

COON RAPIDS CITY COUNCIL MEETING MINUTES OF SEPTEMBER 6, 2016

CALL TO ORDER

The first regular meeting of the Coon Rapids City Council for the month of September was called to order by Mayor Jerry Koch at 7:00 p.m. on Tuesday, September 6, 2016, 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 MANNING, SECONDED BY COUNCILMEMBER DEMMER, TO ADOPT THE AGENDA AS AMENDED REMOVING ITEM 14. THE MOTION PASSED UNANIMOUSLY.

PROCLAMATIONS/PRESENTATIONS

None.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

1. AUGUST 12, 2016, SPECIAL CITY COUNCIL MEETING
 2. AUGUST 16, 2016, CITY COUNCIL MEETING
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MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER JOHNSON, FOR APPROVAL OF THE MINUTES OF THE AUGUST 12, 2016, SPECIAL CITY COUNCIL MEETING. THE MOTION PASSED 5-0-2 (DEMMER AND KLINT ABSTAINED).

MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER GEISLER, FOR APPROVAL OF THE MINUTES OF THE AUGUST 16, 2016, CITY COUNCIL MEETING. THE MOTION PASSED UNANIMOUSLY.

CONSENT AGENDA/INFORMATIONAL BUSINESS

3. RECEIVE MID YEAR GAMBLING EXPENDITURES REPORT
 4. APPROVE SERVICE AGREEMENT WITH ALEXANDRA HOUSE
 5. ACCEPT SOURCE WATER PROTECTION IMPLEMENTATION GRANT AND APPROVE AGREEMENT WITH THE STATE OF MINNESOTA
 6. APPROVE LETTER OF ENGAGEMENT FOR ENGINEERING SERVICES – WELLHEAD PROTECTION PLAN AMENDMENT, PART II (15-19)
 7. APPROVE 2016-2017 CONTRACT FOR SCHOOL LIAISON OFFICER SERVICES AT THE RIVER TRAIL LEARNING CENTER
 8. APPROVE 2016-2017 CONTRACT FOR SCHOOL LIAISON OFFICERS AND PREVENTION PROGRAM SERVICES
 9. APPROVE TEMPORARY ON-SALE STRONG BEER AND WINE LIQUOR LICENSE FOR FALL FESTIVAL AT EPIPHANY CHURCH
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MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER DEMMER, FOR APPROVAL OF THE CONSENT AGENDA AS PRESENTED.

Councilmember Johnson asked if the Alexandra house service agreement had pro-rated language. City Attorney Brodie apologized for not including this language and noted it would be included in 2017.

THE MOTION PASSED UNANIMOUSLY.

PUBLIC HEARING

10. CONSIDER ADOPTING RESOLUTION 16-91, ESTABLISHING HOUSING IMPROVEMENT FEE – CREEK MEADOWS II OWNERS ASSOCIATION
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The Staff report was shared with Council.

Councilmember Manning asked if there was any risk to the City for this project. City Attorney Brodie confirmed that all costs for the project would be assessed to the Creek Meadows II Home Owners Association.

Mayor Koch opened the public hearing at 7:15 p.m.

Steve Sharp, 11250 Robinson Drive, stated he and his wife purchased his mother's townhome last year. He discussed the special financing that was used to purchase the townhome. He questioned when he would see the assessment on this property. Finance Director Legg reported the assessment would be valid 45 days after September 20th and the real estate taxes would begin in 2017. Public Works Director Himmer noted that if the assessment were paid in full prior to the end of 2016, no

interested would be charged to the property owner.

Robert French, 1537 Creek Meadow Drive, asked when the repairs would be made to his unit. Mayor Koch anticipated that the repairs would be negotiated between the homeowners' association and contractors.

James Elmroth, 1523 Creek Meadow Drive, questioned who would be administering the payout to the contractors. Finance Director Legg reported the City would be administering the payout of all bills. She noted the association would have to approve the repair contracts.

Mr. Elmroth inquired why the City did not pursue additional bids from contractors. City Attorney Brodie stated he would investigate this further and would report back to the Council on September 20th.

Sandy of 1541 Creek Meadow Drive, explained she was the President of the Creek Meadow Homeowners Association. She indicated the Board received four bids for the repair work and decided on one contractor.

Jim Hoffice, 11274 Robinson Drive, believed the proposed improvement project was a mixed bag. He did not believe the proposed numbers added up and would not work given the fact the homeowners within this townhome association were on the lower portion of the socio-economic ladder. He feared the assessment would lead to more renters and foreclosures. He discussed how the assessment would impact homeowners over the past 15 years. He believed the improvement and the high expense for the repairs did not make sense for this development. He questioned why routine maintenance was not done on these units over the years. He explained that if the assessment was approved, he would be selling his unit.

Mayor Koch stated the City was acting simply as a facilitator for the financing and noted the request was being made by the homeowners' association.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER JOHNSON, TO CONTINUE THE PUBLIC HEARING FOR RESOLUTION 16-91 TO THE SEPTEMBER 20, 2016 CITY COUNCIL MEETING AT 7:00 P.M. THE MOTION PASSED UNANIMOUSLY.

BID OPENINGS AND CONTRACT AWARDS

None.

OLD BUSINESS

11. CONSIDER ADOPTION OF ORDINANCE 2175 RESTRICTING PARKING ON

CROOKED LAKE BOULEVARD

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER WELLS, TO ADOPT ORDINANCE 2175 RESTRICTING PARKING ON THE EAST SIDE OF THE CROOKED LAKE BOULEVARD SERVICE ROAD FROM 119TH AVENUE NW TO 121ST AVENUE NW.

Councilmember Klint asked if parking would still be allowed on the west side of the street. Public Works Director Himmer reported this was the case.

Councilmember Klint requested temporary signs be posted to ensure traffic is not parking on the east side of the Crooked Lake Boulevard service road until the Ordinance became effective. Public Works Director Himmer stated this could only be done for an emergency situation.

THE MOTION PASSED UNANIMOUSLY.

12. CONSIDER ADOPTION OF ORDINANCE 2176 RESTRICTING PARKING ON 114TH AVENUE NW AND MAGNOLIA STREET NW

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER DEMMER, TO ADOPT ORDINANCE 2176 RESTRICTING PARKING AT THE INTERSECTION OF MAGNOLIA STREET NW AND 114TH AVENUE NW ON BOTH SIDES OF THE STREET FROM THE NORTHWEST CORNER OF THE INTERSECTION TO A DISTANCE OF APPROXIMATELY 250 FEET SOUTH/SOUTHWEST AND 150 FEET EAST/SOUTHEAST, BETWEEN THE HOURS OF 8:00 A.M. AND 5:00 P.M., MONDAY THROUGH FRIDAY. THE MOTION PASSED UNANIMOUSLY.

13. CONSIDER ADOPTION OF ORDINANCE 2177 RESTRICTING PARKING ON 105TH LANE NW AND KUMQUAT STREET NW

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER GEISLER, TO ADOPT ORDINANCE 2177 RESTRICTING PARKING AT THE INTERSECTION OF KUMQUAT STREET NW AND 105TH LANE NW ON BOTH SIDES OF THE STREET FROM THE SOUTHWEST CORNER OF THE INTERSECTION TO A DISTANCE OF 150 FEET NORTH AND EAST. THE MOTION PASSED UNANIMOUSLY.

NEW BUSINESS

14. HRA BUDGET AND TAX LEVY

This item has been removed from the agenda.

15. CONSIDER ADOPTING PRELIMINARY 2017 TAX LEVY

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER DEMMER, TO ADOPT RESOLUTION NO. 16-90 ESTABLISHING THE PRELIMINARY TAX LEVY FOR THE CITY OF COON RAPIDS.

Finance Director Legg reported the HRA levy was included within this levy.

THE MOTION PASSED UNANIMOUSLY.

16. PC 16-19, CONSIDER THE INTRODUCTION OF AN ORDINANCE APPROVING A ZONE CHANGE, VANMAN ARCHITECTS, 10110 WOODCREST DRIVE (SPIRIT OF GRACE CHURCH)

The Staff report was shared with Council.

Councilmember Demmer supported the proposed zone change.

Mayor Koch considered the Ordinance regarding a zone change for Vanman Architects to be introduced.

17. PC 16-21, CONSIDER THE INTRODUCTION OF AN ORDINANCE APPROVING A ZONE CHANGE, LOCAL OIL COMPANY OF ANOKA, 2437, 2423 AND 2405 COON RAPIDS BOULEVARD

The Staff report was shared with Council.

Mayor Koch considered the Ordinance regarding a zone change for Local Oil Company of Anoka to be introduced.

18. CONSIDER INTRODUCTION OF AN ORDINANCE RESTRICTING PARKING ON
DAKOTAH STREET NW

The Staff report was shared with Council.

Mayor Koch considered the Ordinance restricting parking on Dakotah Street NW to be introduced.

19. CONSIDER INTRODUCTION OF AN ORDINANCE RESTRICTING PARKING ON
ELDORADO STREET NW

The Staff report was shared with Council.

Commissioner Johnson asked if one side of the street could be posted “No Parking” instead of both. Public Works Director Himmer stated he was contacted by two residents that lived on Eldorado expressing concerns with the apartment parking. The City also wanted to improve traffic safety as it approaches the intersection. Police Chief Wise indicated the visibility along the curve of Eldorado was a concern to the Police Department.

Mayor Koch considered the Ordinance restricting parking on Eldorado Street NW to be introduced.

20. CONSIDER ADOPTING RESOLUTION 16-92 CALLING FOR PUBLIC HEARING ON A
DRAINAGE AND UTILITY EASEMENT VACATION FOR LAWRENCE ESTATES

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER DEMMER, TO ADOPT RESOLUTION NO. 16-92, WHICH CALLS FOR A PUBLIC HEARING ON OCTOBER 4, 2016 FOR VACATION OF A DRAINAGE AND UTILITY EASEMENT OFF OF 128TH AVENUE. THE MOTION PASSED UNANIMOUSLY.

21. PC 15-35, CONSIDER RESOLUTION 16-97 GRANTING FINAL PLAT APPROVAL FOR
ANOKA HENNEPIN 1ST ADDITION, 11301 DOGWOOD STREET

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION NO. 16-97 APPROVING THE FINAL PLAT FOR ANOKA HENNEPIN 1ST ADDITION WITH THE FOLLOWING CONDITIONS:

1. ALL ENGINEERING COMMENTS MUST BE ADDRESSED.

THE MOTION PASSED UNANIMOUSLY.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, TO APPROVE THE VARIANCES TO MINIMUM LOT DEPTH AND LOT FRONTAGE BASED ON THE FOLLOWING:

1. THE INTENT OF THIS CHAPTER IS MET.
2. THE GRANTING OF THE VARIANCES WILL NOT BE DETRIMENTAL TO THE PUBLIC SAFETY, HEALTH OR WELFARE, OR INJURIOUS TO OTHER PROPERTY OR IMPROVEMENTS IN THE NEIGHBORHOOD IN WHICH THE PROPERTY IS LOCATED.
3. THE CONDITIONS UPON WHICH THE REQUEST FOR A VARIANCE IS BASED ARE UNIQUE TO THE PROPERTY FOR WHICH THE VARIANCE IS SOUGHT AND ARE GENERALLY NOT APPLICABLE TO OTHER PROPERTY.
4. THE LITERAL INTERPRETATION OF THE PROVISIONS OF THIS CHAPTER WOULD DEPRIVE THE APPLICANT OF RIGHTS COMMONLY ENJOYED BY OTHER PROPERTIES IN THE SAME ZONING DISTRICT.
5. THE SPECIAL CONDITIONS AND CIRCUMSTANCES DO NOT RESULT FROM THE ACTIONS OF THE APPLICANT.
6. BECAUSE OF THE PARTICULAR NATURAL SURROUNDINGS, SHAPE, OR TOPOGRAPHICAL CONDITIONS OF THE SPECIFIC PROPERTY INVOLVED, UNUSUAL HARDSHIP TO THE OWNER WOULD RESULT, AS DISTINGUISHED FROM A MERE INCONVENIENCE, IF THE STRICT LETTER OF THESE REGULATIONS WERE CARRIED OUT.

