



Regular City Council Meeting Minutes
City Hall Council Chambers, 2660 Civic Center Drive
Monday, October 21, 2024

1. Roll Call

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

2. Pledge of Allegiance

3. Approve Agenda

Strahan moved, Etten seconded, approval of the agenda as presented.

Roll Call

Ayes: Strahan, Etten, Schroeder, Groff 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. Proclaim November 2024 National Native American Heritage Month

Mayor Roe read the National Native American Heritage Month Proclamation.

Strahan moved, Groff seconded, proclaiming November 2024 National Native American Heritage Month.

Roll Call

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

Nays: None.

6. Items Removed from the Consent Agenda

7. Business Items

a. Green to Go Ordinance Discussion

Sustainability Specialist Noelle Bakken briefly highlighted this item as detailed in the Request For Council Action and related attachments dated October 21, 2024.

Mayor Roe thanked Ms. Bakken for the presentation. He noted that one idea that came to mind was to partner with Visit Roseville so that they can

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publicize information regarding restaurants early adoption of Green to Go packaging.

Councilmember Strahan asked regarding compostable materials if these would be compostable at home.

Ms. Bakken indicated that some of the materials might be, and some might not be. That will be part of the educational outreach; the staff will bring different materials to show people.

Councilmember Strahan asked if staff thought any compostable materials could be added to the food scrap pickup program.

Ms. Bakken indicated she did. The food scrap pickup program will use a commercial compost facility with higher heat processing to break down the material better than a backyard compost.

Councilmember Groff appreciated the approach of education rather than penalties. He thought it made sense to do it this way.

Councilmember Schroeder thanked Ms. Bakken for working on this because she knew it was a long process and had been thought out with multiple conversations regarding different parts. She thought an important part was that staff would be going on visits to the restaurants. She thought that would be key to the success of this program.

Mayor Roe reviewed some confusing ordinance language related to effective date and suggested wording changes.

Mr. Trudgeon indicated that the ordinance that has been prepared for signatures has all the corrections noted by Mayor Roe.

Councilmember Strahan indicated that the timeline states the start date for the site visits would be February. She wondered if this should go into effect sooner, with enforcement starting on January 1, 2026, so there is a more reasonable amount of time for it to happen.

Ms. Bakken indicated she worked out the timeline with the idea that it would roll out on January 1st. Staff would spend the next couple of months preparing the flier and mailing materials, which would go out in January to give businesses a chance to digest that and then begin arranging the visits afterward. Staff can also accelerate the ten to fifteen businesses monthly during summer when the City has an extra intern.

Public Comment

Mayor Roe offered an opportunity for public comment, but no one came forward.

Etten moved, Schroeder seconded, enactment of Ordinance No. 1681 (Attachment 1) entitled, "An Ordinance Creating Title 4 Chapter 412 "Green to Go Packaging" to Require Food Establishments to Provide Recyclable, Compostable, or Reusable Packaging.

Council Discussion

Councilmember Etten complimented Ms. Bakken on the thorough work done and the plans for the coming months and years. He noted that Ms. Bakken is an excellent employee and that the team has done an excellent job moving forward.

Roll Call

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

Nays: None

Groff moved, Strahan seconded the enactment of Ordinance Summary No. 1681 (Attachment 2) entitled, "Resolution Approving Publication of an Ordinance Summary of Ord No. 1681 Creating Title 4, Chapter 412 of the Roseville City Code."

Roll Call (Super Majority Required)

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

Nays: None

b. Discuss Draft Ordinance Related to Adult-Use Cannabis Regulations

Community Development Director Janice Gundlach briefly highlighted this item as detailed in the Request For Council Action and related attachments dated October 21, 2024.

Ms. Gundlach and City Attorney Tierney gave the City Council a presentation of the draft Ordinance.

Mayor Roe indicated the only thing that came to mind while he was reading the enforcement section was that there could be a scenario where the Office of Cannabis Management (OCM) revokes a license, and the City has a registration in effect. He thought that to avoid any misunderstanding, this ordinance might state that the OCM revokes the license, and the registration is revoked automatically and needs to be reapplied for. He thought staff should consider incorporating that for possible tracking with the State on licensing.

City Attorney Tierney continued with her presentation.

Mayor Roe reviewed the items the Council could discuss for changes or clarifications. He thought the first thing that could be addressed is whether the City should put a "super cap" on its cap by using the County number. He was unsure if the County would ever reach its cap Countywide. His second thought was that the City might not want to cap the City number based on the County number artificially.

