

***REGULAR ANDOVER CITY COUNCIL MEETING – JULY 20, 2021  
MINUTES***

The Regular Bi-Monthly Meeting of the Andover City Council was called to order by Mayor Sheri Bukkila, July 20, 2021, 7:00 p.m., at the Andover City Hall, 1685 Crosstown Boulevard NW, Andover, Minnesota.

Councilmembers present: Valerie Holthus, Jamie Barthel, Ted Butler, and Randy Nelson

Councilmember absent: None

Also present: City Administrator, Jim Dickinson  
Public Works Director/City Engineer, Dave Berkowitz  
Community Development Director, Joe Janish  
City Attorney, Scott Baumgartner  
Others

***PLEDGE OF ALLEGIANCE***

***RESIDENT FORUM***

No one appeared before the Council.

***AGENDA APPROVAL***

***Motion*** by Barthel, Seconded by Nelson, to approve the Agenda as presented. Motion carried unanimously.

***APPROVAL OF MINUTES***

*July 6, 2021 Regular Meeting*

***Motion*** by Barthel, Seconded by Nelson, to approve the July 6, 2021 Regular meeting minutes as presented. Motion carried unanimously.

***CONSENT ITEMS***

- Item 2 Approve Payment of Claims
- Item 3 Approve Coon Creek Watershed District Grant/21-42/Public Works Yard Water Quality Treatment Structure
- Item 4 Accept Petition/Waive Public Hearing/Order & Adopt Assessment Roll/21-43/1439 – 146<sup>th</sup> Avenue NW/SS & WM (See Resolution R054-21)
- Item 5 Accept Resignation/Retirement - Building Official
- Item 6 Receive June 2021 General Fund Budget Progress Report
- Item 7 Receive June 2021 Investment Reports
- Item 8 Receive June 2021 Community Center Update
- Item 9 Approve Debt Service Payments
- Item 10 Approve Ordering Plow Truck Chassis

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

#### ***ANOKA COUNTY SHERIFF'S OFFICE MONTHLY REPORT***

Commander Lenzmeier provided a monthly report for June 2021, reporting 1,170 calls for service.

Commander Lenzmeier announced 8 felony arrests, 2 gross misdemeanor arrests, 20 misdemeanor arrests, and 4 DWIs. Deputies made 183 traffic stops issuing 56 citations. Commander Lenzmeier presented several significant events, including a robbery in progress and a reckless and impaired driver with warrants. He noted that school resource officers are working in the community during the summer doing traffic enforcement.

#### ***CONSIDER REMOVING NO PARKING SIGNS ALONG 159<sup>TH</sup> AVENUE NW***

The City Council is requested to consider rescinding Resolution 086-87 to remove No Parking restrictions along 159<sup>th</sup> Avenue NW. Public Works Director/City Engineer Berkowitz stated the City received a petition from residents to remove the no parking signs in front of their homes. He stated the item was brought to the Fire Chief and he has concerns about emergency vehicle access if there was parking on both sides of the road.

Mayor Bukkila said the petition request is reasonable and she is open to removing no parking on only one side of the street. Councilmember Nelson concurred and stated it is important to have emergency vehicle access. The rest of the Council agreed.

Mr. Berkowitz asked the City Attorney if the best way to move forward is to rescind the current resolution and adopt a new resolution that allows parking on one side of the street. City Attorney Baumgartner agreed that is the cleanest way to move forward.

**Motion** by Holthus, Seconded by Butler, to rescind Resolution 086-87.

Mayor Bukkila asked how the City will determine which side of the street to allow parking. Mr.

Berkowitz stated it makes most sense to keep no parking on the north side of the road and remove the signs from the south side. Mayor Bukkila asked if Fire would agree. Mr. Berkowitz stated based on the area it would work best for equipment access to keep no parking on the north side.

Motion carried unanimously.

***Motion*** by Holthus, Seconded by Nelson, to adopt Resolution No. R055-21 allowing parking on the south side of 159<sup>th</sup> Avenue west of Marystone Boulevard.

Councilmember Barthel asked to amend the motion to allow Engineering to select the side of the road for no parking. Mr. Berkowitz stated it has to be specific on the resolution. The amendment was withdrawn.

Motion carried unanimously.

***CONSIDER REZONING REQUEST – REZONE PROPERTY FROM R-1: SINGLE-FAMILY TO R-4: SINGLE-FAMILY URBAN – 1326 & 1346 161<sup>ST</sup> AVENUE NW – TAMARACK LAND DEVELOPMENT (APPLICANT)***

The City Council is asked to consider the recommendation of the Planning and Zoning Commission and decide on the rezoning of 1326 and 1346 161<sup>st</sup> Avenue. Community Development Director Janish identified the location of the property on a map and noted the development is called Oakview Acres. Mr. Janish stated the property is considered Transitional Residential and the City has planned on the property being developed. Mr. Janish stated the Planning and Zoning Commission held a public hearing on July 13, 2021 and recommended approval.

***Motion*** by Holthus, Seconded by Butler, to adopt Ordinance No. 520 amending City Code Title 12-3-4, Zoning District Map of the City of Andover, rezoning 1326 and 1346 161<sup>st</sup> Avenue from R-1:Single-Family to R-4: Single-Family Urban. Motion carried unanimously.

***CONSIDER PRELIMINARY PLAT REQUEST – 1326 & 1346 161<sup>ST</sup> AVENUE NW – TAMARACK LAND DEVELOPMENT (APPLICANT)***

The City Council is asked to consider the recommendation of the Planning and Zoning Commission and decide on the preliminary plat request by Tamarack Land Development. Community Development Director Janish stated the proposal is for 22 single-family lots, including 1 existing home. The density of the development is 2.4 units per acre. Mr. Janish identified the access points to the development and stated the applicant is requesting a variance for the length of one cul-de-sac over 500 feet to allow for 2 additional lots. He explained three of the cul-de-sacs are permanent and one is temporary to allow the adjacent property owner to develop. Mr. Janish stated the lots meet R-4 standards and will be served by City water and sewer. Mr. Janish noted most of the trees will need to be removed to accommodate stormwater and the developer has provided a landscaping plan for buffers and tree replacement.

Mr. Janish noted the Park and Recreation Commission reviewed the preliminary plat at their June 3, 2021 meeting and recommended cash in lieu of land. Mr. Janish stated the Planning and Zoning Commission held a public hearing and received comments about landscaping, tree placement, wetland preservation, and regrading existing yards. Mr. Janish stated the Planning and Zoning Commission recommended approval with the conditions as recommended by staff.

Mayor Bukkila asked if the lot to the west develops, would the variance for the cul-de-sac go away. Mr. Janish stated the cul-de-sac with the variance cannot connect to any road due to the wetland.

Councilmember Butler asked if the Park Commission discussed access to Oakview Park. Mr. Janish noted the homes will not have easy access to Oakview until the temporary cul-de-sac is connected through the property to the west. Councilmember Butler stated he was approached by a couple residents in the area asking for better access to Oakview Park.

**Motion** by Holthus, Seconded by Nelson, to adopt Resolution No. R056-21 approving the Preliminary Plat of Oakview Acres for the properties located at 1326 and 1346 161<sup>st</sup> Avenue NW. 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 Activities)** – Mr. Dickinson thanked staff and the Fun Fest Committee for a great Fun Fest event. He said the City received many comments at the Council booth and he has replied to all of them. Mr. Dickinson updated the Council on meetings he is attending and legislative activities. He stated the State Drought Task Force will be meeting and the City will be asked to follow their drought plan which is to enact and enforce water restrictions. He said if the drought continues, the City may have to ban lawn irrigation on the City system.

Councilmember Holthus asked what the cost of the fine if people are watering illegal is. Mr. Dickinson stated the first offense is a warning, the first fine is \$100, second fine is \$200, and the third fine is \$300. Mr. Dickinson stated if the offenses continue, it is passed along to the City Attorney. He said there is an appeals process as well.

**(Public Works/Engineering)** – Mr. Berkowitz said he has not seen drought conditions this bad during his tenure with Andover. He stated the City is moving into Phase 2 of their construction season including construction of Lift Station 11 and 3-4 development projects. Mr. Berkowitz updated the Council on the Automated Meter Infrastructure project which will begin installation in August. He said the Fun Fest crew did an outstanding job.

**(Community Development)** – Mr. Janish stated they have been meeting with developers and will

have items for the Planning and Zoning Commission and the Council.

***MAYOR/COUNCIL INPUT***

***(Kelsey Round Lake)*** – Councilmember Holthus obtained a picture of the Kelsey Brickyard and will be writing up information for a historical sign at Kelsey Round Lake Park. She is still looking for additional resources and research on the Indian battle that occurred.

***(Fun Fest)*** – Councilmember Butler thanked the Fun Fest Committee and City staff for a great event and stated it was perfect weather. Mayor Bukkila concurred and stated it was spectacular.

***RECESS TO CLOSED SESSION***

Mayor Bukkila recessed the regular City Council meeting at 7:47 p.m. to a Closed Session of the City Council to discuss Public Works Union Negotiations.

***RECONVENE TO REGULAR SESSION***

The City Council reconvened at 8:15 p.m.

***ADJOURNMENT***

***Motion*** by Holthus, Seconded by Barthel, to adjourn. Motion carried unanimously. The meeting adjourned at 8:15 p.m.

Respectfully submitted,

Shari Kunza, Recording Secretary

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