

Cottage Grove

Cheri Mattson

Pursuant to due call and notice thereof, a regular meeting was duly held at the City Hall, 7516 80th Street South, on the 2nd day of May, 1979, at 7:30 o'clock p.m.

The following members were present: Mayor Peterson
Councilman Hammero
Councilman Amundson
Councilman McHattie
Councilman Denzer (arrived @ 8:30 pm)

And the following were absent: None

Mayor Peterson presided at the meeting.

The minutes of the April 18, 1979 regular meeting were reviewed. There being no additions or corrections, they 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 consideration of and application made by Ron Schmidt Insurance, Inc., for a temporary "on-sale" nonintoxicating malt liquor license for June 8th and 10th, 1979 at the East Cottage Grove Softball Fields. 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 Hearing.

The Mayor then opened the Hearing for consideration of any comments or objections. Staff advised the Council that there had been no complaints regarding the applicant's license and also that the hearing was being held in compliance with all applicable laws. There being no further comments or objections, the Mayor closed the hearing.

Motion that the application of Ron Schmidt Insurance, Inc., for a temporary "on-sale" nonintoxicating malt liquor license on June 8th and 10th, 1979 at the East Cottage Grove Softball Fields be approved made by Councilman McHattie. Carried 3 ayes, one nay, Councilman Amundson voting nay.

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 consideration of and application made by the Cottage Grove Athletic Association (Hockey Division) for a temporary "on-sale" nonintoxicating malt liquor license for May 19th and 20th, 1979 at the East Cottage Grove Softball Fields. 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 Hearing.

The Mayor then opened the Hearing for consideration of any comments or objections. Staff advised the Council that there had been no complaints regarding the applicant's license and also that the hearing was being held in compliance with all applicable laws. There being no further comments or objections, the Mayor closed the hearing.

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Motion that the application of the Cottage Grove Athletic Association (Hockey Division) for a temporary "on-sale" nonintoxicating malt liquor license for May 19th and 20th, 1979 at the East Cottage Grove Softball Fields be approved made by Councilman McHattie. Seconded by Councilman Hammero. Carried 3 ayes, one nay, Councilman Amundson voting nay.

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 consideration of and application made by the Cottage Grove Jaycees for a temporary "on-sale" nonintoxicating malt liquor license for May 29th through June 3rd, 1979 at the Grove Plaza Shopping Center. 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 Hearing.

The Mayor then opened the Hearing for consideration of any comments or objections. Staff advised the Council that there had been no complaints regarding the applicant's license and also that the hearing was being held in compliance with all applicable laws. There being no further comments or objections, the Mayor closed the hearing.

Motion that the application of the Cottage Grove Jaycees for a temporary "on-sale" nonintoxicating malt liquor license for May 29th through June 3rd, 1979 at the Grove Plaza Shopping Center be approved made by Councilman Hammero. Seconded by Councilman McHattie. Carried 3 ayes, one nay, Councilman Amundson voting nay.

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 consideration of and application made by the Cottage Grove Athletic Association for a temporary "on-sale" nonintoxicating malt liquor license for June 23rd, 1979 at Hearthside Park. 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 Hearing.

The Mayor then opened the Hearing for consideration of any comments or objections. Staff advised the Council that there had been no complaints regarding the applicant's license and also that the hearing was being held in compliance with all applicable laws. There being no further comments or objections, the Mayor closed the hearing.

Motion that the application of the Cottage Grove Athletic Association for a temporary "on-sale" nonintoxicating malt liquor license for June 23rd, 1979 at Hearthside Park be approved made by Councilman Hammero. Seconded by Councilman McHattie. Carried 3 ayes, one nay, Councilman Amundson voting nay.

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 consideration of and application made by the Cottage Grove Athletic Association for a temporary "on-sale" nonintoxicating malt liquor license for June 22, 1979 at Hamlet Park. 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 Hearing.

The Mayor then opened the Hearing for consideration of any comments or objections. Staff advised the Council that there had been no complaints regarding the applicant's license and also that the hearing was being held in compliance with all applicable laws. There being no further comments or objections, the Mayor closed the hearing.

Motion that the application of the Cottage Grove Athletic Association for a temporary "on-sale" nonintoxicating malt liquor license for June 22nd, 1979 at Hamlet Park be approved made by Councilman McHattie. Seconded by Councilman Hammero. Carried 3 ayes, one nay, Councilman Amundson voting nay.

Motion that the application of Solberg Construction Company for a gravel pit permit located in the Northwest quarter of the Northwest quarter of Section 8 be approved, subject to the condition that the severe overhang in the north pit be sloped back to a 3-to-1 ratio slope as soon as possible and that the Attorney is hereby directed to prepare the necessary resolution, be approved made by Councilman McHattie. Seconded by Councilman Hammero. Carried viva voce.

Motion that the application of Solberg Aggregate Company for a rock-crushing operation permit located in the Southeast quarter of the Northwest quarter of Section 21 be approved with the stipulation that the trash and discarded engine be removed and that the operator keep the entrance gate locked when the pit is not in operation, and further that the Attorney is hereby directed to prepare the necessary resolution, made by Councilman Hammero. Seconded by Councilman Amundson. Carried viva voce.

Motion that the application of Secure Properties for a gravel pit license located in the Southeast 1 quarter of the Southwest 1 quarter of Section 5 be approved with the stipulation that all the severe slopes and overhangs be removed to a 3-to-1 ratio and also that all trash be removed from the pit, and that the Attorney is hereby directed to prepare the necessary resolution made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

Motion that the application of Secure Properties for a gravel pit permit to be located in the Northeast 1 quarter of the Northwest 1 quarter of Section 8 be approved with the following stipulations to be accomplished within 30 days: 1) all overhangs be sloped to conform with the excavation ordinances, 2) that the area around the NSP utility poles be reseeded, 3) that all dead trees be replaced, and that the Attorney is hereby required to prepare the necessary resolution, made by Councilman McHattie. Seconded by Councilman Hammero. Carried viva voce.

Motion that the application of Secure Properties for a conditional use permit to construct fourplexes on property located in the Northeast quarter of the Northeast quarter of Section 8 be approved subject to the following conditions:

(1) A landscape plan and schedule must be furnished to the Planning Department prior to the issuance of any building permits.

(2) The homeowners agreement must be submitted to the City and approved as part of the subdivision agreement.

(3) A park dedication fee in lieu of land will be required as specified in the park dedication ordinance.

(4) That a plan be submitted to the City for controlling storm water run-off and erosion during construction, and that the Attorney is hereby directed to prepare the necessary resolution made by Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

Motion that the application of the Cottage Grove Jaycees for a conditional use permit for a carnival to be located in the Grove Plaza Shopping Center from May 28 to June 4, 1979 be approved subject to the following conditions:

- (1) Daily clean-up of all areas shall be provided.
- (2) Adequate policing shall be provided to maintain order.
- (3) Adequate sanitary facilities which shall consist of a minimum of four (4) satellites shall be provided.
- (4) Any and all water utilized from hydrants shall be paid for.
- (5) No intoxicating beverages shall be served to, or used by, equipment operators while on duty and no operator shall operate any equipment while in an intoxicated condition.
- (6) Evidence that the carnival operator has One Million Dollars of liability insurance in full force and effect, holding the City harmless from any and all liability shall be filed with the City.
- (7) Any and all mobile homes having sanitary holding tanks shall have said tanks pumped as often as necessary to maintain sanitary conditions.
- (8) A deposit fee in the amount of \$200 shall be collected by the Jaycees for the mobile homes having a sanitary holding tank to insure that these holding tanks are maintained in a sanitary condition.
- (9) No parking on either side of Point Douglas Drive South, Harkness Avenue South, or 80th Street South shall be allowed.
- (10) The lot must be cleaned up within 24 hours after the carnival is over.
- (11) Provisions shall be made to establish fire and emergency lanes within the carnival interior in the event of an emergency. Said lanes shall be inspected and approved by the Fire Marshall and Police Department prior to the opening of the carnival.
- (12) Parking for the carnival must be provided on the site.
- (13) The Cottage Grove Jaycees shall contact the contractor for the Minnesota Federal building to make sure construction materials are secured; and that the Attorney is hereby directed to prepare the necessary resolution made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

Motion that the application of Mrs. Carroll Morey for a conditional use permit to have a mobile home on property located at 11331 100th Street South be approved subject to the following conditions:

(1) The permit shall specify five years from the date of issuance.

(2) The mobile home may be used only by Mr. and Mrs. Morey.

(3) That the mobile home be hooked up to the existing sewage system and comply with all building codes and that the Attorney is hereby directed to prepare the necessary resolution made by Councilman Hammero. Seconded by Councilman Amundson. Carried viva voce.

