

Regular City Council Meeting Minutes City Hall Council Chambers, 2660 Civic Center Drive Monday, February 13, 2023

1. Roll Call

Mayor Roe called the meeting to order at approximately 6:00 p.m. Voting and Seating Order: Groff, Strahan, Etten, Schroeder, and Roe. City Manager Patrick Trudgeon and City Attorney Rachel Tierney were also present.

2. Pledge of Allegiance

3. Approve Agenda

Councilmember Etten requested the Council consider supporting a State capital bonding request by Keystone Community Services food shelf who approached the Council for a letter of support for their community food shelf that would assist folks in Roseville as well as the northern St. Paul area. He would like the Council to consider a support letter for them which would go to the State Legislature.

Mayor Roe asked if that would be a time sensitive request where it could not go on a future agenda.

Councilmember Etten thought it was not a big problem for the Council to consider this and Keystone would like to get this to the State Legislature as soon as possible so it stays in their process of decision making.

Etten moved, Groff seconded, adding Item 7J, "Discuss a Letter of Support for the Keystone Community Food Shelf Bonding Request".

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None.

Groff moved, Strahan seconded, approval of the agenda as amended.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None.

4. Public Comment

Mayor Roe called for public comment by members of the audience on any non-agenda items. No one appeared to speak.

- 5. Recognitions, Donations, and Communications
- 6. Items Removed from Consent Agenda

7. Business Items

a. Receive Presentation from Northeast Youth & Family Services President and CEO Angela Lewis Dmello

President and CEO Angela Lewis Dmello gave a presentation from Northeast Youth and Family Services.

Mayor Roe thanked Ms. Lewis Dmello for the presentation and the services that are provided. He did think, having been on the Board before and just knowing what is going on in the world of mental health, that it has to be frustrating because they cannot solve all of the problems with the limited resources they have. But he thought the thing that NYFS has done well since 1976 is being innovative and creative, always thinking of better ways to try to come up with solutions, and being focused on the people that are being served. He thought that was wonderful to see, noting it is continuing and he appreciated her leadership, stepping right in, taking the reins, and being a part of that.

Councilmember Schroeder thanked Ms. Lewis Dmello for the presentation and indicated that being the new person on the Council, she had been looking at NYFS organization and getting familiar with it actually a few months ago. She was very impressed with the services being provided and supportive of the partnerships and everything else, noting it is nice to see them trying to expand because there are all ages, including the elder who have many more things to deal with, so to have a resource like this is really important.

Councilmember Groff explained one of the things with being on the Board was hearing the success stories. He thought those were crucial because it actually tells them the generalities of the persons experiences and how the NYFS programs have changed their lives and their families lives, which is their goal.

Mayor Roe noted he wanted to mention the sliding scale fees because it was significantly supported by the funding from the cities.

b. Consider 2022 Lake Owasso Water Ski Slalom Course Permit Request
Police Deputy Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated February 13, 2023.

Public Comment

Mayor Roe offered an opportunity for public comment with no one coming forward.

Etten moved, Schroeder seconded, approving Lake Owasso Safe Boating Association's Request for a Permit from the Ramsey County Sheriff for a Water Ski Course on Lake Owasso for the 2023 Season.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None

c. 2022 Tobacco Presumptive Penalty Approval Speedway

Deputy Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated February 13, 2023.

Mr. Dan Paulzine, Area Leader for Speedway, explained that in August 2022, he became in charge of this particular location, which was prior to the actual violation. One of the things they have done is require all of the employees to go through recertification retraining through CBT's for both tobacco and alcohol and this will be done every three months going forward. The employee was terminated immediately after the violation. He advised there have also been some manager changes at that location and he was confident this will not be an issue going forward.

Mayor Roe asked for clarification on the recertification of employees and if that happened after notification of the violation.

Mr. Paulzine indicated it happened after notification, since December 2022 and recertification will be done quarterly going forward to make sure this does not happen again.

Public Comment

Mayor Roe offered an opportunity for public comment with no one coming forward.

Council Discussion

Mayor Roe noted there is an alcohol violation as a part of this, and stated his understanding that the suspensions would not be concurrent with each other, these would happen at different times.

Deputy Chief Adams explained that is correct. These were two different violations for separate things calling for the suspension and would be dealt with on different days. He noted it does not appear for the off-sale that there will be a suspension for the first violation. If that did become the case, it would be on different days.

Councilmember Groff asked in general, what would require a revocation of a license. He wondered how far the City would go before that is considered.

Deputy Chief Adams indicated he would have to look at the classification, which he brought with him but he knew for the on-sale it would be the fourth violation where it would come to Council for revocation of license. He reviewed the information and explained for an off-sale, it would be the fourth violation as well and would be the rule for revocation.

Mayor Roe noted that would be a fourth violation in a 36-month period. He explained another thing is that the Council always has the discretion in City Code to deviate from the presumptive penalties, either upward or downward, based on circumstances.

Councilmember Strahan wondered if Deputy Chief Adams could speak regarding the concern on the part of the seller and the seller's various family members getting involved. She asked if that is something the City Council needed to concern themselves with or is this just a matter of additional information.

Deputy Chief Adams explained he did not have first-hand contact with the family members of the seller but noted that the seller was an adult in this case. But, the family members did have concern that she was the only person working without a manager and so they did not believe that the check was fair as it should have oversight from a manager.

Groff moved, Etten seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 306.09, for tobacco license holders.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None

d. 2022 Alcohol Presumptive Penalty Approval Speedway

Deputy Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated February 13, 2023.

Mr. Paulzine was at the meeting for this item as well representing Speedway.

Councilmember Strahan asked if the penalty was a deviation from the mandatory penalty because what is shown is the one-day suspension.

Deputy Chief Adams explained there is a difference between the on-sale and off-sale suspension and for this one, it is an off-sale which does show the fee schedule not to provide a suspension for the first violation.

Public Comment

Mayor Roe offered an opportunity for public comment with no one coming forward.

Strahan moved, Etten seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 302.15, for off-sale license holders.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None

e. 2022 Alcohol Presumptive Penalty Approval Crave

Deputy Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated February 13, 2023.

A representative for Crave was at the meeting to answer any questions.

Public Comment

Mayor Roe offered an opportunity for public comment with no one coming forward.

Groff moved, Schroeder seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 302.15, for on-sale license holders.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None

f. 2022 Alcohol Presumptive Penalty Approval Davannis

Deputy Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated February 13, 2023.

Public Comment

Mayor Roe offered an opportunity for public comment with no one coming forward.

Strahan moved, Schroeder seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 302.15, for on-sale license holders.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None

g. 2022 Alcohol Presumptive Penalty Approval Red Lobster

Deputy Chief Joe Adams briefly highlighted this item as detailed in the Request for Council Action and related attachments dated February 13, 2023.

Mr. Greg McCallows, General Manager of Red Lobster, stated he was deeply embarrassed and so is the company. He explained their policy is that no one gets to serve alcohol until they go through the training in the first place. He noted Red Lobster failed twice which is very embarrassing. He explained he has done a couple of things to help solve this issue. Red Lobster has hired a company to come in on a monthly basis and perform compliance checks on them. The company is called Bars. That started in February and Red Lobster did pass the first check. Secondly, all of his staff now does a "Lobster talk" where it notes checking ID's and he stamps the log with the born on date for the date of the talk. Each employee gets a copy of it as well as having the employee sign in and state they understand that they have been talked to about compliance checks. He thought these were extraordinary measures in the industry that are not performed on a normal basis and he wanted the Council to be aware that he takes this personally. He noted he has been in restaurant management for almost thirty-two years and this is the first two times that he has ever been involved in this. He knows Red Lobster takes this seriously as well and moving forward, this will be a high priority for them. He explained the employee involved has been terminated and the manager on duty has been given a final written reprimand so it has become topic number one every day in the restaurant.

Councilmember Groff thanked Mr. McCallows for the proactive approach and he thought that was brilliant on the company's part to have quarterly testing done.

Public Comment

Mayor Roe offered an opportunity for public comment with no one coming forward.

Strahan moved, Etten seconded, approval to issue and administer the presumptive penalty pursuant to City Code Section 302.15, for on-sale license holders.

Council Discussion

Councilmember Strahan thanked Mr. McCallows for his comments and taking this seriously.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None

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Councilmember Etten explained he would like to have a future discussion on the City's off-sale first penalty. He understood why this is the way it is but thought the Council should look at it further.

h. Continuation: Consider Issuance of a Short-Term Rental License for 1901 Ryan Avenue

Building Official David Englund briefly highlighted this item as detailed in the Request for Council Action and related attachments dated February 13, 2023.

Ms. Julie Stueve, owner at 1901 Ryan Avenue, addressed the City Council. She clarified that she and her sister purchased the property in December 2022 and have eight children between them. She noted they are from Pennsylvania and their parents still live in Pennsylvania. The property was purchased with the intent of having a place to stay for the parents when they come and visit for long periods of time, hoping that between stays this could be used as short-term rental. The short-term rental license has been applied for and when Mr. Englund told them they would not be able to get that license for months, they applied for the long-term rental license and got that on December 14, 2022. They were able to rent it to some traveling nurses for thirteen week stints, which is within the long-term rental agreement. She indicated they were not trying to do anything unlawful and are trying to do everything correctly. The home is rented but not as a short-term rental until the license is approved. She explained ideally they would like to keep this house and potentially move their parents in at some point.

Public Comment

Mayor Roe offered an opportunity for public comment with no one coming forward.

Council Discussion

Councilmember Etten noted that he had originally asked this be tabled based on feedback from neighbors and he appreciated the work of staff and information from the applicant.

Etten moved, Strahan seconded, approval of a one-year Short-Term Rental License for 1901 Ryan Avenue.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None

i. Consider an Ordinance Amending Title 9, Section 909 of the City Code in Order to Stop Issuance of New Short-Term Rental Licenses

Community Development Director Janice Gundlach briefly highlighted this item as detailed in the Request for Council Action and related attachments dated February 13, 2023.

Mayor Roe indicated the soonest expiration date of a current license that would not be eligible for renewal under this would be June 22, 2023 and then mid-July and mid-September time frame.

Councilmember Strahan confirmed that this does not rescind or change any current licenses. It could only impact renewal of the licenses that are out there or origination of any new license applications.

Ms. Gundlach indicated that was correct.

Councilmember Strahan explained this does not bring into consideration any owner-occupied rentals as well.

Ms. Gundlach indicated that was correct because the current Ordinances exempt owner-occupied rentals, whether short-term or long-term.

Councilmember Strahan asked if the Council could bring owner occupied rentals into consideration as this is reviewed.

Ms. Gundlach explained that is possible but clarified that the Ordinance the Council is being asked to adopt tonight only relates to the short-term rental licensing program. If the Council wanted to make changes to the owner-occupancy exemption under regular rental licensing, that is not affected by this ban but the Council could still change the regulations on those but is not included in the temporary ban.

Councilmember Groff asked what a realistic timeline was of getting this resolved.

Ms. Gundlach indicated she did not know the answer to that question because she did not know what direction staff has in order to pursue changes to regulations. A lot of ideas have been thrown around and she thought conversations needed to be done about what the City is able to enforce and what the City is not able to enforce. This can be brought back for some direction fairly quickly and then depending on what that direction is, that will determine on how much time it will take to prepare amendments for future consideration.

Councilmember Groff asked out of fairness to the people who have licenses coming up for renewal, he thought it is something to be considered because those people have acted in good faith with their licenses and been compliant with the City ordinance so for this to get thrown on them is not fair in his opinion.

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Mayor Roe thought the longest timeframe not to impact existing license holders would be approximately four months.

Councilmember Schroeder wondered, in relationship to this, if the City could require short-term rentals to keep track of who is renting, for how long, and have that available for City staff to look at to help with compliance issues.

Ms. Gundlach believed the answer to that question is that the City can certainly require it but if the rental owner does not show it to staff, the City cannot compel the owner to show it unless there is a court order.

City Attorney Tierney advised that was correct. She explained the fourth amendment applies and if the City has a reason to need that information and it is not given voluntarily, the City would be held to the standard necessary to perform a search.

Mayor Roe thought it would be appropriate this evening, if the Council is prepared, to provide initial guidance to staff to start the process.

Public Comment

Mayor Roe offered an opportunity for public comment.

Mr. Luke Hemken, 3007 Arona Street

Mr. Hemken explained that he and his wife are short-term rental hosts and love hosting guests in Roseville. They also have a short-term rental in another city and are open to have traveling guests in their home in an owner-occupied situation. He reviewed his background with the City Council. He indicated from his perspective, after hearing what was discussed at the Council level last time, and watching City Council meetings, he was all in favor of the Council taking the time needed to hear neighbors' concerns and thinking through all of the logistics of how to do this well. He would love to be a resource to share his opinion as an advocate for hosts. He stated if he was to make only one potential change or amendment to what is proposed today, it is the not renewing the licenses that are coming up. He agreed with what Councilmember Groff stated earlier.

Ms. Michelle Mulvehill, 1885 Shady Beach Avenue

Ms. Mulville indicated she was the first person to apply for a short-term rental license in the City but was not the first VRBO or Airbnb in the City. She explained she works in the music industry and VRBO and Airbnb enabled her to not lose her house during COVID because the concert business was the first thing to close and the last thing to reopen and she truly would have lost her house had this opportunity not come up. She did not think any of her neighbors would complain and has almost exclusively families and mostly grandparents or people coming to rent because their parents are in senior housing to spend the holidays with. She indicated all of her renters are very respectful and that is not often the case with long-term rentals,

noting there is a lot less care of the property and a lot less respect of the neighborhood. She would also like to ask that since her license is the first one to renew, that the Council decide quickly because she has regular renters that stay during the summer months, people are already booking to rent, and there will be financial penalties for cancellation at this point.

Ms. Connie Zaiets, 1277 Garden Avenue

Ms. Zaites noted the permit is under her husband's name and she was speaking on behalf of him who is with their kids. She indicated her family owns a few short-term rentals around the Twin Cities, rightfully obtained their permit, and have hosted many families, the majority of them who come to visit other family members. Their home is a larger size in order to host bigger families where a hotel cannot accommodate them. They have very strict rules that the guests do follow with outdoor cameras on all of the sections coming into the house with 24/7 surveillance of that. She indicated they also have a good relationship with the neighbors surrounding the rentals and ask the neighbors to inform them of any issues. She explained they go to the site often, have only had one incident while hosting people, and were able to cancel the reservation within three hours of their arrival. She felt they have more control with short-term rentals over long-term rentals. She indicated with long-term rentals there is less control over what happens on the property and how the property is maintained.

Ms. Faith Wilmar, 1130 Ryan Avenue W

Ms. Wilmar indicated they have been Airbnb hosts for the past seven years and have an occupied property too. The problem now is that they cannot travel. She indicated she is from China and her parents cannot travel but her family cannot go together to visit them because of this business. She wondered if they had friends living in the property to take care of the business so they can travel, would this still count as owner occupied or would they have to have a license.

Mayor Roe explained she should follow up with staff on that question.

Ms. Hess, 1913 Shady Beach Avenue

Ms. Hess explained she was at the meeting to talk about the other side of the Airbnb. She indicated there are seven rental units in Roseville, three are on their lake and two of them are on her block. She explained it is not all fabulous during the summer on the weekends even with the new regulations. They are trying to be good neighbors and cooperative so everyone can keep their properties but the owners probably do not know what goes on when not there and a family comes over for the weekend. The family usually only stays a few days, but they have friends over and it does end up chaotic. She stated there is a difference between a neighborhood and a lake property, as the lake properties end up becoming like a resort. She wanted to tell the other side of the story as well.

Ms. Noelle Chew, 1964 Schryer Avenue West

Ms. Chew explained she has a property in Roseville that her in-laws are at most of the time. While their parents are traveling, they are looking to have the opportunity to do something with the home, so it does not sit vacant for months on end. Speaking to there being a ban, this can be very disruptive when it comes to making plans and not knowing what the City is going to do. She knew the Council was trying to do what is right for everyone. She stated it would be appreciated if there was a way for the Council to continue to consider an update and revise it without putting a ban in place. She wondered if a ban was necessary because it is leaving people in limbo for an indeterminate amount of time.

Mayor Roe thought the Council could consider whether or not to include renewals as part of what is being discussed. He thought the question of whether the City needs to do this to review the program was a legitimate question that the Council can discuss and figure out as well.

No one else wished to address the City Council. Mayor Roe closed public comment and opened Council discussion.

Councilmember Etten indicated he would like to hear from staff because what he tried to move forward was a halt to new short-term rental licenses and the proposal that came back was new and renewals and taking the Code out. He did not understand how it got to that point and what leeway the Council would have to do what Mayor Roe suggested to not affect the renewals but only halt the new licenses.

Ms. Gundlach explained the first draft of the Ordinance that the City Attorney drafted did not include a ban on renewals but based on the line of questions staff received from Council, both during the discussion at the January 30th meeting and numerous emails and phone calls after the meeting, the she and City Manager discussed including renewals because they knew it would take some time to work through those issues and so the City Attorney redrafted the Ordinance to include renewals. If the Council does not want to include renewals, she believed the City Attorney was prepared with the previous draft of the Ordinance where renewals would be allowed. She noted that right now, none of the licenses have had issues. She understood that some of the public talked about issues that were not reported but the way the Ordinance works is that the issues have to be reported before it gets logged as a potential violation. Two violations are allowed within 180 days before the license can be suspended or revoked. That research is done by staff before the license is brought before the City Council for approve initially or to renew.

Councilmember Schroeder indicated when it comes to the complaining, and in part why the Council wants to look at it, people don't know where or who to complain to because it is not spelled out for the neighbors. She thought that was part of the problem. She recalled that when Councilmember Etten made his motion it was just for new licenses and not for the renewals. She thought the City had to consider that

people have done this in good faith and the City does not want to interrupt their businesses while the City is looking at it. This does not mean that this cannot be banned but for what the Council discussed, it was for new licenses because they talked about distances and numbers. She felt there was confusion around this entire issue, noting the Council did not want to create more and to get ahead of this. She was in support of having the ban on new rental licenses but not for renewals because that puts a burden on people for the rules that the City had in place and the owners are following. She did not support denying a renewal while the Council and staff are looking at this issue.

Mr. Trudgeon explained staff included a ban on renewals in the Ordinance because staff did not know how long it would be taking and the Council just heard testimony about one area in town having multiple short-term rentals on one block. If the City starts talking about distance requirements the City does not want to be in the position where some licenses are automatically renewed until that conversation has been made. While he thought it was highly likely the City can get the conversation done and something approved before the next one is up, staff just does not know how long that is going to take and does not want to set the City up by automatically renewing and then having conflicting Ordinances. He noted the sooner the Council and staff can get to this and sort it out, then it is less of an issue.

Councilmember Schroeder indicated she was curious about the process of looking at this. She wondered if the City is looking at updating this, how it would get done. She asked if staff would try to get people from both sides involved in a focus group to look at this or what would the process be.

