

Call to Order	The Champlin City Council met in Regular Session and was called to order by Mayor Boynton at 7:08 p.m.
Pledge of Allegiance	The Pledge of Allegiance was recited.
Roll Call	Present were Mayor Steve Boynton, Councilmembers Greg Payer, Scott Swenson, Mark Uglem and Julia Whalen. Absent: no one. Also present were City Administrator Bret Heitkamp, Deputy City Administrator John Cox, Police Chief David Schwarze, City Attorney Darrell Jensen, Parks and Public Works Director Eric Carlson, City Clerk Roberta Colotti and Senior Engineering Technician Todd Tuominen.
Approval of Agenda (March 27, 2006) Motion	Motion by Councilmember Payer and seconded by Councilmember Whalen to approve the agenda for the March 27, 2006 Regular Meeting as presented. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen. Voting against: none. Motion carried.
Approval of Minutes (February 18, 2006) (March 13, 2006) Motion	Motion by Councilmember Whalen and seconded by Councilmember Swenson to approve the minutes of the February 18, 2006 Legislative Worksession and the minutes of the March 13, 2006 Regular Session as presented. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson and Whalen. Voting against: none. Motion carried. Councilmember Uglem abstained from voting.
Approval of Bills (March 27, 2006) Motion	Motion by Councilmember Whalen and seconded by Councilmember Uglem to approve the bills as submitted for payment on March 27, 2006. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen. Voting against: none. Motion carried.
Announcements	Mayor Boynton made the following announcements: <ul style="list-style-type: none">• Committee-of-the-Whole meeting – Monday, April 10th at 6:00 p.m. in the Council Chambers.• City Council meeting – Monday, April 10th at 7:00 p.m. in the Council Chambers.• Public informational meeting regarding Lakeside Trail Improvement Project—Wednesday, April 5th at 7:00 p.m. in the Council Chambers.
Consent Agenda	<u>Consent Agenda</u> Councilmember Swenson requested that Item 2—Consider Purchase of 2006 Playground Equipment for West River Park, Heights Park and Emery Farm Park, be pulled from the Consent Agenda.
Consider Authorization to Proceed to Bid for Richardson Park Tennis Court Reconstruction Project Motion	Motion by Councilmember Whalen and seconded by Councilmember Uglem to support the plans and specifications for the Richardson Park tennis courts and authorize staff to proceed to bid. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen. Voting against: none. Motion carried.
Replacement of Outdoor Warning Sirens Motion	Motion by Councilmember Whalen and seconded by Councilmember Uglem to approve the purchase and installation of two Early Warning Sirens at a cost of \$27,281.65, from the Capital Improvement Program Fund, and approve Kilmer Electric as the contractor for the project. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen. Voting against: none. Motion carried.
Establish Executive Session Immediately Following the Council Meeting to Discuss Labor Negotiations Motion	Motion by Councilmember Whalen and seconded by Councilmember Uglem to establish an Executive Session immediately following the Council meeting to discuss labor negotiations and the AFSCME Union Contract. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen. Voting against: none. Motion carried.

Resolution No. 2006-46
Approving the Purchase
of Property Identified as
PID 29-120-21-43-0001
for Drainage and Utility
Purposes

Councilmember Whalen introduced the following resolution and moved its adoption:

A Resolution Approving the Purchase of Property Identified as PID 29-120-21-43-0001 for Drainage and Utility Purposes.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Uglem, and upon vote being taken thereon, the following voted in favor thereof: Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen, and the following voted against the same: no one, whereupon, said resolution was passed this 27th day of March, 2006.

Authorization to Proceed
to Design Development
and Construction
Documents for Municipal
Facilities Expansion
Project
Motion

Motion by Councilmember Whalen and seconded by Councilmember Uglem to authorize Buetow and Associates to proceed to the Design Development and Construction Document phases of the project as outlined above. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen. Voting against: none. Motion carried.

Proclamation Designating
April as Child Abuse
Prevention Month

Councilmember Whalen introduced the following proclamation and moved its adoption:

A Proclamation Designating April as Child Abuse Prevention Month.

The motion for the adoption of the foregoing proclamation was duly seconded by Councilmember Uglem, and upon vote being taken thereon, the following voted in favor thereof: Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen, and the following voted against the same: no one, whereupon, said proclamation was passed this 27th day of March, 2006.

Establish Date for
Volunteer Appreciation
Dinner
Motion

Motion by Councilmember Whalen and seconded by Councilmember Uglem to establish May 4th as the date for the Volunteer Appreciation event and approve the necessary funds, including the cost of gift certificates for Police Reserve Officers, to be awarded November 2006 at the Police event. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen. Voting against: none. Motion carried.

Consider Purchase of
2006 Playground
Equipment for West
River, Heights, and Emery
Farms Parks

Councilmember Swenson asked if the equipment has already been picked out and if so who made the selection.

The Parks and Public Works Director explained that the process that has been used for the past three or four years is that proposals are sent to seven contractors, and once the proposals have been sent back to the City, the City grades and ranks each proposal. The proposals are presented to the Parks and Recreation Commission and the neighborhoods are invited to attend those meetings. The Parks and Recreation Commission approves one proposal and staff then puts that proposal out for bids. The City Council ultimately approves the bids.

Motion

Motion by Councilmember Swenson and seconded by Councilmember Whalen to award playground equipment bids as outlined in the staff report. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen. Voting against: none. Motion carried.

Presentation of Police
Department's Lifesaving
Award to Officer Dan
Irish

Special Presentations

The Police Chief stated that the Champlin Police Department's Lifesaving Award may be awarded to a member of the Champlin Police Department who performs a lifesaving act under situations other than combat conditions.

On December 20, 2005, at approximately 11:30 p.m., Dayton Police Officer Mike Johnson was dispatched to 13541 Evergreen Lane on a medical involving a male with a heart condition. Champlin Officer Dan Irish also responded to assist the Dayton Officer. Officers arrived and proceeded into the residence where Mrs. Daun was upstairs performing CPR on her husband. Officer Johnson checked for pulse and breathing, finding none Officer Irish began chest compressions as Officer Johnson maintained an airway and administered oxygen.

Dayton Fire Rescue personnel arrived and assisted with lifesaving efforts resulting in restoring Mr. Daun's breathing and circulation on his own. Mr. Daun was transported by ambulance to the hospital.

Mr. Daun has since returned home and is doing well.

It is recommended that the City Council recognize the life saving efforts of Officer Dan Irish by presenting him with the Champlin Police Department's Lifesaving Award.

Mayor Boynton, the City Administrator and the Police Chief awarded Officer Dan Irish the Lifesaving Award and congratulated him.

Open Forum

Rental Housing Issues on Saratoga Lane

Sherry Sampson, 13065 Saratoga Lane, noted that there has been reference made in the past to funding a Livable Housing Officer and she has heard that position may no longer be in the budget.

The City Administrator clarified that as part of the 2006 budget the City Council authorized the hiring of a 26th Officer and the City Council will consider the possibility of making that part of the new officer's responsibilities.

Ms. Sampson asked if crime-free, drug-free housing would be part of that program. This would mean an addendum could be attached to leases that are a zero-tolerance policy and it puts an end to drug houses.

Mayor Boynton noted that the landlord association worked with that policy when it first came out and now it is probably a good time to revisit that policy.

Ms. Sampson stated she would like to go back to having property ownership meetings. She thanked the Council for addressing her concerns so far.

Public Hearings

Resolution No. 2006-47 Giving Preliminary Approval for the Issuance of General Obligation Capital Improvement Plan Bonds in an Amount not to Exceed \$5.75 Million and Adopting a Modification to the 2006-2010 Capital Improvement Plan for the Proposed Municipal Facilities Expansion Project

The City Administrator reported that pursuant to Minnesota Statutes, Section 475.521, the City may issue bonds to finance capital expenditures after a public hearing has been held and the public has been provided the opportunity to comment. It is the City's intention to issue general obligation capital improvement plan bonds for the Municipal Facilities Expansion Project.

Staff is proposing to use general obligation capital improvement plan bonds for the project. Because the final project costs will not be available until after the formal bid process, the Council will need to establish a not to exceed amount for the public hearing.

The City's Bond Counsel is recommending that we add \$1 million to the proposed bonding amount (not to exceed \$5.75 million) to cover any alternates (additions) the Council may consider as part of the final project authorization. This allows the City Council to keep all options open until final action is taken on the project.

It is recommended that the City Council approve the attached resolution giving preliminary approval for the issuance of the City's General Obligation Capital Improvement Plan Bonds and adopting a modification to the City's Capital Improvement Plan (2006-2010) for the purposes of financing a portion of the Municipal Facilities Expansion Project.

Public Hearing

Mayor Boynton opened the public hearing at 7:21 p.m. No one was present for the public hearing. Councilmember Whalen presented a letter from Peter Peterson, 315 French Lake Road, in opposition to the project.

Motion

Motion by Councilmember Uglem and seconded by Councilmember Whalen to close the public hearing at 7:21 p.m. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen. Voting against: none. Motion carried.

Resolution No. 2006-47

Councilmember Whalen introduced the following resolution and moved its adoption:

A Resolution Giving Preliminary Approval for the Issuance of the City's General Obligation Capital Improvement Plan Bonds in an Amount not to Exceed \$5,750,000 and Adopting a Modification to the City of Champlin Minnesota Capital Improvement Plan of 2006 Through 2010 Therefore.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Uglem, and upon vote being taken thereon, the following voted in favor thereof: Mayor Boynton,

Councilmembers Payer, Swenson, Uglem and Whalen, and the following voted against the same: no one, whereupon, said resolution was passed this 27th day of March, 2006.

New Business

Resolution No. 2006-48
Approving the Final Plat
for Nokomis Pass,
Resolution No. 2006-49
Approving the Final
Planned Unit
Development Plan for
Nokomis Pass, Waive
First Reading and Second
Reading and Adoption of
Ordinance No. 620
Amending the Zoning
Map Relative to Property
Known as Nokomis Pass:
Sunstar Developers of
Anoka, LLC (Project
2006-09)

The Deputy City Administrator explained that on February 13, 2006, the City Council unanimously approved preliminary plans for Nokomis Pass, a 30-lot single family residential subdivision totaling 14 acres located just north of 109th Avenue North and east of Oxbow Park. As recommended by Council, plans now include 29 lots with the elimination of one lot along the northern boundary of the subdivision.

To move forward with the project, Sunstar Developers requests final development approvals including second reading of a rezoning/final planned unit development plan and final plat. Sunstar also requests the City Council consider some form of relief due to the "significant financial burden" of eliminating the lot as directed at preliminary plat. It should be noted that all conditions of approval recommended by staff and the Planning Commission are consistent with the City's Subdivision Ordinance.

Dan Mundt, a general partner in Sunstar Developers, indicated he appreciated the opportunity to explain his concerns. He worked on a plan with staff over the last six months and the plan was reworked several times. The plan was revised every time they were given feedback and they made a lot of concessions in this process, but he would like to make this a nice executive neighborhood. Originally they had come in with a plan for 80-foot wide lots and then the lots went to 90-feet in width. The changes have resulted in a 50% reduction of the net value for the project. The lots are already wider than the lots he is building elsewhere.

The City Attorney commented that he is concerned about the Council's discretionary ability to waive park fees and he is not sure it can be done without changing the ordinance.

Mr. Mundt added that changing this from a standard development to a PUD made the process drag out for months and months. He did not know park dedication fees went up in the mean time. The fees can be reduced with a PUD.

The City Attorney reiterated that the park dedication ordinance language applies to subdivisions and PUD's.

Councilmember Swenson stated he has some questions that residents had asked him to clarify at the meeting. He asked if there is an ordinance that requires a trail be installed on Lot #7 on West River Road. The neighbors believe there is an ordinance in place.

