



CITY COUNCIL MEETING
City Hall—Council Chambers, 3989 Central Ave NE
Monday, November 13, 2023
6:00 PM

Mayor
Amáda Márquez Simula
Councilmembers
Connie Buesgens
Kt Jacobs
Rachel James
Justice Spriggs
Interim City Manager
Kevin Hansen

AMENDED AGENDA

AGENDA AMENDED ON 11/13/23 TO REMOVE ITEM 13 (RESOLUTION 2023-070) AND ADD ITEM A TO PRESENTIONS AND GUESTS.

ATTENDANCE INFORMATION FOR THE PUBLIC

*Members of the public who wish to attend may do so in-person, or by using Microsoft Teams Meeting ID **286 466 516 904**, Passcode **cjnZoS**. For questions please call the Administration Department at 763-706-3610. Auxiliary aids or other accommodations for individuals with disabilities are available upon request when the request is made at least 72 hours in advance. Please contact Administration at 763-706-3610 to make arrangements.*

WELCOME/CALL TO ORDER/ROLL CALL

MISSION STATEMENT

Columbia Heights is a vibrant, healthy and connected City. We are here to actively support the community, deliver equitable services, build and strengthen connections, improve upon our past, and uphold our successes. We strive to be better and ensure Columbia Heights is a great place for everyone, today and in the future.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag: "I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all,"

APPROVAL OF AGENDA

(The Council, upon majority vote of its members, may make additions and deletions to the agenda. These may be items submitted after the agenda preparation deadline.)

EXECUTIVE SESSION

ATTENDANCE INFORMATION: This portion of the meeting is closed pursuant to Minn Stat. 13D.05, subd. 3(b), members of the public will not be able to attend. For questions regarding this notice, please contact the City Administration 763.706.3610.

- 1. Discuss Confidential Attorney-Client Communications and Strategy Related to the Current Legal Case of: Kay "KT" Jacobs vs City of Columbia Heights and Sara Ion, in her official capacity Columbia Heights City Clerk. (Court Case File 02-CV-23-5152).**

MOTION: Move to recess to Closed Session pursuant to Minnesota Statutes Section 13D.05, subdivision 3(b) and the attorney-client privilege to engage in confidential attorney-client communications and strategy related to the current legal case of: Kay "KT" Jacobs vs City of Columbia Heights and Sara Ion, in her official capacity Columbia Heights City Clerk.

The Council has reviewed information in regard to this issue and in balancing the purposes of the attorney-client privilege against the purposes of the open meeting law, the need for absolute confidentiality has been demonstrated in this particular case.

MOTION: Move to reconvene the Open Session.

PROCLAMATIONS, PRESENTATIONS, RECOGNITION, ANNOUNCEMENTS, GUESTS

A. Introduction of Anoka County Attorney Brad Johnson.

CONSENT AGENDA

These items are considered to be routine by the City Council and will be enacted as part of the Consent Agenda by one motion. Items removed from consent agenda approval will be taken up as the next order of business. (The City Council will make a motion to approve the Consent Agenda following the statement of all items.)

1. Approve the October 23, 2023 City Council Meeting Minutes.

MOTION: Move to approve the October 23, 2023 City Council Meeting minutes.

2. Approve the November 6, 2023 City Council Work Session Meeting Minutes.

MOTION: Move to approve the November 6, 2023 City Council Work Session Meeting minutes.

3. HVAC Maintenance Proposals.

MOTION: Move to accept the bid for HVAC Preventive Maintenance Services from Northland Refrigeration Inc. for City facilities, based upon their low, qualified, responsible bid and, furthermore, to authorize the Mayor and City Manager to enter into a 3-year contract for the same.

4. Approve Legislative Service Agreement with Lockridge, Grindal and Nauen P.L.L.P.

MOTION: Move to waive the reading of Resolution 2023-71, there being ample copies available to the public.

MOTION: Move to approve Resolution 2023-71, a resolution of the City Council for the City of Columbia Heights approving legislative service agreement with Lockridge, Grindal and Nauen P.L.L.P.

5. License Agenda.

MOTION: Move to approve the items as listed on the business license agenda for November 13, 2023, as presented.

6. Rental Occupancy Licenses for Approval.

MOTION: Move to approve the items listed for rental housing license applications for November 13, 2023, in that they have met the requirements of the Property Maintenance Code.

7. Review of Bills.

MOTION: Move that in accordance with Minnesota Statute 412.271, subd. 8 the City Council has reviewed the enclosed list to claims paid by check and by electronic funds transfer in the amount of \$1,739,843.44.

PUBLIC HEARINGS

This is the public's opportunity to speak regarding this matter. Speakers that are in-person are asked to complete a Speaker Form and submit it to the City Clerk. Speakers attending virtually should send a request to speak with this information to the moderator using the chat function and wait to be called on to speak. When speaking, virtual attendees should turn their camera on. Any comments made after the public hearing is closed will not be considered by the City Council and will not be included as part of the formal record for this matter as the item will have been voted on and the item formally closed by the Council.

8. First Reading of Ordinance No. 1690, an Ordinance Amending Chapter 9.111 of the City Code of 2005 to Establish Limited Retail Sales as a Permitted Use in the City's Light Industrial (I-1) and General Industrial (I-2) Districts.

MOTION: Move to close the public hearing and waive the reading of Ordinance No. 1690, there being ample copies available to the public.

MOTION: Move to set the second reading of Ordinance Amendment No. 1690, an Ordinance amending chapter 9.111 of the City Code of 2005 to establish limited retail sales as a permitted use in the City's I-1 Light Industrial and I-2 General Industrial districts, for November 27, 2023, at approximately 6:00 p.m. in the City Council Chambers.

9. Adopt Resolution 2023-65 for Abatement at 3912 Ulysses St. NE. Pursuant to City Code.

MOTION: Move to close the public hearing and waive the reading of Resolution 2023-65, there being ample copies available to the public.

MOTION: Move to adopt Resolution 2023-65, being a Resolution of the City Council of the city of Columbia Heights approving abatement, pursuant to City Code, of the property listed.

10. Consideration of Resolution 2023-66, Revocation of the License to Operate Rental Units Within the City of Columbia Heights Against the Rental Property at 1153/1155 Cheery Lane NE for Failure to Meet the Requirements of the Residential Maintenance Codes.

MOTION: Move to close the public hearing and waive the reading of Resolution 2023-66, there being ample copies available to the public.

MOTION: Move to adopt Resolution 2023-66, being a Resolution of the City Council of the city of Columbia Heights approving revocation, pursuant to City Code, of the rental license listed.

11. Consideration of Resolution 2023-67, Revocation of the License to Operate Rental Units Within the City of Columbia Heights Against the Rental Property at 1153/1155 Cheery Lane NE for Failure to Meet the Requirements of the Residential Maintenance Codes.

MOTION: Move to close the public hearing and waive the reading of Resolution 2023-67, there being ample copies available to the public.

MOTION: Move to adopt Resolution 2023-67, being a Resolution of the City Council of the city of Columbia Heights approving revocation, pursuant to City Code, of the rental license listed.

12. Consideration of Resolution 2023-68, Revocation of the License to Operate Rental Units Within the City of Columbia Heights Against the Rental Property at 1401/1403 Circle Terrace Blvd. NE for Failure to Meet the Requirements of the Residential Maintenance Codes.

MOTION: Move to close the public hearing and waive the reading of Resolution 2023-68, there being ample copies available to the public.

MOTION: Move to adopt Resolution 2023-68, being a Resolution of the City Council of the city of Columbia Heights approving revocation, pursuant to City Code, of the rental license listed.

~~**13. Consideration of Resolution 2023-70, Revocation of the License to Operate Rental Units Within the City of Columbia Heights Against the Rental Property at 4456 Washington Street NE for Failure to Meet the Requirements of the Residential Maintenance Codes.**~~

~~MOTION: Move to close the public hearing and waive the reading of Resolution 2023-70, there being ample copies available to the public.~~

~~MOTION: Move to adopt Resolution 2023-70, being a Resolution of the City Council of the city of Columbia Heights approving revocation, pursuant to City Code, of the rental license listed.~~

ITEMS FOR CONSIDERATION

Ordinances and Resolutions

14. First Reading of Ordinance 1691, being an Ordinance to Update Regulations Regarding Animal Control.

MOTION: Move to waive the reading of Ordinance No. 1691, there being ample copies available to the public.

MOTION: Move to set the second reading of Ordinance Amendment No. 1691, an Ordinance amending Chapter 8 Article of the Columbia Heights City Code to update regulations regarding animal control to align with the state statute for November 27, 2023, at approximately 6:00 p.m. in the City Council Chambers.

15. Consideration of a Rental License Exemption for 4820 4th Street NE

MOTION: Move to waive the reading of Resolution 2023-63, there being ample copies available to the public.

MOTION: Move to adopt Resolution 2023-63, a resolution approving the single-family rental exemption request for the rental application at 4820 4th Street NE, Columbia Heights, MN 55421.

16. Extension of ACRED Memorandum of Understanding.

MOTION: Move to waive the reading of resolution 2023-64, there being ample copies available to the public.

MOTION: Move to approve resolution 2023-64, approving the form and substance of the agreement extending and amending the Memorandum of Understanding for Anoka County Economic development, and authorizing the city manager to take all actions necessary to execute and implement the agreement on behalf of the city.

Bid Considerations

CITY COUNCIL AND ADMINISTRATIVE REPORTS

Report of the City Council

Report of the City Manager

COMMUNITY FORUM

The Community Forum is the public's opportunity to address the Council regarding any matter that has not had a public hearing earlier in the meeting.

Speakers that are in-person are asked to complete a Speaker Form and submit it to the City Clerk.

Once called to the podium, the speaker should state their name and connection to Columbia Heights.

Speakers attending virtually should send a request to speak as well as their address and connection to Columbia Heights to the moderator using the chat function and wait to be called on to speak.

When speaking, virtual attendees should turn their camera on.

All speakers should limit their comments to five (5) minutes.

Personal attacks, threats, the use of profanity, and other disrespectful comments are prohibited.

The City Council will listen to the public comments, ask clarifying questions, and if needed, request staff to follow up or direct the matter to be added to an upcoming agenda. Generally, the City Council will not take official action on items raised at the Community Forum at the meeting on which they are raised.

ADJOURNMENT