

*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 16th day of May, 1979, at 7:30 o'clock p.m.

The following members were present:

Mayor Peterson  
Councilman McHattie  
Councilman Denzer  
Councilman Amundson  
Councilman Hammero

And the following were absent:

None

Mayor Peterson presided at the meeting.

The minutes of the April 30, 1979 special meeting were reviewed. There being no additions or corrections, they were approved as mailed.

The minutes of the May 2, 1979 regular meeting were reviewed. Clerk advised the Council that there was a correction to the minutes on Page 14, paragraph (11), which correction was accepted and the minutes were approved as mailed.

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

RESOLUTION NO. 79-59

RESOLUTION APPROVING CONSENT ITEMS  
ON CITY COUNCIL AGENDA OF MAY 16, 1979

BE IT RESOLVED, that Resolution No. 60, a Resolution Issuing a Conditional Use Permit to Solberg Construction Company for Commercial Gravel Excavation; Resolution No. 79-61, a Resolution Granting Conditional Use Permit to Solberg Aggregate Company for Rock Crushing; Resolution No. 79-62, a Resolution Granting Conditional Use Permit to Secure Properties, Inc., for Commercial Excavation; Resolution No. 79-63, a Resolution Granting Conditional Use Permit to Secure Properties, Inc., for Commercial Excavation; Resolution No. 79-64, a Resolution Granting Temporary Conditional Use Permit to the Cottage Grove Jaycees for the Annual Jaycee Carnival; Resolution No. 79-65, a Resolution Granting Conditional Use Permit for Mobile Home; and Resolution No. 79-66, a Resolution Approving Subdivision of Lots 3 and 4 of Block 3, Pinehill Acres First Addition; and license applications for Ashback Construction Co. for a gravel pit operator's license; Rumpca Excavating, Inc. for excavating contractor's license; Solberg Aggregate Co. for excavating contractor's license; Quality Pools for a general contractor's license; Nelson Nursery for general contractor's license; James Steele Construction for general contractor's license; and L.S. Roofing for roofing contractor's license be approved.

Passed this 16th 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 Denzer, Councilman McHattie, Councilman Hammero, Councilman Amundson, 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. 79-67

RESOLUTION GRANTING CONDITIONAL USE PERMIT TO SECURE PROPERTIES,  
INC., FOR MULTIPLE FAMILY DWELLINGS

*32165*

WHEREAS, Secure Properties, Inc., is the owner of the following described property within the City of Cottage Grove:

All of the Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) of Section Eight (8), Township Twenty-Seven (27), Range Twenty-One (21), Washington County, Minnesota, except for the following described parcels: The portion thereof platted as Summer Hills First Addition; the westerly 300.01 feet of the northerly 450.01 feet of said Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ); that portion of the Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ), Section Eight (8), Township Twenty-seven (27), Washington County, Minnesota, described as follows: Commencing at the Southeast corner of said Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ); thence north along the easterly line of said Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ), a distance of 466.76 feet; thence westerly at right angles to the easterly line of said Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ) to a point on the easterly line of Lot one (1), Block Three (3), Summer Hills First Addition; thence southerly along the westerly line of said lot One (1), Block Three (3), and the southerly extension of said line to its intersection with a line thirty-five (35) feet southerly of, measured at right angles to, and parallel with, the north line of the recorded Northern States Power Company easement across the Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ); thence westerly along said parallel line to a point on the easterly line of Hinton Avenue South; thence South along the easterly line of Hinton Avenue South to its intersection with the southerly line of said Northeast Quarter (NE $\frac{1}{4}$ ) of the Northeast Quarter (NE $\frac{1}{4}$ ); thence easterly along said southerly line to the point of beginning, except for the portion thereof included in Summer Hills First Addition;

and

WHEREAS, said property is zoned R-5; and

WHEREAS, the Planning and Zoning Commission of the City of Cottage Grove held a public hearing on the 23rd day of April, 1979 on the application of Secure Properties, Inc., for a conditional use permit for multiple family dwellings on the above-described property; and

WHEREAS, the Planning and Zoning Commission has recommended the granting of a conditional use permit subject to certain 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 Secure Properties, Inc., for a conditional use permit for sixty-four (64) units of multiple family dwellings, utilizing a four-plex concept on the above-described property, hereby is granted, subject to the following terms and conditions:

1. That a landscape plan and schedule must be furnished to the Planning Department prior to the issuance of any building permits.
2. That the Homeowners Agreement must be submitted to the City and approved as a part of the Subdivision Agreement.

3. That since the re-design of the project has severely limited the open space features, the developer shall be required to pay a park dedication fee in the sum of Seventy-five (\$75.00) Dollars per bedroom in lieu of land, as specified in the park dedication ordinance.

4. That the developer shall submit a plan to the City for controlling storm water run-off and erosion during construction.

The permit is granted for the following reasons:

That the non-residential traffic will not create a safety hazard;

that the use is sufficiently separated from the adjacent residential property so that existing homes will not materially depreciate in value, and there will not be deterrence to development of vacant lands; that the structure and site will have an appearance that will not adversely affect adjacent residential property;

that there will be no exterior signs other than those permitted in a residential district.

Passed this 16th 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 Denzer, 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 resolution and moved for its adoption:

RESOLUTION NO. 79-68

RESOLUTION GRANTING CONDITIONAL USE PERMIT TO A & F  
AUTO PARTS FOR EXPANSION OF NON-CONFORMING USE

WHEREAS, A & F Auto Parts has made application to expand the business of the auto wrecking and salvage yard located in a residential district, which property is described as follows:

Part of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Twenty-Nine (29), Township Twenty-Seven (27) North, Range Twenty-One (21) West, beginning at a point on the east line of Section Twenty-Nine (29), 744.2 feet north of the southeast corner of Section Twenty-Nine (29); thence west 1316 feet to the west line of the Southeast Quarter (SE $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Twenty-Nine (29); thence South 247.6 feet; thence east 1316 feet; thence North 248.07 feet to the point of beginning; excluding therefrom the east 33 feet of said tract for public right-of-way, said property is commonly known as A & F Auto Parts, 10876 Ideal Avenue South, Cottage Grove, Minnesota; and

WHEREAS, the Planning and Zoning Commission of the City of Cottage Grove held a public hearing on the 26th day of March, 1979; and

WHEREAS, the matter was again heard on April 23, 1979; and

WHEREAS, the Planning and Zoning Commission has recommended the granting of the expanded conditional use permit with certain 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 by Alvin Martin, d/b/a A & F Auto Parts, for the conditional use permit to expand the auto wrecking and salvage yard shall be, and hereby is, granted, subject to the following terms and conditions:

1. That green fiberglass panels 8 feet tall shall be used for the fencing material on all sides of the property except the front.
2. That the fence along the front portion of the property shall be of wood construction 8 feet tall. The wood shall be 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 a 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 the 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 50-foot wide landscaped yard consisting of grass and evergreen 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. The work on the front fence shall be completed within 75 days of the issuance of the permit, and all vehicles and other materials shall be moved behind the fence; the north fence shall be completed within 100 days of the issuance of the permit; the south fence shall be completed within 125 days of the issuance of the permit; and the west fence shall be completed within 150 days of the issuance of the permit.

The permit is granted for the following reasons:

The non-residential traffic does not create a safety hazard:

the proposed use will be sufficiently separated by the screening required in the conditions above from adjacent residentially-zoned property so that existing homes will not be materially depreciated in value and there will be no deterrence to development of vacant land;

the structure and site will have an appearance that will not have an adverse effect on the adjacent residential property;

there will be no exterior signs other than those permitted in a residential district.

Passed this 16th 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 Hamnero, Councilman Denzer, Councilman McHattie, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

Motion that the application of J. L. Shiely Company for a gravel pit operator's license be approved made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

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

RESOLUTION NO. 79-69

RESOLUTION AUTHORIZING ISSUANCE AND SALE  
OF \$1,150,000 GENERAL OBLIGATION WATER  
AND SEWER REVENUE BONDS

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

Section 1. Purpose. It is hereby determined to be in the best interests of the City to construct improvements to the City's water and sewer system, and to issue general obligation revenue bonds to pay the costs of said improvements pursuant to Minnesota Statutes, Section 444.075. The estimated costs of said improvements are as follows:

Water Improvements	\$ 845,000
Sewer Improvements	195,353
Funded Interest	71,875
Financial and legal fees	15,000
Bond discount	<u>22,772</u>
TOTAL	\$1,150,000

Section 2. Bond Authorization. This Council hereby authorizes the issuance of \$1,150,000 principal amount of General Obligation Water and Sewer Revenue Bonds to finance the costs of the proposed improvements. The bonds and the interest thereon shall be payable primarily from available net revenues to be derived by the City from its water and sewer utility, but the full faith and credit of the City shall also be pledged to payment of the Bonds.

Section 3. Terms of Bond Sale; Notice. Ehlers and Associates, Inc., financial consultants to the City, has presented to this Council a form of Notice of Sale of bonds, and abbreviated notice for publication, which shall be placed on file by the Clerk. Each and all of the provisions of the Notice of Sale are hereby adopted as the terms and conditions of the bonds and of the sale thereof. The Clerk is authorized and directed to cause the abbreviated notice to be published once in the official newspaper, and once in the Commercial West, a financial periodical published in Minneapolis, both publications at least ten days before the date on which bids for the purchase of the bonds will be received.

Section 4. Sale Meeting. This Council shall meet at the City Hall on Monday, June 11, 1979, at 8:00 o'clock P.M. for the purpose of receiving, opening and considering sealed bids for the purpose of the bonds, and of taking such action thereon as may be in the best interests of the City.

Passed this 16th 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 McHattie, Councilman Denzer, Councilman Hammero, Councilman Amundson, 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 proper City official to enter into an agreement with Moody's Municipal Bond Rating Service for a new bond rating for the foregoing issue of \$1,150,000.00 made by Councilman McHattie. Seconded by Councilman Hammero. Carried viva voce.

Motion that the Council direct Staff to replace the back-stop at Hemingway Park, that Hemingway Park not be used for any organized sport after 1979, that the City direct that no parking fines be installed on the north side of Hemingway Avenue South along the park property, and the the Council also direct the Parks Commission to review and consider the limiting of participants in any recreational activity to the facilities available made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

The Mayor directed Staff to continue looking for additional facilities to handle the soccer program in 1979 and in the future.

The Council received complaints from residents living adjacent or close to the walkway in between Hillside Trail and Ironwood Avenue South. The residents in that area were concerned about vehicles using this walkway as a shortcut between the two streets. Motion that the Council authorize Staff to install some type of barricade so that this would be eliminated made by Councilman Denzer. Seconded by Councilman Hammero. Carried viva voce.

The Council reviewed the notice from Minnesota Pollution Control Agency regarding the proposed land spreading of municipal waste water sludge on property located in Sections 13, 15 and 24, which property is owned by Bailey Nurseries, Inc. The Engineer and Administrator gave a report concerning this land spreading. No action taken by the Council.

The Council directed that the Public Works Commission review the matter of land spreading of municipal waste water sludge and make a recommendation to the Council as to any restrictions that should be enacted.

The Clerk Administrator read the Notice of Hearing received from the Minnesota Public Service Commission regarding application of Northwestern Bell Telephone Company for a general rate increase. No action taken.

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

ORDINANCE NO. 305

AN ORDINANCE FOR THE CITY OF COTTAGE GROVE  
AMENDING CHAPTER 18 WITH RESPECT TO  
PEDDLERS, SOLICITORS AND VENDORS

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

SECTION 1. AMENDMENT. "Section 18-2 of the City Code of the City of Cottage Grove," shall be amended as follows:

Section 18-2. Permit Required; Exception. It shall be unlawful for any peddler, solicitor or vendor to sell or attempt to sell any product upon any public property or road in any area within the City or to engage in door-to-door solicitation of sales within such area without first having obtained a permit for this purpose from the City; except those individuals acting in behalf of nonprofit organizations having their principal places of business within the City.

SECTION 2. AMENDMENT. "Section 18-6 of the City Code of the City of Cottage Grove," shall be amended as follows:

Section 18-6. Hours of Sale.

a. No peddler, solicitor or vendor shall engage in any peddling, soliciting or vending within the City between the hours of 8:00 p.m. and 10:00 a.m.

b. No vendor shall sell or attempt to sell food products from a motor vehicle in a residential zone between the hours of 4:00 p.m. and 6:30 p.m.

SECTION 3. AMENDMENT. "Section 18-10 of the City Code of the City of Cottage Grove," shall be amended as follows:

Section 18-10. Prohibition of Stationary Sales Location.

a. No sales of goods, wares or merchandise may be made from a stationary location stand or vehicle on public streets or public street right-of-way.

b. When applicant intends to make sales from stationary locations within the City, the license application shall contain a specific description of the proposed sale location. No more than one license shall be issued for a single sale location.

SECTION 4. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed this 16th day of May, 1979.

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

The Public Safety Commission minutes of May 8, 1979, were reviewed. No action taken because of lack of quorum.

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

RESOLUTION NO. 79-70

RESOLUTION AWARING BID - 1979 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 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 Allied Blacktop in the amount of \$68,380.90 for the 1979 Seal Coating Program.

Passed this 16th 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 voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

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

ORDINANCE NO. 306

AN ORDINANCE FOR THE CITY OF COTTAGE GROVE, REFUNDING PORTIONS OF THE SAC CHARGE COLLECTED BY THE METROPOLITAN WASTE CONTROL COMMISSION

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

SECTION I:

Section 1.01. Definitions. The following words and phrases, as used in this ordinance shall have the meanings ascribed to them:

- 1.011 SAC Charge. A sum of money collected by the City of Cottage Grove on behalf of the MWCC to pay debt service on Metropolitan Treatment Works and Metropolitan Interceptors.
- 1.012 Treatment Works Portion. That portion of the SAC Charge attributed to service on Treatment Works.
- 1.013 Interceptor Portion. That portion of the SAC Charge attributed to debt service on Interceptors.
- 1.014 MWCC. The Metropolitan Waste Control Commission, formerly The Metropolitan Sewer Board.
- 1.015 City. The City of Cottage Grove, Minnesota.
- 1.016 Administrative Charge. 1% of the SAC Charge permitted, under MWCC regulations, to be retained by the City upon collection of the SAC Charge, together with 10% of the SAC Refund returned to administer the Refund.
- 1.017 SAC Refund. The amount of the SAC Charge remaining after deduction of the Administrative Charge and the Treatment Works Portion from the SAC Charge.
- 1.018 Permit Taker. The person who, according to City records, actually paid the SAC Charge to the City.
- 1.019 Record Owner. Any person who, on the date the SAC Charge was paid, owned, or was purchasing a fee simple interest in the building site to which the permit is applicable, evidenced by any of the following:

- (a) a deed recorded in the Office of the County Recorder
- (b) a Contract for Deed
- (c) a Land Purchase Agreement subsequently culminating in either (a) or (b).

1.0110 Beneficial Owner. In a case where the permit is taken for new construction, the Beneficial Owner is any of the following:

- (a) The first owner/occupant of a single family dwelling;
- (b) The first owner/landlord of a rental dwelling;
- (c) The first owner/occupant or owner/landlord of a commercial, industrial, institutional or other building.

1.0111 Applicant. The Record Owner, Beneficial Owner, Permit Taker or other person who makes application for a SAC Refund.

Section 2.01. Intent and Purpose. The City Council finds that in October of 1972 the MWCC instituted a SAC Charge and required the City to collect the SAC Charge upon issuance of a building permit or a sewer permit. Subsequently, the MWCC has determined to cease requiring collection of a portion of the SAC Charge and to refund to the City, a portion of the SAC Charges already collected. The City Council finds that it has an equitable obligation to return the SAC Refund to the person or persons entitled thereto, in cases where the identity of such person or persons can be determined.

Section 3.01. Notice of SAC Refund. The City Clerk is hereby authorized and directed to publish the Notice of SAC Refund which is attached hereto and made a part hereof by reference in the Official Newspaper of the City on one day of each week for three successive weeks. No other notice of SAC Refund shall be provided.

Section 4.01. Application for SAC Refund. Applications for SAC Refund shall be made in the following manner and requests for refunds made in any other manner will not be considered:

- 4.011 All applications for SAC Refunds shall be made on application forms provided by the City Clerk. The application shall contain, but not be limited to, the name, address, and telephone number of the applicant, the date on which the SAC Charge was paid, a concise statement of the facts explaining the applicant's right to the refund, together with any other relevant information required by the City Clerk.
- 4.012 All applications shall be signed and verified by the applicant and filed with the City Clerk no later than 5:00 p.m. on the 16th day of July, 1979. Applications filed after the 16th day of July, 1979, will not be considered for a Refund and no Refund will be paid to applicants filing thereafter.
- 4.013 The SAC Refund shall be computed by the City Clerk and shall consist of such portion of the original SAC Charge remaining after deducting the Treatment Works Portion and the Administrative Charge, provided, however, that should any shortage appear to have been made in the amount of the SAC Refunds obtained from the MWCC, such shortage shall be deducted, prorata, from each SAC Refund made.

- 4.014 No SAC Refund shall be made until 67 days, or more, after the last publication of the Notice of SAC Refund. All eligible SAC Refunds shall be made within 10 days after the expiration of the said 67th day.

Section 5.01 Disputed Refunds. No SAC Refund shall be made on any SAC Charge for which two or more Applications for Refunds are made unless all applicants submit a written request setting forth the manner in which the SAC Refund is to be distributed between or among them. Any SAC Refund, including Disputed Refunds, which remain unallocated and unpaid one year after the last publication of the Notice of SAC Refund shall be paid into the General Fund of the City together with any interest accrued on the SAC Refunds.

Section 6.01 Litigation Expenses. The amount of any SAC Refund, as computed by the City Clerk, as to which litigation is commenced in any Court of Law shall be set aside in a separate account and payments made therefrom only in accordance with the final order of the Court after appeal rights have expired. In the event the City is made a party to any such litigation, or in the event that the City Council deems it in the public interest to enter such litigation, legal expenses, court costs, expert witness fees and other expenses connected with the litigation shall be deducted prorata from any SAC Refund subsequently paid from the Litigation Fund.

Section 7.01 Penalties. Any person who knowingly presents false information in connection with an Application for SAC Refund, upon conviction thereof shall be subject to a fine and not to exceed \$500.00 or to imprisonment for a period not to exceed 90 days, or both.

SECTION II.

This Ordinance becomes effective upon its adoption and publication. Adopted by the City Council of the City of Cottage Grove this 16th 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 Denzer, Councilman Hammero, Councilman McHattie, Councilman Amundson, and Mayor Peterson. The following voted against the same: None. Whereupon said ordinance was duly declared passed.

Motion that the Council accept the recommendation of the Director of the Youth Services Bureau and the Clerk Administrator and hire Ms. Marlene Swaggert as Counselor of the Youth Service Bureau on a 6-month probationary period at an annual salary of \$12,500.00, effective May 17, 1979, made by Councilman Hammero. Seconded by Councilman Amundson. Carried viva voce.

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

RESOLUTION NO. 79-71

RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR  
TWO PORTABLE CARDIAC MONITORS

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 two portable cardiac monitors heretofore prepared by the Director of Public Safety 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 the two portable cardiac monitors 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 recieved in the office of the City Clerk until 10:00 a.m., C.D.S.T., Tuesday, June 5, 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 the two portable cardiac monitors.

3. The Clerk shall cause to be published in the Washington County Bulletin, the official newspaper of the City, at least 10 days before the date for the opening of bids, a Notice of Bids as required by law.

Passed this 16th 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 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.

Motion that the request of the Grove Estates Fire Department for the City to purchase one Hurst Rescue Tool in the amount of \$5,804.00, one Onan Portable Power Plant in the amount of \$452.00, four Ziamatic Quic-swing Airpack Brackets in the amount of \$824.00, and one three-section, 28-foot Aluminum Fire Ladder in the amount of \$391.00, and miscellaneous hose fittings and adapters for \$309.00 be approved made by Councilman Hammero. Seconded by Councilman McHattie. Carried viva voce.

Motion that the Grove Estates Fire Department be authorized to purchase one new truck body from Forstner Fire Apparatus of Madelia, Minnesota, in the amount of \$11,945.00 by approved and also that the Fire Department be authorized to repaint the truck chassis to match the new body in the amount of \$275.00 be approved made by Councilman Hammero. Seconded by Councilman McHattie. Carried viva voce.

The Council reviewed the request of the Grove Estates Fire Department to approve the special legislation regarding membership into the PERA Police and Fire Fund; since this legislation has not been signed by the Governor, it was the recommendation that no action be taken. The Mayor directed Staff to obtain the cost for providing this type of retirement benefit to the fire fighters. The Mayor asked if any of the Councilmen objected to the proposed legislation; all indicated that they had no objection.

The Clerk advised the Council that the County was receiving applications for persons to serve on the County Solid Waste Committee. No action taken.

Joseph Schnide indicated a willingness to serve on this committee. Clerk advised the Council of the Notice of Liquor Violation filed against Plaza Liquors, Inc., with a sale of an alcoholic beverage to an under-aged person.

Motion that the Council take no further action regarding the liquor violation charge against Plaza Liquors, Inc., made by Councilman Denzer. Seconded by Councilman McHattie.

The Clerk read the notice from the Association of Metropolitan Municipalities regarding its annual meeting which will be held on Thursday, May 24, 1979.

Motion that the Council not renew the annual retainer with St. Paul Employers' Association made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Council go on record as approving favoring the sale of property at the intersection of 70th Street South and Inwood Avenue South, and that Staff is hereby directed to proceed with negotiations with Reverend Benjamin Timms for the purchase of this property made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

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

RESOLUTION NO. 79-72

RESOLUTION AUTHORIZING THE WRITING-OFF OF CERTAIN SOUTH WASHINGTON COUNTY AMBULANCE BILLS DETERMINED TO BE UNCOLLECTIBLE

WHEREAS, the City of Cottage Grove under a joint powers agreement with the Cities of St. Paul Park, Newport and the Town of Grey Cloud operate an ambulance service commonly known as the South Washington County (SOWASHCO) Ambulance Service, and

WHEREAS, there is a charge for this ambulance service to those persons utilizing said service, and it is the responsibility of the City of Cottage Grove to issue bills and collect for this service, and

WHEREAS, from time to time, and for various reasons, certain of these bills are not fully paid,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that it hereby authorizes the Clerk Administrator to write-off \$4,662.10 of ambulance bills, billed in 1977 and 1978, and which are determined to be uncollectible, and that said bills be so noted as uncollectible and ordered placed on file in the office of the City Clerk.

Passed this 16th 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 Amundson, Councilman Hammero, Councilman Denzer, Councilman McHattie, and Mayor Peterson.

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Motion that the request of the Department of Transportation to subdivide local assessments against Parcels No. 27022-2250 and No. 27008-2900 be approved made by Councilman Denzer. Seconded by Councilman Amundson. Carried viva voce.

Motion that the Ridgewood First Addition Subdivision Agreement be approved and that the Mayor and Clerk are hereby authorized to approve said agreement made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

Motion that the bills as presented be allowed, including a bill to Petricka and Associates and Fischer Construction Company, Inc., for a refund of water main oversizing cost, Pinehill Acres First Addition in the amount of \$13,220.50 be approved made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

The Clerk asked the Council how strict Staff should be in enforcing ordinances regarding the parking of commercial and inoperative vehicles in the City. The Mayor directed that this matter be referred to Public Safety for their review.

Councilman McHattie inquired about the possibility of constructing tennis courts near the East Cottage Grove Community Club and indicated that they would be able to participate in a matching grant program.

The Mayor decreed the days of June 1 and 2, 1979, as State AAU Track Meet Days.

The Council discussed who would be at the Board of Review Meeting to be held on Thursday, May 17, 1979.

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

Meeting adjourned at 10:35 p.m.

Respectfully submitted,

*Carl F. Meissner*

CARL F. MEISSNER  
Clerk Administrator

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
MAY 29 1979

*Jean Anderson Howe*  
Secretary of State

*32/65*  
*O.N.*