

# AGENDA CITY COUNCIL - WORKSHOP MAPLE PLAIN CITY HALL October 27, 2025 5:30 PM

- 1. CALL TO ORDER
- 2. ADOPT AGENDA
- 3. DISCUSSION
  - A. MS4 Storm Water Petition
  - **B.** Park Improvement Plan
  - Good Neighbor Award Applications- Review
- 4. COUNCIL REPORTS AND OTHER BUSINESS
- 5. FUTURE WORKSHOP TOPICS
  - A. Code of Conduct
  - **B.** Water Study
  - C. Parking Regulations
  - D. City Hall Building
  - E. Ordinance Enforcement
  - **F.** Amendment Consideration in Chapter 6, Article 2 Nuisance Violation
  - G. Amendment Consideration in Chapter 5, Article 5 Solid Waste
  - H. Rainbow Park Improvements
- 6. ADJOURNMENT



# **Executive Summary**

City Council Workshop

**AGENDA ITEM:** MS4 Storm Water Petition

**PREPARED BY:** Jacob Kolander, City Administrator

**RECOMMENDED ACTION: Discussion** 

#### **Summary:**

The City of Maple Plain is currently regulated under the Municipal Separate Storm Sewer System (MS4) program pursuant to Minn. R. 7090.1010, Subp. 1.A, which incorporates federal criteria outlined in 40 CFR § 122.32. This regulation applies to operators of small MS4s located in urbanized areas with populations of 50,000 or more, or those otherwise designated by the permitting authority. Based on the 2020 Decennial Census, Maple Plain is no longer located within an urbanized area meeting the 50,000-population threshold. Furthermore, the Minnesota Pollution Control Agency (MPCA) has not designated Maple Plain under any other criteria outlined in 40 CFR § 122.32(a)(2). As such, the City may no longer meet the requirements for MS4 regulation.

In accordance with Minn. R. 7090.1010, Subp. 4.B., the MPCA has provided the City with the opportunity to submit a formal petition to the Commissioner requesting reevaluation of our designation. If granted, the City would be released from MS4 permit obligations.

## **Acknowledgments:**

- MPCA has indicated that, based on current data, the petition will likely be granted.
- Future redesignation is possible via:
  - 1. A third-party petition under Minn. R. 7090.1010, Subp. 2.
  - 2. Future Census data indicating population growth or urban expansion.

#### **Recommendation:**

Staff recommend that the City Council directs staff to put on the Council Business Meeting Consent agenda the submission of the attached petition to the MPCA requesting reevaluation of Maple Plain's MS4 designation. This action may reduce regulatory burden while maintaining transparency and compliance with applicable rules.



# MS4 petition for reevaluation for reeval

# Section 3, Item A.

520 Lafayette Road North St. Paul, MN 55155-4194

# Municipal Separate Storm Sewer Systems (MS4) Program

Doc Type: Petition

Instructions: Complete this form if you want your municipality to be reevaluated as a regulated MS4, as described under Minn. R. 7090.1010, subp. 4, item B.

#### Submit the completed form to:

Attn: MS4 Program Supervisor Minnesota Pollution Control Agency 520 Lafayette Road North St. Paul, MN 55155-4194

Email a signed, scanned PDF copy to <a href="ms4permitprogram.pca@state.mn.us">ms4permitprogram.pca@state.mn.us</a>

Questions: Please contact the Minnesota Pollution Control Agency (MPCA) staff person assigned to your MS4, using the MPCA website at https://stormwater.pca.state.mn.us/index.php?title=List of MS4 permittee staff assignments.

#### Section I. MS4 information

| A. MS   | 4 owner   |  |   |  |  |  |  |
|---------|---|--|---|--|--|--|--|
|         | (City, county, community, municipality, government agency, or other party/entity) with ownership or operational responsibility, or control of the $MS4$ ).  |  |   |  |  |  |  |
| MS      | 4 name:   | c  | County:   |  |  |  |  |
|         |   |  |   |  |  |  |  |
|         | <i>r</i> :  |  | Zip code:   |  |  |  |  |
| B. MS   | 4 general contact   |  |   |  |  |  |  |
| (SV     |   |  | Stormwater Pollution Prevention Program<br>IS4 General Stormwater Permit compliance   |  |  |  |  |
| Cor     | ntact name:   |  | Title:  |  |  |  |  |
| Mai     | iling address:  |  |   |  |  |  |  |
|         |   |  | Zip code:   |  |  |  |  |
|         |   |  |   |  |  |  |  |
| n accor |   | ubp. 4, item B, you are requesting that the ur MS4 continues to meet the criteria esta | Commissioner of the MPCA reevaluate the ablished in Minn. R. 7090.1010, subp. 1 and 2 |  |  |  |  |
|         |   | •  | sections  |  |  |  |  |
| 1. FIG  | Please select your appropriate MS4 type and complete the corresponding sections.  ☐ City – Complete Section II.C, Section II.D (if applicable), and Section III.  |  |   |  |  |  |  |
|         | ☐ Township - Complete Section II.C, Section II.D (if applicable), and Section III.  |  |   |  |  |  |  |
|         | ☐ Hospital – Complete Section II.B, Section II.D (if applicable), and Section III.  |  |   |  |  |  |  |
|         | ☐ College/University – Complete Section II.B, Section II.D (if applicable), and Section III.  |  |   |  |  |  |  |
|         | ☐ Correctional Facility – Complete Section II.B, Section II.D (if applicable), and Section III.   |  |   |  |  |  |  |
|         | ☐ County - Complete Section II.B.1 and 2, Section II.D (if applicable), and Section III.  |  |   |  |  |  |  |
|         | ☐ Watershed District - Complete Section II.B.1 and 2, Section II.D (if applicable), and Section III.  |  |   |  |  |  |  |
|         |   | omplete Section II.B.1 and 2, Section II.D   |   |  |  |  |  |
|         | Note: The MS4 mapping tool ( <a href="https://pca-gis02.pca.state.mn.us/ms4/index.html">https://pca-gis02.pca.state.mn.us/ms4/index.html</a> ) is available for your use. The MS4 mapping tool can depict applicable features referenced in this form, including Lithanized Area (LIA). Outstanding Resource Value Waters |  |   |  |  |  |  |

(ORVWs), trout streams, and impaired waters.

B. Hospitals, colleges, universities, and correctional facilities must answer questions 1 through 5, below. Counties, Watershed Districts, and State Hwy Departments must only answer questions 1 and 2, below. Minn. R.

Section 3, Item A.

|    | 709                | 0.1010, subp                                    | o. 1.A.].   |                                  |  |
|----|--------------------|---|---|----------------------------------|--|
|    | 1.                 | Is your public<br>Census?                       | cly owned entity located within the UA in   | whole o                          | r in part, as determined by the most recent Decennial  |
|    |                    | ☐ Yes   | Answer next question.   | ☐ No                             | Skip to Section II.D.  |
|    | 2.                 |   | operate stormwater conveyances/infrastr<br>gardens, etc.) within the UA?  | ucture (                         | e.g., curb and gutter, pipes, ditches, swales, stormwater  |
|    |                    | ☐ Yes   | Answer next question.   | ☐ No                             | Skip to Section II.D.  |
|    | 3.                 | Does your po                                    | ublicly-owned entity have a resident capa   | city of 1                        | ,000 or more?  |
|    |                    | ☐ Yes   | Enter number of residents below.  | ☐ No                             | Answer next question.  |
|    |                    |   | Number of residents:  | _                                |  |
|    | 4.                 | Does your po                                    | ublicly-owned entity have a bed-count oc  | cupancy                          | of 1,000 or more?  |
|    |                    | ☐ Yes   | Enter bed count below.  | ☐ No                             | Answer next question.  |
|    |                    |   | Bed count:  | _                                |  |
|    | 5.                 | Does your po                                    | ublicly-owned entity have an average-dai  | ly user p                        | opulation of 1,000 or more?  |
|    |                    | ☐ Yes   | Estimated average-daily user population   | n below.                         | □ No   |
|    |                    |   | Estimated average-daily user population   | າ:                               |  |
| C. | Citi               | es and towns                                    | ships must answer questions 1 throug  | ıh 6 bele                        | ow.  |
|    | 1.                 | Does your ci<br>swales, storr                   | ty or township own/operate stormwater c   | onveyar                          | nces/infrastructure (e.g., curb and gutter, pipes, ditches, us determined by the most recent Decennial Census? [Minn.  |
|    |                    | ☐ Yes   | Answer next question.   | ☐ No                             | Answer next question.  |
|    | 2.                 |   |   |                                  | pased on the most recent Decennial Census or approved<br>Stat. ch. 414? [Minn. R. 7090.1010, subp. 1.B.(2)]  |
|    |                    | ☐ Yes   | Answer next question.   | ☐ No                             | Answer next question.  |
|    | 3.                 |   |   |                                  | sed on the most recent Decennial Census or approved<br>Stat. ch. 414? [Minn. R. 7090.1010, subp. 1.B.(3)]  |
|    |                    | ☐ Yes   | Answer next question.   | ☐ No                             | Skip to Section II.D.  |
|    | 4.                 | Does your m<br>subp. 1.B.(3)                    |   | ORVW a                           | as identified in Minn. R. 7050.0335? [Minn. R. 7090.1010,  |
|    |                    | ☐ Yes   | Answer next question.   | ☐ No                             | Answer next question.  |
|    | 5.                 |   | nunicipality discharge stormwater into a tr<br>n. R. 7090.1010, subp. 1.B.(3)(b)]   | out lake                         | or trout stream as identified in Minn. R. 6264.0050, subp. 2   |
|    |                    | ☐ Yes   | Answer next question.   | ☐ No                             | Answer next question.  |
|    | 6.                 | United States                                   |   | se wate                          | ed as impaired under section 303(d) of the Clean Water Act, rs listed as impaired solely for mercury (Hg) or p. 1.B.(3)(c)]  |
|    |                    | ☐ Yes   |   | ☐ No                             |  |
| D. | For<br>map<br>etc. | example, incl<br>os of your MS<br>). Once you h | ude maps of most recent jurisdictional bo<br>4 conveyance systems as they relate to l<br>ave completed Section II.D. (if applicable | oundarie<br>Jrbanize<br>e), comp | r petition in the space below or attach as a separate file. s, completed orderly annexation agreements, photographs, ed Area as determined by the most recent Decennial Census lete the certification in Section III and submit the petition. ation related to information submitted on this form. |
|    |                    |   |   |                                  |  |

Section 3, Item A.

# Section III. Certification

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons, who manage the system or those persons directly responsible for gathering the information, the information submitted is to the best of my knowledge and belief, true, accurate, and complete.

| Authorized representative |  |
|---------------------------|--|
|---------------------------|--|

| Print name: | Title:             |
|-------------|--------------------|
| Signature:  | Date (mm/dd/yyyy): |

Note: This form will not be processed without a completed certification



# **Executive Summary**

City Council Workshop

AGENDA ITEM: Park Improvement Plan

PREPARED BY: Mike DeLuca Councilmember

Kevin Larson – Asst. City Administrator

RECOMMENDED ACTION: Approval to include the items in the 5-year CIP plan

## **Summary:**

As a final step, staff reached out to the League of Minnesota Cities to visit the parks to provide suggestions for park safety and ADA loss control. On October 1<sup>st</sup>, staff met with the League of Minnesota Cities (LMC) to inspect the parks. The purpose of the visit was to conduct a non-certified park and playground safety and ADA compliance inspection. As a result of this visit, a list of recommended improvements was created for the city to consider.

Staff are looking for approval official approval of the key list items and guidance on prioritization to submit to ABDO to include in the 5-year CIP plan.

# Recital: Scope and Perspective of the Citizens Advisory Panel on Public Spaces History

The advisory panel was composed of two residents, Nicole Kumerow and Kenzie Ervin, as well as Councilmember Mike DeLuca and Assistant City Administrator Kevin Larson. The group conducted site visits to each park, walking through the areas and discussing potential improvements. The Council evaluated the recommended items and made decisions on viability of the items. The key item list and the maps of each park can be found in the following exhibits.

At this point, the advisory panel's role is considered complete.

## **Park Improvement Funding**

Park Improvement Fund has a balance of \$139,922.04 as of 9/22/2025. Staff will also seek out grants where appropriate. A complete breakdown of the park improvement fund will be provided by ABDO Finance in the 5-year CIP plan.

# **Community Support**

Once the comprehensive list is approved, we will reach out to the local Eagle Scouts and show them the list of projects we intend to work on. Possible service projects for badges.

# **Approval needed**

We need official approval of the key list items and guidance on prioritization to support park improvements. Once we have the approval and prioritization guidance, we will submit the list to ABDO to include it in the 5-year CIP plan.

#### Exhibits:

- A. Key Item list Items
- B. LMC Park Safety and ADA Loss Control Letter
- C. Map of Veterans Memorial Park
- D. Map of Rainbow Park
- E. Map of Bryantwood Park
- F. Map of Pioneer Park
- G. Oak St. Tot Lot

# Exhibit A - Key Item List

|                        | lana liak  |               | Staff Priority | Council  |
|------------------------|--|---------------|----------------|----------|
|                        | Item List  | est cost      | Reco           | Priority |
|                        | Park Safety and ADA Loss Control measures  |               | High           |          |
|                        | Main parking lot - 115 spaces- handicap space need sign and post for current     |               |                |          |
|                        | spots and need 3 additional spots with sign, post, and striping                  | \$<br>415     |                |          |
|                        | Secondary parking lot 1 handucap space   | \$<br>95      |                |          |
|                        | Playground sign - replace with pictogram sign                                    | \$<br>26      |                |          |
|                        | 2 Additional ADA picnic tables   | \$<br>1,298   |                |          |
|                        | Ground-level play components - need a min of 1 additional                        | \$<br>1,000   |                |          |
|                        | ADA child swing safety strap   | \$<br>50      |                |          |
| ark                    | Playground fill replacement - pour-in-place (recommended)                        | \$<br>64,650  |                |          |
| JE<br>O                | Playground fill replacement - loose rubber mulch (alternative option)            | \$<br>23,900  |                |          |
| oriś                   | Railing on the band shell ADA ramp   | \$<br>2,000   |                |          |
| em                     | Bandshell outlet covers - 2 total  | \$<br>12      |                |          |
| Σ<br>σ                 | Bathroom door replacement  | \$<br>1,316   |                |          |
| Veterans Memorial Park | Sidewalk around the bandshell - currently not ADA compliant (est 570 sq ft)      | \$<br>5,700   | High           |          |
| Vet                    | Walkway adjusted to prevent driving on grass and the sidewalk (2 fixed Bollards) | \$<br>1,400   | High           |          |
|                        | Consession stand, Announcer booth and Dugout- Shingles, sofit, Facia             | \$<br>40,000  | High           |          |
|                        | <b>E</b> lag lights  | \$<br>800     | High           |          |
|                        | Paint the concession stand and announcer booth (1,800 sq ft.)                    | \$<br>5,880   | Medium         |          |
|                        | Shade trees (est 5 trees)  | \$<br>1,500   | Medium         |          |
|                        | Picnic Shelter with bathrooms & kitchenette                                      | \$<br>300,000 | Medium         |          |
|                        | Pollinator garden  | \$<br>1,200   | Low            |          |
|                        | Seal Coating for walkways  | \$<br>1,472   | Low            |          |
|                        | More benches around the playgrounds (2X)   | \$<br>6,000   | Low            |          |
|                        | Total  | \$<br>434,814 |                |          |

|              |   |               | Staff Priority | Council  |
|--------------|---|---------------|----------------|----------|
|              | Item List   | est cost      | Reco           | Priority |
|              | Park Safety and ADA Loss Control measures                                     |               | High           |          |
|              | Replacement of the infant swings (higher priority)                            | \$<br>3,200   |                |          |
|              | Replace the playstructure   | \$<br>81,700  |                |          |
|              | Ground-level play components - need a min of 1 additional                     | \$<br>1,000   |                |          |
|              | Circle parking lot - needs 1 handicap parking spot - sign, post, and striping | \$<br>95      |                |          |
|              | Playground sign - replace with pictogram sign                                 | \$<br>26      |                |          |
|              | 1 Additional ADA picnic tables  | \$<br>649     |                |          |
|              | Playground fill replacement - pour-in-place (recommended)                     | \$<br>99,300  |                |          |
| <del>Հ</del> | Playground fill replacement - loose rubber mulch (alternative option)         | \$<br>36,431  |                |          |
| Rainbow Park | Paint teeter totter (scrape and paint)  | \$<br>400     |                |          |
| WOO          | Park shelter GFCI outlets - need to upgrade two                               | \$<br>360     |                |          |
| äint         | Bathrooms ramp to get into the doors  | \$<br>150     |                |          |
| č            | Bathrooms handrails   | \$<br>230     |                |          |
|              | Alternate solution - rent an ADA portable bathroom (annual cost)              | \$<br>1,500   |                |          |
|              | De rink maintence - replacement of fiber boards                               | \$<br>40,000  | High           |          |
|              | Ece rink maintence - Level the ground   | \$<br>10,125  | High           |          |
|              | <b>B</b> lag lights   | \$<br>800     | High           |          |
|              | Pickleball courts - convert one of the tennis courts to a pickle ball court   | \$<br>6,500   | Medium         |          |
|              | Resurface of tennis/pickle ball court   | \$<br>5,000   | Medium         |          |
|              | Restore the gravel walkways to grass  | \$<br>11,667  | Medium         |          |
|              | Seal Coating for walkways   | \$<br>9,476   | Low            |          |
|              | Total   | \$<br>270,678 |                |          |

