



Approved: July 25, 2016

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**CITY OF ARDEN HILLS, MINNESOTA  
REGULAR CITY COUNCIL MEETING  
JULY 11, 2016  
7:00 P.M. - ARDEN HILLS CITY COUNCIL CHAMBERS**

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**CALL TO ORDER/ROLL CALL**

Pursuant to due call and notice thereof, Mayor David Grant called to order the regular City Council meeting at 7:00 p.m.

**Present:** Mayor David Grant, Councilmembers Brenda Holden, Fran Holmes, Dave McClung and Jonathan Wicklund

**Absent:** None

**Also present:** Interim City Administrator and Director of Finance and Administrative Services Sue Iverson; Acting Public Works Director John Anderson; City Planner Ryan Streff; Senior Planner Matthew Bachler; City Attorney Joel Jamnik; and City Clerk Julie Hanson

**PLEDGE OF ALLEGIANCE**

**1. APPROVAL OF AGENDA**

Mayor Grant requested Items 5C and 5E be pulled from the Consent Calendar.

**MOTION:** Councilmember Holden moved and Councilmember Holmes seconded a motion to approve the meeting agenda as amended. The motion carried unanimously (5-0).

**2. PUBLIC INQUIRIES/INFORMATIONAL**

None.

**3. STAFF COMMENTS**

A. Rice Creek Commons (TCAAP) and Joint Development Authority (JDA) Update

**Interim City Administrator and Director of Finance and Administrative Services Iverson** stated there was no update at this time due to the Fourth of July holiday and vacation schedules, so no meetings were held.

B. Transportation Update

**Acting Public Works Director Anderson** reported the southbound lanes have been poured for the Lexington Avenue and County Road F project. He indicated the contractor would be transferring traffic onto these lanes on July 12. Work would begin on the northbound lanes later this week.

**Acting Public Works Director Anderson** stated the I-35W mill and overlay project was ongoing with evening closures for some shoulder paving. He indicated the bulk of the work for this project would be completed on two weekends, July 15-17 and July 29-31.

**Acting Public Works Director Anderson** explained the County Road E2 bridge work was progressing well. He anticipated the decking would be poured tomorrow and the ramps on the west side would remain closed.

**Acting Public Works Director Anderson** indicated work continues on County Road H, both the bridge and County Road H/County Road 10 intersection.

**Acting Public Works Director Anderson** commented a major storm occurred on July 5 and there were trees down and wide spread power outages. He stated a citywide sweeping was conducted to clear debris from the streets. He encouraged residents to bring their tree limb debris to the Ramsey County drop off site.

4. APPROVAL OF MINUTES

- A. June 13, 2016, Regular City Council
- B. June 20, 2016, City Council Work Session

**MOTION: Councilmember Holden moved and Councilmember Holmes seconded a motion to approve the June 13, 2016, Regular City Council meeting minutes; and June 20, 2016, City Council Work Session meeting minutes as presented. The motion carried unanimously (5-0).**

5. CONSENT CALENDAR

- A. Motion to Approve Consent Agenda Item - Claims and Payroll
- B. Motion to Approve Resolution 2016-024 – Planning Case 16-013 – CUP Amendment Agreement – Mounds View High School – 1900 Lake Valentine Road
- ~~C. Accept Proposal for Sanitary Sewer Repair~~
- D. Motion to Accept Proposal for Soil Borings at Johanna Marsh Tennis Court
- ~~E. Accept Proposal for Water Valve Replacement~~
- F. Motion to Approve Authorization to Appoint Jolene Trauba as Deputy Clerk and Authorization to Advertise for Customer Service Specialist

**MOTION:** Councilmember Holden moved and Councilmember Holmes seconded a motion to approve the Consent Calendar as presented and to authorize execution of all necessary documents contained therein. The motion carried unanimously (5-0).

**6. PULLED CONSENT ITEMS**

**A. Accept Proposal for Sanitary Sewer Repair**

**Mayor Grant** stated he pulled this item from the Consent Calendar and discussed the cost of the project, which totaled \$54,480. He appreciated the fact that staff received two bids for this project as it would save the City approximately 25% for this project.

**MOTION:** Mayor Grant moved and Councilmember Holden seconded a motion to Accept Proposal for Sanitary Sewer Repair. The motion carried (5-0).

**B. Accept Proposal for Water Valve Replacement**

**Mayor Grant** thanked staff for receiving two bids for this project and noted the cost savings that would be received by the City.

**MOTION:** Mayor Grant moved and Councilmember Holden seconded a motion to Accept Proposal for Water Valve Replacement. The motion carried (5-0).

**7. PUBLIC HEARINGS**

**A. TCAAP Development Discussion Opportunity for Residents**

**Mayor Grant** stated under the Public Hearing section, citizens would have an opportunity to discuss ideas regarding the TCAAP development.

**Mayor Grant** opened the public hearing at 7:11 p.m.

With no one coming forward to speak, Mayor Grant closed the public hearing at 7:12 p.m.

**B. Approve Resolution 2016-023 – Order of Abatement at 3736 Brighton Way South**

**Senior Planner Bachler** stated due to a complaint, staff inspected 3763 Brighton Way South on June 6, 2016. Staff noted excessive vegetation growth and the accumulation of tree branches, and determined that the property was in violation of the following subsections of City Code Section 602.02 Public Nuisance Affecting Health:

- Subd. 6. All noxious weeds and other growths of vegetation upon public or private property in excess of eight (8) inches.

- Subd. 9. Accumulation of manure, tree branches, cut trees, grass clippings, bottles, rubbish, trash, refuse, junk and other abandoned materials, metals including aluminum or tin cans, or lumber.

**Senior Planner Bachler** explained following its initial inspection, staff sent a letter to the property owner giving them one week to correct the issues. A follow-up inspection on June 23, 2016, found the violations on the property to persist.

**Senior Planner Bachler** reported that in accordance with the City's accelerated abatement procedures in Section 602.07 of the City Code, a letter was mailed to the property owner on June 24, 2016. Based on the accelerated abatement procedures, the property owner has seven working days to abate the nuisance, which was by July 6, 2016.

**Senior Planner Bachler** noted that staff completed an inspection of the property in the afternoon of July 11, 2016. The excessive vegetation growth on the property had been addressed. The debris pile in the rear yard was still present; however, he explained that a revised version of the Resolution had been distributed to the Councilmembers prior to the meeting, ordering accelerated abatement only for the debris pile on the property.

**Senior Planner Bachler** stated due to the reoccurring nature of these types of violations, staff is requesting the City Council issue an order for abatement of the property and to continue the abatement order for a two-year period. The two-year period would expire on July 11, 2018. The property owner has seven days from the Council's order to complete the work before the City can have the work completed.

**Senior Planner Bachler** explained an abatement order allows the City to hire a contractor to complete the work on the property and charge the cost back to the property owner. The charge is 125 percent of the cost of the work plus administrative costs. If the charges are not paid, the charge will be certified against the property for collection with the property taxes.

**Senior Planner Bachler** commented that if the same violation reoccurs within two years of the Council's order, staff could order abatement without an additional Council hearing or action. A letter would be sent to the property owner ordering future violations to be resolved within seven working days. If the violation is not resolved, staff can order the abatement and charge the expense back to the property owner. Prior to any action, the Council must provide a hearing for the property owner. The property owner was notified of the hearing in conformance with the City Code. Staff recommended the Council hold a public hearing and adopt a Resolution ordering the accelerated nuisance abatement at 3736 Brighton Way South for excessive vegetation growth and the accumulation of debris not in compliance with City regulations.

**Mayor Grant** opened the public hearing at 7:17 p.m.

With no one coming forward to speak, Mayor Grant closed the public hearing at 7:17 p.m.

**Mayor Grant** noted this was not the first abatement procedure for this property. He asked if the Council had any questions for staff.

