

REGULAR CITY COUNCIL WORK SESSION
January 8, 2019
Council Chambers
4100 Lakeview Avenue North
Robbinsdale, Minnesota
Following the REDA meeting which
follows the 7:00 p.m. regular City Council Meeting

AGENDA

1. CITY COUNCIL WORK SESSION CALLED TO ORDER BY MAYOR PRO TEM
2. ROLL CALL: Blonigan, Rogan, Selman, Backen, Mayor Murphy
3. DISCUSS: Tobacco Licensing – update considerations
4. DISCUSS: Charitable Gambling – update/state law conformance
5. REVIEW: Fair Housing Policy draft
6. REVIEW: Strategic Direction & Identify Key topics for 1/26/19 goal session
Include Starting/End time for Goal Session
7. MONTHLY UPDATE: Problem Properties
8. OTHER BUSINESS
9. ADJOURNMENT

3. Tobacco Licensing

In 2017 when City Council updated tobacco licensing requirements, the question of raising the legal age for tobacco purchase to 21 was put on hold for discussion in November, 2018. In November, 2018, the City Council opted to discuss at this work session for expected ordinance consideration at the February 19, 2019 meeting.

Suggestions from Hennepin County public health, which will be formulated into ordinance language with assistance from the public law which are expected to have sufficient support for enactment:

- **Raising the minimum legal age for tobacco products to 21** reducing youth access and exposure to tobacco products. Public health officials have indicated that the military support this step, however, at this time the military bases do not enforce T21. A licensing action exempting active military has been put forward in the past. Experience working with licensed vendors and their part-time staff leans towards keeping regulation as simple as possible.
- **Regulate the manufacturing or mixing of e-liquid** by assuring that license holders have the required manufacturing license through the MN State Commissioner of Revenue prior to receiving a tobacco retail license. This would be similar to requiring evidence of a county food vendors license prior to issuance of a city license.
- **Restrict the sale of electronic delivery devices and related products**, similar to the restriction on flavored tobacco products, to stores with age limited access which focus on tobacco products. This would currently limit the sale to the two age restricted tobacco stores at Robin Center and Town Center.

Other suggestions which appear to lack adequate support are:

- Adding mint, menthol and wintergreen to flavors which can only be sold at age restricted, tobacco focused shops.
- Establishing a cap on the number of licenses the city would issue. This could be a lower cap with current vendors under a grandfather exemption.

4. Charitable Gambling- conformance with state law.

The city's current code language related to expenditures within the city boundary and definition of trade area is not enforceable. By state law, the trade area must include all contiguous cities, which includes Minneapolis. Options for amending the ordinance identified by the City Attorney's office include:

1. Require organizations to spend all, or a portion, of lawful purpose expenditures within the trade area (Crystal, Golden Valley, Brooklyn Center, Minneapolis);
2. Require organizations to contribute 10% to a city-administered fund, keeping in mind that the city can only use this money for certain things delineated in [M.S. 349.213, subd. 1\(f\)\(2\)](#)-below. The city also would have to meet certain reporting and acknowledgment requirements; or
3. A combination of (1) and (2) above.

Statutes for Reference

[349.213 sub 1\(f\)\(2\)](#) by an ordinance requirement that such organizations must contribute ten percent per year of their net profits derived from lawful gambling conducted at premises within the city's or county's jurisdiction to a fund administered and regulated by the responsible local unit of government without cost to such fund. The funds must be disbursed by the local unit of government for (i) charitable contributions as defined in section [349.12, subdivision 7a](#), or (ii) police, fire, and other emergency or public safety-related services, equipment, and training, excluding pension obligations. A contribution made by an organization is not considered an expenditure to the city or county nor a tax under section [297E.02](#), and is valid and lawful. A city or county receiving and making expenditures authorized under this clause must by March 15 of each year file a report with the board, on a form the board prescribes, that lists all such revenues collected, interest received on fund balances, and expenditures for the previous calendar year. A home rule or statutory city or county making charitable contributions authorized under this clause must acknowledge financial contributions of organizations conducting lawful gambling to the community and to the recipients of the funds. This may occur in communications about the funds as well as in the distribution of funds.

