

- MINUTES -
CHASKA CITY COUNCIL
January 25, 2021

1. Call to Order

The meeting was called to order by Mayor Windschitl at 7 pm.

2. Pledge of Allegiance

3. Roll Call

Roll call was taken. Present: Councilmembers Hatfield, Hubbard, Huang, Grau, and Mayor Windschitl.

Absent: None.

Also Present: Kevin Ringwald, Community Development Director; Liz Hanson, City Planner; Luke Melchert, City Attorney; Noel Graczyk, Administrative Services Director; City Engineer Matt Clark; Nate Kabat, Assistant Administrator; and Matt Podhradsky, City Administrator.

4. Adopt the Agenda

Motion by Councilmember Hubbard, second by Councilmember Hatfield to adopt the agenda as presented. Motion carried.

5. Minutes

Motion by Councilmember Hatfield, second by Councilmember Hubbard to approve the minutes of the January 4, 2021 City Council meeting. Motion carried.

6. Consent Agenda

Mayor Windschitl inquired if 6.A. pertains to people who have solar inputs.

City Administrator Podhradsky confirmed it does.

Motion by Councilmember Hatfield, second by Councilmember Huang to approve the Consent Agenda Items A through D:

- A. Adopt Resolution 2021-01, Cogeneration and Small Power Production Tariff for City Electric Utility

Motion to adopt Resolution No 2021-1 for Cogeneration and Small Production Tariff.

- B. Adopt Resolution 2021-2, Accepting Gifts and Donations

Motion to adopt Resolution No. 2021-2 acknowledging and accepting gifts to the City of Chaska received during the period October 1, 2020 through December 31, 2020.

- C. Adopt Resolution 2021-4, Resolution of Support for Application to the CDA Community Growth Partnership Initiative Community Development Grant to Support the Ernst House Redevelopment

Motion to approve Resolution No. 2021-4 of Support for Application to the CDA Community Growth Partnership Initiative Community Development Grant to Support the Ernst House Redevelopment.

D. Approval of Carver County 2021 SHIP Grant Agreement for a Pedestrian and Bicycle Master Plan and Staff Authorization to Seek RFQ

Motion to approve the 2021 Project Grant Agreement Between the City of Chaska and Carver County for a Pedestrian and Bicycle Master Plan and Authorization for Staff to Submit RFQ to Consultants.

Motion carried.

7. Action Items

7.A. Adopt Ordinance 985, Adoption of a Chicken Article to Animal and Fowl Chapter

Assistant Administrator Kabat presented the item to the Council.

Councilmember Hubbard relayed a suggestion from residents regarding explicit language directing residents to check any homeowner associations prior to applying.

City Administrator Podhradsky and Community Development Director Ringwald stated this is typically added to the application and they will ensure it is there.

Councilmember Hubbard commented that the \$100 application fee per year seems excessive.

City Administrator Podhradsky provided further detail regarding the cost per service and why Staff suggests the \$100 fee per year and explained it is up to the Council.

Councilmember Grau looked to clarify Councilmember Hubbard's suggestion for April renewals.

Councilmember Hubbard provided further explanation regarding her thought around streamlining the process with April renewals.

City Administrator Podhradsky stated the fee would be pro-rated.

Attorney Melchert suggested reworking the Ordinance language regarding issuance and renewal.

Councilmember Grau asked for more information regarding impoundment for chickens.

City Administrator Podhradsky provided further information regarding that process.

Councilmember Hubbard inquired if neighboring cities that have passed a similar ordinance have had to impound any chickens.

Assistant Administrator Kabat and City Administrator Podhradsky stated they were not aware if that has happened.

Councilmember Huang asked what happens to impounded chickens that are not reclaimed.

Assistant Administrator Kabat and City Administrator Podhradsky stated they were unsure but the details of that would be explored.

City Administrator Podhradsky suggested the Council clarify the fee.

The Council and Staff discussed possible fee models.

Councilmember Huang asked what the process will be for those residents illegally raising chickens if this ordinance is passed.

City Administrator Podhradsky provided further detail regarding compliance and the permit process.

John Pronz, resident, summarized his concern regarding the allowance of chickens in residential areas.

City Administrator Podhradsky explained that HOA covenants take precedent over City ordinance and explained the City has not typically enforced private covenants. He also spoke further regarding due process and the difficulty of the City enforcing private covenants.

Councilmember Grau commended the City and Council on following due diligence with this topic.

The Council shared their thoughts on this item.

Kristin Bartley, resident, shared her support for this ordinance passing and explained that she has heard great feedback and support for this item from other residents.

Motion by Councilmember Grau, second by Councilmember Hubbard to adopt Ordinance MC 2021-985, A Chicken Article to the Animal and Fowl Chapter.

The Council shared that this is a difficult issue as there is support for both sides.

Attorney Melchert noted that the ordinance on the table is as written and this would be the time to adjust any language if desired.

City Administrator Podhradsky suggested that any details that need refining and amending could be brought back to the Council.

With Councilmembers Hatfield and Hubbard voting aye and Councilmembers Grau, Huang, and Mayor Windschitl voting nay, the motion failed 3:2.

