



**Regular City Council Meeting Minutes**  
**City Hall Council Chambers, 2660 Civic Center Drive**  
**Monday, January 29, 2024**

**1. Roll Call**

Mayor Roe called the meeting to order at approximately 6:00 p.m. Voting and Seating Order: Etten, Groff, Strahan and Roe. Councilmember Schroeder was absent. City Manager Patrick Trudgeon and City Attorney Rachel Tierney were also present.

**2. Pledge of Allegiance**

**3. Approve Agenda**

Councilmember Etten requested the addition of an item to the agenda to discuss continuing to advertise open positions for the Human Rights Inclusion and Engagement Commission.

Etten moved, Strahan seconded, adding to the agenda Item 7.m. Discuss the Appointment Advertisement Interview Process for the HRIEC.

**Council Discussion**

Commissioner Etten thought there were a lot of concerns on how the Commission is operated now and it is important for the City Council to press the pause button on adding new members until this is figured out.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None.

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

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None.

**4. Public Comment**

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

**5. Recognitions, Donations, and Communications**

**a. Proclaim Black History Month**

Mayor Roe read the Black History Month Proclamation.

Etten moved, Strahan seconded, proclaiming February 2024 Black History Month.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None.

**b. Proclaim February 1, 2024 Optimist Day**

Mayor Roe read the Optimist Day Proclamation.

Groff moved, Strahan seconded, proclaiming February 1, 2024 Optimist Day.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None.

**6. Items Removed from Consent Agenda**

**7. Business Items**

**a. Presentation by Metropolitan Council Member Peter Lindstrom**

Mr. Peter Lindstrom made a presentation on Met Council updates.

Councilmember Strahan indicated she would like to find out more about the Micro Transit and wondered where is a good place to access it, pricing, and things like that.

Mr. Lindstrom explained there is a lot of information about Micro Transit on the Met Council website.

Mayor Roe and the City Council thanked Mr. Lindstrom for coming to the meeting with his presentation.

**b. Consider Lake Owasso Safe Boating Association's Request for Permit Renewal of the Water-Ski Slalom Course on Lake Owasso**

Deputy Police Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

**Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Etten moved, Groff seconded, approving Lake Owasso Safe Boating Association's Request to Apply for a Permit from the Ramsey County Sheriff for a Water Ski Course on Lake Owasso for the 2024 Season.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

**c. Hold a Public Hearing to Consider Approving an On Sale Liquor License for Khues Kitchen LLS, dba Khue's Located at 1490 County Road B West**

Assistant City Manager Rebecca Olson briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

Mr. Eric Pham representing Khues, reviewed the restaurant proposal with the Council. He noted the liquor license will help to build on the fine dining aspect of the restaurant.

**Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Groff moved, Strahan seconded, to approve the liquor license for Khues Kitchen LLC, dba Khue's

**Council Discussion**

Councilmember Groff indicated he looked forward to the opening of the restaurant.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

**d. Consider a Resolution Regarding Troy Automotive LLC's Request for a Zoning Code Text Amendment to Table 1005-1, Table of Allowed Uses, to Support "Motor Vehicle Repair, Auto Body Shop" as a Conditional Use in the Neighborhood Mixed-Use District.**

City Planner Thomas Paschke briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

Councilmember Etten asked what kind of parking space requirements the City has in this zone that might be pertinent to this type of business.

Mr. Paschke stated the parking requirements were related to use in respect to the number of vehicles being serviced. He did not know if there was anything specific for a service station highlighted in the City Code related to parking vehicles. He noted one thing the applicant would like to do is to get some vehicles that are worked on periodically to be inside and serviced quicker and out of there. Some of

this was precipitated by outdoor work that was not allowed by code and had to be removed. Staff discussed these changes with the owner, which has offered him an opportunity to go forward.

Councilmember Strahan asked how the property was able to be transferred when it was a non-permitted use.

Mr. Paschke explained ownership continues so it is considered a non-conforming use. It can continue in perpetuity until it is not used for a year. It has never ceased being a service station.

Councilmember Strahan asked if future expansion is possible within the existing zoning in that area.

Mr. Paschke indicated it is, but a variance may be needed.

### **Public Comment**

Mayor Roe offered an opportunity for public comment.

#### **Mr. Troy Miller, Applicant**

Mr. Miller addressed the City Council regarding his application and proposal for his business.

No one else came forward so Mayor Roe closed the public comment.

