

# City of East Bethel

## City Council Agenda

Regular Council Meeting – 7:30 p.m.

Date: July 6, 2011



### Item

7:30 PM     **1.0     Call to Order**

7:31 PM     **2.0     Pledge of Allegiance**

7:32 PM     **3.0     Adopt Agenda**

7:34 PM     **4.0     Presentation**

Page 1     A.     Eldon Holmes – For Service on Planning Commission

7:40 PM     **5.0     Public Forum**

8:00 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 2-8     A.     Approve Bills

Page 9-21     B.     Meeting Minutes, June 15, 2011 Regular Meeting

Page 22-26     C.     Meeting Minutes, June 15, 2011 Work Meeting

Page 27-44     D.     Meeting Minutes, June 22, 2011 Special Meeting

Page 45     E.     Resolution 2011-21 Appointment of Responsible Authority

F.     Weather Warning Siren Update

### New Business

#### **7.0     Commission, Association and Task Force Reports**

A.     Planning Commission (**No Report**)

B.     Park Commission (**No Report**)

8:05 PM     C.     Road Commission

Page 46-56     1.     Road CIP

#### **8.0     Department Reports**

A.     Community Development (**No Report**)

8:15 PM     B.     Engineer

Page 57-64     1.     Pay Estimate #2 for the Phase 1, Project 1 Utility Improvements

Page 65-69     2.     Pay Estimate #3 for the Construction of Municipal Well No. 3 and No. 4

Page 70-74     3.     Change Order No. 2 – S.R. Weidema

C.     Attorney (**No Report**)

D.     Finance (**No Report**)

E.     Public Works

Page 75-76     1.     Recommendation of Public Works Manager

F.     Fire Department (**No Report**)

8:30 PM     G.     City Administrator

Page 77-81     1.     Security System

Page 82-100     2.     JPA Anoka County Sheriff Agreement

**9.0 Other**

- 9:15 PM A. Council Reports
- 9:25 PM B. Other
- 9:30 PM Page 101 C. Closed Session – MBI – Attorney/Client Privileged
- Page 102 D. Closed Session - Land Acquisition – Service Road 221<sup>st</sup> to 215<sup>th</sup> Avenue NE–  
MN Statute 13D.05, Subd.3
- Page 103 E. Closed Session Land Acquisition for Project 1, Phase 1, Municipal Services –  
MN Statute 13D.05, Subd.3

10:15 PM **10.0 Adjourn**



# City of East Bethel City Council Agenda Information

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**Date:**

July 6, 2011

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**Agenda Item Number:**

Item 4.0 A

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**Agenda Item:**

Eldon Holmes - Recognition of Service on Planning Commission

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**Requested Action:**

Recognize Eldon Holmes for his years of Service to the City of East Bethel on the Planning Commission.

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**Background Information:**

Mr. Eldon Holmes served the City of East Bethel as a Planning Commission member from 2005 until 2011. We invited Mr. Holmes to attend the meeting, but he has a conflict on Wednesdays. Staff has a plaque to send to Mr. Holmes in honor of his service to the City.

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**Fiscal Impact:**

None at this time.

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**Recommendation(s):**

City staff recommends City Council recognize Mr. Holme's service to the City of East Bethel as a Planning Commission Member.

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**City Council Action**

Motion by: \_\_\_\_\_

Second by: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Vote Yes: \_\_\_\_\_

Vote No: \_\_\_\_\_

No Action Required: \_\_\_\_\_



**Payments for Council Approval July 6, 2011**

Bills to be Approved for Payment	\$1,122,695.14
Electronic Payments	\$26,631.60
Payroll Fire Dept - June 15, 2011	\$7,007.05
Payroll City Council - June 23, 2011	\$1,361.07
Payroll City Staff - June 23, 2011	\$37,289.17
<b>Total to be Approved for Payment</b>	<b>\$1,194,984.03</b>

# City of East Bethel

July 6, 2011

## Payment Summary

Department	Description	Invoice	Vendor	Fund	Dept	Amount
2010A GO Water Utility Rev Bnd	Professional Services Fees	4	Springsted Incorporated	310	31000	250.00
215-221st East 65 Service Rd	Architect/Engineering Fees	28096	Hakanson Anderson Assoc. Inc.	402	43125	7,738.89
Arena Operations	Gas Utilities	286302765	Xcel Energy	615	49851	136.73
Arena Operations	Refuse Removal	1450540	Walters Recycling, Inc.	615	49851	154.92
Arena Operations	Refuse Removal	1450543	Walters Recycling, Inc.	615	49851	27.86
Arena Operations	Small Tools and Minor Equip	41288	Menards Cambridge	615	49851	99.33
Bataan Street Project	Architect/Engineering Fees	28094	Hakanson Anderson Assoc. Inc.	402	43124	417.23
Building Inspection	Motor Fuels	1920578	Lubricant Technologies, Inc.	101	42410	440.50
Building Inspection	Telephone	332373310-115	Nextel Communications	101	42410	17.52
Central Services/Supplies	Legal Notices	IQ 01786400	ECM Publishers, Inc.	101	48150	820.00
Central Services/Supplies	Office Equipment Rental	5896486-JN11	Pitney Bowes	101	48150	137.10
Central Services/Supplies	Office Supplies	10231	Norseman Awards	101	48150	46.65
Central Services/Supplies	Office Supplies	568578692001	Office Depot	101	48150	118.58
Central Services/Supplies	Office Supplies	567552613001	Office Depot	101	48150	133.00
Central Services/Supplies	Office Supplies	568580483001	Office Depot	101	48150	17.16
Central Services/Supplies	Postage/Delivery	74877	Catalyst Graphics, Inc.	101	48150	706.99
Central Services/Supplies	Postage/Delivery	61711	Reserve Account	101	48150	1,000.00
Central Services/Supplies	Printing and Duplicating	74877	Catalyst Graphics, Inc.	101	48150	1,343.86
Central Services/Supplies	Telephone	8431288	Integra Telecom	101	48150	223.02
City Administration	Travel Expenses	62211	Jack Davis	101	41320	100.47
Engineering	Architect/Engineering Fees	28099	Hakanson Anderson Assoc. Inc.	101	43110	1,671.57
Finance	Auditing and Acct'g Services	1110304	HLB Tautges Redpath, Ltd.	101	41520	24,000.00
Fire Department	Dues and Subscriptions	2011	MN Chapter IAAI	101	42210	25.00
Fire Department	Employer Paid Expenses	61611	Jeremy Shierts	231	42210	70.00
Fire Department	Employer Paid Expenses	60611	Richard L Williams	231	42210	150.00
Fire Department	Employer Paid Expenses	60611	Rodney Sanow	231	42210	150.00
Fire Department	Gas Utilities	286302765	Xcel Energy	101	42210	94.60
Fire Department	Motor Fuels	1920577	Lubricant Technologies, Inc.	101	42210	526.28
Fire Department	Motor Fuels	1920578	Lubricant Technologies, Inc.	101	42210	700.78
Fire Department	Motor Vehicles Parts	527982	Boyer Truck Parts	101	42210	-90.03
Fire Department	Motor Vehicles Parts	527982	Boyer Truck Parts	101	42210	363.41
Fire Department	Motor Vehicles Parts	525021	Boyer Truck Parts	101	42210	29.07
Fire Department	Motor Vehicles Parts	525006	Boyer Truck Parts	101	42210	254.26
Fire Department	Refuse Removal	1450541	Walters Recycling, Inc.	101	42210	39.48
Fire Department	Telephone	8431288	Integra Telecom	101	42210	139.40
Fire Department	Telephone	332373310-115	Nextel Communications	101	42210	103.62
Fire Department	Travel Expenses	60611	Richard L Williams	231	42210	509.79
Fire Department	Travel Expenses	60611	Rodney Sanow	231	42210	676.50
General Govt Buildings/Plant	Bldgs/Facilities Repair/Maint	455408-05-11	Premium Waters, Inc.	101	41940	31.21
General Govt Buildings/Plant	Gas Utilities	286302765	Xcel Energy	101	41940	48.90
General Govt Buildings/Plant	Refuse Removal	1450544	Walters Recycling, Inc.	101	41940	27.86
Mayor/City Council	Professional Services Fees	207191	Municipal Code Corp.	101	41110	1,477.94
Mayor/City Council	Professional Services Fees	207382	Municipal Code Corp.	101	41110	550.00
Mayor/City Council	Professional Services Fees	11-170	North Suburban Access Corp	101	41110	120.00
Mayor/City Council	Travel Expenses	62111	Heidi Moegerle	101	41110	221.34
MSA Street Construction	Architect/Engineering Fees	28093	Hakanson Anderson Assoc. Inc.	402	40200	3,192.87
MSA Street Construction	Architect/Engineering Fees	28095	Hakanson Anderson Assoc. Inc.	402	40200	44.20
Park Acquisition/Development	Architect/Engineering Fees	28095	Hakanson Anderson Assoc. Inc.	404	40400	147.31
Park Acquisition/Development	Bldgs/Facilities Repair/Maint	10374	Rick's Roofing & Siding	404	40400	5,732.00
Park Maintenance	Bldg/Facility Repair Supplies	47701	Menards Cambridge	101	43201	375.29
Park Maintenance	Clothing & Personal Equipment	470657868	Cintas Corporation #470	101	43201	47.58
Park Maintenance	Clothing & Personal Equipment	470661326	Cintas Corporation #470	101	43201	47.58

# City of East Bethel

July 6, 2011

## Payment Summary

Department	Description	Invoice	Vendor	Fund	Dept	Amount
Park Maintenance	Clothing & Personal Equipment	470664789	Cintas Corporation #470	101	43201	47.58
Park Maintenance	Equipment Parts	57463	Gerdin Auto Service Inc	101	43201	18.67
Park Maintenance	Equipment Parts	SI27351	Turfwerks	101	43201	77.12
Park Maintenance	General Operating Supplies	2342402	Dalco	101	43201	142.38
Park Maintenance	Motor Fuels	1920577	Lubricant Technologies, Inc.	101	43201	1,012.08
Park Maintenance	Motor Fuels	1920578	Lubricant Technologies, Inc.	101	43201	600.67
Park Maintenance	Other Equipment Rentals	45399	Jimmy's Johnnys, Inc.	101	43201	1,042.89
Park Maintenance	Other Equipment Rentals	45589	Jimmy's Johnnys, Inc.	101	43201	384.44
Park Maintenance	Park/Landscaping Materials	43631	Hoffman Bros. Sod, Inc	101	43201	35.80
Park Maintenance	Professional Services Fees	62711	Jill Teetzel	101	43201	105.00
Park Maintenance	Repairs/Maint Machinery/Equip	26936	Northern Dewatering, Inc.	101	43201	46.39
Park Maintenance	Safety Supplies	78616	Metro Products, Inc.	101	43201	112.61
Park Maintenance	Shop Supplies	84881	Gopher Sign Company	101	43201	102.69
Park Maintenance	Small Tools and Minor Equip	47478	Menards Cambridge	101	43201	122.35
Park Maintenance	Small Tools and Minor Equip	26900	Northern Dewatering, Inc.	101	43201	186.89
Park Maintenance	Telephone	8431288	Integra Telecom	101	43201	51.11
Park Maintenance	Telephone	332373310-115	Nextel Communications	101	43201	70.08
Park Trails Capital Projects	Park & Landscape Services	144	Top Notch Fence	410	41000	3,000.00
Payroll	Insurance Premium	4638706	Delta Dental	101		781.45
Payroll	Insurance Premium	40725	Fort Dearborn Life Insurance	101		990.06
Payroll	Insurance Premium	24429549	Medica Health Plans	101		7,161.25
Planning and Zoning	Escrow Reimbursement	62211	Michelle Hess	928		300.00
Planning and Zoning	Legal Notices	IQ 01786143	ECM Publishers, Inc.	101	41910	46.13
Planning and Zoning	Professional Services Fees	210357	Anoka County Treasury Dept	101	41910	250.00
Planning and Zoning	Professional Services Fees	62711	Jill Teetzel	101	41910	200.00
Planning and Zoning	Telephone	332373310-115	Nextel Communications	101	41910	17.52
Police	Professional Services Fees	13878	Gopher State One-Call	101	42110	7.25
Police	Professional Services Fees	60111	Gratitude Farms	101	42110	607.03
Recycling Operations	Gas Utilities	286302765	Xcel Energy	226	43235	20.22
Recycling Operations	Other Equipment Rentals	45399	Jimmy's Johnnys, Inc.	226	43235	55.58
Recycling Operations	Refuse Removal	1450542	Walters Recycling, Inc.	226	43235	268.33
Sewer Utility Capital Projects	Architect/Engineering Fees	28107	Hakanson Anderson Assoc. Inc.	434	49455	5,921.57
Sewer Utility Capital Projects	Due from Other Govt	Pay Est #2	S.R. Weidema Inc.	434		302,128.28
Sewer Utility Capital Projects	Due from Other Govt	Pay Est #2	TCF Bank	434		15,901.49
Sewer Utility Capital Projects	Improvements Other Than Bldgs	Pay Est #2	S.R. Weidema Inc.	434	49455	286,687.28
Sewer Utility Capital Projects	Improvements Other Than Bldgs	Pay Est #2	TCF Bank	434	49455	15,123.52
Street Capital Projects	Architect/Engineering Fees	28095	Hakanson Anderson Assoc. Inc.	406	40600	254.89
Street Capital Projects	Street Maint Services	12682	Classic Construction	406	40600	4,570.00
Street Maintenance	Bldgs/Facilities Repair/Maint	470657868	Cintas Corporation #470	101	43220	26.50
Street Maintenance	Bldgs/Facilities Repair/Maint	470661326	Cintas Corporation #470	101	43220	26.50
Street Maintenance	Bldgs/Facilities Repair/Maint	470664789	Cintas Corporation #470	101	43220	26.50
Street Maintenance	Bldgs/Facilities Repair/Maint	455408-05-11	Premium Waters, Inc.	101	43220	31.21
Street Maintenance	Clothing & Personal Equipment	470664789	Cintas Corporation #470	101	43220	47.01
Street Maintenance	Clothing & Personal Equipment	470661326	Cintas Corporation #470	101	43220	47.01
Street Maintenance	Clothing & Personal Equipment	470657868	Cintas Corporation #470	101	43220	47.01
Street Maintenance	Equipment Parts	312429	Ham Lake Hardware	101	43220	9.89
Street Maintenance	Equipment Parts	292341	NAPA Auto Parts	101	43220	96.18
Street Maintenance	Gas Utilities	286302765	Xcel Energy	101	43220	4.88
Street Maintenance	Motor Fuels	1920578	Lubricant Technologies, Inc.	101	43220	260.29
Street Maintenance	Motor Fuels	1920577	Lubricant Technologies, Inc.	101	43220	2,509.98
Street Maintenance	Professional Services Fees	62711	Jill Teetzel	101	43220	115.00
Street Maintenance	Refuse Removal	1450539	Walters Recycling, Inc.	101	43220	268.33

# City of East Bethel

July 6, 2011

## Payment Summary

Department	Description	Invoice	Vendor	Fund	Dept	Amount
Street Maintenance	Repairs/Maint Machinery/Equip	26936	Northern Dewatering, Inc.	101	43220	50.00
Street Maintenance	Safety Supplies	78616	Metro Products, Inc.	101	43220	200.00
Street Maintenance	Shop Supplies	2342402	Dalco	101	43220	100.00
Street Maintenance	Shop Supplies	84881	Gopher Sign Company	101	43220	260.00
Street Maintenance	Sign/Striping Repair Materials	84894	Gopher Sign Company	101	43220	896.98
Street Maintenance	Sign/Striping Repair Materials	85127	Gopher Sign Company	101	43220	467.04
Street Maintenance	Small Tools and Minor Equip	332373310-115	Nextel Communications	101	43220	34.19
Street Maintenance	Small Tools and Minor Equip	26900	Northern Dewatering, Inc.	101	43220	200.00
Street Maintenance	Street Maint Materials	12689	Bjorklund Trucking	101	43220	359.10
Street Maintenance	Street Maint Materials	12543	Bjorklund Trucking	101	43220	184.41
Street Maintenance	Street Maint Materials	12595	Bjorklund Trucking	101	43220	405.33
Street Maintenance	Street Maint Materials	12755	Bjorklund Trucking	101	43220	319.93
Street Maintenance	Street Maint Materials	12594	Bjorklund Trucking	101	43220	479.90
Street Maintenance	Street Maint Materials	118672	City of St. Paul	101	43220	135.33
Street Maintenance	Street Maint Materials	7328	Commercial Asphalt Co.	101	43220	60.32
Street Maintenance	Street Maint Materials	6728	Commercial Asphalt Co.	101	43220	478.52
Street Maintenance	Street Maint Materials	43685	Hoffman Bros. Sod, Inc	101	43220	3.61
Street Maintenance	Street Maint Materials	43681	Hoffman Bros. Sod, Inc	101	43220	7.21
Street Maintenance	Telephone	8431288	Integra Telecom	101	43220	51.11
Street Maintenance	Telephone	332373310-115	Nextel Communications	101	43220	137.42
Street Maintenance	Tires	308700	Isanti County Equipment	101	43220	127.41
Water Utility Capital Projects	Architect/Engineering Fees	28097	Hakanson Anderson Assoc. Inc.	433	49405	5,426.87
Water Utility Capital Projects	Architect/Engineering Fees	28108	Hakanson Anderson Assoc. Inc.	433	49405	10,275.24
Water Utility Capital Projects	Architect/Engineering Fees	28107	Hakanson Anderson Assoc. Inc.	433	49405	5,921.58
Water Utility Capital Projects	Improvements Other Than Bldgs	Pay Est #3	Mark J. Traut Wells Inc.	433	49405	77,211.25
Water Utility Capital Projects	Improvements Other Than Bldgs	Pay Est #2	S.R. Weidema Inc.	433	49405	276,737.92
Water Utility Capital Projects	Improvements Other Than Bldgs	Pay Est #2	TCF Bank	433	49405	14,530.44
Water Utility Operations	Gas Utilities	61611	CenterPoint Energy	601	49401	39.58
	Deposit Refund	61611	St Francis Youth Baseball	101		200.00
	Sales Tax Refund	61411	MN Renegades Fastpitch	101		24.94
	Workers Comp Insurance	20441	League of MN Cities Ins Trust	101		19,995.00
						<b>\$1,122,695.14</b>

# City of East Bethel

July 6, 2011

## Payment Summary

Department	Description	Invoice	Vendor	Fund	Dept	Amount
	<b>Electronic Payments</b>					
	PERA					\$5,426.08
	Federal Withholding					\$6,004.58
	Medicare Withholding					\$1,884.96
	FICA Tax Withholding					\$6,361.88
	State Withholding					\$2,972.64
	MSRS					\$3,981.46
						<b>\$26,631.60</b>



# City of East Bethel City Council Agenda Information

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**Date:**

July 6, 2011

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**Agenda Item Number:**

Item 6.0 A-F

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**Agenda Item:**

Consent Agenda

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**Requested Action:**

Consider approving Consent Agenda as presented

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**Background Information:**

Item A

Bills/Claims

Item B

Meeting Minutes, June 15, 2011 Regular City Council

Meeting minutes from the June 15 2011 Regular City Council Meeting are attached for your review and approval.

Item C

Meeting Minutes, June 15, 2011 Work Meeting

Meeting minutes from the June 15, 2011 Work Meeting are attached for your review and approval.

Item D

Meeting Minutes, June 22, 2011 Special Meeting

Meeting minutes from the June 22, 2011 Special City Council Meeting are attached for your review and approval.

Item E

Resolution 2011-21 Appointment of Responsible Authority

Minnesota Statutes, section 13.02, Subdivision 16, requires that the City of East Bethel appoint an employee as the Responsible Authority to administer the requirements for government data within the City. The Responsible Authority is an individual designated by the City Council to be responsible for collection, use and dissemination of any set of data. The City is also required to have a Compliance Officer. The Compliance Officer is an individual designated by the Responsible Authority to handle questions or issues with data access. The Compliance Officer can be the same person as the Responsible Authority.

Staff recommends approval of Resolution 2011-21 appointing Jack Davis as the Responsible Authority. Mr. Davis will also serve as the Compliance Officer.

Item F

Weather Warning Siren Update

The City of East Bethel has 15 weather outdoor warning sirens. The sirens were installed in 2005 and warn the City of approaching severe storms. All of our 15 sirens were installed with "Wide Band" VHF radios for activation. Anoka County Radio Dispatchers are the only agency that can activate the sirens. As of January 1, 2012, public safety radios must be switched over to "Narrow Band" radios. Thirteen of our sirens will need to have replacement radios to meet the FCC mandate (two sirens have already been fit with narrow band radios during repairs). The cost of the new radios, with installation is \$5,959.85. Working in partnership with Anoka County Emergency Management, staff has secured federal grant funds to pay for entire cost. Once the installation is complete, the City of East Bethel will be reimbursed for the cost of the update.

Staff recommends that the Council approve the cost of the radio installation in the amount of \$5,959.85 and accept the grant to reimburse for the update.

**Fiscal Impact:**

As noted above.

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**Recommendation(s):**

Recommend approval of the Consent Agenda as presented.

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**City Council Action**

Motion by:\_\_\_\_\_

Second by:\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Vote Yes:\_\_\_\_\_

Vote No:\_\_\_\_\_

No Action Required:\_\_\_\_\_

## EAST BETHEL CITY COUNCIL MEETING

June 15, 2011

The East Bethel City Council met on June 15, 2011 at 8:00 PM for their regular meeting at City Hall.

MEMBERS PRESENT: Bill Boyer                      Bob DeRoche                      Richard Lawrence  
   Heidi Moegerle

MEMBERS EXCUSED: Steve Voss

ALSO PRESENT: Jack Davis, City Administrator  
   Mark Vierling, City Attorney  
   Craig Jochum, City Engineer

Call to Order     **The June 15, 2011 City Council meeting was called to order by Mayor Lawrence at 8:00 PM.**

Adopt Agenda   **Boyer made a motion to adopt the June 15, 2011 City Council agenda with the addition of 10.0 D Closed Session – City of East Bethel vs. Anoka County HRA. Lawrence seconded; all in favor, motion carries.**

Sheriff's Report     Lieutenant Orlando gave the May 2011 report as follows:

### **DWI Arrests**

There were 3 DWI arrests for the month of May. Two stops were the result of driving conduct and one was the result of a property damage accident.

There were 2 theft from vehicle reports. One involved parts being taken off of a 1948 fire engine that is parked in a yard.

A Patrol Sergeant conducted a traffic stop on a vehicle that had pulled onto Hwy 65 with no headlights on. The driver was found to be revoked and the passenger was suspended. There were no license plates on the vehicle and the vehicle was found to be stolen out of Lino Lakes. Also inside the vehicle was 1.5 grams of methamphetamine and 52 Percocet tablets. Both driver and passenger were arrested and charged.

### **Countywide Information**

Burglaries and damage to property calls are increasing all across Anoka County. Be sure to call 911 with any suspicious activities that you see – don't wait to check with your neighbors etc.

### **Miscellaneous Info**

With Summer fast approaching one of the complaints that we receive from all neighborhoods in the county, is cars speeding on the roads. I would like to ask you to slow down when driving in residential areas. With the weather becoming warm, more people are out walking or riding bikes. A lot of children do not look both ways before crossing or entering a road, so it's up to you as the experienced driver, to be prepared to come to a stop.

Also be mindful of the volume you are playing your music on. On a nice night, sound does travel and while you may be wide awake at midnight; your neighbor may be trying to sleep.

Moegerle said we have gotten a couple e-mails in the past two weeks, one about a dog bite and another about a crash at 221<sup>st</sup> Avenue, the first thing we know is a resident said this happened, and we have to scramble to find it. She asked is it too difficult at your end to get this information and give us a heads up that there is a crash at 221st. Lieutenant Orlando said sometimes the resident might know before she does, just because of the way typing goes and she doesn't usually get reports for a couple days after it happens. She said if there are substantial injuries, like crashes on Hwy. 65 she would know about that the next day and she can send a head up to the City Administrator and he can forward it on to you.

DeRoche said at the Road Commission it was brought up that there were four accidents at Highway 65 and 221<sup>st</sup> in the last week. Davis said that is what a commission member reported. Lieutenant Orlando said she knows about one where the driver came out in front of the suburban, but she can check and see what we have. She said if it is something more minor obviously, she can take a look. Boyer said that is what he was going to say, there are minor ones because people tend to stack in the median there. Moegerle said on those accidents to the south, is this something where speed is a factor, didn't know if we had better patrol with speed limit there would that help. Lieutenant Orlando said probably not, the problem with that intersection is for southbound traffic it is at a slight grade, so basically the traffic that is travelling across Highway 65 is at a disadvantage if they don't stop in the median to make sure nobody is coming. She said the speed limit is 65 and generally people tend to go a little bit above that, but the majority of accidents have been on the part of the drivers, not the south and north drivers, but the east/west drivers. Lieutenant Orlando said we do think that when the lights get in there that will alleviate a lot of that problem. Lawrence asked if the accident that just happened was a DUI. Lieutenant Orlando said yes, it was a DUI, but not in this report, because this report is from May. She said it was a controlled substance or that is the general inclination, we are waiting on test results.

Public Hearing  
– Storm Water  
Pollution  
Prevention  
Program

Jochum explained that the City of East Bethel has prepared a Storm Water Pollution Prevention Program (SWPPP) in accordance with the National Pollutant Discharge Elimination Program General Permit, which authorizes Municipal Separate Storm Sewer System operators to discharge storm water. The goal of the SWPPP, when implemented, is to reduce the discharge of pollutants into receiving waters such as lakes and wetlands, to the Maximum Extent Practicable. The Minnesota Pollution Control Agency issued coverage under the National Pollutant Discharge Elimination System General Permit for Municipal Separate Storm Sewer Systems to the City of East Bethel on January 9, 2008.

The City's storm water program addresses the six minimum control measures and the associated Best Management Practices (BMPs) as required by the General Permit. The six minimum control measures required in the SWPPP are as follows:

1. Public Education and Outreach on Storm Water Impacts
2. Public Participation/Involvement
3. Illicit Discharge Detection and Elimination
4. Construction Site Storm Water Runoff Control
5. Post-Construction Storm Water Management in New Development and Redevelopment
6. Pollution Prevention/Good Housekeeping for Municipal Operations.

City staff continues to develop implementation strategies as outlined in the SWPPP. The following Best Management Practices have been implemented over the past two years:

1. All City Streets are swept once annually with the lake areas having higher priority.
2. City public works staff inspects approximately 20 percent of the City's storm water basins each year.
3. City Programs such as the clean-up day are posted on the City website.
4. The annual meeting was held in June 2010.
5. Educational pamphlets have been developed for distribution to City residents.
6. Reporting forms have been developed for illicit discharge inspections, non-compliance storm water complaints, structural pollution control device inspections and storm water pond inspections.
7. Staff continues to develop implementation programs.

One of the requirements of minimum control measure 2 is that the City must hold an annual meeting before June 30<sup>th</sup> of each year.

**Lawrence opened the public hearing for the Storm Water Pollution Prevention Program (SWPPP) for comments. There were no public comments so the hearing was closed.**

Moegerle asked as a practical matter what is the City doing to fulfill the responsibilities, she is familiar with this. Jochum said best practices, the six items list on page 2 and we are just getting started on it. He said things such as street sweeping, pond inspections supposed to inspect 20% of ponds every year and if there is sediment you are supposed to remove it, public education there are brochures developed and available for the residents in the foyer, the SWPPP is available online. Boyer said and since 2008 we did a study, correct. Jochum said correct. Lawrence asked what benefit is street sweeping to the SWPPP. Jochum explained that it keeps the sediment out of the storm water system. Lawrence asked when you say sediment exactly what are you talking about. Jochum said basically the sands that you put down during the winter, typically they are phosphorus, keep them from entering lakes and streams. Davis said one of the big issues we have here is there are a lot of unpaved driveways and a lot of erosion that happens on those, and we have a lot of streets that don't have curbs on them and a lot of erosion is washed out of the yard from fertilizer is washed out into the streets. He said lake streets we sweep two to three times a year, the larger lake streets we have already done twice, and we will continue to monitor them with storm events. Davis said if we have a heavy rain that washes sediment into the street then we go sweep those as quickly as we can. Jochum said sediment is two-fold, phosphorus from fertilizer can attach to it and just in general it fills up water bodies. Boyer asked since the DNR requested that Lone Pine be recognized as a lake, do we do further or frequent sweepings on the north and west side. Davis said as far as Lone Pine the only road that has any impact on that is East Bethel Blvd., the rest are county roads and we don't do county roads, but we do concentrate on East Bethel Blvd. Boyer said he was thinking is the county doing anything right where it becomes Luan Drive because it drains right into there. Davis said the county to his knowledge does not do any sweeping at all.

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 Boyer said he wants to remove item G) Ehlers Invoice from the Consent agenda and address separately. Moegerle asked to address item H) Recording Secretary Agreement separately, she just has a brief comment.

**Boyer made a motion to approve the consent agenda including: A) Approve Bills; B)**

**Meeting Minutes June 1, 2011, 2011 Regular Meeting; C) Res. 2011-18 Proclaiming August 2, 2011 Night to Unite; D) Approve Renewal of Liquor Licenses; E) Cable Technician Pay Rate; F) Set Special Meeting – June 22, 2011 – 6:30 PM. DeRoche seconded; all in favor, motion carries.**

**Ehlers Invoice** – Davis said we did go back to Ehlers they have no other documentation to support the claim, other than the letter that said the city authorized the payment. He said we did send out the information that Bob Schunicht said he received authorization to go ahead and use Ehlers to do the study on a verbal approval by Davis Schaaf. Moegerle said Schaaf had called her and said what are we going to do the numbers are so crazy, we want to get a second opinion, what you think. She said she knows Schaaf was involved with Ehlers from that conversation. Lawrence said this looks like something that was approved by Schaaf and at the time he had the authorization to do so.

**Lawrence made a motion to approve payment of the Ehlers invoice in the amount of \$1757.50. Moegerle seconded.** Boyer said he doesn't like it but he thinks we should pay it. He said it strikes him that we authorized a certain amount for Schunicht and then this comes on top, he has a certain issue with that and hopes it will never happen in the future. **All in favor, motion carries.**

**Recording Secretary Agreement** – Moegerle said her comment is not really about the agreement, but about the minutes. She said it is more about taking minutes, and having verbatim minutes rather than short, just the motion and votes, think we talked about it, you and I but as opposed to verbatim and wanted to see where we are in the discussion. Davis said you and I have had this discussion, but there has never been any type of agreement on where we should go on those, there are advantages of both. He said if we want written records we can refer to than verbatim minutes are the way to go, but for parks and roads maybe the verbatim minutes aren't necessary. Boyer said to him it seems impossible to for someone to take verbatim minutes. Davis said what we do is an edited transcript of what happened, not really verbatim. He said some places he has been for parks or roads, you just general discuss the vote. Boyer said the only exception he would like for that is the public comments, it is the exception when we get public comments at these, but he would like them in the minutes because we can't always get to these. Davis said the real value is it gives Council the flavor of what happens at these meetings, if you want to cut back on it we currently can. He said for some things like Planning Commission we do need to do some of this stuff, but roads and parks we could probably cut back on. Moegerle asked Vierling's opinion. Vierling said minutes are a debate in every community they are a matter of discretion in some regards. He said certainly the recorded vote, motion and second, the procedural matter should be in there. Vierling said you always get into the matter of how much of the other stuff should be in the minutes, it is a balance, it is almost like an art, and you do the best you can. He said you do have in this day and age the cable broadcast; those are being kept for he presumes at least a year or two, the backup on those. Davis said yes whatever the retention schedule is. Vierling said there is always the opportunity to go back if we have to. DeRoche said he kind of likes to read the minutes, versus just the motions because a lot of stuff gets going through here some nights and you can't remember everything, they are kind of nice for a reference.

**Moegerle made a motion to approve Item H – Recording Secretary Agreement. DeRoche seconded, all in favor, motion carries.**

#### Park CIP

Davis explained that the City of East Bethel Parks Commission adopted a Parks and Trails Capital Improvements Plan for 2012-2016 at their June 8, 2011 meeting. This plan identified a number of capital projects that should be completed at a number of City parks. From this draft of projects, funding recommendations and revenue projections were developed to

produce a prioritized schedule for improvements for the planning period.

The Parks and Trails Capital Improvement Plan factors in the major downturn in the housing and credit markets that has occurred over the past years. A significant portion of the funding required to complete a number of these projects are generated by the park and trail dedication fees charged as a part of the development process. No additional funds from these fees are anticipated through the remainder of 2011 or projected for 2012.

The schedule of projected revenue identified as part of the write-up has been revised to reflect the reduction of funds available as a result of the economic downturn. The attached schedule of capital projects has been revised to correspond with the projected revenues through 2016.

The previous CIP estimate for parks capital revenue during the 5 year plan period was \$1,650,695. The current CIP projects a decrease that is based on the projected economic conditions for the next five years. It is assumed that the City's contribution of \$100,000 per year will remain at the same level for the next five years and that an additional \$62,139 will be transferred for trail construction.

Recommended 2012 Project Priorities and Anticipated Costs

a.) Booster West, fence replacement and infield renovations	\$ 40,000
b.) Norseland Park parking lot, fencing, playground edgings, mulch	\$ 60,000
Total	\$100,000

The recommended projects for 2013 through 2016 are in your attachments.

Commitment to this plan requires the dedication of resources only for 2012. Projects beyond 2012 are identified and prioritized by the Parks Commission to provide Council with recommendations for improvements in 2013 through 2016. Commitment to the 2012 projects is required as part of the 2012 budget process which will be finalized in 2011. Projects beyond 2012 will be addressed in future budget years. This provides the necessary lead time to prepare final plans, specifications and presentations before Council for the following years improvements.

Adoption of this plan for improvements would result in expenditures estimated at \$1,609,179 over the planning period, 2012-2016. The cost of these improvements would be funded with the projected revenues from General Fund transfers, Park Dedication Fees and Trail Dedication Fees.

Staff is recommending the approval of the 2012-2016 Parks and Trails CIP and the projects as listed for 2012 implementation.

DeRoche asked the in the trails it is listing a Phase 2 and that is 2012 – 2016 all the way to a Phase 6 for the Cedar Creek project and it was his understanding that was taken out of the picture. Davis said that portion had been suspended and Council had voted to do what we call Phase 1, the Booster Park East to 224<sup>th</sup> Avenue section and it was his understanding that it would then be determined what the rest of it would be. He said the Parks Commission has recommended that the trail be completed in phases and he told the Parks Commission that we would present this there may be some other budget considerations that may need to be

taken into account, so they are well aware of that fact. Boyer said he has never seen this go five years, he would strongly suggest that we stop doing five year plans for parks and deal with something like three years which is possibly projectable. He said trying to project out five years is virtually an absurdity. Moegerle said part of it is Council changes. Boyer said Council changes and priority changes, and something blows up and the irrigation system stops working at Booster Park, or the Ice Arena needs something and then suddenly everything changes. He said it has been like that forever and if you want we can continue the fiction of the five year plan, but every time we do it he feels like we are stalling. Boyer said it might address some of these other issues if we go to a three year plan and drop off the last two years and add the third year as we continue down the road.

Davis said he agrees, this has been a continuation of a past practice and really anything after two years is hard to predict. He said you have a list of priority projects and how they descend up the list to be approved. Davis said as far as rational projections, anything beyond the three year he planning process is a guess. He said and sometimes trying to assign numbers and values four to five years out, by the time they get here those numbers are not realistic anyways. DeRoche said regardless of which way you go with this, until Booster East Trail is picked up again by this Council or another one, he would rather it not be on there so that we don't have to keep addressing that issue. Moegerle said and if we are not going to use the money for the trail, we can use it to accelerate other park projects. Boyer said you can't do that, you have dedicated funds for trails and parks. Moegerle said but we don't have to dedicate money to trails. Boyer said but it has to be used on these. Davis said there are two funds, dedicated funds and the funds from general. Moegerle asked on the projections on the fees are those from Bolton and Menk and are those pretty much what they will be. She asked where does that 50 come from. Davis said that come from our projections, that is two years out, but we at least tried to put on a optimistic fact for that, even if this plan is approved those are not planned for this year, those are budgeted for and can be reconsidered the following year and readjusted for whatever current economic conditions we have.

Moegerle asked on page 36 for 2012 the \$86,623 comes from the general budget we are not projecting that we are going to have dedication fees. Davis said yes that is correct, plus we have a little carryover from the previous year. Moegerle said so that could be budgeted into parks and we could accelerate some of these things from 2013 if this was something the Council chose to do. Davis said that is correct. Lawrence said it looks like they are asking for \$180,000 for 2012. Davis said \$100,000 parks capital fund, \$62,000 for trails fund and \$18,000 carryover, that is where the carryover comes from.

Lawrence asked he didn't get any documentation on the Booster Park fence or Norseland Park renovations, do we have any quotes on those yet. Davis said we will bid those out when the work is to be done, this is how the process is done, we can't get quotes that far in advance because it is a year in advance so we historically track some project costs and use our own estimates, then when the projects come up they are bid. He said that is why we have an \$18,000 carryover from the last year because the numbers came in so good. Boyer said this is the same as any other project, you send it out to bid, and you either accept the bid

or reject the bid. Davis said but all our numbers are based on estimates, they are not based on any quotes.

Moegerle asked with regard to this, would it be beneficial to have a work session with Park Commission and the Council to work out the issue with the trail and what we are doing with the trail. Davis said it is always a good issue to community and he thinks it would be beneficial. Lawrence asked should we table this until we meet with them. Davis said we can table it, but the prime idea here would be to get a number for the budget, but we could make some assumptions on that and then adjust it later. Moegerle said so we can approve this now and meet with the commission later and tweak it. Davis said that is correct. DeRoche said it is not going to be an issue if this is approved that someone comes back and says you approved this and then the trail doesn't go forward. Davis said no and in the past such as last year for example, park capital funds were approved in the amount of \$100,000 and then they went back and reduced another 8% so there is precedence for this. Lawrence said he wants to make sure we are not locking ourselves up on this.

Boyer made a motion to approve the years 2012-2014 of the Parks and Trails CIP plan and direction to proceed with 2012 as presented. Moegerle seconded; all in favor, motion carries.

Davis said we will be presenting our Roads CIP at the next meeting. There are some issues with that plan that we need to do five years, we need to plan our MSA projects in advance.

Building  
Inspection  
/Code  
Enforcement  
Report

Davis explained that he asked the building official to do some different format in reporting. He said this is just some general items, but the old report was just a table of the same items, and he thought the other type of reporting was redundant. Davis said we would be glad to include that if you like. Boyer said he liked seeing that, he could track where it was going but don't think it needs to be quite as extensive. Davis said he would recommend we make that part of Friday updates and then bring the building official in here quarterly and show some kind of trends, give a report and make himself available to answer questions. Boyer said he would like that better because he doesn't really like it being part of the public record. Davis said there are things on those tracking reports that probably aren't best for public record. Moegerle said if action is being taken, she is interested but if we are just tracking don't waste her time.

Moegerle said it would be great if we had on the building permits what type of permits they are, not new homes, are they siding, roofing, would be nice to know. She asked and what ordinance changes have been drafted and forwarded to us she was stumped by that. Davis said the ordinance changes have been forwarded to him and he is reviewing those and he will be forwarding them to you. DeRoche asked about the fees collected under building permits. Davis explained this is the valuation of the building permits. Davis said so with your approval he will forward the other report in the Friday update and then he will have the building official before you either bi-monthly or quarterly and do a presentation and answer questions. Boyer said and he assumes that if there are other issues since Vierling is doing the prosecution if there is an update he can do it during the attorney's report. Vierling said certainly.

EDA  
Commission  
Meeting

Davis explained that currently, the EDA members are not compensated for time attending meetings. According to MN. Statute 469.095, Subd. 4, Compensation and reimbursement, *"A commissioner, including the president, shall be paid for attending each regular or*

*special meeting of the authority in an amount to be determined by the city council. In addition to receiving pay for meetings, the commissioners may be reimbursed for actual expenses incurred in doing official business of the authority. All money paid for compensation or reimbursement must be paid out of the authority's budget."*

Attached is resolution 2011-19, Resolution Setting East Bethel Economic Development Authority Meeting Compensation. The fiscal impact is \$1600 annually as part of approved EDA budget.

Staff requests City Council approve Resolution 2011-19, Resolution Setting East Bethel Economic Development Authority Meeting Compensation with reimbursement becoming effective on July 20, 2011. 20 per meetings, same as planning commission and 10 per work meetings.

Moegerle asked are we in violation of Minn. Statute for the past, have our EDA members not been paid for attending meetings. Vierling said the statute doesn't say you have to compensate it says you can set compensation by ordinance. He said if the Council decides not to do it they are not compensated. Boyer said as long as we are on this we have other special commissions that we have set and perhaps we should amend this to include those commissions as well. He said for instance none of our GRE Workforce was ever compensated either, they had more meetings than the EDA to date. Boyer said maybe if you made the wording more broad, then they might be duly compensated as well. Moegerle said what she read is they shall be paid for each meeting of the authority, that is why she doesn't understand your comment. Vierling said if you read the entire statute it says they shall be compensated in the manner that Council establishes by ordinance. Moegerle said this is housekeeping. Vierling said it is, and many cities will compensate their standing commissions and bodies as opposed to the ad hocs or study groups that come up from time to time, but is purely a discretionary item for Council to do as you see fit.

Boyer said we are compensated so little, our citizens that serve on these things, it seems that at a minimum the least we can do is pay for their gas basically to get here. Davis said one thing to consider then if we do form an ad hoc group, we set the compensation for them at the time. Boyer said or maybe we can do when we set the fees at the beginning of the year. Moegerle said these are the non-elected City commission get paid this and the City Council Members are separate. DeRoche said we already get paid. Moegerle asked Vierling based upon your experience is this suggested rate \$20 for a regular meeting and \$10 for a work meeting comparable for the going rate. Vierling said he thinks we see the standard for any community is \$10, \$20, or \$25, but not much more than that.

**Moegerle made a motion to adopt Resolution 2011-19 Resolution Setting East Bethel Economic Development Authority Meeting Compensation at the rate of \$20 for a regular meeting and \$10 for a work meeting. Boyer seconded; all in favor, motion carries.**

Appointment  
of 2 City  
Council  
Members to  
Serve on  
Economic  
Development

Davis explained that on May 18, 2011, City Council approved the restructuring of the EDA to include two (2) City Council members and five (5) citizens.

Currently there are three (3) citizens serving on the EDA. Staff has started to advertise for two (2) additional citizens to serve on the EDA. Application deadline is July 18, 2011. City Council will interview interested citizens and appoint two (2) citizens at the regularly scheduled City Council meeting on August 3, 2011.

It has not been determined as to which City Council members will serve on the EDA. City Council members EDA term will coincide with their term in office as members of the City Council.

Staff requests City Council appoint two (2) members to serve on the Economic Development Authority Commission. City Council members' terms serving on the EDA will coincide with their term of office as members of the City Council.

Boyer asked why would we do this any different than we do anything. Moegerle said see that EDA Authority Commission is going to be a longer term kind of thing and if going to have long term relationships with developers, she can see where consistency would be valuable. She said and you would want to rotate them out. Boyer said he thinks this should be left to Council's discretion at the beginning of the year. He said take this example, he has a 1 ½ left of his term, and what would be the fairness if it is someone that has a term of 3 ½ years left appointed for the rest of that term and then someone that has 1 ½ years left is appointed. Boyer said he would think by giving them a year, just as we have with everything else historically, then if it is Council's opinion that consistency is important then they would just reappoint. He said he also thinks you might have a slight legal issue if you appoint for 3 1/2 years and you have a new Council in 1 ½ years.

Vierling said on EDA's and HRA's where he has had Council Members usually they have provisions that if they leave their term in office then a vacancy would be declared and there would be a new appointed. He said he doesn't see a problem with a multi-year term coinciding with their seat on the Council. Moegerle asked would we have to amend anything else in our ordinances to make that work. Vierling said ordinances no as long as the resolution making the appointment provides that contingency you are fine because you have to maintain your statutory qualification which is the critical piece. Lawrence said the way this is written you would be on the EDA until your term is up. He asked Boyer but you want a yearly term. Boyer said that is the way we everything else, don't see why we would change. He said that is the way we do roads, planning, parks, way we do liaison for cedar creek which he could make an argument is way more one on one relationship building.

Moegerle said why don't we do two year terms, but we will start with 1 one year term and 1 two year term so there is always the possibility to have fresh blood in there. She said that would be a compromise position. Boyer said he doesn't have a problem with that. He said it gets to a bigger issue, he had this issue with commission appointments before, there is something to be said for rotating someone through commissions, he also doesn't think it serves the commissions very well also. Moegerle said she thinks Voss disagrees, but she thinks continuity is great.

**Moegerle made a motion to appoint two City Council Members to serve on the Economic Development Authority Commission each will serve two years, one to serve two years beginning immediately, and one to serve beginning immediately.** Boyer said may he suggest you appoint someone to January 2012 and someone to January 2013 that way Council during their regular business can appoint again for two year terms. He said or January 2013 or January 2014. Davis said he thinks the January appointment time is critical to coincide for Council appointments.

**Boyer asked to amend the motion to appoint two City Council Members to the Economic Development Authority Commission, one appointment will expire January**

**2012 with a two year term to be appointed at that time, and the other appointment to expire January 2013 with a two year term to be appointed at that time, expiring at the first Council meeting of the year. Moegerle accepted the amendment to her motion. DeRoche seconded; all in favor, motion carries.**

Lawrence said now we need to appoint two Council Members. He said do we need to appoint tonight. Davis said we can table this to until the next meeting if you want to wait.

**DeRoche made a motion to table the appointment of two Council Members to the EDA Commission until the next City Council meeting on July 6, 2011. Boyer seconded; all in favor, motion carries.**

Pay Estimate  
#1 – Booster  
East/Cedar  
Creek Trail  
Project – Rum  
River  
Contracting

Jochum explained that attached is a copy of Pay Estimate No. 1 to Rum River Contracting for the Booster East/Cedar Creek Trail Project. The Pay Estimate includes payment for all work minus a five percent retainage. We recommend partial payment of \$28,485.83. A summary of the recommended payment is as follows:

Total Work Completed to Date	\$29,985.08
Less 5% Retainage	<u>\$ 1,499.25</u>
Total payment	\$28,485.83

The project is proposed to be financed from the Park Capital Fund. Funds are available and appropriate for this project.

Staff recommends Council consider approval of Pay Estimate No. 1 in the amount of \$28,485.83 for the Booster East/Cedar Creek Trail Project.

**Boyer made a motion to approve Pay Estimate No. 1 to Rum River Contracting in the amount of \$28,485.83 for the Booster East/Cedar Creek Trail Project. Moegerle seconded; all in favor, motion carries.**

Weidema  
Retainage  
Escrow

Jochum explained that in accordance with the Contract Agreement with SR Weidema for the Phase 1, Project 1 Utility Improvements, the City reserves a 5 percent retainage on all progress payments due to the Contractor. Per State Statute Section 15.73 the Contractor may request that the retainage be deposited into an established escrow account. SR Weidema has requested that the escrow account be established at TCF National Bank in accordance with the attached Escrow Retainage Agreement. The City Attorney has reviewed the Agreement. The City Attorney's comments have been incorporated into the attached agreement.

The current retainage for this project is \$35,438.71. The contractor is requesting that this retainage be released and deposited into the escrow account. The Contractor is required to pay all City expenses related to the escrow account.

Staff recommends that the current project retainage of \$35,438.71 be deposited into the escrow account in accordance with the Escrow Retainage Agreement.

**Boyer motion to approve the Escrow Retainage Agreement and that \$35,438.71 be deposited into the escrow account in accordance with the agreement. DeRoche seconded; all in favor, motion carries.**

Fire Dept

Davis explained that the May Fire Department reports are provided for your review and

information. He said he would also like to include these in our Friday updates and would like to restructure this and get a better report to Council every couple months. Davis said he is looking at restructure this and having the fire chief before you quarterly and have him answer questions. DeRoche said he thinks it is in the ordinance where he is supposed to come before you and give you a report. Moegerle said it would make it more meaningful. Davis said it definitely would and that is something we are looking at reorganizing and we could present in a little better from and he could come here and answer questions at least on a quarterly basis. DeRoche said and he could give us some of the activities that are going on. Davis said certainly and some trends that are occurring in that line of work and maybe some tips and keep us up to date on the burning bans and make sure we are well aware on what is going on in that regard. Moegerle asked on page 63 where it says second inspection does that mean on the first inspection there were violations. Davis said we will have to wait until fire chief arrives, but he thinks that means on the first inspection there were things that needed to be taken care of, that they were noted for and when they went back on the second inspection they had cleaned those up.

St. Francis  
Youth Hockey  
Assn. Past Due  
Account

Davis explained that the Saint Francis Youth Hockey Association (SFYHA) contracts with the City of East Bethel for rental of the Ice Arena for ice time during the hockey season. They are required to make their payment up front. At the end of January 2011 they did not make their February 2011 payment. The amount of this bill was around \$24,605. Mayor Lawrence and former interim city administrator David Schaaf met with Mr. Bill Karas, president of the SFYHA, in late February to attempt to see what the issue was and to see when they were going to pay their bill. It was related to the City at this meeting that the SFYHA was waiting on their gambling proceed receipts and would pay as soon as these monies were received. Subsequent attempts to contact Mr. Karas by telephone, e-mail and past due notices mailed monthly yielded no response until June 1, 2011. At that time Mr. Karas indicated by e-mail that a partial payment would be delivered to the City on June 1, 2011. Davis said this Friday they did bring in partial payment in the amount of \$14,605. He said they are difficult to communicate with, about the only way they will respond is after several repeated attempts of e-mails, they did not return any telephone calls made to them which was at least a half dozen, nor did they respond to any past due bills sent out. Davis said they did respond that they would be by today to pay the balance on the account. He said they did come by and brought two checks to us in the amount of \$11,050, which means they overpaid the ice rental time by \$1,050, however, they still owe \$2,500 for the center ice logo we put in for them, so they owe a balance of \$1,450. Davis said so if we take the contract to the letter there are late fees and interest fees that are associated with the past due amounts and this amounts to \$4,100.83. Moegerle said in addition. Davis said yes, in addition.

Boyer said he thinks everyone concern is the same, they end up six months behind and we are financing them, while he supports the work they do in the community with the kids, but not sure it is responsible to be financing them. He said he would like some history on how this has played out the last few years, perhaps the fiscal and support services director could do this and e-mail it to us, just a percentage of how many of the bills were paid on time. Davis said this is the first time they defaulted or been late on a bill since 2006 or 2007. He said what was disturbing to him was they didn't respond to any of our requests for information or a meeting or to just sit down with us. Davis said we were more than willing to work with them. He said the other issue is we need to sell the ice time for the upcoming year and do we want to engage in a contract with them and if they don't pay do we shut the doors and say no you can't get on the ice. Davis said we have the opportunity to sell ice time to other users but we have to make a decision in the next two to three weeks to take advantage of that opportunity.

Davis said he is looking for direction on how you want to handle the late fees and the interest on this account, the rest of the past due balance for the center ice logo and how we want to proceed with negotiations with SFYHA for the sale of ice time for next year. He said we need to get this done in the next couple weeks because if they can't provide us with the assurances or guarantees and the fees are not going to get paid then we need to look elsewhere to sell this ice time. Boyer said he assumes when we are selling ice time we get a check. Davis we are supposed to get a check. Davis asked but if we enter into an agreement with them and not paid in advance as specified are we going to say okay the doors are closed.

Moegerle said she thinks we have to be the same with everyone, first come first serve, if you have a check, you are served. Boyer said he would be more likely to work with them. Lawrence asked because they have a long history with East Bethel. Boyer said yes, that is how we ended up with the arena. He said to a certain degree he would take an assurance, but he would like to see some cash involved. Boyer said but if they are not answering phone calls and such, would suggest certified letters, he doesn't want to get into you never told us that, why are you telling us this at the last moment. He said that is his opinion. Moegerle said she doesn't want to set a policy or practice where we waive these, it weakens our position for egregious situations. Boyer said he agrees. Moegerle said and taking a strong position at this point says maybe next time you really do want to get it paid on time because there are consequences, if we don't there are no consequences and it is going to happen again. Boyer said on the other hand to be late one year out of six, that isn't that bad. Lawrence said the issue isn't being late, well it is, but the issue is they aren't responding to phone calls, that is more of an issue. Davis said the last time they didn't make payments was December 31, 2006 and there were not any late fees charged at that time.

Boyer asked if SFYHA has gambling permits in the City. Davis said last year they had two. Lawrence said he is willing to sit down with them and work out the penalties. Boyer said work out an incentive to work things out. Lawrence said well first you have the penalties and logo fees and late fees and then work out something, schedule time to talk to them, are they serious about playing next year or what are they doing. Davis said this is critical with the timing, he talked to Gibson Management and they said they will start losing opportunities to sell the ice time if this doesn't happen soon. Moegerle said it should be placed upon them and their initiative. Boyer asked are we talking about roughly \$200,000 in ice time, that is a lot of money to come up with. Davis said yes, that is a lot of money and if he can have a little discretion in charging them the late fees and such and can come up with some way to negotiate with them. DeRoche said he would go along with that. Lawrence said obviously they are scrambling for money and they are waiting for their students to come back and rehire again. Davis said that is correct, they have changed all their policies, they are requiring all their families to fees for next year and think that is where some of the money we have received is coming from. He said we just need to sit down with them and have an open dialogue and say this is what we expect. Davis said he thinks it is important that they understand the seriousness of this issue. DeRoche said if they pay the bill work something out with the late fees, and make them aware of our standpoint. Davis said no matter what we need to sit down with them by next week and work something out. Boyer said no matter what we need to know what way we are going. Davis said we are on a really short fuse now we need to be done by next week. Boyer said he would send a certified letter to whatever addresses we have. DeRoche said and address the issue of non-communication; we really do need to talk.

Council Report – Moegerle  
Moegerle said tomorrow she is going to LMC Annual Conference for things on Economic development Authorities, three sessions on it. Boyer asked is it at the LMC headquarters. Moegerle said no it is in Rochester. She said and watch out for the turtles they are on the move.

Council Report – Boyer  
Boyer said the other day he happened to be driving on Wild Rice Drive and on that sharp corner turning into Durant Street he was confronted by three kids riding down the middle of the road, so please try to slow down a little bit.

Council Report – Lawrence  
Lawrence said the other day there was the accident on 221<sup>st</sup> Avenue; it has been a problem for he doesn't know how many years, it is a problematic corner, and we are working on getting some lights up. He said however according to the State of Minnesota this will cause more accidents and higher impacts pretty much because people will run them. Lieutenant Orlando said it will be safer for the cross traffic, east/west traffic. She said people should always wait to cross until it is safe. Lawrence said that is a long term problem we are going to have for a while and he hopes residents understand that is a dangerous intersection you have to really watch. Boyer said especially in the winter when the snow gets piled up.

Closed Meeting – MBI & Land Acquisition  
Vierling said for benefit of the Council and public and purposes of the record the Council is going into closed session per MN Statute 13.D to discuss two matters, one being the City of East Bethel vs. Anoka County HRA and the second being the City of East Bethel and the contract dispute with MBI, Inc. He said however, once that closed session is over, if any motions are taken, Council will come back into open session and provide a summary of any motions taken.

**DeRoche made a motion to adjourn to closed session to discuss the City of East Bethel vs. Anoka County HRA and the City and MBI contract. Boyer seconded; all in favor, motion carries.**

Vierling said for purposes of the record and benefit of the public we would note it is 10:00 p.m. and Council came back into open session. He said he would note that in the closed session were four members of the Council, with Council Member Voss being absent. Vierling said also attending was Craig Jochum, city engineer, Jack Davis, city administrator and myself, city attorney. He said matters reviewed dealt with the Anoka County lawsuit relative to the HRA and questions relative to the impact of that decision on the refunding of funds both to the taxpayers and to the City. Vierling said Council received some specific action from City Council to follow up which we will do. He said on the matter of MBI the Council authorized staff to offer a settlement to the contractor setting parameters and staff will undertake that and report back to Council at the next meeting.

Adjourn  
**Boyer made a motion to adjourn at 10:01 PM. DeRoche seconded; all in favor, motion carries.**

Attest:

Wendy Warren  
Deputy City Clerk

## EAST BETHEL CITY COUNCIL WORK MEETING

June 15, 2011

The East Bethel City Council met on June 15, 2011 at 6:30 PM for a work meeting at City Hall.

MEMBERS PRESENT: Bill Boyer                      Bob DeRoche                      Richard Lawrence  
Heidi Moegerle

MEMBERS EXCUSED: Steve Voss

ALSO PRESENT: Jack Davis, City Administrator

Call to Order    The June 15, 2011 City Council work meeting was called to order by Mayor Lawrence at 6:30 PM.

Adopt Agenda    **Lawrence made a motion to adopt the June 15, 2011 Work Meeting Agenda. Moegerle seconded; all in favor, motion carries.**

Larry Schedin    Larry L. Schedin of LLS Resources said he has been in the energy consulting business for many years. He said when you have been in this business for a long time you gather a lot of stories and he wants to tell Council one. Schedin said at the annual meeting of a utility company a keynote speaker said we need emission controllers on the power plant so they don't pollute as much as they could. He said he has his report ready on the route on the 69kv line and he has it marked draft because Council might have comments to that might change the report. Schedin said he will have a final report ready for the Public Hearing on Monday night.

Schedin said he will start at the beginning for those that haven't been at the meetings. He said first how does electricity get to East Bethel. It gets here through Great River Energy (GRE). Schedin said it starts at Bismarck, North Dakota on a great big huge power line, that is direct current and it comes into Watertown Minnesota. He said his story starts at Rush City. Schedin said this is where there is a major substation where GRE has built a 230,000 volt power line that goes along the north side of the Twin Cities area and feeds the substations along the way that prop up the 69kv system.

Schedin said so what about East Bethel. He said what happens is GRE sells electricity at wholesale to Connexus; 12,500kv is what it operates at. Schedin said the substations serving East Bethel are at Soderville at Crosstown and Highway 65, East Bethel at ½ mile off Viking and Highway 65, Coopers Corner at 237<sup>th</sup> and Highway 65, Martin Lake off of Typo Creek Drive in Linwood and a small amount comes from Forest Lake. He said what the GRE folks have been saying is they are supplying these substations from three stations and they are claiming those 69kv sources are running out of capacity. Schedin said you can run a computer model and if any of these fails, you can see if you have potential thermal overloads. He said their reasoning is if they could solve these overloads in an easy, inexpensive way they would like to do that. Schedin said they would like to do that from the Athens substation to the Martin Lake substation. He said so they have said a line from Athens to Martin Lake will provide a backup supply to the Martin Lake substation.

Schedin said GRE has been very open with him and they have answered all his questions. He said he can't replicate all these studies, he wasn't retained to do that, but the studies

make sense to him. Schedin said put his conclusion is that the power line proposal is a reasonable project. Moegerle asked is it reasonable or not unreasonable. Schedin said he thinks it is reasonable and the other solutions are very expensive. He said he is not saying that someday they might not be required to upgrade the lines along Highway 65. He asked does that make sense. Boyer said yes, but it doesn't address how they connect Martin Lake to Athens substation. Moegerle said so the summary is connecting between Athens and Martin Lake is a good thing to do. Schedin said yes. Moegerle said but only if cost is the sole reason.

