

**City of West St. Paul  
City Council Meeting Minutes  
July 8, 2019**

**1. Call to Order**

Mayor Napier called the meeting to order at 6:30 p.m.

**2. Roll Call**

Present: Mayor Dave Napier  
Councilmembers Wendy Berry, Lisa Eng-Sarne, Anthony Fernandez,  
John Justen, Bob Pace and Dick Vitelli

Absent: None

Others Present: City Manager Ryan Schroeder  
City Attorney Kori Land  
Interim Police Chief Brian Sturgeon  
Finance Director Char Stark  
Parks & Public Works Director/City Engineer Ross Beckwith  
Community Development Director Jim Hartshorn  
City Clerk Shirley Buecksler

**3. Pledge of Allegiance**

**4. Adopt the Agenda**

Mayor Napier said Citizen Comments will be moved to Item 6A, followed by Council Comments as Item 6B. The Legal Services Contract has been added as Item 10C.

Motion was made by Councilmember Berry and seconded by Councilmember Vitelli to adopt the agenda, as amended.

Vote: 6 ayes / 0 nays. Motion carried.

**5. OCWS Briefing**

Mayor Napier said the Council held a work session prior to the regular meeting to discuss the following:

- A. Closed Session Pursuant to Minnesota Statute 13D.05 Subd. 3(b) for Attorney-Client Privileged Communication to Discuss Marie Oakdale Trail Project for 1910-1940 Oakdale Avenue and 178 Marie Avenue East
- B. Legal Services Contract

## **6A. Citizen Comments**

The following citizens addressed the City Council:

- Abigail Hendricks, Ward 3, said that about 200 people attended the Pride in the Park event on June 30<sup>th</sup>. She thanked everyone who helped with the event and all who attended. She said that Senator Klein, Representative Hansen and former Mayor Jenny Halverson attended, as well.
- Karen Vavreck, Ward 2, said the Pride event was a great event and thanked everyone. She also commented on the permit required for work on their garage.
- Kevin Hendricks, Ward 3, said there will be an event on Wednesday, July 10<sup>th</sup>, at the Art Park at Oakdale and Butler from 6:30 p.m. to 8:00 p.m.
- Julie Eastman, Ward 1, thanked City Manager Schroeder and Staff for the Police Chief survey on the City's website published both in English and Spanish.

## **6B. Council Comments**

Councilmember Pace encouraged all residents to attend the Art Park event.

Councilmember Berry said the Police Department does a great job with activities for the kids at the COPS in the Park events. She added that Officer Gobely is great with the kids and takes his time to explain things to them. Councilmember Berry said it's great to see this type of policing in our community.

Councilmember Fernandez suggested that everyone attend the Art Park event. He said there is no art at either the Art Park or in the entire city and asked residents to look beyond the Art Park to the blank walls and utility boxes and expand art throughout our community.

Councilmember Justen said the Police Chief survey is an opportunity for citizens to share and let the City know what they think, what they need, and what they expect from the Police Department. The survey can be found on the City's website at [www.wspmn.gov](http://www.wspmn.gov). Councilmember Justen said the survey is completely anonymous and that it will be a huge resourcing tool for our Police and the Council.

Mayor Napier thanked everyone in the community for getting involved and doing some great things and said that these creative ideas help make our community bigger and stronger.

Mayor Napier thanked everyone for attending the Pride event over the weekend. He said anytime you get 200 people in the park to celebrate is a good thing.

Mayor Napier said he tries to represent the City as best he can at community events and that he will be attending the ribbon cutting coming up for the rooftop apartment building on Marie. He also said that he has been invited to attend an event by the Optimist Club at Dunham's where they will be presenting an award to someone in West St. Paul as the Optimist of the Year. Mayor Napier said he is anxious to see who won this award and to show support to the Optimist Club on behalf of the City Council.

## **7. Proclamations, Presentations and Recognitions**

Mayor Napier said the City of West St. Paul recently received two awards: The League of Minnesota Cities City of Excellence Award and the Minnesota GreenStep Cities Step 2 Award.

Councilmember Eng-Sarne said the City of Excellence Award is related to the City's work on Inflow and Infiltration (I & I). She said this was of the most visible awards for any City in Minnesota to earn at the 2019 League of Minnesota Cities Annual Conference. She said there were over 600 Mayors, City Councilmembers and City Staff from all over Minnesota gathering in Duluth last week. Councilmember Eng-Sarne thanked Mayor Napier, City Manager Schroeder, Parks & Public Works Director/City Engineer Ross Beckwith and I & I Inspector Eldon Rameaux. She said other cities were very impressed with West St. Paul's work on the I & I program.

Councilmember Eng-Sarne gave special thanks to Environmental Commissioners Kristy Otte and Tara Wright, Assistant Park and Recreation Director Dave Schletty, the Environmental Committee, and everyone who has supported the GreenStep program and policy in the past.

Mayor Napier thanked Councilmember Eng-Sarne for representing the City at the League's Annual Conference and accepting these awards on the City's behalf.

## **8. Consent Agenda**

Motion was made by Councilmember Vitelli and seconded by Councilmember Berry to approve the following items on the Consent Agenda:

- A. OCWS and Regular Council Minutes of June 10, 2019
- B. OCWS and Regular Council Minutes of June 24, 2019
- C. List of Claims for July 8, 2019
- D. May 2019 Financials
- E. Resolution No. Providing for the Sale of \$6,530,000 General Obligation Bonds, Series 2019A
- F. City Licensing, Including:
  - Resolution No. 19-065 Concurring with the Issuance of a Minnesota Lawful Gambling Exemption for Church of St. Joseph on August 18, 2019
  - Resolution No. 19-066 Concurring with the Issuance of a Minnesota Lawful Gambling Exemption for Church of St. Joseph on November 24, 2019
- G. Outdoor Entertainment License for Church of St. Joseph, 1134 Seminole Avenue, from Noon to 4:00 p.m. on August 18, 2019
- H. Rental Licensing – New and Renewals
- I. Cooperative Agreement with Dakota County for the Community Development Block Grant Program
- J. Letter to the Federal Communications Commission Regarding Franchise and PEG Fees

Vote: 6 ayes / 0 nays. Motion carried.

**9. Public Hearings**

**A. Final Reading – Ordinance Amending Section 110.07 of the West St. Paul City Code Regarding License Term for Dog(s) and Cat(s)**

Interim Police Chief Sturgeon provided an overview of the ordinance amendment and answered questions from the Council.

Mayor Napier opened the Public Hearing at 6:53 p.m.

Seeing no one wishing to speak, Mayor Napier closed the Public Hearing at 6:53 p.m.

Motion was made by Councilmember Justen and seconded by Councilmember Pace to approve Ordinance No. 19-11 Amending Section 110.07 of the West St. Paul City Code Regarding License Term for Dog(s) and Cat(s), with an effective date of January 1, 2020.

Vote: 6 ayes / 0 nays. Motion carried.

**10. New Business**

**A. First Reading of an Ordinance Amending Section 133.01 (F) of the West St. Paul City Code Regarding Refuse Hauling and Recycling Collection**

City Manager Schroeder introduced the following proposed ordinance for its first reading:

*“An Ordinance Amending Section 133.01 (F) of the West St. Paul City Code Regarding Refuse Hauling and Recycling Collection”*

Motion was made by Councilmember Vitelli and seconded by Councilmember Berry to approve the first reading and call for a second reading of the ordinance to be held at a Public Hearing at the City Council meeting scheduled for July 22, 2019.

Vote: 6 ayes / 0 nays. Motion carried.

**B. First Reading of an Ordinance Amending Section 50.08 of the West St. Paul City Code Regarding the Prohibited Discharge of Clear Water Drainage and Sump Pumps and Memorandum of Understanding**

Parks & Public Works Director/City Engineer Beckwith introduced the following proposed ordinance for its first reading:

*“An Ordinance Amending Section 50.08 of the West St. Paul City Code Regarding the Prohibited Discharge of Clear Water Drainage and Sump Pumps”*

Motion was made by Councilmember Pace and seconded by Councilmember Vitelli to approve the first reading with language changes discussed and call for a second reading of the ordinance to be held at a Public Hearing at the City Council meeting scheduled for July 22, 2019 and also recognize that Staff, Council and future City Councils continue to look at the program.

Vote: 5 ayes / 1 nay – Councilmember Fernandez voted against. Motion carried.

Motion was made by Councilmember Vitelli and seconded by Councilmember Justen to approve the 2019 Memorandum of Understanding Relating to Ongoing Inflow and Infiltration Program Between the City of West St. Paul and the Metropolitan Council.

Vote: 5 ayes / 1 nay – Councilmember Fernandez voted against. Motion carried.

### **C. Legal Services Contract**

Motion was made by Councilmember Fernandez and seconded by Councilmember Justen to approve the Legal Services Contract Between the City of West St. Paul and LeVander, Gillen & Milller, P.A.

Vote: 6 ayes / 0 nays. Motion carried.

## **12. Old Business**

### **A. Assessment Appeals for 914 Stryker Avenue and 1115 Humboldt Avenue**

Community Development Director Hartshorn provided information for Council on the assessment appeals for 914 Stryker Avenue and 1115 Humboldt Avenue. Staff recommendations included waiving the \$2,000 citation for 914 Stryker Avenue and reducing the citation for 1115 Humboldt Avenue from \$15,500 to \$3,000.

Motion was made by Councilmember Vitelli and seconded by Councilmember Berry to waive the \$2,000 citation assessment for 914 Stryker Avenue.

Vote: 6 ayes / 0 nays. Motion carried.

Motion was made by Councilmember Vitelli to reduce the citation assessment for 1115 Humboldt Avenue from \$15,500 to \$3,000.

Motion failed for lack of a second.

Laurel Umstoff, owner of 1115 Humboldt Avenue, addressed the Council.

Motion was made by Councilmember Vitelli and seconded by Councilmember Justen to reduce the citation assessment for 1115 Humboldt Avenue from \$15,500 to \$6,000.

Vote: 6 ayes / 0 nays. Motion carried.

**13. Adjourn**

Motion was made by Councilmember Berry and seconded by Councilmember Eng-Sarne to adjourn the meeting at 7:57 p.m.

All members present voted aye. Motion carried.

A handwritten signature in black ink, appearing to read "David J. Napier". The signature is fluid and cursive, with a large initial "D" and "N".

David J. Napier  
Mayor  
City of West St. Paul