

Regular Meeting
Monday, March 3, 2014, 7:00 p.m.
Bloomington Civic Plaza
1800 West Old Shakopee Road
Bloomington, Minnesota 55431-3027

- Call to Order** Mayor Gene Winstead called the meeting to order at 7 p.m. and led the audience in the pledge of allegiance to the flag.
- Roll Call** *Present:* Mayor Winstead, Councilmembers C. Abrams, J. Baloga, T. Busse, A. Carlson, D. Lowman and J. Oleson.
- Hennepin County Sheriff Presentation
ITEM 2.2** Chief Potts introduced Hennepin County Sheriff Rich Stanek who commented on the partnership his office has with the City of Bloomington and its Police Department. He updated the Council on the 2013 activities of his department and summarized their involvement in Bloomington cases. He said they are always looking for ways to work better with their partner cities. He provided Council with copies of the Hennepin County Sheriff's Office 2012 Annual Report.
- Approved Agreement with SRF Consulting Group, Inc. for Old Cedar Avenue Bridge Rehabilitation Project (City Project 2010-201)
ITEM 3.1** Motion was made by Oleson, seconded by Abrams, and all voting aye, to approve a Professional Services Agreement with SRF Consulting Group, Inc. at a base cost of \$1,593,272 with a 12% contingency bringing the total approved budget to \$1,784,465 for the design and construction services relating to the Old Cedar Avenue Bridge Rehabilitation Project. Design work to begin immediately with a tentative completion date of December 2014 for plans and specifications. Construction is anticipated to begin in the spring of 2014 continuing into the summer of 2016.
- The funding breakdown is as follows: \$3,300,000 of state bonding, \$2,000,000 of Federal Sarbanes Transit in the Parks grant, and \$9,000,000 of Fiscal Disparities (TIF) included in the 2013 State Legislation. The remaining \$1.3 million pledged from the City, Hennepin County, and the City of Eagan will be used for future maintenance provided it is still available.
- Adopted Resolution Authorizing & Directing Use of Eminent Domain for Acquisitions Related to the Intercity Regional Trail
ITEM 3.3
R-2014-27** Motion was made by Oleson, seconded by Abrams, and all voting aye, to adopt a resolution authorizing and directing the use of eminent domain for the acquisition of certain permanent easements and temporary construction easements for the Intercity Regional Trail contingent upon approval of the Agreement by the Three Rivers Park District Board.
- Staff was directed to set "Just Compensation" figures, make offers to all affected property owners, and hire outside counsel.
- Three Rivers Park District will be responsible for all costs of the easement acquisitions and the City will maintain the trail after it is constructed.
- Approved 2014 Planning Commission Work Plan
ITEM 3.4** Motion was made by Oleson, seconded by Abrams, and all voting aye, to approve the 2014 Planning Commission Work Plan as presented.
- Approved Minutes
ITEM 3.5** Motion was made by Oleson, seconded by Abrams, and all voting aye, to approve the January 27, 2014, Regular City Council meeting minutes as presented.

**Accepted Donations
ITEM 3.2**

Motion was made by Oleson, seconded by Abrams, and all voting aye, to accept all of the donations made to the City of Bloomington Home Improvement Fair that were listed in the agenda item as well as the donation of (20) City of Bloomington Sesquicentennial books valued at \$25 each for a total value of \$500.00 donated by the Bloomington Chamber of Commerce to the City of Bloomington.

**OPENED PUBLIC
COMMENTPERIOD**

The Mayor declared the public comment period open for those wishing to address the Council on matters other than items included on the agenda.

Speaker #1: Zavier Bicott, 5000 West 109th Street

A candidate in last November's City Council election, Bicott read some of the comments and questions he received as a result of a survey he distributed to Bloomington residents while door knocking during the campaign.

Staff indicated it would respond to certain issues raised by Bicott in the form of written correspondence but that it would not respond to the tax issues raised due to the fact that the questions were asked during an election campaign.

Speaker #2: Lynn Boergerhoff, 7308 Landau Drive, President of his Homeowners' Association He thanked the Council for developing a Solid Waste Management Plan and listed the benefits he believes will result from the Plan. He suggested the City designate a staff person to serve as the "leader" in managing the Plan.

It was indicated a preliminary report on the Plan will be presented to the Council on March 17, 2014, which will address all of the elements raised by Boergerhoff.

**Approved On-Sale
Liquor Special Event
License for Nativity of
Mary Church & School
9900 Lyndale Ave. So.
ITEM 5.1A**

Motion was made by Abrams, seconded by Carlson, and all voting aye, to approve an On-Sale Liquor Special Event license for Nativity of Mary Church & School at 9900 Lyndale Avenue South for their Fish Fry Fundraiser event to be held on Friday, March 21, 2014, from 4:00 – 11:59 p.m.

No public testimony was received.

**Continued to April 7
Cemetery Ordinance
Amendments
ITEM 5.4A**

This item was continued to allow Council members additional time to complete and submit their *Cemetery Eligibility Worksheets* to the City Manager.

Motion was made by Baloga, seconded by Abrams, and all voting aye, to continue to the April 7, 2014, Regular Council meeting, a public hearing to consider cemetery ordinance amendments.

**City Council Policy &
Issue Update
ITEM 6.1**

The City Manager stated staff is still working on trying to schedule a meeting with Bloomington's Legislative Delegation on Friday, March 14. He then reminded Council of the following dates: Study and Regular meetings on March 17, Mall of America Phase IC groundbreaking on March 18 at 9:30 a.m., State of the City presentation on March 19 at the DoubleTree Hotel, the Richfield-Bloomington Watershed Management Organization Annual meeting on March 24, which will be immediately followed by a Council study meeting to begin the strategic planning process.

**Authorized Transmittal
of Letter to Legislators
ITEM 6.1A
(Handout)**

At their study meeting earlier in the evening, Council was provided with a draft letter to Senators Wiklund and Franzen and Representatives Lenczewski, Rosenthal, and Slocum expressing the City's concern with regard to Senate Files #2208, #2209 and #2210 relating to the Metropolitan Airports Commission and the MSP International Airport slated for committee meetings on Tuesday, March 4. The letter requested Bloomington legislators NOT support the measures contained in those bills moving beyond their initial hearing.

Motion was made by Baloga, seconded by Abrams, and all voting aye, to authorize transmittal of the letter to Senators Wiklund and Franzen and Representatives Lenczewski, Rosenthal and Slocum regarding Senate Files #2208, #2209 and #2210.

Additional Comments Council Member Issues/Comments:

Oleson requested advice from staff on what to tell residents on how to prevent frozen water lines due to this year's historic winter temps, which have resulted in deeper than normal frost.

Karl Keel, Public Works Director explained approximately (70) homes have been affected by frozen water lines to date but that number could grow higher. He explained what the City has done to assist homeowners who have experienced frozen pipes and said the public is being directed to the information provided on the City's website that explains what steps can be taken to prevent it from happening.

Winstead stated the vast majority of the freezes are occurring in the homeowner's line, which is not the City's responsibility. However, City staff is trying to assist homeowners with that service. He made reference to the cost to keep a continual stream of water running to prevent pipes from freezing, which he said is likely going to be cheaper than hiring a contractor to fix a broken pipe.

Adjourn Meeting Mayor Winstead adjourned the meeting at 7:51 p.m.

Barbara Clawson
Council Secretary