

An Equal Opportunity Employer

Phone: 296-2428



**STATE OF MINNESOTA
MUNICIPAL BOARD**

Suite 165 Metro Square
7th & Robert Streets
St. Paul, Minnesota 55101

APR 10 1981

Mr. Harvey Hawkinson
City Clerk
City Hall
Annandale, Minnesota 55302

Re: Docket Number A-3800

Ordinance Number 18.08

City of Annandale

Dear City Clerk:

The Minnesota Municipal Board has now processed and approved the above ordinance and filing fee in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

According to law, this annexation ordinance must be filed with the Township Clerk, County Auditor, Secretary of State and the Municipal Board. (Since the ordinance has already been filed with the Municipal Board, no additional copies are required.) We also recommend that you file the ordinance with the County Recorder.

The annexation is final upon the date the ordinance is approved by the Board, which is the date of this letter.

Sincerely,

MUNICIPAL BOARD

A handwritten signature in cursive script that reads "Patricia D. Lundy".

Patricia D. Lundy
Assistant Executive Director

PDL:mem

cc: Secretary of State
County Auditor
Township Clerk
Attorney
Municipality

(REVISED 1/81)

**STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 20 1981**

James Anderson Howe
Secretary of State

33358

O.D.

SHADDUCK LAW OFFICES, P. A.

ATTORNEYS AT LAW

ANNANDALE, MINNESOTA 55302

ROBERT N. SHADDUCK

TIMOTHY L. YOUNG
SHELDON R. BROWN

OF COUNSEL
NOBEL SHADDUCK
JAMES R. SCHWEBEL

TELEPHONE 274-8221
AREA CODE 612

March 25, 1981

Corinna Township
ATTN: Carl McBride, Clerk
Annandale, MN 55302

Wright County Auditor
Wright County Courthouse
Buffalo, MN 55313

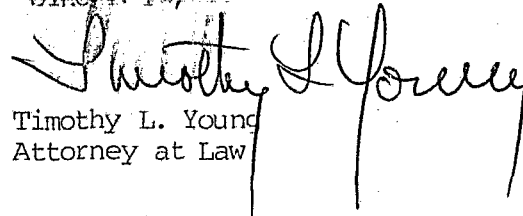
Ms. Joan Anderson Growe
Secretary of State
State Capitol Building
St. Paul, MN 55155

RE: City of Annandale, Minnesota

Dear Ms. Growe and Gentlemen:

Enclosed and served upon you by U.S. Mail for filing, please find Annandale City Ordinance Chapter 18.08, annexing unincorporated territory owned by the City and abutting the City limits. This territory is the property acquired for the City of Annandale's wastewater treatment facility. Please feel free to contact me if you have any questions.

Sincerely,


Timothy L. Young
Attorney at Law

TLY:mb

Enclosure

Annandale

CHAPTER 18.08

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ANNANDALE TO INCLUDE CERTAIN UNINCORPORATED PROPERTY OWNED BY THE CITY AND ABUTTING THE CITY LIMITS.

The City Council of the City of Annandale ordains:

Section 1. Territory Annexed. The corporate limits of the City of Annandale, Minnesota, are hereby extended to include the property described below, which property is not now included within the corporate limits of any incorporated city, which property abuts the City, and which property is owned by the City:

- a. The East Four Hundred Fifty (450) feet and the South One Hundred Seventy (170) feet of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Section Twenty-nine, Township One Hundred Twenty-One, Range Twenty-seven.
- b. Northwest Quarter of Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Southwest Quarter of Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$), and South Half of Northwest Quarter of Northwest Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$), Section Twenty-eight, Township One Hundred Twenty-one, Range Twenty-seven.
- c. The Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) except the Easterly ten (10) acres of Section Twenty-eight (28), Township One Hundred Twenty-one (121), Range Twenty-seven (27).
- d. The Easterly ten (10) acres of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) and the Westerly Twenty (20) acres of the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Section Twenty-eight (28), Township One Hundred Twenty-one (121), Range Twenty-seven (27) West.

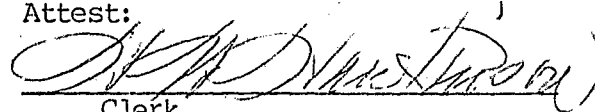
Section 2. Filing. The City Clerk is directed to file certified copies of this ordinance with the Minnesota Municipal Board, Corinna Township, Wright County Auditor, and the Minnesota Secretary of State.

Section 3. Effective Date of Annexation. This ordinance shall take effect the date the ordinance is approved by the Minnesota Municipal Board.

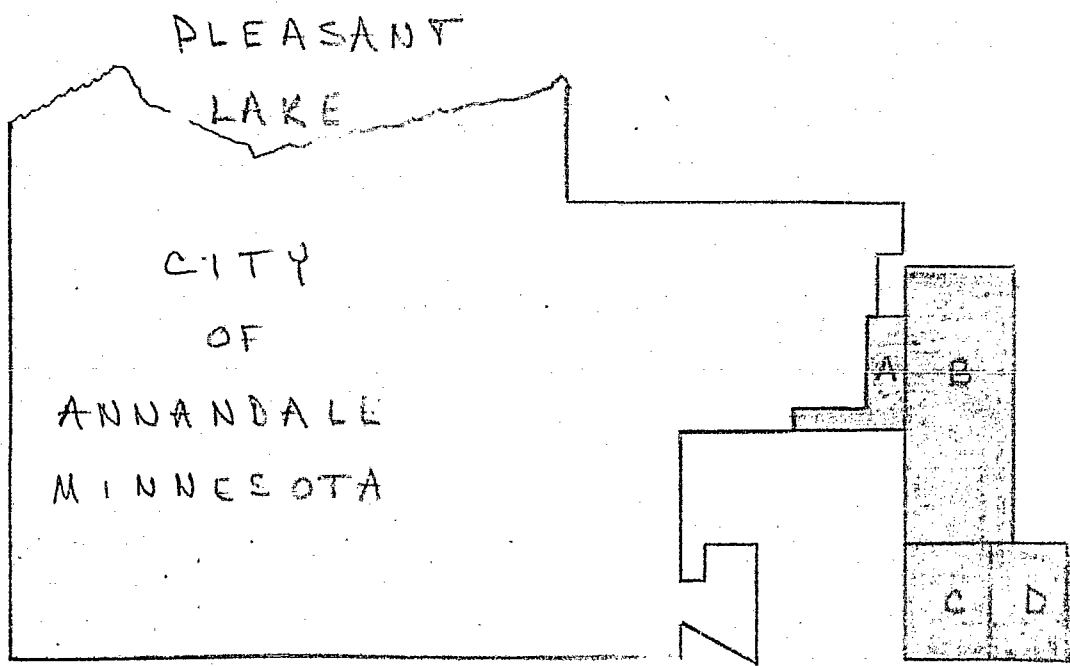
Adopted by the City Council this 2nd day of March, 1981.



Mayor

Attest:


Clerk



STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED

APR 20 1981

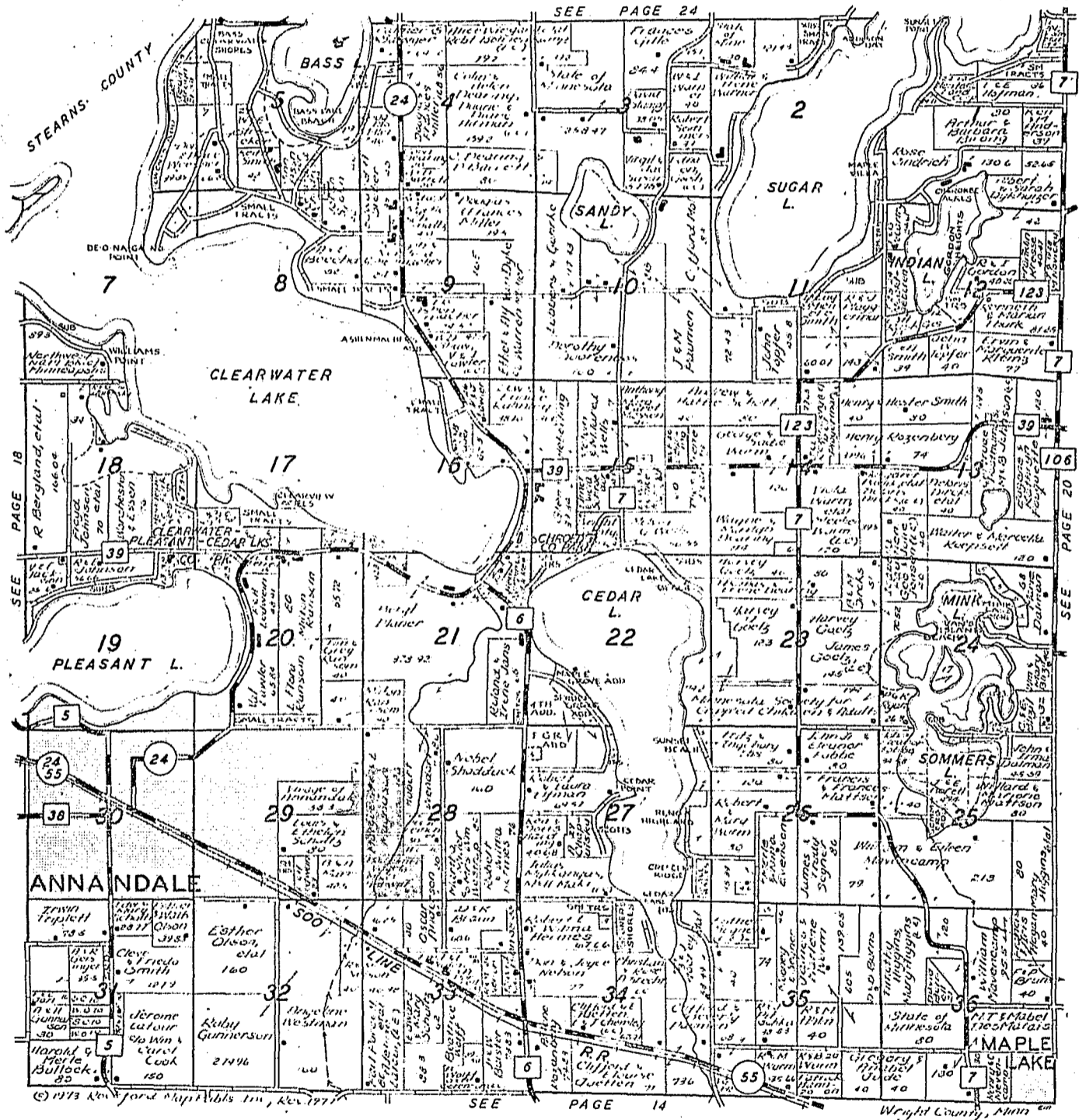
James Anderson
Secretary of State

133358

O.D.

CORINNA

T. 121 N.-R. 27 W.



NOTE: The existing boundaries of the City of Annandale are not correctly shown on this map. This map is presented for purposes of establishing the location of the annexed territory only.

Pursuant to due call and notice thereof, a regular meeting was duly held at the City Hall, 7516 80th Street South, on the 1st day of April, 1981, at 7:30 o'clock P.M.

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

And the following were absent: None

Mayor Peterson presided over the meeting.

The minutes of the March 18, 1981 regular meeting were reviewed. There being no additions or corrections, they were approved as mailed.

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

RESOLUTION NO. 81-26

RESOLUTION APPROVING CONSENT ITEMS ON CITY COUNCIL AGENDA
OF APRIL 1, 1981

BE IT RESOLVED, that Resolution No. 81-27, Resolution Granting Conditional Use Permit to Secure Properties, Inc., for Commercial Excavation; Resolution No. 81-28, Resolution Granting Minor Subdivision to Robert Young; License Applications from Kath Heating and Air Conditioning, Heating Contractor and Zenmillers, Heating Contractor be approved.

Passed this 1st day of April, 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, Councilwoman Berndt, Councilman Amundson, 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 an application for an "On Sale" Intoxicating Liquor License and Special Sunday "On Sale" Intoxicating Liquor License for Harry T. Sheldon's Restaurant, 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.

Staff advised the Council that all applicable investigations were made and no negative reports were received. The City Attorney advise the City Council that the Public Hearing was being held in compliance with all applicable state and local laws.

The Mayor opened the Hearing for consideration of any comments or objections.

City Council Meeting
April 1, 1981

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

Motion that the application of Robert W. Sabes for and behalf of Hospitality Plus, Inc., doing business as Harry T. Sheldon's Restaurant for an "On Sale" Intoxicating Liquor License and an "On Sale" Sunday Intoxicating Liquor License be approved, made by Councilwoman Berndt. Seconded by Councilman Hammero. Carried 4 ayes, 1 nay. Councilman Amundson voting nay.

The Council reviewed the application of Vernon Noon for a Conditional Use Permit to conduct an outdoor sales lot on property located in Section 7 being on Point Douglas Drive South.

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

RESOLUTION NO. 81-29

RESOLUTION GRANTING CONDITIONAL USE PERMIT TO VERNON D. NOON
FOR OUTDOOR AUTO SALES LOT

WHEREAS, Vernon D. Noon has made application for a Conditional Use Permit to operate an Outdoor Automobile Sales Lot; and

WHEREAS, the Planning and Zoning Commission of the City of Cottage Grove called a public hearing on said application on March 30, 1981 pursuant to notice thereof; and

WHEREAS, the Planning and Zoning Commission recommended approval of said Conditional Use Permit subject to certain conditions;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the application of Vernon D. Noon for a Conditional Use Permit for the operation of an Outdoor Automobile Sales Lot on property described as part of Tract C, being the Northerly 190 feet of the Southeasterly 170 feet as measured along the Southeasterly and Northeasterly lines of Tract C, Registered Land Survey 79, Township 27 North, Range 21 West, commonly known as 6800 South Point Douglas Road, be, and the same hereby is granted, subject to the following conditions:

1. That due to the construction of the overpass, sewer and water will eventually not be available to this property, thus necessitating an onsite well and holding tank sewage disposal system.
2. No string lighting, glaring lights, or the use of banners, balloons, flags or similar devices shall be allowed on the premises.
3. No vehicle repair shall be allowed on the site.
4. The outdoor automobile display area shall be limited to one vehicle for each 250 square feet of site space.
5. No vehicles for sale shall be allowed to park on the street or street right of way.

City Council Meeting
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6. All areas used for parking of vehicles shall be either paved with concrete or asphalt prior to being used.

7. If the automobile sales operation should cease and terminate, the building shall be secured in a manner such that the securing materials conform to the building design and applicable to the building codes.

8. No vehicles shall be sold on consignment or rented for persons other than those licensed by the State of Minnesota for this purpose.

Passed this 1st day of April, 1981.

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

Motion that the foregoing resolution be amended to delete condition number eight (8), made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

The vote on the original resolution as amended, the following voted in favor thereof: Councilman Amundson, Councilman Denzer, Councilwoman Berndt, Councilman Hammero and Mayor Peterson. The following voted against the same: None. Whereupon said resolution as amended was duly declared passed and adopted.

The Council reviewed the request of Solberg Aggregate Company for a Conditional Use Permit to allow for the excavation of aggregate from a parcel of land located in Section 5.

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

RESOLUTION NO. 81-30

RESOLUTION ISSUING CONDITIONAL USE PERMIT TO SOLBERG CONSTRUCTION
COMPANY FOR COMMERCIAL GRAVEL EXCAVATION

WHEREAS, Solberg Aggregate Company has made application for a Conditional Use Permit to conduct a Commercial Gravel Excavation Business on property not zoned for commercial excavation, and

WHEREAS, the Planning and Zoning Commission in the City of Cottage Grove has made an inspection in review of the existing commercial gravel excavation operation, and

WHEREAS, the Planning and Zoning Commission in the City of Cottage Grove, held a public hearing on said application pursuant to due publication and notice thereof on March 30, 1981, and recommended approval thereof, subject to certain conditions,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Cottage Grove, County of Washington, State of Minnesota, that the application by Solberg Aggregate Company for a Conditional Use Permit for Commercial Gravel Excavation on property not zoned for commercial excavation, said property being the Northwest quarter of the Northwest quarter of Section 8, Township 27 North, Range 21, shall be and the same

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hereby is approved, subject to the hereinafter stated conditions:

1. A bond in the amount of \$25,000 shall be filed to assure the completion of the reclamation plan.
2. Use must terminate by October 30, 1982, and the area must be reclaimed and seeded with a ground cover by this date.
3. No top soil, black dirt, or overburden may be sold or removed from the site. This top soil shall be stock piled in a berm during the mining. This berm shall be along the western edge of the property.

Passed this 1st day of April, 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 Amundson, 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 letter which it received from Mr. Alan D. Soder dated February 19, 1981 regarding the storage of inoperative vehicles.

Motion that the Council re-affirm the Planning & Zoning Commission's recommendation not to amend the current Ordinance regarding storage of inoperative vehicles, made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

Staff was directed to send a letter to Mr. Soder indicating the various alternatives available to him relating to storage of inoperative vehicles.

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

RESOLUTION NO. 81-31

RESOLUTION SETTING PUBLIC HEARING TO CONSIDER VACATION OF A
PUBLIC STREET

WHEREAS, a minor subdivision was granted and recorded with the Washington County Recorder, known as the Franzmeier Subdivision, and;

WHEREAS, said subdivision reflected the dedication of certain land for public roadway purposes, and;

WHEREAS, a portion of the dedicated roadway has not been used for roadway purposes, and;

WHEREAS, it appears that said portion will not be used for public roadway purposes in the future, and;

WHEREAS, it is necessary to set a public hearing to determine whether or not

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it would be in the public interest to vacate a portion of the roadway not used or intended to be used for public roadway purposes.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, Washington County, Minnesota, that a public hearing shall be held on the sixth day of May, 1981 at 7:30 o'clock P.M. at the Cottage Grove City hall, 7516 80th Street South, Cottage Grove, Minnesota, to consider the vacation of a portion of the land dedicated for public roadway purposes, said property being legally described as:

The South 60 feet of the South 500 feet of the North 1706 feet of the East 261.20 feet of the East 1/2 of the Southeast 1/4 of Section 2, Township 27 North, Range 21 West, all located in Washington County, Minnesota.

BE IT FURTHER RESOLVED, that the Clerk shall publish the notice of hearing by two weeks published and posted notice according to law.

Passed this 1st day of April, 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 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.

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

ORDINANCE NO. 350

AN ORDINANCE ADOPTING AMENDMENTS TO THE MINNESOTA BUILDING CODE; PROVIDING FOR ITS ADMINISTRATION AND ENFORCEMENT; REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA AND MAINTENANCE OF ALL BUILDINGS AND/OR STRUCTURES IN THE CITY OF COTTAGE GROVE; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; REPEALING

SECTION 1. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota," shall be amended by amending Chapter 6, Article I, Section 6-6 to read as follows:

SECTION 6-6 FIRE ZONES. The entire City of Cottage Grove, Washington County, Minnesota, is hereby declared to be and is hereby established as Fire Zone Number 3.

SECTION 2. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota," shall be amended by amending Chapter 6, Article 2, Section 6-7 to read as follows:

SECTION 6-7. Adopted; where filed. The Minnesota State Building Code, Chapter 16.851 ct. seq., as amended by Laws of 1980, is hereby adopted as the Building Code of the City for regulating the excavation and grading for and the construction, enlargement, alteration, repair, removal, moving, demolition, conversion, occupancy, equipment, use, height, area, improvement and maintenance of all buildings and structures in the City; providing for

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the issuance of permits and the collection of fees therefore; providing penalties for the violation of such code; declaring and establishing fire zones. All of the regulations, provisions, penalties, conditions and terms of such code, on file in the office of the City Clerk are hereby referred to, adopted, and made a part of this chapter as if fully set out in this chapter.

This code, as amended, shall apply to the construction, reconstruction, alteration, and repair of farm dwellings and building.

A. Sections adopted - The 1980 Edition of the State Building Code adopted by reference the following codes, which are adopted as the code of the City:

1. 1979 Edition of the Uniform Building Code, identified as "UBC".
2. 1978 Edition of the National Electric Code, identified as "NEC".
3. 1978 American National Standard Safety Code for Elevators, Dumbwaiters, Escalators, and Moving Walks, identified as ANSI A17.1 - 1978 and Supplement, ANSI A17.1a - 1979.
4. 1979 Minnesota Plumbing Code, identified as MHD 120 through MHD 135.
5. "Flood Proofing Regulations", June 1972, Office of the Chief of Engineers, U.S. Army.
6. Minnesota Heating, Ventilating, Air Conditioning and Refrigeration Code, identified as SBC 7101 through SBC 8505.
7. "Design and Evaluation Criteria for Energy Conservation in New Building, Additions and Remodeled Elements of Buildings and Standards for Certain Existing Public Buildings", identified as 2MCAR Section 1.16001 through 2MCAR Section 1.16006.
8. State of Minnesota Mobile Home Installation Standards 1977, identified as 2MCAR 1.90450 installations and related definitions in 2MCAR 1.90103.
9. Standards of Performance for Solar Energy Systems and Subsystems Applied to Energy Need of Buildings, 1977 Edition, identified as 2MCAR 1.16101 through 2MCAR 1.16108.

B. In addition to those items listed above, certain Appendices, Standards and Supplemental Materials referenced in the Code are hereby adopted by reference as part of the Building Code of the City of Cottage Grove and incorporated into this ordinance as completely as if set out in full, including but not limited to the following:

1. Technical Requirements for Fallout Shelters, identified as SBC Appendix "A".
2. Variations in Snow Loads, identified as Minnesota State Building Code, Appendix "B"
3. 1979 Uniform Building Code Appendix Chapter 35. (Sound Transmission Control).
4. Minnesota Plumbing Code Appendix "B". (Illustrations).

C. The following Appendices, Standards, Supplemental Materials, Codes and Ordinances are adopted by reference for the City of Cottage Grove and are

incorporated into this ordinance as completely as if set out in full.

1. 1979 UBC Appendix Chapters
 - a. 12 - Existing Buildings
 - b. 32 - Re-roofing
 - c. 35 - Sound Transmission Control
 - d. 38 - Basement Pipe Inlets
 - e. 48 - Cellulose Nitrate Film
 - f. 49 - Patio Covers
 - g. 51 - Elevators
 - h. 53 - Energy Conservation
 - i. 55 - Membrane Structures
 - j. 70 - Grading
2. Minnesota Plumbing Code
 - a. Appendix (C) Sizing of Water Pipe
 - b. Appendix (D) Sizing the Water Supply Distribution System
3. WPC - 40 - Individual Sewage Treatment Standards Minnesota Pollution Control Agency

SECTION 3. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota", shall be amended by amending Chapter 6, Article II, Section 6-8(6) (d) to read as follows:

(6) (D) Expiration. Every permit issued by the Building Official under the provisions of this Code shall expire by limitation and become null and void, if the building or work authorized by such permit is not commenced within 180 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall be first obtained so to do, and the fee therefore shall be one-half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided, further, that such suspension or abandonment has not exceeded one year.

Exterior Completion Requirement: The exterior of any building shall be completed within six (6) months of start of construction. No occupancy or use of a structure shall be allowed until the exterior is completed and all necessary inspections made. In the case of a demonstrated hardship, the Building Official may allow for an extension of time to complete the exterior. No extension shall exceed 180 days.

SECTION 4. AMENDMENT. "The Code of the City of Cottage Grove, Minnesota", shall be amended by amending Chapter 6, Article II, Section (7) (a) to read as follows:

(7) (a) Building Permit Fees

- A. Building permit fees shall be established by resolution of the City Council from time to time. No permit as required by the Building Code shall be issued until the fees prescribed by said resolution have been paid, nor shall

City Council Meeting
April 1, 1981

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an amendment to a permit be approved until the additional fees, if any, due to an increase in the estimated cost of the building or structure have been paid.

- B. All proposed buildings which shall be wholly owned by a governmental unit or political subdivision shall be exempt from the plan-checking fee, provided the designing architect or engineer shall submit evidence to the Building Official to substantiate that the provisions of the Ordinance will be and are followed when such provisions are applicable.
- C. Certificate of Occupancy: In addition to certificates of occupancy required in Chapter 3, Section 307 of the UBC, certificates of occupancy for Group R3 structures (residential) shall be required.
- D. The Plan-Checking Fee shall be paid by the applicant to the City prior to the actual review of a plan by the Building Official.
- E. SERVICE AVAILABILITY CHARGE. Applicants for building permits for all new residential, commercial, or industrial construction within the Metropolitan Sewer Service area shall be required to pay a sewer service availability charge in accordance with a schedule which shall be established by Metro Waste Commission from time to time, said charge to be payable at the time of the issuance of a building permit.

The determination of value or valuation under any of the provisions of this Code shall be determined by using the most current estimate of construction costs as furnished by the Minnesota Building Code Division.

SECTION V. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed this 1st day of April, 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, Councilwoman Berndt, and Mayor Peterson. The following voted against the same: None. Whereupon said Ordinance was duly declared passed.

The Planner requested that the report on Control of Premature Industrial and Commercial Development be tabled for thirty (30) days, which request was granted by the Council.

Motion that the Council approve the furnishing of an H.M.O. Plan to the City employees. Said plan to be with Med-Center Health Plan at a cost of \$41.50 for employees and \$123.71 for dependents, made by Councilman Amundson. Seconded by Councilwoman Berndt. Carried viva voce.

The Council discussed the establishing of a Finance Committee.

Motion that the City Council authorize the forming of an Ad Hoc Committee consisting of five (5) members to review those areas of finance described as follows:

City Council Meeting
April 1, 1981

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1. The use of Federal Revenue Sharing
2. The development of the Capital Improvement Program
3. Dissemination of information regarding the Reverse Referendum or General Referendum concepts
4. Audit review
5. Cost impact on service level increases or decreases
6. Budget review

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

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

RESOLUTION NO. 81 -32

RESOLUTION RECEIVING REPORT AND CALLING FOR HEARING ON STREET
LIGHT IMPROVEMENT ON POINT DOUGLAS DRIVE SOUTH

WHEREAS, pursuant to a resolution of the City Council adopted on January 21, 1981, a report has been prepared by the City Engineers, Bonestroo, Rosene, Anderlik and Associates, Inc. with reference to the improvement of Point Douglas Drive South between Belden Boulevard and to a point approximately 3,400 feet southeasterly thereof, by the installation of street lights and this report was received by the Council on April 1, 1981.

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

1. The Council will consider the improvement of Point Douglas Drive South in accordance with the report and the assessment of abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes Sections 429.011 to 429.111 (laws 1953, Chapter 398 as amended) at an estimated cost of the improvement of \$15,600.00.
2. A Public Hearing shall be held on such proposed improvement on Wednesday, the 6th day of May, 1981 in the Council Chambers of the City Hall, 7516 80th Street South, at 7:30 o'clock P.M., C.D.S.T., and the Clerk shall give mailed and published notice as required by law.

Passed this 1st day of April, 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 Denzer, Councilwoman Berndt, Councilman Amundson, Mayor Peterson, and Councilman Hamnero. 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:

City Council Meeting
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RESOLUTION NO. 81-33

RESOLUTION RECEIVING REPORT AND CALLING FOR HEARING ON IMPROVEMENT
ON LAMAR AVENUE SOUTH

WHEREAS, pursuant to a resolution of the City Council adopted on November 5, 1980, a report has been prepared by the City Engineers, Bonestroo, Rosene, Anderlik and Associates, Inc. with reference to the improvement of Lamar Avenue South from 70th Street South to a point approximately one half mile northerly thereof, and this report was received by the Council on April 1, 1981.

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

1. The Council will consider the improvement of such street in accordance with the report and the assessment of abutting property for all or a portion of the cost pursuant to Minnesota Statutes, Sections 429.011 to 429.111 (Laws 1953, Chapter 398, as amended) at an estimated total cost of the improvement of \$43,300.00.
2. A Public Hearing shall be held on such proposed improvement on Wednesday, the 6th day of May, 1981 in the Council Chambers of the City Hall, 7516 80th Street South, at 7:30 o'clock P.M., C.D.S.T., and the Clerk shall give mailed and published notice of such hearing and improvement as required by law.

Passed this 1st day of April, 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, Councilwoman Berndt, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

Motion that the Plans and Specifications for the construction of Jamaica Avenue South be approved and that the Engineer is hereby authorized to submit said plans to the Minnesota Highway Department for their approval, made by Councilwoman Berndt. Seconded by Councilman Denzer. Carried viva voce.

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

RESOLUTION NO. 81-34

RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND ORDERING
ADVERTISEMENT FOR BIDS FOR THE PAVING OF 72ND STREET SOUTH
AND HOMESTEAD AVENUE SOUTH

WHEREAS, pursuant to a resolution passed by the City Council on July 2, 1980, the consulting engineer, Bonestroo, Rosene, Anderlik & Associates, Inc. has prepared plans and specifications for the paving of 72nd Street South from Hyde Avenue South to Hinton Avenue South and Homestead Avenue South south of 70th Street South, and has presented such plans and specifications to the City Council for approval, now,

City Council Meeting
April 1, 1981

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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 paving of 72nd Street South and Homestead Avenue South, 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 by further action of this Council in accordance with law.

2. Sealed bids will be received in the office of the City Clerk until 10:00 A.M., C.D.S.T., on Tuesday, May 5, 1981 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 paving of 72nd Street south from Hyde Avenue South to Hinton Avenue South and Homestead Avenue South south of 70th Street South.

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 improvement as required by law.

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

Motion that the Council approve the purchase of two (2) Allis Chalmers garden tractors at a bid price of \$5,600.00 with trade-in from Gerlach Service, Inc., made by Councilman Denzer. Seconded by Councilwoman Berndt. Carried viva voce.

Motion that Mr. Arthur Decker be hired on a contract basis to work at the South Communities Youth Service Bureau until August 21, 1981 and that Mr. Decker be reimbursed for his services at the rate of \$9.05 per hour, made by Councilman Hammero. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Council approve the contract between the Forest Lake Area Youth Service Bureau and the South Communities Youth Service Bureau and that the Clerk is hereby authorized to sign said contract on behalf of the City, made by Councilman Denzer. Seconded by Councilwoman Berndt. Carried viva voce.

The Council acknowledged the notice from the County Assessor regarding the Board of Review to be held on April 30, 1981 from 2:00 P.M. to 8:00 P.M.

The Council reviewed the letter from Senator Sikorski and from the County regarding the increase in gas tax by 4¢ per gallon.

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

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RESOLUTION NO. 81-35

RESOLUTION FAVORING INCREASED FUNDING FOR THE HIGHWAY USER FUND

WHEREAS, the Minnesota Legislature is currently having testimony on whether of not to increase the highway user taxes, and

WHEREAS, these taxes are used for the construction and operation of the most expensive parts of the Minnesota streets and highway systems, and

WHEREAS, the City of Cottage Grove and Washington County has a large number of deficient highways and bridges, and

WHEREAS, the City of Cottage Grove has found it necessary to raise the local real estate taxes to supplement, and

WHEREAS, continued commercial, industrial and residential growth in the City of Cottage Grove is demanding additional up grading of the City's and local highway systems thus placing an even greater demand for highway finances,

NOW, THEREFORE, BE IT RESOLVED, that the Cottage Grove City Council presently feel that the present funding of highways is inadequate, and

BE IT FURTHER RESOLVED, that the Cottage Grove City Council favors increased funding for the Highway User Fund, and

BE IT FURTHER RESOLVED, that the City of Cottage Grove transmit copies of this resolution to the Governor, Senator and Representative of the City of Cottage Grove in the Minnesota Legislature.

Passed this 1st day of April, 1981.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman Amundson. Upon vote being taken thereon, the following voted in favor thereof: Councilman Hammero, Councilman Amundson, and Mayor Peterson. The following voted against the same: Councilwoman Berndt and Councilman Denzer. Whereupon said resolution was duly declared passed and adopted.

Motion that the Council approve the promotion of Douglas P. ~~and~~ Charles Thomas, Jr. from Maintenance Person to Light Equipment Operator effective April 6, 1981, and that said promotion be subject to a six (6) month probationary period, made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Council approve the Labor Agreement between the Law Enforcement Labor Services, Inc. representing the Police Officers and the City of Cottage Grove for the year 1981 and that the Mayor and Clerk are hereby authorized to sign said agreement, made by Councilman Amundson. Seconded by Councilwoman Berndt. Carried viva voce.

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Motion that the Council approve the seniority date of Denis Erickson as March 1, 1966 at which time he was originally hired by the City of Cottage Grove as a Police Officer, made by Councilman Amundson. Seconded by Councilwoman Berndt. Carried viva voce.

The Council reviewed the letter from Mr. Roland Peek, Chairman, Grey Cloud Township Board of Supervisors.

Motion that the City Council go on record as agreeing to meet jointly with the Town Board of Grey Cloud Township because of the mutual interest to establish a truly cooperative working relationship in developing interim and long range plans for the Lower Island, made by Councilman Amundson. Seconded by Councilman Hamnero. Carried viva voce.

Mr. John W. Fritz, representing the 3M Company, appeared before the Council in regards to the proposed \$10,000,000 Industrial Development Bonds.

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

RESOLUTION NO. 81-36

RESOLUTION CALLING FOR A PUBLIC HEARING ON A PROPOSAL FOR AN INDUSTRIAL DEVELOPMENT PROJECT PURSUANT TO THE MINNESOTA MUNICIPAL INDUSTRIAL DEVELOPMENT ACT AUTHORIZING THE PUBLICATION OF A NOTICE OF SAID HEARING

WHEREAS, (a) Chapter 474, Minnesota Statutes, known as the Minnesota Municipal Industrial Development Act (the "Act") gives municipalities the power to issue revenue obligations for the purpose of the encouragement and development of economically sound industry and commerce to prevent so far as possible the emergence of blighted and marginal lands and areas of chronic unemployment and for the purpose of abating and controlling air and water pollution;

(b) The City Council of the City of Cottage Grove (the "City") has received from Minnesota Mining and Manufacturing Company, a corporation organized under the laws of the State of Delaware (the "Company") a proposal that the City assist in financing a project hereinafter described, through the issuance of its industrial revenue obligations (which may be in the form of a single debt instrument (the "Bonds") pursuant to the Act;

(c) Before proceeding with consideration of the request of the Company it is necessary for the City to hold a public hearing on the proposal pursuant to Section 474.01, Subdivision 7b, Minnesota Statutes;

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

1. A Public Hearing on said proposal of the Company will be held at the time and place set forth in the Notice of Public Hearing hereto attached. (Exhibit A)
2. The general nature of the proposal and an estimate of the principal amount of Bonds to be issued to finance the proposal are described in the form of Notice of Public Hearing hereto attached. (Exhibit A)

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3. The Notice of said Public Hearing shall be in substantially the form contained in the Notice hereto attached. (Exhibit A)

4. A draft copy of the proposed application to the Commissioner of Securities and Real Estate, State of Minnesota, for approval of the project, together with proposed forms of all attachments and exhibits thereto, will be on file in the office of the City Clerk as set forth in the Notice of Public Hearing.

5. The City Clerk is hereby authorized and directed to cause notice of said hearing to be given one publication in the official newspaper and a newspaper of general circulation available in the City, not less than 15 days nor more than 30 days prior to the date fixed for said hearing, as shown in the notice of hearing attached hereto. (Exhibit A)

Adopted by the City Council of the City of Cottage Grove, Minnesota, this 1st day of April, 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, Councilwoman Berndt, Councilman Denzer, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

The Council discussed the conducting of a management study.

The Mayor directed that the Administrator send letters to at least ten (10) out-state firms requesting an outline of what their company can do and the cost for this service. The Administrator was given thirty (30) days to have this information back to the Council.

The Council set a special meeting for April 15, 1981 at 6:00 P.M. at which time discussion will be held regarding the Council's goals and objectives.

The Council discussed the 1982 Budget Projections. No action taken.

Motion that the Council approve the South Washington County Cable Communications Commission's Joint and Cooperative Agreement with the changes as outlined in Mr. Clinton's letter of March 10, 1981 and that the Mayor and Clerk are hereby authorized to sign said agreement, made by Councilman Denzer. Seconded by Councilwoman Berndt. Carried viva voce.

Motion that the bills as presented with inclusion of the bill from the Cottage Grove Police Association in the amount of \$2,800.00 be approved, made by Councilman Denzer. Seconded by Councilman Hammero. Carried viva voce.

The Administrator advised the Council of the Annual League Conference to be held in St. Paul, June 9 through 12, 1981.

Motion that the Council authorize staff to buy insurance coverage with the League of Minnesota Cities for property, earnings, inland marine, general liability, boiler and automobile coverage, made by Councilman Hammero. Seconded by Councilwoman Berndt. Carried viva voce.

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Motion that a letter and Certificate of Appreciation be sent to Clarence "Buz" Kainz for his service on the Human Services Commission, made by Mayor Peterson. Seconded by Councilman Denzer. Carried viva voce.

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

The meeting adjourned at 10:05 P.M.

Respectfully submitted,



Carl F. Meissner
Clerk Administrator