

**MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
APRIL 2, 2024
7:00 P.M.**

I. CALL TO ORDER

Mayor Hovland called the meeting to order at 7:03 p.m. then shared the procedure for public hearing and community comment.

II. ROLL CALL

Answering rollcall were Members Agnew, Jackson, Pierce, Risser (participating remotely from), Hovland.

Absent: None.

III. PLEDGE OF ALLEGIANCE

IV. MEETING AGENDA APPROVED AS AMENDED

Member Jackson made a motion, seconded by Member Pierce, to approve the meeting agenda as amended, removing and continuing consideration of Item VIII.A, Public Hearing Resolution No. 2024-24; Preliminary Rezoning and Site Plan, Variances and Subdivision for 6600-6800 France Avenue.

Rollcall:

Ayes: Agnew, Jackson, Pierce, Risser, Hovland

Motion carried.

V. COMMUNITY COMMENT

Andy Brown, 5512 Park Place, shared a recent article regarding Wings Financial Credit Union foreclosing on the Normandale Office Park due to unpaid mortgages for first class office space and concerns with allowing a business premise on France Avenue with TIF funding, and Mr. Carlson on such a prominent piece of office space in foreclosure. He then shared concerns with lighting at Lewis Park and the need to replace these valuable assets.

VI.A. CITY MANAGER'S RESPONSE TO COMMUNITY COMMENTS

Assistant Manager Lenz responded to Community Comments from current and past meetings.

VI. CONSENT AGENDA ADOPTED AS AMENDED

Member Jackson made a motion, seconded by Member Agnew, approving the consent agenda as amended removing Items VI.G., Request for Purchase; Professional Services for the Lincoln and Londonderry Small Area Plan, as follows:

VI.A. Approve Minutes of the Work Session and Regular Meeting of March 19, 2024

VI.B. Approve Claims for Payment for Check Register Pre-List Dated March 15, 2024, totaling \$1,455,941.57 and Check Register Claims Pre-List Dated March 22, 2024, totaling \$891,997.63

VI.C. Approve Amendment to Joint Community Police Partnership Agreement

VI.D. Approve Foundational Public Health Services Agreement with City of Bloomington

VI.E. Approve Response Sustainability Grant Services Agreement with City of Bloomington

VI.F. Approve Public Health Opioid Remediation Services Agreement with City of Bloomington

~~**VI.G. Request for Purchase; Professional Services for the Lincoln and Londonderry Small Area Plan**~~

VI.H. Receive Petition for concord B&C Street Reconstruction Project

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- VI.I. Request for Purchase; West 50th Street and Grange Road Construction Administration Services, awarding the bid to the recommended low bidder, SEH, \$247,400**
- VI.J. Request for Purchase; FC24-09 City Hall Roof Replacement, awarding the bid to the recommended low bidder, Central Roofing Company, \$1,605,685**
- VI.K. Waive Permit Fees for City Hall Roof Replacement**
- VI.L. Request for Purchase; Braemar Arena East and Backyard Rinks Building Automation System Upgrade awarding the bid to the recommended low bidder, HumeraTech, \$31,742**
- VI.M. Request for Purchase; Braemar Park Improvements Mountain Biking and Hiking Trail Construction (2024), awarding the bid to the recommended low bidder, \$272,623**
- VI.N. Request for Purchase; Braemar Park Courtney Fields Site Improvements, awarding the bid to the recommended low bidder, Upper Midwest Athletic Construction, \$395,450**
- VI.O. Request for Purchase; Institution Community Work Crew Contract, awarding the bid to the recommended low bidder, State of Minnesota, \$210,000**
- VI.P. Request for Purchase; 2024 Computer Replacements, awarding the bid to the recommended low bidder, HP, \$110,443**
- VI.Q. Adopt Resolution No. 2024-28; Appointing Election Judges for the April 30 and May 14, 2024, Hennepin County District 6 Commissioner Elections**

Rollcall:

Ayes: Agnew, Jackson, Pierce, Risser, Hovland

Motion carried.

ITEMS REMOVED FROM THE CONSENT AGENDA

VI.G. REQUEST FOR PURCHASE; PROFESSIONAL SERVICES FOR THE LINCOLN AND LONDONDERRY SMALL AREA PLAN – AWARDED

The Council asked about the selection process that led to the recommended vendor.

Planning Commissioners Felt and Miranda shared reasons for their selection of Mend Collaborative out of three candidates, noting all were high-quality candidates but there was a clear top two. The final selection was made based on how Mend Collaborative responded to questions including how to react to a changing project over time. They spoke about the 70th and Cahill plan and how the top firm had a different perspective and experience the others did not have.

Member Agnew made a motion, seconded by Member Jackson, to approve request for purchase; professional services for the Lincoln and Londonderry Small Area Plan, awarding the bid to the recommended low bidder, Mend Collaborative, \$124,920.

Rollcall:

Ayes: Agnew, Jackson, Pierce, Risser, Hovland

Motion carried.

