



City of Blaine
Anoka County, Minnesota
Minutes - Final
City Council

10801 Town Square Drive
Blaine MN 55449

Thursday, October 2, 2014

7:30 PM

Council Chambers

Meeting Number 14-54

1. CALL TO ORDER BY THE MAYOR

The meeting was called to order at 7:33 p.m. by Mayor Ryan followed by the Pledge of Allegiance and the Roll Call.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Quorum present.

ALSO PRESENT: Bryan Schafer, Planning and Community Development Director; Bob Therres, Public Services Manager; Joe Huss, Finance Director; Jean Keely, City Engineer; Chris Olson, Police Chief/Safety Services Manager; Terry Dussault, Human Resources Director; Roark Haver, Communications Technician; Al Thorp, Senior Engineering Technician; Catherine Sorensen, City Clerk; and Recording Secretary Linda Dahlquist.

Present: 5 - Tom Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

Absent: 2 - Councilmember Hovland and Councilmember Clark

4. APPROVAL OF MINUTES

4.-1 [MIN 14-32](#)

WORKSHOP MEETING - 09/04/14
REGULAR MEETING - 09/04/14
WORKSHOP MEETING - 09/11/14
WORKSHOP MEETING - 09/18/14
REGULAR MEETING - 09/18/14

Approved

Aye: 2 - Mayor Ryan and Councilmember Herbst

Abstain: 3 - Councilmember Swanson, Councilmember Bourke and Councilmember Kolb

5. AWARDS - PRESENTATIONS - ORGANIZATIONAL BUSINESS

None.

6. COMMUNICATIONS

Mayor Ryan thanked the Police Department for their help with the Special Olympics convoy.

Mayor Ryan thanked the Parks Department for their work at the World Fest.

7. OPEN FORUM FOR CITIZEN INPUT

Mayor Ryan opened the Open Forum at 7:33 p.m.

There being no input, Mayor Ryan closed the Open Forum at 7:33 p.m.

8. ADOPTION OF AGENDA

9. 8:00 P.M. - PUBLIC HEARING AND ITEMS SET FOR A CERTAIN TIME

None.

10. APPROVAL OF CONSENT AGENDA:

10.-1 [MO 14-136](#) SCHEDULE OF BILLS PAID

Approved

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

10.-2 [ORD 14-2294](#) FIRST READING

AMENDING CITY CODE CHAPTER 54 - PARKS AND RECREATION, SECTION 54-1 PARK AND OPEN SPACE DESIGNATED

Introduced, Read, and Placed on File for Second Reading

11. DEVELOPMENT BUSINESS

11.-1 [RES 14-177](#) GRANTING A CONDITIONAL USE PERMIT TO ALLOW UP TO 3,000 SQUARE FEET OF GARAGE SPACE IN A RF (RESIDENTIAL FLEX) ZONING DISTRICT AT 2702 DEER RIDGE NE. DAVID MILNE. (CASE FILE NO. 14-0041/BDJ)

Planning and Community Development Director Schafer stated the applicant

would like to construct an accessory building in the rear yard of a 2.78-acre parcel.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

11.-2 [RES 14-178](#)

GRANTING A CONDITIONAL USE PERMIT TO ALLOW FOR OUTDOOR DINING CONSISTING OF THREE (3) TABLES AND SIX (6) CHAIRS AT 1384 109th AVENUE NE. STARBUCKS. (CASE FILE NO. 14-0052/BDJ)

Planning and Community Development Director Schafer stated the applicant is proposing to locate on the corner of Highway 65 and 109th Avenue NE at 1384 109th Avenue NE and would provide outdoor dining for its customers.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

11.-3 [RES 14-179](#)

GRANTING A CONDITIONAL USE PERMIT TO OPERATE A CHURCH IN A PBD (PLANNED BUSINESS DISTRICT) ZONING DISTRICT AT 10130 DAVENPORT STREET NE. CHAIN OF LAKES CHURCH. (CASE FILE NO. 14-0048/SLK)

Planning and Community Development Director Schafer stated the applicant would like to occupy a 4,700 square foot bay in a multi-tenant building at 101st Avenue and Davenport Street.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

11.-4 [RES 14-180](#)

GRANTING A CONDITIONAL USE PERMIT TO OPERATE A BRAZILLIAN JIU JITSU TRAINING FACILITY IN AN I-2 (HEAVY INDUSTRIAL) ZONING DISTRICT AT 1630 101st AVENUE NE (SUITE 140 AND 150). TRACKS BJJ. (CASE FILE NO. 14-0049/LSJ)

Planning and Community Development Director Schafer stated the applicant is proposing to open a Brazilian Jiu Jitsu school at 1630 101st Avenue. He noted there are two other tenants that have fitness related businesses.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

11.-5 [RES 14-182](#)

GRANTING A CONDITIONAL USE PERMIT TO ALLOW FOR CONSTRUCTION OF 14 SINGLE FAMILY HOMES

**IN A DF (DEVELOPMENT FLEX) ZONING DISTRICT AT
12701 HARPERS STREET NE. SUMMIT LAND (CASE
FILE NO. 14-0050SLK).**

Planning and Community Development Director Schafer stated the preliminary plat proposal consists of subdividing 5 acres into a subdivision with a total 14 dwelling units. He noted the applicant is proposing single-family homes.

Councilmember Herbst asked when Harpers Street and sidewalks will be done. Planning and Community Development Director Schafer replied next summer.

Councilmember Bourke asked about a regional pond. Planning and Community Development Director Schafer replied a regional pond is being considered and costs are being developed.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

11.-6 [RES 14-181](#)

**GRANTING PRELIMINARY PLAT APPROVAL TO
SUBDIVIDE 4.50 ACRES INTO 14 SINGLE FAMILY LOTS
TO BE KNOWN AS SARAH JEAN ESTATES AT 12701
HARPERS STREET NE. SUMMIT LAND. (CASE FILE NO.
14-0050/SLK)**

Planning and Community Development Director Schafer stated the preliminary plat proposal consists of subdividing 5 acres into a subdivision with a total 14 dwelling units. He noted the applicant is proposing single-family homes.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

11.-7 [ORD 14-2296](#)

FIRST READING

**REZONING FROM PBD (PLANNED BUSINESS DISTRICT)
TO DF (DEVELOPMENT FLEX) A 66 BED MEMORY
CARE FACILITY FOR JEA SENIOR LIVING AT ULYSSES
STREET/ULYSSES LANE. JEA SENIOR LIVING. (CASE
FILE NO. 14-0051/LSJ)**

Planning and Community Development Director Schafer stated the applicant is proposing to construct a specialized memory care facility on the southeast corner of Ulysses Street NE and Ulysses Lane NE and is requesting a zoning change to accommodate the use as a memory care facility. He noted a

conditional use permit is required.

Introduced, Read, and Placed on File for Second Reading

11.-8 [RES 14-183](#)

**GRANTING APPROVAL FOR THE NATIONAL SPORTS
CENTER MASTER PLAN AND SITE WORK**

Planning and Community Development Director Schafer stated the applicant is preparing to move ahead with the development of 75 acres north of 105th Avenue and east of their fields. He noted fill work will be completed this year in order for the development work to move forward.

Paul Erickson, National Sports Center (NSC), stated the NSC would like to contribute sand for the reconstruction of 105th. He stated NSC plans to seek additional bonding funds from the State for roads.

Neil Ladd, National Sports Center (NSC), stated the NSC has a borrow pit on its land and over the years the sand has been mined out and various soils in to settle. He noted that various sites have been mined, and only one section is settled and buildable at this time.

Councilmember Herbst commented he is in favor of using the sand from NSC for the 105th project.

Councilmember Bourke commented the NSC needs to be involved with the development of 105th.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

11.-9 [ORD 14-2295](#)

FIRST READING

**GRANTING A CODE AMENDMENT TO THE B-2
(COMMUNITY COMMERCIAL) AND THE I-2 (HEAVY
INDUSTRIAL) ZONING DISTRICTS TO ALLOW FOR
INDOOR SALES OF VEHICLES AS A CONDITIONAL
USE. CITY OF BLAINE.**

Planning and Community Development Director Schafer stated a dealer's license is needed with auto body or major auto repair shops in order to transfer titles and sell vehicles that they repair and own as part of their business. He noted the State requires a local zoning sign-off on each dealer license and in the B-2 and I-2 zones the City is unable to execute the sign-off. He stated the amendment would allow indoor sales of passenger vehicles with the issuance of a conditional use permit.

Introduced, Read, and Placed on File for Second Reading

12. ADMINISTRATION**12.-1 [RES 14-184](#)****COUNCIL DIRECTIVE AUTHORIZING INSTALLATION
OF THREE WAY STOP SIGNS AT 116TH AVENUE AND
YANCY COURT**

Public Services Director Therres stated per Council direction, this resolution authorizes installation of three way stop signs at 116th Avenue and Yancy Court.

Adopted

12.-2 [MO 14-137](#)**APPROVE AUDITOR CONTRACT**

Finance Director Huss stated the City received eight proposal responses to an RFP for audit services. He stated that based on the proposals, interviews and references, staff recommends that the firm Redpath and Company, Ltd. be re-appointed to perform the City's financial audit for the upcoming five-year period of 2014 through 2018.

Approved

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

12. [RES 14-185](#)**-3A****ORDER PREPARATION OF PROPOSED ASSESSMENT
FOR RECONSTRUCTION OF DAVENPORT STREET
FROM 99TH LANE TO 105TH AVENUE, IMPROVEMENT
PROJECT NO. 11-11**

City Engineer Keely stated the project includes partial reconstruction of the existing street section to include full concrete curb and gutter replacement, construction of three right turn lanes, sport concrete sidewalk replacement, new concrete sidewalk, asphalt pavement replacement, storm drainage improvements, relocation of hydrants, traffic control signage, signal modification, striping, and related appurtenant construction. She stated the assessment roll has been prepared consistent with the Feasibility Report and the total cost will be paid through assessments, Public Utility Fund and Municipal State Aid funds. She noted the public hearing would be held on November 6, 2014.

Adopted

12. [RES 14-186](#)**-3B****CALL FOR HEARING ON PROPOSED ASSESSMENT FOR
RECONSTRUCTION OF DAVENPORT STREET FROM
99TH LANE TO 105TH AVENUE**

IMPROVEMENT PROJECT NO. 11-11

City Engineer Keely stated the project includes partial reconstruction of the existing street section to include full concrete curb and gutter replacement, construction of three right turn lanes, sport concrete sidewalk replacement, new concrete sidewalk, asphalt pavement replacement, storm drainage improvements, relocation of hydrants, traffic control signage, signal modification, striping, and related appurtenant construction. She stated the assessment roll has been prepared consistent with the Feasibility Report and the total cost will be paid through assessments, Public Utility Fund and Municipal State Aid funds. She noted the public hearing would be held on November 6, 2014.

Adopted

12. [RES 14-187](#)
-4A

**ORDER PREPARATION OF PROPOSED ASSESSMENT
FOR PARTIAL RECONSTRUCTION OF PAUL PARKWAY
FROM OAK PARK BOULEVARD TO ULYSSES STREET,
IMPROVEMENT PROJECT NO. 12-17**

City Engineer Keely stated the project includes spot concrete curb and gutter replacement, spot concrete sidewalk replacement, storm sewer structures, asphalt surface, traffic control signage, striping, and appurtenant construction. She stated the assessment roll has been prepared consistent with the Feasibility Report and the total cost will be paid through assessments, Public Utility Fund and Municipal State Aid funds. She noted the public hearing would be held on November 6, 2014.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke,
Councilmember Kolb and Councilmember Herbst

12. [RES 14-188](#)
-4B

**CALL FOR HEARING ON PROPOSED ASSESSMENT FOR
PARTIAL RECONSTRUCTION OF PAUL PARKWAY
FROM OAK PARK BOULEVARD TO ULYSSES STREET,
IMPROVEMENT PROJECT NO. 12-17**

City Engineer Keely stated the project includes spot concrete curb and gutter replacement, spot concrete sidewalk replacement, storm sewer structures, asphalt surface, traffic control signage, striping, and appurtenant construction. She stated the assessment roll has been prepared consistent with the Feasibility Report and the total cost will be paid through assessments, Public Utility Fund and Municipal State Aid funds. She noted the public hearing would be held on November 6, 2014.

Adopted

12.5A [RES 14-189](#)

**ORDER PREPARATION OF PROPOSED ASSESSMENT
FOR 93RD LANE INDUSTRIAL PARK AREA STREET
IMPROVMENTS, PHASE 2, IMPROVEMENT PROJECT
NO. 12-19**

City Engineer Keely stated the project includes asphalt pavement replacement, gravel shouldering, storm drainage improvements, culvert replacements and cleaning, ditch cleaning and regrading, traffic control signage, and appurtenant construction. She stated the assessment roll has been prepared consistent with the Feasibility Report and the total cost will be paid through assessments and Pavement Management Program Fund. She noted the public hearing would be held on November 6, 2014.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

12. [RES 14-190](#)
-5B

**CALL FOR HEARING ON PROPOSED ASSESSMENT FOR
93RD LANE INDUSTRIAL PARK AREA STREET
IMPROVMENTS, PHASE 2, IMPROVEMENT PROJECT
NO. 12-19**

City Engineer Keely stated the project includes asphalt pavement replacement, gravel shouldering, storm drainage improvements, culvert replacements and cleaning, ditch cleaning and regrading, traffic control signage, and appurtenant construction. She stated the assessment roll has been prepared consistent with the Feasibility Report and the total cost will be paid through assessments and Pavement Management Program Fund. She noted the public hearing would be held on November 6, 2014.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

12. [RES 14-191](#)
-6A

**ORDER PREPARATION OF PROPOSED ASSESSMENT
FOR MILL AND OVERLAY OF NAPLES STREET FROM
95TH AVENUE TO 103RD STREET ALIGNMENT,
IMPROVEMENT PROJECT NO. 13-23**

City Engineer Keely stated the project includes a full width mill, bituminous asphalt overlay, traffic control signage, striping, and appurtenant construction. She stated the assessment roll has been prepared consistent with the Feasibility Report and the total cost will be paid through assessments and Municipal State Aid funds. She noted the public hearing would be held on

November 6, 2014.

Adopted

12. [RES 14-192](#)
-6B

**CALL FOR HEARING ON PROPOSED ASSESSMENT FOR
MILL AND OVERLAY OF NAPLES STREET FROM 95TH
AVENUE TO 103RD STREET ALIGNMENT,
IMPROVEMENT PROJECT NO. 13-23**

City Engineer Keely stated the project includes a full width mill, bituminous asphalt overlay, traffic control signage, striping, and appurtenant construction. She stated the assessment roll has been prepared consistent with the Feasibility Report and the total cost will be paid through assessments and Municipal State Aid funds. She noted the public hearing would be held on November 6, 2014.

Adopted

12. [RES 14-193](#)
-7A

**ORDER PREPARATION OF PROPOSED ASSESSMENT
FOR PAVEMENT MANAGEMENT, 2014 STREET
RECONSTRUCTIONS, IMPROVEMENT PROJECT NO.
14-07**

City Engineer Keely stated the project includes spot concrete curb and gutter replacement, asphalt surface removal and replacement, aggregate base, and appurtenant construction. She stated the assessment roll has been prepared consistent with the Feasibility Report and the total cost will be paid through assessments, Public Utility Fund and Pavement Management Fund. She noted the public hearing would be held on November 6, 2014.

Adopted

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke,
Councilmember Kolb and Councilmember Herbst

12. [RES 14-194](#)
-7B

**CALL FOR HEARING ON PROPOSED ASSESSMENT FOR
PAVEMENT MANAGEMENT, 2014 STREET
RECONSTRUCTIONS, IMPROVEMENT PROJECT NO.
14-07**

City Engineer Keely stated the project includes spot concrete curb and gutter replacement, asphalt surface removal and replacement, aggregate base, and appurtenant construction. She stated the assessment roll has been prepared consistent with the Feasibility Report and the total cost will be paid through assessments, Public Utility Fund and Pavement Management Fund. She noted the public hearing would be held on November 6, 2014.

Adopted

12.-8 [ORD 14-2297](#)**SECOND READING****TIME LIMITATION ON PARKING AFTER
COMMENCEMENT OF SNOWFALL**

Police Chief/Safety Services Manager Olson stated staff is proposing to change the parking during snowfall ordinance to not allow parking on any street after two inches of snowfall and until the snow on the street has been plowed from curb to curb.

Introduced, Read, and Placed on File for Second Reading

13. **OTHER BUSINESS**13.1 [MO 14-144](#)**RATIFICATION OF LOCAL 165 (POLICE OFFICERS)
2014 - 2015 UNION CONTRACT**

Human Resources Director Dussault stated the Law Enforcement Labor Services (LELS) representing the police officers have reached agreement on a two-year contract for 2014-2015. He stated the City's monthly contribution to the cafeteria plan for 2014 was to increase the beginning of January 1, 2014, although the Union agreed to begin that contribution on July 1, 2014, the Union agreed to the compensation rates set forth in the contract for 2013 until July 1, 2014; and the City agrees to contribute toward insurance for 2015.

Approved

14. **ADJOURNMENT**

Adjourned

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst