

**REGULAR MEETING  
OF THE COUNCIL OF THE  
CITY OF VADNAIS HEIGHTS  
FEBRUARY 20, 2018**

The regular meeting of the Council of the City of Vadnais Heights was held on the above date and called to order by Mayor Fletcher at 7:09 p.m.

Everyone present stood and said the Pledge of Allegiance.

**ROLL CALL**

Upon roll call, the following members were present: Mayor Bob Fletcher, Councilmembers Terry Nyblom, Craig Johnson, and Greg Urban.

The following member was absent: Heidi Gunderson.

Also present were: Kathy Keefe, Acting City Administrator, Mark Graham, City Engineer; Nolan Wall, Planning/Community Development Director; Bob Sundberg, Finance Director; Ed Leier, Fire Chief; Erich Hartmann, City Attorney; Peggy Aho, Deputy City Clerk; and Jeff Melcoch, Cable Producer.

Assistant City Administrator Kathy Keefe provided several announcements.

**APPROVAL OF AGENDA**

Mayor Fletcher noted that the Agenda is being amended to remove Item #7B, Approve Planning Commission Alternate Appointment. Mayor Fletcher asked if there were any other changes. There were none.

Upon motion by Johnson, seconded by Urban, it was

18-02-39      “RESOLVED, that the agenda for the February 20, 2018 Council Meeting be approved as amended.”

Ayes – 4                      Nays – 0

The resolution was adopted.

**APPROVAL OF MINUTES**

A.      February 7, 2018 Workshop Meeting

Upon motion by Councilmember Nyblom, seconded by Councilmember Johnson, it was

18-02-40      “RESOLVED, to approve the February 7, 2018 Workshop Meeting Minutes as presented.”

Ayes – 4                      Nays – 0

The resolution was adopted.

B.     February 7, 2018 Regular Meeting

Upon motion by Councilmember Johnson, seconded by Councilmember Nyblom, it was

18-02-41       “RESOLVED, to approve the February 7, 2018, Regular Meeting Minutes as presented.”

Ayes – 4                      Nays – 0

The resolution was adopted.

**APPROVAL OF CONSENT AGENDA**

Upon motion by Councilmember Johnson, seconded by Councilmember Nyblom, it was

18-02-42       “RESOLVED, that the Consent Agenda items for the February 20, 2018, meeting be approved as follows:

- A.    Approve Claims #75722 Through #75792 and Electronic Claims #1191 Through #1196 for Payment.
- B.    A-1 US Bank Visa Payment in the amount of \$2,082.02.
- C.    Approve Extending Contract with Lorah Palmer of Palmer ProVisions as Sales/Marketing Consultant at Vadnais Heights Commons to January 1, 2019.
- D.    Approve Appointment of Part-time Introductory Firefighter Brandon Barnes to Part-Time Regular Firefighter Effective March 1, 2018.
- E.    Accept and Acknowledge 2018 Heritage Days Grant/Donations.

Ayes – 4                      Nays – 0

The resolution was adopted.

**OPEN TO THE PUBLIC:** No one wished to speak.

**PRESENTATIONS:**

Mayor Fletcher asked Sara Moore from the Vadnais Press to step forward. Mayor Fletcher congratulated Ms. Moore on the receipt of the high stature award for her writing. Ms. Moore received 1<sup>st</sup> place in the local breaking news coverage category at the Minnesota Newspaper Association/Better Newspaper contest in January for coverage of Amazing Grace.

**PUBLIC HEARINGS:** None

**OLD BUSINESS:** None

## **NEW BUSINESS**

### **A. Consider Adoption of Ordinance 723 Concerning Residential Zoning Districts**

Planning/Community Development Director Wall noted that this item has been brought back to the Council following a discussion at the last Workshop and recommendation by the Planning Commission. Wall reviewed the proposed changes in Ordinance 723, which contains amendments to Chapters 5 and 8-12 of the City Code concerning definitions and residential zoning districts. Wall reviewed the proposed changes and noted that a lot of them are housecleaning items.

