



**CITY COUNCIL MEETING**  
**City Hall—Council Chambers, 590 40th Ave NE**  
**Monday, August 22, 2022**  
**6:00 PM**

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**Mayor**  
*Amada Márquez Simula*  
**Councilmembers**  
*John Murzyn, Jr.*  
*Connie Buesgens*  
*Nick Novitsky*  
*Kt Jacobs*  
**City Manager**  
*Kelli Bourgeois*

## **AGENDA**

### **ATTENDANCE INFORMATION FOR THE PUBLIC**

*Members of the public who wish to attend may do so in-person, by calling **1-312-626-6799** and entering meeting ID **839 1923 8626** or by Zoom at <https://us02web.zoom.us/j/83919238626>. For questions please call the Administration Department at 763-706-3610.*

### **CALL TO ORDER/ROLL CALL**

### **MISSION STATEMENT**

*Our mission is to provide the highest quality public services. Services will be provided in a fair, respectful and professional manner that effectively addresses changing citizen and community needs in a fiscally-responsible and customer-friendly manner.*

### **PLEDGE OF ALLEGIANCE**

### **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.)*

### **PROCLAMATIONS, PRESENTATIONS, RECOGNITION, ANNOUNCEMENTS, GUESTS**

- A. Childhood Cancer Awareness Month Proclamation.**
- B. Constitution Week Proclamation.**
- C. Recognition of the 2022 Outstanding Citizen of the Year Veronica Johnson.**
- D. Police Staff Introductions: Airreon Austin, Police Officer; Erin Butler, Social Worker.**
- E. Annual Report Presentation.**

### **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.)*

**MOTION:** Move to approve the Consent Agenda as presented.

- 1. Approve August 1, 2022 Special City Council Meeting Minutes.**

**MOTION:** Move to approve the August 1, 2022 Special City Council meeting minutes.

2. **Approve August 1, 2022 City Council Work Session Meeting Minutes.**  
MOTION: Move to approve the August 1, 2022 City Council Work Session meeting minutes.
3. **Approve August 8, 2022 City Council Meeting Minutes.**  
MOTION: Move to approve August 8, 2022 City Council meeting minutes.
4. **Approve August 12, 2022 Special City Council Meeting Minutes.**  
MOTION: Move to approve the August 12, 2022 Special City Council Canvassing meeting minutes.
5. **Accept April 21, 2022 Charter Commission Meeting Minutes.**  
MOTION: Move to Accept the April 21, 2022 Charter Commission meeting minutes.
6. **Second Reading of Ordinance 1678, Establishing a Single-Family Rental Moratorium.**  
MOTION: Move to waive the reading of Ordinance No. 1678, there being ample copies available to the public.  
MOTION: Move to approve Ordinance No. 1678, being an interim ordinance establishing a moratorium within the city on new rental license applications for single family homes, and direct staff to send a summary of the ordinance, as presented, for publication in the legal newspaper.
7. **Second Reading of Ordinance 1679, Establishing a Moratorium on the Production and Sale of Edible Cannabinoid Products Containing Tetrahydrocannabinol (THC).**  
MOTION: Move to waive the reading of Ordinance No. 1679, there being ample copies available to the public.  
MOTION: Move to approve Ordinance No. 1679, being an interim ordinance establishing a moratorium on the production and sale of edible cannabinoid products containing tetrahydrocannabinol (THC), and direct staff to send a summary of the ordinance, as presented, for publication in the legal newspaper.
8. **Second Reading of Zoning Ordinance 1680 (Map Amendment) Rezoning of Property.**  
MOTION: Move to waive the reading of Ordinance No. 1680, there being ample copies available to the public.  
MOTION: Move to approve Ordinance No. 1680, being a zoning ordinance (map) amendment pertaining to the rezoning of the City's municipal liquor store sites from GB, General Business to PO, Public and Open Space, and direct staff to send the summary ordinance as presented to the City's legal newspaper for publication.
9. **Approval of TK Elevator's Bid to Complete the Elevator Modernization at the 4025 Van Buren Municipal Parking Ramp.**  
MOTION: Move to accept the proposal from TK Elevator, in the amount of \$144,339, for the modernization of the elevator equipment in the municipal parking ramp located at 4025 Van Buren St; and furthermore, to authorize the City Manager to enter into an agreement for the same.

**10. Approve Purchase of New Public Access Computers and Related Software.**

MOTION: Move to approve the purchase of Dell computers and monitors from Everyday Technology in the amount of \$29,280.00, Windows Enterprise and Microsoft Office from TechSoup in the amount of \$2,712.00 and DeepFreeze from Faronics in the amount of \$1,580.16.

**11. Approve Change Order for Gould Avenue Concrete Curb and Gutter and Storm Sewer, Project 2208.**

MOTION: Move to approve Change Order amending the Transfer Agreement with Alatus in the amount of \$44,642 for concrete curb and gutter, driveway aprons and sidewalk, and \$16,177 for storm sewer, to be funded through the City's Infrastructure Fund 430 and the City's Storm Water Fund 604, respectively.

**12. Approve Change Order No. 2 to Meyer Contracting for Central Avenue Sanitary Sewer Improvements, City Project 2204.**

MOTION: Move to approve Change Order No. 2 to Meyer Contracting, Inc. in the amount of (\$25,893.35) deduction, for a revised contract amount of \$1,793,701.94, for Central Avenue Sanitary Sewer Improvements, Project 2204.

**13. Rental Occupancy Licenses for Approval.**

MOTION: Move to approve the items listed for rental housing license applications for August 22, 2022, in that they have met the requirements of the Property Maintenance Code.

**14. License Agenda.**

MOTION: Move to approve the items as listed on the business license agenda for August 22, 2022 as presented.

**15. 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 \$1,173,593.12.

**PUBLIC HEARINGS**

**16. Proposed Rental License Revocation for the Property at 4610/4612 Washington Street NE.**

MOTION: Move to waive the reading of Resolution 2022-75 there being ample copies available to the public.

MOTION: Move to adopt Resolution 2022-75 being a resolution of the Council revoking the rental license for 4610/4612 Washington Street NE, in that the property has not met the requirements of the Property Maintenance Code.

**ITEMS FOR CONSIDERATION**

**17. Conditional Use Permit for Dynamic LED Sign at Municipal Liquor Store #3.**

MOTION: Move to waive the reading of Resolution 2022-68, there being ample copies available to the public.

MOTION: Move to adopt Resolution 2022-68, a resolution approving a conditional use permit for a dynamic LED sign for a municipal liquor store within the City of Columbia Heights, Minnesota, subject to conditions outlined within the resolution.

**Ordinances and Resolutions**

**18. Approval of Resolution 2022-76, a resolution approving the Declaration, The Heights, CIC #342, Anoka County, Minnesota which recites ownership rights, responsibilities, easements, restrictions and conditions between BPOZ Columbia Heights, LLC and the City of Columbia Heights.**

MOTION: Move to waive the reading of Resolution 2022-76, there being ample copies available to the public.

MOTION: Move to approve Resolution 2022-76, a resolution approving the Declaration, The Heights, CIC #342, Anoka County, Minnesota which recites ownership rights and responsibilities, easements, restrictions and conditions between BPOZ, LLC. and the City of Columbia Heights.

**19. Approval of Resolution 2022-77, a resolution approving the Bylaws, The Heights, CIC #342, Anoka County, Minnesota which establishes the operations of the Board of Directors of the Heights Owners Association.**

MOTION: Move to waive the reading of Resolution 2022-77, there being ample copies available to the public.

MOTION: Move to approve Resolution 2022-77, a resolution approving the Bylaws, as pertaining to The Heights, CIC #342, Anoka County, Minnesota which establishes the operations of the Board of Directors of the Heights Owners Association.

**Bid Considerations**

**New Business and Reports**

**CITY COUNCIL AND ADMINISTRATIVE REPORTS**

**Report of the City Council**

**Report of the City Manager**

**20. 2023 Budget Book Distribution.**

**COMMUNITY FORUM**

At this time, individuals may address the City Council in a respectful manner. Individuals should address their comments to the City Council as a whole, not individual members. Speakers that are in-person are requested to come to the podium. All speakers need to state their name and connection to Columbia Heights, and limit their comments to five (5) minutes. All speakers are also asked to fill out

this information as well as their address on a form for the Council Secretary's record. Those in attendance virtually should send this information in the chat function to the moderator and make sure to turn on their video and audio when they address the Council. The City Council will listen to brief remarks, 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**

*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.*