

LAUDERDALE CITY COUNCIL MEETING AGENDA
7:30 P.M. TUESDAY, JUNE 13, 2017
LAUDERDALE CITY HALL, 1891 WALNUT STREET

The City Council is meeting as a legislative body to conduct the business of the City according to Robert's Rules of Order and the Standing Rules of Order and Business of the City Council. Unless so ordered by the Mayor, citizen participation is limited to the times indicated and always within the prescribed rules of conduct for public input at meetings.

1. **CALL THE MEETING TO ORDER**
2. **ROLL CALL**
3. **APPROVALS**
 - a. Agenda
 - b. Minutes of the May 23, 2017 City Council Meeting
 - c. Claims Totaling \$86,480.82
4. **CONSENT**
 - a. Day in the Park Entertainment Agreement
 - b. Employee Step Increases
 - c. Park Use Application
5. **SPECIAL ORDER OF BUSINESS/RECOGNITIONS/PROCLAMATIONS**
6. **INFORMATIONAL PRESENTATIONS / REPORTS**
 - a. 2016 Fire Department Report
 - b. Farmers Market Report
 - c. City Council Updates
7. **PUBLIC HEARINGS**

Public hearings are conducted so that the public affected by a proposal may have input into the decision. During hearings all affected residents will be given an opportunity to speak pursuant to the Robert's Rules of Order and the standing rules of order and business of the City Council.

 - a. Variance Request for a Fence at 1821 Lake Street
8. **DISCUSSION / ACTION ITEM**
 - a. Dog Park Drainage Improvement Options
 - b. Hazardous Structure at 1925 Walnut Street
 - c. Drafting a Statement on Climate Change
 - d. Drafting a Statement of Inclusivity
 - e. Insurance Renewal Tort Liability Waiver
9. **ITEMS REMOVED FROM THE CONSENT AGENDA**
10. **ADDITIONAL ITEMS**
11. **SET AGENDA FOR NEXT MEETING**
 - a. League of Women Voters Housing Report

- b. May Financial Report
- c. Resolution for 1821 Lake Street Variance Request
- d. Update from Cor Wilson, North Suburban Cable Commission – July 11

12. WORK SESSION

- a. Opportunity for the Public to Address the City Council

Any member of the public may speak at this time on any item not on the agenda. In consideration for the public attending the meeting, this portion of the meeting will be limited to fifteen (15) minutes. Individuals are requested to limit their comments to four (4) minutes or less. If the majority of the Council determines that additional time on a specific issue is warranted, then discussion on that issue shall be continued at the end of the agenda. Before addressing the City Council, members of the public are asked to step up to the microphone, give their name, address, and state the subject to be discussed. All remarks shall be addressed to the Council as a whole and not to any member thereof. No person other than members of the Council and the person having the floor shall be permitted to enter any discussion without permission of the presiding officer.

Your participation, as prescribed by the Robert's Rules of Order and the standing rules of order and business of the City Council, is welcomed and your cooperation is greatly appreciated.

- b. Serving Alcohol at City Events
- c. Community Development Update

13. ADJOURNMENT

LAUDERDALE CITY COUNCIL
MEETING MINUTES
Lauderdale City Hall
1891 Walnut Street
Lauderdale, MN 55113

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May 23, 2017

Roll Call

Mayor Gaasch called the Regular City Council meeting to order at 7:35 p.m.

Councilors present: Jeff Dains, Kelly Dolphin, Roxanne Grove, Andi Moffatt, and Mayor Mary Gaasch.

Councilors absent: None.

Staff present: Heather Butkowski, City Administrator; Jim Bownik, Assistant to the City Administrator; and Miles Cline, Deputy City Clerk.

Approvals

Mayor Gaasch asked if there were any changes to the meeting agenda. Administrator Butkowski requested that the variance request for 1714 Malvern Street be removed from the agenda as the owner is reconsidering the project. Councilor Moffatt moved and Councilor Grove seconded the motion to approve the agenda as amended. Motion carried unanimously.

Councilor Dains moved to approve the minutes of the May 9, 2017 City Council meeting. Councilor Grove seconded the motion and it carried unanimously.

Councilor Grove moved and seconded by Councilor Dolphin to approve the claims totaling \$21,067.09. Motion carried unanimously.

Consent

Councilor Dains moved and seconded by Councilor Grove to approve the Consent Agenda thereby acknowledging the Quarterly Investment Report and the April Financial Report.

Informational Presentations / Reports

A. City Council Updates

Councilor Dains stated that the Police Work Group concluded their meetings regarding officer worn body cameras. The policy on the matter will be adopted by the St. Anthony City Council in the near future.

Councilors Dolphin and Moffatt attended the community event planning meeting on May 22. They both stated that it was informative and new ideas for activities were explored by the committee members.

Discussion/Action Items

A. City Website Address

Administrator Butkowski noted that area cities were changing their web addresses to make it easier for the City of Roseville to support our technology needs. The Council was asked to

LAUDERDALE CITY COUNCIL
MEETING MINUTES
Lauderdale City Hall
1891 Walnut Street
Lauderdale, MN 55113

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May 23, 2017

considering changing from www.ci.lauderdale.mn.us to something with a .org extension. After discussion, the Council agreed on www.lauderdale.org if available or www.lauderdalemn.org.

Set Agenda for Next Meeting

Administrator Butkowski stated the next meeting would include a variance request for a fence at 1821 Lake Street.

Work Session

A. Opportunity for the Public to Address the City Council

Mayor Gaasch opened the floor to anyone in attendance that would like to address the Council. There being none, the floor was closed.

B. Community Development Update

Butkowski mentioned that the buyer of the Chinese Christian Church was working with the commercial building official to determine if the building needed to be sprinklered; rank growth letters were sent to residents; and the Comprehensive Plan Kickoff was scheduled for May 24.

Closed Session

Mayor Gaasch noted the Council was moving into a closed session at 7:53 p.m. to conduct the administrators annual performance review with the Council. The Council returned to the regular session at 8:32 p.m.

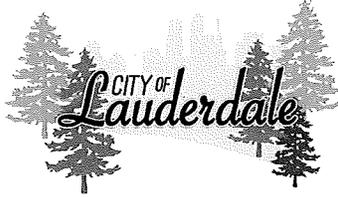
Adjournment

There being no further items on the agenda, Councilor Dolphin moved and seconded by Councilor Grove to adjourn the meeting at 8:33 p.m. Motion carried unanimously.

Respectfully submitted,



Miles Cline
Deputy City Clerk



CITY OF LAUDERDALE
LAUDERDALE CITY HALL
1891 WALNUT STREET
LAUDERDALE, MN 55113
651-792-7650
651-631-2066 FAX

Request for Council Action

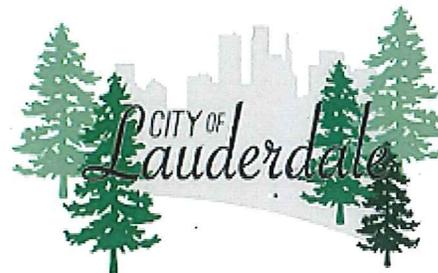
To: Mayor and City Council
From: City Administrator
Meeting Date: June 13, 2017
Subject: List of Claims

The claims totaling \$86,480.82 are provided for City Council review and approval that includes check numbers 25375 to 25397.

Accounts Payable

Checks by Date - Detail by Check Date

User: miles.cline
 Printed: 6/9/2017 2:54 PM



Check No	Vendor No Invoice No	Vendor Name Description	Check Date Reference	Check Amount
ACH	43	Public Employees Retirement Association PR Batch 51100.06.2017 PERA Coordinated PR Batch 51100.06.2017 PERA Coordinated	06/02/2017 PR Batch 51100.06.2017 PER PR Batch 51100.06.2017 PER	1,034.37 896.45
Total for this ACH Check for Vendor 43:				1,930.82
ACH	44	Minnesota Department of Revenue PR Batch 51100.06.2017 State Income Tax	06/02/2017 PR Batch 51100.06.2017 State	639.14
Total for this ACH Check for Vendor 44:				639.14
ACH	45	ICMA Retirement Corporation PR Batch 51100.06.2017 Deferred Comp PR Batch 51100.06.2017 Deferred Comp	06/02/2017 PR Batch 51100.06.2017 Defe PR Batch 51100.06.2017 Defe	865.98 1,036.99
Total for this ACH Check for Vendor 45:				1,902.97
ACH	46	Internal Revenue Service PR Batch 51100.06.2017 FICA Employer Portio PR Batch 51100.06.2017 Medicare Employee Pc PR Batch 51100.06.2017 Federal Income Tax PR Batch 51100.06.2017 FICA Employee Portio PR Batch 51100.06.2017 Medicare Employer Po	06/02/2017 PR Batch 51100.06.2017 FIC. PR Batch 51100.06.2017 Med PR Batch 51100.06.2017 Fede PR Batch 51100.06.2017 FIC. PR Batch 51100.06.2017 Med	1,008.52 235.86 1,409.15 1,008.52 235.86
Total for this ACH Check for Vendor 46:				3,897.91
Total for 6/2/2017:				8,370.84
25375	22 1003815510	AmeriPride Services Inc Paper Towels	06/13/2017	64.04
Total for Check Number 25375:				64.04
25376	36 0223074 0223074 0223109	City of Roseville June Phone Services June IT Services Domain Name Registration	06/13/2017	94.24 492.33 114.95
Total for Check Number 25376:				701.52
25377	29 3536	City of St Anthony June Police Services	06/13/2017	56,049.17
Total for Check Number 25377:				56,049.17
25378	25 EMCOM-006125 EMCOM-006139 EMCOM-006154 PRRLG-001762	County of Ramsey May Fleet Support May 911 Dispatch Services May CAD Services 2017 Admin Recycling Charges	06/13/2017	6.24 1,280.65 258.44 331.00

Check No	Vendor No Invoice No	Vendor Name Description	Check Date Reference	Check Amount
			Total for Check Number 25378:	1,876.33
25379	38	Croix Oil Company Inc.	06/13/2017	
	464064	May Fuel		25.88
	464064	May Fuel		25.88
	464064	May Fuel		120.78
			Total for Check Number 25379:	172.54
25380	60	G & K Services Inc	06/13/2017	
	2277524-05	May Uniforms		67.85
	2277524-05	May Uniforms		67.85
			Total for Check Number 25380:	135.70
25381	61	Gopher State One Call	06/13/2017	
	7050506	May Locates		43.20
			Total for Check Number 25381:	43.20
25382	82	Home Depot	06/13/2017	
	6570057	Trim		16.14
			Total for Check Number 25382:	16.14
25383	134	Katrina Joseph	06/13/2017	
	0065	May Legal Services		925.00
			Total for Check Number 25383:	925.00
25384	31	Kennedy & Graven Chartered	06/13/2017	
	137287	April Legal Services		924.00
	137287	Rocket Outdoor Lawsuit		610.50
			Total for Check Number 25384:	1,534.50
25385	24	Metropolitan Council	06/13/2017	
	0001069233	July Wastewater Treatment		11,427.59
			Total for Check Number 25385:	11,427.59
25386	84	North Star Bank Cardmember Services	06/13/2017	
	5009	HB - Conference Lodging		248.34
	6559	Batteries		12.99
	7400	City Hall Flowers		53.84
	8997	Chair Mats		200.05
			Total for Check Number 25386:	515.22
25387	10	On Site Sanitation Inc	06/13/2017	
	0000416496	Portable Restroom		232.72
			Total for Check Number 25387:	232.72
25388	160	Dawn Pape	06/13/2017	
	JuneFM	Farmers Market Entertainment		200.00
			Total for Check Number 25388:	200.00
25389	5	Premium Waters Inc	06/13/2017	
	619861-05-17	May Water Delivery		23.19

Check No	Vendor No Invoice No	Vendor Name Description	Check Date Reference	Check Amount
			Total for Check Number 25389:	23.19
25390	47	Public Employees Insurance Program PR Batch 51100.06.2017 Health Insurance PR Batch 51100.06.2017 Dental	06/13/2017 PR Batch 51100.06.2017 Heal PR Batch 51100.06.2017 Den	2,290.44 110.46
			Total for Check Number 25390:	2,400.90
25391	109 103	Ramsey County League of Local Governm 2017 Membership Dues	06/13/2017	175.00
			Total for Check Number 25391:	175.00
25392	161 0800103-IN	TimeValue Software Annual Software Renewal	06/13/2017	35.00
			Total for Check Number 25392:	35.00
25393	77 stamps	United States Postal Service 5 Rolls of Stamps	06/13/2017	245.00
			Total for Check Number 25393:	245.00
25394	3 332501683	US National Equipment Finance Inc June Copier Contract	06/13/2017	149.00
			Total for Check Number 25394:	149.00
25395	90 9786681409 9786681409 9786681409	Verizon Wireless June Cell Phone June Cell Phone June Cell Phone	06/13/2017	16.26 16.27 32.53
			Total for Check Number 25395:	65.06
25396	7 7638860-0500-1 7641672-0500-5	Waste Management Inc Public Works City Hall Refuse	06/13/2017	281.59 126.83
			Total for Check Number 25396:	408.42
25397	74 548370568 548370568 548421528 548435145 548455334 548455334 548798385 548924632	Xcel Energy 1891 Walnut Street 1891 Walnut Street Larpenteur Bridge Lights 2430 Larpenteur Avenue W 1821 Eustis Street 1821 Eustis Street Larpenteur Avenue Street Lighting May	06/13/2017	143.12 44.39 32.87 12.39 14.00 9.64 41.80 416.53
			Total for Check Number 25397:	714.74
			Total for 6/13/2017:	78,109.98
			Report Total (27 checks):	86,480.82

LAUDERDALE COUNCIL ACTION FORM

Action Requested

Consent X
Public Hearing
Discussion
Action
Resolution
Work Session

Meeting Date June 13, 2017
ITEM NUMBER Day in the Park Music
STAFF INITIAL Jim
APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

Staff is asking the city council to consider approving the attached performance agreement with Lazy Does It for Day in the Park Music at a cost of \$400.

Day in the Park is scheduled from 4-7 p.m. on Thursday, August 17 along with the August Farmers Market.

The Band is again planning to perform from 4:30-5:30 p.m. & from 6-7 p.m.

OPTIONS:

Approve by adopting the consent agenda or remove for discussion.

STAFF RECOMMENDATION:

By approving the consent agenda, the city council is approving the performance agreement with Lazy Does It.

City of Lauderdale Performance Agreement

Event: Day in the Park/Farmers Market

Date & Time: Thursday, August 17, 2017 from 4-7 p.m.

Location: Lauderdale Community Park, 1885 Fulham Street

Performance Time: 4:30-5:30 & 6-7 p.m.

ARTIST or GROUP INFORMATION

Artist or Group Name: Lazy Does It

Artist/Group Leader: Len Yaeger

Daytime Phone: 612-331-8530

Cell Phone: _____

Email Address: yaege033@umn.edu

Website Address (if applicable): http://omelet.typepad.com/lazy_does_it

Chairs Needed: _____

PAYMENT INFORMATION

Performance Fee: \$400.00

Name & Address of Individual or Group for Payment of Fee: Len Yaeger
107 Orlin Ave SE
Minneapolis, MN 55414

PERFORMANCE PROVISIONS

- 1) The Artist or Group is considered an independent contractor and is responsible for all appropriate insurance, income taxes, and the licensed use of any or all copyright music performed.
- 2) The Artist or Group understands the City does not hold a public performance license, thus the artist agrees not to play music registered with ASCAP, BMI, SESAC, or any other licensing entity.
- 3) The Artist or Group will supply their own sound system and the following items as needed: music stands, stage etc.
- 4) The City will provide chairs, electricity and an extension cord.
- 5) Cancellation/Inclement Weather Policy:
 - If the performance is cancelled by the City before Noon the day of the performance, the City will pay 50% of the agreed performance fee as compensation.
 - If the performance is cancelled by the City after Noon the day of the performance, the City will pay 100% of the agreed performance fee as compensation.
- 6) Sale of promotional merchandise is allowed at the concert site.
- 7) Payment Information: The City will make every effort to present payment to the Artist or Group the day of the performance, but may mail payment within 2 weeks after performance date.
- 8) Indemnification: The Artist or Group agrees to defend and indemnify the City, and its employees, officials, volunteers and agents from and against all claims, actions, damages, losses and expenses arising out of the Artist or Group's performance or failure to perform its duties under this Agreement.

Signature of Artist/Group Leader: _____ Date: _____

_____	_____	_____	_____
Mayor	Date	City Administrator	Date

**LAUDERDALE COUNCIL
ACTION FORM**

ACTION REQUESTED

Consent X
Public Hearing
Discussion
Action
Resolution
Work session

Meeting Date: June 13, 2017

ITEM NUMBER Step Increases

STAFF INITIAL AB

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

Gordy began working for the City on June 11, 2015; therefore, he moves to Step 4 of the pay scale on June 11, 2017.

Miles began working for the City on June 15, 2016; therefore, he moves to Step 3 of the pay scale on June 15, 2017.

A copy of the 2017 pay scale is attached.

OPTIONS:

STAFF RECOMMENDATION:

By approving the consent agenda, the City Council acknowledges the step increases.

