

*Cottage Grove Mrs. Cheri Mattson*

Pursuant to due call and notice thereof, a regular meeting was held at the City Hall, 7516 80th St. South, on the 21st day of February, 1979 at 7:30 o'clock p.m.

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

And the following were absent: None

Mayor Peterson presided at the meeting.

The minutes of the January 31, 1979 special meeting were reviewed. There being no additions or corrections, they were approved as mailed.

The minutes of the February 7, 1979 regular meeting were reviewed. There being no additions or corrections, they were approved as mailed.

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

RESOLUTION NO. 79-23

RESOLUTION APPROVING CONSENT ITEMS ON  
CITY COUNCIL AGENDA OF FEBRUARY 21, 1979

BE IT RESOLVED, that Ordinance No. 296, an Ordinance for the City of Cottage Grove, Regulating the Licensing and Control of Signs and Outdoor Advertising in the City and Providing for the Issuance of Permits, the Collection of Fees, Prescribing Penalties for Violations, and Amending the City Code with Respect to Signs; License applications for Quality Homes for a general contractor's license; Coronado Stone of Twin Cities for a masonry license; and Boondocks Tavern for a cigarette license be approved.

Passed this 21st day of February, 1979.

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.

Mr. John Reiter, business representative for Local 49, representing the Public Works employees, appeared before the Council regarding the negotiations between the City and the employees he represents for a union contract for 1979. He was advised that there was only one item reviewed by the City Council in the proposal recommended by the City negotiators; and that was for salary. It was the Council's feeling at the time of the presentation that they should follow the settlement made by the M.A.M.A. organization. Mr. Reiter asked the Council if they would accept fifty cents an hour. Mr. Reiter then was advised that the Council would do no negotiating.

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Representative Michael Sieben appeared before the Council and gave a report as to bills that were introduced in the legislature that might affect local government. The Council also asked Mr. Sieben questions on various other bills.

The Council reviewed the Werner-Lembke application for a conditional use permit for constructing a pole barn.

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

RESOLUTION NO. 79-24

RESOLUTION GRANTING CONDITIONAL USE PERMIT  
TO WERNER LEMBKE FOR A POLE BARN

WHEREAS, Mr. Werner Lembke has made application for a Conditional Use Permit to construct a 30' X 55' pole barn; and

WHEREAS, the Planning and Zoning Commission of the City of Cottage Grove held a public hearing on said application on December 18, 1978; and

WHEREAS, the applicant was allowed to present his plans for the construction of the pole barn, and nearby residents were allowed to state their objections; and

WHEREAS, the Planning and Zoning Commission recommended granting of the Conditional Use Permit subject to conditions,

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the application of Werner Lembke for a Conditional Use Permit to construct a pole barn shall be, and the same hereby is, granted subject to the following terms and conditions:

1. No commercial or industrial use may be permitted within the structure;
2. The building must be finished in an earth-tone color;
3. The existing driveway must be corrected to align with the easement as shown on the Certificate of Survey;
4. The existing trailers on the property must be stored inside the proposed building.

The permit is granted based on the following reasons:

1. That non-residential traffic use will not create a safety hazard.
2. The proposed use is sufficiently separated from adjacent residentially zoned land so that existing homes will not be materially depreciated in value, and there will be no deterrence to development of vacant land.

3. The structure and site will have an appearance that will not adversely affect adjacent residential properties.

4. There will not be any exterior signs other than those permitted in a residential district.

Passed this 21st day of February, 1979.

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

The Council reviewed the application made by Cottage Grove Associates, Inc., for rezoning of certain property located in Section 21.

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

ORDINANCE NO. 297

An Ordinance for the City of Cottage Grove, Minnesota  
Amending City Code, Chapter 28, Relating to Zoning

The City Council of the City of Cottage Grove, Washington County, Minnesota, does ordain as follows:

SECTION 1. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota", is hereby amended by amending "Chapter 28, Article I, Section 28-6" to read as follows:

The official Zoning Map shall be amended to change the classification of the hereinafter described property from its present classification of "R-4" Medium Density Residential to a classification of "R-5" Multiple Family Residential District:

All that part of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 21, Township 27, Range 21, described as: Beginning at the Northwest corner of said NE $\frac{1}{4}$  of NE $\frac{1}{4}$ ; thence on an assumed bearing of North 89 degrees 59 minutes 40 seconds East along the North line of said Section 21 for a distance of 656.585 feet; thence on a bearing of South 0 degrees 03 minutes 11 seconds West, parallel with the West line of said NE $\frac{1}{4}$  of NE $\frac{1}{4}$  for a distance of 464.4 feet; thence on a bearing of South 89 degrees 59 minutes 40 seconds West, parallel with said North line of Section 21 for a distance of 656.585 feet to the said West line of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$ ; thence on a bearing of North 0 degrees 03 minutes 11 seconds East along the said West line of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  for a distance of 464.4 feet to the point of beginning, containing 7 acres more or less and subject roads, City of Cottage Grove.

SECTION 2. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed this 21st day of February, 1979.

The motion for the adoption of the foregoing ordinance 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 ordinance was duly declared passed.

Staff advised the Council that they had contacted Mr. Phil Betzel, advising him that no action would be taken on his request for the City to issue industrial development bonds. Staff also advised the Council that various communities in the State of Minnesota, specifically in the metropolitan area, are contemplating whether or not to have special legislation passed allowing the City to issue home financing mortgage bonds. There are approximately six communities in the state who do have the authority to issue this type of financing. The Mayor called for a special meeting to be held on February 28th at 8:30 p.m. to discuss this matter further.

Motion that the application of Pine Hill Builders for a solicitor's license be approved made by Councilman Amundson. Seconded by Councilman Denzer. Carried by viva voce.

Motion that the application of Boondocks Tavern for an "off-sale" non-intoxicating malt liquor license for 1979 be approved made by Councilman Hammero. Seconded by Councilman McHattie. Carried 4 ayes, one nay, Councilman Amundson voting nay.

Doctor Russell Susag, representing 3M Company, made a slide presentation regarding the waste generated at the Chemolite Plant and what impact the County would experience if 3M, as a generator of a possible hazardous waste, would be forced to discontinue its operation. The Council was asked to support legislation that would establish a special committee to review the matter regarding the disposal of hazardous waste from industry.

Motion that staff be directed to prepare the necessary resolution requesting the State to take some action regarding the disposal of hazardous waste made by Councilman McHattie. Seconded by Councilman Hammero. Carried by viva voce.

Dreyfuss Corporation gave a presentation to the Council regarding the application for approval of a preliminary plat.

Motion that the application of Dreyfuss Interstate Development Corporation for approval of a preliminary plat consisting of approximately 278 lots which is located in the NW  $\frac{1}{4}$  of Section 22 be approved subject to the following conditions:

1. The developer shall submit a grading and utility estimation plan to the City Engineer for his approval prior to the final plat approval of the project.
2. The City Engineer shall approve the location and design of the storm water holding ponds prior to the final plat approval.
3. Prior to final plat approval of any phase of the project, the developer shall submit an erosion control program.
4. Prior to final plat approval of any phase of the project, the applicant shall make provisions for the dedication of park land and payment of park dedication fees.
5. The holding pond areas should be platted as part of the subdivision with easements for drainage purposes.
6. If possible, consideration should be given to starting the project at the easterly part of the property, because of terrain and erosion control.
7. That the developer provide trun-arounds at all dead-end streets.
8. That no park land be dedicated as part of this project and that the City accept cash in lieu of land for the entire development, and further that the City Attorney is directed to prepare the proper resolution made by Councilman Amundson. Seconded by Councilman Denzer. Carried by viva voce.

Staff was directed to prepare cost estimates for the installation of utilities in the 1st Addition as proposed by the Dreyfuss Interstate Development Corporation.

The Council reviewed the recommendation made by the Youth Service Bureau Board of Directors for salaries to be paid to these employees.

Motion that the Council accept the recommendation and set the salaries for Youth Service Bureau employees as follows:

<u>Position</u>	<u>Annual Salary</u>
Director	\$ 19,100
Family Counselor	16,500
Individual Counselor	11,200
Part-time Family Counselor	6,100
Part-time Chemical Dependency Counselor	5,900

Made by Councilman Denzer. Seconded by Councilman McHattie. Carried by viva voce.

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

RESOLUTION NO. 79-25

RESOLUTION ORDERING PLANS AND SPECIFICATIONS FOR CONSTRUCTION  
OF WELL NUMBER 9

WHEREAS, a report has been prepared by the City Engineer with reference to the construction of an additional well, and

WHEREAS, this report was reviewed by the City Staff and the City Council, and

WHEREAS, it is the recommendation of the Director of Public Works, City Administrator, and the Engineer that another well be constructed and that the Engineer be authorized to prepare plans and specifications,

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, Washington County, State of Minnesota, that the Engineer Bonestroo, Rosene, Anderlik and Associates, Inc., is hereby authorized and directed to prepare final plans and specifications for the construction of Well No. 9 for the City of Cottage Grove.

Passed this 21st day of February, 1979.

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.

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

RESOLUTION NO. 79-26

RESOLUTION ORDERING PLANS AND SPECIFICATIONS  
FOR THE CONSTRUCTION OF A 3.5 MILLION GALLON WATER STORAGE RESERVOIR

WHEREAS, a report has been prepared by the City Engineer with reference to the construction of an additional water storage reservoir, and

WHEREAS, this report was reviewed by the City Staff and the City Council, and

WHEREAS, it is the recommendation of the Director of Public Works, City Administrator, and the Engineer that another water storage reservoir be constructed and that the Engineer be authorized to prepare plans and specifications,

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NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, Washington County, State of Minnesota, that the Engineer Bonestroo, Rosene, Anderlik and Associates, Inc., is hereby authorized and directed to prepare final plans and specifications for the construction of a 3.5 million gallon water storage reservoir.

Passed this 21st day of February, 1979.

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

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

RESOLUTION NO. 79-27

RESOLUTION ORDERING PLANS AND SPECIFICATIONS  
FOR MODIFICATION AND ENLARGEMENT OF THE BOOSTER PUMPING STATION

WHEREAS, a report has been prepared by the City Engineer with reference to the modification and enlargement of the existing booster pumping station.

WHEREAS, this report was reviewed by the City Staff and the City Council, and

WHEREAS, it is the recommendation of the Director of Public Works, City Administrator, and the Engineer that the existing booster pumping station be enlarged, and that the Engineer be authorized to prepare plans and specifications,

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, Washington County, State of Minnesota, that the Engineer Bonestroo, Rosene, Anderlik and Associates, Inc., is hereby authorized and directed to prepare final plans and specifications for the modification and enlargement of the booster pumping station for the City of Cottage Grove.

Passed this 21st day of February, 1979.

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 Denzer, Councilman Hammero, Councilman McHattie, Councilman Amundson, and Mayor Peterson.

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

RESOLUTION NO. 79-28

RESOLUTION APPROVING SPECIFICATIONS FOR THE FURNISHING  
OF TREES OF VARIOUS SPECIES

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

1. The specifications for the furnishing of trees of various species heretofore prepared by the Director of Public Works for the City of Cottage Grove and now on file in the office of the City Clerk are hereby approved as the specifications in accordance with which the furnishing of trees of various species shall be made, except as said specifications may be modified by further action of this Council, in accordance with law.
2. Sealed bids will be received in the office of the City Clerk until 10:00 A.M. C.S.T., Thursday, March 15, 1979, at which time they will be publicly opened and read aloud. The City Council will meet at a later date for the purpose of awarding the contract for the furnishing of trees of various species.
3. The Clerk shall cause to be published in the Washington County Bulletin, the official newspaper of the City, at least ten (10) days before the date for the opening of bids, a Notice of Bids, as required by law.

Passed this 21st day of February, 1979.

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

The Mayor gave a report to the Council on Staff's meeting with the Highway Department regarding the Belden Interchange construction. No action taken.

Motion that the Council direct Staff to prepare a resolution transferring \$1,200.00 out of fund balance to the parks maintenance budget for trees which are to be planted in Oakwood and Pine Tree Pond Parks made by Councilman Denzer. Seconded by Councilman Hammero. Carried by viva voce.

Motion that the Council direct Staff to prepare a resolution transferring \$225.00 from general fund balance to the parks maintenance budget for the purchase of a basketball standard to be installed at the Recreation Center in the parking lot made by Councilman Denzer. Seconded by Councilman Hammero. Carried by viva voce.



Motion that Ms. Jerri McMahon be appointed as Chairperson of the Human Services Commission made by Councilman Denzer. Seconded by Councilman Hammero. Carried by viva voce.

Motion that Mr. Greg Anderson be appointed as a member to the Economic Development Commission with an expiration date of January 1, 1981 made by Councilman Hammero. Seconded by Councilman Denzer. Carried by viva voce.

The Council reviewed the letter from the M.W.C.C. regarding the refund of a portion of the S.A.C. charges that have been paid for the period January 1, 1973 through December 31, 1978. The amount to be received by the City is \$361,745.06. This refund is being made in order to comply with the Minnesota Supreme Court ruling, where the Court ruled that no local unit of government within the sewer service area is required to pay interceptor reserve capacity charges until it is determined that, during the budget year in question, a specified quantum of unused capacity in one or more service area interceptors has been received for the benefit of such local unit of government. Since the City of Cottage Grove does not have, nor is served by an interceptor sewer, these charges are therefore being refunded.

Motion that further discussion and any questions of the Council be tabled until a recommendation is received from Staff and also to see what other communities are doing with the money refunded made by Councilman Hammero. Seconded by Councilman McHattie. Carried by viva voce.

A letter from Governor Quie regarding the Natural Disaster Conference was read.

Motion that the Council authorize the Civil Defense Director and any other appropriate staff person to attend the conference made by Councilman Denzer. Seconded by Councilman Hammero. Carried by viva voce.

Motion that Ronald Uhe be appointed as a permanent employee of the City of Cottage Grove made by Councilman Denzer. Seconded by Councilman Hammero. Carried by viva voce.

Motion that the Council approve the following persons to serve on the Police Oral Board:

Mr. Donald Nordlie, President, Mid-America Bank  
Ms. Jerri McMahon, Chairperson, Human Services Commission  
Mr. Bob Harris, Police Chief, Inver Grove Heights

Made by Councilman Denzer. Seconded by Councilman McHattie. Carried by viva voce.

A letter from Boy Scout Troop 446 was read. Mayor Peterson advised the Council that he would like to meet with the Boy Scout Troop and answer their questions about actions taken at a Council Meeting.

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The Council reviewed the notice from the League of Minnesota Municipalities regarding the annual legislative conference scheduled for March 1, 1979.

Motion that the Council approve the purchase of three visa-bars for the new police cars made by Councilman Denzer. Seconded by Councilman Hamnero. Carried by viva voce.

Motion that the bills as presented be allowed with the addition of a bill submitted by Roger E. Peterson for conference expense in the amount of \$412.00 made by Councilman Amundson. Seconded by Councilman McHattie. Carried by viva voce.

Staff was directed to check with postal authorities to see if it is possible to get door-to-door delivery of mail.

Motion that the meeting be adjourned made by Councilman Denzer. Seconded by Councilman Hamnero.

Meeting adjourned at 11:10 p.m.

Respectfully submitted,

*Carl F. Meissner*

CARL F. MEISSNER  
Clerk Administrator

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
MAR - 1 1979

*John Anderson Howe*  
Secretary of State

*432012*  
*O.D.*