

REGULAR MEETING
MONDAY, AUGUST 15, 2005
7:00 P.M.

MAYOR: GENE WINSTEAD

COUNCILMEMBERS: DAVE ABRAMS
STEVE ELKINS
AMY GRADY

HEATHER HARDEN
STEVE PETERSON
VERN WILCOX

To address the Council on an item from the agenda, please approach the podium, ask to be recognized, clearly state your name and address, and sign the roster. Comment on items not on tonight's agenda during the Public Comment Period.

View regular meetings live or on archive at www.ci.bloomington.mn.us, keyword:Webcast. Catch the replay on Bloomington Channel 14, the Wednesday after a meeting at 7:00 p.m. and the following Thursday at 1:00 a.m., 7:00 a.m. and 1:00 p.m.

www.ci.bloomington.mn.us: A yearly meeting schedule is available in the Council section. Also posted in this section are agendas (the Friday before a regular meeting), synopses (within a few days of a meeting), and the official minutes.

1 CALL TO ORDER – 7:00 PM

7:00 pm

2 INTRODUCTORY

- | | | |
|-----|---|------------------|
| 2.1 | Presentation of Flags | <i>None</i> |
| 2.2 | Secret Service Presentation--Recog. Police Support During '04 Presidential Campaign | <i>Presented</i> |
| 2.3 | Recognition of High School Athletes (Spring State Tournaments) | <i>Presented</i> |

3 CONSENT BUSINESS

- | | | |
|-------|--|----------------------|
| 3.1 | Approve Agmt. with Qwest to Bury Facilities in Conjunction w/City Project 2005-201 | <i>Approved</i> |
| 3.2 | Resolution--Change to Fees & Charges Schedule | <i>Adopted Res.</i> |
| 3.3 | Approve Agreement with Bloomington Civic Theatre | <i>Approved</i> |
| 3.4 | Approve Request to Apply for WIC Program Grant | <i>Approved</i> |
| 3.5 | Accept Donations | <i>Accepted</i> |
| 3.6 | Approve Agreement with Hennepin County for the Wetland Health Evaluation Project | <i>Approved</i> |
| 3.7 | Approve Bid Schedule for Public Works Storage Garage | <i>Approved</i> |
| 3.8 | Review and Ratify 2005/06 Fire Pension Contribution | <i>Ratified</i> |
| 3.9 | Approve Red Haddock Baseball Field Fundraising Agreement | <i>Approved</i> |
| 3.10 | Approve City Council Minutes--May 23 (Study) and June 20 (Regular) | <i>Approved</i> |
| *3.11 | <i>Approve Settlement Agreement--904 & 1020 American Boulevard West</i> | <i>Tabled Indef.</i> |
| *3.12 | <i>Auth. Letter Supporting Edina's Grant Applications. for Transportation Enhancements</i> | <i>Approved</i> |

4 PUBLIC COMMENT PERIOD

*See Notes**

**(Speaker #1: Randy Krebo--Rep. Timberglade Neighborhood re: Parking Signs)*

**(Speaker #2: Pat Christensen--Poplar Bridge/90th St. Restriping re: Bike Lanes)*

5 HEARINGS/PUBLIC INPUT – 7:15 PM

5.1 Licensing Division

- | | | |
|------|---|---------------------|
| 5.1A | On-Sale "Special Event Liquor License"--Bloomington Civic Theatre | <i>Approved</i> |
| 5.1B | New Therapeutic Massage Enterprise Lic.--Chiropractic In Motion, 4951 W. 80 th St. | <i>Approved</i> |
| 5.1C | Gambling Premise Permit Renewal--NW Health Sciences University @ VFW #1296 | <i>Adopted Res.</i> |
| 5.1D | Gambling Premise Permit Renewal--Eagles Aerie #3208 | <i>Adopted Res.</i> |
| 5.1E | New Off-Sale Liquor License Application--Big Bottle Liquor, 8936 Lyndale Avenue So. | <i>Approved</i> |

continued...

5.2 Development Business

- 5.2A Renew Temp. Cond. Use Permit--Twin Cities Rebels Swing Dance Club, 10724 France *Approved*
- 5.2B Conditional Use Permit--Metro Tae Kwon Do, 9156 Old Cedar Avenue *Adopted Res.*

5.3 Transportation and Utility Improvements (None)*None***5.4 Ordinances**

- 5.4A Ordinance Amendment to Pkg. Regulations on W. 89th St. Between Aldrich & Bryant *Post. to 8/29*
- 5.4B Ordinance Auth. Transfer of Certain Lands--7840 Lyndale, 840 Am. Blvd. W & Others *Adopted Ord.*
- 5.4C Ordinance Auth. Transfer of Property at 10636 France Avenue *Adopted Ord.*
- 5.4D1 Ordinance to Amend Fire Prevention Code and Adopt 2000 State Fire Code *Adopted Ord.*
- 5.4D2 Resolution Auth. Summary Publication of Fire Prevention Code Amendment *Adopted Res.*

5.5 Other

- 5.5A Public Hearing for Transfer of Cable System from Time Warner Cable to Comcast *Closed Public Hrg.*

6 ORGANIZATIONAL BUSINESS

- 6.1 City Council Policy & Issue Update *See Note**
**(Council consensus to discuss possible tree protection plan at a future study mtg.)*

- 6.2 Preliminary Report on Bloomington's Ordinance Regulating Smoking *See Note**

**(Council approved a motion to:*

A) Send a resolution to the State of Minnesota that states, "RESOLVED, We reiterate our support for a ban on smoking in workplaces in order to protect the health of workers, patrons and the general public. FURTHER RESOLVED, We urge the State to adopt a statewide law consistent with the Bloomington ordinance, so as to extend similar protections to the health of all Minnesotans and to provide a level playing field for businesses across the state."

B) Send a resolution to Hennepin County that states, "RESOLVED, We reiterate our support for a ban on smoking in workplaces in order to protect the health of workers, patrons, and the general public. FURTHER RESOLVED, We urge Hennepin County to retain its present ban on smoking in workplaces so as to preserve the protections in place for the health of those who live and work in Hennepin County and to provide a level playing field for businesses across Hennepin County."

C) Direct Bloomington City staff to research what other means the Council might consider to help Bloomington charities with the transition period as the community and the state at large adjusts to the smoking ban.

D) Direct Bloomington City staff to report back to the City Council three months from now to provide similar types of data and other data that might be available to further track the economic impact of the smoking ban.)

- 6.3 Comment Letter--Metro District Transportation System Plan *Auth. Transmittal*

7 ADJOURN*9:57 pm*

Future Meetings:

August 22 – Study Mtg. @ 5:30 pm
August 29 – Regular Meeting