Councilmember Urban asked that the proposed Ordinance 723 be amended to not remove letters c and d in Chapter 9.020, page two, line 68 through 70, concerning agricultural uses. He also proposed that the detached accessory use standards as a permitted use be amended to say that an accessory building over 1,200 square feet would need a special use permit. Wall noted that line 77 and line 178 would need to be changed in the current Ordinance language to reflect the proposed revision.

Mayor Fletcher asked if any other Councilmembers had additional concerns. Wall said that he understands the intent of Councilmember Urban is to allow agriculture as a permitted use. Councilmember Johnson said that he doesn't see a reason to change it or remove it. Wall said that it was the Planning Commission's recommendation to make it all a conditional use.

Councilmember Urban made a motion to adopt Ordinance 723 amending Chapters 5, 8, 9, 10, 11 and 12 of the City Code for Residential Zoning Districts per staff recommendation, with the exception of not removing letters c and d of Chapter 9.020 page two, line 68 through 70, thus continuing to allow truck farming, etc., and also amend the detached accessory use as a permitted use from 900 square feet to 1200 square feet and amending lines 77 and line 178.

Wall noted that the original recommendation combined letters c and d under the term "Agriculture". Councilmember Urban said that there are a lot of people in the city with large lots and he doesn't see that as a need to change the permitted use. Wall noted that the Planning Commission recommended moving all agriculture to a conditional use. Wall said that the old definition had language that is no longer needed and he suggested keeping c and d by combining them and simply stating agriculture. Councilmember Urban asked why gardens or landscaping are excluded. He said that he thinks the old language read better than the new language. Councilmember Johnson also said that he would like the wording in c and d to remain.

Councilmember Urban said that he thinks c and d should be left in as a permitted use in R-1 Zoning District and that the size of the permitted use of a detached accessory building be increased to 1,200 square feet.

Upon motion by Councilmember Johnson, seconded by Councilmember Urban, it was

18-02-43 “RESOLVED, that Ordinance 723 amending Chapters 5, 8, 9, 10, 11 and 12 of the City Code, concerning residential zoning districts, be approved as presented.”

The item was put on the table for additional discussion.

Upon motion by Councilmember Urban, seconded by Councilmember Johnson, it was

18-02-44 “RESOLVED, to amend the motion to revise the size of the detached accessory building to read “1,200 square feet” on lines 77 and 178 in the Ordinance 723, as discussed.”

Ayes – 4                      Nays – 0

The amendment was adopted.

Upon motion by Councilmember Urban, seconded by Councilmember Johnson, it was

18-02-45 “RESOLVED, to further amend the motion to leave the language in paragraphs c and d in paragraph 1, Chapter 9.020, in the R-1 Zoning District, as previously worded, and not change g, line 185, and eliminate the strikethrough and bold text in the paragraph.”

Ayes – 4                      Nays – 0

The resolution as amended was adopted.

Upon motion by Councilmember Nyblom, seconded by Councilmember Johnson, it was

18-02-46 “RESOLVED, to authorize publication of Ordinance No. 723 by title and summary.”

Ayes – 4                      Nays – 0

The resolution was adopted.

B. Development Agreement: Arcade MOB Partners LLC

Planning/Community Development Director Wall reviewed the revised site plan for the Arcade MOB Partners LLC to be located between Summit Orthopedics and Walmart. Councilmember Urban asked if the City should have any concerns that about whether Arcade MOB Partners LLC has an agreement in place with Walmart for access on Walmart’s property. Wall said that they have indicated that they have agreements in place with Walmart for access. That is a private agreement between those two entities and not within the City’s purview.

Upon motion by Councilmember Nyblom, seconded by Councilmember Urban, it was

18-02-47      “RESOLVED, that the Council approves the Development Agreement with Arcades MOB Partners LLC, including the revised Site Plan to be reviewed by the City Attorney prior to being recorded, as presented.”

Ayes – 4      Nays - 0

The resolution was adopted.

C. Consider Setting Tuesday, March 6, 2018 Workshop and Agenda

Assistant City Administrator, Kathy Keefe, reviewed a list of potential March 6, 2018 Workshop agenda items which included those items not covered at today’s Workshop. The proposed agenda items for the March 6<sup>th</sup> Workshop are: Public Works CIP Purchases; Industrial/Office Zoning District Review; Sign Ordinance Intro Re-write; Policy Discussion on White Bear Lake DNR Order; Comp Plan – Transportation/Economic Development.

Councilmember Nyblom asked about the DNR order. He said that he thinks the Council should wait on this item until it has been appealed. Mayor Fletcher said that the City Administrator believes the City should proceed with the preparation of an alternative water plan in place by August of this year. He stated that the City Administrator wants everyone to be aware of the regulations for water usage that could potentially be put in place. Mayor Fletcher said that the DNR Order requires every city to develop a plan to bring water in or on using surface water. He said that some cities are working together and some are working independently, but by August, either way, the City will need to submit a plan. City Engineer Graham said that we don’t know if the appeal will ever occur or if it will change anything. Mayor Fletcher said that the DNR piece can be moved back a couple of meetings, if the Council would prefer that. Keefe said she will move that item to March 20<sup>th</sup> workshop.

Upon motion by Councilmember Nyblom, seconded by Councilmember Urban, it was

18-02-48      “RESOLVED, that the Council set the next Workshop meeting for March 6, 2018 and the agenda include the items discussed and that the DNR Order should be held over on a future Workshop.”

Ayes – 4      Nays – 0

The resolution was adopted.

## **COUNCIL AND DEPARTMENT REPORTS**

City Engineer, Mark Graham noted that bids will be coming in February 22 for 2018 Sanitary Sewer Lining. There will be a contract for consideration and approval at the next Council meeting. Graham also noted that staff are working with Ramsey County on railroad quiet zones along McMenemy and County Road F.

Graham said that interviews are scheduled for February 22 with the respondents to the RFP for the consulting engineer position. And he noted that he and Ken will be meeting next week with the two students to talk about street sweeping who attended the last Council meeting. He said that City staff are also working with Ramsey County on a large mill and overlay project on all of County Road E from Edgerton Street to TH 61 during the second half of this summer.

Fire Chief Leier said that the Vadnais Heights Fire Department recently completed the Public Protection Classification (PPC) survey from the Insurance Services Office (ISO) and received a Class 2 rating. ISO is the leading supplier of data and analytics for the property/casualty insurance industry and most insurers use this classification for underwriting and calculating premiums for residential, commercial, and industrial properties. The City of Vadnais Heights previous rating was a Class 3.

The ISO classification is the result of a comprehensive analysis of the city's fire protection capabilities that included firefighting, water supplies, dispatching, and community risk reduction. These important fire protection features are evaluated against the nationally recognized standards of the National Fire Protection Association. The classifications range from Class 10 – no fire protection – to a Class 1, most compliant with national performance standards. With the upgraded rating, Vadnais Heights is one of only seven Class 2 fire departments in Minnesota. There are no Class 1 fire departments in Minnesota.

Planning/Community Development Director Wall noted that Ramsey County is looking for the City to appoint a representative to the Policy Advisory Committee (PAC) for the Rush Line Corridor project. Councilmember Johnson said he could do it. Mr. Wall said he will send Councilmember Johnson the information.

City Attorney Erick Hartmann sent a small cell ordinance draft to the Planning Commission for its next meeting. He said that didn't like the draft ordinances that were available, so he has spent quite a bit of time drafting the draft ordinance and a lease.

Councilmember Nyblom said that he had nothing to report. He did mention that the Heritage Day's Committee is looking for people to volunteer and steer.

Councilmember Urban said he had nothing to report.

Councilmember Johnson said that he had nothing to report.

Assistant City Administrator Kathy Keefe said she had nothing to report.

Upon motion by Johnson, the meeting adjourned at 8:10.

Respectfully submitted,

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Kevin Watson, City Administrator

ATTEST:

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Bob Fletcher, Mayor