

LAUDERDALE CITY COUNCIL MEETING AGENDA
7:30 P.M. TUESDAY, OCTOBER 8, 2019
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 TO ORDER THE LAUDERDALE CITY COUNCIL MEETING

2. ROLL CALL

3. APPROVALS

- a. Agenda
- b. Minutes of the September 24, 2019 City Council Meeting
- c. Claims Totaling \$116,849.62

4. CONSENT

- a. Resolution No. 100819A, Authorizing Publication by of Ordinance No. 19-03 Regarding Front Yard Fences by Title and Summary
- b. Larpenteur Avenue Sidewalk Snow Removal Contract
- c. 2019 Infrastructure Improvement Project Pay Request No. 5

5. SPECIAL ORDER OF BUSINESS/RECOGNITIONS/PROCLAMATIONS

6. INFORMATIONAL PRESENTATIONS / REPORTS

- a. 2019 Infrastructure Improvement Project
- b. Halloween Party Planning
- 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.

8. DISCUSSION / ACTION ITEM

- a. Designating Pioneer Press as Official Publication for Legal Notices
- b. Resolution Declaring Costs to be Assessed and Ordering Preparation of Proposed Assessment – Resolution 100819B

9. ITEMS REMOVED FROM THE CONSENT AGENDA

10. ADDITIONAL ITEMS

11. SET AGENDA FOR NEXT MEETING

- a. Metropolitan Council Representative Peter Lindstrom

- b. Resolution Calling for Hearing on Proposed Assessment
- c. 2020 Fund Budgets
- d. September Financial Report
- e. Third Quarter Investment Report
- f. Special Assessment Hearing – November 12
- g. Public Hearing on High Density Residential - Conservation Zoning Ordinance – November 26

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. Community Development Update

13. ADJOURNMENT

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

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September 24, 2019

Call to Order

Mayor Gaasch called the Regular City Council meeting to order at 7:33 p.m.

Roll Call

Councilors present: Jeff Dains, Kelly Dolphin, and Mayor Mary Gaasch.

Councilors absent: Roxanne Grove and Andi Moffatt.

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 additions to the meeting agenda. There being none, Councilor Dains moved and seconded by Councilor Dolphin to approve the agenda. Motion carried unanimously.

Mayor Gaasch asked if there were any corrections to the minutes of the September 10, 2019 city council meeting. There being none, Councilor Dains moved and seconded by Councilor Dolphin to approve the minutes of the September 10, 2019 city council meeting. Motion carried unanimously.

Mayor Gaasch asked if there were any questions on the claims. There being none, Councilor Dains moved and seconded by Councilor Dolphin to approve the claims totaling \$51,531.03. Motion carried unanimously.

Consent

Councilor Dains moved and seconded by Councilor Dolphin to approve the Consent Agenda thereby acknowledging the August Financial Report.

Informational Presentations/Reports

A. 2019 Infrastructure Improvement Project

Administrator Butkowski provided an overview of progress on the project.

B. Halloween Party Planning – September 30

Assistant to the City Administrator Bownik provided an update on the annual Halloween party. He stated that volunteers are needed as well as candy and monetary donations.

C. Update on City Council Meet and Greet Events

The Council recapped their meet and greet event at City Gables on September 23 and thanked the residents who attended. They continued to say that the logistics of their upcoming event on October 7 are still being determined.

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1891 Walnut Street
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September 24, 2019

D. City Council Updates

Councilor Dains shared that his three-year term for Lauderdale on the St. Paul Regional Water Board was coming to an end. Dains continued to say that the 61 bus route does not currently run on Sundays and holidays but that will soon be changing. Councilor Dolphin stated that she will be attending a Roseville Area Schools Foundation luncheon at Midland Hills on September 25.

Discussion/Action Items

A. Resolution No. 092419A Granting a Conditional Use Permit to Lauderdale BP to Open Three Service Bays at 2421 Larpenteur Avenue

At the last meeting, the City Council directed staff to bring back a resolution of approval for a conditional use permit with some stipulations. The city attorney drafted the resolution which is ready for ratification.

Councilor Dolphin made a motion to adopt Resolution 092419A – A Resolution Granting a Conditional Use Permit to Scott Weber and Tony Rammer to Reopen Three Service Bays at the Property Located at 2421 Larpenteur Avenue. This was seconded by Councilor Dains and carried unanimously.

B. 2020 Budget and Levy; Resolution No. 092419B Adopting the 2020 Preliminary Property Tax Levy and Establishing the Budget Meeting Date

Butkowski said the proposed budget balanced at \$1,484,684 for 2020, an increase of 3.2% (\$46,110) over 2019. The balanced budget requires a levy increase of 4.4% or \$35,510. The impact of the city's levy increase is approximately \$39.79 on a median valued home (\$218,300) as residential property values in Lauderdale are up 5.8% over last year.

In addition to adopting the resolution establishing the levy at this meeting, the Council must establish the date and time for the public hearing held prior to final budget and levy adoption in December. This year, the timing works such that the public hearing can be held on November 26. Staff would prefer holding the public hearing earlier so that feedback can be worked into the budget prior to adoption on December 10.

The resolution also dedicates \$67,769.06 from the 414 Development Fund to cover what otherwise would be the 2020 debt levy. The Council has committed to using the money generated from conduit debt projects to fund the portion of the 2019 Infrastructure Improvement Project not covered by Ramsey County, St. Paul Regional Water, or special assessments. This will be set up as a budgeted transfer in the 2020 budget.

Councilor Dolphin made a motion to adopt Resolution 092419B – A Resolution Adopting the 2020 Preliminary Tax Levy and Establishing the Budget Meeting Date. This was seconded by Councilor Dains and carried unanimously.

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MEETING MINUTES
Lauderdale City Hall
1891 Walnut Street
Lauderdale, MN 55113

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September 24, 2019

C. An Interim Ordinance Regarding the Regulation of Fences with the City of Lauderdale – Ordinance No. 19-03 and Resolution No. 092419C Authorizing Publication of Ordinance No. 19-03 by Title and Summary

Butkowski mentioned that recently questions have arisen from residents considering a front yard fence. The current ordinance offers little guidance on considerations for front yard fences. For example, one of the inquiring owner's properties is along Larpenteur Avenue and a privacy fence would likely create sight line issues.

The city attorney advised that the City Council could adopt an interim ordinance for up to a year to study the front yard fence issue. If adopted, staff would bring the item back to a future meeting to refine the scope of the study to be undertaken.

Councilor Dolphin made a motion to adopt Ordinance 19-03 – An interim Ordinance, Adopted Pursuant to Minn. Stat., Section 462.355, Subd. 4, Regarding the Regulations of Fences within the City of Lauderdale. This was seconded by Councilor Dains and carried unanimously.

A vote on the resolution publishing by title and summary was postponed until the October 8 meeting as it requires four voting council members be present.

