

LAUDERDALE CITY COUNCIL MEETING AGENDA

APRIL 10, 2007

7:30 P.M. CITY HALL

1891 WALNUT STREET

1. **ROLL CALL**
2. **APPROVAL OF THE AGENDA**
3. **APPROVALS**
 - a. Minutes of the Tuesday, March 27, 2007 City Council Meeting.
 - b. Claims totaling \$66,396.02.
4. **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE COUNCIL ON ITEMS NOT ON THE AGENDA**
5. **CONSENT**
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.
8. **PRESENTATIONS**
 - a) 2006 Audit Report
9. **DISCUSSION / ACTION**
 - a) Rental license hearing for 1793 Pleasant Street and 1936 Walnut Street
 - b) Suggest time to meet with Falcon Heights
 - c) Approve change order for Tennis Court project to add 8'x20' fiberglass practice board
10. **ITEMS REMOVED FROM THE CONSENT AGENDA**
11. **ADDITIONAL ITEMS**
12. **SET AGENDA FOR NEXT MEETING**
 - a) Social Room Floor
 - b) Goals 2007 and 2008
 - c) 2008 Budget Outline
 - d) Larpenteur Avenue
 - e) Administrator Performance Appraisal
13. **WORK SESSION**
14. **NEW BUSINESS / REPORTS**
 - a) Administrator Update
 - b) Council Member Items

***MINUTES OF THE LAUDERDALE CITY COUNCIL
TUESDAY, MARCH 27, 2007
GOAL SETTING WORKSHOP & REGULARLY SCHEDULED MEETING
5:00 p.m. Lauderdale City Hall, 1891 Walnut Street***

Mayor Dains called the meeting to order at 5:10 p.m. and asked City Administrator Heck to call the roll. Council members present: Karen Gill-Gerbig, Denise Hawkinson, Karen Doherty, Clay Christensen and Mayor Jeff Dains.

Also present for the meeting: Assistant to the City Administrator, Jim Bownik; Heather Butkowski, Deputy City Clerk; David Hinrichs, Public Works Coordinator, and Joe Hughes, Maintenance worker.

Heck started the meeting by providing a summary review of the 2006 goals and the current status in the achievement of these goals. Highlights include the progress on the park and county road turn backs.

Heck then outlined a few general areas staff discussed for 2007, including completing the work on the park and turn backs. Heck then asked for the Council's thoughts on goals / projects for 2007.

The Council discussed two main areas of interest, the City Park and redevelopment at Larpenteur and Eustis. The Council also addressed the status of county roads. The main focus of the discussions was to develop or prepare more detailed plans for the park and open space as well as a plan for the redevelopment of Larpenteur and Eustis.

The specific direction the Council wants staff to take is the development of a long range, 10 – 15 year park and open space improvement plan that includes an assessment of the types of amenities, best use of space, possible trail connections / expansion, and general costs for various improvements. The Council also suggested inclusion of funding mechanisms for improvements. Generally, the idea is to further enhance the existing “master plan” for the park and open space. It was suggested to use information generated by the Comprehensive Plan Committee and the PCIC.

Heck then asked if there were other priorities the Council had and the Mayor mentioned the Larpenteur Avenue and Eustis Street area. He indicated a desire to see something happen at this location. Dave indicated the BP station may also be headed for closure. Heck asked the Council how aggressive or proactive they wanted to be in seeking redevelopment of the area. He said there are opportunities available for Lauderdale to acquire property in the area and thereby exert some control over the future of the area.

The Council discussed how to address the redevelopment of this area. Council member Doherty suggested starting where they left off in late November by reviewing the outline of options presented by Dave Callister and Jessica Cook of Ehlers and Associates.

Following additional discussion, the Council felt that working on a plan for the area is a good place to start including funding options and possibilities.

Heck asked if there were any additional suggestions for possible goals / work plan items. Council member Gill-Gerbig mentioned the Inflow and Infiltration program and where the City is in terms of Zoning. Council member Doherty asked about the City's web page and progress on improvement.

Heck then went over the possible goals for 2008 that included park and open space improvements, trails, road maintenance, inflow and infiltration, and possible facility improvements. Heck suggested the Council continue to develop the 2008 goals with the 2008 budget.

