

## OFFICIAL PROCEEDINGS

Pursuant to due call and notice thereof, the regularly scheduled meeting of the Spring Lake Park City Council was held on November 4, 2019 at the Spring Lake Park Community Center, 1301 81st Avenue N.E., at 7:00 P.M.

### 1. Call to Order

Mayor Nelson called the meeting to order at 7:00 P.M.

### 2. Roll Call

Members Present: Councilmembers Wendling, Delfs, Goodboe-Bisschoff, Dircks and Mayor Nelson

Members Absent: None

Staff Present: Police Chief Ebeltoft; Public Works Director Randall; Building Inspector Baker; Attorney Thames; Parks and Recreation Director Okey; Administrator Buchholtz and Executive Assistant Gooden

Visitors: John Tolson, 830 81<sup>st</sup> Avenue NE  
Phil Hoey, Hy-Vee

### 3. Pledge of Allegiance

### 4. Additions or Corrections to Agenda

Administrator Buchholtz requested that Item 11A. Approve Anoka County Agreement for Residential Recycling Program 2020 – Select Committee on Recycling and Environment (SCORE) be tabled until the November 18, 2019 City Council meeting.

### 5. Discussion From The Floor - None

### 6. Consent Agenda:

Mayor Nelson reviewed the following Consent Agenda items:

- A. Approval of Minutes – October 21, 2019
- B. Budget to Date (September) / Statement of Fund Balance
- C. Proclamation – Domestic Violence Month – October 2019
- D. Right of Way Application – Xcel Energy
- E. City Administrator Performance Evaluation Statement
- F. MNSPECT Spring Lake Park Billing – October 2019
- G. Contractor's Licenses
- H. Sign Permit
- I. Correspondence

MOTION BY COUNCILMEMBER WENDLING TO APPROVE THE CONSENT AGENDA. ROLL CALL VOTE: ALL AYES. MOTION CARRIED.

## 7. Public Works Report

Public Works Director Randall reported that the Public Works Department has been collecting garbage and recycling in the parks on a daily basis. He reported that the Department removed the fountain from Triangle Park and have blown out all the sprinkler lines for the winter as well as finishing patching the streets. He stated that street sweeping will start on November 6, 2019, weather dependent, and will take approximately one week to complete.

Mr. Randall reported that the sewer lining project is taking place and completion should be within the next week. He reported that the Department has been working on preparing the equipment for the winter season and have checked and drained the fire hydrants for the winter.

Mr. Randall reported that he met with the League of Minnesota Cities regarding the insurance claim from the chlorine leak at the Arthur Street Water Treatment plant.

Councilmember Goodboe-Bisschoff inquired on the dollar amount of the insurance claim. Mr. Randall reported that he estimated the claim to be \$275,000 since there will be repairs to the control panels, electrical outlets and various pieces of equipment.

## 8. Ordinances And/Or Resolutions

### A. Approval of Ordinance 458, Amending Ordinance No. 440, An Ordinance Amending The Official Zoning Map Of The City of Spring Lake Park And Creating A New Planned Unit Development District

Administrator Buchholtz reported that Hy-Vee has made application with the City of Spring Lake Park for an amendment to their PUD ordinance to permit a 60 foot-pylon sign at the northwest corner of the property. He stated that the PUD ordinance restrict signage height to City Code standard, which is 25 feet in height. He stated that Hy-Vee is stating that due to the elevation of the land, existing site tree/vegetation, the County Highway 10 overpass in the area, and the proportion of the site in comparison to the sign, a 60-foot sign is warranted. He stated that Hy-Vee also requested the ability to place signage on the pillars of the "Aisles Online" canopy.

Administrator Buchholtz stated that staff did not feel these proposed changes fell within the administrative authority granted under Ordinance 440, and requested a formal application from Hy-Vee for Planning Commission/City Council discussion and action.

Administrator Buchholtz reported that the Planning Commission held a public hearing on the application. He stated that the City Planner has recommended an increase in the height of the pylon sign to 35 feet. He reported that the Planner also recommended denial of the pillar signage, noting that it was unacceptable and not in keeping with the overall tasteful design of the whole site and building. He stated that hearing no comments from the general public, the Planning Commission accepted the City Planner's recommendation.

Administrator Buchholtz reported that there was significant discussion about setting a precedent to other property owners to challenge the height of the sign. He stated that staff expressed its opinion that Hy-Vee is one-of-a-kind project and parcel in the City, governed by a specific PUD ordinance and that the proposed amendment would not set a precedent.

Councilmember Wendling inquired as to how far from the highway, entrances and exits the sign would be. Administrator Buchholtz reported that the sign would be placed within the Department of Transportation standards for safe placement of the sign.

Mayor Nelson inquired on the safety of the height of the sign should it ever fall down or onto traffic on the highway. Chief Ebeltoft stated that he had not viewed the plans or specifications. Administrator Buchholtz stated that the foundation of the of the sign is very large. Phil Hoey, Hy-Vee, stated that the sign footing is over 20 feet into ground and there is no chance of the sign falling over. He stated that the location of the sign would be setback from the highway and expressed that a larger, higher sign would be more beneficial than a smaller sign and the removal of existing trees on the property.

Councilmember Wendling inquired if the sign would encroach on the wetland area on the property. Administrator Buchholtz stated that the soil will be tested prior to installation.

Councilmember Wendling inquired how bright the sign would be and if it would be a dynamic sign. Mr. Hoey stated that it will not be a dynamic sign with changing graphics and will not be an overly bright sign.

Councilmember Delfs inquired on the height of the building. He stated that if the sign were 35 feet high, it would not be any higher than the actual building. Mr. Hoey stated that many Hy-Vee locations do not request a 60-foot-high sign but because the Spring Lake Park location sits lower than other buildings, he feels a taller sign would be beneficial.

Councilmember Goodboe-Bisschoff stated that the height requirement for sign in the City of Blaine is 50 feet. She noted that the height of the Legends of Spring Lake Park is 66 feet tall. She stated that she believes that Hy-Vee is a special project for Spring Lake Park and a tall sign would be beneficial.

Councilmember Dircks inquired what sign height would be needed if the trees were removed. Mr. Hovey stated that approximately 45 feet might work but a study would need to be done to see if that would be enough height.

Councilmember Goodboe-Bisschoff inquired for an explanation on the aisles online request as part of the PUD amendment. Mr. Hoey reported that there would be a small building, behind the gas station, that would allow customers to pick up their groceries that have been ordered online without going into the store. He stated that the request is to have signage on the pillars that hold the canopy for the pick-up area. He stated that the pillars would be red with white lettering. He stated that the area would allow for an easy in and out for the customers so there would be less congestion around the store.

The consensus of the Council was that they were all in agreement of the signage.

Mayor Nelson inquired on the height of the sign and if it would cause a distraction to drivers who might be looking up to read the sign. Chief Ebeltoft stated that the sign is designed to see at a distance and not necessarily to read as one is driving under it.

Councilmember Dircks inquired on the diameter of the base of the sign. Administrator Buchholtz stated that the diameter is approximately 12 feet wide and would not be a dynamic sign that changes graphics or colors.

Councilmember Dircks inquired if the amendment to the PUD would put any liability onto the City with future development sites. Attorney Thames stated that it would not and any new development would be evaluated individually.

Mr. Hoey stated that no trees would be removed from the site for the sign.

MOTION MADE BY COUNCILMEMBER DELFS TO APPROVE ORDINANCE 458, AN ORDINANCE AMENDING ORDINANCE NO. 440, AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SPRING LAKE PARK AND CREATING A NEW PLANNED UNIT DEVELOPMENT DISTRICT. ROLL CALL VOTE: ALL AYES. MOTION CARRIED.

