

## COON RAPIDS CITY COUNCIL MEETING MINUTES OF FEBRUARY 17, 2015

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### CALL TO ORDER

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The second regular meeting of the Coon Rapids City Council for the month of February was called to order by Mayor Jerry Koch at 7:00 p.m. on Tuesday, February 17, 2015, in the Council Chambers.

### PLEDGE OF ALLEGIANCE TO THE FLAG

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Mayor Koch led the Council in the Pledge of Allegiance.

### ROLL CALL

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Members Present: Mayor Jerry Koch, Councilmembers Denise Klint, Ron Manning, Jennifer Geisler, Brad Johnson and Steve Wells

Members Absent: Councilmember Wade Demmer

### ADOPT AGENDA

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MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER JOHNSON, TO ADOPT THE AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

### PROCLAMATIONS/PRESENTATIONS

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1. PRESENTATION OF SNOWFLAKE DAYS CHILI CHALLENGE TROPHY AND DONATIONS TO HOPE 4 YOUTH
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Lori Anderson Coon Rapids Lions, discussed the success of the Snowflake Days Chili Challenge. She thanked all who participated in this wonderful event and noted the trophy for best chili was awarded to the Coon Rapids Lions. She explained that the proceeds generated from the Chili Challenge event would be donated to Hope 4 Youth.

### APPROVAL OF MINUTES OF PREVIOUS MEETINGS

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2. FEBRUARY 3, 2015, CITY COUNCIL
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MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT,

FOR APPROVAL OF THE MINUTES OF THE FEBRUARY 3, 2015, COUNCIL MEETING.  
THE MOTION PASSED UNANIMOUSLY.

CONSENT AGENDA/INFORMATIONAL BUSINESS

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3. APPROVE RESOLUTION 15-35, ACCEPTING MN BCA SOFTWARE GRANT
  4. ADOPT RESOLUTION 15-37, APPROVING NEW GAMBLING PREMISES PERMIT FOR COON RAPIDS YOUTH HOCKEY ASSOCIATION
  5. INFORMATIONAL ITEM: CORPORATE OFFICER CHANGE – FAMOUS DAVE’S – 3211 NORTHDALÉ BOULEVARD
  6. RECEIVE YEAR END GAMBLING EXPENDITURE REPORT
  7. RECEIVE GAMBLING REPORT AND AUTHORIZE PAYMENT TO COMMUNITY STRENGTH FOUNDATION
  8. APPROVE TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE TO CONDUCT WINE TASTING FOR FAITH LUTHERAN CHURCH OF COON RAPIDS
  9. APPROVE NEW GAMBLING PREMISE PERMIT FOR COON RAPIDS MAT BANDITS WRESTLING CLUB
  10. INFORMATIONAL ITEM: CORPORATE OFFICER CHANGE – CUB FOODS SOUTH – 2050 NORTHDALÉ BOULEVARD
  11. ADOPT RESOLUTION 15-41, APPOINTING BRUCE SANDERS TO POLICE AND FIREFIGHTER’S CIVIL SERVICE COMMISSION
  12. ADOPT RESOLUTION 15-40, APPOINTING RONALD BRADLEY TO BOARD OF ADJUSTMENT AND APPEALS
  13. ADOPT RESOLUTION 15-39, APPOINTING MARY SCHMOLKE AND RAY KNOBLAUCH TO THE PLANNING COMMISSION
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MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER GEISLER, FOR APPROVAL OF THE CONSENT AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

PUBLIC HEARING

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14. HOLD PUBLIC HEARING/ASSESSMENT HEARING, ADOPT RESOLUTION 15-1(6A) ORDERING PROJECT, ADOPT RESOLUTION 15-1(8) APPROVING PLANS AND SPECIFICATIONS
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The Staff report was shared with Council.

Councilmember Manning understood that the City could not receive federal grants for the proposed project. He asked what the yearly increase was to a homeowners property taxes. Assistant City Engineer Hansen estimated that property taxes within the project area would be increased by \$200 per year.

Mayor Koch opened the public/assessment hearing at 7:17 p.m.

Melvin Schulte, 1700 125<sup>th</sup> Lane NW, stated he has lived in Coon Rapids since 1958. He noted he owns two lots for his home and has two driveways, one to his home and a second (which the City required) to an accessory structure. He explained that he would rather remove the second driveway than pay a second assessment.

Mayor Koch recommended that Mr. Schulte combine his lots. Public Works Director Himmer agreed it was only fair for Mr. Schulte to pay one assessment and stated he could work with him to combine his two lots.

Mr. Schulte was in favor of combining his lots.

Bill Gallup, 10455 Drake Street NW, stated he moved to Coon Rapids four months ago. He discussed the train tracks near Egret and Eagle. He explained that his home shakes when heavy trains go through the City. This concerned him in that the underground water and sewer lines may be damaged. He recommended that staff review this issue through the proposed street improvement project.

Mayor Koch closed the public/assessment hearing at 7:34 p.m.

MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER MANNING, TO ADOPT RESOLUTION NO. 15-1(6A) ORDERING THE PROJECT; AND RESOLUTION NO. 15-1(8) APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS. THE MOTION PASSED UNANIMOUSLY.

15. HOLD PUBLIC HEARING/ASSESSMENT HEARING, ADOPT RESOLUTION 15-3(6A) ORDERING PROJECT, ADOPT RESOLUTION 15-3(8) APPROVING PLANS AND SPECIFICATIONS
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The Staff report was shared with Council.

Councilmember Klint questioned why only a select few streets were being replaced within a neighborhood. Assistant City Engineer Hansen explained that these streets either had poor soil conditions or were missed with previous street improvement projects.

Mayor Koch asked if staff would be taking into consideration the concerns Mr. Gallup raised regarding the heavy trains passing through Coon Rapids. Assistant City Engineer Hansen stated this was not something that staff considered through the road design process. Public Works Director Himmer explained that all sewer lines within the street improvement project area would be televised and if any breaks were found they would be addressed.

Mayor Koch opened the public/assessment hearing at 7:44 p.m.

Gary Anderson, 224 94<sup>th</sup> Avenue NW, noted he owns an additional parcel along 94<sup>th</sup>. He asked if there would be any utility work on 94<sup>th</sup> between Flintwood and 95<sup>th</sup>. He questioned how property assessments were determined. Public Works Director Himmer explained that properties were assessed based on the location of driveways. He noted that corner lots were only assessed once.

Mr. Anderson inquired if his street had to be repaved, since it was already blacktop. Public Works Director Himmer stated the condition of the blacktop was poor and was in need of replacement. He discussed how staff assessed the City's street condition based on a three-year cycle.

Curt Stikowski, 9424 Flintwood Street, explained his street was supposed to be overlaid several years ago, but the work was not completed. He questioned if curb and gutter would be a part of the proposed improvement project, and if not, was his assessment lower than other homeowners within the service project area. Assistant City Engineer Hansen commented that the City would only be replacing curb and gutter portions that were damaged. He understood that in Mr. Stikowski's case, his portion of the street did not currently have curb and gutter.

Councilmember Klint asked why curb and gutter was not being proposed for Flintwood Street. Public Works Director Himmer stated staff was proposing to keep the roadway in same condition as it was and not have to spend big dollars when the curb and gutter would be torn out in the near future when the area further develops.

Mr. Stikowski stated he has lived in his home for the past 20 years and the proposed "development" has not occurred.

Councilmember Johnson did not believe it was fair to charge neighborhoods without curb and gutter the same amount as neighborhoods with curb and gutter.

Mayor Koch commented that curb and gutter would only be replaced where needed.

Councilmember Manning explained that the entire assessment policy would need to be revamped if a critical eye was used when determining assessment amounts based on the amount of curb and gutter replacement, the amount of watermain work or sewer line replacements, etc.

Mayor Koch asked if the City should commit to the curbs since the street was being improved at this time. Public Works Director Himmer discussed how the entire neighborhood would be adversely impacted if curbing was added due to the fact the roadway would need to be raised by six inches.

Mr. Stikowski understood that he would not be receiving curb and gutter. He expressed frustration that he was paying taxes for storm sewer, when this was not offered on his roadway.

Mr. Anderson requested further information on the road replacement process. Public Works Director Himmer stated six inches of the road would be reclaimed and then it would be repaved.

Mayor Koch closed the public/assessment hearing at 8:19 p.m.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER JOHNSON, TO ADOPT RESOLUTION NO. 15-3(6A) ORDERING THE PROJECT; AND RESOLUTION NO. 15-3(8) APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS. THE MOTION PASSED UNANIMOUSLY.

16. HOLD PUBLIC HEARING/ASSESSMENT HEARING, ADOPT RESOLUTION 15-2(6A) ORDERING PROJECT, ADOPT RESOLUTION 15-2(8) APPROVING PLANS AND SPECIFICATIONS
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The Staff report was shared with Council.

Mayor Koch opened and closed the public/assessment hearing at 8:25 p.m. since no one appeared to address the Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER WELLS, TO ADOPT RESOLUTION NO. 15-2(6A) ORDERING THE IMPROVEMENT; AND RESOLUTION NO. 15-2(8) APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS. THE MOTION PASSED UNANIMOUSLY.

#### BID OPENINGS AND CONTRACT AWARDS

None.

#### OLD BUSINESS

17. CONSIDER APPROVAL OF THERAPEUTIC MASSAGE ENTERPRISE LICENSE FOR THERAPEUTIC SPA, INC. DBA ORIENTAL MASSAGE – 2740 MAIN STREET, SUITE 116
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER JOHNSON, TO APPROVE THE ISSUANCE OF THE 2015 THERAPEUTIC MASSAGE ENTERPRISE

LICENSE FOR THERAPEUTIC SPA, INC. DBA ORIENTAL MASSAGE LOCATED AT 2740 MAIN STREET, SUITE 116. THE MOTION PASSED UNANIMOUSLY.

18. CONSIDER ADOPTION OF ORDINANCE 2129 ADDING PROCEDURE FOR APPROVAL OF ORDINANCE AMENDMENTS

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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER MANNING, TO ADOPT ORDINANCE 2129, AN ORDINANCE AMENDING SECTIONS 11-304 AND 11-305 TO INCLUDE APPROVAL PROCEDURES FOR ORDINANCE AMENDMENTS. THE MOTION PASSED UNANIMOUSLY.

NEW BUSINESS

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19. CONSIDER INTRODUCTION OF ORDINANCE REGARDING CHAPTER 8-1200 – SURFACE WATER MANAGEMENT

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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER GEISLER, TO INTRODUCE THE UPDATED ORDINANCE FOR SURFACE WATER MANAGEMENT, AND AMEND THE CITY CODE ACCORDINGLY. THE MOTION PASSED UNANIMOUSLY.

20. CONSIDER RESOLUTION 15-36 CALLING FOR PUBLIC HEARING TO ESTABLISH TAX INCREMENT FINANCING DISTRICT 1-31, 110XX CROOKED LAKE BOULEVARD

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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER WELLS, TO APPROVE THE NON-BINDING TERM SHEET; AND ADOPT RESOLUTION 15-36 CALLING FOR A PUBLIC HEARING ON APRIL 7, 2015 TO MODIFY REDEVELOPMENT PROJECT AREA NO. 1 AND ESTABLISH TAX INCREMENT FINANCING DISTRICT 1-31.

Councilmember Johnson stated for personal reasons he would be abstaining from taking action on this matter.

THE MOTION PASSED 5-0-1 (JOHNSON ABSTAINED).

21. CONSIDER INTRODUCTION OF ORDINANCE AMENDMENT ADOPTING 2015 STATE BUILDING CODE

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, TO INTRODUCE THE PROPOSED LANGUAGE AMENDING CHAPTER 12-200 OF THE CITY CODE. THE MOTION PASSED UNANIMOUSLY.

22. CONSIDER APPROVAL OF SERVICE AGREEMENT WITH MHC BUNKER HILLS

The Staff report was shared with Council.

Councilmember Klint asked if a determination has been made on the restaurant name. Bill Morissey explained the name would come after the concept development plan was completed. He anticipated that a final recommendation would be made in a week or two.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER KLINT, TO AUTHORIZE THE BUNKER HILLS GOLF CLUB FOOD AND BEVERAGE SERVICE AGREEMENT WITH THE STAFF RECOMMENDED CHANGE TO SECTION 5.6 CHANGING 90 DAYS TO 60 DAYS. THE MOTION PASSED UNANIMOUSLY.

23. CONSIDER ADOPTING RESOLUTION 15-5(8) APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS FOR PROJECT 15-5

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER JOHNSON, TO ADOPT RESOLUTION 15-5(8) APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS FOR THE 2015 STREET MAINTENANCE PROGRAM. THE MOTION PASSED UNANIMOUSLY.

24. CONSIDER INTRODUCTION OF ORDINANCE REVISING TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSES AND ORDINANCE ALLOWING MALT BEVERAGES/WINE IN CITY PARKS

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER WELLS, TO INTRODUCE AN ORDINANCE REVISING TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSES AND INTRODUCE AN ORDINANCE REVISING CITY CODE CHAPTER 10-416 ALLOWING MALT BEVERAGES AND WINE IN CITY PARKS IF SOLD BY SOMEONE LICENSED BY THE CITY TO SELL IN THE PARK. THE MOTION PASSED UNANIMOUSLY.

#### OPEN MIC/PUBLIC COMMENT

Mayor Koch reviewed the rules of order for the Open Mic/Public Comment portion of the meeting.

Jeff Cosman, 3049 116<sup>th</sup> Avenue NW, explained the Council changed the fee schedule with regard to park pavilions in 2015. He stated that parties with 75 or more people were required to reserve an additional pavilion and pay a larger fee. It was his opinion that the \$150 fee was asking too much from Coon Rapids residents. He requested that the Council reconsider the fee and set a maximum fee of \$100. He believed that the rates should more closely reflect the income levels and housing values within Coon Rapids. He recommended that the pavilion rental rates be made more affordable in order for the City's residents to take advantage of this park amenity.

Jerry Pierce, 12236 Partridge Street, thanked City Manager Gatlin for providing the Council with clarity on the expense to hire a new City Manager. Mr. Pierce expressed general displeasure with City Staff. He questioned why the Council was in such a hurry to replace its staff members. He recommended that the Council not take the Open Mic portion of the meeting as a joke.

#### REPORTS ON PREVIOUS OPEN MIC

Mayor Koch discussed the comments made during Open Mic at the February 3, 2015 Council meeting.

#### OTHER BUSINESS

Councilmember Manning stated he attended a meeting at Anoka County regarding invasive species. He indicated the County was trying to gather information on which cities want to be involved in an educational program. He questioned if Coon Rapids wanted to participate.

Councilmember Johnson stated the Coon Creek Watershed would be a good resource to address this concern as well. He suggested the City newsletter be used as an educational resource. Public Works Director Himmer was in favor of posting information on the City's website, or passing flyers along

to residents.

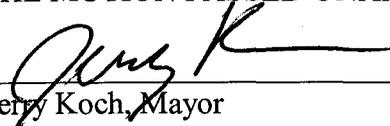
Public Works Director Himmer provided the Council with an update on the proposed revisions for Sand Creek Park and discussed how the base bid would be impacted.

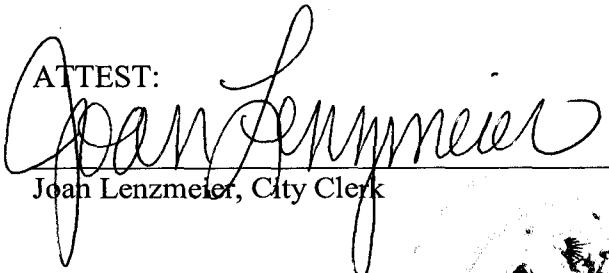
Police Chief Wise discussed the upcoming Polar Plunge, which was planned for February 28<sup>th</sup> and encouraged residents to participate in this wonderful event.

ADJOURN

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MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER KLINT, TO ADJOURN THE MEETING AT 9:01 P.M. THE MOTION PASSED UNANIMOUSLY.

  
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Jerry Koch, Mayor

ATTEST:  
  
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Joan Lenzmeier, City Clerk

