

***REGULAR ANDOVER CITY COUNCIL MEETING – JUNE 18, 2019
MINUTES***

The Regular Bi-Monthly Meeting of the Andover City Council was called to order by Mayor Julie Trude, June 18, 2019, 7:01 p.m., at the Andover City Hall, 1685 Crosstown Boulevard NW, Andover, Minnesota.

Councilmembers present: Mike Knight, Valerie Holthus and Jamie Barthel

Councilmember absent: Sheri Bukkila

Also present: City Administrator, Jim Dickinson
Community Development Director, Joe Janish
Others

PLEDGE OF ALLEGIANCE

RESIDENT FORUM

Wes Volkenant, 1482 158th Lane NW, stated he watches the Council meetings on-line and thanked the Mayor and Councilmembers for doing the job for which they have been elected, even when considering tough issues. He stated he is amongst the silent majority supporting the Council's decisions. He thanked them for being responsible, allowing residents to become part of the process, and providing input on the Community Center expansion project. Mr. Volkenant stated the Council has conducted themselves in a responsive manner and encouraged them to keep up the good work.

John Ringler, 16339 Makah Street NW, stated he received a letter pertaining to a storage container on his property. The storage container was placed on his property in 2016 and in 2018, the City ordinance was changed to prohibit storage containers. Mr. Ringler stated he thinks his storage container should be grandfathered and he would agree to adding a metal roof so it looks like a pole building.

Mayor Trude explained Resident Forum is not an opportunity to debate issues but the subject can be introduced so it can be considered at a workshop. She stated staff enforces the City's ordinances, the City has not allowed those types of containers as accessory structures, and when asked, the Council decided storage containers were not accessory structures. She asked Mr. Dickinson to provide Mr. Ringler with copies of meeting minutes detailing that discussion.

City Administrator Dickinson stated staff noticed some storage containers popping up in the City so this is an enforcement matter initiated by staff. He stated if Mr. Ringler provides additional information, it can be presented to the Council during a workshop. Councilmember Holthus stated she would like to see pictures of the storage container.

Mr. Ringler stated he will provide pictures to staff so they can be provided to the Council. He clarified he is not asking the City to change the Code since he had the storage container prior to them being prohibited by Code. He is asking for his storage container to be grandfathered and he will make improvements so it looks like an accessory storage shed.

Mr. Dickinson stated this will be presented at the next workshop along with information provided by Mr. Ringler and if Mr. Ringler is not satisfied with the Council's consensus, he can formally appeal staff's decision before the Council at a regular meeting. At this point in time, staff will halt the citation action until after the Council's review.

Mayor Trude explained the Council supports staff enforcing the Code and Mr. Ringler is suggesting there may be another way to present the storage container to appear like an accessory use. Mr. Ringler stated that is correct and he has about five acres. Mayor Trude described the process to appeal a staff enforcement action and indicated that she supports the Code, as written, and will not vote in favor of allowing storage containers. However, three votes are required to approve the request so if the other Councilmembers support the request, it may be approved.

Council consensus was reached to direct this matter to the June 25, 2019, workshop meeting.

AGENDA APPROVAL

Motion by Holthus, Seconded by Barthel, to approve the Agenda as presented above. Motion carried unanimously.

APPROVAL OF MINUTES

June 4, 2019, Regular Meeting: Correct as written.

Motion by Knight, Seconded by Holthus, to approve the June 4, 2019, Regular meeting minutes as presented. Motion carried unanimously.

CONSENT ITEMS

Item 2 Approve Payment of Claims

Item 3 Accept Contribution/Fire Department/SBM Fire Department (See Resolution R054-19)

Item 4 Accept Resignation/Brian Beck/Park and Recreation Commission

Item 5 Appoint Park and Recreation Commissioner/Kathy McElhose

Item 6 Approve Amendment No. 1 to CDBG and HOME Investment Partnership Program
Cooperation Agreement

Item 7 Community Center/Metasys (Building Automation System) Upgrade

Motion by Holthus, Seconded by Barthel, to approve the Consent Agenda as read. Motion carried unanimously.

ANOKA COUNTY SHERIFF’S OFFICE MONTHLY REPORT

Lieutenant Derek Schuldt provided a monthly report including calls for service and significant responses during the month of May. He described notices sent to alert residents of scams and thefts.

Mayor Trude stated a night drone has been approaching residential windows at 2:30 a.m. Also, a residential camera recorded people approaching their home. She noted the latest technology is making an impact.

Lieutenant Schuldt agreed and stated people are not locking their cars as often as they should so their garage door opener could be stolen and used. He described how Ring doorbells have been successful in making arrests and for the return of stolen items. In addition, there is technology for Ring doorbells to broadcast an alert to other Ring doorbell owners. Mayor Trude noted there is also an app to receive that alert even if you don’t own a Ring doorbell.

Lieutenant Schuldt encouraged residents to call the Sheriff’s office when they notice something that does not seem right.

***CONSIDER INTERIM USE PERMIT – LAND RECLAMATION – 15991 VALE STREET
NW – JANIE HEMMELGARN***

Community Development Director Janish presented the request of Janie Hemmelgarn, 15991 Vale Street NW, for an Interim Use Permit (IUP) to store/grade up to 1,500 cubic yards of soil. He displayed a site map to note the location and storage/land reclamation area. The soil is excess dirt from the grading of the site for the new Public Works facility. Mr. Janish explained that previously, there was grading to construct a pole building. If approved, this IUP will last for four years.

Mr. Janish stated the stockpile/land reclamation will not interfere with the floodplain or wetland locations, the side slope will not be more than 3 to 1, and the applicant will not place soil in the floodplain or wetlands without proper permits. He explained that silt fencing will be required around the reclamation area until vegetation is established to control erosion. The applicant will be required to seed and hydro mulch the reclamation area and ensure proper vegetation. He stated the applicant is responsible to obtain permits from all regulating agencies.

Mr. Janish displayed a map to point out the proposed haul route. He reviewed the criteria required to consider an IUP as detailed in the staff report. Mr. Janish stated the Planning and Zoning Commission held a public hearing on June 11, 2019. No public comments were made and the Planning and Zoning Commission recommended approval with the conditions set forth in the resolution. He reported on the discussion held by the Planning and Zoning Commission relating to the location where trucks enter the property, setback from wetlands, and length of the IUP.

Councilmember Barthel asked about the number of truckloads and timeframe. Mr. Janish responded it depends on the type of trucks that are used. If 12 yards, then it will take 92 truckloads and if 15 yards, then it would be 79 truckloads. He noted the City Engineering Department did not have any concern with that number of truckloads on the streets. The applicant will have up to four years to bring that traffic to the property and later there may be more activity to spread the fill.

Councilmember Barthel asked whether using this site for excess fill had saved the City money. City Administrator Dickinson explained it is the contractor's responsibility to deal with the additional fill from the City's Public Works project and the contractor has an agreement with this property owner. That is likely how the contractor bid the project and if they know the excess soil can be placed nearby, the City may have benefited.

Motion by Holthus, Seconded by Knight, to adopt Resolution No. R055-19 granting an Interim Use Permit for Land Reclamation for 15991 Vale Street NW.

Mayor Trude stated support to establish vegetation as soon as possible given the close location of residential homes.

Motion carried unanimously.

CONSIDER FINAL PLAT – COUNTRY OAKS NORTH 4TH ADDITION – SW DEVELOPMENT LLC

Community Development Director Janish stated the Council is asked to approve the final plat for Country Oaks North Fourth Addition. This is the final phase for the Country Oaks North plat. He displayed a location map as well as the final plat consisting of 41 single-family lots, 9 rural lots, and 32 urban lots. Mr. Janish stated the final plat complies with the approved preliminary plat. He explained the developer will be required to pay park dedication and trail fees for the lots pursuant to the assessment agreement.

Mayor Trude asked if the west border has trail access to Maple View Preserve. Mr. Janish pointed out the trail location off the 170th Avenue NW cul-de-sac.

Motion by Knight, Seconded by Holthus, to adopt Resolution No. R056-19, approving the Final Plat for Country Oaks North Fourth Addition. Motion carried unanimously.

SCHEDULE JULY EDA MEETING

Motion by Knight, Seconded by Barthel, to schedule an EDA Meeting on July 2, 2019, at 6:00 p.m. Motion carried unanimously.

RESCHEDULE AUGUST 6, 2019, COUNCIL MEETING

Motion by Barthel, Seconded by Knight, to reschedule the August 6, 2019, Regular Council

Meeting to Monday, August 5, 2019, at 7:00 p.m. Motion carried unanimously.

ADMINISTRATOR'S REPORT

City Staff updated the Council on the administration and city department activities, legislative updates, updates on development/CIP projects, and meeting reminders/community events.

(Administrative Staff Report) Mr. Dickinson stated the June 25, 2019, workshop agenda will include a presentation from the Anoka County Sheriff's Office recapping 2019 and discussion of their proposal for the 2020 budget. There will also be a discussion relative to organizational goals and values, the 2020 budget, and progress report on 2019. On June 26, 2019, there will be an evening workshop at the Ramsey Municipal Center for the Lower Rum River Water Management Organization's Plan update.

Mr. Dickinson reported that 65 new homes have been permitted in 2019 and last week, Lennar pulled 10 building permits so home permits will exceed the 2019 budget.

Mr. Dickinson reported on the Anoka Chamber State of the County address, upcoming North Metro Mayor's Meeting, and that the WDE hazardous waste pit removal project permits were processed for the structure. Updates on that project are being communicated to the public through Facebook.

(Community Development Department Report) Mr. Janish reported the Planning and Zoning Commission will hold a meeting on June 25, 2019, to consider requests for a side yard setback variance and veterinarian clinic Conditional Use Permit. Staff hopes to submit the Comprehensive Plan to the Metropolitan Council by the end of the week. Mr. Janish stated staff is working on the census and with Coon Rapids to come up with information for the *Resource Guide*.

(Public Works Department Report) Mr. Dickinson reported on Public Works staff activities related to pothole patching and maintaining athletic fields. He also provided an update on street reconstruction projects and announced the Woodland Creek Wetland Restoration Trail will be opened on June 24, 2019. Those trails will be fairly level and mowed. Mr. Dickinson clarified that dogs are not allowed off leash on any park property, including park trails. He stated he will review that ordinance and include an article in the next newsletter.

Mr. Dickinson stated staff has also been working on the Public Works facility and Community Center expansion projects.

MAYOR/COUNCIL INPUT

(Thank You Letter) Mayor Trude reported she received a letter thanking staff for responding to their call on 140th Lane just east of Hanson Boulevard. She noted some streets were built in the late-1990s and potholes are beginning. Mayor Trude encouraged residents to notify staff of things like potholes and broken park equipment and thanked staff for responding so quickly.

ADJOURNMENT

Motion by Barthel, Seconded by Knight, to adjourn. Motion carried unanimously. The meeting adjourned at 7:57 p.m.

Respectfully submitted,

Carla Wirth, Recording Secretary

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