The Council recessed at 7:00 p.m.

The City Council reconvened at 7:30 p.m. Mayor Dains called the meeting to order and asked Heck to take the roll.

Present for the regular meeting of the City Council were Council members: Gill-Gerbig, Hawkinson, Doherty, Christensen, and Mayor Dains.

Also present were Bownik, Butkowski, and Hinrichs.

Mayor Dains asked if there were any additions or deletions to the agenda. There being none, Council member Christensen moved and Hawkinson seconded the approval of the agenda and the motion carried.

Mayor Dains asked for corrections or additions to the minutes of Tuesday, March 13, 2007. There being none, the minutes were approved on a motion by Council member Hawkinson and a second by Council member Gill-Gerbig.

Mayor Dains asked if any members of the Council had questions on the claims. There were no questions. Council member Christensen moved approval of the claims in the amount of \$43,523.50. Council member Hawkinson seconded the motion and it carried.

Mayor Dains asked if there were any members of the audience who wished to address the Council on items not included on the agenda. No one was present who wished to address the Council.

Mayor Dains asked Council member if they wished to remove any items from the consent agenda.

Council member Gill-Gerbig moved and member Hawkinson seconded approval of the Consent Agenda including: 1. awarding the street sweeping bid to McPhillips in the amount of \$5,600.00; 2. approving the tennis court colors as dark and light green; and 3. approving rental housing licenses.

Mayor Dains introduced the public hearing regarding the removal of an elm tree infected with Dutch Elm disease. Butkowski reported the tree in question was removed that afternoon; therefore, the public hearing to authorize the City to remove the tree was not necessary.

Mayor Dains introduced Resolution #032707A, a resolution in support of legislation to increase the Local Government Aid. Heck reported the bills in the House and Senate (HF1534 / SF1046) create a third "pot" of money dedicated to fully developed metropolitan cities and, if passed and signed by the governor, would increase the LGA Lauderdale receives by approximately 50%.

Council member Christensen moved adoption of Resolution #032707A. Council member Gill-Gerbig seconded the motion and the motion carried on a roll call vote with members Gill-Gerbig, Hawkinson, Doherty, Christensen, and Dains all voting yes.

Mayor Dains then introduced Resolution #032707B, a resolution in support of legislation requiring counties to make grants to small metro cities from County State Aid Highway (CSHA) Funds to support repair and maintenance of local city roads.

Council member Gill-Gerbig moved resolution #032707B. Council member Doherty seconded the motion and it carried on a roll call vote with members Gill-Gerbig, Hawkinson, Doherty, Christensen, and Dains all voting yes.

Mayor Dains introduced the dog park item and asked Bownik to provide additional background.

Bownik provided background and the process that brought this issue to this point. He stated a group of residents approached him regarding the creation of a dog park at the Walnut / Ione open space. The group discussed the issue with the Park Committee and the Comprehensive Plan committee who endorsed the idea. Bownik then prepared additional information on the creation of the dog park at this site including costs and facilities needed to accommodate such a park. The idea with costs was presented to the Council and following discussion, the Council suggested the idea be sent back to the Park Committee with consideration of using the hockey rink as a temporary test for a dog park as cost was an issue.

Bownik reported this suggestion was presented to the Park Committee and the Committee endorsed the idea. The issue is now before the Council for formal approval of the dog park.

Council member Hawkinson asked what staff would do to prepare for this new facility. Bownik responded staff will close the 12' open area and create a small entry area approximately 3' for access to the hockey rink.

Council member Gill-Gerbig inquired if staff will still be able to maintain the hockey rink in the winter with the larger area closed off.

Bownik stated the larger area will be a gate and staff will be able to maintain the rink.

Mayor Dains asked about signage. Bownik stated signage will be installed. Bownik also stated the City will need to provide some type of box to hold plastic bags and a garbage can.

Council member Gill-Gerbig wanted to make sure that it is clearly indicated the dog park is temporary in nature and also wanted to say many plans for the park have been waiting in line for quite some time.

Council member Gill-Gerbig moved to create a temporary dog park in the hockey rink. Council member Christensen seconded the motion and it passed on a roll call vote with members Gill-Gerbig, Doherty, Christensen and Dains voting yes and member Hawkinson voting no.