[349.12.sub7a](#) "Charitable contribution" means one or more of the lawful purposes expenditures under subdivision 25, paragraph (a), clauses (1) to (7), (10) to (15), and (19).

(a) "Lawful purpose" means one or more of the following:

- (1) any expenditure by or contribution to a 501(c)(3) or festival organization, as defined in subdivision 15c, provided that the organization and expenditure or contribution are in conformity with standards prescribed by the board under section [349.154](#), which standards must apply to both types of organizations in the same manner and to the same extent;
- (2) a contribution to or expenditure for goods and services for an individual or family suffering from poverty, homelessness, or disability, which is used to relieve the effects of that suffering;
- (3) a contribution to a program recognized by the Minnesota Department of Human Services for the education, prevention, or treatment of problem gambling;
- (4) a contribution to or expenditure on a public or private nonprofit educational institution registered with or accredited by this state or any other state;
- (5) a contribution to an individual, public or private nonprofit educational institution registered with or accredited by this state or any other state, or to a scholarship fund of a nonprofit organization whose primary mission is to award scholarships, for defraying the cost of education to individuals where the funds are awarded through an open and fair selection process;
- (6) activities by an organization or a government entity which recognize military service to the United States, the state of Minnesota, or a community, subject to rules of the board, provided that the rules must not include mileage reimbursements in the computation of

the per diem reimbursement limit and must impose no aggregate annual limit on the amount of reasonable and necessary expenditures made to support:

- (i) members of a military marching or color guard unit for activities conducted within the state;
 - (ii) members of an organization solely for services performed by the members at funeral services;
 - (iii) members of military marching, color guard, or honor guard units may be reimbursed for participating in color guard, honor guard, or marching unit events within the state or states contiguous to Minnesota at a per participant rate of up to \$50 per diem; or
 - (iv) active military personnel and their immediate family members in need of support services;
- (7) recreational, community, and athletic facilities and activities intended primarily for persons under age 21, provided that such facilities and activities do not discriminate on the basis of gender and the organization complies with section [349.154, subdivision 3a](#);
- (10) a contribution to the United States, this state or any of its political subdivisions, or any agency or instrumentality thereof other than a direct contribution to a law enforcement or prosecutorial agency;
- (11) a contribution to or expenditure by a nonprofit organization which is a church or body of communicants gathered in common membership for mutual support and edification in piety, worship, or religious observances;
- (12) an expenditure for citizen monitoring of surface water quality by individuals or nongovernmental organizations that is consistent with section [115.06, subdivision 4](#), and Minnesota Pollution Control Agency guidance on monitoring procedures, quality assurance protocols, and data management, provided that the resulting data is submitted to the Minnesota Pollution Control Agency for review and inclusion in the state water quality database;
- (13) a contribution to or expenditure on projects or activities approved by the commissioner of natural resources for:
- (i) wildlife management projects that benefit the public at large;
 - (ii) grant-in-aid trail maintenance and grooming established under sections [84.83](#) and [84.927](#), and other trails open to public use, including purchase or lease of equipment for this purpose; and
 - (iii) supplies and materials for safety training and educational programs coordinated by the Department of Natural Resources, including the Enforcement Division;
- (14) conducting nutritional programs, food shelves, and congregate dining programs primarily for persons who are age 62 or older or disabled;
- (15) a contribution to a community arts organization, or an expenditure to sponsor arts programs in the community, including but not limited to visual, literary, performing, or musical arts;
- (19) a contribution or expenditure to honor an individual's humanitarian service as demonstrated through philanthropy or volunteerism to the United States, this state, or local community;



City of Robbinsdale Fair Housing Policy

1. Purpose and Vision

Title VII of the Civil Rights Act establishes federal policy for providing fair housing throughout the United States. The intent of Title VII is to assure equal housing opportunities for all citizens. Further, the City of Robbinsdale, as a recipient of funds from the Metropolitan Council is obligated to certify that it will affirmatively further fair housing.

The City of Robbinsdale is committed to meeting this obligation, and has developed this Fair Housing Policy to further that goal.

2. Policy Statement

It is the policy and commitment of the City of Robbinsdale to ensure that fair and equal housing opportunities are available to all persons in all housing opportunities and development activities funded by the City regardless of race, color, religion, sex, sexual orientation, marital status, status with regard to public assistance, creed, familial status, national origin, or disability. This is done through external policies to provide meaningful access to all constituents as well as fair housing information and referral services; and through internal practices and procedures that do not discriminate and that affirmatively further fair housing.

3. External Practices

a. Fair Housing Officer – Intake and Referral

The City of Robbinsdale has designated the (Housing Inspector /City Clerk) as the responsible authority for the intake, processing and referral of all fair housing complaints. While not expected to be an expert, the Fair Housing Officer will be familiar with state and federal fair housing laws, the complaint process for filing discrimination complaints, and the state and federal agencies that handle complaints. The date, time, and nature of the fair housing complaint and the referrals and information given will be fully documented. The Fair Housing Officer will also monitor city activities affecting fair housing and raise issues and concerns where appropriate.

b. Meaningful Access

- i. Online Information. The City of Robbinsdale will have information about fair housing and its fair housing officer prominently displayed on its website. The website will also have links to various fair housing resources, including the Department of Housing and Urban Development, Minnesota Department of Human Rights, Mid-Minnesota Legal Aid, and others as well as links to state and federal fair housing complaint forms. In addition, the City will post the following documents on its website.
 1. Reasonable Accommodation Policy
 2. Limited English Proficiency (LEP) Policy
 3. Americans with Disabilities Act (ADA) Policy regarding access to city services; and
 4. The State of Minnesota's Olmstead Plan.
- ii. In-Person Information. The City of Robbinsdale will provide in-person fair housing information including:
 1. A list of fair housing enforcement agencies;
 2. Frequently asked questions regarding fair housing law; and
 3. Fair housing complaint forms for enforcement agencies.

- c. Languages. The City of Robbinsdale is committed to providing _____ (fair housing?) information in the native language of its residents. The City of Robbinsdale will provide information in languages other than English as described in its LEP policy.

4. Internal Practices

The City of Robbinsdale commits to the following steps to promote awareness and sensitivity to fair housing issues in all of its government functions.

- a. Staff and Officials Training. The City will regularly train its staff and elected officials on fair housing considerations, including working with people with disabilities, and limited English proficiency constituents.
- b. Housing Analysis. The City will review its housing (periodically/every 3 years) to examine the affordability of both rental and owner-occupied housing to inform future city actions.
- c. Code Analysis. The City will review its municipal code (periodically/every 3 years) with specific focus on ordinances related to zoning, building and occupancy standards, to identify any potential for disparate impact or treatment.
- d. Project Planning and Analysis. City planning functions and development review will consider housing issues, including whether potential projects may perpetuate segregation or lead to displacement of protective classes.
- e. Community Engagement. The City will seek input from underrepresented populations in the community. Conversations regarding fair housing, development, zoning and land use changes may be facilitated by the City.
- f. Affirmatively Furthering Fair Housing. As a recipient of federal funds through Metropolitan Council grants, the City agrees to participate in the Regional Analysis of Impediments, as organized by the regional Fair Housing Implementation Council (FHIC). The City will review the recommendations from the analysis for potential integration into City planning documents, including the Comprehensive Plan, and other applicable documents.

The City of Robbinsdale will review, revise as necessary, and adopt annually at its annual meeting.

