

CITY OF BLOOMINGTON
2215 WEST OLD SHAKOPEE ROAD
HENNEPIN COUNTY, MINNESOTA 55431

CITY COUNCIL MEETING

Approved Minutes
Regular Meeting
Meeting #61

7:00 p.m.
December 22, 1975
Council Chambers

Call to Order The meeting was called to order by Vice Mayor James O'Neil.

Pledge of Flag Vice Mayor O'Neil led the Council and the audience in the pledge of allegiance to the flag.

Roll Call Present: Vice Mayor O'Neil, Councilmen C. Allen, J. Anderson, W. Belanger, R. Darr and J. Malone.
Absent: Mayor Robert M. Benedict.

Reason for Absence The Vice Mayor indicated that Mayor Benedict had called him before the meeting and had advised that he would not be at the Council meeting because of an illness in his family.

Approval of Minutes The Council was requested to consider approving the minutes of the Council meetings of November 24 and December 8. Motion was made by Allen, seconded by Darr, and all present voting aye to approve those minutes as printed.

Appointment to Youth Commission
Item 3.1 The Council was requested to consider accepting nominations and make an appointment to the Youth Commission to fill the vacancy created by the resignation of Orvin Burma for a term expiring December 31, 1976. Motion was made by Malone, seconded by Allen, and all present voting aye to table this appointment to the organizational meeting of January 2, 1976.

Budgets for Civic Orchestra, Medalist Concert Band and Civic Theatre
Item 3.2 The Council was requested to consider the revised budgets for the Civic Orchestra and Medalist Concert Band and the budget for the Civic Theatre. When the Council considered these budgets previously they had indicated that before final approval representatives of the Civic Theatre should meet with representatives of the musicians' union to try to come to an understanding regarding their differences. In addition, the Staff was to work with Earl Benson to resolve his concerns regarding salaries of band personnel.

The Director of Community Services indicated that the Civic Orchestra and Medalist Band budgets have been reviewed by the Staff with the directors of those groups and the revised budgets are acceptable to them. A meeting has not yet been held by representatives of the Civic Theatre and the musicians' union and it was doubtful that it could be arranged before the end of the year. In a memo to the Council, Mr. Truax had outlined the background of these budgets and copies of the budgets were submitted to the Council with the agenda material.

Discussion was held on the revised budgets for the band and orchestra and Anderson noted his opposition to paying union personnel to play with the band and orchestra. Darr said he agreed but that the season had already started and it was too late to make a change at this date. It was suggested that discussions about paying musicians be held in sufficient time ahead of the season so that changes can be effected. It was noted that the meeting with the musicians' union has not yet been held.

Following discussion, motion was made by Darr and seconded by Malone to approve the revised budgets for the Civic Orchestra and Medalist Concert Band and to leave the Civic Theatre budget as is for the present. All present voted aye, except O'Neil and Anderson, who voted nay, and the motion carried 4-2.

Appointment to Housing and Redevelopment Authority
Item 3.3 The Council was requested to consider filling a vacancy on the Housing and Redevelopment Authority created by the resignation (effective December 18) of Clyde E. Allen, Jr., for a term expiring December 31, 1979. Following discussion, motion was made by Belanger and seconded by Anderson to appoint William Berryman to fill the unexpired term of Councilman Allen. All present voted aye, except Allen, who abstained, and the motion carried 5-0-1. The City Manager noted for the record that Mr. Berryman had resigned from his present term which expires on December 31, 1975.

Preliminary and Final Plat of Reservoir Park 2nd Addition
Case 6893A-75
Item 4.1 A public hearing was scheduled for consideration of the preliminary and final plat of Reservoir Park 2nd Addition located at 2200 West 82nd Street. The plat was submitted in order to facilitate the sale of Lot 3 for future development.

The proposed plat was reviewed by the Administrative Subdivision Review Committee on December 10 and was recommended for approval with the recommendation that park dedication for Lot 3 be resolved at the time of sale of that lot for development. The Public Works Director indicated that in reviewing the plat it was found that the west property line of Lot 3 and the zoning line for the R-1 PD zone do not coincide, with the lot line being 22 feet further west than the zoning line. He noted that it may be necessary to move this zoning line at the time of development of Lot 3.

Following discussion, motion was made by Darr, seconded by Anderson, and all present voting aye to close the hearing and approve the preliminary and final plat of Reservoir Park 2nd Addition and to adopt a resolution granting final approval.

Preliminary and Final
Plat of Hyland Hills
4th Addition
Case 78A-75
Item 4.

A public hearing was scheduled for consideration of the preliminary and final plat of Hyland Hills 4th Addition located at 9854 Edgewood Road. The plat was submitted in order to facilitate the exchange of the tennis courts to the City and to allow the remainder of the lot to be divided into two single family lots.

The proposed plat was reviewed by the Administrative Subdivision Review Committee on December 10 and was recommended for approval with the following conditions:

1. ten-foot drainage and utility easement be provided along the north side of Lot 1,
2. any changes or alterations to existing utility services to be at the owner's expense,
3. no park dedication be required since it has been previously satisfied.

Item 1 has been satisfied on the final plat and item 2 will be accomplished at the time of the building permit. No park dedication was recommended since the previous park dedication was submitted and the tennis courts are to be deeded to the City.

The Public Works Director indicated that Wayne Goldade, who lives on the lot from the tennis courts, expressed a concern that the City-owned tennis courts would impose a burden on his property, which didn't exist when they were privately owned. In addition, Mr. Goldade had indicated that the retaining wall by the courts was crumbling and should be repaired. Mr. Langseth said that he had discussed this matter with Mr. Goldade and had contacted the Marvin H. Anderson Company who had donated the tennis courts to the City to have the wall repaired. That company indicated the repairs would be made.

Pat Buettner, Chairman of the Park and Recreation Advisory Commission, asked if the City's acceptance of the tennis courts was for a one-year period of time or was an outright gift to the City. She was informed that the courts were an outright donation accepted by the City.

Following discussion, motion was made by Belonger, seconded by Anderson, and all present voting aye to close the hearing, to approve the preliminary and final plat of Hyland Hills 4th Addition, to approve the subdivision agreement, to recommend that Outlot A be a part of a future plat of the property to the north, and to adopt a resolution granting final approval.

Stadium Proposals
Item 7.2

The Council had scheduled an opportunity for representatives of the Chamber of Commerce and area legislators to bring the Council up to date on the progress in the Stadium issue. Representing the Chamber of Commerce was Don Groen, Executive Vice President, and Bruce Williamson, State Representative from District 18A, representing the area legislators. Mr. Groen indicated that Senator William Kirchner of Richfield had intended to be present but had been called out of town unexpectedly. Jim Kempf, Bloomington's representative on the Metropolitan Sports Area Commission, was also present.

Copies of the material prepared by the House Committee of which Mr. Williamson is a member, were submitted to the Council and a copy is on file with the official records. A policy statement prepared by the Bloomington Chamber of Commerce was also submitted to the Council.

Mr. Williamson said there have been numerous proposals for providing upgraded facilities for the Minnesota Twin and the Vikings and included among them is one to enlarge the present stadium for the Twins and to build a new stadium between the present stadium and the Ice Center for the Vikings. Another plan calls for upgrading the present stadium for the Twins and upgrading the Memorial Stadium at the University of Minnesota for the Vikings. Mr. Williamson cited the drawbacks of the various proposals, including the loss of 1,900 parking spaces at the site if a new building was constructed between the present buildings and the need to secure this parking elsewhere. In relocating the stadium at the University of Minnesota he said problems arise in effective handling of traffic to and from that site. In addition, he said there is a great variance in the costs that would be involved as well as the method of financing.

Mr. Kempf reviewed the political involvements and said one suggestion has been to have a special committee of the Metropolitan Council in charge of arts, parks and the type of facility.

The Council acknowledged receipt of the information but took no official action.

Ordinance Amending
Liquor Code re
"Interest"
Item 4.3

The Council was requested by John K. Bouquet to consider making an amendment to the intoxicating liquor ordinances, namely Section 158.09(10) of the City Code which defines "interest". His request was made by letter, copies of which were submitted to the Council with the agenda material.

Mr. Bouquet was requesting a change to allow a person to have an interest in more than one liquor license in the City if they were for hotels which have at least 150 or more rental units.

BOOK _____	PAGE _____
R. D. DOC. NO. _____	

That part of lot 1, BLOOR 2, RESERVE PARK 1ST ADDITION, lying west of a line described as follows: Beginning at a point on the south line of said lot 1, distant 113.49 feet west of the southeast corner thereof; thence on a bearing of north, parallel to the east line of said lot 1, a distance of 120 feet; thence northeasterly, a distance of 265.48 feet along a tangential curve, concave to the southeast, having a radius of 505.20 feet and a central angle of $30^{\circ}30'30''$; thence northeasterly, a distance of 28.51 feet, along a tangent to said curve; thence northeasterly along a tangential curve, concave to the northwest, having a radius of 603.20 feet and a central angle of $30^{\circ}20'30''$ to the east line of said lot 1; thence northerly along east line of said lot 1, to the northeast corner thereof and thence said line terminating.

IN WITNESS WHEREOF, said City of Bloomington, a municipal corporation, has caused these presents to be signed by its proper officers and the Seal of the City of Bloomington to be hereunto affixed this _____ day of _____ A.D., 19__.

SIGNED: _____

CITY OF BLOOMINGTON, MINNESOTA

—its Mayor
—its Manager

STATE OF MINNESOTA
COUNTY OF _____
The foregoing instrument was acknowledged before me this _____ day of _____ A. D. 192____ by _____ its Mayor and _____ its Treasurer of said City of Bloomington, a municipality corporation, on behalf of said corporation.

Notary Public, _____ County, Minnesota
My Commission Expires _____

Harry S. Johnson, Land Surveyor
Minnesota Registration No. 5065

STATE OF TEXAS
COUNTY OF HARRIS
The foregoing instrument was acknowledged before me this 14 day of DECEMBER, A.D., 1975, by Harry S. Johnson, Land Surveyor.

Notary Public, Goodhue County, Minnesota
My Commission Expires August 13, 1982

BLOOMINGTON, MINNESOTA
 The plot of RECEIPTS PMS 240 ADDITION was approved and accepted by the City of Bloomington, Minnesota at a regular meeting thereof, held
 this ____ day of _____ A.D., 19____.
 CITY COUNCIL OF BLOOMINGTON, MINNESOTA

BY: _____ its Mayor

BY: _____ its Manager

I, LELAND DIVISION, Hennepin County, Minnesota
do hereby certify that there was no delinquent taxes for all years prior to 19____ for land described on this plat. Dated this ____ day of
____, 192____.

Witness my hand and the seal of said County at Minneapolis, Minnesota, this ____ day of _____, 192____.

Worron T. Hoppe, Director

BY: _____/tax

By: _____ fax clerk

**HARRY S. JOHNSON
COMPANIES, INC.**



0 Denotes iron monument

COUNTY SURVEYOR, Hennepin County, Minnesota
Pursuant to Chapter 810, Minnesota Laws of 1969, this plat has been approved this _____ day of _____ A.D., 197_____

BY _____

REGISTER OF DEEDS, Hennepin County, Minnesota

I hereby certify that the within plat of RESERVOIR PARK AND ADDITION was filed for record in this office this _____ day of _____, 19____, at _____ o'clock _____ of _____ of _____ of _____ of _____ and that the two copies were compared with the official plat and were found to be true and correct copies thereof.

Wayne A. Johnson, Register of Deeds

BY: _____ Deputy

Final Development
Plan, Final Site Plans
and Building Plans for
Housing for the
Elderly
Case 8056A-77
Item 5.4

The Council was requested by the Bloomington Housing and Redevelopment Authority to consider approving the final development plan and final site plans and building plans for housing for the elderly to be constructed at 8100 Knox Avenue. A 15-story building with 212 units is planned with 169 being one-bedroom apartments and 43 being two-bedroom apartments.

The Planning Commission at its meeting of July 28 recommended approval of the final development plan, final site plan and building plans based on the fact that findings in Section 19.38(g)(1) through (7) of the City Code were made in the affirmative as required and with the following conditions:

1. drainage, grading and utility plan be approved by the City Engineer,
2. landscape plan be approved by the Director of Planning,
3. interior fire hydrants be installed and water line be looped as approved by the Fire Marshal and Director of Public Works,
4. building be totally sprinklered as approved by the Fire Marshal,
5. sidewalk in the northwest corner be extended to the property line (for future extension to Morgan Circle) at the developer's expense,
6. sidewalk in northeast corner be realigned along Knox Avenue to avoid the utility vault,
7. benches be provided along the sidewalks in the northwest portion of the development and east of the parking lot on Knox Avenue.

Following discussion, motion was made by Mahon, seconded by Malone, and all present voting aye to approve the final development plan, final site plans and building plans subject to making the required City Code findings in Section 19.38(g)(1) through (7) and on compliance with the conditions set forth by the Planning Commission.

Final Development Plan,
Final Site Plan and
Building Plans for
Multiple Family
Structure
Case 8231C-77
Item 5.5

The Council was requested by the Bloomington Housing and Redevelopment Authority to consider approving the final development plan and final site plan and building plans for a 45-unit multiple-family structure at 10025 Penn Avenue.

The Planning Commission at its meeting of July 28 recommended approval of the final development plan, final site plan and building plans for this apartment building based on the fact that findings in Section 19.38(g)(1) through (7) of the City Code were made in the affirmative as required, with the following conditions:

1. a playlot be added to the plan with the size, location, fencing, screening and facilities to be approved by the Director of Planning,
2. grading, drainage, utility and erosion control plans be submitted and approved by the City Engineer,
3. landscape plan be submitted and approved by the Director of Planning,
4. fire lanes, hydrant locations and fire department connections be approved by the Fire Marshal,
5. lighting plan and security be approved by the Crime Prevention Officer, Bloomington Police Department,
6. a 30-foot easement for possible future emergency access be provided from the turnaround in the northeast corner of the property to the north property line.

Following discussion, motion was made by Herbst, seconded by Darr, and all present voting aye to approve the final development plan, final site plan and building plans subject to making the required City Code findings in Section 19.38(g)(1) through (7) and on compliance with the conditions set forth by the Planning Commission.

Final Development Plan,
Final Site Plan and
Building Plans for
Townhouse Complex
and Two-Family and
Single-Family Dwellings
Case 8158B-77
Item 5.6

The Council was requested by the Bloomington Housing and Redevelopment Authority to consider approving the final development plan and final site plan and building plans for a townhouse complex to be located at 100th Street and Rhode Island Avenue.

The Planning Commission at its meeting of July 28 recommended approval of the final development plan for the townhouses, single-family and two-family dwellings and to recommend approval of the final site plan and building plans for the townhouse portion of the development, based on the fact that findings in Section 19.38(g)(1) through (7) of the City Code were made in the affirmative as required, and with the following conditions:

1. grading, drainage and utility plan be approved by the City Engineer, plans for grading of the berms and park area shall be approved by the Director of Planning,
2. landscaping plan be approved by the Director of Planning,
3. property be platted in accordance with the provisions of Section 16 of the City Code, with park dedication to be in land,
4. final site plan and building plans for the two-family dwellings be reviewed by the Planning Commission and approved by the City Council,
5. water line and fire hydrant locations be provided as approved by the Fire Marshal and Engineering Division,
6. street signs be provided and home addresses be posted on the drive.

Following discussion, motion was made by Herbst, seconded by Mahon, and all present voting aye to approve the final development plan, final site plan and building plans subject to making the required City Code findings in Section 19.38(g)(1) through (7) and on compliance with the conditions set forth by the Planning Commission.



June 08, 2018

Kaas Wilson Architects
ATTN: Christian Borgan
1301 American Boulevard East
Bloomington, MN 55425

RE: Case # PL201800143 – Type III Preliminary and Final Plat for Knox Landing
8100 Knox Avenue South

Mr. Borgan:

At its regular meeting of June 4, 2018, the City Council approved a Type III Preliminary and Final Plat to subdivide one lot into two lots for future multiple-family residential development (Case # PL201800143). The approval is subject to conditions that must be satisfied prior to the recording of the plat. While the conditions list includes selected City Code requirements of particular interest, the development must comply with all applicable local, state and federal codes.

- | | |
|-----------------------|--|
| 1. Prior to Recording | Right-of-way on West 82nd Street and Knox Avenue South must be dedicated as approved by the City Engineer. |
| 2. Prior to Recording | Public drainage and utility easements must be provided as approved by the City Engineer. |
| 3. Prior to Recording | A 10 foot sidewalk/bikeway easement must be provided by document along street frontages as approved by the City Engineer and proof of filing must be provided to the Manager of Building and Inspection. |
| 4. Prior to Recording | A 30-foot wide outlot parallel to the north boundary must be provided for the future extension of West 81st 1/2 Street per the Penn American District Plan. |
| 5. Prior to Recording | A title opinion or title commitment that accurately reflects the state of title of the property being platted, dated with 6 months of requesting City signatures, must be provided. |
| 6. Prior to Recording | A consent to plat form from and mortgage company with property interest must be provided. |
| 7. Prior to Recording | Park dedication must be satisfied. |

Should you have any questions regarding this action, please contact Nick Johnson, Planner, at (952) 563-8925 or nmjohnson@BloomingtonMN.gov.

Sincerely,

A handwritten signature in cursive script that reads "Glen Markegard".

Glen Markegard, AICP
Planning Manager



February 27, 2019

Boisclair Corporation
ATTN: Lori Boisclair
610 Ottawa Avenue North
Golden Valley, MN 55422

RE: Case # PL201900009 – Platting Variance and Change in Condition for plat of Reservoir
Park 3rd Addition
8100 Knox Avenue South

Ms. Boisclair:

At its regular meeting of February 25, 2019, the City Council approved a Platting Variance and Change in Condition to defer the payment of park dedication fees associated with the plat of RESERVOIR PARK 3RD ADDITION until prior to the issuance of a building permit (Case # PL201900009). The approval is subject to the following condition:

1. Prior to Permit Park dedication fees must be paid prior to the issuance of a building permit on Lot 1, Block 1 RESERVOIR PARK 3RD ADDITION.

Should you have any questions regarding this action, please contact Nick Johnson, Planner, at (952) 563-8925 or nmjohnson@BloomingtonMN.gov.

Sincerely,

Glen Markegard, AICP
Planning Manager