

Minutes of the Proceedings of the City Council of the City of Champlin in the County of Hennepin and the State of Minnesota  
Pursuant to Due Call and Notice Thereof

Regular Session  
August 8, 2016  
Municipal Center

- Call to Order                   The Champlin City Council met in Regular Session and was called to order by Mayor ArMand Nelson at 7:00 p.m.
- Pledge of Allegiance        The Pledge of Allegiance was recited.
- Roll Call                       Present were Mayor ArMand Nelson and Councilmembers Eric Johnson, Ryan Karasek, Bruce Miller and Kara Terry.
- Absent: None.
- Also present were City Administrator Bret Heitkamp, Community Development Director John Cox, City Engineer Tim Hanson, Assistant City Engineer Todd Tuominen, City Planner Scott Schulte and City Attorney Scott Lepak.
- Approval of Agenda  
(August 8, 2016)  
Motion                        Motion by Councilmember Karasek and seconded by Councilmember Miller to approve the agenda for the August 8, 2016 Regular Meeting as presented. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.
- Approval of Minutes  
Motion                        Motion by Councilmember Karasek and seconded by Councilmember Terry to approve the minutes of the July 25, 2016 Worksession, July 25, 2016 Regular Session and July 25, 2016 Worksession #2 meetings as presented. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.
- Approval of Bills  
(August 8, 2016)  
Motion                        Motion by Councilmember Miller and seconded by Councilmember Terry to approve the bills as submitted for payment on August 8, 2016. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.
- Announcements             Mayor Nelson made the following announcements:
- The Primary Election is tomorrow, August 9<sup>th</sup> from 7:00 a.m. to 8:00 p.m.
  - Council Worksession – Monday, August 22<sup>nd</sup> at 5:45 p.m. in the Council Conference Room
  - City Council Meeting – Monday, August 22<sup>nd</sup> at 7:00 p.m. in the Council Chambers
  - Mississippi Commons/Crossings Open House – Thursday, September 8<sup>th</sup>
  - 2016 Champlin Farmers Market –Wednesdays through October 12<sup>th</sup> from 9:00 a.m. to 1:00 p.m. at the Ice Forum parking lot. August 10<sup>th</sup> is free bottled water day at the market.
- Overview of Worksession  
Discussion                    Special Presentations  
The City Administrator provided an overview of the discussion that occurred at the Council Worksession regarding a law that was passed by the 2016 Legislature regarding temporary healthcare dwellings, noting that municipalities have until September 1<sup>st</sup> to opt out of the statute. He stated that the Council also received an update regarding the proposed Trunk Highway 169 Improvement Project.
- Appointment of Election  
Judges  
Motion                        Consent Agenda  
Motion by Councilmember Karasek and seconded by Councilmember Miller to appoint the list of Regular Election Judges and Student Election Judges to serve at the Primary Election August 9<sup>th</sup> and the General Election on November 8<sup>th</sup> as presented. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.
- Response to Open forum  
Comments Regarding No  
Parking Signs Near Parks  
and Traffic Signal at        Open Forum  
The City Engineer stated that a resident spoke of two issues at the last Council meeting, the first regarding no parking signs posted near parks. He noted that the sign encourages park users to utilize the park parking lot during hours of operation in order to discourage park users from parking on nearby neighborhood roads. He explained that the police cannot determine if people parked on the roadway are users of the park or from

Jefferson Highway and  
White Oaks Trail

the nearby residential properties and stated that residents in that area can contact the police department to request on-street parking in that area for a limited amount of time.

The City Engineer stated that the resident also had concerns regarding the traffic signal on White Oaks Trail and Commerce Drive. He stated that staff monitored the light for the past week and determined that light was working properly at the time of review. However, the light has reached its useful life expectancy and is slated for replacement.

Councilmember Johnson stated that there was mention that the left turn signal may change to a flashing yellow light and asked how many other lights may be changed to that format.

The City Engineer did not have an established number and stated that signals will be reviewed on a case by cases basis.

Councilmember Miller asked if residents can call any time before their event/party to request on-street parking.

The City Administrator stated that staff usually requests 48 hour notice for parties or events. He stated that these no parking signs are located near eight or nine of the 30 City parks and are only in effect during specific park hours May through September. He noted that residents that have an unplanned event and need to have on-street parking for a guest they can call the police department directly to alert them to the request.

#### New Business

Conditional Use Permit:  
Amendment for Outdoor  
Dining at El Toro  
Restaurant, Located at  
10901 Douglas Drive:  
Jeovani Gomez (Project  
2016-12)

The City Planner stated that the Planning Commission reviewed a request from El Toro Restaurant in July to amend their Conditional Use Permit (CUP) to allow for outdoor dining. He stated that during that review there was a noise standard that was identified in City Code that typically applies to industrial sites but as written in the Code would be problematic for not only this request but also other businesses that have outdoor dining. He stated that the Planning Commission is interested in something measureable but also reasonable for noise, noting that this current standard is not reasonable. He recommended tabling the request from El Toro in order to investigate more appropriate sound regulations. He noted that El Toro has agreed to waive the statutory review time constraints and staff plans to develop a draft ordinance for City Council consideration in the next 60 days.

Councilmember Johnson stated that he would like staff to review proposed condition #8 "The applicant shall have up to one year from the date of City Council approval of this conditional use permit to make required site improvements", while this is being tabled in order to better define that condition before the item comes back to the Council.

Councilmember Terry asked if there is a timeline for the review of the noise standard. She asked if this standard would apply to Maverick's as the standard was not identified during the review of the CUP for that business.

The City Planner stated that this noise standard is problematic not only for this business but other businesses with outdoor dining, such as Maverick's. He noted that the current ordinance could even be problematic for a business with an air conditioner as that could exceed the standard. He hoped to bring something back in September or at the latest October.

Motion

Motion by Councilmember Johnson and seconded by Councilmember Karasek to table the request from El Toro. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.

Adjournment

The Champlin City Council adjourned the regular meeting at 7:18 p.m.

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ArMand Nelson, Mayor

Attest:

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Roberta Colotti, CMC, City Clerk