



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

10801 Town Square Dr.  
Blaine MN 55449

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Thursday, October 6, 2011

7:30 PM

Council Chambers

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**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**

*ALSO PRESENT: Bryan Schafer, Community Development Director; Bob Therres, Public Services Manager; Joe Huss, Finance Director; Jean Keely, City Engineer; Human Resources Director Terry Dussault; Nyle Zikmund, Fire Chief; Roark Haver, Communications Technician; Jane Cross, City Clerk; and Recording Secretary Linda Dahlquist.*

**Present:** 7 - Mayor Ryan, Councilmember Hovland, Councilmember Swanson, Councilmember Clark, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

**4. APPROVAL OF MINUTES**

- 4.-1 [MIN 11-0012](#) Workshop Meeting - September 15, 2011  
Regular Meeting - September 15, 2011  
Closed Meeting - September 15, 2011

**Sponsors:** Cross

**Attachments:** [Closed Meeting - 09/15/11](#)  
[Workshop - 09/15/11](#)  
[Closed Pending Litigation - 09/15/11](#)

*Workshop Meeting – September 15, 2011*

*Councilmember Clark added on page 5, line 3, after the word “cause” add “related to Blaine.”*

**Moved by Councilmember Swanson, seconded by Councilmember Kolb, that the Minutes be Approved as Amended. The Motion was adopted unanimously.**

**5. AWARDS - PRESENTATIONS - ORGANIZATIONAL BUSINESS**

5.-1 [RES 11-0132](#) Proclaiming October, 2011 Domestic Violence Awareness Month

**Sponsors:** City Council

*Mayor Ryan proclaimed October 2011 to be Domestic Violence Awareness Month in the City of Blaine.*

*Amy Highness from Alexandra House accepted the proclamation from Mayor Ryan. She stated many Blaine residents are volunteering their time and donating items to help Alexandra House. Ms. Highness stated Alexandra House serves over 3,000 people annually. Mayor Ryan thanked Alexandra House for the service they provide to the community.*

**Informational: no action required**

5.-2 [TMP 11-0139](#)

*Safety Service Manager/Police Chief Olson stated three citizens will receive the Citizen's Water Save Award. Although, the citizens who are receiving the award felt they did not need to be recognized. The awards will be sent to the citizens.*

**Informational: no action required**

6. **COMMUNICATIONS**

*Mayor Ryan congratulated McDonalds on Highway 14 and Ulysses Street on its reopening.*

*Mayor Ryan attended the Fire Station 4 open house. He commented the volunteers did a great job on the building.*

*Councilmember Hovland stated there will be a public hearing on the Coon Creek Watershed District on October 27th at 7:30 p.m. in the Cloverleaf Room in the Blaine City Hall.*

*Rachel Horn, Outreach Coordinator for Michele Bachmann encourages the residents to contact Bachmann's office at 651-731-5400 and Bachmann.house.gov.*

6.-1 [TMP 11-0136](#)

*Cathy Wyland, Centennial School District, presented a snapshot of School District 12. She stated that Blaine is the second largest city in the school district. She stated the school district appreciates their partnership with Blaine's school resource officer at Centennial high school; Blaine's police coordination of the bi-annual "Every 15 Minutes program;" Fire Department services from Spring Lake Park-Blaine-Mounds View; the cooperative programming with Blaine's Park and Recreation department; and the Blaine representatives that serve on various committees. Councilmember Kolb commented the Centennial School District is a fine school district.*

7. **OPEN FORUM FOR CITIZEN INPUT**

*There was none.*

8. **ADOPTION OF AGENDA**

City Manager Arneson asked that agenda item 11.5 be presented before agenda item 9.1.

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

*Moved in the agenda to follow agenda item 11.5.*

**10. APPROVAL OF CONSENT AGENDA:**

**Adopt the Consent Agenda**

**10.-1 [MO 11-0022](#)**

**SCHEDULE OF BILLS PAID FOR 10/06/11**

**Sponsors:** Huss

**Attachments:** [Council List 082611](#)  
[Council List 082911](#)  
[Council List 090911](#)  
[Council List 091611](#)  
[MANUAL CHECK LIST FOR COUNCIL-AUG - 2011.xls](#)

**This Motion is Approved by consent.**

**Aye:** 7 - Mayor Ryan, Councilmember Hovland, Councilmember Swanson, Councilmember Clark, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

