

CITY OF FALCON HEIGHTS
Regular Meeting of the City Council
City Hall
2077 West Larpenteur Avenue

AGENDA
November 12, 2014
7:00 p.m.

- A. CALL TO ORDER:
- B. ROLL CALL: LINDSTROM ____ BROWN THUNDER ____ HARRIS ____
LONG ____ MERCER-TAYLOR ____

STAFF PRESENT: FISCHER ____
- C. PRESENTATIONS:
- D. APPROVAL OF MINUTES: October 22, 2014
- E. PUBLIC HEARINGS:
- F. CONSENT AGENDA:
 - 1. General Disbursements through 11/07/2014: \$176,673.37
Payroll through 10/29/2014: \$14,691.28
 - 2. Approval of City Licenses
 - 3. Approval of Cable Television Franchise Ordinance Amendment and the Transfer Resolution.
 - 4. Budget amendment to General Fund and Transfer of Funds to fund the budget increases. Also, amendments and transfer of funds to debt service funds in regards to levy for 2015.
 - 5. Charitable / Lawful Gambling License for Falcon Heights Elementary PTA
 - 6. Noise Ordinance
 - 7. Coal Tar Sealant Ordinance
 - 8. SCORE Grant Application Authorization
- G. POLICY ITEMS:
- H. INFORMATION/ANNOUNCEMENTS:
- I. COMMUNITY FORUM:
- J. ADJOURNMENT:

CITY OF FALCON HEIGHTS
Regular Meeting of the City Council
City Hall
2077 West Larpenteur Avenue

MINUTES
October 22, 2014
7:00 p.m.

- A. CALL TO ORDER: 7:00 PM
- B. ROLL CALL: LINDSTROM BROWN THUNDER HARRIS
LONG Absent MERCER-TAYLOR Absent
- STAFF PRESENT: FISCHER Knutson
- C. PRESENTATIONS:
- D. APPROVAL OF MINUTES: October 8, 2014 Approved
- E. PUBLIC HEARINGS:
- F. CONSENT AGENDA: Harris, Approved 3-0
1. General Disbursements through 10/17/2014: \$186,568.06
Payroll through 10/13/2014: \$14,819.08
 2. Approval of City Licenses
 3. No Parking Resolution for Garden Avenue
 4. Sewer Lining Payment #1
 5. Approve Amendment to Bylaws of Fire Department Relief Association
 6. Budget Amendment Recycling Fund
 7. Statutory Tort Limits Liability Coverage for City in 2015
 8. Amendment to the City of Falcon Heights Flexible Benefit Plan
 9. Modifications to specifications on construction of new ladder fire truck
 10. Approve Separation Agreement
- G. POLICY ITEMS:
1. Underground Music Café Liquor License Brown Thunder, Approved 3-0
The City Administrator Bart Fischer presented the staff report.
Bart Fischer and City Attorney Roger Knutson answered questions from the Council.
Tim Cheesebrow, owner of Underground Music Café, answered questions from the Council.
- H. INFORMATION/ ANNOUNCEMENTS:

Joe Brown Thunder: Announced the Park Master Plan Open House on October 23, 6pm - 8pm at City Hall.

Mayor Lindstrom: Announced an upcoming Campus Community Advisory Committee meeting.

Bart Fischer: Made note, please do not rake or blow leaves out into streets.

- I. COMMUNITY FORUM:
- J. ADJOURNMENT: 7:20 pm



The City That Soars!

REQUEST FOR COUNCIL ACTION

Meeting Date	November 12, 2014
Agenda Item	Consent F1
Attachment	General Disbursements and Payroll
Submitted By	Roland Olson, Finance Director

Item	General Disbursements and Payroll
Description	General Disbursements through 11/07/2014: \$176,673.37 Payroll through 10/29/2014: \$14,691.28
Budget Impact	
Attachment(s)	General Disbursements and Payroll
Action(s) Requested	Staff recommends that the Falcon Heights City Council approve general disbursements and payroll.

PACKET: 01118 NOV 7TH PAYABLES
VENDOR SET: 01 City of Falcon Heights
SEQUENCE : ALPHABETIC
DUE TO/FROM ACCOUNTS SUPPRESSED

-----ID-----			GROSS	P.O. #		
POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----	DISTRIBUTION
089	CASH					
I-201411075007		PAPER TOWELS/ELECT JUDGE FOOD	86.27			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		PAPER TOWELS/KITCHEN SUPPLIES		101 4131-70110-000	SUPPLIES	47.82
		ELECTION JUDGE FOOD		101 4115-70100-000	SUPPLIES	38.45
		=== VENDOR TOTALS ===	86.27			
=====						
01-03539	DAKOTA ELECTRIC ASSOCIATION					
I-1480700024		NOV SOLAR ELECT	530.00			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		NOV SOLAR ELECT		101 4131-85025-000	SOLAR ELECTRIC	530.00
		=== VENDOR TOTALS ===	530.00			
=====						
01-05174	FIRE INSTRUCTION & RESCUE EDUC					
I-869		LIQUID PROPANE TRAILER CLASS	550.00			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		LIQUID PROPANE TRAILER CLASS		101 4124-86020-000	TRAINING	550.00
I-879		CHIMNEY FIRE CLASS	450.00			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		CHIMNEY FIRE CLASS		101 4124-86020-000	TRAINING	450.00
		=== VENDOR TOTALS ===	1,000.00			
=====						
01-04092	FISCHER, BART J					
I-201411075005		OCT MILEAGE REIMB	46.14			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		OCT MILEAGE REIMB		101 4112-86010-000	MILEAGE & PARKING	46.14
		=== VENDOR TOTALS ===	46.14			
=====						
01-05115	GOPHER STATE ONE CALL					
I-123302		LOCATES	123.95			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		LOCATES		601 4601-88030-000	LOCATES	123.95
I-127169		LOCATES	125.95			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		LOCATES		601 4601-88030-000	LOCATES	125.95
		=== VENDOR TOTALS ===	249.90			

PACKET: 01118 NOV 7TH PAYABLES
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-----ID-----			GROSS	P.O. #		
POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----	DISTRIBUTION
=====						
01-05153	HOME DEPOT	CRC/GECF				
I-201411075008		HOUSE LIBRARY/PAINT/DRYWALL/E	431.43			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		HOUSE LIBRARY		101 4116-70100-000	SUPPLIES	16.10
		PAINT/ROLLER SUPPLIES		101 4131-70110-000	SUPPLIES	61.87
		DRY WALL/ OAK LUMBER/CEILING P		401 4401-90100-000	FURNITURE & EQUIPMENT	223.07
		VINYL BLINDS		101 4124-70100-000	SUPPLIES	10.74
		LUMBER FOR OFFICE REMODEL		401 4401-90100-000	FURNITURE & EQUIPMENT	77.93
		ELECTRICAL SUPPLIES		101 4131-70110-000	SUPPLIES	41.72
		=== VENDOR TOTALS ===	431.43			
=====						
01-05201	ICMA	CONFERENCE REGISTRATION				
I-432370.1		MEMBERSHIP RENEWAL	754.00			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		MEMBERSHIP RENEWAL		101 4112-86100-000	CONFERENCES/EDUCATION/AS	754.00
		=== VENDOR TOTALS ===	754.00			
=====						
01-05235	JAN-PRO	CLEANING SYSTEMS				
I-44618		OCT/NOV CLEANING SERVICES	410.00			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		OCT/NOV CLEANING SERVICES		101 4131-87010-000	CITY HALL MAINTENANCE	410.00
		=== VENDOR TOTALS ===	410.00			
=====						
01-05510	LEAGUE OF MN	CITIES				
I-204821		REGIONAL MEETING EXP	40.00			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		REGIONAL MEETING EXP		101 4112-86100-000	CONFERENCES/EDUCATION/AS	40.00
		=== VENDOR TOTALS ===	40.00			
=====						
01-05665	METROPOLITAN	COUNCIL				
I-1038874		DEC S.S.	36,640.08			
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N		
		DEC S.S.		601 4601-85060-000	METRO SEWER CHARGES	36,640.08
		=== VENDOR TOTALS ===	36,640.08			

11/07/2014 11:27 AM
 PACKET: 01118 NOV 7TH PAYABLES
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A/P Regular Open Item Register

-----ID-----			GROSS	P.O. #			
POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----		DISTRIBUTION
=====							
11/07/2014	APBANK	NEXTEL COMMUNICATIONS, INC					
I-172868921-116		CELL PHONES: FIRE TRUCK	58.68				
11/07/2014	APBANK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		CELL PHONES: FIRE TRUCK		101 4124-85015-000	CELL PHONE		58.68
=== VENDOR TOTALS ===			58.68				
=====							
01-06053 OREILLY AUTO PARTS							
I-201411075009		WIPER FLUID/OIL ADDITIVE	37.92				
11/07/2014	APBANK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		WIPER FLUID/OIL ADDITIVE		101 4132-70120-000	SUPPLIES		37.92
=== VENDOR TOTALS ===			37.92				
=====							
01-06185 RAMSEY COUNTY							
I-EMCOM 3603		RADIO FLEET SUPPORT	68.64				
11/07/2014	APBANK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		RADIO FLEET SUPPORT		101 4124-86800-000	RADIO MESH/FLEET SUPPORT		68.64
I-RISK 1689		NOV DENTAL/LIFE/DISABILITY IN	1,024.33				
11/07/2014	APBANK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		NOV DENTAL/LIFE/DISABILITY INS		101 4112-89000-000	MISCELLANEOUS		1,024.33
=== VENDOR TOTALS ===			1,092.97				
=====							
01-06184 RAMSEY COUNTY - 911 DISPATCH							
I-EMCOM 3648		OCT 911 DISPATCH	2,459.97				
11/07/2014	APBANK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		OCT 911 DISPATCH		101 4122-81200-000	911 DISPATCH FEES		2,459.97
I-EMCOM 3663		OCT 911 DISPATCH	180.98				
11/07/2014	APBANK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		OCT 911 DISPATCH		101 4122-81200-000	911 DISPATCH FEES		180.98
=== VENDOR TOTALS ===			2,640.95				
=====							
01-06247 RED POWER DIESEL SERVICE INC							
I-11358		GATED PRESSURE RELIEF VALUE	1,243.76				
11/07/2014	APBANK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		GATED PRESSURE RELIEF VALUE		402 4402-91000-000	MACHINERY & EQUIPMENT		1,243.76
=== VENDOR TOTALS ===			1,243.76				