Set Agenda for Next Meeting

Administrator Butkowski stated that the October 8 council meeting may include the 2020 fund budgets, the Larpenteur Avenue sidewalk snow removal contract, a 2019 Infrastructure Improvement Project pay request, and resolution authorizing publication of Ordinance No. 19-03 by title and summary.

Work Session

A. Opportunity for the Public to Address the City Council

Mayor Gaasch opened the floor to anyone in attendance that wanted to address the Council. There being no parties interested in speaking, Mayor Gaasch closed the floor.

B. Falcon Heights Fire Services Update

In early September, Mayor Gaasch and the administrator met with the mayor and administrator from Falcon Heights to discuss their plans to replace the fire chief. We expected to receive information regarding their plans for discussion at our Council meeting, but no new information was available before the meeting.

The Council held a discussion regarding the future of fire services in the City of Lauderdale and will revisit this topic at a future meeting.

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

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September 24, 2019

C. Community Development Updates

Butkowski stated she continues to meet as needed with the developer of Luther Seminary's property in Lauderdale.

Adjournment

Councilor Dains moved and seconded by Councilor Dolphin to adjourn the meeting at 8:25 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

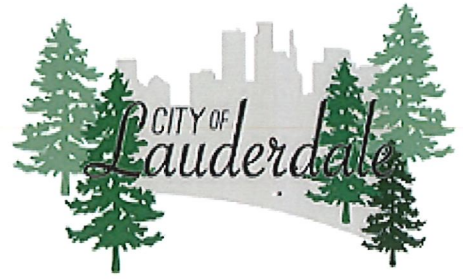
To: Mayor and City Council
From: City Administrator
Meeting Date: October 08, 2019
Subject: List of Claims

The claims totaling \$116,849.62 are provided for City Council review and approval that includes check numbers 26614 to 26630.

Accounts Payable

Checks by Date - Detail by Check Date

User: MILES.CLINE
 Printed: 10/4/2019 3:17 PM



Check No	Vendor No Invoice No	Vendor Name Description	Check Date Reference	Check Amount
ACH	43	Public Employees Retirement Association PR Batch 52000.10.2019 PERA Coordinated PR Batch 52000.10.2019 PERA Coordinated	10/04/2019 PR Batch 52000.10.2019 PER PR Batch 52000.10.2019 PER	985.07 1,136.60
Total for this ACH Check for Vendor 43:				2,121.67
ACH	44	Minnesota Department of Revenue PR Batch 52000.10.2019 State Income Tax	10/04/2019 PR Batch 52000.10.2019 Stat	621.19
Total for this ACH Check for Vendor 44:				621.19
ACH	45	ICMA Retirement Corporation PR Batch 52000.10.2019 Deferred Comp PR Batch 52000.10.2019 Deferred Comp	10/04/2019 PR Batch 52000.10.2019 Defi PR Batch 52000.10.2019 Defi	1,008.18 1,638.63
Total for this ACH Check for Vendor 45:				2,646.81
ACH	46	Internal Revenue Service PR Batch 52000.10.2019 Federal Income Tax PR Batch 52000.10.2019 FICA Employer Portio PR Batch 52000.10.2019 Medicare Employee Pc PR Batch 52000.10.2019 Medicare Employer Po PR Batch 52000.10.2019 FICA Employee Portio	10/04/2019 PR Batch 52000.10.2019 Fed PR Batch 52000.10.2019 FIC. PR Batch 52000.10.2019 Mec PR Batch 52000.10.2019 Mec PR Batch 52000.10.2019 FIC.	1,444.38 1,019.19 238.35 238.35 1,019.19
Total for this ACH Check for Vendor 46:				3,959.46
Total for 10/4/2019:				9,349.13
26614	239 908604 908604	American Engineering Testing Inc 2019 Infrastructure Improvement Testing 2019 Infrastructure Improvement Testing	10/08/2019	175.00 1,801.00
Total for Check Number 26614:				1,976.00
26615	56 3Q2019	James Bownik Mileage Reimbursement	10/08/2019	34.97
Total for Check Number 26615:				34.97
26616	57 3Q2019	Heather Butkowski Mileage Reimbursement	10/08/2019	32.89
Total for Check Number 26616:				32.89
26617	36 0226828 0226869 09232019 102019	City of Roseville October IT Services October Phone Services January - June Non-Resident Reimbursement Puppet Wagon	10/08/2019	1,096.00 83.00 664.00 956.00

Check No	Vendor No Invoice No	Vendor Name Description	Check Date Reference	Check Amount
			Total for Check Number 26617:	2,799.00
26618	29 3850	City of St Anthony October Police Services	10/08/2019	59,433.67
			Total for Check Number 26618:	59,433.67
26619	133 3Q2019	Miles Cline Mileage Reimbursement	10/08/2019	44.30
			Total for Check Number 26619:	44.30
26620	61 9090527	Gopher State One Call September 2019 Locates	10/08/2019	60.75
			Total for Check Number 26620:	60.75
26621	82 102019	Home Depot Primer Spray	10/08/2019	9.97
			Total for Check Number 26621:	9.97
26622	30 310357	League of Minnesota Cities 2019 Regional Meetings - MG	10/08/2019	55.00
			Total for Check Number 26622:	55.00
26623	78 102019 102019 102019 102019 102019 102019 102019 102019 102019	League of Minnesota Cities Insurance Trust LMCIT Property/Casualty Coverage 2020 LMCIT Property/Casualty Coverage 2020 LMCIT Property/Casualty Coverage 2020 LMCIT Property/Casualty Coverage 2020 LMCIT Property/Casualty Coverage 2020 LMCIT Property/Casualty Coverage 2020 LMCIT Property/Casualty Coverage 2020 LMCIT Property/Casualty Coverage 2020 LMCIT Property/Casualty Coverage 2020	10/08/2019	1,572.33 783.54 172.96 231.44 8,181.97 3,711.00 122.11 432.09 639.56
			Total for Check Number 26623:	15,847.00
26624	23 INV1428940	Metro Sales Inc Quarterly Copy Charges	10/08/2019	142.33
			Total for Check Number 26624:	142.33
26625	84 102019 102019 102019 102019 102019 102019	North Star Bank Cardmember Services Supplies for City Council Meet & Greet Event Supplies for City Council Meet & Greet Event Copier Paper Supplies for City Council Meet & Greet Event Copier Paper Election Pens	10/08/2019	14.57 100.02 49.99 28.93 91.98 38.44
			Total for Check Number 26625:	323.93
26626	47	Public Employees Insurance Program PR Batch 52000.10.2019 Dental PR Batch 52000.10.2019 Health Insurance	10/08/2019 PR Batch 52000.10.2019 Den PR Batch 52000.10.2019 Hea	116.10 2,095.98
			Total for Check Number 26626:	2,212.08

Check No	Vendor No Invoice No	Vendor Name Description	Check Date Reference	Check Amount
26627	26 1563404 1563405	Stantec Consulting Services Inc Gen Eng Services 2019 Street Improvements	10/08/2019	585.00 23,191.10
Total for Check Number 26627:				23,776.10
26628	77	United States Postal Service Postage for Special Assessment Letters	10/08/2019	110.00
Total for Check Number 26628:				110.00
26629	3 395958382	US National Equipment Finance Inc Copier Contract	10/08/2019	176.00
Total for Check Number 26629:				176.00
26630	7 8338361-0500-1	Waste Management Inc October Public Works	10/08/2019	466.50
Total for Check Number 26630:				466.50
Total for 10/8/2019:				107,500.49
Report Total (21 checks):				116,849.62

**LAUDERDALE COUNCIL
ACTION FORM**

Action Requested

Consent X
Public Hearing
Discussion
Action
Resolution X
Work Session

Meeting Date October 8, 2019

ITEM NUMBER Fence Interim Ordinance Res.

