

REPORT / RECOMMENDATION



To: Park Board

Agenda Item #: VI. D.

From: Ann Kattreh
Parks & Recreation Director

Action

Discussion

Date: May 13, 2014

Information

Subject: Fred Richards Reuse Study

Action Requested:

None. Information only.

Information / Background:

At the March 18, 2014 City Council meeting, the City Council made the following motions:

Member Swenson made a motion, seconded by Member Bennett, accepting the recommendation of staff and the Park Board to close Fred Richards at the end of the 2014 season

Ayes: Bennett, Sprague, Swenson

Nays: Hovland, Brindle

Motion carried.

Member Swenson made a motion, seconded by Member Bennett, to start the Master Plan for redevelopment of Fred Richards Golf Course with funding from 2013 undesignated funds and with involvement by residents, the Park Board, and city officials.

City Manager Neal stated if the motion carried, staff would present a description of that process within 30 days.

Ayes: Bennett, Brindle, Sprague, Swenson

Abstain: Hovland

Motion carried.

Mayor Hovland made a motion, seconded by Member Swenson, to immediately begin work on extending the driving range and executive course projects, consistent with the existing concept plan.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

At the April 1, 2014 City Council meeting, the City Council approved the professional services contract for Herfort Norby Golf Course Architects to complete the final design of the Braemar Executive Course renovation and Braemar Driving Range renovation.

As noted, staff was asked to prepare a recommendation for the Fred Richards Park master planning and visioning process and make that recommendation to the City Council within 30 days. At the April 22, 2014 City Council meeting, staff asked the City Council to approve a process for a reuse study and visioning for a master plan for Fred Richards Golf Course including authorization of a professional consulting services proposal for Schoenbauer Consulting, LLC.

At the April 22 City Council meeting, the City Council made the following motion:

Member Swenson made a motion, seconded by Member Bennett, authorizing the consulting services proposal of Schoenbauer Consulting, LLC for a Reuse Study and visioning for a Master Plan for Fred Richards Golf Course.

Ayes: Bennett, Brindle, Sprague, Swenson

Nay: Hovland

Motion carried.

The first meeting with Schoenbauer Consulting will take place on June 2, 2014 and will likely involve staff, some members of the Park Board and some members of the City Council. If you're interested in participating in this meeting, please inform staff or Park Board Chair Gieseke. The time and format of the meeting is yet to be determined. The first public meeting will take place on Thursday, June 12, 2014 at 7 p.m. at the Public Works Building. The June 12 meeting is open to the public. All Edina residents are invited and welcome to attend. Staff will be working with the City of Edina Communications Department to advertise the public meetings. A mailing regarding the public meeting will go out to residents living in the quadrant south of Highway 62, north of 77th Street, east of Highway 100 and west of France Avenue, including the Parklawn neighborhood.

The City Council approved schedule is as follows:

April 22, 2014	Award Consultant Contract
June 2, 2014	Public Input Process Begins

August 12, 2014 Check in With Park Board
October 14, 2014 Review and Recommendation by Park Board
October 21, 2014 Review and Approval by City Council

The approved park design will:

- Be generally supported by the process participants
- Have the recommendation of the Park Board
- Be consistent with the City Council's park design parameters
- Serve as the basis for the preparation of a master plan to include construction plans and bidding documents
- Include an estimated development budget

Attachments:

City Council Agenda Item # VIII.F. Fred Richards Park Design Process – Authorizing Consulting Services
Proposal, Schoenbauer Consulting, LLC – April 22, 2014
City Council Minutes - March 18, 2014
City Council Minutes – April 22, 2014

REPORT / RECOMMENDATION



To: Mayor and City Council

Agenda Item #: VIII.F.

From: Ann Kattreh
Parks & Recreation Director

Action

Discussion

Date: April 22, 2014

Information

Subject: Fred Richards Park Design Process – Authorizing Consulting Services Proposal,
Schoenbauer Consulting, LLC

Action Requested:

Approve a process for a reuse study and visioning for a master plan for Fred Richards Golf Course including authorization of a professional consulting services proposal for Schoenbauer Consulting, LLC.

Information / Background:

At the March 18, 2014 City Council meeting, the City Council passed the following motion:

Member Swenson made a motion, seconded by Member Bennett, to start the Master Plan for redevelopment of Fred Richards Golf Course with funding from 2013 undesignated funds and with involvement by residents, the Park Board, and City officials.

The Council discussed the motion. Mr. Neal stated if the motion carried, staff would present a description of that process within 30 days.

Ayes: Bennett, Brindle, Sprague, Swenson

Abstain: Hovland

Motion carried.

Staff proposes that the city will use an inclusive public input process in order to create a park design plan for the future of Fred Richards Park. The process will:

- Be open to and inclusive of all residents of Edina
- Be civil and respectful of the concerns of all participants
- Be timeline sensitive
- Receive review and recommendation of the Park Board
- Receive final approval of the City Council

The parameters of the proposed park design plan will be:

- Compatible with the adjoining land uses
- Sensitive to environmental concerns of the site
- Connected, but not intrusive, to adjoining neighboring properties
- Coordinated with Three Rivers Park District and the Nine Mile Creek Regional Trail
- Coordinated with the Nine Mile Creek Watershed District

The timeline and milestones to complete the public input and project approval process are as follows:

- April 22, 2014 Award Consultant Contract
- June 2, 2014 Public Input Process Begins
- August 12, 2014 Check in with Park Board
- October 14, 2014 Review and Recommendation by Park Board
- October 21, 2014 Review and Approval by City Council

The approved park design plan will:

- Be generally supported by the process participants
- Have the recommendation of the Park Board
- Be consistent with the Council's park design parameters
- Serve as the basis for the preparation of a master plan to include construction plans and bidding documents
- Include an estimated development budget and annual operating budget

The process will include significant public input including public meetings, a site walk, and workshops. The end product will be a report of findings with recommendations and a final vision master plan graphic/concept plan. At the completion of this visioning, public input and design process, the city will be well positioned to hire a landscape architect to complete a final master plan design with construction documents.

Schoenbauer Consulting has worked on many challenging projects including Woodland Cove, a 500 acre development in the City of Minnetrista and a study of the Mississippi National Golf Course in Red Wing. Additionally, they created the "Redefining the Development Process: Choosing Collaboration over Contention to Protect Natural Resources and Maximize the Public Value of Private Development" handbook and related workshops under a Bush Foundation Grant in collaboration with MN DNR. They developed strategic plans related to parks, trails and open space including the Greater Minnesota Regional Parks and Trails Strategic Plan and a Strategic Land Acquisition Plan for Parks and Trails Council of Minnesota. They worked with Minneapolis Park Board and Recreation Board to help draft their public process protocol and also for the City of Eden Prairie doing trail planning, design and development, which included meetings with neighbors to understand and address their needs and concerns. Jeff Schoenbauer was the principal in charge and lead planner for park system plans for the cities of Rogers, Northfield, Hastings, Oak Grove, Lino Lakes, Bemidji, Minnetonka, Maplewood, Inver Grove Heights and Coon Rapids. Schoenbauer Consulting has also worked with the Minneapolis Parks and Recreation Board and St. Paul Parks and Recreation on a variety of park and trail planning and organizational development issues.

Attachment:

Schoenbauer Consulting, LLC Professional Consulting Services Proposal



Schoenbauer Consulting, LLC
5054 Drew Ave. S.
Minneapolis, MN 55410

April 10, 2014

To: City of Edina
4801 W. 50th St.
Edina, MN 55424

RE: Professional Consulting Services Proposal – Fred Richards Golf Course Reuse Study/Vision Master Plan

This letter proposal outlines a scope of services, fee schedule, and other elements, which, if approved, constitute an Agreement between City of Edina, herein referred to as the OWNER, and SCHOENBAUER CONSULTING, LLC, herein referred to as the CONSULTANT.

The OWNER hereby retains the CONSULTANT to provide professional services associated with undertaking a planning study and public process to prepare a reuse study/vision master plan for Fred Richards Golf Course, located in Edina, MN, hereinafter referred to as the PROJECT.

The CONSULTANT's services shall include the following:

A. SCOPE OF SERVICES

Scope of Services A.1 – Project Initiation, including:

- a. Undertake staff meeting – to gather pertinent project information, clarify specific outcomes, refine public process, and establish complete list of stakeholders
- b. Onsite property review – to better understand characteristics of the site and general opportunities and constraints (OWNER to provide all necessary base mapping)
- c. Prepare memo summarizing findings – to confirm scope of work and points of emphasis; will proceed to next step upon City authorization

Scope of Services A.2 – Facilitate public process/outreach – to gain input from the community and defined stakeholder groups, including:

- a. Facilitate public meeting/open house – to identify and discuss planning issues and public perceptions about the property and its potential reuse
- b. "Site walk" – with interested neighbors to review site-specific concerns that may arise from public meeting
- c. Facilitate meeting with Pentagon Park development team – to identify potential collaborative opportunities associated with the golf course property and adjoining private development property
- d. Facilitate City Council Workshop – to share findings to-date; define desired public values sought for the property and planning areas/issues of concern
- e. Facilitate 2nd public meeting/open house to review public values and conceptual plans for property reuse – includes 2 to 3 concepts (bubble-type diagrams) that explore broad options for reuse of the property; feedback will be used as basis for developing preliminary vision master plan
- f. Facilitate City Council Workshop #2 – to review findings to date and preliminary master plan; feedback will be used as basis for developing final report and vision master plan
- g. Facilitate City Council Meeting – to present final report and vision master plan
- h. Floating public meeting – time allocation for adding an additional meeting to the public process, as directed by the OWNER

Scope of Services A.3 – Prepare report of findings/recommendations/vision master plan graphic – to define outcomes from the public as defined under A.2, above, including

- a. **Prepare draft and final report of findings** – summarizing all information gathered through the public process; points of focus include:
 - i. Public planning issues and perceptions about the property and its potential reuse
 - ii. Summarizing desired public values as defined by City Council
 - iii. Other pertinent findings
- b. **Prepare conceptual plans for property** – includes 2 to 3 concepts (bubble-type diagrams) that explore broad options for reuse of the property; will be done in graphic format using aerial image mapping as background
- c. **Prepare draft and final vision master plan graphics** – based on review of concept plans; includes overall graphic vision master plan using aerial image mapping as background; also includes support graphics as budget allows, such as key cross-sections or blow-up areas
- d. **Meetings with staff and other public agencies/stakeholder groups (e.g., Nine Mile Creek, Three Rivers Park District, Pentagon Park, Athletic Associations)** – as needed as a normal part of planning process; budget allows for up to 6 total meetings
- e. **Cost estimating** – prepare master plan-level cost estimate listing out line items for various redevelopment cost categories associated with implementing the plan. Will also include outlining the costs for operations and maintenance, which involves working with city O&M staff to determine typical local costs. The goal is to gain an understanding of the overall cost magnitude of redeveloping the site within the context of the information available.
- f. **PROJECT OUTCOME: Final report with graphics as defined above**

Scope of Service A.4 – Additional Services – development of a more detailed master (that includes greater detailing/refinement of master plan components, ecological restoration, etc.) would be additional services; professional services such as ecological evaluation services, additional landscape architecture services, engineering services, etc. would also be additional services, as authorized by the OWNER.

B. PROJECT TEAM

- a. The project team will consist of the following:
 - 1. **Schoenbauer Consulting, LLC** (5054 Drew Avenue S., Minneapolis, MN 55410) – project lead firm, principal-in-charge, public process, planning, and design
 - 2. **Genus Landscape Architects** (325 East 5th Street, Des Moines, IA 50309) – landscape architect design and development of illustrative graphics

C. FEES FOR PROFESSIONAL SERVICES

- a. For services outlined under A.1, A.2, and A.3 above, a maximum hourly-not-to-exceed project fee of **\$35,200, plus all direct expenses**. Includes a maximum hourly not-to-exceed fee of \$9,200 set aside for the professional services of Genus from the overall project budget for design and graphics support. Also includes a budget of \$2,800 for cost estimating. Any costing information that comes out of work performed under A.4 – Additional Services will be included in the overall cost estimate.
- b. **Any additional services outlined under A.4 above to be negotiated** based upon scope of services requested by the OWNER.
- c. Expenses will be billed as incurred; **total estimated expense budget is \$1,000**; OWNER authorization will be sought for any expenses over estimated budget.

Hourly rates for each anticipated project team member:

Firm	Title	Hourly Rate
Schoenbauer Consulting	Senior Principal	\$160
Schoenbauer Consulting	Principal	\$140
Genus	Principal	\$160
Genus	Project Manager	\$100
Genus	LA/Planner II	\$90
Genus	LA/Planner I	\$80
Genus	Designer	\$65

- d. Timesheets recording all time shall be submitted with invoices.
- e. Expenses related to all services will be billed in addition to the fee, at direct cost.

D. PAYMENT TO THE CONSULTANT

- a. Payment requests for services will be submitted upon completion of services as outlined under A. above.
- b. Payments for CONSULTANT's services shall be due and payable within 30 days from the date of receipt of invoice.
- c. Interest in the amount of 1.5% month shall accrue to all overdue balances.

E. INSURANCE REQUIREMENTS AND LIMITATION OF LIABILITY

- a. CONSULTANT is required to be in compliance with all insurance as required by OWNER. Specifically, such insurance shall be written for amounts not less than:

Commercial General Liability	\$1,000,000 each occurrence/aggregate
Automobile Liability	\$1,000,000 combined single limit
Excess/Umbrella Liability	\$2,000,000 each occurrence/aggregate
Professional Liability	\$1,000,000 each occurrence/aggregate

- b. Before commencing work the CONSULTANT shall provide the OWNER a certificate of insurance evidencing the required insurance coverage. OWNER shall be named as an additional insured. .

F. OWNER'S RESPONSIBILITY

- a. Full project coordination with one individual representing the OWNER's interests
- b. Coordinating all public meetings associated with the project.
- c. Providing all base mapping and other pertinent information needed for the project in printed version for work onsite and electronic version for office use; AutoCad format will be required for scaled drawings

G. CONSULTANT'S RECORDS AND DOCUMENTS

- a. The CONSULTANT shall maintain records for time and expenses for the duration of the project.

H. TERM, TERMINATION, SUCCESSORS, ASSIGNS, AND RESOLUTION OF DISPUTES

- a. The term of the Agreement shall be concurrent with the work authorized.
- b. Termination may be accomplished by either party at any time by written notice, and shall be effective upon payment in full for all services performed to the date of receipt of such notice.
- c. Neither the Owner nor Consultant shall assign, sublet or transfer his interest in this Agreement without the written consent of the other.

I. EXTENT OF AGREEMENT AND APPLICABLE LAW

- a. This Agreement represents the entire and integrated Agreement between the OWNER and CONSULTANT and supersedes all prior negotiations, representations, or Agreements, whether written or oral, with respect to the PROJECT. This Agreement may be amended only by written instrument signed by both the OWNER and CONSULTANT.

J. PROJECT SCHEDULE

- a. All project work shall be completed by **September 30, 2014**, unless expressly authorized otherwise in writing by the OWNER. Key target dates are as follows:

Task/Service	Target Date
Execute contract	May
Project Initiation	June 1
Facilitate public process	June, July, and August
Draft report of findings & recommendations	August
Deliver final reports	September 30

The Owner hereby contracts for the Services as outlined above in this Agreement.

IN WITNESS HEREOF the OWNER and the CONSULTANT have made and executed this Agreement, this _____ day of _____, 2014.

Schoenbauer Consulting, LLC
5054 Drew Avenue South
Minneapolis, MN 55410

City of Edina
4801 W. 50th St.
Edina, MN 55424

Signature: _____

Signature: _____

Printed Name: Jeff Schoenbauer
Title: CEO, Cofounder

Printed Name: _____

Title: _____

MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
HELD AT CITY HALL
MARCH 18, 2014
7:00 P.M.

I. CALL TO ORDER

Mayor Hovland called the meeting to order at 7:04 p.m.

II. ROLL CALL

Answering roll call were Members Bennett, Brindle, Sprague, Swenson and Mayor Hovland.

III. MEETING AGENDA APPROVED

Member Swenson made a motion, seconded by Member Bennett, approving the meeting agenda as revised to consider Item VIII.D., Pentagon Park Redevelopment – Authorizing Preparation of Redevelopment Agreement, prior to Item VIII.A., Consideration of Citizens' Petition for Environmental Assessment Worksheet (EAW) for Conversion of the Fred Richards Golf Course in Edina, Resolution No. 2014-30.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IV. CONSENT AGENDA ADOPTED

Member Swenson made a motion, seconded by Member Brindle, approving the consent agenda as revised to remove Items IV.A., Regular and work session meeting minutes of March 4, 2014, and IV.K. Resolution No. 2014-32, Resolution of Appreciation to Metropolitan Airport Commission for Recent Work Regarding Airport Noise, as follows:

~~IV.A. Regular and work session meeting minutes of March 4, 2014~~

IV.B. Receive payment of the following claims as shown in detail on the Check Register dated March 6, 2014, and consisting of 28 pages; General Fund \$413,135.80; Police Special Revenue \$2,684.42; Working Capital Fund \$138,625.72; Art Center Fund \$1,270.58; Golf Dome Fund \$23,691.74; Aquatic Center Fund \$298.75; Golf Course Fund \$31,885.57; Ice Arena Fund \$2,423.10; Edinborough Park Fund \$35,898.43; Centennial Lakes Park Fund \$4,348.52; Liquor Fund \$171,033.19; Utility Fund \$76,229.69; Recycling Fund \$1.70; PSTF Agency Fund \$20,077.96; TOTAL \$921,605.17 and for receipt of payment of claims dated March 13, 2014, and consisting of 26 pages; General Fund \$224,486.85; Pedestrian and Cyclist Safety \$906.25; General Debt Service Fund \$425.00; PIR Debt Service Fund \$450.00; Working Capital Fund \$13,707.75; Golf Dome Fund \$282.09; Aquatic Center Fund \$109.64; Golf Course Fund \$24,234.09; Ice Arena Fund \$48,393.39; Sports Dome Fund \$113,477.26; Edinborough Park Fund \$5,601.41; Centennial Lakes Park Fund \$530.00; Liquor Fund \$277,895.88; Utility Fund \$407,467.97; Storm Sewer Fund \$5,128.88; Recycling Fund \$35,223.11; PSTF Agency Fund \$3,834.84; Payroll Fund \$1,313.70; TOTAL \$1,163,468.11; and, Credit Card Transactions dated December 26, 2013 – January 25, 2014; TOTAL \$39,980.58

IV.C. Approve Edina Community Health Commission Bylaws Amendment

IV.D. Request for Purchase – Award of Bid – Contract ENG 13-18 Bridge Repairs (West 78th Street and Gus Young Lane Bridges), awarding the bid to the recommended low bidder, PCiRoads, LLC at \$199,981.72

IV.E. Approve Supplement Assessment Agreement and Waiving of Public Hearing, 4316 Eton Place

IV.F. Approve Release of Public Improvement and Special Assessment Agreement, 5017 West 56th Street

IV.G. Adopt Resolution No. 2014-24, Lot Division and Front Yard Setback Variance, 5617 and 5613 Wooddale Avenue, Chris and Anne Hill, subject to the following conditions:

1. The site must be developed and maintained in conformance with the following plans:

Minutes/Edina City Council/March 18, 2014

- Survey date stamped February 10, 2014
- Landscape plans and elevation date stamped February 10, 2014
- Building plans and elevations date stamped February 10, 2014

IV.H. Authorization to Utilize Metro ECSU Cooperative Purchasing Agency – Purchase of Artificial Turf for the Sports Dome and Pamela Park Projects

IV.I. Receive Report from Community Advisory Team – Redevelopment Strategy for Grandview Public Works Site

IV.J. Adopt Resolution No. 2014-28, Declaring Hazardous Building, 4100 Parklawn Avenue

~~IV.K. Resolution No. 2014-32, Resolution of Appreciation to Metropolitan Airport Commission for Recent Work Regarding Airport Noise~~

Rollcall:

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

ITEMS REMOVED FROM THE CONSENT AGENDA

IV.A. AMENDED REGULAR AND WORK SESSION MEETING MINUTES OF MARCH 4, 2014 – APPROVED

Mayor Hovland made a motion, seconded by Member Bennett, to approve regular meeting minutes of March 4, 2014, as amended on Page 5, to change “Ron Ousky” to “Daniel Ousky.”

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

Member Bennett made a motion, seconded by Member Swenson, to approve the amended work session meeting minutes of March 4, 2014, correcting the spelling of “Jay Abdo.”

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IV.K. RESOLUTION NO. 2014-32, RESOLUTION OF APPRECIATION TO METROPOLITAN AIRPORT COMMISSION FOR RECENT WORK REGARDING AIRPORT NOISE – ADOPTED

At the request of Member Sprague, Mayor Hovland read Resolution No. 2014-32 into the record. Member Swenson introduced and moved adoption of Resolution No. 2014-32, Resolution of Appreciation to Metropolitan Airport Commission for Recent Work Regarding Airport Noise. Member Sprague seconded the motion.

Rollcall:

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

V. SPECIAL RECOGNITIONS AND PRESENTATIONS

V.A. SPEAK UP EDINA MONTHLY REPORT – RECEIVED

Communications Coordinator Gilgenbach presented a summary of February opinions, both pros and cons, collected through Speak Up, Edina relating to intoxicating liquor license sales ratios of liquor to food. Mr. Gilgenbach answered questions of the Council relating to an infraction clause. The Council indicated it found no problem with the current food to liquor ratio and suggested an April discussion on Sunday liquor sales.

VI. PUBLIC HEARINGS HELD – Affidavits of Notice presented and ordered placed on file.

VI.A. PRELIMINARY REZONING FROM MDD-6 TO PUD AND OVERALL DEVELOPMENT PLAN, PENTAGON REVIVAL, RESOLUTION 2014-29 ADOPTED

Community Development Director Presentation

Community Development Director Teague presented the proposal of Pentagon Revival to redevelop Pentagon Park along 77th Street, a 43-acre site, over the next 2 to 15 years. The first phase would be the Pentagon Tower site and include office buildings, a hotel, limited retail, and parking structures. Future

redevelopment phases of the Pentagon Quad site north of 77th Street would likely occur from the west to the east with possible housing on the east end of the Quad sites. Mr. Teague explained that to accommodate this request, preliminary rezoning from MDD-6, Mixed Development District, to PUD, Planned Unit Development, and an overall Development Plan were needed. He presented project components and nine PUD goals as contained within the draft resolution. The unanimous recommendation of staff and the Planning Commission was for approval of the preliminary rezoning and overall development plan.

The Council acknowledged the high level of sustainability proposed with this project. Mr. Teague stated the plan indicates 12+ stories but anything over 12 stories would require a Comprehensive Plan amendment as well as rezoning. The Council supported a revision to the graphic to emphasize that no building shall exceed 12 stories in height and a revision to conditions of approval to require bicycle racks within each phase of the project. It was noted that Condition 10 should be corrected to reflect "pedestrian crossings."

Mr. Teague answered questions of the Council relating to the process for rezoning of the entire site and incorporation of conditions to assure each phase of the project must abide by these conditions. The Council asked about the balance of power between the City as the regulating agency and the developer as the property owner should the property be sold. Attorney Knutson advised that the new property owner would enjoy the same ability as the original property owner because rezoning runs with the property.

Mr. Teague stated the Council could add a condition to require sketch plan approval for each phase of the development. The Council indicated support for this additional condition. Mr. Teague indicated the preliminary rezoning was consistent with the City's Comprehensive Plan and the revision from the previously approved plans exchange residential square footage with non-residential square footage. He reviewed the assurances provided to the City with a rezoning to PUD compared to the current zoning of MDD-6.

Proponent Presentation

Scott Tankenoff, Pentagon Revival President, described the proponent's work over the past year to develop project plans and requested the Council's approval of the Pentagon Park preliminary PUD and plan. He indicated this proposal resulted in \$500 million of private improvements and public infrastructure to unlock the potential of Pentagon Park, noting it was consistent with the City's Comprehensive Plan. Mr. Tankenoff thanked the Council for its consideration and trust placed in the proponent.

Mayor Hovland opened the public hearing at 7:54 p.m.

Public Testimony

Jane Prince, Weinblatt & Associates, 5874 Blackshire Path, Inver Grove Heights, representing the Save the Fred Organization, addressed the Council.

Laura Schleck, 7408 Kellogg Avenue, addressed the Council.

Lori Syverson, Edina Chamber of Commerce President, addressed the Council.

Wade Heirigs, 4529 Gilford Drive, addressed the Council.

John Stang, 4525 Sedum Lane, addressed the Council.

Peter Fitzgerald, 5217 Kellogg Avenue, addressed the Council.

Felicity Hanson, 7457 West Shore Drive, addressed the Council.

Minutes/Edina City Council/March 18, 2014

Nickolis Hunzelman, 7461 West Shore Drive, addressed the Council.

Tom Terwilliger, 7421 Kellogg Avenue, addressed the Council.

Member Swenson made a motion, seconded by Member Brindle, to close the public hearing.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

Mr. Teague addressed issues raised during public testimony relating to level of detail submitted during this preliminary stage and during the first development phase. It was noted that all submittals have to meet the conditions contained in the draft resolution. With regard to building height and need to screen rooftop mechanicals, Mr. Teague advised of requirements for rooftop screening and that building height was measured from existing grade. It was acknowledged that the developer was requesting a building height of five stories in an area where the Comprehensive Plan would allow a building height of 12 stories, resulting in a lesser impact than would be allowed by the Comprehensive Plan.

Member Sprague read a prepared statement in response to allegations made in a letter dated March 17, 2014, from Jane Prince and accompanying affidavits. Attorney Knutson indicated he had reviewed the affidavits and allegations and, in his legal opinion, there was no conflict of interest to prevent Member Sprague from participating in either the discussion and/or decision.

The Council again reviewed the site plan, noting that no part of Fred Richards Golf Course was included. The Council discussed the conditions of the draft resolution. The Council agreed the proposed project would result in a legacy project that, over time, would benefit the community overall and enhance the neighborhood. **Member Swenson introduced and moved adoption of Resolution No. 2014-29, Approving Preliminary Rezoning from MDD-6, Mixed Development District to PUD, Planned Unit Development, and Overall Development Plan for Pentagon Park, revising Exhibit 15 (building heights diagram) to indicate "12 stories" rather than "12+ stories," and subject to the following conditions:**

1. **Final Development Plans must be generally consistent with the Preliminary/Overall Development Plans dated January 22, 2014; Option 1 is the Overall Development Plan. Exhibit 14 (Option 2) is not approved. Exhibit 15 is approved but shall not include the "12+ Story" category.**
2. **The Final Landscape Plan must meet all minimum landscaping requirements per Section 850.04 of the Zoning Ordinance.**
3. **The Final Lighting Plan must meet all minimum landscaping requirements per Section 850.04 of the Zoning Ordinance.**
4. **Submittal of a sign plan with Final Development Plan application for each phase of the overall development. Each signage plan submittal should include monument sign locations and size, way finding signage, and wall signage. Signage shall be consistent throughout the PUD.**
5. **The 77th Street Improvements must be completed by the applicant/landowner when 100,000 square feet of development has been constructed. The 77th Street improvements must be consistent with the plans date stamped January 22, 2014, and are subject to review and approval of City staff before construction.**
6. **The Parkway and Living Streets, as shown on the Preliminary/Overall Development Plan, date stamped January 22, 2014, must be built.**
7. **Final Development Plans must create a recreational system that promotes walking, health and wellness.**
8. **Connections shall be made from the property south of 77th Street to the property north of 77th Street through or adjacent to the "Walsh Title" site and Fred Richards Golf Course.**
9. **Pedestrian connections must also be made between buildings, along 77th Street, to Burgundy Place, to the anticipated Regional Trail, and to the new Living Streets, the design of which is conditioned on factors, including without limitation, the future use of Fred Richards.**

10. All crosswalks shall be marked with "duraprint" type stamping, or whatever is the City standard at the time of installation, to clearly identify the pedestrian crossings.
11. Where applicable and required pursuant to the Final Development Plan, all public utility, public roadway and public sidewalk easements shall be granted or dedicated to the City upon Final Development Plan approval for each phase.
12. Bike storage and bike shower facilities shall be provided within the development. Bike racks shall be provided within each phase of the development.
13. A majority of the storm water retention shall be developed as an amenity and integrated into the overall development.
14. Overall, the development must include at least 20% of green space/storm water retention in the aggregate.
15. Any Park Dedication fees due under Section 32 of the City Code shall be collected at the time of the issuance of a building permit for any portion of the property that is re-platted.
16. New buildings shall utilize the podium height concept, as defined in the Edina Comprehensive Plan, where appropriate.
17. Attempts shall be made to meet an energy savings goal of 15% over State energy code guidelines. Building designs shall be similar to and reasonably consistent with LEED standards.
18. All buildings must be constructed of high quality materials and architecture. Building materials shall be of, but not limited to high quality brick, stone, precast concrete, and glass building. No building shall contain aluminum or metal siding as the primary finish material.
19. All parking structures shall be designed to be integrated into and complement the architecture of newly constructed buildings. Shared parking strategies shall be employed, where applicable.
20. Public art shall be incorporated within each phase of development.
21. Final Rezoning is subject to a Zoning Ordinance Amendment creating the PUD, Planned Unit Development, for this site. Final PUD Zoning must meet the criteria required for a PUD.
22. Compliance with the issues/conditions outlined in the Director of Engineering's memo dated January 22, 2014.
23. Sketch plan review shall be required for each phase of the development.

Member Bennett seconded the motion.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

VII. COMMUNITY COMMENT

No one appeared to comment.

VIII. REPORTS / RECOMMENDATIONS

VIII.D. PENTAGON PARK REDEVELOPMENT – PREPARATION OF REDEVELOPMENT AGREEMENT – AUTHORIZED

Economic Development Manager Neuendorf explained that the owner of Pentagon Park approached the City to request financial assistance to achieve its long-term redevelopment goals and to remediate poor soils and hazardous abatement, resulting in extraordinary costs. Mr. Neuendorf presented the structure of the proposed assistance, noting the greatest risk would be borne by the developer and his investors with very little risk/exposure to the City. The proposed terms anticipated that a Tax Increment Financing (TIF) note would be pledged to the developer upon initiation of each phase of the project. Upon successful completion of each phase, the City would make payments on the TIF note from incremental property taxes generated by the new buildings.

Nick Anhut, Ehlers & Associates, advised that the proposed interest rate of 5-6% was the same as being seen for comparable projects within the metro area.

Mr. Neuendorf explained the public improvements would meet City development standards; however, the City would not issue debt for those improvements, as the developer would be responsible for those costs.

Minutes/Edina City Council/March 18, 2014

He described safeguards and default provisions within the Term Sheet as well as the three-year look-back period whereby the City would only reimburse for reasonable costs.

Jay Lindgren, Dorsey & Whitney, addressed the variety of ways TIF could be used to encourage redevelopment and advised that the lowest-risk method was a pay-as-you-go note since it created a very low/no risk to the City. He explained the “but for” test required prior to consideration of TIF assistance.

Mr. Neuendorf answered questions of the Council related to stormwater runoff, parking, and eligible costs. The Council directed staff to assure the language of the Redevelopment Agreement and supporting documentation unhinge Fred Richards Golf Course from Pentagon Park. **Member Brindle made a motion, seconded by Member Bennett, authorizing the preparation of a Redevelopment Agreement for the Pentagon Park Redevelopment for future consideration by the City Council and Edina Housing and Redevelopment Authority.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.A. CONSIDERATION OF CITIZENS’ PETITION FOR ENVIRONMENTAL ASSESSMENT WORKSHEET (EAW) FOR CONVERSION OF THE FRED RICHARDS GOLF COURSE IN EDINA – RESOLUTION 2014-30 ADOPTED

Mr. Teague reviewed that the Minnesota Environmental Quality Board (EQB) received a petition requesting preparation of an Environmental Assessment Worksheet (EAW) for the conversion of the Fred Richards Golf Course. He advised that the EQB determined that the City was the appropriate governmental unit to determine the need for an EAW. Mr. Teague indicated staff believed the closing of a golf course was not a “project” as defined in Minnesota Rules 4410.0200, Subd. 65, because the closure would not “result in the physical manipulation of the environment, directly, or indirectly.” Staff recommended adoption of the draft resolution denying the request for an EAW. Attorney Knutson indicated he had reviewed all documentation submitted, worked with staff to draft this resolution, and also supported adoption. **Member Swenson introduced and moved adoption of Resolution No. 2014-30, Concerning a Petition for an Environmental Assessment Worksheet for the Fred Richards Golf Course.** Member Bennett seconded the motion.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.B. GOLF COURSE OPERATIONS STUDY ACCEPTED – FRED RICHARDS GOLF COURSE CLOSING APPROVED – FRED RICHARDS GOLF COURSE & BRAEMAR GOLF COURSE MASTER PLANS APPROVED – DRIVING RANGE AND EXECUTIVE COURSE PROJECTS APPROVED

Mr. Neal stated this discussion started at the Council’s March 4, 2014, meeting during which a public hearing was also held. He referenced the staff report that consolidated and addressed public testimony. Mr. Neal stated since the March 4, 2014, Council meeting, additional meetings and discussions were held; however, staff’s position had not changed from its recommendation to close Fred Richards.

Parks & Recreation Director Kattreh presented the staff report, staff’s additional research, and answers to the 18 questions raised during the March 4, 2014, Council meeting. Ms. Kattreh described proposed golf course updates to make it easier and more fun, customer service improvements, and additional programming for all ages. She indicated staff’s proforma was very conservative and explained how golfers and leagues would be accommodated and engaged during the update of Braemar Golf Course. Ms. Kattreh answered questions of the Council.

The Council considered whether to use 2014 for Master Planning golfing operations and soft close Fred Richards in 2015. In that way, golfers could use the Fred Richards while Braemar was undergoing improvements. **Member Swenson made a motion, seconded by Member Bennett, accepting the recommendation of staff and the Park Board to close Fred Richards at the end of the 2014 season.**

The Council discussed the motion, including what cost recovery level enterprise facilities should be held to, alternative marketing efforts for Fred Richards, allocation of city resources based on significant changes in demand for golf, operational benefit of consolidating uses to increase cost recovery, importance of budget transparency, survey results indicating public non-support for additional tax dollars to fund Braemar capital improvements, and issues related to the timing of the closure of Fred Richards.

Ayes: Bennett, Sprague, Swenson

Nays: Hovland, Brindle

Motion carried.

Member Swenson made a motion, seconded by Member Bennett, to start the Master Plan for redevelopment of Fred Richards Golf Course with funding from 2013 undesignated funds and with involvement by residents, the Park Board, and City officials.

The Council discussed the motion. Mr. Neal stated if the motion carried, staff would present a description of that process within 30 days.

Ayes: Bennett, Brindle, Sprague, Swenson

Abstain: Hovland

Motion carried.

Member Swenson made a motion, seconded by Member Brindle, to immediately start the Master Plan for Braemar Golf Course with funding from the Braemar Memorial Fund.

The Council discussed the motion and use of Braemar Memorial Funds.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

Mayor Hovland made a motion, seconded by Member Swenson, to immediately begin work on extending the driving range and executive course projects, consistent with the existing concept plan.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

The Council encouraged staff to take advantage of offers from local golf course contractors and professionals to assist developing the Master Plan and RFP but to allow the selected architect to work independently based on the Master Plan.

VIII.C. RESOLUTION NO. 2014-31 ADOPTED – ACCEPTING VARIOUS DONATIONS

Mayor Hovland explained that in order to comply with state statutes, all donations to the City must be adopted by Resolution and approved by four favorable votes of the Council accepting the donations. **Member Bennett introduced and moved adoption of Resolution No. 2014-31 accepting various donations.** Member Swenson seconded the motion.

Rollcall:

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

VIII.D. PENTAGON PARK REDEVELOPMENT – PREPARATION OF REDEVELOPMENT AGREEMENT – AUTHORIZED

This item was consider prior to Item VIII.A.

IX. CORRESPONDENCE AND PETITIONS

IX.A. CORRESPONDENCE

Mayor Hovland acknowledged the Council's receipt of various correspondence.

IX.B. MINUTES:

Minutes/Edina City Council/March 18, 2014

1. **PARK BOARD, FEBRUARY 11, 2014**
2. **ARTS & CULTURE COMMISSION, JANUARY 23, 2014**
3. **HERITAGE PRESERVATION BOARD, FEBRUARY 11, 2014**

Informational; no action required.

X. AVIATION NOISE UPDATE – Received

X.A. MOTION SUPPORTING NOISE OVERSIGHT COMMISSION (NOC) RESOLUTION REGARDING RECENT FAA ACTION ON RNAV AT MINNEAPOLIS-ST. PAUL INTERNATIONAL AIRPORT

Member Bennett presented the Noise Oversight Commission (NOC) resolution supporting recent FAA action on RNAV at Minneapolis-St. Paul International Airport. **Member Bennett made a motion stating the City of Edina's support of the NOC regarding future FAA Performance-Based Navigation (PBN)/Area Navigation (RNAV) Standard Departure Procedure Design and Implementation Efforts at Minneapolis-St. Paul International Airport (MSP).** Mayor Hovland seconded the motion.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

XI. MAYOR AND COUNCIL COMMENTS – Received

XII. MANAGER'S COMMENTS – Received

XIII. ADJOURNMENT

There being no further business on the Council Agenda, Mayor Hovland declared the meeting adjourned at 11:13 p.m.

Respectfully submitted,

Jennifer Bennerotte, Community & IT Services
Director

Minutes approved by Edina City Council, April 1, 2014.

James B. Hovland, Mayor

Video Copy of the March 18, 2014, meeting available.

**MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
HELD AT CITY HALL
APRIL 22, 2014
7:00 P.M.**

I. CALL TO ORDER

Mayor Hovland called the meeting to order at 7:02 p.m.

II. ROLL CALL

Answering rollcall were Members Bennett, Brindle, Sprague, Swenson and Mayor Hovland.

III. MEETING AGENDA APPROVED AS AMENDED

Member Bennett made a motion, seconded by Member Brindle, approving the meeting agenda.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IV. CONSENT AGENDA ADOPTED

Member Swenson made a motion, seconded by Member Sprague, approving the consent agenda as revised to remove Items IV.C., Request for Purchase – 2014 Commodities Purchase; IV.E., Pamela Park Bid Authorization; IV.F. Waive Building Permit Fees, Braemar Arena, Sports Dome, Outdoor Rink and Pamela Park Projects; IV.I., Traffic Safety Committee Reports of February 5 and March 11, 2014; and, IV.L., Temporary Construction Easement Agreement for 71 France, Building Unit A, as follows:

IV.A. Approve regular and work session meeting minutes of April 1, 2014

IV.B. Receive payment of the following claims as shown in detail on the Check Register dated April 3, 2014, and consisting of 32 pages; General Fund \$380,254.34; Police Special Revenue \$2,770.00; Working Capital Fund \$2,495.72; Equipment Replacement Fund \$4,858.72; Art Center Fund \$2,622.99; Golf Dome Fund \$11,128.69; Aquatic Center Fund \$1,526.42; Golf Course Fund \$31,215.18; Ice Arena Fund \$31,366.77; Edinborough Park Fund \$18,766.71; Centennial Lakes Park Fund \$13,320.30; Liquor Fund \$156,956.48; Utility Fund \$29,364.85; Storm Sewer Fund \$39.95; PSTF Agency Fund \$6,153.67; Centennial TIF District \$595.00; Grandview TIF District \$2,131.50; Payroll Fund \$17,027.78; TOTAL \$709,542.23 and for receipt of payment of claims dated April 10, 2014, and consisting of 31 pages; General Fund \$219,856.80; Police Special Revenue \$792.00; Pedestrian and Cyclist Safety \$18,270.00; Working Capital Fund \$23,031.14; Equipment Replacement Fund \$90,697.23; Art Center Fund \$2,334.46; Golf Dome Fund \$2,528.02; Aquatic Center Fund \$633.52; Golf Course Fund \$10,582.82; Ice Arena Fund \$65,989.69; Edinborough Park Fund \$7,053.30; Centennial Lakes Park Fund \$2,534.10; Liquor Fund \$188,266.43; Utility Fund \$427,236.89; Storm Sewer Fund \$1,270.80; Recycling Fund \$35,190.09; PSTF Agency Fund \$17,101.71; TOTAL \$1,113,369.00; and for receipt of payment of claims dated April 17, 2014, and consisting of 27 pages; General Fund \$141,888.40; Police Special Revenue \$298.86; Working Capital Fund \$39,671.08; Art Center Fund \$3,548.41; Golf Dome Fund \$259.63; Aquatic Center Fund \$54.00; Golf Course Fund \$36,718.29; Ice Arena Fund \$397.08; Edinborough Park Fund \$18,039.80; Centennial Lakes Park Fund \$739.74; Liquor Fund \$180,962.17; Utility Fund \$40,303.06; Storm Sewer Fund \$11,208.74; PSTF Agency Fund \$1,735.60; TOTAL \$475,824.86

~~**IV.C. Request for Purchase – 2014 Commodities Purchase**~~

~~**IV.D. Request for Purchase – Type One Ambulance, Fire Department, awarding the bid to the recommended low bidder, Premier Specialty Vehicles at \$188,838.00**~~

~~**IV.E. Pamela Park Bid Authorization**~~

~~**IV.F. Waive Building Permit Fees, Braemar Arena, Sports Dome, Outdoor Rink and Pamela Park Projects**~~

~~**IV.G. Award of Bid – Contract ENG 13-22 Hazelton Road Improvements, awarding the bid to the recommended low bidder, Midwest Civil Constructors, LLC at \$699,574.75**~~

~~**IV.H. Adopt Resolution No. 2014-36 – No Parking Restriction on Hazelton Road**~~

Minutes/Edina City Council/April 22, 2014

~~IV.I. Traffic Safety Committee Reports of February 5 And March 11, 2014~~

IV.J. Authorize to Submit Draft Amendment to the Comprehensive Water Resources Management Plan for Agency Review

IV.K. Adopt Resolution No. 2014-37 Hennepin County Environmental Response Fund Grant and Approve Professional Services For Promenade Phase 4

~~IV.L. Temporary Construction Easement Agreement For 71 France, Building Unit A~~

IV.M. Adopt Resolution No. 2014-38 Setting Public Improvement Hearing to be held on May 20, 2014 for the Alley Improvements, Improvement Nos. A-257 & A-258

IV.N. Adopt Resolution No. 2014-39 Joint Powers Agreement with City of St. Louis Park for the Todd Park F Neighborhood Improvement Project

IV.O. Adopt Resolution No. 2014-41 Final Plat, 6304 and 6312 Warren Avenue for Homestead Partners, LLC.

IV.P. Approve Final Design Engineering Services, Kimley Horn, 50th & France Parking Ramp and Wayfinding Improvements

IV.Q. Approve 2014-2015 Contracts IUOE Local 49, Public Works And Park Maintenance Workers

Rollcall:

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

ITEMS REMOVED FROM THE CONSENT AGENDA

IV.C. REQUEST FOR PURCHASE – 2014 COMMODITIES PURCHASE – AWARDED

Manager Neal explained that after clarifying quantities and prices for Items 10, 11, and 12, staff recommended awarding those bids to Hawkins rather than DPC. Member Brindle made a motion, seconded by Member Swenson, awarding Request for Purchase – 2014 Commodities Purchase, Sand, Rock Bituminous Materials, Concrete and Water Treatment Chemicals, Casting and Covers to the recommended low bidders as follows: coarse washed sand to AVR (delivered) at \$9.21 per ton; Metro Seal Spec to AVR (delivered) at \$11.71 per ton; Cl. 2 limestone (delivered) NO BID; FA-2 seal coat chips to Dresser Trap (delivered) at \$44.00 per ton, (picked up) at \$30.00 per ton; emulsified asphalt CRS-2P (picked up) NO BID; Emulsified Asphalt CRS-2P (delivered) NO BID; *SPNWB330B MnDOT Non-Wear Spec 2360 to Bituminous Roadways (delivered) at \$51.10 per ton and (picked up) at \$43.10 per ton; *SPWEA340B MnDOT Wear Spec 2360 to Bituminous Roadways (delivered) at \$57.45 per ton and (picked up) at \$49.45 per ton; *SPWEB340B MnDOT Wear Spec No. 2360 to Bituminous Roadways (delivered \$51.10 per ton and (picked up) at \$43.10 per ton; delivered concrete 200 cu yd to AVR, Inc. at \$121.00 per cubic yard; delivered concrete 400 cu yd to AVR, Inc. at \$110.00 per cubic yard; emulsified tack oil NO BID; crack joint sealer #3725 NO BID; hydrofluosilicic acid to Hawkins, Inc. (delivered) at \$29.10 per CWT; liquid chlorine to Hawkins, Inc. (delivered) at \$31.98 per CWT; water treatment chemical (50/50 blend) to Hawkins, Inc. at \$5.01 per gallon; Tonkazonb 3% to Hawkins, Inc. (delivered) at \$12.03 per gallon; caustic soda to DPC (delivered) at \$28.00 per CWT; red ball diamond aggregate (delivered) NO BID; lannon stone wall repair to Blackstone Contractors at \$26.50 SF of face (labor); sanitary sewer R1733 complete casting and lid to ESS Bros. at \$269.00 each; sanitary sewer R1733 casting only to ESS Bros. at \$150.00 each; sanitary sewer R1733 lid only to ESS Bros. at \$119.00 each; storm sewer rnd. R2548 complete casting and lid to ESS Bros. at \$429.00 each; storm sewer rnd. R2548 casting only to ESS Bros. at \$150.00 each; storm sewer rnd. R2548 lid only to ESS Bros. at \$279.00 each; storm sewer rect. 3067V (no lettering) complete casting and lid to ESS Bros. at \$364.00 each; storm sewer rect. 3067V (no lettering) casting only to ESS Bros. at \$117.00 each; storm sewer rect. 3067V (no lettering) lid only to ESS Bros. at \$135.00 each; Cost of curb box complete casting and lid to ESS Bros. at \$112.00 each.

(*These items were awarded on basis of total cost per ton including trucking and labor, and past year's performance.)

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IV.E. PAMELA PARK BID – ADVERTISEMENT AUTHORIZED

The Council raised concern relating to the building's internal and external efficiency in addition to its canopy, architecture, potential safety hazard with the fireplace, and bathroom adequacy. Paul Koliias, RJM Construction, 701 Washington Avenue North, Minneapolis, described work planned for the area adjacent to the building and advised that while the building construction could be deferred, the playing fields would need to move forward to be completed prior to the fall season. **Member Swenson made a motion, seconded by Member Sprague, authorizing advertisement of Pamela Park bids including a placeholder for the building's design as well as interior and exterior efficiencies.**

Parks and Recreation Director Kattreh stated the proposed building architecture was similar to the Countryside Park building. She explained there was only one building orientation given the site was tightly constrained due to the location of the wellhead, batting cages, skating rink, and ball diamond. Ms. Kattreh described adjustments made to the building's features based on the recommendation of the Park Board and all Athletic Associations. Mr. Koliias stated the fireplace would have a heating element but the glass surrounding the fireplace would be cool to the touch. Ms. Kattreh answered questions of the Council.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IV.F. BUILDING PERMIT FEES, BRAEMAR ARENA, SPORTS DOME, OUTDOOR RINK AND PAMELA PARK PROJECTS – WAIVED

The Council discussed its policy to waive building permit fees, intent to assure the City's costs were covered, and potential budget impact. Mr. Neal indicated the City had waived building permit fees for most public projects and the policy change was to require Council action to assure transparency. **Member Swenson made a motion, seconded by Member Brindle, waiving the building permit fees for Braemar Arena, sports dome, outdoor rink, and Pamela Park projects.**

Ayes: Brindle, Sprague, Swenson, Hovland

Nays: Bennett

Motion carried.

IV.I. TRAFFIC SAFETY COMMITTEE REPORT OF FEBRUARY 5 – ACCEPTED AS REVISED, TRAFFIC SAFETY COMMITTEE REPORT OF MARCH 11, 2014 – ACCEPTED AS PRESENTED

The Council referenced the updated February 5, 2014, Traffic Safety Committee Report and questioned the recommendation in Section B.1, of denial of a request for a crosswalk at the intersection of Sunnyside Road and Grimes Avenue. Engineer Millner stated that decision was deferred pending additional analysis of vehicle and traffic counts. The Council requested additional information prior to taking action including volume and speed data, street width, widths of crossing points within the intersection and location of nearest controlled intersection.

The Council requested additional information prior to taking action on Section B.2. recommendation of denial of a request for a stop sign on Lynmar Lane at Hazelton Road. The Council requested the time period of the two recorded auto crashes. With regard to Section B.3., additional signage directing people to Ohms Boulevard at Metro Boulevard and 72nd Street, Mr. Millner stated the appropriate Department would send a communication to the building owner advising it was a building signage question rather than a public signage issue. In addition, that would be made part of the record.

The Council asked staff to re-examine the traffic control at the Sunnyside Road and Grimes Avenue intersection to assure it was consistent with the City's transportation goals. On Item No. B. 2., Lynmar Lane and Hazelton Road it was noted this Traffic Safety Report had already been considered and recommended for approval by the Traffic Safety Review Committee and Edina Transportation Commission. **Member Bennett made a motion, seconded by Member Swenson, accepting the Traffic Safety Committee Report of February 5 as revised to remove Section B.2. pending additional information on recorded vehicle crashes; and, accepting the Traffic Safety Committee Report of March 11, 2014, as presented.**

Ayes: Bennett, Brindle, Sprague, Swenson

Nays: Hovland

Minutes/Edina City Council/April 22, 2014

Motion carried.

IV.L. TEMPORARY CONSTRUCTION EASEMENT AGREEMENT FOR 71 FRANCE, BUILDING UNIT A - APPROVED

Mr. Neal stated that it previously had been discussed that the developer would have access to this City land during construction of its project. Mr. Millner advised there would be no payment for the disturbance but the developer would conduct preliminary grading for the Promenade Phase 4 project, resulting in a cost saving to the City. He stated that area would not be restored because the infiltration system and new walkways still need to be installed. The eastern trail would remain open as a multi-use path until the Promenade Phase 4 project was completed (July/August of 2015). **Member Bennett made a motion, seconded by Member Sprague, approving Temporary Construction Easement Agreement for 71 France, Building Unit A.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

V. SPECIAL RECOGNITIONS AND PRESENTATIONS

V.A. OFFICER OF THE YEAR – AWARDED TO DETECTIVE MIKE LUTZ

Police Chief Nelson described the many accomplishments of Detective Mike Lutz during his 40 years of service in Edina and presented Detective Lutz with the 2013 Mike Siitari Officer of the Year Award that was sponsored by the Edina Crime Fund.

Detective Lutz thanked the Edina Crime Fund Board for this overwhelming recognition and those who had supported him over the past 40 years. He commented on the importance of teamwork, stated the Edina Police Department was very successful, and that while people come and go, the culture of excellence remained the same.

The Council and audience responded with a standing ovation. The Council added their thanks to Detective Lutz for his contribution to Edina.

V.B. RESOLUTION NO. 2014-40 ADOPTED – BRAEMAR CITY OF LAKES FIGURE SKATING CLUB – CONGRATULATED

Mayor Hovland read in full a resolution formally congratulating Team Braemar, Head Coach Taylor Walker, and Assistant Coach Jessica Chaffee, on their successful season. **Member Bennett introduced and moved adoption of Resolution No. 2014-40, Braemar City of Lakes Figure Skating Club Team Braemar.** Member Brindle seconded the motion.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

Brian Hedberg, Braemar City of Lakes Figure Skating Club President, introduced their Head Coach, Assistant Coach, Co-Captains, and General Manager, and stated their appreciation to the Council for supporting Team Braemar by ensuring this team had the ability to utilize Braemar facilities. One of the Co-captains reported on the accomplishments of Team Braemar, including international accomplishments and the Team's legacy.

V.C. NATIONAL KIDS TO PARKS DAY PROCLAIMED – MAY 17, 2014

Mayor Hovland read in full a proclamation declaring May 17, 2014, to be National Kids to Parks Day in the City of Edina. **Member Swenson made a motion, seconded by Member Sprague, approving proclamation declaring May 17, 2014, to be National Kids to Parks Day in the City of Edina.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

Recreation Supervisor Aarsvold and Recreation Supervisor Boettcher announced scheduled events for May 17, 2014, and encouraged all to participate.

V.D. ARBOR DAY PROCLAIMED – APRIL 25, 2014

Mayor Hovland read in full a proclamation declaring April 25, 2014, to be Arbor Day in the City of Edina. **Member Sprague made a motion, seconded by Member Brindle, approving proclamation declaring April 25, 2014, to be Arbor Day in the City of Edina.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

V.E. BUILDING SAFETY MONTH PROCLAIMED – MAY 2014

Mayor Hovland read in full a proclamation declaring May 2014 to be Building Safety Month in the City of Edina. **Member Swenson made a motion, seconded by Member Brindle, approving proclamation declaring May 2014 to be Building Safety Month in the City of Edina.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

Mr. Neal introduced Fire Chief Schmitz and Chief Building Official Fisher. Mr. Fisher described his professional background and stated he looked forward to serving Edina.

V.F. MUNICIPAL CLERKS' WEEK PROCLAIMED – MAY 4-10, 2014

Mayor Hovland read in full a proclamation declaring May 4 to May 10, 2014, to be Municipal Clerks' Week in the City of Edina. **Member Bennett made a motion, seconded by Member Brindle, approving proclamation declaring May 4 to May 10, 2014 to be Municipal Clerks' Week in the City of Edina.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

Mayor Hovland referenced comments by the Secretary of State relating to the professionalism of Clerk Mangen and high regard for her. Ms. Mangen thanked the Administration and Council for the ability to serve and educational opportunities during her tenure.

V.G. MARCH SPEAK UP EDINA REPORT PRESENTED – TOPIC: ORGANIZED GARBAGE COLLECTION

Communications Coordinator Gilgenbach presented a summary of March opinions, both pros and cons, collected through Speak Up, Edina relating to organized garbage collection. The Council discussed the survey results and acknowledged the complexity of organized garbage collection.

VI. PUBLIC HEARINGS HELD – Affidavits of Notice presented and ordered placed on file.

VI.A. NEW ON-SALE INTOXICATING & SUNDAY SALES LIQUOR LICENSES – BUFFALO WILD WINGS, 2685 SOUTHDALE CENTER – APPROVED

City Clerk Mangen presented the request of Blazin Wings, Inc. dba Buffalo Wild Wings for a new On-Sale Intoxicating Liquor License and Sunday On-Sale Liquor License. Staff found the application to be in order.

Mayor Hovland opened the public hearing at 8:09 p.m.

Public Testimony

No one appeared to comment.

Member Swenson made a motion, seconded by Member Brindle, to close the public hearing.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

Member Swenson made a motion, seconded by Member Sprague, approving the request of Blazin Wings, Inc. dba Buffalo Wild Wings for a new On-Sale Intoxicating Liquor License and Sunday On-Sale Liquor License for the period beginning April 23, 2014 and ending March 31, 2015. Member Sprague seconded the motion.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

Minutes/Edina City Council/April 22, 2014

Martin Mongoven, Buffalo Wild Wings General Manager, described menu offerings and stated they plan to open June 9, 2014.

VI.B. ORDINANCE AMENDMENT TO CHAPTER 10, ARTICLE III OF THE CITY CODE, REGARDING TREE PRESERVATION – CONTINUED TO MAY 6, 2014

Member Bennett made a motion, seconded by Member Brindle, continuing Ordinance Amendment to Chapter 10, Article III of the City Code, Regarding Tree Preservation, to May 6, 2014.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VII. COMMUNITY COMMENT

Colleen Hart of 5637 Beard Avenue and Chad Bell of 5620 Beard Avenue expressed concern related to safety of pedestrians because the stop sign at Beard Avenue and 57th Avenue near Chowen Park was not honored. Mr. Millner stated this issue was in the Traffic Safety Committee Report accepted tonight and approved to install advanced reflective signs and additional police enforcement. Ms. Hart stated why they do not feel reflective signs would resolve their concerns. Mr. Millner indicated staff would look at the area to assure there was a clear view not obstructed by shrubbery.

VIII. REPORTS / RECOMMENDATIONS

VIII.A. APPEAL OF CERTIFICATE OF APPROPRIATENESS OF HERITAGE PRESERVATION BOARD DENIED, NEW DETACHED GARAGE & CHANGE TO STREET FACING FACE OF HOME, 4505 ARDEN AVENUE –, RESOLUTION NO. 2014-43 – ADOPTED UPHOLDING CERTIFICATE OF APPROPRIATENESS

Senior Planner Presentation

Senior Planner Repya presented the chronology of the Heritage Preservation Board's (HPB) consideration of 4505 Arden Avenue and its March 11, 2014, decision to approve a Certificate of Appropriateness for a new detached garage and changes to the street facing façade of the home at 4505 Arden Avenue based on the finding it was a rehabilitation to maintain the original 1926 home, not a demolition.

Appellant Presentation

Joyce Mellom, 4506 Arden Avenue, presented oral argument that 4505 Arden Avenue was a heritage preservation resource by virtue of its location in the Country Club district and construction between 1924 and 1944, being an early original Samuel S. Thorpe house. She stated her position that the Plan of Treatment that defined the Certificate of Appropriateness moved away from the specific goal of preservation of the existing historic house façade and streetscapes. She requested an order of the Council to review and amend the Plan of Treatment to clarify the language and better protect the historic house façade and streetscapes. Ms. Mellom commented on other extensive remodels within the Country Club district that had maintained historic house façade and streetscape, such as 4511 Bruce Avenue. She urged the Council to carry on its tradition of preserving the City's history by ordering the HPB to review and amend its Certificate of Appropriateness guidelines, specifically relating to historic house façades and streetscapes. Ms. Mellom also asked the Council to deny the Certificate of Appropriateness as it was not in compliance with the Country Club Plan of Treatment and the materials submitted indicate the entire house would be demolished.

Respondent Presentation

Scott Busyn, Great Neighborhood Homes, presented the request of Tim and Michelle Pronley of 4505 Arden Avenue and advised of neighbor support for the Pronley request. He described elements of the proposed upgrades to the front façade that would create a safer entrance and rear exterior addition that would be welcomed by the neighbors as it would blend seamlessly with the new architecture of the home. He stated this project would result in a beautiful rehabilitation similar to that of 4620 Mooreland. Mr. Busyn presented before and after pictures of 4620 Mooreland and stated 100% of its exterior materials were replaced, 80% of the structure was replaced, 50% of the foundation, and 100% of internal materials. He stated 4505 Arden Avenue would follow a similar process and abide by today's Building Code to assure structural integrity. Mr. Busyn asked the Council to deny the appeal of the Certificate of Appropriateness for Pronleys' project.

The Council noted that the information provided in the original application did not reach the level of proof the HPB was looking for so it was continued. Then it came back as a remodel application rather than a whole house rehabilitation application. The Council asked if this was a rehabilitation as approved by the HPB akin to 4620 Mooreland or a tear down. Mr. Busyn stated that deteriorated and unsafe materials would be replaced and the home remodeled per the plan presented but that he could not quantify at present how much of the home's original materials would need to be removed and replaced.

The Council asked questions of Ms. Repya relating to National Register Designation for the Country Club district of 550 homes through the National Park Service. She indicated there was no other residential district within Edina that was given city design review of remodeling, demolition, or rebuilding. Ms. Repya affirmed the Council's conclusion that approximately 12,500 homes in the city could be demolished and rebuilt without design review. The Council referenced Preservation Consultant Robert Vogel's comments on the finding of staff and the majority of the HPB that the 4505 Arden Avenue project does not constitute demolition as less than 50% of the aggregate exterior surface area of the historic core of the house was proposed to be removed. Mrs. Repya clarified that the historic core of the house related to the 1926 original structure, differentiating from the attached garage and flat roofed additions added at a later period.

The Council discussed the decision of the HPB and appeal. It was suggested that the additions were also historic as were all 550 homes within this district. With that collective identity, the issue was what changed the collective enough to eventually disqualify this district. **Member Swenson introduced and moved adoption of Resolution No. 2014-43, Upholding the Heritage Preservation Board's Approval of a Certificate of Appropriateness for Changes to the Street Facing Façade and a new Detached Garage at 4505 Arden Avenue, based upon the record submitted to the HPB and all testimony and submittals before the City Council.** Member Brindle seconded the motion.

The Council acknowledged that the HPB's Certificate of Appropriateness for the Country Club district did not hold to the Secretary of the Interior's standard as regulatory as the Plan of Treatment does not specify what (i.e., windows/doors) you could or could not move. The Council found the memorandum from Mr. Vogel to be the most persuasive and acknowledged that rehabilitation projects such as 4620 Mooreland were a great enhancement to the district. It was pointed out that allowing 4505 Arden Avenue to exist in its current condition would adversely impact adjoining and other properties. In addition, Mr. Vogel had indicated the issue was not the exact positioning of building elements but the combination of the elements that contributed to the district. In this case, all of the elements were present for a Tudor Revival. The Council agreed with the suggestion of Attorney Mattick that the motion refer to the record submitted, testimony received, and all submittals.

Ayes: Brindle, Sprague, Swenson, Hovland
Nays: Bennett
Motion carried.

VIII.B. ORDINANCE NO. 2014-4 ADOPTED – ESTABLISHING A LOCAL LODGING TAX FUNDING FOR A CONVENTION / VISITOR'S BUREAU

Mr. Neal reviewed the Council's past consideration to establish a local lodging tax to fund a Convention/Visitor's Bureau. Lori Syverson, Edina Chamber of Commerce President, advised of the Chamber's careful research and finding that Explore Edina could be used. She indicated that both domains would be purchased. **Member Swenson made a motion to grant Second Reading adopting Ordinance No. 2014-4 Amending Chapter 20 of the Edina City Code Concerning a Local Lodging Tax.** **Member Bennett seconded the motion.**

Rollcall:
Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.C. EXPLORE EDINA, LLC AGREEMENT – APPROVED

Mr. Neal presented terms of the agreement that would form and operate a Convention and Visitor's Bureau. He stated the City would retain 5% of the funds to address the funding gap of Edinborough Park caused by the lodging tax-triggered conversion of the current Public Facility Charge paid by Hawthorn Suites to a lower

Minutes/Edina City Council/April 22, 2014

per unit monthly charge. **Member Swenson made a motion, seconded by Member Sprague, directing and authorizing the Mayor and City Manager to execute an Agreement by and between the City of Edina and Explore Edina.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.D. RESOLUTION NO. 2014-42 ADOPTED – ACCEPTING VARIOUS DONATIONS

Mayor Hovland explained that in order to comply with State Statutes; all donations to the City must be adopted by Resolution and approved by four favorable votes of the Council accepting the donations. **Member Bennett introduced and moved adoption of Resolution No. 2014-42 accepting various donations.** Member Brindle seconded the motion.

Rollcall:
Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.E. SPORTS DOME, ARENA, OUTDOOR RINK BID PACKAGE ONE – AWARDED, BID PACKAGE TWO – AUTHORIZED

Ms. Kattreh reviewed presented details of Bid Package One for the sports dome, arena, and outdoor rink project. She indicated the project budget for Bid Package One was \$12,445,416 and the bids for Bid Package One and the 95% estimate totaled \$12,223,639, reflecting a potential savings of \$221,777. Ms. Kattreh reviewed the current project estimate and requested the Council award Bid Package One and authorize Bid Package Two for the remainder of the project: dome foundation, site electrical, landscaping, accessory building, storage building, and East Arena renovations.

Mr. Neal stated at the time the Council authorized this project to move forward, he had indicated the estimated impact of the total tax level under either financing option was an increase of 5% to 7% of the annual debt service for this project. The estimated tax impact on a median home, based on the 2014 tax levy, was an increase of \$60 to \$75 per year. Mr. Neal stated last week staff worked with Ehlers to get information that was more precise on the proposed bond sale, current interest rates, and taxable values for 2015. It was discovered that the impact of a \$16 million bond sale on a median valued home would be \$52 per year. Concern was expressed relating to the intent to borrow funds as an HRA, resulting in no public referendum requirement. **Member Swenson made a motion, seconded by Member Sprague, awarding Bid Package One.**

Ayes: Brindle, Sprague, Swenson, Hovland
Nays: Bennett
Motion carried.

Member Swenson made a motion, seconded by Member Sprague, authorizing staff to advertise for Bid Package Two.

Ayes: Brindle, Sprague, Swenson, Hovland
Nays: Bennett
Motion carried.

VIII.F. FRED RICHARDS PARK DESIGN PROCESS – CONSULTING SERVICES PROPOSAL, SCHOENBAUER CONSULTING LLC – AUTHORIZED

Ms. Kattreh presented staff's recommendation for a Reuse Study and visioning for a Master Plan for Fred Richards Golf Course that would be open and inclusive to all residents of Edina. Staff recommended approval of a professional consulting services contract with Schoenbauer Consulting, LLC.

The Council noted that the City does not single out operating park budgets and that should not be done for Fred Richards Park. Ms. Kattreh advised the contract had been reviewed by Attorney Knutson and the intent of Scope of Services, A.2.c, was to include Pentagon Park in the conversation. Mr. Neal recommended gaining input from the Three Rivers Park District and Watershed District, which might also be funding sources. The Council supported a Citywide invitation to residents and near-by businesses as this would be a larger-sized park. Mr. Neal agreed this was important in recognition of the strong neighborhood turnout to assure all

were welcomed to participate. The Council asked that an invitation be mailed to residents from both the Parklawn and Greater Cornelia neighborhoods, within the geographic area from 77th Street to Highway 62 and France Avenue to Highway 100, It was also suggested that staff reach out to leadership at Cornelia Elementary School.

The Council acknowledged this consultant had good experience in public engagement related to parks as well as park planning. Mr. Neal stated he had worked with this local consultant on a prior project and found the consultant did a wonderful job interacting with residents and created a project that residents supported. **Member Swenson made a motion, seconded by Member Bennett, authorizing the consulting services proposal of Schoenbauer Consulting, LLC for a Reuse Study and visioning for a Master Plan for Fred Richards Golf Course.**

Concern was expressed that this action was premature as a Master Plan of Braemar should occur first to determine whether or not Fred Richards was needed. It was also questioned whether an open house process and a single site walk would offer adequate public engagement. The Council requested multiple site walks at multiple times of day and in different weeks, multiple reporting meetings, and coordination with other regulating agencies. Mr. Mattick noted the agreement contained an hourly rate that would be charged for services beyond the proposal.

Ayes: Bennett, Brindle, Sprague, Swenson

Nay: Hovland

Motion carried.

VIII.G. BRAEMAR GOLF COURSE MASTER PLANNING PROCESS – APPROVED

Ms. Kattreh presented staff's recommendation to hire consultants to prepare a Braemar Golf Course Master Plan and Storm Water Master Plan. It was anticipated the Braemar Golf Course Master Plan would take four to six months to complete and cost \$30,000 to \$75,000 depending on the consultant selected. It was intended that the Engineering Department would assist with the selection of the Storm Water Master Plan consultant. That Plan was estimated to cost \$50,000 to \$60,000. Ms. Kattreh noted there was \$50,000 in the 2014 Engineering CIP to pay for part of the Storm Water Master Plan. She stated staff recommended Option 2, creation of a Task Force.

The Council discussed creating a hybrid option, agreed with the importance of Braemar meeting the needs of those who golf Fred Richards, and supported the Task Force option including a member of the golf community, whether or not an executive golfer. Mr. Neal recommended a Task Force comprised of five members as being the optimal group size to assure effectiveness. The Council discussed options for interviewing and selecting a Task Force and asked staff to design a public notice to place an open call for applications and to recommend a slate for interview. Ms. Kattreh was asked to provide a recommendation of groups for inclusion. **Member Swenson made a motion, seconded by Member Brindle, approving a Braemar Golf Course Master Plan and Storm Water Master Plan process, utilizing staff suggested process 2., Task Force Selects Master Plan Consultant and Directs Process, subset a. to h., per selection of the Task Force as discussed.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

VIII.H. AWARD OF BID – CONTRACT ENG 14-4 BIRCHCREST B NEIGHBORHOOD ROADWAY IMPROVEMENTS – AWARDED

Mr. Millner presented project details and alternative bids for the roadways of Birchcrest Drive, Clover Ridge, Normandale Road, Porter Lane, Roberts Place, Rolf Avenue, Tingdale Avenue, Valley View Road, Wilryan Avenue, West 60th Street, and West 62nd Street. He recommended award of Schedules A and B as it cost \$20,000 less, resulting in an 8% reduction in the estimated assessment. Mr. Millner advised of public comment and answered the Council's questions relating to public utilities that would be spot repaired as part of the project.

The Council acknowledged that some residents support a concrete street; however, it would increase the assessment by \$1,000 per property. In addition, wheel travel noise on asphalt streets was much lower than

Minutes/Edina City Council/April 22, 2014

experienced with concrete streets. Mr. Millner advised that the failure rate between concrete streets and asphalt streets was similar if properly maintained. He described the appearance of concrete streets, once patched, compared to the aesthetic of a new asphalt street. Mr. Millner pointed out the location of storm sewer improvements that would address drainage concerns. The Council noted resident concern relating to a more narrow street width. Mr. Millner indicated the City had used a 28-foot face-to-face section for years. **Member Swenson made a motion, seconded by Member Sprague, awarding the bid to the recommended low bidder, Palda and Sons, Inc. at \$2,859,371.73 (Schedules A and B, bituminous option).**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

IX. CORRESPONDENCE AND PETITIONS

IX.A. CORRESPONDENCE

Mayor Hovland acknowledged the Council's receipt of various correspondence.

IX.B. MINUTES:

1. **PLANNING COMMISSION, FEBRUARY 26 AND MARCH 12, 2014**
2. **ARTS & CULTURE COMMISSION, FEBRUARY 27, 2014**
3. **PARK BOARD, MARCH 11, 2014**
4. **VETERAN'S MEMORIAL COMMITTEE, JANUARY 17, 2014**
5. **ENERGY & ENVIRONMENT COMMISSION, MARCH 13, 2014**
6. **HERITAGE PRESERVATION BOARD, MARCH 11, 2014**

Informational; no action required.

X. AVIATION NOISE UPDATE – Received

XI. MAYOR AND COUNCIL COMMENTS – Received

XII. MANAGER'S COMMENTS – Received

XIII. ADJOURNMENT

There being no further business on the Council Agenda, Mayor Hovland declared the meeting adjourned at 11:03 p.m.

Respectfully submitted,

Minutes approved by Edina City Council, May 6, 2014.

Debra A. Mangen, City Clerk

James B. Hovland, Mayor

Video Copy of the April 22, 2014, meeting available.