

**LAUDERDALE CITY COUNCIL MEETING AGENDA
TUESDAY, MAY 26, 2009
7:30 P.M. CITY HALL
1891 WALNUT STREET**

FILE

1. ROLL CALL
2. APPROVAL OF THE AGENDA
3. APPROVALS
 - a. Minutes of the May 12, 2009, City Council Meeting
 - b. Claims totaling \$20,356.12
4. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE COUNCIL
5. CONSENT
 - a. PCIC Minutes
 - b. Park Reservation Applications
6. SPECIAL ORDER OF BUSINESS/RECOGNITION/PROCLAMATIONS
7. PUBLIC HEARINGS Public hearings are conducted so that the public affected by a proposal can have input in to the decision.
 - a. Illicit Discharge Ordinance
8. REPORTS
9. DISCUSSION / ACTION
 - a. Front Yard Fence Permit for 1903 Walnut Street
 - b. Resolution 052609A – CDBG Park Improvement Application
 - c. Illicit Discharge Ordinance 09-01
 - d. Resolution 052609B - Authorizing Publication of Ordinance 09-01 by Title and Summary
 - e. Revisit Goal Setting Session Time & Date
10. ITEMS REMOVED FROM THE CONSENT AGENDA
11. ADDITIONAL ITEMS
12. SET AGENDA FOR NEXT MEETING
 - a. Stormwater Management Ordinance Update
 - b. Roseville Sanitary Sewer Agreement
 - c. 2010-2011 Police Contract Proposal
 - d. Floodplain Ordinance for City's Without a FEMA Flood Hazard Boundary Map
13. WORK SESSION
 - a. Community Park Use Issues
14. ADJOURN

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

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May 12, 2009

Mayor Dains called the meeting to order at 7:30 p.m.

Councillors present: Karen Doherty, Clay Christensen, Lara Mac Lean, Denise Hawkinson, and Mayor Jeff Dains.

Staff present: Heather Butkowski, City Administrator, Jim Bownik, Assistant to the City Administrator.

Mayor Dains asked for changes to the meeting agenda. Butkowski added a large-group park reservation for May 17, **Councillor Mac Lean moved to approve the agenda as amended. Councillor Hawkinson seconded the motion and it passed unanimously.**

Councillor Doherty moved approval of the April 28, 2009, City Council meeting minutes. Councillor Mac Lean seconded the motion and it passed unanimously.

Mayor Dains asked the councillors if they had questions regarding the claims. There being none, **Councillor Christensen moved approval of the claims totaling \$84,886.54. Councillor Doherty seconded the motion and it passed unanimously.**

Mayor Dains asked if members of the public wished to address the Council. Larry Lambert, 1803 Eustis Street, asked the Council whether the City had a means to address property maintenance, especially at single-family homes that are rented. The Mayor explained the rental housing ordinance. Butkowski also explained that staff would be sending out nuisance violation letters now that the appointed "clean up" time is over.

Chief Ohl addressed the Council. He said this year the City was represented by three outstanding residents' that completed the Citizens' Academy. Officer Sunde explained the goal of the academy is to provide residents insight into the work of officers. She added that the academy was expanded to eight weeks this year. She then introduced the academy graduates in attendance: Tim Anderson and Dawn Bartylla. Melissa Carr completed the program but was unable to attend the city council meeting.

Mayor Dains thanked the residents and said their work was done in the traditional spirit of Lauderdale volunteerism. He said the academy is one of the hallmarks of the three city relationship and thanked St. Anthony Police for their hard work.

Bownik reminded the Council and residents of the May 16 garage sale starting at 8:00 a.m. Twenty six residents registered garage sales and the sale was advertised through a myriad of different venues.

LAUDERDALE CITY COUNCIL
MEETING MINUTES

Lauderdale City Hall
1891 Walnut Street
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Page 2 of 3

Butkowski updated the Council on the status of the Larpenetour Avenue Bridge project. She noted stop signs had been placed at the Como/TH280 intersection to prevent ongoing back ups onto TH280. Additionally, this Friday the traffic would start to be diverted up and down the exit ramps so bridge take-down could start Saturday.

Since the last meeting, the St. Anthony City Council considered the termination language proposed by Lauderdale and Falcon Heights for the 2010-2012 police contract. They did not approve the annual opt-out provision. Subsequently, Lauderdale and Falcon Heights proposed alternative language initiating a five percent penalty of the remaining contract for the party wishing to leave the contract. The Council discussed this option. If the language is agreed to by St. Anthony, a final draft of the police contract will be brought before the City Council for a vote at the next meeting.

The Mayor asked councilors which day they preferred to have the annual goal setting session. June 9 and 23 were discussed as options.

Councilor Mac Lean moved to hold the annual goal setting session on June 23 at 5:00 p.m. Councilor Hawkinson seconded the motion and it passed unanimously.

A park application for a large group was added to the agenda at the start of the meeting.

Councilor Hawkinson moved to approve the park application from Silvana Stoyanova for May 17 from 1 – 8 p.m. Councilor Doherty seconded the motion and it passed unanimously.

The Mayor acknowledged the list of agenda items for the next meeting which included adoption of the illicit discharge ordinance, a discussion of proposed stormwater ordinance revisions from the city engineer, and an agreement with Roseville regarding the sanitary sewer on the west side of TH280.

Mayor Dains explained the Council was moving into the work session. Work sessions are a continuation of the meetings but not aired on community television.

Staff highlighted aspects of the illicit discharge ordinance drafted by the city engineer. An issue brought up during the annual stormwater public hearing was misdirected sprinklers and whether they conveyed pollutants to the storm sewers. This ordinance would exempt landscape irrigation or lawn watering from the list of illicit discharges. The engineer said public education is a better mechanism for changing people's habits than criminal penalties.

Also discussed were swimming pools as a couple of the multifamily units have them. The ordinance states that swimming pools are considered dechlorinated if they sit for seven days without receiving additional chlorine. After dechlorination, the water may be drained to the storm sewer.

Finally, the Council discussed the enforcement and penalty provisions. Staff told the Council the provisions were similar to those of the illicit discharge ordinance for the sanitary sewer, whereby the City reserved the right to inspect properties. If owners object, they may retain their own inspector so long as the inspector's credentials are acceptable to the City. As the Council had no additional questions, staff said they will bring the ordinance to the Council for adoption at the next meeting.

The Council evaluated the preliminary 2010 budget staff prepared. The goal of presenting the budget this early was to give the Council the opportunity to see the effects of proposed Local Government Aid (LGA) reductions. Staff said they would be analyzing the sewer enterprise funds to make sure the revenue covered the costs to run the sanitary and storm sewer systems.

The budget presented allowed for five staff members. Staff agreed to work with the Mayor to identify needs and costs for a permanent deputy city clerk.

There being no further business on the council agenda, Councilor Hawkinson moved to adjourn the meeting. Councilor Mac Lean seconded the motion and it carried. The meeting adjourned at 8:26 p.m.

Respectfully submitted,

Heather Butkowski
City Administrator

**CITY OF LAUDERDALE
CLAIMS FOR APPROVAL
May 26, 2009 City Council Meeting**

Total Claims for Approval \$20,356.12

| | | |
|---------------|--|------------|
| Payroll | 5/15/09 Payroll: Direct Deposit # 500754-500758 | \$6,948.04 |
| | 5/15/09 Payroll: Payroll Liabilities, e-payments 355E-357E | \$5,122.83 |
| Vendor Claims | 5/26/09: Check #s 19704-19721 | \$8,285.25 |

CITY OF LAUDERDALE

Payments

Current Period: MAY 2009

Batch Name 051509payrol Payment Computer Dollar Amt \$5,122.83 Posted

Refer 869 ICMA RETIREMENT TRUST - 457 Ck# 000355E 5/15/2009

Cash Payment G 101-21705 ICMA RETIREMENT 5/15/09 Payroll \$1,303.08

Invoice

Transaction Date 5/15/2009 Due 0 NORTH STAR CHEC 10100 Total \$1,303.08

Refer 870 PERA Ck# 000356E 5/15/2009

Cash Payment G 101-21704 PERA 5/15/09 Payroll \$1,353.82

Invoice

Transaction Date 5/15/2009 Due 0 NORTH STAR CHEC 10100 Total \$1,353.82

Refer 871 NORTH STAR BANK, CHECKING S Ck# 000357E 5/15/2009

Cash Payment G 101-21703 FICA WITHHOLDING 5/15/09 Payroll \$1,676.56

Invoice

Cash Payment G 101-21701 FEDERAL TAXES 5/15/09 Payroll \$789.37

Invoice

Transaction Date 5/15/2009 Due 0 NORTH STAR CHEC 10100 Total \$2,465.93

Fund Summary

10100 NORTH STAR CHECKING \$5,122.83

Cash Pay \$5,122.83

Total \$5,122.83

| | |
|--|-------------------|
| Pre-Written Checks | \$5,122.83 |
| Checks to be Generated by the Computer | \$0.00 |
| Total | \$5,122.83 |

CITY OF LAUDERDALE

Check Detail Register

MAY 2009

Check Amt Invoice Comment

| Check Amt | Invoice | Comment |
|------------|--------------------------------------|--|
| 10100 | NORTH STAR CHECKING | |
| | Paid Chk# 019704 | 5/26/2009 AHDN ATTORNEYS AT LAW |
| | E 101-42100-305 | LEGAL FEES |
| \$850.00 | | 5/09 Legal Fees |
| | Paid Chk# 019705 | 5/26/2009 CINTAS |
| | E 602-49100-425 | CLOTHING |
| \$33.68 | | PW Clothing |
| | E 601-49000-425 | CLOTHING |
| \$33.68 | | PW Clothing |
| | Total CINTAS | \$67.36 |
| | Paid Chk# 019706 | 5/26/2009 CITY OF FALCON HEIGHTS |
| | E 101-45200-371 | NON-RESIDENT REIMBURSEM |
| \$25.00 | | 1q09 recreation reimbursement |
| | Total CITY OF FALCON HEIGHTS | \$25.00 |
| | Paid Chk# 019707 | 5/26/2009 CITY OF ST PAUL |
| | E 101-42100-442 | MISC |
| \$57.00 | | Program Police Radio's |
| | Total CITY OF ST PAUL | \$57.00 |
| | Paid Chk# 019708 | 5/26/2009 EUREKA RECYCLING |
| | E 203-50000-389 | RECYCLING CONTRACTOR |
| \$2,305.60 | | 4/09 Recycling Contract |
| | Total EUREKA RECYCLING | \$2,305.60 |
| | Paid Chk# 019709 | 5/26/2009 GOVERNMENT TRAINING SERVICE |
| | E 101-41200-308 | TRAINING\CONFERENCES |
| \$125.00 | | hb - 5/09 land use workshop |
| | Total GOVERNMENT TRAINING SERVICE | \$125.00 |
| | Paid Chk# 019710 | 5/26/2009 INFRASTRUCTURE TECHNOLOGIES |
| | E 601-49000-327 | OTHER SERV- SEWER/NPDES I |
| \$3,907.50 | | Modify sanitary sewer manhole - TC DI |
| | Total INFRASTRUCTURE TECHNOLOGIES | \$3,907.50 |
| | Paid Chk# 019711 | 5/26/2009 INTEGRA |
| | E 101-41200-391 | TELEPHONE/PAGERS |
| \$52.68 | | 4/09 Fax Line |
| | Total INTEGRA | \$52.68 |
| | Paid Chk# 019712 | 5/26/2009 MAMA |
| | E 101-41200-308 | TRAINING\CONFERENCES |
| \$25.00 | | hb - 5/09 Luncheon Training |
| | Total MAMA | \$25.00 |
| | Paid Chk# 019713 | 5/26/2009 MINNESOTA POLLUTION CONTROL AG |
| | E 601-49000-442 | MISC |
| \$23.00 | | Collection Systems Operator License F |
| | Total MINNESOTA POLLUTION CONTROL AG | \$23.00 |
| | Paid Chk# 019714 | 5/26/2009 NORTH SUBURBAN ACCESS CORP |
| | E 202-49500-327 | OTHER SERV- SEWER/NPDES I |
| \$709.29 | | 1q09 Webstreaming & Programming |
| | Total NORTH SUBURBAN ACCESS CORP | \$709.29 |
| | Paid Chk# 019715 | 5/26/2009 POSTMASTER - NEWSLETTER |
| | E 101-41200-203 | POSTAGE |
| \$450.00 | | July - September Newsletter |

***Check Detail Register®**

CITY OF LAUDERDALE

MAY 2009

Check Amt Invoice Comment

| Check Amt | Invoice | Comment |
|-------------|-----------|--|
| \$450.00 | | Total POSTMASTER - NEWSLETTER |
| \$1,102.16 | 5/26/2009 | PUBLIC EMPLOYEES INS PROGRAM |
| \$1,102.16 | | G 101-21706 HEALTH INSURANCE |
| \$1,102.16 | | Total PUBLIC EMPLOYEES INS PROGRAM |
| \$1,102.16 | 5/26/2009 | SPRINT PCS |
| \$30.20 | | E 602-49100-391 TELEPHONE/PAGERS |
| \$30.20 | | E 601-49000-391 TELEPHONE/PAGERS |
| \$60.40 | | E 101-43000-391 TELEPHONE/PAGERS |
| \$120.80 | | Total SPRINT PCS |
| \$160.00 | 5/26/2009 | ST CLOUD STATE UNIVERSITY |
| \$160.00 | | E 101-41200-308 TRAINING/CONFERENCES |
| \$160.00 | | Total ST CLOUD STATE UNIVERSITY |
| \$160.00 | 5/26/2009 | SUBURBAN ACE HARDWARE |
| \$48.98 | | E 101-45200-228 MISC REPAIRS MAINT SUPPLIE |
| \$11.36 | | E 101-43000-228 MISC REPAIRS MAINT SUPPLIE |
| \$48.98 | | E 101-43000-228 MISC REPAIRS MAINT SUPPLIE |
| \$109.32 | | Total SUBURBAN ACE HARDWARE |
| \$16.53 | 5/26/2009 | XCEL ENERGY, PARK & GARAGE |
| \$16.53 | | E 101-45200-381 ELECTRIC |
| \$39.72 | | E 101-43000-383 GAS UTILITIES |
| \$39.72 | | E 101-45200-383 GAS UTILITIES |
| \$16.53 | | E 101-43000-381 ELECTRIC |
| \$112.51 | | Total XCEL ENERGY, PARK & GARAGE |
| \$497.95 | 5/26/2009 | XCEL ENERGY, STREET LIGHTING |
| \$497.95 | | E 101-43000-380 STREET LIGHT UTILITY |
| \$497.95 | | Total XCEL ENERGY, STREET LIGHTING |
| \$10,700.17 | | 10100 NORTH STAR CHECKING |
| \$10,700.17 | | 10100 NORTH STAR CHECKING |
| \$3,627.02 | | 101 GENERAL |
| \$709.29 | | 202 COMMUNICATIONS |
| \$2,305.60 | | 203 RECYCLING |
| \$3,994.38 | | 601 SEWER UTILITIES |
| \$63.88 | | 602 STORM SEWER ENTERPRISE FUND |
| \$10,700.17 | | Total |



COUNCIL ACTION:

Involve the Park & Community Involvement Committee.
 Motion to acknowledge receipt of and placing on file the attached minutes of the Park & Community

STAFF RECOMMENDATION:

- 1) Approve as consent item.
- 2) Remove from consent for discussion.

OPTIONS:

Attached are the minutes from the Park & Community Involvement Committee meeting of May 18, 2009.

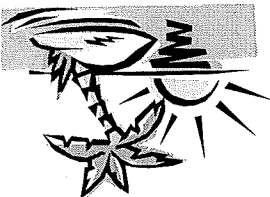
DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

| LAUDERDALE COUNCIL | | ACTION REQUESTED | |
|---------------------------|--------------|-------------------|-------------------------------------|
| MEETING DATE | May 26, 2009 | Consent | <input checked="" type="checkbox"/> |
| ITEM NUMBER | PCIC Minutes | Special | <input type="checkbox"/> |
| STAFF INITIAL | Jim | Public Hearing | <input type="checkbox"/> |
| APPROVED BY ADMINISTRATOR | | Report | <input type="checkbox"/> |
| | | Discussion/Action | <input type="checkbox"/> |
| | | Resolution | <input type="checkbox"/> |
| | | Work session | <input type="checkbox"/> |

MINUTES

MONDAY, MAY 18, 2009

PARK & COMMUNITY INVOLVEMENT COMMITTEE



1. CALL TO ORDER 6:32 p.m.
2. ROLL CALL
3. APPROVAL OF THE AGENDA
 - Members Present: Kathy Lertald, Roxanne Grove, Bob Milligan, Kathy Thompson
 - Members Absent: Monica Gallagher, Trygve Hansen, Gretel Keene, Jim Bownik, Denise Hawkinson
 - Staff & Council Present: Others Present:
4. APPROVAL OF MINUTES OF MARCH 16, 2009 MEETING
 - Milligan motioned to approve the agenda, second by Grove. Motion carried unanimously.
5. REPORTS
 - Milligan also motioned to approve the minutes of the February 2, 2009 meeting, second by Grove. Motion carried unanimously.
6. DISCUSSION/ACTION
 - A. City-Wide Garage Sale Wrap Up (Saturday, May 16, starts at 8 a.m.)
 - Bownik reported there were twenty-six registered and at least three unregistered sales. Multiple promotional venues were used including City Pages and Craig's List. Lertald asked about advertising in the Star Tribune. Bownik stated we could advertise anywhere that did not require a minimum number of sales or charge for an advertisement. Lertald reported her neighbor stated even though it was a chilly day, this year was the best garage sale she ever had. Milligan asked how the apartment managers received the list and whether they had posted it at their buildings. Bownik replied that they received the list via email, but was

not aware of whether they were posted. The committee thanked Grove for painting and placing the sandwich board signs.

B. June Music Under the Trees (Monday, June 15, 7:30-8:30 p.m.)

Lefald reported she may not be able to attend the event. Milligan volunteered to be the announcer if she is absent. Bownik reported staff has been in contact with Schwan's to supply the ice cream, but has not received confirmation. Hawkinson suggested preparing a flyer to pass out with information on upcoming events. Bownik suggested including the parade route for Day in the Park on the flyer.

C July Music Under the Trees (Tentatively Thursday, July 9, 7:30-8:30 p.m.)

Lefald reported she has contacted the Roseville Community Band about Thursday, July 9, but has not received confirmation.

D. Day in the Park (Saturday, August 15, 12-3 p.m.)

Bownik reported on planning for Day in the Park including the fun run/walk, music, the 60th Anniversary, the parade, the parade route, and activities. Milligan asked about a Grand Marshall. The committee agreed with Bownik's suggestion to ask Lavanche Peterson to be the Grand Marshall. The committee discussed the parade route and agreed with the proposed changes to include more of the city. Bownik reported he plans to send letters to those on the parade route reminding residents not to park on the parade route during the parade. The committee discussed the proposed schedule of activities and the list of on-going activities.

Grove stated she noticed there was not enough activities for older boys. It was suggested to rest the mini-golf this year so the rink can be used for roller hockey, check with Luke Hawkinson about organizing a tennis game, and finding someone to organize kick ball. Milligan reported he will not be able to attend the event, and Thompson reported she may not be able to attend.

Bownik reported he will be working on business sponsors, organizing volunteers, and the parade line up before the next meeting.

E. Recreation Programs Update

Bownik provided an update on the summer recreation programs being held at the Community Park. It was suggested to post flyers or a banner at the park to encourage people to sign up.

F. New Member Packet

Bowlik presented a draft of the New Member Packet and asked for feedback from the committee. Milligan suggested deleting the section on Robert's Rules of Order. Hawkinson stated she liked the map showing Lauderdale's parks and open space areas. Lerald suggested including the meeting days and times on the volunteer application and updates to various other sections of the packet.

OTHER BUSINESS

8. SET PRELIMINARY AGENDA FOR NEXT MEETING

Bowlik provided a preliminary agenda for the next meeting.

9. SET DATE FOR NEXT MEETING

The committee meets on the first or third Mondays of the month depending on the needs and commitments of the committee. The committee decided to cancel the June 1 meeting. The next meetings will be June 29 & August 3 at 6:30 p.m.

ADJOURNMENT

Milligan motioned to adjourn the meeting, second by Grove. Motion carried unanimously and adjourned at 8:03 p.m.

LAUDERDALE COUNCIL ACTION FORM

Action Requested

Consent _____

Public Hearing _____

Discussion _____

Action _____

Resolution _____

Work Session _____

Meeting Date May 26, 2009

ITEM NUMBER 5B City Park Applications

STAFF INITIAL _____

APPROVED BY ADMINISTRATOR _____

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

The City received application(s) for use of the park by groups of more than 30 people. The application(s) are attached for your review.

OPTIONS:

- A) Approve all the requests to use the park.
- B) Approve some of the requests and provide explanation to staff for those not approved.
- C) Do not approve the requests.

STAFF RECOMMENDATION:

The staff recommends allowing these groups to use the park.

COUNCIL ACTION:

Approved

5/13 needs council approval

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

City of Lauderdale

APPLICATION FOR USE OF COMMUNITY PARK

APPLICANT INFORMATION:

Name: Karen Donerty Address: 1926 Malvern Street
City: Lauderdale State: MN Zip: 55113
Telephone No.: 651-638-9377 Name of Organization (if applicable): Girl Scout Troop #50745

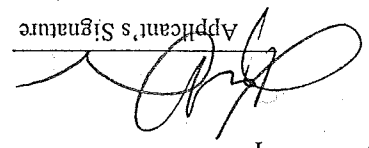
PARK USE INFORMATION:

Date(s) of Park Use: 5/31/09 Hours Used: 3-8
* Number attending: 60 * Note: Groups of 30 or more must receive council approval
Part of Park to be reserved (circle all that apply):

Picnic shelter Ballfield Hockey rink / Ice skating rink (winter only) Other: _____
Please note: the hockey rink is only available for reservation from the hours of 8 - 10 pm.

By signing this application, the applicant agrees to the following:

- The park facilities will not be used for advertisement of any product, goods, or services, nor for personal profit.
- The applicant will clean up the area after the event has occurred. Please bring your own garbage bags and take garbage with you when you go.
- The proposed event will not unreasonably interfere with the general public use of the park, or with the safe and orderly movement of traffic on streets surrounding the park.
- The applicant is aware that there is a parking lot on Roselawn Avenue, including spaces for the handicapped.
- The applicant understands that the park opens at 8:00 am and closes at 10:00 pm.
- The applicant understands that no intoxicating liquor may be present or consumed at the park.

Applicant's Signature: 

Please Print Applicant's Name: Karen Donerty

Date: 5/12/09

FOR OFFICE USE ONLY:

Date Application Received: _____ Approved By: _____
Temporary Non-Intoxicating Liquor License Granted? _____ If so, date Council granted: _____

City of Lauderdale

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

APPLICATION FOR USE OF COMMUNITY PARK

APPLICANT INFORMATION:

Name: Jeff Wick Address: 1791 PASCAL ST N
City: FALCON HEIGHTS State: MINN Zip: 55113
Telephone No.: 624-6284 Name of Organization (if applicable): _____

PARK USE INFORMATION:

Date(s) of Park Use: 6-18-09 * Number attending: 108
Hours Used: 10pm - 10pm * Note: Groups of 30 or more must receive council approval

Part of Park to be reserved (circle all that apply):

Picnic shelter Ballfield Hockey rink / Ice skating rink (winter only) Other: _____

Please note: the hockey rink is only available for reservation from the hours of 8 - 10 pm.

By signing this application, the applicant agrees to the following:

- The park facilities will not be used for advertisement of any product, goods, or services, nor for personal profit.
- The applicant will clean up the area after the event has occurred. Please bring your own garbage bags and take garbage with you when you go.
- The proposed event will not unreasonably interfere with the general public use of the park, or with the safe and orderly movement of traffic on streets surrounding the park.
- The applicant is aware that there is a parking lot on Roselawn Avenue, including spaces for the handicapped.
- The applicant understands that the park opens at 8:00 am and closes at 10:00 pm.
- The applicant understands that no intoxicating liquor may be present or consumed at the park.

Applicant's Signature

Please Print Applicant's Name

Jeff Wick

Date

5/20/09

FOR OFFICE USE ONLY:

Date Application Received: _____

Approved By: _____

Temporary Non-Intoxicating Liquor License Granted? _____ If so, date Council granted: _____

*Approved
5/26*

HEATHER BURTON 512 @ C. LAUDERDALE, MN, US

City of Lauderdale

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

APPLICATION FOR USE OF COMMUNITY PARK

Needs city council approval 5/12/09

APPLICANT INFORMATION:

Name: Newton Woods Address: 4404 Xerxes Ave S
City: Mpls State: MN Zip: 55410
Telephone No.: 952-305-1445 Name of Organization (if applicable): Newton Woods Church

PARK USE INFORMATION:

Date(s) of Park Use: July 12 Hours Used: 12-3
* Number attending: 50 * Note: Groups of 30 or more must receive council approval
Part of Park to be reserved (circle all that apply):
 Picnic shelter Ballfield Hockey rink / Ice skating rink (winter only) Other:
Please note: the hockey rink is only available for reservation from the hours of 8 - 10 pm.

By signing this application, the applicant agrees to the following:

- The park facilities will not be used for advertisement of any product, goods, or services, nor for personal profit.
- The applicant will clean up the area after the event has occurred. Please bring your own garbage bags and take garbage with you when you go.
- The proposed event will not unreasonably interfere with the general public use of the park, or with the safe and orderly movement of traffic on streets surrounding the park.
- The applicant is aware that there is a parking lot on Roselawn Avenue, including spaces for the handicapped.
- The applicant understands that the park opens at 8:00 am and closes at 10:00 pm.
- The applicant understands that no intoxicating liquor may be present or consumed at the park.

Applicant's Signature
[Signature]


Please Print Applicant's Name
Newton Woods

Date
5/14/09

FOR OFFICE USE ONLY:

Date Application Received: _____
Approved By: _____
If so, date Council granted: _____
Temporary Non-Intoxicating Liquor License Granted? _____

**LAUDERDALE COUNCIL
ACTION FORM**

| | |
|---------------------------|---|
| Meeting Date | May 26, 2009 |
| ITEM NUMBER | 7A & 9C - Illicit Discharge |
| STAFF INITIAL |  |
| APPROVED BY ADMINISTRATOR | |

| | |
|-------------------------|-------------------------------------|
| Action Requested | |
| Consent | <input type="checkbox"/> |
| Public Hearing | <input checked="" type="checkbox"/> |
| Discussion | <input checked="" type="checkbox"/> |
| Action | <input checked="" type="checkbox"/> |
| Resolution | <input type="checkbox"/> |
| Work Session | <input type="checkbox"/> |

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

At the last meeting, the Council discussed the draft illicit discharge ordinance prepared by Bonestroo. The Council did not recommend any changes. Since the meeting, the city attorney reviewed the ordinance and said it is in form fit for adoption. Prior to adoption, the Council will need to hold a public hearing.

OPTIONS:

1. Adopt the ordinance as presented.
2. Amend the ordinance prior to adoption.
3. Do not adopt the ordinance; provide staff direction.

STAFF RECOMMENDATION:

Motion to adopt ordinance 09-01 - An Ordinance Adding Section 8-5 to the Code of Ordinances Regarding Storm Water Illicit Discharge and Illicit Connections to the Storm Sewer System.

COUNCIL ACTION:

CITY OF LAUDERDALE

ORDINANCE NO. 09-01

An Ordinance Adding Section 8-5 to the Code of Ordinances Regarding Storm Water Illicit Discharge and Illicit Connections to the Storm Sewer System.

The city council of the city of Lauderdale ordains as follows:

SECTION I. The Lauderdale City Code is amended by adding new Section 8-5 which shall read as follows:

STORM WATER ILLICIT DISCHARGE AND ILLICIT CONNECTIONS TO THE STORM SEWER SYSTEM

SECTION:

- 8-5-1: Intent
- 8-5-2: Statutory Authorization
- 8-5-3: Findings
- 8-5-4: Purpose
- 8-5-5: Definitions
- 8-5-6: Administration
- 8-5-7: Illegal Disposal and Dumping of Substances and Materials
- 8-5-8: Illicit Discharges and Connections to the Storm Sewer System
- 8-5-9: Discharge Prevention Requirements
- 8-5-10: Industrial Activity Discharges to the Storm Sewer System
- 8-5-11: Notification of Spills
- 8-5-12: Access to Buildings for Inspection, Sampling, Dye Testing and Examination Related to Storm Water Discharge
- 8-5-13: Suspension of Storm Sewer System Access
- 8-5-14: Enforcement
- 8-5-15: Penalty

8-5-1: INTENT: To promote the health, safety and general welfare of the citizens of Lauderdale by requiring illicit discharge management practices for all discharge activities.

8-5-2: STATUTORY AUTHORIZATION: This ordinance is adopted pursuant to Minnesota Statutes Section 462.351.

8-5-3: FINDINGS: The city council hereby finds that non-storm water discharges to the city's municipal separated storm sewer system are subject to higher levels of pollutants. These pollutants can enter into receiving water bodies which adversely affect the public health, safety and general welfare by impacting

water quality, creating nuisances, impairing other beneficial uses of environmental resources and hindering the ability of the city to provide adequate water, sewage treatment, flood control and other community services.

8-5-4: PURPOSE: The purpose of this section is to promote, preserve and enhance the natural resources within the city by protecting these resources from adverse effects occasioned by non-storm water discharges by regulating discharges that would have an adverse and potentially irreversible impact on water quality and environmentally sensitive land.

8-5-5: DEFINITIONS: The following terms shall have the meanings given to them unless another meaning is clear from the context:

A. "Best management practices" or "BMPs" means sediment and erosion control and storm water management practices used to mitigate adverse effects of land use activities, runoff, sedimentation and non-point source pollution on stream bank erosion, stream hydrology and surface and groundwater replenishment.

B. "Discharge" means adding, introducing, releasing, leaking, spilling, casting, throwing or emitting any pollutant or placing any pollutant in a location where it is likely to pollute any waters of the state located in the city.

C. "Erosion" means the process by which ground surface is worn away by action of wind, water, ice or gravity.

D. "Groundwater" means water contained below the surface of the earth in the saturated zone, including, but not limited to, all waters whether under-confined, unconfined, or perched conditions, in near surface unconsolidated sediment or regolith or in rock formations deeper underground.

E. "Illicit connection" is defined as either of the following:

1. Any drain or conveyance, whether on the surface or subsurface, which allows an illicit discharge to enter the storm sewer system including any non-storm water discharge including sewage, process wastewater or wash water and any connections to the storm sewer system from indoor drains and sinks, regardless of whether said drain or connection had been previously allowed, permitted, or approved by an authorized enforcement agency; or

M. "State designated water uses" means uses specified in the State of Minnesota water quality standards.

L. "Pollution" means the direct or indirect distribution of pollutants into the waters of the state.

K. "Pollute" means to discharge pollutants into the waters of the state.

J. "Pollutant" means any substance which, when discharged has the potential to or does interfere with state designated water uses; obstructs or causes damage to waters of the state; changes water color, odor, or usability as a drinking water source through causes not attributable to natural stream processes affecting surface water or subsurface processes affecting groundwater; adds an unnatural surface film to the water; adversely changes other chemical, biological, thermal, or physical conditions in any surface water or stream channel; degrades the quality of groundwater; or harms human life, aquatic life, terrestrial plant or wildlife. Pollutants include, but are not limited to, dredged soil, solid waste, incinerator residue, garbage, wastewater, wastewater sludge, chemical waste, biological materials, radioactive materials, rock, sand, dust, industrial waste, sediment, nutrients, toxic substances, pesticides, herbicides, trace metals, automotive fluids, petroleum-based substances and oxygen-demanding materials.

I. "Person" means any individual, firm, corporation, partnership, franchise, association or governmental entity.

H. "NPDES" means the National Pollutant Discharge Elimination System, the program for issuing, modifying, revoking, reissuing, terminating, monitoring, and enforcing permits pursuant to Sections 301, 318, 402 and 405 of the Clean Water Act (33 C.F.R. §§ 1317, 1328, 1342, and 1345), authorizing the discharge of pollutants to waters of the United States.

G. "MPCA" means the Minnesota Pollution Control Agency.

F. "Illicit discharge" means any direct or indirect non-storm water discharge to the storm sewer system, except as exempted in section 8-5-8 of this ordinance.

2. Any drain or conveyance connected from a residential, commercial or industrial land use to the storm sewer system which has not been documented in plans, maps, or equivalent records or approved by an authorized enforcement agency.

B. No person shall intentionally dispose of grass, leaves, dirt or landscape material into a water resource, buffer, street, road, alley, catch basin, culvert, curb, gutter, inlet, ditch, natural watercourse, flood control channel, canal, storm drain or any fabricated natural conveyance.

A. No person shall throw, deposit, place, leave, maintain, or keep any substance upon any street, alley, sidewalk, storm drain, inlet, catch basin conduit or drainage structure, business place or upon any public or private plot of land, so that the same might be or become a pollutant, except it secured within a container or bag or contained within a lawfully established waste disposal facility.

8-5-7: ILLEGAL DISPOSAL AND DUMPING OF SUBSTANCES AND MATERIALS:

8-5-6: ADMINISTRATION: The city engineer and his or her authorized representatives are authorized to administer, implement and enforce the provisions of this section.

Q. "Waters of the state" means all streams, lakes, ponds, marshes, watercourses, waterways, wells, springs, reservoirs, aquifers, irrigation systems, drainage systems and all other bodies or accumulations of water, surface or underground, natural or artificial, public or private, which are contained within, flow through, or border upon the state or any portion thereof or as otherwise defined in by Minnesota Statutes Section 115.01, subdivision 22.

P. "Surface water" means all waters of the state other than groundwater, which includes, but is not limited to, ponds, lakes, rivers, streams, tidal and nontidal wetlands, public ditches, tax ditches and public drainage systems except those designated and used to collect, convey or dispose of sanitary sewage.

O. "Storm water" means precipitation runoff, storm water runoff, snow melt runoff, and any other surface runoff and drainage or as otherwise defined by Minnesota Rule 7077.0105, subpart 41(b).

N. "Storm sewer system" means a conveyance or system of conveyances that is owned and operated by the city or other entity and designed or used for collecting or conveying storm water.

8-5-8: ILLICIT DISCHARGES AND CONNECTIONS TO THE STORM SEWER SYSTEM:

A. No person shall cause any illicit discharge to enter the storm sewer system or any surface water unless such discharge:

1. Consists of non-storm water that is authorized by an NPDES point source permit obtained from the MPCA;

2. Is associated with fire fighting activities or other activities necessary to protect public health and safety; or

3. Is one of the following exempt discharges: water line flushing or other potable water sources; landscape irrigation or lawn watering; diverted stream flows; rising groundwater; groundwater infiltration to a storm drain; uncontaminated pumped groundwater; foundation or footing drains (not including active groundwater dewatering systems); crawl space pumping; air conditioning condensation; springs; non-commercial washing of vehicles; natural riparian habitat or wetland flow; emptying of dechlorinated swimming pools; and any other water discharge that does not contain a pollutant.

B. Dye testing is an allowable discharge. Verbal notification to the city at least 48 hours prior to the time of the test is required.

C. No person shall use any illicit connection to intentionally convey non-storm water to the storm sewer system.

D. No person shall connect or convey water from floor drains to the storm sewer system.

E. The construction, use, maintenance or continued existence of illicit connections to the storm sewer system is prohibited. This prohibition expressly includes, but is not limited to, illicit connections made in the past, regardless of whether the connection had been previously allowed, permitted, or approved by an authorized enforcement agency.

F. No person shall connect a line conveying sewage to the storm sewer system, or allow such a connection to continue.

8-5-9: DISCHARGE PREVENTION REQUIREMENTS: Any owner or occupant of property within the city shall comply with the following requirements to prevent discharges:

A. No person shall leave, deposit, discharge, dump, or otherwise expose any chemical or septic waste in an area where discharge to a street or the storm sewer system may occur. This prohibition shall apply to both actual and potential discharges.

B. Individual sewage treatment systems must be maintained in order to prevent failure, which has the potential to pollute surface water. No part of any individual sewage treatment system requiring on-land or in-ground disposal of waste shall be located in an area where effluent could immediately or gradually reach a body of water due to the existing physical characteristics of the site or the system.

C. Recreational vehicle sewage shall be disposed of at a proper sanitary waste facility. Waste must not be discharged in an area where drainage to streets or storm sewer system may occur.

D. Water in swimming pools must sit for seven days without the addition of any chlorine to allow for evaporation of the chlorine before it is discharged.

E. Runoff of water from residential properties shall be minimized to the maximum extent practicable. Runoff of water from the washing down of paved areas on commercial or industrial properties is prohibited unless necessary for health or safety purposes and is not in violation of any other applicable regulations.

F. Mobile washing companies, such as carpet cleaning and mobile vehicle washing services, shall dispose of any wastewater to the sanitary sewer system. Wastewater shall not be discharged to the streets or storm sewer system.

G. Objects such as motor vehicle parts that contain grease, oil or other hazardous substances and unsealed receptacles containing hazardous materials shall not be stored in areas susceptible to runoff. Any machinery or equipment that is to be repaired or maintained in areas susceptible to runoff shall be placed in a confined area to contain any leaks, spills, or discharges.

H. Debris and residue shall be removed, as required below:

1. All motor vehicle parking lots and private streets shall be swept, at a minimum of once a year in the spring to

8-5-11: NOTIFICATION OF SPILLS: Notwithstanding other requirements of law, as soon as any person responsible for a facility or operation, or responsible for emergency response for a facility or operation has information of any known or suspected release of materials which are resulting or may result in illegal discharges or pollutants discharging into the storm sewer system, or waters of the state, said person shall take all necessary steps to ensure the discovery, containment and cleanup of such release. In the event of such a release of hazardous materials, said person shall immediately notify emergency response agencies of the occurrence via emergency dispatch services. In the event of a release of non-hazardous materials, said person shall notify the city no later than the next business day.

8-5-10: INDUSTRIAL ACTIVITY DISCHARGES TO THE STORM SEWER SYSTEM:

A. Any person subject to an industrial activity NPDES storm water discharge permit shall comply with all provisions of such permit. Proof of compliance with said permit may be required in a form acceptable to the city prior to the allowing of discharge to the storm sewer system.

B. All facilities that have storm water discharges associated with industrial activity must adhere to the following requirements: Any person responsible for a property or premise, which is, or may be, the source of an illicit discharge, may be required to implement, at said person's expense, additional structural and non-structural BMPs to prevent the further discharge of pollutants to the storm sewer system. These BMPs shall be part of a storm water pollution prevention plan (SWPPP) as necessary for compliance with requirements of the NPDES permit.

8-5-10: INDUSTRIAL ACTIVITY DISCHARGES TO THE STORM SEWER SYSTEM:

2. Fuel and chemical residue or other types of potentially harmful material, such as animal waste, garbage or batteries shall be removed as soon as possible and disposed of properly. Household hazardous waste must be disposed of through the county collection program or at any other authorized disposal site. Household hazardous waste shall not be placed in a trash container.

remove debris. Such debris shall be collected and be disposed of properly.

A. The city may, without prior notice, suspend storm sewer system discharge access to a person when such suspension is necessary to stop an actual or threatened discharge which presents or may present an imminent and substantial danger to the environment; to the public health or welfare; to the storm sewer system; or to the waters of the state. If the violator fails to comply with a suspension order issued in an emergency, the city may take such steps as deemed necessary to prevent or minimize damage to the storm sewer system or waters of the state, or to minimize danger to the public.

8-5-13: SUSPENSION OF STORM SEWER SYSTEM ACCESS:

D. If the city has been refused access to any part of the premises from which storm water is being discharged, and is able to demonstrate probable cause to believe that there may be a violation of this section, or that there is a need to inspect, test, examine or sample as part of a routine program designed to verify compliance with this section or any order issued hereunder, or to protect the overall public health, safety, and welfare of the community, then the city may seek issuance of an administrative search warrant from any court of competent jurisdiction.

C. The city may require the discharger to install monitoring equipment or other such devices as necessary to conduct monitoring, sampling or dye testing of the facility's storm water discharge.

B. Upon the request of the city, the discharger must provide the city with copies of records that relate to the discharge of storm water.

A. The city must be permitted to enter and inspect all buildings under this section as often as may be necessary to determine compliance with this section and for the purposes of sampling, dye testing and examinations that relate to the discharge of storm water. If a person does not wish to allow the city to enter a building to conduct the required activity, he or she may retain a private inspector to conduct the activity. The private inspector must have credentials that are acceptable to the city. The private inspector shall provide the city with the relevant samples, test results, reports or any other information that is being requested.

8-5-12: ACCESS TO BUILDINGS FOR INSPECTION, SAMPLING, DYE TESTING AND EXAMINATION RELATED TO STORM WATER DISCHARGE:

D. In the event that the abatement or restoration work is performed by the city, the city may charge the violator for its costs and expenses associated with the work. If the bill received for abatement or restoration is not paid within 30 days, the city may draw the amount of the bill from any financial guarantees that the city may be holding or may certify the amount to the county for collection with the property taxes.

C. If abatement of a violation or restoration of affected property is required, the notice shall set forth a deadline within which such remediation or restoration must be completed. Said notice shall further advise that, should the offending party fail to remediate or restore within the established deadline, the work will be done by a designated governmental agency or a contractor and the expense thereof will be charged to the offending party.

B. The offending party may appeal the city's notice to the city council. An appeal must be brought in writing no later than 10 days from the date of the notice.

5. The implementation of source control or treatment BMPs.

4. The abatement or remediation of storm water pollution or contamination hazards and the restoration of any affected property; and

3. Discharges, practices, or operations in violation of this section to cease and desist;

2. The elimination of illicit connections or discharges;

1. The performance of monitoring, analyses and reporting;

A. Notice of Violation. Whenever the city finds that a person has violated a prohibition or failed to meet a requirement of this section, the city may order compliance by sending written notice of the violation to the responsible person. Such notice may require without limitation:

8-5-14: ENFORCEMENT:

B. Any person discharging to the storm sewer system in violation of this section may have his or her storm sewer system access terminated if such termination will abate or reduce an illicit discharge. No person shall reinstate the storm sewer system access to premises terminated pursuant to this section without the prior approval of the city.

Published in the Roseville Review this 2nd day of June, 2009.

Heather Butkowski, City Administrator

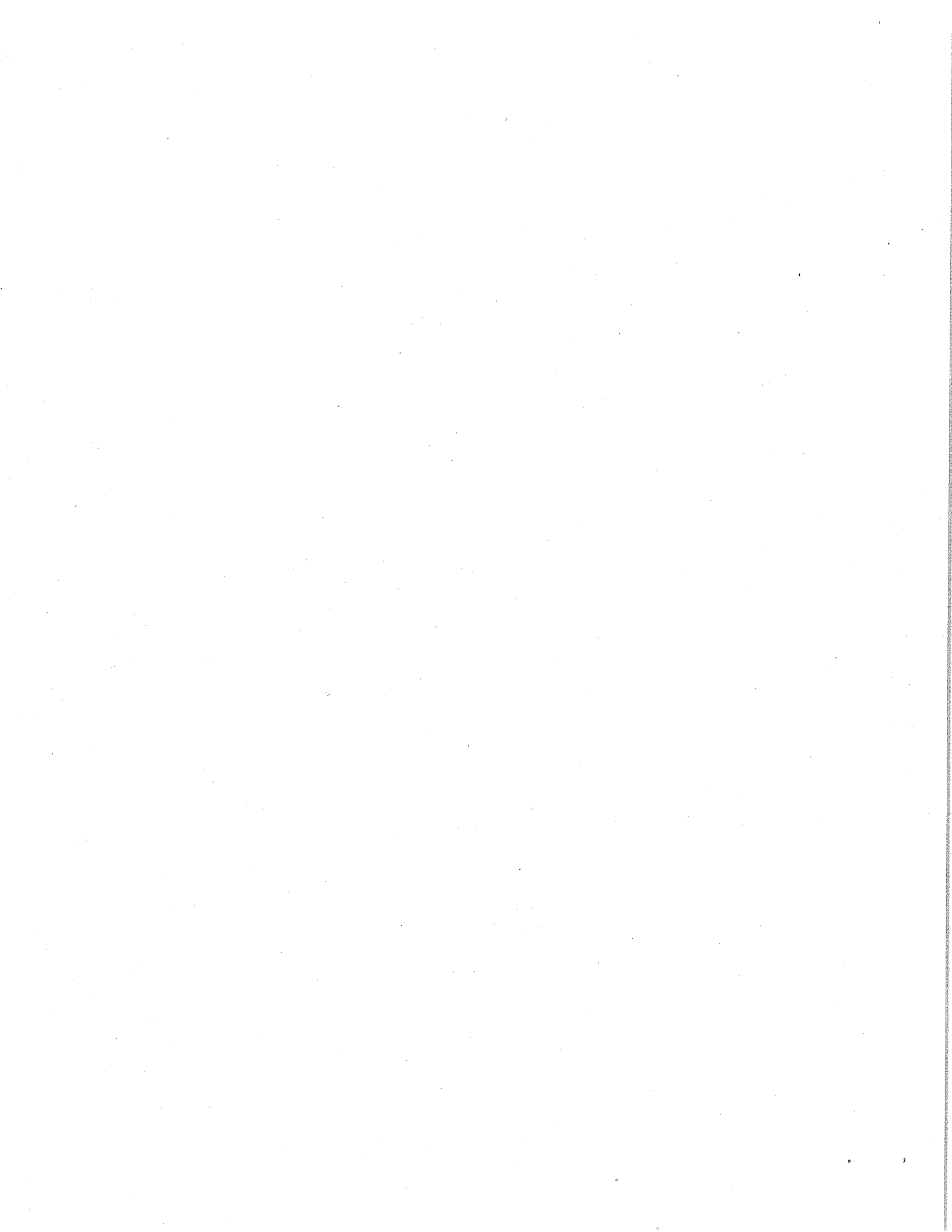
ATTEST:

Jeffrey Dains, Mayor

Adopted by the city council of the city of Lauderdale this 26th day of May, 2009.

SECTION II. This ordinance shall be effective upon its adoption and publication.

8-5-15: PENALTY: Any person who violates any provision of this section shall be guilty of a misdemeanor and shall be subject to a maximum fine or maximum period of imprisonment, or both, as specified by Minnesota Statutes Section 609.03. Each additional day that the property remains in violation of this section shall constitute a separate violation of this section and may be prosecuted accordingly. Nothing contained herein shall prevent the city from taking such other lawful action as is necessary to prevent or remedy any violation of this section, including, but not limited to, seeking a civil injunction or a restraining order.



| | | | |
|---------------------------|--------------------------|-------------------------|-------------------------------------|
| LAUDERDALE COUNCIL | | ACTION REQUESTED | |
| MEETING DATE | May 26, 2009 | Consent | _____ |
| ITEM NUMBER | Front Yard Fence Request | Public Hearing | _____ |
| STAFF INITIAL | Jim | Report | _____ |
| APPROVED BY ADMINISTRATOR | _____ | Discussion/Action | <input checked="" type="checkbox"/> |
| | | Resolution | _____ |
| | | Work session | _____ |

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

Melissa Carr, 1903 Walnut Street, has applied for a fence permit and retaining wall permit. Council Approval Required: The portion of fence proposed for the front yard is the part of the project that requires council approval.

Details of Proposal: The entire fence, including the front yard portion, is proposed to be a 6 feet tall, wood privacy fence. The proposed design is similar to the city's fence along the applicant's north property line.

Setback Distances: The fence is proposed to be 0 feet from the side property line (on the north, adjacent to the Public Works Garage) and 1-foot from the front property line (adjacent to Walnut Street). The distance from Walnut Street is 15 feet. These distances comply with the setback requirements for fences.

Other information: The applicant is requesting the city remove the city's existing fence along the applicant's north property line to allow for the applicant's fence. Public Works has stated they could accommodate this request because it is difficult to maintain fences placed next to each other.

Staff Review: The application appears to comply with all city regulations.

Potential Conditions: Conditions would need to relate to the front yard portion of the fence only. Possible conditions, if the council wished to consider them, include: regulating the setback distance, regulating the fence height, requiring vegetation, or requiring a non-privacy design (fifty percent or less of the fence area is of a solid substance).

Past Requests & Action: In October, 2007, the council approved a 6 foot tall, wood privacy fence along the side property line extending from the front of the house to 1 foot from the front property line for Zsolt and Maria Vinze, 1821 Malvern Street.

Enclosures: Application, site plan, and aerial view.

OPTIONS:

- 1) Approve the front yard fence request as presented.
- 2) Deny the front yard fence request as presented.
- 3) Approve the front yard fence request with conditions, as deemed necessary.

STAFF RECOMMENDATION:

Consider approval of the front yard fence request for 1903 Walnut Street per the site plan.

COUNCIL ACTION:

City of Lauderdale
 1891 Walnut Street * Lauderdale * Minnesota 55113
 Phone: (651) 792-7650 Fax: (651) 631-2066
 DRIVEWAY, FENCE, SIDEWALK, & RETAINING WALL PERMIT
 APPLICATION \$50 each

Property Owner: Melissa Carr

Address: 1903 Walnut St Lauderdale MN 55113
 Street City State zip code
 Home Phone: 612 385 5757
 Work Phone: 612 6264294

Contractor Name: NA

Address: _____
 Street City State zip code
 Business Phone: _____
 Fax: _____

| Type of Construction | Please check appropriate box below | Attach Description of Request (attach site drawing, including location of property lines) |
|---------------------------------|-------------------------------------|---|
| Driveway | <input type="checkbox"/> | <input type="checkbox"/> |
| Fence 6' and under in height* | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |
| Sidewalk in public right-of-way | <input type="checkbox"/> | <input type="checkbox"/> |
| Retaining Wall | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

I UNDERSTAND AND HEREBY AGREE THAT THE WORK FOR WHICH THE PERMIT IS ISSUED SHALL BE PERFORMED ACCORDING TO THE FOLLOWING: (1) THE CONDITIONS OF THE PERMIT, (2) THE APPROVED PLANS AND SPECIFICATIONS, (3) THE APPLICABLE CITY APPROVALS, ORDINANCES, AND CODES, AND (4) THE STATE BUILDING CODE. I ALSO UNDERSTAND THAT I AM RESPONSIBLE FOR ENSURING THAT ALL REQUIRED INSPECTIONS ARE REQUESTED IN CONFORMANCE WITH THE STATE BUILDING CODE.

Applicant Signature: _____
 Please Print Applicant Name: Melissa Carr
 Date: 5/11/2009

| | | |
|--|--|-------------------------|
| Date of Permit: <u>5-11-09</u> | Permit No. _____ | Receipt No. <u>9308</u> |
| Approvals Needed: | | |
| <input type="checkbox"/> Ramsey County Permit Needed for Driveway? | | |
| <input type="checkbox"/> City Council Approval Required for Fence? <u>NO</u> | If so, date of approval _____ | |
| <input type="checkbox"/> Variance Necessary? | If so, date of City Council approval _____ | |
| Inspection Types: | | |
| <input checked="" type="checkbox"/> Final | Date: _____ | Time: _____ |
| <input type="checkbox"/> Other | Date: _____ | Time: _____ |
| Comments: _____ | Initials: _____ | |

* Deadline for Fence Permits needing City Council approval is 10 days before the next regular City Council meeting

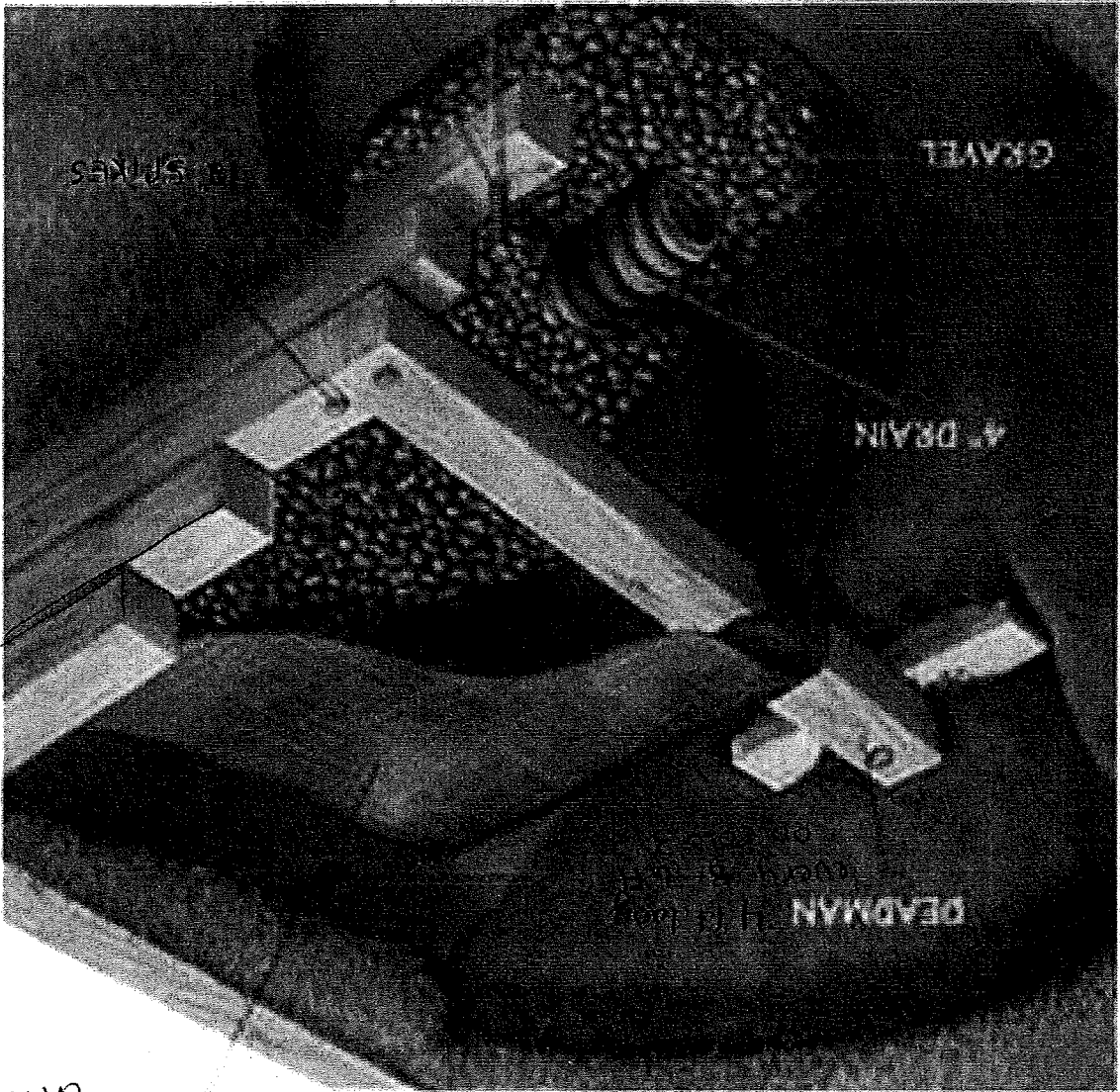
on the north
 on property line and
 extending 74' to the west.

Total height 3 ft tall

REBAR 3 ft into ground
 on end of each timber

landscape timbers

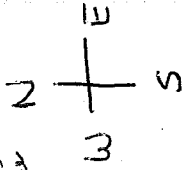
8' x 6" x 8"



← 1" step back
 between
 each
 timber

FABRIC to prevent
 soil from getting
 into gravel

The retaining wall will be 3' tall and 74' long
 It will be set back 1 ft. from front right-of-way line
 and will be built on the north property line.
 Construction is outlined below + includes a
 gravel base + backfill, 4 ft deadman timbers every
 8-16 ft on the 3rd row up from the ground
 to prevent bowing of the wall.



MAIN ST
fence 1 ft back from front right of way

property line
fence 2 1/2 ft from property line
under line from the surrounding

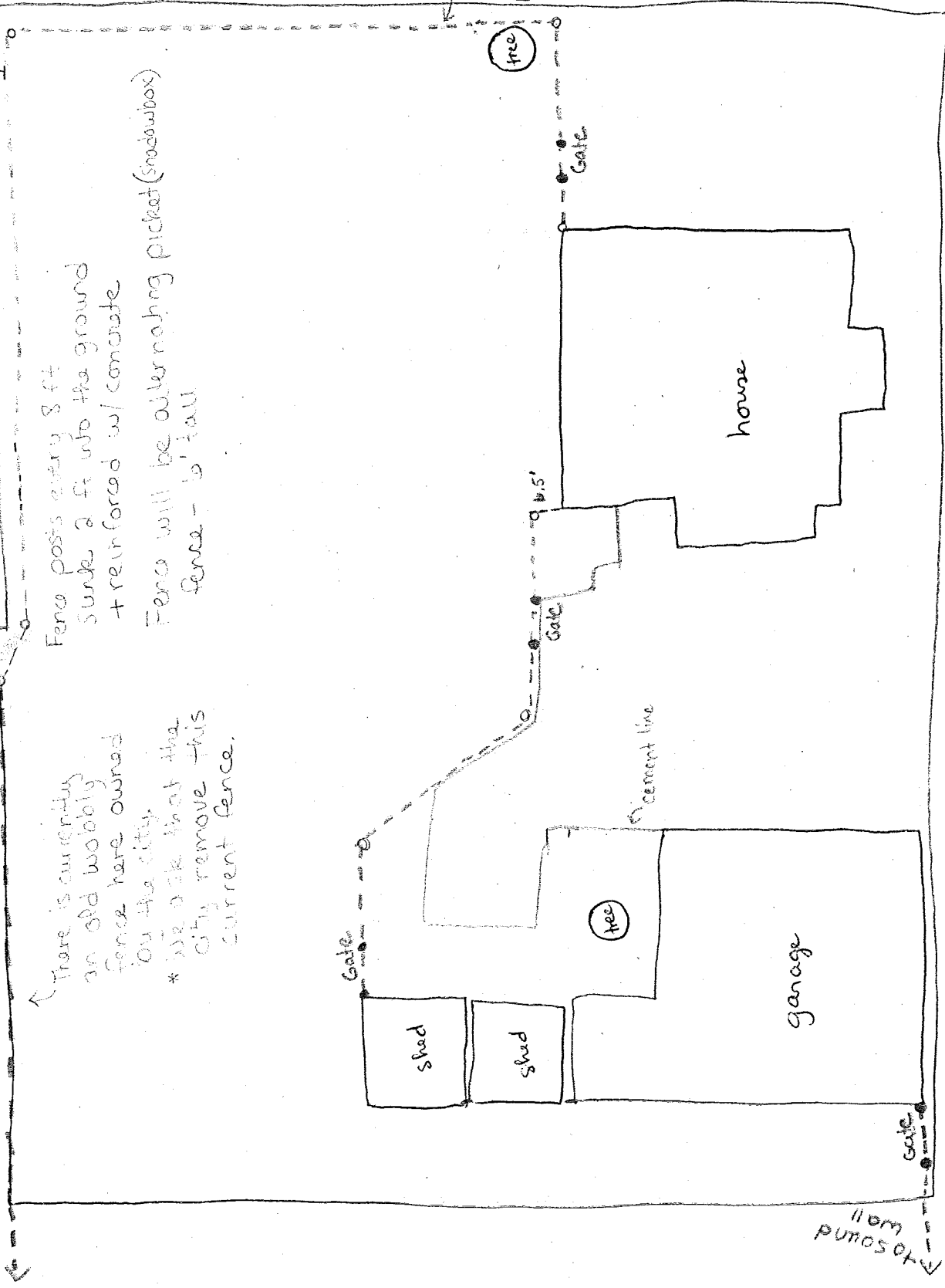
74 ft retaining wall

Fence posts every 8 ft
sunk 2 ft into the ground
+ reinforced w/ concrete
Fence will be alternating picket (snowbox)
fence - 6' tall

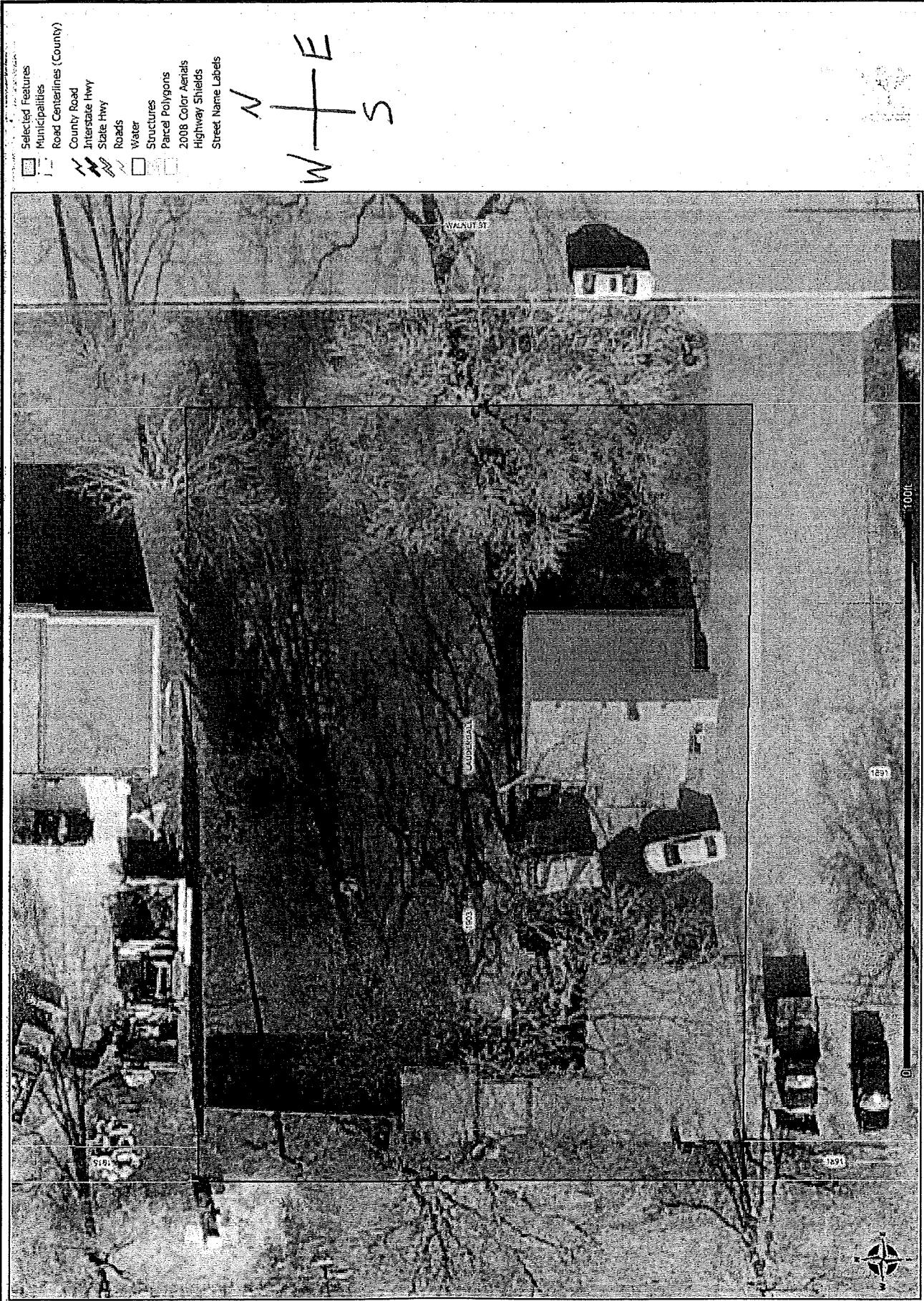
There is currently an old woolly fence here owned by the city. We ask that the city remove this current fence.

fence on property line

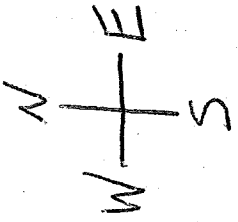
to sound



to sound



- Selected Features
- Municipalities
- Road Centerlines (County)
- County Road
- Interstate Hwy
- State Hwy
- Roads
- Water
- Structures
- Parcel Polygons
- 2008 Color Aerials
- Highway Shields
- Street Name Labels



DISCLAIMER: This map is neither a legally recorded map nor a survey and is not intended to be used as one. This map is a compilation of records, information and data located in various city, county, state and federal offices and other sources regarding the area shown, and is to be used for reference purposes only.

SOURCES: Ramsey County (May 13, 2009), The Lawrence Group (May 13, 2009) for County parcel and property records data; May 2009 for commercial and residential data; April 2006 for color aerial imagery; All other

| LAUDERDALE COUNCIL | ACTION REQUESTED | | | | | | | | | | | | | | |
|--|---|---------|-------|---------|-------|----------------|-------|--------|-------|-------------------|--------------|------------|--------------|--------------|-------|
| MEETING DATE May 26, 2009 ITEM NUMBER Resolution 052609A: A Resolution Authorizing Application for CDBG-R Funds for Playground Improvements STAFF INITIAL Jim APPROVED BY ADMINISTRATOR _____ | <table border="0"> <tr><td>Consent</td><td>_____</td></tr> <tr><td>Special</td><td>_____</td></tr> <tr><td>Public Hearing</td><td>_____</td></tr> <tr><td>Report</td><td>_____</td></tr> <tr><td>Discussion/Action</td><td><u> X </u></td></tr> <tr><td>Resolution</td><td><u> X </u></td></tr> <tr><td>Work session</td><td>_____</td></tr> </table> | Consent | _____ | Special | _____ | Public Hearing | _____ | Report | _____ | Discussion/Action | <u> X </u> | Resolution | <u> X </u> | Work session | _____ |
| Consent | _____ | | | | | | | | | | | | | | |
| Special | _____ | | | | | | | | | | | | | | |
| Public Hearing | _____ | | | | | | | | | | | | | | |
| Report | _____ | | | | | | | | | | | | | | |
| Discussion/Action | <u> X </u> | | | | | | | | | | | | | | |
| Resolution | <u> X </u> | | | | | | | | | | | | | | |
| Work session | _____ | | | | | | | | | | | | | | |

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

The American Recovery and Reinvestment Act ("ARRA"), which was signed into law February 17, 2009, contains funding targeted for employment and training. Community Development Block Grant Recovery Funds of \$270,000 are available from Ramsey County on a competitive application basis. The application requests \$50,000 in grant funds from Ramsey County to be used for playground improvements at the community park. The City Council must adopt a resolution authorizing the application for these grant funds.

The application for the grant and resolution is included in this packet.

OPTIONS:

- 1) Adopt Resolution
- 2) Do Not Adopt Resolution

STAFF RECOMMENDATION:

Adopt Resolution 052609A: A Resolution Authorizing Application for CDBG-R Funds for Playground Improvements at Lauderdale Community Park

COUNCIL ACTION:



**CDBG R Amendment to 2008 Action Plan
 Ramsey County Funding Request Application**

Applicant Information

Legal Name of Applicant City of Lauderdale, MN

Email Address !im.bownik@ci.lauderdale.mn.us

Mailing Address 1891 Walnut Street

City Lauderdale

State MN

Zip 55113

Contact Person Jim Bownik

Title Assistant to the City Administrator

Telephone 651-792-7656

Fax 651-631-2066

Federal Tax ID# 41-6008728

Project Information

Project Name Playground Improvements

Project Location Lauderdale Community Park

Ramsey County Funds Requested \$50,000

Total Project Cost \$50,000

Source of Other Project Funds

| Source | Amount | Committed | Pending |
|--------|--------|-----------|---------|
| | | | |
| | | | |
| | | | |
| | | | |



**CDBG R Amendment to 2008 Action Plan
Ramsey County Funding Request Application**

Activity Narrative:

Describe project briefly. (This may be done on a separate page.)

Playground improvements will replace older equipment with newer and safer equipment, a larger play area, and provide a safe and ADA compliant playground surface.

Narrative must also state how CDBG-R funds will be used in a manner that maximizes job creation and economic benefit, and will address the Recovery Act, by fitting into one or more of the following:

- Preserving and creating jobs and promoting economic recovery;

The CDBG-R funds will be used for playground improvements at Lauderdale Community Park. The project will create temporary full-time and part-time jobs that pay a livable wage.

- Assisting those most impacted by the recession;

The City of Lauderdale qualifies for the low to moderate income census tract. Economic recessions create stress for families. Recreation reduces stress and brings families together, promoting healthier lifestyles and choices.

- Providing investment needed to increase economic efficiency;

The Community Park is the only active recreation area in the City of Lauderdale and is a major focal point of the community. Substantial investment has been made the last two years at the Community Park including establishment of a dog park, reconstructing the tennis and basketball courts, and creating a paved outdoor hockey rink that is used for roller-hockey in the summer. These projects were funded 100% by the City. A CDBG-R Grant for playground improvements will allow the City more flexibility with its limited resources.

- Investing in transportation, environmental protection, or other infrastructure that will provide long-term economic benefits;

Playground improvements were planned for 2009, with a budget of \$34,000. Cuts to Local Government Aid have delayed all city capital improvement projects indefinitely. CDBG-R funding will provide the community the opportunity to implement this project by overcoming a sizable economic hardship.

- Minimizing or avoiding reductions in essential services; or

City services have already been reduced in the areas of staffing and communications. Further reductions are being considered including police services. A CDBG-R Grant will minimize the need to reduce essential services.

- Fostering energy independence.

The playground does not have any energy needs.



**CDBG R Amendment to 2008 Action Plan
Ramsey County Funding Request Application**

Jobs Created: (Report the number of full- and part-time jobs estimated to be created and retained by the activity (including permanent, construction, and temporary jobs).

It is estimated that six full-time temporary and four part-time temporary jobs will be created by this project.

Additional Activity Information: (A description of how the activity will promote energy conservation, smart growth, green building technologies, or reduced pollution emissions, if applicable.)

The playground at Lauderdale Community Park is the only community playground in Lauderdale. Redevelopment of this playground provides for smart growth because no other areas are currently available for community playground development in Lauderdale. Pollution emissions are reduced by providing a safe play area with an ADA compliant surface that can be accessed without transportation due to its proximity within walking distance to all residents.

Responsible Organization: (Contact information for the organization that will implement the CDBG-R activity, including its name, location, and administrator contact information)

Jim Bownik
Assistant to the City Administrator
City of Lauderdale
1891 Walnut St
Lauderdale, MN 55113
651-792-7656 direct
jim.bownik@ci.lauderdale.mn.us



**CDBG R Amendment to 2008 Action Plan
Ramsey County Funding Request Application**

Required Attachments

1. Resolution of Governing Body (Required for local units of government; private and non-profit firms and organizations proposing a project must have a resolution of support from the applicable Ramsey County municipality.
2. Map identifying location of project, site maps and other illustrative material, as applicable.
3. Project cost estimates
4. Anticipated Construction Schedule
5. Proposed Draw Down Schedule
6. Signed certification (may be submitted in other format)

Certification

I certify that the statements and application requirements of this official proposal are correct and that this proposal contains no misrepresentation or falsifications, omissions or concealment of material facts and that the information given is true and complete to the best of my knowledge and belief, and that no bids have been awarded, contracts executed, or construction begun on the proposed project.

Signature of Authorized Official

Date

RESOLUTION 052609A

CITY OF LAUDERDALE
COUNTY OF RAMSEY
STATE OF MINNESOTA

A RESOLUTION AUTHORIZING APPLICATION FOR COMMUNITY
DEVELOPMENT BLOCK GRANT RECOVERY (CDBG-R) FUNDS FOR THE
PLAYGROUND IMPROVEMENTS AT LAUDERDALE COMMUNITY PARK

WHEREAS, the Playground Improvements at Lauderdale Community Park are planned
capital improvements for 2009; and

WHEREAS, the City of Lauderdale has limited financial resources to fund capital
improvements due to cuts in Local Government Aid; and

WHEREAS, the proposed playground improvements will create highly improved quality
of life in the City of Lauderdale, including a benefit to those impacted by the recession;
and

WHEREAS, the City of Lauderdale qualifies for the low to moderate income census
tract; and

WHEREAS, the City of Lauderdale is requesting \$50,000 in CDBG-R funds for the
improvements.

NOW, THEREFORE BE IT RESOLVED, the City of Lauderdale supports the
application for CDBG-R funds from Ramsey County for the Playground Improvements at
Lauderdale Community Park.

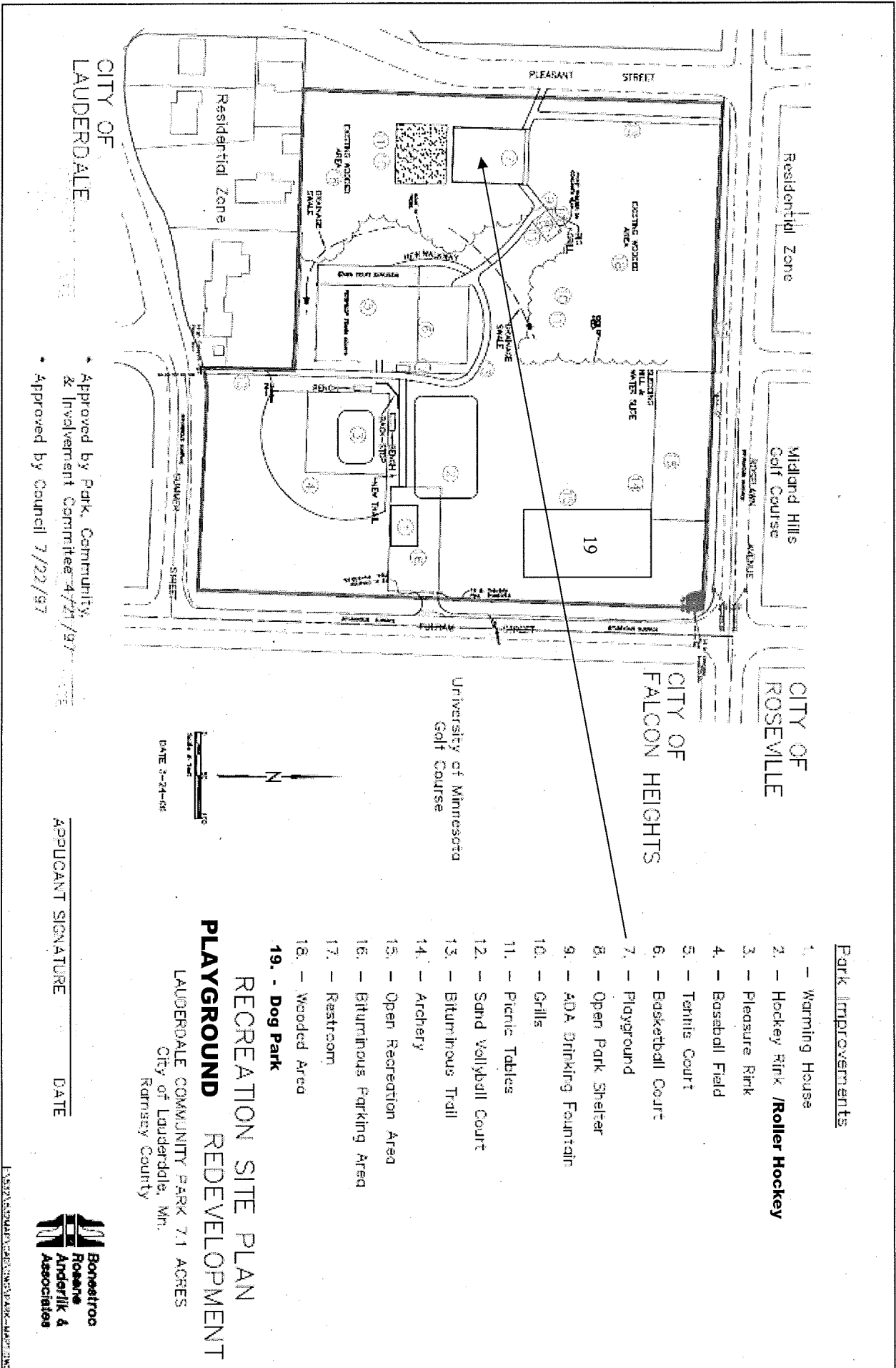
Adopted by the City Council of the City of Lauderdale, Minnesota this 26 day of May,
2009.

(ATTEST)

Jeffrey E. Dains, Mayor

(SEAL)

Heather Butkowski, City Administrator



Park Improvements

- 1. - Warming House
- 2. - Hockey Rink /Roller Hockey
- 3. - Pleasure Rink
- 4. - Baseball Field
- 5. - Tennis Court
- 6. - Basketball Court
- 7. - Playground
- 8. - Open Park Shelter
- 9. - ADA Drinking Fountain
- 10. - Grills
- 11. - Picnic Tables
- 12. - Sand Volleyball Court
- 13. - Bituminous Trail
- 14. - Archery
- 15. - Open Recreation Area
- 16. - Bituminous Parking Area
- 17. - Restroom
- 18. - Wooded Area
- 19. - Dog Park

**RECREATION SITE PLAN
PLAYGROUND REDEVELOPMENT**

LAUDERDALE COMMUNITY PARK 7.1 ACRES
CITY OF LAUDERDALE, MN.
RAMSEY COUNTY

APPLICANT SIGNATURE _____ DATE _____

Approved by Park, Community & Involvement Committee 4/27/97
Approved by Council 7/22/97



PLAYGROUND IMPROVEMENTS TO LAUDERDALE COMMUNITY PARK

Project Cost Estimates

| | |
|----------|---|
| \$25,000 | New Equipment: whirly twirly or sky runner, climbing wall, single zip slide, & eight piece swing set at the site of the sand volleyball court |
| \$6,000 | ADA compliant engineered wood fiber |
| \$4,500 | Excavation, fill, & border for expansion area |
| \$8,000 | Installation by certified installers, removal of existing swings & monkey bars, complete expansion area |
| \$6,500 | Engineering |
| \$50,000 | Total Estimated Project Costs |

Anticipated Construction Schedule

Description: Mobilization, remove existing swings and monkey bars, excavate, site grading, border expansion, 10% engineering

Completion Date: September 4, 2009

Description: Install four new play structures including a whirly twirly or sky runner, a climbing wall, a single zip slide, and a new eight piece swing set

Completion Date: September 11, 2009

Description: Place granular borrow and drain tile (depending on soil conditions), accessible play curbs, geotextile fabric, and approximately 263 Cu. Yds. engineered wood fiber

Completion Date: September 18, 2009


Proposed Draw Down Schedule

The City anticipates one request for reimbursement at the time of project completion, which is estimated to be September 18, 2009.

LAUDERDALE COUNCIL ACTION FORM

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|--|--|
| | |
|--|--|

| | |
|-------------------------|---------------|
| Action Requested | |
| Consent | _____ |
| Public Hearing | _____ |
| Discussion | _____ X _____ |
| Action | _____ X _____ |
| Resolution | _____ |
| Work Session | _____ |

| | |
|-----------------------------|---|
| Meeting Date | _____ |
| May 26, 2009 | |
| ITEM NUMBER | _____ |
| 9D - Illicit Discharge Res. | |
| STAFF INITIAL | _____  _____ |
| APPROVED BY ADMINISTRATOR | _____ |

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

Because of the length of the illicit discharge ordinance, the Council, by 4/5th vote, may publish the ordinance by title and summary.

- OPTIONS:**
1. Adopt the resolution as presented.
 2. Amend the resolution prior to adoption.
 3. Do not adopt the resolution and staff will publish the entire text of the ordinance.

STAFF RECOMMENDATION:

Motion to adopt resolution 052609B - A Resolution Authorizing Publication of Ordinance No. 09-01 by Title and Summary.

COUNCIL ACTION:

The city council of the city of Lauderdale has adopted Ordinance No. 09-01, Adding New Section 8-5 to the Code of Ordinances Regarding Storm Water Illicit Discharge and Illicit Connections to the Storm Sewer System. The ordinance promotes, preserves and enhances the natural resources within the city by protecting these resources from adverse effects occasioned by non-storm water discharges by regulating discharges that would have an adverse and potentially irreversible impact on water quality and environmental sensitive land. This includes regulating disposal and dumping of substances and materials and regulating illicit discharges to the storm sewer system. It also includes imposing certain discharge prevention requirements and notification requirements for spills that may result in illegal discharges or pollutants discharging into the storm sewer system or the waters of the state. The ordinance allows the city to suspend storm

PUBLIC NOTICE

NOW, THEREFORE, BE IT RESOLVED by the city council of the city of Lauderdale that the city administrator shall cause the following summary of Ordinance No. 09-01 of the city code to be published in the official newspaper in lieu of the entire Ordinance.

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

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

WHEREAS, Ordinance No. 09-01 is approximately 10 pages in length; and

WHEREAS, the city council of the city of Lauderdale has adopted Ordinance No. 09-01 Adding New Section 8-5 to the Code of Ordinances Regarding Storm Water Illicit Discharge and Illicit Connections to the Storm Sewer System; and

RESOLUTION AUTHORIZING PUBLICATION OF ORDINANCE NO. 09-01 BY TITLE AND SUMMARY

CITY OF LAUDERDALE
COUNTY OF RAMSEY
STATE OF MINNESOTA

RESOLUTION NO. 052609B

sewer access in order to stop an actual or threatened discharge in certain instances. The ordinance sets forth enforcement measures that may be taken by the city and penalties that may be imposed in order to enforce the ordinance requirements.

Heather Butkowski, City Administrator

BE IT FURTHER RESOLVED, by the city council of the city of Lauderdale that the city administrator keeps a copy of the ordinance at city hall for public inspection.

Dated this 26th day of May, 2009.

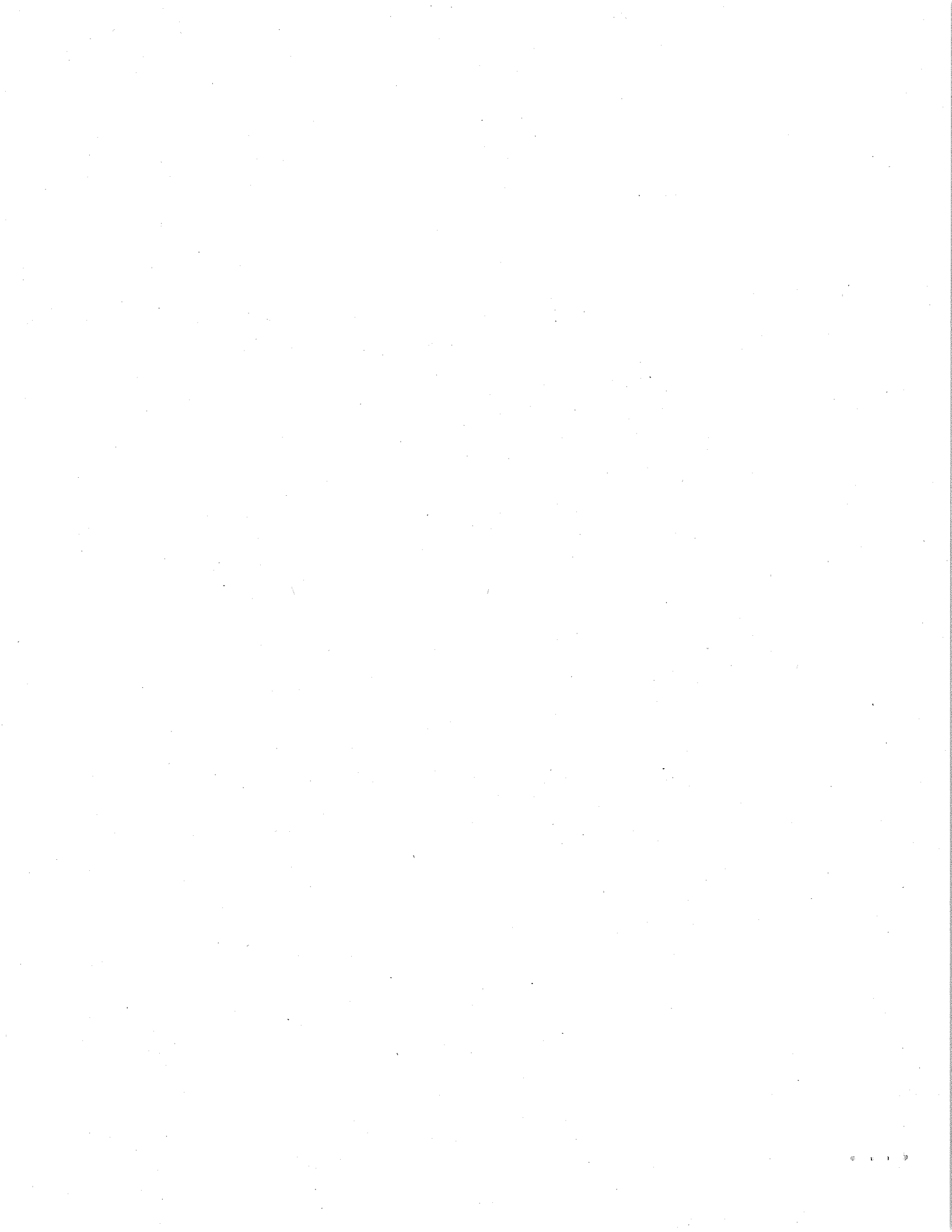
APPROVED:

Jeffrey Dains, Mayor

ATTEST:


Heather Butkowski, City Administrator

(Roseville Review: June 2, 2009)



LAUDERDALE COUNCIL ACTION FORM

| | | |
|-------------------------|----------------|---------|
| Action Requested | Consent | _____ |
| | Public Hearing | _____ |
| | Discussion | X _____ |
| | Action | X _____ |
| | Resolution | _____ |
| | Work Session | _____ |

| | | | |
|---------------------------|----------------------------|---------------|---|
| Meeting Date | May 26, 2009 | | |
| ITEM NUMBER | 9E - Set Goal Setting Date | STAFF INITIAL |  |
| APPROVED BY ADMINISTRATOR | | | |

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

At the last meeting, the Council set June 23rd as the goal setting meeting date. As Councilor Christensen may not be able to attend, and the Council may have no further budgetary information, the Mayor added the item to the agenda for reconsideration.

As you all know, the 2009 legislature ended without a balanced budget and the governor plans to balance it through cuts. Big cuts are expected in local and county government aid. Typically we receive our first LGA payment in mid-July.

OPTIONS:

Since the Council voted on a time and date at the last meeting, the Council should make a motion to cancel the meeting or vote on a new time and date if that is the consensus.

STAFF RECOMMENDATION:

Motion to approve (Date) at (Time) at Lauderdale City Hall to hold the annual goal setting session.

COUNCIL ACTION:

LAUDERDALE COUNCIL ACTION FORM

| | | | | | |
|---------------------------|--------------|-------------|-------------------------|---------------|-------|
| Meeting Date | May 26, 2009 | ITEM NUMBER | 13A - Comm. Park Issues | STAFF INITIAL | _____ |
| APPROVED BY ADMINISTRATOR | | | | | |

| | |
|-------------------------|---------------|
| Action Requested | |
| Consent | _____ |
| Public Hearing | _____ |
| Discussion | _____ |
| Action | _____ |
| Resolution | _____ |
| Work Session | _____ X _____ |

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

I know council members have received negative feedback from residents in regard to the conduct of park users. It is obviously a tough issue as what is considered appropriate conduct is different for each person who has addressed city staff and council members.

On Thursday, the Mayor, Chief Ohl, and I discussed the issue. Effective immediately, the officers will perform more foot patrol as a way to interact with residents and deter inappropriate activity. Additionally, we discussed whether a community meeting with residents who live around the park would be appropriate and whether additional signage would be a useful tool. Chief Ohl recommended signage based on the language in the disorderly conduct statute, which is attached.

As we all know, the park is a fantastic place and residents and non-residents alike love it. For example, four groups have reserved the park for Saturday - Monday. It seems we have been exceptionally busy with reservations this year. Maybe it is a result of the economy and how affordable a day at the park is.

OPTIONS:

The work session is a forum for councilors to discuss park related issues and devise an appropriate strategy to deal with them.

STAFF RECOMMENDATION:

COUNCIL ACTION:

2008 Minnesota Statutes

609.72 DISORDERLY CONDUCT.

Subdivision 1. **Crime.** Whoever does any of the following in a public or private place, including on a school bus, knowing, or having reasonable grounds to know that it will, or will tend to, alarm, anger or disturb others or provoke an assault or breach of the peace, is guilty of disorderly conduct, which is a misdemeanor:

(1) engages in brawling or fighting; or

(2) disturbs an assembly or meeting, not unlawful in its character; or

(3) engages in offensive, obscene, abusive, boisterous, or noisy conduct or in offensive, obscene, or abusive language tending reasonably to arouse alarm, anger, or

resentment in others.

A person does not violate this section if the person's disorderly conduct was caused by an epileptic seizure.

Subd. 2. [Repealed, 1969 c 226 s 1]

Subd. 3. **Caregiver; penalty for disorderly conduct.** A caregiver, as defined in section 609.232, who violates the provisions of subdivision 1 against a vulnerable adult, as defined in section 609.232, may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$3,000, or both.

History: 1963 c 753 art 1 s 609.72; 1967 c 242 s 1; 1971 c 23 s 71; 1988 c 689 art 2 s 236; 1991 c 279 s 34; 1994 c 636 art 2 s 46; 1995 c 229 art 2 s 7