

COON RAPIDS CITY COUNCIL MEETING MINUTES OF AUGUST 17, 2010

OPEN MIC/PUBLIC COMMENT

Jerry Pierce, 12236 Partridge Street NW, stated he did not think some of his questions from his August 4th Open Mic appearance were answered. He stated there should be an opportunity for questions to be asked about the ice arena because he did not think Council had seen the building design.

Dale Koch, 2020 127th Avenue NW, stated Bruce Sanders had signs that stated 're-elect' Bruce Sanders. He felt this was a campaign violation. Councilmember Klint advised Mr. Koch that this was not a Council issue but a campaign issue and he should direct his concerns to the candidate.

CALL TO ORDER

The second regular meeting of the Coon Rapids City Council for the month of August was called to order by Mayor Tim Howe at 7:14 p.m. on Tuesday, August 17, 2010, in the Council Chambers.

ROLL CALL

Members Present: Mayor Tim Howe, Councilmembers Denise Klint, Melissa Larson, Paul Johnson, Joe Sidoti, Jerry Nelson and Scott Schulte

Members Absent: None

PLEDGE OF ALLEGIANCE TO THE FLAG

1. ADOPT AGENDA

MOTION BY COUNCILMEMBER SIDOTI, SECONDED BY COUNCILMEMBER LARSON, TO ADOPT THE AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

2. CONSIDER RESOLUTION 10-92 TO ACCEPT THE DONATION OF MONIES TO BE USED TOWARDS THE 2010 FIREWORKS DISPLAY AND THE COON RAPIDS ARTS COMMISSION CONCERT SERIES FROM NORTHSTAR LIONS CLUB AND MINNESOTA METRO NORTH TOURISM

Mayor Howe thanked the Northstar Lions Club and Minnesota Metro North Tourism group for their generous donation to the City of Coon Rapids, as it would assist in keeping the 4th of July Festival going, along with the summer concert series.

MOTION BY COUNCILMEMBER NELSON, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION NO. 10-92 ACCEPTING THE DONATION OF MONIES FROM THE NORTHSTAR LIONS CLUB AND MINNESOTA METRO NORTH TOURISM TO BE USED TOWARDS THE 2010 FIREWORKS DISPLAY AND THE COON RAPIDS ARTS

COMMISSION CONCERT SERIES. THE MOTION PASSED UNANIMOUSLY.

3. CONSIDER APPROVAL OF MINUTES:
 - A. JULY 29, 2010, WORK SESSION
 - B. AUGUST 4, 2010, COUNCIL MEETING
 - C. AUGUST 13, 2010, SPECIAL COUNCIL MEETING
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MOTION BY COUNCILMEMBER SCHULTE, SECONDED BY COUNCILMEMBER SIDOTI, FOR APPROVAL OF THE MINUTES OF THE JULY 29, 2010, WORK SESSION MEETING. THE MOTION PASSED 6-1, COUNCILMEMBER KLINT ABSTAINED.

MOTION BY COUNCILMEMBER SCHULTE, SECONDED BY COUNCILMEMBER JOHNSON, FOR APPROVAL OF THE MINUTES OF THE AUGUST 4, 2010, COUNCIL MEETING. THE MOTION PASSED UNANIMOUSLY.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER SIDOTI, FOR APPROVAL OF THE MINUTES OF THE AUGUST 13, 2010, SPECIAL COUNCIL MEETING. THE MOTION PASSED 4-3, MAYOR HOWE, COUNCILMEMBERS LARSON, NELSON ABSTAINED.

4. CONSENT AGENDA:
 - A. CONSIDER RESOLUTION 10-86 TO ACCEPT THE DONATION OF MONIES TO BE USED TOWARDS THE DARE PROGRAM FROM AMERICAN LEGION AUXILIARY
 - B. APPROVE 2010-2011 CONTRACT FOR THE SCHOOL LIAISON AND PREVENTION PROGRAM OFFICER SERVICES WITH ANOKA-HENNEPIN DISTRICT #11
 - C. APPROVAL 2010-2011 CONTRACT FOR SCHOOL LIAISON OFFICER SERVICES AT THE RIVER TRAIL LEARNING CENTER AT L.O. JACOB WITH ANOKA-HENNEPIN DISTRICT #11
 - D. APPROVE PLAN TO RESTORE A PORTION OF WOODCREST CREEK, WEST OF FOLEY BOULEVARD AND AUTHORIZE FUNDING, PROJECT 10-20
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MOTION BY COUNCILMEMBER LARSON, SECONDED BY COUNCILMEMBER JOHNSON, FOR APPROVAL OF THE CONSENT AGENDA AS PRESENTED. THE MOTION PASSED UNANIMOUSLY.

5. OPEN MIC REPORTS:
 - A. JERRY PIERCE, 12236 PARTRIDGE STREET NW RE: CAMPAIGNING, SALE OF 12250 PARTRIDGE STREET NW, BUNKER HILLS GROUNDBREAKING, KWIK TRIP NON-UNION LABOR, NAME CALLING
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Mayor Howe reviewed a memorandum with Council stating Jerry Pierce, 12236 Partridge Street

NW, appeared at Open Mic on August 4, 2010, to inquire about the City's acquisition and sale of 12248 Partridge Street NW and the net result of the sale, scheduling the Bunker Hills groundbreaking ceremony during the State High School golf tournament, and his concern about the Kwik Trip project being built with non-union labor.

Mayor Howe explained the Housing and Redevelopment Authority (HRA) purchased the property at 12248 Partridge Street NW in 2007 for \$125,000 as part of the Scattered Site Acquisition (SSA) Program. Funded by the Coon Rapids Mortgage Assistance Foundation, SSA involves purchasing dilapidated houses, demolishing them, and replacing them with higher-quality homes to curb the spread of blight in the City's neighborhoods. The property on Partridge Street NW previously contained a dilapidated slab-on grade twin home. After the HRA bought the property, it was burned down as part of a Fire Department training exercise. The vacant lot was listed for sale until it was purchased by Novak-Fleck Builders earlier this year for construction of a single-family house meeting certain design criteria. Novak-Fleck is contractually obligated to complete construction by December 31, 2010. The HRA sold the lot for \$80,000 less than it paid for the twin home, and the burn debris removal was \$2,450.

With regard to the new Bunker Hills Clubhouse groundbreaking ceremony on June 15, 2010, the date was chosen specifically to coincide with the State High School tournament as it helped highlight both events, especially since the new Clubhouse is scheduled to open in time for the 2011 High School State tournament. Staff worked with Golf Course staff Dick Tollette and Tim Anderson regarding details of the event in order to ensure that no disruption occurred for participants of the tournament.

The Kwik Trip site plan was approved November 4, 2009, and will be completed later this summer. The project is being done with private construction on private property, and staff is not aware which contractors utilize union or non-union labor. As long as the contractors have the required permits and licenses, the City cannot govern who works on the site.

Mr. Pierce approached the mic to make a comment to Council.

MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER LARSON, TO RECESS THE MEETING AT 7:32 P.M. THE MOTION PASSED UNANIMOUSLY.

MOTION BY COUNCILMEMBER SIDOTI, SECONDED BY COUNCILMEMBER JOHNSON, TO RECONVENE THE MEETING AT 7:34 P.M. THE MOTION PASSED UNANIMOUSLY.

6. COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM:
 - A. PUBLIC HEARING, 7:00 P.M.
 - B. AUTHORIZE REPROGRAMMING OF 2009 PROGRAM FUNDING AND EXECUTION OF CONTRACTS
 - C. AUTHORIZE REPROGRAMMING OF 2010 PROGRAM INCOME AND EXECUTION OF CONTRACTS
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D. AUTHORIZE 2010 HOUSING REHABILITATION SERVICE CONTRACT

Housing and Zoning Coordinator Bennett presented a memorandum to Council stating staff requests Council authorization to reprogram the 2009 Community Development Block Grant (CDBG) program funds from the City's CDBG Housing Rehabilitation Program to other eligible CDBG activities. Staff also requests Council authorization to reprogram a portion of 2010 CDBG program income received from the Housing Rehabilitation Program to other eligible CDBG activities. Reprogramming of 2009 funds is proposed to include \$85,000.00 for a rehabilitation project at the Family Life Mental Health Center at 1930 Coon Rapids Boulevard, \$18,994.00 for a rehabilitation project at Fire Station 1 at 1460 Egret Boulevard and \$107,800.00 for the purchase of emergency rescue equipment for use at Fire Station No. 1. Reprogramming of 2010 CDBG program income includes \$8,000 for planning activities including \$5,000 for updating the 2007 Comprehensive Housing Strategy and developing a Housing Action Plan for participation in the Metropolitan Livable Communities Program and \$3,000 for eligible planning activities of the Fair Housing Implementation Council. Staff also requests Council authorization of the 2010 CDBG program Housing Rehabilitation Service Contract with the Greater Metropolitan Housing Corporation. And, finally, Council is asked to authorize the Mayor and City Manager to enter into amended contracts, as well as other necessary documents, for the administration of these funds.

The City allocated its 2009 CDBG project funding to its Housing Rehabilitation Loan Program administered by the Housing Resource Center, a program of the Greater Metropolitan Housing Corporation (GMHC). This program assists low- and moderate-income homeowners with housing maintenance projects by providing construction management and deferred, zero-interest financing. While there was at one time a waiting list to access these funds, the demand has abated and we now serve residents on a first come, first serve basis. We have advertised the program in newsletters, the City's web site, utility bill inserts, and at trade fairs without producing a significant increase in the use of the program. Staff recently met with the Housing Resource Center staff and learned that there is still considerable interest in the program but that households are failing to qualify for a variety of reasons including exceeding income requirements or property value limits, lacking equity in the property sometimes due to falling property values, or they state a reluctance in this economy to encumber their property with any additional debt even if that debt is deferred.

The City's Joint Cooperation Agreement with Anoka County for CDBG funding requires the 2009 funds be spent by December 31, 2010. We signed the program administration service contract with GMHC in November 2009, however, no 2009 funds have been drawn to date and only two properties are currently under construction with a third in loan underwriting. It became necessary to look for other uses for the 2009 funds rather than risk losing them to recapture by the federal program. The Housing Resource Center has been advised that we are pulling the 2009 funds from the Housing Rehabilitation Loan Program and reprogramming them for other uses. There should be no disruption in the Housing Rehabilitation Loan Program, however, because the U.S. Department of Housing and Urban Development (HUD) has approved the 2010 program funding and it should be released soon for program use. Coon Rapids has committed \$228,094 in 2010 funds to housing rehabilitation. One of the actions requested on this item is Council authorization of the 2010 Housing Rehabilitation Loan Program administration services contract with GMHC.

On June 21, the City opened an application process for CDBG project funding for the \$211,794 to be reprogrammed from the 2009 CDBG Housing Rehabilitation Loan program and \$33,402.50 in 2010 program income. The funding opportunity was advertised in the Coon Rapids *Herald*, on the City's website and at City Hall. Applications closed on July 9.

Activities assisted by CDBG funds must be eligible projects and fulfill certain national objectives of the federal program. HUD regulations also require that activities meet a high or medium community development or housing goal established in the Anoka County Five-Year Consolidated Plan, a HUD program requirement of all CDBG recipients.

The following applications were received:

An application for parking lot reconstruction and lighting and window replacement in the amount of \$86,738 received from Family Life Mental Health Center, 1930 Coon Rapids Boulevard. The facility serves predominantly low- and moderate-income persons. The rehab project is an eligible activity of the CDBG program and meets a high priority goal established in the Anoka County Consolidated Plan. Staff recommends that the project be funded in the amount \$85,000. Family Life Mental Health Center is able to fund the remaining costs.

Fire Station 1 at 1460 Foley Boulevard is eligible for block grant funding because of the number of low- and moderate-income households in its service area. The Coon Rapids Fire Department has requested funding to acquire emergency rescue equipment and for building rehabilitation – both eligible program activities and medium priorities in the Consolidated Plan. The department proposes to purchase several pieces of rescue equipment shown on an attached list. Staff recommends that Council authorize funding in the amount of \$107,800 for rescue equipment and \$18,994 for building rehabilitation which includes the replacement of the kitchen appliances, washer and dryer and the purchase of an ice machine and a smart board, or interactive white board, for the training room. The estimated cost of the items exceeds the proposed grant amount by \$206 which can be found in the department's budget, if needed.

These applications commit the 2009 CDBG funds proposed for reprogramming. They are projects that can be completed by December 31 of this year. In addition to the 2009 funds, the City's Block Grant program realized \$33,402.50 in 2010 CDBG program income from repayment of three housing rehabilitation loans. These funds, like other 2010 program funds, must be spent by the end of December 2011.

Staff is recommending that \$8,000 of the program income be reprogrammed for eligible planning and policy-planning-management-capacity building activities including \$5,000 for the development of a Housing Action Plan for the City's participation in the Metropolitan Livable Communities Program and updating the 2007 Coon Rapids Comprehensive Housing Strategy, and \$3,000 for eligible planning and policy-planning-management-capacity building activities of the Fair Housing Implementation Council. These planning activities meet all federal program requirements and are high priority goals in the Consolidated Plan.

Participation in the CDBG program requires compliance with the Fair Housing Act, Title VIII of the Civil Rights Act of 1968, and action plans regarding that compliance effort are required components of the program's Consolidated Plan. Administrators of CDBG and HOME (federal Home Investment Partnership) programs are participating members of the Twin Cities Metro Area Fair Housing Implementation Council (FHIC) which developed the 2001 Regional Analysis of Impediments to Fair Housing (AI) and accompanying Action Guide. These tools are the components of the Consolidated Plan intended to further fair housing efforts. Members of the Twin Cities Metro Area FHIC are asked to contribute to the planning costs of the council. Coon Rapids last contributed to these efforts in 2008.

Staff proposes the remainder of the 2010 program income, \$25,402.50, be included in the 2010 Housing Rehabilitation Loan Program contract bringing that total to \$253,496.50. The City has directed its CDBG program entitlement allocation to the housing rehabilitation program since 2001. GMHC has provided the program administration since 2003. The housing rehabilitation administrative services provided by this contract include program marketing, intake and application, income and asset verification, site inspection, scope of work preparation, bidding, bid award, contract execution, construction oversight and document filing. Despite the slowdown in activity over the past 18 months, GMHC has consistently provided quality service. The 2010 Service Contract would provide for \$215,496.50 in project funds and administrative fees of \$38,000. Staff will continue to monitor the use of this program and consider changes to the program that would enhance participation. Staff is currently considering variances to program guidelines where the intent of the regulation is achieved and is researching opportunities to encourage energy saving improvements and ways to assist previously foreclosed properties.

HUD regulations require the City Council hold a public hearing to take comments on the proposed reallocations. This hearing follows a published 30-day period in which the public was invited to provide comment to the City. As of this writing, no comments have been received by staff.

ALIGNMENT WITH STRATEGIC VISION

This item relates to the Community Development/Redevelopment and Housing sections of the City's long term strategic vision in the following ways: Development is diversified and sustainable with a growing economic base that supports a high quality of life in neighborhoods and a strong, progressive business sector. Neighborhoods are stable, safe and connected; predominantly owner-occupied housing is well maintained and offers life cycle housing options.

Staff recommends the City Council:

- a. Hold a public hearing and take public comment on the reprogramming of Community Development Block Grant funding for program year 2009 and the reprogramming of program income for program year 2010;
- b. Authorize the reprogramming of 2009 Community Development Block Grant program funds including \$85,000.00 for rehabilitation of the Family Life Mental Health Center, \$18,994 for

rehabilitation of Fire Station 1 and \$107,800 for the purchase of emergency rescue equipment for Fire Station 1, and authorize the Mayor and City Manager to execute all necessary documents to effectuate the purposes of the reprogramming;

c. Authorize the reprogramming of 2010 Community Development Block Grant program income for planning and policy-planning-management-capacity building activities including \$5,000 for updating the 2007 Coon Rapids Comprehensive Housing Strategy and development of a Housing Action Plan for participation in the Metropolitan Livable Communities Program and \$3,000 for activities of the Fair Housing Implementation Council associated with administration of the CDBG and HOME programs, and the allocation of \$25,402.50 in 2010 program income to the Housing Rehabilitation Loan Program, and authorize the Mayor and City Manager to execute all necessary documents to effectuate the purposes of the reprogramming; and

d. Authorize the Mayor and City Manager to execute a Service Contract, as well as any other necessary documents, with the Greater Metropolitan Housing Corporation to administer the 2010 Housing Rehabilitation Loan Program.

Mayor Howe opened the public hearing at 7:35 p.m.

A representative from Family Life Mental Health Center thanked staff for drafting the community block grant program as this would assist her organization with much needed improvements.

Mayor Howe closed the public hearing at 7:36 p.m.

MOTION BY COUNCILMEMBER SCHULTE, SECONDED BY COUNCILMEMBER KLINT, TO AUTHORIZE THE REPROGRAMMING OF 2009 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS INCLUDING \$85,000.00 FOR REHABILITATION OF THE FAMILY LIFE MENTAL HEALTH CENTER, \$18,994 FOR REHABILITATION OF FIRE STATION 1 AND \$107,800 FOR THE PURCHASE OF EMERGENCY RESCUE EQUIPMENT FOR FIRE STATION 1, AND AUTHORIZE THE MAYOR AND CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECTUATE THE PURPOSES OF THE REPROGRAMMING; AUTHORIZE THE REPROGRAMMING OF 2010 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME FOR PLANNING AND POLICY-PLANNING-MANAGEMENT-CAPACITY BUILDING ACTIVITIES INCLUDING \$5,000 FOR UPDATING THE 2007 COON RAPIDS COMPREHENSIVE HOUSING STRATEGY AND DEVELOPMENT OF A HOUSING ACTION PLAN FOR PARTICIPATION IN THE METROPOLITAN LIVABLE COMMUNITIES PROGRAM AND \$3,000 FOR ACTIVITIES OF THE FAIR HOUSING IMPLEMENTATION COUNCIL ASSOCIATED WITH ADMINISTRATION OF THE CDBG AND HOME PROGRAMS, AND THE ALLOCATION OF \$25,402.50 IN 2010 PROGRAM INCOME TO THE HOUSING REHABILITATION LOAN PROGRAM, AND AUTHORIZE THE MAYOR AND CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECTUATE THE PURPOSES OF THE REPROGRAMMING; AND, AUTHORIZE THE MAYOR AND CITY MANAGER TO EXECUTE A SERVICE CONTRACT, AS WELL AS ANY OTHER NECESSARY

DOCUMENTS, WITH THE GREATER METROPOLITAN HOUSING CORPORATION TO ADMINISTER THE 2010 HOUSING REHABILITATION LOAN PROGRAM. THE MOTION PASSED UNANIMOUSLY.

7. COON RAPIDS ICE ARENA, PROJECT 10-12:
 - A. APPROVE SHOP DRAWING PROCESS FOR STRUCTURAL STEEL AND PRECAST CONCRETE BID ITEMS
 - B. APPROVE ORDERING OF BRICK MATERIAL
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Public Services Director Gatlin presented a memorandum to Council stating bids will be received for precast concrete panels and structural steel for the new Coon Rapids Ice Arena on Friday, August 20, 2010. Bids will be received and opened at 10:00 a.m. Our construction manager, RJM Construction, is requesting Council consider two actions on August 17, 2010 prior to receipt of bids. Those would include:

1. Approval of expenditures of up to \$50,000 for shop drawings for bids to be received for structural steel and precast concrete bids
2. Approval to preorder brick at an estimated cost of \$80,000

These two items need Council direction prior to receipt of bids on August 20, 2010.

A letter explaining the requested items for Council consideration from Brian Recker, Project Manager for RJM was shared requesting Council provide an approval of the shop drawing process for the bids for structural steel and precast concrete to be received on August 20, 2010. He also requests Council provide an approval for ordering of the brick material estimated to cost \$80,000. Since these costs are both below the statutory limit of \$100,000, they can be done separately by quotes outside of the competitive bid process.

ALIGNMENT WITH STRATEGIC VISION

This item relates to the Quality of Life section of the City's long term strategic vision. The Ice Arena represents the first phase of a longer term community goal of a comprehensive community center on the current Goodwill site. The intent is to work towards creating a community in which people of all generations decide to invest themselves and their resources in the community and to communicate their community pride.

BUDGET IMPACT

Funding for the precast panels and structural steel components are included in the overall project budget for the new Coon Rapids Ice Arena.

MOTION BY COUNCILMEMBER LARSON, SECONDED BY COUNCILMEMBER SCHULTE, TO APPROVE THE SHOP DRAWINGS PROCESS FOR THE STRUCTURAL STEEL AND

PRECAST CONCRETE BID ITEMS AT AN ESTIMATED COST OF \$50,000, AND APPROVE THE ORDERING OF BRICK MATERIAL FOR A VALUE ESTIMATED AT \$80,000. THE MOTION PASSED UNANIMOUSLY.

C. APPROVE PLANS AND SPECIFICATIONS

Public Services Director Gatlin presented a memorandum to Council stating the Design Team for the new Ice Arena, Perkins+Will/Bonestroo, have nearly completed construction documents for the project. Consideration for approval of plans and specifications is appropriate at this time. Council previously authorized placement of the advertisement for bids for the entire project. In addition to plan approval the construction manager has provided a project budget update for City Council review.

By the end of August, final construction documents will be completed for the new Coon Rapids Ice Arena. Previously Council has considered portions of the project including site demolition, hazardous material abatement, and the ordering of structural steel and precast concrete for the project. The final bid package will be for the entire Ice Arena project.

Advertisement for bids will be done in late August 2010. Bids will be received on September 16, 2010. Council will consider award of bids for the entire project on October 5, 2010.

Staff recommends Council approve the final construction documents, including project plans and specifications, at this time. A letter from our project manager, RJM Construction, was shared outlining the project schedule and project budget update.

ALIGNMENT WITH STRATEGIC VISION

This item relates to the Quality of Life section of the City's long term strategic vision. The Ice Arena represents the first phase of a longer term community goal of a comprehensive community center on the current Goodwill site. The intent is to work towards creating a community in which people of all generations decide to invest themselves and their resources in the community and to communicate their community pride.

BUDGET IMPACT

A letter from Brian Recker, RJM Construction provided budget updates for City Council review and information. No further action is required relative to the budget.

MOTION BY COUNCILMEMBER SCHULTE, SECONDED BY COUNCILMEMBER SIDOTI, TO APPROVE THE PLANS AND SPECIFICATIONS FOR THE NEW COON RAPIDS ICE ARENA.

Councilmember Klint thanked staff for thoroughly explaining the expenses of the ice arena, even through the changes that have taken place.

THE MOTION PASSED UNANIMOUSLY.

D. ACCEPT PROPOSAL AND AUTHORIZE CONTRACT AMENDMENT FOR CONSTRUCTION MANAGEMENT SERVICES FROM RJM CONSTRUCTION FOR SITE DEMOLITION

Public Services Director Gatlin presented a memorandum to Council stating the original contract between RJM Construction and the City of Coon Rapids for construction management services for the ice arena did not include construction management services for site demolition. RJM has provided a proposal to provide construction management services for both phases of the site demolition. Phase I includes demolition of the Target/Goodwill building. Phase II will include removal of all other buildings on the site including the Big Lots building and other smaller parcels required to be removed along Coon Rapids Boulevard. Consideration for an amendment to the construction management contract with RJM Construction is appropriate at this time.

Brian Recker, Project Coordinator from RJM Construction, has provided a proposal for construction management services for site demolition work for the new Coon Rapids Ice Arena. Mr. Recker's proposal outlines the scope of services to be provided for the building demolition projects - Phase I and Phase II. This work was not included in the original contract negotiated between the City and RJM. That contract was for construction of the new Ice Arena only and did not include building demolition.

Staff feels it is appropriate at this time to retain RJM Construction for construction management services for the building demolition projects. Work is scheduled to begin on the Phase I building demolition project in late August and be completed on or about October 1, 2010. The scope of services to be provided include preparing bid documents and coordinating bidding for both phases of the work and providing completion construction services including on-site supervision and managing the construction contract on behalf of the City.

ALIGNMENT WITH STRATEGIC VISION

This item relates to the Quality of Life section of the City's long term strategic vision. The Ice Arena represents the first phase of a longer term community goal of a comprehensive community center on the current Goodwill site. The intent is to work towards creating a community in which people of all generations decide to invest themselves and their resources in the community and to communicate their community pride.

BUDGET IMPACT

The proposed fee for construction management services for RJM Construction for site demolition Phase I and II of the building demolition for the new Ice Arena is \$72,331. This amount would be added to the total project cost and would be provided for in the overall project budget.

MOTION BY COUNCILMEMBER SCHULTE, SECONDED BY COUNCILMEMBER JOHNSON, TO ACCEPT THE PROPOSAL FROM RJM CONSTRUCTION FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE BUILDING DEMOLITION PROJECT, PHASE I AND II, FOR THE NEW COON RAPIDS ICE ARENA AND AUTHORIZE EXECUTION OF A CONTRACT AMENDMENT IN THE AMOUNT OF \$72,331 TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES.

Mayor Howe questioned when the demolition would begin. It was noted the site demolition would begin the end of this week, after formal approval of the contract. The utility abatement would begin first, with the building being demolished sometime next week.

THE MOTION PASSED UNANIMOUSLY.

8. CONSIDER RESOLUTION 10-90 ADOPTING 2010(2B) CONTESTED MISCELLANEOUS SPECIAL ASSESSMENTS (ONE YEAR)

A memorandum was presented from Assessment Clerk Cederstrand stating the recommendations of the Board of Adjustment and Appeals on contested miscellaneous special assessments are referred to the City Council for adoption.

As you know, after the assessment hearing on miscellaneous assessments was held on July 20, 2010, property owners who were objecting to their assessments were referred to the Board of Adjustment and Appeals for review. After the Board of Adjustment and Appeals heard objections on August 5, 2010, the following recommendations have been made:

#	Address/PIN#	Assessment(s)	Recommendation
1	Terry L. Holman 12360 Drake Street NW 03-31-24-44-0067	Removal & Disposal-\$2,226.97 Removal & Disposal-\$8,231.84	Uphold-Not eligible for appeal (signed agreement waiving right to appeal). Previously levied.
2	Mohamed Ahmed 924 123 rd Lane NW 11-31-24-11-0017	Excessive Consumption - \$150.00 (owner paid on 8/6/10)	Uphold
3	Ryan Erickson 621 123 rd Avenue NW 12-31-24-22-0104	Excessive Consumption - \$180.00	Uphold
4	Lyle Clemenson 311 Northdale Blvd. NW 13-31-24-13-0008	Mowing/Weed Abatement - \$188.54	Remove

5	Thomas A. Cison 12843 Grouse Street NW 03-31-24-14-0051	Excessive Consumption-\$150.00 (owner paid on 8/5/10)	Uphold
6	Lois Ingram 555 111 th Avenue NW 13-31-24-31-0092	Excessive Consumption-\$180.00	Uphold
7	James W. Pasek 11314 N. Heights Drive NW 25-31-24-24-0018	Removal & Disposal-\$306.00 Excessive Consumption-\$180.00 Excessive Consumption-\$180.00 Securing Vacant Property-\$348.50 Excessive Consumption-\$180.00	Uphold
8	Andrew Rute & Gayle Rute 9716 Zilla Street NW 26-31-24-24-0041	Excessive Consumption-\$180.00 Excessive Consumption-\$180.00	Uphold
9	Bruce Frank 9731 Zilla Street NW 26-31-24-24-0032	Excessive Consumption-\$180.00	Hold until next misc. levy. Majority of adj. board knows owner. Unavailable to attend 8/17 meeting.
10	David Schimota 2372 123 rd Circle NW 09-31-24-11-0025	Excessive consumption - \$180.00	Uphold
11	Daniel Holder 2618 Carlson Drive NW 09-31-24-42-0059	Excessive consumption - \$180.00	Uphold
12	Affinity Plus Federal Credit Union 2740 111 th Avenue NW 16-31-24-43-0062	Excessive consumption - \$180.00 Removal & Disposal-\$507.50 Citation Fee-\$330.00	Uphold
13	Beverly Lupo 3243 115 th Lane NW 17-31-24-11-0041	Mowing/Weed Abatement- \$218.54 Excessive consumption - \$180.00	Uphold
14	Solomon Usoro 10396 Avocet Street NW 23-31-24-31-0043	Excessive consumption - \$180.00 Excessive consumption - \$180.00	Uphold
15	Nou Toua Chang 10533 Foley Blvd. NW 24-31-24-13-0026	Excessive consumption - \$180.00	Uphold

16	Peter Cullen 1212 98 th Lane NW 26-31-24-24-0016	Mowing/Weed Abatement- \$218.54	Remove
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The resolution reflects the dollar amount based on the above appeals.

MOTION BY COUNCILMEMBER SIDOTI, SECONDED BY COUNCILMEMBER LARSON, TO ADOPT RESOLUTION 10-90 ADOPTING 2010(2B) CONTESTED MISCELLANEOUS SPECIAL ASSESSMENTS (ONE YEAR).

Councilmember Klint questioned if Item 4 and 16 were being removed and Item 9 was being held. City Manager Fulton stated this was the recommendation of the Board of Adjustment and Appeals as noted within the resolution.

Councilmember Schulte thanked the Board for their hard work and thorough review of each assessment.

Mayor Howe questioned when Item 9 would be addressed. City Manager Fulton indicated the City Attorney would be making a recommendation directly to the Council for this assessment.

THE MOTION PASSED UNANIMOUSLY.

9. CONSIDER RESOLUTION 10-87 MODIFYING TAX INCREMENT FINANCING DISTRICTS 1-29 AND 3-1

Community Development Director Nevinski presented a memorandum stating Council is requested to modify the budget for Tax Increment Financing Districts 1-29 and 3-1.

In an effort to provide cities with an economic development stimulus tool, the 2010 Legislature approved a temporary provision to the TIF law allowing for the use of cash balances in TIF districts to be used for loans and assistance for any project that creates jobs, including construction jobs. Unless the temporary provision *is* extended by the 2011 Legislature, the construction must be underway by July 1, 2011, and funds must be expended by the end of 2011.

Staff is recommending modifying the budgets *of* Tax Increment Financing Districts 1-29 and 3-1 to take advantage of this new, temporary authority. Staff may propose modifying the budgets *of* additional districts in the future. The district budgets in the attached resolution are not increasing, they are only being reallocated, and, therefore, it is not necessary to hold a public hearing. A public hearing will be held when an allocation for a specific project is proposed and a written spending plan is considered.

ALIGNMENT WITH STRATEGIC VISION

This item relates to the *Community Development and Redevelopment* section of the City's long term strategic vision by providing resources to promote and facilitate economic development and redevelopment in Coon Rapids.

Mayor Howe asked how staff would be publicizing the availability of these funds. Community Development Director Nevinski explained the City would promote these funds on a commercial realtor association website and to all City businesses.

Councilmember Schulte questioned the location of the two TIF districts. Community Development Director Nevinski reviewed the location with the Council.

MOTION BY COUNCILMEMBER SCHULTE, SECONDED BY COUNCILMEMBER SIDOTI, TO ADOPT RESOLUTION 10-87, AMENDING BUDGETS OF TAX INCREMENT FINANCING DISTRICTS 1-29 AND 3-1. THE MOTION PASSED UNANIMOUSLY.

10. CONSIDER RESOLUTION 10-95 TO ACCEPT THE GRANT OF MONIES TO BE USED TOWARD AN ADAPTER TO ALLOW FOR RECHARGING OF CRIMINAL COMPLAINTS FROM THE MINNESOTA BUREAU OF CRIMINAL APPREHENSION AND AUTHORIZING APPROVAL OF JOINT POWERS AGREEMENT BETWEEN THE CITY AND THE MINNESOTA BUREAU OF CRIMINAL APPREHENSION

City Attorney Hiljus presented a memorandum to Council requesting Council to accept a grant from the Minnesota Bureau of Criminal Apprehension ("BCA") of up to \$10,000 to build an eCharging adapter for submission of criminal complaints to court electronically and approve the execution of a Joint Powers Agreement formalizing the award.

The City is in the process of upgrading its prosecution program to allow for criminal complaint data to be submitted to the courthouse electronically. The BCA authorizes grants to help cities pay for the creation of "adaptors," that is, the necessary software that (1) allows cities to send the information to the BCA for passing on the courts, and (2) the creation of a special data file that contains the necessary information to charge out a criminal complaint. Earlier this year, the BCA approved our application for a grant of up to \$10,000 to help build the adapter. The adapter will reside on the City's file server, and will be available for use by other cities that can produce the data file, subject to a monthly maintenance fee to be determined.

eCharging in this manner provides for tremendous efficiencies and cost-savings to cities. Currently officers must submit reports to our office, and we produce a paper complaint. That complaint must be signed in person by a police captain, notarized, and the document must be sent to the court. For persons in custody, an officer has to physically drive up to court with the document, as persons in custody must be charged out within 48 hours of their arrest. Once the complaint arrives, court personnel must hand-type data from the complaint into the court database before the case can be

opened and the defendant brought before a judge.

Using eCharging, the entire process can be accomplished over the internet using a web service. Once a case is submitted, the prosecutor and officer can e-sign the complaint and have it notarized from any location where they can access the internet (e.g. in a squad car or in separate offices). The data gets sent instantaneously to court, is error-checked automatically, and passes into the court database without any re-keying of data. So the savings to the entire system are enormous.

We are now able to produce the data document using our in-house prosecution case management system. We plan to hire an outside consultant to produce the communications service, which will take up the bulk of the grant. The terms of the grant require us to produce valid eComplaints and demonstrate the ability to send them to the BCA via the communications service on or before October 29, 2010 to receive the bulk of the grant. We must have a production adapter available by December 31, 2010, to receive the entire grant allocation. The BCA is requesting a joint powers agreement to formalize the awarding of the grant.

BUDGET IMPACT

Consultant Fees: There should be no budget impact. We anticipate being able to pay our consultant directly upon invoice via the grant.

Maintenance of the System: The adaptor would be generic, that is, any Minnesota jurisdiction using software that can produce the data file could send it to our server via an email protocol, and our adaptor would send it on to the BCA, logging the communication and managing appropriately reply messages. For that service we would charge a nominal maintenance fee to cover our costs in managing the system.

ALIGNMENT WITH STRATEGIC VISION

This item relates to the Excellence in Government section of the City's long term strategic vision because of its providing cost and related efficiencies to the criminal justice system.

MOTION BY COUNCILMEMBER LARSON, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION 10-95, ACCEPTING A GRANT FROM THE BCA TO BE USED TOWARD AN ADAPTER TO ALLOW FOR ECHARGING OF CRIMINAL COMPLAINTS AND AUTHORIZING MAYOR AND CITY MANAGER TO EXECUTE JOINT POWERS AGREEMENT FORMALIZING THE AWARDING OF THE GRANT.

Councilmember Nelson requested further information on how the program would function between the City Attorney and Police Department. City Attorney Hiljus further explained how the program would work to assist in filing criminal complaints in a timely fashion, while remaining paperless. He said he anticipated eCharging will be more prevalent statewide in five years.

THE MOTION PASSED UNANIMOUSLY.

11. CONSIDER RESOLUTION 10-88 ELECTING TO CONTINUE PARTICIPATING IN THE LOCAL HOUSING INCENTIVES ACCOUNT PROGRAM UNDER THE METROPOLITAN LIVABLE COMMUNITIES ACT, CALENDAR YEARS 2011 THROUGH 2020

Housing and Zoning Coordinator Bennett presented a memorandum stating the Council is requested to approve continued participation in the Local Housing Incentives Account under the Metropolitan Livable Communities Act through year 2020.

The Minnesota legislature enacted the Metropolitan Livable Communities Act (LCA) in 1995 to address the metropolitan area's affordable and life-cycle housing needs. The program, which is administered by the Metropolitan Council, creates funding opportunities to help cities carry out development plans that provide for housing choices, new jobs and business growth. Participation in the program is voluntary but in order to participate, a community must establish affordable and life-cycle housing goals. The City has participated since the program's inception, previously adopting LCA affordable and life-cycle housing goals for the period 1996-2010. To continue participation, Coon Rapids must establish new affordable and life-cycle housing goals for 2011-2020.

The Metropolitan Council uses the following definitions for affordable housing:

- Ownership housing: housing that is affordable to buyers earning 80% of area median income — an income of \$64,400 in 2010. A household earning this income could afford a home costing approximately \$233,100. (This income level is capped at 80% of the U.S. median family income. In the metropolitan area, 2010 median area income is \$84,000.)
- Rental housing: housing that is affordable to renters earning 50% of area median income — an income of \$42,000 in 2010. A household earning this income could afford to pay \$945 per month for rent and utilities for a two-bedroom unit.

The Metropolitan Council's definitions of low and moderate incomes are consistent with the income limits used by other housing development and ownership assistance programs, including Minnesota Housing and the U.S. Department of Housing and Urban Development (HUD).

Life-cycle housing, as defined by the Metropolitan Council, refers to varied housing options that meet people's preferences and circumstances at each of life's stages, providing a balance of single-family homes, apartments, condominiums, townhouses and senior housing for either independent living or with a range of assisted-living services.

The City's LCA goals initially established for the period 1996-2010 were as follows:

New Affordable Ownership Units:	687
New Affordable Rental Units:	444
New Rental Units – All:	1,110

In a study conducted in 2005, the Metropolitan Council considered affordable housing needs in the Twin Cities Metropolitan area and concluded that 51,000 new affordable housing units for sale or rental will be needed in the metropolitan area between 2011 and 2020. The Metropolitan Council apportioned those units among all communities within the metropolitan area using a formula that considered each locality's existing affordable housing units, the ratio of low-wage jobs available to low-wage earners residing in the area and the availability of public transportation. The Metropolitan Council determined that Coon Rapids should provide 200 of the new affordable housing units needed. The City of Coon Rapids acknowledged this fair share of the affordable housing in August 2009 with adoption of the 2030 Comprehensive Plan.

According to Metropolitan Council records, from 1996 through 2008, Coon Rapids had achieved 120% of the 1996-2010 production goals of 687 new affordable ownership units. Only 38% of the 1996-2010 goals for the production of 444 new affordable rental units and 44% of the total new rental dwelling goal of 1,110 units were realized during that same period. There is no penalty for falling short of reaching a production goal.

The Metropolitan Council is requesting the City adopt the following ranges for Affordable Housing and Life-Cycle Housing Goals for participation in the Livable Communities program for 2011-2020:

Affordable Housing Goals Range:	130 – 200 units
Life-Cycle Housing Goals Range:	200 – 900 units

The Metropolitan Council suggests that the Affordable Housing Goals Range reflects the need for this housing opportunity while at the same time acknowledging that limited funding is available to create new affordable units. The high end represents our fair share of 200 units adopted in 2009; the 130 units at the low end represent the number of units that could be accomplished at funding levels currently available in the metropolitan region.

The high end of the Life-Cycle Housing Goals Range reflects the potential number of units that could be developed on land guided for moderate and high densities, including redevelopment, mixed use and transit oriented development sites, in the City's 2030 Comprehensive Plan. The low end depicts our share of the affordable housing need.

In addition to the affordable and life-cycle housing goals, participation in the LCA LHIA program requires that the City prepare a housing action plan covering the period 2011-2020 for submission to the Metropolitan Council. Participation also requires that the City commit a specified amount of local resources to affordable housing each year.

The housing action plan should outline steps the City will take to meet its LCA goals. It is intended to address implementation tools, timelines and, to the extent possible, the number of households assisted and any targeted populations. Much of this information has already been established by the Housing Chapter of the 2030 Comprehensive Plan. The housing action plan must be completed by December 1, 2010. It will come back to Council for consideration at a later date.

The commitment of local resources, or the Affordable and Life-Cycle Housing Opportunities Amount (ALHOA), is equal to the City's share of the Metropolitan Council's LCA assessment as determined by statute. It is not a grant but rather an obligation to spend at least 85 percent of the amount on affordable housing activities. Examples of these expenditures include housing assistance, development or rehabilitation efforts, housing inspection and code enforcement programs and work undertaken by the City's Housing and Redevelopment Authority. Our ALHOA amount for 2009 was \$154,517. The City easily meets this obligation every year.

Participation in the Local Housing Incentives Account (LHIA) under the LCA program provides the City with the opportunity to compete for grants or loans to support efforts that help the City meet its affordable and life-cycle housing goals. These funding opportunities include the Tax Base Revitalization Account (TBRA), the Livable Communities Demonstration Account (LCDA) and the LHIA. TBRA funds are used to clean up polluted land making it available for economic redevelopment, job retention and growth or the production of affordable housing. The City was awarded \$124,781 in 1999 as a match to a Department of Trade and Economic Development grant to clean up property in PORT Riverwalk. The LCDA program funds development and redevelopment projects that demonstrate efficient and cost-effective use of land and infrastructure and achieving connected development patterns linking housing, jobs and services. Coon Rapids accessed \$150,000 in 2001 for the development of Northstar Ridge apartments and \$75,000 in 2002 for a joint planning effort with Anoka County and the Cities of Anoka and Fridley addressing transit-oriented development potential around North Star Commuter Rail stations in each of these cities. LHIA funds are available to assist affordable housing development and redevelopment in a competitive process through Minnesota Housing.

ALIGNMENT WITH STRATEGIC VISION

This item relates to the Community Development/Redevelopment and Housing sections of the City's long term strategic vision in the following ways: Development is diversified and sustainable with a growing economic base that supports a high quality of life in neighborhoods and a strong, progressive business sector. Neighborhoods are stable, safe and connected; predominantly owner-occupied housing is well maintained and offers life cycle housing options.

MOTION BY COUNCILMEMBER KLINT, SECONDED BY COUNCILMEMBER LARSON, TO ADOPT RESOLUTION 10-88, ESTABLISHING AFFORDABLE AND LIFE-CYCLE HOUSING GOALS AND ELECTING TO CONTINUE PARTICIPATION IN THE LOCAL HOUSING INCENTIVES ACCOUNT UNDER THE METROPOLITAN LIVABLE COMMUNITIES ACT FOR YEARS 2011 THROUGH 2020.

Councilmember Schulte questioned if the City had to meet a certain number of housing units to be recognized by Met Council. Community Development Director Nevinski stated there was no number established but instead an understanding that the City would work to keep a percentage of units affordable within the City. City Manager Fulton added that participation in this program provided additional funding to the City to create affordable housing units.

THE MOTION PASSED UNANIMOUSLY.

12. CONSIDER RESOLUTION 10-93 AMENDING THE 2010 BUDGET FOR THE FOURTH OF JULY FIREWORKS

Manager of Accounting/Treasurer Vouk presented a memorandum to Council stating funding is available for the Fourth of July fireworks and the City Council is requested to amend the budget to authorize the expenditure.

Fireworks donations in the amount of \$29,000 were accepted by the City Council during 2010. After covering the 2009 shortage of \$3,865, which had been temporarily funded by the Development Account in the Housing and Redevelopment Fund, there is \$25,135 available to cover the 2010 fireworks. The actual cost came in at \$25,000, leaving a balance of \$135.

ALIGNMENT WITH STRATEGIC VISION

This item relates to the Civic Involvement section of the City's long term strategic vision by providing fireworks as part of the Fourth of July community celebration.

MOTION BY COUNCILMEMBER SCHULTE, SECONDED BY COUNCILMEMBER SIDOTI, TO ADOPT RESOLUTION 10-93, AMENDING THE 2010 BUDGET FOR THE FOURTH OF JULY FIREWORKS. THE MOTION PASSED UNANIMOUSLY.

13. CONSIDER RESOLUTION 10-89 ACCEPTING THE ARBITRATION AWARD COVERING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF COON RAPIDS AND LAW ENFORCEMENT LABOR SERVICES, INC. REPRESENTING THE POLICE OFFICERS BARGAINING UNIT FOR THE CALENDAR YEAR 2010

City Manager Fulton presented a memorandum requesting Council to consider the interest arbitration award with Law Enforcement Labor Services, Inc. (LELS) covering the Police Officers collective bargaining unit.

The City received the August 9, 2010, interest arbitration award covering the police officers. This arbitration award is the result of the impasse in negotiations to replace the prior collective bargaining agreement that expired by its terms on December 31, 2009. In Minnesota, police officers are deemed essential employees under the State labor law. This means that they cannot strike but may utilize a process known as binding interest arbitration to resolve contractual issues that are not settled by voluntary negotiations. In the present case, negotiations and mediation were not successful and the parties submitted the unresolved issues to interest arbitration.

The interest arbitration was held on July 14, 2010, and addressed six (6) issues. The six issues, the

summarized positions of the parties, and their resolution by the arbitrator are as follows:

1) Insurance.

City position: No change to existing language providing for same insurance program and contributions as other City employees.

Union position: Detail City contributions in the contract at \$770.24 for single coverage, \$1,317.13 for family coverage and \$39.81 for dental coverage.

The arbitrator awarded the City's final position.

2) Vacation.

City position: No change to existing language.

Union position: Increase vacation accrual after year 20 to match the public works group.

The arbitrator awarded the Union's final position. This provides for one additional day of vacation after 20 years of service until 5 weeks of vacation is reached.

3) and 4) Specialty Pay.

City position: No change to existing language.

Union position: Change specialty pay from a fixed amount to 5% of base pay or increase it by \$10 per month.

The arbitrator awarded the City's final position.

5) Uniforms.

City position: No change to existing language.

Union position: Increase the uniform allowance from the existing \$775 to \$810.

The arbitrator awarded the Union's final position.

6) Wages.

City position: No general increase.

Union position: Three percent (3%) general increase.

The arbitrator awarded a one percent (1%) general increase.

BUDGET IMPACT

In the current economy, the City Council's position was that compensation adjustments to base wages were not merited. Police officers wages are very competitive in the market place. A one percent (1%) salary increase is approximately \$42,452 annually. Of course this award will also impact future budgets, as well.

Unfortunately, the City has no choice but to accept this award. There are appeal rights, but our

attorneys do not think there are grounds for appeal in this case.

ALIGNMENT WITH STRATEGIC VISION

This item relates to Public Safety section of the City's long term strategic vision in the following way:

One of the City's core values is to ensure that the community is safe and has immediate access to professional and respectful public safety officers. In this respect, our community is served very well. Another important issue relates to managing the financial affairs of the City to help ensure long term stability in property taxes, especially in light of very difficult economic times. This arbitration ruling runs counter to this latter goal. In this respect, this arbitration award is not consistent with the City's long term strategic plan because of the increased financial pressure it places on the City's general property tax levy into the future.

MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER KLINT, TO ADOPT RESOLUTION 10-89, ACCEPTING THE ARBITRATION AWARD COVERING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF COON RAPIDS AND LAW ENFORCEMENT LABOR SERVICES, INC. REPRESENTING THE POLICE OFFICERS BARGAINING UNIT FOR THE CALENDAR YEAR 2010.

Councilmember Johnson reviewed the increase for the Police Department was 1.1% for 2010 and the Fire Department was 1.16%. He thanked the union for resolving the arbitration and maintaining a level of stability for the residents of Coon Rapids.

THE MOTION PASSED UNANIMOUSLY.

14. OTHER COUNCIL BUSINESS
A. PLAY STRUCTURE TEMPERATURES

Public Services Director Gatlin presented a memorandum to Council stating that at the August 4, 2010, Council meeting, Councilmember Johnson brought up the issue of temperatures on play structure slide surfaces on hot days. Councilmember Johnson was referencing a letter sent to Councilmembers by Emily Isik relating her concerns of temperatures of the slide at Lions Park.

Ms. Isik's letter was referred to Gregg Engle, Parks Department Supervisor. He provided a response to Ms. Isik on July 29, noting that in the next year the play structure at Lions Park will be replaced and upgraded. At that time we will attempt to address issues about surface material for slides to minimize temperature concerns. This work is planned for the 2011 construction season.

ALIGNMENT WITH STRATEGIC VISION

This item relates to the Open Space/Recreation section of the City's long term strategic vision by

developing and implementing a major park renovation and capital improvement plan that renovates and revitalizes the City's comprehensive parks system.

BUDGET IMPACT

Funding for the play structure replacement will come from Fund 794, Park Improvement Fund.

B. ILLEGAL POLITICAL SIGN PLACEMENT

Community Development Specialist Brown presented a memorandum to Council stating that at the August 4, 2010, Council meeting, Councilmember Schulte raised the issue of political campaign signs placed in public rights-of-way.

During periods preceding and following general elections, State Statutes prohibit cities from regulating the size and number of political campaign signs posted on properties. Cities can, however, regulate the placement of these signs. Specifically, Chapter 11-2100 of City Code requires that:

- Signs must be located on private property with the permission of the property owner.
- Signs may not be placed in the public right-of-way.
- Signs must be located at least 1 foot behind the sidewalk or 18 feet behind the curb if there is no sidewalk.
- Signs must not be attached to trees, utility poles, or street signs.

City staff has been removing signs that are placed in the public right-of-way. In particular, the signs Councilmember Schulte referenced have been removed.

Councilmember Schulte thanked staff for addressing this issue and for having the signs removed.

15. ADJOURN

MOTION BY COUNCILMEMBER LARSON, SECONDED BY COUNCILMEMBER JOHNSON, TO ADJOURN THE MEETING AT 8:12 P.M. THE MOTION PASSED UNANIMOUSLY.

Tim Howe, Mayor

ATTEST:

Joan A. Anderson, City Clerk