Strahan moved, Groff seconded, enactment of Ordinance 1654 entitled, "An Ordinance Amending Table 1005-1 (Mixed-Use Districts Table of Uses of the Roseville City Code"

#### **Council Discussion**

Strahan indicated she thinks it is important to support small businesses in the community. Groff agreed, stating he thinks it is good to provide flexibility to the city code to assist business when possible.

Mayor Roe noted that prior councils before his time had expressed concerns for auto repair businesses in these districts due to the potential for outdoor storage of vehicles in various states of disrepair on the sites. However, he was supportive of this code amendment because the proposed Conditional Use process should address those types of concerns on a case-by-case basis going forward.

### **Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

**e. Consider Presumptive Penalty Approval – 2023 Tobacco Compliance Check (Cub Foods)**

Deputy Police Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

**Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Strahan moved, Groff seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 306.09, for tobacco license holders for the second violation within thirty-six (36) months. The mandatory minimum penalty shall be a two-thousand-dollar (\$2,000.00) fine and a three (3) day suspension.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

**f. Consider Presumptive Penalty Approval – 2023 Alcohol Compliance Check (Keys Café)**

Deputy Police Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

**Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Groff moved, Etten seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 302.15, for on-sale license holders for the second violation within thirty-six (36) months. The mandatory minimum penalty shall be a two-thousand-dollar (\$2,000.00) fine and a five (5) day suspension.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

**g. Consider Presumptive Penalty Approval – 2023 Alcohol Compliance Check (Portillo's)**

Deputy Police Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

Mr. Brian Alcarez, acting General Manager, indicated only about one percent of the sales are alcohol. The company holds eighty liquor licenses in nine states and

also ensure that training is provided to all team members who serve alcohol. He indicated the server in violation completed the training course in November 2023, before the sting and unfortunately the server was in somewhat of a stressful position. But, not an excuse, since the violation the server has completed the Minnesota Serve Safe Alcohol Training Course on January 19, 2024. He indicated the business makes sure everyone is licensed to pour beer and it is taken very seriously.

### **Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Strahan moved, Etten seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 302.15, for on-sale license holders for the first violation within thirty-six (36) months. The mandatory minimum penalty shall be a two-thousand-dollar (\$2,000.00) fine and a one (1) day suspension.

### **Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

**h. Consider Presumptive Penalty Approval – 2023 Alcohol Compliance Check (Axels' at DoubleTree)**

Deputy Police Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

Mr. Christopher Zarek, Manager of Axels' Restaurant indicated there was no excuse for this mistake and what the bartender did was wrong, action was taken, and the employee was terminated for breaching their training policy and practice. He hoped the City Council would take that in light of those actions and understand that they will certainly not take that lightly and ensure that does not happen again.

### **Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Groff moved, Strahan seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 302.15, for on-sale license holders for the first violation within thirty-six (36) months. The mandatory minimum penalty shall be a two-thousand-dollar (\$2,000.00) fine and a one (1) day suspension.

### **Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

**i. Consider Presumptive Penalty Approval – 2023 Alcohol Compliance Check (Lisu’s Thai Taste)**

Deputy Police Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

**Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Strahan moved, Etten seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 302.15, for on-sale license holders for the first violation within thirty-six (36) months. The mandatory minimum penalty shall be a two-thousand-dollar (\$2,000.00) fine and a one (1) day suspension.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

**j. Consider Presumptive Penalty Approval – 2023 Alcohol Compliance Check (Courtyard by Marriott)**

Deputy Police Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

**Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Groff moved, Strahan seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 302.15, for on-sale license holders for the first violation within thirty-six (36) months. The mandatory minimum penalty shall be a two-thousand-dollar (\$2,000.00) fine and a one (1) day suspension.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

**k. Consider Presumptive Penalty Approval – 2023 Alcohol Compliance Check (Shake Shack)**

Deputy Police Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

Mr. Chris Gross, Area Director of Shake Shack, explained his company takes serving of alcohol very seriously and clearly made a serious error in this instance. Since that time, his company has taken the time to retrain the team and do reinforce those training through their daily meetings with the team.

### **Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Etten moved, Groff seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 302.15, for on-sale license holders for the first violation within thirty-six (36) months. The mandatory minimum penalty shall be a two-thousand-dollar (\$2,000.00) fine and a one (1) day suspension.

### **Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

Mayor Roe and the City Council addressed the businesses with violations.

- I. Consider Approving Joint Powers Agreement and Authorize Entering into a Partnership with the State of Minnesota BCA Violent Crime Reduction Unit**  
Police Chief Erika Scheider briefly highlighted this item as detailed in the Request for Council Action and related attachments dated January 29, 2024.

Councilmember Etten asked if the officer being appointed to the task force would office in Roseville.

Chief Scheider explained similar to how the Police Department does the SRO's, they are officed in Roseville and then the bulk of their day would be officed out of a space in Maplewood. The expectation is this officer would be coming to Roseville, checking in, attending the investigative meetings, staying focused in Roseville, and then collaborate with other investigators.

Councilmember Etten explained he and Chief Scheider had an opportunity to tour the facility for the Police Department and one of the things talked about was getting vehicles. He wondered if another vehicle would be needed.

Chief Scheider indicated the vehicle is covered under the State funding.

Councilmember Etten asked if there were any concerns in the hiring environment, they have about back filling.

Chief Scheider explained hiring right now is challenging but the Police Department has a really good pipeline coming in with a couple CSOs in skills and a couple more starting. She was confident that the department would be able to back fill as needed but it may take a little time.

### **Public Comment**

Mayor Roe offered an opportunity for public comment with no one coming forward.

Etten moved, Groff seconded, approving the Joint Powers Agreement and authorize Roseville Police Department to enter into a three-year partnership with the BCA Violent Crime Reduction Unit.

### **Council Discussion**

Councilmember Etten appreciated the answers to the technical items as well as Chief Scheider's support for the big picture and how the City can better serve the community and work together to make a real change.

Councilmember Groff stated it was helpful reading through the packet and hearing from Chief Scheider. He thought working with other communities was the way to go and he fully supported this.

### **Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

- m. Discuss the Appointment Advertisement Interview Process for the HRIEC**  
Mayor Roe briefly highlighted this item for the City Council.

Councilmember Etten explained at the beginning of January 2024 there were three HRIEC positions to fill and it is now likely that the City will need to fill more vacancies. This Commission has gone through massive turnover, at least thirty-four people have rolled off the Commission in the last five years. So, the City has replaced more than six people a year on a nine-member commission. He explained things in their present form are not working. He did not feel they were working, and he did not think members of the Commission felt they were working so the City needs more time to sort out how to move forward with the work of the HRIEC to ensure they are creating something that serves the City and the City Council, while at the same time something that is worthy of investment of time and energy for the members of the community who are stepping forward.

Councilmember Etten thought, because the language for the current HRIEC is going to have to go through more substantial changes than the City can do in a few weeks, it is unwise to ask people to make a commitment to something that the City cannot define at this time. Because of that, he felt the Code language for other Commissions is only being tweaked and applications and interviews should be able to move forward easily because there is not a big change. But with the larger changes for this Commission, he thinks the City should pause efforts to recruit people to interview and seating of members until the City Council can figure this out a little more themselves.

Councilmember Strahan appreciated that thought and felt it was clear in the round table discussion working group that there are many things. Having known many people who have been on that Commission, she stated it is not something she wants to see go away but she wants to make sure the City is respectful of the people who are involved. Councilmember Strahan agreed with Councilmember Etten's mention of the participation of Culture Brokers who the City had contracted with several years ago in preparation for a DEI Manager within the City, and thought someone like that would be a wise decision to bring in as the City tries to fashion what this is and make sure the group reflects what the City wants them to be and what goals the City has for that Commission. She thought it was important for the City to take time to be intentional because the City wants to make sure that anyone who remains feels validated in their time and anyone who wants to serve on the Commission knows fully what the job is. She thought it was helpful for people to have a better sense of what they are getting into but not undermining the importance of this group and how the City wants them to interact. Hopefully, people will see this as the affirmation that the City wants them to be strong and understand what the Commission is here for.

Councilmember Groff agreed with everything Councilmember Strahan stated. He indicated this is a volunteer position and the City wants the Commissioners to feel wanted and needed and invested in what they are doing. That seems to be what the group is struggling with at the meeting last week. One of the things he would like to hear more from is the people who have left over that time so the Council knows what could be productive and useful time for the Commission. He also thought it was a good idea to contact Culture Brokers to see if they have space and time for the City for an analysis and to provide more information for the City. He was in favor of a pause at this time in order to evaluate this further.

Councilmember Strahan indicated she would like to know if the Council was going to set a timeframe for this. She asked how long the Council would like to pause and where they would hope to be regrouping from.

Councilmember Etten indicated his motion would be around removing the post for advertising positions and not conducting interviews in February. He explained the

City Council is going to be talking about this Commission and other Commissions on the 12<sup>th</sup> of February when the Council will see a little more information.

Mayor Roe explained from logistical point of view the City has a standard two times a year that appointments are made. Theoretically, if the Council does not make appointments to the HRIEC this round, unless something special is setup in the interim, it would be the September timeframe when the Council would have the opportunity to make appointments to this Commission.

Etten moved, Groff seconded, to remove the post for advertising positions for the HRIEC and postpone interviewing for that Commission this February as the Council makes determinations on a clear purpose and direction the Council can revisit engaging the community members, including those who may have applied already in this round.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None

**8. Council Direction on Councilmember Initiated Agenda Items**

**9. 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 January 8, 2024 City Council Meeting Minutes**

Groff moved, Etten seconded, approval of the January 8, 2024 City Council Meeting Minutes as presented.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None.

**10. Approve Consent Agenda**

At the request of Mayor Roe, City Manager Trudgeon briefly reviewed those items being considered under the Consent Agenda; and as detailed in specific Requests for Council Action dated January 29, 2024 and related attachments.

Etten moved, Groff seconded, approval of the Consent Agenda including claims and payments as presented and detailed.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None.

**a. Approve Payments**

|               |                       |
|---------------|-----------------------|
| ACH Payments  | \$1,132,976.81        |
| 108287-108521 | 940,027.04            |
| <b>TOTAL</b>  | <b>\$2,073,003.85</b> |

- b. Approval of 2 Temporary Gambling Permits and 1 Massage Therapy Establishment License**
- c. Approval of General Purchases Exceeding \$10,000 or Sale of Surplus Items**
- d. Approve Renewal of Consumption and Display Permit for Blume Brauhaus LLC dba Bent Brewstillery and Nazareth Council Inc. dba Knights of Columbus #4201**
- e. Approve a Premises Permit for Roseville Youth Hockey Association to Conduct Lawful Gambling Activities at Buffalo Wild Wings Located at 1777 County Road B2 West #215A. Resolution No. 12049**
- f. Approve Submission of the City's Pay Equity Report**
- g. Approve Memorandums of Understanding with LELS Unions Representing Polics Lieutenants and Sergeants Regarding Earned Sick and Safe Time**
- h. Authorize Application for the Minnesota Office of Justice 2024-2025 Firearms Storage Grant**
- i. Consider Approving Animal Services Contract with the Animal Humane Society**
- j. Consider Approving Contract with Flock and Rosedale Center**
- k. Accept 2023 Ramsey County Emergency Management & Homeland Security Grant**
- l. Accept Public Improvements Related to the Rose Place Townhomes Public Improvement Contract. Resolution No. 12050**
- m. City Support for the Rice Creek Watershed District State Bonding Request for the Jones Lake Project. Resolution No. 12051**
- n. Approve the Renewal of a Short-Term Rental License for 770 Heinel Drive**
- o. Approve the Renewal of a Short-Term Rental License for 1901 Ryan Avenue**

**11. Future Agenda Review, Communications, Reports, and Announcements – Council and City Manager**

City Manager Patrick Trudgeon reviewed the February 12, 2024 City Council meeting, February 21, 2024 and February 22, 2024 Special City Council meetings and the February 26, 2024 City Council meeting.

Councilmember Groff gave an update on Northeast Youth and Family Services.

Mayor Roe gave an update on the NineNorth Access Commission.

**12. Adjourn to Closed Session (Per MN Statutes 13D.05, Sub. 3b – Attorney Client Privilege) for Westwood Village Housing Improvement Area Discussion**

Mayor Roe explained the purpose of the closed session to the public.

Strahan moved, Groff seconded, to recess the meeting at approximately 7:42 p.m. to convene to a closed session.

**Roll Call**

**Ayes:** Etten, Groff, Strahan, and Roe.

**Nays:** None.

**13. Reconvene Open Session**

Etten moved, Strahan seconded, reconvene of the open session at 8:03 p.m.

**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None.

**14. Adjourn**

Groff moved, Etten seconded, adjournment of the meeting at approximately 8:04 p.m.

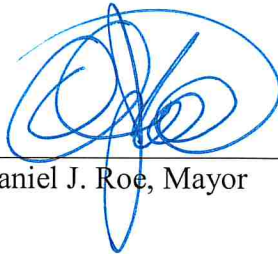
**Roll Call**

**Ayes:** Etten, Groff, Strahan and Roe.

**Nays:** None.

ATTEST:

  
\_\_\_\_\_  
Patrick J. Trudgeon, City Manager

  
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Daniel J. Roe, Mayor