**Councilmember Holden** questioned if the grass clippings could be removed from the driveway.

**Senior Planner Bachler** was uncertain how grass clippings were addressed within City Code. This issue could be brought to the City's Code Enforcement Officer for further consideration.

**Councilmember Holden** asked when the property owner would be assessed for the abatement work.

**City Attorney Jamnik** advised the property would be assessed at the end of the year.

**MOTION:** **Councilmember Holden moved and Councilmember Holmes seconded a motion to approve Resolution 2016-023 ordering accelerated nuisance abatement at 3736 Brighton Way South for the accumulation of debris not in compliance with City regulations. The motion carried (5-0).**

## 8. NEW BUSINESS

### A. Off Leash Dog Park Area at Perry Park

**Acting Public Works Director Anderson** stated one of the work items that the PTRC presented to the City Council at the April 18, 2016, work session was input on the possibility of the Committee working on researching an off leash dog area in Perry Park. The PTRC discussed this idea and staff had obtained fencing quotes for modifications to the Perry Park No. 4 ballfield. Staff had initially discussed creating the dog park at Perry Park in the hockey rink much like the dog park at Hazelnut Park. The PTRC investigated the possibility of converting Perry Park No. 4 ballfield into a dog park. The existing fencing on this ballfield provides the bulk of the containment needed to establish this area as a dog park.

**Acting Public Works Director Anderson** reported there are a number of openings in the fence that can be closed off, such as the dugout entrances and the gaps at the outfield fence. Additionally, a staging area is needed at the entrance with a double gate to allow owners to bring their dog to the fenced staging area and remove their dog's leash. The fencing improvements also include some maintenance to the existing fence where the bottom edges have curled up and are no longer close to the ground. The modifications to the fencing would allow for easy conversion back to a ballfield if the demand returns for use of a little league field. Currently, there is no use of this field programmed and it has not been used for two years due to a decline in the popularity of little league baseball programs. This field is not adequate for softball games due to the geometry of its construction. This field does have some drainage issues and is inundated with water from time to time depending on the weather.

**Acting Public Works Director Anderson** explained operation of this dog park would be the same as at Hazelnut Park:

Season of Operation – May 1 to November 1

Hours of Operation – 30 minutes before sunrise to 30 minutes after sunset

**Acting Public Works Director Anderson** stated suggested rules are as follows:

1. Keep your dog in sight and under voice control at all times.
2. Clean up and dispose of feces left by your dog in the provided barrels. Owners must have a bag for removal of feces.
3. Dogs must be licensed and vaccinated.
4. No aggressive dogs allowed. If your dog becomes unruly or plays rough, leash it and leave immediately.
5. Female dogs in heat and dogs under the age of four months are prohibited.
6. Use at your own risk. Owners are responsible and liable for the actions and behavior of their dogs at all times.
7. Users are limited to three dogs per visit.
8. It is recommended that children be supervised by a parent or guardian.
9. Dogs must be on a leash unless in Off Leash Dog Area boundaries.
10. All other City Park rules apply.

**Acting Public Works Director Anderson** reported staff currently mows grass in this field and would continue to do so although the frequency may increase if there is an active use. With no programmed use of the field, mowing is currently less frequent in this field than the other fields at Perry Park. Staff obtained two quotes for fence modifications and Century Fence was the lowest at \$4,100. City staff has worked with Century Fence previously and had no problems with the quality of their work. Their schedule currently allows for construction in the month of July, which should allow this area to be open for Arden Hills' Bark and Rec day which is planned for July 30.

**Councilmember Holden** asked if the City would have only one dog park.

**Acting Public Works Director Anderson** explained the intention was to maintain two dog parks and gauge the level of use on each.

**Councilmember Holden** was surprised that PTRC was proposing to have another dog park and that the Council was not addressed for input.

**Councilmember Holmes** stated this matter was discussed at a joint worksession with the PTRC. She commented on the declining use of the softball and baseball fields.

Discussion ensued regarding the growing need for soccer and lacrosse fields.

**Councilmember Wicklund** inquired if this was a budgeted expense for 2016.

**Acting Public Works Director Anderson** reported the dog park was not a budgeted expense but maintenance of the fence is in the park maintenance budget.

**Councilmember Wicklund** asked if there was a high demand for dog parks in Arden Hills.

**Acting Public Works Director Anderson** stated dog parks are growing in popularity. He did not have any numbers as to the percentage of dog owners in Arden Hills.

**Councilmember Holden** believed that the ice rink at Hazelnut Park was a great dog park for small to medium sized dogs. However, this was not a great fit for larger dogs.

**MOTION:** Councilmember McClung moved and Councilmember Holmes seconded a motion to accept proposal from Century Fence for \$4,100 to modify fencing at Perry Park No. 4 ballfield for use as a dog park.

**Mayor Grant** explained that a portion of the fence expense was to repair the existing infrastructure while the remainder was to add gates to the fence.

**Councilmember Holden** questioned if the field would continue to be irrigated.

**Acting Public Works Director Anderson** reported staff does try to control the amount of water on this field in order for it to be properly mowed. He anticipated that the field would not need regular watering once turned into a dog park, except for very dry conditions.

The motion carried (5-0).

## 9. UNFINISHED BUSINESS

### A. Planning Case 16-014 – Master PUD Amendment and Final PUD Phase 1 Development Agreement – Land O’Lakes – 4001 Lexington Avenue North

**City Planner Streff** stated on June 27, 2016, the City Council approved Planning Case 16-014 for a Master Planned Unit Development (PUD) Amendment and Final PUD for Phase 1 of the Land O’Lakes consolidation plan located at 4001 Lexington Avenue North. Staff requested the Council approve the Master PUD Amendment and Final PUD Phase 1 Development Agreement for Land O’Lakes.

**MOTION:** Councilmember Holden moved and Councilmember McClung seconded a motion to approve the Master Planned Unit Development (PUD) Amendment and Phase 1 Final PUD Development Agreement, based on the June 27, 2016, City Council approval of Planning Case 16-014. The motion carried (5-0).

## 10. COUNCIL COMMENTS

**Councilmember Holden** asked if the Council would be receiving information on the TCAAP communications plan.

**Interim City Administrator and Director of Finance and Administrative Services Iverson** reported Stacie Kvilvang was working on this item and information would be forwarded to the Council once available.

**Councilmember Holden** questioned if staff had contacted the railroad regarding the bridge. She was pleased by the number of bids staff received for the recent public works quotes.

**Mayor Grant** asked if staff had heard back from the Metropolitan Councilmember after the recent joint meeting.

**Interim City Administrator and Director of Finance and Administrative Services Iverson** stated she would have to speak with City Planner Streff regarding this matter and get back to the Council.

**Mayor Grant** questioned if staff had additional information available regarding the Bethel trail.

**Acting Public Works Director Anderson** commented it was his understanding the Engineering pool would be established prior to further work being conducted on the Bethel trail. He anticipated this item would be addressed in August.

**Mayor Grant** inquired if staff had looked into additional streets in the City that could be resurfaced in the same manner as Thom Drive.

**Acting Public Works Director Anderson** reported he had not had any time to devote to this matter.

**Mayor Grant** discussed an improper striping issue on County Road E that needed to be addressed by the City or County.

**Acting Public Works Director Anderson** stated he would speak with the County regarding this issue.

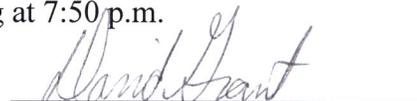
**Mayor Grant** commented on a letter he received from the League of Minnesota Cities recognizing Senator Bev Scalze for her efforts. He thanked Senator Scalze for her dedication to the City of Arden Hills.

### ADJOURN

**MOTION:** Councilmember McClung moved and Councilmember Holmes seconded a motion to adjourn. The motion carried unanimously (5-0).

**Mayor Grant** adjourned the Regular City Council Meeting at 7:50 p.m.

  
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Julie Hanson  
City Clerk

  
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David Grant  
Mayor