The Deputy City Administrator indicated that there is no requirement for a trail but the City would ask for an easement if the lot was on the trail plan. This location is on the master trail plan.

The City Attorney added that the ordinance does allow the park dedication to be land, cash or a combination thereof. The Council could look at the value of land given for an easement and the old fee might apply.

The City Attorney asked for clarification as to why a reduction in the park fees is being requested rather than a reduction in other fees.

Mr. Mundt stated it was because he was giving up land for a trail easement but he does not really care which fees are reduced.

Councilmember Swenson asked why a variance was granted for Lot 6.

The Deputy City Administrator stated it was because the lot width was a little narrower on this lot.

Councilmember Swenson asked if a water study had been done in this area because some of the lots in Bridal Pass are really low.

The Senior Engineering Technician responded that staff is requiring that the pond in the northwest corner of the development be made bigger. The emergency overflows will direct water to the north and west to the Oxbow wetland. The site will be designed to ensure that the existing homes by the pond are safe from flooding.

Councilmember Swenson asked if the square footage from the lot that was required to be removed was added to the pond or to the lots.

Mr. Mundt indicated that the language from the Council was to remove a lot on the north end of the development and this was the best proposal. The pond size was increased and the lot sizes were increased.

Councilmember Swenson asked if there was an ordinance in place that called for a traffic study as there is a concern about increased traffic in this area.

The Deputy City Administrator explained that staff deals with a lot of subdivisions and when staff does not have enough expertise in-house they ask the Council to hire someone to help. In this case, the traffic study was handled in-house. This is not a high traffic development and the City's Engineering Department looked at ingress and egress and it was determined that additional lanes were not needed.

Councilmember Swenson asked if the tree replacement plan had changed as there seems to be a big difference between this plan and the plan they saw last time.

The Deputy City Administrator stated there should be no discrepancy between the plans.

Councilmember Uglem commented that he understands the developer could have come in with a standard subdivision and that with this plan the City is getting more tree preservation and landscaping than it would with a standard development. The City is also getting other amenities with the PUD and he would like to see a compromise on this situation, keeping in mind that density is an issue.

Councilmember Whalen asked if the easement lined up with lots in the Bridal Pass neighborhood.

The Parks and Public Works Director stated it does not line up with those lots.

Councilmember Whalen commented that was the intent of their motion at the last meeting.

Councilmember Swenson added that there are not really any good spots for a trail easement in the Bridal Pass neighborhood.

The City Administrator explained that this is an infill project and there needs to be some compromises to make this work. All of the requirements that are imposed on the developer are consistent with the subdivision ordinances. It is not uncommon for a project to roll over from one year to the next. There has never been a time when the Council reduced a developer's fees because the developer is not making the money that they want on the project.

Councilmember Whalen added that the point in eliminating the lot was to line up the trail with the Bridal Pass lots. If this cannot happen then there is no need to eliminate a lot.

Councilmember Payer stated he is not necessarily willing to give up the trail easement because the location of a trail does not look promising. He is adamantly opposed to the fee reduction as it is going completely opposite of what has been done in the past. He would entertain using last year's fees at the most. He does not like the threats and if the developer has to walk away from this as a business decision that is his choice. He does not want to set a precedent here.

Councilmember Swenson reiterated that there is probably no way to ever get a trail through to the Bridal Pass neighborhood.

Mayor Boynton stated the Council was trying to make the development fit in better with the back of the Bridal Pass neighborhood. Now the Council sees that an easement may not work so he's not sure he would require a trail easement at this point. He is not a fan of arbitrarily reducing the fees but he would be open to rolling back the fees based on the requests made by the City Council.

Councilmember Whalen asked if the Council would consider going back to 16 lots.

Mayor Boynton stated he would not support that as the reduction of the number of lots had nothing to do

with the easement that had been requested.

Mr. Mundt reiterated that he has worked with the City on this project and he did compromise on certain things. He does not think his effort should be overlooked. He cannot explain the viability of the project enough. The City Planner asked him to put the numbers in a letter. There is not one extra dollar of value he can get from having larger lots. A lot of subdivisions work this way around cul-de-sacs.

Councilmember Payer moved the approval of the items with the change to condition 15 of the plat that should indicate that last year's park dedication fees should be used for the plat, and the elimination of condition 18 in the plat that requires the trail easement.

Resolution No. 2006-48

Councilmember Payer introduced the following resolution and moved its adoption:

A Resolution Approving the Final Plat for Nokomis Pass.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Uglem, and upon vote being taken thereon, the following voted in favor thereof: Mayor Boynton, Councilmembers Payer, Swenson and Uglem, and the following voted against the same: Councilmember Whalen, whereupon, said resolution was passed this 27th day of March, 2006.

Resolution No. 2006-49

Councilmember Payer introduced the following resolution and moved its adoption:

A Resolution Approving the Final Planned Unit Development Plan for Nokomis Pass.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Uglem, and upon vote being taken thereon, the following voted in favor thereof: Mayor Boynton, Councilmembers Payer, Swenson and Uglem, and the following voted against the same: Councilmember Whalen, whereupon, said resolution was passed this 27th day of March, 2006.

Ordinance No. 620
Amending the City of
Champlin Zoning Map
Relative to Property
Known as Nokomis Pass

Motion by Councilmember Payer to waive first reading, conduct second reading and adopt:

Ordinance No. 620 Amending the City of Champlin Zoning Map Relative to Property Known as Nokomis Pass.

The motion for the adoption of the foregoing ordinance was duly seconded by Councilmember Uglem, and upon vote being taken thereon, the following voted in favor thereof: Mayor Boynton, Councilmembers Payer, Swenson and Uglem, and the following voted against the same: Councilmember Whalen, whereupon, said resolution was passed this 27th day of March, 2006.

Consider Site Location for
Champlin's Youth Skate
Park

The Parks and Public Works Director reported that the Parks and Recreation Commission created a Youth Skate Park Work Group in 2005 to review the issues regarding bringing a youth skate park to Champlin. The Commission reviewed a report developed by the Work Group and recommended the City pursue a skate park. In October of 2005, the City Council reviewed the recommendation of the Commission and directed staff to prepare a more detailed plan that would include:

- location alternatives
- equipment & construction costs
- funding sources

The Parks and Recreation Commission met on Tuesday, March 14, 2006 to review the necessary information and is recommending the Council consider Andrews Park as the location for the youth skate park.

Criteria to be used to evaluate sites included:

1. Area large enough to support up to a 100' x 200' skate park
2. Easy access to the area with off street parking (desirable)
3. A "reasonable" buffer or distance from residential homes
4. Located somewhat central in the community
5. Area that is "visible" so that passersby can see what's going on to help deter inappropriate behavior

The recommended locations are in order as follows:

1. Andrews Park
2. Ice Forum
3. Northland Park

The funding source for this project is the Park Reserve Fund for which we have budgeted \$90,000 to complete this project. We have also applied for a grant from the Tony Hawk Foundation which awards grants to communities that build skate parks. The grant we applied for is for funding of up to \$20,000 and they will review our application in the month of April, with notification to follow.

It is recommended that the Council support the location of Andrews Park for the proposed youth skate park and direct staff to receive quotes for the site work and requests for proposals for the equipment and bring the information back to the Council after all information has been gathered.

Councilmember Swenson stated he does not like Andrews Park as a location. It is too far off the road and there is already enough activity in Andrews Park. He sees this location as being a real problem at night and he would favor a site that is much more visible.

Councilmember Payer noted that in general he shares the same concerns. This is his ward and some of the residents are concerned about the amount of traffic in the area. The Police Department does not put enough emphasis on this area. There is a tree buffer on the north and west side and that buffer would block the view of the Police cars that drive by. He is also concerned that this would be a place for loitering. He likes the Northland Park site as there is more visibility. When he looked at the park in Anoka it did not appear as though it would be difficult to move the equipment and he wondered if the equipment could be put in a hockey rink. The rink would have to be paved and the equipment could be moved in the winter.

Councilmember Uglem stated he was also leaning towards the Northland Park location.

Brian Petschl, Representing the Parks and Recreation Commission, explained that the Commission had criteria to use when picking a site and Andrews Park met those criteria.

Councilmember Whalen indicated she has always been willing to look at alternatives but she has never been sold on providing a skate park. The last two special things that they did at Andrews Park did not work. She thinks Northland Park is a better site based on the visibility criteria. She thinks there is an opportunity to pave a hockey rink and use the site year round.

Councilmember Payer suggested paving a rink and having a rollerblade track on the outside.

Councilmember Swenson noted he does not think a black top would hold ice in the winter.

Councilmember Uglem added that Northland Park is a good location and visibility is huge. This site is centrally located.

Mayor Boynton stated it is the consensus of the Council to have the Parks and Recreation Director evaluate Northland Park as a location for a skate park and come back with a proposal. He suggested that paving ice rinks with concrete, to best hold the ice, be considered.

Administrative Presentations

The Parks and Public Works Director made a power point presentation on the proposed Woodlawn Park Master Plan. The presentation included such information as Master Plan components, park usage, current recreational building information, parking improvements, outdoor skating, lighting improvements and budget.

The following is recommended by staff:

- Move forward with the solicitation of professional services to develop plans to remodel the existing building. The goal would be to have a remodeled building in time for the 2006-07 skating season.

- Move forward with solicitation of professional services to develop plans and specifications to construct a parking lot and provide a grading plan. The goal would be to have a paved parking lot in time for the 2006-07 skating season.
- Move forward with locating a permanent hockey rink at Woodlawn Park to be constructed by staff this fall. This work would also include improving site grading and drainage.
- Move forward with developing plans to provide improved lighting in the skating area and parking lot area.

Councilmember Swenson stated the City should never let a building get this run down. He wondered if staff ever considered using a portable house in this location.

The Parks and Public Works Director stated he would guess that the City spends a couple of thousand dollars a winter for the portable structure that it uses now.

Councilmember Swenson noted the portable structure seems to be an inexpensive option if the building is only being used as a warming house.

Councilmember Payer commented he likes the picnic shelter overhang as that type of structure is lacking in the City. The City should start to consider passive uses for the parks as well as active uses. He likes the renovation concept and he suggested putting a door on both ends of the warming house. Cost is always an issue but in general he likes the plan a lot. The only issue he has is that this park is really close to another park that the City just made a huge investment in.

The Parks and Public Works Director stated the goal is to do the work over the course of the next construction season.

Councilmember Uglem commented that he liked the layout of the park as it provides something for everybody. He thinks remodeling the existing building is a viable alternative and he hopes the City can get this done this year. It is in the budget.

Councilmember Whalen added that she thinks the layout is good and she likes expanding the warming house. She suggested staff look at the new facility in Wayzata for design ideas. She is more comfortable with having the overhang on the shelter closer to the parking area because she sees this as a hangout location. She would like to see this done in one year. She likes having a door at either end of the warming house. The building is still needed for the pump house.

Councilmember Swenson stated he likes the plan too but questions the location of the picnic area.

The Parks and Public Works Director stated he would look at options.

Councilmember Payer suggested that when staff looks for consultants they try to get the most bang for the buck out of design.

Motion by Councilmember Uglem and seconded by Councilmember Whalen to move forward with the solicitation of professional services to develop plans to remodel the existing building and to develop plans and specifications to construct a parking lot and provide a grading plan. Voting in favor were Mayor Boynton, Councilmembers Payer, Swenson, Uglem and Whalen. Voting against: none. Motion carried.

Adjourn

The Champlin City Council adjourned the regular meeting at 9:00 p.m.

Julia Whalen, Mayor Pro Tem

Attest:

Roberta Colotti, City Clerk