

LAUDERDALE CITY COUNCIL MEETING AGENDA
7:30 P.M. TUESDAY, MARCH 11, 2014
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 February 25, 2014 City Council Meeting
 - c. Claims Totaling \$158,997.39
4. **CONSENT**
5. **SPECIAL ORDER OF BUSINESS/RECOGNITIONS/PROCLAMATIONS**
6. **INFORMATIONAL PRESENTATIONS / REPORTS**
 - a. Legislators Rep. Alice Hausman and Sen. John Marty
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 ITEMS**
 - a. Larpenteur Avenue Easement Agreements
 - b. Payment for Purchase of 2430 Larpenteur Avenue
9. **ITEMS REMOVED FROM THE CONSENT AGENDA**
10. **ADDITIONAL ITEMS**
11. **SET AGENDA FOR NEXT MEETING**
 - a. St. Anthony Police Annual Report
 - b. Public Hearing Regarding Proposed Tobacco Ordinance Revisions
 - c. Annual Audit Report, Andrew Berg of Abdo, Eick, and Meyers – April 8
 - d. Annual Update by Ramsey County Commissioner McGuire – April 22
 - e. Ramsey County Economic Prosperity Report – April 22
 - f. Police Contract Discussion with St. Anthony City Manager Mark Casey – April 22
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 for specific items on the agenda, 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. Police Contract Renewal
- c. Music under the Trees Discussion
- d. Community Development Update

13. ADJOURNMENT

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

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February 25, 2014

Mayor Dains called the City Council meeting to order at 7:34 p.m.

Councilors present: Mary Gaasch, Denise Hawkinson, Lara Mac Lean, and Mayor Jeff Dains.

Councilor absent: Roxanne Grove.

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

Mayor Dains asked for changes to the meeting agenda. The Mayor added city councilor leave and no parking zones within the City and Butkowski added Mary Hayes of the St. Anthony Park Area Seniors program to Informational Presentations. Councilor Hawkinson moved to approve the amended agenda. Councilor Mac Lean seconded the motion and it passed unanimously.

Councilor Mac Lean moved to approve the February 11, 2014 City Council meeting minutes. Councilor Gaasch seconded the motion and it passed unanimously.

Councilor Hawkinson moved approval of the claims totaling \$18,848.05. Councilor Mac Lean seconded the motion and it passed unanimously.

Councilor Gaasch moved approval of the Consent Agenda which included Resolution 022514A – A Resolution Depositing the Excess Unreserved Fund Balance in Capital Improvement Funds, the January 2014 Financial Report, and the 2014 Tobacco and Alcohol Licenses. Councilor Hawkinson seconded the motion and it passed unanimously.

Informational Presentations:

Introduction to the Bhutanese Community-Parmananda Khatiwoda

Mr. Khatiwoda presented the Council with information on the Bhutanese refugee community living in Lauderdale. He said there are approximately 1,000 Bhutanese in Minnesota with about 70 living in Lauderdale. Most of the Bhutanese population emigrated to the United States and to other parts of the world in 2008.

Khatiwoda founded a non-profit organization with other members of the Bhutanese Community. Through the Bhutanese Community Organization (BCO) Khatiwoda has held English language and citizen training workshops at Lauderdale City Hall. The BCO also works with students and attempts to problem solve with the students and schools as they navigate the education system. The BCO also works with adult Bhutanese to assist them in learning the mores of living in Minnesota. The Council sincerely thanked him for his presentation.

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February 25, 2014

Mary Hayes – St. Anthony Park Area Seniors (SAPAS) program

Ms. Hayes attended the meeting to learn more about the Bhutanese Community in Lauderdale and to inform the Council of the work of the SAPAS program. Hayes stated that the SAPAS was formerly known as the block nurse program for the area; she stated that she has been with the program for 12 years. The SAPAS traditionally served individuals 65 and older but has recently begun serving people 60 years and older in order to assist them in obtaining appropriate services as they turn 65. The SAPAS holds exercise classes for seniors at Lauderdale City Hall and Hayes stated they also provide transportation and in house respite services and looks forward to expanding their reach in Lauderdale.

Discussion Items

Larpenteur Avenue Temporary Construction Easement Agreements

Butkowski stated there are five temporary construction easement agreements to be approved by the Council.

Councilor Gaasch moved to execute the Temporary Easement for Construction Agreements with the owners as presented. Councilor Hawkinson seconded the motion and it passed unanimously.

Resolution 022514B – Support for Digital Publication of City Notices

Butkowski stated that the League of Minnesota Cities is looking for support for this initiative. Mayor Dains described that consumption of news and information has changed over time and more people get their news from all manner of sources other than printed newspapers. Mayor Dains also stated the Roseville Review is not delivered to residents in Lauderdale any longer which limits the reach of the newspaper as the City's official publication.

Councilor Mac Lean moved to adopt Resolution 022514B – A Resolution Supporting Legislation Allowing Cities to Designate their City Website to Publish Public Notices. Councilor Hawkinson seconded the motion and it passed unanimously.

Additional Items

Snow Plowing and Parking in the City of Lauderdale

The Council discussed whether to restrict parking on Eustis Street. Eustis Street has narrowed as the snow totals have increased making vehicle passage more difficult. The Council decided to allow parking on the west side of Eustis Street only (the odd numbered side of the street). The restrictions will go into effect on March 1. Butkowski said City staff will post signs on Friday, February 28 to alert residents of the parking change and residents will be notified by email and the City's website.

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Lauderdale City Hall
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February 25, 2014

Councilor Hawkinson moved to adopt Resolution 022514C – A Resolution Limiting Parking on Eustis Street. Councilor Mac Lean seconded the motion and it passed unanimously.

Agenda items for the March 11 Council Meeting may include a legislative update from Senator Marty and Representative Hausman and the Larpenteur Avenue Pedestrian Improvement Project.

Mayor Dains explained that the Council was moving into the work session. Work sessions are a continuation of the meeting but not aired on community television. Mayor Dains asked if anyone wished to address the Council. No one came forward.

