

**ROSEMOUNT CITY COUNCIL
REGULAR MEETING PROCEEDINGS
JUNE 21, 2022**

CALL TO ORDER

Pursuant to due call and notice thereof a regular meeting of the Rosemount City Council was held on Tuesday, June 21, 2022, at 7:00 p.m. in Rosemount Council Chambers 2875 145th Street West.

Mayor Droste called the meeting to order with Councilmembers Block, Essler, Weisensel and Freske attending.

Staff present included the following;

- City Administrator Martin, Finance Director Malecha, City Engineer Erickson, Community Development Director Kienberger, Senior Planner Nemcek

The Pledge of Allegiance was recited.

APPROVAL OF AGENDA

Motion by Weisnesel Second by Freske

Motion to Adopt the Agenda

Ayes: 5.

Nays: None. Motion carried.

PRESENTATIONS

3.a. Youth Commission Report

Councilmember Weisensel introduced chairperson Abby Kenninger. Abby presented full report of this year's accomplishments for the Youth Commission.

3.b. DARTS Presentation

City Administrator Martin introduced Anne from DARTS who presented the services DARTS provides. Anne noted DARTS is always looking for volunteers and those who are interested should apply online.

PUBLIC COMMENT

None

CONSENT AGENDA

Motion by Weisensel Second by Block

Motion to approve consent agenda items with item 6.i. pulled

- a. Bills Listing
- b. Appointing Deputy City Clerks for Election Purposes
- c. Appointment of Election Judges for 2022 Elections
- d. Approval of City Council Travel
- e. Minutes of the June 7, 2022 Work Session Proceedings
- f. Minutes of the June 14, 2022 Special Meeting Proceedings
- g. Minutes of the June 7, 2022 Regular Meeting Proceedings

- h. Establishing an Absentee Ballot Board
- ~~i. Performance Measure Program~~
- j. Temporary On-Sale Liquor License - American Legion
- k. Temporary On-Sale Liquor License – OMNI Brewing Company LLC
- l. Approve Subdivision Agreement for Amber Fields 2nd Development
- m. Prestwick Place 20th Addition, City Project 2020-04: Accept Public Improvements
- n. Meadow Ridge 2nd Addition, City Project 2018-20: Accept Public Improvements
- o. Approval of Assessment Agreement for OMNI Wine Holdings LLC Related to Storm Water Trunk Area Charges, On-Site Ponding and Water Access Charge (WAC)
- p. Approve a Local Road Improvement Grant Agreement with MnDOT for Railroad Crossing Improvements on Bonaire Path East, City Project 2018-03
- q. EAW Negative Declaration of Need for an Environmental Impact Statement for the Pine Bend Solar Farm
- r. Request by Maplewood Development for Approval of the Amber Fields Third Addition Preliminary and Final Plats and a Major Amendment to the Amber Fields Planned Unit Development

Ayes: Weisensel, Block, Droste, Essler, Freske

Nays: None. Motion carried.

6.i. Performance Measure Program

Councilmember Essler pulled this item for further discussion to question how Rosemount compares to others' benchmarks. Finance Director Malecha discussed that cities can voluntarily participate in the program through the Office of the State Auditor and this is the first time Rosemount has submitted the reports to the auditor.

Councilmember Freske requested to know more about what the metrics represent in the future, i.e. good or bad and suggested council set goals for what to strive for as Rosemount continues this program.

Motion by Essler Second by Weisensel

Motion to Adopt the Resolution Approving 2021 Performance Measures

Ayes: Block, Droste, Essler, Freske, Weisensel

Nays: None. Motion carried.

PUBLIC HEARINGS

7.a. Application for an On-Sale Brewer Taproom, Off-Sale Small Brewer License – DCJD, LLC, dba, North 20 Brewing Company

City Clerk Fasbender discussed the application that North 20 Brewing Company has applied for. North 20 Brewing is applying for an On-Sale Brewer Taproom, Off-Sale Small Brewer License and Off Sale 128 Ounces per Day for DCJD, LLC, dba, North 20 Brewing Company for the premise located at 12266 Bacardi Ave West and to authorize sales on Sundays.

Mayor Droste opened the public hearing at 7:27 p.m.

Motion by Droste Second by Essler

Motion to close the public hearing at 7:28 p.m.

Ayes: 5.

Nays: None. Motion carried.

David Schmitz of North 20 Brewing spoke before the council stating the grand opening is set for July 1st.

Motion by Essler Second By Freske

Motion to Approve an On-Sale Brewer Taproom, Off-Sale Small Brewer License and Off Sale 128 Ounces per Day for DCJD, LLC, dba, North 20 Brewing Company for the premise located at 12266 Bacardi Ave West and authorize sales on Sundays

Ayes: Droste, Essler, Freske, Weisensel, Block

Nays: None. Motion carried.

7.b. Authorizing the Updated Rosemount Business Subsidy Policy

Community Development Director Kienberger provided an overview of the city's business subsidy policy. The policy was discussed as a goal of the councils and at the March and May Port Authority meetings, Commissioners and staff discussed the need for an updated policy and broad concepts to include.

To formally adopt the policy, the City Council must hold a public hearing and subsequently vote to adopt the attached resolution, which will then be sent to the Minnesota Department of Employment and Economic Development to be recorded as the City's updated official Business Subsidy Policy.

Mayor Droste opened the public hearing at 7:36 p.m.

Motion by Droste Second by Block

Motion to close the public hearing at 7:37 p.m.

Ayes: 5.

Nays: None. Motion carried.

Motion by Freske Second by Block

Motion to Adopt a resolution approving the updated Business Subsidy Policy

Ayes: Essler, Freske, Weisensel, Block, Droste

Nays: None. Motion carried.

NEW BUSINESS

9.a. Request by Landco Investments of Rosemount for a Rezoning and Minor Amendment to the Rosewood Commons Planned Unit Development Agreement to Construct a Memory Care and Assisted Living Facility

Senior Planner Nemcek provided an overview of the request from Landco Investments for approval of a rezoning and site plan review for a site in the Rosewood Commons Planned Unit Development to construct a 32-suite assisted living and memory care facility.

The applicant is proposing to replace the hotel with the proposed assisted living and memory care facility and eventually build the hotel further west on the site. Mr. Nemcek noted the Rosewood Commons development area has seen continued interest from developers of the proposed type of facility, while the market has not shown much interest in a hotel at this time.

The Planning Commission was not asked to take action to recommend approval of that request as minor amendments are reviewed and approved by the City Council.

A representative from Suite Living Memory Care was present and discussed the future plans for the site. Currently, there are 5 other sites throughout the metro under construction. The construction should take about 9 months to complete.

Motion by Essler **Second by** Weisnesel

Motion to adopt an Ordinance amending Ordinance B City of Rosemount Zoning Ordinance to change the zoning of Lot 1, Block 1 Rosewood Commons from C4 PUD-General Commercial Planned Unit Development to R4 PUD-High Density Residential Planned Unit Development

Ayes: Weisensel, Droste, Essler

Nays: Freske, Block. **Motion carried.**

Motion by Essler **Second by** Weisnesel

Motion to adopt a resolution approving a Minor Amendment to the Rosewood Commons Planned Unit Development Agreement, subject to conditions

Ayes: Weisensel, Droste, Essler

Nays: Freske, Block. **Motion carried.**

9.b. Request by SKB Environmental, Inc. for Approval of a Comprehensive Plan Amendment, Zoning Map Amendment, Preliminary Plat, and Amended Interim Use Permit Associated with an Expansion of the SKB Landfill Facility

Senior Planner Nemcek provided an overview of the requests from SKB Environmental, Inc. concerning a proposed expansion of its non-hazardous industrial waste containment facility (landfill) at 13425 Courthouse Boulevard into an area immediately east of the current landfill boundary. SKB currently owns several parcels around the site, which would be replatted into the landfill expansion and the remainder for future business park or commercial development.

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The expansion will require a new MPCA permit which will result in a new 10-year permit for the facility (through 2031), however the City will continue to review the permit in 2026 (every 5 years). Dakota County also permits the facility and their permit process is on a two-year cycle; the county will not issue a permit until both the City and State permitting process is completed.

Mr. Nemcek also noted the proposed roadway modifications; the creation of a new road should help significantly improve safety along the highway by moving all truck movements into and out of the site to the new entrance and should provide much more stacking room for trucks and other vehicles by increasing the length of the private driveway between the access point and truck weighing station. The overall volume of traffic should remain the same.

Mayor Droste noted there was resident concerns regarding the matter at previous meetings and opened the floor to anyone wishing to speak to the matter. There was no public comments made.

Motion by Weisnesel Second by Essler

Motion to adopt a resolution approving a Comprehensive Plan Amendment to change the future land use designation of 119.1 acres east of the existing SKB Landfill from GI – General Industrial, LI – Light Industrial, and BP – Business Park to WM – Waste Management, subject to conditions

Ayes: Block, Droste, Essler, Freske, Weisensel

Nays: None. Motion carried.

Motion by Essler Second by Block

Motion to adopt an Ordinance amending Ordinance B City of Rosemount Zoning Ordinance to change the zoning of 119.1 acres east of the existing SKB Landfill from GI – General Industrial and AG – Agricultural to WM – Waste Management

Ayes: Droste, Essler, Freske, Weisensel, Block

Nays: None. Motion carried.

Motion by Freske Second by Block

Motion to adopt a resolution approving the SKB Rosemount 2nd Addition Preliminary Plat subject to conditions

Ayes: Essler, Freske, Weisensel, Block, Droste

Nays: None. Motion carried.

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Motion by Weisnesel Second by Freske

Motion to approve an Interim Use Permit amendment allowing an expansion of the SKB Environmental Landfill and related building construction, subject to the following conditions: a-j.

Ayes: Freske, Weisensel, Block, Droste, Essler

Nays: None. Motion carried.

ANNOUNCEMENTS

10.a. Staff Updates

City Administrator Martin provided the following update; today marks the one year anniversary for Teah Malecha, Director of Finance.

10.b. Upcoming Community Calendar

Mayor Droste reviewed the calendar of events and upcoming meetings.

ADJOURNMENT

There being no further business to come before the City Council at the regular council meeting and upon a motion by Droste and a second by Freske the meeting was adjourned at 8:10 p.m.

Respectfully submitted,

Erin Fasbender
City Clerk