

COON RAPIDS CITY COUNCIL MEETING MINUTES OF MAY 19, 2015

CALL TO ORDER

The second regular meeting of the Coon Rapids City Council for the month of May was called to order by Mayor Jerry Koch at 7:00 p.m. on Tuesday, May 19, 2015, in the Council Chambers.

PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Koch led the Council in the Pledge of Allegiance.

ROLL CALL

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

Members Absent: None

ADOPT AGENDA

MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER GEISLER, TO ADOPT THE AGENDA AS AMENDED, REMOVING ITEM 8 FROM THE CONSENT AGENDA AND PLACING IT UNDER OLD BUSINESS AS ITEM 1A; AND ADDING ITEM 1B UNDER NEW BUSINESS TO CONSIDER STORM SEWER REIMBURSEMENT FOR MAGNUM TRUCKING. THE MOTION PASSED UNANIMOUSLY.

PROCLAMATIONS/PRESENTATIONS

1. DR. KAMAL AHMED, NUSRAT MOSQUE INAUGURATION

Dr. Kamal Ahmad, 11450 Robinson Drive, addressed the Council and announced that the Nusrat Mosque would be holding an inauguration service on May 23rd from 1:00 to 3:00 p.m. He stated the mosque has been in in the works for the past 20 years and he believed it would be a good addition to the community. He welcomed the public to visit the mosque any time it was open.

Mayor Koch welcomed Dr. Ahmad and the Nusrat Mosque to the community.

2. ALEX STANFORD FROM CONGRESSMAN PAULSEN'S OFFICE – LEGISLATIVE UPDATE

Alex Stanford was not in attendance.

3. PROCLAMATION STEVE GATLIN CITY MANAGER RETIREMENT

Mayor Koch read a proclamation acknowledging City Manager Steve Gatlin for his 17 years of sincere and dedicated service to the City of Coon Rapids and wish him well in his retirement. A round of applause was offered by all in attendance.

City Manager Gatlin thanked the citizens, staff and Council for their support over the years.

Councilmember Klint thanked Mrs. Gatlin for the support she provided to her husband for allowing City Manager Gatlin to serve the City of Coon Rapids over the past 17 years.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

4. APPROVAL OF LOCAL BOARD OF APPEAL AND EQUALIZATION RECONVENE MEETING MINUTES
 5. MAY 5, 2015, COUNCIL MEETING
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Councilmember Johnson requested staff amend the spelling of Mr. Towle's last name in the minutes.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER GEISLER, FOR APPROVAL OF THE AMENDED LOCAL BOARD OF APPEAL AND EQUALIZATION RECONVENE MEETING MINUTES. THE MOTION PASSED UNANIMOUSLY.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, FOR APPROVAL OF THE MINUTES OF THE MAY 5, 2015, CITY COUNCIL MEETING. THE MOTION PASSED UNANIMOUSLY.

CONSENT AGENDA/INFORMATIONAL BUSINESS

6. ADOPT RESOLUTION 15-74 ACCEPTING DONATIONS FOR CIVIC CENTER REMODEL
7. APPROVE MINNESOTA GREENCORP MEMBER HOST SITE APPLICATION
8. ~~ADOPT ORDINANCE 2139 ESTABLISHING HOUSING IMPROVEMENT AREA FOR THOUSAND OAKS IV TOWNHOUSES~~
9. APPROVE REALLOCATING FUNDING IN FACILITIES CONSTRUCTION FUND

BUDGET FOR CITY HALL PARKING LOT RECONSTRUCTION

10. ADOPT RESOLUTION 15-75 AMENDING 2015 BUDGET FOR LIGHTING RETROFIT AT BUNKER HILLS
 11. ADOPT RESOLUTION 15-77 ACCEPTING DONATION FOR MOVIES IN THE PARK
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MOTION BY COUNCILMEMBER DEMMER, SECONDED BY COUNCILMEMBER WELLS, FOR APPROVAL OF THE CONSENT AGENDA AS AMENDED REMOVING ITEM 8. THE MOTION PASSED UNANIMOUSLY.

PUBLIC HEARING

None.

BID OPENINGS AND CONTRACT AWARDS

12. ADOPT RESOLUTION NO. 15-11(9) AWARDED A CONTRACT FOR MISCELLANEOUS BITUMINOUS REPAIR – PROJECT 15-11
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION NO. 15-11(9) AWARDED A CONTRACT TO NORTHWEST ASPHALT, INC. IN THE AMOUNT OF \$540,985.50. THE MOTION PASSED UNANIMOUSLY.

13. AWARD CONTRACT FOR BOILER REPLACEMENT & INSTALLATION
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER WELLS, TO AWARD THE PURCHASE OF NEW BOILERS, MATERIAL AND EQUIPMENT TO JOHNSON CONTROLS IN THE AMOUNT OF \$77,214.00 AS WELL AS THE AWARD FOR LABOR AND INSTALLATION OF THE BOILERS TO JOHNSON CONTROLS IN THE AMOUNT OF \$25,213.00 SINCE JOHNSON CONTROLS IS MOST FAMILIAR WITH THE EQUIPMENT BEING PROPOSED. ONCE INSTALLED, THE CITY WILL RECEIVE A REBATE FROM CENTERPOINT ENERGY IN THE AMOUNT OF \$12,300.00 BRINGING THE GRAND TOTAL OF THE ENTIRE PROJECT TO \$90,127.00. THE MOTION PASSED UNANIMOUSLY.

14. AWARD CONTRACT AND ADOPT ASSESSMENTS FOR PROJECT 15-2, MSA STREET RECONSTRUCTION

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER MANNING, TO ADOPT RESOLUTION NO. 15-2(9) AWARDED A CONTRACT TO HARDRIVES, INC. IN THE AMOUNT OF \$3,292,782.20; AND RESOLUTION NO. 15-2(12) ADOPTING ASSESSMENTS. THE MOTION PASSED UNANIMOUSLY.

OLD BUSINESS

1A. ADOPT ORDINANCE 2139 ESTABLISHING HOUSING IMPROVEMENT AREA FOR THOUSAND OAKS IV TOWNHOUSES

The Staff report was shared with Council.

City Attorney Brodie explained the Council introduced this Ordinance in February. He discussed the 45 day review period and noted the minor changes to the Ordinance and recommended adoption.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER JOHNSON, TO ADOPT AN ORDINANCE ESTABLISHING A HOUSING IMPROVEMENT AREA FOR THAT PORTION OF THOUSAND OAKS IV TOWNHOUSES LOCATED ALONG 124TH CIRCLE. THE MOTION PASSED UNANIMOUSLY.

NEW BUSINESS

15. REPORT ON CENTURYLINK CABLE TELEVISION FRANCHISE APPLICATION

Eric Strouse, CTN Production Manager, explained that attorney Mike Bradley was present to discuss the CenturyLink cable television franchise with the Council.

Mike Bradley indicated CenturyLink has submitted an intent to franchise with the Cable Commission. He reviewed the application report further with the Council. He stated CenturyLink was proposing to build out 30% of the City initially and not 50%. He recommended the Council receive and file the report and direct staff to negotiate a franchise with CenturyLink.

Councilmember Demmer discussed the State law regarding the reasonable build out of the franchise. He asked if this would take five years or longer. Mr. Bradley expected that the build out would be

addressed within the cable franchise. He could not venture a guess as to the actual timeframe and indicated he would try and accomplish the State goal of five years within the franchise agreement.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER DEMMER, TO RECEIVE AND FILE THE CENTURYLINK CABLE TELEVISION FRANCHISE REPORT AND DIRECT STAFF TO NEGOTIATE A FRANCHISE WITH CENTURYLINK.

Councilmember Johnson discussed the preemption language being proposed by CenturyLink. He believed it was foreseeable that there would be litigation regarding this matter if the City was not properly protected.

THE MOTION PASSED UNANIMOUSLY.

16. CONSIDER ADOPTING RESOLUTION 15-16(8) ACCEPTING PLANS AND SPECIFICATIONS FOR SAND CREEK PARK BUILDING PACKAGE, AND AUTHORIZING SOLICITATION OF BIDS
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION NO. 15-16(8) ACCEPTING PLANS AND SPECIFICATIONS FOR THE SAND CREEK PARK BUILDING PACKAGE, AND AUTHORIZE THE SOLICITATION OF BIDS. THE MOTION PASSED UNANIMOUSLY.

17. CONSIDER AWARD OF A CONSTRUCTION MANAGEMENT CONTRACT FOR THE SAND CREEK PARK BUILDING PACKAGE; CITY PROJECT 15-16
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER KLINT, TO AWARD A CONSTRUCTION MANAGEMENT CONTRACT TO AMCON CONSTRUCTION, IN THE AMOUNT OF \$124,400, FOR THE SAND CREEK PARK BUILDING PACKAGE. THE MOTION PASSED UNANIMOUSLY.

18. PC 15-13, CONSIDER A RESOLUTION TO CHANGE THE LAND USE FROM OFFICE, GENERAL COMMERCIAL AND MODERATE DENSITY RESIDENTIAL TO HIGH DENSITY RESIDENTIAL
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER JOHNSON, TO DENY THE REQUESTED LAND USE AMENDMENT BASED ON THE FACT THAT THE APPLICANT HAS WITHDRAWN THE APPLICATION. THE MOTION PASSED UNANIMOUSLY.

19. PC 15-14 CONSIDER ORDINANCE CHANGING THE ZONING FROM OFFICE, GENERAL COMMERCIAL AND MODERATE DENSITY RESIDENTIAL TO HIGH DENSITY RESIDENTIAL
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER JOHNSON, TO DENY THE REQUESTED ZONE CHANGE BASED ON THE FACT THAT THE APPLICANT HAS WITHDRAWN THE APPLICATION. THE MOTION PASSED UNANIMOUSLY.

20. CONSIDER ADOPTION OF ORDINANCE 2137 AMENDMENT TO SECTION 11-1500 TO AMEND THE PROCEDURAL REQUIREMENT FOR RESCINDING SUBDIVISION APPROVAL
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER DEMMER, TO APPROVE AN ORDINANCE AMENDMENT TO SECTION 11-1500 FOR THE FOLLOWING:

1. AMEND SECTIONS 11-1504.2, 11-1504.4, 11-1504.5 AND 11-1504.6 TO AMEND THE PROCEDURAL REQUIREMENTS FOR RESCINDING SUBDIVISION APPROVAL.

THE MOTION PASSED UNANIMOUSLY.

- 1B. CONSIDER STORM SEWER REIMBURSEMENT FOR MAGNUM TRUCKING
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER WELLS, TO REIMBURSE MAGNUM TRUCKING IN THE AMOUNT OF \$77,250 FOR THE PUBLIC STORM SEWER WORK PERFORMED ON SITE DURING CONSTRUCTION, CONDITIONS

UPON RECEIVING OUTSTANDING DEED TRANSFERS ON ADJACENT LAND OWNED BY SHAMROCK DEVELOPMENT. 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.

Jeffrey Cosman, 3049 116th Avenue NW, reported that a new college campus, which was affiliated with Waldorf, would be coming to the City of Coon Rapids. He discussed the new, innovative college and invited the Council to attend the Open House, which would be held at the Redeemer Lutheran Church Campus on Saturday, May 30th from 9:15 a.m. to 12:30 p.m. This was a free and open event to the public.

Ed Layton, 12197 Olive Street, expressed concern with the snow plowing this past winter. He explained that the snow plow went into the boulevard and destroyed his sidewalk and sprinkler system. He requested the City repair the damaged caused by the snow plow.

REPORTS ON PREVIOUS OPEN MIC

21. UPDATE ON GATE CLOSURE LOCATED ON CRANE STREET NEAR 133RD AVENUE

Mayor Koch provided an update regarding the gate closure situation on Crane Street near 133rd Avenue as discussed during Open Mic at the May 5, 2015 Council meeting.

Mayor Koch was in favor of discussing this item at a workshop meeting prior to bringing it to Council. Public Works Director Himmer stated that because of the numerous items on upcoming worksession meetings this would delay action until September. He explained that there was growing from the associations requesting that the gate remain open.

Mayor Koch recommended that the homeowners associations on both sides of the gate provide the City with direction from their board on the gate. Public Works Director Himmer indicated he would be in contact with each of the homeowners associations to encourage them to discuss the gate and provide the City with further direction on how to proceed.

Public Works Director Himmer asked if the Council supported the gate being left open in the interim. Mayor Koch suggested that the gate be closed to encourage the homeowner boards to address the matter sooner rather than later.

OTHER BUSINESS

Councilmember Manning recommended staff fix the sprinkler heads for the gentleman that spoke at Open Mic. He believed this was reasonable given the fact the resident was caring for the boulevard and was the nice and neighborly thing to do.

Councilmember Klint suggested the boulevard policy be reviewed by the Council.

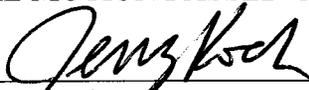
Councilmember Johnson believed the Council could address each of these situations on a case by case basis.

Fire Chief Piper discussed the City's success at becoming a Heart Safe Community. He reported that 1,200 students at the Coon Rapids High School would be trained to use an AED and how to manage a sudden cardiac situation.

Mayor Koch noted the first Movie in the Park event would be held this week at the Coon Rapids Soccer Complex.

ADJOURN

MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER GEISLER, TO ADJOURN THE MEETING AT 8:03 P.M. THE MOTION PASSED UNANIMOUSLY.



Jerry Koch, Mayor

ATTEST:


Joan Lenzmeier, City Clerk

