



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

Blaine City Hall  
10801 Town Sq Dr NE  
Blaine MN 55449

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Wednesday, January 4, 2023

7:30 PM

Council Chambers

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

The meeting was called to order at 7:35PM by Mayor Sanders followed by the Pledge of Allegiance and the Roll Call.

**2. PLEDGE OF ALLEGIANCE**

**3. OATHS OF OFFICE - COUNCILMEMBERS FLEMING, NEWLAND, ROBERTSON, SAROYA**

City Attorney Loonan administered the Oath of Office to Councilmembers Robertson, Newland, Fleming, and Saroya. A round of applause was offered by all in attendance.

**4. ROLL CALL**

**PRESENT:** Mayor Tim Sanders, Councilmembers Terra Fleming, Chris Massoglia, Tom Newland, Jess Robertson, and Lori Saroya.

**ABSENT:** None.

Quorum Present.

**ALSO PRESENT:** City Manager Michelle Wolfe; Community Development Director Erik Thorvig; City Planner Sheila Sellman; Safety Services Director/Police Chief Brian Podany; Deputy Finance Director Ali Bong; City Engineer Dan Schluender; Deputy Public Works Director Nick Fleischhacker; Senior Parks and Recreation Manager Jerome Krieger; City Attorney Tom Loonan; Communications Manager Ben Hayle; and City Clerk Catherine Sorensen.

**Present:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**Excused:** 2 - Councilmember Jeppson and Councilmember Paul

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

**5.-1 Mission Statement Affirming Council/Staff Responsibilities**

City Clerk Sorensen stated the council is asked to adopt the annual

resolution affirming Council/staff responsibilities.

**Moved by Councilmember Robertson, seconded by Councilmember Newland, that Resolution No. 23-01, "Mission Statement Affirming Council/Staff Responsibilities," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

## 5.-2

### **Rules of Procedure and Quorum - Order of Business**

**Attachments:**     [Orders of Business](#)

Ms. Sorensen stated council is asked to adopt the annual rules of procedure and quorum - order of business. She explained the council was considering an ordinance amendment that would change the meeting start time to 7:00PM.

Councilmember Newland supported the council moving to a 7:00PM start time.

Mayor Sanders requested staff bring forward a code amendment to amend the start time of council meetings to 7:00PM with workshops beginning at 5:30PM.

**Moved by Councilmember Massoglia, seconded by Councilmember Newland, that Motion 23-01, "Rules of Procedure and Quorum – Order of Business," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

## 5.-3

### **Designate Official Newspapers for 2023**

Ms. Sorensen stated state law and city code require that council designate a single newspaper as its official newspaper. Due to occasional publication deadlines that could impact scheduling an agenda item before the planning commission or city council, staff is recommending that council designate both the *Blaine/Spring Lake Park/Columbia Heights/Fridley Life* and *Star Tribune* as the official newspapers for 2023.

**Moved by Councilmember Robertson, seconded by Councilmember Massoglia, that Motion 23-02, "Designate Official Newspapers for 2023," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

## 5.-4

### **Recording Secretary Service Agreement for 2023**

Attachments:      [Addendum](#)

Ms. Sorensen requested the council authorize the mayor and city manager to enter into an agreement with Minute Maker Secretarial for recording secretary services for 2023.

**Moved by Councilmember Newland, seconded by Councilmember Robertson, that Motion 23-03, "Recording Secretary Service Agreement for 2023," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**5.-5                                  Designate Official City Depositories for 2023**

Deputy Finance Director Bong stated pursuant to Minnesota statutes, council is required to annually designate depositories of city funds.

**Moved by Councilmember Robertson, seconded by Councilmember Newland, that Motion 23-04, "Designate Official City Depositories for 2023," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**5.-6                                  Designate the Finance Director to Make Electronic Funds Transfers**

Ms. Bong stated council is requested to delegate to the finance director the authority to make electronic funds transfers (EFT) on behalf of the city.

**Moved by Councilmember Massoglia, seconded by Councilmember Robertson, that Motion 23-05, "Designate the Finance Director to Make Electronic Funds Transfers," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**5.-7                                  Acknowledgement of Financial Contributions of Organizations Conducting Lawful Gambling**

Ms. Bong stated the council annually acknowledges those organizations that contribute charitable gambling proceeds to the city.

**Moved by Councilmember Newland, seconded by Councilmember Robertson, that Motion 23-06, "Acknowledgement of Financial Contributions of Organizations Conducting Lawful Gambling," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**5.-8 Appointment of Liaisons to Various Boards and Commissions**

Attachments:     [2022 Council Liaison Appointments](#)

Ms. Sorensen stated each year the city council designates council and/or staff liaisons to serve on various boards and commissions throughout the year. The appointments of the liaisons to various boards and commissions are as follows:

Mayor Pro Tem	Councilmember Robertson
Blaine EDA President	Mayor Sanders
Blaine EDA Vice President	Councilmember Robertson
Senior Citizen Advisory Council	Councilmember
Robertson	
	Councilmember Massoglia
Anoka County-Blaine Airport Advisory Commission	Former
Mayor Ryan	
	Councilmember
	Newland-alternate
	City
	Manager Wolfe
	- alternate
Anoka County Joint Law Enforcement Board/ Executive Committee	Chief Podany
Anoka County Joint Law Enforcement Governance Committee	Mayor Sanders
Fogerty Arena Board of Directors	Councilmember Robertson
North Metro Telecommunications Director Massoglia	Councilmember
	City Manager
	Wolfe - alternate
Twin Cities Gateway	Councilmember Robertson
	Forogh Amini,
	Best Western Plus
	City Manager
	Wolfe - alternate
Anoka County Fire Protection Council	Councilmember

Newland

Councilmember Massoglia-alternate  
Mayor Sanders - alternate

North Trunk Hwy 65 Corridor Coalition

Mayor Sanders  
Councilmember  
Robertson

National Sports Center Foundation

Mayor Sanders  
Councilmember  
Robertson-  
alternate

Transportation Advisory Board  
Robertson

Councilmember

(Metropolitan Council appointed)  
Newland-alternate

Councilmember

Councilmember Saroya confirmed new councilmembers typically wait a year to be appointed to various boards and commissions.

**Moved by Mayor Sanders, seconded by Councilmember Newland, that Motion 23-07, "Appointment of Liaisons to Various Boards and Commissions," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

## 6. COMMUNICATIONS

Mayor Sanders reported he completed a snowplow ride-a-long earlier in the day and thanked the entire Public Works Department for their hard work in addressing the numerous snow events that have occurred this winter.

## 7. OPEN FORUM

Mayor Sanders opened the Open Forum at 7:54PM.

Jane Connelly, 9935 Washington Street NE, discussed a petition she had signed by 65 of her neighbors for Item 11.5 and requested the entire development be standardized with a three- foot setback.

Sammi Richie, Kalon Salon, shared her support for the Blaine Event Center that would be discussed under Item 11.4.

Lisa Lucia, 116 91st Lane NE, requested the council support a

humane pet store ordinance in 2023.

Ashlee Duerr, 3162 129th Lane NE, stated she held a graduation party at the Blaine Event Venue in September, which she believed was a wonderful event space. She supported this venue continuing to operate in Blaine.

John Hartiger, Creek View Shopping Center, explained he would work to ensure an additional nine parking stalls were in place to accommodate the Blaine Event Venue. He commented on when most events would be held in the nicely renovated space and encouraged the council to offer their support for the Blaine Event Venue.

There being no input, Mayor Sanders closed the Open Forum at 8:02PM.

#### 8. ADOPTION OF AGENDA

The agenda was adopted as presented.

#### 9. APPROVAL OF CONSENT AGENDA:

Councilmember Robertson requested the removal of consent agenda item 9.2.