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POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----		DISTRIBUTION
=====							
01-0303		REPUBLIC SERVICES					
I-923-2633964		NOV TRASH REMOVAL	406.47				
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		NOV TRASH REMOVAL		101 4131-82010-000	WASTE REMOVAL		406.47
		=== VENDOR TOTALS ===	406.47				
=====							
01-06546		STAPLES					
I-8031871366		OFFICE SUPPLIES	230.69				
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		OFFICE SUPPLIES		602 4602-70200-000	SUPPLIES		230.69
		=== VENDOR TOTALS ===	230.69				
=====							
01-05374		TENNIS SANITATION LLC					
I-1274300		OCT RECYCLING	5,767.00				
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		OCT RECYCLING		206 4206-82030-000	RECYCLING CONTRACTS		5,767.00
		=== VENDOR TOTALS ===	5,767.00				
=====							
01-00880		US BANK HSA CUSTODIAN FOR BART					
I-201411075004		NOV HSA DEDUCTION	545.84				
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		NOV HSA DEDUCTION		101 21714-000	HSA FLEX PAYABLE		480.30
		NOV HSA DEDUCTION		206 21714-000	HSA FLEX PAYABLE		27.29
		NOV HSA DEDUCTION		601 21714-000	HSA FLEX PAYABLE		21.83
		NOV HSA DEDUCTION		602 21714-000	HSA FLEX PAYABLE		16.42
		=== VENDOR TOTALS ===	545.84				
=====							
01-05870		XCEL ENERGY					
I-201411075006		ELECT	1,349.58				
11/07/2014	APBNK	DUE: 11/07/2014 DISC: 11/07/2014		1099: N			
		ELECT		209 4209-85020-000	STREET LIGHTING POWER		44.03
		ELECT		209 4209-85020-000	STREET LIGHTING POWER		44.25
		ELECT		209 4209-85020-000	STREET LIGHTING POWER		11.60
		ELECT		209 4209-85020-000	STREET LIGHTING POWER		42.81
		ELECT		209 4209-85020-000	STREET LIGHTING POWER		41.59
		ELECT		209 4209-85020-000	STREET LIGHTING POWER		11.60
		ELECT		209 4209-85020-000	STREET LIGHTING POWER		12.01
		ELECT		209 4209-85020-000	STREET LIGHTING POWER		58.24
		ELECT		209 4209-85020-000	STREET LIGHTING POWER		19.10
		ELECT		101 4131-85020-000	ELECTRIC		383.61
		ELECT		101 4141-85020-000	ELECTRIC/GAS		26.47
		GAS		101 4131-85030-000	NATURAL GAS		172.75
		ELECT		101 4141-85020-000	ELECTRIC/GAS		45.26

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POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----	DISTRIBUTION
0870	XCEL ENERGY	(** CONTINUED **)				
		GAS		101 4141-85030-000	NATURAL GAS	25.00
		ELECT		101 4141-85020-000	ELECTRIC/GAS	295.31
		ELECT		101 4141-85030-000	NATURAL GAS	115.95
		=== VENDOR TOTALS ===	1,349.58			
		=== PACKET TOTALS ===	53,561.68			

PACKET: 01115 OCT 28 PAYABLES
 VENDOR SET: 01 City of Falcon Heights
 SEQUENCE : ALPHABETIC
 DUE TO/FROM ACCOUNTS SUPPRESSED

-----ID-----			GROSS	P.O. #		
POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----	DISTRIBUTION
0422	BP					
I-201410305001		FUEL	742.16			
10/30/2014	APBNK	DUE: 10/30/2014 DISC: 10/30/2014		1099: N		
		FUEL		601 4601-74000-000	MOTOR FUEL & LUBRICANTS	424.20
		FUEL		101 4124-74000-000	MOTOR FUEL & LUBRICANTS	317.96
		=== VENDOR TOTALS ===	742.16			
=====						
01-05072	BRANCH AND BOUGH TREE SERVICE					
I-8013		FORESTRY CONSULTING	2,545.00			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		FORESTRY CONSULTING		205 4205-80330-000	FORESTRY CONSULTING	2,545.00
		=== VENDOR TOTALS ===	2,545.00			
=====						
01-03117	CITY OF LITTLE CANADA					
I-18738		3RD QTR MILEAGE INSPECTIONS	446.32			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		3RD QTR MILEAGE INSPECTIONS		101 4117-81210-000	BUILDING INSPECTORS	446.32
		=== VENDOR TOTALS ===	446.32			
=====						
01-06290	CITY OF ROSEVILLE					
I-0219396		ENGINEERING	1,780.98			
10/31/2014	APBNK	DUE: 10/31/2014 DISC: 10/31/2014		1099: N		
		CURTISS FIELD DRAINAGE		602 4602-80100-000	ENGINEERING	291.08
		SEWER LINING PROJECT		601 4601-80100-000	ENGINEERING	418.12
		2015 STREET PROJECTS		419 4419-92095-000	2015 STREET PROJECTS	166.83
		GENERAL ENG		101 4133-80100-000	ENGINEERING SERVICES	904.95
		=== VENDOR TOTALS ===	1,780.98			
=====						
01-03122	CITY OF ST PAUL					
I-IN00004673		2ND NEWSLETTER/POSTAGE	1,794.26			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		2ND NEWSLETTER		101 4116-70420-000	NEWSLETTERS/INFORMATION	1,023.62
		POSTAGE		101 4116-70500-000	POSTAGE	471.54
		NEWSLETTER		206 4206-70420-000	NEWSLETTER	204.77
		POSTAGE		206 4206-70500-000	POSTAGE	94.33
		=== VENDOR TOTALS ===	1,794.26			

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-----ID-----			GROSS	P.O. #		
POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----	DISTRIBUTION
1081	FERRELLGAS					
I-1084520644		PROPANE	270.40			
10/30/2014	APBNK	DUE: 10/30/2014 DISC: 10/30/2014		1099: N		
		PROPANE		101 4124-86020-000	TRAINING	270.40
=== VENDOR TOTALS ===			270.40			
=====						
01-04092	FISCHER,BART J					
I-201410284993		SEPT/OCT CELL PHONE REIMB	80.00			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		SEPT/OCT CELL PHONE REIMB		101 4131-85015-000	CELL PHONE	40.00
		SEPT/OCT CELL PHONE REIMB		601 4601-85015-000	CELL PHONE	40.00
=== VENDOR TOTALS ===			80.00			
=====						
01-05242	HEAT MIZER GLASS INC					
I-201410284998		2 GLASS INSULATED WINDOWS	492.04			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		2 GLASS INSULATED WINDOWS		401 4401-90100-000	FURNITURE & EQUIPMENT	492.04
=== VENDOR TOTALS ===			492.04			
=====						
01-05153	HOME DEPOT CRC/GECP					
I-201410315003		HOUSE LIBRARY/DRYWALL/LUMBER	431.43			
10/31/2014	APBNK	DUE: 10/31/2014 DISC: 10/31/2014		1099: N		
		HOUSE LIBRARY		101 4116-70100-000	SUPPLIES	16.10
		PAINT/ROLLER		101 4131-70110-000	SUPPLIES	61.87
		DRYWALL/WOOD/CEILING		401 4401-90100-000	FURNITURE & EQUIPMENT	223.07
		VINYL BLINDS		101 4124-70100-000	SUPPLIES	10.74
		LUMBER		401 4401-90100-000	FURNITURE & EQUIPMENT	77.93
		ELECTRICAL/PLUMBING SUPPLIES		101 4131-70110-000	SUPPLIES	41.72
=== VENDOR TOTALS ===			431.43			
=====						
01-05665	METROPOLITAN COUNCIL					
I-1035974		SEPT SS	36,640.08			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		SEPT SS		601 4601-85060-000	METRO SEWER CHARGES	36,640.08
=== VENDOR TOTALS ===			36,640.08			

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-----ID-----			GROSS	P.O. #		
POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----	DISTRIBUTION
=====						
0731		MN DEPARTMENT OF LABOR INDUSTR				
I-21180123015		3RD QTR PERMIT SURCHARGE	480.29			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		3RD QTR PERMIT SURCHARGE		101 20801-000	DUE TO OTHER GOVERNMENTS	480.29
		=== VENDOR TOTALS ===	480.29			
=====						
01-05843		MN NCPERS LIFE INSURANCE				
I-201410284994		NOV PERA LIFE INS	96.00			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		NOV PERA LIFE INS		101 21709-000	OTHER PAYABLE	61.28
		NOV PERA LIFE INS		201 21709-000	OTHER PAYABLE	4.00
		NOV PERA LIFE INS		204 21709-000	OTHER PAYABLE	1.60
		NOV PERA LIFE INS		601 21709-000	OTHER PAYABLE	18.40
		NOV PERA LIFE INS		602 21709-000	OTHER PAYABLE	10.72
		=== VENDOR TOTALS ===	96.00			
=====						
01-06139		PETERSEN, CHELSEA				
I-201410284995		MILEAGE REIMB	53.07			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		MILEAGE REIMB		101 4117-86010-000	MILEAGE	49.28
		CERTIFIED MAIL		101 4112-70500-000	POSTAGE	3.79
		=== VENDOR TOTALS ===	53.07			
=====						
01-06112		PIONEER PRESS				
I-201410284996		NEWSPAPER RENEWAL	325.00			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		NEWSPAPER RENEWAL		101 4112-70100-000	SUPPLIES	325.00
		=== VENDOR TOTALS ===	325.00			
=====						
01-05367		QUILL CORPORATION				
I-7152646		BINDERS/FOLDERS/ADD MACHINE R	110.45			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		BINDERS/FOLDERS/ADD MACHINE RO		101 4112-70100-000	SUPPLIES	110.45
		=== VENDOR TOTALS ===	110.45			

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POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----	DISTRIBUTION
0441	SCOTT WEMYSS (PARTAGS)					
I-107		4 NAMETAGS	13.80			
10/31/2014	APBNK	DUE: 10/31/2014 DISC: 10/31/2014		1099: N		
		4 NAMETAGS		101 4124-70100-000	SUPPLIES	13.80
=== VENDOR TOTALS ===			13.80			
=====						
01-07228	CITY OF ST ANTHONY					
I-3177		NOV POLICE SVCS	51,423.42			
10/31/2014	APBNK	DUE: 10/31/2014 DISC: 10/31/2014		1099: N		
		NOV POLICE SVCS		101 4122-81000-000	POLICE SERVICES	51,423.42
=== VENDOR TOTALS ===			51,423.42			
=====						
01-00935	ST PAUL REGIONAL WATER SERVICE					
I-201410284997		WATER AND SS CHARGES	394.32			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		SS: CH		101 4131-85070-000	SEWER	17.11
		WATER: CH		101 4131-85040-000	WATER	36.32
		SS: COMM PARK		101 4141-85070-000	SEWER	122.57
		WATER: COMM PARK		101 4141-85040-000	WATER	192.31
		SS: CURTISS FIELD		101 4141-85070-000	SEWER	9.58
		WATER: CURTISS FIELD		101 4141-85040-000	WATER	16.43
=== VENDOR TOTALS ===			394.32			
=====						
01-06525	SUBURBAN ACE HARDWARE					
I-201410305002		LIFT STATION/CH SUPPLIES	159.02			
10/30/2014	APBNK	DUE: 10/30/2014 DISC: 10/30/2014		1099: N		
		SS LIFT STATION SUPPLIES		601 4601-70100-000	SUPPLIES	12.77
		GARDEN SPRAYER/KEYS/SOAP		101 4131-70110-000	SUPPLIES	93.89
		FASTENER/PAINTING SUPPLIES		101 4131-70110-000	SUPPLIES	52.36
=== VENDOR TOTALS ===			159.02			
=====						
01-00880	US BANK HSA CUSTODIAN FOR BART					
I-201410284992		OCT HSA DEDUCTION	545.84			
10/28/2014	APBNK	DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		OCT HSA DEDUCTION		101 21714-000	HSA FLEX PAYAB LE	480.30
		OCT HSA DEDUCTION		206 21714-000	HSA FLEX PAYABLE	27.29
		OCT HSA DEDUCTION		601 21714-000	HSA FLEX PAYABLE	21.83
		OCT HSA DEDUCTION		602 21714-000	HSA FLEX PAYABALE	16.42
=== VENDOR TOTALS ===			545.84			

PACKET: 01115 OCT 28 PAYABLES
VENDOR SET: 01 City of Falcon Heights
SEQUENCE : ALPHABETIC
DUE TO/FROM ACCOUNTS SUPPRESSED

-----ID-----			GROSS	P.O. #		
POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----	DISTRIBUTION

10/28/2014	APBNK	HR CONSULTING	809.50			
		DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		HR CONSULTING		101 4112-80330-000	CONSULTANT	809.50
I-FH14-01						
10/30/2014	APBNK	HR CONSULTING	262.50			
		DUE: 10/30/2014 DISC: 10/30/2014		1099: N		
		HR CONSULTING		101 4112-80330-000	CONSULTANT	262.50
I-FH14-02						
=== VENDOR TOTALS ===			1,072.00			

=====						
01-07898 WSB						
10/28/2014	APBNK	2014 GENERAL PLANNING SERVICE	299.25			
		DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		2014 GENERAL PLANNING SERVICES		403 4403-92000-000	PARK DEDICATION IMPROVEM	299.25
I-02518-020-2						
10/28/2014	APBNK	PARKS MASTER PLANNING	3,973.51			
		DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		PARKS MASTER PLANNING		403 4403-92000-000	PARK DEDICATION IMPROVEM	3,973.51
I-02518-020-3						
10/28/2014	APBNK	URBAN FARM PUD AMENDMENT	15.75			
		DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		URBAN FARM PUD AMENDMENT		208 4208-81900-000	OTHER PROFESSIONAL SERVI	15.75
I-02518-030-2						
=== VENDOR TOTALS ===			4,288.51			

=====						
01-05870 XCEL ENERGY						
10/28/2014	APBNK	ELECT FIRE SIREN/AUTO PROTECT	37.51			
		DUE: 10/28/2014 DISC: 10/28/2014		1099: N		
		ELECT FIRE SIREN		101 4121-85020-000	ELECTRIC	7.91
		AUTO PROTECTIVE LIGHTS		101 4141-85020-000	ELECTRIC/GAS	29.60
I-201410284999						
=== VENDOR TOTALS ===			37.51			
=== PACKET TOTALS ===			104,221.90			

Federal With	5746.53
State with	789.97
Pera	2893.35
Icma	2225.00

115,876.75

-----ID-----			GROSS	P.O. #		
POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----	DISTRIBUTION
089	CASH					
I-201410224991		4 SETS RACHET TIE DOWNS	85.66			
10/22/2014	APBNK	DUE: 10/22/2014 DISC: 10/22/2014		1099: N		
		4 SETS RACHET TIE DOWNS		101 4132-70120-000	SUPPLIES	85.66
		=== VENDOR TOTALS ===	85.66			
01-03108	CERTIFIED LABORATORIES					
I-1676034		ICE MELT/GLASS CLEANER	597.35			
10/22/2014	APBNK	DUE: 10/22/2014 DISC: 10/22/2014		1099: N		
		ICE MELT/GLASS CLEANER		101 4132-70120-000	SUPPLIES	597.35
		=== VENDOR TOTALS ===	597.35			
01-03123	CINTAS CORPORATION #470					
I-470480159		TOILET PAPER/CLEANING SUPPLIE	240.39			
10/20/2014	APBNK	DUE: 10/20/2014 DISC: 10/20/2014		1099: N		
		TOILET PAPER/CLEANING SUPPLIES		601 4601-70100-000	SUPPLIES	240.39
		=== VENDOR TOTALS ===	240.39			
01-06290	CITY OF ROSEVILLE					
I-219356		DUMP TRK ANNUAL INSPECT/MAINT	313.10			
10/22/2014	APBNK	DUE: 10/22/2014 DISC: 10/22/2014		1099: N		
		DUMP TRK ANNUAL INSPECT/MAINT		101 4132-87000-000	REPAIR EQUIPMENT	313.10
		=== VENDOR TOTALS ===	313.10			
01-03300	DISCOUNT STEEL, INC					
035647		STEELSAW AND CUTTING BLADES	471.58			
10/20/2014	APBNK	DUE: 10/20/2014 DISC: 10/20/2014		1099: N		
		STEELSAW AND CUTTING BLADES		403 4403-91000-000	MACHINERY & EQUIPMENT	471.58
		=== VENDOR TOTALS ===	471.58			
01-05171	FRA DOR INC					
I-1407074		BLACK DIRT - SIDEWALKS	70.00			
10/20/2014	APBNK	DUE: 10/20/2014 DISC: 10/20/2014		1099: N		
		BLACK DIRT - SIDEWALKS		419 4419-92005-000	SIDEWALK IMPROVEMENTS	70.00
		=== VENDOR TOTALS ===	70.00			

PACKET: 01113 OCT 21ST PAYABLES
 VENDOR SET: 01 City of Falcon Heights
 SEQUENCE : ALPHABETIC
 DUE TO/FROM ACCOUNTS SUPPRESSED

