

**City Council Regular Business Meeting  
Monday, September 18, 2023 - 6:30 p.m.  
Bloomington Civic Plaza - Council Chambers  
1800 W. Old Shakopee Road  
Bloomington, MN 55431**

**CALL TO ORDER**

Mayor Busse called the meeting to order at 6:30 p.m. and noted attendance.

All votes taken by voice vote.

Present: Mayor Tim Busse and Councilmembers Jenna Carter, Chao Moua, Dwayne Lowman, Patrick Martin, and Lona Dallessandro.

Absent: Councilmember Shawn Nelson

Staff present: City Attorney Melissa Manderschied, Council Secretary Matt Brillhart, and other staff. City Manager Jamie Verbrugge was present virtually via Webex.

**PLEDGE OF ALLEGIANCE**

Mayor Busse led the audience in the pledge of allegiance to the flag.

**1. Approval of Agenda**

Motion by Mayor Busse, seconded by Lowman to approve the agenda as listed.  
Motion carried 6-0.

**2. INTRODUCTORY**

**2.1 Introduction of New Employees**

Welcome the following new Public Works employees to the City of Bloomington:

Street Maintenance – Thomas Hilgert and Pat Kelly

Facilities Maintenance – Chad Haines and Joe Kubiszewski

Fleet – Kyle Kushinski and Sophie Phongsavat

**2.2 Proclamation: Latinx / Hispanic Heritage Month**

Mayor Busse read a proclamation recognizing Latinx/Hispanic Heritage Month.

**2.3 Proclamation: Int'l Day of Peace**

Mayor Busse read a proclamation recognizing International Day of Peace.

**2.4 Sustainability Commission Appointment**

Motion by Dallessandro, seconded by Lowman to appoint Sean McFarling to a term from the date of appointment to 2/28/26 on the Sustainability Commission.  
Motion carried 6-0.

**3. CONSENT BUSINESS**

*Councilmember Martin has the consent agenda*

**3.1 Resolution Approving a Levy for Year 2024 for the HRA in and for the City of Bloomington**

Motion by Martin, seconded by Carter to approve Resolution No. 2023-138, approving a levy for year 2024 pursuant to Minnesota Statutes, Section 469.033, Subdivision 6 by the Housing and Redevelopment Authority in and for the City of Bloomington.  
Motion carried 6-0.

**3.2 Resolution Approving a Levy for Year 2024 for the Port Authority of the City of Bloomington**

Motion by Martin, seconded by Carter to approve Resolution No. 2023-139, approving a levy for year 2024 pursuant to Minnesota Statutes, Section 469.053, Subdivision 4 by the Port Authority of the City of Bloomington. Motion carried 6-0.

**3.3 Reimbursement Resolution Declaring Intent to Reimburse Certain Expenditures from Proceeds of Bonds to be Issued by the City**

Motion by Martin, seconded by Carter to adopt Resolution No. 2023-140, the Reimbursement Resolution declaring intent of the City to reimburse certain expenditures from the proceeds of bonds to be issued by the City. Motion carried 6-0.

**3.4 Resolution for Budget Adjustment to Transfer Strategic Priorities Funds to City Facilities Fund**

Responding to Councilmember Lowman, City Manager Verbrugge noted this would be the first major remodeling project at Civic Plaza, as equipment nears the end of its useful life. He noted the HRA & Port funds are contributing to the project as well, and we don't want to tap the Facilities Fund too heavily, given facility needs in other areas.

- 4.3 Public Hearing: Public Nuisance Abatement Assessment** Mayor Busse opened the public hearing. No one spoke. Motion by Moua, seconded by Lowman to close the public hearing. Motion carried 6-0.  
Motion by Lowman, seconded by Martin to adopt Resolution 2023-149, a Resolution Adopting the Assessment Roll for Public Nuisance Abatements. Motion carried 6-0.
- 4.4 Public Hearing: Tree Removal Assessments** Mayor Busse opened the public hearing. No one spoke. Motion by Lowman, seconded by Carter to close the public hearing. Motion carried 6-0.  
Motion by Lowman, seconded by Carter to adopt Resolution 2023-150, a Resolution Adopting the Assessment Roll for Delinquent Tree Removal Costs. Motion carried 6-0.
- 4.5 Public Hearing: Weed/Brush Removal Assessments** Mayor Busse opened the public hearing. No one spoke. Motion by Dallessandro, seconded by Lowman to close the public hearing. Motion carried 6-0.  
Motion by Martin, seconded by Lowman to adopt Resolution 2023-151, a Resolution Adopting the Assessment Roll for Weed and Brush Removal Costs. Motion carried 6-0.
- 4.6 Public Hearing: Delinquent Water, Sewer, Storm Water Drainage, Garbage, Recycling and Organics Assessments** Mayor Busse opened the public hearing. No one spoke. Motion by Moua, seconded by Dallessandro to close the public hearing. Motion carried 6-0.  
Motion by Moua, seconded by Dallessandro to adopt Resolution 2023-152, a Resolution Adopting the Assessment Roll for Delinquent Water, Sewer, Storm Water Drainage, Garbage, Recycling and Organics Assessments. Motion carried 6-0.
- 4.7 Public Hearing: Civil Fines for Property-Related Violation Assessments** Mayor Busse opened the public hearing. No one spoke.  
Motion by Martin, seconded by Moua to close the public hearing. Motion carried 6-0.  
Motion by Martin, seconded by Moua to adopt Resolution No. 2023-153, a Resolution Adopting the Assessment Roll for Unpaid Civil Penalties and Fines. Motion carried 6-0.
- 4.8 Public Hearing: Lyndale Ave. properties rezoning from B-2 to B-4** Planner Thomas Ramler-Olson presented on the proposed amendment to the City's zoning map to rezone 28 parcels located around Lyndale Avenue's commercial nodes at 86th St and 98th St from the B-2 Zoning District to B-4. Mr. Ramler-Olson noted correspondence from Pawn America relaying concerns with the impact of rezoning.
- Councilmembers and staff discussed how nonconforming properties are handled and what types of improvements would be allowed. Councilmember Dallessandro inquired on the history of why pawn shops are not included in B-4 zoning district. Senior Planner Nick Johnson noted the B-4 district was created in 2006 and included uses that were deemed to be compatible with long range plans for those areas at the time. He noted that pawn shops are now subject to additional licensing requirements put in place since that time, limiting the number of pawn shops allowed in the city. Pawn Shops are not inherently incompatible with B-4 zoning, but further study would be needed as far as allowing them as a conditional use in the B-4 district.
- Mayor Busse opened the public hearing. Rhett Schwichtenberg representing Pawn America (8650 Lyndale Avenue S) spoke regarding written testimony submitted and discussions they have had with Planning staff, requesting to add pawn shops to the list of permitted businesses in the B-4 zoning district.  
Motion by Lowman, seconded by Carter to close the public hearing. Motion carried 6-0.
- Motion by Lowman, seconded by Carter to adopt Ordinance No. 2023-23, AN ORDINANCE AMENDING THE CITY ZONING MAP BY REZONING PROPERTIES SHOWN IN EXHIBIT A FROM B-2 GENERAL COMMERCIAL TO B-4 NEIGHBORHOOD COMMERCIAL. Motion carried 6-0.