**Moved by Councilmember Newland, seconded by Councilmember Massoglia, that the following be approved: Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

#### 9.-1 Schedule of Bills Paid

**Attachments:**     [December 9, 2022 Bills Paid](#)  
                              [December 9, 2022 Subset of Bills Paid](#)  
                              [December 16, 2022 Bills Paid](#)  
                              [December 16, 2022 Subset of Bills Paid](#)

Approved

#### 9.-3 Second Reading

##### Legal Review of City Code

**Attachments:**     [Compiled Legal Review--Blaine, MN](#)

Adopted

#### 9.-4 Summary Publication - Ordinance 22-2517 Granting Amendments to Revise and Update Sections of the Blaine City Code - Complete

**Legal Review**

Adopted

9.-5

**Second Reading****Article II. Amusements Centers and Amusement Devices Division****1. Generally**

Adopted

9.-6

**Authorize an Amended Design Contract With Barr Engineering for Project 20-24 - System Improvements to Water Treatment Plants 1-3**Attachments: [Barr WTP 1-3 Upgrade Project](#)

Approved

9.-2

**Authorize Mayor and City Manager to Enter into a Delegated Contract Process Agreement with the State of Minnesota Department of Transportation**Attachments: [MnDOT Federal Participation in Construction Agreement](#)

Councilmember Robertson stated she pulled this item to highlight the great work that has been done on TH65. She reported the city received \$9 million in grant funds since the end of December. She explained she appreciated the relationships the city had with MNDOT. City Engineer Schluender commented further on how this agreement would allow the city to receive funding that was allocated from the federal government. He discussed how staff was working diligently on another grant opportunity totaling \$75 million through Corridors of Commerce. He stated another \$130 million was being pursued from the state legislature to fill the gap on the TH65 project.

**Moved by Councilmember Robertson, seconded by Councilmember Massoglia, that Resolution No. 23-02, "Authorize Mayor and City Manager to Enter into a Delegated Contract Process Agreement with the State of Minnesota Department of Transportation," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**10. 7:30 P.M. - PUBLIC HEARING AND ITEMS PUBLISHED FOR A CERTAIN TIME**

Linda Snelling, 12757 Polk Street, shared concerns about the cost for the project, no need for the proposed sidewalk

10.-1

**Order Improvement and Order Preparation of Plans and Specifications for the 2023 Northwest Area Street Reconstructions, Improvement Project No. 23-06**

Attachments:     [Location Map](#)  
                          [23-06 Final Feasibility Report - Signed](#)

Mr. Schluender stated council is asked to conduct the public hearing and consider ordering the improvements and preparation of Plans and Specification for the 2023 Northwest Area. Staff commented further on the improvements that would be completed through the 2023 Northwest Area improvement project and requested the council hold a public hearing and order preparation of the plans and specifications.

Mayor Sanders opened the public hearing at 8:10PM.

Lisa Snellingson, 12757 Polk Street, expressed concerns regarding the cost for the project. She believed there was no need for the proposed sidewalk. She noted she has lived in her home for the past 48 years without a sidewalk and recommended the sidewalk not be installed.

There being no additional public input, Mayor Sanders closed the public hearing at 8:15PM.

Councilmember Robertson requested further information regarding the cost for the sidewalk. Mr. Schluender indicated he did not have the specific costs for the sidewalk, but he could provide this information to the council. He commented he was uncertain if the sidewalk was included in the assessments.

Councilmember Robertson indicated it would be difficult for her to support this project without having this information. She asked if the sidewalks could be removed from this project in the future. Mr. Schluender indicated the sidewalk could be pulled from the project in the future.

Councilmember Massoglia stated he has heard from some neighbors who were excited about the sidewalk and proposed the sidewalk on Polk Street only be on one side of the street instead of both. Mr. Schluender reported the sidewalk was proposed to be extended on both sides of the street. He noted the council could direct staff to proceed with a sidewalk on only one side of the street.

Councilmember Massoglia indicated the most logical location for the sidewalk would be on the west side of the street. He commented on the cost for assessments noting this project included curb and gutter. He discussed the city's senior deferral program and stated this may assist elderly residents living within the project area. He reported he was concerned about the assessment amount that was being charged to the church, noting their driveway was 25 feet long but they were



being assessed for 690 feet of residential square footage. He supported the church's assessment being reduced.

Councilmember Saroya commented on how people were struggling in the post pandemic era then asked what kind of accommodations were being made for seniors, the disabled and unemployed. She questioned what type of outreach has been done to the neighborhood to make them aware of the project. Mr. Schluender discussed how the cost per household was broken down by the city. He noted 35% of the project costs were assessed to benefiting properties and 65% of the cost was paid by the city. He commented on how costs were rising each year. He indicated deferments were allowed for handicapped individuals, seniors, and deployed military. He stated the city sent notices for the open house held last week for this project and noted seven residents attended.

**Moved by Councilmember Robertson, seconded by Councilmember Massoglia, that Resolution No. 23-04, "Order Improvement and Order Preparation of Plans and Specifications for the 2023 Northwest Area Street Reconstructions," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

## 11. DEVELOPMENT BUSINESS

### 11.-1 **Granting Approval of a Preliminary Plat to Subdivide 42.31 Acres into Four (4) Lots and one Outlot to be Known as The Blaine Back 40 at 104th Lane and Flanders Street NE. KE - Properties LLC. (Case File No. 22-0073/SLK)**

**Attachments:**    [Attachments](#)  
[Unapproved PC Minutes 121322](#)  
[Presentation](#)

City Planner Sellman stated this applicant is requesting a preliminary plat of approximately 42 acres into four (4) lots and one outlot for industrial development. It was noted the planning commission held a public hearing on December 13 and recommended approval.

**Moved by Councilmember Robertson, seconded by Councilmember Massoglia, that Resolution No. 23-05, "Granting Approval of a Preliminary Plat to Subdivide 42.31 Acres into Four (4) Lots and one Outlot to be Known as The Blaine Back 40 at 104th Lane and Flanders Street NE," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

### 11.-2 **Granting a Variance to Section 18-424 of the City Code of**

**Ordinances that Requires a Barrier/Fence Around a Pool at 2247 125th Avenue NE. Allen Hambleton (Case File No. 22-0074/SLK)**

[Attachments:](#)    [Attachments](#)  
[Unapproved PC Minutes 121322](#)  
[Presentation](#)

Ms. Sellman stated the applicant is requesting a variance to allow a lockable pool cover instead of a non-climbable fence as required by code. Staff commented on the criteria that must be met to grant a variance.

Councilmember Newland explained he did not support the variance and the removal of the fence. He reported the code was put in place for the safety of residents and believed the fence should be maintained.

Mayor Sanders stated international pool code requires a powered cover that locks. He noted the city's code goes above and beyond that.

Councilmember Newland indicated he was aware of this and reported he wanted to see properties maintaining safety for all residents, which meant the fence should remain in place.

Councilmember Robertson stated she could support the request because this was a large, wooded lot that had a locking pool cover in place.

Councilmember Saroya appreciated the fact the residents had a retractable locking pool cover but was concerned with how the city could know if this was being used. She stated a fence would always be in place for safety.

Mayor Sanders commented on another variance request being made from a resident living in The Lakes development and this property had fencing on three sides of the property and a lake on the fourth side and that council would likely be supporting this variance request.

**Moved by Councilmember Robertson, seconded by Mayor Sanders, that Resolution No. 23-06, "Granting a Variance to Section 18-424 of the City Code of Ordinances that Requires a Barrier/Fence Around a Pool at 2247 125th Avenue NE," be approved.**

**Motion adopted 4-2 (Councilmember Newland and Saroya opposed).**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**Ordinances to Require Only Three Sides of a Pool Barrier Fence be Installed at 11546 Edison Street NE. Ryan and Julie Comer (Case File No. 22-0081/SLK)**

**Attachments:**    [Attachments](#)  
[Unapproved PC Minutes 121322](#)  
[Presentation](#)

Ms. Sellman stated the applicant is requesting a variance to allow a lockable pool cover instead of a non-climbable fence as required by code. The applicant has installed a fence along three sides of their pool, with the variance being requested on the lake side of the pool. Staff commented on the criteria that must be met to grant a variance noting a similar variance had been granted to a property down the street.

Councilmember Newland stated he opposed the variance as requested. He commented on how lake levels can fluctuate which would impact the fencing or barrier around this property. He indicated he was concerned about the overall safety of the public and would not compromise the safety of the public and would therefore oppose the variance.

**Moved by Councilmember Robertson, seconded by Councilmember Massoglia, that Resolution No. 23-07, "Granting a Variance to Section 18-424 of the City Code of Ordinances to Require Only Three Sides of a Pool Barrier Fence be Installed at 11546 Edison Street NE," be approved.**

**Motion adopted 4-2 (Councilmembers Newland and Saroya opposed).**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

11.-4

**Denying a Conditional Use Permit to Operate an Approximately 3,000 Square Foot Event Center in a B-2 (Community Commercial) Zoning District at 1250 126th Avenue NE. Blaine Event Venue (Case File No. 22-0079/EES)**

**Attachments:**    [Attachments](#)  
[Draft Resolution of Approval](#)  
[Unapproved PC Minutes 121322](#)  
[Presentation](#)  
[2023 01 17 Letter to Blaine City Council - Blaine Event Center.pdf](#)

Ms. Sellman stated the applicant is requesting a conditional use permit for a 3,000 square foot event center. The venue is currently in operation. During a routine fire inspection, staff identified that the space was being occupied without the required Certificate of Occupancy, which is required for any change in use or tenancy. It was noted the Planning Commission recommends denial of the conditional

use permit.

Councilmember Robertson stated while she was pro-business, she was struggling with the fact this property does not have enough parking. She indicated she was concerned how the other tenants within this shopping center would be impacted if the CUP were approved for the Blaine Event Venue. She commented on how the applicant assumed ownership of a business that had not properly received a certificate of occupancy or CUP. She stated she was not holding this against the business owner but noted she would be supporting the recommendation of the planning commission.

Councilmember Fleming stated she lives near the subject property. She reported she has spoken to the business owner and understood she was working to accommodate the existing businesses. She noted most events were held during off hours and the business owner was willing to provide a shuttle service. She explained she would be offering her support to the CUP.

Councilmember Newland discussed how the previous event center business had operated outside of city code, noting this bothered him. He stated he previously served on the park board and commented on how this group focused on parking. He commented further on how he valued the recommendations made by the planning commission. He explained parking was always a concern on this property because there was always a great deal of activity. He stated because of the parking concerns, he would be supporting the recommendation of the planning commission.

Councilmember Saroya indicated she supported the CUP. She reported the applicant purchased an event center that was already an event venue and was of the opinion the CUP issue was inherited. She did not believe it was fair to hold the current owner accountable for previous owner's mistakes. She stated it was her understanding the event center could have 175 visitors and the new business owner was willing to reduce this number to 120 and was offering shuttle services to reduce the impact on parking. She discussed how this event center offered a valuable service in the community and encouraged the council to support this local, woman owned business.

Mayor Sanders asked if the previous event center tenant was operating under a CUP. Ms. Sellman reported the event space never had a CUP in place. She discussed how CUPs run with the land and not the business owner and that a CUP was granted for a church to operate from Suite 600 in 2007 and how the applicant was requesting a CUP for an event center for Suite 400. She discussed how the city conducted a routine certificate of occupancy inspection and the fire

department learned this use did not have proper approvals in place.

Councilmember Saroya stated the applicant purchased this business with the understanding it would be able to continue as an event center. She questioned what options the business owner would have if the CUP was not approved.

Mayor Sanders indicated the current tenant was a valued Blaine business owner but explained the previous tenant was operating illegally. He did not believe the council should turn two wrongs into a right, adding the city had rules and procedures in place for a purpose. He stated he would like to see the applicant succeed, but he did not like to see the city council being called in to pick winners or losers. He suggested the applicant and property owner work with the other tenants to address parking concerns and shared access agreements. He questioned why this was not done prior to the applicant signing a lease for the event space. He believed if this would have been done prior to the lease being signed, the parking issues would have been addressed. He believed there was a desire and a willingness for the applicant and property owner to find a solution. At the same time, the issues were not caused by the council, planning commission or city staff. He encouraged the applicant to work with her neighboring tenants and the property owner and present the council with an agreement that works.

Councilmember Robertson stated she could not support the CUP at this time because the parking concerns were not being addressed. She reported the Big Dipper needed more than three parking spaces to thrive and wanted the entire center to thrive. She reiterated that she could not support the CUP as written because there was no solution. She supported the applicant and property owner going back to work on how to address the parking concerns.

Councilmember Massoglia explained he loved this shopping center and visited this property often. He reported he felt bad for the applicant knowing that she spent a great deal of time and money renovating this space with the understanding it would be used as an event center. He stated it was unfortunate that the applicant bought into a business that did not have all the proper licenses in place. He was of the opinion the property did not have enough parking. He discussed how much traffic the shopping center already had and noted he did not believe the event center was a good fit. He noted he would be willing to support the applicant and the property owner in speaking with the other tenants to find a solution but stated he could not support the CUP that was before the city council.

Mayor Sanders encouraged the property owner and applicant to work

with the other tenants within the center to address the parking concerns. He suggested they work on this for the next two weeks and have council revisit the item at their next meeting. He stated he would like to see the property owner having a shared access agreement in place.

John Hartiger, Creekview Shopping Center owner, stated the church was approved for the center in 2007. He reported he was never given knowledge that the event center was pursued. He discussed how the tenants would now have designated parking spaces in front of their doors but noted patrons could park anywhere on site. He stated he did not have a shared parking agreement with the adjacent property. He explained the Vietnamese restaurant would be moving which was the bulk of the traffic. He reported it was his understanding the events being held at the Blaine Event Venue were small. He understood there were concerns with parking but encouraged the council to trust city staff, who were the professionals and to support a thriving small business in the community.

Mayor Sanders encouraged Mr. Hartiger and the applicant to work with the remaining tenants in the building to address the parking concerns over the next two weeks.

Mr. Hartiger noted Jerry from the Big Dipper was the only tenant that was concerned about parking.

Michelle Rice, applicant, requested she be allowed two more weeks to speak with the tenants within the shopping center to address parking concerns.

**Moved by Councilmember Robertson, seconded by Mayor Sanders, that Resolution No. 23-09, "Denying a Conditional Use Permit to Operate an Approximately 3,000 Square Foot Event Center in a B-2 (Community Commercial) Zoning District at 1250 126th Avenue NE," be approved.**

**Moved by Mayor Sanders, seconded by Councilmember Robertson, to table action on this item to the January 18, 2023 city council meeting.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

11.-5

**Granting a Conditional Use Permit Amendment to Reduce Setback Requirements for Driveways from 5 Feet to 3 Feet in a DF (Development Flex) Zoning District at Pleasure Creek South and Pleasure Creek South 2nd Addition. (Case File No. 22-0078/SAS)**

**Attachments:**    [Attachments](#)  
[Unapproved PC Minutes 121322](#)  
[Alternative Resolution](#)  
[presentation](#)

Ms. Sellman stated the applicant is requesting a conditional use permit amendment to reduce driveway setback requirements from 5 feet to 3 feet in the Pleasure Creek South and Pleasure Creek South 2nd additions. Staff commented further on the request and recommended approval of the CUP granting the reduced setback for the Pleasure Creek South and Pleasure Creek South 2nd Addition.

Councilmember Newland asked if the recommendation would change the driveway setback for the entire development. Ms. Sellman reported this was the case.

Councilmember Newland stated he supported changing the driveway setback for the entire development.

Councilmember Robertson questioned why this neighborhood had a five-foot setback versus a three-foot setback. Ms. Sellman reported this development flex district had a five-foot driveway setback but was unable to determine why this was done. City Attorney Noonan advised the proposed change would affect every property within the development flex district.

Councilmember Saroya shared that she has heard opposition regarding this request and while she did not want to see the applicant having to remove her driveway, she was concerned how the reduced setbacks would impact parking and snow removal.

**Moved by Councilmember Robertson, seconded by Councilmember Newland, that Resolution No. 23-09, "Granting a Conditional Use Permit Amendment to Reduce Setback Requirements for Driveways from 5 Feet to 3 Feet in a DF (Development Flex) Zoning District at Pleasure Creek South and Pleasure Creek South 2nd Addition," be approved.**

**Motion adopted 5-1 (Councilmember Saroya opposed).**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

11.-6

### First Reading

**Granting a Rezoning of Certain Properties from B-2 (Community Commercial) to R-4 (Mobile Homes), from B-2 (Community Commercial) to B-5 (Town Commercial), and from I-I (Light Industrial) to B-5 (Town Commercial). City of Blaine (Case File No. 22-0075/SAS)**

**Attachments:**     [Zoning Map](#)  
                                 [Unapproved PC Minutes 121322](#)

Ms. Sellman stated this area is part of the redevelopment priority areas identified by council. Part of the process is to rezone certain properties to B-5 (Town Commercial) and to bring the BIV property into conformance with the comprehensive plan by rezoning to R-4 (Mobile Homes).

Declared by Mayor Sanders that Ordinance No. 23-2519, "Granting a Rezoning of Certain Properties from B-2 (Community Commercial) to R-4 (Mobile Homes), from B-2 (Community Commercial) to B-5 (Town Commercial), and from I-I (Light Industrial) to B-5 (Town Commercial)," be introduced and placed on file for second reading at the January 18, 2023 Council meeting.

11.-7

**First Reading****Granting a Code Amendment to Section 30.80 B-5 (Town Commercial). City of Blaine. (Case File No. 22-0075/SAS)**

**Attachments:**     [Unapproved PC Minutes 121322](#)

Ms. Sellman stated the proposed ordinance amendment removes dry cleaning and laundry from the permitted use section 30.82 and removes animal hospital/clinics and commercial daycare from the conditional uses section 30.83, per council direction.

Declared by Mayor Sanders that Ordinance No. 23-2520, "Granting a Code Amendment to Section 30.80 B-5 (Town Commercial)," be introduced and placed on file for second reading at the January 18, 2023 Council meeting.

**12. ADMINISTRATION**

12.-1

**Authorize the Mayor and City Manager to Enter into a Contract with SEH for Professional Design and Construction Services for the 2023 Northwest Area Street Reconstruction Improvement Project, Improvement Project No. 23-06**

**Attachments:**     [Location Map](#)  
                                 [Proposal](#)

Mr. Schluender stated council is requested to approve a contract with Short Elliott Hendrickson, Inc. (SEH) for professional services for final design and construction services for the 2023 Northwest Area Street Reconstructions, Improvement Project No. 23-06, in the amount of \$415,370.00.

Moved by Councilmember Newland, seconded by Councilmember Massoglia, that Motion 23-10, "Authorize the Mayor and City Manager to Enter into a Contract with SEH for Professional Design and Construction Services for the 2023 Northwest Area Street Reconstruction Improvement Project," be approved.



**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**12.-2**

**Authorize a Design Contract with Barr Engineering for Project 23-20 - Water Treatment Plant 2 System Improvements**

**Attachments:** [Proposal](#)

Deputy Public Works Director Fleischhacker stated council is requested to approve a contract with Barr Engineering for design of preventative maintenance and minor process improvements to Water Treatment Plant No. 2 (WTP 2), Improvement Project No. 23-20 in the amount of \$80,000.00.

**Moved by Councilmember Massoglia, seconded by Councilmember Fleming, that Motion 23-11, "Authorize a Design Contract with Barr Engineering for Project 23-20 - Water Treatment Plant 2 System Improvements," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**12.-3**

**Authorize a Design Contract with Barr Engineering for Project 23-21- Water Treatment Plant 1 System Improvements**

**Attachments:** [Proposal](#)

Mr. Fleischhacker stated council is requested to approve a contract for professional design services with Barr Engineering for an underdrain design and an iron/manganese filter pilot study at Water Treatment Plant No. 1 (WTP 1), Improvement Project No. 23-21 in the amount of \$116,000.00.

**Moved by Councilmember Robertson, seconded by Councilmember Massoglia, that Motion 23-12, "Authorize a Design Contract with Barr Engineering for Project 23-21- Water Treatment Plant 1 System Improvements," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**12.-4**

**Accept Quotes for Playground Equipment from Landscape Structures and Playground Installation by Flagship Recreation at Sunnyside Park**

**Attachments:** [Design Concept and Quotes](#)

Senior Parks and Recreation Manager Krieger stated pursuant to the city's purchasing rules, staff is bringing forward quotes for playground equipment from Landscape Structures and playground installation by Flagship Recreation at Sunnyside Park.

Councilmember Robertson asked if adaptive playground equipment is included in these plans. Mr. Krieger noted the difference between this park and the Blaine Baseball Park was the rubber surface that was installed but indicated all equipment at Sunnyside would be ADA accessible.

**Moved by Councilmember Newland, seconded by Councilmember Fleming, that Motion 23-13, "Accept Quotes for Playground Equipment from Landscape Structures and Playground Installation by Flagship Recreation at Sunnyside Park," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

12.-5

**Accept Quotes for Playground Equipment from Landscape Structures and Playground Installation by Flagship Recreation at Xylite Park**

**Attachments:** [Design Concept and Quotes](#)

Mr. Krieger stated pursuant to the city's purchasing rules, staff is bringing forward quotes for playground equipment from Landscape Structures and playground installation by Flagship Recreation at Xylite Park.

**Moved by Councilmember Robertson, seconded by Councilmember Newland, that Motion 23-14, "Accept Quotes for Playground Equipment from Landscape Structures and Playground Installation by Flagship Recreation at Xylite Park," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

12.-6

**Accept Quotes for Playground Equipment from Landscape Structures and Playground Installation by Flagship Recreation at Palmer Park**

**Attachments:** [Design Concept and Quotes](#)

Mr. Krieger stated pursuant to the city's purchasing rules staff is bringing forward quotes for playground equipment from Landscape Structures and playground installation by Flagship Recreation at Palmer Park.

**Moved by Councilmember Newland, seconded by Councilmember Massoglia, that Motion 23-15, "Accept Quotes for Playground Equipment from Landscape Structures and Playground Installation by Flagship Recreation at Palmer Park," be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**12.-7 Authorize Renewal of Federal Lobbying Services Contract with The Ferguson Group**

**Attachments:** [2023 Contract](#)  
[2022 Contract](#)

Ms. Wolfe stated the current federal lobbying services contract with The Ferguson Group (TFG) is set to expired on December 31, 2022 and is renewable at the same rate of \$5,000 per month for 2023.

**Moved by Councilmember Robertson, seconded by Councilmember Newland, that Motion 23-16, “Authorize Renewal of Federal Lobbying Services Contract with The Ferguson Group,” be approved.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders

**13. OTHER BUSINESS**

**Item 13.1 listed below has been postponed and will be considered at a meeting in the near future**

**13.-1 A Resolution Declaring a Vacancy for Ward 2 and Calling for a Special Election**

Action on this item has been postponed and will be considered at a future meeting.

**Postponed**

**13.2 Staff to Provide an Update on Highway 65**

Staff noted a TH65 update was provided to council at the workshop.

**14. ADJOURNMENT**

**Moved by Councilmember Robertson, seconded by Councilmember Massoglia, to adjourn the meeting at 9:35PM.**

**Motion adopted unanimously.**

**Aye:** 3 - Councilmember Robertson, Councilmember Massoglia and Mayor Sanders