

City of East Bethel

City Council Agenda

Regular Council Meeting – 7:30 p.m.

Date: July 21, 2010



Item

- 7:30 PM **1.0 Call to Order**
- 7:31 PM **2.0 Pledge of Allegiance**
- 7:32 PM **3.0 Adopt Agenda**
- 7:33 PM **4.0 Reports/Presentations**
Page 1 A. Sheriff's Monthly Report
- 7:38 PM **5.0 Violation Hearings**
Page 2-14 A. Nicolle Marie Schotl – Marathon/River City Co-op – Tobacco Sales Violation
Page 15-28 B. Tom Boland – Marathon/River City Co-op – Tobacco Sales Violation
Page 29-32 C. Fat Boys Bar & Grill – Liquor License
- 7:48 PM **6.0 Public Forum**
- 7:58 PM **7.0 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 37-40 A. Approve Bills
Page 41-48 B. Meeting Minutes, July 7, 2010 Regular Meeting
 C. Purchase Public Works Truck – Equipment Replacement Schedule
Page 49-50 D. Woodcroft Development – Letter of Credit Release
Page 51-56 E. Fire Relief – SC10 Form
 F. Appoint Administrative Support I Position
Page 57 G. Adopt Ordinance 27, Second Series, Amending Chapter 18, Businesses, Article IV, Regulating the Sale of Tobacco
Page 58 H. Site Restoration Agreement Remove-All (Rite Choice Development LLC)

New Business

- 8.0 Commission, Association and Task Force Reports**
- 8:03 PM A. Planning Commission
Page 59-63 1. Meeting Minutes, June 22, 2010
Page 64-72 2. Mike and Catherine Beason – IUP/Home Occupation – The Pine Craft Center at 3301 Viking Blvd NE
- 8:13 PM B. Park Commission
Page 73-77 1. Meeting Minutes, June 9, 2010
- 8:15 PM C. Road Commission
Page 78-83 1. Meeting Minutes, June 8, 2010
Page 84-92 2. 2011-2015 Roads CIP
- 9.0 Department Reports**
- 8:25 PM A. Engineer

- Page 93-105 1. 2010 Improvement Projects – Plans and Specifications and Direction to Bid
- B. Attorney (**No Report**)
- C. Finance (**No Report**)
- D. Public Works (**No Report**)
- 8:40 PM E. Planning and Inspection/Code Enforcement
 - Page 106-111 1. Code Enforcement Report
- 8:45 PM F. Fire Department
 - Page 112-119 1. June Monthly Meeting and May Reports
- 8:50 PM G. City Administrator
 - Page 120-122 1. Resolution 2010-37 Amending Meeting Dates for 2010
 - Page 123-124 2. Ice Arena Lighting Retrofit Project
 - Page 125-126 3. Discuss 2011 Budget

10.0 Other

- 9:10 PM A. Council Reports
- 9:15 PM B. Other

9:20 PM 11.0 Adjourn



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 4.0 A

Agenda Item:

Monthly Sheriff's Report

Requested Action:

Information Only

Background Information:

Lieutenant Orlando will review the monthly statistics and report on activities for the month of June, 2010.

Fiscal Impact:

None

Recommendation(s):

Information Only

City Council Action

Motion by:_____

Second by:_____

Vote Yes:_____

Vote No:_____

No Action Required: X



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 5.0 A

Agenda Item:

Hearing-Tobacco Ordinance Violation and Resolution 2010-33 Imposing Sanctions

Requested Action:

Consider the hearing and adoption of Resolution 2010-33 with appropriate sanctions for a tobacco ordinance violation.

Background Information:

On March 26, 2010, it is alleged that Ms. Schotl sold tobacco products in violation of City Code, Chapter 18, Article IV, Section 18-176, Prohibited Sales. A copy of the Sheriff's Report is included with your agenda materials as Attachment #1. It is alleged that, as part of a compliance check operation by the Anoka County Sheriff's Department on March 26, 2010, that Ms. Schotl was approached by an underage individual and sold the tobacco products to the underage buyer in violation of City Code.

The City has provided Ms. Schotl the opportunity to be heard based on the provisions of Section 18-181. Notice was provided to Ms. Schotl on June 29, 2010 of the hearing scheduled for July 21, 2010. A copy of that notice is attached as Attachment #2. Pursuant to Section 18-181, Penalties, the City Council has several options with respect to Administrative action. This section reads:

- (a) *Administrative civil penalties—Individuals.* Any person, including an individual licensee, who sells any tobacco product to a person under the age of 18 years is subject to an administrative penalty. The city shall impose administrative penalties as follows:
 - (1) First Violation: The city shall impose a civil fine of at least \$50.00 but not to exceed \$100.00. If the penalty imposed is greater than \$50.00 the city may agree with the individual to waive the amount over \$50.00 for eight (8) hours of community service performed by the individual.
 - (2) Second Violation within twenty-four (24) months: The city shall impose a civil fine of at least \$100.00 but not to exceed \$200.00. If the penalty imposed is greater than \$100.00 the city may agree with the individual to waive the amount over \$100.00 for sixteen (16) hours of community service performed by the individual.
 - (3) Third Violation within twenty-four (24) months: The city shall impose a civil fine of at least \$150.00 but not to exceed \$300.00. If the penalty imposed is greater than \$150.00 the city may agree with the individual to waive the amount over \$150.00 for twenty four (24) hours of community service performed by the individual.

(b) *Administrative civil penalties—Licensees.* If a licensee or an employee of a licensee is found to have sold tobacco to a person under the age of 18 years, the licensee shall be subject to an administrative penalty as follows:

(1) First violation: The city shall impose a civil fine of \$150.00. In addition the city may suspend the license for a period of ten up to twenty (20) days. The city may agree with the licensee to waive up to 10 days of suspension at a rate of two (2) days for every eight (8) hours of community service performed by the licensee.

(2) Second violation within 24 months: The city shall impose a civil fine of \$300.00. In addition the city may suspend the license for a period of up to forty (40) Days. The city may agree with the licensee to waive up to 10 days of suspension at a rate of two (2) days for every eight (8) hours of community service performed by the licensee.

(3) Third violation within 24 months: The city shall impose a civil fine of \$400.00 and suspend the license for a minimum period of thirty (30) days, not to exceed one year and 40 hours of community service.

4) If the licensee chooses to perform community service, the community service must be performed by the licensee or an employee of the licensee and must be completed within 60 days of the imposition of the community service provision.

This is Ms. Schotl’s first violation of the ordinance. Therefore, the City Council may impose a minimum of \$50 as a civil fine up to \$100 as a civil fine. If the penalty imposed is greater than \$50.00 the city may agree with the individual to waive the amount over \$50.00 for eight (8) hours of community service to be performed by the individual.

We have attached a copy of Resolution 2010-33 that provides for Findings, Conclusions and Administrative Penalties for this case. Council should review the resolution and make a determination of the appropriate penalties to be imposed.

Attachment(s):

1. Sheriff’s Department Compliance Check Report
2. Copy of Notice of Hearing dated June 29, 2010
3. Resolution 2010-33 Findings, Conclusions and Administrative Penalties

Fiscal Impact:

As noted above

Recommendation(s):

Staff is recommending Council conduct the hearing and provide staff with direction on the penalties to be administered with adoption of Resolution 2010-33.

City Council Action

Motion by:_____

Second by:_____

Vote Yes:_____

Vote No:_____

No Action Required:_____

Agency Name: ANOKA COUNTY SHERIFFS OFFICE		ORI #: MN0020000	JCF: <input type="checkbox"/>	Add'l Pages: <input type="checkbox"/>	 * 1 0 1 1 7 3 3 0 *
Reporting Officer(s): 15720 DOLD, MIKE			Total Value Stolen (Property): \$0.00		
Date Reported: 05/26/2010 05:57 PM	Assigned:	Arrived: 1757	Cleared: 1757	Total Value Damaged (Property): \$0.00	
Earliest Date/Time Occurred:		Latest Date/Time Occurred:			
Location of Offense/Incident: 1341 187 LN NE EAST BETHEL, MN 55011-			Apt.:	Grid: L90000 - EAST BETHEL HWY 65 BUSINESS	

INCIDENT INFO

OFFENSE(S)

MOC Code:	Classification:	Disposition:
M7401	SALE OF TOBACCO TO CHILDREN	ARREST OF ADULT/ADULT AND ...
09882	COMPLIANCE CHECK - TOBACCO	ASSISTED/ADVISED

NARRATIVE

Incident Narrative 1
 ON 5/26/10 A TOBACCO COMPLIANCE CHECK WAS COMPLETED AT THE BUSINESS. THE BUSINESS FAILED WITH AN EMPLOYEE RECEIVING A CITATION #947-048. SEE SUPPLEMENT.

DEPUTY DOLD
 :KH 6/4/10

CC: CLERK OF COURT

NAME CODES: A - Adult Arrested, AC - Arresting Citizen, C - Complainant, D - Driver, F - Family/Parent, G - Guardian, J - Juvenile Arrested, M - Mentioned, MP - Missing Person, I - Other Involved, O - Owner, P - Passenger, PT - Perpetrator, R - Reportee, S - Suspect, V - Victim, W - Witness

NAME(S)

<input checked="" type="checkbox"/> Person <input type="checkbox"/> Business	A/J/U: A	Code: A	Name: SCHOTL, NICOLLE MARIE	Alias:
Address (Street, City, State, Zip): WYOMING, MN 55092-				
Apt.:		Date of Birth:		Sex:
Race:				
Height:	Weight:	Hair Color:	Eye Color:	Home/Bus. Phone:
Work/Bus. Cell:		Cell/Pager/Fax:		

<input type="checkbox"/> Person <input type="checkbox"/> Business	A/J/U:	Code:	Name:	Alias:
Address (Street, City, State, Zip):				
Apt.:		Date of Birth:		Sex:
Race:				
Height:	Weight:	Hair Color:	Eye Color:	Home/Bus. Phone:
Work/Bus. Cell:		Cell/Pager/Fax:		

<input type="checkbox"/> Person <input type="checkbox"/> Business	A/J/U:	Code:	Name:	Alias:
Address (Street, City, State, Zip):				
Apt.:		Date of Birth:		Sex:
Race:				
Height:	Weight:	Hair Color:	Eye Color:	Home/Bus. Phone:
Work/Bus. Cell:		Cell/Pager/Fax:		

CASE

Supervisor:	Extra Copy To:	Related Case Number:
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SUPPLEMENTARY INVESTIGATION REPORT

CASE NO. 10117330



OFFENSE: TOBACCO COMPLIANCE/SALE OF TOBACCO TO MINOR

COMPLAINANT:

ADDRESS:

ADDITIONAL DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.

On May 26, 2010 at approximately 1757 hours I, Deputy Dold, was completing a tobacco compliance check at Marathon gas station, 1341 187th Lane NE, East Bethel. I parked my unmarked squad car at the gas pumps, exiting my squad car to dispose of some trash, while a 16-year-old confidential buyer working for myself went into the Marathon gas station attempting to purchase cigarettes. Approximately a minute or two later the confidential buyer exited the business and advised me that a female inside the business had sold him a pack of Marlboro Lights at which point he turned over a pack of Marlboro Lights cigarettes to myself. The confidential buyer advised me that it was the shorter clerk with the lighter colored hair working at the register that had sold him the cigarettes. The confidential buyer also turned over the change which they had given him in return to him purchasing the cigarettes with a \$10 bill. The change left over was \$3.00 in cash and miscellaneous change.

I entered the business and advised the clerk working behind the cash register that the confidential buyer had identified that I needed to speak with her and if she could have one of the other employees take over duties at the business. The clerk that sold the cigarettes to my confidential buyer was identified by her Minnesota driver's license as Nicolle Marie Schotl. I advised Nicolle that she had sold tobacco to a juvenile under the age of 18 and Nicolle asked "Which juvenile?" and I advised Nicolle that it was the juvenile male with dark hair that had been wearing light-colored shorts and a white t-shirt. I returned the change to Nicolle and advised her that I would need the \$10 bill back that was used by the confidential buyer to purchase the cigarettes. The \$10 bill with a serial number of GB89676055A. Nicolle returned the \$10 bill to myself which she had received out of the cash register drawer. I advised Nicolle that she was going to be receiving a citation for selling tobacco to a minor and citation #947-048 was completed and issued to Nicolle. I advised Nicolle that if she had any problems with the court date on the citation to contact the Court Administration phone number on the back of the citation. I also advised Nicolle that I would not be having any contact with her employer at Marathon gas station as that would be a civil matter that she would need to take up between her and the management. Nicolle did not give me any reasons on why she had sold tobacco to the underage confidential buyer.

On completing further paperwork on the incident, I spoke further with the confidential buyer who advised me that Nicolle did not ask him his age, she did not request his identification, and he did not show his identification to Nicolle as it was not requested for the purchase of the cigarettes. I cleared the incident at that time.

THIS OFFENSE IS DECLARED:

Unfounded
Cleared by Arrest
Exceptionally Cleared
Inactive (Not Cleared)
Refer to other Agency

SIGNED: _____
Investigating Officer

DATE: _____

SIGNED: _____
Chief or Commanding Officer

DATE: _____

On further follow-up, the pack of Marlboro Lights cigarettes was placed into evidence at the Anoka County Sheriff's Office Crime Lab. No further action was taken. End of narrative.

Deputy Dold #179
ACSO
:KH 6/4/10

THIS OFFENSE IS DECLARED:

Unfounded	<input type="checkbox"/>	SIGNED: _____	DATE: _____
Cleared by Arrest	<input type="checkbox"/>	Investigating Officer	
Exceptionally Cleared	<input type="checkbox"/>	SIGNED: _____	DATE: _____
Inactive (Not Cleared)	<input type="checkbox"/>	Chief or Commanding Officer	
Refer to other Agency	<input type="checkbox"/>		

DRIVER LICENSE NO.		STATE	ICR NO.
		MN	10-117330
NAME - FIRST, MIDDLE, BIRTH, LAST Nicolle Marie Schott			
ADDRESS & CITY " " " " Wyoming			
STATE	EXP. DATE	DATE OF BIRTH	EYES
MN	55092		
VEHICLE LICENSE PLATE	STATE	MAKE	MODEL
DATE OF OFFENSE	TIME	JUVENILE PARENT/GUARDIAN	
5-26-16	1757		
LOCATION & CITY Marathon 1341 187 th Ln NE East Bethel			
OFFENSE NO. 1 Tobacco Sale to Minor			
STATUTE/ORDINANCE 609.685.199A		SPEED _____ IN _____ ZONE	
OFFENSE NO. 2			
STATUTE/ORDINANCE			
OFFENSE NO. 3			
STATUTE/ORDINANCE			
<input type="checkbox"/> COMMERCIAL VEHICLE (OVER 26,000 GVW) OR BUS 15 OR MORE PASSENGERS <input type="checkbox"/> HAZARDOUS MATERIAL <input type="checkbox"/> MOTORCYCLE <input type="checkbox"/> ENDANGERED PERSON OR PROPERTY <input type="checkbox"/> UNSAFE CONDITIONS		<input type="checkbox"/> OWNER OF VEHICLE <input type="checkbox"/> NON-OWNER OF VEHICLE <input type="checkbox"/> PASSENGER <input type="checkbox"/> DRIVER ACCIDENT: <input type="checkbox"/> PROPERTY DAMAGE <input type="checkbox"/> PERSONAL INJURY <input type="checkbox"/> OPERATE <input type="checkbox"/> PARK <input type="checkbox"/> FATAL <input type="checkbox"/> PEDESTRIAN	
DATE OF COURT APPEARANCE (MO., DAY, YR.) 7-30-10		TIME 1:00 PM	
ANOKA COUNTY COURTHOUSE 325 EAST MAIN STREET ANOKA, MN 55303-2489			
NOTE: REFER TO BACK OF SUMMONS FOR FURTHER INFORMATION			
OFFICER	D. Old		BADGE NO. 179
DEPT.	ACSO		

STATE OF MINNESOTA
COUNTY OF ANOKA

COMPLAINT

4497

2900

FOR COURT
USE ONLY

East Bethel

947-048

Fail

ANOKA COUNTY SHERIFF'S OFFICE
TOBACCO COMPLIANCE CHECK FORM

Community: East Bethel
Business Name: Marathon
Address and phone #: 1341 187th Ln NE
763-434-1673

Retailer ID#
Business Type: Gas Station

Date: 5-26-10 Time: 1757
Buyer (use 3 initials): BTL Age: 15 (16) 17 Sex: (M) F Deputy: Dold

Was sale made? (Y) (N)
Was age asked? Y (N)
Was ID requested? Y (N)
Was ID shown? Y (N)
Did officer view the transaction? Y (N)
Type of purchase? Self Service (Clerk Assisted) Vending Machine-unlocked locked
Type of tobacco product? (Cigarettes) Smokeless Cigars Other _____
Amount spent:
Clerk Information: M (F)
Approximate age of clerk: under 18 (18+)

For purchases:
Name of clerk: Nicole Marie Schott

Citation number, if applicable:
947-048



Scan
In



June 29, 2010

Ms. Nicolle Marie Schotl
3551 Viking Blvd. NE
East Bethel, MN 55092

MAILED RETURN RECEIPT REQUESTED

RE: Notice of Tobacco Sale in Violation of City Code Chapter 18, Article IV, Section 18-179

Dear Ms. Schotl;

On March 26, 2010, the Anoka County Sheriff's Department performed a compliance check and as you are aware, you failed the compliance check when you sold tobacco products to an underage individual. The criminal prosecution of this matter has been referred to the City's prosecuting attorney for disposition.

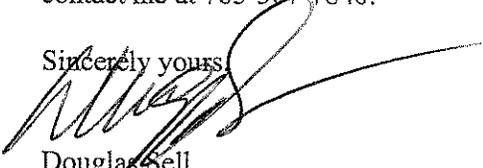
However, City Code provides for administrative penalties for violation of the ordinance in addition to any criminal sanctions that may be taken. City Code Chapter 18, Article IV, Section 18-181 requires that the City provide you with a notice of the violation and inform you of your right to be heard by a Hearing Officer or Hearing Board as the City Council may so choose. You have ten days from the date you receive this letter to request a hearing. Your request must be in writing, addressed to the City Administrator, City of East Bethel, 2241 221st Avenue NE, East Bethel, MN 55011 and received within ten days of your receiving this notice. This will be addressed by the City Council at their regularly scheduled meeting on Wednesday, July 21, 2010 at 7:30 p.m. at City Hall.

As the clerk who allegedly sold tobacco products to an underage individual you are subject to a penalty of at least \$50.00 but not to exceed \$100. If the penalty imposed is greater than \$50, the city may agree with the individual to waive the amount over the \$50 for eight (8) hours of community service performed by the individual.

The Hearing Officer or Board will make the determination as to whether the facts support the imposition of the penalty and community service requirements whether or not you request a hearing before the Hearing Officer or Board.

Again, if you wish to be heard by the Hearing Officer or Board, you need to provide written notice to the City Administrator within ten days of receipt of this notice. Should you have any questions, please contact me at 763-367-7840.

Sincerely yours,


Douglas Sell
City Administrator

DS/ww

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

RESOLUTION NO. 2010 -33

**RESOLUTION PROVIDING FOR FINDINGS OF FACTS, CONCLUSIONS AND
ADMINISTRATIVE PENALTIES PURSUANT TO CITY CODE, ARTICLE IV, SECTION
18-181**

WHEREAS, City Code, Section 181-178 provides for Tobacco Compliance checks to be performed by the City's law enforcement agency.

FINDINGS OF FACT:

1. On March 26, 2010, the City's Law Enforcement Agency performed a compliance check at the Marathon Service Station located at 12341 187th Lane NE, East Bethel, MN.
2. An underage minor with all appropriate permissions was dispatched to the Marathon Service Station with instructions to attempt a purchase tobacco products.
3. The clerk at the Marathon Service Station, Ms. Nicolle Schotl, sold a package of Marlboro Light cigarettes to the under age minor.
4. The clerk did not ask for any proof of identification prior to the sale of the tobacco products to the under age minor.

CONCLUSIONS:

1. Ms. Nicolle Schotl did sell tobacco products to an under age minor on March 26, 2010 in violation of Section 181-176 of the City Code of the City of East Bethel.

ADMINISTRATIVE PENALTIES:

In accordance with City Code, Section 18-181 Penalties, the City Council hereby imposes the following Administrative Penalties:

1. Ms. Nicolle Schotl shall be required to pay \$50 as a Civil Fine.
2. Ms. Nicolle Schotl shall be required to service eight (8) hours of community service.

Adopted this 21st day of July, 2010 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

Greg Hunter, Mayor

ATTEST:

Douglas Sell, City Administrator



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 5.0 B

Agenda Item:

Hearing-Tobacco Ordinance Violation and Resolution 2010-34 Imposing Sanctions

Requested Action:

Consider the hearing and adoption of Resolution 2010-34 with appropriate sanctions for a tobacco ordinance violation.

Background Information:

On March 26, 2010, it is alleged that Ms. Schotl, an employee at Marathon Oil Company located at 1341 187th Lane NE, East Bethel, MN, sold tobacco products in violation of City Code, Chapter 18, Article IV, Section 18-176, Prohibited Sales. A copy of the Sheriff's Report is included with your agenda materials as Attachment #1. It is alleged that, as part of a compliance check operation by the Anoka County Sheriff's Department on March 26, 2010, that Ms. Schotl was approached by an underage individual and sold the tobacco products to the underage buyer in violation of City Code.

The City has provided the owner and tobacco license holder, Mr. Tom Boland, the opportunity to be heard based on the provisions of Section 18-181. Notice was provided to Mr. Boland on June 29, 2010 of the hearing scheduled for July 21, 2010. A copy of that notice is attached as Attachment #2. Pursuant to Section 18-181, Penalties, the City Council has several options with respect to Administrative action. The section applicable to the license holder is (b). This section reads:

- (a) *Administrative civil penalties—Individuals.* Any person, including an individual licensee, who sells any tobacco product to a person under the age of 18 years is subject to an administrative penalty. The city shall impose administrative penalties as follows:
 - (1) **First Violation:** The city shall impose a civil fine of at least \$50.00 but not to exceed \$100.00. If the penalty imposed is greater than \$50.00 the city may agree with the individual to waive the amount over \$50.00 for eight (8) hours of community service performed by the individual.
 - (2) **Second Violation within twenty-four (24) months:** The city shall impose a civil fine of at least \$100.00 but not to exceed \$200.00. If the penalty imposed is greater than \$100.00 the city may agree with the individual to waive the amount over \$100.00 for sixteen (16) hours of community service performed by the individual.
 - (3) **Third Violation within twenty-four (24) months:** The city shall impose a civil fine of at least \$150.00 but not to exceed \$300.00. If the penalty imposed is greater than \$150.00 the city may agree with the individual to waive the amount over \$150.00 for twenty four

(24) hours of community service performed by the individual.

(b) *Administrative civil penalties—Licensees.* If a licensee or an employee of a licensee is found to have sold tobacco to a person under the age of 18 years, the licensee shall be subject to an administrative penalty as follows:

(1) First violation: The city shall impose a civil fine of \$150.00. In addition, the city may suspend the license for a period up to twenty (20) days. The city may agree with the licensee to waive up to 10 days of suspension at a rate of two (2) days for every eight (8) hours of community service performed by the licensee.

(2) Second violation within 24 months: The city shall impose a civil fine of \$300.00. and/or In addition the city may suspend the license for a period of up to forty (40) days.. The city may agree with the licensee to waive up to 10 days of suspension at a rate of two (2) days for every eight (8) hours of community service performed by the licensee.

(3) Third violation within 24 months: The city shall impose a civil fine of \$400.00 and suspend the license for a minimum period of thirty (30) days, not to exceed one year.

(4) If the licensee chooses to perform community service, the community service must be performed by the licensee or an employee of the licensee and must be completed within 60 days of the imposition of the community service provision.

This is Marathon Oil’s first violation of the ordinance. Therefore, the City Council must impose a \$150 as a civil fine. In addition, the Council may impose a license suspension up to twenty days. The Council may agree with the licensee to waive up to 10 days of suspension at a rate of two (2) days for every eight (8) hours of community service performed by the licensee.

We have attached a copy of Resolution 2010-34 that provides for Findings, Conclusions and Administrative Penalties for this case. Council should review the resolution and make a determination of the appropriate penalties to be imposed.

Attachment(s):

1. Sheriff’s Department Compliance Check Report
2. Copy of Notice of Hearing dated June 29, 2010
3. Resolution 2010-34 Findings, Conclusions and Administrative Penalties

Fiscal Impact:

As noted above

Recommendation(s):

Staff is recommending Council conduct the hearing and provide staff with direction on the penalties to be administered with adoption of Resolution 2010-34.

City Council Action

Motion by:_____

Second by:_____

Vote Yes:_____

Vote No:_____

No Action Required: _____

Agency Name: ANOKA COUNTY SHERIFFS OFFICE		ORI #: MN0020000	JCF: <input type="checkbox"/>	Add'l Pages: <input type="checkbox"/>	 * 1 0 1 1 7 3 3 0 *
Reporting Officer(s): 15720 DOLD, MIKE				Total Value Stolen (Property): \$0.00	
Date Reported: 05/26/2010 05:57 PM	Assigned:	Arrived: 1757	Cleared: 1757	Total Value Damaged (Property): \$0.00	
Earliest Date/Time Occurred:		Latest Date/Time Occurred:		Total Value Recovered (Property): \$0.00	
Location of Offense/Incident: 1341 187 LN NE EAST BETHEL, MN 55011-				Apt.:	Grid: L90000 - EAST BETHEL HWY 65 BUSINESS

INCIDENT INFO

OFFENSE(S)

MOC Code:	Classification:	Disposition:
M7401	SALE OF TOBACCO TO CHILDREN	ARREST OF ADULT/ADULT AND ...
09882	COMPLIANCE CHECK - TOBACCO	ASSISTED/ADVISED

NARRATIVE

Incident Narrative 1
ON 5/26/10 A TOBACCO COMPLIANCE CHECK WAS COMPLETED AT THE BUSINESS. THE BUSINESS FAILED WITH AN EMPLOYEE RECEIVING A CITATION #947-048. SEE SUPPLEMENT.

DEPUTY DOLD
:KH 6/4/10

CC: CLERK OF COURT

NAME CODES: A - Adult Arrested, AC - Arresting Citizen, C - Complainant, D - Driver, F - Family/Parent, G - Guardian, J - Juvenile Arrested, M - Mentioned, MP - Missing Person, I - Other Involved, O - Owner, P - Passenger, PT - Perpetrator, R - Reportee, S - Suspect, V - Victim, W - Witness

NAME(S)

<input checked="" type="checkbox"/> Person <input type="checkbox"/> Business	A/J/U: A	Code: A	Name: SCHOTL, NICOLLE MARIE	Alias:
Address (Street, City, State, Zip): WYOMING, MN 55092-				
Apt.:		Date of Birth:		Sex:
Race:				
Height:	Weight:	Hair Color:	Eye Color:	Home/Bus. Phone:
Work/Bus. Cell:		Cell/Pager/Fax:		

<input type="checkbox"/> Person <input type="checkbox"/> Business	A/J/U:	Code:	Name:	Alias:
Address (Street, City, State, Zip):				
Apt.:		Date of Birth:		Sex:
Race:				
Height:	Weight:	Hair Color:	Eye Color:	Home/Bus. Phone:
Work/Bus. Cell:		Cell/Pager/Fax:		

<input type="checkbox"/> Person <input type="checkbox"/> Business	A/J/U:	Code:	Name:	Alias:
Address (Street, City, State, Zip):				
Apt.:		Date of Birth:		Sex:
Race:				
Height:	Weight:	Hair Color:	Eye Color:	Home/Bus. Phone:
Work/Bus. Cell:		Cell/Pager/Fax:		

CASE

Supervisor:	Extra Copy To:	Related Case Number:
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SUPPLEMENTARY INVESTIGATION REPORT

CASE NO. 10117330



OFFENSE: TOBACCO COMPLIANCE/SALE OF TOBACCO TO MINOR

COMPLAINANT:

ADDRESS:

ADDITIONAL DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.

On May 26, 2010 at approximately 1757 hours I, Deputy Dold, was completing a tobacco compliance check at Marathon gas station, 1341 187th Lane NE, East Bethel. I parked my unmarked squad car at the gas pumps, exiting my squad car to dispose of some trash, while a 16-year-old confidential buyer working for myself went into the Marathon gas station attempting to purchase cigarettes. Approximately a minute or two later the confidential buyer exited the business and advised me that a female inside the business had sold him a pack of Marlboro Lights at which point he turned over a pack of Marlboro Lights cigarettes to myself. The confidential buyer advised me that it was the shorter clerk with the lighter colored hair working at the register that had sold him the cigarettes. The confidential buyer also turned over the change which they had given him in return to him purchasing the cigarettes with a \$10 bill. The change left over was \$3.00 in cash and miscellaneous change.

I entered the business and advised the clerk working behind the cash register that the confidential buyer had identified that I needed to speak with her and if she could have one of the other employees take over duties at the business. The clerk that sold the cigarettes to my confidential buyer was identified by her Minnesota driver's license as Nicolle Marie Schotl. I advised Nicolle that she had sold tobacco to a juvenile under the age of 18 and Nicolle asked "Which juvenile?" and I advised Nicolle that it was the juvenile male with dark hair that had been wearing light-colored shorts and a white t-shirt. I returned the change to Nicolle and advised her that I would need the \$10 bill back that was used by the confidential buyer to purchase the cigarettes. The \$10 bill with a serial number of GB89676055A. Nicolle returned the \$10 bill to myself which she had received out of the cash register drawer. I advised Nicolle that she was going to be receiving a citation for selling tobacco to a minor and citation #947-048 was completed and issued to Nicolle. I advised Nicolle that if she had any problems with the court date on the citation to contact the Court Administration phone number on the back of the citation. I also advised Nicolle that I would not be having any contact with her employer at Marathon gas station as that would be a civil matter that she would need to take up between her and the management. Nicolle did not give me any reasons on why she had sold tobacco to the underage confidential buyer.

On completing further paperwork on the incident, I spoke further with the confidential buyer who advised me that Nicolle did not ask him his age, she did not request his identification, and he did not show his identification to Nicolle as it was not requested for the purchase of the cigarettes. I cleared the incident at that time.

THIS OFFENSE IS DECLARED:

Unfounded
Cleared by Arrest
Exceptionally Cleared
Inactive (Not Cleared)
Refer to other Agency

SIGNED: _____
Investigating Officer

DATE: _____

SIGNED: _____
Chief or Commanding Officer

DATE: _____

On further follow-up, the pack of Marlboro Lights cigarettes was placed into evidence at the Anoka County Sheriff's Office Crime Lab. No further action was taken. End of narrative.

Deputy Dold #179
ACSO
:KH 6/4/10

THIS OFFENSE IS DECLARED:

Unfounded	<input type="checkbox"/>	SIGNED: _____	DATE: _____
Cleared by Arrest	<input type="checkbox"/>	Investigating Officer	
Exceptionally Cleared	<input type="checkbox"/>	SIGNED: _____	DATE: _____
Inactive (Not Cleared)	<input type="checkbox"/>	Chief or Commanding Officer	
Refer to other Agency	<input type="checkbox"/>		

DRIVER LICENSE NO.		STATE	ICR NO.
		MN	10-117330
NAME - FIRST, MIDDLE, BIRTH, LAST Nicolle Marie Schott			
ADDRESS & CITY Wyoming			
STATE	AP CUBE	DATE OF BIRTH	EYES
MN	55092		
VEHICLE LICENSE PLATE	STATE	MAKE	MODEL
DATE OF OFFENSE	TIME	JUVENILE PARENT/GUARDIAN	
5-26-16	1757		
LOCATION & CITY Marathon 1341 187 th Ln NE East Bethel			
OFFENSE NO. 1 Tobacco Sale to Minor			
STATUTE/ORDINANCE 609.685.199A		SPEED _____ IN _____ ZONE	
OFFENSE NO. 2			
STATUTE/ORDINANCE			
OFFENSE NO. 3			
STATUTE/ORDINANCE			
<input type="checkbox"/> COMMERCIAL VEHICLE (OVER 26,000 GVW) OR BUS 15 OR MORE PASSENGERS <input type="checkbox"/> HAZARDOUS MATERIAL <input type="checkbox"/> MOTORCYCLE <input type="checkbox"/> ENDANGERED PERSON OR PROPERTY <input type="checkbox"/> UNSAFE CONDITIONS		<input type="checkbox"/> OWNER OF VEHICLE <input type="checkbox"/> NON-OWNER OF VEHICLE <input type="checkbox"/> PASSENGER <input type="checkbox"/> DRIVER ACCIDENT: <input type="checkbox"/> PROPERTY DAMAGE <input type="checkbox"/> PERSONAL INJURY <input type="checkbox"/> OPERATE <input type="checkbox"/> PARK <input type="checkbox"/> FATAL <input type="checkbox"/> PEDESTRIAN	
DATE OF COURT APPEARANCE (MO., DAY, YR.) 7-30-10		TIME 1:00 PM	
ANOKA COUNTY COURTHOUSE 325 EAST MAIN STREET ANOKA, MN 55303-2489			
NOTE: REFER TO BACK OF SUMMONS FOR FURTHER INFORMATION			
OFFICER	D. Old		BADGE NO. 179
DEPT.	ACSO		

STATE OF MINNESOTA
COUNTY OF ANOKA

COMPLAINT

4497

2900

FOR COURT
USE ONLY

East Bethel

947-048

Fail

ANOKA COUNTY SHERIFF'S OFFICE
TOBACCO COMPLIANCE CHECK FORM

Community: East Bethel
Business Name: Marathon
Address and phone #: 1341 187th Ln NE
763-434-1673

Retailer ID#
Business Type: Gas Station

Date: 5-26-10 Time: 1757
Buyer (use 3 initials): BTL Age: 15 (16) 17 Sex: (M) F Deputy: Dold

Was sale made? (Y) (N)
Was age asked? Y (N)
Was ID requested? Y (N)
Was ID shown? Y (N)
Did officer view the transaction? Y (N)
Type of purchase? Self Service (Clerk Assisted) Vending Machine-unlocked locked
Type of tobacco product? (Cigarettes) Smokeless Cigars Other _____
Amount spent:
Clerk Information: M (F)
Approximate age of clerk: under 18 (18+)

For purchases:
Name of clerk: Nicole Marie Schott

Citation number, if applicable:
947-048



Scan
In



June 29, 2010

Mr. Tom Boland
River City Coop
Marathon
425 Clinton Avenue
South St. Paul, MN 55075

MAILED RETURN RECEIPT REQUESTED

RE: Notice of Tobacco Sale in Violation of Ordinance City Code Chapter 18, Article IV, Section 18-179

Dear Mr. Boland:

On March 26, 2010, the Anoka County Sheriff's Department performed a compliance check as it relates to your tobacco license. As you are aware, you failed the compliance check when your clerk Nicolle Marie Schotl sold tobacco products to an underage individual. The criminal prosecution of this matter has been referred to the City's prosecuting attorney for disposition.

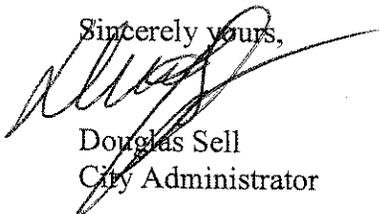
However, City Code provides for administrative penalties for violation of the ordinance in addition to any criminal sanctions that may be taken. City Code Chapter 18, Article IV, Section 18-181 requires that the City provide you with a notice of the violation and inform you of your right to be heard by a Hearing Officer or Hearing Board as the City Council may so choose. You have ten days from the date you receive this letter to request a hearing. Your request must be in writing, addressed to the City Administrator, City of East Bethel, 2241 221st Avenue NE, East Bethel, MN 55011 and received within ten days of your receiving this notice. This will be addressed by the City Council at their regularly scheduled meeting on Wednesday, July 21, 2010 at 7:30 p.m. at City Hall.

As the licensee that employed someone that sold tobacco products to an underage individual, and this being your first violation in 24 months, you are subject to a penalty of \$150.00. In addition the city may suspend your license for a period up to twenty (20) days. The city may agree with the licensee to waive up to 10 days of suspension at a rate of two (2) days for every eight (8) hours of community service performed by the licensee's employee.

The Hearing Officer or Board will make the determination as to whether the facts support the imposition of the penalty and/or suspension requirements whether or not you request a hearing before the Hearing Officer or Board.

Again, if you wish to be heard by the Hearing Officer or Board, you need to provide written notice to the City Administrator within ten days of receipt of this notice. Should you have any questions, please contact me at 763-367-7840.

Sincerely yours,



Douglas Sell
City Administrator

COPY

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

RESOLUTION NO. 2010 -34

**RESOLUTION PROVIDING FOR FINDINGS OF FACTS, CONCLUSIONS AND
ADMINISTRATIVE PENALTIES PURSUANT TO CITY CODE, ARTICLE IV, SECTION
18-181**

WHEREAS, City Code, Section 181-178 provides for Tobacco Compliance checks to be performed by the City's law enforcement agency.

FINDINGS OF FACT:

1. On March 26, 2010, the City's Law Enforcement Agency performed a compliance check at the Marathon Service Station located at 12341 187th Lane NE, East Bethel, MN.
2. An underage minor with all appropriate permissions was dispatched to the Marathon Service Station with instructions to attempt a purchase tobacco products.
3. The clerk at the Marathon Service Station, Ms. Nicolle Schotl, sold a package of Marlboro Light cigarettes to the under age minor.
4. The clerk did not ask for any proof of identification prior to the sale of the tobacco products to the under age minor.
5. Mr. Tim Boland is the license holder for the Marathon oil Company that operates this facility.
6. By Ordinance, Mr. Boland is responsible for the actions of his employees as they relate to compliance with City ordinances dealing with sale of tobacco products.

CONCLUSIONS:

1. Ms. Nicolle Schotl did sell tobacco products to an under age minor on March 26, 2010 in violation of Section 181-176 of the City Code of the City of East Bethel.

ADMINISTRATIVE PENALTIES:

In accordance with City Code, Section 18-181 Penalties, the City Council hereby imposes the following Administrative Penalties:

1. Mr. Tim Boland shall be required to pay \$150.00 Civil Fine.
2. The license for Marathon Oil Company at 12341 187th Lane NE, East Bethel, MN is hereby suspended for a period of seven (7) days effective July 23, 2010.

Adopted this 21st day of July, 2010 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

Greg Hunter, Mayor

ATTEST:

Douglas Sell, City Administrator



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 5.0 C

Agenda Item:

Hearing-Liquor License Violation and Resolution 2010-35 Imposing Sanctions

Requested Action:

Consider the hearing and appropriate sanctions for a liquor license violation.

Background Information:

The City Attorney has collected and provided a resolution that identifies the facts in this situation as it relates to Fat Boys Bar and Grille. Notice of the hearing on this matter was served on Mr. Troy Parker and Mr. Greg Stewart on July 2, 2010.

Mr. Randall will make a short presentation of the facts as outlined in the resolution and then recommend Council conduct the hearing offering the owners the opportunity to respond. Following the hearing, Council should consider Resolution 2010-35 regarding action against the liquor license issued to Fat Boys Bar and Grille.

Attachment(s):

- 1. Resolution 2010-35 Findings, Conclusions and Penalties

Fiscal Impact:

As noted above

Recommendation(s):

Staff is recommending Council conduct the hearing and then consider Resolution 2010-35 imposing sanctions.

City Council Action

Motion by:_____

Second by:_____

Vote Yes:_____

Vote No:_____

No Action Required: _____

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

RESOLUTION NO. 2010-35

**RESOLUTION SUSPENDING THE LIQUOR LICENSE OF
FAT BOY'S BAR & GRILL, INC. FOR FAILURE TO COMPLY WITH
AN APPLICABLE STATUTE RELATING TO LIQUOR**

WHEREAS, on June 2, 2010, the East Bethel City Council approved renewal of the liquor license previously granted to Fat Boy's Bar & Grill, Inc., for the period July 1, 2010, through and including June 30, 2011; and

WHEREAS, on or about June 15, 2010, the East Bethel City Staff learned that Fat Boy's Bar & Grill, Inc. was one of the taxpayers named on the June 15, 2010, Minnesota Revenue Posting of Tax Delinquencies, Liquor, Wine and Beer Sales as 10 days or more delinquent in payment of their taxes, pursuant to Minn. Stat. §270C.725; and

WHEREAS, the East Bethel City Code, Section 6-62 provides as follows:

- (a) The city council may either suspend any liquor license for a period not to exceed 60 days or revoke any liquor license upon a finding that the licensee or his agent:
- (5) Failed to comply with any applicable statute, regulation, or ordinance relating to liquor....; and

WHEREAS, it appears that on the basis of the Minnesota Revenue Posting of Tax Delinquencies Fat Boy's Bar & Grill, Inc. has failed to comply with at least one of the following statutes:

Minn. Stat. §§290.02, 290.0922, 290.92, 290.9727, 290.9728, 290.9729, or 297A.62, or a local sales and use tax payable to the commissioner, or a local option tax administered and collected by the commissioner; and

WHEREAS, Fat Boy's Bar & Grill, Inc. continues to be named on the Minnesota Revenue Posting of Tax Delinquencies as of this date.

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

That on the basis of the foregoing facts, which the City Council finds to be credible and true, the liquor license of Fat Boy's Bar & Grill, Inc. is hereby suspended for a period of thirty (30) days commencing July 21, 2010.

Further that the suspension is stayed until August 4, 2010. Should Fat Boys Bar & Grill fail to pay the taxes by August 4, 2010, the suspension will be imposed August 5, 2010, 12:01 AM. If Fat Boys Bar & Grill should pay the delinquent amount before August 4, 2010, proof of

payment must be provided to the City Administrator. Failure to provide proof of payment of delinquent taxes by August 4, 2010 will cause the stay of suspension to be lifted as outlined above.

Adopted this 21st day of July, 2010 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

Greg Hunter, Mayor

ATTEST:

Douglas Sell, City Administrator



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 7.0 A-H

Agenda Item:

Consent Agenda

Requested Action:

Consider approving Consent Agenda as presented

Background Information:

Item A

Bills/Claims

Item B

Meeting Minutes, July 7, 2010 Regular City Council

Meeting minutes from the July 7, 2010 Regular City Council Meeting are attached for your review and approval.

Item C

Purchase Public Works Truck – Equipment Replacement Schedule

As part of the City’s Equipment Replacement Program, the 1997 Ford L8000 dump and plow truck is scheduled for replacement in 2011. This is a regular replacement for this item. This piece of equipment is the oldest unit in our fleet and has reached the stage in its service life where the maintenance costs of this truck are becoming excessive and are approaching the value of the machine. Due to higher maintenance costs, increased down time and lower productivity of this machine, City staff recommends that we replace the 1997 Ford L8000.

The last replacement truck, a Freightliner M2 106V, was purchased with plowing in mind and the truck was equipped accordingly. This replacement truck will be equipped to handle the plow equipment necessary to maintain City streets and provide adequate dump capacity for haul jobs. This truck will be a dedicated plow and dump truck and will not feature any of the options that were purchased for the 2006 Sterling.

To acquire the replacement truck requires several steps. First, the order lead time for many of these chassis’ is 3 to 4 months. To take delivery during the 2010-2011 winter season, preferably in January, the truck needs to be ordered now with payment on delivery. Taking delivery is the second step in the process. The third step is ordering the dump box, plow and related equipment to be installed after the chassis is delivered. The final step is taking delivery of the completed vehicle.

Staff has checked state contracts for single axle trucks with minimum specifications of 18,000 front axle weight, 26,000 rear axle weight, 300 horsepower and a 6 speed automatic transmission. This is consistent with the last vehicle purchased in 2010. The new vehicle will not have dual steer capacity, hydraulic hook or interchangeable box capacities as this is unnecessary for this equipment. The new truck will have a rear wing plow rather than a side wing plow as this provides additional control and more effective plowing operations. From a review of the State Contract cab and chassis contracts, we have identified the following as meeting City needs. The following information provides pricing data for the cab and chassis portion of the replacement program.

Single Axle Dump Trucks – Cab and Chassis

<u>Model</u>	<u>Dealer</u>	<u>Cost</u>	<u>Sales Tax</u>	<u>Total</u>
Freightliner M2 106V	InterState Truck	\$71,915.22	\$4,44.17	\$76,859.39

Other truck lines that are available through state contract are Kenworth and Mack. However, these models ranged from \$18,000 to \$25,000 more than the above captioned cab and chassis models. Astleford Trucks, the International dealer submitted a bid price of \$70,384.10 not including tax but their submission did not meet all the specs. Ford does not offer this size truck.

Our operators are pleased with the performance of the two Freightliners we have in our fleet and we have had exceptional service from the dealer of this equipment. To date we have experienced no major maintenance problems with the either of the Freightliners. The purchase of another Freightliner would also simplify our parts inventory and standardize our equipment

Dump Body and Plows

<u>Make</u>	<u>Cost</u>	<u>Sales Tax</u>	<u>Total</u>
Aspen Equipment Co.	\$60,996.00	\$4193.48	\$65,189.48

All proposals include a 10’ dump body, front snow plow, under mount plow and a rear mounted wing. Aspen Equipment Company provided the bed and plow for the 2008 and 2010 Freightliner and has given exceptional service. The single axle truck will be adequate for plowing and hauling needs for the near future.

Funds for this acquisition are provided for in the Equipment Replacement Fund. Funding was budgeted at \$150,000 for replacement of the single axle with another single axle truck. The salvage value of the 1997 L8000 is estimated to be \$7,000. The 1997 L8000 will be auctioned on the Minnesota State on-line auction in the Spring of 2011. All prices are directly from the State Contract for 2010-11.

Staff recommends the purchase of the Freightliner M2 106V single axle dump truck with Aspen plow equipment for a total cost of \$142,048.87. This equipment will meet current needs.

Should Council decide to move forward, the City would place the order now to take delivery of the cab and chassis in 90 to 120 days. The box, plows and miscellaneous equipment would be ordered at the time the chassis is delivered and installation of this equipment is scheduled for a 6 week time frame. This unit is expected for delivery by no later than the end of January 2011. Again, payment would be in the 2011 budget year from the Equipment Replacement Fund.

Item D

Warranty Letter of Credit (LOC) – Woodcroft Development

The Woodcroft Development public improvements were accepted per City Resolution 2008-60 subject to warranty provisions contained in the developer's agreement. The developer has requested that the LOC for warranty work be released or allowed to expire. The LOC is set to expire on August 6, 2010.

The City Engineer has reviewed the plat and finds all work acceptable. We forwarded a letter to Mr. Mann, the developer, advising all outstanding invoices need to be paid prior to release of the letter of credit. We have advised the developer that he has until July 27, 2010 to provide payment for all outstanding invoices. A copy of the letter from the City Engineer dated July 14, 2010 and a location map is attached.

Item E

Certification of Fire Relief Association – SC10 Form

Minnesota State Statute 69.772, subd. 6, requires Volunteer Fire Relief Associations to certify to the governing body of the affiliated municipality the required municipal contribution for the upcoming year. The State requires the Fire Relief Association to file form SC-10 that determines pension liabilities and project a surplus or deficit in funding. The audited financial statements of the East Bethel Firefighter's Relief Association at December 31, 2009 showed a deficit of \$30,828 between the pension obligation and net assets.

The required contribution to the Fire Relief Association in 2011 is \$28,315 to provide for the shortfall. This amount has been included in the Fire Department's 2011 Proposed Budget. This is the notification to the City Council of the required contribution amount based on accumulated liabilities.

Item F

Appoint Administrative Support I Position

With the resignation of Ms. Melodee Grams, City Council directed staff fill the position from the current pool of applications on file. City staff originally interviewed twenty candidates in June. Of those twenty candidates, two candidates were invited back for a second interview for the Administrative Support I position.

Ms. Sherry Tupa was identified as the top candidate. The necessary background and reference checks have been completed. She has excellent administrative and organizational skills as well as experience with Microsoft applications and municipal operations.

Staff recommends appointment of Ms. Sherry Tupa as the Administrative Support I for Inspections at Grade 5, Step A.

Item G

Adopt Ordinance 27, Second Series, Amending Chapter 18, Businesses, Article IV, Regulating the Sale of Tobacco

A provision of the Penalty provisions for the Licensee was incorrectly included in the amended ordinance. The penalty provisions currently state that any community service work performed by the licensee's employee will count towards the reduction in the suspension. The intent was to permit the licensee substitute an employee for the licensee to perform the community service work required of the licensee as a result of an ordinance violation. The community service work performed by the employee that actually violated the tobacco ordinance cannot be substituted for any community service work to be performed as a result of administrative action against the licensee. Staff is recommending adoption of the change with direction to publish the change in the official newspaper. The changes are noted below.

(b) *Administrative civil penalties—Licensees.* If a licensee or an employee of a licensee is found to have sold tobacco to a person under the age of 18 years, the licensee shall be subject to an administrative penalty as follows:

(1) First violation: The city shall impose a civil fine of \$150.00. In addition the city may suspend the license for a period up to twenty (20) days. The city may agree with the licensee to waive up to 10 days of suspension at a rate of two (2) days for every eight (8) hours of community service performed by the licensee's ~~employee~~.

(2) Second violation within 24 months: The city shall impose a civil fine of \$300.00. In addition the city may suspend the license for a period up to forty (40) days. The city may agree with the licensee to waive up to 10 days of suspension at a rate of two (2) days for every eight (8) hours of community service performed by the licensee's ~~employee~~.

Item H

Site Restoration Agreement Remove-All (Rite Choice Development LLC)

Rite Choice Development LLC failed to complete all the required items provided for in the developer's agreement. The City drew down on the letter of credit to ensure the cleanup of the old farmstead site was completed as part of the Norland Farms development. The old farmstead was previously owned by Ms. Evelyn Bonde.

Mr. Jungbauer has identified a contractor to perform all the required work to finish the cleanup. Remove-All has submitted a proposal that provides for all remaining items. The building Official has reviewed the proposed agreement and is satisfied that this work will bring the property into compliance.

The City drew \$3,000 on the letter of credit. The proposed agreement is for \$3,000. Staff recommends approval of the agreement with Remove-All in an amount not to exceed \$3,000 for the final restoration work on the Bonde Farmstead as part of the Norland Farms developer's agreement.

Fiscal Impact:

As noted above.

Recommendation(s):

Recommend approval of the Consent Agenda as presented.

City Council Action

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____



Bills to be Approved for Payment July 21, 2010	\$297,123.01
Electronic Payments	\$27,332.48
Payroll Fire Dept - July 15, 2010	\$5,248.29
Payroll City Staff - July 8, 2010	\$35,298.58
2008A GO Sewer Revenue Bond Payment	\$30,380.00
2005B GO Improvement Bond	\$5,785.00
2005A GO Public Safety Bond	\$32,668.75

Total to be Approved for Payment July 21, 2010	\$433,836.11
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Approved by Council Member:

Steve Voss

Kathy Paavola

Greg Hunter

Steve Channer

Bill Boyer

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City of East Bethel

July 21, 2010

Payment Summary

Department	Description	Invoice	Vendor	Fund	Dept	Amount
Arena Operations	Bldgs/Facilities Repair/Maint	1741797	Trane U.S. Inc.	615	49851	875.00
Arena Operations	Professional Services Fees	23	Gibson's Management Company	615	49851	5,655.70
Arena Operations	Telephone	70110	Qwest	615	49851	106.29
Building Inspections	Surcharge Remittance	2nd Qtr 10	MN Dept Labor & Industry	101		175.75
Cedar Creek Natural History Ar	Architect/Engineering Fees	26989	Hakanson Anderson Assoc. Inc.	407	45202	174.37
Cedar Creek Trail Project	Architect/Engineering Fees	26981	Hakanson Anderson Assoc. Inc.	402	43124	907.92
Central Services/Supplies	Information Systems	10869	City of Roseville	101	48150	1,251.83
Central Services/Supplies	Information Systems	40360	US Cable	101	48150	1,331.44
Central Services/Supplies	Legal Notices	IQ 01771197	ECM Publishers, Inc.	101	48150	143.50
Central Services/Supplies	Legal Notices	IQ 01771198	ECM Publishers, Inc.	101	48150	112.75
Central Services/Supplies	Legal Notices	IQ 01771042	ECM Publishers, Inc.	101	48150	194.75
Central Services/Supplies	Office Supplies	1460	MLB Printing, Inc.	101	48150	587.81
Central Services/Supplies	Office Supplies	523549190001	Office Depot	101	48150	14.96
Central Services/Supplies	Office Supplies	523549233001	Office Depot	101	48150	59.28
Central Services/Supplies	Office Supplies	524006153001	Office Depot	101	48150	21.45
Central Services/Supplies	Office Supplies	523881535001	Office Depot	101	48150	11.60
Central Services/Supplies	Small Tools and Minor Equip	70910	Tammy Schutta	101	48150	85.69
Central Services/Supplies	Telephone	62810	Qwest	101	48150	220.43
City Administration	Telephone	2425648597	Verizon Wireless	101	41320	31.68
Civic Events	Professional Services Fees	70910	Tammy Schutta	227	45311	140.29
Cty HRA Grant Utility System	Architect/Engineering Fees	133536	Bolton & Menk, Inc.	228	22800	48,920.00
Engineering	Architect/Engineering Fees	26989	Hakanson Anderson Assoc. Inc.	101	43110	4,061.78
Fire Department	Equipment Parts	1539-401041	O'Reilly Auto Parts	101	42210	101.52
Fire Department	Personnel/Labor Relations	714742	LexisNexis Occ Health Solution	101	42210	223.85
Fire Department	Repairs/Maint Machinery/Equip	32499	Emedded Systems, Inc.	101	42210	418.45
Fire Department	Repairs/Maint Machinery/Equip	32498	Emedded Systems, Inc.	101	42210	418.45
Fire Department	Telephone	62810	Qwest	101	42210	407.00
Fire Department	Unemploy Benefit Payments	2nd Qtr 10	MN Dept of Employment and	101	42210	121.48
General Govt Buildings/Plant	Bldg/Facility Repair Supplies	40360	Orkin Commercial Services	101	41940	74.81
General Govt Buildings/Plant	Bldgs/Facilities Repair/Maint	470491531	Cintas Corporation #470	101	41940	19.63
General Govt Buildings/Plant	Bldgs/Facilities Repair/Maint	14625	GHP Enterprises, Inc.	101	41940	377.27
General Govt Buildings/Plant	Bldgs/Facilities Repair/Maint	455408-06-10	Premium Waters, Inc.	101	41940	23.00
General Govt Buildings/Plant	Bldgs/Facilities Repair/Maint	114615	Robert B. Hill Company	101	41940	19.24
Legal	Legal Fees	63010	Carson, Clelland & Schreder	101	41610	5,311.00
Legal	Legal Fees	71310	Randall and Goodrich, P.L.C.	101	41610	1,108.50
Mayor/City Council	Professional Services Fees	1778	The Tinklenberg Group	101	41110	1,850.00
Mayor/City Council	Professional Services Fees	1771	The Tinklenberg Group	101	41110	1,737.50
MSA Street Construction	Architect/Engineering Fees	26980	Hakanson Anderson Assoc. Inc.	402	40200	225.00
MSA Street Construction	Architect/Engineering Fees	26982	Hakanson Anderson Assoc. Inc.	402	40200	630.06
Park Acquisition/Development	Architect/Engineering Fees	26982	Hakanson Anderson Assoc. Inc.	404	40400	2,100.21
Park Acquisition/Development	Park/Landscaping Materials	12021	Central Wood Products	404	40400	769.50
Park Capital Projects	Park/Landscaping Materials	12398	Central Wood Products	407	40700	769.50
Park Capital Projects	Park/Landscaping Materials	42270	Hoffman Bros. Sod, Inc	407	40700	199.16
Park Maintenance	Clothing & Personal Equipment	470488184	Cintas Corporation #470	101	43201	45.81
Park Maintenance	Clothing & Personal Equipment	470491532	Cintas Corporation #470	101	43201	45.81
Park Maintenance	Equipment Parts	03 3034076	Isanti County Equipment	101	43201	4.49
Park Maintenance	Equipment Parts	159083	Lehmann's Power Equipment	101	43201	73.82
Park Maintenance	Equipment Parts	1539-402630	O'Reilly Auto Parts	101	43201	92.14
Park Maintenance	Heavy Machinery	31734	Isanti County Equipment	701	43201	6,988.56
Park Maintenance	Other Equipment Rentals	38709	Jimmy's Johnnys, Inc.	101	43201	1,027.00
Park Maintenance	Repairs/Maint Machinery/Equip	101490	Rogers Electric	101	43201	73.41
Park Maintenance	Safety Supplies	9288230452	Grainger	101	43201	8.85

City of East Bethel

July 21, 2010

Payment Summary

Department	Description	Invoice	Vendor	Fund	Dept	Amount
Park Maintenance	Safety Supplies	9285385051	Grainger	101	43201	53.79
Park Maintenance	Sign/Striping Repair Materials	5774	The Graphics Guys	101	43201	213.75
Park Maintenance	Small Tools and Minor Equip	9842	Lehmann's Power Equipment	101	43201	335.05
Park Maintenance	Telephone	70110	Qwest	101	43201	99.99
Payroll	Union Dues	40360	MN Teamsters No. 320	101		502.35
Planning and Zoning	Architect/Engineering Fees	26979	Hakanson Anderson Assoc. Inc.	800		220.00
Planning and Zoning	Architect/Engineering Fees	26978	Hakanson Anderson Assoc. Inc.	911		165.00
Planning and Zoning	Architect/Engineering Fees	26978	Hakanson Anderson Assoc. Inc.	864		185.00
Planning and Zoning	Professional Services Fees	290	GIS Rangers	101	41910	668.25
Recycling Operations	Hazardous Waste Disposal	14959	SRC, Inc. Rolloff Services	226	43235	669.28
Recycling Operations	Hazardous Waste Disposal	14958	SRC, Inc. Rolloff Services	226	43235	494.66
Recycling Operations	Hazardous Waste Disposal	14960	SRC, Inc. Rolloff Services	226	43235	743.94
Recycling Operations	Other Equipment Rentals	38709	Jimmy's Johnnys, Inc.	226	43235	100.05
Recycling Operations	Professional Services Fees	40360	Cedar East Bethel Lions	226	43235	1,000.00
Recycling Operations	Refuse Removal	1257155	Walters Recycling, Inc.	226	43235	295.49
Sewer Operations	Chemicals and Chem Products	3135174 RI	Hawkins, Inc	602	49451	3,839.26
Sewer Operations	Chemicals and Chem Products	3133933 RI	Hawkins, Inc	602	49451	10.00
Sewer Operations	Legal Fees	71310	Randall and Goodrich, P.L.C.	602	49451	47.50
Street Capital Projects	Architect/Engineering Fees	26982	Hakanson Anderson Assoc. Inc.	406	40600	3,633.99
Street Capital Projects	Street Maint Materials	75402	Commercial Asphalt Co.	406	40600	74.81
Street Capital Projects	Street Maint Materials	75401	Commercial Asphalt Co.	406	40600	305.40
Street Maintenance	Bldgs/Facilities Repair/Maint	470491532	Cintas Corporation #470	101	43220	26.48
Street Maintenance	Bldgs/Facilities Repair/Maint	470488184	Cintas Corporation #470	101	43220	26.48
Street Maintenance	Bldgs/Facilities Repair/Maint	GI 372	Connexus Energy	101	43220	270.00
Street Maintenance	Bldgs/Facilities Repair/Maint	455408-06-10	Premium Waters, Inc.	101	43220	23.00
Street Maintenance	Clothing & Personal Equipment	470491532	Cintas Corporation #470	101	43220	45.86
Street Maintenance	Clothing & Personal Equipment	470488184	Cintas Corporation #470	101	43220	45.86
Street Maintenance	Equipment Parts	03 3033481	Isanti County Equipment	101	43220	168.83
Street Maintenance	Heavy Machinery	1100173	MacQueen Equipment, Inc.	701	43220	179,786.19
Street Maintenance	Safety Supplies	9288230452	Grainger	101	43220	8.85
Street Maintenance	Safety Supplies	9285385051	Grainger	101	43220	53.80
Street Maintenance	Sign/Striping Repair Materials	5774	The Graphics Guys	101	43220	213.75
Street Maintenance	Small Tools and Minor Equip	53201	Menards Cambridge	101	43220	45.52
Street Maintenance	Street Maint Materials	114703	City of St. Paul	101	43220	799.77
Street Maintenance	Street Maint Materials	53201	Menards Cambridge	101	43220	126.00
Street Maintenance	Telephone	62810	Qwest	101	43220	66.81
Water Utility Operations	Professional Services Fees	60471	Gopher State One-Call	601	49401	4.35
Water Utility Operations	Professional Services Fees	76357	Utility Consultants, Inc.	601	49401	615.62
Water Utility Operations	Telephone	70110	Qwest	601	49401	108.08
Whispering Aspen Well Project	Architect/Engineering Fees	26991	Hakanson Anderson Assoc. Inc.	432	43200	1,701.14
Wild Rice Drive	Architect/Engineering Fees	26990	Hakanson Anderson Assoc. Inc.	402	43123	7,934.77
	Sales & Use Tax Payable	2nd Qtr 10	Minnesota Revenue	101		1,045.00
						\$297,123.01
	Electronic Payments - Payroll					
			PERA			\$5,909.77
			Federal Withholding			\$5,618.89
			Medicare Withholding			\$1,741.32
			FICA Tax Withholding			\$7,445.50
			State Withholding			\$2,379.98
			MSRS			\$4,237.02

City of East Bethel

July 21, 2010

Payment Summary

Department	Description	Invoice	Vendor	Fund	Dept	Amount
						\$27,332.48

EAST BETHEL CITY COUNCIL MEETING

July 7, 2010

The East Bethel City Council met on July 7, 2010 at 7:30 PM for their regular meeting at City Hall.

MEMBERS PRESENT: Bill Boyer Steven Channer Greg Hunter
Kathy Paavola Steve Voss

ALSO PRESENT: Douglas Sell, City Administrator
Tammy Schutta, Asst. City Administrator/HR Director
Jerry Randall, City Attorney
Craig Jochum, City Engineer

Call to Order **The July 7, 2010 City Council meeting was called to order by Mayor Hunter at 7:30 PM.**

Adopt Agenda **Voss made a motion to adopt the July 7, 2010 City Council agenda. Boyer seconded; all in favor, motion carries.**

Elwyn Tinklenberg – The Tinklenberg Group Sell explained that Mr. Tinklenberg is with us this evening to update the City Council on their efforts to secure funding for the Trunk Highway 65 study and potential for trail funding.

Tinklenberg said he is going to give a brief report and update on the activities he has been engaged in for the City of East Bethel. He said as you know, we have gotten a resolution of support for the Highway 65 Study from Isanti County and the Highway 65 Coalition and the Anoka County Board and resolutions of support for trail requests. Tinklenberg said he is looking forward to the process of request in terms of development of details for the request. He said he went to a forum for Congressmen Walz.

Tinklenberg said as you know, the MnDOT Study and accidents of Hwy. 65 were released and generated some helpful press and with that we were able to reinforce the request and need of request relative to this being the one of the most dangerous corridors in the state. He said there is an allocation of \$250,000 for the corridor study in Congressman Franken's request list and \$500,000 for the trail study in Senator Klobuchar's request list, there was no support in the house side. Tinklenberg said this opens the door in the process for additional funding in going down the road. He said the importance of the allocation of the \$250,000 is it gets you started in prioritizing improvements, and then you can go back and ask for the funding for those improvements. Tinklenberg said we need to continue to monitor the appropriations bills. He said it is unlikely that they will move forward with the appropriations bills and it is unlikely anything will be passed until after the elections. Tinklenberg said Congress has been unable to agree on the first step. He said the good part is it that it continues to allow us to build support in Franken and Klobuchar's offices. Tinklenberg said then when they finalize their lists we can maintain our place on those lists. He said he had a chance to meet with Congressman Oberstar. He said early in the design of our request it was stated that we needed to work with Isanti county, so it has been helpful to meet with Oberstar. Tinklenberg said he is happy with our progress.

Voss asked what do you think is the best case in terms of timing. Tinklenberg said sometime around the end of September they will have to pass a resolution to allow funding and then the end of November, after the elections, they will take up the larger omnibus bills. He said they will be late in getting that done. Tinklenberg said the one that is more difficult to predict is the reauthorization of the federal transportation bill, a six year funding bill and this is not moving forward at all, he thinks they are holding off until after midterm elections, and will probably hold off until 2011.

Boyer said he is wondering if Tinklenberg has an update on the process of the Amtrak line between Duluth and the Twin Cities. Tinklenberg said significant progress is being made. He said his office is monitoring this, but not following it. Tinklenberg said money is being put in it for the study and they are still talking about 2014 for the work starting. He said they have been doing a lot of work on high speed rail in the country. Tinklenberg said the approach they are taking in Illinois is very similar to here, incremental improvements along the way. He said this is very typical in this country.

Council thanked Tinklenberg for coming in and for taking his time to update them. Tinklenberg said it is a pleasure to work with East Bethel.

Public Forum Hunter 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 made motion to approve the Consent Agenda including: A) Approve Bills; B) Meeting Minutes, June 16, 2010, Regular CC Meeting; C) Appoint 2010 Election Judges; D) Renew Recording Secretary Agreement; E) Appoint Administrative Support Position; F) Change Order #1 – Project One Construction – Cedar Creek Pavilion; G) Resolution 2010-30 Declaring Night to Unite; H) Resolution 2010-31 Approving St. Francis Youth Hockey Association Premises Permit for Fat Boys Bar & Grill; I) Accept Resignation Administrative Support I; J) Approve Grant Contract with the State of Minnesota. Voss seconded; all in favor, motion carries.**

2011-2015 Parks CIP Sell explained that the City of East Bethel Parks Commission adopted a Parks and Trails Capital Improvements Plan for 2011-2015 at their May 12, 2010 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. This list is part of your agenda materials beginning on page 41 through 43.

The Parks and Trails Capital Improvement Plan factors in the major downturn in the housing and credit markets that has occurred over the past 2 years. This has had a significant impact on the number of new housing starts in the City of East Bethel. 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 2010 or projected for 2011.

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 2015.

Staff is requesting review and direction to implement the 2011-2015 Parks and Trails CIP with direction to proceed with 2011 projects.

Voss said isn't this just a planning document and the projects will come forward for approval later. Sell said we are asking to move forward with the 2011 projects. Voss asked about the mulch and edging projects for 2011 are we doing something different, the cost is very high for mulch and edging. Sell said it is a quantity project. He said this gets rid of the pea rock and replaces it with wood chips. Boyer said it is engineered mulch. He said we are hoping to cut down on sandburs. Boyer said we have been having problems with pea gravel for years. Paavola asked is the new mulch supposed to help with that. Boyer said yes and the new mulch is supposed to last much longer. Channer asked what do we do with the pea rock after we remove it. Sell said he doesn't know, but he will find out. Boyer said we really aren't talking about much rock, but they do make use of it.

Voss made a motion to approve the 2011-2015 Parks and Trails CIP as submitted and direction to proceed with the 2011 improvement projects as presented. Paavola seconded; all in favor ,motion carries.

Interview
Road
Commission
Applicants

Sell explained that there has been a vacancy on the Road Commission for several months with the resignation of Mr. Joe Pelawa. In response to this vacancy, the position has been advertised in the City's newsletter, on our community bulletin board and in the Anoka Union over the past several months. This position would be an 18 month appointment as Mr. Pelawa's term ends December, 2012.

The City has received a letter of interest from Tanner Balfany in response to the ads. A copy of Mr. Balfany's letter of interest is included as part of your agenda materials.

Staff is recommending Council interview Mr. Tanner Balfany for the Road Commission vacancy.

Hunter asked Balfany so you want to jump into the ring of politics. Balfany said he figured he would give it a shot. Voss asked if Balfany had attended a Road Commission meeting. Balfany said no he hasn't, but he has been trying to play catch up, reading a lot of the minutes online. Voss asked why he wants to be on the Road Commission. Balfany said to try something different. He said he saw the notice on the community billboard and it just seemed like something to get involved in the community. Balfany said when the Wild Rice Drive project got going he got interested and he thought it would be a way to give more time back to the community. He said he is currently on the Young Insurance Professionals committee, but he said our meetings don't run so fast. Balfany said he gets to be on that committee until he is 45 years old. He said it is a constant joke that he is over the age requirement. Channer said and then five (5) years later you are eligible for AARP.

Boyer made a motion to appoint Tanner Balfany to the Road Commission for a term ending December 2012. Voss seconded; all in favor, motion carries.

2011-2015
Road CIP

Sell explained that 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 2011-2015 Streets Capital Improvement Plan at their June 8, 2010 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 2011 with only minor inflationary increases over the 2010 costs. All 2011 projects will be seal-coat projects with the exception of the proposed overlay work on Deerwood Street and 182nd Avenue.

Municipal State Aid (MSA) projects will be the construction of the service road between 221st and 215th Avenue. The City has been awarded a Cooperative Agreement Project grant for nearly half of the cost of this project. Work to identify the route and obtain necessary easements/ROW has begun. The City share of the project cost is from the City's MSA funds. MSA funding can be "Advanced Funded" to meet certain requirements. The City is permitted to advance fund up to two years allocations. This opportunity will be necessary with the reconstruction work on Jackson Street scheduled for 2012.

The pavement rating system is also included in the attachments to your agenda materials. 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 2011. Projects beyond 2011 are identified and prioritized by the Roads Commission to provide Council with recommendations for improvements in 2012 through 2015. Commitment to projects beyond 2011 would be considered as part of subsequent years budgets.

The estimated cost of the Street Capital Projects is \$513,000 and \$600,000 for the MSA Project. These amounts are available to from dedicated resources in the Street Capital Fund and Municipal State Aid Fund respectively.

Staff recommends approval of the 2011-2015 Streets CIP with direction to move forward with the 2011 projects.

Boyer made a motion to approve the 2011-2015 Streets CIP as submitted and direction to proceed with the 2011 projects. Paavola seconded.

Hunter said he doesn't see any crack sealing is that a different part of the budget. Sell said that is part of seal coating and it is funded through the general fund budget. Voss said he has two things as it pertains to future sewer. He said Deerwood and 182nd on the CIP it says pending final sewer design, he doesn't understand how it can say this when we are not anywhere near talking sewer in this area. Voss said he understands the road needs attention, but why overlay and not sealcoat if this is the case. Sell said the only thing he can think of is based on condition of the road that was the commission's recommendation. Paavola asked when was the last time this road was done.

Channer asked if Jochum knows anything about this road. Jochum said no, unfortunately, he does not. Boyer said he has been on this road lately and nothing stands out in his mind. Sell said he would suggest that Council approve this plan except Deerwood and 182nd. Boyer said he has no problem with that, he can amend his motion.

Voss said he also has an issue with the 215th to 221st Service Road. He asked does it make sense to build the utilities now if we are building the service road. Voss said he would think we should at least look at what it would cost to build the utilities. Jochum said we have had some discussions with the landowner and he would just be crossing it. He said that would be the best situation to put them in now. Jochum said you are taking a larger right-of-way (ROW), you could put them in the ROW. He said if you take money from MSA for this, you cannot take it off your MSA system for 25 years, but if you have a good road MSA will not pay you. Sell said everything from here is down from there. He said there might be some advantages to looking at putting pipe in the ground now. Boyer asked isn't this a mile north. Sell said we might want to explore it if MCES is going to be in the ground anyway. He said we need to see how far the plans are. Voss said there could be a cost savings in this for someone. Sell said he will check this out and see what side of the highway MCES is going to be going up. Channer asked what about fiber optic and signal connectors. Jochum said he thinks signal connectors are all wireless now.

Boyer withdrew his motion to approve the 2011-2015 Streets CIP.

Voss made a motion to table the 2011-2015 Streets CIP until the next City Council meeting as more information is needed. Boyer seconded; all in favor, motion carries.

and has submitted all the required documentation to consider this project for final payment. Attached is Resolution 2010-32 which accepts the project and starts the one year warranty period. The warranty is secured by the performance bond currently in place.

Staff recommends approval of Resolution 2010-32 Accepting Work for the Cedar Creek Pavilion project.

Boyer made a motion to adopt Resolution 2010-32 Accepting Work for the Cedar Creek Pavilion project. Paavola seconded; all in favor, motion carries.

Final Payment
– Project One
Const. – Cedar
Creek Pavilion
Project

Sell explained that the Contractor has completed all construction work including punch list items and has submitted all the required documentation to consider this project for final payment. The final contract amount is \$ 48,950.00. Previous payments were \$46,217.50 leaving a balance of \$2,732.50.

Staff recommends approval of final payment in the amount of \$2,732.50 to Project One Construction Company for the CCESR Pavilion project.

Boyer made a motion to approve the final payment in the amount of \$2,732.50 to Project One Construction Company for the CCESR Pavilion project. Paavola seconded; all in favor, motion carries.

Pay Est. #3 –
Dresel
Contracting –
Wild Rice
Drive

Sell explained that a copy of Pay Estimate No. 3 to Dresel Contracting, Inc for the Wild Rice Drive Reconstruction Project was included in your agenda materials. The major pay items for this pay request include installation of aggregate base and bituminous base and wear. The Pay Estimate includes payment for work completed to date minus a five percent retainage. The total construction cost for this project is estimated to be \$982,244.32. Construction costs for this project are financed through the City's Municipal State Aid Construction fund.

Staff recommends approval of Pay Estimate No. 3 in the amount of \$480,378.78 for the Wild Rice Drive Reconstruction Project to Dresel Contracting, Inc.

Boyer made a motion to approve Pay Estimate No. 3 in the amount of \$480,378.78 for the Wild Rice Drive Reconstruction Project to Dresel Contracting, Inc. Voss seconded; all in favor, motion carries.

Pay Est. #3 –
Municipal
Builders –
Whispering
Aspen Well
Project

Sell explained that a copy of Pay Estimate No. 3 to Municipal Builders, Inc for Well No. 2 Construction was included with your agenda materials. The major pay items for this pay request include well development, sandstone removal, piping and valve installation. The Pay Estimate includes payment for work completed to date minus a five percent retainage.

Staff recommends Council consider approval of Pay Estimate No. 3 in the amount of \$36,161.18 for Well No. 2 Construction to Municipal Builders, Inc.

Boyer motion to approve Pay Estimate No. 3 in the amount of \$36,161.18 for Well No. 2 Construction to Municipal Builders, Inc. Paavola seconded; all in favor, motion carries.

Set 2010
Budget Work
Meetings

Sell explained that on Friday, July 2, 2010, staff provided Council with a proposed 2011 Budget. Staff is requesting Council set a work session(s) meeting date(s) to review the proposed 2011 Budget.

Staff is seeking guidance from Council on dates for these work sessions.

Voss said he thinks that we put this on the end of the next City Council agenda. He said that will

give us a flavor of where we are at. Voss said he thought it looked good, after giving it a brief overview. Council consensus was to schedule 2011 Budget Discussion at the end of the July 21, 2011 City Council meeting.

Ord. 26,
Second Series,
An Ordinance
Amending
Chapter 54 of
the East Bethel
City Code –
Non
Commercial
Signs

Sell explained that in 2010, Minnesota State Legislature amended M.S. Chapter 184 as it relates to the posting of noncommercial signs. M.S. Chapter 184 provides that in any municipality, whether or not the municipality has an ordinance that regulates the size and number of noncommercial signs, must allow all commercial signs of any size may be posted in any number from 46 days before the state primary in a state general election year until 10 days following the state general election.

This change to the statute makes the current City ordinance noncompliant. The proposed language was provided as part of your agenda material and brings the City's Ordinance in compliance with State Statute.

Staff recommends approval of Ordinance 26, Second Series, An Ordinance Amending Chapter 54 of the East Bethel City Code to comply with Minnesota Statutes, Chapter 184 relating to noncommercial signs and direction to publish the ordinance.

Voss made a motion to adopt Ordinance 26, Second Series, An Ordinance Amending Chapter 54 of the East Bethel City Code to comply with Minnesota Statutes, Chapter 184 relating to noncommercial signs and direction to publish the ordinance. Paavola seconded; all in favor, motion carries.

Rescind
Resolution
2010-29
Denying the
Premise Permit
for MN/USA
Wrestling for
Fat Boys Bar
& Grill

Sell explained that on June 4, 2010 the City received an application for a Gambling Premises Permit from MN/USA Wrestling Inc. for a charitable gambling operation located at Fat Boys Bar and Grill. Council reviewed this application at their June 16, 2010 City Council meeting and adopted Resolution 2010-29 Denying the Premises Permit. Staff informed MN/USA Wrestling of Council's decision on June 17, 2010 and included the appeal process in that letter.

Mr. Dan Chandler of MN/USA Wrestling contacted staff on June 22, 2010 via e-mail. He indicated that GCB had approved their lease and site license and they did not need a premises permit.

Staff contacted GCB and they indicated that MN/USA Wrestling did not need the City to issue a resolution in support of the premises permit because it is not a new site. Mr. Chandler indicated by e-mail on June 24, 2010 stating he would like to withdraw his premises permit application previously submitted as it is no longer required. Staff is recommending Council consider rescinding Resolution 2010-29 as requested by Mr. Chandler of MN/USA Wrestling.

Hunter made a motion to rescind Resolution 2010-29 Denying the Premise Permit for MN/USA Wrestling for Fat Boys Bar & Grill as requested by Mr. Chandler of MN/US Wrestling. Voss seconded. Boyer asked so they are not planning on operating there anymore. Sell said he believes once Saint Francis Youth Hockey Association moves in there, MN/USA Wrestling will move out of there. Boyer said he would like to point out that the Council denied this premise permit because of the violations. **All in favor, motion carries.**

Meeting
Update with
Met Council

Sell said we had a good meeting with Met Council. He said they were going to run their EAW concurrently with ours, now they are going to run two weeks behind ours. Sell said they will be working through their thirty (30) day comment period. He said we are on schedule to meet our October deadlines. Voss said he wants it clear that negative declarations are a good thing. Sell said the MPCA began calling residents for a meeting next Wednesday in the community center at 7:00 p.m. He said they are calling them to personally invite them and are following up with a hand delivered letter. Voss said they are giving them less than a weeks notice. Sell said that

was our concern as well. Hunter asked will someone from City staff be at this meeting. Sell said yes.

CLB
Community
Center

Paavola said the park work is finally getting under way at the Coon Lake Beach (CLB) Community Center. She said the weather was a deterrent to the work getting started. Paavola said they planted trees today. She said the Public Works Manager told her that the irrigation will probably be started Friday and they will be pouring cement probably tomorrow or Friday.

Paavola said the 4th of July was pretty safe and successful. She said we had water patrol on the lake. Paavola said it came to her attention that there been an accident with a sling shot or potato gun with water balloons. She said water balloons are fine, but we don't have to have things with excessive force. Paavola said so she is hoping when you have those types of things you be safe with them. Hunter asked how many boats were in the boat parade. Paavola said they said 200 but it didn't look like it. She said it was nice, there were a lot of people over there. She said there were many that didn't participate because of the water balloon issues. Paavola said if you are out there, be safe, think of the other people out there.

Park
Commission
Meeting

Boyer said he cannot attend the Park Commission meeting on July 14th. He asked if one of the other Council members or the Mayor could attend for him. Channer and Paavola said they will check their schedules and let City staff know.

Fire Dept.,
Image Trend
Training,
Monthly
Meetings

Channer said he attended the fire department meeting last night. He said because of the holiday technically falling on Monday, the meeting had to be moved to Tuesday. Channer said they did some preview training on Image Trend, the official training is on August 27th. He said this program is based on the internet, and they all seem to agree publically that it is a good thing. Channer said the monthly meetings are no longer required, however, fire fighters are responsible for any training that is held that night, anything that is covered at the meeting has to be taken care of.

Emergency
Power

Channer said a question came up about emergency power and the internet and phone service. He said they have emergency power at the fire station, but there is no emergency power at City Hall. Channer asked so what happens if the power goes down here at City Hall. Sell said we do have an analog phone. He said the connect/disconnect here was pretty spendy. Voss said he thinks we looked at it as part of the remodel. Boyer said we should find out pricing again.

Hunter asked with the fire department, this Image Trend and fire calls, is this something the public can access in the future. Channer said not now, it is password protected. Sell said this replaces the Firehouse software. He said most Fire Departments in the state are going to Image Trend. Sell said it is easier to operate and easier to access. Channer said it is live data, real time.

Road Projects
Update

Voss asked is the Wild Rice Drive Project nearly done. He said it looks good. Voss said he is sure the neighbors like it. He asked is 209th Lane getting paved. Jochum said yes, Wild Rice Drive is almost done. He said 209th Lane is getting paved, but this is a separate contractor. Jochum said this project should be starting in the next week. Voss asked but it will only take a couple days. Jochum said there is some catch basin work, but the work should be done in a few days.

2nd Annual
Family Fun
Night &
Booster Day

Voss said Family Fun Night and Booster Day are coming up. He said Family Fun Night is July 16th and Booster Day is July 17th.

Schutta said yes, the Family Fun Night schedule is as follows: Kiddie Parade registration starts at 6:30 pm, parade at 7:30 p.m. Chops Inc. Demonstration at 8:10 p.m., Free Outdoor Movie Feature – SHORTS at 9:00 p.m. and all is at Booster Park. She said there will be free ice cream donated by Village Bank and a concession stand hosted by Boy Scout Troop 733. She said if it

rains the movie will be moved to the Ice Arena.

Schutta said the Booster Day schedule is as follows: Pancake breakfast at 7:00 am, Flag Raising at 9:00 a.m., 5K at 9:00 a.m., Parade at 11:00 a.m., Bingo and the Fire Fighters Dance at 8:30 p.m. and Fireworks at dusk and the other events are on the City web site.

Accident on East Bethel Blvd.

Boyer asked if Sell had an update on the accident on East Bethel Blvd. Sell said there was a horse involved and the horse threw the rider. He said the rider was wearing a helmet. Sell said the rider was brought to hospital and discharged two days later. Boyer said he didn't see a horse when he came up on the accident, he thought it was a bicycle accident.

Vandalism in the City

Sell said we have had some significant vandalism in the City. He said we have had several porta potties at Booster West park burned. Sell said we have asked the sheriff's office for extra patrol at the park. He said it wasn't just our community. Sell said he saw on the news that this happened in Elk River, they burned ten (10) to fifteen (15) porta potties.

Closed Session – Discussion of Real Estate Purchase – MN Stat. Sec. 13D.05

Staff is recommending Council consider closing the regular Council meeting pursuant to M.S. 13D.05, Subd. 3 to discuss real property purchase.

Hunter made a motion to close the regular City Council meeting pursuant to M.S. 13D.05, Subd. 3 to discuss real property purchase. Voss seconded; all in favor, motion carries.

Boyer made a motion to reconvene the July 7, 2010 City Council meeting. Voss seconded; all in favor, motion carries.

Adjourn

Boyer made a motion to adjourn at 9:13 PM. Paavola seconded; all in favor, motion carries.

Attest:

Wendy Warren
Deputy City Clerk

July 14, 2010

Donald Mann, Developer
25880 Birch Bluff
Shorewood, MN 55331

RE: Woodcroft
City of East Bethel

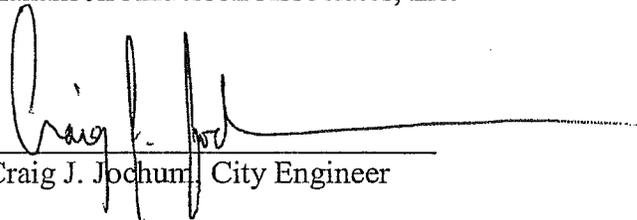
Dear Mr. Mann:

Your current letter of credit number 100359 is set to expire on August 6, 2010. This item will be considered at the July 21, 2010 City Council meeting. Staff has recommended that the letter of credit be allowed to expire if you provide payment of \$424.34 for work that was completed for the final inspection and project closeout items.

Please provide payment to the City in the amount of \$424.34 before the close of business on July 27, 2010. Request the check to be given to Joan Steffen-Baker at the City Hall. A copy of the final invoice is attached. If the payment is not received by July 27, 2010 the City will draw down your current Letter of Credit in the amount of the invoice.

If you have any questions please call me at 763-427-5860.

Sincerely,
Hakanson Anderson Associates, Inc.



Craig J. Jochum, City Engineer

Stephanie Hanson, City Planner
Rita Pierce, Fiscal & Support Services Director
Joan Steffen-Baker, Planning Assistant
Nancy Mikre, Peoples Bank of Commerce



LOCATION MAP

Schedule Form for Lump Sum Pension Plans
Reporting Year 2010

Determination of Plan Liabilities and Required Municipal Contribution for 2011

Relief Association: East Bethel Fire Relief Association

County/ Anoka
Counties:

Enter Annual benefit level in effect for 2010: 3,400

(If you change your benefit level before 12/31/2010, the SC must be recalculated at the new level.)

	2010	2011
Subtotal of Page 1 Liability - Active Members	949,756	1,043,392

Active Member Information

Please Enter Dates in this format: **7/15/2010**

	Name	Status	Date of Birth	Fire Department Entry Date	Leaves of Absence and Breaks in Service (months)	Return to Service Member ?	To end of 2010		To end of 2011	
							Years of Service	Accrued Liability	Years of Service	Accrued Liability
1	Williams, Richard L.	Active		09/24/1981		<input type="checkbox"/>	29	98,600	30	102,000
2	Anderson, Arden B.	Active		03/25/1982		<input type="checkbox"/>	29	98,600	30	102,000
3	Inderlee, Leonard D.	Active		09/27/1984	3	<input type="checkbox"/>	26	88,400	27	91,800
4	Stanley, Ronald L.	Active		08/22/1985		<input type="checkbox"/>	25	85,000	26	88,400
5	Borstner, Jeffrey A.	Active		07/28/1988	3	<input type="checkbox"/>	22	74,800	23	78,200
6	Bennett, Todd	Active		05/01/1996		<input type="checkbox"/>	15	44,336	16	48,552
7	Vados, Randy	Active		03/05/1998		<input type="checkbox"/>	13	36,380	14	40,256
8	Hunt, Bill	Active		07/09/1998		<input type="checkbox"/>	12	32,708	13	36,380
9	Berry, Daniel	Active		10/15/1998		<input type="checkbox"/>	12	32,708	13	36,380
10	Ebertowski, Shane	Deferred		12/10/1998	20	<input type="checkbox"/>	10	0	11	0
11	Doebbert, Doug	Active		04/21/1999		<input type="checkbox"/>	12	32,708	13	36,380
12	Shultz, Gary	Active		05/19/1999		<input type="checkbox"/>	12	32,708	13	36,380
13	Novak, Jason	Active		02/19/2000	7	<input type="checkbox"/>	10	25,840	11	29,172
14	Sanow, Rodney	Active		02/19/2000		<input type="checkbox"/>	11	29,172	12	32,708
15	Arzdorf, Steven	Separated/Not Vested		04/18/2001	19	<input type="checkbox"/>	8	0	9	0
16	Prachar, Mark D.	Active		01/16/2002	3	<input type="checkbox"/>	9	22,644	10	25,840
17	Chesler, Craig	Active		09/04/2002		<input type="checkbox"/>	8	19,584	9	22,644
18	Giefer, Ronald	Active		12/18/2002	4	<input type="checkbox"/>	8	19,584	9	22,644
19	Bermudez, Paul	Active		02/19/2003	3	<input type="checkbox"/>	8	19,584	9	22,644
20	Shierts, Jeremy	Active		11/20/2002		<input type="checkbox"/>	8	19,584	9	22,644
21	Duchene, Mark	Active		11/05/2003	2	<input type="checkbox"/>	7	16,728	8	19,584
22	Karpinski, Paul	Active		11/05/2003	11	<input type="checkbox"/>	6	13,940	7	16,728
23	Ostmoe, Jamie	Active		11/05/2003	13	<input type="checkbox"/>	6	13,940	7	16,728
24	Gimpl, Tammy	Active		11/03/2004		<input type="checkbox"/>	6	13,940	7	16,728
25	Herzog, Matthew	Active		07/06/2005		<input type="checkbox"/>	5	11,356	6	13,940
26	Arneson, Adam	Active		12/02/2005		<input type="checkbox"/>	5	11,356	6	13,940
27	Lachinski, Troy	Active		12/07/2005		<input type="checkbox"/>	5	11,356	6	13,940
28	Henderson, Greg	Active		12/07/2005	10	<input type="checkbox"/>	4	8,840	5	11,356
29	Nutter, Stefany	Active		05/03/2006	12	<input type="checkbox"/>	4	8,840	5	11,356
30	Meinen, Daniel D.	Active		04/18/2007		<input type="checkbox"/>	4	8,840	5	11,356

31	Wall, Jeremy A.	Active		04/18/2007		<input type="checkbox"/>	4	8,840	5	11,356
32	Andersen, Eric W.	Active		04/18/2007		<input type="checkbox"/>	4	8,840	5	11,356
33	Greskovics, Joseph J.	Separated/Not Vested		05/29/2007	8	<input type="checkbox"/>	3	0	4	0
34		Choose Status				<input type="checkbox"/>		0		0
35		Choose Status				<input type="checkbox"/>		0		0
36		Choose Status				<input type="checkbox"/>		0		0
37		Choose Status				<input type="checkbox"/>		0		0
38		Choose Status				<input type="checkbox"/>		0		0
39		Choose Status				<input type="checkbox"/>		0		0
40		Choose Status				<input type="checkbox"/>		0		0
41		Choose Status				<input type="checkbox"/>		0		0
42		Choose Status				<input type="checkbox"/>		0		0
43		Choose Status				<input type="checkbox"/>		0		0
44		Choose Status				<input type="checkbox"/>		0		0
45		Choose Status				<input type="checkbox"/>		0		0
46		Choose Status				<input type="checkbox"/>		0		0
47		Choose Status				<input type="checkbox"/>		0		0
48		Choose Status				<input type="checkbox"/>		0		0
49		Choose Status				<input type="checkbox"/>		0		0
50		Choose Status				<input type="checkbox"/>		0		0
51		Choose Status				<input type="checkbox"/>		0		0
52		Choose Status				<input type="checkbox"/>		0		0
53		Choose Status				<input type="checkbox"/>		0		0
54		Choose Status				<input type="checkbox"/>		0		0
55		Choose Status				<input type="checkbox"/>		0		0
56		Choose Status				<input type="checkbox"/>		0		0
57		Choose Status				<input type="checkbox"/>		0		0
58		Choose Status				<input type="checkbox"/>		0		0
59		Choose Status				<input type="checkbox"/>		0		0
60		Choose Status				<input type="checkbox"/>		0		0
61		Choose Status				<input type="checkbox"/>		0		0
62		Choose Status				<input type="checkbox"/>		0		0
63		Choose Status				<input type="checkbox"/>		0		0
64		Choose Status				<input type="checkbox"/>		0		0
65		Choose Status				<input type="checkbox"/>		0		0
66		Choose Status				<input type="checkbox"/>		0		0
67		Choose Status				<input type="checkbox"/>		0		0
68		Choose Status				<input type="checkbox"/>		0		0
69		Choose Status				<input type="checkbox"/>		0		0
70		Choose Status				<input type="checkbox"/>		0		0
71		Choose Status				<input type="checkbox"/>		0		0
72		Choose Status				<input type="checkbox"/>		0		0
73		Choose Status				<input type="checkbox"/>		0		0
74		Choose Status				<input type="checkbox"/>		0		0
75		Choose Status				<input type="checkbox"/>		0		0
76		Choose Status				<input type="checkbox"/>		0		0
77		Choose Status				<input type="checkbox"/>		0		0

Deferred Member Information (fully or partially vested)

See separate instructions regarding completion of the fields below.

Please enter dates in this format: 7/15/2010

Total Deferred Member Liabilities 2010 80,400
 Total Deferred Member Liabilities 2011 80,400

1	Enter all information as it pertains to this member.				
Member Name:	<u>Glidden, Peter D.</u>	Benefit Level at Separation:	<u>2,400</u>	Months of Service Are Paid	<input type="checkbox"/>
Minimum Years Required to Vest:	<u>10</u>	DOB:	_____		
Service Dates: Entry:	<u>11/17/1983</u>	Separation:	<u>10/11/2004</u>		
LOAs and BIS (in months):	_____	Vesting %:	<u>100</u>		
Return to Service Member ?	<input type="checkbox"/>	(Check if applicable.)			
Total Service: Years:	<u>20</u>	Months (if paid):	_____		
2010 Estimated Liability:	<u>48,000</u>				
2011 Estimated Liability:	<u>48,000</u>	Status:	<u>Deferred</u>		
For Relief ROR up to 5%, OSA ROR up to 5% or Board Set ROR up to 5% enter interest rates below.					
1981: _____ %	1986: _____ %	1991: _____ %	1996: _____ %	2001: _____ %	2006: _____ %
1982: _____ %	1987: _____ %	1992: _____ %	1997: _____ %	2002: _____ %	2007: _____ %
1983: _____ %	1988: _____ %	1993: _____ %	1998: _____ %	2003: _____ %	2008: _____ %
1984: _____ %	1989: _____ %	1994: _____ %	1999: _____ %	2004: _____ %	2009: _____ %
1985: _____ %	1990: _____ %	1995: _____ %	2000: _____ %	2005: _____ %	2010: _____ % +
+This rate of return is calculated using the earnings projected on Page 4 of the Schedule.					

2	Enter all information as it pertains to this member.				
Member Name:	<u>Wunderlich, Jeff C.</u>	Benefit Level at Separation:	<u>2,000</u>	Months of Service Are Paid	<input type="checkbox"/>
Minimum Years Required to Vest:	<u>10</u>	DOB:	_____		
Service Dates: Entry:	<u>08/25/1988</u>	Separation:	<u>05/20/1999</u>		
LOAs and BIS (in months):	_____	Vesting %:	<u>60</u>		
Return to Service Member ?	<input type="checkbox"/>	(Check if applicable.)			
Total Service: Years:	<u>10</u>	Months (if paid):	_____		
2010 Estimated Liability:	<u>12,000</u>				
2011 Estimated Liability:	<u>12,000</u>	Status:	<u>Deferred</u>		
For Relief ROR up to 5%, OSA ROR up to 5% or Board Set ROR up to 5% enter interest rates below.					
1981: _____ %	1986: _____ %	1991: _____ %	1996: _____ %	2001: _____ %	2006: _____ %
1982: _____ %	1987: _____ %	1992: _____ %	1997: _____ %	2002: _____ %	2007: _____ %
1983: _____ %	1988: _____ %	1993: _____ %	1998: _____ %	2003: _____ %	2008: _____ %
1984: _____ %	1989: _____ %	1994: _____ %	1999: _____ %	2004: _____ %	2009: _____ %
1985: _____ %	1990: _____ %	1995: _____ %	2000: _____ %	2005: _____ %	2010: _____ % +
+This rate of return is calculated using the earnings projected on Page 4 of the Schedule.					

3	Enter all information as it pertains to this member.				
Member Name:	<u>Shane Ebertowski</u>	Benefit Level at Separation:	<u>3,400</u>	Months of Service Are Paid	<input type="checkbox"/>
Minimum Years Required to Vest:	<u>10</u>	DOB:	<u> </u>		
Service Dates:	Entry: <u>12/10/1998</u>	Separation:	<u>05/20/2010</u>		
LOAs and BIS (in months):	<u>17</u>	Vesting %:	<u>60</u>		
Return to Service Member ?	<input type="checkbox"/>	(Check if applicable.)			
Total Service:	Years: <u>10</u>	Months (if paid):	<u> </u>		
2010 Estimated Liability:	<u>20,400</u>				
2011 Estimated Liability:	<u>20,400</u>	Status:	<u>Deferred</u>		
For Relief ROR up to 5%, OSA ROR up to 5% or Board Set ROR up to 5% enter interest rates below.					
1981: <u> </u> %	1986: <u> </u> %	1991: <u> </u> %	1996: <u> </u> %	2001: <u> </u> %	2006: <u> </u> %
1982: <u> </u> %	1987: <u> </u> %	1992: <u> </u> %	1997: <u> </u> %	2002: <u> </u> %	2007: <u> </u> %
1983: <u> </u> %	1988: <u> </u> %	1993: <u> </u> %	1998: <u> </u> %	2003: <u> </u> %	2008: <u> </u> %
1984: <u> </u> %	1989: <u> </u> %	1994: <u> </u> %	1999: <u> </u> %	2004: <u> </u> %	2009: <u> </u> %
1985: <u> </u> %	1990: <u> </u> %	1995: <u> </u> %	2000: <u> </u> %	2005: <u> </u> %	2010: <u> </u> % +
+This rate of return is calculated using the earnings projected on Page 4 of the Schedule.					

4	Enter all information as it pertains to this member.				
Member Name:	<u> </u>	Benefit Level at Separation:	<u> </u>	Months of Service Are Paid	<input type="checkbox"/>
Minimum Years Required to Vest:	<u> </u>	DOB:	<u> </u>		
Service Dates:	Entry: <u> </u>	Separation:	<u> </u>		
LOAs and BIS (in months):	<u> </u>	Vesting %:	<u> </u>		
Return to Service Member ?	<input type="checkbox"/>	(Check if applicable.)			
Total Service:	Years: <u> </u>	Months (if paid):	<u> </u>		
2010 Estimated Liability:	<u> </u>				
2011 Estimated Liability:	<u> </u>	Status:	<u>Deferred</u>		
For Relief ROR up to 5%, OSA ROR up to 5% or Board Set ROR up to 5% enter interest rates below.					
1981: <u> </u> %	1986: <u> </u> %	1991: <u> </u> %	1996: <u> </u> %	2001: <u> </u> %	2006: <u> </u> %
1982: <u> </u> %	1987: <u> </u> %	1992: <u> </u> %	1997: <u> </u> %	2002: <u> </u> %	2007: <u> </u> %
1983: <u> </u> %	1988: <u> </u> %	1993: <u> </u> %	1998: <u> </u> %	2003: <u> </u> %	2008: <u> </u> %
1984: <u> </u> %	1989: <u> </u> %	1994: <u> </u> %	1999: <u> </u> %	2004: <u> </u> %	2009: <u> </u> %
1985: <u> </u> %	1990: <u> </u> %	1995: <u> </u> %	2000: <u> </u> %	2005: <u> </u> %	2010: <u> </u> % +
+This rate of return is calculated using the earnings projected on Page 4 of the Schedule.					

Calculation of Normal Cost

	2010	2011	
Total Active Member Liabilities	949,756	1,043,392	
Total Deferred Member Liabilities	80,400	80,400	
Total Unpaid Installments	0	0	
Grand Total Special Fund Liability	A. 1,030,156	B. 1,123,792	
Normal Cost (Cell B minus Cell A)			C. 93,636

Projection of Net Assets for Year Ending December 31, 2010

Special Fund Assets at December 31, 2009 (RF-09 ending assets) 1 943,813

Projected Income for 2010

State Fire Aid (2009 aid may be increased by up to 3.5%)	D.	40,000	
Municipal / Independent Fire Dept. Contributions	E.	39,103	
Interest / Dividends	F.	2,500	
Appreciation / (Depreciation)	G.	(6,000)	
Member Dues (If deposited in Special Fund)	H.		
Other Revenues	I.		
Total Projected Income for 2010 (Add Lines D through I)			2 75,603

Projected Expenses for 2010

Service Pensions	J.		
Member Names:			
Other Benefits	K.		
Administrative Expenses	L.	13,000	
Total Projected Expenses for 2010 (Add Lines J through L)			3 13,000

Projected Net Assets at December 31, 2010 (Add Lines 1 and 2, subtract Line 3) 4 1,006,416

Projection of Surplus or (Deficit) as of December 31, 2010

Projected Assets (Line 4)	5	1,006,416
2010 Accrued Liability (Page 4, cell A)	6	1,030,156
Surplus or (Deficit) (Line 5 minus Line 6)	7	(23,740)

Calculation of Required Contribution

Year Incurred	Deficit Information - Original		Deficit Information - Adjusted		
	Original Amount	Amount Retired as of 12/31/2009	Original Amount	Amount Retired as of 12/31/2010	Amount Left to Retire 1/1/2011
2001					
2002					
2003					
2004					
2005					
2006					
2007					
2008					
2009	189,888	0	189,888	166,148	23,740
2010					
Totals	189,888		189,888	166,148	23,740

Normal Cost (Page 4, cell C)	8	93,636
Projected Administrative Expense	9	6,011
Amortization of Deficit (Total of Original Amount column x 0.10)	10	18,989
10% of Surplus (Line 7 x 0.10)	11	0
State Fire Aid	12	40,000
Member Dues	13	0
5% of Projected Assets at December 31, 2010 (Line 4 x 0.05)	14	50,321
Required Contribution (Add Lines 8, 9 and 10, subtract Lines 11, 12, 13 and 14)	15	28,315

Enter 2009 Admin Exp here: 9 5,808

The required contribution must be made during 2011.

Ordinance 27, Second Series

An Ordinance Amending Chapter 18, Businesses, Article IV, Regulating the Sale of Tobacco

The City Council of the City of East Bethel ordains:

Article IV, Regulating the Sale of Tobacco is amended to be as follows:

SECTION 7. Sec. 18-181. - Penalties is amended as follows:

(b) *Administrative civil penalties—Licensees.* If a licensee or an employee of a licensee is found to have sold tobacco to a person under the age of 18 years, the licensee shall be subject to an administrative penalty as follows:

(1) First violation: The city shall impose a civil fine of \$150.00. In addition the city may suspend the license for a period up to twenty (20) days. The city may agree with the licensee to waive up to 10 days of suspension at a rate of two (2) days for every eight (8) hours of community service performed by the licensee's ~~employee~~.

(2) Second violation within 24 months: The city shall impose a civil fine of \$300.00. In addition the city may suspend the license for a period up to forty (40) days. The city may agree with the licensee to waive up to 10 days of suspension at a rate of two (2) days for every eight (8) hours of community service performed by the licensee's ~~employee~~.

Adopted this 21st day of July, 2010 by the City Council of the City of East Bethel.

For the City:

Greg Hunter, Mayor

ATTEST:

Douglas Sell, City Administrator

Adopted: July 21, 2010
Published: July 30, 2010
Effective: July 30, 2010

Remove-All ®

16038 Jarvis Street NW
Elk River, MN 55330

Estimate

Date

7/2/2010

Customer

City of East Bethel
2241 221st Avenue NE
East Bethel, MN 55011

Service Address

21116 East Bethel Blvd.
East Bethel, MN

Description	Total
<p>Remove and dispose of remaining debris from previously existing structure Remove and dispose of concrete Using material on site, perform final grade of demolition area.</p> <p>Remove-All to provide all labor and machinery for estimated work. Remove-All is responsible for calling in a Gopher One Locate for concrete removal.</p> <p>Remove-All is not responsible for incidental damage to property or landscaping. Remove-All is not responsible for damage to existing well or septic system if present. Heavy truck/s and/or equipment will be used on site throughout project. Remove-All requires full access to and control of entire property for duration of project. No individuals and/or other trades to be working on site during the demolition phase.</p> <p>This estimate does not include removal of any asbestos or hazardous waste.</p> <p>Work to be completed on or before July 30, 2010.</p> <p>Customer is responsible for providing Remove-All with verification that utilities have been stopped at street prior to start of removal, and for providing utility service provider names for the site (electric and gas companies at minimum).</p> <p>X _____ Date _____ Customer Signature (City of East Bethel Representative)</p> <p>X _____ Date _____ Signature of Remove-All Representative</p> <p>Estimate converts to contractual agreement with customer signature. Work WILL NOT COMMENCE until signed estimate/contract is received by Remove-All.</p> <p>Payment Terms to be negotiated.</p>	<p>3,000.00</p>

ESTIMATE IS GOOD FOR 30 DAYS FROM ESTIMATE DATE.

CANCELLATION DISCLOSURE: YOU, THE BUYER, MAY CANCEL THIS AGREEMENT AT ANY TIME PRIOR TO MIDNIGHT OF THE THIRD BUSINESS DAY AFTER THE DATE OF THIS AGREEMENT.

Thank you for trusting Remove-All for your waste removal. Please be confident in knowing that your waste is being disposed of at the following licensed disposal facility/ies: Elk River Landfill, Hwy 169, Elk River, MN. Permit No. SW-74, Dem-Con MN Permit No. SW-290, or Vonco II, Becker, MN. MPCA Permit No. SW-580 "You may be responsible for any liability that results from contamination at a facility where your waste has been deposited. Minnesota believes that its waste management system provides substantially more financial and environmental protection than depositing waste in landfills in other states. Managing your waste in Minnesota may minimize your potential liability." (MN Statute 115)

Total	\$3,000.00
--------------	------------

Phone

(763) 421-7437

Fax

(763) 421-7407



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 8.0 A.1

Agenda Item:

Planning Commission Meeting Minutes for June 22, 2010

Requested Action:

Information Only

Background Information:

Information Only. These minutes are in draft form. They have not been approved by the Planning Commission.

Fiscal Impact:

None

Recommendation(s):

Information Only

City Council Action

Motion by:_____

Second by:_____

Vote Yes:_____

Vote No:_____

No Action Required: X

EAST BETHEL PLANNING COMMISSION MEETING

June 22, 2010

The East Bethel Planning Commission met on June 22, 2010 at 7:00 P.M for their regular meeting at City Hall.

MEMBERS PRESENT: Eldon Holmes Heidi Moegerle Lori Pierson
Julie Moline Glenn Terry Lorraine Bonin

MEMBERS ABSENT: Tim Landborg

ALSO PRESENT: Stephanie Hanson, City Planner

Adopt Agenda The June 22, 2010 meeting was called to order by Chairperson Holmes at 7:00 PM.

Holmes made a motion to adopt the June 22, 2010 agenda. Pierson seconded; all in favor, motion carries.

Interim Use Permit –
Home Occupation

Property Owners/Applicants:

Michael & Catherine Beason
3500 190th Avenue NE
East Bethel, MN 55092

Property Location:

3301 Viking Blvd NE
East Bethel, MN 55092
PIN 27-33-23-14-0024
Zoning: RR- Rural Residential

Mr. and Mrs. Beason are requesting an IUP to conduct a home occupation from the home they own at 3301 Viking Blvd. NE. The home occupation is for a craft center known as The Pines. The Pines is a business designated to serving individuals and groups overnight by offering indoor crafts such as knitting, quilting, scrapbooking, and other similar uses.

The 3,800 square foot home has 5 bedrooms, 3.5 baths, a large craft room, full kitchen for guests to use, and sits on 8 wooded acres. Parking on site is a bituminous surface and can accommodate up to 6 vehicles. Mr. & Mrs. Beason will be expanding the bituminous parking area to accommodate additional vehicles. All vehicles are required to be parked on designated driveways and must be screened from neighboring residential properties.

One of the requirements for a craft center is the site must be landscaped and screened from abutting lots, as determined by City Council. Attachment 5 shows an aerial photo of the site. The aerial shows existing mature tree coverage along the property lines, therefore, staff thinks the property is fully screened and fulfills this requirement of the code. City Council will have the final determination regarding screening.

Proposed occupant load for the craft center is 16; however, the Building and Fire Departments will make the final determination on occupant load as required in East Bethel Zoning Code, Section 10.33 (Attachment 4). Mr. &

Mrs. Beason will be required to contact the Building Department to set up an inspection so a final occupant load can be determined.

Craft centers are a regulated use in East Bethel City Code, Appendix A, Zoning Section 10.33 (Attachment 4). Mr. & Mrs. Beason's proposed use of the property is in compliance with the requirements set forth in code.

The attachments in the packet were:

1. Site Map
2. Application
3. Lot Survey
4. Zoning Code Section 10.33, Craft Center
5. Aerial of Property

Staff requests Planning Commission recommend approval to City Council for the request by Mr. & Mrs. Beason for an IUP for a craft center known as The Pines to be operated from 3301 Viking Blvd. NE, East Bethel, PIN 27-33-23-14-0024 with the following conditions:

1. Property owners must execute an IUP Agreement prior to operating the business from the property.
2. All conditions of the IUP must be met no later than August 21, 2010 or the IUP will be considered void.
3. Occupant load will be determined by Building and/or Fire departments, not to exceed guest occupancy of 20 persons.
4. Guests are limited to a length of stay of no more than seven (7) consecutive nights.
5. Food preparation and cooking in guest rooms is prohibited.
6. On-site parking sufficient for all residents and guests shall be provided.
7. The craft center requires a yearly health and safety inspection by the Fire/Building Departments. Property owner is responsible for scheduling yearly health and safety inspections through the Building Department. The property owner will be required to satisfactorily address Building and Fire Department requirements and comments.
8. A Certificate of Occupancy must be obtained by the East Bethel Building Department prior to the operation of the business.
9. The duration of the IUP is three (3) years; at which time the property owner is responsible for requesting the continuance of the IUP.
10. Business signage must meet requirements set forth in East Bethel Code, Chapter 54, Signs.
11. Business must remain in compliance with all other East Bethel codes.
12. Failure to comply with city codes will be grounds for IUP termination.

Public hearing was open at 7:02 and closed at 7:03.

Moline asked if they prepare the food themselves for the visitors. Beason stated the attendees bring their own food.

Moegerle asked if they would be residing at the location. Beason stated he is the caretaker and there is a caretaker apartment downstairs, so he resides there in that location. Beason said they changed classification last year, so they can't get occupancy until next year. The property is now homesteaded.

Terry asked about the "sharing times with your girlfriends" comment on the information. Beason said his wife wrote it, and he told her some of the guys maybe want to do needlepoint. He stated we couldn't discriminate.

Terry made a motion to recommend approval to the City Council the Interim Use Permit for a Home Occupation known as The Pines Craft Center with the following conditions. The location being 3301 Viking Blvd NE, East Bethel, MN 55092, PIN 27 33 23 14 0024 The Zoning Classification is Rural Residential (RR) District.

- 1. Property owners must execute an IUP Agreement prior to operating the business from the property.**
- 2. All conditions of the IUP must be met no later than August 21, 2010 or the IUP will be considered void.**
- 3. Occupant load will be determined by building and/or fire department, not to exceed guest occupancy of 20 persons.**
- 4. Guests are limited to a length of stay of no more than seven (7) consecutive nights.**
- 5. Food preparation and cooking in guest rooms is prohibited.**
- 6. On-site parking sufficient for all residents and guests shall be provided.**
- 7. The craft center requires a yearly health and safety inspection by the Fire/Building Departments. Property owner is responsible for scheduling yearly health and safety inspections through the Building Department. The property owner will be required to satisfactorily address Building and Fire Department requirements and comments.**
- 8. A Certificate of Occupancy must be obtained by the East Bethel Building Department prior to the operation of the business.**
- 9. The duration of the IUP is three (3) years; at which time the property owner is responsible for requesting the continuance of the IUP.**
- 10. Business signage must meet requirements set forth in East Bethel Code, Chapter 54, Signs.**
- 11. Business must remain in compliance with all other East Bethel codes.**
- 12. Failure to comply with city codes will be grounds for IUP termination.**

Pierson seconded; all in favor, motion carries

This will be placed before the City Council on July 21, 2010.

Approve April 27,
2010 Planning
Commission Meeting
Minutes

Pierson motioned to approve the April 27, 2010 minutes. Holmes seconded; all in favor, motion carries.

Adjourn

Moegerle made a motion to adjourn the meeting at 7:08 PM. Pierson seconded; all in favor, motion carries.

Submitted by:
Jill Teetzel
Recording Secretary

DRAFT



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 8.0 A.2

Agenda Item:

Interim Use Permit (IUP) Request for a Home Occupation Known as The Pines Craft Center for Michael and Catherine Beason

Requested Action:

Consider Approval of an IUP to Allow a Craft Center in the RR – Rural Residential District

Background Information:

Property Owners/Applicants:

Michael & Catherine Beason
3500 190th Avenue NE
East Bethel, MN 55092

Property Location:

3301 Viking Blvd NE
East Bethel, MN 55092
PIN 27-33-23-14-0024
Zoning: RR- Rural Residential

Mr. and Mrs. Beason are requesting an IUP to conduct a home occupation from the home they own at 3301 Viking Blvd. NE. The home occupation is for a craft center known as The Pines. The Pines is a business designated to serving individuals and groups overnight by offering indoor crafts such as knitting, quilting, scrapbooking, and other similar uses.

The 3,800 square foot home has 5 bedrooms, 3.5 baths, a large craft room, full kitchen for guests to use, and sits on 8 wooded acres. Parking on site is a bituminous surface and can accommodate up to six vehicles. Mr. & Mrs. Beason will be expanding the bituminous parking area to accommodate additional vehicles. All vehicles are required to be parked on designated driveways and must be screened from neighboring residential properties.

One of the requirements for craft centers is the site must be landscaped and screened from abutting lots, as determined by City Council. Attachment 5 shows an aerial photo of the site. The aerial shows existing mature tree coverage along the property lines, therefore, staff thinks the property is fully screened and fulfills this requirement of the code. City Council will have the final determination regarding screening.

Proposed occupant load for the craft center is 16; however, the Building and Fire Department will make the final determination on occupant load as required in East Bethel Zoning Code, Section 10.33 (attachment 4). Mr. & Mrs. Beason will be required to contact the Building Department to set up an inspection so a final occupant load can be determined.

Craft centers are a regulated use in East Bethel City Code, Appendix A, Zoning Section 10.33 (attachment 4). Mr. & Mrs. Beason's proposed use of the property is in compliance with the requirements set forth in code.

Attachments:

1. Site Map
2. Application
3. Lot Survey
4. Zoning Code Section 10.33, Craft Center
5. Aerial of Property

Fiscal Impact:

Undetermined at this time

Recommendation(s):

Planning Commission recommends approval to City Council for the request by Mr. & Mrs. Beason for an IUP for a craft center known as The Pines to be operated from 3301 Viking Blvd, NE, East Bethel, PIN 27-33-23-14-0024 with the following conditions:

1. Property owners must execute an IUP Agreement prior to operating the business from the property.
2. All conditions of the IUP must be met no later than August 21, 2010 or the IUP will be considered void.
3. Occupant load will be determined by building and/or fire department, not to exceed guest occupancy of 20 persons.
4. Guests are limited to a length of stay of no more than seven (7) consecutive nights.
5. Food preparation and cooking in guest rooms is prohibited.
6. On-site parking sufficient for all residents and guests shall be provided.
7. The craft center requires a yearly health and safety inspection by the Fire/Building Departments. Property owner is responsible for scheduling yearly health and safety inspections through the Building Department. The property owner will be required to satisfactorily address Building and Fire Department requirements and comments.
8. A Certificate of Occupancy must be obtained by the East Bethel Building Department prior to the operation of the business.
9. The duration of the IUP is three (3) years; at which time the property owner is responsible for requesting the continuance of the IUP.
10. Business signage must meet requirements set forth in East Bethel Code, Chapter 54, Signs.
11. Business must remain in compliance with all other East Bethel codes.
12. Failure to comply with city codes will be grounds for IUP termination.

City Council Action

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____



CITY OF EAST BETHEL CivicSight Map

MAP LEGEND:

- WATER
- PARKS
- PARCELS

SPLIT ZONING (Zoning)

- AG - Agriculture
- B-1 - Limited Business
- B-2 - Central Business
- B-3 - Highway Business
- I - Light Industrial
- RR - Rural Residential
- R-1 - Single Family Residential
- R-2 - Single Family & Townhome Residential
- CC - City Center District
- Public / Institutional
- Park / Open Space
- Natural Area

ZONING (Zoning)

- AG - Agriculture
- B-1 - Limited Business
- B-2 - Central Business
- B-3 - Highway Business
- I - Light Industrial
- RR - Rural Residential
- R-1 - Single Family Residential
- R-2 - Single Family & Townhome Residential
- CC - City Center District
- Public / Institutional
- Park / Open Space
- Natural Area



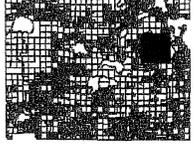
Map Scale: 1 inch = 899 feet
 Map Date: 7/16/2008
 Data Date: July 11, 2008

Sources: EAST BETHEL GIS AND ANOKA COUNTY

Disclaimer:
 Enter Map Disclaimer Here



Reference Map





LAND USE APPLICATION

OFFICE USE ONLY

Date Rec'd 5/25/10

By _____

Fee \$ _____

Fee transferred from previous app. from 2008

- Check appropriate box: VARIANCE CUP IUP FINAL PLAT
- BUSINESS CONCEPT PLAN PRELIMINARY PLAN SITE PLAN REVIEW OTHER _____

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

Application is hereby made for CRAFT CENTER (provide narrative below describing proposed use).
A place designated to serve Indv. + groups by offering indoor crafts such as Knitting, Quilting, Scrapbooking and other similar uses

LOCATION: PID 27.33.23.14.0024 Legal: Lot _____ Block _____ Subdivision _____
 PROPERTY ADDRESS: 3301 Viking Blvd PRESENT ZONING: RR

PROPERTY OWNER

CONTACT NAME Mike & Cathy Reason PHONE 763.434.3388
 ADDRESS 3500 190th Ave N.E. FAX work 952-828-2263
 CITY/STATE/ZIP East Bethel, MN 55092 E-MAIL Mike.Reason@GE.com

APPLICANT

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

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

Michael L. Reason
 Property Owner's Signature

Michael L. Reason 5/25/10
 Printed Name Date

OFFICE USE ONLY - DO NOT COMPLETE			
	Received	Approved/Denied	Notes
Community Dvlp.	<u>5/25/10</u>	_____	
Planning Commission	<u>6/22/10</u>	_____	
City Council	<u>7/21/10</u>	_____	
<u>7/23/10</u> 60 Day _____ 120 Day			

Attachment #2

THE PINES

Scrap Booking/Craft Retreat

3301 Viking Blvd. East Bethel, Minnesota.

At the northern edge of the Minneapolis-St. Paul metropolitan area, the City of East Bethel is 48 square miles of lakes, wetlands, farms, and prairies.

Minnesota Highway 65, a four-lane expressway, traverses the City. Viking Boulevard The City also is home to the Sand Hill Crane Natural Area, Cedar Creek Natural History Area and Coon Lake, the largest lake in Anoka County.

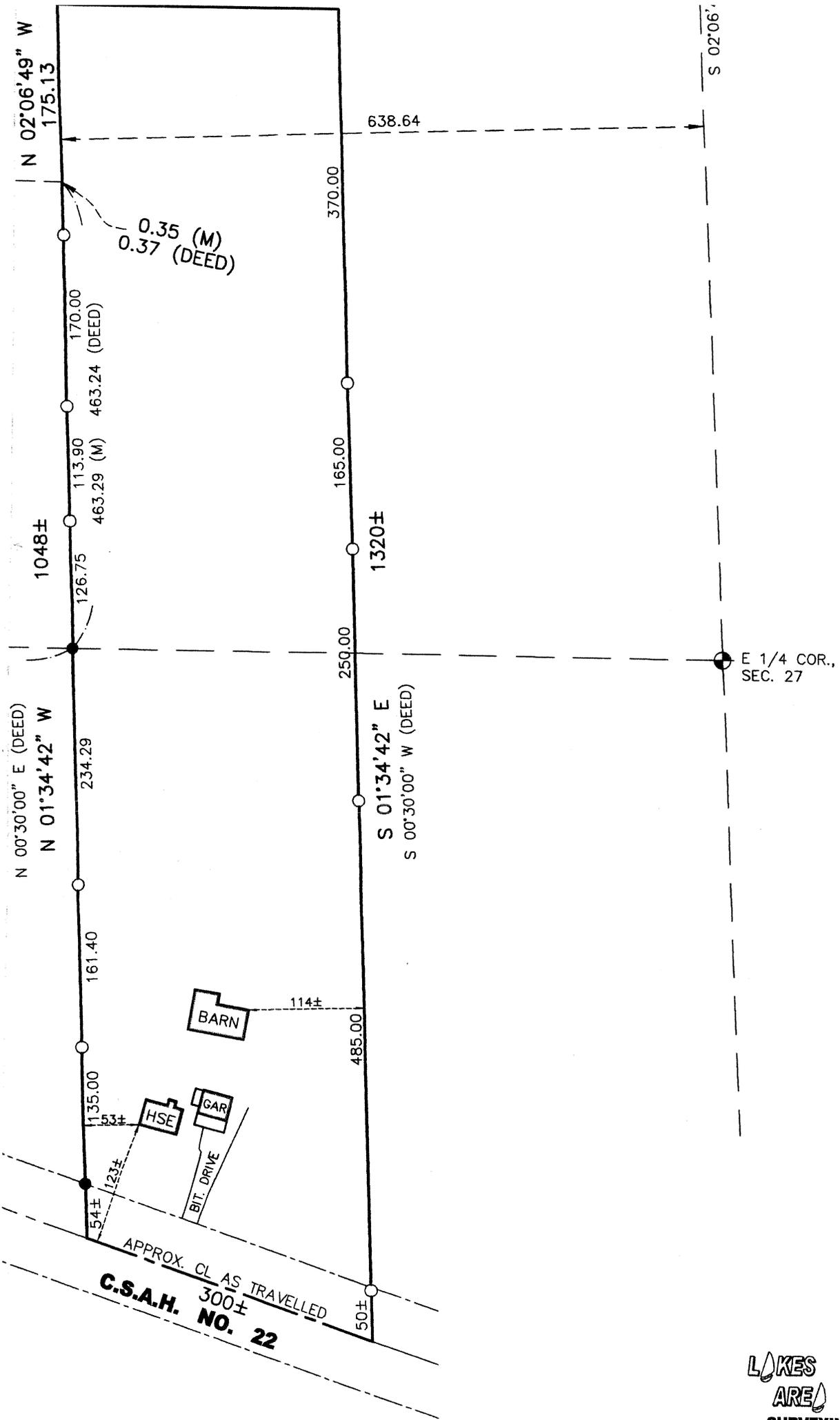
When was the last time you got away? To hang out with your friends, uninterrupted. To work on scrap booking, stamping, beading or quilting projects you've dreamed of starting or finishing. To relax and pamper yourself ... or, have a chat with an old friend, on a bench in the garden.

At THE PINES

You'll find the freedom to relax, create and play, and share time with your girlfriends -- just your girlfriends -- without having to keep one eye on the clock and the other on your "to do list." Here crafters find renewal in good friends and good times.

The 3,800-square-foot house offers five bedrooms, Large comfortable craft room where you can spread out your projects. A great room for relaxing or watching you favorite movie or show, full kitchen, 3.5 bathrooms, and a screen porch all in a tranquil country setting. 8 acres, surrounded by tall pine trees and woods with a walking trail, you just might see a fainting goat or two. East Bethel, Minnesota. Just minutes north of Minneapolis and Saint Paul, Minnesota.

Your special Retreat can be scheduled for a single day or and extended weekend. Also available for special meetings, actives or conferences'



Attachment #3



abutting a residential district must be enclosed with a six-foot fence to provide screening from neighboring properties.

D. Customers must gain entrance to the outdoor area from within the main facility, however, at least one outside fire exit must be provided.

E. Temporary seating on a sidewalk adjacent to the building shall be allowed subject to the following:

- 1) The seating, including benches and chairs shall be limited to no more than ten seats.
- 2) Serving of food and beverages in the temporary seating area is prohibited.

30. Swimming pools, permanent and portable.

A. A building permit is required for swimming pools exceeding a depth of 24 inches and exceeding a capacity of 5,000 gallons.

B. Swimming pools may be required to be enclosed by a fence as regulated in Section 25. Fence Regulations of this code.

C. All swimming pools and their accessories must be located a minimum of ten feet from all side and rear property lines abutting other lots, and may not extend into the minimum front yard setback.

D. The noise generated by equipment when operating must satisfy the requirements of Section 34.

34. Environmental Regulations.

33. Craft center, in rural residential districts.

A. The craft center structures must not be in a platted subdivision.

B. The craft center must be located and have direct access from an arterial or collector roadway.

C. Craft centers are allowed with an approved IUP.

D. Single family homes may be converted, renovated, or enlarged in compliance with city code for the purpose of providing additional guest rooms after an IUP is obtained, and must be owner occupied.

E. The exterior appearance of the structure shall not be altered from its single-family character, nor shall there be any detriment to the residential character of the neighborhood.

F. Occupant load will be determined by building and/or fire department, not to exceed a guest occupancy of 20 persons.

G. Primary guest room entrances shall be through an interior room of the center.

H. Guests are limited to a length of stay of no more than seven consecutive nights.

I. Food preparation and cooking in guest rooms is prohibited.

J. On-site parking sufficient for all residents and participants shall be provided.

K. Craft centers shall be landscaped and screened from abutting lots, as determined by City Council.

L. Craft centers require a yearly health and safety inspection by the fire/building departments.



CITY OF EAST BETHEL
The Pines Craft Center Site

MAP LEGEND:

- WATER
- PARKS
- PARCELS
- AERIAL PHOTO (Image)

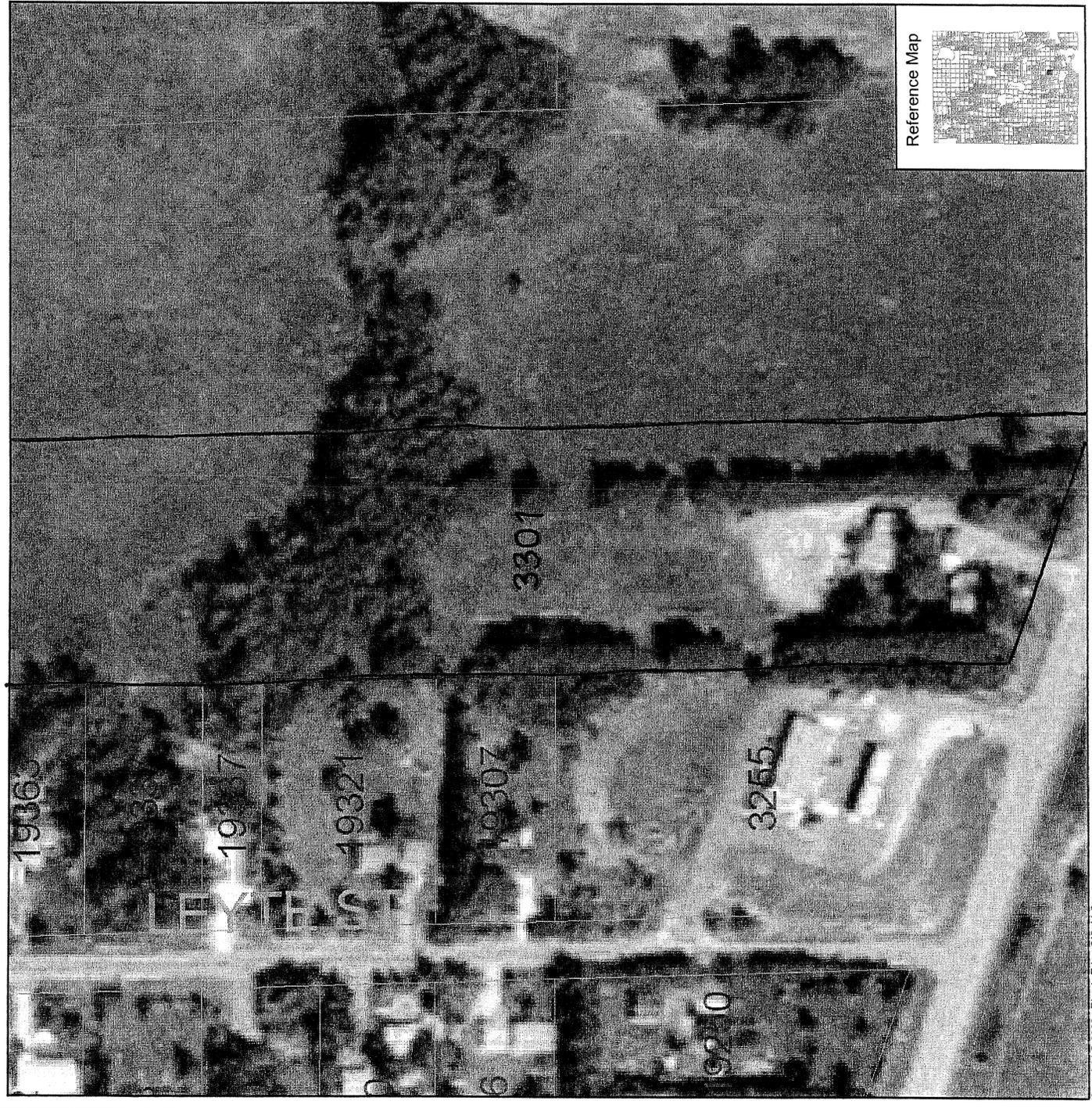
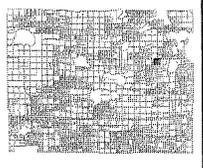


Map Scale: 1 inch = 171 feet
Map Date: 6/15/2010
Data Date: June 4, 2010

Sources: EAST BETHEL GIS AND ANOKA COUNTY

Disclaimer:
Enter Map Disclaimer Here

Reference Map





City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 8.0 B.1

Agenda Item:

Park Commission Meeting Minutes for June 9, 2010

Requested Action:

Information Only

Background Information:

Information Only. These minutes are in draft form. They have not been approved by the Park Commission.

Fiscal Impact:

None

Recommendation(s):

Information Only

City Council Action

Motion by:_____

Second by:_____

Vote Yes:_____

Vote No:_____

No Action Required: X

EAST BETHEL PARKS COMMISSION MEETING

June 9, 2010

The East Bethel Parks Commission met on June 9, 2010 at 7:05 P.M at the City Hall for their regular monthly meeting.

MEMBERS PRESENT: Kenneth Langmade Dan Butler Barb Hagenson Tim Hoffman

MEMBERS EXCUSED: Sue Jefferson Dan Kretchmar Bonnie Harvey

ALSO PRESENT: Jack Davis, City Public Works Manager
Bill Boyer, Council Liaison

Adopt Agenda **Hoffman made a motion to adopt the agenda as presented. Hagenson seconded; all in favor, motion carries.**

Approve May 12, 2010 Minutes **Butler made a motion to approve the May 12, 2010 minutes as amended. Hagenson seconded; all in favor, motion carries.**

Parks Financial Info – Parks Capitol Funds Summary
Butler questioned if the City has ever looked at voice over internet service. He was wondering if there could be a savings. There is a lot of cost savings in municipalities. Davis said that line item is cell phones. Boyer said he is not sure how many cell phones the City has now, but he thinks it is as least twelve. Davis said there are ten in his Department. Boyer said as a City then there is more than twelve. Davis said there is probably 16 – 18. Boyer said there is also the Fire Department pager system, and he isn't sure if that is under telephone or what. Boyer said there is virtually no long distance. Butler said VOIS you don't have to pay federal tax, no long distance, all he pays on is an E911 charge per line and also a small state surcharge. Boyer said some of it could be tied up with the wireless service.

Hagenson motioned to accept the financial report as presented. Hoffman seconded; all in favor, motion carries.

Parks Project Report The following is the 2010 Parks Projects list and a projected schedule of completion:

<u>Facility</u> <u>Date</u>	<u>Start Date</u>	<u>Completion</u>
Maynard Peterson Skate Park	March 2010	April 2010
Cedar Creek Pavilion	October 2009	May 2010
Hidden Haven Irrigation	April 2010	May 2010
Whispering Oaks Irrigation	April 2010	May 2010
John Anderson Playground	May 2010	June 2010
Coon Lake Beach Park	October 2009	June 2010
Hidden Haven Playground	June 2010	July 2010
Booster West Parking Lot	July 2010	August 2010
Booster/Cedar Creek Trail	June 2010	August 2010
Eveleth Park Improvements	August 2010	September 2010

City crews will be performing the majority of work on these projects with the exception of the Booster East/Cedar Trail and the Cedar Creek Pavilion, which will be completed by contractors. There will be small amount of work to be completed on the irrigation projects by Great Northern Landscape as part of their contract. City Council has approved the hiring of two seasonal employees, which will improve our ability to meet our projected schedules. All projects are on schedule.

Facility	Status
Maynard Peterson Skate Park	Completed
Cedar Creek Pavilion	Completed
Hidden Haven Irrigation	Connexus will be doing work this week. Project is on schedule for June 2010 completion
Whispering Oaks Irrigation	Connexus will be doing work this week. Project is on schedule for June 2010 completion
John Anderson Playground	Installation is complete
Coon Lake Beach Park	Project is 50% complete
Hidden Haven Playground	Will be completed in June or early July
Booster West Parking Lot	Engineering is underway for this project
Booster/Cedar Creek Trail	Concluding easement negotiations Phase I of project
Eveleth Park	Scheduled for August 2010

All the residents on Bataan received a letter about a meeting this Friday to discuss the trail on Bataan. The meeting will be at 9:00 a.m.

Davis said we are on schedule for our projects. Hopefully later we will discuss a Parks tour. Butler asked from the time the bids are let on the Booster West, how long will it take to get the project done. Davis said about three weeks. Langmade asked about the trail on Bataan, it is on the West side of the street correct. Davis said yes.

Rod & Norma Smith Park As part of the Parks Commissions efforts to solicit public input for local parks, the Commission holds its summer meetings in various parks throughout the City. This months meeting is scheduled for Rod and Norma Smith Park Park. Rod and Norma Smith Park is one of the City's older parks and serves the 183rd Avenue neighborhood.

The following improvements have been proposed for Rod and Norma Smith Park:
2013- - - Playground equipment replacement
2015 - - - Fencing and Landscape projects

The Commission will take questions and receive public comment on these proposed projects and any other issues concerning Rod and Norma Smith Park.

Residents in attendance:
Doug Meyenburg Sr, 18341 Lakeview Point
Brandon King, 3331 183rd Avenue NE
Jan Nevilla, 18368 Lakeview Point
Don Fineran, 3253 182nd Avenue NE

Meyenburg said the only thing they had input on was a different material under the playground equipment. Davis said once the playground equipment is replaced there would be playground mulch put under the equipment. That would be part of the playground

equipment replacement.

Nevilla asked when you talk about replacing equipment, which equipment. Davis said the equipment that would be replaced would be the swing set area.

Mayenburg asked if there would be bases put in. Davis said it was allowed to go back to grass, because of the maintenance. Unless there was an increase in use, Davis would prefer to leave it as it is.

Fineran lives across the street, and said it is very unusual to see this many cars here. There haven't been games here in a long time. It was nice when they did, but it hasn't happened in a while.

Boyer said it was talked about was putting a three-foot wide curb and center for parking, as opposed to the pull straight in and back out. Boyer drew a picture of what he was trying to explain. It was essentially an island for people to pull into, and let kids off.

Davis asked if it the ball field is used and if the residents like it. King said he likes the open space. It is nice to fly kites, play soccer, baseball. Davis said we could remove the fence by the field and leave the backstop.

Hagenson said we wouldn't be able to move the pavilion correct. Davis said yes.

Fineran asked if the youth groups want to use this for any activities. Boyer said the coaches really like to be at fields where there is multiple fields so they can have less staffing of the games. Davis said off street parking could be put where the basketball goals are and it could serve a multiple purpose.

Butler said there is an excess of picnic tables. Davis said we brought them for seating for the meeting.

Davis said this is one of our more vandalized parks. We have thought about removing the picnic tables. The kids get up on the roof and take off the shingles.

Fineran said when he drives in at night he has noticed kids in here, and generally that is not good. Davis said if you see anyone doing anything call the Sheriff's Department.

Hagenson said the park closes at ten. Davis said we would get a sign up. King asked could we secure the picnic tables to the concrete. Davis said yes we could look at doing that.

Nevilla asked what the City would replace the equipment with. Davis said with a new swing set. We would talk to the residents before we put things in, mostly the kids.

King asked if there would be taller slides put in. Davis said the facility should be designed for all the age groups that can use it.

The residents commented on how nice this park looks the grass is very green. Davis said it is primarily because of the higher water table.

Fineran asked if it would be a paved parking lot. Davis said if it were done off site it would be paved, otherwise it would be graveled. Fineran asked if there could be a single tennis court. Davis said tennis is one of those trendy things. In the 70s it was the rage, it fell out of favor, it made a come back. Hagenson said it is coming back. Langmade said there is people getting out and using the tennis courts all the time.

Nevilla said she liked the idea to get the kids down here to help pick out the playground equipment. Davis said it is not the adults that use these facilities.

The total estimated cost of these projects for Norseland Park for 2011 to 2015 budget period is estimated to be \$50,000. The Parks Acquisition and Development Fund and the Parks Capital Fund will cover the cost of these projects.

Langmade thanked the residents for their input.

Council
Report

Council gave Davis authority to hire another part time person to fill for an employee that is out for a medical absence. This will help for the summer projects we have been working on. Davis said it is important to keep up with what we have and maintain our standards.

Butler said Wild Rice Drive is just about finished. Davis said they started paving Monday. Butler said it should be done in about week or so. Davis said they are ahead of schedule.

Davis asked if the Commission would like to do another Parks tour. The Commission agreed that they would like to do one and they will do it at the July meeting with it starting at 6:00 p.m. We can decide at that meeting where the August meeting will be at, but the September meeting will be at Cedar Creek.

Adjourn

Hagenson made a motion to adjourn the June 9, 2010 meeting at 8:15 PM. Butler seconded; all in favor, motion carries.

Submitted by:
Jill Teetzel
Recording Secretary



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 8.0 C.1

Agenda Item:

Road Commission Meeting Minutes for June 8, 2010

Requested Action:

Information Only

Background Information:

Information Only. These minutes are in draft form. They have not been approved by the Road Commission.

Fiscal Impact:

None

Recommendation(s):

Information Only

City Council Action

Motion by:_____

Second by:_____

Vote Yes:_____

Vote No:_____

No Action Required: X

EAST BETHEL ROAD COMMISSION MEETING

June 8, 2010

The East Bethel Road Commission met on June 8, 2010 at 6:30 PM at the City Hall for their regular monthly meeting.

MEMBERS PRESENT: Roger Virta Al Thunberg Jeff Jensen
Deny Murphy Michael Warsko

MEMBERS EXCUSED: Pat Monnier

ALSO PRESENT: Jack Davis, City Public Works Manager
Kathy Paavola, Council Liaison

Adopt
Agenda

The June 8, 2010 meeting was called to order by Chairman Thunberg at 6:30 PM.

Virta made a motion to adopt the June 8, 2010 agenda. Jensen seconded; all in favor, motion carries.

Approve –
April 13,
2010

Virta had minor typo on page 3/8, change the @37 to 237th. In the same section strike the add that.

Meeting
Minutes

Thunberg clarified there is a curve on 222nd. If the kids were kept on Yancy, then the resident maybe able to see their daughter.

Jensen made a motion to approve the April 13, 2010 minutes with said changes. Murphy seconded; all in favor, motion carries.

Road
Financial
Information
– Roads
Capital
Funds
Summary

Murphy had a question on the street light utility line item. He said the line item is budgeted for \$5,000.00 and nothing has been spent. Davis said that is what was budgeted for the installation of the street lights this year and the lights will be ordered with Connexus.

Murphy also asked about Street Maintenance Services and what they are? Davis said it is seal coating and crack sealing and this work is just beginning and it hasn't been paid out.

Davis said on the 2nd page there is the heavy machinery. It is for another plow truck and a street sweeper. He stated they did order the Pelican. They did try out another machine, the Timco, and did contact 13 other cities and 9 of 13 recommended the Pelican. For the City's use it will be the best thing, we have a lot of heavier debris. There will be a lot of construction and development, and we have a lot of unpaved driveways. The worse thing about it is the travel speed. He was very impressed with the Timco. The sweeper is on order and should be delivered the end of July/early August. Thunberg asked about the status of the other one, and Davis said it would be placed on the State online auction once the other one comes in.

Davis said on the second page, he did get Monnier's Wild Rice Drive corrected. He also has eliminated the outstanding projects on the report.

2010 Roads
Tour

Thunberg said he likes the Roads tour. Davis said it is a good thing and there are projects that could be essentially complete to inspect. On Wild Rice Drive they are starting the base

pavement coat this week. By the time of our next meeting they should be substantially complete. There are several others that will also be in process. He doesn't know how many times people want to take a look at Klondike. The Commission also mentioned going to look at Coon Lake Beach. The Commission would like to do the tour in July. Davis said the bus costs about \$120.00. A lot of these things the Commission talks about, but they don't see them. The meeting will start at 6:30 p.m. and that should be sufficient.

Roads CIP

The Roads Commission prepares a Capital Improvement Plan annually which updates projected projects, evaluates priorities and establishes funding for these works for the coming year and for each of the subsequent years for a four year period. This plan is presented to City Council for their approval and use for preparing the coming year's budget.

Attached is the 2011-2015 Roads CIP. We will discuss those projects that are listed for 2011 and determine if they need to stay in their current funding year or be rearranged to reflect any changes in our roads priorities. Other projects can be added and existing ones can be deleted if there is a need for restructuring the schedule.

The CIP that was approved at our April meeting needs to be revised. The 187th Lane Reconstruction Project and Service Road overlay need to be placed later on the project list due to an aggressive campaign to complete the first phase of our City sewer project by 2012. Both of these streets would be affected by the sewer work and need to be rescheduled. There also is a huge culvert that needs to be replaced. This is one of the sewer installation areas, so we were asked to postpone that until the sewer project comes in. The service road was also part of an overlay project. The changes in this are the 187th was moved back to 2015 and the Service Road Overlay Project was also pushed back to 2015. This will be done to compliment the Phase 1 City Sewer Project.

The engineer said \$600,000 should be enough to do the service road next year.

The trunk sewer will be extended north from the plant to 22, not on Jackson Street or Highway 65 at this time. That doesn't totally rule it out on not being on Jackson.

Thunberg asked about the Coon Lake Beach area and having that designated as MSA. Council has approved it and it has been routed on for approval. Thunberg asked if the speed limit of 25 mph would be an issue on that street. Davis said no. Thunberg asked what are the complaints in the area and on what street. Paavola said the complaints are that there not any shoulders and there is not parking. They also complain about the speed. Short of having someone sit there all day long, there is nothing you can do. Davis said there are three stop signs on Lakeshore. He is sure they were installed to control speed. Paavola said right in front of the store they blow right through it. Wasko said he saw a sign out there saying someone is watching you. Thunberg asked if there is something we can do for that area. Paavola said short of having patrol, there constantly, she doesn't know what could be done. Davis said it really is enforcement issues. That will be part of the tour, and we can take a look at it. Possibly there will be other suggestions.

Jensen motioned to make the recommended changes to the CIP, which included postponing the 187th Lane project to 2015. Warsko seconded; all in favor, motion carries.

City Street Light Policy

Davis said City Council has requested the Roads Commission develop a new policy for the installation of any future street light locations. In the packet there are some examples of a street light policy and safety benefits of lighted intersections. The Council wanted the future thought about.

Davis said he found the old street light policy, which was provided, giving criteria for which we follow. There are some other things we can add in there. Such as traffic counts, crash data. The City Engineer is going to get the crash data for us and compile that. He is going to see if there are intersections that could benefit from lighting. He would recommend that we look at the criteria we previously had, adding in traffic counts and also crash data.

Virta clarified the document he was looking at is our current policy. Davis said yes it is, but there is also other plans to look at in your packet. Jensen asked how many do we have that meet this requirements.

There are at least 50 more intersections we would be looking at. The biggest portion of the lighting is to light the intersections on Hwy 65. At some point there might be a utility district. Murphy said on the Wright County information, the bulbs they are not coming anywhere near the figure. The biggest expense is 18 streetlights at 3 intersections on Hwy 65. The City pays for the traffic lights at those intersections.

Paavola was wondering if all cities pay for the signalization. Davis said that is part of the MnDOT agreement. We are responsible for the streetlights; Anoka County is responsible for the signalization maintenance.

Davis wanted to throw this out, and see what you want to consider. Do you want to add something to the base plan? Not to make it more restrictive, but more defined and to make sure we have other certain standards. We don't really want to put them in at any intersection.

Thunberg said we don't have to start all over, keep what we have, add crash data and traffic counts. They should be determined based on recommendations by Roads Commission and the Council.

Virta said he is having a hard time getting his arms around what the Council is looking for. He is wondering if we missed something. Davis said he wasn't sure the Council knew about the guidelines. Paavola clarified no one probably was aware of the guidelines and we just wanted criteria for the street lighting. The traffic count and accidents those issues are big ones. Murphy said the only thing the current plan does not address is getting a request out of the blue. He doesn't think we need to add to it the crash data or the traffic counts.

The Commission reviewed the plan. Virta said he would like to see some mention of consideration for light pollution. Any measures that how the houses are affected. Anything that we can consider for inclusions for parameters on it.

Davis said if there was a light proposed for a location, we might want to have approval from the two property owners to sign off on it. It will only happen if the residents sign off. Davis said he would like to have the adjoining property owners sign off on it.

Murphy said the \$2.00 number should come out of there. Davis said yes it should. Murphy

said it should be a Council decided fee. Davis said it could be installed at the property as the owner's cost and their payment for the light. It will be in the residents name and they will pay for the operation of it and the City would install it.

Virta said there are two types; there is City/County Streets or private lights. For the streets, the City will put it in, because it is a safety issue. He would like to take some consideration in for light pollution. Davis said for future installation we will talk to the adjoining property owners and ask for their approval. Then it would be Councils decision to approve or not too. The entire Council knows we have addressed the major issues, we just need a good set of criteria and so we don't infringe on the property owners. Virta said any steps we can do to minimize the effects are worth doing.

Davis said he would bring a rough draft to the August meeting; something for approval at the September meeting and then it will go Council.

Status
Update

Davis said the Wild Rice Drive is proceeding on schedule. The basecoat of paving will start this week. The overlay project for 200th Lane will start when Wild Rice is completed. The 5th Street project will be advertised for bid about the first of July and construction to start the first of August.

Some of the speed limit signs at Xylite, Zumbrota, and 229th have been installed based on complaints. Thumberg said the ones on 229th are confusing based on location. There were two signs installed at 229th, one by TriState. They cannot post on Jackson Street.

Thunberg asked if we are doing calcium chloride on the dirt roads. Davis said no, unless directed by Council. That was one of our budget saving measures. There will be some street striping also done in the next few weeks.

Murphy said his neighbors have asked if they can put their own calcium chloride on the streets. Davis said no, because if not everyone does it then we have to go in and grade then the calcium chloride is moved. Davis said maybe we should look at what it would cost to do all our dirt roads with the magnesium or calcium chloride. He said once it is applied you don't do any grading until the fall. Murphy said it works well. Before it was applied it was graded every week. Then the residents on his street petitioned to have it put on. It definitely went down to once a month, or less than that for grading. Davis said they would put it on in June and grade again until September, but that is dependent on the road. Murphy said last year, they put on a mixture of limestone rock and it held up pretty well. Davis said they are going to do Zumbrota this year with a lime rock mixture.

Davis said it costs about \$100 an hour to run the grader, \$600 per day, and it takes 2 days to grade all 16 miles. (About \$100 a mile.) They were getting graded once a week April through October. Calcium Chloride is almost \$1600 a mile. The calcium chloride does wonders for the dust control. Davis said that might be something we want to look at for the future. Jensen said maybe residents would be interested in a user fee for a calcium chloride. Paavola said that might be something for us to look into next year. Davis said if we are ever going to get anything done on these gravel roads, we might want to have to look at some different financing alternatives for the roads being paved.

Jensen asked does the City get more complaints on dust or washboard. Davis stated dust. We are the only City with a significant amount of unpaved streets in the JPA. Warsko said

maybe we could talk to Columbus Township. Davis stated St. Francis has about 24 miles of unpaved roads and Oak Grove also has a large chunk of unpaved roads. This is something else we can look at next year. Davis stated there are some residents that every time we do their road they complain. We try to schedule the grading with the weather.

Adjourn **Virta made a motion to adjourn the June 8, 2010 meeting at 7:35 PM. Jensen seconded; all in favor, motion carries.**

Submitted by:

Jill Teetzel
Recording Secretary

DRAFT



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 8.0 C.2

Agenda Item:

2011-2015 Street Capital Improvement Plan (CIP)

Requested Action:

Consider approval 2011-2015 Street Capital Improvement Plan (CIP)

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 2011-2015 Streets Capital Improvement Plan at their June 8, 2010 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 2011 with only inflationary increases over the 2010 costs. All 2011 projects will be seal-coat projects.

Municipal State Aid (MSA) projects will be the construction of the service road between 221st and 215th Avenue. The City has been awarded a Cooperative Agreement Project grant for nearly half of the cost of this project. Work to identify the route and obtain necessary easements/ROW has begun.

MSA funding can be "Advanced Funded" to meet certain requirements. The City is permitted to advance funded up to two years allocations as indicated in 2012 for Jackson Street reconstruction. While the annual allocation will increase over time, the estimate of the annual allocation remains constant over the period of this report.

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 2011. Projects beyond 2011 are identified and prioritized by the Roads Commission to provide Council with recommendations for improvements in 2012 through 2015. Commitment to projects beyond 2011 would be considered as part of subsequent years budgets.

Attachment(s):

1. MSA Capital Fund Projects, Funding Analysis 2011-2015
2. Street Capital Fund Projects, Funding Analysis 2011-2015
3. Project Location Map
4. Pavement Evaluation Rating Criteria
5. Street Rating Worksheet 2011-2015

Fiscal Impact:

The estimated cost of the Street Capital Projects is \$361,000 and \$600,000 for the MSA Project. These amounts are available to from dedicated resources in the Street Capital Fund and Municipal State Aid Fund respectively.

Recommendation(s):

Staff recommends approval of the 2011-2015 Streets CIP.

City Council Action

Motion by: _____

Second by: _____

Vote Yes: _____

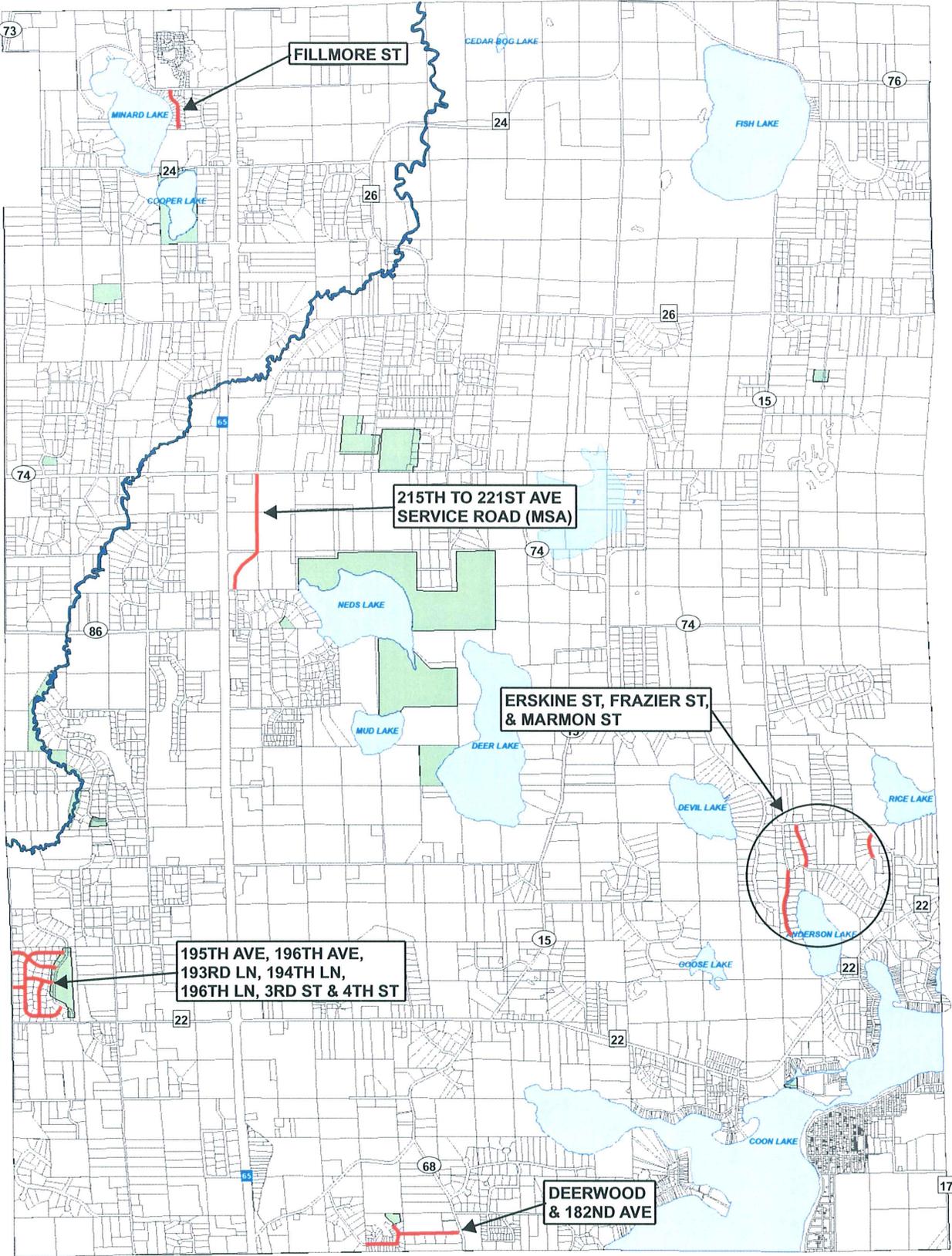
Vote No: _____

No Action Required:_____

Street Capital Projects CIP				
2011-2015				
Funding Analysis				
MUNICIPAL STATE AID FUND	Beginning Balance	Sources (Revenues)	Uses (Project Costs)	Ending Balance
2011 Beginning Balance	\$241,000			\$241,000
Municipal State Aid Funding		\$502,000		\$743,000
215th Ave to 221st Ave Service Rd			\$600,000	\$143,000
2011 Ending Balance				\$143,000
2012 Beginning Balance	\$143,000			\$143,000
Municipal State Aid Funding		\$502,000		\$645,000
Municipal State Aid Advanced Funding		\$915,000		\$1,560,000
Jackson St. Reconstruction-181st Ave to Viking Blvd			\$1,380,000	\$180,000
Sandy Drive Sealcoat			\$180,000	\$0
2012 Ending Balance				\$0
2013 Beginning Balance	\$0			\$0
Municipal State Aid Funding		\$0		\$0
No Projects				\$0
2013 Ending Balance				\$0
2014 Beginning Balance	\$0			\$0
Municipal State Aid Funding		\$89,000		\$89,000
No Projects				\$89,000
2014 Ending Balance				\$89,000
2015 Beginning Balance	\$89,000			\$89,000
Municipal State Aid Funding		\$502,000		\$591,000
187th Ave Reconstruction			\$450,000	\$141,000
2015 Ending Balance				\$141,000
TOTAL MUNICIPAL STATE AID FUND SOURCES AND USES		\$2,510,000	\$2,610,000	
<p>Note: MSA Funding can be "Advanced Funded" to met certain requirements. The City is permitted to Advance Fund up to two years allocations. 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.</p>				

Street Capital Projects CIP				
2011-2015				
Funding Analysis				
STREET CAPITAL FUND	Beginning	Sources	Uses	Ending
	Balance	(Revenues)	(Project Costs)	Balance
2011 Beginning Balance	\$978,362			\$978,362
Transfer from General Fund		\$425,000		\$1,403,362
Erskine, Frazier, Marmon Streets-Sealcoat			\$67,000	\$1,336,362
Deerwood and 182nd Ave-Sealcoat			\$88,000	\$1,248,362
196th Lane-Sealcoat			\$22,000	\$1,226,362
196th Ave-Sealcoat			\$26,000	\$1,200,362
195th Ave-Sealcoat			\$16,000	\$1,184,362
194th Lane-Sealcoat			\$14,000	\$1,170,362
4th Street-Sealcoat			\$19,000	\$1,151,362
3rd Street-Sealcoat			\$28,000	\$1,123,362
193rd Lane-Sealcoat			\$19,000	\$1,104,362
Fillmore Street-Sealcoat			\$62,000	\$1,042,362
2011 Ending Balance				\$1,042,362
2012 Beginning Balance	\$1,042,362			\$1,042,362
Transfer from General Fund		\$425,000		\$1,467,362
Whispering Aspens-Sealcoat			\$185,000	\$1,282,362
Okinawa and Tippecanoe-Overlay			\$245,000	\$1,037,362
Hupp St.-Sealcoat			\$18,000	\$1,019,362
2012 Ending Balance				\$1,019,362
2013 Beginning Balance	\$1,019,362			\$1,019,362
Transfer from General Fund		\$425,000		\$1,444,362
Thielan Road-Sealcoat			\$36,000	\$1,408,362
Sportsman Road -Sealcoat			\$12,000	\$1,396,362
Breezy Point Drive-Sealcoat			\$25,000	\$1,371,362
Edmar Lane-Sealcoat			\$40,000	\$1,331,362
Vickers Street-Sealcoat			\$13,000	\$1,318,362
Yalta Street -Sealcoat			\$6,000	\$1,312,362
189th Avenue-Sealcoat			\$6,000	\$1,306,362
190th Lane-Sealcoat			\$7,000	\$1,299,362
Naples Street-Sealcoat			\$12,000	\$1,287,362
190th Avenue-Sealcoat			\$12,000	\$1,275,362
191st Avenue-Sealcoat			\$18,000	\$1,257,362
195th Ave & E. Front Blvd-Sealcoat			\$38,000	\$1,219,362
Rendova Street-Sealcoat			\$12,000	\$1,207,362
209th, Austin, and 204th-Overlay			\$290,000	\$917,362
2013 Ending Balance				\$917,362

Street Capital Projects CIP				
2011-2015				
Funding Analysis				
STREET CAPITAL FUND	Beginning	Sources	Uses	Ending
	Balance	(Revenues)	(Project Costs)	Balance
2014 Beginning Balance	\$917,362			\$917,362
Transfer from General Fund		\$425,000		\$1,342,362
209th Street Overlay			\$200,000	\$1,142,362
224th Avenue-Sealcoat			\$56,000	\$1,086,362
Austin-Sealcoat			\$60,000	\$1,026,362
239th Ave-Sealcoat			\$55,000	\$971,362
221st Ave and Wake Street-Sealcoat			\$65,000	\$906,362
2014 Ending Balance				\$906,362
2015 Beginning Balance	\$906,362			\$906,362
Transfer from General Fund		\$425,000		\$1,331,362
Washington and 7th Streets-Sealcoat			\$45,000	\$1,286,362
Monroe St. and 238th Lane-Sealcoat			\$32,000	\$1,254,362
235th Avenue-Sealcoat			\$27,000	\$1,227,362
231st Lane-Sealcoat			\$27,000	\$1,200,362
Buchanan St.-Sealcoat			\$18,000	\$1,182,362
Taylor St. North and South-Sealcoat			\$42,000	\$1,140,362
229th Lane East and West-Sealcoat			\$78,000	\$1,062,362
225th Ave,222nd and 226th Lane and Jenkins-Sealcoat			\$166,000	\$896,362
Waconia Circle and Staples St-Sealcoat			\$110,000	\$786,362
2015 Ending Balance				\$786,362
TOTAL STREET CAPITAL FUND		\$2,125,000	\$2,317,000	
SOURCES AND USES				



SOURCE: ANOKA COUNTY SURVEY DEPARTMENT,
MINNESOTA DEPARTMENT OF NATURAL RESOURCES



2011 STREET CAPITAL & MSA PROJECTS

Rating system

Surface rating	Visible distress*	General condition/ treatment measures
10 Excellent	None.	New construction.
9 Excellent	None.	Recent overlay. Like new.
8 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.
7 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.
6 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.
5 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")
4 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).
3 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.
2 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.
1 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.

Street Rating Worksheet						
Street	PER	Year	Length	Improvement	Estimated Cost	
	(see Note #1)					
Erskin St, Frazier St and Marmon St	4	2011	5,500'	Seal Coat	\$67,000.00	
Deerwood & 182nd Ave	5	2011	5,000'	Seal Coat	\$88,000.00	
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	

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City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 9.0 A.1

Agenda Item:

Resolution 2010-36 2010 Improvement Projects

Requested Action:

Consider Resolution 2010-36 Approving Plans and Specifications for the 2010 Improvement Projects and Directing Bids be Solicited

Background Information:

The City Engineer has prepared plans and specifications for the 2010 Improvement Projects based on Council direction on April 7, 2010. The three projects are the Booster West Parking Lot Expansion, 5th Street Surface and Drainage Improvements, and the Bataan Street Sealcoat.

The major components and estimated costs for each of the projects is as follows:

Booster West Parking Lot Expansion

Construction of a 74 Stall Parking Lot
Concrete Curb and Gutter and Bituminous Surface

Construction Costs	\$83,488
Overhead Costs	<u>\$11,512</u>
Total Estimated Costs	\$95,000

5th Street Surface and Drainage Improvements

2 Inch Bituminous Overlay
Isolated Patching
Replace or Repair Drainage Pipe and Structures as Necessary
Match Existing Driveways and Intersections

Construction Costs	\$230,448
Overhead Costs	<u>\$ 24,552</u>
Total Estimated Costs	\$255,000

Bataan Street Sealcoat

New Sealcoat

Construction Costs	\$38,600
Overhead Costs	<u>\$ 5,400</u>
Total Estimated Costs	\$44,000

A final draft set of plans are attached for Council comment and review. Plan sheets attached for the project include:

- Title Sheet (Sheet 1)
- Street Construction Plans - Bataan Street (Sheets 6-7)
- Street Construction Plans - 5th Street (Sheets 8-10)
- Grading Plan - Booster West Parking Lot (Sheets 13)

A full set of construction plans and specifications for this project are available at City Hall.

Attachments:

1. Resolution 2010-36 Approving Plans and Specifications for the 2010 Improvement Projects and Directing Bids be Solicited
2. Construction Plans
- 3-5. Location Map

Fiscal Impact:

The total estimated project cost for the Booster West Parking Lot Expansion, the 5th Street Surface and Drainage Improvements, and the Bataan Street Sealcoat is estimated to be \$394,000. This project is proposed to be financed with \$95,000 from the park capital fund, \$255,000 from the street capital fund, and \$44,000 from the municipal state aid construction fund. Funds, as noted above, are available and appropriate for these projects.

Recommendation(s):

Staff is recommending approval of Resolution 2010-36 Approving Plans and Specifications for the 2010 Improvement Projects and Directing Bids be Solicited

City Council Action

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____

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

RESOLUTION NO. 2010-36

**RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE
2010 IMPROVEMENT PROJECTS AND DIRECTION TO SOLICIT BIDS**

WHEREAS, the City Engineer has prepared plans and specifications for the 2010 Improvement Projects; and

WHEREAS, the City Engineer has presented such plans and specifications to the Council for review, comment and approval.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EAST BETHEL MINNESOTA THAT: The plans and specifications for the 2010 Improvement Projects are hereby approved.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF EAST BETHEL MINNESOTA THAT: The City Administrator is hereby authorized and directed to prepare and publish in the City's official paper and in Finance and Commerce, an advertisement for bids for the aforementioned improvements based on the approved plans and specifications. The advertisement shall specify the work to be done, shall state that the bids will be opened at 10:00 a.m. on Tuesday, August 10, 2010 in the City Council Chambers at City Hall, 2241 221st Avenue, East Bethel, MN. No bids will be considered unless sealed and filed with the City Administrator and must be accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the City of East Bethel in the amount of five percent of any such bid in response to the advertisement.

Adopted this 21st day of July, 2010 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

Greg Hunter, Mayor

ATTEST:

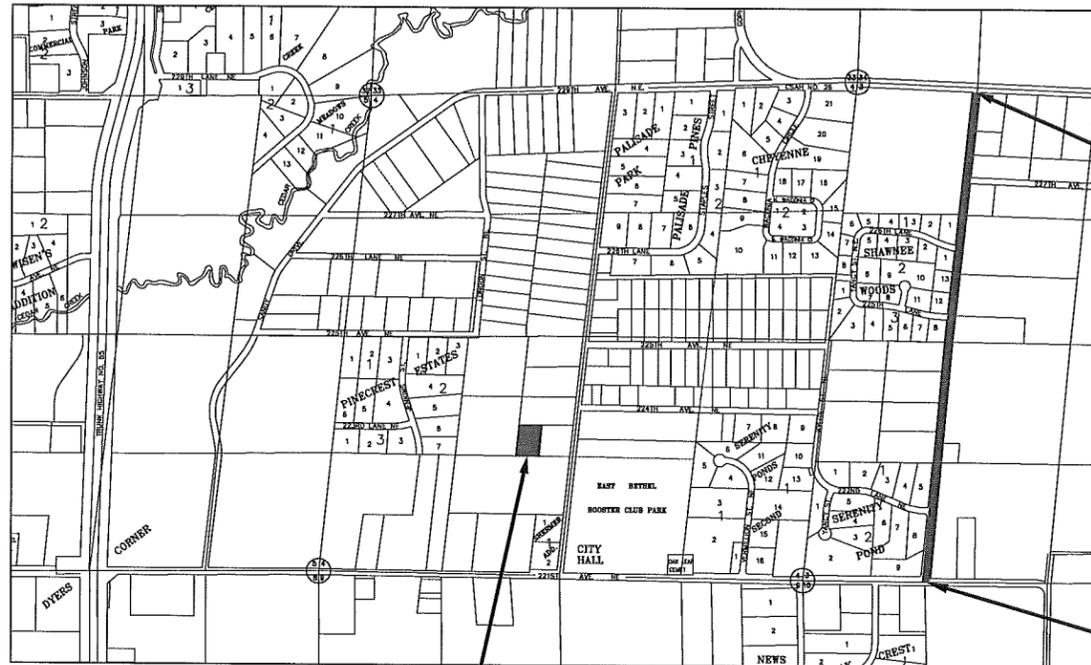
Douglas Sell, City Administrator

MINNESOTA DEPARTMENT OF TRANSPORTATION

STREET CONSTRUCTION PLANS FOR GRADING, CURB & GUTTER, BITUMINOUS SURFACING, BITUMINOUS OVERLAY, SEAL COAT, DRAINAGE IMPROVEMENTS AND MISCELLANEOUS CONSTRUCTION

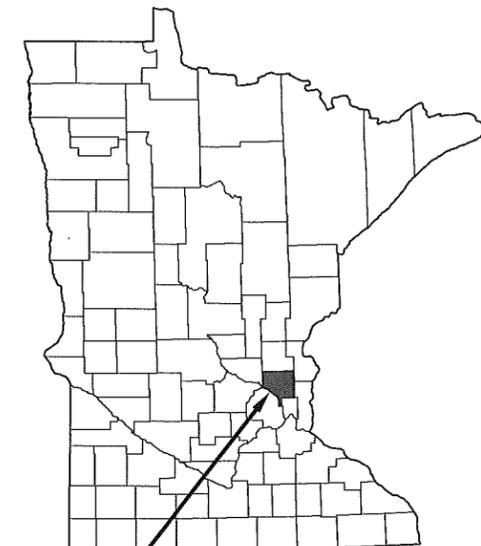
**S.A.P. 203-110-002
CITY PROJECT #2010-03
CITY OF EAST BETHEL**

S.A.P. 203-110-002 LOCATED ON BATAAN STREET N.E. FROM 221ST AVENUE N.E. TO 229TH AVENUE N.E.
SECTIONS 3, 4, 19 & 30, TOWNSHIP 33, RANGE 23



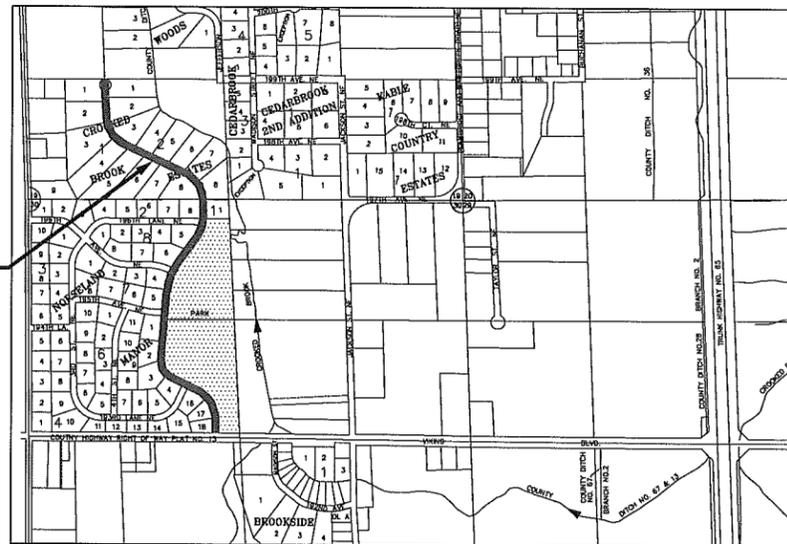
END S.A.P. 203-110-002
BATAAN STREET N.E.
STA 54+02.61

BEGIN S.A.P. 203-110-002
BATAAN STREET N.E.
STA 0+12



CITY OF EAST BETHEL
ANOKA COUNTY, MINNESOTA
DISTRICT: METRO

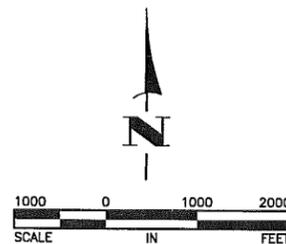
CITY PROJECT #2010-03
BOOSTER WEST PARKING
LOT CONSTRUCTION



CITY PROJECT #2010-03
5TH STREET OVERLAY
PROJECT

PROJECT
LOCATION

- BENCHMARKS:**
- ① SPIKE IN POWER POLE, EAST SIDE OF BATAAN STREET, FIRST POLE NORTH OF 222ND LANE. ELEV=928.42 (NGVD 29)
 - ② SPIKE 5 FEET EAST OF MAILBOX ADDRESS 19574 5TH STREET NE. ELEV=897.8
 - ③ RAILROAD SPIKE EAST SIDE OF PALISADE STREET, 2ND POWER POLE NORTH OF COUNTY ROAD 74. ELEV=926.82 (NGVD 29)



THE SUBSURFACE UTILITY INFORMATION IN THIS PLAN IS UTILITY QUALITY LEVEL D. THIS QUALITY LEVEL WAS DETERMINED ACCORDING TO THE GUIDELINES OF CI/ASCE 38-02, ENTITLED "STANDARD GUIDELINES FOR THE COLLECTION AND DEPICTION OF EXISTING SUBSURFACE UTILITY DATA." SEE PROJECT MANUAL.

GOVERNING SPECIFICATIONS

THE 2005 EDITION OF THE MINNESOTA DEPARTMENT OF TRANSPORTATION "STANDARD SPECIFICATIONS FOR CONSTRUCTION" SHALL GOVERN.

ALL FEDERAL, STATE AND LOCAL LAWS, REGULATIONS, AND ORDINANCES SHALL BE COMPLIED WITH IN THE CONSTRUCTION OF THIS PROJECT.

ALL TRAFFIC CONTROL DEVICES AND SIGNING SHALL CONFORM TO THE MINNESOTA MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES, INCLUDING THE FIELD MANUAL FOR TEMPORARY TRAFFIC CONTROL ZONE LAYOUTS.

WORK SHALL CONFORM TO THE STANDARD UTILITY SPECIFICATIONS AS PUBLISHED BY THE CITY ENGINEERS ASSOCIATION OF MINNESOTA, 1999 REVISION.

ALL REQUIREMENTS OF THE PROJECT MANUAL FOR THE 2010 IMPROVEMENT PROJECTS, S.A.P. 203-110-002 AND CITY PROJECT #2010-03.

SHEET INDEX

THIS PLAN CONTAINS 13 SHEETS

SHEET NO.	DESCRIPTION
1	TITLE SHEET
2	CONSTRUCTION AND SOILS NOTES AND DETAILS
3	EROSION AND SEDIMENT CONTROL NOTES AND DETAILS
4	DETAILS
5	ESTIMATED QUANTITIES AND TABULATIONS
6-7	STREET CONSTRUCTION PLANS - BATAAN STREET SEAL COAT
8-10	STREET CONSTRUCTION PLANS - 5TH STREET OVERLAY
11	INPLACE TOPOGRAPHY AND REMOVALS PLAN - BOOSTER WEST PARKING LOT
12	SITE PLAN - BOOSTER WEST PARKING LOT
13	GRADING, DRAINAGE AND EROSION CONTROL PLAN - BOOSTER WEST PARKING LOT

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

Timothy A. Eggerichs
TIMOTHY A. EGGERICHS, P.E.
HAKANSON ANDERSON ASSOCIATES, INC.
DESIGN ENGINEER
43362 LIC. NO. DATE 5/17/10

APPROVED
Craig J. Jochum
CRAIG J. JOCHUM, P.E.
HAKANSON ANDERSON ASSOCIATES, INC.
CITY OF EAST BETHEL ENGINEER
23461 LIC. NO. DATE 5/17/10

DISTRICT STATE AID ENGINEER: REVIEWED FOR COMPLIANCE WITH STATE AID RULES/POLICY

STATE AID ENGINEER: APPROVED FOR STATE AID FUNDING

DATE	REVISION

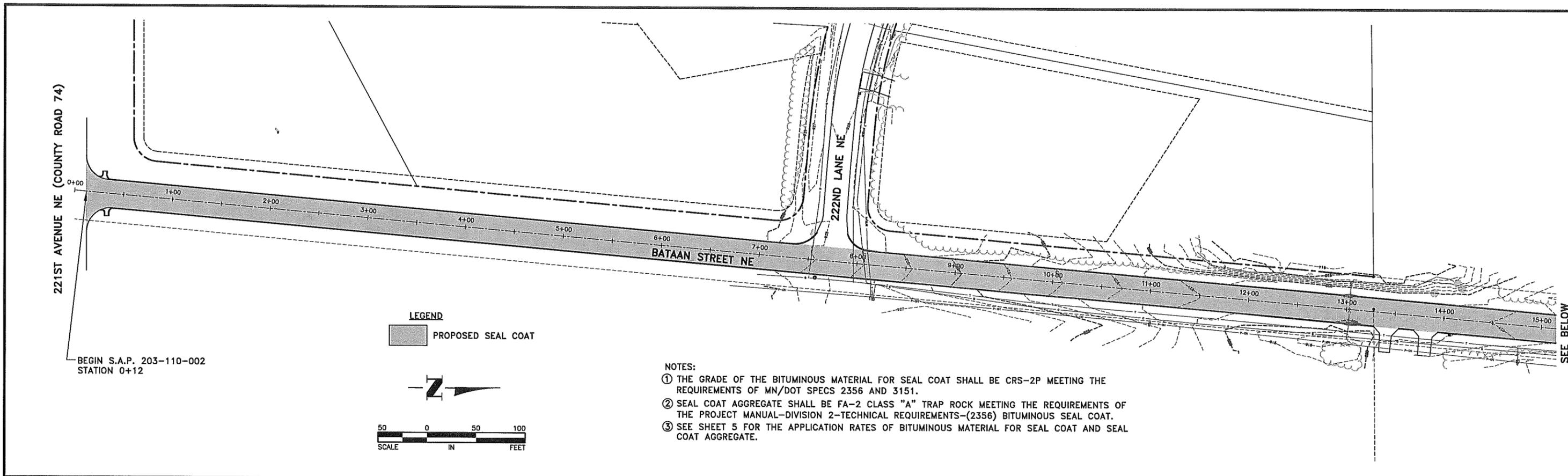
S.A.P. 203-110-002
CITY PROJECT #2010-03 SHEET 1 OF 13 SHEETS

PROJECT	STA. TO STA.	GROSS LENGTH (FEET)	BRIDGE LENGTH (FEET)	NET LENGTH (FEET)	ADT (2009)	ADT (2029)	DESIGN ESAL	R VALUE	TON DESIGN	DESIGN SPEED (MPH)	NUMBER OF LANES	NUMBER OF PARKING LANES	FUNCTIONAL CLASSIFICATION
S.A.P. 203-110-002 BATAAN STREET NE	0+12 TO 54+02.61	5390.61	0 FT	5390.61	700	1400	N/A	N/A	N/A	50	2	0	COLLECTOR

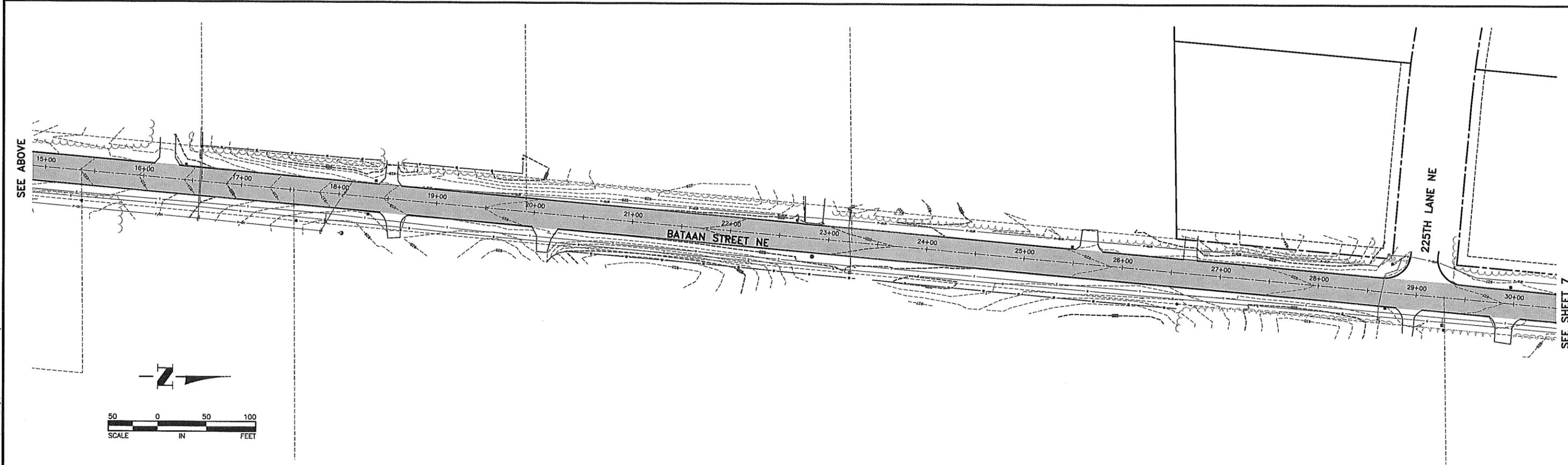
STOPPING SIGHT DISTANCE BASED ON:
3.5 FT - HEIGHT OF EYE
2.0 FT - HEIGHT OF OBJECT



Civil Engineers and Land Surveyors
3601 Thurston Ave., Anoka, Minnesota 55303
763-427-5860 FAX 763-427-0520



- NOTES:
- ① THE GRADE OF THE BITUMINOUS MATERIAL FOR SEAL COAT SHALL BE CRS-2P MEETING THE REQUIREMENTS OF MN/DOT SPECS 2356 AND 3151.
 - ② SEAL COAT AGGREGATE SHALL BE FA-2 CLASS "A" TRAP ROCK MEETING THE REQUIREMENTS OF THE PROJECT MANUAL-DIVISION 2-TECHNICAL REQUIREMENTS-(2356) BITUMINOUS SEAL COAT.
 - ③ SEE SHEET 5 FOR THE APPLICATION RATES OF BITUMINOUS MATERIAL FOR SEAL COAT AND SEAL COAT AGGREGATE.



Jun 22, 2010 10:55:33am K:\road_eng\PROJECTS\MUNICIPAL\EB339\dwg\EB339-BATAAN-BA.dwg

DATE	REVISION

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

Timothy A. Eschenbros
 TIMOTHY A. ESCHENBROS, P.E.
 Date 5/17/10 Lic. No. 43362

DESIGNED BY:
TAE
 DRAWN BY:
TAE
 CHECKED BY:
CJJ

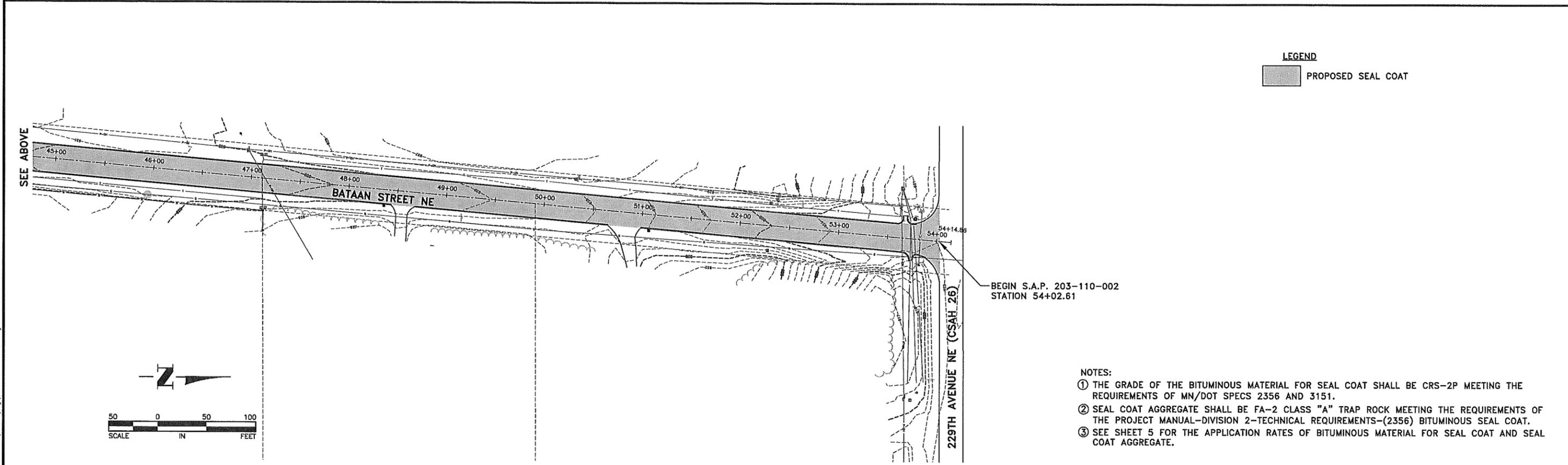
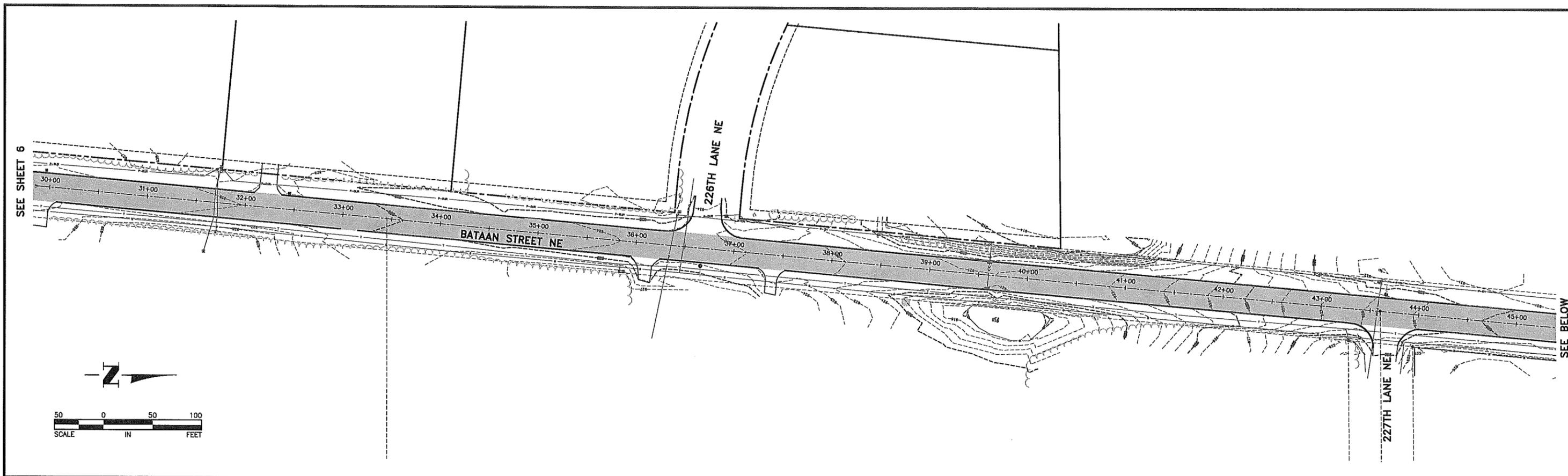


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S.A.P. 203-110-002
 CITY PROJECT #2010-03

STREET CONSTRUCTION PLANS
 BATAAN STREET SEAL COAT
 CITY OF EAST BETHEL, MINNESOTA

SHEET 6 OF 13 SHEETS



- NOTES:
- ① THE GRADE OF THE BITUMINOUS MATERIAL FOR SEAL COAT SHALL BE CRS-2P MEETING THE REQUIREMENTS OF MN/DOT SPECS 2356 AND 3151.
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Jun 22, 2010 5:33pm K:\oad_eng\PROJECTS\MUNICIPAL\EB339.dwg\EB339-BATAAN-BA.dwg

DATE	REVISION

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

Timothy A. Eggers
 TIMOTHY A. EGGERSS, P.E.
 Date 5/17/10 Lic. No. 43362

DESIGNED BY: TAE
 DRAWN BY: TAE
 CHECKED BY: CJJ

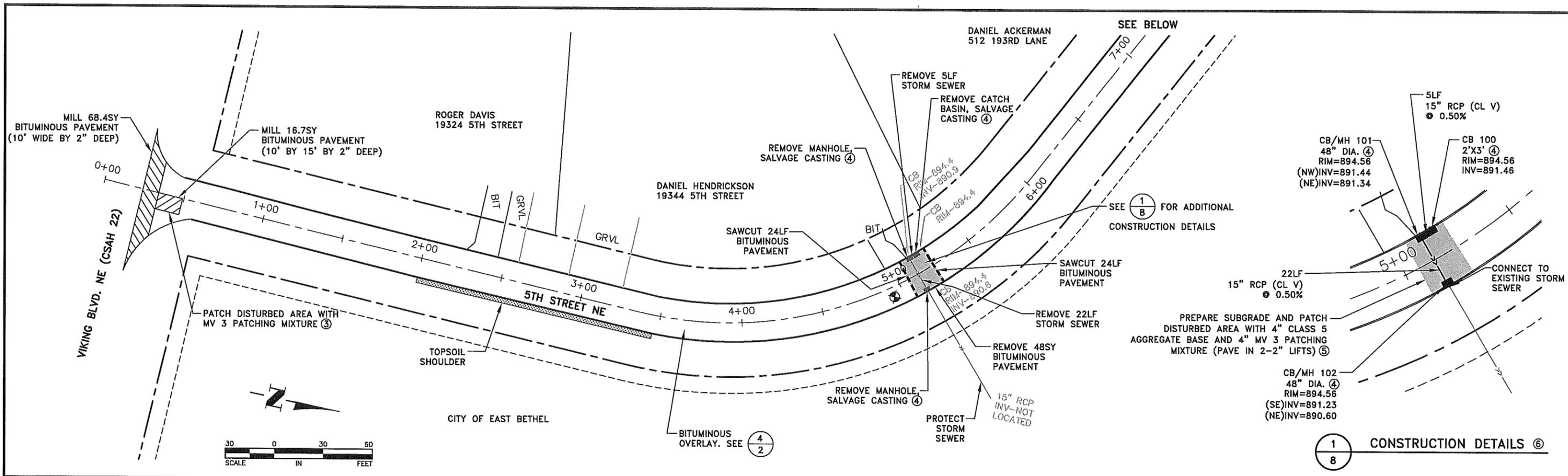


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S.A.P. 203-110-002
 CITY PROJECT #2010-03

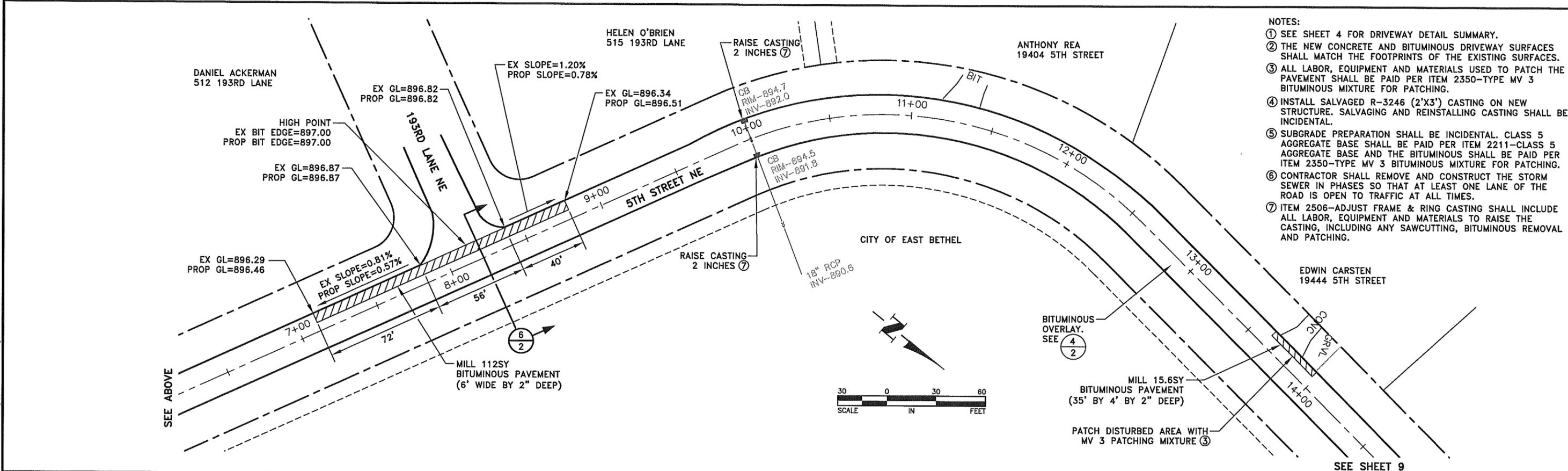
STREET CONSTRUCTION PLANS
 BATAAN STREET SEAL COAT
 CITY OF EAST BETHEL, MINNESOTA

SHEET 7 OF 13 SHEETS



PREPARE SUBGRADE AND PATCH DISTURBED AREA WITH 4" CLASS 5 AGGREGATE BASE AND 4" MV 3 PATCHING MIXTURE (PAVE IN 2-2" LIFTS) ⑤

1 CONSTRUCTION DETAILS ⑥



- NOTES:
- ① SEE SHEET 4 FOR DRIVEWAY DETAIL SUMMARY.
 - ② THE NEW CONCRETE AND BITUMINOUS DRIVEWAY SURFACES SHALL MATCH THE FOOTPRINTS OF THE EXISTING SURFACES.
 - ③ ALL LABOR, EQUIPMENT AND MATERIALS USED TO PATCH THE PAVEMENT SHALL BE PAID PER ITEM 2350-TYPE MV 3 BITUMINOUS MIXTURE FOR PATCHING.
 - ④ INSTALL SALVAGED R-3246 (2'X3') CASTING ON NEW STRUCTURE. SALVAGING AND REINSTALLING CASTING SHALL BE INCIDENTAL.
 - ⑤ SUBGRADE PREPARATION SHALL BE INCIDENTAL. CLASS 5 AGGREGATE BASE SHALL BE PAID PER ITEM 2211-CLASS 5 AGGREGATE BASE AND THE BITUMINOUS SHALL BE PAID PER ITEM 2350-TYPE MV 3 BITUMINOUS MIXTURE FOR PATCHING.
 - ⑥ CONTRACTOR SHALL REMOVE AND CONSTRUCT THE STORM SEWER IN PHASES SO THAT AT LEAST ONE LANE OF THE ROAD IS OPEN TO TRAFFIC AT ALL TIMES.
 - ⑦ ITEM 2506-ADJUST FRAME & RING CASTING SHALL INCLUDE ALL LABOR, EQUIPMENT AND MATERIALS TO RAISE THE CASTING, INCLUDING ANY SAWCUTTING, BITUMINOUS REMOVAL AND PATCHING.

DATE	REVISION

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

Timothy A. Eggerichs, P.E.
 TIMOTHY A. EGGERICHS, P.E.
 Lic. No. 43362
 Date 5/17/10

DESIGNED BY: TAE
 DRAWN BY: TAE
 CHECKED BY: CJJ

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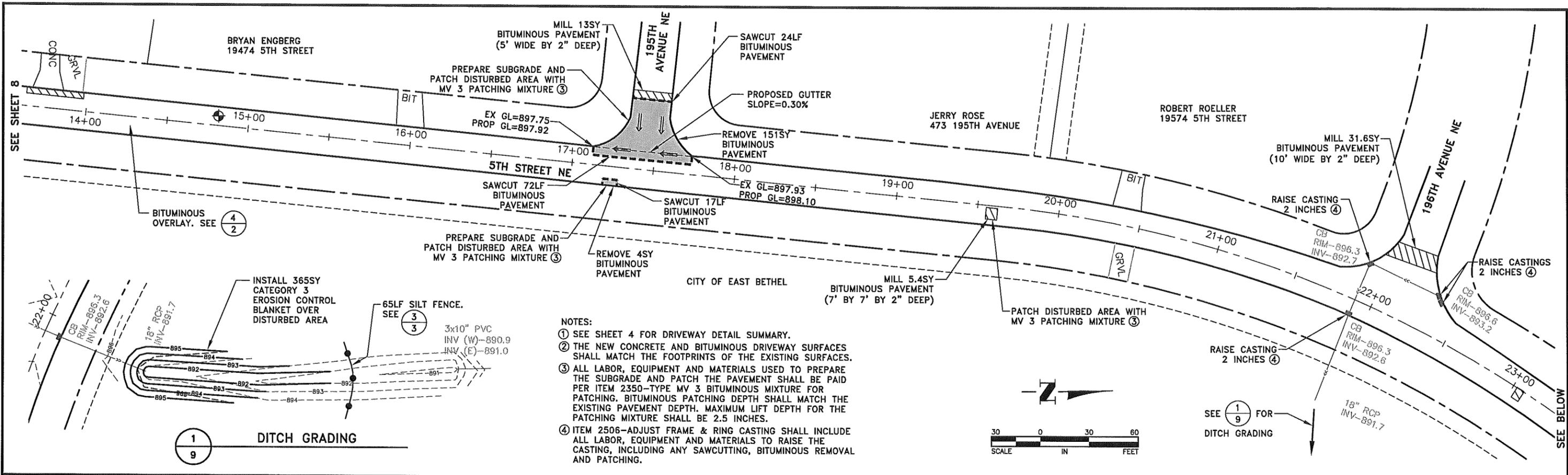
S.A.P. 203-110-002
 CITY PROJECT #2010-03

STREET CONSTRUCTION PLANS

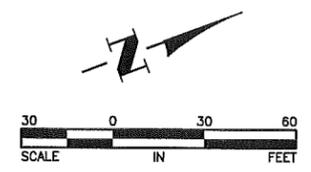
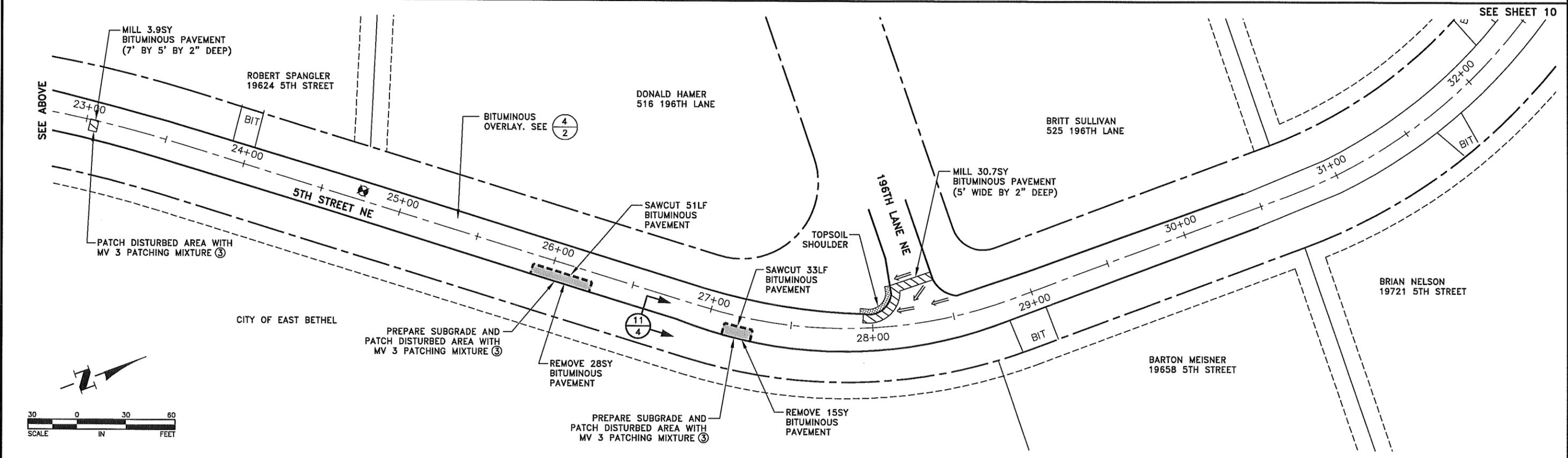
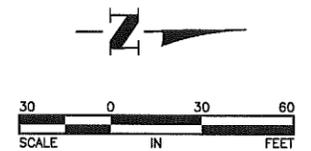
5TH STREET OVERLAY
 CITY OF EAST BETHEL, MINNESOTA

SHEET 8 OF 13 SHEETS

Jun 23, 2010 8:21am
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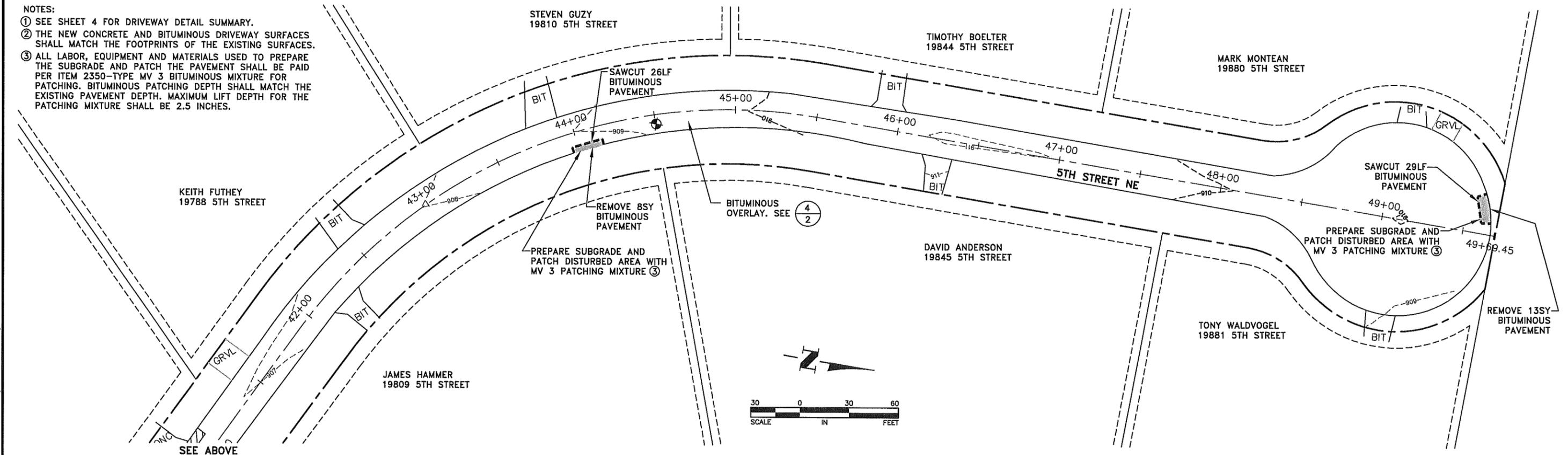
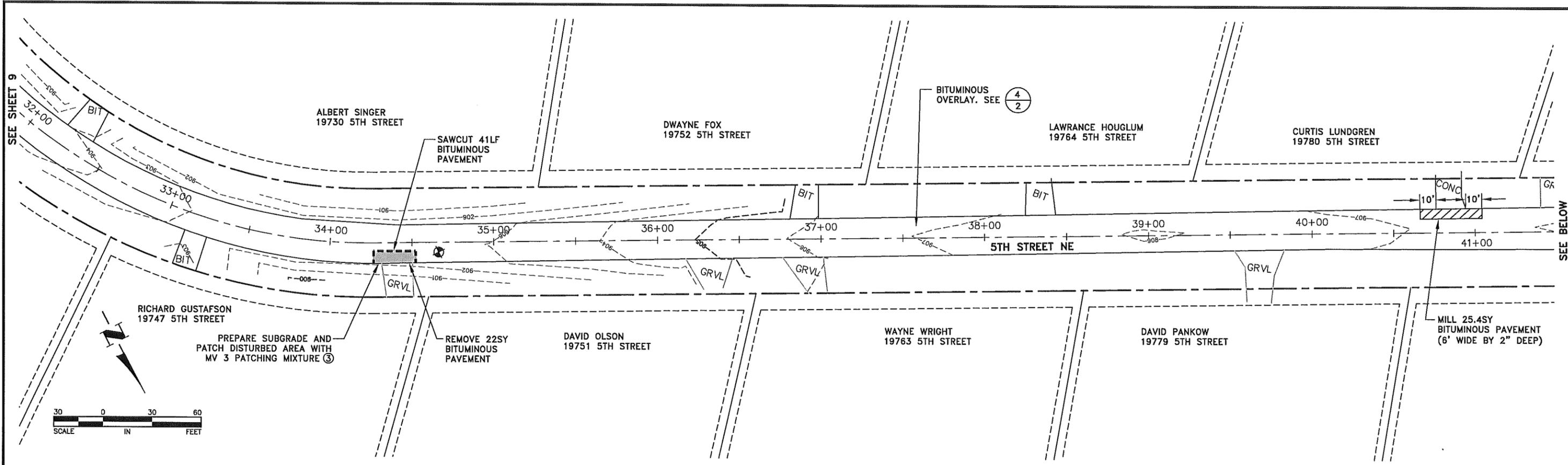


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 - ③ ALL LABOR, EQUIPMENT AND MATERIALS USED TO PREPARE THE SUBGRADE AND PATCH THE PAVEMENT SHALL BE PAID PER ITEM 2350-TYPE MV 3 BITUMINOUS MIXTURE FOR PATCHING. BITUMINOUS PATCHING DEPTH SHALL MATCH THE EXISTING PAVEMENT DEPTH. MAXIMUM LIFT DEPTH FOR THE PATCHING MIXTURE SHALL BE 2.5 INCHES.
 - ④ ITEM 2506-ADJUST FRAME & RING CASTING SHALL INCLUDE ALL LABOR, EQUIPMENT AND MATERIALS TO RAISE THE CASTING, INCLUDING ANY SAWCUTTING, BITUMINOUS REMOVAL AND PATCHING.



May 26, 2010 - 8:44am
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<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 10%;">DATE</th> <th style="width: 10%;">REVISION</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> </tr> </tbody> </table>	DATE	REVISION							I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota. TIMOTHY A. EGERICHS, P.E. Date 5/17/10 Lic. No. 43362	DESIGNED BY: TAE DRAWN BY: TAE CHECKED BY: CJJ	Hakanson Anderson Assoc., Inc. Civil Engineers and Land Surveyors 3601 Thurston Ave., Anoka, Minnesota 55303 763-427-5860 FAX 763-427-0520 www.hakanson-anderson.com	S.A.P. 203-110-002 CITY PROJECT #2010-03	STREET CONSTRUCTION PLANS 5TH STREET OVERLAY CITY OF EAST BETHEL, MINNESOTA	SHEET 9 OF 13 SHEETS
DATE	REVISION													

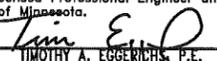


- NOTES:
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May 13, 2010 - 2:30pm
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DATE	REVISION

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 TIMOTHY A. EGGENRICHS, P.E.
 Date 5/17/10 Lic. No. 43362

DESIGNED BY:
 TAE
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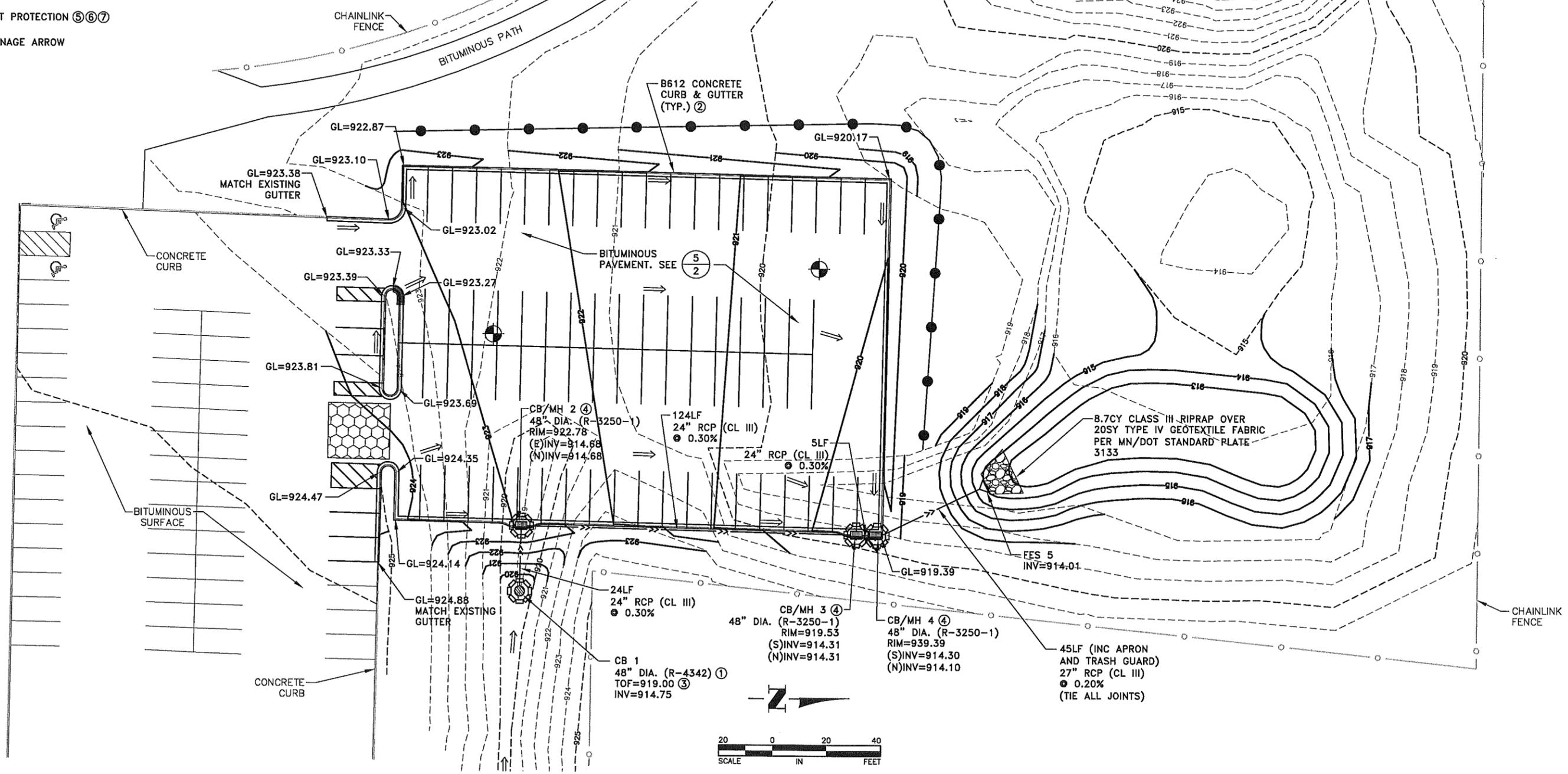
S.A.P. 203-110-002
 CITY PROJECT #2010-03

STREET CONSTRUCTION PLANS
 5TH STREET OVERLAY
 CITY OF EAST BETHEL, MINNESOTA

SHEET 10 OF 13 SHEETS
 EB339

- LEGEND**
- - - 918 - - - EXISTING CONTOUR
 - - - 920 - - - PROPOSED CONTOUR
 - ===== EXISTING CONCRETE CURB & GUTTER
 - ===== PROPOSED CONCRETE CURB & GUTTER
 - <<--- PROPOSED STORM SEWER
 - >>--- PROPOSED APRON
 - PROPOSED MEDIAN DRAIN
 - PROPOSED CATCH BASIN
 - SILT FENCE. SEE (3/3)
 - ▬ TIP-OUT CURB
 - ▨ RIPRAP
 - ▩ ROCK CONSTRUCTION ENTRANCE. SEE (5/3)
 - INLET PROTECTION (5/6/7)
 - ⇒ DRAINAGE ARROW

- NOTES:**
- ① CASTING SHALL BE PLACED IN A REINFORCED CONCRETE FRAME PER MN/DOT STANDARD PLATE 4143.
 - ② CONSTRUCT CURB & GUTTER PER MN/DOT STANDARD PLATE 7100.
 - ③ DENOTES TOP OF FRAME ELEVATION.
 - ④ CATCH BASIN CASTINGS SHALL BE OFFSET PER (2/2).
 - ⑤ PRIOR TO CURB CONSTRUCTION, INLET PROTECTION SHALL MEET THE REQUIREMENTS OF (1/3).
- AFTER CURB CONSTRUCTION, INLET PROTECTION FOR CATCH BASINS SHALL MEET THE REQUIREMENTS OF (4/3).
- ⑥ INLET PROTECTION FOR MEDIAN DRAINS SHALL MEET THE REQUIREMENTS OF (2/3).
 - ⑦ INLET PROTECTION DEVICES SHALL BE PAID PER ITEM 2573-STORM DRAIN INLET PROTECTION.



Jun 07, 2010 - 8:12am
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DATE	REVISION

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Timothy A. Eggerichs
TIMOTHY A. EGGERICHS, P.E.
Date 5/17/10 Lic. No. 43362

DESIGNED BY:
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DRAWN BY:
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CHECKED BY:
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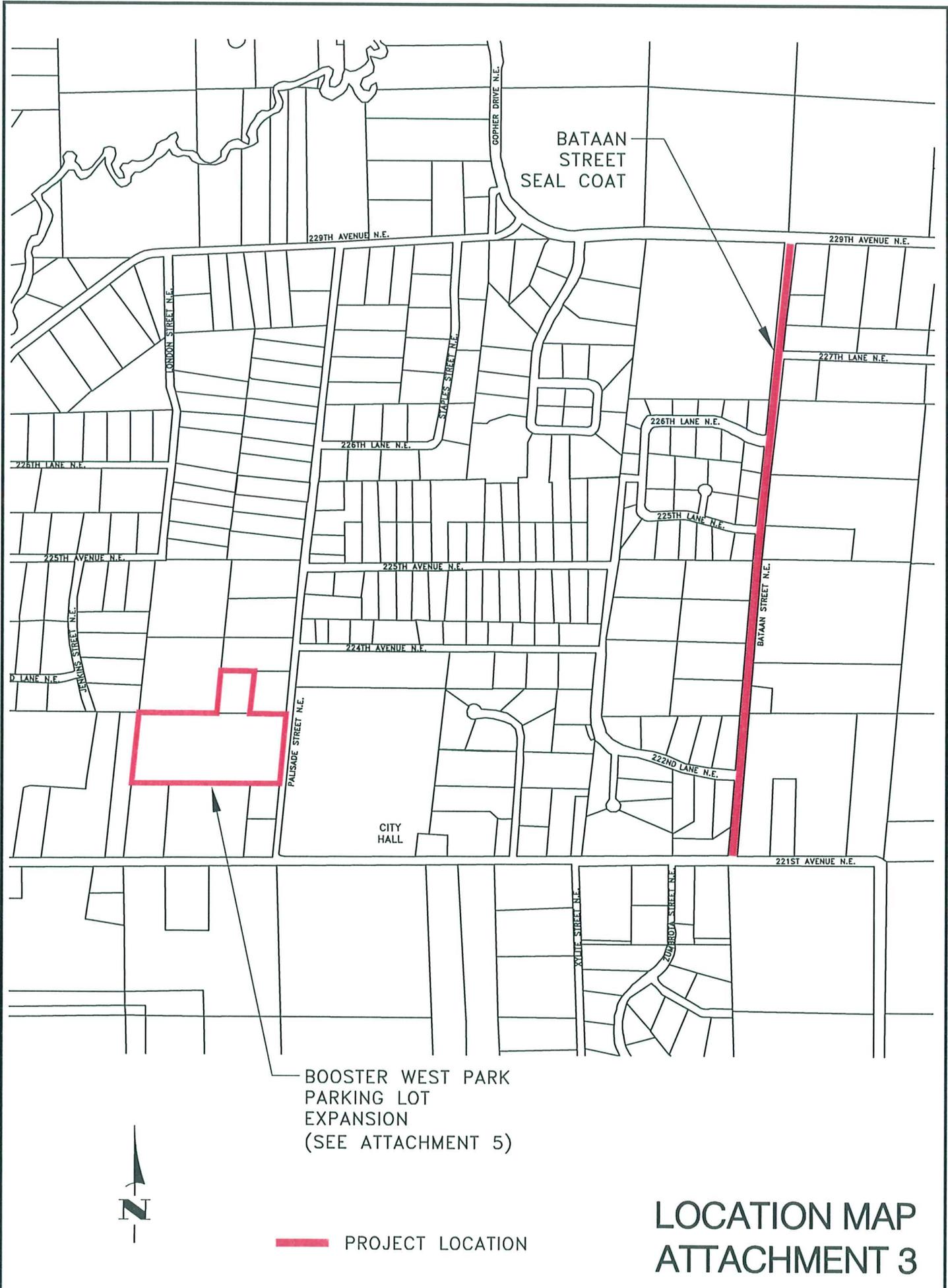


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S.A.P. 203-110-002
CITY PROJECT #2010-03

GRADING, DRAINAGE AND
EROSION CONTROL PLAN
BOOSTER WEST PARKING LOT
CITY OF EAST BETHEL, MINNESOTA

SHEET 13 OF 13
SHEETS

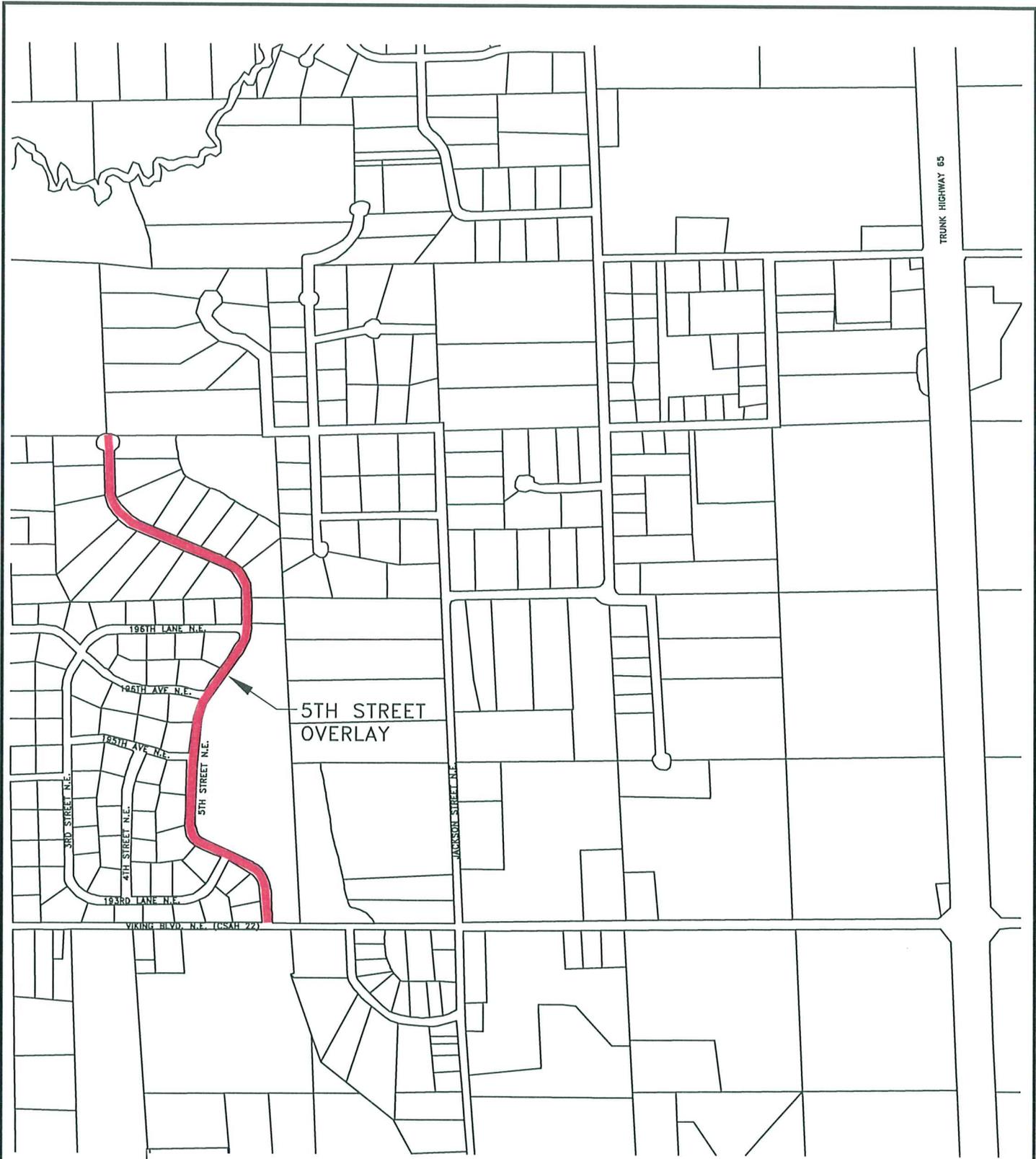


BATAAN STREET
SEAL COAT

BOOSTER WEST PARK
PARKING LOT
EXPANSION
(SEE ATTACHMENT 5)

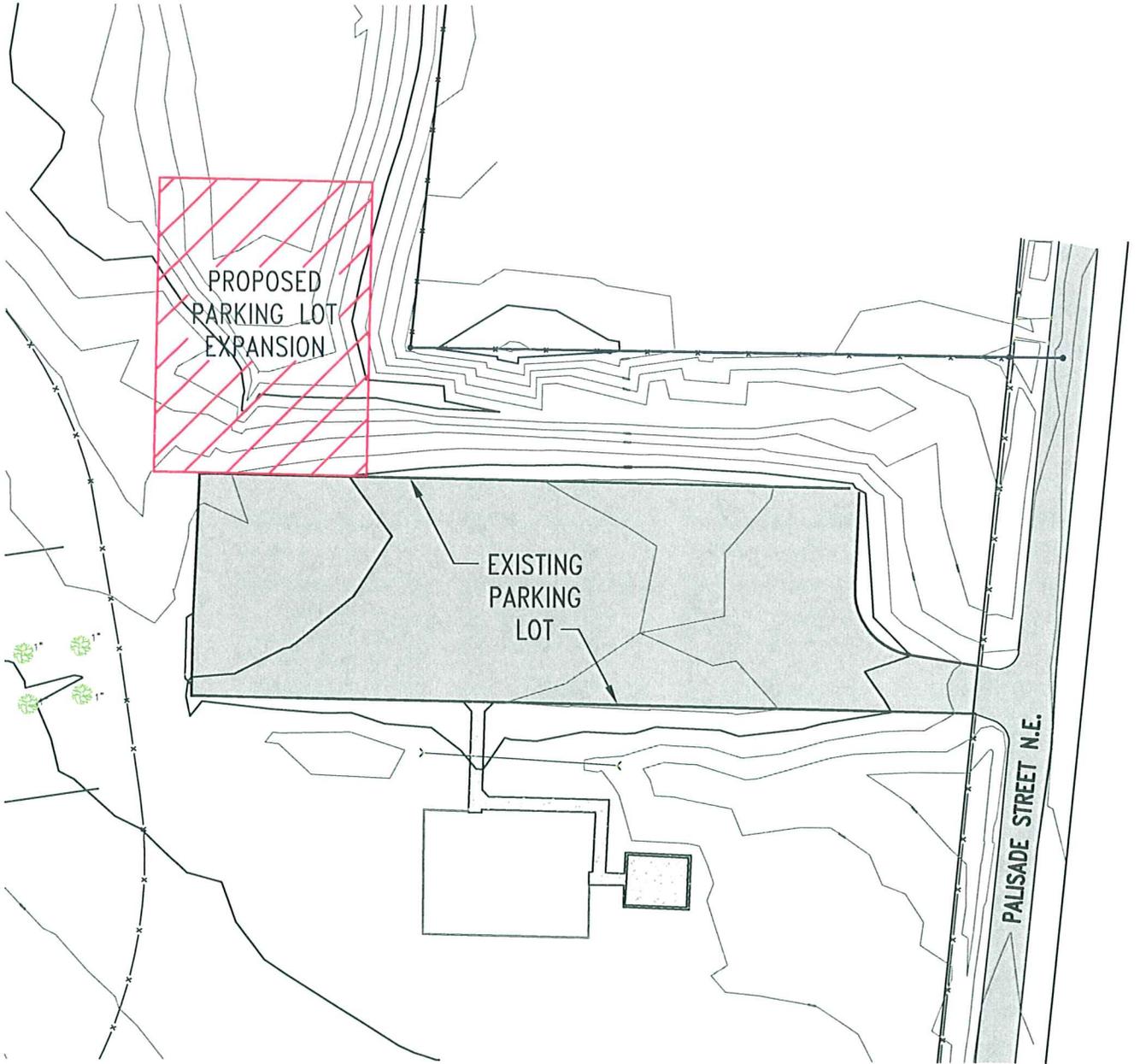
— PROJECT LOCATION

LOCATION MAP ATTACHMENT 3



— PROJECT LOCATION

LOCATION MAP ATTACHMENT 4



PARKING LOT LOCATION MAP ATTACHMENT 5



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 9.0.E.1

Agenda Item:

Code Enforcement Report

Requested Action:

Informational Only

Background Information:

Attached is a copy of the monthly report of code enforcement activities for properties posted as Unfit or Hazardous. The report provides a snapshot of the activity and status of various properties.

Attachments:

- 1. Code Enforcement Report

Fiscal Impact:

None

Recommendation(s):

Information Only

City Council Action

Motion by:_____

Second by:_____

Vote Yes:_____

Vote No:_____

No Action Required: X

POSTED UNFIT/HAZARDOUS PROPERTIES 07/21/10

ADDRESS	ACTION INITIATED	LAST ACTION	STATUS	COMMENTS
607 Viking Blvd.	2/20/08 Posted unfit	5/28/09 court approved abatement	Tracking	Property has gone to Sheriff sale and is currently in the redemption period. Building department has been in contact with the mortgage company's property preservation contractor and they have recently mowed the lawn. Mortgage lender is addressing the special assessments.
22906 Jackson St.	3/19/08 Posted unfit	Demo permit issued 4/29/08, Haz. Excavation orders sent 6/29/09	Tracking	Contractor contacted building official on 6/7/10 and stated that his client had a purchase agreement with Mr. Hicks and that they are moving forward with plans to construct a new home.
19245 Greenbrook Dr NE	5/23/08 Posted unfit	4/9/09	Closed	New owner has removed accessory structures and paid outstanding City assessments.
191 Elm RD	6/6/08 Posted unfit	11/15/08 exterior abatement	Closed	Principle structure has been razed by the county.
2403 Viking Blvd.	7/18/08 Posted unfit		Closed	New owner has razed the structure and cleaned exterior of property
220 Dogwood Rd.	11/6/08 Posted unfit	11/26/08	Closed	Structures removed

ADDRESS	ACTION INITIATED	LAST ACTION	STATUS	COMMENTS
204 Dahlia Dr. NE	11/6/08 Posted unfit	4/26/10 Court ordered abatement.	7/13/10 Tracking	Owner has started removing the principle structure. Building department tracking progress.
619 Lakeshore Dr.	11/13/08 Post as a Hazardous structure	12/04/08	Closed	Structure removed
348 Aspen/ Rev. Bullock property	11/13/08 Blight/Public Nuisance	6/10/09 Meeting with new property owner	Closed	Owner has abated nuisance
172 Juniper Rd.	11/6/08 Posted Unfit	11/24/08	Closed	Structure removed
Castle Towers Trailer Park	6/7/10 posted lot #106 , #149 and #122 as Hazardous/Unfit	6/8/10 Compliance letters for hazardous structures	Tracking	Owner has not addressed completed securing trailers. Currently working with prosecutor.
22568 Sandy Dr.	12/10/08 Hazardous/Unfit Structures	02/8/10 Final Compliance letter sent	07/13/10 Tracking	Property owner has ignored orders to abate public/hazardous nuisance. Forwarded to city prosecutor for action.
234 Birch Rd.	3/10/09	6/10/09	Closed	New owner has abated nuisance.

ADDRESS	ACTION INITIATED	LAST ACTION	STATUS	COMMENTS
4631 Viking Blvd.	3/13/09 Posted Unfit	4/1/09 Contractor Abated Property	Closed	Property sold and assessments have been paid. New owner plans on rehabilitating the property.
604 Lincoln Dr.	Posted principle structure located on east end of lot 3/16/09	5/8/09 Demo permit issued on May 8, 2009	Closed	Structure has been removed.
221 Birch Rd.	Demo permit issued 6/4/10	Site inspection by Building Official conducted on 6/7/10	7/01/10 Tracking	Property abatement is complete, awaiting payment for services, prosecution fee's etc. from Wells Fargo.
191 Elm Rd. Garage	Posted structure (Garage) as unfit for human habitation on 9/22/09		Tracking	Owner was ordered not to reside in the garage and given 14 days to clean out the interior. Currently tracking. Have asked Anoka Co. Sheriff to cite individuals with trespass if staying on the property.
421 Cedar Rd	11/17/09 Sent letter to owner to abate nuisance	Issued demo permits 12/02/09	Closed	Demolition permits issued on 12/2/09. Contractor started razing the structure on 12/2/09. Work completed on 12/7/09.

ADDRESS	ACTION INITIATED	LAST ACTION	STATUS	COMMENTS
4306 Channel Ln.	11/19/09 Residential structure posted as unfit for human habitation due to fire damage	12/08/10 Owner reviewing permit requirements with Building Official	Closed	Building permits issues 04/2010
330 Dogwood Rd.	12/1/09 Primary residence unfit to occupy, public health issue,	Letter sent to owner on 12/02/09	Tracking	On 12/1/09 Building Official met with property care taker who represents the owner's interest. Building department found that the home was being occupied without having compliant sanitary facilities. It was determined by the building official that continued use of the home would be a public health issue. The occupant is moved out of the home on 12/5/09. Permits will be required to improve the sanitary facilities before occupancy is permitted
19079 Greenbrook Dr.	01/05/10 Residential structure posted as Unfit to Occupy	Spoke with maintenance Co. for mortgage lender on 01/11/10	Closed	Property sold, outstanding assessments paid to city, building permits issued for repairs.
775 199 th Ave NE.	02/17/10 Residential structure posted as Unfit to Occupy	02/22/10 Sent abatement letter to mortgage company	Tracking	Building Official contacted by lenders representative on 5/6/10. Will ensure outside is cleaned up and building is secured. Lender waiting for expiration of the redemption period.

ADDRESS	ACTION INITIATED	LAST ACTION	STATUS	COMMENTS
3424 Edmar Ln.	Sent Hazardous Bldg. Orders	4/22/10	Tracking	Owner currently located in California, received response owner intent is to hire local contractor to address issues.
22779 Sandy Dr.	Sent Hazardous Bldg. Orders	06/21/10	Tracking	Building Official has had contact with mortgage lender property preservation department. The mortgage lender is moving forward with the exterior clean up during the redemption period.

East Bethel Fire Department

Monthly Staff Meeting

July 6, 2010

Call to Order:

Chief DuCharme called the meeting to order at 7:05 pm. There were 25 Fire Fighters (including the day staff) and Council Member, Steve Channer present for the meeting.

Meeting minutes from June 7, 2010 were posted previously.

Chief's Report:

Payroll needs to be signed before you leave tonight.

Meetings Next Month:

August 2nd	Meeting
	Payroll Signing
August 3rd	Night to Unite
August 9th	Training
August 16th	Maintenance Night
August 23rd	Medical Training
August 30th	Officer Meeting

Maintenance nights: Need to contact Ron within 24 hours of missing to receive assignment and that needs to be complete within 10 days.

The schedule for this month is:

July 5	4 th of July Holiday
July 6	Meeting & payroll signing (Tuesday)
July 8	St. Croix Valley Fire Fighters Assn Meeting in Harris
July 8	Isanti Parade
July 12	Training
July 12	Meeting of Fire Instructors for the Fire Fighter I class
July 14	First Night of Fire Fighter I class
July 16, 17	Booster Days
July 17	Fire Relief Association Dance
July 18 (am)	Dance clean up
July 19	Maintenance Night
July 26	Officer Meeting

Tanker 11 is back in service. The tank has been repaired under warranty.

Explorers:

Plans continue for the First Nighter. This is an event for kids that are interested in joining to see for themselves what Explorers are all about.

Anniversaries:

Bill Hunt 12 years
Matt Herzog 5 years

Parades:

No candy
No Sirens/Horns
Check truck before it moves (walk around entire vehicle)
Notify Officer in Charge when Engine 11 goes out to a parade.

East Bethel July 17

Once AGAIN Clean out your mailbox

Dispatch Computer Training:

New dispatch computers have been deployed. They are now in Station One and Two. These computers are ONLY for dispatch and recovering Fire Call information. In the very near future these computers will also be used by Fire Fighters to complete online Fire Call reporting. It is important that you know who uses the computers and how to access the County Web Cad and Image Trend for the online reporting.

Fire Fighters were given step by step instruction and allowed to “practice” getting the information from Web Cad.

New Truck is still in the works and should be complete in September.

Rumor Control:

None

Chief 2 – Ardie

Ardie needs someone to go to the St. Croix Valley meeting for him, he will be out of town. Todd Bennet said he will give Ardie’s report at the meeting.

Chief 3 – Ron

Nothing

Chief 4 - Dan

Need to know who is going to help at Booster Days. Remember that the Fire Department always steps in and helps the Seniors with the event.

Inspector's Report – Mark D

14 business inspections for the month

Training Report – Dan M

Training is part two of Computer Training this month.

Relief Association – Troy L

Board met before the Staff meeting.

Old Business

None

New Business

None

Council Report – Steve Channer

Council will start looking at the 2011 budget.

Adjournment – The meeting was adjourned at 8:45 pm



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 9.0 F.1

Agenda Item:

Fire Department Staff Monthly Meeting Notes and Reports

Requested Action:

Informational only

Background Information:

July Fire Department Monthly Meeting Notes and June Reports are included for your review.

To aid in your understanding, staff has included as Attachment #1 and #2 the Incident Type Codes and Station Codes as they appear on the reports.

Fiscal Impact:

None

Recommendation(s):

Informational only.

City Council Action

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____

INCIDENT TYPE CODES

- 100 Fire
- 200 Overpressure Rupture, Explosion, Overheat (No Ensuing Fire)
- 300 Rescue and Emergency Medical Service (EMS) Incidents
- 400 Hazardous Condition (No Fire)
- 500 Service Call
- 600 Good Intent Call
- 700 False Alarm and False Call
- 800 Severe Weather and Natural Disaster
- 900 Special Incident Type

EAST BETHEL > View Station Info

I want to:

A B C D E F G H I J K L M N O P Q R S T U V W X Y Z 1 2 3 4 5 6 7 8 9 All

Search (Station Name):

Station Number	Station Name	Address	City	State	Zip	Phone	Status
 40	Day All Stations (Weekdays)	2751 Viking Blvd	East Bethel	MN	55011		Active
 99	Duty Officer	2751 Viking Blvd.	East Bethel	MN	55011	763-367-7885	Active
 88	Night and Weekend All Stations	2751 Viking Blvd.	East Bethel	MN	55011	763-367-7885	Active
 11	Station 1 (Weekends)	2751 Viking Blvd	East Bethel	MN	55011		Active
 12	Station 1 (Night)	2751 Viking Blvd	East Bethel	MN	55011		Active
 21	Station 2 (Weekends)	2375 221st Avenue NE	East Bethel	MN	55011		Active
 22	Station 2 (Night)	2735 221st Avenue NE	East Bethel	MN	55011		Active

Records 1-7 of 7

Goto Page: 1



Fire Incident By Street Address
 From 06/01/10 To 06/30/10
 Report Printed On: 07/14/2010

Incident Number	Incident Date	Alarm Time	Location	Primary Station	Incident Type
EAST BETHEL					
245	06/30/2010	16:17	18164 Highway 65 NE	40	611 Dispatched and cancelled en route
244	06/30/2010	13:06	18164 Highway 65 NE	40	611 Dispatched and cancelled en route
243	06/28/2010	23:02	19108 Jackson ST NE	12	321 EMS call, excluding vehicle accident with injury
242	06/28/2010	19:54	18185 Antler CIR NE	12	321 EMS call, excluding vehicle accident with injury
241	06/28/2010	16:13	Luan DR	40	321 EMS call, excluding vehicle accident with injury
240	06/28/2010	06:23	21975 Van Buren ST NE	40	321 EMS call, excluding vehicle accident with injury
239	06/24/2010	18:06	20418 Highway 65 NE	88	561 Unauthorized burning
238	06/24/2010	03:05	2101 Deerwood LN NE	12	321 EMS call, excluding vehicle accident with injury
237	06/23/2010	10:33	921 235th AVE NE	40	321 EMS call, excluding vehicle accident with injury
236	06/23/2010	04:43	22140 Bataan ST NE	22	734 Heat detector activation due to malfunction
235	06/22/2010	14:39	3841 Edmar LN NE	40	321 EMS call, excluding vehicle accident with injury
234	06/20/2010	22:27	20176 Frazer ST	21	561 Unauthorized burning
233	06/19/2010	12:24	24355 Highway 65	21	321 EMS call, excluding vehicle accident with injury
232	06/17/2010	17:47	1240 226th AVE NE	22	321 EMS call, excluding vehicle accident with injury
231	06/16/2010	23:04	21034 Buchanan ST	22	321 EMS call, excluding vehicle accident with injury
230	06/14/2010	21:42	22532 Monroe ST NE	99	412 Gas leak (natural gas or LPG)
229	06/14/2010	08:30	3665 Viking BLVD NE	40	412 Gas leak (natural gas or LPG)
228	06/12/2010	18:58	2220 225th AVE NE	21	321 EMS call, excluding vehicle accident with injury
227	06/12/2010	08:30	3832 213th AVE	99	736 CO detector activation due to malfunction
226	06/11/2010	07:06	604 189th AVE NE	99	745 Alarm system activation, no fire - unintentional
225	06/11/2010	06:30	Hwy 65 Klondike DR	40	131 Passenger vehicle fire
224	06/09/2010	13:56	1046 181st LN NE	40	321 EMS call, excluding vehicle accident with injury
223	06/06/2010	17:51	22312 Washington ST	40	321 EMS call, excluding vehicle accident with injury
222	06/06/2010	13:24	20520 Polk ST	21	321 EMS call, excluding vehicle accident with injury
221	06/05/2010	21:25	21540 Opal ST NE	22	611 Dispatched and cancelled en route
220	06/02/2010	14:48	18413 Everglade DR NE	40	321 EMS call, excluding vehicle accident with injury
219	06/01/2010	09:01	19321 East Front BLVD	40	321 EMS call, excluding vehicle accident with injury
Total					27

Search Criteria	
Dates	From 06/01/2010 To 06/30/2010
Service	EAST BETHEL
Incident Address	All
Staff	All
Apparatus	All
Station	All
Alarm Type	All
Zone/District	All

 [Report Description](#)

City of East Bethel

Subject: Fire Inspector Report

June 1 – 30, 2010

City of East Bethel Fire Inspection List		
Name	Address	Comments
Ekvall Engineering	4720 Viking Blvd	2 nd inspection: No Violations
American Tool	23773 Johnson St.	3 rd inspection: Emergency lights. Billing for additional inspection (3 rd).
Flex Fitness	21058 Davenport St.	No Violations
Lynn's Grocery & gas	21329 Hwy 65	Fire extinguishers required
Hidden Haven Bar & Dinning	20520 Polk St.	Emergency lights
Hidden Haven Pro Shop	20520 Polk St.	Obstructed exit in golf cart garage
Corner Express	4825 Viking Blvd	4 th inspection: G.F.I. outlet. Fire Chief is billing for additional inspections and Chief made follow up inspection.
Waynes Liquors	21340 Aberdeen St.	No Violations
Peoples Bank of Commerce	21420 Aberdeen St.	Emergency lights
Teddy Bear Care	1438 215 th Ave	No Violations
Cemstone	24480 Baltimore St.	No Violations: Building key and gate key in FD lock box
T&R Lift	23514 Ulysses St.	No Violations
Top A Truck	22418 Hwy 65	No Violations
East Bethel Theater	18665 Ulysses St.	No Violations
NOTE: First Inspections Unless Noted		

14 Businesses Inspected

Reported by: Mark Duchene
Fire Inspectors



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 9.0 A.2

Agenda Item:

Resolution 2010-37 Amending Resolution 2009-111 Setting Meeting Dates for 2010 and adding Friday, August 13, 2010 as a meeting date to Canvass the Primary Election Results

Requested Action:

Consider adopting 2010-37 Amending Resolution 2009-111 Setting Meeting Dates for 2010 and adding Friday, August 13, 2010 as a meeting date to Canvass the Primary Election Results

Background Information:

In the 2010 Regular Session, the Minnesota Legislators made some changes to the election laws. One of those changes was to the canvassing of the election results for the primary election. The reason for requiring the canvass on the third day is to allow appropriate time for the Absentee Ballot Boards to count all the ballots (24 hours after close of polls) and then another 24 hours for County Offices to compile canvass reports which the cities often need to conduct their canvass. The Legislature was concerned that allowing the canvass within 3 days would result in cities "jumping the gun" and canvassing before the absentee ballot results were added in to the precinct results. All cities/townships now have to canvass the primary elections results on the third day after the primary election. The canvass has to be done on Friday, August 13, 2010. This is only for the primary election.

City Council adopts a resolution every year, setting meeting dates for the next year. Council set the meeting dates for 2010 by adopting Resolution 2009-111. Resolution 2010-37 Amends Resolution 2009-111 Setting Meeting Dates for 2010 and adds Friday, August 13, 2010 as a meeting date to Canvass the Primary Election Results.

Staff will also need direction on what time Council would like to hold the meeting on Friday, August 13, 2010 to canvass the election results.

Attachment(s):

1. Resolution 2010-37 Amending Resolution 2009-111 Setting Meeting Dates for 2010

Fiscal Impact:

N/A

Recommendation(s):

Consider adopting Resolution 2010-37 Amending Resolution 2009-111 Setting Meeting Dates for 2010 and give staff direction as to the time Council for this special meeting to canvass the primary election results on Friday, August 13, 2010.

City Council Action

Motion by:_____

Second by:_____

Vote Yes:_____

Vote No:_____

No Action Required:_____

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

RESOLUTION NO. 2010 -37

**RESOLUTION AMENDING RESOLUTION 2009-111
SETTING MEETING DATES FOR 2010**

WHEREAS, City Council adopts a resolution every year setting meeting dates for the next year; and

WHEREAS, City Council adopted Resolution 2009-111 Setting Meeting Dates for 2010 at their December 16, 2009 City Council meeting; and

WHEREAS, the Minnesota Legislature enacted a new law in 2010 that requires municipalities to hold a meeting on the third day after the primary election which is scheduled on Tuesday, August 10, 2010 to canvass the returns of such election; and

WHEREAS, this meeting was not scheduled as part of Resolution 2009-111 Setting the Meeting Dates for 2010.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EAST BETHEL, MINNESOTA THAT: Resolution 2009-111 be amended to add a special City Council meeting scheduled for Friday, August 13, 2010 to canvass the primary election returns

Adopted this 21st day of July, 2010 by the City Council of the City of East Bethel.

CITY OF EAST BETHEL

Greg Hunter, Mayor

ATTEST:

Douglas Sell, City Administrator



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 9.0 G.2

Agenda Item:

Ice Arena Lighting Retrofit Project

Requested Action:

Consider award of proposal for Ice Arena Lighting Retrofit Project

Background Information:

The City was recently awarded a grant to replace the lighting at the ice area with energy efficient fixtures. At its June 2, 2010 meeting, Council approved specifications for the project and directed staff to request quotes.

The City received three quotes for the lighting retrofit project. Quotes are summarized below:

	Aid Electric	Budget Lighting	Premier Lighting
Option A- Base Bid (W/O Wire Guard)	\$14,820.00	\$13,972.00	\$9,306.14
Green Lights Recycling	\$1001.95	\$1001.95	\$1001.95
Total:	\$15,821.95	\$14,973.95	\$10,308.09
Option B-Base Bid plus Wire Guard	\$15,993.00	\$18952.00	\$15923.44
Green Lights Recycling	\$1001.95	\$1001.95	\$1001.95
Total:	\$16,994.95	\$19,953.95	\$16,925.39

Premier Lighting was the lowest quote at \$9,306.14 for option A (no wire guard) and \$15,923.44 for option B (with wire guard).

The City is required to provide a Waste Management Plan to the Minnesota Department of Commerce Office of Energy Security (OES) for this lighting retrofit project for disposal of existing fixtures. The City is required to comply with all Federal, state and local regulations for waste disposal. The City will be working Green Lights Recycling for this project. Cost to properly dispose of the lights will be approximately \$1,001.95. Price includes disassembly and recycling of lamps and Ballast and containers for transport. Green Lights Recycling will provide Certificate of Recycling when the project is complete.

The total project cost was estimated at \$16,500 with funding from a state grant of \$10,500, rebate from Connexus Energy of \$4,800 and the City match of \$1,200. Should the City move

forward with Option A (no wire guards), the lighting retrofit project is within the proposed budget. However, should Council prefer Option B, the proposed project would be approximately \$16,925.39 or \$425.39 over the original estimate.

The City is currently providing a \$1,200 match. Additional funds have been identified under Ice Arena item 403-Bldgs/Facilities Repair/Maint. The energy savings is estimated at \$5,762 on an annual basis. The City's investment of \$1,200 in matching funds would be recouped within one year. If the City's investment were to increase to \$1,625.39 (original \$1,200 plus \$425.39), all matching funds would also be recouped within the first year.

A number of lighting experts have recommended the City consider wire guards for this lighting retrofit project because of the potential environmental impact and, as an added safety feature. At this time, the current lights in the Ice Arena do not have wire guards.

Fiscal Impact:

As noted above

Recommendation(s):

Staff is recommending the City Council consider awarding the Ice Arena Lighting Retrofit Project to Premier Lighting, Option B (with wire guards) in an amount not to exceed \$15,923.44 and disposal services to Green Lights Recycling in an amount not to exceed \$1,001.95.

City Council Action

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____



City of East Bethel City Council Agenda Information

Date:

July 21, 2010

Agenda Item Number:

Item 9.0 G.3

Agenda Item:

Discuss 2011 Budget

Requested Action:

Review the Proposed 2011 Budget

Background Information:

On Friday, July 2, 2010, staff provided Council with a proposed 2011 Budget. At the July 7, 2010 City Council meeting, Council set July 21, 2010 as the date to begin review and discussion of the proposed 2011 Budget.

Total proposed 2011 general fund expenditures are reduced 1.86% or \$96,264 from the 2010 adopted budget. The general fund levy would also be reduced by 1.0% or \$48,236.

Total proposed levy for general fund and debt would increase \$47,446 or .94%. This includes levying for lost 2010 Market Value Homestead Credit of \$240,497 and an increase in the debt levy of \$98,280 for the 2008 Sewer Revenue Bonds. The levy does not include the levy back of lost 2011 Market Value Homestead Credit aid of \$228,932.

With the decline in market value of 12%, the proposed levy would increase taxes for residential property owners less than 1%.

Fiscal Impact:

To be determined

Recommendation(s):

Provide staff direction regarding the 2011 budget and proposed tax levy.

City Council Action

Motion by: _____

Second by: _____

Vote Yes: _____

Vote No: _____

No Action Required: _____