



City of Blaine

City Council

July 5, 2023 | 7:00 PM
Blaine City Hall
10801 Town Square Drive NE
Blaine, MN 55449

AGENDA

1. Call to Order by the Mayor

2. Pledge of Allegiance

3. Roll Call

4. Awards - Presentations - Organizational Business

5. Communications

6. Open Forum

Open Forum is an opportunity for the public to present an issue or concern to City Council. There is a maximum of fifteen minutes set aside for open forum. Each presentation should be limited to no more than three minutes. If your item needs follow-up from the City, staff will arrange for that follow-up and will contact you to let you know what is being done. Thank you for coming this evening.

7. Adoption of Agenda

8. Approval of Consent Agenda:

All items listed under the "Consent Agenda" are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember or citizen so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

8.1. 2023-281 Approval of Minutes
Sponsors: Cathy Sorensen, City Clerk

8.2. 2023-285 Consider a Special Event for the Minnesota Street Hockey Series Presented by the Minnesota Wild located at the National Sports Center on July 27, 2023
Sponsors: Cathy Sorensen, City Clerk

8.3. 2023-286 Schedule of Bills Paid

Sponsors: Alison Bong, Deputy Finance Director

- 8.4.** 2023-287 Approve 3M Open Security Plan, Including Proposed Temporary Road Closures

Sponsors: Mark Boerboom

- 8.5.** 2023-288 Approve a Tobacco and Tobacco Products License for Blaine Gas Inc.

Sponsors: Cathy Sorensen, City Clerk

9. 7:00 PM - Public Hearing and Items Published for a Certain Time

10. Development Business

- 10.1.** RES 23-105 Resolution Granting a Conditional Use Permit Amendment to Allow Overnight Outside Storage of Up to 13 Vehicles in a B-2 (Community Commercial) Zoning District at 9664 Central Avenue NE. Blaine Quality Automotive (Case File No. 23-0042/EES)

Sponsors: Elizabeth Showalter, Community Development Specialist

- 10.2.** RES 23-106 Resolution Granting a Variance to Allow a Six Foot Privacy Fence in the Front Yard Along Radisson Road NE at 12640 Radisson Road NE. Aaron Jordan (Case File No. 23-0046/SLK)

Sponsors: Shawn Kaye, Planner

- 10.3.** RES 23-107 Resolution Granting a Conditional Use Permit to Operate a Preschool/Daycare in the Christ Lutheran Church Building in the R-1 (Single Family) Zoning District at 641 89th Avenue NE. Montessori School of Chantilly (Case File No. 23-0049/SLK)

Sponsors: Shawn Kaye, Planner

- 10.4.** RES 23-109 Resolution Granting a Conditional Use Permit to Construct an Eight Foot Fence in the Rear Yard on a Property Adjacent to a County Roadway in the R-1B (Single Family) Zoning District at 2857 108th Lane NE. Ben Saefke (Case File No. 23-0050/EES)

Sponsors: Elizabeth Showalter, Community Development Specialist

- 10.5.** RES 23-108 Resolution Granting a Conditional Use Permit to Operate a Year-Round Golf Experience with Indoor Virtual Golf Simulators in the B-3 (Regional Commercial) Zoning District at 12507 Central Avenue NE. On the Green, Indoor Golf (Case File No. 23-0051/SLK)

Sponsors: Shawn Kaye, Planner

11. Administration

- 11.1.** 2023-283 Approve 3-Year Contract with Insight Public Sector for the Purchase of Network Switch Infrastructure Upgrade
Sponsors: Paul Grosse, IT Manager
- 11.2.** RES 23-110 Resolution to Initiate Project, Order Preparation of Feasibility Report and Approve Joint Powers Agreement with the City of Spring Lake Park for the Reconstruction of Sanburnol Drive (85th Avenue) from Elm Drive NE to University Avenue Service Drive, I/P 23-14
Sponsors: Daniel Schluender, Director of Engineering
- 11.3.** RES 23-112 Resolution Accepting a Bid from Park Construction Company in the Amount of \$1,063,639.77 for the 99th Avenue at Baltimore Street Intersection Improvements, Improvement Project No. 23-01
Sponsors: Daniel Schluender, Director of Engineering

12. Other Business

13. Adjournment



City of Blaine

City Council Workshop

June 20, 2023 | 5:30 PM
Blaine City Hall
10801 Town Square Drive NE
Blaine, MN 55449

MINUTES

NOTICE OF WORKSHOP MEETING

In accordance with the provisions of Section 3.01 of the Blaine City Charter, a Council Workshop meeting is scheduled for the following purpose:

1. Call to Order

The meeting was called to order by Mayor Sanders at 5:30PM.

PRESENT: Mayor Tim Sanders, Councilmembers Terra Fleming, Leslie Larson, Chris Massoglia, Tom Newland, Jess Robertson, and Lori Saroya.

ABSENT: None.

Quorum Present.

ALSO PRESENT: City Manager Michelle Wolfe; Community Development Director Erik Thorvig; City Planner Sheila Sellman; Police Captain Russ Clark; Finance Director/Assistant City Manager Joe Huss; Deputy Finance Director Alison Bong; Director of Engineering Dan Schluender; City Attorney Tom Loonan; Finance Supervisor Bonnie Friedrich; Finance Analyst Jenna Trittin; Communications Manager Ben Hayle; and City Clerk Catherine Sorensen.

2. New Business

2.1. 2023-215 Request for Future Workshop Agenda Item: 114th Avenue Road Closure

Sponsors: Michelle Wolfe, City Manager

City Manager Wolfe reviewed the process for council requested discussion items and asked if this process was still working for the council.

Councilmember Saroya stated because there were several new councilmembers, she would like the opportunity to review this process. She indicated the process limits the ability to

bring items to city council meetings. Ms. Wolfe reported the rules of order could be discussed along with the planned governance session as part of an upcoming workshop.

Councilmember Newland supported the council should hold the governance session and understand how everything fit together before discussing any new processes .

Councilmember Larson requested a discussion be held on the potential removal of the barricade on 114th Avenue connecting the Sanctuary Preserve to North Oaks Ponds. She noted the duration was supposed to be two years, but the barricade was still in place. She reported she received a petition from the neighbors requesting the barricade be removed. She commented further on the history of the barricade in this neighborhood, noting many neighbors in the Sanctuary Preserve have expressed concerns with the barricaded street related to public safety, school bus transportation, and access. She stated after speaking with the city engineer she learned that roads in the city were built to create connectivity. She feared this barricade was put in place for segregation purposes and for this reason, she recommended the barricade be removed.

Councilmember Newland stated now that the council has received background information on this topic, what would be the procedure going forward.

Mayor Sanders reported the item would move forward to a workshop meeting for further discussion if there was support from the majority of the council.

Councilmember Newland indicated he supported the council focusing on other issues at this time but could support discussing this matter at some point in the future.

Councilmember Fleming supported the council moving this item forward to a workshop meeting. She recommended this issue be resolved before school starts.

Councilmember Massoglia commented on how this barricade has become quite an issue and noted this was an unusual road. He indicated he was in favor of moving this item forward so long as solutions are pursued and personal attacks are kept out of the issue.

Councilmember Robertson stated she has not been given the opportunity to speak on this topic in front of the council. She said she had not been included on the neighborhood emails or had spoken to her neighbors based on advice of legal counsel. She said it did not matter to her if the topic was included on a future workshop but if so recommended a lot of time be set aside. She shared frustration with reports of comments she did not make and that while streets were constructed for connectivity there were also over 400 cul-de-sacs in the city. She said she did not believe government should be one size fits all and indicated disappointment that this topic had reached the level it had and was disheartened and that any decision needed to be made on facts instead of feelings.

Mayor Sanders recommended this item be moved to a future workshop.

Councilmember Larson said the bus company would like to have a decision regarding the barricade in early August at the latest and that based on the fact that the transportation director emailed the city and said the current route was unsafe that this item be scheduled soon if possible.

Councilmember Saroya commented she supported moving this item forward as well. She believed the barricade should have been removed years ago. She commented on the safety concerns that were in place because the residents in this neighborhood only had one entrance and exit point.

Councilmember Massoglia explained this was not a segregation or disparity issue based on race. He reported this came about because a neighborhood wanted a barricade put in place to keep construction traffic off their streets. He noted now these neighborhoods were clashing. He stated when the council used words like that this barricade now becomes a segregation or class issue. He recommended the extra rhetoric be left out of this conversation.

Council consensus was to include the 114th Avenue road closure topic on a future workshop to be discussed sooner rather than later in order to address any potential changes to school bussing schedules.

2.2. 2023-241 Radisson Road and 109th Avenue Corridor Intersections Study *Sponsors: Daniel Schluender, Director of Engineering*

Director of Engineering Schluender stated Anoka County has a consultant engineering firm, Short, Elliot, Hendrickson, conducting a study of the intersections on Radisson Road from 105th Avenue to Cloud Drive and 109th Avenue from Tournamant Players Parkway to Town Square Drive and is preparing to engage the public on these corridors and would like to introduce the engagement process and where they are at in the study timeline.

Jack Forslund, Anoka County Transportation Planner, introduced himself and reported Erin Jordan with SEH had a presentation for the council.

Erin Jordan, Traffic Engineering and Project Manager for SEH, presented the proposed corridor intersections study that included existing and future traffic flow, opportunities for enhanced mobility and safety, and other improvements. The goal for this project was to complete the study this year and then scope any future near and long term projects based on the input received.

Mayor Sanders stated he drove Radisson Road multiple times every day and his biggest concern was with the Tournament Players Parkway intersection. He said he hoped the county would find a great solution for this intersection and encouraged them to keep in mind the redevelopment that would occur at 105th Avenue.

Councilmember Robertson thanked the county for addressing the city's infrastructure needs and agreed Tournament Players Parkway was a concern. She suggested the county consider participating in Night to Unite to gain additional feedback for this project. She requested the county remain consistent with its signaling along Radisson Road, noting it may be confusing for drivers if they go from a traffic signal to a roundabout and back to a traffic signal.

Councilmember Newland commented on how work on TH65 would impact Radisson Road in two years and asked what the timing was for this project. Mr. Forsland explained the study would be completed this year and then outcomes would be determined. He anticipated the outcomes would be broken down into smaller pieces and he anticipated it would take time to deliver all of the improvements. He stated it was too early for him to know when all of the concerns would be addressed. He indicated Radisson Road was slated for resurfacing.

Councilmember Massoglia agreed that Tournament Players Parkway was the most dangerous intersection.

Mayor Sanders thanked the county for their efforts on this project and stated the city will look forward to hearing more regarding the study results.

2.3. 2023-84 Assessment Review Outline, Part 2
Sponsors: Daniel Schluender, Director of Engineering

Mr. Schluender stated staff reviewed special assessments at the council workshop in January 2023. The review provided for an initial discussion and provided council with information and background on the use of special assessments within the framework of the city's pavement management plan. Staff was directed to further research the opportunities and impacts for funding street projects under different funding scenarios, including a flat rate, changes in cost sharing percentages (25/75, 30/70, 35/65, 40/60), and a levy that would cover 100% of the costs (i.e. no assessments). Staff was also directed to research the possibility and financial impacts of removing tax exempt properties from the assessment policy and if there are any existing programs available for hardship(s). He reviewed potential options that could be incorporated into a draft policy that could include the assessment period, adjustment of rates, a flat rate fee, and levy impacts for reconstruction projects. Staff commented further on the history of the city's assessment policy and requested feedback on how to proceed.

Councilmember Robertson thanked staff for their efforts to walk through all of this information. She anticipated there was not one right way to approach this topic and that she looked forward to discussing this matter further at a future workshop meeting.

Councilmember Saroya asked what other cities do for assessments and their best practices and what was the lowest rate possible that could be charged. Finance Director Huss commented on how street improvement projects were bonded and noted those projects that assess less than 20% do not require a referendum.

Councilmember Newland questioned how much the cost for construction has gone up over the past 10 years. Mr. Schluender stated construction rates increase 3% to 6% per year, except for last year when there was a 20% increase.

Councilmember Newland inquired if this would be the new baseline or would the city see another 20% increase. Mr. Schluender explained he was uncertain how the rates for construction materials and labor would be impacted in the coming years.

Councilmember Massoglia asked if staff needed any further direction from council regarding drafting language for tax deferred parcels. City Attorney Loonan explained the city had to treat similar properties in a similar manner. He stated he would have to do further analysis to see if there could be a potential exemption. He reported the intent of an assessment is to put a cost to the properties that are benefiting from the assessment. He indicated if the city were to make non-profits exempt, but not schools or government buildings, non-profits could sell their building and make a profit.

Councilmember Massoglia questioned why staff had not looked into this further as this direction was given at a previous council workshop meeting. Ms. Wolfe stated if this was the direction of the full council, staff would investigate this matter further.

Councilmember Larson asked what other cities do and if it was common to exempt non-profits from paying assessments. Mr. Loonan stated exempting non-profits was not a common practice. He discussed how the assessment policy cannot pick winners and losers but rather has to be a uniform application.

Councilmember Robertson supported the analysis being done but requested staff also provide the unforeseen ramifications of expanding such exemptions.

Councilmember Larson explained she would like to know what is a most typical assessment rate for cities the size of Blaine. Mr. Schluender stated he would bring this information back to the council.

Councilmember Fleming indicated she would appreciate this information and explained she would like to better understand how the city would make up the difference if the assessment percentages were lowered.

Council consensus was to direct staff to explore expanding which properties could be exempt from the assessment policy and potential unintended consequences, hardship component, potential rates of assessments and provide the council with further information on what other cities do.

2.4. 2023-234 2024 Budget Process

Sponsors: Alison Bong, Deputy Finance Director

Deputy Finance Director Bong provided the council with an update on the 2024 budget process. She explained small group meetings would begin with the council on July 19 and would run through July 31.

Ms. Wolfe reported the 2024 budget would be focused on service levels.

2.5. 2023-237 2022 Audit and Financial Report Presentation

Sponsors: Alison Bong, Deputy Finance Director

Ms. Bong stated the city's external auditing firm, Redpath and Company, has completed the 2022 Annual Comprehensive Financial Report (ACFR) and annual audit. It was noted a representative from the firm would be presenting the audit process, the audit results, and new auditing standards at the council meeting.

3. Other Business

None.

4. Adjournment

The workshop was adjourned at 6:57 PM.



City of Blaine

City Council

June 20, 2023 | 7:00 PM
Blaine City Hall
10801 Town Square Drive NE
Blaine, MN 55449

MINUTES

1. Call to Order by the Mayor

The meeting was called to order at 07:01 PM by Mayor Sanders followed by the Pledge of Allegiance and the Roll Call.

2. Pledge of Allegiance

3. Roll Call

PRESENT: Mayor Tim Sanders, Councilmembers Terra Fleming, Leslie Larson, Chris Massoglia, Tom Newland, Jess Robertson and Lori Saroya.

ABSENT: None.

ALSO PRESENT: City Manager Michelle Wolfe; Community Development Director Erik Thorvig; City Planner Sheila Sellman; Police Captain Russ Clark; Finance Director/Assistant City Manager Joe Huss; Deputy Finance Director Alison Bong; Finance Supervisor Bonnie Friedrich; Finance Analyst Jenna Trittin; Director of Engineering Dan Schluender; City Attorney Tom Loonan; Communications Manager Ben Hayle; and City Clerk Catherine Sorensen

4. Awards - Presentations - Organizational Business

4.1. 2023-259 Proclamation Recognizing Joe Huss *Sponsors:*

Mayor Sanders read a proclamation in full for the record recognizing Steve Guider for his work on Veterans Memorial Park and declaring June 20, 2023 to be Steve Guider day in the city of Blaine. He encouraged all residents of Blaine to visit this park and to plan to attend a future Memorial Day celebration. A round of applause and standing ovation was offered by all in attendance.

Steve Guider thanked the city for this unexpected recognition. He thanked Rick and Denise Swanson for donating countless hours to the park then noted he would be dedicating a women in service monument on July 7, 2023 at 2:00 p.m.

Mayor Sanders read a proclamation in full for the record recognizing Finance Director/Assistant City Manager Joe Huss and thanked him for his 20 years of dedicated service to the city of Blaine and wished him a long and healthy retirement.

Finance Director/Assistant City Manager Huss thanked the council for this recognition and for offering such tremendous support and guidance over the years. A round of applause and standing ovation was offered by all in attendance.

5. Communications

5.1. 2023-235 2022 Audit and Financial Report *Sponsors: Alison Bong, Deputy Finance Director*

Andy Hering, Redpath and Company, presented the results of the 2022 audit and financial reports to the city council. He explained the city received a clean or unmodified opinion, which was the highest opinion the city could receive. He discussed the city's internal controls in further detail and commended the city for its strong financial position.

Mr. Huss recognized the finance staff for their efforts on the audit, especially Deputy Finance Director Ali Bong and Finance Supervisor Bonnie Friedrich.

6. Open Forum

Open Forum is an opportunity for the public to present an issue or concern to City Council. There is a maximum of fifteen minutes set aside for open forum. Each presentation should be limited to no more than three minutes. If your item needs follow-up from the City, staff will arrange for that follow-up and will contact you to let you know what is being done. Thank you for coming this evening.

Mayor Sanders opened the Open Forum at 7:30PM.

Jessica Bahr, 116 91st Lane NE, shared comments and encouraged the council to consider adopting a humane pet store ordinance.

Melissa Hurd, 9923 Washington Street NE, shared her support for Go Humane Blaine and encouraged the council to consider adopting a humane pet store ordinance.

There being no further input, Mayor Sanders closed the Open Forum at 7:34PM.

7. Adoption of Agenda

The agenda was adopted as presented.

8. Approval of Consent Agenda:

All items listed under the "Consent Agenda" are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember or citizen so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

Moved by Councilmember Newland, seconded by Councilmember Robertson, to adopt the consent agenda as presented.

Motion passed unanimously.

- 8.1.** 2023-256 Schedule of Bills Paid
Sponsors: Joe Huss, Finance Director/Asst. City Manager

- 8.2.** 2023-266 Approval of Minutes
Sponsors:

- 8.3.** RES 23-99 Resolution for Final Plat Approval to Create Two Lots to be Known as National Sports Village at 2030 105th Avenue NE. South Side Entertainment District (105th Blaine Business Park, LLC) (Case File No. 23-0053/SAS)
Sponsors: Sheila Sellman, City Planner

- 8.4.** 2023-238 Notifying League of Minnesota Cities Insurance Trust That Monetary Limits on Tort Liability are Not Waived
Sponsors: Alison Bong, Deputy Finance Director

- 8.5.** 2023-249 Consider Special Event for Eid Prayer Service Located at the National Sports Center June 28, 2023
Sponsors: Cathy Sorensen, City Clerk

- 8.6.** 2023-250 Approve Remaining 2023-2024 Liquor License Renewals
Sponsors: Cathy Sorensen, City Clerk

- 8.7.** 2023-255 Approve a Temporary On-Sale Intoxicating Liquor License for Sgt. John Rice VFW at the VFW, 1374 19th Avenue NE
Sponsors: Cathy Sorensen, City Clerk

9. 7:00 PM - Public Hearing and Items Published for a Certain Time

- 9.1.** 2023-253 Approve an On-Sale Wine and 3.2 Percent Malt Liquor Licenses for JAC LLC dba Carol's Restaurant, 11888 Aberdeen Street NE
Sponsors: Cathy Sorensen, City Clerk

City Clerk Sorensen stated council is being asked to approve an on-sale wine and 3.2 malt liquor license for JAC LLC dba Carol's Restaurant, 11888 Aberdeen Street NE to allow the ability to serve beer and wine. Jacqueline Smith-Carlson, Alyssa Birdsdall and Courtney Birdsdall have submitted applications for on-sale wine and 3.2 malt liquor licenses for Carol's Restaurant. The current owners are retiring and selling the restaurant to family members. The applicants have paid the required license fees, forms and documents, and if approved, the wine license will allow the applicants to serve strong beer as well. Issuance of the licenses is contingent upon receipt of the certificate of insurance, lease agreement, employee training policy, successful background investigation, and Anoka County food and beverage license. The background investigation is currently in progress for the applicant and the onsite responsible parties. The liquor licenses, if approved, would be valid from July 1, 2023 - June 30, 2024. All required information will be submitted to the State's alcohol and gambling enforcement division upon approval of the licenses by the Council. Staff requested the council hold a public hearing and recommended approval of the On-Sale Wine and 3.2 Percent Malt Liquor License.

Mayor Sanders opened the public hearing at 7:36PM.

There being no public input, Mayor Sanders closed the public hearing at 7:36PM.

Moved by Councilmember Robertson, seconded by Councilmember Massoglia, to Approve an On-Sale Wine and 3.2 Percent Malt Liquor Licenses for JAC LLC dba Carol's Restaurant, 11888 Aberdeen Street NE.

Motion passed unanimously.

10. Development Business

- 10.1.** RES 23-93 Resolution Granting a Conditional Use Permit for Outside Storage and Multiple Buildings on One Lot in the I-2 (Heavy Industrial) Zoning District at 10101 Naples Street NE. Park Construction Company (Carlson Group LLC) (Case File No. 23-0020/EES)
Sponsors: Sheila Sellman, City Planner

City Planner Sellman stated the applicant is proposing a contractor's yard with outside storage of equipment and materials. The conditional use permit is for outside storage and multiple buildings on a lot. It was noted this item was continued from the June 5 city council

meeting to allow staff to discuss the maintenance and fencing near the pond. It was noted staff was recommending the outdoor storage area be fenced and explained the city discourages stockpiling snow in stormwater ponds. Staff commented further on the request and recommended approval with conditions.

Jeff Carlson, Park Construction, shared comments regarding the difficulty of cleaning the pond and requested the fence be located on the south side of the pond, adding he did not need the pond area for snow removal. He asked that he be allowed to connect to the neighbor's fence as an alternative.

Mayor Sanders asked if large gates on the fence would provide proper access to the stormwater pond. Mr. Carlson indicated he would rather not have a gate due to the narrow access point near the pond.

Ms. Sellman stated she was not presented with the alternative fencing plan but that staff would be comfortable with the proposal so long as Mr. Carlson gets permission from the adjacent property owner.

Moved by Councilmember Robertson, seconded by Councilmember Newland, to adopt a Resolution Granting a Conditional Use Permit for Outside Storage and Multiple Buildings on One Lot in the I-2 (Heavy Industrial) Zoning District at 10101 Naples Street NE with the alternative fencing plan as proposed by the applicant.

Motion passed unanimously.

- 10.2. RES 23-94** Resolution Granting an Interim Use Permit to Operate a Contractors' Yard for Concrete Crushing in the I-2 (Heavy Industrial) Zoning District at 10101 Naples Street NE. Park Construction Company (Carlson Group LLC) (Case File No. 23-0020/EES)
Sponsors: Sheila Sellman, City Planner

Ms. Sellman stated the applicant is requesting an interim use permit to allow concrete crushing as part of a contractor's yard. The interim use permit would approve the use with conditions for a period of three years.

Moved by Councilmember Robertson, seconded by Councilmember Massoglia, to Resolution Granting an Interim Use Permit to Operate a Contractors' Yard for Concrete Crushing in the I-2 (Heavy Industrial) Zoning District at 10101 Naples Street NE. Park Construction Company.

Motion passed unanimously.

11. Administration

- 11.1. 2023-254** Recommend Appointment of Ayman Ali Khan to the Blaine Charter Commission

Sponsors: Cathy Sorensen, City Clerk

Ms. Sorensen stated council was being asked to recommend the appointment of Ayman Ali Khan to the Blaine Charter Commission.

Moved by Councilmember Robertson, seconded by Councilmember Newland, to recommend the Appointment of Ayman Ali Khan to the Blaine Charter Commission.

Councilmember Massoglia requested further comment regarding the function and purpose of the Blaine Charter Commission. Ms. Sorensen reported the Charter Commission was a quasi-judicial board that makes recommendations regarding changes to the charter but could also bring changes forward for inclusion as a ballot question.

Motion passed unanimously.