Schedin said he has summarized this in his report. He said another question he had, this is on page two of his report is what about the substations, Soderville, East Bethel, Martin Lake and Athens, will GRE have other substations in the future and are they going to run a distribution line and would they want to connect any future substations. He said GRE's answer was we don't have any other substations planned in East Bethel

Schedin said there were a lot of questions about whether this new line was a disguised 115kv line, but the line is not built to 115kv standards. If they built to these standards they would have to go to the State of Minnesota for a permit. He said he met with the GRE line designer and the conclusion was this can only run at 69kv. DeRoche said but isn't it true that once they get their foot in the door they could bump it up. Schedin said that is true but in his experience it is best to have 70 foot of ROW for that type of line. DeRoche asked but don't you think once it is there the state is going to be more apt to let them bump it up. Schedin said yes. Boyer asked what is the difference in ROW for 69kv compared to an 115kv. Schedin said a 69kv is less than 70 feet of ROW. Peter Schaub of GRE said for the purposes of GRE we don't usually buy less than 35 feet from the centerline for a 69kv. He said he doesn't know the answer for an 115kv. Boyer said you said from the centerline, but we are talking about ROW line. Schaub said we make sure we have 35 feet from the centerline of the transmission line.

Schedin said the major concern in East Bethel is you are blessed with a whole bunch of environmental resources. He said he asked the city planner what to do about these and she said use the map submitted by GRE. Schedin said the main one we are concerned about here is the Cedar Creek Reserve, it is very sensitive and Dr. Jeff Corney has been at the work group meetings and has expressed his concern about any lines going through the center of the reserve. He said this is a big concern to us. Schedin said a concern to him was he was given a book with 15 options. He said it has attributes of some things we needed to look at such as electrical performance, what does it mean, resistance of power line, impacts loss, another concept is called impedance, causes voltage drop, maintenance costs are a concern, vegetation control is important, and exposure to weather, and things like road accidents, these are all related to length, excessive length relates to cost. Schedin said generally in costs these all are reasonable.

Schedin said GRE is proposing a vertical pole with shield wire at the top. He said that is fine for straight away, but when you get to turns or dead ends you end up using guide wires all over. Schedin said so for those you should use steel. He said the folks at GRE do build some of these structures with laminated wood. Moegerle asked are these microlams. Schedin said they have these at Athens substation. He said they are thicker, but steel in his mind is thicker and cleaner. Schedin said it rusts to the color of rust. He said they also offer galvanized steel.

Schedin said he will give some background of how we got through the 15 routes. He said

we struggled on where we should begin. Schedin said we started from the north. He said we went to Athens substation which is at 261<sup>st</sup> Avenue North and then to 269<sup>th</sup> Avenue North and came to a corner on Xylite and noticed there was a substantial 69kv line that comes down and turns into a double circuit. Schedin said it is already built for a double circuit. He said we realized it is a freebie to use Highway 9 instead of 56. Schedin said one other important thing we noticed of all the options is there are two points they always have to go south, Sunset Road and Typo Creek Drive. He said the bottom line is that if you make a choice of one route over the other and you eliminate a lot of the options, and the lesser of two evils is Typo Creek Drive. Schedin said there is a City Hall, school, cemetery and other concerns about Typo Creek Drive. He said GRE has commissioned a study of historic sites on Typo Creek Drive, and they feel this offers a barrier as far as Typo Creek Drive.

Schedin said if we go to routes within East Bethel, we start with what GRE prefers for their route which is Route A, they want to circle the substation to Coopers Corner to Co. Road 26, to Typo Creek Drive and south to the Martin Lake substation, that is the preferred route from the viewpoint of GRE. He said we threw out quickly two routes that went through the center of the Cedar Creek Reserve because Dr. Jeff Corney and the workgroup has said no way, they would be opposed to those lines. Schedin said Corney had asked if the line went around the reserve that it went on the south border. He said there is only 7.5 miles of new ROW to get on Co. Road 26 if using Route A. Schedin said however, there are some disadvantages, and he will bring these out when he presents his next draft version. He said one of these is GRE is proposing to build on the north side of the road and currently there is a line on the south side of the road. Schedin said they have said they will move the other line to the north side, but have not given a time when they will do that, so you might have power lines on both sides for quite a while. He said he would also insist that Connexus put underline service drops. Schedin said generally the homeowners are responsible for service drop, and there might be some fairly big costs involved for homeowners. Boyer said it strikes him that there is probably 12-20 houses on that side. Davis said that would be an accurate estimate of the number of houses there, maybe closer to 25 to 30.

Schedin said this line does go through the reserve on the south edge. Davis said the Allison Savannah. Schedin said the other thing about coming down from Athens is in making it a double circuit, if one goes down they both go down. He said not only would they have to rebuild this, but the replacement line would be double circuit. Schedin said he would recommend Route A. Boyer said his biggest concern about Route A is the environmental impact. Moegerle said her question about the cost savings is there might be some in there that might not be real. Boyer said there might be a cost savings by having dollars taken off the price by using lines already there. Moegerle said so the price could be skewed. Schedin said so you are saying the cost of this route has been discounted because GRE is picking up savings from a distribution rebuild. He said it would seem to him they would get a commitment from Connexus, when are you going to build it and how much would it cost.

Boyer said he thought GRE already had an agreement with Connexus to hang on the lines. Schaub said yes, as we build and as soon as we started doing work. He said we would move the transmission lines as we put up poles. DeRoche asked is there a discount. Schaub said yes, the cost of repairing their line eventually; this will cover that cost and cost of maintenance of their line. Boyer asked are you charging Connexus to hang the lines on your poles. Schaub said his understanding is no, because they already have their poles and lines there. Schedin asked has the new construction been discounted by the savings of Connexus. Schaub said there are no savings of construction costs. Schaub said then the cost of 3.7 million would stand alone.

Lawrence said there is not one person that wants this on their property, Route A. Schedin said part of the easement would be taken from Cedar Creek, but others would be taken from personal property owners. DeRoche asked would there be a decline in real estate prices from the lines going through people's yards. Schedin said that comes from how much you should pay in the easement. He said that is certainly part of the negotiation of easement rights. Schedin said there is also the taking of trees, trimming, and clear cutting. Schedin said if you are going with the southern route in East Bethel Route A is what we are recommending along with the disadvantages of what he just discussed.

Schedin said there are all these ways to get down and across to Typo Creek Drive and you have a freebie on Highway 9. He said according to GRE, Highway 9 is going to be rebuilt in the next 4 to 5 years. Schedin said some routes go all the way down to Co. Road 12. He said Route I picks up and heads east on 9 to 12 comes back on Durant to Fawn Lake Drive over to Typo Creek Drive. Schedin said the advantage of Route I is it avoids Cedar Creek Reserve. He said the distance along Highway 9 is critical. Schedin said because of that he came up with Route II, go east on Highway 9 to 45, go south to Durant, then to Fish Lake, Fawn Lake Drive then to Typo Lake Drive. He said the corner of Fish Lake is not on Cedar Creek Reserve. DeRoche asked how many residents would be affected by this route. Davis said the setbacks on Durant are 200-300 feet back. Boyer said the one on corner of Fish Lake is wetland to the north; there is one house that would be affected. Schedin said we are looking at Route F and I in some combination. Boyer said if he remembers the GRE archeological map, two sites are located in the very southern end of Typo Creek no matter where you come in. Schedin said there are some to north and some in south as well.

Schedin said our commission was initially hired to recommend a route inside the City and then the city administrator asked me to recommend a route outside the City and we have done both. DeRoche asked could we get a matrix of Route II by Monday. Moegerle said we would have to get this from GRE. Schedin said everything he has asked for they have responded to quickly. Moegerle said summarizing your matrix, going forward, there are a lot of 0's, what does that mean. Schedin said generally it should mean none. Moegerle said engineering is blank. Schaub said there is a separate engineering matrix for each of the routes. Moegerle said she is looking at the Data Type # 55, 56 & 58. Schedin said there is information on some of this stuff on the other matrix we presented before. He said this is information that broke it down by jurisdiction and it was a separate person that did the engineering. Schedin said the matrix you have before you is just the attributes we thought were most important; we don't have all of them.

Lawrence asked did you drive your modified plan. Schedin said yes. Lawrence asked and you think it is a valid route. Schedin said we think so; we drove it but didn't walk it. He said another technical consideration is Sunset Road is a City street and you would need a City ordinance to allow a transmission line on a City street. Moegerle said or would we need a variance. Schedin said it was an endless effort; we eliminated this by common sense. Boyer said speaking for the workgroup we didn't like Route A, the impact on the residents, you are taking 60% of the length in East Bethel, but we are only getting 14% of the power. He said but this is also affecting Athens Township and it should be their decision where the power line is going.

Lawrence asked what does GRE think about this modified plan. Schaub said we prefer the line in East Bethel. He said it is the shortest, least expensive, higher level ground. He said it avoids the question of archeological and historical issues. Schaub said Route I has pinch

points on it. He said we have to go with what the government entities tell us, and the county tells us they will double the size of Highway 9 and that will cause problems. Schaub said also there are pinch points on Xylite and others. Moegerle said she would be more persuaded if you would say there are some ecological matters that we are looking at that are more important. She said she looked at the data you gave us and summarized it and if we are going to be selfish and say all we care about is East Bethel, Route A does not even rank in the top 5.

DeRoche said you keep saying it is a problem for GRE, but someone has to watch out for the people and sensitive areas. He said he thinks it is wrong to do this. Moegerle said with regard to Route A it is fourth from the bottom on the matrix. Schedin said matrices points are useful. He said he thinks his recommendation is Route A and Route I1 are the routes we would recommend. He said he can produce the matrix row for Route I1 if GRE can produce the matrix information. Moegerle asked Schaub if this could be done by Monday. Schaub said he doesn't know. Schedin said part of it is done, it is part Route I and Route F, done in pieces. DeRoche asked would GRE be willing to give us that information. Schaub said we will give it a shot. He said he doesn't know if we can do it in the time available.

Lawrence asked is Highway 9 going to be widened. Schaub said that is what we have been told. He said the homes are so close to the street, if they have to go 120 feet we will have to go over the homes. Moegerle said Route I & F tied for 3<sup>rd</sup>. DeRoche asked is this your primary concern because they are going to widen it. Schaub said he has multiple concerns. He said we have looked at all the routes and different areas, and pointed out different concerns. Schaub said we have a public hearing set for Monday he is assuming that would be the appropriate time to discuss this. DeRoche said again you are saying GRE is finding these problems but again you don't want to explain them. Schaub said time and again this City says there is a problem with Cedar Creek and they have a project to put a trail through the south end of the property, bituminous trail. He said he doesn't know if it is suspended or not, but it is in public documents. Schaub said at some time somebody thought it was a good idea to put a trail there. Boyer said it is a public safety issue to put a bituminous trail there, public safety to get fire trucks in, he doesn't think you will get a lot of support to put eighty foot poles in there saying they will not impact the trail.

Adjourn

**Boyer made a motion to adjourn at 7:50 PM. DeRoche seconded; all in favor, motion carries.**

Attest:

Wendy Warren  
Deputy City Clerk

## EAST BETHEL SPECIAL CITY COUNCIL MEETING

June 22, 2011

The East Bethel City Council met on June 22, 2011 at 6:30 PM for a Special City Council meeting at City Hall.

MEMBERS PRESENT:      Bill Boyer                      Bob DeRoche                      Richard Lawrence  
   Heidi Moegerle

MEMBERS EXCUSED:      Steve Voss

ALSO PRESENT:              Jack Davis, City Administrator  
   Mark Vierling, City Attorney

Call to Order      **The June 22, 2011 City Council meeting was called to order by Mayor Lawrence at 6:30 PM.**

Adopt Agenda      **Boyer made a motion to adopt the June 22, 2011 Special City Council Meeting Agenda. DeRoche seconded; all in favor, motion carries.**

Great River Energy (GRE) Conditional Use Permit (CUP) for Placement of Transmission Line in portions of City of East Bethel      Davis explained that on April 6, 2011, City Council tabled the request from Great River Energy (GRE) for a Conditional Use Permit (CUP) for a proposed 69 kV transmission line to be located in East Bethel. City Council directed staff to hire a technical expert to analyze the proposal, the need for the additional services, and make a recommendation for route location.  
  
Mr. Larry Schedin of LLS Resources was contracted to complete the analysis. Schedin has completed his final analysis. After much research and analysis, Mr. Schedin agrees there is a need for this particular project, therefore, is of the opinion that a “no-build” is not an option. City staff concurs with Mr. Schedin’s report in which a no-build alternate is not reasonable given the existing needs as expressed by the Applicant and the growth for electrical service presently and anticipated to occur within the area.

As part of Mr. Schedin’s recommendation, he discusses “Route I” which could be significantly shortened by utilizing Durant Street. Attachment #2 shows “Route I”; and the proposed shortened alternative route. GRE has provided additional data information for this route, which will be known as Route I1. Attachment #3 analyses the data for Mr. Schedin’s recommended routes I1 and A, and all other routes Mr. Schedin analyzed. As part of the presentation, Mr. Schedin will further discuss the route analysis and his recommendation for preferred routes I1 and A.

On June 20, 2011, a public hearing was held in which all persons had the opportunity to speak. For your review, staff has attached a draft of the meeting minutes. Planning Commission made the recommendation to deny the CUP request based on the following reasons:

1. Amount of wetlands affected by proposed Route A is significantly higher than other proposed routes, and
2. The population density in East Bethel affected by proposed “Route A” is greater than the population density in communities to the north and the East.

Staff understands City Council may still consider the two (2) routes, as proposed by Mr. Schedin, for the location of the proposed 69 kV line. Staff has prepared resolutions that are before you for your review for this meeting. Staff requests that City Council take into consideration Mr. Schedin's analysis and recommendation when making a motion for the CUP request by GRE for this 69kv line located in East Bethel. Planning Commission recommended denial for the reasons listed above.

Davis said however, in the event City Council proceeds to approve the CUP request, or any of the other alternatives, regardless of route selection, Planning Commission recommends the approval be contingent with the following staff conditions: 1) GRE will submit a construction plan prior to the commencing the construction of the 69 kV line, establishing both a construction time table and a progression of construction that shall be reviewed and meet the approval of the City Engineer and staff; 2) GRE shall minimize the need for any unsightly guide wires at corners, angles and dead ends, and utilize steel poles at dead ends, corners, angles and in certain high density neighborhoods designated by the City Engineer as part of this project; 3) That Great River Energy and/or its subsidiaries or other utility users that utilize its services shall install underground service drops at crossings of County Road 26 and other municipal roads within the city of East Bethel without added cost to the residents and utility users and assure that the relocation of distribution facilities to the north side of County Road 26 results in a minimum replacement of service drops, and wherever possible all service drops must be undergrounded; 4) GRE must submit easement descriptions and final route determination prior to the execution of the CUP Agreement; 5) A CUP Agreement must be executed no later than December 22, 2011. Failure to comply will null and void approved CUP. The agreement must be executed prior to the start of construction of the project; 6) GRE must coordinate with affected property owners as to the option of total easement width granted to GRE so as long easement width meets federal regulations.

Davis said should City Council choose to deny the request of GRE staff recommends the adoption of Resolution 2011-A, A Resolution Making Findings of Fact and Denying a Conditional Use Permit for Great River Energy for Route A, the resolution states reasons for the denial. He said if City Council chooses to grant the request for Route A staff recommends the adoption of Resolution 2011-B A Resolution Making Findings of Fact and Granting a Conditional Use Permit for Great River Energy, the resolution states reasons for approval and conditions of the approval. Davis said should City Council decide to grant a CUP for a portion of the transmission line within the City of East Bethel known as Route II staff recommends they adopt Resolution 2011-C A Resolution Making Findings of Fact and Granting a Conditional Use Permit for Great River Energy, states reasons for approval and conditions of that approval. At this time Mr. Schedin will review Routes A and II for City Council.

Larry Schedin, LLS Resources introduced himself. He said in his earlier talks he has explained that there are 5 or 6 substations that provide electricity to the East Bethel community. These substations are at Soderville at Crosstown and Highway 65, East Bethel at ½ mile off Viking and Highway 65, Coopers Corner at 237<sup>th</sup> and Highway 65, Martin Lake off of Typo Creek Drive in Linwood and a small amount comes from Forest Lake. They have small distribution lines that are called feeders. He said they supply comes from a 69 kv owned by GRE. Schedin said the studies he has looked at from GRE show that based on the peak demands/loads the kv system it is not adequate to supply those loads on what we call a contingency basis. Technical name is what we call a n-1 contingency, where system must stay whole with one line out of service. He said he has looked at their studies and found that the line from Martin Lake that is the subject of this discussion, that goes all the way up to Athens and would be a suitable cure for this problem. Schedin said this is

opposed to rebuilding the lines up and down Highway 65.

Schedin said with that as the beginning he was then given 15 options to look at and appeared to several meetings of the workgroup and the Planning Commission and then was given 2 more options. He said and started wondering how do you come up with the best option and narrow this down. Schedin said so we made a list of the options and attributes and matrix, and so we categorized them going north to south. He said his job was to pick the best option inside the City and along the way he was asked to make a recommendation on an option outside the City of East Bethel.

Schedin said so he is going to start with the south options. There were six options on the south side; the south system is from 237<sup>th</sup> Avenue. Two east of Coopers Corner went right across the Cedar Creek Reserve and right away we found out from Dr. Jeff Corney that there was no way they would approve lines across the reserve, so those two were out. He said the next one was way south of Viking Blvd and came up on Martin Lake and was twice as long as the others and scored very poorly compared to the other three that were left. Schedin said the three that were left Route A, that we are going to be talking about in detail tonight, goes from Athens substation, south along Highway 65, down an existing ROW about ½ mile east (proposal is to rebuild that line and not require any new additional ROW), it goes down south to 237<sup>th</sup> where it cuts east to Co. Road 26. He said Co. Road 26 is key to that option because it follows 26 all the way over to Typo Creek Drive and goes south to Martin Lake. Schedin said so most of that option is built along Co. Road 26. He said that was one of three that was left by elimination. Schedin said one of the other ones left is on 221<sup>st</sup> right by City Hall here, goes straight east connects with 22 and goes into Martin Lake from SW along Co. Road 22. He said the third one of those is almost like Route A, goes on Co. Road 26 until it gets beyond Allison Savannah and then cuts straight south then east again and connects with 22 on the south. Schedin said those were the three candidates that were left that were viable and in his opinion after looking at the number of miles, number of new ROWs, number of acres of trees taken down, all the adverse environmental impacts and we put this on a scorecard we show that Route A was clearly the best of the remaining three. He said so essentially we got to Route A in the City by the process of elimination. So that was the first step of taking the first six that were on the south side and breaking them down and eliminating them and coming up with Route A. Moegerle asked do you mean it is the best in East Bethel due to its length. Schedin said in our matrix we looked at 7 or 8 of the matrix attributes and found that Route A was better than the other routes. Boyer said just to clarify a point and maybe this is what Moegerle was trying to get at, some of the northern routes also go through East Bethel along the upper corner of Fish Lake. Schedin said what he is trying to do, he told you we had 17 options how do you get to the bottom of this so he tried to do it from the south first and got to Route A and that was largely through the City, but he does agree you have a very important point.

Schedin said so we have 17 and this leaves 11. He said he doesn't know how many of you have gone to Athens Substation it is at 261<sup>st</sup> Avenue, ½ mile off Highway 65. Schedin said from that Athens substation there is a 69 kv line that goes one mile north and one mile east and it is a double circuit line and one half of that line is not being used. It is there available for future use. Schedin said this is an important hub because that is where we want to get to, Athens, but there are 2 miles of unused kv line that goes north and east. That is one characteristic. He said the other is that these options kind of wonder around on the north side and eventually they have to get down to Martin Lake and there are two critical ways to get down to Martin Lake. He said one is Sunset Road and the other is Typo Creek Drive. Schedin said 6 of these options use Sunset Road to get south. He said so he went to the

meetings and drove the routes several times and there seemed to be a clear consensus that Sunset Road being a City street and very congested was not a suitable route for a 69kv transmission line. Schedin said he looked at it and at the matrix, but either way, there seemed to be an overwhelming opinion that Sunset Road was not an appropriate route to get south to Martin Lake.

Schedin said so if you accept that, then okay 6 more routes are eliminated and we only have 5 left. He said the options left, meander around and finally end up on Typo Creek Drive to the Martin Lake substation. Schedin said some of these options make lots of use of Typo Creek Drive, in other words maybe 4 or 5 miles and some of these maybe only use 3 miles but we looked carefully at the data from GRE saying although the road isn't good and we don't like it, Typo isn't a good route either because its got city offices in it, a cell tower, various things like a cemetery, or whatever and so after looking at all these potential problems with Typo Creek Drive it felt appropriate to limit the use of Typo Creek Drive and that forced me to look closer at how you get over to Typo Creek Drive and minimize its use and that is how we got to Route 76 which he believes is called Fawn Lake Drive. He said we are backing into this using an elimination process seeing what will work and so looked at routes that would make minimum use of Typo Creek Drive and those routes that would run along Fawn Lake Drive, and found out the workgroup had already identified a option that was close to and that was option I.

Schedin said the way Option I works, which was the option the workgroup recommended, is uses unused piece of line from Athens substation, then straight east on Co. Road 9, to Hwy. 12, south on 12, to Durant then to Fawn Lake Drive to Typo. He said his only problem with that is the dogleg of an extra 3 miles so unnecessarily. Schedin said so he came up with an alternate which he calls II, which goes 1 mile north of Athens, then 1 mile east which is unused, then go down Co. Road 9 about 2 more miles then head south on Durant which is Co. Road 45 to Fawn Lake Drive to Typo Creek to Martin Lake. He said that is the way he used elimination to get at the best route which he calls II. So that was his option for outside the City and he knows subsequent to that at the last meeting when we looked at this as an option GRE has provided a lot of statistics and analysis of Route II, outside the City and Route A, with the exception that as Council Member Boyer said that even if we go with Option II north of the City it does cut into a northeast corner of Fish Lake which is 1 1/2 miles in East Bethel, compared to Route A which is probably 7 miles within the City of East Bethel. Schedin said that concludes how we got to the two options, II and A.

Vierling said he wants to note as a housekeeping matter that on June 21, 2011 the City has received a letter from the Cedar Creek Ecosystem Science Reserve dated June 21<sup>st</sup>, signed by Dr. Jeffrey Corney that he knows your staff wants to have received as part of the record to make a decision on this matter. He said he would recommend that Council make a motion to receive that as part of the record in this matter but also inasmuch as this was received following the Planning Commission meeting, it would also be fair and reasonable that GRE be given a chance to comment on that. Vierling said so he is recommending that you make a motion to accept this as part of your record.

**Boyer made a motion to accept the letter received June 21, 2011 from the Cedar Creek Ecosystem Science Reserve, signed by Dr. Jeffrey Corney, dated June 21<sup>st</sup> into the record and to allow GRE to comment on the letter. Moegerle seconded, all in favor, motion carries.**

Darrel Page of 4546 Fawn Lake Drive NE said you talked about minimize using Typo Drive, aren't they all south of 76, isn't it feasible that they all go east. Schedin said first of all if we

go to Route A we made a very short use of Typo Drive, but the other routes we found some of them going as far north as Co. Road 12 and we cut that distance in half. He said there is a cemetery and communications tower and fire station and so forth, south of where Hwy. 76 and Fawn Lake Drive hits Typo Creek Drive. Page said so going north of there would be okay. Schedin said so you are saying if we went north there wouldn't be anything to worry about. Page said he is trying to minimize pitch points. Schedin said there are other points, not just those points he mentioned. He said the big concern was that that GRE presented me on Typo Creek Drive was a face plate of a study, archeological and historical study that says even if you come up north and you cross this memorial wildlife area there is a whole line along Typo Creek Drive that has got sites of archeological and historical significance. He said he told you about a tower and fire department, but there were a lot of other unknown in addition to that. Schedin said you might have a point that the distance might not be much different, but his recommendation is that to minimize use of Typo Creek Drive because of the unknowns of historical and archeological significance. He said this came up for a lot of discussion at the Planning Commission meeting, where are they and what are they, and GRE said they have a confidential study that cannot be released. Vierling said he thinks the questions might be from a Council standpoint, we did the public hearing on Monday night, and we certainly want to be generous to the public but the public record of the meeting was held on Monday evening so we would probably want to get to GRE's commentary.

Peter Schaub of GRE introduced himself. Boyer asked him to start with any comments on the letter that was accepted into public record from Cedar Creek Ecosystem Science Reserve. Schaub said we did get a copy of the letter today and essentially that letter doesn't say anything other than what he has stated all along and what Dr. Corney has stated several times. He said what the letter says is that if the City Council determines that we cannot go on Route A then they will abide by that decision. Schaub said it also says Route A is the only area of their property that they want us to be, that jibes with what we have said. He said we have investigated East Bethel Road, and Routes B and B1 and across the north. Schaub said essentially Dr. Corney of the U of M when we inquired about those said no, you can't go there, we don't want you there, we won't look at it, and we won't work with you on it. Boyer said to clarify; East Bethel Blvd. is not City owned it is entirely owned by the University. Schaub said he understands that. Boyer said it was a vacated easement and the City has no interest in that. Schaub said his understanding is it is a vacated City street, it is still there it shows up on maps, when you drive by, and there is a gate there. He said as something that was visible it was something that was investigated. Schaub said the University said no, you can't go there and you can't go to the north. He said but what they did say is if you need to go on our property the best route for us is along our southern perimeter which is in fact what we call Route A. Schaub said so we don't dispute letter, we don't dispute that they don't want us to the north, we think the letter said in fact this is the only place they want us, but they will abide by whatever the City says. He said the University is part of the State and there is likely the issue that they could trump the City decision if they so choose, think that letter says they are not going to do that, they are going to abide by what the City decides.

Schaub said that brings him into discussion that was held before, confusion as to what we do and how we do it. He said he knows that Council Member Moegerle has looked at the matrix and had the impression that the way we find a route is simply to gather all this information and data, and then crunch the data and then that essentially should be the best route. Schaub said the matrix is essentially just an analytical tool, placeholder for information, lets us see what is out there, and where and make comparisons. He said but reality is when we have to site a transmission line, we are confronted with people and reality,

and people's feelings and the way they feel about things. Schaub said what that boils down to is essentially is we are in the business of trying to move transmission lines into places and move electricity and we have two tenants that seem to apply to every transmission line location. He said one is use existing line and there is no new impact and that is one of the guiding principles that the state also requires in doing any kind of siting for 100 kv and above we are supposed to use existing as much as possible so we don't create new corridors. Schaub said we are also supposed to follow things like existing roads, that sort of thing so we don't create cross country corridors. He said the other tenant and it makes sense is the shorter the new line generally the less impact, and so what we come up with is we are trying to very basically put in a transmission line, make it as short as possible and use as much existing ROW as makes sense. Schaub said you do get to a tipping point where if you use it to much that you are either rebuilding it or what we call double circuiting where we add another line of circuit to it or put new structures in. He said but you can get to a point if you double circuit where it gets to expensive and it really doesn't add anything to the project. Schaub said that is why some of the routes that Mr. Schedin talked about such D went all the way from Athens to Viking, 9 or 10 miles, then north and east another 9 or 10 miles, you don't get any benefit from double circuiting that route. He said it you get benefit if you double circuit some when you can jump off and make the shortest route there.

Schaub said with those things in mind the things we look at before we gather data, what we are trying to do; we have to look issue of the land itself. He said such things as do we have right to it, who owns it, how do we obtain it, how do we get some right to be there. Schaub said essentially there is an issue of an owner, we usually obtain an easement, sometimes we get a license or a lease, depends on who we deal with, from the U of M or the state his understanding from Dr. Corney is they usually want to give leases or license rather than an easement and that has been discussed and explained to him that if we do get a permit we would be dealing with their legal department. He said what it really boils down to is do we have a willing owner, is someone willing to work with us and that is huge for us. Schaub said essentially he has never met anyone that says they want a transmission line anywhere near their property, everyone says put it somewhere else, go somewhere else. He said the exception is institutions or someone like the U of M that say we understand these things are necessary and reasonable, people may not like them, but as long as you don't interfere with the core tenants in why we exist and what we are doing we can work with you. Schaub said that is what we were told by the U of M. He said that was one of the underlying assumptions that we dealt with in developing these lines. Schaub said that is what makes Cedar Creek attractive to us because not only on Route A do we have 3 miles of existing line where we pretty much own the rights to go there and do this, but also there is 3.3 miles of line that a willing entity has said we will work with you if it is something that you can work out with the City. He said that is completely different than them saying no go away on those other routes. Schaub said so now we have reduced a 10.4 mile route to 3 plus 3.3 miles, down to 4 miles of route where we have to get permission from someone via easements or whatever we need.

Boyer said he does not believe you currently have an agreement with the University for ROW. Schaub said no we nothing in writing. Boyer said so you would still need to acquire this. Schaub said yes, what his point is we have. Boyer said he thinks what you point Peter is, you have one landowner to deal with rather than multiple landowners. Schaub said it is a multiple point. He said it is easier to deal with one and two it is easier to deal with someone that hasn't slammed the door in your face and someone that says yes, we will work with you if it is something you need to do and if the City says you can get a permit. Schaub said that is key to this whole issue, they did not tell us to go away there. He said they did tell us to go

away to the north, they said go away on the other end, but this is the area we want you confined to if you build it. Boyer said he thinks your reading of the letter is much different than ours. Schaub said it is not just based on reading the letter; it is based on his conversations.

DeRoche asked is there any correspondence you have from the University stating their intent or what their thoughts are. He said again, another point, you said you have talked with these agencies but he hasn't seen anything one way or another so we are pretty much going on what you are telling us. Schaub said so you are saying you don't believe what I represent here tonight. DeRoche said if is in writing or in front of his face; he believes that more than what someone is telling me, come on. Boyer said he doesn't believe you have had any discussions with the real estate office or legal office. Schaub said he didn't say he has had discussion with them, said he had discussions with Dr. Corney. Boyer said from his own personal experience dealing with the University, because he did negotiate a Memorandum of Understanding dealing with a land swap and we went two years and he thought we had a deal two years. Schaub asked did you get the deal. Boyer said yes. Schaub said and you had to start with Cedar Creek. Boyer said once he negotiated with Cedar Creek then he began negotiating with the University legal and real estate office, the two are not the same. Schaub said he realizes that. Boyer said what one says does not necessarily hold true for the other. He said he would also tell you that a great deal of the land at Cedar Creek was donated to the University through trusts and such with the understanding that it always be held by the U of M, hence why we are talking leases and not ROW. Schaub said he understands that and he has never represented that we have a deal with the University, but they have said they are willing to work with us and talk with us and he said he explained that is a huge difference between that and someone that slams a door in your face. He said he is not trying to represent that we have a backroom deal or that the University legal department has okayed anything, all he is telling you is what Dr. Corney has said to him in informal conversation in trying to figure out if it was feasible to go along that property, this is what we based our decisions on. Schaub said this is why we felt it was something that was useful, Dr. Corney himself has stood up in meetings, workgroup and others and said that he is willing to abide by what the City decides. He said that also means that if the City decides we can have a permit here, that they will in fact work with us to get us a permit, which is all he is trying to represent.

Schaub said the other issue is, to get back to what we look at when siting a transmission line, look at minimizing length, land, other thing is who else has oversight of it, such as government entities. He said like the DNR, State Historical Society, Army Corp of Engineers, all of that, if you own property with wetlands on it or something like that and someone wants to do something on it, just because you as an owner say its okay, doesn't mean the person is free and clear to do what they want. Schaub said you still have to go through other guiding entities and as part of that we look at those entities and we do an initial investigation of the property and that gives us some guidance on that.

Schaub said the other issue is the environment: plants, water, animals, air and people. He said people, archeological and historical; there was some discussion by Moegerle before that people are living people. Schaub said we look at those issues as well, it is not up to us and the City, and there is in fact state agencies that deal with historical and archeological issues.

Schaub said and we look at permitting, this is a very evident example of that. He said we are going through the permitting process, there are many different governmental entities and if we cross their jurisdiction we have to permit with them. Schaub said the things we look at is

what kind of time delays there would be, added costs if additional permitting is involved.

Schaub said and final thing we look at is construction, is it cost effective. He said we look at safety, reliability, accessibility, special structures, and total length. Schaub said and finally is it cost effective, can we build it and maintain it effectively. He said so all of those things are what we look at and because of those things we say we need some data to look at to view this. Schaub said so we do compile this, but we don't just put the numbers in and crunch them and follows the numbers down, that would be the same as comparing apples to oranges and trying to get some sort of an answer they don't work that way. He said we take things like, we have categories like homes, farms, land, and takes those and look at them and compare them to what we know or think we know with respect to any given route. Schaub said so Council Member Moegerle is correct when she adds up these numbers and looks at the very bottom of them, they do come up with high numbers and low numbers and Route A comes up higher in some of these things, but that doesn't mean Route A is bad, it means there is stuff we have to address and deal with. He said and that is what we do. Schaub said as he has said we have to deal with the reality of how we work with people and how people will actually react. He said so what we came up with and how we arrived at Route A in our minds is and why it is far and away the best route is because we do have an exiting corridor, we have good easements to that, we can use that, and that is 3 miles off of the line. Schaub said and we have to our understanding a statement by the people that are the gatekeepers to Cedar Creek, the people that operate and own it, they have said okay if you can get a permit we will talk with you and that is another 3.3 miles, so now we have 1 mile in East Bethel that has nothing unique or special about it other than it is owned by the people that live there. He said everybody feels there property is unique and special and we understand that and acknowledge that.

Schaub said the truth is we have to put the line somewhere if we are going to build it, and what we are dealing with is 1 mile in the City of East Bethel and an additional 3 miles in Linwood where we have to acquire rights to be there. He said generally most of that is held by private entities or private people, not government entities. Schaub said there is one, Linwood School Forest and it is questionable whether we need an easement from them because it looks like the property owner on the other side actually owns a corner of property right in front of their driveway, so that is not even clear. He said but the reality is we have to get 40 easements or agreements for Route A. Schaub said that is a shorter route so we are able to minimize that. He said any of the others routes we need more, for Route II we need a minimum of 99 easements maybe a maximum of 120 easements/agreements, that in our mind makes Route A a very preferable route. Boyer said he appreciates it might be less work for you but doesn't know how it addresses the issue at hand. Schaub said it is not an issue of less work, it is an issue of less resources dedicated, that is what this is about for us, the resources and imposition of impact by our line on others.

Schaub said the 3 miles that is already there hard to argue there is any additional imposition there, we are not going to take additional great swathes of land and if we need anything maybe it will be a couple feet here and there. He said we probably won't need anything at all, so the 3 miles there is limited, no impact there essentially. Boyer said have you talked with the landowners that are now going to be confronted with 8 foot towers. DeRoche asked is it all going to be clear cut. Schaub said it is already cut; it is a 3 mile swath that is already there, in existence. DeRoche said he is just asking a question, don't take it personal. Schaub said yes, okay, it is already cut, it is maintained, and it has been maintained for at least 60 years. Lawrence asked the entire stretch has already been cut, is coming down. Schaub asked the 3 miles across this line. Lawrence said no, these residences, these people behind

you. Schaub said it is already in existence, it is already maintained. Boyer said he is talking down 65 from the substation. Schaub said no, he is talking the entire route, there is a 3 miles stretch that is in existence, from the 10,4 miles that we need, those people are already there and they have been there for over 60 years, some is in there backyard, some borders the edge of U of M. He said but there shouldn't be any effect to them other than construction noise, but once it is done were gone, poles will be there, but essentially it will be the same. Schaub said that comes to the issue of environment, that stretch has a lot of wetland in it, since that is already there and we are already charged with dealing with that and addressing it, as environmentally capable as we can we already have done that. He said we wait until winter to go in and do maintenance unless it is an emergency such as a line goes down, we go in and fix that, but we have already addressed some of the issues regarding environment along this route. Schaub said additionally reason we like Route A is Cedar Creek, people say they don't like something but what we look at or are forced to deal with is if there is an actually taking, that is why in this instance we are looking at number of easements we need. He said not just an issue of less work for us, but do we affect people.

Schaub said the issue of looking at homes from the centerline, 0-100, 100-200 and 200-300 that is a way to know who is out there and what we are looking at, we keep track of that so we have that understanding. He said we have to build this thing and if we get a permit what it all comes down to is who do we have to call and deal with and ask to buy land from. Schaub said that is much different than someone sitting across the highway looking across at a piece of property they have no claim to. He said it is the same thing as your neighbor painting his house orange with purple polka dots you may not like it but you don't have a right to say anything about it. Schaub said that is essentially the approach we have to take, we understand people don't like transmission lines, understand no one prefers them, but again it is an essential service and it needs to go somewhere if you want the electricity, that is the reason we are doing this. He said this is something that is important to us, these are things that are reality for us, things we have to live with and do to get a transmission line built, this is our reality and that is why we look at it in this way and why he is trying to explain that the matrix is not the be all and end all of how we do this because there is so much of the human factor in what we do.

Schaub said and he is going to focus on Cedar Creek because that seems to be the sticky point of this route, again there are two homes on that side of the road and that is it. He said then it is Cedar Creek so with respect to people issue we need three easements or licenses to be there. Schaub said then with respect to nature, plants, animals, established and no one has said otherwise there isn't an issue of air quality with these, but people question plants, animals, plants can be categorized as two things, rare species or trees and grass. He said we understand there are rare species of both plants and animals at Cedar Creek. Schaub said with respect to animals any work we do there will be a temporary disposition to them, we will not be displacing eagles or hawks or blanding turtles. He said some of the things we do if we get a permit at Cedar Creek or anywhere else as he mentioned is this whole area is very similar, wetlands, meadows, forested areas throughout the entire region so we contact the DNR, we do surveys, we attempt to mitigate any problems with botanical issues, put the poles further apart, design the lines so raptors can't land on them, put bird diverters on the lines, check with fish and wildlife service, we know the grey wolf is an issue some places, but they have indicated that it is not an issue here. Schaub said the Army Corp of Engineers have to permit us, we keep track of wetlands not because we can't go through them, but because we also have to give them information to get a permit from them even if we get a permit from you and the DNR, that is part of what we are doing. He said with respect to forested wetland, we have to mitigate, if we cut down trees and forested wetland that is a

huge issue because that is deemed to be rare, that is one of the reasons we like this route because it doesn't really have anything that we need to cut down.

Schaub said if we do cut something down we would have to mitigate by going to a land bank and replacing that. He said you don't have to do that with general wetlands, but with forested wetlands you do and Route 11 has a lot more. Boyer said certainly you are not saying to us that you are not cutting down trees in East Bethel. Schaub said no, he is talking about forested wetlands; this is a very specific and unique issue. He said no, trees we do have to cut down trees, but since we look at this as a whole, we have to cut down a lot less trees in Route A then anywhere else. Boyer said your figures don't show that. Schaub said yes they do, 14 acres in Route A, and 20 acres in Route 11. DeRoche said these trees you are talking about clear cutting are you talking about the ones in residential areas, or are you talking about the ones in open fields. Schaub said he is talking about the ones we think in general that would be in our easement. Boyer said if you are going 6 miles through our City, virtually the entire length has trees in the ROW that are going to be cut, this is a difficult figure for him to accept, a rough calculation he did is 30+ acres. Schaub said that is not accurate the City is not wall to wall trees and a good chunk of Cedar Creek is Oak Savannah. He said and savannah applies there is open plain there. Boyer said the Oak Savannah is about the rarest habitat in the State of Minnesota, less than 1,000 acres of it in the state. Schaub said and again reason we are looking at the area is two fold, in talking to the people that run Cedar Creek, Dr. Corney it is something they have said they thought they could deal with, additionally they do something called a controlled burn, also something that would add a fire break for them when they do those controlled burns. He said his understanding is there is always a concern that a gust could blow that out of control across the highway, or somewhere else, if it does they could burn down part of the county, so it is of some benefit to have something there. Boyer said they already have an existing set of fire routes, as you are aware of, they show up on maps. Schaub said again the University has said they would work with us on this if we can get the permit.

DeRoche asked aside from the permit with East Bethel, if the U of M took the position that GRE would not be allowed on their property how would that impact your Route A. Schaub said we would revisit if we would go on the poles across the way or not, and we would have to determine if it was something that would stack up against this, because then you are adding all the additional homes to the issue, those properties to do we want to make that kind of an impact on those properties. He said he can tell you as an example for some homes especially on the opposite side of Cedar Creek there is that essentially has a driveway and then the home is there, so it is probably like 40 feet or less from the road, so we would review that, but at this time and at this date we've never been told that by Dr. Corney. DeRoche said his question is very narrow and he thinks he asked it the other night, contingency plan, you have Route A, you are asking for Route A for your permit right and all of a sudden you just can't do it, you run into the U or there are artifacts or something happened, what is the contingency. Schaub said probably to try to address whatever happens and see if we can fix that, if we can't fix that then we would have to re-evaluate where we would want to go. He said but he can't stand here and tell you that we are going Route E or G or something like that. Schaub said what he can tell you is if you are telling him about some nebulous unknown thing that happens is all he can tell you is we would attempt to remedy that thing. DeRoche said like he said, a very narrow question, everything should have a contingency plan.

Schaub said what we have done is looked at route and narrowed it down with respect to the issues and overall with respect to the environment, we can make that work, the University of

Minnesota has indicated to us is acceptable and tolerable, so has the DNR and so has the other entries that are in charge of overseeing the environment within Cedar Creek. He said with that in mind and based on that, we have determined these things can be done, as he mentioned we can mitigate the different instances that come up. Schaub said if we come to a rare species again we are not going to just come in and start cutting, we already have an understanding with the University and when we thought we were going to be going on Allison Savannah that we would do a survey or work with surveys they have to determine what is out there and work around it. Schaub said we would rope that off and construct around it. He said those are things we can do. Schaub said we would also work outside of the Oak Wilt problem, work outside of issue of wetlands in the sense that we can work in the winter, we are prepared, we do this in other areas, this is not the first and only place we have encountered this kind of thing and we have been able to do it before. Schaub said we have gone to great pains to try to minimize the direct impact to people as well, we think that trying to cut down the number of people that we need to acquire easements from is a big step doing that and there is no other route that comes close to needing 40 easements and everything else is at least double that.

Schaub said and as far as the construction itself this is a route because it is next to county highway, is a well traveled route, is accessible, allows us to access and retain reliability, allows us to cut down on the special structures that are needed, that goes back to the pitch points, so this is a good route as from a constructible standpoint, highway and area also give us access for safety issues such as response teams. He said that is what we look at and that is what the matrix is put together for, we are not claiming that Route A is the best in every category, is not, we know that and understand that, but, when you look at Route A even it is higher in wetlands than Route I1, it is lower in forested wetlands, that is the key issue there.

Schaub said it is his understanding that there is one more person within 300 feet than in I1 and if and if there is, we can't say anything about that other than that is a distance, that doesn't mean that many people are going to be directly impacted by this route, that means a lot of people have homes across the road, they have got distribution lines in front of their house now if they are living across from Cedar Creek but they are not going to lose rights to their property, we are not going to go to them and ask for easements. He said this is the same way as City going forward with sewer, know you have to acquire easements for that, it is the very same thing. Schaub said his assumption is that you are not making payments to people who are across the street from someone where you have to take a tree because it is in the way of the sewer. He said we are an essential service just as the sewer is an essential service.

Davis said for the record, this is not a good analogy. He said the sewer lines are not visible after putting them in and the transmission lines are. Schaub said yes it is a good analogy, because you still have dig up the earth to put them in, make some sort of alteration to put them in, you are not just direct imbedding them and it would be the same thing if we tried to bury the lines we would still have to dig up the land to do it. He said he is assuming the City is going to have to damage some property in doing the digging. Lawrence said but you are requiring the clear cutting to put your poles up and maintaining it for the life of the pole. Schaub said he doesn't know if clear cut is a good word. Lawrence said you are removing all the trees around the lines, he doesn't know how else to say it. Schaub said it is not every tree, it is the taller species, and there are fruit trees that we aren't doing this with. He said and with sewer you have to dig a trench, have to comply with OSHA, so you have to be taking more than you need. Schaub said we are an essential service, we need to go somewhere, we try to minimize the impact, we are subject to safety issues, and safety issue

is here is the width of our easement, not just a choice.

DeRoche asked isn't this part of the deciding factor, what is the bottom line, you keep going back and forth and this wetland and trees, what is the bottom line for GRE's decision to go with Route A. Schaub said the ability to minimize the length of route, ability to work with property owners and ability to deal/work with remaining issues of the entities that oversee us such as Cedar Creek and the DNR. He said there is nothing we can do about the way a transmission line works, transmission line is there no matter where you put it, we have to take trees no matter where we go, this route in fact allows us to take less trees overall than other routes. DeRoche said he doesn't think anyone up here is saying that a transmission line isn't necessary, we are just trying to figure out the best route through our City, which the people up here are probably in a little better position to do seems how they live here and they know the lay of the land a little better. He said he can put all kinds of things in a computer and have it spit out something out and say yes this is great.

Boyer said this is the second time you have brought up the DNR, educate me what does the DNR have to do with any of this, except we are talking about Cedar Creek/U of M land, not crossing DNR land are we. Schaub said no, his understanding is they oversee features like rare habitats and we have to check in with them. Boyer said you do and he thinks we were provided with that. He asked do you have something from the DNR, you have brought this up twice that the DNR supports this in some way and wondering what this is. Marsha Parlow from GRE said you should have an e-mail between herself and Lisa at the DNR who keeps track of the database, she has indicated her concerns about the route and we have pointed out how we are going to address those issues. Boyer said you have seemed to have implied when he was listening to you that the DNR is supportive of this route and he doesn't think that is the case from that e-mail. Schaub said that is not the way the DNR works; they don't come in and say we like this route best. Boyer said the DNR is not supportive of Route A that is a fair statement he thinks. Parlow said they don't take a position on the route, they just give us information on how we can mitigate if there is any wildlife on the route, or any issues. Boyer said but to state that they are supporting Route A is not right.

Boyer said on Monday you had brought up that Co. Road 9 was to be expanded, and that was why you objected to any route going down Isanti Co. Road 9, is that correct, that is what he heard at the Monday meeting. DeRoche said touching on that he thought you were going to get some information, because he thought that night he had asked that night if you had gotten ahold of the county or state to find out when or if they were going to start construction on Co. 9 because you had made the statement it was going to be 2 or 3 years and he knows the state and the county and probably the City Hall has schedules of when certain roads are going to tentatively start and he thought he had asked if you could look that up and get that for me. Boyer said we called Isanti County Highway Department and spoke with the Assistant County Engineer and they informed us that since 2006 there has been no plan to widen Isanti Co. 9, were you aware of that.

Schaub said he spoke to somebody in this department as well, spoke to them twice, he doesn't have the name before him, and he was told that it was slated for, he started 2 years ago on this, and they said the next 5 years. That is why he said in the next 3-4 years. Schaub said that is what he was told, that was his understanding. He said the fact remains that whether they do it in 2 years or in 5 or 6 years someone told him they were going to do it and if they do it and our poles are in the way, that is a problem. Boyer said for 21 years he has heard that Anoka County is going to widen Viking Blvd. and Lexington too; we actually tore down houses on Lexington by Coon Lake to ease the curve. Moegerle said it goes to

credibility and thoroughness and research. Schaub said thoroughness and research was he contacted them twice and he was told twice, yes we are going to widen this road. Moegerle said it would be helpful, do you understand why we would like to have a name of that person. DeRoche said or a document. Moegerle said she understands we are all friends here, but when it comes to facts it would be helpful if we could call the guy up and say hey is that what you said. Schaub said he understands that and he guesses he would say we have been going through this for what 2 years now and he guesses because it was always acknowledged by people in the different groups we have been in, that it was a likelihood and probably would happen, he didn't know it was something that had been cast into doubt. He said but even if they don't do something there, there are still problems with the routes that come from the north, it doesn't negate those other problems.

Boyer said if Co. 9 isn't going to be expanded, who is to say that County 26 is not going to be expanded before 9. He said he has heard the same thing about other roads in East Bethel for years. Schaub said this is just a side thing; the reality is what we have to deal with from an engineering standpoint. Boyer said you raised the point as Co. Road 9 being one of the reasons you don't want to consider Route I, and with one phone call we determine that Co. Road 9 isn't going to be widened in the foreseeable future, it does raise an issue. Schaub said he would say that is something that happens, it can be explained, it certainly understandable with the state and the counties having problems. He said it is his understanding that when some of the people on this board were elected the first thing they wanted to do was stop the sewer project, it was in fact halted for a while, so on any given day, if someone had called one day been told a project was coming through, they may have been told it wasn't coming through another day. Schaub said the same things can happen, all he can tell you is in good faith he contacted the county twice and he was told twice that yes we are going to widen that road we got plans to do it, back when he did it initially they said it was on their 5 year plan. He said if someone had contacted him a month ago or a week ago and prove this to me, he certainly would have had time to investigate this, and he would have reported whatever he found. Schaub said he doesn't think there has ever been an instance where we have ever not given the City information they have requested. He said he hasn't been advised that Durant is going to be widened, but that would be a problem, Typo Creek being widened would also be a problem. He said we are looking at the engineering issues we have to overcome.

Lawrence asked he understands that you are trying to get the power from the Martin Substation to the Athens Substation because we need power in East Bethel, but you are ignoring that we are going to need power in East Bethel on Viking and 65 where we are going to be growing. Schaub said no, this power line is designed to help the entire region, from Cambridge all the way to Elk River, which includes all of East Bethel. Boyer said but we receive 14% of power from Martin Lake, that serves primarily the east side of the City and none of the east side is slated for development. Schaub said but that is not the entire purpose of the project and he thinks you consultant confirmed that several times, he has acknowledged that there are low voltage issues in the area.

Boyer said we are not debating that, but is certainly not going to serve high growth areas in the City of East Bethel nor is that the rationale from GRE's perspective, it would affect the Highway 65 corridor none at all, it is already double circuited. Lawrence said what he sees here is you have given me 15 or 16 proposals that you would like to use, but actually you have one that you want to use and you won't even consider the other ones that you handed out. Schaub said no, those were not proposals that we wanted to use. Lawrence asked why would you hand them out is you didn't plan on using them, to me you are wasting my time giving me all these proposals that you are not even thinking about doing. Schaub said your

ordinance requires us to work with the workgroup and your workgroup asked us for all the things we had looked at. He said initially we tried to hand in the ones that we thought would work, we were told come back with others. Boyer said you gave us one. Schaub said we gave you what we thought would work; we thought we were showing you in good faith what we thought would work the best. He said we do think if we could go across the northern part of Cedar Creek it would work, but Dr. Corney said no. He said we gave you this one, then we were asked to give more, because they wanted to know every possible thing that we may have looked at or thought about, that is why we gave it to you.

Schaub said we are not here tonight asking you to pick the best from the 14 routes, we are here asking you to approve Route A. Lawrence said he understands what you are asking for and why you need it, that is not being disputed, but seems to him there were other questions that came up such as coming down 22 from the east side with 220 volt line which you had proposed at some time, straight north to substation would that not do just as well, it is a shorter distance. Schaub said he has never been involved in anything like that. Tim Mickelson, Transmission Engineer from GRE introduced himself. Boyer said he thinks the Mayor is referring to the Rush City Line. Mickelson said no that runs north and south on Highway 35; it doesn't come through East Bethel at all. He said maybe you are talking about the biennial plan, but we don't specify routes in there specifically. Mickelson said our long term plan has always been to connect the Martin Lake substation with the Athens substation to support the load growth that may occur along Highway 65 and it also provides the redundancy backup to the Martin Lake substation that we need. He said the Linwood substation provides a strong source to prop up the system and to enable growth in the area.

Paul Zisla of Moss & Barnett in the Wells Fargo Center representing GRE introduced himself and said he is going to explain this from our prospective frame the discussion to follow, but Council Member DeRoche hit the right question GRE is looking for the best transmission route through East Bethel, the application is for Route A we need to have focus on Route A, we did not apply for the other 14 or 15 routes. He said we understand that the City is asking GRE why you didn't do those routes; we see things about them, what are your thoughts on that. Zisla said as we have said in our letters the process is we came in and said we have a point we are connecting on the north side of East Bethel and we got to get out on the west and we need a route through the City that works and we want to direct you attention to Route A. He said because right now what we are facing if you deny Route A is a no build alternative and what he has heard from your consultant is that doesn't work.

Zisla said the suggestions on Route A, almost all the discussion on Route I rather has to do with areas outside of East Bethel. He said of course the response is it is better for us if you go on Route I because it is only a small part of our City. Zisla said well yes it is better for you if you push the line out to another community as we go on in our letter, that isn't what has happened here. He said literally factually we are not in a case where we are doing cooperative planning with three jurisdictions coming together and picking a route, it didn't work out that way, don't want to go over the history of the relationships of the community, now that isn't really relevant. Zisla said GRE is before you with an application for your process with Route A, questions were raised and Peter has tried to respond why Route A is a good one, why it works for East Bethel. He said the legal issue is we have to stick with the task here, and GRE has to get a transmission line through the City of East Bethel, the City has a discussion process, you have done a lot of review of routes and we are here today saying don't leave us with a no build discussion that essentially creates a gap in the transmission system. Zisla said the letter is saying listen to your consultant on the issue of need, the letter is saying you are in a Conditional Use Permit process and your lawyer I hope

is aware last night at the Planning Commission, and some tonight, Peter has gone through and said look we have hit the conditions and criteria in your ordinance. He said there is not anything that has been shown contrary to that, there have been questions about what is the best route, what is the best way to go, but in terms of the legal authority to use your Conditional Use Permit process GRE went through and said this is your criteria, this is how we have dealt with it. Zisla said we know you might prefer a different route, it might be better from East Bethel's prospective, but, as a matter of law and a matter of practice, this is not a discussion about we East Bethel would like you to go on Route I, which is mostly outside of East Bethel, this is about how do we deal with that segment that goes through the City in a responsible way and we our position is, our conclusion is and we hope you share it, is the record shows that we have satisfied your conditions. He said you have some concerns; we have tried to answer those. Zisla said he is not going to go on more about Cedar Creek, he thinks Peter has tried to do that. He said we hope you accept his argument. Zisla said Route I doesn't connect for us and if you recommend Route I you really haven't given GRE a workable route.

Lawrence said but this is your route though, you planned it. Boyer said it was also the first route GRE presented to the City of East Bethel in essence. Zisla said in anticipating there would be that history Council Member Boyer he knows Peter is aware of that; there was discussion of that yesterday. He said Mayor Lawrence, he thinks Peter answered this. Zisla said GRE came in with an application for Route A, the workgroup process said we want to see what you looked at. He said Peter has talked you through their planning process. Zisla said we say in the letter that this has been informational, this has been discussion. He said the fact is GRE came in and applied for Route A, why didn't you look at Route I, explain yourselves to us, if we have failed to persuade you, collectively we have made a sound decision that is unfortunate from our perspective because the whole approach is we wanted to feel we were being responsive, GRE was being responsive, we were being reasonable, it did look at the alternative. Zisla said it did share that with the workgroup, but at no time did GRE say we have 15 routes workgroup, pick one for us. He said it was here is your information. Zisla said GRE said A is the one we want to apply for; we want to assure you we have a responsible process. Zisla said he repeats himself, but the reason to do that is you are working in a legal context. He said as we have said in all our letters there have been a dispute of your authority, we direct you to what your lawyer is said and we repeated it on March 30<sup>th</sup>, there are questions and concerns but we think you should adopt findings that say all things considered it works, it is the right route for going through the City, we know there is the comparison of I and A in the City. Zisla said the question is does I really get us anywhere and of course if we have a small piece off in the corner it's going to come off with a certain kind of result. He said and then in the letter we are going to say a lot of what we have heard and observed, frustration on part of the City, frustration on part of GRE part that we have a fragmented plan being processed and that we don't have three cities coming together and saying here is a route that works. Zisla said we don't have that and our view as a matter of law is we have to accept that. He said your authority, the scope of that authority is East Bethel and to assist us in finding a route that works through East Bethel. Zisla said that a decision to deny Route A is going to exclude us we are going to have a problem, a hole in the system.

DeRoche asked why is it Route A or a no build. He said so I wouldn't be a consideration and it was never a consideration. Zisla said we applied for Route A, we said we need A, there was a review of the alternatives in East Bethel, your consultant went through those alternatives and he thinks there were six of them that got us from where we need to be and the conclusion of consultant was Route A is the best, we could revisit some of that but that

was always the question. Boyer said no, that was not the conclusion of the report sir. Zisla said the conclusion was from the ones that get us from where we need to be from where we need to get. Boyer said that is in East Bethel, A was the best. Zisla said the one that is in East Bethel. He said I and the other routes are principally not in East Bethel. Zisla said and they don't connect the line where we need to connect it. Boyer said to clarify 1 ½ mile of Route I is in East Bethel and the route is roughly 10 miles long and East Bethel gets 14% of its power from Martin Lake substation, by his math we are being very generous that is 15%. He said why you are approaching the City of East Bethel to connect two points outside the City of East Bethel and expect us to take 60% of the route length is something of a mystery. Boyer said he would contend to you sir that going to Athens Township first by far the least populated, by far the weakest in any zoning authority whatsoever, and not even in the seven county metro and then telling the City of East Bethel and Linwood that we are driven by Athens Township decision seems. Moegerle said inequitable. Zisla said it may seem inequitable Peter can go through the history, but the fact is there is an existing route, existing ROW that GRE has in Athens, it gets GRE to the north line, it gets GRE through East Bethel, we have said in the papers that (why argue with you tonight) that this allocation of transmission percentage, you may not like the percentage work out for this particular facility, for this particular one, and he is not accepting on behalf of the experts that 14% of the power and 60% of the transmission line benefit or burden is accurate at all, in fact we argue that is not reasonable grounds for who gets the advantage but from Athens to Martin Lake serves the whole area, the power lines serve the whole area, it is a needed facility and sharing the benefit and sharing the burden. He said it might be frustrating to you, it might be bothersome, but this is a multi-jurisdiction facility. Zisla said pieces are going through East Bethel, pieces are going through Athens,

Vierling said it is very difficult when you have a group of different attorneys together. He said from a practical standpoint obviously GRE this position has been taken that Route A is a take it or leave it option to Council. Vierling said this City has adopted an ordinance which we understand they don't agree with and Council obviously feels it is a valid ordinance and has multiple opinions on that issue and we will argue that someplace else, some other day. He said in terms of what is in front of you, the Council certainly is looking at a facility that is in essence a regional type of facility. Vierling said the proposal is to come through the City, you have every right to take a look at other routes and other pathways, if you determine that there are pathways that are more reasonable that render Route A unreasonable you certainly have the right to say that. He said that is part of what staff has done in laying out the opportunities that are before you tonight on this matter. Veiling said he thinks we all acknowledge the legal position of GRE and the City is going to differ to some respect but you do have a factual issue in front of you in terms of whether you feel Route A is reasonable and or not and whether or not it is sustainable in the City. He said with that said he assumes the Council will go forth with their discussion at this point at the dais and have their decision rendered.

**Boyer made a motion to adopt Resolution 2011-20 A Resolution Making Findings of Fact and Denying a Conditional Use Permit for Great River Energy for Route A with the findings as outlined in the resolution. DeRoche seconded.** Moegerle said she has some changes to the resolution. Page 1, 7<sup>th</sup> Whereas, 1) change as follows: bulk transmission: 230,000 volts (230kv); Page 4, 5<sup>th</sup> Whereas change as follows: **WHEREAS**, in the evaluation of the various routes, the City has considered attributes for each route option, included within a route matrixes prepared by Applicant, which attributes are as follows; Page 5, 1<sup>st</sup> Whereas strike the following: ~~The other attributes of Route A compared to all the other route options (inside and outside the city) are all favorable in the opinion of the consultants, and~~

~~Route A has been recommended to the City as the best route option within the city, yet recognizing that there are concerns and mitigation points and disadvantages that needed to be accommodated; and; Page 6, 1<sup>st</sup> Whereas change shorten to shortened and strike the following: Further, Route 9 is also scheduled for a rebuild and widening in 4 to 5 years by Isanti County, so that modification of Plan I would minimize the length of line on Highway 9 to be exposed to a rebuild or relocation. It is also established that there exists 2 miles of 69kv line currently located on Highway 9 which could be utilized for this modification of Route 9; and;; Page 6, 3<sup>rd</sup> Whereas capitalize A in applicant; Page 6, 4<sup>th</sup> Whereas, capitalize A in applicant, change matrix to matrices and misses to missed; Page 6, 7<sup>th</sup> Whereas, capitalize A in applicant; Page 7, 3<sup>rd</sup> Whereas, strike but, and change the following: and **the environment and number of residents as a whole** as opposed to other several other routes within the City of East Bethel; and; Page 7, 4<sup>th</sup> Whereas, strike Both Route A and H have add **Routes other than Route A have significantly less**, strike minimal; Page 7, 5<sup>th</sup> Whereas, strike Both Route A and H have add **Routes other than Route A**, Page 7, 6<sup>th</sup> Whereas, completely strike **WHEREAS**, the significant impact and risk to Cedar Creek Ecosystem Science Reserve outweighs any possible economic benefit to the use of Route A. Boyer accepted the amendments to his motion, DeRoche said his second stands with the amendments. **All in favor, motion carries.**~~

Vierling said that staff was going to discuss that no matter if any route was every adopted that the conditions be applied. Boyer made that motion. DeRoche seconded. All in favor, motion carries.

Top Notch  
Fence Bill for  
the Booster  
East  
Connector  
Trail

Davis explained that the City Council approved the construction of the fence on the Booster East Connector Trail at their June 6, 2011 meeting. The contract was awarded to Top Notch Fence Company for the \$10,900. The fence will be completed on Friday, June, 24, 2011. Top Notch Fence needs payment for the materials for this job prior to final installation. It is proposed with Council's approval to pay \$7,900.00 for the materials for this work upon delivery on Thursday, June 23, 2011. It is also proposed to issue a check for \$3,000.00 for the labor on this job but withhold the check until the project is completed, inspected and accepted.

This request is proposed so the fence can be completed in a timely manner and lessen the inconvenience to the property owner, Mr. Tim Oney. Even though this is an unconventional method of payment, no services are being paid in advance and the savings on this project between the bid from Top Notch Fence and the second low bidder was \$5,570.

Boyer asked are the materials going to be delivered to the public works building. Davis said yeas, and we will check them for completeness before we release the check.

**Boyer made a motion to approve the bill for Top Notch Fence Company and issue two checks, one for \$7,900 to be released when the materials are delivered and one for \$3,000 to be released after the project is completed, inspected and accepted. DeRoche seconded; all in favor, motion carries.**

Adjourn

**Boyer made a motion to adjourn at 8:20 PM. Moegerle seconded; all in favor, motion carries.**

Attest:

Wendy Warren  
Deputy City Clerk

DRAFT

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

**RESOLUTION NO. 2011-21**

**RESOLUTION APPOINTMENT OF RESPONSIBLE AUTHORITY**

**WHEREAS**, Minnesota Statutes, section 13.02, Subdivision 16, requires that the City of East Bethel appoint an employee as the Responsible Authority to administer the requirements for government data within the City; and

**WHEREAS**, the City of East Bethel City Council shares concern expressed by the Legislature on the responsible use of all City data and wishes to satisfy this concern by immediately appointing an administratively qualified Responsible Authority as required under the statute.

**BE IT FURTHER RESOLVED** the City Council of East Bethel appoints Jack Davis, an employee of the City, as the Responsible Authority for the purposes of meeting all requirements of Minnesota Statutes, Chapter 13 and with Minnesota Rules, Chapter 1205.

Adopted this 6<sup>th</sup> day of July, 2011 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

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Richard Lawrence, Mayor

ATTEST:

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Jack Davis, City Administrator

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

**RESOLUTION NO. 2011-21**

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**WHEREAS**, the City of East Bethel City Council shares concern expressed by the Legislature on the responsible use of all City data and wishes to satisfy this concern by immediately appointing an administratively qualified Responsible Authority as required under the statute.

BE IT FURTHER RESOLVED the City Council of East Bethel appoints Jack Davis, an employee of the City, as the Responsible Authority for the purposes of meeting all requirements of Minnesota Statutes, Chapter 13 and with Minnesota Rules, Chapter 1205, and designates Wendy Warren, Deputy City Clerk, to act on behalf of the City in the absence of the above named Responsible Authority for the purpose of meeting all requirements of Minnesota Statutes, Chapter 13 and with Minnesota Rules, Chapter 1205.

Adopted this 6<sup>th</sup> day of July, 2011 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

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Richard Lawrence, Mayor

ATTEST:

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Jack Davis, City Administrator

<b>Street Capital Projects CIP--Alt.D</b>				
<b>2012-2016</b>				
<b>Funding Analysis</b>				
<b>MUNICIPAL STATE AID FUND</b>	<b>Beginning</b>	<b>Sources</b>	<b>Uses</b>	<b>Ending</b>
	<b>Balance</b>	<b>(Revenues)</b>	<b>(Project Costs)</b>	<b>Balance</b>
<b>2011 Beginning Balance</b>	\$392,000			\$392,000
Municipal State Aid Funding		\$0		\$392,000
215th Ave to 221st Ave Service Rd			\$575,000	-\$183,000
Municipal State Aid Advanced Funding		547,268		\$364,268
<b>2011 Ending Balance</b>				\$364,268
<b>2012 Beginning Balance</b>	\$364,268			\$364,268
Municipal State Aid Funding		\$0		\$364,268
Municipal State Aid Advanced Funding		\$547,268		\$911,536
Jackson St. Reconstruction-181st Ave to Viking Blvd			\$1,200,000	-\$288,464
Sandy Drive Sealcoat			\$180,000	-\$468,464
<b>2012 Ending Balance</b>				-\$468,464
<b>2013 Beginning Balance</b>	-\$468,464			-\$468,464
Municipal State Aid Funding		\$0		-\$468,464
No Projects			\$0	-\$468,464
<b>2013 Ending Balance</b>				-\$468,464
<b>2014 Beginning Balance</b>	-\$468,464			-\$468,464
Municipal State Aid Funding		\$547,268		\$78,804
No Projects			\$0	\$78,804
<b>2014 Ending Balance</b>				\$78,804
<b>2015 Beginning Balance</b>	\$78,804			\$78,804
Municipal State Aid Funding		\$547,268		\$626,072
Lincoln, Longfellow and Laurel			\$1,100,000	-\$473,928
Municipal State Aid Advanced Funding		\$547,268		\$73.34
<b>2015 Ending Balance</b>				\$73,340
<b>2016 Beginning Balance</b>	\$73,340			\$73,340
Municipal State Aid Funding		\$0		\$73,340
No Projects			\$0	\$73,340
<b>2016 Ending Balance</b>				\$73,340
<b>TOTAL MUNICIPAL STATE AID FUND SOURCES AND USES</b>		\$2,736,340	\$3,055,000	
Note: MSA Funding can be "Advanced Funded" to met certain requirements. The City can advance fund up to 4 times the construction allotment or \$3,000,000 whichever is less				
A negative balance is not an indication of too many projects. It simply means the City has anticipated numerous projects and can fund this within the regulations identified by MnDOT. The annual allocation will increase over time.				







CITY OF EAST BETHEL  
CivicSight Map

MAP LEGEND: PROJECT  
LOCATION MAP

- WATER
- PARKS
- PARCELS2

239TH & HUPP ST.

KISSILL & 233RD AVE.

ERSKINE & 237TH AVE.

224TH AVE.

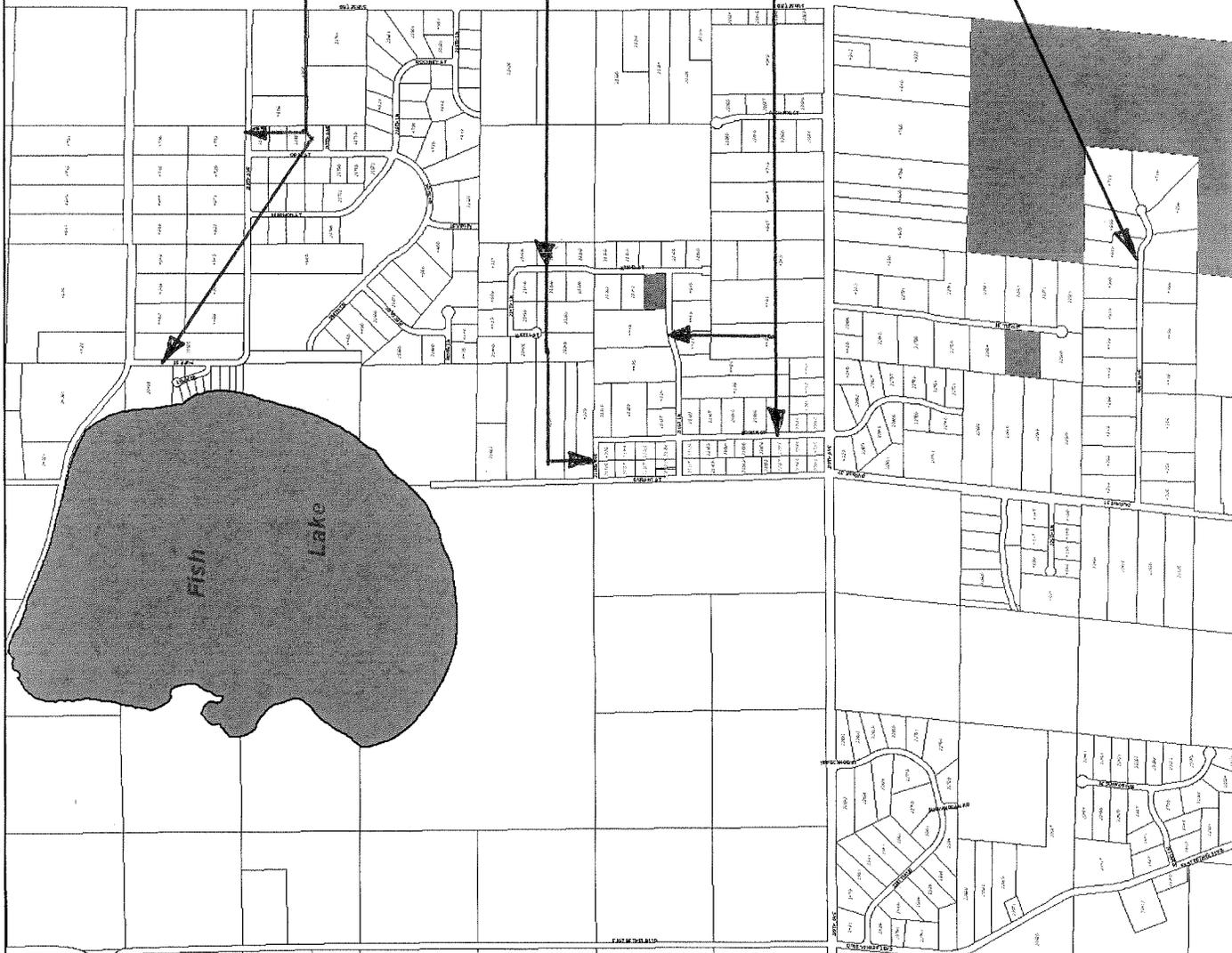
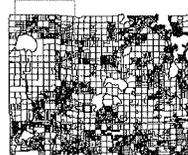


Map Scale: 1 inch = 1902 feet  
Map Date: 6/30/2011  
Data Date: June 24, 2011

Sources: EAST BETHEL GIS AND ANOKA COUNTY

Disclaimer:  
Enter Map Disclaimer Here

Reference Map





# City of East Bethel City Council Agenda Information

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**Date:**

July 6, 2011

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**Agenda Item Number:**

Item 7.0 C.1

\*\*\*\*\*

**Agenda Item:**

2012-2016 Street Capital Improvement Plan (CIP)

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**Requested Action:**

Consider approval of 2012-2016 Street Capital Improvement Plan (CIP)

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**Background Information:**

The Streets Capital Improvement Plan was developed by the Roads Commission to prioritize street improvement projects over the next five years. The Commission has examined current economic conditions and factored this information into the projections of this report. The Roads Commission adopted the 2012-2016 Streets Capital Improvement Plan at their June 14, 2011 meeting. The plan is presented in the attachments to this report.

With changes in the construction market and the City's ability to obtain potentially lower project costs through the JPA Maintenance Agreement, staff is projecting that additional street projects can be completed in 2012 with only inflationary increases over the 2011 costs.

Municipal State Aid (MSA) projects will be the reconstruction of Jackson Street from County Road 22 to 181<sup>st</sup> Ave. and the seal coating of Sandy Drive. MSA projects can be "Advanced Funded" to meet project funding needs. The City is permitted to advance fund, essentially borrow from future allocations, up to four times the annual construction allotment or \$3,000,000 whichever is less. This funding formula will enable us to do the Jackson Street reconstruction in 2012 and the Longfellow/Lincoln project in 2015. The Longfellow/Lincoln Project is based on this street segment being accepted as a MSA street. MnDOT has given the City indication that final approval of the request to have these streets approved as MSA eligible should not be an issue. This project could conceivably be moved to 2013 if the MnDOT designation is approved and we are in line to continue the advance funding for projects in 2013. For this plan the Longfellow/Lincoln project will remain in the 2015 schedule but will be re-evaluated for the 2013-2017 project cycle.

An explanation of the criteria to rate pavement conditions is also included in the attachments. The Pavement Evaluation Rating System is based on a visual inspection of streets and provides a grading system based on surface distress. The system is a 1-10 scale in reference to the wear of the surface of the road and evaluates the severity of cracking, raveling, polishing and structural deterioration of the street.

Commitment to this plan requires the dedication of resources for 2012. Projects beyond 2012 are identified and prioritized by the Roads Commission to provide Council with recommendations for improvements from 2013 through 2016. Commitment to projects beyond 2012 would be considered as part of subsequent years budgets.

**Attachment(s):**

1. MSA Capital Fund Projects, Funding Analysis 2012-2016
2. Street Capital Fund Projects, Funding Analysis 2012-2016
3. Project Location Map
4. Pavement Evaluation Rating Criteria
5. Street Rating Worksheet 2012-2016

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**Fiscal Impact:**

The estimated cost of the Street Capital Projects is \$729,400 and \$1,380,000 for the MSA Project. These amounts are available from dedicated sources in the Street Capital Fund and Municipal State Aid Fund respectively.

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**Recommendation(s):**

Staff recommends approval of the 2012-2016 Streets CIP.

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**City Council Action**

Motion by: \_\_\_\_\_

Second by: \_\_\_\_\_

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Vote Yes: \_\_\_\_\_

Vote No: \_\_\_\_\_

No Action Required: \_\_\_\_\_

<b>Street Capital Projects CIP-Alt C</b>				
<b>2012-2016</b>				
<b>Funding Analysis</b>				
<b>STREET CAPITAL FUND</b>	<b>Beginning</b>	<b>Sources</b>	<b>Uses</b>	<b>Ending</b>
	<b>Balance</b>	<b>(Revenues)</b>	<b>(Project Costs)</b>	<b>Balance</b>
<b>2011 Beginning Balance</b>	\$978,362			\$978,362
Transfer from General Fund		\$400,000		\$1,378,362
Erskine, Frazier, Marmon Streets-Sealcoat			\$67,000	\$1,311,362
Deerwood and 182nd Ave-Sealcoat			\$88,000	\$1,223,362
196th Lane-Sealcoat			\$22,000	\$1,201,362
196th Ave-Sealcoat			\$26,000	\$1,175,362
195th Ave-Sealcoat			\$16,000	\$1,159,362
194th Lane-Sealcoat			\$14,000	\$1,145,362
4th Street-Sealcoat			\$19,000	\$1,126,362
3rd Street-Sealcoat			\$28,000	\$1,098,362
193rd Lane-Sealcoat			\$19,000	\$1,079,362
Fillmore Street-Sealcoat			\$62,000	\$1,017,362
<b>2011 Ending Balance</b>				\$1,017,362
<b>2012 Beginning Balance</b>	\$1,017,362			\$1,017,362
Transfer from General Fund		\$425,000		\$1,442,362
Whispering Aspens-Sealcoat and overlay			\$210,000	\$1,232,362
Coon Lake Beach Streets ( see below for listing) *			\$307,000	\$925,362
Hupp St.-Sealcoat			\$18,000	\$907,362
239th Ave.-Sealcoat			45,600	\$861,762
Erskine St.N-Sealcoat			32,400	\$829,362
231 and 233 Ave.			34,800	\$794,562
Kiissel St.			38,400	\$756,162
224th Avenue			43,200	\$712,962
* Elm , Forest, Grove, Hawthorne, Ivy, Juniper, King, Dahlia Emerson, Bryant Lane, Laurel, Maple and Collen				
<b>2012 Ending Balance</b>				\$712,962
<b>2013 Beginning Balance</b>	\$712,962			\$712,962
Transfer from General Fund		\$425,000		\$1,137,962
Thielan Road-Sealcoat			\$36,000	\$1,101,962
Sportsman Road -Sealcoat			\$12,000	\$1,089,962
Breezy Point Drive-Sealcoat			\$25,000	\$1,064,962
Edmar Lane-Sealcoat			\$40,000	\$1,024,962
Vickers Street-Sealcoat			\$13,000	\$1,011,962
Yalta Street -Sealcoat			\$6,000	\$1,005,962
189th Avenue-Sealcoat			\$6,000	\$999,962
190th Lane-Sealcoat			\$7,000	\$992,962
Naples Street-Sealcoat			\$12,000	\$980,962
190th Avenue-Sealcoat			\$12,000	\$968,962
191st Avenue-Sealcoat			\$18,000	\$950,962
195th Ave & E. Front Blvd-Sealcoat			\$38,000	\$912,962
Rendova Street-Sealcoat			\$12,000	\$900,962
Coon Lake Beach Streets*			305,000	\$595,962

*Aspen, Birch,Cedar, Dogwood,Elm, Emerson, Longfellow Laurel				
<b>2013 Ending Balance</b>				\$595,962
<b>2014 Beginning Balance</b>	\$595,962			\$595,962
Transfer from General Fund		\$425,000		\$1,020,962
209th Street Overlay			\$200,000	\$820,962
224th Avenue-Sealcoat			\$56,000	\$764,962
Austin-Sealcoat			\$60,000	\$704,962
239th Ave-Sealcoat			\$55,000	\$649,962
221st Ave and Wake Street-Sealcoat			\$65,000	\$584,962
<b>2014 Ending Balance</b>				\$584,962
<b>2015 Beginning Balance</b>	\$584,962			\$584,962
Transfer from General Fund		\$425,000		\$1,009,962
Washington and 7th Streets-Sealcoat			\$45,000	\$964,962
Monroe St. and 238th Lane-Sealcoat			\$32,000	\$932,962
235th Avenue-Sealcoat			\$27,000	\$905,962
231st Lane-Sealcoat			\$27,000	\$878,962
Buchanan St.-Sealcoat			\$18,000	\$860,962
Taylor St. North and South-Sealcoat			\$42,000	\$818,962
229th Lane East and West-Sealcoat			\$78,000	\$740,962
225th Ave,222nd and 226th Lane and Jenkins-Sealcoat			\$166,000	\$574,962
Waconia Circle and Staples St-Sealcoat			\$110,000	\$464,962
<b>2015 Ending Balance</b>				\$464,962
<b>2016 BEGINNING BALANCE</b>	464,962			464,962
Transfer from General Fund		425,000		\$889,962
Okinawa and Tippecanoe-Overlay			205,000	\$684,962
209th, Austin, and 204th-Overlay			\$270,000	\$414,962
<b>TOTAL STREET CAPITAL</b>		\$2,125,000	\$2,727,400	

## Rating system

Surface rating	Visible distress*	General condition/ treatment measures
<b>10</b> Excellent	None.	New construction.
<b>9</b> Excellent	None.	Recent overlay. Like new.
<b>8</b> Very Good	No longitudinal cracks except reflection of paving joints. Occasional transverse cracks, widely spaced (40' or greater). All cracks sealed or tight (open less than 1/4").	Recent sealcoat or new cold mix. Little or no maintenance required.
<b>7</b> Good	Very slight or no raveling, surface shows some traffic wear. Longitudinal cracks (open 1/4") due to reflection or paving joints. Transverse cracks (open 1/4") spaced 10' or more apart, little or slight crack raveling. No patching or very few patches in excellent condition.	First signs of aging. Maintain with routine crack filling.
<b>6</b> Good	Slight raveling (loss of fines) and traffic wear. Longitudinal cracks (open 1/4" - 1/2"), some spaced less than 10'. First sign of block cracking. Slight to moderate flushing or polishing. Occasional patching in good condition.	Shows signs of aging. Sound structural condition. Could extend life with sealcoat.
<b>5</b> Fair	Moderate to severe raveling (loss of fine and coarse aggregate). Longitudinal and transverse cracks (open 1/2") show first signs of slight raveling and secondary cracks. First signs of longitudinal cracks near pavement edge. Block cracking up to 50% of surface. Extensive to severe flushing or polishing. Some patching or edge wedging in good condition.	Surface aging. Sound structural condition. Needs sealcoat or thin non-structural overlay (less than 2")
<b>4</b> Fair	Severe surface raveling. Multiple longitudinal and transverse cracking with slight raveling. Longitudinal cracking in wheel path. Block cracking (over 50% of surface). Patching in fair condition. Slight rutting or distortions (1/2" deep or less).	Significant aging and first signs of need for strengthening. Would benefit from a structural overlay (2" or more).
<b>3</b> Poor	Closely spaced longitudinal and transverse cracks often showing raveling and crack erosion. Severe block cracking. Some alligator cracking (less than 25% of surface). Patches in fair to poor condition. Moderate rutting or distortion (1" or 2" deep). Occasional potholes.	Needs patching and repair prior to major overlay. Milling and removal of deterioration extends the life of overlay.
<b>2</b> Very Poor	Alligator cracking (over 25% of surface). Severe distortions (over 2" deep). Extensive patching in poor condition. Potholes.	Severe deterioration. Needs reconstruction with extensive base repair. Pulverization of old pavement is effective.
<b>1</b> Failed	Severe distress with extensive loss of surface integrity.	Failed. Needs total reconstruction.

\* Individual pavements will not have all of the types of distress listed for any particular rating. They may have only one or two types.

<b>Street Rating Worksheet</b>					
<b>Street</b>	<b>PER</b>	<b>Year</b>	<b>Length</b>	<b>Improvement</b>	<b>Estimated Cost</b>
	(see Note #1)				
Erskine St, Frazier St and Marmon St	4	2011	5,500'	Seal Coat	\$67,000.00
Deerwood & 182nd Ave	5	2011	5,000'	Overlay	\$240,000.00
196th Lane	5	2011	1,400'	Seal Coat	\$22,000.00
196th Ave	5	2011	1,700'	Seal Coat	\$26,000.00
195th Ave	5	2011	1,000'	Seal Coat	\$16,000.00
194th Lane	5	2011	500'	Seal Coat	\$11,000.00
4th St	5	2011	1,300'	Seal Coat	\$19,000.00
3rd St	5	2011	2,100'	Seal Coat	\$28,000.00
193rd Lane	5	2011	1,300'	Seal Coat	\$19,000.00
Fillmore St.	4	2011	3,200'	Seal Coat	\$62,000.00
Whispering Aspens	5	2012	8,600'	Seal Coat	\$185,000.00
Okinawa St and Tippecanoe St	5	2012	5,000'	Overlay	\$245,000.00
Hupp St	5	2012	1,500'	Seal Coat	\$18,000.00
Thielen Rd	4	2013	3,600	Seal Coat	\$36,000.00
Sportsman Rd	5	2013	1,500	Seal Coat	\$12,000.00
Breezy Point Dr	4	2013	2,400	Seal Coat	\$25,000.00
Edmar Lane	5	2013	4,000	Seal Coat	\$40,000.00
Vickers St	5	2013	1300	Seal Coat	\$13,000.00
Yalta St	5	2013	600	Seal Coat	\$6,000.00
189th Ave	5	2013	700	Seal Coat	\$6,000.00
190th Lane	5	2013	1,100	Seal Coat	\$7,000.00
Naples St	5	2013	700	Seal Coat	\$12,000.00
190th Ave	5	2013	1,200	Seal Coat	\$12,000.00
191st Ave	5	2013	1,600	Seal Coat	\$18,000.00
195th Ave & E. Front Rd	5	2013	3,900	Seal Coat	\$38,000.00
Rendova St	5	2013	1,000	Seal Coat	\$12,000.00
209th Ave, 204th Ave and Austin St	5	2013	5,800	Overlay	\$290,000.00
187th Ave Service Rd	5	2014	3,600	Overlay	\$200,000.00
Austin St	6	2014	4,400'	Seal Coat	\$60,000.00
239th Ave	6	2014	4,000'	Seal Coat	\$55,000.00
221st Ave and Wake St	5	2014	5,000'	Seal Coat	\$65,000.00
Washington and 7th Streets	5	2015	5,000	Sealcoat	\$45,000.00
Monroe St. and 238th Lane	5	2015	2,000	Sealcoat	\$32,000

235th Avenue	5	2015	1,500	Sealcoat	\$27,000
Buchanan Street	5	2015	1,000	Sealcoat	\$18,000
231st Lane	5	2015	1,500	Sealcoat	\$27,000
Taylor Street North and South	5	2015	2,500	Sealcoat	\$42,000
229th Lane East and West	5	2015	4,800	Sealcoat	\$78,000
225th Avenue,222nd and 226th Lane and Jenkins	5	2015	10,000	Sealcoat	\$166,000
Waconia Circle and Staples Street	5	2015	8,000	Sealcoat	\$110,000
Okinawa,Tippecanoe and 209th Ave.	5	2016	6,000	Overlay	\$225,000
Austin and 204th Ave.	5	2016	8,000	Overlay	\$310,000
<b>2012 Additions</b>					
Coon Lake Beach Streets ( see below for listing) *	3	2,012	10,000	Overlay	\$277,000
239th Ave.-Sealcoat	5	2012	4,500	Sealcoat	45,600
Erskine St.N-Sealcoat	5	2012	3,200	Sealcoat	32,400
231 and 233 Ave.	5	2012	3,200	Sealcoat	34,800
Kiissel St.	5	2012	3,800	Sealcoat	38,400
224th Avenue	5	2012	4,200	Sealcoat	43,200
* Elm , Forest, Grove, Hawthorne, Ivy, Juniper, King, Dahlia					
Emerson, Bryant Lane and Collen					
<b>2013 Additions</b>		2013	10,000		
Coon Lake Beach Streets*	3				\$275,000
*Aspen, Birch,Cedar, Dogwood,Elm, Emerson, Longfellow					
Estimated Total					\$3,709,400.00
Project Notes:					
#1: PER = Pavement Evaluation Rating					

<b>CONTRACTOR'S PAY REQUEST</b>		<b>DISTRIBUTION:</b>
East Bethel Gravity Interceptor & Discharge & Utility Infrastructure Project		CONTRACTOR (1)
CITY OF EAST BETHEL, MN		OWNER (1)
PROJECT NO. C12.100028		ENGINEER (1)
Pay Estimate No. 2		BONDING CO. (1)
<b>TOTAL AMOUNT BID</b>		\$11,686,468.20
CHANGE ORDER NO. 1 (REVISED)		\$324,949.43
<b>TOTAL AMOUNT BID PLUS APPROVED CHANGE ORDERS</b>		\$12,011,417.63
MCES STORED MATERIALS TO DATE		\$397,601.20
EAST BETHEL STORED MATERIALS TO DATE		\$307,358.45
<b>TOTAL, STORED MATERIALS TO DATE</b>		<b>\$704,959.65</b>
DEDUCTION FOR MCES STORED MATERIALS USED IN WORK COMPLETED		\$0.00
DEDUCTION FOR EAST BETHEL STORED MATERIALS USED IN WORK COMPLETED		\$18,760.01
<b>TOTAL DEDUCTION FOR STORED MATERIALS USED IN WORK COMPLETED</b>		<b>\$18,760.01</b>
TOTAL DUE MCES STORED MATERIALS TO DATE		\$397,601.20
TOTAL DUE EAST BETHEL STORED MATERIALS TO DATE		\$288,598.44
<b>TOTAL DUE, STORED MATERIALS TO DATE</b>		<b>\$686,199.64</b>
TOTAL, MCES COMPLETED WORK TO DATE		\$502,393.73
TOTAL, EAST BETHEL COMPLETED WORK TO DATE		\$431,289.70
<b>TOTAL, COMPLETED WORK TO DATE</b>		<b>\$933,683.43</b>
TOTAL, COMPLETED MCES WORK & STORED MATERIALS		\$899,994.93
TOTAL, COMPLETED EAST BETHEL WORK & STORED MATERIALS		\$719,888.14
<b>TOTAL, COMPLETED WORK &amp; STORED MATERIALS</b>		<b>\$1,619,883.07</b>
MCES RETAINED PERCENTAGE ( 5%)		\$44,999.75
EAST BETHEL RETAINED PERCENTAGE (5%)		\$35,994.41
<b>TOTAL RETAINED PERCENTAGE ( 5% )</b>		<b>\$80,994.15</b>
TOTAL EARNED LESS RETAINAGE MCES TO DATE		\$854,995.19
TOTAL EARNED LESS RETAINAGE EAST BETHEL TO DATE		\$683,893.73
<b>TOTAL EARNED LESS RETAINAGE TO DATE</b>		<b>\$1,538,888.92</b>
TOTAL, MCES AMOUNT PAID ON PREVIOUS ESTIMATES		\$552,866.90
TOTAL EAST BETHEL AMOUNT PAID ON PREVIOUS ESTIMATES		\$120,468.53
<b>TOTAL AMOUNT PAID ON PREVIOUS ESTIMATES</b>		<b>\$673,335.44</b>
MCES THIS ESTIMATE		\$302,128.28
EAST BETHEL THIS ESTIMATE		\$563,425.20
<b>PAY CONTRACTOR AS ESTIMATE NO. 2</b>		<b>\$865,553.48</b>

**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.:**  
 East Bethel Gravity Interceptor & Discharge & Utility Infrastructure Project  
 CITY OF EAST BETHEL, MN  
 METROPOLITAN COUNCIL ENVIRONMENTAL SERVICES Project No. 801602  
 WORK COMPLETED THROUGH JUNE 17, 2011

ITEM NO.	ITEM	UNIT PRICE	CURRENT ESTIMATE		CURRENT ESTIMATE - CITY		CURRENT ESTIMATE - ICES		COMPLETED TO DATE		COMPLETED TO DATE - CITY		COMPLETED TO DATE - ICES	
			ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT
82	02530 6" PVC SDR 26 SERVICE RISER	\$13.00	43.00	\$571.90	43.00	\$571.90	43.00	\$571.90	7.00	\$91.00	7.00	\$91.00	7.00	\$91.00
83	02530 8" PVC SDR 26 RVE	\$48.00	7.00	\$336.00	7.00	\$336.00	7.00	\$336.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
84	02530 DEWATERING (10-15 FEET)	\$34.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
85	02240 DEWATERING (10-15 FEET)	\$46.00	734.00	\$339,020.00	734.00	\$339,020.00	734.00	\$339,020.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
86	02240 DEWATERING (15-20 FEET)	\$50.00	459.00	\$22,950.00	459.00	\$22,950.00	459.00	\$22,950.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
87	02240 DEWATERING (20-25 FEET)	\$65.00	360.00	\$23,400.00	360.00	\$23,400.00	360.00	\$23,400.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
88	02240 DEWATERING (25-30 FEET)	\$66.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
89	02240 DEWATERING (30-35 FEET)	\$74.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
90	02530 PIPE SUBGRADE EXCAVATION (EV) - TYPE A BEDDING	\$1.35	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
91	02530 PIPE SUBGRADE EXCAVATION (EV) - TYPE B2 BEDDING	\$8.60	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
92	02530 PIPE SUBGRADE EXCAVATION (EV) - TYPE B3 BEDDING	\$14.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
93	02530 AGGREGATE BEDDING - TYPE A BEDDING	\$24.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
94	02530 AGGREGATE BEDDING - TYPE B1 BEDDING	\$26.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
95	02530 AGGREGATE BEDDING - TYPE B2 BEDDING	\$28.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
96	20341 GEOTEXTILE FABRIC - TYPE B1 BEDDING	\$1.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
97	02341 GEOTEXTILE FABRIC - TYPE B2 BEDDING	\$1.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
98	02530 EXPLORATION EXCAVATIONS	\$7,300.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
99	01150 TENDRY ACCESS DRIVEWAY - BANK	\$3.38	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
100	02520 FOND BERW RESTORATION	\$1,650.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
101	02530 WATER TIGHTERS FORWARD CASTING	\$1,470.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
102	02530 WATER TIGHTERS FORWARD CASTING	\$252.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
103	02530 CHIMNEY SEAL	\$57.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
104	02530 MANHOLE MARKER SIGN	\$300.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
105	02705 ADJUST CASTING	\$12.25	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
106	02310 MANHOLE ACCESS GRADING (CV)	\$9.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
107	02310 MANHOLE ACCESS SUBGRADE EXCAVATION (EV)	\$1.60	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
108	02310 MANHOLE ACCESS GEOTEXTILE FABRIC	\$7.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
109	02310 MANHOLE ACCESS COMMON EXCAVATION (IP)	\$2.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
110	02310 MANHOLE ACCESS GRANULAR SUB BASE	\$13.20	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
111	02730 MANHOLE ACCESS AGGREGATE SURFACE	\$31.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
112	02535 6" PVC C905 DR 14 DISCHARGE PIPING	\$58.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
113	02535 16" PVC C905 DR 14 DISCHARGE PIPING	\$110.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
114	02535 21" OD HDPE DR 7 DIPS D DISCHARGE PIPING	\$1,000.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
115	02535 6" GATE VALVE	\$328.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
116	02445 DISCHARGE PIPE BORING - 16" CARRIER PIPE	\$18,990.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
117	02445 SET UP BORING PIT (10-15 FEET)	\$70.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
118	02445 DEWATERING (10-15 FEET)	\$37.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
119	02535 6" MANHOLE RELEASE MANHOLE	\$25,365.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
120	02530 72" DIAMETER MANHOLE BOLLIVAN CY COLLAR	\$1,500.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
121	02530 72" DIAMETER MANHOLE BOLLIVAN CY COLLAR	\$2,575.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
122	02530 108" DIAMETER MANHOLE BOLLIVAN CY COLLAR	\$60.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
123	02535 MANHOLE MARKER SIGN	\$3.70	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
124	02535 4" INSULATION	\$3,160.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
125	02535 TEMPORARY HYDRANT ASSEMBLY	\$500.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
126	02510 HYDRANT EXTENSION	\$75.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
127	02510 VALVE BOX EXTENSION	\$265.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
128	02530 CHIMNEY SEAL	\$6.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
129	02535 FORCEMAIN FITTINGS	\$300.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
130	02705 ADJUST CASTING	\$295.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
131	02705 ADJUST VALVE BOX	\$41.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
132	02510 HYDRANT & VALVE SUPPORT & FITTING BLOCKING IN POOR SOILS	\$71.00	602.00	\$42,402.00	602.00	\$42,402.00	602.00	\$42,402.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
133	02510 6" PVC C900 DR 25 WATERMAIN	\$27.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
134	02510 12" PVC C900 DR 18 WATERMAIN	\$77.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
135	02510 16" PVC C905 DR 21 WATERMAIN	\$105.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
136	02510 4" PVC C905 DR 11 DIPS WATERMAIN	\$175.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
137	02510 37" OD HDPE DR 11 DIPS WATERMAIN	\$150.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
138	02445 WATERMAIN BORING - 15" CARRIER PIPE	\$328.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
139	02445 WATERMAIN BORING - 24" CARRIER PIPE	\$437.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
140	02445 WATERMAIN BORING - 36" CARRIER PIPE	\$428.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
141	02445 SET UP BORING PIT (10-15 FEET)	\$141,400.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
142	02445 SET UP BORING PIT (10-15 FEET)	\$15,400.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
143	02510 4" PVC C900 DR 25 WATER SERVICE	\$15.00	87.00	\$1,305.00	87.00	\$1,305.00	87.00	\$1,305.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
144	02510 4" PVC C900 DR 18 WATER SERVICE	\$22.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
145	02510 6" PVC C900 DR 18 WATER SERVICE	\$18.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
146	02510 6" PVC C900 DR 25 WATER SERVICE	\$22.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
147	02510 6" PVC C900 DR 18 HYDRANT LEAD	\$18.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
148	02510 6" PVC C900 DR 25 HYDRANT LEAD	\$22.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
149	02510 6" GATE VALVE	\$77.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
150	02510 6" GATE VALVE	\$1,000.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00
151	02510 6" GATE VALVE	\$3,300.00												

**Partial Pay Estimate No.:**  
 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 JUNE 17, 2011

ITEM NO.	ITEM	UNIT PRICE	CURRENT ESTIMATE		CURRENT ESTIMATE - CITY		CURRENT ESTIMATE - MCEES		COMPLETED TO DATE - CITY		COMPLETED TO DATE - MCEES	
			ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT
163	02320	TRENCH CONSOLIDATION REPLACEMENT MATERIAL	TON		TON		TON		TON		TON	
164	02330	COMMON EXCAVATION (P)	CY	\$6.35	CY		CY		CY		CY	
165	02330	SUBGRADE EXCAVATION (EV)	CY	\$9.00	CY		CY		CY		CY	
166	02330	SUBGRADE EXCAVATION REPLACEMENT MATERIAL	TON	\$6.25	TON		TON		TON		TON	
167	02335	SUBGRADE PREPARATION	SY	\$0.70	SY		SY		SY		SY	
168	02720	AGGREGATE BASE CLASS 5 - STREETS & PARKING LOT	TON	\$12.50	TON		TON		TON		TON	
169	02720	AGGREGATE BASE CLASS 5 - DRIVEWAYS	TON	\$16.00	TON		TON		TON		TON	
170	02730	AGGREGATE SURFACE CLASS 5 - DRIVEWAY	TON	\$55.80	TON		TON		TON		TON	
171	02740	12" TYPE LV3 NON WEARING COURSE MIXTURE B - STREE'S	TON	\$28.00	TON		TON		TON		TON	
172	02740	12" TYPE LV3 WEARING COURSE MIXTURE B - PL LOT	SY	\$6.50	SY		SY		SY		SY	
173	02740	12" TYPE LV3 WEARING COURSE MIXTURE B - FLD	SY	\$4.50	SY		SY		SY		SY	
174	02740	12" TYPE LV4 WEARS COURSE MIXTURE B - FLD	SY	\$4.50	SY		SY		SY		SY	
175	02740	2" TYPE LV4 WEARING COURSE MIXTURE B - DRIVEWAY	SY	\$7.00	SY		SY		SY		SY	
176	02740	2" OVERLAY	SY	\$188.00	SY		SY		SY		SY	
177	02740	BTUMINOUS TRAIL	SY	\$78.00	SY		SY		SY		SY	
178	02740	BTUMINOUS PATCH	SY	\$52.50	SY		SY		SY		SY	
179	02740	BTUMINOUS CURB	LF	\$1.65	LF		LF		LF		LF	
180	02770	6" CONCRETE DRIVEWAY	LF	\$5.20	SF		SF		SF		SF	
181	02770	6" CONCRETE CURB AND GUTTER	LF	\$16.50	LF		LF		LF		LF	
182	02770	8" CONCRETE CURB AND GUTTER	LF	\$12.50	LF		LF		LF		LF	
183	02770	CONCRETE VALLEY GUTTER	LF	\$30.00	LF		LF		LF		LF	
183	02770	CONCRETE VALLEY GUTTER	LF	\$30.00	LF		LF		LF		LF	
184	02760	4" WHITE STRIPE - PAINT - TEMPORARY	LF	\$0.35	LF		LF		LF		LF	
185	02760	4" WHITE STRIPE - PAINT - PERMANENT	LF	\$0.35	LF		LF		LF		LF	
186	02810	48" RCP CL II CULVERT	LF	\$116.00	LF		LF		LF		LF	
187	02810	48" RCP CL II CULVERT FLARED END	EACH	\$6,525.00	EACH		EACH		EACH		EACH	
188	02830	STORM SEWER STRUCTURE DESIGN H	LF	\$225.00	LF		LF		LF		LF	
189	02830	12" STORM SEWER STRUCTURE	LF	\$650.00	LF		LF		LF		LF	
190	02830	16" RCP CL V STORM SEWER	LF	\$4.00	LF		LF		LF		LF	
191	02830	18" RCP CL V STORM SEWER	LF	\$4.00	LF		LF		LF		LF	
192	02830	24" RCP CL V STORM SEWER	LF	\$4.00	LF		LF		LF		LF	
193	02830	30" RCP CL V STORM SEWER	LF	\$4.00	LF		LF		LF		LF	
194	02830	36" RCP CL V STORM SEWER FLARED END	EACH	\$405.00	EACH		EACH		EACH		EACH	
195	02830	42" RCP CL V STORM SEWER FLARED END	EACH	\$900.00	EACH		EACH		EACH		EACH	
196	02830	48" RCP CL III STORM SEWER FLARED END	EACH	\$1,600.00	EACH		EACH		EACH		EACH	
197	02765	CATCH BASIN CASTING ASSEMBLY	EACH	\$562.00	EACH		EACH		EACH		EACH	
197	02765	ADJUST CASTING	EACH	\$500.00	EACH		EACH		EACH		EACH	
198	02377	RIPRAP CLASS II	CY	\$100.00	CY		CY		CY		CY	
199	02370	SILT FENCE	LF	\$1.80	LF	\$1,079.40	LF	\$5,325.20	LF	\$1,079.40	LF	\$5,245.80
200	02370	BOROLL DITCH CHECK	LF	\$2.75	LF		LF		LF		LF	
201	02370	SILT CURTAIN	LF	\$13.00	LF		LF		LF		LF	
202	02370	INLET PROTECTION	EACH	\$205.00	EACH		EACH		EACH		EACH	
203	02370	ROCK CONSTRUCTION ENTRANCE	EACH	\$1,230.00	EACH	\$820.00	EACH	\$1,230.00	EACH	\$820.00	EACH	\$410.00
204	02370	CABLE CONCRETE	SF	\$9.00	SF		SF		SF		SF	
205	02920	EROSION CONTROL BLANKET CAT 3	SY	\$1.25	SY		SY		SY		SY	
206	02920	SEED AND MULCH - SEED MIX 240	ACRE	\$550.00	ACRE		ACRE		ACRE		ACRE	
207	02920	SEED AND MULCH - SEED MIX 260	ACRE	\$940.00	ACRE		ACRE		ACRE		ACRE	
208	02920	WEED AND MULCH - SEED MIX 260	ACRE	\$1,775.00	ACRE		ACRE		ACRE		ACRE	
209	02920	WEED AND MULCH - SEED MIX 325	ACRE	\$700.00	ACRE		ACRE		ACRE		ACRE	
210	02920	SOY FARM SEED	TON	\$15.75	TON		TON		TON		TON	
211	02310	TOPSOIL BORROW	TON	\$15.75	TON		TON		TON		TON	
212	02830	2" 883 RIVER BIRCH	EACH	\$240.00	EACH		EACH		EACH		EACH	
213	02830	2" 883 SWAMP WHITE OAK	EACH	\$240.00	EACH		EACH		EACH		EACH	
214	02830	#5 CONTAINER RED OSIER DOGWOOD	EACH	\$240.00	EACH		EACH		EACH		EACH	
215	02830	#5 CONTAINER AMERICAN CRANBERRY BUSH	EACH	\$40.00	EACH		EACH		EACH		EACH	
216	02530	GRAVITY SEWER PILING (8 5/8" DRIVEN - TYPE C BEDDING	LF	\$45.00	LF		LF		LF		LF	
217	02530	GRAVITY SEWER PILING (8 5/8" DRIVEN - TYPE C BEDDING	LF	\$45.00	LF		LF		LF		LF	
218	02530	GRAVITY SEWER PILING (9 5/8" DELIVERED - TYPE C BEDDING	LF	\$45.00	LF		LF		LF		LF	
219	02530	GRAVITY SEWER PILING CONCRETE-PILE CAP GRADE BEAM, MH BASE	CY		CY		CY		CY		CY	
219	02530	GRAVITY SEWER PILING STEEL-PILE CAP GRADE BEAM, MH BASE	POUND		POUND		POUND		POUND		POUND	
220	02531	TEST PILE (9 5/8")	LF		LF		LF		LF		LF	
221	02530	GRAVITY SEWER PILING (12 3/4" DRIVEN - TYPE C BEDDING	LF	\$39.02	LF		LF		LF		LF	
222	02530	GRAVITY SEWER PILING (12 3/4" DELIVERED - TYPE C BEDDING	LF	\$39.53	LF		LF		LF		LF	
223	02530	GRAVITY SEWER PILING CONCRETE-PILE CAP GRADE BEAM, MH BASE	CY	\$466.92	CY		CY		CY		CY	
224	02530	GRAVITY SEWER PILING STEEL-PILE CAP GRADE BEAM, MH BASE	POUND	\$1.00	POUND		POUND		POUND		POUND	
225	02551	TEST PILE (12 3/4")	LF	\$122.80	LF		LF		LF		LF	
226	02551	CHANGE ORDER NO. 1 - FUEL COSTS	1.00	\$160,606.66	1.00	\$160,606.66	EACH	\$160,606.66	1.00	\$160,606.66	EACH	\$160,606.66
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**Partial Pay Estimate No.:**

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 JUNE 17 2011

ITEM NO.	ITEM	UNIT PRICE	CURRENT ESTIMATE		CURRENT ESTIMATE - CITY		CURRENT ESTIMATE - MCES		COMPLETED TO DATE		COMPLETED TO DATE - CITY		COMPLETED TO DATE - MCES	
			ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT	ESTIMATED QUANTITY	ESTIMATED AMOUNT
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<b>TOTAL AMOUNT:</b>				\$439,292.27	\$383,045.50	\$49,566.91	\$833,683.43	\$461,289.70	\$502,393.73					



# City of East Bethel City Council Agenda Information

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**Date:**

July 6, 2011

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**Agenda Item Number:**

Item 8.0 B.1

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**Agenda Item:**

Pay Estimate #2 for the Phase 1, Project 1 Utility Improvements

\*\*\*\*\*

**Requested Action:**

Consider approval of Pay Estimate #2

\*\*\*\*\*

**Background Information:**

Attached is a copy of Pay Estimate #2 to S.R. Weidema for the construction of the Phase 1, Project 1 Utility Improvements. The major pay items for this pay request includes utility relocations, sewer and water installation on Buchanan Street and payment for pipe materials on hand and stored. 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. We recommend partial payment of \$911,108.93. A summary of the recommended payment breakdown is as follows:

<b>Contractor Payment Summary</b>			
	Totals to Date	Less Previous Payments	Amount Due this Estimate
MCES	\$854,995.19	\$552,866.90	\$302,128.28
City	\$683,893.73	\$120,468.53	\$563,425.20
<b>Total</b>	<b>\$1,538,888.92</b>	<b>\$673,335.43</b>	<b>\$865,553.48</b>
<b>Escrow Payment Summary</b>			
	Totals to Date	Less Previous Payments	Amount Due this Estimate
MCES	\$44,999.75	\$29,098.26	\$15,901.49
City	\$35,994.41	\$6,340.45	\$29,653.96
<b>Total</b>	<b>\$80,994.16</b>	<b>\$35,438.71</b>	<b>\$45,555.45</b>

**Attachments:**

1. Pay Estimate #2

\*\*\*\*\*

**Fiscal Impact:**

This estimate includes payment of \$865,553.48 to S.R. Weidema and \$45,555.45 to the escrow account for a total of \$911,108.93. Payment for this project will be financed from the bond proceeds. Funds, as noted above, are available and appropriate for this project.

\*\*\*\*\*

**Recommendation(s):**

Staff recommends Council consider approval of Pay Estimate #2 in the amount of \$911,108.93 for the Phase 1, Project 1 Utility Improvements.

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**City Council Action**

Motion by: \_\_\_\_\_

Second by: \_\_\_\_\_

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Vote Yes: \_\_\_\_\_

Vote No: \_\_\_\_\_

No Action Required: \_\_\_\_\_

**PAY ESTIMATE #3  
CITY OF EAST BETHEL  
Construction of Municipal Well No. 3 and No. 4**

Date: June 27, 2011

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

RE: Construction of Municipal Well No. 3 & No. 4

Contractor: Mark J. Traut Wells, Inc.

Dear Honorable Mayor and Council Members:

The following work has been completed on the above-referenced project by Mark J. Traut Wells, Inc.

**Bid Schedule "A" - Construction of Municipal Well No. 3**

ITEM NO.	ITEM DESCRIPTION	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
1	Mobilization, demobilization, site clean-up	LS	\$ 17,750.00	0.50	\$ 8,875.00
2	Drill 6" pilot hole	LF	\$ 15.00	355	\$ 5,325.00
3	Drill and drive 18" dia. surface casing (contractor may drill an oversized hole & install the casing and grout)	LF	\$ 105.00	322	\$ 33,810.00
4	Drill 17" dia. open hole	LF	\$ 50.00		\$ -
5	Furnish and install 12" casing	LF	\$ 54.00		\$ -
6	Grout	CY	\$ 375.00	3	\$ 1,125.00
7	Drill 11.5" dia. open hole	LF	\$ 40.00		\$ -
8	Furnish and install 8" telescopic screen	LF	\$ 135.00		\$ -
9	Gravel pack	CY	\$ 400.00		\$ -
10	Furnish, install and remove well development equipment	LS	\$ 4,500.00		\$ -
11	Well development	HRS	\$ 135.00		\$ -
12	Dynamite for blasting	LBS	\$ 20.00		\$ -
13	Bailing	CY	\$ 65.00		\$ -
14	Furnish, install and remove test pump	LS	\$ 4,200.00		\$ -
15	Test pumping DNR 7-day aquifer test (including diesel genset)	HRS	\$ 75.00		\$ -
16	Furnish and install submersible level transducers for monitoring water level in pumping and monitoring wells	UNIT	\$ 250.00		\$ -
17	Download water level data from data recorders and provide data in an Excel spreadsheet for pumping and monitoring wells	LS	\$ 500.00		\$ -
18	Water analysis (see Appendix for parameters)	LS	\$ 950.00		\$ -
19	Video taping	LS	\$ 1,350.00		\$ -
20	Gamma log	LS	\$ 1,350.00	1	\$ 1,350.00
21	Furnish and install 60 HP well pump	LS	\$ 30,500.00		\$ -
22	Furnish and install pitless unit	LS	\$ 17,000.00		\$ -
23	Site work including compacted Class 5 aggregate, concrete pad with woven wire reinforcement	LS	\$ 2,500.00		\$ -
24	Construction allowance	LS	\$ 5,000.00		\$ -

**Total Bid Schedule "A" - Construction of Municipal Well No. 1 \$ 50,485.00**

**PAY ESTIMATE #3  
CITY OF EAST BETHEL  
Construction of Municipal Well No. 3 and No. 4**

**Bid Schedule "B" - Construction of Municipal Well No. 4**

ITEM NO.	ITEM DESCRIPTION	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
1	Mobilization, demobilization, site clean-up	LS	\$ 17,750.00	0.50	\$ 8,875.00
2	Drill 6" pilot hole	LF	\$ 15.00	350	\$ 5,250.00
3	Drill and drive 18" dia. surface casing (contractor may drill an oversized hole & install the casing and grout)	LF	\$ 105.00	283	\$ 29,715.00
4	Drill 17" dia. open hole	LF	\$ 50.00		\$ -
5	Furnish and install 12" casing	LF	\$ 54.00		\$ -
6	Grout	CY	\$ 375.00		\$ -
7	Drill 11.5" dia. open hole	LF	\$ 40.00		\$ -
8	Furnish and install 8" telescopic screen	LF	\$ 135.00		\$ -
9	Gravel pack	CY	\$ 400.00		\$ -
10	Furnish, install and remove well development equipment	LS	\$ 4,500.00		\$ -
11	Well development	HRS	\$ 135.00		\$ -
12	Dynamite for blasting	LBS	\$ 20.00		\$ -
13	Bailing	CY	\$ 65.00		\$ -
14	Furnish, install and remove test pump	LS	\$ 4,200.00		\$ -
15	Test pumping DNR 7-day aquifer test (including diesel genset)	HRS	\$ 75.00		\$ -
16	Furnish and install submersible level transducers for monitoring water level in pumping and monitoring wells	UNIT	\$ 250.00		\$ -
17	Download water level data from data recorders and provide data in an Excel spreadsheet for pumping and monitoring wells	LS	\$ 500.00		\$ -
18	Water analysis (see Appendix for parameters)	LS	\$ 950.00	1	\$ 950.00
19	Video taping	LS	\$ 1,350.00		\$ -
20	Gamma log	LS	\$ 1,350.00	1	\$ 1,350.00
21	Furnish and install 60 HP well pump	LS	\$ 30,500.00		\$ -
22	Furnish and install pitless unit	LS	\$ 17,000.00		\$ -
23	Site work including compacted Class 5 aggregate, concrete pad with woven wire reinforcement	LS	\$ 2,500.00		\$ -
24	Construction allowance	LS	\$ 5,000.00		\$ -

**Total Bid Schedule "B" - Construction of Municipal Well No. 2 \$ 46,140.00**

**Bid Schedule "C" - Change Order No. 1**

ITEM NO.	ITEM DESCRIPTION	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
1	Mobilization & demobilization	LS	\$ 850.00	1	\$ 850.00
2	Bid item #6 (6" pilot bore)	LF	\$ 15.00	350	\$ 5,250.00
3	Bid item #20 (Gamma log)	LS	\$ 1,350.00	1	\$ 1,350.00
4	F&I 4" steel casing	LF	\$ 10.75	307	\$ 3,300.25
5	Bid item #6 (grout)	CY	\$ 375.00	3.5	\$ 1,312.50
6	Bid item #18 (complete water test)	LS	\$ 950.00	1	\$ 950.00
7	F&I & remove test pump (up to 60 gpm)	LS	\$ 650.00	1	\$ 650.00
8	Operate test pump and generator	HR	\$ 125.00	26	\$ 3,250.00
9	Mob and demob (to abandon well @ a later date)	LS	\$ 450.00		\$ -
10	Bid item #6 (grout for well abandonment)	CY	\$ 375.00		\$ -

**Total Bid Schedule "C" - Change Order No. 1 \$ 16,912.75**

**PAY ESTIMATE #3  
CITY OF EAST BETHEL  
Construction of Municipal Well No. 3 and No. 4**

**Bid Schedule "D" - Change Order No. 2**

ITEM NO.	ITEM DESCRIPTION	UNIT	CONTRACT UNIT PRICE	USED TO DATE	EXTENSION
1	Mobilization & demobilization	LS	\$ 850.00	1	\$ 850.00
2	F&I 4" stainless steel screen	LF	\$ 115.00	10	\$ 1,150.00
3	F&I 4" Steel casing	LF	\$ 10.75	247	\$ 2,655.25
4	F&I & remove test pump (up to 60 gpm)	LS	\$ 650.00	1	\$ 650.00
5	Operate test pump and generator	HR	\$ 125.00	18.5	\$ 2,312.50
6	Mob and demob (to abandon well @ a later date)	LS	\$ 450.00		\$ -
7	Bid item #6 (grout for well abandonment)	CY	\$ 375.00		\$ -

Total Bid Schedule "D" - Change Order No. 2 \$ 7,617.75

Bid Schedule "A" - Construction of Municipal Well No. 3	<u>\$ 50,485.00</u>
Bid Schedule "B" - Construction of Municipal Well No. 4	<u>\$ 46,140.00</u>
Bid Schedule "C" - Change Order No. 1	<u>\$ 16,912.75</u>
Bid Schedule "D" - Change Order No. 2	<u>\$ 7,617.75</u>
Total Work Completed to Date	<u>\$ 121,155.50</u>
Less Pay Estimate #1	<u>\$ 15,164.61</u>
Less Pay Estimate #2	<u>\$ 22,721.86</u>
Less 5% Retainage	<u>\$ 6,057.78</u>
<b>WE RECOMMEND PAYMENT OF:</b>	<u><u>\$ 77,211.25</u></u>

**APPROVALS:**

**CONTRACTOR: MARK J. TRAUT WELLS, INC.**

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

Signed: \_\_\_\_\_

Title: \_\_\_\_\_ Date \_\_\_\_\_

**ENGINEER: HAKANSON ANDERSON ASSOCIATES, INC.**

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

Signed: Craig J. Johnson

Title: City Engineer Date 6/27/11

**OWNER: CITY OF EAST BETHEL**

Signed: \_\_\_\_\_

Title: \_\_\_\_\_ Date \_\_\_\_\_



# City of East Bethel City Council Agenda Information

\*\*\*\*\*

**Date:**

July 6, 2011

\*\*\*\*\*

**Agenda Item Number:**

Item 8.0 B.2

\*\*\*\*\*

**Agenda Item:**

Pay Estimate #3 for the Construction of Municipal Well No. 3 and No. 4

\*\*\*\*\*

**Requested Action:**

Consider approval of Pay Estimate #3

\*\*\*\*\*

**Background Information:**

Attached is a copy of Pay Estimate #3 to Traut Wells, Inc. for the Construction of Municipal Well No. 3 and No. 4. The major pay items for this pay request include mobilization and the construction of the outer casing pipes for both wells. The Pay Estimate includes payment for work completed to date minus a five percent retainage. We recommend partial payment of \$77,211.25. A summary of the recommended payment is as follows:

Total Work Completed to Date	\$ 121,155.50
Less Previous Payments	\$ 37,886.47
Less 5% Retainage	\$ <u>6,057.78</u>
Total payment	\$ 77,211.25

**Attachments:**

1. Pay Estimate #3

\*\*\*\*\*

**Fiscal Impact:**

This estimate includes payment of \$77,211.25 to Traut Wells, Inc. Payment for this project will be financed from the bond proceeds. Funds, as noted above, are available and appropriate for this project.

\*\*\*\*\*

**Recommendation(s):**

Staff recommends Council consider approval of Pay Estimate #3 in the amount of \$77,211.25 for the Construction of Municipal Well No. 3 and No. 4.

\*\*\*\*\*

**City Council Action**

Motion by:\_\_\_\_\_

Second by:\_\_\_\_\_

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Vote Yes: \_\_\_\_\_

Vote No: \_\_\_\_\_

No Action Required: \_\_\_\_\_



# City of East Bethel City Council Agenda Information

\*\*\*\*\*

**Date:**

July 6, 2011

\*\*\*\*\*

**Agenda Item Number:**

Item 8.0 B.3

\*\*\*\*\*

**Agenda Item:**

Change Order No. 2 – S.R. Weidema

\*\*\*\*\*

**Requested Action:**

Consider approval of Change Order No. 2 to S.R. Weidema for the construction of the Phase 1 Project 1 Utility Improvements.

\*\*\*\*\*

**Background Information:**

The current design for Phase 1 Project 1 Utility Improvements includes replacing the existing bituminous curb with new bituminous curb. The attached change order consists of using concrete curb and gutter in lieu of bituminous curb. Given the relatively flat slope of the streets it is difficult to construct a bituminous curb without creating bird baths along the curb in isolated areas. Bituminous curb also has the tendency to be worn down over time or knocked off by snow plowing operations.

For overall project aesthetic and satisfaction of the business owners and less long term maintenance, staff is recommending that concrete curb and gutter be used on this project in lieu of the proposed bituminous curb.

**Attachment(s):**

- 1. Change Order No. 2

\*\*\*\*\*

**Fiscal Impact:**

Funds available from the bond proceeds which are intended to finance this project along with the water tower, wells, and water treatment plant include reserve funds of approximately \$1.48 million. These funds are available and appropriate for this use.

\*\*\*\*\*

**Recommendation(s):**

Staff recommends Council consider approval of Change Order No. 2 to S.R. Weidema in the amount of \$43,536.10.

\*\*\*\*\*

**City Council Action**

Motion by: \_\_\_\_\_

Second by: \_\_\_\_\_

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Vote Yes: \_\_\_\_\_

Vote No: \_\_\_\_\_

No Action Required: \_\_\_\_\_

**SECTION 00991 – CHANGE ORDER**

No. 2

PROJECT: Phase I Project 1 Utility Improvements & East Bethel Gravity Interceptor & Discharge, MCES  
Project No. 801621

DATE OF ISSUANCE: 6/27/11

EFFECTIVE DATE: 6/27/11

OWNER: City of East Bethel

ENGINEER’S Project No.: C12.100028

CONTRACTOR: S.R. Weidema, Inc.

ENGINEER: John K. Swanson, P.E.

You are directed to make the following changes in the Contract Documents.

**Quantity Additions**

Item No.	Description	Unit	Unit Price	Add Quantity	Amount
02770	B618 Concrete Curb and Gutter	LF	\$11.75	8,470	\$99,522.50
Total Amount Added to Contract					<b>\$99,522.50</b>

**Quantity Reductions**

Item No.	Description	Unit	Unit Price	Subtract Quantity	Amount
02740	2” Type LV3 Non Wearing Course Mixture B – Streets	TON	\$55.80	283	\$15,791.40
02740	2” Type LV4 Wearing Course Mixture B – Streets	SY	\$6.80	2,340	\$15,912.00
02740	Bituminous Curb	LF	\$1.65	7,520	\$12,408.00
02770	B618 Concrete Curb and Gutter	LF	\$12.50	950	\$11,875.00
Total Amount Subtracted from Contract					<b>\$55,986.40</b>

Net Increase to Contract Amount      **\$43,536.10**

**Reason for Change Order:**

Replacing proposed bituminous curb with concrete curb and gutter.

**MCES and City Cost Share:**

Replacing proposed bituminous curb with concrete curb and gutter.

New cost per foot for curb = \$11.75

Initial cost per foot for curb = (\$55,986.40 ÷ 8,470 L.F.) - \$6.61

The City of East Bethel will pay for the additional costs associated with the concrete curb in lieu of the bituminous curb. Cost sharing with the MCES will be in accordance with the original agreement with \$6.61 per lineal foot being the basis for the concrete curb and gutter.

**Attachments: (List documents supporting change)**

None

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price <u>\$11,686,468.20</u>	Original Contract Times Completion Date : <u>7/31/12</u> days or dates Ready for final payment : _____ days or dates
Net changes from previous Change Orders No. 1 to No. 1 <u>\$324,949.43</u>	Net changes from previous Change Orders No. ___ to No. ___ <u>N/A</u> days
Contract Price Prior to this Change Order <u>\$12,011,417.63</u>	Contract Times prior to this Change Order Substantial Completion : _____ days or dates Ready for final payment : _____ days or dates
Net Increase (Increase/Decrease/No Change) of this Change Order <u>\$43,536.10</u>	Net (Increase/Decrease/No Change) of this Change Order <u>0</u> days
Contract Price with all approved Change Orders <u>\$12,052,836.23</u>	Contract Times with all approved Change Orders Substantial Completion : _____ days or dates Ready for final payment : _____ days or dates

RECOMMENDED:

APPROVED:

ACCEPTED:

By: \_\_\_\_\_  
Engineer (Authorized Signature)

By: \_\_\_\_\_  
Owner (Authorized Signature)

By: \_\_\_\_\_  
Contractor (Authorized Signature)

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

ACCEPTED:

By: \_\_\_\_\_  
MCES (Authorized Signature)

Date: \_\_\_\_\_

EJCDC No. 1910C8-B (1990 Edition)

Prepared by the Engineers Joint Contract Documents Committee and endorsed by The Associated General Contractors of America.

C12.100028 – East Bethel, MN  
Phase I Project 1 Utility Improvements & East  
Bethel Interceptor and Discharge, MCES No.  
801621

CHANGE ORDER  
PAGE 00991-2

## **CHANGE ORDER**

### **INSTRUCTIONS**

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#### **A. GENERAL INFORMATION**

This document was developed to provide a uniform format for handling contract changes that affect Contract Price or Contract Times. Changes that have been initiated by a Work Change Directive must be incorporated into a subsequent Change Order if they affect Contract Price or Times.

Changes that affect Contract Price or Contract Times should be promptly covered by a Change Order. The practice of accumulating change order items to reduce the administrative burden may lead to unnecessary disputes.

If Milestones have been listed, any effect of a Change Order thereon should be addressed.

For supplemental instructions and monitor changes not involving a change in the Contract Price or Contract Times, a Field Order may be used.

#### **B. COMPLETING THE CHANGE ORDER FORM**

Engineer initiates the form, including a description of the changes involved and attachment based upon documents and proposals submitted by Contractor, or requests from Owner, or both.

Once Engineer has completed and signed the form, all copies should be sent to Contractor for approval. After approval by Contractor, all copies should be sent to Owner for approval. Engineer should make distribution of executed copies after approval by Owner.

If a change only applies to Contract Price or to Contract Times, cross out the part of the tabulation that does not apply.

**SECTION 00991 – CHANGE ORDER**

No. 2

PROJECT: Phase I Project 1 Utility Improvements & East Bethel Gravity Interceptor & Discharge, MCES  
Project No. 801621

DATE OF ISSUANCE: 6/27/11

EFFECTIVE DATE: 6/27/11

OWNER: City of East Bethel

ENGINEER’S Project No.: C12.100028

CONTRACTOR: S.R. Weidema, Inc.

ENGINEER: John K. Swanson, P.E.

You are directed to make the following changes in the Contract Documents.

**Quantity Additions**

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**Attachments: (List documents supporting change)**

None

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Net Increase (Increase/Decrease/No Change) of this Change Order  <u>\$43,536.10</u>	Net (Increase/Decrease/No Change) of this Change Order  <u>0</u> days
Contract Price with all approved Change Orders  <u>\$12,052,836.23</u>	Contract Times with all approved Change Orders Substantial Completion : _____ days or dates Ready for final payment : _____ days or dates

RECOMMENDED:

APPROVED:

ACCEPTED:

By: \_\_\_\_\_  
Engineer (Authorized Signature)

By: \_\_\_\_\_  
Owner (Authorized Signature)

By: \_\_\_\_\_  
Contractor (Authorized Signature)

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

EJCDC No. 1910c8-B (1990 Edition)

Prepared by the Engineers Joint Contract Documents Committee and endorsed by The Associated General Contractors of America.

## **CHANGE ORDER**

### **INSTRUCTIONS**

---

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# City of East Bethel City Council Agenda Information

\*\*\*\*\*

**Date:**

June 22, 2011

\*\*\*\*\*

**Agenda Item Number:**

Item 8.0 E.1

\*\*\*\*\*

**Agenda Item:**

Personnel Actions

\*\*\*\*\*

**Requested Action:**

Consider appointing Public Works Manager

\*\*\*\*\*

**Background Information:**

The position of Public Works Manager was advertised in the Minneapolis Star Tribune, the City's web site; the LMC web site and the Anoka Union. Forty four applications were received of which nineteen met the minimum qualifications. Of these nineteen, the top five were invited for an interview. There were two interview panels established, one to review and solicit information regarding management styles and the second panel to review and solicit technical information regarding the position. There were three candidates that clearly did not have the skills and abilities that would be a good fit for the City.

The top two candidates have significant experience in the public works area. The top candidate, based on the evaluation of the two interview panels, had skills and abilities that will meet or exceed our requirements and has significant experience in the public works and parks management area.

We have conducted a follow up interview with the candidate recommended by the interview panels to clarify several items and are satisfied that Mr. Nathan Ayshford is clearly the top candidate. Mr. Nathan Ayshford is currently the Street and Park Supervisor for the City of Ham Lake and has served in this capacity from 2004 to the present. Prior to 2004 Mr. Ayshford was the City Forester and maintenance employee for Ham Lake. Mr. Ayshford has completed 2 years in the civil engineering program and holds a Bachelor of Science degree in Forest Resources from the University of Minnesota. Mr. Ayshford is member of the Minnesota Street and Parks Supervisors Association. Mr. Ayshford has completed the necessary background and reference checks.

\*\*\*\*\*

**Fiscal Impact:**

Funding for this position is provided for in the 2011 Budget in the Street Maintenance Department.

\*\*\*\*\*

**Recommendation(s):**

Staff is recommending that Council authorize an offer of employment for the Public Works Manager position to Mr. Nathan Ayshford at Pay Grade 11, Step A, \$70,304.00/yr. The

employee must also complete a six month probationary period to be eligible for full time employment.

\*\*\*\*\*

**City Council Action**

Motion by:\_\_\_\_\_

Second by:\_\_\_\_\_

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Vote Yes:\_\_\_\_\_

Vote No:\_\_\_\_\_

No Action Required:\_\_\_\_\_



# City of East Bethel City Council Agenda Information

\*\*\*\*\*

**Date:**

July 6, 2011

\*\*\*\*\*

**Agenda Item Number:**

Item 8.0 G.1

\*\*\*\*\*

**Agenda Item:**

City Hall Security System

\*\*\*\*\*

**Requested Action:**

Consider approving bids for a security system for the East Bethel City Hall

\*\*\*\*\*

**Background Information:**

The East Bethel City Hall currently has no security system. A security system is one of the essential methods to protect City records and pose a deterrent to potential acts of vandalism within the building.

The system that was proposed to City Council was a split system. City Hall offices and the Council Chambers would be protected with a key pad controlled alarm system and the common hallways and Booster West Conference Room and garage would be covered by cameras under this proposal. The split system was recommended due to the fact that groups utilize the Booster West Conference Room at times when staff would not be available to secure an alarm system. The split system would permit continued group use of the conference and restrooms without having to provide access codes to alarm keypads or having staff return to the building to arm the system. The cost for this system is \$4,840 for equipment, installation and a one year monitoring cost.

It was recommended that staff explore a key card system as an alternative. The cost for a key card system would be \$5,453 for cards, readers, control panel, other appurtenances and installation along with a cost of \$1,975 for the alarm system and a one year monitoring cost. Total cost of this system would be \$7,428. A camera system for the hallways would cost an additional \$2,865. This system would allow programming a card for front door entry and access to the Booster West conference room and restrooms without permitting access to the remainder of the building.

The key pad system would also offer entry into the common areas while restricting access to the offices and the card reader and monitoring equipment could be installed at a later date as an add on to the system. There is currently only funding to install a system that is less than \$5,000.

\*\*\*\*\*

**Attachments**

System Quotes

\*\*\*\*\*

**Fiscal Impact:**

As noted above. Funds for this system are available from the General Government Buildings Account.

\*\*\*\*\*

**Recommendation(s):**

Staff recommends approval of the installation of a key pad system per the specifications on the attached quotes at a cost not to exceed \$4,840.00.

\*\*\*\*\*

**City Council Action**

Motion by:\_\_\_\_\_

Second by:\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Vote Yes:\_\_\_\_\_

Vote No:\_\_\_\_\_

No Action Required:\_\_\_\_\_

# LowVolts LLC

Home and Business Protection You Can Trust

41193 Moonlit Drive  
 Sturgeon Lake, MN 55783  
 Phone 651.4701767 or 218.372.4455  
 LowVolts.net

# Quote

DATE:  
 June 27, 2011

Bill To:  
 City of East Bethel  
 2241 221st Avenue NE  
 East Bethel, MN 55011  
 Telephone 763-367-7840  
 Fax 763-434-9578

For:  
 Camera System City Hall

DESCRIPTION	AMOUNT
NUVICO EV-8500N (500GB HD) 8CH DVR and Monitor 19 INCH	\$ 1,320.00
SONY SSC-CD75 Rugged High Resolution 540TVL Minidome Camera (3)	465.00
Front Desk, Community Corridor, Garage	
SAMSUNG, SCC-B5396, 1/3", 600TV Lines, Electronic Day/Night, Outdoor Camera	280.00
Power Supply 24VAC	50.00
Labor / Wire /connectors	750.00
	<b>Total = \$ 2,865.00</b>
Optional Accessories	
Extra 19" Monitor for the Front Desk	450.00
Includes all wiring and fasteners.	
Includes 1 year parts and labor warranty.	
	<b>Total with accessories 3,315.00</b>

Make all checks payable to LowVolts LLC

Thank You!

**LowVolts** LLC

Home and Business Protection You Can Trust

41193 Moonlit Drive  
 Sturgeon Lake, MN 55783  
 Phone 651.4701767 or 218.372.4455  
 LowVolts.net

**Quote**

DATE:  
 June 27, 2011

Bill To:  
 City of East Bethel  
 2241 221st Avenue NE  
 East Bethel, MN 55011  
 Telephone 763-367-7840  
 Fax 763-434-9578

For:  
 Card Access City Hall

DESCRIPTION	AMOUNT
1 each 4 Door IP based access control panel in enclosure with power supply (Doors=Front, Office, Back Office, Garage)	
4 each PRX-3 mullion mount proximity readers(1-w/keypad for Front Door)	
50 each PCS-1 clamshell proximity cards	
4 each SDC Security electric strike for cylindrical locks	
1200lb Magnetic lock and Pushbar for Front Door	
Pushbutton at Front Desk to access Back Office Door	
Includes all wiring and fasteners.	
Includes 1 year parts and labor warranty.	
<b>Total</b>	<b>\$5,453.00</b>
<b>Optional Accessories</b>	
Include Vault Door, ITV Door Add 2 door Control panel with needed parts above.	<b>\$2,600.00</b>
<b>Total with accessories</b>	<b>\$8,053.00</b>

Customer provides Windows Based PC to Run Log  
 Reports, Maintain System and use Live Monitoring

Make all checks payable to LowVolts LLC

Thank You!





# City of East Bethel City Council Agenda Information

\*\*\*\*\*

**Date:**

June 22, 2011

\*\*\*\*\*

**Agenda Item Number:**

Item 8.0 G.2

\*\*\*\*\*

**Agenda Item:**

Anoka County Sheriff's Department JPA

\*\*\*\*\*

**Requested Action:**

Consider approving the Joint Powers Agreement with the Anoka County Sheriff's Department for 2012 District Services.

\*\*\*\*\*

**Background Information:**

The Anoka County Sheriff's Office (ACSO) has provided the City of East Bethel with police services since 1973. The City has gradually increased the scope of services over the past 38 years to currently include 24 hour coverage. The cost for this service in 2011 is \$1,037,218 and the proposed service agreement for the same coverage in 2012 will be \$1,052,761.

In order to examine alternatives to individual contracts with cities, the ACSO has made a proposal to consolidate police protection services into a single patrol "district" which would cover the City's of East Bethel, Ham Lake and Oak Grove. This "District" concept would be administered under a Joint Powers Agreement between the three cities and offer a reduction in the costs of police services. Under the most recent proposal the cost to the City of East Bethel would be \$849,800 for the "District" police services for 2012. Attached for your review is an outline of the program as presented to Council by Sheriff Stuart, the Joint Powers Agreement, call history for East Bethel and a response time memo from Tom Wells of the ACSO.

The document for Council consideration forms the legal basis to consolidate sheriff's services to serve East Bethel, Ham Lake and Oak Grove and if this is approved then the contract for services will be presented to the Cities. All three Cities would have to approve the JPA in order for to proceed with this proposal. The contract that is referred to in the proposed JPA will be similar to the one each City currently has with the sheriff's office. The future contract is what is referred to in the JPA.

The ACSO is working on a tentative contract relating to the district concept but won't complete it until the three cities involved agree on the "district" concept in principle including number of deputies included in agreement. The "district" contract will be very similar to the current contract only reflecting the needed changes due to the partnership of the three cities.

Since the East Bethel City Council requested alternative options for law enforcement contract pricing beyond the 17 deputy district proposal, the ACSO needs direction as to which of these options we are interested in pursuing should the City opt for the District Concept for the 2012 contract. Once that is determined the ACSO can continue to move forward in completing a 2012

contract. Selection of this option would result in a decrease of \$202,961.00 with the 17 deputy proposal.

The addition of the CSO's would be at a cost of \$46,343 for 20 hour/week service and the change to an 18 deputy coverage would be an increase of approximately \$48,100 based on East Bethel's share being calculated at 39.4 %. The total increase of both these additions would be \$94,443, or a savings of \$108,514 over the proposed 2012 single service contract.

Council's other option for police services is to extend the current contract for 2012 which would only apply to East Bethel. Extension of the current contract would result in an increase of \$15,543.00 over the 2011 contract but would not change the current hours of service.

The City Attorney is currently reviewing the format and the content of the attached JPA document. Mr. Vierling will be able to advise Council as to any changes that may need to made to this document should Council desire to more forward on this matter.

**Attachment(s):**

- 1. Joint Powers Agreement
- 2. Sheriff's letter of 5-16-11
- 3. ACSD Response Time E-mails
- 4. East Bethel Call History

\*\*\*\*\*

**Fiscal Impact:**

As noted above.

\*\*\*\*\*

**Recommendation(s):**

Staff is seeking direction from Council on this matter

\*\*\*\*\*

**City Council Action**

Motion by:\_\_\_\_\_

Second by:\_\_\_\_\_

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---

Vote Yes:\_\_\_\_\_

Vote No:\_\_\_\_\_

No Action Required:\_\_\_\_\_

## Joint Powers Agreement

**Agreement**, made as the \_\_\_\_ day of \_\_\_\_\_, 2011, among the Cities of Ham Lake (“HL”), East Bethel (“EB”) and Oak Grove (“OG”), Minnesota, pursuant to the provisions of Minnesota Statutes Chapter \_\_\_\_\_;

### Recitals

HL, EB and OG are all political subdivisions organized under the laws of the State of Minnesota, located in close proximity to one another in Anoka County, Minnesota. At present, each City provides for police protection within its corporate limits through a service contract with the Anoka County Sheriff’s Office (“ACSO”). In order to achieve an overall cost savings, the parties have received a proposal from ACSO to consolidate police protection services in a single patrol “district”. The “District” refers to the area encompassing all of HL, EB and OG. ACSO has provided a cost breakdown for personnel, vehicle and administrative costs based on the provision of police protection services within the District, and has quoted a services price of \$2,156,919.00 for the police protection contract. This Joint Powers Agreement (“JPA”) is intended to clarify and reduce to written form the parties’ obligations to and with one another under the District concept.

**It is therefore agreed as follows:**

#### **1. Execution of Sheriff’s Contract**

HL, EB and OG each covenant and warrant that the Sheriff’s Contract hereto attached has been approved by the governing body of each city, in compliance with all policies, rules, regulations, charter provisions (if any) and procedures required in each city. HL, EB and OG each covenant that they will execute the attached Sheriff’s Contract contemporaneously with the execution of this JPA.

#### **2. Allocation of Costs**

The costs of the police protection services shall be allocated as follows:

HL	\$ 849,800.00 (39.4% of total)
EB	\$ 849,800.00 (39.4% of total)
OG	\$ 457,319.00 (21.2% of total)

Payment for services shall be at the times and manner provided in the Sheriff’s **Contract**. The foregoing allocation is premised on an evaluation of historic service needs in each city, and are

**Comment [MV1]:** I need to see this referenced contract

binding during the term of this JPA, regardless of whether or not actual service calls or services experienced in the year 2012 by each city match the above ratios.

### **3. Term**

This agreement shall commence on January 1, 2012, and terminate on December 31, 2012, unless the Sheriff's Contract is terminated earlier according to its terms, in which case this JPA shall terminate in a manner consistent therewith.

Comment [MV2]: What terms?

### **4. Additional Services**

Any of the parties may independently contract with ACSO for additional police protection services, but the cost of any such additional services shall be borne solely by the city contracting for such services.

### **5. Patrol Cars**

Patrol cars furnished by ACSO in connection with the Sheriff's Contract shall be interchangeable among all three cities, and shall not be separately identified or marked differently than other regular ACSO patrol cars.

### **6. Parking, Garage and Office Space**

Each city may shall continue to supply ACSO with such parking, garage and office space, if any, as is presently being required by each city under the Sheriff's Contract. Each city may furnish such additional space or amenities to ACSO as each city may deem appropriate, but the cost of such additional features or amenities shall be solely borne by the city furnishing same or as independently contracted with ACSO.

Comment [MV3]: I assume this is now discretionary since it is at the city's own cost

### **7. Liaison**

On the request of any city, the parties shall organize a joint liaison committee consisting of one or more representatives from each city, and a representative from ACSO, to meet periodically to discuss any Sheriff's Contract issues. Nothing in this paragraph shall limit or alter the right of any city to confer with ACSO independently on any such issue or topic.

Comment [MV4]: Would normally have a number of other provisions to be added but assumethy may be in the other referenced contract

**Wherefore, the parties have executed this agreement as of the date above written.**

**CITY OF HAM LAKE**

\_\_\_\_\_  
**Mike Van Kirk, Mayor**

\_\_\_\_\_  
**Doris Nivala, Administrator**

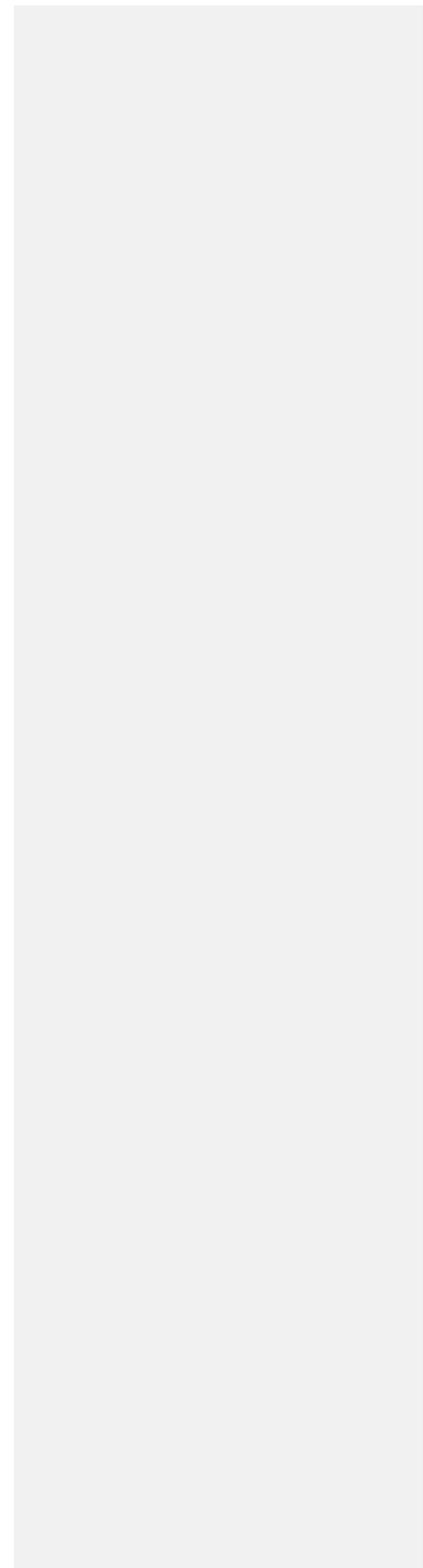
**CITY OF EAST BETHEL**

\_\_\_\_\_  
**Richard Lawrence, Mayor**

\_\_\_\_\_  
**Jack Davis, Administrator**

**CITY OF OAK GROVE**

\_\_\_\_\_  
**Mark Korin, Mayor/Administrator**





# Office of the Sheriff

Anoka County

Sheriff James Stuart

---

13301 Hanson Boulevard NW, Andover, MN 55304-4009 (763)323-5000 Fax (763)422-7503

May 16, 2011

Jack Davis, Administrator  
City of East Bethel  
2241 - 221st Ave NE  
East Bethel, MN 55011

Doris Nivala, Administrator  
City of Ham Lake  
15544 Central Ave NE  
Ham Lake, MN 55304

Mark Korin, Mayor/Administrator  
City of Oak Grove  
1600 Sims Road  
Oak Grove, MN 55011

**Re: 2012 Law Enforcement Contract**

Dear Administrators Davis, Nivala, and Korin:

As your Sheriff, I have expressed my commitment to providing premium services to our communities while remaining cognizant of the financial challenges faced by us all.

As was previously discussed, the Anoka County Sheriff's Office has reviewed our processes, pricing and overall services with the goal being to provide improved efficiency and better services. I assigned four of our Command Staff members to a task force to conduct this review. The team's assigned task was to analyze *options* and potential modifications for our cities 2012 contracts. They were specifically to identify potential improvements that may serve to better meet the needs of our contract cities while being mindful of our economic climate. They compared metro sheriff's office's methods and pricing for contracted services. They also compared numerous local police departments that were comparably sized to our individual communities.

The team's findings were significant. We found that the Anoka County Sheriff's Office provides:

- 1) More personalized services including assigned city liaisons, Deputies and Investigators etc.;
- 2) Better overall value and;



- 3) An ability to ensure that calls for service are handled more efficiently through economy of scale (especially when compared to police departments).

Although our study found that we provided excellent services at an excellent price, we *still* put our team to the task and pushed for improvements. We identified one final potential cost saving option that we are referring to as “District” coverage.

### **The “District” Concept**

The concept behind the district coverage is expanded collaboration and cost sharing methods while not deviating from our public safety standards. This can be accomplished through the sharing of resources by two or more cities that are *able* to see flexibility in coverage based on current staffing levels. The overall *partnership* MUST maintain an *average* of minimum coverage standards for public safety as set forth by our office.

Unfortunately, *at this time* not all cities that contract services through the Anoka County Sheriff’s Office have flexibility in their current coverage in order to be eligible for this partnership. Based on our review, the cities of East Bethel, Oak Grove and Ham Lake possessed the flexibility in coverage to consider entering into a “District partnership”. We began discussing the implementation viability with these cities.

The “District” provides many benefits including improved collaboration and overlap of resources which results in a reduction in overall expense. Additionally, as future growth needs develop, this allows participant cities to *share* the cost of necessary expansion rather than each city needing to absorb the brunt of the cost on its own.

We recognize that the expense apportionment will vary for participating cities depending on the cost sharing model selected by the participant cities. We provided examples based on current coverage, calls for service, population etc. We also recognize that there will likely need to be separate contracts for Community Service Officer coverage in the event that not all participating cities desire this type of coverage.

As with many compromises, there are negative factors to be considered. Specifically, there will be a reduction of self sufficiency and personalized services for each city. However, it will continue to be our goal to meet the needs of our contract cities to the best of our ability. It is important to note that the Anoka County Sheriff’s Office will maintain all operational management and responsibility for scheduling, coverage, and role assignment, etc.

I want to express to you that I appreciate the cooperation and effort put forth during my meetings with the representatives of East Bethel, Oak Grove and Ham Lake. I firmly believe that open communication is necessary for us to find successful outcomes that will continue to benefit everyone involved, especially the citizens that we all serve.

As of this date, it is my understanding that the three cities have had a chance to further discuss the “District” concept that we have proposed, and that it was seen as a viable, and

*May 16, 2011*

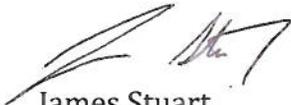
*Page 3*

acceptable way to meet everyone's needs. I am writing to you to seek your confirmation that your city has come to an agreement related to contract services provided by my office.

The total 2012 district coverage for the East Bethel, Oak Grove and Ham Lake District is in the amount of \$2,156,919. The participant cities have the flexibility to decide amongst themselves how the total is apportioned for payment to the county. Please see the attached contract proposal for your review. We will be forwarding formal contracts for your signatures upon receipt of participation and financial obligation amounts being confirmed by each city.

Please do not hesitate to contact my office should you have any questions or if you need any clarification. Thank you again for your commitment to public safety.

Sincerely,

A handwritten signature in black ink, appearing to read 'James Stuart', written over a horizontal line.

James Stuart  
Sheriff

JS/klh

Enclosures

**I. PERSONNEL**

<b>A. Sworn Deputy Sheriff</b>		
1.)	17.00 Deputies at \$5,316 /month	1,084,403
2.)	7 Overtime (Average hours/month per Deputy)	65,690
<b>B. Non-Sworn C.S.O.</b>		0
<b>C. Benefits for Sworn and Non-Sworn Personnel</b>		
	P.E.R.A. (Sworn)	165,613
	P.E.R.A. (Non-Sworn)	0
	FICA	0
	Medicare	16,676
	Severance Allowance	29,279
	Unemployment Compensation	1,725
	Life Insurance	714
	Health Insurance	238,187
	Dental Insurance	8,109
	Long Term Disability Insurance	2,530
	Worker's Compensation	17,366
	Uniforms	16,150
	<i>Total Benefits</i>	496,350
<b>TOTAL PERSONNEL COSTS</b>		<b>\$1,646,443</b>

**II. VEHICLE**

<b>A. Police Equipped Vehicles</b>	5 Squads	142,500
<b>B. C.S.O. Vehicle</b>	0 Vehicle	0
<b>C. Maintenance Costs</b>		
1.)	Vehicle	163,200
2.)	Emergency & Communications Equipment & replc/maint fees	14,360
3.)	Emergency Vehicle Equipment replc. Fee	2,500
4.)	Insurance	13,500
5.)	Cellular Telephone	6,300
	<i>Total Maintenance Costs</i>	199,860
<b>TOTAL VEHICLE COSTS</b>		<b>\$342,360</b>

**III. Administrative Costs**

Administrative, Clerical,+ substation computer lines charges, Etc.	<b>\$168,116</b>
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**IV. TOTAL COST TO CONTRACTING MUNICIPALITY**

*Less Amount Received From State for Police State Aid	115,140
<b>NET COST TO CONTRACTING MUNICIPALITY</b>	<b>\$2,041,779</b>

\*This figure is determined by the State and is subject to fluctuation.

The latest estimate is \$5,700 per Deputy. Revenue received is for previous year Deputy hours hired prior to August 1

**State aid would be reduced next year due to reduction in FTE**

## City of East Bethel Additional Quote Requests

Enclosed you will find copies of four different quotes for law enforcement contract coverage as you requested for 2012: 40- hour contract coverage; 32-hour contract coverage; District coverage that includes 18 deputies; District coverage that includes 17 deputies.

The first quote is for your current contract coverage of 40 hours of Deputy coverage per day with 20 hours per week Community Service Officer coverage. This coverage allows for extended time for deputies to perform proactive activity in your city. The total cost to the City of East Bethel would be \$1,092,641.

The second quote would reduce your contract coverage to 32 hours of Deputy coverage per day with 20 hours per week Community Service Officer coverage. Please note that this will be a reduction of service and will reduce the amount of time that deputies will be able to perform proactive activity in your city. The total cost to the City of East Bethel would be \$897,112.

The third quote would expand the District coverage that you originally received and add an additional deputy. This option includes 18 deputies instead of the original 17 deputy coverage. In addition, a revised cost option sheet has been provided based on a percentage breakout using calls for service. Please note that this will be a reduction of service and will reduce the amount of time that deputies will be able to perform proactive activity in your city. The total cost to the City of East Bethel would be \$814,270 (not including CSO coverage) unless the Cities agree to some other percentage breakout between each city. If the breakout is based on some other formula then of course the cost to the City of East Bethel would change.

The last quote enclosed is the original District coverage quote that you have already received. This option includes coverage for 17 deputies. I have also included the cost option sheet that was also previously provided based on a percentage breakout using calls for service. Please note that this will be a reduction of service and will reduce the amount of time that deputies will be able to perform proactive activity in your city. The total cost to the City of East Bethel would be \$770,655 (not including CSO coverage) unless the Cities agree to some other percentage breakout between each city. If the breakout is based on some other formula then of course the cost to the City of East Bethel would change.

**I. PERSONNEL**

<b>A. Sworn Deputy Sheriff</b>		
1.)	8.40 Deputies at \$5,316 /month	535,823
2.)	7 Overtime (Average hours/month per Deputy)	32,458
<b>B. Non-Sworn C.S.O.</b>		16,432
<b>C. Benefits for Sworn and Non-Sworn Personnel</b>		
	P.E.R.A. (Sworn)	81,832
	P.E.R.A. (Non-Sworn)	1,191
	FICA	1,257
	Medicare	8,240
	Severance Allowance	14,467
	Unemployment Compensation	877
	Life Insurance	353
	Health Insurance	117,692
	Dental Insurance	4,007
	Long Term Disability Insurance	1,250
	Worker's Compensation	8,829
	Uniforms	8,568
	<i>Total Benefits</i>	248,565
<b>TOTAL PERSONNEL COSTS</b>		<b>\$833,278</b>

**II. VEHICLE**

<b>A. Police Equipped Vehicles</b>	2 Squads	57,000
<b>B. C.S.O. Vehicle</b>	1 Vehicle	7,200
<b>C. Maintenance Costs</b>		
1.)	Vehicle	90,313
2.)	Emergency & Communications Equipment & replc/maint fees	8,159
3.)	Emergency Vehicle Equipment replc. Fee	1,000
3.)	Insurance	8,100
4.)	Cellular Telephone	2,040
	<i>Total Maintenance Costs</i>	109,612
<b>TOTAL VEHICLE COSTS</b>		<b>\$173,812</b>

**III. Administrative Costs**

Administrative, Clerical,+ substation computer line charge, Etc.	<b>\$85,552</b>
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**IV. TOTAL COST TO CONTRACTING MUNICIPALITY**

*Less Amount Received From State for Police State Aid	47,880
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<b>NET COST TO CONTRACTING MUNICIPALITY</b>	<b>\$1,044,761</b>
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\*This figure is determined by the State and is subject to fluctuation.

The latest estimate is \$5,700 per Deputy. Revenue received is for previous year Deputy hours hired prior to August 1

**I. PERSONNEL**

<b>A. Sworn Deputy Sheriff</b>		
1.)	6.72 Deputies at \$5,316 /month	428,658
2.)	7 Overtime (Average hours/month per Deputy)	25,967
<b>B. Non-Sworn C.S.O.</b>		16,432
<b>C. Benefits for Sworn and Non-Sworn Personnel</b>		
	P.E.R.A. (Sworn)	65,466
	P.E.R.A. (Non-Sworn)	1,191
	FICA	1,257
	Medicare	6,592
	Severance Allowance	11,574
	Unemployment Compensation	707
	Life Insurance	282
	Health Insurance	94,154
	Dental Insurance	3,205
	Long Term Disability Insurance	1,000
	Worker's Compensation	7,113
	Uniforms	6,972
	<i>Total Benefits</i>	199,513

**TOTAL PERSONNEL COSTS****\$670,570****II. VEHICLE**

<b>A. Police Equipped Vehicles</b>	2 Squads	57,000
<b>B. C.S.O. Vehicle</b>	1 Vehicle	7,200
<b>C. Maintenance Costs</b>		
1.)	Vehicle	74,375
2.)	Emergency & Communications Equipment & replc/maint fees	7,546
3.)	Emergency Vehicle Equipment replc. Fee	1,000
3.)	Insurance	8,100
4.)	Cellular Telephone	2,040
	<i>Total Maintenance Costs</i>	93,061

**TOTAL VEHICLE COSTS****\$157,261****III. Administrative Costs**

Administrative, Clerical,+ substation computer line charge, Etc.

**\$69,281****IV. TOTAL COST TO CONTRACTING MUNICIPALITY****\$897,112**

\*Less Amount Received From State for Police State Aid

38,304

**NET COST TO CONTRACTING MUNICIPALITY****\$858,808**

\*This figure is determined by the State and is subject to fluctuation.

The latest estimate is \$5,700 per Deputy. Revenue received is for previous year Deputy hours hired prior to August 1

**State aid would be reduced next year due to reduction in FTE**

**I. PERSONNEL**

<b>A. Sworn Deputy Sheriff</b>		
1.)	18.00 Deputies at \$5,316 /month	1,148,191
2.)	7 Overtime (Average hours/month per Deputy)	69,554
<b>B. Non-Sworn C.S.O.</b>		0
<b>C. Benefits for Sworn and Non-Sworn Personnel</b>		
	P.E.R.A. (Sworn)	175,355
	P.E.R.A. (Non-Sworn)	0
	FICA	0
	Medicare	17,657
	Severance Allowance	31,001
	Unemployment Compensation	1,827
	Life Insurance	756
	Health Insurance	252,198
	Dental Insurance	8,586
	Long Term Disability Insurance	2,679
	Worker's Compensation	18,388
	Uniforms	17,100
	<i>Total Benefits</i>	525,547
<b>TOTAL PERSONNEL COSTS</b>		<b>\$1,743,292</b>

**II. VEHICLE**

<b>A. Police Equipped Vehicles</b>	5 Squads	142,500
<b>B. C.S.O. Vehicle</b>	0 Vehicle	0
<b>C. Maintenance Costs</b>		
1.)	Vehicle	178,373
2.)	Emergency & Communications Equipment & replc/maint fees	14,725
3.)	Emergency Vehicle Equipment replc. Fee	2,500
4.)	Insurance	13,500
5.)	Cellular Telephone	6,300
	<i>Total Maintenance Costs</i>	215,398
<b>TOTAL VEHICLE COSTS</b>		<b>\$357,898</b>

**III. Administrative Costs**

Administrative, Clerical,+ substation computer lines charges, Etc.	<b>\$177,801</b>
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**IV. TOTAL COST TO CONTRACTING MUNICIPALITY**

*Less Amount Received From State for Police State Aid	115,140
<b>NET COST TO CONTRACTING MUNICIPALITY</b>	<b>\$2,163,851</b>

\*This figure is determined by the State and is subject to fluctuation.

The latest estimate is \$5,700 per Deputy. Revenue received is for previous year Deputy hours hired prior to August 1

State aid would be reduced next year due to reduction in FTE

## Law Enforcement Contracting Cost Option With 18 Deputies

Actual		Example Only	
2011		2011 District	
Contract Costs	Contract Costs	Contract Costs	Difference
Oak Grove **	670,225	446,266	223,959
East Bethel *	1,031,380	758,772	272,608 *
Ham Lake	941,124	918,624	22,500
<b>Total</b>	<b>2,642,729</b>	<b>2,123,661</b>	<b>519,068</b>

\* East Bethel would need to add CSO Costs of \$45,718  
 \*\* Oak Grove's expansion was annualized for comparison purposes

### Calls For Service Percentages

CFS	% of Calls
Oak Grove	2,976    21.01%
East Bethel	5,060    35.73%
Ham Lake	6,126    43.26%
<b>Combined Calls</b>	<b>14,162    100.00%</b>

Proposed		Proposed	
2012 Individual		2012 District	
Contract Costs	Contract Costs	Contract Costs	Difference
Oak Grove	641,656	478,907	162,749
East Bethel *	1,046,298	814,270	232,028 *
Ham Lake	955,573	985,814	-30,241
<b>Total</b>	<b>2,643,527</b>	<b>2,278,991</b>	<b>364,536</b>

\* East Bethel would need to add CSO Costs of \$46,343

\*\*\* The Total Cost for this option is \$2,156,919. It is up to the cities to determine the final cost distribution between each of the cities.

**I. PERSONNEL**

<b>A. Sworn Deputy Sheriff</b>		
1.) 17.00 Deputies at \$5,316 /month		1,084,403
2.) 7 Overtime (Average hours/month per Deputy)		65,690
<b>B. Non-Sworn C.S.O.</b>		0
<b>C. Benefits for Sworn and Non-Sworn Personnel</b>		
P.E.R.A. (Sworn)	165,613	
P.E.R.A. (Non-Sworn)	0	
FICA	0	
Medicare	16,676	
Severance Allowance	29,279	
Unemployment Compensation	1,725	
Life Insurance	714	
Health Insurance	238,187	
Dental Insurance	8,109	
Long Term Disability Insurance	2,530	
Worker's Compensation	17,366	
Uniforms	16,150	
<i>Total Benefits</i>		496,350
<b>TOTAL PERSONNEL COSTS</b>		<b>\$1,646,443</b>

**II. VEHICLE**

<b>A. Police Equipped Vehicles</b>	5 Squads	142,500
<b>B. C.S.O. Vehicle</b>	0 Vehicle	0
<b>C. Maintenance Costs</b>		
1.) Vehicle		163,200
2.) Emergency & Communications Equipment & replc/maint fees		14,360
3.) Emergency Vehicle Equipment replc. Fee		2,500
4.) Insurance		13,500
5.) Cellular Telephone		6,300
<i>Total Maintenance Costs</i>		199,860
<b>TOTAL VEHICLE COSTS</b>		<b>\$342,360</b>

**III. Administrative Costs**

Administrative, Clerical,+ substation computer lines charges, Etc.	<b>\$168,116</b>
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**IV. TOTAL COST TO CONTRACTING MUNICIPALITY**

	<b>\$2,156,919</b>
*Less Amount Received From State for Police State Aid	115,140
<b>NET COST TO CONTRACTING MUNICIPALITY</b>	<b>\$2,041,779</b>

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<b>Total</b>	<b>2,642,729</b>	<b>2,123,661</b>	<b>519,068</b>

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Proposed		Proposed	
2012 Individual		2012 District	
Contract Costs	Contract Costs	Contract Costs	Difference
Oak Grove	641,656	453,255	188,401
East Bethel *	1,046,298	770,655	275,643 *
Ham Lake	955,573	933,010	22,563
<b>Total</b>	<b>2,643,527</b>	<b>2,156,919</b>	<b>486,608</b>

\* East Bethel would need to add CSO Costs of \$46,343

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	Dental Insurance	4,007
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	Worker's Compensation	8,829
	Uniforms	8,568
	<i>Total Benefits</i>	248,565
<b>TOTAL PERSONNEL COSTS</b>		<b>\$833,278</b>

**II. VEHICLE**

<b>A. Police Equipped Vehicles</b>	2 Squads	57,000
<b>B. C.S.O. Vehicle</b>	1 Vehicle	7,200
<b>C. Maintenance Costs</b>		
1.)	Vehicle	90,313
2.)	Emergency & Communications Equipment & replc/maint fees	8,159
3.)	Emergency Vehicle Equipment replc. Fee	1,000
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	<i>Total Maintenance Costs</i>	109,612
<b>TOTAL VEHICLE COSTS</b>		<b>\$173,812</b>

**III. Administrative Costs**

Administrative, Clerical,+ substation computer line charge, Etc.	<b>\$85,552</b>
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**IV. TOTAL COST TO CONTRACTING MUNICIPALITY**

*Less Amount Received From State for Police State Aid	47,880
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	P.E.R.A. (Non-Sworn)	1,191
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	Unemployment Compensation	707
	Life Insurance	282
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	Dental Insurance	3,205
	Long Term Disability Insurance	1,000
	Worker's Compensation	7,113
	Uniforms	6,972
	<i>Total Benefits</i>	199,513
<b>TOTAL PERSONNEL COSTS</b>		<b>\$670,570</b>

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<b>C. Maintenance Costs</b>		
1.)	Vehicle	74,375
2.)	Emergency & Communications Equipment & replc/maint fees	7,546
3.)	Emergency Vehicle Equipment replc. Fee	1,000
3.)	Insurance	8,100
4.)	Cellular Telephone	2,040
	<i>Total Maintenance Costs</i>	93,061
<b>TOTAL VEHICLE COSTS</b>		<b>\$157,261</b>

**III. Administrative Costs**

Administrative, Clerical,+ substation computer line charge, Etc.	<b>\$69,281</b>
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**IV. TOTAL COST TO CONTRACTING MUNICIPALITY**

*Less Amount Received From State for Police State Aid	38,304
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<b>NET COST TO CONTRACTING MUNICIPALITY</b>	<b>\$858,808</b>
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**State aid would be reduced next year due to reduction in FTE**

**I. PERSONNEL**

<b>A. Sworn Deputy Sheriff</b>		
1.)	18.00 Deputies at \$5,316 /month	1,148,191
2.)	7 Overtime (Average hours/month per Deputy)	69,554
<b>B. Non-Sworn C.S.O.</b>		0
<b>C. Benefits for Sworn and Non-Sworn Personnel</b>		
	P.E.R.A. (Sworn)	175,355
	P.E.R.A. (Non-Sworn)	0
	FICA	0
	Medicare	17,657
	Severance Allowance	31,001
	Unemployment Compensation	1,827
	Life Insurance	756
	Health Insurance	252,198
	Dental Insurance	8,586
	Long Term Disability Insurance	2,679
	Worker's Compensation	18,388
	Uniforms	17,100
	<i>Total Benefits</i>	525,547
<b>TOTAL PERSONNEL COSTS</b>		<b>\$1,743,292</b>

**II. VEHICLE**

<b>A. Police Equipped Vehicles</b>	5 Squads	142,500
<b>B. C.S.O. Vehicle</b>	0 Vehicle	0
<b>C. Maintenance Costs</b>		
1.)	Vehicle	178,373
2.)	Emergency & Communications Equipment & replc/maint fees	14,725
3.)	Emergency Vehicle Equipment replc. Fee	2,500
4.)	Insurance	13,500
5.)	Cellular Telephone	6,300
	<i>Total Maintenance Costs</i>	215,398
<b>TOTAL VEHICLE COSTS</b>		<b>\$357,898</b>

**III. Administrative Costs**

Administrative, Clerical,+ substation computer lines charges, Etc.	<b>\$177,801</b>
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**IV. TOTAL COST TO CONTRACTING MUNICIPALITY**

*Less Amount Received From State for Police State Aid	115,140
<b>NET COST TO CONTRACTING MUNICIPALITY</b>	<b>\$2,163,851</b>

\*This figure is determined by the State and is subject to fluctuation.

The latest estimate is \$5,700 per Deputy. Revenue received is for previous year Deputy hours hired prior to August 1

State aid would be reduced next year due to reduction in FTE

## Law Enforcement Contracting Cost Option With 18 Deputies

Actual		Example Only	
2011		2011 District	
Contract Costs	Contract Costs	Contract Costs	Difference
Oak Grove **	670,225	446,266	223,959
East Bethel *	1,031,380	758,772	272,608 *
Ham Lake	941,124	918,624	22,500
<b>Total</b>	<b>2,642,729</b>	<b>2,123,661</b>	<b>519,068</b>

\* East Bethel would need to add CSO Costs of \$45,718  
 \*\* Oak Grove's expansion was annualized for comparison purposes

### Calls For Service Percentages

CFS	% of Calls
Oak Grove	2,976    21.01%
East Bethel	5,060    35.73%
Ham Lake	6,126    43.26%
<b>Combined Calls</b>	<b>14,162    100.00%</b>

Proposed		Proposed	
2012 Individual		2012 District	
Contract Costs	Contract Costs	Contract Costs	Difference
Oak Grove	641,656	478,907	162,749
East Bethel *	1,046,298	814,270	232,028 *
Ham Lake	955,573	985,814	-30,241
<b>Total</b>	<b>2,643,527</b>	<b>2,278,991</b>	<b>364,536</b>

\* East Bethel would need to add CSO Costs of \$46,343

\*\*\* The Total Cost for this option is \$2,156,919. It is up to the cities to determine the final cost distribution between each of the cities.

**I. PERSONNEL**

<b>A. Sworn Deputy Sheriff</b>		
1.) 17.00 Deputies at \$5,316 /month		1,084,403
2.) 7 Overtime (Average hours/month per Deputy)		65,690
<b>B. Non-Sworn C.S.O.</b>		0
<b>C. Benefits for Sworn and Non-Sworn Personnel</b>		
P.E.R.A. (Sworn)	165,613	
P.E.R.A. (Non-Sworn)	0	
FICA	0	
Medicare	16,676	
Severance Allowance	29,279	
Unemployment Compensation	1,725	
Life Insurance	714	
Health Insurance	238,187	
Dental Insurance	8,109	
Long Term Disability Insurance	2,530	
Worker's Compensation	17,366	
Uniforms	16,150	
<i>Total Benefits</i>		496,350
<b>TOTAL PERSONNEL COSTS</b>		<b>\$1,646,443</b>

**II. VEHICLE**

<b>A. Police Equipped Vehicles</b>	5 Squads	142,500
<b>B. C.S.O. Vehicle</b>	0 Vehicle	0
<b>C. Maintenance Costs</b>		
1.) Vehicle		163,200
2.) Emergency & Communications Equipment & replc/maint fees		14,360
3.) Emergency Vehicle Equipment replc. Fee		2,500
4.) Insurance		13,500
5.) Cellular Telephone		6,300
<i>Total Maintenance Costs</i>		199,860
<b>TOTAL VEHICLE COSTS</b>		<b>\$342,360</b>

**III. Administrative Costs**

Administrative, Clerical,+ substation computer lines charges, Etc.	<b>\$168,116</b>
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**IV. TOTAL COST TO CONTRACTING MUNICIPALITY**

	<b>\$2,156,919</b>
*Less Amount Received From State for Police State Aid	115,140
<b>NET COST TO CONTRACTING MUNICIPALITY</b>	<b>\$2,041,779</b>

\*This figure is determined by the State and is subject to fluctuation.

The latest estimate is \$5,700 per Deputy. Revenue received is for previous year Deputy hours hired prior to August 1

State aid would be reduced next year due to reduction in FTE

## Law Enforcement Contracting Cost Option with 17 Deputies

### Calls For Service Percentages

CFS	% of Calls
Oak Grove	2,976    21.01%
East Bethel	5,060    35.73%
Ham Lake	6,126    43.26%
<b>Combined Calls</b>	<b>14,162    100.00%</b>

Actual		Example Only	
2011		2011 District	
Contract Costs	670,225	Contract Costs	446,266
Difference	223,959	Contract Costs	758,772
Oak Grove **	670,225	Contract Costs	446,266
East Bethel *	1,031,380	Difference	272,608 *
Ham Lake	941,124		22,500
<b>Total</b>	<b>2,642,729</b>	<b>Total</b>	<b>2,123,661</b>
		<b>Difference</b>	<b>519,068</b>

\* East Bethel would need to add CSO Costs of \$45,718

\*\* Oak Grove's expansion was annualized for comparison purposes

Proposed		Proposed	
2012 Individual		2012 District	
Contract Costs	641,656	Contract Costs	453,255
Difference	188,401	Contract Costs	770,655
Oak Grove	641,656	Contract Costs	453,255
East Bethel *	1,046,298	Difference	275,643 *
Ham Lake	955,573		22,563
<b>Total</b>	<b>2,643,527</b>	<b>Total</b>	<b>2,156,919</b>
		<b>Difference</b>	<b>486,608</b>

\* East Bethel would need to add CSO Costs of \$46,343

\*\*\* The Total Cost for this option is \$2,156,919. It is up to the cities to determine the final cost distribution between each of the cities.

## Jack Davis

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**From:** Tom Wells [Tom.Wells@co.anoka.mn.us]  
**Sent:** Wednesday, June 22, 2011 3:09 PM  
**To:** Jack Davis  
**Subject:** Responsetimes.xlsx  
**Attachments:** Responsetimes.pdf

Jack,

We compared response in times in the City of Ham Lake in March and April of 2010 (40 hours a day coverage) to March and April 2011 (36 hours a day coverage) and found there were little statistical difference. In fact the overall response times went down.

The attached charts shows the breakdown of calls and response times. The top chart shows type of call and the response times in minutes, which is an average. For example in March 2010 the average response time for all domestic calls was 9.2 minutes. The bottom chart shows the total number of calls, for example in March 2010 there were a total of 35 domestic calls.

The average response time for all calls in March 2010 was 10.4 minutes, in March 2011 it was 10.5 minutes. In April 2010 it was 10.7 minutes and April 2011 it went down to 9.3 minutes.

These numbers were taken from information received by central communications and compiled by an intern working at the office this summer. I would caution that anyone looking at the numbers not read too much into them. We did not analyze each call or look at any variables to see why call times were what they were.

We have always tried to have response times within 10 minutes, give or take, depending on the nature of the call and this data would be consistent with that.

I hope this information helpful, give me a call if you need any further explanation.

Tom

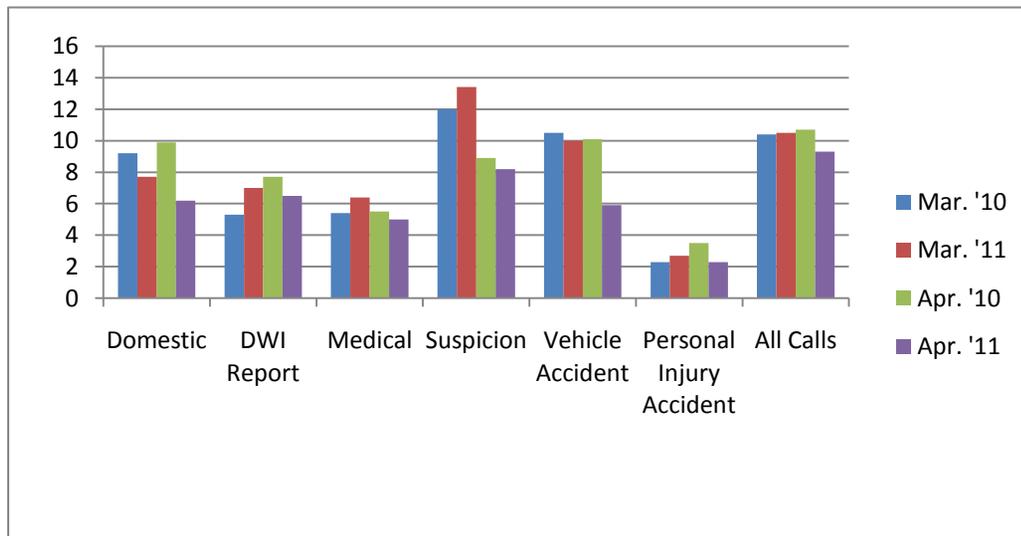
Chief Deputy Tom Wells  
Anoka County Sheriff's Office  
763 323-5033

NOTICE: Unless restricted by law, email correspondence to and from Anoka County government offices may be public data subject to the Minnesota Data Practices Act and/or may be disclosed to third parties.

Call Type	Mar. '10	Mar. '11	Apr. '10	Apr. '11
Domestic	9.2	7.7	9.9	6.2
DWI Repor	5.3	7	7.7	6.5
Medical	5.4	6.4	5.5	5
Suspicion	12	13.4	8.9	8.2
Vehicle Acc	10.5	10	10.1	5.9
Personal In	2.3	2.7	3.5	2.3
All Calls	10.4	10.5	10.7	9.3

### # of Incidents

Type of Inc	Mar. '10	Mar. '11	Apr. '10	Apr.'11
Domestic	35	19	17	20
Medical	24	29	21	32
DWI Repor	19	7	16	14
Suspicion	35	22	23	21
Personal In	4	3	2	2
Vehicle Acc	13	28	16	10



EAST BETHEL CALLS FOR SERVICE FOR YEARS 2000 THRU APRIL 2011

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
<b>2011</b>	359	333	381	426									<b>1499</b>
<b>2010</b>	365	296	407	409	456	417	538	473	433	473	422	371	<b>5060</b>
<b>2009</b>	350	327	366	371	501	441	482	446	400	381	435	459	<b>4959</b>
<b>2008</b>	368	358	390	395	489	507	487	485	386	433	357	342	<b>4997</b>
<b>2007</b>	410	359	448	519	522	599	542	560	507	509	438	423	<b>5836</b>
<b>2006</b>	427	378	432	482	512	587	613	522	557	516	486	422	<b>5934</b>
<b>2005</b>	415	369	489	529	509	570	595	575	536	534	532	476	<b>6129</b>
<b>2004</b>	391	396	436	517	552	569	585	533	518	491	472	422	<b>5882</b>
<b>2003</b>	396	409	464	529	507	569	564	530	514	523	479	432	<b>5916</b>
<b>2002</b>	407	419	463	475	511	583	598	651	558	519	438	411	<b>6033</b>
<b>2001</b>	419	379	436	468	463	518	570	542	472	479	545	479	<b>5770</b>
<b>2000</b>	373	381	414	496	579	599	520	512	471	538	426	375	<b>5684</b>



# City of East Bethel City Council Agenda Information

\*\*\*\*\*

**Date:**

July 6, 2011

\*\*\*\*\*

**Agenda Item Number:**

Item 9.0 C

\*\*\*\*\*

**Agenda Item:**

Closed Session MBI Contract Settlement

\*\*\*\*\*

**Requested Action:**

Consider closing the regular session for an Attorney/Client discussion regarding the MBI Contract settlement suit.

\*\*\*\*\*

**Background Information:**

The session is closed pursuant to Minnesota Statutes 13D.05, Subd. 3.

\*\*\*\*\*

**Fiscal Impact:**

None

\*\*\*\*\*

**Recommendation(s):**

Staff is recommending closing the regular session to closed session pursuant to Minnesota Statutes 13D.05, Subd 3 for an Attorney/Client discussion of the MBI Contract settlement suit.

\*\*\*\*\*

**City Council Action**

Motion by:\_\_\_\_\_

Second by:\_\_\_\_\_

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Vote Yes:\_\_\_\_\_

Vote No:\_\_\_\_\_

No Action Required:\_\_\_\_\_



# City of East Bethel City Council Agenda Information

\*\*\*\*\*

**Date:**

July 6, 2011

\*\*\*\*\*

**Agenda Item Number:**

Item 9.0 D

\*\*\*\*\*

**Agenda Item:**

Closed Session – Land Acquisition

\*\*\*\*\*

**Requested Action:**

Consider closing the regular session for an Attorney/Client discussion regarding land acquisition for the proposed Service Road between 221<sup>st</sup> Avenue and 215<sup>th</sup> Avenue.

\*\*\*\*\*

**Background Information:**

The session is closed pursuant to Minnesota Statutes 13D.05 Subd 3 to discuss land acquisition.

\*\*\*\*\*

**Fiscal Impact:**

None at this time.

\*\*\*\*\*

**Recommendation(s):**

Staff is recommending recessing the regular session to closed session pursuant to Minnesota Statutes 13D.05, Subd 3 an Attorney/Client discussion of land acquisition.

\*\*\*\*\*

**City Council Action**

Motion by:\_\_\_\_\_

Second by:\_\_\_\_\_

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Vote Yes:\_\_\_\_\_

Vote No:\_\_\_\_\_

No Action Required:\_\_\_\_\_



# City of East Bethel City Council Agenda Information

\*\*\*\*\*

**Date:**

July 6, 2011

\*\*\*\*\*

**Agenda Item Number:**

Item 9.0 E

\*\*\*\*\*

**Agenda Item:**

Closed Session – Land Acquisition

\*\*\*\*\*

**Requested Action:**

Consider closing the regular session for an Attorney/Client discussion regarding land acquisition for Phase 1 Project 1 Utilities Project.

\*\*\*\*\*

**Background Information:**

The session is closed pursuant to Minnesota Statutes 13D.05 Subd 3 to discuss land acquisition.

\*\*\*\*\*

**Fiscal Impact:**

None at this time.

\*\*\*\*\*

**Recommendation(s):**

Staff is recommending recessing the regular session to closed session pursuant to Minnesota Statutes 13D.05, Subd 3 an Attorney/Client discussion of land acquisition.

\*\*\*\*\*

**City Council Action**

Motion by:\_\_\_\_\_

Second by:\_\_\_\_\_

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Vote Yes:\_\_\_\_\_

Vote No:\_\_\_\_\_

No Action Required:\_\_\_\_\_



## **PUBLIC FORUM SIGN UP SHEET**

July 6, 2011

The East Bethel City Council welcomes residents and property owners to the Public Forum. The purpose of the forum is to provide residents and property owners an opportunity to respectfully inform the Council of issues they are concerned about.

The following guidelines apply to the Public Forum:

1. A resident/property owner may address the Council on any matter not on the agenda during the Public Forum portion of the agenda.
2. A person desiring to speak must sign up prior to the time the Council reaches the Forum on the agenda.
3. The Mayor will invite speakers up to the podium/microphone.
4. Once the Mayor has recognized the speaker, the speaker should state his/her name, address, and phone number.
5. Each speaker should attempt to limit their presentation to 3 minutes.
6. If a group of persons wish to address the Council regarding the same issue, the group should elect a spokesperson to present the group's issue to the Council.
7. The Council will listen to the issue but will not engage in dialogue or a Q & A session. If a majority of the Council would like to address the issue in more detail, it can be added to the agenda or can be addressed during the regular agenda of a future meeting.

<b>NAME</b>	<b>ADDRESS</b>	<b>PHONE NUMBER</b>	<b>TOPIC</b>

