City of East Bethel
City Council Agenda

Regular Council Meeting – 7:30 p.m.
Date: May 1, 2013

	Item		
7:30 PM	**1.0**	**Call to Order**	
7:31 PM	**2.0**	**Pledge of Allegiance**	
7:32 PM	**3.0**	**Adopt Agenda**	
7:33 PM	**4.0**	**Presentation – Sandhill Crane Natural Area Forestry Management Plan**	
Page 3-15			
8:03 PM	**5.0**	**Public Forum**	
8:20 PM	**6.0**	**Consent Agenda**	
	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		
Page 19-22	A.	Approve Bills	
Page 23-32	B.	March 20, 2013 City Council Work Meeting Minutes	
Page 33-46	C.	April 3, 2013 City Council Regular Meeting Minutes	
Page 47-52	D.	April 3, 2013, City Council Work Meeting Minutes	
Page 53-61	E.	April 16, 2013 Town Hall Meeting Minutes	
Page 62	F.	Res. 2013-18 Designating Ice Arena Floor Scrubber Surplus Property	
Page 63-70	G.	Pay Estimate #21, S.R. Weidema, Phase 1, Project 1, Utility Project	
Page 71	H.	Accept Resignation of Fiscal and Support Services Director and Authorize Staff to Advertise Position	
	I.	Purchase Floor Scrubber for Ice Arena	
	New Business		
	7.0	**Commission, Association and Task Force Reports**	
8:25 PM	A.	EDA Commission	
Page 72-76		1.	Amend EDA By-laws
Page 77-80		2.	Res. 2013-19 Authorizing the City of East Bethel Economic Development Authority to Extend Loans to Qualifying Businesses and Property Owners Pursuant to the Utility Infrastructure Loan Fund Program
8:35 PM	B.	Planning Commission	
Page 81-93		1.	Meeting Minutes, March 26, 2013
Page 94-101		2.	Interim Use Permit (IUP)/Home Business – 912-207th Ave. NE - Cathryn Erickson
Page 102-109		3.	Conditional Use Permit (CUP) for Truck and Trailer Parking/Storing of Auto Parts Indoors – 1542 221st Ave. NE - Paul Partyka
Page 110-155		4.	Schedule Work Meeting – MIDS Project Update
9:00 PM	C.	Park Commission	
Page 156-162		1.	Meeting Minutes, April 10, 2013
9:05 PM	D.	Road Commission	
Page 163-170		1.	Meeting Minutes, April 9, 2013

	8.0	**Department Reports**		
		A.	Community Development	
		B.	Engineer	
		C.	Attorney	
9:10 PM		D.	Finance	
	Page 171-173		1.	Res. 2013-20 Amending Fee Schedule
		E.	Public Works	
		F.	Fire Department	
9:15 PM		G.	City Administrator	
	Page 174176		1.	Recycle Saturday Drop-off Pickup

	9.0	**Other**	
9:25 PM		A.	Staff Reports
9:35 PM		B.	Council Reports
		C.	Other

9:40 PM	**10.0**	**Adjourn**

City of East Bethel
City Council
Agenda Information

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Date:
May 1, 2013

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Agenda Item Number:
Item 4.0

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Agenda Item:
Presentation of the Sandhill Crane Natural Area (SCNA) Forestry Management Plan

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Sponsor: City Administrator

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Requested Action:
Consider a response to the SCNA Forestry Management Plan

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Background Information:
At the October 3, 2012 Interagency Management Committee (IMC) meeting for the Sandhill Crane Natural Area (SCNA), the Minnesota Department of Natural Resources (DNR) Forestry Division presented a management plan for the State Trust Land located within the SCNA. The management plan included clear cutting the native oak stands located on three separate parcels and allowing natural oak regeneration supplemented with pine plantings.

As a collaborator on the Master Plan for the SCNA and signer for the Memorandum of Understanding along with the Minnesota DNR, the City of East Bethel feels that DNR Forestry Division's management plan is not in line with the 2030 vision for the SCNA as a "remote area, relatively undisturbed by human activities". The quality and abundance of native plant communities located within the natural area and their proximity to the expanding metropolitan area provide a unique situation that should be considered before proceeding with the proposed management plan. Clear cutting the northwest parcel will be particularly detrimental to the adjacent housing development located along the western border and those visitors who use the area as a way to enjoy a natural forest environment.

After visiting other State Trust Lands that were managed by clear cutting (staff visited a site in Oak Grove), the City staff feels such management plans do not represent natural forest regeneration and will detract from quality of native communities found in the SCNA. Such management practices could provide a means for the establishment of invasive species that are not currently found within the natural area and the City staff therefore is in opposition the proposed management plan and has informed the DNR of our position.

On Thursday, March 28, 2013 the IMC convened for the purpose of discussing the DNR's proposal to clear cut up to 80 acres of the State owned property within the designated Sandhill Crane Natural Area. Bob Quady (DNR Forestry) presented a forest management proposal for the School Trust lands within the SCNA and provided some background of how School Trust property is managed. The DNR's proposal is to clear cut approximately 60 acres of School Trust

lands and conducting some fuel wood cuts on approximately 20 acres. In addition to opposition of the plan, several questions from the Committee were asked regarding the Forest Management Proposal including issues such as access, road damage, oak wilt, how much revenue generated, public perception, communication response plans, and timing.

An additional meeting was proposed for the IMC to discuss the detailed Forestry Management Plan but scheduling conflicts prevented the group from meeting at a date prior to our Council meeting of May 1, 2013. Since this is a facility that is located in the City and City owned property within the SCNA would be affected by potential logging access activities it was decided that matter should be presented for Council and citizen for comment and input prior to the auction of the timber on the State Trust Lands.

This matter is scheduled to be included on the June 2013 auction sale. Once the bid is awarded, the logger has up to three years to cut the sale.

Attachments:
Anoka County Letter of Opposition
MPCA Letter of Opposition
City of East Bethel Letter of Opposition
Location Map
Property Map
Forestry Management Plan
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Fiscal Impact:
To be determined
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Recommendation(s):
City Staff recommends that Council consider the impact of this plan and express their opposition on the matter.
* *

City Council Action

Motion by:________________ Second by:________________

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Vote Yes:_____ Vote No:_____

No Action Required:_____

Anoka County Parks and Recreation

550 Bunker Lake Boulevard NW, Andover, MN 55304

October 15, 2012

Mr. Forest Boe, Director
MN Department of Natural Resources
Division of Forestry
500 Lafayette Road
St. Paul, MN 55155

RE: Sandhill Crane Natural Area – State's Proposed Clear Cut on School Trust Lands in East Bethel, Minnesota

Dear Mr. Boe:

The purpose of this letter is to provide you with Anoka County's respectful opposition to the State of Minnesota Division of Forestry's management prescription to clear cut the School Trust Lands located within the Sandhill Crane Natural Area (SCNA) in East Bethel, Minnesota. Please know that I understand and appreciate the reasoning behind your Division's prescription to clear cut, however, I would like to express another viewpoint for your consideration.

As a matter of background, the SCNA is an inspiring example of what can happen when government agencies and area citizens become dedicated to a common purpose of conserving public natural resources. The 495-acre protected area comprises separate parcels of land owned by four different agencies at various levels of government: the City of East Bethel, Anoka County (Parks), the MN Pollution Control Agency, and the MN Department of Natural Resources. Over the past two decades, these government entities with their wide-ranging goals and responsibilities came together in recognition of the importance of safeguarding the area's unique biodiversity earning two national awards. As agency representatives (and their respective policy makers) worked side by side with area residents, a central vision for the future of the land became clear as it is articulated in the SCNA Master Plan. Today, while the land continues to be held under divided ownership, it is united by a collaborative management model called the SCNA Interagency Management Committee.

On October 3, 2012, during a SCNA Interagency Management Committee Meeting, a MN DNR Division of Forestry staff member, Robert Quady, did a professional job in presenting the clear cut prescription and the reasons why, for the School Trust Land parcels. Upon reviewing and assessing the ecological, social, and recreational

implications associated with the proposed clear cut prescription, the SCNA Interagency Management Committee unanimously opposes the clear cut. However, the SCNA Interagency Management Committee does support the Division of Forestry's management objective of sustaining the long-term oak regeneration of the forest communities at the SCNA and Committee would support a selective cut prescription.

Thank you for your time in considering the history and evolution of the SCNA and the perspectives of the SCNA Interagency Management Committee on this important issue as you make your decision.

Please feel free to e-mail or call me at your convenience if you would like any further background information or if you have any questions at jeff.perry@co.anoka.mn.us or 763-767-2861.

Respectfully,

Jeff Perry
Park Operations Manager
Anoka County
Jeff.perry@co.anoka.mn.us
763-767-2861

Minnesota Pollution Control Agency

520 Lafayette Road North | St. Paul, MN 55155-4194 | 651-296-6300 | 800-657-3864 | 651-282-5332 TTY | www.pca.state.mn.us

October 10, 2012

Mr. Jeff Perry
Parks Operations Manager
Anoka County Parks & Recreation Department
1350 Bunker Lake Boulevard
Andover, MN 55304

RE: SCNA and Trust Land Forest Management
East Bethel Landfill/SW-047

Dear Mr. Perry:

The purpose of this letter is to provide you with comments to the Interagency Management Committee (IMC) meeting of October 3, 2012 where the Department of Natural Resources (DNR) Forester presented its plan to clean cut the DNR Trust Land located within the Sandhill Crane Natural Area (SCNA). The Minnesota Pollution Control Agency (MPCA) is a member of the IMC and we are opposed to DNR's clear cutting plan and believe this proposed plan is at odds with SCNA Master Plan.

The MPCA owns the East Bethel Landfill (Landfill) and signed the SCNA Memorandum of Understanding, over a decade ago. There are two reasons we agreed with this approach for the Landfill, as follows: 1) it has local citizen input, interest and dedication and, 2) creation of the IMC which engages the local citizen group in development discussions and developed the SCNA Master Plan, which was finalized December 2001.

The MPCA 's support for the SCNA was put into action when in the early planning stages the IMC determined a property survey was needed and the MPCA provided financial support. Then again, as part of our Landfill construction activities (2006) we seeded the Landfill cover and adjacent land owned by MPCA with a prairie grass mixture (@60 acres).

Thank you for collecting the IMC members input on this important issue. We hope that the DNR will take the SCNA IMC comments into consideration.

Sincerely,

Jeffrey R Lewis

Jeffrey Lewis
Manager
Closed Landfill and Superfund Section
Remediation Division

JL:csa

October 11, 2012

Mr. Jeff Perry
Park Operations Manager
Anoka County Parks and Recreation Department
1350 Bunker Lake Boulevard
Andover, MN 55304

RE: Sandhill Crane Natural Area/State Trust Land Management Plan

Dear Mr. Perry:

At the October 3, 2012 Interagency Management Committee (IMC) meeting for the Sandhill Crane Natural Area (SCNA), the Minnesota Department of Natural Resources (DNR) Forestry Division presented a management plan for the State Trust Land located within the SCNA. The management plan included clear cutting the native oak stands located on three separate parcels and allowing natural oak regeneration supplemented with pine plantings.

As a collaborator on the Master Plan for the SCNA and signer for the Memorandum of Understanding along with the MN DNR, the City of East Bethel feels that DNR Forestry Division's management plan is not in line with the 2030 vision for the SCNA as a "remote area, relatively undisturbed by human activities". The quality and abundance of native plant communities located within the natural area and their proximity to the expanding metropolitan area provide a unique situation that should be considered before proceeding with the proposed management plan. Clear cutting the northwest parcel will be particularly detrimental to the adjacent housing development located along the western border and those visitors who use the area as a way to enjoy a natural forest environment.

After visiting other State Trust Lands that were managed by clear cutting, the City of East Bethel feels such management plans do not represent natural forest regeneration and will detract from quality of native communities found in the SCNA. Such management practices could provide a means for the establishment of invasive species that are not currently found within the natural area and the City of East Bethel therefore opposes the proposed management plan.

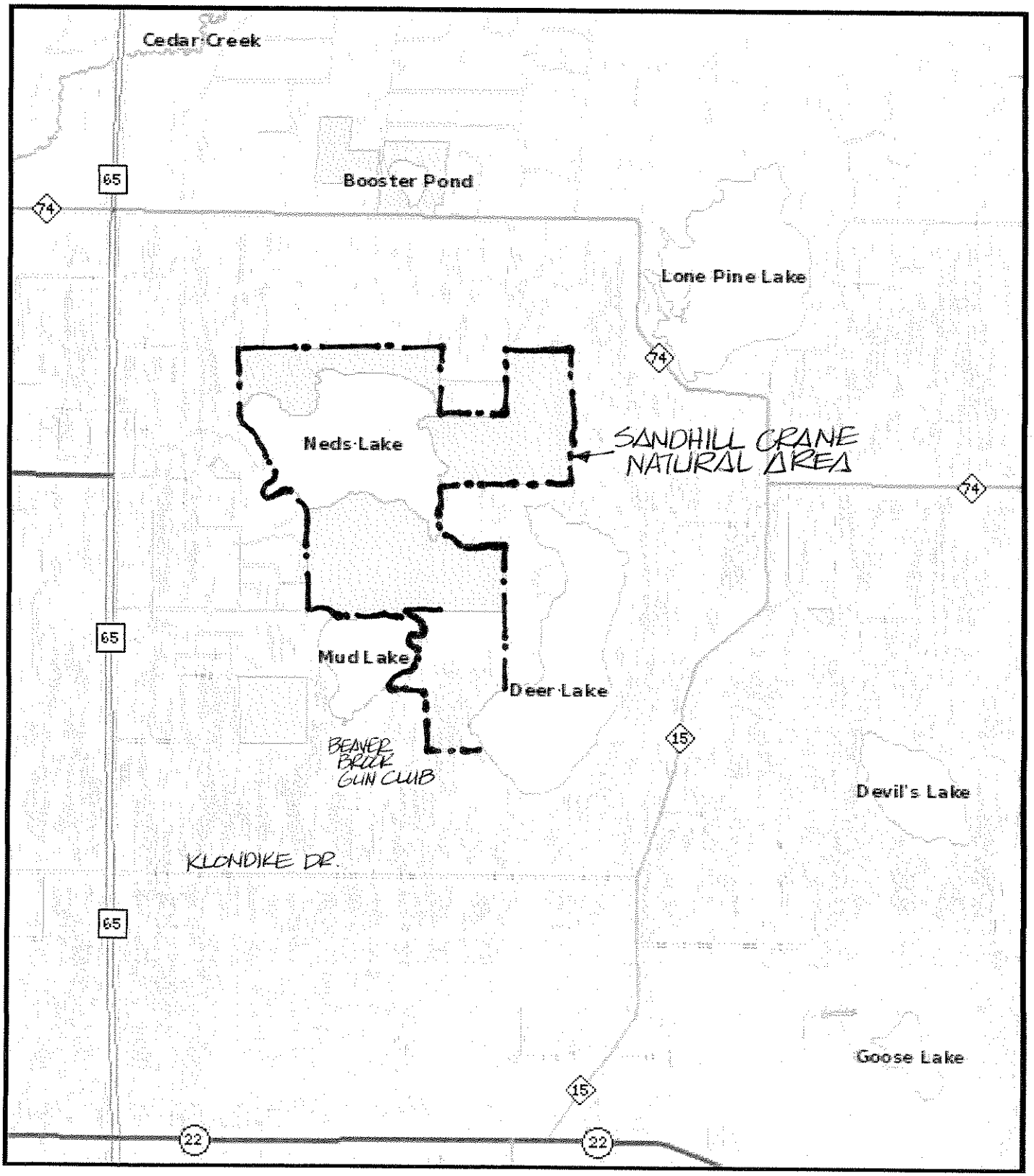
Thank you for gathering input from the IMC members. Hopefully the DNR Forestry Division will consider these responses and those of the Citizens Advisory Committee before the proposed management plan is implemented.

Sincerely,

Jack Davis
City Administrator

2241 221st Avenue NE East Bethel, Minnesota 55011

LOCATION Map



Disclaimer: Maps and documents made available to the public by the City of East Bethel are not legally recorded maps or surveys and are not intended to be used as such. The maps and documents are created as part of the Geographic Information System (GIS) that compiles records, information, and data from various city, county, state and federal resources.
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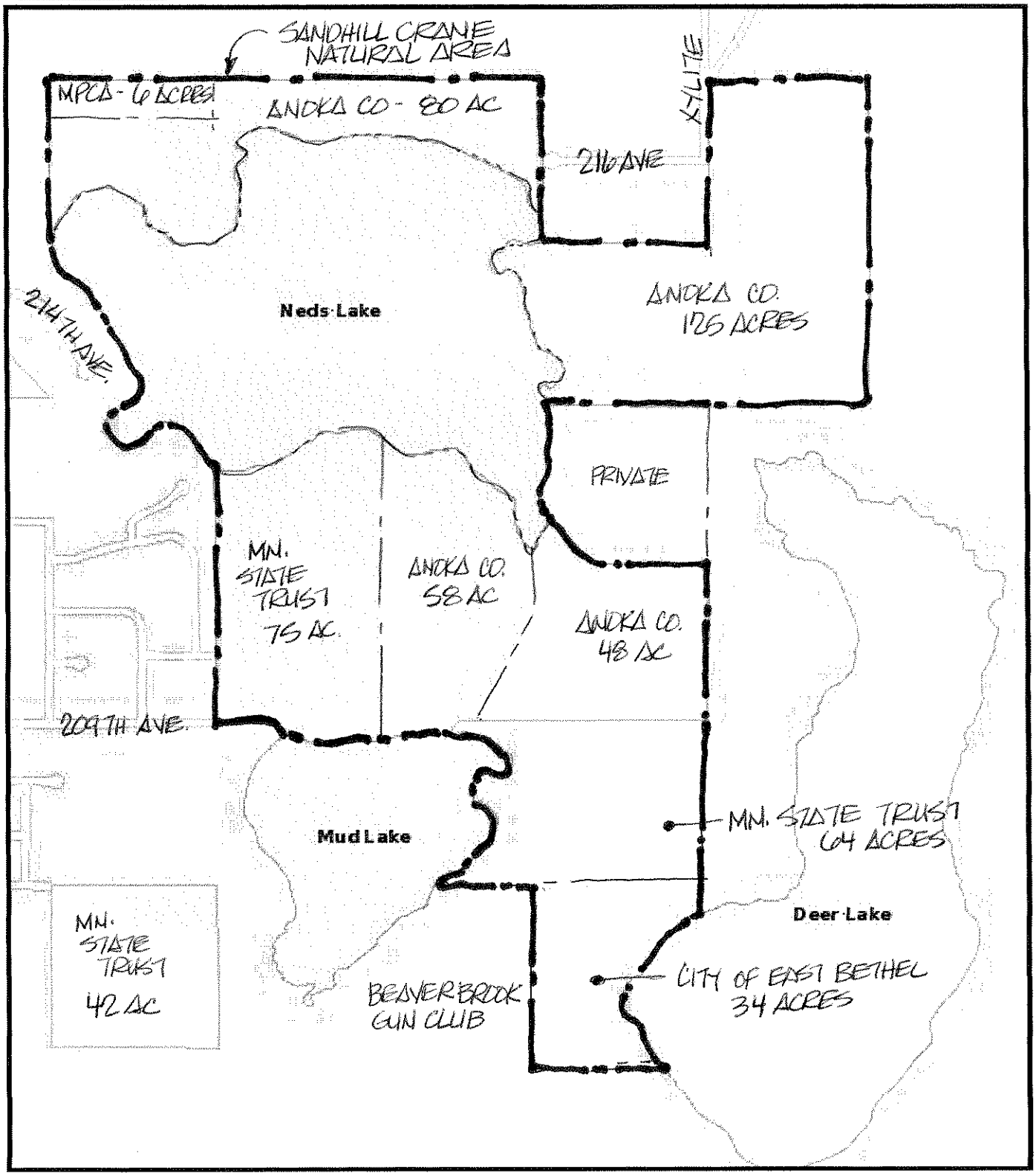
N W E S

Printed 04/25/2013

PROPERTY Map



Disclaimer: Maps and documents made available to the public by the City of East Bethel are not legally recorded maps or surveys and are not intended to be used as such. The maps and documents are created as part of the Geographic Information System (GIS) that compiles records, information, and data from various city, county, state and federal resources.
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Printed 04/25/2013

Summary of Sand Hill Crane Management Plan

April 15, 2013

Description of the timber stands

The state administered land on the Sand Hill Crane Natural Area consists of uplands, occupied primarily with oak, as well as lowlands. There is about 100 acres of upland area. The current age of the upland oak is 80-90 years old. The oak is mature and starting to die from old age. There are also significant insect and disease issues on the oak. The stand east of the new water treatment site has already lost over a third of its volume because of oak wilt.

The regeneration in the areas that are heavily affected by oak wilt is maple, boxelder and cherry. There is often times a heavy component of brush in these diseased areas. In other parts of the stands, which are not as highly effected by oak wilt, there is young maple scattered in much of the understory. These maple will fill in the gaps as the oak gradually dies out. In the stand that lies on the eastern part of this property (north of the gun club) there has been an under planting of conifers consisting of white pine, spruce and balsam fir. These conifers are anywhere from 8-20' tall.

There is a pine plantation east of Kenyon St that consists of 8-12 diameter trees. The access to this area would be from 209th Lane NE.

Obligation to the trust

This tract of state land is designated as school trust land. As the managers of school trust lands the DNR is given certain directives in its management. Below is an excerpt from Operational Order #121 which describes these obligations.

> The School Trust lands are not DNR lands, even when included within the boundaries of agency-designated management units, and the primary mission for School Trust lands is different than for other DNR-managed lands. Under the law, the primary management priority for School Trust lands is to maximize their long term economic return. This priority must be managed consistent with sound natural resource conservation and management principles. In most instances, these two goals are complementary and the appropriate balance can be achieved. This is true particularly with those natural resource management practices that are essential to maintaining a sustainable economic return such as ensuring good forest soil productivity for the long term health of timber harvest yields. However, in those circumstances where there is an unresolvable conflict between maximizing long term economic return and protecting natural resources and recreation values, the DNR must give precedence to long term economic return in its management duties on School Trust lands.

For almost a century these lands have yielded almost no economic return to the trust. To best meet this obligation of "maximizing long term economic return", the management would be to immediately regenerate all of the oak by harvesting. The post-harvest treatment would be to inter plant white pine in the areas that do not have conifer regeneration in them. The pine plantation that is east of Kenyon St would be thinned. All of these harvest activities would be done in the summer, since summer wood brings the highest timber value.

Any deviations from the above plan detract from the maximum long term economic return to the trust. There might be good reason to deviate in order to promote other values, but these are values different then the trust directive and as such the trust should be compensated accordingly.

The management plans for the school trust sites in the SCNA are:

- The upland hardwood areas would be harvested thereby regenerating the oak naturally through stump sprouting and seeding. The intent would be to reserve the white oaks and bur oaks. These oaks are less susceptible to oak will. We would start with the eastern most stands as well as the stand to the east of the water treatment site. The harvest of the oak stands east of Kenyon St would be delayed for a few years.

- White pine would be interplanted in the areas that are to be regenerated to oak in order to increase stand diversity. (See comments below on the benefits of this diversification.) This of course would not need to be done where conifers have already been underplanted

- Language to address the spread of invasives would be included in the timber sale regulations.

- Nonmerchantable snags that are not hazardous to timber operations would be reserved.

- The sale would encourage the marketing of the biomass which will increase the fiduciary return, reduce potential for fire hazards and increase the aesthetics.

- During the timber sale design, skid trails would be laid out to align with future access trail.

- We would delay any commercial thinning of the pine for several years.

- Harvesting would not occur during the oak wilt infection season (April 1 - July 31).

- If there is logging residue after the sale, and the access into the parcel is fairly easy, we would sell fuelwood permits to the public to clean up the site.

As mentioned in the trust section, some of this proposed management is contrary to maximizing long term economic return. This would include, reserving trees, postponing harvest, establishing trails, restricting timber activity to winter access. Seeking funds to compensate the trust for these fiduciary deviations would be the best solution to meet the trust obligations.

Benefits of the diversified stand for future management:

1) This management plan would increase the long term economic potential for this stand. Historically pine sawtimber has brought a better price then the sand oak that we grow. Also, once established the future regeneration costs are negligible because of its ability to naturally regenerate though seeding.

2) The diversification of the stand, by the introduction of white pine, would make this a healthier stand. It would decrease the root to root transfer of oak wilt. It will also lessen the impact of other oak insect and disease problems (BOB, armellaria, gypsy moth, 2 lined chestnut borer).

3) Future managers would have the option of managing this as a multiage stand, which would be preferable in this urban setting. Instead of clearcutting, or regeneration burns, this stand could be managed as a multi-aged stand. It would be periodically thinned that would be less visually disruptive then regeneration harvest.

4) This proposed management would maintain and regenerate this stand without the need of fire. Burning in this area has many challenges, which is probably why it has not been done out there in recent history. Here are a few of the issues:

- Using fire in populate areas can raise health and safety concerns. There is also a increased liability burning in populated areas.
- The access into parts of this area is very difficult.
- There are lowlands surrounding these stands making fire break establishment challenging.
- Using fire would destroy the investment that has already been made in the under planting of conifers.
- Using fire requires a long term commitment of time and money.

Given these challenges it would be very difficult to put the intensity of fire on the ground necessary to achieve the management goals laid out in the master plan.

Value projections

I have been asked, "What is the economic return potential to the trust for timber management?" It can be challenging to project the value of the forest products on a piece of property. There are many variables including, timber quantity, timber quality, season of access, current market conditions, and sale regulations. Below are some rough estimates of values based on recent auction sales in the area.

The healthy parts of these stands run approximately 30 cords/acre.

The value estimate for oak fuelwood and bolts, that are summer accessible is $20 – 30 /cord

Total Value - 30 cords/ ac X $20-30 /cord = $600-900 /acre

Restricting the harvest to winter access only may yield half of this amount.

These stands are losing both quantity and quality because of their over maturity combined with insect and disease problems.

Topics discussed at the meeting

While I maybe do not recall everything that was touched on at the meeting I wanted to address a few points I did recall.

There was a question about if we would be changing the native plant community. We would maintain the current native plant community although it would be at a different growth stage. Moving from a NPC in a mature stage to one in a younger stage does not change the NPC. After the harvest this stand will look very similar to what the area looked like 90 years ago when these stands were established except we would be introducing a component of pine into the stand. In the Anoka Sand Plain there is an age imbalance in the native plant community FDs37 (oak

woodland) with most of it over mature. There is very little regeneration of this type occurring. In 40 years from now, the only 40 year old oak stands will be the ones we regenerate today.

The mixed oak/ pine forest proposed for this site are very similar to the components in the Boot Lake Scientific and Natural Area just 4 miles to the east of these parcels.

There was a question about the proposed management's effect on the animals in the area. I believe it would have very little effect on the species that primarily use the wetlands. The upland animals would be displaced for a period. I would contend that there would be no more displacement of these animals then there would be from the burning that was proposed in the master plan. In the long term I believe there would be less disturbance to them because burning would need to occur much more often than harvesting. The rare features inventory shows that Boot Lake SNA , which is an oak/pine forest has the same rare features as the SCNA and in even greater abundance.

There was a concern expressed about timber harvesting activities increasing the presence of invasives on the site. For this discussion I will use buckthorn as the example. If buckthorn is not present in parts of this area I do not see where the logging activity will introduce it to the site. The main vector for this invasive is birds and the logging activity would not increase the presence of the vector. Some things that we have noticed that attract the vector (birds) is reserving cherry and red cedar (a food source) and reserving scattered trees (roosting areas). If buckthorn is present in the understory then harvesting the overstory will release it. However, buckthorn is much more shade tolerant then oak so it will thrive in the understory, as will the maple, until there is an opening created. I see no economic alternative for controlling these shade tolerant species. If you harvest the oak and regenerate it by stump sprouting at least it can then easily out- compete any shade tolerant invasives. There is no economic incentive for the trust to control these species so if project work to control invasives is proposed it will have to come from non-trust funding sources.

There was discussion at this meeting concerning access into the site and hauling the product out on trucks through city streets. We have not yet made contact with adjacent landowners to discuss the option of accessing the timber. As mentioned above, the timber harvesting brings the greatest return if it can be summer logged (except harvest activity would not be allowed during the oak wilt season). Some of the areas have fairly easy year round access (the stand east of the water treatment site and the stand east of Kenyon St). Some of the area may have summer access depending on getting permission from the adjacent land owners (the eastern most stands) and some of the areas can only be winter accessed because of the need to cross low land to get to them (the island east of Kenyon St).

The city is rightfully concerned with potential for damage to the city streets. The loggers would, of course have to abide by any weight restrictions that may exist on the roads. There might be ways to mitigate some of the concerns by allowing the harvest prior to freeze up but then have most of the hauling occur after freeze up. The specific restrictions can be worked on as we address specific access concerns.

There was a concern brought up concerning the aesthetics to the general public. The first harvests should have minimal visual impact to the local residence. The eastern part (north of the

shooting range) does not have any adjacent land owners in view. Some might be able to see it looking across the swamp but they would be quite a distance away.

The parcel east of the water treatment area does have adjacent landowners. This is a relatively small area (17 acres). It is heavily infected with oak wilt disease. Some of it has already gone down and the rest has dead timber throughout. I cannot imagine it could look aesthetically worse than it does now.

The area that the harvest will have the greatest visual impact is the woods east of Kenyon St. These woods are adjacent to houses on its west side. The impact will somewhat be broken up by the pine plantation in this area.

There are pluses and minuses to owning property adjacent to public land. You get the benefit of having larger undeveloped areas next to you without having paying the taxes on it. However you have to tolerate the public users and management that comes with it.

The next steps

- We are still working on getting clarification on some of the land ownership issues.

- I have completed the cruising the stand. We plan to put this on the June 2013 auction sale. Once the wood is purchased the logger has up to three years to cut the sale.

- We have people looking into some compensation options for the trust.

- We will contact adjacent landowners and the City to figure out access options.

Conclusion

While this is school trust land, and with that designation there are certain obligations, the plan that had been laid out is the best forest management, whether this was trust or not. The biological reality is that this woods is going to go down. If nothing is done the oaks will die from age, insects & disease, or possibly a wind event. The resulting stand will be that the shade tolerant species in the understory (maple, cherry, box elder) will pre dominate the next stand. There will be a very small component of oak.

As a forester, and a taxpayer, it makes sense to utilize this timber product before it dies and deteriorates. This deterioration has already begun.

Robert Quady
Cambridge Area State Land Program Forester

City of East Bethel
City Council
Agenda Information

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Date:
May 1, 2013
* *

Agenda Item Number:
Item 6.0 A-I
* *

Agenda Item:
Consent Agenda
* *

Requested Action:
Consider approving Consent Agenda as presented
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Background Information:
Item A
Bills/Claims

Item B
March 20, 2013 City Council Work Meeting Minutes
Meeting minutes from the March 20, 2013 City Council Work Meeting are attached for your review and approval.

Item C
April 3, 2013 City Council Regular Meeting Minutes
Meeting minutes from the April 3, 2013 Regular City Council Meeting are attached for your review and approval.

Item D
April 3, 2013, City Council Work Meeting Minutes
Meeting minutes from the April 3, 2013, City Council Work Meeting Minutes are attached for your review and approval.

Item E
April 16, 2013 Town Hall Meeting Minutes
Meeting minutes from the April 16, 2013 Town Hall Meeting are attached for your review and approval.

Item F
Resolution 2013-18 Declaring Ice Arena Floor Scrubber Surplus Equipment
Staff recommends adoption of Resolution 2013-18 Declaring the Ice Arena floor scrubber Surplus Equipment and directing the equipment to be disposed of by recycling the materials or trade-in.

Item G
Pay Estimate #21 for the Phase 1, Project 1 Utility Improvements

This item includes Pay Estimate #21 to S.R. Weidema for the construction of the Phase 1, Project 1 Utility Improvements. The major pay items for this pay request include muck excavation and backfill and sanitary sewer, forcemain and watermain construction along Viking Boulevard. Two separate payments will be made. One payment will be to S.R. Weidema and the other will be to the escrow account established at TCF Bank. Staff recommends partial payment of $152,155.28. A summary of the recommended payment breakdown is as follows:

Contractor Payment Summary			
	Totals to Date	Less Previous Payments	Amount Due this Estimate
MCES	$6,840,855.20	$6,774,018.36	$66,836.84
City	$4,184,114.40	$4,172,645.90	$11,468.50
County	$1,855,545.49	$1,789,303.32	$66,242.17
Total	$12,880,515.09	$12,735,967.58	$144,547.51
Escrow Payment Summary			
	Totals to Date	Less Previous Payments	Amount Due this Estimate
MCES	$360,045.01	$356,527.28	$3,517.73
City	$220,216.55	$219,612.94	$603.61
County	$97,660.29	$94,173.86	$3,486.43
Total	$677,921.85	$670,314.08	$7,607.77

The payment includes $144,547.51 to S.R. Weidema and $7,607.77 to the escrow account for a total of $152,155.28. Payment for this project will be financed from the bond proceeds and County proceeds in accordance with the Joint Powers Agreement. Funds, as noted above, are available and appropriate for this project. A copy of the Pay Estimate is attached.

Item H

Accept Resignation of Fiscal and Support Services Director and authorize staff to advertise the position

Rita Pierce, our valued, dedicated and highly respected Finance Director, has announced her retirement from the City effective July 1, 2013. Attached is Rita's letter of retirement.

Rita has been with the City since September 2008 and, in addition to maintaining sound oversight and direction in the City's accounting and budgeting matters, she has provided significant and important guidance in attempts to identify financial solutions for our Municipal Utilities Project. Rita's contributions to the City have been considerable and she will be missed from both a professional and personal level.

In addition to accepting Rita's notice of retirement staff is also requesting authorization from Council to advertise this position. We would anticipate filling this position prior to Rita's departure to ensure as seamless a transition as possible in the assumption of these duties.

Item I

Purchase Floor Scrubber for Ice Arena

The floor scrubber currently owned by the City for cleaning the East Bethel Ice Arena has reached the end of its useful life. The scrubber is no longer in working condition and the cost of the needed repairs exceeds the value of the machine. Staff has researched replacement machines on the state contract as a member of the Cooperative Purchasing Venture and determined that the Tennet T5 is the most cost effective and reliable replacement for the maintenance needs of the

East Bethel Ice Arena. The cost of the Tennet T5 on state contract is approximately $9,705.02. Funding for this machine would be provided for from the Arena Operations Fund.

Staff recommends the purchase of the Tennet T5 floor scrubber for $9,705.02.
* *

Fiscal Impact:
As noted above.
*** ***

Recommendation(s):
Recommend approval of the Consent Agenda as presented.
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City Council Action

Motion by: ________________ Second by: ________________

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Vote Yes: _____ Vote No: _____

No Action Required: _____

Payments for Council Approval May 1, 2013

Bills to be Approved for Payment	$244,120.45
Electronic Payments	$26,967.11
Payroll City Council - April 15, 2013	$2,020.96
Payroll Fire Dept - April 15, 2013	$8,165.59
Payroll City Staff - April 25, 2013	$34,302.18

Total to be Approved for Payment	$315,576.29

City of East Bethel

May 1, 2013

Payment Summary

Department	Description	Invoice	Vendor	Fund	Dept	Amount
Arena Operations	Auto/Misc Licensing Fees/Taxes	173323430003	Anoka County	615	49851	545.16
Arena Operations	Gas Utilities	365565826	Xcel Energy	615	49851	1,432.39
Arena Operations	Refuse Removal	310410	Walters Recycling, Inc.	615	49851	(25.07)
Building Inspection	Surcharge Remittance	16801003051	MN Dept Labor & Industry	101		690.94
Building Inspection	Telephone	332373310-137	Nextel Communications	101	42410	21.66
Central Services/Supplies	Cleaning Supplies	652988316001	Office Depot	101	48150	95.28
Central Services/Supplies	Office Supplies	634422069001	Office Depot	101	48150	14.92
Central Services/Supplies	Office Supplies	651486690001	Office Depot	101	48150	40.29
Central Services/Supplies	Office Supplies	651486728001	Office Depot	101	48150	19.23
Central Services/Supplies	Office Supplies	651810329001	Office Depot	101	48150	(21.80)
Central Services/Supplies	Office Supplies	651821017001	Office Depot	101	48150	128.85
Central Services/Supplies	Office Supplies	652988316001	Office Depot	101	48150	16.50
Central Services/Supplies	Office Supplies	652988370001	Office Depot	101	48150	48.08
Central Services/Supplies	Repairs/Maint Machinery/Equip	S003095	Dascom Systems Group LLC	101	48150	210.00
Central Services/Supplies	Small Tools and Minor Equip	260484	Frankensigns Incorporated	101	48150	102.75
Central Services/Supplies	Telephone	10810875	Integra Telecom	101	48150	227.68
City Administration	Telephone	332373310-137	Nextel Communications	101	41320	9.12
City Administration	Travel Expenses	042313	Jack Davis	101	41320	152.55
Equipment Replacement	Improvements Other Than Bldgs	13-4842	Connexus Energy	701	49401	638.48
Fire Department	Auto/Misc Licensing Fees/Taxes	273323230008	Anoka County	101	42210	545.16
Fire Department	Auto/Misc Licensing Fees/Taxes	363323240084	Anoka County	101	42210	53.23
Fire Department	Clothing & Personal Equipment	133512	Aspen Mills, Inc.	101	42210	193.00
Fire Department	Conferences/Meetings	183	Customized Fire Rescue Trng	101	42210	700.00
Fire Department	Conferences/Meetings	2006SFS-28	Riverland Comm College	101	42210	100.00
Fire Department	Dues and Subscriptions	2013	St Croix Valley Firefighters	101	42210	100.00
Fire Department	Gas Utilities	365565826	Xcel Energy	101	42210	1,429.81
Fire Department	Heavy Machinery	65484	Rosenbauer Minnesota LLC	701	42210	161,229.00
Fire Department	Motor Vehicle Services (Lic d)	8195	Rosenbauer Minnesota LLC	101	42210	666.34
Fire Department	Motor Vehicles Parts	1539-209352	O'Reilly Auto Stores Inc.	101	42210	336.63
Fire Department	Motor Vehicles Parts	1539-210326	O'Reilly Auto Stores Inc.	101	42210	(32.06)
Fire Department	Personnel Advertising	9	MN Fire Serv Cert Board	231	42210	380.00
Fire Department	Professional Services Fees	040513	City of East Bethel	231	42210	1,666.67
Fire Department	Refuse Removal	310410	Walters Recycling, Inc.	101	42210	42.37
Fire Department	Safety Supplies	II10016880	Allina Health System	101	42210	642.33
Fire Department	Small Tools and Minor Equip	2013016	Anoka County	101	42210	742.00
Fire Department	Telephone	10810875	Integra Telecom	101	42210	142.33
Fire Department	Telephone	332373310-137	Nextel Communications	101	42210	72.23
General Govt Buildings/Plant	Bldgs/Facilities Repair/Maint	10497	Betz Mechanical, Inc.	101	41940	580.64
General Govt Buildings/Plant	Gas Utilities	365565826	Xcel Energy	101	41940	696.69
General Govt Buildings/Plant	Refuse Removal	310410	Walters Recycling, Inc.	101	41940	31.71
Mayor/City Council	Conferences/Meetings	182124	League of MN Cities	101	41110	99.00
Mayor/City Council	Conferences/Meetings	182352	League of MN Cities	101	41110	99.00
Park Maintenance	Auto/Misc Licensing Fees/Taxes	043323430001	Anoka County	101	43201	155.53
Park Maintenance	Auto/Misc Licensing Fees/Taxes	353323130003	Anoka County	101	43201	25.00
Park Maintenance	Auto/Misc Licensing Fees/Taxes	353323310005	Anoka County	101	43201	25.00
Park Maintenance	Bldg/Facility Repair Supplies	21394	Menards Cambridge	101	43201	112.22
Park Maintenance	Clothing & Personal Equipment	1182460110	G&K Services - St. Paul	101	43201	19.56

City of East Bethel

May 1, 2013

Payment Summary

Department	Description	Invoice	Vendor	Fund	Dept	Amount
Park Maintenance	Other Equipment Rentals	62357	Jimmy's Johnnys, Inc.	101	43201	52.86
Park Maintenance	Personnel/Labor Relations	167332	LexisNexis Occ Health Solution	101	43201	96.00
Park Maintenance	Safety Supplies	9104899290	Grainger	101	43201	97.98
Park Maintenance	Telephone	10810875	Integra Telecom	101	43201	52.17
Park Maintenance	Telephone	332373310-137	Nextel Communications	101	43201	70.03
Payroll	Insurance Premiums	5114318	Delta Dental	101		880.25
Payroll	Insurance Premiums	C0031047356	Medica Health Plans	101		11,095.57
Planning and Zoning	Legal Notices	IQ 01813064	ECM Publishers, Inc.	101	41910	46.13
Planning and Zoning	Legal Notices	IQ 01813065	ECM Publishers, Inc.	101	41910	46.13
Planning and Zoning	Telephone	332373310-137	Nextel Communications	101	41910	64.48
Recycling Operations	Auto/Misc Licensing Fees/Taxes	273323240010	Anoka County	226	43235	21.29
Recycling Operations	Gas Utilities	365565826	Xcel Energy	226	43235	234.73
Recycling Operations	Other Equipment Rentals	62357	Jimmy's Johnnys, Inc.	226	43235	52.87
Recycling Operations	Professional Services Fees	04 2013	Cedar East Bethel Lions	226	43235	1,000.00
Recycling Operations	Refuse Removal	310410	Walters Recycling, Inc.	226	43235	258.02
Sewer Utility Capital Projects	Architect/Engineering Fees	155420	Bolton & Menk, Inc.	434	49455	6,089.33
Sewer Utility Capital Projects	Due From Other Governments	155420	Bolton & Menk, Inc.	434		39,424.67
Sewer Utility Capital Projects	Legal Notices	IQ 01812782	ECM Publishers, Inc.	434	49455	92.25
Sewer Utility Capital Projects	Legal Notices	10283427	Finance and Commerce	434	49455	88.69
Street Maintenance	Auto/Misc Licensing Fees/Taxes	333323320017	Anoka County	101	43220	1.43
Street Maintenance	Bldgs/Facilities Repair/Maint	1182460110	G&K Services - St. Paul	101	43220	5.70
Street Maintenance	Clothing & Personal Equipment	1182460110	G&K Services - St. Paul	101	43220	14.47
Street Maintenance	Equipment Parts	041613	Plow World, Inc.	101	43220	9.23
Street Maintenance	Equipment Parts	143169-IN	Zarnoth Brush Works, Inc.	101	43220	508.73
Street Maintenance	Equipment Parts	143170-IN	Zarnoth Brush Works, Inc.	101	43220	651.94
Street Maintenance	Gas Utilities	365565826	Xcel Energy	101	43220	843.98
Street Maintenance	General Operating Supplies	900534187	J. J. Keller & Associates, Inc	101	43220	302.96
Street Maintenance	Lubricants and Additives	2191534	Lubricant Technologies, Inc.	101	43220	2,139.37
Street Maintenance	Motor Vehicles Parts	F-231020091	Allstate Peterbilt North	101	43220	18.76
Street Maintenance	Motor Vehicles Parts	3186862	Auto Nation SSC	101	43220	82.89
Street Maintenance	Personnel Advertising	IP 00837949	ECM Publishers, Inc.	101	43220	180.00
Street Maintenance	Personnel Advertising	IQ 01813295	ECM Publishers, Inc.	101	43220	149.00
Street Maintenance	Personnel/Labor Relations	167332	LexisNexis Occ Health Solution	101	43220	96.00
Street Maintenance	Refuse Removal	310410	Walters Recycling, Inc.	101	43220	248.53
Street Maintenance	Shop Supplies	1539-210152	O'Reilly Auto Stores Inc.	101	43220	27.95
Street Maintenance	Small Tools and Minor Equip	28121939	BlueTarp Financial, Inc.	101	43220	2,297.80
Street Maintenance	Telephone	10810875	Integra Telecom	101	43220	52.17
Street Maintenance	Telephone	332373310-137	Nextel Communications	101	43220	176.31
Street Maintenance	Tires	13633	M & L Auto Repair	101	43220	577.28
Water Utility Operations	Auto/Misc Licensing Fees/Taxes	293423220142	Anoka County	601	49401	53.23
Water Utility Operations	Bldg/Facility Repair Supplies	15319	Ferguson Waterworks #2516	601	49401	222.77
Water Utility Operations	Chemicals and Chem Products	3454962 RI	Hawkins, Inc	601	49401	260.00
Water Utility Operations	Gas Utilities	041713	CenterPoint Energy	601	49401	135.09
Water Utility Operations	Gas Utilities	041713	CenterPoint Energy	651	49401	101.01
						$244,120.45

City of East Bethel

May 1, 2013

Payment Summary

Department	Description	Invoice	Vendor	Fund	Dept	Amount
Electronic Payments						
Payroll	PERA					$5,859.53
Payroll	Federal Withholding					$5,740.33
Payroll	Medicare Withholding					$1,814.40
Payroll	FICA Tax Withholding					$7,758.06
Payroll	State Withholding					$2,241.52
Payroll	MSRS					$3,553.27
						$26,967.11

EAST BETHEL CITY COUNCIL WORK MEETING

March 20, 2013

The East Bethel City Council met on March 20, 2013 at 6:00 PM for a work meeting at City Hall.

MEMBERS PRESENT: Bob DeRoche, Ron Koller, Heidi Moegerle, Tom Ronning

MEMBERS EXCUSED: Richard Lawrence

ALSO PRESENT: Jack Davis, City Administrator
Colleen Winter, Community Development Director

Call to Order

The March 20, 2013 City Council work meeting was called to order by Council Member DeRoche at 6:00 PM.

Adopt Agenda

Ronning made a motion to adopt the March 20, 2013 City Council work meeting agenda. Koller seconded; all in favor, motion carries.

Proposed Amendments to the City Water and Sewer Ordinance

Davis explained that in order to update our current city ordinance that regulates Waterworks, the attached amendments are proposed for Council's consideration. These revisions will allow us to more effectively administer and manage the operation of the Municipal Utilities System that will be accepting customers in May 2013.

The proposed amendments, developed by staff, were discussed at the Ordinance Committee Meeting on March 14, 2013 and those proposed revisions are outlined in Attachment #2. The City Attorney has reviewed the Ordinance and the proposed changes. Staff, city attorney and Ordinance Committee changes are included in the attachments.

The city attorney also recommends that the city council adopt a policy on mandatory connection by Resolution where municipal services are available. Although that is not needed immediately at this point we should begin the preparation of a draft for that for consideration.

I also sent you a redline copy and a clean copy on Monday, March 18, 2013. Hard copies have also been provided here tonight at the dais in case you don't have them. Staff is recommending the approval of the amendments to Ordinance 44, Second Series as presented in the attachment. This is a work meeting, we cannot take any action. We are just here to discuss the ordinance and review what is presented. I think the biggest addition in the ordinance was requiring a time limit when businesses would have to connect. And in the time, we are recommending that be six months. The other changes relate basically to changes in definitions or getting consistencies with the definitions. And, also, there is a section in there on how buildings and addresses are handled. Again, the major recommendation to the ordinance is the recommendation that would require the connections to be made in six months. That recommendation is done in order to hopefully generate the projected revenue that we had projected for this project. I understand that is probably a point of contention and one that we should discuss.

Ronning, "Would it be out of order to speak about the revenue? Personally I haven't seen any numbers or serious suggestions. There is a number of $5,600 in here." Council Member Moegerle arrived. Davis, "I am passing out Water and Sewer Bond Cash Flows. The first portion of it for 2013 indicates the amount of revenues we would receive if all the required

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connections were made in 2013. We were looking at a deficit of $90,000 to meet our bond payments for this year. The second page is the one that says, "Updated 2013" and this shows what would happen if we don't get any of those connections and we only have the Aggressive Hydraulics connection. We also lose some of the federal credits on the Recovery Zone and Build America Bonds. In that case we would be facing a projected deficit of $412,000."

DeRoche, "Now aren't we already in trouble with those bonds because of the sequestration?" Davis, "We could be. Up to 8.9%. That would amount to about $41,000." Moegerle, "On Saturday I had a meeting initiated by State Senator Michelle Benson. I brought that message up to her about the RZED Bonds and sequestration. She apparently knows someone she knows in Michelle Bachmann's office about the importance of not losing those tax credits. But, of course, it would be beneficial if we all sent her letters as well."

Ronning, "What is the likelihood of those being retroactive? What is the pressure it will get fixed?" Davis, "We would receive these tax payments in February and August. The one we received in February was for the full amount. The one we would see in August, assuming there is no change. That is when we would see that reduction. So, hopefully they will be able to work it out and avoid that. I just wanted to put this in there to show the worst case scenario."

DeRoche, "The first thing I have a problem with is the six month time limit. (Ronning asked what page Bob was referring to.) Where the redlining starts, on both documents, page (P6) 3, bottom of the page." Moegerle, "What is the basis of your objection to the six months?" DeRoche, "To begin with this isn't a dictatorship. The second point I want to make is all along these people told you don't hook-up, you don't pay. I know that is ancient history but that is going to be part of this discussion. So now we are at a point where we are going to put sewer and water in and say you either hook-up in six months or we are going to come after you. I think that is a pretty crude way to go after it, whether it is a business or a resident." Moegerle, "But we have regulations that say you to have to do this or that within 30 days. You have to do it within 60 days. You have to do it within six months. There are reasons there are rules. And the reason there are rules here is so that this city doesn't go belly up and so that the residents aren't paying for something that benefits exclusively our commercial district. So far this room has not been filled with businesses saying, personally, they don't come to this council and say, "Please, please don't do this." And they have that right and they have that ability. So, one, they haven't been here. And two, for the past two years, since February 2011, since we changed the water treatment plant and said, "Yes, we have to go forward with this", they knew they would have to be hooked up. So, while you might want to go back to 2008 or 2010 that said, "Oh if you are an existing business you won't have to hook-up, (I agree that was said), but that was a political statement. Not based on any facts. And since February of 2011 we have been saying, you are an existing business you are going to have to hook-up. So when we pass this, twenty days, or six months, or whatever we put down, the notice is already out to these people. Not the official notice that says, "Now the time has come", but it is out on the public domain that they are going to have to hook-up and this will not be a surprise to them."

DeRoche, "You show me where it delineates between businesses and the residents. Because it doesn't in there." Moegerle, 'There are no residents there. So far we are talking about the six months." DeRoche, "Exactly, but at some point it will get to the residents, correct? It is under the same ordinance." Moegerle, "And there aren't any residents there right now. That was your thesis when you started this about the six months." DeRoche, "Exactly, and that is why I am giving you the reason I am saying what I am. And that is why we are going back to 2008. Quit trying to find these excuses. We told people a certain thing. I voted against

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the sewer and water and what it was going to cost because in my mind, it was going to cost more in the end. Now we are here and I don't think this six months or even a year is going to bankrupt city. I think we are in trouble no matter what and we need to work on a way to figure that out. And to go to them now and say you have six months."

Moegerle, "So, we are going to postpone getting that income. And, then when we postpone getting that income that we would get through the loan program or whatever, when we postpone that and there is that shortfall you know who that is going to fall on the backs of? Every voter, every resident out there, because these businesses a lot of them aren't owned by people that live here and so what happens is we burden our residents. And those are the people that vote. So if you want to go say to them, "Okay, we are going to give these commercial businesses a pass, but you Mr. Harry Homeowner, you are going to pay for it? That is your vote. But I will not burden the residents with that." DeRoche, "Are you running for office or something? And I am asking you this for this purpose. If you want to go and say, "Businesses you knew that if you were within the sewer district, you have to hook-up, that is different. But there is nothing in here that separates the residents from the businesses."

Moegerle, "Then your concern is not with the six months, but with the ordinance that doesn't specify between the residents and the businesses. And that is a real easy thing to do." DeRoche, "It is more than that. And as you always say, we have to talk to people. Well I have been down there talking to people. Have you been in there lately and talked to them and got a feel for what is going to happen?" Moegerle, "Which businesses?" DeRoche, "You go down there and talk to them." Moegerle, "Which businesses?" Ronning, "You don't have to highlight which businesses; there are a number of them. I have spoken with them too." Koller, "I have been down there and spoken with them too." DeRoche, "And the mind set is this. A few years back Bob, we had money in the bank, and business was good. And then it got to a point where we are running our business on working capital because there isn't enough money coming in. If this goes through, and we get assessed what we are looking at, we are going to have to leave."

Moegerle, "And have you looked at their financials and has that been proved to you? Because that is a great anecdote, and that is really easy to say, but if that is what it comes down to, then why aren't those people out here picketing us saying exacting those things?" Koller, "Because they don't trust the City Council anymore because we keep changing the rules. After I was out there being told three times myself that if they run the sewer down the road you won't be forced to hook-up to it." Moegerle, "And you are not going to be forced to hook-up to it." Koller, "It says right here I will be." Moegerle, "And that is a real easy thing to change, to put in that this is limited to businesses. That is real easy." Koller, "But it is not in there." Moegerle, "Okay, so where do you want to put it?"

Koller, "Personally, I don't like the mandatory at all. I have talked to business owners too, and I haven't found one that wants it." Moegerle, "It is not a matter of wanting it, it's here." Koller, "Than maybe it shouldn't be." Moegerle, "Than you take it out and your $9,000,000 or $50,000,000 to rip it out of there. It's yours." Koller, "I voted against it." Ronning, "That is very easy to say." Moegerle, "I did too." Koller, "I came up to the City Council and told them several times that I didn't want it. And the room was packed with people and not one of them wanted it. And it was pushed through." Moegerle, "Everybody that has been here has said exactly the same thing."

Ronning, "Once I was drafted, I wasn't going to not start it, I wasn't going to not finish it, but you don't say I am not playing the game. Once you are over there, you are over there. I understand what commitments are, I understand the person that made the commitment isn't always responsible, but the administration of the commitment is an open issue. I spoke

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against this last week when we were meeting, I intend to do it now and I intend to do it in an hour and a half again. When I look at, there were ten change orders for Weidema, plus a one year delay that cost us a bucket of cash. And if we are going to treat our residents and businesses worse than that, there is something wrong with us. I am looking for a more palatable way, easier way to swallow this thing. I suggested that and I don't know what it is. But, if we can bend over backwards for that (Inappropriate Language) we can do something for our own people."

Moegerle, "And, I don't think we ever did. When did we bend over backwards for the (Inappropriate Language)?" Davis, "In my opinion we never bent over backwards for Weidema. We were placed in a very difficult position. The change order that caused the most heartburn was the one for the fuel adjustment and the adjustment for the increase in pipe. That was an approximately a $330,000 change order split about halfway equal between both of those items. It was one of those things that were very difficult and we were advised that we didn't have a legal standpoint for denial on it. We could have chosen to fight it in court, but we felt it was easier and cheaper in the long run to go ahead and do it. The total dollar amount of change orders for the project has been less than $300,000. Most of the change orders have been on the negative side. I understand where you are coming from."

Ronning, "I expect you are going to know more about it than I am. But, the number I remember sitting out there was $300,000 for the fuel. It was close to 100,000 additional gallons of fuel. If he is in business for this stuff, he shouldn't underestimate this kind of stuff by 100,000 gallons." Davis, "Actually, the change order, only half was fuel cost, the rest was what he claimed pipe increased between when he bid the project and when he was authorized to start the project."

Moegerle, "Tell me about the issue of the word business versus residents, versus everybody is not included in the changes we have in this ordinance." Is that because the possibilities of high density housing might go in?" Davis, "We can't limit this to businesses. I think the key on this is where it says service is accessable. Does that mean if we extend service up the corridor and there is a new residential development, do they have to hook on? If we go by somebodies home, it has always been the policy (it has been stated in minutes, etc.) that residents don't have to hook-up. Maybe that needs to be clarified." Ronning, "It is clarified in here. It says they will." Koller, "You are running a forcemain to Castle Towers and every residential property along that line will have to hookup." Davis, "That would be impossible unless you put a pump station in. If that is something we need to clarify, we can do that. If you are an existing resident, you are not required to hook-up." Koller, "It does not say that. Is that something we change?"

Moegerle, "Do we want to define Customer as businesses or developers of high density housing? We can add that to the customer definition real easy. That is a real easy fix." Ronning, "Section 74-191 Sewer Availability Charges, subd. A, minimum charges for the availability for sewer service (new language) the city sewer availability charge (SAC) and the Met Council Environmental Services (MCES) SAC will be imposed for all premises abutting streets, or other places where city sewer pipe or lines are located." Moegerle, "Okay, so then this goes back to our definition section. Ronning, "And further, it is based on the smaller sized lot. If someone has ten lots, they are going to pay ten times. That is what it says in here."

Moegerle, 'We also need to look at the assessment policy. But, let's go back to the definition for customer, 74-122 or do we want to have the change in real property? We have this issue that we know we want it to apply to businesses and high density housing. That is very clear. So where do we add that? In the definition of customer, or as a separate definition?" Ronning, "One thing I know about language, is that if it doesn't say it, it is

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excluded. It isn't there. It just says everybody." Moegerle, "And that is why I am suggesting we add a new definition so all means businesses and high density developments."

Moegerle, "Do we have a definition of Sewer Availability District? From a zoning standpoint?" Davis, "No." DeRoche, "I thought that was the ¾ mile on each side of Highway 65." Moegerle, "Right, but it is not in our ordinance."

Ronning, "Here is a real life example. There has been discussion about Our Saviour's connecting on Jackson. If it goes up and goes south past Bud Anderson and four other homes there, they then are connected to utilities." Moegerle, "We are talking about the language so they don't have to do that. I am saying how are we going to solve the problem so we don't have individual homeowners connecting up? Let's focus on that problem." Davis, "Why don't you just put in there: Except for existing residents that occupy and set the date effective as of today's date. So that anybody that is an existing residence as of today's date is exempt from connecting." Ronning, "One of the hazards of that is when we go and change it, they say, "There they go again. The (Inappropriate Language) did the same damn thing they always do. They make it look good and then they stick it."

Moegerle, "Let's focus on the problem instead of politics." Ronning, "This whole thing is a problem." Moegerle, "Let's quit going back to December 2010 and go to the problem you have stated businesses versus residential. Okay, let's do a definition. Is it a definition of an area? Are we talking about real property for this section means commercial property?" Ronning, "That is what you wanted in, real property."

DeRoche, "Maybe what we need to do is I talked to the City of Andover and asked them how they work mandatory connections, how do they deal with that? Talked to Forest Lake, Anoka and Andover. Moegerle, "What expertise does he have about the City of East Bethel? And you didn't rely upon your city administrator who knows about our situation?" DeRoche, "Sure, Jack and I have talked about this. You make the statement that, "You don't trust staff". We are coming into a new situation here that should have been taken care of before and it wasn't. We can't read a book and say, "Geez that is the way things are going to go." We need to feel off of other cities and say, "How do you do it, how does it work. Do you make it mandatory hook-up?" Moegerle, "And what did you find out?" DeRoche, "I found out that new developments will hook-up. They do not come up to Harry Homeowner because the sewer goes by his house and if his system works, they don't say, "I don't care if your system works, we are going to make you hook-up to this one because we are here." Moegerle, 'That is exactly what we have been saying all along. What we agree is there is a deficit in what we are saying here. Why don't we focus on the problem at hand on getting the definition such as: Mandatory hookups will be for existing commercial businesses and all other developments? Why aren't we focusing on that problem instead of making political statements?"

DeRoche, "We are Heidi. You know what else we need to focus on? Remember all the problems we sat in with meetings with people at Whispering Aspen who got stuck with those high water bills because of that?" Moegerle, "This is not on the agenda. On the agenda is this ordinance." DeRoche, "That is part of it, because the same thing could happen down here. We are going to have so many people and so many commitments and say, "Just because we don't have enough people we are going to sock you more for your rates." Ronning, "Our water estimates that Landform did a consulting thing. Blaine came in the cheapest, like $47 a month and we were between $115 to $120 a month."

Moegerle, "Apparently we want to discuss about the philosophy of this and our unmet fees. So let's go around one by one and discuss this. How we are going to have these unmet fees and how we are going to pay for them and who is going to pay for them."

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DeRoche, "I don't sit back and put my own philosophy in. I try to take the philosophy of all the people of the city. Because you know what?" Moegerle, "State the philosophy you support is short." DeRoche, "I understand there is a problem. But, I also have a problem with just coming down and saying, "You know what? A lot of the businesses if you recall spoke up and said they were glad the sewer and water was coming in because it was going to make their property worth more. It is not that I feel bad for them, because whatever commercial doesn't pick up, residential is going to have to." Moegerle, "I am going to have to ask you to answer my question." DeRoche, "I pass. Heidi, you are not going to be happy with anyone's answer because it's got to fit your vision." Moegerle, "What is the approach that you support? Not all of the background, because we have all of the background." Ronning, "I am going to interrupt. That is one of those, "Is it true you stopped beating your wife questions." Moegerle, "We have to solve this problem."

Ronning, "The answer is it is not going to happen, it can't be done." Moegerle, "So then let's turn off the lights, let's all walk away and let the city go black." Ronning, "How much do we have to pay this fall?" Davis, "$708,000." Ronning, "How many businesses would it take to pay that at $50,000 per hook-up to connect to pay that?" Davis, "Fourteen businesses." Ronning, "We are looking to bring business in. If we run them out, a lot of them rent. When we are trying to get them back in. A lot of them are saying they recommend nobody comes here." DeRoche, "I thought we originally talked about helping the people on the east side that is why we ran stubs over there. And when the $750,000 was coming back from the HRA finally, it was to help them hook-up, clean up the businesses, do whatever we have to, to has to, to get those ERUs. Now, what has been done to do that?" Moegerle, "At this point it is my understanding that the east side is not part of the initial hook-up? Is that correct?" Davis, "That is correct." Moegerle, "So we are just dealing with the west side of 65 today."

Koller, "Is Village Green involved?" Davis, "No." Koller, "Why not?" Davis, "They were not delineated as part of the initial sewer project area. You ask a great question. We all wondered why. Why wasn't Village Green required to hook-up? Why didn't this project incorporate all the businesses on the east side, on the west side?" DeRoche, "And the northwest corner of 22 and Highway 65." Davis, "But it wasn't listed as an assessable property. It will only be assessable when it is developed. The only people that were mandatorily required to hook-up and sent the 429 notifications were the businesses in Classic Commercial Park. The bank, Marathon, theatre, etc."

Moegerle, "Can we send the 429 notices out now?" Davis, "You only get one shot at the apple. The only way to get this to pay for itself is to get a customer base established before you decide to spend the money. Then you can see what kind of revenue it will generate before you issue the bonds, so you know if you can pay it off. If you can't you don't do it. In this case it wasn't done." Koller, "According to Bolton and Menks feasibility study they gave to the Council, there is no way it is going to pay for itself." Moegerle, "We can keep fighting that, and it is absolutely true. But we have an opportunity here to start working towards paying for it so it is not on the backs of residents." DeRoche, "We are Heidi, but you have to understand that you and I and Richard have been at this for over two years. We have had a chance to vent, and work on things." Moegerle, 'This doesn't move the city forward on what it needs to get done and makes us look like a bunch of yahoo's frankly." DeRoche, 'That is your opinion."

Davis, "If you want to address the question of residents maybe this could be included in there: with exception of tax identified property owned as of today's date or whatever date you want to put in there."

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DeRoche, "You got the six months mandatory, I got to hope the banks are going to work with these people if we can't come up with a good enough program for these people. Moegerle, "You have to remember that our revolving loan program is designed to be a last resort program. Jack will you address the issue of what the local banks have said to you about helping with that?" Davis, "The local banks have indicated that they will be willing to participate at a very competitive interest rate. People will have to meet stricter requirements for a bank loan. That is why we want to have this City SAC and WAC Loan in place so that if you can't get a bank loan, then you have a last source of financing resort to go to. And then the security on the loan would be the tax assessment should they default. But, the banks are willing to consider loans for this. We don't want to compete with the banks on this." DeRoche, "Has this been discussed with the businesses so they know this option is out there? That the bank may work with them?" Davis, "It hasn't been discussed with the business because we don't know if we are going to be able to offer anything to them." Winter, "Peoples Bank and Village Bank are supportive of this, however, they have said that if it is part of something else they are doing with the business it will probably be easier for them to thrown that financing in as part of whatever they are doing to the business. If it is just going to be for SAC and WAC because of the regulations banks are under, it will be a little more difficult for them to justify for them to give people money for that part of it. That is the other side of the revolving loan fund you have to look at. It's another option they would have to be able to go to get specific financing for that."

Moegerle, "Here is a proposal for real property to be used only in this section: Real property means all real property except real estate owned by individual homeowners for residential purpose as of March 20, 2013."

DeRoche, "That is fine for a definition of real property, but the six months thing, I don't know if they can get it done in six months. I don't want to close someone down because they can't get it done in six months." Moegerle, "As a practical manner, in our experience working with homeowners that have blighted properties, have we jacked them around in six months? We don't have the reputation or experience in doing that." DeRoche, "We aren't always going to be here. We need to look in the future and how else many be sitting up here and taking their own interpretation of this. So to me, if it is not in writing someone can do whatever they want." Davis, 'The six months is only applicable for the existing businesses that have been notified they have to connect." DeRoche, "I am looking out for the businesses that are here now. We have enough empty buildings. I understand the developers are going to know they have to hook-up. For right now, these businesses that are down there, the smaller places may have a tough time coming up with this in six months time." Moegerle, "So what is your proposal? Eight months? Ten months that the residents are going to support these people? They are going to be supporting the infrastructure, paying that debt."

DeRoche, "They are going to be paying it no matter what. I think the time limit is the problem. It depends on how much we are going to work with them. People were so distrustful of the old Council and administration that they don't understand that people are willing to work with them. I have dealt with this." Moegerle, "What is an appropriate time?" Ronning, "We will give them what Weidema got." DeRoche, "Six months to me, I don't know if they can do it. Maybe the banks can't deal with them because they aren't building anything else. Met Council has their own business down there. Do we know who the actual businesses are that own the actual properties down there?" Davis, "Met Council leases an office out of there. It would be very easy to find out who the property owners are over there."

Moegerle, "What if instead of six months, let's give them through December 31, 2013? That gives them nine months. Then we would have the money in by the end of our fiscal year.

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Does that solve that problem?" Ronning, "I find it funny that we couldn't talk about this last week, it was shut-up and move on. And now it is okay to talk about it." Moegerle, "When someone comes, they are going to want to be in soon. All of our concern is getting these people hooked-up in a way that is comfortable for them and comfortable for us and we can pay our bills. Is that a compromise position?" DeRoche, "That is what we have been looking for anyway. I have a problem with slamming people."

Ronning, "You almost have to have an exception and the people that are required for such and such time." DeRoche, "Is there any way we can put a definitions paragraph in the beginning? " Moegerle, "We have to come back with a definition for initial customers, real property to exclude homeowners and a section to explain homeowner's exceptions." Ronning, "That is a little too quick. What you have to do these types of things is you have to put them down and come back and look at them, digest them." Moegerle, 'This is what the work is for staff to bring back to us in two weeks." Ronning, "We have not given them the information that this will affect everybody." Davis, "We have done this with everything. Financing this is going to fall on every taxpayer in East Bethel."

Moegerle, "What other issues are there that we need to discuss?" Ronning, "Well in 74-191 it basically says if the pipe runs in front of your property you are going to get a SAC charge even if you don't hook-up." Moegerle, "But we just redefined "Real Property" so that should take care of this issue. I do think we need to make sure when we re-define real property that is one of them." Ronning, "The Sims Road example I gave the other day, they would have to do it. They would have to connect." Davis, "No. The forcemain is not available. The only way that will be available is if you go in and put in a pump station and then also a gravity system. A forcemain does not mean available service. You cannot go and do individual services to that line." Ronning, "For an information sense, how much of that will have to be done in the future?" Davis, "Connection to the forcemain? One at Sims, 221st and 241st. Then a little subsystem for development." Ronning, "To me it would be helpful how much will the future costs be?" Moegerle, "It would be nice to have some of this at the Town Hall meeting."

DeRoche, "In 74-125 I have a lot of concerns. There are issues that have happened in cities. We are telling people they can have a well for doing landscaping, but sorry happens to the city water we don't know what you are going to do. But we are not responsible for it." Davis, "That is a standard phrase that is in every cities ordinance. If there is a watermain break and you are out of water, then that is something you deal with when you have to hook-up to city water. Almost akin to what happens when you are pumping your well and a pump goes out, you are out of service until repairs are made. If for some reason there is a watermain break and the city has to shut the water off, then they are not liable for anything that would happen during that period." Moegerle, "Is this city attorney approved language?" Davis, "He has looked at this and has no issues. One example is if you had a watermain break and the city had to shut water off to work on a problem. Sometimes you can have hot water syphon out or backup and their hot water tanks burn up."] Ronning, "Like when sign a waiver when you go on a carnival ride, you cannot sign your life away."

Koller, "On Jackson a guy sells his land off to a land developer and they run the sewer pipe down the road, who pays for the sewer pipe?" DeRoche, "The developer." Koller, "But according to Phase 1 of the original plan." Davis, "We eliminated those phases." Koller, "The trunk line goes through a ¼ mile of my property to get to Jackson Street." Moegerle, "And you get paid." Koller, "I don't want to get paid. I don't want all my trees to get cut down." Davis, "We by resolution eliminated all those phases." Ronning, "So a developer will have to pay to develop all of those lines that aren't there?" Davis, "That is right."

Ronning, "My experience when you do this type of thing is you change the language, then

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you get back together and you decide, this doesn't do it, or this is perfect." Moegerle, "And I am just asking is there anything else we need to ask to have changed. This is thirteen pages. Koller, "If we give them so many months to hook-up and they just can't get the money, what happens?" Davis, "With this loan program, as long as they paid their taxes and they don't have any other outstanding debts with the city, we will loan them they money." Koller, "What if they haven't paid their taxes and they don't fall under those provisions to get a loan from the city?" Davis, "Well, if they haven't paid they taxes and such, I don't think we would want to give them the money." Koller, "So we just kick them out?" Davis, "We wouldn't kick them out." Koller, "Hate to put them out because they had a bad year." Davis, "This group will be here while we are working on this and we will do whatever we can to make sure we can get the businesses through this. Not only Council, but also staff will do whatever we can."

DeRoche, "Section 74-153 I have the same concerns. If the water goes by their business they are going to pay whether they hook-up or not." Moegerle, "If we change that definition it should cover that one too." Ronning, "No one wants to be part of the shall game." Koller, "No matter what we do; we are going to make people mad." Moegerle, "Do we have a policy on how this should be applied?" Davis, "No, the city attorney did recommend we draft a policy by resolution." DeRoche, "Division 2 on the water, number 6, ERUs will be established for non-residential users. The numbers will be established by current version of Met Council Environment Services SAC Procedure Manual. I don't know if you have been out to their website and read that and read their projections and what not. It is not a reality check." Davis, "It has to do with their population base numbers. It just says that we will base SAC changes based on what Met Council has established for these. They have historically tracked these in the past. It is the best baseline we have to use something that is established and accepted in the metro area." DeRoche, "Anyone that is involved in this knows the numbers don't jive." Davis, "This is just water use for businesses. I will be happy to see how Aggressive Hydraulics fits into their schedule." Moegerle, "We looked at lowering ERUs for water usage. I guess you could offer a scheme to substitute for this. Don't know how we can say we are not going to use it. Do, we have something that we can trust more?" DeRoche, "I don't know, that is why I am going to do some research." Moegerle, "What we do know is what we have to pay. What other things need to be brought back next time?" Ronning, "Like to see the ones we have now."

DeRoche, "In reading through this, are we going to be billing whoever the lessee is, or the person who owns the property?" Vierling, "Normally most of the communities will bill whomever the owner and the occupant agree should be billed. But regardless of that, under all ordinances the owner is ultimately liable and remains liable. There are commercial lessees that take over the bill, most communities work with the property owner. But understand that the property owner will get a lien on the property if the bill is not paid."

Loan Program for City SAC and WAC Charges

Davis explained that at a work meeting on March 6, 2013 the City Council received information regarding a Loan Program for sewer and water access charges. The concept was to provide low interest loans to those businesses that would be impacted by having to hook up to the City's new water and sewer systems. At that work meeting staff presented information regarding a possible loan program. This information was based on recommendations from the EDA and the basic framework was as follows:

The basic framework of the program is proposed as follows:

- The City HRA by resolution would loan the City $XXX,XXX as seed money to create the loan fund. The city would repay the HRA as loan repayments were collected. The loan could be no interest or at a rate established by Council.
- Businesses that met the requirements of the loan policy could finance up to 10 SAC and WAC assigned units over a period of five years. The loan would subject to an

upfront payment of 20% of the charges and at an interest rate to be determined by Council.

- Businesses would be required to apply for the loan, meet loan policy requirements and pay an application fee of $XXX. The application fee would cover the cost of staff time for processing the loan and discourage those that did not have a legitimate interest in the program. The loan would be approved by Council based on requirements of eligibility.
- The program could be utilized for other businesses as utilities are extended through the Hwy. 65 Corridor or it could be restricted to those existing businesses that will be required to connect to utility services as defined as the current assessable properties within the boundaries of the Phase I, Project I Municipal Utilities Project.
- The owner of record would need to execute an agreement and waiver wherein the amount of the loan shall be recorded and assessable to the property in the event of default according to the terms of the agreement and payment of all property taxes or any other fees owed to the City must be current.
- This program would not be available to the construction of single family homes.

We are here to see if you want us to continue working on the loan program.

Koller, "Is this just for existing businesses, not for new ones coming in?" Davis, "We can do it either way. But, then in five years when all the businesses have paid, it just goes away." Moegerle, "Should there be a Sunset Clause?" Davis, "I don't think it is needed. If we cross the highway we can develop we can develop a whole a whole new program for them too." Ronning, "What if you define a time window? At the end, the city council may consider a resolution to identify future events." DeRoche, "How is this going to be financed?" Davis, "Transfer or internal loan from HRA to EDA. We gave an example of what amount would be needed. There maybe not be anyone that takes advantage of it. Koller, "Proceed." DeRoche, "Would there be a cap on number of ERUs?" Davis, "Ten ERUs is what we initially thought. Here is the kicker. The East Bethel Theatre is the only one that has more." DeRoche, "I am still thinking back to what we originally said we were going to do with the HRA money originally, on the other side." Davis, "We can still do that."

Adjourn **Moegerle made a motion to adjourn at 7:22 PM. Koller seconded; all in favor, motion carries.**

Attest:

Wendy Warren
Deputy City Clerk

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EAST BETHEL CITY COUNCIL MEETING

April 3, 2013

The East Bethel City Council met on April 3, 2013 at 7:30 PM for their regular meeting at City Hall.

MEMBERS PRESENT:	Bob DeRoche	Ron Koller	Richard Lawrence
	Heidi Moegerle	Tom Ronning	

ALSO PRESENT: Jack Davis, City Administrator
Andy Pratt, Acting City Attorney
Craig Jochum, City Engineer

Call to Order

The April 3, 2013 City Council meeting was called to order by Mayor Lawrence at 7:30 PM.

Adopt Agenda

Moegerle made a motion to adopt the April 3, 2013 City Council agenda. Lawrence seconded. Lawrence, "I would like to add a closed session to discuss the purchase or property per MN Statute 13D.05, subd. 3.c. at the end of the meeting." DeRoche, "I am just curious why the HRA meeting isn't first?" Davis, 'The reason we didn't schedule it first is because we had the work meeting which took up the entire time before the regular meeting. Council normally starts at 7:30 p.m. The HRA is just a very simple budget and that is all we are asking for approval on." **Koller seconded the amendment. All in favor of the amendment; motion carries. All in favor of the agenda as amended; motion carries.**

Public Forum

Lawrence opened the Public Forum for any comments or concerns that were not listed on the agenda. There were no comments so the Public Forum was closed.

Consent Agenda

Moegerle made a motion to approve A) Approve Bills; F) Approve Proposal from Dascom Systems Group for Assistive Listening System for Council Chambers, G) Declare Surplus Equipment John Deere Tractor, H) Equipment Purchases for Public Works, I) Pay Estimate #20, Phase 1, Project 1, Utilities, J) Pay Estimate #1, Viking Blvd. Turn Lane, S.R. Weidema and pulling items ~~B) Meeting Minutes, March 6, 2013, Regular Meeting; C) March 6, 2013, Work Meeting Minutes; D) March 20, 2013, Regular Meeting Minutes, E) March 20, 2013, Work Meeting Minutes~~ and add K) Resignation of Darrin Hansen effective April 19, 2013 and authorize staff to advertise to fill this position to be discussed separately. Lawrence seconded; all in favor, motion carries.

B) Meeting Minutes, March 6, 2013, Regular Meeting

Moegerle, "I pulled B) Meeting Minutes, March 6, 2013, Regular Meeting because there are quite a few changes in these fourteen pages. Starting with page one, 1st is abbreviated, needs to be spelled out. Waterboard is one word, needs to be two words, 2nd is abbreviated and should be spelled out. The punctuation changes I am not going to discuss. At the top of page 2, third word is there, it should be their. 2nd from bottom paragraph, starting with Moegerle, Metro, should be capitalized. Same in page 3. Mark Vierling, too bad he is not here tonight, has sentences starting on page 7, 3rd full paragraph, transcribed as which in two full sentences think he said what. Next paragraph we have interim city administrator, city administrator is always capitalized. Need a word check on page 9, 5th paragraph, Moegerle … continued detail, not sure continued was the word there. On page 13 of the meeting minutes, there is a couple places where city is not capitalized and city administrator is not

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capitalized. Council reports by Koller, fire department is not capitalized, and those are the most of the ones that are not the punctuation. Those are all of the ones I have." Lawrence, "Okay, that is a handful."

Moegerle made a motion to adopt B) Meeting Minutes, March 6, 2013, Regular Meeting with those changes. Lawrence seconded; all in favor, motion carries. ;

C) Meeting Minutes, March 6, 2013, Work Meeting

Moegerle, "I pulled C) Meeting Minutes, March 6, 2013 Work Meeting because these minutes are incomplete. We had a discussion with regard to the issue of revolving City loans and there was a question about finding information. And I did a "Google" while we were in that work meeting and I found 898,000 hits for revolving City loans. Then I also did Minnesota revolving City loans and I found 155,000 hits. And they are not referenced in these minutes so I pulled these minutes so they would be tabled and be made complete."

Moegerle made a motion to table the minutes from March 6, 2013 City Council Work Meeting until this information is included. Lawrence seconded. Ronning, "was that a part of the meeting: Was the referenced in that specific term?" Moegerle, "It was omitted in here, it was part of the discussion, we have verbatim minutes. I object to verbatim minutes. But if we are going to have verbatim minutes, then they should be complete and correct. And these are incomplete and incorrect." Ronning, "Which portion are you referring to?" Moegerle, "Because it is omitted, it is hard to be exact. But page 6 and third from bottom." DeRoche, "Well that being said, I guess we can expect this at just about every meeting then that every single word isn't in the minutes." Moegerle, "I am saying that is an important point to be made here. And there was an important point being made here that there is information out there about revolving loans and there are many Minnesota cities with revolving loans. That is an important fact that needs to be in these minutes and out to the public if we are going to be completely transparent. I am sure there were other points that were lessor, but I think that is an important point."

DeRoche, "Well that is fine. Everybody is worried about staff's time and nitpicking. If that is the road we are going down, I will start nitpicking all the minutes so we can make sure every word is in there." Lawrence, "I think it is being accurate is the point. We want to make sure they are accurate." DeRoche, "That is fine; just understand the road we are going down." Moegerle, "My view is we should have summary minutes. But, I am conceding to the majority. So, that is my point." **Lawrence and Moegerle, aye; DeRoche, Koller and Ronning, nay; motion fails.**

DeRoche made a motion to approve the March 6, 2013 City Council Work Meeting minutes. Ronning seconded. Lawrence and Moegerle, nay; DeRoche, Koller and Ronning, aye; motion carries.

E) March 20, 2013 Work Meeting Minutes

Moegerle, "I also pulled the March 20, 2013 Work Meeting minutes because they are not in the packet. So obviously they will need to be tabled because they are not present for us to review." **Moegerle made a motion to table the March 20, 2013 City Council Work Meeting minutes because they are not in the packet. Lawrence seconded.** Davis, "We were going to try to get these to you on Monday. But do to some staffing issues, those were not ready to send out to you and will be part of your next packet." **All in favor, motion carries.**

D) March 20, 2013 Regular

Moegerle, "I also pulled D) March 20, 2013 Regular Meeting Minutes so I can object to minutes that are not in summary form. I will turn in all the corrections, spelling and the rest

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Meeting Minutes

later." Ronning, "We don't have a court reporter here and I don't think you are going to have a court reporter minutes. I think we are going to have verbatim minutes to the best of the ability we have within our City. Based on my experience." Moegerle, "And you are right. This is not a court and we don't have court reporters. I just pulled this so we can have a regular vote on the meeting minutes and if anyone wants to approve the meeting minutes that is fine. I am not going to vote to approve these meeting minutes."

DeRoche made a motion to approve D) Meeting Minutes, March 20, 2013 City Council Regular Meeting. Koller seconded. Moegerle, aye; DeRoche, Koller, Lawrence and Ronning, nay; motion carries.

Moegerle, "I added this item, K) Accept Resignation of Darrin Hansen Public Works Maintenance Worker effective April 19, 2013 and authorize staff to advertise to fill this position. We have in front of us a letter of resignation."

K) Resignation and Advertise

Moegerle made a motion to approve K) Accept Resignation of Darrin Hansen Public Works Maintenance Worker effective April 19, 2013 and authorize staff to advertise to fill this position. **DeRoche seconded; all in favor, motion carries.**

Planning Minutes

Davis explained that the meeting minutes from the March 13, 2013 Park Commission meeting are included for your review. DeRoche, "Are we going to have any discussion on the Old School House?" Davis, 'That is the next agenda item."

Old School House

Davis explained that The school building at Booster East Park was moved from its previous location on East Bethel Blvd to Booster East Park in September 2010. Approximately $21,000 was spent to move the building and set it on a permanent foundation. There have been no City funds budgeted for additional improvements or renovations to the building. To date $2,850.00 has been donated for the renovation of the school house. A portion of that money was used to purchase windows and doors so that the building could be secured, but have not been installed at this time. There is currently a balance of $1,855 remaining in the donation account.

The City Building Official was asked to inspect the building and recommend what repairs were needed and if the building was safe for occupancy. His conclusion was that in its current state, the building is unsafe for use and presents a liability to the City. The repairs required are extensive and any attempts at renovation would leave very little of the original structure intact.

Staff has contacted numerous contractors for estimates concerning the cost of renovation but has been unsuccessful in getting contractors to quote the project. Contractors are reluctant to provide estimates due to the unknowns involved in the project and because they are aware that there is no dedicated funding for the renovation.

At their March 13, 2013 Park Commission meeting, the commission discussed what the requirements were for repairing and renovating the structure to make it safe and attractive as a public building in our park system. The commission was sensitive to the significance of the building and the local personal connections but after reviewing a slide show of the building, reading the memo provided by the building official and a description of the repair requirements, they passed a motion recommending the building be removed from the park. The commission also expressed an interest to provide a commemorative display or kiosk at City Hall or in Booster Park that reflected what life was like attending a one room school

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house in the area.

If removal is approved by City Council, the next step would be to declare, by resolution, the building as surplus property. The building could then be advertised for sale. The sale price of the building could be set at $1.00 or offered as a donation with the cost of removal and transport being the responsibility of the buyer or recipient. Should a sale or donation not be concluded within 30 days of advertisement on the City's and the League of Minnesota City's Website it would be necessary to consider demolition and transport to an off-site disposal facility as a means of removing the structure from the property. The floor joists of the building are large wooden beams that, although split, could be salvaged and repurposed for commemorative uses.

Donations for the renovation would be returned to the donors. The doors and windows that have been purchased with monies raised for the renovation could be donated to the Habitat for Humanity or sold and returned to the contributors with the decision for the refund pending their choice of options.

The City of Nowthen expressed an interest in the building, but upon inspection, deemed the structure uneconomical to renovate and coupled with the moving costs associated with transporting the structure, reported that they had no further interest in the building. Staff is obtaining quotes for the demolition costs of the structure should this be the final alternative for removal and should this be an approved by City Council.

Staff and the Park Commission recommend the old school house in Booster Park East be declared surplus property and offered up for sale for a 30 day period, upon which time if no offers are made the building would be removed and disposed in the most appropriate manner.

DeRoche, "We have some people that I think would like to speak to the old school house." Moegerle, "Nate, do you have those pictures of the old school house?" Nate Ayshford, Public Works Manager, "Yes, I do have them with me." Moegerle, "Has all the Council seen the pictures?"

DeRoche made the motion to declare the old school house surplus property and to be offered up for sale for a 30 day period and if there are no offers the building would be removed and disposed in the most appropriate manner. Koller seconded.

DeRoche, "It was moved here with plastic because of lead paint, it is structurally not sound. City has about $23,000 into, we can't burn it. We can't demolish it." Davis, "We can't burn it. We received a letter from the DNR stating that they will not grant a burning permit as a means of disposal for that building." DeRoche, "I am at a loss for thing to do with it, unless we put it up as surplus property. Ken and I talked about this, this morning. What do you do, we are caught between a rock and hard place." Moegerle, "At the Parks Commission we talked about this and there were quite a few people that were excited about possibility when this first happened. However, until it was moved here, they didn't have photographs. And, I am not sure if the minutes revealed their sentiments, but they were appalled at condition it was in but buyer's remorse kicked in pretty quickly for some of them. There is a sentimental value but there is a practical issue that it is a liability to the City due to its poor structural circumstances."

Lawrence, "I know there was a lot of research done to try to get it set up as a historical

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building. But there are so many school houses they don't recognize them anymore. It is a tough one; you wind up with a building you can't do much with. Even if you fix it." DeRoche, "Even if you fix the floors, the walls, the ceiling, then it is not the old school house anymore. Now it is the replication of it." Lawrence, "We might be able to use some of the wood from it for the residents if they want a memorable piece." DeRoche asked Mr. Pratt, "What is your thought on that if it has lead paint on it?" Davis, "The joists are not painted; the only thing that is painted is the siding. So, that is what would have to be dealt with as far as lead paint issues." DeRoche, "And what do we do, we have $23,000 into having it moved here and the slab cost." Davis, "The moving costs were $14,000 and it was $7,000 for the slab. So we have $21,000 invested in the structure." Moegerle, "At the Park Commission we did discuss reuse of the slab for shuffleboard." **All in favor, motion carries.** Lawrence, "My apologies to all the people that have tried to put this together and get it to work."

Road Comm. Minutes

Davis explained that the meeting minutes from the March 12, 2013 Road Commission meeting are included for your review. Lawrence, "The stripping in the Coon Lake Beach area, are we going to do that? The S curve?" Davis, "When the reconstruction is done this summer it will be stripped." Ronning, "For everyone else's information, there are several bid categories in here. Aggregate, 65,000 square yards, crack sealing, 100,000 feet, stripping, 55,000, contingency 5%, I am not sure what that is. I didn't catch that one myself." Davis, "The contingencies are always put on any estimate to cover any potential cost overruns or any unanticipated costs. That is just a standard item in an estimate. The administrative costs, the City of Coon Rapids is the one that administers this program, they handle putting all the bids together, handing it out, putting al the bids together. So, you pay a certain percentage of the project costs. We pay that to Coon Rapids and there is a cap on that, 1.5% not to exceed $3,000. If we prepared the bids, Craig would have to do it. Legal would have to review it; it is a really good bargain."

DeRoche, "There was another discussion regarding the west side of Highway 65 and the service road and the expenditures of that. And they again were asking me why when the Road Commission voted against it, it was voted to go ahead with it. Davis, "That is a Council decision. Commissions can made recommendations to Council, but Council has the ultimate vote on how they want to develop. I know there was some concern about that and why there wasn't one in the sewer district. But, part of the reason for getting this money was being ready to close certain crossovers. There was talk about extending Ulysses or Jackson south to Viking Boulevard, but this wouldn't have qualified for the closure of an intersection. Plus it would have been a much more expensive project and I am not so sure that it would be one that would divert enough traffic in there. One of the things we have discussed is a project with MnDOT extending Ulysses or Johnson Street south and then east to give another connection into that area. Right now we have an issue, one of the trucks coming out of that area got stuck at that intersection and couldn't get out and traffic got backed up to the bus place. It took quite a while for that to clear up. Also, if there is ever an issue down there with public safety, there is only one way in and one way out. Also, an additional entrance and perhaps a signal south of there would probably enhance the development."

Water Park Request for Proposals (RFPs)

Davis explained that the water park idea originated as a recreational amenity that was identified in a Booster Day/needs assessment survey that was conducted in July 2012 and has since evolved into an image that includes a vision of the City becoming a recreation destination for the North Metro Area. The concept is a bold an innovative approach that creates as many questions as it does opportunities for our economic development options

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and initiatives. The conceptual phase of this proposition has evolved into a plan that proposes to attract a private developer to construct a hotel/resort with convention facilities and an attached indoor water park as the central focus of the project. It would also require the spin-off development of additional recreational and commercial facilities as peripheral attractions that are needed to provide the secondary support activities and services necessary for a development of this scale. Even though this type of facility would need to be located along the Hwy. 65 Corridor, no specific site has been recommended for this project.

Projects of this magnitude can have a tremendous economic impact and serve as the magnet/anchor to attract additional development. This proposed project is still in the discussion stage and has reached the point that requires Council advice as to the direction staff should follow concerning the advancement of the proposal.

The basic question regarding this project is one of marketability and the potential for attraction that would appeal to a private developer. That is the issue with this proposal and until we can provide that answer, the status of this proposal is indeterminate. The next step would be a feasibility study to provide the City necessary data that will be required to establish the practicality of this venture. The costs to perform a feasibility study could vary widely, with basic costs estimated to range between $8,000 to $25,000 depending on the depth of analysis that is requested. Should authorization be considered and approved, it would be advisable to put this out as a Request for Proposal (RFP) for a Water Park Feasibility Study. The feasibility study would provide the marketing information required for making a decision on this proposal. A draft attachment of an RFP for this proposal is attached for your review and consideration.

City Council gave direction to staff to prepare a draft RFP for consideration of this service at the March 6, 2013 Work Meeting.

There would no cost associated with the submission of a RFP requesting proposals for this service other than postage. Staff spent approximately 6 hours preparing the draft RFP and total staff time spent on the water park concept has not exceeded 16 hours.

Staff is requesting direction from City Council as to the preferred course of action concerning the approval and submission of the attached RFP for feasibility analysis of the Water Park/Resort Project.

Moegerle made a motion to direct staff to submit the RFP for a feasibility analysis of the Water Park/Resort Project. Lawrence seconded.

DeRoche, “For the same reasons I brought up last time this came up, I am complete against it, I thought it was only going to take a couple hours of staff time. Now we are at 16 hours of staff time. I thought it was going to be completely developer driven. Water parks for the most part are on the decline. We are not going to compete with Mall of America, we are not going to compete with Bunker Lake, and we are not going to compete with these other communities that have water parks in these little community centers.” Moegerle, “Can I see the feasibility study that proves that please?” DeRoche, “Let me see the feasibility study that says it will work. I think to spend between $8,000 and $20,000 on a feasibility study is a waste of taxpayers’ money.”

Moegerle, “We don’t know that cost. We are sending an RFP that is just the cost of staff, cost of postage for the ones that we don’t put online. And then we will find out whether it is

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$8,000 or $22,000 and we will have more information. We are trying to find out if this is a way to go. As far as high priority, I think anything that is reasonably to provide us with information on the way we can move our City forward is valuable. We did that marketing and branding study and we spent thousands of dollars on it. And some people who looked at that costly advice and threw it away. We need to move forward on this, and this is not the only one. We need to look forward to see if Data Centers are a possibility. We need to look at light industrial, in my opinion; we need to be sending out RFPs just about every meeting to find out how we make our infrastructure be fulfilled for its potential. When we say no, we are saying, if we build it they will come. This is just one option; we have got to get the information. Let's find out what experts have to say. The reason they haven't been building water parks is because of the recessions. They all went to Europe. If we can't spend the cost of postage, we already spent the staff time. If we can't spend the cost of postage, then it is real sad view of how we are going to take care of all the other options we have."

Ronning, "We have gone through this before and it is nothing new and there was no support for it at that time. When we say about this sixteen hours, we didn't have any input into the sixteen hours. And the estimate is a lot of money, $8,000 to $25,000." Moegerle, "That is what we are expecting the feasibility study to cost." Lawrence, "We are not to that point yet. It won't cost anything, except postage. Right now, what this proposal says is we are mailing out information to see what it is and if it is viable to do in East Bethel." DeRoche, "This came out of a survey that was done on Booster Day out of 12,000 people, you get 157 replies and 40 people said they wanted a Water Park. And now we have spent sixteen hours of staff time. And I knew there would be more staff time in it. There are four people up here that can vote on it. I think we ought to call the vote." Moegerle, "The vote was 4 to 1 to prepare the RFP because it didn't cost anything. It is only when you get back responses to the RFP and they say, "East Bethel it will cost you X amount of dollars. There are a lot of fail-safe's to build this project. I agree 40 is not a lot. But if you look out there in our audience and we only have four and those not associated with our commissions are two. I thought we were up here to create possibilities and to throw away a possibility without even looking at it bodes very ill for our City."

DeRoche, "You always have compliments on the rest of Council, but we have spent money, sixteen hours getting this far. I think back to 2010 when there was another feasibility study and people saying this and that and it stuck here. And you like to say, "That is history, forget it." Well no, I won't forget it. I don't think having a developer and the RFP is where we should go. You know why we don't have a lot of civic involvement out here? Because people go what is the difference. You are going to do what you want to do anyways." Moegerle, "We have 40 people who said this. What do you say to those 40 people that were interested in the water park? But we as residents can't put together a RFP and can't find out. You are our elected government officials. This is the strongest interest we have gotten from people to say anything about and you are going to thumb your nose at it. But more than that, everything is feasible; it is just how much you want to spend. Of course it is feasible; it is just what does it cost. In my mind it is we get a feasibility study and find out what it is going to cost for a developer to come in and want to do this. There are a lot of questions about how we are going to develop the City. I think we should be working on it. But, I think we should be working it until we know dollar cost. We have gotten this far, let's find out the answer. We got to get in the habit of getting the information before us to make an informed decision."

DeRoche, "You can put it in your own words as you always do. I think that sixteen hours would have been better spent we have a mile and a half of the sewer district that we have to

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develop. Yes, we have a forcemain coming up, but unless someone is big enough to attach to it, we as a City and elected officials have a duty to our citizens to try to get the development down there so that they are not hit with the bill." Moegerle, "Doesn't water park fit that?" Lawrence, "What we are doing, this particular project, this is not something new that just came up. I recall the meetings you are referring to and this room was packed and everyone was saying no. I don't see anyone saying no today. We have been kicking this around for a couple years. We don't know if we will get a reply back. But the least we can do is send out the two bucks in stamps to find out."

Moegerle, "We have to be planning for the future, how long would it take to get a water park? We have the East Bethel Properties, LLC and they are going to be breaking ground. Then many more will be breaking ground. This one is a longer term one, but we have the short term ones coming up. We don't' have a strategic plan, but this shows our dedication." Ronning, "It says on second page, City Council gave direction to staff to prepare a draft RFP for consideration at March 6, 2013 work meeting. There was a consensus, I was opposed." Lawrence, "I think what it came to, if my memory serves me correctly was Jack said it would take a few hours of staff time." Davis, "The issue was discussed and there was not any general support for the project. However, the question was brought up to get direction from council to draft the RFP because that could be done at no cost. That was discussed and no vote was taken because it was a work meeting. The direction from Council was four to one to permit staff to draft an RFP and bring it back to Council for direction." Moegerle, "And you kind of said, "Oh what the heck because there were no out-of-pocket expense." Ronning, "I remember saying to Jack do you want my answer now or later, no."

Lawrence, "Basically this whole thing has been structured and now we are to the end to find out what it is going to cost and it is stamps." Ronning, "How many of these people in the survey were East Bethel residents?" Moegerle, "Dan Butler was there and was specifically advised to get these from residents. Think there were 80 from Booster Day and the balance were from the website and I think we asked them to say if they were residents." Ronning, "So we don't know if they were residents." Moegerle, "We have a large probability, the whole point was that Dan Butler and I asked them if they were residents. We can do a feasibility study for a $1,000 and then we can say we are already there. We can send these out for the postage. The time has already been spent."

Koller, "I am not really for a water park but would be willing to find out if feasible."

DeRoche and Ronning, nay; Koller, Lawrence, Moegerle, aye; motion carries.

Water & Sewer Ordinance

Davis explained that In order to update our current Ordinance that regulates Waterworks and Sanitary Sewer, the attached amendments are proposed for Council's consideration. These revisions will allow us to more effectively administer and manage the operation of the Municipal Utilities System that will be accepting customers beginning in May 2013.

Other changes, including the time required to connect to the system and a statement exempting existing residential properties from mandatory connections along with a clarification of definitions, were recommended by Council. These changes are incorporated in the attached Ordinance revision.

The City Attorney also recommends that the City Council adopt a policy on mandatory connection by Resolution where municipal services are available. Although that is not needed immediately at this point we should begin the preparation of a draft for that for

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consideration.

Moegerle, "What is the cost for a home to connect to the forcemain?" Jochum, "$30,000 to $50,000."

The time required for the existing businesses to connect to the system will have an impact on the project bond payment deficit for 2013. If payment for all those notified in the 429 notification process are required to pay their connection fees in 2013(14 businesses), our projected deficit for our bond payments will be $91,376 depending on the outcome of the federal "sequestration" debate.

If an additional time extension beyond 2013 is given to the 429 noticed properties, our budget deficit for the bond payments could increase to $412,873 for 2013(this accounts for a $41,000 reduction in our federal tax credits which may or may not happen and includes the connection of Aggressive Hydraulics to the system).

In both cases these deficits would have to be covered from the City General Fund or other City reserves as directed by City Council.

Staff is recommending the approval of the amendments to Ordinance 44, Second Series, Chapter 74, Article V, Regulating Waterworks and Sanitary Sewer as presented in the attachments and direction to publish.

Ronning made a motion to suspend and hold in abeyance all amendments, additions or deletions to Chapter 74, Article V. of the City Code of Ordinances until such time as the completion of: The City of East Bethel shall research and produce a chronology of events and details concerning the Sewer and Water Project, including pertinent events, cost explanations and other necessary descriptions beginning at a point in time on or about the 3rd or 4th quarter of 2010 for review by City Council. Upon City Council review, the City shall produce adequate details as to be understandable by a layperson between the ages of 18 and 100. The City shall produce the Sewer and Water Project Information, to be distributed to the residents of East Bethel by means of written communications, town hall type meeting and through the City website. The purpose will be to create an awareness and understanding of the potential impact on City residents and City business so as to better prepare for possible shortfalls and potential necessary actions by the City to react with means necessary to maintain our community. Exceptions to this suspension shall include a shovel-ready connection that may be requested by Aggressive Hydraulics. Subject to Council vote of approval, this action is to provide adequate information to the residents that they may be advised of the present state of the Sewer/Water System and be aware of potential future necessary actions by the City. The conditions identified in the current Code of Ordinances, Chapter 74, Utilities, Article V. Regulating Waterworks and Sanitary Sewer, Division 1. Generally, Section 74-123 are suspended upon approval of this amendment. Upon satisfying the referenced information and distributions, conditions of these suspensions shall expire. Similar communications shall be updated for residents and business and shall be made available bi-annually thru 2015. DeRoche seconded.

Moegerle, I would like to table the motion." Ronning, "You can't make a motion on top of a motion." Moegerle, "Can we get a copy of that?" Ronning distributed copies. Moegerle, "Hasn't this already been done and wasn't this done in February 2011? We did a feasibility study review in February 2011 to create awareness regarding the potential impact on

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businesses and residents. And we don't want the City to react, we want it to act." Ronning, "I am absolutely convinced the vast majority of this community does not know about what the City is facing. And further if someone is going to vote against informing the residents of the information like that, I would have to see it." Moegerle, "This has already been done in our feasibility study." Ronning, "My motion is in response to the recommendation that is on the table." Moegerle, "Jack, how long would it take to complete something like this? Would it take sixteen staff hours?" Davis, "It would depend on how much detail you want. Maybe a day." Ronning, "I would want to work with you so that it wouldn't' be a waste of time. How many are here, 12,000? I would say 10,000 at a minimum don't have adequate information available to them that they can make a decision on. Such as if there is a cost like that $30,000 coming up, people are going to have to decide do I buy a car or not. It will have to get there sooner or later." Davis, "The answer that Craig gave was that it wouldn't be feasible for a residential connection to be made to the system because it would be too costly. Nor is it intended or designed for that purpose. And the language in this new version specifically refers to non-residential property. Requiring residents to hook-up is not the intent of this ordinance."

Moegerle, "Are you suggesting that the City mail this document to every household. And if so, do you have a bond to reimburse this? Who is going to pay for doing this? I absolutely agree with you. Most residents don't' know about it, don't' want to know about it. They are totally befuddled by it and they don't understand how we got there and those kinds of things. But, what I find when I talk to people is they say, "I am glad you are on the job figuring this out, because it is real complex. So to this there is going to be a cost. So who is going to pay this cost?" DeRoche, "The same ones that are paying the sixteen hours preparing an RFP. This is informing residents of what they are really looking at. I don't think they really understand the sewer project. I recall when we ran for Council the platform was we were not going to push this project through. Because we knew somewhat of how it would come down to the residents." Moegerle, "Our plan is we were going to try to stop it. And then we learned that it would cost $9,000,000 to stop it. That is twice what our budget was at that point. And we would have to pay that back immediately." DeRoche, "I never saw anything that said it would cost $9,000,000. In lieu of, now we are into a $35,000,000 deal."

Lawrence, "I need more information to even put this together to vote on this. I can't vote on something I don't have all the information on." Ronning, "We know that Weidema stopped work for 45 days last year and know that they were supposed to be done either June or July of last year. And, we gave them an extra year and we are paying 10's of extras dollars of cost because of them. Sixteen hours means crap to me!" Moegerle, "Did you get that (to the minute taker." Ronning, "If you didn't I have it. The residents deserve at least some of the multi-thousands of dollars we have given to Weidema."

Moegerle, "So we are going to not move forward with getting our work done as far as this ordinance. Why can't these be done at the same time. Because if we get this done, we can move forward with getting connections to this to pay for it. We just had the write-up and we are looking at in excess of $400,000 that we need to make our payment. We are going to cost those residents if we don't get these businesses hooked-up by the end of the year."

DeRoche, "That isn't the figure I got out of the budget meeting we had a two days ago. There was another number that could happen next year possibly if some things don't happen." Davis, "This is for this year only. This is a real number for 2013, if we don't get the connections for this year, we will be short $420,000." Ronning, "I am not going to be one of these regular politicians that tells people one thing and does another. If there is

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transparency, there is. If there isn't close your eyes. I have been asking for guys to do this for two years and nothing has happened." Moegerle, "You are the one that that came up with the $75,000,000 with interest." Ronning, "No it was $51,000,000. And when you look at the amortization schedule the first fifteen years on the big mortgage is interest only. So that practically doubles the cost. " Moegerle, "When the residents get this, does that mean they are going to be coming forward with ideas of how to pay for this, what is going to be the sign that you are satisfied that the residents of the City of East Bethel are well aware of this issue. Because I can see that we are going to tie up the whole City for an indefinite time until you get what you want and then you are going to come here and say, "But the Council Chambers are empty they must not understand this. I think this is too vague." Ronning, "I deliberately made sure it is not me that reviews it, it is the Council. I would like input."

Pratt, "From a legal prospective this certainly is not legal document, it is not meant for that and that is fine. I agree it is in the Councils discretion on how these conditions will be satisfied in the future if you adopt this motion. Number two; my question is the third paragraph from the bottom, Section 74-123 is mentioned that the regulations are suspended upon approval of this amendment. The way the ordinance reads now, before you have a blank and then a sentence that will be added to the bottom of it if you adopt the staff recommendation. The way the ordinance reads now, how would that be affected by this motion?" Ronning, "74-123 is the proposed six months mandatory, no additions, deletions or amendments, it is left to the city engineer to make changes. It is strange when some people came in here, they were opposed to this. Then within a few weeks, they started voting in favor of this. Voting for change orders for Weidema, etc. If you have to do it, reality is reality. To say our residents aren't entitled to as much information as they are." Moegerle, "I think you go too far." Ronning, "I can go back in minutes and get records for it."

Lawrence, 'We have had many open houses to inform residents of what is going on openly; we have worked very hard to ensure they knew what was going on." Ronning, "I spoke at many of those. One time I spoke and asked Voss, "Did you know you were doing this?" and I went through the amortization schedule was there any other time that was given out?" Moegerle, "It is freely available to our residents. If we suspend this, will we get paid for the services at Castle Tower services?" Davis, "They will have to, even when we decommission the plant, and build a new one. We will get the ERUs from them." Davis, "I will be happy to provide this information and present it in any kind of format. We can bring it up at the Town Hall meeting. We need to move forward with this in August for our budget." **DeRoche and Ronning, aye, Koller, Lawrence and Moegerle, nay; motion fails.** Ronning, "Nobody wants to hear it, but I believe we failed."

Moegerle made a motion to approve Ordinance 44, Second Series, Chapter 74, Article V, Regulating Waterworks and Sanitary Sewer with the amendments as proposed and direction to publish. Lawrence seconded. Moegerle, "There was discussion about the issue of the definition of Customer and I like the changes that were made to Customer. If we get a Planned Unit Development, (PUD), business in residential. How do we get around that being residential? Davis, "By inserting today's date. The example that Jochum gave shows that most won't want to hook-up in that area if they don't have to." Moegerle, "I understand that the 429 process is a statute. Can we say, "pursuant to Statute 429" because a 429 assessment isn't a very clear term. For transparency. With regard to 74-123, I like the six months there and I like that initial customers must connect and pay all WAC and SAC fees. I would say prior to December 31, 2013." Lawrence, "I would like the six to go to nine months." Moegerle, "This is not for initial, this is for subsequent customers. That is why I

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like the six months, because if they are here they are planning on doing it anyways." Lawrence, "Okay, I see what you are saying." Davis, "What about the time for the businesses that are existing, that received their assessment notices on this?" Moegerle, "By the end of the year. That way we won't have the problem with the bond payment. We all hate it." Andy, "Moegerle had mentioned the initial customer's definition and the 429 procedure. I would agree to clarify that a little more with a statutorily reference. Is there a time date on that you know you are an initial customer. That this process happened?" Davis, "Yes there are dates for that and they could be inserted in there."

Lawrence asked Pratt "Have you read this document?" Pratt, "Yes Mayor." Moegerle, "The highlighter section at 74-190, that is highlighted? Did I do that by accident?" Ronning, "Are these the revised ones following the last ordinance meeting?" Davis, "These are the changes from the work meeting Council had March 6th." Ronning, "Who took the minutes and who made the corrections and changes?" Davis, "Wendy took the minutes and I made the corrections and changes to the ordinance." DeRoche, "Didn't Heidi just say she made the corrections, a lot of them? At the meeting it was my understanding that our ordinance committee was going to review these prior to it coming back to the Council. Apparently that step got missed." Davis, "This went to the ordinance committee. Then we took their input and it went to the Council work meeting." DeRoche, "It was my understanding that there would be others because we were in a hurry. Apparently when we set up committees we let them look at them once and them sometimes twice." Moegerle, "I presided at that meeting and I took notes of what definitions we agreed on and then at the end of that we asked, "Is this good?". Council said, "Make the changes and bring it back and we will look at it and make any other changes." DeRoche, "I wanted clarification, I people to understand how this works." Lawrence, "When you reviewed this did you see anything that stood out?" Pratt, "I reviewed this with Mark Vierling before the meeting. Generally this seems to be just fulfilling the issue of mandatory hook-ups for non-residential. I would second the concern about unfinished business of mandatory hook-ups for residential, but it sounds like it might be a moot point. Mark and I talked about adding that idea into the word customer, but that may not be effective for any residential people."

DeRoche, "I just want to clarify is earlier in the evening we are talking about bringing businesses in, we are going to be the highest rates out there, and we told the people don't worry if you don't hook-up, you don't pay. Now we are going to give them six months to pay and if they don't pay within six months, from what I have read it is not that they will be billed monthly; it is that they will have to pay in 14 days or face a possible tax lien. So how much business do you think we are going to do?" Moegerle, "It is not six months; it is by December 31, 2013. Let's be correct." DeRoche, "There are a lot of smaller businesses down there. I was told if it comes down to this, they may be leaving. I think they need more time. They don't even know if they can get a loan." Moegerle, "Maybe the EDA should come up with another kind of loan program to help them. There are other possibilities. We have a willing staff. Davis, "We discussed the loan policy for SAC and WAC Policy. That is a way to spread the payments out for these people." DeRoche, "Some people can't do that. I do business at the hardware store. I go to the bar and have dinner. I go to the party bus place and talk to them. And Roger. We took the mays out and it is shall do this and shall do that. It is we will do this. To me it sounds dictorial." Ronning, "We talked about money. We will all end up paying for this. There is no way you can get seventeen businesses to pay $51,000,000 in costs. I believe people should have more information to know what they are in for." Koller, "The changes they made are what you asked for at the last meeting." **Koller, Lawrence and Moegerle, aye: DeRoche and Ronning, nay; motion carries.**

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Staff Update

Davis, "We had a business breakfast for the East Bethel business community. I think we had 54 attend, biggest crowd to date. We generally talked about the some of the same issues that we talked about at the previous meetings. There were very few questions, so either they were disinterested or we just had good presentations. I did hear some good comments from some of the people afterwards especially about the information on the taxes and how that was very beneficial to them. Colleen and I did a little after assessment of the meeting and there will be a thank you letter sent out and we request any information that they would like to see addressed at any future meetings."

Council Member Report – DeRoche

DeRoche, "I also went to that meeting, and received numerous compliments on Wendy. That Wendy when they come in seems to know everything and when she is not here, they don't. Other than that, this was kind of a contentious meeting. As I have said before, there are five people up here; I am not going to vote for something I don't believe in. If I tell people something, if they can't watch it on cable or on the internet, at least they can read the discussion. Because to me summary minutes you get what the vote on was. They voted on the water, who voted and then you are down the road. They don't know everything that is around that. I have had numerous people say they are glad we are doing verbatim minutes because they don't have any other way to get the information. I remember Boyer saying when they were getting ready to pass those contracts in December of 2010, well there is nobody here, so nobody must care. I heard that same comment tonight. Irregardless, I understand our issues. Does Aggressive Hydraulics need to hook up, you bet they do. They are running into the same problems we did with some of the same people. I don't know if Jack can make a call to whoever this person's boss is and get it going. They need power, water and an analog connection. This is a promise we made to them. We told them when you are ready to go; we will make sure you have what you need. It looks like 22 is moving along. The sign looks the same. There are some panels from the old sign laying all over the place down there, and if we get a good wind, I have to think they are going to be all over the road." Davis, "That will be taken care of tomorrow."

Council Member Report – Koller

Koller, "Not a whole lot at the fire department. The mayor and I attended their Fire Relief Association meeting. They are proposing some changes to their rules. With the upturn in the economy their fund is well funded so we will not need to bail them at all." DeRoche, "The Fire Relief, I talked to Dan Butler, there is a proposal at the legislature for a proposed 5% on auto insurance and gas to supposedly pay their pension, but it is going in the general fund if it gets passed."

Council Member Report – Moegerle

Moegerle, "We had the Park Commission meeting and the discussion on the school house. That was an emotional discussion; a lot of people are emotionally connected to that. They wanted to vote against it, but after seeing how much it would cost the City and we were not getting recouped, they agreed that we cannot move forward with the previous plan. I have great sympathy on how they handled that. More importantly, I am not sure if you are familiar with the Sandhill Crane group. There was a meeting with the community members last Thursday. That group has been meeting since 2011, after a 3-5 year hiatus. They coordinate the state, county, and City primarily around the Sandhill Crane area. Because of the legislature they have a situation. The Governor has told the DNR who manages the state trust lands that they must produce monies for schools. We have three of these lands. Most of these lands have oak wilt. So, the proposal is to clear cut these properties and sell the wood. But, there are other ways to treat oak wilt. The situation is that they want to let the contract out for auction on May 1, with the auction being held on June 1. We are trying to make the

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public aware of what is happening. The next meeting is scheduled for April 18th. I have a lot of meetings coming up next week, four meetings."

Council Member Report - Ronning

Ronning, "I week ago yesterday, there was a Planning Commission meeting and accessory structures were discussed. Even to the extent on whether you can have outside storage and an example given was a plant garden place. At one point I believe they said, "We don't want to make things too hard. The definition of Home Occupation also was discussed and parking vehicles in the street. This is East Bethel and I don't think there is an issue of parking vehicles in the street, but that is their call. They seem to be wondering why are we getting these ordinances, what is the drive? Where are the mistakes? What is pushing this?" Davis, "Some of this is a means of cleaning up things that are inconsistent. Also to address some problem/grey areas where the ordinance didn't cover things, for clarification." Ronning, "Did you or who in the City had a problem with cleaning up the language? Or called attention to this?" Davis, "There have been several times we have had problems with language. One is outside storage and this almost precludes outside storage, it is 10 x 10." Ronning, "You are very observant to come up with this."

Mayor Report – Lawrence

Lawrence, "Ron and I attended the Fire Relief Association meeting. Also, I attended the breakfast meeting this morning. I met a lot of business owners and had some good conversations with those gentlemen also."

Closed Meeting –

Pratt, "The agenda was amended to add a closed session to discuss the offers/purchase of real or personal property per MN Statute 13D.05, subd. 3. The meeting will be tape recorded and the tape will be preserved for eight years and will be made available to the public after all real or personal property discussed at the meeting has been purchased or sold or the governing body has abandoned the purchase or sale. The real or personal property that is the subject of the closed meeting must be specifically identified on the tape. The properties that will be discussed are: PID numbers: 08-33-23-21-0001, 08-33-23-22-0001, 08-33-23-31-0001 and 08-33-23-24-0001. Any purchase or sale price is public data."

Moegerle made a motion to close the meeting to discuss the offers/purchase of real or personal property per MN Statute 13D.05 subd. 3c PID numbers: 08-33-23-21-0001, 08-33-23-22-0001, 08-33-23-31-0001 and 08-33-23-24-0001. Lawrence seconded; all in favor, motion carries.

Pratt, "The City Council met in closed session to discuss consideration of any purchase of real or personal property PID numbers: 08-33-23-21-0001, 08-33-23-22-0001, 08-33-23-31-0001 and 08-33-23-24-0001. Attending were the Mayor and all four City Council Members. Also attending were Craig Jochum, city engineer, Jack Davis, city administrator, and myself. They received information from the city engineer on discussions that have taken place with the property owners. No decisions or actions were made."

Adjourn

Moegerle made a motion to adjourn at 9:55 PM. Lawrence seconded; all in favor, motion carries.

Attest:

Wendy Warren
Deputy City Clerk

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EAST BETHEL CITY COUNCIL WORK MEETING

April 3, 2013

The East Bethel City Council met on March 6, 2013 at 6:00 PM for a special meeting at City Hall.

MEMBERS PRESENT:	Bob DeRoche	Ron Koller	Richard Lawrence
	Heidi Moegerle	Tom Ronning	

ALSO PRESENT: Jack Davis, City Administrator
Mark DuCharme, Fire Chief/Emergency Management Officer

Call to Order

The April 3, 2013 City Council special meeting was called to order by Mayor Lawrence 6:00 PM.

Adopt Agenda

Moegerle made a motion to adopt the April 3, 2013 City Council work meeting agenda. Lawrence seconded; all in favor, motion carries.

Emergency Management Plan Presentation

Davis explained that Fire Chief Mark DuCharme will present the City's Emergency Management Plan to Council for review and comment. Additional meetings may be required for completion of the review prior to submission to Council for adoption.

Chief DuCharme explained that this document, the Emergency Management Plan, is never done. It will always have to be updated. Imagine we will have several meetings to refine this and when we have a plan together, we will have an exercise to see how it works. For instance, included in the plan is a city organizational chart that has to be updated. As we move forward, this is a creation of one, if there are things we need to change, then we need to do it. This if far from a final edit, but it gives us a good working basis." DeRoche, "Is there a reason we don't have a backup generator at city hall?" Chief DuCharme, "That deals with also the designation of the emergency operation center. My recommendation in the plan is Fire Station #1 on Viking Boulevard. The reason why is that facility does have a backup emergency generator. However, the computers and phone lines at the fire station are tied into the computer network here. So if the electricity is out and then the network is down, you won't have phones or access to city servers."

DeRoche, "What is the accessibility to FM radios?" DeRoche, "At the fire station we have analog phone line and we have the generator. We could run network TV for example and charge cell phones. That is why at this point I think it would be good to designate the fire station, until we can get a generator for City Hall." DeRoche, "Is there any kind of backup shortwave radio?" Chief DuCharme, "Part of the plan calls for Hamm radios and we need to each out to them more. We also need to be able to identify them." DeRoche, "Is there anyone that has a Hamm radio license on the Fire Department?" Chief DuCharme, "Not that I know of. Hamm Radio is a very important part of emergency operations." Chief DuCharme, "Probably the biggest risk in East Bethel is a natural catastrophe. Tornado, severe blizzard. If it is a tornado, the cell phone towers will be affected. We do have an 800mhz radio system that works pretty good, but we need to be aware of these issues." DeRoche, "There are quite a few repeaters in the State of Minnesota." Ronning, "There used to be on the dial radios two civil defense stations, on the AM dial, are those still there?" Chief DuCharme, "I remember the triangle they had on the radio dial and that is not there anymore."

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Chief DuCharme, "Anytime we talk about Emergency Management, there are four phases we talk about. Preparedness, Response, Recovery and then we and then sit down and look at what can we do to make this better. To help the residents, recovery and the whole cycle go smoother. And, then, it starts all over. Because with what we learn in Mitigation, we incorporate that in our plan."

Chief DuCharme, "When we put this together one of the things we try to do is understand the why and what the benefits are. Why we do it of course is to help our residents. We try to safe lives and property. And the benefit is we are able to mitigate so the damage is not as severe or is quickly recoverable as soon as we can. There we go indentifying our biggest risk. We can have a manmade disaster. Other thing we do is give guidance during disaster. Communicate with residents and get information out to them. If we have to evacuate our residents or shelter them, get information to them. Advise whether or not we can shelter them, make determination if it is safer to stay in their homes or move them. Anytime we do this, we are relying on others for help and guidance. The other thing we do is identify resources and deficiencies. I define a resource as a piece of equipment, or even our personnel. Ronning, "When you talk about this, you find yourself thinking, "Well, what could happen here?" There is really a lot that could happen."

Chief DuCharme, "This document is not solely my idea. This is researched and this information comes from other cities, from FEMA templates and that is what we used for resources. So that we are on an even keel with other cities and entities. This is a draft and isn't even ready to be called a draft because there is information that is missing, but it is a good time to hop on this thing. Sooner or later it isn't going to snow. The way this is set up is there is a list of distribution. And, we talked about it a little earlier, before the meeting started, the final plan will have some sensitive information in it. We will have to be somewhat careful with the private phone numbers, contact phone numbers of staff. Personal phone numbers of resources. Majority can be a public document, but a slice is usually sensitive and not made public. Distribution list, we want to make sure everyone that needs a copy, gets a copy. We also should be keeping track of any revisions that we do so we are all using the same version. Certification of plan approval, at some point and time the Council will say yes or no to the plan. And then we need that signed off by the Mayor with authorization. The reason for this is if we had a disaster, and if the council couldn't get together and a staff member had a plan and wants to implement and someone asks, "What authority do you have to implement this plan?", we have this certification here. And like emergency management and federal government, we abbreviate everything, so I threw a glossary of terms in there."

Chief DuCharme, "The Table of Contents, you can kind of see how the plan is laid out form the Table of Contents. The basic plan is 15-16 pages. The rest is what we call annexes which are essential services and appendices that we have included. Everything follows the same format. You have the basic plan. And then the annex for that talks about what each department is going to do or how each plan will be assigned and task will be performed. We look at the four phases of emergency management and how they align with the plan. It talks about the structure of the basic plan. Talks about the basic operation plan. Talks about the annexes, which are the emergency plans for every function. And the appendices are the references that go along with that. And some of the objectives. When we get into emergency management we are looking to save lives, and to do the very best we can. And we are looking to figure out how we can protect the property of the residents and the city.

Chief DuCharme, "I have made some assumptions here, I have taken a look at the outside

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departments of the city These are ones I listed and there might be more, like the two school districts in the city, Forest Lake and St. Francis Schools. And, we actually have two schools in our city. Metro Transit has an operation that runs through town. The gas companies, Excel and Center Point, we have Connexus Energy and we have MnDOT. Of course the Anoka County Sheriff's Department and they have outside resources. Minnesota State Highway Patrol. Anoka County Highway Department and Anoka County Government. And then all of the State of Minnesota Agencies and of course the University of Minnesota. The reason why we list these is because somewhere along the line these might become good resources for us. An example I can give is if we had a wild land fire close to Cedar Creek (we have), we have fought the fire along with the University of Minnesota personnel, and they have come out to help us. It is a nice deal. We talk about our resources and our capabilities and our capabilities are based on a well based fire department, law enforcement agency and public works department, those resources are strong and we have good mutual aid agreements. We have some major roads here and that could cause a major catastrophe."

DeRoche, "Have they ever updated the state law that they only have to put one placard on what they carry?" Chief DuCharme, "It depends on how much they are carrying also as far as placards go. We are pretty good at looking at tankers going up and down roads and the kind of figuring out what is in them. We know if it is placarded 1203 we got gasoline. We all carry response guides (I carry one in my personal car). It is a way to learn. We have a lot of materials that are being moved." Ronning, "Burlington Northern, anything could be there," Chief DuCharme, "We also make the statement that East Bethel officials are aware of the possibility of a major disaster emergency. It is a concern." Moegerle, "During a meeting it came up about having a Hot Air Balloon event at Booster Days. We talked about needing an evacuation plan for the event. Is there one? Or does the content of this cover it?" Chief DuCharme, "The best way you can exercise this and see if our command center works is to have an evacuation plan or have a whole emergency plan written up for your festivals. Before Booster Days, the fire department does meet a week before the event with the officers and designate who is going to be the duty officer, who is going to make the call, and we talk about where we are going to put people if there is severe weather. But, we need to formalize it more and more. Any time you have a baseball or soccer tournament, that should be laid out, a written plan. We do talk about that as a fire department and share that with Nate, and city staff."

Chief DuCharme, "Let's talk about natural hazards, technological hazards and some of the national security information. If you don't agree with this, I need to hear it. Some of the natural hazards are tornados, and we even have pieces of property that are flood zones. High temperatures can really affect seniors. It is something we have to be aware of. And, prolonged droughts. And the opposite, prolonged low temperatures. If any of these things happen, we have to know where we are going to put people. Techy hazards, burns up and creates hazards materials environment. Especially as the city starts building, we have to be aware of this. Then there is National Security and manmade incidents, I don't know if we are as at risk, but we can't rule this out."

Chief DuCharme, "So what is more likely to occur here? We know it is going to storm here it is just a matter of how severe. And then what is less likely to occur? You go with probabilities, but you don't forget about the things that are less likely to occur. When we talk about concept of operations, every level of government has some inherited responsibility for providing an emergency management plan and protecting its people. The first 48-72 hours local government will be the lead on an emergency." Lawrence, "If a disaster like that happened and is affecting our neighboring cities also, how are we

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addressing their reaction of their people that have been displaced?" Chief DuCharme, "A disaster like this doesn't see any political boundaries, you are absolutely right. What we have and we are well versed in it, is consolidating an incident into one large one where we are able to do a unity of command where we are actually uniting forces and sharing responsibilities."

Ronning, "In summer of 2003 in the Detroit area there was a power surge and if you had wells, part of the issue was where do you get clean water." Chief DuCharme, "We would have to get the National Guard and FEMA to bring in bottled water." Lawrence, "We talked about natural disasters with tornadoes probably being the leading one. We could possibly get some flooding." Chief DuCharme, "About two years ago, we had a couple houses that we were close to sandbagging. No one knows who owns the drainage ditches." Lawrence, "We have the railroad in Oak Grove and if we had a derail there of something toxic you would have to evacuate many miles of people."

Ronning, "When you start talking about this, it is surprising how much stuff come up." Chief DuCharme, "It is just like the positions in the plan. We try to go three deep, as an example on of the functions is Public Information Officer, and the Community Development Director would be in charge of public information. What would happen if she wasn't available? Or if she got sick, who does that fall back on? So we have that three deep. Same for facilities, when I talk about Fire Station #1 being the Emergency Management Operation Center at this time, when you look at it, we also have two other backups that we could go to. I think there is more than that. I think the churches and Community Center at Coon Lake Beach is mentioned. When you get to evacuation and sheltering we also need to identify those places. You have to get the place set up, we need resources for that. The Red Cross is good at that. I remember a couple years ago with the floods that Castle Towers was having a lot of issues and we were really watching that and I had a conversation with Anoka County about what we would do if we had to move those people. These are things we don't do alone, we work with other people. Anoka County Emergency Management is a huge resource for us. Other agencies we work with for resources are Minnesota Homeland Security and Emergency Management. We have helped them, it works back and forth. Minnesota Homeland Security has an emergency management center. And if resources are getting scarce they will help us. Then we have FEMA, and they are a huge operation."

Chief DuCharme, "The Mayor is responsible for protecting the lives and property. The City Council, City Administrator, department heads and myself, we will give you advice. The ultimate responsibility comes to this group. Spelled out in state statute. This plan is set up that existing emergencies are going to be handled by East Bethel existing departments. The first ones to go out there will be the existing departments. We will take the brunt of it until we get the assessment of what is going on. From there we have outside groups we will reach out and contact to get help from. Such as the Red Cross, the Lions, Salvation Army, and others. Some of our residents have special needs and we need to make sure we accommodate them. An assumption I make is we want to keep the day-to-day functions of the city running. For some of the large scale disasters we might have to draw on some of the people's capabilities and needs. As we refine the plan we will have to address continuity of operations."

DeRoche, "For clarification, it is either the job of the Mayor or the Acting Mayor to strictly initiate this plan. Not to orchestrate it, correct?" Chief DuCharme, "Correct. Some of the language that is coming up is "What happens if the Mayor isn't in the area? What happens if some of the Council Members aren't here? But really it is the Mayor or whoever is acting as

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the Mayor there responsibility to say, "I am going to declare an emergency." And we will go from there. We can open up the Emergency Operation Center at really any time. And we kind of do that without making a big spectacle of that on our large fires. On an emergency, you get the call from Jack, a tornado went through, and that is when you all are going to report."

DeRoche, 'I am looking at it because you go down the line here and the people in the organizational chart know what needs to be done, police, fire, medical, Jack, whatever. And, I would not want something to get where someone is going, "You do this, you do this, you do this and unless someone is trained in it and has a mutual agreement with all these different departments, I can see that turning into chaos."

Ronning, "What you seem to be saying is, "Whoever that responsible party is pushes the go button and everybody knows what their supposed to do." Chief DuCharme, "That is what we are trying to create here. We look at this as support both ways, have support both ways. Emergency Management Officer and City Administrator will be there to help make important decisions. There will be some important decisions such as when do we evacuate?" DeRoche, "That is one of my questions. Who makes that decision?" Chief DuCharme, "The Mayor of East Bethel shall exercise general direction and control over all emergency operations in accordance with Minnesota State Law Chapter 12. Chapter 12 deals with Emergency Management. If anyone needs a copy of this, we can get you a copy. I have also referenced City ordinance and if the Mayor is not available, then the Acting Mayor shall assume responsibility. If the Acting Mayor is not available, then those present on a majority vote have to decide who is going to be the Chair and then decide on a Secretary to take notes. That is why we talked about this, because if you want to change this, you have to change the ordinance. It would be very difficult to manage an emergency if staff didn't have some latitude to make decisions on their expertise." DeRoche, "I have no doubt about that. Just like Jack orchestrating staff now." Chief DuCharme, "If I was evacuating Coon Lake Beach, I would have the Mayor right next to me. First assignment, Mayor is responsible for overall control. Then there are other things the city can do with emergency powers, such as purchasing. Don't need to get into those now. Emergency Manager is responsible for maintenance of the Emergency Maintenance Plan. We are going to use the department heads to assign these jobs to. They have to prepare plans to cover the emergency functions. Nick is probably going to be in charge of damage assessment. Because he is a building inspector. He has to make sure he has the resources and can call his mutual aid friends."

Davis, "Staff went through NIMS Training three years ago. Even Rita is assigned a function. Staff has already undergone that training." Chief DuCharme, "I have talked to department heads and they understand the functions of what they are going to do. Some of them haven't gone through the specialized training, but I would guess shortly we will get them going. We will revisit each department at staff level and make sure what we have here will still work for them; we do have new names here. If we get this approved, we will need to look at it yearly. Probably every July. City staff has to be able to alert their staff is they need them to come in and do their functions. We need to be ready to implement this in a short amount of time."

Ronning, "When I first looked at this, it looked almost impossible. But, when you think about it, it will happen." Chief DuCharme, "If we can keep a strong incident command going, it will go fine. And keep communication open. Let them know what you accomplished during that shift and share the plan with them. We just covered the basic plan,

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didn't get into the functions. What you need to know, if there is an emergency, if a tornado comes through, if Jack calls, right now, I want to be able to use Station #1 as the Emergency Operation Center. That is where you should report.

Davis, "When do you want to schedule the next session for this? " Chief DuCharme, "If you have any comments, please e-mail them to me or Jack so I can make them before the next meeting."

Consensus was to schedule a work meeting for May 1st before the Council meeting to continue working on the Emergency Management Plan.

Adjourn **DeRoche made a motion to adjourn at 7:20 PM. Moegerle seconded; all in favor, motion carries.**

Attest:

Wendy Warren
Deputy City Clerk

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EAST BETHEL TOWN HALL MEETING
April 16, 2013

The East Bethel City Council met on April 16, 2013 for the Town Hall meeting at City Hall.

MEMBERS PRESENT: Bob DeRoche, Ron Koller, Richard Lawrence, Heidi Moegerle, Tom Ronning

ALSO PRESENT: Jack Davis, City Administrator
Nate Ayshford, Public Works Manager
Rita Pierce, Fiscal and Support Services Director
Craig Jochum, City Engineer
Colleen Winter, Community Development Director
Nick Schmitz, Building Official/Code Enforcement Officer
Mark DuCharme, Fire Chief/Emergency Management Director
Lt. Shelly Orlando, Anoka County Sheriff's Office

Call to Order **The April 16, 2013 Town Hall meeting was called to order by Mayor Lawrence at 6:02 PM.**

Lawrence, "If anyone has any comments that they would like Council or myself to address, please step up."

Fire Chief, Mark DuCharme, "I have a couple of announcements. The DNR has issued a news release, starting this Sunday, April 21st at 4:00 p.m. burning restrictions are going into effect. They will be in effect until the green up, late spring or early summer. So, if you have anything to burn you only have two to three days to do it. Also, this week is Severe Weather Awareness Week. Thursday is our Tornado drill. The Weather Service will issue a mock tornado watch and then they will issue a mock tornado warning. The sirens will sound twice on that day. The first time will be about 1:45 p.m. and then the second time will be about 6:55 p.m. If you have any issues with sirens that don't seem to be working right, I need to hear that. I just looked at my latest report and it looks like they are all sending and receiving the way they are supposed to." Lawrence, "You can just call the city if they aren't working."

Moegerle, "Can you tell them about Emergency Plan we are working on?" Chief DuCharme, "What a time to have an Emergency Plan. The Council and city staff are working on our Emergency Plan. And, should there be a disaster in our city, we actually have a plan that we are working on and we could implement right this minute if we have to. Just so you know, if there was a need to have an Emergency Operations Center open, it would be at the Fire Station on Viking. The reason it wouldn't be here, is we have an emergency backup generator over there. Sometime in the future, city hall will have a generator and we will move it up here. We have a plan in place, all the Council and city staff are involved in this. And we will rely on our partners, our sheriff's department and other disciplines to enact it. We will also have a system set up to communicate with residents. In case there are families displaced, we know where we have taken them. And, if we have to evacuate, we will now where to take the people. So, we are just doing the planning up front."

Denise Lachinski (resident), "Are there emergency shelters designated, such as buildings to go to, in the city?" Chief DuCharme, "Yes, we are identifying those in the plan. The fact of the matter is we know almost 70-90% of residents will want to do in-home shelter when a

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storm or that kind of a disaster comes through. They will want to hunker down in their homes. But, sometimes we will have to move people. And, we will have shelters designated and will have a mode of communication so people will know where to go." Resident, "You mentioned a tornado, what happens if a tornado hits the fire station?" Chief DuCharme, "Here in East Bethel we have mutual aid agreements with all of the county fire departments, plus out neighbors to the north in Isanti County. Also in our Emergency Plan we have designated three deep in emergency operation centers. If that were to happen, we could likely end up at the Coon Lake Community Center, even though they may not have all of the supplies and things we need there like we do at the Fire Station. Even with staff positions in the Emergency Plan, we try to go three deep. All of this is trying to making sure the local government operates and can function for the residents." Ronning, "Is there more information that will be available?" Chief DuCharme, "I am hoping we will be able to take the main part of the plan and put it on our website for the residents to read. The final version we come up with." Ronning, "And if they don't have internet, we should be able to do something here so they can see it." Moegerle, "It will be in the newsletter."

Davis, "One important item that has occurred in the last week or ten days is our water and sewer system is now operational. We have our first customer hooked-up. We hope they are the first of many. Staff is working to do what they can to attract other development to help pay for this system. We are looking forward to working with the EDA and Planning Commission to further promote growth along the corridor. We invite anybody that has any ideas, any suggestions, to bring them to us. Anything is worthy of consideration. We are looking for your help, along with staff and other consultants, the city engineer, Anoka County, people with the state. We are trying to involve as many people as we can to further these development efforts." Denise Lachinski, "Can we get an update on development. I know there has been some talk of other development coming to East Bethel." Davis, "We have been working with some developers and have had contacts with several others. The only thing I can say now is there we are working with one developer who is interested in developing the northwest corner of Co. Rd. 22 and Hwy. 65. And we hope that there will be some kind of announcement by the end of the year on what may occur there. It does look promising. We feel there is an underserved market for certain services here. And we expect that void to be filled. Our community development director will speak in a few minutes here and she can address this issue further."

Nate Ayshford, Public Works Manager, "Recently, the Park and Road Commissions went through their Capital Improvement process. Planning for next year. Some of the big projects we have coming up for this year are the frontage road on the west side of Hwy. 65, from 221st to Johnson Street. We are also working on the improvements to the Lincoln, Laurel and Longfellow Roads that go into the Coon Lake Beach neighborhood. And, there are number of sealcoat roads that will be taking place. They are all listed in the newsletter but most are along Viking Boulevard on the north side of Coon Lake. For the parks system we are looking at replacing playground equipment at Whispering Aspen development and improvements at Whispering Oaks development."

Moegerle, "Could you tell us about the clear cutting and the Sandhill Crane group and what they are looking at?" Ayshford, "If you are not familiar with this, in the center of the city there is a large chunk of public property. Some is owned by the City of East Bethel, some is owned by Anoka County and some is owned by the State of Minnesota as school trust land and a small chunk is owned by the Minnesota Pollution Control Agency (MPCA). We have recently been informed that the DNR that manages the school trust land is planning on doing some clear cutting of the oaks in that area. I think the total is 200+ acres that they are looking at clear cutting. There will be a meeting coming up in the next couple weeks that we can post

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if you are interested in coming. Essentially they are going to go in and clear cut all the red oaks in that area. It is the area located behind the Ice Arena and Mud and Deer Lake."

DeRoche, "What is the reason for that?" Ayshford, "The property is state trust land, owned by the state by managed by the DNR. They have been given direction from the state legislature to manage that property for the most monetary gain to help fund public schools. This goes for all the state land throughout Minnesota that is state trust land. Their idea to make money is to clear cut the timber and sell the timber off." Moegerle, "Didn't they say at the meeting that they expected to get $20,000 to $30,000?" Nate, "Yes, but there was some confusion on what that figure was for. We should have better information at the next meeting." Sherry Allenspach (resident), "Is there a date for the meeting yet?" Ayshford, "No, not yet." Moegerle, "The other side of the clear cutting issue is there are other ways to prevent Oak Wilt from spreading and they were discussing how you can do that. So their view was let's clear cut all of it, as opposed to let's take those options. So, that is where the controversy is coming up." Ayshford, "They City along with Anoka County has submitted a letter trying to propose a different management style of doing some selective harvesting in there."

Craig Jochum, City Engineer, "I attended a pre-con today for the finishing of Viking Boulevard west of Hwy. 65. That is a new contractor out of Rochester that is putting on the surface. They have 55 days to finish once they start. They anticipate starting on April 29th, pending the weather. So, we are probably looking at mid to later June finish date. They will update the city on traffic control, will be one way stuff going on. Will be replacing a culvert just west of Jackson, so the street will be closed for a short time. Our other major project that is coming up this year is the forcemain project. This will pump wastewater from a plant the city has in the very north end that we will be de-commissioning and pumping the wastewater to the new system. Hopefully that will be done late fall, early winter. That plant at the north end is at the end of its life, so they would have to spend a lot of money to get it back to regulation. The other thing is the city will benefit by the SAC obligations to the Met Council. Those SACs as they are sold up there and connect will count towards those obligations."

Colleen Winter, Community Development Director, "I am new to East Bethel; I have only been here about four and a half months. As the community development director I am responsible for both the economic development, as well as the planning. Also, my department is the building department. Nick Schmitz is here, he is our building official. Basically, Denise had asked about economic development. My favorite saying and I know the Council probably gets sick of me saying it and so does the EDA Board. But when it comes to economic development it truly is a marathon, it is not a sprint. As we start those conversations with development groups, it usually takes quite a while for something to go from conception to actually the project phase. And, we are starting those discussions with several different folks right now. A couple things we are doing on our end that I believe are exciting and are going to raise the profile for what we do is on our city website we will have the ability to list available commercial property. We will have a business directory. Also want to make you aware of that fact that the first meeting of a beginning of chamber is happening on May 2nd and that will be on our website. Also, we are about making sure we are working with our existing business community as well. From a planning perspective we are in the process of identifying the uses we could have in the Hwy. 65 corridor, to make it more practicable to what we have today."

Nick Schmitz, "I am the Building Official and Code Enforcement Officer. Currently we do code enforcement for East Bethel and building inspections for Bethel, East Bethel and Oak Grove. We started Oak Grove at the beginning of this year and we have issued about 3 or 4

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new home permits for Oak Grove and I have 3 or 4 more ready to be picked up. I also have one new home to be picked up for East Bethel and I believe we issued one or two earlier this year. Currently I am doing a lot of code enforcement for East Bethel. We don't drive around looking for things, but we have been getting a lot of calls from residents regarding their neighbors and some neighborhoods. I am also working on revising city ordinances."

Rita Pierce, Fiscal and Support Services Director, "I am the Fiscal and Support Services Director, otherwise known as a Finance Director. We have already started the 2014 Budget planning stages. All department heads you have seen up here have gotten spreadsheets and history so they can go through and see what they have spent in years past and see what their desires are for the future. By ordinance we are to submit a preliminary budget to Council by July 1st. That gives Council adequate time to have workshops. The legislature is talking about changing the Truth and Taxation meeting and having to have a budget hearing prior to December 1st and it would affect this year already."

Lt. Shelly Orlando, East Bethel Liaison for Anoka County Sheriff's Office, "Spring has not sprung. As a result of our cold snap we are still going through, it has been relatively quiet. County-wide we are still seeing a lot of grandparent scams, where you get a call from grandson or granddaughter, niece or nephew saying they have been arrested in a foreign country and they need to wire them thousands of dollars. And then you talk to someone that says they are an officer from this foreign agency. Unfortunately, some people do fall for this and wire thousands of dollars to Canada or other countries and that money is gone. Be mindful, tell your friends about these kinds of things. We also are seeing a lot of people that are selling things on Craig's list and say, "You only wanted $3,000 for this, but here is $7,000 if you can just cash the check and send me the $4,000 back at this address. This is a scam. That check is going to come back as not valid. People are falling for this. Pass along to friends and relatives and co-workers. We have deputies out there and if you see anything goofy going on, like to talk to a deputy, there are there for you. Pick up the phone; call 911 or the non-emergency number. Either call goes the same place. We need your help to stop crime."

Moegerle, "Can we get an update on the website and the reader board?" Davis, "The website is still a work in progress. We are trying to schedule a website meeting. As soon as the website meeting is set we will go through the issues and lay out a plan to address those. We are working on migrating it as fast as we can. If we find that we are still running a little behind, we might have to consider an intern or interim help. The reader board, we are hopefully going to have Connexus out there in a day or two to get the power worked out. The sign is almost finished and we would hope for an install maybe next week. We were originally promised it would be ready around the first of April, but they are running a little behind. So, the sign is being fabricated, I have seen pictures of it in the shop. It looks really nice. And, hopefully it will be done in the next few days and ready to install and the electrical connections will be done in the next couple days. We do have to give Connexus a check before they will come out."

Harley Hansen (resident), "Where are we at with the branding name for the city?" Moegerle, "We had a marketing and branding study. That is something that the EDA is looking at and going forward. As far as name and that kind of stuff, that is not the issue. It is more attracting businesses to the city. We were going to establish a brand for the city." Davis, "I think Harley is referring to the Ady Voltedge study that was completed last year, which was essentially more of a marketing study. It did address issues of branding. Part of that would be up to the city to determine what it's identity is before that could be considered. But that study was more of a marketing study and way to promote the city, and how to improve our image.

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And recommend some basic things we can do to enhance our economic developments."

Lawrence, "We have been doing a lot of work with the EDA trying to attract businesses to East Bethel. It is a work in progress."

Moegerle, "What are you hearing from the finance committee? They have been meeting." Lawrence, "The fire department is losing some funding with their Safer Grant. We will have to shore up as much of that as possible through the city. This grant ran for three years and now it is coming to an end and it is not being reestablished. The Safer Grant essentially helps the fire fighters become more efficient in their jobs with training, and equipment and such." Chief DuCharme, "We have been operating under a Safer Grant. Three years ago FEMA awarded East Bethel a $365,000 grant for recruitment, retention and education for fire fighters. SAFER stands for staffing adequate fire and rescue. This is the fourth year of the program. There has been discussion of what parts of the SAFER Grant do we need to continue. We know we need to continue training because we need to keep our certifications up. But, we are also involved in another SAFER Grant with Anoka County Fire Departments. We recently brought on five new fire fighters that will fall under that grant and their turn out gear is paid for, their first round of education is paid for, and I just found out today that those going on to be EMTs that is going to be paid for. And, this grant goes on for another three years. It is about $1,100,000."

Lawrence, "In regards to the budget, we are looking at the money we will be losing on the first SAFER Grant. Of course we all know we had a pretty hard winter for snow, and we went through supplies in our Public Works department, our salt is pretty much gone. So there are things we are going to need to spend money on to get these supplies caught back up on." DeRoche, "Certain services the city has to have, police fire and public works. I have been on the finance committee for three years. It is definitely an education and if anybody thinks they have an idea of what they would like to see cut; I am more than welcome to listen. The thing is what are you going to cut? Police, fire, public utilities? As far as staff goes, we are pretty lean. And, we have things coming up that we have to consider that we have to have the money for. I am pretty frugal, and I think everyone else up here is too and we are aware of the fact that we just can't be out spending money anywhere and doing anything we want. Whatever we have expenditures on, it has got to be accountable. And, we have to make sure we are not going to be taxing the residents any more than we have to. I am a firm believer if you don't have the money then don't spend it. I know we have to spend some money to move ahead, but I think the ideas have to be real prudent."

Lawrence, "We were talking about the fire department and one of their main functions is the EMT service they provide. This is a huge asset to the city; they are the first responder to the people in the city. If you are hurt they come. And we have real good people on our squad." Moegerle, "One of the things I would be interested to hear from the crowd is what do you think about charging for ambulance services? Because right now 60% of the runs the fire department does are EMT related. The question is, there are some ways we could charge for those services. How do we get through these financial times? What do you think about that idea? Chief DuCharme can you address this?" Chief DuCharme, "We ran on 508 calls in 2012 a little lower than the past year. 60% of those calls were EMS, Emergency Medical Services related. To clarify, the fire department does not transport, we don't run an ambulance service. The ambulance service comes from Allina and that is set up by the State of Minnesota, by district. We also use Allina for our medical training/instruction. What the Council has asked to look at is, is there a way to collect fees for going on medical calls. Currently we have been charging fees for going on car accidents and utility emergencies. It is one thing to charge for them, but the collection piece is somewhat difficult. I would think if

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we decide to go with the collection side of this, we would need to look at going with a third party for collection of those fees. I can't tell what the projection would be for revenues. And there are some state statutes that we have to be careful for what we charge for EMS runs. I think the most we could charge are between $50-$75 a run. I am not 100% sure on this. Question might come up, "Do other cities charge for this?" The answer is yes and no. Council and staff understand this could be quite controversial."

Bruce Roles of 21853 Quincy Street NE,"I have a litany of things I could cover, but I will settle for the stupid idea of the ridiculous water park. And the waste of time and effort at the city. Council Member Koller, I am so disappointed in you. You had a chance to stop the thing and you decided to vote for it. And it is guys like you that take positions like that, "Well, what is one more step." Next thing you know we have a ton of money spent and we are pursuing something that is just ridiculous and you could have stopped it. Now we are going to go burn up more time. Bob just talked about we are pretty lean, staff is pretty lean and we have plenty of work to do and we are off chasing stupid pipe dreams like the water park, when there is one right down the road. And a pretty darn good one on top of it. East Bethel is not going to be a water park destination. Let's go find legitimate, real, businesses. And when people oppose your opinion (Moegerle) you need to quit stomping on them and listen to them. You are uncompromising in your approach with anybody. As soon as anybody opposes you, you berate them until they come along with your view. You can say no, I watch it, I listen to it, I read it. But, we had an opportunity here to stop what has become a ridiculous effort with this water park and now we are going to go spend some more money and some more time that could have been spent pursuing stuff in a much better direction and for more legitimate businesses. Forty people out of thousands said in some casual conversation, or some sort of a survey that they are interested in a water park. And the sampling you had out of the population is so miniscule; it is hardly worth even talking about. It should have been dismissed right there. But, you had to keep alive and now we are pursuing it. That is the most recent issue that has gotten under my skin. Have the guts the next time to vote the way you should have this time and let's go pursue legitimate businesses. Thank you."

Lawrence, "I would be encouraged to ask, what you would like us to be looking for. It is hard to find people to tell us what they would like to see." Roles, "I understand that. But, looking for a water park is not the right thing. I am not in the position to .know what businesses are out there moving to the area. But, let's go talk to legitimate businesses. Let's not come up with pipe dreams. We would have a better chance if we were going to do something with a golf course or something. Something legitimate that people might use. But the water park? The infrastructure that has to go into that? The dollars to create it and the return back for something that is as seasonal as it is and then even in the season it is open, the weather fluctuates. It is just not a big revenue generator. And there is one right down the road, if you want to create something that is a big revenue generator, create something that isn't' right down the road." Lawrence, "Are you opposed to restaurants?" Roles, "No. that was part of the deal when the East Bethel Theater came in. That was going to bring all kinds of restaurants because people could go to a movie and go to dinner. Let's go get those. We don't need big box stores, let's get legitimate businesses, and employ a bunch of people. Fix your need with the sewer system that we shouldn't have. (We have already beat the snot out of that). Let's go get some businesses that have a change to grow and thrive and are year-round businesses and out of that may grow your destination."

Moegerle, "What has been proposed and discussed is a year-round, indoor, outdoor, private (no government monies) water park resort and recreation." Roles, "You spent government monies on trying to create the desire for somebody to come here. And the likelihood that

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someone is going to come and build a water park here?" Moegerle, "But we have asked the questions. We have a person on the EDA, John was there last night, and he is not on the Council." Roles, "You are not going to change my mind about a water park. That is what you do to these guys, week in and week out." Moegerle, "I am giving you additional information about the situation that there are people, developers that have looked at this. The target market for the type of water park that is being discussed is a 200 mile radius. There are plenty of people in that radius that would come here." Roles, "There are plenty of water parks within 200 miles." Moegerle, "This is much larger, it would be indoor/outdoor year round." Roles, "There are those too." Moegerle, "This would be a private entity." Roles, "There are those too." Moegerle, "None of us on the Council or EDA have the type of information that could say this is what we need or want or can work here. And we are trying to find additional information. We had a tax levy on the EDA to fund that kind of development and information gathering so this Council and the EDA can make reasonable decisions. And nobody is going to spend those dollars too recklessly or carelessly."

Roles, "You already spent them recklessly. What are the next four things on your list? Because when that water park dies what are the next four things you are going to go look at with the same vigor as the water park? If you can justify in your mind to go pursue the water park, let's name four more things you are going to go after with that same vigor and get going on those. Because when that water park dies, you are going to be sitting flat on your hands with nothing else cooking." Moegerle, "We are working on grocery, infrastructure, light industrial, looking at restaurants and at data centers." Roles, "And there has been no conversation outside of some of the conversation within the EDA about some of those. The dominant topic is the water park. You spent a ton of time at the last couple Council meetings talking about it. And if Ron would have voted against it, we wouldn't be talking about it tonight." Moegerle, "The reason that was discussed then is because that is the one that comes to the top." Roles, "You had 40 people that voted on it, out of a small sampling of the city that pushed it to the top. So in your mind it is the best thing we got."

Moegerle "It was more than 25% of the total people on that survey." Roles, "And the percentage of the population that was in the survey was what, 1 or 2 or 3 percent? It was a small part of the population." Moegerle, "Many, many people like yourself do not want to state which way we should go." Roles, "I am telling you to not go after the water park and to go after more legitimate businesses." Moegerle, "Thank you." Ronning, "For whatever it is worth, it is not a done deal." Lawrence, 'With the water park issue, we spent very little city money and city staff time going after this issue. I know it is a hot topic for some people they don't like it. If we send this out to the developer and they okay you are looking for something big like this, they may come along and say we have this that fits your city better. We need to generate something with developers and say, "East Bethel is moving on stuff, we need find out what it is and we need to find a location where we can put it. Whether it be a water park, motel, hotel, whatever is best. We need the developers to take us serious. It may not be a water park; it probably will be something else. If we don't start looking, we won't find anything." Ronning, "Other directions some of us would like to see, is real living wage jobs, like Aggressive Hydraulics. Bring some more of that in. When you jobs, people come for the jobs and services come for the people. I don't know the answer and I am not going to pretend to know the answer. Tough question, but we need to get more manufacturing or some kind of business that employs the people."

Lorraine Bonin (resident), "As far as this water park is concerned, when you are looking for ideas and brainstorming you do not say anything is ridiculous or wonderful. You are looking at all ideas and if you don't pursue all those ideas, you won't come up with any ideas." Davis, "We are looking at the businesses that were identified in the marketing study that it

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said were underserved in this area. Those were Grocery facilities, Medical facilities, Bars and Restaurants, Light Industrial; those are the things we are looking at. These are needs in East Bethel identified in the survey. They have sound statistical background for them. There are proven there is a niche here in East Bethel and in addition to the water park, these are what staff are looking for. We have sent out fliers and information to 30-40 businesses. We have contacted restaurants and pharmacy people. A couple different grocery people. We have talked to Target, Wal-Mart, Fleet Farm and will not leave any stone unturned in our search for things we think can be successful here."

Winter, "To follow-up with what Jack has said, the other thing people need to be aware of is, it would be great to have someone come in that has a hundred jobs. That is probably not realist in terms of what is going to be happening in terms of as far as economic development goes. The largest economic developments that we are going to be able to generate are those very small business owners. Those that start out as a 1 or 2 person shop. Those folks then grow their business. They may not have more than ten or twenty employees ever. But that will be the backbone of what we are going to see. The days of having large manufactures', they don't happen anymore. And working with the businesses that are here, will also be a part of it. Also, residential is another area that is an opportunity to economic development." Davis, "Most of the contacts we get from the state for industrial type of prospects, they are looking for existing buildings. In the 40,000-250,000 square foot range. Occasionally they are looking for land in lieu of buildings. Statistically, most of all new job growth is with small business. That is one of our goals to encourage our existing businesses; they are the backbone of our economic base."

Mark Bouljon of Tri Oak Circle, Coon Lake, "It seems after listening to all the conversation that one of the things I am not clear on is whether or not the economic development staff here is clear on why people come here for any reason? Are we sure we know what the economic studies, the surveys tell us? That we know reliably why people come here to live? Because actually tonight I haven't heard it. Perhaps, I am biased. I didn't come to East Bethel for big white boxes. I didn't come to East Bethel for four lane highways. I didn't come to East Bethel for a job. I came to East Bethel because at the time it seemed like a quiet relatively rural place to be. I came from little Canada, and if I was going to give up the conveniences of big stores and such, I would get something in return. Over the last ten years I have been active as I can be. I have seen a lot of churn. We seem less focused on accepting who we are and making sure we pay our bills and not spend too little. You talked about we don't want to spend too much, we wanted to be sure not to overtax ourselves. But, I can tell you there will be a lot of people unhappy when a house burns down. So my sense is that, when I came here, I came with the expectation that I would pay whatever taxes were necessary to maintain the city services that assured a civilized and safe sort of existence. I wasn't looking for the miracle of outside development, or employers coming in to somehow pay my way. I am not telling you go ahead and raise my taxes, because I don't care. I pay more this year for everything than I did last year, and that has been true for the last three years. And over a ten year period it is astonishing. So why the cost of city government shouldn't' go up reasonably, is beyond me. Of course it should if you are going to provide the level of service that provides us with the civilized place to live that we came here for. So when we go away tonight, don't go away thinking that guy said it is okay to raise taxes. That is not what I am saying. Taxes are too high when people don't' see the perceived value and too low when the fire department didn't see the house burn down. Take care of what we have, with an eye towards making it more attractive and then sell that, then there will be a bigger base for the guy that wants to run a restaurant and he will have a fighting chance to have enough people to come to him regularly. But, you can't get the restaurant first in a small population, it doesn't

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happen. So if you focus on what the community has to offer and create an identity around that, make that appealing, including to the people that live here, then perhaps the identity will fall in place. I don't think you can force economic development. It has to be a magnet; it can't be forced collector place."

Lawrence, "One of the big issues we have coming up is some big bills for sewer and water project. And if we can't get some development in, we will have to raise taxes." Bouljon, "And that will be a sad time for all of us. But, that project got stuck in a huge economic collapse, not of our doing. We have to live with our decisions, look at it and say, well it is not so good for me that I have to pay more taxes, but take the larger view. It is good for the community; it is good for the long term. And it is good for the long term what we are trying to do, which is develop and grow. Taxes aren't good or bad. They are the price of civilization." Lawrence, "We are looking for businesses to come to East Bethel, to utilize the small section of growth. Will it cover the liability, probably not, but it will soften the blow." Bouljon, "Keep clearly focused on who we are and what we want to be. Keep the water and sewer system as an ace in the hole. If we can agree on that, then I can be rest assured that we are looking at the long term and not driving ourselves nuts looking at the little stuff now." Lawrence, "That is pretty much how I see it; basically what we are trying to do is get our name out there. Let people know that we are open for business, that we have some facilities that you may not have realized we had before. And that is an important part of marketing, we need to put that forward."

John Landwehr, "I am on the EDA. I don't think anyone is trying to change who and what the city is. Hopefully enhance it a little bit. But, as we have talked about there is an asset that we have and pretty small area of the city that can be developed, realistically that can have any major business on it. The rest will stay the way it is, pretty much a nice residential that allows us to live in the country. I think the biggest challenge for the EDA is getting ideas back from people and hopefully not missing the mark. I have only done it for a few months. If you have ideas and thoughts, or you know people that have thoughts that you would like to have chased down, certainly Colleen could be contacted to do it and others will too.

Adjourn **DeRoche made a motion to adjourn at 9:00 PM. Ronning seconded; all in favor, motion carries.**

Attest:

Wendy Warren
Deputy City Clerk

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CITY OF EAST BETHEL
EAST BETHEL, MINNESOTA

RESOLUTION NO. 2013-18

RESOLUTION DESIGNATING SURPLUS PROPERTY

WHEREAS, the City of East Bethel owns and operates a fleet of trucks and equipment for the purposes of maintaining its city streets and parks; and

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

WHEREAS, the East Bethel Ice Arena floor scrubber 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 replacement equipment pursuant to the Equipment Replacement Schedule.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST BETHEL, MINNESOTA THAT: the East Bethel Ice Arena floor scrubber is hereby declared as surplus property and direction to dispose of the property is hereby authorized.

Adopted this 1st day of May, 2013 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

_____

Richard Lawrence, Mayor

ATTEST:

_____

Jack Davis, City Administrator

CONTRACTOR'S PAY REQUEST **East Bethel Gravity Interceptor & Discharge & Utility Infrastructure Project** **CITY OF EAST BETHEL, MN** **PROJECT NO. C12.100028** **Pay Estimate No. 21**	**DISTRIBUTION:** CONTRACTOR (1) OWNER (1) ENGINEER (1) BONDING CO. (1)
TOTAL AMOUNT BID	$11,686,468.20
CHANGE ORDER NO. 1 (REVISED)	$324,949.43
CHANGE ORDER NO. 2	$43,536.10
CHANGE ORDER NO. 3	-$9,078.08
CHANGE ORDER NO. 4	$18,823.65
CHANGE ORDER NO. 5	$0.00
CHANGE ORDER NO. 6	-$137,342.33
CHANGE ORDER NO. 7	$2,414,658.18
CHANGE ORDER NO. 8	$54,245.25
CHANGE ORDER NO. 9	$193,092.02
CHANGE ORDER NO. 10	-$43,419.21
EXTRA WORK	$12,610.25
TOTAL AMOUNT BID PLUS APPROVED CHANGE ORDERS	$14,558,543.46
MCES STORED MATERIALS TO DATE	$1,294,983.05
EAST BETHEL STORED MATERIALS TO DATE	$948,118.25
TOTAL, STORED MATERIALS TO DATE	**$2,243,101.30**
DEDUCTION FOR MCES STORED MATERIALS USED IN WORK COMPLETED	$1,272,584.87
DEDUCTION FOR EAST BETHEL STORED MATERIALS USED IN WORK COMPLETED	$921,848.57
TOTAL DEDUCTION FOR STORED MATERIALS USED IN WORK COMPLETED	**$2,194,433.44**
TOTAL DUE MCES STORED MATERIALS TO DATE	$22,398.18
TOTAL DUE EAST BETHEL STORED MATERIALS TO DATE	$26,269.68
TOTAL DUE, STORED MATERIALS TO DATE	**$48,667.86**
TOTAL, MCES COMPLETED WORK TO DATE	$7,178,502.03
TOTAL, EAST BETHEL COMPLETED WORK TO DATE	$4,378,061.27
TOTAL, COUNTY COMPLETED WORK TO DATE	$1,953,205.78
TOTAL, COMPLETED WORK TO DATE	**$13,509,769.08**
TOTAL, COMPLETED MCES WORK & STORED MATERIALS	$7,200,900.21
TOTAL, COMPLETED EAST BETHEL WORK & STORED MATERIALS	$4,404,330.95
TOTAL, COUNTY COMPLETED WORK TO DATE	$1,953,205.78
TOTAL, COMPLETED WORK & STORED MATERIALS	**$13,558,436.94**
MCES RETAINED PERCENTAGE (5%)	$360,045.01
EAST BETHEL RETAINED PERCENTAGE (5%)	$220,216.55
COUNTY RETAINED PERCENTAGE (5%)	$97,660.29
TOTAL RETAINED PERCENTAGE (5%)	**$677,921.85**

TOTAL EARNED LESS RETAINAGE MCES TO DATE	$6,840,855.20
TOTAL EARNED LESS RETAINAGE EAST BETHEL TO DATE	$4,184,114.40
TOTAL EARNED LESS RETAINAGE COUNTY TO DATE	$1,855,545.49
TOTAL EARNED LESS RETAINAGE TO DATE	**$12,880,515.09**
TOTAL, MCES AMOUNT PAID ON PREVIOUS ESTIMATES	$6,774,018.36
TOTAL EAST BETHEL AMOUNT PAID ON PREVIOUS ESTIMATES	$4,172,645.90
TOTAL COUNTY AMOUNT PAID ON PREVIOUS ESTIMATES	$1,789,303.32
TOTAL AMOUNT PAID ON PREVIOUS ESTIMATES	**$12,735,967.58**
MCES THIS ESTIMATE	$66,836.84
EAST BETHEL THIS ESTIMATE	$11,468.51
COUNTY THIS ESTIMATE	$66,242.17
PAY CONTRACTOR AS ESTIMATE NO. 21	**$144,547.51**

Certificate for Partial Payment

I hereby certify that, to the best of my knowledge and belief, all items quantities and prices of work and material shown on this Estimate are correct and that all work has been performed in full accordance with the terms and conditions of the Contract for this project between the Owner and the undersigned Contractor, and as amended by any authorized changes, and that the foregoing is a true and correct statement of the contract amount for the period covered by this Estimate.

Contractor: S.R. Weidema, Inc.
17600 113th Avenue North
Maple Grove, MN 55369

By _____
Name Title

Date _____

CHECKED AND APPROVED AS TO QUANTITIES AND AMOUNT:
ENGINEER: BOLTON & MENK, INC., 2638 SHADOW LANE SUITE 200 CHASKA, MN 55318

By _____, PROJECT ENGINEER

Date _____

APPROVED FOR PAYMENT:
OWNER:

By _____
Name Title Date

And _____
Name Title Date

Partial Pay Estimate No.: ***21***

East Bethel Gravity Interceptor & Discharge & Utility Infrastructure Project

CITY OF EAST BETHEL, MN

PROJECT NO. C12.100028

METROPOLITAN COUNCIL ENVIRONMENTAL SERVICES Project No. 801602

WORK COMPLETED THROUGH APRIL 19, 2013

ITEM NO.	ITEM	UNIT PRICE	AS BID ESTIMATED QUANTITY	AS BID ESTIMATED AMOUNT	AS BID - CITY ESTIMATED QUANTITY	AS BID - CITY ESTIMATED AMOUNT	AS BID - MCES ESTIMATED QUANTITY	AS BID - MCES ESTIMATED AMOUNT
1 01500	MOBILIZATION	$255,000.00	1 LUMP SUM	$255,000.00	0.39 LUMP SUM	$99,129.29	0.61 LUMP SUM	$155,870.71
2 01350	MAINTAIN DITCH FLOW	$4,200.00	4 EACH	$16,800.00	2.50 EACH	$10,500.00	1.50 EACH	$6,300.00
3 01350	MAINTAIN CREEK FLOW	$8,300.00	1 EACH	$8,300.00	0.33 EACH	$2,739.00	0.67 EACH	$5,561.00
4 01350	UTILITY TESTING WATER	$13.00	5000 KGAL	$65,000.00	1,500.00 KGAL	$19,500.00	3,500.00 KGAL	$45,500.00
5 01350	PRE-CONSTRUCTION SURVEY / VIDEO TAPING	$650.00	16 UNIT	$10,400.00	14.00 UNIT	$9,100.00	2.00 UNIT	$1,300.00
6 01510	FIELD OFFICE	$15,000.00	1 LUMP SUM	$15,000.00	0.39 LUMP SUM	$5,831.13	0.61 LUMP SUM	$9,168.87
7 01550	TEMPORARY TRENCH RESTORATION	$1.00	18250 SY	$18,250.00	13,299.33 SY	$13,299.33	4,950.67 SY	$4,950.67
8 01550	TEMPORARY SWAMP ACCESS	$32.30	4700 LF	$151,810.00	1,933.33 LF	$62,446.67	2,766.67 LF	$89,363.33
9 01555	TRAFFIC CONTROL	$25,000.00	1 LUMP SUM	$25,000.00	0.39 LUMP SUM	$9,718.56	0.61 LUMP SUM	$15,281.44
10 01555	JERSEY BARRIERS	$17.75	2850 LF	$50,587.50	2,690.00 LF	$47,747.50	160.00 LF	$2,840.00
11 01410	PERMIT BOND ALLOWANCE	$7,500.00	1 ALLOWANCE	$7,500.00	0.39 ALLOWANCE	$2,915.57	0.61 ALLOWANCE	$4,584.43
12 02220	REMOVE BITUMINOUS PAVEMENT	$1.16	22660 SY	$26,285.60	13,264.67 SY	$15,387.01	9,395.33 SY	$10,898.59
13 02220	REMOVE BITUMINOUS DRIVEWAY PAVEMENT	$3.85	650 SY	$2,502.50	518.67 SY	$1,996.87	131.33 SY	$505.63
14 02220	REMOVE CONCRETE DRIVEWAY PAVEMENT	$0.50	2560 SF	$1,280.00	2,152.33 SF	$1,076.17	407.67 SF	$203.83
15 02220	REMOVE CONCRETE CURB & GUTTER	$2.15	1440 LF	$3,096.00	1,059.67 LF	$2,278.28	380.33 LF	$817.72
16 02220	REMOVE STORM SEWER - 18" RCP	$8.50	100 LF	$850.00	56.33 LF	$478.83	43.67 LF	$371.17
17 02220	REMOVE STORM SEWER - 21" RCP	$8.60	25 LF	$215.00	9.00 LF	$77.40	16.00 LF	$137.60
18 02220	REMOVE STORM SEWER - 48" RCP	$11.35	55 LF	$624.25	55.00 LF	$624.25	LF	
19 02220	REMOVE CULVERT - 48" CMP	$10.15	40 LF	$406.00	LF		40.00 LF	$406.00
20 02220	REMOVE STORM SEWER STRUCTURE	$360.00	4 EACH	$1,440.00	3.00 EACH	$1,080.00	1.00 EACH	$360.00
21 02218	SALVAGE AND REINSTALL STORM SEWER - 12" PVC	$28.00	20 LF	$560.00	LF		20.00 LF	$560.00
22 02219	SALVAGE AND REINSTALL STORM SEWER - 18" RCP	$28.00	20 LF	$560.00	20.00 LF	$560.00	LF	
23 02220	SALVAGE AND REINSTALL STORM SEWER - 36" RCP	$29.00	75 LF	$2,175.00	25.00 LF	$725.00	50.00 LF	$1,450.00
24 02220	SALVAGE AND REINSTALL STORM SEWER - 48" RCP	$36.00	45 LF	$1,620.00	30.67 LF	$1,104.00	14.33 LF	$516.00
25 02220	SALVAGE AND REINSTALL THEATER MARQUEE	$48,500.00	1 EACH	$48,500.00	EACH		1.00 EACH	$48,500.00
26 02220	SALVAGE AND REINSTALL LANDSCAPING	$35,000.00	1 ALLOWANCE	$35,000.00	0.85 ALLOWANCE	$29,750.00	0.15 ALLOWANCE	$5,250.00
27 02220	PRIVATE UTILITY REMOVAL, RELOCATION, TEMP SUPPORT	$225,000.00	1 ALLOWANCE	$225,000.00	ALLOWANCE		1.00 ALLOWANCE	$225,000.00
28 02230	CLEARING & GRUBBING	$68.00	190 EACH	$12,920.00	80.00 EACH	$5,440.00	110.00 EACH	$7,480.00
29 02230	CLEARING & GRUBBING	$2,700.00	1.9 ACRE	$5,130.00	1.40 ACRE	$3,780.00	0.50 ACRE	$1,350.00
30 02955	REPAIR EXISTING DRAIN TILE	$13.00	300 LF	$3,900.00	200.00 LF	$2,600.00	100.00 LF	$1,300.00
31 02960	2" FEATHER MILL	$4.50	910 SY	$4,095.00	910.00 SY	$4,095.00	SY	
32 02530	48" DIAMETER MANHOLE	$371.25	602 LF	$223,492.50	378.30 LF	$140,443.88	223.70 LF	$83,048.63
33 02530	60" DIAMETER MANHOLE	$605.00	137 LF	$82,885.00	8.30 LF	$5,021.50	128.70 LF	$77,863.50
34 02530	72" DIAMETER MANHOLE	$800.00	8 LF	$6,400.00	8.00 LF	$6,400.00	LF	
35 02530	84" DIAMETER MANHOLE	$1,535.00	64 LF	$98,240.00	LF		64.00 LF	$98,240.00
36 02530	96" DIAMETER MANHOLE	$2,365.00	8 LF	$18,920.00	LF		8.00 LF	$18,920.00
37 02530	108" DIAMETER MANHOLE	$2,370.00	10 LF	$23,700.00	LF		10.00 LF	$23,700.00
38 02530	120" DIAMETER MANHOLE	$2,500.00	20 LF	$50,000.00	LF		20.00 LF	$50,000.00
39 02530	48" DIAMETER MANHOLE BOUYANCY COLLAR	$436.00	22 EACH	$9,592.00	22.00 EACH	$9,592.00	EACH	
40 02530	60" DIAMETER MANHOLE BOUYANCY COLLAR	$1,235.00	9 EACH	$11,115.00	EACH		9.00 EACH	$11,115.00
41 02530	72" DIAMETER MANHOLE BOUYANCY COLLAR	$1,520.00	1 EACH	$1,520.00	1.00 EACH	$1,520.00	EACH	
42 02530	8" OUTSIDE DROP	$220.00	17.82 LF	$3,920.40	17.82 LF	$3,920.40	LF	
43 02530	8" PVC SDR 35 SEWER PIPE (10-15 FEET)	$38.00	1130 LF	$42,940.00	1,130.00 LF	$42,940.00	LF	
44 02530	8" PVC SDR 35 SEWER PIPE (15-20 FEET)	$38.00	100 LF	$3,800.00	100.00 LF	$3,800.00	LF	
45 02530	8" PVC SDR 26 SEWER PIPE (10-15 FEET)	$50.00	260 LF	$13,000.00	260.00 LF	$13,000.00	LF	
46 02530	8" PVC SDR 26 SEWER PIPE (15-20 FEET)	$50.00	1965 LF	$98,250.00	1,965.00 LF	$98,250.00	LF	
47 02530	8" PVC SDR 26 SEWER PIPE (20-25 FEET)	$50.00	835 LF	$41,750.00	835.00 LF	$41,750.00	LF	
48 02530	10" PVC SDR 26 SEWER PIPE (15-20 FEET)	$55.00	20 LF	$1,100.00	20.00 LF	$1,100.00	LF	
49 02530	12" PVC SDR 26 SEWER PIPE (0-10 FEET)	$58.00	65 LF	$3,770.00	65.00 LF	$3,770.00	LF	
50 02530	12" PVC SDR 26 SEWER PIPE (15-20 FEET)	$58.00	610 LF	$35,380.00	610.00 LF	$35,380.00	LF	
51 02530	15" PVC SDR 35 SEWER PIPE (10-15 FEET)	$58.00	945 LF	$54,810.00	945.00 LF	$54,810.00	LF	
52 02530	15" PVC SDR 35 SEWER PIPE (15-20 FEET)	$58.00	405 LF	$23,490.00	405.00 LF	$23,490.00	LF	
53 02530	15" PVC SDR 26 SEWER PIPE (10-15 FEET)	$58.00	85 LF	$4,930.00	85.00 LF	$4,930.00	LF	
54 02530	15" PVC SDR 26 SEWER PIPE (15-20 FEET)	$58.00	65 LF	$3,770.00	65.00 LF	$3,770.00	LF	
55 02530	15" PVC SDR 26 SEWER PIPE (20-25 FEET)	$58.00	17 LF	$986.00	17.00 LF	$986.00	LF	
56 02530	24" PVC PS 46/ CCFRPM SN 46 (10-15 FEET)	$75.00	560 LF	$42,000.00	LF		560.00 LF	$42,000.00
57 02530	24" PVC PS 115/ CCFRPM SN 72 (10-15 FEET)	$85.00	2420 LF	$205,700.00	LF		2,420.00 LF	$205,700.00
58 02530	24" PVC PS 115/ CCFRPM SN 72 (15-20 FEET)	$85.00	1035 LF	$87,975.00	LF		1,035.00 LF	$87,975.00
59 02530	24" PVC PS 115/ CCFRPM SN 100 (20-25 FEET)	$90.00	10 LF	$900.00	10.00 LF	$900.00	LF	
60 02530	24" PVC PS 115/ CCFRPM SN 100 (25-30 FEET)	$90.00	25 LF	$2,250.00	LF		25.00 LF	$2,250.00
61 02530	24" PVC PS 115/ CCFRPM SN 100 (30-35 FEET)	$90.00	28 LF	$2,520.00	28.00 LF	$2,520.00	LF	
62 02530	36" PVC PS 115/ CCFRPM SN 72 (15-20 FEET)	$185.00	44 LF	$8,140.00	44.00 LF	$8,140.00	LF	
63 02530	42" PVC PS 46/ CCFRPM SN 46 (15-20 FEET)	$210.00	566 LF	$118,860.00	LF		566.00 LF	$118,860.00
64 02530	42" PVC PS 46/ CCFRPM SN 46 (20-25 FEET)	$200.00	320 LF	$64,000.00	LF		320.00 LF	$64,000.00
65 02530	42" PVC PS 115/ CCFRPM SN 72 (15-20 FEET)	$205.00	502 LF	$102,910.00	LF		502.00 LF	$102,910.00
66 02530	42" PVC PS 115/ CCFRPM SN 72 (20-25 FEET)	$205.00	285 LF	$58,425.00	LF		285.00 LF	$58,425.00
67 02530	42" PVC PS 115/ CCFRPM SN 72 (25-30 FEET)	$205.00	855 LF	$175,275.00	LF		855.00 LF	$175,275.00
68 02530	42" PVC PS 115/ CCFRPM SN 72 (30-35 FEET)	$205.00	155 LF	$31,775.00	LF		155.00 LF	$31,775.00
69 02530	42" PVC PS 115/ CCFRPM SN 100 (30-35 FEET)	$225.00	466 LF	$104,850.00	LF		466.00 LF	$104,850.00
70 02530	48" PVC PS 115/ CCFRPM SN 72 (30-35 FEET)	$225.00	25 LF	$5,625.00	LF		25.00 LF	$5,625.00
71 02530	60" PVC PS 115/ CCFRPM SN 72 (30-35 FEET)	$500.00	1192 LF	$596,000.00	LF		1,192.00 LF	$596,000.00
72 02445	GRAVITY SEWER BORING - 12" CARRIER PIPE	$218.00	95 LF	$20,710.00	95.00 LF	$20,710.00	LF	
73 02445	GRAVITY SEWER BORING - 15" CARRIER PIPE	$325.00	95 LF	$30,875.00	95.00 LF	$30,875.00	LF	
74 02445	GRAVITY SEWER BORING - 24" CARRIER PIPE	$455.00	290 LF	$131,950.00	290.00 LF	$131,950.00	LF	
75 02445	GRAVITY SEWER BORING - 36" CARRIER PIPE	$775.00	355 LF	$275,125.00	355.00 LF	$275,125.00	LF	
76 02445	GRAVITY SEWER BORING - 42" CARRIER PIPE	$830.00	325 LF	$269,750.00	LF		325.00 LF	$269,750.00
77 02445	SET UP BORING PIT (10-15 FEET)	$14,350.00	2 EACH	$28,700.00	2.00 EACH	$28,700.00	EACH	
78 02445	SET UP BORING PIT (20-25 FEET)	$22,000.00	1 EACH	$22,000.00	1.00 EACH	$22,000.00	EACH	
79 02445	SET UP BORING PIT (25-30 FEET)	$33,600.00	1 EACH	$33,600.00	EACH		1.00 EACH	$33,600.00
80 02445	SET UP BORING PIT (30-35 FEET)	$40,000.00	1 EACH	$40,000.00	1.00 EACH	$40,000.00	EACH	
81 02530	6" PVC SDR 26 SERVCE PIPE	$19.00	730 LF	$13,870.00	730.00 LF	$13,870.00	LF	
82 02530	6" PVC SDR 26 SERVICE RISER	$13.30	105 LF	$1,396.50	105.00 LF	$1,396.50	LF	
83 02530	8" X 6" PVC SDR 26 WYE	$145.00	17 EACH	$2,465.00	17.00 EACH	$2,465.00	EACH	
84 02240	DEWATERING (0-10 FEET)	$35.00	800 LF	$28,000.00	LF		800.00 LF	$28,000.00
85 02240	DEWATERING (10-15 FEET)	$45.00	5300 LF	$238,500.00	3,076.00 LF	$138,420.00	2,224.00 LF	$100,080.00
86 02240	DEWATERING (15-20 FEET)	$50.00	4600 LF	$230,000.00	2,991.00 LF	$149,550.00	1,609.00 LF	$80,450.00
87 02240	DEWATERING (20-25 FEET)	$65.00	1950 LF	$126,750.00	1,225.00 LF	$79,625.00	725.00 LF	$47,125.00
88 02240	DEWATERING (25-30 FEET)	$65.00	1010 LF	$65,650.00	LF		1,010.00 LF	$65,650.00
89 02240	DEWATERING (30-35 FEET)	$70.00	2010 LF	$140,700.00	160.00 LF	$11,200.00	1,850.00 LF	$129,500.00
90 02530	PIPE SUBGRADE EXCAVATION (EV) - TYPE A BEDDING	$7.35	850 CY	$6,247.50	270.00 CY	$1,984.50	580.00 CY	$4,263.00
91 02530	PIPE SUBGRADE EXCAVATION (EV) - TYPE B1 BEDDING	$8.60	7700 CY	$66,220.00	3,332.00 CY	$28,655.20	4,368.00 CY	$37,564.80
92 02530	PIPE SUBGRADE EXCAVATION (EV) - TYPE B2 BEDDING	$10.00	1400 CY	$14,000.00	CY		1,400.00 CY	$14,000.00
93 02530	AGGREGATE BEDDING - TYPE A BEDDING	$24.00	2000 TON	$48,000.00	640.00 TON	$15,360.00	1,360.00 TON	$32,640.00
94 02530	AGGREGATE BEDDING - TYPE B1 BEDDING	$28.00	18000 TON	$504,000.00	7,731.00 TON	$216,468.00	10,269.00 TON	$287,532.00
95 02530	AGGREGATE BEDDING - TYPE B2 BEDDING	$29.00	3300 TON	$95,700.00	TON		3,300.00 TON	$95,700.00
96 20341	GEOTEXTILE FABRIC - TYPE B1 BEDDING	$1.00	16000 SY	$16,000.00	7,064.00 SY	$7,064.00	8,936.00 SY	$8,936.00
97 02341	GEOTEXTILE FABRIC - TYPE B2 BEDDING	$1.00	1950 SY	$1,950.00	SY		1,950.00 SY	$1,950.00
98 02530	EXPLORATION EXCAVATIONS	$7,300.00	20 EACH	$146,000.00	EACH		20.00 EACH	$146,000.00
99 01150	TEMORARY ACCESS DRIVEWAY - BANK	$3.35	1700 SY	$5,695.00	1,133.00 SY	$3,795.55	567.00 SY	$1,899.45
100 02320	POND BERM RESTORATION	$7,600.00	1 LUMP SUM	$7,600.00	LUMP SUM		1.00 LUMP SUM	$7,600.00
101 02530	SANITARY SEWER STANDARD CASTING	$280.00	13 EACH	$3,640.00	12.00 EACH	$3,360.00	1.00 EACH	$280.00
102 02530	WATER TIGHT CASTING	$1,470.00	32 EACH	$47,040.00	12.00 EACH	$17,640.00	20.00 EACH	$29,400.00
103 02530	CHIMNEY SEAL	$252.00	13 EACH	$3,276.00	12.00 EACH	$3,024.00	1.00 EACH	$252.00
104 02530	MANHOLE MARKER SIGN	$57.00	31 EACH	$1,767.00	12.00 EACH	$684.00	19.00 EACH	$1,083.00
105 02705	ADJUST CASTING	$300.00	13 EACH	$3,900.00	12.00 EACH	$3,600.00	1.00 EACH	$300.00
106 02310	MANHOLE ACCESS GRADING (CV)	$12.25	600 CY	$7,350.00	CY		600.00 CY	$7,350.00
107 02310	MANHOLE ACCESS SUBGRADE EXCAVATION (EV)	$9.00	3950 CY	$35,550.00	CY		3,950.00 CY	$35,550.00
108 02310	MANHOLE ACCESS GEOTEXTILE FABRIC	$1.60	6800 SY	$10,880.00	SY		6,800.00 SY	$10,880.00
109 02310	MANHOLE ACCESS COMMON EXCAVATION (P)	$2.00	1750 CY	$3,500.00	CY		1,750.00 CY	$3,500.00
110 02310	MANHOLE ACCESS GRANULAR SUB BASE	$7.00	7900 TON	$55,300.00	TON		7,900.00 TON	$55,300.00
111 02730	MANHOLE ACCESS AGGREGATE SURFACE	$13.20	4300 TON	$56,760.00	TON		4,300.00 TON	$56,760.00
112 02535	6" PVC C905 DR 14 DISCHARGE PIPING	$31.00	270 LF	$8,370.00	LF		270.00 LF	$8,370.00
113 02535	16" PVC C905 DR 14 DISCHARGE PIPING	$58.00	4060 LF	$235,480.00	LF		4,060.00 LF	$235,480.00
114 02535	21.6" OD HDPE DR 7 DIPS DISCHARGE PIPING	$110.00	2873 LF	$316,030.00	LF		2,873.00 LF	$316,030.00
115 02535	6" GATE VALVE	$1,100.00	10 EACH	$11,000.00	EACH		10.00 EACH	$11,000.00
116 02445	DISCHARGE PIPE BORING - 16" CARRIER PIPE	$328.00	95 LF	$31,160.00	LF		95.00 LF	$31,160.00
117 02445	SET UP BORING PIT (10-15 FEET)	$16,850.00	1 EACH	$16,850.00	EACH		1.00 EACH	$16,850.00
118 02240	DEWATERING (10-15 FEET)	$1.00	370 LF	$370.00	LF		370.00 LF	$370.00
119 02535	MAINTENANCE MANHOLE	$3,100.00	47.5 LF	$147,250.00	LF		47.50 LF	$147,250.00
120 02535	AIR / VACUUM RELEASE MANHOLE	$25,365.00	3 EACH	$76,095.00	EACH		3.00 EACH	$76,095.00
121 02530	72" DIAMETER MANHOLE BOUYANCY COLLAR	$1,520.00	3 EACH	$4,560.00	EACH		3.00 EACH	$4,560.00
122 02530	108" DIAMETER MANHOLE BOUYANCY COLLAR	$2,575.00	3 EACH	$7,725.00	EACH		3.00 EACH	$7,725.00
123 02535	MANHOLE MARKER SIGN	$60.00	4 EACH	$240.00	EACH		4.00 EACH	$240.00
124 02535	4" INSULATION	$3.70	350 SF	$1,295.00	SF		350.00 SF	$1,295.00
125 02535	TEMPORARY HYDRANT ASSEMBLY	$3,160.00	2 EACH	$6,320.00	EACH		2.00 EACH	$6,320.00

ITEM NO.	PREVIOUS ESTIMATE ESTIMATED QUANTITY	PREVIOUS ESTIMATE ESTIMATED AMOUNT	PREVIOUS ESTIMATE - CITY ESTIMATED QUANTITY	PREVIOUS ESTIMATE - CITY ESTIMATED AMOUNT	PREVIOUS ESTIMATE - MCES ESTIMATED QUANTITY	PREVIOUS ESTIMATE - MCES ESTIMATED AMOUNT	PREVIOUS ESTIMATE - COUNTY ESTIMATED QUANTITY	PREVIOUS ESTIMATE - COUNTY ESTIMATED AMOUNT
1	0.92 LUMP SUM	$234,600.00	0.36 LUMP SUM	$91,198.95	0.56 LUMP SUM	$143,401.05	LUMP SUM	
2	3.00 EACH	$12,600.00	2.00 EACH	$8,400.00	1.00 EACH	$4,200.00	EACH	
3	1.00 EACH	$8,300.00	0.33 EACH	$2,766.67	0.67 EACH	$5,533.33	EACH	
4	140.41 KGAL	$1,825.33	103.46 KGAL	$1,344.98	36.95 KGAL	$480.35	KGAL	
5	16.00 UNIT	$10,400.00	14.00 UNIT	$9,100.00	2.00 UNIT	$1,300.00	UNIT	
6	1.53 LUMP SUM	$22,992.50	0.60 LUMP SUM	$8,938.16	0.94 LUMP SUM	$14,054.34	LUMP SUM	
7	9,193.00 SY	$9,193.00	6,795.33 SY	$6,795.33	2,397.67 SY	$2,397.67	SY	
8	3,632.00 LF	$117,313.60	1,399.33 LF	$45,198.47	2,232.67 LF	$72,115.13	LF	
9	1.00 LUMP SUM	$25,000.00	0.39 LUMP SUM	$9,718.56	0.61 LUMP SUM	$15,281.44	LUMP SUM	
10	3,221.00 LF	$57,172.75	1,252.14 LF	$22,225.47	1,968.86 LF	$34,947.28	LF	
11	0.05 ALLOWANCE	$400.00	0.02 ALLOWANCE	$156.00	0.03 ALLOWANCE	$244.00	ALLOWANCE	
12	22,592.00 SY	$26,206.72	12,931.33 SY	$15,000.35	9,660.67 SY	$11,206.37	SY	
13	472.50 SY	$1,819.12	359.67 SY	$1,384.72	112.83 SY	$434.41	SY	
14	1,602.00 SF	$801.00	1,289.00 SF	$644.50	313.00 SF	$156.50	SF	
15	1,369.50 LF	$2,944.42	1,002.67 LF	$2,155.73	366.83 LF	$788.69	LF	
16	86.00 LF	$731.00	46.67 LF	$396.67	39.33 LF	$334.33	LF	
17	37.00 LF	$318.20	23.00 LF	$197.80	14.00 LF	$120.40	LF	
18	64.00 LF	$726.40	64.00 LF	$726.40	LF		LF	
19	42.00 LF	$426.30	LF		42.00 LF	$426.30	LF	
20	4.00 EACH	$1,440.00	2.67 EACH	$960.00	1.33 EACH	$480.00	EACH	
21	14.00 LF	$392.00	LF		14.00 LF	$392.00	LF	
22	8.00 LF	$224.00	8.00 LF	$224.00	LF		LF	
23	40.00 LF	$1,160.00	8.00 LF	$232.00	32.00 LF	$928.00	LF	
24	LF		LF		LF		LF	
25	1.00 EACH	$48,500.00	EACH		1.00 EACH	$48,500.00	EACH	
26	0.80 ALLOWANCE	$28,095.31	0.40 ALLOWANCE	$13,918.12	0.41 ALLOWANCE	$14,177.19	ALLOWANCE	
27	0.61 ALLOWANCE	$136,737.40	0.11 ALLOWANCE	$25,561.33	0.49 ALLOWANCE	$111,176.06	ALLOWANCE	
28	358.00 EACH	$24,344.00	161.00 EACH	$10,948.00	197.00 EACH	$13,396.00	EACH	
29	5.63 ACRE	$15,201.00	3.14 ACRE	$8,487.00	2.49 ACRE	$6,714.00	ACRE	
30	LF		LF		LF		LF	
31	900.00 SY	$4,050.00	900.00 SY	$4,050.00	SY		SY	
32	575.16 LF	$213,528.15	388.97 LF	$144,405.11	186.19 LF	$69,123.04	LF	
33	144.36 LF	$87,337.80	9.36 LF	$5,662.80	135.00 LF	$81,675.00	LF	
34	12.70 LF	$10,160.00	12.70 LF	$10,160.00	LF		LF	
35	87.86 LF	$134,865.10	LF		87.86 LF	$134,865.10	LF	
36	11.25 LF	$26,606.25	LF		11.25 LF	$26,606.25	LF	
37	12.70 LF	$30,099.00	LF		12.70 LF	$30,099.00	LF	
38	24.85 LF	$62,125.00	LF		24.85 LF	$62,125.00	LF	
39	23.00 EACH	$10,028.00	23.00 EACH	$10,028.00	EACH		EACH	
40	10.00 EACH	$12,350.00	EACH		10.00 EACH	$12,350.00	EACH	
41	1.00 EACH	$1,520.00	1.00 EACH	$1,520.00	EACH		EACH	
42	20.25 LF	$4,455.00	20.25 LF	$4,455.00	LF		LF	
43	1,325.00 LF	$50,350.00	1,325.00 LF	$50,350.00	LF		LF	
44	295.00 LF	$11,210.00	295.00 LF	$11,210.00	LF		LF	
45	LF		LF		LF		LF	
46	1,654.00 LF	$82,700.00	1,654.00 LF	$82,700.00	LF		LF	
47	820.00 LF	$41,000.00	820.00 LF	$41,000.00	LF		LF	
48	60.00 LF	$3,300.00	60.00 LF	$3,300.00	LF		LF	
49	36.00 LF	$2,088.00	36.00 LF	$2,088.00	LF		LF	
50	682.00 LF	$39,556.00	682.00 LF	$39,556.00	LF		LF	
51	879.00 LF	$50,982.00	879.00 LF	$50,982.00	LF		LF	
52	454.00 LF	$26,332.00	454.00 LF	$26,332.00	LF		LF	
53	79.00 LF	$4,582.00	79.00 LF	$4,582.00	LF		LF	
54	67.00 LF	$3,886.00	67.00 LF	$3,886.00	LF		LF	
55	25.00 LF	$1,450.00	25.00 LF	$1,450.00	LF		LF	
56	559.00 LF	$41,925.00	LF		559.00 LF	$41,925.00	LF	
57	2,463.00 LF	$209,355.00	LF		2,463.00 LF	$209,355.00	LF	
58	1,035.00 LF	$87,975.00	LF		1,035.00 LF	$87,975.00	LF	
59	8.00 LF	$720.00	8.00 LF	$720.00	LF		LF	
60	25.00 LF	$2,250.00	LF		25.00 LF	$2,250.00	LF	
61	20.00 LF	$1,800.00	20.00 LF	$1,800.00	LF		LF	
62	44.00 LF	$8,140.00	44.00 LF	$8,140.00	LF		LF	
63	565.50 LF	$118,755.00	LF		565.50 LF	$118,755.00	LF	
64	320.00 LF	$64,000.00	LF		320.00 LF	$64,000.00	LF	
65	383.00 LF	$78,515.00	LF		383.00 LF	$78,515.00	LF	
66	280.00 LF	$57,400.00	LF		280.00 LF	$57,400.00	LF	
67	853.50 LF	$174,967.50	LF		853.50 LF	$174,967.50	LF	
68	155.00 LF	$31,775.00	LF		155.00 LF	$31,775.00	LF	
69	466.00 LF	$104,850.00	LF		466.00 LF	$104,850.00	LF	
70	25.00 LF	$5,625.00	LF		25.00 LF	$5,625.00	LF	
71	1,190.00 LF	$595,000.00	LF		1,190.00 LF	$595,000.00	LF	
72	LF		LF		LF		LF	
73	94.00 LF	$30,550.00	94.00 LF	$30,550.00	LF		LF	
74	298.50 LF	$135,817.50	298.50 LF	$135,817.50	LF		LF	
75	351.00 LF	$272,025.00	351.00 LF	$272,025.00	LF		LF	
76	325.00 LF	$269,750.00	LF		325.00 LF	$269,750.00	LF	
77	1.00 EACH	$14,350.00	1.00 EACH	$14,350.00	EACH		EACH	
78	1.00 EACH	$22,000.00	1.00 EACH	$22,000.00	EACH		EACH	
79	1.00 EACH	$33,600.00	EACH		1.00 EACH	$33,600.00	EACH	
80	1.00 EACH	$40,000.00	1.00 EACH	$40,000.00	EACH		EACH	
81	625.50 LF	$11,884.50	625.50 LF	$11,884.50	LF		LF	
82	120.00 LF	$1,596.00	120.00 LF	$1,596.00	LF		LF	
83	19.00 EACH	$2,755.00	19.00 EACH	$2,755.00	EACH		EACH	
84	80.00 LF	$2,800.00	80.00 LF	$2,800.00	LF		LF	
85	8,400.00 LF	$378,000.00	2,594.00 LF	$116,730.00	5,806.00 LF	$261,270.00	LF	
86	5,253.50 LF	$262,675.00	3,250.00 LF	$162,500.00	2,003.50 LF	$100,175.00	LF	
87	1,942.50 LF	$126,262.50	1,186.00 LF	$77,090.00	756.50 LF	$49,172.50	LF	
88	1,224.00 LF	$79,560.00	197.00 LF	$12,805.00	1,027.00 LF	$66,755.00	LF	
89	1,868.50 LF	$130,795.00	32.50 LF	$2,275.00	1,836.00 LF	$128,520.00	LF	
90	1,992.24 CY	$14,642.96	1,092.98 CY	$8,033.40	899.26 CY	$6,609.56	CY	
91	6,536.70 CY	$56,215.62	CY		6,536.70 CY	$56,215.62	CY	
92	619.00 CY	$6,190.00	CY		619.00 CY	$6,190.00	CY	
93	3,300.80 TON	$79,219.20	684.87 TON	$16,436.88	2,615.93 TON	$62,782.32	TON	
94	9,140.50 TON	$255,934.00	101.38 TON	$2,838.64	9,039.12 TON	$253,095.36	TON	
95	1,263.49 TON	$36,641.21	TON		1,263.49 TON	$36,641.21	TON	
96	15,102.00 SY	$15,102.00	SY		15,102.00 SY	$15,102.00	SY	
97	2,484.00 SY	$2,484.00	SY		2,484.00 SY	$2,484.00	SY	
98	4.05 EACH	$29,580.70	EACH		4.05 EACH	$29,580.70	EACH	
99	1,683.00 SY	$5,638.05	1,122.00 SY	$3,758.70	561.00 SY	$1,879.35	SY	
100	1.00 LUMP SUM	$7,600.00	LUMP SUM		1.00 LUMP SUM	$7,600.00	LUMP SUM	
101	12.00 EACH	$3,360.00	11.00 EACH	$3,080.00	1.00 EACH	$280.00	EACH	
102	25.00 EACH	$36,750.00	10.00 EACH	$14,700.00	15.00 EACH	$22,050.00	EACH	
103	13.00 EACH	$3,276.00	12.00 EACH	$3,024.00	1.00 EACH	$252.00	EACH	
104	24.00 EACH	$1,368.00	10.00 EACH	$570.00	14.00 EACH	$798.00	EACH	
105	11.00 EACH	$3,300.00	10.00 EACH	$3,000.00	1.00 EACH	$300.00	EACH	
106	CY		CY		CY		CY	
107	CY		CY		CY		CY	
108	SY		SY		SY		SY	
109	CY		CY		CY		CY	
110	TON		TON		TON		TON	
111	TON		TON		TON		TON	
112	257.00 LF	$7,967.00	LF		257.00 LF	$7,967.00	LF	
113	3,644.50 LF	$211,381.00	LF		3,644.50 LF	$211,381.00	LF	
114	3,278.00 LF	$360,580.00	LF		3,278.00 LF	$360,580.00	LF	
115	8.00 EACH	$8,800.00	EACH		8.00 EACH	$8,800.00	EACH	
116	LF		LF		LF		LF	
117	EACH		EACH		EACH		EACH	
118	LF		LF		LF		LF	
119	45.42 LF	$140,802.00	LF		45.42 LF	$140,802.00	LF	
120	2.00 EACH	$50,730.00	EACH		2.00 EACH	$50,730.00	EACH	
121	2.00 EACH	$3,040.00	EACH		2.00 EACH	$3,040.00	EACH	
122	3.00 EACH	$7,725.00	EACH		3.00 EACH	$7,725.00	EACH	
123	5.00 EACH	$300.00	EACH		5.00 EACH	$300.00	EACH	
124	128.00 SF	$473.60	SF		128.00 SF	$473.60	SF	
125	2.00 EACH	$6,320.00	EACH		2.00 EACH	$6,320.00	EACH	

ITEM NO.	CURRENT ESTIMATE ESTIMATED QUANTITY	CURRENT ESTIMATE ESTIMATED AMOUNT	CURRENT ESTIMATE - CITY ESTIMATED QUANTITY	CURRENT ESTIMATE - CITY ESTIMATED AMOUNT	CURRENT ESTIMATE - MCES ESTIMATED QUANTITY	CURRENT ESTIMATE - MCES ESTIMATED AMOUNT	CURRENT ESTIMATE - COUNTY ESTIMATED QUANTITY	CURRENT ESTIMATE - COUNTY ESTIMATED AMOUNT
1	0.01 LUMP SUM	$2,550.00	0.00 LUMP SUM	$991.29	0.01 LUMP SUM	$1,558.71	LUMP SUM	
2	EACH		EACH		EACH		EACH	
3	EACH		EACH		EACH		EACH	
4	KGAL		KGAL		KGAL		KGAL	
5	UNIT		UNIT		UNIT		UNIT	
6	0.07 LUMP SUM	$1,000.00	0.03 LUMP SUM	$388.74	0.04 LUMP SUM	$611.26	LUMP SUM	
7	SY		SY		SY		SY	
8	LF		LF		LF		LF	
9	LUMP SUM		LUMP SUM		LUMP SUM		LUMP SUM	
10	LF		LF		LF		LF	
11	ALLOWANCE		ALLOWANCE		ALLOWANCE		ALLOWANCE	
12	SY		SY		SY		SY	
13	SY		SY		SY		SY	
14	SF		SF		SF		SF	
15	LF		LF		LF		LF	
16	LF		LF		LF		LF	
17	LF		LF		LF		LF	
18	LF		LF		LF		LF	
19	LF		LF		LF		LF	
20	EACH		EACH		EACH		EACH	
21	LF		LF		LF		LF	
22	LF		LF		LF		LF	
23	LF		LF		LF		LF	
24	LF		LF		LF		LF	
25	EACH		EACH		EACH		EACH	
26	ALLOWANCE		ALLOWANCE		ALLOWANCE		ALLOWANCE	
27	ALLOWANCE		ALLOWANCE		ALLOWANCE		ALLOWANCE	
28	EACH		EACH		EACH		EACH	
29	ACRE		ACRE		ACRE		ACRE	
30	LF		LF		LF		LF	
31	SY		SY		SY		SY	
32	0.67 LF	$248.74	0.67 LF	$248.74	LF		LF	
33	6.70 LF	$4,053.50	LF		6.70 LF	$4,053.50	LF	
34	LF		LF		LF		LF	
35	LF		LF		LF		LF	
36	LF		LF		LF		LF	
37	LF		LF		LF		LF	
38	LF		LF		LF		LF	
39	EACH		EACH		EACH		EACH	
40	EACH		EACH		EACH		EACH	
41	EACH		EACH		EACH		EACH	
42	LF		LF		LF		LF	
43	LF		LF		LF		LF	
44	LF		LF		LF		LF	
45	LF		LF		LF		LF	
46	LF		LF		LF		LF	
47	LF		LF		LF		LF	
48	LF		LF		LF		LF	
49	LF		LF		LF		LF	
50	LF		LF		LF		LF	
51	LF		LF		LF		LF	
52	LF		LF		LF		LF	
53	LF		LF		LF		LF	
54	LF		LF		LF		LF	
55	LF		LF		LF		LF	
56	LF		LF		LF		LF	
57	LF		LF		LF		LF	
58	LF		LF		LF		LF	
59	LF		LF		LF		LF	
60	LF		LF		LF		LF	
61	LF		LF		LF		LF	
62	LF		LF		LF		LF	
63	LF		LF		LF		LF	
64	LF		LF		LF		LF	
65	LF		LF		LF		LF	
66	LF		LF		LF		LF	
67	LF		LF		LF		LF	
68	LF		LF		LF		LF	
69	LF		LF		LF		LF	
70	LF		LF		LF		LF	
71	LF		LF		LF		LF	
72	LF		LF		LF		LF	
73	LF		LF		LF		LF	
74	LF		LF		LF		LF	
75	LF		LF		LF		LF	
76	LF		LF		LF		LF	
77	EACH		EACH		EACH		EACH	
78	EACH		EACH		EACH		EACH	
79	EACH		EACH		EACH		EACH	
80	EACH		EACH		EACH		EACH	
81	LF		LF		LF		LF	
82	LF		LF		LF		LF	
83	EACH		EACH		EACH		EACH	
84	LF		LF		LF		LF	
85	LF		LF		LF		LF	
86	LF		LF		LF		LF	
87	LF		LF		LF		LF	
88	LF		LF		LF		LF	
89	LF		LF		LF		LF	
90	CY		CY		CY		CY	
91	CY		CY		CY		CY	
92	CY		CY		CY		CY	
93	TON		TON		TON		TON	
94	TON		TON		TON		TON	
95	TON		TON		TON		TON	
96	SY		SY		SY		SY	
97	SY		SY		SY		SY	
98	EACH		EACH		EACH		EACH	
99	SY		SY		SY		SY	
100	LUMP SUM		LUMP SUM		LUMP SUM		LUMP SUM	
101	EACH		EACH		EACH		EACH	
102	7.00 EACH	$10,290.00	1.00 EACH	$1,470.00	6.00 EACH	$8,820.00	EACH	
103	EACH		EACH		EACH		EACH	
104	6.00 EACH	$342.00	1.00 EACH	$57.00	5.00 EACH	$285.00	EACH	
105	EACH		EACH		EACH		EACH	
106	CY		CY		CY		CY	
107	CY		CY		CY		CY	
108	649.00 SY	$1,038.40	SY		649.00 SY	$1,038.40	SY	
109	325.00 CY	$650.00	CY		325.00 CY	$650.00	CY	
110	TON		TON		TON		TON	
111	TON		TON		TON		TON	
112	LF		LF		LF		LF	
113	LF		LF		LF		LF	
114	LF		LF		LF		LF	
115	EACH		EACH		EACH		EACH	
116	LF		LF		LF		LF	
117	EACH		EACH		EACH		EACH	
118	LF		LF		LF		LF	
119	0.85 LF	$2,635.00	LF		0.85 LF	$2,635.00	LF	
120	EACH		EACH		EACH		EACH	
121	EACH		EACH		EACH		EACH	
122	EACH		EACH		EACH		EACH	
123	EACH		EACH		EACH		EACH	
124	SF		SF		SF		SF	
125	EACH		EACH		EACH		EACH	

ITEM NO.	COMPLETED TO DATE ESTIMATED QUANTITY	COMPLETED TO DATE ESTIMATED AMOUNT	COMPLETED TO DATE - CITY ESTIMATED QUANTITY	COMPLETED TO DATE - CITY ESTIMATED AMOUNT	COMPLETED TO DATE - MCES ESTIMATED QUANTITY	COMPLETED TO DATE - MCES ESTIMATED AMOUNT	COMPLETED TO DATE - COUNTY ESTIMATED QUANTITY	COMPLETED TO DATE - COUNTY ESTIMATED AMOUNT
1	0.93 LUMP SUM	$237,150.00	0.36 LUMP SUM	$92,190.24	0.57 LUMP SUM	$144,959.76	LUMP SUM	
2	3.00 EACH	$12,600.00	2.00 EACH	$8,400.00	1.00 EACH	$4,200.00	EACH	
3	1.00 EACH	$8,300.00	0.33 EACH	$2,766.67	0.67 EACH	$5,533.33	EACH	
4	140.41 KGAL	$1,825.33	103.46 KGAL	$1,344.98	36.95 KGAL	$480.35	KGAL	
5	16.00 UNIT	$10,400.00	14.00 UNIT	$9,100.00	2.00 UNIT	$1,300.00	UNIT	
6	1.60 LUMP SUM	$23,992.50	0.62 LUMP SUM	$9,326.90	0.98 LUMP SUM	$14,665.60	LUMP SUM	
7	9,193.00 SY	$9,193.00	6,795.33 SY	$6,795.33	2,397.67 SY	$2,397.67	SY	
8	3,632.00 LF	$117,313.60	1,399.33 LF	$45,198.47	2,232.67 LF	$72,115.13	LF	
9	1.00 LUMP SUM	$25,000.00	0.39 LUMP SUM	$9,718.56	0.61 LUMP SUM	$15,281.44	LUMP SUM	
10	3,221.00 LF	$57,172.75	1,252.14 LF	$22,225.47	1,968.86 LF	$34,947.28	LF	
11	0.05 ALLOWANCE	$400.00	0.02 ALLOWANCE	$156.00	0.03 ALLOWANCE	$244.00	ALLOWANCE	
12	22,592.00 SY	$26,206.72	12,931.33 SY	$15,000.35	9,660.67 SY	$11,206.37	SY	
13	472.50 SY	$1,819.12	359.67 SY	$1,384.72	112.83 SY	$434.41	SY	
14	1,602.00 SF	$801.00	1,289.00 SF	$644.50	313.00 SF	$156.50	SF	
15	1,369.50 LF	$2,944.42	1,002.67 LF	$2,155.73	366.83 LF	$788.69	LF	
16	86.00 LF	$731.00	46.67 LF	$396.67	39.33 LF	$334.33	LF	
17	37.00 LF	$318.20	23.00 LF	$197.80	14.00 LF	$120.40	LF	
18	64.00 LF	$726.40	64.00 LF	$726.40	LF		LF	
19	42.00 LF	$426.30	LF		42.00 LF	$426.30	LF	
20	4.00 EACH	$1,440.00	2.67 EACH	$960.00	1.33 EACH	$480.00	EACH	
21	14.00 LF	$392.00	LF		14.00 LF	$392.00	LF	
22	8.00 LF	$224.00	8.00 LF	$224.00	LF		LF	
23	40.00 LF	$1,160.00	8.00 LF	$232.00	32.00 LF	$928.00	LF	
24	LF		LF		LF		LF	
25	1.00 EACH	$48,500.00	EACH		1.00 EACH	$48,500.00	EACH	
26	0.80 ALLOWANCE	$28,095.31	0.40 ALLOWANCE	$13,918.12	0.41 ALLOWANCE	$14,177.19	ALLOWANCE	
27	0.61 ALLOWANCE	$136,737.40	0.11 ALLOWANCE	$25,561.33	0.49 ALLOWANCE	$111,176.06	ALLOWANCE	
28	358.00 EACH	$24,344.00	161.00 EACH	$10,948.00	197.00 EACH	$13,396.00	EACH	
29	5.63 ACRE	$15,201.00	3.14 ACRE	$8,487.00	2.49 ACRE	$6,714.00	ACRE	
30	LF		LF		LF		LF	
31	900.00 SY	$4,050.00	900.00 SY	$4,050.00	SY		SY	
32	575.83 LF	$213,776.89	389.64 LF	$144,653.85	186.19 LF	$69,123.04	LF	
33	151.06 LF	$91,391.30	9.36 LF	$5,662.80	141.70 LF	$85,728.50	LF	
34	12.70 LF	$10,160.00	12.70 LF	$10,160.00	LF		LF	
35	87.86 LF	$134,865.10	LF		87.86 LF	$134,865.10	LF	
36	11.25 LF	$26,606.25	LF		11.25 LF	$26,606.25	LF	
37	12.70 LF	$30,099.00	LF		12.70 LF	$30,099.00	LF	
38	24.85 LF	$62,125.00	LF		24.85 LF	$62,125.00	LF	
39	23.00 EACH	$10,028.00	23.00 EACH	$10,028.00	EACH		EACH	
40	10.00 EACH	$12,350.00	EACH		10.00 EACH	$12,350.00	EACH	
41	1.00 EACH	$1,520.00	1.00 EACH	$1,520.00	EACH		EACH	
42	20.25 LF	$4,455.00	20.25 LF	$4,455.00	LF		LF	
43	1,325.00 LF	$50,350.00	1,325.00 LF	$50,350.00	LF		LF	
44	295.00 LF	$11,210.00	295.00 LF	$11,210.00	LF		LF	
45	LF		LF		LF		LF	
46	1,654.00 LF	$82,700.00	1,654.00 LF	$82,700.00	LF		LF	
47	820.00 LF	$41,000.00	820.00 LF	$41,000.00	LF		LF	
48	60.00 LF	$3,300.00	60.00 LF	$3,300.00	LF		LF	
49	36.00 LF	$2,088.00	36.00 LF	$2,088.00	LF		LF	
50	682.00 LF	$39,556.00	682.00 LF	$39,556.00	LF		LF	
51	879.00 LF	$50,982.00	879.00 LF	$50,982.00	LF		LF	
52	454.00 LF	$26,332.00	454.00 LF	$26,332.00	LF		LF	
53	79.00 LF	$4,582.00	79.00 LF	$4,582.00	LF		LF	
54	67.00 LF	$3,886.00	67.00 LF	$3,886.00	LF		LF	
55	25.00 LF	$1,450.00	25.00 LF	$1,450.00	LF		LF	
56	559.00 LF	$41,925.00	LF		559.00 LF	$41,925.00	LF	
57	2,463.00 LF	$209,355.00	LF		2,463.00 LF	$209,355.00	LF	
58	1,035.00 LF	$87,975.00	LF		1,035.00 LF	$87,975.00	LF	
59	8.00 LF	$720.00	8.00 LF	$720.00	LF		LF	
60	25.00 LF	$2,250.00	LF		25.00 LF	$2,250.00	LF	
61	20.00 LF	$1,800.00	20.00 LF	$1,800.00	LF		LF	
62	44.00 LF	$8,140.00	44.00 LF	$8,140.00	LF		LF	
63	565.50 LF	$118,755.00	LF		565.50 LF	$118,755.00	LF	
64	320.00 LF	$64,000.00	LF		320.00 LF	$64,000.00	LF	
65	383.00 LF	$78,515.00	LF		383.00 LF	$78,515.00	LF	
66	280.00 LF	$57,400.00	LF		280.00 LF	$57,400.00	LF	
67	853.50 LF	$174,967.50	LF		853.50 LF	$174,967.50	LF	
68	155.00 LF	$31,775.00	LF		155.00 LF	$31,775.00	LF	
69	466.00 LF	$104,850.00	LF		466.00 LF	$104,850.00	LF	
70	25.00 LF	$5,625.00	LF		25.00 LF	$5,625.00	LF	
71	1,190.00 LF	$595,000.00	LF		1,190.00 LF	$595,000.00	LF	
72	LF		LF		LF		LF	
73	94.00 LF	$30,550.00	94.00 LF	$30,550.00	LF		LF	
74	298.50 LF	$135,817.50	298.50 LF	$135,817.50	LF		LF	
75	351.00 LF	$272,025.00	351.00 LF	$272,025.00	LF		LF	
76	325.00 LF	$269,750.00	LF		325.00 LF	$269,750.00	LF	
77	1.00 EACH	$14,350.00	1.00 EACH	$14,350.00	EACH		EACH	
78	1.00 EACH	$22,000.00	1.00 EACH	$22,000.00	EACH		EACH	
79	1.00 EACH	$33,600.00	EACH		1.00 EACH	$33,600.00	EACH	
80	1.00 EACH	$40,000.00	1.00 EACH	$40,000.00	EACH		EACH	
81	625.50 LF	$11,884.50	625.50 LF	$11,884.50	LF		LF	
82	120.00 LF	$1,596.00	120.00 LF	$1,596.00	LF		LF	
83	19.00 EACH	$2,755.00	19.00 EACH	$2,755.00	EACH		EACH	
84	80.00 LF	$2,800.00	80.00 LF	$2,800.00	LF		LF	
85	8,400.00 LF	$378,000.00	2,594.00 LF	$116,730.00	5,806.00 LF	$261,270.00	LF	
86	5,253.50 LF	$262,675.00	3,250.00 LF	$162,500.00	2,003.50 LF	$100,175.00	LF	
87	1,942.50 LF	$126,262.50	1,186.00 LF	$77,090.00	756.50 LF	$49,172.50	LF	
88	1,224.00 LF	$79,560.00	197.00 LF	$12,805.00	1,027.00 LF	$66,755.00	LF	
89	1,868.50 LF	$130,795.00	32.50 LF	$2,275.00	1,836.00 LF	$128,520.00	LF	
90	1,992.24 CY	$14,642.96	1,092.98 CY	$8,033.40	899.26 CY	$6,609.56	CY	
91	6,536.70 CY	$56,215.62	CY		6,536.70 CY	$56,215.62	CY	
92	619.00 CY	$6,190.00	CY		619.00 CY	$6,190.00	CY	
93	3,300.80 TON	$79,219.20	684.87 TON	$16,436.88	2,615.93 TON	$62,782.32	TON	
94	9,140.50 TON	$255,934.00	101.38 TON	$2,838.64	9,039.12 TON	$253,095.36	TON	
95	1,263.49 TON	$36,641.21	TON		1,263.49 TON	$36,641.21	TON	
96	15,102.00 SY	$15,102.00	SY		15,102.00 SY	$15,102.00	SY	
97	2,484.00 SY	$2,484.00	SY		2,484.00 SY	$2,484.00	SY	
98	4.05 EACH	$29,580.70	EACH		4.05 EACH	$29,580.70	EACH	
99	1,683.00 SY	$5,638.05	1,122.00 SY	$3,758.70	561.00 SY	$1,879.35	SY	
100	1.00 LUMP SUM	$7,600.00	LUMP SUM		1.00 LUMP SUM	$7,600.00	LUMP SUM	
101	12.00 EACH	$3,360.00	11.00 EACH	$3,080.00	1.00 EACH	$280.00	EACH	
102	32.00 EACH	$47,040.00	11.00 EACH	$16,170.00	21.00 EACH	$30,870.00	EACH	
103	13.00 EACH	$3,276.00	12.00 EACH	$3,024.00	1.00 EACH	$252.00	EACH	
104	30.00 EACH	$1,710.00	11.00 EACH	$627.00	19.00 EACH	$1,083.00	EACH	
105	11.00 EACH	$3,300.00	10.00 EACH	$3,000.00	1.00 EACH	$300.00	EACH	
106	CY		CY		CY		CY	
107	CY		CY		CY		CY	
108	649.00 SY	$1,038.40	SY		649.00 SY	$1,038.40	SY	
109	325.00 CY	$650.00	CY		325.00 CY	$650.00	CY	
110	TON		TON		TON		TON	
111	TON		TON		TON		TON	
112	257.00 LF	$7,967.00	LF		257.00 LF	$7,967.00	LF	
113	3,644.50 LF	$211,381.00	LF		3,644.50 LF	$211,381.00	LF	
114	3,278.00 LF	$360,580.00	LF		3,278.00 LF	$360,580.00	LF	
115	8.00 EACH	$8,800.00	EACH		8.00 EACH	$8,800.00	EACH	
116	LF		LF		LF		LF	
117	EACH		EACH		EACH		EACH	
118	LF		LF		LF		LF	
119	46.27 LF	$143,437.00	LF		46.27 LF	$143,437.00	LF	
120	2.00 EACH	$50,730.00	EACH		2.00 EACH	$50,730.00	EACH	
121	2.00 EACH	$3,040.00	EACH		2.00 EACH	$3,040.00	EACH	
122	3.00 EACH	$7,725.00	EACH		3.00 EACH	$7,725.00	EACH	
123	5.00 EACH	$300.00	EACH		5.00 EACH	$300.00	EACH	
124	128.00 SF	$473.60	SF		128.00 SF	$473.60	SF	
125	2.00 EACH	$6,320.00	EACH		2.00 EACH	$6,320.00	EACH	

Partial Pay Estimate No.: 21

East Bethel Gravity Interceptor & Discharge & Utility Infrastructure Project

CITY OF EAST BETHEL, MN

PROJECT NO. C12.100028

METROPOLITAN COUNCIL ENVIRONMENTAL SERVICES Project No. 801602

WORK COMPLETED THROUGH APRIL 19, 2013

ITEM NO.	ITEM	UNIT PRICE	AS BID ESTIMATED QUANTITY	AS BID ESTIMATED AMOUNT	AS BID - CITY ESTIMATED QUANTITY	AS BID - CITY ESTIMATED AMOUNT	AS BID - MCES ESTIMATED QUANTITY	AS BID - MCES ESTIMATED AMOUNT
126 02510	HYDRANT EXTENSION	$500.00	6 LF	$3,000.00	LF		6.00 LF	$3,000.00
127 02510	VALVE BOX EXTENSION	$75.00	6 LF	$450.00	LF		6.00 LF	$450.00
128 02530	CHIMNEY SEAL	$265.00	2 EACH	$530.00	EACH		2.00 EACH	$530.00
129 02535	FORCEMAIN FITTINGS	$6.00	4300 POUND	$25,800.00	POUND		4,300.00 POUND	$25,800.00
130 02705	ADJUST CASTING	$300.00	6 EACH	$1,800.00	EACH		6.00 EACH	$1,800.00
131 02705	ADJUST VALVE BOX	$236.00	10 EACH	$2,360.00	EACH		10.00 EACH	$2,360.00
132 02510	HYDRANT & VALVE SUPPORT & FITING BLOCKING IN POOR SOILS	$41.00	30 LF	$1,230.00	LF		30.00 LF	$1,230.00
133 02510	8" PVC C900 DR 25 WATERMAIN	$27.00	2360 LF	$63,720.00	2,360.00 LF	$63,720.00	LF	
134 02510	12" PVC C900 DR 18 WATERMAIN	$37.00	810 LF	$29,970.00	810.00 LF	$29,970.00	LF	
135 02510	16" PVC C905 DR 21 WATERMAIN	$44.00	3840 LF	$168,960.00	3,840.00 LF	$168,960.00	LF	
136 02510	24" PVC C905 DR 21 WATERMAIN	$75.00	1350 LF	$101,250.00	1,350.00 LF	$101,250.00	LF	
137 02510	19.5" O.D. HDPE DR 11 DIPS WATERMAIN	$75.00	790 LF	$59,250.00	790.00 LF	$59,250.00	LF	
138 02510	32" O.D. HDPE DR 11 DIPS WATERMAIN	$150.00	4040 LF	$606,000.00	4,040.00 LF	$606,000.00	LF	
139 02445	WATERMAIN BORING - 16" CARRIER PIPE	$326.00	380 LF	$123,880.00	380.00 LF	$123,880.00	LF	
140 02445	WATERMAIN BORING - 24" CARRIER PIPE	$437.00	430 LF	$187,910.00	430.00 LF	$187,910.00	LF	
141 02445	SET UP BORING PIT (0-10 FEET)	$10,400.00	2 EACH	$20,800.00	2.00 EACH	$20,800.00	EACH	
142 02445	SET UP BORING PIT (10-15 FEET)	$15,400.00	2 EACH	$30,800.00	2.00 EACH	$30,800.00	EACH	
143 02510	4" PVC C900 DR 25 WATER SERVICE	$15.00	190 LF	$2,850.00	190.00 LF	$2,850.00	LF	
144 02510	4" PVC C900 DR 18 WATER SERVICE	$15.00	490 LF	$7,350.00	490.00 LF	$7,350.00	LF	
145 02510	6" PVC C900 DR 18 WATER SERVICE	$22.00	90 LF	$1,980.00	90.00 LF	$1,980.00	LF	
146 02510	6" PVC C900 DR 25 WATER SERVICE	$18.00	130 LF	$2,340.00	130.00 LF	$2,340.00	LF	
147 02510	6" PVC C900 DR 18 HYDRANT LEAD	$22.00	200 LF	$4,400.00	200.00 LF	$4,400.00	LF	
148 02510	6" PVC C900 DR 25 HYDRANT LEAD	$22.00	70 LF	$1,540.00	70.00 LF	$1,540.00	LF	
149 02510	4" GATE VALVE	$1,000.00	17 EACH	$17,000.00	17.00 EACH	$17,000.00	EACH	
150 02510	6" GATE VALVE	$1,100.00	26 EACH	$28,600.00	26.00 EACH	$28,600.00	EACH	
151 02510	8" GATE VALVE	$1,520.00	10 EACH	$15,200.00	10.00 EACH	$15,200.00	EACH	
152 02510	12" GATE VALVE	$2,625.00	2 EACH	$5,250.00	2.00 EACH	$5,250.00	EACH	
153 02510	16" BUTTERFLY VALVE	$3,000.00	12 EACH	$36,000.00	12.00 EACH	$36,000.00	EACH	
154 02510	24" BUTTERFLY VALVE	$5,660.00	8 EACH	$45,280.00	8.00 EACH	$45,280.00	EACH	
155 02510	HYDRANT	$3,320.00	21 EACH	$69,720.00	21.00 EACH	$69,720.00	EACH	
156 02510	HYDRANT EXTENSION	$500.00	11 LF	$5,500.00	11.00 LF	$5,500.00	LF	
157 02510	VALVE BOX EXTENSION	$75.00	11 LF	$825.00	11.00 LF	$825.00	LF	
158 02705	ADJUST VALVE BOX	$250.00	74 EACH	$18,500.00	74.00 EACH	$18,500.00	EACH	
159 02510	GATE VALVE MARKER SIGN	$60.00	15 EACH	$900.00	15.00 EACH	$900.00	EACH	
160 02510	WATERMAIN FITTINGS	$9.00	16500 POUND	$148,500.00	16,500.00 POUND	$148,500.00	POUND	
161 02510	4" INSULATION	$3.70	1500 SF	$5,550.00	1,500.00 SF	$5,550.00	SF	
162 02510	HYDRANT & VALVE SUPPORT & FITING BLOCKING IN POOR SOILS	$41.00	180 LF	$7,380.00	180.00 LF	$7,380.00	LF	
163 02320	TRENCH CONSOLIDATION REPLACEMENT MATERIAL	$4.00	60000 TON	$240,000.00	24,350.00 TON	$97,400.00	35,650.00 TON	$142,600.00
164 02330	COMMON EXCAVATION (P)	$6.35	7000 CY	$44,450.00	4,323.33 CY	$27,453.17	2,676.67 CY	$16,996.83
165 02330	SUBGRADE EXCAVATION (EV)	$9.00	400 CY	$3,600.00	235.00 CY	$2,115.00	165.00 CY	$1,485.00
166 02330	SUBGRADE EXCAVATION REPLACMENT MATERIAL	$6.25	800 TON	$5,000.00	471.00 TON	$2,943.75	329.00 TON	$2,056.25
167 02335	SUBGRADE PREPARATION	$0.70	24370 SY	$17,059.00	14,513.00 SY	$10,159.10	9,857.00 SY	$6,899.90
168 02720	AGGREGATE BASE CLASS 5 - STREETS & PARKING LOT	$12.50	8750 TON	$109,375.00	5,212.00 TON	$65,150.00	3,538.00 TON	$44,225.00
169 02720	AGGREGATE BASE CLASS 5 - DRIVEWAYS	$16.00	275 TON	$4,400.00	228.59 TON	$3,657.37	46.41 TON	$742.63
170 02730	AGGREGATE SURFACE CLASS 5 - DRIVEWAY	$16.00	60 TON	$960.00	60.00 TON	$960.00	TON	
171 02740	2" TYPE LV3 NON WEARING COURSE MIXTURE B - STREETS	$55.80	2180 TON	$121,644.00	1,587.00 TON	$88,554.60	593.00 TON	$33,089.40
172 02740	2" TYPE LV3 NON WEARING COURSE MIXTURE B - P-LOT	$56.00	520 TON	$29,120.00	TON		520.00 TON	$29,120.00
173 02740	2" TYPE LV4 WEARING COURSE MIXTURE B - STREETS	$6.80	21250 SY	$144,500.00	16,120.33 SY	$109,618.27	5,129.67 SY	$34,881.73
174 02740	1 1/2" TYPE LV4 WEARING COURSE MIXTURE B - P-LOT	$5.30	4450 SY	$23,585.00	SY		4,450.00 SY	$23,585.00
175 02740	2" TYPE LV4 WEARING COURSE MIXTURE B - DRIVEWAY	$14.50	640 SY	$9,280.00	510.67 SY	$7,404.67	129.33 SY	$1,875.33
176 02740	2" OVERLAY	$7.00	2380 SY	$16,660.00	2,380.00 SY	$16,660.00	SY	
177 02740	BITUMINOUS TRAIL	$188.00	10 SY	$1,880.00	10.00 SY	$1,880.00	SY	
178 02740	BITUMINOUS PATCH	$52.50	200 SY	$10,500.00	200.00 SY	$10,500.00	SY	
179 02740	BITUMINOUS CURB	$1.65	7520 LF	$12,408.00	5,619.33 LF	$9,271.90	1,900.67 LF	$3,136.10
180 02770	6" CONCRETE DRIVEWAY	$5.20	1620 SF	$8,424.00	1,334.00 SF	$6,936.80	286.00 SF	$1,487.20
181 02770	B612 CONCRETE CURB AND GUTTER	$16.50	600 LF	$9,900.00	489.33 LF	$8,074.00	110.67 LF	$1,826.00
182 02770	B618 CONCRETE CURB AND GUTTER	$12.50	950 LF	$11,875.00	633.33 LF	$7,916.67	316.67 LF	$3,958.33
183 02770	CONCRETE VALLEY GUTTER	$30.00	120 LF	$3,600.00	80.00 LF	$2,400.00	40.00 LF	$1,200.00
184 02760	4" WHITE STRIPE - PAINT - TEMPORARY	$0.35	3250 LF	$1,137.50	LF		3,250.00 LF	$1,137.50
185 02760	4" WHITE STRIPE - PAINT - PERMANENT	$0.35	3250 LF	$1,137.50	LF		3,250.00 LF	$1,137.50
186 02610	48" RCP CL III CULVERT	$118.00	37 LF	$4,366.00	LF		37.00 LF	$4,366.00
187 02610	48" RCP CL III CULVERT FLARED END	$6,525.00	2 EACH	$13,050.00	EACH		2.00 EACH	$13,050.00
188 02630	STORM SEWER STRUCTURE DESIGN H	$225.00	14 LF	$3,150.00	6.47 LF	$1,455.00	7.53 LF	$1,695.00
189 02630	72" STORM SEWER STRUCTURE	$560.00	12 LF	$6,720.00	12.00 LF	$6,720.00	LF	
190 02630	18" RCP CL V STORM SEWER	$34.00	88 LF	$2,992.00	48.67 LF	$1,654.67	39.33 LF	$1,337.33
191 02630	21" RCP CL V STORM SEWER	$39.00	21 LF	$819.00	7.00 LF	$273.00	14.00 LF	$546.00
192 02630	48" RCP CL III STORM SEWER	$113.00	50 LF	$5,650.00	50.00 LF	$5,650.00	LF	
193 02630	18" RCP CL V STORM SEWER FLARED END	$805.00	1 EACH	$805.00	1.00 EACH	$805.00	EACH	
194 02630	21" RCP CL V STORM SEWER FLARED END	$900.00	1 EACH	$900.00	1.00 EACH	$900.00	EACH	
195 02630	48" RCP CL III STORM SEWER FLARED END	$1,800.00	2 EACH	$3,600.00	2.00 EACH	$3,600.00	EACH	
196 02630	CATCH BASIN CASTING ASSEMBLY	$562.00	10 EACH	$5,620.00	6.67 EACH	$3,746.67	3.33 EACH	$1,873.33
197 02705	ADJUST CASTING	$300.00	10 EACH	$3,000.00	6.00 EACH	$1,800.00	4.00 EACH	$1,200.00
198 02377	RIPRAP CLASS III	$100.00	105 CY	$10,500.00	51.67 CY	$5,166.67	53.33 CY	$5,333.33
199 02370	SILT FENCE	$1.80	16500 LF	$29,700.00	8,082.83 LF	$14,549.10	8,417.17 LF	$15,150.90
200 02370	BIOROLL DITCH CHECK	$2.75	1150 LF	$3,162.50	230.00 LF	$632.50	920.00 LF	$2,530.00
201 02370	SILT CURTAIN	$13.00	900 LF	$11,700.00	166.67 LF	$2,166.67	733.33 LF	$9,533.33
202 02370	INLET PROTECTION	$205.00	15 EACH	$3,075.00	11.67 EACH	$2,391.67	3.33 EACH	$683.33
203 02370	ROCK CONSTRUCTION ENTRANCE	$1,100.00	6 EACH	$6,600.00	3.00 EACH	$3,300.00	3.00 EACH	$3,300.00
204 02370	CABLE CONCRETE	$9.00	4900 SF	$44,100.00	2,152.83 SF	$19,375.50	2,747.17 SF	$24,724.50
205 02920	EROSION CONTROL BLANKET CAT 3	$1.25	550 SY	$687.50	402.67 SY	$503.33	147.33 SY	$184.17
206 02920	SEED AND MULCH - SEED MIX 240	$550.00	14.9 ACRE	$8,195.00	4.90 ACRE	$2,695.00	10.00 ACRE	$5,500.00
207 02920	SEED AND MULCH - SEED MIX 260	$640.00	2.4 ACRE	$1,536.00	2.00 ACRE	$1,280.00	0.40 ACRE	$256.00
208 02920	WETLAND SEED - SEED MIX 325	$1,775.00	28.9 ACRE	$51,297.50	14.00 ACRE	$24,850.00	14.90 ACRE	$26,447.50
209 02920	SOD FARM SEED	$700.00	3.8 ACRE	$2,660.00	1.90 ACRE	$1,330.00	1.90 ACRE	$1,330.00
210 02920	SOD	$2.50	9050 SY	$22,625.00	7,393.33 SY	$18,483.33	1,656.67 SY	$4,141.67
211 02310	TOPSOIL BORROW	$13.75	1425 TON	$19,593.75	1,126.67 TON	$15,491.67	298.33 TON	$4,102.08
212 02930	2" B&B RIVER BIRCH	$250.00	38 EACH	$9,500.00	EACH		38.00 EACH	$9,500.00
213 02930	2" B&BSWAMP WHITE OAK	$240.00	37 EACH	$8,880.00	EACH		37.00 EACH	$8,880.00
214 02930	# 5 CONTAINER RED OSIER DOGWOOD	$40.00	37 EACH	$1,480.00	EACH		37.00 EACH	$1,480.00
215 02930	#5 CONTAINER AMERICAN CRANBERRY BUSH	$45.00	37 EACH	$1,665.00	EACH		37.00 EACH	$1,665.00
216 02530	GRAVITY SEWER PILING (9 5/8") DRIVEN - TYPE C BEDDING		LF		LF		LF	
217 02530	GRAVITY SEWER PILING (9 5/8") DELIVERED - TYPE C BEDDING		LF		LF		LF	
218 02530	GRAVITY SEWER PILING CONCRETE- PILE CAP, GRADE BEAM, MH BASE		CY		CY		CY	
219 02530	GRAVITY SEWER PILING STEEL- PILE CAP, GRADE BEAM, MH BASE		POUND		POUND		POUND	
220 02531	TEST PILE (9 5/8")		LF		LF		LF	
221 02530	GRAVITY SEWER PILING (12 3/4") DRIVEN - TYPE C BEDDING	$39.02	9860 LF	$384,737.20	LF		9,860.00 LF	$384,737.20
222 02530	GRAVITY SEWER PILING (12 3/4") DELIVERED - TYPE C BEDDING	$39.53	10060 LF	$397,671.80	LF		10,060.00 LF	$397,671.80
223 02530	GRAVITY SEWER PILING CONCRETE- PILE CAP, GRADE BEAM, MH BASE	$496.92	1185 CY	$588,850.20	CY		1,185.00 CY	$588,850.20
224 02530	GRAVITY SEWER PILING STEEL- PILE CAP, GRADE BEAM, MH BASE	$1.00	150255 POUND	$150,255.00	POUND		150,255.00 POUND	$150,255.00
225 02531	TEST PILE (12 3/4")	$132.60	200 LF	$26,520.00	LF		200.00 LF	$26,520.00
226	CO 1 - FUEL COSTS	$160,606.66	1 EACH	$160,606.66	1.00 EACH	$160,606.66	EACH	
227	CO 1 - 114 - 21.6" O.D. HDPE DR7	$13.80	2873 LF	$39,647.40	2,873.00 LF	$39,647.40	LF	
228	CO 1 - 137 - 19.5" O.D. HDPE DR 11	$7.63	790 LF	$6,027.70	790.00 LF	$6,027.70	LF	
229	CO 1 - 138 - 32" O.D. HDPE DR 11	$16.69	4040 LF	$67,427.60	4,040.00 LF	$67,427.60	LF	
230	CO 1 - 101 - Sanitary Sewer Casting	$16.18	13 EACH	$210.34	13.00 EACH	$210.34	EACH	
231	CO 1 - 102 - Watertight Casting	$90.84	32 EACH	$2,906.88	32.00 EACH	$2,906.88	EACH	
232	CO 1 - 196 - Catch Basin Casting	$26.13	10 EACH	$261.30	10.00 EACH	$261.30	EACH	
233	CO 1 - 223 - Gravity Sewer Piling Concrete	$15.03	1185 CY	$17,810.55	1,185.00 CY	$17,810.55	CY	
234	CO 1 - 224 - Gravity Sewer Piling Steel	$0.20	150255 POUND	$30,051.00	150,255.00 POUND	$30,051.00	POUND	
235 2770	CO 2 - B618 CONCRETE CURB AND GUTTER - COST SPLITS (11.75 LF)	$6.61	8470 LF	$55,986.70	6,252.67 LF	$41,330.13	2,217.33 LF	$14,656.57
236 2770	CO 2 - B618 CONCRETE CURB AND GUTTER - CITY PORTION (11.75 LF)	$5.14	8470 LF	$43,535.80	8,470.00 LF	$43,535.80	LF	
237 2740	CO 2 - 2" TYPE LV3 NON WEARING COURSE MIXTURE B - STREETS	$55.80	-283 TON	-$15,791.40	-206.02 TON	-$11,495.85	-76.98 TON	-$4,295.55
238 2740	CO 2 - 2" TYPE LV4 WEARING COURSE MIXTURE B - STREETS	$6.80	-2340 SY	-$15,912.00	-1,775.13 SY	-$12,070.91	-564.87 SY	-$3,841.09
239 2740	CO 2 - BITUMINOUS CURB	$1.65	-7520 LF	-$12,408.00	-5,619.33 LF	-$9,271.90	-1,900.67 LF	-$3,136.10
240 2770	CO 2 - B618 CONCRETE CURB AND GUTTER	$12.50	-950 LF	-$11,875.00	-633.33 LF	-$7,916.67	-316.67 LF	-$3,958.33
241	EXTRA WORK - MH 500 & 501 Inverts	$1,012.00	1 LS	$1,012.00	1.00 LS	$1,012.00	LS	
242	EXTRA WORK - Modify Storm Structures on Ulysses & Buchannon	$1,480.00	1 LS	$1,480.00	1.00 LS	$1,480.00	LS	
243	CO 3 - Reduce MH 1 Height	$3,100.00	-1.5 LF	-$4,650.00	LF		-1.50 LF	-$4,650.00
244	CO 3 - Eliminate AR 2	$25,365.00	-1 EACH	-$25,365.00	EACH		-1.00 EACH	-$25,365.00
245	CO 3 - Eliminate 72" Bouyancy Collar	$1,520.00	-1 EACH	-$1,520.00	EACH		-1.00 EACH	-$1,520.00
246	CO 3 - MCES Buy MH Parts / Equip. not Used on Proj.	$17,420.92	1 LS	$17,420.92	LS		1.00 LS	$17,420.92
247	CO 3 - Install Cost for Purchased Parts Included in MH1 Hgt.	$3,286.00	1 LS	$3,286.00	LS		1.00 LS	$3,286.00
248	CO 3 - Reinstall Top Sections MH1	$1,750.00	1 LS	$1,750.00	LS		1.00 LS	$1,750.00
249	EXTRA WORK - 187th Interceptor Sewer Boring Cellular Grout in Casing	$2,562.00	1 LS	$2,562.00	LS		1.00 LS	$2,562.00
250	CO 6 - 24" Time & Materials Work	$47,276.55	1 LS	$47,276.55	LS		1.00 LS	$47,276.55

