

REGULAR MEETING
MONDAY, APRIL 23, 2007
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, 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: 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

7:01 pm

2 INTRODUCTORY

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|--|-----------------------------|
| 2.1 Flag Presentation | <i>None</i> |
| 2.2 Proclamation - Kite Day May 5, 2007 | <i>Read & Presented</i> |
| 2.3 Swearing on of New Police Officers <i>*(Robert Schletty, #285 & Jeremy Pilcher, #286)</i> | <i>Sworn In*</i> |
| 2.4 Presentation - Health Promotion Award <i>*(Presented to Thomas Ringdal)</i> | <i>Presented*</i> |
| 2.5 Presentation - GFOA Awards
<i>*(Three awards presented: Excellence in Financial Reporting, Distinguished Budget Presentation, and Outstanding Achievement in Popular Annual Finance Reporting.)</i> | <i>Presented*</i> |
| 2.6 Proclamation - Everett McClay VFW Day - April 28, 2007 | <i>Read & Presented</i> |
| 2.7 Proclamation - Arbor Day (handout) | <i>Read & Presented</i> |

3 CONSENT BUSINESS

- | | |
|---|---------------------|
| 3.1 Approve Resolution - New Polling Place Designation for Precinct 4 | <i>Adopted Res.</i> |
| 3.2 Approve Resolution - Agency Agreement #90945 with Minnesota Department of Transportation for Federal Participation on East Bush Lake Road and W. 84 th Street | <i>Adopted Res.</i> |
| 3.3 Approve Plat Filing Extension for Houts Addition; 10008 Pleasant Ave S <i>*(Ext. to 5/5/08)</i> | <i>Approved</i> |
| 3.4 Consider Bid Award - Fine Sealcoat Aggregate
<i>*(Awarded a contract to Pearson Bros., Inc. at the contract price of \$26.62 per ton for FA-2 and FA-2.5 aggregate.)</i> | <i>Awarded*</i> |
| 3.5 Consider Bid Award - Bituminous Patch Material
<i>*(Awarded one-year contract to Commercial Asphalt for a unit price of \$40.90 per ton for 2440-41B, \$43.20 per ton for 2340-41A, and \$45.85 per ton for LVWE55030B.)</i> | <i>Awarded*</i> |
| 3.6 Consider Bid Award – Bituminous Material
<i>*(Awarded contract to Flint Hills Resources, LP for the unit prices bid plus sales tax.)</i> | <i>Awarded*</i> |
| 3.7 Approve Extension - Electrical Service Contracts | <i>Approved</i> |
| 3.8 Approve Minutes (12/18/06 Regular Meeting) | <i>Approved</i> |
| 3.9 Approve Additional Travel Expenses | <i>Approved</i> |
| 3.10 Approval of MnDOT Contract No. 89672 | <i>Adopted Res.</i> |
| 3.11 Transfer Funds within Storm Sewer Utility for Purchase of Monitoring Equipment (handout) | <i>Approved</i> |

continued...

4 PUBLIC COMMENT PERIOD*None***5 HEARINGS/PUBLIC INPUT – 7:15 PM****5.1 Licensing Division**

- 5.1A New Therapeutic Massage Enterprise License; Michelle McNeil, CMT; 8120 Penn Ave S Suite 167 *Approved*
- 5.1B New On-Sale Wine License and 3.2% Malt Liquor Application; Surabhi Indian Cuisine; 517 W. 98th Street *Approved*
- 5.1C Special Event On-Sale Intoxicating Liquor License for Everett McClay VFW Post #1296 *Approved**
**(Council authorized donation of \$450 from Strategic Priorities to the Bloomington Historical Society to assist with costs relating to the special events license & fundraising event scheduled on 4/28 subject to a review of said donation by the City Attorney.)*

5.2 Development Business

- 5.2A Conditional Use Permit for Bloomington's Farmer's Market; Bloomington Civic Plaza; 1800 West Old Shakopee Road *Adopted Res.*
- 5.2B Revised final site plan and building plans for site improvements, building renovations and a new community center; 10140 Lyndale Avenue Bloomington Leased Housing Associates II dba Dominion Development (Bloomington Glen Townhomes) *Approved*
- 5.2C Jillian Carlson; 1900 West 105th Street and 10400 Logan Avenue
1. Variance - reduce req. lot width from 80 ft to 46 ft to replat (2) existing parcels *Adopted Res.*
 2. Preliminary Plat of Carlson Haven Addition (Plat two lots into two lots) *Approved*
 3. Final Plat of Carlson Haven Addition (Plat two lots into two lots) *Post. to 5/7*

5.3 Transportation and Utility Improvements (none)*None***5.4 Ordinances**

- 5.4 A Pawnbroker; Precious Metal/ Coin Dealers and Secondhand Goods Dealers Business Regulations Ordinance *Closed Hrg. & Cont. to 5/7**
- *(Council closed the public hearing and cont. this item to 5/7 for an amended ordinance incorporating the following changes suggested by Council:*
- *Change \$200 to \$500 in Section 14.442.12(e) – Special Report to Police Required.*
 - *Change limit of garage sales from 2 to 4.*
 - *Clarify information gathering on sales by mail or delivery.*
 - *Clarify impact on Internet trade.*

**(Staff to provide the business community with a revised ordinance in advance of the 5/7 Council meeting, during which public testimony will be allowed on the changes.)*

5.5 Other

- 5.5A CP# 2009-202 Killebrew Pedestrian Bridge Discussion of Design Elements *See Note**
- *(Council consensus affirmed the Killebrew Pedestrian Bridge project is feasible and consistent w/ Bloomington's Comp Plan and that staff should focus the preliminary design on Option "B", which is a semi-enclosed steel truss w/ elevators and stairs on each end.)*
- 5.5B Resolution Authorizing Extension of Revenue Bonds - Friendship Village Project (*timed*) *Adopted Res.*

6 ORGANIZATIONAL BUSINESS6.1 City Council Policy & Issue Update **(Update was provided at the 4/9 meeting.)**See Notes**

**(Council consensus for Mayor Winstead to sign onto a joint memo from the mayors of Apple Valley, Bloomington, Burnsville, Edina, Lakeville, Minneapolis, & Richfield to Gov. Pawlenty encouraging him to lead MnDOT into making a competitive Urban Partnership Agreement application, which could provide federal & state funding for Bus Rapid Transit (BRT) service along the I-35W corridor from Lakeville to downtown Minneapolis.)*

**(A presentation by MnDOT is anticipated to occur at the 4/30 Council study meeting regarding the Urban Partnership Agreement.)*

Additional Comments:

- *Wilcox announced longtime Planning Commissioner Max Girard passed away.*
- *Wilcox commented on the letter that was sent from the Noise Oversight Committee (NOC) to the MSP Airport FAA ATCT dated 4/18/07 endorsing the implementation of the 215-degree departure heading off Runway 17.*
- *Nordstrom suggested the City Manager's column "Manager's Markings" in the Insider would also be good information to include in the City's Briefing publication.*
- *Nordstrom suggested the City continue to educate residents on the issue of removing buckthorn.*
- *Nordstrom updated Council on the legislative efforts to pass a statewide smoking ban.*
- *City Manager updated Council on Mall-related legislation.*
- *Elkins requested an update on the Alternative Transportation Plan at the May Council study meeting.*
- *Council members commented on the accomplishments of Public Works Director Charlie Honchell who is retiring on April 30 after almost 19 years with the City. It was announced his going away cake & coffee will be held on Thursday, April 26 from 2-4 pm in the Public Works Lunchroom.*

7 ADJOURN*10:10 pm***Future Meetings:**

**April 30 – Study Meeting
 May 7 – Regular Meeting
 May 14 – Study Meeting
 May 21 – Regular Meeting**