#### 11. New Business

##### A. Approve Anoka County Agreement for Residential Recycling Program 2020

MOTION MADE BY COUNCILMEMBER DELFS TO TABLE ANOKA COUNTY AGREEMENT FOR RESIDENTIAL RECYCLING PROGRAM 2020 UNTIL NOVEMBER 18, 2019 CITY COUNCIL MEETING. ROLL CALL VOTE: ALL AYES. MOTION CARRIED.

##### B. Authorization to Purchase Snow Plow

Public Works Director Randall reported that he was seeking authorization to purchase a Boss V Snow Plow for the Parks, Sewer and Water Department. He stated that the plow will be used on the skating rinks and parking lot so that the snow can be carried farther and speeding up the snow plow operation. He reported that the plow will fit on the 2018 Chevrolet truck that he used to drive. He stated that he would like to make better use of this pickup.

Mr. Randall stated that he reviewed the State contract and found that Crysteel Equipment in Fridley is a dealer for this plow. He received a price for the plow of \$8,211.28 installed. He reported that Crysteel is six weeks out for installation and, if approved, he would like to get on the waiting list. He stated that the funds will be paid from the 2018 Equipment Replacement Certificate from the funds saved on other purchases.

Mayor Nelson inquired on the installation costs that were referenced on the invoice. Mr. Randall explained that there is a charge for the installation to the truck as well as to the subframe of the truck for the plow portion.

Administrator Buchholtz reported that the plow could also be used to plow the new Osborne Road Trail instead of the sidewalk machine being used. Mr. Randall concurred and stated that the new trail width is eight feet and the new plow would be able to make a path that would be seven feet wide.

MOTION MADE BY COUNCILMEMBER WENDLING TO APPROVE PURCHASE OF SNOW PLOW IN THE AMOUNT OF \$8,211.28. ROLL CALL VOTE: ALL AYES. MOTION CARRIED.

#### 12. Engineer's Report

Mr. Randall reported that he and Engineer Gravel staked out the clearing at the Garfield Pond project site to show where the new pipe will be placed.

#### 13. Attorney's Report - None

14. ReportsA. Beyond the Yellow Ribbon Report

Mayor Nelson reported that he has been working with Family Services and the Beyond the Yellow Ribbon committee will be hosting a toy drop off for the holidays. He stated that a drop box for toys will be placed at City Hall and other various locations throughout the City. He reported that Kraus-Hartig VFW will host "Toys For Tots" this holiday season and will have drop boxes at the VFW.

15. OtherA. Administrator Reports

Administrator Buchholtz reported that negotiations with two of the three bargaining units are complete and two tentative agreements have been reached. He reported that a retirement party was held on October 31, 2019, for former Parks and Recreation Director Rygwall and many attended.

Administrator Buchholtz reported that he and Public Works Director Randall met with the League of Minnesota Cities regarding the insurance claim for the Arthur Street Water Treatment plant and are currently in the process of preparing quotes for the repairs that the insurance claim funds will not cover.

Administrator Buchholtz reported that he attended a meeting with the Cities of Fridley, Coon Rapids, Blaine and MnDOT regarding the Trunk Highway 47 and 65 safety audits. He stated that the cities will be working with MnDOT on improvements and also with them on an application for local funds that are available to cities for improvements.

Councilmember Goodboe-Bisschoff inquired if there was any new information regarding Osborne Road improvements. Administrator Buchholtz stated that there will be another meeting with the County Engineer in December to review comments and feedback from the open house that was held earlier. He stated that there are no plans for another open house for the public.

14. Adjourn

MOTION BY COUNCILMEMBER WENDLING TO ADJOURN. VOICE VOTE: ALL AYES. MOTION CARRIED.

The meeting was adjourned at 7:48 P.M.

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Robert Nelson, Mayor

Attest:

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Daniel R. Buchholtz, Administrator, Clerk/Treasurer