Councilmember Schroeder thought it made sense to control more within the City rather than give it to the County to figure out. She felt the City would want to keep this in the City, especially if looking at the population, there would be three. She thought the City would also like to include and not exclude the tribal registration because it is much easier to take it out later. She indicated that State information is so poorly defined, and she thought the City should lock it down more than less and then go the other way because she thought this would continually evolve.

Mr. Trudgeon reviewed the County cap with the Council.

Councilmember Etten explained he was okay with the City having its cap and not worrying about the County. He would also remove the exemptions on lines 137 through 140 so that the tribal businesses would be included in the cap rather than separate.

Councilmember Strahan concurred that the City cap at three is a little more controlled, allowing the City to know where it is. She also agreed with establishing the hours as indicated and thought it made good sense to echo the City's off-sale alcohol sales.

Councilmember Strahan indicated the buffer requirements had not yet been discussed and wondered if the Council wanted to review that with staff.

City Attorney Tierney noted that the buffer requirements are not part of this draft because when this was discussed with the Council last time, a decision was made, which she believed was a desire not to impose buffers, but they could be added back in.

Councilmember Strahan indicated she had a conversation with a business adjacent to the daycare, and they were concerned about the empty storefront between them and the daycare potentially being available. She indicated she would be open to considering some buffer zone and thought Councilmember Etten concurred on that as well. She would be in support of maintaining buffer zones in the school, daycare, residential facility, and parks and is open to discussion on that and other cannabis businesses.

Councilmember Schroeder noted she supported that the last time this was discussed, and she would help those locations; it made sense.

Mayor Roe asked what the State law was regarding public consumption within distances of those types of places. He thought something in the State law had something to do with that.

City Attorney Tierney indicated she did not recall seeing that, but it is not a regulation she recalls. She remembers that cities may regulate public consumption, which may be what Mayor Roe was thinking about.

Mayor Roe indicated he would be concerned about putting in these buffers if consumption is regulated in those locations, but he thought more research needed to be done.

Councilmember Etten stated even if that language existed, he would like to consider the standard wall buffer and its odor. Last time, he felt the Council discussion was about where they draw a line and how many places deal with this. He would not want if there were open consumption, a cannabis business next to a childcare center.

Councilmember Schroeder thought this needed to be examined further because she did not know how much of a buffer would be needed or how this would be accomplished.

Mayor Roe indicated he would like to find out what the State law is on consumption or what regulation exists for consumption within a certain distance from these types of places and then figure out how the City would handle buffers if the State is not handling it.

City Attorney Tierney referred to page seven in the packet, which indicates consumption is only allowed on private property or licensed businesses with an onsite consumption endorsement and not allowed in public.

Mayor Roe asked if the endorsement was part of the City registration or State licensing process.

City Attorney Tierney explained that it is part of the State licensing process. She reviewed the regulations with the Council and noted that there is no smoking lounge other than for cannabis events. She indicated she would return later with an answer for the Council because she did not want to provide the wrong information.

City Attorney Tierney reviewed temporary events in the ordinance.

Mayor Roe thought some things may follow, such as whether the city allows consumption at events. That might be a big question to address first.

Councilmember Schroeder wondered if this should be divided into two types of consumption events: smoking and the consumption of edibles and drinks. She wondered if that could be divided into two separate events or how this could be addressed.

City Attorney Tierney did not know why this could not be split into two types of consumption events.

Councilmember Etten indicated he would be in favor of a regulation that prohibited smoking and vaping because if a person cannot smoke in public or indoors in Minnesota, he would be willing to make that explicit here. When looking at events, he asked if the City should be looking at some event ordinances that other cities have to clarify some of that.

City Attorney Tierney indicated there were many other samples, but her wording combines a couple of cities.

Councilmember Strahan indicated she would be in favor of the non-smoking events with a thirty-day notice. The hours of operation should follow the City's special events if outside and the bar policy if inside.

Councilmember Groff indicated he supported the non-smoking event but was concerned about its size.

The Council discussed event buffers and sound ordinances for these events with City Attorney Tierney.

City Attorney Tierney recapped what the City Council discussed.

Ms. Gundlach reviewed the zoning for the Cannabis Ordinance.

Councilmember Etten indicated he was supportive of what the City staff has done.

The Council echoed Councilmember Etten's support.

The Council discussed miscellaneous questions with City staff and City Attorney Tierney.

Mayor Roe thanked the Planning Commission, city staff, and City Attorney Tierney for their work on the ordinance.

c. Discuss Shopping Cart Accumulation at the Metro Transit Stop Located at the Southwest Corner of County Road B and Snelling

Community Development Director Janice Gundlach briefly highlighted this item as detailed in the Request For Council Action and related attachments dated October 21, 2024.

Building Official Dave Englund gave a brief outline of shopping cart complaints.

Councilmember Etten asked if stores had a proactive solution for gathering their carts or if this is only when someone gets annoyed.

Mr. Englund explained that Cub picks up its carts on Monday, Wednesday, and Friday. Target picks up its carts on Wednesday, the other carts are much more infrequent and tend to stay on that site longer. He believed that was due to insufficient staff to collect the carts.

Councilmember Strahan mentioned this because a resident frequently brings this up to her. Home Goods is no longer in Har Mar, but given the size and number of sales compared to the others, it looked like there was a relatively large representation of the carts. She knew there were changing technologies with invisible fencing and the possibility of having geofencing and wheel locks, and she wondered if the city could require that for new builds or new businesses moving forward. She thought there were a lot of issues in play. She wants to find a way to prevent the carts from leaving the businesses and creating a public nuisance.

Mayor Roe thought at least two larger retailers were addressing the issue. He was unsure that it was so widespread in the city that an ordinance was needed to affect all businesses.

Councilmember Etten thought the City needed to remember that there was no perfect system in place, and the A-line was put in to provide people access to things, so the City needed to make sure a problem was not created. He would be more in favor of working with these companies to ensure a more regular or frequent schedule for cart pickup before any regulation was implemented.

Ms. Gundlach indicated that staff regularly reminds stores to collect their carts and will continue to do so. She noted that this is the only location where cart collection is regularly done. Staff does not dispute that there may be a random cart here and there throughout the city, but the staff did not see this as a problem regularly and have not received complaints on it as it is solely this corner.

Councilmember Strahan indicated that her neighbor finds it a very big problem. She also thought that the City could be more creative in how it is examined. She wondered if there was a way, even if it was to look forward to future businesses,

and she had some suggestions, programs, or recommendations on how companies can keep their parts collected.

Mayor Roe suggested having a cart corral at each bus stop, which might help a little bit.

Ms. Gundlach noted that staff has contacted Metro Transit to see if they could put a cart corral at the platform, and they are looking into it.

8. Council Direction on Councilmember Initiated Agenda Items

9. Approve Minutes

The City Council submitted comments and corrections to the draft minutes before tonight's meeting, which were incorporated into the draft presented in the Council packet.

a. Approve September 25, 2024, City Council Meeting and October 7, 2024, City Council Meeting

Groff moved, Schroeder seconded, to approve the September 25, 2024, and October 7, 2024, City Council Meeting Minutes as presented.

Roll Call

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

Nays: None.

b. Approve October 11, 2024, Special City Council Meeting Minutes

Etten moved, Schroeder seconded, to approve the October 11, 2024, Special City Council Meeting Minutes as amended.

Roll Call

Ayes: Etten, Schroeder, Groff and Roe.

Nays: None.

Abstain: Strahan

10. Approve Consent Agenda

At Mayor Roe's request, City Manager Trudgeon briefly reviewed the items being considered under the Consent Agenda, as detailed in specific Requests for Council Action dated October 21, 2024, and related attachments.

Groff moved, Strahan seconded, to approve the Consent Agenda, including claims and payments as presented and detailed.

Roll Call

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

Nays: None.

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a. Approve Payments

ACH Payments	\$399,780.14
110854-110984	1,896,357.04
TOTAL	\$2,296,137.18

b. Approve General Purchases or Sale of Surplus Items Exceeding \$10,000

c. Receive City Grant Applications Update

d. Accept Grant Funding through the United States Department of Justice to Seek Accreditation

e. Accept State of Minnesota Intensive Comprehensive Peace Officer Education and Training (ICPOET) Grant Award

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

City Manager Patrick Trudgeon reviewed the October 24, 2024, City Council Strategic Planning meeting, the November 4, 2024, City Council meeting, the November 12, 2024, Special City Council Meeting, the November 13, 2024, City Council Strategic Planning Meeting, and the November 25, 2024, EDA and City Council meeting.

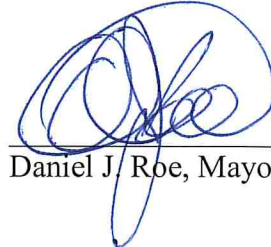
12. Adjourn

Groff moved, Schroeder seconded, adjournment of the meeting at approximately 8:14 p.m.

Roll Call

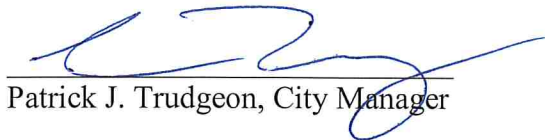
Ayes: Strahan, Etten, Schroeder, Groff and Roe.

Nays: None.



Daniel J. Roe, Mayor

ATTEST:


Patrick J. Trudgeon, City Manager