Jean Blat addressed the council and thanked them for their decision to create a dog park. She asked when the hockey rink would be ready for use. She added someone placed cyclone fencing across the large opening.

Council member Hawkinson asked Hinrichs when he felt they could get the gate installed. Hinrichs stated this project is a lower priority. The first priority is jetting the sewers.

After a bit more discussion, Council member Gill-Gerbig moved to have the hockey rink ready for use as a temporary dog park on Friday, June 1, 2007. Council member Christensen seconded the motion and is carried on a roll call vote with Gill-Gerbig, Hawkinson, Doherty, Christensen, and Dains all voting yes.

Mayor Dains introduced the next item and asked Heck to provide background on the subject. Heck deferred the item to Butkowski who has been working on this subject.

Butkowski said staff has been meeting with neighboring cities on the development of connected trail systems and the potential of applying for a grant from the Non-motorized Trail Pilot Project (NTP). She went on to say that St. Paul is submitting an application for funding a project along Como Avenue from Raymond to Minneapolis. She said the project proposal is to add bike on Como Avenue, provide countdown timers at the lights, and install "bump outs" at these intersections as well. She said Roseville and Falcon Heights are submitting a joint application that also includes the University of Minnesota to create a new bike and pedestrian path down Fairview Avenue to the University of Minnesota where it will connect to the University bike and pedestrian transit way. She ended by stating the projects tie into plans discussed at the comprehensive plan committee for possible trails in Lauderdale.

Council member Gill-Gerbig moved and Hawkinson seconded sending the letters of support for these two grant applications and the motion carried.

Items for consideration for the April 10, 2007 meeting include a legislative update and presentation of the 2006 audit.

Mayor Dains announced the Council is going in to the work session part of the meeting, which is a continuation of the regular meeting, just in a different format with the time being 8:00 p.m.

The first item on the work session agenda was discussion of a practice board for the new tennis courts.

Bownik told the Council the original plan for the tennis court renovation did not include the installation of a practice board. He stated the contractor quoted the cost to install an 8' x 40' practice board. He said it's proposed to go on the northwest corner of the court and will

require 3" posts rather than the 2 3/4" posts. He said the material for the practice board can be either plywood or fiberglass; Bownik said he recommends the fiberglass option.

Bownik provided another possible option and that is for the City to purchase and install the practice board at a later date, however doing so may increase the liability to the city.

Discussion then focused on the fencing installation, specifically the posts to hold the practice board. Bownik indicated the engineer, Bonestroo, stated no concrete was needed to secure the posts; that driving the posts further down is sufficient. Hinrichs disagreed and indicated most tennis court screens allow the wind to flow through, the practice board will not. Mayor Dains stated when the council decided to move forward with this project, he wanted to make sure it was done right and asked staff to re-evaluate the issue of concrete footing for the posts that will support the practice board. Council member Hawkinson inquired if the quote from the contractor included cement footings. Bownik was not sure.

Council member Christensen moved approval of an 8' x 20' fiberglass practice board concept installed by the contractor with the detail on the total cost for the installation. Council member Doherty seconded the motion and it carried with all members voting yes.

Mayor Dains introduced the next item for discussion and asked Heck to provide a brief background.

Heck told the council staff is seeking direction in the area of nuisance detection and enforcement. He stated the general practice is providing notice in the City Newsletter of the "Spring Clean-up" and inspection. Following the inspections, nuisances are handled on a complaint basis. Heck also stated there are different types of nuisances and these violations are contained in different parts of the city code.

Butkowski added the process has been improved, but it could be much faster. She said historically, the city sends about three letters before coming to the council for public hearing and abatement. She said by the time the issue gets to this process, several months have passed. She also added that some issues call for legal action such as citations and complaints, while others only need abatement ordered by the council without a formal legal remedy.

Hinrichs stated his preference is to see a more proactive and consistent enforcement of the nuisance ordinance including the police issuing citations for violations where necessary. He also agreed with Butkowski the entire nuisance ordinance needs to be cleaned-up and modernized.

Mayor Dains wanted to know what other communities are doing in this area before moving forward.

Council member Gill-Gerbig asked what other cities are doing and how many of these issues would go away if the rental standards were applied to all residential property in the city.

Council member Hawkinson said the nuisance ordinance needs to be refined and consolidated into one ordinance. She also would like to see what other communities are doing in this area.

Council member Doherty was concerned about only enforcing the nuisance ordinance and other regulations during the spring clean-up and having it as a complaint basis thereafter. She wanted to know if this was a council policy as she felt there should be continuous enforcement. Heck indicated he was told by staff that in the past, it wasn't felt there was support by the council to pursue nuisance and other issues.

Council member Gill-Gerbig confirmed that in the past, when staff pursued nuisance and other issues, the Council waived violations when residents appealed.

Hinrichs stated that past administrators said nuisances would only be looked into if a complaint was made by a non-employee resident.

Council member Doherty stated she supports year round enforcement of nuisances.

After additional discussion, the council directed staff to gather additional information from other communities on nuisance ordinances and begin to work on developing a revised ordinance for Lauderdale.

Heck informed the Council the city will need to acquire sewer and storm sewer infrastructure maps from Bonestroo. Heck said he spoke with Tom Kellogg and the estimated cost for these maps is approximately \$6,000. He said the maps are required as part of the comprehensive plan process.

There being no further items for discussion by the Council, the meeting adjourned at 9:10 p.m. on a motion by Council member Christensen and a second by Council member Hawkinson.

CITY OF LAUDERDALE

Claims for Approval

April 10, 2007 City Council Meeting

Payroll

4/06/07 Payroll: Direct Deposit # 500329-500333	\$6,783.00
4/06/07 Payroll: Payroll Liabilities, e-payments 144E-146E	\$5,693.85

Vendor Claims

4/10/07 Claims: Check #s 18615-18622	\$53,919.17
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Subtotal of Claims From Above

\$66,396.02

Total Claims for Approval

\$66,396.02

CITY OF LAUDERDALE

04/06/07 9:03 AM

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Payments

Current Period: APRIL 2007

Batch Name	040607paytax				
Payment		Computer Dollar Amt	\$5,693.85	Posted	
Refer	163	NORTH STAR BANK, CHECKING S	Ck# 000144E 4/6/2007		
Cash Payment	G 101-21701	FEDERAL TAXES	4/6/07 payroll taxes		\$841.61
Invoice					
Cash Payment	G 101-21703	FICA WITHHOLDING.	4/6/07 payroll taxes		\$1,762.66
Invoice					
Transaction Date	4/6/2007	Due 0	NORTH STAR CHEC 10100	Total	\$2,604.27
Refer	164	ICMA RETIREMENT TRUST - 457	Ck# 000145E 4/6/2007		
Cash Payment	G 101-21705	ICMA RETIREMENT	4/6/07 payroll		\$1,741.91
Invoice					
Transaction Date	4/6/2007	Due 0	NORTH STAR CHEC 10100	Total	\$1,741.91
Refer	165	PERA	Ck# 000146E 4/6/2007		
Cash Payment	G 101-21704	PERA	4/6/07 payroll		\$1,347.67
Invoice					
Transaction Date	4/6/2007	Due 0	NORTH STAR CHEC 10100	Total	\$1,347.67
Fund Summary				BATCH Total	\$5,693.85
		10100	NORTH STAR CHECKING		
101			\$5,693.85		
			\$5,693.85		

Pre-Written Checks	\$5,693.85
Checks to be Generated by the Compute	\$0.00
Total	\$5,693.85

CITY OF LAUDERDALE
***Check Detail Register©**

APRIL 2007

		Check Amt	Invoice	Comment
10100 NORTH STAR CHECKING				
Paid Chk#	018615	4/10/2007	AMERICAN MESSAGING	
	E 601-49000-391	TELEPHONE/PAGERS	\$50.10	4/07-3/08 pw pager
	E 101-43100-391	TELEPHONE/PAGERS	\$50.09	4/07-3/08 pw pager
	Total	AMERICAN MESSAGING	\$100.19	
Paid Chk#	018616	4/10/2007	CINTAS	
	E 601-49000-425	CLOTHING	\$28.65	pw clothing
	E 601-49000-425	CLOTHING	\$28.65	pw clothing
	Total	CINTAS	\$57.30	
Paid Chk#	018617	4/10/2007	CITY OF ST ANTHONY	
	E 101-42100-319	POLICE CONTRACT	\$43,291.66	4/07 police services
	Total	CITY OF ST ANTHONY	\$43,291.66	
Paid Chk#	018618	4/10/2007	HUGHES & COSTELLO	
	E 101-42300-305	LEGAL FEES	\$850.00	4/07 retainer and fees
	E 101-42300-355	MISC PRINTING/PROCESS SER	\$221.91	4/07 retainer and fees
	Total	HUGHES & COSTELLO	\$1,071.91	
Paid Chk#	018619	4/10/2007	MET-COUNCIL ENVIRONMENTAL SER.	
	E 601-49000-387	WATER TREATMENT SERVICE	\$8,377.59	5/07 wastewater services
	Total	MET-COUNCIL ENVIRONMENTAL SER.	\$8,377.59	
Paid Chk#	018620	4/10/2007	PARK SERVICE	
	E 601-49000-212	MOTOR FUELS	\$171.92	3/06 motor fuels
	E 101-43100-212	MOTOR FUELS	\$171.92	3/06 motor fuels
	Total	PARK SERVICE	\$343.84	
Paid Chk#	018621	4/10/2007	RAPIT PRINTING	
	E 101-41600-353	NEWSLETTER PRINTING	\$603.92	March-April 2007 newsletter
	Total	RAPIT PRINTING	\$603.92	
Paid Chk#	018622	4/10/2007	WASTE MANAGEMENT	
	E 101-43100-384	REFUSE DISPOSAL	\$72.76	4/07 waste pick up
	Total	WASTE MANAGEMENT	\$72.76	
	10100 NORTH STAR CHECKING		\$53,919.17	

Fund Summary

	10100 NORTH STAR CHECKING	
101 GENERAL		\$45,262.26
601 SEWER UTILITIES		\$8,656.91
		\$53,919.17

LAUDERDALE COUNCIL ACTION FORM

Action Requested

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

Meeting Date April 10, 2007

ITEM NUMBER 9A—Rental Housing Hearing

STAFF INITIAL HAB

APPROVED BY ADMINISTRATOR OK BH

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

Attached are the letters sent to Robert Allen regarding his rental properties at 1793 Pleasant Street and 1936 Walnut Street. Initially, it was difficult for staff to get Mr. Allen to complete the inspections but those finally occurred in January. As evident in the March 14th letter we sent to him, he has not corrected the violations and arranged for a second inspection. The repairs at 1936 Walnut are not onerous and he was told he could submit a request for extension on the exterior work that needs to be done at 1793 Pleasant Street. The city, however, has not received a response from Mr. Allen in quite some time. Randee Allen, who is also listed as an owner of record for the 1793 Pleasant Street property, signed for the March 14th certified letter. It is staff's belief; therefore, that the Allen's' are well aware of the situation.

OPTIONS:

1. Negotiate terms for correcting violations if Robert or Randee Allen appear before the Council.
2. Determine whether there is sufficient cause to deny the rental housing license applications for 1793 Pleasant Street and 1936 Walnut Street. If there is, request city staff create a finding of facts for passage at the next city council meeting.
3. Provide staff with direction on another course of action to garner compliance.

STAFF RECOMMENDATION:

Request a finding of facts be created for 1936 Walnut Street and 1793 Pleasant Street if terms for making improvements can't be reached with the owners.

COUNCIL ACTION:

City of Lauderdale

The Island in the Metro

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

January 16, 2007

Robert Allen
3170 Victoria St. N
Shoreview, MN 55126-3865

Dear Mr. Allen,

Thank you for replying to our inspection request. Following is the information I received from Dave Hinrichs, the city building inspector, regarding your property at 1793 Pleasant Street.

1. Smoke detectors are required in the bedrooms as well as the rooms or hallways accessing the bedrooms per section 704.2 of the International Property Maintenance Code (IPMC).
2. The hazardous steps on the boulevard need replacing. New steps must comply with the current building code.
3. The sidewalk in the front of the house is a trip hazard and must be replaced. A new side walk will comply with current code requirements.
4. The water damage on the back porch ceiling and wall must be repaired.

The city is asking you to correct the following within 30 days of the date of this notice. Upon completion of the work, another inspection is required. Please contact me at 651.792.7657 to make inspection arrangements. Direct code related questions to Dave Hinrichs at 651.792.7661. After successful completion of the next inspection, you will receive your license for 2007 by mail.

Sincerely,

Heather Butkowski
Deputy City Clerk

City of Lauderdale

The Island in the Metro

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

January 23, 2007

Robert Allen
3170 Victoria St. N
Shoreview, MN 55126-3865

Dear Mr. Allen,

Thank you for replying to our inspection request. Following is the information I received from Dave Hinrichs, the city building inspector, regarding your property at 1936 Walnut Street.

1. Smoke detectors are required in the bedrooms and in the basement.

The city is asking you to correct the following within 30 days of the date of this notice. Upon completion of the work, another inspection is required. Please contact me at 651.792.7657 to make inspection arrangements. Direct code related questions to Dave Hinrichs at 651.792.7661. After successful completion of the next inspection, you will receive your license for 2007 by mail.

Sincerely,

Heather Butkowski
Deputy City Clerk

cc: tenants of 1936 Walnut Street

City of Lauderdale

The Island in the Metro

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

March 14, 2007

Robert Allen
3170 Victoria St. N
Shoreview, MN 55126-3865

Dear Mr. Allen,

On January 16, 2007, city staff inspected your property at 1793 Pleasant Street. The following week, your property at 1936 Walnut Street was inspected. After those inspections, you received letters from the city giving you 30 days to correct violations on the properties. On February 16th you told me you were going to put an extension request in writing for 1793 Pleasant and call with a time to inspect 1936 Walnut. After I did not hear from you, I left a message for you on March 7th asking that you call me to arrange an inspection time. To date, I have not received a call back from you and you are almost a month past your 30-day window in which to make repairs and receive a follow-up inspection.

You have until March 29th to successfully complete your rental housing follow up inspection or arrange for an extension with Brian Heck, Lauderdale City Administrator. If you fail to do this, there will be a denial of license hearing regarding your properties at the April 10, 2007 City Council meeting. The meetings begin at 7:30 p.m. and are held in the Council Chambers at Lauderdale City Hall (1891 Walnut Street). If you continue to rent after your license has been denied, the city will take legal action.

Please call city hall at (651) 792-7650 to schedule an inspection or make arrangements for an extension with the City Administrator.

Thank you for your attention to this matter.

Sincerely,

Heather Butkowski
Deputy City Clerk

ACTION REQUESTED		LAUDERDALE COUNCIL	
Consent	_____	MEETING DATE	April 11, 2007
Special	_____	ITEM NUMBER	Tennis Court Practice Board Option
Public Hearing	_____	STAFF INITIAL	Jim
Report	_____	APPROVED BY ADMINISTRATOR	_____
Discussion	<u> X </u>		
Action	<u> X </u>		
Resolution	_____		
Work session	_____		

DESCRIPTION OF ISSUE AND PAST COUNCIL ACTION:

At the last council meeting, staff was directed to get a change order proposal from the contractor to add an 8' x 20' fiberglass practice board to the tennis court project. The proposed change order for installing this practice board would add \$4,466 to the project cost.

The question arose as to whether concrete footings should be used for the posts involved with holding the practice board (in our case– 3 posts) and whether the proposal from the contractor included the use of concrete footings for those three posts. The answer about whether concrete footings should be used is not necessarily. The answer to whether the contractor's proposal includes using concrete footings is no.

According to the specifications for the park improvements, the line posts are to be air driven through the bituminous surface to a depth of 5 feet instead of using concrete footings. This was recommended to avoid the maintenance issues involved with using concrete footings, which involve cracks in the surface around the posts caused by heaving of the concrete during the ground's freezing and thawing process.

The practice board installation instructions recommend using concrete footings. However, the recommended depth listed in the installation instructions is 36 inches. In Minnesota, this does not even get below the frost line (recommendation should be minimum of 48 inches). On Friday, I spoke with someone from Douglas Sports that agreed with this and also said that it should be fine installing a practice board on posts that are going to be driven to a depth of 5 feet below the bituminous surface. If a wind storm caused those posts to bend, for example, they are going to bend at the surface regardless of whether they are air driven 5 feet underground or have 5 foot concrete footings.

I tried to obtain a written opinion from Bonestroo, as well as a cost estimate for adding concrete footings. Attached is an email and a memo I received from Bonestroo. It includes an estimate for supply costs for concrete footings, but not labor. This is all of the information I could get as of Friday. Bonestroo is working with the contractor to get a proposed cost that includes concrete footings. I hope to have that information for the meeting.

OPTIONS:

- 1) Approve the proposed Change Order No.1.
- 2) Approve the proposed Change Order No.1, with the condition that concrete footings are used.
- 3) Do not approve either change order proposal.

STAFF RECOMMENDATION:

First, decide whether or not the city should add a practice board to the tennis court project. If so, choose Option 1 above. If the council has concerns about not using concrete footings, chose Option 2 or 3.

COUNCIL ACTION:



Owner: City of Lauderdale, 1891 Walnut Street, Lauderdale, MN 55113	Date April 4, 2007
Contractor: Nadeau Excavating Inc., 12175-240th Street E, Hampton, MN 55031	
Bond Company: United Fire and Casualty Company (IA), PO Box 73909, Cedar Rapids, IA 52407	Bond No: 54159098

CHANGE ORDER NO. 1
LAUDERDALE COMMUNITY PARK ENHANCEMENT PROJECT
CLIENT PROJECT NO.
BONESTROO FILE NO. 000532-06002-0

Description of Work

This Change Order provides for adjustments to this project as follows:

Item No. 1: Install 1 prefabricated tennis backboard by Douglas Sport Nets & Equipment Model #34835C 8'H x 1-3/4" thickness on the interior northwest corner of the tennis court fence. Verify placement with Landscape Architect before installation. Supplier can be reached at 1.800.553.8907 or web: www.douglas-sports.com Utilize 3" line posts.

No.	Item	Unit	Contract Quantity	Unit Price	Total Amount
	CHANGE ORDER NO. 1				
1	INSTALL 8' X 20' PREFABRICATED TENNIS BACKBOARD	LS	1	\$4,466.00	\$4,466.00
	TOTAL CHANGE ORDER NO. 1:				<u>\$4,466.00</u>

Original Contract Amount	\$165,910.00
Previous Change Orders	\$0.00
This Change Order	<u>\$4,466.00</u>
Revised Contract Amount (including this change order)	\$170,376.00

CHANGE IN CONTRACT TIMES

Original Contract Times:

Substantial Completion (days or date):

Ready for final Payment (days or date):

Increase of this Change Order:

Substantial Completion (days or date):

Ready for final Payment (days or date):

Contract Time with all approved Change Orders:

Substantial Completion (days or date):

Ready for final Payment (days or date):

Recommended for Approval by:

BONESTROO

Date:

April 4, 2007

Approved by Contractor:

NADEAU EXCAVATING INC.

Approved by Owner:

CITY OF LAUDERDALE

Karyn D. Wolk P.M.

April 4, 2007

Date

Date

cc: Owner

Contractor

Bonding Company

Bonestroo & Assoc.

Jim Bownik

From: Reid, Holly [Holly.Reid@bonestroo.com]
Sent: Friday, April 06, 2007 8:54 AM
To: Jim Bownik
Subject: FW: Lauderdale Tennis Court

Attachments: Doc7.doc; HLogo-Gray-Email.gif



Doc7.doc (49 KB) HLogo-Gray-Email.gif (1 KB)

Jim-

Here is a letter drafted by one of our athletic facilities engineer. He discussed the situation with our structural engineer who actually recommended the concrete footings even though they will be a maintenance issue in the future. He based this off of high wind conditions. We still think you would be fine with the line driven posts, but in the case of a high wind storm the concrete footings would be more secure. The cost estimate is based on materials and does not include labor. If you want to hold off sending this to the members we can discuss it more in depth on Monday. I could then try to get a cost that includes labor as well.

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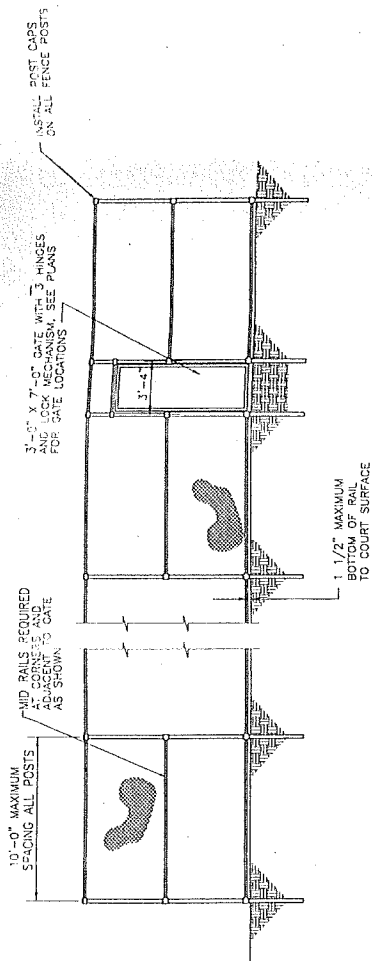
From: Kristofitz, Gary D
Sent: Wednesday, April 04, 2007 6:35 PM
To: Reid, Holly
Subject: Lauderdale Tennis Court



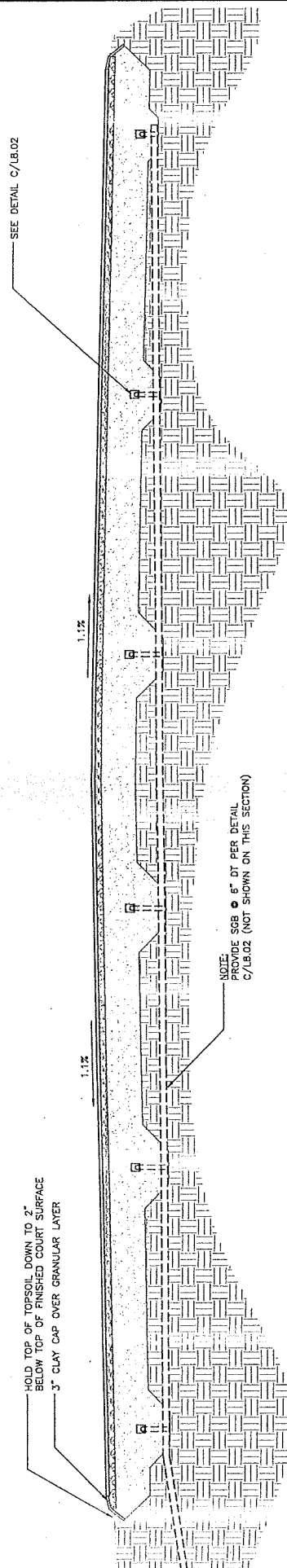
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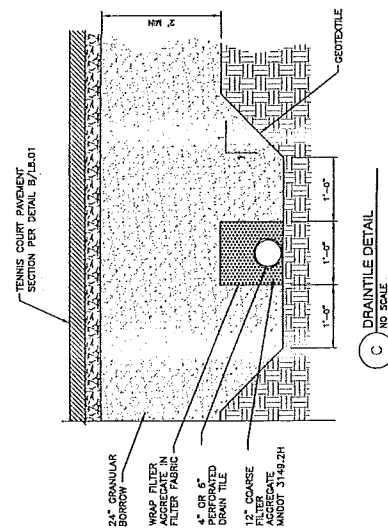
It has been brought to my attention that there is a question as to the adequacy of the practice backboard post foundations (line driven 3" steel posts). We have generally gone away from the use of concrete foundations on tennis courts because frost heave tends to raise the foundations over time, which cracks the bituminous court surface and can lift the bottom edge of the fence to a point where tennis balls can pass beneath the fabric. I discussed the design with a few fencing contractors who commonly install tennis courts, and found that their general opinion is that this design is not unusual, and that practice backboards are often installed on existing fences that are not specially reinforced. I then brought the situation to Phil Caswell in our structural engineering department. Phil's opinion is that there is a possibility that high winds in an area with few trees could overload a post without a concrete foundation. His opinion is that we should install 12" diameter x 5'-0" depth concrete foundations on each of the three backboard posts. The cost of each concrete foundation should be approximately \$100 to \$150.



FENCE ELEVATION



TENNIS COURT SECTION



DRAINTILE DETAIL
NO SCALE