|            |   |               | Staff Priority | Council  |
|------------|---|---------------|----------------|----------|
|            | Item List   | est cost      | Reco           | Priority |
|            | Park Safety and ADA Loss Control measures   |               | High           |          |
|            | Playground fill replacement - pour-in-place (recommended)   | \$<br>78,630  |                |          |
|            | Playground fill replacement - loose rubber mulch (alternative option)   | \$<br>28,946  |                |          |
|            | Street handicap parking - 1 at each enterence   | \$<br>190     |                |          |
|            | Playground sign - with pictogram sign 1 for each structure (3)  | \$<br>78      |                |          |
|            | 1 Additional ADA picnic tables  | \$<br>649     |                |          |
| Orventused | Replace the stainless steel playstructure   | \$<br>61,700  |                |          |
| Bryantwood | Replacement of the infant swings (higher priority) and address the exit zones   | \$<br>3,200   |                |          |
| Park       | ADA child swing safety strap  | \$<br>50      |                |          |
|            | Concrete pad and 1 Additional ADA picnic tables (outside of play area)  | \$<br>2,189   |                |          |
|            | Replace railroad ties with cement around the playgrounds with accessibility access point and expand the exit zone for the slide | \$<br>24,900  | High           |          |
|            | More shade trees around the playground (est 10 trees)   | \$<br>3,000   | Medium         |          |
|            | More benches around the playgrounds (2X)  | \$<br>6,000   | Low            |          |
|            | Seal Coating for walkways   | \$<br>2,352   | Low            |          |
|            | Total   | \$<br>182,938 |                |          |

|   |              |   |              | Staff Priority | Council  |
|---|--------------|---|--------------|----------------|----------|
|   |              | Item List   | est cost     | Reco           | Priority |
| P | Pioneer Park | Convert to a dog park (est 9k sq. ft) or a drive through business | \$<br>21,500 | Low            |          |
|   |              | Seal Coating for walkways   | \$<br>2,548  | Low            |          |
|   |              | Total   | \$<br>24.048 |                |          |

|         |   |              | Staff Priority | Council  |
|---------|---|--------------|----------------|----------|
|         | Item List   | est cost     | Reco           | Priority |
|         | Park Safety and ADA Loss Control measures                             |              | High           |          |
|         | Ground-level play components - need a min of 1 additional             | \$<br>1,000  |                |          |
|         | Street handicap parking - 1 spot                                      | \$<br>95     |                |          |
| Tot Lot | Playground sign - replace with pictogram sign                         | \$<br>26     |                |          |
|         | Playground fill replacement - pour-in-place (recommended)             | \$<br>27,600 |                |          |
|         | Playground fill replacement - loose rubber mulch (alternative option) | \$<br>10,981 |                |          |
|         | Move the trash bin to a cement slab                                   | \$<br>200    | Medium         |          |
|         | Total   | \$<br>28,921 |                |          |

note: all alternative options are not included in the totals for each park



Kevin Larson – klarson@mapleplainmn.gov
Assistant City Administrator
City of Maple Plain
5050 Independence Street
Maple Plain, MN 55359

October 2, 2025

Re: Park Safety and ADA Loss Control Survey Conducted on 10/01/2025

Kevin,

At your request, Marc Dunker and I met with you to conduct a park safety and ADA compliance survey at Veterans, Rainbow, Bryantwood, and "Tot-Lot" city parks. This was in conjunction with your participation in the League of Minnesota Cities Insurance Trust (LMCIT) Insurance program.

#### **Purpose of Visit**

The purpose of our visit was to conduct a non-certified park and playground safety and ADA compliance inspection. As a result of this visit, we created a priority list of needs for the city to consider.

#### Statement of Findings

Our inspection took us to four locations. Overall, the locations show average or better condition with average or better maintenance and repair. Most park structures were in safe condition with only a few serious concerns which will be detailed below. The city has a park system that shows pride and care for users. Correcting deficiencies and making slight improvements to maintenance will extend the life of playground equipment, while providing a positive and safe experience for users.

One significant issue was noted in all parks, and that is the lack of accessible play features for people with disabilities. This is a complicated subject and rather than make specific examples, I encourage you to read and understand the guides and documents I have provided as attachments.

No park is perfect, and we found some deficiencies which will be covered below. Several of the concerns identified repeated themselves throughout the inspection, so rather than provide repeat suggestions please understand that the recommendations apply to any occurrence of said issue. These will be identified with an asterisk \*. Not all suggestions or recommendations are represented in the attached photo template.

