



**Regular City Council Meeting Minutes
City Hall Council Chambers, 2660 Civic Center Drive
Monday, September 9, 2024**

1. Roll Call

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

2. Pledge of Allegiance

3. Approve Agenda

- a. City Manager Trudgeon requested the removal of Item 7D (Consider City Council Appointment to Ramsey County League of Local Governments Climate Action Workgroup (RCLLG-CLAW) Subcommittee on Manufactured Home Climate Resiliency) from the agenda because Councilmember Schroeder is already serving in that capacity.

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

Roll Call

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

Nays: None.

4. Public Comment

Mayor Roe called for public comment by audience members on non-agenda items. No one came forward to speak.

5. Recognitions, Donations, and Communications

a. Recognize and Accept Patricia Harrison's Police Department Donation

Police Chief Erika Scheider presented the Police Department donation from Patricia Harrison to the City Council.

Miss Patricia Harrison addressed the City Council on the reason why she has been donating to the Roseville Police Department.

The City Council thanked Ms. Harrison for her generosity and continued support.

Groff moved, Etten seconded, adoption of Resolution No. 12082 (Attachment 1) entitled, "Resolution Approving Accepting Donation from Patricia Harrison."

Roll Call

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

Nays: None

6. Items Removed from the Consent Agenda

7. Business Items

a. Discuss Cannabis Regulatory Decisions That Will Inform Future Draft Ordinance

City Attorney Rachel Tierney briefly highlighted this item as detailed in the Request For Council Action and related attachments dated September 9, 2024.

Community Development Director Janice Gundlach reviewed zoning regulations with the City Council.

Mayor Roe indicated odors are already mentioned in the City Code, so he did not know if the City Council wanted to talk about this specific use differently than other types of uses.

Councilmember Strahan indicated she did want to make sure that the odor portion of this is mentioned because if someone is particularly sensitive to the smell, it would be unfortunate if a business put a lot of money into this type of business only to realize that the neighbor next to the business is sensitive to that. She thought this was a bigger issue because it is a lot more odorous than many other things and she understood this is not to be consumed onsite.

Councilmember Etten agreed with the approach that went through the Planning Commission and thought the City should stick with that because it follows current policy. He agreed that odor is also something that can be discussed further and appreciated that there is already something in the City Code related to this to reference as well.

Mayor Roe indicated there could be additional requirements under the conditional use approval where the City has conditional uses.

Councilmember Schroeder agreed and thought this approach made sense. As long as the City can address those issues through this, she thought that would be the best direction to go. She was not sure how the City would control odor at an event.

City Attorney Tierney explained one of the things within the City's authority is to prohibit onsite consumption during events or to restrict where it will happen during events as well as the ability to restrict where events can occur in the City. The City does have some way to regulate those areas and that could be a regulatory ordinance, not a zoning ordinance.

Councilmember Groff thought that the zoning made sense.

Councilmember Strahan wondered if a building owner could reject a potential tenant.

City Attorney Tierney indicated that was true and could be done.

Mayor Roe clarified the building owner could not base the denial to rent to a tenant on certain factors, but the type of business is something that a landlord can decide on if they want this type of business in their building.

City Attorney Tierney continued with the presentation on whether or not the City Council wanted to require buffers.

Mayor Roe asked what the range for the City is when creating a buffer for a school location.

City Attorney Tierney indicated she would read that as an up to 1,000 feet.

Ms. Gundlach reviewed the Planning Commission's recommendation.

Councilmember Schroeder agreed with the Planning Commission's recommendation.

Councilmember Groff thought those made sense. He wondered what the logic was for having a distance between the retail shops.

Mayor Roe thought it had to do with concentration.

Councilmember Etten did not think the City needed to have space between the businesses but was supportive of the buffers.

Mayor Roe indicated to the manufacturing, cultivation, he thought of other manufacturing uses and the City does not require a buffer between those. He thought that might be a solution in search of a problem that concerned him and if the City was going to talk about the spacing of retail establishments, if the City wants to put those in place, then it would need to be done for tobacco and alcohol as well because it is the same type of age-restricted product and the City does not have that right now. He tended to lean away from putting any type of buffers or spacing limitations on the retail and he was not convinced of the need for spacing requirements for the cultivator and manufacture.

