

Pursuant to due call and notice thereof, a regular meeting was duly held at the City Hall, 7516 80th Street South, on the 21st day of June, 1978 at 7:30 o'clock p.m.

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

And the following were absent: Councilman Amundson (excused).

Mayor Peterson presided at the meeting.

The minutes of the June 7, 1978 regular meeting were reviewed. There being no additions or corrections, the minutes stood approved as mailed.

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

RESOLUTION NO. 78-70

RESOLUTION APPROVING CONSENT ITEMS ON CITY COUNCIL AGENDA
OF JUNE 21, 1978

Cottage Grove Business Association - Dance Permit - 7/15/78 - Cottage Square Shopping Center, and William Seidl Cement Contractor - General Contractor's License.

Passed this 21st day of June, 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 Denzer, Councilman McHattie, Councilman Hammero, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

The Mayor re-opened the public hearing regarding the assessments to be levied against property benefited by the installation of the 80th Street South Storm Sewer.

Motion that the hearing be continued until later in the meeting, made by Councilman McHattie. Seconded by Councilman Hammero. Carried viva voce.

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 Business Association for a Temporary "On Sale" Non-Intoxicating Malt Liquor License, which affidavit was examined, approved and order 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 public hearing for consideration of any comments or objections.

There being no objections, motion that the application of the Cottage Grove Business Association for the issuance of a Temporary "On Sale" Non-Intoxicating Malt Liquor License upon that property commonly known as Cottage Square Shopping Center - 8200 Hadley Avenue South, for the 15th day of July, 1978, made by Councilman McHattie. Seconded by Councilman Denzer. Carried viva voce.

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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 use of Revenue Sharing Funds for 1979, 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 public hearing for consideration of any comments or objections.

Mr. John Tomaselli appeared before the Council and suggested that the Council allocate monies to provide for additional planning personnel or a consultant to do a study on revenues received for services by land use.

The Mayor suggested that money be provided to have the Council and staff take sensitivity training.

The Clerk Administrator advised the Council that in the proposed budget for 1979, he is suggesting the allocation of \$133,000.00 to help balance the budget.

There being no further comments, the Mayor closed the public hearing. No other action taken.

The Mayor accepted a Certificate of Appreciation from Welcome Wagon and proclaimed the week as Welcome Wagon Week.

The Council reviewed the request of Glendenning Motorways, Inc. to subdivide assessments on property located in Section 21.

Motion that staff be directed to prepare the necessary legal documents, allowing the subdivision of assessments against property owned by Glendenning Farms, Inc., located in Section 21, made by Councilman McHattie. Seconded by Councilman Denzer. Carried viva voce.

Motion that the application of the Cottage Grove Community Club, Inc. for a Set Up License be approved, made by Councilman McHattie. Seconded by Councilman Hammero. Carried viva voce.

Mrs. Beverly Steichen appeared before the Council concerning her claim in the amount of \$500 for a piano that she claimed she donated to the City. The Mayor directed staff to prepare a policy on accepting gifts from private donors. The Mayor also directed the Attorney to advise the Council as to what actions they might take concerning this claim. The Mayor apologized to Mrs. Steichen for the mix-up concerning this matter. No further action taken at this time.

Dr. Russell Susag, representing Minnesota Mining & Manufacturing Company, appeared before the Council regarding their application for a permit to allow interim storage of chemical waste from their Chemolite Plant. Various questions were asked concerning the content of the waste, the number of other agencies involved with the issuing of a permit, and what other plans Minnesota Mining & Manufacturing Company had regarding the disposal of this waste. The Council suggested that the Planning Commission hold a public hearing on Minnesota Mining & Manufacturing Company's application for a waste disposal site on July 24, 1978. Various other questions were asked by citizens in the audience. No further action taken.

The Council briefly discussed the mini-bike situation and the complaints being

received from various property owners regarding the trespassing of persons on their property, using mini-bikes, and other types of recreational vehicles. The Council was informed that the Police Department is trying to enforce the laws regarding the use of recreational vehicles on public and private lands. The Mayor directed that this matter be placed on the next regular Council agenda for further discussion and consideration.

The Council reviewed the recommendation of the Parks, Recreation & Natural Resources Commission regarding the approving of the grading plans for Highlands Park. It was brought up by one of the members of the commission that all adjacent property owners should be contacted regarding the plan. This matter was referred back to the Parks, Recreation & Natural Resources Commission for further consideration.

The Council reviewed the recommendation of the Parks, Recreation & Natural Resources Commission regarding the sale of park land located on the corner of 70th Street South and Inwood Avenue South. No action taken.

Motion that the Council accept the recommendation of the Public Works Commission and hereby authorize staff to purchase a Duralift Bucket at approximately \$7,500.00; providing that other quotes be obtained, made by Councilman Denzer. Seconded by Councilman McHattie. Carried viva voce.

The Council reviewed the proposed Ambulance Agreement between Bio-Medical Research Association, Inc. and the City of Cottage Grove for providing emergency back-up ambulance service to the City.