COUNCIL ACTION:

2017 Wage Schedule 3% increase (FT based on 2,080 hours)

JOB TITLE	STEP 5	STEP 4	STEP 3	STEP 2	STEP 1
Maintenance Worker	\$ 59,867.45	\$ 56,889.99	\$ 53,867.07	\$ 50,912.34	\$ 47,862.72
(FT)	\$ 4,988.95	\$ 4,740.83	\$ 4,488.92	\$ 4,242.69	\$ 3,988.56
	\$ 28.78	\$ 27.35	\$ 25.90	\$ 24.48	\$ 23.01
Public Works Coordinator	\$ 67,777.05	\$ 64,390.47	\$ 60,981.16	\$ 55,917.07	\$ 54,208.00
(FT)	\$ 5,648.09	\$ 5,365.87	\$ 5,081.76	\$ 4,659.76	\$ 4,517.33
	\$ 32.59	\$ 30.96	\$ 29.32	\$ 26.88	\$ 26.06
Deputy Clerk	\$ 59,867.45	\$ 56,889.99	\$ 53,867.07	\$ 50,912.34	\$ 47,866.69
(FT)	\$ 4,988.95	\$ 4,740.83	\$ 4,488.92	\$ 4,242.69	\$ 3,988.89
	\$ 28.78	\$ 27.35	\$ 25.90	\$ 24.48	\$ 23.01
Asst to the City Administrator	\$ 65,640.55	\$ 62,344.88	\$ 59,071.95	\$ 55,776.28	\$ 52,503.35
(FT - Exempt)	\$ 5,470.05	\$ 5,195.41	\$ 4,922.66	\$ 4,648.02	\$ 4,375.28
	\$ 31.56	\$ 29.97	\$ 28.40	\$ 26.82	\$ 25.24
City Administrator	\$ 97,904.51	\$ 93,009.29	\$ 88,114.06	\$ 83,218.84	\$ 78,323.61
(FT - Exempt)	\$ 8,158.71	\$ 7,750.77	\$ 7,342.84	\$ 6,934.90	\$ 6,526.97
	\$ 47.07	\$ 44.72	\$ 42.36	\$ 40.01	\$ 37.66

**LAUDERDALE COUNCIL
ACTION FORM**

Action Requested

Consent X
Public Hearing
Discussion
Action
Resolution
Work Session

Meeting Date June 13, 2017

ITEM NUMBER City Park Application

STAFF INITIAL MC

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

The City received an application for use of the Community Park on Saturday, August 12 from 1:00 pm to 5:00 pm. Since the group is larger than 50 people, per city ordinance, council approval is required. Karen Doherty, Lauderdale resident, plans to hold a get-together. The application is attached for your review.

OPTIONS:

- A) Approve the request to use the park.
- B) Approve the request with conditions.

STAFF RECOMMENDATION:

By approving the Consent Agenda, the Council approves of the August 12 park use by Karen Doherty.

COUNCIL ACTION:

City of Lauderdale

1891 Walnut Street • Lauderdale • Minnesota 55113
Phone: (651) 792-7650 Fax: (651) 631-2066

RESIDENT APPLICATION FOR USE OF COMMUNITY PARK

APPLICANT INFORMATION:

Name: Karen Doherty Address: 1926 Malvern Street
City: Lauderdale State: MN Zip: 55113 Telephone No.: 651-295-8585
Name of Organization (if applicable): _____

PARK USE INFORMATION:

Date of Picnic Shelter Use: August 12 Hours Used: 1-5

* Number attending: 75 * Note: Groups of 50 or more must receive council approval

Other park facilities may be reserved (circle all that apply):

Ball Field / East or West Tennis Court / East or West Basketball Court Hours Used: 1-5
Volleyball Court / Paved Hockey Rink (Summer) / Ice Skating Rink (Winter) Hours Used: 1-5

(Winter Skating Rinks can only be reserved from 9-10 p.m. when open skating ends at 9 p.m.)

BY SIGNING THIS APPLICATION, THE APPLICANT AGREES TO THE FOLLOWING:

- The applicant will clean up the area after the event has occurred. Please bring your own garbage bags and take garbage with you when you go.
- The park facilities may not be used for advertisement of products, goods, or services, or for personal profit.
- The proposed event may not unreasonably interfere with the general public use of the park, or with the safe and orderly movement of traffic on streets surrounding the park.
- The applicant is aware of a parking lot on Roselawn Avenue which includes spaces for people with disabilities.
- The applicant understands that the park opens at 8 a.m. and closes at 10 p.m.
- The applicant can consume 3.2% and intoxicating liquor which they bring to park and keep possession of.
- The applicant agrees to carry a copy of the approved application form with them as proof of reservation.
- If the applicant experiences problems with the facilities, the applicant shall contact City Hall during office hours, or Ramsey County Dispatch after hours at 651-767-0640.
- The applicant understands that the renter/users of Lauderdale park facilities at all times indemnify, defend, and hold harmless the City of Lauderdale, Minnesota, its officers, employees, and contractors from and against any and all claims, damages, losses, and expenses of whatever nature, including attorney fees, in any manner connected with, related to, or as a result of any actions or inaction associated with the usage of rental of Lauderdale facilities. Furthermore, renter/users may be required to provide a certificate of insurance naming the City as an additional insured.

[Signature]
Applicant's Signature

Karen Doherty
Applicant's Printed Name

6/8/2017
Date

FOR OFFICE USE ONLY:

Date Application Received: 6/8/17 Approved By: _____
Fees Received: _____ Check #: _____ Receipt #: _____ Damage Deposit Check #: _____
Temporary Non-Intoxicating Liquor License Granted? _____ If so, date Council granted: _____

**LAUDERDALE COUNCIL
ACTION FORM**

Action Requested

Consent _____
Public Hearing _____
Discussion _____
Action _____
Resolution _____
Work Session _____

Meeting Date June 13, 2017
ITEM NUMBER Annual Fire Dept. Report
STAFF INITIAL AB
APPROVED BY ADMINISTRATOR _____

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

The Annual Fire Department Report is included with your materials. Chief Hinrichs will be at the meeting to present.

OPTIONS:

STAFF RECOMMENDATION:



FALCON HEIGHTS

Of Minnesota Families, Fields and Fair



2016 ANNUAL REPORT



FROM THE FIRE CHIEF

I WOULD LIKE TO TAKE A MOMENT TO THANK THE FIREFIGHTERS AND THEIR FAMILIES FOR THEIR TIME AND DEDICATION TO PROVIDING EMERGENCY SERVICES THROUGHOUT THE PAST YEAR.

THE FALCON HEIGHTS FIRE DEPARTMENT IS A PAID-ON-CALL DEPARTMENT CONSISTING OF A FIRE CHIEF, AN ASSISTANT FIRE CHIEF, FOUR (4) CAPTAINS, TEN (10) FIREFIGHTERS, AND FOUR (4) PROBATIONARY FIREFIGHTERS. FALCON HEIGHTS FIRE DEPARTMENT RESPONDED TO ONE HUNDRED AND TWENTY (120) CALLS FOR SERVICE IN 2016.

IN 2016, THE MAIN FOCUS WAS FIREFIGHTER SAFETY THROUGH TRAINING ACTIVITIES AND EDUCATION IN ORDER TO PROVIDE THE BEST EMERGENCY SERVICES TO THE RESIDENTS, BUSINESSES, AND VISITORS OF BOTH THE CITY OF FALCON HEIGHTS AND THE CITY OF LAUDERDALE.

SINCERELY;

RICH HINRICHS, FIRE CHIEF





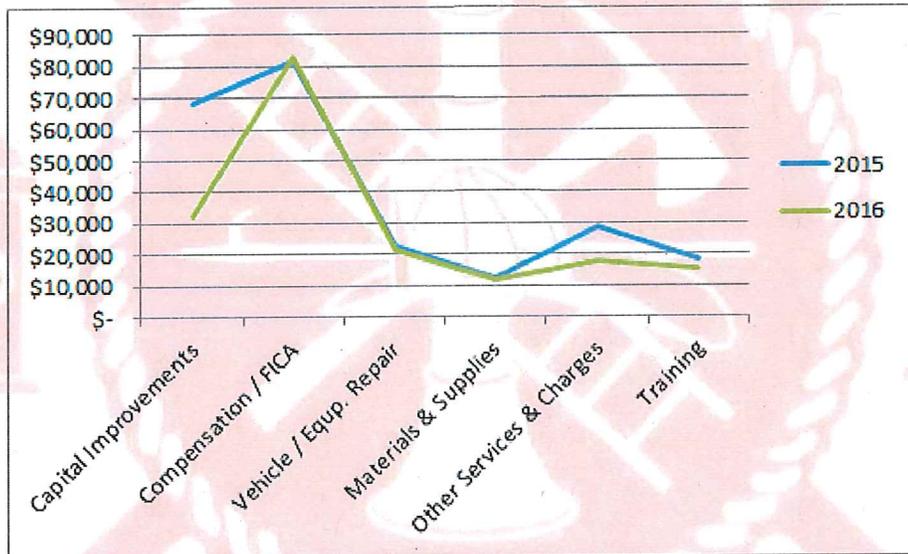
FALCON HEIGHTS

Of Minnesota Families, Fields and Fair

FIRE DEPARTMENT BUDGET

Budget Amount by Year

Category	2015		2016	
	Actual	Proposed	Actual	
Capital Improvements	\$ 68,500	\$ 34,180	\$ 32,269	
Compensation / FICA	\$ 81,850	\$ 80,280	\$ 82,772	
Vehicle / Equip. Repair	\$ 22,413	\$ 18,350	\$ 21,472	
Materials & Supplies	\$ 11,947	\$ 11,200	\$ 11,889	
Other Services & Charges	\$ 28,426	\$ 22,680	\$ 17,769	
Training	\$ 18,000	\$ 18,000	\$ 15,336	



- 2016 OPERATIONS BUDGET AMOUNT WAS \$ 150,510.00, WITH A SURPLUS OF 0.84%.
- 2016 CAPITAL IMPROVEMENT BUDGET AMOUNT WAS \$ 34,180.00, WITH A SURPLUS OF 5.59%.
- 2016 REVENUE FROM THE CITY OF LAUDERDALE WAS \$ 28,592.83.
- 2016 ACCIDENT CLEANUP REVENUE WAS \$ 4,585.00.
- 2016 REIMBURSEMENT FROM THE MINNESOTA BOARD OF FIREFIGHTER TRAINING AND EDUCATION (MBFTE) WAS \$3,600.00 (MAXIMUM ALLOTMENT).
- 2016 STATE RELIEF ASSOCIATION PENSION CONTRIBUTION WAS \$ 60,765.79.
- 2016 CITY PENSION CONTRIBUTION WAS \$ 0.00.





FALCON HEIGHTS

of Minnesota Families, Fields and Fair

APPARATUS / EQUIPMENT



ENGINE 752
2001 FREIGHTLINER

1250 GPM WATEROUS PUMP
500 GALLON WATER TANK
25 GALLON FOAM TANK
FOAM PRO SYSTEM
HYDRAULIC LADDER RACK
12,000 LB WINCH
5500 WATT GAS GENERATOR



ENGINE 753
2005 STERLING

1500 GPM WATEROUS PUMP
500 GALLON WATER TANK
20 GALLON FOAM TANK
FOAM PRO SYSTEM
HYDRAULIC LADDER RACK
5500 WATT HYDRAULIC GENERATOR



LADDER 757
2014 PIERCE

1500 GPM WATEROUS PUMP
300 GALLON WATER TANK
20 GALLON FOAM TANK
FOAM PRO SYSTEM
100 FT AERIAL W/ 1000 GPM NOZZLE
6000 WATT HYDRAULIC GENERATOR



UTILITY 755
1998 CHEVROLET 3500

CREW CAB
LONG BOX
4 X 4 DRIVE TRAIN
10,000 LB WINCH

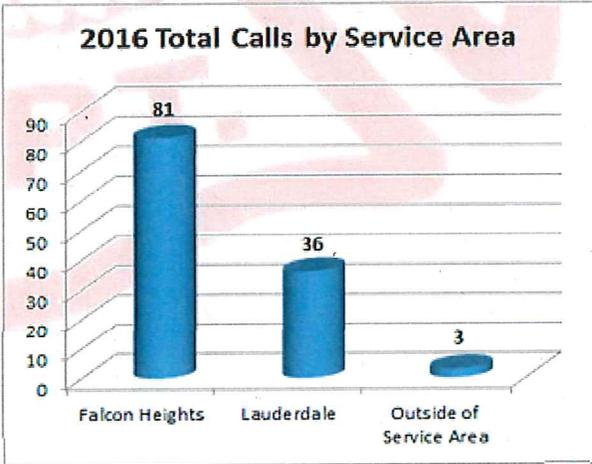
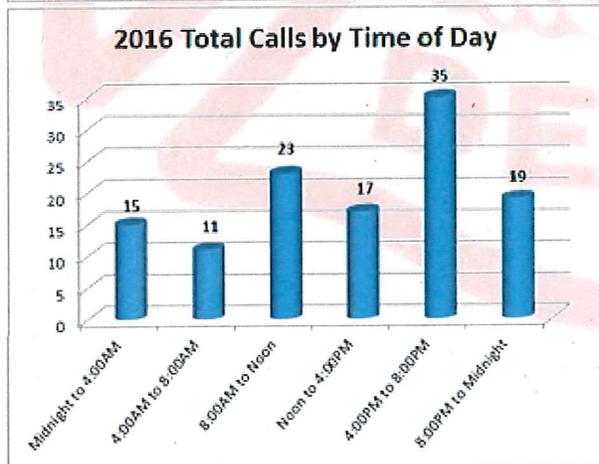
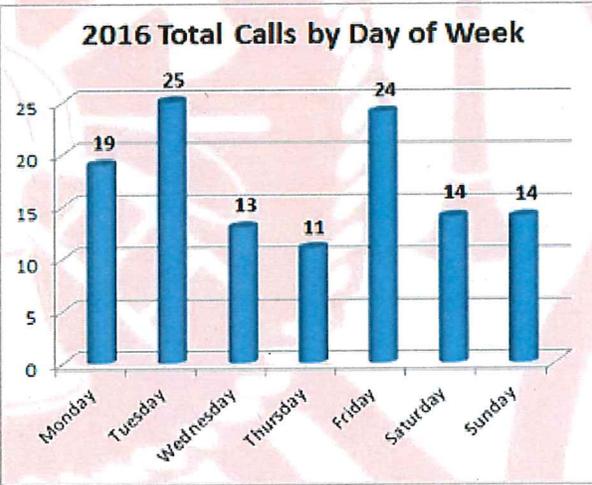
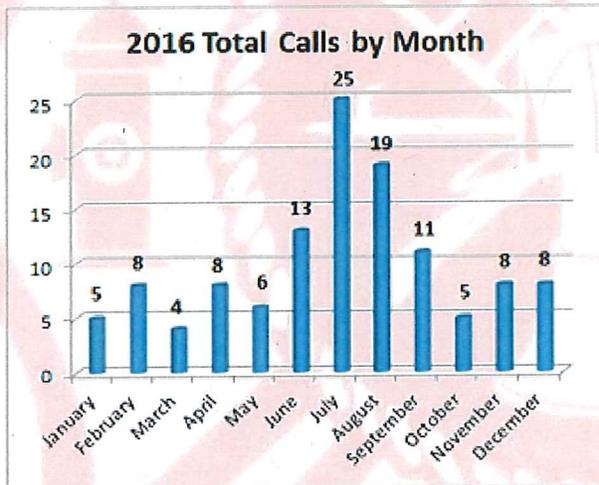




FALCON HEIGHTS

Of Minnesota Families, Fields and Fair

SUMMARY OF CALLS FOR SERVICE





SUMMARY OF CALLS FOR SERVICE

2016 Service Calls by Type

Call Category	Total
Motor Vehicle Collisions / Clean-up	24
Fire / C.O. Alarm Sounding	23
Utility Lines / Equipment Malfunctions	14
Dispatched / Canceled En Route	13
C.O. / Gas Hazardous Condition	11
Structure / Cooking Fire	9
General Service Call	6

Call Category	Total
Stand-by / Assist Law Enforcement	6
Good Intent Call	4
Rubbish / Dumpster Fire	3
North Suburban Haz-Mat, Out of City	3
Assist EMS Personnel	2
Elevator Rescue	2
Totals:	120

- FIRST ARRIVING FIRE PERSONNEL'S AVERAGE RESPONSE TIME FOR 2016 WAS 6 MINUTES (COMBINED EMERGENCY AND NON-EMERGENCY CALLS).
- IN 2016, THE BUSIEST DAY OF THE WEEK FOR CALLS FOR SERVICE WAS TUESDAY WITH 20% (24 OF 120) OF THE RECORDED CALLS AND THE MONTH OF JULY WAS THE BUSIEST MONTH WITH 20.8% (25 OF 120) OF THE RECORDED CALLS.
- IN 2016, THE FIRE DEPARTMENT RESPONDED TO EIGHTY-ONE (81) CALLS IN FALCON HEIGHTS AND THIRTY-SIX (36) CALLS IN LAUDERDALE.
- SIX (6) MEMBERS OF THE FIRE DEPARTMENT ARE MEMBERS OF THE NORTH SUBURBAN HAZ-MAT TEAM, WHICH RESPONDED TO THREE (3) CALL OUTS IN 2016.
 - JANUARY 2016 – CHEMICAL SPILL – NEW BRIGHTON
 - AUGUST 2016 – CHEMICAL HAZARD – NEW BRIGHTON
 - OCTOBER 2016 – CHEMICAL SPILL – NEW BRIGHTON



NOTE-WORTHY CALLS FOR SERVICE

- **FIRE ALARM SOUNDING – SMOKE IN THE HALLWAY.**

FIRE CREWS ARRIVED TO FIND OCCUPANTS OF A SENIOR LIVING FACILITY IN THE LOBBY STATING EVERYTHING WAS FINE, "A FALSE ALARM". UPON FURTHER INVESTIGATION CREWS FOUND SMOKE IN A HALLWAY AND AN ACTIVATED DETECTOR HEAD OUTSIDE OF A RESIDENT'S DOOR. ALSO, SIGNIFICANT SMOKE CONDITIONS IN THE UNIT OCCUPIED BY AN ELDERLY COUPLE UNAWARE OF THE SMOKE OR THE PAN BURNING ON THEIR STOVE TOP.

- **WEATHER RELATED CALLS FOR SERVICE.**

THE EVENING OF JULY 5, 2016 BETWEEN THE HOURS OF 7:00PM AND 9:00PM WAS BY FAR THE BUSIEST WITH SEVERAL DISPATCH-INITIATED CALLS AND SEVERAL SELF-INITIATED CALLS FOR DOWNED UTILITY LINES AND DOWNED TREES CAUSED BY A SUMMER STORM WHICH BLEW THROUGH OUR SERVICE AREA.



- **SPRINKLER ACTIVATION – WATER FLOW ALARM.**

A BROKEN SPRINKLER PIPE INSIDE A CLOSET OF A THIRD FLOOR APARTMENT IN LAUDERDALE CAUSING WATER FLOW THROUGHOUT THE RESIDENT'S UNIT AND THE ADJACENT HALLWAYS RESULTING IN FIRE PERSONNEL PUMPING WATER OUT OF THE INCIDENT AREA.

- **MOTOR VEHICLE COLLISION.**

RESPONSE TO A MULTI-VEHICLE COLLISION AT THE INTERSECTION OF FAIRVIEW AND ROSELAWN AVES, THIS WAS A MULTI-JURISDICTIONAL SCENE IN WHICH WE WERE WORKING WITH SEVERAL OTHER DEPARTMENTS: SAINT ANTHONY POLICE, SAINT PAUL FIRE, ROSEVILLE FIRE, ROSEVILLE POLICE, ALLINA EMS, STATE PATROL, AND MINNESOTA STATE FAIR POLICE.



TRAINING EXERCISES

AVERAGE HOURS OF TRAINING PER YEAR

THE MEMBERS OF THE FALCON HEIGHTS FIRE DEPARTMENT PARTICIPATED IN OVER 1600 HOURS OF DOCUMENTED IN-HOUSE TRAINING IN 2016. THE FIRE DEPARTMENT OFFERED 87 TRAINING DRILLS AVERAGING 7 PER MONTH. IN ADDITION, ARE OVER 600+ HOURS OF OFF-SITE TRAINING EXERCISES SUCH AS N.S.H.T (NORTH SUBURBAN HAZ-MAT TEAM) TRAINING, OUT OF STATE F.E.M.A. TRAINING, WEEKEND STATE FIRE SCHOOLS FOR CONTINUING EDUCATION COURSES, ALONG WITH TRAINING FOR NEW FIREFIGHTERS WHICH INCLUDES FIREFIGHTER I/II, HAZARDOUS MATERIALS, FIRST RESPONDER (FR) OR EMERGENCY MEDICAL TECHNICIAN (EMT).



TRAINING IS THE BACKBONE OF OUR ORGANIZATION, IS / HAS BEEN THE MAIN FOCUS OF THE DEPARTMENT OVER THE LAST SEVERAL YEARS. WE NEED TO BE PREPARED FOR ALL SORTS OF INCIDENT TYPES, SOME COMMON AND SOME UNEXPECTED ENCOUNTERS WHILE IN THE FIELD ON CALLS. PREPARE FOR THE WORST AND EXPECT THE BEST OUTCOMES WHETHER IT'S A STANDARD EVERYDAY CALL OR A LOW FREQUENCY HIGH RISK EVENT. REMEMBER OUR STAFF IS MADE UP OF PEOPLE WHO DO FIREFIGHTING NOT AS AN EVERYDAY PROFESSION BUT MUST BE JUST AS COMPETENT AND HIGHLY TRAINED.

FALCON HEIGHTS FIRE DEPARTMENT PERSONNEL AVERAGE FOUR TIMES MORE TRAINING PER FIREFIGHTER THAN THE OSHA MINIMUM REQUIREMENT OF 24 HOURS OF TRAINING ANNUALLY.

DRILLS (87)

PROFICIENCY WITH THE VAST RANGE OF TOOLS AND EQUIPMENT ALONG WITH FAST PACED DECISION MAKING PREPARE US FOR RESPONDING TO ANY TYPE OF UNKNOWN INCIDENT AT ANY TIME. WHAT WE FIND UPON OUR ARRIVAL IS NOT ALWAYS WHAT WE WERE DISPATCHED TO. BELOW ARE EXAMPLES OF WHAT WE MAY NEED TO BE PREPARED TO FACE AT ANY GIVEN TIME.





FALCON HEIGHTS

of Minnesota Families, Fields and Fair

TRAINING EXERCISES



VEHICLE FIRES



**LIVE BURN /
FIRE BEHAVIOR**



FORCIBLE ENTRY



**SOLAR PANEL
EDUCATION**



HYBRID/CNG VEHICLES



**VEHICLE
STABILIZATION**



FIREFIGHTER RESCUE



AERIAL OPERATIONS



**BASIC ANIMAL
RESCUE TRAINING**



**FIRST RESPONDER /
EMT
MEDICAL TRAINING**



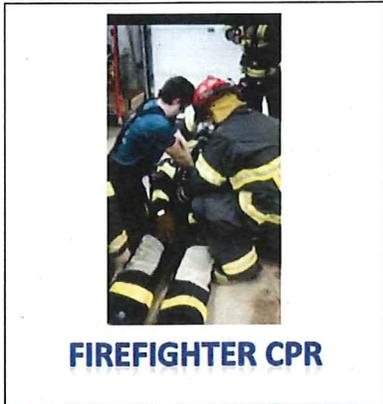
**NATURAL GAS
EMERGENCIES**



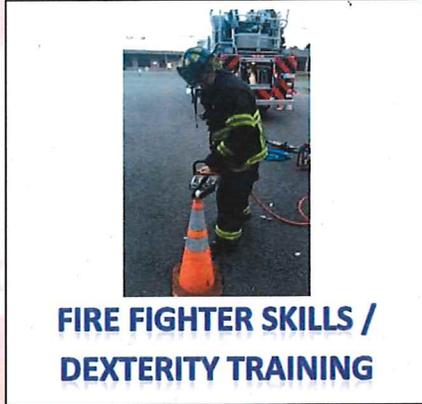
SCBA CONFIDENCE



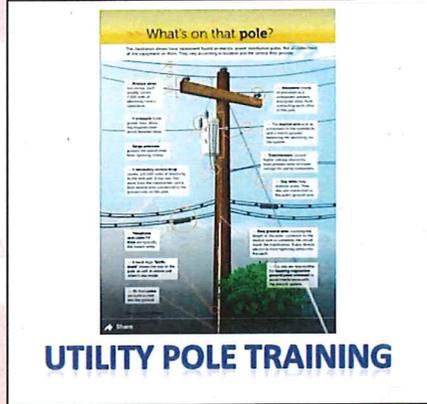
TRAINING EXERCISES



FIREFIGHTER CPR



**FIRE FIGHTER SKILLS /
DEXTERITY TRAINING**



UTILITY POLE TRAINING

**As a firefighter,
are you aware of ALL the hazards of your job?**

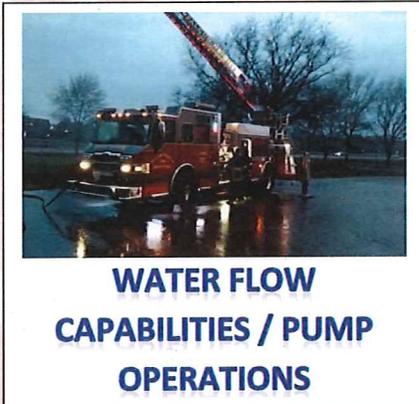
Firefighters are more likely to develop certain types of cancer.

Increased Risk of...

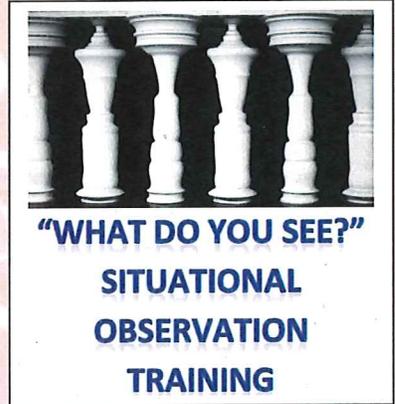
Testicular Cancer	102%
Multiple Myeloma	53%
Non-Hodgkin Lymphoma	51%
Skin Cancer	39%
Brain Cancer	32%
Prostate Cancer	28%
Stomach Cancer	22%
Colon Cancer	21%

Ask your local PFA Representative about the Cancer Protection Plan. It should never be signed with consent after a period of time, and it should be renewed every year.

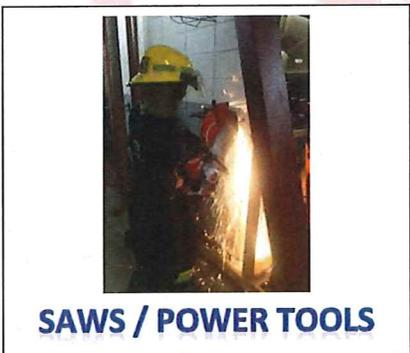
CANCER AWARENESS



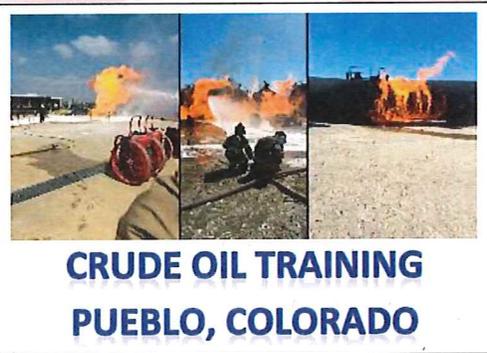
**WATER FLOW
CAPABILITIES / PUMP
OPERATIONS**



**"WHAT DO YOU SEE?"
SITUATIONAL
OBSERVATION
TRAINING**



SAWS / POWER TOOLS



**CRUDE OIL TRAINING
PUEBLO, COLORADO**



**HAZARD ZONE
COMMAND TACTICS**

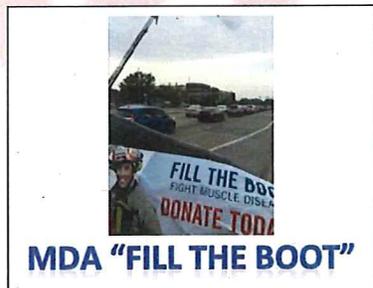
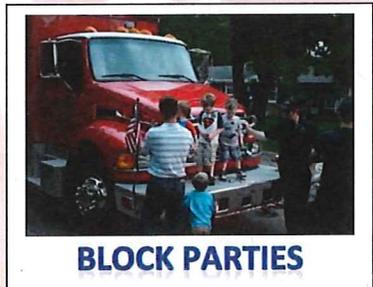
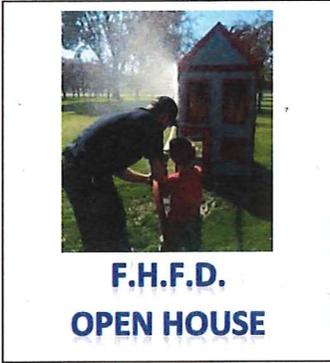
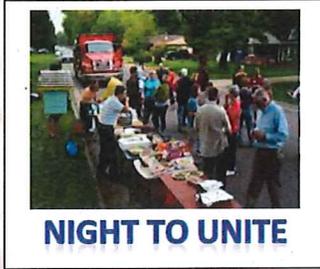




FALCON HEIGHTS

Of Minnesota Families, Fields and Fair

NOTABLE EVENTS



AND OTHER EVENTS:

CITY COUNCIL TOUR, 1ST AID CLASS, WALK/RUN MEDICAL STANDBY...

PRESENTATION PREPARED BY SCOTT TESCH





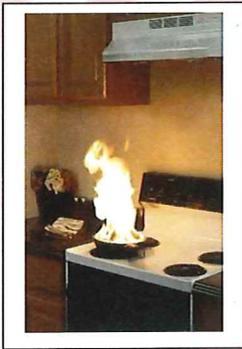
FALCON HEIGHTS

Of Minnesota Families, Fields and Fair

NOTABLE EVENTS

• FIRE SAFETY FOR SENIOR CITIZENS PROGRAM.

THE FALCON HEIGHTS FIRE DEPARTMENT CONDUCTED AN INFORMATIONAL PRESENTATION REGARDING FIRE SAFETY FOR SENIOR CITIZENS FOR THE RESIDENTS OF 1666 COFFMAN ST. THE PRESENTATION WAS WELL RECEIVED AND PROVIDED THE RESIDENTS WITH INFORMATION ON THE DO (S) AND DON'T (S) OF FIRE SAFETY. MANAGEMENT PURCHASED AND INSTALLED "FIRESTOP" DEVICES FOR THEIR RESIDENTS AS A RESULT OF OUR PRESENTATION.



TALE OF TWO KITCHEN FIRES:

A recent StoveTop FireStop extinguisher save graphically demonstrates the value of these life- and property saving devices.

The picture to the right shows the results of a home protected by the FireStops: a light cleanup, \$100 in damage, a multi-unit apartment saved from further damage, and all occupants safely living in their homes within the hour.



The picture to the left shows the all-too-familiar site greeting firefighters and homeowners when a kitchen fire goes uncontained: kitchen gutted, smoke damage throughout the home, precious mementos and memories destroyed, a family left homeless or living with relatives, and tens of thousands of dollars of damage.

STOVESTOP FIRESTOP THE ORIGINAL
AUTOMATIC COOKTOP FIRE SUPPRESSION

STOVESTOP FIRESTOP RANGEHOOD*

Cooking fires are the leading cause of residential structure fires and of those fires, the majority are from uncontained cooking. Recommended by the NFPA, the Marshall Fire Department, and the governing agencies in Illinois, Ohio and Canada, StoveTop FireStop provides 24/7 automatic fire suppression for major residential fires.

StoveTop FireStop Rangehood is designed to protect a cooking unit with a traditional vent hood. Activated only by direct, sustained contact with a flame, it delivers the extinguishing powder automatically to both the front and back burners, sealing the incident with a "fire" sound.

StoveTop FireStop adds the potential for potential injury, property damage, and lost revenue that can occur with a cooking fire.

QUICK, SIMPLE INSTALLATION

StoveTop FireStop Rangehood attaches with a magnet to the underside of the vent hood. To install:

1. Pusher wasp (under) at the midpoint between the center of the front and back burners at each side.
2. Lift canister straight up and attach.
3. Repeat steps 1-2 for the second canister on the other side of the stove.

W StoveTopFireStop.com

• EMERGENCY MANAGEMENT.

STAGES OF EMERGENCY MANAGEMENT:



EVENTS OF 2016 WAS A PRIME EXAMPLE OF WHY EMERGENCY MANAGEMENT IS AN IMPORTANT FUNCTION WITHIN THE CITY, ALSO HIGHLIGHTS THE IMPORTANCE OF CRITICAL RELATIONSHIPS WITHIN THE BROADER EMERGENCY MANAGEMENT COMMUNITY.

THIS YEAR WAS TRULY THE FIRST EMERGENCY MANAGEMENT USAGE IN OUR COMMUNITY SINCE THE INCEPTION OF THE PROGRAM IN EARLY 2002.

THE FIRE DEPARTMENT CURRENTLY HAS TWO (2) CERTIFIED EMERGENCY MANAGERS.



UPDATES/ACCOMPLISHMENTS

- THIRD ANNUAL CHILI COOK-OFF / OCTOBER TOUCH-A-TRUCK OPEN HOUSE EVENT.**
 THE FALCON HEIGHTS FIRE DEPARTMENT HELD THE THIRD ANNUAL CHILI COOK-OFF DURING THE TOUCH-A-TRUCK OPEN HOUSE. FALCON HEIGHTS RESIDENT CARRIE HAMMER WAS PRESENTED WITH THE TRAVELING “GOLDEN EXTINGUISHER” TROPHY FOR HER BACK TO BACK WIN.
- INSTALLATION OF COMPUTER AIDED DISPATCH EQUIPMENT.**
 INSTALLATION OF CAD (COMPUTER AIDED DISPATCHING) EQUIPMENT IN ENGINE 753 AND LADDER 757. THESE TABLET DEVICES WERE NECESSARY ADDITIONS TO OUR APPARATUS’ IN ORDER TO STREAMLINE THE COMMUNICATION PROCESS BETWEEN FALCON HEIGHTS FIRE AND RAMSEY COUNTY DISPATCH.
- DETOXIFICATION UNIT.**
 PURCHASE OF A DETOXIFICATION UNIT TO PROVIDE A METHOD OF CLEANSING DEADLY CANCER CAUSING TOXIC CHEMICALS FROM THE SKIN ABSORBED DURING FIRE SUPPRESSION OPERATIONS. DETOXIFICATION IS A PROVEN METHOD AGAINST THESE HEALTH RISKS, AND ONE UNTREATED EXPOSURE MAY BECOME DEADLY.
- FIRE DEPARTMENT SOCIAL MEDIA**
 PUBLISHING CONTENT FOR OUR RENEWED SOCIAL MEDIA SITE RELATED TO FIRE SAFETY, EMPLOYMENT OPPORTUNITIES AND COMMUNITY REMINDERS. LIKE US AND FOLLOW US ON OUR FACEBOOK PAGE. VISIT OUR PAGE FOR FIRE SAFETY EDUCATION INFORMATION AND DEPARTMENT UPDATES. [FALCON HEIGHTS FIRE DEPARTMENT FACEBOOK PAGE](#)
- MDA FUNDRAISING EVENT DURING “BACK TO THE 50’S” CAR SHOW.**
 FIRE DEPARTMENT MEMBERS PARTICIPATED IN THE MDA’S “FILL THE BOOT” CAMPAIGN DURING THE ANNUAL “BACK TO THE 50’S” CAR SHOW HELD AT THE MINNESOTA STATE FAIR GROUNDS. DURING THE EIGHT (8) HOURS OUR FIREFIGHTERS COLLECTED \$5,377.87 FOR THE MUSCULAR DYSTROPHY ASSOCIATION (MDA).
- FIRE DEPARTMENT UNIFORMS.**
 FIRE DEPARTMENT MEMBERS WERE OUTFITTED WITH NEW UNIFORMS, INCLUDING BOOTS, PANTS, BELTS, POLO-STYLE SHIRTS, AND WINTER OUTERWEAR. THIS IS THE FIRST DEPARTMENT WIDE UNIFORM PURCHASE SINCE 2000.



WHAT'S AHEAD FOR 2017?

- RAMSEY COUNTY EMERGENCY MANAGEMENT / HOMELAND SECURITY EQUIPMENT GRANT.
- IN 2017, THE FIRE DEPARTMENT WILL BE PARTICIPATING IN AND PROMOTING THE AMERICAN RED CROSS HOME SAFETY PROGRAM.
- CONTINUATION OF FIREFIGHTER HEALTH AND WELLNESS PROGRAMS.
- BUILD AND IMPLEMENT IN-HOUSE TRAINING PROPS.
- IMPLEMENTATION OF PROFICIENCY STANDARDS AND TRAINING.
- STATION IMPROVEMENTS – CARPETING, PAINTING, RUBBER FLOORING FOR TRAINING ROOM.
- PRELIMINARY STEPS FOR REPLACING OUR AGING ENGINE 752.
- WASHER AND DRYER FOR CLOTHING / TOWELS.
- PREPLAN/FIRE INSPECTION INFORMATION ENTERED INTO IMAGETREND ON-LINE DATABASE.

2017 TRAINING

- SKILL COMPETENCY / PHYSICAL AGILITY
- LIVE FIRE TRAINING
- ADVANCED VEHICLE EXTRICATION.
- VEHICLE FIRES.
- VEIS (VENT, ENTER, ISOLATE, SEARCH).
- HOSELINE DEPLOYMENT PROFICIENCY / MANAGEMENT.
- FLASHOVER TRAILER.
- ENTANGLEMENT / SELF-RESCUE TRAILER.

• WHY FIREFIGHTER HEALTH, WELLNESS, AND TRAINING IS IMPORTANT!

- OUR PERSONAL PROTECTIVE GEAR ALONG WITH TOOLS AND EQUIPMENT ADD SIGNIFICANT WEIGHT WHICH INCREASES FIREFIGHTER FATIGUE.
- THE AVERAGE AGE OF A HEART ATTACK:
 - FOR AN AVERAGE PERSON IS 62 YEARS OLD.
 - FOR A PERSON IN THE FIRE SERVICE IS 49 YEARS OLD.



**LAUDERDALE COUNCIL
ACTION FORM**

Action Requested

Consent _____
Public Hearing _____ X
Discussion _____ X
Action _____ X
Resolution _____
Work Session _____

Meeting Date June 13, 2017

ITEM NUMBER 1821 Lake Variance

STAFF INITIAL Jim

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

See attached memo.

OPTIONS:

STAFF RECOMMENDATION:

MEMO

DATE: JUNE 13, 2017
TO: MAYOR AND COUNCIL
FROM: JIM BOWNIK
RE: VARIANCE APPLICATION FOR 1821 LAKE STREET

APPLICANT, PROPERTY OWNER, AND LOCATION

Robyn Earhart
1821 Lake Street
Lauderdale, MN 55113

PROPOSAL & VARIANCE REQUEST

The applicant is proposing to construct a fence along the rear property line. The required rear-yard setback for fences is 2 feet. Thus, the applicant is requesting a 2-foot variance to the rear-yard setback requirements.

POLICIES AND PROCEDURES FOR VARIANCE APPROVAL

In reviewing this variance request, the Council should consider the Zoning Ordinance requirements as well as relevant State Statutes. These requirements are outlined on the attached Variance Checklist.

Here is the general order of procedure.

- 1) Staff presentation.
 - Apply the Practical Difficulties Test
- 3) Public Hearing.
- 4) Approve or deny the variance, adding any conditions as necessary.

PRACTICAL DIFFICULTY TEST

The municipal variance standard requires the City to apply a three-factor test for "practical difficulties" consisting of (1) reasonableness, (2) uniqueness, and (3) essential character.

A variance should be granted if strict enforcement of the municipal variance standard as applied to a particular piece of property would cause the landowner a "practical difficulty." The landowner is generally entitled to the variance if and only if the applicant meets the statutory three-factor test for practical difficulty. If the applicant does not meet all three factors of the statutory test, then a variance should not be granted.

- 1) **The property in question cannot be put to a reasonable use if used under conditions allowed by the official controls:**

In general, one can conclude that "reasonable use" can be achieved without a variance. However, this property has a substantial grade change and landscaping that interferes

with the reasonable ability to meet the two-foot rear yard setback. The property owner does not want the fence cutting through the landscaped area and would like to avoid the need to redo the landscaping.

2) The plight of the landowner is due to circumstances unique to the property not created by the landowner:

The landscaping and grade change existed prior to the current property owner. A retaining wall exists along the rear property line, which holds back the earthen embankment of the alley. There is an immediate grade change behind the retaining wall where the elevation of the back yard drops a few feet.

3) The variance, if granted, will not alter the essential character of the locality:

Granting this variance request does not appear to impact the essential character of the neighborhood. The reason the two-foot setback for fences (and retaining walls) was established in 2009 is because dense development along alleyways leaves little room for snow storage when plowing the alleys.

ESTABLISHING THE FINDINGS OF FACT (Based on Answers to Questions on the Variance Checklist)

The applicant has described the proposed project and why a variance is requested in the attached letter and provided the following answers to the questions in the Variance Checklist:

A) How does the proposal put your property to use in a reasonable manner?

The applicant says they would like to enclose the rear yard with a fence for the safety and security of their cat and dog.

B) What are the unique circumstances to the property not created by the landowner?

The applicant has stated they would like a two-foot variance to place the fence along the rear property line verses redesigning and reconstructing the landscaping to comply with the setback regulation. They have already incurred the expense of locating property irons and there will be the expense of the fence. Thus, they would like to avoid additional expenses.

C) How will a variance, if granted, not alter the essential character of the locality?

The applicant has stated that constructing the fence two feet off the rear property line means the fence would cut through the yard due to the preexisting elevation change. But fence placement along the rear property line would not alter the essential character of the neighborhood.

D) How is granting of a variance in harmony with the purposes and intent of the Zoning Ordinance?

The applicant is aware of the ordinance regulating the location of structures and is requesting a variance to be in compliance.

E) How are the terms of a variance consistent with the Comprehensive Plan?

The applicant has stated that the variance request complies with the comprehensive plan by making their property attractive to future owners seeking moderately priced homes.

STAFF REVIEW

Staff does not have any further comments.

ENCLOSURES

A) Original variance application, site plan, pictures and variance checklist.

PUBLIC HEARING

Adjacent property owners received notice of tonight's public hearing.

CITY COUNCIL ACTION OPTIONS

- 1) Motion to approve the variance with conditions and direct staff to prepare a resolution of approval with findings of fact for the next meeting.
- 2) Motion to approve the variance without conditions and direct staff to prepare a resolution of approval with findings of fact for the next meeting.
- 3) Motion to deny the variance and direct staff to prepare a resolution of denial with findings of fact for the next meeting.
 - If the variance is denied, rationale for the denial must be stated in the motion.

LAND USE APPLICATION

Date: 5/10/17

Fee	Escrow	Type of Request	Description of Request
\$100	\$ 0	<input type="checkbox"/> Lot Consolidation/Division	_____
\$150	\$ 0	<input checked="" type="checkbox"/> Variance	_____
\$200	\$ 0	<input type="checkbox"/> Conditional Use	_____
\$500	\$1,000	<input type="checkbox"/> Zoning Amendment	_____
\$500	\$1,000	<input type="checkbox"/> Subdivision	_____
\$500	\$1,000	<input type="checkbox"/> PUD	_____

Applicant Information

Name: Robyn Earhart
 Address: 1821 Lake Street
 C, S, Z: Lauderdale, MN 55113
 Phone: 300-420-3116
 Email: Robyn.earhart@gmail.com
 Signature: Robyn Earhart

Owner Information (if different)

Name: _____
 Address: _____
 C, S, Z: _____
 Phone: _____
 Email: _____
 Signature: _____

By signing above, the applicant agrees to pay the application fee and deposit an escrow fee to cover the city's consultants' costs associated with reviewing the associated request. Prior to having the request considered by the city, the applicant must deposit an escrow fee in an amount that is estimated to cover the city's consultants' costs as determined by the city administrator. If the city's consultants' costs exceed the initial escrow deposited by the applicant, an additional escrow fee will be required to cover the additional costs. The city shall use the applicant's fees to cover the city's actual consultants' costs in reviewing the request regardless of the city's action on the applicant's request. If the applicant's escrow fees exceed the city's actual consultants' costs for reviewing the request, the remaining escrow fees shall be refunded to the applicant.

Review Timeline: All applications, other than concept plans, must be complete before being formally reviewed. Minnesota Statute provides 15 days to determine the application's completeness. Completeness depends on whether or not the checklist items are fulfilled.

Checklist: Please review the checklist for the type of application you are applying for.

For Office Use Only	PIN#: <u>17, 29, 23, 31, 0034</u>
Date of Complete Application: <u>5-25-17</u>	Amount Paid: <u>\$150.00</u> Receipt #: <u>13364</u>
Escrow Fee Paid: <u>—</u>	Receipt # <u>—</u> Date Escrow Returned: <u>—</u>
PC Recommendation: (approve/deny) <u>—</u>	Meeting Date: <u>—</u>
Public Hearing Date: <u>—</u>	CC Action: (approved/denied) Meeting Date: <u>—</u>
Conditions? <u>—</u>	



8511 Xylon Avenue North
 Brooklyn Park, MN 55445-1820
 Office: 763.425.5050

Fax: 763.425.9006
 www.tcfence.com
 MN License Number: BC060942

Crew

Wood Fence Worksheet

Date: 4-14-17
 Name: Josh Keller
 Address: 1821 Lake ST
 City: Lauderdale State: Mn Zip: 55113
 Home: () Cell: (612) 270-2984
 Work: () Email: _____
 Job Site: * Same *

Job: 1170235
 Gopher #: _____
 Hudson Page: 395 1A
 Cross Street: Spring ST
 County: Ramsey
 Salesperson: Dave Grimmelman

Type Fence

Western Red Cedar
Board over Board
Privacy
 Overall Length: 166'
 Overall Height: 6'
 Walk Gate: (2) 4' wide
 Double Gate: _____

Specification

- a. Fence to follow grade
- b. Fence to be level from highest grade
- c. Fence to be 1-3 inches above grade as an average
- d. Other _____

Work to be Performed by the Customer

- a. Lines clear of obstructions
- b. Line staked by customer
- c. Obtain permit
- d. Locate private utilities
- e. Customer to be on-site to layout with Install crew

Posts

- a. Size 4x4"
- b. Material cedar
- c. In concrete footings
 Other _____
- d. Post spacing 8' max
- e. Flat top
 Bevel top
 Other _____

Stringers

- a. Size 2x4"
- b. Material cedar
- c. Vertical position
- d. 2 Per bay

Boards

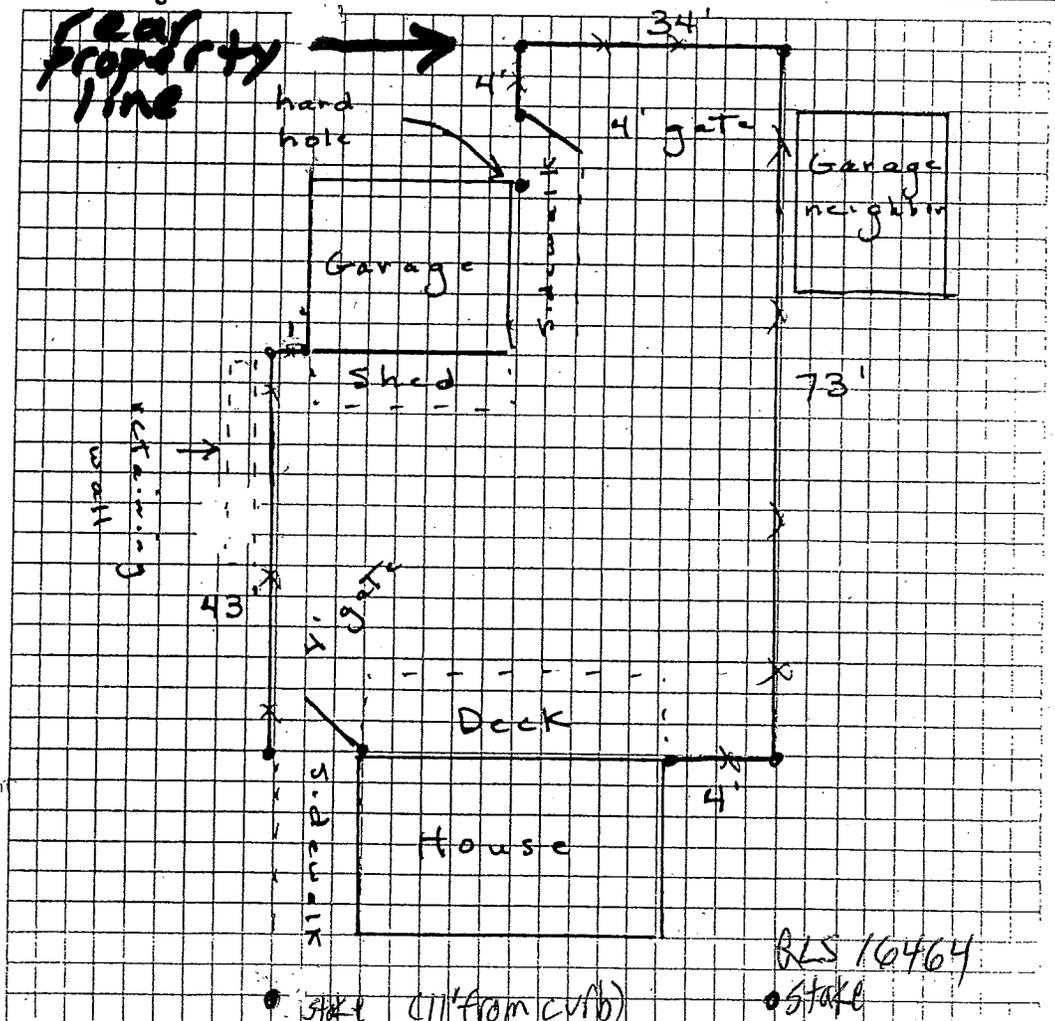
- a. Size 1x6"
- b. Material cedar
- c. Grade #1
- d. Alternate board
 Board over board
 Board next to board
 Picket
- e. Dog eared
 Flat topped
- f. 1" Overlap/picket space
- g. Aluminum nails
 Other _____

Diagram Key

- X Fence line to be erected
- O Terminal Post
- O/Walk Gate
- O/Double Gate
- X Tie ons (get permission)
- ▭ Buildings

Special Notes

One hardhole in concrete by garage. Build gate by house to width
Keeping posts just outside concrete walk



City of Lauderdale Variance Application

Robyn Earhart and Josh Keller, Property Owners at 1821 Lake Street

Proposed Project:

Our plan is to build a 6-foot wooden privacy fence in our backyard. Our fence would be on the property lines on the south side of our property with a gate opening connected on or around our garage. We would not have our fence on the property line on the north side. The fence would connect to our garage on the north side to a gated opening on the corner of our house.

Answers to Required Questions:

- A) The proposal allows us to put up a fence. The fence is essential to our family and property because it allows our dog to run untethered and safe in our yard. Our family has followed city requirements to have both our cat and dog registered and licensed with the city. A fenced yard allows our family a sense of peace and security that our dog can run free without the fear of danger to her or the community.
- B) We are requesting a variance to comply with city regulations that a fence placed on the property line be set back at least two feet from the alley right of way or property line.
- C) The variance, if granted, will allow us to build the fence on the property line, as required by the city. If we do not build the back wall of our fence on the property line, it would cut through our yard. It would negatively impact our already-existing landscaping and would diminish the amount of yard space for us to enjoy. We anticipate it could pose a challenge on selling our property to a respectable buyer in the future.
- D) A granting of the variance is in harmony with the city's zoning ordinance for several reasons, outlined to references in the policy:
 - 1. It follows compliance for Section 10-1-2: "The objective of this title is to regulate location, height, bulk, size of structures.....by establishing standards and procedures regulating such uses to help promote the public health, safety and general welfare of the city"; and
 - 2. It follows compliance for Section 10-1-5: "No structure shall be erected except in compliance with the provisions of the city's title after the issuance of all permits and certificated required by this title and other applicable ordinances of the city."
- E) The terms of the variance are compliant with the city's comprehensive plan. Our project will not alter city property, will not disrupt or disobey zoning regulations, storm management regulations, or disrupt public property. It will not alter the city's land use and would still allow the city to widen the alleyway or dig up the alleyway if needed. Our project will not alter any historical landmarks. The addition of a fenced yard will be more marketable to a prospective buyer, which the comprehensive plan states that Lauderdale is attractive to homebuyers seeking a moderately priced home.

CITY OF LAUDERDALE VARIANCE CHECKLIST

The following requirements must be met in order for your variance application to be considered complete:

1) Have a pre-application meeting with city staff before submitting a variance application. Please bring the completed application and all required documents to this meeting.

2) Submit the following:

A) Variance application and fee.

B) Site Plan:

- Drawn to scale.
- Delineating your property lines (by locating property stakes, submitting a Certificate of Survey, or other means).
- Showing lot lines, street names, locations and dimensions of all existing or proposed buildings, setback distances, parking areas, lot coverage percentage (as defined by structures covered by a roof) and any other pertinent site information.

3) Describe your proposed project and why you are requesting a variance.

4) Answer the following questions:

A) How does the proposal put your property to use in a reasonable manner?

B) What are the unique circumstances to the property not created by the landowner?

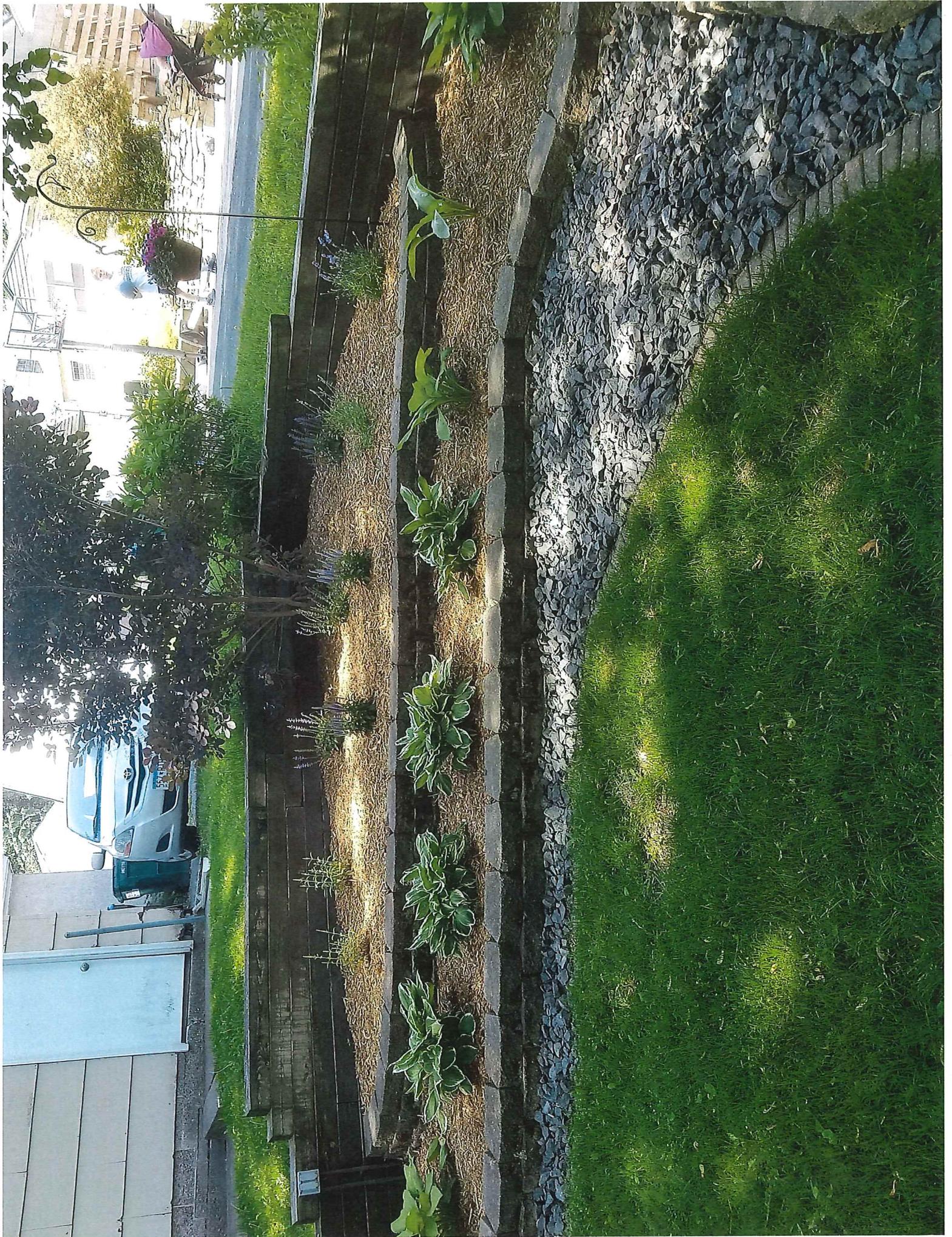
C) How will a variance, if granted, not alter the essential character of the locality?

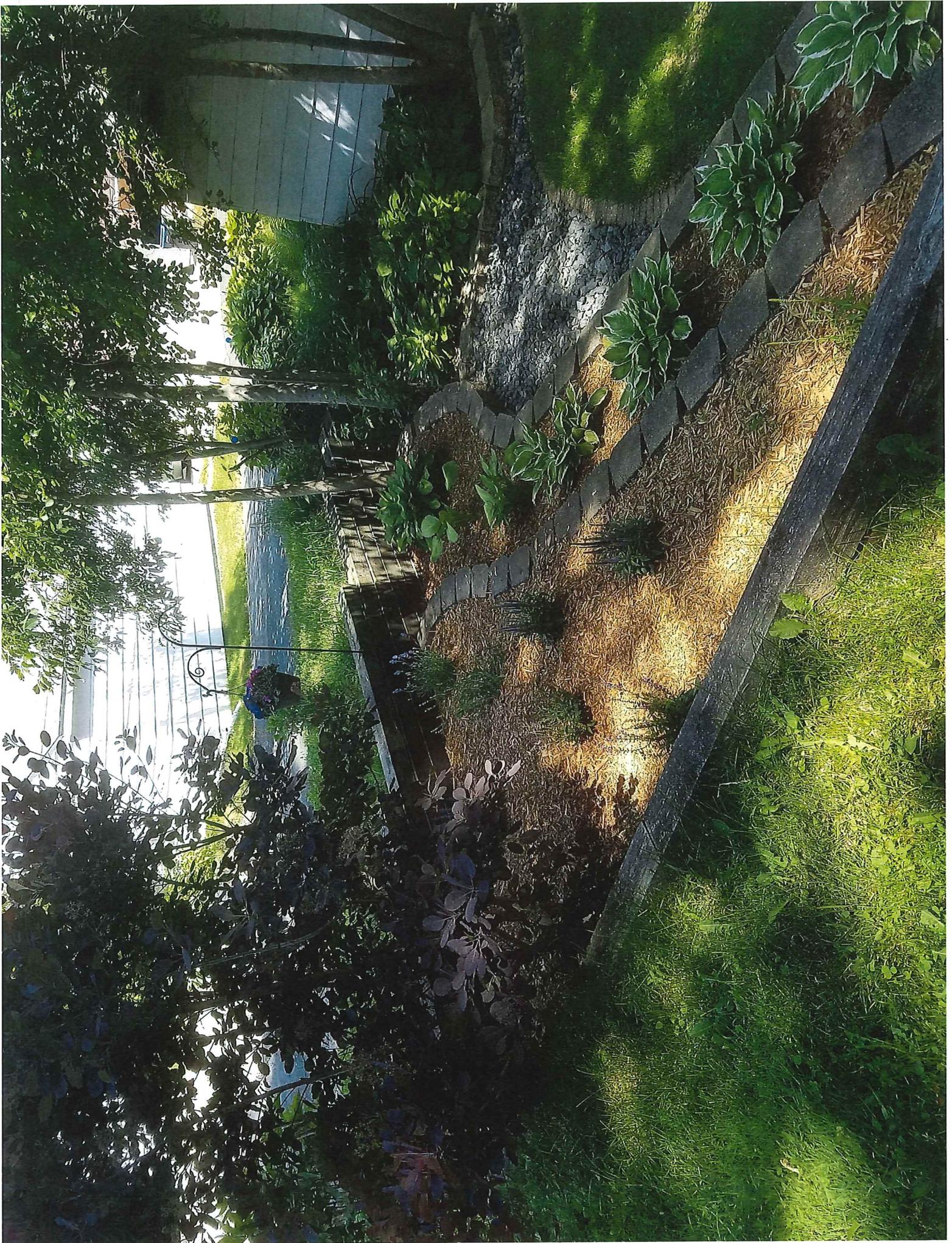
D) How is granting of a variance in harmony with the purposes and intent of the Zoning Ordinance (Lauderdale's Zoning Ordinance can be found online at www.ci.lauderdale.mn.us)?

E) How are the terms of a variance consistent with the Comprehensive Plan (Lauderdale's Comprehensive Plan can be found online at www.ci.lauderdale.mn.us)?

Information You Should Know

- The municipal variance standard requires the city to apply a three-factor test for "practical difficulties" consisting of (1) reasonableness, (2) uniqueness, and (3) essential character.
- Thus, the city is required to adopt findings based on the questions above.
- Conditions may be imposed on granting of variances if those conditions are directly related to and bear a rough proportionality to the impact created by the variance.







LAUDERDALE COUNCIL ACTION FORM

Action Requested

Consent _____
 Public Hearing _____
 Discussion X _____
 Action _____
 Resolution _____
 Work Session _____

Meeting Date June 13, 2017

ITEM NUMBER Dog Park Improvements

STAFF INITIAL AB

APPROVED BY ADMINISTRATOR _____

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

Staff, the city engineer, and a representatives from the Friends of the Lauderdale Dog Park have been exploring options to address the drainage issues in Community Park. The Park is the muddiest in spring with the snow and hockey rink melt and late autumn with the changing temperatures mixed with rain, sleet, and snow. The open space next to the dog park usually has standing water due to the clay soils as well.

Lots of options have been discussed since last fall. Input was sought from the watershed district. As this is predominantly a drainage project, and not a water quality project, this project isn't grant eligible. We looked at how to do it cost effectively and create something that could be relatively easily and affordably maintained.

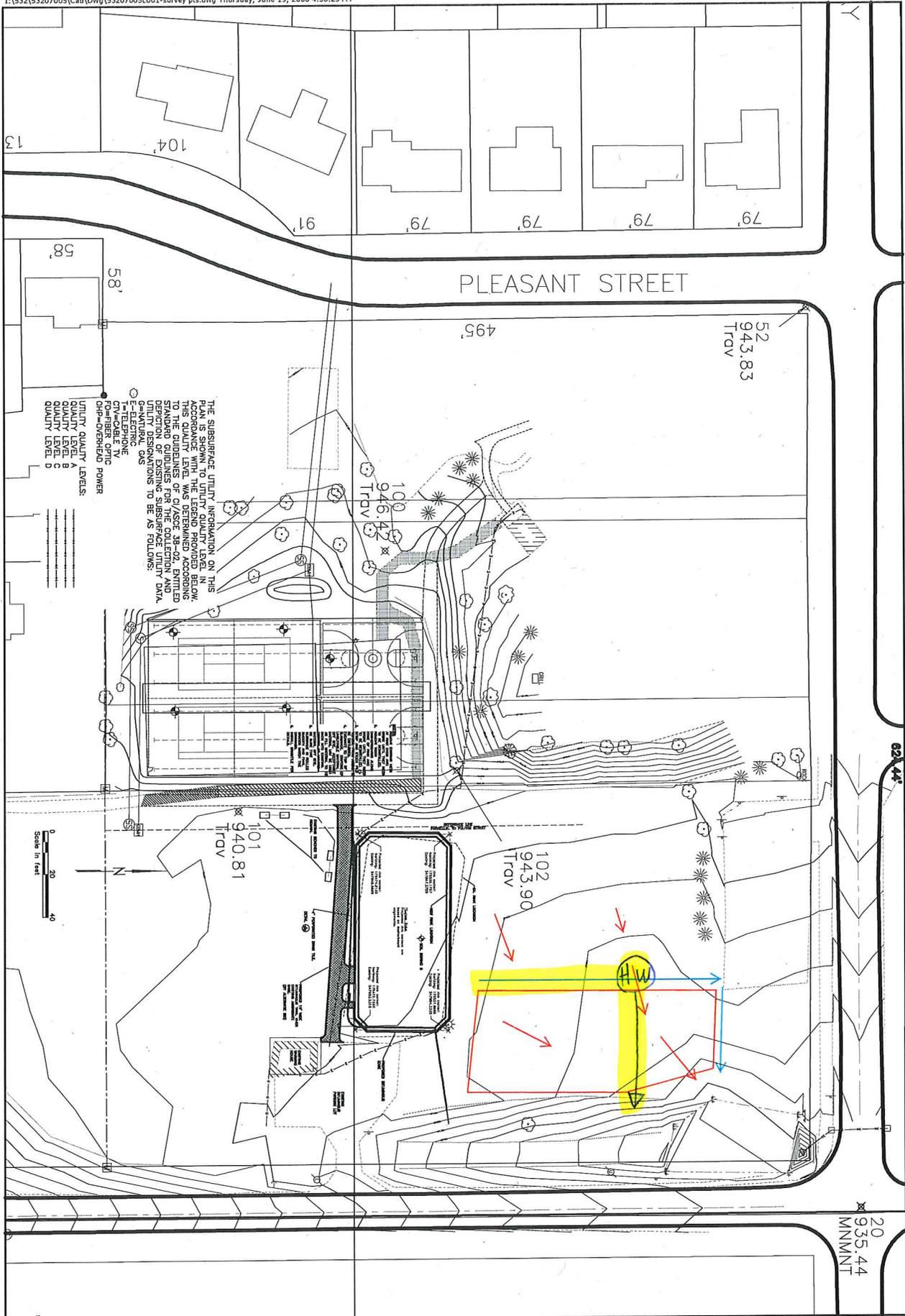
The preferred plan is to lay a drainage pipe along the exterior of the fence. This will collect the water coming from the park hill and the water that generally remains after rains due to the poor soils. The water would flow north to a catch basin and then follow a pipe that will be run through the dog park toward the drainage ditch. If this ends up being too expensive, the plans can me modified.

OPTIONS:

The city engineer is asking us how we would like to proceed so they know the level of detail with which to draft any bid documents. They see two options. If we have a contractor we typically use for projects like this, they would meet with the contractor, draft some basic concept plans, and stake the area prior to the start of the work and work through the project with the contractor. Their engineering estimate is less than \$1,000.

The city engineer can also prepare the documents and do the fieldwork needed to get multiple quotes. He estimates the project may cost approximately \$9,000 to \$10,000. Per our purchasing policy, something of this price would require two quotes. The engineer estimates the preparation of documents to get multiple quotes at approximately \$2,500.

The City has a vendor we often have called on to do small projects like this so staff is confident we could go with the first option in an effort to save money but we also can get multiple quotes if the Council desires. Staff is seeking feedback on whether to have the city engineer work with our usual contractor or prepare some basic documents for being quotes.



THE SUBSURFACE UTILITY INFORMATION ON THIS PLAN IS SHOWN TO UTILITY QUALITY LEVEL IN ACCORDANCE WITH THE LEGEND PROVIDED BELOW. THIS QUALITY LEVEL IS DETERMINED ACCORDING TO THE METHODS AND STANDARDS OF THE STANDARD GUIDELINES FOR THE COLLECTION AND DEPICTION OF EXISTING SUBSURFACE UTILITY DATA. UTILITY DESIGNATIONS TO BE AS FOLLOWS:

- TELEPHONE
- GAS
- WATER
- OVERHEAD POWER
- CABLE TV
- FIBER OPTIC

UTILITY QUALITY LEVELS:
 UTILITY QUALITY LEVEL A
 UTILITY QUALITY LEVEL B
 UTILITY QUALITY LEVEL C
 UTILITY QUALITY LEVEL D



CITY OF LAUDERDALE
 LAUDERDALE ICE RINK
 ICE RINK
 EXISTING CONDITIONS, REMOVALS AND SITE PLAN



St. Paul Office
 2335 West Highway 36
 St. Paul, MN 55113
 Phone: 651-636-4600
 Fax: 651-636-1311

I HEREBY CERTIFY THAT THIS PLAN, SPECIFICATION, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED ENGINEER UNDER THE LAWS OF THE STATE OF MINNESOTA.
 PRINT NAME: CARY D. KRISTOFITZ
 SIGNATURE: _____
 DATE: 2/14/08 LIC. NO. 32099

SURVEY
 DRAWN: JTW
 DESIGNED: CDK
 APPROVED: CDK
 DATE: FEBRUARY 2008
 PLOT NO: 600031-07005-6

SRV-3

LAUDERDALE COUNCIL ACTION FORM

Action Requested

Consent _____
Public Hearing _____
Discussion _____ X _____
Action _____
Resolution _____
Work Session _____

Meeting Date June 13, 2017

ITEM NUMBER Hazardous Building

STAFF INITIAL HB

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

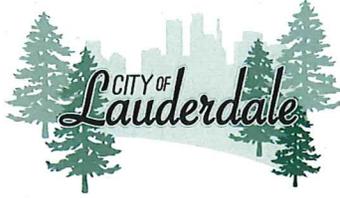
In 2012, at the prompting of the City, the owner of 1925 Walnut Street began replacing the exterior surfaces (roof, siding and windows) of the home at 1925 Walnut Street. The improvements slowly progressed over the next few years. Minimal, if any, work was done in 2015 to complete the project. Residents have expressed concerns over the appearance of the half-completed structure and staff now believe the City could invoke the Hazardous or Sub-standard Buildings Chapter of State Law based on what the building official can see from public property.

This spring, staff sent the following letter to the owner explaining that if the deck wasn't repaired or removed and the exterior completed, staff would be bring this to the City Council for discussion on June 13. Completion of the siding would prevent further deterioration of the structure's core as well as improve the aesthetics. The deck is a hazard that must be repaired or removed. The owner has been working over the past few weeks to complete the requirements of the letter but the work is not yet completed.

The purpose of this discussion is to provide the Council with an understanding of the hazardous building laws and how the Council would like to proceed should the owner not complete the requirements set forth in staff's letter. As enforcement of the hazardous building laws is a judicial process, staff would invite the city attorney to a future meeting for consultation. Following is additional information from the League of Minnesota cities on the process.

OPTIONS:

STAFF RECOMMENDATION:



CITY OF LAUDERDALE
LAUDERDALE CITY HALL
1891 WALNUT STREET
LAUDERDALE, MN 55113
651-792-7650
651-631-2066 FAX

March 20, 2017

Norm Rosenkranz
3650 Cleveland Avenue N
Arden Hills, MN 55112

RE: Hazardous Structure

Dear Mr. Rosenkranz,

City staff have serious concerns about the deterioration of your property at 1925 Walnut Street. Staff intend to bring the matter to the City Council for discussion on June 13. Staff will be asking them to consider declaring the building a hazardous or substandard structure per Minnesota Statutes Chapter 463. If that happens, the City may pursue an administrative warrant to make a full evaluation of the property in order to make a complete list of deficiencies.

In order to avoid further action by the City, the following items need to be addressed:

- Repair or remove the deck
- Complete the installation of the wind wash barrier and siding in conformance with the State Building Code

It appears that repairing the exterior of the house has been your intention. In 2012, you pulled a permit to repair the siding and windows and began that work. We hope you plan to complete the project in advance of the June council meeting to avoid further involvement by the City.

Please contact me at 651-792-7650, if you have any questions about this process. Call David Hinrichs at 651-792-7661 if you have code related questions. Thank you for your prompt attention to this request.

Sincerely,

Heather Butkowski
City Administrator

RELEVANT LINKS:

[Minn. Stat. § 617.80.](#)
[Minn. Stat. § 617.81.](#)

Cates v. Rose Bros., 182
Minn. 494, 234 N.W. 681
(1931).

Handbook, *Comprehensive
Planning, Land Use, and
City-Owned Land.*

[Minn. Stat. §§ 463.15-26.](#)

*Ukkonen v. City of
Minneapolis*, 280 Minn. 494,
160 N.W.2d 249 (1968).

[Minn. Stat. § 463.17.](#)

[Minn. Stat. § 463.151.](#)

[Minn. Stat. ch. 117.](#)

[Minn. Stat. § 463.16.](#)

[Minn. Stat. § 463.161.](#) [Minn.
Stat. § 463.21.](#)

Fortunately, state statutes provide significant authority to impose criminal penalties on individuals who maintain properties that constitute a public nuisance, as well as a process to abate such conditions when they do occur. In landlord-tenant situations, both tenant and owner may be held responsible for nuisance acts occurring on the property.

In addition, cities can enforce building and/or property “maintenance” codes, providing an additional local regulatory option. A typical property regulation may address outdoor storage, including what may be stored outside, how much/many items may be stored on the property, how long something may be stored outside, and different standards for front and back yards.

While important everywhere, communities interested in renewal and redevelopment often make the elimination of nuisances a higher priority and seek various methods—including criminal prosecutions, active inspections, or abatement procedures—to achieve optimal results. This can be of particular importance when economic conditions result in an increased number of vacant and/or foreclosed properties.

J. Hazardous and vacant properties

The Hazardous and Substandard Buildings Act provides the procedure cities may use to address hazardous buildings and dangerous excavations within their communities. A “hazardous building” is “any building which because of inadequate maintenance, dilapidation, physical damage, unsanitary condition, or abandonment, constitutes a fire hazard or a hazard to public safety and health.”

Cities typically first notify the owner of record to request the voluntary repair or removal of the hazardous condition or structure. If the owner is unwilling to repair, or if repair or removal is impractical, a city may choose to take one of the following actions:

- Upon the consent in writing of all owners of record, tenants, and all lien holders of record, the city itself may remove or raze any hazardous building or remove or correct any hazardous condition, assessing the costs incurred against the property.
- Acquire the hazardous building(s) or property through the exercise of the city’s eminent domain authority.
- Order the owner to correct or remove the condition or raze the building.
- Obtain a court judgment and the city itself can correct or remove the hazardous condition, assessing the costs incurred against the real property.

RELEVANT LINKS:

See LMC information memo,
[Dangerous Properties.](#)

[Minn. Stat. § 463.251.](#)
[City of Wells v. Swehla](#), No.
C3-00-319, (Minn. Ct. App.
2000) (unpublished opinion).

[Minn. Stat. § 504B.205.](#)

[Minn. Stat. § 609.74.](#)

Seiler, Bryan M., Note,
Moving from “Broken
Windows” to Healthy
Neighborhood Policy:
Reforming Urban Nuisance
Law in Public and Private
Sectors, 92 Minn. L. Rev.
883, 903 (2008).

When ordering the owner to correct or remove any hazardous conditions, specific statutory procedures must be followed, including enforcement through judicial action. Any attempt to order correction must proceed through the guidance and assistance of the city attorney.

Vacant properties can also be a detriment to a community’s health, safety, and general welfare. Unoccupied, unsecured properties can quickly become the breeding ground for rodents, trash, and criminal activities. Cities can order vacant or unoccupied structures to be secured against trespass and provide for the emergency securing of a building when health and safety concerns require. A number of cities have adopted local regulations related to vacant structures.

K. Consumption of police services

Some cities have adopted ordinances declaring excessive use of police services to be a public nuisance. Under these regulations, the costs of excessive police services are pushed back onto those individuals whose nuisance activities resulted in repeat police responses (and additional costs) to one location. Cities adopting such measures must be careful not to impede an individual’s right to seek police or other emergency assistance when needed.

L. Miscellaneous

This list of nuisance activities is not intended to be definitive. Cities, either specifically within a general nuisance ordinance or elsewhere within the city code, regulate or prohibit harmful, indecent or offensive conduct. As a few final examples, cities regularly enforce city ordinances concerning:

- Noxious smells or odors.
- Graffiti.
- Animated signage.
- Excessive or misdirected light.
- Glare.

A city may certainly find other acts or uses to be nuisances, and the list and type of activities may change over time. Before making such a declaration, seek the advice of the city attorney.

VI. Municipal regulations

There are various reasons why cities regulate nuisance activities or conditions. When a city does become involved, it needs be sure that it has the general authority to act, and complies with any statutory or ordinance requirements. Cities need to limit their actions to public, not private, nuisances.

LAUDERDALE COUNCIL ACTION FORM

Action Requested

Consent _____
Public Hearing _____
Discussion X _____
Action _____
Resolution _____
Work Session _____

Meeting Date June 13, 2017
ITEM NUMBER Resolution on Climate Change
STAFF INITIAL AB
APPROVED BY ADMINISTRATOR _____

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

Council members have expressed interest in adopting a resolution on climate change or in response to withdrawal from the Paris Accord. Before preparing that resolution, staff wanted to get feedback on the key elements sought in the resolution. Following are a couple of resolutions passed by others. Also included are the actions that the City has received credit for as a GreenStep City. Staff will prepare a resolution for an upcoming council meeting after this discussion.

OPTIONS:

STAFF RECOMMENDATION:

RESOLUTION NO. 16-_____

**RESOLUTION EXPRESSING THE COMMITMENT OF
THE ST. LOUIS PARK CITY COUNCIL
TO PROTECT THE CHILDREN AND GRANDCHILDREN OF THIS COMMUNITY
FROM THE RISKS OF CLIMATE DESTRUCTION**

WHEREAS, 195 countries, including the United States and every country that is a member of the United Nations, reached an agreement in Paris, France on December 12, 2015 that recognizes the risk to our children's and grandchildren's future from climate change;

WHEREAS, the greatest burden resulting from an inadequate response to the climate crisis will be carried by the youngest generation, and all who follow;

WHEREAS, the risks from an inadequate response are potentially devastating, and include economic and environmental disruptions, many of which are already being felt such as more severe storms, longer and hotter heat waves, worsening flood and drought cycles, growing invasive species and insect problems, accelerated species extinction rates, rising sea levels, increased wildfires, and a dramatic increase in refugees from climate impacted lands;

WHEREAS, leading climate scientists have indicated that further delay in significantly reducing greenhouse gas emissions will rapidly push humanity past the point where disastrous consequences can be avoided;

WHEREAS, numerous governmental and non-governmental bodies across the nation and the world have already adopted climate action plans to immediately and rapidly reduce greenhouse gas emissions while also stopping them entirely within 25 years;

WHEREAS, youth of St. Louis Park have brought to Council a Youth Climate Report Card highlighting the gap between what we are doing today and actions that would be necessary to protect their future;

WHEREAS, youth of St. Louis Park have indicated a willingness to work with City Council on such actions;

NOW THEREFORE BE IT RESOLVED that the St. Louis Park City Council commits to working constructively, using ingenuity, innovation, and courageous determination to create a St. Louis Park Climate Action Plan for consideration that significantly reduces St. Louis Park's greenhouse gas emissions to levels that would protect our community's children and grandchildren from the risk of climate destruction.

BE IT FURTHER RESOLVED that City Council commits to start the St. Louis Park Climate Action Plan creation process within 30 days, and to complete it as soon as possible.

BE IT FURTHER RESOLVED that a mechanism will be created for the ongoing inclusion of young people in the process of creating and executing climate related policies and actions.

Reviewed for Administration:

Adopted by the City Council

Thomas K. Harmening, City Manager

Jake Spano, Mayor

Attest:

Melissa Kennedy, City Clerk

CITY OF GRAND MARAIS, MINNESOTA
CITY COUNCIL RESOLUTION 2017-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAND MARAIS,
MINNESOTA EXPRESSING A COMMITMENT TO PROTECT THE CHILDREN AND
GRANDCHILDREN OF THIS COMMUNITY FROM THE RISKS OF CLIMATE
DESTRUCTION

WHEREAS, 195 countries, including the United States and every country that is a member of the United Nations, reached an agreement in Paris, France on December 12, 2015, that recognizes the risk to our children's and grandchildren's future from climate change;

WHEREAS, the greatest burden resulting from an inadequate response to the climate crisis will be carried by the youngest generation, and all who follow;

WHEREAS, the risks from an inadequate response are potentially devastating, and include economic and environmental disruptions many of which are already being felt such as more severe storms, longer and hotter heat waves, worsening flood and drought cycles, growing invasive species and insect problems, accelerated species extinction rates, rising sea levels, increased wildfires, a dramatic increase in refugees from climate impacted lands. These effects are felt globally but will also impact us at the local level with a changing boreal forest;

WHEREAS, leading climate scientists¹ have indicated that further delay in significantly reducing greenhouse gas emissions will rapidly push humanity past the point where disastrous consequences can be avoided;

WHEREAS, numerous governmental and non-governmental bodies across the nation and the world have already adopted climate action plans to immediately and rapidly reduce greenhouse gas emissions while also stopping them entirely within 25 years;

WHEREAS, youth of Grand Marais have brought this Council a Youth Climate Report Card highlighting the gap between what we are doing today and actions that would be necessary to protect their future;

WHEREAS, youth of Grand Marais have indicated a willingness to work with this Council on such actions.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND MARAIS, MINNESOTA, that Grand Marais City Council commits to working constructively, using ingenuity, innovation, and courageous determination to complete a Climate Action Plan for Grand Marais that significantly reduces Grand Marais's greenhouse gas emissions to levels that would protect our community's children and grandchildren from the risk of climate destruction;

BE IT FURTHER RESOLVED, that Grand Marais City Council commits to start the Grand Marais Climate Action Plan creation process with the Nordic Nature Group within 3 months, and to complete it as soon as possible;

¹ Hansen J, Kharecha P, Sato M, Masson-Delmotte V, Ackerman F, Beerling DJ, et al. (2013) Assessing "Dangerous Climate Change": Required Reduction of Carbon Emissions to Protect Young People, Future Generations and Nature. PLoS ONE 8(12): e81648. doi:10.1371/journal.pone.0081648

RESOLUTION 2017-04

BE IT FURTHER RESOLVED, that a mechanism will be created for the ongoing inclusion of young people in the process of creating and executing climate related policies and actions.

Passed by the City Council of the City of Grand Marais, Minnesota this 22nd day of February, 2017.

(SEAL)

Mayor Jay Arrowsmith DeCoux

ATTEST:

Michael J. Roth
City Administrator

**MINNESOTA PUBLIC HEALTH ASSOCIATION
POLICY RESOLUTION**

IMPACT OF CLIMATE CHANGE ON HEALTH 2015

Statement of MPHA Position: *Climate change is a public health problem that requires planning, policies, and actions to reduce harmful health and ecological impacts.*

WHEREAS, our state, country, and world are experiencing climate change that impacts health; and

WHEREAS, climate hazards have affected Minnesota counties to varying degrees, including disaster declarations for flooding and drought¹, and all counties have vulnerable populations, which may change and grow over time; and

WHEREAS, populations that are already particularly vulnerable such as communities of color, the elderly, young children, and low-income populations, will bear the burden of negative health impacts of climate change^{2,3}; and

WHEREAS, atmospheric influences such as increases in greenhouse gas emissions, ambient temperatures, precipitation, and humidity cause disruptions in human environment that threaten the health and vitality of human communities⁴; and

WHEREAS, state experts in climatology have identified several climate trends that affect Minnesota in particular, such as rising annual temperatures and more extreme precipitation patterns with more heavy rainfall from storm activity⁴; and

WHEREAS, extreme precipitation patterns pose an economic threat to Minnesota's agricultural sector and other industries that could impact food security; and

WHEREAS, there is evidence that warmer weather leads to increased incidence of heat-related illnesses such as heat stroke, heat exhaustion, or even death, and greater incidence of vector-borne diseases such as Lyme Disease⁵; and

WHEREAS, the Minnesota Department of Health has been granted Building Resilience Against Climate Effects (BRACE) program funding from the Centers for Disease Control and Prevention intended to help select states prepare for and adapt to climate and extreme weather events in order to lessen or prevent adverse health outcomes^{4,6}; and

WHEREAS, the prevention approach of public health is crucial to ensuring that climate change has a limited impact on public health and safety and ascertains that preparedness will remain a central focus in efforts working toward community resiliency in the face of climate change⁷.

THEREFORE BE IT RESOLVED, that the Minnesota Public Health Association

1. Calls on policy makers and state leaders to comprehensively approach the ecological impacts of climate change on health, including the use of mitigation and adaptation strategies at the local and state levels; and
2. Supports leadership by the Minnesota Department of Health, the University of Minnesota system schools, and other entities to study, analyze, provide data, and recommendations, training, technical assistance, and funding in support of efforts to address the negative impacts of climate change on state and local communities; and
3. Encourages its partners and members to establish and strengthen plans and programs that involve their communities in using public health prevention strategies to mitigate and adapt to climate changes; and
4. Pledges to help its members and other stakeholders readily access resources regarding climate change from credible sources, including the American Public Health Association and the Centers for Disease Control and Prevention, as well as organizations named above.

References:

-
- ¹ Raab, K. K. May 2015. Health implications of a changing climate. *Minnesota Medicine*.
 - ² American Public Health Association. August 2014. Fact Sheet, *Get the Facts: Climate Change is a Public Health Issue*. Accessed at http://www.apha.org/~media/files/pdf/topics/environment/apha_climate_chg_phissue_4d.ashx.
 - ³ Miller, J., Hoverter, S. P., & Vinci, L.F. August 2015. B4: Public Health Opportunities to Address the Health Effects of Climate Change.
 - ⁴ Minnesota Department of Health. February 2015. *Minnesota Climate and Health Profile Report 2015: An Assessment of Climate Change Impacts on the Health and Well-being of Minnesotans*. Accessed at <http://www.health.state.mn.us/divs/climatechange/docs/mnprofile2015.pdf>.
 - ⁵ Luber, G., & McGeehin, M. (2008). Climate change and extreme heat events. *American Journal of Preventive Medicine*, 35(5), 429-435.
 - ⁶ Centers for Disease Control and Prevention. (2015). CDC's Building Resilience Against Climate Effects (BRACE) Framework. Accessed at <http://www.cdc.gov/climateandhealth/brace.htm>.
 - ⁷ American Public Health Association. April 2011. *Climate Change: Mastering the Public Health Role, A Practical Guidebook*. Accessed at https://www.apha.org/~media/files/pdf/factsheets/climate_change_guidebook.ashx.



**THE UNITED STATES
CONFERENCE OF MAYORS**



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Resolutions

84th Annual Meeting

In Support of Climate Action

WHEREAS, scientific evidence is increasingly clear that human activities are largely responsible for the accelerating changes in the global climate; and

WHEREAS, the National Oceanic and Atmospheric Administration reports that 2015 was the warmest year since recordkeeping began, and all ten of the warmest years on record have occurred since 1998; and

WHEREAS, climate change poses a major threat to the health and livelihood of American cities, with impacts as wide-ranging as increased flooding, drought, reduced water supply, fire, public health impacts, habitat loss, and invasive species; and

WHEREAS, climate change, if unchecked, will have mounting impacts on human health, natural systems, and infrastructure, creating new costs for individuals, businesses, and governments; and

WHEREAS, climate change has had a disproportionate impact on low income and disadvantaged communities; and

WHEREAS, the solutions to climate change present vast economic opportunities in clean energy, efficient technology, and low-carbon products and services, all of which can create jobs in the United States; and



WHEREAS, cities house more than half of the world's population and are responsible for more than 80 percent of greenhouse gas emissions; and

WHEREAS, cities have a major impact on carbon emissions through land use planning, transportation systems, building codes, and city services like drinking water, street lights, wastewater treatment plants, and building energy use, and

WHEREAS, mayors are often the first responders to the impacts of changes in temperature, precipitation, and sea level on the community and essential city services; and

WHEREAS, mayors have the unique opportunity and the significant responsibility to implement programs that result in real emissions reductions; and

WHEREAS, local, regional and global economies are transitioning to low-carbon energy sources, and American businesses are leaders in providing energy efficiency and renewable energy technologies and services; and

WHEREAS, clean energy firms already employ more than one million Americans and are poised to continue to grow; and

WHEREAS, several U.S. and international cities have committed to ambitious clean and renewable energy goals; and

WHEREAS, in 2005, U.S. mayors began signing the Mayors Climate Protection Agreement, which grew to more than 1,000 mayors representing about 90 million Americans; and

WHEREAS, the United States Conference of Mayors' 2015 report, *U.S. Mayors Report on a Decade of Global Climate Leadership*, illustrates the range of accomplishment, innovation, and commitment U.S. cities are demonstrating in responding to climate change; and

WHEREAS, 34 U.S. mayors have committed to the Mayors' National Climate Action Agenda, 12 cities participate in C40 Climate Leadership Group, and more than 100 U.S. Mayors have committed to the Compact of Mayors, all of which align resources and priorities to accelerate climate action in cities; and

WHEREAS, in December 2015, 464 mayors from 115 countries on five continents gathered in Paris, France to affirm their commitment to address climate disruption; and

WHEREAS, the United States Conference of Mayors has adopted many resolutions calling for stronger federal action to address climate change, but the urgency and magnitude of the issue demand an emphatic and immediate call to action,

^

NOW, THEREFORE BE IT RESOLVED, that that the United States Conference of Mayors commends the Obama Administration for signing the Paris Agreement; and

BE IT FURTHER RESOLVED, that the United States Conference of Mayors supports strong federal action to achieve the U.S. commitments under the Paris Agreement; and

BE IT FURTHER RESOLVED, that U.S. cities are committed to taking local action required to do our part to achieve the targets in the Paris Agreement; and

BE IT FURTHER RESOLVED, that the United States Conference of Mayors supports the Clean Power Plan, and cities pledge to work with their respective states to develop and implement prudent State Implementation Plans; and

BE IT FURTHER RESOLVED, that the United States Conference of Mayors supports expanded federal funding to transform our transportation system to be clean and low carbon, including funding for expanding transit and electrifying mobility for people and goods through strategies that prioritize equitable outcomes; and

BE IT FURTHER RESOLVED, that the United States Conference of Mayors supports federal tax credits for solar, wind, and geothermal renewable energy resources to grow high-wage American jobs and reduce air pollution; and

BE IT FURTHER RESOLVED, that the United States Conference of Mayors supports federal action, including funding, to help cities prepare for the impacts of climate change, such as increased flooding, extreme heat and drought; and

BE IT FURTHER RESOLVED, that United States Conference of Mayors stands ready to join with our federal partners to provide the leadership and resources at the local level to reduce greenhouse gas emissions, protect our most climate vulnerable residents from the impacts of climate change, and transition to a low-carbon economy.

ABOUT US

The United States Conference of Mayors is the official non-partisan organization of cities with a

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> U.S. Conference of Mayors Issues Statement on London Terror Attack

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Statements from Governor Dayton, Lt. Governor Smith, and Commissioners on President Trump's Executive Order to Roll Back Progress on Climate Change, Clean Water

March 28, 2017

ST. PAUL, MN – Today, President Donald Trump issued an executive order that will reverse progress to address climate change and improve water quality. Governor Mark Dayton, Lt. Governor Tina Smith, and Commissioners released the following statements today in response to President Trump's executive order.

The following is a statement from Governor Mark Dayton:

"Today's action marks the latest in a series of destructive Executive Orders from President Trump. This new order will do irreparable damage to our environment and our economy. It will give a 'license to pollute' to industries across the United States, at the expense of clean air, clean water, and clean energy.

"As damaging as this executive order will be for the nation, and for the world, it will not deter our efforts here in Minnesota. We will continue to build on the progress of our nation-leading Next Generation Energy Act, and redouble our commitment to providing clean, affordable water for all Minnesotans.

"Even as the Trump Administration seeks to roll back a decade of hard-fought progress, Minnesota will not flinch. We will show the nation what can be achieved by working together to solve the challenges facing our people, our economy, and our environment. We will share best practices with other states, and work with them to mitigate the damaging impacts of the President's dangerous and divisive policies."

The following is a statement from Lt. Governor Tina Smith:

"President Trump's decision to rollback back the Clean Power Plan is a terrible mistake. It hurts our ability to combat climate change, protect air quality, and capture the economic opportunity of clean energy.

"Governor Dayton and I won't retreat from progress here in Minnesota.

"Ten years ago, our state enacted the bipartisan Next Generation Energy Act and proved that we can have affordable, reliable, and clean energy. Now, because of bipartisan leadership and a sustained effort, more than 21 percent of Minnesota's electricity comes from renewable sources. We have made that progress while keeping electricity reliable and at affordable prices.

"Now is no time to turn back progress. Minnesota should press forward on clean, reliable and affordable energy, for the good of our climate, our environment and our economy."

The following is a statement from Commerce Commissioner Rothman, Pollution Control Commissioner Stine, Health Commissioner Ehlinger, and Employment and Economic Development Commissioner Hardy:

“President Trump’s actions on climate are a clear step backwards for U.S. policy, and for our leadership standing in the world on one of the most critical issues of our time.”

“In multiple rulings, the Supreme Court has made clear that the EPA has an obligation to reduce harmful greenhouse gas pollution under the Clean Air Act. In recent years the EPA moved to reduce pollution via the Clean Power Plan and other actions. This order will stall that progress, and would have detrimental effects on health and the economy.”

“Although the president’s actions hurt the interests of all Americans and defy what the science tells us we should be doing, they will not diminish the commitment to action in Minnesota. Our proven track record of success with clean energy and carbon pollution reduction will continue as we transition to a clean energy economy.”

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City of Lauderdale

Background Information

County: Ramsey
Population: 2,379
GreenStep City category: B

Full-time equivalent city staff (approx.): 5

Participating township, county, school:

GreenStep City resolution: [Click here to view the file.](#)
GreenStep City status and date: **STEP 2 (06/15/2016)**

GreenStep Coordinator

Heather Butkowski
City staff
heather.butkowski@ci.lauderdale.mn.us
651-792-7657

City web page relating to sustainability/GreenStep activities:
www.ci.lauderdale.mn.us

Best Practice Actions Underway and Completed

Completed actions are denoted by stars. Mouse over a star for its definition.

Total completed actions: 12 1-star actions: 8 2-star actions: 3 3-star actions: 1

[\[Open all action reports \]](#)

[\[View/print full city report \]](#)



Buildings and Lighting

Efficient Existing Public Buildings { BP no. 1 }

★ ★ **Action 1:** Enter building information into the Minnesota B3 Benchmarking database and routinely enter monthly energy, water use data for all city-owned buildings. [\[Hide city details \]](#)

Date action report first entered: 04/06/2015
Date of last report update: 04/06/2015

Implementation details:
The City entered the monthly energy use information into B3 database for City-owned buildings going back to 2012.

Outcome measures/metrics:

Descriptive links:

For more information contact:
Heather Butkowski (City staff) | heather.butkowski@ci.lauderdale.mn.us | 651-792-7657

★ **Action 2:** Make no/low cost indoor lighting and operational changes in city-owned/school buildings to reduce energy costs. [\[Hide city details \]](#)

Date action report first entered: 04/01/2016
Date of last report update: 04/01/2016

Implementation details:
Have a Saver's Switch from Xcel Energy for the City's AC system.

Outcome measures/metrics:

Descriptive links:

For more information contact:

Heather Butkowski (City staff) | heather.butkowski@ci.lauderdale.mn.us | 651-792-7657

Efficient Existing Private
Buildings
{ BP no. 2 }

★ **Action 1:** Create or participate in a **marketing/outreach program** to promote/achieve residential energy/water use reduction and energy efficiency. [[Hide city details](#)]

Date action report first entered: 04/01/2016

Date of last report update: 04/01/2016

Implementation details:

Neighborhood Energy Connection (NEC) administers Ramsey County's Energy Conservation Deferred Loan Program. Qualified applicants may receive up to \$6,500 in the form of forgivable loans. The City actively promotes the program through its newsletter, website, and cable access channel.

Outcome measures/metrics:

Descriptive links: [view file](#)



Land Use

Comprehensive Plans
{ BP no. 6 }

★ **Action 1:** Adopt a **comprehensive plan** or (for Category B & C cities) adopt a **land use plan** that was adopted by the county or a regional entity. [[Hide city details](#)]

Date action report first entered: 03/24/2015

Date of last report update: 03/24/2015

Implementation details:

The City adopted its current Comprehensive Plan in October 2009. The Plan will be revised shortly in coordination with the Metropolitan Council's revised system statements.

Outcome measures/metrics:

Descriptive links: http://www.ci.lauderdale.mn.us/index.asp?SEC=E6274EC0-18EF-4D3A-A347-265C09F527A5&Type=B_BASIC

For more information contact:

Heather Butkowski (City staff) | heather.butkowski@ci.lauderdale.mn.us | 651-792-7657

Mixed Uses
{ BP no. 8 }

★ **Action 3:** Modify a **planned unit development** ordinance to emphasize mixed use development or to limit residential PUDs to areas adjacent to commercial development. [[Hide city details](#)]

Date action report first entered: 04/28/2015

Date of last report update: 04/28/2015

Implementation details:

In 2013, the City updated its Planned Unit Development (PUD) ordinance. The original ordinance was typical in that it was geared towards the development of large parcels of land (minimum of two acres). As a fully developed City our challenges lie in allowing for the redevelopment of small parcels, especially commercial parcels. The ordinance revision allows the City Council to work with owners of challenging parcels of any size in a PUD format to achieve the best outcome for the owner and the City.

Outcome measures/metrics:

Descriptive links: http://www.ci.lauderdale.mn.us/vertical/sites/%7B5F73237E-9F78-407B-A785-DA0D9F5C945F%7D/uploads/10-07_PUD_Ordinance_as_adopted_042313.pdf



Transportation

Living Streets
{ BP no. 11 }

★ **Action 4:** Identify, prioritize and remedy **complete streets gaps** and lack of connectivity within your road network by, for example, adding a bike route/lane, truck route, sidewalk or mid-block alley. [[Hide city details](#)]

Date action report first entered: 04/06/2015
Date of last report update: 04/28/2015

Implementation details:

On Larpenteur Avenue (north side), between downtown Minneapolis and I-35E, there were two sections of missing sidewalks. One of the "missing links" was a four section block in Lauderdale. The City took advantage of the ~eight feet of right-of-way purchased from the adjacent homeowners by Ramsey County in the mid-1990's to design and install a sidewalk. The goal was to include plantings and lighting for aesthetics and traffic calming. The final design included pervious pavers, LED lighting, and plantings using the "Swedish Soil" concept to improve their survivability. This was accomplished by intense attention to detail during the engineering phase (Stantec) and cooperation from adjacent homeowners, who approved the necessary temporary construction easements.

Outcome measures/metrics:

Descriptive links: [view file](#)

For more information contact:

Heather Butkowski (City staff) | heather.butkowski@ci.lauderdale.mn.us | 651-792-7657



Environmental Management

Sustainable Purchasing
{ BP no. 15 }

★★ **Action 1:** Adopt a sustainable purchasing policy or administrative guidelines/practices directing that the city purchase at least: [[Hide city details](#)] a. EnergyStar certified equipment and appliances and

b. Paper containing at least 30% post-consumer recycled content.

Date action report first entered: 04/28/2015
Date of last report update: 04/13/2016

Implementation details:

The City's purchasing policy directs staff to purchase EnergyStar rated equipment and such things as recycled paper. The City purchases paper through Eureka Recycling's bulk paper purchasing program. The paper is 100% post consumer content.

Outcome measures/metrics:

Descriptive links: [view file](#)

For more information contact:

Heather Butkowski (City staff) | heather.butkowski@ci.lauderdale.mn.us | 651-792-7657

Action 6: Require **printing services** to be purchased from companies certified by Minnesota Great Printers or by the Sustainable Green Printing Partnership. [[Hide city details](#)]

Date action report first entered: 06/09/2017
Date of last report update: 06/09/2017
Year action initially completed: 2017
Action completed after joining GreenStep? Yes

Implementation details:

Recently changed to a certified green printer for all city printing needs including our quarterly newsletter

Outcome measures/metrics:

Descriptive links:

For more information contact:

Heather Butkowski (City staff) | heather.butkowski@ci.lauderdale.mn.us | 651-792-7657

Stormwater Management
{ BP no. 17 }

★★★ **Action 4:** Create a stormwater utility that uses variable fees to incentivize enhanced stormwater management, minimize the volume of and pollutants in runoff, and educate property owners. [[Hide city details](#)]

Date action report first entered: 04/28/2015

Date of last report update: 04/28/2015

Implementation details:

The City implemented a storm water utility by ordinance many years ago. In 2010, the City adopted a policy that gave property owners credit (reduction in their storm water utility fees) for implementing best management practices (BMPs) that provide for volume control, water quality via phosphorus reduction, and water quantity (rate control). All storm water utility fees are receipted in the City's storm water enterprise fund (Fund 602) and used exclusively for storm water utility operating costs and infrastructure improvements.

Outcome measures/metrics:

Descriptive links: <http://www.ci.lauderdale.mn.us/vertical/sites/%7B5F73237E-9F78-407B-A785-DA0D9F5C945F%7D/uploads/%7BFD846529-B502-4D6B-8E14-21BC3B2937DF%7D.PDF> [view file](#)

Solid Waste Reduction
{ BP no. 22 }

★★ **Action 6:** Implement one or more city-wide solid waste collection/recycling systems: [[Hide city details](#)]

a. Require collection of recyclables from multi-unit residential buildings.

b. Require collection of 3 or more recyclable materials from commercial entities.

c. Organize regular, ongoing residential solid waste collection by private and/or public operations to link one (or more) geographic district(s) to only one hauler.

Date action report first entered: 03/24/2015

Date of last report update: 03/24/2015

Implementation details:

The City organizes recycling collection. The contractor is Eureka Recycling (<http://www.eurekarecycling.org/page.cfm?ContentID=30>). Eureka Recycling is a not-for-profit recycling company with a mission to education people about waste reduction. Eureka Recycling also provides recycling collection for multi-family housing units within the City. In addition, City ordinance requires all recycling and waste collection be on the same day (Mondays).

Outcome measures/metrics:

Descriptive links: http://www.ci.lauderdale.mn.us/index.asp?SEC=8227E770-E325-43F3-89DC-13B4E336CB29&Type=B_BASIC

For more information contact:

Heather Butkowski (City staff) | heather.butkowski@ci.lauderdale.mn.us | 651-792-7657

Partners:

Eureka Recycling

Local Air Quality
{ BP no. 23 }

★ **Action 2:** Regulate outdoor residential wood burning, using ordinance language, performance standards and bans as appropriate, for at least one of the following: [[Hide city details](#)] a. Recreational burning.

b. Outdoor residential wood boilers.

Date action report first entered: 04/01/2016

Date of last report update: 04/01/2016

Implementation details:

The City of Lauderdale revised its recreational fire ordinance to limit the location, duration, and type of fuel that is allowed with outdoor fires.

Outcome measures/metrics:

Descriptive links: http://www.ci.lauderdale.mn.us/vertical/sites/%7B5F73237E-9F78-407B-A785-DA0D9F5C945F%7D/uploads/Microsoft_Word_-_05-07_Recreational_fire_2012_final_cleaned_up.pdf

For more information contact:

Heather Butkowski (City staff) | heather.butkowski@ci.lauderdale.mn.us | 651-792-7657



Economic and Community Development

Local Food
{ BP no. 27 }

★ **Action 2:** Facilitate creation of home/community gardens, chicken & bee keeping, and incorporation of food growing areas/access in multifamily residential developments. [[Hide city details](#)]

Date action report first entered: 04/28/2015

Date of last report update: 04/28/2015

Implementation details:

In 2013, the City Council updated its animal ordinance to allow for the keeping of bees (up to two hives) and hen chickens (up to 12; more by Council approval). This is allowed on any residentially zoned property in the City (single-family or multi-family).

Outcome measures/metrics:

Descriptive links: http://www.ci.lauderdale.mn.us/vertical/sites/%7B5F73237E-9F78-407B-A785-DA0D9F5C945F%7D/uploads/05-03_2013_animal_ordinance.pdf

★ **Action 3:** Create, assist with and promote local food production/distribution within the city: [[Hide city details](#)]

- a. A farmer's market or co-op buying club.
- b. An urban agriculture business or a community-supported agriculture (CSA) arrangement between farmers and community members/employees.
- c. A community or school garden, orchard or forest.

Date action report first entered: 04/28/2015

Date of last report update: 04/28/2015

Implementation details:

The City's Park and Community Involvement Committee coordinates a farmer's market at Lauderdale Community Park five times per year (once a month from June through October).

Outcome measures/metrics:

Descriptive links: http://www.ci.lauderdale.mn.us/index.asp?SEC=189ED1A4-5F93-42D6-A596-53E37EFBC4C9&Type=B_EV

LAUDERDALE COUNCIL ACTION FORM

Action Requested

Consent _____
Public Hearing _____
Discussion X
Action _____
Resolution _____
Work Session _____

Meeting Date June 13, 2017

ITEM NUMBER Resolution of Inclusion

STAFF INITIAL HB

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

Council members have expressed interest in adopting a resolution that affirms the City's goal to be welcoming and inclusive to all. Before preparing that resolution, staff wanted to get feedback on the key elements sought in the resolution. Following are a couple of resolutions passed by other cities to get a flavor for what others are discussing. Some reference the role of the city in detailing undocumented persons, others do not. Staff will prepare a resolution for an upcoming council meeting after this discussion.

OPTIONS:

STAFF RECOMMENDATION:

ENGLISH

RESOLUTION SUPPORTING AND STANDING WITH ALL MEMBERS OF THE ST. LOUIS PARK COMMUNITY

WHEREAS, the Preamble of the City of St. Louis Park's Home Rule Charter states "Human freedom and human rights are indivisible and the recognition of equality of all people is indispensable in the administration of a just government. Written documents which govern our nation and state clearly proclaim the rights and responsibilities of the people in making these freedoms possible. It is proper that cities do also, for human rights denied to one are denied to all. We, the people of St. Louis Park, therefore do hereby declare that equality of rights under the law shall not be abridged or denied by the City of St. Louis Park on the basis of color, creed, religion, national origin, gender, marital status, familial status, sexual orientation, age or status with regard to public assistance or disability; and

WHEREAS, the city hereby affirms that it does not operate its programs and services for the purpose of enforcing federal immigration laws; and, that public safety officials do not undertake any law enforcement action for the sole purpose of detecting or apprehending undocumented persons.

NOW THEREFORE, BE IT RESOLVED that the St. Louis Park City Council supports and stands with all members of the St. Louis Park community. The City Council rejects division, bigotry, hate, and fear. The City Council will fight for the rights, freedoms and interests of all of the members of the community, no matter the color of their skin, their gender, the way they worship, where they were born, their age, their disability, their status regarding public assistance, their marital or familial status, their sexual orientation, or any other identity.

(Adopted December 19, 2016)

City of Northfield, MN
Resolution 2016-XXX

RESOLUTION AFFIRMING THE CITY OF NORTHFIELD'S COMMITMENT TO BE A SAFE, INCLUSIVE,
AND WELCOMING COMMUNITY FOR ALL

WHEREAS the Northfield community is strengthened and enriched by the diversity of our residents; and

WHEREAS residents of the City of Northfield aspire to live up to our highest societal values of acceptance and equality, and treat all our neighbors with decency and respect, creating a vibrant community for us all to live in; and

WHEREAS the City of Northfield, as stated in section 2-11 of City Code, "has long valued diversity within its citizenry. We have benefitted from the diversity that exists within our community and the richness it brings to all of us;" and

WHEREAS we intend that our City be a welcoming and safe place for people of all ethnicities, national origins, immigration status, gender and sexual identities and presentations, skin colors, religious or non-religious affiliations, ages, economic status, and abilities; and

WHEREAS the City of Northfield, through the leadership of its Human Rights Commission and implementation through other City Boards and Commissions as well as staff administration, seeks to secure for all citizens equal opportunity in employment, housing, public accommodations, public services, and education; and

WHEREAS the City of Northfield Police Department is committed to protecting and maintaining a safe and secure environment that enhances the quality of life for everyone in our community; and

WHEREAS, the City of Northfield works cooperatively with the United States Department of Homeland Security, as it does with all state and federal agencies, but the City does not operate its programs for the purpose of enforcing federal immigration laws.

NOW THEREFORE BE IT RESOLVED that the City of Northfield affirms its commitment to the equal protection of and service to all residents and visitors, regardless of background or identity.

PASSED by the City Council of the City of Northfield on this 15th day of November, 2016.

ATTEST

City Clerk

Mayor

VOTE: GRAHAM DELONG LUDESCHER NAKASIAN

PETERSON WHITE POWNELL ZWEIFEL

RESOLUTION NO.

**RESOLUTION SUPPORTING RICHFIELD AS A SAFE, WELCOMING, EQUITABLE,
AND INCLUSIVE COMMUNITY**

WHEREAS, this November, 2016, we witnessed the end of the most divisive general election in our Country's history. As (the Richfield City Council, the Richfield Human Rights Commission, etc.), we recognize that we have tremendous responsibilities to the people we represent and serve; and

WHEREAS, with this resolution we affirm the following commitments to our residents:

- We believe in and stand for values of inclusion, equity, and justice. We condemn islamophobia, racism, sexism, xenophobia or hate in rhetoric or action.
- We welcome all people and recognize the rights of individuals to live their lives with dignity, free of discrimination and targeting because of their faith, race, national origin, disability or immigration status.
- We believe in the public sector for the public good; advancing racial equity and inclusion is critical to the success of our communities and our nation; and

WHEREAS, the Richfield Human Rights Commission requests all the Richfield City Council Members sign the resolution; and

WHEREAS, there is much work to do in the years ahead.

NOW, THEREFORE, BE IT RESOLVED, that we are ready to work together with partners, staff, and residents to create a safe, welcoming, equitable, and inclusive community for everyone.

Adopted by the City Council of the City of Richfield, Minnesota this 13th day of December, 2016.

Debbie Goettel, Mayor

Michael Howard, At-Large

Pat Elliott, Ward 1

Edwina Garcia, Ward 2

Tom Fitzhenry, Ward 3

ATTEST:

Elizabeth VanHoose, City Clerk

LAUDERDALE COUNCIL ACTION FORM

Action Requested

Consent	_____
Public Hearing	_____
Discussion	X
Action	X
Resolution	_____
Work Session	_____

Meeting Date June 13, 2017

ITEM NUMBER Insurance Renewal

STAFF INITIAL 

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

The City's insurance policy runs from August to August. Annually, the City Council must determine whether or not to waive the municipal tort liability limits established by statute. The City has not waived them in the past as it opens the City to greater financial liability and would require the purchase of additional insurance. Staff recommend the following motion whereby the City Council does not waive the torn liability limits.

Also included is information from the League of Minnesota Cities related to statutory limits. The text begins at the bottom of their page 5.

OPTIONS:

STAFF RECOMMENDATION:

1. A motion not to waive the monetary limits on municipal tort liability established by MS 466.04.



CONNECTING & INNOVATING
SINCE 1913

LIABILITY COVERAGE – WAIVER FORM

LMCIT members purchasing coverage must complete and return this form to LMCIT before the effective date of the coverage. Please return the completed form to your underwriter or email to pstech@lmc.org

This decision must be made by the member's governing body every year. You may also wish to discuss these issues with your attorney.

League of Minnesota Cities Insurance Trust (LMCIT) members that obtain liability coverage from LMCIT must decide whether to waive the statutory tort liability limits to the extent of the coverage purchased. The decision has the following effects:

- o *If the member does not waive the statutory tort limits*, an individual claimant would be able to recover no more than \$500,000 on any claim to which the statutory tort limits apply. The total all claimants would be able to recover for a single occurrence to which the statutory tort limits apply would be limited to \$1,500,000. These statutory tort limits apply regardless of whether the city purchases the optional excess liability coverage.
- o *If the member waives the statutory tort limits and does not purchase excess liability coverage*, a single claimant could potentially recover up to \$2,000,000 for a single occurrence. (Under this option, the tort cap liability limits are waived to the extent of the member's liability coverage limits, and the LMCIT per occurrence limit is \$2 million.) The total all claimants would be able to recover for a single occurrence to which the statutory tort limits apply would also be limited to \$2,000,000, regardless of the number of claimants.
- o *If the member waives the statutory tort limits and purchases excess liability coverage*, a single claimant could potentially recover an amount up to the limit of the coverage purchased. The total all claimants would be able to recover for a single occurrence to which the statutory tort limits apply would also be limited to the amount of coverage purchased, regardless of the number of claimants.

Claims to which the statutory municipal tort limits do not apply are not affected by this decision.

Lauderdale
LMCIT Member Name

Check one:

The member **DOES NOT WAIVE** the monetary limits on municipal tort liability established by Minnesota Statutes, Section 466.04.

The member **WAIVES** the monetary limits on municipal tort liability established by Minnesota Statutes, Section 466.04 to the extent of the limits of the liability coverage obtained from LMCIT.

Date of city council/governing body meeting _____

Signature _____

Position _____

Summary of LMCIT Liability Coverage Options

Helpful background information on this chart may be found in the [LMCIT Liability Coverage Guide](#).

Coverage structure If the city:	On a liability claim to which the statutory limits apply		On a liability claim to which the statutory limits do not apply
	This is the maximum amount a single claimant could recover on an occurrence.	This is the maximum total amount that all claimants could recover on a single occurrence.	
Does not have excess coverage & Does not waive the statutory limits	\$500,000	\$1,500,000	\$2,000,000
Does not have excess coverage & Waives the statutory limits	\$2,000,000	\$2,000,000	\$2,000,000
Has \$1,000,000 of excess coverage & Does not waive the statutory limits	\$500,000	\$1,500,000	\$3,000,000
Has \$1,000,000 of excess coverage & Waives the statutory limits	\$3,000,000	\$3,000,000	\$3,000,000

RELEVANT LINKS:

See Section II.D.3, *Purchasing higher liability limits.*

See Section III.B, *Data security breach and computer-related risks.*

See Section III.J, *Land use and special risk litigation.*

See Section III.D, *Employees' activities in outside organizations.*

See Section III.J, *Land use and special risk litigation.*

Land Use Incentive Program.

Minn. Stat. § 466.04.

Second, it's increasingly more common to see contracts require more than the statutory limit of \$1.5 million; a more common figure is \$2 million. LMCIT's higher limit meets this requirement, but if even higher limits are required, there is the option to carry LMCIT's excess liability coverage to meet the additional requirements. In some cases LMCIT, in partnership with its reinsurers, can also issue an endorsement to increase the city's coverage limit only for claims relating to a particular contract.

In addition to the LMCIT coverage limit of \$2 million per occurrence, there are annual aggregate limits (that is, limits on the total amount of coverage for the year regardless of the number of claims), for certain specific risks.

Aggregate limits apply to claims arising out of the following:

- Products \$3 million annually
- Failure to supply utilities \$3 million annually
- Data security breaches \$3 million annually
- Electromagnetic fields \$3 million annually
- Limited contamination \$3 million annually
- Land use/special risk litigation \$1 million annually
- Activities in outside organizations \$100,000 annually

Failure to supply utilities applies to the failure to supply water, electricity, gas, or steam service. It also applies to damages arising out of the failure to supply phone and internet or other electronic data transmission services.

Data security breach coverage carries a \$250,000 annual aggregate/sublimit (part of and not in addition to the \$3 million data security breach aggregate) for Payment Card Industry (PCI) fines and penalties and data security breach regulatory fines and penalties resulting from a data security breach claim.

Limited contamination includes the sudden and accidental release of pollutants; herbicide and pesticide applications; sewer ruptures, overflows, and backups; lead and asbestos claims; mold claims; organic pathogen claims; hostile fire claims; and excavation and dredging claims. Excavation and dredging claims are subject to an annual \$250,000 sublimit. These limits apply to both damages and defense costs.

Land use litigation coverage is provided on a sliding scale percentage basis, which is based on participation in LMCIT's land use incentive. Coverage applies to both damages and litigation costs.

2. Statutory liability limits

The statutory municipal tort cap is limited to a maximum of \$500,000 per claimant and \$1.5 million per occurrence.

RELEVANT LINKS:

See *Summary of LMCIT Liability Coverage Options* and the effects of choosing the various coverage structure options.

See Section II.D.3, *Purchasing higher liability limits*.

See Section II.D.3, *Purchasing higher liability limits*.

These limits apply whether the claim is against the city, against the individual officer or employee, or against both. The LMCIT liability coverage provides a standard limit of \$2 million per occurrence.

At the city's coverage renewal each year, it must decide whether to waive or not waive the statutory limits. There is no right or wrong answer on this point. It's a discretionary question of city policy that each city council needs to decide for itself.

a. Waiving the statutory limit

Members who choose to waive the statutory limits are waiving the protection of the statutory limits, up to the amount of coverage the city has. Someone with a claim against a city that has waived the statutory limits would be able to recover up to the LMCIT standard limit of \$2 million, rather than the statutory limit of \$500,000 per claimant. Because the waiver increases the exposure, the premium is a few percentage points higher for coverage under the waiver option.

A city may choose to pay more in premium for the waiver option because the statutory liability limit only comes into play in a case where the city is in fact liable and the injured party's actual proven damages are greater than the statutory limit. Some cities as a matter of public policy may want to have more assets available to compensate their citizens for injuries caused by the city's negligence. Waiving the statutory liability limits is a way to do that.

There is no increase in risk if the city waives the statutory liability limits. In other words, there is no risk for the city to end up with liability if LMCIT doesn't cover it. The LMCIT waiver form specifically says the city is waiving the statutory tort caps only to the extent of the city's coverage. That's not to say there is no risk the city's liability could exceed its coverage limits. There are certain situations in which this could happen, but the waiver doesn't increase that risk.

In those cases where the city waives the statutory limit, but also purchases the LMCIT excess liability coverage, a claimant could potentially recover more. For example, if the city has \$1 million of excess coverage and chooses to waive the statutory tort caps, the claimants (whether it's one claimant or several) could then potentially recover up to \$2.5 million in damages in a single occurrence. If the city carries higher excess coverage limits, the potential maximum recovery per occurrence is correspondingly higher.

Carrying LMCIT's excess coverage under the waiver option is a way to address an issue that some cities find troubling, and that's: the case where many people are injured in a single occurrence caused by city negligence. An example is if a city vehicle negligently ran into a school bus full of children causing multiple serious injuries.

RELEVANT LINKS:

See Section II.D.3,
*Purchasing higher liability
limits.*

See Section II.D.3.a,
*Statutory limits may not
apply.*

Minn. Stat. § 3.736.

The statutory limit of \$1.5 million divided 50 ways may not go far in compensating those injuries. Excess coverage under the waiver option makes more funds available to compensate the victims in this kind of situation.

The cost of the excess liability coverage is about 25 percent greater if the city waives the statutory tort caps. The cost difference is proportionally greater than the cost difference at the primary level because for a city that carries excess coverage, waiving the statutory tort caps increases both the per claimant exposure and the per occurrence exposure.

b. Not waiving the statutory limit

For cities who choose not to waive the statutory limits, the city's liability is limited by the statute to no more than \$500,000 per claimant and \$1.5 million per occurrence. LMCIT's higher coverage limits would only come into play on those types of claims that aren't covered by the statutory limit.

3. Purchasing higher liability limits

LMCIT makes available the option of carrying higher coverage limits than the basic limit of \$2 million per occurrence. This coverage, called excess liability coverage, is available in \$1 million increments up to a maximum of \$5 million.

There are several different reasons why cities may consider carrying LMCIT's excess liability coverage.

a. Statutory limits may not apply

The statutory tort caps either do not or may not apply to several types of claims. Some examples include:

- *Claims under federal civil rights laws.* These include Section 1983, the Americans with Disabilities Act, and so on.
- *Claims for tort liability the city has assumed by contract.* This occurs when a city agrees in a contract to defend and indemnify a private party.
- *Claims for actions in another state.* This might occur in border cities that have mutual aid agreements with adjoining states or when a city official attends a national conference or goes to Washington to lobby.
- *Claims based on liquor sales.* This mostly affects cities with municipal liquor stores, but it could also arise in connection with beer sales at a fire relief association fundraiser, for example.
- *Claims based on a "taking" theory.* Suits challenging land use regulations frequently include an "inverse condemnation" claim, alleging the regulation amounts to a "taking" of the property.

RELEVANT LINKS:

See Section II.D, *Coverage limits*.

LMC information memos, *LMCIT Auto Coverage Guide* and *LMCIT Workers' Compensation Coverage Guide*. See Section III.L, *Medical payments*; Section III.D, *Employees' activities in outside organizations*; and Section III.K, *Liquor liability*.

LMC information memo, *Making and Managing City Contracts*, Section IV.B.6, *Umbrella/excess insurance*.

See Section III.Q, *Separate city boards and commissions*.

b. Annual limits apply in LMCIT's coverage for specific risks

Besides LMCIT's overall coverage limit of \$2 million per occurrence, there are also annual aggregate limits for certain specific risks. If the city has a loss or claim in one of these areas, there might not be enough limits remaining to cover the city's full exposure if there is a second loss of the same sort during the year.

There are, however, a couple important restrictions on how the excess coverage applies to risks that are subject to aggregate limits. The excess coverage does not apply to the following types of risks.

- Failure to supply utilities.
- Mold.
- Lead and asbestos.
- Excavation and dredging.
- Sudden and accidental release of pollutants below ground or within or on the surface of any body of water.
- Auto no-fault claims.
- Uninsured/underinsured motorist claims.
- Workers' compensation, disability, or unemployment claims.
- Claims under the medical payments coverage.
- Claims arising from the activities of outside organizations.
- No-fault sewer backup
- Liquor liability, unless the city has specifically requested it.

c. Contracts may require higher coverage limits

Occasionally, a contract might include a requirement the city carry more than \$2 million per occurrence in coverage limits. Carrying excess coverage is a way to meet these requirements. Cities can also contact LMCIT and request an endorsement to increase the city's coverage limit only for claims relating to that particular contract. There's a small charge, and the contract and additional underwriting information may be required.

d. Multiple political subdivisions

There may be more than one political subdivision covered under the city's coverage.

A housing and redevelopment authority (HRA), economic development authority (EDA), or port authority are separate political subdivisions.

RELEVANT LINKS:

LMC information memo,
*Making and Managing City
Contracts*, Section
IV.B.1.b, *Additional
insured provisions*.

If the city EDA, for example, is named as a covered party on the city's coverage and a claim were made that involved both the city and the EDA, theoretically the claimant might be able to recover up to \$1.5 million from both the city and the EDA since there are two political subdivisions involved. Excess coverage is one way to provide enough coverage limits to address this situation. Another solution is for the HRA, EDA, or port authority to carry separate liability coverage in its own name.

The issue of multiple covered parties can also arise if the city has agreed by contract to name another entity as a covered party, or to defend and indemnify another entity.

e. Courts may overturn statutory liability limits

Cities sometimes carry higher coverage limits because of a concern the courts might overturn the statutory liability limits. However, those limits have been tested and upheld several times in Minnesota. While it's always possible a future court might decide to throw out the statutory limits, this is less of a concern.

III. Coverage details on specific liability exposures

The LMCIT liability coverage is broad, but there are a number of situations where the city needs to take additional action or be aware of special coverage terms and limits.

A. Airports

LMCIT offers optional airport liability coverage to members of the property/casualty program. Coverage is available for airports that are operated by a city, by a joint powers entity that includes at least one city, or by a special purpose district. Coverage is available for most municipal airports; however, larger airports that have scheduled service are not eligible.

1. Coverage limits

The airport liability coverage is very broad and carries a per occurrence limit of \$2 million and an annual aggregate limit of \$3 million. It is subject to the same deductibles that apply to the city's municipal liability coverage. Higher limits can be provided through LMCIT's optional excess liability coverage, although it is not available as an option for airport risks only.

See Section II.D.3,
*Purchasing higher liability
limits*.

LAUDERDALE COUNCIL ACTION FORM

Action Requested

Consent _____
Public Hearing _____
Discussion _____
Action _____
Resolution _____
Work Session X

Meeting Date June 13, 2017

ITEM NUMBER Alcohol at City Events

STAFF INITIAL 

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

The Day in the Park planners discussed inviting a brewery to serve beer at the event. Staff have been looking into whether we can find a brewer interested in serving as well as our city code. In summary, city code would have to be amended to allow the City to issue a temporary intoxicating liquor license to the brewer. At first glance, the city attorney felt this could be done relatively simply and not open the door to others who may want to serve intoxicating liquor.

Before we go any further, staff wants to be sure the Council feels comfortable amending the ordinance and allowing for the sale of liquor at Day in the Park, if we can find an interested vendor.

OPTIONS:

STAFF RECOMMENDATION: