

**ROSEMOUNT CITY COUNCIL
REGULAR MEETING PROCEEDINGS
MAY 7, 2024**

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Pursuant to due call and notice thereof, a regular meeting of the Rosemount City Council was held on Tuesday, May 7, 2024, at 7:00 PM. in Rosemount Council Chambers, 2875 145th Street West.

Mayor Weisensel called the meeting to order with Councilmembers Freske, Essler, Theisen and Klimpel.

APPROVAL OF AGENDA

City Administrator Martin noted that the liquor license revocation was moved from a consent item to a public hearing.

Motion by Weisensel Second by Freske

Motion to approve the agenda with Liquor License Revocation moved to a public hearing

Ayes: 5.

Nays: None. Motion Carried.

PRESENTATIONS, PROCLAMATIONS AND ACKNOWLEDGMENTS

a. Public Service Week Recognition

City Administrator Martin recognized all the public servants and thanked them for their service.

Mayor Weisensel read the proclamation

Motion by Weisensel Second by Essler

Motion to approve the proclamation

Ayes: 5.

Nays: None. Motion Carried.

b. National Cities, Towns, and Villages Month Recognition

City Administrator Martin highlighted Rosemount being a member of the National League of Cities and the benefits of being a member.

Mayor Weisensel read the proclamation

Motion by Weisensel Second by Klimpel

Motion to Recognize National Cities, Towns, and Villages Month.

Ayes: 5.

Nays: None. Motion Carried.

c. National Police Week Recognition

Chief Dahlstrom honored the Rosemount Police Officers and thanked them for their service.

Mayor Weisensel read the proclamation.

Motion by Weisensel Second by Essler

Motion to Recognize National Police Week

Ayes: 5.

Nays: None. Motion Carried.

RESPONSE TO PUBLIC COMMENT

None.

PUBLIC COMMENT

None

CONSENT AGENDA

Motion by Klimpel Second by Essler

Motion to approve the consent agenda with item 6.d. and 6.j. removed

Ayes: 5.

Nays: None. Motion approved.

- a. Bill Listings
- b. Minutes of the April 16, 2024 Special Meeting Minutes
- c. Minutes of the April 16, 2024 Regular Meeting Minutes
- d. Youth Commission Appointments

Mayor Weisensel pulled this item for further recognition. City Clerk Fasbender highlighted the students who have applied.

Motion by Weisensel Second by Freske

Motion to appoint the individuals listed below to the Youth Commission for the 2024-2025 term.

Ayes: 5.

Nays: None. Motion Carried.

- e. Approval of Council Travel
- f. Life Time Facility – Change Order #5 and #6
- g. Removal of Land from Ag Preserve Program
- h. Request by LTF Construction Company, LLC., for a Minor Amendment to the Prestwick Place Planned Unit Development Agreement

i. Award Contract - Municipal Well No. 17 Construction

j. Approval of the ICPOET Grant Agreement

Council Member Theisen pulled this item for further discussion. Chief of Police Dahlstrom provided an overview of the program and the benefits the program will have for the Rosemount Police Department hiring of Police Officers.

Motion by Theisen Second by Essler

Motion to approve the resolution as attached.

Ayes: 5.

Nays: None. Motion Carried.

k. UMore Ballfield Park Building – Professional Services Contract

l. Authorize Creation of the Communication Specialist

m. Request by Akron 42 LLC for the approval of Prestwick Place 25th Addition

PUBLIC HEARINGS

a. 2024 Street Improvement Project Assessment Hearing and Adopt Assessment Roll

City Engineer Erickson provided an overview of the 2024 Street Improvement project and as required by MN Statute 429, requested a public hearing for the assessment hearing. The construction is anticipated to start late May or early June with final completion of construction in September. Mr. Erickson discussed the assessment calculations, project funding and further explained the options for the property owners impacted.

Mayor Weisensel opened the public hearing at 7:27 p.m.

Jan Schulze

15328 Chokecherry Avenue

Ms. Schulze questioned whether we had a full year to pay the assessment and if not, what happens if you don't pay the full amount? Mr. Erickson confirmed property owners have until the end of October 31 to pay in full and the amount remaining will get certified to the county and spread out over 10 years.

Motion by Weisensel Second by Theisen

Motion to close the public hearing

Ayes: 5.

Nays: None. Motion carried.

Motion by Essler Second by Klimpel

Motion to Adopt a Resolution approving the Assessment Roll for the 2024 Street Improvement Project, City Project 2024-01

Ayes: 5.

Nays: None. Motion Carried.

b. Liquor License Revocation

City Clerk Fasbender provided an overview of staffs' request to revoke Vaja Properties' liquor license and informed City Council of the action before them this evening, revoking the liquor license due to a lapse of liability insurance. Vaja Properties insurance has been lapsed since February. Per City Code, Rosemount requires liquor licensees to maintain liability insurance.

Mayor Weisensel opened public hearing at 7:38 p.m.

Jim Carlson (Vaja Properties legal representation)
Carlson Law Office
Burnsville, MN

Mr. Carlson shared information regarding Vaja Properties status with the liquor license, ongoing conversations with the building owner and status of Vaja Properties lease agreement. Mr. Carlson, noted Vaja Properties were approved by City Council and paid for the liquor license through the 2024 year. Mr. Carlson also discussed the legal documents that will potentially entering litigation. Mr. Carlson does not believe the license should be revoked and stated Vaja Properties does not intend to give up the license or transfer the liquor license and stated Vaja Properties still maintains Tops Tavern yet today per their agreement.

Motion by Weisensel Second by Essler

Motion to close the public hearing at 8:04 p.m.

Ayes: 5.

Nays: None. Motion carried.

Councilmember Freske and Klimpel would like the full story of the agreements discussed tonight and do not feel comfortable revoking the license until additional information is provided.

Councilmember Essler stated based on the City's Attorney's recommendation, Councilmember Essler approves revoking the license as Vaja Properties does not have active insurance. In addition, Councilmember Essler stated there are new owners in the building now trying to run a business without a liquor license and that is not feasible for a long duration.

Motion by Essler Second by Weisensel

Motion to approve the attached resolution revoking the on-sale liquor licenses for Vaja Properties, LLC.

Ayes: 2.

Nays: Klimpel, Freske, Theisen. Motion Failed.

Motion by Weisensel Second by Klimpel

Motion to request for staff to provide additional information for Council regarding the liquor license.

Ayes: 5.

Nays: None. Motion carried.

UNFINISHED BUSINESS

None

NEW BUSINESS

a. Dunmore Park – General Improvement Bids

Parks and Recreation Director Schultz provided an overview of the concept plans for Dunmore Park. The low bid of the project was submitted by VADA Contracting in the amount of \$125,000. If approved, staff will begin setting up meeting next week to start the next steps of the project.

Motion by Theisen Second by Freske

Motion to recommend the City Council accept the bids for Dunmore Park and award the project to the lowest bidder, VADA Contracting for a bid price of \$125,000.

Ayes: 5.

Nays: None. Motion Carried.

b. Playground Proposals – Camfield, Talamore and Dunmore Parks

Parks and Recreation Director Schultz provided an overview of the parks plans for Camfield, Talamore and Dunmore. The long-term Parks Maintenance Capital Improvement Plan includes funding for the replacement of the playground equipment at Camfield and the City's Capital Improvement Plan includes funding for purchasing equipment for Talamore and Dunmore Parks.

Mr. Schultz discussed the outreach that took place for the property owners near each park and included the opportunity for residents to provide input online. A lot of the recommendations were received from nearby daycares who utilize these parks frequently.

If approved, all three playgrounds will be installed in late summer or early fall months to not interfere with play this summer.

Motion by Freske Second by Theisen

Motion to purchase of playground equipment for Camfield Park from Northland Recreation (Liitle Tykes), Talamore Park option 2 from St. Croix Recreation (Burke) and for Dunmore Park option 2 Weber Recreation (Miracle).

Ayes: 5.

Nays: None. Motion Carried.

ANNOUNCEMENTS

a. City Staff Updates

City Administrator recapped the proclamations that were approved this evening.

b. Upcoming Community Calendar

Mayor Weisensel reviewed the calendar of events and upcoming meetings.

ADJOURNMENT

There being no further business to come before the City Council at the regular council meeting and upon a motion by Weisensel and a second by Klimpel the meeting was adjourned at 8:24 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Erin Fasbender", written in a cursive style.

Erin Fasbender
City Clerk