

## OFFICIAL PROCEEDINGS

Pursuant to due call and notice thereof, the regularly scheduled meeting of the Spring Lake Park City Council was held on May 4, 2015 at the Spring Lake Park Community Center, 1301 81st Avenue N. E., at 7:00 P.M.

### 1. Call to Order

Mayor Hansen called the meeting to order at 7:00 P.M.

### 2. Roll Call

Members Present: Councilmembers Mason, Nelson, Wendling and Mayor Hansen

Members Absent: Councilmember Nash

Staff Present: Police Chief Ebeltoft; Public Works Director Randall; Building Official Brainard; Attorney Carson; Engineer Gravel; Park and Recreation Director Rygwall; and Administrator Buchholtz

Visitors: Sham Hassan, 1120 80<sup>th</sup> Avenue NE  
Sharon Johnson, Interlude Restorative Suites  
Ken Tolzmann, City Assessor  
Olivia Koester, ABC Newspaper

### 3. Pledge of Allegiance

### 4. Additions or Corrections to Agenda

Administrator Buchholtz requested that a new item entitled "Approval of Temporary Lease between City of Spring Lake Park and Renaissance Fireworks, Inc" be added as item 11.B.

### 5. Discussion From The Floor - None

### 6. Consent Agenda:

Mayor Hansen reviewed the following Consent Agenda items:

- A. Approval of Minutes – April 20, 2015
- B. Budget to Date/Statement of Fund Balance – March 31, 2015
- C. Contractor's Licenses
- D. Business Licenses
- E. Correspondence

MOTION BY COUNCILMEMBER NELSON APPROVING THE CONSENT AGENDA. ROLL CALL VOTE: ALL AYES. MOTION CARRIED.

### 7. Presentations

#### Mayor's Proclamation – Municipal Clerks Week, May 3-9, 2015

Mayor Hansen proclaimed May 3-9, 2015 as Municipal Clerks Week in the City of Spring Lake Park and

presented the proclamation to Administrator Buchholtz.

#### Sharon Johnson, Interlude Restorative Suites

Sharon Johnson, Interlude Restorative Suites, gave an overview of the new Interlude Restorative Suite Facility in Fridley and invited the City Council to an open house on May 21, 2015 from 2:00pm– 4:30pm.

#### Overview of 2015 Assessment for Taxes Payable in 2016

Assessor Tolzmann provided a report on the 2015 Assessment for Taxes Payable 2016 and overview of the assessment process.

Mr. Tolzmann stated that there were 47 qualified sales that were used as comparable to determine overall market values within the City. He stated that overall market values increased 6.5% to a total market value of \$411,366,977.

Mr. Tolzmann reported that there were only 24 foreclosure sales in the City during the 2014-2015 assessment period, which is a decrease of 45% from the previous year.

He noted that open book meetings were held on April 29<sup>th</sup> and April 30<sup>th</sup> at the Anoka County Courthouse for residents to appeal their assessed values for taxes payable 2017. He asked residents with questions on their valuations to contact him during regular business hours Monday through Friday.

Mayor Hansen thanked Mr. Tolzmann for the report.

#### 8. Public Works Report

Public Works Director Randall reported that the Public Works Department hand raked the fence lines for leaves at each park, installed the fountain at Conde Park, conducted interviews for the Lead Maintenance Worker position and promoted Brett Deboer to the position, cleaned up the small equipment for the summer season, removed graffiti at Lakeside Park and the Lift Station 2 Generator at Biff's, prepared ballfields and volleyball courts for the season, flushed hydrants, repaired manhole at 83<sup>rd</sup> Avenue and Laddie Road, grinded stumps at Sanburnol Park and City Hall, worked on moving equipment to the new Public Works facility, and met with Stantec to discuss the 2015 Street Improvement project.

#### 9. Code Enforcement Report

Building Official Brainard reported that he attended the Council meetings on April 6<sup>th</sup> and April 20<sup>th</sup>; the North Suburban Code Official meeting at City of Coon Rapids on April 14<sup>th</sup>; a SBM Fire Department meeting on April 15<sup>th</sup>, the North Suburban Building Officials Meeting at Roseville on April 28<sup>th</sup> and a Permit Works training seminar in Oakdale on April 29<sup>th</sup>.

Mr. Brainard stated that in April 2015, 26 permits were issued compared to 32 permits in 2014. He reported that he conducted 54 inspections in April.

Mr. Brainard reported that the April 2015 vacancy listing shows that there are 19 vacant/foreclosed residential properties currently posted and/or soon posted by the Code Enforcement Department, which is down three from March 2015. There are two vacant/foreclosed commercial properties, which is the up one from March 2015; and 17 residential properties currently occupied and ready for Sheriff sale, which is the same as March

2015. He reported that six violation notices were issued in March by the Code Enforcement Department.

Mr. Brainard provided a handout on the City's garage sale regulations pursuant to Ordinance 268.

#### 10. Resolutions and/or Ordinances

##### A. Resolution 15-10, A Resolution Approving a Special Use Permit for a Daycare Facility at 1121 80<sup>th</sup> Avenue NE, Spring Lake Park

Administrator Buchholtz stated that the City received an application from Nesaha Hassan, Spring Lake Park, to operate a child daycare facility at 1121 80<sup>th</sup> Avenue NE. He said that the child daycare facility is classified as a special use in the C-1 zoning district. He stated that the property is currently owned by Anoka County but is under a purchase agreement to be sold to Hassan, contingent upon approval of a special use permit by the City. He said the property was previously used by Anoka County Community Action Partnership (ACCAP) as a drop-in center for adults with mental health disabilities.

Administrator Buchholtz stated that the Planning and Zoning Commission held a public hearing on the special use permit at its meeting on April 27, 2015. He stated that Sham Hassan was present to answer the questions the Commission had. He stated that once the public hearing was closed, the Commission made the following findings as related to the special use permit, as required under the City's Zoning Code:

- The proposed use is necessary or desirable to provide a service which is the interest of public convenience and will contribute to the general welfare of the neighborhood or community as having access to licensed child care programs helps promote economic momentum for Spring Lake Park families.
- With reasonable conditions, the use will not be detrimental to the health, safety, morals or general welfare of person residing or working in the vicinity or injurious to property values or improvements to the vicinity as the proposed use has a similar intensity as the adult drop-in daycare previously in place.
- The proposed use will comply with the regulations specified in the chapter for the C-1 district and is one of the special uses specifically listed for the C-1 district.
- With reasonable conditions, the proposed use will not have a detrimental effect on the use and enjoyment of other property in the immediate vicinity.
- The proposed use will not lower property values or impact scenic views in the surrounding area as the use is similar to uses previously allowed on the site and no changes to the height or dimensions of the building will occur.
- The property is serviced by a right-in, right-out access point from State Highway 65 at 80<sup>th</sup> Avenue NE, and 80<sup>th</sup> Avenue is connected to CSAH 35 (Old Central Avenue), which is adequate to accommodate anticipated traffic.
- Sufficient off-street parking exists to serve the proposed use with conditions in place.
- Drainage systems are adequate to handle storm water runoff from the site.
- The proposed use will not cause offensive odor, fumes, dust, noise or vibration so that none of these will constitute a nuisance.
- The proposed use is compatible with prevailing density standards.

He stated that based on these findings, and in its review of applicable City Code provisions and State Statutes, the Commission recommended approval of the special use permit with the following conditions:

1. Hours of operation shall be limited to 7:00am to 9:30pm, Monday through Sunday.

2. Maximum number of children allowed on the premises shall be the lesser of the number allowed under State Licensing rules or 60 children.
3. Applicant shall provide proof of child care center licensure from the State of Minnesota Department of Human Services.
4. Applicant must comply with applicable building code and fire code standards associated with an E occupancy.
5. A parking plan that complies with Appendix B of the Zoning Code shall be submitted to the Code Enforcement Director for approval. The parking lot shall be striped in accordance with the approved parking plan.
6. Applicant shall either repair or replace the rear yard fencing for the outdoor play area.
7. Dumpster must be enclosed per City requirements.
8. All signage shall conform to City of Spring Lake Park sign ordinance.
9. Applicant must obtain any necessary building permits and obtain a certificate of occupancy from the Code Enforcement Director prior to occupancy.
10. Applicant shall comply with all Federal and State statutes, laws, rules and regulations and all City codes, ordinances, rules and regulations.

MOTION BY COUNCILMEMBER WENDLING TO APPROVE RESOLUTION 15-10, A RESOLUTION APPROVING A SPECIAL USE PERMIT FOR A DAYCARE FACILITY AT 1121 80<sup>th</sup> AVENUE NE. ROLL CALL VOTE: ALL AYES. MOTION CARRIED.

#### 11. New Business

##### A. Workshop Session Request

Administrator Buchholtz requested a workshop session to receive feedback on a proposed personnel policy and to receive Administrator reports on May 11, 2015 at 6:30pm.

CONSENSUS OF THE CITY COUNCIL WAS TO SCHEDULE A WORKSHOP SESSION FOR MAY 11, 2015 AT 6:30PM AT SPRING LAKE PARK CITY HALL.

##### B. Approval of Temporary Lease Between City of Spring Lake Park and Renaissance Fireworks, Inc.

Administrator Buchholtz stated that Renaissance Fireworks, Inc. has requested permission to erect a tent at Central Park Liquors for the purpose of selling fireworks from June 19, 2015 to July 5, 2015. He stated that Renaissance Fireworks, Inc. will pay the City rent of \$2,000 plus 10% of the gross sales over \$20,000. He reported that the Liquor Commission reviewed the lease at its April meeting and felt that it would benefit a Spring Lake Park business and help bring in customers at Central Park Liquors.

MOTION MADE BY COUNCILMEMBER MASON TO APPROVE A TEMPORARY LEASE BETWEEN THE CITY OF SPRING LAKE PARK AND RENAISSANCE FIREWORKS, INC. ROLL CALL VOTE: ALL AYES. MOTION CARRIED.

#### 12. Engineer's Report

Engineer Gravel reported that bids will be received in April for the 2015 Sanitary Sewer Lining Project and bids will be received for the Lift Station No. 1 Reconstruction project on May 11, 2015. He stated that the 2015 portion of the 2014-2015 Street Improvement Project is underway.

12. Attorney's Report – None

13. Reports - None

14. Other

A. Administrator Reports

Administrator Buchholtz reported that he will be out of the office from May 18-21 attending the IIMC Annual Conference.


15. Adjourn

MOTION BY COUNCILMEMBER NASH TO ADJOURN. VOICE VOTE: ALL AYES. MOTION CARRIED.

The meeting was adjourned at 7:45 P.M.

  
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Cindy Hansen, Mayor

Attest:

  
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Daniel R. Buchholtz, Administrator, Clerk/Treasurer