilmember Etten noted that the City very seldom assessed for roadways, and specific to the sidewalk installation, he hoped they and others had been using and enjoying that benefit versus having to cross the road.

Councilmember McGehee spoke in opposition to the motion for the reasons she previously noted, opining that these are two exceptional cases, with the roadway lowered beyond what was originally proposed. Councilmember McGehee agreed with Councilmember Etten's comments regarding the sidewalk as indicated by

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resident surveys as a priority; but expressed concern that it often reduced homeowner frontage that they had become used to as their own, even though it may be City right-of-way. In this case, Councilmember McGehee stated that she would not support the motion, opining there was a hardship due to the driveway slope and additional snow removal; further opining that an adjustment should be made, but not through use of MSA funding. Going forward, Councilmember McGehee suggested replacement of private property or amenities exactly as found.

Councilmember Laliberte agreed with Councilmembers McGehee and Willmus that a good policy and practice moving forward would be to replace what was removed on private property. Councilmember Laliberte noted that she had also requested the question be divided when the sidewalk was originally proposed, as she found it to be a duplication of what was already available on the north Shoreview side of the road, and while residents were also not generally supportive of a sidewalk even though it was not part of the assessments, she thought it rubbed salt in the wound (Shoreview).

From his perspective, Mayor Roe agreed with the comments of Councilmembers Laliberte and Etten specific to setting precedent; opining that it was difficult to deal with issues at the City Council meeting. However, Mayor Roe noted that a process had been set forth and undertaken for these two property owners to seek recourse. On a personal note, Mayor Roe noted that his driveway was steeper than either of those two parcels, although he had a western versus northern exposure creating less of a problem with snow and ice. However, Mayor Roe agreed with the need to treat like properties the same and not set a precedent that was inconsistent with past practice. Mayor Roe further agreed with the use of MSA dollars for construction of MSA standard roads, which in this case he noted had been used to cover costs over and above City design requirements, which from his perspective addressed the use of MSA dollars for this project.

Roll Call

Ayes: Laliberte, Etten, and Roe.

Nays: McGehee and Willmus.

Motion carried.

Mayor Roe duly noted the mentioned policy matters related to driveway reconstruction for inclusion in future discussions.

Recess

Mayor Roe recessed the meeting at approximately 8:07 p.m. and reconvened at approximately 8:14 p.m.

13. Business Items (Action Items)

a. Approve 2015 Benefit Renewals & City Contribution

Human Resources Manager Eldona Bacon summarized the 2015 employee benefit insurance renewal and cafeteria contributions as detailed in RCA dated October 6, 2014. Ms. Bacon reviewed planned open enrollment during November of this year using the City's HRIS software system; and advised that the only increase was a plan change of 1% for health insurance negotiated from 4% to cover administrative costs across all plans with increased deductibles in place effective January 1, 2015. Ms. Bacon requested that the City cover that 1% increase to incent employees in their wellness efforts and improved use of health coverage. Ms. Bacon advised that this amounted to an \$11 increase per month for all plans, or a total increase of \$16,500 over the 2014 budget, which represented approximately a third of the proposed 2015 budget allocation, with the remainder available for other purpose and reallocation.

At the request of Councilmember Laliberte, Ms. Bacon reviewed the historical and multiple city contribution, as well as a marketplace trend, to cover 100% of single coverage, along with those provisions written into City union contracts. Ms. Bacon provided a summary of the monthly contribution made for those using the single plus one and family plans, with employees also able to take advantage of health reimbursement and health savings accounts, depending on their chosen plan and deductible.

Councilmember Laliberte expressed some concern with apparent inequities in the current contribution system, based on her experience in the health care business, particularly with not all employees contributing to their health care coverage if on a single plan.

Councilmember McGehee opined that she found this to be standard in the industries with which she was familiar and in union contracts, in using a base plan. Having watched City staff over the last four years, Councilmember McGehee applauded them for reducing annual health insurance increases so significantly, and their willingness to increase their contributions and changing their cafeteria plans and using the wellness plan, as well as the resulting surplus from those savings in one particular year in the past, expressing her appreciation for their efforts.

McGehee moved, Etten seconded, approval of the 2015 City benefits insurance renewals and cafeteria contributions as detailed in the RCA dated October 6, 2014 with the respective contracts, subject to review and approval by the City Attorney.

Councilmember Etten agreed with Councilmember McGehee, that when considering fairness and equity, the City does pay more for a family plan, as they had more expenses, but less available for the City to put into their family plan than those without a family. Councilmember Etten agreed also that employees have worked diligently to reduce and/or contain these costs.

Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

City Manager Trudgeon publically thanked Human Resources Bacon for her work in reducing costs while others were experiencing ever-increasing costs; and expressed his appreciation for her work in reshaping how the City approached its benefit package compared with other communities, especially this year with her negotiating the increase from 4% down to 1%, serving as a testament to her hard work.

Ms. Bacon thanked the two hundred employees who participated in making that happen, noting that she hadn't accomplished it on her own.

b.

12. Budget Items

a. City Budget and Community Survey Discussion

Councilmember McGehee reviewed her review of the budget going forward from the community survey perspective, noting that more pathways and trails had been installed as requested by a number of residents. However, Councilmember McGehee noted the need to make sure adequate funds were allocated to maintain them during the winter, including HVAC costs for new park buildings as they come on line.

Mayor Roe clarified that the HVAC costs for new park buildings were included in the proposed 2015 operating budget.

Specific to infrastructure improvement, and the community responses about water and sewer services, Councilmember McGehee noted that the City currently had the highest base rate and was thus encouraging water waste, when that was the opposite of what was desired in encouraging water conservation.

Councilmember Willmus noted that he had previously brought up the survey question related to property taxes, and changes in those responses from 1998 to 2014; opining that the survey format needed to remain consistent and the question asked more frequently. Councilmember Willmus noted the response rates from those two survey timings, from 58% in 1998 to 40% in 2014 as to those favoring property taxes at a level to retain current service levels; and encouraged a close watch on those responses; and asked that it be explored more and feedback received from staff as well based on their perspective.

In relation to that, Mayor Roe advised that he personally took that into account when the levy level was set and those improved efficiencies or better practices put in place. Over the last few years with state aid level changes, Mayor Roe noted the number of things the City had to absorb, including the \$200,000 additional cuts in 2009 and market levy credit fiasco that was eliminated, requiring the City

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to adjust accordingly. Mayor Roe noted that the ongoing improvements, efficiencies, and joint efforts with other communities and their further enhancements, should be added to Councilmember Willmus' observations.

Specific to garbage hauling, Councilmember Willmus referenced the recent League of Women Voters' forum and comments received from the Village of St. Anthony that had recently transitioned into organized hauling with a consortium. Councilmember Willmus expressed his interest in seeing actual costs realized with that system brought forward from staff for additional discussion, including what part organics played in that picture.

Mayor Roe noted that information would prove helpful, as St. Anthony was operating under the newer legislation versus the past City of Maplewood and their results.

If the City Council was of a consensus, City Manager Trudgeon offered to ask the City Administrator from the Village of St. Anthony to present that information at the October 20, 2014 City Council work session.

For the purposes of hearing the information and facilitating discussion, Mayor Roe so directed staff.

Specific to the property tax question, Councilmember McGehee noted that there were some things that could be done that would provide significant savings, but that may prove drastic. Of note, Councilmember McGehee noted that the demographics of Roseville had changed from 1998 to 2014 for general median income compared to other communities within Ramsey County, as well as other suburbs. While Roseville was historically considered a middle class community, Councilmember McGehee noted that was no longer true, and that income level had actually decreased rather than increased, due to general economic circumstances; and those impacts needed to be taken into consideration as part of the discussion.

Mayor Roe opined that with that particular response in 2014, part of it may be due to a fatigue factor, since significant things had been dealt with over the last few years, including a new fire station and park renewal program and related tax increases, increased infrastructure funding as part of the long-range capital improvement program, and other significant issues that probably brought those numbers into the forefront of survey respondents and their subsequent responses about the tax levy and service levels.

Councilmember Etten advised that, when survey responses like those were addressed specific to the levy, he relied on staff to address the issue before it came to the City Council level for discussion, by providing recommendations on poten-

tial areas of cutback, and positive or negative impacts with those decisions, and make them part of the upfront discussions.

City Manager Trudgeon suggested a follow-up question for future surveys to provide insight and benefit discussions as respondents identified what specific services should be considered differently – whether increased or reduced.

Mayor Roe noted that Morris-Leatherman had highlighted some of those areas: public safety and recommended increasing or shifting a percentage of the budget resources toward that effort, which had not yet been part of the discussion to this point.

Councilmember Willmus opined that City Manager Trudgeon addressed his intent, that it should be a combination of staff recommendations and direction to staff from the City Council as a response to resident survey findings.

As budget discussions continue, City Manager Trudgeon suggested that as it was decided where the final budget should end up, staff would welcome any input and/or suggestions from the City Council or any ideas to take into account to determine impacts.

Councilmember Laliberte echoed the comments of City Manager Trudgeon in a follow-up question for future surveys; but in the meantime suggestions by individual Councilmembers and staff were a great way to move forward. Councilmember Laliberte advised, that in her request to discuss the community survey in the concept of the annual budget was to do so in generalities (e.g. public safety issues, aging infrastructure and rising crime), the City Council should hold itself accountable in its budget process and the discussions should pay attention to survey responses; and if a need was indicated to fund something based on public perception it needed to match reality and where resources would come from.

Specific to public safety issues, Councilmember McGehee noted that while the public found it important, on the other hand, 91% of respondents indicated that neighborhood patrolling was about right and thought they were well covered, with other responses indicating that 80% of those responding thought they were getting good value for their services.

In conjunction with Councilmember McGehee's comments, Councilmember Etten noted the differences in response rates when applied to a pie chart, which resulted in the issue looking bigger than it actually was. Councilmember Etten concurred with the suggestion made by City Manager Trudgeon, that while in general people may love the things around them and the services they received, it didn't mean those issues shouldn't be addressed, but consideration was needed as to how they may become magnified on a pie chart and pull the City Council in the wrong direction or a different way.

Mayor Roe and Councilmember Willmus expressed their total agreement with that observation.

Councilmember Laliberte noted that the issue was apparently significant enough for Morris-Leatherman to highlight it in their survey summary; further noting that neighborhood patrolling was only one portion of the crime picture and suggested that the bigger picture needed to be considered now before it deteriorated further.

Specific to communication from the City, Councilmember McGehee noted the use by residents of the *City News* newsletter, and urged the City to increase its publication to a monthly source of information, since it seemed to be very well-received. Councilmember McGehee noted that she found it interesting that the survey indicated people felt they were well-informed and empowered to talk about things in the community and with their local government, and since the City Council Chambers were empty during most meetings of the City Council, suggested that must say something.

Mayor Roe agreed that the frequency and format or design of the newsletter needed to be reviewed.

Councilmember Willmus agreed, noting the expanded local business page as a great idea, based on the recent Communications Update from Mr. Bowman.

Councilmember Etten further suggested that the newsletter be operated more as a news piece versus a newsletter, or rather than a list of meetings and glowing report of accomplishments, that it include things currently underway in the City, such as the HRA and City Council partnering in addressing business issues, and other things going on around the community that they may want to weigh in on. Councilmember Etten suggested he was interested in a level of non-partisan news as much as possible, and proposals or issues than may be coming up in the future based off the City Council's future agenda report to make residents aware and driving them to the City website for deeper information.

Councilmember McGehee concurred with Councilmember Etten, noting that one issue always receiving attention was developments and related issues; and suggested if the newsletter was mailed to every house, it would alleviate some of those concerns or lack of awareness.

14. Business Items – Presentations/Discussions

15. City Manager Future Agenda Review

City Manager Trudgeon reviewed upcoming draft agendas, noting that there was no meeting scheduled on October 13, 2014.

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Councilmember Etten asked that staff remember previous information requests by Councilmembers (e.g. Willmus for COLA positions) for future budget discussions.

16. Councilmember-Initiated Items for Future Meetings

17. Adjourn

Laliberte moved, Etten seconded adjournment of the meeting at approximately 8:51 p.m.

Roll Call

Ayes: Willmus, Laliberte, Etten, McGehee, and Roe.

Nays: None.

Daniel J. Roe, Mayor

ATTEST:

Patrick J. Trudgeon, City Manager