

COON RAPIDS CITY COUNCIL MEETING MINUTES OF MARCH 19, 2019

CALL TO ORDER

The second regular meeting of the Coon Rapids City Council for the month of March was called to order by Mayor Jerry Koch at 7:00 p.m. on Tuesday, March 19, 2019, in the Council Chambers.

PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Koch led the Council in the Pledge of Allegiance.

ROLL CALL

Members Present: Mayor Jerry Koch, Councilmembers Brad Greskowiak, Bill Kiecker, Wade Demmer, Jennifer Geisler, and Brad Johnson

Members Absent: Councilmember Steve Wells

ADOPT AGENDA

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER KIECKER, TO ADOPT THE AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

PROCLAMATIONS/PRESENTATIONS

None.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

1. MARCH 5, 2019, COUNCIL MEETING

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER DEMMER, FOR APPROVAL OF THE MINUTES OF THE MARCH 5, 2019, COUNCIL MEETING. THE MOTION PASSED UNANIMOUSLY.

CONSENT AGENDA/INFORMATIONAL BUSINESS

2. ACCEPT THE 2018 COMMUNITY DEVELOPMENT ANNUAL REPORT
 3. ACCEPT INFORMATIONAL ITEM: CORPORATE OFFICER CHANGE FOR TRIPLE SHIFT ENTERTAINMENT LLC D/B/A CLASSIC BOWL
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MOTION BY COUNCILMEMBER KIECKER, SECONDED BY COUNCILMEMBER DEMMER, FOR APPROVAL OF THE CONSENT AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

PUBLIC HEARING

4. CONDUCT PUBLIC HEARING FOR VACATION OF STREET AND UTILITY EASEMENT AND ADOPT RESOLUTION 19-38 (FOLEY BOULEVARD AND 101ST AVENUE)

The Staff report was shared with Council.

Mayor Koch opened and closed the public hearing at 7:05 p.m. since no one appeared to address the Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER KIECKER, TO ADOPT RESOLUTION NO. 19-38 TO CONSIDER THE VACATION OF A STREET AND UTILITY EASEMENT AND ORDER A PUBLIC HEARING FOR FOLEY BOULEVARD AND 101ST AVENUE. THE MOTION PASSED UNANIMOUSLY.

BID OPENINGS AND CONTRACT AWARDS

5. CONSIDER RESOLUTION NO. 18-10(9) AWARDING CONTRACT FOR LIONS COON CREEK PARK, AND APPROVE DIRECT PURCHASE AND CONSTRUCTION ADMINISTRATION CONTRACT

The Staff report was shared with Council.

Councilmember Greskowiak requested further information from staff on how the creek would be accessed. Public Works Director Himmer reviewed the site plan with the Council and described how the creek would be accessed.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER JOHNSON, TO ADOPT RESOLUTION NO. 18-10(9) AWARDING A CONTRACT FOR SITE IMPROVEMENTS AT LIONS COON CREEK PARK; AUTHORIZE STAFF TO ISSUE PURCHASE ORDERS TO NORTHLAND RECREATION FOR THE DIRECT PURCHASE OF PLAYGROUND EQUIPMENT (\$325,656) AND SURFACING MATERIALS (\$162,496); APPROVE THE OUTDOOR LIGHTING NEW CONSTRUCTION QUOTE AND ENERGY AND MAINTENANCE AGREEMENT PROVIDED BY CONNEXUS ENERGY IN THE AMOUNT OF \$24,623; APPROVE A CONSTRUCTION MANAGEMENT CONTRACT WITH KINGHORN

CONSTRUCTION IN THE AMOUNT OF \$80,548.44 FOR BUILDING REMODEL; AND AUTHORIZE STAFF TO EXECUTE CONSTRUCTION ADMINISTRATION (\$62,650) AND MATERIALS TESTING (\$14,773) CONTRACTS WITH WSB & ASSOCIATES, INC. THE MOTION PASSED UNANIMOUSLY.

OLD BUSINESS

None.

NEW BUSINESS

6. CONSIDER 2019-2020 POLICE OFFICER LABOR AGREEMENT AND ADOPT RESOLUTION 19-37 APPROVING THE LABOR AGREEMENT

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER DEMMER, SECONDED BY COUNCILMEMBER JOHNSON, TO ADOPT RESOLUTION NO. 19-37, APPROVING THE LABOR AGREEMENT AND ALL MOU'S BETWEEN THE CITY AND LAW ENFORCEMENT LABOR SERVICES, LOCAL 207.

Councilmember Geisler thanked staff for all of their efforts on this contract.

THE MOTION PASSED UNANIMOUSLY.

7. CONSIDER APPEAL OF MASSAGE THERAPIST LICENSE DENIAL

The Staff report was shared with Council.

Kandorian Bey, applicant, explained her massage therapist license was denied by the City. She indicated her license was denied due to the fact the City did not believe she had good moral character. She reported the things she had done were in her past and she has since graduated from high school and graduated from college with honors having a 3.8 GPA. She indicated massage was what she loved to do and hoped to conduct this work to support her two children. She requested the Council reconsider the decision that was made by City staff.

Councilmember Johnson requested further information from Ms. Bey regarding her charges. Ms. Bey explained she was charged with credit card fraud. She reported she took these actions to protect herself and the life of her unborn child. She stated she was not proud of the activities she was once involved in and noted this was not who she was now.

Councilmember Johnson stated Ms. Bey was convicted of a gross misdemeanor for the check forgery along with two misdemeanor convictions for theft. He asked if these actions were all related. Ms. Bey reported the actions were not related.

Councilmember Johnson questioned if Ms. Bey cooperated with the police to assist in convicting others. Ms. Bey explained she had assisted the police with convicting others.

Councilmember Johnson asked what consequences Ms. Bey had for her actions and if she was on probation. Ms. Bey stated she was on un-supervised probation for two years. She commented further on the classes she had to attend. She noted she was no longer on paper for any offense.

Councilmember Johnson inquired if Ms. Bey had any felony level convictions. Ms. Bey indicated she did not have any felony level convictions.

Mayor Koch questioned if all of this information was disclosed on Ms. Bey's application. City Clerk Lenzmeier reported all of this information was included on Ms. Bey's application.

Mayor Koch asked if Ms. Bey was completing her probation and graduation from massage school concurrently.

Councilmember Johnson explained this was the case noting Ms. Bey was on unsupervised probation, which meant she was free to get an education or training.

Councilmember Demmer inquired when Ms. Bey came off of probation. City Attorney Brodie reported Ms. Bey came off of public record in May of 2017. He clarified that Ms. Bey was on supervised probation after having a probation violation.

Mayor Koch questioned if Ms. Bey would be one of many massage therapists at this location. City Clerk Lenzmeier stated this would be the case. Ms. Bey explained if her massage therapist license were approved, she would be working for Massage Envy as one of their therapists.

Councilmember Johnson stated he would support the Council granting the appeal of Ms. Bey and authorizing the issuance of a Massage Therapist License. He indicated the City encourages people who come into the criminal justice to take responsibility for their actions. He explained there was no evidence that Ms. Bey had not done this. He reported Ms. Bey had cooperated with other prosecutions. He commented Ms. Bey was forthcoming with her criminal record and disclosed this on her application. He noted she also discussed her probation violation and the class she had to attend. He explained Ms. Bey took quite a big risk by being trained in a skill that was in demand in order to become a wage earning, tax paying citizen. He commended Ms. Bey for earning her degree. He stated Ms. Bey has gone two years without having another violation which was what he called a successful person that has attempted to reintegrate into society. He discussed the number of people in Minnesota that have committed a similar crime but noted Ms. Bey has worked diligently to get

herself off paper and on the right track. He stated he supported the City Council granting the massage therapist license.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER GEISLER, TO GRANT THE APPEAL OF KANDORIAN BEY AND AUTHORIZE THE ISSUANCE OF A MASSAGE THERAPIST LICENSE.

Councilmember Demmer asked if someone with a massage therapist license could have their license revoked if a conviction were to occur. City Clerk Lenzmeier reported if the City heard about the crime the permit could be revoked.

Councilmember Greskowiak questioned if a massage therapist was licensed by the City or the State. City Clerk Lenzmeier reported the State did not regulate massage therapists. She stated licensing was handled solely by the City.

Councilmember Greskowiak asked if licenses were renewed each year. City Clerk Lenzmeier explained licenses were renewed on an annual basis unless a report or concern was brought to the City.

Councilmember Geisler thanked Councilmember Johnson for sharing his perspective. She indicated the criminal justice can be flawed and great at times. She appreciated the fact that Ms. Bey had went through the system and was working to better herself.

THE MOTION PASSED UNANIMOUSLY.

8. RECOMMEND APPOINTMENTS TO THE COON CREEK WATERSHED DISTRICT BOARD OF MANAGERS

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER KIECKER, TO APPROVE THE COON CREEK WATERSHED DISTRICT APPOINTMENTS TO THE BOARD OF MANAGERS.

Councilmember Johnson stated he was pleased the City had four representatives that were willing to serve on the Coon Creek Watershed District.

Councilmember Geisler agreed stating it would be good to have Coon Rapids residents representing the community on this Board.

THE MOTION PASSED UNANIMOUSLY.

OPEN MIC/PUBLIC COMMENT

Mayor Koch reviewed the rules of order for the Open Mic/Public Comment portion of the meeting.

Rick Mendlik, 9290 Unity Street NW, discussed the proposed access to TH610 and encouraged the City to pursue an alternate proposal to ensure the existing neighborhood was not destroyed. He stated he would like to see the State pursuing other options.

Councilmember Johnson encouraged Mr. Menlick to reach out to the County.

REPORTS ON PREVIOUS OPEN MIC

10. OPEN MIC REPORT – MR. PHIL ROSAR

Mayor Koch discussed Mr. Rosar's comments made during Open Mic at the March 5, 2019 Council meeting.

OTHER BUSINESS

Councilmember Demmer encouraged staff to address the potholes in the community. Public Works Director Himmer explained residents could use Report It function on the City's website to make staff aware of large potholes. He reported the City has begun filling potholes as the hot mix plants opened last Friday.

City Management Assistant Bacon reported the City was working to hire nine seasonal employees for the Public Works Department and in the Parks and Recreation Department.

Mayor Koch stated he received a call from a resident that has lived in Coon Rapids for the past 45 years expressing concern with the number of rentals in their neighborhood. He understood the City had a great rental licensing program, but commented on how home values may decrease when surrounded by a large number of rental homes. He suggested the Council take another look at the City's rental licensing procedure.

Mayor Koch questioned how things were going at the golf course. Bunker Hills Golf Director Anderson reported the practice range would open on Wednesday, March 20th. He noted the golf course was gearing up for Easter and reservations could be made online or by calling.

Mayor Koch noted the last Musical Dessert Series would be held on Thursday, April 11th.

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MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER KIECKER, TO ADJOURN THE MEETING AT 7:59 P.M. THE MOTION PASSED UNANIMOUSLY.

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk