

PROCEEDINGS OF THE CITY COUNCIL
CITY OF MOUNDS VIEW
RAMSEY COUNTY, MINNESOTA

A regular meeting of the Mounds View City Council was called to order by Mayor Pickar at 7:30 PM on May 9, 1977, at the Mounds View City Hall, 2401 Highway 10, Mounds View, Minnesota 55112.

Members Present:

Mayor Pickar
Councilmember Hodges
Councilmember Baumgartner
Councilmember Rowley
Councilmember Ziebarth

Also Present:

Clerk-Administrator Achen
Attorney Meyers
Engineer Hubbard

MSP (Rowley-Hodges) to approve the minutes of the April 25, 1977 regular meeting.

5 ayes

CITIZEN COMMENTS AND REQUESTS

Darlene McPeters, 7750 Silver Lake Road, expressed her concern that the ordinance regarding off-street parking requirements for commercial and recreational vehicles had been passed without sufficient public notice. She felt that it was a very controversial issue and that those concerned with the issue did not receive adequate notice to present themselves and state their views before the ordinance was passed.

Mayor Pickar stated that there had been quite a bit of attention and discussion spent on the ordinance in the past and that notice had been published in the New Brighton Bulletin.

Mrs. McPeters asked if there was any way to change the ordinance and Mayor Pickar replied that a request could be made to the Planning Commission for a hearing on the ordinance.

The question arose as to out of town visitors and Councilmember Baumgartner stated that there is presently a 60 hour time period to cover visitors with motor vehicles. He stated that the revision to Chapter 40 was two years in the making and that the parking of recreational vehicles was the most controversial item of the whole revision, and that the item is on the Planning Commission agenda for the May 11, 1977 meeting.

Mayor Pickar stated that the meeting at this time would advance to the public hearings on the agenda, as these people had first priority since they were on the agenda, and that upon the completion of the public hearings, the Council meeting would continue with Citizen Comments.

Mayor Pickar recessed the general meeting and opened the hearings.

PUBLIC HEARINGS - PUBLIC IMPROVEMENTS - PROJECT 1977-2

Engineer Hubbard explained the proposed improvement project and asked Council to determine whether the project should be ordered. A petition, requesting the improvements, has been received from Berwyn Christiansen and reviewed by Attorney Meyers.

The proposed project would be the extension of Bona Road between County Road H and Woodcrest Drive and provision of sanitary sewer and water services for this area. There are two options available, to put in concrete curbs and gutters on both sides of Bona Road, at a cost of \$27,200, or to install a bituminous surface of 2" thickness with a 4" compacted gravel base, with rolled bituminous curbs, at a cost of \$17,400. The costs for sanitary sewer services, water services and storm sewers were equal for both options. The City will finance the project and assess the full cost of each improvement to the adjacent property.

Concrete curb and gutter has previously been installed in nearly all streets south of Woodcrest Drive. It has, however, been omitted throughout the rest of Mounds View, basically due to residents desire for a rural atmosphere. From an engineering standpoint the concrete curb and gutter is the most desirable since Bona Road will have a low point in midblock and will have relatively steeper grades on both ends than most streets in Mounds View. However, the cost of concrete curbs and gutters is about 50 percent more than bituminous curbing.

Bill Skarold, 2470 Ridge Lane, stated that the City did not clean his street and he did not feel that a more expensive street should go in on Bona Road.

Engineer Hubbard stated that the City receives calls on a continuous basis from citizens who requested to have their streets cleaned, and that Mr. Skarold should call the City if he feels his street requires cleaning.

Concern was expressed if there would be a stop sign at the top of the hill, where Bona Road would enter onto County Road H. Engineer Hubbard replied that it is a county Road and that the city must request the county to put in a stop sign. He also stated that the plans are to only allow right hand turns off Bona Road.

John Riggs, 2200 Erin Court, developer of the property on Bona Road, expressed concern in the cost difference between the concrete curb and gutter and the bituminous curbing. He stated there were no concrete streets in the area and since the higher cost of the concrete would add approximately \$1,000 to the price of each home he plans to build, he would prefer the bituminous curbing.

Councilmember Rowley asked if the upkeep costs would differ between the two types of surfaces. Engineer Hubbard replied that should there be a problem due to damage from the snow plows, water deterioration or whatever, the City would assume the cost of the repairs.

Councilmember Ziebarth stated that he felt there were a number of problems with the issue, one being the traffic entry problem onto County Road H from Bona Road, and another the crosswalk that the students are presently using on their way to and from school.

Mayor Pickar reminded the Council that they were to discuss and act upon the alternatives for the type of surfacing for the road, and that other problems should be discussed at another time. Mayor Pickar at that time closed the public hearing.

MSP (Pickar-Ziebarth) to have firm of Banister Short Elliott Hendrickson & Associates to prepare the plans and specifications for alternate #1, with concrete curbs and gutters on both sides of Bona Road, at a cost of \$42,350 and to include a traffic control device pattern as part of the public improvement project, and order the Engineer to prepare final plans and specs.

Mayor Pickar stated that the walkway situation would be brought up again prior to final plat approval.

PUBLIC HEARINGS - RELOCATION OF BUILDING TO 5302 JACKSON DRIVE

Gary Martinson, 5302 Jackson Drive, has requested permission to move a garage from 2106 Madison Street NE, Minneapolis, to 5302 Jackson Drive. The garage is 16 feet wide and 22 feet deep, with a 10 foot overhead door and a two foot, six inch service door, with a window for light and ventilation. A 75 percent petition has been received and approved by the Staff.

Mayor Pickar asked Mr. Martinson if he had checked out all the problems involved in moving the garage. Mr. Martinson replied that he was having the garage moved by a commercial moving firm and that they would have an escort.

Mayor Pickar closed the public hearing.

MSP (Pickar-Hodges) to approve the move of the garage for Gary Martinson to 5302 Jackson Drive, with the stipulation that he meets all requirements as set forth in the codes of the City of Mounds View.

5 ayes

CITIZEN COMMENTS AND REQUESTS

The Council meeting at this time returned to citizen comments and requests.

Floyd Larson, 5250 Edgewood, stated that he owns a recreational vehicle and does not understand why he cannot keep it on his property. He asked his neighbors and they did not object to him parking his vehicle on his property.

Mayor Pickar stated that he could sympathize with Mr. Larson's viewpoint but that they must also keep the other side of the issue in mind, of those people who object to having to look at a large recreational vehicle parked next to their house.

Kathleen Keifer, 5180 Bona Road, stated she felt it was a violation of human rights to not be allowed to park a recreational vehicle on ones own property. She asked what to do when visitors come.

Councilmember Baumgartner again stated the provision of a 60 hour visit allotment.

It was asked when the issue would be addressed, and Administrator Achen stated that the Planning Commission could hold a public hearing on the meeting, and that the Chapter 40 revision had been passed as a whole with the understanding that the recreational vehicle portion would be brought up again. The best way to find out the timing of the public hearing would be to either call City Hall on Friday, or to watch the New Brighton Bulletin for the publication of official notice of the public hearing. Also, if people were interested in discussing commercial vehicles, they should go to the Planning Commission meeting on May 11 and request that commercial vehicles also be discussed.

Maureen DeGiovanni, Long Lake Road, expressed concern about the ditch filled with water at Woodcrest Park and the number of small, unsupervised children in the area who could wander down to the ditch.

Administrator Achen stated that the ditch was county property and suggested that the engineering department look into the situation.

Councilmember Rowley reported that the Park and Recreation department has some plans for the area in question.

Administrator Achen recommended that Engineer Hubbard contact the county engineer to come up with a plan for the ditch.

APPROVAL OF CONSENT AGENDA

MSP (Pickar-Hodges) to approve the consent agenda as follows:

5 ayes

- ITEM A. Adopt Resolution Nos. 827-829 reapportioning assessments for the following subdivisions respectively: Moe Homestead Addition, major subdivision request of Nobert D. Moe; Ostman Home Builders minor subdivision of 8415 Red Oak Drive; David W. Jahnke minor subdivision of 8408 Eastwood Rd.
- ITEM B. Appoint Tim Pittman, 5379 Raymond Avenue, and Mark Will, 5300 Quincy Street, temporary laborers effective May 10, 1977, at hourly wage of \$3.00.
- ITEM C. Approve the following interfund transfers:
- Transfer \$255.40 from General Fund to Forestry Fund. This is the final 2% of property taxes levied in 1976 for Forestry Fund.
 - Transfer \$6,100.00 from Revenue Sharing Fund to Building Addition Fund. This is appropriated money for City Hall parking lot lights which were to be paid for with Revenue Sharing money.
 - Transfer \$109,552.46 from Improvement Bonds Fund to 1976 Advance Refunding Bond Fund. This is cash available from Improvement Bonds of 1969 which were refunded in advance in February of 1976. All assets of the refunded bonds were to be transferred to the new bonds. This is the final step in that process.
 - Transfer \$2,655.38 from Water Utility Fund to Sewer Utility Fund. This is the money confiscated from the utility prepayments for sewer bills on accounts which were closed.

Transfers shall be effective January 1, 1977.

ITEM D. Approve the May 9, 1977, bills for payment.

ITEM E. Approve the following licenses:

GENERAL CONTRACTING - new	GENERAL CONTRACTING - renewal
Antler Corporation 2954 Rice Street St. Paul, MN 55113	Montgomery Ward 1400 University Ave. St. Paul, MN 55101
The House Doctors 5900 Lexington Ave. New Brighton, MN 55112	MASONRY - new
Bob & Sons Roofing, Inc. 201 W. 88th Street Bloomington, MN 55420	LaMere Concrete Construction 1027 23rd Ave. N.E. Minneapolis, MN 55418
G & E Builders 680 20th Ave. N.W. New Brighton, MN 55112	ASPHALT - new
HEATING - new	Darrell's Contracting Inc. 8744 Central Ave. Minneapolis, MN 55434
Northwest Heating & Air Conditioning 4726 161st Lane N.W. Anoka, MN 55303	HEATING - new
	Coin-Mate 2701 Douglas Drive Minneapolis, MN 55422

DEVELOPMENT AGREEMENTS - MERMAID BOWLING ALLEY ADDITION

Charles Hall, 2200 Highway 10, owner of the Mermaid, requested the Council to authorize execution of the Development agreement prepared in 1976 for his proposed bowling alley addition to the Mermaid. Mr. Hall stated that everything remains the same on his plan as he presented it to the Council last year. His only reason for requesting a place on the agenda was that his financing was in the final stages and he expected to receive the go-ahead from the bank the next day.

Administrator Achen asked if there were any anticipated problems in completing the remodeling on time. Mr. Hall stated he was very confident that the contractor, Pete Gilbert, would complete the remodeling within three months. It is very important that they be open for business by September 1, in order to get the bowling leagues for next year.

Councilmember Rowley asked if children would be able to walk from the Nursery into the bar area, or would the door between the two areas be locked? Mr. Hall replied that the door would be locked and that the children would not be allowed into the bar.

Councilmember Ziebarth asked Mr. Hall what his plans were for the game room. Mr. Hall plans to keep the game room about the same size as his present one, with two pool tables, three foose ball tables and a line of pinball machines.

Mr. Hall stated that the Mermaid has a very clean reputation and is not know for its problems in crowd control, etc. Last year he spent \$30,00 in salary and benefits for people to check crowd control and I.D.'s.

Councilmember Baumgartner asked if the drainage plan for the parking lot area had changed at all. Mr. Hall replied that the plans had not changed one bit, which

could be verified by the plans which Administrator Achen has. He indicated that he would, at some future time, like to hook up to the storm sewer.

Councilmember Ziebarth expressed concern with the angle of the driveway coming in from County Road H, in that traffic must swing wide on H to make the turn. Mr. Hall said he does plan on widening the drive, which was indicated in the plans.

Mr. Hall stated that there were presently a few areas of the contract that he was uncomfortable with, e.g., the stipulation that the building could be torn down if he did not meet up with the specifications, or that an extension might not be granted if he did not complete the remodeling on time.

Attorney Meyers stated those provisions were in the contract to protect the City from problems that have arose in other cases.

MSP (Pickar-Ziebarth) to direct the City Attorney to update the development agreement #76-1 for Charles Hall in conformance with the staff recommendations of the items that were in the development agreement previously. 5 eyes

DEVELOPMENT AGREEMENT - ST. PAUL RENT-ALL WAREHOUSE ADDITION

Robert Smith, Attorney for Vern Gustafson, asked the Council to move approval of the warehouse addition to the St. Paul Rent-All to May 23, 1977, in order to give him time to speak with Attorney Meyers and work out any problems that might come up.

Councilmember Ziebarth mentioned the flashing sign ordinance of Mounds View, and Mr. Gustafson replied that he has moved the flashing sign to the back of his lot. It is for rent and was out front for display purposes.

Mayor Pickar stated that the approval of the warehouse addition would be moved to the May 23 agenda.

MUNICIPAL BUILDING USE - LUTHERAN CHURCHES' COUNSELLING/REFERRAL SERVICE FOR APARTMENT RESIDENTS

Sunrise Methodist, Abiding Savior Lutheran and Cross of Glory Lutheran churches have requested use of the city hall basement kitchen as an office for conducting a counselling/referral service. This service is designed for use of local apartment dwellers.

The use would be from 2:30 pm to 4:30 pm on Mondays, Wednesdays and Fridays.

Administrator Achen reported that this would be on a trial basis, to see how the referral service is accepted. The counselling service would be responsible for their own furnishings and phone.

Councilmember Rowley questioned where all the supplies presently stored in the kitchen would be placed, and suggested that perhaps it would be better for the counselling service to be held in one of the churches, since they would have a better atmosphere and more appropriate facilities.

Administrator Achen stated that he could indicate to the church members that the use of the kitchen was to be a temporary start-up facility. It was agreed that Administrator Achen should speak to the members and explain the situation.

VOTING EQUIPMENT USE - CARPENTERS' LOCAL NO. 7 ELECTIONS JUNE 16-17

Carpenter's Union Local No. 7 has requested use of twelve booths and one electronic counter for their June 16-17 elections. The staff estimates it will take 8-12 hours to prepare the necessary counting program, prepare the voting booths and run the pre and post security tests. The equipment is idle and this use can help defray the city's acquisition costs. Local No. 7 has indicated a desire to use the equipment regularly (biennially) if it is successful in the June election. The staff has recommended such use be authorized with the conditions of payment of a \$600 service fee, use of adequate security controls to maintain integrity of the electronic counting program, adequate insurance, deposit or other provisions as determined by the City Attorney to assure payment to replace or repair damaged or lost equipment, and a city staff member to supervise use of the electronic ballot center.

Administrator Achen reported that the programming for the election could be done in a very short time and could be used again for the next union election. He anticipates no problems with the machines being used, as long as there is an adequate deposit on them.

MSP (Baumgartner-Hodges) to give permission to Carpenter's Union Local No. 7 to use twelve booths and one electronic counter for their June 16-17 elections, and that the Union make a payment of \$600 as a service fee, and post a \$5,600 bond or check to cover loss or total damage of the voting equipment. 5 ayes

TRAFFIC SIGNAL - TRUNK HIGHWAY 10 BETWEEN COUNTY ROAD H AND H-2

No contact has yet been made with the Minnesota Department of Transportation regarding the proposed signallized T.H. 10 intersection. There is disagreement between the owners of the property along T.H. 10 as to where the interchange should be put in.

Administrator Achen stated that any decision that is made should be done with thought to the future needs of the community. It could possibly be made a public improvement project and take the necessary land away from the home owner. Access must be made onto T.H. 10 between County Roads H and H2, as those two roads could not handle the additional traffic that is expected when the property between those two roads is developed.

MSP Ziebarth-Rowley) to inform the Department of Transportation, with the Councils backing, that a signallized intersection between County Road H and County Road H2 on T.H. 10 is the best solution to the potential traffic flow. Administrator Achen will approach the Department of Transportation and ask for preliminary approval of the concept. 5 ayes

ADMINISTRATOR ACHEN'S REPORT

Administrator Achen reported that notice has been received that the City's Community Development Block Grant application for storm sewer construction has been denied. Mainly low/moderate income housing related projects were the ones to receive the funding.

Administrator Achen gave the background of the Minnesota Benefit Association, a non-profit organization providing supplementary insurance benefits to public employees. The program would involve no employer contribution and would be available to employees entirely on a voluntary basis. The Association also assists employees in understanding their Public Employees Retirement Association and Social Security benefits, conducts a group travel program with discounted rates and has a college scholarship program for children of public employees.

The MBA is 30 years old has access to various insurance markets. The employees of MBA are salaried. Other local cities, such as New Brighton, Shoreview, Roseville, and Maplewood are using the program, along with approximately 230 other government groups.

Councilmember Baumgartner recommended that the City inform the employees of the agency and let them pursue it themselves, since by making it a payroll deduction, it would signify that the City backs and/or supports the program. A memo could be sent to all employees, informing them of the agency, or department heads could speak to their employees.

It was agreed upon that the information would be passed along to department heads with instructions to them to pass it along to the employees, who could contact the MBA on their own.

Administrator Achen reported that Jim Bergstrom, chairperson of Citizens opposed to Red Oak Drive interchange on new T.H. 10 has requested space in the next newsletter to publicize existence of their organization and to list phone numbers of contact persons.

Councilmember Hodges recommended that approval not be authorized because he feared that soon every group or cause would be requesting equal space.

Councilmember Baumgartner asked that any notice to be placed in the newsletter first be edited so that it does not imply that the City of Mounds View has taken the position implied in the article.

Councilmember Rowley asked if the information could be incorporated into Administrator Achen's report, and thus published in the newsletter. Administrator Achen replied that that would again imply that the City approves of it. Councilmember Rowley then suggested that they use a regular newspaper, such as the New Brighton Bulletin, to publish their notice.

MSP (Pickar-Ziebarth) to deny the request of Jim Bergstrom to publish names and phone numbers in the newsletter in as much as it does not conform to the policy of the newsletter for publishing individual's information, and that they should also be informed that due to the considerable interest in the Red Oak Drive problem, it is the intent of the City to give the problem coverage in the next newsletter. 5 ayes

Administrator Achen reported on the bids received for the public official liability insurance, which Council authorized at it's last meeting. Identical coverage was offered by both Western World and Drake Insurance Company, through the same agent, Donohue-Thornton. Administrator Achen recommended that Council authorize the purchase of insurance from Drake as Drake has a stronger background in the public official liability area. Although the initial cost would be greater, he also recommended approval of a three year payment which would assure three year coverage with no premium increase.

Mayor Pickar questioned if the three year premium should be paid, considering the tight budget after the huge increase in insurance rates the past year. Administrator Achen replied that it could be funded and that they would not have to worry about the premiums being raised on them in the next three years.

Attorney Meyers recommended that the City purchase the three year premium.

MSP (Pickar-Hodges) to accept the bid from Drake Insurance Comapny for public official liability coverage for a three year term, at a premium of \$6,125. 5 ayes

Councilmember Rowley recommended that the City write to several of the insurance companies who did not bid on the insurance coverage to find out why and give the City insight into what they can expect in the future.

Administrator Achen reported that a great number of cities had experienced the same problems as Mounds View in getting insurance and that he felt it was a good idea to write to the insurance companies and make them aware of the problem.

Administrator Achen reported that the promoter of the boxing match at Bel Rae would like to hold another match on June 2.

Administrator Achen also reported that a letter had been sent to the Launching Pad owners regarding renewal of their liquor license. An application was then received by the City for an on-sale liquor license at the Launching Pad. The application was from Joseph Hartinger, brother of the current license holder.

MSP (Pickar-Baumgartner) to set a public hearing for the renewal of the liquor license for the Launching Pad at 8:00 p.m. on May 23, 1977 and ask the staff for the pertinent data that applied to the operation of the Launching Pad for the past two year, including reports from the police department and inspection department, with the staff's informative comments.

5 ayes

Administrator Achen reported that the City of Blaine will be conducting a drainage improvement hearing on May 19, 1977. The staff is concerned about what consequences may develop, in that the water from the drainage ditch will be flowing from Blaine to Mounds View. However, Mounds View does have the option to put restrictions on Blaine since the ditch is in Mounds View.

ATTORNEY MEYERS'S REPORT

Attorney Meyers reported that a date should be set on June 13 for Sunday versus city officials.

ENGINEER HUBBARD'S REPORT

Engineer Hubbard reported that an agreement has been worked out with Banister, Short, Elliott, Hendrickson & Associates for the Bona Road project, and he recommends approval of the agreement.

MSP (Ziebarth-Rowley) to authorize the City to enter into a contract with Banister, Short, Elliott, Hendrickson & Associates.

5 ayes

Engineer Hubbard reported that the sweeping of the city streets was completed last Friday. It took 89 hours this year, compared to over 100 hours last year. 81 loads were hauled away this year, compared to 103 last year.

MSP (Baumgartner-Hodges) that the staff should be directed to enter into a similar engineering agreement with Comstock and Davis.

5 ayes

COUNCILMEMBER HODGE'S REPORT

Councilmember Hodges reported that he has noticed several potholes that should be repaired. Engineer Hubbard reported that the maintenance crews had started fixing them, that they had to wait for the trucks which were tied up with the street sweeping, before they could begin working on the potholes.

COUNCILMEMBER BAUMGARTNER'S REPORT

Councilmember Baumgartner reported that the Planning Commission would be meeting at 6:30 p.m. on May 11. He requested that the staff get information to the chairperson of the Planning Commission that commercial vehicles should also be covered in the meeting. They can then hold a public hearing at their discretion, whether they want to combine recreational vehicles with commercial vehicles or hold separate hearings.

Councilmember Baumgartner also reported that he is going to ask the Planning Commission to establish a policy about abstaining from voting, other than conflict of interest.

COUNCILMEMBER ROWLEY'S REPORT

Councilmember Rowley reported that she would once again ask Bruce Mattson for a letter of resignation.

She also asked when the plastic would be removed from the windows of City Hall. Engineer Hubbard reported that the plastic would be removed as soon as a maintenance person was freed from outside duties.

COUNCILMEMBER ZIEBARTH'S REPORT

Councilmember Ziebarth reported there was a meeting of the Park and Recreation department on April 28. However, there was not a quorum.

Ramsey County sent a person to discuss the Ramsey County open space program. They are interested in the Rice Creek project. There are presently five parcels of land to still be acquired.

MAYOR PICKAR'S REPORT

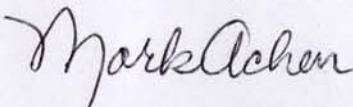
Mayor Pickar asked if all the bills had been turned in yet for a recap of the Clean-Up Days. Administrator Achen reported that there were some bills outstanding yet.

Mayor Pickar reported that he and his wife attended the North Suburban Chamber of Commerce annual meeting on May 5 and that a committee was founded for searching out new business. Mounds View was not represented.

MSP (Ziebarth-Hodges) to adjourn the meeting at 12:15 a.m.

5 ayes

Respectfully submitted,



Mark Achen
Clerk-Administrator

PROCEEDINGS OF THE CITY COUNCIL
CITY OF MOUNDS VIEW
RAMSEY COUNTY, MINNESOTA

A regular meeting of the Mounds View City Council was called to order by Mayor Pickar at 7:30 PM on May 23, 1977, at the Mounds View City Hall, 2401 Highway 10, Mounds View, Minnesota 55112.

Members Present:

Mayor Pickar
Councilmember Hodges
Councilmember Baumgartner
Councilmember Rowley
Councilmember Ziebarth

Also Present:

Clerk-Administrator Achen
Attorney Meyers
Engineer Hubbard

MSP (Hodges-Rowley) to approve the minutes of the May 9, 1977 regular meeting.

5 ayes

CITIZEN COMMENTS AND REQUESTS

There were no citizen comments or requests.

APPROVAL OF CONSENT AGENDA

Administrator Achen expressed concern over the application for an off-sale intoxicating liquor license for the Mermaid Cocktail Lounge, item G on the consent agenda, since the Mermaid had discontinued their off-sale liquor area and did not plan to include one in their remodeling.

MSP (Pickar-Rowley) to approve the Consent Agenda with the exception of Item G, as follows:

5 ayes

- ITEM A. Set public hearing on Groveland Terrace preliminary plat for 7:40 PM, Monday, June 13, 1977.
- ITEM B. Set public hearing on recreational and commercial vehicle parking for 8:00 PM, Monday, June 20, 1977.
- ITEM C. Appoint Jack Shields assistant weed inspector to perform duties mandated by Minnesota Statutes 1976 Chapter 18.231.
- ITEM D. Accept the recommendation of the Parks and Recreation Director to retain Mary Kvalheim as a regular full-time recreation supervisor effective June 7, 1977, when her six months' probationary period shall be satisfactorily completed.

ITEM E. Appoint the following summer recreation part-time personnel:

Rec Leader I - \$2.90/hr.

Dave Meyers
Joan Campbell

Rec Aide - \$2.60/hr.

Janese Bisset
Cathy Gerner
Todd Mulliken
Mark Wright
Paul Rynders

Rec Leader II - \$3.00/hr.

Judy Williams
Sarah Rynders
Marcus Magnuson
Mark Wright
Paul Rynders
Carol Hanson
Janet Larson
Mark Matthews

Rec Instructor I - \$4.00/hr.

Judy Williams
Sarah Rynders
Marcus Magnuson
Carol Hanson

Rec Instructor II - \$6.00/hr.

Janet Larson
Mark Matthews

Ball Field Attendant - \$4.00/hr.

Dave Meyers
Richard Johnson

Canoe Instructor - \$6.00/hr.

MN Canoeing Assoc.
Beth Olsen (YMCA)

ITEM F. Approve the May 23, 1977, bills for payment.

The off-sale liquor license for the Mermaid was discussed, and Administrator Achen stated that the license had been discussed with the owner, Mr. Charles Hall, and he wanted to continue to hold the license, even though he did not intend to use it. Mr. Hall had expressed concern regarding the license since the Mermaid had had an off-sale license when he bought the Lounge and he did not want to encounter any problems in his contract for deed by not continuing to hold a license.

Councilmember Ziebarth asked if Mr. Hall must apply for a license at this time or if he could wait and apply for it if he should later decide to include an off-sale area in his remodeling. Administrator Achen stated that Mr. Hall could apply for the license at a later date.

Attorney Meyers pointed out two legal stipulations that Mr. Hall would not be meeting if he were granted an off-sale license and did not use it immediately. They were that his application must designate the premises of the off-sale area, and also, the license must be posted in the off-sale area. Thus, if he did possess the license, he would be violating state law on those two points.

MSP (Pickar-Hodges) to approve item G of the consent agenda with the exception of the off-sale liquor license for the Mermaid Cocktail Lounge Inc., with a letter being sent to Mr. Hall explaining why the license was not granted, as follows: 5 ayes

ITEM G. Approve the following licenses:

CONTRACTORS - expire 6/30/77

General - new

Lindman Builder
5120 Irondale Rd.
Mounds View, MN 55112

Economy Builders Inc.
6725 - 14th Ave. S.
Minneapolis, MN 55423

Masonry - new

Masonry Services
1030 Edgewater Ave.
Shoreview, MN 55112

Sewer & Water Excavating - renewal

Beyer's Excavating
2742 County Road J
Minneapolis, MN 55432

General - renewal

Bill Zimmerman's Stucco
Route 2
Rogers, MN 55374

Minnesota Package Products
6922 - 55th St. N.
No. St. Paul, MN 55109

House Mover - new

Safeway House Movers Inc.
23590 Jamaca Ave. N.
Forest Lake, MN 55025

ON-SALE INTOXICATING LIQUOR - expire 6/30/78

Anchor Inn
2400 County Rd. H-2

Mermaid Cocktail Lounge Inc.
2200 Highway 10

Donatelle's
2400 Highway 10

OFF-SALE INTOXICATING LIQUOR - expire 6/30/78

B & R Liquors
2345 County Road H-2

Donatelle's
2400 Highway 10

Simon's Liquors
2840 Highway 10

Budget Liquors
2567-2573 Highway 10

SET-UP - expire 6/30/78

Bel Rae Ballroom
5394 Edgewood Drive

PUBLIC DANCE HALL - expire 6/1/78

Bel Rae Ballroom
5394 Edgewood Drive

Mayor Pickar recessed the general meeting and opened the public hearing.

PUBLIC HEARING - REZONING OF 5299 EDGEWOOD DRIVE - R-1 SINGLE FAMILY TO R-2 TWO FAMILY RESIDENTIAL DISTRICT

Mike White, representing Sunnyside Builders, has requested the lot at the southwest corner of Edgewood and County Road H2, approximately 5299 Edgewood, be rezoned from R-1 to R-2, as he would like to build a duplex on the lot.

Administrator Achen reported that the Comprehensive Land Use Plan denotes this area as low density residential (single family), as does the Zoning Map. The lot in question does provide the square footage required for a duplex. The requirement is 12,500 feet and the lot is 15,000 feet. The lot is located adjacent and opposite to higher business uses and also at a highly traveled intersection of County Road H2 and Edgewood. The land north of the property is zoned medium density.

The duplex Mr. White plans to build would include a three car garage, and each living area would have two bedrooms. Mr. White and Ron Michna, 2669 Scotland Court, owner of the property, presented a petition of 18 signatures they had received from the residents of the area.

Bob Stoner, 2454 County Road H2, stated that he had not been approached with the petition, even though he was a resident of the neighborhood. Mr. Michna explained that there were a few neighbors he had not been able to contact while he was circulating his petition.

Councilmember Baumgartner asked who would be living in the duplex. Mr. White replied that he would own it, but would rent out both sections of the duplex and not live in it himself. However, he is a resident of the neighborhood and would see to it that the house and yard were kept up. Mr. White stated that the duplex would have a value of approximately \$60,000.

Mr. Michna pointed out that the whole block of County Road H2 to the north of his lot is zoned R2 and questioned what one more duplex in the area would mean, as he had attempted to sell the lot last summer, and listed it with a realtor for 90 days and did not sell it, which is considered unusual for property in Mounds View. His feeling was that he would not be able to sell the lot for a single family dwelling, even though he had listed it below what he felt was a fair market value, since the block directly across from his lot would be all duplexes.

Rollie Blakely, 2462 County Road H2, stated that he felt the duplexes planned for the north side of County Road H2 were enough and he did not want another duplex included in the neighborhood.

Administrator Achen stated that there would be a Development Agreement on the duplex if the lot were rezoned, which would require the posting of a bond and the following of all ordinances and meeting all requirements.

Mayor Pickar closed the public hearing.

MSP (Baumgartner-Hodges) to grant the request of Sunnyside Builders to rezone the lot at 5299 Edgewood from R-1 to R-2, with a development agreement being required when the building permit application is requested.

A roll call vote was taken:

Councilmember Hodges - aye
Councilmember Baumgartner - aye
Councilmember Rowley - aye
Councilmember Ziebarth - nay
Mayor Pickar - aye

4 ayes, 1 nay

PUBLIC HEARING - ON-SALE INTOXICATING LIQUOR LICENSE - JOSEPH HARTINGER, DBA
LAUNCHING PAD SUPPER CLUB

Mayor Pickar reported that a letter had been received from the Launching Pad shortly before the meeting began, in which they stated that they would like to postpone the hearing for the on-sale license for the Launching Pad as it appeared there would be a new owner for the Launching Pad shortly, and that the new owner would then apply for the license.

PLANS AND SPECIFICATIONS FOR BONA ROAD EXTENSION

Engineer Hubbard presented that plans and specifications for the Bona Road extension, Project 1977-2, which were prepared by Banister-Short and reported that a problem with the storm sewer had been discovered just that afternoon which would require more study. The problem was that the storm sewers presently in existence are believed to be already over capacity and that a new development would burden them even more. The potential problem would be that during heavy rains, the water could back up and go over the tops of the curbs. However, Engineer Hubbard and Banister-Short felt the problem could be solved by putting drainage through between the property lines and running it through the back, where it would eventually meet up with the storm sewer on County Road H2.

Administrator Achen asked what was meant by "over capacity". Engineer Hubbard replied that Banister-Short had done an analysis of the existing pipes. The existing piping is 27" wide and would not be adequate to meet future needs of a new development.

Councilmember Baumgartner asked if the developer of the property was aware of the problem, and Engineer Hubbard replied that he was not, as the problem had just been discovered that afternoon.

Councilmember Ziebarth expressed concern with holding the development up for another three weeks, until the next Council meeting, at which time the problem could hopefully be solved.

Administrator Achen clarified the situation by explaining the pro's and con's, that the Banister-Short study indicated the pipe was inadequate; however, they did not know the capacity of the pipe at the present time, and that it was an odds game. Banister-Short would not agree to come to the Council Meeting and state definitely that the problem could be solved by going through the property lines.

John Riggs, developer of the property, expressed his displeasure at the new delay and reminded the Council that he had turned in the grading plans for the area over a month ago and felt that the problems should have been ironed out in the Planning Commission, and asked the Council what they wanted him to do next.

Engineer Hubbard stated that the grading plan should be reworked and easements would be required. Mr. Riggs replied that the easements had already been planned for in the plat.

Administrator Achen suggested that the Council could make a motion, with conditional approval, and that they would have a second chance to work out the problem, when the bids were submitted for approval, and that if the builder did not meet the specifications, it could be turned down at that time.

Councilmember Ziebarth asked what the next step would be for the City Engineer. Engineer Hubbard replied that he would determine if an overflow ditch would solve the problem and that if the grades would have to be changed, he would go the builder with that information.

Councilmember Baumgartner questioned if the Comprehensive Drain Plan says that a 27" pipe is at capacity now.

Engineer Hubbard stated that the plan says it is inadequate for a three year statement at full development, but that it is not a study that is relative to now.

Administrator Achen stated that bid opening dates needed to be set, but that in order to have bids by June 8, in time for the Council to review them by the June 13 Council meeting, the notices would have to go to the newspaper the next day, which would not allow the Engineer ample time to solve the problem of drainage. Engineer Hubbard felt the notices should go to the paper as soon as possible, and should be published twice.

MSP (Pickar-Hodges) to conditionally accept final plans and specifications for the Bona Road extension, and that Administrator Achen be authorized to advertise for bids upon the builder meeting the conditions of coming to an agreement in accordance with the City Engineer relative to solving water problems, if any, for the Bona Road extension.

5 ayes

MSP (Pickar-Ziebarth) to hold a special meeting to consider the Bona Road extension on Monday, June 20 at 7:30 PM, and for the bids to be opened at 11:00 AM on Thursday, June 16.

5 ayes

RELEASE OF TAX FORFEITED LANDS - RESOLUTION #830

Administrator Achen reported that the resolution declares tax forfeited parcels on the west side of Bona Road extended to be non-conservation lands as far as the City is concerned, and that this action would allow public sale of the parcels and hopefully their development and return to the tax rolls.

MSP (Hodges-Rowley) to approve Resolution #830, the release of tax forfeited lands. 5 ayes

NEW TRUNK HIGHWAY 10 CONSTRUCTION - RESOLUTION #831

Administrator Achen reported that the resolution responds to Planning Commission recommendation that Council reaffirm its support of the existing residential character of Red Oak Drive north of existing TH 10, and urges completion of new TH 10, and asks for further study of traffic impacts of various interchange alternatives and requests MN/DOT aid in obtaining temporary relief to County Road J congestion.

Jim Bergstrom, 8400 Red Oak Drive expressed concern that the statement made in the resolution was not strong enough in discouraging an interchange at Red Oak Drive. He felt that a very definite and strong statement should be made, informing the DOT exactly that the citizens and Council did not want the Red Oak interchange. Mr. Bergstrom also mentioned that he had been told by reliable authorities that trucking firms from Roseville intend to build in the new industrial park in Spring Lake Park and consequently if the Red Oak interchange was put in, there would be heavy trucking traffic in the neighborhood.

Mayor Pickar stated that he felt the resolution said the same thing the Citizen's Group was trying to say, but just in different words. Mr. Bergstrom again stated he wanted a stronger statement, but if the Council did feel they were saying the same thing as he wanted, then he would go along with them.

Councilmember Baumgartner stated that until he had examined other alternatives, he did not feel he could make a stronger statement than what was already in the resolution.

Councilmember Ziebarth reminded the Council that it was not even certain yet that new TH 10 was even going to be funded, but also stated that he did not want old TH 10 updated, and that there would be hearings later to explore all the issues.

Administrator Achen gave the tentative schedule for new TH 10, and stated that the decision to build new TH 10 would not be made until the summer of 1978.

MSP (Ziebarth-Hodges) to approve Resolution #831, New Trunk Highway 10 Construction.

5 ayes

OLD TRUNK HIGHWAY 10 BITUMINOUS OVERLAY - RESOLUTION #832

Engineer Hubbard reported that the State is planning on overlaying Highway 10 with a 1 3/4" overlay from Highway 10 and 47 in Coon Rapids to Highway 10 and 35W in Mounds View. The work is scheduled to begin on July 6, 1977 and has a scheduled completion date of 50 days. There is no plan to detour traffic, only one lane will be closed at once.

Councilmember Baumgartner questioned what the purpose of the resolution was, and Administrator Achen replied that it is the same procedure that was followed when the Council approved channelizing TH 10 and County Road H. The State requires a resolution from each municipality involved.

Attorney Meyers suggested that this might be a good time to bring up the subject of the signalized interchange on TH 10 between County Road H and County Road H2. Council felt it was a very opportune time to request the signalized interchange.

MSP (Baumgartner-Ziebarth) to add the following paragraph to Resolution #832, Old Trunk Highway 10 Bituminous Overlay:

Therefore, be it resolved that the Council of the City of Mounds View does hereby express its support in principle of the plans and specifications for the improvement of TH 62, renumbered TH 10, within the corporate limits of the City of Mounds View and expresses its desire for certain minimal modifications of those plans to allow for construction of a signalized interchange located approximately midway between County Road H and County Road H2, and hereby requests the Minnesota Department of Transportation to make such modifications. Upon presentation of those modified plans and specifications, Council hereby expresses its willingness to approve the final plans and specifications for this project.

Be it further resolved that the elevations and grades as shown in said plans and special provisions are hereby approved subject to the necessary modifications for a signalized interchange approximately midway between County Road H and County Road H2.

with the second paragraph replacing the previous paragraph in the resolution.

A rollcall vote was taken:

Councilmember Hodges - aye
Councilmember Baumgartner - aye
Councilmember Rowley - aye
Councilmember Ziebarth - aye
Mayor Pickar - aye

5 ayes

SUBDIVISION OF 3048 COUNTY ROAD H-2 (WILLARD D. HARO) - ONE SINGLE FAMILY RESIDENTIAL LOT INTO TWO LOTS

Willard Haro has requested to subdivide his lot into two lots. Administrator Achen reported that both lots meet frontage and area requirements. However, the south lot which borders the City of Fridley will be land locked without street paving. The City of Mounds View has an existing 33' road easement with sewer and water services located in it. The Staff has discussed the possibility of a future road with the planner for the City of Fridley but Fridley does not foresee the need or use of a road and is not interested in the joint construction of one. The general area of the south lot has been proposed as a holding pond area in the Cities Report on Water Drainage Facilities. The south lot would be subdivided further into five 87' frontage lots. An interior road system with entrance from Wooddale Drive and County Road H2 would make better use of all land for further development. The Staff has recommended that the issue be tabled until a road system can be devised or approval with the condition that no building permits be issued until landlocked lot road service.

Mr. Haro pointed out that his other lot, #39 is already land locked and asked what difference one more land locked lot would make. He explained that he and his wife had applied to have their home refinanced and had submitted their application with the subdivided lot size, and that if it was not approved to subdivide by the Council, they would then have to reapply for their refinancing.

Attorney Meyers reported that the City presently owns two of the lots in the area in question and that there had been some discussion on putting in a road.

Administrator Achen suggested that the Staff could contact the citizens in the area and find out what interest would be in putting a road in through the area.

MSP (Baumgartner-Ziebarth) to table request of Willard Haro for subdivision of one residential lot into two lots, at 3048 County Road H2.

5 ayes

MSP (Baumgartner-Hodges) to direct staff to examine area in question for possible future roadways in order to facilitate development, and that the staff draw up proposed alternative routes through the area as needed to supply adequate information.

5 ayes

Administrator Achen questioned how the staff should approach the study, if before, at the same time or after the comments are received from the citizens.

Attorney Meyers felt it should lead up to an informational hearing, and that inquiries should be made to see if there are enough people interested.

Councilmember Rowley expressed concern that the Staff might spend a great deal of time working on the study, only to find out that there was little or no interest. Administrator Achen stated that it should not involve a great deal of time, and even if the plan was turned down, at least the comments of the people and tentative plans could at least be put on paper and would be on file.

Attorney Meyers recommended that the City send out postcards, requesting the citizens to fill them out and to indicate their interest in an informational hearing. Administrator Achen stated that the postcards could be sent out and received back in time to be reviewed by the June 13 meeting.

BOXING EXHIBITION JUNE 2, 1977 - RESOLUTION #833

There was brief discussion on resolution #833, with the only change being made that the date of the fight is June 16, 1977, rather than June 2, 1977.

MSP (Pickar-Hodges) to adopt Resolution #833, authorizing Upper Midwest Promotions, Inc. to conduct boxing match on June 16, 1977.

5 ayes

AWARDING OF BIDS - 1½ TON ASPHALT ROLLPAC AND AIR COMPRESSOR/POST DRIVER

Engineer Hubbard recommended that the City purchase the post driver/air compressor from Hayden-Murphy at a cost of \$2,530, which is \$125 under budget, and purchase the 1½ ton roll pac from Hayden-Murphy at a cost of \$3,495, which is \$349 under budget.

MSP (Hodges-Rowley) to purchase the 1½ ton roll pac from Hayden-Murphy at a cost of \$3,495 and purchase the post driver/air compressor from Hayden-Murphy at a cost of \$2,530.

5 ayes

EMERGENCY PLAN UPDATE - RESOLUTION #834

Administrator Achen reported that the State Emergency Preparedness Office requires plans to be updated and that the plan is being prepared basically the same as before but with a bit more detail.

There was one significant change in the original document, in that the sirens for the City only cover 25 to 30% of the City, rather than the required 70%. The City however, should be eligible for funds because it has met all the other requirements and paperwork.

MSP (Baumgartner-Ziebarth) to adopt resolution #834, the Emergency Plan Update.

5 ayes

FY 1978 CIVIL DEFENSE BUDGET - FEDERAL MATCHING FUND REQUEST

Administrator Achen reported that the City gets 50% of the civil defense director's salary, who is the City Administrator. Thus, he must again fill out the request for funding for the fiscal year beginning 10/1/77 and must anticipate his salary.

MSP (Rowley-Ziebarth) that Council authorize the appropriate city official to submit an application to request fiscal year 1978 civil defense matching funds.

5 ayes

PERSONNEL - OVERTIME PAY ORDINANCE AND SUMMER FOUR DAY WORK SCHEDULE POLICY

Administrator Achen reported that the ordinance revises overtime pay provisions to allow 4-day/40-hour work week without payment of overtime. Minnesota law only requires overtime payment for hours worked in excess of 48 hours a week. Labor consultants have indicated that there are no legal obstacles to experimenting with the four day work schedule. The plan would be to implement a 4 day work schedule for administrative clerical staff while maintaining a 5 day public service schedule. Such schedule shall be for the summer months only.

Councilmember Baumgartner expressed concern that there might be problems with employees later filing claim for overtime for working more than an 8 hour day.

Attorney Meyers stated that it was a Federal law that stipulated overtime and that the City was covered under the State law.