

Pursuant to due call and notice thereof, a regular meeting was duly held at the City Hall, 7516 80th Street South, on the 5th day of April, 1978 at 7:30 o'clock p.m.

The following members were present: Mayor Peterson  
Councilman Hammero  
Councilman Denzer  
Councilman McHattie  
Councilman Amundson

And the following were absent: None.

Mayor Peterson presided at the meeting.

The minutes of the March 17, 1978 regular meeting were reviewed. There being no additions or corrections, the minutes were approved as mailed.

The minutes of the March 22, 1978 special meeting were reviewed. There being no additions or corrections, the minutes were approved as mailed.

The Clerk presented an affidavit showing publication in the official newspaper of the Notice of Hearing to be held on this date and at this time with respect to the proposed assessments for water main, sanitary sewer, storm sewer, and house services in the Highlands 2nd Addition, which affidavit was examined, approved and ordered placed on file in the office of the City Clerk.

The Clerk then read aloud the Notice of Public Hearing.

The Mayor then opened the hearing for consideration of any comments or objections.

The City Attorney advised the Council that this hearing was being held in accordance with Minnesota law.

There being no objections, Councilman Amundson introduced the following resolution and moved for its adoption:

RESOLUTION NO. 78-29

RESOLUTION ADOPTING SPECIAL ASSESSMENTS FOR THE  
INSTALLATION OF WATER, SANITARY SEWER, STORM SEWER  
AND HOUSE SERVICES FOR THE HIGHLANDS 2ND ADDITION

WHEREAS, pursuant to proper notice duly given as required by law, the City Council has met and heard and passed upon all objections to the proposed assessment for the installation of water, sanitary sewer, storm sewer and house services for the Highlands 2nd Addition, now

THEREFORE, BE IT RESOLVED, by the Council of the City of Cottage Grove, County of Washington, State of Minnesota:

1. Such proposed assessment, a copy of which is attached hereto and made a part thereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby levied against it.

2. Such assessment shall be payable in equal annual installments extending over a period of five (5) years, the first of the installments to be payable on or

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before the first Tuesday in January, 1979 and shall bear interest at the rate of 7.5 per cent per annum from the date of the adoption of this assessment resolution. To the first installment, shall be added interest on the entire assessment from the date of this resolution until December 31, 1979. To each subsequent installment, when due, shall be added interest for one year on all unpaid installments.

3. The owner of any property so assessed may, at any time prior to certification of the assessment to the County Auditor, pay the whole of the assessment on such property, with interest accrued to the date of payment, to the City Treasurer, except that no interest shall be charged if the entire assessment is paid within thirty (30) days from the adoption of this resolution; and he may, at any time thereafter, pay to the County Treasurer, the installment and interest in process of collection on the current tax list, and he may pay the remaining principal balance of the assessment to the City Treasurer.

Such payment must be made before November 20th or interest will be charged through December 31st of the next succeeding year.

4. The Clerk shall file the assessment rolls pertaining to this assessment in his office and shall certify annually, to the County Auditor, on or before October 10th of each year, the total amount of installments and interest which are to become due in the following year on the assessment on each parcel of land included in the assessment roll.

Passed this 5th day of April, 1978.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman Denzer. Upon vote being taken thereon, the following voted in favor thereof: Councilman Amundson, Councilman Denzer, Councilman Hammero, Councilman McHattie and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

The Clerk presented an affidavit showing publication in the official newspaper of the Notice of Hearing to be held on this date and at this time with respect to the application of the Cottage Grove Athletic Association for a Temporary "On Sale" Non-Intoxicating Malt Liquor License for June 24, 1978, which affidavit was examined, approved and ordered placed on file in the office of the City Clerk.

The Clerk then read aloud the Notice of Public Hearing.

The Mayor then opened the hearing for consideration of any comments or objections.

The City Attorney advised the Council that this hearing was being held in accordance with the City Code.

There being no objections to the application, motion that the application of the Cottage Grove Athletic Association for a Temporary "On Sale" Non-Intoxicating Malt Liquor License for June 24, 1978 at Hamlet Park Ballfields described as "Tract C, Registered Land Survey #30" be approved and that the permit fee be waived, made by Councilman McHattie. Seconded by Councilman Denzer. Carried 4 ayes, 1 nay. Councilman Amundson voting nay.

The Mayor dispensed with the regular agenda and moved to Item VI-Hoffert & Hoffert - Application For Rezoning To Multi Family.

A member from the firm of Harry S. Johnson Land Surveyors, representing Hoffert & Hoffert, made a presentation to the Council as to their reasons for requesting the rezoning of certain property located in the City of Cottage Grove.

Mr. David Burkholz of 7584 Immanuel Avenue South and Mr. Tim Muellner of 7380 Illies Avenue South, representing concerned citizens, appeared before the Council and presented a petition containing approximately 801 signatures against the proposed rezoning, which petition was received and ordered placed on file in the office of the City Clerk.

Motion that the application of Hoffert & Hoffert for rezoning that property described as "The Southeast Quarter of the Northeast Quarter of Section 8, Township 27 Range 21, County of Washington, State of Minnesota, excepting that part located in Rolling Hills 1st Addition according to the recorded plat thereof, Washington County, Minnesota,

and

The Northeast Quarter of the Southeast Quarter of Section 8, Township 27 Range 21, County of Washington, State of Minnesota

except

All that part of the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter; all in Section 8, Township 27, Range 21, Washington County, Minnesota, described as follows:

Beginning at the intersection of the southwesterly line of 75th Street South as platted in Rolling Hills 1st Addition, according to the recorded plat thereof; thence South 62 degrees 30 minutes 00 seconds East along said southwesterly line of 75th Street South, a distance of 43.00 feet; thence Southeasterly along said Southwesterly line of 75th Street South, on a tangential curve, concave to the Southwest, having a radius of 353.65 feet and a central angle of 17 degrees 07 minutes 16 seconds, for a distance of 105.68 feet; thence South 45 degrees 22 minutes 44 seconds East along said Southwesterly line of 75th Street South, a distance of 310.22 feet; thence South 33 degrees 14 minutes 17 seconds West a distance of 140.00 feet; thence North 45 degrees 22 minutes 44 seconds West a distance of 304.00 feet; thence North 51 degrees 35 minutes 27 seconds West a distance of 141.61 feet to said Southeasterly line of Hyde Avenue South; thence North 27 degrees 30 minutes 00 seconds East along said Southeasterly line of Hyde Avenue South, a distance of 130.00 feet to the point of beginning"

from "R-4" Medium Density Residential to "R-5" Multiple Family District, be denied based on the following rationale:

1. If the parcel was developed at maximum density allowed by the "R-5" Multiple Family District, a traffic problem would be created.
2. The inability of the City to provide adequate police protection for that type of dwelling unit.
3. Capacity of the existing sewer treatment plant is limited at this time and approval of apartments on this site would exceed the sewer plant capacity.
4. The proposed rezoning would have an adverse affect on the property values of single family units currently in the area.,

made by Councilman Denzer. Seconded by Councilman Hammero. Carried viva voce.

Mr. Charles Anderson, President of the Washington County Senior & Handicapped Citizens Council, Inc., appeared before the Council requesting support of the

concept of a senior and handicapped citizens apartment complex in the South Washington County area.

Motion that the Council authorize the Mayor or Clerk to send a letter to the appropriate persons, indicating that the City Council of Cottage Grove does support the concept of a senior and handicapped citizens apartment complex in the South Washington County area, made by Councilman McHattie. Seconded by Councilman Hamnero. Carried viva voce.

The Council reviewed the application of Clarence Linn for a Conditional Use Permit to construct a service station on the corner of Hadley Avenue South and Grange Boulevard South. The applicant and various persons appeared before the Council in behalf of the request. The main item of contention was the number of curb cuts that should be allowed as access to the proposed service station site. Questions were asked concerning the development of the adjacent vacant property and whether or not curb cuts would be requested. It was indicated by Mr. McKay, representing the owner of the Cottage Square Shopping Center, that access to the adjoining parcel of property would be from the shopping center parking lot and not from Hadley Avenue.

Motion that the application of Clarence Linn for a Conditional Use Permit for a motor fuel station on "Part of Tract B, Registered Land Survey #36, be approved with three curb cuts; those being: 1) one on Grange Boulevard, which would allow a right turn in and right turn out of the property, and 2) two on Hadley Avenue; the first being that closest to the intersection, allowing only right turns in and right turns out, and the second allowing right and left hand turn movements into the property, and that the City Attorney is hereby directed to prepare the necessary resolution, made by Councilman Amundson. Seconded by Councilman Hamnero. Motion failed 1 aye, 3 nays, and 1 abstention. Councilman McHattie, Councilman Hamnero and Mayor Peterson voting nay. Councilman Denzer abstaining.

Motion that the application of Clarence Linn for a Conditional Use Permit for a motor fuel station on that property described as being: "That part of Tract B, Registered Land Survey No. 36, files of Registrar of Titles, County of Washington, except that part lying Southwesterly of a line described as commencing at the most Westerly corner of said Tract B; thence Northeasterly along the Northwesterly line of said Tract B, 147.00 feet to the actual point of beginning of the line to be described; thence Southeasterly, at right angles to said Northwesterly line to the Southerly line of said Tract B and there terminating. Commonly known as Thompson Grove Shopping Center", be approved with the condition that one access point be allowed on Grange Boulevard to allow traffic to make right turns in and out of the property and that said driveway be a minimum of 124 feet back from the property line adjacent to Hadley Avenue South and that one access driveway be allowed on Hadley Avenue South to allow both right and left hand turns into the property, with said driveway to be a minimum of 110 feet from the property line adjacent to Grange Boulevard, and that the City Attorney is hereby directed to prepare the necessary resolution, made by Councilman Amundson. Seconded by Councilman Hamnero. Carried 4 ayes, 1 abstention. Councilman Denzer abstaining.

Mayor Peterson excused.

Acting Mayor Amundson presiding.

Motion that the application of Steven Seberg of 8573 Ideal Avenue South, for a five foot front yard set back variance be allowed for the purpose of adding an additional eight feet to his garage, be approved, made by Councilman Hamnero. Seconded by Councilman McHattie. Carried viva voce.

Motion that the application of Ron Winegarner for a building permit to add a storage building at the back of the Cottage Grove Liquor Store, be approved with the stipulations that the materials match those used on the existing building and that the new structure be painted to correspond with the color of the existing building, made by Councilman McHattie. Seconded by Councilman Denzer. Carried viva voce.

The amendment to the Zoning Ordinance regarding the Environmental Review Process Section was reviewed and referred to the City Attorney to be put into ordinance form.

Mayor Peterson returned and presided.

Motion that the application of Manchester, Inc. for a Conditional Use Permit for a commercial recreation facility located on that property described as: "That part of the West half of Section 21, Township 27, Range 21, Washington County, Minnesota described as commencing at a point on the South line of said West half distant 550 feet West from the Southeast corner of said West half; thence on an assumed bearing of North 0° 16' 00" East and parallel with the East line of said West half a distance of 2012.34 feet to the actual point of beginning of the land to be hereinafter described; thence North 0° 16' 00" East 262.40 feet; thence South 89° 44' 56" East, parallel with the South line of said West half 550 feet to the East line of said West half; thence South 0° 16' 00" East 262.40 feet; thence, North 89° 44' 56" West 550 feet to the actual point of beginning. Subject to easements for Jamaca Avenue and 95th Street South and Glendenning Roads.", be approved subject to the following conditions:

1. That the final plans be reviewed and approved by the Building Inspector, City Engineer and Fire Marshal.
2. That the general requirements and design standards, as stated in the proposed Industrial Park Plan, be met.
3. That a planting and landscaping schedule be submitted and approved by the Planning Department.,

and that the City Attorney is hereby directed to prepare the necessary resolution, made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

Motion that the application of Arthur Nagy for a Conditional Use Permit to conduct a home occupation of bicycle repair on that property described as: "Lot 2 Block 8, Thompson's Grove 2nd Addition" and commonly known as 8284 Grenadier Avenue South, be approved subject to the following conditions:

1. No retail sales, other than that needed to offer servicing and repairs to bicycles, be permitted on the premises.
2. No outside alterations be made to the structure.
3. All work is done completely inside of the garage.
4. All materials be stored completely inside the garage.
5. No motorized vehicles be repaired.

and that the City Attorney is hereby directed to prepare the necessary resolution, made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

Staff advised the Council that a public hearing has been set for April 19, 1978 on the application of Dennis Woulfe for a Conditional Use Permit to operate a bar and restaurant in the Cottage Square Shopping Center.

Council reviewed the letter from the City of St. Paul Park regarding the fire damaged buildings across the street from 7656 Hadley Avenue South. Staff was directed to contact the property owner to see if they would remove the buildings voluntarily and if not, present to the Council, the necessary resolution declaring said buildings to be a hazard.

Motion that the following license applications be approved: Stagedoor Theatre-Dance Permit 4/15/78 East C.G. Community Club, Dave Buck Interiors-Siding & Roofing Contractor, Complete Decorating Company-Dry Wall Contractor, Mrozik Construction-Masonry Contractor, and V.R.C. Construction-General Contractor, made by Councilman McHattie. Seconded by Councilman Denzer. Carried viva voce.

Motion that the application of Robert A. & Kathleen S. Meier for a Solicitors License be approved, made by Councilman McHattie. Seconded by Councilman Hammero. Carried viva voce.

The Council discussed whether or not Temporary "On Sale" Malt Liquor Licenses should be issued to organizations other than those that are described in the City Code. It was decided that the Council would adhere to the wording in the City Code and also State Statute.

Councilman Hammero introduced the following resolution and moved for its adoption:

RESOLUTION NO. 78-30

RESOLUTION APPROVING FINAL PLAT OF WOODRIDGE PARK  
ADDITION

WHEREAS, the Orrin Thompson Construction Corporation has made application for approval of the final plat of Woodridge Park Addition, and

WHEREAS, this Council has previously granted final approval to the final plat of Woodridge Park Addition by Resolution No. 77-166 adopted November 16, 1977, with said plat having an "offset" alignment of Hillside Trail, and

WHEREAS, said final plat approval was rescinded by Resolution No. 78-28 adopted March 22, 1978, now

THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the application by the Orrin E. Thompson Construction Corporation for approval of the final plat of Woodridge Park Addition shall be, and the same hereby is, approved, with a "straight through" alignment of Hillside Trail, and

BE IT FURTHER RESOLVED, that this Council shall not award bids for installation of utilities for said plat until such time as the subdivision agreement for this addition has been executed and approved by this Council.

Passed this 5th day of April, 1978.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman McHattie. Upon vote being taken thereon, the following voted in favor thereof: Councilman Hammero, Councilman McHattie, Councilman Denzer, Councilman Amundson, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.



Councilman McHattie introduced the following resolution and moved for its adoption:

RESOLUTION NO. 78-31

RESOLUTION ORDERING IMPROVEMENT AND PREPARATION OF PLANS  
AND SPECIFICATIONS FOR IMPROVEMENTS IN WOODRIDGE ADDITION  
AND ADJACENT AREA

WHEREAS, a resolution ordering the preparation of a report on the improvement of portions of 90th Street in the City of Cottage Grove and also the installation of municipal utilities in Woodridge Addition and adjacent areas was duly adopted by the City Council on December 21, 1977 as Resolution No. 77-180; and

WHEREAS, pursuant to Resolution No. 78-1 of this Council, adopted January 18, 1978, a report has been prepared by Bonestroo, Rosene, Anderlik & Associates, Inc., with reference to the improvement and this report has been received by this Council and thoroughly considered, and

WHEREAS, pursuant to notice duly published and mailed, a public hearing was held on February 15, 1978, and all persons who wished to be heard were heard, now

THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, as follows:

1. This Council hereby finds and determines that the hereinbefore described improvement is hereby ordered as proposed in the Council Resolution adopted January 18, 1978 with the modification that Hillside Trail shall be a "straight alignment" from Isle Avenue South to Jamaca Avenue South.
2. Bonestroo, Rosene, Anderlik & Associates, Inc. are hereby designated as the City Engineers for this project. They shall prepare plans and specifications for the making of such improvement and present them to this Council for consideration.

Passed this 5th day of April, 1978.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman Hammero. Upon vote being taken thereon, the following voted in favor thereof: Councilman McHattie, Councilman Hammero, Councilman Amundson, Councilman Denzer and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

Motion that the Council award the bid for workmen's compensation, comprehensive general liability, automobile liability & physical damage, property coverage and loss of income insurance to the Home Insurance Company and ambulance malpractice liability insurance to Western World Insurance Company, made by Councilman McHattie. Seconded by Councilman Denzer. Carried viva voce.

Councilman Amundson introduced the following resolution and moved for its adoption:

RESOLUTION NO. 78-32

RESOLUTION AWARDING BID - 1978 SEAL COATING PROGRAM

WHEREAS, it appears that Allied Blacktop is the lowest responsible bidder, and

WHEREAS, it is the recommendation of the Engineer that the contract be awarded to Allied Blacktop, now

THEREFORE, BE IT RESOLVED, by the Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the proper City officials are hereby authorized and directed to enter into a contract as provided by law with Allied Blacktop in the amount of \$56,763.60 for the 1978 Seal Coating Program.

Passed this 5th day of April, 1978.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman Hammero. Upon vote being taken thereon, the following voted in favor thereof: Councilman Amundson, Councilman Hammero, Councilman McHattie, Councilman Denzer and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

Councilman McHattie introduced the following resolution and moved for its adoption:

RESOLUTION NO. 78-33

RESOLUTION AWARDING BID - GRADING OF WOODRIDGE PARK

WHEREAS, it appears that D.L.R. Construction Company is the lowest responsible bidder, and

WHEREAS, it is the recommendation of the Engineer that the contract be awarded to D.L.R. Construction Company, now

THEREFORE, BE IT RESOLVED, by the Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the proper City officials are hereby authorized and directed to enter into a contract as provided by law with D.L.R. Construction Company in the amount of \$25,000.00 for the grading of Woodridge Park.

Passed this 5th day of April, 1978.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman Denzer. Upon vote being taken thereon, the following voted in favor thereof: Councilman McHattie, Councilman Hammero and Mayor Peterson. The following voted against the same: Councilman Denzer and Councilman Amundson. Whereupon said resolution was duly declared passed and adopted.

Councilman Amundson introduced the following resolution and moved for its adoption:

RESOLUTION NO. 78-34

RESOLUTION AWARDING BID - RECONSTRUCTION OF HEARTHSIDE  
TENNIS COURTS

WHEREAS, it appears that Warren Excavating Company is the lowest responsible bidder, and

WHEREAS, it is the recommendation of the Engineer that the contract be awarded to Warren Excavating Company, now

THEREFORE, BE IT RESOLVED, by the Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the proper City officials are hereby authorized and directed to enter into a contract as provided by law, with Warren



Excavating Company in the amount of \$14,400.00 for the reconstruction of Hearthsides Tennis Courts.

Passed this 5th day of April, 1978.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman McHattie. Upon vote being taken thereon, the following voted in favor thereof: Councilman Amundson, Councilman McHattie, Councilman Hammero, and Mayor Peterson. The following voted against the same: Councilman Denzer. Whereupon said resolution was duly declared passed and adopted.

The Mayor received a citizens' petition requesting the construction of a barrier at the intersection of Hillside Trail South and Isle Avenue South, which petition was received and ordered placed on file in the office of the City Clerk.

Councilman Hammero introduced the following resolution and moved for its adoption:

RESOLUTION NO. 78-35

RESOLUTION PROVIDING TEMPORARY DIVIDER ON HILLSIDE TRAIL SOUTH AT HILLSIDE AND ISLE

WHEREAS, the City Council of the City of Cottage Grove, on April 5, 1978, passed Resolution No. 78-30 to approve the plat of Woodridge Park Addition, which provided an in line extension of Hillside Trail South and Isle Avenue South to Jamaca Avenue South, and

WHEREAS, this action was taken after several hours of discussion concerning the various aspects of traffic safety and traffic flow resulting from said addition and the extension of Hillside to Jamaca, and

WHEREAS, the discussion occurred at a special public Council meeting held at City Hall at 7:30 p.m. on Wednesday, March 22, 1978, for which as many of the interested parties as was practicable and possible residing at or near the intersection of Hillside and Isle had been notified individually by mail of such meeting, and

WHEREAS, the City Comprehensive Plan delineates Hillside as a collector street extending from Pt. Douglas Drive South easterly to Jamaca, and

WHEREAS, City staff and the City consulting Engineer concurred and recommended that on the basis of traffic flow, safety, and the cost, the proper alignment of Hillside should be an in line extension from Isle to Jamaca, and

WHEREAS, the residents of the general area expressed concern that the extension of Hillside would cause additional traffic through that intersection and thus cause additional safety hazard, both in numbers of vehicles and speed, and

WHEREAS, the major concern was in traffic from the new addition on both sides of Jamaca and other traffic from Jamaca flowing westerly along Hillside to the commercial facilities located at the westerly end of Hillside in the vicinity of Pt. Douglas and Hillside, and

WHEREAS, the current traffic and traffic flow did not cause an undo burden or safety hazard among the residents present, and

WHEREAS, the Council concurred that traffic should not flow westerly from the Jamaca/Hillside area on Hillside to commercial facilities because of the many stop signs and residential nature of Hillside, but rather should flow to Jamaca and hence, northerly to 80th Street South or Southerly to either TH61 or the 90th Street South/Pt. Douglas frontage road, in order to gain access to the commercial facilities, and

WHEREAS, TH 61 will be upgraded to freeway status between Jamaca and 80th by late 1980; and

WHEREAS, at that time, all access and egress from TH 61 to Pt. Douglas will be eliminated, except at the extreme ends located at Jamaca on the east and 80th on the west, and

WHEREAS, Pt. Douglas will then be a continuous no stop frontage road which will be expected to provide access to the commercial facilities from either Jamaca or 80th and the general area lying northerly of Pt. Douglas, and

WHEREAS, when TH 61 construction is completed, it would be desirable to have Hillside function as a true collector street as intentioned in the City Comprehensive Plan, to disperse vehicular traffic from the developed residential area to the main thoroughfares, such as Jamaca, and

WHEREAS, to accomplish this desired traffic pattern, Hillside would have to provide access to Jamaca from the existing area of Hillside and Isle, and

WHEREAS, there is an acceptable traffic pattern and flow in and around the existing developed area that could continue to exist without change or detriment to the general welfare and safety of the residents of Cottage Grove, if, at this time and on a temporary basis, access from Hillside and Isle is not permitted to Jamaca, thus maintaining a status quo of the current traffic conditions, and

WHEREAS, since the desired traffic pattern for additional traffic from new development is to flow towards Jamaca and hence north or south, it would be possible to influence this desired traffic pattern if, at this time and on a temporary basis, access from the newly extended Hillside is not provided to the existing intersection of Hillside and Isle, and

WHEREAS, City staff has indicated that on a temporary basis, snowplowing of a short dead ended street would not cause undo problems and that the City does have equipment available currently being used for similar dead end streets in other areas of the City, and

WHEREAS, City staff has indicated that a temporary aesthetically acceptable berm or divider could, at minimal cost, be constructed across the extension of Hillside at the east curb line of Isle and that cost for maintenance thereafter and thereon would be minimal, now

THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, that a temporary aesthetically acceptable berm or divider be constructed across the extension of Hillside at the east curb line of Isle and maintained until such time as TH 61 freeway standard construction is completed between Jamaca and 80th and thereafter it be removed to provide in line connection to Jamaca, and

BE IT FURTHER RESOLVED, that before and after the removal of the temporary berm or divider, that periodic and sufficient traffic studies be conducted in the general area of Hillside and Isle to determine if further safety, other than traffic control measures, are needed to ensure the health, safety, and welfare of the people of the City, and

BE IT FURTHER RESOLVED, that the Orrin Thompson Construction Corp. be notified in writing, of the intent of the City to provide temporary access restrictions on Hillside and request that all persons entering into negotiations or contracts to purchase lots or homes be so informed of the existence and temporary nature of the Hillside divider, and

BE IT FURTHER RESOLVED, that even though it is well known that one Council cannot bind a future Council in certain matters and cannot in this instance, bind a future Council to either maintain or remove the temporary divider as before stated, let it be known that it is clearly the intent of this Council that the Hillside divider located at Isle, is meant to be temporary in nature only and is to be removed at the completion of the TH 61 freeway standard construction, as before stated, and that as far as practicable and possible, all interested parties have been so informed of that intent.

Passed this 5th day of April, 1978.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman Amundson. Upon vote being taken thereon, the following voted in favor thereof: Councilman Hammero, Councilman Amundson, Councilman Denzer, Councilman McHattie and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

Mayor Peterson and Councilman Denzer excused.

Acting Mayor Amundson presiding.

Motion that the following engineering rates, to be effective May 1, 1978, be approved:

<u>CLASSIFICATION</u>	<u>HOURLY RATE</u>
Principal Engineer	\$ 30.00
Registered Engineer	25.00
Assistant Engineer (B.S.C.E. and/or E.I.T.)	20.00
Senior Technician	17.50
Junior Technician	14.00
Clerical	10.00
<u>Reimbursable Expenses</u>	
Reproduction, Printing, Duplicating	At Invoice Cost
Out-of-Pocket expenses, such as meals, lodging, stakes, telephone calls, etc.	At Actual Cost
Mileage	\$0.15/Mile

made by Councilman Hammero. Seconded by Councilman McHattie. Carried viva voce.

Motion that the Council accept the resignation of Robert C. Johnson from the Planning & Zoning Commission and that a letter of appreciation be sent to him,

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made by Councilman McHattie. Seconded by Councilman Hamnero. Carried viva voce.

Motion that the Council accept the resignation of Dale Yost from the Economic Development Commission and that a letter of appreciation be sent to him, made by Councilman McHattie. Seconded by Councilman Hamnero. Carried viva voce.

Motion that Dorothy Lind be sent a letter inviting her to attend the next Human Services Commission as a prospective member, made by Councilman Hamnero. Seconded by Councilman McHattie. Carried viva voce.

Mayor Peterson returned and presided over the remainder of the meeting.

Motion that Mary Pingley be sent a letter inviting her to attend the next Public Health, Safety & Welfare Commission as a prospective member, made by Councilman Hamnero. Seconded by Councilman McHattie. Carried viva voce.

Motion that the Mayor be authorized to sign a proclamation declaring Minnesota Volunteer Recognition Week from April 16 through 22, 1978, made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

Motion that Nancy David be appointed to the Human Services Commission for a term to expire on January 1, 1979, and that Russell Sparks be appointed to the Human Services Commission for a term to expire on January 1, 1979, made by Councilman Hamnero. Seconded by Councilman Amundson. Carried viva voce.

Councilman Denzer returned and sat in on the remainder of the meeting.

The Council reviewed the request from Mr. Lewis, Director of Planning, regarding the appointment of a Critical Area Advisory Committee. The Council accepted Mr. Lewis' recommendation to have three members from the Parks Commission, three members from the Planning Commission, one member from the Council and five citizens from the affected area on the committee. The Mayor directed that the Council members representing the two commissions obtain names of the three members and that they also try to obtain names of five citizens in the affected area who would be willing to serve. This matter to be placed on the April 19, 1978 agenda for further consideration.

Motion that the bills as presented be allowed, made by Councilman McHattie. Seconded by Councilman Hamnero. Carried viva voce.

Motion that the meeting be adjourned, made by Councilman Amundson. Seconded by Councilman Hamnero. Carried viva voce.

Meeting adjourned at 11:40 p.m.

Respectfully submitted,

*Carl F. Meissner*  
Carl F. Meissner  
Clerk Administrator

STATE OF MINNESOTA  
DEPARTMENT OF STATE

FILED

APR 12 1978

*Jean Anderson Brown*  
Secretary of State

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OR

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OR