

## UNAPPROVED

### COON RAPIDS CITY COUNCIL MEETING MINUTES OF SEPTEMBER 15, 2015

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#### CALL TO ORDER

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The second regular meeting of the Coon Rapids City Council for the month of September was called to order by Mayor Jerry Koch at 7:00 p.m. on Tuesday, September 15, 2015, in the Council Chambers.

#### PLEDGE OF ALLEGIANCE TO THE FLAG

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Mayor Koch led the Council in the Pledge of Allegiance.

#### ROLL CALL

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

Members Absent: None

#### ADOPT AGENDA

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MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER GEISLER, TO ADOPT THE AGENDA AS AMENDED MOVING ITEM 7 UNDER OLD BUSINESS TO ITEM 7 UNDER PUBLIC HEARING. THE MOTION PASSED UNANIMOUSLY.

#### PROCLAMATIONS/PRESENTATIONS

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##### 1. PROCLAIM OCTOBER DOMESTIC VIOLENCE AWARENESS MONTH

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Mayor Koch read a proclamation declaring October to be Domestic Violence Awareness Month in the City of Coon Rapids.

#### APPROVAL OF MINUTES OF PREVIOUS MEETINGS

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##### 2. SEPTEMBER 1, 2015, COUNCIL MEETING

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MOTION BY COUNCILMEMBER WELLS, SECONDED BY COUNCILMEMBER KLINT, FOR

APPROVAL OF THE MINUTES OF THE SEPTEMBER 1, 2015, COUNCIL MEETING. THE MOTION PASSED UNANIMOUSLY.

**CONSENT AGENDA/INFORMATIONAL BUSINESS**

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3. ADOPT RESOLUTION 15-108, AMENDING BUDGET FOR RECYCLING CENTER FOR PURCHASE OF CART TIPPER
  4. APPROVE PUBLIC EASEMENT FOR PORT CAMPUS SQUARE
  5. ACCEPT PROPOSAL FOR ENGINEERING SERVICES FOR 2016 SANITARY SEWER LINING PROGRAM AND AUTHORIZE EXECUTION OF AGREEMENT – PROJECT 16-6
  6. ADOPT RESOLUTION 15-114 APPROVING POLICE OFFICERS’ HEALTH CARE SAVINGS PLAN
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MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER DEMMER, FOR APPROVAL OF THE CONSENT AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

**PUBLIC HEARING**

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7. REAFFIRM ADOPTION OF ORDINANCE 2142 ESTABLISHING NO WAKE REGULATIONS FOR CROOKED LAKE
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The Staff report was shared with Council.

Mayor Koch opened and closed the public hearing at 7:09 p.m. since no one appeared to address the Council.

MOTION BY COUNCILMEMBER DEMMER, SECONDED BY COUNCILMEMBER JOHNSON, TO REAFFIRM THEIR ADOPTION OF THE ORDINANCE AMENDING TITLE 10, CHAPTER 600 ESTABLISHING NO WAKE REGULATIONS FOR CROOKED LAKE. THE MOTION PASSED UNANIMOUSLY.

**BID OPENINGS AND CONTRACT AWARDS**

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None.

**OLD BUSINESS**

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8. PC 15-29: CONSIDER ADOPTION OF ORDINANCE 2146 AMENDING SECTION 11-1204 FENCES AND WALLS
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER GEISLER, TO ADOPT ORDINANCE 2146 CHANGING THE MAXIMUM HEIGHT FOR FENCES FROM SIX FEET TO SEVEN FEET. THE MOTION PASSED UNANIMOUSLY.

9. PC 15-25, FINAL PLAT FOR EGRET COON RAPIDS BOULEVARD SA, C-STORE PARTNERS, EGRET BOULEVARD AND COON RAPIDS BOULEVARD
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The Staff report was shared with Council.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER WELLS, TO ADOPT RESOLUTION NO. 15-112 APPROVING THE FINAL PLAT FOR EGRET COON RAPIDS BOULEVARD SA WITH THE FOLLOWING CONDITIONS:

1. ALL COMMENTS OF THE ASSISTANT CITY ENGINEER BE ADDRESSED PRIOR TO RELEASING THE PLAT FOR RECORDING.
2. ALL COMMENTS FROM ANOKA COUNTY HIGHWAY DEPARTMENT BE ADDRESSED PRIOR TO RELEASING THE PLAT FOR RECORDING.
3. PARK DEDICATION IN THE AMOUNT OF \$7,900 BE PAID PRIOR TO RELEASING THE PLAT FOR RECORDING.

THE MOTION PASSED UNANIMOUSLY.

10. CONSIDER JOINT POWERS AGREEMENT WITH ANOKA COUNTY FOR THE RECONSTRUCTION OF FOLEY BOULEVARD BETWEEN EGRET AND NORTHDALE BOULEVARDS; CITY PROJECT 13-10
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The Staff report was shared with Council.

Public Works Director Himmer asked if the Council wanted to continue the use of colored concrete for this portion of Foley Boulevard. The Council was in agreement with this recommendation.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER WELLS, TO APPROVE THE JPA WITH ANOKA COUNTY FOR THE RECONSTRUCTION OF FOLEY

BOULEVARD, FROM EGRET BOULEVARD TO NORTHDALÉ BOULEVARD; AND AUTHORIZE STAFF TO SIGN THE FINAL CONSTRUCTION DRAWINGS UPON COMPLETION AND PRIOR TO BIDDING ON THE CONDITION STAFF HAS AMENDED THE CURRENT PLANS FOR THE NORTH LEG OF FOLEY TO ALLOW FOR FULL AND UNENCUMBERED ACCESS TO THE PROPERTY AT 11403 FOLEY BOULEVARD, BY EITHER SHORTENING OR ELIMINATING THE MEDIAN.

Councilmember Johnson discussed the importance of this project noting it was located within his ward. He reported the City was funding \$1.3 million of the project, which was more than the County was putting into the project. He did not want the County to diminish access to local businesses through this project. He expressed frustration with the County's lack of flexibility with regard to this project. He respectfully believed that the County could have done a better job preserving and maintaining access to this vital commercial district along Foley Boulevard. It was his belief that the City and County had to improve its communication with its residents, especially those being impacted by proposed projects. He then provided comment on the importance of access for local businesses. Lastly, he appreciated the fact that the City had done all it could to provide local business owners and residents with a voice. He did not agree with all of the parts of the proposed plan, as more could have been done to preserve access to local businesses. It was his hope that going forward, the City could do better and communicate more clearly with the County. He wanted to see the City proactively reaching out to impacted citizens and business owners in order to ensure their voices have been heard and their concerns are addressed.

Councilmember Manning suggested that staff speak with the County on what it would cost to put the road behind the water tower on 113<sup>th</sup>. Public Works Director Himmer stated some of this information was discussed at the July worksession. He estimated that the cost of a backage road would be approximately \$1 million and 2½ parcels would have to be acquired. He reiterated that the County believes that the access issues should be resolved by the City and were not a County concern. He reviewed the backage road plans further with the Council.

Further discussion ensued regarding the backage road, the proposed cost, drainage and roadway length.

Councilmember Johnson expressed concern again that the City was financially putting more into this project than the County. He reported that much of the County's funding would be made through Federal funds. Again, it was the County that was proposing the long median that was cutting off access, which would force the City into looking into alternative access points for its local businesses, such as the backage road. He was not suggesting that the median should be eliminated altogether, as a portion would improve public safety. However, with the median, as suggested by the County, the City would have to undergo a great deal of additional expense within this project to address the access issues created by the County. He was frustrated that the County was not willing to assist the City in creating a solution to the access problem. He encouraged his constituents to contact the County Board representatives regarding their frustration and concerns regarding this situation.

Councilmember Klint questioned how the backage road would proceed if the resident was not interested in selling their home. Public Works Director Himmer stated the backage road would hinge on this matter.

Mayor Koch asked when the water tower would be removed from this area. Public Works Director Himmer commented that the water tower would be removed in the next five years.

THE MOTION PASSED 6-0-1 (KLINT ABSTAINED).

#### NEW BUSINESS

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#### 14. CONSIDER ADOPTING RESOLUTION 15-113 ESTABLISHING THE PRELIMINARY 2016 TAX LEVY

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The Staff report was shared with Council.

Finance Director Legg reiterated that the tax levy could be reduced from this point going forward, but could not be increased. She explained the Truth in Taxation Hearing was scheduled for December 1, 2015.

MOTION BY COUNCILMEMBER MANNING, SECONDED BY COUNCILMEMBER JOHNSON, TO ADOPT RESOLUTION NO. 15-113 ESTABLISHING THE PRELIMINARY TAX LEVY FOR THE CITY OF COON RAPIDS. THE MOTION PASSED UNANIMOUSLY.

#### 11. CONSIDER ADOPTION OF RESOLUTION 15-111 RESCINDING THE FINAL PLAT APPROVAL FOR TYLERS COVE (PLANNING CASE 13-31)

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The Staff report was shared with Council.

Planner Harlicker questioned if a Public Hearing regarding this case could be held. He reported the Public Hearing was properly published, but was not noted on the agenda.

City Attorney Brodie advised the City Council to open the Public Hearing and postpone the matter to the October 6<sup>th</sup> Council meeting.

Mayor Koch opened the public hearing at 7:50 p.m.

MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER DEMMER, TO CONTINUE PLANNING CASE 13-31 TO THE OCTOBER 6, 2015 CITY COUNCIL MEETING. THE MOTION PASSED UNANIMOUSLY.

12. INTRODUCE ORDINANCE RESTRICTING PARKING ON LILY STREET NW

The Staff report was shared with Council.

Mayor Koch considered the Ordinance to be introduced.

13. INTRODUCE ORDINANCE RESTRICTING PARKING ON BUTTERNUT STREET NW

The Staff report was shared with Council.

Mayor Koch considered the Ordinance to be introduced.

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

15. OPEN MIC REPORT – JEREMY PILKENTON – RE: 9938 COTTONWOOD STREET

Mayor Koch discussed Mr. Pilkenton's comments made during Open Mic at the September 1, 2015 Council meeting.

OTHER BUSINESS

Councilmember Manning asked if the City had a timetable in addressing the exterior of Foley Foods. Community Development Director Fernelius reported that the City's building official has spoken to the property owner and a permit was issued to remodel the interior of the space. He noted that staff has been working with the owner to improve the property.

Councilmember Geisler explained she would join the Met Council's Land Use Advisory Commission and would be attending her first meeting on Thursday, September 17<sup>th</sup>. She discussed a diversity meeting she recently attended and encouraged the public to contact her regarding this initiative.

Mayor Koch thanked Police Chief Wise and Multi-Family Housing Officer Sheeran for their efforts on

behalf of the City.

Mayor Koch indicated the Cardinal Mile would be held in conjunction with homecoming this week. He noted the homecoming parade would be held at 6:00 p.m. following this event.

ADJOURN

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MOTION BY COUNCILMEMBER GEISLER, SECONDED BY COUNCILMEMBER DEMMER,  
TO ADJOURN THE MEETING AT 8:02 P.M. THE MOTION PASSED UNANIMOUSLY.

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Jerry Koch, Mayor

ATTEST:

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Joan Lenzmeier, City Clerk