Robbinsdale Strategic Direction/Strategic Goals/Goals/Projects

Innovating for Quality Services & Efficiencies		Promoting & Connecting			Revitalizing the Community		Investing For The Future		
		Communicate to Inform Residents	Engage/Involve Residents	PR Campaign	Redevelopment		ID Support & Desire For Civic Center	Timely Asset Replace& Maint.	Develop & Leverage Partnerships
Become an Employer of Choice	Enhanced Services	Community Engagement			Outside DT	Downtown – Do LRT Right	Infrastructure		Funding
Market Study= Competitive Wages	Organics Collection • Sign up mailing 1/2019 • WM Service issues • Simple textiles	Social Media: - News Blast - Advertise Meetings	Heart Safe Community • Senior commission conducting business survey – on hold over the summer • Presentation to Chamber well received. • Newsletter no resp. • Regroup 2019	Public Safety • Transit • Coffee W/Cop • Working w/ Hy-Vee • Anticipate new apartments = more people	37xx W Broadway • Under construction	Downtown Infrastructure Update Coordination • BLRT Discussions-2024 • Sidewalk Updates – 2019	Define Meeting Space Needs • UnBook Library • Meeting Space • Party space w/Basic Kitchen • YMCA?	LVT Pavilion and shade structures • Pavilion open • Change plan for open area – plan to be bid 2019	Identify Network of Resources • On-going
	Water Plant – Soft Water-Not feasible 11/7 proceed with plans	Reassess communications City-Wide Newsletter • Effectiveness?				BP Station • Parking lot surface delay to 2019 gravel lot when ground frozen			
		Improve Utility Info Reorganized webpage						Triangle Park Master Plan	
Employee Recognition Enhancement • peer recognition concept discussed	Crystal-Ryan Pump 2020 project		Parks Night Out 2019 • Referred to PRF Commission • Regroup 2019	Infrastructure Costs	36xx France • Planning complete - issue with title • TBRA Grant approved • TIF District REDA 1/8/19 CC 1/15/19	Parking Ramp/Wrap Resolution • City-County-BPO RFQ • RFQ needs to follow site control • Regroup 2019		Hollingsworth Park Refresh • Phase 2 discussion starting needs CC approval	Legislative Lobbying • On-going • Local authority
			BTYR Gold Star Family Site?			Brewery -> BrewPub			
								Kelly Park Playground Apply 2019	
	Water Meter Replacement 2019-20 project	New Resident Welcome Letter <i>Scheduled quarterly</i>	Tobacco-Health Ordinance update target 2/19/19	Fair Housing Document Fed requirements. Annual outreach. Work w/HRC	Hy-Vee -- Liquor Store Opened 9/18/18	Travail Reboot Under Construction		Wellhead protection	Connect BlueLine Now! Continuing in 2019
						PAMP Relocation Liquor hearing 1/8		Toledo Wear course 2019	
	Energy Savings • \$5000 annual savings compared to 2010 • Continue to seek options	Improve Language on Public Announcements – less officious	Anti-Littering Park Ambassador hired mid-summer		Other inquiries at staff level	Keep DT Fresh *Streetscape Budget *2nd DT Mural -fundraising		Historic Library Meeting Room “apply next year” Issue with stair change. Discuss Lower Use	
	Way-finding • 36th Noble Entry sign working on fabrication • Banners added on Noble • DT Public Parking signs & lighting	Electronic Resident Request System • Available on Website • FAQs – How to report...	Informative Article- How to impact Policy process (Survey 26% feel unimpowered)			Developer Roundtable Station Area September - BTAP CDI Community presented 10/20 Hubbard Mkt Future		Council Chambers AV Update-2019-20	
	Liquor Store Income Up		11.11.18 – 100 yr anniversary			Cultivate Artist projects		Street/Utility Reconstruction	

Strategic Direction		Goal		Strategic Goal		Project	
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Goal Session Topics

What are the biggest issues that we need to tackle 2019-20?

What aren't we talking about that we should?

Opportunity Zone

Station Area – Bus Parking – Hubbard Marketplace Development

Snow removal and Parking enforcement

Food Trucks at Institutions – Middle School, Lee Square, Copperfield Hill

Library Lower Level

Special Events