-----ID-----			GROSS	P.O. #			
POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----		DISTRIBUTION
=====							
01-05564	GRAINGER, W. W., INC.						
I-201410204989		2 QUARTZ HALIDE LAMPS	72.76				
10/20/2014	APBNK	DUE: 10/20/2014 DISC: 10/20/2014		1099: N			
		2 QUARTZ HALIDE LAMPS		101 4131-87010-000	CITY HALL MAINTENANCE		72.76
		=== VENDOR TOTALS ===	72.76				
=====							
01-05564	MED-COMPASS						
I-24239		SCBA MEDICAL EXAMS/ FIT TESTS	1,420.00				
10/22/2014	APBNK	DUE: 10/22/2014 DISC: 10/22/2014		1099: N			
		SCBA MEDICAL EXAMS/ FIT TESTS		101 4124-86200-000	MEDICAL EXAMINATIONS		1,420.00
		=== VENDOR TOTALS ===	1,420.00				
=====							
01-05582	MENARDS						
I-201410204988		OAK/GYPSOM BOARD/FASTENERS/HA	1,191.17				
10/20/2014	APBNK	DUE: 10/22/2014 DISC: 10/22/2014		1099: N			
		OAK/GYPSOM BOARD/FASTENERS/HAR		401 4401-90100-000	FURNITURE & EQUIPMENT		1,191.17
		=== VENDOR TOTALS ===	1,191.17				
=====							
01-04573	MN SAFETY COUNCIL						
I-31948		18 CEVO FIRE III WORKBOOKS	167.64				
10/22/2014	APBNK	DUE: 10/22/2014 DISC: 10/22/2014		1099: N			
		18 CEVO FIRE III WORKBOOKS		101 4124-86020-000	TRAINING		167.64
		=== VENDOR TOTALS ===	167.64				
=====							
01-07263	NEXTEL COMMUNICATIONS, INC						
I-201410224990		CELLPHONE	79.54				
10/22/2014	APBNK	DUE: 10/22/2014 DISC: 10/22/2014		1099: N			
		CELLPHONE		101 4121-85015-000	CELL PHONE		21.50
		CELLPHONE		101 4131-85015-000	CELL PHONE		11.60
		CELLPHONE		101 4132-85015-000	CELL PHONE		11.60
		CELLPHONE		101 4141-85015-000	CELL PHONE		11.60
		CELLPHONE		601 4601-85015-000	CELL PHONE		23.24
		=== VENDOR TOTALS ===	79.54				

PACKET: 01113 OCT 21ST PAYABLES
VENDOR SET: 01 City of Falcon Heights
SEQUENCE : ALPHABETIC
DUE TO/FROM ACCOUNTS SUPPRESSED

-----ID-----			GROSS	P.O. #		
POST DATE	BANK CODE	-----DESCRIPTION-----	DISCOUNT	G/L ACCOUNT	-----ACCOUNT NAME-----	DISTRIBUTION
=====						
01-024		ON SITE SANITATION				
I-A562881		PORTABLE TOILET COMM PK	65.00			
10/20/2014	APBNK	DUE: 10/20/2014 DISC: 10/20/2014		1099: N		
		PORTABLE TOILET COMM PK		601 4601-85080-000	PORTABLE TOILET PARKS	65.00
I-A562980		PORTABLE TOILET - CURTISS PK	65.00			
10/20/2014	APBNK	DUE: 10/20/2014 DISC: 10/20/2014		1099: N		
		PORTABLE TOILET - CURTISS PK		601 4601-85080-000	PORTABLE TOILET PARKS	65.00
=== VENDOR TOTALS ===			130.00			
=====						
01-06247		RED POWER DIESEL SERVICE INC				
I-11280		TOOL HOLDERS/ALUMINUM SHELVES	2,395.75			
10/22/2014	APBNK	DUE: 10/22/2014 DISC: 10/22/2014		1099: N		
		757-TOOL HOLDERS/ALUM SHELVES		402 4402-91000-000	MACHINERY & EQUIPMENT	2,395.75
=== VENDOR TOTALS ===			2,395.75			
=== PACKET TOTALS ===			7,234.94			

EMP #	NAME	AMOUNT
0013	PETER C LINDSTROM	310.97
01-0016	PAMELA M HARRIS	277.05
01-1004	BART J FISCHER	2,502.13
01-1010	MICHELLE C TESSER	697.17
01-1014	CHELSEA PETERSEN	1,607.33
01-1017	TIMOTHY J SANDVIK	938.88
01-1040	MICHAEL J POESCHL	1,093.10
01-1136	ROLAND O OLSON	1,026.45
01-1155	RILEY D HOLMSETH	250.00
01-2154	MAUREEN A ANDERSON	132.65
01-0086	RICHARD H HINRICHS	260.48
01-0105	ANTON M FEHRENBACH	101.39
01-1030	TIMOTHY J PITTMAN	1,626.31
01-1033	DAVE TRETSVEN	1,485.38
01-1143	COLIN B CALLAHAN	1,073.05
01-2197	LAURA A CHANDLER	192.45
01-2214	KHADIJAH M PIERCE	158.75

TOTAL PRINTED: 17 13,733.54

10-29-2014 10:59 AM PAYROLL CHECK REGISTER
PAYROLL NO: 01 City of Falcon Heights

PAGE: 1
PAYROLL DATE: 10/29/2014

EMP NO	EMPLOYEE NAME	TYPE	CHECK DATE	CHECK AMOUNT	CHECK NO.
0017	MERCER-TAYLOR, ELIZABETH	R	10/29/2014	275.27	083347
0017	LONG, CHARLES E	R	10/29/2014	277.05	083348
0017	THUNDER, JOSEPH B	R	10/29/2014	214.49	083349
0034	KURHAJETZ, CLEMENT	R	10/29/2014	86.58	083350
0097	GAFFNEY, PATRICK	R	10/29/2014	104.35	083351

10-29-2014 10:59 AM PAYROLL CHECK REGISTER
PAYROLL NO: 01 City of Falcon Heights

PAGE: 2
PAYROLL DATE: 10/29/2014

*** REGISTER TOTALS ***

REGULAR CHECKS:	5	957.74
DIRECT DEPOSIT REGULAR CHECKS:	17	13,733.54
MANUAL CHECKS:		
PRINTED MANUAL CHECKS:		
DIRECT DEPOSIT MANUAL CHECKS:		
VOIDED CHECKS:		
NON CHECKS:		
TOTAL CHECKS:	22	14,691.28

*** NO ERRORS FOUND ***

** END OF REPORT **



The City That Soars!

REQUEST FOR COUNCIL ACTION

Meeting Date	November 12, 2014
Agenda Item	Consent F2
Attachment	N/A
Submitted By	Tim Sandvik Administrative Coordinator

Item	Approval of City Licenses
Description	<p>The following individuals have applied for a <u>Mechanical License</u> for 2014. Staff has received the necessary documents for licensure.</p> <ol style="list-style-type: none"> 1. Twin City Fireplace and Stone 2. Blue Ox Heating and Air <p>The following individuals have applied for a <u>Christmas Tree License</u> for 2014. Staff has received the necessary documents for licensure.</p> <ol style="list-style-type: none"> 1. University of Minnesota Forestry Club 2. Falcon Heights - Lauderdale Lions Club
Budget Impact	
Attachment(s)	N/A
Action(s) Requested	Staff recommends that the Falcon Heights City Council approve the 2014 City License Applications.



The City That Soars!

REQUEST FOR COUNCIL ACTION

Meeting Date	November 12, 2014
Agenda Item	Consent F3
Attachment	Ordinance No. 14-05 Resolution No. 14-20
Submitted By	Bart Fischer, City Administrator

Item	Approval of the Cable Television Franchise Ordinance Amendment and the Transfer Resolution.
Description	Attached is a Staff Memo from Cor Wilson, Executive Director of the North Suburban Communications Commission. The memo explains the actions the Cable Commission is recommending the City take. All other cities that are part of the NSCC are also adopting the proposed Ordinance and Resoltuion.
Budget Impact	N/A
Attachment(s)	-Ordinance No. 14-05 -Resolution No. 14-20
Action(s) Requested	Staff recommends the City Council approve of both the Cable Television Franchise Ordinance Amendment and the Transfer Resolution as approved and presented by the NSCC.

Staff Memo

Cable Franchise Extension Amendment and Cable Franchise Transfer

Background

A. NSCC Resolution of Legal and Franchising Issues

As the Council knows, the North Suburban Communications Commission (“NSCC”) manages the City’s cable television franchise on behalf of the City. On October 10, 2014, the NSCC reached an agreement with Comcast on the resolution of multiple cable franchising issues. The following are some highlights of the agreement:

- Cable Franchises to be extended through December 31, 2016.
- Memorandum of Understanding to be extended through December 31, 2016, which will provide approximately \$3M in funding over the next 2 years.

- Franchises and MOU will both roll-over (i.e. month-to-month) if not renewed by extension date (December 31, 2016).
- The pending administrative hearing before the Office of Administrative Hearings, which is part of the formal renewal process will be suspended and all motions withdrawn.
- The formal renewal process may recommence after July 1, 2015, or the closing of the transfer whichever occurs first.
- Commitment by the NSCC and Comcast to have at least monthly meetings for the informal cable franchise renewal process.
- NSCC will receive 1 HD channel with provisions for channel placement and quality.
- NSCC will have access to the Electronic Programming Guide.
- Refund of approximately \$49,000 total to cable subscribers.
- PEG Capacity and Rate Order Violation Notices will be withdrawn.
- I-Net status quo, except Comcast will not be required to extend it to new locations.
- Consent to the Transfer Application.

This agreement is contingent upon the NSCC member cities (1) approving the extension of the cable television franchise ordinance through December 31, 2016; and (2) approving the pending cable franchise transfer application. The NSCC has recommended that the City approve both the extension and the transfer application.

Cable Television Franchise Ordinance Amendment

The NSCC has prepared a Cable Television Franchise Ordinance Amendment for the City. It extends the existing Cable Television Franchise Ordinance through December 31, 2016, and it requires Comcast's acceptance. The NSCC has indicated to staff that Comcast has no objection to the amendment.

Transfer Application

The NSCC has recommended approval of the cable television franchise transfer application, which will transfer ownership of the ultimate parent of the cable franchise from Comcast to a new company that will be called GreatLand Connections. The attached resolution was negotiated and accepted by both the NSCC and Comcast/GreatLand. The resolution lists several contingencies, including the actual closing of the proposed transaction, receipt of necessary federal approvals, executing a guaranty of performance and executing a guaranty regarding rates.

Staff Recommendation

Staff recommends approval of both the Cable Television Franchise Ordinance Amendment and the transfer resolution as presented to the City.

ORDINANCE NO. 14-05

CABLE TELEVISION FRANCHISE ORDINANCE AMENDMENT

The City of Falcon Heights (the "City") ordains as follows:

Section 1. Section 2, Paragraph 4, entitled "Franchise Term" of the City's Cable Television Franchise Ordinance (Ord. No. 14-05), shall be amended as follows:

4. Franchise Term. Pursuant to North Suburban Communications Commission Resolution No. 2014-05 (the "Extension Agreement"), this Franchise shall be in effect through December 31, 2016, unless sooner renewed, revoked or terminated as herein provided.

Section 2. This Ordinance shall be effective upon the acceptance of Comcast of Minnesota, Inc.

Passed and adopted this 12th day of November, 2014.

Attest:

CITY OF Falcon Heights

By: _____

Its:

By: _____

Its:

ACCEPTED: This Cable Television Franchise Ordinance Amendment is accepted and we agree to be bound by its terms and conditions.

COMCAST OF MINNESOTA, INC.

Dated: _____

By: _____

Its: _____

**CITY OF FALCON HEIGHTS
COUNCIL RESOLUTION**

November 12, 2014

No. 14-21

**A RESOLUTION CONDITIONALLY GRANTING THE CONSENT
TO THE TRANSFER OF CONTROL OF THE CABLE TELEVISION FRANCHISE
AND CABLE TELEVISION SYSTEM FROM
COMCAST CORPORATION TO GREATLAND CONNECTIONS, INC.**

WHEREAS, the North Suburban Communications Commission (hereinafter the “Commission”) is a Joint Powers Commission organized pursuant to Minn. Stat. § 471.59, as amended, and includes the municipalities of Arden Hills, Falcon Heights, Lauderdale, Little Canada, Mounds View, New Brighton, North Oaks, Roseville, St. Anthony, and Shoreview, Minnesota (hereinafter, the “Member Cities”); and

WHEREAS, Comcast of Minnesota, Inc., (“Franchisee”) holds individual franchises (collectively the “Franchise”) to operate a cable television system (the “System”) in the Member Cities pursuant to separate franchise ordinances (collectively the “Franchise Ordinances”); and

WHEREAS, Section 10.5(a) of the Franchise Ordinance requires the Commission’s prior consent to a fundamental corporate change, including a merger or a change in Franchisee’s parent corporation; and

WHEREAS, the Commission’s Joint Powers Agreement includes the power to administer and enforce the Franchise on behalf of the Member Cities; and

WHEREAS, after a series of transfers, Comcast of Minnesota, Inc., was approved by the Commission as the Franchise holder, pursuant to prior transfer resolutions (the “Prior Transfer Resolutions”). The Prior Transfer Resolutions, the Franchise, the Franchise Ordinance, and the Franchise Extension Agreement together with any applicable resolutions, codes, ordinances, acceptances, acknowledgments, guarantees, amendments, memoranda of understanding, social contracts and agreements, are collectively referred to as the “Franchise Documents;” and

WHEREAS, Comcast of Minnesota, Inc., is an indirect, wholly-owned subsidiary of Comcast Corporation (“Comcast”); and

WHEREAS, Comcast, as the ultimate parent corporation of Franchisee, has agreed to divest and transfer the Franchise and Cable System to Midwest Cable, Inc., in a process described in the Transfer Application (the “Proposed Transaction”); and

WHEREAS, immediately following the closing of the Proposed Transaction, Midwest

Cable, Inc., will be renamed GreatLand Connections, Inc., and, for the purposes of this Resolution, the transfer applicant will be referred to as “GreatLand” throughout; and

WHEREAS, Comcast filed a Federal Communications Commission Form 394 with the Commission on June 18, 2014, together with certain attached materials, which documents more fully describe the Proposed Transaction and which documents, with their attachments, contain certain promises, conditions, representations and warranties (the “Transfer Application”); and

WHEREAS, under the Proposed Transaction, the Franchise and Cable System will stay with Franchisee, and its ultimate parent company will be GreatLand; and

WHEREAS, under the Proposed Transaction, the ultimate ownership and control of the Franchisee and the System will change, and it requires the prior written approval of the City; and

WHEREAS, Comcast, through its subsidiaries, provided written responses to some of the data requests issued by the Commission, including directing the representatives of the Commission to publicly filed and available information, and information posted to Comcast Corporation and other websites (the “Data Request Responses”); and

WHEREAS, the Commission reviewed the Transfer Application and considered all applicable and relevant factors and has recommended conditional approval by all of the Member Cities; and

WHEREAS, in reliance upon the representations made by and on behalf of Comcast of Minnesota, Inc., Comcast, and GreatLand, to the Commission, the City is willing to grant consent to the Proposed Transaction, so long as those representations are complete and accurate; and

WHEREAS, the City’s approval of the Proposed Transaction is therefore appropriate if the Franchisee will continue to be responsible for all acts and omissions, known and unknown, under the Franchise Documents and applicable law for all purposes, including (but not limited to) franchise renewal.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF Falcon Heights AS FOLLOWS:

Section 1. The City’s consent to and approval of the Transfer Application is hereby GRANTED in accordance with the Franchise Ordinances, subject to the following conditions:

1.1 Neither the Franchise, nor any control thereof, nor the System, nor any part of the System located in the City’s public rights-of-way or on City’s property, shall be assigned or transferred, in whole or in part, without filing a written application with the City and/or the Commission and obtaining the City’s prior written approval of such transfer or assignment, but only to the extent required by applicable law.

1.2 The City’s approval of the Transfer Application is made without prejudice to, or waiver

of, its and/or the Commission's right to fully investigate and consider during any future franchise renewal process: (i) Franchisee's financial, technical, and legal qualifications; (ii) Franchisee's compliance with the Franchise Documents, except as set forth in the Franchise Extension Agreement; and (iii) any other lawful, relevant considerations.

- 1.3 The City's approval of the Transfer Application is made without prejudice to, or waiver of, any right of the Commission or the Member Cities to consider or raise claims based on Franchisee's defaults, any failure to provide reasonable service in light of the community's needs, or any failure to comply with the terms and conditions of the Franchise Documents, or with applicable law, except as set forth in the Franchise Extension Agreement.
- 1.4 The Commission and the Member Cities waive none of their rights with respect to the Franchisee's compliance with the terms, conditions, requirements and obligations set forth in the Franchise Documents and in applicable law. The City's approval of the Transfer Application shall in no way be deemed a representation by the Commission or the Member Cities that the Franchisee is in compliance with all of its obligations under the Franchise Documents and applicable law.
- 1.5 After the Proposed Transaction, GreatLand and Franchisee will be bound by all the commitments, duties, and obligations, present and continuing, embodied in the Franchise Documents and applicable law. The Proposed Transaction will have no effect on these obligations.
- 1.6 GreatLand shall provide an executed written certification in the form attached hereto within thirty (30) days after consummation of the Proposed Transaction, guarantying the full performance of the Franchisee. GreatLand shall provide the Commission with written notification that the Proposed Transaction closed within ten (10) days after the closing;
- 1.7 GreatLand will comply with any and all conditions or requirements applicable to GreatLand set forth in all approvals granted by federal agencies with respect to the Proposed Transaction and Transfer Application (including any conditions with respect to programming agreements), such conditions or requirements to be exclusively enforced at the federal level;
- 1.8 GreatLand shall provide a written guarantee in the form attached hereto within thirty (30) days of the effective date of this Resolution specifying that subscriber rates and charges in the Commission area will not increase as a result of the costs of the Proposed Transaction;
- 1.9 After the Proposed Transaction is consummated, GreatLand and Franchisee will continue to be responsible for all past acts and omissions, known and unknown, under the Franchise Documents and applicable law for all purposes, including (but not limited to) Franchise renewal to the same extent and in the same manner as before the Proposed Transaction, subject to the terms of the Franchise Extension Agreement.

