



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

Blaine City Hall  
10801 Town Square Dr  
Blaine, MN 55449

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Thursday, March 3, 2016

7:30 PM

Council Chambers

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**1. CALL TO ORDER BY THE MAYOR**

The meeting was called to order at 7:30 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:** City Manager Clark Arneson; City Attorney Patrick Sweeney; Planning and Community Development Director Bryan Schafer; Public Services Manager Bob Therres; Finance Director Joe Huss; Police Chief/Safety Services Manager Chris Olson; City Engineer Jean Keely, Interim Information Services Manager Paul Grosse; Communications Technician Roark Haver; Senior Engineering Technician Al Thorp; City Clerk Catherine Sorensen; and Recording Secretary Linda Dahlquist.

**Present:** 7 - Tom Ryan, Councilmember Swanson, Councilmember Bourke, Councilmember Herbst, Councilmember Clark, Councilmember King and Councilmember Hovland

**4. APPROVAL OF MINUTES**

**4.-1 [MIN 16-10](#)**

**RECENTLY HELD MEETINGS**

**Moved by Councilmember Hovland, seconded by Mayor Ryan, that the Workshop Meeting Minutes of January 14, 2016; the Board & Commission Interview Minutes of February 2, 2016; the Workshop Meeting Minutes of February 11, 2016; the Regular Meeting Minutes of February 11, 2016; the Workshop Meeting Minutes of February 18, 2016; and the Regular Meeting Minutes of February 18, 2016; be approved.**

**Motion adopted 4-0-3.**

**Councilmember Bourke abstained from the Board & Commission Interview Minutes of February 2, 2016, due to his absence.**

**Councilmember King abstained from the Board & Commission Interview Minutes of February 2, 2016, due to his absence.**

**Councilmember Herbst abstained from the Workshop Meeting Minutes of January 14, 2016, due to his absence.**

**Aye:** 4 - Mayor Ryan, Councilmember Swanson, Councilmember Clark and Councilmember Hovland

**Abstain:** 3 - Councilmember Bourke, Councilmember Herbst and Councilmember King

## 5. AWARDS - PRESENTATIONS - ORGANIZATIONAL BUSINESS

None.

**None**

## 6. COMMUNICATIONS

Mayor Ryan stated he spoke to the Postmaster about the slow service at the Blaine Post Office and they will be adding one more worker.

Mayor Ryan stated Paul's Barbershop was interviewed and filmed by WCCO for a documentary on the oldest business in Blaine that will be airing soon.

**Informational**

## 7. OPEN FORUM FOR CITIZEN INPUT

Mayor Ryan opened the Open Forum at 7:38 p.m.

Rolf Lund, 12539 Zumbrota Street, Woods of Quail Creek, stated he and his neighbors are asking for help on a noise issue from 125th Street that has become intolerable and shared how property values are suffering. He stated the neighborhood is seeking noise mitigation from the City due to the trees being clear cut from the road project.

Courtney Laufenberg, 12522 Zumbrota Street, stated the noise has increased due to the tree removal and their property values have dropped. She stated the neighbors are asking for help to protect the quality of life in their neighborhood.

Councilmember King requested a workshop to discuss this issue and possibly involve Anoka County. City Manager Arneson stated the topic can be added to the Workshop on March 17, 2016.

Councilmember Hovland requested tree banking information be shared at the Workshop on March 17, 2016.

There being no further input, Mayor Ryan closed the Open Forum at 7:47 p.m.

**Discussed**

**8. ADOPTION OF AGENDA**

Adopted as presented

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

Moved on the agenda to follow agenda item 11.5.

**10. APPROVAL OF CONSENT AGENDA:**

**Councilmember Herbst requested the removal of agenda item 10.4.**

**Moved by Councilmember Herbst, seconded by Councilmember Bourke, that the following be approved:**

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

**10.-1 [MO 16-025](#) SCHEDULE OF BILLS PAID**

**Approved**

**10.-2 [RES 16-029](#) RECEIVE PETITION AND ORDER PUBLIC HEARING FOR VACATION OF UTILITY EASEMENT, LOTS 2A & 2B, BLOCK 1, SOUTH OAKS POND, VACATION NO. V16-01**

**Adopted**

**10.-3 [MO 16-026](#) AUTHORIZE TEMPORARY REMOVAL OF PARKING RESTRICTIONS ON 103RD LANE AND NATIONAL STREET FOR CENTENNIAL ELEMENTARY SCHOOL EVENT ON MAY 18, 2016 (RAIN DATE: MAY 19, 2016)**

**Approved**

**10.-4 [MO 16-027](#) ACCEPTING THE PROPOSAL FOR REPLACEMENT PLAYGROUND EQUIPMENT IN THE AMOUNT NOT TO EXCEED \$60,000 FROM ST. CROIX RECREATION FOR CLOVERLEAF PARK**

Public Services Manager Therres stated the playground equipment is for Cloverleaf Park. He noted staff sought bidders from several firms and found they are getting more equipment for the funds with St. Croix Recreation.

**Moved by Councilmember Herbst, seconded by Councilmember Hovland, that**

**Motion 16-027, "Accepting the Proposal for Replacement Playground Equipment in the Amount Not to Exceed \$60,000 from St. Croix Recreation for Cloverleaf Park.**

**Motion adopted unanimously.**

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

## 11. DEVELOPMENT BUSINESS

### 11.-1 [RES 16-030](#)

GRANTING A WAIVER OF PLATTING TO MOVE THE PROPERTY LINE BETWEEN LOTS 6 AND 7, BLOCK 2, AMEN CORNER 2ND ADDITION AT 11039 & 11053 AMEN CIRCLE. PAULSON CONSTRUCTION. (CASE FILE NO. 16-0003)

Planning and Community Development Director Schafer stated the applicant is requesting that the lot line in the rear southwest corner between Lots 6 and 7 be adjusted 160 square feet so the new home to be built on Lot 6 would meet setback requirements. He noted a new home on Lot 7 would still meet all setback requirements with the proposed shift.

**Moved by Councilmember Clark, seconded by Councilmember King, that Resolution 16-030, "Granting a Waiver of Platting to Move the Property Line Between Lots 6 and 7, Block 2, Amen Corner 2nd Addition at 11039 & 11053 Amen Circle. Paulson Construction," be approved.**

**Motion adopted unanimously.**

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

### 11.-2 [RES 16-031](#)

GRANTING A WAIVER OF PLATTING TO SUBDIVIDE A PARCEL OF LAND INTO TWO SEPARATE PARCELS AS PART OF A LAND EXCHANGE WITH GERHARD LARSON. THE WESTERN PARCEL (PARCEL A) WILL THEN BE COMBINED WITH THE ADJACENT PARCEL TO THE NORTH (PARCEL D) AT 32XX 101ST AVENUE NE. CONNEXUS ENERGY. (CASE FILE NO. 16-0002/SLK)

Planning and Community Development Director Schafer stated the applicant is proposing to subdivide their parcel into two separate parcels as part of a land exchange with the Gerhard Larson parcel to the north. He stated Gerhard Larson parcel only had access to their site through an easement on the applicant's parcel.

**Moved by Councilmember Clark, seconded by Councilmember Hovland, that Resolution 16-031, "Granting a Waiver of Platting to Subdivide a Parcel of Land into Two Separate Parcels as Part of a Land Exchange with Gerhard Larson. The Western Parcel (Parcel A) will then be Combined with the Adjacent Parcel to the North (Parcel D) at 32XX 101st Avenue NE. Connexus Energy," be approved.**

**Motion adopted unanimously.**

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

**11.-3** [RES 16-032](#)

GRANTING A WAIVER OF PLATTING TO SUBDIVIDE A PARCEL OF LAND INTO TWO SEPARATE PARCELS AS PART OF A LAND EXCHANGE WITH CONNEXUS ENERGY. THE SOUTHERN PARCEL (PARCEL C) WILL THEN BE COMBINED WITH THE ADJACENT PARCEL TO THE WEST (PARCEL B) AT 3211 101ST AVENUE NE. GERHARD LARSON. (CASE FILE NO. 16-0001/SLK)

Planning and Community Development Director Schafer stated Connexus Energy plans to subdivide their property into two parcels as part of a land exchange with Gerhard Larson. He stated Gerhard Larson is requesting a waiver of platting that will create a separate parcel for existing Northern Asphalt buildings/outside storage (Parcel D) and lot that is 2.82 acres (Parcel C) which will be combined with the Connexus Energy parcel (Parcel B).

**Moved by Councilmember Herbst, seconded by Councilmember Hovland, that Resolution 16-032, "Granting a Waiver of Platting to Subdivide a Parcel of Land into two Separate Parcels as part of a Land Exchange with Connexus Energy. The southern Parcel (Parcel C) will then be Combined with the Adjacent Parcel to the west (Parcel B) at 3211 101st Avenue NE. Gerhard Larson," be approved.**

**Motion adopted unanimously.**

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

**11.-4** [RES 16-034](#)

GRANTING A 22-FOOT VARIANCE TO THE 30-FOOT FRONT YARD PARKING SETBACK ALONG A PORTION OF SUNSET AVENUE AND A 19-FOOT VARIANCE TO THE 25-FOOT REAR YARD PARKING SETBACK AT 10130 SUNSET AVENUE NE. FRANCOIS ZONGO (KINGDOM BAKING). (CASE FILE NO. 15-0050/LSJ)

Planning and Community Development Director Schafer stated the applicant is proposing to locate a new bakery/coffee shop. He stated the applicant plans to renovate the building and rehabilitate the site to make it conforming to the zoning ordinance. He stated the two variances are required to make the site conforming.

Francois Zongo, 10130 Sunset Avenue NE, stated he currently has a shop in Lino Lakes and plans to move his bakery business to Blaine.

**Moved by Councilmember Swanson, seconded by Councilmember Bourke, that Resolution 16-034, "Granting a 22-Foot Variance to the 30-Foot Front Yard Parking Setback Along a Portion of Sunset Avenue and a 19-Foot Variance to the 25-Foot Rear Yard Parking Setback at 10130 Sunset Avenue NE. Francois Zongo (Kingdom Baking)," be approved.**

**Motion adopted unanimously.**

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

**11.-5** [RES 16-033](#)

GRANTING A CONDITIONAL USE PERMIT TO ALLOW FOR OUTDOOR DINING FOR 12 PEOPLE AT A NEW BUSINESS, KINGDOM BAKING, LOCATED AT 10130 SUNSET AVENUE NE. FRANCOIS ZONGO (KINGDOM BAKING). (CASE FILE NO. 15-0050/LSJ)

Planning and Community Development Director Schafer stated the applicant is proposing to locate a new bakery/coffee shop. He stated the applicant plans to renovate the building and rehabilitate the site to make it conforming to the zoning ordinance. He stated the two variances are required to make the site conforming and a conditional use permit is needed for outdoor dining.

**Moved by Councilmember Bourke, seconded by Councilmember King, that Ordinance 16-033, "Granting a Conditional Use Permit to Allow for Outdoor Dining for 12 People at a New Business, Kingdom Baking, Located at 10130 Sunset Avenue NE. Francois Zongo (Kingdom Baking)," be approved.**

**Motion adopted unanimously.**

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

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

**9.-1** [ORD 16-2343](#)

SECOND READING

AMENDING APPENDIX D - FEE SCHEDULE OF THE MUNICIPAL CODE OF THE CITY OF BLAINE (LIQUOR LICENSES)

City Clerk Sorensen stated staff is proposing amendments to the intoxicating liquor and 3.2 percent malt liquor license portion of the 2016 fee schedule prior to the next license period beginning July 1. She stated mailed notices to all license holders informing them of the proposed increases and the public hearing went out 30 days before the hearing.

Mayor Ryan opened the public hearing at 8:05 p.m. Being no comments, Mayor Ryan closed the public hearing at 8:06 p.m.

Councilmember Hovland asked for the number of businesses that stay open until 2:00 a.m. City Clerk Sorensen replied the City currently has seven businesses that are allowed to remain open until 2:00 a.m. She noted there are additional costs for enforcement for these businesses during that additional hour.

**Declared by Mayor Ryan that Ordinance 16-2343, "Amending Appendix D – Fee Schedule of the Municipal Code of the City of Blaine (Liquor Licenses)," be introduced and placed on file for second reading at the March 17, 2016, Council**

meeting.

9.-2 [ORD 16-2344](#)

SECOND READING

CHAPTER 6 - ALCOHOLIC BEVERAGES - ARTICLE II -  
INTOXICATING LIQUOR AND 3.2 PERCENT MALT LIQUOR - SEC.  
6-39 LICENSE FEES

City Clerk Sorensen stated State statute requires cities to reduce the fee for off-sale intoxicating liquor licenses for licensees who agree to participate in programs that reduce underage drinking. She noted that off-sale liquor licensees are entitled to a mandatory \$100.00 fee reduction if the business complies with State Statute requirements and that the proposed ordinance outlines the criteria for that fee reduction.

**Declared by Mayor Ryan that Ordinance 16-2344, "Chapter 6 – Alcoholic Beverages – Article II – Intoxicating Liquor and 3.2 Percent Malt Liquor," be introduced and placed on file for second reading at the March 17, 2016, Council meeting.**

**DEVELOPMENT BUSINESS - continued**

11.-6 [RES 16-035](#)

GRANTING FINAL PLAT APPROVAL TO SUBDIVIDE 9.83 ACRES INTO 29 LOTS AND ONE (1) OUTLOT TO BE KNOWN AS HIDDEN ACRES, LOCATED AT 113TH AVENUE NE/PIERCE STREET NE. CARDINAL LAND COMPANY, LLC. (CASE FILE NO. 15-0072/SLK)

Planning and Community Development Director Schafer stated the applicant is proposing to develop a 9.83 acre parcel that lies north of 113th Avenue and west of Ulysses Street that has FR (Farm Residential) zoning and a land use of LDR (Low Density Residential).

**Moved by Mayor Ryan, seconded by Councilmember Herbst, that Resolution 16-035, "Granting Final Plat Approval to Subdivide 9.83 Acres into 29 Lots and One (1) Outlot to be Known as Hidden Acres, Located at 113th Avenue NE/Pierce Street NE. Cardinal Land Company, LLC," be approved.**

**Motion adopted unanimously.**

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

11.-7 [RES 16-036](#)

GRANTING FINAL PLAT APPROVAL TO SUBDIVIDE APPROXIMATELY 8 ACRES INTO 29 LOTS AND ONE OUTLOT TO BE KNOWN AS SANCTUARY PRESERVE 2ND ADDITION, LOCATED AT XXX 112TH CIRCLE. (CASE FILE NO. 16-0011/LSJ)

Planning and Community Development Director Schafer stated the applicant is proposing to develop a 9.83 acre parcel that lies north of 113th Avenue and west of Ulysses Street that has FR (Farm Residential) zoning and a land use of LDR (Low Density Residential).

**Moved by Councilmember Clark, seconded by Councilmember King, that Resolution 16-036, "Granting Final Plat Approval to Subdivide Approximately 8 Acres into 29 Lots and One Outlot to be known as Sanctuary Preserve 2nd Addition, Located at XXX 112th Circle," be approved.**

**Motion adopted unanimously.**

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

## 12. ADMINISTRATION

### 12.-1 [MO 16-028](#)

#### CONFIRM 2016 BOARDS AND COMMISSIONS MAYORAL APPOINTMENTS

Mayor Ryan confirmed the following two-year appointments for the Planning Commission, Park Advisory, and Natural Resource Conservation Boards. He stated the commissioners and board members will be sworn in at their next regular meeting. He stated the appointments to the Special Board of Review will expire upon adjournment of the final 2016 Board of Review meeting.

##### **Planning Commission**

Joe Ouelette, Chair at Large

Terri Homan - Ward 1

Jason Halpern - Ward 2

Al Goracke - Ward 3

Councilmember Bourke left the meeting at 8:13 p.m.

##### **Park Advisory Board**

Jeff Bird - Chair at Large

Jeff Lester - Ward 1

Jennifer Bingle - Ward 2

Karen Varian - Ward 3

##### **Natural Resource Conservation Board**

Gene Rafferty - Ward 1

Benjamin Ruth - Ward 2

Kimberly Gunter - Ward 3

Anthony Castillo - At Large

Tonya Lizakowski - At Large

Anthony Wilder - At Large (added position)

##### **Special Board of Review**

Randi Erickson

Patrick Grengs

Lynda Riley

Maisa Olson



Mary Wells

**Moved by Councilmember Herbst, seconded by Councilmember Hovland, that Resolution 16-028, "Confirm 2016 Boards and Commissions Mayoral Appointments," be approved.**

**Motion adopted 6-1 (Councilmember Bourke was absent for the vote.)**

**Councilmember Bourke returned to the meeting at 8:14 p.m.**

**Aye:** 6 - Mayor Ryan, Councilmember Swanson, Councilmember Herbst, Councilmember Clark, Councilmember King and Councilmember Hovland

**Abstain:** 1 - Councilmember Bourke

**12.-2** [RES 16-037](#)

**RESOLUTION IN SUPPORT OF RESTRUCTURING THE GOVERNANCE OF THE METROPOLITAN COUNCIL**

Councilmember Swanson stated he was originally going to vote against the resolution but has spoken with four County Commissioners from three counties who convinced him to vote in favor. He stated he does not agree with how the current Met Council operates or works and while he will be voting in favor of the resolution his vote is for a vote of no confidence with the Met Council and not in support of the resolution's recommendations because some of them are wrong.

Councilmember Clark stated he is not in support of how the Met Council operates. He stated the Met Council is out of touch with what the cities want to do. He stated the Met Council does not allow communities to create their own culture and while the resolution is not perfect it is needed to move forward to the legislature.

Mayor Ryan commented no Governor has addressed the issues cities have with the Met Council.

Councilmember King thanked the coalition for taking the effort to go through this resolution and he is going to support the resolution. He commented he is passionate about being against the Met Council and anything that can chip away at the power the Met Council has accumulated being an unelected body; he is definitely behind. He stated he will support this resolution.

**Moved by Councilmember Clark, seconded by Councilmember Hovland, that Resolution 16-037, "Resolution in Support of Restructuring the Governance of the Metropolitan Council," be approved.**

**Councilmember Bourke - Yes  
Councilmember Clark - Yes  
Councilmember Herbst - Yes  
Councilmember Hovland - Yes  
Councilmember King - Yes  
Councilmember Swanson - Yes  
Mayor Ryan - Yes**

**Motion adopted unanimously.**

**12.-3** [MO 16-029](#)

**AUTHORIZE NEXT PHASES OF I.T. BUSINESS REVIEW/ANALYSIS**

Finance Director Huss stated Technology Management Corporation (TMC) provided proposals to review the City's local area servers and storage network for \$21,230; and review the City's cabling infrastructure for \$5,160.

**Moved by Councilmember Swanson, seconded by Councilmember Herbst, that Motion 16-029, "Authorize Next Phases of I.T. Business Review/Analysis," be approved.**

**Motion adopted unanimously.**

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

**13. OTHER BUSINESS**

Councilmember Herbst stated he has received complaints regarding deer from residents who live near Blaine High School. Police Chief/Safety Services Manager Olson replied the DNR requires snow coverage in order for the deer to be counted and said staff is working with the DNR to develop a comprehensive plan on the deer population.

**14. ADJOURNMENT**

**Moved by Councilmember Clark, seconded by Councilmember King, to adjourn the meeting at 8:30 p.m.**