

City of East Bethel
City Council Agenda
 Regular Council Meeting – 7:00 p.m.
 Date: June 15, 2016



	<u>Item</u>	
7:00 PM	1.0	Call to Order
7:00 PM	2.0	Pledge of Allegiance
7:01 PM	3.0	Adopt Agenda
7:01 PM	4.0	A. Administrative Hearing – Jeff Brozek
p. 3-12		B. SWPPP Public Hearing
p. 13		C. Presentations
		1. Sheriff’s Department Report
p. 14-17		2. Fire Department Report
7:35 PM	5.0	Public Forum
7:40 PM	6.0	Consent Agenda
		<i>Any item on the consent agenda may be removed for consideration by request of any one Council Member and put on the regular agenda for discussion and consideration</i>
p. 21-23		A. Approve Bills
p. 24-36		B. Meeting Minutes, June 1, 2016 City Council Meeting
p. 37-49		C. 2017-2019 MNPEA Contract
p. 50		D. Liquor License Renewals for 2016-2017
p. 51		E. Resolution 2016-26 Accepting Donation from Eckberg Lammers for Family Fun Night
		F. John Anderson Park Siding Contract
		G. SSTS Grant Application
		H. Set Date for Fall Recycle Day
p. 52		I. Resolution 2016-27 Declaring Playground Equipment at Rod and Norma Smith Park Surplus
p. 53-56		J. Approve Purchase of Playground Equipment for Rod and Norma Smith Park
		K. Set Date for July HRA Meeting
p. 57		L. Resolution 2016-28 Declaring 1986 Ford L-8000 Fire Tanker Truck and 1983 Chevrolet Kodiak Fire Truck as Surplus
p. 58		M. Approval of Election Judge Roster for 2016
p. 59		N. Resolution 2016-29 Identifying the Need, and Authorizing an Application for Planning Assistance Grant Funds
p. 60-63		O. Pay Estimate #5 for the 185th Avenue, Laurel Road and Lincoln Drive Street Reconstruction Project

New Business

7:41 PM

- 7.0** Commission, Association and Task Force Reports
 - A. Planning Commission
 - B. Economic Development Authority
 - C. Park Commission
 - D. Road Commission

7:41 PM

p. 64-66
p. 67-69

p. 70
p. 71-79

p. 80-86
p. 87

- 8.0** **Department Reports**
 - A. Community Development
 - 1. Randolph Anderson, IUP Renewal
 - 2. Administrative Subdivision, Rimma Medelberg, 20381 East Bethel Blvd.
 - B. City Engineer
 - 1. Project Report
 - 2. 2016 Street Improvement Bids
 - C. City Attorney
 - D. Finance
 - E. Public Works
 - F. Fire Department
 - G. City Administrator
 - 1. URRWMO 10 Year Plan
 - 2. Phase I Service Road - Real Property Acquisition

7:55 PM

- 9.0** **Other**
 - A. Staff Report
 - B. Council Reports
 - C. Other
 - D. Closed Session; Performance evaluation, Minn. Stat.13D 0.5, subds 1(d), 3(a)

8:15 PM

- 10.0** **Adjourn**



City of East Bethel City Council Meeting Agenda Information

Date:

June 15, 2016

Agenda Item Number:

Item 4.0 A

Agenda Item:

Administrative Hearing, Denial of a Building Permit - Ryan Brozek,

Requested Action:

Continue the Administrative Hearing (Section 2-590, City Code of East Bethel) – Ryan Brozek

Background Information:

Mr. Brozek applied for a building permit to construct a 2,400 SF detached accessory structure on his 3.5 acre lot, zoned Rural Residential, located at 19820 Naples St NE. City Code, Appendix A, Zoning, Section 14, allows these type of structures up 2,400 SF on this size parcel.

Mr. Brozek’s request for a building permit was denied due to issues with City Zoning Ordinance that included the following:

- The design exceeds the square footage allowed for accessory structures when the full second floor area is added to the area of the first floor footprint of the structure, Section 14-4.
- The design exceeds the sidewall heights permitted in section 14-4. The design height is 22’- 4” and the permitted height is 14’.
- Mr. Brozek is seeking a permit to construct a detached accessory structure that features a full second story, complete with a floors that meet live and dead loads for potential habitable use, full height walls and dormers that run essentially the length of the proposed structure. This design creates a space for uses other than storage and is in conflict with the Code Sections, Section 14-2 (J) - *“The structure must not be designed or used for human habitation and must not contain sewage treatment facilities”*.

Mr. Brozek requested an Administrative Hearing as provided under City Code, Section 2-590 and at the June 1, 2015 meeting. Council received Mr. Brozek’s presentation regarding his claim of no basis for the denial of the permit. Mr. Brozek questioned the inconsistencies of the Code and disagreed with Staff’s interpretation of the definition of square footage, wall height and intent of use of the second story of the structure. After discussion of the Code issues related to the appeal, Council moved to remand the issue back to the Building Department for clarification regarding the computation of square footage, defining the procedure for measurement of the 14-foot exterior sidewall height, intent of the Ordinance as it relates to this matter and other commentary that may relate to issues brought forth in the Hearing.

Staff contacted the Minnesota Department of Labor and Industry (DLI) and requested definitions for Floor Area and Exterior Walls. The definitions and an interpretation from the DLI are provided in Attachment 7. These definitions support Staff’s understanding of sidewall/wall heights but still leave the matter of floor area open to interpretation.

Mr. Brozek met with City Staff to discuss a possible resolution to the differences of interpretation in this matter on Monday, June 6, 2016. At the conclusion of the meeting, the only outstanding disagreement concerned the determination of the sidewall height of the proposed building. Though Mr. Brozek was willing to consider a lower ceiling height for the second floor of the building, his preference remains approval of the plans as presented for the original request for a permit.

The options available to Council include but may not be limited to the following:

- Reverse the Staff decision to deny the building permit with conditions that would require ceiling heights not to exceed 6-11” for the second floor and accept Mr. Brozek’s interpretation of the Ordinance relating to sidewall heights.
- Reverse the Staff decision to deny the building permit based on the intent of the Ordinance (See Attachment 8) and allow the structure to be built as presented.
- Uphold the Staff decision to deny the building permit on the basis that the proposed building exceeds the maximum dimensions for exterior sidewall height.
- Other Options as directed by Council.

Regardless of the decision relating to this matter, this section of the Code requires amendment to clearly define the type of structures covered, performance standards and calculation of floor areas.

Attachments:

- Attachment 1- Appeal Letter
- Attachment 2 – Letter of denial from the City
- Attachment 3 – Roof truss example
- Attachment 4 – Proposed garage cross section, floor plan and elevation
- Attachment 5 – Location map
- Attachment 6 – City Code, Appendix A, Zoning, Section 14-2, General Regulations
- Attachment 7 – DLI Opinion and Definitions of square footage and exterior walls
- Attachment 8 – Examination of Intent of Code Amendment, Zoning, Section 14 (June 4 ,2014)

Fiscal Impact:

Recommendation(s):

Staff recommends that the City Council conclude the Administrative Hearing for Mr. Ryan Brozek, 19820 Naples St NE, and upon conclusion of the Hearing provide direction to Staff relative to the administrative decision of the denial of the building permit.

City Council Action

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____

ATTACHMENT 1

05/13/2016

From: Ryan J. Brozek

19820 Naples St. NE
East Bethel, MN 55011

To: Mr. Jack Davis

City Administrator
2241 221st Ave. NE
East Bethel, MN 55011

Dear Mr. Davis:

I am requesting an administrative appeal hearing before the East Bethel City Council to address the denial of my application for a detached accessory structure. The denial was based on the Building Officials' interpretation of Appendix A, Section 14, General Regulations, Section J of the City of East Bethel Zoning Code. If you need any additional information feel free to contact me @ 763-479-9326 or my dad – Jeff Brozek @ 763-421-8583.

Sincerely,

A handwritten signature in black ink, appearing to read 'R. Brozek', with a long horizontal flourish extending to the right.

Ryan J. Brozek



East Bethel Community Development

2241 221st Ave NE | East Bethel, MN 55011

Phone: (763) 367-7844 | Fax: (763) 434-9578

ATTACHMENT 2

May 13, 2016

Mr. Ryan Brozek
19820 Naples St NE
East Bethel MN 55011

Dear Ryan:

An application for a detached Accessory Structure was submitted on April 7, 2016. It was rejected because the design showed floor trusses and a second level. It was also rejected based on the wall height for the first floor being 14 feet, 7 ½ inches. Detached Accessory Structure side wall height cannot exceed 14 feet. The application was denied by Steve Lutmer, City of East Bethel Building Inspector.

You and Jeff Brozek stopped in our offices on April 14, 2016 and met with Nick Schmitz, our Building Official. Mr. Schmitz had reviewed the plans that were originally submitted and agreed with Steve Lutmer's interpretation that the plans show a second floor and the sidewall height was over 14 feet.

A second set of plans were submitted on April 15, 2016. These plans show the first floor side wall height of being 14 feet. However a second floor that is designed with floor trusses is not allowed per our Zoning Code. While we understand that you only want to use the second floor for storage, by the way it is designed, it could be used for human habitation. The denial was based on our interpretation of the City of East Bethel Zoning Code, Appendix A, Section 14, General Regulations, Section J. A copy of which is attached for your information.

I have met with Jeff Brozek twice on this issue and after speaking with both the Building Inspector and Building Official, I concur with Staff's decision. Therefore your original application that was submitted on April 7, 2016 and your subsequent application that was submitted on April 15, 2016 are both denied.

If you do not agree with Staff's decision on this matter, you have the option of going through the Administrative appeal process, which I have attached to this letter for your review.

Please let me know if you have any additional questions. Thank you Ryan and have a nice day.

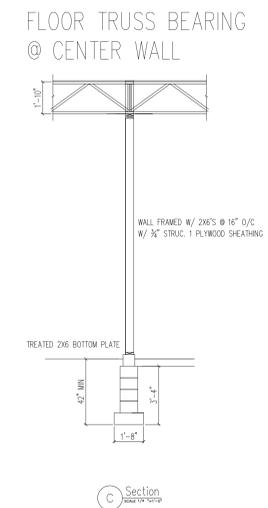
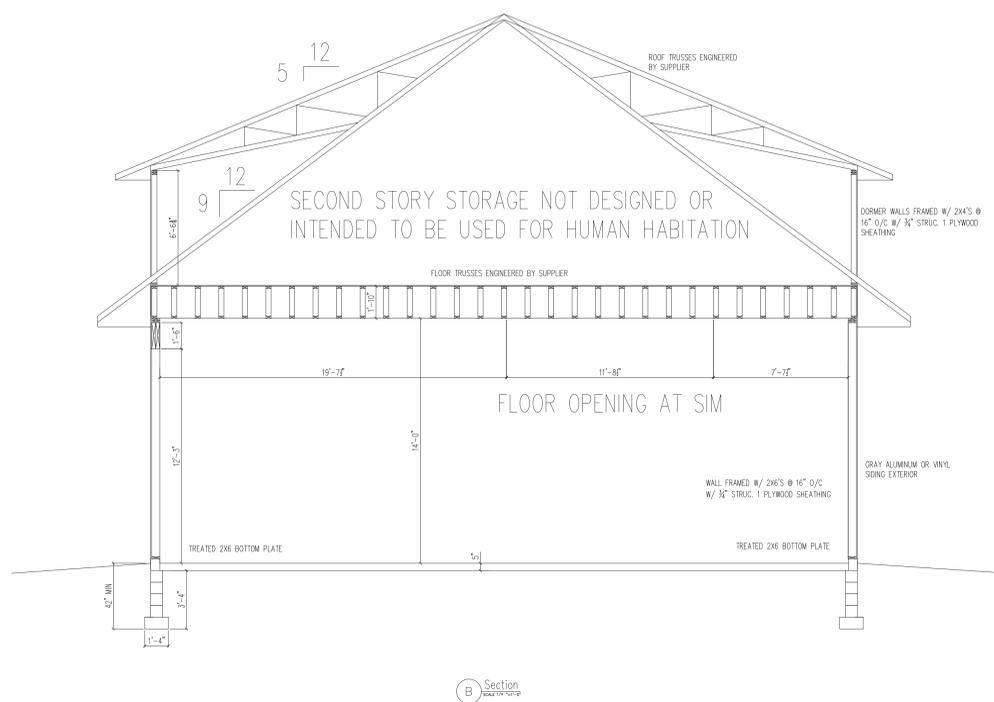
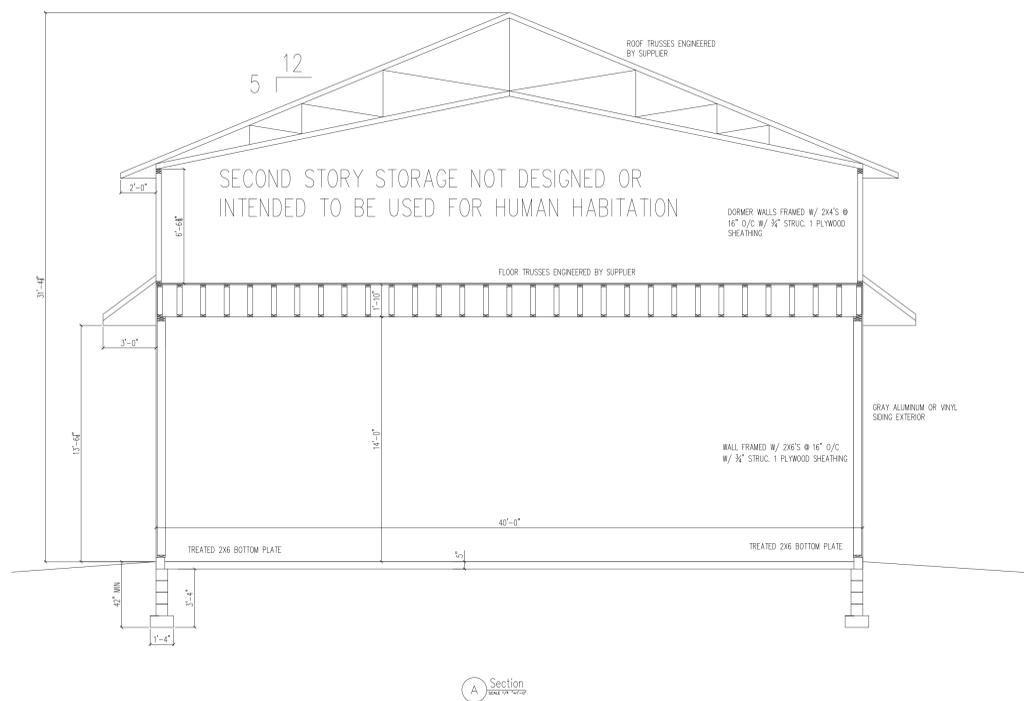
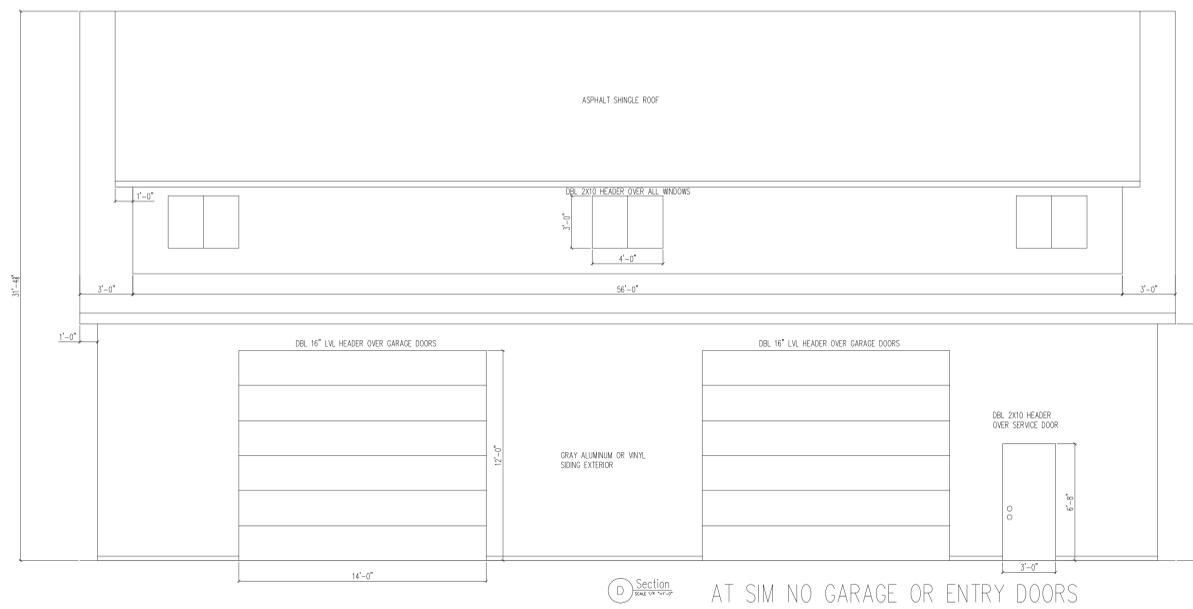
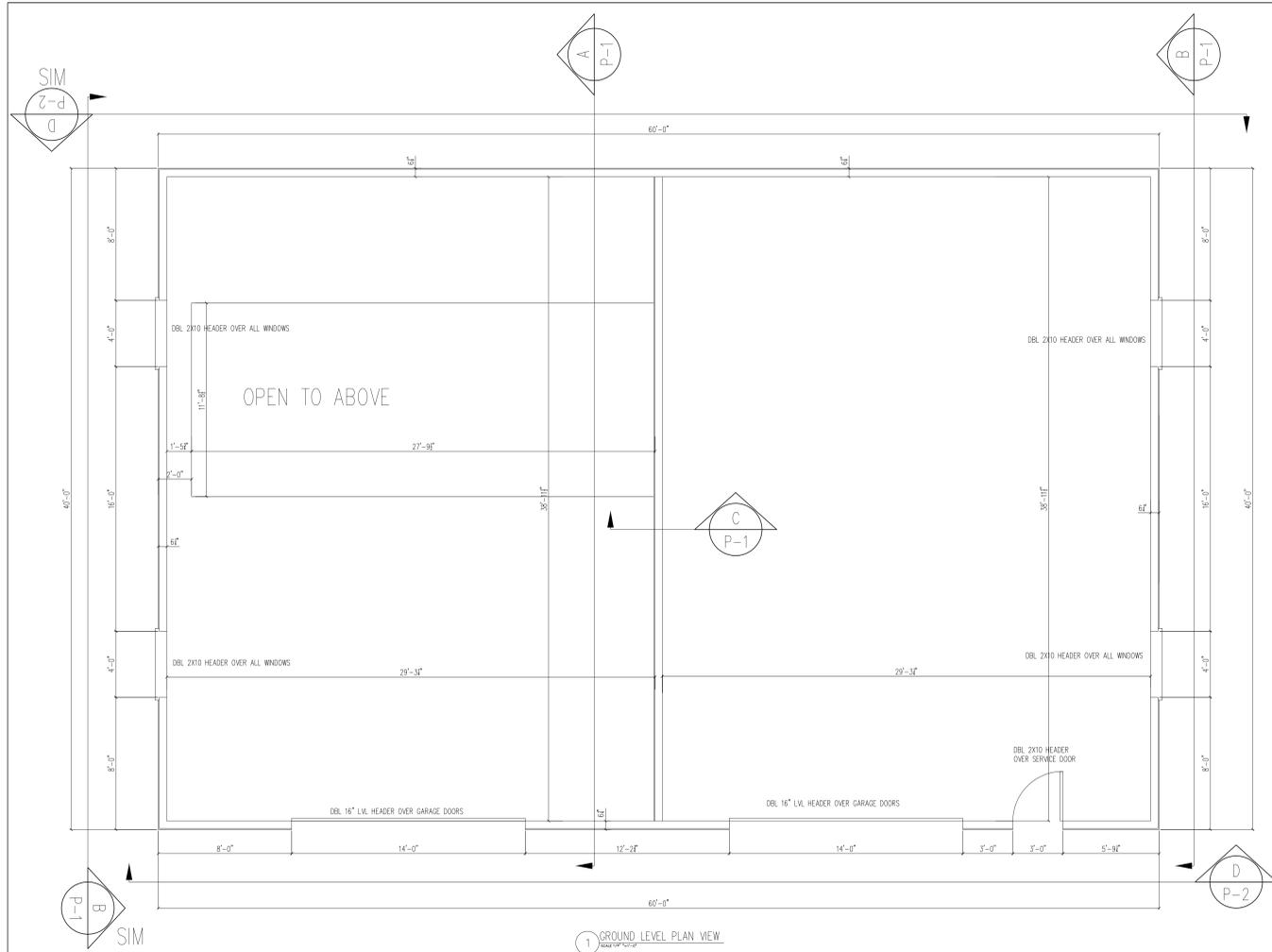
Sincerely,

A handwritten signature in black ink, appearing to read "Colleen J Winter".

Colleen J Winter
Community Development Director

/attachments

ATTACHMENT 4



DATE	ISSUE
4-16-16	SET 1
4-12-18	SET 2
4-23-18	SET 3
9-13-18	SET 4

PROJECT: STORAGE BUILDING
 LOCATION: EAST BETHEL
 ARCHITECT: BROZEK
 CONTRACTOR: BROZEK

CONTRACT NUMBER 1

DRAWN BY BROZEK

DATE 5-13-16

DRAWING SCALE 1/4"=1'-0"

SHEET TITLE STORAGE BUILDING DRAWING PLAN & ELEVATIONS

SHEET NUMBER

P-1



Parcel Information

1 in = 188 ft

PIN: 223323440007

Acres: 3.5

Owner Name: BROZEK RYAN

Address1: 19820 NAPLES ST NE

Address 2: EAST BETHEL, MN 55011

Site Address1 : 19820 NAPLES ST NE

Site Address 2: EAT BETHEL, MN 55011-9523

Zoning: RR

Shoreland: Null

Legal: LOT 23 BLOCK 1 WILDWOOD



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pp May 26, 2016

Map Powered by DataLink
from WSB & Associates

2. - General regulations.

- A. No accessory building or structure shall be constructed on any lot prior to construction of the principal structure without prior approval of the city council.
- B. Accessory structures located on lots that are subsequently subdivided shall be considered legal non-conforming structures.
- C. Every exterior wall, foundation, and roof of accessory structure(s) shall be reasonably watertight, weather tight, and rodent proof, and shall be kept in a good state of maintenance and repair. Exterior walls shall be maintained free from extensive dilapidation due to cracks, tears, or breaks of deteriorated plaster, stucco, brick, wood, or other material.
- D. All exterior wood surfaces, other than decay resistant woods, shall be protected from the elements and from decay by painting or other protective covering or treatment. A protective surface of an accessory structure(s) shall be deemed to be out of compliance if more than 25 percent of the exterior surface area is unpainted or paint is blistered or flaking. If 25 percent or more of the exterior surface of the pointing of any brick, block, or stone wall is loose or has fallen out, the surface shall be repaired.
- E. [Reserved.]
- F. *No accessory building or detached private garage shall be located nearer the front lot line than the principal building except when the lot is three acres or greater and the existing principal building is located a minimum of 200 feet from the front lot line. Then the accessory building or detached private garage may be located closer to the front lot line than the principal dwelling, but not closer than 50 percent of the principal dwelling's setback. In the case of a corner lot, the front lot line shall be located on the side on which the principal building is addressed. The remaining lot side with street frontage shall meet the minimum front yard setback.
- G. The area of a lean-to shall be included in the allowable square footage of detached accessory structures and will be subject to the square footage restrictions for a lot.
- H. Accessory structures on lakeshore lots may be placed between the principal building and the lakeshore or the right-of-way, and are subject to all setbacks and lot coverage.
- I. [Reserved.]
- J. The structure must not be designed or used for human habitation and must not contain sewage treatment facilities.
- K. No cellar, garage, tent, or accessory building shall be at any time be used as a residentially occupied space, independent residence or dwelling unit, either temporarily or permanently.
- L. For purposes of accessing storage, accessory structures may have exterior stairs to a second story in a side or rear yard.

(Ord. No. 46, Second Series, 9-25-2013; Ord. No. 48, Second Series, 2-5-2014; Ord. No. 48, Third Series, 6-4-2014)

* Please note that Section F was changed and will be included in the next municode supplement.

From: McKown, Scott (DLI) <Scott.McKown@state.mn.us>
Sent: Friday, June 03, 2016 1:56 PM
To: Jack Davis
Subject: RE: Definition of sidewall height

Jack, below are the definitions out of the code. I also included language from the 2015 IRC which MN has not adopted, but they strike the number of stories and square footage requirements. From looking at the plan it appears to have an uninhabitable attic and I also included the code for that which is in the Table R305.1. So if it truly is an attic it that area would not contribute to the floor area, but if it is habitable space then it would and the building would be over 3,000 square feet and not comply with the code. Hope this information helps. Let me know if you need anything more.

MR1300.0040 Subp. 2 – IRC 1-4 structures ≤ threes stories in height with separate MOE.

MR1303.1600 Subp. 2 exception – one story slab on grade ≤ 1000 s.f for private garage , carport, and shed.

2015 MRC Chapter 2 – Definitions

ACCESSORY STRUCTURE. A structure not greater than 3,000 square feet (279 m²) in floor area, and not over two stories in height, the use of which is customarily accessory to and incidental to that of the dwelling(s) and which is located on the same lot.

FLOOR AREA. The calculated square footage of the floor within the inside perimeter of the exterior walls of the building under consideration without deduction for hallways, stairways, closets, the thickness of interior walls, columns, or other features.

EXTERIOR WALL. An above-grade wall that defines the exterior boundaries of a building. Includes between-floor spandrels, peripheral edges of floors, roof and basement knee walls, dormer walls, gable end walls, walls enclosing a mansard roof and basement walls with an average below-grade wall area that is less than 50 percent of the total opaque and non-opaque area of that enclosing side.

FYI ONLY - 2015 IRC (2nd printing) text reads:

ACCESSORY STRUCTURE. A structure not greater than 3,000 square feet (279 m²) in floor area, and not over two stories in height, the use of which that is customarily accessory to and incidental to that of the dwelling(s) and which is located on the same lot.

Using the 2015 MRC definitions, the gable wall for this proposed building is 17'+ over the 14' permitted by ordinance and the floor area exceeds 3,000 s.f.

The zoning ordinance could limit accessory buildings by height, area, land use (green space).....

Historical Review of City Code Relating Sidewall Height of Accessory Structures

City Code, Appendix A, Zoning, Section 14, Detached Accessory Structures was amended and codified on June 4, 2014 and established a graduated size for accessory structures based on lot acreage. Maximum side wall heights were also established as part of the amendments.

Discussions at the both the Planning Commission and City Council levels leading up to approval of these amendments was particularly focused on pole (post frame) buildings. The only exception to these discussions was the location of detached garages in relation to the principal structure. Second floors in these type of structures were mentioned but the conversation never advanced beyond the point that the second floor should be allowed if there were no issues to public safety and they were constructed to compliment the principal structure (East Bethel Planning Commission Meeting, October 23, 2012).

Discussion of the sidewall heights was discussed at both the Planning Commission and City Council Meetings between October 2012 and May 2014. During these discussions all mention of setting a maximum sidewall height was restricted to pole buildings. During these discussions the term pole buildings became synonymous with detached accessory structure. Never during these conversations did detached private garages nor second floors for these type buildings enter into any considerations. The emphasis and attention was solely on pole buildings and wall heights necessary for accommodating a 12' garage door.

As the minutes of these meetings reflect, the intent of the amendments to this section of the Code was limited to pole buildings. As a result, it could be reasonably assumed that the 14' maximum sidewall heights apply only to this type of building. It also appears that the calculation of square footage for determination of size for pole buildings only includes the building footprint due to:

- Second floors in pole buildings, while possible, are rarely encountered and are the exception rather than the rule. As such, second floors were not addressed as an option for pole buildings and thus, were not considered as part of the calculations:
- Attic space is the general means of incorporating storage space above the first floor of a pole building and attic/storage space is not required to be included in the computation of square footages.

If the intent and applicability of this section of the Ordinance was focused on pole buildings as indicted in the meeting transcripts, then it could be realistically presumed that detached "stick built" private garages were not intended to be included within the performance standards set forth in amendments.

If this was the intent of the amendments, it could be interpreted that sidewall heights do not apply to detached "stick built" private garages and Mr. Brozek's application for a building permit could be approved and still be compliant with the City Zoning Code.



City of East Bethel City Council Agenda Information

Date: June 15, 2016

Agenda Item Number: Item 4.0 B

Agenda Item:

Storm Water Pollution Prevention Program (SWPPP) Public Hearing

Requested Action:

Conduct Annual Meeting

Background Information:

The City of East Bethel has developed a Storm Water Pollution Prevention Program as required by the National Pollutant Discharge Elimination Program, which authorizes City's to discharge storm water to the public water system. The goal of the Storm Water Pollution Prevention Program is to reduce the discharge of pollutants into receiving waters to the Maximum Extent Practicable. The Minnesota Pollution Control Agency issued coverage to the City of East Bethel on January 9, 2008.

Some of the implementation strategy's that are part of the program include:

1. Sweeping City Streets.
2. Inspection of approximately 20 percent of the City's storm water basins each year.
3. Posting City Programs such as the clean-up day on the City website.
4. Conducting the annual meeting.
5. Developing educational pamphlets for distribution to City residents.
6. Investigate any reports of illicit discharge or other non-compliance storm water complaints.

At the annual meeting the City will consider public input, both oral and written, regarding the adequacy of the Program. Based on the public input, the City can modify the Program as the City determines to be appropriate. As required, the meeting notice was advertised in the Anoka Union. Copies of the City's SWPPP are available for public review at City Hall and on the City website.

Fiscal Impact:

None at this time.

Recommendation(s):

Staff recommends that the City Council conducts the annual meeting to consider public input on the City's Storm Water Pollution Prevention Program.

City Council Action:

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____



City of East Bethel City Council Meeting Agenda Information

Date:

June 15, 2016

Agenda Item Number:

Item 4.0 C.2

Agenda Item:

Fire Department Report

Requested Action:

Informational only

Background Information:

The Fire Chief has provided reports of Fire Department emergency calls and emergency medical calls from the previous month.

Fiscal Impact:

None

Recommendation(s):

Informational only.

City Council Action

Motion by:_____

Second by:_____

Vote Yes:_____

Vote No:_____

No Action Required:_____



**East Bethel Fire Department
May, 2016
Response Calls**

Incident Number	Incident Date	Alarm Time	Location	Incident Type
188	05/31/2016	07:47	727 229th LN NE	EMS call
187	05/30/2016	10:03	420 Grove RD NE	EMS call
186	05/28/2016	19:15	19863 University AVE NE	EMS call
185	05/27/2016	02:16	20520 Polk ST NE	EMS call
184	05/24/2016	15:56	22032 East Bethel BLVD NE	Illegal Burning
183	05/23/2016	11:44	250 Forest RD NE	EMS call
182	05/23/2016	04:07	20055 Naples CT NE	EMS call
181	05/22/2016	16:26	2241 221st AVE NE	EMS call
180	05/22/2016	15:13	18360 Leyte ST NE	EMS call
179	05/22/2016	00:44	20520 Polk ST NE	EMS call
178	05/21/2016	19:57	22435 Palisade ST NE	EMS call
177	05/21/2016	17:00	NE 209 LN NE and Kenyon	Grass Fire
176	05/18/2016	03:36	18203 Antler CIR NE	EMS call
175	05/16/2016	17:30	21035 Buchanan ST NE	EMS call
174	05/16/2016	14:27	North Coon Lake DR & Stutz	EMS call
173	05/15/2016	17:00	24355 Highway 65 HWY NE	EMS call
172	05/11/2016	15:21	Viking BLVD & Hwy 65	Vehicle accident with injuries
171	05/11/2016	01:33	18360 Leyte ST	EMS call
170	05/09/2016	19:41	22336 Washington ST	EMS call
169	05/09/2016	06:37	727 229th LN NE	EMS call
168	05/07/2016	22:54	24355 Highway 65 NE	Illegal Burning
167	05/07/2016	13:37	1845 209th AVE	EMS call
166	05/06/2016	15:18	181st AVE NE & Alamo	Power Lines in tree
165	05/06/2016	15:17	1046 181st LN NE	EMS call
164	05/06/2016	10:05	24355 Highway 65 NE	EMS call
161	05/05/2016	15:41	21108 Polk ST NE	False Alarm
163	05/04/2016	13:08	1280 211th AVE NW	Mutual Aid - Building fire
162	05/04/2016	09:40	22761 East Bethel Blvd	False Alarm
161	05/03/2016	10:01	18164 Highway 65 NE	EMS call
160	05/02/2016	19:49	24355 Highway 65 NE	Unauthorized burning
159	05/02/2016	04:28	18164 Highway 65 NE	EMS call
158	05/01/2016	12:28	19451 East Front BLVD NE	EMS call
Total				32

City of East Bethel

Subject: Fire Inspector Report

May 1 – 31, 2016

City of East Bethel Fire Inspection List

Name	Address	Comments
Teddy Bear Care	1438 215th	No Violations
Preferred Tool	3140 Viking Blvd	No Violations
Waynes Liquors	21340 Aberdeen St	No Violations
Tek Steel Fab.	23020 Ulysses St	No Violations
R.L. Automotive Inc	11835 Viking Blvd	No Violations
Fire Stations and City Hall		Monthly fire extinguisher inspection
NOTE: First Inspections Unless Noted		

00 Businesses Inspected

Reported by. Mark Duchene
Fire Inspectors



City of East Bethel City Council Meeting Agenda Information

Date:

June 15, 2016

Agenda Item Number:

Item 6.0 A-O

Agenda Item:

Consent Agenda

Requested Action:

Consider approval of the Consent Agenda

Background Information:

Item A

Approve Bills

Item B

June 1, 2016 City Council Meeting Minutes

Meeting minutes from the June 1, 2016 City Council Meeting are attached for your review.

Item C

Union Contract

City Council and the Minnesota Public Employees Association have concluded contract negotiations for a labor agreement for term of January 1, 2017 through December 31, 2019. This agreement will replace the current contract which will expire December 31, 2016. The new contract with red-line additions is included in the packet.

Item D

Approve Liquor License Renewals for 2016-2017

All of the current City liquor license holders have submitted applications for renewal. Liquor licenses run for the period July 1 of each year through and including June 30 of the following year. License applications being considered are for the period July 1, 2016 through and including June 30, 2017. All approvals are subject to all forms being received by the City, background checks being completed, the Sheriff's signature and approval from the Alcohol and Gambling Control Board at the State of Minnesota.

Item E

Resolution 2016-26 Accepting Donation from Eckberg Lammers

The City of East Bethel has received a donation of four Minnesota Twins Tickets valued at \$252.00 from Eckberg Lammers. These tickets will be given away in a drawing as part of the Booster Days Family Fun Night scheduled for Friday, July 15, 2016.

Item F

John Anderson Park Siding Contract for Park Building

The warming house at John Anderson Park is in need of repairs to the siding due to water intrusion and rot issues. Over the past few years, city staff have tried repair the issue but the design and original construction seems to not be adequate to prevent the issue from reoccurring. The Building Official and

numerous contractors suggested removing the existing siding, replacing the rotting boards underneath, wrapping the building, and installing a weather proof maintenance free siding.

Staff has received three quotes for the installation of vinyl siding, aluminum soffit, fascia, window trim and door trim. Public works staff will handle the removal and disposal of the old siding as well as the replacement of any rotted boards underneath.

The quotes ranged in price from \$5,630 to \$6,963. Staff recommends the low quote of \$5,630 from Professional Exteriors, Inc.

Item G

Sub Surface Treatment Systems (SSTS) Grant

The City of East Bethel applied for reimbursement funds from Anoka County Conservation District's Natural Resource Block Grant Program. Communities can receive up to 50% reimbursement for expenses incurred related to SSTS activities. Eligible expenses include any licensing software used for SSTS enforcement, staff inspections and administrative costs. The City of East Bethel qualifies for up to \$2,900.00 in reimbursement expenses. Staff requests approval to submit the grant application.

Item H

Set Date for Fall Recycle Day

Staff recommends that the date for the Fall Recycle Day be set for September 17, 2016 at the City Ice Arena parking lot. This date allows the monthly drop off day at the Recycle Center, scheduled for the 4th Saturday of each month, to continue uninterrupted.

Item I

Resolution 2016-27 Declaring Playground Equipment at Rod and Norma Smith Park Surplus

The playground equipment located at Rod and Norma Smith Park has been scheduled for replacement and budgeted for in the 2016 the Parks Capital Improvement Plan. The existing equipment has reached an age where it is no longer a benefit to the park or the community and finding replacement parts is no longer an option. Staff will recycle and dispose of the playground and swing set and reuse the border edging for the new play equipment.

Staff recommends adoption of Resolution 2016-27 declaring the equipment surplus and directing removal and disposal.

Item J

Purchase of Playground Equipment for Rod and Norma Smith Park

As part of the 2016-2020 Parks Capital Improvement Plan, the playground equipment located at Rod and Norma Smith Park is scheduled for replacement. Based on the age and ongoing city inspections of playground equipment, staff has determined the replacement of this playground is necessary and consistent with the schedule developed for playground replacement. The funding for this purchase has been budgeted for in the Park Capital Fund. A total of \$35,000 has been allocated for the equipment and site improvements.

A proposal from Minnesota/Wisconsin Playground and their GameTime product meets our guidelines and has proven to be a durable, low maintenance playground system that has been used in recent playground upgrades. The purchase will be made through U.S. Communities, a national joint powers cooperative purchasing group of which the City is a member. This group allows communities to purchase items at discounted prices based on competitive bidding processes enabling those member communities to maximize purchasing power.

Installation of the equipment and site upgrades will be performed by Public Works staff.

Staff recommends purchase of the playground equipment for Rod and Norma Smith Park from Minnesota/Wisconsin Playgrounds for the bid sum of \$34,997.95 which includes shipping.

Item K

Set Date for July HRA Meeting

Staff recommends that the July HRA meeting, originally set for July 6, 2016 be re-scheduled to July 20, 2016 at 6:30 PM.

Item L

Resolution 2016-28 Declaring 1986 Ford L-8000 Fire Tanker Truck and 1983 Chevrolet Kodiak Fire Truck as Surplus

City Council approved the purchase of a Fire Tanker Truck earlier this year. The Tanker will be complete no later than July 31, 2016. The replaced vehicle, a 1986 Ford L-8000 Fire Tanker Truck will be decommissioned and has come to the end of its useful service life as a reliable and dependable piece of equipment.

The 1983 Chevrolet Kodiak, Series K, Fire Truck, has been replaced by the new Engine 31 and has been used for a backup pumper and service vehicle. There is no longer a need for either a backup pumper or a service vehicle. This vehicle is ready for decommission and has come to the end of its useful service life as a reliable and dependable piece of equipment.

Resolution 2016-28, Declaring Surplus Property, is provided for surplus property declaration and authorization for disposal. Both vehicles will be sold on the Minnesota State auction site; MinnBid.

Item M

Approval of Election Judge Roster for 2016

Minnesota Statutes 204B.21, Subd. 2, Appointment of Election Judges, requires that the City Council appoint election judges. The appointments must be completed 25 days prior to the primary election (MS 204B.21, subd.2) which is August 9th. We have attached a list of primary election judges for your consideration. We are still actively seeking additional judges to fill the remaining available positions. We have recruited election judges, and have been provided the names of potential election judges from the respective political parties. Staff is recommending approval of the election judges identified on the roster.

Item N

Resolution 2016-29 Identifying the Need and Authorizing an Application for Planning Assistance Grant Funds

The City of East Bethel is eligible for the 2016-2018 Met Council Planning Assistance Grant program. The eligible amount is \$32,000.00 and can be used for costs directly associated with the City's local 2040 Comprehensive Plan update. This is a non-competitive program and the City needs to apply by September 1, 2016 to receive the full amount.

Staff recommends approval of Resolution 2016-29, Identifying the Need and Authorizing an Application for Planning Assistance Funds.

Item O

Pay Estimate #5 for the 185th Avenue, Laurel Road and Lincoln Drive Street Reconstruction Project

This item includes Pay Estimate #5 to Peterson Companies for the 185th Avenue, Laurel Road and Lincoln Drive Street Reconstruction Project. This pay estimate includes payment for the bituminous wear course paving. Staff recommends partial payment of \$97,610.98. A summary of the recommended payment is as follows:

Total Work Completed to Date	\$ 1,016,406.74
Less 3% Retainage	\$ 30,492.20
Less Previous Payments	\$ 888,303.56
Total Payment	\$ 97,610.98

Payment for this project will be financed from the Municipal State Aid Construction Fund. Funds are available and appropriate for this project. A copy of Pay Estimate #5 is attached.



City of East Bethel
June 15, 2016
Payment Summary

Payments for Council Approval

Bills to be approved for payment	\$46,128.29
Electronic Payroll Payments	\$27,717.39
Payroll - City Staff, June 2, 2016	\$36,372.30
Total to be Approved for Payment	\$110,217.98

Dept Descr	Object Descr	Invoice	Check Name	Fund	Dept	Amount
Arena Operations	Bldgs/Facilities Repair/Maint	052616	Wright-Hennepin Coop Electric	615	49851	\$29.95
Arena Operations	Information Systems	B160602J	Anoka County Treasury Dept	615	49851	\$75.00
Arena Operations	Refuse Removal	1837843	Ace Solid Waste, Inc.	615	49851	\$111.97
Building Inspection	Electrical Inspections	060116	Brian Nelson Inspection Svcs	101		\$1,287.75
Building Inspection	General Operating Supplies	362365	St. Paul Stamp Works Inc.,	101	42410	\$28.85
Building Inspection	General Operating Supplies	362538	St. Paul Stamp Works Inc.,	101	42410	\$61.58
Building Inspection	Professional Services Fees	1054141	STS Staffing	101	42410	\$204.30
Central Services/Supplies	Information Systems	B160602J	Anoka County Treasury Dept	101	48150	\$75.00
Central Services/Supplies	Information Systems	B160602J	Anoka County Treasury Dept	101	48150	\$75.00
Central Services/Supplies	Office Equipment Rental	INV545082	Metro Sales Inc.	101	48150	\$659.59
Central Services/Supplies	Office Supplies	IN1208582	Innovative Office Solutions	101	48150	\$16.99
Central Services/Supplies	Office Supplies	15445	Norseman Awards	101	48150	\$17.00
City Administration	Professional Services Fees	M22150	TimeSaver Off Site Secretarial	101	41320	\$157.00
Elections	Repairs/Maint Machinery/Equip	2016-12	Anoka County Treasury Dept	101	41410	\$2,630.37
Fire Department	Bldgs/Facilities Repair/Maint	69979	Aker Doors, Inc.	101	42210	\$173.75
Fire Department	Books/Ref. Materials/Software	060216	Minnesota's Bookstore	101	42210	\$347.00
Fire Department	Professional Services Fees	16104	Renko Construction Inc.	101	42210	\$550.00
Fire Department	Refuse Removal	1837843	Ace Solid Waste, Inc.	101	42210	\$89.58
Fire Department	Repairs/Maint Machinery/Equip	2016050	Anoka County	101	42210	\$8.63
General Govt Buildings/Plant	Bldg/Facility Repair Supplies	283772	S & S Industrial Supply	101	41940	\$18.18
General Govt Buildings/Plant	Bldgs/Facilities Repair/Maint	2150	LowVolts LLC	101	41940	\$504.00
General Govt Buildings/Plant	Bldgs/Facilities Repair/Maint	455408-05-16	Premium Waters, Inc.	101	41940	\$47.75
General Govt Buildings/Plant	Bldgs/Facilities Repair/Maint	127596	Robert B. Hill Company	101	41940	\$18.00
General Govt Buildings/Plant	General Operating Supplies	54111536	Zee Medical Service	101	41940	\$69.55
General Govt Buildings/Plant	Refuse Removal	1837843	Ace Solid Waste, Inc.	101	41940	\$52.89
Legal	Legal Fees	05 2016	Eckberg, Lammers, P.C.	101	41610	\$8,390.58
Mayor/City Council	Other Advertising	82322	The Courier	101	41110	\$30.00
Park Maintenance	Bldgs/Facilities Repair/Maint	16336	Blaine Lock & Safe, Inc.	101	43201	\$112.50
Park Maintenance	Cleaning Supplies	3022729	Dalco	101	43201	\$189.44
Park Maintenance	Cleaning Supplies	3031338	Dalco	101	43201	\$115.83
Park Maintenance	Clothing & Personal Equipment	1182643208	G&K Services - St. Paul	101	43201	\$19.00
Park Maintenance	Clothing & Personal Equipment	060716	Ryan Olson	101	43201	\$50.00
Park Maintenance	Equipment Parts	F-261540168	Allstate Peterbilt North	101	43201	\$28.60
Park Maintenance	Equipment Parts	F-261580154	Allstate Peterbilt North	101	43201	\$26.08
Park Maintenance	Equipment Parts	P47645	MN Equipment	101	43201	\$55.13
Park Maintenance	Heavy Machinery	1052	Central Trailer Sales, Inc.	701	43201	\$6,596.75



City of East Bethel
June 15, 2016
Payment Summary

Dept Descr	Object Descr	Invoice	Check Name	Fund	Dept	Amount
Park Maintenance	Repairs/Maint Machinery/Equip	02-369194	Lano Equipment, Inc.	101	43201	\$50.49
Park Maintenance	Safety Supplies	580460	Ham Lake Hardware	101	43201	\$9.58
Park Maintenance	Safety Supplies	54111536	Zee Medical Service	101	43201	\$94.70
Park Maintenance	Tires	1-62566	Steve's Tire Inc.	101	43201	\$31.95
Payroll	Insurance Premiums	07 2016	PreferredOne	101		\$7,382.39
Planning and Zoning	Escrow Reimbursement	060116	BDM Construction	101		\$2,000.00
Planning and Zoning	Escrow Reimbursement	060116	BDM Construction	101		\$250.00
Planning and Zoning	Escrow Reimbursement	060116	William Thompson	101		\$300.00
Planning and Zoning	Legal Notices	359007	ECM Publishers, Inc.	101	41910	\$43.00
Planning and Zoning	Professional Services Fees	052816	Gail E. Gessner	101	41910	\$100.00
Police	Professional Services Fees	05 2016	Gratitude Farms	101	42110	\$630.00
Recycling Operations	Bldg/Facility Repair Supplies	B060256	Braun Intertec Corporation	226	43235	\$2,707.25
Recycling Operations	General Operating Supplies	IN1208582	Innovative Office Solutions	226	43235	\$62.62
Recycling Operations	Refuse Removal	1837843	Ace Solid Waste, Inc.	226	43235	\$172.41
Recycling Operations	Refuse Removal	04 2016	Freimuth Enterprises LLC	226	43235	\$1,842.00
Recycling Operations	Refuse Removal	Spr 2016	Freimuth Enterprises LLC	226	43235	\$23.50
Recycling Operations	Refuse Removal	060116	SRC, Inc.	226	43235	\$1,006.00
Sewer Operations	Bldg/Facility Repair Supplies	581838	Olsen Chain & Cable, Inc.	602	49451	\$394.54
Sewer Operations	Professional Services Fees	1056504	Metropolitan Council Env Svcs	602	49451	\$1,727.92
Sewer Operations	Safety Supplies	82163579	Bound Tree Medical, LLC	602	49451	\$232.22
Sewer Operations	Safety Supplies	9125236241	Grainger	602	49451	\$72.78
Street Capital Projects	Legal Notices	742755801	Finance and Commerce	406	40600	\$91.51
Street Maintenance	Bldgs/Facilities Repair/Maint	1182643208	G&K Services - St. Paul	101	43220	\$7.08
Street Maintenance	Bldgs/Facilities Repair/Maint	455408-05-16	Premium Waters, Inc.	101	43220	\$47.75
Street Maintenance	Clothing & Personal Equipment	1182643208	G&K Services - St. Paul	101	43220	\$17.96
Street Maintenance	Equipment Parts	P65626	MN Equipment	101	43220	\$32.38
Street Maintenance	Legal Notices	352622	ECM Publishers, Inc.	101	43220	\$102.13
Street Maintenance	Lubricants and Additives	MLH1007	Schaeffer Mfg. Company	101	43220	\$562.21
Street Maintenance	Motor Vehicles Parts	F-261470066	Allstate Peterbilt North	101	43220	\$4.86
Street Maintenance	Professional Services Fees	6050324	Gopher State One-Call	101	43220	\$59.40
Street Maintenance	Refuse Removal	1837843	Ace Solid Waste, Inc.	101	43220	\$176.90
Street Maintenance	Safety Supplies	54111536	Zee Medical Service	101	43220	\$94.70
Street Maintenance	Shop Supplies	4936033	Kimball Midwest	101	43220	\$279.24
Street Maintenance	Street Maint Materials	23170	Bjorklund Companies, LLC	101	43220	\$238.99
Street Maintenance	Street Maint Materials	23179	Bjorklund Companies, LLC	101	43220	\$542.01
Street Maintenance	Street Maint Materials	23255	Bjorklund Companies, LLC	101	43220	\$133.14
Street Maintenance	Street Maint Materials	23304	Bjorklund Companies, LLC	101	43220	\$275.32
Street Maintenance	Street Maint Materials	160531	Commercial Asphalt Co.	101	43220	\$669.55
Water Utility Operations	Bldgs/Facilities Repair/Maint	052616	Wright-Hennepin Coop Electric	601	49401	\$26.67
Water Utility Operations	Chemicals and Chem Products	2891266 RI	Hawkins, Inc	601	49401	\$684.55
Water Utility Operations	Chemicals and Chem Products	3890765 RI	Hawkins, Inc	601	49401	\$25.00
						\$46,128.29



City of East Bethel
June 15, 2016
Payment Summary

Dept Descr	Object Descr	Invoice	Check Name	Fund	Dept	Amount
Electronic Payroll Payments						
Payroll	PERA					\$6,556.06
Payroll	Federal Withholding					\$5,952.71
Payroll	Medicare Withholding					\$1,633.90
Payroll	FICA Tax Withholding					\$6,986.38
Payroll	State Withholding					\$2,370.93
Payroll	MSRS/HCSP					\$4,217.41
						\$27,717.39

EAST BETHEL CITY COUNCIL MEETING

JUNE 1, 2016

The East Bethel City Council met on June 1, 2016, at 7:00 p.m. for the regular City Council meeting at City Hall.

MEMBERS PRESENT: Steve Voss Ron Koller Tim Harrington
Brian Mundle Tom Ronning

ALSO PRESENT: Jack Davis, City Administrator
Mark Vierling, City Attorney
Mark DuCharme, Fire Chief

1.0 The June 1, 2016, City Council meeting was called to order by Mayor Voss at 7:00 p.m.

Call to Order

2.0 The Pledge of Allegiance was recited.

Pledge of Allegiance

3.0 **Harrington stated I'll make a motion to adopt tonight's agenda including Consent Agenda Item I. Supplemental Payment Summary. Koller stated I'll second. Voss asked any discussion? All in favor? All in favor. Voss asked opposed? Hearing none, that motion passes. Motion passes unanimously.**

4.0A Davis presented the staff report and explained this is an Administrative Hearing for staff's denial of a building permit request. He presented the request of Ryan Brozek who applied for a building permit to construct a 2,400 square foot detached accessory structure on his 3.5-acre lot, zoned Rural Residential, located at 19820 Naples Street NE. It was noted that City Code, Appendix A, Zoning, Section 14, allows these type of structures up 2,400 square feet on this size parcel. The Code also provides these structures must be of similar design and finished with building materials similar to the principal structure and shall not be used as a residentially occupied space, independent residence or dwelling unit, either temporarily or permanently.

Admin. Hearing

4.0A.1
Ryan Brozek
Detached
Access.
Structure

Davis explained Mr. Brozek submitted plans for the proposed detached accessory structure that featured floor trusses designed for a second story and included full length dormers on both sides of the structure. This design provides a potential habitable space and is in conflict with City Code, Appendix A, Zoning, Section 14-2, General Regulations J, H and K. He noted that Section J specifically states the structure must not be designed or used for human habitation and must not contain sewage treatment facilities. Section K states no cellar, garage, tent, or accessory building shall be at any time used as a residentially occupied space independent residence of dwelling unit either temporarily or permanently. Davis indicated Mr. Brozek's request for a building permit was denied for the following reasons:

- The design exceeds the square footage allowed for accessory structures when the full second floor area is added to the area of the first floor footprint of the structure, Section 14-4.
- The wall height of the structure is limited to 14 feet and this design features a wall height that is 22 feet and 4 9/16th inches.

4.0A.1
Ryan Brozek
Detached
Access.
Structure

- Mr. Brozek is seeking a permit to construct a detached accessory structure that features a full second story, complete with floors that meet live and dead loads for habitable use with a minimum wall height of 6 feet 6 3/4 inches and dormers that run the length of the proposed structure with the exception of 3 feet on either side of the building. This design provides the opportunity to utilize this space for uses other than storage and is in conflict with the Code Sections cited above, Section 14-2.

Davis indicated that detached accessory structures have been approved with storage areas that are part of a roof truss system designed for this purpose, which is shown in Attachment 3 of the packet. These designs do not allow the potential for any use other than storage. Mr. Brozek is proposing to build an accessory building with a second floor. It is evident by the design that this space could potentially be used for or converted to a bonus room, apartment, or other habitable use at some point in time or by a future owner and is not a storage area incorporated in a roof truss system.

Davis indicated staff recommends that the City Council conduct an Administrative Hearing for Mr. Ryan Brozek and upon conclusion of the Hearing provide direction to Staff relating to the administrative decision to deny this building permit.

Jeff Brozek, Ryan Brozek's father, stated after their first meeting with Nick, he knew this would not be an easy process and since Ryan works 50 hours a work, he told Ryan he would talk to the Council. Jeff Brozek offered to provide information to the Council that included pictures of the residence and existing structures in East Bethel with second stories. Voss advised that information is not relevant to the application and staff's denial. He asked Mr. Brozek to focus on staff's areas of concern.

Jeff Brozek referenced the staff report and indicated the dormers are not actually full length as they step in on both ends. He stated staff found that the design exceeds the square footage allowed for accessory structures when the second floor area is added; however, it was his impression that on any building, the square footage was the ground footprint. He stated if considering other accessory structures with second floors, that square footage was not factored into the size of the building. Thus, he feels their building is being singled out. Voss stated on the issue of other structures, you need to keep in mind that ordinances change over time and those may have been allowed at the time they were constructed.

Jeff Brozek referenced the location of several structures that he believed were not over three years old yet had second floors, higher square footages, and permitted by Code. He again opined that their proposed structure was being singled out. Davis stated the Building Official has indicated the allowable square footage is open to interpretation and while in some cases only the first floor is considered, in other cases it includes all floors. He noted if the building was listed for sale, the square footage of all floors would be reflected. In this matter, staff interprets that the second floor is part of the square footage calculation.

Voss asked if the ordinance specifically indicates the total square footage or the size of the building. Davis advised the wording indicates the size of the building cannot exceed 2,400 square feet. Voss stated for the most part, when thinking about accessory buildings (pole buildings), two story structures are not thought about. Davis stated if talking about a second floor storage space, it's incorporated within the roof truss system and does not allow potential for human habitation or such use at any point.

4.0A.1
Ryan Brozek
Detached
Access.
Structure

Jeff Brozek disagreed, thinking that a lot of structures are being built today with bonus or expansion trusses with future expansion in mind. He reviewed the dead load and live load rating on the truss, thinking it is the same rating used on the individual floor trusses used in the building. He described the building design and constructed methods, noting it is a 40-foot building. They plan to sheath the deck, construct a 6.5-foot wall, and use 180-pound trusses. To construct otherwise would be far more expensive and complicated. He pointed an expansion/storage truss has a lot of wasted space, probably 40-50% of the area being built. Rather, they have designed a building to utilize close to 100% of the space and he believed it conformed to the Code. Mr. Brozek stated the biggest issue he has with this denial relates wording such as: 'provides the potential,' 'could possibly be,' 'provides the opportunity to utilize,' 'could potentially be converted to a bonus room at some point in time or by a future owner.' He stated his opinion that everything used to deny this permit is speculation and not factual relating to a Code violation. Mr. Brozek believed the Code allows any approved method to build including use of floor trusses. He stated the second floor is no more habitable than any space on the first floor or any space in any other building anywhere. He asked whether park benches and the underside of bridges, where people sleep, would be considered habitable.

Davis clarified that the recommendation of denial is based on two factual statements:

1. The square footage of the structure exceeds what's limited in the Zoning Code.
2. The wall height of the structure exceeds the wall height permitted in the Zoning Code. The Zoning Code restricts wall height to 14 feet and the plan proposes a total wall height of 22 feet 4 9/16ths inches.

Jeff Brozek maintained that wall height is measured from the floor to the ceiling. Ronning clarified that with accessory structures, wall height is measured from the ground to the top. Voss felt a pole building could not be constructed with a 6/12 pitch that will be less than 14 feet. He stated 14 feet is the sidewalls, not the total building height. Mundle stated the Planning Commission did discuss the definition of the wall height of this exact situation.

The Council discussed construction methods and interpretation of wall height and storage space.

Jeff Brozek referenced language in the State Building Code and East Bethel Code relating to what is considered habitable spaces and accessory structures. He maintained that two-story buildings are clearly allowed by the Code. Davis noted the City can be more restrictive than the State definition. Jeff Brozek agreed that is the case but it must be written in the Code and applied equally across-the-board.

Jeff Brozek stated he thinks the Council can decide this tonight and offered to meet with staff along with a Councilmember. He stated the Council could also not make a decision tonight and refer the application to a State Board of Appeal for consideration by people who deal with these issues all the time and understand the Code and intent of the Code and not allow the Code to be manipulated.

Voss stated tonight is an Appeal Hearing. Jeff Brozek stated it is an Administrative Hearing, not a Board of Appeal Hearing. Voss explained this is the process to go through to appeal an administrative decision on a Zoning Code issue. Jeff Brozek continued to maintain staff is misinterpreting the City and State Building Code.

4.0A.1
Ryan Brozek
Detached
Access.
Structure

Voss stated one issue is that there is not clarity on what is meant by square footage in the accessory ordinance or how it is applied, which directly affects this application. He questioned whether the 14-foot sidewall height is being correctly interpreted. Voss stated the report mentions the second floor not being habitable space but yet says the square footage includes both floors, noting it cannot be both ways. He stated residential structures have second floors that are habitable but just because they're habitable does not mean they are lived in if they do not have bathrooms or kitchen facilities. Voss suggested either saying there can be no second floor because the City does not want habitable space or determine how to add square footage. He believed the intent with square footage was never to include a second floor.

Ronning concurred. Davis stated that is correct for a detached accessory structure. Ronning stated the center space is not habitable but it is floor space. Voss felt it was no smaller than a bedroom.

Jeff Brozek asked if the height of the second floor is a concern. He stated their plan was drawn with a CAD program with a scissor truss to align the rooflines but they could redesign and collar-tie the top trusses at any height to reduce the height of the ceiling. Mr. Brozek stated they want to build the platform structure, floors, walls, and put the trusses on top without increasing the cost to hire a crew or crane. He stated they have put a lot of time into these plans and want a design that is easy for them to construct. Mr. Brozek stated there would be an opening in the floor trusses to provide space for a future stairway or lift to move something from the lower level to the upper level and provide access. But, there is also room to construct a future stairway. He described the difficulty in constructing when using expansion trusses. Mr. Brozek thanked the Council for their consideration.

Mundle agreed there are some ambiguities and suggested the Council first address the sidewall height issue to alleviate the second story questions. Davis stated the Code contains a table section to address sidewall height and it says a maximum of 14 feet for detached accessory structures. Mundle asked if sidewall height is measured from lowest floor to height of the eave. Davis stated if it were not for the bump out of the dormers, it would be an easy question to answer. But because of the bump out of the dormers, the question is where do you stop the measurement.

The Council discussed methods to measure sidewall height and building height, depending on the type of roof and whether they contained dormers. Davis agreed the key is to define sidewall height as it is not defined in the ordinance and only indicates it is a maximum of 14 feet. Jeff Brozek stated they believed sidewall was defined as measured on the exterior from the grade to the bottom of the soffit but believed it is measured instead from the floor to the ceiling. Because of that, they adjusted their building height down. Davis stated the question is which soffit level is measured to, at the end of the building, or the dormer. Discussion continued on the interpretation of the Code.

Voss stated it comes down to whether the City's Code allows a second floor in an accessory building, whether storage or not. Davis advised it is not stated in the Code but is not prohibited. Voss stated then a two-story structure could be built if it met the allowable dimensions. The issue is the trusses and whether the second story is counted within the 2,400 square feet. The Council agreed that is not clear in the Code.

Voss stated his opinion that square footage of accessory structures has always been about the impact of the footprint. Mundle noted the Code states, 'maximum square footage' so if

4.0A.1
Ryan Brozek
Detached
Access.
Structure

you add up the square footage, he would ask what is the maximum. If a footprint of 2,400 square feet plus an upstairs with allowable square footage, he would ask if it exceeds the maximum. Ronning asked if a home is not completely finished, how is the square footage measured. Mundle stated there are two different ways to measure it, described as finished square feet and total square feet. Voss noted that all buildings had storage within the truss spaces. Mundle indicated the Building Code states, as far as basements, the ceiling height can change the use of the room. If below a certain height limit, it is no longer considered finished square footage.

Ronning stated the height of walls is the biggest deprivation and if the truss went down to the top plate, there wouldn't be a complaint. Davis agreed and stated a lot is open to interpretation as the Code is not written to cover every situation. The request of staff is for Council to give direction on this permit that was initially denied on issues somewhat speculative and based on potential but upon further examination, comes to the question of the square footage and wall height.

Voss stated if the second floor wall height was dropped to an elevation of six foot six inches, it would not be deemed habitable/occupied space under the Building Code. He asked if that would avoid the issue. Davis indicated that eliminates the conflicts with Sections J and K. He asked how to address the issue of calculating square footage and wall height.

Ronning asked about the intent for ceiling height. Jeff Brozek stated they want 14 feet downstairs because they want a 12-foot door and ability to put in a hoist. The upstairs was intended strictly for storage and if second story ceiling height is a critical issue, it is easy to change. Jeff Brozek stated if the Council indicates 7.5 feet is a reasonable height, they will collar tie it at that height.

The Council discussed measurement of the sidewall and an example drawing that had a 6.5 feet in the upper floor as measured from the bottom of the truss to the bottom of the tie across. Voss stated then a 14-foot sidewall measurement would not include the upper floor. Davis explained that is because there is no bump out with a dormer. He reviewed the dimensions of the proposed building with dormers, noting the consideration is the Zoning Code, not the Building Code. Davis cautioned that this consideration will establish a precedence and one issue in the City is that residents rent out their garages yet they do not meet Fire Codes, Plumbing Codes, and/or Electrical Codes.

Koller felt the sidewall height goes to the ceiling and the upper level is just dormers and should not count in the sidewall height. Davis stated he does not disagree and the only difference is that this dormer is essentially the full length of the building on both sides, which increases usable space. Koller stated the Ordinance does not prohibit that.

Vierling advised the Council needs to look at the intent of the Ordinance, which has not been considered in tonight's discussion. He stated obviously there was an intent for the 14-foot wall height restriction instead of allowing taller wall heights. Vierling stated he understands the economics of construction and maximizing costs and the issue of existing structures but one issue the Council needs to consider is the intent of the maximum 14-foot wall height restriction. Ronning stated he and Koller are the only two on the Council that were part of that discussion. Davis stated it was added two to three years ago. Before that, the maximum was 12 feet. He explained it was increased to 14-feet to accommodate a bigger door height for a recreational vehicle.

4.0A.1
Ryan Brozek
Detached
Access.
Structure

Voss stated the other issue is how to calculate square footage and his concern is setting a precedence and ambiguity over intent. Vierling stated with regard to intent, you can draw a reasonable intention from what you read. For example, when you have the ordinance talking about maximum allowable square footage, there is the issue of whether it means simply the footprint or the footage on multiple floors. When you look at the ordinance that specifically allows multiple accessory dwellings on properties of acreage, he thinks there is reasonable intent drawn that the drafter of the ordinance at that time was considering simply beyond a footprint when looking at possible multiple accessory buildings as you could easily quadruple or double that 2,400 square feet if there are second floors. Ronning stated for discussion sake, with the example given, that second floor is square feet. He asked with the storage truss, does it count as square feet.

Voss stated with square footage, he takes the opposing view, noting we have a graduated set of allowable square footage based on acreage that is footprint to footprint. The smaller the lot, the smaller the building you can have and the larger the lot, the larger the building you can have. He stated it seems to him it is not elevation, it is tied to square footage, which is practical as it is tied to issues of wells and septics and setbacks. Voss stated he cannot think of more than a couple cases in the past where a second floor was discussed for an accessory building.

Mundle referred to parcel size and maximum square feet, noting it does not say maximum square feet per floor. Voss stated that is tied to the size of the lot. Mundle stated but with the size of a structure or detached structure, a maximum is a maximum and it does not define per floor. Voss recalled that for homes, the ordinance used to have a minimum footprint of 900 square feet. Davis stated it is now 1,000 square feet. Voss stated it does not say that is the minimum size of the house, but it is the minimum footprint and is tied to lot size and making sure the house is practical. Davis stated in that case, it does include all floors. Mundle explained how it also changes per house style.

Ronning asked the second floor doesn't count as square feet. Davis explained the interpretation used is that it would be very difficult to make it a habitable space but the Code does not specify how to calculate it. Ronning stated there is an extra cost to create that second story so his question is the intent of the use. Jeff Brozek stated it is an extra cost but the primary cost of the structure is the first level and the second story cost is cheap space so it is added when the building is constructed, not after it is constructed.

Vierling advised the Council has the opportunity to remand the issue back to the Building Department to answer these questions. Voss stated he is not comfortable making decisions on what the intention is without a full process. He noted if a decision is made contrary to staff's recommendation, it sets precedence so he would rather uphold or suspend the hearing until the process can go through, which will include Planning. Mundle stated he would also like to see some concrete definitions on some of the questions raised. He asked whether the Council was under a time constraint. Vierling advised the Council has conducted the initial hearing and can remand the matter to staff to answer questions, keeping the hearing open and bringing it back before them at the next meeting. Voss stated his support to remand the issue to staff and continue the hearing for two weeks.

Davis asked whether the Council wanted this item to go to the Planning Commission for recommendation. Voss asked staff to research past meeting minutes related to setting the wall height measurement so that in two weeks, the Council may be able to define these

4.0A.1
Ryan Brozek
Detached
Access.
Structure

things. Davis offered to meet with Mr. Brozek to review Building Code language that may shed some light on this and give clarification to some of the Councils questions. In addition, staff will conduct other research in the hope that this item can be resolved at the next meeting.

Voss stated for all the two-story buildings he has seen, they are not pole buildings so people put more work into them, which brings the issue back to square footage. He stated the Council may have to define square footage. Davis concurred.

Ronning asked whether tonight's discussion reveals the Council's intentions. Davis stated it does and it will be beneficial to meet and further discuss this item, to provide more information, and get some clarification so a decision can be made.

Ronning moved to remand the issue back to the Building Department for clarification on the issues the Council has indicated such as the computation of square footage, whether or not they are using a footprint or multiple floors, how the 14-foot sidewall is measured, and any other commentary they want to supply in terms of how they proceeded for the Council's consideration in two weeks. Koller stated I'll second. Voss asked any other discussion? All in favor say aye? **All in favor.** Voss asked any opposed? That motion passes. **Motion passes unanimously.**

4.0B
Presentation
4.0B.1
Auto Manual
Aid Fire
Department

Davis presented the report and staff's recommendation to approve the Automatic Mutual Aid Plan for the City of East Bethel, City of Bethel, and Linwood Township. He explained that Mutual Aid is a process whereby one jurisdiction supports another when requested. Automatic Aid, or Auto Aid, is a process whereby one jurisdiction supports another automatically when an incident occurs. The Anoka County Fire Departments have supported each other for years through a Mutual Aid and Auto Aid plans. Our Auto Aid plans are limited to a specific time of day and days of weeks; 5 a.m. to 5 p.m., Monday through Friday.

Davis described the discussion over the past six months of the Fire Chiefs of East Bethel, Bethel, and Linwood about expanding the scope of Auto Aid to 24 hours a day, seven days a week and conclusion it would be beneficial to all parties. Davis indicated that the Insurance Services Office (ISO), which rates fire departments, will not recognize Auto Aid plans unless they are 24/7. The new Auto Aid plan may give the East Bethel Fire Department additional points towards a lower rating on the next assessment. All other Mutual Aid and Auto Aid agreements will remain in effect. In the future, it is possible that other neighboring cities may request to enter into similar 24/7 Auto Aid agreements with East Bethel. Davis stated staff recommends approval of the Automatic Aid plan with Bethel and Linwood fire departments.

Fire Chief DuCharme stated why this proposal for a formal agreement is important for East Bethel, Linwood, and Bethel, noting auto accidents would be limited to daytime but reported structure fire would be 24/7. He stated he does not think this agreement will increase any number of calls or create a fiscal impact related to payroll. DuCharme described the procedure for call out with this program and indicated it will be tracked for ISO consideration.

Koller moved to approve Resolution 2016-23, approving the Automatic Aid plan with the City Bethel and Linwood Township fire departments. Mundle stated I'll second. Voss asked any discussion?

4.0B.1
Auto Manual
Aid Fire
Department

Ronning asked whether the protocols will become uniform. DuCharme stated they will not because communities have different values. As an example, in East Bethel the value is to run all medicals but in Ham Lake they only run certain medicals. DuCharme answered questions of the Council relating to when and how Auto Aid calls will be answered. Voss asked any other discussion? All in favor say aye? **All in favor.** Voss asked any opposed? That motion passes. **Motion passes unanimously.**

**5.0
Public
Forum**

No one signed to speak at the Public Forum.

**6.0
Consent
Agenda**

Item A Approve Bills

Item B May 18, 2016 Town Hall Meeting Minutes

Item C Resolution 2016-24, Accepting Donation from Chops, Inc.

Item D Acknowledgement of Receipt of Certificate of Appreciation from Heading Home Anoka

Item E Approve Application to Conduct Excluded Bingo for East Bethel Seniors – Booster Day, July 16, 2016

Item F Res. 2016-25 Designating 2003 Ford F-550 Light Duty Truck Surplus Property

~~Item G Approve Purchase of Light Duty Truck with Dump Box and Snowplow This item was removed from the Consent Agenda.~~

Item H Approve Application to Conduct a Raffle for Hope Chest for Breast Cancer on August 27, 2016

Item I Supplemental Payment Summary

Harrington stated I'll make a motion to adopt tonight's Consent Agenda. Mundle stated I'd like to pull item G. **Ronning stated second.** Voss asked any discussion? All in favor? **All in favor.** Voss asked any opposed? Hearing none, that motion passes. **Motion passes unanimously.**

6.0G
Approve
Purchase of
Light Duty
Truck with
Dump Box and
Snowplow

Mundle requested a correction in the second to the last paragraph to indicate Ford F550 rather than Ford F450. Davis clarified that the truck to be purchased is a 2017 Ford F450 and he will assure the correction is addressed. **Mundle stated with that correction he'll make a motion to approve the purchase of light duty truck with dump box and snowplow. Harrington stated I'll second.** Voss asked any discussion?

Ronning stated for general information, this is an excellent price. Davis stated this purchase is through a State contract bid and explained that process satisfies the City's procurement requirements. Voss asked any other discussion? All in favor? **All in favor.** Voss asked any opposed? That motion passes. **Motion passes unanimously.**

**7.0
New Business**

Commission, Association and Task Force Reports

7.0A
Planning
Commission
7.0A.1
IUP Farm
Animals
20856 Kissel
Street NE

Davis presented the staff report and request of Sara Stream, 20856 Kissel Street, for an IUP for the keeping of six chickens on her 1.99-acre lot. This property is zoned Rural Residential and the request complies with City Code, Chapter 10, Article V, Farm Animals. There was no one that spoke in opposition to the request for an IUP for the keeping of chickens at the public hearing. Davis presented the recommendation of the Planning Commission, by unanimous vote at their May 24, 2016 meeting, to approve an IUP for the keeping up to six chickens for Ms. Sara Stream, 20856 Kissel Street NE, East Bethel, MN 55011, PIN 13-33-23-31-0007, subject to the seven conditions as detailed in the staff report.

Ronning stated move to adopt the recommendation by the Planning Commission regarding chickens at PIN 13-33-23-31-0007, subject to the seven conditions as detailed in the staff report. Koller stated I'll second. Voss asked any discussion? All in favor? All in favor. Voss asked any opposed? That motion passes. Motion passes unanimously.

7.0A.2
IUP Farm
Animals
2630 196th
Avenue NE

Davis presented the staff report and request of Stacey Persons, 2630 196th Avenue, for an IUP for the keeping of five chickens on her 6.44-acre lot. This property is zoned Rural Residential and the request complies with City Code, Chapter 10, Article V, Farm Animals. There was no one that spoke in opposition to the request for an IUP for the keeping of chickens at the public hearing. Davis presented the recommendation of the Planning Commission to approve an IUP for keeping of up to five chickens for Stacey Persons, 2630 196th Ave NE, East Bethel, MN 55011, PIN 27-33-23-22-0004, subject to the seven conditions as detailed in the staff report.

Ronning stated move to adopt the recommendation by the Planning Commission for an IUP for the keeping of chickens at PIN 27-33-23-22-0004, subject to the seven conditions as detailed in the staff report. Harrington stated I'll second. Voss asked any discussion? All in favor? All in favor. Voss asked opposed? Hearing none, that motion passes. Motion passes unanimously.

7.0A.3
IUP Private
Kennel
2630 196th
Avenue NE

Davis presented the staff report and request of Stacey Persons, 2630 196th Ave., for an IUP for a private kennel license for the keeping of six dogs on her 6.44-acre lot. This property is zoned Rural Residential and Ms. Persons currently has two dogs, a Great Dane and a Golden Retriever. There are no enclosures for the dogs but the applicant has stated they plan to install a fenced area to contain the animals. The dogs have proof of rabies vaccination and are currently licensed with the City.

Davis presented the requirements contained in East Bethel City Code Chapter 10, Article II. Dogs. He stated four residents, whose locations are listed on Attachment 1 in the packet, expressed concerns regarding the application for the IUP. Their issues were barking dogs and the potential for dogs running loose. As questioned by the Planning Commission, the applicant provided additional information regarding enclosures, hours the dogs would be contained inside the home, and intent for eventually having additional dogs. The applicant has indicated that she may breed dogs in the future. An IUP for a home occupation would be required for this activity if sale of puppies is contemplated. Davis stated the minutes of the May 24, 2016, Planning Commission Meeting were forwarded to City Council and include the discussions that occurred at that meeting. The minutes are also available to view on the City's website.

Davis presented the recommendation of the Planning Commission at their May 24, 2016, meeting, and by unanimous vote, to approve an IUP for a Private Kennel License for no more than six dogs for Ms. Persons, located at 2630 196th Avenue NE, East Bethel, MN

7.0A.3
IUP Private
Kennel
2630 196th
Avenue NE

5501, PIN: 27-33-23-22-0004, subject to the seven conditions as detailed in the staff report.

Mundle stated I'll make a motion to approve the IUP for Private Kennel License for no more than six dogs for Ms. Persons, located at 2630 196th Avenue NE, East Bethel, MN 5501, PIN: 27-33-23-22-0004, subject to the seven conditions as detailed in the staff report. Harrington stated I'll second. Voss asked any discussion? All in favor? All in favor. Voss asked opposed? Hearing none, that motion passes. Motion passes unanimously.

7.0A.4
Admin. Subd.
Ord. Amend.

Davis presented the staff report and consideration of the Planning Commission on May 24, 2016, when it held a public hearing to discuss potential changes to Chapter 66, Article V, Administrative Subdivisions. The proposed changes include amendments to allow a simple lot split for divisions of property that create no more than two lots, one of which must have an existing home, meet the underlying zoning requirements, and require no new public roads. Currently, a lot split can only occur under the provisions of the City Zoning Ordinance, Section 12 for a metes and bounds property and only if that property creates five acre or greater lot sizes and each lot has 300 feet of road frontage.

Davis explained the City received more requests for this type of lot split but most applicants cannot meet the metes and bounds requirement of 300 feet of frontage or may want to only sell the house and retain not less than 2.5 acres of property. The only option available to a property owner that desires to complete a simple lot split as described above is to go through the full subdivision process. For a simple lot split that can meet the requirements of the underlying zoning district, the subdivision process may not be necessary and is excessively expensive for the property owner. This process also requires a Developers Agreement between the City and the applicant.

Davis noted existing City fees to complete the simple lot split would result in the homeowner being charged \$1,450 for the concept, preliminary, and final plat, \$6,500 in escrow fees and park dedication fees based on the value of the property. The escrow fees, if not required for legal or engineering review, are returned to the applicant after the project is complete.

Davis stated the simple lot split modification, as proposed in Attachment 2, seems to be a more practical, cost effective means to deal with these types of land division. The cost to the applicant under this proposal would be a \$300 application fee, a \$1,000 escrow, and park dedication fees based on the value of the property. The City Attorney has reviewed the proposed changes to the Administrative subdivision ordinance and his comments are reflected in Attachment 2.

Davis indicated the Planning Commission recommends changes to the Administrative Subdivision Ordinance, Chapter 66, Article V as presented in Attachment 2 to the City Council.

Ronning stated move to adopt the recommended changes to the Administrative Subdivision Ordinance, Chapter 66, Article V as presented in Attachment 2 to the City Council. Harrington stated I'll second. Voss asked discussion?

Mundle stated he has a question on Section 66-134, Qualifications, C5, noting it states a simple lot split can only be done once and a future lot split requires meeting all

7.0A.4 Admin. Subd. Ord. Amend. requirements of Chapter 66. He asked how that will be tracked. Vierling advised that as a matter of course for any lot split, the City has to sign and provide to the County an authorization allowing the split and recording so there would be a record at the County that the City did consent at that time. It would be reflected on the original lot and the newly created lot. Voss stated this will be a nice change and make the process less cumbersome. Voss asked any other discussion? All in favor? **All in favor.** Voss asked any opposed? That motion passes. **Motion passes unanimously.**

7.0B Economic Development Authority

None.

7.0C Park Commission

None.

7.0D Road Commission

None.

8.0 Department Reports

None.

8.0A Community Development

8.0B Engineer

None.

8.0C City Attorney

None.

8.0D Finance

8.0D.1 2017 Budget Meeting

Davis presented the staff report and City's policy for staff to submit the proposed City budget for the coming year to Council during the month of July to initiate Council's review, direction and eventual approval of the 2017 Budget. Staff is proposing that the 2017 Draft Budget be presented to Council at a Work Meeting prior to the regularly scheduled Council meeting on July 6th, at a Work Meeting on July 13th, or other time as desired by Council. At this meeting, the City Administrator, Finance Director and the Department Heads will present their proposed budgets and answer questions from the Council regarding the requests. It was noted the Council is required to submit an approved preliminary budget in September and approved final budget in December to the County for the 2017. Davis presented staff's request that Council to set a date for the 2017 Draft Budget presentation and provide direction as to any changes in the format of the discussion.

The Council discussed availability. **Harrington stated motion to schedule a Work Meeting on July 6th at 5:30 p.m. to discuss the 2017 Preliminary Budget. Koller stated I'll second.** Voss asked any discussion? All in favor? **All in favor.** Voss asked any opposed? That motion passes. **Motion passes unanimously.**

8.0E Public Works

None.

8.0F Fire Department	None.
8.0G City Administrator	None.
9.0 Other 9.0A Staff Reports	Davis reported the Council Chamber audio visual project will start on Monday and be completed by the June 15 th Council meeting.
AV Project	Davis requested authorization to schedule a joint Council/Planning Commission Work Meeting on June 8 th starting at 6 p.m. to discuss the proposed zoning changes to the Light Industrial Zone, City Code Appendix A. Mundle stated make a motion to schedule a Work Meeting with the Planning Commission for June 8th. Harrington stated I'll second. Voss stated he will not know whether he can attend this meeting for several days. Voss asked any discussion? All in favor? All in favor. Voss asked opposed? Hearing none, that motion passes. Motion passes unanimously. Note: At the end of this meeting, motion was made, seconded, and passed to change the start time from 6 p.m. to 6:30 p.m.
June 8 Work Meeting	
Road Project Update	Davis stated the wear course on Lincoln and Longfellow began today so that project will finally be completed.
9.0B Council Report – Member Mundle	Mundle stated he had no meetings to attend so has nothing to report on meetings. He announced Booster Day is looking for vendors and asked if the City is still looking for seasonal maintenance workers. Davis stated one position remains open but an applicant was interviewed yesterday who may be interested.
Council Member Koller	None.
Council Member Ronning	None.
Council Member Harrington	Harrington announced there are openings for the July 15 th Chamber of Commerce Golf Tournament.
Mayor Voss Waterball Tourney	Voss asked whether the Council is interested in making a Booster Day challenge to the Ham Lake Council for a waterball tournament. The Council indicated in the affirmative and asked staff to extend the invitation if acceptable with the Fire Department.
Movie in the Park	Davis stated to encourage attendance at the July 15 th Booster Day Movie in the Park event, they will be showing the new Star Wars movie and there will be costumed actors. It will be held at Booster West. He encouraged all to attend this Friday night event and added the St. Francis Youth Hockey Association will have the concession stand open.
9.0C Other	None.
9.0D Closed	Vierling stated thank you Mr. Mayor. For the members of the public and for the benefit of the record, we'd note the Council is about to go into Closed Session authorized under

Session Union Negotiations PINs #29-33-23-34-0001 and #29-33-23-33-0002

Minnesota Statute 13D to review two matters. The first is relative to Union Negotiations authorized under Minnesota Statute 13D.03. The second is with regard to potential real estate acquisitions authorized under Minnesota Statute 13D.05, affecting parcels #29-33-23-34-0001 and #29-33-23-33-0002.

The Council will maintain a tape recorded or digitally recorded device on the course of the Closed Session that will be maintained for a period of two years as required by law. He recommended a motion be made to go into Closed Session for the purposes indicated. It was noted that the Council will be coming back into Open Session after that Closed Session is concluded to announce any actions that were taken during the course of the Closed Session.

Move to Closed Session

Mundle stated make a motion to go into Closed Session at 8:38 p.m. for the purposes that City Attorney's indicated. Harrington stated I'll second. Voss asked any discussion? All in favor say aye? **All in favor.** Voss asked any opposed? That motion passes. **Motion passes unanimously.**

Reconvene Open Session

Vierling stated thank you Mr. Mayor. For the benefit of the public and again for the minutes, we'd note that the Council's back into Open Session after having concluded a Closed Session. Closed Session was attended by all members of the Council including City Staff Administrator Mr. Jack Davis and myself, Mark Vierling, as City Attorney. The Council reviewed matters relative to Union Negotiations as a status report and took no action. The Council also received reports from the City Administrator and the City Attorney with regard to real estate acquisition issues affecting two properties as noted previously. Again, the Council took no action on either in specific but gave staff some direction relative to strategy and process. That concludes the summary report of the Closed Session.

Closed Session Summary Report

Change Start Time of June 8, 2016, Work Meeting

Mundle stated we need to amend a motion for that meeting. **Mundle stated I'll make a motion to amend the motion for the June 8th Work Meeting with P&Z to change the time from 6 p.m. to 6:30 p.m. Ronning stated second.** Voss asked any discussion? All in favor say aye? **All in favor.** Voss asked any opposed? That motion passes. **Motion passes unanimously.**

10.0 Adjourn

Harrington stated I'll make a motion to adjourn. Mundle stated I'll second. Voss asked any discussion? All in favor? **All in favor.** Voss asked any opposed? Hearing none, meeting adjourned. **Motion passes unanimously.**

Meeting adjourned at 8:56 p.m.

Submitted by:
Carla Wirth
TimeSaver Off Site Secretarial, Inc.

Labor Agreement between
City of East Bethel
and
Minnesota Public Employees Association

Representing General Employees
January 1, 2017 - December 31, 2019

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ARTICLE I. PURPOSE OF AGREEMENT

This AGREEMENT is entered into between the City of East Bethel, hereinafter the "EMPLOYER," and Minnesota Public Employees Association, hereinafter the "UNION." The intent and purpose of this Agreement is to:

- 1.1 Establish certain hours, wages and other conditions of employment;
- 1.2 Establish procedures for the resolution of disputes concerning this Agreement's interpretation and/or application;
- 1.3 Specify the full and complete understanding of the parties; and
- 1.4 Place in written form the parties' agreement upon terms and conditions of employment for the duration of this Agreement.
- 1.5 The Employer and the Union through this Agreement, continue their dedication to the highest quality of public service. Both parties recognize this Agreement as a pledge of this dedication.

ARTICLE II. RECOGNITION

The Employer recognizes the Union as the exclusive representative for:

"All general employees employed by the City of East Bethel, Minnesota, who are public employees within the meaning of Minn. Stat. §179A.03, Subd.14, excluding seasonal, supervisory, confidential and all other employees."

ARTICLE III. UNION SECURITY

In recognition of the Union as the exclusive representative the Employer shall:

- 3.1 Deduct each payroll period an amount sufficient to provide the payment of dues established by the Union from the wages of all employees authorizing in writing such deduction, and
- 3.2 Remit such deduction to the appropriate designated officer of the Union.
- 3.3 The Union may designate two (2) employees from the bargaining unit to act as steward and shall inform the Employer in writing of such choice.
- 3.4 The Union agrees to indemnify and hold the Employer harmless against any and all claims, suits, orders, or judgments brought or issued against the City as a result of any action taken or not taken by the City under the provisions of this Article.

ARTICLE IV. EMPLOYER AUTHORITY

- 4.1 The Employer retains the full and unrestricted right to operate and manage all manpower, facilities and equipment: to establish functions and programs; to set and amend budgets; to determine the utilization of technology; to establish and modify the organizational structure; to select, direct and determine the number of personnel to establish work schedules, and to perform any inherent managerial function not specifically limited by this Agreement.

- 4.2 Any term and condition of employment not specifically established or modified by this Agreement shall remain solely within the discretion of the Employer to modify, establish, or eliminate.

ARTICLE V. EMPLOYEE RIGHTS - GRIEVANCE PROCEDURE

5.1 DEFINITION OF A GRIEVANCE

A grievance is defined as a dispute or disagreement as to the interpretation or application of the specific terms and conditions of this Agreement.

5.2 UNION REPRESENTATIVES

The Employer will recognize representatives designated by the Union as the grievance representatives of the bargaining unit having the duties and responsibilities established by this Article. The Union shall notify the Employer in writing of the names of such Union representatives and of their successors when so designated.

5.3 PROCESSING OF A GRIEVANCE

It is recognized and accepted by the Union and the Employer that the processing of grievances as hereinafter provided is limited by the job duties and responsibilities of the employees and shall therefore be accomplished during normal working hours only when consistent with such employee duties and responsibilities. The aggrieved employee and the Union representative shall be allowed a reasonable amount of time without loss in pay when a grievance is investigated and presented to the Employer during normal working hours provided the employee and the Union representative have notified and received the approval of the designated supervisor who has determined that such absence is reasonable and would not be detrimental to the work programs of the Employer.

5.4 PROCEDURE

Grievances, as defined by Section 5.1, shall be resolved in conformance with the following procedure:

STEP 1. An employee claiming a violation concerning the interpretation or application of this Agreement, shall within twenty-one (21) calendar days after such alleged violation has occurred, present such grievance to the employee's supervisor as designated by the Employer. The Employer-designated representative will discuss and give an answer to such Step 1 grievance within ten (10) calendar days after receipt. A grievance not resolved in Step 1 and appealed to Step 2 shall be placed in writing setting forth the nature of the grievance, the facts on which it is based, the provision or provisions of the Agreement allegedly violated, and the remedy requested and shall be appealed to Step 2 within ten (10) calendar days after the Employer-designated representative's final answer in Step 1. Any grievance not appealed in writing to Step 2 by the Union within ten (10) calendar days shall be considered waived.

STEP 2. If appealed, the written grievance shall be presented by the Union and discussed with the Employer-designated Step 2 representative. The Employer-

designated representative shall give the Union the Employer's Step 2 answer in writing within ten (10) calendar days after receipt of such Step 2 grievance. A grievance not resolved in Step 2 may be appealed to Step 3 within ten (10) calendar days following the Employer-designated representative's final Step 2 answer. Any grievance not appealed in writing to Step 3 by the Union within ten (10) calendar days shall be considered waived.

STEP 3. A grievance unresolved in Step 2 and appealed in Step 3 shall be submitted to arbitration. The Employer and the Union representative shall endeavor to select a mutually acceptable arbitrator to hear and decide the grievance. If the parties cannot agree on an arbitrator, the selection of an arbitrator shall be made in accordance with the "Rules Governing the Arbitration of Grievances" established by the Bureau of Mediation Services.

5.5 **ARBITRATOR'S AUTHORITY**

A. The arbitrator shall have no right to amend, modify, nullify, ignore, add to, or subtract from the terms and conditions of this Agreement. The arbitrator shall consider and decide only the specific issue(s) submitted in writing by the Employer and the Union, and shall have no authority to make a decision on any other issue not so submitted.

B. The arbitrator shall be without power to make decisions contrary to, or inconsistent with, or modifying or varying in any way the application of laws, rules, or regulations having the force and effect of law. The arbitrator's decision shall be submitted in writing within thirty (30) days following the close of the hearing or the submission of briefs by the parties, whichever be later, unless the parties agree to an extension. The decision shall be binding on both the Employer and the Union and shall be based solely on the arbitrator's interpretation or application of the express terms of this Agreement and to the facts of the grievance presented.

C. The fees and expenses for the arbitrator's services and proceedings shall be borne equally by the Employer and the Union provided that each party shall be responsible for compensating its own representatives and witnesses. If either party desires a verbatim record of the proceedings, it may cause such a record to be made, providing it pays for the record. If both parties desire a verbatim record of the proceedings the cost shall be shared equally.

5.6 **WAIVER**

If a grievance is not presented with the time limits set forth above, it shall be considered "waived." If a grievance is not appealed to the next step within the specified time limit or any agreed extension thereof, it shall be considered settled on the basis of the Employer's last answer. If the Employer does not answer a grievance or an appeal thereof within the specified time limits, the Union may elect to treat the grievance as denied at that step and immediately appeal the grievance to the next step. The time limit in each step may be extended by mutual agreement of the Employer and the Union.

ARTICLE VI. DEFINITIONS

- 6.1 **UNION:** Minnesota Public Employees Association.
- 6.2 **EMPLOYER:** The City of East Bethel.
- 6.3 **UNION MEMBER:** A member of the Minnesota Public Employees Association.
- 6.4 **EMPLOYEE:** A member of the exclusively recognized bargaining unit
- 6.5 **BASE PAY RATE:** The employee's hourly pay rate exclusive of longevity or any other special allowance.
- 6.6 **SENIORITY:** Length of service with the Employer
- 6.7 **OVERTIME:** Work performed at the express authorization of the Employer in excess of forty (40) hours within a seven (7) day period.
- 6.8 **CALL BACK:** Return of an employee to a specified work site to perform assigned duties at the express authorization of the Employer at a time other than an assigned shift. An extension of or early report to an assigned shift is not a call back.
- 6.9 **ON-CALL:** An employee on-call shall receive one (1) hour at regular rate for being on-call per day for each day of the week and will receive time and one and one-half (1.5) for any time worked while on-call for a minimum of one (1) hour per day for each day of the weekend and holidays, as defined in 19.1 & 19.2. An employee on-call must respond to a call-out either by phone or personal appearance within 10 (ten) minutes of receipt of the call. A week of on-call shall begin on each Tuesday at the normally scheduled work time.
- 6.10 **ADJUSTED HIRE DATE:** Original hire date in current position will be adjusted by any unpaid leave other than absence from a Workman's Compensation Claim. Step increases and vacation accrual will be based upon adjusted hire date. Any time missed as a result of an approved Workman's Compensation Claim will not be used to adjust or alter the original hire date of an employee.
- 6.11 **JUST CAUSE:** Legal cause for discipline, suspension or discharge that reasonably relates to the manner in which the employee performs his or her work duties and is demonstrated by the Employer with substantial evidence showing the existence and reasons for discipline, suspension, or dismissal.

ARTICLE VII. SAVINGS CLAUSE

In the event any provision of this Agreement shall be held to be contrary to law by a court of competent jurisdiction from whose final judgment or decree no appeal has been taken within the time provided, such provision shall be voided. All other provisions of the Agreement shall continue in full force and effect the voided provision maybe renegotiated at the request of either party.

ARTICLE VIII. WORK SCHEDULES

- 8.1 The sole authority for work schedules is the Employer.

- 8.2 The Employer will give fourteen (14) days advance notice to the employees affected by the establishment of scheduled shifts different from the employees' normal scheduled shift.
- 8.3 In the event that work is required because of unusual circumstances such as (but not limited to) fire, flood, snow, sleet, or breakdown of municipal equipment or facilities, no advance notice need be given.
- 8.4 The normal work week shall be forty (40) hours Monday through Friday.
- 8.5 Employees will be allowed to accumulate compensatory time until the compensatory time leave bank reaches 50 hours for the duration of this contract.

When the maximum number of hours are accumulated, no additional compensatory shall be accrued during the twelve (12) month period. Any overtime hours worked beyond the compensatory bank limits noted above will be paid in accordance with ARTICLE IX. Use of compensatory time off shall be subject to the written prior approval of the EMPLOYER.

Any compensatory time earned but not used by November 30th of each year will be paid as overtime to the employee on the second pay period in December.

- 8.6 Regular and part-time employees who work a minimum of 1,040 hours per year on an ongoing basis will be entitled to pro-rated benefits as a percentage of time worked of the full-time employee level.
- 8.7 Seasonal employees can work a maximum of 1,039 hours during a calendar year

ARTICLE IX. OVERTIME PAY / SPECIALITY PAY

- 9.1 Hours worked in excess of forty (40) hours within a seven (7) day period will be compensated for at one and one-half (1.5) times the employee's regular base pay. **Pre-approved vacation and sick leave will count as worked hours for overtime purposes. Pre-approved vacation and sick leave must be authorized by the employees supervisor the week prior to the leave being taken to be included in computation of hours worked.**
- 9.2 For the purpose of computing overtime compensation, overtime hours worked shall not be pyramided, compounded, or paid twice for the same hours worked.
- 9.3 Hours worked taking minutes or attending meetings when required in the evening will be compensated for a minimum of two (2) hours' pay at one and one-half (1.5) times the employee's base rate of pay.
- 9.4 **New employees that possess or existing employees who obtain their Waste Water Operator Class B Certificate and their Water Supply System Operator Class C Certification shall receive an additional \$1.63 per hour to their base hourly wage.**
- 9.5 **New employees that possess or existing employees who obtain their Water Supply System Operator Class D Certificate shall receive an additional \$.25 per hour to their base hourly**

wage.

9.6 New employees that possess or existing employees who obtain their Water Supply System Operator Class C Certification shall receive an additional \$.50 per hour to their base hourly wage.

9.7 The City reserves the right to limit the number of employees who are permitted to obtain a Water Supply System Operator's or Sewer Collection System Certificates of any class. Upon approval by the City, an employee may take the required courses and examinations.

9.8 **ARTICLE X. CALL BACK**

An employee called in for work at a time other than the employee's normal scheduled shift will be compensated for a minimum of two (2) hours' pay at one and one-half (1.5) times the employee's base rate of pay.

ARTICLE XI. RIGHT OF SUBCONTRACT

Nothing in this Agreement shall prohibit or restrict the right of the Employer from subcontracting work performed by employees covered by this Agreement.

ARTICLE XII. DISCIPLINE

12.1 The Employer will discipline, suspend or dismiss employees for just cause only. Discipline will be in one (1) or more of the following forms, without regard to any specific order:

- A. Oral reprimand and warning;
- B. Written reprimand;
- C. Suspension;
- D. Demotion; or
- E. Discharge.

12.2 Suspension, demotions and discharges will be in written form.

12.3 Written reprimands, notices of suspension, and notices of discharge which are to become part of an employee's personnel file shall be read and acknowledged by signature of the employee. Employees and the Union will receive a copy of such reprimands and/or notices.

12.4 Employees may examine their own individual personnel files at reasonable times under the direct supervision of the Employer.

12.5 Grievances relating to this Article shall be initiated by the Union in Step 3 of the Grievance Procedure under Article 6.

ARTICLE XIII. WAGES and INSURANCE

13.1 Base wage increases shall be as follows:

1/1/2017	2.00%
1/1/2018	2.25%
1/1/2019	2.50%

13.2 Cash Benefit amounts shall be as follows:

1/1/2017.....	\$1,000 per month per employee
1/1/2018.....	\$1,050 per month per employee
1/1/2019	\$1,100 per month per employee

ARTICLE XIV. PROBATIONARY PERIODS

- 14.1 All newly hired or rehired employees will serve a six (6) months probationary period.
- 14.2 All employees will serve a six (6) months' probationary period in any job classification in which the employee has not served a probationary period.
- 14.3 At any time during the probationary period a newly hired or rehired employee may be terminated at the sole discretion of the Employer.
- 14.4 At any time during the probationary period a promoted or reassigned employee may be demoted or reassigned to the employee's previous position at the sole discretion of the Employer.

ARTICLE XV. SAFETY and EQUIPMENT

- 15.1 The Employer and the Union agree to jointly promote safe and healthful working conditions, to cooperate in safety matters and to encourage employees to work in a safe manner.
- 15.2 The Employer will provide employees standard personal protective equipment, uniforms, gear and required OSHA safety items at no cost to the employee. Issuance of and requirements for usage of these items shall be at the discretion of the Employer as per written policy on file. Safety shoe allowance shall be up to one hundred fifty dollars (\$150.00) per calendar year. Any unused shoe allowance shall carryover to subsequent years.
- 15.3 The Employer will provide employees with a \$20.00 per month allowance for use of their personal cell phone in lieu of a City issued phone. The monthly allotment and requirements for usage of these items shall be at the discretion of the Employer as per written policy on file.

ARTICLE XVI. JOB POSTING

- 16.1 The Employer and the Union agree that permanent job vacancies within the designated bargaining unit shall be filled based on the concept of promotion from within provided that internal applicants:
 - A. Have the necessary qualifications to meet the standards of the job vacancy; and, have the ability to perform the duties and responsibilities of the job vacancy.
- 16.2 Employees filling a higher job class based on the provisions of this Article shall be subject

to the conditions of Article XIV. PROBATIONARY PERIOD.

- 16.3 The Employer has the right of final decision in the selection from all applicants (internal and external) to fill jobs based on qualifications, abilities and experience.
- 16.4 Job vacancies within the designated bargaining unit will be posted for five (5) working days so that members of the bargaining unit can be considered for such vacancies.

ARTICLE XVII. SENIORITY

- 17.1 Seniority will be a determining criterion for layoffs only when all job-relevant qualification factors are equal.
- 17.2 Seniority will be the determining criterion for recall when the job-relevant qualification factors are equal. Recall rights under this provision will continue for twelve (12) months after layoff. Recalled employees shall have ten (10) working days after notification or recall by registered mail at the employee's last known address to report to work or forfeit all recall rights.
- 17.3 The Employer shall prepare and post a seniority list each year by January 20th. The Union shall receive a copy of this list.

ARTICLE XVIII. DEFERRED COMPENSATION PROGRAM

- 18.1 The Employer will match up to \$2,000 per calendar year to the Minnesota Deferred Compensation Program, on behalf of the employee(s).
- 18.2 Employee(s) contributions shall be in accordance with the rules stipulated in the plan as governed by the State of Minnesota and statutory limitations on the Employer's maximum contribution per year.

ARTICLE XIX. HOLIDAYS

- 19.1 Full-time employees shall be entitled to the following holidays with pay: employees or those working twenty (20) hours or more per week shall be entitled to the following holidays with pay pro-rated on the basis of hours worked:

New Year's Day	January 1
Martin Luther King's Birthday	3 rd Monday in January
President's Day	3rd Monday in February
Memorial Day	Last Monday in May
Independence Day	July 4 th
Labor Day	1 st Monday in September
Veteran's Day	November 11 th
Thanksgiving Day	4 th Thursday in November
Friday after Thanksgiving	4 th Friday in November
Christmas Eve Day	December 24 th
Christmas Day	December 25 th
2 Floating Holiday's	Employee Discretion

- 19.2 If any of the above dates fall on a Sunday the following day shall be the holiday, if the holiday date falls on a Saturday, the preceding day shall be the holiday.
- 19.3 Temporary and seasonal employees shall not be entitled to holiday pay.
- 19.4 Employees required to work on holidays shall be paid one and one-half (1.5) times the employee's base pay rate for hours worked in addition to the employee's base pay.
- 19.5 Employees shall be required to work their last regularly scheduled work day prior to the holiday and their next regularly scheduled work day after the holiday to qualify for holiday pay, unless the employee is absent due to illness, accident, on vacation or approved compensatory time.

ARTICLE XX. VACATIONS

- 20.1 Full-time employees shall be entitled to receive vacations in accordance with the following provisions. Vacations may be taken in less than eight (8) hour periods if desired. Employees may not accumulate more than two hundred and forty (240) hours vacation. Vacation pay is to be paid at the employee's current hourly rate. Earned accumulated vacation shall be payable upon severance up to a maximum of two hundred and forty (240) hours. Employees must have their vacation balance reduced to 240 hours, or less, by the last pay period in December of each calendar year. Vacations will be provided as follows:
 - 20.2 Up to 80 hours of vacation for the first year of employment.
 - 20.3 Eighty (80) hours for each year after year one (1) through five (5) years of service.
 - 20.4 One hundred and twenty (120) hours for each of six (6) through ten (10) years of service.
 - 20.5 One hundred and sixty (160) hours for the eleventh (11) and each succeeding year of service.
 - 20.6 Employees may purchase up to one week of additional vacation time per year. Requests to purchase additional vacation time must be approved by the employee's supervisor and submitted to the City Administrator prior to December 15th of each year. Notification of this request is the sole responsibility of the employee.
 - 20.7 Part-time employees shall earn vacation hours pro-rated on the basis of hours worked. Part-time employee working under twenty (20) hours per week are not eligible for any employee benefits.
 - 20.8 Employee must submit vacation requests to their supervisor for approval.

ARTICLE XXI SICK LEAVE

- 21.1 Sick leave shall accumulate at the rate of eight (8) hours per month for full-time employees to a maximum of six hundred and forty (640) hours.

21.2 Part-time employees regularly scheduled for twenty (20) hours or more per week shall earn sick leave on a pro-rata basis; employee working less than twenty (20) hours per week are not eligible for any employee benefits.

21.3 Temporary and seasonal employees shall not be entitled to sick leave benefits.

21.4 An employee shall be granted sick leave with pay to the extent of his/her accumulation for absences necessitated by reason of illness or disability; by necessity of medical, chiropractic or dental care; or by exposure to contagious disease so that his/her attendance on duty may endanger the health of fellow employees or the public. Sick leave shall also be granted with pay to the extent of employees or the public. Sick leave shall also be granted with pay to the extent of an employee's accumulation for absence necessitated by illness of the following persons: his/her spouse, dependent children, stepchildren, foster children, parents or stepparents for periods as his/her attendance may be necessary. It shall also be granted for the illness of a minor child, whether or not the child lives in the household, for such periods, as his/her attendance may be necessary. Sick leave to arrange for necessary nursing care for members of the family or birth or adoption of a child shall be limited to not more than fifteen (15) days. Upon the request of the employee, a birth mother shall be allowed to use six (6) weeks or more, if certified as necessary by a medical provider, of accumulated sick leave for the birth of a child.

21.5 One-half (1/2) of unused sick days accumulated up to six hundred and forty (640) hours maximum is payable upon severance. (Maximum number of sick hours payable upon severance would be three hundred and twenty (320) hours.)

ARTICLE XXII. FUNERAL LEAVE

In the event of death in the family of the employee, (spouse, parents, child, brother, sister, stepchildren, son-in-law, daughter-in-law, brother-in-law, sister-in-law), the employee shall be granted up to three (3) days leave with paid time to make the necessary funeral arrangements and attend the funeral. Grandparents and grandparents-in-law, the employee shall be granted up to two (2) days of leave with paid time to make necessary funeral arrangements and to attend the funeral. Additional time may be granted due to unusual circumstances such as, but not limited to, excessive distance of travel, etc. This additional time will come out of the employee's vacation accruals, sick time, or comp time as determined by the Employer.

ARTICLE XXIII TUITION REFUND

23.1 Employees will be reimbursed for the full tuition only for courses taken at the post-high school level.

23.2 In order to qualify for reimbursement, the following criteria must be met

- A. Course work must be related.
- B. Prior approval from the supervisor must be obtained before course is taken.
- C. Course must be successfully completed; on graded courses, a grade of "C" must be attained.

23.3 Reimbursement for tuition shall be made only to the extent that the employee for any other tuition program has not received reimbursement.

23.4 Reimbursement for schooling under this program shall be limited to a maximum of \$250 per employee per calendar year.

ARTICLE XXIV. WAIVER

24.1 Any and all prior agreements, resolutions, practices, policies, rules and regulations regarding terms and conditions of employment, to the extent inconsistent with the provisions of this Agreement, are hereby superseded.

24.2 The parties mutually acknowledge that during the negotiations which resulted in this Agreement, each had the unlimited right and opportunity to make demands and proposals with respect to any terms or conditions of employment not removed by law from bargaining. All agreements and understandings arrived at by the parties are set forth in writing in this Agreement for the stipulated duration of this Agreement. The Employer and the Union each voluntarily and unqualifiedly waives the right to meet and negotiate regarding any and all terms and conditions of employment referred to or covered in this Agreement or with respect to any term or condition of employment not specifically referred to or covered by this Agreement, even though such terms or conditions may not have been within the knowledge or contemplation of either or both parties at the time this contract was negotiated or executed.

ARTICLE XXV. DURATION

This Agreement shall be effective as of January 1, 2017 and shall remain in full force and effect until the 31st day of December, 2019. The provisions of this Agreement shall continue in effect unless mutually amended by a subsequent negotiated agreement.

City of East Bethel

By: _____ Date: _____
Mayor

By: _____ Date: _____
City Administrator

MN Public Employees Association

By: _____ Date: _____
Business Agent

By: _____ Date: _____
Union Steward

2016-2017 Liquor License Renewal List
For approval at the June 15, 2016 City Council Meeting

NAME OF LICENSEE	ON-SALE	OFF-SALE	ON-SALE 3.2	OFF-SALE 3.2	SUNDAY SALES	WORKERS COMP	BACKGROUND FORMS RECEIVED	INSURANCE CERTIFICATE	CHECK PROCESSED
BLUE RIBBON PINES	\$3,500.00	--	--	--	\$200.00	X	X	X	5/4/2016
							Total of five owners		
COOPER'S CORNER	--	--	--	\$150.00	--	X	X	X	5/4/2016
							Total of three owners		
COOPER'S CORNER LIQUOR	--	\$380.00	--	--	--	X	X	X	5/4/2016
							Total of three owners		
E.J.'S BOTTLE SHOP	\$3,500.00	\$280.00	--	--	\$200.00	X	X	X	5/4/2016
							Total of two owners		
GO FOR IT	--	\$380.00	--	--	--	X	X	X	5/4/2016
							Total of one owner		
HIDDEN HAVEN COUNTRY CLUB	\$3,500.00	--	--	\$150.00	\$200.00	X	X	X	4/29/2016
							Total of one owner		
MOONSHINE WHISKEY	\$3,500.00	--	--	--	\$200.00	X	X	X	5/25/2016
							Total of one owner		
ROUTE 65 DISCOUNT LIQUORS	--	\$280.00	--	--	--	X	X	X	5/25/2016
							Total of two owners		
ROUTE 65 PUB & GRUB	\$3,500.00	--	--	--	\$200.00	X	X	X	5/25/2016
							Total of two owners		
SMOKEY'S PUB N' GRILL	\$3,500.00	\$380.00	--	--	\$200.00	X	X	X	5/25/2016
							Total of three owners		
VIKING MEADOWS	\$3,500.00	--	--	--	\$200.00	X	X	X	5/25/2016
							Total of four owners		
WAYNE'S LIQUOR	--	\$380.00	--	--	--	X	X	X	5/4/2016
							Total of one owner		

If highlighted, we have not received all information needed to meet requirements.

**CITY OF EAST BETHEL
EAST BETHEL, MINNESOTA**

RESOLUTION NO. 2016-26

**RESOLUTION ACKNOWLEDGING THE DONATION FROM
ECKBERG LAMMERS**

WHEREAS, the City of East Bethel has received a donation of four Minnesota Twins Tickets valued at \$252.00 from Eckberg Lammers to be used towards the Family Fun Night scheduled for Friday, July 15, 2016.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST BETHEL, MINNESOTA THAT: the City Council of the City of East Bethel acknowledges and accepts the Minnesota Twins Tickets valued at \$252.00 from Eckberg Lammers.

BE IT FURTHER RESOLVED THAT: the City Council of the City of East Bethel expresses its thanks and appreciation to Eckberg Lammers for the donation of the Minnesota Twins Tickets for a prize drawing on Family Fun Night.

Adopted this 15th day of June, 2016 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

Steven R. Voss, Mayor

ATTEST:

Jack Davis, City Administrator

**CITY OF EAST BETHEL
EAST BETHEL, MINNESOTA**

RESOLUTION NO. 2016-27

RESOLUTION DESIGNATING SURPLUS PLAYGROUND EQUIPMENT

WHEREAS, the City of East Bethel owns and maintains park and playground equipment for recreational purposes; and

WHEREAS, the City of East Bethel has adopted a Parks Capital Improvement Plan for the replacement of park and playground equipment; and

WHEREAS, the park and playground equipment located at Rod and Norma Smith Park has been scheduled for replacement; and

WHEREAS, the City Council of East Bethel has approved the purchase of replacement equipment pursuant to the Parks Capital Improvement Plan.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST BETHEL, MINNESOTA THAT: the park and playground equipment located at Rod and Norma Smith Park is hereby declared as surplus property and direction to dispose of the property is hereby authorized.

Adopted this 15th day of June, 2016 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

Steven R. Voss, Mayor

ATTEST:

Jack Davis, City Administrator

Rod and Norma Smith Park

East Bethel, Minnesota





Rod and Norma Smith Park
East Bethel, Minnesota



Minnesota / Wisconsin Playground
 5101 Highway 55, Suite 6000
 Golden Valley, Minnesota 55422
 Ph. 800-622-5425 | 763-546-7787
 Fax 763-546-5050 | info@mnwplay.com

QUOTE
 #15463

05/02/2016

Rod and Norma Smith Park D8076H

City of East Bethel
 Attn: Nate Ayshford
 2241 221st Ave. NE
 East Bethel, MN 55011
 Phone: 763-367-7876

Ship To Zip: 55011

Quantity	Part #	Description	Unit Price	Amount
1	RDU	GameTime - PT16034 Charge.	\$21,404.46	\$21,404.46
1	RDU	GameTime - Four-unit swing package.	\$4,556.00	\$4,556.00
1	CONS	Lump Sum - Provide one consultant to supervise a one day volunteer build. - <i>Drilling of footing holes and concrete footings by others.</i>	\$750.00	\$750.00
1	EFW - 10L	EWFLGE - Lump Sum - 10" compressed depth engineered wood fiber.	\$2,193.00	\$2,193.00
1	161290	GameTime - Geo-Textile 2250 Sq Ft Roll	\$596.00	\$596.00
1	161291	GameTime - Geo-Textile 1125 Sq Ft Roll	\$298.00	\$298.00
11	4862	GameTime - Playground Border (Blowmold)	\$47.00	\$517.00
2	4858	GameTime - Access Playcurb-w/Adap	\$484.00	\$968.00
1	178749	GameTime - Owner's Kit	\$50.00	\$50.00
			SubTotal:	\$31,332.46
			Freight:	\$3,665.49
			Total Amount:	\$34,997.95

This quotation is subject to current Minnesota/Wisconsin Playground policies as well as the following terms and conditions. Our quotation is based on shipment of all items at one time to a single destination, unless noted, and changes are subject to price adjustment. Purchases in excess of \$1,000.00 to be supported by your written purchase order made out to Minnesota/Wisconsin Playground.

This quotation is subject to polices in the current Gametime Park and Playground catalog and the following terms and conditions. Our quotation is based on shipment of all items at one time to a single destination, unless noted, and changes are subject to price adjustment. Purchases in excess of \$1,000.00 to be supported by your written purchase order made out to Gametime, c/o Minnesota/Wisconsin Playground.

Pricing: f.o.b. factory, firm for 30 days from date of quotation. Sales tax, if applicable, will be added at time of invoice unless a tax exempt certificate is provided at time of order entry.

Payment terms: net 30 days for tax supported governmental agencies. A 1.5% per month finance charge will be imposed on all past due accounts. Equipment shall be invoiced separately from other services and shall be payable in advance of those services and project completion. Retainage not accepted.

Exclusions: unless specifically included, this quotation excludes all site work and landscaping; removal of existing equipment; acceptance of equipment and off-loading; storage of goods prior to installation; equipment assembly and installation; safety surfacing; borders and drainage provisions.



Minnesota / Wisconsin Playground
5101 Highway 55, Suite 6000
Golden Valley, Minnesota 55422
Ph. 800-622-5425 | 763-546-7787
Fax 763-546-5050 | info@mnwiplay.com

QUOTE
#15463

05/02/2016

Rod and Norma Smith Park D8076H

Order Information:

Bill To: _____
Company: _____
Attn: _____
Address: _____
City, State, Zip: _____
Contact: _____
Tel: _____
Fax: _____

Ship To: _____
Project Name: _____
Attn: _____
Address: _____
City, State, Zip: _____
Contact: _____
Tel: _____
Fax: _____

Acceptance of quotation:

Accepted By (printed): _____
Signature: _____
Title: _____
Facsimile: _____

P.O. No: _____
Date: _____
Phone: _____

Purchase Amount: **\$34,997.95**

**CITY OF EAST BETHEL
EAST BETHEL, MINNESOTA**

RESOLUTION NO. 2016-28

RESOLUTION DESIGNATING SURPLUS PROPERTY

WHEREAS, the City of East Bethel owns and operates a fleet of Fire Trucks and equipment for the purposes of emergency response; and

WHEREAS, the City of East Bethel has adopted a plan for the replacement of Fire Trucks and equipment; and

WHEREAS, the 1986 Ford L-8000 Fire Tanker Truck has come to the end of its useful service life as a reliable and dependable piece of equipment; and

WHEREAS, the 1983 Chevrolet Kodiak, Series K, Fire Truck has come to the end of its useful service life as a reliable and dependable piece of equipment; and

WHEREAS, the City Council of East Bethel has approved the purchase of a replacement piece of equipment; and

WHEREAS, the City of East Bethel will sell both the 1986 Ford L-8000 Fire Tanker Truck and the 1983 Chevrolet Kodiak, Series K, Fire Truck on State Auction;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST BETHEL, MINNESOTA THAT: 1986 Ford L-8000 Fire Tanker Truck and the 1983 Chevrolet Kodiak, Series K, Fire Truck be declared as surplus property and placed for sale on the State Auction.

Adopted this 15th day of June, 2016 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

Steve Voss., Mayor

ATTEST:

Jack Davis, City Administrator

Election Judge Roster
Primary Election August 9, 2016

Agenda item 6.0 M - June 15, 2016

This roster of Election Judges as attached to and made part of the City Council meeting minutes of June 15, 2016.

Barb Behm	Head Judge – Precinct 1
<< To Be Filled >>	Assistant Head Judge
Jeanette Domogalla	Election Judge
LeAnn Slanga	Election Judge
Jeri Johnson	Election Judge
Radja Lohse	Election Judge
Thomas Schuler	Election Judge
Cheryl Holmes	Election Judge
Sharon Drake	Election Judge
Bonnie Foyt	Head Judge – Precinct #2
Judith Dalve	Assistant Election Judge
Kathleen Emond	Election Judge
Patricia Anderson	Election Judge
Ray Domogalla*	Election Judge
Tricia Quale*	Election Judge
Melissa Globensky	Election Judge
Ruth Dutchak	Election Judge
Barb Bouljon	Election Judge
Robert Beech	Election Judge
Jeanne Engelsmeier	Head Judge – Precinct 3
<< To Be Filled >>	Assistant Head Judge
Marlene Collen	Election Judge
Penelope Berens	Election Judge
Sandra Gertz	Election Judge
Michael Bloyer	Election Judge
Anne Kubat*	Election Judge
Eldon Holmes	Election Judge
Paula Anderson*	Election Judge
Theresa Martin*	Election Judge
<< To Be Filled >>*	Election Judge

*Indicates a Judge scheduled for half-day.

Karen White

Alternate

**CITY OF EAST BETHEL
EAST BETHEL, MINNESOTA**

RESOLUTION NO. 2016-29

**RESOLUTION IDENTIFYING THE NEED FOR FUNDING
TO COMPLETE THE CITY OF EAST BETHEL
2040 COMPREHENSIVE PLAN UPDATE AND
AUTHORIZING AN APPLICATION FOR PLANNING ASSISTANCE GRANT FUNDS**

WHEREAS the City of East Bethel must review and update its comprehensive plan as required by the “decennial” review provision of Minnesota Statutes section 473.864 , subdivision 2; and

WHEREAS, on April 27, 2016, the Metropolitan Council adopted need-based eligibility criteria for awarding available local planning assistance grant funds and established maximum grant amounts for eligible grantees to help grantees review and update their comprehensive plans as required by the “decennial” review provisions of Minnesota Statutes section 473.864, subdivision 2; and

WHEREAS, the City is an eligible city, county, or town in the metropolitan area as defined in Minnesota Statutes section 473.121; and

WHEREAS, planning assistance grant funds will be made available to eligible applicants subject to terms and conditions contained in Metropolitan Council grant agreements.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF EAST BETHEL, MINNESOTA THAT:

the City Administrator is authorized to:

- 1) Submit on behalf of the City an application to the Metropolitan Council for Local Planning Assistance grant funds for the decennial review and update of the City’s local comprehensive plan required under Minnesota Statutes section 473.864; and
- 2) Execute on behalf of the City a grant agreement with the Metropolitan Council for planning assistance grant funds.

Adopted this 15th day of June, 2016 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

Steven R. Voss, Mayor

ATTEST:

Jack Davis, City Administrator

**PAY ESTIMATE #5
CITY OF EAST BETHEL
185th Avenue, Laurel Road and Lincoln Drive Street Reconstruction Project**

June 6, 2016

Honorable Mayor & City Council
City of East Bethel
2241 221st Avenue NE
East Bethel, MN 55011

RE: 185th Avenue, Laurel Road and Lincoln Drive Street Reconstruction Project
Contractor: Peterson Companies
Award Date: July 15, 2015
Completion Date: July 15, 2016

Dear Honorable Mayor and Council Members:

The following work has been completed on the above-referenced project by Peterson Companies:

Bid Schedule "A" - S.A.P. 203-122-001 - 185th Avenue NE

ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
1	CLEARING	1.25	ACRE	\$2,500.00	1.25	\$ 3,125.00
2	GRUBBING	1.25	ACRE	\$2,500.00	1.25	\$ 3,125.00
3	REMOVE PIPE CULVERTS	27	LIN FT	\$24.26	27	\$ 655.02
4	REMOVE FENCE	781	LIN FT	\$2.35	781	\$ 1,835.35
5	REMOVE SIGN TYPE C	8	EACH	\$30.00	8	\$ 240.00
6	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	41	LIN FT	\$2.35	41	\$ 96.35
7	SALVAGE SIGN TYPE C	1	EACH	\$45.00	1	\$ 45.00
8	SALVAGE STEEL POST	25	EACH	\$22.90	25	\$ 572.50
9	COMMON EXCAVATION (EV) (P)	8649	CU YD	\$6.96	8,649	\$ 60,197.04
10	MUCK EXCAVATION (EV)	5970	CU YD	\$9.11	6,212	\$ 56,591.32
11	SELECT GRANULAR BORROW (LV)	2013	CU YD	\$16.66	4,640	\$ 77,302.40
12	GEOTEXTILE FABRIC TYPE V	555	SQ YD	\$0.54		\$ -
13	CALCIUM CHLORIDE SOLUTION	5742	GALLON	\$1.00		\$ -
14	AGGREGATE BASE CLASS 5	3367	TON	\$17.00	2,794	\$ 47,498.00
15	FULL DEPTH RECLAMATION	6167	SQ YD	\$0.57	6,167	\$ 3,515.19
16	SHOULDER BASE AGGREGATE CLASS 2	45	TON	\$49.54		\$ -
17	MILL BITUMINOUS SURFACE (2")	5	SQ YD	\$70.00	6	\$ 420.00
18	BITUMINOUS MATERIAL FOR TACK COAT	424	GALLON	\$4.10	435	\$ 1,783.50
19	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B)	1022	TON	\$60.15	958.4	\$ 57,647.76
20	TYPE SP 12.5 NON WEARING COURSE MIXTURE (2,B)	1022	TON	\$59.99	941	\$ 56,450.59
21	15" RC PIPE APRON	2	EACH	\$910.47	2	\$ 1,820.94
22	18" RC PIPE APRON	4	EACH	\$935.22	4	\$ 3,740.88
23	21" RC PIPE APRON	1	EACH	\$959.96	1	\$ 959.96
24	18" RC PIPE CULVERT DESIGN 3006 CLASS III	120	LIN FT	\$24.32	120	\$ 2,918.40
25	TRASH GUARD FOR 15" PIPE APRON	2	EACH	\$150.73	2	\$ 301.46
26	TRASH GUARD FOR 18" PIPE APRON	2	EACH	\$173.22	2	\$ 346.44
27	TRASH GUARD FOR 21" PIPE APRON	1	EACH	\$209.21	1	\$ 209.21
28	15" RC PIPE SEWER DESIGN 3006 CLASS V	1223	LIN FT	\$22.14	1,284	\$ 28,427.76
29	18" RC PIPE SEWER DESIGN 3006 CLASS III	736	LIN FT	\$18.39	736	\$ 13,535.04
30	21" RC PIPE SEWER DESIGN 3006 CLASS III	27	LIN FT	\$41.41	18	\$ 745.38
31	CONSTRUCT DRAINAGE STRUCTURE DESIGN H	9.5	LIN FT	\$323.20	9.5	\$ 3,070.40
32	CONSTRUCT DRAINAGE STRUCTURE DESIGN 48 - 4020	37.0	LIN FT	\$358.06	37.0	\$ 13,248.22
33	CONSTRUCT DRAINAGE STRUCTURE DESIGN SPECIAL	3.0	LIN FT	\$1,108.90	3.0	\$ 3,326.70
34	CASTING ASSEMBLY	12	EACH	\$725.52	12	\$ 8,706.24
35	GEOTEXTILE FILTER TYPE IV	20.8	SQ YD	\$1.02	20.8	\$ 21.22
36	INSTALL RANDOM RIPRAP	5.1	CU YD	\$30.40	8.27	\$ 251.41
37	CONCRETE CURB AND GUTTER DESIGN B618	2581	LIN FT	\$12.75	2,607	\$ 33,239.25
38	6" CONCRETE DRIVEWAY PAVEMENT	10	SQ YD	\$65.00	7	\$ 455.00
39	GUIDE POST TYPE B	7	EACH	\$65.00	7	\$ 455.00
40	WIRE FENCE DESIGN 72-9322	97	LIN FT	\$31.50	97	\$ 3,055.50

PAY ESTIMATE #5
CITY OF EAST BETHEL
185th Avenue, Laurel Road and Lincoln Drive Street Reconstruction Project

Bid Schedule "A" - S.A.P. 203-122-001 - 185th Avenue NE (Continued)

ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
41	WIRE FENCE DESIGN 6.5-9323	756	LIN FT	\$22.75	751	\$ 17,085.25
42	SIGN PANELS TYPE SPECIAL	11.4	SQ FT	\$22.35	11.4	\$ 254.79
43	SIGN PANELS TYPE C	94.6	SQ FT	\$34.00	97.6	\$ 3,318.40
44	INSTALL SIGN TYPE C	1	EACH	\$145.00	1	\$ 145.00
45	INSTALL STEEL POST	25	EACH	\$54.96	12	\$ 659.52
46	SILT FENCE, TYPE MS	1363	LIN FT	\$3.10	1,423	\$ 4,411.30
47	STORM DRAIN INLET PROTECTION	10	EACH	\$250.00	1	\$ 250.00
48	SEDIMENT CONTROL LOG TYPE COMPOST	3089	LIN FT	\$3.75	1,920	\$ 7,200.00
49	CULVERT END CONTROLS	4	EACH	\$50.00	2	\$ 100.00
50	FERTILIZER TYPE 3	1160	POUND	\$0.45	1,250	\$ 562.50
51	SEEDING	2.9	ACRE	\$2,305.00	2.9	\$ 6,684.50
52	SEED MIXTURE 25-131	1276	POUND	\$1.85	600	\$ 1,110.00
53	MULCH MATERIAL TYPE 4	1.5	ACRE	\$3,130.00	1.5	\$ 4,695.00
54	EROSION CONTROL BLANKETS CATEGORY 2	7030	SQ YD	\$1.15	7,156	\$ 8,229.40
55	4" SOLID LINE WHITE - PAINT	4115	LIN FT	\$0.27	4,033	\$ 1,088.91
56	4" SOLID LINE YELLOW - PAINT	1210	LIN FT	\$0.28	1,210	\$ 338.80
57	4" BROKEN LINE YELLOW - PAINT	300	LIN FT	\$0.28	310	\$ 86.80
58	4" DOUBLE SOLID LINE YELLOW - PAINT	500	LIN FT	\$0.56	500	\$ 280.00
59	4" SOLID LINE WHITE - EPOXY	4115	LIN FT	\$0.41		\$ -
60	4" SOLID LINE YELLOW - EPOXY	1210	LIN FT	\$0.41		\$ -
61	4" BROKEN LINE YELLOW - EPOXY	300	LIN FT	\$0.41		\$ -
62	4" DOUBLE SOLID LINE YELLOW - EPOXY	500	LIN FT	\$0.82		\$ -

Total Bid Schedule "A"

\$ 546,434.60

Bid Schedule "B" - S.A.P. 203-123-001 - Laurel Road N.E.

ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
1	REMOVE SIGN TYPE C	4	EACH	\$30.00	4	\$ 120.00
2	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	24	LIN FT	\$4.00	24	\$ 96.00
3	SALVAGE SIGN TYPE C	1	EACH	\$45.00	1	\$ 45.00
4	SALVAGE RANDOM RIPRAP	14	CU YD	\$13.54	14	\$ 189.56
5	COMMON EXCAVATION (EV) (P)	215	CU YD	\$6.96	215	\$ 1,496.40
6	CALCIUM CHLORIDE SOLUTION	719	GALLON	\$1.00		\$ -
7	AGGREGATE BASE CLASS 5	418	TON	\$17.00	348	\$ 5,916.00
8	FULL DEPTH RECLAMATION	654	SQ YD	\$0.57	654	\$ 372.78
9	SHOULDER BASE AGGREGATE CLASS 2	6	TON	\$108.75		\$ -
10	MILL BITUMINOUS SURFACE (2")	3	SQ YD	\$33.00	4	\$ 132.00
11	BITUMINOUS MATERIAL FOR TACK COAT	53	GALLON	\$5.60	60	\$ 336.00
12	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B)	127	TON	\$66.25	132.19	\$ 8,757.59
13	TYPE SP 12.5 NON WEARING COURSE MIXTURE (2,B)	127	TON	\$66.09	122	\$ 8,062.98
14	15" RC PIPE APRON	2	EACH	\$910.47	2	\$ 1,820.94
15	TRASH GUARD FOR 15" PIPE APRON	2	EACH	\$150.73	2	\$ 301.46
16	15" RC PIPE SEWER DESIGN 3006 CLASS V	99	LIN FT	\$21.33	99	\$ 2,111.67
17	CONSTRUCT DRAINAGE STRUCTURE DESIGN 48 - 4020	7.0	LIN FT	\$286.99	7.0	\$ 2,008.93
18	CONSTRUCT DRAINAGE STRUCTURE DESIGN SPECIAL	3.1	LIN FT	\$649.65	3.1	\$ 2,013.92
19	CASTING ASSEMBLY	3	EACH	\$822.47	3	\$ 2,467.41
20	GEOTEXTILE FILTER TYPE IV	20.8	SQ YD	\$2.00	20.8	\$ 41.60
21	INSTALL RANDOM RIPRAP	5.1	CU YD	\$30.40	8.27	\$ 251.41
22	CONCRETE CURB AND GUTTER DESIGN B618	295	LIN FT	\$12.75	297	\$ 3,786.75
23	GUIDE POST TYPE B	2	EACH	\$65.00	2	\$ 130.00
24	SIGN PANELS TYPE SPECIAL	11.3	SQ FT	\$22.35	11.3	\$ 252.56
25	SIGN PANELS TYPE C	11.3	SQ FT	\$37.00	11.3	\$ 418.10
26	INSTALL SIGN TYPE C	1	EACH	\$145.00	1	\$ 145.00
27	STORM DRAIN INLET PROTECTION	2	EACH	\$250.00		\$ -
28	SEDIMENT CONTROL LOG TYPE COMPOST	356	LIN FT	\$3.75	300	\$ 1,125.00

PAY ESTIMATE #5
CITY OF EAST BETHEL
185th Avenue, Laurel Road and Lincoln Drive Street Reconstruction Project

Bid Schedule "B" - S.A.P. 203-123-001 - Laurel Road N.E. (Continued)

ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
29	CULVERT END CONTROLS	1	EACH	\$50.00	1	\$ 50.00
30	FERTILIZER TYPE 3	80	POUND	\$0.45	100	\$ 45.00
31	SEEDING	0.2	ACRE	\$8,535.00	0.2	\$ 1,707.00
32	SEED MIXTURE 25-131	88	POUND	\$1.85	40	\$ 74.00
33	MULCH MATERIAL TYPE 4	0.2	ACRE	\$5,685.00	0.2	\$ 1,137.00
Total Bid Schedule "B"						\$ 45,412.06

Bid Schedule "C" - S.A.P. 203-125-001 - Lincoln Drive N.E.

ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
1	CLEARING	0.25	ACRE	\$2,500.00	0.55	\$ 1,375.00
2	GRUBBING	0.25	ACRE	\$2,500.00	0.55	\$ 1,375.00
3	REMOVE PIPE CULVERTS	21	LIN FT	\$7.39	96	\$ 709.44
4	REMOVE FENCE	414	LIN FT	\$3.43	414	\$ 1,420.02
5	REMOVE RIPRAP	26	CU YD	\$29.16	26	\$ 758.16
6	REMOVE SIGN TYPE C	2	EACH	\$30.00	2	\$ 60.00
7	REMOVE MAILBOX SUPPORT	2	EACH	\$200.00	2	\$ 400.00
8	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	50	LIN FT	\$1.92	50	\$ 96.00
9	SALVAGE LANDSCAPE ROCK	20	SQ YD	\$11.45	10	\$ 114.50
10	SALVAGE RANDOM RIPRAP	3	CU YD	\$57.84	3	\$ 173.52
11	COMMON EXCAVATION (EV) (P)	4183	CU YD	\$6.96	4,183	\$ 29,113.68
12	MUCK EXCAVATION (EV)	3392	CU YD	\$9.34	5,325	\$ 49,735.50
13	GEOTEXTILE FABRIC TYPE V	240	SQ YD	\$0.54	240	\$ 129.60
14	CALCIUM CHLORIDE SOLUTION	3439	GALLON	\$1.00		\$ -
15	AGGREGATE BASE CLASS 5	1975	TON	\$17.00	1,621	\$ 27,557.00
16	FULL DEPTH RECLAMATION	4170	SQ YD	\$0.57	4,170	\$ 2,376.90
17	SHOULDER BASE AGGREGATE CLASS 2	29	TON	\$54.56		\$ -
18	MILL BITUMINOUS SURFACE (2")	3	SQ YD	\$33.00	4	\$ 132.00
19	BITUMINOUS MATERIAL FOR TACK COAT	249	GALLON	\$4.00	255	\$ 1,020.00
20	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B)	600	TON	\$60.18	561.82	\$ 33,810.33
21	TYPE SP 12.5 NON WEARING COURSE MIXTURE (2,B)	600	TON	\$60.02	552	\$ 33,131.04
22	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B) 2.5" THICK	58	SQ YD	\$16.50	80	\$ 1,320.00
23	18" RC PIPE APRON	1	EACH	\$935.22	1	\$ 935.22
24	TRASH GUARD FOR 18" PIPE APRON	1	EACH	\$173.22	1	\$ 173.22
25	15" RC PIPE SEWER DESIGN 3006 CLASS V	775	LIN FT	\$21.57	774	\$ 16,695.18
26	18" RC PIPE SEWER DESIGN 3006 CLASS III	28	LIN FT	\$37.98	32	\$ 1,215.36
27	CONSTRUCT DRAINAGE STRUCTURE DESIGN H	9.4	LIN FT	\$364.04	9.4	\$ 3,421.98
28	CONSTRUCT DRAINAGE STRUCTURE DESIGN 48 - 4020	30.0	LIN FT	\$402.99	30.0	\$ 12,089.70
29	CASTING ASSEMBLY	9	EACH	\$680.47	9	\$ 6,124.23
30	GEOTEXTILE FILTER TYPE IV	25.6	SQ YD	\$1.02	25.6	\$ 26.11
31	INSTALL RANDOM RIPRAP	6.8	CU YD	\$65.15	6.8	\$ 443.02
32	CONCRETE CURB AND GUTTER DESIGN B618	1220	LIN FT	\$12.75	1,181	\$ 15,057.75
33	6" CONCRETE DRIVEWAY PAVEMENT	25	SQ YD	\$65.00	23	\$ 1,495.00
34	MAILBOX	2	EACH	\$164.50	3	\$ 493.50
35	MAILBOX SUPPORT	2	EACH	\$107.25	3	\$ 321.75
36	INSTALL LANDSCAPE ROCK	20	SQ YD	\$22.90	10	\$ 229.00
37	GUIDE POST TYPE B	1	EACH	\$65.00	1	\$ 65.00
38	WIRE FENCE DESIGN 72-9322	348	LIN FT	\$46.00	341	\$ 15,686.00
39	METAL POST EXTENSIONS	56	LIN FT	\$20.00	56	\$ 1,120.00
40	SIGN PANELS TYPE C	59.0	SQ FT	\$34.00	59	\$ 2,006.00
41	SILT FENCE, TYPE MS	1073	LIN FT	\$3.10	1,131	\$ 3,506.10
42	FLOTATION SILT CURTAIN TYPE STILL WATER	189	LIN FT	\$16.10	227	\$ 3,654.70
43	STORM DRAIN INLET PROTECTION	9	EACH	\$250.00	4	\$ 1,000.00
44	SEDIMENT CONTROL LOG TYPE COMPOST	840	LIN FT	\$3.75	780	\$ 2,925.00
45	FERTILIZER TYPE 3	360	POUND	\$0.45	400	\$ 180.00

PAY ESTIMATE #5
CITY OF EAST BETHEL
185th Avenue, Laurel Road and Lincoln Drive Street Reconstruction Project

Bid Schedule "C" - S.A.P. 203-125-001 - Lincoln Drive N.E. (Continued)

ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
46	SEEDING	0.9	ACRE	\$3,595.00	0.9	\$ 3,235.50
47	SEED MIXTURE 25-121	98	POUND	\$2.95		\$ -
48	SEED MIXTURE 25-131	44	POUND	\$1.85	60	\$ 111.00
49	MULCH MATERIAL TYPE 4	0.2	ACRE	\$5,685.00	0.2	\$ 1,137.00
50	EROSION CONTROL BLANKETS CATEGORY 2	3291	SQ YD	\$1.15	3,291	\$ 3,784.65
51	4" SOLID LINE WHITE - PAINT	2285	LIN FT	\$0.27	2,251	\$ 607.77
52	4" DOUBLE SOLID LINE YELLOW - PAINT	1105	LIN FT	\$0.56	1,066	\$ 596.96
53	4" SOLID LINE WHITE - EPOXY	2285	LIN FT	\$0.41		\$ -
54	4" DOUBLE SOLID LINE YELLOW - EPOXY	1105	LIN FT	\$0.82		\$ -
Total Bid Schedule "C"						\$ 283,144.39

Bid Schedule "D" - Miscellaneous Construction

ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
1	MOBILIZATION	1	LUMP SUM	\$119,326.00	1.00	\$ 119,326.00
2	CONSTRUCT ACCESS ROAD	1	LUMP SUM	\$16,112.00	1.00	\$ 16,112.00
3	TRAFFIC CONTROL	1	LUMP SUM	\$7,750.00	1.00	\$ 7,750.00
4	TRAFFIC CONTROL SUPERVISOR	1	LUMP SUM	\$1,500.00	1.00	\$ 1,500.00
5	STABILIZED CONSTRUCTION EXIT	1	LUMP SUM	\$2,000.00		\$ -
6	EROSION CONTROL	1	LUMP SUM	\$500.00	1.00	\$ 500.00
Total Bid Schedule "D"						\$ 145,188.00

Total Bid Schedule "A" - S.A.P. 203-122-001 - 185th Avenue NE	\$ 546,434.60
Total Bid Schedule "B" - S.A.P. 203-123-001 - Laurel Road N.E.	\$ 45,412.06
Total Bid Schedule "C" - S.A.P. 203-125-001 - Lincoln Drive N.E.	\$ 283,144.39
Total Bid Schedule "D" - Miscellaneous Construction	\$ 145,188.00
Bituminous Wear Course Density Disincentive	\$ 3,772.31
Total Work Completed to Date	\$ 1,016,406.74
Less 3% Retainage	\$ 30,492.20
Less Pay Estimate #1	\$ 213,762.91
Less Pay Estimate #2	\$ 554,598.54
Less Pay Estimate #3	\$ 89,562.10
Less Pay Estimate #4	\$ 30,380.01
WE RECOMMEND PAYMENT OF:	\$ 97,610.98

APPROVALS:

CONTRACTOR: PETERSON COMPANIES

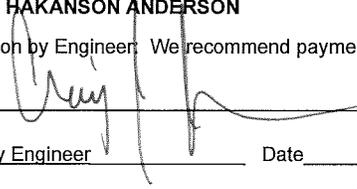
Certification by Contractor: I certify that all items and amounts are correct for the work completed to date.

Signed: _____

Title: _____ Date _____

ENGINEER: HAKANSON ANDERSON

Certification by Engineer: We recommend payment for work and quantities as shown.

Signed:  _____

Title: City Engineer Date 6/8/16

OWNER: CITY OF EAST BETHEL

Signed: _____

Title: _____ Date _____



City of East Bethel City Council Meeting Agenda Information

Date:

June 15, 2016

Agenda Item Number:

8.0 A.1

Agenda Item:

Interim Use Permit Renewal for the keeping of Farm Animals

Requested Action:

Consider approval of the renewal of an IUP for the keeping of farm animals.

Background Information:

Mr. Randolph Anderson, 24315 University Ave. NE received an Interim Use permit for the keeping of Farm Animals in August 2013. The IUP stipulated conditions that Mr. Anderson continues to maintain. His original IUP was issued in 2013 and will expire in August 2016.

He has submitted an application for an IUP renewal. The IUP is for the keeping of up to four (4) horses and/or three (3) bovines, located at 24315 University Ave Ext. Mr. Anderson owns 17 acres of property and meets all the requirements of City Code, Chapter 10, Article V.

Attachments:

- 1. IUP Renewal Agreement

Fiscal Impact:

None at this time

Recommendation(s):

Staff recommends the approval of an IUP to Mr. Randolph Anderson for the Keeping of Farm Animals at 24315 University Ave. NE subject to the conditions as outlined in the IUP Renewal agreement.

City Council Action

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____

CITY OF EAST BETHEL
ANOKA COUNTY, MINNESOTA
INTERIM USE PERMIT (IUP) AGREEMENT

Dated: June 15th, 2016

Property Owner: Randolph E. Anderson
24315 University Ave. Ext. NE
East Bethel, MN 55005-9772

Applicant: Randolph E. Anderson

Parcel Location: 24315 University Ave. Ext. NE
Anoka County
East Bethel, MN 55005-9772

Parcel Number: 30-34-23-22-0009
30-34-23-22-0010

Present Zoning District: RR - Rural Residential

IUP REQUEST: to continue the keeping of up to four (4) horses and/or three (3) bovines, located at 24315 University Ave. Ext. NE, East Bethel.

CITY COUNCIL ACTION

The City Council considered the matter at its meeting on June 15th, 2016 and approved the IUP continuation request with the following conditions.

CONDITIONS AND REQUIREMENTS

1. An Interim Use Permit Agreement must be signed and executed by the property owner and the City.
2. Property owner shall provide shelter and have a minimum of 8.2 acres of pasture land for the animals.
3. Property owner must comply with City Code Section 10. Article V. Farm Animals.
4. Permit shall expire when:
 - a. The property is sold, or
 - b. Non-compliance of IUP conditions
5. Property owners shall have thirty (30) days to remove approved domestic farm animals upon expiration or termination of the IUP.
6. Property will be inspected and evaluated annually by city staff.



City of East Bethel City Council Meeting Agenda Information

Date:

June 15, 2016

Agenda Item Number:

8.0 A.2

Agenda Item:

Simple Lot Subdivision – 20381 East Bethel Blvd.

Requested Action:

Consider approval of an Administrative Subdivision, Simple Lot Split for Ms. Rimma Medelberg

Background Information:

Ms. Rimma Medelberg owns a 29.04 acre lot at 20381 East Bethel Blvd. that is zoned Rural Residential. Ms. Medelberg’s residence is located on this tract. It is her plan to sell the house and divide the property into two lots, one of which will retain the home and contain 2.5 acres (including right of way) and the other lot will be 26.54 acres. Per revisions that were approved at the City Council meeting on June 1, 2016, Ms. Medelberg’s property qualifies for a simple lot split under the amended Administrative Subdivision Ordinance. Ms. Medelberg meets the requirements for a simple lot division and the requirements of the underlying Rural Residential (RR) zoning district.

The legal description of the proposed lot split is currently being prepared and will be forwarded to Council and included in this report on Monday, June 13, 2016.

Attachments:

- 1. Administrative Lot Split Plat
- 2. Location Map

Fiscal Impact:

None at this time

Recommendation(s):

Staff recommends the approval of the Administrative Subdivision request for Ms. Medelberg, 20381 East Bethel Blvd, East Bethel, MN 55011, PIN# 22-33-23-11-0006.

City Council Action:

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____

ADMINISTRATIVE SUBDIVISION

~for~ RIMMA MEDELBERG
20381 EAST BETHEL BLVD
EAST BETHEL, MN 55011

EXISTING PROPERTY DESCRIPTION:

That part of Government Lot 3, Section 22, Township 33, Range 23, Anoka County, Minnesota, lying south of the north 469.50 feet thereof, and lying north of the south 412.00 feet thereof, and lying east of the centerline of County State Aid Highway No. 15, said centerline being described as follows:

Commencing at the intersection of the north line of said Government Lot 3 and the centerline of County State Aid Highway No. 15, as now laid out and traveled, said point of intersection being 467.52 feet west of the northeast corner of said Government Lot 3; thence South 6 degrees 27 minutes 23 seconds West (assumed bearing of the north line of said Lot 3 is West) along said centerline a distance of 567.38 feet; thence South 18 degrees 59 minutes 35 seconds West along said centerline to the south line of said Government Lot 3.

AND

That part of the Northeast Quarter of the Northeast Quarter of Section 22, Township 33, Range 23, Anoka County, Minnesota, lying south of the north 469.50 feet thereof and lying north of the south 412.00 feet thereof.

AND

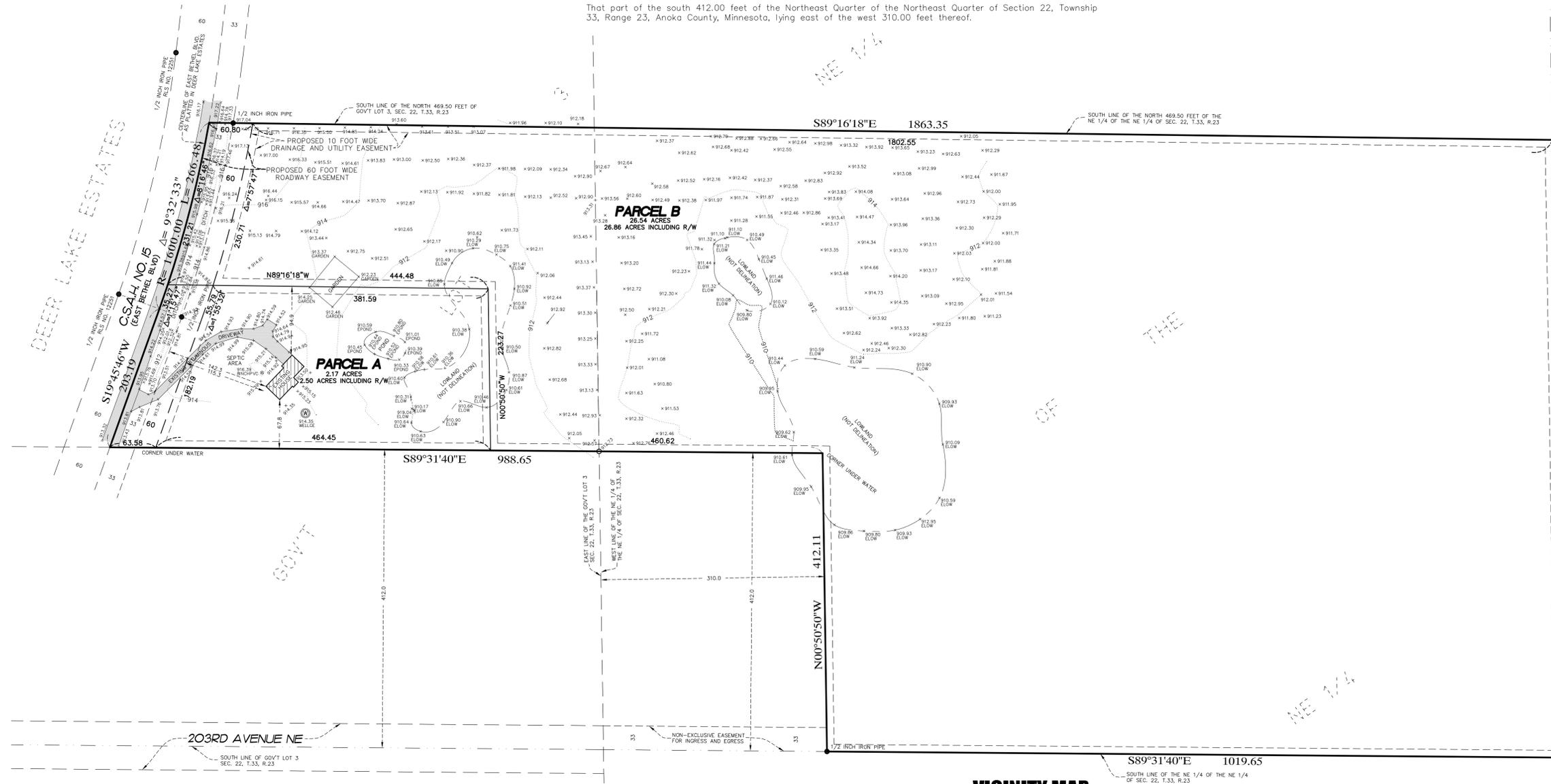
That part of the south 412.00 feet of the Northeast Quarter of the Northeast Quarter of Section 22, Township 33, Range 23, Anoka County, Minnesota, lying east of the west 310.00 feet thereof.

EASEMENT DETAIL

DRAINAGE AND UTILITY EASEMENTS ARE SHOWN THUS:

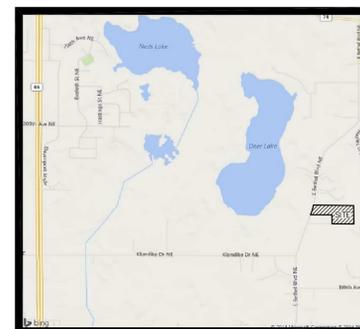


BEING 10 FEET IN WIDTH AND ADJOINING RIGHT OF WAY LINES, SIDE AND REAR LOT LINES, UNLESS OTHERWISE SHOWN ON THIS PLAN.



VICINITY MAP

PART OF SEC. 22, TWP. 33, RNG. 23



ANOKA COUNTY, MINNESOTA
(NO SCALE)

NOTES

- Field survey was completed by E.G. Rud and Sons, Inc. on 8/19/2014.
- Property description per Quit Claim Deed recorded 2/13/2009 as Document No. 2005507.001
- Bearings shown are on the Anoka County Coordinate System.
- This survey was prepared without the benefit of title work. Additional easements, restrictions and/or encumbrances may exist other than those shown hereon. Survey subject to revision upon receipt of a current title commitment or an attorney's title opinion.
- C.S.A.H. No. 15 is shown per plot of DEER LAKE ESTATES.
- BENCHMARK: MNDOT Station: DENN MNDT. Elevation = 899.21 (NAVD 88)

LEGEND

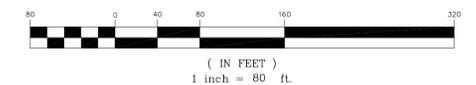
- DENOTES IRON MONUMENT FOUND AS LABELED
- DENOTES IRON MONUMENT SET, MARKED RLS 41578
- x 992.36 DENOTES EXISTING SPOT ELEVATION
- ⊕ DENOTES WELL
- DENOTES EXISTING CONTOURS
- ▬ DENOTES BITUMINOUS SURFACE

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

Jason E. Rud
JASON E. RUD

Date: 6/09/2016 License No. 41578

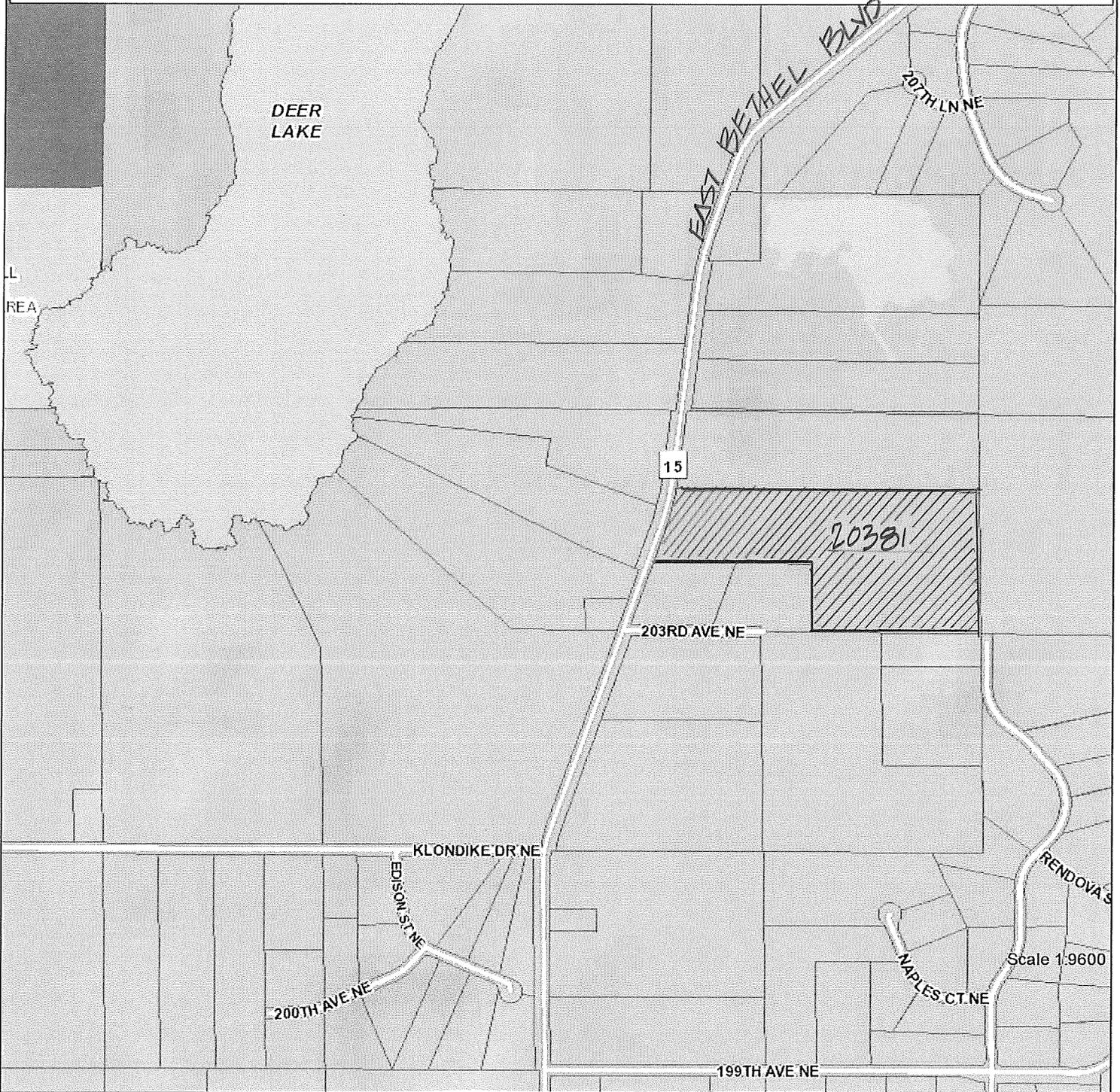
GRAPHIC SCALE



NO.	DATE	DESCRIPTION	BY
1	8/22/14	SCANNED	BAB
2	8/28/14	ADDL TOPO/MONUMENT DIV. LINE	BAB
3	4/16/15	REVISE PROPOSED DIVISION LINE	BAB
4	4/19/16	REVISE PROPOSED DIVISION LINE	JEN
5	4/28/16	REVISE PROPOSED DIVISION LINE	JEN
6	6/09/16	REVISE TO ADMINISTRATIVE SUB	JEN



Location Map - 20381 EB Blvd.



Aerial Photo: Flown Spring of 2014





City of East Bethel City Council Meeting Agenda Information

Date:

June 15, 2016

Agenda Item Number:

8.0 B.1

Agenda Item:

City Engineer Project Report

Requested Action:

Information Item

Background Information:

The City Engineer will provide an update on the Castle Towers WWTP Decommission Project and report on the Phase I Service Road Project.

Attachments:

Fiscal Impact:

To be determined

Recommendation(s):

No action required.

City Council Action

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____



City of East Bethel City Council Meeting Agenda Information

Date:

June 15, 2016

Agenda Item Number:

Item 8.0 B.2

Agenda Item:

Resolution 2016-30 Accepting Bids for the 2016 Street Surface Improvement Project

Requested Action:

Consider Approval of Resolution 2016-30 Accepting Bids for the 2016 Street Surface Improvement Project

Background Information:

The City Council approved the plans and specifications and authorized solicitation of bids for the 2016 Street Surface Improvement Project at the May 18, 2016 meeting. Bids were opened on June 10, 2016. This project includes overlaying approximately 12,000 lineal feet of City Street and reclaiming and overlaying 6,700 lineal feet of City Street. There were also 2 alternate bids received. The Alternate Bids were as follows:

Alternate Bid No. 1: Overlay the City Hall parking lot.

Alternate Bid No. 2: Reconstruct the Public Works Building parking lot.

The bids are summarized on the attached resolution and are shown in detail on the attached bid tabulation. Rum River Contracting was the lowest bidder for the Base Bid and Knife River was the lowest bid for the Base Bid and any combination of the Alternate Bids. Staff recommends that the Base Bid and both alternate bids be accepted from Knife River in the amount of \$686,387.58.

Attachments:

1. Resolution 2016-30 Accepting Bids for the 2016 Street Surface Improvement Project
2. Bid Tabulation

Fiscal Impact:

Staff recommends that the Base Bid and both alternate bids be accepted from Knife River in the amount of \$686,387.58. The estimated cost of this project was \$794,400. The Streets Capital Improvement Plan has set a budget of \$871,000 to be spent on overlays in 2016. Funds are available and appropriate for this project.

Recommendation(s):

Staff is recommending approval of Resolution 2016-30 Accepting Bids for the 2016 Street Surface Improvement Project.

City Council Action:

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____

**CITY OF EAST BETHEL
EAST BETHEL, MINNESOTA**

RESOLUTION NO. 2016-30

RESOLUTION ACCEPTING BID

WHEREAS, pursuant to the advertisement for bids for the 2016 Street Improvement Project, bids were received, opened and tabulated according to law, and the following Base Bids were received complying with the advertisement:

Rum River Contracting Co.	\$514,937.85
Midwest Asphalt Corporation	\$519,806.00
Knife River	\$521,113.40
Hardrives, Inc.	\$564,870.83
Park Construction Company	\$606,662.18

AND WHEREAS, the City received Alternate Bid No. 1, which included overlaying the City Hall parking lot;

AND WHEREAS, the following Alternate No. 1 Bids were received complying with the advertisement:

Rum River Contracting Co.	\$77,742.27
Midwest Asphalt Corporation	\$54,189.00
Knife River	\$43,208.53
Hardrives, Inc.	\$63,077.97
Park Construction Company	\$57,239.59

AND WHEREAS, the City received Alternate Bid No. 2, which included reconstruction of the Public Works Building parking lot;

AND WHEREAS, the following Alternate No. 2 Bids were received complying with the advertisement:

Rum River Contracting Co.	\$145,277.49
Midwest Asphalt Corporation	\$140,657.00
Knife River	\$122,065.65
Hardrives, Inc.	\$150,656.21
Park Construction Company	\$136,158.05

AND WHEREAS, Staff recommends that Council accept the Base bid, Alternate Bid No. 1, and Alternate Bid No. 2;

AND WHEREAS, it appears that Knife River of North Branch Minnesota is the lowest responsible bidder;

AND WHEREAS, the City accepts the bid proposal in the amount of \$686,387.58.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST BETHEL, MINNESOTA THAT:

1. The Mayor and City Administrator are hereby authorized and directed to enter into a contract with Knife River of North Branch, Minnesota in the name of the City of East Bethel for the 2016 Street Improvement Project, according to the plans and specifications therefore approved by the City Council and on file in the office of the City Clerk.

2. The City Engineer is hereby authorized and directed to return forthwith to all bidders the deposits made with their bids, except that the deposits of the successful bidder and the next lowest bidder shall be retained until a contract has been signed.

Adopted this 15th day of June, 2016 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

Steven R. Voss, Mayor

ATTEST:

Jack Davis, City Administrator

**BID TABULATION
CITY OF EAST BETHEL
2016 Street Improvement Project**

Bids opened 10:00 a.m.Friday, June 10, 2016.
There were 5 bids received, as shown herein.

Base Bid				Rum River Contracting Co.		Midwest Asphalt Corporation		Knife River	
ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY		UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
1	MOBILIZATION	1	LUMP SUM	\$21,300.00	\$21,300.00	\$30,000.00	\$30,000.00	\$15,000.00	\$15,000.00
2	REMOVE CURB AND GUTTER	300	LIN FT	\$6.15	\$1,845.00	\$11.00	\$3,300.00	\$5.00	\$1,500.00
3	REMOVE CONCRETE PAVEMENT	112	SQ FT	\$6.30	\$705.60	\$5.50	\$616.00	\$6.00	\$672.00
4	REMOVE BITUMINOUS PAVEMENT	177	SQ YD	\$9.15	\$1,619.55	\$10.00	\$1,770.00	\$5.00	\$885.00
5	SUBGRADE PREPARATION	67.1	ROAD STATION	\$71.73	\$4,813.08	\$360.00	\$24,156.00	\$200.00	\$13,420.00
6	AGGREGATE BASE CLASS 5	10	TON	\$32.36	\$323.60	\$75.00	\$750.00	\$30.00	\$300.00
7	HAUL AND DISPOSE FULL DEPTH RECLAMATION, LV	922	CU YD	\$7.81	\$7,200.82	\$6.00	\$5,532.00	\$8.00	\$7,376.00
8	FULL DEPTH RECLAMATION	20,578	SQ YD	\$0.93	\$19,137.54	\$0.75	\$15,433.50	\$1.00	\$20,578.00
9	MILL BITUMINOUS SURFACE (1.5")	146	SQ YD	\$18.90	\$2,759.40	\$33.00	\$4,818.00	\$11.50	\$1,679.00
10	MILL BITUMINOUS SURFACE (2.0")	62	SQ YD	\$14.84	\$920.08	\$33.00	\$2,046.00	\$11.50	\$713.00
11	BITUMINOUS MATERIAL FOR TACK COAT	4,484	GALLON	\$2.40	\$10,761.60	\$2.00	\$8,968.00	\$2.00	\$8,968.00
12	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B)	5,673	TON	\$46.05	\$261,241.65	\$46.50	\$263,794.50	\$47.00	\$266,631.00
13	TYPE SP 12.5 NON WEARING COURSE MIXTURE (2,B)	1,953	TON	\$44.28	\$86,478.84	\$48.00	\$93,744.00	\$47.50	\$92,767.50
14	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B) 1.5" THICK	228	SQ YD	\$54.25	\$12,369.00	\$14.00	\$3,192.00	\$31.00	\$7,068.00
15	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B) 2" THICK	178	SQ YD	\$42.37	\$7,541.86	\$18.00	\$3,204.00	\$31.00	\$5,518.00
16	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B) 2.5" THICK	182	SQ YD	\$39.32	\$7,156.24	\$18.00	\$3,276.00	\$31.00	\$5,642.00
17	TYPE SP 12.5 BITUMINOUS MIXTURE FOR PATCHING	29	TON	\$106.79	\$3,096.91	\$120.00	\$3,480.00	\$130.00	\$3,770.00
18	ROUT AND SEAL CRACKS IN CONCRETE CURB	34	EACH	\$23.50	\$799.00	\$11.00	\$374.00	\$35.00	\$1,190.00
19	CASTING ASSEMBLY	3	EACH	\$925.18	\$2,775.54	\$500.00	\$1,500.00	\$700.00	\$2,100.00
20	ADJUST FRAME AND RING CASTING (SPECIAL)	14	EACH	\$1,122.33	\$15,712.62	\$1,200.00	\$16,800.00	\$1,275.00	\$17,850.00
21	4" CONCRETE WALK	80	SQ FT	\$26.25	\$2,100.00	\$9.00	\$720.00	\$13.00	\$1,040.00
22	CONCRETE CURB AND GUTTER DESIGN D412	300	LIN FT	\$25.00	\$7,500.00	\$30.00	\$9,000.00	\$39.50	\$11,850.00
23	6" CONCRETE DRIVEWAY PAVEMENT	107	SQ YD	\$67.32	\$7,203.24	\$79.00	\$8,453.00	\$85.50	\$9,148.50
24	BITUMINOUS CURB	130	LIN FT	\$15.32	\$1,991.60	\$9.00	\$1,170.00	\$15.00	\$1,950.00
25	TRAFFIC CONTROL	1	LUMP SUM	\$1,450.00	\$1,450.00	\$2,000.00	\$2,000.00	\$1,800.00	\$1,800.00
26	FERTILIZER TYPE 3	178	POUND	\$2.83	\$503.74	\$1.00	\$178.00	\$4.25	\$756.50
27	COMMON TOPSOIL BORROW	143	CU YD	\$66.88	\$9,563.84	\$40.00	\$5,720.00	\$20.00	\$2,860.00
28	SEEDING	0.45	ACRE	\$11,500.00	\$5,175.00	\$5,000.00	\$2,250.00	\$19,500.00	\$8,775.00
29	SEED MIXTURE 25-131	98	POUND	\$11.36	\$1,113.28	\$3.00	\$294.00	\$14.95	\$1,465.10
30	HYDRAULIC MULCH MATRIX	2,178	SQ YD	\$4.49	\$9,779.22	\$1.50	\$3,267.00	\$3.60	\$7,840.80
Total Bid Schedule A					\$514,937.85	\$519,806.00	\$521,113.40		

**BID TABULATION
CITY OF EAST BETHEL
2016 Street Improvement Project**

Alternate Bid No. 1				Rum River Contracting Co.		Midwest Asphalt Corporation		Knife River	
ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY		UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
1	MOBILIZATION	1	LUMP SUM	\$8,200.00	\$8,200.00	\$7,000.00	\$7,000.00	\$3,500.00	\$3,500.00
2	REMOVE CURB AND GUTTER	83	LIN FT	\$10.24	\$849.92	\$11.00	\$913.00	\$10.00	\$830.00
3	COMMON EXCAVATION, EV	40	CU YD	\$97.50	\$3,900.00	\$50.00	\$2,000.00	\$25.00	\$1,000.00
4	MILL BITUMINOUS SURFACE (1.5")	318	SQ YD	\$11.57	\$3,679.26	\$9.00	\$2,862.00	\$9.00	\$2,862.00
5	BITUMINOUS MATERIAL FOR TACK COAT	412	GALLON	\$4.28	\$1,763.36	\$2.00	\$824.00	\$2.00	\$824.00
6	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B)	434	TON	\$59.20	\$25,692.80	\$52.50	\$22,785.00	\$40.00	\$17,360.00
7	TYPE SP 12.5 BITUMINOUS MIXTURE FOR PATCHING	5	TON	\$125.74	\$628.70	\$140.00	\$700.00	\$300.00	\$1,500.00
8	15" CS PIPE APRON	1	EACH	\$750.00	\$750.00	\$550.00	\$550.00	\$500.00	\$500.00
9	15" CP PIPE SEWER	70	LIN FT	\$61.65	\$4,315.50	\$45.00	\$3,150.00	\$35.00	\$2,450.00
10	CONSTRUCT DRAINAGE STRUCTURE DESIGN H	1	EACH	\$4,200.00	\$4,200.00	\$3,000.00	\$3,000.00	\$900.00	\$900.00
11	CASTING ASSEMBLY	1	EACH	\$925.18	\$925.18	\$500.00	\$500.00	\$700.00	\$700.00
12	RANDOM RIPRAP CLASS II	6	CU YD	\$300.00	\$1,800.00	\$110.00	\$660.00	\$200.00	\$1,200.00
13	GEOTEXTILE FILTER TYPE IV	20	SQ YD	\$16.33	\$326.60	\$7.00	\$140.00	\$5.00	\$100.00
14	CONCRETE CURB AND GUTTER DESIGN B612	19	LIN FT	\$42.00	\$798.00	\$32.00	\$608.00	\$39.50	\$750.50
15	CONCRETE CURB AND GUTTER DESIGN B618	69	LIN FT	\$62.46	\$4,309.74	\$30.00	\$2,070.00	\$45.00	\$3,105.00
16	8" CONCRETE DRIVEWAY PAVEMENT	7	SQ YD	\$138.72	\$971.04	\$88.00	\$616.00	\$135.00	\$945.00
17	TRAFFIC CONTROL	1	LUMP SUM	\$1,000.00	\$1,000.00	\$2,000.00	\$2,000.00	\$500.00	\$500.00
18	FERTILIZER TYPE 3	64	POUND	\$2.83	\$181.12	\$1.00	\$64.00	\$1.35	\$86.40
19	COMMON TOPSOIL BORROW	13	CU YD	\$251.41	\$3,268.33	\$40.00	\$520.00	\$50.00	\$650.00
20	SEEDING	0.16	ACRE	\$11,500.00	\$1,840.00	\$5,000.00	\$800.00	\$1,250.00	\$200.00
21	SEED MIXTURE 25-131	11	POUND	\$11.36	\$124.96	\$3.00	\$33.00	\$11.85	\$130.35
22	SEED MIXTURE 33-261	4	POUND	\$24.56	\$98.24	\$22.00	\$88.00	\$93.45	\$373.80
23	EROSION CONTROL BLANKETS CATEGORY 3	90	SQ YD	\$3.33	\$299.70	\$6.00	\$540.00	\$3.30	\$297.00
24	HYDRAULIC MULCH MATRIX	774	SQ YD	\$5.37	\$4,156.38	\$1.50	\$1,161.00	\$1.80	\$1,393.20
25	PAVEMENT MESSAGE PAINT - HANDICAPPED SYMBOL	3	SQ FT	\$250.00	\$750.00	\$27.00	\$81.00	\$50.00	\$150.00
26	4" SOLID LINE PAINT	2,096	LIN FT	\$1.39	\$2,913.44	\$0.25	\$524.00	\$0.43	\$901.28
Total Alternate Bid No. 1					\$77,742.27		\$54,189.00		\$43,208.53

**BID TABULATION
CITY OF EAST BETHEL
2016 Street Improvement Project**

Alternate Bid No. 2				Rum River Contracting Co.		Midwest Asphalt Corporation		Knife River	
ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY		UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
1	MOBILIZATION	1	LUMP SUM	\$10,300.00	\$10,300.00	\$7,000.00	\$7,000.00	\$4,000.00	\$4,000.00
2	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	75	LIN FT	\$3.26	\$244.50	\$3.00	\$225.00	\$5.00	\$375.00
3	SALVAGE RANDOM RIPRAP	5	CU YD	\$34.90	\$174.50	\$35.00	\$175.00	\$100.00	\$500.00
4	COMMON EXCAVATION, EV	880	CU YD	\$13.46	\$11,844.80	\$24.00	\$21,120.00	\$15.00	\$13,200.00
5	AGGREGATE BASE CLASS 5	45	TON	\$26.68	\$1,200.60	\$40.00	\$1,800.00	\$30.00	\$1,350.00
6	FULL DEPTH RECLAMATION	3,408	SQ YD	\$2.53	\$8,622.24	\$1.25	\$4,260.00	\$2.80	\$9,542.40
7	SALVAGE FULL DEPTH RECLAMATION	3,408	SQ YD	\$2.48	\$8,451.84	\$3.00	\$10,224.00	\$2.00	\$6,816.00
8	MILL BITUMINOUS SURFACE (1.5")	58	SQ YD	\$15.42	\$894.36	\$6.00	\$348.00	\$11.00	\$638.00
9	BITUMINOUS MATERIAL FOR TACK COAT	242	GALLON	\$5.60	\$1,355.20	\$2.00	\$484.00	\$2.00	\$484.00
10	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B)	481	TON	\$56.24	\$27,051.44	\$52.00	\$25,012.00	\$54.50	\$26,214.50
11	TYPE SP 12.5 NON WEARING COURSE MIXTURE (2,B)	423	TON	\$61.91	\$26,187.93	\$55.00	\$23,265.00	\$57.00	\$24,111.00
12	15" CS PIPE APRON	1	EACH	\$750.00	\$750.00	\$550.00	\$550.00	\$500.00	\$500.00
13	15" CP PIPE SEWER	22	LIN FT	\$61.65	\$1,356.30	\$68.00	\$1,496.00	\$40.00	\$880.00
14	CONSTRUCT DRAINAGE STRUCTURE DESIGN H	1	EACH	\$4,200.00	\$4,200.00	\$3,000.00	\$3,000.00	\$900.00	\$900.00
15	CASTING ASSEMBLY	1	EACH	\$925.18	\$925.18	\$500.00	\$500.00	\$700.00	\$700.00
16	GEOTEXTILE FILTER TYPE IV	20	SQ YD	\$16.33	\$326.60	\$7.00	\$140.00	\$5.00	\$100.00
17	INSTALL RANDOM RIPRAP	5	CU YD	\$68.56	\$342.80	\$35.00	\$175.00	\$10.00	\$50.00
18	4" CONCRETE WALK	1,627	SQ FT	\$4.25	\$6,914.75	\$7.00	\$11,389.00	\$7.00	\$11,389.00
19	CONCRETE CURB AND GUTTER DESIGN B612	741	LIN FT	\$24.75	\$18,339.75	\$29.00	\$21,489.00	\$19.25	\$14,264.25
20	TRAFFIC CONTROL	1	LUMP SUM	\$500.00	\$500.00	\$1,000.00	\$1,000.00	\$500.00	\$500.00
21	FERTILIZER TYPE 3	100	POUND	\$2.83	\$283.00	\$1.00	\$100.00	\$1.35	\$135.00
22	COMMON TOPSOIL BORROW	80	CU YD	\$65.10	\$5,208.00	\$40.00	\$3,200.00	\$25.00	\$2,000.00
23	SEEDING	0.24	ACRE	\$11,500.00	\$2,760.00	\$5,000.00	\$1,200.00	\$1,250.00	\$300.00
24	SEED MIXTURE 25-131	55	POUND	\$2.10	\$115.50	\$3.00	\$165.00	\$3.70	\$203.50
25	EROSION CONTROL BLANKETS CATEGORY 3	300	SQ YD	\$2.33	\$699.00	\$2.00	\$600.00	\$2.75	\$825.00
26	HYDRAULIC MULCH MATRIX	1,160	SQ YD	\$5.37	\$6,229.20	\$1.50	\$1,740.00	\$1.80	\$2,088.00
Total Alternate Bid No. 2					\$145,277.49	\$140,657.00	\$122,065.65		

SUMMARY OF BIDDING:

	Rum River Contracting Co.	Midwest Asphalt Corporation	Knife River
Total Base Bid	\$514,937.85	\$519,806.00	\$521,113.40
Total Alternate Bid No. 1	\$77,742.27	\$54,189.00	\$43,208.53
Total Alternate Bid No. 2	\$145,277.49	\$140,657.00	\$122,065.65
Total Base Bid + Alternate Bid No.1 and No. 2	\$737,957.61	\$714,652.00	\$686,387.58

**BID TABULATION
CITY OF EAST BETHEL
2016 Street Improvement Project**

Bids opened 10:00 a.m.Friday, June 10, 2016.
There were 5 bids received, as shown herein.

Base Bid				Hardrives, Inc.		Park Construction Company	
ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY		UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
1	MOBILIZATION	1	LUMP SUM	\$15,760.51	\$15,760.51	\$20,000.00	\$20,000.00
2	REMOVE CURB AND GUTTER	300	LIN FT	\$9.23	\$2,769.00	\$8.35	\$2,505.00
3	REMOVE CONCRETE PAVEMENT	112	SQ FT	\$5.52	\$618.24	\$5.40	\$604.80
4	REMOVE BITUMINOUS PAVEMENT	177	SQ YD	\$6.42	\$1,136.34	\$10.10	\$1,787.70
5	SUBGRADE PREPARATION	67.1	ROAD STATION	\$169.44	\$11,369.42	\$205.00	\$13,755.50
6	AGGREGATE BASE CLASS 5	10	TON	\$20.10	\$201.00	\$9.60	\$96.00
7	HAUL AND DISPOSE FULL DEPTH RECLAMATION, LV	922	CU YD	\$10.79	\$9,948.38	\$13.10	\$12,078.20
8	FULL DEPTH RECLAMATION	20,578	SQ YD	\$1.01	\$20,783.78	\$0.61	\$12,552.58
9	MILL BITUMINOUS SURFACE (1.5")	146	SQ YD	\$12.76	\$1,862.96	\$6.10	\$890.60
10	MILL BITUMINOUS SURFACE (2.0")	62	SQ YD	\$16.79	\$1,040.98	\$6.10	\$378.20
11	BITUMINOUS MATERIAL FOR TACK COAT	4,484	GALLON	\$1.40	\$6,277.60	\$2.05	\$9,192.20
12	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B)	5,673	TON	\$55.55	\$315,135.15	\$56.00	\$317,688.00
13	TYPE SP 12.5 NON WEARING COURSE MIXTURE (2,B)	1,953	TON	\$55.11	\$107,629.83	\$54.00	\$105,462.00
14	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B) 1.5" THICK	228	SQ YD	\$16.64	\$3,793.92	\$41.20	\$9,393.60
15	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B) 2" THICK	178	SQ YD	\$24.90	\$4,432.20	\$44.70	\$7,956.60
16	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B) 2.5" THICK	182	SQ YD	\$31.31	\$5,698.42	\$54.90	\$9,991.80
17	TYPE SP 12.5 BITUMINOUS MIXTURE FOR PATCHING	29	TON	\$173.63	\$5,035.27	\$247.00	\$7,163.00
18	ROUT AND SEAL CRACKS IN CONCRETE CURB	34	EACH	\$37.51	\$1,275.34	\$50.00	\$1,700.00
19	CASTING ASSEMBLY	3	EACH	\$519.26	\$1,557.78	\$600.00	\$1,800.00
20	ADJUST FRAME AND RING CASTING (SPECIAL)	14	EACH	\$1,567.16	\$21,940.24	\$1,560.00	\$21,840.00
21	4" CONCRETE WALK	80	SQ FT	\$5.63	\$450.40	\$15.00	\$1,200.00
22	CONCRETE CURB AND GUTTER DESIGN D412	300	LIN FT	\$28.53	\$8,559.00	\$49.80	\$14,940.00
23	6" CONCRETE DRIVEWAY PAVEMENT	107	SQ YD	\$64.30	\$6,880.10	\$72.00	\$7,704.00
24	BITUMINOUS CURB	130	LIN FT	\$5.06	\$657.80	\$8.70	\$871.00
25	TRAFFIC CONTROL	1	LUMP SUM	\$1,553.94	\$1,553.94	\$1,450.00	\$1,450.00
26	FERTILIZER TYPE 3	178	POUND	\$1.07	\$190.46	\$4.25	\$756.50
27	COMMON TOPSOIL BORROW	143	CU YD	\$26.79	\$3,830.97	\$33.70	\$4,819.10
28	SEEDING	0.45	ACRE	\$2,679.20	\$1,205.64	\$19,500.00	\$8,775.00
29	SEED MIXTURE 25-131	98	POUND	\$9.65	\$945.70	\$15.00	\$1,470.00
30	HYDRAULIC MULCH MATRIX	2,178	SQ YD	\$1.07	\$2,330.46	\$3.60	\$7,840.80
Total Bid Schedule A					\$564,870.83	\$608,662.18	

**BID TABULATION
CITY OF EAST BETHEL
2016 Street Improvement Project**

Alternate Bid No. 1				Hardrives, Inc.		Park Construction Company	
ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY		UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
		1	MOBILIZATION	1	LUMP SUM	\$3,612.54	\$3,612.54
2	REMOVE CURB AND GUTTER	83	LIN FT	\$10.43	\$865.69	\$8.35	\$693.05
3	COMMON EXCAVATION, EV	40	CU YD	\$49.23	\$1,969.20	\$80.30	\$3,212.00
4	MILL BITUMINOUS SURFACE (1.5")	318	SQ YD	\$8.44	\$2,683.92	\$9.95	\$3,164.10
5	BITUMINOUS MATERIAL FOR TACK COAT	412	GALLON	\$1.40	\$576.80	\$2.15	\$885.80
6	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B)	434	TON	\$77.72	\$33,730.48	\$64.90	\$28,166.60
7	TYPE SP 12.5 BITUMINOUS MIXTURE FOR PATCHING	5	TON	\$261.93	\$1,309.65	\$237.00	\$1,185.00
8	15" CS PIPE APRON	1	EACH	\$910.93	\$910.93	\$547.00	\$547.00
9	15" CP PIPE SEWER	70	LIN FT	\$63.23	\$4,426.10	\$38.30	\$2,681.00
10	CONSTRUCT DRAINAGE STRUCTURE DESIGN H	1	EACH	\$3,697.30	\$3,697.30	\$1,510.00	\$1,510.00
11	CASTING ASSEMBLY	1	EACH	\$696.59	\$696.59	\$600.00	\$600.00
12	RANDOM RIPRAP CLASS II	6	CU YD	\$117.89	\$707.34	\$151.00	\$906.00
13	GEOTEXTILE FILTER TYPE IV	20	SQ YD	\$6.43	\$128.60	\$5.00	\$100.00
14	CONCRETE CURB AND GUTTER DESIGN B612	19	LIN FT	\$26.79	\$509.01	\$50.00	\$950.00
15	CONCRETE CURB AND GUTTER DESIGN B618	69	LIN FT	\$29.31	\$2,022.39	\$50.00	\$3,450.00
16	8" CONCRETE DRIVEWAY PAVEMENT	7	SQ YD	\$84.30	\$450.10	\$175.00	\$1,225.00
17	TRAFFIC CONTROL	1	LUMP SUM	\$1,071.68	\$1,071.68	\$1,000.00	\$1,000.00
18	FERTILIZER TYPE 3	64	POUND	\$1.07	\$68.48	\$1.35	\$86.40
19	COMMON TOPSOIL BORROW	13	CU YD	\$53.58	\$696.54	\$49.20	\$639.60
20	SEEDING	0.16	ACRE	\$2,679.19	\$428.67	\$1,250.00	\$200.00
21	SEED MIXTURE 25-131	11	POUND	\$9.65	\$106.15	\$11.90	\$130.90
22	SEED MIXTURE 33-261	4	POUND	\$58.94	\$235.76	\$93.50	\$374.00
23	EROSION CONTROL BLANKETS CATEGORY 3	90	SQ YD	\$6.43	\$578.70	\$3.30	\$297.00
24	HYDRAULIC MULCH MATRIX	774	SQ YD	\$1.07	\$828.18	\$1.80	\$1,393.20
25	PAVEMENT MESSAGE PAINT - HANDICAPPED SYMBOL	3	SQ FT	\$32.15	\$96.45	\$70.90	\$212.70
26	4" SOLID LINE PAINT	2,096	LIN FT	\$0.32	\$670.72	\$0.94	\$1,970.24
Total Alternate Bid No. 1					\$63,077.97		\$57,239.59

**BID TABULATION
CITY OF EAST BETHEL
2016 Street Improvement Project**

Alternate Bid No. 2				<i>Hardrives, Inc.</i>		<i>Park Construction Company</i>	
ITEM NO.	ITEM DESCRIPTION	ESTIMATED QUANTITY		UNIT PRICE	EXTENSION	UNIT PRICE	EXTENSION
		1	MOBILIZATION	1	LUMP SUM	\$7,953.05	\$7,953.05
2	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	75	LIN FT	\$5.36	\$402.00	\$5.00	\$375.00
3	SALVAGE RANDOM RIPRAP	5	CU YD	\$26.79	\$133.95	\$25.00	\$125.00
4	COMMON EXCAVATION, EV	880	CU YD	\$15.07	\$13,261.60	\$16.10	\$14,168.00
5	AGGREGATE BASE CLASS 5	45	TON	\$20.10	\$904.50	\$10.00	\$450.00
6	FULL DEPTH RECLAMATION	3,408	SQ YD	\$1.99	\$6,781.92	\$0.85	\$2,896.80
7	SALVAGE FULL DEPTH RECLAMATION	3,408	SQ YD	\$5.25	\$17,892.00	\$5.70	\$19,425.60
8	MILL BITUMINOUS SURFACE (1.5")	58	SQ YD	\$12.76	\$740.08	\$6.10	\$353.80
9	BITUMINOUS MATERIAL FOR TACK COAT	242	GALLON	\$1.40	\$338.80	\$2.15	\$520.30
10	TYPE SP 12.5 WEARING COURSE MIXTURE (2,B)	481	TON	\$62.90	\$30,254.90	\$64.90	\$31,216.90
11	TYPE SP 12.5 NON WEARING COURSE MIXTURE (2,B)	423	TON	\$62.28	\$26,344.44	\$63.30	\$26,775.90
12	15" CS PIPE APRON	1	EACH	\$1,339.60	\$1,339.60	\$574.00	\$574.00
13	15" CP PIPE SEWER	22	LIN FT	\$85.73	\$1,886.06	\$36.30	\$798.60
14	CONSTRUCT DRAINAGE STRUCTURE DESIGN H	1	EACH	\$4,233.14	\$4,233.14	\$1,510.00	\$1,510.00
15	CASTING ASSEMBLY	1	EACH	\$696.59	\$696.59	\$600.00	\$600.00
16	GEOTEXTILE FILTER TYPE IV	20	SQ YD	\$6.43	\$128.60	\$5.00	\$100.00
17	INSTALL RANDOM RIPRAP	5	CU YD	\$117.88	\$589.40	\$85.00	\$425.00
18	4" CONCRETE WALK	1,627	SQ FT	\$5.36	\$8,720.72	\$4.95	\$8,053.65
19	CONCRETE CURB AND GUTTER DESIGN B612	741	LIN FT	\$27.66	\$20,496.06	\$22.00	\$16,302.00
20	TRAFFIC CONTROL	1	LUMP SUM	\$535.84	\$535.84	\$500.00	\$500.00
21	FERTILIZER TYPE 3	100	POUND	\$1.07	\$107.00	\$1.35	\$135.00
22	COMMON TOPSOIL BORROW	80	CU YD	\$32.15	\$2,572.00	\$49.20	\$3,936.00
23	SEEDING	0.24	ACRE	\$2,679.21	\$643.01	\$1,250.00	\$300.00
24	SEED MIXTURE 25-131	55	POUND	\$9.65	\$530.75	\$3.70	\$203.50
25	EROSION CONTROL BLANKETS CATEGORY 3	300	SQ YD	\$6.43	\$1,929.00	\$2.75	\$825.00
26	HYDRAULIC MULCH MATRIX	1,160	SQ YD	\$1.07	\$1,241.20	\$1.80	\$2,088.00
Total Alternate Bid No. 2					\$150,656.21		\$136,158.05

SUMMARY OF BIDDING:

	<i>Hardrives, Inc.</i>	<i>Park Construction Company</i>
Total Base Bid	<u>\$564,870.83</u>	<u>\$606,662.18</u>
Total Alternate Bid No. 1	<u>\$63,077.97</u>	<u>\$57,239.59</u>
Total Alternate Bid No. 2	<u>\$150,656.21</u>	<u>\$136,158.05</u>
Total Base Bid + Alternate Bid No.1 and No. 2	<u>\$778,605.01</u>	<u>\$800,059.82</u>



City of East Bethel City Council Meeting Agenda Information

Date:

June 15, 2016

Agenda Item Number:

8.0 G.1

Agenda Item:

Upper Rum River Watershed Management Organization (URRWMO) Action Plan

Requested Action:

Information Item.

Background Information:

The URRWMO’s mission and activities are guided by their Watershed Management Plan which is required to be updated every 10 years. The URRWMO is in the process of the plan update and at their June 6, 2016 meeting the attached list of potential action items was presented for their Board review and consideration. These items will be discussed at the upcoming URRWMO 10-Year Plan Open House at the Oak Grove City Hall on June 29, 2016 at 7:00 p.m.

As required by MN State Statute 8410, the 10-year plan update requires a public and agency outreach effort to solicit input. Citizens and public officials are encouraged to provide comments and are invited to the Open House Meeting. Additional information is available on the URRWMO’ website or questions and comments can be directed to East Bethel Members Brian Mundle and Calvin Bahr or Chuck Schwartz, MSA Professional Services, Inc. at 612/548-3141 or cschwartz@msa-ps.com.

Attachments:

1.) URRWMO Action Plan

Fiscal Impact:

None at this time

Recommendation(s):

No action required

City Council Action:

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____



PROFESSIONAL SERVICES

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Memo

To: City Administrator/Clerk of Bethel, East Bethel, Ham Lake, Nowthen, Oak Grove & St. Francis

From: Upper Rum River Watershed Management Organization (URRWMO)

Subject: 10 year Plan update

Date: June 7, 2016

At the most recent URRWMO plan meeting the attached list of potential action items was compiled for Board review and consideration; black-colored items were extracted from the current approved plan, red-colored items represent suggested plan tasks and recommendations of the various respondents to date. The Board requested that it be forwarded to each member community Administrator/Clerk for distribution to Council and other interested individuals. These items will be discussed at the upcoming URRWMO 10-year plan Open House at Oak Grove City Hall on June 29, 2016 at 7:00 p.m. Items ultimately included in the plan will impact the watershed, your natural resources, development, and your community's budget. This memorandum provides background information and brief description of the potential action items.

URRWMO seeks to maintain the quality of area lakes, rivers, streams, groundwater, and other water resources across municipal boundaries. Resources of particular importance to the URRWMO include the Rum River, Seelye Brook, Ford Brook, and Cedar Creek. The stretch of the Rum River flowing through URRWMO is designated as a state Scenic and Recreational Waterway. Lake George and East Twin Lakes, the primary recreation lakes in the watershed, are also of high priority, in addition to many smaller lakes and wetlands.

As required by MN State Statute 8410, the 10-year plan update requires a robust public and agency outreach effort to solicit input. Please review the list, provide your comments, and consider attending the Open House. Additional information can be found at www.urrwmo.org. Questions and comments can be directed to one of your individual community representatives or Chuck Schwartz, PE of MSA Professional Services, Inc. at 612/548-3141 or cschwartz@msa-ps.com.

Offices in Illinois, Iowa, Minnesota, and Wisconsin

60 Plato Blvd. East, Suite 140, St. Paul, MN 55107-1835

(612) 548-3132 (866) 452-9454

FAX: (763) 786-4574 WEB ADDRESS: www.msa-ps.com

1. Surface Water Quality

- a. Maintain/Revise/Expand water quality monitoring program to track trends in water quality over time within the watershed

		2016	2017	2018
Lake Water Quality	East Twin		\$1,407	
	Lake George		\$1,407	
	Mud Lake			?
	Pickerel Lake			?
	Rogers Lake			?
Lake Levels	East Twin	\$265	\$273	
	Lake George	\$265	\$273	
	Coopers Lake	\$265	\$273	
	Minard Lake	\$265	\$273	
Stream Water Quality	Rum River CR24	\$1,392	\$1,434	
	Rum River CR7	\$1,392	\$1,434	
	Seelye Brook CR7	\$1,392	\$1,434	
	Cedar Creek CR9	\$1,392	\$1,434	
	Ford Brook CR63	\$1,392	\$1,434	
	Crooked Brook			?
Biomonitoring	Rum River CR24	\$901	\$929	
Reference Wetlands	East Twin	\$612	\$630	
	Lake George	\$612	\$630	
	Cedar	\$612	\$630	
		\$10,757	\$13,895	

- b. The URRWMO will implement policies designed to achieve a goal of non-degradation for water quality in their major recreational water bodies of East Twin Lake, Lake George, and the Rum River.
- c. Implement the recommendations of the Rum River WRAPP
- i. Cedar Creek - Work with ACD to develop and implement plan to investigate and reduce E. Coil concentrations (targeted agricultural BMPs)*
 - ii. Crooked Brook - Work with ACD to develop and implement plan to investigate and improve dissolved oxygen concentrations (lateral ditch abandonment and nutrient management planning for sod farm(s)).*

- iii. *Lake George – Work with ACD to develop and implement a water quality diagnostic and feasibility plan. Work with ACD to implement plan upon completion.*
 - 1. *URRWMO will continue to work with ACD on control of aquatic invasive species in Lake George.*
- iv. *Pickrel Lake - Work with ACD to protect water quality through shoreland management and property acquisition.*
- v. *East Twin Lake - Work with ACD to protect water quality through shoreland management and property acquisition.*
- vi. *Seelye Brook - Work with ACD and or Isanti County (issues appear to originate in Isanti County) to develop and implement plan to investigate and reduce E. Coil concentrations (targeted agricultural BMPs, wetland restoration, property acquisition)*
- vii. *Rum River –*
 - 1. *Require member communities to undertake desktop and field studies, as appropriate, to determine the location and extent of erosion along the Rum River and use the study to determine next steps to address this issue.*
 - 2. *Work with ACD and grant programs to protect critical corridor areas through property/easement acquisition.*
 - 3. *Work with ACD to develop lateral drainage ditch abandonment/wetland restoration plans*
 - 4. *Work with ACD and member communities to develop an inventory of culverts and drainage structures along Rum River and connected tributaries within URRWMO boundary.*
 - 5. *Work with ACD and member communities to implement stormwater runoff management BMPs (St. Francis project).*
- viii. *Mud Lake – No Recommended Action*

2. Development Management

- a. The URRWMO will undertake a review of the member communities’ regulatory programs. This review will be done as part of the local water resource plan review for

conformance with URRWMO policies, and through an annual report to the URRWMO from member communities. This will be completed in 2017-2020.

- b. The URRWMO will review applicable ordinances (Post-Construction Stormwater Management, Floodplain Management, and Shoreline Management) from each member community and require revisions to community ordinances to establish a uniform minimum standard. The minimum standard will incorporate current state and federal standards.

- i. Member communities, through local permitting programs, will require the treatment of stormwater runoff in according with local, state, and federal standards.

- a. Treatment of stormwater runoff shall include infiltration practices as specified by MPCA, unless prohibited. In such cases, developments shall consider other methods of volume reduction such as stormwater reuse.*

- ii. Member communities will establish long-term maintenance agreements with developers who install structural stormwater management practices as part of their development approval process.*

- iii. The URRWMO will update applicable rainfall references to reflect NOAA Atlas 14 data.*

- c. URRWMO will require member communities to implement and enforce a policy that ISTS must be installed in conformance with State and County regulations.

- i. URRWMO will pursue grants (MPCA) and/or establish an incentive cost-share program to encourage land owners to upgrade septic systems*

- d. The URRWMO will develop an inventory of natural land locked basins and will not allow construction of outlets from such basins unless a technical study is completed which quantifies the effect of the basin outlet and the effects are found to be minimal and acceptable to the URRWMO.*

- e. The URRWMO will require detailed flood studies to be completed prior to development along areas mapped as Zone A floodplains. Development proposed in such areas will be required to comply with applicable floodplain management ordinances.*

3. Local (Municipal) Surface Water Management Planning

- a. The URRWMO will require member communities to develop an inventory of publicly and privately owned stormwater management BMPs.*

- i. *Each member community will be required to develop a plan to inspect existing BMPs and implement necessary maintenance and repair plans.*
 - ii. *The URRWMO will require member communities to develop procedures for evaluating the effectiveness of existing stormwater management BMPs and to evaluate alternatives for improving the performance of BMPs that are not meeting current water quality treatment standards.*
- b. The URRWMO requires that member communities develop/revise hydrologic/ hydraulic models as part of the development of their local surface water management plans. These models must provide: subwatershed boundaries, indicate direction of flow, predict 100-year peak flows, and show location of discharge points at municipal boundaries.
 - i. *The URRWMO will require member communities to quantify changes to runoff rates, volumes, and flood elevations resulting from the cumulative effects of development.*
- c. *The URRWMO will require all municipalities to provide training opportunities for municipal road salt applicators about effective deicing methods and to provide equipment that allows reductions in salt use.*
- d. Member communities shall undertake illicit discharge detection and elimination activities per the NPDES Phase II rules and include results in their annual report to the URRWMO.

4. Wetlands

- a. *URRWMO wetland buffer standards will be revised if appropriate prior to 2019. Revisions may include consideration of buffer requirements for agricultural operators.*

5. Agricultural Land Management

- a. *URRWMO will work with ACD, member communities, and grant programs to conduct a barnyard and feedlot survey to identify potential sites for improvements for water quality.*
- b. *URRWMO will work with ACD, member communities, and grant programs to conduct a desktop study of active cropland to identify potential land management practices for improved water quality.*
- c. *URRWMO will establish an incentive cost-share program to encourage farmers to enroll in the MN Ag Water Quality Certification Program*
- d. *URRWMO will pursue grants and/or establish a cost-share program for establishment of stream buffers and livestock exclusion (fencing) projects.*

6. Forest Resources

- a. URRWMO will pursue grants to facilitate member communities in responding to Emerald Ash Borer invasive species.*
- b. URRWMO will pursue grants and/or establish an incentive cost-share program to encourage reforestation of lands which were historically forested.*

7. Invasive Species.

- a. The URRWMO will request assistance from the Anoka Conservation District, the Department of Natural Resources, lake associations, Lake George Conservation Club, and other agencies to develop an invasive species monitoring program.
- b. The URRWMO will develop a public education program about the problems of invasive aquatic species and how to control the spread of these organisms.
- c. The URRWMO will work with member communities, as requested, to develop aquatic vegetation management plans for lakes.

8. Groundwater

- a. The URRWMO will work with ACD, Anoka County, MDNR, and other agencies to develop a plan to track ground water levels, trends, and water quality.
- b. The URRWMO will work with ACD, Anoka County, MDNR, MDH, and other agencies to complete a groundwater capacity study to determine if the population can be supported by private wells. The URRWMO recognizes the need to work with agencies outside of the URRWMO as this issue transcends the URRWMO boundaries.

9. Funding

- a. The URRWMO will actively pursue grant opportunities. The URRWMO will add a budget item to meet the URRWMO obligation for matching funds that may occur as part of future grants.



City of East Bethel City Council Meeting Agenda Information

Date:

June 15, 2016

Agenda Item Number:

8.0 G.2

Agenda Item:

Purchase or Sale of Real or Personal Property

Requested Action:

Consider approval of the purchase of real property and permanent easements for the Phase I Service Road.

Background Information:

City Staff has concluded real estate negotiations with affected property owners for the right of way/easements required for the Phase I Service Road. Staff has previously informed Council as these matters were in process.

There two permanent/temporary easements and one parcel purchase proposed for acquisition. PIN #'s for the properties are as follows:

29-33-23-34-0001, 0.39 acres permanent and 1.51 acres temporary easement - \$15,000

29-33-23-33-0002, 10 acre tract with dwelling - \$349,000

29-33-23-32-0004, 1.6 acres permanent and 1.5 acres temporary easement - \$12,000

Attachments:

Fiscal Impact:

Total acreage of the acquisition consists of one 10 acre tract with dwelling, 1.99 acres of permanent easement and 3.01 acres of temporary easement and the cost of the this right of way/easement is \$376,000. The City will use funds from their Municipal State Aid Account (MSA) for the acquisitions. The MSA account is funded by an annual appropriation from MnDOT and no City General Funds will be required for these purchases.

Recommendation(s):

Staff recommends the approval of the real property acquisition of lands identified as PIN #'s

29-33-23-34-0001

29-33-23-33-0002

29-33-23-32-0004

with total payments to be \$376,000 and disbursements to made at closings.

City Council Action:

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____