

REGULAR COUNCIL MEETING – AGENDA #35

If due to a disability, you need auxiliary aids or services during a City Council Meeting, please provide the City with 72 hours' notice by calling 763-493-8141 or faxing 763-493-8391.

Our Vision: Brooklyn Park, a thriving community inspiring pride where opportunities exist for all.

Our Brooklyn Park 2025 Goals:

• A united and welcoming community, strengthened by our diversity • Beautiful spaces and quality infrastructure make Brooklyn Park a unique destination • A balanced economic environment that empowers businesses and people to thrive • People of all ages have what they need to feel healthy and safe • Partnerships that increase racial and economic equity empower residents and neighborhoods to prosper • Effective and engaging government recognized as a leader

I. ORGANIZATIONAL BUSINESS

1. CALL TO ORDER/ROLL CALL/PLEDGE OF ALLEGIANCE

2. PUBLIC COMMENT AND RESPONSE 7:00 p.m. Provides an opportunity for the public to address the Council on items which are not on the agenda. Public Comment will be limited to 15 minutes (*if no one is in attendance for Public Comment, the regular meeting may begin*), and it may not be used to make personal attacks, to air personality grievances, to make political endorsements or for political campaign purposes. Individuals should limit their comments to three minutes. Council Members will not enter into a dialogue with citizens. Questions from the Council will be for clarification only. Public Comment will not be used as a time for problem solving or reacting to the comments made, but rather for hearing the citizen for informational purposes only.

2A. RESPONSE TO PRIOR PUBLIC COMMENT

2B. PUBLIC COMMENT

3A. APPROVAL OF AGENDA (Items specifically identified may be removed from Consent or added elsewhere on the agenda by request of any Council Member.)

3B. PUBLIC PRESENTATIONS/PROCLAMATIONS/RECEIPT OF GENERAL COMMUNICATIONS

3B.1 Proclamation Proclaiming October 5, 2019, as the Nigerian Independence Day Celebration in the City of Brooklyn Park

A. PROCLAMATION

3B.2 Presentation of a Plaque to an Outgoing Commissioner

3B.3 Proclamation Declaring October 2019 as "Domestic Violence Awareness Month" in Brooklyn Park

A. PROCLAMATION

II. STATUTORY BUSINESS AND/OR POLICY IMPLEMENTATION

4. CONSENT (All items listed under Consent, unless removed from Consent in agenda item 3A, shall be approved by one council motion.) Consent Agenda consists of items delegated to city management or a commission but requires council action by State law, City Charter or city code. These items must conform to a council approved policy, plan, capital improvement project, ordinance or contract. In addition, meeting minutes shall be included.

4.1 Resolution Canceling 4810 General Obligation Bonds, Series 2016A that is Certified to Hennepin County for Street Reconstruction Plan Principal and Interest in the Amount of \$451,507 for Payable 2020

A. RESOLUTION

B. DEBT LEVY REQUIREMENTS SCHEDULE

4.2 Select City's Health Care Provider

A. BCBS RATE CHART

4.3 Approve Plans and Order Advertisement for Bid for 93rd Avenue/Jefferson Highway Pond Project, CIP 3712-20

- A. RESOLUTION
- B. LOCATION MAP
- C. CONSTRUCTION PLAN SHEET
- 4.4 Approve Change Order No. 1 for 2019 Watermain Rehabilitation, CIP 3001-19A
 - A. RESOLUTION
 - B. LOCATION MAP
 - C. CHANGE ORDER NO. 1
- 4.5 Approve a Tobacco Sales License for D&A Maikkula Corp dba Pixie Liquor, located at 1512 Brookdale Drive North, Brooklyn Park, MN 55444
- 4.6 Authorize Participation in Grant Program with the Metropolitan Council Environmental Services (MCES) for Reduction of Sanitary Sewer Inflow and Infiltration
 - A. RESOLUTION
 - B. MCES LETTER OF INTENT
- 4.7 Letters of Credit/Bond Releases, Escrow/Cash Bond Releases
- 4.8 Award the Contract for Lakeland Park Building Improvements to JPMI Construction
 - A. RESOLUTION
 - B. WOLD ARCHITECTS' LETTER OF RECOMMENDATION AND BID TAB
- 4.9 Approve Registered Land Survey No.____ and Approve Temporary Construction Easement and Accept Quit Claim Deed from the Target Corporation for the TH 169/101st Avenue Interchange Project, CIP 4042-19
 - A. RESOLUTION
 - B. LOCATION MAP
 - C. REGISTERED LAND SURVEY NO. _____
 - D. QUIT CLAIM DEED
 - E. TEMPORARY CONSTRUCTION EASEMENT
 - F. QUIT CLAIM AREA FIGURE
 - G. TEMPORARY EASEMENT AREA FIGURE
- 4.10 Approve Purchase Agreement for Acquisition of 8800 101st Avenue North for the TH 169/101st Avenue Interchange Project, CIP 4042-19
 - A. RESOLUTION
 - B. PURCHASE AGREEMENT
 - C. LOCATION MAP
 - D. MAY 1, 2019 WSB LETTER (OFFER TO PURCHASE AND MINIMUM COMPENSATION STUDY)
 - E. MAY 31, 2019 WSB LETTER (REPLACEMENT HOUSING PURCHASE SUPPLEMENT)
 - F. POWER OF ATTORNEY FORM
- 4.11 Approve Plans and Order Advertisement for Bid for the TH 169 / 101st Avenue Interchange Project, CIP 4042-19
 - A. RESOLUTION
 - B. LOCATION MAP
 - C. PRELIMINARY CONSTRUCTION PLANS
- 4.12 Approve a Temporary On-Sale Liquor License for the Brooklyn Park Lions Beer Tent at Hy-Vee Oktoberfest to be held October 5, 2019, at 9409 Zane Avenue North
- 4.13 Approve Purchase Agreement for Acquisition of 8832 101st Avenue North for the TH 169/101st Avenue Interchange Project, CIP 4042-19
 - A. RESOLUTION
 - B. PURCHASE AGREEMENT
 - C. LOCATION MAP
 - D. PARCEL SKETCH OF TAKING
 - E. MAY 1, 2019 WSB LETTER (OFFER TO PURCHASE AND MINIMUM COMPENSATION STUDY)
 - F. MAY 31, 2019 WSB LETTER (REPLACEMENT HOUSING PURCHASE SUPPLEMENT)
- 4.14 Accept Petition and Order a Public Hearing for the Vacation of a Street Easement
 - A. RESOLUTION
 - B. PETITION
 - C. PROPOSED EASEMENT VACATION AREA