Mr. Trudgeon explained this could be whatever shape the Council would like it to be. What staff has done in the past is listen to Council input, research what other cities do, and bring it back for a conversation as well as allowing for public dialogue at the meetings. To date, he has not heard about setting up a special task force but that could be considered and at Council's discretion but would probably be a longer process.

Mayor Roe thought an example would be the city's single-family rental registration program that was put in place in the 2005-2006 timeframe. He believed there was a group that consisted of both owners and neighbors and Planning Commission members, and that it was a three to six month period of time. That process involved a conversation that was guided by a consultant.

Councilmember Groff indicated he did not support having the current licensees being penalized, which did not make sense to him so he would like to have that withdrawn. He explained the Council passed an Ordinance in good faith two years ago and these people have acted in good faith as well. He did not think that made sense. He agreed that it may take some time, but he also thought at times government

needs to be pushed along a little bit instead of taking a long time. He did not think that four months was an undue burden on the Council to address this issue.

Councilmember Strahan explained she would actually consider including people not allowing renewals as the Council talks about proximity and especially with the person who just came forward on Shryer and called into question what the Council has already heard from neighbors on Ryan and Tatum as they are in very close proximity. She noted if there are already three along the South Owasso area, and if the Council wants to make changes in any other neighborhoods, the City needs to know what it is working with. She thought the City needed to look at this as a whole. She agreed with Councilmember Groff and thought this should be done quickly. She noted that in the past, the City gave a lot of people an opportunity to weigh in as the Council discovered what it wanted to do initially. She thought this should be a tweaking of the Ordinance to make sure the City is ahead of this. She stated the Council cannot look at this wholistically if it is being piecemealed. She indicated another thing she was concerned about is compliance. In the last couple weeks, the City has had many people come forward with complaints so she wondered how realistic this is to put onto staff who, unlike the compliance checks of alcohol and tobacco, is supposed to be the monitor. She thought the City needed to have a system in place for compliance.

Councilmember Etten asked if the Council could see the alternate Ordinance version.

City Attorney Tierney indicated the previous version was on her computer so she could walk the City Council through the current draft and review the changes between the two.

The City Council indicated that would be helpful.

City Attorney Tierney reviewed the differences with the City Council.

Mayor Roe indicated he was not a hundred percent sure if changes need to be made and considering the City has had a number of licenses in place as well as a number of owner occupied in place, it does not seem there is are a lot of issues. He noted, once again, if people are not reporting, that is another issue. It is also an issue the City has with owner-occupied single-family homes where people are living permanently. As he mentioned at the January 30th Council meeting and during the comments, a lot of times with long-term renters and homeowners issues that are acute in a neighborhood, it can go on and on because there is a lot of due process involved when dealing with those issues. There are also questions about whether people are reporting issues as well, the potential for retaliation, and that sort of thing. He noted there are different kinds of issues and all kinds of situations that the City has and has to deal with. He wanted to make sure that the City is not penalizing people who

are otherwise doing a good job of operating these short-term rentals because of concerns about potential future rentals that the City does not know about yet. He explained he was still not sure about what he wants to do and how he will vote on all of this.

Mayor Roe thought if the Council does want to look at the changes, it is conceivable to do that without changing the current Ordinance and let things continue to move forward and then make the changes when the Council is ready. He thought there were some legitimate concerns about things going into the potential high-rental season, rental applications coming in and being considered during that period under the current scheme, and whether that is a good idea. He also understood the notion offered by Councilmember Etten to do that pause. He tended to be sympathetic to allowing the renewals to occur for existing license holders who are in good standing with the City. He agreed that the City should try to get this wrapped up as soon as it can.

Mayor Roe stated some things to think about are the spacing and if the Council should look at the spacing only related to other licensed short-term rentals or does the Council look at the spacing relative to any other type of rental. Also, should the Council require rental owners to have more specific rules for their rentals, to what extent the City could require that, and what that means. He also thought the Council should discuss the number of short-term licenses, if there should be a limit, does the Council want to add any regulations to owner-occupied rentals, and how this relates to long-term rentals as well. Also, would the Council want to consider or can the City even look at requiring all the license holders to provide contact information to all property owners within so many feet of their property to help facilitate the communication concern. He explained there could be a whole host of other things that have not been thought of, but he wanted to bring up some of these things to think about.

Mayor Roe stated if the Council were to get into that type of discussion, he would like to see input from current licensees as well as neighbors. He was not sure how formal of a group or process that might be, but one of the things that happened with the original process was COVID as well as staff research and scheduling things to be on Council agendas for Council discussions. He thought that a group of people could have those types of discussions in a fairly quick fashion behind the scenes without being subject to the Council meeting schedule. So, there might be an advantage to that type of approach and it may make sense to get people who are vested in the process involved in those discussions.

Councilmember Strahan noted one thing that has not been mentioned is whether the City permits management companies to be managing short-term license units. Then, if someone does have multiple units that are being rented as an owner occupied, does that change their ability to recertify their house as a multi-density housing designation or the number of units that can be rented out of a single home. She stated with the number of questions raised, she would like to move forward with having some type of moratorium on things as the Council work through this.

Etten moved, Groff seconded, enactment of Ordinance No. 1626 for Title 9, Chapter 909 that does not allow new but does allow for renewal of current licenses.

Council Discussion

Councilmember Etten stated this has been discussed a lot but until tonight, not having any feedback of concerns from the current licensees is an important piece for him. Also, an understanding of how the process works for short-term rentals, two-eight month ahead of time bookings, and the penalties for these folks. He noted the City is putting them in a rough financial situation if the City were to do a full revocation of this. He thought this ordinances balanced some of what the City needs to do, and while he agreed that the Council needs to move quickly, he noted the Council is not famous for doing that. He wanted to make sure the City is not penalizing people while doing that and that it does not add to any problem they may or may not have, but hold them in their current frame. He thought this was good middle ground that allows things to move forward with any changes the Council may want without making an unnecessary complete ban. He also suggested the following to consider--while operating under the City's scheme, to not publish rentals below City Code.

Mayor Roe thought these might be things to discuss as part of a subsequent discussion because the Council is currently looking at a motion already on the table specific to the matter of stopping issuance of new short term rental licenses.

Councilmember Etten indicated he would hold off on his suggestions.

Councilmember Groff echoed Councilmember Etten's comments and felt it was a matter fairness, noting people have been running good Airbnbs in the city. This is not something detrimental to the city, it is something positive for the city, and if run correctly it is a good thing. He thought they are actually looking for problems here, noting while there are a few people that have complained about things, there are seven rentals and not a long list of complaints. He thought this made sense.

Councilmember Schroeder felt this was a good motion because people have their license and are doing this within the law, so not being able to give them an exact date of when the City will have this done puts an undue burden on them. For this reason, she would support this ordinance, noting that does not mean that someday these could still be banned.

Mayor Roe indicated he had become convinced that it made sense to have something in place rather than try to change the regulations while new applications come in. He indicated he will be supporting the motion.

Roll Call

Ayes: Groff, Etten, Schroeder, and Roe.

Nays: Strahan

Etten moved, Schroeder seconded, adoption of Summary Ordinance No. 1627 entitled "An Ordinance Approving Publication of an Ordinance Summary of the Amendment to Title 9, Section 909 of the Roseville City Code in order to stop issuance of new Short-Term Rental Licenses removing "for renewal" on line 26."

Roll Call (Super Majority Required)

Ayes: Groff, Etten, Schroeder, and Roe.

