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
July 28, 2014
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 Attorney Scott Lepak and City Clerk Roberta Colotti.
Approval of Agenda (July 28, 2014) Motion	Motion by Councilmember Johnson and seconded by Councilmember Karasek to approve the agenda for the July 28, 2014 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 Miller and seconded by Councilmember Karasek to approve the minutes of the July 14, 2014 Worksession, July 14, 2014 Regular Meeting and July 14, 2014 Executive Session as presented. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.
Approval of Bills (July 28, 2014) Motion	Motion by Councilmember Terry and seconded by Councilmember Miller to approve the bills as submitted for payment on July 28, 2014. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.
Announcements	Mayor Nelson made the following announcements: • Economic Development Authority Executive Session, following tonight's Council meeting in the Council Conference Room. • Council Worksession – Monday, August 11th at 5:45 p.m. in the Council Conference Room. • City Council Meeting – Monday, August 11th at 7:00 p.m. in the Council Chambers. • Citizens interested in running for Mayor, Councilmember Ward 1 or Councilmember Ward 2 may file for office with the City Clerk from July 29th through August 12th. • The Farmer's Market will be held every Wednesday through October 8th from 9:00 a.m. to 1:00 p.m. at the Ice Forum parking lot. Wednesday, July 30th is Kids Day at the market. • Night to Unite – Tuesday, August 5th. Contact the Police Department at 763-421-2971 to register your party or for more information
	Special Presentations
Overview of Worksession Discussion	The City Administrator provided an overview of the discussion that occurred earlier in the evening at the Council Worksession at which the Council reviewed the proposed amendments to the Mississippi River Corridor Critical Area (MRCCA) rules. He reported that the Council directed that a letter be drafted which outlines Champlin's concerns with some of the proposed amendments. The City Administrator reported that the Council tabled the discussion regarding a possible no wake zone and advised that the discussion would continue in Worksession following this evenings Regular Meeting meeting.
Open Forum Lot Split	Open Forum James Buesing, 11906 Mississippi Drive North, stated that he was present to discuss his concern with a potential lot split to occur at 11912 Mississippi Drive North. He stated that he discovered the possible

lot split when speaking with his neighbor, who attended the Planning Commission meeting. He stated that he did not receive notification of the request explaining that for some reason he was not included on the Hennepin County tax record, even though he purchased his property in October 2013. He advised that the two properties that would be most impacted had not been notified, as the neighbor across the street did not receive notification either. He also referenced the recently created Ordinance dealing with this issue and stated that because of the strong language used he was unsure that the City would have an option to deny the request as long as the resident complies with the conditions of the ordinance. He stated that he purchased his property with the understanding that the lot in question would remain as one lot. He noted that in previous discussions with the City Planner, the City Planner had stated that the property owner had been trying to split the lot for three or four years so he wasn't concerned. He stated that to his knowledge the property owner, Mr. Vry, had been approached by the developer to sell half of his lot, which would have been combined with the neighboring lot to build a larger home and believed that was the opportunity for the property owner to capitalize on the sale of a portion of his property. He stated that in his review of the minutes it appears that the resident is getting a hand out from the City in the amount of $140,000, explaining that the funds would not come from the City's pocket but the resident would benefit in that amount. He stated that he has no problems with Mr. Vry and has only heard positive things about Mr. Vry as a neighbor. He stated that he would appreciate any help the Council could provide as this decision will have an impact on him.

Jason Kozlovski, 11911 Mississippi Drive, stated that he just found out about this issue tonight. He stated that his property is located directly across the street from the subject property. He stated that he was told when he purchased his home that it was a double lot and the vacant portion was unbuildable. He stated that it appears that the Ordinance created was tailor made for this situation. He stated that in his review it appears that the resident would not have to comply with the tree Ordinance and he believed that would have an impact on the aesthetics and character of the neighborhood. He stated that it appears the applicant does not have to comply with quite a few City standards and believed that would have an impact on the neighborhood. He stated that he was not notified of the process or he would have expressed his concern at that time. He stated that he purchased his home in December 2013 and would not have done so if he would have known that this would be allowed. He believed that this would increase the property value for the site owner while diminishing his property value.

The Community Development Director advised that this item will come before the City on August 11th for formal action on the requested lot split.

Councilmember Karasek questioned at what juncture the residents had heard that the lot was unbuildable and who had told them that the lot was unbuildable.

Mr. Kozlovski stated that his real estate agent had researched the property and determined that the lot could not be split. He noted that he also has a double lot and did not believe that he would be able to split his lot, without major loopholes being created by the City. He explained that he was aware that the other resident would have the option to demolish the existing home and create a larger home on the double lot but had been told that it would not be possible to construct another home on the vacant portion of the lot. He confirmed that he had not been told by City staff or any government authority that the lot was not buildable. He stated that the determination had been made because the standard in Champlin for buildable lot is 85 feet and the property in discussion does not meet that requirement. He asked that the City keep the character of the neighborhood and protect the trees and riverbank.

MRCCA

Mayor Nelson read aloud a letter from Mr. Vry who was working out of town and not able to attend tonight's Worksession meeting. Mr. Vry expressed concern regarding the proposed amendments to the Mississippi River Corridor Critical Area (MRCCA) rules. He requested that an open house be held in order to obtain public input to be included in comments to the DNR.

The Community Development Director referenced the Worksession, which took place earlier in the night at which time the Council directed staff to draft a letter of response to the DNR, which includes the areas of concern for the City. He noted that once completed the letter would be posted on the City website for residents to read.

Unfinished Business

Resolution No. 2014-62
Authorizing the Execution

The Community Development Director noted that this item had been tabled at the previous meeting with a request for further explanation of the program. He explained that this is an extension of an

of a Joint Cooperative Agreement Between the City of Champlin and Hennepin County for Participation in the Urban Hennepin County Community Development Block Grant Program in FY 2015-2017

ongoing agreement between the City and Hennepin County. He explained that much of language is required by HUD in order for the City to request this type of grant funding. He stated that staff reviewed the proposed language and does not have any concerns. He stated that the City rarely secures this type of funding and noted that the last instance was in regard to the senior transportation program shared with other Metro communities.

Councilmember Miller stated that he had requested the additional information as he was concerned with the language indicating that the City would forgo some of its authority in order to obtain this type of funding. He stated that with the additional explanation he was comfortable that the City was not "be giving away anything at this point.

Resolution 2014-62

Councilmember Miller introduced the following resolution and moved its adoption:

A Resolution Authorizing the Execution of a Joint Cooperative Agreement between the City of Champlin and Hennepin County for Participation in the Urban Hennepin County Community Development Block Grant Program in FY 2015-2017

The motion for the adoption of the resolution was duly seconded by Councilmember Karasek, and upon vote being taken thereon, the following voted in favor thereof: Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry, and the following voted against the same: none, whereupon said resolution was passed this 28th day of July 2014.

New Business

Resolution No. 2014-63 Approving Plans and Specifications and Order Advertisement of Bids for West River Road (CSAH 12) and East Hayden Lake Road Roundabout Landscape Design (Improvement Project No. 21407)

The City Engineer reported that the construction at West River Road and East Hayden Lake Road is almost complete. He stated that with the completion of the project landscaping would be initiated. He reviewed the proposed landscaping for the roundabout, roadway approaches and area adjacent to the roundabout. He detailed the plants and landscaping materials, noting that some areas have height restrictions for visibility reasons. He asked that the Council approve the plans as proposed and noted that once approved, bids are scheduled to open on August 21st. He noted that the item would then come back before the Council for bid approval on August 25th.

Councilmember Miller stated that he had heard concern from residents that it is difficult to cross the roundabout at high traffic times.

The City Engineer recognized that pedestrian crossing can be difficult at a roundabout; however, the ability to cross one section at a time can help in crossing a roundabout.

Councilmember Miller questioned if there is signage posted alerting drivers to signal their turns. He stated that there has been confusion with how to use a roundabout.

The City Engineer advised that the Police Chief is going to develop training materials that could be placed on the City website, and possibly YouTube, regarding roundabout use. He confirmed that residents should signal their right turn out of the roundabout.

Mayor Nelson questioned the amount of maintenance that would be required for the proposed landscaping during a typical year.

The City Engineer stated that while there would be some weeding and maintenance required, the proposal did not include mowing. He explained that maintenance is usually a bit more in the first few years until things are established, at which time the maintenance needs will taper down to once a month or even once a year.

Councilmember Johnson referenced the signs that have been placed in the roundabout in some locations and stated that they appear to be a person when you turn around the corner, which is distracting.

The City Administrator confirmed that staff would address that concern.

Resolution 2014-63

Councilmember Terry introduced the following resolution and moved its adoption:

A Resolution Approving Plans and Specifications and Order Advertisement of Bids for West River Road (CSAH 12) and Hayden Lake Road Roundabout Landscape Design
(Improvement Project No. 21407)

The motion for the adoption of the resolution was duly seconded by Councilmember Miller, and upon vote being taken thereon, the following voted in favor thereof: Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry, and the following voted against the same: none, whereupon said resolution was passed this 28th day of July 2014.

Adjournment

The Champlin City Council adjourned the regular meeting at 7:31 p.m.

_____
ArMand Nelson, Mayor

Attest:

_____
Roberta Colotti, CMC, City Clerk