ITEM NO.	PREVIOUS ESTIMATE ESTIMATED QUANTITY	PREVIOUS ESTIMATE ESTIMATED AMOUNT	PREVIOUS ESTIMATE - CITY ESTIMATED QUANTITY	PREVIOUS ESTIMATE - CITY ESTIMATED AMOUNT	PREVIOUS ESTIMATE - MCES ESTIMATED QUANTITY	PREVIOUS ESTIMATE - MCES ESTIMATED AMOUNT	PREVIOUS ESTIMATE - COUNTY ESTIMATED QUANTITY	PREVIOUS ESTIMATE - COUNTY ESTIMATED AMOUNT	CURRENT ESTIMATE ESTIMATED QUANTITY	CURRENT ESTIMATE ESTIMATED AMOUNT	CURRENT ESTIMATE - CITY ESTIMATED QUANTITY	CURRENT ESTIMATE - CITY ESTIMATED AMOUNT	CURRENT ESTIMATE - MCES ESTIMATED QUANTITY	CURRENT ESTIMATE - MCES ESTIMATED AMOUNT	CURRENT ESTIMATE - COUNTY ESTIMATED QUANTITY	CURRENT ESTIMATE - COUNTY ESTIMATED AMOUNT
126 02510	LF		LF		LF		LF		LF		LF		LF		LF	
127 02510	LF		LF		LF		LF		LF		LF		LF		LF	
128 02530	1.00 EACH	$265.00	EACH		1.00 EACH	$265.00	EACH		EACH		EACH		EACH		EACH	
129 02535	3,732.00 POUND	$22,392.00	POUND		3,732.00 POUND	$22,392.00	POUND		POUND		POUND		POUND		POUND	
130 02705	1.00 EACH	$300.00	EACH		1.00 EACH	$300.00	EACH		EACH		EACH		EACH		EACH	
131 02705	6.00 EACH	$1,416.00	EACH		6.00 EACH	$1,416.00	EACH		EACH		EACH		EACH		EACH	
132 02510	20.00 LF	$820.00	LF		20.00 LF	$820.00	LF		LF		LF		LF		LF	
133 02510	2,299.00 LF	$62,073.00	2,299.00 LF	$62,073.00	LF		LF		LF		LF		LF		LF	
134 02510	849.00 LF	$31,413.00	849.00 LF	$31,413.00	LF		LF		LF		LF		LF		LF	
135 02510	3,331.50 LF	$146,586.00	3,331.50 LF	$146,586.00	LF		LF		LF		LF		LF		LF	
136 02510	1,412.50 LF	$105,937.50	1,412.50 LF	$105,937.50	LF		LF		LF		LF		LF		LF	
137 02510	1,313.00 LF	$98,475.00	1,313.00 LF	$98,475.00	LF		LF		LF		LF		LF		LF	
138 02510	3,939.50 LF	$590,925.00	3,939.50 LF	$590,925.00	LF		LF		LF		LF		LF		LF	
139 02445	288.00 LF	$93,888.00	288.00 LF	$93,888.00	LF		LF		LF		LF		LF		LF	
140 02445	430.00 LF	$187,910.00	430.00 LF	$187,910.00	LF		LF		LF		LF		LF		LF	
141 02445	1.00 EACH	$10,400.00	1.00 EACH	$10,400.00	EACH		EACH		EACH		EACH		EACH		EACH	
142 02445	2.00 EACH	$30,800.00	2.00 EACH	$30,800.00	EACH		EACH		EACH		EACH		EACH		EACH	
143 02510	174.00 LF	$2,610.00	174.00 LF	$2,610.00	LF		LF		LF		LF		LF		LF	
144 02510	406.00 LF	$6,090.00	406.00 LF	$6,090.00	LF		LF		LF		LF		LF		LF	
145 02510	105.00 LF	$2,310.00	105.00 LF	$2,310.00	LF		LF		LF		LF		LF		LF	
146 02510	119.00 LF	$2,142.00	119.00 LF	$2,142.00	LF		LF		LF		LF		LF		LF	
147 02510	179.50 LF	$3,949.00	179.50 LF	$3,949.00	LF		LF		LF		LF		LF		LF	
148 02510	80.00 LF	$1,760.00	80.00 LF	$1,760.00	LF		LF		LF		LF		LF		LF	
149 02510	18.00 EACH	$18,000.00	18.00 EACH	$18,000.00	EACH		EACH		EACH		EACH		EACH		EACH	
150 02510	27.00 EACH	$29,700.00	27.00 EACH	$29,700.00	EACH		EACH		EACH		EACH		EACH		EACH	
151 02510	10.00 EACH	$15,200.00	10.00 EACH	$15,200.00	EACH		EACH		EACH		EACH		EACH		EACH	
152 02510	2.00 EACH	$5,250.00	2.00 EACH	$5,250.00	EACH		EACH		EACH		EACH		EACH		EACH	
153 02510	12.00 EACH	$36,000.00	12.00 EACH	$36,000.00	EACH		EACH		EACH		EACH		EACH		EACH	
154 02510	8.00 EACH	$45,280.00	8.00 EACH	$45,280.00	EACH		EACH		EACH		EACH		EACH		EACH	
155 02510	21.00 EACH	$69,720.00	21.00 EACH	$69,720.00	EACH		EACH		EACH		EACH		EACH		EACH	
156 02510	14.50 LF	$7,250.00	14.50 LF	$7,250.00	LF		LF		5.00 LF	$2,500.00	5.00 LF	$2,500.00	LF		LF	
157 02510	14.50 LF	$1,087.50	14.50 LF	$1,087.50	LF		LF		5.00 LF	$375.00	5.00 LF	$375.00	LF		LF	
158 02705	29.00 EACH	$7,250.00	29.00 EACH	$7,250.00	EACH		EACH		EACH		EACH		EACH		EACH	
159 02510	17.00 EACH	$1,020.00	17.00 EACH	$1,020.00	EACH		EACH		7.00 EACH	$420.00	7.00 EACH	$420.00	EACH		EACH	
160 02510	19,330.00 POUND	$173,970.00	19,330.00 POUND	$173,970.00	POUND		POUND		POUND		POUND		POUND		POUND	
161 02510	257.00 SF	$950.90	257.00 SF	$950.90	SF		SF		SF		SF		SF		SF	
162 02510	117.00 LF	$4,797.00	117.00 LF	$4,797.00	LF		LF		LF		LF		LF		LF	
163 02320	1,534.60 TON	$6,138.40	1,534.60 TON	$6,138.40	TON		TON		TON		TON		TON		TON	
164 02330	7,000.00 CY	$44,450.00	4,323.33 CY	$27,453.17	2,676.67 CY	$16,996.83	CY		CY		CY		CY		CY	
165 02330	507.99 CY	$4,571.91	338.66 CY	$3,047.94	169.33 CY	$1,523.97	CY		CY		CY		CY		CY	
166 02330	TON		TON		TON		TON		TON		TON		TON		TON	
167 02335	24,118.00 SY	$16,882.60	13,954.33 SY	$9,768.03	10,163.67 SY	$7,114.57	SY		SY		SY		SY		SY	
168 02720	7,915.86 TON	$98,948.25	4,553.00 TON	$56,912.50	3,362.86 TON	$42,035.75	TON		TON		TON		TON		TON	
169 02720	214.32 TON	$3,429.12	169.49 TON	$2,711.84	44.83 TON	$717.28	TON		TON		TON		TON		TON	
170 02730	40.14 TON	$642.24	40.14 TON	$642.24	TON		TON		TON		TON		TON		TON	
171 02740	2,031.82 TON	$113,375.55	1,454.88 TON	$81,182.30	576.94 TON	$32,193.25	TON		TON		TON		TON		TON	
172 02740	552.52 TON	$30,941.12	TON		552.52 TON	$30,941.12	TON		TON		TON		TON		TON	
173 02740	16,559.30 SY	$112,603.24	11,687.23 SY	$79,473.19	4,872.07 SY	$33,130.05	SY		SY		SY		SY		SY	
174 02740	4,444.00 SY	$23,553.20	SY		4,444.00 SY	$23,553.20	SY		SY		SY		SY		SY	
175 02740	656.88 SY	$9,524.76	519.48 SY	$7,532.51	137.40 SY	$1,992.25	SY		SY		SY		SY		SY	
176 02740	2,385.80 SY	$16,700.60	2,385.80 SY	$16,700.60	SY		SY		SY		SY		SY		SY	
177 02740	SY		SY		SY		SY		SY		SY		SY		SY	
178 02740	SY		SY		SY		SY		SY		SY		SY		SY	
179 02740	LF		LF		LF		LF		LF		LF		LF		LF	
180 02770	2,438.50 SF	$12,680.20	2,130.00 SF	$11,076.00	308.50 SF	$1,604.20	SF		SF		SF		SF		SF	
181 02770	487.50 LF	$8,043.75	405.67 LF	$6,693.50	81.83 LF	$1,350.25	LF		LF		LF		LF		LF	
182 02770	LF		LF		LF		LF		LF		LF		LF		LF	
183 02770	97.50 LF	$2,925.00	65.00 LF	$1,950.00	32.50 LF	$975.00	LF		LF		LF		LF		LF	
184 02760	LF		LF		LF		LF		LF		LF		LF		LF	
185 02760	3,113.00 LF	$1,089.55	LF		3,113.00 LF	$1,089.55	LF		LF		LF		LF		LF	
186 02610	38.00 LF	$4,484.00	LF		38.00 LF	$4,484.00	LF		LF		LF		LF		LF	
187 02610	2.00 EACH	$13,050.00	EACH		2.00 EACH	$13,050.00	EACH		EACH		EACH		EACH		EACH	
188 02630	14.25 LF	$3,206.25	6.72 LF	$1,511.25	7.53 LF	$1,695.00	LF		LF		LF		LF		LF	
189 02630	11.84 LF	$6,630.40	11.84 LF	$6,630.40	LF		LF		LF		LF		LF		LF	
190 02630	88.00 LF	$2,992.00	48.67 LF	$1,654.67	39.33 LF	$1,337.33	LF		LF		LF		LF		LF	
191 02630	21.00 LF	$819.00	7.00 LF	$273.00	14.00 LF	$546.00	LF		LF		LF		LF		LF	
192 02630	40.00 LF	$4,520.00	40.00 LF	$4,520.00	LF		LF		LF		LF		LF		LF	
193 02630	1.00 EACH	$805.00	1.00 EACH	$805.00	EACH		EACH		EACH		EACH		EACH		EACH	
194 02630	1.00 EACH	$900.00	1.00 EACH	$900.00	EACH		EACH		EACH		EACH		EACH		EACH	
195 02630	2.00 EACH	$3,600.00	2.00 EACH	$3,600.00	EACH		EACH		EACH		EACH		EACH		EACH	
196 02630	6.00 EACH	$3,372.00	4.00 EACH	$2,248.00	2.00 EACH	$1,124.00	EACH		EACH		EACH		EACH		EACH	
197 02705	10.00 EACH	$3,000.00	6.67 EACH	$2,000.00	3.33 EACH	$1,000.00	EACH		EACH		EACH		EACH		EACH	
198 02377	194.50 CY	$19,450.00	141.17 CY	$14,116.67	53.33 CY	$5,333.33	CY		CY		CY		CY		CY	
199 02370	12,518.00 LF	$22,532.40	5,482.33 LF	$9,868.20	7,035.67 LF	$12,664.20	LF		LF		LF		LF		LF	
200 02370	572.00 LF	$1,573.00	75.00 LF	$206.25	497.00 LF	$1,366.75	LF		LF		LF		LF		LF	
201 02370	60.00 LF	$780.00	20.00 LF	$260.00	40.00 LF	$520.00	LF		LF		LF		LF		LF	
202 02370	6.00 EACH	$1,230.00	4.00 EACH	$820.00	2.00 EACH	$410.00	EACH		EACH		EACH		EACH		EACH	
203 02370	3.00 EACH	$3,300.00	1.50 EACH	$1,650.00	1.50 EACH	$1,650.00	EACH		EACH		EACH		EACH		EACH	
204 02370	2,080.00 SF	$18,720.00	693.33 SF	$6,240.00	1,386.67 SF	$12,480.00	SF		1,229.00 SF	$11,061.00	614.50 SF	$5,530.50	614.50 SF	$5,530.50	SF	
205 02920	7,779.00 SY	$9,723.75	1,813.00 SY	$2,266.25	5,966.00 SY	$7,457.50	SY		SY		SY		SY		SY	
206 02920	7.04 ACRE	$3,874.53	1.27 ACRE	$699.31	5.77 ACRE	$3,175.22	ACRE		ACRE		ACRE		ACRE		ACRE	
207 02920	1.84 ACRE	$1,175.83	1.18 ACRE	$755.64	0.66 ACRE	$420.19	ACRE		ACRE		ACRE		ACRE		ACRE	
208 02920	1.30 ACRE	$2,307.50	0.90 ACRE	$1,597.50	0.40 ACRE	$710.00	ACRE		ACRE		ACRE		ACRE		ACRE	
209 02920	ACRE		ACRE		ACRE		ACRE		ACRE		ACRE		ACRE		ACRE	
210 02920	6,218.67 SY	$15,546.67	4,525.95 SY	$11,314.87	1,692.72 SY	$4,231.81	SY		SY		SY		SY		SY	
211 02310	3,763.30 TON	$51,745.37	1,843.87 TON	$25,353.17	1,919.43 TON	$26,392.21	TON		TON		TON		TON		TON	
212 02930	EACH		EACH		EACH		EACH		EACH		EACH		EACH		EACH	
213 02930	EACH		EACH		EACH		EACH		EACH		EACH		EACH		EACH	
214 02930	EACH		EACH		EACH		EACH		EACH		EACH		EACH		EACH	
215 02930	EACH		EACH		EACH		EACH		EACH		EACH		EACH		EACH	
216 02530	LF		LF		LF		LF		LF		LF		LF		LF	
217 02530	LF		LF		LF		LF		LF		LF		LF		LF	
218 02530	CY		CY		CY		CY		CY		CY		CY		CY	
219 02530	POUND		POUND		POUND		POUND		POUND		POUND		POUND		POUND	
220 02531	LF		LF		LF		LF		LF		LF		LF		LF	
221 02530	LF		LF		LF		LF		LF		LF		LF		LF	
222 02530	10,060.00 LF	$397,671.80	LF		10,060.00 LF	$397,671.80	LF		LF		LF		LF		LF	
223 02530	CY		CY		CY		CY		CY		CY		CY		CY	
224 02530	POUND		POUND		POUND		POUND		POUND		POUND		POUND		POUND	
225 02531	LF		LF		LF		LF		LF		LF		LF		LF	
226	1.00 EACH	$160,606.66	1.00 EACH	$160,606.66	EACH		EACH		EACH		EACH		EACH		EACH	
227	3,278.00 LF	$45,236.40	3,278.00 LF	$45,236.40	LF		LF		LF		LF		LF		LF	
228	1,313.00 LF	$10,018.19	1,313.00 LF	$10,018.19	LF		LF		LF		LF		LF		LF	
229	3,939.50 LF	$65,750.26	3,939.50 LF	$65,750.26	LF		LF		LF		LF		LF		LF	
230	12.00 EACH	$194.16	12.00 EACH	$194.16	EACH		EACH		EACH		EACH		EACH		EACH	
231	25.00 EACH	$2,271.00	25.00 EACH	$2,271.00	EACH		EACH		7.00 EACH	$635.88	1.00 EACH	$90.84	6.00 EACH	$545.04	EACH	
232	6.00 EACH	$156.78	6.00 EACH	$156.78	EACH		EACH		EACH		EACH		EACH		EACH	
233	CY		CY		CY		CY		CY		CY		CY		CY	
234	POUND		POUND		POUND		POUND		POUND		POUND		POUND		POUND	
235 2770	8,463.00 LF	$55,940.43	6,242.67 LF	$41,264.03	2,220.33 LF	$14,676.40	LF		LF		LF		LF		LF	
236 2770	8,463.00 LF	$43,499.82	8,463.00 LF	$43,499.82	LF		LF		LF		LF		LF		LF	
237 2740	TON		TON		TON		TON		TON		TON		TON		TON	
238 2740	SY		SY		SY		SY		SY		SY		SY		SY	
239 2740	LF		LF		LF		LF		LF		LF		LF		LF	
240 2770	LF		LF		LF		LF		LF		LF		LF		LF	
241	1.00 LS	$1,012.00	1.00 LS	$1,012.00	LS		LS		LS		LS		LS		LS	
242	1.00 LS	$1,480.00	1.00 LS	$1,480.00	LS		LS		LS		LS		LS		LS	
243	LF		LF		LF		LF		LF		LF		LF		LF	
244	EACH		EACH		EACH		EACH		EACH		EACH		EACH		EACH	
245	EACH		EACH		EACH		EACH		EACH		EACH		EACH		EACH	
246	LS		LS		LS		LS		LS		LS		LS		LS	
247	1.00 LS	$3,286.00	LS		1.00 LS	$3,286.00	LS		LS		LS		LS		LS	
248	1.00 LS	$1,750.00	LS		1.00 LS	$1,750.00	LS		LS		LS		LS		LS	
249	1.00 LS	$2,562.00	LS		1.00 LS	$2,562.00	LS		LS		LS		LS		LS	
250	1.00 LS	$47,276.55	LS		1.00 LS	$47,276.55	LS		LS		LS		LS		LS	

ITEM NO.	COMPLETED TO DATE ESTIMATED QUANTITY	COMPLETED TO DATE ESTIMATED AMOUNT	COMPLETED TO DATE - CITY ESTIMATED QUANTITY	COMPLETED TO DATE - CITY ESTIMATED AMOUNT	COMPLETED TO DATE - MCES ESTIMATED QUANTITY	COMPLETED TO DATE - MCES ESTIMATED AMOUNT	COMPLETED TO DATE - COUNTY ESTIMATED QUANTITY	COMPLETED TO DATE - COUNTY ESTIMATED AMOUNT
126 02510	LF		LF		LF		LF	
127 02510	LF		LF		LF		LF	
128 02530	1.00 EACH	$265.00	EACH		1.00 EACH	$265.00	EACH	
129 02535	3,732.00 POUND	$22,392.00	POUND		3,732.00 POUND	$22,392.00	POUND	
130 02705	1.00 EACH	$300.00	EACH		1.00 EACH	$300.00	EACH	
131 02705	6.00 EACH	$1,416.00	EACH		6.00 EACH	$1,416.00	EACH	
132 02510	20.00 LF	$820.00	LF		20.00 LF	$820.00	LF	
133 02510	2,299.00 LF	$62,073.00	2,299.00 LF	$62,073.00	LF		LF	
134 02510	849.00 LF	$31,413.00	849.00 LF	$31,413.00	LF		LF	
135 02510	3,331.50 LF	$146,586.00	3,331.50 LF	$146,586.00	LF		LF	
136 02510	1,412.50 LF	$105,937.50	1,412.50 LF	$105,937.50	LF		LF	
137 02510	1,313.00 LF	$98,475.00	1,313.00 LF	$98,475.00	LF		LF	
138 02510	3,939.50 LF	$590,925.00	3,939.50 LF	$590,925.00	LF		LF	
139 02445	288.00 LF	$93,888.00	288.00 LF	$93,888.00	LF		LF	
140 02445	430.00 LF	$187,910.00	430.00 LF	$187,910.00	LF		LF	
141 02445	1.00 EACH	$10,400.00	1.00 EACH	$10,400.00	EACH		EACH	
142 02445	2.00 EACH	$30,800.00	2.00 EACH	$30,800.00	EACH		EACH	
143 02510	174.00 LF	$2,610.00	174.00 LF	$2,610.00	LF		LF	
144 02510	406.00 LF	$6,090.00	406.00 LF	$6,090.00	LF		LF	
145 02510	105.00 LF	$2,310.00	105.00 LF	$2,310.00	LF		LF	
146 02510	119.00 LF	$2,142.00	119.00 LF	$2,142.00	LF		LF	
147 02510	179.50 LF	$3,949.00	179.50 LF	$3,949.00	LF		LF	
148 02510	80.00 LF	$1,760.00	80.00 LF	$1,760.00	LF		LF	
149 02510	18.00 EACH	$18,000.00	18.00 EACH	$18,000.00	EACH		EACH	
150 02510	27.00 EACH	$29,700.00	27.00 EACH	$29,700.00	EACH		EACH	
151 02510	10.00 EACH	$15,200.00	10.00 EACH	$15,200.00	EACH		EACH	
152 02510	2.00 EACH	$5,250.00	2.00 EACH	$5,250.00	EACH		EACH	
153 02510	12.00 EACH	$36,000.00	12.00 EACH	$36,000.00	EACH		EACH	
154 02510	8.00 EACH	$45,280.00	8.00 EACH	$45,280.00	EACH		EACH	
155 02510	21.00 EACH	$69,720.00	21.00 EACH	$69,720.00	EACH		EACH	
156 02510	19.50 LF	$9,750.00	19.50 LF	$9,750.00	LF		LF	
157 02510	19.50 LF	$1,462.50	19.50 LF	$1,462.50	LF		LF	
158 02705	29.00 EACH	$7,250.00	29.00 EACH	$7,250.00	EACH		EACH	
159 02510	24.00 EACH	$1,440.00	24.00 EACH	$1,440.00	EACH		EACH	
160 02510	19,330.00 POUND	$173,970.00	19,330.00 POUND	$173,970.00	POUND		POUND	
161 02510	257.00 SF	$950.90	257.00 SF	$950.90	SF		SF	
162 02510	117.00 LF	$4,797.00	117.00 LF	$4,797.00	LF		LF	
163 02320	1,534.60 TON	$6,138.40	1,534.60 TON	$6,138.40	TON		TON	
164 02330	7,000.00 CY	$44,450.00	4,323.33 CY	$27,453.17	2,676.67 CY	$16,996.83	CY	
165 02330	507.99 CY	$4,571.91	338.66 CY	$3,047.94	169.33 CY	$1,523.97	CY	
166 02330	TON		TON		TON		TON	
167 02335	24,118.00 SY	$16,882.60	13,954.33 SY	$9,768.03	10,163.67 SY	$7,114.57	SY	
168 02720	7,915.86 TON	$98,948.25	4,553.00 TON	$56,912.50	3,362.86 TON	$42,035.75	TON	
169 02720	214.32 TON	$3,429.12	169.49 TON	$2,711.84	44.83 TON	$717.28	TON	
170 02730	40.14 TON	$642.24	40.14 TON	$642.24	TON		TON	
171 02740	2,031.82 TON	$113,375.55	1,454.88 TON	$81,182.30	576.94 TON	$32,193.25	TON	
172 02740	552.52 TON	$30,941.12	TON		552.52 TON	$30,941.12	TON	
173 02740	16,559.30 SY	$112,603.24	11,687.23 SY	$79,473.19	4,872.07 SY	$33,130.05	SY	
174 02740	4,444.00 SY	$23,553.20	SY		4,444.00 SY	$23,553.20	SY	
175 02740	656.88 SY	$9,524.76	519.48 SY	$7,532.51	137.40 SY	$1,992.25	SY	
176 02740	2,385.80 SY	$16,700.60	2,385.80 SY	$16,700.60	SY		SY	
177 02740	SY		SY		SY		SY	
178 02740	SY		SY		SY		SY	
179 02740	LF		LF		LF		LF	
180 02770	2,438.50 SF	$12,680.20	2,130.00 SF	$11,076.00	308.50 SF	$1,604.20	SF	
181 02770	487.50 LF	$8,043.75	405.67 LF	$6,693.50	81.83 LF	$1,350.25	LF	
182 02770	LF		LF		LF		LF	
183 02770	97.50 LF	$2,925.00	65.00 LF	$1,950.00	32.50 LF	$975.00	LF	
184 02760	LF		LF		LF		LF	
185 02760	3,113.00 LF	$1,089.55	LF		3,113.00 LF	$1,089.55	LF	
186 02610	38.00 LF	$4,484.00	LF		38.00 LF	$4,484.00	LF	
187 02610	2.00 EACH	$13,050.00	EACH		2.00 EACH	$13,050.00	EACH	
188 02630	14.25 LF	$3,206.25	6.72 LF	$1,511.25	7.53 LF	$1,695.00	LF	
189 02630	11.84 LF	$6,630.40	11.84 LF	$6,630.40	LF		LF	
190 02630	88.00 LF	$2,992.00	48.67 LF	$1,654.67	39.33 LF	$1,337.33	LF	
191 02630	21.00 LF	$819.00	7.00 LF	$273.00	14.00 LF	$546.00	LF	
192 02630	40.00 LF	$4,520.00	40.00 LF	$4,520.00	LF		LF	
193 02630	1.00 EACH	$805.00	1.00 EACH	$805.00	EACH		EACH	
194 02630	1.00 EACH	$900.00	1.00 EACH	$900.00	EACH		EACH	
195 02630	2.00 EACH	$3,600.00	2.00 EACH	$3,600.00	EACH		EACH	
196 02630	6.00 EACH	$3,372.00	4.00 EACH	$2,248.00	2.00 EACH	$1,124.00	EACH	
197 02705	10.00 EACH	$3,000.00	6.67 EACH	$2,000.00	3.33 EACH	$1,000.00	EACH	
198 02377	194.50 CY	$19,450.00	141.17 CY	$14,116.67	53.33 CY	$5,333.33	CY	
199 02370	12,518.00 LF	$22,532.40	5,482.33 LF	$9,868.20	7,035.67 LF	$12,664.20	LF	
200 02370	572.00 LF	$1,573.00	75.00 LF	$206.25	497.00 LF	$1,366.75	LF	
201 02370	60.00 LF	$780.00	20.00 LF	$260.00	40.00 LF	$520.00	LF	
202 02370	6.00 EACH	$1,230.00	4.00 EACH	$820.00	2.00 EACH	$410.00	EACH	
203 02370	3.00 EACH	$3,300.00	1.50 EACH	$1,650.00	1.50 EACH	$1,650.00	EACH	
204 02370	3,309.00 SF	$29,781.00	1,307.83 SF	$11,770.50	2,001.17 SF	$18,010.50	SF	
205 02920	7,779.00 SY	$9,723.75	1,813.00 SY	$2,266.25	5,966.00 SY	$7,457.50	SY	
206 02920	7.04 ACRE	$3,874.53	1.27 ACRE	$699.31	5.77 ACRE	$3,175.22	ACRE	
207 02920	1.84 ACRE	$1,175.83	1.18 ACRE	$755.64	0.66 ACRE	$420.19	ACRE	
208 02920	1.30 ACRE	$2,307.50	0.90 ACRE	$1,597.50	0.40 ACRE	$710.00	ACRE	
209 02920	ACRE		ACRE		ACRE		ACRE	
210 02920	6,218.67 SY	$15,546.67	4,525.95 SY	$11,314.87	1,692.72 SY	$4,231.81	SY	
211 02310	3,763.30 TON	$51,745.37	1,843.87 TON	$25,353.17	1,919.43 TON	$26,392.21	TON	
212 02930	EACH		EACH		EACH		EACH	
213 02930	EACH		EACH		EACH		EACH	
214 02930	EACH		EACH		EACH		EACH	
215 02930	EACH		EACH		EACH		EACH	
216 02530	LF		LF		LF		LF	
217 02530	LF		LF		LF		LF	
218 02530	CY		CY		CY		CY	
219 02530	POUND		POUND		POUND		POUND	
220 02531	LF		LF		LF		LF	
221 02530	LF		LF		LF		LF	
222 02530	10,060.00 LF	$397,671.80	LF		10,060.00 LF	$397,671.80	LF	
223 02530	CY		CY		CY		CY	
224 02530	POUND		POUND		POUND		POUND	
225 02531	LF		LF		LF		LF	
226	1.00 EACH	$160,606.66	1.00 EACH	$160,606.66	EACH		EACH	
227	3,278.00 LF	$45,236.40	3,278.00 LF	$45,236.40	LF		LF	
228	1,313.00 LF	$10,018.19	1,313.00 LF	$10,018.19	LF		LF	
229	3,939.50 LF	$65,750.26	3,939.50 LF	$65,750.26	LF		LF	
230	12.00 EACH	$194.16	12.00 EACH	$194.16	EACH		EACH	
231	32.00 EACH	$2,906.88	26.00 EACH	$2,361.84	6.00 EACH	$545.04	EACH	
232	6.00 EACH	$156.78	6.00 EACH	$156.78	EACH		EACH	
233	CY		CY		CY		CY	
234	POUND		POUND		POUND		POUND	
235 2770	8,463.00 LF	$55,940.43	6,242.67 LF	$41,264.03	2,220.33 LF	$14,676.40	LF	
236 2770	8,463.00 LF	$43,499.82	8,463.00 LF	$43,499.82	LF		LF	
237 2740	TON		TON		TON		TON	
238 2740	SY		SY		SY		SY	
239 2740	LF		LF		LF		LF	
240 2770	LF		LF		LF		LF	
241	1.00 LS	$1,012.00	1.00 LS	$1,012.00	LS		LS	
242	1.00 LS	$1,480.00	1.00 LS	$1,480.00	LS		LS	
243	LF		LF		LF		LF	
244	EACH		EACH		EACH		EACH	
245	EACH		EACH		EACH		EACH	
246	LS		LS		LS		LS	
247	1.00 LS	$3,286.00	LS		1.00 LS	$3,286.00	LS	
248	1.00 LS	$1,750.00	LS		1.00 LS	$1,750.00	LS	
249	1.00 LS	$2,562.00	LS		1.00 LS	$2,562.00	LS	
250	1.00 LS	$47,276.55	LS		1.00 LS	$47,276.55	LS	

Partial Pay Estimate No.: ***21***

East Bethel Gravity Interceptor & Discharge & Utility Infrastructure Project

CITY OF EAST BETHEL, MN

PROJECT NO. C12.100028

METROPOLITAN COUNCIL ENVIRONMENTAL SERVICES Project No. 801602

WORK COMPLETED THROUGH APRIL 19, 2013

ITEM NO.	ITEM	UNIT PRICE	AS BID ESTIMATED QUANTITY	AS BID ESTIMATED AMOUNT	AS BID - CITY ESTIMATED QUANTITY	AS BID - CITY ESTIMATED AMOUNT	AS BID - MCES ESTIMATED QUANTITY	AS BID - MCES ESTIMATED AMOUNT	PREVIOUS ESTIMATE ESTIMATED QUANTITY	PREVIOUS ESTIMATE ESTIMATED AMOUNT	PREVIOUS ESTIMATE - CITY ESTIMATED QUANTITY	PREVIOUS ESTIMATE - CITY ESTIMATED AMOUNT	PREVIOUS ESTIMATE - MCES ESTIMATED QUANTITY	PREVIOUS ESTIMATE - MCES ESTIMATED AMOUNT	PREVIOUS ESTIMATE - COUNTY ESTIMATED QUANTITY	PREVIOUS ESTIMATE - COUNTY ESTIMATED AMOUNT
251	CO 6 - 42" Time & Materials Work	$117,723.21	1 LS	$117,723.21	LS		1.00 LS	$117,723.21	1.00 LS	$117,723.21	LS		1.00 LS	$117,723.21	LS	
252	CO 6 - Extra Soil Handling Claim	$30,166.00	1 LS	$30,166.00	LS		1.00 LS	$30,166.00	1.00 LS	$30,166.00	LS		1.00 LS	$30,166.00	LS	
253	CO 6 - Extra Dewatering Claim for 187th Ave tunnel	$37,550.14	1 LS	$37,550.14	LS		1.00 LS	$37,550.14	1.00 LS	$37,550.14	LS		1.00 LS	$37,550.14	LS	
254	CO 6 - Additional Cost of Discharge Pipe Claim	$27,318.00	1 LS	$27,318.00	LS		1.00 LS	$27,318.00	1.00 LS	$27,318.00	LS		1.00 LS	$27,318.00	LS	
255	CO 6 - 221 - 12.75" Piling Driven	$39.02	-3584 LF	-$139,847.68	LF		-3,584.00 LF	-$139,847.68	LF		LF		LF		LF	
256	CO 6 - 223 - Piling Concrete	$496.92	-429 CY	-$213,178.68	CY		-429.00 CY	-$213,178.68	CY		CY		CY		CY	
257	CO 6 - 224 - Piling Steel	$1.00	-31585 LBS	-$31,585.00	LBS		-31,585.00 LBS	-$31,585.00	LBS		LBS		LBS		LBS	
258	CO 6 - 223 - Gravity Sewer Piling Concrete Delay Claim Added Cost	$15.03	-429 CY	-$6,447.87	-429.00 CY	-$6,447.87			CY		CY		CY		CY	
259	CO 6 - 224 - Gravity Sewer Piling Steel Delay Claim Added Cost	$0.20	-31585 LBS	-$6,317.00	-31,585.00 LBS	-$6,317.00			LBS		LBS		LBS		LBS	
260	EXTRA WORK - Relocate Jersey Barriers at Theater Parking Lot	$3,048.00	1 LS	$3,048.00	LS		1.00 LS	$3,048.00	1.00 LS	$3,048.00	LS		1.00 LS	$3,048.00	LS	
261	EXTRA WORK - Repair Snow Plow Damaged Concrete Curb	$3,432.00	1 LS	$3,432.00	1.00 LS	$3,432.00			1.00 LS	$3,432.00	1.00 LS	$3,432.00			LS	
262	EXTRA WORK - 187th Lane Low Point Leveling Course	$7.00	153.75 SY	$1,076.25	153.75 SY	$1,076.25			SY		153.75 SY	$1,076.25	153.75 SY	$1,076.25	SY	
263	CO 4 - 32 - 48" Diameter MH	$371.25	22.76 LF	$8,449.65	22.76 LF	$8,449.65			LF		LF		LF		LF	
264	CO 4 - 42 - 8" Outside Drop	$220.00	6.9 LF	$1,518.00	6.90 LF	$1,518.00			LF		LF		LF		LF	
265	CO 4 - 50 - 12" PVC SDR 26 Sewer Pipe	$58.00	72 LF	$4,176.00	72.00 LF	$4,176.00			LF		LF		LF		LF	
266	CO 4 - 87 - Dewatering	$65.00	72 LF	$4,680.00	72.00 LF	$4,680.00			LF		LF		LF		LF	
267	CO 5 - Completion Date Extension		1 LS		0.50 LS		0.50 LS		LS		LS		LS		LS	
268	CO 7 - Muck Excavation and Backfill	$3,268,590.00	1 LS	$3,268,590.00	LS		0.44 LS	$1,443,822.00	0.95 LS	$3,105,160.50	LS		0.42 LS	$1,371,630.90	0.53 LS	$1,733,529.60
269	CO 7 - 16" Discharge Pipe in Casing (Open Cut)	$254.37	95 LF	$24,165.15	LF		95.00 LF	$24,165.15	72.00 LF	$18,314.64	LF		72.00 LF	$18,314.64	LF	
270	CO 7 - 12" Sanitary Sewer in Casing (Open Cut)	$173.93	95 LF	$16,523.35	95.00 LF	$16,523.35		LF	72.00 LF	$12,522.96	72.00 LF	$12,522.96		LF	LF	
271	CO 7 - 16" Watermain in Casing (Open Cut)	$256.62	95 LF	$24,378.90	95.00 LF	$24,378.90		LF	72.00 LF	$18,476.64	72.00 LF	$18,476.64		LF	LF	
272	CO 7 - Remove and Lower Watermain	$8.75	350 LF	$3,062.50	LF		350.00 LF	$3,062.50	LF		LF			LF	LF	
273	CO 7 - Modify MH 119	$2,248.00	1 EACH	$2,248.00	EACH		1.00 EACH	$2,248.00	1.00 EACH	$2,248.00	EACH		1.00 EACH	$2,248.00	EACH	
274	CO 7 - 221 - 12 3/4" Pile Driven	$39.02	-6276 LF	-$244,889.52	LF		-6,276.00 LF	-$244,889.52	LF		LF			LF	LF	
275	CO 7 - 224 - Piling Steel	$1.20	-118670 LBS	-$142,404.00	-98,891.67 LBS	-$118,670.00	-19,778.33 LBS	-$23,734.00	LBS		LBS			LBS	LBS	
276	CO 7 - 223 - Piling Concrete	$511.95	-756 CY	-$387,034.20	-733.81 CY	-$375,671.52	-22.19 CY	-$11,362.68	CY		CY			CY	CY	
277	CO 7 - 225 - Test Pile	$132.60	-200 LF	-$26,520.00	LF		-200.00 LF	-$26,520.00	LF		LF			LF	LF	
278	CO 7 - 12" Sanitary Sewer Carrier Pipe in Boring	$218.00	-95 LF	-$20,710.00	-95.00 LF	-$20,710.00		LF	LF		LF			LF	LF	
279	CO 7 - Setup Boring Pit (12" Sanitary Boring)	$14,350.00	-1 EACH	-$14,350.00	-1.00 EACH	-$14,350.00		EACH	EACH		EACH			EACH	EACH	
280	CO 7 - 16" Discharge Carrier Pipe Boring	$328.00	-95 LF	-$31,160.00	LF		-95.00 LF	-$31,160.00	LF		LF			LF	LF	
281	CO 7 - Setup Boring Pit (16" Discharge Boring)	$16,850.00	-1 EACH	-$16,850.00	EACH		-1.00 EACH	-$16,850.00	EACH		EACH			EACH	EACH	
282	CO 7 - 16" Watermain Carrier Pipe Boring	$326.00	-92 LF	-$29,992.00	-92.00 LF	-$29,992.00		LF	LF		LF			LF	LF	
283	CO 7 - Setup Boring Pit (16" Watermain Boring)	$10,400.00	-1 EACH	-$10,400.00	-1.00 EACH	-$10,400.00		EACH	EACH		EACH			EACH	EACH	
284	CO 9 - Clear & Grub	$68.00	13 EACH	$884.00	EACH			EACH	13.00 EACH	$884.00	EACH			EACH	EACH	13.00 EACH
285	CO 9 - Remove 15" CMP Culvert	$8.54	32 LF	$273.28	LF			LF	32.00 LF	$273.28	LF			LF	LF	32.00 LF
286	CO 9 - Remove 30" RCP Culvert	$10.68	116 LF	$1,238.88	LF			LF	116.00 LF	$1,238.88	LF			LF	LF	116.00 LF
287	CO 9 - Remove Bituminous Pavement	$8.86	10669 SY	$94,527.34	SY			SY	10,135.00 SY	$89,796.10	SY			SY	SY	10,135.00 SY
288	CO 9 - Remove Conduit	$1,407.77	1 EACH	$1,407.77	EACH			EACH	1.00 EACH	$1,407.77	EACH			EACH	EACH	1.00 EACH
289	CO 9 - Haul Salvaged Material	$400.00	1 LS	$400.00	LS			LS	LS		LS			LS	LS	
290	CO 9 - Common Excavation	$6.35	4515 CY	$28,670.25	CY			CY	4,515.00 CY	$28,670.25	CY			CY	CY	4,515.00 CY
291	CO 9 - Traffic Control	$29,134.00	1 LS	$29,134.00	LS			LS	0.95 LS	$27,677.30	LS			LS	LS	0.95 LS
292	CO 9 - 15" CS Pipe Culvert	$25.37	32 LF	$811.84	LF			LF	LF		LF			LF	LF	LF
293	CO 9 - 30" RC Pipe Culvert	$57.05	116 LF	$6,617.80	LF			LF	LF		LF			LF	LF	LF
294	CO 9 - 15" CS Pipe Apron	$167.96	2 EACH	$335.92	EACH			EACH	EACH		EACH			EACH	EACH	EACH
295	CO 9 - 30" RC Pipe Apron	$921.47	2 EACH	$1,842.94	EACH			EACH	EACH		EACH			EACH	EACH	EACH
296	CO 9 - Silt Fence Machine Sliced	$1.80	2500 LF	$4,500.00	LF			LF	LF		LF			LF	LF	LF
297	CO 9 - Culvert Protection	$2.00	54 SY	$108.00	SY			SY	SY		SY			SY	SY	SY
298	CO 9 - BioRoll Ditch Check	$2.75	12 LF	$33.00	LF			LF	LF		LF			LF	LF	LF
299	CO 9 - Wetland Seed - Seed Mix 325	$1,775.00	5 ACRE	$8,875.00	ACRE			ACRE	ACRE		ACRE			ACRE	ACRE	ACRE
300	CO 9 - Rock Construction Entrance	$1,100.00	2 EACH	$2,200.00	EACH			EACH	EACH		EACH			EACH	EACH	EACH
301	CO 9 - Rapid Stabilization Method 3	$360.00	31.2 MGAL	$11,232.00	MGAL			MGAL	MGAL		MGAL			MGAL	MGAL	MGAL
302	CO 10 - Municipal Builders, Inc. Final Invoice	$10,826.04	1 LS	$10,826.04	LS		1.00 LS	$10,826.04	1.00 LS	$10,826.04	LS		1.00 LS	$10,826.04	LS	
303	CO 8 - Viking Turning Lane	$54,245.25	1 LS	$54,245.25	1.00 LS	$54,245.25		LS	LS		LS			LS	LS	
304	CO 10 - Delete Change Order 8	-$54,245.25	1 LS	-$54,245.25	LS			LS	LS		LS			LS	LS	
305																
	TOTAL AMOUNT:			$14,558,543.48		$4,450,488.49		$8,144,440.20		$13,357,613.80		$4,365,989.16		$7,108,147.47		##########

ITEM NO.	ITEM	CURRENT ESTIMATE ESTIMATED QUANTITY	CURRENT ESTIMATE ESTIMATED AMOUNT	CURRENT ESTIMATE - CITY ESTIMATED QUANTITY	CURRENT ESTIMATE - CITY ESTIMATED AMOUNT	CURRENT ESTIMATE - MCES ESTIMATED QUANTITY	CURRENT ESTIMATE - MCES ESTIMATED AMOUNT	CURRENT ESTIMATE - COUNTY ESTIMATED QUANTITY	CURRENT ESTIMATE - COUNTY ESTIMATED AMOUNT	COMPLETED TO DATE ESTIMATED QUANTITY	COMPLETED TO DATE ESTIMATED AMOUNT	COMPLETED TO DATE - CITY ESTIMATED QUANTITY	COMPLETED TO DATE - CITY ESTIMATED AMOUNT	COMPLETED TO DATE - MCES ESTIMATED QUANTITY	COMPLETED TO DATE - MCES ESTIMATED AMOUNT	COMPLETED TO DATE - COUNTY ESTIMATED QUANTITY	COMPLETED TO DATE - COUNTY ESTIMATED AMOUNT
251	CO 6 - 42" Time & Materials Work	LS		LS		LS		LS		1.00 LS	$117,723.21	LS		1.00 LS	$117,723.21	LS	
252	CO 6 - Extra Soil Handling Claim	LS		LS		LS		LS		1.00 LS	$30,166.00	LS		1.00 LS	$30,166.00	LS	
253	CO 6 - Extra Dewatering Claim for 187th Ave tunnel	LS		LS		LS		LS		1.00 LS	$37,550.14	LS		1.00 LS	$37,550.14	LS	
254	CO 6 - Additional Cost of Discharge Pipe Claim	LS		LS		LS		LS		1.00 LS	$27,318.00	LS		1.00 LS	$27,318.00	LS	
255	CO 6 - 221 - 12.75" Piling Driven	LF		LF		LF		LF		LF		LF		LF		LF	
256	CO 6 - 223 - Piling Concrete	CY		CY		CY		CY		CY		CY		CY		CY	
257	CO 6 - 224 - Piling Steel	LBS		LBS		LBS		LBS		LBS		LBS		LBS		LBS	
258	CO 6 - 223 - Gravity Sewer Piling Concrete Delay Claim Added Cost	CY		CY		CY		CY		CY		CY		CY		CY	
259	CO 6 - 224 - Gravity Sewer Piling Steel Delay Claim Added Cost	LBS		LBS		LBS		LBS		LBS		LBS		LBS		LBS	
260	EXTRA WORK - Relocate Jersey Barriers at Theater Parking Lot	LS		LS		LS		LS		1.00 LS	$3,048.00	LS		1.00 LS	$3,048.00	LS	
261	EXTRA WORK - Repair Snow Plow Damaged Concrete Curb	LS		LS		LS		LS		1.00 LS	$3,432.00	1.00 LS	$3,432.00			LS	
262	EXTRA WORK - 187th Lane Low Point Leveling Course	SY		SY		SY		SY		153.75 SY	$1,076.25	153.75 SY	$1,076.25			SY	
263	CO 4 - 32 - 48" Diameter MH	LF		LF		LF		LF		LF		LF				LF	
264	CO 4 - 42 - 8" Outside Drop	LF		LF		LF		LF		LF		LF				LF	
265	CO 4 - 50 - 12" PVC SDR 26 Sewer Pipe	LF		LF		LF		LF		LF		LF				LF	
266	CO 4 - 87 - Dewatering	LF		LF		LF		LF		LF		LF				LF	
267	CO 5 - Completion Date Extension	LS		LS		LS		LS		LS		LS				LS	
268	CO 7 - Muck Excavation and Backfill	0.03 LS	$98,057.70	LS	0.01	LS	$43,314.66	0.02 LS	$54,743.04	0.98 LS	$3,203,218.20	LS		0.43 LS	$1,414,945.56	0.55 LS	$1,788,272.64
269	CO 7 - 16" Discharge Pipe in Casing (Open Cut)	LF		LF		LF		LF		72.00 LF	$18,314.64	LF		72.00 LF	$18,314.64	LF	
270	CO 7 - 12" Sanitary Sewer in Casing (Open Cut)	LF		LF		LF		LF		72.00 LF	$12,522.96	72.00 LF	$12,522.96	LF		LF	
271	CO 7 - 16" Watermain in Casing (Open Cut)	LF		LF		LF		LF		72.00 LF	$18,476.64	72.00 LF	$18,476.64	LF		LF	
272	CO 7 - Remove and Lower Watermain	150.00 LF	$1,312.50	LF	150.00	LF	$1,312.50	LF		150.00 LF	$1,312.50	LF		150.00 LF	$1,312.50	LF	
273	CO 7 - Modify MH 119	EACH		EACH		EACH		EACH		1.00 EACH	$2,248.00	EACH		1.00 EACH	$2,248.00	EACH	
274	CO 7 - 221 - 12 3/4" Pile Driven	LF		LF		LF		LF		LF		LF		LF		LF	
275	CO 7 - 224 - Piling Steel	LBS		LBS		LBS		LBS		LBS		LBS		LBS		LBS	
276	CO 7 - 223 - Piling Concrete	CY		CY		CY		CY		CY		CY		CY		CY	
277	CO 7 - 225 - Test Pile	LF		LF		LF		LF		LF		LF		LF		LF	
278	CO 7 - 12" Sanitary Sewer Carrier Pipe in Boring	LF		LF		LF		LF		LF		LF		LF		LF	
279	CO 7 - Setup Boring Pit (12" Sanitary Boring)	EACH		EACH		EACH		EACH		EACH		EACH		EACH		EACH	
280	CO 7 - 16" Discharge Carrier Pipe Boring	LF		LF		LF		LF		LF		LF		LF		LF	
281	CO 7 - Setup Boring Pit (16" Discharge Boring)	EACH		EACH		EACH		EACH		EACH		EACH		EACH		EACH	
282	CO 7 - 16" Watermain Carrier Pipe Boring	LF		LF		LF		LF		LF		LF		LF		LF	
283	CO 7 - Setup Boring Pit (16" Watermain Boring)	EACH		EACH		EACH		EACH		EACH		EACH		EACH		EACH	
284	CO 9 - Clear & Grub	EACH	$11,492.00	EACH		EACH		EACH		13.00 EACH	$884.00	EACH		EACH		13.00 EACH	$11,492.00
285	CO 9 - Remove 15" CMP Culvert	LF	$8,744.96	LF		LF		LF		32.00 LF	$273.28	LF		LF		32.00 LF	$8,744.96
286	CO 9 - Remove 30" RCP Culvert	LF	$143,710.08	LF		LF		LF		116.00 LF	$1,238.88	LF		LF		116.00 LF	$143,710.08
287	CO 9 - Remove Bituminous Pavement	534.00 SY	$4,731.24	SY		SY		534.00 SY	$4,731.24	10,669.00 SY	$94,527.34	SY		SY		10,669.00 SY	$1,008,512.190.46
288	CO 9 - Remove Conduit	EACH	$1,407.77	EACH		EACH		EACH		1.00 EACH	$1,407.77	EACH		EACH		1.00 EACH	$1,407.77
289	CO 9 - Haul Salvaged Material	LS		LS		LS		LS		LS		LS		LS		LS	
290	CO 9 - Common Excavation	CY	###########	CY		CY		CY		4,515.00 CY	$28,670.25	CY		CY		4,515.00 CY	$129,446,178.75
291	CO 9 - Traffic Control	0.03 LS	$874.02	LS		LS		0.03 LS	$874.02	0.98 LS	$28,551.32	LS		LS		0.98 LS	$28,551.32
292	CO 9 - 15" CS Pipe Culvert	32.00 LF	$811.84	LF		LF		32.00 LF	$811.84	32.00 LF	$811.84	LF		LF		32.00 LF	$25,978.88
293	CO 9 - 30" RC Pipe Culvert	112.00 LF	$6,389.60	LF		LF		112.00 LF	$6,389.60	112.00 LF	$6,389.60	LF		LF		112.00 LF	$741,193.60
294	CO 9 - 15" CS Pipe Apron	2.00 EACH	$335.92	EACH		EACH		2.00 EACH	$335.92	2.00 EACH	$335.92	EACH		EACH		2.00 EACH	$671.84
295	CO 9 - 30" RC Pipe Apron	2.00 EACH	$1,842.94	EACH		EACH		2.00 EACH	$1,842.94	2.00 EACH	$1,842.94	EACH		EACH		2.00 EACH	$3,685.88
296	CO 9 - Silt Fence Machine Sliced	LF		LF		LF		LF		LF		LF		LF		LF	
297	CO 9 - Culvert Protection	SY		SY		SY		SY		SY		SY		SY		SY	
298	CO 9 - BioRoll Ditch Check	LF		LF		LF		LF		LF		LF		LF		LF	
299	CO 9 - Wetland Seed - Seed Mix 325	ACRE		ACRE		ACRE		ACRE		ACRE		ACRE		ACRE		ACRE	
300	CO 9 - Rock Construction Entrance	EACH		EACH		EACH		EACH		EACH		EACH		EACH		EACH	
301	CO 9 - Rapid Stabilization Method 3	MGAL		MGAL		MGAL		MGAL		MGAL		MGAL		MGAL		MGAL	
302	CO 10 - Municipal Builders, Inc. Final Invoice	LS		LS		LS		LS		1.00 LS	$10,826.04	LS		1.00 LS	$10,826.04	LS	
303	CO 8 - Viking Turning Lane	LS		LS		LS		LS		LS		LS		LS		LS	
304	CO 10 - Delete Change Order 8	LS		LS		LS		LS		LS		LS		LS		LS	
305																	
	TOTAL AMOUNT:		$152,155.28		$12,072.11		$70,354.56		$69,728.60		**$13,509,769.08**		**$4,378,061.27**		**$7,178,502.03**		**$1,140,712,078.18**

STORED MATERIALS

East Bethel Gravity Interceptor & Discharge & Utility Infrastructure Project
CITY OF EAST BETHEL, MN
PROJECT NO. C12.100028
PAY ESTIMATE NO. 21

		MCES		CITY		MCES		CITY		CURRENT	MCES	CITY
	Invoice	TOTAL STORED MATERIALS		TOTAL STORED MATERIALS		MATERIALS USED IN PROJECT		MATERIALS USED IN PROJECT		STORED MATERIALS	STORED MATERIALS	STORED MATERIALS
SUMMARY OF STORED MATERIALS:	Unit Price	Quantity	Amount	Quantity	Amount	Quantity	Amount	Quantity	Amount	ON HAND	ON HAND	ON HAND
PAYMENT FOR APPROVED MATERIALS STORED ON SITE:												
8" PVC SEWER PIPE SDR 35	$ 2.84		$ -	1232 LF	$ 3,498.88		$ -	1232 LF	$ 3,498.88	$ -	$ -	$ -
8" PVC SEWER PIPE SDR 26	$ 3.79		$ -	2940 LF	$ 11,142.60		$ -	2940 LF	$ 11,142.60	$ -	$ -	$ -
12" PVC SEWER PIPE SDR 26	$ 8.74		$ -	672 LF	$ 5,873.28		$ -	672 LF	$ 5,873.28	$ -	$ -	$ -
15" PVC SEWER PIPE SDR 26	$ 12.92		$ -	168 LF	$ 2,170.56		$ -	168 LF	$ 2,170.56	$ -	$ -	$ -
15" PVC SEWER PIPE SDR 35	$ 9.53		$ -	1428 LF	$ 13,608.84		$ -	1428 LF	$ 13,608.84	$ -	$ -	$ -
24" PVC SEWER PIPE SDR 26	$ 34.77	3500 LF	$ 121,695.00	322 LF	$ 11,195.94	3471 LF	$ 120,686.67	322 LF	$ 11,195.94	$ 1,008.33	$ 1,008.33	$ -
24" PVC SEWER PIPE PS46	$ 25.22	560 LF	$ 14,123.20		$ -	560 LF	$ 14,123.20		$ -	$ -	$ -	$ -
6" PVC SEWER PIPE SDR 26	$ 2.42		$ -	854 LF	$ 2,066.68		$ -	854 LF	$ 2,066.68	$ -	$ -	$ -
60" SN72/PN25 GRAVITY SEWER PIPE WFWC	$ 255.00	1187.65 LF	$ 302,850.75		$ -	1187.65 LF	$ 302,850.75		$ -	$ -	$ -	$ -
24" PVC C905 DR 21 WM	$ 49.02		$ -	1780 LF	$ 87,255.60		$ -	1780 LF	$ 87,255.60	$ -	$ -	$ -
12" PVC C900 DR 18 WM	$ 13.17		$ -	820 LF	$ 10,799.40		$ -	820 LF	$ 10,799.40	$ -	$ -	$ -
8" PVC C900 DR 25 WM	$ 4.45		$ -	2400 LF	$ 10,680.00		$ -	2400 LF	$ 10,680.00	$ -	$ -	$ -
16" PVC C905 PIPE DR 21 WM	$ 19.61		$ -	4220 LF	$ 82,754.20		$ -	3691.5 LF	$ 72,390.32	$ 10,363.89	$ -	$ 10,363.89
4" GATE VALVE	$ 411.05		$ -	17 EA	$ 6,987.85		$ -	17 EA	$ 6,987.85	$ -	$ -	$ -
6" GATE VALVE	$ 524.88		$ -	23 EA	$ 12,072.24		$ -	23 EA	$ 12,072.24	$ -	$ -	$ -
8" GATE VALVE	$ 835.46		$ -	10 EA	$ 8,354.60		$ -	10 EA	$ 8,354.60	$ -	$ -	$ -
HYDRANT	$ 2,544.46		$ -	23 EA	$ 58,522.58		$ -	23 EA	$ 58,522.58	$ -	$ -	$ -
16" PVC C905 DR 14 DISCHARGE PIPING	$ 44.46	4060 LF	$ 180,507.60		$ -	3716.5 LF	$ 165,235.59		$ -	$ 15,272.01	$ 15,272.01	$ -
42" / 72 SN 25 PN GRAVITY SEWER PIPE WFWC	$ 113.00	2123.2 LF	$ 239,921.60		$ -	2123.2 LF	$ 239,921.60		$ -	$ -	$ -	$ -
48" / 72 SN 25 PN GRAVITY SEWER PIPE WFWC	$ 136.00	20.15 LF	$ 2,740.40		$ -	20.15 LF	$ 2,740.40		$ -	$ -	$ -	$ -
42" / 100 SN 25 PN GRAVITY SEWER PIPE WFWC	$ 125.00	481.8 LF	$ 60,225.00		$ -	481.8 LF	$ 60,225.00		$ -	$ -	$ -	$ -
42" / 46 SN 25 PN GRAVITY SEWER PIPE WFWC	$ 100.00	882.7 LF	$ 88,270.00		$ -	882.7 LF	$ 88,270.00		$ -	$ -	$ -	$ -
36" / 72 SN 25 PN GRAVITY SEWER PIPE WFWC	$ 96.00		$ -	400.5 LF	$ 38,448.00		$ -	400.5 LF	$ 38,448.00	$ -	$ -	$ -
21.6" OD HDPE DR 7 DIPS DISCHARGE PIPING	$ 84.97	3350 LF	$ 284,649.50		$ -	3278 LF	$ 278,531.66		$ -	$ 6,117.84	$ 6,117.84	$ -
19.5" OD HDPE DR 11 DIPS WATERMAIN	$ 46.75		$ -	1350 LF	$ 63,112.50		$ -	1313 LF	$ 61,382.75	$ 1,729.75	$ -	$ 1,729.75
32" OD HDPE DR 11 DIPS WATERMAIN	$ 128.29		$ -	4050 LF	$ 519,574.50		$ -	3939.5 LF	$ 505,398.46	$ 14,176.05	$ -	$ 14,176.05
			$ -		$ -		$ -		$ -	$ -	$ -	$ -
	TOTAL:		**$ 1,294,983.05**		**$ 948,118.25**		**$ 1,272,584.87**		**$ 921,848.57**	**$ 48,667.86**	**$ 22,398.18**	**$ 26,269.68**
					$ 2,243,101.30				**$ 2,194,433.44**			**$ 48,667.86**

CITY BOND SPLIT CALCULATIONS

SECTION	SUBTOTALS	SEWER	WATER	DESCRIPTION	CHECK TOTALS
MOBILIZATION	$207,222.62	$93,153.62	$114,068.99	Apportioned	
REMOVALS	$84,886.61	$38,159.42	$46,727.19	Apportioned	
DISCHARGE PIPING	$0.00	$0.00	$0.00	Apportioned	
STREET & STORM SEWER	$349,541.20	$157,130.68	$192,410.53	Apportioned	
EROSION CONTROL & RESTORATION	$66,561.68	$29,921.74	$36,639.94	Apportioned	
OPTION 1 PILING	$0.00	$0.00	$0.00	Apportioned	
OPTION 2 PILING	$0.00	$0.00	$0.00	Apportioned	
CHANGE ORDERS	$407,087.98	$203,543.99	$203,543.99	50%	
STORED MATERIALS	$ 26,269.68	$ -	$ 26,269.68	By Type	
	$ -				
SANITARY SEWER	$1,466,722.27	$1,466,722.27			
WATERMAIN	$1,796,038.90		$1,796,038.90		$26,269.68
					$4,378,061.27
TOTALS		**$1,988,631.73**	**$2,415,699.22**		**$4,404,330.95**
Total - Retainage		$1,889,200.14	$2,294,914.26		$4,184,114.40
PREVIOUS ESTIMATE 1		$69,994.94	$50,473.59		$120,468.53
PREVIOUS ESTIMATE 2		$286,687.28	$276,737.92		$563,425.20
PREVIOUS ESTIMATE 3		$44,077.24	$84,713.16		$128,790.40
PREVIOUS ESTIMATE 4		$191,282.62	$235,041.58		$426,324.20
PREVIOUS ESTIMATE 5		$313,878.85	$148,606.65		$462,485.49
PREVIOUS ESTIMATE 6		$181,701.39	$102,733.31		$284,434.70
PREVIOUS ESTIMATE 7		$66,939.64	$49,857.34		$116,796.99
PREVIOUS ESTIMATE 8		$305,900.74	$0.00		$305,900.74
PREVIOUS ESTIMATE 9		$1,385.27	$10,042.23		$11,427.50
PREVIOUS ESTIMATE 10		$52,826.63	$136,304.28		$189,130.91
PREVIOUS ESTIMATE 11		$68,744.47	$671,388.44		$740,132.90
PREVIOUS ESTIMATE 12		$210,686.86	$170,005.16		$380,692.02
PREVIOUS ESTIMATE 13		$1,113.60	$99,315.77		$100,429.38
PREVIOUS ESTIMATE 14		$21,933.72	$54,886.92		$76,820.64
PREVIOUS ESTIMATE 15		$49,773.93	$59,307.56		$109,081.49
PREVIOUS ESTIMATE 16		$630.94	$654.24		$1,285.18
PREVIOUS ESTIMATE 17		$0.00	$0.00		$0.00
PREVIOUS ESTIMATE 18		$5,042.56	$5,228.74		$10,271.30
PREVIOUS ESTIMATE 19		$181.31	$188.00		$369.31
PREVIOUS ESTIMATE 20		$11,839.89	$132,539.13		$144,379.01
THIS ESTIMATE		**$4,578.28**	**$6,890.23**		**$11,468.51**
		Sewer Total	Water Total		Check Total

BOLTON & MENK, INC.
Consulting Engineers & Surveyors
2638 Shadow Lane, Suite 200 • Chaska, MN 55318-1172
Phone (952) 448-8838 • Fax (952) 448-8805
www.bolton-menk.com

April 23, 2013

City of East Bethel
Attn: Mr. Jack Davis
2241 221st Avenue NE
East Bethel, MN 55011

RE: Phase I, Project 1 Utility Improvements
& East Bethel Gravity Interceptor & Discharge

Honorable Mayor and City Council Members:

Enclosed is Pay Estimate No. 21 from S.R. Weidema for work completed on the above referenced project from March 21, 2013 through April 20, 2013.

The work associated with this estimate includes Viking Boulevard muck excavation and backfill, traffic control, and items associated with sanitary sewer, forcemain and watermain construction and testing, restoration items, as well as field office, mobilization, and traffic control items associated with the utility project.

As of this estimate, the muck excavation and backfill on Viking is approximately 98% complete.

The City costs associated with this estimate include quantities paid for watermain and city sewer items, field office, mobilization, and traffic control items that are part of the original utility project. None of the costs associated with the Viking reconstruction work are included in the City apportionment.

We have reviewed the estimate, verified the quantities and recommend payment in the amount of $144,547.51 to S.R. Weidema.

The total amount due above is apportioned as follows:

MCES:	$ 66,836.84
County:	$ 66,242.17
City:	
Sewer:	$ 4,578.28
Water:	$ 6,890.23
City Total:	$ 11,468.51
Total Due:	***$ 144,547.51***

Respectfully Submitted,

John K. Swanson
BOLTON & MENK, INC.

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April 22, 2013

To: Mayor Lawrence & City Council Members
Jack Davis, City Administrator

From: Rita Pierce
Fiscal & Support Services Director

Please accept this as notice of my resignation from employment for the City of East Bethel, as I am retiring from public service. My last working day will be July 1, 2013.

I wish to thank you and would like to express my appreciation to the citizens of East Bethel, the City Council, Jack and my fellow employees for opportunity that has been provided to me during the years that I have been employed at the City.

City of East Bethel City Council Agenda Information

* *

Date:
May 1, 2013
* *

Agenda Item Number:

* *

Agenda Item:
Economic Development Authority By-Laws
* *

Sponsor: Community Development Director
****

Requested Action:
Final Approval
* *

Background Information:
At the regular Council meeting on March 6, 2013 a discussion took place regarding the EDA by-laws and changes including the change in meeting date and deletion of Sections 3.5 Adoption of Resolutions: 4.2 Treasurer's Bond; 4.3 Checks; 4.7 Employees; 4.8 Services; 4.9 Supplies, Purchasing, Facilities, and Services; and 4.10 Execution of Contracts. These relate to the authority to write checks, issue contracts, etc., when the Council has never given authority to the Authority those powers. This would eliminate the powers of the EDA and place the control solely with City Council which it does now, but it would eliminate any confusion by deleting these from the by-laws. This was sent to the City Attorney's office and reviewed and they said it was consistent.

Those changes have been incorporated and are included in the Final Version of the EDA By-laws attached.

* *

Fiscal Impact:
None
* *

Recommendation(s):
Final approval needed
* *

City Council Action

Motion by:________________ Second by:________________

____

____

Vote Yes:_____ Vote No:_____

No Action Required:__X___

BY-LAWS OF THE
EAST BETHEL ECONOMIC DEVELOPMENT AUTHORITY
Dated: February 26, 2013

1. The Authority

Section 1.1 Name of the Authority. The name of the Authority shall be the East Bethel Economic Development Authority (hereinafter, the "Authority"), and its governing body shall be called the Board of Commissioners (hereinafter, the "Board").

Section 1.2 Office. The principal office of the Authority shall be the East Bethel City Hall.

Section 1.3 Seal. The Authority shall have an official seal.

Section 1.4 Purpose. The purpose of the East Bethel Economic Development Authority is to coordinate and administer economic development and redevelopment plans and programs within the scope of MN Statutes 469.090 et. seq. for the City of East Bethel.

2. Organization

Section 2.1a Officers. The officers of the Authority shall consist of a President, Vice President, a Secretary, a Treasurer, and an Assistant Treasurer. The President, Vice President and Treasurer shall be members of the Board and shall be elected annually, and no Commissioner may serve as President and Vice President at the same time.

Section 2.1b Ad hoc (non-voting) Members. Ad-hoc members from the East Bethel business and residential communities may be appointed to the Board by the City Council in a special capacity from time to time.

Section 2.1c Members. The Board shall consist of seven (7) voting members to include two (2) City Council and five (5) members from the business and residential communities.

Section 2.2 President. The President shall preside at all Board meetings, and be appointed by the Board.

Section 2.3 Vice President. The Vice President shall preside at any Board meeting and exercise all powers and perform all responsibilities of the President in the absence of the President, and shall be appointed by the Board.

Section 2.4 Treasurer. The Treasurer shall be the Executive Director of the Board. The Treasurer shall receive and be responsible for Authority money, shall disburse Authority money by check only, keep an account of all Authority receipts and disbursements and the nature and purpose relating thereto. Shall file the Authority's financial statements with its Secretary at least once a year as set by the Authority and be responsible for the acts of the Assistant Treasurer.

Section 2.5 Assistant Treasurer. The Assistant Treasurer shall have all the powers and duties of the Treasurer if the Treasurer is absent or disabled. The Assistant Treasurer shall be the Fiscal and Support Services Director of the City of East Bethel (the "City").

Section 2.6. Terms. Those commissioners appointed shall be appointed for terms of one, two, three, four, and five years respectively, and two members for six years. Thereafter, all commissioners shall be appointed for six-year terms.

Section 2.6 Secretary. The Secretary shall be appointed by the Board to keep minutes of regular meetings of the Board.

Section 2.7 Executive Director. The Executive Director shall be the City Administrator of the City and shall be appointed executive officer of the Authority and shall have such additional responsibilities as the Board may from time to time and by resolution prescribe. The City of East Bethel (or the Executive Director) shall maintain all records of the authority in accordance with applicable law and provide City Council with copies of those minutes.

3. Procedures of the Board of Commissioners

Section 3.1 Annual Meeting. The annual meeting of the Board shall be held the second regular City Council meeting date at 7:00 p.m. of the month of January in each year.

Section 3.2 Regular Meetings. The Board shall hold regular meetings the third Monday of each month and at such other time as the Board may determine and set.

Section 3.3 Special Meetings. Special meetings of the Board may be called by the President or, in the event of the President's absence or inability, by the Vice President at any time, upon three (3) days prior notice to all Commissioners and the Executive Director. The Executive Director shall post notice of any special meeting in the principal office of the Authority no less than three (3) days prior to such special meeting.

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Section 3.4 Quorum. A quorum of the seven (7)-member Board shall consist of four Commissioners. A quorum shall be required for the Authority to conduct business. A meeting may not be called to order and must be adjourned if, at any time, a quorum is not present for a meeting.

~~**Section 3.5** Adoption of Resolutions. Resolutions of the Board shall be adopted if approved by a simple majority.~~

Section 3.6 Rules of Order. The meeting of the Board shall be governed by the current Robert's Rules of Order.

4. Miscellaneous

Section 4.1 Fiscal Year. The fiscal year of the Authority shall be the calendar year.

~~**Section 4.2** Treasurer's Bond. The Treasurer shall give bond to the state conditioned for the faithful discharge of official duties. The bond must be approved as to form and surety by the Authority and filed with the Secretary and must be for twice the amount of money likely to be on hand at any one time as determined at least annually by the Authority, provided, however, that said bond must not exceed $300,000.~~

~~**Section 4.3** Checks. An Authority check must be signed by the President and the Executive Director. The check must state the name of the payee and the nature for which the check was issued.~~

Section 4.4 Report to City. The Authority shall make an annual report to the City Council of its activities and accomplishments.

Section 4.6 Budget to City. The Authority shall annually send its budget to the City Council which budget included a written estimate of the amount of money needed by the Authority from the City in order for the Authority to conduct business during the upcoming fiscal year.

Section 4.7 ~~Employees. The Authority may employ technical experts and agents and other employees as it may require and determine their duties, qualifications and compensation.~~

~~**Section 4.8** Services. The Authority may contract for the services of consultants, agents, public accountants, attorneys and others as needed to perform its duties and to exercise its powers.~~

~~**Section 4.9** Supplies, Purchasing, Facilities, and Services. The Authority may purchase the supplies and materials it needs. The Authority may use facilities of the City's Purchasing Department. The City may furnish offices, structures and space, stenographic, clerical, engineering and other assistance to the Authority.~~

~~**Section 4.10** Execution of Contracts. All contracts, notes and other written agreements or instruments to which the Authority is a part or signatory or by which the Authority may be bound shall be executed by the President and Executive Director as the Board may by resolution prescribe.~~

Section 4.11 Amendment of By-Laws. These By-Laws may be proposed to be amended by the Board by majority vote of all the Commissioners Amendments are to be effective only upon approval of the majority of City Council.

Section 4.12. Compensation. A commissioner, including the president, shall be paid for attending each regular or special meeting of the East Bethel Economic Development Authority in an amount to be determined by City Council.

Amended this 26th day of February 2013 by the Economic Development Authority of the City of East Bethel.

EAST BETHEL ECONOMIC DEVELOPMENT AUTHORITY

_____

Heidi Moegerle, President

ATTEST:

_____

Jack Davis, Executive Director

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City of East Bethel
City Council
Agenda Information

* *

Date:
May 1, 2013
* *

Agenda Item Number:
Item 7.0 A.2
* *

Agenda Item:
A RESOLUTION AUTHORIZING THE CITY OF EAST BETHEL ECONOMIC DEVELOPMENT AUTHORITY TO EXTEND LOANS TO QUALIFYING BUSINESSES AND PROPERTY OWNERS PURSUANT TO THE UTILITY INFRASTRUCTURE LOAN FUND PROGRAM
****

Sponsor: Community Development Director
* *

Requested Action:
Consideration of Approval of Resolution 2013-19
* *

Background Information:
At the regular Council meeting on April 17, 2013 the City Council approved a Utility Infrastructure Loan program.

This Resolution gives the EDA the authority to operate the Utility Infrastructure Loan Program under the approval of City Council. The Resolution was drafted by the City Attorney and the City Attorney has also reviewed all of the Loan policies and documentation.

* *

Fiscal Impact:
$281,400 Interfund Loan to be repaid to the HRA
* *

Recommendation(s):
Staff recommends Council approve Resolution 2013-19
* *

City Council Action

Motion by:________________ Second by:________________

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____

____

Vote Yes:_____ Vote No:_____

No Action Required:__X___

CITY OF EAST BETHEL
EAST BETHEL, MINNESOTA

RESOLUTION NO. 2013-19

A RESOLUTION AUTHORIZING THE CITY OF EAST BETHEL ECONOMIC DEVELOPMENT AUTHORITY TO EXTEND LOANS TO QUALIFYING BUSINESSES AND PROPERTY OWNERS PURSUANT TO THE UTILITY INFRASTRUCTURE LOAN FUND PROGRAM

WHEREAS, at its April 17, 2013 regular meeting, the City Council (the "Council") of the City of East Bethel, Minnesota (the "City"), reviewed, considered and approved a Utility Infrastructure Loan Fund Program (the "Loan Program") to be utilized to assist businesses and property owners with the costs associated with hooking up to the City's municipal sewer and water systems; and

WHEREAS, it is intended that the Loan Program will provide financial assistance to businesses and property owners located in the "Phase I, Project 1 Assessment Area," as referenced by Figure No. 6.1 in the Feasibility Study for the sewer and water systems, dated August 10, 2010, and further attached to and included with the Loan Program; and

WHEREAS, the financial assistance contemplated under the Loan Program consists of low-interest loans extended to qualifying applicants, the proceeds of which may be used to reimburse the applicant for (i) Sewer Access Charges (SAC), (ii) Water Access Charges (WAC), (iii) Metropolitan Council Access Charges (MCAC), and (iv) miscellaneous hook-up costs, such as private lateral line costs, water meter costs, private sewer abatement, and inspection fees; and

WHEREAS, the maximum amount of loan proceeds available for items (i) through (iii) above is the current SAC, WAC, and MCAC charges for the given property multiplied by the Equivalent Residential Units (ERU's) assigned to the given property; and

WHEREAS, the maximum amount of loan proceeds for item (iv) above is $5,000, bringing the maximum loan amount available under the current version of the Loan Program to $37,800; and

WHEREAS, loans extended under the Loan Program will carry a fixed interest rate per annum of four percent (4%) and a maximum five-year duration, with no penalty for prepayment; and

WHEREAS, it is proposed that the City of East Bethel Economic Development Authority (the "EDA") will administer the Loan Program and extend the loans to qualifying applicants, all pursuant to executed loan agreements between the parties and subject to Minnesota Statutes, Section 469.192, as amended; and

WHEREAS, funding for the low-interest loans under the Loan Program will be utilized from funds available from the City of East Bethel Housing and Redevelopment Authority (the "HRA"), which funds will be loaned to the EDA pursuant to an interfund loan; and

WHEREAS, it is projected that up to $281,400 will be loaned from the HRA to the EDA to fund the Loan Program (the "Interfund Loan"), which Interfund Loan will be repaid by the EDA as repayments as are collected under the activities of the Loan Program; and

WHEREAS, principal and interest on the interfund loan will be repaid by the EDA over a maximum period of five years from the initial advance under the interfund loan, at a fixed interest rate of four percent (4%) per annum, with interest to accrue from the date of each advance; and

WHEREAS, as specified by Minnesota Statutes, Section 469.092, Subdivision 1(1), the EDA may not exercise any powers not specifically granted to it under state law or under previous action of this Council.

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

1. EDA Authority. The City of East Bethel EDA is hereby authorized to carry out and administer the terms of the Loan Program, as described therein and in this Resolution. The EDA is further authorized and directed to enter into an interfund loan transaction with the HRA to receive available funds to commence and administer the Loan Program.

2. HRA Authority. The City of East Bethel HRA is authorized and directed to enter into an interfund loan transaction with the EDA to make funds available to the EDA to commence and administer the Loan Program.

3. Further Actions. City staff and consultants are authorized and directed to undertake all further actions and activities necessary to effectuate the intent of this Resolution.

Adopted this 1st day of May, 2013 by the City Council of the City of East Bethel.

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Richard Lawrence, Mayor

ATTEST:

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Jack Davis, City Administrator

City of East Bethel
City Council
Agenda Information

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Date:
May 1, 2013

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Agenda Item Number:
Item 7.0 B.1

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Agenda Item:
Planning Commission Meeting Minutes for March 26, 2013

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Requested Action:
Information Only

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Background Information:

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Fiscal Impact:
None

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Recommendation(s):
Information Only

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City Council Action

Motion by:________________ Second by:________________

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Vote Yes:_____ Vote No:_____

No Action Required:__X___

EAST BETHEL PLANNING COMMISSION MEETING
March 26, 2013

The East Bethel Planning Commission met on March 26, 2013 at 7:00 P.M for their regular meeting at City Hall.

MEMBERS PRESENT: Tanner Balfany, Randy Plaisance, Eldon Holmes, Lou Cornicelli, Brian Mundle, Jr., Lorraine Bonin, Glenn Terry

MEMBERS ABSENT:

ALSO PRESENT: Colleen Winter, Community Development Director
Tom Ronning, City Council Member

Call to Order & Adopt Agenda

Chairperson Balfany called the March 26, 2013 meeting to order at 7:00 P.M.

Switch number 4 and 5 around on the agenda.

Holmes motioned to adopt the March 26, 2013 agenda, with the amendment. Mundle seconded; all in favor, motion carries unanimously.

Discussion Regarding MIDS

Review MIDS project that was discussed at a Special Planning Commission Work Session on March 19, 2013

Background Information:
Utilizing the Community Assistance Package, we will be going over three specific issues:

What do we want to recommend be a part of a MIDS program?

1. Storm Sewer Plan: do we want a separate ordinance or include in one document?
2. Subdivision Ordinance: do we want to include MIDS as part of this?
3. Design Standards

Those are three specific areas Winter wants the Planning Commission to be thinking about.

The regular meeting will be on the 22nd, not on the 23rd.

No decisions tonight, just start thinking about. Are there any other items we should discuss?

Mundle would like it in one document, so if a developer does walk in, they get all information at one time. It is easier that way. If there are other places it could be put, he would rather see it referenced, this information can be found in one MIDS section in the Zoning Ordinance.

Holmes was going to say the same thing. Then you can just hand them the section and there will be less confusion. You can refer to it if you have another

problem. He doesn't see it being separate at all.

Bonin said they would need to be specified and it should be in one spot.

Winter said MIDS is related to impervious water runoff, storm sewer, and not sanitary sewer.

Holmes said the specification for one building, like the IDS, is one document. He would like to also talk about definitions later on. It makes sense to have it in one document.

Winter said Zoning is part of the Code of Ordinances, commonly referred to as the MUNICODE. It also falls in Platting and in a couple of other areas. MIDS will be contained within the Zoning Code. The Engineer will be at the next meeting and will provide some ideas on this item.

Approve February 26, 2013 Planning Commission Meeting Minutes

Mundle made a motion to approve the minutes from the February 26, 2013 meeting. Holmes seconded.

Mundle wanted a discussion about the minutes; we talked about changing the format. Did the City Council discuss that?

Ronning said two meetings ago the Council discussed it. There were four opinions to one; we are in a mess because of contentious issues. Many rely on the information in the minutes. So the detail is necessary. If you have to get a DVD and hunt for something somebody said it would take a long time. We had a four to one vote to reject summary versus verbatim minutes.

Balfany said he knows in going through packets, detail is good. In his mind simplicity could help clarify. Verbatim, you start to lose people's points on a topic. He sometimes just wants to know what the motion was.

Ronning questioned whose summary would it be? What is important? Who summarizes what someone said? He said most of the cities do summary minutes. He doesn't know but there doesn't seem to be any disagreement in the minutes he's read. If there is disagreement, you're going to want to know why. Cornicelli said isn't that why there are tapes. He isn't convinced that verbatim is always correct but you can always go back to the tapes. Ronning said the minutes are the official records.

Bonin said what is pertinent other than the actual motion is who voted which way. Ronning said Moegerle voted in favor; everyone else voted against. Bonin said the motion that is made is the legal thing, and if you want to know how each person voted, that is included. If you are going to summarize, you will want to have a record how people voted. Other than that she doesn't see what else you would need. Cornicelli said you would want conflict of interest and abstains. Terry said we are a clearinghouse for a lot of the questions that come up. City Council might want to look at what we discussed, how the discussion went, etc. Balfany said isn't that the Council liaison's role. That is the liaison's role to convey that information from the Council to the Commission. Ronning said he is

the newest guy on the block. For example, if Moegerle is the liaison for Roads, and something comes before Council, it would be her turn to inform the Council on the discussion. Ronning said what if the liaison doesn't agree with what was decided. Balfany said they should be acting in good faith. The summary minutes would provide that information. Bonin said the minutes would reflect both sides of the opinion. But since the Council thinks summary minutes aren't the route we are going, this discussion is mute. A number of commission members agreed that summary minutes are a good idea. Balfany said the summary minutes would provide information and a motion. Ronning said summary minutes are open for interpretation. If you disagree with it, the last meeting you had a comment that you would like to correct something. There was a reason for it. Terry said that happens a lot. He sees that summarizing could lead to more errors. Balfany and Bonin said summary could eliminate that. Bonin said it is a mute point. Ronning stated he doesn't know that there is potential for summary minutes here. The summary minutes are an overview of what is taking place. It goes to a secretary somewhere, who hasn't been at the meeting. Winter said that it would be the recording secretary that would be doing the summary.

Leon Mager – 19511 E Tri Oak Circle, Wyoming MN - The recordings are kind of meaningless. The recordings don't work because people don't use the podium. Balfany said we would keep that in mind.

Mundle: can you tell Davis to get a wireless microphone that we can hand out at the meetings. Winter said she would follow up with Jack on this issue.

Zoning Ordinance Changes

Make a recommendation to City Council to change and/or edit language in Zoning Ordinance

Background Information:
There are some changes, edits, additions and discussion that need to take place regarding some items contained in the Zoning Ordinance, as shown on Attachment 1 and specifically in the following areas:

Accessory Structures (Attachment 1, pp. 4**)**

1. We currently do not have any language in the Zoning Ordinance to state the size of Accessory Structures in R1.
2. We currently do not have any language in the Zoning Ordinance pertaining to Accessory Structures in R2.
3. In B1, B2, and B3, we do not address Accessory Structures other than with generic language.
4. In I (Light Industrial), a detached accessory structure is under Conditional Use Permit.

Exterior Storage (Attachment 1, pp. 5-8**)**

1. Propose to go through this section.

Home Occupation (Attachment 1, pp. 9 and examples in Attachment 2, pp. 16-27**)**

1. Need a better definition for Home Occupation

2. Section L – needs to be clarified
3. Do we want to allow home occupations in accessory structures and put restrictions on this?

City Center District (Attachment 1, pp. 10**)**

1. Contains language that could be applied to several sections along the Hwy. 65 corridor. Begin discussions to identify areas in the corridor where this type of zoning is appropriate.

Attachments:

Portions of current Zoning Ordinance
Analysis done by the City of Bloomington regarding Home Occupations **(**pp. 10-15**)** with examples from Bloomington **(**pp. 16-18**)**, Isanti **(**pp. 19-22**)**, and St. Francis **(**pp. 23-27**)**

We talked about philosophically where we need to go with zoning ordinances. Those are the long range, not more difficult, where the planning commission will be talking about it with Council. Those discussions will be within the next few months. There are some simple language changes, clarifications that need to be taken care of. They are fairly simple. For the most part they are things we need to do to clean up our ordinances.

Page two - Accessory Structures.

We don't have a minimum size. If you have a lot that is less than 1 acre you can go up to 580 square feet and so forth. This is in the zoning ordinance. It is not in R1 or R2. This is the guideline that we have been going by. The one issue we might run into, R2 also gives the ability for multi-family, so we might have to look at it further in the future.

Holmes said when we went through this in our work committee for zoning, somewhere we had a zoning ordinance where it specifically stated it for R1 and R2. Winter said it didn't get transferred into the Code. We are missing where it says R1 and R2. Holmes said we have issued all sorts of things based on that section of the code. He does remember seeing it. He knows it pertained. Winter said she is on the City's website right now and we simply don't have R1 listed. Plaisance said there is a section in Zoning, in R1, accessories uses, accessories, as regulated by section 14. Winter said but when you go to that area, it doesn't add R1 and R2. Balfany said so it is just missing R1 or R2. He asked if Holmes recollects any differences. Holmes said he could see it in his mind that it was there at one time. We did a lot of changes at that time. It could have gotten deleted inadvertently. If it is not in there it certainly should be added back in. Mundle said does it pertain to R1, but it isn't listed in that part of the code. Plaisance said that everything in section 14 would pertain to R1. Winter said the way it reads all accessory structures in the RR and A1 structures, we reference it in single family and we refer to this section. Plaisance said you just want to add R1 and R2. Balfany said at least R1, and maybe R2. Holmes said in other words just clarify. Balfany said do you recall anything different about R2. Holmes said R1 and R2 would both be together. He thinks they spent two hours working on

this section. He has no problem clarifying it. Winter said that is all she is asking. Winter said we are following the spirit of it. Balfany said are you asking for a motion. Winter said no, at our next meeting she will have them in a form. If there is a change to zoning ordinance change requires a public hearing.

Bonin said at some point we will have to look at this less than one acre; something that is one-fourth of an acre, you don't have the same space to put a building on. Ronning said he is one of them. He has .83 acres. He had to show hardship and he doesn't have a hardship. There was zero impact on his property. It was a convenience. He ended up purchasing additional property to be able to build a larger structure. Everyone around here has an extra building. He wanted the same thing and did put something up. When you go around other communities, you see 40x80 or whatever. The house is a little shack and the accessory building is a nice place. He is relatively new to the whole thing. He doesn't see why it is that confined.

Balfany said there are restrictions on where you put them, such as setbacks. Ronning said he tore another building down and put one in the same spot. Ronning said on R2, what are you talking about? Plaisance said it is single family and townhouses. Winter said our maximum lot coverage in R1 states not more than 50 percent of your lot could be covered. Bonin said that covers that. Holmes said for clarification, we should describe what R1, R2 and RR mean. That should be a definition in our ordinance.

Balfany handed out a map that is on our website. Holmes said the ordinances say you should have a definition of what things are – such as a roof. Or reference a certain dictionary. That was another big discussion. Pole barn versus garage are two different items and people have different ideas on what each are. Holmes said the City Council has referenced Webster's dictionary. Winter said when you are defining structures, we have adopted the Unified Building Code. There might be opportunities to reference that document. Winter said there is a definition of Accessory Structure in the City Code and she read it for the Commission. Balfany said he knows where you are going on definitions. For instance, the insurance industry uses definitions a lot. They have their own definitions. Holmes said if you want to reference the Webster's dictionary, you just have to write that down. He suggested the dictionary and no one wanted it. But here he is trying it again. If the City gets in a disagreement on something, a definition could help the City out. That is just a suggestion of something we should look at. Winter will provide some definitions for review. Bonin said I think you will find a lot of garages that are pole buildings. They park cars in them and they have garage doors in them. To them, they are using them as a garage. Mundle said a pole building is a certain type of building. Holmes said if you go into court, this would be a disagreement based on definition. Bonin said you really couldn't argue with that. Cornicelli said the definition in our handout does describe what a pole building is. Holmes said the other thing on this, when you present prints to build a building, and you designate something as a breakfast nook versus a dining room, there are different things you have to do to proceed on building the house.

Winter said the question the Planning Commission has to answer, is it subordinate to the principal structure. Bonin said if you don't have a garage, can

you build a pole building and call it a garage. Mundle said didn't we have this discussion when a resident came in, he wanted to build a pole building and he was required to build a garage. Balfany said what we are getting at here is to describe it properly. Bonin said if you have a small house and small lot and you put up a pole building for a garage. Cornicelli said you need three acres to build that. Bonin said that is not something that will add to the quality of the area. Balfany said a pole building needs to be set behind the house.

As long as we are on the topic of accessory structure. Right now the way it is designed in B1, B2, and B3, we do not address Accessory Structures other than with generic language. We don't have them detailed out. So there had to be a good reason why we don't have square footage size. We go back to other uses that are subordinate to the main building. Holmes said what we based it on was Bethel Marine; they had a main structure and all the other accessory structures that are larger than the main structure. That is why that was done that way. Balfany said there is only one area for B1. That is near County Road 17/Linwood. Does anyone else see any other B1? Mundle said there is a little area in Coon Lake Beach. Holmes said we would probably need a larger map. Winter said we are mostly B2 and B3. She said it was probably set up to accommodate current facilities.

Holmes said everyone talks about a City Center, the City Council was supposed to specify what intersection is going to be the City Center. Winter said it is going to be worked on.

Winter said in the Light Industrial a detached accessory structure is under Conditional Use Permit. It seems a little inconsistent. Winter posed the question wouldn't all buildings in an Industrial area be considered part of the business? Holmes said the way things are built nowadays, businesses build a building and lay then out in such a way as to have room for future additions rather than several separate buildings. Balfany said even Aggressive Hydraulics showed what they would want in the future. Winter said should it be a Conditional Use Permit or should we have it based on standards. Holmes said it is possible they could put something in that doesn't pertain. Balfany said if we give a certain set of standards, like we did in the other districts. If they do need to do something unique or different, they could come before us. We could make the process less for them. Winter said in the other districts, it says the accessory structure has to be complimentary and a part of the main business. Winter asked if we should change that as the other districts. Balfany said yes, then we streamline the process. Mundle said would they reflect B2 or B1. Winter would recommend B2. Holmes asked if Mundle wanted it to be the same, 80 percent. B2 and B3 already are at that. Then it would be the same.

Exterior Storage (Attachment 1, pp. 5-8**)**

2. Propose to go through this section.

Very clear on what you can and can't do. Right now we don't have anything relevant to overnight parking. We don't define that anywhere.

If you go to page 7, getting back to our business district. Exterior storage in the

other sections, you don't have to go through. In the Industrial area, no more than 50 percent, can't be in the exterior and there are screening requirements. Look at B2 and B3, those are along the Hwy 65 corridor, exterior storage is only allowed with a conditional use permit. Does Bonin and Holmes have any recollection? Winter said that seems a bit restrictive. Holmes said the idea behind it was that the industrial portion would have more storage. Terry said we wanted to have tidiness in those areas.

If the Planning Commission is more comfortable leaving it as conditional use permits, we can leave it that way. Holmes said he likes the way it is.

Winter said referring to B3 you have inconsistency here as well. For example commercial nursery yards, and garden centers are Permitted uses in that district, but because of the how exterior storage is defined you would need to obtain a Conditional Use permit for that portion of your business. Mundle said it should be just left in, and anyone that wants to have exterior storage; we would have a certain look. Why give just one thing an exception, and make someone else come in. Terry said their retail has no other way to sell their items. And another business just wants to store their stuff. Winter said you either say garden supply stores and nurseries or make the exception for them. Bonin said it is not storage if it is stuff you are going to be selling. Holmes said then a hardware store is storage. Bonin said you don't put landscaping stuff in a building. It isn't a storage area, it is a sales area. Winter said she would check on a definition. Terry said that could be under definitions. Winter provided a definition of what exterior storage is. The way you have exterior storage set up now, it is only in the rear area of the building and needs to be screened and occupying no more than 50% of the rear yard space. Bonin said the word storage is the word. The garden area would not fit in there, since it is not storage. Plaisance said if you are selling sod, it is a commodity. You are now calling that storage. Everything that they have out there would have to have a conditional use permit. Bonin said it isn't being stored, it is there to be sold. Bonin said the definition needs to be changed. Terry said there is a definition for exterior display. Balfany said the definition of exterior display really falls back on goods. Holmes said that is why we need some definitions. We left most of this broad for a reason. Now it seems we want to tweak it down a little bit.

Winter said you require a conditional use permit for exterior storage in B3, but you have approved exterior storage that is part of some business operations. If you are going to do a conditional use permit, you put conditions on it. These are the things that need to be included or you simply allow it as you do in other areas of the City. Plaisance said in talking about all the other different ordinances. Is the difference between specifying every little detail, being ok, it will be 50 feet of this and percentage and defining every word down to the last detail. As opposed to the other side with just a design standard and it is only going to be a percent of what it is, instead of going into every detail, such as what you can have and can't have. Rather than just saying as long as you follow these guidelines you are okay. We definitely don't want open pit mining. That is the difference he is seeing. That is what he is seeing coming up in this meeting. How do we want to talk about doing these different ordinances? Either they specify every little detail or it is a general design standard. That is what he would like to figure out, maybe

a policy on what we want going forward. Holmes said we had that discussion before on how tight we wanted. So that is why it so broad. Cornicelli said just like summary minutes versus verbatim. Holmes said we wanted businesses to come here. Do you want to tighten it up? It is a juggling act.

Cornicelli asked what problems have been manifested due to the existing system. Is this just to clean up the ordinances in general? Winter said the detached structures needed to just be cleaned up. The MIDS might take us away from a street grid design and get at what Randy was talking about with setting up minimum design standards. Winter stated it is a philosophical belief. What do we have that will set us apart from other communities and how will we work with future development.

Bonin said we don't have a business now that we used to have that goes back to exterior display. We had a garden center right down the road from where she lived because our ordinance didn't give them a place to display. No garden center is going to want to have their display on the backside of their building. For a city like East Bethel not to have a garden center, seems like we have done something wrong. Holmes said it is somewhere that there are designs standards. Winter said we do have that, correct. Holmes said right after we got that done, a resident came in; he was zoned two different areas. We went ahead and changed it. The reason we wrote it was to allow for easy changes. It has already been done with at least one person if not two. If a garden center wanted to come in here, it would be foolish if we turned them away.

Winter said we don't have an executive summary of the comp plan, maybe that should be discussed at our next meeting. Balfany said it would be an agreeable statement that we want to be flexible and also have guidelines. Cornicelli said yes, and design standards. Balfany said we allowed flexibility for business in the City Center with some building standards. Which way do we want to go, set of standards, or set it loose? That was our principal, we wanted to make it so they can move quickly through the process, but still allow flexibility. Holmes said a lot of the basis was based on candy land in Champlin, they had lack of rules, and they finally got rid of it. Winter said there is the fine balance.

Exterior B2 and B3 is conditional use permit. Balfany said he thinks leaving as a conditional use permit. Holmes and Mundle agreed. Holmes said if we had a lot of business already built up, it would be different. We are trying to lure them in per se. Ronning said what is the term for a conditional use permit. How long is it good? Winter said it stays with the property. Bonin said the property or the owner. Winter said I'm sorry it is with the owner. Balfany said after the twelve months of Max sitting vacant for twelve months, they had to allow for a permit for Go For It Gas. Ronning said in his mind you change things to make it better or fix it. Bonin said you couldn't remove a conditional use permit if they don't follow the process. Plaisance said if we removed the requirement for them to come in and get one, if we had certain guidelines for what it is required. You would match the cities expectation. To him that should be optimal. Could we get there? Bonin said if they come in and get a conditional use permit that requires them to know what their conditions are and what they need to follow. Balfany said that is why staff follows up on them. Balfany said if there is a way

to do it, so it is less intrusive on the staff and city, it makes sense. Bonin said she doesn't think it makes it easier. Holmes said you would have to have so many stipulations. If you forget something, they will have to find a way around it. You have to be so particular and get every stipulation in there. He doesn't think it is that hard to get a CUP. It is a one meeting deal. Holmes said most people here have an idea on what we will allow.

Home Occupation (Attachment 1, pp. 9 and examples in Attachment 2, pp. 16-27**)**

1. Need a better definition for Home Occupation
2. Section L – needs to be clarified
3. Do we want to allow home occupations in accessory structures and put restrictions on this?

Winter explained that over the past ten years, the City of East Bethel has issued 40 Interim Use permits, and many of these have been for what is currently defined as Home Occupations. As Home Occupations have grown it presents the City with some opportunities and challenges and how we want to work with these businesses. Winter provided the Planning Commission with a research study conducted by the City of Bloomington on home based businesses. Out of this research she highlighted several items, - St. Paul and Minneapolis are very restrictive. Brooklyn Park and Burnsville determine that a home based business has to be indistinguishable from the neighborhood. In fairness to what we have in our community, we are different from Minneapolis and St Paul, we have many small business owners that operate out of their garages, homes and accessory structures. Winter stated that it is important to work with these businesses and help them grow and when they get too large they need to move out of their residential area to an appropriate zoned area.

Winter said for instance 25 percent of the home could be used for home occupation. Can a business take up the whole accessory structure, or a portion? They should have IUPs. Do you allow them to build a 10,000 square foot building where they operate in a RR district.

Plaisance said it seems to him it will be very difficult, to police. In other words, we aren't going to know if they change from 15 percent of their house to a larger portion, and are now 75 percent. Bonin said and if you are still living there, should that make a difference. If you are still living there, and it isn't apparent from the outside it is a larger area of the house, does it matter. Bonin said amount of traffic might be the only impact. Holmes said being a previous home occupation business, the biggest thing he could see making it not look like a business. The biggest problem is trying to nail down everything. He said the 25 percent comes from the amount you can write off for the tax code. It got to a point that it was too big to be in the house, you had to move to a different site. He thinks a lot of this takes care of itself.

Winter said the accessory structure is related to this. Are you indistinguishable from your neighbors? Truck repair shops and auto repair shops are the ones that we get the most complaints from. Also small engine repair. Is it appropriate for them to be in these areas? Balfany said we have seen Gordy's Cabinets, he

forgets the other business he had. He had an excavation company. He downscaled it to a home based. Mundle said it was never run out of his home. But some of the equipment was in his home. Balfany said he built an accessory structure at his shop. It did change the face of the neighborhood. Bonin said there you have something on a road that isn't designed to have large vehicles. Mundle said some of his vehicles were being stored on his residential property. Balfany said it was more painting the picture where it is not a home-based occupation, but you have change of appearance because of coming and going.

Holmes said you could use a house 75 percent for your business and an accessory structure that you are using 100 percent of that building. Are you going to be that hard nosed? It just takes one person to put a kink in the armor. Balfany said as a City do we want to and need to know that businesses are being run out of their homes? The ones that we don't know about, we need to be aware of. Winter said if we are going to apply something to someone, we need to apply it consistently across board. At what point do they get too big? There is also the issue of whether or not home based businesses should pay commercial taxes. Winter said the only glaring issue in definitions – in dwelling unit or accessory building. Might need to be cleaned up or defined. Homes said more compact or what. He has no problem with it being broad. There is always going to be an exception. If you have too many rules, you're going to chase people away. Plaisance said you want to encourage and support businesses. He thinks that when we are talking about making rules for home based businesses, people who are doing things once or twice a year, or may be a little bit more. How will we identify when a business is too big, or an annoyance or dangerous. When we are talking about auto repair, now you are talking about industrial type work where someone could get hurt. Or someone working with hazardous materials. Bonin said getting hurt isn't something we need to be concerned with.

T Balfany likes the definition for home occupation, he believes it the section where it states, where it is clearly secondary use to the home. To him at that point, it doesn't fall into the home occupation. You talk about how big the business is -- are we talking money wise. Plaisance said it goes back to how much you affect the neighborhood. Balfany said the stylist who has three chairs in her basement, versus someone who has one chair. The one person has a lot of traffic. You have changed the face of the neighborhood. Holmes said part B of page 9, what is normally to be expected. There is not a definition of normal. Mundle said 100 vehicles are not normal. Holmes said are two vehicles normal, four, etc. Winter said that is why you have the interim use permit process.

Ronning said within that definition, you would have four or five trucks delivering a day. Holmes said who is to say what is normal. He thinks "normal" should be removed. Ronning said reasonable is a little more defining than normal. Mundle said if it was redefined in some way. Holmes said the neighbors would take care of that. Terry said do we have any home occupations that have been an issue for the City. Winter said, if you go to L, in the past when you have issued IUP, you have allowed them to only have 50 percent of the space. Terry said that could probably be struck and we wouldn't have any adversarial consequences. Winter said if we have larger vehicles that leave in the morning. Terry said that would be in our noise ordinance. Winter said there is the question of the fairness. If

someone is operating out of a large structure in the residential area, versus the same sort of business that is working in the commercial district. Holmes said it polices itself, with an IUP.

Bonin said is there any way to tax them as commercial when they are in a home. Winter said she would have to ask the County Assessor. Holmes said they do have to pay business taxes. Mundle said you work out of your house so you don't have the cost of another building. Winter said it isn't the folks that work in their residence. It's more an issue when you are operating out of your accessory structure/pole shed. Bonin said if they are doing it in a building like that, they should be taxed. Mundle said isn't it that persons choice to have a building in a commercial area or in their yard. If they have to pay the commercial taxes, why doesn't the person with 80 acres have to pay the taxes? Bonin said the people with a home occupation should have to pay taxes.

Plaisance said we could define how many employees they could have. Winter said it is limited to three. Home occupations section is good. We don't have people coming forward to get the permits like they should. Balfany said maybe looking at the IUP. Winter said every three years, they need to go on the consent agenda for Council. Holmes said three people that would be at the house, right? Balfany said yes, that is location employees.

City Center District (Attachment 1, pp. 10**)**
Contains language that could be applied to several sections along the Hwy. 65 corridors. Begin discussions to identify areas in the corridor where this type of zoning is appropriate.

Other Business/City Council Report

Holmes said he hopes we continue other business on the agenda. Mundle said we usually manage to find a way to talk about it.

Council Report

Ronning stated we had a lot of discussion on the way ordinances are being handled and how the language appears. He mentioned you guys are a spectrum of the population. The same thing holds true with the Council. There needs to be enough reason and then democracy takes over.

There was discussion about the sanitary sewer that is always open-ended and long-term, almost a nightmare. There wasn't anything finalized in the meeting. Some of the agenda got dismissed. In a work session ahead of time, there was a lot of disagreement. Usual stuff, approved bills and such.

Balfany asked what topic was so highly debated? Ronning said the MIDS discussion wasn't a big disagreement.

He thinks that the City Council should recognize the work that you guys do. He doesn't think that you are here looking for a pat on the back. You're not in it for the money. He has been thinking about it, he is impressed by the Commission and the work they do. The dedication. That isn't intended as patronizing. You do a nice job.

Adjournment **Holmes made a motion to adjourn the meeting at 9:10 p.m. Mundle seconded; all in favor, motion carries.**

Submitted by:

Jill Anderson
Recording Secretary

City of East Bethel
City Council
Agenda Information

* *

Date:
April 22, 2013
* *

Agenda Item Number:
Item 7.0 B.2
* *

Agenda Item:
Public Hearing: Interim Use Permit for Creative Threads, a home-based embroidery and fabric cutting business
* *

Sponsor:
Planning Commission

Requested Action:
Consider Granting an Interim Use Permit (IUP) for Cathryn Erickson for a Home Occupation in the R-1 – Single Family Residential District.
* *

Background Information:

Property Owner/Applicant:
Cathryn Erickson
912 207th Ave. NE
East Bethel, MN 55011
Hidden Haven Country Club Estates
Lot 3 Blk 5

Property Location:
912 207th Ave. NE
PIN 18-33-23-44-0027

The applicant, Cathryn Erickson, is requesting an IUP to operate a home-based business named "Creative Threads." The business does contract embroidery on hat and garments, and also does fabric cutting for embroidery companies.

Business is conducted primarily by email and UPS so parking needs generated from the home occupation are small and shall be provided on-site, in the designated driveway.

Attachments:
1. Location Map
2. Application
3. City Code Appendix A, Section 10.19, Home Occupation

* *

Fiscal Impact:
Not Applicable
* *

Recommendation(s):
The Planning Commission at their regularly scheduled meeting on Monday, April 22, 2013 recommended approval of Ms. Erickson's Interim Use Permit to operate a Home occupation in the R-1, Single Family Residential District, located at 912 207th Street NE, Hidden Haven Country Club Estates, Lot 3 Blk 5, PIN 34-33-23-32-0015, subject to the following conditions:

1. Home Occupation shall meet the specific home occupation standards set forth in the City Code Appendix A Section 10-18:
    a. No more than three (3) persons, at least one (1) of whom shall reside within the principal dwelling, shall be employed by the Home Occupation.
    b. No traffic shall be generated by any home occupation in a significantly greater volume than would normally be expected from a single-family residence.
    c. Any sign associated with the home occupation shall be in compliance with the East Bethel City Code, Chapter 54. Signs. Home occupation signage must be no larger than two (2) square feet (City Code Chapter 54-4.3).
    d. The home occupation shall not generate hazardous waste unless a plan for off-site disposal of the waste is approved.
    e. A home occupation at a dwelling with an on-site sewage treatment system shall only generate normal domestic household waste unless a plan for off-site disposal of the waste is approved.
    f. The home occupation shall not constitute, create, or increase a nuisance to the criteria and standards established in this ordinance.
    g. There shall be no outdoor display or storage of goods, equipment, or materials for the home occupation.
    h. Parking needs generated by the home occupation shall be provided on-site.
    i. The area set aside for the home occupation in the principal structure shall not exceed 50 percent of the gross living area of the principal structure and the area set aside for the home occupation in the attached or detached accessory structures or garages shall not exceed total prinicipal structure space.
    j. No structural alterations or enlargements shall be made for the sole purpose of conducting the home occupation.
    k. There shall be no detriments to the residential character of the neighborhood due to the emission of noise, odor, smoke, dust, gas, heat, glare, vibration, electrical interference, traffic congestion, or any other nuisance resulting from the home occupation.
    l. Violation of conditions and City Codes shall result in the revocation of the IUP.

2. *Additional Conditions:*
    Erickson's shall work with the City's Building Department to come up with a solution to the noise coming from the roof vent that results from the venting of their equipment.

3. All conditions must be met no later than May 31, 2013. An IUP Agreement shall be signed and executed no later than May 31, 2013. Failure to execute the IUP Agreement will result in the null and void of the IUP.

* *

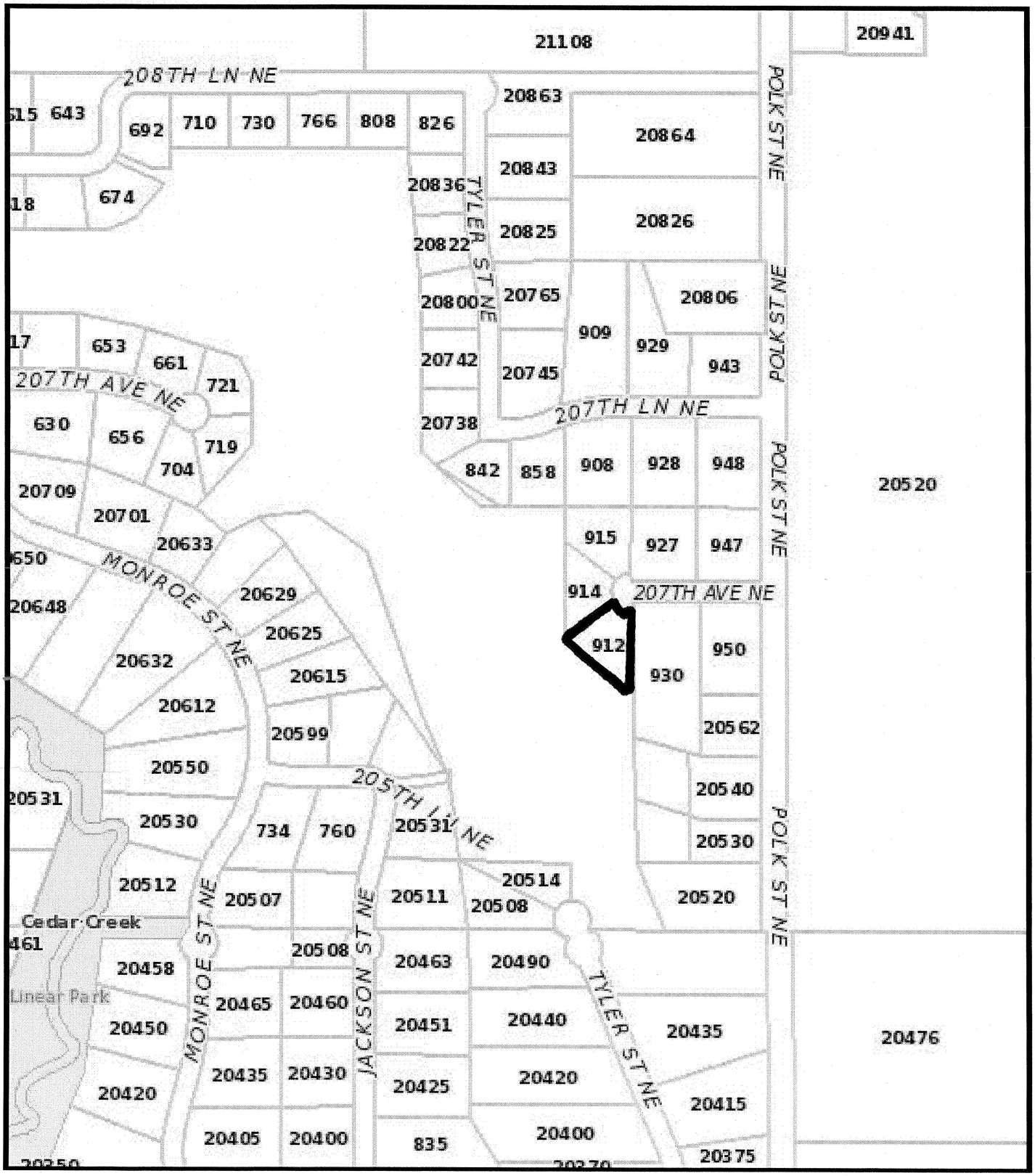
City Council Action

Motion by: _____ Second by: _____

Vote Yes: _____ Vote No: _____

No Action Required: _____

Map



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Printed 03/28/2013

East Bethel
City of

LAND USE APPLICATION

OFFICE USE ONLY
Date Rec'd 3/27/13
By JSB
Fee $150 app
+300 escrow

Check appropriate box: ☐ VARIANCE ☐ CUP ☒ IUP ☐ FINAL PLAT

☐ BUSINESS CONCEPT PLAN ☐ PRELIMINARY PLAN ☐ SITE PLAN REVIEW ☐ OTHER _____

Application shall include the following items and be submitted thirty (30) days prior to scheduled meeting date.

Application is hereby made for Creative Threads Inc. (provide narrative below describing proposed use).
Embroidery and fabric cutting

LOCATION: PID 18-33-23-44-0027 **Legal: Lot** 3 **Block** 5 **Subdivision** Hidden Haven Country Club Estates

PROPERTY ADDRESS: 912 207th Ave NE **PRESENT ZONING:** Res Hstd

PROPERTY OWNER

CONTACT NAME Cathryn S. Erickson PHONE 763-413-2493
ADDRESS 912 207th Ave NE FAX
CITY/STATE/ZIP East Bethel MN 55011 E-MAIL creativethreadsinc@hotmail.com

APPLICANT

CONTACT NAME Same PHONE
ADDRESS FAX
CITY/STATE/ZIP E-MAIL

I fully understand that I must meet with City Staff to review all submission requirements and conditions prior to official submission, and that all of the required information must be submitted at least thirty (30) days prior to the Planning/Zoning Commission and City Council scheduled meeting dates to ensure review by City Staff.

Property Owner's Signature — Cathryn S. Erickson (Printed Name) — 3-27-13 (Date)

OFFICE USE ONLY – DO NOT COMPLETE

	Received	Approved/Denied	Notes
Community Dvlp.	3/27/13		
Planning Commission	4/22/13		
City Council			
60 Day		120 Day	

3-27-13

City of East Bethel
Creative Threads Inc.
Cathy Erickson

Creative Threads Inc is a business that does contract embroidery on items like hat, shirts, jackets and other garmet. We also do ditizing which is the computer program for the embroidery machine. Custum cut applique is our speciality. ie fabric that is sewn onto garmets. We also cut fabric and ship to other embroidery companies. We only have a handful of customer thats come to our house. Most everything is email and UPS. We do not need any off street parking as our driveway is plenty big.

Thanks
Cathy Erickson

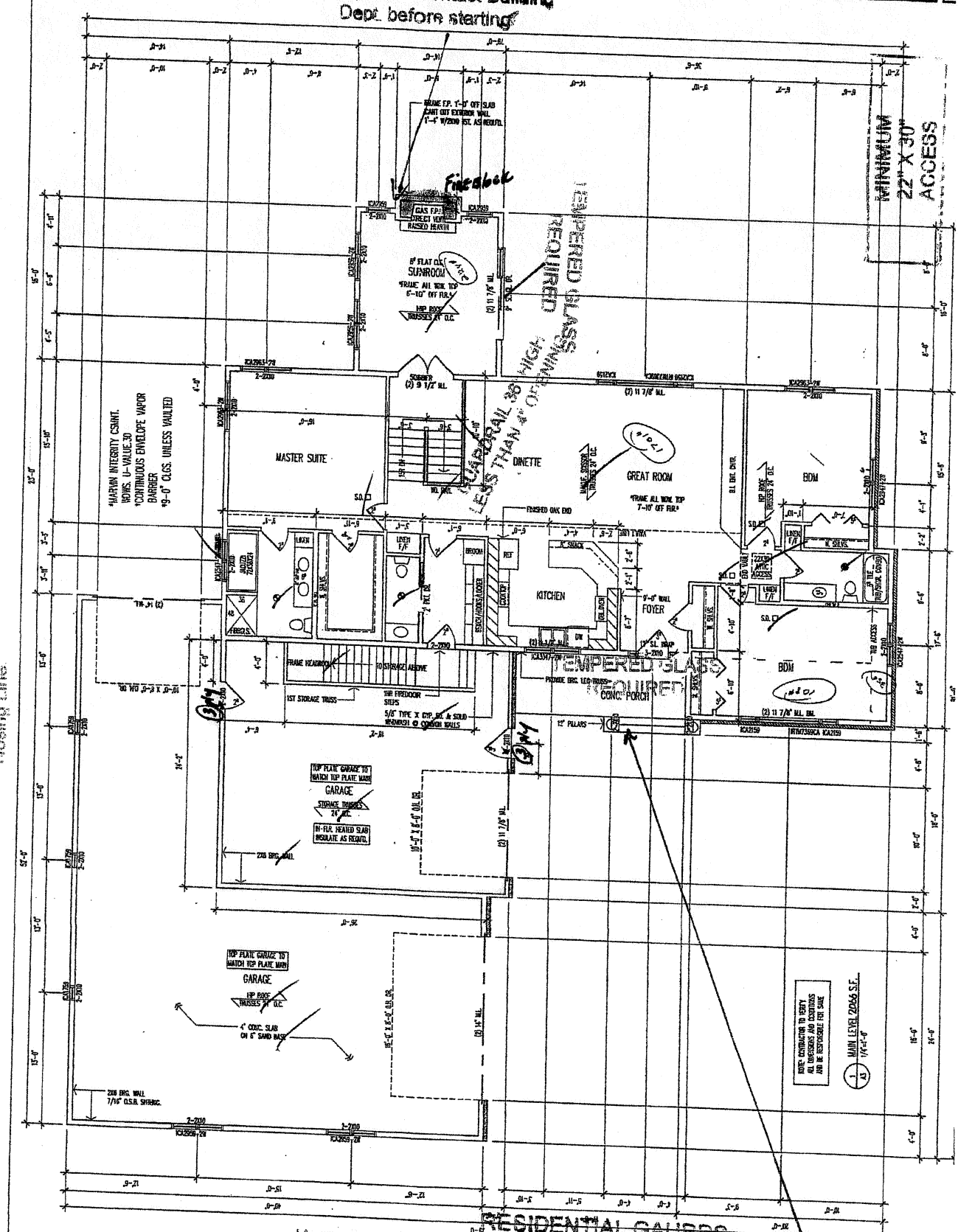
UNDER STAIR PROTECTION

If enclosed - provide one layer of 1/2" gysum on the walls and ceilings on the underside of the stairway

Handrail(s) top to bottom contiguous. Return to wall or post 34" - 38" off Nosing Line

LEDGE CEILING HEIGHT IS PORTABLE SPACE

REVISIONS | Individual permit required for fireplace. Contact Building Dept. before starting | PROJECT: ERICKSON | DRAWN BY | SHEET



RESIDENTIAL GAURDS

Unenclosed floor and roof opening, open and glazed sides of landings and ramps, balconies, decks or porches which are more than 30" above grade or floor below, require a guard with a minimum 36" height. Open gaurdrails must have intermediate rails or an ornamental pattern so that a sphere 4" in diameter cannot pass through

19. Home occupations.

1. No more than three persons, at least one of whom shall reside within the principal dwelling, shall be employed by the home occupation.

2. No traffic shall be generated by any home occupation in a significantly greater volume than would normally be expected from a single-family residence.

3. Any sign associated with the home occupation shall be in compliance with the East Bethel Sign Ordinance.

4. The home occupation shall not generate hazardous waste unless a plan for off-site disposal of the waste is approved.

5. A home occupation at a dwelling with an on-site sewage treatment system shall only generate normal domestic household waste unless a plan for off-site disposal of the waste is approved.

6. The home occupation shall not constitute, create, or increase a nuisance to the criteria and standards established in this ordinance.

7. There shall be no outdoor display or storage of goods, equipment, or materials for the home occupation. Parking needs generated by the home occupation shall be provided on-site.

8. The area set aside for the home occupation in the principal structure shall not exceed 50 percent of the gross living area of the principal structure.

9. No structural alterations or enlargements shall be made for the sole purpose of conducting the home occupation.

10. There shall be no detriments to the residential character of the neighborhood due to the emission of noise, odor, smoke, dust, gas, heat, glare, vibration, electrical interference, traffic congestion, or any other nuisance resulting from the home occupation.

11. The area set aside for the home occupation in the attached or detached accessory structures or garages shall not exceed total accessory structure space.

City of East Bethel
City Council
Agenda Information

* *

Date:
April 8, 2013
* *

Agenda Item Number:
Item 7.0 B.3
* *

Agenda Item:
Conditional Use Permit (CUP) Request by Paul Partyka, PVS Auto, for use of the former Lampert Lumber site at 1542 221st Ave. NE, East Bethel for truck and trailer parking and storing auto parts indoors.
* *

Sponsor:
Planning Commission
****

Requested Action:
Make Recommendation to City Council for a Conditional Use Permit (CUP) Request by Paul Partyka, PVS Auto, for use of the former Lampert Lumber site at 1542 221st Ave. NE, East Bethel, MN; PID 08-33-23-12-0005.
* *

Background Information:
At the regularly held Planning Commission meeting on September 25, 2012, Paul Partyka, owner of PVS Auto LLC and Harlan Meyer of Bentley Realty appeared before the Planning Commission to discuss their interest in purchasing the former Lampert Lumber site. At that time they were interested in purchasing the property for speculative purposes but wanted to be able to use the existing buildings for interior storage for new and used auto parts. ***A copy of a letter dated September 12, 2012 is included in your packet describing their intended use***. The Planning Commission discussed their proposal and forwarded a recommendation on to City Council. On December 5, 2012, the following motion was made and approved by the City Council:

> *Voss made a motion that based on the use that has been presented by PVS Auto, the City Council recognizes it is consistent with the B-2 zoning, understanding that the primary use is office use with storage within the buildings at 1542 221st Avenue NE. Anything else will have to come back to Council for review, Moegerle seconded. DeRoche, "I will not approve any outside storage." All in favor, motion carries.*

Since that time their Business Plan has changed and based on discussions with City Staff it was determined that they would need to go through the process of obtaining a Conditional Use Permit. Their intent is to have an office there daily and sell new and used auto parts. All auto parts would be stored in existing buildings and would not be stored outside. This by itself is fine and a legal permitted use in the B-2 (Central Business) District as determined by Planning Commission and City Council action noted above. However in addition to having

the auto parts business, PVS Auto LLC also owns a transportation company (VIP Transfer) and that business has grown substantially to where they now have a need to park their empty trucks and trailers overnight. They currently do not have any room at their facility in Blaine, MN. They have a fleet of 9 trucks and that would be the maximum trucks parked at 1542 221st Ave. NE. Please find attached a survey, along with a map that shows the location of the truck and semi-trailer parking. The site is currently zoned B-2, Central Business District and the following are permitted Conditional Uses in the District:

SECTION 46. - CENTRAL BUSINESS (B-2) DISTRICT

1. Purpose. The central business (B-2) district is intended to provide for the general retail shopping of persons living in East Bethel and surrounding trade area. The applicable development regulations within the B-2 district encourage high density commercial development with or without drive-thru services.

4. Conditional uses.

A. Essential services—Utility substation.

B. Place of worship.

C. Schools.

D. Drive-thru services.

E. Licensed residential facility—Serving seven or more persons.

F. Daycare facility—Licensed.

G. Exterior storage associated with retail sales and services.

H. Hotel/motel.

I. Funeral home.

J. Crematorium.

K. Veterinary services.

L. Bed and breakfast inn.

M. Nursing home.

N. Recreation, commercial.

O. Other uses similar to those permitted in this section as determined by the city council.

The Conditional Use Permit is for the storage of operational trucks and semi-trailers that are used for VIP Transfer, a part of PVS Auto LLC.

Attachments:

1. Location Map
2. Application
3. Survey and proposed location of truck and semi-trailer parking

* *

Fiscal Impact:

New Business locating to East Bethel, MN and paying commercial property taxes

* *

Recommendations:

Recommend approval of the Conditional Use Permit for PVS Auto LLC/Paul Partyka to park operational trucks and semi-trailers at 1542 221st Ave. NE, PID No. 08-33-23-12-0005. Subject to the following conditions:

1. Parking shall be limited to 9 operational trucks and semi-trailers that are part of VIP Transfer - PVS Auto, LLC
2. All parking/exterior storage shall not be allowed within the required setbacks, public right-of-way, private access easement, or within the required parking area.
3. Screening of the exterior storage shall be installed and maintained along all property lines. The screening shall not be less than five (5) feet in height and shall preclude vision through the barrier. All screening shall meet the regulations in Section 23. Screening Requirements [Regulations].
4. All equipment and materials within the storage area shall be arranged in a neat and orderly manner.

* *

City Council Action

Motion by:________________ Second by:________________

____

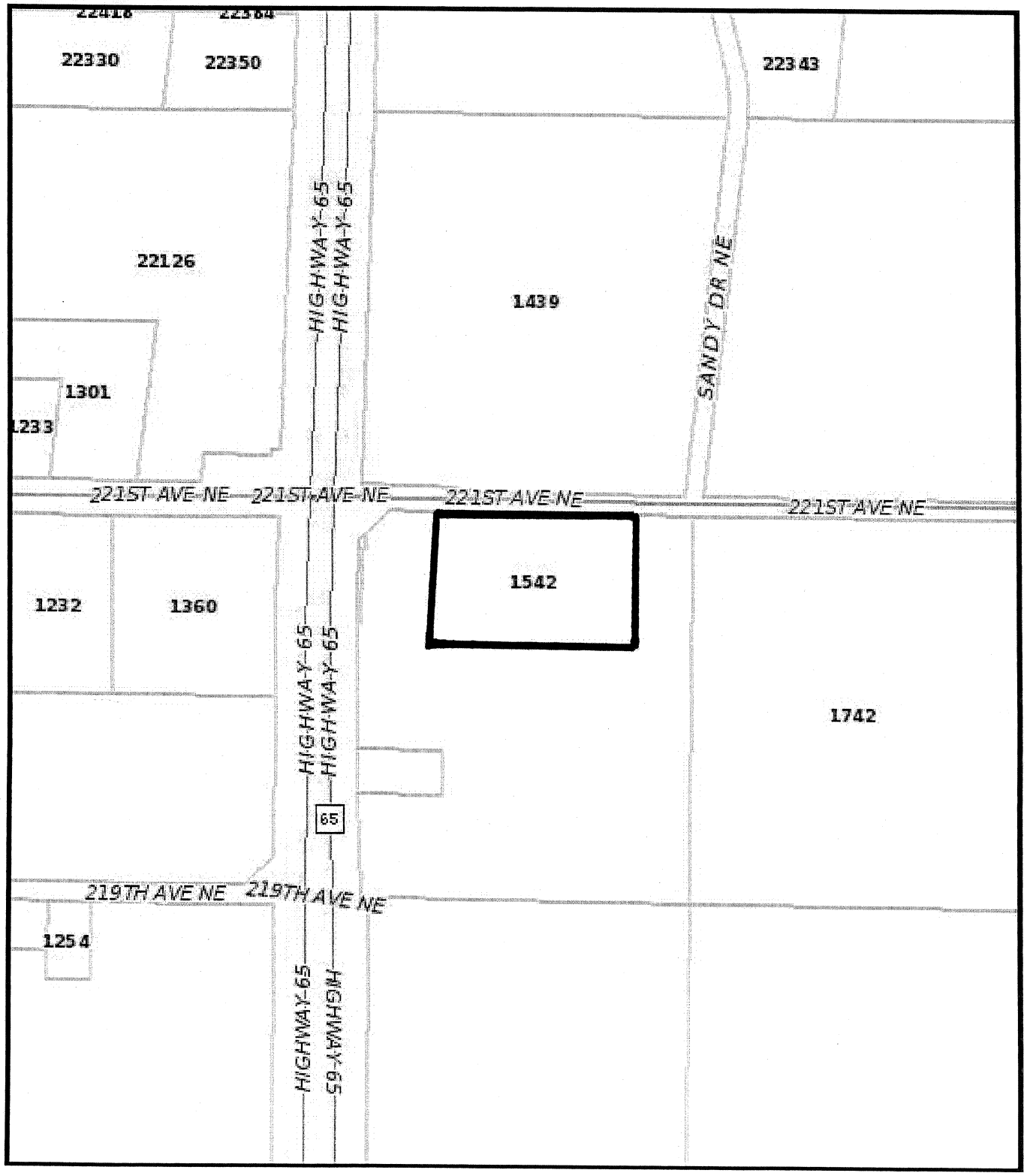
____

____

Vote Yes:_____ Vote No:_____

No Action Required:_____

Map



Disclaimer: Maps and documents made available to the public by the City of East Bethel are not legally recorded maps or surveys and are not intended to be used as such. The maps and documents are created as part of the Geographic Information System (GIS) that compiles records, information, and data from various city, county, state and federal resources.
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N
W E
S

Printed 04/08/2013

Deadline – May 3
PZ – May 28
City Council – June 19

LAND USE APPLICATION

OFFICE USE ONLY
Date Rec'd 4/8/13
By JSB/CW
Fee $ 500 Applic
1000 Escrow
55 Filing Fee

Check appropriate box: ☐ VARIANCE ☑ CUP ☐ IUP ☐ FINAL PLAT

☐ BUSINESS CONCEPT PLAN ☐ PRELIMINARY PLAN ☐ SITE PLAN REVIEW ☐ OTHER _____

Application shall include the following items and be submitted thirty (30) days prior to scheduled meeting date.

Application is hereby made for 1542 22ND ST (provide narrative below describing proposed use).

truck and trailer parking and used auto parts inside

LOCATION: PID 08332312005 **Legal: Lot** _____ **Block** _____ **Subdivision** _____

PROPERTY ADDRESS: _____ **PRESENT ZONING:** B2

PROPERTY OWNER

CONTACT NAME Lampert Lumber Yards PHONE _____

ADDRESS Como Ave FAX _____

CITY/STATE/ZIP St. Paul, MN E-MAIL _____

APPLICANT

CONTACT NAME PVS Auto PHONE 612 701-0772

ADDRESS 1681 Radisson Rd. NE FAX 763 515-6143

CITY/STATE/ZIP Blaine MN ~~55449~~ 55449 E-MAIL VIpIExpress@yahoo

I fully understand that I must meet with City Staff to review all submission requirements and conditions prior to official submission, and that all of the required information must be submitted at least thirty (30) days prior to the Planning/Zoning Commission and City Council scheduled meeting dates to ensure review by City Staff.

Property Owner's Signature J.P. Printed Name Paul Partyka Date 4/8/13

OFFICE USE ONLY – DO NOT COMPLETE			
	Received	Approved/Denied	Notes
Community Dvlp.	4/8/13		
Planning Commission	4/22/13		
City Council			
6/6/13 60 Day		120 Day	

Automatic
Re-center
MN-65 NE
221st Ave NE
Sandy Dr NE
74
65
1
TRUCK PARKING AREA
MN-65 NE
65
Ruler
Legend
60 feet
Pictometry Bird's Eye © 2012 MDA Geospat

Certificate of Survey

~ for ~

PVS AUTO

NOTES:

1. In providing this boundary survey no attempt has been made to obtain or show data concerning existence, size, depth, condition, capacity or location of any utility existing on the site, whether private, municipal or public owned.

2. The professional surveyor has made no investigation or independent search for easements of record, encumbrance, restrictive covenants, ownership title evidence, or any other facts that an accurate and current title search may disclose.

3. Square footage of lot is 333,399 sq.ft. or 7.65 acres

4. This lot is in Section 08 Township 33 Range 23.

5. Aerial image provided from Anoka County GIS mapping.

6. Bearings are based upon the Anoka County Coordinate System.

7. Buildings were not located for this survey at the request of the client.

N

1 INCH = 100 FEET

Property Description: (from Anoka County Tax Records)
That part of the North 485.00 feet of the West 1138.00 feet of the Northwest Quarter of the Northeast Quarter of Section 8, Township 33, Range 23, lying easterly of the following described line:

Commencing at the Northwest corner of said Northwest Quarter of the Northeast Quarter; thence South 89 degrees 40 minutes 50 seconds East assumed bearing along the north line of said Northwest Quarter of the Northeast Quarter a distance of 463.18 feet to the point of beginning of the line to be described; thence South 02 degrees 45 minutes 46 seconds West a distance of 485.44 feet to the South line of said North 485.00 feet and said line there terminating.

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

Charles R. Christopherson, MN License No. 18420

04/15/13
Date

LEGEND

- ● = Iron monument found
- ○ = Iron monument set and marked with license No. 18420.
- ◉ = Found Anoka County Cast Iron Monument

Job No.: 3791.01

Apr 15, 2013 - 2:48pm Brian
K:\cad_surv\Land Desktop 2008\3791.01\dwg\3791.01.dwg

PROPOSAL

Date: September 12, 2012

To: East Bethel Planning and Zoning

From: Paul Partyka PVS Auto

This proposal from PVS Auto is being presented to the City of East Bethel for the purpose of purchasing land which is presently for sale and located 1542 221st Avenue in East Bethel. PVS Auto has been in operation for approximately 15 years and is currently located at 1681 Radisson Rd in Blaine.

The present facility, simply put, is no longer large enough to store and accommodate all the auto parts required to conduct a continuing successful business. It is with this in mind that PVS Auto wishes to purchase the above said property for the purpose of adding additional storage space for their business. All storage will be inside the existing buildings and buildings that are old and no longer serve a purpose with be torn down. Some of the existing buildings are in need of repair and paint, which PVS intends to do including improvements to the grounds as well. It is our intention to make this facility look like it is being used by a successful business, and not a run-down, in-need-of-repair property that now exists.

Your consideration for accepting this proposal is appreciated, and be assured that should you accept it, PVS Auto will do everything possible to become an asset to the East Bethel. community.

Respectfully submitted,

PVS AUTO

Paul Partyka, Owner

Paul Partyka

City of East Bethel
City Council
Agenda Information

* *

Date:
May 1, 2013

* *

Agenda Item Number:
Item 7.0 B.4

* *

Agenda Item:
MIDS Update

* *

Sponsor:
Community Development Director

****

Requested Action:
Set Work Meeting Date

* *

Background Information:
Over the past three months, the Planning Commission has met with John Bilotta (U of MN Extension) and Jay Michels (Emmons and Oliver Resources) to discuss Best Management Practices related to erosion control and storm water management. At this time the Planning Commission and Consultants are requesting a Work Meeting to provide
City Council members an update to revise and adopt new ordinances for erosion control and stormwater management. We now need to discuss next steps. We will review the recommended model ordinances being discussed, benefits, drivers, and decisions you and the planning commission will soon need to make.

Goals: To have the City of East Bethel consider and adopt new ordinances for erosion control and stormwater management in 2013. The result will be consistent ordinances that will allow us to better address environmental concerns, and work with developers and individuals.

Please find attached the Community Assistance Package that the Planning Commission has been working from with the Consultants.

* *

Fiscal Impact:
Unknown at this time

* *

Recommendation(s):
Set Working Meeting Date and Time – This meeting will be 2 ½ -3 hours.

* *

City Council Action

Motion by:________________ Second by:________________

____

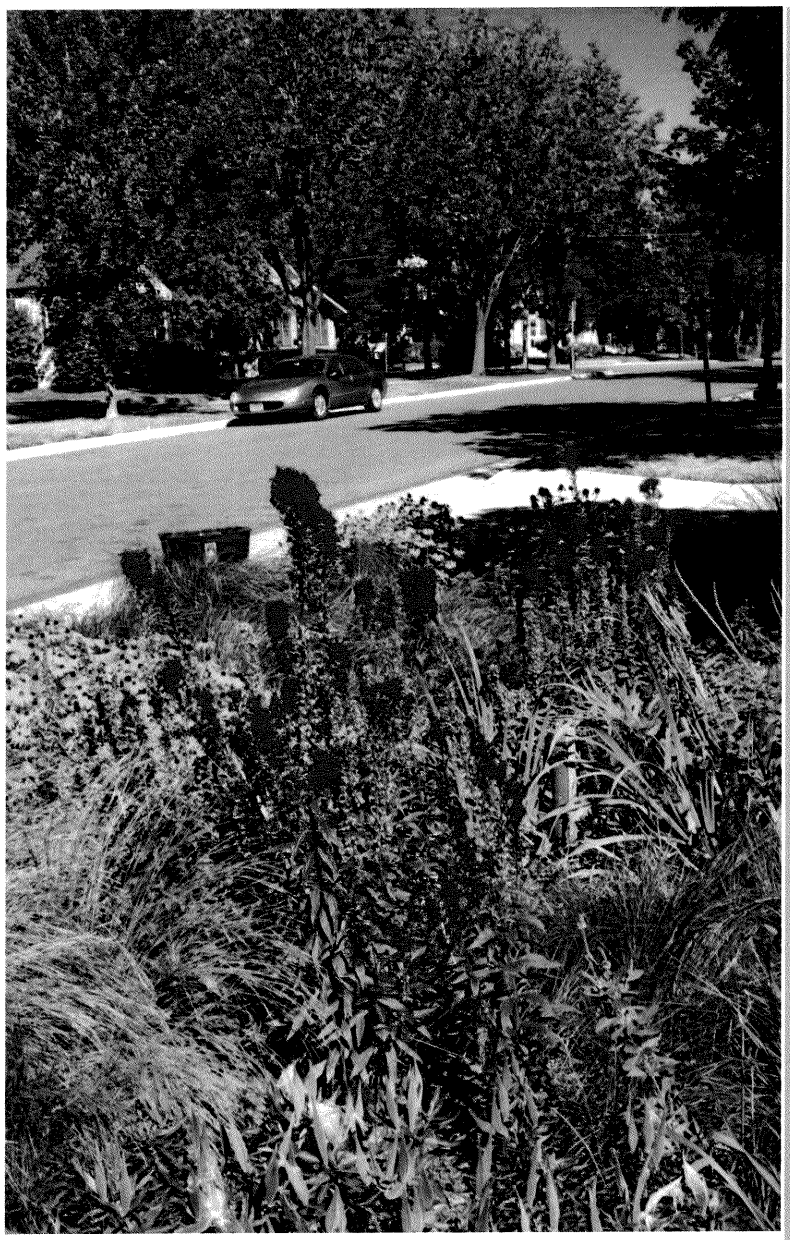
_____

_____

Vote Yes:_____ Vote No:_____

No Action Required:__ ___

Minimal Impact Design Standards
for enhancing stormwater management in Minnesota



Community Assistance Package
Pilot Community Draft

January 2013

insert document code

Acknowledgements

The Minimal Impact Design Standards (MIDS) Community Assistance Package results from the contributions of many individuals and organizations.

The Minnesota Pollution Control Agency (MPCA) and the MIDS Steering Committee guided the project and developed the performance standards and credit calculator that are integral to the project. The development of the Community Assistance Package as part of the St. Croix MIDS Pilot Community Project was funded by a U.S. Environmental Protection Agency Clean Water Act Section 319 Grant to the MPCA. The grant was managed by the Washington Conservation District with input from the St. Croix MIDS Pilot Community Project Steering Committee. The St. Croix MIDS Pilot Community Project was established to help St. Croix Basin communities meet state water quality regulatory requirements and provide a real testing ground for the application of the new MIDS performance goals, credits and calculators, and the community assistance package. For information on the St. Croix MIDS Pilot Community Project, contact Jay Riggs, District Manager, Washington Conservation District, 651-275-1136 Ext. 20, jay.riggs@mnwcd.org.

Minnesota Pollution Control Agency

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON CONSERVATION DISTRICT

CLEAN WATER LAND & LEGACY AMENDMENT

St. Croix MIDS Pilot Community Project Steering Committee:
John Bilotta
John Chapman
Anne Gelbmann
Michele Hanson
Angie Hong
Torry Kraftson
Craig Mell
Matt Moore
Vanessa Perry
Nick Proulx
Jay Riggs
Deb Ryun
Jerry Spetzman
Julie Westerlund
Shawn Williams
Bruce Wilson

Washington Conservation District Staff contributors
Amy Carolan
Tara Kline
Karen Kill
Jay Riggs

St. Croix MIDS Pilot Communities:
Center City
Chisago City
East Bethel
Lindstrom

Pilot Community Facilitator:
John Bilotta, Northland NEMO

Primary drafters of ordinance provisions:
Jean Coleman, Attorney/Planner
CR Planning, Inc.
612-588-4904
jcoleman@crplanning.com

Jay Michels, CPESC
Emmons & Olivier Resources, Inc.
651-261-4546
jmichels@eorinc.com

Reviewers:
Anne Gelbmann, MPCA
Jim Hafner, City of Blaine
Randy Neprash, MCSC
Dan Petrik, DNR
Bruce Wilson, MPCA

The Community Assistance Package drew on example resources developed by several agencies, local governments and organizations. We would like to acknowledge the following for sharing their work:

City of Hanover, Minnesota
City of Stillwater, Minnesota
Center for Watershed Protection
Washington Conservation District
Stearns County, Minnesota

Minnesota Pollution Control Agency "From Policy to Reality: Model Ordinances for Sustainable Development" available at: http://greenstep.pca.state.mn.us/modelOrdinances.cfm

For more information about the MIDS project, contact Anne Gelbmann at 651-757-2384. Or visit the MIDS project website at: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/stormwater-minimal-impact-design-standards-mids.html.

Additional funding for the MIDS project came from the Clean Water Fund of the Clean Water Land and Legacy Amendment.

This document is available in alternative formats (insert document code).

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Minimal Impact Design Standards (MIDS) Background

The State of Minnesota has undertaken a major effort to promote Low Impact Development (LID) in conjunction with existing stormwater rate control practices, to:

- Reduce runoff volumes and rates;
- Improve runoff quality; and
- Develop a unified crediting system for practitioners and the MPCA to document pollutant load reductions.

This effort is the Minimal Impact Design Standards (MIDS) project. MIDS represents the next generation of stormwater management.

Sparked by the anticipation of impending Municipal Separate Storm Sewer System (MS4) permit updates that included antidegradation compliance and outstanding resource value waters (ORVW) requirements, the MIDS concept was initiated by a unique coalition of the Minnesota Cities Stormwater Coalition, MS4 communities, the League of Minnesota Cities, the Builder's Association of the Twin Cities, environmental advocacy organizations, local watershed districts, the Stormwater Steering Committee of the Minnesota Pollution Control Agency (MPCA), and key state legislators interested in water quality protection. The support and testimony of the partnership's broad membership was critical to the successful legislative effort authorizing and funding the project.

The coalition's goal was to authorize a process by which permittees could be certified by MPCA as in compliance with Clean Water Act antidegradation requirements and state ORVW requirements through the adoption of a package of minimal impact design standards. The package would include a performance standard, a method of calculating stormwater credits for best management practices, and model ordinances for adoption by cities. The coalition met its goal through its transformative support for the MIDS legislation. As indicated in the letter from MPCA to communities on pages 6 and 7 below, adoption and compliance with the MIDS package is an approved alternative compliance path for antidegradation and ORVW requirements.

The MIDS project is authorized under Minnesota Statutes enacted in 2008, Chapter 115 Water Pollution Control Act, 115.03 Powers and Duties.

> Subdivision 5c. Regulation of storm water discharges.
>
> (c) The agency *(Minnesota Pollution Control Agency)* shall develop performance standards, design standards, or other tools to enable and promote the implementation of low-impact development and other storm water management techniques. For the purposes of this section, "low-impact development" means an approach to storm water management that mimics a site's natural hydrology as the landscape is developed. Using the low-impact development approach, storm water is managed on-

site and the rate and volume of predevelopment storm water reaching receiving waters is unchanged. The calculation of predevelopment hydrology is based on native soil and vegetation.

As authorized by statute, the Minnesota Pollution Control Agency is leading the effort to develop technical criteria and products. MPCA is working closely with the MIDS Work Group and stakeholders throughout the state. Detailed information on the MIDS process is available at: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/stormwater-minimal-impact-design-standards-mids.html.

The MIDS project will result in several significant products to assist communities and permittees in complying with antidegradation requirements, ORVW requirements, and Total Maximum Daily Load (TMDL) allocations. The products include:

- A higher clean water performance goal for new development and redevelopment that will provide enhanced protection for Minnesota's water resources. In April 2011, MIDS Work Group members agreed on the following performance goal for new development: For new, nonlinear developments that create more than one acre of new impervious surface on sites without restrictions, stormwater runoff volumes will be controlled and the post-construction runoff volume shall be retained on site for 1.1 inches of runoff from impervious surfaces statewide. The Work Group is working on a performance goal for redevelopment and linear projects.
- New modeling methods and credit calculations that will standardize the use of a range of "innovative" structural and nonstructural stormwater best management practices (BMPs).
- Design specifications for a variety of green infrastructure stormwater BMPs.
- A credits system and ordinance package that will allow for increased flexibility and a streamlined approach to regulatory programs for developers and communities.

This Community Assistance Package is designed to help communities adopt local ordinances and implement BMPs as a step toward antidegradation, ORVW, and TMDL compliance. However, communities discharging into a receiving water with an approved TMDL, should review the specific TMDL requirements for the receiving water as higher/additional performance standards may apply. Information on TMDLs can be found on the MPCA website: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/minnesotas-impaired-waters-and-tmdls/tmdl-projects/tmdl-projects-and-staff-contacts.html. The Community Assistance Package, and other MIDS project products, will be included as part of an update of the Minnesota Stormwater Manual (MSWM) which is designed to provide state-of-the-art tools for improved stormwater management. Builders, developers, public works departments, city development commissions/city planners, design engineers and governmental reviewers should use these products for defining site development options and stormwater management expectations. The current Minnesota Stormwater Manual can be viewed at: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/stormwater-management/minnesota-s-stormwater-manual.html.

Several concepts are key in the development of MIDS work products. These concepts are:

- **No Net Increase**

  Development stormwater controls will result in the same pre-development volume and rate stormwater discharges for all new development and redevelopment to the best extent possible. It is understood that this will mean flexibility to accommodate certain considerations relating to set-aside lands, density of development, linear projects and geographic-based constraints.

- **Effective**

  Morphologic impacts on streams from increased volumes of runoff during small to moderate storms are prevented. MIDS techniques will be effective on a site-by-site basis, as well as on a broader watershed-wide scale.

- **Flexible**

  Diversity among Minnesota's municipalities shall be accommodated by the guidelines. The diversity in aquatic ecoregions and geology also present major challenges that require flexibility to achieve consistent stormwater management across the state.

- **Technically Sound and Scientifically Based**

  MIDS methodologies must be technically sound, peer reviewed and defensible.

Pilot Community Testing of DRAFT Community Assistance Package

During 2012, this DRAFT Community Assistance Package will be tested with several pilot communities. The pilot communities represent both large and small communities. It is expected that refinements will be made to the draft based on learning from work with the pilot communities.

The letter on the following pages provides support from MPCA for communities which adopt local ordinance changes pursuant to MIDS guidance in the FINAL Community Assistance Package. The final Community Assistance Package will not be officially endorsed until work with the pilot communities is completed at the end of 2012 and resulting refinements to this draft are completed.

Minnesota Pollution Control Agency

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

June 29, 2011

To: Communities of the St. Croix River Basin

RE: Volunteer Communities Needed for St. Croix Minimal Impact Design Standards Pilots

Dear Community Leaders:

As community leaders in the St. Croix Basin, you know that you live in a very special and rare place and that maintaining the vitality and quality of life of your community are important responsibilities. The St. Croix Basin's precious water resources are highly valued and because of your settings, many communities will likely see substantial urban growth in the years to come. While urban development can contribute to water pollution, there are new and improved urban development techniques that could be included in your future community planning that offer: (1) significant cost savings; (2) visually appealing options; and (3) prevent or minimize unintended consequences (pollution) from urban stormwater runoff on your lakes and streams.

The Minnesota Pollution Control Agency is requesting that you consider volunteering to be a St. Croix Minimal Impact Design Standards (MIDS) Partnership Pilot Community. The purpose is to foster the use of Low Impact Development (LID) runoff management practices. The goal is to prevent degradation to your community's waters and also to prevent unintended degradation of your downstream neighbors' waters in the St. Croix Basin. The St. Croix Partnership will work directly with your community planning, zoning and professional services to tailor effective and appealing development options to meet your community's needs.

What is in it for your community?

- Free hands-on training and support from widely recognized practitioners
- Reduced costs for developers and reduced future municipal operation and maintenance expenses
- Planning and zoning ordinance goals and examples
- Avoided costly future restoration efforts
- Adoption of the Minimal Impact Design Standards is voluntary and will provide you with:
    - a process that uses the best available information, has broad endorsement including the Minnesota Pollution Control Agency, and helps your community comply with regulatory requirements related to antidegradation and Total Maximum Daily Loads.
    - an efficient link to county water plans, priorities and potential future funding opportunities

ST. Croix River Basin Community Leaders
Page 2
June 29, 2011

The MPCA understands that as a local governmental unit, you are required to meet multiple requirements related to water quality. The intent of the MIDS partnership is to offer tools your community can use to manage stormwater. This "package" of tools includes:

- Performance goals for new development and redevelopment
- Ordinance and code models and goals
- Benefits of using each Best Management Practice via use of a standard calculator

We are hoping to select St. Croix MIDS Partner Communities by August 31, 2011. For further information about this assistance or to schedule a meeting to discuss it further, please contact Jay Riggs at the Washington Conservation District at your convenience at 651-275-1136 ext. 20. Your consideration in these important matters is greatly appreciated.

For additional information on the MIDS project, go to the MIDs webpage at: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/stormwater-minimal-impact-design-standards-mids.html.

Sincerely,

Lisa J. Thorvig

Lisa J. Thorvig
Division Director
Municipal Division

LJT/AG:wgp

cc: Jay Riggs, Washington Conservation District

How to Use the MIDS Community Assistance Package

This Community Assistance Package is designed to help Minnesota communities review their existing approach to stormwater management and erosion control and adopt changes to local policies and ordinances to better implement best management practices for antidegradation, ORVW, NPDES/SDS MS4 permit compliance and TMDL compliance. The Community Assistance Package, and other MIDS project products, will be included as part of an update of the Minnesota Stormwater Manual which is designed to provide state-of-the-art tools for improved stormwater management.
Communities should take the following steps in reviewing and improving their approach to stormwater management:

STEP ONE: Obtain a copy of the Minnesota Stormwater Manual, NPDES Permits, and TMDLs
The Minnesota Stormwater Manual, the NPDES/SDS Construction Stormwater General Permit, your community's NPDES/SDS MS4 permit (if you are an MS4 community), and TMDL studies are foundational to understanding the MIDS process.

The current Minnesota Stormwater Manual is available at: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/stormwater-management/minnesota-s-stormwater-manual.html. The Manual will be updated as part of the MIDS project. It is important to follow the update process until the updates are fully integrated into the Manual. Detailed information on the MIDS process is available at: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/stormwater-minimal-impact-design-standards-mids.html.

The NPDES/SDS MS4 General Permit is available at: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/municipal-stormwater/ms4-general-permit-reissuance-2011.html
The NPDES/SDS MS4 General Permit is currently under revision and is expected to be reissued in 2013.

The NPDES/SDS Construction Stormwater General Permit is available at: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/construction-stormwater/index.html
The NPDES/SDS Construction Stormwater General Permit is currently under revision and is expected to be reissued in 2013.

Information on in process, public comment, and approved TMDLs can be found on the Minnesota Pollution Control Agency website: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/minnesotas-impaired-waters-and-tmdls/tmdl-projects/tmdl-projects-and-staff-contacts.html.

STEP TWO: Audit your existing policies and ordinances

Use the Natural Resource Planning Checklist (page 112) to evaluate your current comprehensive land use plan and other plans and determine if changes are necessary to incorporate Low Impact Development best practices. Similarly, review your local ordinances using the Code and Ordinance Worksheet (page 116) to evaluate your current approach to stormwater management and identify opportunities for improvement. At a minimum, review the following plans and ordinances:

- Zoning ordinance
- Subdivision ordinance
- Stormwater control ordinance or provisions
- Erosion and sediment control ordinances or provisions
- Shoreland ordinance or provisions
- Wetland ordinance or provisions
- Floodplain ordinance or provisions
- Comprehensive plan provisions related to water, stormwater, or erosion control
- County water plan
- Any policies not in the comprehensive plan that relate to stormwater and erosion control
- Checklists or fact sheets related to stormwater and erosion control
- Watershed District/Watershed Management Organization plans and rules that apply to your community

STEP THREE: Prepare changes to policies and ordinances

Based on the results of your audit of existing policies and ordinances, use the model ordinance materials in this document (pages 18 to 86), to draft changes to your community's policies and ordinances. Guidance for choosing the long form or short form Stormwater and Erosion Control ordinance is included on page 46 with additional reference information and guidance provided on pages 15 to 17.

STEP FOUR: Adopt changes to polices and ordinances

Work with your city council, town board, or county board to adopt the changes necessary to comply with MIDS best practices. A sample resolution for adopting ordinance changes is included on page 110. Adoption of the materials in this Community Assistance Package (when finalized) is an approved alternative compliance path for antidegradation requirements.

Long Form MIDS Stormwater and Erosion Control Ordinance

Background

Nonpoint pollution (i.e. sediment, nutrients, toxics, thermal stress, and debris) from stormwater is the number one water pollution problem in the nation. Entire waterbodies are degraded by stormwater runoff and erosion and sedimentation when Best Management Practices (BMPs) are not adequate or not installed and maintained properly. Nonpoint pollution is intermittently regulated and threatens the quality of our water resources. Runoff from construction projects is by far the largest source of sediment from sites under development. Another major source of sediment is streambank erosion, which is accelerated by increases in peak runoff rates and increased water volume due to urbanization. Regulation of stormwater and control of erosion and sediment go hand-in-hand in the protection of water quality and quantity. In addition, federal and state rules require that communities manage stormwater and ensure erosion and sediment control under the National Pollution Discharge Elimination System (NPDES) program of the federal Clean Water Act. Implementation of the NPDES standards, through effective regulation, incentives, and education, offer communities an opportunity to protect the environment, the economy, and social values in the community.

Through regulation of stormwater, erosion, and sedimentation, communities can enhance and protect water resources. Stormwater control consists of BMPs and permanent infrastructure to maintain runoff rates and volumes at or under the pre-development runoff rates and volumes. Management practices include design standards to reduce impervious surfaces and enhance infiltration, treatment of stormwater runoff for water quality, and discharge of stormwater runoff at pre-development runoff rates.

Erosion control consists of BMPs designed to intercept precipitation and prevent soil particles from moving. Management practices that prevent erosion include construction staging, protecting existing vegetation, and tracking of disturbed slopes. Products designed for this include straw, mulch, ground covers, fiber blankets, hydro-seeding, etc. Sediment control consists of BMPs designed to capture soil particles after they have been dislodged and have begun to be carried away from the site. Products designed for this include silt fences, check dams, sedimentation ponds, and similar devices.

Local governments are critical to enforcing stormwater and erosion and sediment control regulation because state and federal agencies simply cannot track the development activities happening to the landscape on a day-to-day basis. Local governments track local development through the building code, development ordinances, tax valuations, and general protection of health, safety, and welfare. Many communities have some form of stormwater performance standards and permitting processes in place. Analysis of our surface and ground water shows, however, that these standards frequently fail to protect water quality. More and more of Minnesota's lakes, rivers, and streams are being designated as impaired. As communities incorporate new permitting requirements into local regulation, they can take the opportunity to address specific local considerations and priorities in managing stormwater, erosion and sedimentation.

Minimal Impact Design Standards (MIDS)

Stormwater management has evolved substantially over the past 20 years. Historically, the goal was to move water off the landscape quickly and reduce flooding concerns. Now we are focusing on keeping the raindrop where it falls and mimicking natural hydrology in order to minimize the amount of pollution reaching our lakes, rivers and streams, and to recharge our ground waters while also reducing flooding. In order to successfully do so, standards are needed to create consistency in design and performance. In response to this need, and advanced by a diverse group of partners, the Minnesota Legislature allocated funds to "develop performance standards, design standards or other tools to enable and promote the implementation of low impact development and other stormwater management techniques." (Minnesota Statutes, section 115.03, subdivision 5c).

Minimal Impact Design Standards (MIDS) represents the next generation of stormwater management and contains three main elements that address the following challenges:

- A higher clean water performance goal for new development and redevelopment to provide enhanced protection for Minnesota's water resources.
- New modeling methods and credit calculations that will standardize the use of a range of innovative structural and nonstructural stormwater techniques.
- A credits system and ordinance package that will allow for increased flexibility and a streamlined approach to regulatory programs for developers and communities.

The development of Minimal Impact Design Standards is based on the concepts of Low Impact Development (LID) — an approach to stormwater management that mimics a site's natural hydrology as the landscape is developed. Using the LID approach, stormwater is managed on site and the rate and volume of predevelopment stormwater reaching receiving waters is unchanged. The calculation of predevelopment hydrology is based on native soil and vegetation. (Minnesota Statutes, section 115.03, subdivision 5c).
The model ordinance below is designed to incorporate MIDS performance standards and techniques.

Concepts for Stormwater and Erosion and Sediment Regulation
The following key concepts are emphasized in this model ordinance:

- Implementing MIDS performance standards and credit calculator;
- Providing standards for managing the velocity and volume of runoff;
- Maximizing infiltration given the variety of soil types, topographies, and extent of existing development;
- Adapting standards and regulations for cold weather climates;

- Using buffers and vegetative management to treat stormwater runoff on-site;
- Regulating the amount and types of impervious surfaces;
- Scheduling land disturbing activities to prevent erosion and sedimentation; and
- Maintaining soil stability through effective use of BMPs;
- Implementing a cost effective inspection, maintenance, and enforcement program.

Building upon the requirement of the Minnesota Pollution Control Agency's (MPCA) NPDES/SDS Construction Stormwater and MS4 General Permits, this model ordinance provides alternative language and recommendations explaining how stormwater and erosion and sediment control regulation can be implemented and enforced when land disturbing activities take place. Adoption, implementation, and enforcement of the model will ensure compliance with MPCA antidegradation requirements. The MIDS Community Assistance Package is an approved alternative path to compliance for antidegradation requirements (See page 6 for MPCA letter authorizing alternative compliance path.)

MIDS and this ordinance are intended to assist in meeting total maximum daily load (TMDL) requirements for impaired waters. However, if your community has a discharge into a receiving water with an approved TMDL, higher/additional performance standards may apply as defined by the specifics of the TMDL. Information on TMDLs can be found on the MPCA website: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/minnesotas-impaired-waters-and-tmdls/tmdl-projects/tmdl-projects-and-staff-contacts.html.

Non-Urban Stormwater Issues

Finally, virtually all of the language here considers primarily the impacts of development, and primarily for cities or rural subdivisions. Non-urban runoff, primarily agricultural, is also a water quality issue in Minnesota, although it is exempt from much of the NPDES regulation. Many counties address agricultural runoff through programmatic efforts such as education and cost-sharing efforts of county soil and water conservation districts and the U.S. Natural Resources Conservation Service.

Long Form Model MIDS Stormwater and Erosion Control Ordinance Provisions

1. Authorization, Findings, Purpose, Scope, and Interpretation

a. Statutory Authorization

i. This ordinance is adopted pursuant to the authorization and policies contained in Minnesota Statutes Chapters 103B, 105, 462, and 497; Minnesota Rules, Parts 6120.2500-6120.3900; and Minnesota Rules Chapters 8410 and 8420.

ii. This ordinance is intended to meet the current construction site erosion and sediment control and post-construction stormwater management regulatory requirements for construction activity and small construction activity (NPDES Permit) as defined in 40 CFR pt. 122.26(b)(14)(x) and (b)(15), respectively.

iii. This ordinance is intended to meet the Minimal Impact Design Standards (MIDS) developed under Minnesota Statutes, section 115.03, subdivision 5c. This ordinance is intended to meet the antidegradation requirements in Minn. R. 7050.0180 and 7050.0185; meet outstanding resource value waters (ORVW) requirements in Minn. R. 7050.047; and assist in meeting total maximum daily load (TMDL) requirements for impaired waters.

b. Findings

The community finds that uncontrolled stormwater runoff and construction site erosion from land development and land disturbing activity can have significant adverse impacts upon local and regional water resources diminishing the quality of public health, safety, public and private property and natural resources of the community. Specifically, uncontrolled soil erosion and stormwater runoff can:

i. Threaten public health, safety, property and general welfare by increasing runoff volumes and peak flood flows and overburdening storm sewers, drainage ways and other storm drainage systems;

ii. Diminish the capacity of lakes and streams to support fish, aquatic life, recreational and water supply uses by increasing pollutant loadings of sediment, suspended solids,

MIDS Statutory Authority

Minnesota Statutes, section 115.03, Subd. 5c.
Regulation of stormwater discharges.
(c) The agency shall develop performance standards, design standards, or other tools to enable and promote the implementation of low-impact development and other stormwater management techniques. For the purposes of this section, "low-impact development" means an approach to stormwater management that mimics a site's natural hydrology as the landscape is developed. Using the low-impact development approach, stormwater is managed on-site and the rate and volume of predevelopment stormwater reaching receiving waters is unchanged. The calculation of predevelopment hydrology is based on native soil and vegetation.

What is NPDES?

NPDES stands for National Pollutant Discharge Elimination System. NPDES is a program for issuing, modifying, revoking, reissuing, terminating, monitoring, and enforcing permits under the Clean Water Act. In Minnesota, NPDES permits are issued by the Minnesota Pollution Control Agency. NPDES permits include, among others, those for Construction Stormwater and Municipal Separate Storm Sewer Systems.

nutrients, heavy metals, toxics, debris, bacteria, pathogens, biological impairments, thermal stress and other pollutants;

iii. Degrade physical stream habitat by increasing stream bank erosion, increasing stream bed scour, diminishing groundwater recharge, diminishing stream base flows and increasing stream temperatures;

iv. Undermine floodplain management efforts by increasing the incidence and levels of flooding;

v. Alter wetland communities by changing wetland hydrology and increasing pollutant loads;

vi. Impact groundwater by reducing recharge and increasing potential pollutant loading; and

vii. Generate airborne particulate concentrations that are health threatening or may cause other damage to property or the environment.

c. Purpose

The general purpose of this ordinance is to establish regulatory requirements for land development and land disturbing activities aimed at minimizing the threats to public health, safety, public and private property and natural resources within the community from construction site erosion and post-construction stormwater runoff. Specific purposes are to establish performance standards that will:

i. Meet Minimal Impact Design Standards performance standards;

ii. Meet antidegradation requirements of Minn. R. 7050.0180 and 7050.0185;

iii. Meet NPDES/SDS Municipal Separate Storm Sewer System (MS4) and Construction Stormwater General Permit requirements requirements;

iv. Assist in meeting Total Maximum Daily Load (TMDL) plan wasteload allocations for impaired waters through quantification of load reductions;

v. Protect life and property from dangers associated with flooding;

vi. Protect public and private property and natural resources from damage resulting from stormwater runoff and erosion;

Alphabet Soup: MIDS, Antidegradation, ORVW, and TMDL

The MIDS Community Assistance Package was designed to provide a single process by which communities could comply with antidegradation requirements for NPDES permits, including outstanding resource value waters (ORVW) requirements, as well as assist in meeting TMDL allocations for impaired waters.

An antidegradation policy was part of the Clean Water Act adopted in 1968 (40 CFR 131.12); and antidegradation standards were part of the first federal Water Quality Standards Regulation in 1975. The CWA was amended in 1987 (section 303(d)(4)(B)) to require antidegradation compliance in updates of NPDES permits. MPCA issued notice in 2010 to Minnesota MS4 communities that antidegradation compliance would be part of regular NPDES permit updates.

Minnesota rules implementing CWA antidegradation requirements (Minn. R. 7050.0180 and 7050.0185) are currently being revised.

Outstanding resource value waters (ORVW) are one tier of antidegradation requirements. ORVW standards provide heightened protection for high-quality waters.

vii. Ensure the annual stormwater runoff rates and volumes from post development site conditions mimic and/or reduce the annual runoff rates and volumes from predevelopment site conditions;

viii. Ensure site design minimizes the generation of stormwater and maximizes pervious areas for stormwater treatment;

ix. Promote regional stormwater management by watershed;

x. Provide a single, consistent set of performance standards that apply to all developments;

xi. Protect water quality from pollutant loadings of sediment, suspended solids, nutrients, heavy metals, toxics, debris, bacteria, pathogens, biological impairments, thermal stress and other pollutants

xii. Promote infiltration and groundwater recharge;

xiii. Provide vegetated corridors (buffers) to protect water resources from development;

xiv. Protect functional values of all types of natural waterbodies (e.g., rivers, streams, wetlands, lakes, seasonal ponds); and

xv. Sustain or enhance biodiversity (native plant and animal habitat) and support riparian ecosystems

d. Scope

No land shall be developed for any use without having provided stormwater management measures and erosion and sediment control measures that control or manage stormwater runoff from such developments.

e. Greater Restrictions

i. Relationship to WD/WMO Requirements - All stormwater management and erosion and sediment control activities shall comply with all applicable requirements of the watershed districts or watershed management organizations in which the project is located. In the case of provisions in this ordinance and requirements of watershed districts or watershed management organizations that overlap or conflict, the strictest provisions shall apply to the activities.

Alphabet Soup: MIDS, Antidegradation, ORVW, and TMDL (Continued)

While antidegradation requirements are aimed at maintaining non-impaired waters, total maximum daily load (TMDL) plans are designed to improve impaired waters. In Minnesota, National Pollutant Discharge Elimination System (NPDES) stormwater permits include requirements related to wasteload allocations under an approved TMDL. for MS4 permittees (Minn. R Chapter 7090). Adoption of MIDS components can move MS4 communities toward compliance with TMDL requirements, particularly through use of the MIDS Credit Calculator for quantification of stormwater load reductions.

Water Quality/Quantity Treatment Beyond NPDES/SDS & MIDS Standards

The requirements of NPDES/SDS permits and MIDS standards are sometimes inadequate for meeting local water quality or quantity goals. Communities, counties, watershed organizations and others may set customized standards in response to the condition of waters within their jurisdiction. Designing customized ordinances and rules may be to meet TMDL and water quality protection and improvement goals.

ii. Relationship to Existing Easements, Covenants, and Deed Restrictions – The provisions of this ordinance are not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance imposes greater restrictions the provisions of this ordinance shall prevail.

f. Severability

The provisions of this ordinance are severable, and if any provision of this ordinance, or application of any provision of this ordinance to any circumstance, is held invalid, the application of such provision to other circumstances, and the remainder of this ordinance must not be affected thereby.

2. Applicability

This ordinance requires that a Stormwater Pollution Prevention Plan (SWPPP) or an Erosion and Sediment Control (ESC) Plan be completed, submitted for review, and approved by the community. Applicants will complete either a SWPPP or an ESC Plan, but not both, as described in Sections a. and b. immediately below.

a. Stormwater Management

An approved Stormwater Management Permit including a Stormwater Pollution Prevention Plan (SWPPP) shall be required prior to any proposed land development activity that meets any of the criteria in i. through iv. immediately below, unless otherwise exempted in this ordinance in section 3.

i. Any land development activity that may ultimately result in the disturbance of one or more acres of land, including smaller individual sites that are part of a common plan of development that may be constructed at different times;

ii. A subdivision plat;

iii. The construction of any new public or private road; or

iv. Any land development activity, regardless of size, that the community determines is likely to cause an adverse impact to an environmentally sensitive area or other property.

Why do some projects require permanent stormwater management and erosion and sediment control while others require only erosion and sediment control?

Most developments will require either an ESC Plan or a SWPPP. The ESC Plan covers the site preparation and construction period of time and includes erosion and sediment control practices. Erosion and sediment control problems can be caused by stormwater runoff as well as other causes such as wind and the movement of water through natural streams and lakes.

A SWPPP covers stormwater runoff impacts during and after construction. A SWPPP includes erosion prevention measures, sediment controls and permanent stormwater management systems that, when implemented, will decrease soil erosion and sediment transport on a parcel of land and decrease off-site nonpoint pollution. An erosion and sediment control plan provides a baseline level of protection during site disturbance and stabilization for small projects. Larger projects also require erosion and sediment control to avoid soil loss during construction. However, due to the larger size these projects tend to result in more significant long-term impacts if stormwater management is not conducted during and after construction.

b. Erosion and Sediment Control

An Erosion and Sediment Control (ESC) Permit including an Erosion and Sediment Control Plan shall be required prior for any proposed land disturbing activity, that meets any of the criteria in i. through iv. immediately below, unless otherwise exempted in this ordinance in section 3.

i. Disturbs a total land surface area of between 3,000 square feet and one acre;

ii. Involves excavation or filling, or a combination of excavation and filling, in excess of 50 cubic yards of material; or

iii. Involves the laying, repairing, replacing, or enlarging of an underground utility, pipe or other facility, or the disturbance of road ditch, grass swale or other open channel for a distance of 300 feet or more; or

iv. Is a land disturbing activity, regardless of size, that the community determines is likely to cause an adverse impact to an environmentally sensitive area or other property, or may violate any other erosion and sediment control standard set forth in this ordinance.

3. Exemptions

The following activities shall be exempt from all of the requirements of this ordinance:

a. Emergency work necessary to protect life, limb, or property.

b. Routine agricultural activity such as tilling, planting, harvesting, and associated activities. Other agricultural activities are not exempt including activities such as feedlots, storage sheds, and construction of structures.

c. Silvicultural activity.

4. Stormwater and Erosion and Sediment Control Performance Standards

Any applicant for a permit as defined in section 2.a. of this ordinance must meet all of the following stormwater standards as applicable to the site:

a. All development: rate control

For all development sites (new development, redevelopment, and linear development) the site design shall provide on-site treatment during construction and post-construction to ensure no increase in offsite peak discharge for the 2-year, 24-hour storm event, the 10-year, 24-hour storm event, and the 100-year, 24-hour storm event.

b. New development: volume control

For new, nonlinear development the site design shall provide on-site treatment during construction and post-construction for a minimum of 1.1 inches of stormwater runoff volume off of new impervious surfaces. For areas of the site where there is no feasible way to achieve the treatment requirement, other treatment options may be considered by the community if the options meet the performance standard listed for sites with restrictions in e. below.

c. Redevelopment: volume control

To be determined by MIDS Work Group

d. Linear development: volume control

To be determined by MIDS Work Group

e. Flexible treatment options for new development volume control

Applicant shall fully attempt to comply with the standard in section 4.a. Options considered and presented shall examine the merits of relocating project elements to address, varying soil conditions and other constraints across the site. If full compliance is not possible, the following flexible treatment options shall be used:

Applicant shall document the flexible treatment options sequence starting with Alternative #1. If Alternative #1 cannot be met, then Alternative #2 shall be analyzed. If Alternative #2 cannot be met than Alternative #3 shall be met. When all of the conditions are fulfilled within an alternative, this sequence is completed.

Volume reduction techniques considered shall include infiltration, reuse & rainwater harvesting, and canopy interception & evapotranspiration and/or additional techniques included in the MIDS calculator and the Minnesota Stormwater Manual.

More Alphabet Soup: The Relationship Between NPDES, SWPPP, ESC Plans, and MIDS

MIDS defines performance standards for stormwater management that differ from those in the NPDES Construction Stormwater permit.

NPDES Construction Stormwater permits also require a SWPPP. The SWPPP developed to meet the requirements in this ordinance can be designed to also satisfy the requirements of the NPDES Construction Stormwater permit.

Higher priority shall be given to BMPs that include volume reduction. Secondary preference is to employ filtration techniques, followed by rate control BMPs.

Factors to be considered for each alternative will include:

i. Karst geology

ii. Shallow bedrock

iii. High groundwater

iv. Hotspots or contaminated soils

v. Excessive cost

vi. Poor soils (infiltration rates that are too low or too high, problematic urban soils)

Alternative #1: Applicant attempts to comply with the following conditions:

i. Achieve at least 0.55" volume reduction, and

ii. Remove 75% of the annual TP load, and

iii. Options considered and presented shall examine the merits of relocating project elements to address, varying soil conditions and other constraints across the site.

Alternative #2: Applicant attempts to comply with the following conditions:

i. Achieve volume reduction to the maximum extent practicable, and

ii. Remove 75% of the annual TP load, and

iii. Options considered and presented shall examine the merits of relocating project elements to address, varying soil conditions and other constraints across the site.

Alternative #3: Off-site Treatment. Equivalent to the new development performance goal of 1.1 " volume reduction, off-site mitigation (including banking or cash) can be used to protect the receiving water body. Off-site compliance and banking credits shall be achieved through a method that protects the receiving water using a method to be determined later in the MIDS Project.

f. Minnesota Stormwater Manual

All volume control for water quality and quantity and site design specifications shall conform to the current version of the Minnesota Stormwater Manual.

g. NPDES

All stormwater management and erosion and sediment control shall conform to the current requirements of NPDES/SDS MS4 and Construction Stormwater General Permits..

h. Protection of Surface Waters

Waterbodies shall be protected from runoff generated during construction and after completion of the development in accordance with Minnesota State Statutes and the NPDES Permit. Runoff shall not be discharged directly into surface waters without appropriate quantity and quality runoff control.

i. Watershed District/WMO Requirements

All stormwater management and erosion and sediment control activities shall comply with all applicable requirements of the watershed districts or watershed management organizations in which the project is located. In the case of provisions in this ordinance and requirements of watershed districts or watershed management organizations that overlap or conflict, the strictest provisions shall apply to the activities.

j. Regional Scale

however, if the community's preferred method of achieving stormwater and erosion and sediment control performance standards is through their specific stormwater plan on a municipal and/or regional scale then this plan may prescribe regional stormwater devices, practices or systems, any of which may be designed to treat runoff from more than one site prior to discharge to waters of the state.

5. Site Design and Credit Calculator

a. Site Design Process

i. Better Site Design

Infiltration volumes and facility sizes shall be designed using the Better Site Design Techniques of the current version of the Minnesota Stormwater Manual available at http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/stormwater-management/minnesota-s-stormwater-manual.html. Better Site Design involves techniques applied early in the design process to preserve natural areas, reduce impervious cover, distribute runoff and use pervious areas to more effectively treat stormwater runoff. Site design should address open space protection, impervious cover minimization, and runoff distribution and minimization, and runoff utilization through considerations such as:

1. Open space protection and restoration
   - (a) conservation of existing natural areas (upland and wetland)
   - (b) reforestation
   - (c) re-establishment of prairies
   - (d) restoration of wetlands
   - (e) establishment or protection of stream, shoreline and wetland buffers
   - (f) re-establishment of native vegetation into the landscape
2. Reduction of impervious cover
   - (a) reduce new impervious through redevelopment of existing sites and use of existing roadways, trails etc.
   - (b) minimize street width, parking space size, driveway length, sidewalk width
   - (c) reduce impervious surface footprint (e.g. two story buildings, parking ramp)

Better Site Design

A major difference between the traditional development process and the MIDS development process is the use of Better Site Design Techniques and site design using low impact development (LID) best management practices.

Traditional development typically treats raindrops as waste products to be conveyed elsewhere. The "traditional" development process relies on NURP and ponding as its major tool of stormwater management. Over the years we've found that ponding alone is not as effective as desired for comprehensive stormwater management.

Better Site Design focuses on utilizing and treating rainfall as soon as it hits the ground. The focus is not on conveying runoff, but on reducing and controlling runoff volume and mimicking natural hydrology using a wide variety of stormwater management and treatment methods. Better Site Design methods may include reducing impervious surface, conserving natural areas, and treating stormwater close to where it originates.

3. Distribution and minimization of runoff
   (a) utilize vegetated areas for stormwater treatment (e.g. parking lot islands, vegetated areas along property boundaries, front and rear yards, building landscaping)
   (b) direct impervious surface runoff to vegetated areas or to designed treatment areas (roofs, parking, driveways drain to pervious areas, not directly to stormsewer or other conveyances)
   (c) encourage infiltration and soil storage of runoff through grass channels, soil compost amendment, vegetated swales, raingardens, etc.
   (d) plant vegetation that does not require irrigation beyond natural rainfall and runoff from the site

4. Runoff utilization
   (a) capture and store runoff for use for irrigation in areas where irrigation is necessary

ii. **Stormwater Criteria**

The following general criteria shall be incorporated in site design for stormwater runoff to protect surface and ground water and other natural resources by maintaining pre-development hydrological conditions:

1. Reduce impacts on water
2. Protect soils
3. Preserve vegetation
4. Decrease runoff volume
5. Decrease erosion and sedimentation
6. Decrease flow frequency, duration, and peak runoff rates
7. Increase infiltration (groundwater recharge)
8. Maintain existing flow patterns
9. Reduce time to peak flows by increasing the time of concentration to and through storm sewers
10. Store stormwater runoff on-site
11. Avoid channel erosion

iii. **Erosion and Sediment Control Criteria**

The following general criteria shall be incorporated in site design for erosion and sediment control:

1. Minimize disturbance of natural soil cover and vegetation
2. Minimize, in area and duration, exposed soil and unstable soil conditions
3. Protect receiving water bodies, wetlands and storm sewer inlets
4. Protect adjacent properties from sediment deposition
5. Minimize off-site sediment transport on trucks and equipment
6. Minimize work in and adjacent to waterbodies and wetlands
7. Maintain stable slopes
8. Avoid steep slopes and the need for high cuts and fills
9. Minimize disturbance to the surrounding soils, root systems and trunks of trees adjacent to site activity that are intended to be left standing
10. Minimize the compaction of site soils

b. Use of Credit Calculator

Final site design and choice of stormwater and erosion control treatment practices shall be based on outcomes of the Credit Calculator in the Minnesota Stormwater Manual, and shall meet the performance standards in section 4 of this ordinance. (The credit calculator is available at .....)

What is the Credit Calculator?

The Credit Calculator is an integral part of the MIDS package. It includes new modeling methods and credit calculations that standardize the use of a range of innovative structural and nonstructural stormwater techniques. MIDS communities will use the calculator to determine stormwater rate control and volume control measures. These rate and volume control measures will then be incorporated in site design using Better Site Design Techniques from the Minnesota Stormwater Manual.

More specifically, the credit calculator:

- Provides an incentive for using low impact development (LID) techniques
- Determines the stormwater volume control required on the site
- Determines annual TP and TSS removal
- Provides volume and pollutant removal credit for BMPs in parallel and in series
- Focuses on pollutant removals for sites with Hydrologic Soil Group D soils
- Does not replace existing models, such as HydroCAD, for calculating and showing conformance to stormwater peak runoff rate requirements

6. Pollution Prevention

The applicant, or owner or occupant of property within the community, will follow the pollution prevention management requirements listed below in addition to any pollution prevention measures required for the site under the NPDES Construction Stormwater General Permit.

a. Discarded Material

No person shall throw, deposit, place, leave, maintain, or keep or permit to be thrown, placed, left, maintained or kept, any refuse, rubbish, garbage, or any other discarded or abandoned objects, articles, or accumulations, in or upon any street, alley, sidewalk, storm drain, inlet, catch basin conduit or drainage structure, business place, or upon any public or private plot of land in community, so that the same might be or become a pollutant, except in containers, recycling bags, or other lawfully established waste disposal facility.

b. Landscape Debris

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

c. Illicit Discharges and Connections

No person shall intentionally convey or cause any non-stormwater discharge to enter the community stormwater system unless such discharge:

i. Consists of non-stormwater that is authorized by an NPDES point source permit obtained from the MPCA; or

ii. Is associated with firefighting activities.

7. Good Housekeeping Provisions

Any owner or occupant of property within the community shall comply with the following good housekeeping requirements:

a. Chemical or Septic Waste

No person shall leave, deposit, discharge, dump, or otherwise expose any chemical or septic waste in an area where discharge to streets or storm drain system may occur. This section shall apply to both actual and potential discharges.

b. Pool Water Discharge

For pools, water should be allowed to sit seven days to allow for chlorine to evaporate before discharge. If fungicides have been used, water must be tested and approved for discharge to the wastewater treatment plant.

c. Runoff Minimized

Runoff of water from residential property shall be minimized to the maximum extent practicable. Runoff of water from the washing down of paved areas in commercial or industrial property is prohibited unless necessary for health or safety purposes and not in violation of any other provisions in community codes.

d. Storage of Materials, Machinery, and Equipment

Materials or equipment shall be stored to limit risk of contamination by runoff.

i. Objects, such as motor vehicle parts, containing grease, oil or other hazardous substances, and unsealed receptacles containing hazardous materials, shall not be stored in areas susceptible to runoff.

ii. Any machinery or equipment that is to be repaired or maintained in areas susceptible to runoff shall be placed in a confined area to contain leaks, spills, or discharges.

e. Removal of Debris and Residue

Debris and residue shall be removed according to the following provisions:

i. All motor vehicle parking lots shall be swept, at a minimum of twice a year to remove debris. Such debris shall be collected and properly disposed.

ii. Fuel and chemical residue or other types of potentially harmful material, such as animal waste, garbage or batteries, which is located in an area susceptible to runoff, shall be removed as soon as possible and disposed of properly. Household hazardous waste may be disposed of through community collection program or at any other appropriate disposal site and shall not be place in a trash container.

8. Inspections and Maintenance

a. Inspections and Record Keeping

i. **Applicant Responsibilities**

The applicant is responsible for inspections and record keeping during and after construction for all privately-owned stormwater treatment practices on the site.

ii. **Community Inspections**

The community shall conduct inspections on a regular basis to ensure that both stormwater and erosion and sediment control measures are properly installed and maintained prior to construction, during construction, and at the completion of the project. Mandatory inspections are required as follows:

1. Before any land disturbing activity begins;
2. At the time of footing inspections;
3. At the completion of the project; and
4. Prior to the release of financial securities.

b. Fees

A charge of $____ per hour will be assessed to the applicant for any inspections under this section by the community.

c. Stop Work Orders

In cases where cooperation for inspections is withheld, construction stop work orders shall be issued by the community until stormwater and erosion and sediment control measures meet the requirements of this ordinance. An inspection must follow before work can commence.

i. **Construction Stop Work Order -** The community may issue construction stop work orders until stormwater management measures meet specifications. A second stormwater management inspection must then be scheduled and passed before the final inspection will be done.

ii. **Perimeter Breach -** If stormwater and/or erosion and sediment control management measures malfunction and breach the perimeter of the site, enter streets, other public areas, or waterbodies, the applicant shall immediately develop a cleanup and restoration plan, obtain the right-of-way from the adjoining property owner, and implement the cleanup and restoration plan within 48 hours of obtaining permission. If in the discretion of the community, the applicant does not repair the damage caused by the stormwater runoff the community can complete the remedial work required and charge the cost to the applicant. If payment is not made within thirty days, payment will be made from the applicant's financial securities.

iii. **Actions to Ensure Compliance** - The community can take any combination of the following actions in the event of a failure by applicant to meet the terms of this ordinance:

1. Withhold inspections or issuance of certificates or approvals;
2. Revoke any permit issued by the community to the applicant;
3. Conduct remedial or corrective action on the development site or adjacent site affected by the failure;
4. Charge applicant for all costs associated with correcting the failure or remediating damage from the failure; If payment is not made within thirty days, payment will be made from the applicant's financial securities;
5. Bring other actions against the applicant to recover costs of remediation or meeting the terms of this ordinance; and
6. Any person, firm or corporation failing to comply with or violating any of these regulation, shall be deemed guilty of a misdemeanor and be subject to a fine or imprisonment or both. Each day that a separate violation exists shall constitute a separate offense.

d. Long Term Inspection and Maintenance of Stormwater Facilities

i. **Private Stormwater Facilities**

1. Maintenance Plan Required - No private stormwater facilities may be approved unless a maintenance plan is provided that defines who will conduct the maintenance, the type of maintenance and the maintenance intervals. All private stormwater facilities shall be inspected annually and maintained in proper condition consistent with the performance standards for which they were originally designed.
2. Facility Access - Access to all stormwater facilities must be inspected annually and maintained as necessary. The applicant shall obtain all necessary easements or other property interests to allow access to the facilities for inspection or maintenance for both the responsible party and the community.
3. Removal of Settled Materials - All settled materials including settled solids, shall be removed from ponds, sumps, grit chambers, and other devices, and disposed of properly.
4. Inspections - All stormwater facilities within the community shall be inspected by the community during construction, during the first year of operation, and at least once every five years thereafter.

ii. **Public Stormwater Facilities**

1. Acceptance of Publicly Owned Facilities - Before work under the permit is deemed complete, the permittee must submit as-builts and a maintenance plan demonstrating at the time of final stabilization that the stormwater facilities conform to design specifications. A final inspection shall be required before the community accepts ownership of the stormwater facilities.
2. Inventory of Stormwater Facilities - Upon adoption of this ordinance, the community shall inventory and maintain a database for all private and public stormwater facilities within community requiring maintenance to assure compliance with this ordinance. The community shall notify owners of public and private stormwater facilities of the need for conducting maintenance at least every five years.
3. Maintenance - The community shall perform maintenance of publicly owned stormwater facilities in accordance with their comprehensive stormwater management plan and other regulatory requirements.

9. Permit Review Process

a. Pre- Application Meeting

The community shall facilitate a pre-application meeting with the applicant, community staff, and staff of partner agencies (MPCA, SWCD, WD, WMO, etc.). The meeting shall be mandatory prior to submission of a permit application. The purposes of the meeting are: to understand the general parameters of the proposed project; and to convey the requirements of meeting the provisions of this ordinance.

b. Application Completeness Review

The community shall make a determination regarding the completeness of a permit application within ten (10) days of the receipt of the application and notify the applicant in writing if the application is not complete including the reasons the application was deemed incomplete.

The importance of the Pre-Application Meeting

The pre-application meeting allows the community staff to understand the proposed project and allows the potential applicant the chance to discuss site requirements with community staff. Pre-application meetings reduce economic risk for the applicant because the basic requirements are understood prior to initiating an application. The meetings also smooth the application review process because community staff and applicants all understand the project and requirements.

c. Application Review

The applicant shall not commence any construction activity subject to this ordinance until a permit has been authorized by the community. A complete review of the permit application shall be done within fourteen (14) business days of the receipt of a complete permit application from the applicant. The community will work with the necessary state, county, and local agencies to complete the review. The community shall review all information in the permit application including proposed stormwater practices, hydrologic models, and design methodologies and certify compliance with this ordinance.

d. Permit Authorization

If the community determines that the application meets the requirements of this ordinance, the community may issue approval authorizing the project or activity. The approval shall be valid for one year. Approval will be in written form from the community to the applicant.

e. Permit Denial

If the community determines the application does not meet the requirements of this ordinance the application must be denied. The applicant will be notified of the denial in writing including reasons for the denial. Once denied, a new application must be resubmitted for approval before any activity may begin. All land use and building permits shall be suspended until the applicant has an authorized permit.

f. Plan Information Requirements

The minimum information requirements of the application shall be consistent with the most recent version of the NPDES/SDS Construction Stormwater General Permit requirements including all the following information:

i. Project name and type (residential, commercial, industrial, road construction, or other);

ii. Project location;

iii. County parcel identification number (legal description);

iv. Names and addresses of the record owner, developer, land surveyor, engineer, designer of the plat, and any agents, contractors, and subcontractors who will be responsible for project implementation;

Who is Involved in Reviewing a Permit Application?

The permit application under this ordinance is reviewed by the community. Typically, the community's engineer reviews the site plans and site information to ensure that the proposed project satisfies the requirements of the ordinance.

The proposed project may be reviewed by a number of other soil- or water-related organizations in addition to the community. The requirements for other permits and reviews will depend on the project location, site size, the water resources present, and activities proposed. The other organizations may include:

- County
- Soil & Water Conservation District
- Watershed District or Watershed Management Organization
- Department of Natural Resources
- Minnesota Pollution Control Agency
- Metropolitan Council
- Army Corps of Engineers
- Board of Water and Soil Resources

v. For each construction phase, estimated start date, time frames, schedules, and completion date;

vi. Copies of permits or permit applications required by any other governmental entity or agencies including mitigation measures required as a result of any review for the project (e.g. wetland mitigation, EAW, EIS, archaeology survey);

vii. All proposed stormwater practices, hydrologic models, and design methodologies;

viii. A long term maintenance plan and schedule for all permanent stormwater practices along with the identity of the party responsible for the maintenance of the project; and

ix. A snow management plan identifying where and how snow will be stored/removed in order to protect stormwater facilities and BMPs.

g. Modification of Permitted Plans

The applicant must amend an approved ESC Plan or SWPPP to include additional requirements such as additional or modified BMPs designed to correct problems whenever:

i. There is a change in design, construction, operation, maintenance, weather or seasonal conditions that has a significant effect on the discharge of pollutants to surface waters or underground waters;

ii. Inspections or investigations by site operators, local, state or federal officials indicate the plans are not effective in eliminating or significantly minimizing the discharge of pollutants to surface waters or underground waters or that the discharges are causing water quality standard exceedances;

iii. The plan is not achieving the general objectives of minimizing pollutants in stormwater discharges associated with construction activity; or

iv. The plan is not consistent with the terms and conditions of the permit.

h. Permit Completion

i. Before work under the permit is deemed complete, the permittee must submit as-builts and a maintenance plan demonstrating at the time of final stabilization that the stormwater facilities conform to design specifications.

10. Financial Securities

a. Amount

The community shall require financial securities from the applicant in an amount sufficient to cover the entirety of the estimated costs of permitted and remedial work based on the final design as established in a set financial security schedule determined by the community.

b. Release

Financial securities shall not be released until all permitted and remedial work is completed.

c. Use by Community

Financial securities may be used by the community to complete work not completed by the applicant.

d. Form of Security

The form of the securities shall be one or a combination of the following to be determined by the community:

i. **Cash Deposit -** The first $5,000 of the financial security for erosion and sediment control shall be by cash deposit to the community. The cash will be held by community in a separate account.

ii. **Securing Deposit -** Deposit, either with the community, a responsible escrow agent, or trust company, at the option of the community, either:

1. An irrevocable letter of credit or negotiable bonds of the kind approved for securing deposits of public money or other instruments of credit from one or more financial institutions, subject to regulation by the state and federal government wherein said financial institution pledges funds are on deposit and guaranteed for payment;
2. Cash in U.S. currency; or
3. Other forms and securities (e.g., disbursing agreement) as approved by the community.

What is a typical fee schedule for Stormwater and Erosion Control Financial Securities?

A typical fee schedule for financial securities for erosion and sediment control activity requires that the applicant provide a security for the performance of the work in an amount of whichever is greater:

- $3,000 per gross acre OR
- $6,000 per gross acre for work done in special or impaired waters OR
- $1,500 for each single or twin family home.

This amount typically applies to the maximum acreage of soil that will be simultaneously exposed during the project's construction.

A fee schedule for stormwater management is often based on a specific estimate of the cost to construct the stormwater management practice. Typically the fee is 125% of the estimated construction cost for the stormwater facilities.

e. Community Indemnity

This security shall save the community free and harmless from all suits or claims for damages resulting from the negligent grading, removal, placement or storage of rock, sand, gravel, soil or other like material within the community.

f. Maintaining the Financial Security

If at any time during the course of the work the amount falls below 50% of the required deposit, the applicant shall make another deposit in the amount necessary to restore the cash deposit to the required amount. If the applicant does not bring the financial security back up to the required amount within seven (7) days after notification by the community that the amount has fallen below 50% of the required amount the community may:

i. **Withhold Inspections -** Withhold the scheduling of inspections and/or the issuance of a Certificate of Occupancy.

ii. **Revoke Permits -** Revoke any permit issued by the community to the applicant for the site in question or any other of the applicant's sites within the community's jurisdiction.

g. Action Against the Financial Security

The community may access financial security for remediation actions if any of the conditions listed below exist. The community shall use the security to finance remedial work undertaken by the community, or a private contractor under contract to the community, to reimburse the community for all direct costs incurred in the process of remedial work including, but not limited to, staff time and attorney's fees.

i. **Abandonment -** The developer ceases land disturbing activities and/or filling and abandons the work site prior to completion of the grading plan.

ii. **Failure to Implement the SWPPP or ESC Plan** - The developer fails to conform to the grading plan and/or the SWPPP as approved by the Community.

iii. **Failure to Perform** - The techniques utilized under the SWPPP fail within one year of installation.

iv. **Failure to Reimburse Community -** The developer fails to reimburse the community for corrective action taken.

h. Proportional Reduction of the Financial Security

When more than one-third of the applicant's maximum exposed soil area achieves final stabilization, the community can reduce the total required amount of the financial security by one-third. When more than two-thirds of the applicant's maximum exposed soil area achieves final stabilization, the community can reduce the total required amount of the financial security to two-thirds of the initial amount. This reduction in financial security will be determined by the community.

i. Returning the Financial Security

The security deposited with the community for faithful performance of the SWPPP or the ESC Plan and any related remedial work shall be released one full year after the completion of the installation of all stormwater pollution control measures as shown on the SWPPP or ESC Plan.

j. Emergency Action

If circumstances exist such that noncompliance with this ordinance poses an immediate danger to the public health, safety and welfare, as determined by the community, the community may take emergency preventative action. The community shall also take every reasonable action possible to contact and direct the applicant to take any necessary action. Any cost to the community may be recovered from the applicant's financial security.

11. Enforcement Actions

a. Notification of Failure of the Permit

The community shall notify the permit holder of the failure of the permit's measures.

i. Initial Contact - The initial contact will be to the party or parties listed on the application and/or the SWPPP as contacts. Except during an emergency action, forty-eight (48) hours after notification by the community or seventy-two (72) hours after the failure of erosion and sediment control measures, whichever is less, the community at its discretion, may begin corrective work. Such notification should be in writing, but if it is verbal, a written notification should follow as quickly as practical. If after making a good faith effort to notify the responsible party or parties, the community has been unable to establish contact, the community may proceed with corrective work. There are conditions when time is of the essence in controlling erosion. During such a condition the community may take immediate action, and then notify the applicant as soon as possible

ii. Erosion Off-site - If erosion breaches the perimeter of the site, the applicant shall immediately develop a cleanup and restoration plan, obtain the right-of-entry from the adjoining property owner, and implement the cleanup and restoration plan within forty-eight (48) hours of obtaining the adjoining property owner's permission. In no case, unless written approval is received from the community, may more than seven (7) calendar days go by without corrective action being taken. If in the discretion of the community, the permit holder does not repair the damage caused by the erosion, the Community may do the remedial work required. When restoration to wetlands and other resources are required, the applicant should be required to work with the appropriate agency to ensure that the work is done properly.

iii. Erosion into Streets, Wetlands or Water Bodies - If eroded soils (including tracked soils from construction activities) enter or appear likely to enter streets, wetlands, or other water bodies, cleanup and repair shall be immediate. The applicant shall provide all traffic control and flagging required to protect the traveling public during the cleanup operations.

iv. Failure to do Corrective Work - When an applicant fails to conform to any provision of this policy within the time stipulated, the community may take the following actions.

1. Stop Work Order - Issue a stop work order, withhold the scheduling of inspections, and/or the issuance of a Certificate of Occupancy.
2. Permit Revocation - Revoke any permit issued by the community to the applicant for the site in question or any other of the applicant's sites within the community's jurisdiction.
3. Correction by Community - Correct the deficiency or hire a contractor to correct the deficiency.
    a. The applicant will be required to reimburse the community for all costs incurred in correcting stormwater pollution control deficiencies. If payment is not made within thirty (30) days after costs are incurred by the community, payment will be made from the applicant's financial securities as described in Section 10 above.
    b. If there is an insufficient financial amount in the applicant's financial securities as described in Section 10above, then the community may assess the remaining amount against the property. As a condition of the permit, the owner shall waive notice of any assessment hearing to be conducted by the community, concur that the benefit to the property exceeds the amount of the proposed assessment, and waive all rights by virtue of Minnesota Statute 429.081 to challenge the amount or validity of assessment.

Enforcement Actions

It is likely that your community has general enforcement provisions in zoning, subdivision, or other regulations. It is important to include enforcement provisions that are specific to stormwater and erosion control activities. Permitted stormwater and erosion control activities differ in important ways from other land use activities: they respond to rain events that are not predictable; the management activities required differ from those undertaken during construction to those required after construction is complete; control measures continue long into the future; and specific expertise is required by the person conducting inspections.

b. Enforcement

The community shall be responsible for enforcing this ordinance.

c. Misdemeanor

Any person, firm, or corporation failing to comply with, or violating any of these regulations, shall be deemed guilty of a misdemeanor and be subject to a fine or imprisonment or both. All land use and building permits must be suspended until the applicant has corrected the violation. Each day that a separate violation exists shall constitute a separate offense.

d. Right of Entry and Inspection

i. Powers - The issuance of a permit constitutes a right-of-entry for the community or its contractor to enter upon the construction site. The applicant shall allow the community and their authorized representatives, upon presentation of credentials, to:

1. Enter upon the permitted site for the purpose of obtaining information, examination of records, conducting investigations or surveys;
2. Bring such equipment upon the permitted development as is necessary to conduct such surveys and investigations;
3. Examine and copy any books, papers, records, or memoranda pertaining to activities or records required to be kept under the terms and conditions of the permit;
4. Inspect the stormwater pollution control measures;
5. Sample and monitor any items or activities pertaining to stormwater pollution control measures; and
6. Correct deficiencies in stormwater and erosion and sediment control measures.

12. Definitions

Words or phrases used in this ordinance shall have the meanings as defined by Appendix 1 of the Minnesota Construction Stormwater Permit No: MN R100001 (Construction Permit) available at: http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/construction-stormwater/construction-stormwater.html#spermit.

If not defined in the Construction Permit, then words or phrases shall be interpreted to have the meaning they have in common usage. Words or phrases shall be interpreted so as to give this ordinance its most reasonable application.

For the purpose of this ordinance, the words "must", "shall", and "will" are mandatory and not permissive.

(When definitions are incorporated into the Minnesota Stormwater Manual, then this section can be changed to simply reference the Stormwater Manual definitions. Following are the most relevant definitions from the Construction Stormwater Permit.)

a. **"Applicant"** means the owner of land submitting an application under the provisions of this ordinance for a stormwater and erosion control permit to be issued by the community.

b. **"Best management practices (BMPs)"** means erosion prevention and sediment control, and water quality management practices that are the most effective and practicable means of controlling, preventing, and minimizing degradation of surface water, including avoidance of impacts, construction-phasing, minimizing the length of time soil areas are exposed, prohibitions, and other management practices published by the state or designated area-wide planning agencies. The MIDS Credit Calculator includes BMPs that may be considered under this ordinance.

c. **"Better Site Design"** means the control and management of stormwater quantity and quality through the application of Better Site Design Techniques as outlined in the current version of the Minnesota Stormwater Manual (http://www.pca.state.mn.us/index.php/water/water-types-and-programs/stormwater/stormwater-management/minnesota-s-stormwater-manual.html). Better Site Design includes: preservation of natural areas; site reforestation; stream and shoreland buffers; open space design; disconnection of impervious cover; rooftop disconnection; grass channels; stormwater landscaping; compost and amended soils; impervious surface reduction; and trout stream protection.

d. **"Common plan of development or sale"** means a contiguous area where multiple separate and distinct land disturbing activities may be taking place at different times, on different schedules, but under one proposed plan. One plan is broadly defined to include design, permit application, advertisement or physical demarcation indicating that land-disturbing activities may occur.

e. **"Construction activity"** includes construction activity as defined in 40 CFR pt. 122.26(b)(14)(x) and small construction activity as defined in 40 CFR pt. 122.26(b)(15). This includes a disturbance to the land that results in a change in the topography, existing soil cover (both vegetative and non-vegetative), or the existing soil topography that may result in accelerated stormwater runoff, leading to soil erosion and movement of sediment into surface waters or drainage systems. Examples of construction activity may include clearing, grading, filling, and excavating. Construction activity includes the disturbance of less than one acre of total land area that is a part of a larger common plan of development or sale if the larger common plan will ultimately disturb one (1) acre or more. (NOTE – The community may wish to change this to a smaller disturbance area. A smaller area is more restrictive than the state/federal requirements, so it would be allowable for a local government.)

f. **"Development"** means NOTE- waiting on MIDS work group to define development and redevelopment

   "Development, new" means residential, commercial, industrial or institutional land uses, and associated roads, resulting from the conversion of previously undeveloped land or from land under agricultural land uses.

g. **"Dewatering"** means the removal of water for construction activity. Dewatering can be a discharge of appropriated surface or groundwater to dry and/or solidify a construction site. Dewatering may require Minnesota Department of Natural Resources (DNR) permits to be appropriated and if contaminated may require other MPCA permits to be discharged.

h. **"Energy dissipation"** means methods employed at pipe outlets to prevent erosion. Examples include, but are not limited to: concrete aprons, riprap, splash pads, and gabions that are designed to prevent erosion.

i. **"Erosion prevention"** means measures employed to prevent erosion including but not limited to: soil stabilization practices, limited grading, mulch, temporary erosion protection or permanent cover, and construction phasing.

j. **"General contractor"** means the party who signs the construction contract with the owner or operator to construct the project described in the final plans and specifications. Where the construction project involves more than one contractor, the general contractor could be the party responsible for managing the project on behalf of the owner or operator. In some cases, the owner or operator may be the general contractor. In these cases, the owner may contract an individual as the operator who would become the co-permittee.

k. **"Impervious Surface"** means a constructed hard surface that either prevents or retards the entry of water into the soil and causes water to run off the surface in greater quantities and at an increased rate of flow than prior to development. Examples include rooftops, sidewalks, patios, driveways, parking lots, storage areas, and concrete, asphalt, or gravel roads.

l. **"National Pollutant Discharge Elimination System (NPDES)"** means the program for issuing, modifying, revoking, reissuing, terminating, monitoring, and enforcing permits under the Clean Water Act (United States Code Title 33, Sections 301, 318, 402, and 405) and its associated rules (United States Code of Federal Regulations Title 33, Sections 1317, 1328, 1342, and 1345).

m. **"Normal wetted perimeter"** means the area of a conveyance, such as a ditch, channel, or pipe that is in contact with water during flow events that are expected to occur once every year.

n. **"Notice of termination"** means notice to terminate coverage under a permit after construction is complete, the site has undergone final stabilization, and maintenance agreements for all permanent facilities have been established, in accordance with all applicable conditions of this permit.

o. **"Operator"** means the person (usually the general contractor), designated by the owner, who has day to day operational control and/or the ability to modify project plans and specifications related to the SWPPP. The person must be knowledgeable in those areas of the permit for which the operator is responsible, (Part II.B. and Part IV.) and must perform those responsibilities in a workmanlike manner.

p. **"Owner"** means the person or party possessing the title of the land on which the construction activities will occur; or if the construction activity is for a lease, easement, or mineral rights license holder, the party or individual identified as the lease, easement or mineral rights license holder; or the contracting government agency responsible for the construction activity.

q. **"Permanent cover"** means surface types that will prevent soil failure under erosive conditions. Examples include: gravel, asphalt, concrete, rip rap, roof tops, perennial cover, or other landscaped material that will permanently arrest soil erosion. A uniform perennial vegetative cover (e.g., evenly distributed, without large bare areas) with a density of 70% of the native background vegetative cover for the area must be established on all unpaved areas and areas not covered by permanent structures, or equivalent permanent stabilization measures. Permanent cover does not include the practices listed under temporary erosion protection.

r. **"Permittee"** means a person or persons, firm, or governmental agency or other institution that signs the construction permit application submitted to the MPCA and is responsible for compliance with the terms and conditions of the construction permit.

s. **"Public waters"** means all water basins and watercourses that are described in Minn. Stat. 103G.005 subd. 15.

t. **"Redevelopment"** means. NOTE- waiting on MIDS work group to define development and redevelopment

"Redevelopment" means areas where development is replacing older development. Redevelopment includes: any construction, alteration, or improvement that disturbs land where the existing land use is commercial, industrial, institutional, governmental, or residential. This also includes sites with the listed prior land uses that have been abandoned or removed.

u. **"Retain"** means manage stormwater on site using a low-impact development approach so that the rate and volume of predevelopment stormwater reaching receiving waters is unchanged. (This definition is derived from the MIDS legislation.)

v. **"Saturated soil"** means the highest seasonal elevation in the soil that is in a reduced chemical state because of soil voids being filled with water. Saturated soil is evidenced by the presence of redoximorphic features or other characteristics.

w. **"Sediment control"** means methods employed to prevent sediment from leaving the site. Examples of sediment control practices include: silt fences, sediment traps, earth dikes, drainage swales, check dams, subsurface drains, pipe slope drains, storm drain inlet protection, and temporary or permanent sedimentation basins.

x. **"Small construction activity"** means small construction activity as defined in 40 CFR part 122.26(b)(15). Small construction activities include clearing, grading and excavating that result in land disturbance of equal to or greater than one acre and less than five acres. Small construction activity includes the disturbance of less than one (1) acre of total land area that is part of a larger common plan of development or sale if the larger common plan will ultimately disturb equal to or greater than one and less than five (5) acres.

y. **"Stabilized"** means exposed ground surface has been covered by appropriate materials such as mulch, staked sod, riprap, erosion control blanket, mats or other material that prevents erosion from occurring. Applying mulch, hydromulch, tackifier, polyacrylamide or similar erosion prevention practices is not acceptable stabilization in temporary or permanent drainage ditches or areas where concentrated overland flow occurs. Grass seeding is not stabilization.

z. **"Standard plates"** means general drawings having or showing similar characteristics or qualities that are representative of a construction activity or practice.

aa. **"Stormwater"** is defined under Minn. R. 7077.0105, subp. 41(b), and includes precipitation runoff, stormwater runoff, snowmelt runoff, and any other surface runoff and drainage.

bb. **"Stormwater Pollution Prevention Plan"** (SWPPP) means a plan for stormwater discharge that includes erosion prevention measures, sediment controls and permanent stormwater management systems that, when implemented, will decrease soil erosion on a parcel of land and decrease off-site nonpoint pollution.

cc. **"Surface water or waters"** means all streams, lakes, ponds, marshes, wetlands, reservoirs, springs, rivers, drainage systems, waterways, watercourses, and irrigation systems whether natural or artificial, public or private.

dd. **"Temporary erosion protection"** means methods employed to prevent erosion. Examples of temporary erosion protection include; straw, wood fiber blanket, wood chips, and erosion netting.

ee. **"Underground waters (Groundwater)"** means water contained below the surface of the earth in the saturated zone including, without limitation, all waters whether under confined, unconfined, or perched conditions, in near surface unconsolidated sediment or regolith, or in rock formations deeper underground. The term groundwater shall be synonymous with underground water.

ff. **"Waters of the State"** (as defined in Minn. Stat. § 115.01, subd. 22) means all streams, lakes, ponds, marshes, watercourses, waterways, wells, springs, reservoirs, aquifers, irrigation systems, drainage systems and all other bodies or accumulations of water, surface or underground, natural or artificial, public or private, which are contained within, flow through, or border upon the state or any portion thereof.

gg. **"Water quality volume"** means runoff from the new impervious surfaces created by a project and is the volume of water to be treated in the permanent stormwater management system.

hh. **"Wetland" or "Wetlands"** is defined in Minn. R. 7050.0130, subp. F and includes those areas that are inundated or saturated by surface water or ground water at a frequency and duration sufficient to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions. Wetlands generally include swamps, marshes, bogs, and similar areas. Constructed wetlands designed for wastewater treatment are not waters of the state. Wetlands must have the following attributes:

i. A predominance of hydric soils;

ii. Inundated or saturated by surface water or groundwater at a frequency and duration sufficient to support a prevalence of hydrophytic vegetation typically adapted for life in a saturated soil condition; and

iii. Under normal circumstances support a prevalence of such vegetation.

City of East Bethel
City Council
Agenda Information

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Date:
May 1, 2013
* *

Agenda Item Number:
Item 7.0 C.1
* *

Agenda Item:
Park Commission Meeting Minutes for April 10, 2013
* *

Requested Action:
Information Only
* *

Background Information:
* *

Fiscal Impact:
None
* *

Recommendation(s):
Information Only
* *

City Council Action

Motion by:________________ Second by:________________

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Vote Yes:_____ Vote No:_____

No Action Required:__X___

EAST BETHEL PARK COMMISSION MEETING
April 10, 2013

The East Bethel Parks Commission met on April 10, 2013 at 7:05 P.M at the East Bethel City Hall for their regular monthly meeting.

MEMBERS PRESENT: Kenneth Langmade Bonnie Harvey Denise Lachinski Tim Hoffman

MEMBERS EXCUSED: Stacy Voelker Sue Jefferson Kermit Kirkevold

ALSO PRESENT: Nate Ayshford, Public Works Manager

Adopt Agenda	**Lachinski motioned to adopt the agenda as submitted. Harvey seconded; all in favor, motion carries unanimously.**
Approve – March 13, 2013 Meeting Minutes	Voelker emailed a few corrections to Ayshford – also present at March 13 meeting, Jack Davis. Under page one second paragraph, Parks Financial Information, she said make it a complete sentence. Add the word under at the beginning of the sentence. Page five first paragraph, last sentence, change that to be Voelker said it should be consistent with other parks signs. Page six last paragraph second sentence, Voelker said park playground equipment. Page seven, fifth paragraph, last sentence, Voelker recommended a location that ties into the trails system. Page 9, last paragraph, third sentence, she wrote as a member with the Scout group, and recently has been denied use. **Harvey made a motion to approve the March 13, 2012 minutes amended with changes. Hoffman seconded; all in favor, motion carries unanimously.**
Parks Financial Information	First sheet the operations budget, there isn't a lot happening in the parks yet. As the weather turns, we will see more action in the Parks. We are a quarter of the way through the budget. We should be doing just fine on the operations side of the things. Parks Capitol fund big expenditure was $18,000 for the fencing for Booster Park. The expenditure was from last fall but it was paid out this year. Hoffman said nothing has changed much from last month. **Hoffman motioned to approve the Parks Financial Information. Lachinski seconded; all in favor, motion carries unanimously.**
2014-2018 Parks CIP	The Parks Commission prepares a Capital Improvement Plan annually which updates projected projects, evaluates priorities and establishes funding for these works for the coming year and for each of the subsequent years for a five year period. This plan is presented to City Council for their approval and use for preparing the coming year's budget.

Attached are the 2013-2017 Parks CIP and the proposed 2014-2018 Parks CIP. We will discuss those projects that are listed for 2014 and determine if they need to stay in their current funding year or be rearranged to reflect any changes in our park priorities. Other projects can be added and existing ones can be deleted if there is a need for restructuring the schedule.

We need to complete this work by our April 2013 meeting.

The total amount of projects scheduled for 2014 is $100,000 plus any park and/or trail dedication fees from new development.

We have the parks CIP that was approved last year, so we can compare it with 2014. The Park Acquisition and Development fund is funded by developer park dedication fees. The only change we made here is the Bonde Park soccer fields in the event we get some park dedication fees in this year. Ayshford asked if there were any questions on the first one. No comments from Commissioners.

As we know from last year, this was knocked down from $100,000 to $75,000. We will be requesting the fund transfer to be reinstated to $100,000. We have trees planting in 2015. We don't plan to do any this year, Lachinski asked. Ayshford said we hope to do something this year with left over funds. You mean where Booster Park lost the Oak trees. Lachinski said yes. Ayshford said he has been talking with contractors to find out what the cost for a regulation baseball field would be for Booster West.

Resident name: John and Theresa Johnson 4563 210th Lane NE, East Bethel, MN

We also have some residents here who are interested in developing Oak Brook Acres park. It is a park that is totally undeveloped. Hoffman asked if anything has been done with it. Resident said it is raw land now. There is a sliding hill there. We found this brand new tar road that went back into the development. Todd Ganz was the developer, and there were lots open. They found a lot. He left one area for the park, for City to put in a park. He also had money that he put into the fund to get the park going. Ayshford said when a developer comes in they either put in land, or they can put in a park dedication fee at $2500 per lot. The Park Commission determines what is recommended. Ayshford said is a good sized property, around 10 acres, so it probably was a donation of property. Johnson said they built this house, as a retirement home, with the understanding that the City would put in a park. We just retired last summer. Due to their hours, they couldn't come to meetings. He talked to someone awhile back, and they were talking about, he was going to put a walking path through there and a bridge. He was also talking about some other small things. Someone else's job got abolished. He wouldn't be able to help us with the park. He doesn't remember whom he talked to. He has Jack Davis's name down. He has also dealt with him on some other things. He was going to have a path through there, and that was all the farther they got with talking. We have the cul-de-sac, where the park starts on the east side. The main part of the park is off of Ghia Street.

Oak Brook Acres is the name of the park. Ayshford said the park is 10 acres. Hoffman said we own the park. Harvey said he remembers a discussion on it a long time ago. Hoffman said right now we have no plans for that park. Harvey said could we start a path. Ayshford said it is a County ditch so there would probably be permits needed.

Lachinski was wondering what was at the other end. Ayshford said it is another cul-de-sac. Lachinski said there isn't a place to park. Ayshford said correct. Ayshford said the easiest way to do that would be to put in a culvert and cover it over.

Resident said that on Ghia street there are lots of kids. 209th is all kids. We do a lot of walking in the summer time. They are all interested. He use to work for the railroad and his hours were too bad. A lot of the people on Ghia Street, the houses were foreclosed on. A lot of those people probably don't know what the property is, a park. Lachinski said typically how would we find out what was proposed before. Hoffman said it had to be a long time ago. Harvey said it might have been talked about on a tour, where there are notes. Hoffman said a natural surface trail could be added in easily. Playground equipment might be a ways off. Harvey said maybe we could get a picnic table out there too. Resident said there are houses up there too. It isn't really secluded. Ayshford asked if they talked to the neighbors that are right next to the park. Resident said the people to the south of the neighbors; they have a concern that they might have planted their pine trees on the park property. Ayshford said this development is near where Durant turns into Wild Rice Drive down to Viking. Langmade has his big map of all the parks. It is park number 17. Hoffman said he doesn't remember talking anything about this park. Lachinski said when we did our park tour we drove by the neighborhood and said there was a lot there for a park.

Harvey said people use to do petitions together on what they would like in their neighborhood. Ayshford said that would help. Harvey said if you could do some door knocking. We wouldn't want to start doing something, and have people have a fit. Is it possible you could do that and bring it back to us? Resident said they could do that. Hoffman said the only thing we could is a trail. Lachinski said it shows interest. Resident said it goes through the woods. It is a nice walk. We have a lot of walkers in our neighborhood. Harvey said if it dries out. Ayshford said he would talk to Davis and get back to the resident. Hoffman said it sounds more like Brad was out there. Ayshford and Lachinski informed the resident to contact residents in the neighborhood, especially the ones right next to the park. If you want to write something up and get their written support of the path, and whatever their dream for the park is. Harvey said make it conservative. The resident asked if the neighbor didn't want it, it wouldn't happen then. Hoffman said yes, it could be stopped. Ayshford said it is all on City property with no need for easements. That makes it an easier process. Resident asked whom they should bring the petition to. Ayshford said bring it to him.

2014-2018 – Parks CIP – Langmade asked if there was anything more on space for Whispering Aspen. Ayshford said we have to keep a distance from the wellheads and the park lot encroaches on the tennis courts. Lachinski said around Whispering Aspen is it just around the immediate parking lot or is there a lot of room. Harvey said it is really small, is what she remembers. Lachinski said there is a big hill in front of the building. That would be perfect spot, but it wouldn't work there. Ayshford showed the property on the internet to the Commission, and explained the layout of the park. Hoffman said that is tight. Ayshford said we do own this, but it is an area that we mow. It is right in front of everyone's house.

Ayshford said it a grassy cul-de-sac. The point was to make it more attractive for rental of the community center as well. Hoffman said the one wellhead is at the end of the basketball court. Ayshford said there are plans for a property to get development. There is a possibility to get more land, adjacent that would really help. Hoffman said it looks wet. Ayshford said there is a little bit of wet, but not a lot. We have a utility project that will come through here later this summer. Harvey asked if it is part of BDM'S. Ayshford said they would probably be receptive. Hoffman said he doesn't know what you need there. Ayshford said if we could get a 50-foot circle. Hoffman said if we got 75 feet. Lachinski said as a developer the more attractive as a developer your property is it is better. Langmade said it would help with the community center. Ayshford said that park is on hold. We will have a little bit of money carrying over. Harvey said it has come a long way.

Ayshford said he is looking for a recommendation if there is anything you want to see switched. Booster baseball field, replace equipment in booster east and replace the irrigation in Booster East and Bonde. Hoffman any word on North Metro for use. Ayshford said they have no interest this year. Harvey said we could always drop that. Ayshford said they put quite a bit of money in fields in Oak Grove. They are split between Oak Grove and Andover. There is some discussion as using soccer fields for lacrosse. Lachinski said they don't have a team in St. Francis. But they do have them in Andover. Ayshford said it is essentially a soccer field, but used for lacrosse. Hoffman thinks 2014 looks good.

Ayshford said the trails capitol fund has $140,000 for 2014. We added the trail extension for John Anderson Park. There are a lot of oak trees in there. We won't be able to clear them until next fall. We own the property on that one and we will want to get some neighbors in to talk about it. It was brought up if Oak Brook Acres should be added. Lachinski said it looks like we are doing something for that neighborhood. Ayshford said should we wait to hear back from neighborhood. Hoffman said we could remove it. Ayshford said why don't we add it for 2014 for projected projects Oak Brook Acres natural surface trail for $5000.

Hoffman motioned to approve the plans as amended. Harvey seconded; all in favor, motion carries unanimously.

Park and Trail Comp Plan

In 2007, the City of East Bethel contracted with Bonestroo to develop a Parks, Trails, and Open Space Comprehensive Plan. The plan laid out goals for developing and expanding

Review and Updates

the will provide residents with a connected, community wide system of recreational opportunities.

Staff feels reviewing this plan to determine what goals were met within our existing park system and what direction the park system is heading will determine the need to update the comprehensive plan. City's park system in a manner consistent with anticipated growth and in a way that it said the building is stripped of anything.

Ayshford asked if the Commission has the document. Not everyone has one. Nothing has happened regarding development in the last eight years. The main planning goals, were some sort of development when the City Center develops at 22/65, the trails system and Booster Park. From his departments view they want to get away from the small neighborhood parks. We would like to see more a parks similar to Booster. Provide an experience they won't find on their own properties.

What is the City stand on dedicate parks in smaller developments. We can give the land back to the developer or we can put it in a trust or protected status. Hoffman said or not maintain it. We have cut back on the maintenance on some of the smaller parks. Northern Boundaries was cut back on. Ayshford said the whole document he doesn't have digitally, he is still looking for it. He will do some more searching for it and will get everyone a copy of it. It talks about funding to building out all the parks, etc. Hoffman said way more money than we have.

Ayshford said they met with Met Council and Anoka County about Legacy funds. There are only ten organizations that can get to the Legacy funding. So we looked at ways we could get our items moved up with Anoka County. Our first hurdle we have to cross is to get it on Anoka County's Master Plan. They are hoping to get that on there later this year. From that point it goes to Met Council and then they can start funding this. The trails that Anoka County puts in are on usually done when there is road reconstruction plans, and according to them, there won't be construction up here for long time. They are working their way up Lexington a portion at a time.

The highway department is doing an overlay on 213th and Durant but no lane widening. It will be cost prohibited. The City was hoping the county highway department would widen the road. It would provide the final link for a safe route to traverse a good portion of the city from north to south. Lachinski said her husband had her car break down there and there is nowhere to pull over there. This came up late last week. Ayshford said there is lot of good maps in there.

Next Tuesday is the town hall meeting from 6:00 p.m. – 9:00 p.m. Lachinski recommends that people come. The first hour is a question and answer period in the senior center. The middle section is here in the Council chambers. The last hour is in the senior center.

Lachinski said the park information is kind of sketchy on the website. Is that getting updated? Ayshford said they are working on it. Lachinski said Mary Spivy mentioned putting a link for Cedar Creek under Fish Lake.

Langmade said Mary Spivey is very interested in finding out the history of this area.

Ayshford said the water system is complete and the first customer was hooked up today.

Adjourn **Hoffman motioned to adjourn the April 10, 2013 meeting at 8:15 p.m. Harvey seconded; all in favor, motion carries unanimously.**

Respectfully submitted by:

Jill Anderson
Recording Secretary

City of East Bethel
City Council
Agenda Information

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Date:
May 1, 2013

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Agenda Item Number:
Item 7.0 D.1

* *

Agenda Item:
Road Commission Meeting Minutes for April 9, 2013

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Requested Action:
Information Only

* *

Background Information:

* *

Fiscal Impact:
None

* *

Recommendation(s):
Information Only

* *

City Council Action

Motion by:________________ Second by:________________

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Vote Yes:_____ Vote No:_____

No Action Required:__X___

EAST BETHEL ROAD COMMISSION MEETING
April 9, 2013

The East Bethel Road Commission met on April 9, 2013 at 6:30 P.M at the East Bethel City Hall for their regular monthly meeting.

MEMBERS PRESENT: Kathy Paavola Tim Harrington Lori Pierson-Kolodzienski Deny Murphy Roger Virta

MEMBERS EXCUSED: Al Thunberg Jeff Jensen

ALSO PRESENT: Nate Ayshford, Public Works Manager
Bob DeRoche, City Council Member

Adopt Agenda

Pierson-Kolodzienski motioned to adopt the agenda as submitted. Paavola seconded; all in favor, motion carries.

Approve – March 12, 2013 Meeting Minutes

Page 6/7 third paragraph, should be knew not new someone. He didn't know if it was really worth getting all excited about.

Paavola motioned to approve the March 12, 2013 minutes with changes. Harrington seconded; 4 aye and one abstention (Virta), motion carries.

Roads Financial Information

Ayshford stated the first one is the operations budget, and we are a quarter of the way through the year. There are a few categories that we are a little bit above. Professional services fee he will look up. We have had some expenses in equipment parts. We have had some repairs we had to take care of in our shop. Other than that we are doing ok. Line 224 is the street maintenance material. A lot of that was salt that we purchased at the end of this year. We upped our order for 2014/2015. We had 150 ton left over going into this year. The State runs their budget from July – June. We usually get 650 tons. This past year we ordered 550 tons. We have a good stockpile to start off the year. We might need a little tomorrow or Thursday. Virta asked if the amount was consistent. Ayshford said yes, we have. We also have a 10% leeway on it. We can go from 590 to 710 tons.

The capitol funds summary, nothing has really changed this year. Virta asked about the 189th seal coat, is that by the theater. Ayshford said no, it is on the north side of Coon Lake. It is between Vickers and Yalta. Pierson-Kolodzienski said that is 187th by the theater. Ayshford said 189th is off of Jackson also and it is a gravel road. Virta said there is a 189th off of University.

Ayshford brought up the City map on the internet to show Commission members. He showed the neighborhoods, near Sportsman, Vickers, Edmar etc. Staples, Waconia and Jamestown are on the other side of Coon Lake. We are focused in that area for this year.

Virta asked if there were any questions or comments.

2014-2018 Roads CIP

The Roads Commission prepares a Capital Improvement Plan annually which updates projected projects, evaluates priorities and establishes funding for these works for the coming year and for each of the subsequent years for a four year period. This plan is presented to City Council for their approval and use for preparing the coming year's budget.

Attached is the 2013-2017 Roads CIP and the proposed 2014-2018 Roads CIP. We will discuss those projects that are listed for 2014 and determine if they need to stay in their current funding year or be rearranged to reflect any changes in our roads priorities. Other projects can be added and existing ones can be deleted if there is a need for restructuring the schedule.

Possible items up for addition to the MSA Fund include;
1) Davenport Street from 209th up to and including 213th Ave (3/4 mile approx $550,000)
2) 181st Ave from TH65 to Jackson St – near the new Acapulco (3/4 mile with the cooperation of Ham Lake approx $600,00) – if they were to agree it would cost the City $300,000
3) University Ave from Sims road to 221st Ave (1 mile with the cooperation of Oak Grove approx $825,000) – if they were to agree it would cost the City $412,500
4) Klondike Dr (Gravel 1 ¾ mile approx $1,500,000-$2,000,000)

This planning work will need to be completed by the conclusion of our May 2013 meeting.

He would like to get this approved here tonight. So it can go before the Council for the budget planning.

For 2014, there isn't anything planned for MSA streets. We advanced 2014, 2015, 2016 for Lincoln, Laurel and Longfellow. We have also changed on here our MSA contribution was $539,000, now it is $557,000. It shows us carrying a balance until 2017. DeRoche said how did the frontage road increase? Ayshford said they are last year's numbers. We are going to have a higher balance carrying forward, but not enough to tackle any major projects.

Virta said 2013 was already approved and that is in the bank. That is the one we did last year. That is the one we have been using as an operating plan for this year. Virta said the Roads Commission was not for the service road along the west side of Hwy 65. DeRoche said MnDOT was going to signalize that intersection at 221st, but not until 2015. So the City decided to do a frontage road on the east side of Hwy 65, and that wouldn't go. In the meantime the State came forward and bumped the project up until 2012. Anyway staff recommended that the west side service road go in anyways. He didn't vote for it, and wanted money to go somewhere else. Because it is a lot of money. Virta said that is how that chronology worked out. That is how we got approval for the frontage road.

We made the recommendation to not do the project to the City Council. Some other people thought we didn't want to pass up the money, and we had the grant there. It was part of the City's long-range frontage road plan. Harrington said they couldn't find anything to down there by the sewer area. Ayshford said the grant is only available if you close off access to Hwy 65. DeRoche said he was told that the money wouldn't be available any other time. Ayshford said that MnDOT wants to see uncontrolled access points closed for safety reasons. The Roads Commission's recommendation was noted in the write up. Virta said the missed last months meeting. DeRoche said it is still a topic of discussion. Virta said so then basically then when you talk about MSA, we are advancing until 2016. Ayshford said we could advance four years out or $3,000,000. The State wants to see the money spent.

They want to capture some of these costs when construction is cheaper. Murphy said the proposed shared projects are a bargain, with Oak Grove and Ham Lake. Murphy said would Klondike be a project we can do. DeRoche said the assessments would be really high. Virta said there is a lot of frontage on there. Ayshford said it is a mile and ¾ of gravel, and there are 14 residents on there. Virta said 181st from 65 to Jackson, that is carrying all the traffic that is being detoured for Viking. Ayshford said that isn't the official detour. Virta said that road is pretty beat up. Ayshford said Davenport is in the worst of all those roads. It would be from the intersection of Sims around by Flex Fitness. Ayshford said Ham Lake is looking at 181st and they put it on the back end of their 5-year plan. They have it in 2017 or 2018. Virta can't imagine what kind of shape it will be in 2018. Pierson-Kolodzienski said it won't last that long.

Virta said Davenport. DeRoche said doesn't it get potholes and need patching. Ayshford said yes, it is by Flex Fitness and Crashed Toys. Virta asked how much traffic it carries. Ayshford said there is quite a bit of traffic there. Pierson-Kolodzienski said the Flex Fitness is busy.

Virta said we would get a lot of leverage off of working with Ham Lake on 181st. That makes sense to him. That is in 2018. That is a long ways away. Ayshford said we could advance fund all the way up to 2015. That would put us at a zero balance up until 2018. DeRoche said it is a double edge sword, with all the business that is coming. Ayshford said the new roads that will be going in aren't eligible for the MSA funds. As we get more roads (mileage) in the City, then we can start designating other roads as MSA roads.

Ayshford said for this we are looking at MSA eligible roads. There is one area of University that we share with Oak Grove that has problems due to muskrats and poor subsoils.

Virta said we don't have enough money to do Klondike. Ayshford said correct, we do not at this time, but it could be saved for.

Virta said the 181st one, due to the leverage with Ham Lake, is worth prioritizing. He doesn't know how much traffic we are going to see as it develops. It is right adjacent to that development. He hasn't seen any plan for where the roads are going to be. Ayshford said it is the other side of the highway. We were looking at getting out of the area by the theater, having it exit to Jackson. That would relieve some of the pressure off that

intersection and but put it on more residential roads which is not ideal. Virta said that is a residential area, with an MSA road. His opinion is the Davenport and 181st are the two priorities. Virta said we would be able to pre-fund it from the following years. Virta said it makes sense. Pierson-Kolodzienski said get it on the schedule. Virta said get it on the schedule and we have room for changes. It is in the area that has the most growth. We have the cost sharing part of it. Do you need a motion on it? Ayshford said yes, we will be locked in for 2014 projects. We should have these projects on the schedule.

Virta moved that Davenport from 209th and up to and including 213th and 181st items 1 and 2 be added to the MSA schedule for 2015. Pierson-Kolodzienski seconded. Motion carries unanimously.

Street Capitol Fund, it is funded through the budget process, general fund transfer. Virta said 2013 stuff is in progress and we are discussing 2014. Ayshford said the last item on there, Whispering Aspen; we are working with the engineer on this one. We are looking at overlay, spot work or total reconstruction. There is also an additional fund that is eligible to pay for that. There is a fund, $20,000, balance that will help pay for that down the road.

Virta asked if the new fiber network was hooked up. Ayshford said it is close to being hooked up.

Ayshford showed the neighborhoods to be worked on next year. That is for seal coating. 2015, we move over close to the City hall, near Sandy Drive and Palisade. Some of these were done before, behind the shop. Murphy asked how these are coming up, on the schedule. Ayshford said yes, it is easier to keep them all in the same area, and get things prepped, pipes, seal coating, etc. Virta said these are scheduled based on how worn out the streets are. Ayshford said they are worked on based on age of the road, condition, and proximity of similar roads.

In 2016 we work more on overlay projects. One neighborhood is in rough shape, Whispering Oaks development. That will be worked on in that year. Virta asked if there are any questions or comments on 2014, that is the one we need done for tonight for the Council. If these are being done based on how worn out they are. We should follow the basic recommendations that you come up with. We need a motion, then. Do you want just the 2014 or the whole list.

Ayshford said if you know of any streets that need to be moved up, or we will continue on with seal coating. Virta said he hasn't heard anything down in his area. The only thing that he is aware of is 181st. How about over by the Coon Lake? Paavola said except right there by the horse farm. Ayshford said that is still out there for the contractor to put in another overlay.

The seem doesn't match. Paavola said she noticed a big puddle there, by a house. Ayshford said we are working with the contractor on that one, it is Bryant Lane. The contractor hasn't received final payment or completed the punch list.

Virta motioned that the items that posted on the Street Capitol Projects from 2014-2018 be recommended to the City Council for approval. Paavola seconded. Motion carries unanimously.

Ayshford said that it is it for the Capitol planning. He will have to coordinate with Ham Lake for 181st. Virta said anytime we can piggyback with another City it makes sense.

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Council Report and Other Business

There is quite a bit going on DeRoche said.

Village Green - we received a letter from Met Council that they are going to hook up. We don't get any credit for it and Met Council gets their flow. We don't have to decommission it.

Klondike has been brought up. It was mainly when Viking Boulevard was shut down, and Klondike was the way to go. There was talk about treating that road. Ayshford said Klondike held up pretty well after the treatment last year.

The schoolhouse was before the council. There was a study done, and it went before the Parks Commission. He said look this is what it is going to cost. If you revamp it, it won't be a schoolhouse. We understand people are attached, but it should have never been purchased. We do have a couple contractors that will take it. The figure he has heard so far for someone to take it is reasonable. It has become a liability for the City. There is talk about using the pad for something else.

Council voted to put a hoist in for Public Works for doing maintenance. His main argument is, they have all this money in equipment. If we can keep some of the costs in house. We have to find ways to pinch pennies.

We are losing one employee. He is moving to another City. It was voted on to put out for applications for another Public Works employee. That position is already in the budget.

We have had two meetings on the budget.

Feasibility study for a water park. Virta hasn't heard that one. DeRoche said the idea came up after the last election. ADY Voltage did a study and a survey done a Booster Days. Out of 151 responses, some people said they wanted a water park. It isn't costing the City any money. We initially had 2 hours of staff time. Now have had 16 hours of staff time, himself and Tom Ronning voted to not move forward. It is to try to get a developer to put up a convention center, water park and hotel. We got outvoted on that one. The analogy is it isn't going to cost us more than a postage staff. Personally he would like to see us getting developers out on the different properties. Classic Construction has ten more acres south. The theater owns 10 or more acres south of them. Virta asked if they would get the water from the water supply. Ayshford said yes but it is recycled water, and it isn't fresh water going in there every day.

He watched the Legislature in the Senate there is a concern over the water in the aquifers. But there idea was clean water people to work with the DNR to monitor cities, to bill customers of the water, for quantity and quality of the water.

The water and sewer are up and operational. Aggressive Hydraulics is hooked up and tested it.

Ayshford said the Met Council is going to haul the waste water out to Fridley to the dump station for the first year until the plant is operational. Virta said they would come out by the gas station.

Pierson-Kolodzienski said they were flushing the hydrants the other day.

DeRoche said there were twelve hydrants that were broke. That came out about a week ago. Ayshford said it might be a manufactures defect or possible freezing problems. DeRoche said that will be a big move for Aggressive Hydraulics. They can't shut down to move. He had a pretty good talk with Paul Johnson and Wes.

DeRoche said that someone was telling him that Jackson came out really nice, but it floods. Virta said a few spots look soft or washed away. Ayshford said they would be going in fix those areas. It should flow correctly when they are done. The puddles are near the catch basins which do not have the final grade matched yet and have sediment traps in them that restrict flow until the project is complete. Virta said the soft areas that broke down, is that due to the sub base being bad? Ayshford said yes. They were aware of those spots in the fall but needed to pave it for the winter months. The contractor will be removing those sections and making corrections to the sub grade before the final lift.

It was voted and approved that the businesses down in the park are mandatory hook up. They have six or eight months to hook up. Ayshford said he thought it was December 31, 2013. DeRoche said they might want to go on the website and read the ordinance. He doesn't understand people were told they wouldn't have to. What are you going to do? He voted against it. He understands and thinks we need to work with these people. We can't drive people out of here.

Virta said there is a lot of residential development. Pierson-Kolodzienski said there is a lot in Ham Lake and Andover. All of these in all the cities are in foreclosed lots on that already had the developments platted. Pierson-Kolodzienski the lots are being scarfed up because they are so cheap.

DeRoche said there was a moratorium put on in 2004/2005, because of sewer and water coming in. It turned off people. Ayshford said going into this we only had two or three developments with numerous open lots. DeRoche said we need to plat these lots out. We need to get that done. Ayshford said it is starting to show signs of recovery.

DeRoche said we have a new building inspector, Steve.

Ayshford said on the schoolhouse, it is available for sale, $1.00 for the highest bidder.

DeRoche said we have been tossing the idea around about making the Public Works

building larger. He thinks Public Works has been ignored for a while. Ayshford said we share four stalls with the Sheriff's Department in our shop. It is a jigsaw puzzle to get things in and out.

The Decommissioning of the Castle Towers plant. We will be bidding out the force main in the next couple weeks.

Next Tuesday is at the Town Hall meeting, in the Senior Center starting at six.

Murphy said the first item you brought up with the trailer park being brought on board. How is that happening without us getting credit? DeRoche said it is because it isn't a new connection, because they have an existing sewer treatment plant down there. Why they weren't included initially as a mandatory hook up, they were out of it. Up until a month or a month and a half ago, we were told they didn't have the money. For water, it is customers for us. Part of the ordinance is if you have sewer you have to have water.

Virta said when Aggressive Hydraulics moves in they would have how many ERUs. DeRoche said they would have 16. We initially needed 100 ERUs. Right now we only have to do 50 ERUs, well guess what next year it is another 140, and then it keeps going up. So yeah it was nice that we have 50, but the same deal doesn't true for future years. Met Council has put together a committee to come up with a way to pay for the infrastructure other than with just SAC charges. Who knows where that will go? But any new connections, senior housing, housing, etc. If we put in senior housing with 120 units, that would be 120 ERUs. Even with that. 2015 is kind of the number, when the proverbial stuff will hit the fan. This year we are $90,000 short. Next year we could be anywhere form $150,000 to $450,000 short. Doesn't make sense to him since all the experts said we would be good to go. Virta said the ordinance passed that would hook up. DeRoche said some businesses say we were good five years ago with money in the bank, now we are working on working capitol and if this comes through, we will be done.

Adjourn **Pierson-Kolodzienski motioned for adjournment. Paavola seconded; all in favor, motion carries. Meeting adjourned at 7:40 p.m.**

Respectfully submitted,
Jill Anderson
Recording Secretary

City of East Bethel
City Council
Agenda Information

* *

Date:
May 1, 2013

* *

Agenda Item Number:
Item 8.0 D.1

* *

Agenda Item
Amend 2013 Fee Schedule

* *

Sponsor: Finance Director

* *

Requested Action:
Approve amendments to the 2013 Fee Schedule

* *

Background Information:
When the 2013 fee schedule was adopted by City Council on February 6, 2013, it did not include charges for water meters or loan application fees.

Current City Ordinance requires customers to pay for their water meters. Staff is proposing that a fee of $10 would be added to the cost of a typical residential meter (5/8" x ¾") and a $25 fee for larger meters. The proposed fees are intended to cover the cost of ordering and stocking the meters.

At the April 17, 2013 City Council meeting the Economic Development Fund Loan Program was approved. A part of the loan program was to pay an application fee of $200.00 and an escrow fee of $300.00. The application fee would cover the cost of staff time for processing the loan and discourage those that did not have a legitimate interest in the program.

Attachment(s):

1. Res 2013-20 Amending the 2013 Fee Schedule

* *

Fiscal Impact:
As noted.

* *

Recommendation(s):
Staff requests approval of Resolution 2013-20 Amending the 2013 Fee Schedule and will be effective immediately.

* *

City Council Action

Motion by:_____ Second by:_____

_____

_____

Vote Yes:_____ Vote No:_____

No Action Required:_____

CITY OF EAST BETHEL
EAST BETHEL, MINNESOTA

RESOLUTION NO. 2013-20

A RESOLUTION MODIFYING FEES TO BE COLLECTED BY THE CITY OF EAST BETHEL IN 2013

WHEREAS, The City Council of the City of East Bethel is the governing body of the City of East Bethel; and

WHEREAS, the 2013 Fee Schedule, originally adopted on February 6, 2013 as Resolution 2013-09, did not include a water meter charge or a Loan Application Fee and Escrow.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST BETHEL, MINNESOTA THAT: Resolution 2013-09 Establishing 2013 Fee Schedule is hereby modified with the addition as follows:

UTILITY OPERATIONS:

Water Meter	
5/8" x ¾"	Meter cost + $10
Larger than 5/8" x ¾"	Meter cost + $25

PLANNING & ZONING:

Economic Development Fund Loan Application	$200 + Consulting Fees; $300 Escrow Required

Adopted this 1st day of May, 2013 by the City Council of the City of East Bethel.

_____
Richard Lawrence, Mayor

ATTEST:

_____
Jack Davis, City Administrator

City of East Bethel
City Council
Agenda Information

* *

Date:
May 1, 2013
* *

Agenda Item Number:
Item 8.0 G.1
* *

Agenda Item:
Recycle Operations for the Drop-Off Program
* *

Sponsor: City Administrator
****

Requested Action:
Consider the use of city personnel, civic or community organizations to operate the Recycling Drop-Off Program
* *

Background Information:
In addition to the City's basic recycling activities funded by the County, the City of East Bethel received an additional grant from the Anoka County SCORE Program in the amount of $10,000 to operate a monthly drop off service for tires, batteries, electronics and appliances at the City Recycle Center. This is a service that is offered on the last Saturday of every month from 9:00 AM to Noon. Funding for this activity has increased our recycling presence and service over and above our traditional Spring and Fall Recycling Day events.

The operation of this extra service has been temporarily conducted by members of the Lions Club under the existing agreement with the City to run the Recycle Center. This arrangement is not part of the agreement with the Lions Club to operate the weekly activities of the Recycling Center. This is an added duty that was intended to be funded by the additional 2013 funding of $10,000.

Operation of this program could be served by extension of the current agreement with the Lions Club or other civic or community organization with further compensation to cover their extra involvement or by using City personnel. Staff will be meeting with the Lions Club on May 8, 2013 to ascertain their interest in continuing the operation of the drop-off program. If the Lions are not interested in continuing their temporary operation of this activity, our next option would be to determine if there is another civic club or local organization that would be interested in operating the program or if utilization of City Staff would be a better choice .

Staff will provide alternatives for the operation of the program at the May 15, 2013 City Council meeting. Any provider of this service would have to meet the City's insurance requirements.
* *

Attachments
Drop-off program flyer
****

Fiscal Impact:
The funds for this program have been approved and a contract has been executed with Anoka County for this service. This is a grant and the City will be reimbursed based on the actual funds expended for this component of the program. It is estimated that the cost for the drop-off service will be $6,000 for the remainder of this year. This cost would include mailing advertisements and compensation to the organization or City for the operation of the service. This program will not involve the expenditure of any City levied funds. Only grant funds dedicated for this purpose would be used for the drop-off program. If City Staff were utilized overtime wages would be paid to those personnel working the program.
*** ***

Recommendation(s):
Staff recommends that the Saturday Recycle Drop-Off Program be operated by a civic or community organization or City Staff, that these interested entities be identified and presented for selection to Council by May 15, 2013 and that they be compensated for their time as a grant eligible cost.
* *

City Council Action

Motion by:_____ Second by:_____

_____

_____

_____

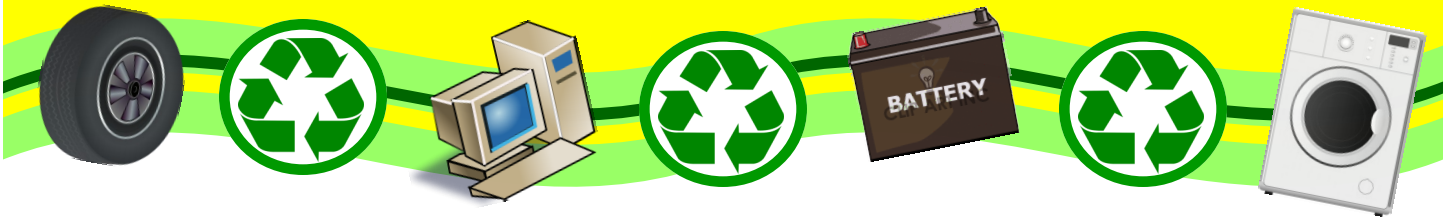
Vote Yes:_____ Vote No:_____

No Action Required:_____

Introducing...

City of East Bethel

Drop-Off Saturdays



Last Saturday of EVERY MONTH:

MAY 25 • JUNE 29 • JULY 27 • AUG 31

9 a.m. — 12 Noon

EAST BETHEL RECYCLING CENTER

2761 Viking Blvd NE

- **Automotive Batteries** - *FREE*
- **Tires** - *$5*
- **TVs** - *$10/SM, $30/LG*
  Large TVs are 28"+ and/or consoles
- **Electronics** - *$5*
  Computer, Vacuum, Fax, Scanner, Printer, CD/DVD/VCR player, Cordless tool, etc.
- **Appliances** - *$10*
  Dishwasher, Furnace, Humidifier, Microwave, Washer, Dryer, Refrigerator, Air Conditioner, etc.

Have some SCRAP METAL to get rid of? We are now accepting it year-round at the Recycling Center!

Help us meet our recycling requirements! If you turn in recyclables at a redemption site, drop off or send in a copy of your WEIGHT SLIP at the Recycling Center or City Hall!

Questions? Call (763) 367-7840

City of East Bethel