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Printer's Affidavit of Publication

Date Feb. 21, 1980

STATE OF MINNESOTA

County of Carver

JAMES D. BERRETH, Publisher of the Carver County News,
Watertown, Minnesota

NOTICE OF ORDINANCE NO. 57
AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF MAYER TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON THE CITY LIMITS.

WHEREAS, a certain petition dated May 14, 1979, requesting annexation of the territory hereinafter described was duly presented to the council on the 14th day of May, 1979; and

WHEREAS, the petition was signed by all owners; and

WHEREAS, no objections to the annexation have been received from the town board, or the governing body of any municipality whose boundaries abut upon the boundaries of the land to be annexed; and

WHEREAS, the land described in the petition abuts upon the city limits at the southwest boundary thereof;

The council of the City of Mayer, Minnesota, ordains:

Section 1. The city council hereby determines (1) that the territory described herein abuts upon the city limits and is about to become urban or suburban in character; and (2) that none of the territory is now included within the limits of any city.

Section 2. Territory Annexed. The corporate limits of the city are hereby extended to include the unplatted land described as follows and the same is hereby annexed to and included within the city as effectually as if it had originally been a part thereof:

The South 1/2 of the Southeast 1/4 of Section 1, Township 116, Range 26 of Carver County, Minnesota, excepting therefrom that portion thereof platted as Pleasant Heights.

Section 3. Filing. The City Clerk is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Board, the Secretary of State, the Town Clerk, and the County Auditor.

Section 4. Effective Date. This ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 3, and approval of the ordinance by the Minnesota Municipal Board.

Adopted by the council this 11th day of February, 1980.

Leslie Hahn, Mayor

ATTEST:
C. H. Guetzkow, City Clerk
(Published in the Carver County News Feb. 21, 1980.)

The above being duly sworn that the publication conforms to the legal requirements of M. S. A. 1953, Sections 331.02 and 331.06.

That the attached was cut from the columns of the above publication and published in the above publication on the following days and dates:

Day of the Week:	Month	Day	Year
THURSDAY,	Feb.	21	1980
THURSDAY,			
THURSDAY,			

Publisher

Subscribed and sworn to before me this 21 day of Feb 1980

J. L. Berrett
Notary Public, Carver County, Minn.

My commission expires 19

Pursuant to due call and notice thereof, a regular meeting was duly held at the City Hall, 7516 80th Street South, on the 7th day of January, 1981 at 7:30 o'clock P.M.

The following members were present: Mayor Peterson
Councilman Denzer
Councilwoman Berndt
Councilman Hammero

And the following were absent: Councilman Amundson

Mayor Peterson presided over the meeting.

The minutes of the December 17, 1980 meeting were reviewed. There being no additions or corrections, they were approved as mailed.

The Clerk presented an affidavit showing publication in the official newspaper of the Notice of Hearing to be held on this date and at this time with respect to the application of the Cottage Grove V.F.W. Post #8752 for a Club "On Sale" Intoxicating Liquor License for 1981, 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 V.F.W. Post #8752 for a Club "On Sale" Intoxicating Liquor License for 1981 be approved, made by Councilman Denzer. Seconded by Councilman Hammero. Carried viva voce.

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 3M Trap and Skeet Club for an "On Sale" Special Club Non-intoxicating Malt Liquor License for 1981, 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 3M Trap and Skeet Club for an "On Sale" Special Club Non-intoxicating Malt Liquor License for 1981 be approved, made by Councilwoman Berndt. Seconded by Councilman Hammero. Carried viva voce.

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 Sal's Pizza, Inc. for an "On Sale" Non-intoxicating Malt Liquor License for 1981, which affidavit was examined, approved and ordered placed on file in the office of the City Clerk.

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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 Sal's Pizza, Inc. for an "On Sale" Non-intoxicating Malt Liquor License for 1981 be approved, made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

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 Majestic Ballroom for an "On Sale" Non-intoxicating Malt Liquor License for 1981, 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 Majestic Ballroom for an "On Sale" Non-intoxicating Malt Liquor License for 1981 be approved, made by Councilman Hammero. Seconded by Councilwoman Berndt. Carried viva voce.

The Council considered the application for re-zoning of Mr. Ronald Rolland.

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

ORDINANCE NO. 345

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 1, Section 28-6 to read as follows:

The official zoning map shall be amended to change the classification of the hereinafter described property from its present classification of R-4 Medium Density Residential, to classification B-2, Retail Business District.

Lot 13, Block 11, Thompson Grove Estates 8th Addition, according to the plat thereof on file and of record in the office of Register of Deeds in and for Washington County, Minnesota.

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

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Passed this 7th day of January, 1981.

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

The Council reviewed the application of St. Luke's Lutheran Church for a building permit.

Motion that the application of St. Luke's Lutheran Church for a building permit be approved with the condition that screening be required along both the south and west edges of the proposed parking lot, made by Councilman Denzer. Seconded by Councilwoman Berndt. Carried viva voce.

Mr. Edward Rice, representing the Cottage Grove Police Association, appeared before the Council regarding the use of tach-o-graphs in five of the City's police cars.

Mr. Rice commented through a statement that the Police Association did not favor the installation of the tach-o-graphs.

Discussion was held between the Council and various citizens. No action taken.

Motion that the following license applications be approved: K-Mart Store, Cigarette; Mick N' Ron's, Cigarette; Cottage Grove Fire Fighters Local 2570, Dance Permit for February 14, 1981; Superior Music Company, Amusement License for devices located at Harry T. Sheldon's Restaurant; Perry Amusement Company, Amusement for devices located at Skatime; Gopher Disposal, Rubbish Hauler; Wildwood Sanitation, Rubbish Hauler; Rauschnot Rubbish Removal, Rubbish Hauler; and Action Disposal Systems, Inc., Rubbish Hauler, made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

Ms. Connie Jones, representing residents in the Highlands First and Second Additions, presented to the Council a request from the local residents for the City to prepare a skating rink in that area.

The Council directed that the Director of Parks and Recreation and the Director of Public Works meet with the residents to work this matter out.

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

RESOLUTION NO. 81-1

A RESOLUTION ADOPTING RATES OF PAY AND OTHER CONDITIONS OF EMPLOYMENT FOR DEPARTMENT HEADS AND OTHER PERSONNEL NOT COVERED BY A LABOR AGREEMENT FOR THE CITY OF COTTAGE GROVE AND REPEALING RESOLUTIONS NO. 77-182 AND NO. 79-169

BE IT RESOLVED,* by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the following articles be and hereby are

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adopted:

ARTICLE I
WAGES

Section 1.

Clerk Administrator	\$2,950.00 per month
Finance/Personnel Director	\$2,000.00-\$2,375.00 per month
Director of Public Works	\$2,650.00 per month
Director of Public Safety	\$2,650.00 per month
Director of Planning & Community Development	\$2,400.00 per month
Director of Parks & Recreation	\$1,985.00 per month
Ice Arena Manager	\$1,920.00 per month
Director of Youth Service Bureau	\$1,940.00 per month
Fire Chief	\$2,525.00 per month
Assessor/Building Inspector	\$2,115.00 per month
Building Inspector/Code Enforcement Officer	\$2,035.00 per month
Assistant Ice Arena Manager	\$1,630.00 per month
Planning Aid	\$1,550.00 per month
Assistant Director/Family Counselor	\$1,425.00 per month
Family Counselor	\$1,290.00 per month
Individual Counselor	\$1,365.00 per month
Assistant Fire Chief	\$2,150.00 per month
Police Captain	\$2,275.00 per month

ARTICLE II
HOURS

Section 1. The average work month for employees for the purpose of computing vacations, sick leave and fraction of a month's work shall be one hundred and seventy-three (173) hours.

ARTICLE III
OVERTIME

Section 1. No overtime shall be paid to any person working those jobs as listed in Article I, Section 1.

ARTICLE IV
SEVERANCE PAY

Section 1. All permanent employees who die or become disabled so they must terminate their employment or who retire at age 65 without completing ten (10) years of service with the City, shall be entitled to fifty (50) percent of the unused sick leave as severance pay. In the case of an employee who has died, the severance pay will be paid to his legal survivors.

Section 2. All permanent employees must have completed ten (10) years of service with the City to be entitled to fifty (50) percent of the unused sick leave as severance pay. Maximum of 480 hours to be paid.

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Section 3. Upon termination of employment by reason of job related disability, the employee shall receive severance pay equal to unused sick leave (maximum of 960 hours).

ARTICLE V
POLICY

Section 1. The Director of Public Safety and the Police Captain shall be allowed \$200.00 per year for the purchase of police type uniforms, as approved by the City Clerk Administrator.

Section 2. The City shall pay a maximum of \$100.00 per month for the premium for group hospitalization, surgical and medical insurance for all regular full-time employees and their dependents.

Section 3. All other conditions of employment shall be those as adopted by Resolution No. 77-28 and not in conflict with the foregoing articles.

ARTICLE VI
REPEAL

Section 1. Resolutions No. 77-182 and 79-169 are hereby repealed.

ARTICLE VII
EFFECTIVE DATE

Section 1. This resolution shall become effective on December 29, 1980 and shall remain in effect until amended by the City Council.

Passed this 7th day of January, 1981.

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 Hammero, Councilwoman Berndt, and Mayor Peterson. The following voted against the same: Councilman Denzer. Whereupon said resolution was duly declared passed and adopted.

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

RESOLUTION NO. 81-2

RESOLUTION ACCEPTING WORK AND AUTHORIZING FINAL PAYMENT
FOR STREET PROJECT IN HINTON HEIGHTS FIRST ADDITION

WHEREAS, pursuant to a written contract signed with the City of Cottage Grove, Bituminous Materials, Inc. has satisfactorily completed the street project in the Hinton Heights First Addition in accordance with such contract, now

THEREFORE, BE IT RESOLVED, by the Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the work completed under said contract is hereby accepted and approved, and

BE IT FURTHER RESOLVED, that the City Clerk and Mayor are hereby directed to issue a proper order for the final payment of such contract in the amount of \$7,493.86.

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Passed this 7th day of January, 1981.

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

The Council reviewed the Public Health, Safety and Welfare Commission minutes of December 9, 1980.

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

RESOLUTION NO. 81-3

A RESOLUTION REQUESTING THE MINNESOTA DEPARTMENT OF TRANSPORTATION TO CONDUCT A SPEED ZONE SURVEY ON HINTON AVENUE SOUTH FROM 80th STREET SOUTH TO 65th STREET SOUTH

WHEREAS, a considerable amount of residential construction has taken place on or adjacent to Hinton Avenue South in the City of Cottage Grove, and

WHEREAS, in the past, Hinton Avenue South was considered a rural road,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that it hereby petitions the Commissioner of the Department of Transportation to have a speed zone survey conducted on Hinton Avenue South from 80th Street South northerly to 65th Street South, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Commissioner of Transportation and to the District 9 Engineer for proper handling.

Passed this 7th day of January, 1981.

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

The Council reviewed the request for a dead-end sign on 68th Street South. The Council denied this request since it is not the policy of the Council to put dead-end signs on cul-de-sacs.

The Council also reviewed the motion regarding the placement of parking signs on Hadley, Belden and Gary Boulevard. Since the minutes were not clear, no action taken until clarification from the Public Health, Safety and Welfare Commission.

Motion that Bruce Gengnagel be appointed Chairman of the Public Health, Safety and Welfare Commission for 1981, made by Councilwoman Berndt. Seconded by Councilman Denzer. Carried viva voce.

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The Planning Commission minutes of December 22, 1980 were reviewed.

Motion that Patti Armstrong be appointed as Chairman of the Planning Commission for 1981, made by Councilman Denzer. Seconded by Councilwoman Berndt. Carried viva voce.

Motion that Robert Vogel be appointed as Chairman of the Parks, Recreation and Natural Resources Commission for 1981, made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Joint Powers Agreement between the Cities of St. Paul Park, Newport, Cottage Grove, and the Town of Grey Cloud and Independent School District 833 for the providing of a South Communities Youth Service Bureau, be approved, and that the Mayor and Clerk are hereby authorized to sign said agreement, made by Councilwoman Berndt. Seconded by Councilman Hammero. Carried viva voce.

Motion that the Joint Powers Agreement between the Cities of St. Paul Park, Newport, Cottage Grove, and the Town of Grey Cloud for the joint utilization of record keeping and dispatching for their respective Police Departments, be approved and that the Mayor and Clerk are hereby authorized to sign said agreement, made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Council accept and establish the position of Captain as proposed by the City Administrator, made by Councilwoman Berndt. Seconded by Councilman Hammero. Carried viva voce.

Motion that the Council authorize the City Administrator to advertise for the position of Captain and that the applicant must be an employee of the City of Cottage Grove in the Police Department and the applicant must also have five years police experience with one year being in a supervisory capacity, and that a written test provided by the State of Minnesota be given, made by Councilwoman Berndt. Seconded by Councilman Hammero. Motion failed, 3 nays, 1 aye. Councilwoman Berndt voting aye.

Motion that the Council authorize the City Administrator to post for the position of Captain and that the applicant meet the following requirements: (1) the applicant must be an employee of the Cottage Grove Police Department; (2) the applicant must have at least five years police experience with one year being in a supervisory capacity, and (3) the applicant must take a psychological examination, made by Councilman Hammero. Seconded by Councilman Denzer. Carried 3 ayes, 1 nay. Councilwoman Berndt voting nay.

Motion that A. William Amundson be designated Acting Mayor for 1981, made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Washington County Bulletin be designated as the official newspaper of the City for 1981, made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

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

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RESOLUTION NO. 81-4

RESOLUTION DESIGNATING DEPOSITORIES FOR CITY FUNDS FOR 1981

WHEREAS, the City Council adopted Resolution No. 79-7, designating the Mid America National Bank of Cottage Grove as the depository for City funds for 1979 and Resolution's No. 77-7 and 79-8 designating Minnesota Federal Savings and Loan Association, Farmers and Mechanics Savings Bank, Merrill Lynch, First National Bank of Minneapolis, Northwestern National Bank of Minneapolis, Midwest Federal Savings and Loan Association as depositories for saving account monies, now,

THEREFORE, BE IT RESOLVED, by the Council of the City of Cottage Grove, County of Washington, State of Minnesota, that Resolution No.'s 79-7, 77-7, and 79-8 designating depositories for the City are hereby continued for 1981.

Passed this 7th day of January, 1981.

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

Motion that Donald Bellfield be appointed to the Human Services Commission, Mark Weigel be appointed to Economic Development Commission, and Arthur Siebenaler be appointed to Public Safety Commission for three year terms, made by Councilwoman Berndt. Seconded by Councilman Denzer. Carried viva voce.

Motion that Bernie Bullert be appointed to the Public Works Commission for a term to expire January 1, 1984, made by Councilman Denzer. Seconded by Councilman Hammero. Carried viva voce.

Motion that Robert Solberg be appointed as Chairman of the Public Works Commission for 1981, made by Councilman Denzer. Seconded by Councilwoman Berndt. Carried viva voce.

Motion that Richard Danzl be re-appointed for a three year term on the Human Services Commission, made by Councilman Hammero. Seconded by Councilwoman Berndt. Carried viva voce.

The Mayor directed that each Council representative to the Commissions for 1980 check with their respective Commission regarding attendance.

The Mayor made the following appointments to the various commissions:

Planning & Zoning Commission - Councilman Hammero
Councilwoman Berndt, Alternate

Parks & Recreation Commission - Councilman Amundson
Councilman Denzer, Alternate

Public Works Commission - Councilwoman Berndt
Councilman Amundson, Alternate

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Public Safety Commission	-	Councilwoman Berndt Councilman Amundson, Alternate
Economic Development Commission	-	Councilman Denzer Councilman Hammero, Alternate
Human Services Commission	-	Councilman Denzer Councilman Hammero, Alternate

The Council representative to the Metropolitan Council Transportation Advisory Board is Councilman Hammero.

The Council reviewed the Notice of Hearing for the Metropolitan Council regarding the Criteria for Selecting Sewage Sludge Disposal Sites. Staff is to advise the Council regarding this matter.

The Administrator advised the Council of the seminar for all elected officials and conference for newly elected officials to be held on January 30 and 31, 1981.

Motion that the 1980 report from the Parks and Recreation Commission be adopted and placed on file in the office of the City Clerk, made by Councilman Denzer. Seconded by Councilman Hammero. Carried viva voce.

Motion that the 1981 Legal Services Contract between the City and Darrell K. Morse and Associates, Ltd., be approved, and that the Mayor and City Clerk are hereby authorized to sign said agreement, made by Councilman Denzer. Seconded by Councilwoman Berndt. Carried viva voce.

Motion that an ordinance increasing the Council's salaries be prepared, made by Mayor Peterson. Seconded by Councilwoman Berndt. Carried viva voce.

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

Motion that the Council authorize the Mayor to attend the National League of Cities Congressional City Conference in Washington, D.C. from February 28 thru March 3, 1981, made by Councilman Denzer. Seconded by Councilman Hammero. Carried viva voce.

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

The meeting adjourned at 11:09 P.M.

Respectfully submitted,

Carl F. Meissner
Carl F. Meissner
Clerk Administrator

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JAN 20 1981
James Andrew Howe
Secretary of State

#33214

O.D.