

Pursuant to due call and notice thereof, a regular meeting was duly held at the City Hall, 7516 80th Street South, on the 17th day of September, 1980 at 7:45 P.M., C.D.T.

The following members were present:

Mayor Peterson
Councilwoman Berndt
Councilman Denzer
Councilman Amundson
Councilman Hammero

And the following were absent:

None.

Mayor Peterson presided over the meeting.

The minutes of the September 3, 1980 regular meeting were reviewed. There being no additions or corrections, they were approved as mailed.

The minutes of the September 2, 1980 special meeting were reviewed. There being no additions or corrections, they were approved as mailed.

Councilwoman Berndt introduced the following resolution and moved for its adoption:

RESOLUTION NO. 80-146

RESOLUTION APPROVING CONSENT ITEMS ON CITY COUNCIL AGENDA
OF SEPTEMBER 17, 1980

BE IT RESOLVED, that Resolution No. 80-147, Resolution Granting Lot Size Variance; Resolution No. 80-148, Resolution Granting Minor Subdivision to Charles Jackman; Resolution No. 80-149, Resolution Accepting Work and Authorizing Final Payment for Water and Sewer Extensions in Pinetree Pond East First Addition; Resolution No. 80-150, Resolution Approving the Acquisition of Lands for the Construction of Jamaica Avenue North from 80th Street to Military Road; and License Applications from Dakota Rhoads Masonry, Inc., masonry contractor; Major Construction Company, Inc., General Contractor; and the Cottage Grove Athletic Association for a dance permit for September 20, 1980 at Hamlet Park, be approved.

Passed this 17th day of September, 1980.

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: Councilwoman Berndt, 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.

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

RESOLUTION NO. 80-151

RESOLUTION GRANTING MINOR SUBDIVISION TO PETER HOFFEL

WHEREAS, Peter Hoeffel has applied for a minor subdivision of certain property which is described as follows:

City Council Meeting
September 17, 1980

--2--

All that part of Sections 16, 17 and 20, Township 27 North, Range 21 West, in the City of Cottage Grove, Washington County, Minnesota, described as follows: A three acre parcel of land with the Northwestern line being parallel to the Southeasterly line and at right angles to the Southwesterly right-of-way line of the Southwesterly service road to Trunk Highway 10/61, and the parcel shall lie Southwesterly and contiguous to said Southwest service road and Northeasterly and contiguous to the Northeasterly line of the C.M. St. Paul and Pacific Railroad right-of-way; and said parcel being subject to easements of record, and

WHEREAS, a public hearing was held before the Cottage Grove Planning and Zoning Commission on August 25, 1980, to hear comments for and against said minor subdivision, and

WHEREAS, the Planning and Zoning Commission recommended approval of said minor subdivision, subject to one condition,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Cottage Grove, Washington County, Minnesota, that the application of Peter Hoeffel for a minor subdivision on the above-described property, be, and the same hereby is, granted, subject to the following stated conditions.

1. That a certificate of survey be submitted prior to recording of the minor subdivision.
2. That no waste materials, other than those produced on the premises, shall be handled on the site.

Passed this 17th day of September, 1980.

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, Councilwoman Berndt, 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. 80-152

RESOLUTION DENYING VARIANCE AND SUBDIVISION
AMENDMENT

WHEREAS, Westward Construction Company made application to the City of Cottage Grove for a subdivision amendment and variance on the following described property:

Lots 8, 9 and 10, Block 1; Lots 8, 9 and 10, Block 2, all in Pinehill Acres Second Addition, and

City Council Meeting
September 17, 1980

-3-

WHEREAS, a public hearing was held by the Planning and Zoning Commission of the City of Cottage Grove on the 25th day of August, 1980 to hear comments for and against the proposal, and

WHEREAS, the Planning and Zoning Commission recommended denial of the applications, and

WHEREAS, the Council has reviewed the Planning Commission's minutes,

NOW, THEREFORE, BE IT RESOLVED, by the City of Cottage Grove, Washington County Minnesota, that the application of Westward Construction Company for a subdivision amendment and variance on the above-described property be, and the same hereby is, denied, for the following stated reasons:

1. That the property is presently zoned "R-4", allowing only single family residential homes.
2. That portions of Pinehill Acres Second Addition had single family homes constructed upon certain parcels.
3. That the proposed subdivision amendment and variance would allow twin homes in the area, which is inconsistent with the present zoning and use in neighboring lots.
4. That the proposed use by Westward Construction Company is inconsistent with the comprehensive plan for the area.
5. That no hardship has been demonstrated to warrant the granting of a variance.
6. That formation of smaller lots could lead to lowering of property values.

Passed this 17th day of September, 1980.

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, Councilwoman Berndt, 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 Ordinance and moved for its adoption:

ORDINANCE NO. 341

AN ORDINANCE FOR THE CITY OF COTTAGE GROVE, MINNESOTA, AMENDING
THE 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:

City Council Meeting
September 17, 1980

-4-

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.

That part of the Northeast Quarter of the Northeast Quarter of Section 21, Township 27, Range 21, Washington County, Minnesota, described as follows:

Beginning at the Northwest corner of said Northeast Quarter of the Northeast Quarter of Section 21; then Easterly along the North line of said Section 21, a distance of 656.585 feet; thence Southerly on a line parallel with the West line of said Northeast Quarter of the Northeast Quarter of Section 21, a distance of 1,000 feet; thence Westerly on a line parallel with said North line of the Northeast Quarter of the Northeast Quarter of Section 21, a distance of 656.585 feet to said West line of the Northeast Quarter of the Northeast Quarter of Section 21; thence Northerly along said West line of the Northeast Quarter of the Northeast Quarter of Section 21, a distance of 1,000 feet, to the point of beginning, excepting therefrom the Northerly 464.4 feet. Said tract containing 8.37 acres, more or less, subject to public roads and easements of record, 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 17th day of September, 1980.

The motion for the adoption of the foregoing Ordinance was duly seconded by Councilwoman Berndt. Upon vote being taken thereon, the following voted in favor thereof: Councilman Amundson, Councilwoman Berndt, Councilman Hammero, Councilman Denzer, and Mayor Peterson. The following voted against the same: None. Whereupon said ordinance was duly declared passed.

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 a Temporary "On Sale" Non-Intoxicating Malt Liquor License for September 19, 20, and 21, 1980 at the Hamlet Park ballfields, 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" Non-Intoxicating Malt Liquor License for September 19, 20, and 21, 1980 at the Hamlet Park Ballfields be approved, made by Councilman Hammero. Seconded by Councilman Denzer. Motion carried, 3 ayes, 1 nay. Councilman Amundson voting nay.

City Council Meeting
September 17, 1980

-5-

The Clerk presented affidavits showing publication in the official newspaper and a newspaper of general circulation of the Notice of Hearing to be held on this date and at this time with respect to the petition of Super Valu Stores, Inc. to have the City assist in financing by the issuance of industrial development revenue bonds for the construction of a 55,000 square foot facility to be used as a supermarket in the City of Cottage Grove, which affidavits were 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.

The staff advised the Council that this hearing was being held in compliance with law. All notices have been published.

Mr. Conway Olson appeared stating that he was against it for two reasons, one being that the proposed project was not considered an industrial complex and also that any default on the bonds could have an effect on the future bonding of the City.

Various other questions were asked of the applicant.

There being no further comments or objections, the Mayor closed the public hearing.

Councilwoman Berndt introduced the following resolution and moved for its adoption:

RESOLUTION NO. 80-153

RESOLUTION GIVING PRELIMINARY APPROVAL TO A PROJECT UNDER THE MUNICIPAL INDUSTRIAL DEVELOPMENT ACT: REFERRING THE PROPOSAL TO THE COMMISSIONER OF SECURITIES FOR APPROVAL: AND AUTHORIZING PREPARATION OF NECESSARY DOCUMENTS

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

SECTION I

Recitals and Findings

1.1. This Council has received a proposal that the Municipality finance a portion or all of the cost of a proposed project under Minnesota Statutes, Chapter 474 (the Act), consisting of the construction and equipping of a building of approximately 55,000 square feet (the Project) by Super Valu Stores, Inc., a Delaware corporation (hereinafter the Borrower) for use as a supermarket facility.

1.2. At a public hearing, duly noticed and held on September 17, 1980, in accordance with the Act, on the proposal to undertake and finance the Project, all parties who appeared at the hearing were given an opportunity to express their views with respect to the proposal to undertake and finance the Project. Based on such hearing and such

City Council Meeting
September 17, 1980

-6-

other facts and circumstances as this Council deems relevant, this Council hereby finds, determines and declares as follows:

(a) By resolution adopted June 4, 1980, this Council gave preliminary approval under the Act to a project in behalf of a partnership to be formed by John W. Hooley, Robert E. Thueson and Charles M. Hooley (the Partnership), consisting of the acquisition of land and the construction and equipping thereon of a building to be leased by the Partnership to Cub, Inc. for use as a supermarket facility. Representatives of the Partnership, Cub, Inc. and the Borrower have advised this Council that it is anticipated that the assets of Cub, Inc. will be sold to the Borrower, and, therefore, that it is now more feasible and desirable that said facility be acquired, constructed, and equipped by the Borrower, rather than by the Partnership.

(b) The welfare of the State of Minnesota requires active promotion, attraction, encouragement and development of economically sound industry and commerce through governmental acts to prevent, so far as possible, emergence of blighted lands and areas of chronic unemployment, and the State has encouraged local government units to act to prevent such economic deterioration.

(c) The Project would further the general purposes contemplated and described in Section 474.01 of the Act.

(d) The existence of the Project would add to the tax base of the Municipality, the County and School District in which the Project is located and would provide increased opportunities for employment for residents of the Municipality and surrounding area.

(e) This Council has been advised by representatives of the Borrower that conventional, commercial financing to pay the cost of the Project is available only on a limited basis and at such high costs of borrowing that the economic feasibility of operating the Project would be significantly reduced, but that with the aid of municipal borrowing, and its resulting lower borrowing cost, the Project is economically more feasible.

(f) This Council has also been advised by representatives the Borrower, that on the basis of their discussions with potential buyers of tax-exempt bonds, revenue bonds of the Municipality (which may be in the form of a commercial development revenue note or notes) could be issued and sold upon favorable rates and terms to finance the Project.

(g) The Municipality is authorized by the Act to issue its revenue bonds to finance capital projects consisting of properties used and useful in connection with a revenue producing enterprise, such as that of the Borrower, and the issuance of such bonds by the Municipality would be a substantial inducement to the Borrower to acquire and construct the Project.

SECTION 2

Preliminary Approval of the Project

2.1. On the basis of information given the Municipality to date, it appears that it would be desirable for the Municipality to issue its revenue bonds under the provisions of the Act to finance the Project in an amount not exceeding \$2,350,000.

City Council Meeting
September 17, 1980

-7-

2.2. It is hereby determined to proceed with the Project and its financing and the project is hereby given preliminary approval by the Municipality and the issuance of revenue bonds of the Municipality in such amount is hereby approved, subject to the approval of the Project by the Commissioner of Securities, the fulfillment of such other conditions as the Municipality may require with respect to the issuance of its bonds in connection with the Project, and the mutual agreement of this Council and the Borrower as to the details of the bond issue and provisions for their payment. In all events, it is understood, however, that the bonds of the Municipality shall not constitute a charge, lien or encumbrance, legal or equitable, upon any property of the Municipality, except the Project, and each bond, when, as and if issued, shall recite in substance that the bond, including interest thereon, is payable solely from the revenues received from the Project and property pledged to the payment thereof, and shall not constitute a debt of the Municipality.

2.3. The form of the Application to the Commissioner of Securities, with attachments, is hereby approved, and the Mayor and City Clerk-Treasurer are authorized to execute said documents in behalf of the Municipality.

2.4. In accordance with Section 474.10, Subdivision 7a of the Act, the Mayor and City Clerk-Treasurer are hereby authorized and directed to cause said application to be submitted to the Commissioner of Securities for approval of the Project. The Mayor, City Clerk-Treasurer, City Attorney and other officers, employees and agents of the Municipality are hereby authorized and directed to provide the Commissioner with any preliminary information the Commissioner may need for this purpose, and the City Attorney is authorized to initiate and assist in the preparation of such documents as may be appropriate to the Project, if it is approved by the Commissioner.

SECTION 3

General

3.1. If the bonds are issued and sold, the Municipality will enter into a lease, sale or loan agreement or similar agreement satisfying the requirements of the Act (the Revenue Agreement) with the Borrower. The lease rentals, installment sale payments, loan payments or other amounts payable by the Borrower to the Municipality under the Revenue Agreement shall be sufficient to pay the principal, interest and redemption premium, if any, on the bonds as and when the same shall become due and payable.

3.2. The Borrower has agreed and it is hereby determined that any and all direct and indirect costs incurred by the Municipality in connection with this Project, whether or not the Project is carried to completion, and whether or not approved by the Commissioner of Securities, and whether or not the Municipality by resolution authorizes the issuance of the bonds, will be paid by the Borrower upon request.

3.3. The Mayor and Clerk-Treasurer are directed, if the bonds are issued and sold, thereafter to comply with the provisions of Minnesota Statutes, Section 474.01, Subdivision 8.

Passed this 17th day of September, 1980.

The motion for the adoption of the foregoing resolution was duly seconded by

City Council Meeting
September 17, 1980

-8-

Councilman Hammero. Upon vote being taken thereon, the following voted in favor thereof: Councilwoman Berndt, 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.

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 proposed assessments for Pinetree Pond East Addition and Ridgewood First Addition street lights, 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. Council was advised by the Attorney that the hearing was being held in compliance with all applicable laws.

There being no comments or objections, the Mayor closed the hearing.

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

RESOLUTION NO. 80-154

RESOLUTION ADOPTING SPECIAL ASSESSMENTS FOR PINETREE POND EAST
ADDITION AND RIDGEWOOD FIRST ADDITION STREET LIGHTS

WHEREAS, pursuant to proper notice duly given as required by law, the City Council has met and heard and passed upon all objections to the proposed assessment for the Pinetree Pond East Addition and Ridgewood First Addition street light improvement, now,

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

1. Such proposed assessment, a copy of which is attached hereto and made a part thereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby levied against it.

2. Such assessment shall be payable in equal annual installments extending over a period of five (5) years, the first of the installments to be payable on or before January 2, 1981 and shall bear interest at the rate of 7.5 percent per annum from the date of the adoption of this assessment resolution. To the first installment shall be added interest on the entire assessment from the date of this resolution until December 31, 1981. To each subsequent installment, when due, shall be added interest for one year on all unpaid installments.

3. The owner of any property so assessed may, at any time prior to certification of the assessment to the County Auditor, pay the whole of the assessment on such

City Council Meeting
September 17, 1980

-9-

property, with interest accrued to the date of payment, to the City Treasurer, except that no interest shall be charged if the entire assessment is paid within thirty (30) days from the adoption of this resolution, and he may at any time thereafter, pay to the County Treasurer, the installment and interest in process of collection on the current tax list, and he may pay the remaining principal balance of the assessment to the City Treasurer.

Such payment must be made before November 20th or interest will be charged through December 31st of the next succeeding year.

4. The Clerk shall file the assessment roll pertaining to this assessment in his office and shall certify annually, to the County Auditor, on or before October 10th of each year, the total amount of the installments and interest which are to become due in the following year on the assessment on each parcel of land included in the assessment roll.

Passed this 17th day of September, 1980.

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

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 proposed assessments for Pinetree Pond East Addition water main, sanitary sewer and storm sewer, 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. Council was advised by the Attorney that the hearing was being held in compliance with all applicable laws.

There being no comments or objections, the Mayor closed the hearing.

Councilwoman Berndt introduced the following resolution and moved for its adoption:

RESOLUTION NO. 80-155

RESOLUTION ADOPTING SPECIAL ASSESSMENTS FOR PINETREE POND EAST
ADDITION WATER MAIN, SANITARY SEWER AND STORM SEWER

WHEREAS, pursuant to proper notice duly given as required by law, the City Council met and heard and passed upon all objections to the proposed assessment for the Pinetree Pond East Addition water main, sanitary sewer and storm sewer improvement, now,

City Council Meeting
September 17, 1980

-10-

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

1. Such proposed assessment, a copy of which is attached hereto and made a part thereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby levied against it,
 2. Such assessment shall be payable in equal annual installments extending over a period of five (5) years, the first of the installments to be payable on or before January 2, 1981, and shall bear interest at the rate of 7.5 percent per annum from the date of the adoption of this assessment resolution. To the first installment shall be added interest on the entire assessment from the date of this resolution until December 31, 1981. To each subsequent installment, when due, shall be added interest for one year on all unpaid installments.
 3. The owner of any property so assessed may, at any time prior to certification of the assessment to the County Auditor, pay the whole of the assessment on such property, with interest accrued to the date of payment, to the City Treasurer, except that no interest shall be charged if the entire assessment is paid within thirty (30) days from the adoption of this resolution, and he may at any time thereafter, pay to the County Treasurer, the installment and interest in process of collection on the current tax list, and he may pay the remaining principal balance of the assessment to the City Treasurer.
- Such payment must be made before November 20th or interest will be charged through December 31st of the next succeeding year.
4. The Clerk shall file the assessment roll pertaining to this assessment in his office and shall certify annually, to the County Auditor, on or before October 10th of each year, the total amount of installments and interest which are to become due in the following year on the assessment on each parcel of land included in the assessment roll.

Passed this 17th day of September, 1980.

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

Mr. Conway Olson representing T. C. Field Company and other representatives of the City's insurance company, appeared before the Council and gave a presentation of the City's safety program.

It was suggested that a loss control survey be completed by the appropriate supervisors. No Council action taken.

The Council reviewed the Parks, Recreation and Natural Resources Commission minutes of September 8, 1980.

City Council Meeting
September 17, 1980

-11-

Motion that the City Attorney be directed to prepare an ordinance banning alcoholic beverages in Oakwood Park, made by Councilman Hammero. Seconded by Councilwoman Berndt. Carried viva voce.

Motion that Robert Vogel be appointed to the Parks, Recreation and Natural Resources Commission for a term to expire January 1, 1982, made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Council appoint Donald Bellfield to the Human Services Commission for a term to expire January 1, 1981, made by Councilwoman Berndt. Seconded by Councilman Hammero. Carried viva voce.

Motion that the Council approve the writing off of uncollectible ambulance bills for 1978-79 as outlined in the memorandum to the City Administrator from the Accounting Department dated September 15, 1980 and that said memorandum be made as an addendum to these minutes, made by Councilman Amundson. Seconded by Councilwoman Berndt. Carried viva voce.

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

RESOLUTION NO. 80-156

RESOLUTION APPROVING ACQUISITION OF EASEMENT - LANGDON
(PURPLE AREA) STORM SEWER

WHEREAS, the City of Cottage Grove adopted Resolution No. 80-94 approving the acquisition of lands for the construction of sanitary sewer, water main, water and sewer services, and storm sewer for Langdon (Purple) Area Storm Sewer Improvement on July 2, 1980; and

WHEREAS, the trustees of Northwestern College of Roseville, the equitable owner of one of the tracts of property contained in that project area, have offered to sell the necessary easement to the City of Cottage Grove for the sum of Three Hundred Seventy-five (\$375.00) Dollars; and

WHEREAS, Three Hundred Seventy-five (\$375.00) Dollars is a reasonable price for the purchase of the easement to install the necessary project,

NOW, THEREFORE, BE IT RESOLVED, that the City of Cottage Grove hereby accepts the offer to sell made by the trustees of Northwestern College of Roseville for the sum of Three Hundred Seventy-five (\$375.00) Dollars, and hereby authorizes the disbursement of those funds to the trustees of Northwestern College and Elmer and Carol G. Petersen, fee owners. The City Attorney is directed to obtain the execution of the necessary documents.

Passed this 17th day of September, 1980.

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

City Council Meeting
September 17, 1980

-12-

Councilwoman Berndt introduced the following resolution and moved for its adoption:

RESOLUTION NO. 80-157

RESOLUTION APPROVING ACQUISITION OF EASEMENT - LANGDON
(PURPLE AREA) STORM SEWER

WHEREAS, the City of Cottage Grove, adopted Resolution No. 80-94 approving the acquisition of lands for the construction of sanitary sewer, water main, water and sewer services and storm sewer for Langdon Sewer - Purple Area Improvement on July 2, 1980;

WHEREAS, Girard F. Minea and William P. Kozlak, individually and as partners, in Bunker Hill Investments, the equitable owner of one of the tracts of property contained in that project area have offered to sell the necessary easements to the City of Cottage Grove for the sum of \$13,860.00 and

WHEREAS, \$13,860.00 is a reasonable price for the purchase of the easement to install this necessary project.

NOW, THEREFORE, BE IT RESOLVED, the City of Cottage Grove hereby accepts the offer to sell made by Girard F. Minea and William P. Kozlak doing business as Bunker Hill Investments for the sum of \$13,860.00 and hereby authorizes the disbursements of those funds and directs the City Attorney to obtain the execution of the necessary documents.

Passed this 17th day of September, 1980.

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: Councilwoman Berndt, 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.

Councilwoman Berndt introduced the following resolution and moved for its adoption:

RESOLUTION NO. 80-158

RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF SANITARY SEWER, WATER MAIN, HOUSE SERVICE, STORM SEWER AND STREET LIGHTING IN THE PINETREE POND EAST 3RD ADDITION AND ORDERING ADVERTISEMENT FOR BIDS

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

1. Plans and specifications for the construction of sanitary sewer, water main, house service, storm sewer and street lighting heretofore prepared by the engineers 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 made, except as said plans and specifications may be modified

City Council Meeting
September 17, 1980

-13-

by further action of this Council in accordance with law.

2. Sealed bids will be received in the office of the City Clerk until 11:00 o'clock A.M. on Wednesday, October 15, 1980, at which time they will be publicly opened and read aloud. The City Council will meet at a later time for the purpose of awarding the contract for the construction of said sanitary sewer, water main, house service, storm sewer and street lighting in the Pinetree Pond East 3rd Addition.

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

Passed this 17th day of September, 1980.

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: Councilwoman Berndt, Councilman Denzer, Councilman Amundson, 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 recommendation from the Planning Department and hire Barton Aschman & Associates, Inc. to do the transportation study for the City's Comprehensive Plan at a cost of \$6,100.00, made by Councilwoman Berndt. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Council approve the proposed engineering rates for 1981, made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Council approve the purchase of 12 tons of fertilizer from Equity Co-op of Hastings at a cost of \$2,592.00, made by Councilwoman Berndt. Seconded by Councilman Hammero. Carried viva voce.

Motion that the request of staff to install alarm systems at the City's four water towers be tabled and that the City engineer check into the possibility of whether or not a different type of protection could be installed, made by Councilman Denzer. Seconded by Councilman Hammero. Carried viva voce.

Motion that the proposed Safety Shoe Program for employees be denied, made by Councilwoman Berndt. Seconded by Councilman Hammero. Carried 3 ayes, 2 nays. Mayor Peterson and Councilman Hammero voting nay.

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

RESOLUTION NO. 80-159

RESOLUTION AUTHORIZING THE INSTALLATION OF STOP SIGNS

WHEREAS, the Director of Public Works and the City Administrator has recommended that stop signs be installed on Hemingway Avenue South at 80th Street South; on 79th Street South at Hinton Avenue South, and at the Woodridge Park entrance to 90th Street

City Council Meeting
September 17, 1980

-14-

South, now

THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, Washington County, State of Minnesota, that said Council hereby accepts the recommendation of the Director of Public Works and City Administrator to install stop signs at various locations in the City, and

BE IT FURTHER RESOLVED, that the Council finds and determines that it is in the best interests of the public health, safety and welfare of the residents of Cottage Grove to establish and install stop signs on Hemingway Avenue South at 80th Street South; on 79th Street South at Hinton Avenue South; and at the Woodridge Park entrance to 90th Street South, and

BE IT FURTHER RESOLVED, that the Director of Public Works is hereby authorized and directed to install the aforescribed stop signs.

Passed this 17th day of September, 1980.

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

Staff was directed to send the foregoing resolution to the Public Health, Safety and Welfare Commission for their review.

Motion that the resignation of Mr. T. Dean Hoult from the Public Health, Safety and Welfare Commission be accepted, and a letter and Certificate of Appreciation be sent to him, made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

The Council reviewed the notice of the State League Regional Meeting to be held in the City of Anoka.

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

The Mayor advised the Council of the Metropolitan Council meeting at Lake Elmo on September 25, 1980.

The Mayor advised the Council of a public hearing on housing needs to be held on September 24, 1980 at the Golden Valley City Hall.

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

RESOLUTION NO. 80-160

RESOLUTION INCREASING THE LEVY LIMIT FOR THE CITY OF COTTAGE GROVE: PROVIDING FOR SUBMISSION OF THE PROPOSITION AT GENERAL ELECTION

City Council Meeting
September 17, 1980

-15-

WHEREAS, the City Council of Cottage Grove has been in the process of reviewing the budgetary requests for the fiscal year of 1981, and reviewing the needs of the City; and

WHEREAS, the City Council has reviewed the needs of the City for personnel, equipment, and the amount of funds and source of necessary funds to maintain a proper level of services to the citizens of the City; and

WHEREAS, based on the foregoing reviews, a need has been established to increase employees of the Police Department; and

WHEREAS, there exists the potential for an immediate need for additional personnel and equipment due to continuing development and expanding population in the City; and

WHEREAS, based on the present levy limit, sufficient funds are not available for presently needed expansion of services and equipment, or the potential expansion of services and equipment; and

WHEREAS, additional funds are necessary to maintain a proper and adequate level of services to the citizens of the City; and

WHEREAS, an increase in the levy limit can be authorized by Minnesota Statutes 275.58; and

WHEREAS, the sum of Three Hundred Thousand (\$300,000.00) Dollars should be reasonably adequate to provide for the additional present needs and the anticipated potential additional needs; and

WHEREAS, the most recent census for the City of Cottage Grove reflects a population of 18,530 persons, which population would require a Sixteen and 19/100 (\$16.19) Dollars per person increase in the levy limit to provide Three Hundred Thousand (\$300,000.00) Dollars; and

WHEREAS, a proposed increase in the levy limit would exceed the base per capita established pursuant to Minnesota Statutes 275.51, Subd. 3, and, accordingly, said proposition must be submitted to the electorate,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the levy limit for the City of Cottage Grove shall be increased in the amount of Sixteen and 19/100 (\$16.19) Dollars per capita, for a total of Three Hundred Thousand (\$300,000.00) Dollars; and

BE IT FURTHER RESOLVED, that said levy increase shall be submitted at the general election to be held on November 4, 1980, as follows:

"Should the City Council of Cottage Grove increase the levy limit by the sum of Sixteen and 19/100 (\$16.19) Dollars per person for the purpose of increasing personnel and equipment in order to maintain an adequate level of service to the community?"

Passed this 17th day of September, 1980.

City Council Meeting
September 17, 1980

-16-

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

Motion that the meeting be adjourned, made by Councilwoman Berndt. Seconded by Councilman Amundson. Carried viva voce.

Meeting adjourned at 10:10 P.M. C.D.T.

Respectfully submitted,



Carl F. Meissner
Clerk Administrator

ADDENDUM I

MEMORANDUM

TO: Carl F. Meissner, Clerk Administrator

FROM: Valerie Eng and Ron Uhe, Accounting Department

SUBJECT: Ambulance Bills - 1979 Write-offs

DATE: September 15, 1980

On March 7, 1980, you were provided with a list of potential write-offs as of the end of calendar year 1979. We have sent appropriate letters and made phone contacts with these individuals when possible. The majority remain uncollectible and we request Council action writing off the amount of \$3,822.00.

We have completed the transfer of ambulance bills maintenance from the dispatching area to the accounting department and have set up appropriate delinquency controls which we trust will minimize future write-offs.

1979:

Emma Board	\$ 70.00	Markus Stewart	\$ 35.00
Sandy Canfield	70.00	Catherine Hoffly	35.00
Don Haberkorn	112.00	Jackie Rhode	35.00
Robert Davis	70.00	Linda Howe	165.00
Jessie Urban	165.00	Robert Score	35.00
Donette Lammers	35.00	Laverne Wells	70.00
Susan O'Conner	35.00	Frank Morris	200.00
Elizabeth Plumer	35.00	Sandra Davis	70.00
Ordella Helcl	35.00	Eleanor McGee	70.00
Vicky Bechett	70.00	Paul Scherlee	70.00
Clarence Healy	210.00	TOTAL - 1979:	\$1,692.00

1978:

Randy Hildrick	\$200.00	Richard Fritz	\$ 70.00
Herman Wilhite	70.00	Irene Wickberg	70.00
Dennis Lundbald	70.00	Joseph Peltier	200.00
Philip Wolf	70.00	Kelly Triplett	70.00
Debra Schneider	70.00	Barbara Briese	70.00
Mildred Gustin	70.00	David Springer	70.00
Sandy Duff	70.00	William Fredette	200.00
Ron Danielson	140.00	Ricky Ueavers	70.00
James Parent	70.00	Mark Brouillette	70.00
Cynthia Sklenar	200.00	Bob Pringer	70.00
Sheila Thayer	70.00	TOTAL - 1978:	\$2,130.00
Glenda Turbeville	70.00		

cc: Mayor and City Council