



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

Blaine City Hall
10801 Town Sq Dr NE
Blaine, MN 55449

Thursday, October 20, 2016

7:30 PM

Council Chambers

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; Safety Services Manager/Police Chief Chris Olson; City Engineer Jean Keely; Communications Technician Roark Haver; Senior Engineering Technician Al Thorp; City Clerk Catherine Sorensen; and Recording Secretary Linda Dahlquist.

Present: 5 - Tom Ryan, Councilmember Swanson, Councilmember Herbst, Councilmember Clark and Councilmember Hovland

Absent: 2 - Councilmember Bourke and Councilmember King

4. APPROVAL OF MINUTES

4.-1 [MIN 16-33](#) RECENTLY HELD MEETINGS

Moved by Councilmember Hovland, seconded by Councilmember Herbst, that the Workshop Meeting Minutes of October 6, 2016; the Regular Meeting Minutes of October 6, 2016, and the Closed Workshop Meeting Minutes of October 13, 2016; be approved.

Motion adopted 3-0-1 (Councilmember Herbst abstained from the Workshop Meeting Minutes and the Regular Meeting Minutes of October 6, 2016, due to his absence.).

Aye: 3 - Mayor Ryan, Councilmember Swanson and Councilmember Hovland

Abstain: 2 - Councilmember Herbst and Councilmember Clark

Councilmember Clark arrived at 7:36 p.m.

5. AWARDS - PRESENTATIONS - ORGANIZATIONAL BUSINESS**5.-1 [SPEAKER](#) 2016 EXPLORER POST RECOGNITION**
[16-03](#)

Safety Services Manager/Police Chief Chris Olson gave an overview of the Blaine Law Enforcement Program.

Police Officer and Explorer Lead Advisor Brad Norby thanked the following companies for their support of the Explorer program: Cub Foods; Dave's Sanding & Installing, Inc.; 3M Championship; Shield Pattern Works Inc.; 21st Century Bank; TJB Homes Inc.; Plasti Dip International Inc.; Hope Church; Jes Sales Company Inc.; Wheeler Dyno Service Inc.; American Student Transportation; Bauer Built; Northview Villa Inc.; Great Garage Products Inc.; Sandpiper Blend Inc.; and M.J. Dunn Company.

Mayor Ryan congratulated the Explorer Post on their success at the National Conference.

Informational: no action required

6. COMMUNICATIONS

Councilmember Clark noted that new information on the proposed Community Center referendum is on the City's website.

Informational; no action required.

7. OPEN FORUM FOR CITIZEN INPUT

Mayor Ryan opened the Open Forum at 7:48 p.m.

There being no input, Mayor Ryan closed the Open Forum at 7:49 p.m.

None

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

None.

10. APPROVAL OF CONSENT AGENDA:

Mayor Ryan requested the removal of agenda item 10.2.

Moved by Councilmember Herbst, seconded by Councilmember Swanson, that

the following be approved:

Motion adopted unanimously.

10.-1 [MO 16-093](#) SCHEDULE OF BILLS PAID

Approved

10.-3 [ORD 16-2364](#) SECOND READING

AMENDING APPENDIX D - FEE SCHEDULE OF THE BLAINE CODE OF ORDINANCES REGARDING ARTICLE XI. - STORMWATER MANAGEMENT, DIVISION 3. - SPECIFIC USE OF STORMWATER PONDS - SEC. 34-523. - STORMWATER POND AERATION PERMIT

Adopted

10.-4 [MO 16-094](#) AUTHORIZE PAYMENT OF \$21,328.12 TO LMCIT FOR LITIGATION COSTS

Approved

10.-2 [MO 16-089](#) APPROVE A TOBACCO AND TOBACCO PRODUCTS LICENSE FOR SATI 1999, INC. AT 10519 UNIVERSITY AVENUE NE

City Clerk Sorensen stated the applicant Iyad Sati has submitted an application for a tobacco and tobacco products license at Sati 1999 Inc. which is the former Hot Market. She stated the applicant has met the licensing requirements and the City has received articles of incorporation and by-laws, and successful background investigation. She noted the certificate of occupancy remains outstanding. Safety Services Manager/Police Chief Olson commented the applicant has an impending criminal charge for sale without a license.

Councilmember Clark asked if this is a new license or a renewal. City Clerk Sorensen replied this is a new owner and requires a new license.

Councilmember Clark asked what would happen if a conviction or a plea with the criminal charge, what is the impact to the license. City Clerk Sorensen replied it would be considered at the time of license renewal.

Moved by Councilmember Clark, seconded by Councilmember Herbst that Motion 16-089, "Approve a Tobacco and Tobacco Products License for Sati 1999, Inc. at 10519 University Avenue NE," be approved.

Motion adopted unanimously.

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Herbst, Councilmember Clark and Councilmember Hovland

11. DEVELOPMENT BUSINESS

11.-1 [RES 16-157](#)

GRANTING A CONDITIONAL USE PERMIT TO OPERATE A FITNESS CLUB IN A B-2 ZONING DISTRICT, LOCATED AT 10731 UNIVERSITY AVENUE NE. ANYTIME FITNESS. (CASE FILE NO. 16-0044/SLK)

Planning and Community Development Director Schafer stated the applicant, Anytime Fitness, is proposing to occupy 5,000 square feet in Oak Park Plaza which requires a conditional use permit. He noted members will have entrance key access to the fitness center 24 hours a day and 7 days a week and no more than 40 people in the gym at one time. He stated the site plan identifies adequate parking in front of the proposed location.

Moved by Councilmember Herbst, seconded by Mayor Ryan, that Resolution 16-157, "Granting a Conditional Use Permit to Operate a Fitness Club in a B-2 Zoning District, Located at 10731 University Avenue NE. Anytime Fitness," be approved.

Motion adopted unanimously.

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Herbst, Councilmember Clark and Councilmember Hovland

12. ADMINISTRATION

12.-1 [ORD 16-2366](#)

SECOND READING

AMENDING ORDINANCE SECTION 74-82(a)(11) - REVISION TO SIDEWALK REQUIREMENTS

City Engineer Keely read the proposed wording to ordinance to Chapter 74, Subdivisions, Article III. Subdivision Design Standards, Section 74-82(a)(11) Sidewalks. Sidewalks shall be constructed along both sides of arterial and collector streets. Sidewalks and Trails. Sidewalk or trail shall be required on one side of collector streets. Sidewalks and/or trails may be required along both sides of collector streets depending upon pedestrian needs and connectivity to existing or planned sidewalk and trail systems. Sidewalks and trails shall be constructed in accordance with design standards filed in the office of the city engineer. Variation to these sidewalk and trail requirements may be approved upon the discretion of the City Council.

Declared by Mayor Ryan that Ordinance 16-2366, "Amending Ordinance Section 74-82(a)(11) – Revision to Sidewalk Requirements" be introduced and placed on file for second reading at the November 3, 2016, Council meeting.

12.-2 [RES 16-158](#)

A RESOLUTION APPROVING THE ARBITRATION AWARD COVERING THE COLLECTIVE BARGAINING AGREEMENT

BETWEEN THE CITY OF BLAINE AND LAW ENFORCEMENT LABOR SERVICES, INC. REPRESENTING THE POLICE OFFICER UNIT FOR THE CALENDAR YEAR 2016

City Manager Arneson stated the Council is asked to approve the revised LELS contract with the police officer unit for 2016. He noted there will be four open contracts for 2017.

Moved by Councilmember Hovland, seconded by Councilmember Swanson that Resolution 16-158, "A Resolution Approving the Arbitration Award Covering the Collective Bargaining Agreement between the City of Blaine and Law Enforcement Labor Services, Inc. Representing the Police Officer Unit for the Calendar Year 2016," be approved.

Motion adopted unanimously.

13. OTHER BUSINESS

Councilmember Hovland requested staff bring forward for discussion the impact of a potential decrease in the tax levy rate of 0.5 percent.

Discussed

14. ADJOURNMENT

Moved by Councilmember Herbst, seconded by Councilmember Swanson, to adjourn the meeting at 8:05 p.m.

Aye: 5 - Mayor Ryan, Councilmember Swanson, Councilmember Herbst, Councilmember Clark and Councilmember Hovland