



CITY OF GRAND RAPIDS

Meeting Agenda Full Detail City Council Work Session

Monday, July 10, 2017

4:00 PM

City Hall Conference Room 2A

AMENDED JULY 7, 2017

CALL TO ORDER: Pursuant to due notice and call thereof a Special Meeting/Worksession of the Grand Rapids City Council will be held on Monday, July 10, 2017 at 4:00 p.m. at City Hall Conference Room 2A, 420 North Pokegama Avenue, Grand Rapids, Minnesota.

CALL OF ROLL: On a call of roll, the following members were present:

Discussion Items

1. 17-0495 Follow up discussion with Enbridge regarding abandonment of Line 3
Attachments: [7-10-17 Follow Up Letter to MN Dept Commerce.pdf](#)

2. 17-0492 Consider amending the City's ordinance to allow operation of ATVs in a larger portion of the Central Business District.
Attachments: [3804_001.pdf](#)
[7-10-17 ATV Map.pdf](#)

3. 14-0789 Review 5:00 PM Regular Meeting

ADJOURN

Attest: Kimberly Gibeau, City Clerk



CITY OF
GRAND RAPIDS
IT'S IN MINNESOTA'S NATURE

CITY OF GRAND RAPIDS

Legislation Details (With Text)

File #: 17-0495 **Version:** 1 **Name:**

Type: Agenda Item **Status:** CC Worksession

File created: 7/7/2017 **In control:** City Council Work Session

On agenda: 7/10/2017 **Final action:**

Title: Follow up discussion with Enbridge regarding abandonment of Line 3

Sponsors:

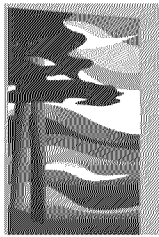
Indexes:

Code sections:

Attachments: [7-10-17 Follow Up Letter to MN Dept Commerce.pdf](#)

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

Follow up discussion with Enbridge regarding abandonment of Line 3



July 10, 2017

Jamie Macalister
Environmental Review Manager
MN Department of Commerce
85 7th Place East, Suite 280
Saint Paul, MN 55101-2198

Re: Follow up to June 26, 2017 Letter regarding Line 3 Project Draft EIS Comment, specifically regarding Chapter 8
"Existing Line 3 Abandonment and Removal"

Dear Ms. Macalister,

On June 26, 2017, the City Council of Grand Rapids submitted a letter regarding the abandonment of Enbridge Line 3. Specifically we stated:

The resource in question for our community is our public water supply and we cannot support the abandonment of Line 3 knowing that the impact "could be significant in the long-term." According to the D-EIS, "The Longer the Pipe Is in the Ground, the More Likely It Is to Fail" (8-8). If Line 3 is not removed, and when it fails and/or buoyancy is lost; it is generally expected that Cities and its residents are responsible for the clean-up. Since Line 3 runs directly through our Well Head Protection Area (WHPA), which is the sole source of municipal water for two cities (Grand Rapids and LaPrairie), the City is requesting that you require the total removal of Line 3 within the WHPA. In addition, the City requests that any contaminated soils within the WHPA be removed. Lastly, we request that Line 3 be removed in any urban developed areas.

Since the submittal of this letter and request, the City Council has had a preliminary meeting with Enbridge staff. As a result, the City is requesting that Enbridge and the City of Grand Rapids work together in order to collaboratively come to an amicable solution for the deactivation of Line 3 to ensure the protection of the City's WPA and to protect the environment as a whole.

Sincerely,

Dale Adams, Mayor

Tasha Connelly, Council Member Dale Christy, Council Member

Rick Blake, Council Member

Bill Zeige, Council Member

CC: Tom Pagel, City Administrator, Denny Doyle, Grand Rapids Public Utilities



CITY OF GRAND RAPIDS

Legislation Details (With Text)

File #:	17-0492	Version:	1	Name:	Consider amending the City's ordinance to allow operation of ATVs in a larger portion of the Central Business District.
Type:	Agenda Item	Status:			CC Worksession
File created:	7/6/2017	In control:			City Council Work Session
On agenda:	7/10/2017	Final action:			
Title:	Consider amending the City's ordinance to allow operation of ATVs in a larger portion of the Central Business District.				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	3804_001.pdf 7-10-17 ATV Map.pdf				

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

Consider amending the City's ordinance to allow operation of ATVs in a larger portion of the Central Business District.

Background Information:

Recently, the Itasca County Board of Commissioners modified their county ordinance to allow the operation of ATVs on county roads. Currently, the City of Grand Rapids Ordinance prohibits the operation of these vehicles in a portion of the Central Business District.

The Grand Rapids Chamber of Commerce and Visit Grand Rapids has approached the City asking that the Council consider amending the City's ordinance to allow operation of ATVs in a larger portion of the Central Business District. Mr. Pagel, City Engineer Wegwerth, Assistant Chief Schaar and Chief Johnson met with Chamber President Bud Stone on July 5, 2017 to discuss this request.

