

Adopted Minutes Regular Council Meeting January 22, 2013

Mayor Slavik called a Regular Meeting of the Plymouth City Council to order at 7:09 p.m. in the Council Chambers of City Hall, 3400 Plymouth Boulevard, on January 22, 2013.

COUNCIL PRESENT: Mayor Slavik, Councilmembers Wosje, Willis, Johnson, Bildsoe and Stein.

ABSENT: Councilmember Black.

STAFF PRESENT: City Manager Ahrens, City Attorney Poehler, Park and Recreation Director Evans, City Engineer Renneberg, Community Development Director Juetten, Senior Planner Drill, Police Chief Goldstein, Fire Chief Kline, Administrative Services Director Callister, and City Clerk Engdahl.

Plymouth Forum

There was no one present to address the Council.

Presentations and Public Information Announcements

(4.01) Announcement of Fire and Ice Festival on February 2

Park and Recreation Director Evans announced this year's Fire and Ice Festival on February 2 at Parkers Lake.

(4.02) Announcement of Canadian Pacific Railroad Information

Mayor Slavik reported on correspondence she received from the Canadian Pacific Railroad indicating that the train speeds through Plymouth will increase from 25 mph to 40 mph by the end of January. The railroad will not be notifying residents of this change; therefore, the City will be sharing this correspondence with local media and through the City's various communication vehicles.

Approval of Agenda

Motion was made by Councilmember Bildsoe, and seconded by Councilmember Willis, to approve the agenda. With all members voting in favor, the motion carried.

Consent Agenda

Motion was made by Councilmember Bildsoe, and seconded by Councilmember Johnson, to adopt the Consent Agenda that included the following items:

- (6.01) Regular and Special City Council Meeting Minutes of January 8.
- (6.02) Resolution Approving Disbursements ending January 12, 2013 (Res2013-016).
- (6.03) Resolution Approving Renewal of Liquor Licenses for 2013 (Res2013-017).
- (6.04) Resolution Awarding a Contract for the County Road 101 Water Tower Rehabilitation Project (10034 -- Res2013-018).
- (6.05) Resolution Accepting Donation of Real Property on Dunkirk Lane (Res2013-019).
- (6.06) Resolution Approving Change Order No. 1 for Salt Storage Facility (11035 - Res2013-020).
- (6.07) Resolution Approving 2013-2014 Tree Removal, Trimming, and Hauling Contract (Res2013-021).
- (6.08) Ordinance Amending Sections 1015 and 1135 of the City Code (Ord2013-05 and Res2013-022).
- (6.09) Resolution Approving Payment of 1013 Membership Dues for Bassett Creek Watershed Management Commission, Elm Creek Watershed Management Commission, and Shingle Creek Watershed Management Commission (Res2013-023).
- (6.10) Resolution Approving Application of Plymouth Lions Club for Lawful Gambling at Hamel-Plymouth VFW Post 950, 19020 Hamel Road (Res2013-024).
- (6.11) Resolution Revoking Conditional Use Permit for Komplete Academy for Property at 9909 South Shore Drive and Rescind Resolution 2008-184 as requested by Medicine Lake Properties (2008041 – Res2013-025).
- (6.12) Resolution Approving 2013 Compensation for the City Manager (Res2013-026).

With all members voting in favor, the motion carried.

Public Hearings

There were no public hearings.

General Business

(8.01) Final Plat of O'Donnell Woods (Jake Walesch – 2012099)

Senior Planner Drill reported on the proposed final plat and development contract for O'Donnell Woods at 5550 Dunkirk Lane. Outlot A area would include 20 single-family lots, and the Outlot B area would include four single-family lots, and the existing O'Donnell home site located in the northwest portion of the property would be subdivided and developed into nine single-family lots in the future. He noted one unresolved discussion item is the City's request for installation of a public trail along the lot line between Lots 7 and 8 at the end of the Archer Lane cul-de-sac. The trail would connect this subdivision to future development to the north. The developer is opposed to this option and contends that it would require additional grading and would result in loss of trees and privacy for the affected lots. The Planning Commission was split 3-3 on whether the trail should be required as a condition of the plat approval.

Councilmember Willis stated the distance between Vicksburg Lane and Dunkirk Lane warrants a trail, and the street access points are going to be limited. He asked the developer which option they would prefer for a trail.

Dave Gonyea, developer, stated their preference isn't for any trail. If it's only for the neighborhood, he could go with Option 1 with no grading and just woodchips.

Councilmember Willis stated there at least needs to be a pedestrian access to get people from the neighborhoods. It has to be a City paved trail, not a woodchip trail.

Mr. Gonyea stated Option 2 is too long, and it isn't a good amenity for people to be biking through the neighborhood versus a trail just for the development itself. He also stated that they could've made a better connection with Spring Meadows as there would've been less tree removal. If they are required to put in a trail, they prefer a neighborhood controlled trail.

Councilmember Johnson stated there are already good connections in the neighborhood to get to 55th and up to the Begin property if it's developed. For her, it's the impact of tree loss. If it's a private trail, the developer can manage it and limit the amount of tree loss. A paved trail limits the quality of life for the people on the cul-de-sac. Not a benefit when people can access existing trails.

Councilmember Stein asked if there is a reason why it couldn't be a woodchip trail if this is just connecting this development to Begin property. Park and Recreation Director Evans stated you could, but woodchips limit who can use the trails, such as wheelchairs. She stated the City typically requires a 8 foot wide trail with a 20 foot easement to allow buffer and spacing from the trail edge.

Councilmember Johnson reiterated her biggest concern about the tree removal on the two lots. Therefore, she would prefer a trail managed by the homeowners association to move people in this area.

Park and Recreation Director Evans stated the City doesn't have any trails that aren't paved. Trails add value to neighborhoods. She noted there is a quite a bit of tree removal in this area due to diseased trees.

John Perro, 5600 Dunkirk Lane, stated any homeowner doesn't want a trail going by their home as they don't have any privacy. He stated it's not that far from Dunkirk Lane to Vicksburg Lane, and woodchip trail would fit the character of the land. He resides north of O'Donnell Woods, and he doesn't want a trail going through his property.

Motion was made by Councilmember Willis, and seconded by Councilmember Bildsoe, to adopt a Resolution Approving a Final Plat and Development Contract for O'Donnell Woods for Property located at 5550 Dunkirk Lane (2012099 – Res2013-027) with a condition for trail as noted in Option 1 and a Resolution Adopting Assessments for Trunk Sanitary Sewer and Water Main for O'Donnell Woods (2012099 – Res2012-028).

Motion was made by Councilmember Johnson, and seconded by Mayor Slavik, to amend the main motion to remove Option 1 for a trail. With all members voting against the amendment except Johnson, the motion failed.

Motion was made by Councilmember Johnson, and seconded by Mayor Slavik, to amend the main motion to require a private trail left to the developer to design (paved or wood chipped) to the north for Option 1 with a width of 8 feet with 12 foot easement that would be maintained by homeowners association. With all members voting against the amendment except Johnson and Slavik, the motion failed.

Councilmember Stein asked staff if a 12 foot easement would work. Park and Recreation Director Evans replied it would work, but it would be tight. She stated a 15 foot easement would be a good compromise.

Motion was made by Councilmember Stein, and seconded by Councilmember Bildsoe, to amend the main motion to require a 8 foot trail as noted in Option 1 with a 15 foot easement instead of 20'. With all members voting in favor but Johnson and Slavik, the motion carried.

The Council voted on the amended main motion and with all members voting in favor, the motion carried.

(8.02) Appointments of Board and Commission Members

City Manager Ahrens stated that the Council conducted board and commission interviews on January 15. Following that meeting, Councilmembers Bildsoe and Wosje indicated their desire

to continue serving on the Plymouth Advisory Committee on Transit (PACT) through January 31, 2014.

Motion was made by Councilmember Willis, and seconded by Councilmember Johnson, to adopt a Resolution Appointing Individuals to Fill Vacant Terms on Various Boards and Commissions (Res2013-029) with a statement that the PACT would be expanded by one member through January 31, 2014. With all members voting in favor, the motion carried.

(8.03) Appointments of 2013 Council Coordinating Representatives and Other Agency Appointments and Deputy Mayor for 2013

Motion was made by Councilmember Willis, and seconded by Councilmember Stein, to adopt a Resolution Appointing Council Coordinating Representatives and Representatives to Other Agencies (Res2013-030) with Stein being added as a backup alternate on the Bassett Creek Watershed District, and a Resolution Appointing Councilmember Stein as Deputy Mayor for 2013 (Res2013-031). With all members voting in favor, the motion carried.

Reports and Staff Recommendations

(9.01) Legislative Update

Mayor Slavik stated that the Council will continue to lobby for a general purpose third lane on I-494 even though MN/DOT is supporting a dynamic shoulder option to be used for congestion situations.

Administrative Services Director Callister stated a Special Council Meeting has been scheduled with elected/appointed representatives on February 5 at 5:30 p.m. He also noted that Councilmembers will be meeting with elected representatives at the State Capitol on January 29.

Adjournment

Mayor Slavik adjourned the meeting at 8:18 p.m.



Sandra R. Engdahl, City Clerk