

***REGULAR ANDOVER CITY COUNCIL MEETING – FEBRUARY 21, 2017  
MINUTES***

The Regular Bi-Monthly Meeting of the Andover City Council was called to order by Mayor Julie Trude, February 21, 2017, 7:00 p.m., at the Andover City Hall, 1685 Crosstown Boulevard NW, Andover, Minnesota.

Councilmembers present: Mike Knight, Sheri Bukkila, Valerie Holthus and James Goodrich  
Councilmember absent: None  
Also present: City Administrator, Jim Dickinson  
Community Development Director, Joe Janish  
Director of Public Works/City Engineer, David Berkowitz  
City Attorney, Scott Baumgartner  
Others

***PLEDGE OF ALLEGIANCE***

***INTRODUCTION OF SHERIFF’S DEPUTIES***

Tom Wells was acknowledged as the retired Chief Deputy and Kevin Halweg was officially introduced as the new Chief Deputy. He was previously the liaison for the department and regularly attended the City Council meetings in that role. The 2017 Andover contract deputies were then introduced by Commander Podany.

Councilmembers expressed their appreciation for years of service and dedication.

**RESIDENT FORUM**

No one wished to address the Council.

***PROCLAMATION – A DAY OF ACTION TO END DOMESTIC VIOLENCE – MARCH 7, 2017***

Mayor Trude read the proclamation recognizing, A Day of Action to End Domestic Violence, on March 7, 2017.

***AGENDA APPROVAL***

Mr. Dickinson noted in agenda Item #3 above the description of the action should be in

agreement with the subject matter and should be numbered: 17-2 and 17-11, not 16-2 and 16-11. He indicated that the agenda is accurate; however, the attachments are incorrect as originally submitted.

**Motion** by Knight, Seconded by Holthus, to approve the Agenda as presented above. Motion carried unanimously.

### ***APPROVAL OF MINUTES***

*January 24, 2017, Workshop Meeting: Correct as amended.*

Mayor Trude requested the following corrections:

- Page 1, line 36, the word “previously” should be “previous”
- Page 3, lines 38-39, to clarify that dirt in Andover should be sold at a premium
- Page 15, line 22, the word “rent” should be “rentals”
- Page 15, line 29, after the word “community,” should be the word “center”

Councilmember Holthus requested the following corrections:

- Page 13, line 11, Mayor Trude asked if there are “some” “things” (2 words)
- Page 15, line 25, Bukkila thought that it read “fine” (not “find”)

**Motion** by Holthus, Seconded by Goodrich, to approve the minutes as indicated above. Motion carried unanimously.

*February 7, 2017, Regular Meeting: Correct as written.*

**Motion** by Knight, Seconded by Bukkila, to approve the minutes as presented. Motion carried unanimously.

### ***CONSENT ITEMS***

- Item 2 Approve Payment of Claims
- Item 3 Approve Plans & Specs/Order Ad for Bids/17-02, 2017 Street Reconstruction & 17-11, 168<sup>th</sup> Lane NW Reconstruction (See Resolution R014-17)
- Item 4 Approve Application for Exempt Permit
- Item 5 Approve Massage Therapist License
- Item 6 Approve Implementation of Facility Condition Assessment and Maintenance Software

**Motion** by Goodrich, Seconded by Knight, approval of the Consent Agenda as read. Motion carried unanimously.

### ***ANOKA COUNTY SHERIFF’S OFFICE MONTHLY REPORT***

Commander Brian Podany gave the monthly Sheriff’s Report. He noted traffic arrests were down in January and there were two house fires. There have been two opiate related deaths despite

continued efforts in the community. He also offered that residents can request a house check for suspicious activity while out of town. He also encouraged residents to shred documents with public information and to mail tax-related items in secure U.S. Postal Service boxes.

The Polar Plunge was planned for the coming weekend supporting Special Olympics. He also mentioned work that is in process on crime mapping by the Sheriff's department.

Councilmember Goodrich inquired about ice advisories. Commander Podany indicated as of Friday, of the week previous, Crooked Lake had 15 inches of ice and other lakes had 18-20 inches of ice.

***HOLD PUBLIC HEARING/ORDER & APPROVE PLANS & SPECS/ORDER AD FOR BIDS/17-12/RECONSTRUCTION OF 133<sup>RD</sup> AVE. NW WEST OF CROOKED LAKE BLVD. NW***

Mr. Berkowitz stated this project is unique in that it has a common border with Coon Rapids. It will also be done in multiple stages. The City of Coon Rapids is also having a public hearing on this issue tonight.

The City's portion of the total project cost is \$43,046. Proposed assessment costs are \$1,843.08 for 3 lots that have existing curb and \$3,014.96 for 1 lot that will have concrete curb and gutter constructed.

The project is scheduled for March/April bids, with construction this summer, and assessments in October. Mr. Berkowitz outlined the options that a resident has for assessment payment.

***Motion*** by Knight, Seconded by Bukkila, to open the public hearing at 7:33 p.m. Motion carried unanimously.

There was no comment from the public.

***Motion*** by Goodrich, Seconded by Knight, to close the public hearing at 7:34 p.m. Motion carried unanimously.

***Motion*** by Knight, Seconded by Bukkila, to approve Resolution No. R015-17, to approve plans & specs/order ad for bids/17-12/reconstruction of 133<sup>rd</sup> Ave. NW West of Crooked Lake Blvd. NW. Motion carried unanimously.

Mayor Trude invited residents to call the City if they had any follow up questions regarding the project.

***CONSIDER AMENDED CONDITIONAL USE PERMIT 15-01 FOR THE BULK STORAGE OF LIQUID FUELS AT 14327 7<sup>TH</sup> AVENUE NW***

Mr. Janish explained the recommendation by the Planning and Zoning Commission to consider the amended Conditional Use Permit.

The request is to amend a Conditional Use Permit for additional bulk storage of liquid fuels at this location. The applicant is seeking “bulk fuel storage” which requires a Conditional Use Permit in the R-1 Single Family-Rural zoning district. The applicant is proposing to add three 30,000-gallon mounded (buried-at-grade) tanks directly west of the current mounded tanks. The tanks will serve growing gas loads in the area of Andover, Anoka, Ramsey and some of Champlin. The site grading and fencing would be made to include additional tanks. A Special Use Permit was granted in 1977 which allowed two additional, 30,000-gallon, above ground tanks. A Special Use Permit was amended in early 2011 for replacement of gas production equipment on the site. The tanks are not filled to 100% capacity. It will take 9 tankers over 3 days to fill them. The applicant has made significant improvements to the site including: water, signage, training, cameras, and several other conditions were added to address safety items.

Mr. Janish showed illustrations where the tanks would be installed.

Councilmember Knight asked about security measures. Mr. Dickinson indicated there is fencing restricting access to the grounds, plus a monitoring system.

John Heer, of CenterPoint Energy, introduced Christy Singleton, who is responsible for people who work in the Andover community. Dan Rockwell, takes care of the day-to-day needs of this facility and Todd Bradley is the project engineer.

Fencing had been installed around the entire site as well as cameras that are monitored. CenterPoint Energy worked with the Fire and Sheriff’s Departments on security measures.

Mayor Trude asked if there was real time evaluation of the video. Mr. Dickinson indicated all safety related details had been reviewed by the Fire Chief and it is not in the best interest of the City to answer further questions in public because this data is protected for security purposes. The measures have also been reviewed by Emergency Management.

Mr. Dickinson noted there are additional conditions in the resolution addressing safety concerns that had been raised by the Council in prior meetings.

Councilmember Holthus referenced Chief Streich’s report inquiring how fuel goes downstream. It was confirmed there is no special piping and residents tap into lines under the street with one large one down 7<sup>th</sup> Avenue. The whole system is connected within the Metropolitan area.

Councilmember Knight commented the area around the facility is set up for development and wondered about the rules [about adjacent building structures]. It was stated there is a requirement to have certain setbacks and minimum code is 50 feet from buildable property.

Mayor Trude asked if they had looked at burying the above ground tanks and noted there had been fires in the adjacent wetland. The Council was informed the unburied tanks are a

configuration that cannot be buried because the connections are on the bottom of the tank and retro-fitting them would be too costly. Mayor Trude followed up by asking if there was a replacement plan. Mr. Heer stated they have tanks older than those being referred to at the site. If properly protected on the outside, the inside of the tanks would be fine. Mayor Trude stated homeowners do have some concerns about aging tanks and she hoped it would be something the company will continue to look at.

Councilmember Goodrich stated he felt CenterPoint Energy had made many accommodations in response to concerns by the City such as: fire hydrants, meeting annually with the City, and video monitoring. He noted Fire Chief Streich feels good about this. He thanked them for their work.

Mayor Trude called Fire Chief Streich to the podium and asked about adjacent fires. He indicated a full Emergency Management Risk Assessment had been completed. He stated he supported the project because it provides another option for natural gas, to reduce costs for everyone. He noted the older tanks are a thicker metal because they were made when metal was cheaper in cost. He felt it is important the Fire Department know the site very well. One concern is a leak, because natural gas is heavier than air. He indicated there are leak detectors that will send for emergency response. There are adequate fire and smoke alarm systems. He believes it to be a reasonable risk for the community at this time. There is a perimeter around the facility and they have worked to reduce the fire hazard, by rocking the grounds and removing the shrubs. There are plans for a major training incident there in the future.

Mayor Trude stated she appreciated the due diligence and effort working with our neighbors and friends in neighboring communities.

Councilmember Knight inquired if this would inhibit development around the facility. Mr. Dickinson stated there is buffering, setbacks, and it will be part of the site plan review. In addition, there will be screening for eyesight. He noted #2 in the resolution referenced screening as it related to adjacent property.

Councilmember Bukkila appreciated the needs assessment, stating that it gave her a level of confidence. Mr. Dickinson noted provisions in the Conditional Use Permit (CUP) regarding security and replacement of equipment. In summary, he said all conditions must be in place and be operational or CenterPoint would be in violation.

Councilmember Bukkila noted the permit goes with the land.

Glenn Sonstebly came to the podium stating he is representing his mother's estate. The estate includes 113 acres adjacent to the facility and because it is an estate, it will have to be sold in the future. He expressed appreciation for the extensive amount of time that has been put into the resolution to consider safety for future development. He expressed ongoing concern about the open tanks and mentioned the fire that went through the area, did so very quickly. He also expressed interest in a berm next to the high-density housing area. Mayor Trude asked staff to

consider an earth wall because there have been two fires and to further consider these issues as they think about the site plan.

Mayor Trude summarized her thoughts by saying the issues had been well researched and presented.

**Motion** by Holthus, Seconded by Goodrich, to approve Resolution No. R016-17, amending Conditional Use Permit 15-01 for the additional bulk storage of liquid fuels at 14327 7<sup>th</sup> Avenue. Motion carried unanimously.

CenterPoint Energy was encouraged to continue to work with staff on any concerns.

### ***ADMINISTRATOR'S REPORT***

City Staff updated the Council on the administration and city department activities, legislative updates, updates on development/CIP projects, and meeting reminders/community events.

**(Meetings)** Mr. Dickinson is monitoring the legislative plan that the North Metro Mayors Association is putting together. He noted every bullet point has some level of activity at the legislature. He also attended a hearing on Met Council reform, focused on the governance provision. He noted the Met Council Governance Reform Coalition has “stuck to the script,” but not everything was received well by the legislative committee. Much time has been spent on the analysis of sewer charges. He is happy to see the process is moving and maybe some positive changes might take place.

**(New Homes)** Mr. Dickinson confirmed the building department has issued permits for 13 new homes and more are coming in. The City is expected to meet its housing budget this year.

**(Public Works)** Mr. Berkowitz stated the warm weather has been conducive to tree pruning. It is planned that staff will come to the next workshop meeting. The next day an open house is scheduled for reconstruction on Hanson Boulevard for 2018. The meeting is being held at the Bunker Hills Activity Center. Several county/highway staff will be in attendance. A number of projects are planned for this year including trails.

**(Commercial Construction)** Mr. Janish confirmed that 3 shops are under construction in the Shops @ Andover. There are also a few other housing projects under construction and there are individuals interested in small developments in the area as well as commercial businesses.

**(Home Show)** Mr. Dickinson reminded residents and the Council about the North Suburban Home Show coming up on March 11<sup>th</sup> from 8:00 a.m. – 2:00 p.m. at the Community Center.

### ***MAYOR/COUNCIL INPUT***

**(Restaurants)** Mayor Trude stated that restaurants have done well in Andover and residents are looking for more in the community.

**(Mayors' Prayer Breakfast)** Mayor Trude indicated the Mayors' Prayer Breakfast is coming up and the City would have a table for the Council.

**(Housing)** Mayor Trude reminded residents about the Home Show coming up. It is very well attended and the leads generated, lead to sales in the community. The Parade of Homes is also coming up and there are 11 Andover homes featured.

**(Parks)** Mayor Trude highlighted upcoming projects by the Park and Recreation Commission. There was discussion about reinstalling the playground equipment that was destroyed due to arson last year. As the weather gets warmer there is more interest in issues arounds parks. A survey has gone out about Lions Park.

***ADJOURNMENT***

**Motion** by Goodrich, Seconded by Knight, to adjourn. Motion carried unanimously. The meeting adjourned at 8:24 p.m.

Respectfully submitted,

Marlene White, Recording Secretary

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