Mayor Windschitl asked if anyone was present for visitor presentation. There was no one present.

7.B. Adopt Resolution 2021-3 and Ordinance 986, Approving the Preliminary Plat & Rezoning
City Administrator Podhradsky introduced the item to the Council.

City Planner Hanson presented the item to the Council.

Mayor Windschitl looked to clarify if this is the cul-de-sac that parallels Savanna Way.

City Planner Hanson detailed the location using the site exhibit and noted the redesign was due to the building cost and maintenance cost of the retaining wall that was proposed with the initial design. She then continued her presentation of the item.

Councilmember Grau asked for more detail regarding park access.

City Planner Hanson went over the possible access points and continued her presentation of the item.

Councilmember Huang inquired if there are plans to build trails on the northern end of the site.

City Planner Hanson stated there are bituminous trails planned up to the edges of the development and that future connections will be made once details with the plan are finalized.

City Administrator Podhradsky noted that this is the neighborhood park and most who come will be within walking distance of the park. He also clarified that although labeled "city park" in the plan, it is a neighborhood park, and the neighbors will be the ones notified for the public input portion of this project.

Councilmember Huang noted this development has an HOA.

Councilmember Hubbard asked if there will be parking for the park.

City Administrator Podhradsky stated there is not parking for neighborhood parks.

Community Development Director Ringwald commented that there is plenty of room to accommodate a typical neighborhood park.

City Planner Hanson continued with her presentation of the item.

Councilmember Huang inquired when Savanna Way will connect up with Creek Road in the north if this item passes.

City Administrator Podhradsky stated that it is not driven by this neighborhood but by the traffic needs.

Community Development Director Ringwald reiterated that the building blocks for that connection are there and when traffic dictates the need, the connection will be made.

Councilmember Hubbard asked what that connection would look like through this neighborhood when completed.

City Administrator Podhradsky described the layout for that, noting the height of the proposed lot locations in regard to the collector road.

The Council noted the importance of the developer and realtors sharing the future plans for this area to any potential buyers.

City Engineer Clark noted the location of that road was graded in when Savanna Way was graded but that a sign noting future plans would not hurt.

Motion by Councilmember Huang, second by Councilmember Hubbard to adopt Resolution No. 2021-03 approving the Preliminary Plat for Harvest West 3rd (PC #2020-22). Motion carried.

Motion by Councilmember Huang, second by Councilmember Hubbard to adopt Ordinance No. 986 approving the Rezoning from Open (O) to Planned Residential District (PRD-77). Motion carried.

Patrick Wrase, applicant, thanked the Council and briefly summarized the change made to the project and stated he looks forward to working with the City.

7.C. Adopt Resolution 2021-5 and Ordinance 987, Approving the Preliminary Plat, Preliminary Site & Building Plan, and Rezoning for Chaska Creek Industrial/Oppidan/PC #2020-25
City Administrator Podhradsky introduced the item to the Council.

City Planner Hanson presented the item to the Council.

Mayor Windschitl inquired if someone could rent the whole building.

City Planner Hanson stated that the way zoning is drafted does not allow for a distribution center use. She then continued her presentation of the item.

Mayor Windschitl inquired what the concern was for Wetzel Lane.

City Planner Hanson explained there was concern for how the edge of the plan relates to the residences to the South where Wetzel Lane stubs out.

Councilmember Huang inquired what the parcel to the south is zoned and if the owner of that parcel has intent to develop in the near future.

City Planner Hanson stated it is zoned commercial industrial and that the owner has been looking at something. City Administrator Podhradsky noted he will address this when he talks about Creek Road sewer.

Councilmember Huang referred to the agenda packet and asked if there are plans for creek alterations within the basin.

Community Development Director Ringwald stated the westerly portion will be re-meandered.

Councilmember Hubbard asked if bike paths will be built in this location.

City Administrator Podhradsky stated that there are paths up Chaska Creek Boulevard, which turns down Creek Road with a trail into downtown.

Councilmember Huang inquired if there is language in the ordinance that prohibits use as a distribution center.

City Planner Hanson explained that is stated in the draft ordinance.

Mayor Windschitl asked if work on this will begin this year.

City Administrator Podhradsky explained that discussions with the developer regarding their approach to development. He provided further detail into that plan and presented information regarding the sewer utilities on Creek Road.

City Engineer Clark reiterated that a feasibility study for Creek Road will come before the Council.

Mayor Windschitl commented that he did not believe the surface of Creek Road lasting much longer. He also stated he thought it was a two-year process for this project due to permits.

City Administrator Podhradsky stated the timing is right, and that it is an 18-month project.

City Engineer Clark provided further detail regarding the necessity of the 18-month timeline.

Mayor Windschitl inquired what the project timeline is for the current item.

City Administrator Podhradsky estimated that if started this summer, it could be completed six months after that.

Mayor Windschitl asked how this will work if the Creek Road project is 18 months.

City Administrator Podhradsky explained that this project would be phased, and the north section of the sewer would be put in first and used for storage.

Mayor Windschitl inquired after the size of the trunk line.

City Engineer Clark stated it will be 18-inch.