Motion that the application of Mr. Thomas Larkey, who resides at 7560 Laverne Avenue South, for a variance from Section 4.5, paragraph 1, of the zoning ordinance which specifies that no accessory building or structure shall be constructed on any lot prior to the time of construction of the principal building to which it is accessory, be approved made by Councilman McHattie. Seconded by Councilman Amundson. Carried viva voce.

Motion that the application of Pinehill Acres Developers, Inc., to amend the plat of Pinehill Acres 1st Addition by adding 10 feet from Lot 3, Block 3, to Lot 4, Block 3, be approved and that the Attorney is hereby directed to prepare the necessary resolution made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

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

RESOLUTION NO. 79- 51

RESOLUTION AUTHORIZING REAPPORTIONMENT
OF SPECIAL ASSESSMENT

WHEREAS, First Bank - Midland of Milwaukee, and the Chicago City Bank and Trust Company filed a Petition through its attorney, John B. Burke, Jr., to reapportion certain special assessments on certain parcels of land which are described as follows, to-wit:

On a portion of the Southwest Quarter (SW $\frac{1}{4}$) of Section Twenty-Two (22), Township Twenty-Seven (27), Range Twenty-One (21), which is further described on the County Tax Records as Plat No. 27022, and known as Parcel No. 2300 prior to 1978; and

The Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-Two (22), Township Twenty-Seven (27), Range Twenty-One (21), all of the above-described parcels of land being located in Washington County, Minnesota; and

WHEREAS, First Bank - Midland of Milwaukee and the Chicago City Bank and Trust Company now each own a portion of the above-described properties; and

WHEREAS, the County Auditor has split said properties into new parcels;
and

WHEREAS, the First Bank - Midland of Milwaukee, now owns that portion of the property located in the Southwest One Quarter (SW $\frac{1}{4}$) of Section Twenty-Two (22), Township Twenty-Seven (27), Range Twenty-One (21), further described as Parcel No. 24-27022-2305, consisting of 5.27 acres, or 75% of the portion of the property on which the special assessments were originally levied; and

WHEREAS, the Chicago City Bank and Trust Company now owns that portion of the Southwest One Quarter (SW $\frac{1}{4}$) of Section Twenty-Two (22), Township Twenty-Seven (27), Range Twenty-One (21), further described as Parcel No. 24-27022-2300, consisting of 1.73 acres, or 25% of that portion of the property on which the special assessments were originally levied; and

WHEREAS, the First Bank - Midland of Milwaukee is the owner of that portion of the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-Two (22), Township Twenty-Seven (27), Range Twenty-One (21), which is further described as Parcel No. 24-27022-2660-3, consisting of 110.867 acres, or 69.3% of that portion of the original parcel upon which the special assessments were originally levied; and

WHEREAS, the Chicago City Bank and Trust Company now owns that portion of the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-Two (22), Township Twenty-Seven (27), Range Twenty-One (21), being further described as Parcel No. 24-27022-2650-4, consisting of 49.034 acres or 30.7% of that portion of the original parcel upon which the special assessments were levied; and

WHEREAS, the owners of said properties have petitioned the City Council of Cottage Grove, Minnesota, to reapportion the special assessments according to the percentages of the property owned by each party; and

WHEREAS, such an apportionment will not materially impair the collection of the unpaid balance of the original assessment against said tracts,

NOW THEREFORE, BE IT RESOLVED, by the City Council of Cottage Grove, Washington County, Minnesota, that the Clerk-Administrator of the City of Cottage Grove, Washington County, Minnesota, that the Clerk-Administrator of the City of Cottage Grove is authorized and directed to reapportion the special assessments on the above-described properties as follows:

1. 75% of the special assessments originally levied against Parcel No. 24-27022-2300 shall be levied against the parcel now owned by First Bank - Midland of Milwaukee now known as Parcel No. 24-27022-2305.
2. 25% of the assessment originally levied against Parcel No. 24-27022-2300 shall be levied against the Parcel now owned by the Chicago City Bank and Trust Company, which has retained Parcel No. 24-27022-2300.
3. That the special assessments originally levied against the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-Two (22), shall be reassessed with 69.3% of the assessment to be levied against Parcel No. 24-27022-2660-3, now owned by First Bank - Midland.
4. That of the original assessment levied against the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-Two (22), 30.7% shall be reassessed against Parcel No. 24-27022-2650-4, now owned by Chicago City Bank and Trust Co.

BE IT FURTHER RESOLVED, that no surety bond will be required of either of the property owners as a condition of the reapportionment of the special assessments.

Passed this 2nd day of May, 1979.

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

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

RESOLUTION NO. 79-52
RESOLUTION DECLARING ADEQUACY OF PETITION AND ORDERING
PREPARATION OF REPORT

WHEREAS, a Petition has been received requesting the improvement of the plat known as Ridgewood Addition by the installation of sanitary sewer, storm sewer, water mains, and house services; and

WHEREAS, this Council has reviewed said Petition,

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that said Petition is hereby declared to be signed by all of the owners of the property affected thereby;

BE IT FURTHER RESOLVED, that this Petition is hereby referred to Bonestroo, Rosene, Anderlik & Associates, the City's engineering firm, and they are hereby instructed to report to the Council with all convenient speed advising the Council in a preliminary way as to whether the proposed improvement is feasible and as to whether it should best be made as proposed or in connection with some other improvement, and the estimated cost of the improvement as recommended.

Passed this 2nd day of May, 1979.

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

Motion that the following license applications be approved: Hudworth, Inc. for a general contractor's license; Klund Construction for a general contractor's license; and Afton Construction Company for a general contractor's license made by Councilman Amundson. Seconded by Councilman Hamnero. Carried viva voce.

Motion that the following license applications be approved: David Hahn for a solicitor's license and Richard Hoekman for a solicitor's license made by Councilman Amundson. Seconded by Councilman Hamnero. Carried viva voce.

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

RESOLUTION NO. 79-53
RESOLUTION DECLARING ADEQUACY OF PETITION AND ORDERING
PREPARATION OF REPORT

WHEREAS, a Petition has been received requesting the improvement of the plat known as Hinton Heights First Addition by the installation of sanitary sewer, storm sewer, water mains, and house services; and

WHEREAS, this Council has reviewed said Petition,

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that said Petition is hereby declared to be signed by all of the owners of the property affected thereby;

BE IT FURTHER RESOLVED, that this Petition is hereby referred to Bonestroo, Rosene, Anderlik & Associates, the City's engineering firm, and they are hereby instructed to report to the Council with all convenient speed advising the Council in a preliminary way as to whether the proposed improvement is feasible and as to whether it should best be made as proposed or in connection with some other improvement, and the estimated cost of the improvement as recommended.

Passed this 2nd day of May, 1979.

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: None. Whereupon said resolution was duly declared passed and adopted.

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

ORDINANCE NO. 303

AN ORDINANCE FOR THE CITY OF COTTAGE GROVE, MINNESOTA,
AMENDING THE CITY CODE SECTION 3-6 WITH RESPECT TO THE
DEFINITION OF THE TERM "SPECIAL CLUB"

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

SECTION 1. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota" is hereby amended by amending "Chapter 3, Article 2, Section 3-6" to read as follows:

"Club-any corporation duly organized under the laws of the State for civic, fraternal, social or business purposes, for intellectual improvement or for the promotion of sports, which shall have more than 50 members, and which shall, for more than one year, have owned, hired or leased a building or space in a building of such extent and character as may be suitable and adequate for the reasonable and comfortable accommodation of its members, and whose affairs and management are conducted by a Board of Directors, executive committee or other similar body chosen by the members at a meeting held for that purpose, none of whose members, officers, agents or employees are paid directly or indirectly any compensation by way of profit from the distribution or sale of beverages to the members of the Club or its guests, beyond the amount of such reasonable

salary or wages as may be fixed and voted each year by the directors or other governing body. The term "special club" means and includes any bona fide club which has been in existence for 15 years or more or to a congressionally chartered veterans' organization which has been in existence for 10 years."

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 2nd day of May, 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, and Mayor Peterson. The following voted against the same: None. Whereupon said ordinance was duly declared passed.

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

ORDINANCE NO. 304

AN ORDINANCE FOR THE CITY OF COTTAGE GROVE, MINNESOTA
AMENDING CHAPTER 23A OF THE CITY CODE RELATING TO THE
FENCING REQUIREMENT FOR SWIMMING POOLS

The City Council of the City of Cottage Grove does ordain as follows:

SECTION 1. AMENDMENT. The "City Code of the City of Cottage Grove, Minnesota", shall be amended by amending "Chapter 23A, Section 23A-5(g) as follows:

Section 23A-5(g).

The pool area shall be enclosed with fencing to effectively prevent the entrance of children and be without hand or foot-holds that would enable a child to climb over it. The fence shall be at least four (4) feet in height, but not exceeding six (6) feet, to prevent uncontrollable access from the street or adjacent property. Such fence shall have self-closing and self-latching gates with provisions for locking and shall be completely installed prior to the filling of the pool. Fence heights and the closing and locking features of this paragraph shall apply prospectively from the date of adoption of this paragraph.

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 2nd day of May, 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, and Mayor Peterson. The following voted against the same: None. Whereupon said ordinance was duly declared passed.

Councilman Denzer arrived at 8:30 p.m.

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

RESOLUTION NO. 79-54

RESOLUTION APPROVING FINAL PLAT
OF PINEHILL ACRES 2ND ADDITION

WHEREAS, Petricka and Associates, Inc., has made application for a final plat for the subdivision of Pinehill Acres 2nd Addition; and

WHEREAS, the Planning and Zoning Commission of the City of Cottage Grove has held a public hearing on said application and recommends approval thereof,

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 Petricka and Associates, Inc. for a final plat approval for Pinehill Acres 2nd Addition shall be, and the same hereby is, approved; and

BE IT FURTHER RESOLVED, that the appropriate City officials are hereby authorized and directed to execute said plat.

Passed this 2nd day of May, 1979.

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

Motion that the Council accept the proposal from the City Engineer, Bonestroo, Rosene, Anderlik & Associates, Inc., to prepare the necessary grading plans, specifications, and bidding documents on a per diem basis, based on their contract hourly rates, for an amount not to exceed \$2,000.00 for Pinetree Pond East Park made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

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

RESOLUTION NO. 79-55

RESOLUTION AWARDDING BID FOR THE FURNISHING OF ALL LABOR AND MATERIALS FOR
THE CONSTRUCTION OF DEEP WELL NO. 9

WHEREAS, it appears that E. H. Renner and Sons is the lowest responsible bidder, and

WHEREAS, it is the recommendation of the Engineer that the contract be awarded to E. H. Renner and Sons,

NOW, THEREFORE, BE IT RESOLVED, by the City 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 E. H. Renner and Sons for the furnishing of all labor and materials for the construction of Deep Well No. 9 in the amount of \$52,645.00.

Passed this 2nd day of May, 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.

Motion that Cindy Engfer be appointed permanently to the position of Administrative Assistant, Public Safety Department, made by Councilman Denzer. Seconded by Councilman Hammero. Carried viva voce.

Motion that the application of Tennis Sanitation to increase the fees to be charged for residential pick-up to \$5.00 per month for curbside pick-up and \$7.00 per month for side-door pick-up be approved made by Councilman Denzer. Seconded by Councilman McHattie. Carried viva voce.

The Council was advised that only one hauler is currently picking up in the Thompson Grove area and that he has received complaints that there is not sufficient competition for haulers in that area.

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

RESOLUTION NO. 79-56

RESOLUTION APPROVING GRANT AGREEMENT
FOR BICYCLE SAFETY PATROL

BE IT RESOLVED that the City of Cottage Grove enter into an agreement with the State of Minnesota, Department of Public Safety for the following purpose, to-wit:

To reimburse the City for monies spent for approved activities in connection with project grant number 79-03-04 for the promotion of bicycle safety.

BE IT FURTHER RESOLVED that the Mayor of the City of Cottage Grove, County of Washington, State of Minnesota and the City Clerk be and they hereby are authorized to execute such agreement.

Passed this 2nd day of May, 1979.

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

The Clerk advised the Council of the Annual Minnesota League Convention to be held on June 13-15, 1979 in Bloomington.

Motion that the Council approve the purchase of one Motorola Mocom 70 mobile radio with tone squelch in the amount of \$1,595.00 for the East Cottage Grove Fire Department be approved made by Councilman McHattie. Seconded by Councilman Denzer. Carried viva voce.

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

RESOLUTION NO. 79-57

RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF A THREE-MILLION GALLON WATER STORAGE RESERVOIR

WHEREAS, the City Council by Resolution No. 79-26 directed the Engineer to prepare plans and specifications for the construction of a three-million gallon water storage reservoir, and

WHEREAS, these plans and specification have been completed, and have been presented to the Council for approval;

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

1. The plans and specifications for the construction of a water storage reservoir in the City of Cottage Grove heretofore prepared by the Engineer for the City and now on file in the office of the City Clerk, are hereby approved as the plans and specifications in accordance with which said improvement shall be constructed, except that said plans and specifications may be modified by further action by this Council, in accordance with the law.

2. Sealed bids will be received in the office of the City Clerk until May 31, 1979, at 11:00 p.m., 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 a contract for the construction of said water storage reservoir.

3. The Clerk shall cause to be published in the South Washington County Bulletin, the official newspaper of the City, and in the Construction Bulletin, at least 21 days before the date for the opening of the bids, a Notice of Bids for the construction of said improvement as required by law.

Passed this 2nd day of May, 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 McHattie, Councilman Hamner, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

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

RESOLUTION NO. 79-58

RESOLUTION REQUESTING THE METROPOLITAN COUNCIL HRA TO APPLY FOR REHABILITATION GRANT FUNDS FOR THE CITY OF COTTAGE GROVE

WHEREAS, the City of Cottage Grove desires to assist low income homeowners in making repairs to their homes for the purpose of correcting defects affecting directly the safety, habitability, energy usage, or accessibility of the property; and,

WHEREAS, the Minnesota Housing Finance Agency has funds to be used for such purposes, and will accept applications from housing and redevelopment authorities desiring to administer these Home Improvement Grant Program funds; and,

WHEREAS, the Metropolitan Council has been duly organized pursuant to Minnesota Statutes 1976, Section 473.123 and has all of the powers and duties of a housing and redevelopment authority pursuant to Minnesota Statutes 1976, 473.193 under the provisions of the Municipal Housing and Redevelopment Act, Minnesota Statutes 1976, Sections 462.411 to 462.711; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, does hereby request the Metropolitan Council to include the City of Cottage Grove in an application for state Home Improvement Grant Program funds, and that upon approval of such application, the City and the Metropolitan Council will enter into an agreement for operating the program within the City.

Passed this 2nd day of May, 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 McHattie, Councilman Hammero, and Mayor Peterson. The following against the same: None. Whereupon said resolution was duly declared passed and adopted.

Motion that the Council approve the purchase of replacement carpet for City Hall from Gullickson's Carpet in the amount of \$1,348.26 made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

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

Motion that the application of A & F Auto Parts for a conditional use permit to expand an auto salvage operation which is a non-conforming use at 10876 Ideal Avenue South be approved subject to the following conditions:

(1) Green fiberglass panels 8 feet tall shall be used for the fencing material on all sides of the property except the front.

(2) The fence along the front of the property shall be of wood construction 8 feet tall. The wood shall be of good quality and painted or stained so that the entire fence is of a consistent color.

(3) The fence and proposed building shall be no closer than 100 feet from the property line fronting Ideal Avenue.

(4) Extra bracing shall be installed as necessary to support the fence.

(5) The mobile home currently being used as a temporary office and any semi-trailers not being used as part of the salvage operation, shall be removed from the premises after construction of the proposed building.

(6) Trucks and equipment being utilized in conjunction with the auto salvage operation shall be stored inside the fence and away from the residence located on this property.

(7) No stacking over two cars in height or its equivalent shall be allowed on the property.

(8) Crushing of automobiles shall be allowed Monday through Saturday between the hours of 9:00 a.m. and 9:00 p.m.

(9) A driveway and parking area utilizing crushed rock or gravel shall be installed for temporary parking for six-to-eight vehicles. Said parking lot shall be installed within 150 days from approval of the conditional use permit. The remainder of the parking as shown on the site plan shall be installed within one year of the issuance of the conditional use permit.

(10) A fifty-foot wide landscaped yard consisting of grass and ever-green varieties of trees as shown on the revised site plan, shall be installed in front of the property within one year of the issuance of the conditional use permit.

(11) Work on the front fence shall be completed within 75 days of the issuance of the permit and other materials shall be moved beyond the fence. The north fence shall be completed within 100 days of the issuance of the permit, and the west fence shall be completed within 150 days of the issuance of the permit; and that the Attorney is hereby directed to prepare the necessary resolution made by Councilman McHattie. Seconded by Councilman Denzer. Carried viva voce.

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

Meeting adjourned at 9:55 p.m.

Respectfully submitted,

Carl F. Meissner
CARL F. MEISSNER
Clerk Administrator

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY 15 1979
James Andrew Howe
Secretary of State

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