

**Adopted Minutes
Regular Council Meeting
January 23, 2007**

Mayor Slavik called a Regular Meeting of the Plymouth City Council to order at 7:00 p.m. in the Council Chambers of City Hall, 3400 Plymouth Boulevard, on January 23, 2007.

COUNCIL PRESENT: Mayor Slavik, Councilmembers Willis, Hewitt, Stein, and Murdock.

ABSENT: Councilmembers Bildsoe and Black.

STAFF PRESENT: City Manager Ahrens, Police Chief Goldstein, City Attorney Knutson, Park and Recreation Director Blank, Deputy Fire Chief Hurr, Planning Manager Senness, Public Works Director Cote, Community Development Director Juetten, Administrative Services Manager McGann, 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

Recreation Supervisor Greupner announced this year's Fire and Ice Festival to be held on February 3 from 2:00p.m.-7:00 p.m. at Parkers Lake Park.

(4.02) Introduction of Community Development Director Steve Juetten

Mayor Slavik welcomed Community Development Director Steve Juetten.

Approval of Agenda

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

Consent Agenda

Item No. 6.15 was removed from the agenda and placed under General Business as item No. 8.04.

Motion was made by Councilmember Hewitt, and seconded by Councilmember Willis, to adopt the amended Consent Agenda that included the following items:

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- (6.01) Minutes from the Special and Regular Meetings of January 9.
- (6.02) Resolution Approving Disbursements for the Period Ending January 12, 2007 (Res2007-032).
- (6.03) Resolution Approving a Conditional Use Permit for American Sidewalk Café at the Four Seasons Shopping Center located at 4184 Lancaster Lane (2006112 - Res2007-033).
- (6.04) Resolution Approving a Conditional Use Permit for Brad and Julia Hemphill to allow over 1,000 square feet in Gross Floor Area of Attached Garage Space for Property located at 12200 61st Avenue North (2006118 – Res2007-034).
- (6.05) Resolution Authorizing Execution of the Addendum to the Existing Lease with T-Mobile Central to locate Personal Communication at Bass Lake Playfields (Res2007-035).
- (6.06) Resolution Authorizing Execution of a Grant Agreement with the Minnesota Department of Public Safety for the Minnesota Joint Analysis Center Project (Res2007-036).
- (6.07) Resolution Approving Acquisition Agreement for Parcel No. 4 (PIN 21-118-22-41-0010) for Fernbrook Lane Improvements (1013 – Res2007-037), Resolution Approving Acquisition Agreement for Parcel No. 6 (PIN 21-119-22-41-0004) for Fernbrook Lane Improvements (1013 - Res2007-038), Resolution Approving Acquisition Agreement for Parcel No. 7 (PIN 21-118-22-14-0008) for Fernbrook Lane Improvements (1013 – Res2007-039), and Resolution Approving Acquisition Agreement for Parcel No. 14 (PIN 22-118-22-32-0019) for Fernbrook Lane Improvements (1013 – Res2007-040).
- (6.08) Resolution Receiving Preliminary Engineering Report and Calling for a Public Hearing on Black Oaks Lane Reconstruction Project (6102 – Re2007-041).
- (6.09) Resolution Approving Plans and Specifications and Ordering Advertisement for Bids for Sunset Trail Retaining Wall Project (7103 - Res2007-042).
- (6.10) Resolution Approving 2007 Membership dues for Metro Cities and Municipal Legislative Commission (Res2007-043).
- (6.11) Resolution Authorizing the Purchase of Six New Current Model Replacement Police Squad Cars (Res2007-044).
- (6.12) Resolution Authorizing Payment of 2007 Membership dues for the Elm Creek and Shingle Creek Watershed Management Commissions (Res2007-045).
- (6.13.1) Resolution Approving Final Release of Financial Guarantee for Holly Creek Addition (91106 – Res2007-046).
- (6.13.2) Resolution Approving Final Release of Financial Guarantee for Holly Creek 2nd

Addition (93096 – Res2007-047).

(6.13.3) Resolution Approving Final Release of Financial Guarantee for Holly Creek 3rd Addition (94124 – Res2007-048).

(6.14) Resolution Approving Amendment to an Agreement with the Plymouth/New Hope Little League Baseball Association (Res2007-049).

(6.15) (This item was removed from the Consent Agenda and placed under General Business as item No.8.04).

(6.16) Resolution Approving Termination of Water Quality Pond Maintenance Agreement for North Point Corporate Center (98190 – Res2007-050).

(6.17) Resolution Approving Termination of Water Quality Pond Maintenance Agreement for Bass Creek Business Park Addition (90080 – Res2007-051).

(6.18) Resolution Confirming Appointment of Deputy Clerks (Res2007-052).

(6.19) Resolution Approving Payment to Cayenta for Annual Software Maintenance (Res2007-053).

(6.20) Resolution Approving Renewal of Liquor Licenses (Res2007-054).

Motion carried to approve the Consent Agenda.

Public Hearings

(7.01) Ordinance Amending the City Code Regarding Park Dedication Fees

Park and Recreation Director Blank reported on the proposed Ordinance amending the City Code to revise the 2007 park dedication fee from \$5,000 per unit to \$6,000 per unit and the commercial/industrial property from \$7,100 per acre to \$7,500 per acre.

Mayor Slavik opened the public hearing for testimony.

There being no one wishing to appear before the Council to give testimony, Mayor Slavik declared the public hearing closed.

Motion was made by Councilmember Hewitt, and seconded by Councilmember Murdock, to adopt an Ordinance Amending Chapter 5 of the City Code to revise the Cash Fee Payment in Lieu of Land Dedication for Parks and Open Space (Ord2007-03). With all members voting in favor, the motion carried.

General Business

(8.1) Plans and Specifications and Ordering Advertisement for Bids for 2007 Street Sweeping Program (7113E)

Mayor Slavik noted that this was item was previously on the January 9 agenda; and the item was tabled to this evening per request of Councilmember Willis for additional information.

Councilmember Willis asked what the purpose is of the street sweeping program. Public Works Director Cote replied the purpose of the program is to reduce the phosphorous in the waterways, and the cost is included in the water resources budget.

Councilmember Willis stated if the purpose is to remove phosphorous, that is different than what it previously was for, which was to remove vegetative matters, sand, and dirt on the streets. He believes that staff needs to focus on these other elements rather than just phosphorous removal. He stated only in the last few years has this expenditure been included in the water resources fund. He feels the City isn't doing an adequate job of sweeping the streets, and he hopes to raise his concerns during the 2008 budget process.

Councilmember Stein noted that in previous years, funds were intentionally earmarked to increase the street sweeping measures by funding it out of the water resource fund.

Motion was made by Councilmember Hewitt, and seconded by Councilmember Stein, to adopt a Resolution Approving Plans and Specifications and Ordering Advertisement for Bids for 2007 Street Sweeping Program (7113E – Res2007-055) and to place this item on the study session list. With all members voting in favor, the motion carried.

(8.02) Sign Ordinance Revisions

City Attorney Knutson reported on the proposed sign ordinance revisions to the Zoning Ordinance. He stated the proposed ordinance addresses content neutrality and the new electronic signs that are appearing across the metropolitan area. He cautioned the Council that due to ever changing technology, there would probably be revisions in the future.

Motion was made by Councilmember Willis, and seconded by Councilmember Hewitt, to adopt an Ordinance Amending the Text of Chapter 21 of the Plymouth City Code, entitled the Plymouth Zoning Ordinance (2006093 – Ord2007-04). With all members voting in favor, the motion carried.

(8.03) Council Goals and Legislative Priorities

Mayor Slavik read the proposed Council goals and legislative priorities that the Council discussed at a Study Session on January 8.

Councilmember Hewitt requested to add a sentence to the "address transportation issues" goal, which states, "advocate for funding sources to allow the building of high quality, efficient transit

and highway systems.”

Motion was made by Councilmember Hewitt, and seconded by Councilmember Willis, to adopt a Resolution Affirming 2007 Goals and Legislative Priorities (Res2007-056) with the wording change as requested by Councilmember Hewitt. With all members voting in favor, the motion carried.

(8.04) Ordinance Amending the Text of Chapter 21 of the Plymouth City Code, Annual Zoning Ordinance Amendments

Mayor Slavik explained she removed this item from the Consent Agenda as she would like to suggest alternative language that would only allow one commercial vehicle or trailer to be parked on an established driveway or parking area that is surfaced in the residential area. Staff has proposed allowing off-street parking for up to two commercial vehicles. She stated the residential area isn't appropriate area for the parking of commercial vehicles as it could pose safety issues, and she would like to maintain the residential character of neighborhoods.

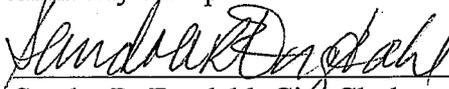
Motion was made by Mayor Slavik, and seconded by Councilmember Hewitt, to adopt an Ordinance Amending the Text of Chapter 21 of the Plymouth City Code, entitled the Plymouth Zoning Ordinance (2006093 – Ord2007-005) with the alternative language as proposed by Mayor Slavik. With all members voting in favor, the motion carried.

Reports and Staff Recommendations

(9.1) (There were no Reports and Staff Recommendations).

Adjournment

Mayor Slavik adjourned the meeting at approximately 7:33 p.m.



Sandra R. Engdahl, City Clerk