

**REGULAR MEETING**  
**MONDAY, DECEMBER 18, 2006**  
**7:00 P.M.**

**MAYOR: GENE WINSTEAD**

**COUNCILMEMBERS: ROD AXTELL**  
**STEVE ELKINS**  
**AMY GRADY**

**KAREN NORDSTROM**  
**STEVE PETERSON**  
**VERN WILCOX**

*To address the Council on an item from the agenda, please approach the podium, ask to be recognized, clearly state your name and address, and sign the roster. Comment on items not on tonight's agenda during the Public Comment Period. Assistive listening devices are available for those who may need them.*

*View regular meetings live or on archive at [www.ci.bloomington.mn.us](http://www.ci.bloomington.mn.us), keyword:Webcast. Catch the replay on Bloomington Channel 14, the Wednesday after a meeting at 7:00 p.m. and the following Thursday at 1:00 a.m., 7:00 a.m. and 1:00 p.m.*

*[www.ci.bloomington.mn.us](http://www.ci.bloomington.mn.us): A yearly meeting schedule is available in the Council section. Also posted in this section are agendas (the Friday before a regular meeting), synopses (within a few days of a meeting), and the official minutes.*

**1 CALL TO ORDER – 7:00 PM**

*7 pm*

**2 INTRODUCTORY**

2.1 Flag Presentation

*None*

**3 CONSENT BUSINESS**

- |  |                                  |
|--|----------------------------------|
| 3.1 Approve Agreement Between the City of Bloomington and Bloomington Civic Theatre  | <i>Approved</i>                  |
| 3.2 Approve Human Services Agreements  | <i>Approved</i>                  |
| 3.3 Ratify Labor Agreement - Police Supervisors  | <i>Ratified</i>                  |
| 3.4 Approve Variance to Reduce the Rear Yard Setback from 30 feet to 22 Feet for a Three Season Porch; Jerry Degn; 9300 Wyoming Avenue.              | <i>Adopted Res.</i>              |
| 3.5 Approve Three (3) Variances for Sign Areas in the East, North, and West Elevations; Water Park of America; 1700 American Boulevard East          | <i>Adopted Res.</i>              |
| 3.6 Accept Donations   | <i>Accepted</i>                  |
| 3.7 Accounts Receivable Write-Offs   | <i>Approved Per Revised List</i> |
| 3.8 Approve Transfers of Carlton TIF Revenues to Facilities Fund   | <i>Approved</i>                  |
| 3.9 Approve Transfers of Park Donations  | <i>Approved</i>                  |
| 3.10 Approve Blue Cross Blue Shield Active Community Planning Grant Agreement to Undertake Alternative Transportation Plan                           | <i>Approved</i>                  |
| 3.11 Approve Adjustments to Public Health's Special Revenue Fund   | <i>Approved</i>                  |
| 3.12 Award 2006-905 Pond Maintenance Project   | <i>Awarded*</i>                  |
| <i>*(Awarded a contract to Borresen Construction, Inc. in the amount of \$196,514.00.)</i>   |                                  |
| 3.13 Closing Park Debt Service Funds into Strategic Priorities Fund  | <i>Approved</i>                  |
| 3.14 Acknowledge Oliver Road Petition & Approve Completion of a Feasibility Study  | <i>See Note*</i>                 |
| <i>*(Acknowledged petition and approved completion of a Feasibility Study conditioned upon Council's final approval of the related subdivision.)</i> |                                  |
| 3.15 Approve 2007 Port Authority Budget  | <i>Approved</i>                  |
| 3.16 Award Contract - Residential Meter Reading Services   | <i>Awarded*</i>                  |
| <i>*(Awarded a contract to RMR Services, LLC based on a unit cost of \$0.4025 per read.)</i>   |                                  |

continued...

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|--|---------------------|
| 3.17 Authorize Agreement between the City and Nine Mile Creek Watershed District for Engineering Related Services for the Loading Assessment and Nondegradation Report | <i>Authorized</i>   |
| 3.18 Approve Minutes Regular Meetings February 27, 2006 and September 11, 2006   | <i>Approved</i>     |
| 3.19 Adopt Resolution MN Dept of Public Safety Safe & Sober Challenge Mini Grant ( <i>Handout</i> )  | <i>Adopted Res.</i> |
| 3.20 AFSCME Labor Agreement ( <i>Handout</i> )   | <i>Approved</i>     |
| 3.21A & B Approve Public Works Building Soils Correction Change Order #2 ( <i>Handout</i> )  | <i>Approved</i>     |
| 3.22 Approve Council Travel Expenses ( <i>Handout</i> )  | <i>Approved</i>     |

#### **4 PUBLIC COMMENT PERIOD**

*None*

#### **5 HEARINGS/PUBLIC INPUT – 7:15 PM**

##### **5.1 Licensing Division**

- |   |                 |
|---|-----------------|
| 5.1A On-Sale Temporary Liquor License; Nativity of Mary Church; 9900 Lyndale Ave. S   | <i>Approved</i> |
| 5.1B Temporary Liquor License; Bloomington Civic Theatre; 1800 W. Old Shakopee Rd.  | <i>Approved</i> |
| 5.1C New Therapeutic Massage Enterprise License; Believe: Craniosacral Therapy; Julie Serena-Stensrud; 10717 Morgan Ave. S. | <i>Approved</i> |
| 5.1D Renewal of On-Sale and Off-Sale 3.2% Malt Liquor Licenses  | <i>Approved</i> |

##### **5.2 Development Business**

- |   |                        |
|---|------------------------|
| 5.2A Duane Shuck; 9304 Nicollet Ave.:   |                        |
| 1. Variance from Section 2.14(b)(1)(B) of the City Code   | <i>Adopted Res.</i>    |
| 2. TCUP to Park and Store a 25'9" Long Enclosed Class II RV Trailer   | <i>Approved</i>        |
| 5.2B Conditional Use Permit for an 80 Seat Restaurant in Existing Retail Shopping Center; Panchero's Restaurant; 5200 West 84 <sup>th</sup> St. (Site Address) <i>*(Approved w/ 4 conditions)</i> | <i>Adopted Res.*</i>   |
| 5.2C Revision to the Final Development Plan for a 67 Seat Restaurant in Existing Retail Shopping Center; Panchero's Restaurant; 7803 Penn Ave. (Site Address)                                     | <i>Cont. to 1/8/07</i> |
| 5.2D Subdivision Preliminary Plat of Sean Conrade Addition; Andrew Conrade; 10532 & 10536 Morgan Avenue; 2111 Oliver Road and 10523 Penn Ave. S.  | <i>Post. to 1/8/07</i> |

##### **5.3 Transportation and Utility Improvements (*none*)**

*None*

##### **5.4 Ordinances**

- |   |                      |
|---|----------------------|
| 5.4A City of Bloomington:   |                      |
| 1. Zoning Ordinance Update Discuss Parking and Loading Standards  | <i>Adopted Ord.*</i> |
| <i>*(Adopted the ordinance with incorporation of the following: Limiting the number of vehicles parked outside a garage to four per unit at single and two-family dwellings with no waiver provision; allowing driveway pavers in the right-of-way provided a three-foot concrete apron is constructed adjacent to the street and an agreement is signed and recorded; setting the minimum frontage requirement for a second residential driveway at 120 feet; and correcting a typo in Section 21.301.06 (i) (5) (G)).</i> |                      |
| 2. Approve Resolution Directing Summary Publication   | <i>Adopted Res.</i>  |

5.4B Parking Regulation Ordinance Amendment to City Code 8.86 - Russell Ave. Between 8312/8313 Addresses & Sheridan Place & Sheridan Place Between 2506/2507 Addresses & Russell Ave. *Adopted Ord.\**  
*\*(Adopted ordinance prohibiting parking in front of 2501 & 2506 Sheridan Place and 8312 Russell Ave. So.)*

5.4C Vacation of Street Located at 10701 Lyndale Ave. S. *Cont. to 1/8/07*

## 5.5 Other

5.5A Normandale Lake Area Study (*Timed 7:30*) *Cont. to 1/22/07*  
 5.5B Adopt Resolution Apprv. 2007 Levy *\*((\$40,062,746 = a 4.97% inc. & 2008 Conceptual)* *Adopted Res.\**  
 5.5C Adopt Resolution Approving 2007 General Fnd Budget *\*((\$49,690,289 & 2008 Conceptual)* *Adopted Res.\**  
 5.5D Adopt Resolution Approving 2007 Enterprise Fund Budgets *\*(Including 2008 Conceptual)* *Adopted Res.\**  
 5.5E Adopt Resolution Approving 2007 Spec. Rev. Fnd Budgets *\*(Including 2008 Conceptual)* *Adopted Res.\**  
 5.5F Adopt Resolution Apprv. 2007 Capital Proj. Fnd Budgets *\*(Including 2008 Conceptual)* *Adopted Res.\**  
 5.5G Adopt Resolution Awarding Contract to Other Than Low Bidder for Northwest Water Tower Storage Tank Rehabilitation *Cont. to 1/8/07*

## 6 ORGANIZATIONAL BUSINESS

6.1 City Council Policy & Issue Update *None Provided*  
 6.2 Approve 2007 Compensation Plan *Approved @ 3.5%*  
 6.3 2007 Legislative Policy Draft *See Note\**  
*\*(Council indicated a desire to discuss at a future study meeting for a possible addition to its Legislative Policies the issue that the State is possibly considering a broadening the base sales tax. They also requested their support of Rep. Lenczewski's desire to begin planning for a potential transit corridor along the I-494 route be added to its 2007 Legislative Policies.)*  
 6.4 2006 Compensation City Manager (*Handout*) *See Note\**  
*\*(Approved the City Manager be provided \$9,174 in additional compensation for 2006, payable in 2006, and continued discussion of his 2007 compensation to January 2007.)*

### ADDITIONAL COUNCIL ACTION:

*\*(The City Council granted full-time City employees one-half day off with pay on Friday, Dec. 22, which also applies to temporary employees scheduled to work that afternoon. City offices will close at noon on Dec. 22 and will be closed on Monday, Dec. 25.)*

## 7 ADJOURN

*11:16 pm*

### Future Meetings:

January 8 – Regular Meeting  
 January 22 – Regular Meeting  
 January 29 – Study Meeting