Nays: None

Abstain: Strahan

Councilmember Etten explained the list the Mayor provided earlier in the discussion brings up a lot of the things the Council needs to think through. He agreed with what Councilmember Strahan brought up, that there was a significant amount of input in the last 12-18 months. But, things that are beyond the minimum stay that is published include looking at a notification process for neighbors as well as looking at the owner occupied registration process. He was curious to hear from staff about how these can be tracked in the City.

Councilmember Groff indicated he would like to have some discussion about the advertising aspect of these rentals and ways to monitor them.

Councilmember Schroeder thought the City needed some definitions regarding what a seven day stay is defined as. She also thought there needed to be a better way for people to notify the City of violations.

Mayor Roe wondered if the Council would like to look at having some sort of a working group comprised of interested parties and how formalized the City wants to make that.

Councilmember Etten did not think the City was at the point of having a regular meeting group over a period of time. He thought there could be a public open house to give people the opportunity to do provide feedback from different sides.

Councilmember Strahan saw this as an update to the existing Ordinance and did not see this as a brand-new thing that needs to be started over. She agreed there has been a lot of input over a period of time, and she did not see this as a standing group.

Councilmember Schroeder stated that staff could reach out to the people who emailed the city on both sides of the issue and ask their input. Getting their thoughts

at the front end of the process shows we valve their input. We want people to be involved and waiting until the end for comment is too late.

J. Discuss a Letter of Support for the Keystone Community Food Shelf Bonding Request

Councilmember Etten indicated why he asked that this item be put on the agenda for consideration. He reviewed the request from Keystone Community Food Shelf for a State bonding request.

Public Comment

Mayor Roe offered an opportunity for public comment with no one coming forward.

Etten moved, Strahan seconded, approval of a letter from the City supporting Keystone Community Food Shelf Bonding request.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None.

8. Council Direction on Councilmember Initiated Agenda Items

9. Approve Minutes

Comments and corrections to draft minutes had been submitted by the City Council prior to tonight's meeting and those revisions were incorporated into the draft presented in the Council packet.

a. Approve January 23, 2023 EDA and City Council Meeting Minutes Schroeder moved, Etten seconded, approval of the January 23, 2023 EDA and City Council Meeting Minutes as presented.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None.

10. Approve Consent Agenda

At the request of Mayor Roe, City Manager Trudgeon briefly reviewed those items being considered under the Consent Agenda; and as detailed in specific Requests for Council Action dated February 13, 2023 and related attachments.

Groff moved, Strahan seconded, approval of the Consent Agenda including claims and payments as presented and detailed.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None.

a. Approve Payments

ACH Payments	\$230,533.34
105764-105876	603,037.95
TOTAL	\$833,571.29

- b. Approval of 1 Cigarette/Tobacco Products License, and 2 Tetrahydrocannabinol (THC) Licenses
- c. Approve General Purchases or Sale of Surplus Items Exceeding \$10,000
- d. Adopt Resolution 11965 to Accept 2022 Police Donations
- e. Approve 2023 Auto Theft Prevention Grant Applications
- f. Adopt Resolution No. 11966 Approving MnDOT Cooperative Construction Agreement No. 1051804 TH 36 & Fairview Avenue Ramps Improvement
- g. Approve Encroachment Agreement at 931 County Road B2
- h. Approve Resolution No. 11967 Authorizing Revocation and Designation of Municipal State Aid Roads

11. Future Agenda Review, Communications, Reports, and Announcements – Council and City Manager

City Manager Patrick Trudgeon reviewed the February 27, 2023 City Council meeting, March 6, 2023 City Council meeting and the March 13, 2023 EDA and City Council meetings.

Councilmember Strahan reminded the public that the deadline for Commission applications is March 1, 2023.

12. Adjourn

Schroeder moved, Strahan seconded, adjournment of the meeting at approximately 8:18 p.m.

Roll Call

Ayes: Groff, Strahan, Etten, Schroeder, and Roe.

Nays: None.

Daniel J Roe, Mayor

ATTEST:

Patrick J. Trudgeon, City Manager