Councilmember Huang asked if Met Council gave any reasons why they denied aid for this sewer project.

City Engineer Clark summarized the difficulties of the project that lead to them denying aid.

Jay Moore, applicant, spoke in further detail about the tentative project timeline.

Councilmember Huang asked Mr. Moore what the price per square foot is for this type of product.

Mr. Moore stated they consider themselves at market rate and that they will do their best to attract business to the City.

Councilmember Huang inquired what the going rate is for an industrial product of this type.

Mr. Moore summarized the estimates for that.

Motion by Councilmember Hatfield, second by Councilmember Huang to adopt Resolution No. 2021-05 approving the Preliminary Site & Building Plan and Preliminary Plat for Chaska Creek Industrial (PC #2020-25). Motion carried.

Motion by Councilmember Hubbard, second by Councilmember Grau to adopt Ordinance No. 987 approving the Rezoning from Open (O) to Planned Multi-Use District (PMD-20). Motion carried.

7.D. Adopt Resolution 2021-6 and Ordinance 988, Approving the Preliminary Plat and Rezoning for Chaska Bluffs 2nd Addition/DDK Construction/PC #2020-24
City Administrator Podhradsky introduced the item to the Council.

City Planner Hanson presented the item to the Council.

Mayor Windschitl inquired if the trail to the pond will be paved.

City Planner Hanson confirmed that it will be a bituminous trail and continued her presentation of the item.

Motion by Councilmember Huang, second by Councilmember Hatfield to adopt Resolution No. 2021-6 approving the Preliminary Plat for Chaska Bluffs 2nd Addition (PC #2020-24).

Motion by Councilmember Hubbard, second by Councilmember Huang to adopt Ordinance No. 988 approving the Rezoning from Open (O) to Planned Residential District (PRD-78). Motion carried.

8. Bills

8.A. Accounts Payable Council Roster 1-25-2021

The Council requested further information about bills on pages 18, 20, and 29.

City Administrator Podhradsky provided further information regarding those bills.

Motion by Councilmember Huang, second by Councilmember Grau to approve the bills as presented. Roll call was taken. Voting aye: Councilmembers Hatfield, Hubbard, Huang, Grau and Mayor Windschitl. Voting nay: None
Motion carried.

9. Other Business

9.A. City Administrator's Report

9.B. Bi-Weekly Report Day-Month-2021

9.C. Other Reports

9.C.i. Financial Reports – November 2020

9.D. Other Meeting Minutes

9.D.i. Draft Minutes of the Dec.17, 2020 Human Rights Commission Meeting

9.D.ii. Receive the Jan 13, 2021 draft minutes of the Planning Commission Meeting

Councilmember Grau:

- Noted the fencing on Big Woods Boulevard is up and looks great.
- Noted the carving for the Downtown Business Alliance Ice Gardens begins at 1:30 on Sunday.
- Commented that there is a need for more kindness in the world and challenged residents to purposely do something kind for someone.

Councilmember Huang:

- Noted the MLK breakfast last Monday was well done and congratulated the recipient of the Human Rights Award Winner.
- Noted there will be two more food distribution events, one on February 11 and one on March 11.
- Updated the Council on a trial service SouthWest Transit is offering for grocery shopping.
- Updated the Council on a presentation he gave to legislators regarding suburban transit.
- Inquired what the plans are for downtown road construction this summer. City Administrator Podhradsky provided the details regarding downtown road construction this summer.
- Asked for an update regarding Hy-Vee. City Administrator Podhradsky stated Chaska is not on their list of stores to look at this summer.

Councilmember Hatfield:

- Noted that January 19 was the national day of racial healing and reported there is a free online event on Tuesday, January 26 at 10am regarding racial healing.
- Reported this Sunday the ice sculptures will be located at Fireman's Park for viewing and at 1pm there will be live carving.

Councilmember Hubbard:

- Noted the MLK video was well done.
- Reported she attended Coffee with a Cop this past weekend and encouraged others to make sure to sign up to do this.
- Noted the CDA sent an email that the landlord and tenant assistance applications are out on their website.

- Noted the business grant assistance funding from the CDA is still available.
- Reported that the Concerned Citizens group that she sits on is doing great work and provided a brief update on their current work.
- Commented that the state pilot program for the COVID-19 vaccination sounds great.

Mayor Windschitl:

- Noted all those in police and fire department that wanted vaccination have now received it.
- Noted City Administrator Podhradsky had a successful meeting with Twin City Western Railroad.
- Requested an update on the opening of City Hall next week. City Administrator Podhradsky provided details regarding the opening.
- Noted Fire Department Fishing Contest is cancelled for this year and the Guardian Angels is not having their Winter Dinner this year.
- Congratulated the Human Rights Award winner, LeAnn Winters.
- Congratulated the Human Rights Commission for a successful MLK event.
- Reported the next Council meeting is February 1, 2021 and then again on February 22, 2021. He noted in March meetings resume on the 1st, 3rd, and 5th Mondays.

10. Adjourn

Motion by Councilmember Huang, second by Councilmember Hubbard to adjourn the meeting at 10:58 pm. Motion carried.