**10.-2 [MO 11-0024](#)**

**APPROVE A TOBACCO AND TOBACCO PRODUCTS  
LICENSE FOR HOLIDAY STATIONSTORES #417,  
RADISSON ROAD NE, BLAINE.**

**Sponsors:** Cross

**This Motion is Approved by consent.**

**Aye:** 7 - Mayor Ryan, Councilmember Hovland, Councilmember Swanson, Councilmember Clark, Councilmember Bourke, Councilmember Kolb and Councilmember Herbst

**11. DEVELOPMENT BUSINESS**

**11.-1 [RES 11-0134](#)**

**RESOLUTION GRANTING A CONDITIONAL USE  
PERMIT AMENDMENT TO ALLOW FOR OUTDOOR  
STORAGE OF VEHICLES IN AN I-1 (LIGHT  
INDUSTRIAL) ZONING DISTRICT.**

**Sponsors:** Schafer

**Attachments:** [Zoning/Location Map & Site Plan](#)  
[Unapproved Sept PC Minutes](#)

*Community Development Director Schafer stated the applicant is applying for a*

conditional use permit amendment to store cars outside at his automotive repair shop in the Cornerstone OfficeWarehouse Building at 1550 91st Avenue NE. The business, Family Auto Care and Transmission, occupies Suite #103 on the north side of the building which the applicant owns through a contract for deed. City staff worked with the applicant on a site plan. The ordinance calls for the property be screened with a fence. The applicant will install a fence along the parking lot on the east side of the property line and wrap the fence around the front.

Councilmember Swanson asked if the City has received any comments from the public. Community Development Director Schafer responded no comments were received at the public hearing.

Councilmember Hovland asked for clarification on the placement of the fence. Community Development Director Schafer responded the fence will be along the property line. He stated the applicant will have four parking stalls to use.

**Moved by Councilmember Swanson, seconded by Councilmember Herbst, that this Resolution be Adopted. The Motion was adopted unanimously.**

11.-2 [RES 11-0135](#)

**RESOLUTION GRANTING A CONDITIONAL USE  
PERMIT AMENDMENT TO APPROVE A NEW  
LANDSCAPING PLAN AND HOME DESIGNS FOR THREE  
(3) TOWNHOME BUILDINGS (11 TOWNHOME UNITS) IN  
THE LEGACY CREEK DEVELOPMENT.**

**Sponsors:** Schafer

**Attachments:** [Attachments.pdf](#)  
[Unapproved Sept PC Minutes.doc](#)

Community Development Director Schafer stated this property was originally platted as part of Legacy Creek in 2007. No construction has occurred since 2009. Centex Homes and the original developer have left the project, and the finance company has control at this point. Mattamy Homes, a Canadian based builder, is proposing two 3-unit buildings and one 5-unit building for a total of 11 units.

**Moved by Councilmember Bourke, seconded by Councilmember Kolb, that this Resolution be Adopted. The Motion was adopted unanimously.**

11.-5 [RES 11-0138](#)

**RESOLUTION GRANTING A CONDITIONAL USE  
PERMIT AMENDMENT PER SECTION 30.52 OF THE  
ZONING ORDINANCE  
OF THE CITY OF BLAINE  
FOR AN EXPANSION TO THE NATIONAL SPORTS  
CENTER EVENT CENTER AT 1700 105TH AVENUE NE.  
NATIONAL SPORTS CENTER. (CF11-0038 BKS)**

**Sponsors:** Schafer

**Attachments:** [Attachments.pdf](#)  
[Revised Site Plan.pdf](#)  
[Revised Floor Plan.pdf](#)  
[Revised Elevations01.pdf](#)  
[Revised Exterior02.pdf](#)

*Community Development Director Schafer stated this is an amendment to an existing conditional use permit. The NSC has proposed a 29,000 square foot addition to the Schwan Event Center. The addition would house indoor space for sports related uses such as soccer, baseball, and lacrosse, event space for community functions/education and outdoor sports shows.*

*Paul Erickson, National Sports Center, commented the project is in response to comments received from the users that the space needs to be larger. He stated the new space will hold 170 tradeshow booths.*

*Councilmember Swanson stated the tourism board is excited about this project. He asked what is the construction timeline. Mr. Erickson responded construction will start next week and the plan is to open by the end of March 2012.*

*Councilmember Bourke asked if there will be any funds to upgrade 105th Avenue from the County. Mr. Erickson responded we have asked the County and discussions will continue.*

**Moved by Councilmember Herbst, seconded by Councilmember Swanson, that this Resolution be Adopted. The Motion was adopted unanimously.**

9.-1 [RES 11-0133](#)

**AUTHORIZING THE ISSUANCE OF \$3,000,000 REVENUE  
NOTE OR OTHER OBLIGATION ON BEHALF OF THE  
NATIONAL SPORTS CENTER FOUNDATION.**

*Mayor Ryan opened the public hearing at 8:06 p.m.*

*Mayor Ryan closed the public hearing at 8:07 p.m.*

*Councilmember Herbst asked what the savings will be to the sports center. Finance Director Huss responded by issuing the debt tax exempt they are saving the additional interest cost.*

*Councilmember Swanson asked if the bonds will go through a credit rating. Finance Director Huss responded the bonds are not rated and will be privately placed.*

*Mayor Ryan stated the bonds are with Anchor Bank.*

**Moved by Councilmember Bourke, seconded by Councilmember Herbst, that this Resolution be Adopted. The Motion was adopted unanimously.**

11.-3 [RES 11-0136](#)

**RESOLUTION GRANTING A CONDITIONAL USE  
PERMIT AMENDMENT PER SECTION 29.34 OF THE  
ZONING ORDINANCE OF THE CITY OF BLAINE TO  
ALLOW FOR A 324 SQUARE FOOT ADDITION TO THE  
EXISTING 1,088 STORAGE BUILDING ON THE  
PROPERTY AT 804 131ST AVENUE NE. WAY OF THE**

**LORD. (CF11-0036 LSJ)**

**Sponsors:** Schafer

**Attachments:** [Attachments.pdf](#)

*Community Development Director Schafer stated the Way of the Lord would like to add 324 square feet of space to one accessory building to accommodate a new freezer/cooler for their food shelf project.*

*Councilmember Herbst asked if there were comments from the neighbors. Community Development Director Schafer responded notice was sent to the neighbors, but no comments from were received.*

*Councilmember Kolb stated the faith community support is amazing.*

**Moved by Councilmember Kolb, seconded by Councilmember Herbst, that this Resolution be Adopted. The Motion was adopted unanimously.**

11.-4 [RES 11-0137](#)

**RESOLUTION GRANTING FINAL PLAT APPROVAL PER  
SECTION 18-3(3)(G) OF THE SUBDIVISION ORDINANCE  
THE CITY OF BLAINE  
TO SUBDIVIDE 5.14 ACRES INTO 21 LOTS AND 1  
OUTLOT TO BE KNOWN AS THE LAKES OF RADISSON  
FORTY-EIGHTH ADDITION. HANS HAGEN HOMES.  
(CF11-0039SLK)**

**Sponsors:** Schafer

**Attachments:** [Zoning Location Map and Final Plat.pdf](#)

*Community Development Director Schafer stated Hans Hagen Homes has been building the North Bay Rental Townhomes for over a year. The Lakes of Radisson 48th Addition consists of subdividing approximately 5.14 acres into a subdivision with 20 dwelling units creating multi-family rental residential units. The final plat includes one outlot for future phases of the development. The 21 (1 common lot) lot plat is the third phase of the North Bay Rental Townhome development which was approved in 2008 with a total of 178 townhome units.*

*Councilmember Kolb stated Blaine is very lucky with people choosing to live in our City.*

*A representative of Hans Hagen Homes thanked the Community Development Director Schafer and staff for their help in moving the project forward.*

*Councilmember Swanson asked about the multiple year supply of lots in the city. Community Development Director Schafer responded the City was at a five year level and is now under a two year level. He stated available single family lots are below 500.*

**Moved by Councilmember Bourke, seconded by Councilmember Swanson, that this Resolution be Adopted. The Motion was adopted unanimously.**

**12. ADMINISTRATION**

12.-1 [MO 11-0023](#)**APPROVAL OF CLASSIFICATION AND SALE OF TAX  
FORFEIT PROPERTIES WITHIN THE CITY OF BLAINE.**

**Sponsors:** Cross

**Attachments:** [PIN 0048](#)  
[PIN 0086](#)  
[PIN 0042](#)

*City Clerk Cross stated an approval of classification and sale of non-conservation tax forfeit properties in the City is needed from the Council. She stated there are three parcels. Two parcels are not to be withheld from public sale and one parcel is to be withheld from public sale due to the parcel adjoining EDA properties.*

*Councilmember Swanson stated parcel 04-31-23-31-0086 looks like it is part of a street. Public Services Manager Therres responded that parcel is a private drive that services four homes. He commented the deed states the easement is for access no matter who owns the parcel.*

*Councilmember Swanson asked if parcel 31-31-23-23-0042 is a gas station. City Clerk Cross responded yes. Councilmember Swanson commented so we got the gas station without going through any major EDA financial activities. Community Development Director Schafer responded the County approached the City Clerk's Office about the parcel. The City is interested in the parcel and does not want the parcel to go by general sale.*

**Moved by Councilmember Swanson, seconded by Councilmember Herbst, that this Motion be Approved. The Motion was adopted unanimously.**

12.-2A [RES 11-0139](#)**ORDER PREPARATION OF PROPOSED ASSESSMENT  
FOR THE RECONSTRUCTION OF 95TH AVENUE NE  
FROM I35W TO HAMLIN AVENUE NE - STREET AND  
WATER MAIN IMPROVEMENTS, IMPROVEMENT  
PROJECT NO. 07-05**

**Sponsors:** Keely

**Attachments:** [Proposed Assessment Map.pdf](#)  
[Proposed Assessment Roll 07-05.pdf](#)

*City Engineer Keely reported the next two items 12.2A and 12.2B go together. Project No. 07-05 was a reconstruction of 95th Avenue adjacent to the Blaine Ponds Development. The project involved tree clearing, grubbing, muck excavation, storm drainage, storm water quality management, water main installation, granular borrow, roadway widening, turn lanes, underground portion of a future traffic control signal at mid-block on 95th Avenue NE (CSAH 52) between I35W and Hamline Avenue NE, existing I35W/95th Avenue NE traffic signal modifications, aggregate base course, concrete curb and gutter. The total to be assessed is \$430,159.37 spread over eight lots and is significantly less than what the feasibility report proposed for assessment. Resolution 11-0139 is to order the preparation of the assessment for the project and Resolution 11-0140 is calling for the public hearing on the proposed assessment.*

*Mayor Ryan asked if an additional warranty will be put on the road because of the oil accident. City Engineer Keely responded the County worked out an agreement with*

*the contractor separate from Blaine's project. The County asked for an additional warranty. The County told the City to go ahead and finalize the contract. The County and contractor identified areas where patching and re-roll work was needed.*

**Moved by Councilmember Hovland, seconded by Councilmember Herbst, that this Resolution be Adopted. The Motion was adopted unanimously.**

12.-2B [RES 11-0140](#)

**CALL FOR HEARING ON PROPOSED ASSESSMENT FOR  
THE RECONSTRUCTION OF 95TH AVENUE NE FROM  
I35W TO HAMLINE AVENUE NE - STREET AND WATER  
MAIN IMPROVEMENTS, IMPROVEMENT PROJECT NO.  
07-05**

**Sponsors:** Keely

**Attachments:** [Proposed Assessment Map.pdf](#)  
[Proposed Assessment Roll 07-05.pdf](#)

*City Engineer Keely stated the public hearing will be on November 3.*

*Mayor Ryan asked who was the contractor. City Engineer Keely responded North Valley was the paving contractor.*

**Moved by Councilmember Clark, seconded by Councilmember Swanson, that this Resolution be Adopted. The Motion was adopted unanimously.**

12.3 [MO 11-0025](#)

**Approval of the 2012 North Metro Telecommunications  
Commission Budget**

**Sponsors:** City Manager Arneson

**Attachments:** [2012 Budget 2.xls](#)  
[2012 Budget Support.doc](#)

*City Manager Arneson reported that annually the Cable Commission presents it budget to the member cities for their consideration and approval. The budget must be acted on by October 15th of each year. The Commission's operating budget for 2012 is proposed at \$1,055,047. This is an increase of \$20,328 over the 2011 budget. The increase is due to a step increase and salary adjustment, equipment replacement, and PEG fee of .05 cents per month to \$3.06.*

*Councilmember Kolb stated this is a good investment and service to the community.*

**Moved by Councilmember Swanson, seconded by Councilmember Hovland, that this Motion be Approved. The Motion was adopted unanimously.**

**13. OTHER BUSINESS**

*Councilmember Swanson asked about the Metro Cities option on the fiscal disparities study. City Manager Arneson responded the fiscal disparities study kick off was held two weeks ago and Financial Director Huss attended. TischlerBise will be doing the study for the State and a report is due to the legislature in February 2012. He stated Blaine may be a candidate for the tax base study.*

*Councilmember Herbst stated he met with the neighbors on 117th. He stated there is a lot of extra traffic due to the closure of Highway 14. He asked Public Services*



*Manager Therres to keep the Council updated. He thanked the neighbors for their input and support.*

*Councilmember Clark requested a workshop on pawn shop ordinances.  
Councilmember Bourke requested research be conducted on what other cities charge.*

#### **14. ADJOURNMENT**

**Moved by Councilmember Herbst, seconded by Councilmember Bourke, that this meeting be Adjourned. The Motion was adopted unanimously. The Meeting adjourned at 8:45 p.m.**