The following items relate to the City Council's long-range policy-making responsibilities and are handled individually for appropriate debate and deliberation. (Those persons wishing to speak to any of the items listed in this section should fill out a speaker's form and give it to the City Clerk. Staff will present each item, following in which audience input is invited. Discussion will then be closed to the public and directed to the council table for action.)

5. PUBLIC HEARINGS

None

6. LAND USE ACTIONS

- 6.1 FIRST READING of an Ordinance to Amend Chapter 92, Chapter 94, and Chapter 152 of the City Code to Allow the Keeping of Chickens and Pot-Bellied Pigs
 - A. ORDINANCE
 - B. COMMUNITY ENGAGEMENT MEMO
 - C. ANIMAL FACT SHEETS
 - D. CITY COMPARISON CHART
 - E. PLANNING COMMISSION MEETING MINUTES, SEPTEMBER 11, 2019
- 6.2 Green Haven 2nd Addition (Plateau Properties LLC) – Plat #19-117 to Subdivide Existing Residential Lot into Two Lots at 7900 Mount Curve Boulevard North
 - A. RESOLUTION
 - B. LOCATION MAP
 - C. PLANNING AND ZONING INFORMATION AND PHOTOS
 - D. LETTERS FROM NEIGHBORS
 - E. PLANNING COMMISSION MINUTES
 - F. PLANS
- 6.3 Enterprise Leasing Company of Minnesota, LLC – Conditional Use Permit for a Car and Truck Rental Business at 8232 Lakeland Avenue North
 - A. RESOLUTION
 - B. LOCATION MAP
 - C. PLANNING AND ZONING INFORMATION
 - D. PLANNING COMMISSION MINUTES
 - E. PLANS
- 6.4 New Creations Daycare (Amcon Construction Company) – Site Plan Review for a Daycare with a Side Yard Setback Variance at 4500 Oak Grove Parkway
 - A. RESOLUTION
 - B. LOCATION MAP
 - C. PLANNING AND ZONING INFORMATION AND PHOTOS
 - D. PLANNING COMMISSION MINUTES
 - E. LETTERS FROM THE APPLICANT
 - F. PLANS

7. GENERAL ACTION ITEMS

- 7.1 Council Adoption of Preliminary 2020 Property Tax Levies and Preliminary 2020-2021 General Fund and Debt Service Funds Budgets
 - A. RESOLUTION APPROVING THE 2020-2021 COUNCIL PRELIMINARY GENERAL AND DEBT SERVICE FUNDS BUDGETS
 - B. RESOLUTION ADOPTING THE 2020 PRELIMINARY GENERAL AND DEBT SERVICE FUNDS NET PROPERTY TAX LEVIES AND CERTIFYING THEM TO HENNEPIN COUNTY (*THE AMOUNTS IN THE DRAFT RESOLUTION REFLECT OPTION 1 AND WILL BE REPLACED WITH THE COUNCIL-SELECTED OPTION*)
 - C. RESOLUTION ADOPTING A PRELIMINARY SPECIAL BENEFIT HRA TAX LEVY AND A PRELIMINARY EDA CITY TAX LEVY (*THE AMOUNTS IN THE DRAFT RESOLUTION REFLECT THE AMOUNTS APPROVED BY THE EDA BOARD ON AUGUST 19, AND WILL BE REPLACED WITH THE COUNCIL-SELECTED OPTION*)
- 7.2 Appointments to the Human Rights Commission

III. DISCUSSION – These items will be discussion items but the City Council may act upon them during the course of the meeting.

8. DISCUSSION ITEMS

None

IV. VERBAL REPORTS AND ANNOUNCEMENTS

9A. COUNCIL MEMBER REPORTS AND ANNOUNCEMENTS

9B. CITY MANAGER REPORTS AND ANNOUNCEMENTS

V. ADJOURNMENT

Since we do not have time to discuss every point presented, it may seem that decisions are preconceived. However, background information is provided for the City Council on each agenda item in advance from city staff and appointed commissions, and decisions are based on this information and past experiences. If you are aware of information that has not been discussed, please raise your hand to be recognized. Please speak from the podium. Comments that are pertinent are appreciated. Items requiring excessive time may be continued to another meeting.