STAFF INITIAL _____



APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

At the last meeting, the City Council adopted Ordinance No. 19-03, an interim ordinance regarding front yard fences in order to study the topic further. There were not enough member so of the Council present to adopt the resolution authorizing publication by title and summary. The resolution was updated and is ready for adoption at this meeting via the consent agenda.

STAFF RECOMMENDATION:

Motion to adopt Resolution No. 100819A—A Resolution Authorizing Publication of Ordinance No. 19-03 by Title and Summary.

RESOLUTION NO. 100819A

CITY OF LAUDERDALE
COUNTY OF RAMSEY
STATE OF MINNESOTA

RESOLUTION AUTHORIZING PUBLICATION OF
ORDINANCE NO. 19-03 BY TITLE AND SUMMARY

WHEREAS, the city council of the city of Lauderdale has adopted Ordinance No. 19-03, an interim ordinance concerning the regulation of front yard fences in residential areas; and

WHEREAS, Minnesota Statutes, § 412.191, subd. 4, allows publication by title and summary in the case of lengthy ordinances or those containing charts or maps; and

WHEREAS, the ordinance is two pages length; and

WHEREAS, the city council believes that the following summary would clearly inform the public of the intent and effect of the ordinance.

NOW, THEREFORE, BE IT RESOLVED by the city council of the city of Lauderdale that the city clerk-administrator shall cause the following summary of Ordinance No. 19-03 to be published in the official newspaper in lieu of the entire ordinance:

Public Notice

The city council of the city of Lauderdale has adopted Ordinance No. 19-03, an ordinance imposing a moratorium on front yard fences in residential areas of the city. The ordinance requires the city staff to conduct a study on the appropriate regulation of fences in the front yards of residential properties. During the pendency of the moratorium, no applications for front yard fences shall be accepted and any applications for front yard fences received by the city prior to the effective date of the ordinance shall not be processed. The moratorium remains in effect in the city for one year from its effective date or until it is repealed. The full text of Ordinance No. 19-03 is available for inspection at Lauderdale city hall during regular business hours.

Heather Butkowski, City Clerk-Administrator

BE IT FURTHER RESOLVED by the city council of the city of Lauderdale that the city clerk-administrator keep a copy of the ordinance in her office at city hall for public inspection and that she post a full copy of the ordinance in a public place within the city.

Dated: October 8, 2019.

Mary Gaasch, Mayor

ATTEST:

Heather Butkowski, City Clerk-Administrator

**LAUDERDALE COUNCIL
ACTION FORM**

Action Requested

Consent X
Public Hearing
Discussion
Action
Resolution
Work Session

Meeting Date October 8, 2019

ITEM NUMBER LA Snow Removal

STAFF INITIAL HB

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

The City received a proposal from 8th Day Landscaping for the quickly approaching winter season. They offered the same price (\$645/month) as the City paid last year to remove snow in front of the homes along Larpenteur Avenue.

STAFF RECOMMENDATION:

By approving the Consent Agenda, the Council directs staff to enter into a contract with 8th Day Landscaping for snow removal services as presented.

Contract between the City of Lauderdale and 8th Day Landscaping, LLC.

This contract (the "Agreement") is made and entered into this 8th day of October, 2019, between the City of Lauderdale, Minnesota (the "City"), and 8th Day Landscaping, LLC., (the "Contractor"), (collectively, the "Parties").

Scope of Services

Snow plowing specifications for roadways, driveways and parking areas:

Snow removal of roadways, driveways, and parking areas is not a part of the scope of services expected from the Contractor. In the event the services are needed, city staff will make arrangement with the Contractor at the *Equipment/Product Rates* defined below.

Snow shoveling specifications: Trigger depth: 1.5 inches

The snow removal area is identified in *Appendix A: Sidewalk Segments for Snow Removal*. Snow shoveling will be completed by hand or power method. Snow shoveling will be completed with the following guidelines.

1. Snow will be removed from the walkways so as to maintain a minimum clearance of 36 inches. Cut outs for bus access also will be cleared to maintain a minimum width of 36 inches.
2. Walkways will be shoveled within 12 hours of cessation of snow. This standard will be used for all snowfalls that meet the trigger depth, and do not exceed 6 inches. For snow falls that are between 6-12 inches, the standard snow removal time will be extended an additional 18 hours. Any snowfall that exceeds 12 inches will be handled on a best effort basis.
3. Removal of ice built-up is not the responsibility of the Contractor.
4. All mail boxes will be shoveled around so they may be accessible for the residents and mail carriers. This will be completed within 12 hours for snowfalls that meet trigger depth, but do not exceed 6 inches. Snowfalls over 6 inches will extend their removal time an additional 18 hours.
5. Fire hydrants will be cleared of snow within 12 hours, for all snowfalls that meet trigger depth, but do not exceed 6 inches. Snow falls that exceed 6 inches will extend the removal time an additional 18 hours. Any snowfall that exceeds 12 inches will be handled on a best effort basis.
6. On occasion when temperatures reach -15F or less, shoveling may be delayed until safer working conditions prevail.

Snow Removal: Call out

In the event a property owner along Larpenteur Avenue does not perform snow removal or snow removal satisfactorily, the Contractor agrees to provide snow removal service in the same manner as it does in the contract area identified in Appendix A. This service requires a phone call or electronically written notice from the City Administrator or their designee. The Contractor will perform the service within 24 hours of receiving notice. Services will be provided at the costs identified in *Equipment/Product Rates* and billed to the City. The City is responsible for seeking reimbursement from the property owner serviced.

Sanding of driveways, parking lots, and walks

Sanding of drives, parking areas, walks, walkways, and steps will be completed as requested. Sanding and salting is available at an extra charge and will be billed at \$120.00 per ton of sand salt mix. The Contractor is not held responsible for injuries or accidents related to winter

conditions. The Contractor will not be held responsible for turf damage due to sanding or salting.

Sanding / Salting / De-icing Options (upon request)

Ice melt products will be applied to roads and walkways as requested only. Cost for ice melt on roadways is \$120.00 per ton of salt sand mix or \$0.75 per pound applied to walkways. The Contractor is not held responsible for injuries or accidents related to winter conditions. The Contractor will not be held responsible for turf damage due to deicing procedures. The City will contact the Contractor when the City would like salt, sand, or deicing products dispersed. This will require a phone call or written statement from the City Administrator or their designee.

Inspections

The Contractor will inspect sidewalks by May 15, and report any damages caused by snow plowing. Any damages that occur in excess of \$150.00 must be reported immediately.

Responsibility of the City

The following activities are not part of this contract; however, the Contractor will advise the City to reduce costs in these areas.

1. Ice accumulation.
2. The use of deicer materials or activities not defined in these specifications to promote safety.
3. Snow removal, hauling, or relocating snow piles.
4. Any damage caused by protruding objects from paved areas, or from items not visible to the Contractor at the time of snow operations.
5. Snow removal requests that are below the specific trigger depth, or that are outside the specifications.

Compensation

The Contractor will furnish all labor and materials for contract specifications. The above contract is valid from November 1, 2019 to April 30, 2020. The Monthly Contract amount is \$645.00 per month which the City will pay in six equal installments of \$645.00. The City agrees to pay the Contractor in full within 30 days of date of invoice. Payments not received within 30 days will be charged a service charge of 2% per month. Any increase in taxes or other regulations that become effective during the term of this agreement shall be passed on to the City.

-Any increase in fuel prices over 25% will be passed on to the City.

-Any services performed outside of these specifications will be billed at the following rates.

Equipment/Product Rates

The following rates apply to additional services performed by the Contractor. A minimum charge of \$75 applies to callouts.

- ½ ton plow truck with operator: \$63.00 per hour
- ¾ ton plow truck with operator: \$79.00 per hour
- One-ton plow truck with operator: \$89.00 per hour
- Hand shoveling: \$49.00 per/man hour
- Sidewalk salt: \$0.75 per/lb. applied

- Magnesium salt: \$1.00 per/lb. applied
- Walk behind blower: \$55.00 per/hour
- Salt and sand mixture-for driveways: \$120.00 per ton
- Strait salt mixture- for driveways: \$150.00 per ton
- Bobcat with operator: \$110.00 per hour (1 hour minimum.)
- Dump truck with operator: \$150.00 per hour (1 hour minimum)

Terms of Contract

1. Terms and Conditions

The term of this contract shall be for a period of six months commencing on November 1, 2019 and terminating on April 30, 2020. The time performance of any portion of the obligations of the Contractor under this agreement shall be of the essence, subject only to delay caused by or contributed to by act of the City, its agents or employees, labor disputes, fire, unavoidable casualties, act of God, or action or non-action of utilities or of local, state, or federal government.

2. Insurance

The Contractor shall fully insure itself against any and all liability which it may have under the worker's compensation law, general liability, and automobile coverage. The Contractor shall furnish a certificate of insurance to City prior to beginning work.

3. Force Majeure

The Contractor shall not be liable to City for any damages to property, personal injuries, or other liability arising outside of the Contractor's control including but not limited to, vandalism, flood, rain, fire, wind, heavy snow, freezing, strikes, lack of salt availability, other natural causes, acts of God or acts of persons other than the Contractor's employees or agents.

4. Independent Contractor Relationship.

It is expressly understood that the Contractor is an "independent contractor" and not an employee of the City. The Contractor shall have control over the manner in which the services are performed under this Agreement. The Contractor shall supply, at its own expense, all materials, supplies, equipment and tools required to accomplish the work contemplated by this Agreement. The Contractor shall not be entitled to any benefits from the City, including, without limitation, insurance benefits, sick and vacation leave, workers' compensation benefits, unemployment compensation, disability, severance pay, or retirement benefits.

5. Indemnification.

The Contractor 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 Contractor's performance or failure to perform its duties under this Agreement.

6. General Provisions.

- Assignment. The Contractor may not assign this Agreement to any other person unless written consent is obtained from the City.
- Amendments. Any modification or amendment to this Agreement shall require a written agreement signed by both Parties.

- C. Governing Law. This Agreement shall be governed by and interpreted in accordance with the laws of the State of Minnesota.
- D. Savings Clause. If any court finds any portion of this Agreement to be contrary to law or invalid, the remainder of the Agreement will remain in full force and effect.
- E. Waivers. The waiver by either party of any breach or failure to comply with any provision of this Agreement by the other party shall not be construed as, or constitute a continuing waiver of such provision or a waiver of any other breach of or failure to comply with any other provision of this Agreement.
- F. No Waiver by City. By entering into this agreement, the City does not waive its entitlement to any immunity under statute or common law.
- G. Termination. Either party may terminate this agreement at any time for any reason. If the contract is terminated early, the City will pay a prorated fee for services performed to date.

7. Complete Agreement

This agreement and all amendments and exhibits hereto specifically signed and incorporated herein, constitutes the entire agreement between the parties and supersede any and all other agreements, either oral or in writing. By signing below, each party acknowledges that they have read and understand this agreement and that no representation, inducement, promise or agreement oral or otherwise, has been made by any party, which is not embodied within. This agreement shall be construed as objectively in the light of its overall purpose, which is to provide the services herein for compensation. Neither the souse nor the authorship of this agreement shall cause bias or presumption in the constitution or interpretation of this agreement. Any changes to the terms or conditions of this agreement are not binding unless in writing and signed by both parties hereto.

8. Notices

Notices under this contract shall be reserved on the parties by certified mail at the following addresses:

City:
 City of Lauderdale
 1891 Walnut St.
 Lauderdale, MN 55113

Contractor:
 8th Day Landscaping
 1965 Margaret St N
 N. St. Paul, MN 55109

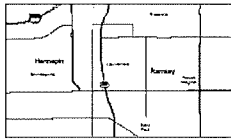
In witness thereof, the parties hereto have executed this agreement the day and year first written above.

By: _____
 Heather Butkowski, Lauderdale City Administrator

By: _____
 Daniel Alfred Owner/Operator
 8th Day Landscaping

Appendix A

Sidewalks Segments for Snow Removal



Sidewalk RFP
Option 1
City of Lauderdale, MN



1:100 (at original document size of 11x17)



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**LAUDERDALE COUNCIL
ACTION FORM**

Action Requested

Consent X
Public Hearing
Discussion
Action
Resolution
Work Session

Meeting Date October 8, 2019

ITEM NUMBER Northdale Pay Request No. 5

STAFF INITIAL AB

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

Northdale Construction submitted their fourth pay request for the 2019 Infrastructure Improvement Project. The request is for a payment of \$97,972.38. This pays for improvements through September 30. The majority of the work has switched to road construction from water main installation so the City is responsible for the majority of this pay request. Staff will bill SPRWS per this split:

- SPRWS: \$6,503.20
- Lauderdale: \$91,469.18

STAFF RECOMMENDATION:

By approving the Consent Agenda, the Council approve pay request No. 5 for the 2019 Infrastructure Improvement Project payable to Northdale Construction in the amount of \$97,972.38.



CITY OF LAUDERDALE

1891 WALNUT STREET
 LAUDERDALE, MN 55113
 Project 193804608 - 2019 INFRASTRUCTURE IMPROVEMENTS
 Request for Payment No. 5

Contractor: Northdale Construction Co., Inc.
 9760 71st Street NE
 Albertville, MN 55301

Stantec Project No. 193804608
 For Period: 8/31/2019 - 9/30/2019

Contract Amounts

Original Contract	\$2,269,093.49
Contract Changes	\$0.00
Revised Contract	\$2,269,093.49

Funds Encumbered

Original	\$2,269,093.49
Additional	N/A
Total	\$2,269,093.49

Work Certified To Date

Base Bid Items	\$1,823,577.99
Backsheet	\$0.00
Change Order	\$0.00
Supplemental Agreement	\$0.00
Work Order	\$0.00
Material On Hand	\$0.00
Total	\$1,823,577.99

	Work Certified This Request for Payment	Work Certified To Date	Less Amount Retained	Less Previous Payments	Amount Paid This Request for Payment	Total Amount Paid To Date
193804608	\$103,128.82	\$1,823,577.99	\$91,178.90	\$1,634,426.71	\$97,972.38	\$1,732,399.09
Percent Retained: 5.0000%				Percent Complete: 80.3659%		
Amount Paid This Request for Payment					\$97,972.38	

This is to certify that the items of work shown in this certificate of Request for Payment have been actually furnished for the work comprising the above mentioned projects in accordance with the plans and specifications heretofore approved.

Approved By _____

Approved By Northdale Construction Co., Inc.

 County/City/Project Engineer

 Contractor

 Date

 Date

Approved for Payment By _____

 City of Lauderdale

 Date

CITY OF LAUDERDALE
 1891 WALNUT STREET
 LAUDERDALE, MN 55113
 Project No. 193804608
 Request for Payment No. 5

193804608 Payment Summary

No.	From Date	To Date	Work Certified Per Request for Payment	Amount Retained Per Request for Payment	Amount Paid Per Request for Payment
1	05/01/2019	05/31/2019	\$296,572.10	\$14,828.61	\$281,743.49
2	06/01/2019	06/21/2019	\$346,996.06	\$17,349.80	\$329,646.26
3	06/22/2019	08/02/2019	\$780,648.56	\$39,032.43	\$741,616.13
4	08/03/2019	08/30/2019	\$296,232.45	\$14,811.62	\$281,420.83
5	08/31/2019	09/30/2019	\$103,128.82	\$5,156.44	\$97,972.38
Totals: \$1,823,577.99			\$91,178.90	\$1,732,399.09	

193804608 Funding Category Report

Funding Category No.	Work Certified To Date	Less Amount Retained	Less Previous Payments	Amount Paid This Request for Payment	Total Amount Paid To Date
SPRWS	662,784.65	33,139.23	623,142.22	6,503.20	629,645.42
Lauderdale	1,160,793.33	58,039.67	1,011,284.48	91,469.18	1,102,753.66
Totals: \$1,823,577.99		\$91,178.90	\$1,634,426.71	\$97,972.38	\$1,732,399.09

193804608 Project Item Status								
Line	Item	Units	Unit Price	Contract Quantity	Quantity This Request for Payment	Amount This Request for Payment	Quantity To Date	Amount To Date
PART 1: GENERAL								
1	MOBILIZATION	LS	\$112,851.40	1	0	\$0.00	0.90	\$101,566.26
2	TRAFFIC CONTROL	LS	\$8,987.50	1	0	\$0.00	0.90	\$8,088.75
Totals For Section PART 1: GENERAL:						\$0.00		\$109,655.01
PART 2: WATER MAIN								
3	GRANULAR BACKFILL	TON	\$15.56	10400	0	\$0.00	10,640.00	\$165,558.40
4	SANITARY SEWER SERVICE RECONNECTION	LF	\$45.81	415	0	\$0.00	179.10	\$8,204.57
5	SERVICE STOP BOX	EA	\$306.73	9	0	\$0.00	14.00	\$4,294.22
6	ADJUST SERVICE STOP BOX	EA	\$135.00	13	0	\$0.00	0.00	\$0.00
7	REPAIR VALVE BOX	EA	\$350.00	2	0	\$0.00	0.00	\$0.00
8	ADJUST VALVE BOX	EA	\$245.00	8	0	\$0.00	3.00	\$735.00
9	REPLACE VALVE BOX	EA	\$590.18	2	0	\$0.00	2.00	\$1,180.36
10	WATER UTILITY HOLE	EACH	\$1,250.00	3	0	\$0.00	0.00	\$0.00
11	EXCAVATION FOR UTILITY OFFSET	EA	\$1,500.00	1	0	\$0.00	1.00	\$1,500.00
12	2" INSULATION	SY	\$25.65	14	0	\$0.00	149.60	\$3,837.24
13	HYDRANT INSTALLATION	EA	\$4,224.05	9	0	\$0.00	9.00	\$38,016.45
14	1" CORPORATION STOP	EA	\$122.43	1	0	\$0.00	3.00	\$367.29
15	1" ORISEAL VALVE INSTALLATION	EA	\$471.95	9	0	\$0.00	31.00	\$14,630.45
16	1.5" ORISEAL VALVE INSTALLATION	EA	\$689.44	1	0	\$0.00	0.00	\$0.00
17	2" ORISEAL VALVE INSTALLATION (WASTING)	EA	\$1,465.50	1	0	\$0.00	0.00	\$0.00
18	4" GATE VALVE INSTALLATION	EA	\$1,145.72	1	0	\$0.00	0.00	\$0.00
19	6" GATE VALVE INSTALLATION	EA	\$1,373.66	5	0	\$0.00	6.00	\$8,241.96

193804608 Project Item Status								
Line	Item	Units	Unit Price	Contract Quantity	Quantity This Request for Payment	Amount This Request for Payment	Quantity To Date	Amount To Date
20	8" GATE VALVE INSTALLATION	EA	\$1,822.81	17	0	\$0.00	17.00	\$30,987.77
21	1" CP WATER SERVICE REPLACEMENT	LF	\$28.89	115	5	\$144.45	301.00	\$8,695.89
22	1.5" CP WATER SERVICE REPLACEMENT	LF	\$65.16	5	0	\$0.00	0.00	\$0.00
23	2" CP WATER SERVICE REPLACEMENT	LF	\$69.20	10	0	\$0.00	0.00	\$0.00
24	6" DI WATER MAIN REPLACEMENT	LF	\$58.32	70	0	\$0.00	120.50	\$7,027.56
25	8" DI WATER MAIN REPLACEMENT	LF	\$78.63	3165	0	\$0.00	2,845.40	\$223,733.80
26	8" HDPE (SDR 11) WATER MAIN - PIPE BURSTING	LF	\$70.35	335	0	\$0.00	327.00	\$23,004.45
27	TELEWISE SANITARY SEWER SERVICE	EA	\$752.50	3	0	\$0.00	3.00	\$2,257.50
28	TELEWISE STORM SEWER CROSSING	EA	\$510.63	3	0	\$0.00	3.00	\$1,531.89
29	DUCTILE AND GREY IRON FITTINGS	LB	\$6.83	1335	0	\$0.00	1,818.00	\$12,416.94
Totals for Section PART 2: WATER MAIN:						\$144.45		\$556,221.74
PART 3: SANITARY SEWER								
30	ADJUST SANITARY SEWER CASTING	EA	\$350.00	12	7	\$2,450.00	7.00	\$2,450.00
31	REMOVE AND REPLACE 4' DIA SANITARY SEWER MANHOLE	EA	\$4,493.47	1	0	\$0.00	1.00	\$4,493.47
32	6" PVC SANITARY SEWER SERVICE PIPE	LF	\$38.12	250	0	\$0.00	330.50	\$12,598.66
33	8" X 6" PVC WYE	EA	\$1,292.41	5	0	\$0.00	10.00	\$12,924.10
34	CONNECT TO EXISTING SANITARY SEWER SERVICE	EA	\$183.65	2	0	\$0.00	8.00	\$1,469.20

193804608 Project Item Status								
Line	Item	Units	Unit Price	Contract Quantity	Quantity This Request for Payment	Amount This Request for Payment	Quantity To Date	Amount To Date
35	REMOVE AND REPLACE SANITARY MANHOLE CONE SECTION, CASTING AND RINGS	EA	\$1,795.10	2	0	\$0.00	2.00	\$3,590.20
Totals For Section PART 3: SANITARY SEWER:						\$2,450.00		\$37,525.63
PART 4: STORM SEWER								
36	ADJUST STORM SEWER CASTING	EA	\$325.00	9	0	\$0.00	0.00	\$0.00
37	REMOVE AND REPLACE STORM SEWER CASTING AND RINGS	EA	\$790.75	2	0	\$0.00	2.00	\$1,581.50
38	REMOVE STORM SEWER STRUCTURE	EA	\$525.00	9	0	\$0.00	9.00	\$4,725.00
39	REMOVE AND REPLACE STORM SEWER STRUCTURE	EA	\$2,610.24	1	0	\$0.00	1.00	\$2,610.24
40	REMOVE STORM SEWER PIPE	LF	\$11.50	300	0	\$0.00	192.00	\$2,208.00
41	CONNECT TO EXISTING STORM SEWER PIPE	EA	\$650.00	4	0	\$0.00	4.00	\$2,600.00
42	CONNECT TO EXISTING STRUCTURE	EA	\$850.00	1	0	\$0.00	0.00	\$0.00
43	12" RCP STORM SEWER	LF	\$59.50	750	0	\$0.00	294.50	\$17,522.75
44	15" RCP STORM SEWER	LF	\$58.11	660	0	\$0.00	507.00	\$29,461.77
45	18" RCP STORM SEWER	LF	\$60.27	1020	0	\$0.00	987.00	\$59,486.49
46	IMPROVED PIPE FOUNDATION	LF	\$0.01	2430	0	\$0.00	0.00	\$0.00
47	27" CATCH BASIN	EA	\$1,395.48	8	0	\$0.00	2.00	\$2,790.96
48	2'X3' CATCH BASIN	EA	\$1,793.11	6	0	\$0.00	6.00	\$10,758.66
49	4' DIAMETER CATCH BASIN MANHOLE	EA	\$2,516.98	16	0	\$0.00	16.00	\$40,271.68
50	4' DIAMETER STORM SEWER MANHOLE	EA	\$2,376.98	2	0	\$0.00	1.00	\$2,376.98

193804608 Project Item Status								
Line	Item	Units	Unit Price	Contract Quantity	Quantity This Request for Payment	Amount This Request for Payment	Quantity To Date	Amount To Date
Totals For Section PART 4: STORM SEWER:						\$0.00		\$176,394.03
PART 5: ROADWAY/ALLEY								
51	SILT FENCE, MACHINE-SLICED	LF	\$2.45	1400	-500	-\$1,225.00	500.00	\$1,225.00
52	INLET PROTECTION	EA	\$275.00	35	0	\$0.00	31.00	\$8,525.00
53	TEMPORARY ROCK CONSTRUCTION ENTRANCE	TN	\$39.50	100	0	\$0.00	59.70	\$2,358.15
54	WATER FOR DUST CONTROL	TGAL	\$28.00	125	0	\$0.00	0.00	\$0.00
55	TEMPORARY MAILBOXES	LS	\$0.01	1	0	\$0.00	0.00	\$0.00
56	REMOVE TREE	EA	\$333.25	15	5	\$1,666.25	15.00	\$4,998.75
57	CLEARING AND GRUBBING	LS	\$3,440.00	1	0.15	\$516.00	1.15	\$3,956.00
58	TEMPORARY FENCE	LF	\$3.50	525	65	\$227.50	65.00	\$227.50
59	SALVAGE AND REINSTALL CHAIN LINK FENCE	LF	\$21.50	175	0	\$0.00	0.00	\$0.00
60	SALVAGE AND REINSTALL WOOD PRIVACY FENCE	LF	\$37.63	325	0	\$0.00	0.00	\$0.00
61	SALVAGE AND REINSTALL FENCE - OTHER	LF	\$43.00	40	0	\$0.00	0.00	\$0.00
62	SALVAGE AND REINSTALL SIGN	EA	\$182.75	30	0	\$0.00	0.00	\$0.00
63	STREET SWEEPER WITH PICKUP BROOM	HR	\$145.00	50	19.25	\$2,791.25	131.25	\$19,031.25
64	REMOVE BITUMINOUS PAVEMENT	SY	\$1.26	11000	20	\$25.20	10,265.50	\$12,934.53
65	CONCRETE PAVEMENT REPLACEMENT - SPECIAL	SF	\$19.39	540	45	\$872.55	286.00	\$5,545.54
66	MILL BITUMINOUS PAVEMENT - 2" DEPTH	SY	\$1.51	7400	0	\$0.00	0.00	\$0.00
67	REMOVE BITUMINOUS DRIVEWAY	SY	\$5.25	300	0	\$0.00	166.00	\$871.50