VII. SPECIAL RECOGNITIONS AND PRESENTATIONS

VII.A. 2023 EDINA CRIME PREVENTION FUND MIKE SIITARI OFFICER OF THE YEAR – RECOGNIZED

Chief of Police Milburn shared the 2023 Edina Crime Prevention Fund Mike Siitari Officer of the Year Award presented to Sergeant Darin Cizek. He shared Sergeant Cizek's work and service in detail which included being active in procuring arms and a bearcat vehicle for the SWAT team.

A round of applause was offered by all in attendance.

Sergeant Cizek commented about recognition of efforts by the entire law enforcement community and shared his sincere gratitude to the Crime Prevention Fund for this recognition. He said it was a team effort to serve and protect this community and thanked his fellow officers for their work.

VII.B. 2023 EDINA CRIME PREVENTION FUND EMPLOYEE OF THE YEAR – RECOGNIZED

Chief Milburn shared the 2023 Edina Crime Prevention Fund Employee of the Year Award was being presented to Records Specialist Kimberly Tubbs. He shared Ms. Tubbs background and her work on a new software implementation.

A round of applause was offered by all in attendance.

Records Specialist Tubbs thanked the Council for recognition of records specialist work and said she was surrounded by the best team in Edina. She thanked everyone for their hard work in the department and was pleased to see recognition being made for the many non-sworn employees.

VII.C. NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK – PROCLAIMED

Member Jackson made a motion, seconded by Member Pierce, to proclaim April 14-20, 2024, as Public Safety Telecommunicators Week in the City of Edina.

Rollcall:

Ayes: Agnew, Jackson, Pierce, Risser, Hovland

Motion carried.

Dispatch Supervisor Harris requested recognition of the dedication and professionalism of the 911 Dispatchers during National Public Safety Telecommunicators Week. She said City of Edina was very fortunate to have its own independent 911 Emergency Communications Center delivering exceptional service to the community. She stated the Communications Center received and processed 911 and non-emergency calls for Edina Police and Fire, Richfield Police and Fire, as well as after-hours emergency calls for Public Works and other City resources and in 2023 answered 112,363 incoming phone calls including 44,885 calls to 911. Staff dispatched calls to first responders and maintained a constant watch over them, providing an essential lifeline when things don't go as planned in the field. She stated Edina's dispatchers were a critical component of the exceptional public safety services working around the clock, ready to handle whatever comes next.

A round of applause was offered by those in attendance.

VIII. PUBLIC HEARINGS Affidavits of Notice presented and ordered placed on file.

VIII.A. RESOLUTION NO. 2024-24; PRELIMINARY REZONING AND SITE PLAN, VARIANCES AND SUBDIVISION FOR 6600-6800 FRANCE AVENUE – PUBLIC HEARING CONTINUED TO APRIL 7, 2024

VIII.B. ORDINANCE NO. 2024-02; ACCESSORY DWELLING UNITS – CONTINUED TO APRIL 16, 2024

Community Development Coordinator Lewis shared accessory dwelling units (ADUs) have been identified in several of Edina's guiding documents, including the Comprehensive Plan, Climate Action Plan and the Affordable Housing Strategy Task Force Report as a potential tool to further housing and sustainability goals. As such, the Edina Planning Commission's 2022 and 2023 work plans included the directive to review and recommend changes to city ordinances regulating accessory dwelling units. Staff and a sub-committee of the Planning Commission met numerous times in 2022 to research ADUs and how other cities regulate them and the ordinances of more than 20 other communities were reviewed. The information was presented to the full Planning Commission at their November 16, 2022, work session. At their January 11, 2023, meeting, the Planning Commission approved an Advisory Communication recommending that the City Council direct staff and the Planning Commission to draft an ordinance allowing ADUs. The Planning Commission's recommendation was presented to the City Council on February 7, 2023, meeting. At the May 16, 2023, City Council work session, Council provided feedback to staff and the Planning Commission to continue with developing recommended zoning changes for ADUs and to collect community input. Feedback was gathered from the community using an online survey. Two resident focus group sessions were also held to have deeper conversations regarding ADUs in Edina. The Planning Commission held four work sessions in 2023 and 2024 to review the survey results and develop

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the framework for the proposed ordinance. Based on the research completed and feedback received, a draft ordinance was prepared for consideration. At the March 13, 2024, Planning Commission meeting, the Planning Commission voted unanimously to recommend approval of the proposed ordinance with the deletion of provision 36-439, 2, g. which states "accessory dwelling units shall be constructed on a frost protected foundation". Staff was comfortable with the deletion from the zoning code as frost protection is addressed in the building code.

Planning Commissioner Smith shared about the extensive process and elements the Commission took into consideration in creating this ordinance that included flexibility to adjust to needs of households and eliminate the need for variances. He shared more about proposed location, number and type of ADUs, and how the ordinance only applied to single-family properties and not churches. He reviewed permitting processes, occupancy, ownership, maximum and minimum sizes proposed, design, construction and parking. He also reviewed proposed setbacks and height for ADUs and the principle for residents to adopt their living spaces to suit their unique family circumstances while considering the broader impact to the surrounding neighborhood.

The Council asked questions and provided feedback.

Mayor Hovland opened the public hearing at 8:41 p.m.

Public Testimony

Ryan Siemers, 5821 Wooddale, addressed the Council.

Greg Johnson 5204 Abercrombie Drive, addressed the Council.

Janey Westin, 6136 Brookview Avenue, addressed the Council.

Phyllis Nelson, 5208 Abercrombie Drive, addressed the Council.

Steve Brown, 5528 Halifax Lane, addressed the Council.

Tom Koon, 4410 Grimes Avenue, addressed the Council.

Jimmy Bennett, 4501 Brookside, addressed the Council.

Member Jackson made a motion, seconded by Member Pierce, to continue the public hearing until April 7 and consideration of Resolution No. 2024-24, Preliminary Rezoning and Site Plan, Variances and Subdivision for 6600-6800 France Avenue, and Ordinance No. 2024-02, an Ordinance Amendment regarding Accessory Dwelling Units, to April 16, 2024.

Rollcall:

Ayes: Agnew, Jackson, Pierce, Risser, Hovland

Motion carried.

IX. REPORTS/RECOMMENDATIONS

IX.A. PETITION RESPONSE FOR CONCORD B&C STREET RECONSTRUCTION PROJECT - APPROVED AS AMENDED

Director of Engineering Millner stated staff and Council have had many discussions about the installation of a pedestrian facility along Concord Avenue between Valley View Road and 64th Street in the 2024 Concord B & C Street Reconstruction Project area. Residents submitted a petition and staff was prepared to discuss the petition. The petition requested Council consider directing staff to modify plans to refrain from installation of a shared use path or any facility at all, if a facility was determined necessary for the broader community's benefit, direct staff to install a 5-ft elevated sidewalk, directly adjacent to the roadway, with no boulevard, maintain the facility, confirm whether one-sided parking is necessary, and if so, consider the east side of Concord Avenue, and direct staff to share design plans with residents, send

letters to those acutely impacted, and halt construction until residents' concerns were resolved. He shared staff was seeking approval of the \$7.3 million contract for 2.18 miles of watermain, sanitary, sewer, and storm sewer.

Transportation Planner Scipioni shared the City's goals and values to promote and develop a sidewalk, trail, and bike network, improvement mobility, and create a living streets plan. He outlined the extensive engagement process for the plan that included a twin loops pedestrian and bike master plan to create an all-ages and abilities network for neighborhoods with parking and shared use paths.

The Council asked questions and provided feedback.

Member Pierce made a motion, seconded by Member Risser, to award contract as amended to remove the 8-foot shared use pathway from the project, move parking to the east side of Concord Street south of Valley View, and direct staff to provide further information on sidewalk configuration and Fire Department requirements at the April 16, 2024, meeting for approval.

Rollcall:

Ayes: Pierce, Risser, Hovland

Nays: Agnew, Jackson

Motion carried

IX.B. REQUEST FOR PURCHASE: ENG 24-2 CONCORD B&C NEIGHBORHOOD ROADWAY RECONSTRUCTION PROJECT – APPROVED

Mr. Millner shared the project involved reconstruction of 2.2 miles of local streets, replacement of existing concrete curb and gutter, replacement of asphalt and concrete streets with asphalt, construction of new concrete sidewalk and paths, and localized rehabilitation of the sanitary sewer, watermain and storm sewer systems in the neighborhood. The project area included Ashcroft Avenue, Ashcroft Lane, Concord Avenue, Garrison Lane, Millers Lane, Nancy Lane, Rose Court, St. Johns Avenue, Virginia Lane, Wooddale Avenue, West 62nd Street, West 63rd Street and West 64th Street. The preliminary assessment per REU approved at the December 2023 public hearing was \$13,400. The estimated assessment per REU with the low bid is \$11,800.

The Council asked questions and provided feedback.

Member Agnew made a motion, seconded by Member Pierce, to approve Request for Purchase for Concord B & C Neighborhood Roadway Reconstruction with Bituminous Roadways, Inc. for \$7,330,420.34.

Rollcall:

Ayes: Agnew, Jackson, Pierce, Risser, Hovland

Motion carried.

X. COMMISSION CORRESPONDENCE (MINUTES AND ADVISORY COMMUNICATION) – Received

X.A. MINUTES: ENERGY AND ENVIRONMENT COMMISSION, FEBRUARY 8, 2024

XI. MANAGER'S COMMENTS – Received

XI.A. 2024 STUDENT COMMISSION PROCESS

XII. MAYOR AND COUNCIL COMMENTS – Received

XIII. ADJOURNMENT

Member Agnew made a motion, seconded by Member Pierce, to adjourn the meeting at 10:31 p.m.

Rollcall:

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Ayes: Agnew, Jackson, Pierce, Risser, Hovland
Motion carried.

Respectfully submitted,

Sharon Allison, City Clerk

Minutes approved by Edina City Council, April 16, 2024.

James B. Hovland, Mayor

Video Copy of the April 2, 2024, meeting available.