

## COON RAPIDS CITY COUNCIL MEETING MINUTES OF JULY 5, 2016

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### CALL TO ORDER

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The first regular meeting of the Coon Rapids City Council for the month of July was called to order by Mayor Jerry Koch at 7:00 p.m. on Tuesday, July 5, 2016, 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, Wade Demmer, Jennifer Geisler, Brad Johnson and Steve Wells

Members Absent: None

### ADOPT AGENDA

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

### PROCLAMATIONS/PRESENTATIONS

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None.

### APPROVAL OF MINUTES OF PREVIOUS MEETINGS

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#### 1. JUNE 21, 2016, COUNCIL MEETING

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MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER DEMMER, FOR APPROVAL OF THE MINUTES OF THE JUNE 21, 2016, COUNCIL MEETING. THE MOTION PASSED 6-0-1 (KLINT ABSTAINED).

### CONSENT AGENDA/INFORMATIONAL BUSINESS

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#### 2. APPROVE FINAL PAYMENT FOR PROJECT 15-4 – 2015 WELL REHABILITATION

3. ADOPT RESOLUTION 16-78, ESTABLISHING CITY MANAGER'S SALARY
  4. ADOPT RESOLUTION 16-79, ESTABLISHING NEW POLLING LOCATION FOR PRECINCT 4-2
  5. INFORMATIONAL ITEM: CORPORATE OFFICER CHANGE – FAMOUS DAVE'S – 3211 NORTHDALÉ BOULEVARD
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MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER JOHNSON, FOR APPROVAL OF THE CONSENT AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

#### PUBLIC HEARING

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6. PUBLIC HEARING FOR US DEPARTMENT OF JUSTICE GRANT
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The Staff report was shared with Council.

Mayor Koch opened and closed the public hearing at 7:05 p.m. since no one appeared to address the Council.

#### BID OPENINGS AND CONTRACT AWARDS

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None.

#### OLD BUSINESS

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7. CONSIDER ADOPTION OF ORDINANCE 2170 AMENDING PARK HOURS/OVERNIGHT PARKING
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER DEMMER, SECONDED BY COUNCILMEMBER WELLS, TO ADOPT ORDINANCE 2170, AN AMENDMENT TO THE PARK ORDINANCE REGARDING PARK HOURS AND OVERNIGHT PARKING.

Councilmember Demmer proposed exemptions be made to allow for thoroughfare trails to have differing hours as these trails provided connections between neighborhoods.

Mayor Koch questioned if trails had park hours. City Manager Stemwedel explained that all trails within a City park would be subject to the new proposed park hours. He noted the trails adjacent to a roadway would not be subject to the park hours. He stated there may be trail segments that could

be eliminated from the trail list. Staff recommended the Council adopt the Ordinance as presented and that further discussion regarding this matter be held at a future worksession meeting.

Councilmember Manning understood the proposed Ordinance was to keep individuals from loitering in City parks.

Councilmember Wells agreed stating he did not believe late night walkers or early morning joggers were a concern for the Coon Rapids Police Department. He supported the Ordinance as presented by staff.

THE MOTION PASSED UNANIMOUSLY.

8. CONSIDER ADOPTION OF ORDINANCE 2171 REGULATING PREDATORY OFFENDERS RESIDENCY

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The Staff report was shared with Council.

Mayor Koch explained the proposed Ordinance referred only to Level 3 offenders, or Level 2 offenders with a victim under the age of 16.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER WELLS, TO ADOPT ORDINANCE 2171, AN ORDINANCE THAT WOULD REGULATE PREDATORY OFFENDERS RESIDENCY.

Councilmember Johnson expressed concern with the exceptions within the Ordinance. He feared that exception Number 8 would allow a family member to purchase a home for a predator in order for them to move into the City of Coon Rapids. He preferred that this restriction language be tightened up and that a time restriction be placed on the home location.

Councilmember Manning and Councilmember Wells supported this friendly amendment.

City Attorney Brodie reported this language amendment was significant enough that it would require reintroduction of the Ordinance.

Councilmember Klint stated she could not support the Ordinance without the proposed language in place.

Councilmember Geisler supported the proposed language change as well.

Councilmember Klint requested the language change be fast tracked by staff.

Councilmember Wells recommended the Council approve the Ordinance as presented and that staff report back with amended language at a future meeting for exception Number 8. The Council was in agreement with this suggestion.

Mayor Koch summarized that the motion and second on the floor was to adopt the Ordinance as written.

THE MOTION PASSED UNANIMOUSLY.

9. CONSIDER ADOPTION OF ORDINANCE 2172 ADOPTING THE 2015 MINNESOTA STATE FIRE CODE

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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER DEMMER, TO ADOPT ORDINANCE 2172, TO AMEND SECTION 12-401 OF CITY CODE TO INCORPORATE THE 2015 MINNESOTA STATE FIRE CODE, ALONG WITH APPENDICES A, B, C, D, E, F, G, H, I, J AND L. THE MOTION PASSED UNANIMOUSLY.

NEW BUSINESS

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10. CONSIDER RESOLUTION 16-76 AND 16-77 SUPPORTING ANOKA COUNTY FEDERAL FUNDING APPLICATIONS FOR HANSON AND FOLEY BOULEVARDS

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The Staff report was shared with Council.

Councilmember Manning stated he wanted to offer his support however, he believed the City should be offered some assurances.

Councilmember Klint suggested the letter of support state the City was not offering municipal approval at this time.

Councilmember Manning asked if the County would be seeking approval from the City for this project. Public Works Director Himmer explained a cost-share agreement would have to come before the City prior to the project commencing if the County needed financial assistance from the City. However, if the County had enough funds to cover the cost of the entire project, City approval would not be necessary.

Councilmember Demmer asked if the Council could offer their support so long as the plan includes an additional median break. City Manager Stemwedel stated the proposed letter of support was fairly generic. He explained if the plans did not show the median break the City could remove its support from the Foley project.

Councilmember Wells supported this recommendation. He suggested the Council offer their support of the County pursuing Federal funding, but not offer their support for the project design. Public Works Director Himmer believed staff could draft a letter with this sentiment.

Councilmember Geisler agreed the County should be allowed to pursue Federal funding. Her concern was with the coordinated efforts between the City and the County for the Foley and Hanson projects. She did not believe the needs of the City were being considered. It was her opinion the City needed to reach a point where it could support a mutually agreed upon design for both projects.

Councilmember Johnson discussed the Foley project and expressed frustration that the County has not heeded the requests of the City to place a median break on this roadway. He expressed concern with how the County was managing these projects. He believed the County should have to do the plans right and do them right the first time in order to create a sense of collaboration between the City and the County. He recommended the County further engage with City staff on these projects. He stated he would not be supporting the recommendation from staff.

Public Works Director Himmer reiterated that he believed he could draft a letter of support expressing the concerns of the Council making the County aware of the City's project design concerns.

Councilmember Demmer was in favor of the Council only supporting the submittal for Federal funds if the project plans were changed, especially for the Foley project. He asked if the Council could place this strict criteria on the Foley project.

**MOTION BY COUNCILMEMBER DEMMER, SECONDED BY COUNCILMEMBER MANNING, TO ADOPT RESOLUTION NO. 16-77 SUPPORTING ANOKA COUNTY'S FEDERAL FUNDING APPLICATION FOR FOLEY BOULEVARD (CSAH 11) ONLY IF THE COUNTY PLACES A MEDIAN BREAK IN THE PLAN AS DISCUSSED BY THE CITY A YEAR AND A HALF AGO WITH THE COUNTY.**

Councilmember Johnson requested the median be placed as close to the Foley Park and Ride as possible.

**THE MOTION PASSED 6-1 (JOHNSON OPPOSED).**

**MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION NO. 16-76 SUPPORTING ANOKA COUNTY'S FEDERAL FUNDING APPLICATION FOR HANSON BOULEVARD (CSAH 78) CONTINGENT UPON MUNICIPAL CONSENT NOT OCCURRING UNTIL SUCH A TIME THAT THE CITY CAN MUTUALLY AGREE ON A COLLABORATIVE DESIGN.**

Councilmember Demmer requested clarification on the motion. City Manager Stemwedel clarified the motion for the City Council.

Councilmember Johnson explained the Council does not support the County's plans as submitted. He supported improvements along Hanson Boulevard, but not under the current plans. For this reason, he would not be supporting the proposed motion.

Mayor Koch questioned if some of the Council's suggestions could be achieved by the County prior to July 15<sup>th</sup>. Public Works Director Himmer believed that the left turn into Lion's Park would be easy to accomplish. He provided further comment on the other three areas where traffic would be restricted.

Councilmember Geisler preferred to offer her support making it clear the Council was supporting the County's efforts to receive Federal funding but did not support the design.

Councilmember Demmer would not be supporting the motion as stated. He feared the County would not be willing to change their plans after the fact. He did not believe that two or three major access changes could be made by the County at a future date. Public Works Director Himmer stated this would be up to the County to determine if the project should be resubmitted for Federal funds.

Councilmember Geisler recommended the Council support the Resolution contingent upon municipal consent not being granted until the plans were collaborated on, versus not offering any support at all. She believed that the proposed motion would let the County know where the City stands on this project.

Councilmember Manning and Mayor Koch agreed.

Councilmember Johnson asked if any public meetings had been held to date. Public Works Director Himmer stated no public meetings would be held by the County until the project was ready to move forward.

THE MOTION PASSED 4-3 (DEMMER, JOHNSON AND KLINT OPPOSED).

City Attorney Brodie advised that the letters of support would be crafted to reflect the Councils intent within the adopted Resolutions.

11. **CONSIDER APPOINTMENT OF ELECTION JUDGES, APPROVE SALARIES, AND SET CANVASS DATE FOR PRIMARY ELECTION**

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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER JOHNSON, TO APPROVE APPOINTMENT OF ELECTION JUDGES AS OUTLINED ON THE LIST; AUTHORIZE THE CITY CLERK TO APPOINT AND ASSIGN ELECTION JUDGES DURING THE 25 DAYS PRECEDING THE ELECTION IF SUBSTITUTIONS ARE NECESSARY; APPROVE HOURLY SALARY FOR ELECTION JUDGES AT \$9.50 PER HOUR; ASSISTANT HEAD JUDGES AT \$10.00 PER HOUR; HEAD JUDGES AT \$11.00 PER HOUR; AND STUDENT TRAINEES AT \$9.50 PER HOUR; AND SCHEDULE A SPECIAL MEETING TO CANVASS THE RESULTS OF THE PRIMARY ELECTION FOR FRIDAY, AUGUST 12, 2016 AT 7:30 A.M. THE MOTION PASSED UNANIMOUSLY.

#### OPEN MIC/PUBLIC COMMENT

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

#### REPORTS ON PREVIOUS OPEN MIC

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##### 12. OPEN MIC REPORT – GREG LEONE RE: MET COUNCIL GOVERNANCE REFORM

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Mayor Koch discussed Mr. Leone's comments made during Open Mic at the June 21, 2016 Council meeting.

##### 13. OPEN MIC REPORT – JENNIFER PERNELL RE: SAFETY MEASURES FOR RAILROAD TRACKS

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Mayor Koch discussed Ms. Pernell's comments made during Open Mic at the June 21, 2016 Council meeting.

##### 14. OPEN MIC REPORT – SCOTT BROMLEY RE: ACCESS INTO SHOPPING CENTER AT NORTHDALÉ BOULEVARD AND FOLEY BOULEVARD

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Mayor Koch discussed Mr. Bromley's comments made during Open Mic at the June 21, 2016 Council meeting.

#### OTHER BUSINESS

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Councilmember Manning invited the public to attend the next Concert at the Dam on Thursday, July 7<sup>th</sup>.

Councilmember Demmer thanked the Fire Department for their work on the 1<sup>st</sup> Annual Firecracker 5K. He was pleased that the City's trails could be highlighted for this event. He thanked all of the volunteers that made this event possible.

Councilmember Manning complimented Councilmember Wells and his wife for the numerous hours they put in at the Fourth of July celebration.

Fire Chief Piper stated the carnival was a tremendous success this year. He thanked the Police Department and Public Works Department for all of their efforts. He stated the bands, 5K and fireworks were all great. He also appreciated the communities' participation in the Fill the Boot campaign noting the Fire Department raised \$30,000 for muscular dystrophy.

Mayor Koch thanked the Coon Rapids North Star Lion's, Anoka Ramsey Community College, Coon Rapids Fire Social Group, Coon Rapids Community Strength Group, the Coon Rapids Police, Fire and Public Works Departments, and all of the local business partners that made this year's Fourth of July Celebration a huge success.

City Clerk Lenzmeier reported the City was seeking fire more individuals willing to serve as election judge alternates.

City Manager Stemwedel stated the first Summer in the City meeting would be held on Tuesday, July 12<sup>th</sup> from 6:30 to 8:00 p.m. at Sunrise Pond Park. In addition, the Council would be at Thorp Park on Monday, July 18<sup>th</sup>.

ADJOURN

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MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER DEMMER, TO ADJOURN THE MEETING AT 8:25 P.M. THE MOTION PASSED UNANIMOUSLY.

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Jerry Koch, Mayor

ATTEST:

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Joan Lenzmeier, City Clerk