193804608 Project Item Status

Line	Item	Units	Unit Price	Contract Quantity	Quantity This Request for Payment	Amount This Request for Payment	Quantity To Date	Amount To Date
68	REMOVE CONCRETE DRIVEWAY OR APRON	SY	\$7.50	400	0	\$0.00	677.50	\$5,081.25
69	REMOVE AND REPLACE CONCRETE CURB & GUTTER	LF	\$32.12	400	22	\$706.64	654.00	\$21,006.48
70	SAWING BITUMINOUS PAVEMENT	LF	\$4.75	350	12	\$57.00	12.00	\$57.00
71	REMOVE SIDEWALK	SF	\$0.95	3000	0	\$0.00	2,942.50	\$2,795.38
72	REMOVE CONCRETE CURB & GUTTER	LF	\$2.65	700	93	\$246.45	700.00	\$1,855.00
73	COMMON EXCAVATION (P)	CY	\$21.33	8800	0	\$0.00	9,100.00	\$194,103.00
74	COMMON EXCAVATION - ALLEYS (P)	CY	\$30.95	1500	180	\$5,571.00	180.00	\$5,571.00
75	SUBGRADE EXCAVATION (EV)	CY	\$23.33	500	9	\$209.97	9.00	\$209.97
76	GEOTEXTILE FABRIC	SY	\$1.98	13000	0	\$0.00	11,869.00	\$23,500.62
77	SELECT GRANULAR BORROW (MODIFIED)	TN	\$16.63	9200	0	\$0.00	9,037.63	\$150,295.79
78	AGGREGATE BASE, CLASS 5	TN	\$17.69	7100	160	\$2,830.40	5,095.19	\$90,133.91
79	BITUMINOUS MATERIAL FOR TACK COAT	GAL	\$1.08	900	0	\$0.00	165.00	\$178.20
80	BITUMINOUS TRAIL PATCHING	SF	\$7.99	250	0	\$0.00	160.00	\$1,278.40
81	TYPE SP 9.5 WEARING COURSE MIXTURE (2,B)	TN	\$70.95	1900	0	\$0.00	0.00	\$0.00
82	TYPE SP 9.5 WEARING COURSE MIXTURE FOR ALLEYS (2,B)	TN	\$86.00	150	0	\$0.00	0.00	\$0.00
83	TYPE SP 12.5 NONWEARING COURSE MIXTURE (2,B)	TN	\$68.26	1600	0	\$0.00	1,487.08	\$101,508.08

193804608 Project Item Status								
Line	Item	Units	Unit Price	Contract Quantity	Quantity This Request for Payment	Amount This Request for Payment	Quantity To Date	Amount To Date
84	FULL DEPTH ROADWAY PATCHING - ROSELAWN	SY	\$86.40	400	0	\$0.00	387.00	\$33,436.80
85	BITUMINOUS PAVEMENT PATCHING - ROSELAWN	SY	\$53.75	400	0	\$0.00	0.00	\$0.00
86	B618 CONCRETE CURB & GUTTER	LF	\$13.81	5300	0	\$0.00	5,163.00	\$71,301.03
87	4" DRAINTILE	LF	\$9.67	5200	0	\$0.00	5,074.00	\$49,065.58
88	4" CONCRETE WALK	SF	\$6.07	1750	190	\$1,153.30	1,698.00	\$10,306.86
89	MODULAR BLOCK RETAINING WALL	SF	\$31.71	300	300	\$9,513.00	300.00	\$9,513.00
90	TYPE SP 9.5 BITUMINOUS MIXTURE FOR DRIVEWAYS (2,B)	TN	\$193.50	100	15	\$2,902.50	15.00	\$2,902.50
91	6" CONCRETE DRIVEWAY APRON	SF	\$6.83	4000	0	\$0.00	3,566.00	\$24,355.78
92	7" CONCRETE DRIVEWAY APRON	SF	\$7.42	1200	953	\$7,071.26	2,729.60	\$20,253.63
93	6" CONCRETE PEDESTRIAN CURB RAMP	SF	\$10.48	260	105	\$1,100.40	105.00	\$1,100.40
94	TRUNCATED DOME SURFACE	SF	\$64.50	20	26	\$1,677.00	26.00	\$1,677.00
95	SALVAGE HANDHOLE	EA	\$989.00	2	0	\$0.00	0.00	\$0.00
96	INSTALL SALVAGED HANDHOLE	EA	\$1,064.50	2	0	\$0.00	0.00	\$0.00
97	PREFORMED RIGID PVC CONDUIT LOOP DETECTOR 6' X 6'	EA	\$1,612.50	3	3	\$4,837.50	3.00	\$4,837.50
98	PREFORMED RIGID PVC CONDUIT LOOP DETECTOR 6' X 12'	EA	\$1,935.00	2	2	\$3,870.00	2.00	\$3,870.00
99	HANDHOLE	EA	\$2,683.20	1	0	\$0.00	0.00	\$0.00
100	1.5" NON-METALLIC CONDUIT	LF	\$13.55	80	0	\$0.00	0.00	\$0.00

193804608 Project Item Status

Line	Item	Units	Unit Price	Contract Quantity	Quantity This Request for Payment	Amount This Request for Payment	Quantity To Date	Amount To Date
101	DECIDUOUS TREE 6' HT B&B	EA	\$376.25	15	0	\$0.00	0.00	\$0.00
102	TOPSOIL BORROW (LV)	CY	\$30.10	1500	960	\$28,896.00	960.00	\$28,896.00
103	SOD	SY	\$4.52	9000	5535	\$25,018.20	5,535.00	\$25,018.20
104	METAL FENCE	LF	\$38.43	50	0	\$0.00	0.00	\$0.00
105	LANDSCAPE FUND	LS	\$12,000.00	1	0	\$0.00	0.00	\$0.00
106	4" DOUBLE YELLOW LINE - PAINT	LF	\$0.49	4200	0	\$0.00	0.00	\$0.00
107	4" SOLID WHITE LINE - PAINT	LF	\$0.25	8400	0	\$0.00	0.00	\$0.00
108	24" SOLID WHITE LINE - PAINT	LF	\$8.06	50	0	\$0.00	0.00	\$0.00
Totals For PART 5: ROADWAY/ALLEY:						\$100,534.37		\$943,781.58
Project Totals:						\$103,128.82		\$1,823,577.99

LAUDERDALE COUNCIL ACTION FORM

Action Requested

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

Meeting Date October 8, 2019

ITEM NUMBER Official Paper

STAFF INITIAL AB

APPROVED BY ADMINISTRATOR _____

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

We learned earlier this week via the attached email that Lillie Suburban Newspaper was no longer going to publish legal notices. Shortly thereafter, staff learned that their office was closed. Also included is an article from the Pioneer Press that sheds more light on the matter.

Earlier this week, staff spoke with the city attorney as a number of Kennedy and Graven's clients were affected and we discussed options for other publishers. The only two options we have right now are the Pioneer Press and Star Tribune. When staff spoke with Pioneer Press staff earlier this week they were unaware that they were about to be bombarded with requests for publications from about a dozen cities. In speaking with them on Friday, they came up with a plan for handling the new business. They will be sending out letters saying they will offer publication for \$0.43 per line and invoice cities monthly (no pre-pay or credit card required). They also will provide affidavits of publication similar to what we have been receiving from Lillie Suburban News.

Staff are relieved to have a new paper ready as we have items to publish. It was great to hear that the Pioneer Press has made for an easy transition. As a daily, the Pioneer Press offers greater ability to get information out sooner. The downside is that we don't know that anyone will see the publications we put out much like we aren't sure now. I believe a conversation with our state legislators is in order. The League told me greater Minnesota cities have run into the issue but you know the loss of local publishers is only going to increase if the publisher for the densest county in Minnesota can't make it work financially.

STAFF RECOMMENDATION:

Motion to appoint the Pioneer Press as Lauderdale's official newspaper for legal publications.

Heather Butkowski

From: Legals - Lillie Suburban Newspapers <legals@lillienews.com>
Sent: Monday, September 30, 2019 5:08 PM
To: legals@lillienews.com
Subject: No longer publishing legal notices (ROS)

Caution: This email originated outside our organization; please use caution.

Lillie Suburban Newspapers will no longer be publishing legal notices following the October 2, 2019 issue. We are sorry for any inconveniences this may cause. We have appreciated our partnership over the last 82 years.

If you have any questions please contact Mark Anfinson, Minnesota Newspaper Association attorney, at 612-827-5611.

Ted H. Lillie

Lillie Suburban Newspapers, Inc.
2515 E. 7th Ave.
North St. Paul MN 55109
Direct: 651-748-7881
Fax: 651-777-8288

NEWS > BUSINESS

Lillie Suburban Newspapers appears to be closing, lost \$921,000 last year

By [MICHELLE GRIFFITH](#) | mgriffith@pioneerpress.com and [JOSH VERGES](#) | jverges@pioneerpress.com |

PUBLISHED: October 2, 2019 at 2:01 pm | UPDATED: October 3, 2019 at 1:26 pm

Lillie Suburban Newspapers, the company that oversees several St. Paul suburban newspapers, appeared to publish its final editions Wednesday.

The company encompasses eight publications that cover local news in the east metro, including Shoreview, New Brighton, Lake Elmo and St. Anthony, as well as the East Side Review in St. Paul.

Lillie Newspapers emailed the cities it covers Tuesday, saying it no longer would publish the cities' legal notices.

"We have appreciated our partnership over the last 82 years," the email read.

Lillie's main office in North St. Paul appeared closed Wednesday, as the company had the doors locked and lights off — something its neighboring businesses said is odd. Employees at nearby businesses said the office appeared to have closed suddenly about a week ago.

The company's financial struggles were revealed in the personal bankruptcy case of co-owner Jeffery Enright, who filed under Chapter 7 in August 2018.

According to a July filing in that case, the newspaper company lost \$921,000 in 2018.

As of summer 2018, the filing said, the company had \$511,000 in assets and \$2.01 million in liabilities.

Co-owner Ted Lillie could not be reached for comment Wednesday.

The Lillie website says it has served St. Paul suburbs since 1937.

Correction: This article has been updated to correct the timing of Jeffery Enright's bankruptcy.

Tags: [Business](#) [Lake Elmo](#) [New Brighton](#) [Shoreview](#)
[St. Paul](#)



Michelle Griffith



Josh Verges

Josh has written about St. Paul public schools and higher education for the Pioneer Press since 2014, 11 years after the paper first published his byline as a University of Minnesota intern.

LAUDERDALE COUNCIL ACTION FORM

Action Requested

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

Meeting Date October 8, 2019

ITEM NUMBER Special Assess. Resolution

STAFF INITIAL AB

APPROVED BY ADMINISTRATOR _____

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

Staff asked the city attorney to prepare the document necessary to complete the special assessment process now that construction is winding down. The following schedule completes the process prior to Ramsey County's November 30 deadline to receive special assessment rolls:

- October 8 – Resolution Declaring Cost to be Assessed and Ordering Preparation of Proposed Assessment.
- October 22 – Resolution Calling for Hearing on Proposed Assessment.
- Immediately following October 22 – notice published at least once and mail notice to each property owner no less than 2 weeks prior to the hearing.
- November 12 - Assessment hearing – Resolution Adopting Assessment.
- November 26 - Date for continued assessment hearing if necessary.

In order to complete the special assessment process this year, estimates have been made to derive at a final project cost. The cost estimate in the feasibility report was \$2,459,830 and the final project cost is expected to be \$2,643,000 or a difference of \$183,170. As the bids came back over \$250,000 higher than anticipated, the difference was expected.

For this meeting, the City Council must establish the total amount being assessed for the project. Of the \$2,643,000 total project cost (including replacement of the water main), the proposed amount to be assessed is \$470,559. After this meeting, staff and the engineer will finalize the calculations and send notice to affected property owners of their proposed special assessment amount with information about the special assessment hearing scheduled for November 12.

STAFF RECOMMENDATION:

Motion to adopt Resolution No. 100819B—A Resolution Declaring Cost to be Assessed and Ordering Preparation of Proposed Assessment.

RESOLUTION NO. 100819B

CITY OF LAUDERDALE
COUNTY OF RAMSEY
STATE OF MINNESOTA

RESOLUTION DECLARING COST TO BE ASSESSED AND
ORDERING PREPARATION OF PROPOSED ASSESSMENT

WHEREAS, a contract has been let for the improvement of Eustis Street between Larpenteur Avenue and Roselawn Avenue and Roselawn Avenue between Fulham Street and the TH280 right-of-way by Northdale Construction Company Incorporated. The contract price for such improvement is \$2,269,089.49 and the expenses incurred or to be incurred in the making of such improvement amount to \$473,000.00 so that the total cost of the improvement is estimated to be \$2,742,089.49.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LAUDERDALE, MINNESOTA:

1. The portion of the cost of such improvement to be paid by the city and other sources is hereby declared to be \$2,271,530.49 and the portion of the cost to be assessed against benefitted properties is declared to be \$470,559.00.
2. Assessments shall be payable in equal annual installments extending over a period of ten years, the first of the installments to be payable on or before the first Monday in January, 2020, and shall bear interest at the rate of 4.15 percent per annum from the date of the adoption of the assessment resolution.
3. The city clerk-administrator, with the assistance of the city engineer, shall forthwith calculate the proper amount to be specially assessed for such improvement against every assessable lot, piece or parcel of land within the area affected, without regard to cash valuation, as provided by law, and she shall file a copy of such proposed assessment in her office for public inspection.
4. The city clerk-administrator shall upon the completion of such proposed assessment notify the council thereof.

Adopted by the city council of the city of Lauderdale this 8th day of October, 2019.

Mary Gaasch, Mayor

Attest:

Heather Butkowski, City Clerk-Administrator