

Monday, March 22, 2021  
7:00 p.m.

Brooklyn Park Council Chambers  
And by Telephone or other Electronic Means  
5200 85<sup>th</sup> Avenue North

## REGULAR COUNCIL MEETING – AGENDA #9

Some members of the City Council may participate in the meeting by telephone pursuant to Minnesota Statutes, Section 13D.021 rather than in-person at the City Council's regular meeting place at City Hall, 5200 85<sup>th</sup> Avenue North, Brooklyn Park, Minnesota. Members of the public can monitor the Council meeting by watching it on CCX Media Channel 16, by livestreaming it at [https://nwsgcc-brooklynpark.granicus.com/ViewPublisher.php?view\\_id=5](https://nwsgcc-brooklynpark.granicus.com/ViewPublisher.php?view_id=5) or by calling into the Conference Call Number: Dial 1-312-626-6799 US (Chicago) Meeting ID: 994 5981 9441. After you join, press # when you are asked to enter a Participant ID.

Anyone who wants to address the Council during the Public Comment period or on an Agenda Item may do so by calling 763-493-8180 or emailing [devin.montero@brooklynpark.org](mailto:devin.montero@brooklynpark.org) by 4:30 p.m. on March 22. You will be asked to provide your name, address, email, and phone number. You will then be registered to speak during the Public Comment period or on the Agenda Item and will be provided the call-in number to address the Council.

Members of the public who desire to give input or testimony during the meeting may do so by texting City Clerk Devin Montero at 763-439-1883 or emailing him at [devin.montero@brooklynpark.org](mailto:devin.montero@brooklynpark.org). (Subject line: "Council Testimony").

If you need these materials in an alternative format or need reasonable accommodations for a City Council meeting, please provide the City with 72-hours' notice by calling 763-424-8000 or emailing Josie Shardlow at [josie.shardlow@brooklynpark.org](mailto:josie.shardlow@brooklynpark.org).  
Para asistencia, 763-424-8000; Yog xav tau kev pab, 763-424-8000.

***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 Update of Public Safety

3B.2 Community Long-range Improvement Commission Annual Report and Work Plan

A. CLIC 2021 ANNUAL REPORT

B. CLIC 2021 WORK PLAN

3B.3 Budget Advisory Commission Work Plan

A. BUDGET ADVISORY COMMISSION WORK PLAN

## 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 Authorize Entering into an Agreement with Culligan Soft Water Services, Inc. for the Reduction of Sanitary Sewer Use Charges
  - A. RESOLUTION
  - B. AGREEMENT
- 4.2 Accept Bids and Award Contract for the Rehabilitation of Electrical Service at the Water Treatment Plant to Premier Electrical Corporation
  - A. RESOLUTION
  - B. LETTER OF RECOMMENDATION
  - C. LOCATION MAP
- 4.3 Accept Bids and Award Contract for the Rehabilitation of Lift Station #6 to Pember Companies, Inc.
  - A. RESOLUTION
  - B. LETTER OF RECOMMENDATION
  - C. LOCATION MAP
- 4.4 Set the Date and Time to Canvass the Results of the April 13, 2021 City Special Primary Election
- 4.5 Letters of Credit/Bond Releases, Escrow/Cash Bond Releases
- 4.6 Approve a Tobacco Sales License for Neighborhood Gas & Tobacco Inc. dba Neighborhood Gas & Tobacco, Located at 7416 Brooklyn Blvd, Brooklyn Park, MN 55443
- 4.7 Approve the Issuance of a Lawful Gambling Premises Permit for Champlin Park Youth Hockey Association at Muddy Cow Brooklyn Park LLC dba MC's Tap House, 9690 Colorado Lane North, Brooklyn Park
  - A. RESOLUTION
- 4.8 Amendment to Agreement Regarding Traffic Signal at Regent Avenue and Oak Grove Parkway
  - A. AMENDED AGREEMENT
- 4.9 Friends of Excell Academy (Karen Stovall) – Variance #20-126 to Place Monument Sign 9 Feet Closer to the 65<sup>th</sup> Avenue Right-of-Way at 5800 65<sup>th</sup> Avenue North
  - A. RESOLUTION
  - B. ENCROACHMENT AGREEMENT
  - C. LOCATION MAP
  - D. PLANNING AND ZONING INFORMATION
  - E. LETTER FROM NEIGHBOR
  - F. PLANNING COMMISSION MINUTES
  - G. LETTER FROM APPLICANT
  - H. PLANS
- 4.10 Accept Petition and Order Public Hearing for Vacation of 94<sup>th</sup> Avenue Right of Way
  - A. RESOLUTION
  - B. PETITION
  - C. PROPOSED ROADWAY VACATION AREA
  - D. PROPOSED EASEMENT VACATION AREA
  - E. TEMPORARY CUL-DE-SAC 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**

- 5.1 First Reading of an Ordinance and Draft Fee Resolution Establishing Park Villas Townhomes Homeowners' Association Inc. Housing Improvement Area
  - A. PARK VILLA DRAFT FEE RESOLUTION (*TO BE CONSIDERED AT EDA*)
  - B. ORDINANCE – PARK VILLA PROPOSED HIA
  - C. LOCATION MAP
  - D. PARK VILLA ASSOCIATION APPLICATION
  - E. PROJECT PROPOSAL
  - F. HIA POLICY

- 5.2 Public Hearing for Vacation of Drainage and Utility Easement in NorthPark Business Center and NorthPark Business Center Fourth
  - A. RESOLUTION
  - B. APPLICATION
  - C. PROPOSED EASEMENT VACATION AREA
- 5.3 Approve an On-Sale Intoxicating Liquor License for Muddy Cow Brooklyn Park LLC. dba MC's Tap House, 9690 Colorado Ln N, Brooklyn Park
  - A. LIQUOR ON-SALE AND OFF-SALE MAP
  - B. LIQUOR ON-SALE AND OFF-SALE LIST

**6. LAND USE ACTIONS**

- 6.1 Park Place Promenade Medical Office Building (Mark Davis, Davis Healthcare Real Estate) – Conditional Use Permit #21-105 for a 45,000 Square Foot Medical Office Building at 6001 96<sup>th</sup> Lane North and Final Plat of “Park Place Promenade 8<sup>th</sup> Addition”
  - A. RESOLUTION – CONDITIONAL USE PERMIT
  - B. RESOLUTION – PLAT
  - C. LOCATION MAP
  - D. PLANNING AND ZONING INFORMATION
  - E. PLANNING COMMISSION MINUTES
  - F. PLANS
- 6.2 610 Junction (United Properties/Connor McCarthy) – Update to the Development Plan, Plat, and Site Plan Review #21-103 for Three Business Park Buildings Northeast of 93<sup>rd</sup> Avenue and Decatur Drive
  - A. RESOLUTION – DEVELOPMENT PLAN
  - B. RESOLUTION – PRELIMINARY AND FINAL PLAT
  - C. RESOLUTION – SITE PLAN REVIEW AND VARIANCE
  - D. LOCATION MAP
  - E. PLANNING AND ZONING INFORMATION
  - F. PLANNING COMMISSION MINUTES
  - G. APPLICANT’S NARRATIVE
  - H. PAST-APPROVED DEVELOPMENT PLANS
  - I. PLANS
- 6.3 Enclave Companies (Brian Bochman) – Conditional Use Permit #21-104 for a 146-Unit Apartment Building at 5505 96<sup>th</sup> Avenue North
  - A. RESOLUTION
  - B. LOCATION MAP
  - C. PLANNING AND ZONING INFORMATION
  - D. LETTERS FROM NEIGHBORS
  - E. PLANNING COMMISSION MINUTES
  - F. TRAFFIC MEMO
  - G. MIXED-INCOME HOUSING POLICY
  - H. PREVIOUS DEVELOPMENT PLANS
  - I. PLANS

**7. GENERAL ACTION ITEMS**

None

**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.**