THE MOTION PASSED UNANIMOUSLY.

22. CONSIDER ADOPTING RESOLUTION 16-93 CALLING FOR PUBLIC HEARING TO VACATE STORM SEWER, WATER MAIN AND SANITARY SEWER PER DOCUMENT NUMBER 438053
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER WELLS, TO ADOPT RESOLUTION NO. 16-93, WHICH CALLS FOR A PUBLIC HEARING ON OCTOBER 4, 2016 FOR VACATION ON STORM SEWER, WATER MAIN AND SANITARY SEWER EASEMENT AS PART OF THE ANOKA-HENNEPIN 1ST ADDITION PLAT. THE MOTION PASSED UNANIMOUSLY.

23. CONSIDER ADOPTING RESOLUTION 16-94 CALLING FOR PUBLIC HEARING TO VACATE UTILITY, WATER WELL AND ACCESS PER DOCUMENT NUMBER 438056
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION NO. 16-94, WHICH CALLS FOR A PUBLIC HEARING ON OCTOBER 4, 2016 FOR VACATION ON UTILITY, WATER WELL AND ACCESS EASEMENT AS PART OF THE ANOKA-HENNEPIN 1ST ADDITION PLAT. THE MOTION PASSED UNANIMOUSLY.

24. CONSIDER ADOPTING RESOLUTION 16-95 CALLING FOR PUBLIC HEARING TO VACATE WATER MAIN PER DOCUMENT NUMBER 904370
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER DEMMER, TO ADOPT RESOLUTION NO. 16-95, WHICH CALLS FOR A PUBLIC HEARING ON OCTOBER 4, 2016 FOR VACATION ON WATER MAIN EASEMENT AS PART OF THE ANOKA-HENNEPIN 1ST ADDITION PLAT. THE MOTION PASSED UNANIMOUSLY.

25. CONSIDER ADOPTING RESOLUTION 16-98 CALLING FOR PUBLIC HEARING TO VACATE STORM SEWER PER DOCUMENT NUMBER 438054
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER DEMMER, TO ADOPT RESOLUTION NO. 16-98, WHICH CALLS FOR A PUBLIC HEARING ON OCTOBER 4, 2016 FOR VACATION ON STORM SEWER EASEMENT AS PART OF THE ANOKA-HENNEPIN 1ST ADDITION PLAT. 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.

REPORTS ON PREVIOUS OPEN MIC

None.

OTHER BUSINESS

Councilmember Klint requested an update on the work that was being done at Foley Boulevard. Public Works Director Himmer reported gas and utility lines have been replacing lines.

Mayor Koch reminded the public that the Farmer's Market would take place every Wednesday from 3:00 p.m. to 6:00 p.m. at the Coon Rapids Ice Center. He reported September 21st was Senior's Day.

Mayor Koch explained the Coon Rapids Police Department would be hosting a Car Seat Clinic on Wednesday, September 14th from 4:00 p.m. to 7:00 p.m.

Mayor Koch invited all to attend the upcoming Movie on the Park at River View Park on Saturday, September 17th at 7:30 p.m. It was noted Minions would be screened and concessions would be available for purchase.

Police Chief Wise commented on the recent meeting he attended with the Transformative Circle Group.

Fire Chief Piper stated on Sunday, September 11th the Fire Department would be posted from sunrise to sunset on the Main Street Bridge in recognition of the events that occurred 15 years ago.

ADJOURN

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER WELLS, TO ADJOURN THE MEETING AT 8:16 P.M. THE MOTION PASSED UNANIMOUSLY.

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk