

Pursuant to due call and notice thereof, a regular meeting was duly held at the City Hall, 7516 80th Street South, on the 21st day of January, 1981 at 7:30 o'clock P.M.

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

And the following were absent: Councilwoman Berndt (excused)

Mayor Peterson presided.

The minutes of the January 7, 1981 regular meeting were reviewed. Councilman Amundson requested that the word "excused" be added after his name.

There being no further additions or corrections, the minutes were approved as mailed.

Motion that the application of the Scramblers Snowmobile Club for a Dance Permit for January 31, 1981 at the East Cottage Grove Community Club, be approved, made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

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

RESOLUTION NO. 81-5

RESOLUTION AWARDING BID - ONE 1981 THREE-WHEEL TYPE STREET SWEEPER

WHEREAS, it appears that MacQueen Equipment Company is the lowest responsible bidder, and

WHEREAS, it is the recommendation of the Director of Public Works and the City Administrator that the contract be awarded to MacQueen Equipment 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 MacQueen Equipment Company in the amount of \$51,664.00 for the purchase of one (1) 1981 three-wheel type street sweeper.

Passed this 21st 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 Amundson, Councilman Denzer, Councilman Hammero, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

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

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ORDINANCE NO. 346

AN ORDINANCE FOR THE CITY OF COTTAGE GROVE, MINNESOTA, AMENDING
CHAPTER 26, RELATING TO WATERS AND SEWERS

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 26, Section 26-3, Sub. Section (a) (2)
to read as follows:

(2) For service to property to which service lines have been run to the
property line, but which have not been paid for, the owner, occupant, or user
shall pay in cash or agree to pay charges, in the form of special assessments
to be levied against the property to be spread over a number of years coincident
with the maturity requirements of any special improvement bonds sold for the
purpose of financing the construction of sanitary sewer, municipal water or
storm sewer system serving the property. Such cash payment or assessment
charge shall be in the principal amount of not less than the payments made
by or charges placed against comparable properties for like services for
such sanitary sewer, water or storm sewer system in an amount as may be
established by the City Council. In the instance of services run to the
property lines as provided under paragraph (1) of this subsection, the payment
to the City Clerk of any amount required under this paragraph shall be
reduced by the amount paid to the City under paragraph (1) of this subsection.
Payment to the City treasury in the form of a special assessment charge shall
be in the form of equal annual installments together with interest on the
unpaid balance from year to year, which interest shall be computed at the then
prevailing statutory rate of interest.

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 21st day of January, 1981.

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

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

ORDINANCE NO. 347

AN ORDINANCE FOR THE CITY OF COTTAGE GROVE, MINNESOTA, AMENDING
CHAPTER 2 OF THE CITY CODE WITH RESPECT TO ADMINISTRATION

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

SECTION 1. AMENDMENT. "The City Code of the City of Cottage Grove, Minnesota" shall be amended by amending Chapter 2, Section 2-1 to read as follows:

Pursuant to the authority granted by Minnesota Statutes, 1967, Section 415.11, the salary of the Mayor and the City Council is hereby fixed at \$450.00 per month, and the salary of each Councilman of the City is hereby fixed at \$300.00 per month.

SECTION 2. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota," is hereby amended by amending Chapter 2, Section 2-22 to read as follows:

ARTICLE III. CITY DEPARTMENTS
DIVISION 1. GENERALLY

Section 2.22. Departments and offices established.

The administrative services of the City shall be divided into the following departments and offices and heads thereof, and such departments, offices, and positions are hereby created:

- (a) Department of administration..... City Clerk-Treasurer
- (b) Department of Public Works Director of Public Works
- (c) Department of Public Safety Director of Public Safety
- (d) Department of Engineering City Engineer
- (e) Department of Planning and Director of Planning and
Community Development Community Development
- (f) Legal Department City Attorney
- (g) Department of Parks and Recreation Director of Parks and Recreation
- (h) Department of Fire Services Director of Fire Services

SECTION 3. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota", is hereby amended by amending Chapter 2, Section 2-39.5 to read as follows:

The Department of Fire Services shall be comprised of the Director of Fire Services and the following divisions:

- (a) Fire Protection
- (b) Fire Prevention

SECTION 4. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota", is hereby amended by amending Chapter 2, Section 2-39.6 to read as follows:

Duties of the Director of Fire Services Department and Divisions:

A. Duties of the Director of Fire Services.

(1) The Director of Fire Services shall be responsible to the Clerk-Treasurer for the administration and management of the Department of Fire Services and shall be under the supervision of the Clerk-Treasurer.

(2) The Director of Fire Services shall assist the Clerk-Treasurer and a Councilman in the selection in recommendation of personnel to the

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City Council for appointment, and shall be responsible for the training of fire personnel. He shall directly supervise and be responsible for the operations of the department.

(3) The Director of Fire Services shall assist the Clerk-Treasurer in the preparation of the Department of Fire Services budget and perform those such reports as may be requested by the Clerk-Treasurer.

B. Duties of Department and Division.

The Department of Fire Services shall be responsible for the enforcement of the City Fire Code and all other laws or ordinances relating to Fire Prevention and Protection.

(1) Fire Protection Division.

(a) Shall have control of all fire fighting apparatus and be solely responsible for its care and condition.

(b) Shall be responsible for the proper training of all members of the Fire Department.

(c) Prepare and submit such reports as may be requested by the Clerk-Treasurer.

(2) Fire Prevention Division.

(a) Shall have full authority to inspect all premises and to cause the removal or abatement of all fire hazards.

(b) Recommend to the City Council the establishment of Fire Laws on public or private property as may be necessary in order that the travel of the Fire Department may not be impeded or interfered with, and that access to fire hydrants and buildings may not be blocked off.

(c) Prepare and submit an annual report to the Mayor and Council. It shall contain a statement of all proceedings under the Fire Code, with such statistics as the Fire Marshall may wish to include therein, and shall contain any recommended Amendments to the Fire Code which, in his judgement, are desirable.

(d) Prepare and submit such reports as may be requested by the Clerk-Treasurer.

SECTION 5. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota", is hereby amended by amending Chapter 2, Section 2-53 to read as follows:

Section 2-53. Meetings Generally.

(a) Annual meeting. Each commission shall have an annual meeting at the first regular meeting in January of each year, at which time appointments shall be received, officers elected, committees appointed and such other business transacted as the commission may decide.

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(b) Regular meetings. Each commission shall establish a day and week of the month as its regular meeting day and shall hold its regular meeting on the same day and week of each month thereafter at a time to be set by the commission in the City Hall or at such other place as may be designated in advance by the commission, until the next annual meeting, with any regular business day at the same time and place; provided, however, that the chairman may designate a different time and place upon at least ten days' notice to each member.

(c) Special Meeting. Each commission may hold special meetings at any time outside of the regular meetings upon: (1) the call of the chairman, (2) the call of the chairman, when directed by petition of at least five commission members, or (3) the call of the Council. Special meetings shall require notice to all commission members in writing mailed at least five days prior to such meeting or personal notice at least twenty-four hours prior to such meeting.

(d) Open meetings. All commission meetings shall be open to the public.

(e) Quorum. A quorum shall consist of five commission members.

SECTION 6. AMENDMENT. This Ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed this 21st day of January, 1981.

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

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

ORDINANCE NO. 348

AN ORDINANCE FOR THE CITY OF COTTAGE GROVE, MINNESOTA, AMENDING
CHAPTER 12 OF THE CITY CODE RELATING TO FIRE HYDRANTS

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

SECTION 1. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota", shall be amended by amending Chapter 12 by adding Section 12-21 as follows:

Section 12-21. No person except an employee of the Department of Public Works, the Fire Department, or the Police Department of the City of Cottage Grove shall turn on or off, or tamper with in any manner, any fire hydrant located within the corporate limits of the City of Cottage Grove, or draw or attempt to draw any water therefrom.

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 21st day of January, 1981.

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

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

RESOLUTION NO. 81-6

A RESOLUTION ESTABLISHING WAGES FOR TEMPORARY AND PART TIME EMPLOYEES AND REPEALING RESOLUTION NO. 79-171

BE IT RESOLVED, by the City Council, of the City of Cottage Grove, County of Washington, State of Minnesota, that the following wages for temporary and part time employees be established:

ARTICLE I

Section 1.

Wages

Swimming Pool Manager	\$4.75 - 5.00 per hour
Assistant Swimming Pool Manager	\$4.25 - 4.50 per hour
Water Safety Instructor	\$3.75 - 4.00 per hour
Senior Lifesaver	\$3.25 - 3.50 per hour
Cashier-Swimming Pool	\$3.00 - 3.25 per hour
Maintenance - Swimming Pool	\$3.25 - 3.50 per hour
Park Ranger	\$3.25 - 4.00 per hour
Warming House Attendent	\$3.50 - 4.00 per hour
Playground Supervisor	\$4.50 - 5.00 per hour
Senior Playground Leader	\$3.75 - 4.25 per hour
Junior Playground Leader	\$3.25 - 3.50 per hour
Part-time Supervisor - Recreation	\$4.50 - 8.50 per hour
Tennis Program Instructor	\$5.00 - 9.00 per hour
Rec. Center Custodian	\$3.25 - 3.75 per hour
Student Labor - Public Works	\$3.50 - 4.00 per hour
Crew Chief - Public Works	\$4.25 - 4.60 per hour
Student - Office	\$3.25 - 4.50 per hour
Ice Guard - Ice Arena	\$3.25 - 4.10 per hour
Ticket Taker - Ice Arena	\$3.25 - 4.00 per hour
Ticket Seller - Ice Arena	\$3.25 - 3.75 per hour
Security Officer - Ice Arena	\$5.50 - 8.00 per hour
Maintenance Person - Ice Arena	\$3.50 - 5.50 per hour
Maintenance Attendent - Ice Arena	\$3.10 - 4.50 per hour
Figure Skating Instructor	\$6.00 - 9.25 per hour
Scoreboard Operator	\$3.10 per hour
Golf Program Instructor	\$5.00 - 9.00 per hour
Gymnastics Program Instructor	\$4.00 - 9.00 per hour
Softball Official	\$10.00 - 11.00 per game
Basketball Official	\$8.50 - 9.50 per game
Volleyball Official	\$8.00 - 9.00 per game
Concession Workers	\$3.25 - 4.10 per hour

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ARTICLE IV
Effective Date

Section 1. This resolution shall become effective on January 1, 1981 and shall remain in effect until amended by the City Council.

Passed this 21st 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 Amundson, Councilman Denzer, Councilman Hammero, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

The Economic Development Commission Annual Report for 1980 was reviewed.

Motion that the Economic Development Commission Annual Report for 1980 be accepted and ordered placed on file in the office of the City Clerk, made by Councilman Denzer. Seconded by Councilman Hammero. Carried viva voce.

The Parks, Recreation and Natural Resources Commission minutes of January 5, 1981 were reviewed.

Council was advised of the additional grant of \$15,960.00 to develop Woodridge Park. No action taken.

Mr. Robert Vogel appeared before the Council regarding the Cultural Resources Ordinance.

Motion that the Council accept the following proposal recommended, that being:

The Parks, Recreation and Natural Resources Commission, in cooperation with the Department of Planning and Community Development, undertake a survey of the cultural and historical resources of Cottage Grove, inventorying all areas, places, buildings, archaeological sites, etc., where the Commission has reason to believe are or will be eligible for designation as historical sites or landmarks under the proposed ordinance, as well as those properties eligible for nomination to the National Register of Historical Places. Further that the Parks, Recreation and Natural Resources Commission be authorized to accept the services of technical experts and such other persons as may be required to carry out cultural resource and historic preservation studies and that no cost to the City be incurred, made by Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

The Public Works Commission minutes of January 6, 1981 were reviewed.

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

RESOLUTION NO. 81-7

RESOLUTION AUTHORIZING PLANS AND SPECIFICATIONS FOR
1981 SEALCOATING PROGRAM

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WHEREAS, in keeping with the regular sealcoating projects of the City of Cottage Grove, certain streets are scheduled for sealcoating during the calendar year 1981, now

THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the City Engineer, Bonestroo, Rosene Anderlik & Associates, Inc., shall be and they hereby are, authorized and directed to prepare plans and specifications for sealcoating of those City streets normally scheduled for sealcoating in the year 1981.

Passed this 21st 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: Councilman Amundson, 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 memorandum from the Director of Public Works regarding the reduction of development bonds in various subdivisions in the City.

Motion that the following subdivision development bonds be reduced:

Summer Hills	Release \$600.00 Cash Escrow
Pinetree Pond 4th & 5th Additions	Release \$500.00 Cash Escrow
Highlands 1st Addition	Release \$3,500.00 Cash Escrow
Highlands 2nd Addition	Release \$1,500.00 Cash Escrow
Woodridge Park Addition	Release \$15,000.00 Bond to be replaced by \$5,000.00 Cash Escrow
Pinetree Pond East 1st Addition	Release \$76,100.00 Bond and replace with \$550.00 Cash Escrow
Pinetree Pond East 2nd Addition	Reduce current Bond in the amount of \$386,700.00 to \$175,000.00
Pinetree Pond East 3rd Addition	No Change
Pinetree Pond East 4th & 5th Additions	No Change

made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

The Council reviewed the Department of Planning and Community Development 1980 Annual Report.

Motion that the Department of Planning and Community Development Annual Report for 1980 be accepted and ordered placed on file in the office of the City Clerk, made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

The Council reviewed the Planner's report regarding the Metropolitan Council's Criteria for Choosing Sewage Sludge Disposal Sites. The Planner advised the Council that he would attend the hearing which is to be held on January 28, 1981 in Rosemount.

Motion that the Council accept the Parks and Open Space Plan and include it in the City's Comprehensive Plan, made by Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

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Motion that the Council accept the Housing Implementation Program and include it in the City's Comprehensive Plan, made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

Motion that Change Order No. 2 between the City and Pine Bend Paving for the construction of Streets in the Woodridge Addition and 90th Street South in the amount of \$2,444.20 be approved, made by Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

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

RESOLUTION NO. 81-8

RESOLUTION ACCEPTING WORK AND AUTHORIZING FINAL PAYMENT
FOR RIDGEWOOD ADDITION/90TH STREET SOUTH STREET IMPROVEMENT

WHEREAS, pursuant to a written contract signed with the City of Cottage Grove, Pine Bend Paving, Inc. has satisfactorily completed the Ridgewood Addition/90th Street South street improvement in accordance with such contract, and

WHEREAS, the City Engineer has advised the Council that the construction has been satisfactorily completed in accordance with the contract plans and specifications and that final payment be made, 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 \$28,655.25.

Passed this 21st 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: 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.

The Council reviewed the report from the City Attorney regarding the suit between the City and the Cottage Grove Police Association.

Motion that the Council accept the recommendation of the City Attorney for settlement, that being:

- (1) That the City pay the Police Department employees in equal increments.
- (2) That the number of pay periods and times of issuance of paychecks shall be determined according to the personnel policy applicable to all employees as set by the City Council.

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- (3) That the courts orders of June 27, July 8, and October 29, and accompanying memorandums and judgements entered pursuant to the orders, shall be vacated and of no effect.

made by Councilman Hammero, Seconded by Councilman Denzer. Carried viva voce.

The City Attorney gave a report regarding the suit of Patricia Creighton versus the City of Cottage Grove.

Council concurred with the recommendation that the firm of Darrell K. Morse & Associates, Ltd., remain as the primary attorneys relating to the Creighton case and that the firm of Dorsey, Windhorst, Hannaford, Whitney & Halladay be used as a consultant.

The Council discussed whether or not to go to a referendum on increasing the City's Levy Limitation.

Items of discussion were, if a referendum should be held, when a referendum should be held, and should the City go first to a reverse referendum. All of these possibilities were considered. The Mayor advised the Council that he would work with staff and come up with a recommendation.

Motion that staff be authorized to proceed with the purchase of Public Officials Liability Insurance, made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

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

RESOLUTION NO. 81-9

RESOLUTION AWARDING BID - FOUR (4) 1981 MODEL POLICE PATROL CARS

WHEREAS, it appears that Midway Ford Company is the lowest responsible bidder, and

WHEREAS, it is the recommendation of the Director of Public Safety and the City Administrator that the contract be awarded to Midway Ford 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 Midway Ford Company, in the amount of \$34,176.00 for the purchase of four (4) new 1981 model police patrol cars.

Passed this 21st 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 Amundson, Councilman Denzer, Councilman Hammero, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

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Motion that the Council approve the purchase of a utility easement consisting of 1.84 acres located in Section 15 and owned by E. J. Graham in the amount of \$5,800.00 and also pay for the appraisal fee to Mr. Graham in the amount of \$1,200.00, made by Councilman Amundson, Seconded by Councilman Hammero. Carried viva voce.

Motion that the Council approve the refunding of dog license fees issued for 1981 until July 1, 1981, where the applicant has moved from the community or the dog has died, and that said refunds be pro-rated on a quarterly basis, made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Council authorize the purchase of twenty (20) replacement street light poles from Lexington Light Standard Company at a total cost of \$4,100.00, made by Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

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

The Council was advised that the transmission on the front end loader had gone out and will cost approximately \$5,300.00 to repair.

The annual breakfast with the Athletic Association was discussed. March 7 was the first weekend when all members would be available.

Motion that the agreement between the City and the Cottage Grove Volunteer Fire Department for 1981 be approved and that the Mayor and Clerk are hereby authorized to sign said agreement, made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

The Council heard a report on the lighting on Point Douglas Drive from Belden Boulevard southeasterly to Skatime Roller Rink.

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

RESOLUTION NO. 81-10

RESOLUTION ORDERING PREPARATION OF REPORT ON STREET LIGHT IMPROVEMENT

WHEREAS, it is proposed to improve Point Douglas Drive South between Belden Boulevard to a point which is approximately 3,400 feet southeasterly of said Belden Boulevard by the installation of street lighting, and to assess the benefitted property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes, Section 429.011 to 429.111 (Laws 1953, Chapter 398 as amended),

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the proposed improvement be referred to the City Engineers, Bonestroo, Rosene, Anderlik & Associates, Inc., for study and that they are hereby instructed to report to the Council with all convenient speed advising the Council in a preliminary way as to whether the proposed improvement is feasible and as to whether it best be made as proposed or in connection with some other improvement and the estimated cost of the improvement as recommended.

Passed this 21st day of January, 1981.

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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, 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 Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

The meeting adjourned at 9:50 P.M.

Respectfully submitted,

Carl F. Meissner
Carl F. Meissner
Clerk Administrator

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JAN 29 1981

James Anderson Grove
Secretary of State

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