At this time the Police Department would like to introduce for Council discussion the attached draft of an amended ordinance that accommodates this request while maintaining traffic safety. ATVs would not be allowed to operate on state roadways, except in direct crossing. It also prohibits the crossing of Pokegama Avenue (State Hwy 169) at 2nd Street North and 3rd Street North. This is an area in which there is much traffic congestion and vehicle turning movements. We do experience a number of vehicle crashes at these two intersections.

The proposed amendments have been reviewed by City Attorney Sterle.

Staff Recommendation:

Discuss amending the City's ordinance to allow operation of ATVs in a larger portion of the Central Business District.

Sec. 66-76 -- all-terrain vehicles (ATVs).

(a) *Definitions.* For the purposes of Grand Rapids City Ordinances, the terms defined herein shall have the meaning ascribed to them:

ATV or all-terrain vehicle shall mean all-terrain vehicles defined in Minn. Stat. 84.92 as may be amended from time to time.

Person includes an individual, partnership, corporation, the State and its agencies and subdivisions, and any body of persons, whether incorporated or not.

Owner means a person, other than a lien holder, having property in or title to an ATV, entitled to the use or possession thereof.

Operator means a person who operates or is in actual physical control of an ATV.

Roadway means that portion of a highway improved, designed or ordinarily used for vehicular traffic.

ATVs.

(b) *ATV restrictions.*

- (1) Operation of an ATV within the city is prohibited except as authorized by this section.
- (2) ATVs shall not be operated within the following described area except as provided in this section:

~~Commencing at the point where the southerly extension of the west boundary of Third Avenue NW intersects with the Mississippi River, then north along the west boundary of Third Avenue NW to the north boundary of Fifth Street NW, thence east on the north boundary of Fifth Street North to the east boundary of Second Avenue NE to the Mississippi River to the point of beginning.~~

Commencing at the point where the southerly extension of the west boundary of Third Avenue NW intersects with the Mississippi River, thence north along the west boundary of Third Avenue NW to the south boundary of Fifth Street North, thence east on the south boundary of Fifth Street North to the west boundary of First Avenue NE, thence south along the west boundary of First Avenue NE to the north boundary of Third Street NE, thence west along the north boundary of Third Street NE to the west boundary of the alley between First Avenue NE and Pokegama Avenue, thence south along the west boundary of the alley between First Avenue NE and Pokegama Avenue to the Mississippi River to the point of beginning.

An ATV may be operated in the area described in this subsection in an emergency during the period of time when and at the location where snow upon the roadway renders travel by automobile impractical. A map of this restricted area can be obtained through the City's police department.

- (3) ATVs shall not be operated upon the campus of a hospital or school, upon the property of a skating rink, city park, playground or city property, except on designated ATV trails, nor shall they be operated within an area prohibiting their use by signs. A map of designated ATV trails can be obtained through the City's police department.
- (4) ATVs shall not be operated on city sidewalks, except those sections of sidewalk that are part of the city's designated ATV route.
- (5) Except in the most direct crossing thereof, ATVs shall not be operated along state roadways within the municipal limits of Grand Rapids.
- (6) ATVs shall not be operated upon the private property of another without claim of right or consent of the owner or consent of one who has the right to give consent except in an emergency situation.

C. *ATV allowed operation.* ATVs may be operated on the streets, avenues, alleyways and property of the city as follows:

- (1) An ATV may not be operated on the streets, avenues and alleyways of the city and designated city ATV trails unless:
 - a. The ATV is operated to the far right on the traveled portion of the street, avenue, alley or designated ATV trail as is reasonable and prudent.
 - b. The operator stops the ATV at every intersection.
 - c. The operator yields to the right-of-way of all motor vehicles and pedestrians.
 - d. The ATV is not operated at a speed greater than 15 miles per hour.
 - e. The ATV is not operated at a speed above the posted ATV speed limit.
 - f. All ATVs traveling in the same direction must travel in single file.
 - g. Except as provided in this Ordinance, all operation of all-terrain vehicles shall be in compliance with Minnesota Statutes 84.92 – 84.928 and Minnesota Rules Chapter 6102, as well as any other applicable Federal, state or local rule, regulation or ordinance.

(2) Operators of ATVs must abide by all state statutes and regulations.

(3) All ATVs operated on any street, avenue, alleyway, city property or designated ATV trail in the city shall be equipped as described in Minn. Stat. 84.928(2) and 6102.0040.

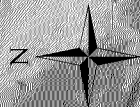
~~(4) Penalty.~~ Every person convicted of violation of any provisions in this sections shall be guilty of a misdemeanor. ~~the maximum penalty of which shall be a maximum penalty as determined by state law in effect at the time of the violation.~~

(Ord. No. 13-05-08, 5-28-2013)



Existing ATV Restriction Boundary

Proposed ATV Restriction Boundary



NW 5th St

NW 4th St

NW 3rd St

NW 2nd St

NW 3rd Ave

NW 2nd Ave

NW 1st Ave

Pokegama Ave N

NE 5th St

NE 4th St

NE 3rd St

NE 2nd St

NE 2nd Ave

NE 2nd Ave

NE 1st Ave

Itasca St

NE 3rd St

Itasca County Parking Lot

Itasca County Parking Lot

Library

Library

80'