Motion that the agreement between Bio-Medical Research Association, Inc. and the City of Cottage Grove be approved and that the Mayor and Clerk are hereby authorized and directed to sign said agreement, made by Councilman Hammero. Seconded by Councilman McHattie. Carried viva voce.

The Engineer advised the Council as to the progress of the construction for the installation of Deep Well Pump #8. This work is to be completed approximately on July 1, 1978.

The Council asked the Engineer as to how the study was progressing as to the water storage and pumping capabilities of the City's water system. The Engineer advised the Council that this report would be ready in the next few days.

Motion that the Council, upon the recommendation of the Clerk, Attorney and labor consultant, reverse its decision in the matter of the Patricia Creighton grievance and allow the claim for injury on duty pay in the amount of \$1,792.80, made by Councilman Denzer. Seconded by Councilman McHattie. Carried viva voce.

Mr. Darrell Morse advised the Council as to the progress on negotiations regarding the Patricia Creighton and Candayce Stout law suit against the City for alleged discrimination practices.

Motion that the Council accept and pay the settlement of Candayce Stout in the amount of \$2,500.00 and accept and pay the claim of Patricia Creighton in the amount of \$35,000.00 and approximately \$1,861.28 as the employer's share of P.E.R.A. costs; with the condition that Patricia Creighton's seniority would be retro-active to the date that she completed basic police school (Spring of 1966) and that she would also be granted a period of one year from the date that she returns to work to complete her firearms qualification; and that the Mayor and Clerk are hereby authorized and directed to sign any necessary agreements between

Council Meeting - June 21, 1978

-4-

the two claimants and the City, made by Mayor Peterson. Seconded by Councilman Hamnero. Carried viva voce.

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

RESOLUTION NO. 78-71

RESOLUTION AWARDDING BID - WATER & SEWER EXTENSIONS IN WOODRIDGE
PARK ADDITION

WHEREAS, it appears that Barbarossa & Sons, Inc. is the lowest responsible bidder, and

WHEREAS, it is the recommendation of the Engineer that the contract be awarded to Barbarossa & Sons, Inc., 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 Barbarossa & Sons, Inc. in the amount of \$732,680.00 for the water and sewer extensions in Woodridge Park Addition.

Passed this 21st day of June, 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 Denzer, Councilman McHattie, Councilman Hamnero and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

Motion that the Council authorize the purchase of one portable radio for the Police Reserves from Motorola Communications, Inc. in the amount of \$970, made by Councilman McHattie. Seconded by Councilman Denzer. Carried viva voce.

The Council reviewed the notice received from Independent School District #833 regarding a meeting to be held on Tuesday, July 18, 1978 at 7:30 p.m. in Room 106 of Park Senior High School regarding Community Education.

Motion that Councilman Denzer be appointed as delegate to the Association of Metropolitan Municipalities and that Councilman McHattie and Mayor Peterson be appointed as alternate delegates, made by Councilman McHattie. Seconded by Councilman Hamnero. Carried viva voce.

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

The Mayor then re-opened the public hearing concerning the special assessments to be levied for the 80th Street South Storm Sewer Improvement.

The Council reviewed the letter from Mr. Morse addressed to the Clerk, dated May 10, regarding the appraised value of the property; also the letter from Mr. Donald Raleigh, representing Mr. Charles Woodward, regarding his objections to the proposed assessments. There being no further comments or objections, Councilman Denzer introduced the following resolution and moved for its adoption:

RESOLUTION NO. 78-72

RESOLUTION ADOPTING SPECIAL ASSESSMENTS FOR THE 80TH
STREET SOUTH STORM SEWER IMPROVEMENT

WHEREAS, pursuant to proper notice duly given as required by law, the Council has met and heard and passed upon all objections to the proposed assessments for the 80th Street South Storm Sewer Improvement, which includes all those lands lying or being adjacent to 80th Street South and described as the south ten acres of the southeast 1/4 of the southwest 1/4 of Section 8, except the east 325 feet thereof and the south 300 feet of the east 270 feet of the southwest 1/4 of the southwest 1/4 of Section 8, now

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

1. That the proposed assessments for the storm sewer improvement construction, a copy of which is attached hereto and made a part hereof, with respect to all that property lying or being adjacent to 80th Street South and described as the south ten acres of the southeast 1/4 of the southwest 1/4 of Section 8, except the east 325 feet thereof and the south 300 feet of the east 270 feet of the southwest 1/4 of the southwest 1/4 of Section 8, is hereby accepted and shall constitute the special assessments against all those lands named therein, and each tract of land therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.
2. Such assessment shall be payable in equal annual installments extending over a period of ten years. The first of the installments to be payable on or before the first Monday in January 1979 and shall bear interest at the rate of 7.5% per annum. 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 assessments.
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 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 20 or interest shall be charged through December 31 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 10 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 21st day of June, 1978.

Council Meeting - June 21, 1978

-6-

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 Denzer, Councilman McHattie, Councilman Hamnero, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

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

Meeting adjourned at 10:55 p.m.

Respectfully submitted,

Carl F. Meissner
Carl F. Meissner
Clerk Administrator

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUN 29 1978

Joan Anderson Brown
Secretary of State

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