

**7.04: Consider Amendment to the Joint Powers Agreement with Anoka County Highway Department**

Public Works Director Olson reviewed the staff report.

Motion by Mayor Ramsey, seconded by Councilmember McGlone, to approve an amendment to the Joint Powers Agreement with the Anoka County Highway Department.

Motion carried. Voting Yes: Mayor Ramsey, Councilmembers McGlone, Backous, Elvig, Strommen, Tossey, and Wise. Voting No: None.

**7.05: Consider Implementation of Long Term Road Maintenance Policy**

This item was considered prior to Case 7.01.

**7.06: Consider Guard Rail Enhancements for the Parking Ramp**

Public Works Director Olson reviewed the staff report.

Motion by Councilmember McGlone, seconded by Councilmember Backous, to approve security enhancements to the fourth floor as per direction received from the Public Works Committee on January 17, 2012, and approve a change order for a cost not to exceed \$34,344.

Motion carried. Voting Yes: Mayor Ramsey, Councilmembers McGlone, Backous, Elvig, Strommen, Tossey, and Wise. Voting No: None.

**7.07: Consider Process for Acquisition of Parcel owned by M & W Holdings – Jeff Wise (14590 Armstrong Boulevard NW) and Adopt Resolution #12-02-XXX Defining Process for Acquisition of Parcel Owned by M & W Holding Company LLC – Jeff Wise (14590 Armstrong Boulevard NW)**

Councilmember Wise recused himself from this discussion due to a conflict of interest and left the Council Chambers at 9:09 p.m.

Deputy City Administrator Nelson reviewed the staff report and read the proposed Resolution in full.

City Attorney Goodrich requested a typographical error correction: “1) That the City Council and the HRA of the City Council will...”.

Motion by Councilmember McGlone, seconded by Mayor Ramsey, to direct the City Attorney, COR Development Manager, and HRA Executive Director to proceed with negotiations on the land and building owned by Mr. Jeff Wise as outlined in the background and observation sections of this case and proposed resolution and adopt Resolution #12-02-024 Defining Process

for Acquisition of Parcel Owned by M & W Holding Company LLC – Jeff Wise (14590 Armstrong Boulevard NW), as corrected above.

Further discussion: The City Council further discussed the motion, acknowledging it provided a transparent process. Councilmember Elvig stated he remained concern that the resolution language was steering the City towards a larger project that it was not able to fund. Public Works Director Olson answered questions of the City Council and described the configurations of the interchange project, Sunwood Drive/Armstrong Boulevard realignment, at grade signalization at Sunwood Drive, Highway 10 overpass, and points of access. City Attorney Goodrich advised that the fact the liquor store wants to relocate to The COR facilitates the City's acquisition because under State Law the City is required to do minimum compensation to relocate the business. He recommended those two transactions occur within one document.

The City Council debated whether it was necessary, at this point to fully acquire all three properties, or perhaps a premature consideration without first reviewing the dashboard, financing options, and potential impact. Mayor Ramsey pointed out the case report and resolution do not include any reference to dollar amounts or an indication the City is purchasing; it only gives staff authorization to move forward with negotiation. City Administrator Ulrich advised that funds expended to purchase impacted property for the Sunwood Drive realignment and overpass would be eligible as part of the City's local match. Deputy Administrator Nelson indicated the City Council will be presented with financing options at its February 28, 2012 meeting. Following further debate, the City Council agreed to the resolution amendment as proposed by Councilmember Strommen and City Attorney Goodrich.

Amendment motion by Councilmember Backous, seconded by Mayor Ramsey, to amend Resolution #12-02-024 Defining Process for Acquisition of Parcel Owned by M & W Holding Company LLC – Jeff Wise (14590 Armstrong Boulevard NW) as follows: Remove ninth WHEREAS paragraph; and, add a new tenth WHEREAS paragraph: "WHEREAS, the acquisition of the property at 14590 Armstrong Boulevard will facilitate the location of this business as required by State Law for minimum compensation."

Amendment carried. Voting Yes: Mayor Ramsey, Councilmembers Backous, Elvig, McGlone, Strommen, and Tossey. Voting No: None. Absent: Councilmember Wise.

Motion carried. Voting Yes: Mayor Ramsey, Councilmembers McGlone, Elvig, Backous, Strommen, and Tossey. Voting No: None. Absent: Councilmember Wise.

Councilmember Wise returned to the Council Chambers at 9:46 p.m.

#### **7.08 Consider Approval of Easements Necessary for the Ramsey Rail Station**

Public Works Director Olson reviewed the staff report.

Motion by Councilmember McGlone, seconded by Councilmember Elvig, to approve granting easements necessary for the Ramsey Rail Station subject to City Attorney and City Administrator review as to form and content.