11.2. 2023-247 Appointments to the SBM Fire Board

Sponsors: Cathy Sorensen, City Clerk

Ms. Sorensen stated council was being asked to make appointments to the SBM Fire Board for two terms to expire in 2026. It was noted staff received nine applications for the two open positions.

Moved by Councilmember Robertson, seconded by Councilmember Newland, to approve the appointment of Rebecca Booker and Terry Wold to the SBM Fire Board.

Councilmember Massoglia thanked each of the residents of Blaine who applied for these open seats.

Councilmember Saroya thanked Mr. Wold for his patience through this process and stated she was excited he would continue to serve on the fire board.

Motion passed unanimously.

11.3. RES 23-113 Authorization to Transfer Unrestricted General Fund Reserves

Sponsors: Joe Huss, Finance Director/Asst. City Manager

Mr. Huss stated pursuant to council direction provided upon adoption of the 2023 Budget along with guidance provided by the city's Fund Balance Policy, council is requested to authorize the transfer of unrestricted General Fund reserves to the city's self-insurance funds.

Moved by Councilmember Robertson, seconded by Councilmember Massoglia, to adopt a resolution to Authorize Transfer of Unrestricted General Fund Reserves.

Motion passed unanimously.

12. Other Business

None.

13. Adjournment

Moved by Councilmember Massoglia, seconded by Councilmember Robertson, to adjourn the meeting at 7:54PM.

Motion adopted unanimously.



City of Blaine Staff Report

File Number: 2023-285

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Motion

Approval of Consent Agenda: -

Agenda Item # 8.2

Consider a Special Event for the Minnesota Street Hockey Series Presented by the Minnesota Wild located at the National Sports Center on July 27, 2023

Executive Summary

The council is being asked to approve a special event license for the Minnesota Street Hockey Series presented by the Minnesota Wild. This license will allow for a special event at the National Sports Center, 1700 105th Avenue NE.

Background

The Minnesota Wild has filed an application to hold a special event at the National Sports Center on July 27 from 5:00PM - 8:00 PM. They are proposing interactive games, food trucks, an inflatable hockey rink, an inflatable shooting activation and electronic hockey net, video game station, photo booth, yard games, a DJ as well as giveaways and a special appearances by Minnesota Wild mascot, Nordy.

City and safety services have reviewed the application and found no reason to deny the application. The event is to be operated consistently with the event descriptions made as part of the application. The event will start at 5:00PM and end at 8:00PM. The applicant shall operate the event consistent with City codes and State statutes. Any additional conditions will be included on the final license document and communicated to the applicant. The applicant will place sound equipment to have amplified sound face toward the commercial businesses, not the residential neighborhood. In addition, staff will work to communicate event information to the public through its social media avenues.

Strategic Plan Relationship

Board/Commission Review

N/A

Financial Impact

Issuance of the license, including background investigation, are included in the license fee adopted by City Council.

Public Outreach/Input

As required by Code, all applications shall be accompanied by the written consent of 60 percent of property owners or tenants (if the property is not owner-occupied) of property adjacent to the portion of the public street, sidewalk, alley, or property sought to be used for the special event. In addition, staff will work to communicate event information to the public through its social media avenues.

Staff Recommendation

By motion, approve the special event license with the above recommendations.

Attachment List

None

CITY OF BLAINE**SCHEDULE OF BILLS PAID****APPROVED ON 7/6/2023 FOR PAYMENTS THE WEEK OF 6/16/2023**

Vendor Name	Description	Amount
ABC SIGN & GRAPHIC INC	Sign for Eagle Scout Project	\$ 125.00
ABC SIGN & GRAPHIC INC	Court Signs	\$ 600.00
AMAZON CAPITAL SERVICES	Binding supplies	\$ 75.48
AMAZON CAPITAL SERVICES	Car charger for PW	\$ 35.99
AMAZON CAPITAL SERVICES	Pump Oil for Mechanics	\$ 107.07
AMAZON CAPITAL SERVICES	Pen ink refills, greeting cards, etc.	\$ 46.39
AMAZON CAPITAL SERVICES	supplies for little school	\$ 30.96
AMAZON CAPITAL SERVICES	supplies for little school	\$ 192.81
AMAZON CAPITAL SERVICES	Safety vest with Blaine Logo	\$ 17.97
AMAZON CAPITAL SERVICES	books for Playnet	\$ 35.88
AMAZON CAPITAL SERVICES	night to unite products	\$ 561.60
AMAZON CAPITAL SERVICES	adding machine, notebooks	\$ 101.40
AMAZON CAPITAL SERVICES	Credit	\$ (107.07)
AMAZON CAPITAL SERVICES	11x17 paper and hi-lighters	\$ 89.01
ANOKA COUNTY	2023 County Recordings	\$ 92.00
ANOKA COUNTY	2023 County Recordings	\$ 138.00
ANOKA COUNTY	2023 County Recordings	\$ 46.00
ANOKA COUNTY	Record Vacations of Easements	\$ 46.00
ANOKA COUNTY	Record Vacations of Easements	\$ 112.00
ASTLEFORD INTERNATIONAL	Vehicle parts	\$ 37.79
AT&T MOBILITY	Cell Phones for PD	\$ 6,776.59
BALDINGER WENDY	Performance in the Park - June20	\$ 265.00
BARNUM COMPANIES INC	Insurance Claim	\$ 3,328.92
BARR ENGINEERING COMPANY	WTP #4, Construction	\$ 2,140.14
BATTERIES PLUS BULBS	Batteries for patrol	\$ 23.31
BAUER BUILT INC	Tire Installation	\$ 729.44
BCA-CHAU RECORDS	Pre employment backgrounds	\$ 600.00
BERTCH BOB	Irrigation Reimbursement	\$ 40.00
BLAINE BROTHERS INC	Air Dryer Filters - Sweeper	\$ 277.00
BOLTON & MENK INC	AT&T - Tower #2 Decom	\$ 579.00
BOLTON & MENK INC	Sprint - Tower #1 Decom	\$ 1,351.00
BOLTON & MENK INC	Sprint - Tower #2 Decom	\$ 1,158.00
CAPITAL TRUST	PC22-0008, Julian Meadows	\$ 72,500.00
CENTERPOINT ENERGY	May 2023 Gas Service	\$ 1,045.20
CENTURYLINK	Siren	\$ 8.39
CENTURYLINK	911 Service	\$ 86.06
COMCAST	PW Cable TV	\$ 21.04
COMCAST	Cable TV	\$ 35.97
COURT SURFACES & REPAIR INC	Pickleball lines for tennis court	\$ 300.00
D R HORTON INC	Escrow Refund - 12583 Edison Cir	\$ 7,400.00

DEFENSIVE EDGE TRAINING & CONSULTING	rifle armorer training	\$ 5,500.00
EB BLAINE DEVELOPMENT LLC	105th Redevelopment District	\$ 127,036.07
EMERGENCY AUTOMOTIVE TECHNOLOGIES	Replacement lightbar for Squad	\$ 1,243.52
ENVIRONMENTAL EQUIPMENT & SERVICES	Brooms for Storm Water	\$ 3,300.00
ERICKSON ALICE	Park/Rec Refund	\$ 83.00
EXPRESS SIGNS INC	signs for Sizzling Summer event	\$ 290.00
FACTORY MOTOR PARTS COMPANY	Battery for PD	\$ 417.51
FACTORY MOTOR PARTS COMPANY	Batteries for PW Stock	\$ 559.36
FACTORY MOTOR PARTS COMPANY	Batteries for PW stock	\$ 212.92
FERGUSON WATERWORKS #2518	Locating supplies - water	\$ 1,006.32
FERGUSON WATERWORKS #2518	Curb Stop Repair Parts	\$ 1,043.04
FLAGSHIP RECREATION	Sunnyside Park Playground	\$ 16,233.03
FUN EXPRESS LLC	supplies for Playnet	\$ 1,658.28
GAUGHAN SERVICES	Snow removal - Dec 2022	\$ 1,583.33
GROUP HEALTH INC - WORKSITE	monthly benefits charge for EAP	\$ 232.00
H2K TECHNOLOGIES INC	WTP 1 Air Stripper Media Replace	\$ 116,892.91
HAWKINS INC	Water Treatment Chemicals	\$ 8,295.00
HAWKINS INC	Water Treatment Chemicals	\$ 2,249.00
HAWKINS INC	Water Treatment Chemicals	\$ 6,617.00
HDR ENGINEERING INC	RAISE Grant-TH65, I/P 21-01	\$ 25,000.00
HEROFF DIANE	Park/Rec Refund	\$ 166.00
IUOE LOCAL 49 FRINGE BENEFIT FUNDS	May Apprenticeship Fund	\$ 839.96
JOHNSON SHELLEY A	DOT Health Card reimbursement	\$ 118.70
KISM LCC	SCADA Back up Monitoring	\$ 1,920.00
KURITA AMERICA INC	WTP 1 Filter 1 & 2	\$ 50,310.00
LAWSON PRODUCTS INC	Mechanic shop supplies	\$ 69.68
LAWSON PRODUCTS INC	Mechanic shop supplies	\$ 82.23
LAWSON PRODUCTS INC	Mechanic shop supplies	\$ 2.00
LAWSON PRODUCTS INC	U Hooks for Shop	\$ 172.70
LEAGUE OF MN CITIES INSURANCE TRUST	Squad collided with vehicle.	\$ 5,500.00
LINO LAKES LANDSCAPING LLC	Sod Replacement Project	\$ 393,968.80
MANSFIELD OIL COMPANY	Motor Fuel	\$ 14,934.39
MANSFIELD OIL COMPANY	Motor Fuel	\$ 3,648.16
MANSFIELD OIL COMPANY	Motor Fuel	\$ 1,412.32
MARSDEN BUILDING MAINTENANCE LLC	PW janitorial services	\$ 2,251.25
MARTIN MARIETTA MATERIALS	Street Patching Material	\$ 254.45
MARTIN MARIETTA MATERIALS	Patching Materials - Water	\$ 299.52
MARTIN MARIETTA MATERIALS	Patching Materials - Water	\$ 291.53
MARTIN MARIETTA MATERIALS	Patching Materials - Water	\$ 30.00
MC TOOL & SAFETY SALES	Jacket - New hire Kahring	\$ 76.40
MC TOOL & SAFETY SALES	Safety Supplies; Safety glasses	\$ 400.39
MENARDS - BLAINE	Well 7 Parts	\$ 34.98
MENARDS - BLAINE	Green Treated Lumber	\$ 32.65
MICKMAN BROTHERS INC	109th/105th Weed Control	\$ 1,335.71
MICKMAN BROTHERS INC	Mowing City Hall	\$ 1,139.00
MICKMAN BROTHERS INC	Tom Rayan Park Mow/Maint	\$ 1,006.00
MICKMAN BROTHERS INC	Median Maintenance	\$ 2,921.90

MIDWAY FORD COMPANY	Front end Parts - 4487	\$	718.07
MIDWAY FORD COMPANY	Front end Parts - 4487	\$	53.88
MIDWAY FORD COMPANY	Running Boards for 4487	\$	593.02
MINNESOTA BOARD OF WATER/SOIL	Wetland Bank 1573	\$	500.00
MINNESOTA OCCUPATIONAL HEALTH	pre employment testing	\$	850.00
MINNESOTA OCCUPATIONAL HEALTH	OSHA hearing tests	\$	117.00
MN AWWA	2022 Water Conference	\$	960.00
MTI DISTRIBUTING INC	Mower Spindle-Steer	\$	662.28
MTI DISTRIBUTING INC	Bumper/roller for Mower	\$	220.27
MTI DISTRIBUTING INC	Mower Blades - PW Stock	\$	448.08
NEW LOOK CONTRACTING INC	89th & Ave & Davenport Street Area	\$	1,114,473.21
NORTHERN SANITARY SUPPLY CO INC	MAYC towels, tissue, liners	\$	638.85
NORTHLAND CAPITAL EQUIPMENT	Fitness Equipment Lease	\$	832.43
NUSS TRUCK & EQUIPMENT	Wiper Blades	\$	265.08
PARK CONSTRUCTION COMPANY	2023 SW Area Street Reconstruction	\$	1,123,173.32
PHASOR ELECTRIC COMPANY	Sports lighting replacement	\$	2,543.00
PRO-TEC DESIGN INC	WTP Security Additions	\$	20,987.00
RCM SPECIALTIES INC	Street Patching Material	\$	1,839.42
REPUBLIC SERVICES #894	Shredding for Recycling Saturday	\$	782.00
RIVARD COMPANIES INC	EAB Stump Removal/Restoration	\$	4,254.00
S & S WORLDWIDE INC	games for events	\$	198.84
SAM'S CLUB/SYNCHRONY BANK	Ladies Luncheon Supplies	\$	373.02
SAM'S CLUB/SYNCHRONY BANK	cookies for over 80 day	\$	96.60
SAM'S CLUB/SYNCHRONY BANK	Lakeside Commons - Concessions	\$	770.13
SAM'S CLUB/SYNCHRONY BANK	Lakeside Commons - Concessions	\$	197.96
SCHNEIDER JERRY	Park/Rec Refund	\$	83.00
SHERWIN-WILLIAMS COMPANY	CH paint brushes and paint	\$	69.31
SHERWIN-WILLIAMS COMPANY	CH paint brushes and paint	\$	15.11
SHRED-IT C/O STERICYCLE INC	May shred	\$	85.08
SMITHSON EVERETT	Performance in the Park - June 22	\$	500.00
SOIL AND SUNSHINE GARDEN CLUB	Flowers for MAYC	\$	285.75
STAR TRIBUNE-SUBSCRIPTIONS	Newspaper Subscription (1 yr.)	\$	291.20
STATE OF MINNESOTA DEED	June 2023 Loan	\$	1,568.24
STOP STICK LTD	Piranha - Stop Stick Devices Qty: 12	\$	482.16
SUBURBAN TIRE WHOLESALE INC	Mower Tires	\$	550.00
SUNRAM CONSTRUCTION INC	Blaine Courts Projects	\$	38,233.21
TISLAND SHEENA MARIE	Performance in the Park June 15	\$	162.50
TRANS UNION LLC	Employee Backgrounds	\$	18.56
TRICIA AND THE TOONIES	Performance in the Park - June 13	\$	750.00
TRI-STATE BOBCAT INC	Fuel Filters - PW Stock	\$	295.98
TWIN CITIES TRANSPORT & RECOVERY INC	DWI Forfeiture Fees	\$	1,017.96
TWIN CITIES TRANSPORT & RECOVERY INC	DWI Forfeiture Fees	\$	1,337.52
TWIN CITIES TRANSPORT & RECOVERY INC	DWI Forfeiture Fees	\$	834.00
ULINE	police tape, GB buckets, outreach wagon	\$	1,146.66
WASTEQUIP INC	Vinyl Tarp	\$	419.43
WOLFF ROBERT	Mileage	\$	36.25
WSB & ASSOCIATES INC	Carrara East Court improvements	\$	1,245.50

WYATT BRENT

Performance in the Park - June 15

\$ 162.50

\$ 3,229,857.73

CITY OF BLAINE

**SUBSET OF PAYMENTS BETWEEN \$20,000 AND \$50,000 FROM THE SCHEDULE OF BILLS PAID
APPROVED ON 7/6/2023 FOR PAYMENTS THE WEEK OF 6/16/2023**

Vendor Name	Description	Amount
PRO-TEC DESIGN INC	WTP Security Additions	\$ 20,987.00
HDR ENGINEERING INC	RAISE Grant-TH65, I/P 21-01	\$ 25,000.00
SUNRAM CONSTRUCTION INC	Blaine Courts Projects	\$ 38,233.21

CITY OF BLAINE**SCHEDULE OF BILLS PAID****APPROVED ON 7/6/2023 FOR PAYMENTS THE WEEK OF 6/23/2023**

Vendor Name	Description	Amount
ACCESS	Data Storage	\$ 116.60
ADVANCED GRAPHIX INC	Repairs to CSO Truck Graphics	\$ 245.00
ALEXANDER WOODS HOA	Park/Rec Refund	\$ 100.00
AMAZON CAPITAL SERVICES	Car chargers for PW	\$ 233.17
AMAZON CAPITAL SERVICES	Mac Mini M2	\$ 499.99
AMAZON CAPITAL SERVICES	supplies for craft sales	\$ 89.93
AMAZON CAPITAL SERVICES	Rubber Bands	\$ 9.08
ANDREA HEIDI	Conference and Travel Expenses	\$ 519.89
ANOKA COUNTY TREASURY DEPARTMENT	Annual Elections Equipment	\$ 15,450.89
APPRIZE TECHNOLOGY SOLUTIONS	monthly benefits charge	\$ 1,299.20
ASPHALT SURFACE TECHNOLOGIES CORP	Patch Grit for Streets	\$ 1,374.96
ASTLEFORD INTERNATIONAL	Filter Kits	\$ 143.36
AUTOWASH SYSTEMS INC	Car Wash Chemicals	\$ 357.98
AVENPITCH MUSIC LLC	Performance in the Park - June 27	\$ 150.00
BARNUM COMPANIES INC	PD maintenance doors	\$ 280.00
BARR ENGINEERING COMPANY	General Engineering Services	\$ 3,455.00
BARR ENGINEERING COMPANY	General Engineering Services	\$ 1,432.07
BAUER BUILT INC	Equipment Repair	\$ 115.50
BIO-TEC EMERGENCY SERVICES	Decontamination of Squad 5318	\$ 150.00
BLAINE AREA PET HOSPITAL PA	K9 Vet Services - Andy	\$ 65.00
BLAINE BROTHERS INC	Equipment Parts - PW	\$ 12.00
BLAINE CUSTOM APPAREL & AWARDS	Medallion for hunt	\$ 70.00
BLAINE LOCK & SAFE INC	Master Padlocks	\$ 848.80
BOYER TRUCKS - LAUDERDALE	Pulley for #1200	\$ 108.84
BOYER TRUCKS - LAUDERDALE	Engine oil leak repair - 1236	\$ 12,171.19
CAPITAL ONE TRADE CREDIT	Impact Wrench	\$ 543.00
CAPITAL ONE TRADE CREDIT	Ear protection	\$ 199.98
CAPITAL ONE TRADE CREDIT	Ratchets/J Hooks - Shop	\$ 218.91
CAPITAL ONE TRADE CREDIT	Grinding Wheels	\$ 130.11
CENTERPOINT ENERGY	750 Cloverleaf Parkway	\$ 83.21
CINTAS CORPORATION	MAYC mats, mops, towels etc	\$ 31.98
CINTAS CORPORATION	MAYC mats, mops, towels etc	\$ 32.45
CINTAS CORPORATION	Cold storage medical supply cabinet refill	\$ 68.94
COMCAST	Internet and Television - MAYC	\$ 243.29
COMCAST	Public Works Internet Service	\$ 201.27
CRYSTEEL TRUCK EQUIPMENT	Raise Scraper Blade 1298	\$ 6,242.46
CUTTER SALES	Bearings for 2411	\$ 174.54
ECM PUBLISHERS INC	Advertising & Public Notices	\$ 102.12
ECM PUBLISHERS INC	2023 Public Hearing Notices	\$ 80.62
ECM PUBLISHERS INC	Advertising & Public Notices	\$ 59.12

EDWARDS ALAN	Softball Umpire Fees	\$ 580.00
FLAGSHIP RECREATION	Sunnyside Park Playground replacement	\$ 15,835.93
FLAGSHIP RECREATION	Sunnyside Park Playground replacement	\$ 5,659.58
FLAGSHIP RECREATION	Sunnyside Park Playground replacement	\$ 14,720.87
FLAGSHIP RECREATION	Sunnyside Park Playground replacement	\$ 9,654.56
GOPHER STATE ONE CALL INC	Water & Sewer Locate Fees	\$ 1,973.70
GRAINGER	Safety Supplies for Treatment Plants	\$ 716.26
GRAINGER	Lockout supplies	\$ 656.70
I & S GROUP INC	Aquatone Bandshell Professional services	\$ 1,430.00
JACON LLC	Aurelia Park Pond Project	\$ 3,980.00
JAHNKE KELLY	K9 Trials Registration, Dog Food	\$ 326.96
JEFF BELZER'S ROSEVILLE AUTO INC	Brake Parts for PD	\$ 475.50
JOHNSON LITHO GRAPHICS	June MAYCConnect Newsletter	\$ 1,759.78
KMI MECHANICAL INC	Refund: 1 1/2" R2 Meter B22-00545	\$ 805.00
KMI MECHANICAL INC	RADIO TRANSMITTING UNIT B21-02406	\$ 743.00
LANDBRIDGE ECOLOGICAL	2023 BMP & Mitigation Maintenance	\$ 2,900.00
LANGUAGE LINE SERVICES INC	Language Line charges - May 2023	\$ 161.71
LEAGUE OF MN CITIES	2023 Annual Conference (Saroya)	\$ 475.00
MARTIN MARIETTA MATERIALS	Street Patching Material	\$ 601.95
MARTIN MARIETTA MATERIALS	Street Patching Material	\$ 186.11
MARTIN MARIETTA MATERIALS	Street Patching Material	\$ 587.42
MCPECK DEBRA	Instructor for Art Class at MAYC	\$ 240.00
MENARDS - BLAINE	hose clamps, drain, soap, rings	\$ 90.12
MENARDS - BLAINE	Irrigation Tools	\$ 97.17
MIDWAY FORD COMPANY	Lock out/dust shield	\$ 151.42
MINNESOTA EQUIPMENT - HAM LAKE	Weed Whip String	\$ 33.98
MTI DISTRIBUTING INC	Filters for PW stock	\$ 74.69
MTI DISTRIBUTING INC	Wiper arm/seal/blade	\$ 331.43
NATIONAL SPORTS CENTER	Demolition Maintenance Building	\$ 25,384.00
NORTH METRO GLASS	Mirrors for PW	\$ 491.00
PITNEY BOWES INC	Postage Machine Ink	\$ 265.58
PLAISTED COMPANIES INC	Class 5 - Water main break repairs	\$ 1,070.14
PLANT & FLANGED EQUIPMENT CO	Rubber Gaskets	\$ 37.00
POMP'S TIRE SERVICE INC	Tires for Grader	\$ 7,343.45
PRECISE MRM LLC	GPS Management	\$ 1,320.00
RIDGEWAY & ASSOCIATES	Mental Wellness Program	\$ 2,990.00
SHI INTERNATIONAL CORPORATION	Adobe Acrobat Pro License	\$ 14.03
SUMMIT FIRE PROTECTION	MAYC semi annual inspection	\$ 323.50
TENICITY LLC	Spring Tennis Lessons	\$ 2,904.00
TKDA AND ASSOCIATES INC	Professional Svcs TH65 Improve	\$ 67,925.12
TRADITIONS AT DEACON'S WALK	Park/Rec Refund	\$ 100.00
TRANE US INC	shipping, air module, temp sensor	\$ 613.93
US BANK	Fiscal Agent Fees - Bond 2021A	\$ 500.00
VERIZON WIRELESS	Telephone Service	\$ 80.02
VIKING ELECTRIC SUPPLY INC	Ground Wire for WTP 1	\$ 75.48
VOLUNTEERS OF AMERICA	Cook Supplemental Wages	\$ 83.64
VOLUNTEERS OF AMERICA	Cook Supplemental Wages	\$ 118.40

WATER CONSERVATION SERVICES INC	Water Main Leak Detection	\$ 1,235.99
WINDSOR COMPANIES/LAC ENTERPRISES	SP17-15, NSC Field Reconditioning	\$ 13,125.00
XTREME CUSTOM APPAREL	Facilities - uniform shirts with logo	\$ 287.00
		\$ 239,246.57

CITY OF BLAINE

**SUBSET OF PAYMENTS BETWEEN \$20,000 AND \$50,000 FROM THE SCHEDULE OF BILLS PAID
APPROVED ON 7/6/2023 FOR PAYMENTS THE WEEK OF 6/23/2023**

Vendor Name	Description	Amount
NATIONAL SPORTS CENTER	Demolition Maintenance Building	\$ 25,384.00



City of Blaine Staff Report

File Number: 2023-287

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Resolution

Approval of Consent Agenda: - Brian Podany, Safety Services Manager/Police Chief

Agenda Item # 8.4

Approve 3M Open Security Plan, Including Proposed Temporary Road Closures

Executive Summary

The City of Blaine Police Department will provide security for the 3M Open PGA Tour event on July 24-30, 2023. As part of the security plan, Incident Command is requesting Council adopt a resolution that will address necessary security aspects of the tournament and authorize Command staff the ability to make changes as deemed necessary to ensure the event is safe for members, guests, neighborhood residents, and any public. Staff will work closely with Anoka County, 3M Open staff, TPC, and other officials to ensure communication continues for all involved.

Background

The 3M Open is an annual PGA Tour event that takes place at the TPC Twin Cities in the City of Blaine. The event brings in over 150 of the best professional golfers in the world to Blaine each year. The 3M Open has an estimated \$50 million per year economic impact for the region, attracting tens of thousands of spectators.

Strategic Plan Relationship

This event relates to all aspects of the strategic plan by providing the community with opportunities to gather.

Board/Commission Review

N/A

Financial Impact

The City of Blaine Police Department is reimbursed by 3M for all expenses incurred from providing security at this event.

Public Outreach/Input

The public will be made aware of any road closures through social media posts and the City web-site.

Staff Recommendation

Adopt the resolution as proposed.

Attachment List

1. TPC Parking Restrictions_Letter_V3



City of Blaine

Signature Copy

Resolution:

Approve 3M Open Security Plan, Including Proposed Temporary Road Closures

WHEREAS, the City will be host to the PGA 3M Open July 24-30, 2023, at the TPC Twin Cities; and
WHEREAS, the 3M Open is a significant public event that has brought tens of thousands of people to the City of Blaine each year; and
WHEREAS, the City of Blaine Police Department provides security for this event each year; and
WHEREAS, the Blaine City Council is cognizant of providing regulation of vehicular traffic in a safe and responsible manner; and
WHEREAS, City Code requires a resolution authorizing the temporary closure of public roads; and
WHEREAS, City Code requires a resolution authorizing the temporary closure of public sidewalks; and
HEREAS, the temporary closure will not adversely affect traffic safety; and WHEREAS, public safety is paramount for all involved, including attendees and residents
NOW, THEREFORE, BE IT RESOLVED, that the Blaine City Council hereby authorizes Incident Command the ability to implement/conduct the following security and safety elements for the 3M Open:

1. Temporary road closures and parking restrictions are hereby authorized on the following streets:

Access Routes – No Parking on Mail Box Side of Street

Arnold Palmer Drive Northbound from Tournament Players Parkway to London Street

Arnold Palmer Drive Eastbound from London Street to Radisson Road

111th Avenue Westbound from Tournament Players Parkway to Club West Parkway

113th Avenue Westbound from Arnold Palmer Drive to Club West Parkway

116th Avenue Eastbound from Arnold Palmer Drive to Club West Parkway

London Street Northbound from Arnold Palmer Drive to 119th Avenue

Evacuation/Access Routes – No Parking on Either Side of Street

Kenyon Court from Arnold Palmer Drive to 700' north

Palisade Court from Tournament Players Parkway to 400' north

Tournament Players Circle North from/to Tournament Players Parkway

Lehman Lane from/to Tournament Players Parkway

Local Streets – No Parking on Mail Box Side of Street

Nassau Circle Westbound and Southbound from/to Tournament Players Parkway

112th Circle Southbound from/to Tournament Players Parkway

Hastings Street Northbound from 113th Avenue to Goodhue Street

Goodhue Street Southbound from Hastings Street to 113th Avenue

116th Court Westbound from Arnold Palmer Drive to west 600'

Arnold Palmer Trail Southbound from 119th Avenue to Arnold Palmer Drive

Tournament Players Court Tournament Players Court to west 700'

116th Avenue Eastbound from Radisson Road to Aspen Lake Drive
Tournament Players Circle South from/to Tournament Players Parkway

Local Streets – No Parking on Either Side of Street

112th Court from Tournament Players Parkway east 150'

113th Court from Arnold Palmer Drive west 200'

113th Lane from Hastings Street to Goodhue Street

Arnold Palmer Court from Arnold Palmer Drive east 700'

Fox Ridge from Radisson Road east 400'

Deer Ridge from Radisson Road east 500'

Arnold Palmer Drive from Kenyon Ct north 280'

2. Temporary road closures are hereby authorized for other streets, including private streets, as deemed necessary by Incident Command throughout the event.
3. Temporary road closures and parking restrictions will occur between the hours of 6AM and 9PM, beginning July 24 and ending July 30, 2023.
4. Temporarily suspend enforcement of the City's noise ordinance Sec. 50-203 that restricts noise between the hours of 10 PM and 7 AM as the 3M Open is an exception to the noise ordinance as an activity duly authorized by the City as defined in Ordinance.
5. Authorize Incident Command the ability to make changes as deemed necessary based on input and activity observed and learned throughout the event.
6. Restrict access to area through adoption of Perimeter Security Plan that includes security passes and/or credentials issued by Incident Command, Plan of which will be on file with Incident Command and deemed not public per Minnesota Statute 13.37.

PASSED by the City Council of the City of Blaine this 3rd day of June, 2023.



City of Blaine

Signature Copy

Ordinance:

Approve 3M Open Security Plan, Including Proposed Temporary Road Closures

WHEREAS, the City will be host to the PGA 3M Open July 24-30, 2023, at the TPC Twin Cities; and
WHEREAS, the 3M Open is a significant public event that has brought tens of thousands of people to the City of Blaine each year; and
WHEREAS, the City of Blaine Police Department provides security for this event each year; and
WHEREAS, the Blaine City Council is cognizant of providing regulation of vehicular traffic in a safe and responsible manner; and
WHEREAS, City Code requires a resolution authorizing the temporary closure of public roads; and
WHEREAS, City Code requires a resolution authorizing the temporary closure of public sidewalks; and
HEREAS, the temporary closure will not adversely affect traffic safety; and WHEREAS, public safety is paramount for all involved, including attendees and residents
NOW, THEREFORE, BE IT RESOLVED, that the Blaine City Council hereby authorizes Incident Command the ability to implement/conduct the following security and safety elements for the 3M Open:

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Arnold Palmer Drive Northbound from Tournament Players Parkway to London Street

Arnold Palmer Drive Eastbound from London Street to Radisson Road

111th Avenue Westbound from Tournament Players Parkway to Club West Parkway

113th Avenue Westbound from Arnold Palmer Drive to Club West Parkway

116th Avenue Eastbound from Arnold Palmer Drive to Club West Parkway

London Street Northbound from Arnold Palmer Drive to 119th Avenue

Evacuation/Access Routes – No Parking on Either Side of Street

Kenyon Court from Arnold Palmer Drive to 700' north

Palisade Court from Tournament Players Parkway to 400' north

Tournament Players Circle North from/to Tournament Players Parkway

Lehman Lane from/to Tournament Players Parkway

Local Streets – No Parking on Mail Box Side of Street

Nassau Circle Westbound and Southbound from/to Tournament Players Parkway

112th Circle Southbound from/to Tournament Players Parkway

Hastings Street Northbound from 113th Avenue to Goodhue Street

Goodhue Street Southbound from Hastings Street to 113th Avenue

116th Court Westbound from Arnold Palmer Drive to west 600'

Arnold Palmer Trail Southbound from 119th Avenue to Arnold Palmer Drive

Tournament Players Court Tournament Players Court to west 700'

116th Avenue Eastbound from Radisson Road to Aspen Lake Drive
Tournament Players Circle South from/to Tournament Players Parkway

Local Streets – No Parking on Either Side of Street

112th Court from Tournament Players Parkway east 150'

113th Court from Arnold Palmer Drive west 200'

113th Lane from Hastings Street to Goodhue Street

Arnold Palmer Court from Arnold Palmer Drive east 700'

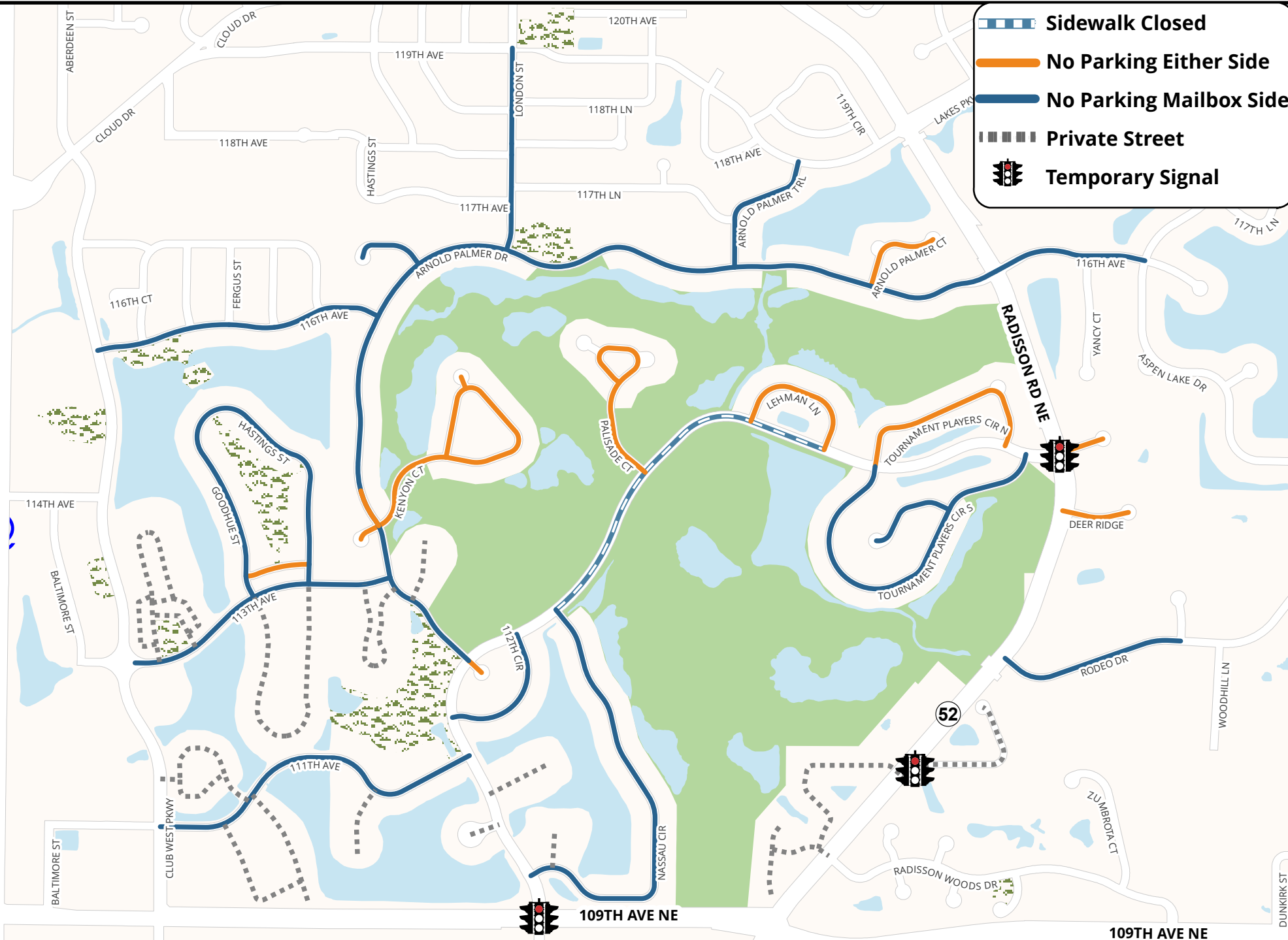
Fox Ridge from Radisson Road east 400'

Deer Ridge from Radisson Road east 500'

Arnold Palmer Drive from Kenyon Ct north 280'

2. Temporary road closures are hereby authorized for other streets, including private streets, as deemed necessary by Incident Command throughout the event.
3. Temporary road closures and parking restrictions will occur between the hours of 6AM and 9PM, beginning July 24 and ending July 30, 2023.
4. Temporarily suspend enforcement of the City's noise ordinance Sec. 50-203 that restricts noise between the hours of 10 PM and 7 AM as the 3M Open is an exception to the noise ordinance as an activity duly authorized by the City as defined in Ordinance.
5. Authorize Incident Command the ability to make changes as deemed necessary based on input and activity observed and learned throughout the event.
6. Restrict access to area through adoption of Perimeter Security Plan that includes security passes and/or credentials issued by Incident Command, Plan of which will be on file with Incident Command and deemed not public per Minnesota Statute 13.37.

PASSED by the City Council of the City of Blaine this 3rd day of June, 2023.





City of Blaine Staff Report

File Number: 2023-288

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Motion

Approval of Consent Agenda: -

Agenda Item # 8.5

Approve a Tobacco and Tobacco Products License for Blaine Gas Inc.

Executive Summary

Council is asked to approve a tobacco and tobacco products license for Blaine Gas Inc.

Background

Anthony Rammer, applicant, has applied for a tobacco and tobacco products license for Blaine Gas Inc, located at 12880 Central Avenue NE. The applicant has met the licensing requirements by completing all necessary forms and paying associated fees.

The Blaine Police Department is in the process of conducting a background investigation on Anthony Rammer. This license is contingent upon meeting all necessary requirements.

If approved, the tobacco license will be effective through December 31, 2023.

Strategic Plan Relationship

This item relates to the Growth Management strategic priority in the 2020-2023 strategic plan by providing additional opportunities for businesses to thrive while ensuring safe practices are employed.

Board/Commission Review

N/A

Financial Impact

Issuance of the license, including background checks, are included in the license fee adopted by city council.

Public Outreach/Input

No public notice is required for this license type.

Staff Recommendation

By motion, approve a tobacco and tobacco products license for Blaine Gas Inc., located at 12880 Central Avenue NE

Attachment List

None



City of Blaine Staff Report

File Number: RES 23-105

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Resolution

Development Business - Sheila Sellman, City Planner

Agenda Item # 10.1

Resolution Granting a Conditional Use Permit Amendment to Allow Overnight Outside Storage of Up to 13 Vehicles in a B-2 (Community Commercial) Zoning District at 9664 Central Avenue NE. Blaine Quality Automotive (Case File No. 23-0042/EES)

Executive Summary

The applicant has operated an auto repair business on the subject property for over 20 years and is requesting an amendment to the current CUP to allow for storage of some vehicles overnight.

Background

Planning Commission Public Hearing	06/13/23
City Council (Conditional Use Permit)	07/05/23
Action Deadline (60 Days)	06/10/23
Action Deadline (Extended by City)	08/09/23

Staff report prepared by Elizabeth Showalter, Community Development Specialist, and Teresa Barnes, Project Engineer

Zoning

The property is zoned B-2, Community Commercial.

Surrounding Zoning and Uses

The property is located between Highway 65 and Central Avenue (a stretch of frontage road that runs from Cloverleaf Parkway to 97th Avenue). The property to the west and south, across the frontage road, is zoned R-4, Manufactured Home, and is occupied by the Northview Villa manufactured home park. The property abuts 97th Avenue to the north.

Existing Conditions

The property has an existing approximately 1,300 square foot auto repair shop.

History

The building on the property was constructed in 1971 as a service station with gas pumps and auto repair. The property was vacated by the gas station use around 1983. A CUP was requested in 1995 for minor auto repair, which involved removal of the gas pumps/tanks and site improvements. At that time, the applicant requested the ability to have 4 vehicles stored outside overnight. The CUP approved by the City Council required any customer vehicles left overnight to be stored inside. The property was sold to the current owner in 1997.

Between 2002 and 2005, there were many discussions regarding the property and a desire by the property owner to have more outside vehicle storage. The City Council considered revoking the 1995 CUP due to failure to comply with the conditions prohibiting overnight outside storage of vehicles, but ultimately did not. The property owner indicated a desire to add on to the building during that time, which would have required variances from the setback requirements and parking requirements. The property owner was advised that he could apply for the necessary variances and CUP amendment to add on or apply for a CUP amendment for additional outside overnight storage, but no applications were received.

Evaluation of Request

The applicant is requesting a conditional use permit amendment to the CUP issued in 1995 (Res 95-95) to allow for 13 vehicles to be stored outside overnight. The applicant's request is based on their determination of the number of parking stalls on site to be 26. The parking lot is not currently striped. The site plan approved for the property in 1995 shows 12 parking stalls. Staff's review of the site plan and the dimensional requirements for parking stalls and access aisles has determined that 20 conforming stalls can likely be established on the property. The applicant is requesting the ability to store cars outside in the parking stalls that are immediately north and south of the building and three stalls proposed along the 97th Avenue frontage, to the east of the entrance drive. Eleven stalls could be established in those three areas, with nine additional stalls for daily parking along the Highway 65 frontage. This calculation includes one accessible stall with the required access aisle.

A key element of the CUP review for outside storage of vehicles in commercial districts is the screening provided for those vehicles to limit visibility from the road and surrounding properties. Staff initially recommended the applicant propose a solid fence around the outside storage. The applicant is not proposing a solid fence due to security concerns, with a fence limiting the visibility of the vehicles to passersby, the police, and neighbors who keep an eye on the property, which the applicant believes is important for preventing theft of vehicles or vehicle parts. The applicant has placed landscape boulders around the property. Staff suggests the applicant work with Blaine Police Community Outreach Coordinator on Crime Prevention Through Environmental Design (CPTED) which focuses on reducing or eliminating opportunities for crime by using elements of the environment.

Site Plan

The site meets current requirements for building and parking setbacks, except for a small area to the north of the southern entrance off of the frontage road that has an approximately six foot setback, instead of the required 10 foot setback (this is legal nonconforming). The parking requirement for auto repair is four parking stalls plus two per service bay. With the two service bays on the property, the required parking is eight stalls, which is exceeded by the provided parking.

Architecture

The building is primarily painted brick with glass around the office/waiting area and in the bay doors. The roof is mansard style with asphalt shingles. The building design does not meet the standards for the zoning district or the Highway 65 Overlay District, both of which require three premium materials on each side, totaling at least 50% of each walls. Glass is the only premium material present. Staff does not consider the architectural design to be related to the CUP request, and therefore, no conditions relative to the building design are recommended.

Landscaping

If the building were constructed today, the following landscaping quantities would be required:

- 11 Overstory Trees
- 6 Conifer Trees
- 6 Ornamental Trees
- 38 Shrubs

The landscape plan approved in 1995 has 7 overstory trees, 4 conifers, 4 ornamentals and 25 shrubs, which met the requirements at that time. Since then, the Highway Overlay District has been created which requires 50% more landscaping for properties in the district.

Two of the conifer trees on the landscape plan from 1995 are not present and were either never planted or were removed. Some shrubs are also missing. The landscaping would be restored to what was required with the 1995 plan through planting of 2 conifer trees and 13 shrubs. The Commission may choose to recommend additional landscaping to provide more screening of the proposed outdoor storage.

Grading/Storm Drainage

The proposed project does not include any alterations to the existing grading or storm water drainage patterns on the property.

Utilities

The proposed development will utilize the existing utilities into the building. No new connections are proposed.

Wetlands/Watershed/FEMA

There are no wetlands or FEMA flood plain on the existing site. A Coon Creek Watershed District review is not required.

Access/Street Design/Sidewalks/Trails

The development will utilize the existing access points to the existing parking area. No new access points will be granted. No additional street design, sidewalks or trails will be required.

Easements/Right-of-way/Permits

The developer will need to obtain any and all required permits to construct the proposed project. A copy of all permits will need to be submitted to the City prior to any site work.

Conditional Use Permit

A city exercises "quasi-judicial" authority when considering a CUP application. This means the city's role

is limited to applying the standards in the ordinance to the facts presented by the application. The city acts like a judge in evaluating the facts against the standards.

Section 27.04 Criteria for granting conditional use permits:

The Blaine City Council shall consider the advice and recommendations of the Planning Commission and the effect of the proposed use on the comprehensive plan and upon the health, safety, and general welfare of occupants of surrounding lands. Among other things, the Council shall consider the following findings where applicable.

1. The use shall not create an excessive burden on existing parks, schools, streets and other public facilities and utilities which serve or are proposed to serve the area.
 - The outside storage is not anticipated to increase the burden on public utilities or facilities.
2. The use will be located, designed, maintained, and operated to be compatible with adjoining properties and the existing or intended character of the zoning district.
 - When the use was considered in 1995, the City Council found that outside storage of vehicles was not compatible with adjacent properties. The Planning Commission and City Council may consider whether the proposed storage is compatible with adjacent properties with the recommended conditions or additional conditions that may be added.
3. The use shall have an appearance that will not have an adverse effect upon adjacent properties.
 - The mature landscaping present on the site and the additional landscaping required by the recommended conditions will reduce the visual impact. The Planning Commission and City Council may add conditions requiring additional landscaping or screening (such as a solid fence) if deemed necessary to prevent the appearance from having an adverse effect upon adjacent properties.
4. The use, in the opinion of the City Council, shall be reasonably related to the overall needs of the City and to the existing land use.
5. The use shall be consistent with the purposes of the zoning code and purposes of the zoning district in which the applicant intends to locate the proposed use.
 - The zoning district is intended to provide retail and services to a trade area of nearby neighborhoods. The proposed use is consistent with that purpose. The City Council and Planning Commission may determine whether additional conditions are required for the proposed use to be consistent with the purpose of the zoning code to preserve the attractiveness of Blaine.
6. The use shall not be in conflict with the comprehensive plan of the City.
 - The use is consistent with the comprehensive plan.
7. The use will not cause traffic hazards or congestion.
 - The limitations on occupancy will prevent any additional traffic hazard or congestion.
8. The use shall have adequate utilities, access roads, drainage and necessary facilities.
 - The existing structure is served with the required utility services, adequate roadway infrastructure and necessary drainage facilities to service the proposed uses.

Attachment List

Zoning and Location Map

Narrative

Applicant's Requested Parking
Parking Stall Layout
Original Landscape Plan
Res 95-95
Public Comments
Unapproved Planning Commission Minutes 6/13/23

Strategic Plan Relationship

Not Applicable

Board/Commission Review

The Planning Commission voted unanimously to approve the conditional use permit. The park manager of Northview Villas, the adjacent manufactured home park, spoke in favor of the application.

Financial Impact

Not Applicable

Public Outreach/Input

Notices of a public hearing were:

1. Mailed to property owners within 350 feet of the property boundaries.
2. Published in Blaine/Spring Lake Park/Columbia Heights/Fridley Life.
3. Posted on the City website.

Staff Recommendation

By motion, adopt the Resolution.

If the City Council believes that additional screening is needed to mitigate the appearance of outside storage of vehicles, the resolution may be amended to require a fence or additional landscaping.

Attachment List

1. Attachments
2. Public Comments
3. Unapproved PC Minutes 6 /13/ 23



City of Blaine

Signature Copy

Resolution: RES 23-105

Resolution Granting a Conditional Use Permit Amendment to Allow Overnight Outside Storage of Up to 13 Vehicles in a B-2 (Community Commercial) Zoning District at 9664 Central Avenue NE. Blaine Quality Automotive (Case File No. 23-0042/EES)

WHEREAS, an application has been filed by Blaine Quality Automotive as Conditional Use Permit Case File No. 23-0042; and

WHEREAS, said case involves the property described as follows:

Lot 1 Block 1 NORTHVIEW VILLA

WHEREAS, the Blaine Planning Commission held a public hearing on June 13, 2023, and recommended approval regarding said Conditional Use Permit; and

WHEREAS, the Blaine City Council has reviewed said case on July 5, 2023; and

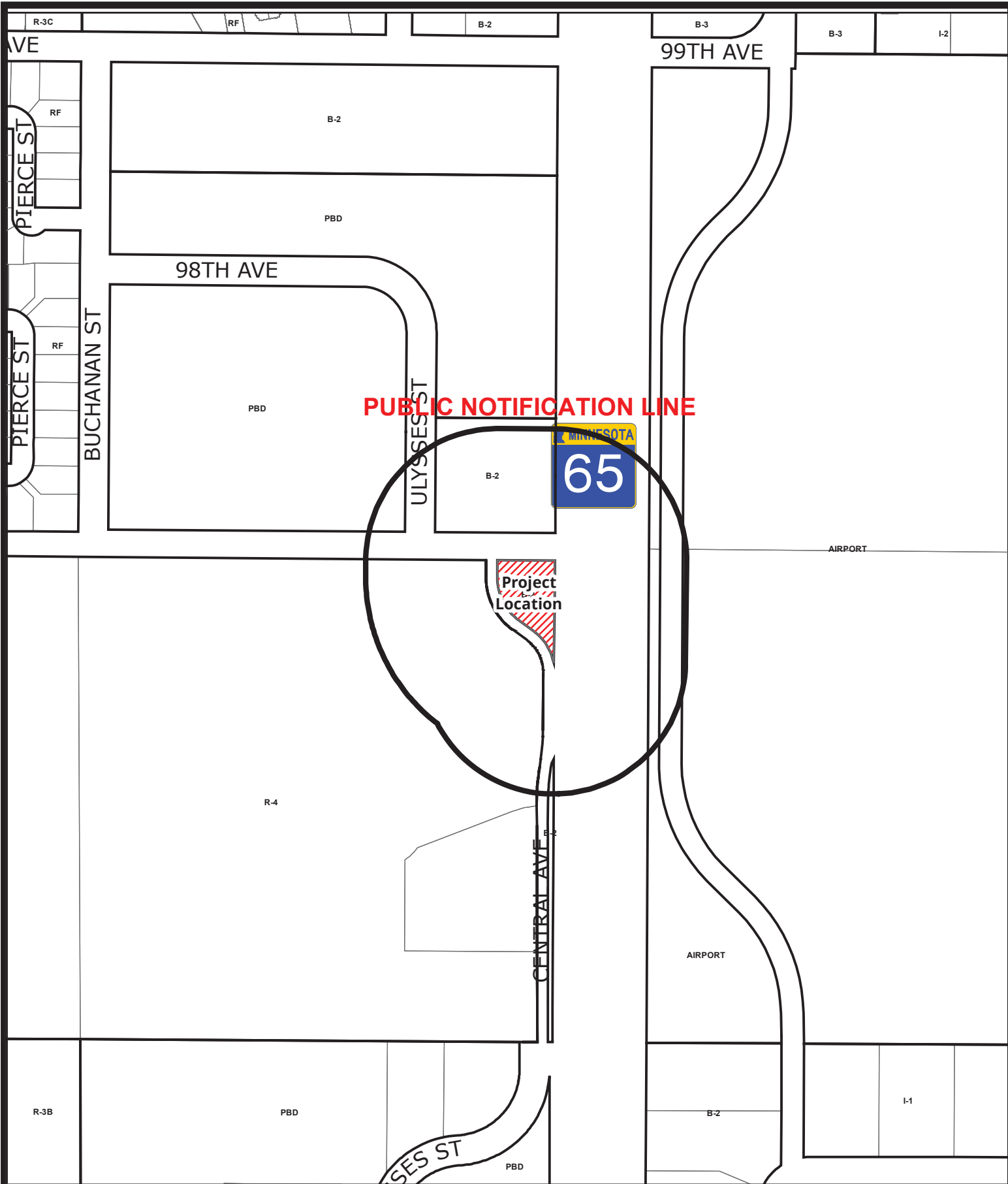
WHEREAS, the criteria identified in Section 27.04 for granting a conditional use permit has been met.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blaine that a conditional use permit amendment is hereby approved per Section 30.14(e) and 27.04 of the Zoning Ordinance to allow 11 vehicles to be stored outside overnight at an existing minor auto repair business in a B-2 (Community Commercial) zoning district with the following conditions:

1. Outside overnight storage shall be limited to the 11 parking stalls indicated on the attached site plan.
2. Any vehicle storage beyond the 11 vehicles permitted by this CUP shall be removed by October 31, 2023.
3. All stalls must meet the dimensional requirements listed in 33.13 of the zoning code.
4. One accessible parking stall is required, which shall include the associated access aisle.
5. The parking lot shall be striped, including any required accessible parking stalls, by October 31, 2023. A scaled site plan depicting the proposed striping shall be submitted to the city prior to commencing the work.
6. Two six-foot tall conifer trees and thirteen shrubs shall be planted along the Highway 65 frontage prior to October 31, 2023. A landscape plan showing the proposed trees and shrubs shall be provided by August 31, 2023, and approved by staff.
7. Hours of operation are limited to 7AM to 7PM on weekdays and 8:30AM to 1PM on Saturday.
8. All vehicle parking to be on-site. No vehicle parking on the frontage road.
9. No vehicle repair may occur outside.
10. All vehicles stored outside must be licensed with current registration and appear drivable. Vehicles on blocks may not be stored outside overnight.

11. All exterior storage other than vehicles must be removed by October 31, 2023.

PASSED by the City Council of the City of Blaine this 5th day of July, 2023.



BlaineMN.gov

Case File No. 23-0042 Blaine Quality Automotive

Blaine Planning Department / 10801 Town Square Dr NE / Blaine, MN 55449 / (763) 785-6180



The reason for the conditional use permit amendment is due to the fact that business operating length has exceeded 25 years in the same location, phone number, and employee. As society has evolved the business has been able to withstand two recessions and during that time the availability of parts for replacement has lengthen. Now this has caused the business to have multiple vehicles stored outside during the wait time and has now caused a violation of the current conditional use permit.

Hours of Operation: M-F 8-5:30

Applicant's Requested Parking



Parcel Information:

29-31-23-31-0003
9664 CENTRAL AVE NE
BLAINE
MN 55434
Plat: NORTHVIEW VILLA

Approx. Acres: 0.6

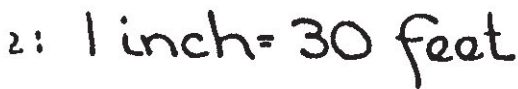
Commissioner: JULIE JEPPSON

Owner Information:

SINGH, PEARLY
4404 FLORA VISTA DRIVE
ORLANDO
FL
32837



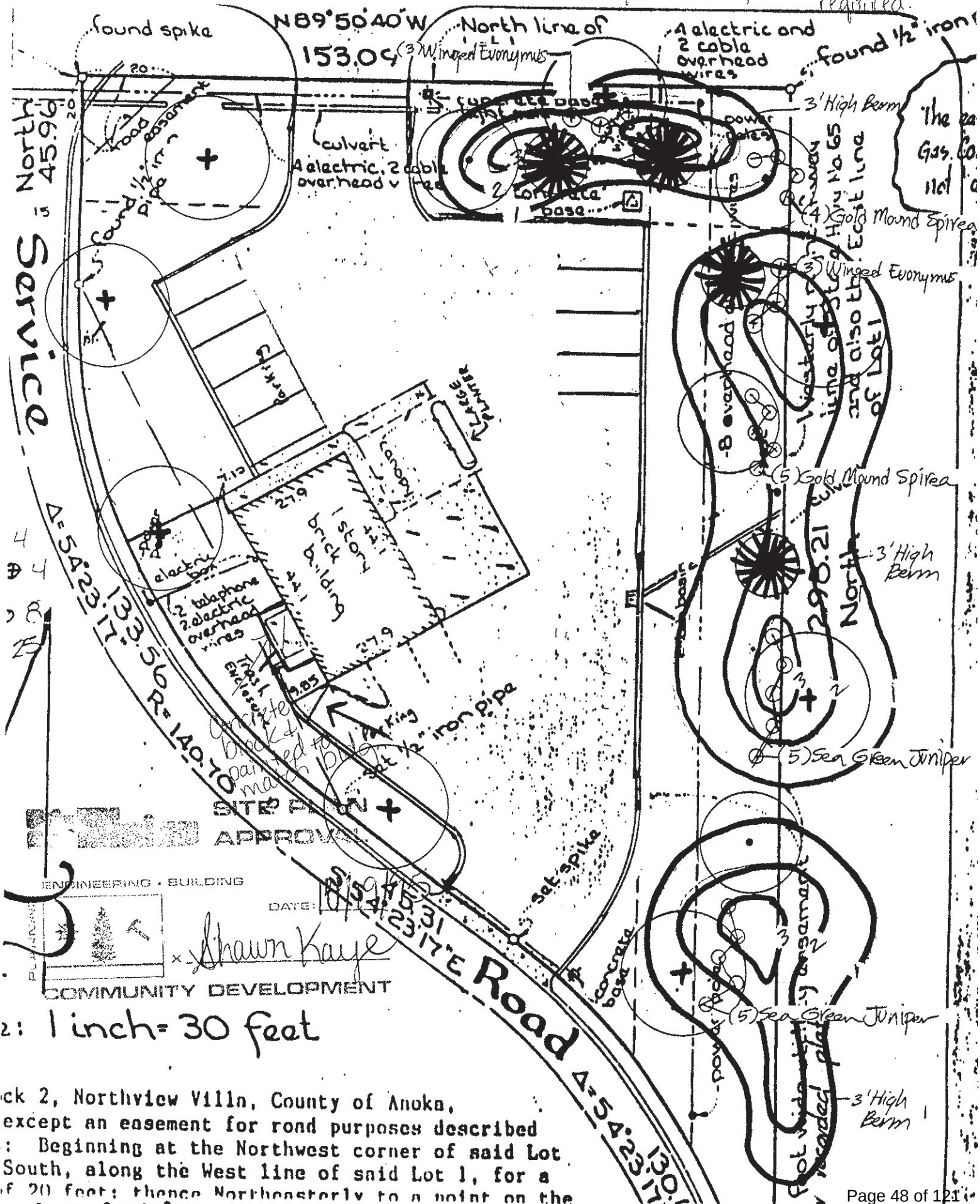
d underground irrigation required.



Page 47 of 121

Original Landscape Plan

* Front yard underground irrigation required.



CITY OF BLAINE

RESOLUTION NO. 95-95

**A RESOLUTION GRANTING A CONDITIONAL USE PERMIT
PER SECTION 30.14(c) OF THE ZONING CODE
JAMES BRANDL
9664 CENTRAL AVENUE NE**

WHEREAS, an application has been filed by James Brandl as Conditional Use Permit Case 95-37; and

WHEREAS, a public hearing has been held by the Blaine Planning Commission on June 13, 1995; and

WHEREAS, the Blaine Planning Commission recommends said Conditional Use Permit be granted; and

WHEREAS, the Blaine City Council has reviewed said case on July 6, 1995.

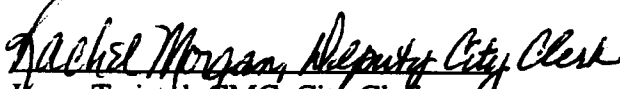
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blaine that a Conditional Use Permit is hereby granted per Section 30.14(c) of the Zoning Code to James Brandl to allow minor automobile repair at 9664 Central Avenue NE with the following conditions:

1. Final site plan approval incorporating all staff comments related to landscaping, berming and parking lot improvements along with a financial guarantee.
2. Outside display of products is not permitted under this conditional use permit.
3. Client cars left at the site over night to be stored inside the building.
4. All vehicle parking to be on-site. No vehicle parking on the frontage road.
5. Hours of operation shall be limited to 7:00 a.m. to 7:00 p.m. weekdays and 8:30 a.m. to 1:00 p.m. on Saturday.

PASSED by the City Council of the City of Blaine this 6th day of July, 1995.


Dick Swanson, Acting Mayor Pro Tem

ATTEST:


Joyce Twistol, CMC, City Clerk

Patricia Robinson

From: Diane Endres <dendres439@gmail.com>
Sent: Saturday, April 29, 2023 4:19 PM
To: Patricia Robinson
Subject: Case 23-0042

Regarding Blaine Quality Automotive's petition request for overnight storage of an additional 13 vehicles, we are requesting a no vote. His lot already looks like a junk yard.

Thank you,
Kenny and Diane
Sent from my iPad



City of Blaine

Planning Commission

June 13, 2023 | 7:00 PM
Blaine City Hall
10801 Town Square Drive NE
Blaine, MN 55449

MINUTES

1. Call to Order

The Blaine planning commission met in the City Hall Chambers on Tuesday, June 13, 2023. Chair Goracke called the meeting to order at 7:00PM.

Members Present: Commission Members Deonauth, Gorzycki, Halpern, Homan, Swanson, and Chair Goracke.

Members Absent: Commission Member Olson.

Staff Present: Shawn Kaye, Planner
Elizabeth Showalter, Community Development Specialist
Teresa Barnes, Project Engineer

2. Approval of Minutes

- 2.1. 2023-207 Approval of the May 9, 2023 Planning Commission Minutes
Sponsors:

**Motion by Commissioner Homan to approve the minutes of May 9, 2023, as presented.
Motion seconded by Commissioner Deonauth. The motion passed 6-0.**

3. Public Hearing

- 3.1. 2023-135 Case File No. 23-0042 // Blaine Quality Automotive // 9664 Central Avenue NE
The applicant is requesting a conditional use permit amendment to allow overnight outside storage of up to 13 vehicles in a B-2 (Community Commercial) zoning district.
Sponsors: Elizabeth Showalter, Community Development Specialist

The report to the planning commission was presented by Elizabeth Showalter, Community

Development Specialist. The public hearing for Case File 23-0042 was opened at 7:08PM.

Derrel Singh, 17350 Bataan Street NE in Ham Lake, reported he was the owner of Blaine Quality Automotive, which has been in business at this location for the past 27 years. He explained it was hard for him to comply with the existing conditional use permit, given the fact he has exceeded the three year make it or break it point and the business has grown. However, he stated there were some items the city has required and would be fulfilled.

Don Carlson, 1131 96th Lane NE, explained he was the park manager for Sandpiper Bend and Northview Villa. He stated many of his people have their cars fixed at Blaine Quality Automotive. He understood it took time to fix cars when parts had to be ordered.

The public hearing was closed at 7:13PM.

Chair Goracke asked if the eleven parking stalls would be adequate.

Mr. Singh stated he would start with eleven parking stalls based on staff's recommendation. He commented if he needed additional parking, he would have to come back before the city.

Chair Goracke commended Mr. Singh for serving the community well for the past 27 years.

Commissioner Swanson asked if the applicant minded enhancing the landscaping.

Mr. Singh stated he did not mind and noted he had met with a landscaper in order to discuss the work needed.

Commissioner Deonauth questioned what the applicant's thoughts were regarding a fence.

Mr. Singh discussed how catalytic converters were being stolen throughout the metro area and noted he had seven cars that had catalytic converters stolen. He stated he had to pay to have these replaced out of his pocket. He has since enhanced security on the property. He was of the opinion a fence would not enhance security for his property because officers would not be able to see into his property. Rather, he would like to have shrubs and boulders along the property line. He stated if he was required to do a fence, he feared it would not be appealing because it was too close to Highway 65.

Commissioner Halpern inquired if the city had any recorded complaints from the adjacent neighbors regarding the subject property.

Community Development Specialist Elizabeth Showalter reported a comment was received in opposition and a complaint was received in 2021 and these complaints were anonymous. She noted there was a period of time between 2002 and 2005 where there was a high volume of complaints and staff was working with the applicant to amend the CUP and the council considered revocation. In the end, no action was taken.

Commissioner Halpern asked if there was a general theme to the complaints.

Community Development Specialist Elizabeth Showalter stated the complaints were based on the visual appearance of the property and there being too much stuff outside.

Commissioner Halpern requested further information regarding the new landscaping.

Community Development Specialist Elizabeth Showalter commented on the landscaping enhancements that would be required along Highway 65. She reported shrubs and/or a fence could be required along Ulysses to enhance the screening for the adjacent residents.

Commissioner Halpern questioned if the applicant would object to amendments to the landscaping plan.

Mr. Singh stated he did not have any objection to the requirement, but stated this could become quite expensive for him. He reiterated that this property was constructed in 1971. He explained if his customers were not able to pay their bill, the cars could become abandoned. It was his hope that the city would be able to help him with the financing of the landscaping improvements.

Chair Goracke asked if there were any grants from the city that would assist Mr. Singh with the landscaping enhancements.

Community Development Specialist Elizabeth Showalter reported staff has provided the applicant with information on the city's small business loan program. She was uncertain if the amount of work required would be enough to qualify for a small business loan.

Motion by Commissioner Deonauth to recommend approval of Planning Case 23-0042 based on the following conditions:

Case 23-0042:

1. **Outside overnight storage shall be limited to the 11 parking stalls indicated on the attached site plan.**
2. **Any vehicle storage beyond the 11 vehicles permitted by this CUP shall be removed by October 31, 2023.**
3. **All stalls must meet the dimensional requirements listed in 33.13 of the zoning code.**
4. **One accessible parking stall is required, which shall include the associated access aisle.**
5. **The parking lot shall be striped, including any required accessible parking stalls, by October 31, 2023. A scaled site plan depicting the proposed striping shall be submitted to the city prior to commencing the work.**
6. **Two six foot tall conifer trees and thirteen shrubs shall be planted along the Highway 65 frontage prior to October 31, 2023. A landscape plan showing the proposed trees and shrubs shall be provided by August 31, 2023.**
7. **Hours of operation are limited to 7:00 am to 7:00 pm on weekdays and 8:30 am to 1:00 pm on Saturday.**
8. **All vehicle parking to be on-site. No vehicle parking on the frontage road.**
9. **No vehicle repair may occur outside.**
10. **All vehicles stored outside must be licensed with current registration and appear drivable. Vehicles on blocks may not be stored outside overnight.**

11. All exterior storage other than vehicles must be removed by October 31, 2023.

Motion seconded by Commissioner Swanson. The motion passed 6-0.

Chair Goracke noted this would be on the agenda of the July 5, 2023 city council meeting.



City of Blaine Staff Report

File Number: RES 23-106

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Resolution

Development Business - Sheila Sellman, City Planner

Agenda Item # 10.2

Resolution Granting a Variance to Allow a Six Foot Privacy Fence in the Front Yard Along Radisson Road NE at 12640 Radisson Road NE. Aaron Jordan (Case File No. 23-0046/SLK)

Executive Summary

The applicant is requesting a variance to construct a six foot privacy fence in the front yard, adjacent to Radisson Road.

Background

Planning Commission (Public Hearing)	06/13/23
City Council (Variance)	07/05/23
Action Deadline (60 days)	06/26/23
Action Deadline (Extended by City)	08/25/23

Staff report prepared by Shawn Kaye, Planner, and Teresa Barnes, Project Engineer

Zoning

The property is zoned FR (Farm Residential). The zoning district is intended for large lot residential uses, typically in areas that are not served by sewer and water.

Surrounding Zoning and Uses

The properties to the south and west are zoned R-1 (Single Family). The property immediately north is zoned AG (Agriculture) and is an agricultural preserve. There is a cul-de-sac cut out of the farm that is zoned DF (Development Flex) and has smaller lot single family homes. To the east is Radisson Road and a combination of properties zoned FR and R-1AA (Single Family).

Existing Conditions

The property is wooded and has a large wetland in the center of the property.

History

The applicant received a Conditional Use Permit (CUP) to build a 2,613 square foot detached garage in August 2022. In the FR district, the total garage and accessory building space can be up to 3,000 square feet with a CUP. The proposed detached garage and attached garage space is 2,963 square feet. The applicant also received a variance to construct an accessory building in the front yard in August 2022.

Evaluation of Request

Code Requirement

Section 33.08 of the zoning code regulates fences. Specifically, 33.08 (f)(1) states: Front yard—Maximum height of four (4) feet above ground level in front of the front face of the residential structure.

Site Plan

The applicant would like to construct a six foot fence in the front yard of his parcel adjacent to Radisson Road. The proposed fence will run along the length of the front yard property line adjacent to Radisson Road and along the north and south property lines in the front yard. The fence will be a maintenance-free fence similar to the drawing that is attached to this report. The fence is being proposed because of noise, safety, and to help screen the large accessory building he proposes to construct.

In 2008, the City Council adopted a code amendment to the height provisions for residential fences in the rear yard abutting collector and arterial roadways. The amendment now allows rear yard fences abutting major roadways to be taller than six feet and up to 10 feet with the granting of a CUP. The purpose of the change to allow taller fences was to help property owners mitigate noise issues associated with living next to these busier and louder roadways. This section of the ordinance does not apply to the applicant's property because his property fronts and has access to a major roadway and it is not his rear yard as is the case for several approved CUPs for fences 6 feet or taller in this area. Therefore, he is requesting a variance to the maximum of 4 feet for a fence in the front yard.

Tree Preservation

The site is currently wooded and many trees will be removed to allow for the construction of the home and garage and to allow for the creation of flood storage to mitigate the floodplain fill. The home, garage, and driveway will result in a 0.9 acre of tree removal and the flood storage will result in 1.7 acres of tree removal.

Grading/Storm Drainage

The proposed project does not include any alterations to the existing grading or storm water drainage patterns on the property.

Utilities

The proposed development will utilize the existing utilities into the building. No new connections are proposed.

Wetlands/Watershed/FEMA

The proposed fence will not encroach into the platted wetland area.

A Coon Creek Watershed District review is not required.

Access/Street Design/Sidewalks/Trails

The development will utilize the existing access points to the site. No new access points will be granted.

No additional street design, sidewalks or trails will be required.

Easements/Right-of-way/Permits

The developer will need to obtain any and all required permits to construct the proposed project. A copy of all permits will need to be submitted to the City prior to any site work.

Variances (Section 27.06)

(a) Criteria for granting variances. A variance to the provision of the zoning ordinance may be issued by the City Council to provide relief to the land owner in those cases where the ordinance imposes practical difficulty on the property owner in the use of his land. No use variances may be issued.

(1) Variances shall only be permitted:

- (a) When they are in harmony with the general purposes and intent of the ordinance, and
- (b) When the variances are consistent with the comprehensive plan.

(2) Variances may be granted when the applicant for the variances establishes that there are practical difficulties in complying with the zoning. Practical difficulties, as used in connection with the granting of a variance, means that:

(a) The property owner proposes to use the property in a reasonable manner not permitted by the zoning code;

- The subject site would be permitted to have a six foot fence if the access to the house or front yard was oriented to the south and the property line adjacent to Radisson Road was a side or rear yard. A six foot fence in this location is considered a reasonable use of the property.

(b) The plight of the landowner is due to circumstances unique to the property not created by the land owner

- The applicant bought this parcel with its current access and did not determine the front yard designation.

(c) The variance, if granted will not alter the essential character of the locality.

- The fence would be consistent with other fences that are located adjacent to Radisson Road in the same vicinity, and will not alter the character.

(d) Economic considerations alone do not constitute practical difficulties. Practical difficulties include, but are not limited to, inadequate access to direct sunlight for solar energy systems.

- The variance is not for economic reasons.

(e) The variance requested is the minimum variance which would alleviate the unique circumstances.

- The applicant has indicated with his submittal that six feet is the minimum size to provide adequate protection for noise and screening.

Attachment List

Zoning and Location Map

Site Plan
Picture of Fence
Narrative
Public Comments
Unapproved Planning Commission Minutes 6/13/23

Strategic Plan Relationship

Not Applicable

Board/Commission Review

The Planning Commission voted unanimously to approve the variance. There were no comments at the public hearing.

Financial Impact

Not Applicable

Public Outreach/Input

Notices of a public hearing were:

1. Mailed to property owners within 350 feet of the property boundaries.
2. Published in Blaine/Spring Lake Park/Columbia Heights/Fridley Life.
3. Posted on the City website.

Staff Recommendation

By motion, adopt the Resolution.

Attachment List

1. Attachments
2. Unapproved PC Minutes 6/13/23



City of Blaine

Signature Copy

Resolution: RES 23-106

Resolution Granting a Variance to Allow a Six Foot Privacy Fence in the Front Yard Along Radisson Road NE at 12640 Radisson Road NE. Aaron Jordan (Case File No. 23-0046/SLK)

WHEREAS, an application has been filed by AJBK5 LLC as Case File No. 23-0046 for a variance; and

WHEREAS, said case involves the land described as follows:

Tract C, REGISTERED LAND SURVEY NO. 253, Anoka County Minnesota.

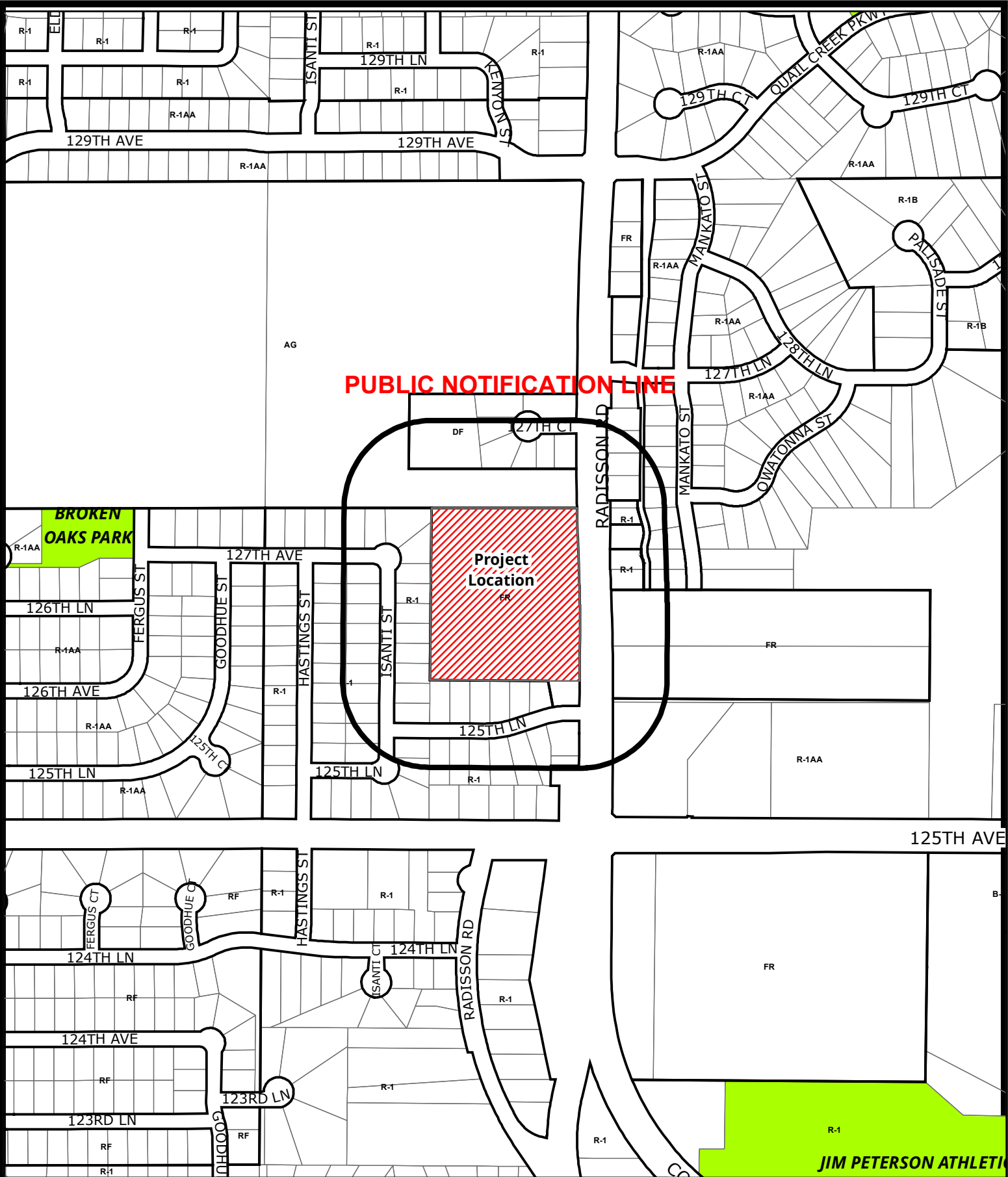
WHEREAS, a public hearing has been held by the Blaine Planning Commission on June 13, 2023 and the Planning Commission recommends approval of a six foot privacy fence in the front yard along Radisson Road NE; and

WHEREAS, the Blaine City Council has reviewed said case on July 5, 2023.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blaine that a variance is hereby approved per Section 33.08 (f)(1) of the Zoning Ordinance to allow a six foot privacy fence in the front yard along Radisson Road NE, with the following findings:

1. The variance is in harmony with the general purposes and intent of the ordinance and
2. The variance is consistent with the comprehensive plan.
3. The property owner proposes to use the property in a reasonable manner not permitted by the zoning code;
4. The plight of the landowner is due to circumstances unique to the property not created by the land owner; and
5. The variance will not alter the essential character of the locality.
6. Economic considerations alone do not constitute practical difficulties. Practical difficulties include, but are not limited to, inadequate access to direct sunlight for solar energy systems.
7. The variance requested is the minimum variance which would alleviate the unique circumstances.
8. The following conditions apply:
 - a. A fence permit is required.
 - b. The fence cannot exceed six feet in height.

PASSED by the City Council of the City of Blaine this 5th day of July, 2023.



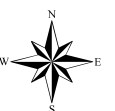
PUBLIC NOTIFICATION LINE

Project Location

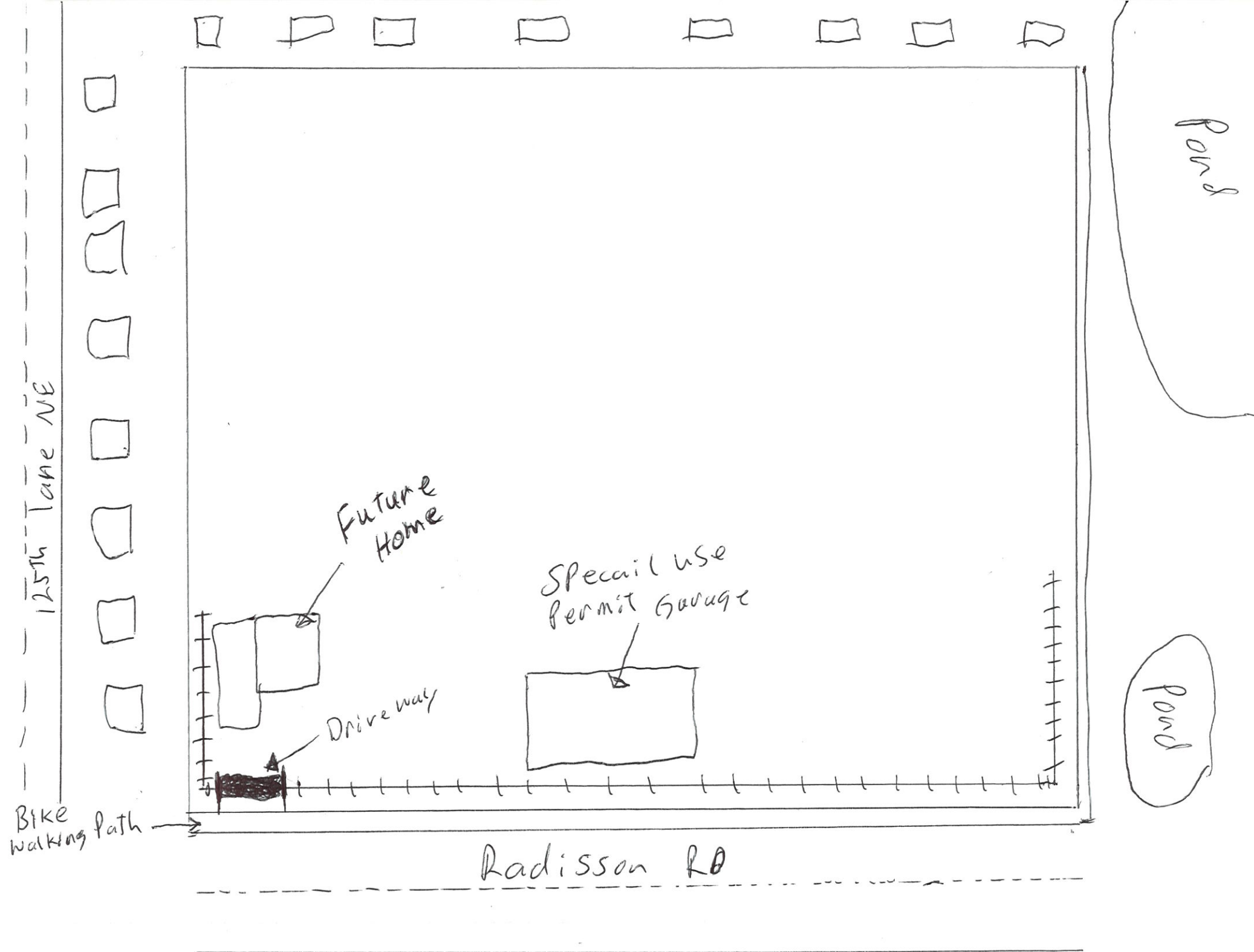


BlaineMN.gov

Case File No. 23-0046
Aaron Jordan



Blaine Planning Department / 10801 Town Square Dr NE / Blaine, MN 55449 / (763) 785-6180





12640 Radisson Rd Fence

Using Fence for Noise, Safety, flying dirt and approved special permit/ Variance for a big garage located by Radisson rd from the city council and they recommended putting trees up to help with visibility of the garage. The fence would help with that plus trees. I also have no trespassing signs up and still catch people walking on the land. That is a liability issue for me also.

Patricia Robinson

From: Jared Olson <jaredolson217@gmail.com>
Sent: Thursday, June 8, 2023 6:30 PM
To: Patricia Robinson
Subject: Case 23-0046

Good evening,

My name is Jared Olson and my wife and I are the owners of the property of 1979 125th Ln NE, Blaine, MN 55449.

Our concerns with this plan are listed below:

- 1) we talked with Aaron before we bought our property back on Oct 31st, 2022. He said they would get shrubs as a privacy fence. There was never anything stated about putting up a privacy fence on the property.
- 2) we were never told about a garage being put up on the property, it says special use permit garage, what does this mean? What will it be used for?
- 3) a 6 foot privacy fence will be an eye sore. We specifically purchased our property because we enjoyed the wildlife surrounding it, we were told there would be a house built close to the pond down Radisson on the north end of their property, not right behind our house. Had we known this from the beginning, we would have considered more if we would have purchased this property.

Thank you for your time and hearing out concerns! We look forward to hearing back from you and seeing you on Tuesday the 13th at the meeting.

Jared Olson



City of Blaine

Planning Commission

June 13, 2023 | 7:00 PM
Blaine City Hall
10801 Town Square Drive NE
Blaine, MN 55449

MINUTES

1. Call to Order

The Blaine planning commission met in the City Hall Chambers on Tuesday, June 13, 2023. Chair Goracke called the meeting to order at 7:00PM.

Members Present: Commission Members Deonauth, Gorzycki, Halpern, Homan, Swanson, and Chair Goracke.

Members Absent: Commission Member Olson.

Staff Present: Shawn Kaye, Planner
Elizabeth Showalter, Community Development Specialist
Teresa Barnes, Project Engineer

2. Approval of Minutes

- 2.1. 2023-207 Approval of the May 9, 2023 Planning Commission Minutes
Sponsors:

**Motion by Commissioner Homan to approve the minutes of May 9, 2023, as presented.
Motion seconded by Commissioner Deonauth. The motion passed 6-0.**

3. Public Hearing

- 3.2. 2023-201 Case File No. 23-0046 // Aaron Jordan // 12640 Radisson Road NE
The applicant is requesting a variance to allow a 6-foot privacy fence in the front yard along Radisson Road NE.
Sponsors: Shawn Kaye, Planner

The report to the planning commission was presented by Shawn Kaye, Planner. The public hearing for Case File 23-0046 was opened at 7:34PM. As no one wished to appear, the public hearing was closed at 7:34PM.

Aaron Jordan, 2071 127th Lane NE, thanked the commission for considering his fence request. He explained the fence would assist with managing the noise from Radisson Road and would improve safety.

Commissioner Halpern asked if a six-foot fence would be installed between the applicant's property and the adjacent home.

Mr. Jordan stated he would be installing a six-foot privacy fence.

Motion by Commissioner Deonauth to recommend approval of Planning Case 23-0046 based on the following conditions:

Case 23-0046:

1. **A fence permit is required.**
2. **The fence cannot exceed six feet in height.**

Motion seconded by Commissioner Homan. The motion passed 6-0.

Chair Goracke noted this would be on the agenda of the July 5, 2023 city council meeting.



City of Blaine Staff Report

File Number: RES 23-107

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Resolution

Development Business - Sheila Sellman, City Planner

Agenda Item # 10.3

Resolution Granting a Conditional Use Permit to Operate a Preschool/Daycare in the Christ Lutheran Church Building in the R-1 (Single Family) Zoning District at 641 89th Avenue NE. Montessori School of Chantilly (Case File No. 23-0049/SLK)

Executive Summary

The applicant is requesting to open a daycare in Christ Lutheran Church.

Background

Planning Commission Public Hearing	06/13/23
City Council (Conditional Use Permit)	07/05/23
Action Deadline	07/15/23

Staff report prepared by Shawn Kaye, Planner, and Teresa Barnes, Project Engineer

Zoning

The property is zoned R-1 Single Family.

Surrounding Zoning and Uses

Surrounding properties are zoned R-1 (Single Family). Two properties to the west are zoned R-2 (Two Family). Single family homes are located to the west and north. North Gable Senior Housing and Church of St. Timothy are located to the east.

Existing Conditions

The property has an existing church and parking lot.

History

The church received a Conditional Use Permit (CUP) in 1988 to operate a Montessori daycare. In 2000, the site received a CUP amendment to clarify the change in operators, but continued to operate as a daycare. In 2006, a CUP amendment for the construction of a 20,100 square foot addition to the north

end of the existing church building, remodeling of the existing church, parking lot addition, and an accessory building, was approved. The pre-school/daycare relocated to the new addition in 2006. The church has stated that a daycare/preschool has not been operating from the church for at least three years.

Evaluation of Request

Site Plan

Montessori School of Chantilly would like to operate a preschool and child care center in the Christ Lutheran Church building. The Montessori School of Chantilly was established in 2012 and currently has two locations in Virginia. The daycare is proposing to occupy an 8,785 square foot area of the church that was previously used for a child care center. The CUP amendment is being processed as the previous CUP expired because the use had been discontinued for a period of more than one (1) year.

The preschool/child care center would provide daycare for approximately 140 children ages 3 months to 12 years during the hours from 7AM to 6PM. Typically, the ages of the children will be 3 months to 6 years. The daycare proposes an accredited kindergarten program and some school-age children may attend before and after-school care.

Proposed Classes:

- Class 1 (Infants 3 months to 16 months. - 9 infants)
- Class 2 (Toddler/Preprimary 17 months to 36 months. -15 toddlers)
- Class 3 (Toddler/Preprimary 17 months to 36 months. -15 toddlers)
- Class 4 (Primary 36 months to 6 years. -20 primary students)
- Class 5 (Primary 36 months to 6 years. -20 primary students)
- Class 6 (Primary, but will use this for the school-age if needed. Once other classes are full, it will be used for 20 primary or school-year-aged students.)

The daycare will use the existing fenced playground area located adjacent to the north of the existing building.

The parking analysis provided by the applicant states that the daycare will need 20 stalls for their use. The parking standards in the Zoning Ordinance requires 29 stalls for 8,785 square feet of daycare space. The church parking lot provides more than enough parking stalls with approximately 225 stalls on site. The church operations are minimal during the daycare hours Monday-Friday. Therefore, parking onsite is adequate.

Landscaping

The existing landscaping on site met requirements when the building was constructed.

Tree Preservation

No trees will be removed on site.

Grading/Storm Drainage

The proposed project does not include any alterations to the existing grading or storm water drainage patterns on the property.

Utilities

The proposed development will utilize the existing utilities into the building. No new connections are proposed.

Wetlands/Watershed/FEMA

The proposed preschool/daycare does not encroach into any wetland or floodplain areas.

A Coon Creek Watershed District review is not required.

Access/Street Design/Sidewalks/Trails

The development will utilize the existing access points to the existing parking area. No new access points will be granted. No additional street design, sidewalks or trails will be required.

Easements/Right-of-way/Permits

The developer will need to obtain any and all required permits to construct the proposed project. A copy of all permits will need to be submitted to the City prior to any site work.

Conditional Use Permit

A city exercises “quasi-judicial” authority when considering a CUP application. This means the city’s role is limited to applying the standards in the ordinance to the facts presented by the application. The city acts like a judge in evaluating the facts against the standards.

Section 27.04 Criteria for granting conditional use permits:

The Blaine City Council shall consider the advice and recommendations of the Planning Commission and the effect of the proposed use on the comprehensive plan and upon the health, safety, and general welfare of occupants of surrounding lands. Among other things, the Council shall consider the following findings where applicable. (Ord. No. 20-2447, 7-20-2020)

1. The use shall not create an excessive burden on existing parks, schools, streets and other public facilities and utilities which serve or are proposed to serve the area.
 - The use of a daycare does not create an excessive burden on the church property as it operates during the weekday hours and not on Sunday when the church has most of its activity.
2. The use will be located, designed, maintained, and operated to be compatible with adjoining properties and the existing or intended character of the zoning district. (Ord. No. 20-2447, 7-20-2020)
 - The daycare will be located within an existing church building. Therefore, the use will be compatible with the adjoining properties.
3. The use shall have an appearance that will not have an adverse effect upon adjacent properties.
 - The daycare will be located within an existing church building and will have adequate parking on site. The use will not have an adverse effect on adjacent properties.
4. The use, in the opinion of the City Council, shall be reasonably related to the overall needs of the City and to the existing land use.
5. The use shall be consistent with the purposes of the zoning code and purposes of the zoning district in which the applicant intends to locate the proposed use.
 - The use is consistent with the purpose of the R-1 district.
6. The use shall not be in conflict with the comprehensive plan of the City.

- The use is not in conflict with the LDR (Low Density Residential) designation in the Comprehensive Plan.
- 7. The use will not cause traffic hazards or congestion.
 - The proposed development will not result in any additional traffic hazards or additional congestion to the area.
- 8. The use shall have adequate utilities, access roads, drainage and necessary facilities.
 - The proposed development will have the required utility services, adequate roads and necessary drainage facilities to service the proposed daycare.

Attachment List

Zoning and Location Map

Site Plan (Aerial)

Floor Plan

Narrative

Parking Narrative

Public Comments

Unapproved Planning Commission Minutes 6/13/23

Strategic Plan Relationship

Not Applicable

Board/Commission Review

The Planning Commission voted unanimously to approve the conditional use permit. There were no comments at the public hearing.

Financial Impact

Not Applicable.

Public Outreach/Input

Notices of a public hearing were:

1. Mailed to property owners within 350 feet of the property boundaries.
2. Published in Blaine/Spring Lake Park/Columbia Heights/Fridley Life.
3. Posted on the City website.

Staff Recommendation

By motion, adopt the Resolution.

Attachment List

1. Attachments
2. Unapproved PC Minutes 6/13/23



City of Blaine

Signature Copy

Resolution: RES 23-107

Resolution Granting a Conditional Use Permit to Operate a Preschool/Daycare in the Christ Lutheran Church Building in the R-1 (Single Family) Zoning District at 641 89th Avenue NE. Montessori School of Chantilly (Case File No. 23-0049/SLK)

WHEREAS, an application has been filed by Montessori School of Chantilly as Conditional Use Permit Case File No. 23-00479; and

WHEREAS, said case involves the property described as follows:

LOT 4, BLOCK 2, GREENWICH CAMPUS 2ND ADDITION TOG/W S 548 FEET OF W 380 FT OF NE1/4 OF SEC 31-31-23; EX RD; SUBJ TO EASEMENT OF RECORDING

WHEREAS, the Blaine Planning Commission held a public hearing on June 13, 2023 and recommended approval regarding said Conditional Use Permit; and

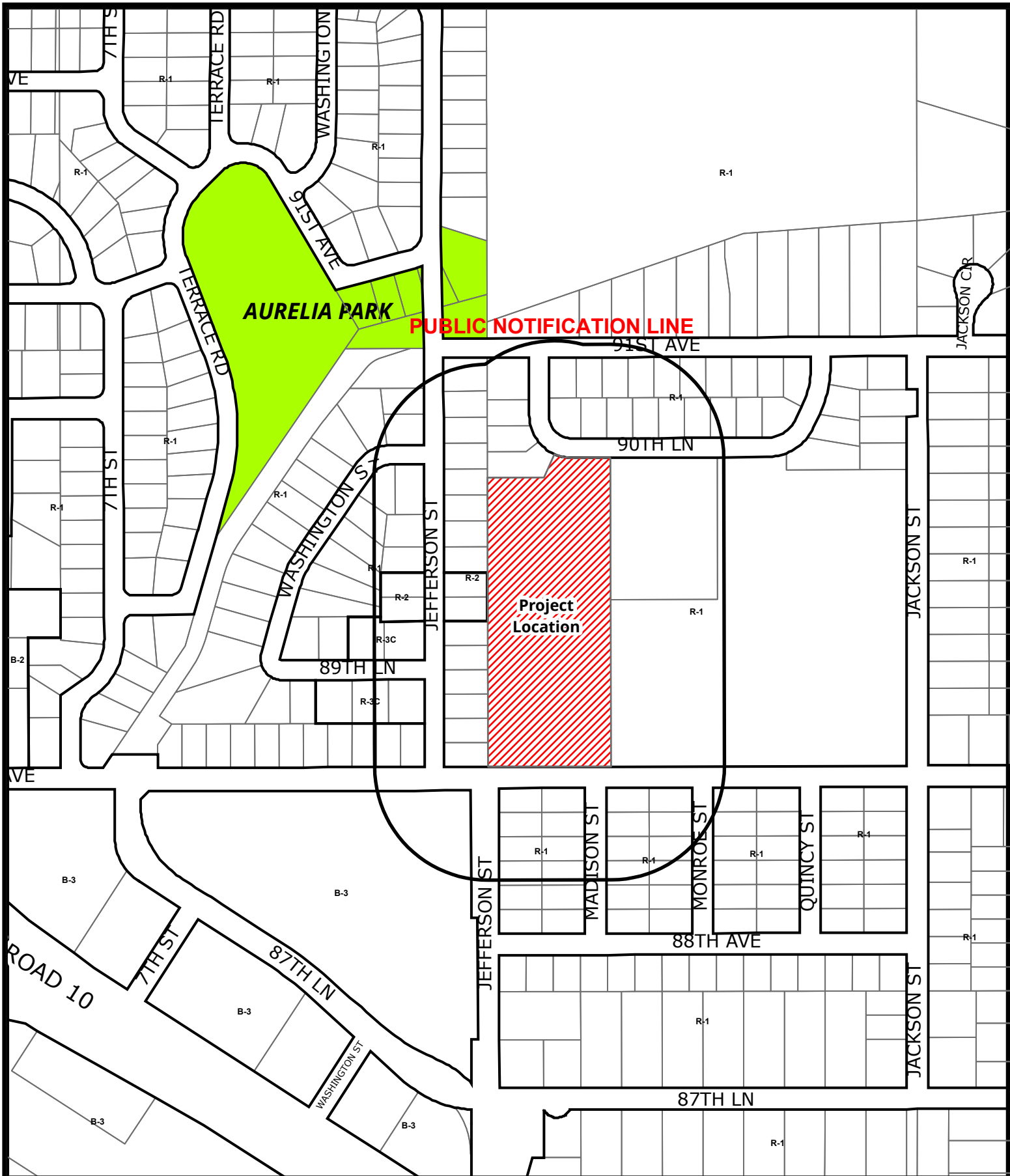
WHEREAS, the Blaine City Council has reviewed said case on July 5, 2023; and

WHEREAS, the criteria identified in Section 27.04 for granting a conditional use permit has been met.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blaine that a conditional use permit is hereby approved per Section 29.034(b) and 27.04 of the Zoning Ordinance to operate a preschool/daycare in the Christ Lutheran Church building in the R-1 (Single Family) zoning district, with the following conditions:

1. The applicant must obtain a certificate of occupancy from the City prior to occupying the building.

PASSED by the City Council of the City of Blaine this 5th day of July, 2023.



BlaineMN.gov

Case File No. 23-0049
Montessori School of Chantilly

Blaine Planning Department / 10801 Town Square Dr NE / Blaine, MN 55449 / (763) 785-6180





ELC LEASE AREA

AREA A = 5,336 SF

AREA B = 2,131 SF

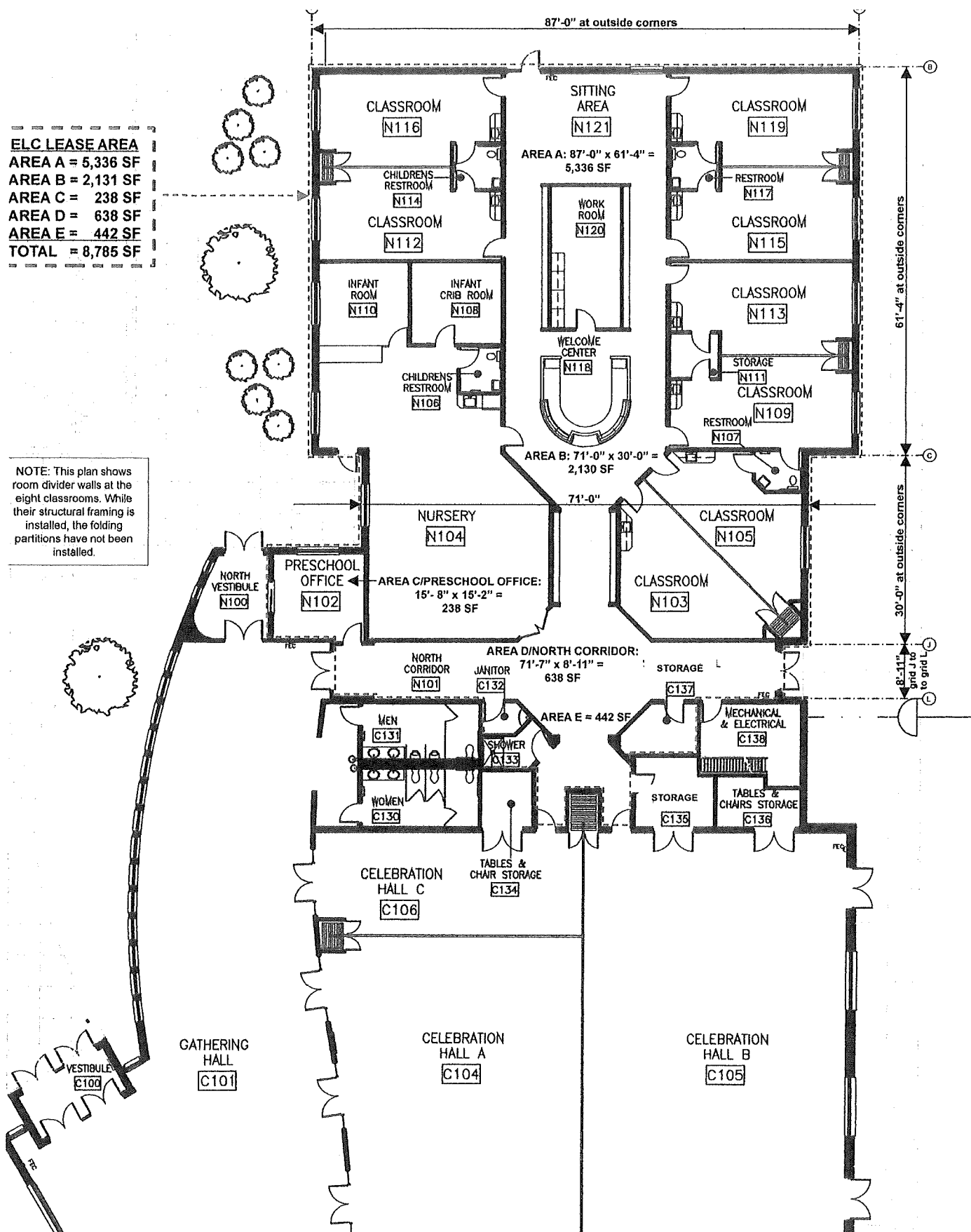
AREA C = 238 SF

AREA D = 638 SF

AREA E = 442 SF

TOTAL = 8,785 SF

NOTE: This plan shows room divider walls at the eight classrooms. While their structural framing is installed, the folding partitions have not been installed.



CHRIST LUTHERAN CHURCH

Lease Exhibit C: Early Learning Center Lease Area 042622



Montessori School
of **CHANTILLY**

Date: 5/9/23

Re: Conditional Use Permit of 641 89th Ave NE Blaine, MN 55343

New Tenant: Montessori School of Chantilly, LLC

Montessori School of Chantilly will be using 641 89th Ave NE Blaine as Montessori childcare. We are expanding and this will be our third location.

About the Montessori School of Chantilly

The Montessori School of Chantilly has been established in 2012. Since our inception, we have graduated hundreds of exceptional students and have touched the lives of many families. We are proud of our involvement in the community, and our commitment to excellence. We are most proud of our staff. We are very lucky to have and retain on a long term basis exceptional women who are passionate about the Montessori education, and the wellbeing the “whole” child.

Our Mission: Our mission is to provide the best possible education and care for each child, while allowing them to grow and learn in a stimulating and nurturing environment.

Hour of operation: 7:00 am to 6:00 pm

Days: Monday-Friday

Months: Year round

Number of students: 140

Age of students: 3 months to 12 years

Typically, we will have ages 3 months to 6 years. We will have an accredited kindergarten program and so some of our students will turn 6 while in kindergarten class. However, while we are new and the school is actively looking for students, we want to have the flexibility to have school-age for before and after school in case one of our potential clients is looking for afterschool or before school for an older sibling. The school-age need is not a demand that we currently have in our other locations, but we just need be able to have the age flexibility incase we needed that.

Classes:

We will have 6 classes.

Class 1 (infants 3 months to 16 months. 9 infants)

class 2 (Toddler/Preprimary 17 months to 36 months. 15 toddlers)

class 3 (Toddler/Preprimary 17 months to 36 months. 15 toddlers)

class 4 (Primary 36 months to 6 years. 20 primary students)

class 5 (Primary 36 months to 6 years. 20 primary students)

class 6 (Primary, but will use this for the school-age if needed at the beginning. Once other classes are full, we will use it for Primary. 20 primary or school age students.)

Number of teachers/staff: 20

Square Footage of space: 8785

Playground: Fenced playground attached to space



Montessori School
of **CHANTILLY**

Date: 5/9/23

Re: Conditional Use Permit for 641 89th Ave NE Blaine, MN 55434

Parking structure: 641 89th NE Blaine has 215 regular parking spaces and 8 handicapped parking spaces.

The Montessori School of Chantilly will need only 20 parking spaces. However, since we are the only tenant most of the weekday work hours, we will be able to use as many parking spaces as we like.

Again,

Available parking: 215+8

Needed parking: 20

Potential parking available for our use when we are there is all 215+8

Thanks

Kaltun

Patricia Robinson

From: debgreen01@aol.com
Sent: Thursday, June 8, 2023 1:05 PM
To: Patricia Robinson
Subject: Preschool at Christ Lutheran

To Blaine Planning Commission:

My name is Deborah Smith and I live at 649 90th Lane NE in Blaine. I received a letter from the Blaine Planning Commission regarding a request for a conditional use permit for operating a preschool/daycare at Christ Lutheran Church. As a retired special Ed teacher, I know the importance of early childhood education and I have no problem with the school itself..

The issue, I have, is the increased traffic on our small U-shaped 90th Lane. Christ Lutheran has had a preschool and daycare in the past and when those were in session, the traffic was higher but my real concern is the speeders. People that were running late either in the morning to get their kids to the daycare or picking their kids up at night would race down our street at sometimes many miles over the speed limit, with no concern for the neighborhood or any children or elderly that may be walking on the street. (We have no sidewalks). I've motioned at people to slow down and have gotten the finger in return.

The speed problem needs to be addressed with, at the minimum, a speed limit sign on the street, speed bumps or telling parents to the use 89th entrance for dropping off or picking up their children. The school could have signs reminding parents that they should treat this street as if it was the one they live on, where their children play and ride their bikes. They should be reminded that there is a senior apartment on this street, where many of the residents take daily walks and those residents should not have to worry about dodging speeding vehicles.

Thank you,
Deborah Smith



City of Blaine

Planning Commission

June 13, 2023 | 7:00 PM
Blaine City Hall
10801 Town Square Drive NE
Blaine, MN 55449

MINUTES

1. Call to Order

The Blaine planning commission met in the City Hall Chambers on Tuesday, June 13, 2023. Chair Goracke called the meeting to order at 7:00PM.

Members Present: Commission Members Deonauth, Gorzycki, Halpern, Homan, Swanson, and Chair Goracke.

Members Absent: Commission Member Olson.

Staff Present: Shawn Kaye, Planner
Elizabeth Showalter, Community Development Specialist
Teresa Barnes, Project Engineer

2. Approval of Minutes

- 2.1. 2023-207 Approval of the May 9, 2023 Planning Commission Minutes
Sponsors:

**Motion by Commissioner Homan to approve the minutes of May 9, 2023, as presented.
Motion seconded by Commissioner Deonauth. The motion passed 6-0.**

3. Public Hearing

- 3.3. 2023-202 Case File No. 23-0049 // Montessori School of Chantilly // 641 89th Avenue NE
The applicant is requesting a conditional use permit to operate a preschool/daycare in the Christ Lutheran Church building in the R-1 (Single Family) zoning district.
Sponsors: Shawn Kaye, Planner

The report to the planning commission was presented by Shawn Kaye, Planner. The public hearing for Case File 23-0049 was opened at 7:42PM. As no one wished to appear, the public hearing was closed at 7:42PM.

Nadirzeh Jama, representative for the Montessori School of Chantilly, thanked the commission for considering her request.

Chair Goracke questioned how many teachers and instructors would be working at the Montessori school.

Ms. Jama stated she did not have this answer, but noted the number of staff would be based on the number of students, as certain ratios would have to be met.

Motion by Commissioner Deonauth to recommend approval of Planning Case 23-0049 based on the following conditions:

Case 23-0049:

1. The applicant must obtain a certificate of occupancy from the City prior to occupying the building.

Motion seconded by Commissioner Gorzycki. The motion passed 6-0.

Chair Goracke noted this would be on the agenda of the July 5, 2023 city council meeting.



City of Blaine Staff Report

File Number: RES 23-109

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Resolution

Development Business - Sheila Sellman, City Planner

Agenda Item # 10.4

Resolution Granting a Conditional Use Permit to Construct an Eight Foot Fence in the Rear Yard on a Property Adjacent to a County Roadway in the R-1B (Single Family) Zoning District at 2857 108th Lane NE. Ben Saefke (Case File No. 23-0050/EES)

Executive Summary

The applicant is requesting a Conditional Use Permit (CUP) to have an eight foot fence on a property adjacent to a county road, rather than the six foot fence that is permitted. This deviation is permitted with a CUP. Staff recommends approval.

Background

Planning Commission Public Hearing	06/13/23
City Council (Conditional Use Permit)	07/05/23
Action Deadline (60 days)	07/08/23
Action Deadline (Extended by City)	09/06/23

Staff report prepared by Elizabeth Showalter, Community Development Specialist, and Teresa Barnes, Project Engineer

Zoning

The property is zoned R-1B (Single Family) and guided Low Density Residential.

Surrounding Zoning and Uses

The adjacent properties are also zoned R-1B and are occupied by single-family homes.

Existing Conditions

The property has an existing single family home. The property fronts on 108th Lane with the rear yard adjacent to 109th Avenue.

History

The property was platted as part of The Sanctuary 8th Addition. No other previous approvals apply to this property.

Evaluation of Request

Site Plan

The applicant is proposing a fence around the rear yard that is eight feet on the north and west sides and seven feet on the east side. The fence is proposed to provide privacy and noise attenuation. The fence is proposed to be white vinyl.

Rear yard fences are typically limited to six feet in height in residential zones, however 33.08 (h)(2) allows for special purpose fences in rear yards adjacent to state, federal, or county roadways, up to ten feet in height, through issuance of a CUP. A similar CUP was issued recently for another property on the same road.

Tree Preservation

There are two significant trees in close proximity to the proposed fence. Up to two trees may be removed per year on residential properties without replacement. Therefore, if those trees were removed, no replacement would be required.

Grading/Storm Drainage

The proposed project does not include any alterations to the existing grading or storm water drainage patterns on the property.

Utilities

The proposed development will utilize the existing utilities into the building. No new connections are proposed.

Wetlands/Watershed/FEMA

There are no wetlands or FEMA flood plain on the existing site. A Rice Creek Watershed District review is not required.

Access/Street Design/Sidewalks/Trails

The development will utilize the existing access points to the south side of the property. No access will be granted from 109th Avenue NE. No additional street design, sidewalks or trails will be required.

Easements/Right-of-way/Permits

The developer will need to obtain any and all required permits to construct the proposed project. A copy of all permits will need to be submitted to the City prior to any site work.

Conditional Use Permit

A city exercises “quasi-judicial” authority when considering a CUP application. This means the city’s role is limited to applying the standards in the ordinance to the facts presented by the application. The city acts like a judge in evaluating the facts against the standards.

Section 27.04 Criteria for granting conditional use permits:

The Blaine City Council shall consider the advice and recommendations of the Planning Commission

and the effect of the proposed use on the comprehensive plan and upon the health, safety, and general welfare of occupants of surrounding lands. Among other things, the Council shall consider the following findings where applicable. (Ord. No. 20-2447, 7-20-2020)

1. The use shall not create an excessive burden on existing parks, schools, streets and other public facilities and utilities which serve or are proposed to serve the area.
 - o The fence will not create a burden on public facilities or utilities.
2. The use will be located, designed, maintained, and operated to be compatible with adjoining properties and the existing or intended character of the zoning district.
 - o The proposed fence is compatible with the adjoining single family homes and the character of the R-1B district.
3. The use shall have an appearance that will not have an adverse effect upon adjacent properties.
 - o The proposed fence will be white vinyl, which is a common style of fence and is maintenance-free.
4. The use, in the opinion of the City Council, shall be reasonably related to the overall needs of the City and to the existing land use.
5. The use shall be consistent with the purposes of the zoning code and purposes of the zoning district in which the applicant intends to locate the proposed use.
 - o The use is consistent with the purpose of the code and district.
6. The use shall not be in conflict with the comprehensive plan of the City.
 - o The fence is consistent with the comprehensive plan.
7. The use will not cause traffic hazards or congestion.
 - o The fence will not cause traffic hazards or congestion.
8. The use shall have adequate utilities, access roads, drainage and necessary facilities.
 - o The existing structure is served with the required utility services, adequate roadway infrastructure and necessary drainage facilities. The fence will not require the construction of any additional items.

Attachment List

Zoning and Location Map

Site Plan

Proposed Fence

Applicant Narrative

Unapproved Planning Commission Minutes 06/13/23

Strategic Plan Relationship

Not Applicable

Board/Commission Review

The Planning Commission voted unanimously to approve the conditional use permit. There were no comments at the public hearing.

Financial Impact

Not Applicable

Public Outreach/Input

Notices of a public hearing were:

1. Mailed to property owners within 350 feet of the property boundaries.
2. Published in Blaine/Spring Lake Park/Columbia Heights/Fridley Life.
3. Posted on the City website.

Staff Recommendation

By motion, adopt the Resolution.

Attachment List

1. Attachments
2. Unapproved PC Minutes 6/13/23



City of Blaine

Signature Copy

Resolution: RES 23-109

Resolution Granting a Conditional Use Permit to Construct an Eight Foot Fence in the Rear Yard on a Property Adjacent to a County Roadway in the R-1B (Single Family) Zoning District at 2857 108th Lane NE. Ben Saefke (Case File No. 23-0050/EES)

WHEREAS, an application has been filed by Ben Saefke as Conditional Use Permit Case File No. 23-0050 and

WHEREAS, said case involves the property described as follows:

Lot 8, Block 3 THE SANCTUARY 8TH ADDITION

WHEREAS, the Blaine Planning Commission held a public hearing on June 13, 2023, and recommended approval regarding said Conditional Use Permit; and

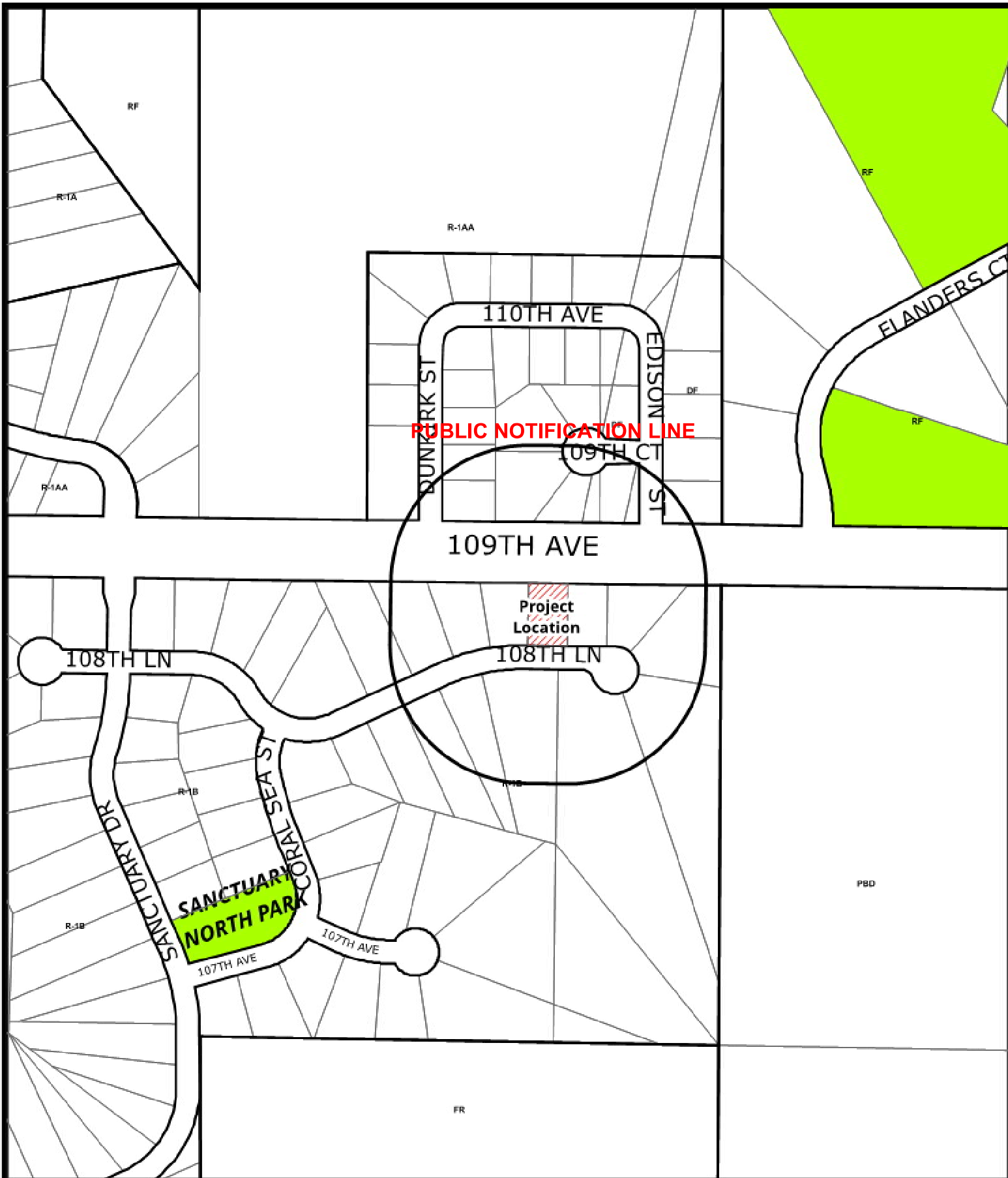
WHEREAS, the Blaine City Council has reviewed said case on July 5, 2023; and

WHEREAS, the criteria identified in Section 27.04 for granting a conditional use permit has been met.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blaine that a conditional use permit is hereby approved per Section 33.08(h)(2) and 27.04 of the Zoning Ordinance to construct an eight foot fence in the rear yard in the R-1B (Single Family) zoning district, with the following conditions:

1. The eight foot fence is limited to the rear yard, which is defined as behind the rear plane of the home. A small portion of the fence shown on the submitted drawing is in the side yard and is therefore limited to six feet in height.
2. Fence shall be maintenance free (vinyl or composite).
3. Applicant to obtain all necessary permits prior to installation.

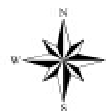
PASSED by the City Council of the City of Blaine this 5th day of July, 2023.



BlaineMN.gov

Case File No. 23-0050 Ben Saefke

Blaine Planning Department / 10801 Town Square Dr NE / Blaine, MN 55449 / (763) 785-6180



FINISHED GRADE ASBUILT SURVEY

FOR: Ben Saefke

PROPERTY ADDRESS:
#2857 - 108th Lane N.E.,
Blaine, MN

109TH AVE. N.E.

87 ft. Long
8 ft. High

902.3 N89°49'15"E

100.50

907.1
FNDIP

38 ft. Long
8 ft. High

13 ft. Long
4 ft. High
Single Gate

Ex. Garage

S00°10'45"E

Garage

Fence Height
Limited to 6 Feet

Ex. House

NORTH



(IN FEET)
1 inch = 30 ft.

68 ft. Long
7 ft. High

22 ft. Long
6 ft. High

10 ft. Long
6 ft. High Double Gate

N89°49'15"E

100.50

108TH LANE N.E.

THIS PLAN PROPOSES GRADING ONTO ADJACENT
PROPERTIES, BUILDER TO GET WRITTEN PERMISSION
FROM NEIGHBORING LOTS.

Slab on Grade

(Meas. 07/17/18')

PROPOSED ELEVATIONS

ASBUILT ELEVATIONS

GARAGE FLOOR = 908.8

....(908.65, gar.lip)

TOP OF BLOCK = 909.2

....909.2

NOTES

- BEARING'S SHOWN ARE ON ASSUMED DATUM.
- FIELD SURVEY COMPLETED 06/04/2019.
- ELEVATIONS ON ASSUMED DATUM.
- CONTRACTOR TO VERIFY HOUSE DIMENSIONS, AND SEWER AND BASEMENT DEPTHS.

- (102.3) DENOTES PROPOSED ELEVATION.
- x1011.2 DENOTES EXISTING ELEVATION.
- ↗ DENOTES DIRECTION OF DRAINAGE.

Lot 8, Block 3, THE SANCTUARY EIGHTH ADDITION, Anoka County, Minnesota.

I hereby certify that this plan, survey or report was prepared by
me or under my direct supervision and that I am a duly Licensed
Land Surveyor under the laws of the State of Minnesota.

Job #17272hs

Eric R. Vickaryous
ERIC R. VICKARYOUS

Date: 06/10/2019 Reg. No. 44125

ACRE LAND SURVEYING
Serving Twin Cities Metro
area and beyond
763-458-2997 acrelandsurvey@gmail.com



Ben Saefke
2857 108th Lane NE
Blaine, MN 55449
May 8th, 2023

City of Blaine Planning Commission
10801 Town Square Drive NE
Blaine, MN 55449

Dear City of Blaine Planning Commission:

We are requesting a Conditional Use Permit for the ability to build a Privacy Fence 7' high along the east side, 8' high along the west side, and a 7' to 8' high transition along the north side of our property. We are requesting for the reason of Privacy and Noise Reduction. With the continued development of residential and commercial along 109th, the traffic has gotten increasingly busier. We are hoping that we will be able to maintain use of our backyard for our family.

The product we are planning to use is Bufftech Galveston 7' and 8' high white vinyl privacy panel fencing by CertainTeed. This will be aesthetically pleasing to both our house and our neighbor's house on our east side.

Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script that reads "Ben Saefke".

Ben and Deanna Saefke



City of Blaine

Planning Commission

June 13, 2023 | 7:00 PM
Blaine City Hall
10801 Town Square Drive NE
Blaine, MN 55449

MINUTES

1. Call to Order

The Blaine planning commission met in the City Hall Chambers on Tuesday, June 13, 2023. Chair Goracke called the meeting to order at 7:00PM.

Members Present: Commission Members Deonauth, Gorzycki, Halpern, Homan, Swanson, and Chair Goracke.

Members Absent: Commission Member Olson.

Staff Present: Shawn Kaye, Planner
Elizabeth Showalter, Community Development Specialist
Teresa Barnes, Project Engineer

2. Approval of Minutes

- 2.1. 2023-207 Approval of the May 9, 2023 Planning Commission Minutes
Sponsors:

**Motion by Commissioner Homan to approve the minutes of May 9, 2023, as presented.
Motion seconded by Commissioner Deonauth. The motion passed 6-0.**

3. Public Hearing

- 3.4. 2023-203 Case File No. 23-0050 // Ben Saefke // 2857 108th Lane NE
The applicant is requesting a conditional use permit to construct an 8 foot fence in the rear yard on a property adjacent to a county roadway in the R-1B (Single Family) zoning district.
Sponsors: Elizabeth Showalter, Community Development Specialist

The report to the planning commission was presented by Elizabeth Showalter, Community

Development Specialist. The public hearing for Case File 23-0050 was opened at 7:47PM. As no one wished to appear, the public hearing was closed at 7:48PM.

Chair Goracke asked if the city has approved eight foot fences in the past.

Community Development Specialist Elizabeth Showalter reported other eight foot fences have been approved in Blaine along county roads.

Motion by Commissioner Homan to recommend approval of Planning Case 23-0050 based on the following conditions:

Case 23-0050:

- 1. The 8 foot fence is limited to the rear yard, which is defined as behind the rear plane of the home. A small portion of the fence shown on the submitted drawing is in the side yard and is therefore limited to 6 feet in height.**
- 2. Fence shall be maintenance free (vinyl or composite).**
- 3. Applicant to obtain all necessary permits prior to installation.**

Motion seconded by Commissioner Halpern. The motion passed 6-0.

Chair Goracke noted this would be on the agenda of the July 5, 2023 city council meeting.



City of Blaine Staff Report

File Number: RES 23-108

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Resolution

Development Business - Sheila Sellman, City Planner

Agenda Item # 10.5

Resolution Granting a Conditional Use Permit to Operate a Year-Round Golf Experience with Indoor Virtual Golf Simulators in the B-3 (Regional Commercial) Zoning District at 12507 Central Avenue NE. On the Green, Indoor Golf (Case File No. 23-0051/SLK)

Executive Summary

The applicant is requesting approval to allow indoor virtual golf simulators.

Background

Planning Commission Public Hearing	06/13/23
City Council (Conditional Use Permit)	07/05/23
Action Deadline	07/15/23

Staff report prepared by Shawn Kaye, Planner, and Teresa Barnes, Project Engineer

Zoning

The property is zoned B-3 (Regional Commercial).

Surrounding Zoning and Uses

The properties to the north and south are zoned B-3 with Dairy Queen to the north and Speedway to the south. The property to the east is zoned R-3A with townhomes and wetland. Highway 65 is adjacent to the west.

Existing Conditions

The site is currently occupied by an approximately 127,000 square foot multitenant retail building on a 12 acre lot.

History

The two tenant spaces the applicant is proposing to occupy were the previous locations of Hallmark and Glo in the Hole Golf.

Evaluation of Request

Site Plan

On the Green Indoor Golf is proposing to open a small restaurant with golf simulators in a tenant space in Blaine Town Center. The 9,252 square foot space is south of Cub Foods. The space will be used for seven golf simulators, a putting green, a bar, a kitchen, a small area for sitting, and room for two future simulators.

In addition to the simulators, the applicant is proposing to serve food, ranging from small snacks to full meals; the meals would primarily be quick-serve and frozen food such as pre-made pizzas which can be cooked in an air fryer or convection oven. The applicant would also like to maintain a full bar with draft beer, a few wine options, seltzers, and hand-made cocktails. The bar would primarily be there to serve patrons of the simulators as well as those who would like to spend time socializing before and after a round of golf.

The operating hours in peak season (October-April) would be about 15 hours a day, 8AM to 11PM. While the demand in the summer months would drop off considerably, they would remain open but adjust schedules to focus primarily on afternoons and evenings.

Parking

The primary concern with amusement uses is the provision of adequate parking for multi-tenant buildings. The simulators can accommodate four users at a time, so the simulators themselves correspond to a maximum parking demand of four spaces per simulator, or 28 spaces. Applying the restaurant standard (one space per 100 square feet), bar standard (one space per 40 square feet), and kitchen area (1 space per 200 square feet) to the remaining floor area results in an additional parking need of 15 spaces, and a total parking requirement of 43 spaces. To meet the needs of the current tenants of Blaine Town Center, 673 stalls are required under the requirements of the code. The parking lot for the shopping center identifies 789 parking stalls. Therefore, adequate parking has been provided on site.

Landscaping

The existing landscaping on site met requirements when the building was constructed.

Tree Preservation

No trees will be removed on site.

Grading/Storm Drainage

The proposed project does not include any alterations to the existing grading or storm water drainage patterns on the property.

Utilities

The proposed development will utilize the existing utilities into the building. No new connections are proposed.

Wetlands/Watershed/FEMA

The proposed development does not propose any exterior work; therefore, no alteration to wetlands or FEMA would be anticipated.

A Coon Creek Watershed District review is not required.

Access/Street Design/Sidewalks/Trails

The development will utilize the existing access points to the existing parking area. No new access points will be granted. No additional street design, sidewalks or trails will be required.

Easements/Right-of-way/Permits

The developer will need to obtain any and all required permits to construct the proposed project. A copy of all permits will need to be submitted to the City prior to any site work.

Conditional Use Permit

A city exercises "quasi-judicial" authority when considering a CUP application. This means the city's role is limited to applying the standards in the ordinance to the facts presented by the application. The city acts like a judge in evaluating the facts against the standards

Section 27.04 Criteria for granting conditional use permits:

The Blaine City Council shall consider the advice and recommendations of the Planning Commission and the effect of the proposed use on the comprehensive plan and upon the health, safety, and general welfare of occupants of surrounding lands. Among other things, the Council shall consider the following findings where applicable. (Ord. No. 20-2447, 7-20-2020)

1. The use shall not create an excessive burden on existing parks, schools, streets and other public facilities and utilities which serve or are proposed to serve the area.
 - The use of indoor golf simulators does not create an excessive burden.
2. The use will be located, designed, maintained, and operated to be compatible with adjoining properties and the existing or intended character of the zoning district. (Ord. No. 20-2447, 7-20-2020)
 - The use is consistent with the mixed commercial character of the area, including a variety of restaurant and entertainment uses.
3. The use shall have an appearance that will not have an adverse effect upon adjacent properties.
 - There are no changes proposed to the outside uses of the site. The use will not have an adverse effect on adjacent properties.
4. The use, in the opinion of the City Council, shall be reasonably related to the overall needs of the City and to the existing land use.
5. The use shall be consistent with the purposes of the zoning code and purposes of the zoning district in which the applicant intends to locate the proposed use.
 - The use meets the purpose of the B-3 district.
6. The use shall not be in conflict with the comprehensive plan of the City.
 - The comprehensive plan designation is CC (Community Commercial), which is for retailing and services that serve larger areas from neighborhood to regional scale. The use is not in conflict with the Comprehensive Plan.
7. The use will not cause traffic hazards or congestion.
 - The proposed development will not result in any additional traffic hazards or additional congestion to the area.
8. The use shall have adequate utilities, access roads, drainage and necessary facilities.

- The proposed development, once constructed, will have the required utility services, adequate roads and necessary drainage facilities to service the proposed development.

Attachment List

Zoning and Location Map

Site Plan

Floor Plan

Narrative

Parking Analysis

Unapproved Planning Commission Minutes 6/13/23

Strategic Plan Relationship

Not Applicable

Board/Commission Review

The Planning Commission voted unanimously to approve the conditional use permit. There were no comments at the public hearing.

Financial Impact

Not Applicable

Public Outreach/Input

Notices of a public hearing were:

1. Mailed to property owners within 350 feet of the property boundaries.
2. Published in Blaine/Spring Lake Park/Columbia Heights/Fridley Life.
3. Posted on the City website.

Staff Recommendation

By motion, adopt the Resolution.

Attachment List

1. Attachments
2. Unapproved PC Minutes 6/13/23



City of Blaine

Signature Copy

Resolution: RES 23-108

Resolution Granting a Conditional Use Permit to Operate a Year-Round Golf Experience with Indoor Virtual Golf Simulators in the B-3 (Regional Commercial) Zoning District at 12507 Central Avenue NE. On the Green, Indoor Golf (Case File No. 23-0051/SLK)

WHEREAS, an application has been filed by On the Green, Indoor Golf as Conditional Use Permit Case File No. 23-0051; and

WHEREAS, said case involves the property described as follows:

Lot 3, Block 1 PIONEER VILLAGE

WHEREAS, the Blaine Planning Commission held a public hearing on June 13, 2023, and recommended approval regarding said Conditional Use Permit; and

WHEREAS, the Blaine City Council has reviewed said case on July 5, 2023; and

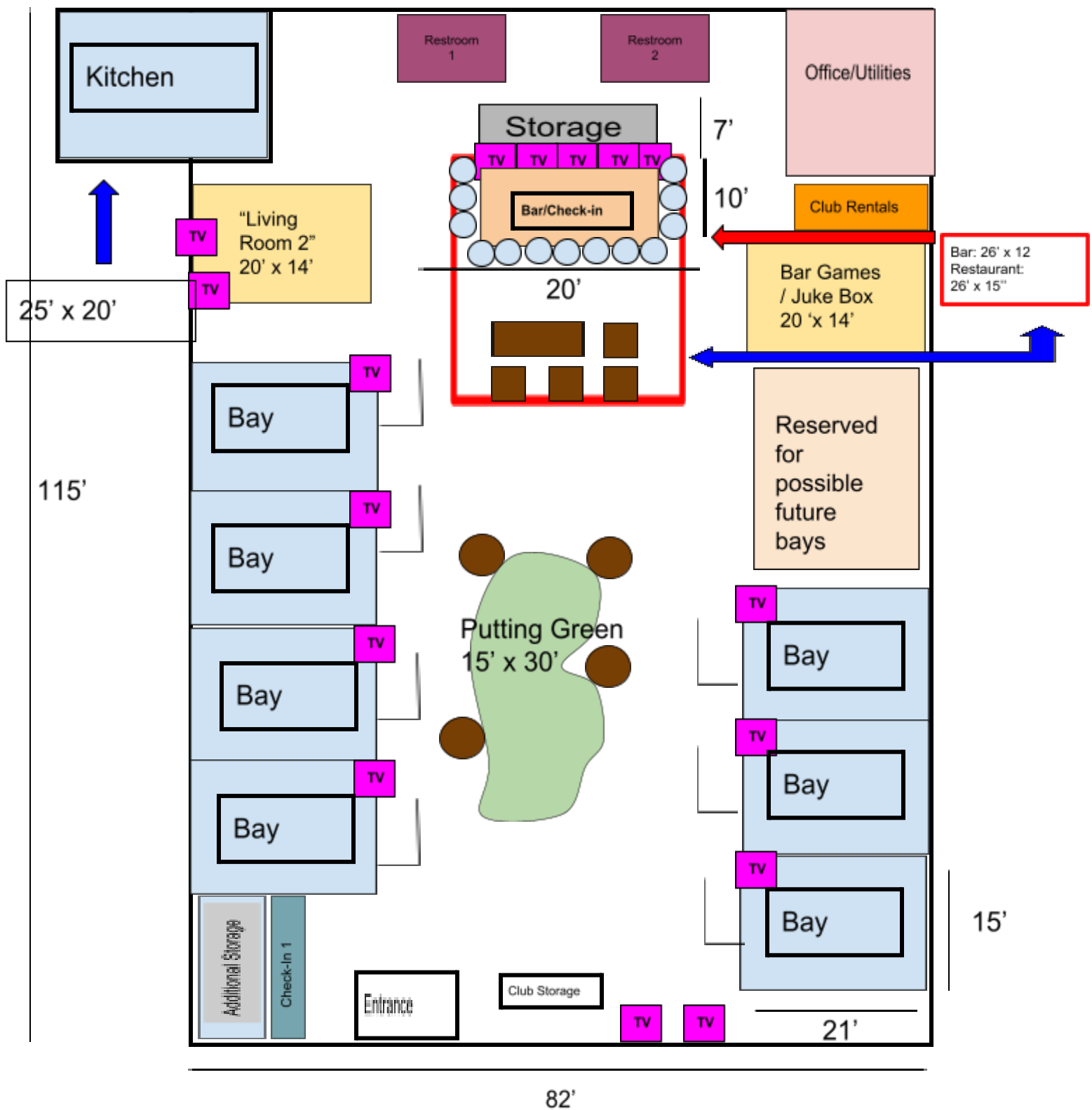
WHEREAS, the criteria identified in Section 27.04 for granting a conditional use permit has been met.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blaine that a conditional use permit is hereby approved per Section 30.24(b) and 27.04 of the Zoning Ordinance to allow operate a year-round golf experience with indoor virtual golf simulators in the B-3 (Regional Commercial) zoning district, with the following conditions:

1. Applicant to obtain on-sale liquor license prior to any liquor sales.
2. No activity related to the use is to be conducted outside the building.
3. The interior tenant finish work to be completed with a building permit meeting all Building and Fire Code requirements.
4. A Certificate of Occupancy is required prior to occupying the space.
5. All business signage by separate review and permit.

PASSED by the City Council of the City of Blaine this 5th day of July, 2023.





*Drawn to Scale

Narrative

On the Green, Indoor Golf is about providing a year-round golf experience to new and experienced golfers. Through the application of advanced technology virtual simulators, we can provide players of all levels the opportunity to play high-quality golf all year in a family-friendly and vibrant environment. In a state with long winters and many golfers, this is a significant opportunity to fill a major need, especially in times when golf courses are not open. Having an abundance of activities in colder months would be very beneficial to people in terms of mental and physical health through physical activity and social interaction. In addition to the simulators, we plan on serving food, ranging from small snacks to full meals; the meals would primarily be quick-serve and frozen food such as pre-made pizzas which can be cooked in an air fryer or convection oven; we would not require a fryer.. We would also like to maintain a full bar with draft beer, a few wine options, seltzers, and hand-made cocktails. The bar would primarily be there to serve patrons of the simulators as well as those who would like to spend time socializing before and after a round. The combination of golf, restaurant, and bar would create an all-immersive entertainment space for serious golfers, social golfers, new golfers, families, and more.

As mentioned, the long winters in Minnesota provide a need for this type of business. Due to this reality, this would primarily be a seasonal business as the vast majority of consumer traffic would be anticipated to occur through the months of October and April, complimentary to outdoor golf courses. In those months, we anticipate traffic to be high throughout most of the day with peak hours after work, 4 PM and later. Different demographics would typically fill different times during the day often depending on work schedules and lifestyles with weekends being the prime time for demand. Our operating hours in peak season would be about 15 hours a day, 8 AM to 11 PM. While the demand in the summer months would drop off considerably, we would remain open but adjust our schedules to focus primarily on afternoons and nights.

A critical aspect of this business would be the opportunities to partner and connect with the local community. As the location is very close in proximity to several golf courses, we would want to establish relationships with local instructors and clubhouses. Additionally, we would want to reach out to local businesses for opportunities to sponsor and advertise at our establishment; this is a very common model in similar golf simulator businesses. Like an outdoor golf course, we also imagine our facility to be a prime location to network and conduct business. Another opportunity to get involved in the community would be reaching out to youth programs and local schools to provide a local high-tech facility to train and practice. We would love to partner philanthropically with such organizations and be endlessly creative and generous. With such a large golfing population in Blaine, there are countless opportunities to add value to the community.

The long-term goals of this business are to establish and maintain a positive reputation in the community, grow the game of golf across different demographics, and create a space where people can come together and connect. Ultimately, I am confident that this business will be successful. As someone who is passionate about the game of golf and sharing this passion with others in addition to being able to leverage many years of experience operating multiple small businesses, we feel equipped and ready to embark on this new adventure.

Blaine Town Center

Suite	Size	Description	Parking Ratio (Sq. Ft : Stall)	Stalls Required
200-204	21,180 Sq. Ft	Top Ten Liquors	200 : 1	106
205	1,392 Sq. Ft	Blaine Tobacco	200 : 1	7
206	1,407 Sq. Ft	Great Nails	200 : 1	7
207	1,749 Sq. Ft	The UPS Store	200 : 1	9
208	3,444 Sq. Ft	The Armed Forces Career Center	200 : 1	17
210	5,750 Sq. Ft	El Zocala Grill & Cantina	100 : 1	58
212	2,300 Sq. Ft	Hi-Score Video	200 : 1	12
214	2,300 Sq. Ft	Papa John's	100 : 1	23
216	3,450 Sq. Ft	Fresenius Medical Care	150 : 1	23
220-230	9,252 Sq. Ft	On the Green Indoor Golf	215 : 1	43
240	2,279 Sq. Ft	Professional Karate Studio	300 : 1	8
250	69,153 Sq. Ft	Cub Foods	200 : 1	346
Adjacent	3,450 Sq. Ft	Tires Plus	200 : 1	14

Overall: 789 Parking Spaces for 127,106 Sq. Ft of retail space

On the Green, Indoor Golf -

- Simulators (7): 28 stalls
- Restaurant Space (projected 390 Sq. Ft): 4 stalls
- Bar Area (projected 312 Sq. Ft): 8 stalls
- Kitchen Space (projected 500 Sq. Ft): 3 stalls

Total - 43 Stalls



City of Blaine

Planning Commission

June 13, 2023 | 7:00 PM
Blaine City Hall
10801 Town Square Drive NE
Blaine, MN 55449

MINUTES

1. Call to Order

The Blaine planning commission met in the City Hall Chambers on Tuesday, June 13, 2023. Chair Goracke called the meeting to order at 7:00PM.

Members Present: Commission Members Deonauth, Gorzycki, Halpern, Homan, Swanson, and Chair Goracke.

Members Absent: Commission Member Olson.

Staff Present: Shawn Kaye, Planner
Elizabeth Showalter, Community Development Specialist
Teresa Barnes, Project Engineer

2. Approval of Minutes

- 2.1. 2023-207 Approval of the May 9, 2023 Planning Commission Minutes
Sponsors:

**Motion by Commissioner Homan to approve the minutes of May 9, 2023, as presented.
Motion seconded by Commissioner Deonauth. The motion passed 6-0.**

3. Public Hearing

- 3.5. 2023-204 Case File No. 23-0051 // On the Green, Indoor Golf // 12507 Central Avenue NE
The applicant is requesting a conditional use permit to operate a year-round golf experience with indoor virtual golf simulators in the B-3 (Regional Commercial) zoning district.
Sponsors: Shawn Kaye, Planner

The report to the planning commission was presented by Shawn Kaye, Planner. The public hearing for Case File 23-0051 was opened at 7:51PM. As no one wished to appear, the public hearing was closed at 7:52PM.

Elliot Jang, the applicant, explained he was requesting to build and operate a year round virtual golf indoor facility in Blaine. He stated that facility would have quick serve food and a full bar. He reported his family has nearly 20 years of small business experience and a passion for golf. He believed his business would benefit Blaine and the surrounding community. He understood Blaine has a major golf community, but there was a lack of simulators in the Blaine area. He thanked the commission for considering his request and noted he was available to answer questions.

Chair Goracke asked how many employees would be working at this facility.

Mr. Jang reported the machines were virtual and computer operated. He indicated he would need staff to check people in, along with serving food and alcohol. He commented further on the seasonal nature of his business and anticipated he would have one to three staff members.

Commissioner Halpern questioned how much a virtual golf simulator cost.

Mr. Jang reported commercial simulators range from \$20,000 to \$100,000. He reported he would be buying very high end simulators for his customers. He commented further on how he looked forward to engaging with the community through his new business.

Motion by Commissioner Swanson to recommend approval of Planning Case 23-0051 based on the following conditions:

Case 23-0051:

- 1. Applicant to obtain on-sale liquor license prior to any liquor sales.**
- 2. No activity related to the use is to be conducted outside the building.**
- 3. The interior tenant finish work to be completed with a building permit meeting all Building and Fire Code requirements.**
- 4. A Certificate of Occupancy is required prior to occupying the space.**
- 5. All business signage by separate review and permit.**

Motion seconded by Commissioner Homan. The motion passed 6-0.

Chair Goracke noted this would be on the agenda of the July 5, 2023 city council meeting.



City of Blaine

Staff Report

File Number: 2023-283

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Motion

Administration - Alison Bong, Deputy Finance Director

Agenda Item # 11.1

Approve 3-Year Contract with Insight Public Sector for the Purchase of Network Switch Infrastructure Upgrade

Executive Summary

Approve a 3-year contract with Insight Public Sector to upgrade all of the network switches at City Hall and Public Works for \$81,934.59 per year for three years.

Background

Almost all of our network switches are 7 to 10 years old and need upgrading. Blaine IT has started this process by having \$96,000 approved in the 2023 budget, which will cover the first year of this contract.

We have been able to negotiate a deal with Insight Public Sector and Cisco, whereby if we commit to upgrading all our switches now, we will save approximately \$275,000 over Cisco's list price. This will allow us to receive all the hardware this year and spread the payment out over the three years without any interest charged on the purchase.

Upgrading network switches offers several advantages that improve network performance, scalability, and security. Here are some key benefits.

1. **Enhanced Performance:** Upgrading our switches will lead to improved performance, including higher data transfer rates, reduced latency, and increased bandwidth capacity. Newer switches support faster network speeds, enabling faster data transfers and smoother operation for network-intensive tasks.
2. **Increased Scalability:** As we grow and network requirements expand, upgrading switches allows for better scalability. Upgraded switches often provide additional ports, higher port densities, and improved stacking capabilities, allowing for the connection of more devices and accommodating future network growth.
3. **Advanced Features and Functionality:** The newer switches come equipped with advanced features that enhance network management and control. These include VLAN support, Quality

of Service (QoS) capabilities, multicast support, traffic prioritization, link aggregation, and more. Upgrading switches enables the utilization of these features, improving network efficiency and enabling better control over network traffic.

4. **Improved Security:** Network switches are crucial to network security. Upgrading our switches will introduce enhanced security features, such as Access Control Lists (ACLs), port security, Secure Shell (SSH) encryption, DHCP snooping, IP Source Guard, and other security mechanisms. These features help protect against unauthorized access, mitigate network attacks, and ensure data integrity.
5. **Better Energy Efficiency:** The new switches will be more energy-efficient and consume less power compared to older models, resulting in cost savings and reduced environmental impact. The upgraded switches will employ technologies like Energy-Efficient Ethernet (EEE) and Power over Ethernet (PoE), allowing for optimized power usage and more efficient network operations.
6. **Simplified Management:** The new Cisco switches have improved management interfaces and centralized management capabilities. These features simplify the configuration, monitoring, and maintenance of the network, leading to better overall network management efficiency and reduced administrative burden.
7. **Futureproofing:** Upgrading our switches ensures compatibility with evolving networking technologies and standards. By staying up to date, we can take advantage of new protocols, increased network speeds, and emerging technologies, positioning ourselves for future advancements and avoiding obsolescence.

Strategic Plan Relationship

This project aligns with the strategic priority of having a well-maintained infrastructure.

Board/Commission Review

N/A

Financial Impact

\$81,934.59 per year for three years.

Public Outreach/Input

N/A

Staff Recommendation

By motion, approve the 3-year contract with Insight Public Sector for the purchase of network switches to upgrade almost our entire network infrastructure.

Attachment List

None



City of Blaine

Signature Copy

Resolution:

Approve 3-Year Contract with Insight Public Sector for the Purchase of Network Switch Infrastructure Upgrade



City of Blaine

Signature Copy

Ordinance:

Approve 3-Year Contract with Insight Public Sector for the Purchase of Network Switch Infrastructure Upgrade



City of Blaine Staff Report

File Number: RES 23-110

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Resolution

Administration - Daniel Schluender, Director of Engineering

Agenda Item # 11.2

Resolution to Initiate Project, Order Preparation of Feasibility Report and Approve Joint Powers Agreement with the City of Spring Lake Park for the Reconstruction of Sanburnol Drive (85th Avenue) from Elm Drive NE to University Avenue Service Drive, I/P 23-14

Executive Summary

The Joint Powers Agreement will allow the portion of Saburnol Drive (85th Avenue from Elm Drive to University Avenue Service Drive, which lies within the City of Blaine and the City of Spring Lake Park, to be reconstructed as a part of the City of Spring Lake Park road reconstruction project.

Background

The City of Spring Lake Park has expressed a desire to engage in a joint project with the City of Blaine to reconstruct Sanburnol Drive (85th Avenue), which lies within the Cities of Blaine and Spring Lake Park, from Elm Drive to University Avenue Service Drive. The road has deteriorated to a point where reconstruction is needed.

A Joint Powers Agreement (JPA) between the the City of Blaine and the City of Spring Lake Park has been prepared to clarify such things as division of cost, design, contract administration responsibilities and other miscellaneous details.

The City of Spring Lake Park approved the JPA at their June 19, 2023 City Council meeting and has forwarded the signed JPA to the City of Blaine for consideration by the Council.

The main points of the JPA are as follows:

- All costs for the project, including engineering design, construction inspection, project administration and construction will be split between Blaine and Lexington based on each city's percentage of the front footage along the project corridor, except driveway, sidewalk and curb and gutter, which will be apportioned based on actual costs of driveway, sidewalk and curb and gutter installed in each city respectively.

- Spring Lake Park will provide all survey, engineering design and project administration services for the project.
- Blaine staff will be included in determining the general scope and design parameters of the project and will inspect the construction as necessary to ensure the project meets the City of Blaine standards.
- Each city shall perform all resident coordination with their own residents regarding any issues associated with the project.
- Both cities shall approve the final design prior to bidding of the project.

It is recommended that both cities share the responsibilities and costs as outlined in the attached JPA. If the JPA is approved by Council, staff will begin to work with the City of Spring Lake Park on gathering necessary information, including a topographic survey to develop the general design parameters of the project. Once the general design parameters are outlined and understood, staff will begin preparation of a feasibility report.

If approved, this resolution initiates the proposed reconstruction of Sanburnol Drive (85th Avenue) project, approves the JPA between the cities and orders preparation of a feasibility report.

Strategic Plan Relationship

The project aligns with the City's strategic initiatives for Growth Management and providing a Well-maintained Infrastructure.

Board/Commission Review

N/A

Financial Impact

The financial impact is outlined per the JPA with all costs for the construction of the City of Spring Lake Park's portion of Sanburnol Drive paid for by the City of Spring Lake Park. The City of Blaine portion of the proposed project would be funded by utilizing assessments, Municipal State Aid funds and Pavement Management funds.

Public Outreach/Input

The project will follow the public outreach guidelines set forth in MN Chapter 429 Statutes.

Staff Recommendation

By motion, approve the resolution.

Attachment List

1. Sanburnol JPA SLP-Blaine 6.13.23
2. Location Map



City of Blaine

Signature Copy

Resolution: RES 23-110

Resolution to Initiate Project, Order Preparation of Feasibility Report and Approve Joint Powers Agreement with the City of Spring Lake Park for the Reconstruction of Sanburnol Drive (85th Avenue) from Elm Drive NE to University Avenue Service Drive, I/P 23-14

WHEREAS, the City of Spring Lake Park and the City of Blaine desire to jointly reconstruct a section of Sanburnol Drive from the intersection at Elm Drive to the intersection at University Avenue Service Drive for the benefit of the traveling public; and

WHEREAS, Minnesota Statutes Section 471.59 authorizes the City of Blaine to enter into an Agreement with the City of Spring Lake Park to provide for the reconstruction of Sanburnol Drive from the intersection at Elm Drive to the intersection at University Avenue Service Drive for the joint exercise of powers common to each; and

WHEREAS, said Joint Powers Agreement details the responsibilities of the City of Spring Lake Park and the City of Blaine as to the costs associated with the design, project administration, construction and related activities of the project.

WHEREAS, it is proposed to assess the benefited properties for all or a portion of the costs of the improvements, pursuant to Minnesota State Statutes Chapter 429.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blaine as follows:

1. The proposed improvements are hereby referred to the City Engineer to provide the Council with a Feasibility Report and to advise the Council in a preliminary way as to whether the proposed improvements are necessary, cost-effective, and feasible, and the estimated costs of the improvements as recommended.
2. The Joint Powers Agreement between the City of Spring Lake Park and the City of Blaine with regard to the reconstruction of Sanburnol Drive from the intersection at Elm Drive to the intersection at University Avenue Service Drive is hereby approved.
3. The Mayor and City Manager are hereby authorized and directed to execute said agreement, and any amendments, and thereby assume for and on behalf of the City of Blaine all of the contractual obligations contained therein.

Passed by the City Council of the City of Blaine this 5th day of July, 2023.

JOINT POWERS AGREEMENT FOR
THE RECONSTRUCTION OF:
SANBURNOL DRIVE
FROM ELM DRIVE NE TO UNIVERSITY AVENUE SERVICE DRIVE
IN THE CITIES OF BLAINE AND SPRING LAKE PARK

This Joint Powers Agreement herein referred to as this "Agreement" is made and entered into this ____ day of _____, 2023, by and between the City of Spring Lake Park, a Minnesota municipal corporation located at 1301 81st Avenue NE, Spring Lake Park, MN 55432, hereinafter referred to as "Spring Lake Park", and the City of Blaine, a Minnesota municipal corporation located at 10801 Town Square Drive NE, Blaine, MN 55449, hereinafter referred to as "Blaine". Spring Lake Park and Blaine are sometimes referred to herein as the "parties" or each a "party".

WITNESSETH

WHEREAS, the parties to this Agreement consider it mutually desirable to reconstruct the existing street on Sanburnol Drive NE, hereinafter referred to as the "Street" for the benefit of the traveling public; and

WHEREAS, the parties agree that the Cities of Spring Lake Park and Blaine shall jointly participate in a project for reconstruction of said Street from the intersection at Elm Drive NE to the intersection at University Avenue Service Drive in the Cities of Spring Lake Park and Blaine, hereinafter referred to as "Project"; and

WHEREAS, the parties agree that it is in their best interest that the cost of said Project be shared by jointly participating in the cost of construction of said Project; and

WHEREAS, the Street is located within the corporate boundaries of both Spring Lake Park and Blaine; and

WHEREAS, Minnesota Statutes Section 471.59 authorizes political subdivisions of the State to enter into joint powers agreements for the joint exercise of powers common to each.

NOW, THEREFORE, it is mutually stipulated and agreed that Spring Lake Park and Blaine will share Project responsibilities and costs associated with the construction and related activities of the Project as described in the following sections:

I. CONSTRUCTION COSTS

The contract costs of the construction work shall constitute the actual "Construction Costs" and shall be so referred to herein. The Construction Costs for the Project shall be split between Blaine and Spring Lake Park based on each City's percentage of front footage (including both property and right of way) along the Project, except driveway, sidewalk, and curb and gutter costs, which will be apportioned based on the actual costs of driveway, sidewalk and curb and gutter installed in each City respectively.

II. SURVEY WORK

Spring Lake Park shall provide all necessary surveying services, including a topographic survey of the Project corridor and all construction staking associated with the Project. Costs for said survey work will be split based on each City's percentage of front footage (including both property and right of way) along the Project by Blaine and Spring Lake Park. Spring Lake Park shall pay the costs of all survey work and then invoice Blaine for reimbursement of Blaine's share of the same. Blaine shall pay such invoice within 30 days of receipt.

III. DESIGN SERVICES AND PROJECT ADMINISTRATION

Spring Lake Park shall provide all engineering design services, including design of plans and specifications, and shall cause the construction of the Project in conformance with said plans and specifications. Spring Lake Park shall include representatives of Blaine in determining the general scope and design parameters of the Project. Both parties shall approve the final design prior to bidding the Project.

Spring Lake Park shall do the calling for bids and the acceptance of all bid proposals in accordance with Minnesota Law. Spring Lake Park shall perform construction administration on this Project and shall have oversight and final approval on administration of the contract documents for the Project and shall use its best efforts to ensure that the Project is completed reasonably within the timeframes and deadlines within such documents. Notwithstanding the foregoing, Spring Lake Park shall not be responsible or liable for any delays in construction, Project failure, or failure of the Project to meet design or contract standards.

Construction inspection shall be a joint effort between the parties, led by Spring Lake Park. Each city shall perform and fund the costs of all resident coordination with their residents regarding construction issues which directly affect the abutting residents such as driveways, landscaping and yards. Costs for said design services, construction inspection, materials testing, and Project administration will be split based on each City's percentage of front footage (including both property and right of way) along the Project by Blaine and Spring Lake Park.

IV. CITY UTILITIES

All costs for new storm sewer, stormwater ponding and other drainage facilities (collectively "Stormwater Costs") will be apportioned as follows:

Stormwater Costs associated with improvements which are located on and serve exclusively one party hereto, shall be an exclusive cost of the benefitted City. Stormwater Costs for improvements which provide benefit to properties in both cities shall be allocated among the parties based on drainage area, such drainage area to be determined by the design engineer. The parties agree to collaborate on a separate agreement to address the maintenance of any jointly utilized stormwater facilities.

All costs associated with any removal, replacement or construction of new sanitary sewer or water main utilities shall be apportioned to the City which owns the utilities.

V. CHANGE ORDERS AND SUPPLEMENTAL AGREEMENTS

Any change orders or supplemental agreements that affect the Construction Costs must be approved by both parties prior to execution of work, except that minor quantity adjustments or change orders which do not increase the Construction Costs by more than ten thousand dollars (\$10,000.00) may be approved by Spring Lake Park as Project owner, without approval from Blaine.

VI. FINAL COMPLETION

Final Completion of the Project must be approved by both parties, however, neither party shall unreasonably withhold such approval.

VII. PAYMENT

Spring Lake Park will administer the contract as Project owner and act as the paying agent for the Construction Costs. Payments to the Contractor will be made as the Project work progresses and when certified by the Spring Lake Park City Engineer. Spring Lake Park will, in turn, bill Blaine for Blaine's share of the Construction Costs upon Substantial Completion of the Project. Upon presentation of an itemized claim, Blaine shall reimburse

Spring Lake Park for its share of costs incurred under this Agreement within 30 days from the presentation of the claim. If any portion of an itemized claim is questioned by the receiving agency, the remainder of the claim shall be promptly paid and accompanied by a written explanation of the amounts in question. Payment of any amount in dispute will be made following good faith negotiation and documentation of actual costs incurred in carrying out the work.

VIII. INDEMNIFICATION

Blaine and Spring Lake Park each agree to defend, indemnify, and hold harmless the other party, its officers, employees and agents, successors and assigns, from all damages, costs, and expenses and liabilities, including reasonable attorneys' fees and disbursements, sustained in any action commenced by any third party in connection with the indemnifying party's performance of its duties and obligations under this Agreement, except those damages, costs, and expenses and liabilities, including reasonable attorneys' fees and disbursements, arising from the negligence or willful misconduct of the other party.

IX. STRICT ACCOUNTABILITY

A strict accounting shall be made of all funds expended and report of all receipts and disbursements shall be made upon request by either party. Each party shall be solely responsible for its share of the costs of the Project, as set forth herein.

X. INSURANCE/LIABILITY

Each party shall maintain its own insurance covering its minimum tort levels in amounts provided for in Minn. Stat. Chapter 466, as amended. Pursuant to Minn. Stat. § 471.59, subd. 1a(a), as amended, this Agreement is intended to be and shall be construed as a "cooperative activity" and it is the intent of the parties that they shall be deemed a "single governmental unit" for the purposes of liability; provided, however, that each party expressly declines responsibility for the acts or omissions of the other. Nothing in this Agreement shall be construed to waive or limit any immunity from, or limitation on, the liability of either party as provided by law. Under no circumstances shall a party be required to pay on behalf of itself and other parties, any amounts in excess of the limits on liability established in Minnesota Statutes Chapter 466 applicable to any one party. The statutory limits of liability for the two parties may not be added together or stacked to increase the maximum amount of liability for any party.

XI. INCORPORATION OF RECITALS

All recitals set forth above are incorporated into this Agreement as if fully set forth herein.

XII. TERMINATION

This Agreement may be terminated at any time, with or without cause, if both parties agree, in writing. Such termination shall not be effective with respect to any solicitation of bids or any purchases of services or goods, which occurred prior to such notice of termination.

This Agreement shall terminate automatically upon the completion of the Project and satisfaction of all financial obligations contained herein.

XIII. NOTICE

For purposes of delivery of any notices hereunder, the notice shall be effective if personally served or delivered by First Class U.S. Mail to:

If to Spring Lake Park:

Administrator, Clerk/Treasurer of Spring Lake Park
1301 81st Avenue NE
Spring Lake Park, MN 55432

If to Blaine:

City Manager of Blaine
10801 Town Square Drive NE
Blaine, MN 55449

XIV. ENTIRE AGREEMENT REQUIREMENT OF A WRITING

It is understood and agreed that the entire agreement of the parties is contained herein and that this Agreement supersedes all oral agreements and all negotiations between the parties relating to the subject matter thereof, as well as any previous agreement presently in effect between the parties to the subject matter thereof. Any alterations, variations, or modifications of the provisions of this Agreement shall be valid only when they have been reduced to writing and duly signed by the parties. Neither party may assign its interest in this Agreement without the prior written consent of the other party.

XV. COUNTERPARTS

This Agreement may be exercised in several counterparts, each of which shall be an original and all of which shall constitute one and the same instrument.

XVI. MINNESOTA LAW CONTROLS

All terms of this Agreement shall be construed in accordance with Minnesota law. Any action to enforce the rights or obligations contained herein shall be brought in a court of competent jurisdiction in Anoka County, Minnesota.

XVII. SAVING CLAUSE

If any term or provisions of this Agreement is determined to be invalid or unenforceable by any court of competent jurisdiction, the remainder of the Agreement shall be valid and enforceable, to the extent permitted by law.

XVIII. MINNESOTA GOVERNMENT DATA PRACTICES ACT

The parties acknowledge and agree that each is a government entity bound by Minn. Stat. Chapter 13, the Minnesota Government Data Practices Act (the "MGDPA"). Correspondingly, the parties agree to cooperate with one another in good faith to ensure

that both parties comply with their respective obligations under the MGDPA with respect to to this Agreement and the Project.

XIX. NO WAIVER

Failure by either party to insist, in any one or more instances, upon strict performance of any term, covenant or condition of this Agreement or to exercise any right or option contained in this Agreement shall not be construed as a waiver of such term, covenant, condition or right or option, but the same shall remain in full force and effect. The parties shall not be deemed to have waived any term of this Agreement until expressed in a signed writing.

[SIGNATURES ON THE FOLLOWING PAGE]

IN WITNESS WHEREOF, the parties of this Agreement have hereunto set their hands on the dates written below.

CITY OF SPRING LAKE PARK

CITY OF BLAINE

By: _____
Robert Nelson
Mayor

By: _____
Tim Sanders
Mayor

Dated: _____

Dated: _____

ATTEST:

ATTEST:

By: _____
Daniel R. Buchholtz
Administrator, Clerk/Treasurer

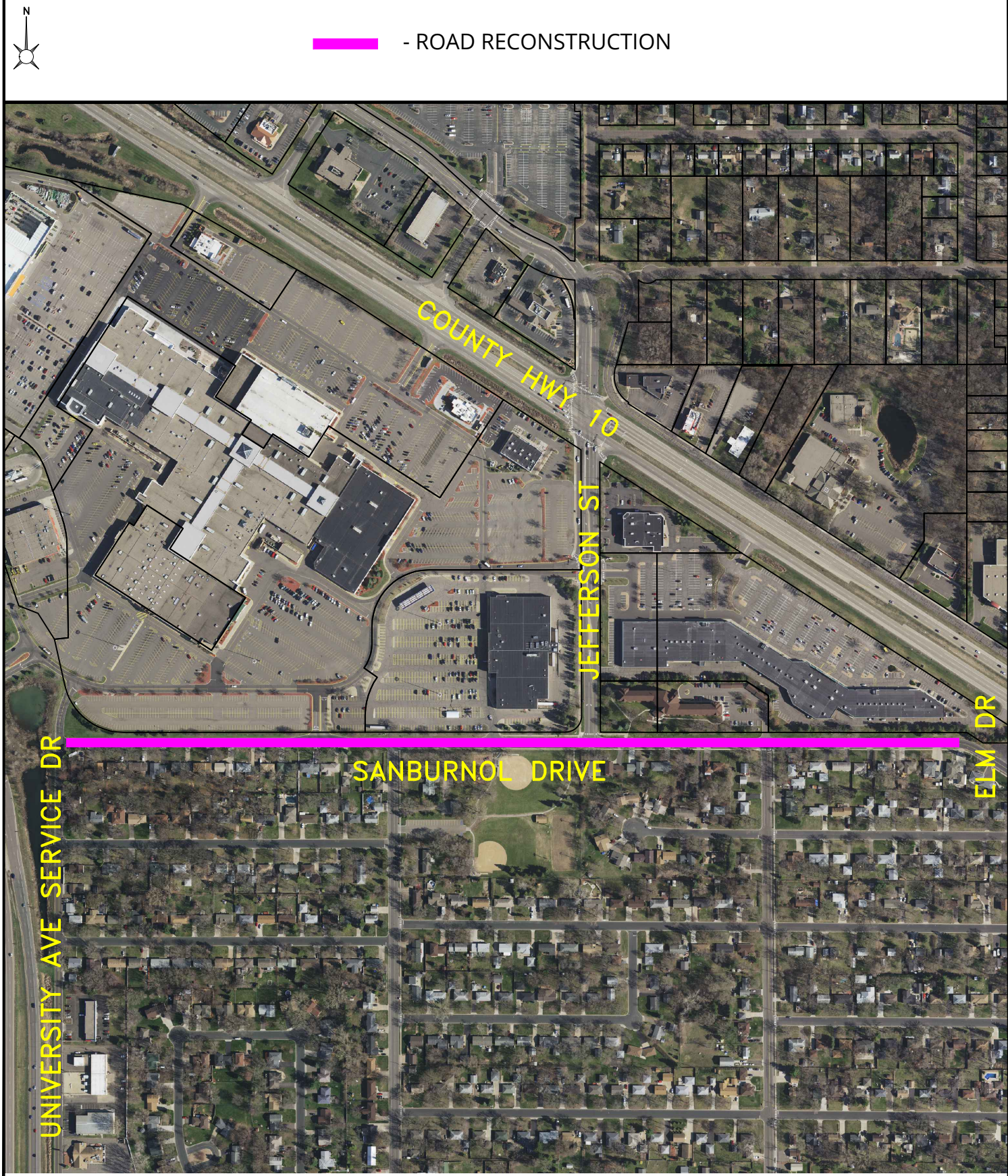
By: _____
Michelle A. Wolfe
City Manager

Dated: _____

Dated: _____

SANBURNOL DRIVE RECONSTRUCTION PROJECT

LOCATION MAP





City of Blaine Staff Report

File Number: RES 23-112

Agenda Date	Status
July 5, 2023	
In Control	File Type
City Council	Resolution

Administration - Daniel Schluender, Director of Engineering

Agenda Item # 11.3

Resolution Accepting a Bid from Park Construction Company in the Amount of \$1,063,639.77 for the 99th Avenue at Baltimore Street Intersection Improvements, Improvement Project No. 23-01

Executive Summary

Accept a Bid from Park Construction Company to construct a roundabout at the intersection of 99th Avenue and Baltimore Street, Improvement Project No. 23-01

Background

In 2020, city staff submitted a grant application under the Minnesota Department of Transportation Highway Safety Improvements Plan (HSIP) to construct a roundabout at 99th Ave and Baltimore Street to improve the flow of traffic on and off TH65 at this location. The city was awarded \$1.53 million toward construction of these improvements in 2022 as it was believed that the PEL Study and initial design work would be completed by that time.

The project was originally conceived to be part of the Trunk Highway (TH) 65 Improvements. The continued study work determined that the intersection improvements were independent of the highway project and would be beneficial to construct prior to other TH65 work. The study also took much longer than originally planned and the city was in danger of losing the grant due to the extended timeline.

Staff requested a timeline extension to expend the HSIP funds which was granted by the Met Council Transportation Advisory Board. The program rules only allow for a one-year extension. In order to preserve this federal funding, the city must act quickly to ensure a project is initiated prior to June 30, 2023.

The City entered into a contract with WSB to provide professional services for the design of the roundabout. The plans and specifications have been completed and the project was advertised to receive bids for construction of the improvements.

Bids were received electronically at 10:00 AM, June 20, 2023, for Project No. 23-01. A total of 6 bids were received, ranging from \$1,063,639.77 to \$1,304,207.80. The 3 lowest bidders and Engineer's estimate are as follows:

Engineer's Estimate	\$1,281,329.15
Park Construction Company	\$1,063,639.77
Douglas-Kerr Underground	\$1,064,471.53
New Look Contracting, Inc.	\$1,066,997.00

Bids have been checked and tabulated, and it has been determined that Park Construction Company of Minneapolis, Minnesota is the lowest bidder. The Engineering Department has worked with Park Construction Company on previous contracts and recommends that the low bid be accepted, and a contract entered into with Park Construction Company .

City Council is also asked to approve a 10% contingency to bring the total project budget to \$1,170,000. The funding sources for this project are the a Highway Safety Improvement Grant and the city's Municipal State Aid Funds and there are sufficient funds budgeted to cover these costs.

Strategic Plan Relationship

This project aligns with the City's strategic plan goal of well-maintained infrastructure by providing high-quality street surfaces.

Board/Commission Review

N/A

Financial Impact

The project will be funded by a combination of Highway Safety Improvement Grant funds and the City's municipal state aid funds. There are sufficient funds to cover these costs.

Public Outreach/Input

N/A

Staff Recommendation

By motion, adopt the resolution.

Attachment List

None



City of Blaine

Signature Copy

Resolution: RES 23-112

Resolution Accepting a Bid from Park Construction Company in the Amount of \$1,063,639.77 for the 99th Avenue at Baltimore Street Intersection Improvements, Improvement Project No. 23-01

WHEREAS, pursuant to advertisement for bids for Improvement Project No. 23-01, said bids were received on June 20, 2023, electronically opened and tabulated according to law, and the following 3 bids were received complying with the advertisement:

Park Construction Company	\$1,063,639.77
Douglas-Kerr Underground	\$1,064,471.53
New Look Contracting	\$1,066,997.00

AND WHEREAS, Park Construction Company of Minneapolis, Minnesota is the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Blaine as follows:

1. The Mayor and City Manager are hereby authorized and directed to enter into a contract with Park Construction Company for the designated improvements in the amount of \$1,063,639.77.
2. A 10% contingency is hereby approved to bring the total project budget to \$1,170,000 and the City Manager or her designee is hereby authorized to sign all change orders up to the authorized project budget amount.
3. The City Clerk is hereby authorized and directed to return forthwith to all bidders the bid bonds submitted with their bids, except the two lowest bidders. When a contract is duly executed, the bid bond of the remaining unsuccessful bidder will be returned. The bid bond of the successful bidder will be retained until the performance and payment bonds have been executed and approved, after which the bid bond will be returned.

PASSED by the City Council of the City of Blaine this 5th day of July, 2023.