#### Veteran's Park – See photo template for photos of some conditions.

- \*There are no handicapped parking spaces at this park. Federal law has specific requirements for parking spaces. In parking lots of 0-25 spaces the minimum ADA parking space requirement is one. If no parking lot is provided, consider street parking with designated ADA space(s).
- \*Park signage is minimal. While it meets the standard for signage, better options may include pictograms rather than all words, along with certain safety requirements.
- Maintain adequate ADA picnic tables in all parks

PH: (651) 281-1200

TF: (800) 925-1122

- o If there are 1 or 2 picnic tables all/both must be ADA compliant
- o More than 2 tables, 20% of the total number must be ADA compliant
- See attached quick card for details and ideas for retrofit as well as specific design requirements
- The park lacks ADA play features for children with disabilities. Please see the attached document that provides a ratio of compliant play features in parks.
- On the ADA child's swing seat, the strap is missing this should be replaced
- \*According to ASTM F1292 Impact Attenuating Surface Systems should be installed and maintained.
  - Engineered Wood Fiber (EWF) is a good fall attenuation product if installed to the proper depth.
  - We discussed Poured in Place (PIP) surfaces, and while it offers slightly better head injury protection than EWF, it does not provide protection against long-bone injuries such as ulna, radius, tibia, and fibula fractures.
  - All parks are in the same condition, the EWF is inadequate due to decomposition and displacement. It may be necessary in high use parks to perform daily inspections and maintenance to prevent deficiencies. High traffic areas such as below swings and at slide chute exits are especially vulnerable to "kick-out" and should be cared for accordingly.
  - o Some cities have incorporated EWF along with heavy duty rubber mats in high traffic areas.
- The ADA ramp to the bandshell should have a railing along the outside edge to assist people
  ascending this ramp. It also helps prevent wheelchairs or mobility devices from falling off the edge.
- There are several outlets around the bandshell that are missing weather covers.
  - The city should self-inspect any and all locations (not only parks) where outlets are provided and be sure these devices are GFCI protected as well as properly housed inside weather resistant covers.
- The bathrooms at the park meet minimal ADA requirements, however the door on the men's room
  is damaged such that it is not easy to open. This door should be repaired to allow easy access for
  all users.

# Rainbow Park – See photo template for photos of some conditions.

- \*Park lacks ADA inclusive play features see bullet point #4 under Veterans Park.
- \*As mentioned above, handicap parking and accessibility is important. Both need improvement at this park. We discussed creating a cut out in the edging materials around the play area to allow access. Additionally, handicapped parking stalls are suggested.
- \*Playground signage see bullet point #2 under Veterans Park.
- \*Picnic Tables See bullet point #3 under Veterans Park.
- \*EWF fall attenuation materials is insufficient see bullet point #6 under Veterans Park
- According to ASTM and the Consumer Products Safety Commission, (CPSC) swing sets should have no more than 2 swings per bay. When the structure is in good condition consider removing the center swing and chains and hardware and relocating the outer swings toward center to allow greater distance between swing seats and swing set legs.
- Teeter totter at this park has peeling paint. Scrape and re-finish.
- The swing set has a damaged leg that may compromise stability of this play feature. Due to this and
  other structural issues with this swing, it is recommended that the swing set be removed from
  service and destroyed.

- Handles on the climber are broken and have significant potential for serious injury including strangulation. We verbally discussed the urgency of this repair and discussed strategies for taking the feature out of service until repairs can be made. This is a high priority issue.
- We discussed this but I wish to remind you that it is recommended that all replacement parts, including nuts, bolts, chains, and all parts be purchased directly from the manufacturer. This assures the city of proper quality and fit.
- Park shelters and other buildings may have accessibility issues. Be sure that access to these
  buildings are unobstructed with "firm and stable" access paths and no significant change in ground
  level height that would impede access in a wheelchair or other mobility device.
- Bathroom building is not ADA compliant the city could consider renting a handicapped accessible portable toilet from a vendor. If/when major renovations are undertaken at this park, the toilet buildings should be modified to be ADA compliant.
- Electrical outlets in the park shelter lack GFIC technology. GFCI outlets are a code requirement in all damp weather locations.

## Bryantwood Park - See photo template for photos of some conditions.

- There is a sinkhole developing near a drain grate. This hidden danger should be addressed
  immediately. The markers used to indicate the hazard only draw attention and they do not prevent
  injury. Fill in the hole or cordon off the area until repairs can be made.
- \*Park lacks ADA inclusive play features see bullet point #4 under Veterans Park.
- \*As mentioned above, handicap parking and accessibility is important. Both need improvement at
  this park. We discussed creating a cut out in the edging materials around the play area to allow
  access. Additionally, handicapped parking stalls are suggested.
- \*Playground signage see bullet point #2 under Veterans Park.
- \*Picnic Tables See bullet point #3 under Veterans Park.
- \*EWF fall attenuation materials are insufficient see bullet point #6 under Veterans Park
- According to ASTM and the Consumer Products Safety Commission, (CPSC) swing sets should have no more than 2 swings per bay. When the structure is in good condition consider removing the center swing and chains and hardware and relocating the outer swings toward center to allow greater distance between swing seats and swing set lets.
- There is an older climbing and slide feature at this park prominently featuring a stainless-steel slide
  and other features. Due to the age of the equipment and the evolution of playground code
  requirements, the city may find it advantageous to remove this feature permanently from the
  park. There are so many deficiencies that are beyond repair. A few are listed here.
  - o Fire pole with inadequate head clearance
  - o Gaps and entanglement hazards at top of slide
  - Surface of the stainless-steel slide was in excess of 160 degrees Fahrenheit on the day of inspection posing a serious burn potential for users
  - o Graffiti including lewd remarks and profanity are written on the underside of the feature
- There is a yellow slide on the smaller children's playground that has a gap between the platform and slide that could pose an entanglement hazard.
- Same slide has inadequate distance between slide exit and wooden barriers. Minimum 72"
- There is a swing set with bucket seats for small children that lacks proper fall zones in front of swing.

- A horizontal ladder (monkey bars) has upward facing protrusions and bolts that could pose entanglement/strangulation hazards.
  - This equipment is of an age and quality that the city may just consider removal.
- There is an ADA child swing with a broken clip replace strap/clip
- There are park benches in the play zone. Generally, this is discouraged as it creates unnecessary hazards. However, since these are well maintained and currently far enough away from play zones, I will not suggest removal. However, providing seating that is not ADA accessible could be a liability concern for the city. Consider adding a concrete pad for parking a wheelchair near the park bench. However, I implore you be mindful of allowing adequate fall zones for installed play equipment.
- There are a couple of trees on the west end of this park, a pine tree and a box elder that have dead limbs. If these are on city property, the city should consider following their tree maintenance program and removing dead or dangerous trees and branches.

Tree safety – while this may not fit exactly into any priority list, the city should understand that it holds some responsibility for safety as it pertains to trees. Obviously damaged or diseased trees should be removed or trimmed as needed. While storm damage may cause a tree to fall, and we would like to think that is outside our ability to control, if in fact the tree has prior damage or even hidden disease that may contribute to it falling (and causing damage or injury) liability may land on the city. Consider hiring an arborist or qualified tree service contractor to visually inspect trees on city property (boulevards, parks, etc.) and follow their recommendations.

#### "Tot-Lot" Park – See photo template for photos of some conditions.

- \*Park lacks ADA inclusive play features see bullet point #4 under Veterans Park.
- \*As mentioned above, handicapped parking and accessibility is important, handicapped parking stalls are suggested.
- \*Playground signage see bullet point #2 under Veterans Park.
- \*EWF fall attenuation materials is insufficient see bullet point #6 under Veterans Park

In addition to the items listed above, the parks generally lack shaded play areas for children. While this is not an urgent issue, future planning and modifications should include natural or man-made shade structures to provide relief for users, protection against harmful sun rays, and to help cool play surfaces which can reduce burn injuries.

As you approach the topics discussed, budget will also become one of those topics. Below are a few grant ideas the city may consider for funding. Some of these may be closed but have been viable options in the past.

https://mn.gov/dhs/partners-and-providers/grants-rfps/disability-innovation-grants/

https://www.disability.state.mn.us/technical-assistance/access-for-businesses/

https://usafundingapplications.org/v9/c/

https://leadcenter.org/state\_policies/disability-services-innovation-grants-2/

Thanks again for the time and courtesy extended to Marc and me during our visit. Please reach out to me for additional assistance with today's discussion.

If you have safety or loss control related questions, please do not hesitate to contact me.

Olivia Bontems

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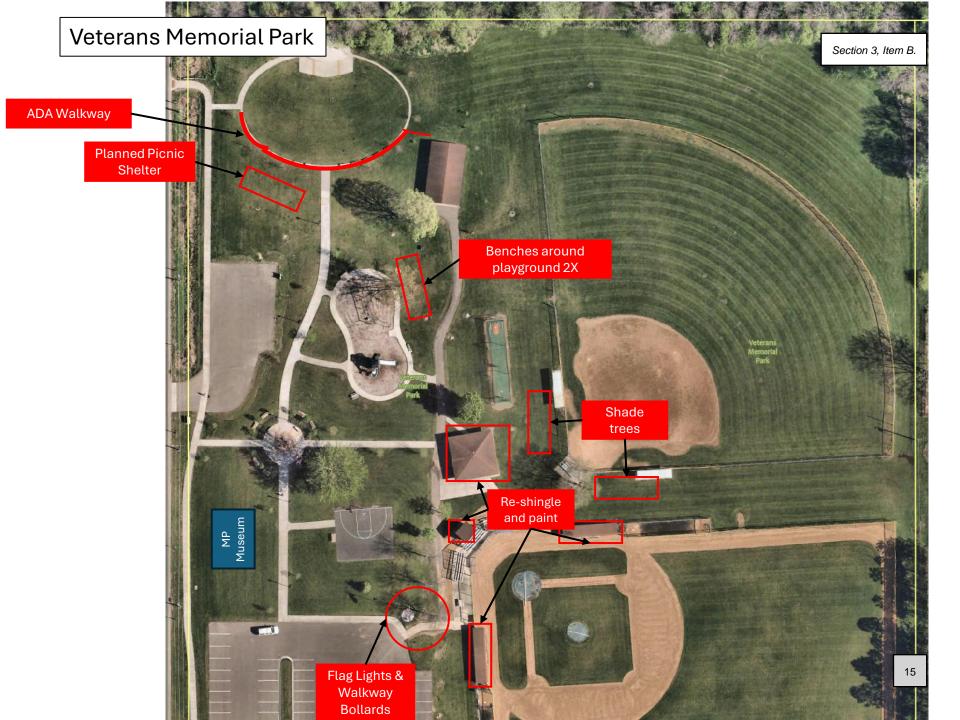
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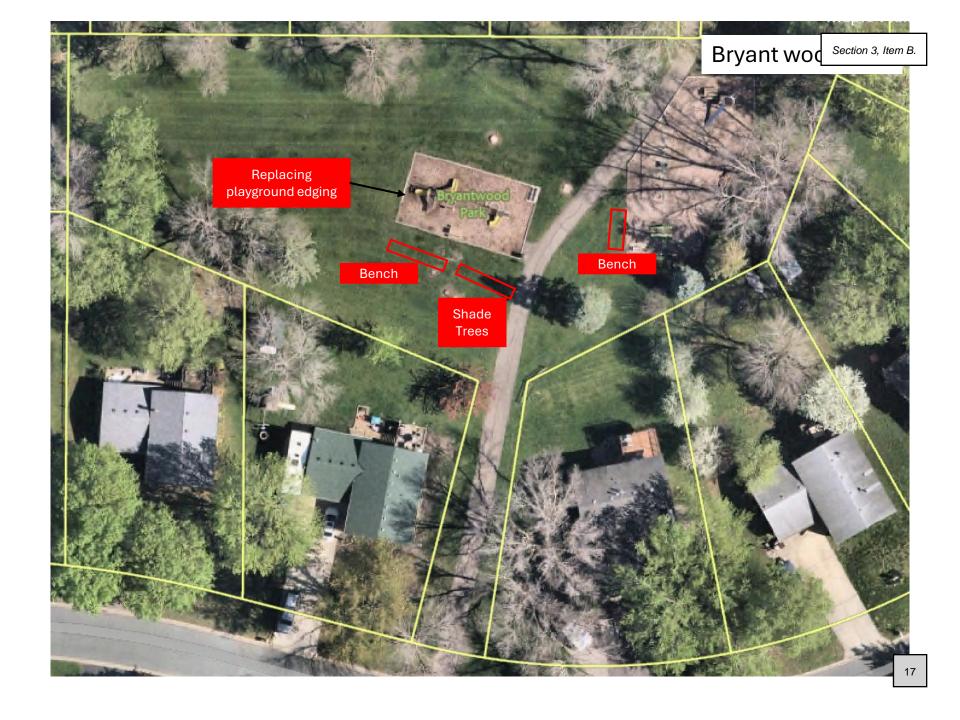
#### Attachments:

- Accessibility Guide for Small Towns
- Accessible Play Areas
- ADA Play Surfaces
- ADA Quick Reference Guide
- ADA Ramps and Landings
- ADA Transition Plan Template
- ADA.GOV Parking Info
- Outdoor Park and Trail Accessibility
- Playground Requirements and Best Practices



Section 3, Item B.











# **Executive Summary**

City Council Workshop

**AGENDA ITEM:** Good Neighbor Award Applications - Review

**PREPARED BY:** Jacob Kolander, City Administrator

**RECOMMENDED ACTION: Discussion and selecting a reward recipient** 

# **Summary:**

The council was provided with the Good Neighbor Nomination forms in their email with the Council packet.