- 1.10 Nothing in this Resolution amends or alters the Franchise Documents or any requirements therein in any way, and all provisions of the Franchise Documents remain in full force and effect and are enforceable in accordance with their terms and with applicable law.
- 1.11 The Proposed Transaction shall not permit GreatLand and Franchisee to take any position or exercise any right with respect to the Franchise Documents and the relationship thereby established with the Member Cities and the Commission that could not have been exercised prior to the Proposed Transaction.
- 1.12 GreatLand assures that it will cause to be made available adequate financial resources to allow Franchisee to meet its current obligations under the Franchise Documents and enable Franchisee to maintain through 2015 the current operational and customer service levels taken as a whole.
- 1.13 The Commission is not waiving any rights it may have to require franchise fee payments on present and future services delivered by GreatLand or its subsidiaries and affiliates via the cable system;
- 1.14 The Commission is not waiving any right it may have related to any net neutrality, open access, and information services issues;
- 1.15 Receipt of any and all state and federal approvals and authorizations;
- 1.16 Actual closing of the Proposed Transaction consistent with the transfer application; and

Section 2. If any of the conditions or requirements specified in this Resolution are not satisfied, then the City's recommended consent to, and approval of, the Transfer Application and Proposed Transaction is hereby DENIED and void as of the date hereof.

Section 3. Franchisee, GreatLand, or a subsidiary shall reimburse the Commission in accordance with § 10.5(e) of the Franchise Ordinances in an amount not to exceed \$15,000. GreatLand and its subsidiaries shall not assert its right to claim that the reimbursement made under this Resolution is a franchise fee for purposes of 47 U.S.C. § 542, nor shall it be offset against or deducted from franchise fee payments made under the Franchise.

Section 4. If any of the written representations made to the Commission in the Transfer Application proceeding by (i) Comcast of Minnesota, Inc., (ii) Comcast or (iii) GreatLand, (iv) any subsidiary or representative of the foregoing prove to be materially incomplete, untrue or inaccurate in any respect, it shall be deemed a material breach of the Franchise Documents and applicable law, including, without limitation, revocation or termination of the Franchises.

Section 5. This Resolution shall not be construed to grant or imply the City's consent to any other transfer or assignment of the Franchises or any other transaction that may require the City's consent under the Franchise Ordinances or applicable law. The Commission and the

Member Cities reserve all their rights with regard to any such transactions.

Section 6. This Resolution is a final decision on the Transfer Application within the meaning of 47 U.S.C. § 537.

Section 7. The transfer of control of the Franchise from Comcast to GreatLand shall not take effect until the consummation of the Proposed Transaction.

Section 8. This Resolution shall be effectively immediately upon its adoption by the City.

Adopted by the City of Falcon Heights this 12th day of November, 2014.

Moved by:

Approved by: _____

Peter Lindstrom
Mayor
November 12, 2014

LINDSTROM _____ In Favor
BROWN THUNDER
HARRIS _____ Against
LONG
MERCER-TAYLOR

Attested by: _____

Bart Fischer
Administrator
November 12, 2014

Attachment 1
Form of Guaranty of Performance

GUARANTY OF PERFORMANCE

GreatLand Connections, Inc., as the ultimate parent entity of Comcast of Minnesota, Inc., the Franchisee, upon closing of the proposed transaction (as defined in the North Suburban Communications Commission Resolution No. _____) certifies that it has sufficient financial resources and will at all times make available all necessary financial resources to ensure that the Franchisee has the capability to operate and maintain the System in accordance with the Franchise and applicable laws, regulations codes and standards, and to fully comply at all times with the Franchise, and applicable laws, regulations, codes and standards and guarantees such performance. GreatLand Connections, Inc., agrees that any failure to adhere to this guaranty shall be deemed a violation of the Franchise held by the Franchisee.

EXECUTED as of November 12th, 2014.

GreatLand Connections, Inc.

By: _____

Name: _____

Title: _____

Address:

Attachment 2
Form of Guaranty Regarding Rates

GUARANTY REGARDING RATES

GreatLand Connections, Inc., upon closing of the proposed transaction (as defined in the City of Falcon Heights (Resolution No. 14-20), guarantees that rates and charges for cable service offered by _____, the Franchisee in the City of Falcon Heights, will not increase as a result of the cost of the proposed transaction. GreatLand Connections, Inc., agrees that any failure to adhere to this guaranty shall be deemed a violation of the Franchise held by the Franchisee.

EXECUTED as of November 12th, 2014.

GreatLand Connections, Inc.,

By: _____

Name: _____

Title: _____

Address:



The City That Soars!

REQUEST FOR COUNCIL ACTION

Meeting Date	November 12, 2014
Agenda Item	Consent F4
Attachment	N/A
Submitted By	Roland Olson, Finance Director

Item	Budget amendment to General Fund and Transfer of Funds to fund the budget increases. Also, amendments and transfer of funds to debt service funds in regards to levy for 2015.																						
Description	<p>The fire department consultants recommended hiring a fire chief for our fire department. The Council approved this recommendation and a fire chief was hired with benefits in June 2014. Estimated budget impact for 2014 is \$30,200. In addition, Deb Jones, the city's planning director, retired August 2014. Her retirement was not known when the 2014 budget was adopted. Deb's accrued and unused leave totaled approximately \$9,100 for the general fund. Estimated budget impact for 2014 is \$9,800.</p> <p>Staff recommends amending the general fund budgets and recommends transferring \$40,000 from sanitary sewer fund to fund these additional expenditures.</p> <p>The expense account budgets are recommended to be increased as follows:</p> <table style="width: 100%; border: none;"> <tr> <td colspan="2">Planning:</td> </tr> <tr> <td style="width: 30%;">101-4117-60100</td> <td style="text-align: right;">9,100</td> </tr> <tr> <td>101-4117-64012</td> <td style="text-align: right;">700</td> </tr> <tr> <td colspan="2">Fire:</td> </tr> <tr> <td>101-4124-60100</td> <td style="text-align: right;">18,500</td> </tr> <tr> <td>101-4124-64011</td> <td style="text-align: right;">1,400</td> </tr> <tr> <td>101-4124-64012</td> <td style="text-align: right;">1,450</td> </tr> <tr> <td>101-4124-64031</td> <td style="text-align: right;">8,400</td> </tr> <tr> <td>101-4124-64032</td> <td style="text-align: right;">450</td> </tr> </table> <p>Transfer of funds:</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 60%;">From sanitary sewer 601-4601-97000</td> <td style="text-align: right;">40,000</td> </tr> <tr> <td>To General Fund: 101-39200</td> <td style="text-align: right;">40,000</td> </tr> </table> <p>The total property tax levy for 2015 includes reductions in portions of the debt levy and requires a transfer of funds to lower the debt amounts. This requires a transfer of funds of \$100,000 from sanitary sewer to the affected three debt funds. Affected</p>	Planning:		101-4117-60100	9,100	101-4117-64012	700	Fire:		101-4124-60100	18,500	101-4124-64011	1,400	101-4124-64012	1,450	101-4124-64031	8,400	101-4124-64032	450	From sanitary sewer 601-4601-97000	40,000	To General Fund: 101-39200	40,000
Planning:																							
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101-4124-64011	1,400																						
101-4124-64012	1,450																						
101-4124-64031	8,400																						
101-4124-64032	450																						
From sanitary sewer 601-4601-97000	40,000																						
To General Fund: 101-39200	40,000																						

	<p>funds and budget accounts to be amended and transfer amounts are as follows:</p> <table> <tr> <td>From Sanitary sewer 601-4601-97000</td> <td>100,000</td> </tr> <tr> <td>To 2010A GO Equipment Certificates 306-39200</td> <td>25,000</td> </tr> <tr> <td>To 2013A GO Improvement 311-39200</td> <td>25,000</td> </tr> <tr> <td>To 2013B GO Equipment Certificates 312-39200</td> <td>50,000</td> </tr> </table>	From Sanitary sewer 601-4601-97000	100,000	To 2010A GO Equipment Certificates 306-39200	25,000	To 2013A GO Improvement 311-39200	25,000	To 2013B GO Equipment Certificates 312-39200	50,000
From Sanitary sewer 601-4601-97000	100,000								
To 2010A GO Equipment Certificates 306-39200	25,000								
To 2013A GO Improvement 311-39200	25,000								
To 2013B GO Equipment Certificates 312-39200	50,000								
Budget Impact	Increase budget line items and transfer of funds.								
Attachment(s)	N/A								
Action(s) Requested	Staff recommends increasing budget line items as listed previously and transferring the needed funds from sanitary sewer to fund these additional expenditures for 2014 that occurred after the 2014 budget was adopted and also to fund the reductions in the debt levy portion of the 2015 property tax levy.								



The City That Soars!

REQUEST FOR COUNCIL ACTION

Meeting Date	November 12, 2014
Agenda Item	Consent F5
Attachment	City's Charitable Gambling Application LG220 Application for Exempt Permit
Submitted By	Bart Fischer, City Administrator

Item	Charitable/Lawful Gambling License for Falcon Heights Elementary PTA
Description	<p>For the past several years the Falcon Heights Elementary PTA has held a fundraising raffle a part of their annual carnival event. Because the total value of the prizes is expected to be over \$1,500, an exempt permit to conduct lawful gambling activity is required. The PTA is requesting that the City approve their application with no waiting period. They are making the request now for the carnival in March so that they can begin printing and selling raffle tickets as soon as possible.</p> <p>If Council chooses to approve the charitable gambling application, the City would then need to sign the LG220 Application Form completed by the applicant and forward it to the Minnesota Gambling Control Board for review and final approval.</p>
Budget Impact	N/A
Attachment(s)	Falcon Heights Charitable/Lawful Gambling License Application Minnesota LG220 Application for Exempt Permit
Action(s) Requested	Staff recommends that Council approve the exemption charitable gambling application for Falcon Heights Elementary PTA to conduct lawful gambling activity at their annual carnival.