Councilmember Groff asked what other cities have done as far as regulating odor.

City Attorney Tierney indicated she did not know. She explained all the other cities are in the same situation at the beginning and having these conversations.

Mayor Roe noted there is one local community, Vadnais Heights, that has put in place their ordinance. That city had their discussion about buffers and distances earlier this year and ended up not putting any restrictions in place.

Councilmember Strahan thought if the City allowed a minimum of three retail establishments, then she would agree with Councilmember Etten that they would probably not all be in the same place. She thought the businesses would want to be spaced out throughout the City to not compete with the businesses next to them. She agreed that the buffers for schools and treatment facilities are a great idea to go with the maximum at this time and also on the low potency hemp, it did not seem like it was a reasonable or necessary item at this point.

Mayor Roe thought the Council wanted to put the maximum restrictions on retail per the code but talked about also adding that to tobacco and off-sale liquor.

The Council discussed buffers and restrictions for these types of businesses by schools, daycare, treatment facilities, and parks.

Mayor Roe indicated he was not sure whether the entire City Council was on board with restricting cannabis from being near schools and daycare centers and no spacing limitations from each other.

Councilmember Strahan thought the Council needed to decide on the number of these types of businesses that would be allowed in the City before making any decisions on the restrictions.

The City Council concurred.

City Attorney Tierney continued with the presentation asking if the City wanted to register businesses or leave it to the County. She noted the regulations are for all of the cannabis-type businesses.

Councilmember Strahan asked for clarification on the ability to limit the number of retail registrations in the City.

City Attorney Tierney indicated the City would not have the ability to limit the number of retail registrations if the City did not do the registrations.

The Council thought that answered the question of whether or not to register the businesses.

Councilmember Etten asked, regarding compliance checks, if the City had the same latitude that it has with alcohol compliance checks where the City suspends business for a while and fines the business.

City Attorney Tierney indicated she was not sure. The language in the Statute states that cities can impose reasonable time, place, and manner restrictions. In this context, it is hard to say what the Legislature meant by that. It means zoning regulations and time regulations by limiting the actual opening and closing hours but the manner part is it is hard to know how much cities will be allowed to regulate. The State is taking on an awful lot of regulatory authority so what is the City's ability going to be to regulate, like a license, or could the registration be taken away. She thought there are a lot of cities that are going to try, there are a lot of cities that are going to impose those regulations until the State tells them they can't and that is something the Council should consider. How much of it will hold up, she cannot answer.

Mayor Roe asked if the City expected more guidance from OCM on any of that.

City Attorney Tierney indicated she did not know.

The Council discussed the number of businesses the City Council wants to limit.

The Council conclusion was to limit the number of businesses to three at this time.

City Attorney Tierney continued the presentation by asking if the City Council wanted to impose other regulations.

The Council discussed the hours of operation and concurred making the hours of operation 8:00 a.m. to 10:00 p.m. Monday through Saturday and 10:00 to 9:00 p.m. Sunday.

The Council discussed temporary cannabis event regulations and asked City staff to come back with some suggestions.

City Attorney Tierney concluded the presentation on the City's ability to regulate lower-potency hemp edibles (LPHE).

Councilmember Etten asked if the City registered these types of businesses can a fee be charged to cover the administrative costs.

City Attorney Tierney indicated the City could do that but the fee will be capped by the State. She noted she would get more information for the Council and bring it back for further discussion.

Mayor Roe asked how the City would want to handle public engagement and did the City want to do more than the typical notice of an ordinance allowing people to come to the Council meeting to talk about it.

Councilmember Strahan thought everyone across the State already knew this was happening. She appreciated all of the interest and ideas but given the time limit she thought that the people who were interested and concerned would reach out, but she was not sure there was enough time to do full-blown communication.

Councilmember Schroeder agreed. She thought staff could put information in place if the public wanted more information.

b. Consider Appointments to the Equity and Inclusion Commission

Mayor Roe briefly highlighted this item as detailed in the Request For Council Action and related attachments dated September 9, 2024.

