



HRA Regular Session - 6:50 p.m.
Council Work Session - 6:30 p.m.

CITY COUNCIL AGENDA

Tuesday, May 5, 2015

7:00 p.m.

Coon Rapids City Center

Council Chambers

Call to Order

Pledge of Allegiance

Roll Call

Adopt Agenda

Proclamations/Presentations

1. Poppy Days Proclamation
2. Community Scholarship Month Proclamation
3. Heart Safe Citizen Awards
4. National Public Works Week Proclamation
5. Volunteer Recognition Proclamation
6. Armed Forces Day Proclamation

Approval of Minutes of Previous Meeting

7. Approve Minutes of April 21, 2015

Consent Agenda

8. Accept Right of Entry & Assessment Waiver Agreement from Recreational Properties, LLC for their property located at 1313 Coon Rapids Boulevard
9. Approve Program Service Agreement with Active Kids Association of Sport
10. Adopt Resolution 15-72 Setting Public Hearing for Dominion Housing Revenue Bonds

Public Hearing

11. Vacation of Street, Drainage and Utility Easements

Bid Openings and Contract Awards

Old Business

New Business

12. Consider Resolution 15-70 Accepting Coon Rapids 2015 Member City Grant Agreement
13. Consider Introduction of an Ordinance changing the Zoning from Office, General Commercial and Moderate Density Residential to High Density Residential
14. Consider Introduction of an Ordinance Amendment to Section 11-1500 to Amend the Procedural Requirement for Rescinding Subdivision Approval
15. Consider Approval to Purchase Bunker Hills Food and Beverage Small Equipment

Open Mic/Public Comment

Reports on Previous Open Mic

16. Open Mic Report - Neighborhood Concerns on 105th Ave. west of Foley Blvd.

Other Business

Adjourn



City Council Regular

1.

Meeting Date: 05/05/2015

Subject: Poppy Days Proclamation

Submitted For: Joan Lenzmeier, City Clerk

From: Nathalie O'Shaughnessy, Admin 1

INTRODUCTION

Council is asked to proclaim May 15 and 16 as Poppy Days in the City of Coon Rapids.

DISCUSSION

Coon Rapids American Legion Post 334 and the Veterans of Foreign Wars Post 9625, have adopted the Poppy as their commemorative symbol. Poppy Days pays respectful tribute to those killed in war, and also benefits the living Veterans and their families. Representatives from these organizations will be present to accept the Proclamations. Council is asked to Proclaim Poppy Days in Coon Rapids.

RECOMMENDATION

Council is asked to proclaim May 15 and 16, 2015 as Poppy Days in Coon Rapids.

Attachments

Poppy Days



PROCLAMATION

POPPY DAYS

Whereas, the Coon Rapids American Legion Post 334 and Auxiliary, the Veterans of Foreign Wars Post 9625, and the Veterans of Foreign Wars Auxiliary have adopted the Poppy as their commemorative symbol; and

Whereas, the memorial Poppy, assembled by disabled veterans, pays respectful tribute to those killed in war, and also benefits the living veterans and their families; and

Whereas, public donations for Poppies fund rehabilitation programs within each local community that benefit veterans, their families, and ultimately our state and nation; and

Whereas, the basic purpose of the annual distribution of Poppies is eloquently reflected in the desire to "**Honor the Dead by Helping the Living.**"

Now, therefore, I, Jerry Koch, Mayor of the City of Coon Rapids, on behalf of the Coon Rapids City Council, hereby proclaim May 15 and 16, 2015, to be "**POPPY DAYS**", urging all citizens of Coon Rapids to recognize the merits of this cause by contributing generously and to wear a poppy as mute evidence of our gratitude to the men and women of this country who have risked their lives in defense of the freedoms which we continue to enjoy as American citizens.

Proclaimed this 5th day of May, 2015.

Jerry Koch, Mayor

Joan Lenzmeier, City Clerk



City Council Regular

2.

Meeting Date: 05/05/2015

Subject: Community Scholarship Month Proclamation

Submitted For: Joan Lenzmeier, City Clerk

From: Nathalie O'Shaughnessy, Admin 1

INTRODUCTION

Council is asked to proclaim May as Community Scholarship Month for the Coon Rapids Community Scholarship Association.

DISCUSSION

the Coon Rapids Community Scholarship Association (CRCSA) is a 501c3 association that provides scholarships for students graduating from Coon Rapids High School. Nick Braschayko, Coon Rapids Community Scholarship Association, will be present to share some information on the CRCSA and to accept the Proclamation.

RECOMMENDATION

Council is asked to proclaim May 2015 as Community Scholarship Month.

Attachments

Proclamation



COON
RAPIDS
Minnesota

PROCLAMATION

COMMUNITY SCHOLARSHIP MONTH

Whereas, education has always been a high priority in this nation, from the rural schoolhouse to the great universities; and

Whereas, our country has benefited and prospered as a result of the educational opportunities available to and utilized by our youth; and

Whereas, high school graduates are encouraged to pursue post-secondary education with the receipt of scholarship aid; and

Whereas, the Coon Rapids Community Scholarship Association solicits the aid and support of the entire community in making scholarships available to each year's graduating class at Coon Rapids High School. The class of 2014 was presented with 170 scholarships in the amount of \$173,800 and

Whereas, to date the Coon Rapids Community Scholarship Association has presented \$3,295,880 benefiting a total of 5,177 students since 1966; and

Whereas, the Coon Rapids Community Scholarship Association, through their support and dedication, provides opportunities for higher education to our youth which would not otherwise be available.

Now, therefore, I, Jerry Koch, Mayor of the City of Coon Rapids, on behalf of the Coon Rapids City Council, hereby proclaim the month of May 2015 to be **Community Scholarship Month** in the City, with the intent of making every citizen aware of the great potential in our youth and the long-term value of their education. All citizens are encouraged to participate in the promotion of higher education through financial support to this important community fund.

Proclaimed this 5th day of May, 2015.

Jerry Koch, Mayor



City Council Regular

3.

Meeting Date: 05/05/2015

Subject: Heart Safe Citizen Awards

Submitted For: Joan Lenzmeier, City Clerk

From: Nathalie O'Shaughnessy, Admin 1

INTRODUCTION

The Heart Safe Coon Rapids Program and the Coon Rapids City Council would like to acknowledge the following citizens with an Outstanding Citizen Award for their heroic efforts in saving the life of Mr. Bill Hoppenrath.

Wayne Anderson, retired Fire Fighter, helped with the initial assessment and removing clothing.

Jon Dilley, retired Medic, helped with the initial assessment and performed chest compressions.

Pat Olson, Medic, performed chest compressions.

Mike Vacco, full time Fire Fighter, performed chest compressions and helped with AED.

Dan Larson, lay rescuer, called 911 and gave dispatcher play by play of event.

Mike Johnson, lay rescuer, obtained AED.

Greg Leciejewski, full time Fire Fighter, connected the AED and pushed the shock button.

Matt Wells, full time Fire Fighter, helped with the initial assessment and Mr. Bill Hoppenrath's airway and also reported to the responding EMS team.

DISCUSSION

Award eight Certificates to all of the individuals being honored.

RECOMMENDATION

Present Citizen Awards to recipients.



City Council Regular

4.

Meeting Date: 05/05/2015

Subject: National Public Works Week Proclamation

From: Tim Himmer, Public Works Director

INTRODUCTION

Council is asked to recognize our outstanding Public Works staff during National Public Works Week.

DISCUSSION

Since 1960, the American Public Works Association (APWA) has sponsored National Public Works Week. Across North America, more than 28,000 members in the US and Canada use this week to energize and educate the public on the importance of the contribution of public works to their daily lives: planning, building, managing and operating the heart of our local communities and building the quality of life. This years theme "Community Begins Here" speaks to the essential nature of Public Works services in support of everyday quality of life. It reflects how the services of public works fit together to create community. Diverse in function, creation and use, public works is truly where community begins.

Council and staff are asked to recognize our Public Works staff for their hard work and contributions to the City of Coon Rapids. Staff would also like to invite the public to an open house to be held on Saturday, May 16th. The event will occur at the Public Works Facility located at 1831 111th Avenue NW from 11 am to 1 pm.

RECOMMENDATION

Staff requests the Mayor read the Proclamation into the record, and invite the public to the May 16th open house event.

Attachments

Proclamation



PROCLAMATION

PUBLIC WORKS WEEK

Whereas, public works services provided in our community are an integral part of our citizens' everyday lives; and

Whereas, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as water, sewers, streets and highways, public buildings, and solid waste collection; and

Whereas, the health, safety and comfort of this community greatly depends on these facilities and services; and

Whereas, the quality and effectiveness of these facilities, as well as their planning, design, and construction, are vitally dependent upon the efforts and skill of public works officials; and

Whereas, the efficiency of the qualified and dedicated personnel who staff public works departments is materially influenced by the people's attitude and understanding of the importance of the work they perform,

Now, therefore, I, Jerry Koch, Mayor of the City of Coon Rapids, on behalf of City Council, hereby proclaim the third full week of May as "NATIONAL PUBLIC WORKS WEEK" in The City of Coon Rapids and call upon all citizens and civic organizations to acquaint themselves with the issues involved in providing our public works and to recognize the contributions which public works officials make every day to our health, safety, comfort, and quality of life.

Proclaimed this 5th day of May, 2015.

Jerry Koch, Mayor

Steven D. Gatlin, City Manager



City Council Regular

5.

Meeting Date: 05/05/2015

Subject: Volunteer Recognition Proclamation

From: Joan Lenzmeier, City Clerk

INTRODUCTION

Council is asked to present 2015 Volunteer Recognition Proclamation.

DISCUSSION

Each year hundreds of volunteers donate thousands of hours to Coon Rapids Senior Services and the City as a whole. Council is asked to recognize the valuable contributions made by our Community's many volunteers.

RECOMMENDATION

Council is asked to read the Proclamation.

Attachments

Volunteer Proclamation



PROCLAMATION

VOLUNTEER RECOGNITION

Whereas, volunteers enrich the lives of many through their tremendous commitment and generosity; and

Whereas, Coon Rapids has been blessed with citizens willing to volunteer their time, talent and energy to improve the quality of life in our community; and

Whereas, in 2014, over 380 volunteers donated a total of 33,832 hours to the success of Coon Rapids Senior Services and its programs; and

Whereas, the City Council is fortunate to have more than 70 citizen volunteers serve on nine advisory commissions, contributing to the overall well-being of the City; and

Whereas, volunteers are truly building stronger communities and are deserving of our special recognition for their energy and enthusiasm in strengthening communities throughout Minnesota; and

Now, therefore, I, Jerry Koch, Mayor of the City of Coon Rapids, on behalf of the Coon Rapids City Council, hereby recognize the valuable contributions made by volunteers for the enrichment and betterment of our community and express our gratitude to them for sharing their time and talents.

Proclaimed this 5th day of May, 2015.

Jerry Koch, Mayor

Joan Lenzmeier, City Clerk



City Council Regular

6.

Meeting Date: 05/05/2015

Subject: Armed Forces Day Proclamation

From: Joan Lenzmeier, City Clerk

INTRODUCTION

Council is asked to approve a Proclamation honoring our courageous men and women in uniform in honor of Armed Forces Day.

DISCUSSION

May 16, 2015 is Armed Forces Day. A day set aside to encourage all citizens to pause and express our gratitude to all our service personnel for all they do for our community and our country.

RECOMMENDATION

Adopt Proclamation.

Attachments

Armed Forces Day



PROCLAMATION

ARMED FORCES DAY

Whereas, since the earliest days of our Union, America has been blessed with an unbroken chain of patriots willing to give of themselves so their fellow citizens might live free. Whenever our Nation has come under attack, courageous men and women in uniform have risen to her defense. Whenever our liberties have come under assault, our service members have responded with resolve. Time and again, these heroes have sacrificed to sustain that powerful promise that we hold so dear -- life, liberty, and the pursuit of happiness. And on Armed Forces Day, we honor those who serve bravely and sacrifice selflessly in our name; and

Whereas, our Soldiers, Sailors, Airmen, Marines, and Coast Guardsmen represent the best of the American character. They serve with integrity and do whatever the country they love asks of them, choosing flag over fortune and service over self-interest. Year after year, tour after tour, their dedication to protecting us at home and preserving our ideals never wavers; their commitment to each other never falters. They are the few who carry the remarkable weight of our entire Nation, and in their example we see why America is and always will be the greatest country on Earth; and

Whereas, today, we pause to express our gratitude, mindful that words and ceremonies are not enough and that our thanks extend not only to those in uniform, but also to the families who serve alongside them. We are bound by a sacred obligation to ensure our service members and their loved ones have the resources and benefits they have earned and deserve, and only when we uphold this trust do we truly show our appreciation for our Armed Forces.

Now, therefore, I, Jerry Koch, Mayor of the City of Coon Rapids, on behalf of the Coon Rapids City Council, hereby proclaim Saturday, May 16, 2015, as Coon Rapids Salute to Our Armed Forces Day and encourage all citizens to pause and express our gratitude to all our service personnel for all they do for our community and country.

Proclaimed this 5th day of May, 2015.

Jerry Koch, Mayor

Joan Lenzmeier, City Clerk



City Council Regular

7.

Meeting Date: 05/05/2015

SUBJECT: Approve Minutes of April 21, 2015

Attachments

April 21, 2015 Minutes

UNAPPROVED

COON RAPIDS CITY COUNCIL MEETING MINUTES OF APRIL 21, 2015

CALL TO ORDER

The second regular meeting of the Coon Rapids City Council for the month of April was called to order by Mayor Jerry Koch at 7:00 p.m. on Tuesday, April 21, 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 KLINT, SECONDED BY COUNCILMEMBER JOHNSON, TO ADOPT THE AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

PROCLAMATIONS/PRESENTATIONS

None.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

1. APRIL 7, 2015, COUNCIL MEETING

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER WELLS, FOR APPROVAL OF THE MINUTES OF THE APRIL 7, 2015, COUNCIL MEETING. THE MOTION PASSED UNANIMOUSLY.

CONSENT AGENDA/INFORMATIONAL BUSINESS

2. ADOPT RESOLUTION 15-65 AMENDING THE 2015 BUDGET TO ALLOW FOR COPY MACHINE PURCHASE FOR POLICE DEPARTMENT

3. ADOPT RESOLUTION 15-68 APPROVING ASSESSMENT ABATEMENT FOR 1847
121ST LANE #706
 4. APPROVE FINAL PAYMENT FOR PROJECT 14-11, 2014 SANITARY SEWER LINING
 5. APPROVE RELOCATION BENEFITS FOR TENANTS, 9864-9950 EAST RIVER ROAD
 6. ADOPT RESOLUTION 15-64 AUTHORIZING DONATION OF PARK EQUIPMENT
-

MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER MANNING, FOR APPROVAL OF THE CONSENT AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

PUBLIC HEARING

7. CENTURYLINK CABLE TELEVISION FRANCHISE APPLICATION

The Staff report was shared with Council.

Mike Bradley, Cable Attorney, explained that the requested cable franchise was the first of its kind since the 1980's. He provided the Council with a brief history on the cable franchising in the City of Coon Rapids noting Comcast has held a non-exclusive franchise since the early 1980's. This franchise was set to expire in December of 2019. He discussed CenturyLink's proposed franchise in detail with the Council noting the company was proposing a five-year build out. Mr. Bradley recommended the Council take public comment regarding this franchise.

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

Tyler Middleton, CenturyLink Vice President of Operations in Minnesota, introduced himself to the Council. He explained how Comcast has had a monopoly in Coon Rapids for the past three decades. He discussed how CenturyLink was looking forward to bringing competition and choice to the residents of the City. He then reviewed the TV, internet and video services that would be offered by CenturyLink. He commented on the investment that CenturyLink would be making to bring PRISM to this market.

Patrick Haggerty, CenturyLink, thanked staff and the Council for their time. He discussed how Minnesota State Statute and the FCC have impacted cable franchising. He reviewed FCC requirements and noted these preempt state law. He thanked the Council for considering CenturyLink's franchise.

Councilmember Manning asked if Coon Rapids was the first community that CenturyLink would be entering. Mr. Haggerty explained that CenturyLink was looking to enter the entire metro area with its services.

Councilmember Johnson questioned if there were any efforts to address the preemption at a local or federal level. Mr. Haggerty believed the FCC order addressed this concern. He provided further

comment on Minnesota State Statute with regard to who holds the power of local franchises. It was his opinion that local municipalities hold this power.

Councilmember Johnson inquired if CenturyLink had the ability to build out a franchise in Coon Rapids in the next five years. Mr. Middleton stated that part of this issue was that CenturyLink was looking to build out Coon Rapids, along with the entire metro area. He discussed how CenturyLink would benefit the cable market through better customer service and cable products. He indicated that CenturyLink would continue to invest in the build out after successfully gaining customers in this marketplace.

Councilmember Klint explained that she had the pleasure of using PRISM and was excited for CenturyLink to bring their cable services to Coon Rapids. She asked how CenturyLink would determine where to begin its build out. Mr. Middleton stated he was working with a limited budget. He reported that CenturyLink has been reviewing the market and understands where DSL and internet speeds are lowest. It was his hope to enter the cable market in these areas for optimal success.

Councilmember Demmer questioned if other states required the five-year build out. Mr. Middleton explained that this was a unique requirement for the State of Minnesota.

Councilmember Wells commented that CenturyLink was going to begin offering services in the metro area where it was most cost effective. He stated there would be no guarantee that the PRISM services would make it to Coon Rapids residents in the first year or two. Mr. Middleton indicated that red lining was illegal. He reported that he has shared highly confidential maps with City staff on CenturyLink's intentions. He explained it was always a challenge from a business perspective to select a starting point.

Mayor Koch questioned how long a full build out would take. Mr. Middleton indicated this would be driven by the company's success.

Councilmember Klint was excited that there would be more competition in the cable marketplace. She believed this would benefit all residents of Coon Rapids.

Councilmember Manning agreed.

Mayor Koch asked what the Council's next step was. City Attorney Brodie advised that staff would be reviewing the CenturyLink application and staff would have a recommendation for the Council at a future meeting.

Councilmember Klint asked how long the public had to make comments regarding the cable franchise. Mr. Bradley reported the public hearing would remain open for comments until Friday, April 24th. Comments could be submitted by residents to the City Clerk or Eric Strouse at the CTN Manager.

8. ANNUAL PUBLIC HEARING ON CITY'S STORM WATER POLLUTION
PREVENTION PROGRAM (SWPPP)

The Staff report was shared with Council.

Mayor Koch opened and closed the public hearing at 7:49 p.m. since no one appeared to address the Council.

BID OPENINGS AND CONTRACT AWARDS

9. ADOPT RESOLUTION NO. 14-10(9) AWARDED A CONTRACT FOR SITE
IMPROVEMENTS AT SAND CREEK PARK – PROJECT 14-10

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION NO. 14-10(9) AWARDED A CONTRACT TO PETERSON COMPANIES IN THE AMOUNT OF \$4,153,814.65 FOR SITE IMPROVEMENTS RELATED TO THE REDEVELOPMENT OF SAND CREEK PARK.

Mayor Koch was pleased that the bid came in below the engineer's estimate.

Councilmember Klint asked if there would be any park closures during the construction period. Public Works Director Himmer noted that park closure signs have been posted and the park would remain closed until construction was completed. Access would remain open for little league games but would be restricted to enter from the east end of the park.

Councilmember Manning explained that the 4th of July Celebration would be held near the ice arena this year. Public Works Director Himmer reported that this information was posted in the recent City newsletter and would be placed on the City's website.

THE MOTION PASSED UNANIMOUSLY.

10. CONSIDER MISCELLANEOUS DIRECT PURCHASES OF SITE AMENITIES FOR
SAND CREEK PARK – CITY PROJECT 14-10

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER JOHNSON, TO RECOMMEND AUTHORIZATION TO PURCHASE THE VARIOUS ITEMS

IDENTIFIED ABOVE FOR INTEGRATION INTO THE SAND CREEK PARK REDEVELOPMENT PROJECT. THE MOTION PASSED UNANIMOUSLY.

11. APPROVE CONSTRUCTION ADMINISTRATION AGREEMENT WITH WSB & ASSOCIATES FOR PROJECT 14-10, SAND CREEK PARK

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER JOHNSON, TO AUTHORIZE STAFF TO EXECUTE THE CONSTRUCTION ADMINISTRATION CONTRACT WITH WSB & ASSOCIATES IN THE AMOUNT OF \$253,323.50. THE MOTION PASSED UNANIMOUSLY.

OLD BUSINESS

12. CONSIDER TABLING NEW MANAGER LIQUOR SALES DENIAL APPEAL

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER GEISLER, TO TABLE THIS MATTER TO JUNE 2, 2015, AFTER MR. ANDERSON'S JUNE 2, 2015 PROBATION VIOLATION HEARING. THE MOTION PASSED UNANIMOUSLY.

NEW BUSINESS

13. CONSIDER RESOLUTION 15-69 IN SUPPORT OF THE COON CREEK REGIONAL TRAIL

The Staff report was shared with Council.

Karen Plaska, Anoka County Parks and Recreation Department, discussed the Master Plan for the Coon Creek Regional Trail. She reported that master plans assisted the County in receiving grants for trail segments. She explained that the Coon Creek Regional Trail was currently seven miles in length and was used to connect regional park facilities. She estimated that the proposed trail segment would cost \$1.1 million. Grants would assist with the expense. She requested that the Council adopt a resolution of support, as this would allow the project to move forward for consideration by the Met Council.

Councilmember Manning asked who would be funding this project. Ms. Plaska reported that the County would be funding this entire project.

Councilmember Johnson supported the City and County finding additional ways to link the City through trails.

Councilmember Klint questioned who would be responsible for the maintenance of the proposed trail. Ms. Plaska indicated the County would be assuming all maintenance for this trail.

Councilmember Geisler inquired if the County was completing master plans on other trails in the County. Ms. Plaska reported she was currently working on three master plans for regional trails in Anoka County.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER DEMMER, TO ADOPT RESOLUTION NO. 15-69, SUPPORTING THE COON CREEK TRAIL MASTER PLAN. THE MOTION PASSED UNANIMOUSLY.

14. CONSIDER APPROVAL FO ANOKA RAMSEY ATHLETIC FIELDS JOINT POWERS AGREEMENT

The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER MANNING, TO APPROVE SIGNATURES TO FINALIZE THE JOINT POWERS AGREEMENT WITH ANOKA RAMSEY COMMUNITY COLLEGE FOR ATHLETIC FIELD MAINTENANCE AND USE. 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.

Laura Schue, 471 105th Avenue, explained she has lived in Coon Rapids since 1978. She discussed her concerns with 105th Avenue and the increasing number of rental homes on her block. She reported the rental homes were not well kept which was bringing down property values. She indicated she had requested that the Public Works Department replace the streetlights on her street to assist with reducing crime. She noted several homes in her neighborhood were burglarized last summer.

Ms. Schue provided comment on an event that took place in her neighborhood last Sunday where a gentleman approached one of her neighbors with a shotgun. She expressed frustration that only felony level crimes were being reported on the RADS website. She wanted to see misdemeanor and gross misdemeanor offenses placed on the RADS website. She encouraged the City to complete the crime mapping in a more timely manner for the sake of residents.

Greg Ostendorf, 440 105th Avenue NW, explained that the gentleman with the shotgun was sprawled out on his lawn last Sunday. He appreciated the efforts of the Coon Rapids Police Department in apprehending the gentleman with the shotgun. He encouraged the Police Department to address the increasing crime levels in his neighborhood and to have a larger presence within Coon Rapids neighborhoods. He feared for the safety of the families and children on his street.

Chris Caroon, 450 105th Avenue, discussed how the egress decisions have impacted his neighborhood. He expressed frustration that his neighborhood had only one point of ingress and egress, which was a major concern in emergency situations. He indicated that he was close to moving out of the City due to his growing frustration levels with City staff and the Police Department.

Councilmember Manning clarified that the Foley Boulevard project was being completed by the County and not by the City.

Jeff Hanson, 1855 99th, provided the Council with a recent dog report. He noted the dog mentioned in the report has bit someone in the past. He indicated he has called the police over 20 times to report the dog barking activity. He commented that he and his wife are afraid of these dogs that have made them feel like prisoners on their own home. He requested that the Council assist him in addressing this concern.

Mayor Koch explained that he brought this concern to the Police Chief and a community service officer did speak with Mr. Hanson. He noted that the City would continue to work with Mr. Hanson to resolve this issue.

Mr. Hanson commented that he had signatures from his 12 surrounding neighbors all expressing their concern with these dogs.

REPORTS ON PREVIOUS OPEN MIC

None.

OTHER BUSINESS

Councilmember Demmer congratulated City of Coon Rapids resident Cici Griffin for completing the Boston Marathon on Monday, April 20, 2015.

Mayor Koch stated on Thursday, April 23, 2015 at 7:00 p.m. the assessing department would be holding an informational meeting to discuss the valuation process.

Mayor Koch encouraged residents to attend the Green Expo on Saturday, April 25, 2015 from 9:00 a.m. to 2:00 p.m. sponsored by the City of Coon Rapids, the City of Blaine and the National Sports Center.

Councilmember Wells noted the American Little League Grand Opening Game would be held on May 2nd under the lights.

ADJOURN

MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER JOHNSON,
TO ADJOURN THE MEETING AT 8:35 P.M. THE MOTION PASSED UNANIMOUSLY.

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk



City Council Regular

8.

Meeting Date: 05/05/2015

Subject: Accept Right of Entry & Assessment Waiver Agreement from Recreational Properties, LLC for their property located at 1313 Coon Rapids Boulevard

Submitted For: Tim Himmer, Public Works Director

From: Kim Reid, Administrative Legal Assistant

INTRODUCTION

Staff is requesting that the City Council accept the attached Agreement with Recreational Properties, LLC. The agreement would allow us to enter upon their property to perform a storm sewer repair, and assess a portion of such costs against their property located at 1313 Coon Rapids Boulevard.

DISCUSSION

Over the past several years sink holes have been developing within Avocet Street, north of Coon Rapids Blvd. It was recently discovered that the sink holes were caused by a failing storm sewer pipe that crosses under the road from the parking lot at 1313 Coon Rapids Blvd. This storm sewer is a private system that is the responsibility of the property owner.

Since a portion of the water being directed to the storm sewer system is coming from Al Flynn Park and/or the adjacent 100th Lane, the City does have some limited responsibility as well. Staff has worked with the property owner to split the cost of the repair on a pro-rata basis, with approximately 15% being the responsibility of the City. As part of the agreement the property owner has requested that their portion of the costs be special assessed against their property. This agreement also serves as a waiver of the property owners right to appeal such assessment under State Statute 429.

RECOMMENDATION

Staff recommends that the City Council approve and execute the Agreement with Recreational Properties, LLC for the storm sewer repair.

BUDGET IMPACT:

The total cost of the project is \$14,480. The City's participation in this project is approximately 15% of the total cost, which equates to \$1,969.28. The City's portion of the costs will be funded by the Storm Water Utility Fund.

Attachments

Right of Way Agreement

AGREEMENT

THIS AGREEMENT is made and entered into this ____ day of _____, by and between Recreational Properties, LLC, a Minnesota Limited Liability Company, hereinafter referred to as "Owner" and the City of Coon Rapids, a Municipal Corporation, hereinafter referred to as "City."

WITNESSETH:

The City is proposing to remedy the storm sewer repair issues found to occur on Owner's property, located at 1313 Coon Rapids Boulevard, City of Coon Rapids, Minnesota (the "Property").

The Property is legally described as:

Lot 2 Block 1 City of Coon Rapids Plat 1

PIN: 26-31-24-21-0029

In the spirit of cooperation between the parties with the intent of expediting the repair of the storm sewer, City has requested and Owner have agreed to grant permission to City and its agents to enter upon the Property with at least a twenty-four hour notice for purposes of commencing repair of the storm water system.

Owner has indicated he is unable to pay for the costs of repair on the premises and has requested City advance the costs of the repair thereof and assess the costs against the Property. The City has determined it is in its best interests to repairs occur forthwith in order to prevent further damage now existing on the Property and to adjacent Avocet Avenue NW, and to assess the costs thereof against Owner. City is contributing to the cost of the repairs as storm water from outside the Property flows into the Property's storm sewer.

NOW, THEREFORE, the undersigned as Owner of the above described Property, in consideration of repairs to the storm water pipe on the Property:

1. Hereby grants unto City of Coon Rapids and its agents, the right to enter and repair the storm sewer on the Property to include installation of a 15'' storm sewer pipe, connection to manhole on Property, removal and replacement of curb, asphalt, and turf.

2. Requests City assess its costs of \$12,510.72 against Owners' property, together with a 15% administrative fee of \$1,876.61, such assessment and fee totaling \$14,387.33 to be spread in a manner according to policies on file with the City Assessor for miscellaneous assessments, not to exceed 5 years. Owners hereby waive notice of assessment hearing for the abatement and specifically waive their right to appeal said assessment as provided by Minnesota Statutes Section 429.081.

3. Owners agree this agreement shall have the same force and effect as a petition presented pursuant to Minnesota Statutes Section 429.031 and specifically waive any public hearings with respect to the proposed abatement.

Neither party waives any additional claims that may arise out of the entry.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

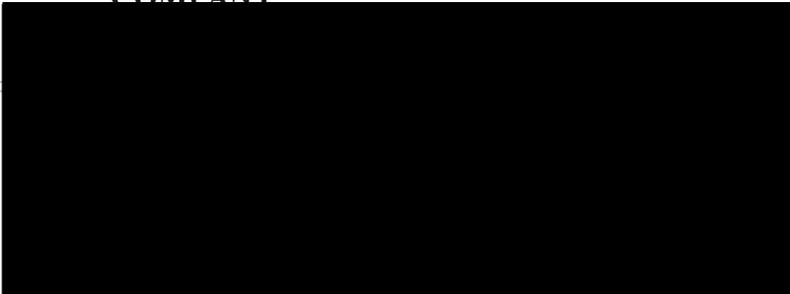
CITY OF COON RAPIDS

By: _____
Jerry Koch, Mayor

By: _____
Steven D. Gatlin, City Manager

[Signatures continue on following page]

RECREATION PROPERTIES, LLC, A
MINNESOTA LIMITED LIABILITY
COMPANY



STATE OF MINNESOTA)
)ss.
COUNTY OF ANOKA)

On this _____ day of _____, 2015, before me a Notary Public within and for said County, personally appeared Jerry Koch and Steve Gatlin, to me personally known, who each by me duly sworn, each did say that they are respectively the Mayor and the City Manager of Coon Rapids, the municipal corporation named in the foregoing instrument, and that the seal affixed to said instrument was signed and sealed in behalf of said municipality by authority of its City Council and said Mayor and City Manager acknowledged said instrument to be the free act and deed of said municipal corporation.

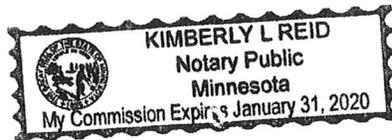
Notary Public

STATE OF MINNESOTA)
)ss.
COUNTY OF Anoka)

The foregoing instrument was acknowledged before me this 27th day of April, 2015, by Richard Lund, the Chief manager of Recreational Properties, LLC, a Minnesota Limited Liability Company of the State of Minnesota



This Document Drafted By:
David J. Brodie
Coon Rapids City Attorney
11155 Robinson Drive
Coon Rapids, Minnesota 55433
(763) 767-6495





City Council Regular

9.

Meeting Date: 05/05/2015

Subject: Approve Program Service Agreement with Active Kids Association of Sport

Submitted For: Tim Himmer, Public Works Director

From: Ryan Gunderson, Recreation Coordinator

INTRODUCTION

City Staff at the Coon Rapids Ice Center has been working with Active Kids Association of Sport (AKASPORT) on an agreement to bring a school age summer care program to the Ice Center. AKASPORT is a 501(c)3 non-profit that currently offers summer camps, school programs, and community events designed for kids to spend their time playing a variety of sports, meeting new friends, and attending field trips to exciting and educational sites throughout the Twin Cities.

DISCUSSION

AKASPORT will provide a summer care program for boys and girls ages 6 to 12 from June 1st to August 28th. The program would be available Monday - Friday from 7 a.m. to 6 p.m. AKASPORT will lease space from the City to conduct activities in and around the Ice Center. The lease agreement calls for \$500 per week for up to 30 participants and \$1,000 per week for 31 to 45 participants. Camp space and details will be coordinated by Ice Center staff with other facility users.

AKASPORTS Provides:

- Registration
- Marketing
- Staff Hiring, Training & Payroll
- Field Trips and Partnership Coordination
- Equipment
- Communication with Families

CITY Provides:

- Ice Rental, Facility Rental, Facility Space Requests
- Assistance with promotion

The agreement has a term of three years, with a CITY out clause on January 1st of each year. There is also a clause in place for AKASPORTS, requiring a minimum of 20 registered participants by May 1st of each year.

RECOMMENDATION

Staff seeks Council authorization to execute the attached agreement with AKASPORT for use of the Coon Rapids Ice Center.

Attachments

AKA Agreement

Active Kids Association of Sport - AKASPORT
PROGRAM SERVICES AGREEMENT

This Program Services Agreement ("Agreement") is entered into this ____ day of _____, 20____ (the "Effective Date"), by and between Active Kids Association of Sport, d/b/a "AKASPORT", a Minnesota Nonprofit Corporation ("AKASPORT"), and _____ City of Coon Rapids _____, with an address of _____ ("Facility").

BACKGROUND

WHEREAS, Facility desires to retain the services of AKASPORT in the operation of the AKA All Sports Camp program in the summer of 2015 (June 8 – August 28); and

WHEREAS, AKASPORT and Facility desire to define their mutual rights and obligations during the performance of the work hereunder;

NOW, THEREFORE, in consideration of the premises and mutual promises hereinafter contained, the parties hereto agree as follows:

1. Performance and Commencement of Services. The attached Statement of Work, made part of this Agreement, describes the services to be provided (the "Services"), the fees for the Services and the rental terms. The Statement of Work may be amended in writing and only by mutual agreement.
2. Payment for Services. AKASPORT collects all registrations and payments as well as assumes and pays for all expenses of the program. A rental fee and schedule is agreed between AKASPORT and Facility and is detailed in the Statement of Work.
3. Term and Termination. AKASPORT shall provide the Services to Facility for term set forth in the Statement of Work, unless terminated in accordance with this paragraph. This Agreement may only be extended thereafter by mutual written agreement. Either party may at any time in the event the other party terminates or suspends its business, becomes subject to any bankruptcy or insolvency proceeding under Federal or state statute, or becomes subject to direct control by a trustee or similar authority; or if either party defaults in the performance of this Agreement, or materially breach any of its materials terms after giving written notice to the breaching party and ten (10) days for the breaching party to cure such breach. Upon such termination, AKASPORT shall pay Facility for all amounts owing Facility up to the point of termination. Sections 2, 5a, 6 and 7 shall survive any termination or expiration of this Agreement.
4. Warranty. Services will be performed in a professional manner. AKASPORT makes no guarantees as to the results of its performance.
5. Ownership Rights.
 - a. Except for information provided by Facility, Facility recognizes that the Deliverables (as set forth in the Statement of Work) or other materials supplied by AKASPORT are subject to proprietary rights of AKASPORT and are protected by copyright. All intellectual property rights including trademarks, service marks, patents, copyrights, trade secrets and other proprietary rights in or related to the deliverables or other materials are and will remain the property of AKASPORT, whether or not specifically recognized or protected under local law.

- b. AKASPORT grants to Facility, and Facility accepts, a limited right to use, during the Term of this Agreement only, the Deliverables for Facility's use only. Facility may not resell any Service or Deliverable provided hereunder except with the prior written consent of AKASPORT.
6. Limitation of Liability. Indemnification and Insurance. To the fullest extent permitted by law, AKASPORT agrees to defend, indemnify and hold harmless the City, and its employees, officials, volunteers and agents from and against all claims, actions, damages, losses and expenses, including attorney fees, arising out of AKASPORT's negligence or AKASPORT's performance or failure to perform its obligations under this Agreement. The AKASPORT's indemnification obligation shall apply to the AKASPORT's subcontractor(s), or anyone directly or indirectly employed or hired by the AKASPORT, or anyone for whose acts the AKASPORT may be liable. The AKASPORT agrees this indemnity obligation shall survive the completion or termination of this Agreement.
7. Insurance Requirements.
 - A. Liability. AKASPORT agrees to maintain commercial general liability insurance in a minimum amount of \$1,000,000 per occurrence; \$2,000,000 annual aggregate. The policy shall cover liability arising from premises, operations, products-completed operations, personal injury, advertising injury, and contractually assumed liability. The City shall be named as an additional insured.
 - B. Automobile Liability. If AKASPORT operates a motor vehicle in performing the services under this Agreement, the AKASPORT shall maintain commercial automobile liability insurance, including owned, hired, and non-owned automobiles, with a minimum liability limit of \$1,000,000, combined single limit.
 - C. Workers' Compensation. AKASPORT agrees to comply with all applicable workers' compensation laws in Minnesota.
 - D. Certificate of Insurance. AKASPORT shall, prior to commencing services, deliver to the City a Certificate of Insurance as evidence that the above coverages are in full force and effect.. In no case, shall the AKASPORT be responsible for any act, omission or negligence of the Facility, or Facility's licensees, agent's servants or employees.
8. Assignment. Neither party may assign this Agreement or any transactions associated with this Agreement without the written consent of the other party unless it is through an entity to which Facility assigns, transfers, and conveys substantially all of its assets and into which it is merged or with which it is consolidated.
9. Independent Contractor. AKASPORT and Facility shall at all times act as, and represent themselves to be, independent contractors, and not agents or employees of the other. This Agreement does not create a joint venture or partnership, and neither party has the authority to bind the other to any third party.
10. Force Majeure. AKASPORT shall not be liable for any damages or penalty for delay in delivery or for any other failure to perform in accordance with the terms and conditions hereof if such delay or failure to perform is due in whole or in part to factors beyond AKASPORT's reasonable control.
11. Applicable Law. This Agreement shall be governed by the laws of the State of Minnesota, without giving effect to its conflicts of law rules.

12. Notices. Any notice, consent or approval required or permitted under this Agreement shall be in writing and shall be deemed given when delivered (i) personally, (ii) by postage mail, or (iii) by a nationally recognized courier provider. Notice shall be given to the addresses listed above, as may be modified from time to time.

13. General. Any waiver of or modification to the terms of this Agreement will not be effective unless executed in writing and signed by AKASPORT. If any provision of this Agreement is held to be unenforceable, in whole or in part, such holding shall not affect the validity of the other provisions of this Agreement. In the event of any inconsistency between this Agreement and any other related agreements between Facility and AKASPORT, the terms of this Agreement shall prevail.

14. Three Year Agreement. In order for to provide this program, AKASPORT requires a three year commitment. In order for AKASPORT to provide this program and before camp operations can begin, the service agreement and facility use agreement must be signed and returned within thirty (30) days of receipt. City must notify AKASPORT of intention to terminate contract by January 1st for following summer. Also, AKASPORT must notify City of final intentions by May 1st of each season.

15. Waivers. The waiver by either party of any breach or failure to comply with any provision of this Agreement by the other party shall not be construed as, or constitute a continuing waiver of such provision or a waiver of any other breach of or failure to comply with any other provision of this Agreement.

Entire Agreement This Agreement constitutes the entire understanding between the parties, and supersedes all prior agreements and negotiations, whether oral or written. There are no other agreements between the parties, except as set forth in this Agreement. No supplement, modification, waiver or termination of this Agreement shall be binding unless in writing and executed by the parties to this Agreement.

IN WITNESS WHEREOF, the Parties hereto, through their duly authorized officers, who personally warrant their authority to so act, have read and executed this Agreement as of the Effective Date.

ACTIVE KIDS ASSOCIATION OF SPORT

FACILITY

By: _____

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

STATEMENT OF WORK

Description of Services: AKASPORT will rent space from the Coon Rapids Ice Center (CRIC) for a period of 12 weeks and conduct the AKA All Sports Camp program for boys and girls ages 6-12. Each week offers a different focused sport or activity. Mornings consist of the sport week theme instruction: technique, rules, drills, relays, small sided games. Lunch time and rest period consists of eating, reading, drawing, artwork, board games and rest. Afternoons consist of fun playground activities, structured play and games. Afternoon structured game play includes: Kickball, Dodge ball, Various Races, Cricket, Tag, and Playground Activities.

- June 8 – August 28 - 12 weeks in full, sell the 10 week package with the option to add additional weeks. Just as well, sell individual weeks for those interested in certain weeks / sports.
- 7:00am – 6:00pm
- Cost - \$2,100 for 10 weeks (\$210/week discounted package)
Early Bird Registration - \$1,800 (December 1, 2014 – March 1, 2015)
- \$225 - \$235 for 1 Week - (depending on the week)

AKASPORT handles:

- Registration – online & mail in
- Marketing
- Staff Hiring, Training & Payroll
- Field Trips and Partnership coordinating
- Equipment Purchases
- Communication with the Families

CRIC assists with:

- Ice Rental, Facility Rental, Facility Space requests
- Advertising with their current database for this age demographic

Term of Program:

1. Term is a one year contract June 1, 2015 (setup) – August 28 (take down), 2015.
2. AKASPORT secures the right to void the agreement if a minimum of 20 kids registered is not met by April 1.
3. For enrollment numbers between 20 & 30 participants, AKASPORT pays CRIC a Rental Fee of \$500/week over 12 weeks plus possible ice time at a discounted in house rate to be agreed (_____).
4. For enrollment numbers between 31 & 45 participants, AKASPORT pays CRIC a Rental Fee of \$1,000/week over 12 weeks plus possible ice time at a discounted in house rate to be agreed (_____).
5. Space used includes CRIC Conference Rooms, Locker rooms and indoor amenity rooms (bathrooms and storage) as well as outdoor green space and outdoor Rink.
6. Dates:
 - a. AKA Orientation (one night) between June 3-5, 2015
 - b. AKA First Day – June 8, 2015
 - c. AKA Last Day – August 28, 2015
 - d. Potential for Programming – Week of August 31-September 3 (Monday-Thursday)
7. Payment terms for Space:
 - a. AKA will pay monthly rental fee at the start of each month for June, July, and August 2015.

Terms agreed to and accepted by:

ACTIVE KIDS ASSOCIATION OF SPORT

FACILITY

By: _____

By: _____

Name: _____

Name: _____

Date: _____

Date: _____



City Council Regular

10.

Meeting Date: 05/05/2015

Subject: Adopt Resolution 15-72 Setting Public Hearing for Dominion Housing Revenue Bonds

Submitted For: Sharon Legg, Finance Director **From:** Sharon Legg, Finance Director

INTRODUCTION

The City Council is requested to call for a public hearing on a proposed issuance of bonds for Coon Rapids Leased Housing Associates, IV, LLLP, which is an affiliate of Dominion Development and Acquisition for the senior housing project.

DISCUSSION

As you know, Dominion Development and Acquisition, LLC is proposing a 166 unit senior apartment complex by the ice arena. They have requested that the City act as the issuer for tax-exempt bonds in an amount not to exceed \$26,000,000 to fund the project. If these bonds are authorized, the Developer will also seek tax credits, which will be sold to investors over time. The bonds are not an obligation of the City. The bonds will provide construction financing for the project and will be paid down after the project has stabilized and permanent financing is obtained. As you know, tax increment and a deferred loan were also provided for the construction of this project.

RECOMMENDATION

Staff recommends adoption of Resolution 15-72 Calling for a Public Hearing regarding a Senior Housing Facility and the Issuance of Senior Housing Revenue Bonds, Series 2015 for the benefit of Coon Rapids Leased Housing Associates, IV, LLLP under Minnesota Statutes, Chapter 462C, as amended.

Attachments

RS 15-72

RESOLUTION 15-72

RESOLUTION CALLING A PUBLIC HEARING REGARDING A SENIOR HOUSING FACILITY AND THE ISSUANCE OF SENIOR HOUSING REVENUE BONDS, SERIES 2015 FOR THE BENEFIT OF COON RAPIDS LEASED HOUSING ASSOCIATES IV, LLLP UNDER MINNESOTA STATUTES, CHAPTER 462C, AS AMENDED

WHEREAS, Minnesota Statutes, Chapter 462C, as amended (the “Act”), gives municipalities the power to issue revenue obligations to carry out the public purposes described in the Act by providing for the issuance of revenue bonds to provide funds to finance multifamily housing developments; and

WHEREAS, the City of Coon Rapids (the “City”), has received from Coon Rapids Leased Housing Associates IV, LLLP, a Minnesota limited liability limited partnership (the “Borrower”), a proposal that the City undertake a program to assist in financing a Project hereinafter described, through the issuance of revenue bonds or obligations (in one or more series) (the “Bonds”) pursuant to the Act; and

WHEREAS, before proceeding with consideration of the request of the Borrower it is necessary for the City to hold a public hearing on the proposal pursuant to the Act:

BE IT RESOLVED By the City Council (the “Council”) of the City of Coon Rapids, Anoka County, Minnesota (the “City”) as follows:

1. A public hearing on the proposal of the Borrower will be held at the time, date and place set forth in the form of Notice of Public Hearing attached hereto as Exhibit A, or on such other date for which notice may be published in accordance with applicable law. The general nature of the project and an estimate of the aggregate principal amount of revenue bonds or other obligations to be issued to finance the proposal are described in the Notice of Public Hearing.

2. The City staff are hereby authorized and directed to publish the Public Notice, in substantially the form attached hereto as EXHIBIT A to this resolution, in the *Coon Rapids Herald*, the official newspaper of the City and a newspaper of general circulation in the City. The Public Notice shall be published at least once, at least 15 days prior to the date of the public hearing.

Approved by the Coon Rapids, Minnesota City council this 5th day of May 2015.

Adopted:

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk

EXHIBIT A

NOTICE OF PUBLIC HEARING ON A HOUSING PROGRAM FOR A MULTIFAMILY HOUSING PROJECT

NOTICE IS HEREBY GIVEN that the City Council of the City of Coon Rapids, Minnesota (the "Council") will meet on June 2, 2015 at 7:00 p.m. at the City Hall at 11155 Robinson Drive NW in the City for the purpose of conducting a public hearing on a proposal of the Coon Rapids Leased Housing Associates IV, LLLP, a Minnesota limited liability limited partnership (the "Borrower") that the City of Coon Rapids, Minnesota (the "City") finance a senior housing development hereinafter described by the issuance of revenue bonds pursuant to Minnesota Statutes, Chapter 462C, and that the City adopt of a housing program for such bonds.

The Bonds are proposed to be issued to (i) finance the acquisition, construction and equipping of an approximately 165 unit senior housing facility and related amenities which will be located at 11000 Crooked Lake Boulevard in the City; (ii) fund a debt service reserve fund; and (iii) pay a portion of the costs of issuance related to the Bonds (collectively, the "Project"). The Project is and will be owned and operated by the Borrower.

The maximum aggregate estimated principal amount of bonds or other obligations to be issued to finance the Project is \$26,000,000.

The bonds or other obligations if and when issued will not constitute a charge, lien or encumbrance upon any property of the City, and will be payable solely from revenues of the Project, and will not be backed by the full faith and credit of the City but will be payable solely from sums paid by the Borrower pursuant to a revenue agreement.

A copy of the housing program will be on file at City Hall, 11155 Robinson Drive NW, Coon Rapids, Minnesota 55433, Monday through Friday until the date of the Public Hearing. At the time and place fixed for the Public Hearing, the City Council will give all persons who appear or submit comments in writing to the City Council prior to the hearing, an opportunity to express their views with respect to the proposal. In addition, interested persons may file written comments respecting the proposal with the City Clerk at or prior to said public hearing.

Publish by May 15, 2015.



City Council Regular

11.

Meeting Date: 05/05/2015

Subject: Vacation of Street, Drainage and Utility Easements

Submitted For: David Brodie, City Attorney

From: Kim Reid, Administrative Legal Assistant

INTRODUCTION

On April 7, 2015, Council adopted Resolution 15-59 to consider the vacation of street, drainage and utility easements for property located at 110xx Crooked Lake Boulevard and ordered a public hearing.

DISCUSSION

On April 7, 2015, Council approved a plat for an area south of Coon rapids Boulevard and west of Crooked Lake Boulevard in Port Campus Square. This plat will create a lot for a 166-unit senior housing development. This proposed lot includes a strip of existing street right-of-way and associated easements along the west side of Crooked Lake Boulevard. City staff has determined that the right-of-way is unnecessarily wide at this location and it is appropriate to vacate an approximately 30-foot strip and include it in the development parcel. The right-of-way currently narrows to a more standard 66 feet south of this location. On April 7, 2015 Council adopted Resolution Number 15-59 to consider the vacation of the street, drainage and utility easements. All Utilities have been notified and all have no objection to the vacation. The process for vacating an easement under the City's charter requires a public hearing and passage of a resolution.

RECOMMENDATION

Council is asked to conduct a public hearing and adopt Resolution Number 15-71 vacating street, drainage and utility easements for property located at 110xx Crooked Lake Boulevard.

Attachments

Resolution 15-71

Location Maps

RESOLUTION NO. 15-71

**RESOLUTION VACATING STREET, DRAINAGE AND UTILITY EASEMENT(S)
(Crooked Lake Blvd.)**

WHEREAS, the Council of the City of Coon Rapids ordered a public hearing on the vacation of a street, drainage and utility easements as follows:

Street Vacation Description

That part of Crooked Lake Boulevard as dedicated in the plat of Robinwood Plat 3, Anoka County, Minnesota, according to the recorded plat thereof, lying westerly of the following described line:

Beginning at the southeast corner of said Crooked Lake Boulevard; thence North 0 degrees 11 minutes 08 seconds East, on an assumed bearing along the easterly line of said Crooked Lake Boulevard, a distance of 84.96 feet to a point of curve in said easterly line; thence continuing northerly, along said easterly line, a distance of 88.48 feet to a point of curve in said easterly line; thence North 17 degrees 39 minutes 57 seconds West, to the westerly line of said Crooked Lake Boulevard, and said line there terminating.

Drainage and Utility Easement Description

The most easterly 10.00 feet of Lot 1, Block 3 and the most easterly 10.00 feet of Outlot A as dedicated in the plat of Robinwood Plat 5, according to the recorded plat thereof, Anoka, County, Minnesota.

WHEREAS, notice of said public hearing was duly published in the Coon Rapids Herald on April 24, 2015 and notice of said public hearing was duly posted all as provided by City Charter Section 1-1206, and as evidenced by exhibits attached hereto and made a part hereof; and

WHEREAS, said hearing was duly held on the 5th day of May, 2015 at 7:00 o'clock p.m. at the City Hall and all persons so desiring to be heard were then heard.

NOW THEREFORE BE IT RESOLVED that the Council of the City of Coon Rapids finds it is in the public interest to vacate, and does so vacate said street, drainage and utility easements as follows:

Street Vacation Description

That part of Crooked Lake Boulevard as dedicated in the plat of Robinwood Plat 3, Anoka County, Minnesota, according to the recorded plat thereof, lying westerly of the following described line:

Beginning at the southeast corner of said Crooked Lake Boulevard; thence North 0 degrees 11 minutes 08 seconds East, on an assumed bearing along the easterly line of said Crooked Lake Boulevard, a distance of 84.96 feet to a point of curve in said easterly line; thence continuing northerly, along said easterly line, a distance of 88.48 feet to a point of curve in said easterly line; thence North 17 degrees 39 minutes 57 seconds West, to the westerly line of said Crooked Lake Boulevard, and said line there terminating.

Drainage and Utility Easement Description

The most easterly 10.00 feet of Lot 1, Block 3 and the most easterly 10.00 feet of Outlot A as dedicated in the plat of Robinwood Plat 5, according to the recorded plat thereof, Anoka, County, Minnesota.

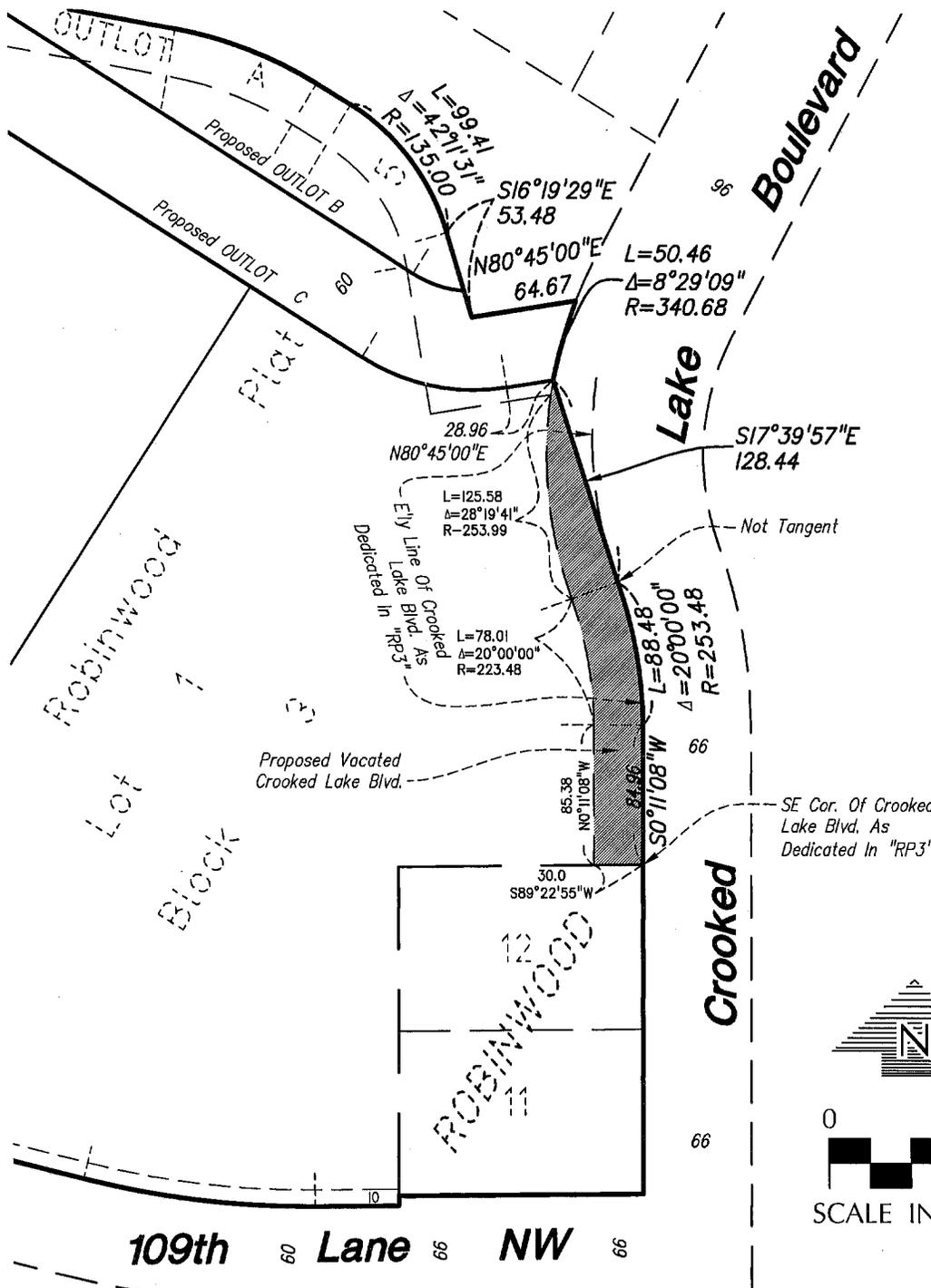
Adopted by the Coon Rapids City Council the 5th day of May, 2015.

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk

EXHIBIT A



LOUCKS ASSOCIATES

Planning • Civil Engineering • Land Surveying
Landscape Architecture • Environmental

7200 Hemlock Lane, Suite 300
Minneapolis, Minnesota 55389-5592
Telephone: (763)424-5505 Fax: (763)424-5822
Web Page: www.LoucksAssociates.com

Henry D. Nelson
Henry D. Nelson / PLS

17255 License No. 3-11-15 Date



City Council Regular

12.

Meeting Date: 05/05/2015

Subject: Consider Resolution 15-70 Accepting Coon Rapids 2015 Member City Grant Agreement

Submitted For: Joan Lenzmeier, City Clerk

From: Nathalie O'Shaughnessy, Admin 1

INTRODUCTION

Steve Markuson of Twin Cities Gateway, the area visitors bureau, will be in attendance to present the City with the 2015 Member City Marketing Grant.

DISCUSSION

Twin Cities Gateway will be providing community grants to all eight member cities. The grant is based on the local option lodging taxes collected by the City and other member cities. The City of Coon Rapids will be receiving \$16,362 from the 2015 Member City Marketing Grant.

The City may use the grant funds for any purpose as specified and in accordance with the Minnesota State Statute 469.10 governing the local option lodging tax and the established criteria identified by the TCG Board in the attached Agreement. The City may choose to use the grant funding for the promotion of an event, activity, or facility located within the City or to add new activities to enhance existing events. Per the terms of the Agreement, the City will also be required to document how the grant funding is used by providing copies of expense receipts / invoices.

As directed by Council, 90% of this amount or \$14,725.80 will be directed to the Community Strength Foundation. The balance of \$1,636.20 will remain in the Contract Grants activity in the General Fund.

RECOMMENDATION

- a. Approve 2015 Member City Marketing Grant Agreement.
- b. Adopt Resolution 15-70 accepting the 2015 Member City Marketing Grant in the amount of \$16,362

Attachments

Member City Marketing Grant

Member City Marketing Grant

RESOLUTION NO. 15-70

A RESOLUTION TO ACCEPT THE GRANT OF MONIES TO BE USED TOWARD THE COMMUNITY STRENGTH FOUNDATION AND THE CONTRACT GRANTS ACTIVITY IN THE GENERAL FUND FROM TWIN CITIES GATEWAY

WHEREAS, Twin Cities Gateway has awarded the City of Coon Rapids a grant of \$16,362 through the 2015 Member City Marketing Grant; and

WHEREAS, Minn. Stat. § 465.03 allows cities to accept donations of real or personal property by resolution adopted by a two-thirds majority of Council; and

WHEREAS, the City Council finds the offered grant to be in the public interest.

NOW THEREFORE BE IT RESOLVED by the City Council of Coon Rapids, Minnesota that the grant from Twin Cities Gateway in the amount of \$16,362 is hereby accepted. Adopted by the Coon Rapids City Council this 5th day of May, 2015.

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk



Coon Rapids 2015 Member City Grant Agreement

This Agreement between the City of Coon Rapids, 11155 Robinson Drive, Coon Rapids, MN 55433, hereinafter "the City," and Twin Cities Gateway, a Minnesota non-profit corporation, 10801 Town Square Drive, Blaine, MN 55449, hereinafter "the Bureau," contains the terms and conditions for a grant to the City in the amount of \$16,362 from the Bureau to the City.

Whereas the grant funding provided is based on local option lodging taxes collected by the City and the eight other member cities of the Bureau and

Whereas the City agrees to expend the grant funding in compliance with MN Statute 469.10 which states that gross proceeds from any tax imposed shall be used for the purpose of marketing and promoting the City as a tourist or convention center and

Whereas the Bureau has specified that grant funds must be used for advertising, marketing, and promotional efforts to increase participation, attendance, or visitation to an event, activity, or facility located within the City, and / or to add new activities to enhance existing events, and

Whereas the Bureau specifies that advertising, marketing, and promotional efforts for which said grant funding is used must extend beyond the borders, or boundaries of the City and

Whereas it is agreed that prior to December 31, 2015, the City will provide an overview of how the Bureau grant funding was used, as well as provide copies of actual receipts or invoices to document how the grant funding the Bureau provided was utilized.

Now by execution of this Agreement, the City and the Bureau agree to and approve the terms:

By: _____
City of Coon Rapids

By: Steve Markuson / Twin Cities Gateway

Signature

Signature

Date: _____

Date: _____



City Council Regular

13.

Meeting Date: 05/05/2015

Subject: Consider Introduction of an Ordinance changing the Zoning from Office, General Commercial and Moderate Density Residential to High Density Residential

From: Scott Harlicker, Planner

INTRODUCTION

The applicant is requesting the introduction of an ordinance to change the zoning of five parcels from Office, General Commercial and Moderate Density Residential to High Density Residential. The applicant is also proposing a corresponding land use amendment to High Density Residential.

DISCUSSION

Background

The Pederson Floral property is 1.6 acres with frontage on Coon Rapids Boulevard. They have a land use designation of General Commercial, are zoned General Commercial and are located within the River Rapids Overlay District. A second parcel has frontage on 115th lane, is undeveloped and is 13,523 square feet in size. It has a land use designation and zoning of Moderate Density Residential. The two other lots front on Coon Rapids Boulevard, have a land use designation and zoning of Office. They are 16,268 sf and 16,265 sf in size.

Pederson Floral Property

As part of the 2009 Comprehensive Land Use Plan update the land use designation of the Pederson Floral property was changed from General Commercial to High Density Residential. In 2010, in response to the new land use designation, the City initiated a zone change from General Commercial to High Density Residential so that the zoning was consistent with the land use designation. In response to the property owner's concern that the change in zoning would make his business non-conforming, the zone change to High Density Residential was denied. In February 2011 the the City initiated a change in the land use designation and zoning from High Density Residential to Office. The proposed zone change was not introduced by the City Council.

In March 2011 the City initiated a change in the land use designation from High Density Residential to General Commercial. The property was zoned General Commercial so no corresponding zone change was required. The land use changed was approved by Council.

In April 2013 MWF Properties applied for land use amendment for the Pederson Floral property and the vacant lot behind it. The Planning Commission recommended approval of the proposed change. However, they withdrew their request prior to the application being considered by the Council.

Property Fronting 115th Lane

The lot fronting on 115th Lane was platted as a single family lot in 1978 as part of O.L. Pederson Addition. The lot has been zoned Moderate Density Residential since 1980. The adjacent lot to the west was developed with a three unit townhome in 1996. The subject property was not included in that site plan and has never been developed. Because of its small size it would be difficult to develop in accordance with Moderate Density Residential standards.

3551 and 3541 Coon Rapids Boulevard

These two parcels are located west of the Pederson Floral property. One lot is a single family home and the other is a vacuum sales/repair business. The properties have a land use designation and zoning of Office and are located within the River Rapids Overlay District. Because of their small size, these parcels could not be redeveloped on their own. Both lots have frontage and access from Coon Rapids Boulevard.

Analysis

The intent of the High Density Residential district is to provide housing at high densities convenient to shopping, public transit and recreation. Areas are located adjacent to collector or arterial streets. This site meets all of the criteria listed above. The site is located along an arterial street, with access to transit, shopping and recreation. It would allow the development of the site at multi-family density that can take advantage of the location along Coon Rapids Boulevard. A list of uses allowed in the High Density Residential district is attached.

Access

According to the Coon Rapids Boulevard Corridor Plan, the median opening on Coon Rapids Boulevard in front of the site will eventually be closed, thus limiting access to the site to right-in/right-out only. This type of access will work for residential access but makes commercial redevelopment difficult.

Lot size

The size of the parcel limits the economic feasibility for commercial redevelopment of the site. The depth of the site also creates design issues for commercial redevelopment, such as the parking and setback requirements, which favor lots with greater depth. The lot's dimensions better suite high density residential development standards.

Compatibility with Adjacent Residential Land Uses

A moderate density townhouse development and a single family home abuts the site to the north. High Density Residential development provides a better buffer to Coon Rapids Boulevard and is more compatible than general commercial land uses.

Compatibility with Coon Rapids Boulevard Framework Plan

Framework Plan identifies infill housing as a "Development Principle". While the PORTs were identified as appropriate for the highest densities, moderate to high density residential development is appropriate for the areas between the PORTs. Furthermore, because of the corridor's transit access, the Framework Plan includes a policy that calls for moderate to high density housing in the areas between the PORTs.

Alignment with Comprehensive Land Use Plan

The Housing chapter of the City's Comprehensive Land Use Plan identifies a variety of housing goals for the City, including allowing for a variety of housing types and designs to allow people a housing choice. The proposed amendment would increase additional acreage for high density housing and therefore additional opportunities for apartments. Notable objectives in the Plan include addressing blight and blighting influences, the proposed amendment would create an opportunity to redevelop the vacant Pederson Floral site.

The Land Use Chapter also identifies a goal to improve the the appearance and function of Coon Rapids Boulevard ensuring that it redevelops with a variety of housing types. The proposed amendment supports that goal by eliminating underutilized land and obsolete land uses, and increases the opportunity to increase the number of housing units.

Planning Commission Meeting

At the Planning Commission meeting held on April 16th, no one spoke at the public hearing. There was one letter in opposition to the the proposal that was introduced into the public record. The Commission discussed access on to 115th. The applicant indicated that no access was proposed on to 115th and staff indicated that they would not be in favor access. The Commission also discussed potential traffic impacts. Traffic generated by the development of these parcels under the High Density Residential rules would not have a significant impact on the area. The Commission voted unanimously to recommend approval of the proposed zone change.

RECOMMENDATION

In Planning Case 15-14, the Planning Commission recommended the City Council introduce the attached ordinance approving of the proposed zone change to High Density Residential based on the following:

1. The proposed rezoning to High Density Residential is consistent with the land use designation of High Density Residential
2. The proposed rezoning is compatible with the adjacent land uses and zoning.
3. The times and conditions have change so that a reasonable use of the property can not be made under the current zoning.
4. The proposed zone change would not have an adverse impact on the area.
5. The proposed rezoning is consistent with the Coon Rapids Boulevard Framework Plan and the River Rapids Overlay District.

Attachments

Location Map

Zoning Map

Applicant's Narrative

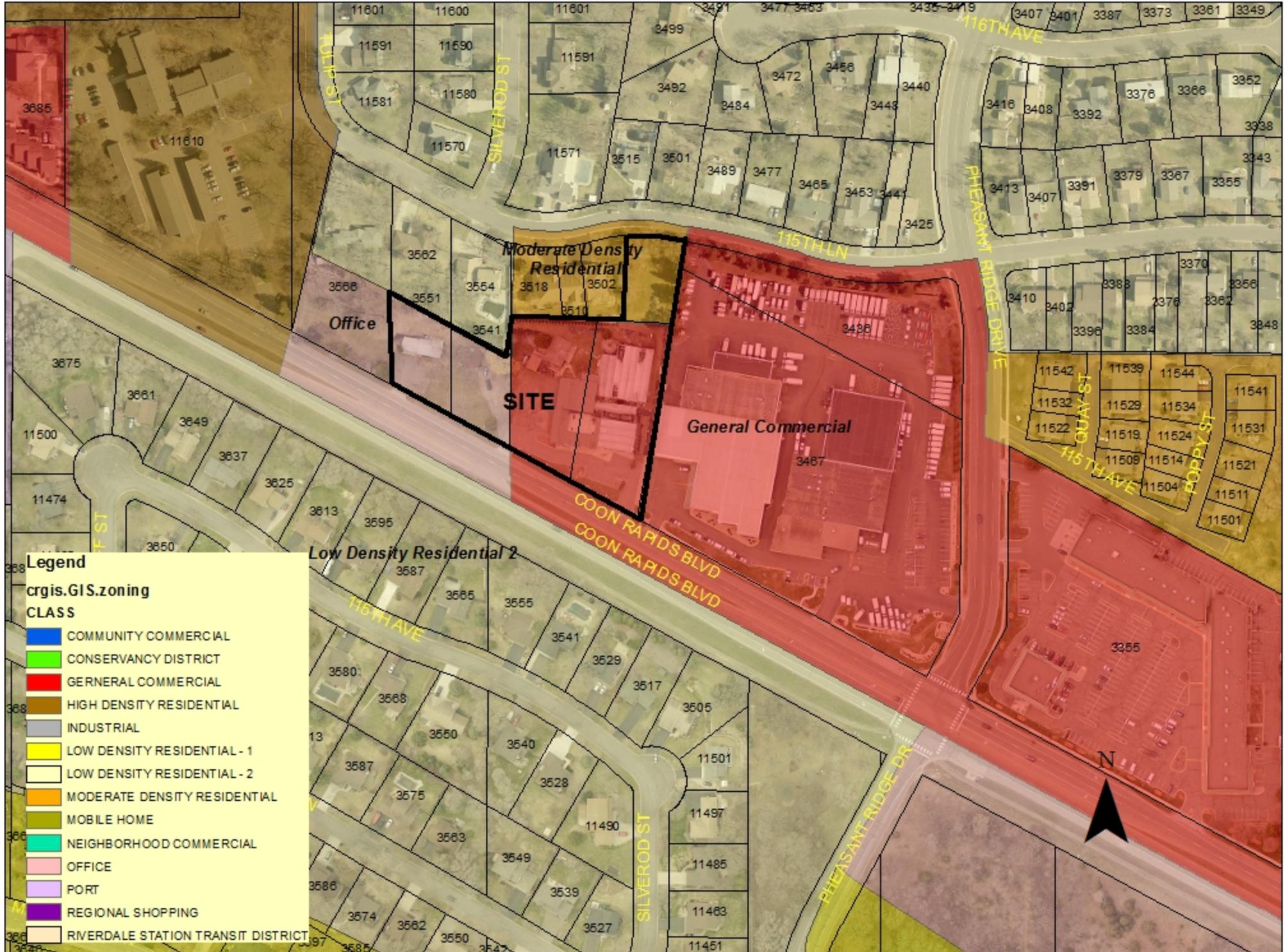
Allowed Uses

Proposed Ordinance

Location Map



Zoning Map



Legend
 crgis.GIS.zoning
 CLASS

- COMMUNITY COMMERCIAL
- CONSERVANCY DISTRICT
- GERNERAL COMMERCIAL
- HIGH DENSITY RESIDENTIAL
- INDUSTRIAL
- LOW DENSITY RESIDENTIAL - 1
- LOW DENSITY RESIDENTIAL - 2
- MODERATE DENSITY RESIDENTIAL
- MOBILE HOME
- NEIGHBORHOOD COMMERCIAL
- OFFICE
- PORT
- REGIONAL SHOPPING
- RIVERDALE STATION TRANSIT DISTRICT

Narrative for Comprehensive Plan Amendment and Zone Change

Approximately 2.65 acres at 3551, 3541, 3525 and 3531 Coon Rapids Boulevard

And Contiguous, Unassigned Lot on 115th LN NW

The proposal is to change the existing variety of zonings and uses on 5 lots to High Density Residential for the purpose of developing a multi-unit residential project. The proposed development is in the River Rapids Overlay District, between Port Wellness and Port Campus Square. It has been designated by the City as a redevelopment area.

The five lots proposed to be combined into one currently contain a vacuum repair business run out of a house, a single family home property that is arrears in property tax payments, the vacated Pederson Floral and Greenhouses buildings, and a vacant lot behind 3525 Coon Rapids Blvd also owned by the Pederson family. The two house lots are currently zoned and guided "Office". The two lots containing the buildings of the former Pederson business are currently zoned and guided "General Commercial", and the vacant Pederson lot behind 3525 Coon Rapids Blvd is zoned and guided Moderate Density Residential.

The Pederson property was guided for High Density Residential use in the Coon Rapids 2030 Comprehensive Land Use Plan adopted in 2009. It was subsequently changed back to its previous General Commercial land use so as to not cause the then existing business to be a non-conforming use. That business is no longer in operation and no other commercial uses have shown an interest in the Pederson site. In addition, economic conditions and the size of the two house lots guided for Office make it unlikely that those properties will support an economically feasible office development.

All of the current property owners have agreed with the proposed land use change.

Changing to High Density Residential is consistent with the Goals, Objectives and Policies laid out in the Coon Rapids Comprehensive Plan, including:

Chapter 2 – Land Use:

- Goal #6: Improve the appearance and function of Coon Rapids Boulevard, ensuring that it gradually **redevelops with a variety of housing types**, supporting commercial uses, and urban design amenities.
- Objective 6-1: To curb the spread of blighting characteristics along Coon Rapids Boulevard and eliminate underutilized land and obsolete land uses.
- Objective 6-2: **To increase the number of housing units** and bolster the market for neighborhood commercial development along Coon Rapids Boulevard.
- Policy 6-1: Continue to concentrate commercial uses in existing commercial nodes, including the PORTs, and **encourage the transition of commercial properties in between the nodes to residential use.**

Chapter 4 – Housing:

- Goal #2: Housing Variety – A variety of housing types and designs to allow all people a **housing choice.**

- Policy 2-1: The City will continue development management approaches which **encourage a wide variety of housing types and ownership and rental options.**
- Policy 2-4: The city will identify **underused non-residential sites that may be suitable for higher density residential use.**
- 2.5: The City will **designate infill areas and redevelopment sites along major streets and adjacent to commercial or other high activity areas for townhouse and/or apartment type uses.**

Allowed Uses In High Density Residential (HDR)

PRINCIPAL USES					
DWELLINGS	LDR1	LDR2	MDR	HDR	MH
Single family detached dwelling	P	P	NP	NP	NP
Two-family dwellings approved by the City prior to January 1, 2005.	P	P	P	NP	NP
Townhouses	NP	NP	P	NP	NP
Multiple family dwellings	NP	NP	P	P	NP
Mobile homes	NP	NP	NP	NP	P
Single-family dwellings when combined with permitted and/or other attached dwellings uses to achieve a density of at least four dwelling units per acre.	NP	NP	P	NP	NP
Attached dwelling structures not described as permitted uses, seven dwelling units per acre or less.	NP	NP	C	NP	NP
CONGREGATE LIVING	LDR1	LDR2	MDR	HDR	MH
A state licensed residential facility or a housing with services establishment registered under chapter 144D serving six or fewer persons, a licensed day care facility serving 12 or fewer persons, and a group family day care facility licensed under Minnesota Rules, parts 9502.0315 to 9502.0445 to serve 14 or fewer children	P	P	P	P	NP
A state licensed residential facility serving from 7 through 16 persons or a licensed day care facility serving from 13 through 16 persons.	C	C	C	P	NP
Nursing homes and assisted living	C	C	C	C	NP
Boarding Homes	NP	NP	NP	P	NP
INSTITUTIONAL	LDR1	LDR2	MDR	HDR	MH
Cemeteries and their accessory structures	C	C	C	C	NP
Governmental buildings and facilities	C	C	C	C	C
Governmental offices	C	C	C	C	C
Places of worship	C	C	C	C	NP
Public parks, their incidental structures and uses	P	P	P	P	P
Schools and colleges	C	C	C	C	NP
State licensed community correctional facilities	C	C	C	C	NP
Public buildings and major utility structures	C	C	C	C	C
Hospitals	C	C	C	C	NP
Places of assembly	C	C	C	C	NP

COMMERCIAL	LDR1	LDR2	MDR	HDR	MH
Marinas and related uses	C	C	C	C	NP
Mining as regulated under Section 11-1103	C	C	C	C	NP
Recreational facilities such as country clubs, community recreation buildings, golf courses, archery ranges, or trapshooting ranges.	C	C	C	C	NP
Retail shopping uses located within a multiple-dwelling building located within an apartment complex containing at least 100 dwelling units, provided that such uses are clearly incidental to the principal use of the building.	NP	NP	NP	C	NP
Agricultural, except feedlots, on lots greater than five acres in size	P	P	NP	NP	NP

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF
THE CITY OF COON RAPIDS SO AS TO PROVIDE CHANGES
IN THE ZONING CLASSIFICATION (PC 15-14)**

The City of Coon Rapids does ordain:

Section 1. The official zoning map of the City of Coon Rapids is hereby amended to change the classification of the following described property from Office, Moderate Density Residential and General Commercial to High Density Residential:

Lot 4 Auditors Subdivision No. 36 Described as follows: Commencing at the point of intersection of easterly line of said lot with North right-of-way line of Coon Rapids Boulevard, thence North 61 degrees 44 minutes west along said North right-of-way a distance of 230.84 feet to point of beginning, thence north 61 degrees 44 minutes west a distance of 115.42 feet, then South to intersection with said North right-of-way line, then Southeasterly along said right-of-way line a distance of 115.42 feet to point of beginning.

That part of Lot 4 Auditors Subdivision No. 36 described as follows: Commencing at a point on Easterly line of said lot at the intersection with Northerly right-of-way of Coon Rapids Boulevard thence North 61 degrees 44 minutes West a distance of 115.84 feet to point of beginning, then North a distance of 160 feet, thence North 61 degrees 44 minutes West a distance of 115.42 feet, then South a distance of 160 feet to said Northerly right-of-way line of Coon Rapids Boulevard, thence South 61 degrees 44 minutes East a distance of 115.42 feet to point of beginning

That part of the West Half of the Northeast Quarter Section 17, Township 31, Range 24, Anoka County, Minnesota, described as follows: Beginning at the southeast corner of Lot 1, Block 2, O.L. PEDERSON ADDITION as corrected by Surveyor's Certificate filed as Anoka County Recorder Document No. 671455, thence on an assumed bearing of South 9 degrees 28 minutes, 50 seconds West, along the southerly extension of the easterly line of said Lot 1, a distance of 338.17 feet to the northerly right-of-way boundary line of County State Aid Highway No. 1 (Coon Rapids Boulevard), thence North 61 degrees 44 minutes 00 seconds West, along said northerly right-of-way boundary line, to the intersection with the southerly extension of the west line of Lot 3, said Block 2, thence on a bearing of North, along the southerly extension of the west line of said Lot 3, a distance of 227.10 feet to the southwest corner of said Lot 3, thence South 87 degrees 45 minutes

16 seconds East, along the south line of said Block 2, a distance of 273.84 feet to the point of beginning.

That part of the West Half of the Northeast Quarter Section 17, Township 31, Range 24, Anoka County, Minnesota, described as follows:

Beginning at the southeast corner of Lot 1, Block 2, O.L. PEDERSON ADDITION as corrected by Surveyor's Certificate filed as Anoka County Recorder Document No. 671455, thence on an assumed bearing of South 9 degrees 28 minutes, 50 seconds West, along the southerly extension of the easterly line of said Lot 1, a distance of 338.17 feet to the northerly right-of-way boundary line of County State Aid Highway No. 1 (Coon Rapids Boulevard), thence North 61 degrees 44 minutes 00 seconds West, along said northerly right-of-way boundary line, to the intersection with the southerly extension of the west line of Lot 3, said Block 2, thence on a bearing of North, along the southerly extension of the west line of said Lot 3, a distance of 227.10 feet to the southwest corner of said Lot 3, thence South 87 degrees 45 minutes 16 seconds East, along the south line of said Block 2, a distance of 273.84 feet to the point of beginning.

Lot 1 Block 2, O. L. Pederson Addition

Introduced the 5th day of May, 2015

Adopted on the ____ day of March, 2015

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk



City Council Regular

14.

Meeting Date: 05/05/2015

Subject: Consider Introduction of an Ordinance Amendment to Section 11-1500 to Amend the Procedural Requirement for Rescinding Subdivision Approval

From: Scott Harlicker, Planner

INTRODUCTION

The applicant is requesting the introduction of an ordinance to amend Section 11-1500 to clarify the procedural requirement for rescinding subdivision approvals.

DISCUSSION

The following proposed "housekeeping" changes are needed so that the the current code includes more detailed procedures for for rescinding subdivision approvals. In the current code there is language that requires that the City Council to rescind final plat approvals that have not been extended. This requirement is found only in the Section that regulates final plats, it is not found in the other sections that regulate lot splits, registered land survey or subdivision exceptions. There are sometimes circumstances beyond the applicant's control that work against getting the plat recorded within the required time frame. The proposed change would allow the Council to take those extenuating circumstances into consideration.

The other proposed change adds a formal procedure for the Council to follow should they decide to rescind the subdivision approval. The process is the same one used when revoking a conditional use permit. The applicant is given notice and a public hearing held prior to making a decision.

Planning Commission Meeting

At the Planning Commission meeting held on April 16th, no one spoke at the public hearing. The Commission voted unanimously to recommend approval of the proposed amendment.

RECOMMENDATION

In Planning Case 15-15, the Planning Commission recommended the City Council introduce the proposed amendment 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.

Attachments

Proposed Ordinance

ORDINANCE NO.

**AN ORDINANCE ADDING PROCEDURAL REQUIREMENTS FOR RECISSION OF
SUBDIVISION APPROVAL**

The City of Coon Rapids does ordain:

Section 1. Revised City Code – 1982 Section 11-1504.2(3) is hereby amended as follows:

(Deletions in brackets, additions double underlined)

(3) Recording the Final Plat. Within 90 days after the City Council takes final action on a subdivision plat, the owner must record the plat with the County. ~~Any final plat not so recorded will become void unless the Council has granted an extension, which cannot exceed 90 additional days.~~ The subdivider must furnish the City with a receipt from the County showing evidence of the recording of the final plat. Failure of the subdivider to comply with the requirements of recording will be cause for rescission of approval by the City Council following notice and a public hearing. Prior to releasing the final plat for recording, the applicant must provide the following:

- (a) A signed Developers Agreement, if applicable;
- (b) easement documents as required by conditions of approval;
- (c) private common utility and access agreements, if applicable;
- (d) park dedication payment, if applicable;
- (e) signed petition and agreement for the installation of public improvements if applicable, and
- (f) any other documents, as required by conditions of approval.

Section 2 Revised City Code- 1982 Section 11-1504.4(4) is hereby amended as follows:

(Deletions in brackets, additions double underlined)

(4) Disposition of the Lot Split by the City Council. The City Council must take action on the lot split within 120 days following receipt by the Director of a properly completed application. If the recommendation from the Planning Commission has not been received by the City Council within the 120-day period, the Council may act without such recommendation. The City Council must approve, approve with conditions or disapprove by resolution. If approved, following compliance with all conditions of approval, a certified copy of the resolution approving the lot split shall be attached to the notice of approval and forwarded to the petitioner. The lot split, together with a certified copy of the resolution, can then be recorded with the County. Within 90 days from the date of approval, the petitioner must furnish the City with a receipt from the County showing evidence of the recording of the lot split. Failure of the

petitioner to comply with the requirements of recording will be cause for rescission of approval by the City Council following notice and a public hearing.

Section 3 Revised City Code- 1982 Section 11-1504.5(6) is hereby amended as follows:

(Deletions in brackets, additions double underlined)

(6) Within 90 days from the date of approval, the subdivider must furnish the City with a receipt from the County showing evidence of the recording of the Registered Land Survey. Failure of the subdivider to comply with the requirements of recording will be cause for rescission of approval by the City Council following notice and a public hearing.

Section 4 Revised City Code- 1982 Section 11-1504.6(2)(b) is hereby amended as follows:

(Deletions in brackets, additions double underlined)

(b) If approved, following compliance with all conditions of approval, a certified copy of a Certificate of Exception from Subdivision Regulations approving the subdivision exemption must be recorded with the County. Within 90 days from the date of approval, the petitioner must furnish the City with a receipt from the County showing evidence of the recording of the exemption. Failure of the petitioner to comply with the requirements of recording will be cause for rescission of approval by the Planning Commission following notice and a public hearing.

Introduced this 5th day of May, 2015.

Adopted this ___ day of _____ 2015.

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk



City Council Regular

15.

Meeting Date: 05/05/2015

Subject: Consider Approval to Purchase Bunker Hills Food and Beverage Small Equipment

Submitted For: Sharon Legg, Finance Director

From: Sharon Legg, Finance Director

INTRODUCTION

Kitchen and office equipment used for the food and beverage operation at the Bunker Hills Golf Club should be purchased.

DISCUSSION

The previous restaurant operator of Bunker Hills Golf Club, Potluck Catering, leased certain equipment that was to become the property of the City of Coon Rapids. However, due to the non-payment of the leases, the City was presented with the option to purchase the equipment at a reduced cost or have the leasing company re-possess the equipment. You may recall that the City previously purchased the equipment from Potluck Catering to compensate them for Highway 242 closing shortly after the restaurant opened.

Staff has inventoried the equipment and obtained prices for used equipment equivalent to what is on hand in the amount of \$11,000 which will be accepted by the lease-holder.

RECOMMENDATION

Staff recommends approval of the purchase of used small wares and office equipment for the operation of the Bar & Grill at Bunker Hills Golf Club.



City Council Regular

16.

Meeting Date: 05/05/2015

Subject: Open Mic Report - Neighborhood Concerns on 105th Ave. west of Foley Blvd.

Submitted For: Brad Wise, Police Chief

From: Matt Stemwedel, Assistant City Manager

INTRODUCTION

Several residents of the neighborhood on 105 Ave. west of Foley Blvd. spoke at the Open Mic portion of the April 21, 2015 City Council Meeting. These residents expressed concerns about an incident where a man was found carrying a firearm up to a neighbor's door in the early hours of April 20, 2015. The man, who did not possess a permit to carry a firearm, was arrested for a gross misdemeanor weapons offense by Coon Rapids officers. Specifically, the residents wanted questions answered regarding the Police Department not releasing police reports tied to the arrest of the suspect, the overall crime trend in Coon Rapids and the access to crime mapping information on in the City website.

DISCUSSION

Police departments do not release detailed information on serious incidents that are being actively investigated. Initially, police will only release basic information on what was reported via 911. This is done to not prematurely provide investigative details to persons who may later wish to use that information to aid a particular suspect.

In regard crime mapping, the Coon Rapids Police Department only displays felony level crimes on its web based crime mapping service called "Raids Online." This decision was made simply to make it easier for a citizen to understand the map. The omitted misdemeanors, such as thefts from vehicles, are not included because this sort of crime is random and often has little bearing on the relative safety of any neighborhood. All crime information is public and is available via the Police Department's Annual Report, the MN Bureau of Criminal Apprehensions Uniform Crime Report or is available on request to the Police Department.

As for crime statistics in Coon Rapids, there is great news in that our Part 1 Crime Rate (the combined total of Arson, Thefts, Vehicle Theft, Burglary, Aggravated Assault, Robbery, Criminal Sexual Conduct and Homicide) is the *lowest* it has been since 1969. Whereas in 1998 there were some 3,200 Part 1 crimes reported, in 2014 there were 1,868. In 1970 there were 1,500 Part 1 crimes reported at a time when the City population was only 30,000. While it is encouraging to have such a low crime rate, the fact remains that 1868 people were victimized in 2014 and many of these victims may conclude our City is becoming less safe despite the good news of the larger picture. This is why the City will always continuously work to drive our crime rate even lower.

As a final note, Officer Tanya Harmoning of the Police Department's Community Oriented Policing and Problem Solving Unit has been assigned to strengthen the Neighborhood Watch group on 105 Ave. and to work in partnership to address the concerns of that neighborhood.

RECOMMENDATION

This information is being provided for for informational purposes and no formal Council action is required.