Work Session:

Community Development Update

Butkowski said representatives from Luther Seminary will meet with the City on Monday, March 3 to discuss the lot split they are proposing to prepare the property for sale.

A representative from Corval will meet with City staff on February 26 to discuss their development ideas.

Butkowski stated she is meeting with the Brandy Chase Association Board on Thursday to discuss the Larpenteur Avenue Project. The Association has concerns about the bus shelter and the sidewalk.

Council Leave

Councilor Hawkinson will be unable to attend the council meetings in March and April. Councilor Mac Lean will also not be able to attend the April 22 Council Meeting.

There being no further business on the council agenda, Councilor Mac Lean moved to adjourn the meeting. Councilor Hawkinson seconded the motion and it carried. The meeting adjourned at 8:45 p.m.

Respectfully submitted,


Kevin Kelly
Deputy City Clerk

CITY OF LAUDERDALE

CLAIMS FOR APPROVAL

March 11, 2014 City Council Meeting

Payroll

02/27/14 Payroll: Direct Deposit # 501752-501764	\$9,732.75
02/27/14 Payroll: Payroll Liabilities, e-payments 862E-865E	\$9,307.25

Vendor Claims

03/11/14 Claims: Check #'s 22128-22153	\$139,957.39
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SUBTOTAL \$158,997.39

Total Claims for Approval

\$158,997.39

CITY OF LAUDERDALE

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*Claim Register©

022814pyrll

FEBRUARY 2014

Claim Type	Direct					
Claim#	3823	NORTH STAR BANK, CHECKING S	Ck# 000862E	2/27/2014		
Cash Payment	G 101-21703	FICA WITHHOLDING.		2/28/2014	Payroll	\$2,512.56
		Invoice				
Cash Payment	G 101-21701	FEDERAL TAXES		2/28/2014	Payroll	\$1,335.82
		Invoice				
Transaction Date	2/27/2014	Due 0	NORTH STAR CHE	10100	Total	\$3,848.38
Claim#	3824	PERA	Ck# 000863E	2/27/2014		
Cash Payment	G 101-21704	PERA		2/28/2014	Payroll	\$1,774.34
		Invoice				
Transaction Date	2/27/2014	Due 0	NORTH STAR CHE	10100	Total	\$1,774.34
Claim#	3825	ICMA RETIREMENT TRUST - 457	Ck# 000864E	2/27/2014		
Cash Payment	G 101-21705	ICMA RETIREMENT		2/28/2014	Payroll	\$2,438.63
		Invoice				
Transaction Date	2/27/2014	Due 0	NORTH STAR CHE	10100	Total	\$2,438.63
Claim#	3826	MN DEPARTMENT OF REVENUE	Ck# 000865E	2/27/2014		
Cash Payment	G 101-21702	STATE WITHHOLDING		2/28/2014	Payroll	\$1,245.90
		Invoice				
Transaction Date	2/27/2014	Due 0	NORTH STAR CHE	10100	Total	\$1,245.90
					Tota	\$9,307.25

Pre-Written Check	\$9,307.25
Checks to be Generated by the Compute	\$0.00
Total	\$9,307.25

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***Check Detail Register©**

MARCH 2014

	Check Amt	Invoice	Comment
10100 NORTH STAR CHECKING			
Paid Chk# 022128	3/11/2014	ABDO EICK & MEYERS LLP	
E 101-41500-301	AUDITING	\$9,200.00	2013 financial audit
E 601-49000-301	AUDITING	\$1,150.00	2013 financial audit
E 602-49100-301	AUDITING	\$1,150.00	2013 financial audit
Total	ABDO EICK & MEYERS LLP	\$11,500.00	
Paid Chk# 022129	3/11/2014	AFSCME	
G 101-21709	UNION DUES	\$111.38	2/14 Union Dues
Total	AFSCME	\$111.38	
Paid Chk# 022130	3/11/2014	CITY OF FALCON HEIGHTS	
E 101-42100-321	FIRE CALLS	\$2,746.08	2/14 Fire Calls
Total	CITY OF FALCON HEIGHTS	\$2,746.08	
Paid Chk# 022131	3/11/2014	CITY OF ST ANTHONY	
E 101-42100-319	POLICE CONTRACT	\$102,846.82	2/14 & 3/14 Police Contract
Total	CITY OF ST ANTHONY	\$102,846.82	
Paid Chk# 022132	3/11/2014	EUREKA RECYCLING	
E 203-50000-389	RECYCLING CONTRACTOR	\$2,424.65	2/14 Recycling Contract
Total	EUREKA RECYCLING	\$2,424.65	
Paid Chk# 022133	3/11/2014	GLTC PREMIUM PAYMENTS	
G 101-21706	HEALTH INSURANCE	\$50.90	3/14 Long Term Care Plan
Total	GLTC PREMIUM PAYMENTS	\$50.90	
Paid Chk# 022134	3/11/2014	GOPHER STATE ONE-CALL	
E 101-43400-386	GOPHER STATE ONE CALL	\$4.35	2/14 Locates
Total	GOPHER STATE ONE-CALL	\$4.35	
Paid Chk# 022135	3/11/2014	HAMLIN UNIVERSITY - GLOBAL ED	
E 602-49100-438	DUES & SUBSCRIPTIONS	\$500.00	2014 Metro Watershed Partnership Membership
Total	HAMLIN UNIVERSITY - GLOBAL ED	\$500.00	
Paid Chk# 022136	3/11/2014	HUGHES AND JOSEPH	
E 101-41500-300	LEGAL FEES - PROSECUTING	\$850.00	2/14 Legal Fees
Total	HUGHES AND JOSEPH	\$850.00	
Paid Chk# 022137	3/11/2014	KONICA MINOLTA	
E 101-41200-401	COPIER CONTRACT	\$197.05	2/14 Copier Contract
Total	KONICA MINOLTA	\$197.05	
Paid Chk# 022138	3/11/2014	LILLIE SUBURBAN NEWS	
E 101-41100-352	PUBLIC INFO NOTICES	\$45.00	Public Notice - Tobacco Pub. Hearing
Total	LILLIE SUBURBAN NEWS	\$45.00	
Paid Chk# 022139	3/11/2014	LMC	
E 101-41200-308	TRAINING\CONFERENCES	\$20.00	Safety and Loss Control - JB

CITY OF LAUDERDALE

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***Check Detail Register©**

MARCH 2014

		Check Amt	Invoice	Comment
Total LMC		\$20.00		
Paid Chk#	022140	3/11/2014	MET-COUNCIL ENVIRONMENTAL SER.	
E 601-49000-387	WATER TREATMENT SERVICE	\$10,281.21		4/14 waste water treatment
otal MET-COUNCIL ENVIRONMENTAL SER.		\$10,281.21		
Paid Chk#	022141	3/11/2014	NORTH STAR BANK, PETTY CASH	
E 101-45200-391	TELEPHONE/PAGERS	\$22.46		Warming House Phone Card
E 101-41200-331	TRAVEL EXPENSE	\$6.00		U of M Parking
E 101-41200-201	GENERAL SUPPLIES	\$35.33		W2 & 1099 Forms
E 101-41200-440	MEETING EXPENSES	\$10.00		SRA Luncheon Mtg.
E 101-41200-201	GENERAL SUPPLIES	\$35.46		Batteries and Coffee
E 101-41200-203	POSTAGE	\$11.68		2 Certified Letters
E 101-41200-201	GENERAL SUPPLIES	\$57.49		Pens, sponges, paper & 3 Ring Binders
E 101-41200-440	MEETING EXPENSES	\$11.00		LMC Event Parking
E 101-45200-391	TELEPHONE/PAGERS	\$18.98		Phone Card for Warming House
E 101-41200-201	GENERAL SUPPLIES	\$29.99		Chairmat for Dep. Clerk
Total NORTH STAR BANK, PETTY CASH		\$238.39		
Paid Chk#	022142	3/11/2014	NORTH SUBURBAN ACCESS CORP	
E 202-49500-530	FURNITURE & EQUIPMENT	\$56.14		Power Strip for Chamber Camera
Total NORTH SUBURBAN ACCESS CORP		\$56.14		
Paid Chk#	022143	3/11/2014	PARK SERVICE	
E 602-49100-402	CITY TRUCK REPAIR/MAINTEN	\$5.50		Service Call
E 101-43000-402	CITY TRUCK REPAIR/MAINTEN	\$44.00		Service Call
E 601-49000-402	CITY TRUCK REPAIR/MAINTEN	\$5.50		Service Call
Total PARK SERVICE		\$55.00		
Paid Chk#	022144	3/11/2014	PUBLIC EMPLOYEES INS PROGRAM	
G 101-21706	HEALTH INSURANCE	\$1,775.32		3/14 Health Benefits
Total PUBLIC EMPLOYEES INS PROGRAM		\$1,775.32		
Paid Chk#	022145	3/11/2014	RAMSEY CO LEAGUE OF LOCAL GOVT	
E 101-41100-438	DUES & SUBSCRIPTIONS	\$125.00		2014 Membership Dues
otal RAMSEY CO LEAGUE OF LOCAL GOVT		\$125.00		
Paid Chk#	022146	3/11/2014	RAMSEY COUNTY, PROP REC & REV	
E 101-42100-318	911 Dispatch	\$1,172.88		2/14 911 Dispatch
G 101-21706	HEALTH INSURANCE	\$440.96		3/14 Employee Insurance
E 101-41200-355	MISC PRINTING/PROCESS SER	\$25.00		3/14 Employee Insurance
E 101-42100-355	MISC PRINTING/PROCESS SER	\$6.24		2/14 800 MHz radio license
Total RAMSEY COUNTY, PROP REC & REV		\$1,645.08		
Paid Chk#	022147	3/11/2014	STANTEC	
E 405-48500-325	LARPENTEUR AVE IMPROVEM	\$1,638.00		1/14 Larpenteur Ave. Project
Total STANTEC		\$1,638.00		
Paid Chk#	022148	3/11/2014	TC DIE CASTING	

CITY OF LAUDERDALE

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***Check Detail Register©**

MARCH 2014

			Check Amt	Invoice	Comment
G 101-22223	TC DIE CASTING PROJECT		\$595.28		escrow refund
	Total TC DIE CASTING		\$595.28		
<hr/>					
Paid Chk# 022149	3/11/2014	US BANK, DEBT SERVICES			
E 304-47400-621	FILE MAINTENANCE CHARGES		\$450.00		2003A bond management contract
	Total US BANK, DEBT SERVICES		\$450.00		
<hr/>					
Paid Chk# 022150	3/11/2014	VISTAPRINT NETHERLANDS B.V.			
E 101-41200-201	GENERAL SUPPLIES		\$94.48		Staff & Council Business Cards
	Total VISTAPRINT NETHERLANDS B.V.		\$94.48		
<hr/>					
Paid Chk# 022151	3/11/2014	WASTE MANAGEMENT			
E 101-43000-384	REFUSE DISPOSAL		\$205.43		3/14 PW Waste Refuse
E 101-43000-384	REFUSE DISPOSAL		\$158.84		Refuse Disposal Mar/Apr/May - City Hall
	Total WASTE MANAGEMENT		\$364.27		
<hr/>					
Paid Chk# 022152	3/11/2014	XCEL ENERGY, CITY HALL			
E 101-43000-381	ELECTRIC		\$205.15		2/14 City Utilities
E 101-43000-383	GAS UTILITIES		\$535.52		2/14 City Utilities
	Total XCEL ENERGY, CITY HALL		\$740.67		
<hr/>					
Paid Chk# 022153	3/11/2014	XCEL ENERGY, STREET LIGHTING			
E 101-43000-380	STREET LIGHT UTILITY		\$53.06		2/14 Bridge Lights
E 101-43000-380	STREET LIGHT UTILITY		\$549.26		2/14 Street Lights
	Total XCEL ENERGY, STREET LIGHTING		\$602.32		
	10100 NORTH STAR CHECKING		\$139,957.39		

Fund Summary

10100 NORTH STAR CHECKING	
101 GENERAL	\$122,296.39
202 COMMUNICATIONS	\$56.14
203 RECYCLING	\$2,424.65
304 03 ST/UTIL IMP DEBT SERVICE	\$450.00
405 TIF-PROJECTS	\$1,638.00
601 SEWER UTILITIES	\$11,436.71
602 STORM SEWER ENTERPRISE FUND	\$1,655.50
	\$139,957.39

**LAUDERDALE COUNCIL
ACTION FORM**

Action Requested

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

Meeting Date March 11, 2014

ITEM NUMBER Temp. Constr. Easements

STAFF INITIAL 

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

To complete the pedestrian improvement project, the City needs temporary construction easement agreements from each of the property owners along the north side of Larpenteur Avenue. In addition to those you approved at the last meeting, I have four more. If I receive more before the Council Meeting, I will add them to the list of those to be approved.

I have included signed agreements from:

William Thompson, 2395 Larpenteur

Jenny Ortiz, 2409 Larpenteur

Barbara Eggers, 2379 Larpenteur

Croix Oil, 2421 Larpenteur

OPTIONS:

STAFF RECOMMENDATION:

Motion to execute the Temporary Easement for Construction Agreements with the owners presented.

COUNCIL ACTION:

Signed under the agreement that the city will be responsible for the shoveling of the sidewalk.

TEMPORARY EASEMENT FOR CONSTRUCTION

THIS INSTRUMENT is made by William Thompson, a single person, Grantor, in favor of the city of Lauderdale, a Minnesota municipal corporation, Grantee.

FOR GOOD AND VALUABLE CONSIDERATION, receipt of which is acknowledged by Grantor, Grantor grants and conveys to the Grantee a temporary easement for construction purposes, including the right of the Grantee, its contractors, agents, and employees to enter upon said premises at all reasonable times for the purposes of construction, repairing, grading, sloping, and restoration and all purposes ancillary thereto, together with the right to cut or trim therefrom trees, shrubs, or other vegetation from the easement area, as well as the right to deposit construction materials upon the easement area and to deposit or remove earthen materials from the easement area.

Said easement is granted over, under, across and upon that part of Lot 14, Block 2, Manuel's Subdivision, Ramsey County, Minnesota as depicted on Exhibit A attached hereto and known by Property Identification Number 17.29.23.34.0110.

Said temporary easement expires on July 15, 2015.

STATE DEED TAX DUE HEREON: NONE

Dated this 3rd day of March, 2014.

Signed under the agreement that the city will be responsible for the shoveling of the sidewalk.

William Thompson
William Thompson

STATE OF MINNESOTA)
) SS.
COUNTY OF Ramsey)

The foregoing instrument was acknowledged before me this 3rd day of March, 2014, by William Thompson, a single person, grantor.

Kevin Kelly
Notary Public

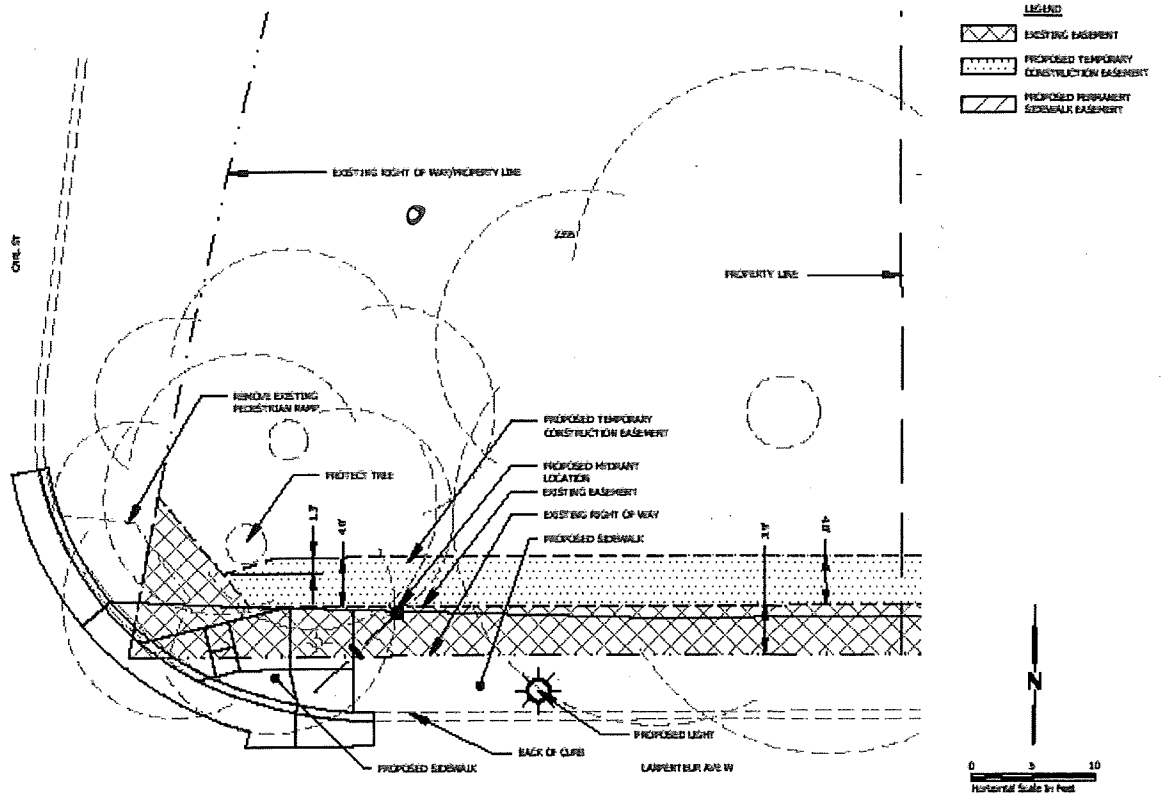
NOTARY STAMP OR SEAL



THIS INSTRUMENT DRAFTED BY:

Kennedy & Graven, Chartered (RHB)
470 U.S. Bank Plaza
200 South Sixth Street
Minneapolis, MN 55402
Telephone: (612) 337-9300

EXHIBIT A



PROPOSED EASEMENTS - 2395 LARPEN TEUR

CITY OF LAUDERDALE
2013 LARPEN TEUR AVE W STREETScape IMPROVEMENTS

FIGURE 8



PREPARED BY: S. B. STANTEC, INC. 2225 HIGHWAY 26 W, ST. PAUL, MN 55112
 DATE: 2/4/2014
 PROJECT NO.: 192801872

DATE 2/4/2014

PROJ. NO.: 192801872

TEMPORARY EASEMENT FOR CONSTRUCTION

THIS INSTRUMENT is made by Jenny Ortiz, a single person, Grantor, in favor of the city of Lauderdale, a Minnesota municipal corporation, Grantee.

FOR GOOD AND VALUABLE CONSIDERATION, receipt of which is acknowledged by Grantor, Grantor grants and conveys to the Grantee a temporary easement for construction purposes, including the right of the Grantee, its contractors, agents, and employees to enter upon said premises at all reasonable times for the purposes of construction, repairing, grading, sloping, and restoration and all purposes ancillary thereto, together with the right to cut or trim therefrom trees, shrubs, or other vegetation from the easement area, as well as the right to deposit construction materials upon the easement area and to deposit or remove earthen materials from the easement area.

Said easement is granted over, under, across and upon that part of Lot 19, Block 1, Manuel's Subdivision, Ramsey County, Minnesota as depicted on Exhibit A attached hereto and known by Property Identification Number 17.29.23.34.0233.

Said temporary easement expires on July 15, 2015.

STATE DEED TAX DUE HEREON: NONE

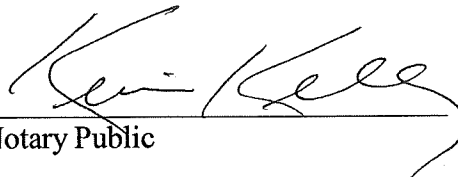
Dated this 28th day of February, 2014.



Jenny Ortiz

STATE OF MINNESOTA)
) SS.
COUNTY OF RAMSEY)

The foregoing instrument was acknowledged before me this 28th day of February, 2014, by Jenny Ortiz, grantor.



Notary Public

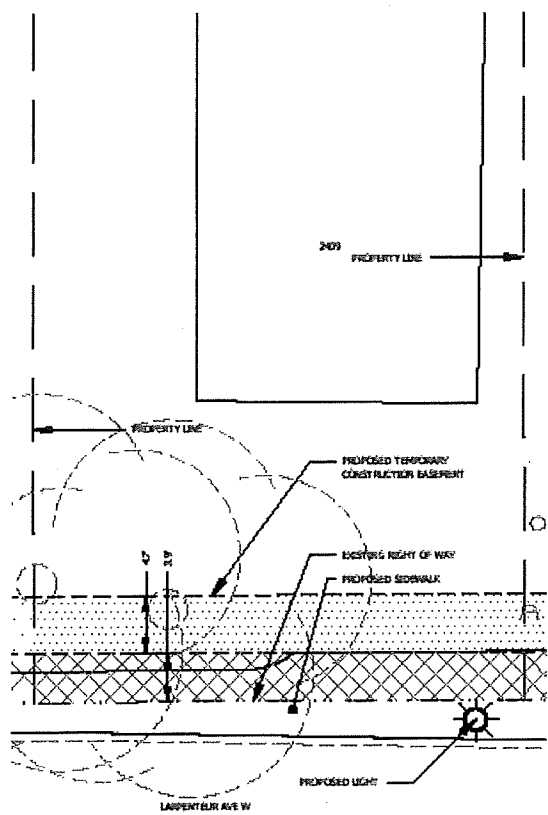
NOTARY STAMP OR SEAL



THIS INSTRUMENT DRAFTED BY:

Kennedy & Graven, Chartered (RHB)
470 U.S. Bank Plaza
200 South Sixth Street
Minneapolis, MN 55402
Telephone: (612) 337-9300

EXHIBIT A



- LEGEND**
-  EXISTING EASEMENT
 -  PROPOSED TEMPORARY CONSTRUCTION EASEMENT
 -  PROPOSED PERMANENT SIDEWALK EASEMENT

PROPOSED EASEMENTS - 2409 LARPENTEUR

CITY OF LAUDERDALE
 2013 LARPENTEUR AVE W STREETScape IMPROVEMENTS

FIGURE 5



DATE 2/4/2014

PROJ. NO.: 193801872

THE INFORMATION CONTAINED HEREIN IS THE PROPERTY OF STANTEC INC. AND IS NOT TO BE REPRODUCED, COPIED, OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, WITHOUT THE WRITTEN PERMISSION OF STANTEC INC.

TEMPORARY EASEMENT FOR CONSTRUCTION

THIS INSTRUMENT is made by Barbara L. Eggers, a single person, Grantor, in favor of the city of Lauderdale, a Minnesota municipal corporation, Grantee.

FOR GOOD AND VALUABLE CONSIDERATION, receipt of which is acknowledged by Grantor, Grantor grants and conveys to the Grantee a temporary easement for construction purposes, including the right of the Grantee, its contractors, agents, and employees to enter upon said premises at all reasonable times for the purposes of construction, repairing, grading, sloping, and restoration and all purposes ancillary thereto, together with the right to cut or trim therefrom trees, shrubs, or other vegetation from the easement area, as well as the right to deposit construction materials upon the easement area and to deposit or remove earthen materials from the easement area.

Said easement is granted over, under, across and upon that part of Lot 18, Block 2, Manuel's Subdivision, Ramsey County, Minnesota as depicted on Exhibit A attached hereto and known by Property Identification Number 17.29.23.34.0114.

Said temporary easement expires on July 15, 2015.

STATE DEED TAX DUE HEREON: NONE

Dated this 28th day of February, 2014.

Barbara L. Eggers

Barbara L. Eggers

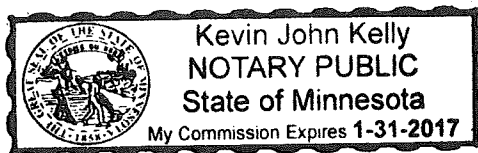
STATE OF MINNESOTA)
) SS.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this 28th day of February, 2014, by Barbara L. Eggers, a single person, grantor.

Kevin Kelly

Notary Public

NOTARY STAMP OR SEAL



I AGREE AS LONG AS NO
DAMAGE IS DONE TO MY
RETAINING WALL, TREE OR
LAMP POST.

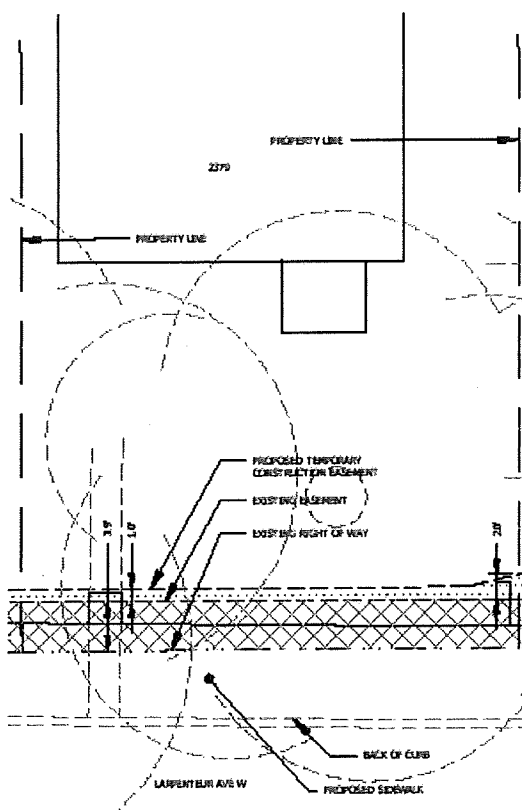
I ALSO WANT IT KNOWN
THAT I CANT SHOVEL
THIS NEW SIDEWALK.
IT IS HOTTER THAN MY
HEAD AND HARD AS
A ROCK.

[Signature]

THIS INSTRUMENT DRAFTED BY:

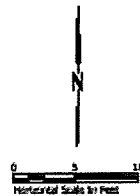
Kennedy & Graven, Chartered (RHB)
470 U.S. Bank Plaza
200 South Sixth Street
Minneapolis, MN 55402
Telephone: (612) 337-9300

EXHIBIT A



LEGEND

	EXISTING EASEMENT
	PROPOSED TEMPORARY CONSTRUCTION EASEMENT
	PROPOSED PERMANENT SIDEWALK EASEMENT



PROPOSED EASEMENTS - 2379 LARPEN TEUR

CITY OF LAUDERDALE
2013 LARPEN TEUR AVE W STREETS CAPE IMPROVEMENTS

FIGURE 12



DATE 2/4/2014

PROJ. NO.: 193801872

ALL DIMENSIONS UNLESS OTHERWISE SPECIFIED ARE IN FEET AND DECIMALS THEREOF. DIMENSIONS TO FACE UNLESS OTHERWISE SPECIFIED. DIMENSIONS TO CENTERLINE UNLESS OTHERWISE SPECIFIED. DIMENSIONS TO SURFACE UNLESS OTHERWISE SPECIFIED. DIMENSIONS TO BOTTOM UNLESS OTHERWISE SPECIFIED. DIMENSIONS TO TOP UNLESS OTHERWISE SPECIFIED. DIMENSIONS TO CENTERLINE UNLESS OTHERWISE SPECIFIED. DIMENSIONS TO SURFACE UNLESS OTHERWISE SPECIFIED. DIMENSIONS TO BOTTOM UNLESS OTHERWISE SPECIFIED. DIMENSIONS TO TOP UNLESS OTHERWISE SPECIFIED.

TEMPORARY EASEMENT FOR CONSTRUCTION

THIS INSTRUMENT is made by Croix Oil Company, a Minnesota Corporation, Grantor, in favor of the city of Lauderdale, a Minnesota municipal corporation, Grantee.

FOR GOOD AND VALUABLE CONSIDERATION, receipt of which is acknowledged by Grantor, Grantor grants and conveys to the Grantee a temporary easement for construction purposes, including the right of the Grantee, its contractors, agents, and employees to enter upon said premises at all reasonable times for the purposes of construction, repairing, grading, sloping, and restoration and all purposes ancillary thereto, together with the right to cut or trim therefrom trees, shrubs, or other vegetation from the easement area, as well as the right to deposit construction materials upon the easement area and to deposit or remove earthen materials from the easement area.

Said easement is granted over, under, across and upon that part of Manuel's Addition, Ramsey County, Minnesota as depicted on Exhibit A attached hereto and known by Property Identification Number 17.29.23.33.0080.

Said temporary easement expires on July 15, 2015.


STATE DEED TAX DUE HEREON: NONE

Dated this 25th day of February, 2014.

**LAUDERDALE COUNCIL
ACTION FORM**

Action Requested

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

Meeting Date March 11, 2014
ITEM NUMBER 2430 Larpenteur Purchase
STAFF INITIAL 
APPROVED BY ADMINISTRATOR _____

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

On Thursday the City received the "No Association Letter" from the Pollution Control Agency. This allows the City and the sellers of 2430 Larpenteur Avenue to proceed with the closing. As of Friday afternoon, I do not know the closing costs, just that the balance of the purchase price is \$153,000. I expect to know more by Tuesday. I anticipate the closing will take place in the next two weeks.

OPTIONS:

STAFF RECOMMENDATION:

Motion authorizing staff to transfer the balance of the purchase price of 2430 Larpenteur Avenue and the associated closing costs totaling (or not exceeding) _____.

COUNCIL ACTION:



Minnesota Pollution Control Agency

520 Lafayette Road North | St. Paul, Minnesota 55155-4194 | 651-296-6300

800-657-3864 | 651-282-5332 TTY | www.pca.state.mn.us | Equal Opportunity Employer

March 6, 2014

Ms. Heather Butkowski, City Administrator
City of Lauderdale
1891 Walnut Avenue
Lauderdale, MN 55113

RE: Former Rose Hill Service, 2430 Larpenter Avenue West, Lauderdale, MN
MPCA Project Number VP30930
PIN 20-29-23-22-0017
No Association Determination

Dear Ms. Butkowski:

This letter is in response to the request from Bruce Schaepe of Peer Engineering, Inc. for a determination under Minn. Stat. § 115B.178 that certain actions proposed to be taken by the city of Lauderdale at the Former Rose Hill Service Site, located at the address referenced above (the Site), will not constitute conduct associating the city of Lauderdale with the release or threatened release of hazardous substances, pollutants, or contaminants at the Site for the purpose of Minn. Stat. § 115B.03, subd. 3(4) (2012).

The Minnesota Pollution Control Agency (MPCA) staff in the Voluntary Investigation and Cleanup (VIC) Program has reviewed the documents submitted for the Site. Historic documents indicate that the Site was a location of a gas station. The gas station building is still present on the Site. Testing done during the Phase II Environmental Investigation of the Site included collection of soil samples for Volatile Organic Compound (VOC), polycyclic aromatic hydrocarbons (PAHs) and Resource Conservation and Recovery Act (RCRA) metals. Metals were not detected above expected background levels. Measurable concentrations of diesel range organics (DRO) were found in soil in some locations on the Site. Soil vapor samples were collected and analyzed for VOCs. 1,3-Butadiene, methylene chloride and tetrachloroethylene (PCE) were detected in soil vapor at concentrations exceeding the MPCA's residential Intrusion Screening Value (ISV) but less than the industrial ISV. Groundwater was not encountered in any of the borings. For the purposes of this letter, the identified release consists of PCE, TCE and methylene chloride in soil vapor (the Identified Release). Determinations regarding petroleum compounds can be made by the MPCA Petroleum Brownfield program.

Based upon a review of the information provided to the MPCA VIC Program, and subject to the conditions set forth in this letter, a determination is hereby made pursuant to Minn. Stat. § 115B.178, subd. 1 that the proposed actions (Proposed Actions) as described in a letter from the city of Lauderdale to Ms. Stacey Hendry-Van Patton of the MPCA, dated January 30, 2014, will not associate the city of Lauderdale with the Identified Release for the purpose of Minn. Stat. § 115B.03, subd. 3(4) (2012). This determination applies only to the following Proposed Actions:

- Purchase of the Site;
- Implementation of environmental response actions at the Site under an MPCA-approved Response Action Plan;
- Demolition of the existing building;
- Construction of a commercial/retail/office structure with associated surface parking; and
- Operation and maintenance of the commercial/retail/office building.

Ms. Heather Butkowski, City Administrator
Page 2
March 6, 2014

This determination is made in accordance with Minn. Stat. § 115B.178, subd. 1, and is subject to the following conditions:

1. The Proposed Actions shall be carried out as described in the Letter (or herein);
2. The city of Lauderdale shall cooperate with the MPCA, its employees, contractors, and others acting at the MPCA's direction, in the event that the MPCA takes, or directs others to take, response actions at the Site to address the Identified Release or any other as yet unidentified release or threatened release of a hazardous substance, pollutant, or contaminant, including, but not limited to, granting access to the Site so that response actions can be taken;
3. The city of Lauderdale shall avoid actions that contribute to the Identified Release or that interfere with response actions required under any MPCA-approved response action plan to address the Identified Release; and
4. In the event that any suspected hazardous substances are encountered during Site activities (i.e., demolition, grading, redevelopment, etc.), the city of Lauderdale shall notify the MPCA project staff immediately in order to determine appropriate handling, sampling, analysis, and disposal of such wastes.

Pursuant to Minn. Stat. § 115B.178, subd.1, when the city of Lauderdale takes the Proposed Actions in accordance with the determination in this letter, subject to the conditions stated herein, the Proposed Actions will not associate the city of Lauderdale with the Identified Release for the purpose of Minn. Stat. § 115B.03, subd. 3(4) (2012).

The determination made in this letter applies to the city of Lauderdale's successors and assigns if the successors and assigns: 1) are not otherwise responsible for the Identified Release at the Site; 2) do not engage in activities with respect to the Identified Release which are substantially different from the activities which the city of Lauderdale proposes to take, as described in the Letter (or herein); and 3) comply with the conditions set forth in this letter.

Please be advised that the determination made in this letter is subject to the disclaimers found in Attachment A and is contingent on compliance with the terms and conditions set forth herein.

If you have any questions about the contents of this letter, please contact John T. B. Betcher, Project Hydrogeologist at 651-757-2226 or at john.betcher@pca.state.mn.us.

Sincerely,



Gary L. Krueger, Supervisor
Site Remediation and Redevelopment Section
Remediation Division
GLK:jmp

Attachment

cc: Bruce Schaepe, Peer Engineering, Inc.

ATTACHMENT A
DISCLAIMERS
Former Rose Hill Service
MPCA Project Number VP30930

1. Reservation of Authorities

The MPCA Commissioner reserves the authority to take any appropriate actions with respect to any release, threatened release, or other conditions at the Site. The MPCA Commissioner also reserves the authority to take such actions if the voluntary party does not proceed in the manner described in this letter or if actions taken or omitted by the voluntary party with respect to the Site contribute to any release or threatened release, or create an imminent and substantial danger to public health and welfare.

2. No MPCA Assumption of Liability

The MPCA, its Commissioner and staff do not assume any liability for any release, threatened release or other conditions at the Site or for any actions taken or omitted by the voluntary party with regard to the release, threatened release, or other conditions at the Site, whether the actions taken or omitted are in accordance with this letter or otherwise.

3. Letter Based on Current Information

All statements, conclusions and representations in this letter are based upon information known to the MPCA Commissioner and staff at the time this letter was issued. The MPCA Commissioner and staff reserve the authority to modify or rescind any such statement, conclusion or representation and to take any appropriate action under his authority if the MPCA Commissioner or staff acquires information after issuance of this letter that provides a basis for such modification or action.

4. Disclaimer Regarding Use or Development of the Property

The MPCA, its Commissioner and staff do not warrant that the Site is suitable or appropriate for any particular use.

5. Disclaimer Regarding Investigative or Response Action at the Property

Nothing in this letter is intended to authorize any response action under Minn. Stat. § 115B.17, subd. 12.

LAUDERDALE COUNCIL ACTION FORM

Action Requested

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

Meeting Date March 11, 2014

ITEM NUMBER St. Anthony Police Contract

STAFF INITIAL 

APPROVED BY ADMINISTRATOR

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

I recently met with Mark Casey, St. Anthony City Manager, and Bart Fisher, Falcon Heights City Administrator. St. Anthony is proposing the three cities work towards a longer-term police contract for the reasons he mentions in the following letter. I told the group I would bring the matter to your attention to get your feedback. Mark is tentatively scheduled to come to the April 22 council meeting to represent St. Anthony's perspective. At the end of the day, the issue is cost and how to handle that in a long-term contract. Some ideas were floated during our conversation and I will share more of that during the meeting.

OPTIONS:

STAFF RECOMMENDATION:

COUNCIL ACTION:



3301 Silver Lake Road, St. Anthony, Minnesota 55418-1699

Office: (612) 782-3301 • Fax: (612) 782-3302 • www.ci.saint-anthony.mn.us

February 28, 2014

Bart Fisher	Heather Butkowski
City Administrator	City Administrator
City of Falcon Heights	City of Lauderdale
2077 Larpenteur Ave. W	1891 Walnut St.
Falcon Heights, MN 55113	Lauderdale, MN 55113

RE: Long Term Police Contracts

Dear Bart and Heather,

We believe resiliency and sustainability are core attributes for which all cities strive. These elements span all aspects of a city's operation. Continuity of operations ensures continued functions of core city responsibilities over a wide variety of potential emergencies, along with the ability to perform day to day business.

Our current model of contracting law enforcement services to Falcon Heights and Lauderdale has been very successful, and after 20 years of productive mutually beneficial services, begs for a longer-term contractual relationship that can accomplish several things:

1. Recognize our already long-term relationship.
2. Provide some stability and some assurances to all involved cities.
3. Stabilize the police department and help to recruit/retain qualified and experienced officers.

All three cities mutually benefit from our current police contractual relationship, and all three cities can also benefit from a longer-term contractual relationship as well. Like private business, we all function better and more efficiency when there is stability within our business environment. Stability and strength are born from expectations, and when expectations can be reliably forecast, energy can be focused in areas of the greatest concern and benefit for the citizens we serve.

In order to provide an appropriate level of comfort for all three cities, I proposed adding "re-openers" or triggers to the term portion of the contract. If none of the re-openers are not experienced, then the contract is automatically renewed. St. Anthony will continue to provide a budget and the annual meeting with the mayors would also continue.

Our Mission is to be a progressive and livable community, a walkable village, which is sustainable, safe and secure.

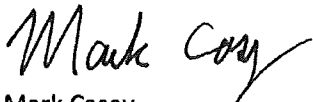
For discussion purposes, I would like to suggest the following re-openers:

- 10% change of decrease State Aids
- 5% change of increase wage & benefits
- 5% change in increase capital mandates
- 5% of decrease revenue or increased expenditures due to changes in Federal/State laws
- Gross negligence

Law enforcement is one of the most visible arms of city government, and is also the most expensive. Stabilization of this expense and forecasting this model years in advance will simply allow for a more resilient and sustainable financial relationship. This type of model will also allow the planning and consistency necessary to be as responsive to our tax payers as possible. Simply put, our existing long-term relationship could be effectively enhanced for all three cities with a long term contract. This would recognize our 20 year successful and mutually beneficial relationship and provide all three cities the financial stability for continuity of operations years into the future.

If you two are agreeable to this concept, we can sit down and discuss the number of years for the contract and percentage of change that would trigger the re-opener. Please let me know when you wish to meet to review this proposal.

Sincerely,



Mark Casey
City Manager

CC: John Ohl, Chief of Police



ACTION REQUESTED	LAUDERDALE COUNCIL
Consent _____	MEETING DATE <u>March 11, 2014</u>
Special _____	ITEM NUMBER <u>Music Under the Trees</u>
Public Hearing _____	STAFF INITIAL <u>Jim</u>
Report _____	APPROVED BY ADMINISTRATOR _____
Discussion/Action _____	
Resolution _____	
Work session <u>X</u>	

BACKGROUND:

Staff discussed the precipitous drop-off in interest for this event and what should be done. A post-event discussion by the PCIC last year resulted in the following suggestions for this year:

- Change the time to 6:30 p.m. so young families can attend and invite musicians that are Lauderdale residents. The Committee also suggested discontinuing the event if attendance is low again next year.

Staff thinks the Music Under the Trees event has lost enough interest that changes should be made this year. Staff has been brain-storming ideas based on the above suggestions and would like feedback on the following ideas:

- Cancel the event; or
- Try to arrange something for young families such as a puppet wagon, perhaps with snacks and crafts, or face painting. (If you like this idea, we would need help from some volunteers).

I informed the PCIC members via email staff would be seeking direction from the Council on how to proceed, and asked them to respond with their thoughts. As of Friday, I had not yet received any feedback.

OPTIONS:

- 1) Plan Music Under the Trees with the same format as previous years.
- 2) Change the format from previous years.
- 3) Discontinue the event altogether.

STAFF RECOMMENDATION:

None.

COUNCIL ACTION: