



City of Lake Elmo

651/777-5510

3800 Laverne Avenue North / Lake Elmo, MN 55042

NOTICE OF CLOSED MEETING

The Lake Elmo City Council will hold a closed meeting pursuant to MS13d.05 subd 3 (b) to discuss pending litigation with Attorney Golembeck.

**TUESDAY, April 15, 2008
6:00 p.m.**

**Lake Elmo City Hall
3800 Laverne Avenue N.
Lake Elmo, MN 55042**

City of Lake Elmo
3800 Laverne Avenue North
7 PM REGULAR COUNCIL MEETING
AGENDA

April 15, 2008

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE:
- C. ATTENDANCE: ___ Johnston, ___ DeLapp, ___ Johnson, ___ Park, ___ Smith

- D. APPROVAL OF AGENDA: (The approved agenda is the order in which the City Council will do its business.)

- E. ORDER OF BUSINESS: (This is the way that the city council runs its meetings so everyone attending the meeting or watching the meeting understands how the city council does its public business.)

- F. GROUND RULES: (These are the rules of behavior that the city council adopted for doing its public business.)

- G. APPROVE MINUTES:
 - 1. Consider approval of April 1, 2008 minutes

- H. PUBLIC COMMENTS/INQUIRIES: In order to be sure that anyone wishing to speak to the city council is treated the same way, meeting attendees wishing to address the city council on any items NOT on the regular agenda may speak for up to three minutes.

- I. CONSENT AGENDA: Items are placed on the consent agenda by city staff and the Mayor because they are not anticipated to generate discussion. Items may be removed at City Council's request.
 - 2. Approve Resolution no. 2008-020 payments of claims.
 - 3. Consider approval of Mn/DOT Community Roadside Landscaping Partnership Program Agreement; Resolution no. 2008-021
 - 4. Authorization to purchase plants and landscape materials for the May 3 Arbor Day/MnDot Landscape Partnership Program planting project

- J. REGULAR AGENDA:
 - 5. Arbor Day Proclamation

- K. REPORTS AND ANNOUNCEMENTS:
(These are verbal updates and do not have to be formally added to the agenda.)
 - Mayor and Council Members
 - Administrator

- L. ADJOURN to workshop: NIMS Emergency Management Training

City of Lake Elmo
City Council Meeting Minutes

April 1, 2008

Mayor Johnston called the meeting to order at 7:00 p.m.

PRESENT: Mayor Johnston, Council Members DeLapp, Johnson, Park, Smith

Also Present: City Administrator Hoyt, Finance Director Bouthilet, City Attorney Filla,
City Engineer Griffin, Planning Director Klatt and City Clerk Lumby

APPROVAL OF AGENDA:

MOTION: Council Member Johnson moved to approve the April 1, 2008 agenda as amended by moving Item #5 under Consent Agenda. Council Member DeLapp seconded the motion. The motion passed unanimously.

ORDER OF BUSINESS:

APPROVE MINUTES:

The minutes of March 18, 2008 were approved by consensus.

PUBLIC COMMENTS/INQUIRIES:

Lake Elmo Jaycee representatives gave an update on upcoming activities. There are no members from Lake Elmo in the Lake Elmo Jaycees so a challenge went out to the Mayor if he can recruit ten members between now and August, he can throw ten pies at a Jaycee member during Huff'n Puff Days.

Tom Becken, 11860 21st Street N., reported there is no blacktop left on the street. The snowplow tore up the blacktop and piled it on the curbs so it is in bad need of repair. The City Engineer will be contacting Mr. Becken.

Ann Bucheck, 2301 Legion Avenue N., said she just received her real estate taxes and every taxing district lowered their taxes except for the City of Lake Elmo. She is concerned on what the City is spending its money on. She submitted a written inquiry asking how much money was in the reserve funds in 2006 and how much is in the reserve fund today.

CONSENT AGENDA:

MOTION: Council Member DeLapp moved to approve the consent agenda as presented. Council Member Park seconded the motion. The motion passed unanimously.

- Approve Resolution No. 2008-016 approving disbursements in the amount of \$65,279.09

- Approve Resolution No. 2008-017 granting a side yard setback and structure setback variance to allow the placement of a new on-site septic system for Phil and Michele Eason at 7934 Hill Trail North – R1 Zoning – PID 05-029-21-44-0028

Consider a resolution of support for HF3997 and SF 3703 concerning solid waste landfill being sited in high risk areas; Resolution No. 2008-019

City Administrator Hoyt provided a resolution supporting legislation sponsored in the House by Representative Bunn, HF3997, and in the Senate by Senator Saltzman, SF3707 that prohibits citing new landfills in areas with high risk for groundwater contamination. This would directly impact the proposed location of the Excel Energy Fly Ash facility in West Lakeland.

MOTION: Council Member DeLapp moved to approve Resolution No. 2008-019 supporting HF 3997 and SF 3703 concerning solid waste landfill being sited in high risk areas. Council Member Park seconded the motion. The motion passed unanimously.

REGULAR AGENDA:

Consider and select the development scenarios for the Village AUAR and order the AUAR, Resolution No. 2008-018

Mayor Johnston introduced the item.

Administrator Hoyt presented the Village planning process and a draft timeline for the village project. She explained that the cost of the AUAR of \$219,250 would be reimbursed through fees to developers. She explained that if the City Council approved additional scenarios beyond the original AUAR proposal's budget (\$11,720 per scenario) that the City's 2008 CIP included \$50,000 for Village project costs.

Ciara Schlichting, Bonestsroo, presented the proposed Village Master plan development scenarios and the comprehensive plan scenario and explained the Alternative Urban Areawide Review (AUAR) environmental process for the City Council. She explained that the AUAR did not identify a preferred development scenario and did not include financial information. Her presentation included information on the AUAR Advisory Panel input and public comment. Ms. Schlichting suggested a December, 2008 completion date for this process.

The Mayor and Council Members asked questions of the presenters.

Members of the public asked questions and commented on the three development scenarios and the comprehensive plan scenario.

Todd Williams, 3025 Lake Elmo Avenue N., stated given the input of the public to restrict the AUAR to 600 units and the economy, the City Council should represent the voting public that the City does not need any more information.

Ann Bucheck, 2301 Legion Avenue N., asked the Council to look at the total picture of what 650,000 sq.ft. of commercial in addition to the senior housing would look like. The petition with 76 signatures that was submitted asked for only 600 units to be studied. At the public hearing the citizens asked for only 600 units to be studied. Ms. Bucheck asked to delay the beginning of the AUAR because of the uncertain times.

Greg Schlink, Bruggeman Homes, 3564 Rolling View, Dr., White Bear Lake, served on the AUAR Advisory Panel, stated there is still considerable uncertainty regarding the future of the old Village. We are talking about flexibility and 1000-1600 units are consistent with the master plan.

Wayne Prowse, 697 Julep Avenue N., stated there's isn't anybody south of 10th street saying let's put the development all in the old Village, but the residents who opposed development in the village area need to consider what is fair to the rest of the City. If you think you can put it all somewhere else and it won't come your way, you are wrong.

Deb Lyzenga, 38 Cimarron, stated we hear the word "change" so often these days that we become numb to the enormity of the tasks ahead. The City has a unique window of opportunity right now and we should stop and take a breath before we go any further. (Attachment #1)

Ed Gorman, Gorman Restaurant, 11011 Stillwater Blvd., stated in order to get the information you've got to study the range. Like it or not we've got to deal with the Met Council. The residents have to face facts that development will be coming. If the people want to put a small amount of development in the Village, then those people better be prepared for what that fight will cost. The data is needed to make an informed decision.

Deb Krueger, 4452 Lake Elmo Avenue N., asked 1) define institutional development, 2) development of schools-clarify on how to expand, 3) concerned that the comprehensive plan boundaries cuts their farm in half—don't want their farm divided in half, 4) what considerations to purchase greenways and green belts and 5) what about TDR –transfer of density.

Ciara Schlichting answered that the AUAR looks at impacts on schools, but does not look at TDR. The Krueger farm is not anticipated for development. They will look at tools and options for greenways and connections as the City moves forward.

Margaret Carlson, 8735 27th Street N., served on the AUAR Advisory Panel, stated the panel spent many hours reviewing information, listened to all citizens and worked with the consultant and City staff.

John Schiltz, Lake Elmo Inn, 3442 Lake Elmo Avenue, noted that those of you who oppose this, if you would have had these views years ago, some of you wouldn't even be here. I think the farmers and the people who have land deserve their day to retire. You are denying a lot of people the rights to pursue that. The 201 project supposedly was to be the solution to failing septic systems. When the sewer line comes in he would be one of the first to hook up and pay his fair share.

Dave Sreaton, 711 Manning Avenue, suggested the City study all four scenarios.

Susan Dunn, 11018 Upper 33rd St., favored looking at scenarios with low density and senior housing.

John Ames, 9799 51st Street N., stated we have to preserve the things we like about the old Village---barbershop, library, parks, etc. We need clarity as to what is required by the Met Council.

Todd Bruchu, 3150 Klondike Avenue, Parks Commissioner and served on the AUAR Advisory Panel, was not in favor of ordering an AUAR beyond the 600 units that is specified in the comprehensive plan. If we chew up the open space in the old Village there won't be enough space left to enjoy by the community.

Todd Ptaceck, 812 Julep Avenue N., Chair of Planning Commission and served on the AUAR Advisory Panel, said he is a minority rep south of 10th Street which has not had equal representation. He favored broader distribution of housing units.

Mike Howard, 883 Jasmine Avenue N., moved from Woodbury and hoped to retire living in Lake Elmo. He asked the Council to table a decision for a year until the economy takes off.

Bob VanZandt, 8110 Hidden Bay Trail, stated there is a new administration, the battle with the Met Council was lost and the City has to move on.

Gary Carlson, 8735 27th Street, stated the village master plan principles are a logical set of principles. The Village master plan sketch is logical and sensible. Based on Bonestroo's input, no one has been overlooked. This plan is a wonderful outcome of what could have been a bad situation. Let the Council do their job.

Pete Schiltgen, 10880 Stillwater Blvd., requested that he be able to speak more than the three minutes. The City Council agreed by consensus to allow him more than the three minutes allocated to each speaker. Mr. Schiltgen said Lake Elmo is no longer rural and we can ever go back, but we can plan for new shops, new parks, affordable housing and seniors' apartments. In order to do these things you need people. He supports looking at all scenarios. (Attachment #2)

Wendy Griffin, 2835 Lake Elmo Avenue N., asked how the plan with proposed high density affects the airport. The airport zone and expansion is guided lower density per Ciara.

Ed Nielsen, 9498 Stillwater Blvd. N., stated the City should look at the big picture for other areas in the City for development.

Paul Bruggeman, Bruggeman Homes, 3564 Rollingview Dr., White Bear Lake, said their plan has parks and ballfields. As developers they have the biggest financial risk and asked the Council to move forward.

Sarah Hietpas, 3704 Kindred Ct., wanted to minimize impact on home and businesses. Administrator Hoyt stated that looking at housing units and Recs are a separate matter,

Steve Bona, Bruggeman Homes and served on the AUAR Advisory Panel, supported studying all four scenarios. A much more informed decision can be made with the results.

Following the public input, the City Council discussed what scenarios to include in the AUAR for study other than the required comprehensive plan scenario from several different perspectives.

Council Member Smith stated her support for studying the three Village Master plan scenarios so that all of the information necessary to determine the future plans for the Village so the council was well informed as the council planned for a future vision of the Village with neighborhood style commercial and residential development along with public amenities.

Council Member Park stated her support for studying the three Village Master plan scenarios so that the council was fully aware of the environmental impacts from these so that a good choice could be made about the number of housing units to include in the final preferred development scenario.

Council Member Johnson stated her support for studying the three Village Master plan scenarios so the City could gather comprehensive information about the environmental impacts to better make an informed decision in what was a long learning and planning process for the Village still ahead.

Mayor Johnston stated his support for studying the three Village Master plan scenarios because the 600 unit scenario would add value after hearing residents support it and because the other two scenarios would be very informative during this planning process that would take the next two years to complete.

Council Member DeLapp raised several questions about how the proposed Village Master plan scenarios complied with the Memo of Understanding the city had with the Metropolitan Council and with other Metro Council requirements like the three units per

acre. He also presented some graphics of land use calculations that he made on development of the Village. Council Member DeLapp reminded the Council that the comprehensive plan scenario with 600 new housing units was an important scenario to be evaluated as part of the AUAR since it had been approved by the City.

MOTION: Council Member Johnson moved resolution 2008-018 ordering the AUAR, defining the AUAR boundary and identifying the maps for the AUAR study. Council Member Park seconded the motion. Mayor Johnston, Council Members Johnson, Park and Smith voted in favor of the motion. Council Member DeLapp voted against the motion.

MOTION: Council Member Johnson moved to amend the AUAR budget with Bonestroo to include \$23,440 for two additional development scenarios out of the 2008 CIP budget allocation for the Village project and to anticipate a December 2008 completion date for the AUAR. Council Member Park seconded the motion. Mayor Johnston, Council members Johnson, Park and Smith voted in favor of the motion. Council Mmber DeLapp voted against the motion.

REPORTS AND ANNOUNCEMENTS:

Mayor Johnston adjourned the meeting at 8:03 p.m.

Respectfully submitted by Sharon Lumby, City Clerk

Tuesday, April 1, 2008

To: Lake Elmo City Council & Staff

From: Debbie Lyzenga; Resident

RE: Future Planning

Dear Mayor, Council Members, City Staff, and Fellow Citizens,

It seems clear that we are living at a time when the need to re-examine our priorities and scrutinize our past practices is required if we are to move forward. Our economic and environmental policies of the past are now serving up some unpleasant realities that need to be addressed with due diligence. The housing bubble has burst, global climate change is real, and the by-product of our consumer-driven excesses are all coming home to roost. We hear the word "change" so much these days that we become numb to the enormity of the responsibility that comes along with defining and incubating the changes we so critically need. But we must also appreciate that some things simply can't tolerate change.

Lake Elmo is not insulated from these important challenges, and it needs to incorporate solutions into its future planning if it is to maintain both its historic character, and be a responsible neighbor in the Greater Twin Cities Community. As a former member of The Lake Elmo Planning Commission I participated in the long, and sometimes frustrating process of envisioning a new Comprehensive Plan for The City. As a resident living south of 10th Street I was understandably concerned about the impact future growth would have on my immediate neighborhood, as well as adjacent neighborhoods. My concerns are what led to my civic involvement. As a member of the Lake Elmo Community I also sought to preserve and protect our unique Old Village, understanding its significance in a world that frequently puts profit before purpose.

We are here tonight as another important step is taken in the long process of enlarging our community, and I'm compelled to reflect on this process. Years ago, when we first negotiated the distribution of housing resources, I would have to admit I was rather uninformed about all that would be involved in extending sewer to The Old Village, and I was equally insensitive to the enormous changes The Old Village would face. I doubt I was alone in my inexperience, and I'm sure others were equally overwhelmed at the time by the decisions we were under the proverbial gun to make. If I were making those decisions today, I would choose differently. I would choose to locate all the required, sewerred housing, and

associated population increases exclusively along the I-94 corridor, and I say that being a resident south of 10th Street.

Seeing the toll in money, time, and anguish that redevelopment of The Old Village is costing our City, I simply think the price is too high. We are all too familiar with the notion of "staying the course" when all common reason suggests that stopping, and rethinking our options would be far more productive. I challenge the Mayor and City Council to have the courage tonight to "stop", and take a breathe before making any further decisions.

As I said at the beginning of my remarks, we are living in challenging times, and it's time for thinking "outside the box", and being innovative rather than inflexible. This whole dilemma began decades ago when well-intentioned people purchased tracts of land along an interstate corridor. They bought it with the reasonable expectation that one day it would develop, and net them a return on their investment. There's nothing wrong with this, and there's nothing wrong with them wanting to realize their goals in their own lifetimes. This corridor was always going to have to yield to development; it was just a matter of when.

We have a unique window of opportunity right now, given the status of the housing industry, the general state of the economy, and the growing realization that our energy crisis is growing, and our transportation models will need to change. Sometimes momentum stops because a vehicle has run out of gas, and sometimes you need to stop it before it runs off a cliff. If we don't change the way we drive everything from our economy to our cars, we will surely destroy our way of life and our planet. The challenge is not to get the car started again, it's to build a new kind of car, and a new road that leads to a better way of life, and not just another dead end.

I suggest we use this window of opportunity, before it closes, to enter into a new kind of dialogue with the Metropolitan Council, and consider redeveloping the I-94 Corridor with a new vision that incorporates the best technologies for compact, "green" housing and business ventures; centralized district heating & energy resources; solar and wind development; and modern mass transit solutions. We need to build a better mousetrap; perhaps the next Energy Park for the 21st century. Rather than viewing this idea with apprehension and a sense of loss, I'd rather view this as Lake Elmo stepping forward to be the model, across the country, for cutting-edge, environmentally progressive city planning. I'd like to see The City partner with The Metropolitan Council to attract the best intellectual, environmental, and socially responsible minds and methods to face the urban development challenges our times simply demand. We can face our future with fear and frustration, or we can face it with invention and optimism.

Change is inevitable, but it is not absolute. Wisdom comes in knowing what is appropriate to change, and what is enhanced by leaving it just the way it is. Wisdom commands that The Old Village be left alone to develop out of its own

needs, and in its own time. This is not its time. So I ask the City Council to consider the proposal I have articulated tonight. The original fear was that by developing only the I-94 corridor our City would somehow be fractured years down the road when new neighborhoods had been built. Unfortunately that fracturing process seems to have already begun, and not one home has been built yet. Please pay attention to that, and have the wisdom and courage to chart a new course.

Sincerely, Debbie Lyzenga
38 Cimarron
Lake Elmo, MN 55042
(651) 436-8324

Pete Schiltgen
Lake Elmo City Council Meeting
April 1, 2008

During the last few years, there have been many changes in and around Lake Elmo. For example, we've seen almost a complete change in the council. There have been three different administrators, three planners, and I think a different finance director, even a different fire chief, and a different maintenance crew.

Also over the last few years, we have been learning a new vocabulary—AUAR, MOU, moratorium, forced main, gravity main, and life station—TCE, vapor testing, letters of intent, contingencies, and I must say that I had never heard of a Power Point until now.

There are rec units, densities, and flood plains, Met Council and lawsuits--then rezoning, roundabouts, charter schools, and YMCA's. But the phrase that really sticks out above all the rest to me is "Rural Character." Over and over we hear how people say they want to preserve the rural character of Lake Elmo. They want to keep Lake Elmo Rural.

I want to talk a little bit about what Lake Elmo was like when it was really rural.

The thing that made Lake Elmo rural was the people. People who are now gone—people with names like Lohman, Schnieder, Riebie, Brookman, Meyer, Schiltgen, Buetel, Eder, Hasely, and Wier. There are lots more like Hertzfeld, Ried, and Busch, Kern and Krueger, Goetschel, Dittman and Hagberg.

When Lake Elmo was at its rural best, it was the farmers from the surrounding area that really were its heart and soul. Probably the biggest business in town was the Creamery—the brick building still stands just east of the fire hall. Every day, 365 days of the year, the farmers brought milk and cream to the creamery—it was a beehive of activity—and many times after the milk and cream were delivered, the farmers would go downtown to do business.

Back in the days when Lake Elmo was like that, it was a wonderful place for a kid to grow up.

There was the lumber yard; there were three farm equipment dealers in town—International Harvester, John Deere, and Allis Chalmers. You could shop for a Chrysler or Plymouth at Brookman's or a Cadillac or Pontiac at Meyer's and a Hudson at Furseth's.

There was a railroad station where the mail bag would be tossed off the train and onto the station platform. There was a post office and a hatchery—two grocery stores and a general store—two feed mills, a bank, a filling station, and a harness shop. My very favorite place of all was Louie Schnieder's blacksmith shop. Can you just imagine, as a

young boy watching Louie Schnieder work his magic at the forge and anvil. Watching Louie hammer the red hot iron into shapes and then sticking it into a vat of water to cool. I can still see the steam and hear the hiss that the hot iron gave off when it was plunged into the cold water. Louie could make anything—from wagon wheels to hog feeders.

Back in the days when Lake Elmo was rural, everyone was referred to by his first name. When Dad needed to go to the bank, it was to see Erwin, the hardware store to see Gilbert, the blacksmith to see Louie, the filling station to see Folbert. The harness shop was another special place where Mr. Grunky could repair harnesses or make new soles for worn out shoes. And who could forget Mrs. LaRue and her candy store?

The reason I bring all this up is to point out that Lake Elmo has changed. It no longer is rural because the people that made it so are gone. We can't ever go back again. Now we've got to look ahead, look to a new day, a new town, and maybe create a new character.

I think we have a very special and certainly a unique opportunity to really do something fantastic. We can plan for new shops and stores—new businesses, places where older folks can walk to do business or just go and hangout. We could build senior housing, affordable housing, and single family homes—ball fields and playgrounds—walking trails and bike paths—parks and lots of trees.

As I see it, to do these things we have to have people—just like before, but looking forward to the needs of future generations. We need people—people to support the businesses, people to pay the taxes, and people to be part of the new Lake Elmo.

I think it would be foolhardy to put restrictions on the AUAR study. I would liken it to sending a battalion of Marines ashore to do battle, and before going over the side and into the landing craft, handing each one three rounds of ammo and saying, that's all you get to work with.

You've (We've) got a huge decision to make tonight, one that will impact this community for many, many years.

I have one more thought to share. When I was a student at the U of M, my advisor and I were putting together a class schedule for the upcoming quarter. Dr. Cole, my advisor, leaned back in his chair and told me, "Probably two of the most important lessons to be learned from this university are #1, Never, never demand respect—you must earn it. And #2, Learn where to go for information, where to find the experts to help you make decisions."

So let's give the AUAR people the tools and the latitude they need to do their job so we can all make the right decision. I strongly support studying all three (the 600, the 1000, and the 1600) scenarios.

Thank you.

City Council
Date: 04/15/08
CONSENT
Item: 2
Resolution 2008-020

ITEM: Approve resolution No. 2008-020 approving disbursements in the amount of \$98,943.00.

SUBMITTED BY: Tom Bouthilet, Finance Director

SUMMARY AND ACTION REQUESTED: The City Council is being asked to approve disbursements in the amount of \$98,943.00

**CITY OF LAKE ELMO
WASHINGTON COUNTY, MINNESOTA**

**RESOLUTION NO. 2008-020
RESOLUTION APPROVING CLAIMS**

BE IT RESOLVED THAT Claim Number 454 was used for sales & use tax, 455, 456, DD1619 through DD1641, 32410 through 32430, were used for Staff Payroll dated April 10, 2008; 32431 through 32477 were used for Accounts Payable, in the total amount of \$98,943.00 are hereby approved.

ADOPTED, by the Lake Elmo City Council on the 15th day of April, 2008.

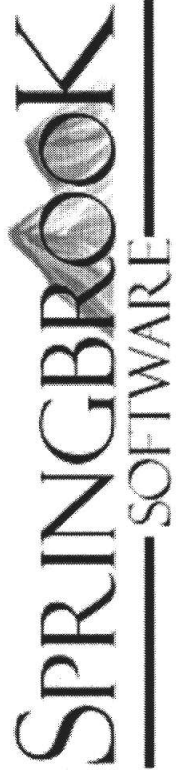
Dean Johnston
Mayor

ATTEST:

Susan Hoyt
City Administrator

Accounts Payable To Be Paid Proof List

User: Administrator
 Printed: 04/10/2008 - 3:49 PM
 Batch: 003-04-2008



Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close	POLine #
10000EDU	10,000 Lakes Chapter of ICC										
	04/10/2008	60.00	0.00	04/15/2008	Conference-Bldg		-			No	0000
	101-420-2400-44370	60.00			Conferences & Training						
	Total:	60.00									
	10000EDU Total:	60.00									
ACS	Animal Control Services										
81	03/21/2008	628.20	0.00	04/15/2008	Animal Control Services	3/10 - 4/6	-			No	0000
	101-420-2700-43150	628.20			Contract Services						
	81 Total:	628.20									
	ACS Total:	628.20									
Alexfire	Alexandria Fire Conference Fun										
	04/09/2008	290.00	0.00	04/15/2008	MSFDA Fire Conference	- 2 Members	-			No	0000
	101-420-2220-44370	290.00			Conferences & Training						
	Total:	290.00									
	Alexfire Total:	290.00									
ALLIED	Allied Electrical Contractors										
5904	04/04/2008	299.00	0.00	04/15/2008	Repair Lights at Fire Station		-			No	0000
	101-420-2220-44010	299.00			Repairs/Maint Contractual Bldg						
	5904 Total:	299.00									
	ALLIED Total:	299.00									
ALLSAFE	All Safe Fire & Security										
83217	03/24/2008	53.53	0.00	04/15/2008	Refill Fire Extinguishers		-			No	0000
	101-420-2220-42400	53.53			Small Tools & Equipment						
	83217 Total:	53.53									
	ALLSAFE Total:	53.53									

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
AMDAHL Amdahl Chris										
5528	03/23/2008	139.00	0.00	04/15/2008	Repair Fire Station Door		-	No		0000
101-420-2220-44010 Repairs/Maint Contractual Bldg										
5528 Total:										
5546	03/29/2008	139.00								
101-420-2220-44010 Repairs/Maint Contractual Bldg										
5546 Total:										
AMDAHL Total:										

ARAM Aramark										
629-6431372	02/18/2008	68.16	0.00	04/15/2008	Linen - City Hall		-	No		0000
101-410-1940-44010 Repairs/Maint Contractual Bldg										
629-6431372 Total:										
629-6447769	03/12/2008	68.16								
101-430-3100-44170 Uniforms										
629-6447769 Total:										
629-6457359	03/26/2008	36.54	0.00	04/15/2008	Linen Supplies-Public Works		-	No		0000
101-430-3100-44170 Uniforms										
629-6457359 Total:										
629-6457360	03/26/2008	32.24	0.00	04/15/2008	Uniforms-Public Works		-	No		0000
101-430-3100-44010 Repairs/Maint Contractual Bldg										
629-6457360 Total:										
629-6460224	03/31/2008	16.23	0.00	04/15/2008	Mats-Public Works		-	No		0000
101-410-1940-44010 Repairs/Maint Contractual Bldg										
629-6460224 Total:										
ARAM Total:										

ARAMAU ARAMARK										
10911139	03/11/2008	190.83	0.00	04/15/2008	Uniforms-Bldg Department		-	No		0000
101-420-2400-44170 Uniforms										
10911139 Total:										
10970245	03/27/2008	190.83								
101-420-2400-44170 Uniforms										
10970245 Total:										
ARAMAU Total:										

ASPENMI Aspen Mills, Inc.										
80410	03/25/2008	143.00	0.00	04/15/2008	Replacement Coveralls		-	No		0000
101-420-2220-45800 Equipment										
80410 Total:										
80411	03/25/2008	143.00	0.00	04/15/2008	Replacement Coveralls		-	No		0000
101-420-2220-45800 Equipment										
80411 Total:										

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
ASPENMI Total:		286.00								
BONESTRO Bonestroo										
12-03-07	12/13/2007	6,986.89	0.00	04/15/2008	Village AUAR		-	No		0000
101-410-1910-43150	Contract Services	6,986.89								
12-03-07 Total:		6,986.89								
BONESTRO Total:		6,986.89								
CARQUEST Car Quest Auto Parts										
2055-114732	03/24/2008	8.01	0.00	04/15/2008	Part - Public Work Truck 06-1		-	No		0000
101-430-3100-42210	Equipment Parts	8.01								
2055-114732 Total:		88.42								
2055-115035	03/24/2008	88.42	0.00	04/15/2008	Parts - Public Work Truck 85-1		-	No		0000
101-430-3100-42210	Equipment Parts	14.14								
2055-115035 Total:		88.42								
2055-115036	03/27/2008	14.14	0.00	04/15/2008	Motor Oil - Fire		-	No		0000
101-420-2220-44040	Repairs/Maint Contractual Eqpt	14.14								
2055-115036 Total:		6.02								
2055-115042	03/27/2008	6.02	0.00	04/15/2008	Parts - Public Work Truck 85-1		-	No		0000
101-430-3100-42210	Equipment Parts	116.59								
2055-115042 Total:		6.02								
CARQUEST Total:		116.59								
CATCO Catco										
1-23108	03/28/2008	24.38	0.00	04/15/2008	Parts - Fire 3173		-	No		0000
101-420-2220-44040	Repairs/Maint Contractual Eqpt	24.38								
1-23108 Total:		24.38								
CATCO Total:		24.38								
CENTER Planning & Performance Center for										
MAR-08	04/02/2008	258.75	0.00	04/15/2008	Building & Planning Services		-	No		0000
101-410-1910-43150	Contract Services	258.75								
MAR-08 Total:		258.75								
CENTER Total:		258.75								
CHIEFS Chief's Choice Cleaning										
21803	02/18/2008	262.00	0.00	04/15/2008	Flare Alerts & Traffic Baton - Fire		-	No		0000
101-420-2220-42400	Small Tools & Equipment	262.00								
21803 Total:		262.00								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
CHIEFS Total:		262.00								
COPYIMAG Copy Images, Inc.										
95220	04/08/2008	290.40	0.00	04/15/2008	Monthly Copier Maint-March 08		-	No		0000
101-410-1940-44040	Repairs/Maint Contractual Eqpt									
95220 Total:		290.40								
COPYIMAG Total:		290.40								
CPTELECO CP Telecom										
651-207-1000	04/01/2008	517.15	0.00	04/15/2008	Telephone Service-City Hall		-	No		0000
101-410-1940-43210	Telephone									
651-207-1000 Total:		517.15								
651-207-1701	04/01/2008	437.64	0.00	04/15/2008	Telephone Service-Public Works		-	No		0000
101-430-3100-43210	Telephone									
651-207-1701 Total:		437.64								
CPTELECO Total:		954.79								
EARLANDE Earl F. Andersen, Inc.										
0081667-IN	03/27/2008	589.84	0.00	04/15/2008	Speed Limit & Stop Signs		-	No		0000
101-430-3100-42260	Sign Repair Materials									
0081667-IN Total:		589.84								
EARLANDE Total:		589.84								
EMAUTO Automotive Technology Inc. Emergen										
JWM031408-1A	03/26/2008	67.65	0.00	04/15/2008	Amber Lens 85-1 Public Works		-	No		0000
101-430-3100-42210	Equipment Parts									
JWM031408-1A	03/17/2008	28.76	0.00	04/15/2008	Amber Lens 85-1 Public Works		-	No		0000
101-430-3100-42210	Equipment Parts									
JWM031408-1A Total:		96.41								
M5040408-5	04/04/2008	79.20	0.00	04/15/2008	Replacement Light - 3173 Fire		-	No		0000
101-420-2220-44040	Repairs/Maint Contractual Eqpt									
M5040408-5 Total:		79.20								
EMAUTO Total:		175.61								
FASTENAL Fastenal										
MNT1112561	03/21/2008	86.69	0.00	04/15/2008	Truck Hardware Wing Mount 06-1 PW		-	No		0000
101-430-3100-42210	Equipment Parts									
MNT1112561 Total:		86.69								
FASTENAL Total:		86.69								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
FREDS Fred's Tire										
450620a	03/24/2008	51.49	0.00	04/15/2008	Truck Tire-Public Works		-	No		0000
101-430-3100-42210	Equipment Parts									
	450620a Total:	51.49								
	FREDS Total:	51.49								
<hr/>										
ICC-M International Code Council										
2627364	04/10/2008	100.00	0.00	04/15/2008	Membership Dues - Bldg		-	No		0000
101-420-2400-44330	Dues & Subscriptions									
	2627364 Total:	100.00								
	ICC-M Total:	100.00								
<hr/>										
JH Larso J.H. Larson Company										
1036399-01	03/24/2008	24.01	0.00	04/15/2008	Repair/Upgrade Mutual Aid Cords-Fire		-	No		0000
101-420-2220-42400	Small Tools & Equipment									
	1036399-01 Total:	24.01								
1036399-02	03/20/2008	26.90	0.00	04/15/2008	Repair/Upgrade Mutual Aid Cords-Fire		-	No		0000
101-420-2220-42400	Small Tools & Equipment									
	1036399-02 Total:	26.90								
1036399-33	03/24/2008	38.32	0.00	04/15/2008	Repair/Upgrade Mutual Aid Cords-Fire		-	No		0000
101-420-2220-42400	Small Tools & Equipment									
	1036399-33 Total:	38.32								
	JH Larso Total:	89.23								
<hr/>										
KAMCO Kamco										
3165	03/08/2008	287.55	0.00	04/15/2008	Oak Wilt Stumps Removal		-	No		0000
101-430-3100-43150	Contract Services									
	3165 Total:	287.55								
	KAMCO Total:	287.55								
<hr/>										
KDV Kern DeWenter Viere										
79175	03/31/2008	10,385.50	0.00	04/15/2008	Financial Services-Mar 08		-	No		0000
101-410-1520-43150	Contract Services									
	79175 Total:	10,385.50								
	KDV Total:	10,385.50								
<hr/>										
LARSON LARSON DIESEL SERVICE										
80310017	03/10/2008	427.20	0.00	04/15/2008	Brake Repair 86-1 Public Works		-	No		0000
101-430-3100-44040	Repairs/Maint Contractual Eqpt									
	80310017 Total:	427.20								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
80331002	03/31/2008	38.66	0.00	04/15/2008	Brake Repair 00-1	Public Works	-	No		0000
101-430-3100-42210	Equipment Parts									
	80331002 Total:	38.66								
	LARSON Total:	465.86								
LEAGUE Minnesota Cities League of										
1-000033410	04/10/2008	200.00	0.00	04/15/2008	Conference - Admin		-	No		0000
101-410-1320-44370	Conferences & Training									
	1-000033410 Total:	200.00								
	LEAGUE Total:	200.00								
LEOIL Lake Elmo Oil, Inc.										
B1203	03/31/2008	1,672.55	0.00	04/15/2008	Fuel-Public Works		-	No		0000
101-430-3100-42120	Fuel, Oil and Fluids									
	B1203 Total:	1,672.55								
S01203	03/31/2008	728.97	0.00	04/15/2008	Fuel-Fire		-	No		0000
101-420-2220-42120	Fuel, Oil and Fluids									
	S01203 Total:	728.97								
S1208	03/31/2008	113.00	0.00	04/15/2008	Fuel-Public Works		-	No		0000
101-430-3100-42120	Fuel, Oil and Fluids									
	S1208 Total:	113.00								
	LEOIL Total:	2,514.52								
MENARDSO Menards - Oakdale										
29196	03/20/2008	19.44	0.00	04/15/2008	Plug for Generator-Water		-	No		0000
601-494-9400-42400	Small Tools & Minor Equipment									
29196	03/20/2008	4.96	0.00	04/15/2008	Containers-Water Meters Supplies		-	No		0000
101-410-1940-42230	Building Repair Supplies									
	29196 Total:	24.40								
29688	03/22/2008	12.35	0.00	04/15/2008	Paint & Tape for Cords - Fire		-	No		0000
101-420-2220-42400	Small Tools & Equipment									
	29688 Total:	12.35								
30263	03/26/2008	33.13	0.00	04/15/2008	City Hall Supplies & Shelf City Hall		-	No		0000
101-410-1940-42230	Building Repair Supplies									
30263	03/26/2008	4.44	0.00	04/15/2008	Sign Hardware-Parks		-	No		0000
101-450-5200-42250	Landscaping Materials									
	30263 Total:	37.57								
30621	03/28/2008	44.54	0.00	04/15/2008	Nylon Rope - Parks		-	No		0000
101-450-5200-42250	Landscaping Materials									
	30621 Total:	44.54								
	MENARDSO Total:	118.86								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
MENARDST Menards - Stillwater										
11716	03/27/2008	72.56	0.00	04/15/2008	Light Fixture & Bulb Fire Station 1		-	No		0000
101-420-2220-44010	Repairs/Maint Contractual Bldg									
11716	03/27/2008	3.34	0.00	04/15/2008	Windshield Wash Fire		-	No		0000
101-420-2220-44040	Repairs/Maint Contractual Eqpt									
	11716 Total:	75.90								
	MENARDST Total:	75.90								
METCOU Metropolitan Council										
0000870519	04/02/2008	1,081.72	0.00	04/15/2008	Monthly Wastewater Service-May 2008		-	No		0000
602-495-9450-43820	Sewer Utility - Met Council									
	0000870519 Total:	1,081.72								
	METCOU Total:	1,081.72								
MIGG Miggler Well Drilling										
	04/02/2008	1,225.00	0.00	04/15/2008	Well Sealing-8488 Stillwater Blvd		-	No		0000
202-494-9400-46400	Water Mains									
	04/02/2008	1,325.00	0.00	04/15/2008	Well Sealing-2742 Ivy		-	No		0000
202-494-9400-46400	Water Mains									
	Total:	2,550.00								
	MIGG Total:	2,550.00								
MILLEREX Miller Excavating, Inc.										
13273	03/21/2008	225.25	0.00	04/15/2008	Locate Services		-	No		0000
601-494-9400-44030	Repairs/Maint Imp Not Bldgs									
	13273 Total:	225.25								
13274	03/21/2008	2,491.47	0.00	04/15/2008	Water Main Break		-	No		0000
101-430-3100-44030	Repairs/Maint Imp Not Bldgs									
	13274 Total:	2,491.47								
	MILLEREX Total:	2,716.72								
NATREPRO National Reprographics, LLC										
53527	03/18/2008	6.39	0.00	04/15/2008	Duplicate Paper to CD-City Council		-	No		0000
101-410-1320-43090	Newsletter/Website									
	53527 Total:	6.39								
53800	03/31/2008	3.20	0.00	04/15/2008	Duplicate CD-City Council		-	No		0000
101-410-1320-43090	Newsletter/Website									
	53800 Total:	3.20								
	NATREPRO Total:	9.59								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
NEXTEL Nextel Communications										
761950227-060	03/26/2008	124.26	0.00	04/15/2008	Cell Phone Service-Admin		-	No		0000
101-410-1940-43210	Telephone									
761950227-060	03/26/2008	116.11	0.00	04/15/2008	Cell Phone Service-Fire		-	No		0000
101-420-2220-43210	Telephone									
761950227-060	03/26/2008	48.95	0.00	04/15/2008	Cell Phone Service-Bldg		-	No		0000
101-420-2400-43210	Telephone									
761950227-060	03/26/2008	93.65	0.00	04/15/2008	Cell Phone Service-Public Works		-	No		0000
101-430-3100-43210	Telephone									
761950227-060	03/26/2008	74.21	0.00	04/15/2008	Cell Phone Service-Parks		-	No		0000
101-450-5200-43210	Telephone									
761950227-060 Total:		457.18								
NEXTEL Total:		457.18								
OFFICEMX OfficeMax										
966717	01/29/2008	11.19	0.00	04/15/2008	Memory Stick-Planning		-	No		0000
101-410-1320-44300	Miscellaneous									
966717	01/29/2008	11.18	0.00	04/15/2008	Memory Stick-Finance		-	No		0000
101-410-1520-44300	Miscellaneous									
966717 Total:		22.37								
OFFICEMX Total:		22.37								
ONECALL One Call Concepts, Inc Gopher Stat										
8010602	01/31/2008	152.20	0.00	04/15/2008	Line Locates - Jan 08 & Annual Registrat		-	No		0000
101-430-3100-43150	Contract Services									
8010602 Total:		152.20								
8020602	02/29/2008	31.90	0.00	04/15/2008	Line Locates - Feb 08		-	No		0000
101-430-3100-43150	Contract Services									
8020602 Total:		31.90								
8030602	03/31/2008	55.10	0.00	04/15/2008	Line Locates - Mar 08		-	No		0000
101-430-3100-43150	Contract Services									
8030602 Total:		55.10								
ONECALL Total:		239.20								
PRESS Press Steven										
101-410-1320-43620	04/09/2008	103.04	0.00	04/15/2008	Cable Operator Council 4/1 & 4/8		-	No		0000
					Council 4/1 Workshop 4/8					
Total:		103.04								
PRESS Total:		103.04								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
RIVRCCOOP River Country Cooperative										
141352	03/31/2008	239.25	0.00	04/15/2008	Fuel - Fire		-	No		0000
101-420-2220-42120	Fuel, Oil and Fluids									
141352	03/31/2008	33.00	0.00	04/15/2008	Car Wash Card - Fire		-	No		0000
101-420-2220-44040	Repairs/Maint Contractual Eqpt									
	141352 Total:	272.25								
	RIVRCCOOP Total:	272.25								
Roberts ROBERTS COMAPNY INC.										
183916A	03/20/2008	39.90	0.00	04/15/2008	Service Pins-Fire		-	No		0000
101-420-2220-44170	Uniforms									
	183916A Total:	39.90								
	Roberts Total:	39.90								
RUD Prince-Rud Diane										
3-31-4-9	04/09/2008	240.00	0.00	04/15/2008	Cleaning Services-City Hall	3/31 4/2 4/7 4/9	-	No		0000
101-410-1940-44010	Repairs/Maint Contractual Bldg									
3-31-4-9	04/09/2008	240.00	0.00	04/15/2008	Cleaning Services-Fire	3/31 4/2 4/7 4/9	-	No		0000
101-410-1940-44010	Repairs/Maint Contractual Bldg									
3-31-4-9	04/09/2008	18.62	0.00	04/15/2008	Cleaning Suuplies	3/31 4/2 4/7 4/9	-	No		0000
101-410-1940-42110	Cleaning Supplies									
	3-31-4-9 Total:	498.62								
	RUD Total:	498.62								
S&T S&T Office Products, Inc.										
01ML4216	03/21/2008	63.85	0.00	04/15/2008	Toner for Copier-Fire		-	No		0000
101-420-2220-42000	Office Supplies									
	01ML4216 Total:	63.85								
	S&T Total:	63.85								
STILLMED Stillwater Medical Group										
12469	03/25/2008	850.00	0.00	04/15/2008	Annual & Pre Placement Physicals-Fire		-	No		0000
101-420-2220-43050	Physicals									
	12469 Total:	850.00								
	STILLMED Total:	850.00								
SURPLUS Surplus Services										
00007323	04/02/2008	58.00	0.00	04/15/2008	Boots, Handwash, Burners - Public Works -		-	No		0000
101-430-3100-44300	Miscellaneous									
	00007323 Total:	58.00								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
SURPLUS Total:		58.00								
USAMOB USA Mobility Wireless, Inc.										
R0318076C	03/21/2008	21.36	0.00	04/15/2008	Pager for Chief Officers		-	No		0000
101-420-2220-43210 Telephone										
R0318076C Total:		21.36								
USAMOB Total:		21.36								
VISALE40 VISA										
101-430-3100-42230	03/28/2008	128.15	0.00	04/15/2008	Generator Engine Heater	CHK 32399-VOIDED	-	No		0000
Building Repair Supplies										
Total:		128.15								
VISALE40 Total:		128.15								
XCEL Xcel Energy										
51-4572945-7	03/27/2008	26.78	0.00	04/15/2008	Street Lights		-	No		0000
101-430-3160-43810 Street Lighting										
51-4572945-7 Total:		26.78								
51-4580376-5	03/27/2008	1,079.76	0.00	04/15/2008	City Hall		-	No		0000
101-410-1940-43810 Electric Utility										
51-4580376-5 Total:		1,079.76								
51-4733556-8	03/27/2008	8.52	0.00	04/15/2008	Tennis Court		-	No		0000
101-450-5200-43810 Electric Utility										
51-4733556-8 Total:		8.52								
51-5044219-0	03/27/2008	318.01	0.00	04/15/2008	Parks Bldg		-	No		0000
101-450-5200-43810 Electric Utility										
51-5044219-0 Total:		318.01								
51-5275289-3	03/27/2008	8.52	0.00	04/15/2008	Pebble Park		-	No		0000
101-450-5200-43810 Electric Utility										
51-5275289-3 Total:		8.52								
51-5356323-8	03/27/2008	1,626.19	0.00	04/15/2008	Wells 1 & 2		-	No		0000
601-494-9400-43810 Electric Utility										
51-5356323-8 Total:		1,626.19								
51-5522332-2	03/27/2008	34.01	0.00	04/15/2008	Traffic Lights		-	No		0000
101-430-3160-43810 Street Lighting										
51-5522332-2 Total:		34.01								
51-5747685-4	03/27/2008	199.18	0.00	04/15/2008	Parks		-	No		0000
101-450-5200-43810 Electric Utility										
51-5747685-4 Total:		199.18								
51-5916043-7	03/27/2008	16.00	0.00	04/15/2008	34th Street Lift Station		-	No		0000
602-495-9450-43810 Electric Utility										
51-5916043-7 Total:		16.00								

Invoice #	Inv Date	Amount	Quantity	Pmt Date	Description	Reference	Task	Type	PO #	Close POLine #
51-6429583-8	03/27/2008	14.59	0.00	04/15/2008	Legion Lift Station		-	No		0000
602-495-9450-43810	Electric Utility									
	51-6429583-8 Total:	14.59								
51-6625457-1	03/27/2008	196.60	0.00	04/15/2008	Legion Park		-	No		0000
101-450-5200-43810	Electric Utility									
	51-6625457-1 Total:	196.60								
51-6736544-2	03/27/2008	1,751.29	0.00	04/15/2008	Street Lights		-	No		0000
101-430-3160-43810	Street Lighting									
	51-6736544-2 Total:	1,751.29								
51-6928283-3	03/27/2008	25.53	0.00	04/15/2008	Traffic Lights		-	No		0000
101-430-3160-43810	Street Lighting									
	51-6928283-3 Total:	25.53								
51-7538112-2	03/27/2008	5,623.20	0.00	04/15/2008	Public Works		-	No		0000
101-430-3100-43810	Electric Utility									
	51-7538112-2 Total:	5,623.20								
51-8126093-5	03/27/2008	183.64	0.00	04/15/2008	Water Tower		-	No		0000
601-494-9400-43810	Electric Utility									
	51-8126093-5 Total:	183.64								
514576456-3	03/27/2008	1,039.15	0.00	04/15/2008	Fire Station 2		-	No		0000
101-420-2220-43810	Electric Utility									
	514576456-3 Total:	1,039.15								
	XCEL Total:	12,150.97								
YOCUM Yocum Oil Company, Inc.										
152571	12/13/2007	159.75	0.00	04/15/2008	Fluid Exchange System-Public Works-Jan		-	No		0000
101-430-3100-45800	Other Equipment									
	152571 Total:	159.75								
155475	12/13/2007	159.75	0.00	04/15/2008	Fluid Exchange System-Public Works-Mar		-	No		0000
101-430-3100-45800	Other Equipment									
	155475 Total:	159.75								
	YOCUM Total:	319.50								
	Report Total:	48,033.36								

City Council
Date: 4/15/08
CONSENT
Item: 4

ITEM: Authorization to purchase plants and landscape materials for the May 3 Arbor Day / MnDot Landscape Partnership Program planting project.

SUBMITTED BY: Dr. Kathy Widin, City Forester
Carol Kriegler, Project Assistant

SUMMARY AND ACTION REQUESTED:

The City Council is being asked to authorize the purchase of plant materials for the May 3 Arbor Day / MnDot Landscape Partnership Program planting project.

Requests for proposals for the materials were requested from 4 MnDot wholesale contracts vendors. Vendors were requested to provide proposals based on 1 and 2 year warranties. 2 "Wholesale" proposals were received. Both proposals noted that industry standards are such that "wholesale" purchases are not warranted.

Grove Nurseries	\$3,581.20
Bachman's Nursery Wholesale Center	\$2,378.69
Cross Nurseries	DNS
Hild and Associates	DNS

Staff responded to these proposals by requesting "retail" proposals with warranties from the submitting firms. In addition, staff requested a proposal from a local nursery.

Grove Nurseries (1 year warranty)	\$6,266.10
Bachman's Nursery (1 year warranty)	\$5,098.92
Abrahamson Nurseries (2 year warranty)	\$3,819.62

In addition to the plants, wood chips and other miscellaneous materials will be needed for the planting project.

RECOMMENDED ACTION:

Dr. Widin and staff recommend accepting the wholesale proposal from Bachman's Nursery Wholesale Center. Bachman's has a reputation for being a provider of high quality plant materials. Dr. Widin and staff feel that the likelihood of plant loss approaching the value of the savings available by purchasing "wholesale" is very unlikely. If the city provides sufficient watering during the growing season, the chance of plant failure is minimal.

REQUESTED ACTION:

Authorization to purchase plants "wholesale" in accordance with the May 3 planting project plan from Bachman's Nursery Wholesale Center, as well as authorization to purchase miscellaneous planting materials for the project in the amount not to exceed \$4,500.00. The MnDot Landscape Partnership program agreement provides for the reimbursement of project costs up to \$4,500.00.

City Council
Date: 4/15/08
CONSENT
Item: 3

ITEM: Consider approval of Mn/Dot Community Roadside Landscaping Partnership Program Agreement

SUBMITTED BY: Carol Kriegler, Project Assistant

REVIEWED BY: Mike Bouthilet, Public Works Superintendent
Dr. Kathy Widin, City Forester

SUMMARY AND ACTION REQUESTED:

The city council is being asked to consider approving an agreement with Mn/Dot for reimbursement of funding up to \$4,500.00 for landscape materials to be planted in the Highway 5 right-of-way by the City and its volunteers per plans dated February 11, 2008.

The MN/DOT Community Landscaping Partnership Program provides a venue through which cities, residents, and the State work together on landscaping projects to beautify Hwy right-of-ways. The state provides reimbursement of funding for the landscaping materials and the city staff and members of the community provide the manual labor.

The city participated in the program last year and the project was adjacent to Carriage Station along Hwy 5. This year's project is also planned for Hwy 5, but in the vicinity of Marquess Trail.

RECOMMENDATION

Staff recommends approval of agreement No. for reimbursement of funding up to \$4,500.00 for landscape material to be planted in the Hwy 5 right-of-way per plans dated February 11, 2008.

SUGGESTED MOTION FOR CONSIDERATION

Motion to adopt Resolution #2008-021 approving agreement no. 92477 for reimbursement of funding up to \$4,500.00 for landscape materials to be planted by city staff and volunteers along Highway 5 right-of-way per plans dated February 11, 2008.

ATTACHMENTS:

- 1 Resolution 2008-021 approving agreement no. 92477 with Mn/Dot.
- 2 Project Landscape Plans

PRE-LETTING
SERVICES
SECTION

STATE OF MINNESOTA
DEPARTMENT OF TRANSPORTATION
LANDSCAPE PARTNERSHIP PROJECT

Mn/DOT
AGREEMENT NO.

92477

S.P. 8214-969D (T.H.5=045)
State Funds

The State of Minnesota
Department of Transportation, and
The City of Lake Elmo

Re: State cost landscape materials
acquisition by the City for use
along T.H. 5 from 200 ft. N. of
50th St. to 55th St.

ORIGINAL
AMOUNT ENCUMBERED

\$4,500.00

AMOUNT RECEIVABLE

(None)

THIS AGREEMENT is made and entered into by and between the State of Minnesota, Department of Transportation, hereinafter referred to as the "State", and the City of Lake Elmo, Minnesota, acting by and through its City Council, hereinafter referred to as the "City".

WHEREAS, the City is about to perform landscaping along Trunk Highway No. 5 from 200 ft. north of 50th Street to 55th Street within the corporate City limits in accordance with City-prepared plans, specifications and special provisions designated as the "Lake Elmo Landscaping Plan", which project has been designated by the State as State Project No. 8214-969D (T.H. 5=045); and

WHEREAS, the City has requested participation by the State in the costs of landscape materials acquisition in accordance with the terms of the State's "Community Roadside Landscaping Partnership Program"; and

WHEREAS, the State is willing to participate in the costs of the landscape materials acquisition as hereinafter set forth; and

WHEREAS, Minnesota Statute Section 161.20, subdivision 2 authorizes the Commissioner of Transportation to make arrangements with and cooperate with any governmental authority for the purposes of constructing, maintaining and improving the trunk highway system.

IT IS, THEREFORE, MUTUALLY AGREED AS FOLLOWS:

ARTICLE I - PROJECT ADMINISTRATION BY THE CITY

Section A. Landscape Materials Acquisition

The City shall acquire landscape materials in accordance with State-approved City plans, specifications and special provisions designated as the "Lake Elmo Landscaping Plan". Landscaping shall be performed by City forces in accordance with State-approved City plans, specifications and special provisions that are on file in the City's office and in the State's Office of Technical Support in St. Paul, and are incorporated into this Agreement by reference.

Section B. Purchase Order to be Furnished to the State

The City shall, within 7 days after ordering the landscape materials, submit to the State's Landscape Partnership Program Coordinator in St. Paul a copy of the purchase order for the landscape materials.

Section C. Direction, Supervision and Inspection

Landscape materials acquisition performed in accordance with this Agreement shall be under the direction of the City; however, the State cost participation landscape materials to be acquired under this Agreement shall be open to inspection by the State's authorized representatives. The City shall give the State's Landscape Partnership Program Coordinator five days notice of its intention to receive delivery of the landscape materials.

Responsibility for the control of the State cost participation landscape materials acquisition covered under this Agreement shall be on the City and shall be carried out in accordance with State-approved City plans, specifications and special provisions designated as the "Lake Elmo Landscaping Plan".

The City must verify whether or not nursery vendors are under a Gypsy Moth Compliance Agreement between the Minnesota Department of Agriculture, hereinafter referred to as the "MDA", and the United States Department of Agriculture or under an MDA Japanese Beetle Quarantine. A current Certificate of Compliance must accompany all plant material shipped from nursery vendors subject to quarantines for Gypsy Moth and Japanese Beetle. To determine if vendors are subject to quarantines, call the MDA Supervisor of Plant Regulatory Services at (651) 296-8388.

Section D. Completion of Materials Acquisition and Installation

The City shall cause the acquisition and installation of landscape materials to be started and completed in accordance with the time

schedule in the Community Roadside Landscaping Partnership Program Project Application, which is on file in the State's Office of Technical Support and is incorporated into this Agreement by reference. An exchange of letters between the appropriate City official and the State's Landscape Partnership Program Coordinator, for unavoidable delays encountered in the performance thereof, may extend the completion date for the landscape materials acquisition and installation.

Section E. Compliance with Laws, Ordinances and Regulations

The City shall, in connection with the acquisition of the landscape materials, comply with all Federal, State and Local laws, and all applicable ordinances and regulations.

Section F. Right-of-Way, Easements and Permits

The City is hereby authorized to work on State right-of-way for the purposes of installing and maintaining the landscape materials, including any necessary replacement of landscape materials that fail to survive.

The City shall, without cost or expense to the State, obtain all rights-of-way, easements, construction permits and any other permits and sanctions that may be required in connection with the installation of landscape materials. Prior to advance payment by the State, the City shall furnish the State with certified copies of the documents for those rights-of-way and easements, and certified copies of those construction permits and other permits and sanctions required for State landscaping.

ARTICLE II - STATE COST

Section A. Basis

The State's full and complete share of the costs of the landscaping to be performed along Trunk Highway No. 5 from 200 ft. north of 50th

Street to 55th Street within the corporate City limits under State Project No. 8214-969D (T.H. 5=045) shall be equal to the delivered cost of the landscaping materials acquired in accordance with the "Lake Elmo Landscaping Plan."

Section B. Payment

It is estimated that the cost of the landscape materials acquisition is \$4,500.00. The maximum obligation of the State under this Agreement shall not exceed \$6,000.00, unless the maximum obligation is increased by execution of an amendment to this Agreement.

The State shall pay to the City an amount equal to the delivered cost of the landscape materials, not to exceed the maximum obligation, after the following conditions have been met:

1. Encumbrance by the State of the State's total cost share.
2. Execution and approval of this Agreement and the State's transmittal of it to the City.
3. Receipt by the State's Landscape Partnership Program Coordinator, from the City, of the following:
 - a. Copies of the purchase orders for the landscape materials, as provided for in Article I, Section B. of this Agreement.
 - b. Certified copies of the documents, as provided for in the second paragraph of Article I, Section F. of this Agreement.
 - c. Written request for payment, accompanied by copies of supplier invoices for the landscape materials acquisition and delivery.

ARTICLE III - GENERAL PROVISIONS**Section A. Installation and Maintenance by the City**

After acquisition of the landscape materials, the City shall install the landscape materials along Trunk Highway No. 5 and provide for the proper maintenance thereof, without cost or expense to the State. Maintenance includes, but is not limited to, removal and replacement of all materials that fail to survive. Criteria for maintenance and replacement are shown and described in EXHIBIT "A", Maintenance Responsibilities Plan and Schedule, which is attached and incorporated into this Agreement.

Section B. Responsibilities of the City

The City shall, in connection with the landscape materials acquisition, installation and maintenance, comply with the following conditions:

1. Use of State right-of-way shall in no way impair or interfere with the safety or convenience of the traveling public in its use of the highway.
2. Preserve and protect all utilities located on lands covered by this Agreement, without cost or expense to the State.
3. As required by Minnesota Statute 216D, notify Gopher State One Call System (1-800-252-1166) at least 48 hours before any excavation is done on this project.
4. No advertising signs or devices of any form or size shall be constructed or shall be permitted to be constructed or placed upon State right-of-way.

5. Upon completion of the installation of landscape materials and during performance of maintenance operations, restore all disturbed areas of State right-of-way so as to perpetuate satisfactory drainage, erosion control and aesthetics.

Any use of State right-of-way permitted by this Agreement shall remain subordinate to the right of the State to use the property for highway and transportation purposes. This Agreement does not grant any interest whatsoever in land, nor does it establish a permanent park, recreation area or wildlife or waterfowl refuge facility that would become subject to Section 4(f) of the Federal-Aid Highway Act of 1968.

Section C. Examination of Books, Records, Etc.

As provided by Minnesota Statute Section 16C.05, subdivision 5, the books, records, documents, and accounting procedures and practices of each party relevant to this Agreement are subject to examination by each party, and either the legislative auditor or the state auditor as appropriate, for a minimum of six years from final payment.

Section D. Termination of Agreement

The State may terminate this Agreement if it's the State's desire to use any portion of State right-of-way subject to this Agreement for transportation purposes, by giving the City written notice at least 90 days prior to the date that such termination shall become effective. Upon termination of this Agreement, the City will be required to restore and return the area to a condition satisfactory to the State's District Engineer at Roseville.

Each party may terminate this Agreement, with or without cause, by providing the other party with written or fax notice of effective date of termination. The State is not obligated to pay for services

performed after notice and effective date of termination. Upon such termination, the City is entitled to payment for services satisfactorily performed under this Agreement prior to the effective date of termination.

The State may immediately terminate this Agreement if it does not obtain funding from the Minnesota Legislature, or other funding source; or if funding cannot be continued at a level sufficient to allow for the payment of the services covered under this Agreement. Termination must be by written or fax notice to the City. The State is not obligated to pay for services performed after notice and effective date of termination. Upon such termination, the City is entitled to payment for services satisfactorily performed under this Agreement prior to the effective date of termination, to the extent the funds are available.

Section E. Claims

Each party is responsible for its own employees for any claims arising under the Workers Compensation Act. Each party is responsible for its own acts, omissions and the results thereof to the extent authorized by law and will not be responsible for the acts and omissions of others and the results thereof. Minnesota Statutes Section 3.736 and other applicable law govern liability of the State. Minnesota Statutes Chapter 466 and other applicable law govern liability of the City.

Section F. Nondiscrimination

The provisions of Minnesota Statute Section 181.59 and of any applicable law relating to civil rights and discrimination shall be considered part of this Agreement as if fully set forth herein.

Section G. Agreement Approval

Before this Agreement becomes binding and effective, it shall be approved by a City Council resolution and executed by such State and City officers as the law may provide in addition to the Commissioner of Transportation or their authorized representative.

ARTICLE IV - AUTHORIZED AGENTS

The State's Authorized Agent for the purpose of the administration of this Agreement is Todd Carroll, Landscape Partnership Program Coordinator, or his successor. His current address and telephone number are 395 John Ireland Boulevard, Mailstop 686, St. Paul, MN 55155, (651) 366-4617.

The City's Authorized Agent for the purpose of the administration of this Agreement is Kelli Matzek, Assistant Planner, or her successor. Her current address and telephone number are 3800 Laverne Avenue North, Lake Elmo, MN 55042, (651) 233-5413.

IN TESTIMONY WHEREOF the parties have executed this Agreement by their authorized officers.

STATE ENCUMBRANCE VERIFICATION

Individual certifies that funds have been encumbered as required by Minn. Stat. §§ 16A.15 and 16C.05.

By _____

Date _____

MAPS Encumbrance No. _____

CITY OF LAKE ELMO

By _____
Mayor

Date _____

By _____

Title _____

Date _____

DEPARTMENT OF TRANSPORTATION

Recommended for approval:

By _____
Landscape Partnership Program Coordinator

By _____
District Engineer

Approved:

By _____
State Design Engineer

Date _____

Approved as to form and execution:

By _____
Contract Management

Date _____

COMMISSIONER OF ADMINISTRATION

As delegated to Materials Management Division

By _____

Date _____

MKS

EXHIBIT "A"

Maintenance Responsibilities Plan and Schedule

Table 1a. REQUIRED LANDSCAPE MAINTENANCE ACTIVITIES

MAINTENANCE CONSIDERATION				
PLANT GROUPS	PRUNING		WEED CONTROL	FERTILIZATION See Table 5, Fertilization Schedule
	When To	Type Of		
Evergreen Trees	Anytime - Dry	Corrective and Deadwood Removal	Maintain mulch at 3" minimum around trees in mowed areas, keep weed free.	Yes
Shade Trees	Anytime - Dry*	Training and Corrective		Yes
Ornamental Trees	Winter**	Corrective		Yes
Evergreen Shrubs	Anytime - Dry	Deadwood Removal		Yes
Deciduous Shrubs	Dormant	Corrective and Renewal	Maintain minimum 3" woodchip mulch in a weed free condition until shrub crown closure.	Yes
Vines	Dormant	Deadwood Removal		No
Groundcovers				

* Do not prune oaks during April, May and June. Do not prune Honeylocust while dormant or when humid or wet.

** Do not prune apples, crabapples or Mountain Ash during April, May and June.

TABLE 1b. REQUIRED LANDSCAPE MAINTENANCE ACTIVITIES

MAINTENANCE CONSIDERATION				
PLANT GROUPS	WATERING	INSECT AND DISEASE CONTROL	RODENT PROTECTION	REMOVALS AND REPLACEMENTS
Evergreen Trees	Yes until established (2 yrs.).	As needed.	Yes - Pine Only	Remove all dead plants.
Shade Trees			Yes	
Ornamental Trees	Supplemental watering may be needed during drought periods (especially during July and August) even after plants are established.	Remove diseased plants that pose threats to adjacent plantings.	Yes	Replace dead or dying plants unless the lost plants do not noticeably compromise the visual appearance or design intent.
Evergreen Shrubs			No*	
Deciduous Shrubs			No*	
Vines			No*	
Groundcovers			No*	

* Rodent protection is generally not practical for mass shrub plantings, maintaining clean mulched planting areas free of weed growth will reduce problems. Mowed turf in formal planting areas will help reduce rodent problems.

CITY OF LAKE ELMO

RESOLUTION NO. 2008-021

IT IS RESOLVED that the City of Lake Elmo enter into Mn/DOT Agreement No. 92477 with the State of Minnesota, Department of Transportation for the following purposes:

To provide for payment by the State to the City of the State's share of the acquisition costs of the landscape material to be placed along and adjacent to Trunk Highway No. 5 from 200 ft. north of 50th Street to 55th Street within the corporate City limits under State Project No. 8214-969D (T.H. 5=045).

IT IS FURTHER RESOLVED that the Mayor and the _____ are authorized to execute the Agreement and any amendments to the Agreement.

(Title)

CERTIFICATION

I certify that the above Resolution is an accurate copy of the Resolution adopted by the Council of the City of Lake Elmo at an authorized meeting held on the _____ day of _____, 2008, as shown by the minutes of the meeting in my possession.

(Signature)

(Type or Print Name)

(Title)

Subscribed and sworn to before me this _____ day of _____, 2008

Notary Public _____

My Commission Expires _____

NOTARY STAMP

TABLE 2a. CALENDAR OF LANDSCAPE MAINTENANCE

ACTIVITY	January	February	March	April	May	June
Pruning	See Table 1a for Best Time for Specific Species.					
Weed Control:	Planting beds must be kept in a weed free condition.					
Remulch				OXX	XXXX	XO
Herbicide	Must be applied by a licensed Pesticide Applicator.					
Fertilization: Turf Shrubs, Trees				XXXX		
Insect & Disease	Time of control depends on the type of insect or disease and when it is detected.					
Sunscald Protection				Remove wrap*		
Watering	During first and second growing seasons approximately once a week or as needed to maintain adequate but not excessive soil moisture.					
Maintain Rodent Protection	O000	O000	O000	O000	O000	O000
Turf Maintenance Mowing					O0X	XXXX
Mower Damage Prevention				X	XXXX	XXXX
Replanting Evergreen Trees Deciduous Trees Container Plants Turf				OXX OXX XXX O	XXO XXXX XXXX XXXX	XXXO XXOO

X - Optimum Time O - Less than Optimum Time

* Undiluted white latex paint is recommended, repaint as necessary until trees reach 4" caliper.

TABLE 2b. CALENDAR OF LANDSCAPE MAINTENANCE

ACTIVITY	July	August	September	October	November	December
Pruning	See Table 1a for Best Time for Specific Species.					
Weed Control:	Planting beds must be kept in a weed free condition.					
Remulch	XXXX	XXXX	XXXX	XXXX	OO	XO
Herbicide	Must be applied by a licensed Pesticide Applicator.					
Fertilization: Turf Shrubs, Trees				XXXX XXXX		
Insect & Disease	Time of control depends on the type of insect or disease and when it is detected.					
Sunscald Protection				Apply or maintain paint. Install wrap*.		
Watering	During first and second growing seasons approximately once a week or as needed.					
Maintain Rodent Protection	OOOO	OOOO	XXXX	XXXX	XOOO	OOOO
Turf Maintenance Mowing	XXXX	XXXX	XXXX	XXOO		
Mower Damage Prevention	XXXX	XXXX	XXXX	XXOO		
Replanting Evergreen Trees Deciduous Trees Container Plants Turf		OX	XXXO	OXXX	XO	
	OOOO OOOO	OOOX OOXX	XXXO XXXX	OO		

X - Optimum Time O - Less than Optimum Time

* Undiluted white latex paint is recommended, repaint as necessary until trees reach 4" caliper.

TABLE 3. DESCRIPTIONS OF TYPES OF PRUNING

TYPES OF PRUNING	WHEN TO PRUNE	DESCRIPTION
Disease Removal	After Diagnosis	Removal of fungal bacterial growths. Sterilize pruners between cuts.
Deadwood Removal	See Table 1	Removal of dead branches, normally from the interior portion of the crown.
Training	See Table 1	Maintaining the central leaders and acceptable symmetry in evergreen, shade and ornamental trees. Removal of suckers and water sprouts.
Corrective	See Table 1	Removal of storm-damaged, vehicle-damaged or vandalized limbs.
Renewal	See Table 1	Removing all top growth at or near the ground line and remulch. Or removal of 1/3 of the oldest stems at the ground line.

TABLE 4. WEED CONTROL METHODS - INTEGRATED APPROACH

METHOD	CATEGORY		
	TREES	SHRUB BEDS	TURF
Replanting - Filling Voids		X	X
Fertilization	X	X	X
Remulch*	X	X	X
Herbicides	X	X	X
Weed Whip	No	X	

* Wood chip mulch should be replenished around shade trees and low growing shrubs every 3-5 years. Place mulch to a 4" depth. Mulching will help control weeds, reduce mower damage and conserve moisture.

TABLE 5. FERTILIZATION SCHEDULE

CATEGORY	FREQUENCY	TIME OF APPLICATION	ANALYSIS **	RATE
Mowed Turf	Every 3 Years	April or October	23-0-30	1 lb (N)/1000 sq. ft.
Shrub Beds*	Every 3 Years	October or April	23-0-30	1 lb (N)/1000 sq. ft.
Shade Trees*	Every 3 Years	October or April	23-0-30	.5 lbs/1 Cu. Yd. of soil

Note: Do not fertilize trees and turf during the same season. Offset tree fertilization by one season in order to prevent fertilizer burn on turf.

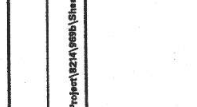
* Plants that fix nitrogen, like Silver Buffaloberry, Caragana, Honeylocust, Russian Olive or other legumes, should not be fertilized except under special conditions. Tall shrubs do not need to be fertilized if leaf color remains normal.

** Analysis will be allowed within the following ranges: N (16-24) - P (0) - K (20-30).

ESTIMATED QUANTITY FOR S.P. 8214-969B

SPECIES	MINIMAL ACCEPTABLE DIMENSIONS	UNITS	TOTAL QUANTITY
CONIFEROUS TREE 4' HT. B&B	3.5' Ht., 2' Spread, 16" root spread & 12" depth	Total TREE	5
PINE, AUSTRALIAN		TREE	2
SPRUCE, BLACK HILLS		TREE	3
PICEA GLAUCA DENSBATA			
DECIDUOUS TREE 1.5" CAL. B&B	1.35" Cal., 6.5' Ht., 20" root spread & 13.5" depth	Total TREE	3
MAPLE NORTHWOOD RED		TREE	1
ACER RUBRUM 'NORTHWOOD'			
OAK, SWAMP WHITE		TREE	2
QUERCUS BICOLOR			
DECIDUOUS SHRUB 15" HT. CONT.	13.5" Ht., No. 3 Cont.	Total SHRUB	113
CHOKEBERRY, GLOSSY BLACK		SHRUB	29
ARONIA MELANOCARPA VAR. ELATA		SHRUB	69
DOGWOOD, ISANTI			
CORNUS SERICEA 'ISANTI'		SHRUB	15
CURRAANT, ALPINE			
RIBES ALPINUM			
PERENNIAL NO. 1 CONT.	6" spread	Total PLANT	95
ASTILBE, FANAL		PLANT	95
ASTILBE ARENDSII 'FANAL'			
Sub Total (Plant Material)			

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 PROJECT MANAGER: TODD CARROLL
 CHECKED BY: TODD CARROLL
 DRAWN BY: TODD CARROLL
 DATE: 2/5/2008
 U.S. No. 26821
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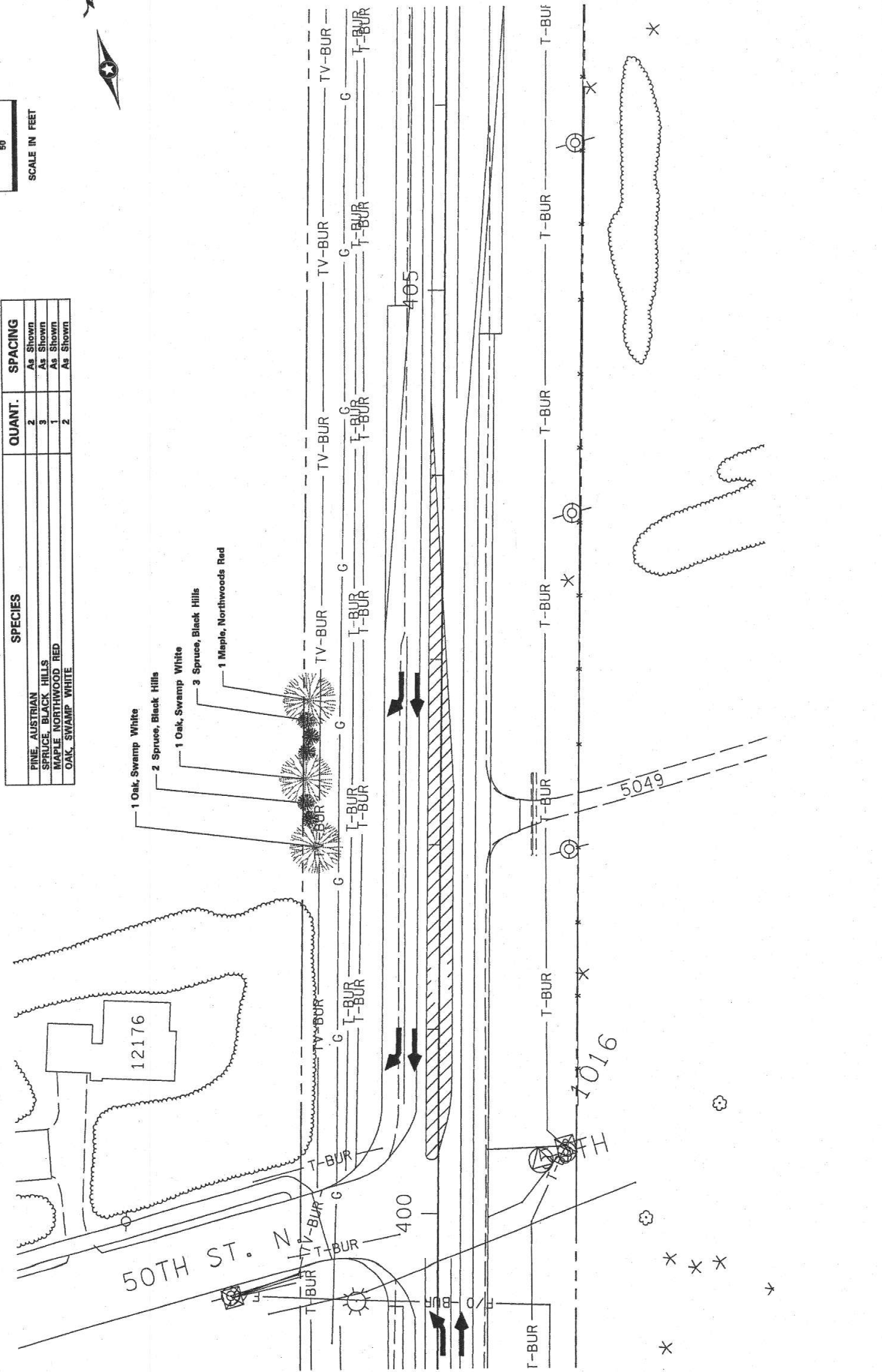


STATE OF MINNESOTA
 DEPARTMENT OF TRANSPORTATION
 OFFICE OF TECHNICAL SUPPORT
 TRANSPORTATION BUILDING
 ST. PAUL, MINNESOTA 55155-4999

ESTIMATED QUANTITIES
 8214-969B T.H.5
 SHEET NO. 3 OF 7 SHEETS



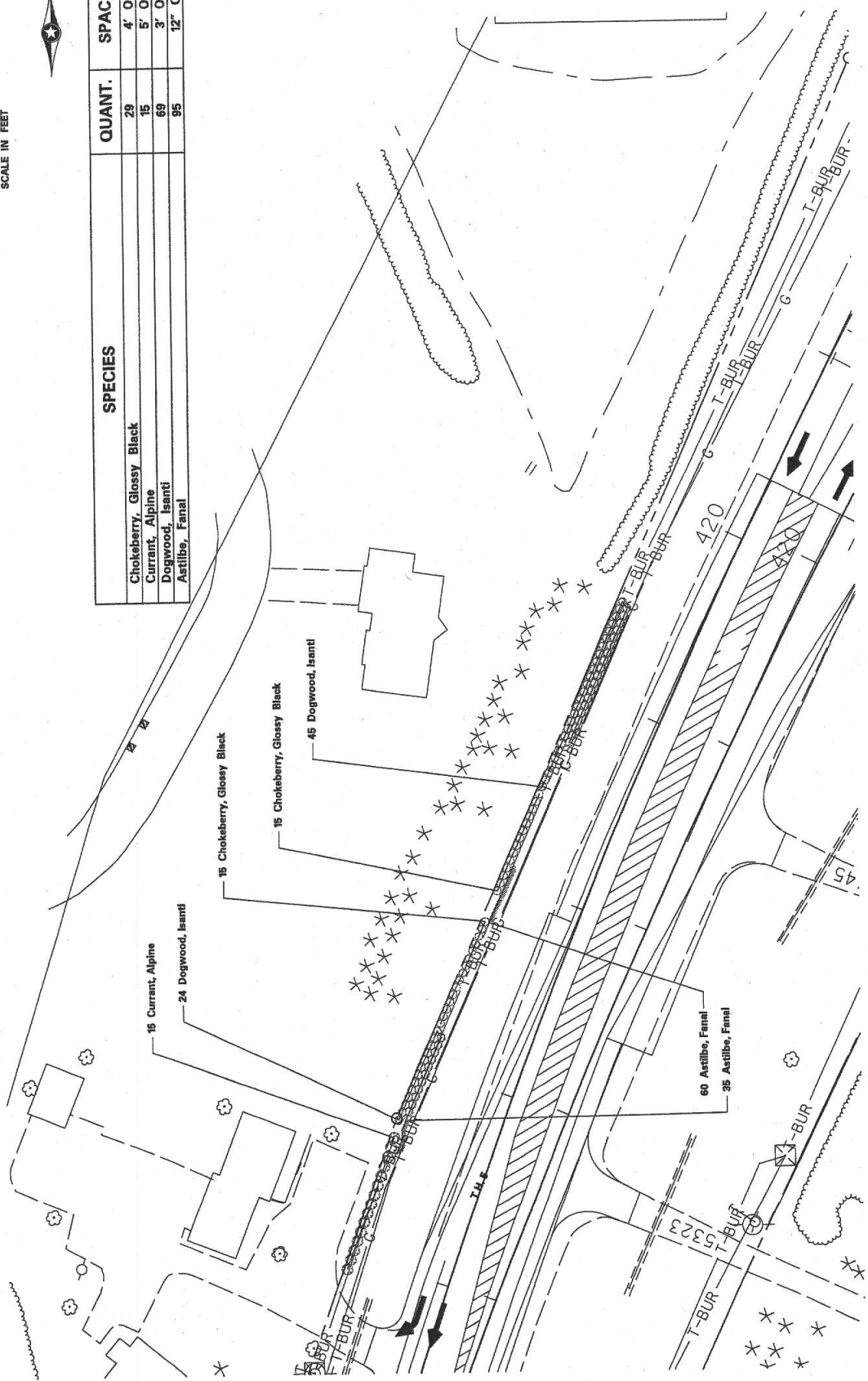
SPECIES	QUANT.	SPACING
PINE AUSTRIAN	2	As Shown
SPRUCE BLACK HILLS	3	As Shown
MAPLE NORTHWOOD RED	1	As Shown
OAK SWAMP WHITE	2	As Shown



DATE MODIFIED: 2/15/2008		TIME MODIFIED: 1:25:44 PM		PROJECT MANAGER TODD CARROLL		DRAWN BY TODD CARROLL		CHECKED BY TODD CARROLL	
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STATE OF MINNESOTA DEPARTMENT OF TRANSPORTATION OFFICE OF TECHNICAL SUPPORT TRANSPORTATION BUILDING ST. PAUL, MINNESOTA 55155-5699									
8214-9698 T.H.5									
LANDSCAPE PLAN SHEET NO.4 OF 7 SHEETS									



SPECIES	QUANT.	SPACING
Chokeberry, Glossy Black	29	4' O.C.
Currant, Alpine	15	5' O.C.
Dogwood, Isanti	69	3' O.C.
Astilbe, Fanal	95	12' O.C.



DATE MODIFIED: 2/15/2009 TIME MODIFIED: 1:26:47 PM FILE SERVER LOCATION: T:\Landscape\Project\8214\969B\Sheet\Landscape_07.dgn Calculation:	PROJECT MANAGER TODD CARROLL DRAWN BY TODD CARROLL CHECKED BY TODD CARROLL	8214-969B T.H.5 LANDSCAPE PLAN SHEET NO. 5 OF 7 SHEETS
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8214-969B
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 TODD CARROLL
 TODD CARROLL
 LICENSED PROFESSIONAL LANDSCAPE ARCHITECT

City Council
Date: 4/15/08
REGULAR
Item: 5

ITEM: Arbor Day Proclamation

SUBMITTED BY: Dr. Kathy Widin, City Forester
Carol Kriegler, Project Assistant

REVIEWED BY: Mike Bouthilet, Public Works Superintendent

SUMMARY AND ACTION REQUESTED:

The city council is being asked to approve the attached Arbor Day Proclamation which declares Arbor Day as April 25 and May as Arbor month. The city is celebrating the Arbor Day event with a tree planting on May 3 along Highway 5 near Marquess Trail in conjunction with the Minnesota Department of Transportation (MnDOT) Landscape Partnership Program. City staff and community volunteers will be doing the planting. This proclamation and planting satisfies a portion of the requirements for the Tree City USA award.

REQUESTED ACTION:

Reading of the proclamation by Mayor Johnston proclaiming the month of May, 2008 to be Arbor Month in the City and April 25, 2008 as Arbor Day.

ATTACHMENTS:

1 Arbor Day Proclamation

CITY OF LAKE ELMO

ARBOR DAY PROCLAMATION

WHEREAS: Minnesota is home to many of our nation's natural resources, foremost among them are our beautiful and abundant forests; and

WHEREAS: Trees are an increasingly vital resource in Minnesota today, enriching our lives by purifying the air, conserving soil, water and energy, creating jobs through a large forest products industry, serving as recreational settings, providing habitat for wildlife of all kinds, and creating beautiful landscapes to make our communities more livable; and

WHEREAS: Human activities such as construction damage, pollution and neglect, as well as climatic extremes, disease and insects threaten our trees, creating the need for concerted action to ensure the future of community and rural forests in our state and throughout the country; and

WHEREAS: Each individual can act locally to improve the environment by planting trees and ensuring that these trees are protected and receive proper maintenance in the years ahead; and

WHEREAS: Each year on the last Friday in the month of April and throughout the month of May, the people of Minnesota pay special tribute to the vital natural resource that our trees represent and dedicate themselves to the continued vitality of our state's community and rural forests;

NOW, THEREFORE I, Dean Johnston, Mayor of the City of Lake Elmo, do hereby proclaim April 25, 2008 to be

ARBOR DAY

and the month of May, 2008 to be **ARBOR MONTH** in Lake Elmo, Minnesota.

Signed this , April 15, 2008

Dean Johnston, Mayor

Tree City U.S.A.