Councilmember Etten indicated he would be in favor of having a five-member commission at this time. Looking at the supermajority support they have for those members, leaving room for an appointment process in February/March and trying to make sure to get more people who fit the scope the Council has tried to outline for members of that group.

Councilmember Schroeder concurred.

Councilmember Groff indicated he would be in favor of having six members on the Commission.

Etten moved, Schroeder seconded, having a five-member commission for the Equity and Inclusion Commission until the appointment process in spring 2025.

Council Discussion

Councilmember Etten thought that the City does this to make sure that they are very thoughtful about the makeup of the group and he thought it is good to have an odd number for decision-making.

Councilmember Schroeder explained as she looked at the votes each Councilmember gave she thought it was important for everyone to be on the same page, as close as possible, to who is being appointed because a lot of work has been put into this Commission. She thought it made more sense to have four of the five agree rather than three. She would like more Councilmembers to agree and she concurred with having an odd number of Commissioners.

Councilmember Strahan also supported moving forward with five members.

Councilmember Groff concurred and thought in the Spring there would be more applicants with more information available for them.

Roll Call

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

Nays: None

Etten moved, Strahan seconded, appointing Shannon Schuver and Amanda LaGrange to the Equity and Inclusion Commission for a term ending March 31, 2028, appointing Alfred Chan and Gabrielle Phillip-Crawford to the Equity and Inclusion Commission for a term ending March 31, 2027, and appointing Prajwal Vemireddy to the Equity and Inclusion Commission for a term ending March 31, 2026.

Roll Call

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

Nays: None

c. Appoint Youth Commissioner to Equity and Inclusion Commission

City Manager Trudgeon briefly highlighted this item as detailed in the Request For Council Action and related attachments dated September 9, 2024.

Strahan moved, Groff seconded, appointing Gwen Goedken and Anica Barze to the Equity and Inclusion Commission for a term ending July 31, 2025.

Council Discussion

Councilmember Strahan explained she was excited to bring in youth commissioners from the start to get the Commission going.

Roll Call

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

Nays: None

d. Consider City Council Appointment to Ramsey County League of Local Governments Climate Action Workgroup (RCLLG-CLAW) Subcommittee on Manufactured Home Climate Resiliency

This item was removed from the agenda.

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 August 19, 2024, and August 21, 2024, City Council Meeting Minutes

Groff moved, Etten seconded, approval of the August 19, 2024, and August 21, 2024, City Council Meeting Minutes as presented.

Roll Call

Ayes: Etten, Schroeder, 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 September 9, 2024, and related attachments.

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

Roll Call

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

Nays: None.

a. Approve Payments

ACH Payments	\$276,873.38
110407-110602	1,735,632.06
TOTAL	\$2,012,505.44

b. Approve 1 Temporary Liquor License

c. Approve General Purchases Exceeding 10,000 or Sale of Surplus Items

d. Approve 2025 Insurance Benefit Renewals and City Cafeteria Contributions

e. Approve the Renewal of a Short-Term Rental License for 1901 Shady Beach Avenue

f. Approve the Renewal of a Short-Term Rental License for 1277 Garden Avenue

g. Approve Professional Services Agreement for Water Meter Vault Project

h. Approve Resolution Ratifying the Labor Agreement Between the City of Roseville and Law Enforcement Labor Services Local 478

i. Approve Resolution Ratifying the Labor Agreement Between the City of Roseville and Law Enforcement Labor Services Local 431

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

City Manager Patrick Trudgeon reviewed the September 16, 2024, EDA and City Council Work Session meeting, September 23, 2024, City Council meeting, October 7, 2024, City Council meeting and the October 14, 2024, City Council Work Session meeting.

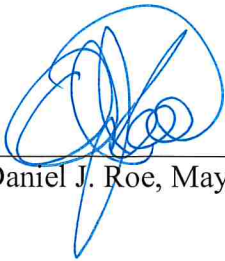
12. Adjourn

Schroeder moved, Groff seconded, adjournment of the meeting at approximately 8:00 p.m.

Roll Call

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

Nays: None.



Daniel J. Roe, Mayor

ATTEST:



Patrick J. Trudgeon, City Manager