

*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 1st day of August, 1979, at 7:30 o'clock p.m.

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

And the following were absent: None

Mayor Peterson presided.

The minutes of the July 18, 1979 regular meeting were reviewed. There being no additions or corrections, they were approved as mailed.

The Mayor requested that the minutes of the July 19, 1979 special meeting be discussed at the end of this meeting, which request was observed by the Council.

The Clerk presented an Affidavit showing publication in the official newspaper of the Notice of Hearing to be held on this date and at this time with respect to the application of the Minnesota Rehabilitation Association for an "On-sale" Nonintoxicating Malt Liquor License at the East Cottage Grove Ballfields on August 18 and 19, 1979. Which Affidavit was examined, approved, and ordered placed on file in the office of the City Clerk.

The Clerk then read aloud the Notice of 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 Minnesota Rehabilitation Association for the issuance of a Temporary "On-sale" Nonintoxicating Malt Liquor License for the East Cottage Grove Ballfields on August 18 and 19, 1979 be approved made by Councilman Denzer. Seconded by Councilman McHattie. Carried 4 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 the application of the Cottage Grove Athletic Association for an "On-sale" Nonintoxicating Malt Liquor License at Hamlet Park on August 11 and 12, 1979. Which Affidavit was examined, approved, and ordered placed on file in the office of the City Clerk.

The Clerk then read aloud the Notice of 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 for a Temporary "On-sale" Nonintoxicating Malt Liquor License at Hamlet Park on August 11 and 12, 1979, be approved made by Councilman McHattie. Seconded by Councilman Denzer. Carried 4 ayes, one nay, Councilman Amundson voting nay.

The Council reviewed the application of Wilbur Husaby for a conditional use permit for a car sales lot.

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

RESOLUTION NO. 79-108

RESOLUTION GRANTING CONDITIONAL USE PERMIT  
FOR AN AUTOMOBILE SALES LOT TO WILBUR HUSABY

WHEREAS, Wilbur Husaby has filed an application for a conditional use permit to operate an out-door automobile sales lot at 7510 Point Douglas Drive, said property being legally described as:

Lot 11, Block 11, Thompson's Grove Estates, 8th Addition, commonly known as 7510 Point Douglas Drive, Cottage Grove, Minnesota, and

WHEREAS, the Planning and Zoning Commission of the City of Cottage Grove held a public hearing on said application on March 26, 1979, and subsequently recommended approval of the same at the meeting of July 23, 1979, but that the permit be subject to certain conditions, and

WHEREAS, the City Council has reviewed the application on the recommendation of the Planning Commission and finding them to be proper and appropriate in view of the circumstances, and

WHEREAS, the proposed use will not cause a traffic hazard or congestion; and the adjacent land will not be adversely affected because of traffic generation, noise, glare or other nuisance characteristics,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, Washington County, State of Minnesota, that the application of Wilbur Husaby for a conditional use permit for an out-door automobile sales lot on the above-described property shall be and the same hereby is, approved, on the following conditions:

1. That lighting must be directed away from the adjacent residential area.
2. No engine overhauls, transmission overhauls, power train work, body work or painting of automobiles shall be allowed on the property.
3. No inoperative vehicles shall be stored on the site.
4. Sufficient parking shall be provided at the rear of the building for customers and employees.

5. That one curb cut on Point Douglas Drive and one curb cut on Hefner Avenue shall be closed.
6. That the sales lot shall not be open for business after 10:00 p.m.
7. That the underground gasoline storage tank shall either be removed or filled with sand.
8. That no outside audio system shall be used.
9. That the existing landscaping on Point Douglas Drive and Hefner shall remain and shall be maintained.
10. That the maximum number of vehicles allowed to be parked on the sales lots shall conform to the requirements used for parking in the B-2 District.

Passed this 1st day of August, 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 Council reviewed the application of Clarence Linn for a conditional use permit to construct a motor fuel station, which application was for renewal of a previous permit granted by this Council.

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

RESOLUTION NO. 79-109

RESOLUTION GRANTING THE EXTENSION ON RESOLUTION NO. 79-39  
AND CHANGING CERTAIN CONDITIONS

WHEREAS, Clarence Linn has made application for a conditional use permit to erect and operate a motor fuel station on property located at the intersection of Hadley Avenue South and Grange Boulevard South, said property being described as follows:

That part of Tract B, Registered Land Survey number 36, on file with the Registrar of Titles, County of Washington, except that part lying Southwesterly of the line described as commencing at the most Westerly corner of said Tract B; thence Northeasterly along the Northwesterly line of said Tract B, 147 feet to the actual point of beginning of the line to be described; then Southeasterly, at right angles to said Northwesterly line to the Southerly line of said Tract B and there terminating.

WHEREAS, the Planning and Zoning Commission of the City of Cottage Grove held a public hearing on said application on October 24, 1977, and continued said hearing at the request of the applicant until February 28, 1978, and heard comments both for and against the proposal; and

WHEREAS, the Planning and Zoning Commission recommended approval of said application at that time with certain conditions, and

WHEREAS, said conditional use permit was granted, but construction was not commenced within 1 year, and

WHEREAS, the applicant filed a new application, and the Planning and Zoning Commission held a hearing on the application on June 25, 1979, and

WHEREAS, the Planning and Zoning Commission has recommended approval of said application for a conditional use permit subject to certain conditions; and

WHEREAS, the proposed use will not cause a traffic hazard or congestion; and the adjacent land will not be adversely affected because of traffic generation, noise, glare or other nuisance characteristics,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, Washington County, State of Minnesota, that the application of Clarence Linn for a conditional use permit for a motor fuel station on the above-described property be, and the same hereby is, approved by extending the conditional use permit granted in Resolution No. 78-39, for a period of one year, on the condition that one curb cut be allowed on Grange Boulevard providing for traffic to make a right turn in and a right turn out of said motor fuel station and further that said curb cut be a minimum of 124 feet from the Hadley Avenue South property line and on the further condition that one curb cut be allowed on Hadley Avenue South to provide for both right hand and left hand turns into and out of the aforescribed property, with said curb cut being a minimum of 110 feet from the property line adjacent to Grange Boulevard.

Passed this 1st day of August, 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 Hammero, Councilman McHattie, Councilman Amundson, and Mayor Peterson. The following voted against the same: None. Councilman Denzer abstained. Whereupon said resolution was duly declared passed and adopted.

The Council reviewed the application of the Cottage Grove Association for a conditional use permit to construct multi-family dwelling units.

Motion that the application of the Cottage Grove Association for a conditional use permit to construct multi-family dwelling units consisting of 50 units located near the intersection of 90th Street and Islay Avenue South, which approval includes a 15-foot set-back variance for garages along Islay Avenue, be approved and the Attorney is hereby directed to prepare the necessary resolution made by Councilman Denzer. Seconded by Councilman Hammero. Carried 4 ayes, one nay, Councilman Amundson voting nay.

The Council reviewed the application of Mrs. Clara Radke for approval of a minor subdivision. Mr. Robert Eddy, representing Mrs. Clara Radke, appeared before the Council requesting a change in the commission's recommendation that Lot 3 be held from development until City water and sewer is available.

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

RESOLUTION NO. 79-110

RESOLUTION GRANTING MINOR SUBDIVISION TO CLARA RADKE

WHEREAS, Clara M. Radke filed an application for a subdivision consisting of six lots on the following described property:

The Southeast Quarter of the Southeast Quarter, except the West 24 rods thereof in Section 11, Township 27 North, Range 21 West, also that part of the Southwest Quarter of the Southwest Quarter of Section 12, Township 27 North, Range 21 West, lying West of Old Military Road as now established. Also all that part of the Northwest Quarter of the Northwest Quarter of Section 13, Township 27 North, Range 21 West, lying West of the present highway as now located and established, County of Washington, City of Cottage Grove, Minnesota, and

WHEREAS, the Planning and Zoning Commission of the City of Cottage Grove held a public hearing on said application on November 27, 1978, and at said hearing voted to continue the hearing to allow Mrs. Radke to return with an alternate plan to divide the property, and

WHEREAS, Mrs. Radke has submitted a proposal to divide the property into five lots, and the Planning and Zoning Commission has recommended approval of said plan, subject to certain conditions, and

WHEREAS, the City Council has reviewed the application, and proposed plans, and the conditions recommended by the the Planning Commission and finds them to be proper and appropriate under all the circumstances,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Cottage Grove, County of Washington, State of Minnesota, that the application by Clara M. Radke for a minor subdivision of the above-described property into five lots, shall, and the same hereby is, approved, subject to the hereinafter stated conditions:

1. That Lot 3 be held for development until approval for development is granted by the City Council.

Passed this 1st day of August, 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. And the following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

Chief of Police Robert Oszman gave a report on the new law requiring the licensing of part-time police officers. This licensing procedure would apply to the City's police reserve officers. Chief Oszman advised the Council that it would cost approximately \$175.00 per person to have our people certified, which would include a medical examination, psychological examination, and a felony investigation (check).

Motion that the Council endorse and approve the licensing of 15 part-time police officers as proposed by Chief Oszman made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

A Mr. Borg appeared before the Council concerning an ambulance bill he received for the transport of his wife to a hospital. Mr. Borg indicated that he had received numerous notices regarding this bill and that it had not been paid by either Medicaid or Medicare. The Mayor directed Chief Oszman to look into this matter and help Mr. Borg as much as possible to resolve his problem.

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

RESOLUTION NO. 79-111

RESOLUTION AWARDED BID - WATER & SEWER EXTENSIONS  
IN RIDGEWOOD FIRST ADDITION

WHEREAS, it appears that Mueller Pipeliners Minnesota, Inc., is the lowest responsible bidder, and

WHEREAS, it is the recommendation of the Engineer that the contract be awarded to Mueller Pipeliners Minnesota, Inc., 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 Mueller Pipeliners Minnesota, Inc., in the amount of \$283,589.90 for the water and sewer extensions in the Ridgewood First Addition.

Passed this 1st day of August, 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 resolution and moved for its adoption:

RESOLUTION NO. 79-112

RESOLUTION AWARDING BID - WOODRIDGE PARK ADDITION  
STREET LIGHTING PROJECT

WHEREAS, it appears that Collins Electrical Construction Company is the lowest responsible bidder, and

WHEREAS, it is the recommendation of the Engineer that the contract be awarded to Collins Electrical Construction Company, 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 Collins Electrical Construction Company, in the amount of \$74,803.00 for the installation of street lighting in the Woodridge Park Addition.

Passed this 1st day of August, 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 Amundson, Councilman Hammero, and Mayor Peterson. And the following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

The Council discussed and identified four state legislative issues it would like the League of Minnesota Cities to consider for future legislative action. These items were:

1. To reduce spending by the State of Minnesota.
2. Less Government involvement.
3. Repeal 6% levy limit or apply same law to State spending and all other State governmental agencies.
4. Less mandated laws for local Government.

Motion that the Council accept the foregoing four legislative issues as discussed and recommended these issues to the League of Minnesota Cities made by Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

Motion that the Council recommend to the Association of Metropolitan Municipalities to take a position that the Metropolitan Council members be elected made by Councilman Amundson. Seconded by Councilman Denzer. Motion carried 3 ayes, two nay, Councilman Hammero and Mayor Peterson voting nay.

The Council reviewed the Notice of Public Meeting set up by the Metropolitan Waste Control Commission regarding their study on residual solids management. The Mayor and Council authorized the City Planner to make a statement on behalf of the Council at this meeting.

Motion that Debra Lee Cross be hired as a part-time secretary for the Youth Service Bureau at a starting salary of \$3.50 per hour, effective July 25, 1979, and that said hiring would be subject to the 6-month probationary period made by Councilman Denzer. Seconded by Councilman McHattie. Carried viva voce.

The Council reviewed the letter received from Washington County regarding the sale of surplus property located on Lots 2 through 7, East Side Addition.

Motion that the Cottage Grove City Council decline the offer of Washington County to purchase Lots 2 through 7, East Side Addition, including a garage which is on this property made by Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

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

Motion that the minutes of the July 19, 1979 special meeting be tabled made by Councilman Denzer. Seconded by Councilman Amundson. Carried viva voce.

The Clerk Administrator advised the Council that the Youth Service Bureau was contacting the School District requesting operating funds for 1980. The Clerk also asked the Council to advise him if they had any objections to this proposal.

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

Meeting adjourned at 9:12 p.m.

Respectfully submitted,

*Carl F. Meissner*

CARL F. MEISSNER  
Clerk Administrator

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
AUG 15 1979

*Jan Anderson Howe*  
Secretary of State

432295  
O.D.