CITY OF FALCON HEIGHTS

2077 W Larpenteur Ave
Falcon Heights MN 55113
Phone 651-792-7600. Fax 651-792-7610
www.falconheights.org

FOR OFFICE USE	
License Number:	
Approval Date:	
Amount Paid:	N/A
Receipt:	N/A

Charitable/Lawful Gambling License Application (Exemption) No Permit Fee

Name of Organization: FALCON HEIGHTS ELEMENTARY PTA.

Business Phone: 651 646 0021 Email: beth.behnke@isd623.org

Main Contact Name: Michael Reilly.

Organization Address: 1393 GARDEN AVE W FALCON HEIGHTS MN 55113

Name of Gambling Manager: Michael Reilly

Gambling Manager's Address: [REDACTED]

Gambling Manager's Phone: [REDACTED] Email: [REDACTED]

Location of Gambling Site: FALCON HEIGHTS ELEMENTARY SCHOOL.

Dates and hours of Gambling: 3/6/2015 5:00 PM until 8:00 PM.

ITEMS REQUIRED FOR LICENSURE:

- Completed application form
- A copy of the organization's non profit status
- A copy of the organizations' charitable gambling Exemption permit (MN Gambling Board forms)

I swear that I have read and will follow Falcon Heights City Code Sec. 30.4 Regulation of nonprofit organization of gambling. I swear that the organization is within the exemption set forth in MN Statute §349.166 and will following the rules set forth in MN Statute §349.166.

I swear that I understand the above statement provided I swear that the application is completed to the true and best of my knowledge and belief.

Michael Reilly
Signature

10/27/2014
Date

LG220 Application for Exempt Permit

An exempt permit may be issued to a nonprofit organization that: <ul style="list-style-type: none"> • conducts lawful gambling on five or fewer days, and • awards less than \$50,000 in prizes during a calendar year. If total prize value for the year will be \$1,500 or less, contact the Licensing Specialist assigned to your county.	<p style="text-align: center;">Application fee (nonrefundable)</p> If the application is postmarked or received 30 days or more before the event, the application fee is \$50 ; otherwise the fee is \$100 .
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Organization Information

Organization Name: FALCON HEIGHTS PTA	Previous Gambling Permit Number: X-06740-14-005
Minnesota Tax ID Number, if any:	Federal Employer ID Number (FEIN), if any: 41-0706117

Type of Nonprofit Organization (check one):

Fraternal
 Religious
 Veterans
 Other Nonprofit Organization

Mailing Address: 1393 GARDEN AVE W	City: FALCON HEIGHTS MN 55113	State and Zip:	County: RAMSEY
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Name of Chief Executive Officer (CEO): MICHAEL REILLY	Daytime Phone:	Email:
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Nonprofit Status

Attach a copy of ONE of the following for proof of nonprofit status:

Nonprofit Articles of Incorporation OR a current Certificate of Good Standing.
 Don't have a copy? This certificate must be obtained each year from:
 Minnesota Secretary of State
 Business Services Division
 60 Empire Drive, Suite 100
 St. Paul, MN 55103
 Phone: 651-296-2803

IRS income tax exemption (501(c)) letter in your organization's name.
 Don't have a copy? To obtain a copy of your federal income tax exempt letter, have an organization officer contact the IRS at 877-829-5500.

IRS - Affiliate of national, statewide, or international parent nonprofit organization (charter).
 If your organization falls under a parent organization, attach copies of **both** of the following:

- a. an IRS letter showing your parent organization is a nonprofit 501(c) organization with a group ruling, and
- b. the charter or letter from your parent organization recognizing your organization as a subordinate.

Gambling Premises Information

Name of premises where the gambling event will be conducted (for raffles, list the site where the drawing will take place):
FALCON HEIGHTS ELEMENTARY

Address (do not use PO box): 1393 GARDEN AVE W	City or Township: FALCON HEIGHTS	Zip Code: MN 55113	County: RAMSEY
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Date(s) of activity (for raffles, indicate the date of the drawing):
MARCH 6 2015

Check each type of gambling activity that your organization will conduct:

Bingo*
 Paddlewheels*
 Pull-Tabs*
 Tipboards*

Raffle (total value of raffle prizes awarded for the year: \$ 3313.00)

***Gambling equipment** for bingo paper, paddlewheels, pull-tabs, and tipboards must be obtained from a distributor licensed by the Minnesota Gambling Control Board. EXCEPTION: Bingo hard cards and bingo number selection devices may be borrowed from another organization authorized to conduct bingo.

To find a licensed distributor, go to www.mn.gov/gcb and click on **Distributors** under the **LIST OF LICENSEES**, or call 651-539-1900.

Local Unit of Government Acknowledgment

<p style="text-align: center;">CITY APPROVAL for a gambling premises located within city limits</p> <p><input checked="" type="checkbox"/> The application is acknowledged with no waiting period.</p> <p><input type="checkbox"/> The application is acknowledged with a 30-day waiting period, and allows the Board to issue a permit after 30 days (60 days for a 1st class city).</p> <p><input type="checkbox"/> The application is denied.</p> <p>Print City Name: <u>City of Falcon Heights</u></p> <p>Signature of City Personnel: _____</p> <p>Title: _____ Date: <u>11/12/14</u></p> <div style="border: 1px solid black; padding: 5px; margin-top: 20px; text-align: center;"> <p>Local unit of government must sign.</p> </div>	<p style="text-align: center;">COUNTY APPROVAL for a gambling premises located in a township</p> <p><input type="checkbox"/> The application is acknowledged with no waiting period.</p> <p><input type="checkbox"/> The application is acknowledged with a 30-day waiting period, and allows the Board to issue a permit after 30 days.</p> <p><input type="checkbox"/> The application is denied.</p> <p>Print County Name: _____</p> <p>Signature of County Personnel: _____</p> <p>Title: _____ Date: _____</p> <p>TOWNSHIP (if required by the county). On behalf of the township, I acknowledge that the organization is applying for exempted gambling activity within the township limits. (A township has no statutory authority to approve or deny an application, per Minn. Statutes, section 349.166.)</p> <p>Print Township Name: _____</p> <p>Signature of Township Officer: _____</p> <p>Title: _____ Date: _____</p>
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Chief Executive Officer's Signature

The information provided in this application is complete and accurate to the best of my knowledge. I acknowledge that the financial report will be completed and returned to the Board within 30 days of the event date.

Chief Executive Officer's Signature: Michael J. Reilly Date: 10/15/2014

Print Name: MICHAEL REILLY

Requirements

<p>Complete a separate application for:</p> <ul style="list-style-type: none"> • all gambling conducted on two or more consecutive days, or • all gambling conducted on one day. <p>Only one application is required if one or more raffle drawings are conducted on the same day.</p> <p>Send application with:</p> <p>_____ a copy of your proof of nonprofit status, and</p> <p>_____ application fee (nonrefundable). If the application is postmarked or received 30 days or more before the event, the application fee is \$50; otherwise the fee is \$100. Make check payable to State of Minnesota.</p> <p>To: Gambling Control Board 1711 West County Road B, Suite 300 South Roseville, MN 55113</p>	<p>Financial report and recordkeeping required.</p> <p>A financial report form and instructions will be sent with your permit, or use the online fill-in form available at www.mn.gov/gcb.</p> <p>Within 30 days of the event date, complete and return the financial report form to the Gambling Control Board. Your organization must keep all exempt raffle records and reports for 3-1/2 years (Minn. Statutes, section 349.166, subd. 2(f)).</p> <p>Questions?</p> <p>Call the Licensing Section of the Gambling Control Board at 651-539-1900.</p> <p>This form will be made available in alternative format (i.e. large print, Braille) upon request.</p>
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Data privacy notice: The information requested on this form (and any attachments) will be used by the Gambling Control Board (Board) to determine your organization's qualifications to be involved in lawful gambling activities in Minnesota. Your organization has the right to refuse to supply the information; however, if your organization refuses to supply this information, the Board may not be able to determine your organization's qualifications and, as a consequence, may refuse to issue a permit. If your organization supplies the information requested, the Board will be able to process the application. Your organization's name and address will be public information when received by the Board. All other information provided will be private data about your organization until the Board issues the permit. When the Board issues the permit, all information provided will become public. If the Board does not issue a permit, all information provided remains private, with the exception of your organization's name and address which will remain public. Private data about your organization are available to Board members, Board staff whose work requires access to the information; Minnesota's Department of Public Safety; Attorney General; Commissioners of Administration, Minnesota Management & Budget, and Revenue; Legislative Auditor, national and international gambling regulatory agencies; anyone pursuant to court order; other individuals and agencies specifically authorized by state or federal law to have access to the information; individuals and agencies for which law or legal order authorizes a new use or sharing of information after this notice was given; and anyone with your written consent.



The City That Soars!

REQUEST FOR COUNCIL ACTION

Meeting Date	November 12, 2014
Agenda Item	Consent F6
Attachment	Draft Ordinance 14-03
Submitted By	Chelsea Petersen, Community Development Coordinator Bart Fischer, City Administrator

Item	Noise Ordinance
Description	<p>At this time the only portion of the Falcon Heights City Code that addresses noise is as follows:</p> <p><i>Unnecessary noise.</i> No person, in any public or private place, shall make, or assist in making, by any manner of means, any loud, unpleasant or raucous noise disturbing to others, unless the same is reasonably necessary to the preservation of life, health, safety, or property.</p> <p>The proposed ordinance adds language to limit the hours of operation of both domestic power equipment and construction activities. The ambiguity of the current “unnecessary noise” section makes any enforcement or prosecution very difficult. The addition is being modeled after St. Anthony Village’s noise ordinance, which Lauderdale has also adopted, in order to make enforcement more consistent for police officers. This ordinance has been reviewed by the City Attorney.</p>
Budget Impact	N/A
Attachment(s)	Draft Ordinance 14-03.
Action(s) Requested	Staff recommends the Falcon Heights City Council approve draft Ordinance 14-03.

ORDINANCE NO. 14-03

**CITY OF FALCON HEIGHTS
RAMSEY COUNTY, MINNESOTA**

**AMENDING CHAPTER 22
OF THE FALCON HEIGHTS CITY CODE
CONCERNING PUBLIC NUISANCES**

THE CITY COUNCIL OF THE CITY OF FALCON HEIGHTS ORDAINS:

SECTION 1. Chapter 22, Article III, Sec. 22-47 of the Falcon Heights City Code is amended by adding subsections (g) and (h) to read as follows:

(g) *Domestic power equipment.* No person shall operate a power lawn mower, power hedge clipper, chain saw, mulcher, garden tiller, edger, drill, or other similar domestic power maintenance equipment except between the hours of 7:00 a.m. and 8:00 p.m. on any weekday or between the hours of 9:00 a.m. and 9:00 p.m. on any weekend or holiday. Snow removal equipment is exempt from this provision.

(h) *Construction activities.* No person shall engage in or permit construction activities involving the use of any kind of electric, diesel, or gas-powered machine or other power equipment except between the hours of 7:00 a.m. and 8:00 p.m. on any weekday or between the hours of 9:00 a.m. and 8:00 p.m. on any weekend or holiday.

SECTION 2. EFFECTIVE DATE: This ordinance shall take effect from and after its passage.

ADOPTED this 12th day of November, 2014, by the City Council of Falcon Heights, Minnesota.

CITY OF FALCON HEIGHTS

BY: _____
Peter Lindstrom, Mayor

ATTEST:

Bart Fisher, City Administrator/Clerk



The City That Soars!

REQUEST FOR COUNCIL ACTION

Meeting Date	November 12, 2014
Agenda Item	Consent F7
Attachment	Draft Ordinance 14-04
Submitted By	Chelsea Petersen, Community Development Coordinator Bart Fischer, City Administrator

Item	Coal Tar Sealant Ordinance
Description	<p>For a long time coal tar was widely used in sealant products on driveways and parking lot surfaces, with popularity decreasing over time due to environmental concerns. While at this time coal tar based sealants are no longer widely found in stores, they are still available and are often marketed door-to-door by driveway contractors. In 2012 Council passed Ordinance No. 12-02 that prohibited property owners from applying or contracting an outside party to apply coal tar based sealants. This proposed ordinance adds a prohibition on the sale of these products to the existing restrictions.</p> <p>The draft being presented at this time is modeled after a the League of Minnesota Cities model ordinance based on the statewide prohibition on the use and sale of coal tar sealants codified under <i>Minnesota Statutes</i> section 116.202. This ordinance has been reviewed by the City Attorney and is consistent with the objectives of the City of Falcon Heights Water Resource Management Plan.</p>
Budget Impact	N/A
Attachment(s)	Draft Ordinance 14-04.
Action(s) Requested	Staff recommends the Falcon Heights City Council approve draft Ordinance 14-04.

ORDINANCE NO. 14-04

**CITY OF FALCON HEIGHTS
RAMSEY COUNTY, MINNESOTA**

**AMENDING CHAPTER 22
OF THE FALCON HEIGHTS CITY CODE
CONCERNING REGULATION OF COAL
TAR-BASED SEALER PRODUCTS**

THE CITY COUNCIL OF THE CITY OF FALCON HEIGHTS ORDAINS:

SECTION 1. Chapter 22, Article IV of the Falcon Heights City Code is amended to read as follows:

Sec. 22-55. Purpose.

The City of Falcon Heights understands that lakes, rivers, streams and other bodies of water are natural assets which enhance the environmental, recreational, cultural and economic resources and contribute to the general health and welfare of the community.

The use of sealers on asphalt driveways is a common practice. However, scientific studies on the use of driveway sealers have demonstrated a relationship between stormwater runoff and certain health and environmental concerns.

The 2013 Minnesota Legislature enacted a statewide prohibition on the use and sale of coal tar sealant products. This new statewide prohibition has been codified under *Minnesota Statutes* section 116.202 and is effective on January 1, 2014.

The purpose of this ordinance is to prohibit violations of *Minnesota Statutes* section 116.202 in the City of Falcon Heights, Minnesota, in order to protect, restore, and preserve the quality of its waters.

Sec. 22-56. Definitions.

Except as may otherwise be provided or clearly implied by context, all terms shall be given their commonly accepted definitions. For the purpose of this ordinance, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

ASPHALT BASED SEALER. A petroleum based sealer material that is commonly used on driveways, parking lots, and other surfaces and does contain PAHs.

COAL TAR. A byproduct of the process used to refine coal.

COAL TAR SEALANT PRODUCT. A surface applied sealing product containing coal tar, coal tar pitch, coal tar pitch volatiles, or any variation assigned the Chemical Abstracts Service (CAS) numbers 65996-93-2, 65996-89-6, or 8007-45-2.

CITY. The City of Falcon Heights.

MPCA. The Minnesota Pollution Control Agency.

PAHs. Polycyclic Aromatic Hydrocarbons. A group of organic chemicals formed during the incomplete burning of coal, oil, gas, or other organic substances. Present in coal tar and believed harmful to humans, fish, and other aquatic life.

Sec. 22-57. Prohibitions.

- A. No person shall apply a coal tar sealant product on asphalt paved surfaces within the City.
- B. No person shall sell a coal tar sealant product that is formulated or marketed for application on asphalt-paved surfaces within the City.
- C. No person shall allow a coal tar sealant product to be applied upon property that is under that person's ownership or control.
- D. No person shall contract with any commercial sealer product applicator, residential or commercial developer, or any other person for the application of any coal tar sealant product to any driveway, parking lot, or other surface within the City.
- E. No commercial sealer product applicator, residential or commercial developer, or other similar individual or organization shall direct any employee, independent contractor, volunteer, or other person to apply any coal tar sealant product to any driveway, parking lot, or other surface within the City.

Sec. 22-58. Exemptions.

Upon the express written approval from the MPCA and in accordance with *Minnesota Statutes* section 116.202, a person who conducts research on the environmental effects of coal tar sealant product or where the use of coal tar sealant product is necessary in the development of an alternative technology shall be exempt from the prohibitions provided in Section 3. Any person that is granted approval by the MPCA must provide a copy of the written approval from the MPCA to the City twenty days before conducting the research.

Sec. 22-59. Asphalt Based Sealcoat Products.

The provisions of this ordinance shall only apply to coal tar sealant products in the City and shall not affect the use of asphalt based sealer products within the City.

SECTION 2. EFFECTIVE DATE: This ordinance shall take effect from and after its passage.

ADOPTED this 12th day of November, 2014, by the City Council of Falcon Heights, Minnesota.

CITY OF FALCON HEIGHTS

BY: _____
Peter Lindstrom, Mayor

ATTEST:

Bart Fisher, City Administrator/Clerk



The City That Soars!

REQUEST FOR COUNCIL ACTION

Meeting Date	November 12, 2014
Agenda Item	Consent F8
Attachment	Resolution 14-21
Submitted By	Chelsea Petersen, Community Development Coordinator

Description	SCORE Grant Application Authorization
Background	<p>The SCORE grant from the State of Minnesota helps offset the cost of providing recycling services to our residents. The City must apply for this funding annually through St. Paul-Ramsey County Department of Public Health, Environmental Health Division.</p> <p>The Council must authorize the Mayor and Administrator to enter into an agreement with Ramsey County for funding under the 2015 SCORE recycling grant along with adopting the attached resolution.</p>
Budget Impact	This year's grant award is estimated to be \$11,097, with the exact amount yet to be determined.
Attachment(s)	Resolution 14-21
Action(s) Requested	Staff recommends that the Falcon Heights City Council approve the SCORE grant application.

**CITY OF FALCON HEIGHTS
COUNCIL RESOLUTION**

November 12, 2014

No. 14-21

**RESOLUTION AUTHORIZING THE MAYOR AND STAFF TO SIGN THE 2015
RAMSEY COUNTY SCORE GRANT, AND ENTER INTO AN AGREEMENT
WITH RAMSEY COUNTY FOR FUNDING**

WHEREAS, the City of Falcon Heights has a recycling program, which serves the residents of the City; and

WHEREAS, the City utilizes the SCORE funding to offset costs of that program each year; and

WHEREAS, the City Council has determined that participation in this program is beneficial to the residents of Falcon Heights;

NOW, therefore, be it resolved by the City Council of the City of Falcon Heights, Minnesota;

The Mayor and City Administrator are authorized to enter into an agreement with Ramsey County for funding under the 2015 SCORE Grant.

ADOPTED by the Falcon Heights City Council this 12th day of November, 2014.

Moved by:

Approved by: _____

Peter Lindstrom
Mayor
November 12, 2014

LINDSTROM _____ In Favor

BROWN THUNDER

HARRIS _____ Against

LONG

MERCER-TAYLOR

Attested by: _____

Bart Fischer
Administrator
November 12, 2014