



CITY COUNCIL MEETING OF NOVEMBER 14, 2016

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COUNCIL CONFERENCE MEETING (6:00 P.M.)

Capital Improvement Bonds

BOARD OF CANVASS MEETING

Receive and Certify the Statement of Canvass
from the General Election of November 8, 2016 1 - 6

CITY COUNCIL MEETING:

PLEDGE OF ALLEGIANCE.

APPROVAL OF PROPOSED CONSENT AGENDA:

APPROVAL OF MINUTES:

City Council Meeting of October 24, 2016 7 - 26

NEW BUSINESS:

1. Receive the Planning Commissions Minutes
of October 19, 2016 27 - 35

APPROVAL OF PROPOSED CONSENT AGENDA:

NEW BUSINESS (CONTINUED):

- 2. Special Use Permit Request, SP #16-06, by USAgain, to Allow Limited Outdoor Storage Along the West Side of the Property, Generally Located at 191 Osborne Road;

and

Resolution Approving Special Use Permit, SP #16-06, to Allow Limited Outdoor Storage for USAgain on Behalf of the Property Owner, Osborne Commerce Center, LLP, at 191 Osborne Road N.E. (Ward 3) 36 - 43

- 3. Vacation Request, SAV #16-01, by Fridley Land LLC, to Vacate a Portion of Northern Stacks Drive to Adjust the Street Right-of-Way to Match the Updated Development Plan. They are also Requesting that Some Drainage and Utility Easements be Vacated, as New Easements will be Re-Dedicated Upon Final Plat Approval of Northern Stacks 3rd Addition, Generally Located at 41 Northern Stacks Drive N.E.

and

Resolution Vacating a Portion of Northern Stacks Drive and Vacating Drainage and Utility Easements within Lot 1, Block 1, Northern Stacks and Lot 3, Block 1, Northern Stacks 2nd Addition, Generally Located at 41 Northern Stacks Drive N.E., Petitioned by Fridley Land LLC (Ward 3) 44 - 51

- 4. Approve Change Order No. 1 for the 2016 Street Rehabilitation Project No. ST2016-01 52 - 53

- 5. Resolution Amending Resolution No. 2016-52 Designating Time and Number of Council Meetings for 2017 54 - 55

APPROVAL OF PROPOSED CONSENT AGENDA:

NEW BUSINESS (CONTINUED):

- 6. Claims 56 - 93

- 7. Estimates 94

OPEN FORUM, VISITORS: Consideration of Items not on Agenda – 15 minutes.

ADOPTION OF AGENDA:

PUBLIC HEARINGS:

- 8. Consider the Revocation of Special Use Permit, SP #07-11, to Bernie’s Automotive, Located at 6528 University Avenue, for the Purpose of Operating a Repair Garage in a C-3, General Shopping Center District (Ward 3) (Continued May 9, 2016) 95 - 101

- 9. Consider an Ordinance Opting Out of the Requirements of Minnesota Statutes, Section 462.3593 which Defines and Regulates Temporary Health Care Dwellings (Continued October 24, 2016) 102 – 115

- 10. Consider the Intention to Issue General Obligation (GO) Capital Improvement Plan (CIP) Bonds and Adopt the City of Fridley Capital Improvement Plan for 2017 through 2021 116 - 136

- 11. Consider Text Amend, TA #16-04 to Amend Chapter 205.30 0-5, Telecommunications and Towers 137 - 169

NEW BUSINESS:

- 12. First Reading of an Ordinance Amending
Fridley City Code Chapter 113. Solid
Waste Disposal and Recycling Collection 170 - 183

- 13. First Reading of an Ordinance Opting Out of
the Requirements of Minnesota Statutes,
Section 462.3593, which Defines and
Regulates Temporary Health Care Dwellings 184 - 185

- 14. Resolution Giving Preliminary Approval for the
Issuance of the City's General Obligation Capital
Improvement Plan Bonds in an Amount Not to
Exceed \$50,505,000 and Adopting the City of
Fridley, Minnesota, Capital Improvement Plan for
2017 through 2021 Under Minnesota Statutes,
Section 475.521 186 - 205

- 15. Resolution Deferring Special Assessment
Payments for the Properties Located at:
4566 – 2 ½ Street NE, 4707 2nd Street NE,
and 4724 2nd Street NE in Regards to Street
Improvement Project No. ST. 2016-01 206 - 207

- 16 Informal Status Reports 208

ADJOURN.



AGENDA ITEM
BOARD OF CANVASS MEETING
NOVEMBER 14, 2016

TO: WALTER T. WYSOPAL, CITY MANAGER

FROM: DEBRA A. SGOGEN, CITY CLERK

SUBJECT: CANVASS REPORT OF PRIMARY ELECTION NOVEMBER 8, 2016

DATE: NOVEMBER 10, 2016

A general election was held on Tuesday, November 8, 2016, to select candidates for the offices of Mayor and Councilmember at Large. Attachment 1 is the Statement of Canvass for this election. State Law requires the City Council to canvass the results of the general election between the third and tenth day after the election. I have included the total number of ballots cast in the City for this election, the total number of votes for each candidate, a true copy of the ballot, and the names of the election judges as required.

For the office of Mayor, Scott Lund received 8146 votes, Drew Schuette received 3,314 votes and 113 write-in votes. For the office of Councilmember at Large, Bob Barnette received 5,522 votes, David Ostwald received 5,062 votes and 90 write-in votes.

There were a total number of 15,620 registered voters at 7:00 a.m. and 1,673 Election Day registrations for a total of 17,447 registered voters. Of those registered voters, 13,654 individuals voted in the City thereby giving the City a voter turnout of 78%

This year voters could vote by absentee ballot without a reason and it was heavily advertised as early voting. The week before the election voters started streaming in at over 100 per day and the day before the election 426 voters come through. After reviewing the information, we found it did not change the voter turnout from previous years, in fact, this year we had fewer vote cast than past presidential elections. However, due to the increased voter registration, it increase the number of registered voters and gave the city an average of 78% voter turnout. The Citywide average turnout for absentee voting was about 18% and the average citywide voter turnout on Election Day was 63%.

Staff recommends a motion accepting and certifying the results of the election.

City of Fridley, Minnesota
Statement of Canvass
General Election November 8, 2016

DECLARATION OF THE RESULTS THEREOF

A. The total number of ballots cast was:

Precinct	Ballots
Ward 1 - Precinct 1	1195
Ward 1 - Precinct 2	1149
Ward 1 - Precinct 3	1270
Ward 1 - Precinct 4	990
Ward 2 - Precinct 1	968
Ward 2 - Precinct 2	929
Ward 2 - Precinct 3	1406
Ward 2 - Precinct 4	1338
Ward 3 - Precinct 1	1168
Ward 3 - Precinct 2	1511
Ward 3 - Precinct 3	805
Ward 3 - Precinct 4	925
Total Ballots Cast	13,654

B. The total number of votes cast for Mayor are as follows:

	W1P1	W1P2	W1P3	W1P4	W2P1	W2P2	W2P3	W2P4	W3P1	W3P2	W3P3	W3P4	Total
Scott Lund													
Poll	646	602	570	459	452	429	636	607	533	774	368	436	
AB	142	158	180	115	102	96	207	187	112	193	63	79	
Total	788	760	750	574	554	525	843	794	645	967	431	515	8146
Drew Schuette													
Poll	193	203	203	184	195	167	269	190	256	255	166	189	
AB	30	27	72	30	42	42	63	51	58	61	26	32	
Total	223	240	275	214	237	209	332	241	314	316	192	221	3014
Write-In	14	10	10	9	18	4	6	5	8	12	7	10	113

C. The total number of votes cast for Councilmember at Large are as follows:

	W1P1	W1P2	W1P3	W1P4	W2P1	W2P2	W2P3	W2P4	W3P1	W3P2	W3P3	W3P4	Total
Barnette													
Poll	415	388	385	330	327	290	486	335	282	524	242	318	
AB	90	118	133	71	76	79	135	112	177	124	42	43	
Total	505	506	518	401	403	369	621	447	549	648	284	361	5522
Ostwald													
Poll	387	393	353	269	287	291	393	390	363	452	262	262	
AB	70	76	116	68	59	55	95	111	82	122	46	60	
Total	457	469	469	337	346	346	488	501	445	574	308	322	5062
Write-In	9	6	8	7	7	2	6	10	7	12	8	8	90

D. The following is a true copy of the ballot:

State and County General Election Ballot Anoka County, Minnesota November 8, 2016	
CITY OFFICES	
City of Fridley MAYOR (Vote for One)	
<input type="radio"/>	Scott Lund
<input type="radio"/>	Drew Schutte
<input type="radio"/>	_____
	Write-In
City of Fridley COUNCILMEMBER AT-LARGE (Vote for One)	
<input type="radio"/>	Bob Barnette
<input type="radio"/>	David Ostwald
<input type="radio"/>	_____
	Write-in

E. The names of the Judges of the Election are as follows (Head and Assistant Head Judges are indicated by *):

Ward 1 Precinct 1

Ann Bangen
Carolyn Holmen
Jacalyn Kasick
Gwen Nawrocki
Lynnese Paulson
Marlene Schonebaum
Paul Slesar
John Walther *
Barbara Walsh
Joe Westenfield*

Ward 1 Precinct 2

Mary Ackerman*
Carol Blaska*
Lynne Grigor*
Jacqueline Frogh
Marlys Kranz
Arlene Linton*
Linda Munson
Shirley o'Neill
Beverly Sax

Ward 1 Precinct 3

Jimmy Golden
Allen Grigor
Elaine Gunderson
Jane Hosman*
Diane Kasick
Melvin Kuehni
Lynn Nehring
Lois Palmquist
Anne Reineck*
Barbara Saefke

Ward 1 Precinct 4

Mike Halloran
Connie Metcalf
Gregory Potasek
Normal Rust*
Lonna Schmidt Nelson*
Cynthia Schreiner
Dorothy Sielaff
Susan Tienter
Stephen Wallerius

Ward 2 Precinct 1

Ann Dreblow
Judy Dutcher (am)
Phyllis Hildreth*
Teresa Hub*
Esther Kisch
David Kondrick
Paul Laes (am)
Judith McHugo
Thomas Schonebaum (am)

Ward 2 Precinct 2

Emma Clark
Don Findell*
Kathy Garman
Sally Hellman
Mary Ann Hoffman
Angela McShane
Tanya Provost Plummer*
Helen Spiyee

Ward 2 Precinct 3

Carla Anderson
Lana Joy Glaser*
Janice Golden*
Earl Hendricks
Roberta Johnson
Randy Lohmer
Ron Thureen
Barbara Tollakson
Ann Williams

Ward 2 Precinct 4

Colleen Kennedy
Joseph McHugo
Mary Plant
Bruce Pomerantz
Barb Reiland
Jerry Tienter
Jackie Walther*
Jennifer Yocum
Maureen Zgutowicz*

Ward 3 Precinct 1

Kent Buell
Bee Davidson
Kristina Eaton
Gloria Karjalahti*
Janet Kothman
Timothy McGrath, Sr.
Novella Olawore
William Rust*
Debra Strand

Ward 3 Precinct 2

James Glaser
Margaret Greshik
Bonita Johnson
William Linton
Teresa Miller*
Jeanine Nelson*
Janet Persell
Barbara Proost
Lois Scholzen (pm)
Michael Yocum (pm-Trainee)

Ward 3 Precinct 3

Julann Delaney
David Linton
Roger Nawrocki
Richard Nelson*
Virgil Okeson*
Elaine Pitezel
Jon Soule
Kathy Svanda
Linda Yaeger

Ward 3 Precinct 4

Gerry Brisco*
Thomas Forsythe
Robert Hosman*
Theodore Kranz
Susan Okeson
Peggy Price
Donna Siedlecki
Patricia Skirka

Health Care Judges

Roberta Collins
Jake Foster
Julie Horak
Jean Michaels

WE HEREBY CERTIFY THE ABOVE RESULTS OF THE GENERAL ELECTION HELD ON NOVEMBER 8, 2016
ON THIS 14TH DAY OF NOVEMBER 2016

Mayor – Scott Lund

Councilmember Ward 1 – James Saefke

Councilmember At Large – Robert L. Barnette

Councilmember Ward 2 – Dolores Varichak

ATTEST:

Debra A. Skogen, City Clerk

Councilmember Ward 3 – Ann R. Bolcom

**CITY COUNCIL MEETING
CITY OF FRIDLEY
OCTOBER 24, 2016**

The City Council meeting for the City of Fridley was called to order by Mayor Lund at 7:04 p.m.

ROLL CALL:

MEMBERS PRESENT: Mayor Lund
Councilmember Barnette
Councilmember Varichak
Councilmember Saefke
Councilmember Bolkom

OTHERS PRESENT: Wally Wysopal, City Manager
Darcy Erickson, City Attorney
Kay Qualley, Environmental Planner
Scott Hickok, Community Development Director
James Kosluchar, Public Works Director
Pam Reynolds, 1241 Norton
Arthur Kallenbach, 7740 Beech Street
Bert Martinez, 7786 Beech Street
Scott Hansen, 7779 Beech Street
Natividad Seefeld, 1106 Onondaga Street,

APPROVAL OF PROPOSED CONSENT AGENDA:

APPROVAL OF MINUTES:

City Council Meeting of October 10, 2016

APPROVED.

NEW BUSINESS

- 1. Receive the Planning Commission Meeting Minutes of September 21, 2016**

RECEIVED.

2. Resolution Calling for Redemption of Certain Outstanding Bonds.

Wally Wysopal, City Manager, stated these bonds have been fully paid off.

Pam Reynolds, 1241 Norton, stated in the agenda she printed off, it said “Resolution Calling for Redemption of Certain Outstanding Bonds.” However, the thing that came up said that they are already paid. She asked if they were unpaid.

Mr. Wysopal replied the bonds are part of the tax levy obligation of the City for 2016. The City has to close them out or call them by the end of the year, but they will be fully paid at that time.

Ms. Reynolds stated only if this is approved by the City Council.

Mr. Wysopal replied the tax proceeds have been collected on these bonds. The County collects that tax and turns it over. The City pays the bond company. If the City does not close these bonds, they will remain open. The City will not owe any money on them, but the bond documents demand that the City close the bonds so that the bondholders can then close out their books on that indenture.

ADOPTED RESOLUTION NO. 2016-61.

3. Resolution Authorizing Execution of a Source Water Protection Implementation Grant Agreement with the Minnesota Department of Health for Well Sampling.

Councilmember Bolkcom asked how important it was to make sure the City uses the Clean Water Land and the Legacy Amendment logo and all the materials.

James Kosluchar, Public Works Director, replied, they will not be doing any promotion of this project. It really does not apply.

ADOPTED RESOLUTION NO. 2016-62.

4. Resolution Authorizing Execution of End Grant Agreement with the Metropolitan Council for Inflow/Infiltration Reduction.

ADOPTED RESOLUTION NO. 2016-63.

5. Approve Proposed 2017 Development Review Schedule for the Planning Commission, Appeals Commission and City Council Action.

Mr. Wysopal stated there are no substantive changes to this with what took place in 2016. In other words, the days and the weeks remain the same for these major meetings.

APPROVED.

6. Claims (174370 - 174528)

APPROVED.

7. Estimate:

Blackstone Contractors, LLC
775 Corcoran Trail East
Corcoran, MN 55340

Oak Glen Creek Project No. 380
Estimate No. 9.....\$2,000.00

Councilmember Bolkcom asked what this estimate was for.

Mr. Kosluchar replied this is the final warranty payment. The project was completed two years ago, and the City has a two-year warranty on the plantings and survivability. The City did an inspection and a payment last year around August. The City held the payment to the contractor until the warranty period expired.

Councilmember Bolkcom asked if everything was fine.

Mr. Kosluchar said they are meeting their percentage goals. There was a 70 percent survivability rate. The plants are pretty large right now.

APPROVED.

ADOPTION OF PROPOSED CONSENT AGENDA:

MOTION by Councilmember Barnette to approve the proposed consent agenda. Seconded by Councilmember Varichak.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY.

OPEN FORUM, VISITORS:

Arthur Kallenbach, 7740 Beech Street, submitted a letter written by people in his neighborhood regarding a concern they have for flooding on the 7700 block of Beech Street. The people sitting with him are all building owners and operate businesses out of those buildings. There is one more business owner who is not represented at the meeting, but he signed the letter.

Mr. Kallenbach stated they have had flooding for the last 25 years because of the action of the utility department of the City of Fridley because of the design of their storm sewer system. Their businesses are along the railroad track. As the water is conveyed through the storm sewer system, it collects at a point just before the railroad track. It goes under those tracks in a 72-inch

pipe. After it goes under the railroad tracks, it goes through a short ditch, and then travels under East River Road.

Mr. Kallenbach stated when Anoka County put in that storm sewer pipe, they put in a 48-inch pipe. Water is going from a 72-inch pipe into a 48-inch pipe and is in an enclosed system from that point until it reaches the river. It goes from that 48-inch pipe and drops into a manhole and goes into a 60-inch pipe and is conveyed down to the river. The math to get water from a 72-inch pipe into 48-inch pipe would have to be almost vertical and it is not--it is horizontal. The math just does not work.

Mr. Kallenbach stated what the City has done to keep water from flowing over East River Road is to take the 72-inch pipe, and cut down about 70 to 80% of the flow. Therefore, 20-30 percent of it is allowed to flow. It backs up water onto Beech Street to the point where on September 21 they had anywhere from 10 inches of water in their buildings to up to 44 inches of water.

Mr. Kallenbach stated they are talking about damages to property in excess of \$200,000, and this was to protect the backyards of the houses on the west side of East River Road. When water flows over East River Road and runs down, there is immediate erosion that costs the City around \$30,000 to rectify. Every time their buildings flood, it costs about \$200,000 between the six businesses. That is not even counting the value of their buildings. How do you sell a building that is not in a flood zone, but still floods several times a year? There is potentially millions of dollars of real estate value that is worthless. One of the owners present said if they want to use this property as a holding pond, they should buy their buildings and plant cattails. That is the only way they would ever be able to sell their buildings.

Mr. Kallenbach stated what they are asking the City to do is to have the City utility department immediately remove the 2 x 6's that were put across the 72-inch pipe, and allow that pipe to flow as it was designed and let Anoka County deal with the rest. They need to increase the flow under East River Road. He understands it is expensive. It was done wrong, but the business owners should not have to suffer for that.

Mayor Lund stated this is not a new problem. He recalled an occurrence with at least one business in the past on Beech Street. He assumed they are located in the middle of the block where there is a low spot. Mr. Kallenbach is right. There is an ongoing problem here. When they had the huge rainfall, he thought about Beech Street and the problems they might be experiencing. There were a lot of places that had problems because of the large amount of rain.

Mr. Kallenbach stated it happens several times a year. This was an exceptional event. However, they do have a foot and one-half of water in the street several times a year. There is a problem with cars driving through there at night. They see the surface of the water and do not realize how deep it is.

Mayor Lund stated the City needs to look into this issue. He would like to confer with City staff. All these issues can be dealt with, but it always come back to the one thing and that is cost. It is not a great answer for them and it is not going to be remedied immediately, but they will see what they can do. The pipes should get larger as they get closer to the river, not

smaller. It is segmented and he cannot tell them with any certainty at this point without review why it is like that. They will do their best to address the problem.

Mr. Kallenbach stated he thinks it is important for everyone to understand, they purchased these buildings thinking they included a properly designed storm system. Someone else made the mistake, and they are suffering for it. As to the monetary concerns, the building owners are paying the price for that. It needs to come to an end and it needs to happen quickly.

Mayor Lund stated they will see if they can resolve this matter. They owe it to the City's business community in that specific area and to try and do a better job of addressing the issue.

Councilmember Barnette asked Mr. Kallenbach if they have a problem in the spring with the melting snow.

Mr. Kallenbach replied, not necessarily, it comes through slowly. It is the rains in mid-summer and late summer.

Councilmember Bolkcom stated they have met with Mr. Martinez in the past. It is not just the pipe. There are a lot more things involved. The City is working with Coon Creek and working with the Watershed. It is not a simple fix and it will take some time.

Mr. Kallenbach stated in the past when those boards have not been in place, they did not have a problem. There is only a problem when those boards are in place.

Mr. Kallenbach stated they would like transparency. They have asked many, many times over the last decade about what is going on, and they have gotten different answers. It would be nice if there could be a commission that could investigate exactly what the history is of that pipe and the whole drainage system. They are talking about the lives and livelihoods of 70 to 80 people who own and operate all the businesses, and the employees that work there.

Bert Martinez, 7786 Beech Street, stated he has been here multiple times. Staff has been in his business, and he would like to welcome another visit in their businesses. Hopefully they can meet with the owners in the area of damage so they can see that three weeks after that they still have a tremendous mess.

Mr. Martinez stated this goes beyond the monetary costs to being life endangering. That is where he draws that line. At one of the flooding events they had, he was informed that the valve was left closed. Five Fridley employees were there working shortly before the storm came. They could only get their tools and get out of there. There really needs to be a solution. It is not just economic hardship they are going through. These are not big business. These gentlemen sit in front of lead machines and mill machines and they are fabricating pieces with their own hands. These gentlemen make parts that are so accurate they are used by the military in their planes and the commercial Boeing airplanes. They come with open hearts to try and find a solution because they are tired.

Scott Hansen, 7779 Beech Street, stated he is at the bottom of this area. They had 18 inches of standing water in their building. Councilmember Bolkcom stated there are a lot more things involved in this, but it seems kind of strange to them that the last big flood they had and, like the Mayor said it was about six years ago, they were told that obstruction was removed. They did not have any problems for several years. Now all of a sudden it is back again. They want to know what happened.

Mayor Lund stated they are going to have a meeting and see if they can come to a resolution.

Mr. Hansen stated with this last flood, they were told in the Fridley newsletter that they had a 100-year rain and it was far too much for the City's sewer system to handle. They do not know that because of the obstruction. Remove the obstruction and let us see what it is designed for.

Mr. Hansen said Mayor Lund mentioned something that rubbed him the wrong way. He said the Mayor said he thought about them with the big rainfall. His question is where was he?

Mayor Lund said admittedly, he was not out there trying to resolve the issue that night.

Mr. Hansen replied that the Mayor had not been there during the last month to see what these businesses have been dealing with.

Mayor Lund stated this is the first he has heard about it. He did think about them.

Mr. Hansen replied that is why they are here tonight. They want it up front, and they want some answers.

Mayor Lund stated he was dealing with his own basement flooding at the time. He said they are willing to take a look at the issues and see if they can come to some solution.

ADOPTION OF AGENDA:

MOTION by Councilmember Bolkcom to approve the agenda. Seconded by Councilmember Saefke.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARINGS:

- 8. Consider Amending the Fridley City Code, Chapter 113, Solid Waste Disposal and Recycling Collection.**

MOTION by Councilmember Barnette to waive the reading of the public hearing notice and open the public hearing. Seconded by Councilmember Varichak.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY, AND THE PUBLIC HEARING WAS OPENED AT 7:28 P.M.

Kay Qualley, Environmental Planner, stated this is the public hearing for Text Amendment, TA #16-03. The purpose of the text amendment to this chapter is to update it to match State language or other aspects of City Code, to improve Code enforcement capabilities (e.g. no burning of garbage and recycling items), to add two categories of licenses--yard waste and organics collection, and to increase tonnage reporting accuracy.

Ms. Qualley stated yard waste is a separate license and it is currently not licensed by the City. . That is a service offered through holders of residential and commercial solid waste licenses. The County is now tracking yard waste tonnage reporting and staff is requesting that a separate type of license for yard waste haulers be instituted. No other changes to those practices are suggested.

Ms. Qualley stated the fees would generally involve the amount of staff time that it takes to review the license which is very minimal.

Ms. Qualley stated the term, "organics" is being used here and the broader term of organics is beyond the compostable items that go in your home compost, because that cannot include meat, bones, scraps, or pizza boxes, Kleenex, and dinner napkins. In organics collections in Minneapolis and St. Louis Park and other parts of the Twin Cities, such things as meat scraps and pizza boxes could be included.

Ms. Qualley stated organics accounts for 35 percent of what households toss away per the MPCA. The numbers range from 30 to 40 percent but, by diverting that and turning it into a manufactured product of compost, it can be used along the highways and used and bagged for people's yards to increase the water holding capacity in the soil and decrease the amount of water used in the yard in the summertime. They call that source separation. All that means is the owner of the banana peel decides not to turn it into municipal solid waste by incorporating it with garbage but, just like recycling, by capturing it and placing it in a dedicated container in a compostable bag.

Ms. Qualley stated this is really necessary for them to get to the 75 percent 2030 metro diversion from mixed municipal solid waste goal. Current Fridley does not collect any organics. Overall, the rest of Anoka County is collecting about 8.5 percent organics and collecting about 41.69 percent in recycling.

Ms. Qualley stated they can be proud as a county that they do a little bit better than the rest of the Metro. They got to about 90 percent of their goal last year. We are still working on our multi-units and recycling. If they can add organics collection and up the amount of source separated recyclables in terms of recycling and organics removal rate, they will be close to 50 percent of diversion as well.

Ms. Qualley stated as to updates of the license category, staff is suggesting an organics license category, The City does not currently have a provision for it as this time, and the City would have a recycling licensure for residential purposes only. The organics are processed and manufactured in officially-licensed compost areas.

Ms. Qualley stated some of them in the past have been located as far as Shakopee, but there are now organic composting sites closer to home.

Ms. Qualley stated right now Anoka County has requested that yard waste and organics be tracked. Up to this point, they have only been able to track municipal yard waste in a loose collection from the street sweepings. However, by licensing yard waste collectors, she will get information to improve the accuracy of that mandated reporting. It is not part of the SCORE fund but it is part of the distinct organics reporting categories. It will stipulate using the County format.

Ms. Qualley stated another item is in Chapter 113, prohibiting outdoor storage of bags of leaves. Instead of composting them or removing and hauling them away, a lot of people are just putting them in black plastic bags all over their yard. It is creating a Code enforcement issue because it is a violation of outdoor storage.

Ms. Qualley stated the Fire Department has requested that plastic dumpsters located inside a building be banned for mixed municipal solid waste. Compared to a metal dumpster, the plastic dumpsters burn too hot and fast. That is something that the Fire inspections crew is no longer allowing, and they want to insert that in the Code so the City is being up front about it.

Ms. Qualley stated they are updating a few definitions to get them to match.

Ms. Qualley stated they are not allowing burning of solid waste, recycling, organics, and yard waste. It does not affect fire wood. People are burning aluminum cans and organics in order to avoid hiring a solid waste hauler. Staff would like to expressly have that prohibited in the revisions to Chapter 113.

Ms. Qualley stated it would also increase the insurance amount from \$500,000 to a \$1,000,000 to update coverage for the license holders.

Ms. Qualley stated staff is also requiring the dumpster enclosures be accessible to haulers and residents at multi-units. She is currently participating in an architectural task course with Anoka County as the lone Anoka County city representative to try and work on something with the University or perhaps with the architectural industry to try and increase the usability of these enclosures for both haulers and residents. There might be little kids coming down to bring out the garbage and they have to open up a gate, pull a pin, and hold the door open. What happens instead is that garbage tends to get dumped in the recycling part outside of the dumpster. That is contamination, and they have poor results in multi-units as a result.

Ms. Qualley stated trying to reach the enclosure is a little more user friendly for haulers. That is an element of the design as well. What can we do to recommend a better design in the future. At any rate, right now they do their best in Code Enforcement to make sure they look good and they function as well as possible. If they can improve designs in the future, they will certainly do it.

Ms. Qualley stated they added commercial recycling requirements language because in 2016 State Law requires commercial buildings with at least a four-foot cubic yard garbage dumpster to recycle at least three streams of recycling (e.g. cardboard, plastics, paper). A business would be subject to a Code enforcement letter that has at least a four-foot cubic yard garbage dumpster, and they are only collecting cardboard.

Councilmember Bolkcom referred to page 134, No. 4 under 115A-551, Recycling, and asked what it meant. It says "residential waste materials that would be mixed municipal solid but for the fact they are not collected as such."

Mr. Qualley replied, some types of waste products if it is excessive needs. The raspberries are a little too ripe and they are going to go into some kind of container of your choice because you own those raspberries but they are a little riper than you prefer to eat them. Now they are excess to your needs and are waste material. They could be mixed in as the waste that you dump into the garbage but, if you put them in an organics collection container, they become part of the manufacturing process--a compostable item called organics.

Councilmember Bolkcom stated why the counties outside the metropolitan area only have a 35 percent weight of total solid waste generation.

Ms. Qualley replied, she believes the reason is that in the country or smaller towns, their ability to either pay for it or have reliable service that is cost effective, is extremely limited. They do not have the convenience in much of out-state Minnesota of having a container picked up from the end of their driveway. They cannot possibly meet the tonnage goals, and the same thing will be true of organics.

Councilmember Bolkcom stated then on page 136 it says, each County must be submitted by October 31, 1995.

Ms. Qualley replied what she is looking at right now is Minn. Stat. Sec. 115A.551 and the recycling strategy has a start date of October 31, 1991, to approve the strategy county by county. It had to be consistent with the county solid waste plan. That language was written a while back but it is still part of Minnesota State Statute.

Councilmember Bolkcom referred to page 138, No. 12, materials that are separated. She asked if food was considered recyclable materials. It says, "recyclable materials that are separated from mixed municipal solid waste for purposes of reprocessing included but not limited to . . ."

Ms. Qualley stated Minn. Stat. Sec. 115A.551 talks about recyclables being organics, compostable waste, and traditional recycling materials like they have in the City's recyclable

single stream as well as yard waste. In Fridley's case, they are using their recyclables as the plastic stream, the paper stream, the cardboard, and the tin and aluminum can or container material.

Councilmember Bolkcom stated it does not quite make sense. You are not encouraging people to do organics. Why would that not be considered one of our recycling materials? Why would it not be included?

Ms. Qualley replied, that is an excellent question. The reason why they do not include compostable materials and food waste, such as the pork chops bones from dinner in with the actual recycling stream, is because sometimes grease contamination can prevent recyclables, in from reaching an end repurposing such as nice clean white paper.

Councilmember Bolkcom stated she understands it but are they not considering food a recyclable at some point?

Ms. Qualley replied, for their purposes in City Code, they are going to call the food waste "organics" or source separated compostable materials; and they are not going to call it part of recycling because the City has a recycling contract that has distinct streams going into it, and the compostable items and the organics would be separate.

Councilmember Bolkcom asked is there a definition for that? It says on page 139, also referred to as organics. Is that part of the 17 that is considered source separated compostable material? That is called organics otherwise.

Ms. Qualley replied that is correct.

Councilmember Bolkcom referred to page 141, how do they come up with the time slot of five p.m. to 9 p.m. for placement of the containers at the curb?

Ms. Qualley replied, Chapter 113 predates her employment with the City; therefore, she is not entirely sure about that. She thinks it may be because people are done with their work day and it might be convenient for them to drag the containers out to the curb at that point.

Councilmember Bolkcom referred to page 142, Section 113.10, it says, "Composting is permitted on residential or City-approved properties." Are City-Owned properties included?

Ms. Qualley replied, this composting is different than the collection of source separated organic materials that might go to a very large composting site. The recent adoption of the Minnesota Pollution Control Agency that a medium to a medium-small composting site is now allowed. A composting site at multiple areas that are community gardens would be allowed under this new scenario with the MPCA.

Councilmember Bolkcom asked if the City was doing any composting, such as the Public Works Department. Do they take the grass clippings anywhere?

Jim Kosluchar, Public Works Director said they do haul to a compost site in Anoka County.

Councilmember Bolkcom referred to Section 113.10(5), is there an easier way to say "5 cubic yards"? There was a gentleman whose whole back yard was composted.

Ms. Qualley replied, a cubic foot measurement, a cubic foot being 3 x 3 x 3, is a pretty standard way to measure compost.

Councilmember Bolkcom referred to 113.10(7), and asked if she could put her weeds in a compostable bag and put it in her composting?

Ms. Qualley replied, if you had a home-composting operation, you are mixing your greens and browns in a traditional home compost pile, certainly a compostable bag of leaves could be put in there.

Councilmember Bolkcom stated but here it says, in plastic or any other types of bags.

Ms. Qualley stated the key phrase in there she believed in there is not be stored. Because of the high decomposition rate of organics deep and bio bags that are decomposable, they would they would be around for a very short time. What they are finding in code enforcement is 40 to 50 black plastic bags that do not decompose or clear plastic bags that are strewn around people's yards are outdoor storage violations. In that language they were trying to avoid that.

Councilmember Bolkcom asked if she could put the paper bag in there.

Ms. Qualley replied, it is her experience that anything that impedes the decomposition process that adds another layer to it which is the physical barrier of a paper bag or even a biodegradable bag would just slow the process a little bit. What you really want is leaves mixed in with your banana peels and scraps in a home compost operation. As soon as those items get into contact with another, the quicker the process goes.

Councilmember Bolkcom said on page 145 why did she say they are increasing the insurance coverage to \$1,000,000. Is that the standard now?

Ms. Qualley replied, yes. This proposal was reviewed by City Clerk, Deb Skogen, and in terms of trying to update it and make this consistent throughout various license fees.

Councilmember Bolkcom asked so they do not feel there is any hardship.

Ms. Qualley replied they did not feel there would be any impact.

Councilmember Bolkcom stated she understands "D", the Organics Collection License Procedures. If this ordinance were to pass, any hauler who would come in after this becomes a new ordinance or change in the ordinance and would not be eligible to do organics collection?

Ms. Qualley replied that would be true only for units 1-4 which would be simple-family homes through a fourplex. Beyond that point it would be handled just like 13 plus units for recycling

licensing in the City where that is a separate thing from a City contract. They would like to see one single license, exactly like recycling for units 1-4 because it is recycling essentially. It is another source-separated product taken out of the municipal solid waste stream by the owner of that material. With the current challenges for a multi-unit recycling rate, they would have a way to go with just plain recycling. However, this would introduce yet another stream for multi-units that were not quite there yet. Therefore, staff is only recommending units 1-4 as an opt-in program in the future for the single licensure that would be able to be done in that fashion and have a regularized system the City can ride on the coattails of other communities that are doing an excellent job of promotion right now and start to get closer to that 8 percent figure the rest of Anoka County is doing in organics collection.

Councilmember Bolkcom asked because we are not going towards the commercial properties at this point, there is nothing that would preclude a restaurant in our community to go to organics if they found a hauler that would take it for them.

Ms. Qualley replied correct. North Park Elementary which is a Columbia Heights school in Fridley is already engaging in the organics collection. The City's goal is based on residential collection which includes multi-units and single-family homes. They have had meetings with staff from the public schools. Several members of the Environmental Quality and Energy Commission have been working on that.

Councilmember Bolkcom stated they cannot stress enough about the container placement. People are putting the containers in the street and which is especially a problem when there is snow being removed. Maybe when this gets passed, they can mention something in the City's newsletter about leaving containers at the bottom of the driveway for collection.

Councilmember Bolkcom stated as to volume-based fees, she wants to reduce her container size and they said told her they were going to charge her a fee to pick up her old container. She thought that was wrong. She asked if that could be included in the ordinance.

Councilmember Bolkcom referred to page 148, under "11", conviction of any crime or misdemeanor pertaining to the license held. She asked for an example of what would cause the license to be revoked.

Ms. Qualley replied she would say a record of serious liability claimed that has been unsatisfied could be a cause for discussion about whether their license should be revoked. Some of the other things that could cause a license to be revoked would be undue pressure on elderly citizens, and bait and switch kind of tactics to increase their share of the market. There could be some things that could be highly offensive to our residents. Luckily with the quality of our solid waste haulers, that has been almost non-existent.

Councilmember Bolkcom asked yard waste collection and the County not being able to give her that information.

Ms. Qualley replied, the City reports all the categories, the recycling, drop-off events, the recyclables, everything from the bikes the City gets, the tires it gets, etc. The City aggregates

that at the County's request for the purposes of the City's score, reconciliation, and payback for events and promotions that it does. The City tracks its tonnage as well as the grant and financial records conciliation in all categories. And that is just another category, the yard waste and organics collection right now all, all the leaves that Mr. Kosluchar's crews sweep up from the street or that same grass the City tracks for municipal purpose but the City does not have the numbers and information for yard waste.

Councilmember Bolkcom stated but she thought Ms. Qualley said the County keeps track.

Ms. Qualley replied, the County requests it from the City. They do not track it infinitely. They ask each of the cities to track it and submit those numbers which they then aggregate only for the state.

Pam Reynolds, 1241 Norton, asked what was in their packets tonight was the final language as opposed to what was at the Planning Commission. Because there are some drastic changes between the two.

Mayor Lund stated what they have is the most current thing.

Ms. Reynolds stated she did her research on the one that came from the Planning Commission and then she went on-line this morning and found that it was different. For example, in the budget impact there is a statement that in the one for the Planning Commission that said, in contrast with the recycling program, the program if adopted would be opt-in and paid for entirely by fees from eligible, interested residents billed by the contractor instead the City. She thought that was kind of important.

Councilmember Bolkcom asked whether it was in the ordinance.

Ms. Reynolds replied, no, it is not in the ordinance.

Ms. Qualley replied she wrote a different memorandum for Council. When she said the budget impact was supervisory in nature, it did not have anything to do with the collection of organics. If two licenses are collected, the existing staff, Deb Skogen, herself and the other involved people who do licensing, such as the Fire Department, are already in place and there would be no additional cost. If down the road they put together an RFP like they did for recycling when they had quotes for an opt-in organics program, the residents that opt in would see a charge like they do in St. Louis Park. It might be \$40 a year, \$10 a quarter. She does not know that information. Ms. Reynolds' comment is correct but by saying there would be no budget impact, she is not suggesting that a future opt-in household would not experience any budget impact, because that is yet to be determined.

Ms. Reynolds stated that is how she understood it but there was part of it that was left out. Also, in the original version in the title it was called "Solid Waste Disposal, Organics, Common Yard Waste and Recycling Collection". In the new version "Yard Waste" has been removed. She is guessing it is just rolled right into the term organics.

Ms. Qualley replied, Attorney Erickson pointed out in between versions of this document that had a lot of underlining and cross outs she had managed to omit the words, yard waste. She has a note on her copy regarding it. That will be rectified immediately.

Councilmember Bolkcom asked is the one that is in front of them the one they are having a public hearing on.

Ms. Qualley replied in the affirmative.

Ms. Reynolds stated she is a member of the public. The information she originally had came from a public hearing at the Planning Commission so that is the information she was going from. Then she gets a different document, she has to go through again, and it may have caused issues for other people.

Councilmember Bolkcom asked if they sought changes from the public. She said the Planning Commission might suggest things, ask questions or ask for clarifications. They do see changes between the Planning Commission meeting and when it comes before Council.

Mr. Hickok replied that is correct. The beauty of having two hearings for an ordinance like this, one at the Planning Commission and one at the City Council, is they do get a great recommendation from the Planning Commission as they have reviewed it. However, there are occasions like Ms. Qualley just mentioned that Attorney Erickson saw something in there, it is caught before it comes to the hearing at the City Council, and it is corrected.

Ms. Reynolds asked in this document at 113.04, Containment of Solid Waste, it says. "The owner of any dwelling unit or commercial establishment must provide and maintain on premises sufficient containers for the storage of all solid waste accumulated on the premises between collections." Then towards the back (paragraph 9 on page 147) where it talks about enforcement, it basically says the owner is responsible for making sure they have what they need to contain garbage. However, under the new language for enforcement, it says "The owner of a building or premises in or upon which a violation of any provision of this Chapter has been committed, or shall exist; or the lessee of the entire building or entire premises," she has asked before about rental property and why the City Code says the owner is responsible for it but then it allows them to lay that off in the lease. So then they go into the enforcement language and they make enforcement language that lays it on both of them when they should enforce the language that the owner has to take care of it.

Mayor Lund stated just for clarification Ms. Reynolds is saying an owner of property, leases out a rental unit. The owner of the property should be liable for the collection.

Councilmember Bolkcom stated it says entire building.

Ms. Reynolds stated it says the owner or lessee of any apartment building, yes.

Mayor Lund stated because sometimes the owner leaves it up to the lessee.

Ms. Reynolds stated, yes, and they had that problem on Norton Avenue where the lessee was not getting rid of their garbage.

Councilmember Bolkcom asked why it was written that way.

Mr. Hickok stated they see this as an improvement, to the process as it is right now. It is enforceable and it is collected. When you enter into an agreement with the owner of a property, it is your responsibility to maintain it. The City is not going to be referee in those issues. They are going to say the problem needs to be corrected. They have had to issue a citation to both the owner and the tenant in a situation where there is an issue. There is culpability on both parts and the way the ordinance was written is correct.

Councilmember Bolkcom asked Attorney Erickson if she saw any problems with enforcement with the way it was written.

Darcy Erickson, City Attorney, replied she does not think this provision is any different than other codes across the cities. Oftentimes, the owner may be out of state, you cannot reach them, or the lessee may vacate the premises and leave the property stranded, so it provides flexibility to the City with enforcement.

Ms. Reynolds asked regarding 113.12, Recycling Collection, paragraphs (1)(B) and (2). In multiple dwelling units, the last line, says "Owners must also keep recycling carts or dumpsters clean and free from contamination, such as Mixed Municipal Solid Waste or Organics". If she owns an apartment building and she has her recycling, somebody has to make sure they are not throwing their garbage in the recycling or vice versa or just not into the recycling. She wondered why that language also does not apply to commercial establishments.

Ms. Qualley replied, the reason why they have added the language about owners keeping recycling carts and dumpsters clean and free of contamination including mixed municipal solid waste and organics is that doing inspections of multiple-unit dwellings lately has shown that items are being mixed. They are also starting to see that they need to have a little strengthening of this language because of the multi-units' performance of 40 pounds per unit instead of 107 pounds per person. They also need to increase inspections to make sure these are cleaned out. The City has received calls from people saying they cannot recycle because the recycling company has reduced the number of carts down to nearly nothing because they are always full of contamination and they do not want to just have to throw everything away.

Councilmember Bolkcom asked what would be wrong with including the commercial establishments.

Ms. Qualley replied, right now part of her job is the inspection of residential properties for compliance. If they happen to see in the course of code enforcement that somebody is missing recycling containers they might add that to a letter

Councilmember Bolkcom stated the idea behind the ordinance though is not just for tomorrow. It might be some day. Why not add it.

Mr. Hickok stated it has always been the City's philosophy that they put it in the ordinance it is enforceable and they are going to be able to enforce it. Without additional staff and staff time, it is not enforceable. They are already obligated through the law to inspect the residential projects. They do not have the staff to do the commercial.

Ms. Reynolds stated in that same section, too, it says recyclables in carts, containers, and dumpsters must be placed in close proximity to Mixed Municipal Solid Waste carts, containers and dumpsters to make recycling equally accessible to persons who are disposing materials. The next sentence basically says the same thing.

Ms. Qualley stated they are very close, one is about dumpsters and other dumpsters and one is about carts with dumpsters. There is sort of a mixing of items. She said maybe Attorney Erickson may be able to change that sentence and some duplication before the first reading.

Ms. Reynolds stated Section 113.15(1), License Requirement, it states "No person shall engage in collecting or conveying solid waste, organics or recyclable material from any premises, other than their own property in the City unless that person holds a valid license hereunder. Each such vehicle so used must be licensed." She had asked Ms. Qualley about landscape companies or lawn care services. If she hires somebody to come and cut her grass, and if they dump the mower bags in their trailer and haul them off, do they have to be licensed?

Ms. Qualley replied the distinction here is that yard waste is collected currently from April to November on a weekly basis and having been a landscape contractor for 22 years, it is pretty rare for a landscape contractor to collect yard waste that consistently. However, if a landscape company wanted to provide a hard body container in 96-gallon and collect religiously at the same time and same date as the garbage schedule from April to November for a rate, yard waste does not preclude them from doing so. That is definitely not the business profile and business they are typically in. That was what they were trying to convey her answer to Ms. Reynolds was that it would pretty darn unlikely anybody would be interested in that. Basically all they are doing is saying nothing is going to change for picking up of yard waste right now except we are going to have a separate license for it, and we are going to track the tonnage.

Councilmember Bolcom stated if a lawn service comes and mows her lawn and takes the grass away, this is totally different.

Ms. Norton stated but they are hauling yard waste within the City. When the contractor comes and does the townhouses at the end of Norton Avenue, he hauls away a fairly good sized trailer of yard waste. That is her question.

Mayor Lund stated he probably only takes it up during the fall cleanup.

Mr. Norton replied the fall cleanup and every time he cuts the grass.

Mayor Lund stated so he is doing it routinely. He has seen some who do it while they are picking up leaves.

Ms. Qualley stated yard waste collectors that provide a hard-bodied container for collection of yard waste until pick-up by a regularized truck on an exact day of garbage collections would not really fit the profile being described. Landscapers are not necessarily able to meet that kind of schedule and they may also be there for other purposes. It might be raking and grass removal, but they would not be interested in getting a yard waste license.

Councilmember Bolkcom stated what Ms. Reynolds is asking is does a lawn service need a license because they are taking because the yard waste away?

Ms. Reynolds stated that is her question, because it says anyone removing yard waste.

Ms. Qualley stated she made a note of that.

Natividad Seefeld, 1106 Onondaga Street, stated she also wonders about that because of their tree service and lawn service. It is lawn and plowing actually. They are getting ready to pick up all of their leaves that are in composting bags and it is random all the way through November until they close up. First of all will that be okay while they are doing that?

Councilmember Bolkcom stated it will be looked at and see about the City Attorney changing that wording. This is a public hearing so it would not affect anybody that is now having someone do their work now.

Attorney Erickson stated she and Ms. Qualley can discuss changes to the content so that it is clear who is being licensed and who is not and what kind of activity is regulated and not.

Councilmember Bolkcom stated they are not trying to change that. This is more for haulers who do this on a weekly basis. It is not necessarily someone who is mowing your lawn, correct?

Ms. Qualley replied correct. Staff made a lot of changes in this chapter.

Ms. Seefeld asked regarding organics, how does that apply to the manufactured mobile home communities? She is in a smaller one and there is a larger one across the street. That language is not in there. It is apartments and business. Does that need to be included so they are not fined at some point?

Ms. Qualley stated the City's recycling contract currently for single families through 12 units covers manufactured homes. Those residents would also be covered under a single license 1-4 units. This will move forward with an RFP and create an opt-in organics program. Ms. Seefeld is welcome to participate in that program which would be a fee based opt-in program as she mentioned.

Ms. Seefeld asked if the language needed to be changed to include the manufactured mobile home community.

Councilmember Bolkcom asked Ms. Seefeld if they have their own garbage haulers.

Ms. Seefeld replied their particular units are considered a cooperative so they are ran as a business vs. the one across the street. That could apply to them as a business license.

Mr. Hickok stated the law is pretty careful about protecting manufactured developments and basically the City treats them as single-family residential. Granted there is R-4 language in the City Code that talks about manufactured homes for things like setback, but with things like this they would consider it a single-family home.

Attorney Erickson stated the license created for collection of organics references residential properties. In this chapter residential properties are single, double, triple, and quadruple dwellings and manufactured homes. The definition for residential properties is set forth including manufactured homes. There is a provision for commercial establishments and multiple dwellings which is also defined. She invited Ms. Seefeld to look at the definitions, but they are trying to establish a narrower scope for the opt-in at this point.

Ms. Seefeld asked how they would opt-in for organics.

Ms. Qualley replied at the end of this process, they would take a look at opt-in programs in other areas.

MOTION by Councilmember Saefke to close the public hearing. Seconded by Councilmember Bolkcom.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING WAS CLOSED AT 8:30 P.M.

9. Consider an Ordinance Opting Out of the Requirements of Minnesota Statutes, Section 462.3593.

MOTION by Councilmember Bolkcom to continue the public hearing until November 14, 2016. Seconded by Councilmember Varichak.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED MOTION CARRIED UNANIMOUSLY

10. First Reading of an Ordinance Opting Out of the Requirements of Minnesota Statutes, Section 462.3593.

MOTION by Councilmember Bolkcom to continue the public hearing until November 14, 2016. Seconded by Councilmember Saefke.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED MOTION CARRIED UNANIMOUSLY

11. Approve Change Order No. 3 for 2015 Street Rehabilitation Project No. ST2015-01.

Mr. Kosluchar stated this change order relates to the 2015 street project which was continued on through this season. It was awarded in July 2015. The project has reached substantial completion. They still have some punch list items to complete. Staff has directed alteration of the project work which fulfills the intent of the plans and specifications, reduces the costs of the work insofar as possible and actually provides value and reduces the effects of construction on residents and property owners.

Mr. Kosluchar stated in this change order, Items 3.01 and 3.02, and actually 3.03 and 3.04 are all interrelated. They have 3,900 lineal feet of additional feet of additional curb and gutter and 371 square yards of additional driveway directed for replacement. These are related to additional utility main and service work that impacted curbing and driveways in the project area. They also encountered some pretty exceptionally flat topography in some areas that made minor grade corrections necessary. They typically have kind of a standard offset on curb joints and they had to minimize that. They are going to look at that very carefully because some of the street curb needed to carry quite a ways before reaching an inlet. They wanted to make sure there was not standing water out there.

Mr. Kosluchar stated these are non-assessable items which they allocated to any applicable utility fund, and work not related to utilities is eligible for municipal state aid funding so it does not impact assessments.

Mr. Kosluchar stated Item 3.05 directed the contractor to place eight additional six-inch water main valves and that was because they had to reroute some of the water main on the project. That was to accommodate some residential desires of some of the property owners in one case and then to actually avoid conflict with the storm sewer in another case. They also replaced some additional existing valves that leaked upon operation so basically they did not hold. Again this is a non-assessable item allocated to the water utility fund.

Mr. Kosluchar stated Item 3.06 directed the contractor to replace water services to the property line and that includes what are known as lawn taps. These are where the water main is across the street and in their plans they had just a connection at the main for the service. Staff was concerned enough about the condition they saw of some of those services and they decided to extend those across the street. They wanted to ensure there were no service leaks from those pipes that they touched with the water main so they replaced those as well.

Mr. Kosluchar stated the proposed change order amount is summarized. The existing contract is nearly \$1.9 million. The proposed change order amount is fairly large, \$148,000, and increases the project by approximately 8.1 percent. They did look back at the project budget before recommending this. Each funding source is still under project budget including the streets, the storm water and sanitary sewer; and the aggregate of the project is still \$154,000 under budget. If you total those, the City is still under budget on the project.

Ms. Kosluchar stated staff recommends approval of the change order .

Councilmember Bolkcom stated what made it so high?

Ms. Kosluchar replied there are a few factors that weigh into that. Because they have flat curb, it is more prone to freeze soft. They had icy spots in the gutters. The City does have a variability of soils in that project area so they did have some organic soils. They have had some settlement issues in the past. Also, just the age. They were over 50 years on everything there. Over time you have plows come back and gouge a curb and it might crack. If it is large enough they do replace that. They have more utility work on this project than any other projects. Much of it was underneath the curb.

Councilmember Bolkcom asked what exactly did they do for the water?

Mr. Kosluchar replied the water main is typically on one side of the street or one boulevard or near the curb. The residents on one side are near the water main, the short tap, so their service runs to the City's shutoff at the property line (close proximity, maybe 10 or 15 feet away). The unfortunate residents on the other side have a lawn tap that runs under the street all the way to their property line. In that case it is going to be 45 feet or so until the curb stop and then proceeding into their house. What they did is they ran those long services across the street. They did not have those in the initial plan but when they got down and looked at what they had to connect to they were not in great shape. The utility staff recommended replacing them.

MOTION by Councilmember Barnette Approving Change Order No. 3 for 2015 Street Rehabilitation Project No. ST2015-01. Seconded by Councilmember Saefke.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED MOTION CARRIED UNANIMOUSLY.

12. Informal Status Reports: There were no informal status reports.

ADJOURN.

MOTION by Councilmember Barnette to adjourn. Seconded by Councilmember Varichak.

UPON A VOICE VOTE, ALL VOTING AYE, MAYOR LUND DECLARED THE MOTION CARRIED UNANIMOUSLY, AND THE MEETING ADJOURNED AT 8:45 P.M.

Respectfully submitted by,

Denise M. Johnson
Recording Secretary

Scott J. Lund
Mayor

**PLANNING COMMISSION MEETING
October 19, 2016**

Chairperson Kondrick called the Planning Commission Meeting to order at 7:00 p.m.

MEMBERS PRESENT: David Kondrick, Brad Sielaff, David Ostwald, Leroy Oquist, and Mark Hansen

MEMBER ABSENT: Mark Heintz

OTHERS PRESENT: Stacy Stromberg, Planner
Scott Hickok, Community Development Director
Thomas Gregersen, USAgain

Approval of Minutes: September 21, 2016

MOTION by Commissioner Sielaff to approve the minutes as presented. Seconded by Commissioner Hansen.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY.

1. PUBLIC HEARING:

Consideration of a Special Use Permit, SP #16-06, by USAgain, to allow limited outdoor storage along the west side of the property, generally located at 191 Osborne Road.

MOTION by Commissioner Oquist to open the public hearing. Seconded by Commissioner Sielaff.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING WAS OPENED AT 7:01 P.M.

Stacy Stromberg, City Planner, stated the petitioner, Joseph Labraco, CFO for USAgain, is proposing to lease building space from Osborne Commerce Center, LLP which is the owner of the property at 191 Osborne Road. As part of that lease the petitioner is seeking a special use permit to allow limited outdoor storage within one designated area on the west side of the property.

Ms. Stromberg stated the petitioner would like to store the collection bins used for their business within a 40-foot by 50-foot area, along the western edge of the existing parking lot.

Ms. Stromberg stated the property is zoned M-2, Heavy Industrial as are the properties to the west and south. The property to the north is zoned S-3, Heavy Industrial Onaway Addition; and the two properties to the east are zoned C-2, General Business and M-1, Light Industrial. It is located on northwest corner of Main Street and Osborne Road. The property was replatted in 1997, as was the property to the west at 101 Osborne Road. The existing building was constructed in 1996. The shell of the building has remained the same over the years, though several interior modifications have been made for different tenant spaces.

Ms. Stromberg stated City Code allows limited outdoor storage in the industrial districts that is up to 50 percent of the building footprint with a special use permit. This building is 101,600 square feet, so City

code would allow up to 50,800 square feet of outdoor storage on this site. The petitioner plans to lease approximately 12,000 square feet of space within the inside of the building. As part of his business, the petitioner needs the ability to store empty collection bins that are being staged for repair/clean-up and deployment back into the field. The proposed outdoor storage area for the collection bins will be along the western edge of the parking lot, where there is existing trailer parking spaces. The size of the area is 40 feet by 50 feet, or 2,000 square feet, which is well below the allowable outdoor storage area for this property.

Ms. Stromberg stated before the proposed special use permit can be issued, several additional requirements need to be met. Those specific requirements relate to height, screening, parking, and the types of materials allowed to be stored outside.

Ms. Stromberg stated based on the calculations provided to the City by the property owner on how the interior space of the building is used, City code would require 103 parking stalls for this site. There are 123 parking stalls on site and 27 trailer parking spots. Of those trailer parking spots, 5 will be used for the proposed storage area.

Ms. Stromberg stated the petitioner plans to fence in the outdoor storage area with a chain-link fence that will have screening slats in it, which will comply with Code requirements. All other Code requirements to allow a special use permit for limited outdoor storage are being met.

Ms. Stromberg stated City staff has not heard from any neighboring property owners.

Ms. Stromberg stated City Staff recommends approval of this special use permit, with stipulations as limited outdoor storage is a permitted special use in the M-2, Heavy Industrial zoning district, provided specific Code requirements are met, subject to stipulations.

Ms. Stromberg stated staff recommends that if the special use permit is granted, the following stipulations be attached:

1. Outdoor storage area shall be limited to the square footage amount requested as part of this special use permit request.
2. Screening fence shall be installed within 60 days of tenant occupying the site.
3. The types of materials stored inside of the containers shall be reviewed by the Fire Marshal.
4. Per Section 205 of the Fridley City Code, this Special Use Permit will become null and void one year after the City Council approval date if work has not commenced or if the Petitioner has not petitioned the City Council for an extension.

Chairperson Kondrick asked whether there could be one to five companies using the storage space as a place to store things?

Ms. Stromberg stated it is the intention of the petitioner that this one business uses the area for the outdoor storage.

Commissioner Oquist asked Ms. Stromberg whether the City reviews the slat fencing. So often you see the slats deteriorating or falling apart.

Ms. Stromberg replied, yes, they do. Every year staff likes to go through all the special use permits they have issued to make sure the people are still in compliance with their stipulations. If it gets to a point where the slats need to be replaced, staff would notify them.

Chairperson Kondrick stated this is so close to a very important roadway and area and people can see that. He asked the representative from USAgain if he had anything to add?

Thomas Gregersen, USAgain, states he lives in Chicago. There is no intent to store anything inside the storage bins.

Chairperson Kondrick stated to Mr. Gregersen the City is interested as to what is being stored inside the containers and that is why one of the stipulations states that. The City would like to ensure there is no trouble with what is inside the storage containers and that they would not start any fires.

Commissioner Hansen asked Mr. Gregersen how long would the containers would be stacked/stored in this location?

Mr. Gregersen replied, the bins are rotated. They get fixed in the warehouse and then stored before replacing more bins to be brought in for repair, etc.

Chairperson Kondrick asked whether they had any problems with the stipulations?

Mr. Gregersen replied, no, they expected those.

Chairperson Kondrick asked, and they are in agreement, correct?

Mr. Gregersen replied, yes.

MOTION by Commissioner Sielaff to close the public hearing. Seconded by Commissioner Hansen.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING WAS CLOSED AT 7:10 P.M.

MOTION by Commissioner Oquist approving Special Use Permit, SP #16-06, by USAgain, to allow limited outdoor storage along the west side of the property, generally located at 191 Osborne Road with the following stipulations:

1. Outdoor storage area shall be limited to the square footage amount requested as part of this special use permit request.
2. Screening fence shall be installed within 60 days of tenant occupying the site.
3. The types of materials stored inside of the containers shall be reviewed by the Fire Marshal.
4. Per Section 205 of the Fridley City Code, this Special Use Permit will become null and void one year after the City Council approval date if work has not commenced or if the Petitioner has not petitioned the City Council for an extension.

Seconded by Commissioner Sielaff.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY

2. PUBLIC HEARING:

Consideration of a Vacation, SAV # 16-01, by Fridley Land LLC, to vacate a portion of Northern Stacks Drive to adjust the street right-of-way to match the updated development plan. They are also requesting that some drainage and utility easements be vacated, as new ones will be re-dedicated upon final plat approval of North Stacks 3rd Addition, generally located at 41 Northern Stacks Drive NE.

MOTION by Commissioner Oquist to open the public hearing. Seconded by Commissioner Ostwald.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING WAS OPENED AT 7:12 P.M.

Ms. Stromberg stated Paul Hyde, of Fridley Land LLC is requesting to vacate a portion of Northern Stacks Drive to adjust the street right-of-way to match the updated development plan for property generally located at 41 Northern Stacks Drive.

Ms. Stromberg stated the request will also vacate some drainage and utility easements on Lot 1, Block 1, Northern Stacks and Lot 3, Block 1, Northern Stacks 2nd Addition, as new easements will be re-dedicated upon final plat of Northern Stacks 3rd Addition.

Ms. Stromberg presented an illustration showing the areas which are to be vacated.

Ms. Stromberg stated these parcels are part of the larger parcel that was addressed as 4800 East River Road, which was known as the BAE/FMC/Navy site and is now being called Northern Stacks. This larger parcel of land was rezoned from M-2, Heavy Industrial to S-2, Redevelopment District in 2013 to allow redevelopment of the property.

Ms. Stromberg stated a master plan was approved with the rezoning that establishes guidelines that dictate what type of development can occur on the site.

Ms. Stromberg stated the proposed vacation request meets the intent of the master plan that was approved with the S-2 rezoning for this property.

Ms. Stromberg stated the Northern Stacks Drive cul-de-sac is being extended further to the east, which will provide access to the newly created lots that are part of the Northern Stacks 3rd Addition. As a result, the portion of the cul-de-sac that extends into Lot 3 within Northern Stacks 2nd Addition needs to be vacated.

Ms. Stromberg stated the petitioner is also asking that the existing drainage and utility easements on Lot 1, Block 1, Northern Stacks and Lot 3, Block 1, Northern Stacks 2nd Addition, as new easements will be re-dedicated upon final plat of Northern Stacks 3rd Addition.

Ms. Stromberg stated City staff recommends approval of the street and easement vacations.

Chairperson Kondrick stated he drove by the area today and the development process taking place there is really something. What was and is now is just amazing. He would assume if City staff and the petitioner are going to go along with this idea, he thinks they should, too. He cannot find any fault with it.

Commissioner Sielaff asked whether this will be resolved through the development plan?

Ms. Stromberg replied, it will be resolved when the third addition is platted. That preliminary plat was before them earlier this year and approved. It is at the County now for their approval, and then it will come back to City Council for final plat approval.

Chairperson Kondrick asked whether the County has had any reservations or said anything about the plat and what is going on here?

Ms. Stromberg asked, as far as the platting process?

Chairperson Kondrick replied, yes.

Ms. Stromberg stated, no. Everything has gone rather smoothly. The second building is fully leased, and they are constructing the third building now. Things have been moving right along.

MOTION by Commissioner Sielaff to close the public hearing. Seconded by Commissioner Oquist.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING WAS CLOSED AT 7:18 P.M.

Chairperson Kondrick stated he has no problem with this. It is pretty straightforward and pretty simple.

MOTION by Commissioner Sielaff approving Vacation, SAV # 16-01, by Fridley Land LLC, to vacate a portion of Northern Stacks Drive to adjust the street right-of-way to match the updated development plan along with some drainage and utility easements be vacated, as new ones will be re-dedicated upon final plat approval of North Stacks 3rd Addition, generally located at 41 Northern Stacks Drive NE. Seconded by Commissioner Oquist.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY.

3. PUBLIC HEARING:

Consideration of a Text Amendment, TA #16-04, by the City of Fridley, to Chapter 0-5, Telecommunications Towers and Facilities, to add language within the Code that defines and regulates “small cell” communication facilities within the public right-of-way. Other general housekeeping items will also be addressed in the text amendment.

MOTION by Commissioner Oquist to open the public hearing. Seconded by Commissioner Hansen.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING WAS OPENED AT 7:20 P.M.

Ms. Stromberg stated technology is continually changing. It requires updates and changes to the City's telecom code and the facilities and equipment that service it. As of late the City has received a couple of requests from a company that is interested in installing smaller telecommunications equipment within the public right-of-way. The City's current Code does not allow this type of equipment in the public right-of-way. Therefore, it prohibits it and the City has had to explain to the company they cannot allow it at this time because its Code does not allow it.

Ms. Stromberg stated in December 2015 City staff asked the Council to establish a moratorium so staff would have some time to conduct some research and find out what other communities are doing in relationship to this new technology. City Council did approve and staff has prepared the text amendment language in the Commission's packet for their review and approval. The new language addresses DAS (or small cell as it is also called in the industry) in the right-of-way.

Ms. Stromberg stated the City attorney and staff have consulted with the League of Minnesota Cities and other cities in the metro regarding this new technology. Through those consultations and discussions with the City's public works director, staff has drafted this text amendment that will allow this new technology in the public right-of-way provided specific standards can be met.

Ms. Stromberg stated one of the standards they have placed within the Code would be that the new equipment needs to be attached to an existing structure that is already in the public right-of-way. The new standards will also limit the size of the new equipment; and the DAS user does need to get approval from the owner of the existing structure, whether it is a pole from Xcel or a light pole the City owns. They will also need to get approval MnDOT if it is in the MnDOT right-of-way or the City if in the City's right-of-way or the County if it is in Anoka County's right-of-way. Those are just a couple of the standards that staff has placed within the Code.

Ms. Stromberg presented a couple of pictures of what this technology could look like on an existing light pole. The text amendment will allow this technology through issuance of a right-of-way permit which is handled through the City's engineering department and/or a building permit if a building permit is required for the structure.

Ms. Stromberg stated the illustration shows how the small technology works with the larger tower. They work together in areas where there is a high coverage need, i.e., a shopping mall, baseball stadium, hospital, high traffic intersections where people are stopped. Those are where these small cell technologies want to be located because there is a higher demand for them.

Ms. Stromberg stated wherever there is poor cell coverage; it is communication between the larger tower and the smaller tower working together to provide the coverage that the users need.

Commissioner Oquist stated the small cell enhances the signal from the large one. It is not a stand alone. It has to work in conjunction with the large one.

Ms. Stromberg replied, yes.

Ms. Stromberg stated she will be going through the code highlighting the changes. There is reference to small cell technology in the Purpose and Intent section of the Code. That is the first part of the text amendment. They then modified a couple of the definitions, specifically the applicant definition and the public utility structure definition. Then they added two definitions, the DAS definition and telecommunications right-of-way user definition.

Ms. Stromberg stated as to the meat of the new language is the added DAS performance standards, she is not going to go through all of them but just picked a few of them she thought maybe would be of interest to the Commission and the public. Again, in order for them to be located in the right-of-way they need to be on an existing structure; and that does not include stoplights. The City's engineering department has stated they do not want them on stoplights. Light poles or any other type of a pole the City has within the public right-of-way is an option but not the signalized stop light.

Chairperson Kondrick stated, for example, on Mississippi and University they could not come in and construct a new pole.

Ms. Stromberg replied, only if it's on an existing structure.

Commissioner Hansen asked, how does it apply to private property?

Ms. Stromberg replied, they are not addressing private parties with this text amendment. That is something staff would like to dive into a little bit further. However, the requests they have had have been specific to the public right-of-way and is why they are addressing that right now. They do allow the large tower sites on private property, and the City has a list of established sites. However, they have not developed a small cell criteria for private property yet.

Ms. Stromberg stated another one of the other performance standards is to ensure it does not interfere with public safety communications. It will require license from the City if it is a City-owned structure. The new equipment should match the existing pole or existing equipment as much as possible. They are also limiting the size of the structure and then how far it can protrude out from the existing pole. They are requiring that the applicant be a telecom right-of-way user, and that they get all applicable permits from any government agencies they might need. For example, if they are in the MnDOT right-of-way, they need to have MnDOT approval.

Chairperson Kondrick asked whether staff has taken into consideration this may affect the police and fire communications.

Ms. Stromberg replied, she is not a technical expert but she does believe there are different frequencies in which they operate on from the Police and Fire department frequencies.

Scott Hickok, Community Development Director, stated that is exactly right. There are bandwidths they travel in. There is an emergency service system of its own that travels at a certain megahertz. That, too, is a permitted use of the public right-of-way now as an essential public service, much like the horns for those on the first Wednesday of every month, etc.

Chairperson Kondrick asked would the county, state, or some agency have the right to tell them that they cannot broadcast frequency in those bandwidths where the police and fire department are active?

Mr. Hickok replied, there are a couple of agencies. At the federal level there is the FCC that issues licenses for wireless communication. At the local level there is a determination, not just Fridley's law enforcement agencies, but all law enforcement agencies across the country travel in a certain bandwidth and have a certain area in the communications spectrum they travel in. It is known and it is saved, it is preserved for them. You would not be able to get an FCC license to travel inside their bandwidth.

Ms. Stromberg stated the next part that staff changed in this text amendment is related to the application process, what the applicant needs to submit with their application. It is kind of the same as the performance standard, but staff listed things such as they need to submit with their application, like they need to have a structural engineer determine if the utility structure they are going to be locating on is strong enough to hold the new equipment. They need to have a geological engineer confirm that the soils can support this new equipment. They need to submit a site plan. They need to make sure they have their licenses, the FCC or whoever. They want to make sure they have all their ducks in a row before they issue the permit.

Ms. Stromberg stated, staff reworded the abandonment section to include DAS in the regulations. If a tower or a DAS is abandoned, they can notify the owner they have so long to remove the structure and, if they don't, then the City does and bills them for it. Staff also added a section on no recourse which the City has not had in the Code before but the City Attorney feels it is very important to create a clause that cannot hold the City liable for any damages related to the tower.

Ms. Stromberg stated lastly, staff added a section on data practice. Sometimes the City gets plans that are stamped with "Trade Secret" and people don't want the City sharing this information but we do need to follow the Minnesota Government Data Practices Act, so they do need to go by that and not necessarily what the petitioner asks of the City.

Ms. Stromberg stated staff is asking the Commission to recommend approval to the City Council and, if they do choose to do that, the Council is scheduled to hold a public hearing on this request on November 14.

Chairperson Kondrick stated so if he has a permit to put a DAS on a structure that is already around, can somebody else put a DAS on there, too, does the City regulate that, and does it make any difference? What about the structural part. How does the City stop or allow it?

Mr. Hickok replied, that is a very good question. One of the reasons staff wanted to be very particular about existing facilities in the right-of-way is they do not want, for example, a light pole to be placed on a 100-foot structure that now has that three-station co-locates on it. From an engineering perspective, typically a light fixture like the goose neck fixture is one that is engineered to hold and manage the wind loads of that in all. If they are able to add their equipment and do it in a way that the weight, the wind resistance, etc. does not cause problems with that fixture, that is great. If you start loading a power pole, a light pole, or anything else like this and it has been engineered for only a certain amount of activity on it, the likelihood of getting more than one is somewhat controlled by the fact that the City is having them go on existing facilities; and it needs to be engineered, it needs to have proof that it can meet the requirements.

Mr. Hickok stated even as to clearances from the ground, they do not want these things to be a detriment to someone who might be walking and not notice it because it is hanging too low on the pole.

Chairperson Kondrick asked does it have to be at least 15 tall?

Mr. Hickok replied they had a lot of discussion about clearance. Again, it is in a bit self-policed by virtue of the fact there is a line of site that they use. They want to be at a certain elevation in order to communicate with the towers.

Mr. Hickok stated another part about requiring it being on an existing pole in the right-of-way is that one of the trends they are seeing is there are groups that, basically he will call them real estate agents, who are out and they want to put poles in the right-of-way so they can turn around and lease them out to telecommunications entities. Another element of this, and it is important know, there is another entity kind of related to Chairperson Kondrick's question as to who governs this and what kind of licenses and permits, etc. are needed. In order to do this the ordinance will tell you that you need to be registered with the Public Utilities Commission for the State of Minnesota. If you are that real estate type agency that wants to drill a new hole and put a new post in the ground so that it can be real estate for telcoms to come in and put their equipment on, you are not a telecom. You are not listed with the PUC as a telecom, and the City won't be able to issue them a permit.

Commissioner Ostwald asked, do they know how many potential sites they have in the City? Or are we just preparing for it?

Mr. Hickok replied, they have had an inquiry as to that real estate company wanting to put a new 120-foot pole on University and Osborne Road. It is not going to happen. Xcel, for example, has addresses on all of their power poles throughout the City. Although it is the City's understanding that Xcel has not said yes to anyone at least here in Fridley, the concept of having equipment on their poles, if they did, they have specific addresses they use in their system they would reference if they made application here. The City does have somewhat of an inventory of where Xcel, for example, has the City's poles. They know where the City has poles that are City-owned uprights here. They do have some sense about what the potential is out there based on what they see in the City's infrastructure and what they know is there.

Commissioner Sielaff stated, staff said they are responsible for taking these devices down? Will the City have some kind of financial assurance to make sure they have the ability to do that?

Ms. Stromberg replied, staff did add an escrow fee, No. 9, under Section 205.39, it says an escrow fee as set forth in Chapter 11 which is the City's fees chapter, shall be held and utilized in the event the DAS is abandoned without removal by the applicant.

MOTION by Commissioner Oquist to close the public hearing. Seconded by Commissioner Sielaff.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE PUBLIC HEARING WAS CLOSED AT 7:40 P.M.

Chairperson Kondrick stated he went through this three times. He cannot find any loops or faults. He thought the City staff did a magnificent job in making sure the City is covered. Anybody who wants a DAS is going to be protected. It is okay with him.

MOTION by Commissioner Oquist approving Text Amendment, TA #16-04, by the City of Fridley, to Chapter 0-5, Telecommunications Towers and Facilities, to add language within the Code that defines and

regulates “small cell” communication facilities within the public right-of-way. Other general housekeeping items will also be addressed in the text amendment. Seconded by Commissioner Hansen.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY.

4. Receive the minutes of the September 12, 2016, Parks & Recreation Commission meeting.

MOTION by Commissioner Sielaff to receive the minutes. Seconded by Commissioner Oquist.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY.

OTHER BUSINESS:

5. Approve the 2017 Planning Commission meeting dates.

MOTION by Commissioner Sielaff approving the 2017 Planning Commission meeting dates. Seconded by Commissioner Oquist.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY.

Ms. Stromberg stated that the items heard before the Commission at their September meeting will be going before the Council next Monday, October 24th. She also stated that the November Planning Commission meeting has been cancelled.

Mr. Hickok wanted to invite the Commission and the viewing audience to a Public Meeting regarding the potential use of the Columbia Arena site next Tuesday, October 25, 2016 at 6:30 p.m. at City Hall in meeting room 1 in the lower level. They will be taking a closer look at the needs, findings, options, and costs involved with the current site plan proposal.

ADJOURN:

MOTION by Commissioner Oquist to adjourn. Seconded by Commissioner Ostwald.

UPON A VOICE VOTE, ALL VOTING AYE, CHAIRPERSON KONDRICK DECLARED THE MOTION CARRIED UNANIMOUSLY AND THE MEETING ADJOURNED AT 7:46 P.M.

Respectfully submitted,

Denise M. Johnson
Recording Secretary



AGENDA ITEM CITY COUNCIL MEETING OF NOVEMBER 14, 2016

Date: November 8, 2016

To: Walter T. Wysopal, City Manager

From: Scott Hickok, Community Development Director
Julie Jones, Planning Manager
Stacy Stromberg, Planner

Subject: Resolution Approving Special Use Permit Request, SP #16-06, USAgain

REQUEST

The petitioner, Joseph Labraco, who is the CFO for USAgain, is proposing to lease building space from Osborne Commerce Center, LLP; the owner of the property at 191 Osborne Road. As part of that lease, the petitioner is seeking a special use permit to allow limited outdoor storage within one designated area on the west side of the property.

City Code allows limited outdoor storage in the industrial districts that is up to 50% of the building footprint with a special use permit. This building is 101,600 sq. ft., so City code would allow up to 50,800 sq. ft. of outdoor storage on this site. The petitioner plans to lease approx. 12,000 sq. ft. of space within the inside of the building. As part of his business, he needs the ability to store empty collection bins that are being staged for repair/clean-up and deployment back into the field. The proposed outdoor storage area for the collection bins will be along the western edge of the parking lot, where there is existing trailer parking spaces. The size of the area is 40 ft. by 50 ft., or 2,000 sq. ft., which is well below the allowable outdoor storage area for this property.



PLANNING COMMISSION RECOMMENDATION

At the October 19, 2016 Planning Commission meeting, a public hearing was held for SP #16-06. After a brief discussion, the Planning Commission recommended approval of SP #16-06, with the stipulations as presented.

THE MOTION CARRIED UNANIMOUSLY.

PLANNING STAFF RECOMMENDATION

City Staff recommends concurrence with the Planning Commission and approval of the attached resolution.

STIPULATIONS

1. Outdoor storage area shall be limited to the square footage amount requested as part of this special use permit request.
2. Screening fence shall be installed within 60 days of tenant occupying the site.
3. The types of materials stored inside of the containers shall be reviewed by the Fire Marshal.
4. Per Section 205 of the Fridley City Code, this Special Use Permit will become null and void one year after the City Council approval date if work has not commenced or if the Petitioner has not petitioned the City Council for an extension.

Land Use Application

Special Use Permit #16-06

REQUEST

The petitioner, Joseph Labraco, who is the CFO for USAgain, is proposing to lease building space from Osborne Commerce Center, LLP; the owner of the property at 191 Osborne Road. As part of that lease, the petitioner is seeking a special use permit to allow limited outdoor storage within one designated area on the west side of the property.

The petitioner would like to store the collection bins used for their business within a 40 ft. by 50 ft. area, along the western edge of the existing parking lot.

HISTORY AND ANALYSIS

The property is zoned M-2, Heavy Industrial as are the properties to the west and south. The property to the north is zoned S-3, Heavy Industrial Onaway Addition and the two properties to the east are zoned C-2, General Business and M-1, Light Industrial. It is located on northwest corner of Main Street and Osborne Road. The property was replatted in 1997, as was the property to the west at 101 Osborne Road. The existing building was constructed in 1996. The shell of the building has remained the same over the years, though several interior modifications have been made for different tenant spaces.



CODE REQUIREMENTS

City Code allows limited outdoor storage in the industrial districts that is up to 50% of the building footprint with a special use permit. This building is 101,600 sq. ft., so City code would allow up to 50,800 sq. ft. of outdoor storage on this site. The petitioner plans to lease approx. 12,000 sq. ft. of space within the inside of the building. As part of his business, he needs the ability to store empty collection bins that are being staged for repair/clean-up and deployment back into the field. The proposed outdoor storage area for the collection bins will be along the western edge of the parking lot, where there is existing trailer parking spaces. The size of the area is 40 ft. by 50 ft., or 2,000 sq. ft., which is well below the allowable outdoor storage area for this property.



Before the proposed special use permit can be issued, several additional requirements need to be met. Those specific requirements relate to height, screening, parking, and the types of materials allowed to be stored outside.

Based on the calculations provided to the City by the property owner on how the interior space of the building is used, City code would require 103 parking stalls for this site. There are 123 parking stalls on

site, and 27 trailer parking spots. Five of those trailer parking spots will be used for the proposed storage area.

The petitioner plans to fence in the outdoor storage area with a chain-link fence that will have screening slats in it, which will comply with code requirements. All other code requirements to allow a special use permit for limited outdoor storage are being met.

City staff hasn't heard from any neighboring property owners.

RECOMMENDATIONS

City Staff recommends approval of this special use permit, with stipulations.

Limited outdoor storage is a permitted special use in the M-2, Heavy Industrial zoning district, provided specific code requirements are met, subject to stipulations.

STIPULATIONS

Staff recommends that if the special use permit is granted, the following stipulations be attached.

1. *Outdoor storage area shall be limited to the square footage amount requested as part of this special use permit request.*
2. *Screening fence shall be installed within 60 days of tenant occupying the site.*
3. *The types of materials stored inside of the containers shall be reviewed by the Fire Marshal.*
4. *Per Section 205 of the Fridley City Code, this Special Use Permit will become null and void one year after the City Council approval date if work has not commenced or if the Petitioner has not petitioned the City Council for an extension.*

RESOLUTION NO. 2016 - __

A RESOLUTION APPROVING SPECIAL USE PERMIT, SP #16-06 TO ALLOW LIMITED OUTDOOR STORAGE FOR USAGAIN, ON BEHALF OF THE PROPERTY OWNER, OSBORNE COMMERCE CENTER LLP, AT 191 OSBORNE ROAD NE

WHEREAS, Section 205.18.01.C.12 of the Fridley City Code allows limited outside storage in an M-2 zoning district by a Special Use Permit if certain conditions can be met; and

WHEREAS, on October 19, 2016, the Fridley Planning Commission held a public hearing to consider a request by USAgain, for the property located at 191 Osborne Road NE in Fridley, legally described as Lot 2, Block 1, Osborne Commerce Center, for Special Use Permit, SP #16-06 to allow limited outside storage; and

WHEREAS, at the October 19, 2016 meeting, the Planning Commission unanimously recommended approval of Special Use Permit, SP #16-06; and

WHEREAS, on November 14, 2016, the Fridley City Council approved the stipulations represented in Exhibit A to this resolution as the conditions approved by the City Council on Special Use Permit SP #16-06; and

WHEREAS, the petitioner, USAgain was presented with Exhibit A, the stipulations for SP #16-06 at the November 14, 2016 City Council meeting; and

WHEREAS, on November 14, 2016, the Fridley City Council approved the outdoor storage location as represented in Exhibit B to this resolution, as the only location where outdoor storage can exist on the subject property; and

WHEREAS, the petitioner, USAgain was presented with Exhibit B, the site plan depicting the outdoor storage locations for SP #16-06, at the November 14, 2016 City Council meeting; and

WHEREAS, Section 205.05.5.G of the Fridley City Code states that this special use permit will become null and void one year after the City Council approval date if work has not commenced or if the petitioner has not petitioned the City Council for an extension;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Fridley that Special Use Permit SP #16-06 and stipulations represented in Exhibit A and the outdoor storage locations depicted on Exhibit B are hereby adopted by the City Council of the City of Fridley.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS 14TH DAY OF NOVEMBER, 2016.

SCOTT LUND – MAYOR

ATTEST:

DEBRA A. SKOGEN - CITY CLERK

EXHIBIT A

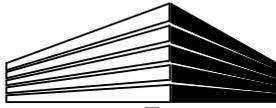
SP #16-06 Special Use Permit for Limited Outdoor Storage USAgain – 191 Osborne Road NE Fridley MN 55421

STIPULATIONS

1. Outdoor storage area shall be limited to the square footage amount requested as part of this special use permit request.
2. Screening fence shall be installed within 60 days of tenant occupying the site.
3. The types of materials stored inside of the containers shall be reviewed by the Fire Marshal.
4. Per Section 205 of the Fridley City Code, this Special Use Permit will become null and void one year after the City Council approval date if work has not commenced or if the Petitioner has not petitioned the City Council for an extension.

EXHIBIT B

Steiner Development, Inc.



3610 County Road T01
Wayzata, Minnesota 55391

phone: (952) 473-5650
fax: (952) 473-7058

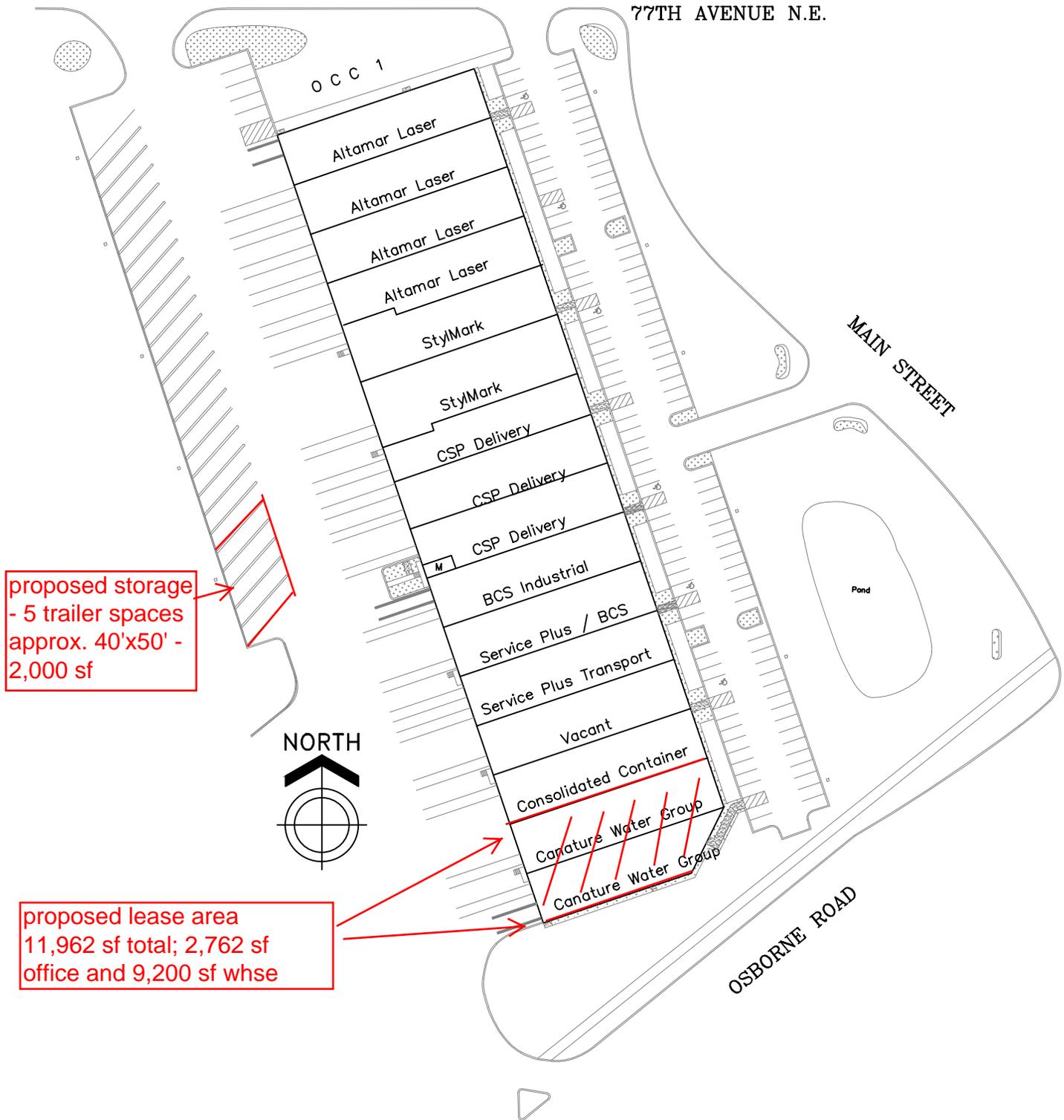
PROJECT: OSBORNE COMMERCE CENTER

193 - 223 Osborne Road

Fridley, MN

SHEET NO: 1 DATE: 6/14/16

101,600 total SF; 15,088 sf office; 86,512 sf whse
123 total striped parking spaces; 27 trailer drops



proposed storage
- 5 trailer spaces
approx. 40'x50' -
2,000 sf

proposed lease area
11,962 sf total; 2,762 sf
office and 9,200 sf whse



AGENDA ITEM CITY COUNCIL MEETING OF NOVEMBER 14, 2016

Date: November 9, 2016

To: Walter T. Wysopal, City Manager

From: Scott Hickok, Community Development Director
Julie Jones, Planning Manager
Stacy Stromberg, Planner

Subject: Resolution Approving Vacation Request, SAV #16-01, Fridley Land LLC

REQUEST

Paul Hyde, of Fridley Land LLC is requesting to vacate a portion of Northern Stacks Drive to adjust the street right-of-way to match the updated development plan for property generally located at 41 Northern Stacks Drive.

The request will also vacate some drainage and utility easements on Lot 1, Block 1, Northern Stacks and Lot 3, Block 1, Northern Stacks 2nd Addition, as new easements will be re-dedicated upon final plat of Northern Stacks 3rd Addition.

Gray highlighted areas on the illustration on the right show locations to be vacated.

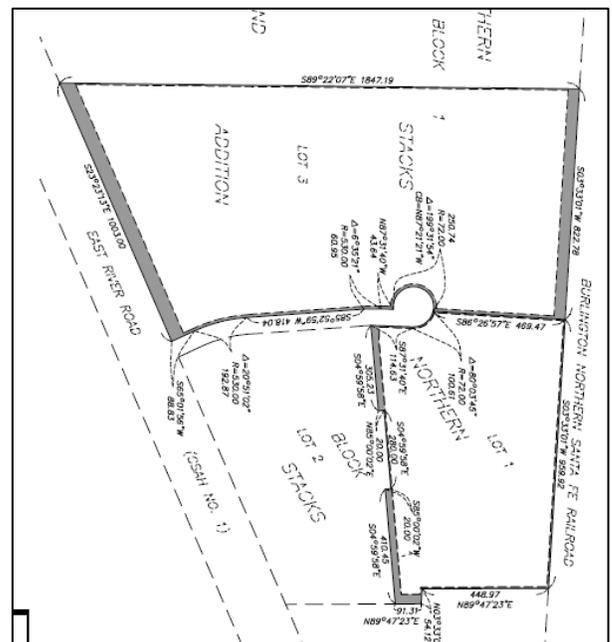
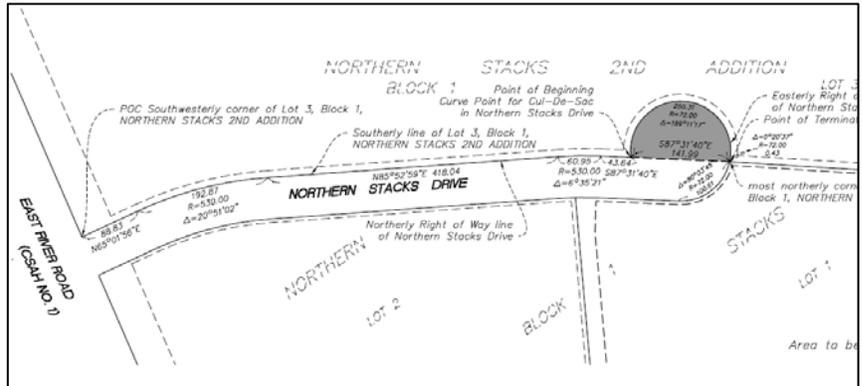
PLANNING COMMISSION RECOMMENDATION

The Planning Commission reviewed the proposed vacation request at their October 19, 2016 Planning Commission meeting. After a brief discussion, the Commission recommended approval.

THE MOTION CARRIED UNANIMOUSLY.

STAFF RECOMMENDATION

City Staff recommends approval of the attached resolution for SAV #16-01, to vacate a portion of Northern Stacks Drive and drainage and utility easement on Lot 1, Block 1, Northern Stacks and Lot 3, Block 1, Northern Stacks 2nd Addition.



City of Fridley Land Use Application

SAV #16-01

October 19, 2016

GENERAL INFORMATION

SPECIAL INFORMATION

Applicant:

Fridley Land LLC
Paul Hyde
1350 Lagoon Avenue #920
Minneapolis MN 55408

Requested Action:

Vacate a portion of Northern Stacks Drive
and vacation of drainage and utility
easements

Location:

41 Northern Stacks Drive

Existing Zoning:

S-2, Redevelopment District

Existing Land Use:

Industrial

Surrounding Land Use & Zoning:

N: Industrial (vacant) & S-2
E: Railroad Tracks & RR
S: Industrial (vacant land) & M-2
W: East River Road & ROW

Comprehensive Plan Conformance:

Future Land Use Map designates this area
as Redevelopment

Legal Description of Property:

41 Northern Stacks Drive:
Lot 1, Block 1, Northern Stacks

Zoning History:

2014 – 1st Addition platted.
2015 – 2nd Addition platted.

Public Utilities:

The existing buildings are connected. All
new buildings will need to be connected
and utilities are available in the street.

Transportation:

The properties are accessed from East River
Road and Northern Stacks Drive.

Physical Characteristics:

The property consists of a new industrial
building, with construction of another
industrial building underway and raw land
to the north.

SUMMARY OF PROJECT

Paul Hyde, of Fridley Land LLC is requesting that a
portion of Northern Stacks Drive be vacated to
adjust the street right-of-way to match the updated
development plan. He is also requesting that some
drainage and utility easements be vacated as new
ones will be re-dedicated upon final plat approval of
Northern Stacks 3rd Addition.

SUMMARY OF ANALYSIS

*City Staff recommends approval of the street and
easement vacations.*



Aerial of Property

CITY COUNCIL ACTION/ 60 DAY DATE

City Council – November 14, 2016

60 Day – November 14, 2016

Staff Report Prepared by: Stacy Stromberg

RESOLUTION NO. 2016 -

RESOLUTION VACATING A PORTION OF NORTHERN STACKS DRIVE AND VACATING DRAINAGE AND UTILITY EASEMENTS WITHIN LOT 1, BLOCK 1, NORTHERN STACKS AND LOT 3, BLOCK 1, NORTHERN STACKS 2ND ADDITION, GENERALLY LOCATED AT 41 NORTHERN STACKS DRIVE NE, PETITIONED BY FRIDLEY LAND LLC

WHEREAS, on September 16, 2016, the Petitioner, Fridley Land LLC, submitted a request for the vacation of a portion of Northern Stacks Drive and the drainage and utility easements within Lot 1, Block 1, Northern Stacks and Lot 3, Block 1, Northern Stacks 2nd Addition; and

WHEREAS, notice of a public hearing concerning the requested vacation was duly provided in accordance with City Code Section 205.05.08 and a public hearing was held on said request at the Planning Commission meeting on October 19, 2016, at the City of Fridley City Hall, 6431 University Avenue NE, Fridley, Minnesota; and

WHEREAS, at the City Council Meeting on November 14, 2016, the City Council of the City of Fridley proceeded to hear all person interested in said vacation request and all persons interested were afforded an opportunity to present their views and objections to the granting of said Petition and the City Council considered the request for said vacation; and

WHEREAS, the City Council of Fridley has determined that the vacation would be in the public interest; and

WHEREAS, a copy of the RIGHT-OF-WAY VACATION EXHIBIT has been attached hereto as Exhibit A; and

WHEREAS, a copy of the EASEMENT VACATION EXHIBIT has been attached hereto as Exhibit B;

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF FRIDLEY, MINNESOTA:

1. That the City of Fridley, pursuant to City Charter Section 12.07, City Code Section 205.05.8, and Minnesota Statutes 412.851, hereby vacates the street situate in the City of Fridley, County of Anoka, State of Minnesota, to wit:

That part of Northern Stacks Drive as dedicated in the plat of NORTHERN STACKS according to the recorded plat thereof, Anoka County, Minnesota, lying north of a line described as follows: Commencing at the Southwesterly corner Lot 3, Block 1, NORTHERN STACKS 2ND ADDITION; thence North 65 degrees 01 minutes 56 seconds East, along the southerly line of said Lot 3, a distance of 88.83 feet, said line also being the northerly right of way line of said Northern Stacks Drive; thence continuing along said line northeasterly along a tangential curve concave to the

southeast having a radius of 530.00 feet and a central angle of 20 degrees 51 minutes 02 seconds for a distance of 192.87 feet; thence continuing along said line, tangent to said curve, North 85 degrees 52 minutes 59 seconds East a distance of 418.04 feet; thence continuing along said line easterly along a tangential curve concave to the south having a radius of 530.00 feet and a central angle of 6 degrees 35 minutes 21 seconds for a distance of 60.95 feet; thence continuing along said line, tangent to said curve, South 87 degrees 31 minutes 40 seconds East a distance of 43.64 feet to a curve point of a cul-de-sac and the point of beginning of the line to be described; thence South 87 degrees 31 minutes 40 seconds East a distance of 141.99 feet to the easterly right of way line of said cul-de-sac, distant 0.43 feet northerly of the most northerly corner of Lot 1, Block 1 of said NORTHERN STACKS and said line there terminating.

2. That the City of Fridley, pursuant to City Charter Section 12.07, City Code Section 205.05.8, and Minnesota Statutes 412.851, hereby vacates the drainage and utility easements situate in the City of Fridley, County of Anoka, State of Minnesota, to wit:

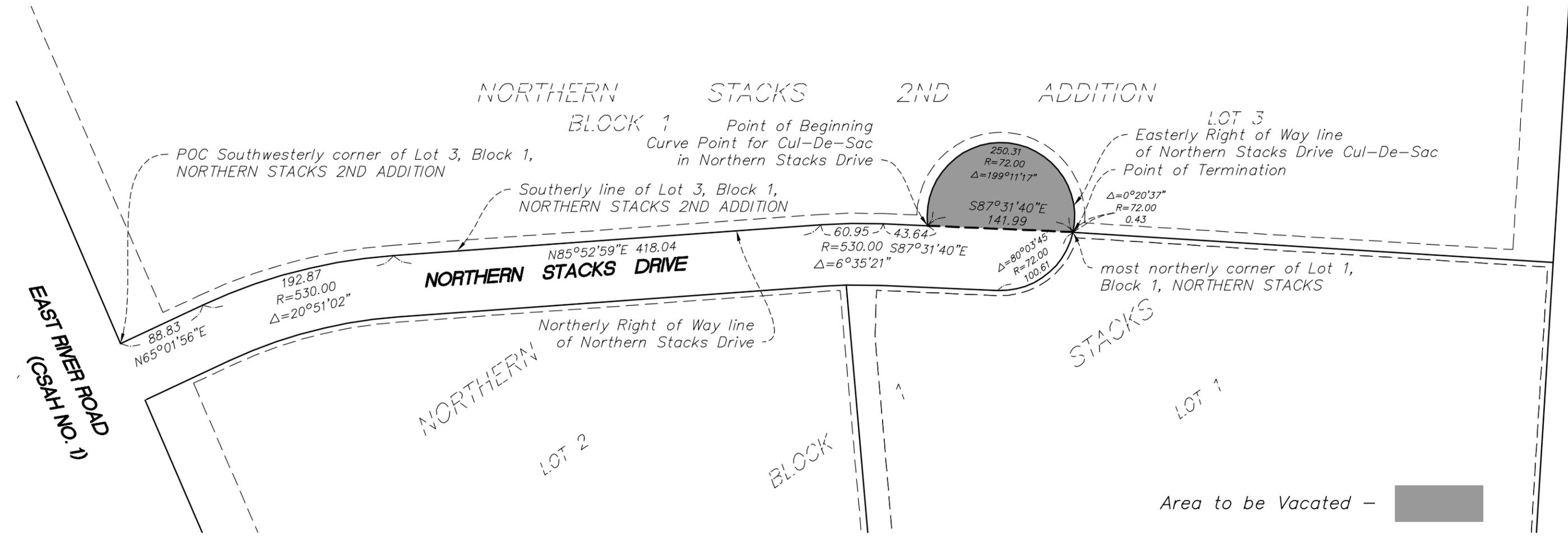
All Drainage and Utility Easements lying within Lot 1, Block 1, as created by and dedicated in the plat of NORTHERN STACKS; together with All Drainage and Utility Easements lying within Lot 3, Block 1, as created by and dedicated in the plat of NORTHERN STACKS 2ND ADDITION, according to the recorded plats thereof, Anoka County, Minnesota.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS 14TH DAY OF NOVEMBER 2016.

SCOTT LUND – MAYOR

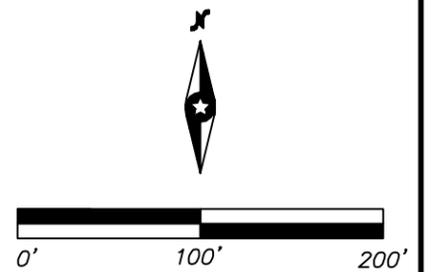
ATTEST:

DEBRA A. SKOGEN – CITY CLERK



Vacation Property Description

That part of Northern Stacks Drive as dedicated in the plat of NORTHERN STACKS according to the recorded plat thereof, Anoka County, Minnesota, lying north of a line described as follows: Commencing at the Southwesterly corner Lot 3, Block 1, NORTHERN STACKS 2ND ADDITION; thence North 65 degrees 01 minutes 56 seconds East, along the southerly line of said Lot 3, a distance of 88.83 feet, said line also being the northerly right of way line of said Northern Stacks Drive; thence continuing along said line northeasterly along a tangential curve concave to the southeast having a radius of 530.00 feet and a central angle of 20 degrees 51 minutes 02 seconds for a distance of 192.87 feet; thence continuing along said line, tangent to said curve, North 85 degrees 52 minutes 59 seconds East a distance of 418.04 feet; thence continuing along said line easterly along a tangential curve concave to the south having a radius of 530.00 feet and a central angle of 6 degrees 35 minutes 21 seconds for a distance of 60.95 feet; thence continuing along said line, tangent to said curve, South 87 degrees 31 minutes 40 seconds East a distance of 43.64 feet to a curve point of a Cul-De-Sac and the point of beginning of the line to be described; thence South 87 degrees 31 minutes 40 seconds East a distance of 141.99 feet to the easterly right of way line of said Cul-De-Sac, distant 0.43 feet northerly of the most northerly corner of Lot 1, Block 1 of said NORTHERN STACKS and said line there terminating.



Date: 06/01/16 Sheet: 1 OF 1

0008413SKF02.dwg

Northern Stacks
Fridley, Minnesota

Westwood

Phone (952) 937-5150 7699 Anagram Drive
 Fax (952) 937-5822 Eden Prairie, MN 55344
 Toll Free (888) 937-5150 westwoodps.com

Westwood Professional Services, Inc.

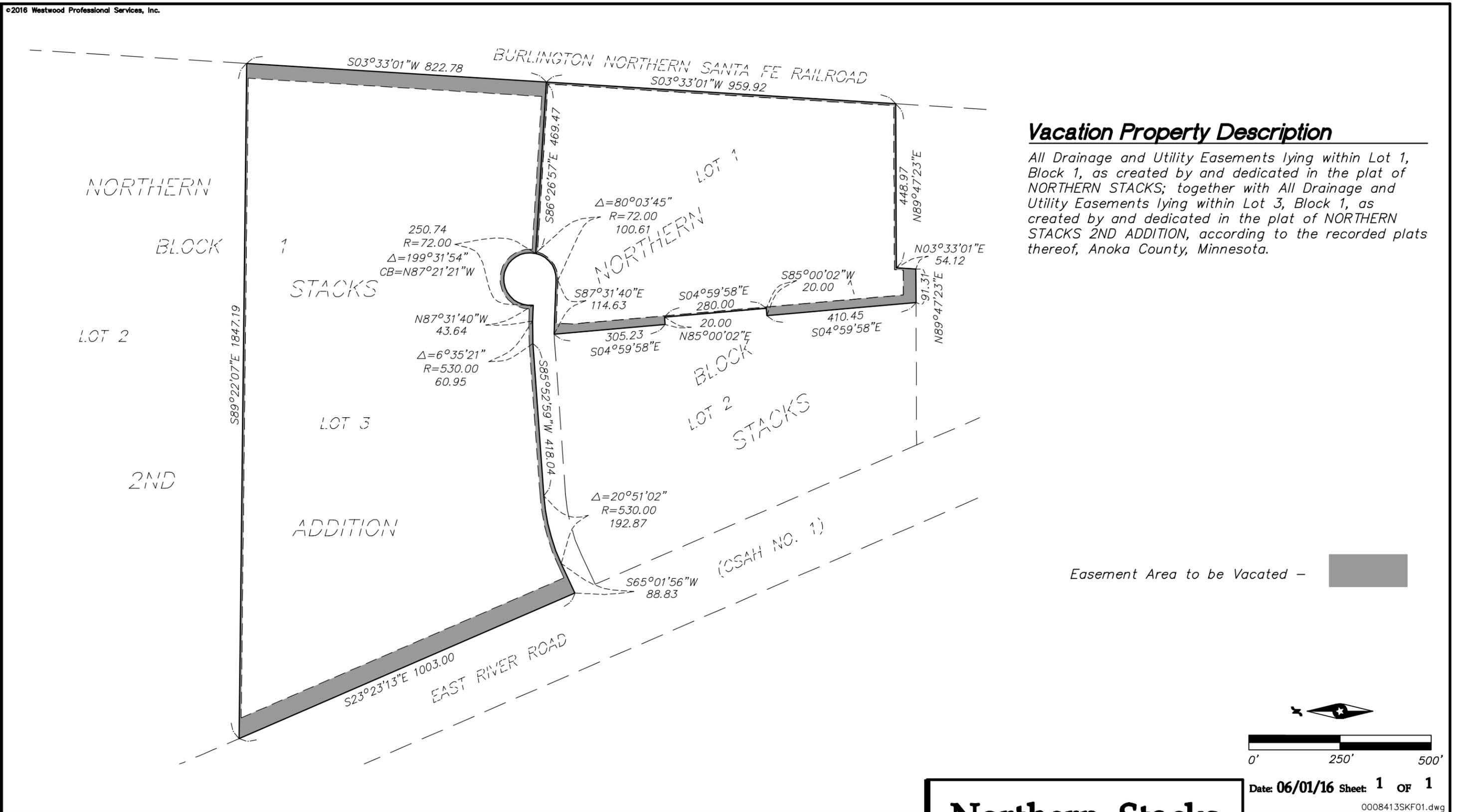
Crew: _____
 Checked: DCW
 Drawn: RLH
 Record Drawing by/date: _____

Prepared for:

Fridley Land, LLC

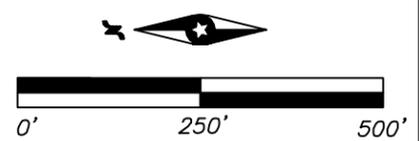
Minneapolis, MN 55344

Vacation Exhibit



Vacation Property Description

All Drainage and Utility Easements lying within Lot 1, Block 1, as created by and dedicated in the plat of NORTHERN STACKS; together with All Drainage and Utility Easements lying within Lot 3, Block 1, as created by and dedicated in the plat of NORTHERN STACKS 2ND ADDITION, according to the recorded plats thereof, Anoka County, Minnesota.



Date: 06/01/16 Sheet: 1 OF 1
 0008413SKF01.dwg

Westwood

Phone (952) 937-5150 7699 Anagram Drive
 Fax (952) 937-5822 Eden Prairie, MN 55344
 Toll Free (888) 937-5150 westwoodps.com
 Westwood Professional Services, Inc.

Crew: _____
 Checked: DCW
 Drawn: RLH
 Record Drawing by/date: _____

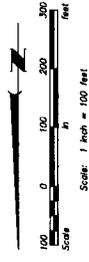
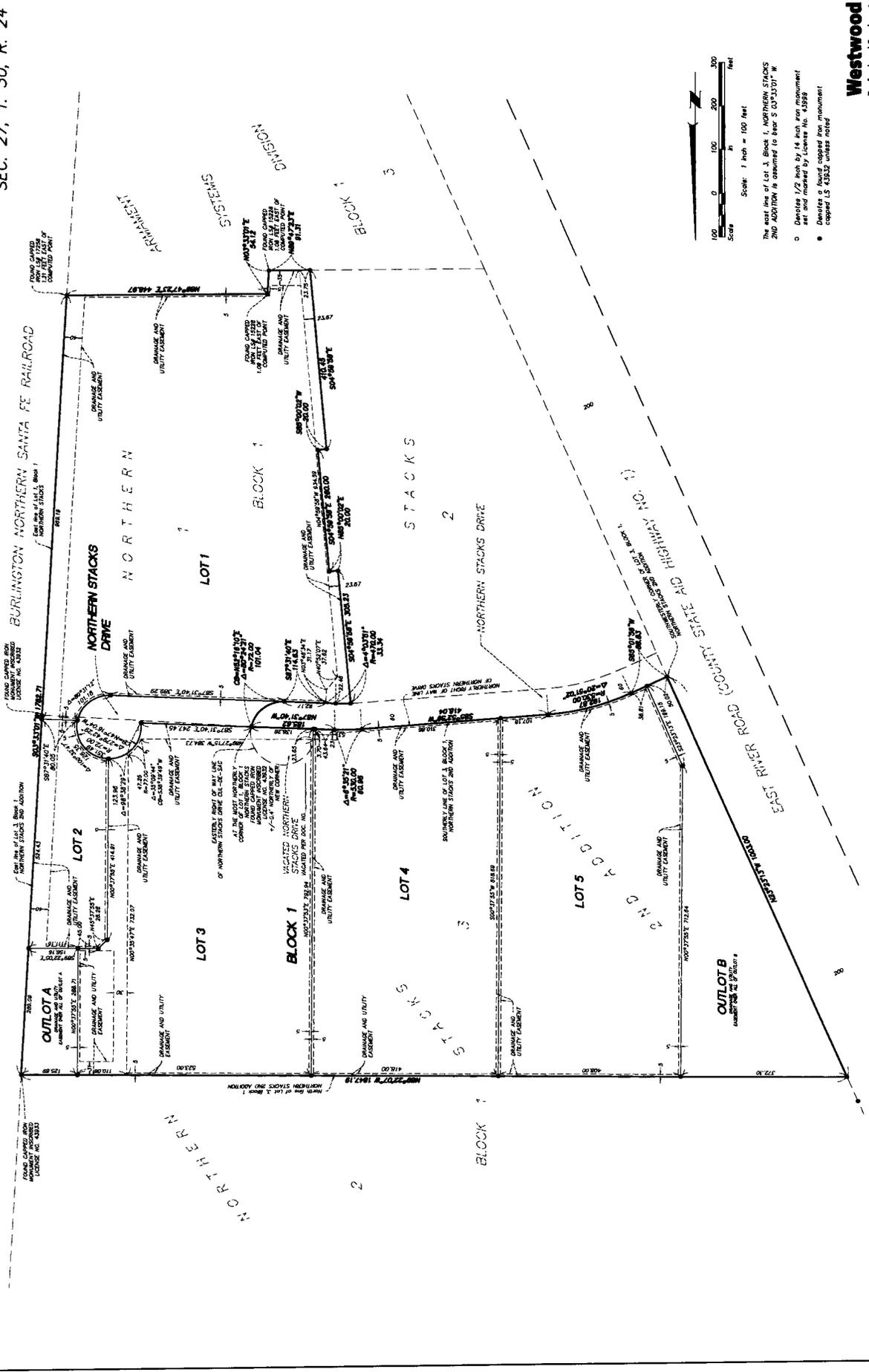
Prepared for:
Fridley Land, LLC
 Minneapolis, MN 55344

Northern Stacks
 Fridley, Minnesota

Easement Vacation Exhibit

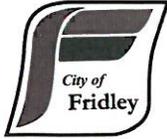
NORTHERN STACKS 3RD ADDITION

CITY OF FRIDLEY
 COUNTY OF ANOKA
 SEC. 27, T. 30, R. 24



- The east line of Lot 3, Block 1, Northern Stacks 2ND ADDITION is assumed to bear S 03°35'07" W
- Denotes 1/2 inch by 1/4 inch easement
 - Denotes 1/2 inch by 1/2 inch easement
 - Denotes 1 foot easement
 - Denotes 1.5 foot easement
 - Denotes 2 foot easement
 - Denotes 3 foot easement
 - Denotes 4 foot easement
 - Denotes 5 foot easement
 - Denotes 6 foot easement
 - Denotes 7 foot easement
 - Denotes 8 foot easement
 - Denotes 9 foot easement
 - Denotes 10 foot easement
 - Denotes 12 foot easement
 - Denotes 15 foot easement
 - Denotes 20 foot easement
 - Denotes 25 foot easement
 - Denotes 30 foot easement
 - Denotes 35 foot easement
 - Denotes 40 foot easement
 - Denotes 45 foot easement
 - Denotes 50 foot easement
 - Denotes 60 foot easement
 - Denotes 70 foot easement
 - Denotes 80 foot easement
 - Denotes 90 foot easement
 - Denotes 100 foot easement

Westwood
 Professional Services, Inc.



AGENDA ITEM CITY COUNCIL MEETING OF November 14, 2016

TO: Walter Wysopal, City Manager  PW16-061

FROM: Jon Lennander, Assistant City Engineer
James Kosluchar, Public Works Director

DATE: November 10, 2016

SUBJECT: Approve Change Order 1 for 2016 Street Project ST2016-01

Attached is Change Order No. 1 for the 2016 Street Rehabilitation Project ST2016-01. Project ST2016-01 rehabilitates streets and reconstructs selected utilities in the Plymouth neighborhood of Fridley. The project is being performed under a contract with Northwest Asphalt, Inc. of Shakopee, MN.

The amount of this change order is \$89,903.88. There is no change to the contract completion date for the project as a result of this change order. Total work included in Change Order 1 for this project would increase the original contract by 4.9%. A detailed summary of the changes is attached. Major work activities directed under this change order includes 1217 lineal feet of machine curb replacement (\$19,532.85, Item C1.02). This work was required as part of the watermain replacement, and was completed by machine curb rather than spot curb due to the extent of the existing curb removed during the work.

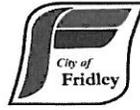
Also, a portion of the road base required additional subgrade repair (Items C1.12, \$5,693.28 and C1.13, \$7,721) prior to paving. Base materials under the existing roadway are unpredictable, and if found to be unsuitable for paving, correction by replacement with new class V aggregate to support the new road is required. A portion of this project required this correction. Also, a portion of 49th Street required re-grading to repair a drainage issue, and was not part of the original plan for this area. (Item C1.17, \$14,543). This work was completed after the initial work in this portion of the project had been completed.

Also, additional castings that were not included in the project at bidding, but were identified after the start of work (Item C1.19, \$12,750). Fourteen additional small items were also required to complete the project but not included in the bidding documents for a total of \$29,663.72, and are included as a part of Change Order No. 1.

City staff directed all changes above as necessary to fulfill our project goals and meeting our standards. All project fund sources remain within the project budget. We reviewed these increased items prior to performing special assessment calculations, and none of the items are included in special assessments.

Staff is recommending that the City Council **move to approve Change Order No. 1 for the 2016 Street Project ST2016-01 to Northwest Asphalt in the amount of \$89,903.88**. If approved, the contract amount shall be increased from \$1,844,078.73 to \$1,933,982.61.

JXL/jxl
Attachment



Public Works Department

Streets • Parks • Water • Sewer • Stormwater • Fleet • Facilities • Engineering

10-Nov-16

Northwest Asphalt
1451 Stagecoach Road
Shakopee, Minnesota 55379

SUBJECT : Change Order No. 1 STREET REHABILITATION PROJECT NO. ST 2016-01

You are hereby ordered, authorized, and instructed to modify your contract for the above referenced project by including the following items:

ITEM NO.	DESCRIPTION	UNITS	QUANTITY	UNIT PRICE	COST
C1.01	Hydrant Extensions	LS	1	\$ 4,786.31	\$ 4,786.31
C1.02	Machine Curb	LF	1,217	\$ 16.05	\$ 19,532.85
C1.03	Watermain Break Repair	LS	1	\$ 5,117.14	\$ 5,117.14
C1.04	1728 Castings (Columbia Heights Structures)	EA	9	\$ 112.93	\$ 1,016.37
C1.05	1976 Castings (City of Minneapolis Structures)	EA	4	\$ 401.04	\$ 1,604.16
C1.06	CB Modification 2x3 (Columbia Heights)	LS	1	\$ 650.00	\$ 650.00
C1.07	Infi shield (Columbia Heights)	EA	2	\$ 266.28	\$ 532.56
C1.08	Concrete Steps 4528 2nd Street	LS	1	\$ 1,375.00	\$ 1,375.00
C1.09	Rock Restoration 4514 2 1/2 Street	LS	1	\$ 786.50	\$ 786.50
C1.10	CB Hoods	EA	2	\$ 116.93	\$ 233.86
C1.11	CB Grates	EA	1	\$ 154.48	\$ 154.48
C1.12	Subgrade Repair Excavation	CY	237	\$ 24.00	\$ 5,693.28
C1.13	Subgrade Repair Class V Aggregate	Ton	475	\$ 16.25	\$ 7,721.03
C1.14	SP9.5 1.5" Wear Course SPWEA340 upcharge	TN	3,598	\$ 0.89	\$ 3,202.22
C1.15	1976 Casting Cover	EA	1	\$ 59.00	\$ 59.00
C1.16	Minneapolis Manhole Cover	EA	2	\$ 126.58	\$ 253.16
C1.17	49th Ave Street Repair	LS	1	\$ 14,543.00	\$ 14,543.00
C1.18	Common Excavation - Haul Excess Reclaim Off Site (P)	CY	1,022	\$ 9.68	\$ 9,892.96
C1.19	Furnish & Install Casting (Manhole)	EA	15	\$ 850.00	\$ 12,750.00
CHANGE ORDER NO. 1 TOTAL =					\$ 89,903.88

Original Contract Amount:	\$	1,844,078.73	
Prior Change Orders Approved:	\$	-	0.0% of Original Contract Amount
This Change Order:	\$	89,903.88	4.9% of Original Contract Amount
Proposed Contract Amount:	\$	1,933,982.61	

Submitted and approved by James Kosluchar, Director of Public Works, on the 22nd Day of October, 2016

James P. Kosluchar, Director of Public Works

Approved and accepted this ____ th day of _____, 2016 by Northwest Asphalt, Inc.

Northwest Asphalt, Inc. Representative

Approved and accepted this ____ th day of _____, 2016 by the City of Fridley

Scott Lund, Mayor

Walter T. Wysopal, City Manager



AGENDA ITEM
CITY COUNCIL MEETING OF NOVEMBER 14, 2016

TO: The Honorable Mayor and City Council

FROM: Walter T. Wysopal, City Manager

DATE: November 9, 2016

SUBJECT: 2017 City Calendar

Attached is a resolution amending Resolution No. 2012-52, designating the time and number of Council meetings for 2017. Staff inadvertently scheduled the last City Council meeting in January for January 30 rather than January 23. This resolution will make an amendment and correct the date to January 23, 2017. We apologize for any inconvenience this may have caused.

Staff recommends Council's approval.

Thank you for your consideration of this matter.

Attachment

RESOLUTION NO. 2016 - ____

**RESOLUTION AMENDING RESOLUTION NO. 2016-52
DESIGNATING TIME AND NUMBER OF COUNCIL
MEETINGS FOR 2017**

WHEREAS, Section 3.01 of the Charter of the City of Fridley requires that the City Council meet at a fixed time not less than once each month; and

WHEREAS, Section 3.01 of the Charter of the City of Fridley requires that the Council shall meet at such times as may be prescribed by resolution; and

WHEREAS, it is the intent of the Council to comply with the open meeting provisions contained in Minnesota Statutes 471.705 as interpreted by the courts;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Fridley that:

1. The City Council will hold regular meetings in the Council Chambers of the Fridley Municipal Center, commencing at 7:00 p.m. on the following dates in 2017:

January 9, January 23, ~~January 30~~, February 13, February 27, March 13, March 27, April 10, April 24, May 8, May 22, June 12, June 26, July 10, July 24, August 14, August 28, September 11, September 25, October 9, October 23, November 13, November 27, December 11, and December 18.

2. The City Council will hold special conference meetings at the Fridley Municipal Center, at which time matters are discussed but no formal action taken, commencing at 5:00 p.m. on the following Mondays in 2017:

January 23, ~~January 30~~, February 27, March 20, June 19, September 11, October 16, November 27, and December 11.

3. On the dates of regular Council meetings, City Council regular conference meetings will be held at the Fridley Municipal Center at 6:00 p.m.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS
____ DAY OF _____, 2016.**

SCOTT J. LUND - MAYOR

ATTEST:

DEBRA A. SKOGEN - CITY CLERK



AGENDA ITEM
COUNCIL MEETING OF NOVEMBER 14, 2016
CLAIMS

CLAIMS

174529 - 1747638



City of Fridley, MN

Claims Council 11/14/16

By Vendor Name

Payment Dates 10/24/2016 - 11/11/2016

Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
Vendor: 000370 - 000370 FRIDLEY HLTH REIMB							
259	11/02/2016	INV0011045	CITY OF FRIDLEY HLTH REIMB PL#10129454	101-213150	HRA/Veba & HSA Benefit-Heal...		1,200.00
Vendor 000370 - 000370 FRIDLEY HLTH REIMB Total:							1,200.00
Vendor: 10011 - A.B.M. EQUIPMENT & SUPPLY							
174679	11/10/2016	149559	NOZZLES	101-141040	Inventory - Misc. Parts		224.11
174679	11/10/2016	149563	BUCKET W/DOOR	101-141040	Inventory - Misc. Parts		1,882.09
Vendor 10011 - A.B.M. EQUIPMENT & SUPPLY Total:							2,106.20
Vendor: 10028 - AAA STRIPING SERVICE CO							
174680	11/10/2016	104240	STREET MARKINGS	101-3176-635100	Garage/Services Contracted, ...		1,764.00
Vendor 10028 - AAA STRIPING SERVICE CO Total:							1,764.00
Vendor: 10033 - ABLE HOSE & RUBBER							
174681	11/10/2016	1877781,7801	CLAMP, HOSE	101-141040	Inventory - Misc. Parts		774.99
Vendor 10033 - ABLE HOSE & RUBBER Total:							774.99
Vendor: 10046 - ADAM'S PEST CONTROL, INC							
174571	11/03/2016	2463483	OCT PEST CONTROL	101-3110-635100	Mun Ctr/Srvcs Contracted, No...		47.00
Vendor 10046 - ADAM'S PEST CONTROL, INC Total:							47.00
Vendor: 10050 - ADVANCE COMPANIES INC							
174529	10/26/2016	9320	BOARDUP 115 CRAIG WAY	101-3110-635100	Mun Ctr/Srvcs Contracted, No...		50.00
Vendor 10050 - ADVANCE COMPANIES INC Total:							50.00
Vendor: 10058 - ADVANTAGE SIGNS & GRAPHICS INC							
174682	11/10/2016	29124	CHEVRON SIGNS, OUTLET SIGNS	101-3174-621140	Streets/Supplies for Repair & ...		373.45
174682	11/10/2016	29185	BAND BRACKETS, POSTS	101-3174-621140	Streets/Supplies for Repair & ...		322.00
174682	11/10/2016	29185	BAND BRACKETS, POSTS	406-3174-621140	CIP Streets/Supplies for Repair...		51.80
Vendor 10058 - ADVANTAGE SIGNS & GRAPHICS INC Total:							747.25
Vendor: 10073 - ALEX AIR APPARATUS INC							
174572	11/03/2016	31033	COMPRESSOR SERVICE	101-2510-635100	Fire/Services Contracted, Non-...		730.00
Vendor 10073 - ALEX AIR APPARATUS INC Total:							730.00
Vendor: 12821 - AM CRAFT SPIRITS SALES							
174758	11/10/2016	7630	OCT-LIQUOR	609-144010	Liquor #1 (Cub Location)		379.50
Vendor 12821 - AM CRAFT SPIRITS SALES Total:							379.50

Claims Council 11/14/16

Payment Dates: 10/24/2016 - 11/11/2016

Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount	
Vendor: 10096 - AMAZON.COM								
174573	11/03/2016	INV0011083	COMPUTER SUPPLIES, CABLES	101-1213-621130	IT/Operating Supplies		187.32	
							Vendor 10096 - AMAZON.COM Total:	187.32
Vendor: 10102 - AMERICAN BOTTLING COMPANY								
174574	11/03/2016	INV0011084	OCT-MISC	609-144040	Misc. #1 (Cub Location)		396.18	
							Vendor 10102 - AMERICAN BOTTLING COMPANY Total:	396.18
Vendor: 10124 - AMSOIL,INC								
174575	11/03/2016	16877255	ATF BULK	101-141020	Inventory - Motor Oil/Grease		1,724.80	
							Vendor 10124 - AMSOIL,INC Total:	1,724.80
Vendor: 10125 - AMUNDSON CIGAR & CANDY								
174576	11/03/2016	INV0011086	OCT-CIGS	609-144050	Tobacco #1 (Cub Location)		5,868.36	
							Vendor 10125 - AMUNDSON CIGAR & CANDY Total:	5,868.36
Vendor: 10139 - ANOKA COUNTY CENTRAL COMMUNICATIONS								
174577	11/03/2016	2016-326	SEPT WIRELESS SERVICE	101-2110-633120	Police/Communication (phone...		656.20	
							Vendor 10139 - ANOKA COUNTY CENTRAL COMMUNICATIONS Total:	656.20
Vendor: 10146 - ANOKA COUNTY LICENSE CENTER								
174683	11/10/2016	INV0011197	FORFEITURE LICENSING - 2000 AND 2007 CHEV IMPALAS	240-2172-621130	StateForf-DWI-Operating Suppl..		39.50	
							Vendor 10146 - ANOKA COUNTY LICENSE CENTER Total:	39.50
Vendor: 10150 - ANOKA COUNTY TREASURER								
174684	11/10/2016	B161101K	BROADBAND	101-1213-633120	IT/Comm (phones, postage, et...		400.00	
174684	11/10/2016	B161101K	BROADBAND	101-2510-633120	Fire/Communication (phones, ...		150.00	
174684	11/10/2016	B161101K	BROADBAND	101-4150-633120	Sr Center / Communication		37.50	
174684	11/10/2016	B161101K	BROADBAND	270-4190-633120	SNC/Comm, (phones, postage,...		400.00	
							Vendor 10150 - ANOKA COUNTY TREASURER Total:	987.50
Vendor: 10159 - APACHE PRINT INC								
174578	11/03/2016	47491	NEWSLETTER	851-232400	Sr-Advisory//Due to other Age...		193.31	
							Vendor 10159 - APACHE PRINT INC Total:	193.31
Vendor: 10160 - APEX PRINT TECHNOLOGIES								
174685	11/10/2016	213605	METER CARDS,WEBSITE	601-6110-633120	Water Admin/Comm (phones,...		502.50	
174685	11/10/2016	213605	METER CARDS,WEBSITE	601-6110-633120	Water Admin/Comm (phones,...		916.32	
174685	11/10/2016	213605	METER CARDS,WEBSITE	601-6110-633120	Water Admin/Comm (phones,...		26.23	
174685	11/10/2016	213605	METER CARDS,WEBSITE	602-6110-633120	Sewer Admin/Comm (phones, ...		12.92	
174685	11/10/2016	213605	METER CARDS,WEBSITE	602-6110-633120	Sewer Admin/Comm (phones, ...		247.50	
							Vendor 10160 - APEX PRINT TECHNOLOGIES Total:	1,705.47
Vendor: 10163 - APPRIZE TECHNOLOGY SOLUTIONS, INC								
174686	11/10/2016	13368	ADMIN FEE FOR ENROLLMENT	704-7130-631100	Self Ins/Professional Services		660.00	
							Vendor 10163 - APPRIZE TECHNOLOGY SOLUTIONS, INC Total:	660.00

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Vendor: 10175 - ARTISAN BEER COMPANY								
174579	11/03/2016	INV0011089	OCT-BEER	609-144030	Beer #1 (Cub Location)		3,292.35	
							Vendor 10175 - ARTISAN BEER COMPANY Total:	3,292.35
Vendor: 10178 - ASPEN MILLS INC								
174530	10/26/2016	186410,188479	UNIFORM POLO SHIRT, PATCH	101-2510-621110	Fire/Clothing/Laundry Allowan...		57.50	
174687	11/10/2016	187980	UNIFORMS FOR EXPLORERS	101-2152-621110	EM/Clothing/Laundry Allowan...		2,832.72	
174687	11/10/2016	188960	BODY ARMOR,VEST CARRIER	101-2110-621110	Police/Clothing/Laundry Allow...		1,119.10	
174687	11/10/2016	189287-98,300-304	UNIFORMS	101-2110-621110	Police/Clothing/Laundry Allow...		6,670.85	
174687	11/10/2016	189287-98,300-304	UNIFORMS	101-2152-621110	EM/Clothing/Laundry Allowan...		106.82	
							Vendor 10178 - ASPEN MILLS INC Total:	10,786.99
Vendor: 10185 - AT & T WIRELESS SERVICE								
174580	11/03/2016	287251541144X102516	287251541144	101-1210-633120	Gen Mgmt/Communication (p...		149.17	
174580	11/03/2016	287251541144X102516	287251541144	101-1213-633120	IT/Comm (phones, postage, et...		184.60	
174580	11/03/2016	287251541144X102516	287251541144	101-2110-633120	Police/Communication (phone...		1,304.37	
174580	11/03/2016	287251541144X102516	287251541144	101-2150-633120	EM/Communication(phones, ...		116.15	
174580	11/03/2016	287251541144X102516	287251541144	101-2510-633120	Fire/Communication (phones, ...		191.60	
174580	11/03/2016	287251541144X102516	287251541144	101-3140-633120	Eng/Communication (phones, ...		34.99	
174580	11/03/2016	287251541144X102516	287251541144	101-3140-633120	Eng/Communication (phones, ...		444.93	
174580	11/03/2016	287251541144X102516	287251541144	101-3172-633120	Parks/Communication (phones...		291.80	
174580	11/03/2016	287251541144X102516	287251541144	101-3174-633120	Streets/Communication (phon...		493.81	
174580	11/03/2016	287251541144X102516	287251541144	101-3176-633120	Garage/Communication (phon...		173.91	
174580	11/03/2016	287251541144X102516	287251541144	101-4100-633120	Rec/Communication (phones, ...		69.69	
174580	11/03/2016	287251541144X102516	287251541144	101-5110-633120	Bldg Inspect/Comm. (phones, ...		100.46	
174580	11/03/2016	287251541144X102516	287251541144	101-5112-633120	Planning/Communication (pho...		34.99	
174580	11/03/2016	287251541144X102516	287251541144	101-5114-633120	Rental Inspect/Comm (phones,..		50.23	
174580	11/03/2016	287251541144X102516	287251541144	225-1219-633120	Cable TV/Comm. (phones, pos...		149.17	
174580	11/03/2016	287251541144X102516	287251541144	260-2114-633120	Police PSDS/Communication		84.11	
174580	11/03/2016	287251541144X102516	287251541144	270-4190-633120	SNC/Comm, (phones, postage,...		39.99	
174580	11/03/2016	287251541144X102516	287251541144	601-6210-633120	Water Ops/Communication (p...		282.86	
174580	11/03/2016	287251541144X102516	287251541144	602-6210-633120	Sewer Ops/Communication (p...		339.70	
							Vendor 10185 - AT & T WIRELESS SERVICE Total:	4,536.53
Vendor: 10195 - AUTONATION FORD WHITE BEAR LAKE								
174581	11/03/2016	INV0011091	PARTS	101-141040	Inventory - Misc. Parts		141.43	
174581	11/03/2016	INV0011091	DETAIL	602-6210-635100	Sewer Ops/Services Contracte...		129.00	
							Vendor 10195 - AUTONATION FORD WHITE BEAR LAKE Total:	270.43
Vendor: 12795 - B.K.B.M ENGINEERS								
174757	11/10/2016	2867	SNC PROJ PROF SERVICE	407-3172-631100	CIP Parks/Professional Services		600.00	
							Vendor 12795 - B.K.B.M ENGINEERS Total:	600.00
Vendor: 10222 - BARTON SAND & GRAVEL CO								
174531	10/26/2016	INV0010975	WASH SAND, RECYCLE CLASS 5	601-6210-621140	Water Ops/Supplies for Repair...		933.68	
174531	10/26/2016	INV0010975	DISPOSAL FEES	601-6210-635100	Water Ops/Services Contracte...		100.00	

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174688	11/10/2016	INV0011237	WASHED SAND, DISPOSAL FEE	101-3174-635100	Streets/Srvcs Contracted, Non...	50.00
174688	11/10/2016	INV0011237	WASHED SAND, DISPOSAL FEE	601-6210-621140	Water Ops/Supplies for Repair...	68.11
Vendor 10222 - BARTON SAND & GRAVEL CO Total:						1,151.79
Vendor: 10224 - BATTERIES PLUS						
174689	11/10/2016	028475693	FLOW MONITORING BATTERIES	602-6210-621140	Sewer Ops/Supplies for Repair...	65.70
Vendor 10224 - BATTERIES PLUS Total:						65.70
Vendor: 10228 - BAUHAUS BREW LAB, LLC						
174582	11/03/2016	INV0011092	OCT-BEER	609-144030	Beer #1 (Cub Location)	189.00
Vendor 10228 - BAUHAUS BREW LAB, LLC Total:						189.00
Vendor: 10238 - BEISSWENGER'S HARDWARE						
174583	11/03/2016	INV0011093	FUEL TANK BUSHING	101-3174-621140	Streets/Supplies for Repair & ...	5.78
Vendor 10238 - BEISSWENGER'S HARDWARE Total:						5.78
Vendor: 10240 - BELLBOY CORPORATION						
174584	11/03/2016	INV0011094	OCT-LIQUOR	609-144010	Liquor #1 (Cub Location)	4,380.86
174584	11/03/2016	INV0011094	OCT-MISC	609-144040	Misc. #1 (Cub Location)	362.73
174584	11/03/2016	INV0011094	FREIGHT	609-6910-500101	Liq 1/COGS-Freight	42.08
174584	11/03/2016	INV0011094	BAGS	609-6910-621130	Liq Store1-Cub/Operating Supp..	494.28
Vendor 10240 - BELLBOY CORPORATION Total:						5,279.95
Vendor: 10251 - BERNICK'S BEVERAGES						
174585	11/03/2016	INV0011095	OCT-BEER	609-144030	Beer #1 (Cub Location)	2,287.31
174585	11/03/2016	INV0011095	OCT-BEER	609-145030	Beer #2 (Highway 65)	496.40
Vendor 10251 - BERNICK'S BEVERAGES Total:						2,783.71
Vendor: 10253 - BERRY COFFEE COMPANY						
174586	11/03/2016	403606	SR COFFEE	851-232400	Sr-Advisory//Due to other Age...	211.95
Vendor 10253 - BERRY COFFEE COMPANY Total:						211.95
Vendor: 10260 - BETWEEN THE LINES OFFICIALS ASSOC						
174587	11/03/2016	05029	REC OFFICIALS	101-4107-635100	Rec Sports/Services Contracted..	2,511.00
Vendor 10260 - BETWEEN THE LINES OFFICIALS ASSOC Total:						2,511.00
Vendor: 12498 - BIRCH TREE CARE, LLC						
174751	11/10/2016	2059,2058	TREE REMOVAL	101-3172-635100	Parks/Services Contracted, No...	8,800.00
174751	11/10/2016	2059,2058	TREE REMOVAL	101-3174-635100	Streets/Srvcs Contracted, Non...	2,375.00
174751	11/10/2016	2059,2058	TREE REMOVAL	101-3174-635100	Streets/Srvcs Contracted, Non...	4,000.00
Vendor 12498 - BIRCH TREE CARE, LLC Total:						15,175.00
Vendor: 12818 - BOLAR LLC						
174556	10/26/2016	INV0010996	REFUND LIQUOR LICENSE FEE	101-1218-431100	City Clerk/Liquor & Alcohol	268.00
Vendor 12818 - BOLAR LLC Total:						268.00
Vendor: 12811 - BOURGET IMPORTS						
174676	11/03/2016	INV0011187	OCT-WINE	609-144020	Wine #1 (Cub Location)	3,112.00

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174676	11/03/2016	INV0011187	OCT-WINE	609-6910-500101	Liq 1/COGS-Freight	51.00
Vendor 12811 - BOURGET IMPORTS Total:						3,163.00
Vendor: 10302 - BRAUN INTERTEC CORPORATION						
174588	11/03/2016	8074758	SERV/REPORTING MIXED DEVELOPMENT	405-3115-631100	Bldg CIP-MunCtr/Professional ...	3,795.00
Vendor 10302 - BRAUN INTERTEC CORPORATION Total:						3,795.00
Vendor: 12388 - BREAKTHRU BEVERAGE BEER, LLC						
174668	11/03/2016	INV0011179	OCT-BEER	609-144030	Beer #1 (Cub Location)	16,000.00
174668	11/03/2016	INV0011179	OCT-MISC	609-144040	Misc. #1 (Cub Location)	158.90
174668	11/03/2016	INV0011179	OCT-BEER	609-145030	Beer #2 (Highway 65)	1,220.00
174668	11/03/2016	INV0011179	OCT-MISC	609-145040	Misc. #2 (Highway 65)	9.85
Vendor 12388 - BREAKTHRU BEVERAGE BEER, LLC Total:						17,388.75
Vendor: 12389 - BREAKTHRU BEVERAGE WINE & SPIRITS						
174669	11/03/2016	INV0011180	OCT-LIQUOR	609-144010	Liquor #1 (Cub Location)	12,218.68
174669	11/03/2016	INV0011180	OCT-WINE	609-144020	Wine #1 (Cub Location)	1,870.70
174669	11/03/2016	INV0011180	OCT-LIQUOR	609-145010	Liquor #2 (Highway 65)	800.06
174669	11/03/2016	INV0011180	FREIGHT	609-6910-500101	Liq 1/COGS-Freight	161.59
174669	11/03/2016	INV0011180	FREIGHT	609-6920-500101	Liq 2/COGS-Freight	6.90
Vendor 12389 - BREAKTHRU BEVERAGE WINE & SPIRITS Total:						15,057.93
Vendor: 10315 - BROADWAY RENTAL EQUIPMENT CO						
174691	11/10/2016	1229313	LIFT TRUCK RENTAL FOR ELECTIONS	101-1216-635110	Elections/Rentals	533.71
Vendor 10315 - BROADWAY RENTAL EQUIPMENT CO Total:						533.71
Vendor: 10316 - BROCK WHITE CO,LLC						
174692	11/10/2016	1273286100	HOSE W/COVER	101-141040	Inventory - Misc. Parts	1,108.16
Vendor 10316 - BROCK WHITE CO,LLC Total:						1,108.16
Vendor: 10313 - BRO-TEX, INC						
174690	11/10/2016	484766	FALL RECYCLING DAY	237-5118-635100	Recycling/Services Contracted,...	405.50
Vendor 10313 - BRO-TEX, INC Total:						405.50
Vendor: 10346 - C.D.W. GOVERNMENT, INC						
174589	11/03/2016	FMK1012	ADOBE CLOUD ALL APPS MAINT	409-1213-621130	IT Capital/Operating Supplies	699.90
Vendor 10346 - C.D.W. GOVERNMENT, INC Total:						699.90
Vendor: 10369 - CAPITOL BEVERAGE SALES						
174590	11/03/2016	INV0011120	OCT-BEER	609-144030	Beer #1 (Cub Location)	31,100.00
174590	11/03/2016	INV0011120	OCT-MISC	609-144040	Misc. #1 (Cub Location)	99.40
174590	11/03/2016	INV0011120	OCT-BEER	609-145030	Beer #2 (Highway 65)	4,850.00
174590	11/03/2016	INV0011120	OCT-MISC	609-145040	Misc. #2 (Highway 65)	18.15
Vendor 10369 - CAPITOL BEVERAGE SALES Total:						36,067.55

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Vendor: 10386 - CENTRAL MN CUSTODIAL SERVICES LLC							
174591	11/03/2016	1648	OCT CLEANING SERVICE	101-3176-635100	Garage/Services Contracted, ...		1,040.00
Vendor 10386 - CENTRAL MN CUSTODIAL SERVICES LLC Total:							1,040.00
Vendor: 10387 - CENTRAL RENTAL CO							
174592	11/03/2016	1566822	PUMPKIN NIGHT LIGHTS,GENERATORS	270-4192-635110	SNC Spec Events/Rentals		499.88
Vendor 10387 - CENTRAL RENTAL CO Total:							499.88
Vendor: 10391 - CENTRAL WOOD PRODUCTS							
174532	10/26/2016	352821,2917,2771	WOOD CHIPS	101-3172-621140	Parks/Supplies for Repair & Ma..		1,665.00
174532	10/26/2016	352821,2917,2771	WOOD CHIPS	101-3172-621140	Parks/Supplies for Repair & Ma..		3,330.00
Vendor 10391 - CENTRAL WOOD PRODUCTS Total:							4,995.00
Vendor: 10395 - CENTURY LINK							
174593	11/03/2016	INV0011102	PHONE SERVICE 5711683	601-6110-633120	Water Admin/Comm (phones,...		25.16
174593	11/03/2016	INV0011102	PHONE SERVICE 5711683	602-6110-633120	Sewer Admin/Comm (phones, ...		25.16
174693	11/10/2016	INV0011217	PHONE SERVICE	101-2110-633120	Police/Communication (phone...		106.40
174693	11/10/2016	INV0011217	PHONE SERVICE	270-4190-633120	SNC/Comm, (phones, postage,...		43.58
174693	11/10/2016	INV0011218	PHONE SERVICE	101-1213-633120	IT/Comm (phones, postage, et...		59.10
Vendor 10395 - CENTURY LINK Total:							259.40
Vendor: 10404 - CHARLESTON COUNTY FAMILY COURT							
174560	11/02/2016	INV0011020	PAYROLL SUMMARY	101-213300	Child Support Withheld		451.50
Vendor 10404 - CHARLESTON COUNTY FAMILY COURT Total:							451.50
Vendor: 12823 - CHAVEZ, MARIA							
174760	11/10/2016	INV0011287	REC REFUND	101-4102-459100	Rec After School Program/Rev...		79.00
Vendor 12823 - CHAVEZ, MARIA Total:							79.00
Vendor: Ppt ID: 307066 - CITY OF FRIDLEY 457-ICMA							
261	11/02/2016	INV0011022	CITY OF FRIDLEY ICMA Ppt ID: 307066	101-213260	Deferred Comp.-ICMA 457 plan		726.69
261	11/02/2016	INV0011023	CITY OF FRIDLEY ICMA Ppt ID: 307066	101-213260	Deferred Comp.-ICMA 457 plan		11,892.23
261	11/02/2016	INV0011026	CITY OF FRIDLEY ICMA Ppt ID: 307066	101-213260	Deferred Comp.-ICMA 457 plan		270.60
Vendor Ppt ID: 307066 - CITY OF FRIDLEY 457-ICMA Total:							12,889.52
Vendor: Ppt ID: 803502 - CITY OF FRIDLEY RHS-ICMA							
263	11/02/2016	INV0011038	CITY OF FRIDLEY ICMA Ppt ID: 803556	101-213280	RHS Plan (ICMA)		75.00
263	11/02/2016	INV0011039	CITY OF FRIDLEY ICMA Ppt ID: 803502	101-213280	RHS Plan (ICMA)		175.00
Vendor Ppt ID: 803502 - CITY OF FRIDLEY RHS-ICMA Total:							250.00

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Vendor: Ppt ID: 705060 - CITY OF FRIDLEY ROTH-ICMA							
262	11/02/2016	INV0011040	CITY OF FRIDLEY ICMA Ppt ID: 705060	101-213270	ICMA Roth IRA		1,808.08
Vendor Ppt ID: 705060 - CITY OF FRIDLEY ROTH-ICMA Total:							1,808.08
Vendor: 10425 - CIVICPLUS-ICON ENTERPRISES,INC							
174594	11/03/2016	161265	WEB DESIGN	225-1219-631100	Cable TV/Professional Services		7,256.90
174594	11/03/2016	161265	WEB DESIGN	270-4190-631100	SNC/Professional Services		1,200.00
174594	11/03/2016	161265	WEB DESIGN	609-6910-631100	Liq Store1-Cub/Professional Se...		1,200.00
Vendor 10425 - CIVICPLUS-ICON ENTERPRISES,INC Total:							9,656.90
Vendor: 10431 - CLAUSON, ROBERT INC.							
174595	11/03/2016	INV0011104	ELECTRICAL INSPECTIONS	101-5110-635100	Bldg Inspect/Srvc Contracted, ...		3,758.40
Vendor 10431 - CLAUSON, ROBERT INC. Total:							3,758.40
Vendor: 10434 - CLEAR RIVER BEVERAGE							
174596	11/03/2016	INV0011105	OCT-BEER	609-144030	Beer #1 (Cub Location)		402.00
Vendor 10434 - CLEAR RIVER BEVERAGE Total:							402.00
Vendor: 10439 - COCA COLA BOTTLING							
174597	11/03/2016	INV0011106	OCT-MISC	609-144040	Misc. #1 (Cub Location)		779.01
174597	11/03/2016	INV0011106	OCT-MISC	609-145040	Misc. #2 (Highway 65)		346.86
Vendor 10439 - COCA COLA BOTTLING Total:							1,125.87
Vendor: 12822 - CODA							
174759	11/10/2016	INV0011286	LIONS DINNER ENTERTAINMENT	851-232400	Sr-Advisory//Due to other Age...		350.00
Vendor 12822 - CODA Total:							350.00
Vendor: 10447 - COMCAST CABLE							
174533	10/26/2016	INV0010987	CABLE FEE 8772106210092015	101-2150-635100	EM/Srvc Contracted, Non-prof...		4.55
174534	10/26/2016	INV0010977	CABLE, PHONE 8772107890003074	101-1213-633120	IT/Comm (phones, postage, et...		305.92
174534	10/26/2016	INV0010977	CABLE, PHONE 8772107890003074	601-6210-633120	Water Ops/Communication (p...		105.92
174534	10/26/2016	INV0010977	CABLE, PHONE 8772107890003074	609-6910-633120	Liq Store1-Cub/Comm. (phone...		317.73
174534	10/26/2016	INV0010977	CABLE, PHONE 8772107890003074	609-6920-633120	Liq Store 2-65/Communication...		258.45
174598	11/03/2016	INV0011107	CABLE FEES 88772106210044545	225-1219-635100	Cable TV/Srv Contracted, Non-...		322.30
Vendor 10447 - COMCAST CABLE Total:							1,314.87
Vendor: 10449 - COMMERCIAL ASPHALT							
174535	10/26/2016	INV0010978	ASPHALT	101-3174-621140	Streets/Supplies for Repair & ...		210.39
174535	10/26/2016	INV0010978	ASPHALT	602-6210-621140	Sewer Ops/Supplies for Repair...		62.80
174694	11/10/2016	INV0011219	ASPHALT	603-6210-621140	Storm Ops/Supplies for Repair...		-16.30

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174694	11/10/2016	INV0011219	ASPHALT	603-6210-621140	Storm Ops/Supplies for Repair...	338.39
Vendor 10449 - COMMERCIAL ASPHALT Total:						595.28
Vendor: 10455 - COMMUNITY HEALTH CHARITIES						
174561	11/02/2016	INV0011021	Bi-weekly payroll contribution	101-213120	Charitable Contributions	7.69
Vendor 10455 - COMMUNITY HEALTH CHARITIES Total:						7.69
Vendor: 10477 - COON RAPIDS, CITY OF						
174536	10/26/2016	11684	2016 SEAL COATING	406-3174-635100	CIP Streets/Services Contracte...	3,573.34
174599	11/03/2016	INV0011108	WATER SERVICE 3761948,3760303	270-4190-634100	SNC/Utility Services	286.33
Vendor 10477 - COON RAPIDS, CITY OF Total:						3,859.67
Vendor: 10507 - CUB FOODS INC-BLAINE STORE						
174695	11/10/2016	INV0011220	SUET	270-4190-621130	SNC/Operating Supplies	39.56
Vendor 10507 - CUB FOODS INC-BLAINE STORE Total:						39.56
Vendor: 10508 - CUB STORE INC-NEW BRIGHTON STORE						
174600	11/03/2016	INV0011109	ZONE PARTY PACKAGE SUPPLIES	101-4109-621130	Rec Zone/Operating Supplies	21.04
Vendor 10508 - CUB STORE INC-NEW BRIGHTON STORE Total:						21.04
Vendor: 10534 - DAILEY DATA & ASSOCIATES						
174601	11/03/2016	15222	CASH REGISTER, PRINTER SCANNER	609-6910-635100	Liq Store1-Cub/Srvcs Contract...	4,424.27
Vendor 10534 - DAILEY DATA & ASSOCIATES Total:						4,424.27
Vendor: 10547 - DAVE PERKINS CONTRACTING, INC						
174696	11/10/2016	26012	REPAIR STORM SEWER RICE CREEK	603-6210-635100	Storm Ops/Services Contracted..	9,800.00
Vendor 10547 - DAVE PERKINS CONTRACTING, INC Total:						9,800.00
Vendor: 10549 - DAVID BANK STUDIOS						
174697	11/10/2016	6505	2016 DEPARTMENT AND K9 NITRO PHOTOS	101-2110-635100	Police/Services Contracted, N...	199.00
174697	11/10/2016	6505	2016 DEPARTMENT AND K9 NITRO PHOTOS	101-2113-635100	K-9 Program/Services Contract...	199.00
Vendor 10549 - DAVID BANK STUDIOS Total:						398.00
Vendor: 10562 - DELL MARKETING LP						
174698	11/10/2016	CF5,W1P1,X3P7TX72	SCANNER, MONITORS, FORM FACTORS	409-1213-704100	IT Capital/Furniture & Fixtures	10,571.31
Vendor 10562 - DELL MARKETING LP Total:						10,571.31
Vendor: 10563 - DELTA DENTAL PLAN OF MINNESOTA						
DFT0001180	11/04/2016	INV0011024	MONTHLY PREMIUM	101-213160	Dental Insurance Payable	3,313.95
Vendor 10563 - DELTA DENTAL PLAN OF MINNESOTA Total:						3,313.95
Vendor: 10604 - E.C.M. PUBLISHERS INC						
174537	10/26/2016	419283,282,4841-43	PUBLIC HEARING NOTICES	101-5112-633100	Planning/Advertising	97.75
174537	10/26/2016	419283,282,4841-43	PUBLIC HEARING NOTICES	101-5112-633100	Planning/Advertising	207.00

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174699	11/10/2016	422006	LEGAL NOTICE 2017-2021 PUBLIC HEARING	405-3115-633100	Bldg CIP-MunCtr/Advertising	80.50
174699	11/10/2016	424542	LEGAL NOTICE-PUBLIC ACCURACY TEST	101-1216-633100	Elections/Advertising	34.50
Vendor 10604 - E.C.M. PUBLISHERS INC Total:						419.75
Vendor: 12779 - E.D.I (ENGINEERING DESIGN)						
174756	11/10/2016	15008044	PROF SERV SNC PROJ	407-3172-631100	CIP Parks/Professional Services	605.00
Vendor 12779 - E.D.I (ENGINEERING DESIGN) Total:						605.00
Vendor: 10638 - EMERGENCY AUTOMOTIVE TECHNOLOGIES						
174700	11/10/2016	10131621,20	SWITCH	101-141040	Inventory - Misc. Parts	54.04
Vendor 10638 - EMERGENCY AUTOMOTIVE TECHNOLOGIES Total:						54.04
Vendor: 10649 - ESCH CONSTRUCTIONS SUPPLY, INC						
174701	11/10/2016	558218	ASPHALT BLADE	101-3174-621140	Streets/Supplies for Repair & ...	339.00
Vendor 10649 - ESCH CONSTRUCTIONS SUPPLY, INC Total:						339.00
Vendor: 10653 - EULL'S MANUFACTURING CO INC						
174702	11/10/2016	31074	MORTAR MIX-MANHOLE REPAIR	603-6210-621140	Storm Ops/Supplies for Repair...	410.20
Vendor 10653 - EULL'S MANUFACTURING CO INC Total:						410.20
Vendor: 10656 - EVERGREEN RECYCLING, LLC						
174703	11/10/2016	1960	FALL RECYCLING MATTRESS COLLECTION	237-5118-635100	Recycling/Services Contracted,...	1,204.00
Vendor 10656 - EVERGREEN RECYCLING, LLC Total:						1,204.00
Vendor: 10677 - FEDEX CORP						
174704	11/10/2016	5-590-16970	FEDEX SHIPPING FEE - SGT CHLEBECK	101-2110-635100	Police/Services Contracted, N...	47.10
Vendor 10677 - FEDEX CORP Total:						47.10
Vendor: 10700 - FIRST STATE TIRE RECYCLING						
174538	10/26/2016	28554,28556	RECYCLE TIRES	101-3176-635100	Garage/Services Contracted, ...	68.20
Vendor 10700 - FIRST STATE TIRE RECYCLING Total:						68.20
Vendor: 10717 - FLEET PRIDE TRUCK & TRAILER PARTS						
174602	11/03/2016	80691788	RUBBER GLOVES	101-3176-621140	Garage/Supplies for Repair & ...	103.30
174602	11/03/2016	80691788	RUBBER GLOVES	602-6210-621140	Sewer Ops/Supplies for Repair...	103.30
174705	11/10/2016	7797,372,1864	FILTERS, CONNECTOR	101-141040	Inventory - Misc. Parts	488.14
Vendor 10717 - FLEET PRIDE TRUCK & TRAILER PARTS Total:						694.74
Vendor: 12826 - FLEET US, LLC						
174763	11/10/2016	SI107235	NOZZLES FOR FIELD STRIPER	101-3172-621140	Parks/Supplies for Repair & Ma..	43.96
Vendor 12826 - FLEET US, LLC Total:						43.96
Vendor: 10718 - FLEXIBLE PIPE TOOL CO						
174603	11/03/2016	20522	REPLACEMENT TIRE TELEVISIONS EQUIP	602-6210-621140	Sewer Ops/Supplies for Repair...	241.10
Vendor 10718 - FLEXIBLE PIPE TOOL CO Total:						241.10

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Vendor: 10738 - FRANZ REPROGRAPHICS								
174604	11/03/2016	157948	PAPER ROLLS	101-3140-621120	Eng/Office Supplies		63.73	
							Vendor 10738 - FRANZ REPROGRAPHICS Total:	63.73
Vendor: 10745 - FRIDLEY FIRE RELIEF ASSOC FBO								
174562	11/02/2016	INV0011027	Biweekly payroll contributions	101-213290	Fire Relief Dues Withheld		100.00	
							Vendor 10745 - FRIDLEY FIRE RELIEF ASSOC FBO Total:	100.00
Vendor: 10748 - FRIDLEY POLICE ASSOCIATION								
174563	11/02/2016	INV0011025	Bi-weekly payroll contributions	101-213330	Fridley Police Association		88.00	
174605	11/03/2016	100	CHALLENGE COINS	101-2110-621130	Police/Operating Supplies		156.00	
							Vendor 10748 - FRIDLEY POLICE ASSOCIATION Total:	244.00
Vendor: 10751 - FRIENDLY CHEVROLET,INC								
174706	11/10/2016	INV0011227	PARTS	101-141040	Inventory - Misc. Parts		945.22	
							Vendor 10751 - FRIENDLY CHEVROLET,INC Total:	945.22
Vendor: 10765 - G2 BUILDING SOLUTIONS								
174606	11/03/2016	13924	ADJUSTED GUN RANGE DOOR	101-3110-635100	Mun Ctr/Srvcs Contracted, No...		150.00	
							Vendor 10765 - G2 BUILDING SOLUTIONS Total:	150.00
Vendor: 10782 - GENUINE PARTS CO/NAPA								
174707	11/10/2016	INV0011239	PARTS ACCOUNT#14309186	101-141030	Inventory - Batteries/Tires		772.79	
174707	11/10/2016	INV0011239	PARTS ACCOUNT#14309186	101-141040	Inventory - Misc. Parts		1,097.82	
174707	11/10/2016	INV0011239	PARTS ACCOUNT#14309186	101-3176-621140	Garage/Supplies for Repair & ...		149.90	
							Vendor 10782 - GENUINE PARTS CO/NAPA Total:	2,020.51
Vendor: 10786 - GERTENS GREENHOUSE, INC								
174708	11/10/2016	17346	PERENNIALS, SUPPLIES MNDOT GRANT	101-3172-621140	Parks/Supplies for Repair & Ma..		337.60	
							Vendor 10786 - GERTENS GREENHOUSE, INC Total:	337.60
Vendor: 12824 - GLASER, LANA								
174761	11/10/2016	INV0011288	REC REFUND	101-4108-459100	Rec Adult Instruct/Program Re...		49.76	
							Vendor 12824 - GLASER, LANA Total:	49.76
Vendor: 10811 - GOPHER STATE ONE-CALL INC								
174709	11/10/2016	6100379	OCT CALLS	601-6210-635100	Water Ops/Services Contracte...		180.90	
174709	11/10/2016	6100379	OCT CALLS	602-6210-635100	Sewer Ops/Services Contracte...		180.90	
							Vendor 10811 - GOPHER STATE ONE-CALL INC Total:	361.80
Vendor: 10819 - GRAINGER								
174710	11/10/2016	9261019583	GLOVES	101-3172-621110	Parks/Clothing/Laundry Allow...		149.22	
174710	11/10/2016	9261019583	GLOVES	101-3174-621110	Streets/Clothing/Laundry Allo...		149.22	
							Vendor 10819 - GRAINGER Total:	298.44
Vendor: 10826 - GRAPE BEGINNINGS INC								
174607	11/03/2016	INV0011115	OCT-WINE	609-144020	Wine #1 (Cub Location)		492.00	

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174607	11/03/2016	INV0011115	FREIGHT	609-6910-500101	Liq 1/COGS-Freight	13.50
Vendor 10826 - GRAPE BEGINNINGS INC Total:						505.50
Vendor: 10837 - GREEN BARN GARDEN CENTER,INC						
174608	11/03/2016	1297	PUMPKINS, STRAW	270-4192-621130	SNC Spec Events/Operating Su...	2,660.00
Vendor 10837 - GREEN BARN GARDEN CENTER,INC Total:						2,660.00
Vendor: 10839 - GREEN LIGHTS RECYCLING, INC						
174711	11/10/2016	166103A,166103	RECYCLING FALL DROP OFF	237-5118-635100	Recycling/Services Contracted,...	9,531.75
Vendor 10839 - GREEN LIGHTS RECYCLING, INC Total:						9,531.75
Vendor: 12438 - GREENHAVEN PRINTING						
174553	10/26/2016	163231	OCT NEWSLETTER	101-1210-633110	Gen Mgmt/Printing & Binding	3,000.00
Vendor 12438 - GREENHAVEN PRINTING Total:						3,000.00
Vendor: 10894 - HAWKINS INC						
174609	11/03/2016	3968511	WATER CHEMICALS	601-6210-621140	Water Ops/Supplies for Repair...	2,141.19
174712	11/10/2016	3969794	RATE VALVE	601-6210-621140	Water Ops/Supplies for Repair...	3,489.52
Vendor 10894 - HAWKINS INC Total:						5,630.71
Vendor: 10899 - HEALTH PARTNERS						
174713	11/10/2016	INV0011266	EMPLOYEE PHYSICAL	101-2510-631100	Fire/Professional Services	444.00
Vendor 10899 - HEALTH PARTNERS Total:						444.00
Vendor: 10904 - HEIGHTS BAKERY						
174714	11/10/2016	157	ROLLS SR EVENT	851-232400	Sr-Advisory//Due to other Age...	21.00
Vendor 10904 - HEIGHTS BAKERY Total:						21.00
Vendor: 10911 - HENNEPIN COUNTY INFORMATION TECH						
174539	10/26/2016	1000082907	ANNUAL FEE ASSESSORS COMMERCIAL EXCHANGE	101-1312-631100	Assessing/Professional Services	700.00
Vendor 10911 - HENNEPIN COUNTY INFORMATION TECH Total:						700.00
Vendor: 10918 - HIATT, WENDY						
174610	11/03/2016	INV0011118	REIMB MILEAGE	101-3176-632110	Garage/Transportation	22.89
Vendor 10918 - HIATT, WENDY Total:						22.89
Vendor: 10924 - HIRSHFIELD'S PAINT MFG						
174540	10/26/2016	114046	WHITE FIELD PAINT	101-3172-621140	Parks/Supplies for Repair & Ma...	176.75
Vendor 10924 - HIRSHFIELD'S PAINT MFG Total:						176.75
Vendor: 10931 - HOHENSTEINS INC						
174611	11/03/2016	INV0011122	OCT-BEER	609-144030	Beer #1 (Cub Location)	6,139.65
174611	11/03/2016	INV0011122	OCT-BEER	609-145030	Beer #2 (Highway 65)	2,494.40
Vendor 10931 - HOHENSTEINS INC Total:						8,634.05
Vendor: 10937 - HOME DEPOT/GEFC						
174612	11/03/2016	INV0011162	KEY BOX	101-2510-621130	Fire/Operating Supplies	66.92
174612	11/03/2016	INV0011162	SUPPLIES	101-2510-621140	Fire/Supplies for Repair & Mai...	48.41
174612	11/03/2016	INV0011162	PUMPKIN NIGHT SUPPLIES	270-4190-621130	SNC/Operating Supplies	69.36
174612	11/03/2016	INV0011162	PUMPKIN NIGHT SUPPLIES	270-4190-621130	SNC/Operating Supplies	212.09

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name (None)	Amount
174612	11/03/2016	INV0011162	SUPPLIES	270-4190-621140	SNC/Supplies for Repair & Mai...	88.93
Vendor 10937 - HOME DEPOT/GECF Total:						485.71
Vendor: 12587 - HOMELAND HEALTH SPECIALISTS, INC						
174753	11/10/2016	12167	FLU SHOTS	101-1212-631100	HR/Professional Services	19.13
Vendor 12587 - HOMELAND HEALTH SPECIALISTS, INC Total:						19.13
Vendor: 10949 - HYDRAULIC SPECIALTY CO						
174613	11/03/2016	0904959191	HOSE ASSY	101-2510-635100	Fire/Services Contracted, Non-...	103.01
Vendor 10949 - HYDRAULIC SPECIALTY CO Total:						103.01
Vendor: 10957 - I.D.C.-INDUSTRIAL DOOR COMPANY,INC						
174715	11/10/2016	D329426	GARAGE DOOR	101-3176-621140	Garage/Supplies for Repair & ...	74.68
Vendor 10957 - I.D.C.-INDUSTRIAL DOOR COMPANY,INC Total:						74.68
Vendor: 10975 - INDEED BREWING COMPANY,LLC						
174614	11/03/2016	INV0011123	OCT-BEER	609-144030	Beer #1 (Cub Location)	1,160.50
Vendor 10975 - INDEED BREWING COMPANY,LLC Total:						1,160.50
Vendor: 10978 - INDEPENDENT SCHOOL DIST #14						
174716	11/10/2016	4515	FACILITY USAGE FEE	101-4100-633120	Rec/Communication (phones, ...	14.00
174716	11/10/2016	4515	FACILITY USAGE FEE	101-4100-635100	Rec/Services Contracted, Non-...	142.00
174716	11/10/2016	4515	FACILITY USAGE FEE	101-4100-638180	Rec/Pmts to Other Agencies	8,050.00
174716	11/10/2016	4515	FACILITY USAGE FEE	101-4109-633120	Rec Zone/Communication (ph...	24.00
174716	11/10/2016	4515	FACILITY USAGE FEE	101-4150-633120	Sr Center / Communication	47.00
Vendor 10978 - INDEPENDENT SCHOOL DIST #14 Total:						8,277.00
Vendor: 12450 - INTERNAL REVENUE SERVICE - PAYROLL TAXES						
DFT0001187	11/04/2016	INV0011046	BI-WEEKLY SOCIAL SECURITY WITHHOLDINGS	101-212120	FICA Payable	31,532.30
DFT0001188	11/04/2016	INV0011047	BI-WEEKLY MEDICARE WITHHOLDINGS	101-212130	Medicare Payable	11,754.98
DFT0001190	11/04/2016	INV0011049	BI-WEEKLY FEDERAL TAX WITHHOLDING	101-212100	Federal Tax Withheld	46,683.87
Vendor 12450 - INTERNAL REVENUE SERVICE - PAYROLL TAXES Total:						89,971.15
Vendor: 11011 - INTL ASSOC OF FIRE FIGHTERS - IAFF						
174564	11/02/2016	INV0011028	FF DUES - LOCAL #1986	101-213230	Union Dues - Fire	90.00
Vendor 11011 - INTL ASSOC OF FIRE FIGHTERS - IAFF Total:						90.00
Vendor: 11015 - INTL SECURITY PRODUCTS-ISP FENCING						
174541	10/26/2016	3047837	PUMPKIN NIGHT SUPPLIES	406-3174-621140	CIP Streets/Supplies for Repair...	347.51
Vendor 11015 - INTL SECURITY PRODUCTS-ISP FENCING Total:						347.51
Vendor: 11028 - J.J. TAYLOR DIST. OF MINN, INC						
174615	11/03/2016	INV0011130	OCT-BEER	609-144030	Beer #1 (Cub Location)	34,600.00
174615	11/03/2016	INV0011130	OCT-MISC	609-144040	Misc. #1 (Cub Location)	104.61
174615	11/03/2016	INV0011130	OCT-BEER	609-145030	Beer #2 (Highway 65)	5,333.44
Vendor 11028 - J.J. TAYLOR DIST. OF MINN, INC Total:						40,038.05

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount	
Vendor: 11042 - JANI-KING OF MINNESOTA,INC								
174616	11/03/2016	MIN11160309	NOV CLEANING SERVICE	101-3110-635100	Mun Ctr/Srvcs Contracted, No...		2,756.81	
							Vendor 11042 - JANI-KING OF MINNESOTA,INC Total:	2,756.81
Vendor: 12538 - JENSEN, GEORGE								
174752	11/10/2016	INV0011279	REIMB MILEAGE	260-2114-632110	Police PSDS/Transportation		559.02	
							Vendor 12538 - JENSEN, GEORGE Total:	559.02
Vendor: 11052 - JENSEN-BECKER, SHIELAGH								
174542	10/26/2016	INV0010984	REIMB JAMS SUPPLIES	852-232400	Sr-Jams//Due to other Agencie...		256.59	
							Vendor 11052 - JENSEN-BECKER, SHIELAGH Total:	256.59
Vendor: 11064 - JOHNSON BROTHERS LIQUOR								
174617	11/03/2016	INV0011190	OCT-LIQUOR	609-144010	Liquor #1 (Cub Location)		53,172.71	
174617	11/03/2016	INV0011190	OCT-WINE	609-144020	Wine #1 (Cub Location)		23,399.17	
174617	11/03/2016	INV0011190	OCT-LIQUOR	609-145010	Liquor #2 (Highway 65)		22,086.92	
174617	11/03/2016	INV0011190	OCT-WINE	609-145020	Wine #2 (Highway 65)		3,422.84	
174617	11/03/2016	INV0011190	FREIGHT	609-6910-500101	Liq 1/COGS-Freight		1,139.42	
174617	11/03/2016	INV0011190	FREIGHT	609-6920-500101	Liq 2/COGS-Freight		343.95	
							Vendor 11064 - JOHNSON BROTHERS LIQUOR Total:	103,565.01
Vendor: 11084 - JOHNSTONE SUPPLY								
174717	11/10/2016	103s100394382.001	EGG CRATES	609-6920-621130	Liq Store 2-65/Operating Suppl...		259.57	
							Vendor 11084 - JOHNSTONE SUPPLY Total:	259.57
Vendor: 11099 - KATH FUEL OIL SERVICE								
174618	11/03/2016	57056	HEAT TRANSFER OIL	101-141020	Inventory - Motor Oil/Grease		325.00	
174718	11/10/2016	573183,573125	OIL, DEF FLUID	101-141020	Inventory - Motor Oil/Grease		1,375.00	
							Vendor 11099 - KATH FUEL OIL SERVICE Total:	1,700.00
Vendor: 11105 - KEEPRS, INC./CY'S UNIFORMS								
174543	10/26/2016	298185303	AMMO	101-2110-621130	Police/Operating Supplies		3,279.50	
							Vendor 11105 - KEEPRS, INC./CY'S UNIFORMS Total:	3,279.50
Vendor: 12819 - KUBOY, MARCUS								
174677	11/03/2016	INV0011188	SR SPEEKER	851-232400	Sr-Advisory//Due to other Age...		100.00	
							Vendor 12819 - KUBOY, MARCUS Total:	100.00
Vendor: 11198 - LAW ENFORCEMENT LABOR SERVICES								
174565	11/02/2016	INV0011037	Police Union 119 - biweekly deductions	101-213210	Union Dues - Police		1,274.00	
174565	11/02/2016	INV0011041	Sgt Union 310 - biweekly deductions	101-213210	Union Dues - Police		343.00	
							Vendor 11198 - LAW ENFORCEMENT LABOR SERVICES Total:	1,617.00
Vendor: 11205 - LEAGUE OF MN CITIES INS TRUST								
174544	10/26/2016	1511	DEDUCTIBLE CLAIM C0024465	704-7130-631100	Self Ins/Professional Services		3,053.53	
174619	11/03/2016	INV0011127	DEDUCTIBLE CLAIM # 20258	704-7130-631100	Self Ins/Professional Services		755.93	

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174719	11/10/2016	20284	DEDUCTIBLE CLAIM	704-7130-631100	Self Ins/Professional Services	692.63
Vendor 11205 - LEAGUE OF MN CITIES INS TRUST Total:						4,502.09
Vendor: 12676 - LEPAGE & SONS						
174673	11/03/2016	40267,874-877	REFUSE HAULING	101-3110-635100	Mun Ctr/Srvcs Contracted, No...	123.82
174673	11/03/2016	40267,874-877	REFUSE HAULING	101-3176-635100	Garage/Services Contracted, ...	485.63
174673	11/03/2016	40267,874-877	REFUSE HAULING	270-4190-635100	SNC/Srvc Contracted Non-prof...	123.82
174673	11/03/2016	40267,874-877	REFUSE HAULING	609-6910-635100	Liq Store1-Cub/Srvcs Contract...	34.61
174673	11/03/2016	40267,874-877	REFUSE HAULING	609-6920-635100	Liq Store 2-65/Srvc Contracted,..	22.14
Vendor 12676 - LEPAGE & SONS Total:						790.02
Vendor: 11267 - M.E.I. - MN TOTAL ELEVATOR INC						
174720	11/10/2016	682991	NOV MAINT SERV	101-3110-635100	Mun Ctr/Srvcs Contracted, No...	147.86
Vendor 11267 - M.E.I. - MN TOTAL ELEVATOR INC Total:						147.86
Vendor: 12605 - MAERTENS-BRENNY CONSTRUCTION COMPANY						
174555	10/26/2016	5768	REPAIR DUMPSTER	704-7130-635100	Self Ins/Srvcs Contracted, Non...	1,212.22
Vendor 12605 - MAERTENS-BRENNY CONSTRUCTION COMPANY Total:						1,212.22
Vendor: 11298 - MANSFIELD OIL COMPANY						
174721	11/10/2016	20130017	FUEL	101-141010	Inventory - Gasoline	5,681.52
Vendor 11298 - MANSFIELD OIL COMPANY Total:						5,681.52
Vendor: 11304 - MARK'S WELDING AND REPAIR						
174620	11/03/2016	5119	MONITORING MOUNTING PLATFORMS	609-6910-635100	Liq Store1-Cub/Srvcs Contract...	150.00
Vendor 11304 - MARK'S WELDING AND REPAIR Total:						150.00
Vendor: 11315 - MATRIX COMMUNICATIONS INC						
174621	11/03/2016	84763	PHONE REPAIRS	101-1213-635100	IT/Srvc Contracted, Non-profe...	195.00
174722	11/10/2016	84830	PHONES, SETUP	270-4190-633120	SNC/Comm, (phones, postage,...	432.15
Vendor 11315 - MATRIX COMMUNICATIONS INC Total:						627.15
Vendor: 12747 - MATTSON ICE						
174675	11/03/2016	INV0011186	OCT-MISC	609-144040	Misc. #1 (Cub Location)	375.70
174675	11/03/2016	INV0011186	OCT-MISC	609-145040	Misc. #2 (Highway 65)	126.95
Vendor 12747 - MATTSON ICE Total:						502.65
Vendor: 11344 - MENARDS - BLAINE						
174622	11/03/2016	16730	PULLEYS, CABLES, BUOYS FOR MOORE LK	101-3172-621140	Parks/Supplies for Repair & Ma..	36.94
Vendor 11344 - MENARDS - BLAINE Total:						36.94
Vendor: 11346 - MENARDS - FRIDLEY						
174623	11/03/2016	45324,45237,409,492	PULLEYS, CABLES FOR MOORE LK	101-3172-621140	Parks/Supplies for Repair & Ma..	18.30
174623	11/03/2016	45324,45237,409,492	ANTIFREEZE	101-3172-621140	Parks/Supplies for Repair & Ma..	64.03
174623	11/03/2016	45324,45237,409,492	SPRAY PAINT	601-6210-621140	Water Ops/Supplies for Repair...	7.50
174623	11/03/2016	45324,45237,409,492	HOSE BIB, VALVE	601-6210-621140	Water Ops/Supplies for Repair...	28.08
Vendor 11346 - MENARDS - FRIDLEY Total:						117.91

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
Vendor: 11354 - METERING & TECHNOLOGY SOLUTIONS							
174624	11/03/2016	7529	WATER METER BODIES/HEADS	601-6310-621140	Water CIP/Supplies for Repair...		79,998.00
174723	11/10/2016	7580,7531	METERS	601-6210-621140	Water Ops/Supplies for Repair...		1,168.00
174723	11/10/2016	7580,7531	METERS	601-6310-621140	Water CIP/Supplies for Repair...		79,998.00
Vendor 11354 - METERING & TECHNOLOGY SOLUTIONS Total:							161,164.00
Vendor: 11369 - METROPOLITAN COUNCIL(SAC CHARGES)							
174625	11/03/2016	INV0011134	OCT SAC CHARGES	602-232310	Due to-Govts/Sewer (SAC)		22,141.35
Vendor 11369 - METROPOLITAN COUNCIL(SAC CHARGES) Total:							22,141.35
Vendor: 11427 - MINN CHILD SUPPORT PAYMENT CENTER							
174566	11/02/2016	INV0011019	Bi-weekly payroll deduction	101-213300	Child Support Withheld		876.32
Vendor 11427 - MINN CHILD SUPPORT PAYMENT CENTER Total:							876.32
Vendor: 11432 - MINN DEPT OF AGRICULTURE							
174724	11/10/2016	INV0011249	NURSERY CERTIFICATE 20013912	101-3172-632100	Parks/Dues & Subscription , Pe...		225.00
Vendor 11432 - MINN DEPT OF AGRICULTURE Total:							225.00
Vendor: 11437 - MINN DEPT OF LABOR & INDUSTRY							
174626	11/03/2016	25895003055	OCT SURCHARGE CONF# 25895003055	101-203130	Surtax		2,775.61
Vendor 11437 - MINN DEPT OF LABOR & INDUSTRY Total:							2,775.61
Vendor: 11440 - MINN DEPT OF PUBLIC SAFETY -ALCOHOL							
174627	11/03/2016	INV0011136	BUYERS CARDS-4795	609-6910-632100	Liq Store1-Cub/Dues & Subscri...		20.00
174627	11/03/2016	INV0011136	BUYERS CARDS-6528	609-6920-632100	Liq Store 2-65/Dues & Subscrip...		20.00
Vendor 11440 - MINN DEPT OF PUBLIC SAFETY -ALCOHOL Total:							40.00
Vendor: 11445 - MINN DEPT OF TRANSPORTATION							
174628	11/03/2016	P00006513	TESTING/INSPECTION CONCRETE/BITUMINOUS	406-3174-635100	CIP Streets/Services Contracte...		1,636.68
174628	11/03/2016	P00006513	TESTING/INSPECTION CONCRETE/BITUMINOUS	406-3174-635100	CIP Streets/Services Contracte...		404.04
Vendor 11445 - MINN DEPT OF TRANSPORTATION Total:							2,040.72
Vendor: 11454 - MINN HWY SAFETY/RESEARCH-MHSRC							
174545	10/26/2016	INV0010988	EVOC DRIVING SCHL	101-2110-632120	Police/Conferences & School		396.00
Vendor 11454 - MINN HWY SAFETY/RESEARCH-MHSRC Total:							396.00
Vendor: 11464 - MINN POLLUTION CONTROL AGENCY-MPCA							
174629	11/03/2016	INV0011138	CERTIFICATION LICENSE- RICHARD JONES	602-6210-632120	Sewer Ops/Conferences & Sch...		45.00
174725	11/10/2016	INV0011250	PERMIT LOCKE PARK WTP	601-6210-632100	Water Ops/Dues & Subscriptio...		1,240.00
Vendor 11464 - MINN POLLUTION CONTROL AGENCY-MPCA Total:							1,285.00
Vendor: 11474 - MINN SAFETY COUNCIL INC							
174546	10/26/2016	45898,45892	DEF DRIVING SUPPLIES	851-232400	Sr-Advisory//Due to other Age...		833.00
Vendor 11474 - MINN SAFETY COUNCIL INC Total:							833.00

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
Vendor: 11495 - MINNEAPOLIS FINANCE DEPT							
174727	11/10/2016	400451000488	APS PAWN BILLING - SEPTEMBER 2016	101-2111-635100	Police-Pawn/Services Contract...		2,566.80
Vendor 11495 - MINNEAPOLIS FINANCE DEPT Total:							2,566.80
Vendor: 12451 - MINNESOTA DEPARTMENT OF REVENUE - PAYROLL TAXES							
DFT0001189	11/04/2016	INV0011048	BI-WEEKLY STATE INCOME TAX WITHHOLDINGS	101-212110	State Tax Withheld		18,090.81
Vendor 12451 - MINNESOTA DEPARTMENT OF REVENUE - PAYROLL TAXES Total:							18,090.81
Vendor: 11501 - MINNESOTA METRO NORTH TOURISM							
174547	10/26/2016	INV0010998	SEPT HOTEL/MOTEL TAX	806-203120	Hotel/Motel Tax		7,648.16
Vendor 11501 - MINNESOTA METRO NORTH TOURISM Total:							7,648.16
Vendor: 11482 - MN SUPPLY							
174726	11/10/2016	C01650	RING, WEDGE WHEEL PARTS	101-141040	Inventory - Misc. Parts		257.65
Vendor 11482 - MN SUPPLY Total:							257.65
Vendor: 12573 - MN.IT SERVICES							
174554	10/26/2016	W16090723	LANGUAGE LINE	101-1410-633120	Non-dept/Communication		10.15
Vendor 12573 - MN.IT SERVICES Total:							10.15
Vendor: 11524 - MORRELL ENTERPRISES							
174728	11/10/2016	31924	DUMPSTER RENTAL FOR LEAVES STR SWEEPING	101-3174-635110	Streets/Rentals		200.00
Vendor 11524 - MORRELL ENTERPRISES Total:							200.00
Vendor: 11529 - MOSS & BARNETT, PA							
174548	10/26/2016	655350	LEGAL SERVICES-FRANCHISE FEES	225-1219-631100	Cable TV/Professional Services		503.00
Vendor 11529 - MOSS & BARNETT, PA Total:							503.00
Vendor: 11535 - MULTICARE ASSOCIATES							
174729	11/10/2016	INV0011254	NEW EMPLOYEE DRUG TEST	101-2110-631100	Police/Professional Services		45.00
Vendor 11535 - MULTICARE ASSOCIATES Total:							45.00
Vendor: 11546 - N.C.P.E.R.S. MINNESOTA-478000							
174567	11/02/2016	INV0011035	Bi-weekly payroll deductions	101-213180	PERA Life Insurance		768.00
Vendor 11546 - N.C.P.E.R.S. MINNESOTA-478000 Total:							768.00
Vendor: 11570 - NEEDHAM DISTRIBUTING CO,INC							
174630	11/03/2016	INV0011139	OCT-BEER	609-144030	Beer #1 (Cub Location)		159.90
Vendor 11570 - NEEDHAM DISTRIBUTING CO,INC Total:							159.90
Vendor: 11579 - NET LITIN DISTRIBUTORS							
174631	11/03/2016	423427,424664	VOTIVE CANDLES	270-4192-621130	SNC Spec Events/Operating Su...		298.72
Vendor 11579 - NET LITIN DISTRIBUTORS Total:							298.72
Vendor: 11582 - NETWORK MEDICS, INC							
174632	11/03/2016	8335	VITALBACKUP	409-1213-635100	IT Capital/Srvc Contracted, No...		195.00
Vendor 11582 - NETWORK MEDICS, INC Total:							195.00

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
Vendor: 11592 - NEWQUIST & KIMBALL LAW OFFICES,PC							
174633	11/03/2016	INV0011142	NOV PROS ATTY FEE	101-1214-631100	Legal/Professional Services		27,526.50
Vendor 11592 - NEWQUIST & KIMBALL LAW OFFICES,PC Total:							27,526.50
Vendor: 11618 - NORTHERN SANITARY SUPPLY INC							
174730	11/10/2016	13278	HAND SOAP	601-6210-621130	Water Ops/Operating Supplies		21.10
Vendor 11618 - NORTHERN SANITARY SUPPLY INC Total:							21.10
Vendor: 11619 - NORTHERN TECHNOLOGIES, INC							
174634	11/03/2016	19065,19160	ENGINEERING/TESTING 2016 STR PROJ	406-3174-635100	CIP Streets/Services Contracte...		2,387.50
174634	11/03/2016	19065,19160	ENGINEERING/TESTING 2015 STR PROJ	406-3174-635100	CIP Streets/Services Contracte...		1,833.50
Vendor 11619 - NORTHERN TECHNOLOGIES, INC Total:							4,221.00
Vendor: 11620 - NORTHERN TOOL & EQUIP							
174635	11/03/2016	4042059010	STORAGE BINS	601-6210-621140	Water Ops/Supplies for Repair...		55.65
Vendor 11620 - NORTHERN TOOL & EQUIP Total:							55.65
Vendor: 11667 - ON SITE SANITATION							
174636	11/03/2016	31-37,279,208	PORTABLE RESTROOMS	101-3172-635110	Parks/Rentals		402.50
174636	11/03/2016	31-37,279,208	PORTABLE RESTROOMS PUMPKIN NIGHT	270-4192-635110	SNC Spec Events/Rentals		351.00
174731	11/10/2016	337859	PORTABLE RESTROOMS	101-3172-635110	Parks/Rentals		21.54
Vendor 11667 - ON SITE SANITATION Total:							775.04
Vendor: 11671 - OPEN YOUR HEART							
174568	11/02/2016	INV0011032	Bi-weekly payroll contribtions	101-213120	Charitable Contributions		10.00
Vendor 11671 - OPEN YOUR HEART Total:							10.00
Vendor: 12727 - OTI, INC							
174754	11/10/2016	2016216	DISPOSAL OF STR SWEEPING	101-3174-635100	Streets/Srvcs Contracted, Non...		120.00
Vendor 12727 - OTI, INC Total:							120.00
Vendor: 11683 - OVERHEAD DOOR COMPANY							
174637	11/03/2016	95769	STA 2 GARAGE DOOR	101-2510-635100	Fire/Services Contracted, Non-...		301.85
Vendor 11683 - OVERHEAD DOOR COMPANY Total:							301.85
Vendor: 11685 - P.E.R.A. - PUBLIC EMPLOYEES							
DFT0001184	11/04/2016	INV0011033	Bi-weekly deduction - Coordinated	101-213100	PERA		32,678.96
DFT0001185	11/04/2016	INV0011034	Bi-weekly payroll deduction - defined contrib	101-213100	PERA		164.46
DFT0001186	11/04/2016	INV0011036	Bi-weekly payroll ded - Pol/Fire	101-213100	PERA		39,878.84
Vendor 11685 - P.E.R.A. - PUBLIC EMPLOYEES Total:							72,722.26

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
Vendor: 11706 - PARSON'S ELECTRIC CO							
174638	11/03/2016	88747	TURN OFF BREAKER THAT FEED FIELDS	101-3172-635100	Parks/Services Contracted, No...		264.18
Vendor 11706 - PARSON'S ELECTRIC CO Total:							264.18
Vendor: 11717 - PAUSTIS & SONS							
174639	11/03/2016	INV0011148	OCT-WINE	609-144020	Wine #1 (Cub Location)		1,801.20
174639	11/03/2016	INV0011148	OCT-FREIGHT	609-6910-500101	Liq 1/COGS-Freight		25.00
Vendor 11717 - PAUSTIS & SONS Total:							1,826.20
Vendor: 11728 - PEPSI COLA BOTTLING CO							
174640	11/03/2016	INV0011149	OCT-MISC	609-144040	Misc. #1 (Cub Location)		354.30
Vendor 11728 - PEPSI COLA BOTTLING CO Total:							354.30
Vendor: 11730 - PERFECT 10 CAR WASH EXPRESS							
174558	11/01/2016	INV0008240	07/15/2016	101-2110-635100	Police/Services Contracted, N...		78.39
174558	11/01/2016	INV0008281	CAR WASHES CITY HALL #6	101-1312-635100	Assessing/Services Contracted,...		3.01
174558	11/01/2016	INV0008281	CAR WASHES PUBLIC WORKS #7	101-3140-635100	Eng/Services Contracted, Non-...		3.01
174558	11/01/2016	INV0008281	CAR WASHES PUBLIC WORKS #7	101-3174-635100	Streets/Srvcs Contracted, Non...		6.02
174558	11/01/2016	INV0008281	CAR WASHES CITY HALL #6	101-5112-635100	Planning/Services Contracted,...		3.01
174558	11/01/2016	INV0008281	CAR WASHES PUBLIC WORKS #7	601-6210-635100	Water Ops/Services Contracte...		9.03
174641	11/03/2016	INV0011150	CAR WASH POLICE #10	101-2110-635100	Police/Services Contracted, N...		46.23
174641	11/03/2016	INV0011150	CAR WASH PUBLIC WORKS #7	601-6210-635100	Water Ops/Services Contracte...		3.01
Vendor 11730 - PERFECT 10 CAR WASH EXPRESS Total:							151.71
Vendor: 11745 - PETTY CASH							
174732	11/10/2016	INV0011256	PARKING CTY	101-1312-632110	Assessing/Transportation		2.00
174732	11/10/2016	INV0011256	OFFICE SUPPLIES	101-2110-621120	Police/Office Supplies		6.40
174732	11/10/2016	INV0011256	BOTTLED WATER	101-2110-621130	Police/Operating Supplies		6.38
174732	11/10/2016	INV0011256	TRAINING LUNCHES	101-2110-632120	Police/Conferences & School		43.07
174732	11/10/2016	INV0011256	PARKING	101-5112-632110	Planning/Transportation		9.00
Vendor 11745 - PETTY CASH Total:							66.85
Vendor: 11747 - PHILLIPS WINE & SPIRITS							
174642	11/03/2016	INV0011151	OCT-LIQUOR	609-144010	Liquor #1 (Cub Location)		7,191.60
174642	11/03/2016	INV0011151	OCT-WINE	609-144020	Wine #1 (Cub Location)		8,018.14
174642	11/03/2016	INV0011151	OCT-LIQUOR	609-145010	Liquor #2 (Highway 65)		2,320.60
174642	11/03/2016	INV0011151	OCT-WINE	609-145020	Wine #2 (Highway 65)		1,034.22
174642	11/03/2016	INV0011151	FREIGHT	609-6910-500101	Liq 1/COGS-Freight		246.73
174642	11/03/2016	INV0011151	FREIGHT	609-6920-500101	Liq 2/COGS-Freight		52.15
Vendor 11747 - PHILLIPS WINE & SPIRITS Total:							18,863.44
Vendor: 11755 - PIONEER RIM & WHEEL COMPANY							
174733	11/10/2016	935,804,701,805.798	VALVE STEMS, HUB, WHEELS	101-141030	Inventory - Batteries/Tires		1,057.58

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name (None)	Amount
174733	11/10/2016	935,804,701,805.798	VALVE STEMS, HUB, WHEELS	101-141030	Inventory - Batteries/Tires	638.94
Vendor 11755 - PIONEER RIM & WHEEL COMPANY Total:						1,696.52
Vendor: 11771 - POMP'S TIRE SERVICE, INC						
174734	11/10/2016	395,495,2009,958	TIRE REPAIRS, MOUNTING	101-3176-635100	Garage/Services Contracted, ...	443.00
Vendor 11771 - POMP'S TIRE SERVICE, INC Total:						443.00
Vendor: 11774 - POSTMASTER						
174643	11/03/2016	INV0011152	POSTAGE PERMIT# 92886	101-1210-633120	Gen Mgmt/Communication (p...	2,750.00
174735	11/10/2016	INV0011259	POSTAGE PERMIT # 92886	101-1210-633120	Gen Mgmt/Communication (p...	1,950.00
Vendor 11774 - POSTMASTER Total:						4,700.00
Vendor: 11783 - PREFERRED ONE INSURANCE COMPANY						
DFT0001181	11/04/2016	INV0011029	MONTHLY PREMIUM	101-213140	Health Insurance	44,039.13
Vendor 11783 - PREFERRED ONE INSURANCE COMPANY Total:						44,039.13
Vendor: 11795 - PRINT CENTRAL						
174644	11/03/2016	118842	NAME PLATE-ROLFE	101-2110-633110	Police/Printing & Binding	35.63
174736	11/10/2016	119027,118871	VEHICLE INSPECTION FORMS	101-3176-633110	Garage/Printing & Binding	261.14
174736	11/10/2016	119027,118871	NAME PLATS, BUSINESS CARDS	101-5112-621130	Planning/Operating Supplies	147.70
Vendor 11795 - PRINT CENTRAL Total:						444.47
Vendor: 11804 - PRO-TEC DESIGN						
174645	11/03/2016	77605	RELOAD SEC SOFTWARE	101-3110-635100	Mun Ctr/Srvcs Contracted, No...	396.00
Vendor 11804 - PRO-TEC DESIGN Total:						396.00
Vendor: 11818 - Q-3 CONTRACTING, INC						
174646	11/03/2016	TMN0158382	WATER BREAK TRAFFIC CONTROL	601-6210-635110	Water Ops/Rentals	389.45
Vendor 11818 - Q-3 CONTRACTING, INC Total:						389.45
Vendor: 11823 - QUALITY REFRIGERATION SERVICE						
174647	11/03/2016	32310	SERVICE AGREEMENT	609-6910-635100	Liq Store1-Cub/Srvcs Contract...	358.87
174647	11/03/2016	32310	SERVICE AGREEMENT	609-6920-635100	Liq Store 2-65/Srvc Contracted,...	289.24
Vendor 11823 - QUALITY REFRIGERATION SERVICE Total:						648.11
Vendor: 11836 - R.J.M.PRINTING-SIR SPEEDY						
174648	11/03/2016	92432	WINDOW ENVELOPES	101-1212-621120	HR/Office Supplies	136.03
174648	11/03/2016	92432	WINDOW ENVELOPES	101-1310-621120	Accounting/Office Supplies	136.03
174648	11/03/2016	92432	WINDOW ENVELOPES	101-2110-621120	Police/Office Supplies	136.04
174648	11/03/2016	92432	WINDOW ENVELOPES	101-2510-621120	Fire/Office Supplies	136.03
174648	11/03/2016	92432	WINDOW ENVELOPES	101-3174-621120	Streets/Office Supplies	136.03
174648	11/03/2016	92432	WINDOW ENVELOPES	101-4100-621120	Rec/Office Supplies	136.03
174648	11/03/2016	92432	WINDOW ENVELOPES	101-5114-621120	Rental Inspect/Office Supplies	136.03
174648	11/03/2016	92683	BUSINESS CARDS	609-6910-633110	Liq Store1-Cub/Printing & Bind...	157.84

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174737	11/10/2016	92715	BUSINESS CARDS-KOSTUCH SCHLENKER DESJARDINS ROLFE	101-2110-633110	Police/Printing & Binding		129.35
Vendor 11836 - R.J.M.PRINTING-SIR SPEEDY Total:							1,239.41
Vendor: 12746 - RED BULL DISTRIBUTION							
174674	11/03/2016	INV0011185	OCT-MISC	609-144040	Misc. #1 (Cub Location)		670.50
Vendor 12746 - RED BULL DISTRIBUTION Total:							670.50
Vendor: 11907 - ROCK SOLID LANDSCAPE & IRRIGATION							
174738	11/10/2016	8303,8356	LAWN MOWING ABATEMENTS	101-5112-635100	Planning/Services Contracted,...		140.00
Vendor 11907 - ROCK SOLID LANDSCAPE & IRRIGATION Total:							140.00
Vendor: 11918 - ROSEVILLE, CITY OF							
174649	11/03/2016	222020	IT JOINT INTERNET CON	101-1213-633120	IT/Comm (phones, postage, et...		550.00
Vendor 11918 - ROSEVILLE, CITY OF Total:							550.00
Vendor: 11936 - S.H.I. INTERNATIONAL CORP							
174650	11/03/2016	B05639049	MICROSOFT SHARPOINT LICENSE	409-1213-621130	IT Capital/Operating Supplies		5,600.00
Vendor 11936 - S.H.I. INTERNATIONAL CORP Total:							5,600.00
Vendor: 11966 - SCHIFSKY & SONS INC							
174651	11/03/2016	60617	AC SAND MIX	101-3174-621140	Streets/Supplies for Repair & ...		354.62
Vendor 11966 - SCHIFSKY & SONS INC Total:							354.62
Vendor: 12820 - SCOTT, VICTORIA							
174678	11/03/2016	INV0011189	REC REFUND	101-4102-459100	Rec After School Program/Rev...		59.50
Vendor 12820 - SCOTT, VICTORIA Total:							59.50
Vendor: 12028 - SKYLINE DISPLAYS MIDWEST INC							
174652	11/03/2016	18899	DISPLAY GRAPHICS, DESIGN	101-2110-635100	Police/Services Contracted, N...		2,334.65
Vendor 12028 - SKYLINE DISPLAYS MIDWEST INC Total:							2,334.65
Vendor: 12045 - SOUTHERN WINE & SPIRITS OF MN,LLC							
174653	11/03/2016	INV0011164	OCT-LIQUOR	609-144010	Liquor #1 (Cub Location)		29,135.77
174653	11/03/2016	INV0011164	OCT-WINE	609-144020	Wine #1 (Cub Location)		3,498.00
174653	11/03/2016	INV0011164	OCT-LIQUOR	609-145010	Liquor #2 (Highway 65)		3,203.25
174653	11/03/2016	INV0011164	OCT-WINE	609-145020	Wine #2 (Highway 65)		604.00
174653	11/03/2016	INV0011164	FREIGHT	609-6910-500101	Liq 1/COGS-Freight		441.08
174653	11/03/2016	INV0011164	FREIGHT	609-6920-500101	Liq 2/COGS-Freight		71.04
Vendor 12045 - SOUTHERN WINE & SPIRITS OF MN,LLC Total:							36,953.14
Vendor: 12051 - SPECIALTY TURF & AG, INC							
174739	11/10/2016	145927	SHUTTLES OF BEET JUICE FOR SANDING STR	101-3174-621140	Streets/Supplies for Repair & ...		1,300.14
Vendor 12051 - SPECIALTY TURF & AG, INC Total:							1,300.14

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
Vendor: 12062 - SPRINGBROOK NATURE CENT FOUNDATION							
260	11/02/2016	INV0011042	FRIDLEY EMPLOYEE PAYROLL DONATIONS	101-213120	Charitable Contributions		3.86
Vendor 12062 - SPRINGBROOK NATURE CENT FOUNDATION Total:							3.86
Vendor: 12081 - STANDARD INSURANCE COMPANY							
174549	10/26/2016	INV0010999	LIFE,LTD 643900	101-213170	Life Insurance Payable		6,003.58
174549	10/26/2016	INV0010999	LIFE,LTD 643900	101-213170	Life Insurance Payable		5.52
174549	10/26/2016	INV0010999	LIFE,LTD 643900	101-213170	Life Insurance Payable		81.50
174549	10/26/2016	INV0010999	LIFE,LTD 643900	101-213200	Long Term Disability Withhold...		41.40
174549	10/26/2016	INV0010999	LIFE,LTD 643900	101-213200	Long Term Disability Withhold...		3,986.00
Vendor 12081 - STANDARD INSURANCE COMPANY Total:							10,118.00
Vendor: 12825 - STAURT, SHARLEAN							
174762	11/10/2016	INV0011289	REC REFUND	101-4109-459100	Rec Zone/Program Revenue		13.00
Vendor 12825 - STAURT, SHARLEAN Total:							13.00
Vendor: 12097 - STERICYCLE,INC							
174740	11/10/2016	4006659450	BIOHAZARD WASTE REMOVAL	101-2110-635100	Police/Services Contracted, N...		408.60
Vendor 12097 - STERICYCLE,INC Total:							408.60
Vendor: 12105 - STIMEY ELECTRIC							
174741	11/10/2016	2867	INSTALL TRACK LIGHTING SNC	407-3172-635100	CIP Parks/Services Contracted,...		2,359.05
Vendor 12105 - STIMEY ELECTRIC Total:							2,359.05
Vendor: 12122 - SUBURBAN TIRE WHOLSALE, INC							
174654	11/03/2016	10142329,42504	TIRES	101-141030	Inventory - Batteries/Tires		1,614.80
174742	11/10/2016	10142585	TIRES	101-141030	Inventory - Batteries/Tires		579.16
Vendor 12122 - SUBURBAN TIRE WHOLSALE, INC Total:							2,193.96
Vendor: 12468 - SUNDE LAND SURVEYING, LLC							
174672	11/03/2016	50266	SURVEY/DRAFT SKETCH SNC	407-3172-631100	CIP Parks/Professional Services		1,022.44
Vendor 12468 - SUNDE LAND SURVEYING, LLC Total:							1,022.44
Vendor: 12134 - SUPPLY SOLUTIONS, LLC							
174655	11/03/2016	11603,11653	PAPER SUPPLIES	101-2110-621140	Police/Supplies for Repair & M...		138.62
174655	11/03/2016	11603,11653	PAPER SUPPLIES	101-2510-621140	Fire/Supplies for Repair & Mai...		92.40
174655	11/03/2016	11603,11653	PAPER SUPPLIES	101-3110-621140	Mun Ctr/Supplies for Repair &...		517.46
174655	11/03/2016	11603,11653	PAPER ROLLS	101-3110-621140	Mun Ctr/Supplies for Repair &...		350.95
174655	11/03/2016	11603,11653	PAPER SUPPLIES	101-3176-621140	Garage/Supplies for Repair & ...		101.64
174655	11/03/2016	11603,11653	PAPER SUPPLIES	270-4190-621140	SNC/Supplies for Repair & Mai...		55.44
174655	11/03/2016	11603,11653	PAPER SUPPLIES	601-6210-621140	Water Ops/Supplies for Repair...		18.48
Vendor 12134 - SUPPLY SOLUTIONS, LLC Total:							1,274.99
Vendor: 12147 - T.A.S.C.							
174550	10/26/2016	886350,886351	RETIREE ADMIN FEES	704-7130-631100	Self Ins/Professional Services		162.00
174656	11/03/2016	IN886624	HRA SERVICE FEE	704-7130-631100	Self Ins/Professional Services		95.32
Vendor 12147 - T.A.S.C. Total:							257.32

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
Vendor: 12152 - T.M.C. CONSTRUCTION & SECURITY							
174657	11/03/2016	104156	SECURITY MONITORING	609-6910-635100	Liq Store1-Cub/Srvcs Contract...		422.93
						Vendor 12152 - T.M.C. CONSTRUCTION & SECURITY Total:	422.93
Vendor: 12189 - TIERNEY BROTHERS INC							
174658	11/03/2016	729162	REPLACE LAMP-SMARTBOARD	409-1213-621130	IT Capital/Operating Supplies		216.70
						Vendor 12189 - TIERNEY BROTHERS INC Total:	216.70
Vendor: 12199 - TOLL GAS & WELDING SUPPLY							
174659	11/03/2016	10158913	WELDING SUPPLIES	101-3176-621140	Garage/Supplies for Repair & ...		151.50
						Vendor 12199 - TOLL GAS & WELDING SUPPLY Total:	151.50
Vendor: 12236 - TRI-LAND PROPERTIES-ZCOF TL FRIDLEY							
174660	11/03/2016	INV0011171	LEASE PMT 30470001A000000367	609-6910-635110	Liq Store1-Cub/Rentals		16,043.36
						Vendor 12236 - TRI-LAND PROPERTIES-ZCOF TL FRIDLEY Total:	16,043.36
Vendor: 12262 - U.S. BANK (P-CARDS)							
DFT0001173	10/25/2016	INV0010972	BOOK/ATD	101-1210-621130	Gen Mgmt/Operating Supplies		24.95
DFT0001173	10/25/2016	INV0010972	MEMBERSHIP/ATD	101-1210-632100	Gen Mgmt/Dues & Subscriptio...		319.00
DFT0001173	10/25/2016	INV0010972	BENEFIT SURVEY/SURVEYMONKEY	101-1210-632100	Gen Mgmt/Dues & Subscriptio...		26.00
DFT0001173	10/25/2016	INV0010972	WELLNESS/CUB	101-1212-621130	HR/Operating Supplies		15.64
DFT0001173	10/25/2016	INV0010972	WELLNESS/CUB	101-1212-621130	HR/Operating Supplies		141.10
DFT0001173	10/25/2016	INV0010972	OFFICE SUPPLIES/OFFICE DEPOT	101-1310-621120	Accounting/Office Supplies		30.52
DFT0001173	10/25/2016	INV0010972	REGISTRATION/MINN GOV FIN	101-1310-632120	Accounting/Conferences & Sc...		-225.00
DFT0001173	10/25/2016	INV0010972	REGISTRATION/MINN GOV FIN	101-1310-632120	Accounting/Conferences & Sc...		-225.00
DFT0001173	10/25/2016	INV0010972	W2/1099'S/FORMS FULFILLMENT CK	101-1310-633110	Accounting/Printing & Binding		519.59
DFT0001173	10/25/2016	INV0010972	HRA office Supplies/OFFICE DEPOT	101-132200	Due from HRA		85.49
DFT0001173	10/25/2016	INV0010972	COPIER PAPER/OFFICEMAX	101-1410-621120	Non-dept/Office Supplies		1,129.68
DFT0001173	10/25/2016	INV0010972	FUEL/HOLIDAY STN	101-2110-621100	Police/Fuels & Lubes		23.24
DFT0001173	10/25/2016	INV0010972	OFFICE SUPPLIES/OFFICE DEPOT	101-2110-621120	Police/Office Supplies		28.31
DFT0001173	10/25/2016	INV0010972	OFFICE SUPPLIES/OFFICE DEPOT	101-2110-621120	Police/Office Supplies		22.89
DFT0001173	10/25/2016	INV0010972	OFFICE SUPPLIES/OFFICE DEPOT	101-2110-621120	Police/Office Supplies		34.40
DFT0001173	10/25/2016	INV0010972	OFFICE SUPPLIES/OFFICE DEPOT	101-2110-621120	Police/Office Supplies		21.90
DFT0001173	10/25/2016	INV0010972	TRAINING TARG/LAW ENFORCEMENT TARGETS	101-2110-621130	Police/Operating Supplies		51.00
DFT0001173	10/25/2016	INV0010972	SNACKS/TARGET	101-2110-621130	Police/Operating Supplies		23.41

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
DFT0001173	10/25/2016	INV0010972	WATER - INTERVIEWS/HOLIDAY STN	101-2110-621130	Police/Operating Supplies		4.99
DFT0001173	10/25/2016	INV0010972	SNACKS/SAMS CLUB	101-2110-621130	Police/Operating Supplies		30.90
DFT0001173	10/25/2016	INV0010972	TRAINING TARG/LAW ENFORCEMENT TARGETS	101-2110-621130	Police/Operating Supplies		49.98
DFT0001173	10/25/2016	INV0010972	TRANSPORT HOODS/SAFARILAND	101-2110-621130	Police/Operating Supplies		105.25
DFT0001173	10/25/2016	INV0010972	COFFEE WITH A COP/DUNN BROS	101-2110-621130	Police/Operating Supplies		31.71
DFT0001173	10/25/2016	INV0010972	ALCO MOUTHPIECE/INTOXIMETERS	101-2110-621130	Police/Operating Supplies		144.00
DFT0001173	10/25/2016	INV0010972	STORAGE BINS/TARGET	101-2110-621130	Police/Operating Supplies		23.96
DFT0001173	10/25/2016	INV0010972	EVIDENCE SUPPLIES/WALGREENS	101-2110-621130	Police/Operating Supplies		2.12
DFT0001173	10/25/2016	INV0010972	Tool kit - squad cars/MENARDS	101-2110-621150	Police/Tools & Minor Equipme...		20.01
DFT0001173	10/25/2016	INV0010972	2 laptop locks/AMAZON	101-2110-621150	Police/Tools & Minor Equipme...		25.80
DFT0001173	10/25/2016	INV0010972	MEMBERSHIP/SAMS	101-2110-632100	Police/Dues & Subscription , P...		25.00
DFT0001173	10/25/2016	INV0010972	IACP Conf flight/SOUTHWEST	101-2110-632110	Police/Transportation		15.00
DFT0001173	10/25/2016	INV0010972	IACP Conf flight/SOUTHWEST	101-2110-632110	Police/Transportation		15.00
DFT0001173	10/25/2016	INV0010972	IACP Conf flight/SOUTHWEST	101-2110-632110	Police/Transportation		329.46
DFT0001173	10/25/2016	INV0010972	ZWICKY TRAINING/CNT*HUINSIGHTSTR ENDS1617	101-2110-632120	Police/Conferences & School		40.00
DFT0001173	10/25/2016	INV0010972	PRD OFF TRAINING/BCA TRAINING ED	101-2110-632120	Police/Conferences & School		25.00
DFT0001173	10/25/2016	INV0010972	NEIS TRAINING/HUINSIGHTSTRENDS	101-2110-632120	Police/Conferences & School		40.00
DFT0001173	10/25/2016	INV0010972	TRAINING MEALS/CHIPOTLE 0224	101-2110-632120	Police/Conferences & School		32.46
DFT0001173	10/25/2016	INV0010972	SMONSRUD TRAINING/HUINSIGHTSTRENDS	101-2110-632120	Police/Conferences & School		50.00
DFT0001173	10/25/2016	INV0010972	BCA TRAINING/BCA TRAINING ED	101-2110-632120	Police/Conferences & School		60.00
DFT0001173	10/25/2016	INV0010972	WEIERKE TRAINING/HUINSIGHTSTRENDS	101-2110-632120	Police/Conferences & School		50.00
DFT0001173	10/25/2016	INV0010972	CAR WASH/HOLIDAY	101-2110-635100	Police/Services Contracted, N...		11.77
DFT0001173	10/25/2016	INV0010972	K9 JAX BOARDING/ARMSTRONG KENNEL	101-2113-635100	K-9 Program/Services Contract...		177.83
DFT0001173	10/25/2016	INV0010972	Markers,PastDue Stamp/OFFICE DEPOT	101-2510-621120	Fire/Office Supplies		19.98
DFT0001173	10/25/2016	INV0010972	Easel Pad/OFFICE DEPOT	101-2510-621120	Fire/Office Supplies		19.48

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DFT0001173	10/25/2016	INV0010972	Certificate Paper/OFFICE DEPOT	101-2510-621120	Fire/Office Supplies		8.49
DFT0001173	10/25/2016	INV0010972	Award Folders/OFFICE DEPOT	101-2510-621120	Fire/Office Supplies		19.38
DFT0001173	10/25/2016	INV0010972	Gift Card for SchmidtTow/DOMINO'S	101-2510-621130	Fire/Operating Supplies		25.00
DFT0001173	10/25/2016	INV0010972	Popcorn Supplies,Cleaner/SAMS	101-2510-621130	Fire/Operating Supplies		70.61
DFT0001173	10/25/2016	INV0010972	Bags,Vaseline/TARGET	101-2510-621130	Fire/Operating Supplies		9.41
DFT0001173	10/25/2016	INV0010972	MEMBERSHIP/SAMS	101-2510-632100	Fire/Dues & Subscription , Pe...		25.00
DFT0001173	10/25/2016	INV0010972	First Aid Supplies/NORTHERNSAFETY	101-3110-621130	Mun Ctr/Operating Supplies		118.60
DFT0001173	10/25/2016	INV0010972	Clock for Finance/MENARDS	101-3110-621130	Mun Ctr/Operating Supplies		19.97
DFT0001173	10/25/2016	INV0010972	Keys-multiple locat/BEISSWENGERS	101-3110-621140	Mun Ctr/Supplies for Repair &...		17.43
DFT0001173	10/25/2016	INV0010972	Batteries- Sec System/BATTERIES PLUS	101-3110-621140	Mun Ctr/Supplies for Repair &...		39.90
DFT0001173	10/25/2016	INV0010972	MEMBERSHIP/SAMS	101-3110-632100	Mun Ctr/Dues & Subscription, ...		50.00
DFT0001173	10/25/2016	INV0010972	Postage to send Cert Let/USPS	101-3110-633120	Mun Ctr/Comm. (phones, post...		6.47
DFT0001173	10/25/2016	INV0010972	LEGAL NOTICE/FINANCE & COMMERCE	101-3140-632100	Eng/Dues & Subscription , Per...		29.00
DFT0001173	10/25/2016	INV0010972	Repairs - ZONE/HOME DEPOT	101-3172-621140	Parks/Supplies for Repair & Ma..		20.36
DFT0001173	10/25/2016	INV0010972	Bar & Chain Oil/HOME DEPOT	101-3174-621140	Streets/Supplies for Repair & ...		35.97
DFT0001173	10/25/2016	INV0010972	Office Supplies/OFFICE DEPOT	101-3176-621120	Garage/Office Supplies		113.53
DFT0001173	10/25/2016	INV0010972	Pkg Tape/HOME DEPOT	101-3176-621140	Garage/Supplies for Repair & ...		15.94
DFT0001173	10/25/2016	INV0010972	Otterbox clips/AMAZON	101-3176-621140	Garage/Supplies for Repair & ...		16.98
DFT0001173	10/25/2016	INV0010972	Office Supplies/ALL-PRO SOFTWARE	101-4100-621120	Rec/Office Supplies		13.90
DFT0001173	10/25/2016	INV0010972	Flash Drives/WALGREENS	101-4100-621120	Rec/Office Supplies		17.12
DFT0001173	10/25/2016	INV0010972	batteries/MENARDS	101-4100-621120	Rec/Office Supplies		25.78
DFT0001173	10/25/2016	INV0010972	Office Supplies/ALL-PRO SOFTWARE	101-4100-621120	Rec/Office Supplies		9.90
DFT0001173	10/25/2016	INV0010972	MEMBERSHIP/SAMS	101-4100-632100	Rec/Dues & Subscription , Per...		25.00
DFT0001173	10/25/2016	INV0010972	MEMBERSHIP/SAMS	101-4100-632100	Rec/Dues & Subscription , Per...		25.00
DFT0001173	10/25/2016	INV0010972	boosters/TARGET	101-4102-621130	Rec After School/Operating Su...		27.83
DFT0001173	10/25/2016	INV0010972	Zone Supplies/SAMS	101-4109-621130	Rec Zone/Operating Supplies		28.77
DFT0001173	10/25/2016	INV0010972	Zone Supplies/SAMS	101-4109-621130	Rec Zone/Operating Supplies		143.57
DFT0001173	10/25/2016	INV0010972	Friends of Fridley/TARGET	101-4109-621130	Rec Zone/Operating Supplies		4.69
DFT0001173	10/25/2016	INV0010972	Zone Supplies/SAMS	101-4109-621130	Rec Zone/Operating Supplies		160.66
DFT0001173	10/25/2016	INV0010972	Zone Supplies/SAMS	101-4109-621130	Rec Zone/Operating Supplies		186.05
DFT0001173	10/25/2016	INV0010972	Zone Entertainment/WAL-MART #1952	101-4109-621130	Rec Zone/Operating Supplies		96.28
DFT0001173	10/25/2016	INV0010972	Friends of Fridley/CUB	101-4109-621130	Rec Zone/Operating Supplies		22.33
DFT0001173	10/25/2016	INV0010972	Bean Bag Toss/TARGET	101-4109-621130	Rec Zone/Operating Supplies		42.84
DFT0001173	10/25/2016	INV0010972	Friends Of Fridley Snack/TARGET	101-4109-621130	Rec Zone/Operating Supplies		9.60

Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
DFT0001173	10/25/2016	INV0010972	Friends of Fridley/TARGET	101-4109-621130	Rec Zone/Operating Supplies		8.54
DFT0001173	10/25/2016	INV0010972	Friends Of Fridley/TARGET	101-4109-621130	Rec Zone/Operating Supplies		14.83
DFT0001173	10/25/2016	INV0010972	deposit/AIRMAXX TRAMPOLINE	101-4113-621130	Rec-Youth Trips/Operating Su...		100.00
DFT0001173	10/25/2016	INV0010972	tickets/OLD LOG THEATRE	101-4150-621130	Sr Center / Operating Supplies		1,514.00
DFT0001173	10/25/2016	INV0010972	tickets add/OLD LOG THEATRE	101-4150-621130	Sr Center / Operating Supplies		52.13
DFT0001173	10/25/2016	INV0010972	MEMBERSHIP/SAMS	101-4150-632100	Sr Center / Dues & Subscriptio...		25.00
DFT0001173	10/25/2016	INV0010972	registration bike/ped/HALFMOON ED	101-5112-632120	Planning/Conferences & School		269.00
DFT0001173	10/25/2016	INV0010972	FORFEITURE LIC/MN DVS	240-2172-621130	StateFor-DWI-Operating Suppl..		19.75
DFT0001173	10/25/2016	INV0010972	FORFEITURE LIC/MN DVS	240-2172-621130	StateFor-DWI-Operating Suppl..		0.48
DFT0001173	10/25/2016	INV0010972	TRAINING MANUAL/INTERTECH	260-2114-621130	Police PSDS/Operating Supplies		230.00
DFT0001173	10/25/2016	INV0010972	WEB CONF CENTER/LOGMEININC	260-2114-621130	Police PSDS/Operating Supplies		239.88
DFT0001173	10/25/2016	INV0010972	ON-LINE SOFTWARE/BC.BASECAMP	260-2114-621130	Police PSDS/Operating Supplies		348.00
DFT0001173	10/25/2016	INV0010972	Postage stamps/USPS	270-4190-621130	SNC/Operating Supplies		47.00
DFT0001173	10/25/2016	INV0010972	Credit - cancelled item/SERKLINENTE	270-4190-621130	SNC/Operating Supplies		-78.02
DFT0001173	10/25/2016	INV0010972	HDMI Cable/AMAZON	270-4190-621130	SNC/Operating Supplies		38.81
DFT0001173	10/25/2016	INV0010972	Misc. Hardware/HOME DEPOT	270-4190-621130	SNC/Operating Supplies		61.33
DFT0001173	10/25/2016	INV0010972	ANIMAL FILTERS/AMAZON	270-4190-621130	SNC/Operating Supplies		66.34
DFT0001173	10/25/2016	INV0010972	SUPPLIES/HOME DEPOT	270-4190-621130	SNC/Operating Supplies		50.00
DFT0001173	10/25/2016	INV0010972	4th grade curric/AMAZON	270-4190-621130	SNC/Operating Supplies		10.99
DFT0001173	10/25/2016	INV0010972	SUPPLIES/HOME DEPOT	270-4190-621130	SNC/Operating Supplies		-50.00
DFT0001173	10/25/2016	INV0010972	TV for exhibits/JET.COM	270-4190-621130	SNC/Operating Supplies		197.99
DFT0001173	10/25/2016	INV0010972	slatwall accessories/GEORGE PATTON	270-4190-621130	SNC/Operating Supplies		43.68
DFT0001173	10/25/2016	INV0010972	digital microscope/TOUCHBOARDS	270-4190-621130	SNC/Operating Supplies		796.00
DFT0001173	10/25/2016	INV0010972	forks for staff use/AMAZON	270-4190-621130	SNC/Operating Supplies		14.99
DFT0001173	10/25/2016	INV0010972	microscope stand/TOUCHBOARDS	270-4190-621130	SNC/Operating Supplies		99.00
DFT0001173	10/25/2016	INV0010972	catering supplies/AMAZON	270-4190-621130	SNC/Operating Supplies		74.95
DFT0001173	10/25/2016	INV0010972	catering supplies/AMAZON	270-4190-621130	SNC/Operating Supplies		85.60
DFT0001173	10/25/2016	INV0010972	catering supplies/AMAZON	270-4190-621130	SNC/Operating Supplies		95.95
DFT0001173	10/25/2016	INV0010972	catering supplies/AMAZON	270-4190-621130	SNC/Operating Supplies		12.80
DFT0001173	10/25/2016	INV0010972	animal care/AMAZON	270-4190-621130	SNC/Operating Supplies		65.52
DFT0001173	10/25/2016	INV0010972	laptop cable lock/AMAZON	270-4190-621130	SNC/Operating Supplies		12.90
DFT0001173	10/25/2016	INV0010972	TV wall mount/JET.COM	270-4190-621130	SNC/Operating Supplies		14.98
DFT0001173	10/25/2016	INV0010972	animal care/ZOO MED LABS	270-4190-621130	SNC/Operating Supplies		16.95
DFT0001173	10/25/2016	INV0010972	animal care/AMAZON	270-4190-621130	SNC/Operating Supplies		49.01
DFT0001173	10/25/2016	INV0010972	catering supplies/AMAZON	270-4190-621130	SNC/Operating Supplies		46.85

Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
DFT0001173	10/25/2016	INV0010972	lamination/AMAZON	270-4190-621130	SNC/Operating Supplies		22.96
DFT0001173	10/25/2016	INV0010972	animal room cages/HOME DEPOT	270-4190-621130	SNC/Operating Supplies		18.25
DFT0001173	10/25/2016	INV0010972	maint supplies/HOME DEPOT	270-4190-621140	SNC/Supplies for Repair & Mai...		23.42
DFT0001173	10/25/2016	INV0010972	drill bits/HOME DEPOT	270-4190-621150	SNC/Tools & Minor Equipment		34.53
DFT0001173	10/25/2016	INV0010972	Subscription/AMAZONPRIME	270-4190-632100	SNC/Dues & Subscrip, Permit r...		99.00
DFT0001173	10/25/2016	INV0010972	MEMBERSHIP/SAMS MEMBERSHIP	270-4190-632100	SNC/Dues & Subscrip, Permit r...		25.00
DFT0001173	10/25/2016	INV0010972	Subscription/VOLGISTICS	270-4190-632100	SNC/Dues & Subscrip, Permit r...		576.00
DFT0001173	10/25/2016	INV0010972	Subscription/AMAZONPRIME	270-4190-632100	SNC/Dues & Subscrip, Permit r...		-91.08
DFT0001173	10/25/2016	INV0010972	Advertising/FACEBK	270-4190-633100	SNC/Advertising		18.00
DFT0001173	10/25/2016	INV0010972	Pumpkin Night Props/DOLLAR TREE	270-4192-621130	SNC Spec Events/Operating Su...		5.36
DFT0001173	10/25/2016	INV0010972	PUMPKIN TOOLS/AMAZON	270-4192-621130	SNC Spec Events/Operating Su...		36.36
DFT0001173	10/25/2016	INV0010972	pumpkin night/AMAZON	270-4192-621130	SNC Spec Events/Operating Su...		63.08
DFT0001173	10/25/2016	INV0010972	Commercial PNP Props/CUB	270-4192-621130	SNC Spec Events/Operating Su...		11.97
DFT0001173	10/25/2016	INV0010972	pumpkin night/AMAZON	270-4192-621130	SNC Spec Events/Operating Su...		157.18
DFT0001173	10/25/2016	INV0010972	Pumpkin Night Props/PARTY CITY	270-4192-621130	SNC Spec Events/Operating Su...		8.56
DFT0001173	10/25/2016	INV0010972	Pumpkin Night Props/DOLLAR TREE	270-4192-621130	SNC Spec Events/Operating Su...		42.85
DFT0001173	10/25/2016	INV0010972	pumpkin night/AMAZON	270-4192-621130	SNC Spec Events/Operating Su...		57.55
DFT0001173	10/25/2016	INV0010972	banners/BESTOFSIGNSCOM	270-4192-621130	SNC Spec Events/Operating Su...		163.29
DFT0001173	10/25/2016	INV0010972	4th grade curric/AMAZON	270-4194-621130	SNC Fridley Schools/Operating...		20.97
DFT0001173	10/25/2016	INV0010972	Refund cancelled ord/AMAZON	270-4194-621130	SNC Fridley Schools/Operating...		-8.99
DFT0001173	10/25/2016	INV0010972	4th grade curric/AMAZON	270-4194-621130	SNC Fridley Schools/Operating...		39.22
DFT0001173	10/25/2016	INV0010972	4th grade curric/AMAZON	270-4194-621130	SNC Fridley Schools/Operating...		9.49
DFT0001173	10/25/2016	INV0010972	4th grade curric/AMAZON	270-4194-621130	SNC Fridley Schools/Operating...		8.99
DFT0001173	10/25/2016	INV0010972	4th grade curric/AMAZON	270-4194-621130	SNC Fridley Schools/Operating...		29.94
DFT0001173	10/25/2016	INV0010972	4th grade curric/AMAZON	270-4194-621130	SNC Fridley Schools/Operating...		14.92
DFT0001173	10/25/2016	INV0010972	4th grade curric/AMAZON	270-4194-621130	SNC Fridley Schools/Operating...		9.98
DFT0001173	10/25/2016	INV0010972	paper bags - crafts/TARGET	270-4197-621130	SNC Interpretive Prog/Operati...		2.22
DFT0001173	10/25/2016	INV0010972	nature artifacts - grant/NATURE-WATCH	270-4197-621130	SNC Interpretive Prog/Operati...		155.00
DFT0001173	10/25/2016	INV0010972	Postage-mail Hearing/SAMS	406-3174-633120	CIP Streets/Communication (p...		46.75
DFT0001173	10/25/2016	INV0010972	Postage for Mailing/USPS	406-3174-633120	CIP Streets/Communication (p...		141.00
DFT0001173	10/25/2016	INV0010972	Postage for Mailing/USPS	406-3174-633120	CIP Streets/Communication (p...		1.57
DFT0001173	10/25/2016	INV0010972	Postage for Mailing/SAMS	406-3174-633120	CIP Streets/Communication (p...		93.50
DFT0001173	10/25/2016	INV0010972	Postage For Mailing/USPS	406-3174-633120	CIP Streets/Communication (p...		94.00
DFT0001173	10/25/2016	INV0010972	SNC PROJ/CENTERPOINT ENERGY	407-3172-635100	CIP Parks/Services Contracted,...		66.83
DFT0001173	10/25/2016	INV0010972	OFFICE SUPPLIES/OFFICE DEPOT	601-6110-621120	Water Admin/Office Supplies		33.59
DFT0001173	10/25/2016	INV0010972	Non Oxy Fuel/KWIK TRIP	601-6210-621100	Water Ops/Fuels & Lubes		13.25

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
DFT0001173	10/25/2016	INV0010972	Non Oxy Fuel/BONA BROTHERS	601-6210-621100	Water Ops/Fuels & Lubes		25.48
DFT0001173	10/25/2016	INV0010972	Non oxy fuel/BONA BROTHERS	601-6210-621100	Water Ops/Fuels & Lubes		25.85
DFT0001173	10/25/2016	INV0010972	Non oxy fuel/EXXONMOBIL	601-6210-621110	Water Ops/Clothing/Laundry A..		47.57
DFT0001173	10/25/2016	INV0010972	AWWA CONF/THE SUITES HOTEL	601-6210-632120	Water Ops/Conferences & Sch...		363.57
DFT0001173	10/25/2016	INV0010972	Overnite water samples/FEDEX	601-6210-633120	Water Ops/Communication (p...		10.75
DFT0001173	10/25/2016	INV0010972	Vapor cartridge-mask/HOME DEPOT	601-6310-621140	Water CIP/Supplies for Repair...		23.94
DFT0001173	10/25/2016	INV0010972	Cleaning & First Aid Sup/SAMS	609-6910-621130	Liq Store1-Cub/Operating Supp..		28.77
DFT0001173	10/25/2016	INV0010972	QTLY NCR Counter CS/NCR SPEC	609-6910-635100	Liq Store1-Cub/Srvcs Contract...		844.80
DFT0001173	10/25/2016	INV0010972	Cleaning & First Aid Sup/SAMS	609-6920-621130	Liq Store 2-65/Operating Suppl..		28.78
DFT0001173	10/25/2016	INV0010972	supplies/SAMS	851-232400	Sr-Advisory//Due to other Age...		8.72
DFT0001173	10/25/2016	INV0010972	batting for AL/AIRTEX	851-232400	Sr-Advisory//Due to other Age...		92.99
DFT0001173	10/25/2016	INV0010972	Pie Social/PARTY CITY	851-232400	Sr-Advisory//Due to other Age...		17.36
DFT0001173	10/25/2016	INV0010972	supplies/SAMS	851-232400	Sr-Advisory//Due to other Age...		88.50
DFT0001173	10/25/2016	INV0010972	monthly movie charge/NETFLIX	851-232400	Sr-Advisory//Due to other Age...		8.56
DFT0001173	10/25/2016	INV0010972	Pie Social/50S GRILL	851-232400	Sr-Advisory//Due to other Age...		284.90
DFT0001173	10/25/2016	INV0010972	batting for CofCheer/AIRTEX	854-232400	Sr-Cheer//Due to other Agenci...		139.48
Vendor 12262 - U.S. BANK (P-CARDS) Total:							13,557.94
Vendor: 12443 - U.S. BANK TRUST (HSA-OPTUM)							
DFT0001182	11/04/2016	INV0011030	HSA savings acct - employee contribution	703-213340	Health Care Spending		2,071.74
DFT0001183	11/04/2016	INV0011031	HSA savings acct - employer additional	101-213150	HRA/Veba & HSA Benefit-Heal...		1,750.00
Vendor 12443 - U.S. BANK TRUST (HSA-OPTUM) Total:							3,821.74
Vendor: 12265 - U.S. DEPARTMENT OF EDUCATION							
174569	11/02/2016	INV0011044	US Dept of Ed garnishment	101-213310	Garnishments Withheld		226.49
Vendor 12265 - U.S. DEPARTMENT OF EDUCATION Total:							226.49
Vendor: 12272 - ULINE							
174661	11/03/2016	80568809	WASTE CONTAINER	270-4190-621140	SNC/Supplies for Repair & Mai...		117.72
Vendor 12272 - ULINE Total:							117.72
Vendor: 12276 - UNIFIRST CORPORATION							
174662	11/03/2016	INV0011173	UNIFORMS,RUGS	101-3172-621110	Parks/Clothing/Laundry Allow...		129.20
174662	11/03/2016	INV0011173	UNIFORMS,RUGS	101-3174-621110	Streets/Clothing/Laundry Allo...		196.19
174662	11/03/2016	INV0011173	UNIFORMS,RUGS	101-3176-621110	Garage/Clothing/Laundry Allo...		462.86
174662	11/03/2016	INV0011173	UNIFORMS,RUGS	601-6210-621110	Water Ops/Clothing/Laundry A..		105.00

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
174662	11/03/2016	INV0011173	UNIFORMS,RUGS	602-6210-621110	Sewer Ops/Clothing/Laundry A...		112.60
Vendor 12276 - UNIFIRST CORPORATION Total:							1,005.85
Vendor: 12279 - UNITED BUSINESS MAIL							
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-1210-633120	Gen Mgmt/Communication (p...		121.82
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-1216-633120	Elections/Communication (ph...		37.28
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-1310-633120	Accounting/Communication (...)		247.23
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-1312-633120	Assessing/Communication (ph...		5.07
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-132200	Due from HRA		8.95
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-2110-633120	Police/Communication (phone...		249.76
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-2510-633120	Fire/Communication (phones, ...)		61.88
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-3140-633120	Eng/Communication (phones, ...)		111.09
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-3174-633120	Streets/Communication (phon...		48.91
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-4100-633120	Rec/Communication (phones, ...)		112.88
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-4150-633120	Sr Center / Communication		3.88
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-5110-633120	Bldg Inspect/Comm. (phones, ...)		60.99
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-5112-633120	Planning/Communication (pho...		155.08
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	101-5114-633120	Rental Inspect/Comm (phones,..)		80.07
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	225-1219-633120	Cable TV/Comm. (phones, pos...		0.58
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	237-5118-633120	Recycling/Communication (ph...		9.84
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	270-4190-633120	SNC/Comm, (phones, postage,...		74.26
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	601-6210-633120	Water Ops/Communication (p...		100.95
174743	11/10/2016	INV0011270	POSTAGE ACCT#341001	609-6910-633120	Liq Store1-Cub/Comm. (phone...		0.60
Vendor 12279 - UNITED BUSINESS MAIL Total:							1,491.12
Vendor: 12286 - UNITED WAY							
174570	11/02/2016	INV0011043	Bi-weekly payroll contributions	101-213120	Charitable Contributions		20.00
Vendor 12286 - UNITED WAY Total:							20.00
Vendor: 12300 - VADOS BAIT/FISHER							
174744	11/10/2016	48830	BAIT	270-4190-621130	SNC/Operating Supplies		167.02
Vendor 12300 - VADOS BAIT/FISHER Total:							167.02
Vendor: 12733 - Veit Container Corp							
174755	11/10/2016	487774	SPR PROJ DISPOSAL CONTAINER	407-3172-635110	CIP Parks/Rentals		510.00
Vendor 12733 - Veit Container Corp Total:							510.00
Vendor: 12313 - VERIZON WIRELESS							
174663	11/03/2016	9774272757	WIRELESS SERVICE	101-2510-633120	Fire/Communication (phones, ...)		280.18
174663	11/03/2016	9774272757	WIRELESS SERVICE	101-3140-633120	Eng/Communication (phones, ...)		28.01
Vendor 12313 - VERIZON WIRELESS Total:							308.19
Vendor: 12326 - VINOCOPIA, INC							
174664	11/03/2016	INV0011175	OCT-WINE	609-144020	Wine #1 (Cub Location)		4,225.05

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
174664	11/03/2016	INV0011175	FREIGHT	609-6910-500101	Liq 1/COGS-Freight		84.00
Vendor 12326 - VINOCOPIA, INC Total:							4,309.05
Vendor: 12333 - VOIGT'S BUS SERVICES INC							
174551	10/26/2016	74526	OLD LOG TANSPORTATION	101-4151-632110	Sr Trips/Transportation		615.56
174745	11/10/2016	74807	YOUTH TRIP TRANSPORTATION	101-4113-632110	Rec-Youth Trips/Transportation		250.33
Vendor 12333 - VOIGT'S BUS SERVICES INC Total:							865.89
Vendor: 12338 - VOSS LIGHTING							
174746	11/10/2016	1529211800,01	LIGHT BULBS	101-3176-621140	Garage/Supplies for Repair & ...		410.40
Vendor 12338 - VOSS LIGHTING Total:							410.40
Vendor: 12360 - WATER CONSERVATION SERVICE, INC							
174665	11/03/2016	7094	LEAK LOCATE	601-6210-635100	Water Ops/Services Contracte...		637.80
Vendor 12360 - WATER CONSERVATION SERVICE, INC Total:							637.80
Vendor: 12384 - WINE COMPANY							
174666	11/03/2016	INV0011177	OCT-WINE	609-144020	Wine #1 (Cub Location)		840.00
174666	11/03/2016	INV0011177	FREIGHT	609-6910-500101	Liq 1/COGS-Freight		13.20
Vendor 12384 - WINE COMPANY Total:							853.20
Vendor: 12385 - WINE MERCHANTS							
174667	11/03/2016	INV0011178	OCT-WINE	609-144020	Wine #1 (Cub Location)		362.00
174667	11/03/2016	INV0011178	OCT-WINE	609-145020	Wine #2 (Highway 65)		72.00
174667	11/03/2016	INV0011178	FREIGHT	609-6910-500101	Liq 1/COGS-Freight		7.02
174667	11/03/2016	INV0011178	FREIGHT	609-6920-500101	Liq 2/COGS-Freight		1.17
Vendor 12385 - WINE MERCHANTS Total:							442.19
Vendor: 12395 - WONDERLIC, INC							
174747	11/10/2016	6425046	WEB ADMIN FEE, TESTING NEW EMPLOYEES	101-1212-631100	HR/Professional Services		299.25
Vendor 12395 - WONDERLIC, INC Total:							299.25
Vendor: 12402 - XCEL ENERGY							
174552	10/26/2016	INV0010992	UTILITIES-520650705	101-2154-634100	EM Warning Siren/Utilities		57.57
174552	10/26/2016	INV0010992	UTILITIES-520819798	101-2510-634100	Fire/Utility Services		271.32
174552	10/26/2016	INV0010992	UTILITIES-520845597	101-3170-634100	Lighting/Utility Services		15,909.35
174552	10/26/2016	INV0010992	UTILITIES-520516953	101-3176-634100	Garage/Utility Services		1,500.63
174552	10/26/2016	INV0010992	UTILITIES-520645521	101-3176-634100	Garage/Utility Services		17.36
174552	10/26/2016	INV0010992	UTILITIES-520819003	270-4190-634100	SNC/Utility Services		1,461.77
174552	10/26/2016	INV0010992	UTILITIES-520834774	602-6210-634100	Sewer Ops/Utility Services		1,841.38
174552	10/26/2016	INV0010992	UTILITIES-520820755	603-6210-634100	Storm Ops/Utility Services		208.84
174559	11/01/2016	INV0010808	UTILITIES 519183467	101-2110-634100	Police/Utility Services		316.77
174559	11/01/2016	INV0010808	UTILITIES 518995764	101-2510-634100	Fire/Utility Services		39.86
174559	11/01/2016	INV0010808	UTILITIES 519163140	101-3110-634100	Mun Ctr/Utility Services		4,371.86
174559	11/01/2016	INV0010808	UTILITIES 519010281	101-3172-634100	Parks/Utility Services		11.52
174559	11/01/2016	INV0010808	UTILITIES 519119867	609-6910-634100	Liq Store1-Cub/Utility Services		1,389.96

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Payment Number	Payment Date	Payable Number	Description (Item)	Account Number	Account Name	(None)	Amount
174559	11/01/2016	INV0010808	UTILITIES 519190363	609-6920-634100	Liq Store 2-65/Utility Services		1,367.03
174670	11/03/2016	521683390	UTILITIES	101-3172-634100	Parks/Utility Services		26.88
174748	11/10/2016	INV0011275	UTILITIES-522723034	101-2510-634100	Fire/Utility Services		56.79
174748	11/10/2016	INV0011275	UTILITIES-522925078	101-3110-634100	Mun Ctr/Utility Services		3,954.46
174748	11/10/2016	INV0011275	UTILITIES-522754378	101-3172-634100	Parks/Utility Services		12.52
174748	11/10/2016	INV0011275	UTILITIES-522867349	609-6910-634100	Liq Store1-Cub/Utility Services		1,060.84
174748	11/10/2016	INV0011275	UTILITIES-522745756	609-6920-634100	Liq Store 2-65/Utility Services		924.35
Vendor 12402 - XCEL ENERGY Total:							34,801.06
Vendor: 12411 - YALE MECHANICAL INC							
174749	11/10/2016	172851	SEPT MAINT	101-3110-635100	Mun Ctr/Srvcs Contracted, No...		4,608.79
Vendor 12411 - YALE MECHANICAL INC Total:							4,608.79
Vendor: 12417 - ZAHL-PETROLEUM MAINTENANCE							
174671	11/03/2016	220861	FUEL ISLAND FILL CAPS	101-3176-621140	Garage/Supplies for Repair & ...		83.77
Vendor 12417 - ZAHL-PETROLEUM MAINTENANCE Total:							83.77
Vendor: 12428 - ZIEGLER INC							
174750	11/10/2016	F0450101	AIR COMPRESSOR RENTAL	101-3172-635110	Parks/Rentals		2,078.23
Vendor 12428 - ZIEGLER INC Total:							2,078.23
Grand Total:							1,082,790.17

Report Summary

Fund Summary

Fund	Payment Amount
101 - GENERAL FUND	444,804.37
225 - CABLE TV FUND	8,231.95
237 - SOLID WASTE ABATEMENT	11,151.09
240 - DRUG/GAMBLING FORFEITURES	59.73
260 - POLICE ACTIVITY FUND	1,461.01
270 - SPRINGBROOK NC FUND	11,949.26
405 - CAPITAL IMPROVEMENTS-BLDG	3,875.50
406 - CAPITAL IMPROVEMENTS-STR	10,611.19
407 - CAPITAL IMPROVEMENTS-PKS	5,163.32
409 - CAPITAL IMPR-INFO SYSTEMS	17,282.91
601 - WATER FUND	173,096.44
602 - SEWER FUND	25,548.41
603 - STORM WATER FUND	10,741.13
609 - MUNICIPAL LIQUOR	339,855.97
703 - EMPLOYEE BENEFITS	2,071.74
704 - SELF INSURANCE FUND	6,631.63
806 - HOTEL / MOTEL TAX	7,648.16
851 - Senior - Advisory Council	2,210.29
852 - Senior - JAMS	256.59
854 - Senior - Campaign of Cheer	139.48
Grand Total:	1,082,790.17

Account Summary

Account Number	Account Name	Payment Amount
101-1210-621130	Gen Mgmt/Operating Sup...	24.95
101-1210-632100	Gen Mgmt/Dues & Subscr...	345.00
101-1210-633110	Gen Mgmt/Printing & Bin...	3,000.00
101-1210-633120	Gen Mgmt/Communicati...	4,970.99
101-1212-621120	HR/Office Supplies	136.03
101-1212-621130	HR/Operating Supplies	156.74
101-1212-631100	HR/Professional Services	318.38
101-1213-621130	IT/Operating Supplies	187.32
101-1213-633120	IT/Comm (phones, postag...	1,499.62
101-1213-635100	IT/Srvc Contracted, Non-p...	195.00
101-1214-631100	Legal/Professional Services	27,526.50
101-1216-633100	Elections/Advertising	34.50
101-1216-633120	Elections/Communication ...	37.28
101-1216-635110	Elections/Rentals	533.71
101-1218-431100	City Clerk/Liquor & Alcohol	268.00
101-1310-621120	Accounting/Office Supplies	166.55

Account Summary

Account Number	Account Name	Payment Amount
101-1310-632120	Accounting/Conferences ...	-450.00
101-1310-633110	Accounting/Printing & Bin...	519.59
101-1310-633120	Accounting/Communicati...	247.23
101-1312-631100	Assessing/Professional Se...	700.00
101-1312-632110	Assessing/Transportation	2.00
101-1312-633120	Assessing/Communication...	5.07
101-1312-635100	Assessing/Services Contra...	3.01
101-132200	Due from HRA	94.44
101-141010	Inventory - Gasoline	5,681.52
101-141020	Inventory - Motor Oil/Gre...	3,424.80
101-141030	Inventory - Batteries/Tires	4,663.27
101-141040	Inventory - Misc. Parts	6,973.65
101-1410-621120	Non-dept/Office Supplies	1,129.68
101-1410-633120	Non-dept/Communication	10.15
101-203130	Surtax	2,775.61
101-2110-621100	Police/Fuels & Lubes	23.24
101-2110-621110	Police/Clothing/Laundry A...	7,789.95
101-2110-621120	Police/Office Supplies	249.94
101-2110-621130	Police/Operating Supplies	3,909.20
101-2110-621140	Police/Supplies for Repair...	138.62
101-2110-621150	Police/Tools & Minor Equ...	45.81
101-2110-631100	Police/Professional Servic...	45.00
101-2110-632100	Police/Dues & Subscriptio...	25.00
101-2110-632110	Police/Transportation	359.46
101-2110-632120	Police/Conferences & Sch...	736.53
101-2110-633110	Police/Printing & Binding	164.98
101-2110-633120	Police/Communication (p...	2,316.73
101-2110-634100	Police/Utility Services	316.77
101-2110-635100	Police/Services Contracte...	3,125.74
101-2111-635100	Police-Pawn/Services Con...	2,566.80
101-2113-635100	K-9 Program/Services Con...	376.83
101-212100	Federal Tax Withheld	46,683.87
101-212110	State Tax Withheld	18,090.81
101-212120	FICA Payable	31,532.30
101-212130	Medicare Payable	11,754.98
101-213100	PERA	72,722.26
101-213120	Charitable Contributions	41.55
101-213140	Health Insurance	44,039.13
101-213150	HRA/Veba & HSA Benefit...	2,950.00
101-213160	Dental Insurance Payable	3,313.95
101-213170	Life Insurance Payable	6,090.60
101-213180	PERA Life Insurance	768.00

Account Summary

Account Number	Account Name	Payment Amount
101-213200	Long Term Disability With...	4,027.40
101-213210	Union Dues - Police	1,617.00
101-213230	Union Dues - Fire	90.00
101-213260	Deferred Comp.-ICMA 457..	12,889.52
101-213270	ICMA Roth IRA	1,808.08
101-213280	RHS Plan (ICMA)	250.00
101-213290	Fire Relief Dues Withheld	100.00
101-213300	Child Support Withheld	1,327.82
101-213310	Garnishments Withheld	226.49
101-213330	Fridley Police Association	88.00
101-2150-633120	EM/Communication(phon...	116.15
101-2150-635100	EM/Srvc Contracted, Non...	4.55
101-2152-621110	EM/Clothing/Laundry All...	2,939.54
101-2154-634100	EM Warning Siren/Utilities	57.57
101-2510-621110	Fire/Clothing/Laundry All...	57.50
101-2510-621120	Fire/Office Supplies	203.36
101-2510-621130	Fire/Operating Supplies	171.94
101-2510-621140	Fire/Supplies for Repair &...	140.81
101-2510-631100	Fire/Professional Services	444.00
101-2510-632100	Fire/Dues & Subscription ,...	25.00
101-2510-633120	Fire/Communication (pho...	683.66
101-2510-634100	Fire/Utility Services	367.97
101-2510-635100	Fire/Services Contracted,...	1,134.86
101-3110-621130	Mun Ctr/Operating Suppli...	138.57
101-3110-621140	Mun Ctr/Supplies for Repa...	925.74
101-3110-632100	Mun Ctr/Dues & Subscript...	50.00
101-3110-633120	Mun Ctr/Comm. (phones,...	6.47
101-3110-634100	Mun Ctr/Utility Services	8,326.32
101-3110-635100	Mun Ctr/Srvcs Contracted,...	8,280.28
101-3140-621120	Eng/Office Supplies	63.73
101-3140-632100	Eng/Dues & Subscription ,...	29.00
101-3140-633120	Eng/Communication (pho...	619.02
101-3140-635100	Eng/Services Contracted, ...	3.01
101-3170-634100	Lighting/Utility Services	15,909.35
101-3172-621110	Parks/Clothing/Laundry Al...	278.42
101-3172-621140	Parks/Supplies for Repair...	5,692.94
101-3172-632100	Parks/Dues & Subscription..	225.00
101-3172-633120	Parks/Communication (p...	291.80
101-3172-634100	Parks/Utility Services	50.92
101-3172-635100	Parks/Services Contracted...	9,064.18
101-3172-635110	Parks/Rentals	2,502.27
101-3174-621110	Streets/Clothing/Laundry ...	345.41

Account Summary

Account Number	Account Name	Payment Amount
101-3174-621120	Streets/Office Supplies	136.03
101-3174-621140	Streets/Supplies for Repai...	2,941.35
101-3174-633120	Streets/Communication (...)	542.72
101-3174-635100	Streets/Srvcs Contracted,...	6,551.02
101-3174-635110	Streets/Rentals	200.00
101-3176-621110	Garage/Clothing/Laundry...	462.86
101-3176-621120	Garage/Office Supplies	113.53
101-3176-621140	Garage/Supplies for Repai...	1,108.11
101-3176-632110	Garage/Transportation	22.89
101-3176-633110	Garage/Printing & Binding	261.14
101-3176-633120	Garage/Communication (...)	173.91
101-3176-634100	Garage/Utility Services	1,517.99
101-3176-635100	Garage/Services Contract...	3,800.83
101-4100-621120	Rec/Office Supplies	202.73
101-4100-632100	Rec/Dues & Subscription ,...	50.00
101-4100-633120	Rec/Communication (pho...	196.57
101-4100-635100	Rec/Services Contracted, ...	142.00
101-4100-638180	Rec/Pmts to Other Agenci...	8,050.00
101-4102-459100	Rec After School Program...	138.50
101-4102-621130	Rec After School/Operati...	27.83
101-4107-635100	Rec Sports/Services Contr...	2,511.00
101-4108-459100	Rec Adult Instruct/Progr...	49.76
101-4109-459100	Rec Zone/Program Reven...	13.00
101-4109-621130	Rec Zone/Operating Suppl...	739.20
101-4109-633120	Rec Zone/Communication ..	24.00
101-4113-621130	Rec-Youth Trips/Operating..	100.00
101-4113-632110	Rec-Youth Trips/Transpor...	250.33
101-4150-621130	Sr Center / Operating Sup...	1,566.13
101-4150-632100	Sr Center / Dues & Subscr...	25.00
101-4150-633120	Sr Center / Communication	88.38
101-4151-632110	Sr Trips/Transportation	615.56
101-5110-633120	Bldg Inspect/Comm. (pho...	161.45
101-5110-635100	Bldg Inspect/Srvc Contrac...	3,758.40
101-5112-621130	Planning/Operating Suppl...	147.70
101-5112-632110	Planning/Transportation	9.00
101-5112-632120	Planning/Conferences & S...	269.00
101-5112-633100	Planning/Advertising	304.75
101-5112-633120	Planning/Communication ...	190.07
101-5112-635100	Planning/Services Contrac...	143.01
101-5114-621120	Rental Inspect/Office Supp..	136.03
101-5114-633120	Rental Inspect/Comm (ph...	130.30
225-1219-631100	Cable TV/Professional Ser...	7,759.90

Account Summary

Account Number	Account Name	Payment Amount
225-1219-633120	Cable TV/Comm. (phones,...	149.75
225-1219-635100	Cable TV/Srv Contracted, ...	322.30
237-5118-633120	Recycling/Communication...	9.84
237-5118-635100	Recycling/Services Contra...	11,141.25
240-2172-621130	StateForf-DWI-Operating ...	59.73
260-2114-621130	Police PSDS/Operating Su...	817.88
260-2114-632110	Police PSDS/Transportati...	559.02
260-2114-633120	Police PSDS/Communicati...	84.11
270-4190-621130	SNC/Operating Supplies	2,302.86
270-4190-621140	SNC/Supplies for Repair &...	285.51
270-4190-621150	SNC/Tools & Minor Equi...	34.53
270-4190-631100	SNC/Professional Services	1,200.00
270-4190-632100	SNC/Dues & Subscrip, Pe...	608.92
270-4190-633100	SNC/Advertising	18.00
270-4190-633120	SNC/Comm, (phones, pos...	989.98
270-4190-634100	SNC/Utility Services	1,748.10
270-4190-635100	SNC/Srvc Contracted Non...	123.82
270-4192-621130	SNC Spec Events/Operati...	3,504.92
270-4192-635110	SNC Spec Events/Rentals	850.88
270-4194-621130	SNC Fridley Schools/Oper...	124.52
270-4197-621130	SNC Interpretive Prog/Op...	157.22
405-3115-631100	Bldg CIP-MunCtr/Professi...	3,795.00
405-3115-633100	Bldg CIP-MunCtr/Advertis...	80.50
406-3174-621140	CIP Streets/Supplies for R...	399.31
406-3174-633120	CIP Streets/Communicati...	376.82
406-3174-635100	CIP Streets/Services Contr...	9,835.06
407-3172-631100	CIP Parks/Professional Ser...	2,227.44
407-3172-635100	CIP Parks/Services Contra...	2,425.88
407-3172-635110	CIP Parks/Rentals	510.00
409-1213-621130	IT Capital/Operating Suppl...	6,516.60
409-1213-635100	IT Capital/Srvc Contracted,..	195.00
409-1213-704100	IT Capital/Furniture & Fixt...	10,571.31
601-6110-621120	Water Admin/Office Suppl...	33.59
601-6110-633120	Water Admin/Comm (ph...	1,470.21
601-6210-621100	Water Ops/Fuels & Lubes	64.58
601-6210-621110	Water Ops/Clothing/Laun...	152.57
601-6210-621130	Water Ops/Operating Sup...	21.10
601-6210-621140	Water Ops/Supplies for R...	7,910.21
601-6210-632100	Water Ops/Dues & Subscr...	1,240.00
601-6210-632120	Water Ops/Conferences &...	363.57
601-6210-633120	Water Ops/Communicati...	500.48
601-6210-635100	Water Ops/Services Contr...	930.74

Account Summary

Account Number	Account Name	Payment Amount
601-6210-635110	Water Ops/Rentals	389.45
601-6310-621140	Water CIP/Supplies for Re...	160,019.94
602-232310	Due to-Govts/Sewer (SAC)	22,141.35
602-6110-633120	Sewer Admin/Comm (pho...	285.58
602-6210-621110	Sewer Ops/Clothing/Laun...	112.60
602-6210-621140	Sewer Ops/Supplies for R...	472.90
602-6210-632120	Sewer Ops/Conferences &...	45.00
602-6210-633120	Sewer Ops/Communicati...	339.70
602-6210-634100	Sewer Ops/Utility Services	1,841.38
602-6210-635100	Sewer Ops/Services Contr...	309.90
603-6210-621140	Storm Ops/Supplies for R...	732.29
603-6210-634100	Storm Ops/Utility Services	208.84
603-6210-635100	Storm Ops/Services Contr...	9,800.00
609-144010	Liquor #1 (Cub Location)	106,479.12
609-144020	Wine #1 (Cub Location)	47,618.26
609-144030	Beer #1 (Cub Location)	95,330.71
609-144040	Misc. #1 (Cub Location)	3,301.33
609-144050	Tobacco #1 (Cub Location)	5,868.36
609-145010	Liquor #2 (Highway 65)	28,410.83
609-145020	Wine #2 (Highway 65)	5,133.06
609-145030	Beer #2 (Highway 65)	14,394.24
609-145040	Misc. #2 (Highway 65)	501.81
609-6910-500101	Liq 1/COGS-Freight	2,224.62
609-6910-621130	Liq Store1-Cub/Operating...	523.05
609-6910-631100	Liq Store1-Cub/Profession...	1,200.00
609-6910-632100	Liq Store1-Cub/Dues & Su...	20.00
609-6910-633110	Liq Store1-Cub/Printing &...	157.84
609-6910-633120	Liq Store1-Cub/Comm. (p...	318.33
609-6910-634100	Liq Store1-Cub/Utility Serv...	2,450.80
609-6910-635100	Liq Store1-Cub/Srvcs Cont...	6,235.48
609-6910-635110	Liq Store1-Cub/Rentals	16,043.36
609-6920-500101	Liq 2/COGS-Freight	475.21
609-6920-621130	Liq Store 2-65/Operating ...	288.35
609-6920-632100	Liq Store 2-65/Dues & Sub...	20.00
609-6920-633120	Liq Store 2-65/Communic...	258.45
609-6920-634100	Liq Store 2-65/Utility Serv...	2,291.38
609-6920-635100	Liq Store 2-65/Srvc Contra...	311.38
703-213340	Health Care Spending	2,071.74
704-7130-631100	Self Ins/Professional Servi...	5,419.41
704-7130-635100	Self Ins/Srvcs Contracted,...	1,212.22
806-203120	Hotel/Motel Tax	7,648.16
851-232400	Sr-Advisory//Due to other...	2,210.29

Account Summary

Account Number	Account Name	Payment Amount
852-232400	Sr-Jams//Due to other Ag...	256.59
854-232400	Sr-Cheer//Due to other A...	139.48
	Grand Total:	1,082,790.17

Project Account Summary

Project Account Key	Payment Amount	
None	874,609.18	
211001	54.31	
211003	4,320.94	
211401	817.88	
317201	129.20	
317205	337.60	
317401	196.19	
40516505	3,875.50	
4061121	399.31	
4061501	3,706.25	
4061601	2,932.29	
4061610	3,573.34	
40715389	5,163.32	
4091501	17,087.91	
4091561	195.00	
419202	4,159.79	
60116412	79,998.00	
60116494	23.94	
60116497	79,998.00	
7041602	1,212.22	
	Grand Total:	1,082,790.17



AGENDA ITEM
CITY COUNCIL MEETING OF NOVEMBER 14, 2016
ESTIMATES

Northwest Asphalt, Inc.
1451 Stagecoach Road
Shakopee, MN 55379

2016 Street Rehabilitation Project No. ST 2016-01
Estimate No. 5 \$ 37,488.31

Kuechle Underground, Inc.
P.O. Box 509
Kimball, MN 56302

2015 Street Rehabilitation Project No. ST 2015-01
Estimate No. 11 \$ 163,054.39



AGENDA ITEM CITY COUNCIL MEETING OF NOVEMBER 14, 2016

Date: November 9, 2016

To: Walter T. Wysopal, City Manager

From: Scott Hickok, Community Development Director
Julie Jones, Planning Manager
Amy Kempf, Neighborhood Preservation Specialist

Subject: Continued Public Hearing Regarding SP# 07-11 for a Repair Garage at Holly Center

Background

On May 9, 2016, the Fridley City Council held a public hearing for the purpose of considering revocation of the special use permit (SP#07-11) that allows an automobile repair garage to operate in the rear of Holly Shopping Center. When this permit was granted by the City Council in 2007, it was granted to a business called Bernie's Automotive. A gentleman named George Immis now runs the business as George's Automotive. Staff had recommended that the City Council consider revoking the special use permit as the business owner was storing large numbers of inoperable and unlicensed vehicles in the rear of the shopping center.

One of the stipulations of the special use permit was that there be no overnight storage of vehicles except for the business' tow truck. From staff's observations, it appeared that not only were large numbers of vehicles being stored outside the business at night, but many of them were unlicensed or inoperable. The business owner claimed they had room to store 14 vehicles inside the building at night, and that they were moving vehicles out during the day but moving them inside at night. The problem is code does not allow unlicensed or inoperable vehicles to be stored outside a building at any time of day.

The outcome of the public hearing was a requirement for the property owner and tenant to work together and submit a plan to staff within two weeks of the hearing regarding how they proposed to abide by the outside storage of vehicles stipulation. Phil Herman, owner of the shopping center, submitted the attached plan on May 16, 2016 via email. Staff responded that we felt the submitted plan was inadequate and offered suggestions on how to strengthen it. A few days later, we received the attached letter from Mr. Herman's attorney, stating that the items staff mentioned were already being addressed. Upon later inspection, staff did find that vehicles were being kept inside at night, some outside storage had been removed, and George's tow truck was licensed.

The Police Department has been assisting with evening inspections and has not reported any violations over the past several months.

Realizing the continued hearing date was approaching, Planning staff has been inspecting the site repeatedly the past few days during various times of the day and evening. Staff has found unlicensed vehicles parked outside the entrance of George's Automotive during the day, but the vehicles appear to be moved inside the

building at night. However, on the west side and rear of the building during the day and evening there are vehicles stored that are not being moved. One of the vehicles has an expired temporary sticker and four of them have November 2016 tabs. These vehicles are not parked next to George's Automotive, so it could be some other tenant that is storing them or George could simple be scattering his inventory around the site. Regardless, under the circumstances, staff expected Mr. Herman, the owner of the shopping center, to be closely monitoring the storage of vehicles behind the building.

Recommendation

Staff recommends that the City Council continue the public hearing to consider revocation of SP#07-11 again to the next City Council meeting as one last opportunity for the Shopping Center owner to comply with the stipulation of this special use permit.

Date: May 16, 2016

To: City of Fridley Community Development Department

From: George Innis and Douglas Dr. Partnership, LLC

Re: Compliance Plan for the Repair Garage at 6530 University Ave. N.E.

This Compliance Plan is being submitted pursuant to the request of the Fridley City Council that there be a plan filed with the City to ensure that the appropriate parties adhere to Condition 3 of the January 17, 2008 Special Use Permit issued for the above use and location. Condition 3 provides that "No overnight parking of vehicles, with the exception of one tow truck used for the business."

The tow truck is properly licensed and is used as a part of the automotive business conducted at 6530 University Ave. N.E. It will be appropriately parked overnight in the parking area. Vehicles which have been brought to the garage and are awaiting service will be appropriately parked in the parking lot immediately adjacent to the repair facility during daytime business hours. The owner of the business will make sure that all vehicles brought to the garage for service will be parked inside the garage from at least the close of business (no later than 9:00 p.m.) until the opening of business on the next business day (no earlier than 7:00 a.m.).

The owner of the business will use his best efforts to tell customers that vehicles should not be dropped off at night but should only be done so during normal business hours. On rare occasions where a customer, without the knowledge or consent of the owner of the repair garage, leaves a vehicle in the parking area outside of normal business hours, the owner will remove the vehicle from the outdoor parking area as soon as he learns of this situation but certainly no later than the next business day. Customers rarely act in this manner and the owner will do all he can to make sure this is, at most, a rare occurrence.

Vehicles are occasionally brought to the repair garage by a dealer during normal business hours directly from an auto auction and may be unlicensed until repaired. This a normal practice in the industry. These vehicles will be treated in the same manner as other vehicles brought to the garage. They will be parked inside the facility from the time period beginning no later than 9:00 p.m. until at least 7:00 a.m. the next business day. The dealer removes the vehicles after repair.

We are more than willing to answer any questions you may have or supply any additional relevant information you may request. Feel free to contact us at your convenience.


George Innis

Douglas Drive Partnership, LLC

By: 

Its: 

Jones, Julie

From: Jones, Julie
Sent: Monday, May 16, 2016 12:51 PM
To: 'Phil'
Cc: Hickok, Scott
Subject: RE: Plan

Phil,
I received your plan, but I expected more than simply stating what has already been occurring to abide by stipulation #3. An example of some things that would provide us more assurance that things are going to be monitored better in the future include:

- Plan for removal of the old light poles in the rear of the building, because they are an outside storage violation and are going to attract further dumping and the area cannot be completely mowed with them there. Our fear is things like that attract the nighttime drop-off of more junk vehicles.
- Plan to limit the number of vehicles George can store. It is impractical to think he can even function to work on vehicles if he has 14 crammed into the building every day. He must be spending more time moving vehicles around than he spends repairing them. Besides the City stipulation, it seems practical that you as owner limit where he can park these vehicles, limiting the number of spaces to 9 or 10 (assuming he has at least one on each hoist at a given time in the shop. That way you can have any other unlicensed or street-inoperable vehicles in areas other than the designated area towed away when you see them.
- The no overnight drop off signs need to be modified to state violators will be towed.
- As owner, you need to let us know what your schedule is for maintaining compliance. Are you driving through once a week? Who is checking on George's site when you are gone on vacation for more than a week? Please provide the City that contact information.
- Your site has signs up stating it is under surveillance. Are cameras installed? Can we make sure one is positioned to watch over the designated parking area for George's vehicles?
- When there are problems, we have been unable to mail anything to George because the business has no store front and must now have a mailbox. While the law holds the owner of the site responsible, we like to copy the tenant also, but attempted mail to him has been returned to us. We need George to have a mailbox.
- It is clear from what we have seen over the past few months that George buys cars on auction that have set idle for a long time. These vehicles are apparently being repaired to be resold. Since they are nearly all unlicensed, they must be towed in and out of the site, which means a noise impact to the residential neighborhood that we were not anticipating when the SUP was granted. I would suggest we prepare for a new stipulation that addresses this concern when the public hearing continues in November.

I hope these points offer some guidance as to our expectations. Let me know if any of these suggestions are not clear.

Julie Jones

Planning Manager
City of Fridley
6431 University Ave. NE
763-572-3599
julie.jones@fridleymn.gov

From: Phil [<mailto:horizon-management@comcast.net>]
Sent: Monday, May 16, 2016 10:01 AM
To: Jones, Julie
Subject: Plan

Julie,

Attached is a plan requested by the city council for the Holly Center. Please acknowledge receipt of such.
Thank you

Phil Herman
Horizon Management L.L.C.
763-546-1336
Horizon-Management@comcast.net

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May 24, 2016

Julie Jones, Planning Manager
City of Fridley
6431 University Ave. NE
Fridley, MN 55432

Re: *6530 University Ave.*
Special Use Permit

Dear Ms. Jones:

Bernick Lifson, P.A. represents Douglas Drive Partnership, LLC regarding the above matter, and the partnership has asked the firm to respond to your May 16, 2016 e-mail. At the outset, I want to emphasize that both the owner of the property and George Innis will comply with the January 17, 2008 Special Use Permit for this property and are willing to work with the City in this regard. I have reviewed the May 16, 2016 Special Use Permit Plan submitted by Douglas Drive Partnership, LLC and Mr. Innis in response to the City's request for a plan to ensure that there is "No overnight parking of vehicles, with the exception of one or two trucks used for the business." I believe the Plan is clear and responsive to the City's inquiry and I feel it reinforces the efforts of Douglas Drive Partnership, LLC and Mr. Innis make sure there is compliance with Condition 3 of the Special Use Permit.

In your May 16, 2016 e-mail, you raised additional examples of items which you believe may provide additional assurance to the City. For your information, the light poles in the rear of the building are in the process of being removed. The overnight drop off signs are being modified to provide that violators will be towed. The new signs should be in place within a few weeks. Phil Herman, the principal of Douglas Drive Partnership, LLC, is a "hands on" owner who inspects the property several times a week and is in contact with his tenants on a regular basis. It is my understanding that George Innis' business does have a mailbox and he does receive mail at the premises. Douglas Drive Partnership, LLC does not believe it has the legal right to limit the number of cars that George Innis can park in his garage overnight. If it takes him significant time to move the vehicles in the garage at the end of the day and out of the garage in the morning, that is a business decision for him to make. The landlord does not have cameras on the property, but does have signs indicating so to act as a deterrent. Douglas Drive Partnership, LLC believes this been helpful to deter criminal activity.

Julie Jones, Planning Manager
May 24, 2016
Page 2

I am hopeful this is responsive to your e-mail and look forward to working with you in the event you have any further questions.

Sincerely,

BERNICK LIFSON, P.A.

A handwritten signature in black ink, appearing to read 'M. Liszt', written over the printed name.

Marvin A. Liszt
Attorney at Law

MAL:crb

cc: Douglas Drive Partnership, LLC
George Innis



AGENDA ITEM CITY COUNCIL MEETING OF NOVEMBER 14, 2016

Date: November 8, 2016

To: Walter T. Wysopal, City Manager

From: Scott Hickok, Community Development Director
Julie Jones, Planning Manager
Stacy Stromberg, Planner

Subject: Public Hearing – to consider opting out of Subdivision 9 of Minnesota Statutes, Section 462.3593; Permitting Temporary Health Care Dwellings

BACKGROUND

The purpose of this public hearing request is to adopt an ordinance opting out of recently approved state legislation requiring cities to allow temporary family health care mobile dwelling units to be placed on property to serve as temporary family health care dwellings. The law was put into place to provide temporary transitional housing for those with mental or physical disabilities. The legislation includes a provision for cities and counties to opt out, and the attached draft ordinance is based on the model ordinance drafted by the League of Minnesota Cities.

Because this law is a zoning type matter, the City's Attorney advised staff to follow the normal zoning procedures for approval, which includes holding a public hearing at the Planning Commission, followed by a subsequent public hearing at the City Council, followed by a first and second reading of the ordinance.

ANALYSIS

Unless a city opts out of the new law, temporary family health care dwellings become a mandatory permitted use provided they follow the criteria established within the state law. The new law sets forth a short term care alternative for a "mentally or physically impaired person", by allowing them to stay in a temporary dwelling on a relative's or caregiver's property. The law has specific definition of temporary family health care dwellings, caretaker, and mentally or physically impaired person. It also provides specific rules and regulations that allow these dwellings as permitted temporary uses on residential properties. Some of those regulations include:

- The structure must be primarily pre-assembled;
- Cannot exceed 300 gross sq. ft.;
- Cannot attach to a permanent foundation;
- Must be universally designed and meet state accessibility standards;
- Must provide access to water and electrical utilities (by connected to principal dwelling or by other comparable means);
- Must have compatible standard residential construction exterior materials;
- Must have a minimum insulation of R-15;
- Must provide an executed contract for septic system management;
- Unit must be located on property where the caregiver or relative resides;
- Unit must comply with all structure setback requirements;
- Limited to one occupant who is mentally or physically impaired;

- Written Certification signed by a Minnesota licensed physician, physician assistant or advanced practice registered nurse that the individual with the mental or physical impairment needs assistance performing two or more instrumental activities of daily life
- Permit valid for six months with ability to apply for a onetime 6-month extension

STAFF CONCERNS

The new law may be well-intended, but from a staff perspective there are many concerns that are not adequately addressed through the new law. Allowing two dwelling units (even if temporary) on a parcel that is zoned for one dwelling and the requirement that the temporary structure comply with setback requirements are two of the concerns. The structures aren't allowed to be placed in the driveway and our code requires a 25 ft. front yard setback, a 10 ft. side yard setback for living space and a 5 ft. setback for an accessory structure; so for most lots in the Fridley, the rear yard would likely be the only place the structure could be placed. This becomes a concern for our Police and Fire departments, because they want to make sure there is adequate room to access the structure in case of an emergency.

Safety of the occupant also becomes a concern because the structures aren't required to meet state building, plumbing, and electrical requirements. Structures such as RV's aren't allowed to be lived in within the City because they don't comply with the above listed requirements. Two additional concerns are the \$100 fee the state is requiring, which will not cover the City's costs associated for approving this permit and HIPPA data privacy laws related to the information the law requires the City to obtain from the impaired persons' physician.

Many other cities within the metro are opting out of this new law (see attached table). Some cities are opting out to obtain additional time to further study this issue to see if there is a need for these types of units within their cities. While some other cities already have ordinances that allow Accessory Dwelling Units (mother-in-law apartments) on residential properties, either within the existing home or attached or detached from the principal structure. These ordinances then specify the standards and requirements for the units and address the concerns that staff listed above. Staff would be interested in exploring adoption of an ordinance to allow Accessory Dwelling Units, if the Council wants us to.

Attached for your review, is a summary of the law and its impacts to cities from the League of Minnesota Cities and an article recently published in the Star Tribune.

PLANNING COMMISSION RECOMMENDATION

At the September 21, 2016 Planning Commission meeting, a public hearing was held to consider opting out of the new State legislation requiring cities to allow temporary family health care dwellings. No one from the public addressed the Planning Commission. After a brief discussion, the Planning Commission made a motion to approve the ordinance to opt-out of Minnesota State Statute 462.3593.

The motion was approved unanimously.

STAFF RECOMMENDATION

City staff recommends concurrence with the Planning Commission and that the Council hold a public hearing to opt-out of new State legislation requiring cities to allow temporary family health care dwellings.

Survey of Surrounding Cities

- Opting-out of Subdivision 9 of Minnesota Statutes, Section 462.3593; Permitting Temporary Health Care Dwellings
- November 9, 2016

CITY	OPT-OUT?	COMMENTS
Burnsville	Yes	
Columbia Heights	Yes	Council in support
Coon Rapids	Yes	
Crystal	Yes	Council wants to evaluate other options for this kind of dwelling
Eagan	Yes	Already have an ordinance that allow Accessory Dwelling Units
Hopkins	Yes	Council wants to have proper time to research and determine how do address this issue
Inver Grove Heights	Yes	Already have an ordinance that allow Accessory Dwelling Units
Lakeville	Yes	
Maple Grove	Yes	
New Brighton	Yes	Council wants to evaluate other options for this kind of dwelling
Spring Lake Park	Yes	



Temporary Family Health Care Dwellings of 2016 Allowing Temporary Structures – What it means for Cities

Introduction:

On May 12, 2016, Gov. Dayton signed, into law, a bill creating a new process for landowners to place mobile residential dwellings on their property to serve as a temporary family health care dwelling.¹ Community desire to provide transitional housing for those with mental or physical impairments and the increased need for short term care for aging family members served as the catalysts behind the legislature taking on this initiative. The resulting legislation sets forth a short term care alternative for a “mentally or physically impaired person”, by allowing them to stay in a “temporary dwelling” on a relative’s or caregiver’s property.²

Where can I read the new law?

Until the state statutes are revised to include bills passed this session, cities can find this new bill at [2016 Laws, Chapter 111](#).

Does the law require cities to follow and implement the new temporary family health care dwelling law?

Yes, unless a city opts out of the new law or currently allows temporary family health care dwellings as a permitted use.

Considerations for cities regarding the opt-out?

These new temporary dwellings address an emerging community need to provide more convenient temporary care. When analyzing whether or not to opt out, cities may want to consider that:

- The new law alters a city’s level of zoning authority for these types of structures.
- While the city’s zoning ordinances for accessories or recreational vehicles do not apply, these structures still must comply with setback requirements.
- A city’s zoning and other ordinances, other than its accessory use or recreational vehicle ordinances, still apply to these structures. Because conflicts may arise between the statute and a city’s local ordinances, cities should confer with their city attorneys to analyze their current ordinances in light of the new law.

¹ [2016 Laws, Chapter 111](#).

² Some cities asked if other states have adopted this type of law. The only states that have a somewhat similar statute at the time of publication of this FAQ are North Carolina and Virginia. It is worth noting that some states have adopted Accessory Dwelling Unit (ADU) statutes to allow granny flats, however, these ADU statutes differ from Minnesota’s Temporary Health Care Dwelling law.

- Although not necessarily a legal issue for the city, it seems worth mentioning that the permit process does not have the individual with the physical or mental impairment or that individual's power of attorney sign the permit application or a consent to release his or her data.
- The application's data requirements may result in the city possessing and maintaining nonpublic data governed by the Minnesota Government Data Practices Act.
- The new law sets forth a permitting system for both cities and counties³. Cities should consider whether there is an interplay between these two statutes.

Do cities need to do anything to have the new law apply in their city?

No, the law goes into effect Sept. 1, 2016 and automatically applies to all cities that do not opt out or don't already allow temporary family health care dwellings as a permitted use under their local ordinances.

Do cities lose the option to opt out after the Sept. 1, 2016 effective date?

No, the law does not set a deadline for opting out, so cities can opt out after Sept. 1, 2016. However, if the city has not opted out by Sept. 1, 2016, then the city must not only have determined a permit fee amount⁴ before that date (if the city wants to have an amount different than the law's default amount), but also must be ready on that date to accept applications and process the permits in accordance with the short timeline required by the law. Cities should consult their city attorney to analyze how to handle applications submitted after Sept. 1, 2016, but still pending at the time of a later opt out.

What if a city already allows a temporary family health care dwelling as a permitted use?

If the city already has designated temporary family health care dwellings as a permitted use, then the law does not apply and the city follows its own ordinance. The city should consult its city attorney for any uncertainty about whether structures currently permitted under existing ordinances qualify as temporary family health care dwellings.

What process should the city follow if it chooses to opt out of this statute?

Cities that wish to opt out of this law must pass an ordinance to do so. The statute does not provide clear guidance on how to treat this opt-out ordinance. However, since the new law adds section 462.3593 to the land use planning act (Minn. Stat. ch. 462), arguably, it may represent the adoption or an amendment of a zoning ordinance, triggering the requirements of Minn. Stat. § 462.357, subd. 2-4, including a public hearing with 10-day published notice. Therefore, cities may want to err on the side of caution and treat the opt-out ordinance as a zoning provision.⁵

³ See Minn. Stat. §394.307

⁴ Cities do have flexibility as to amounts of the permit fee. The law sets, as a default, a fee of \$100 for the initial permit with a \$50 renewal fee, but authorizes a city to provide otherwise by ordinance.

⁵ For smaller communities without zoning at all, those cities still need to adopt an opt-out ordinance. In those instances, it seems less likely that the opt-out ordinance would equate to zoning. Because of the ambiguity of the

Does the League have a model ordinance for opting out of this program?

Yes. Link to opt out ordinance here: [Temporary Family Health Care Dwellings Ordinance](#)

Can cities partially opt out of the temporary family health care dwelling law?

Not likely. The opt-out language of the statute allows a city, by ordinance, to opt out of the requirements of the law but makes no reference to opting out of parts of the law. If a city wanted a program different from the one specified in statute, the most conservative approach would be to opt out of the statute, then adopt an ordinance structured in the manner best suited to the city. Since the law does not explicitly provide for a partial opt out, cities wanting to just partially opt out from the statute should consult their city attorney.

Can a city adopt pieces of this program or change the requirements listed in the statute?

Similar to the answer about partially opting out, the law does not specifically authorize a city to alter the statutory requirements or adopt only just pieces of the statute. Several cities have asked if they could add additional criteria, like regulating placement on driveways, specific lot size limits, or anchoring requirements. As mentioned above, if a city wants a program different from the one specified in the statute, the most conservative approach would involve opting out of the statute in its entirety and then adopting an ordinance structured in the manner best suited to the city. Again, a city should consult its city attorney when considering adopting an altered version of the state law.

What is required in an application for a temporary family health care dwelling permit?

The mandatory application requests very specific information including, but not limited to:⁶

- Name, address, and telephone number of the property owner, the resident of the property (if different than the owner), and the primary care giver;
- Name of the mentally or physically impaired person;
- Proof of care from a provider network, including respite care, primary care or remote monitoring;
- Written certification signed by a Minnesota licensed physician, physician assistant or advanced practice registered nurse that the individual with the mental or physical impairment needs assistance performing two or more “instrumental activities of daily life;”⁷

statute, cities should consult their city attorneys on how best to approach adoption of the opt-out ordinance for their communities.

⁶ New Minn. Stat. § 462.3593, subd. 3 sets forth all the application criteria.

⁷ This is a term defined in law at Minn. Stat. § 256B.0659, subd. 1(i) as “activities to include meal planning and preparation; basic assistance with paying bills; shopping for food, clothing, and other essential items; performing household tasks integral to the personal care assistance services; communication by telephone and other media; and traveling, including to medical appointments and to participate in the community.”

- An executed contract for septic sewer management or other proof of adequate septic sewer management;
- An affidavit that the applicant provided notice to adjacent property owners and residents;
- A general site map showing the location of the temporary dwelling and the other structures on the lot; and
- Compliance with setbacks and maximum floor area requirements of primary structure.

The law requires all of the following to sign the application: the primary caregiver, the owner of the property (on which the temporary dwelling will be located) and the resident of the property (if not the same as the property owner). However, neither the physically disabled or mentally impaired individual nor his or her power of attorney signs the application.

Who can host a temporary family health care dwelling?

Placement of a temporary family health care dwelling can only be on the property where a “caregiver” or “relative” resides. The statute defines caregiver as “an individual, 18 years of age or older, who: (1) provides care for a mentally or physically impaired person; and (2) is a relative, legal guardian, or health care agent of the mentally or physically impaired person for whom the individual is caring.” The definition of “relative” includes “a spouse, parent, grandparent, child, grandchild, sibling, uncle, aunt, nephew or niece of the mentally or physically impaired person. Relative also includes half, step and in-law relationships.”

Is this program just for the elderly?

No. The legislature did not include an age requirement for the mentally or physically impaired dweller.⁸

Who can live in a temporary family health care dwelling and for how long?

The permit for a temporary health care dwelling must name the person eligible to reside in the unit. The law requires the person residing in the dwelling to qualify as “mentally or physically impaired,” defined as “a person who is a resident of this state and who requires assistance with two or more instrumental activities of daily living as certified by a physician, a physician assistant, or an advanced practice registered nurse, licenses to practice in this state.” The law specifically limits the time frame for these temporary dwellings permits to 6 months, with a one-time 6 month renewal option. Further, there can be only one dwelling per lot and only one dweller who resides within the temporary dwelling

⁸ The law expressly exempts a temporary family health care dwelling from being considered “housing with services establishment”, which, in turn, results in the 55 or older age restriction set forth for “housing with services establishment” not applying.

What structures qualify as temporary family health care dwellings under the new law?

The specific structural requirements set forth in the law preclude using pop up campers on the driveway or the “granny flat” with its own foundation as a temporary structure. Qualifying temporary structures must:

- Primarily be pre-assembled;
- Cannot exceed 300 gross square feet;
- Cannot attach to a permanent foundation;
- Must be universally designed and meet state accessibility standards;
- Must provide access to water and electrical utilities (by connecting to principal dwelling or by other comparable means⁹);
- Must have compatible standard residential construction exterior materials;
- Must have minimum insulation of R-15;
- Must be portable (as defined by statute);
- Must comply with Minnesota Rules chapter [1360](#) (prefabricated buildings) or [1361](#) (industrialized/modular buildings), “and contain an Industrialized Buildings Commission seal and data plate or to American National Standards Institute Code 119.2”¹⁰; and
- Must contain a backflow check valve.¹¹

Does the State Building Code apply to the construction of a temporary family health care dwelling?

Mostly, no. These structures must meet accessibility standards (which are in the State Building Code). The primary types of dwellings proposed fall within the classification of recreational vehicles, to which the State Building Code does not apply. Two other options exist, however, for these types of dwellings. If these structures represent a pre-fabricated home, the federal building code requirements for manufactured homes apply (as stated in Minnesota Rules, Chapter 1360). If these structures are modular homes, on the other hand, they must be constructed consistent with the State Building Code (as stated in Minnesota Rules, Chapter 1361).

What health, safety and welfare requirements does this new law include?

Aside from the construction requirements of the unit, the temporary family health care dwelling must be located in an area on the property where “septic services and emergency vehicles can gain access to the temporary family health care dwelling in a safe and timely manner.”

What local ordinances and zoning apply to a temporary health care dwelling?

The new law states that ordinances related to accessory uses and recreational vehicle storage and parking do not apply to these temporary family health care dwellings.

⁹ The Legislature did not provide guidance on what represents “other comparable means”.

¹⁰ ANSI Code 119.2 has been superseded by NFPA 1192. For more information, the American National Standards Institute website is located at <https://www.ansi.org/>.

¹¹ New Minn. Stat. § 462.3593, subd. 2 sets forth all the structure criteria.

However, unless otherwise provided, setbacks and other local ordinances, charter provisions, and applicable state laws still apply. Because conflicts may arise between the statute and one or more of the city's other local ordinances, cities should confer with their city attorneys to analyze their current ordinances in light of the new law.

What permit process should cities follow for these permits?

The law creates a new type of expedited permit process. The permit approval process found in Minn. Stat. § 15.99 generally applies; however, the new law shortens the time frame within which the local governmental unit can make a decision on the permit. Due to the time sensitive nature of issuing a temporary dwelling permit, the city does not have to hold a public hearing on the application and has only 15 days (rather than 60 days) to either issue or deny a permit. For those councils that regularly meet only once a month, the law provides for a 30-day decision. The law specifically prohibits cities from extending the time for making a decision on the permit application. The new law allows the clock to restart if a city deems an application incomplete, but the city must provide the applicant written notice within five business days of receipt of the application identifying the missing information.

Can cities collect fees for these permits?

Cities have flexibility as to amounts of the permit fee. The law sets the fee at \$100 for the initial permit with a \$50 renewal fee, unless a city provides otherwise by ordinance

Can cities inspect, enforce and ultimately revoke these permits?

Yes, but only if the permit holder violates the requirements of the law. The statute allows for the city to require the permit holder to provide evidence of compliance and also authorizes the city to inspect the temporary dwelling at times convenient to the caregiver to determine compliance. The permit holder then has sixty (60) days from the date of revocation to remove the temporary family health care dwelling. The law does not address appeals of a revocation.

How should cities handle data it acquires from these permits?

The application data may result in the city possessing and maintaining nonpublic data governed by the Minnesota Government Data Practices Act. To minimize collection of protected health data or other nonpublic data, the city could, for example, request that the required certification of need simply state "that the person who will reside in the temporary family health care dwelling needs assistance with two or more instrumental activities of daily living", without including in that certification data or information about the specific reasons for the assistance, the types of assistance, the medical conditions or the treatment plans of the person with the mental illness or physical disability. Because of the complexities surrounding nonpublic data, cities should consult their city attorneys when drafting a permit application.

Should the city consult its city attorney?

Yes. As with any new law, to determine the potential impact on cities, the League recommends consulting with your city attorney.

Temporary Family HealthCare Dwellings

June 27, 2016

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Where can cities get additional information or ask other questions.

For more information, contact Staff Attorney Pamela Whitmore at pwhitmore@lmc.org or LMC General Counsel Tom Grundhoefer at tgrundho@lmc.org. If you prefer calling, you can reach Pamela at 651.281.1224 or Tom at 651.281.1266.

LOCAL

Suburbs opt to go their own way on state's 'drop home' law

Facing a new state requirement to allow tiny trailers on residential lots, many cities are saying no.

By **Erin Adler** (<http://www.startribune.com/erin-adler/195633361/>) and **Emma Nelson** (<http://www.startribune.com/emma-nelson/261800211/>) Star Tribune staff writers

JULY 5, 2016 — 8:41AM

Metro suburbs are bypassing a new state law that would require them to allow tiny, portable houses on residential properties, saying the state mandate doesn't work for them.

The statute is intended to provide access to temporary "drop homes" for people — mostly older adults — with health care needs that require them to be close to a caregiver.

But worries about resident complaints, conflicts with local zoning ordinances and timing concerns have spurred cities to opt out of the law. Some say they already have the resources they need to meet the needs of aging residents, while others want to pass their own laws allowing temporary structures tailored to their city.

The League of Minnesota Cities fought for an opt-out provision in the statute so local governments could still have control over their own zoning.

Bill sponsor Rep. Roz Peterson, R-Lakeville, struggled to find a place for her elderly father to live when he got sick two years ago. It's disappointing that cities are opting out, she said, but she acknowledged that the law isn't one-size-fits-all.

"It's always difficult to accept change and innovation," Peterson said. "This won't solve everybody's problem — this is one tool in the toolbox, so to speak."

Drop homes, sometimes called granny pods, are trailers under 300 square feet that are billed as an affordable and temporary alternative to sending sick, injured or elderly family members to a nursing home.

The new law was based on similar, but less restrictive, laws in North Carolina and Virginia.

In Minnesota, the law allows homeowners to have a drop home on their property for six months by paying for a \$100 permit, unless their city has a specific ordinance against the homes.

The Burnsville City Council voted unanimously on June 21 to opt out. Drop homes don't meet city codes, said Mayor Elizabeth Kautz, and the city already has temporary housing options.

Those options include spare bedrooms, apartments, assisted living facilities, short-term health care facilities, hotels and group homes, according to a meeting agenda report.

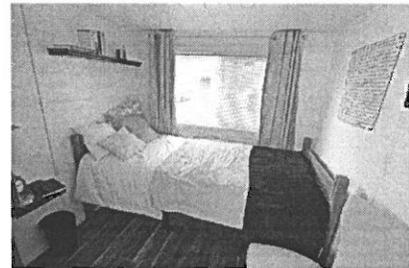
"It's not that we don't have it," Kautz said. "We want control of what happens here in Burnsville."

Some cities want to allow accessory dwelling units but are choosing to do so on their own terms.

The Crystal City Council will likely vote to opt out at its next meeting, said Council Member Jeff Kolb. The decision stems largely from the nature of residential properties in Crystal, many of which may be too small to qualify for drop homes under the statute, he said.

The City Council will try to pass an ordinance in the future that allows for accessory units that are better tailored to the city, Kolb said.

"There was a concern that it would be perceived that by opting out, we were saying we don't want this kind of thing around here, that it was kind of a cold-hearted decision," he said. "The reality is it's not that at all."



(http://stmedia.startribune.com/images/1467684122_08+678634)
ELIZABETH FLORES, STAR TRIBUNE

John Louiselle, left, and Jesse Lammi are a pair of young New Brighton entrepreneurs that have started NextDoor Housing, a company that produces tiny houses with a twist. The handicapped-accessible houses are really more like trailers and aimed at adults recovering from an illness or who are disabled. The two helped draft a bill changing zoning laws so the houses would be welcome more places, regardless of zoning laws. It passed last week.

In Lakeville, the City Council agreed to opt out last week but also sent the issue to city staff for further review.

There were multiple concerns, said Mayor Matt Little, including aesthetics, property values and the difficulty city staff would face in having to make judgments about residents' illnesses.

"Every single city in this country is going to need to figure out a way to start taking care of our seniors," Little said. "There's just a lot of issues we need to ... make fair and clear."

Meanwhile, city staff in Woodbury are recommending that city officials vote to opt out in order to have more time to figure out what local needs are, said Jason Egerstrom, Woodbury's spokesman.

Under the statute, cities have until Sept. 1 to opt out.

John Louiselle, co-owner of NextDoor Housing, a New Brighton-based drop home company that helped craft the law, said he doesn't mind if cities choose a different direction. "What's worrisome to us is when we see cities opting out and offering no alternative solution," he said.

Peterson said she would like to see cities try out the statute and see how it works. The biggest challenge, she said, is that people aren't familiar with the drop home idea.

"This is new — nobody's really done this before," she said. "Let's have a conversation with the community before we just choose to abandon the idea."

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**CITY OF FRIDLEY,
ANOKA COUNTY, MINNESOTA
ORDINANCE NO. ____**

**AN ORDINANCE OPTING-OUT OF
THE REQUIREMENTS OF
MINNESOTA STATUTES, SECTION 462.3593**

THE CITY COUNCIL OF THE CITY OF FRIDLEY, hereby ordains as follows:

SECTION 1. Adoption. Pursuant to authority granted by Minnesota Statutes, Section 462.3593, subdivision 9, the City of Fridley opts-out of the requirements of Minn. Stat. §462.3593, which defines and regulates Temporary Family Health Care Dwellings.

SECTION 2. Effective Date. This Ordinance shall be effective immediately upon its passage and publication.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS
____ DAY OF _____ 2016.**

Scott J. Lund, Mayor

ATTEST:

Debra A. Skogen, City Clerk

Public Hearing:
First Reading:
Second Reading:
Published:



AGENDA ITEM CITY COUNCIL MEETING OF NOVEMBER 14, 2016

To: Wally Wysopal, City Manager

From: Shelly Peterson, Finance Director

Date: November 10, 2016

Re: Public Hearing Considering the Intention to Issue General Obligation (GO) Capital Improvement Plan (CIP) bonds and Adopt the CIP Plan (Plan)

After nearly 3 years, the City is ready to approve funding related to the construction of a new civic complex.

The Council has made the decision to finance the civic complex project using General Obligation Capital Improvement Plan bonds. Minnesota statute (Section 475.521) allows cities to issue bonds under a capital improvement plan without the requirement of an election. This CIP Act applies to capital improvements consisting of city halls, public works, and public safety facilities. There are several requirements that need to be met within the Plan in order to comply with the CIP Act. The attached plan meets the requirements of the CIP Act.

A public hearing has been scheduled for November 14, 2016. Subsequent to closing the public hearing, a 30 day "reverse referendum" period begins, during which voters can petition for the decision to be put on a ballot. If a successful petition is filed with the City Clerk within 30 days of the public hearing, which has been signed by registered voters equal to 5% of the votes cast in the most recent general election, the bonds may not be issued unless approved by the voters (by the majority voting on the question). Based on the public hearing closing on November 14, 2016, the "reverse referendum" period would end at the close of business on December 14, 2016.

If the Council approves the sale of the bonds, and no successful reverse referendum petition is presented, the City would call for bids on the bonds in December, with Council awarding the sale on January 9, 2017.

Although the Plan is a 5 year document, the City of Fridley, through its planning, anticipates that the sole project to be funded through the CIP Act will be the Public Works, Police, Fire and City Hall Facilities located in the Civic Complex Redevelopment project area, which is known as the old Columbia Arena site. This project area includes but is not limited to the site preparation work, buildings, fixtures, furniture, road improvement, utilities, parking, storm water management and landscaping.

Included with this memo are the resolution and final CIP document. The Plan clearly defines the project and timeline for bonding. Staff recommends Council hold the public hearing on this matter. The resolution will be considered under "New Business."

**CITY OF FRIDLEY
MINNESOTA
NOTICE OF PUBLIC
HEARING 2017-2021
CAPITAL IMPROVEMENT
PLAN AND NOTICE OF
INTENTION TO ISSUE
CAPITAL IMPROVEMENT
BONDS**

NOTICE IS HEREBY GIVEN that the City Council of the City of Fridley, Minnesota (the "City") will meet on Monday, November 14, 2016, at or after 7:00 p.m., at the City Hall in Fridley, Minnesota, in part to hold a public hearing concerning (1) the issuance of general obligation bonds (the "Bonds") in an amount not to exceed \$50,505,000 to finance various capital improvements within the City; and (2) the proposal to adopt a capital improvement plan for 2017 through 2021 pursuant to Minnesota Statutes, Section 475.521.

All persons interested may appear and be heard at the time and place set forth above.

If a petition requesting a vote on the issuance of the Bonds, signed by voters equal to five percent of the votes cast in the City in the last municipal general election, is filed with the City Clerk within 30 days after the public hearing (i.e., by ~~December 13, 2016~~ correction from prior publication), the City may issue the Bonds only after obtaining approval of a majority of voters voting on the question at a municipal election.

A copy of the plan is available for inspection in the City Manager's Office, City Hall, 6431 University Avenue N.E., Fridley, Minnesota 55432. Question or comments may be directed to the City Manager's Office at 763-572-3500.

All interested persons may appear and be heard at the public hearing either orally or in writing, or may file written comments with the City Manager before the hearing.

Dated: November 4, 2016

BY ORDER OF THE CITY COUNCIL OF THE CITY OF FRIDLEY,
MINNESOTA

Scott J. Lund
Mayor

Published in the
Columbia Hgts-Fridley Sun Focus
November 4, 2016
616867

RESOLUTION NO. 2016 -

RESOLUTION GIVING PRELIMINARY APPROVAL FOR THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION CAPITAL IMPROVEMENT PLAN BONDS IN AN AMOUNT NOT TO EXCEED \$50,505,000 AND ADOPTING THE CITY OF FRIDLEY MINNESOTA CAPITAL IMPROVEMENT PLAN FOR 2017 THROUGH 2021 UNDER MINNESOTA STATUTES, SECTION 475.521

WHEREAS, the City Council of the City of Fridley, Minnesota (the "City") proposes to adopt the City of Fridley, Minnesota Capital Improvement Plan (the "Plan") and to issue its general obligation capital improvement plan bonds (the "Bonds") described in the Plan; and

WHEREAS, the City has caused notice of the public hearing on the intention to issue the Bonds and on the proposed adoption of the Plan to be published pursuant to and in accordance with Minnesota Statutes, Section 475.521; and

WHEREAS, a public hearing on the intention to issue the Bonds and on the proposed Plan has been held on this date, following published notice of the hearing as required by law; and

WHEREAS, in approving the Plan, the City Council considered for each project and for the overall Plan:

1. The condition of the City's existing infrastructure, including the projected need for repair and replacement;
2. The likely demand for the improvement;
3. The estimated cost of the improvement;
4. The available public resources;
5. The level of overlapping debt in the City;
6. The relative benefits and costs of alternative uses of the funds;
7. Operating costs of the proposed improvements; and
8. Alternatives for providing services more efficiently through shared facilities with other local governmental units; and

WHEREAS, the City Council has determined that the issuance of the Bonds is the best way to finance the capital improvements described in the Plan as authorized under Minnesota Statutes, Section 475.521.

NOW, THEREFOR, BE IT RESOLVED by the City Council of the City of Fridley, Minnesota, as follows:

1. The Plan is hereby in all respects approved.
2. The staff and consultants of the City are hereby authorized to do all other things and take all other actions as may be necessary or appropriate to carry out the Plan in accordance with any applicable laws and regulations.
3. The City gives preliminary approval to issuance of the Bonds in the maximum principal amount of \$50,505,000, provided that if a petition requesting a vote on issuance of the Bonds, signed by voters equal to five percent of the votes cast in the last municipal general election, is filed with City Clerk within 30 days of the closing of the public hearing, the City may issue the Bonds only after obtaining approval of a majority of voters voting on the question at a municipal election.

4. The City declares its official intent to reimburse itself for the costs of the Plan from the proceeds of the Bonds.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS
14th DAY OF NOVEMBER, 2016.**

SCOTT J. LUND - MAYOR

ATTEST:

DEBRA A. SGOGEN – CITY CLERK

2017 through 2021

Five-Year Capital Improvement Plan for the
City of Fridley, Minnesota

November 14, 2016

Prepared by:



and

Ehlers & Associates, Inc.
3060 Centre Pointe Drive
Roseville, MN 55113



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City of Fridley, Minnesota
Five-Year Capital Improvement Plan
2017 through 2021

I. INTRODUCTION

In 2003, the Minnesota State Legislature adopted a statute (Section 475.521, referred to herein as the “CIP Act”) that allows cities to issue bonds under a capital improvement plan without the requirement of a referendum approval (except for the so-called “reverse referendum” described below). The CIP Act applies to capital improvements consisting of city halls, public works, and public safety facilities. The 2005 Legislature added towns to the meaning of a municipality and town halls and libraries to the meaning of a capital improvement under the CIP Act.

Throughout this plan, the term “capital improvement” refers only to those improvements identified in the CIP Act, as summarized above. Capital expenditures for other public improvements in the City will be financed through other means, and are not governed by this plan.

II. PURPOSE

A capital improvement is a major expenditure of governmental funds for the acquisition or betterment to public lands, buildings, or other improvements used as a city hall, town hall, library, public safety, or public works facility, any of which have a useful life of 5 years or more. For the purposes of the CIP Act, capital improvements do not include light rail transit or related activities, parks, road/bridges, administrative buildings other than city or town hall, or land for those facilities. A Capital Improvement Plan (“CIP”) is a document designed to forecast capital improvement expenditures over a five-year period, so that they may be acquire, constructed and/or installed in the most efficient and cost effective method possible. A CIP allows the matching of expenditures with anticipated income. As potential expenditures are reviewed, the municipality considers the benefits, costs, alternatives and impacts on operating expenditures.

The capital improvement process is an important element of responsible fiscal management. Major capital expenditures can be anticipated and coordinated so as to minimize potentially adverse financial impacts caused by the timing and magnitude of capital outlays. This coordination of capital expenditures is important to the City in achieving its goals of adequate physical assets and sound fiscal management. The City of Fridley, through its planning, anticipates that the sole project to be funded through the CIP Act will be the Fridley Public Works, Police, Fire and City Hall Facilities located in the Civic Complex Redevelopment project area, which is known as the old Columbia Arena site. This project area includes but is not limited to the site prep work, buildings, fixtures, furniture, road improvement, utilities, parking, storm water management and landscaping.

A majority of this site has been vacant and neglected for well over a decade. With heavy industrial to the north and residential to the south it has not been seen as a desirable site for private development. A multiple-site scenario of creating a new Fridley civic center by co-locating and coordinating city services (City Hall, fire, police, public works) would provide a buffer from the industrial uses to the north and spur both retail and residential development on the 33 acre site, which would otherwise continue to remain vacant.

The primary objective of this CIP is to finance and construct a new combined Civic Campus of Fire, Police, City Hall and Public Works. However, if construction of the new Civic Campus at the Columbia Arena site, or any other site, proves infeasible for whatever reason, the City intends to fund improvements, renovations and additions to existing facilities in order to maintain essential services and meet current standards for environmental safety and accessibility.

III. THE CAPITAL IMPROVEMENT PLANNING PROCESS

The process begins with analysis of the City’s five-year capital improvement needs and funding sources. The City may solicit input from citizens and other governmental units at an early stage, if desired.

The City Council then directs staff or consultants to prepare a plan that sets forth the estimated schedule, timing and details of specific capital improvements by year, together

with the estimated cost, the need for the improvement, and the sources of revenue for the improvement. The City Council then holds a public hearing on the CIP, with notice published not more than 30 days and not less than seven days for the hearing (except as described below). The Council may either approve the CIP immediately after the hearing, or based on input may make revisions and approve the CIP at a later meeting.

If the CIP calls for general obligation bonds to finance certain improvements, the City Council must follow an additional set of procedures. The Council must hold a public hearing regarding issuance of the bonds. Notice of such hearing must be published in the official newspaper of the municipality at least 14, but not more than 28 days prior to the date of the public hearing. In addition, the notice may be posted on the City's official web site. (The public hearings on the CIP and the bonds may be combined into a single hearing, in which case the notice requirements for bonds must be followed.)

Although Statute permits the Council approve the sale of CIP bonds by a 3/5ths vote of its membership, the City Charter imposes a 4/5ths vote. The bonds are also subject to a so-called "reverse referendum": if a petition signed by voters equal to at least five percent of the votes cast in the City in the last general election is filed with the City Clerk within 30 days after the public hearing regarding the bonds, the bonds may not be issued unless approved by the voters (by a majority of those voting on the question). Further, the maximum debt service in any year on all outstanding CIP Bonds is .16% of the estimated market value of property in the city, using the market value for the taxes-payable year in which the bonds are issued.

After the CIP has been approved and bonds have been authorized, the City works with its financial advisor to prepare a bond sale and repayment schedule. Assuming no petition for a referendum is filed, the bonds are sold, and when proceeds from the sale of the bonds (and any other identified revenue sources) become available, the expenditures for specified capital improvements can be made.

In subsequent years, the process is repeated as expenditures are completed and if new needs arise. Capital improvement planning looks five or more years into the future from the date of the CIP.

IV. PROJECT SUMMARY

The expenditures to be undertaken with this CIP are limited to those listed below. All other foreseeable capital expenditures will be financed through other means. The following expenditures have been submitted for inclusion in this CIP:

2017 Expenditures

The project includes facilities for the Fire Department, Police Department, City Hall and Public Works. The estimated costs for the facilities is \$50,000,000.

2018 Expenditures

Expenditures in 2018 would relate only to completion of the Fire, Police, City Hall and Public Works facilities.

2019 Expenditures

No projects anticipated in 2019

2020 Expenditures

No projects anticipated in 2020

2021 Expenditures

No projects anticipated in 2021

The CIP Act requires the City Council to consider eight factors in preparing the CIP:

1. Condition of the City's existing infrastructure, including projected need for repair or replacement.
2. Likely demand for the improvement(s).
3. Estimated cost of the improvement(s).
4. Available public resources.
5. Level of overlapping debt in the City.
6. Relative benefits and costs of alternative uses of funds.
7. Operating costs of the proposed improvement(s).
8. Alternatives for providing services most efficiently through shared facilities with other cities or local governments.

The City has considered the eight points as they relate to the anticipated project(s) through the issuance of CIP Bonds. The findings are as follows:

2017 PROJECT:

Conditions of City Infrastructure and Need for the Projects

The current facilities that house the Police, Fire and City Hall have the following conditions that need to be corrected:

- Failing parking ramp
- Poor air quality
- Deteriorating walls
- Windows need replacing
- Deficient HVAC and electrical systems
- Elevators, restrooms, stairwells and entrances are not up to current code requirements for handicap accessibility.
- New laws require separate male and female areas in Police and Fire facilities. The current facility does not have sufficient space to comply with the requirements.
- Additional space for operations and office equipment is needed. The current facility does not have sufficient space to accommodate the additional needs.
- Separate sleeping quarters for Fire staff
- Enlarge parking stalls/garage to accommodate police vehicles

The current facilities that house the Public Works operations have the following conditions that need correction:

- The mechanics area is unsafe
- There is no space for parking of vehicles & equipment inside. These capital assets are currently stored outside, which causes the vehicles and equipment to deteriorate faster.
- The outdoor storage may cause environmental issues due to chemical and material runoff into Rice Creek.
- Additional space is needed to properly maintain vehicles and equipment. The current facilities do not have sufficient space.

Demand for Projects

The current City Hall, Police, Fire and Public Works facilities were constructed over 60 years ago. A study of the facilities was conducted in 2015 to assess the current conditions of the facilities as a result of the increasing number of repair issues. That study found that there are serious deficiencies in safety and accessibility and additional space needs for some departments including Police and Fire. Extensive and costly efforts are needed to address these major maintenance, safety, accessibility and environmental conditions. The cost of remodeling to address these significant issues was so significant that the City Council directed staff to research alternative options that would lead to a better long-term investment of taxpayer resources.

The estimated cost for remodeling the current locations was approximately equal to estimates for building a new facility to accommodate City Hall, the Fire, Police and Public Works Departments as a campus. If unforeseen conditions or other impediments increase the cost of the combined facility, renovation of the existing facilities may be more financially desirable and result in a lesser tax impact.

Estimated Cost of the Project

The project is estimated to cost \$50,000,000.

Availability of Public Resources

The project may be funded by a combination of general property tax levy, and available resources on hand. The debt service payments will be structured to consider overall tax supported debt as there are a number of bonds being retired within 5 years of the proposed issuance of the new debt. In addition, some of the property tax impact will be mitigated by additional tax base being available due to the expiration of various tax increment districts.

Level of Overlapping Debt

Taxing District	2015/16 Taxable Net Tax Capacity	% in City	Total GO Debt	City's Proportionate Share
Anoka County	\$ 316,505,881	8.3728%	\$ 88,015,000	\$ 7,369,320
I.S.D. No 11 (Anoka-Hennepin)	\$ 210,369,431	0.6587%	\$ 49,795,000	\$ 328,000
I.S.D. No 13 (Columbia Heights)	\$ 19,880,659	25.6973%	\$ 14,085,000	\$ 3,619,465
I.S.D. No 15 (Fridley)	\$ 13,120,674	100.0000%	\$ 56,460,000	\$ 56,460,000
I.S.D. No 16 (Spring Lake Park)	\$ 36,688,116	18.7669%	\$ 92,335,000	\$ 17,328,417
Metropolitan Council	\$ 3,102,634,267	0.8541%	\$ 153,680,000	\$ 1,312,581
City's Share Total of Overlapping Debt	\$			\$ 86,417,782

Relative Costs and Benefits of Alternative Uses of the Funds

The space limitations with the current City Hall, Fire, Police and Public Works facilities and need for major maintenance make this project necessary for the City. There are no significant alternatives for funds designated for this project.

Operating Costs of the Proposed Improvements

Current facilities are behind on needed space, maintenance and repairs. The City has estimated nearly \$37 million in investments are necessary to address the current problems and has anticipated these improvements would provide 15-20 years of longevity. Moving forward with a new civic campus will provide the space and functionality for more than 50 years. Significant repairs to the structure would not be necessary for several decades.

The current public works facility does not provide covered storage of vehicles and equipment. The new facility provides a shelter for essential vehicles and equipment. Although the new facilities will provide efficient heating, cooling and electrical systems, with a much larger footprint, architects anticipate an increase in utility costs. The offset to this cost would be the reduced maintenance for equipment no longer stored outside in the elements.

Options for Shared Facilities with Other Cities or Local Government

The City had discussions with Spring Lake Park, Anoka County, the Fridley School district and the County Library. It was determined the County may be sharing public work space but the other organizations did not see the immediate need for shared facilities.

V. FINANCING THE CAPITAL IMPROVEMENT PLAN

The estimated total principal amount of financing contemplated under this Capital Improvement Plan is \$50,505,000. This amount represents the maximum principal amount of CIP Bonds that may be issued to finance the project. Principal and interest on the CIP Bonds will be paid through taxes levied over the term of the CIP Bonds, further described in Appendix A.

Two significant statutory limitations apply to the financing of the Capital Improvement Plan.

1. Under Chapter 475, with few exceptions, municipalities cannot incur debt in excess of 3% of the assessor's estimated market value for the municipality. In the City, the estimated market value is \$2,207,363,400. Therefore, the total amount of outstanding tax supported debt subject to the limitation cannot exceed \$66,220,902. These values are for 2015/16 tax year. As of 1/26/2017, the City will have \$51,635,000 subject to the legal debt limit (this amount includes the 2017A Capital Improvement Plan Bonds). As such, issuance of the CIP Bonds will be within the overall statutory debt limit for the City. The City Charter restricts total debt (including revenue supported debt) to not exceed 10% of the City's taxable market value. Therefore, the total amount of outstanding debt subject to this rule as of 1/26/2017 is \$64,260,000, also below its limit of \$220,736,340.
2. A separate limitation under the CIP Act is that, without referendum, the total amount of principal and interest in any one year on all CIP Bonds issued by the City and currently outstanding cannot exceed 0.16% of the total estimated market value of the municipality. The City's maximum annual allowable debt service amount for the 2015/16 tax year is \$3,531,781 ($\$2,207,363,400 \times .0016$). The annual principal and interest payments on the CIP Bonds proposed to be issued under this CIP will average approximately \$2,932,037. As such, debt service on the CIP Bonds will be within the annual limits under the CIP Act.

Details regarding the proposed terms of the CIP Bonds under this CIP are shown in Appendix A. A schedule of events for approval of the CIP and issuance of the CIP Bonds is shown in Appendix B; and the form of the public hearing notice and resolution approving the CIP are shown in Appendix C.

Continuation of the Capital Improvement Plan

This Capital Improvement Plan should be reviewed annually by the City Council using the process outlined in this Plan. The Council should review proposed expenditures, make priority decisions, and seek funding for those expenditures deemed necessary for the City. If deemed appropriate, the Council should prepare an update to this Plan.

APPENDIX A

PROPOSED 2017A CIP BOND ISSUE

City of Fridley, Minnesota

\$50,505,000 General Obligation CIP Bonds, Series 2016

Assumes Current Market Non-BQ "Aa1" Rates + 35bps

Sources & Uses

Dated 01/26/2017 | Delivered 01/26/2017

Sources Of Funds

Par Amount of Bonds	\$50,505,000.00
Total Sources	\$50,505,000.00

Uses Of Funds

Total Underwriter's Discount (0.700%)	353,535.00
Costs of Issuance	150,000.00
Deposit to Project Construction Fund	50,000,000.00
Deposit to Project Fund	1,465.00
Total Uses	\$50,505,000.00

Series 2016 GO CIP Bonds | SINGLE PURPOSE | 9/ 1/2016 | 12:06 PM



PROPOSED 2017A CIP BOND ISSUE

City of Fridley, Minnesota

\$50,505,000 General Obligation CIP Bonds, Series 2016
Assumes Current Market Non-BQ "Aa1" Rates + 35bps

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
02/01/2017	-	-	-	-
02/01/2018	1,415,000.00	1.050%	1,396,642.08	2,811,642.08
02/01/2019	1,445,000.00	1.150%	1,362,652.50	2,807,652.50
02/01/2020	1,465,000.00	1.250%	1,346,035.00	2,811,035.00
02/01/2021	1,485,000.00	1.450%	1,327,722.50	2,812,722.50
02/01/2022	1,505,000.00	1.600%	1,306,190.00	2,811,190.00
02/01/2023	1,680,000.00	1.750%	1,282,110.00	2,962,110.00
02/01/2024	1,710,000.00	1.850%	1,252,710.00	2,962,710.00
02/01/2025	1,740,000.00	1.950%	1,221,075.00	2,961,075.00
02/01/2026	1,775,000.00	2.100%	1,187,145.00	2,962,145.00
02/01/2027	1,810,000.00	2.350%	1,149,870.00	2,959,870.00
02/01/2028	1,855,000.00	2.500%	1,107,335.00	2,962,335.00
02/01/2029	1,900,000.00	2.650%	1,060,960.00	2,960,960.00
02/01/2030	1,950,000.00	2.800%	1,010,610.00	2,960,610.00
02/01/2031	2,005,000.00	2.900%	956,010.00	2,961,010.00
02/01/2032	2,065,000.00	3.000%	897,865.00	2,962,865.00
02/01/2033	2,125,000.00	3.100%	835,915.00	2,960,915.00
02/01/2034	2,195,000.00	3.200%	770,040.00	2,965,040.00
02/01/2035	2,265,000.00	3.250%	699,800.00	2,964,800.00
02/01/2036	2,335,000.00	3.300%	626,187.50	2,961,187.50
02/01/2037	2,415,000.00	3.350%	549,132.50	2,964,132.50
02/01/2038	2,495,000.00	3.400%	468,230.00	2,963,230.00
02/01/2039	2,580,000.00	3.450%	383,400.00	2,963,400.00
02/01/2040	2,670,000.00	3.500%	294,390.00	2,964,390.00
02/01/2041	2,760,000.00	3.550%	200,940.00	2,960,940.00
02/01/2042	2,860,000.00	3.600%	102,960.00	2,962,960.00
Total	\$50,505,000.00	-	\$22,795,927.08	\$73,300,927.08

Significant Dates

Dated	1/26/2017
First Coupon Date	8/01/2017

Yield Statistics

Bond Year Dollars	\$733,566.46
Average Life	14.525 Years
Average Coupon	3.1075476%
Net Interest Cost (NIC)	3.1557416%
True Interest Cost (TIC)	3.1255400%
Bond Yield for Arbitrage Purposes	3.0632783%
All Inclusive Cost (AIC)	3.1521467%

IRS Form 8038

Net Interest Cost	3.1075476%
Weighted Average Maturity	14.525 Years

Series 2016 GO CIP Bonds | SINGLE PURPOSE | 9/ 1/2016 | 12:06 PM



APPENDIX B

*Pre-Sale Schedule dated September 26, 2016
5-Year City Capital Improvement Plan Bond Issuance
City of Fridley, Minnesota*

The City Council must take the following actions before Bonds can be issued:

- City Council directs preparation of a 5-Year Capital Improvement Plan.
- City Council conducts a Public Hearing on issuance of Bonds and Capital Improvement Plan.
- City Council approves Bonds and Capital Improvement Plan by at least a 4/5ths vote of the governing body membership.

The table below lists the steps in the issuing process:

09/26/2016	City Council adopts Resolution calling for Public Hearing on issuance of Bonds and on Capital Improvement Plan.
10/14/2016	Close date to get Notice of Public Hearing on issuance of Bonds and on Capital Improvement Plan to official newspaper for publication. Friday for Thursday publication
10/21/2016	Publish Notice of Public Hearing on issuance of Bonds and on Capital Improvement Plan (publication no more than 28 days and no less than 14 days prior to hearing date). Additionally, notice may be posted on the City's official web site, if any.
11/14@7: 00	City Council holds Public Hearing on Bonds and on Capital Improvement Plan and adopts Resolution giving preliminary approval for their issuance and approving Capital Improvement Plan by at least a 4/5ths vote of the governing body membership.
11/24/2016	City Council provides for sale of Bonds.
12/14/2016	Reverse referendum period ends (within 30 days of the public hearing).
01/09/2017	City Council accepts offer for Bonds and adopts Resolution-Approving sale of Bonds.
01/26/2017	Tentative closing/receipt of funds.

Net Debt Limit		Annual Levy Limit	
Assessor's Estimated Market Value	2,207,363,400	Assessor's Estimated Market Value	2,207,363,400
Multiply by 3%	0.03	Multiply by .16%	0.0016
Statutory Debt Limit	66,220,902	Statutory Levy Limit	3,531,781
Less: Debt Paid Solely from Taxes	(51,635,000)	Less: Annual Levy under CIP	(2,932,037)
Unused Debt Limit	14,585,902	Unused Levy Limit	599,744



RESOLUTION NO. 2016 -

**RESOLUTION CALLING PUBLIC HEARING ON
THE INTENTION TO ISSUE GENERAL OBLIGATION CAPITAL
IMPROVEMENT PLAN BONDS AND THE PROPOSAL TO
ADOPT A CAPITAL IMPROVEMENT PLAN FOR 2017 THROUGH 2021
UNDER MINNESOTA STATUTES, SECTION 475.521**

WHEREAS, pursuant to Minnesota Statutes, Section 475.521 the City of Fridley, Minnesota (the “City”) may issue bonds to finance capital expenditures under its capital improvement plan (the “Plan”) without an election provided that, among other things, prior to issuing the bonds the City adopts the Plan after a public hearing thereon and publishes a notice of its intention to issue the bonds and the date and time of a hearing to obtain public comment on the matter; and

WHEREAS, the City Council will hold a public hearing on its intention to issue general obligation capital improvement plan bonds (the “Bonds”) and to adopt the Plan therefor pursuant thereto on November 14, 2016.

NOW, THEREFOR, BE IT RESOLVED by the City Council of the City of Fridley, Minnesota, that the City Council hereby calls for a public hearing on its intent to issue the Bonds and to adopt the Plan therefor, such hearing to be held on the date and time set forth in Exhibit A attached hereto. The City Council is hereby directed to cause the notice to be published at least 14 but not more than 28 days before the hearing in the official newspaper of the City or a newspaper of general circulation in the City.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS 26th DAY OF SEPTEMBER, 2016.

SCOTT J. LUND - MAYOR

ATTEST:

DEBRA A. SGOGEN – CITY CLERK

EXHIBIT A

NOTICE OF PUBLIC HEARING

CITY OF FRIDLEY, MINNESOTA
2017-2021 CAPITAL IMPROVEMENT PLAN
AND NOTICE OF INTENTION TO ISSUE
CAPITAL IMPROVEMENT BONDS

NOTICE IS HEREBY GIVEN that the City Council of the City of Fridley, Minnesota (the “City”) will meet on Monday, November 14, 2016, at or after 7:00 p.m., at the City Hall in Fridley, Minnesota, in part to hold a public hearing concerning (1) the issuance of general obligation bonds (the “Bonds”) in an amount not to exceed \$50,505,000 to finance various capital improvements within the City; and (2) the proposal to adopt a capital improvement plan for 2017 through 2021 pursuant to Minnesota Statutes, Section 475.521.

All persons interested may appear and be heard at the time and place set forth above.

If a petition requesting a vote on the issuance of the Bonds, signed by voters equal to five percent of the votes cast in the City in the last municipal general election, is filed with the City Clerk within 30 days after the public hearing, the City may issue the Bonds only after obtaining approval of a majority of voters voting on the question at a municipal election.

A copy of the plan is available for inspection in the City Manager’s Office, City Hall, 6431 University Avenue N.E., Fridley, Minnesota 55432. Question or comments may be directed to the City Manager’s Office at 763-572-3500.

All interested persons may appear and be heard at the public hearing either orally or in writing, or may file written comments with the City Manager before the hearing.

Dated: October 21, 2016

BY ORDER OF THE CITY COUNCIL OF
OF THE CITY OF FRIDLEY, MINNESOTA

Scott J. Lund
Mayor

[Submit October 14, 2016; Publish October 21, 2016]

RESOLUTION NO. 2016 -

RESOLUTION GIVING PRELIMINARY APPROVAL FOR THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION CAPITAL IMPROVEMENT PLAN BONDS IN AN AMOUNT NOT TO EXCEED \$50,505,000 AND ADOPTING THE CITY OF FRIDLEY MINNESOTA CAPITAL IMPROVEMENT PLAN FOR 2017 THROUGH 2021 UNDER MINNESOTA STATUTES, SECTION 475.521

WHEREAS, the City Council of the City of Fridley, Minnesota (the "City") proposes to adopt the City of Fridley, Minnesota Capital Improvement Plan (the "Plan") and to issue its general obligation capital improvement plan bonds (the "Bonds") described in the Plan; and

WHEREAS, the City has caused notice of the public hearing on the intention to issue the Bonds and on the proposed adoption of the Plan to be published pursuant to and in accordance with Minnesota Statutes, Section 475.521; and

WHEREAS, a public hearing on the intention to issue the Bonds and on the proposed Plan has been held on this date, following published notice of the hearing as required by law; and

WHEREAS, in approving the Plan, the City Council considered for each project and for the overall Plan:

1. The condition of the City's existing infrastructure, including the projected need for repair and replacement;
2. The likely demand for the improvement;
3. The estimated cost of the improvement;
4. The available public resources;
5. The level of overlapping debt in the City;
6. The relative benefits and costs of alternative uses of the funds;
7. Operating costs of the proposed improvements; and
8. Alternatives for providing services more efficiently through shared facilities with other local governmental units; and

WHEREAS, the City Council has determined that the issuance of the Bonds is the best way to finance the capital improvements described in the Plan as authorized under Minnesota Statutes, Section 475.521.

NOW, THEREFOR, BE IT RESOLVED by the City Council of the City of Fridley, Minnesota, as follows:

1. The Plan is hereby in all respects approved.
2. The staff and consultants of the City are hereby authorized to do all other things and take all other actions as may be necessary or appropriate to carry out the Plan in accordance with any applicable laws and regulations.
3. The City gives preliminary approval to issuance of the Bonds in the maximum principal amount of \$50,505,000, provided that if a petition requesting a vote on issuance of the Bonds, signed by voters equal to five percent of the votes cast in the last municipal general election, is filed with City Clerk within 30 days of the closing of the public hearing, the

City may issue the Bonds only after obtaining approval of a majority of voters voting on the question at a municipal election.

4. The City declares its official intent to reimburse itself for the costs of the Plan from the proceeds of the Bonds.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS 14th DAY OF NOVEMBER, 2016.

SCOTT J. LUND - MAYOR

ATTEST:

DEBRA A. SKOGEN – CITY CLERK

[Bonds must be approved by at least four-fifths of the members.]

[Issuance of Bonds is subject to a 30-day reverse referendum after the public hearing.]



AGENDA ITEM CITY COUNCIL MEETING OF NOVEMBER 14, 2016

Date: November 8, 2016

To: Walter T. Wysopal, City Manager

From: Scott Hickok, Community Development Director
Julie Jones, Planning Manager
Stacy Stromberg, Planner

Subject: Public Hearing for Text Amendment, TA #16-04 to Amend Chapter 205.30 O-5,
Telecommunications and Towers

BACKGROUND

Technology is continually changing which requires updates and changes to telecommunication facilities and equipment. As of late, the City has gotten a couple requests from a company to install smaller telecommunications equipment and antennas within the public right-of-way. Our current telecommunications ordinance doesn't list the public right-of-way as an approved site, therefore prohibiting them within the public right-of-way.

In December of 2015, City staff asked the Council to establish a moratorium to allow staff the time needed to conduct research and analyze what other cities have done in regards to this new technology. The Council approved the moratorium and at this time, staff has prepared the attached text amendment to Chapter 205.30 O-5, Telecommunications and Towers ordinance to add language that will address Distributed Antenna Systems, or what is also referred to Small Cell Sites.

The moratorium did not include existing equipment on approved telecommunication sites that are adding new equipment or replacing existing equipment. It also did not affect smaller scale residential communications, such a satellite dishes, television, and radio antennas.

ANALYSIS

The City Attorney and Staff have consulted with the League of Minnesota Cities and other cities within the metro regarding this new technology. Through those consultations and discussions with the City's Public Works Director, we decided to draft the attached ordinance that will allow this new technology within the public right-of-way, provided specific performance standards can be met. One of the standards will require that the new equipment be attached to an existing structure that is already within the public right-of-way. The standards will also limit the size of the equipment and that the DAS user receives approvals from the owner of right of way and the owner of the existing structure in which the equipment will be located on. For example, an Xcel power pole within the MnDOT right-of-way along University Avenue will require approvals from both Xcel Energy and MnDOT.

This technology will be allowed through the issuance of a City right-of-way permit and/or a building permit.

This DAS's (small cell) technology is needed in areas where there is a high coverage need (Shopping Malls, Hospitals, at high traffic intersections) or at a large geographic area that have poor cell coverage. This

technology works directly with the large cell towers to provide the service that customers today are demanding.

PLANNING COMMISSION RECOMMENDATION

At the October 19, 2016 Planning Commission meeting, a public hearing was held for TA #16-04. No one from the public addressed the Planning Commission on this amendment. After a brief discussion, the Planning Commission made a motion to approve TA #16-04.

The motion was approved unanimously.

STAFF RECOMMENDATION

City staff recommends concurrence with the Planning Commission and that the Council hold the public hearing for TA #16-04. The first reading is scheduled for November 28, 2016, unless otherwise directed by Council.



INFORMATION MEMO

Cell Towers, Small Cell Technologies & Distributed Antenna Systems

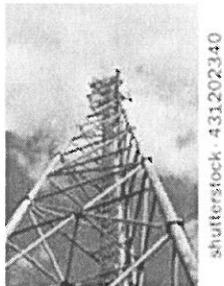
Learn about large and small cell tower deployment and siting requests for small cell and distributed antenna systems (“DAS”) technology. Better understand the trend of the addition of DAS or small cell equipment on existing utility equipment. Be aware of common gaps in city zoning, impact of federal law, and some best practices for dealing with large and small cell towers, as well as with DAS.

RELEVANT LINKS:

47 U.S.C. § 253 (commonly known as Section 253 of Telecommunications Act).

47 U.S.C. §332 (commonly known as Section 332 of Telecommunications Act).

FCC Website.



47 U.S.C. § 253 (commonly known as Section 253 of Telecommunications Act).

47 U.S.C. §332 (commonly known as Section 332 of Telecommunications Act).

FCC website interpreting Telecommunications Act of 1996.

I. Deployment of large cell towers or antennas

A cell site or cell tower creates a “cell” in a cellular network and typically supports antennae plus other equipment, such as one or more sets of transceivers, digital signal processors, control electronics, GPS equipment, primary and backup electrical power and sheltering. Only a finite number of calls or data can go through these facilities at once and the working range of the cell site varies based on any number of factors, including height of the antenna. The FCC has stated that cellular or personal communications services (PCS) towers typically range anywhere from 50 to 200 feet high.

The emergence of personal communications services, the increased number of cell providers and the growing demand for better coverage have spurred requests for new cell towers and small cell equipment nationwide. As a result, some cellular carriers, telecommunications wholesalers or tower companies, have attempted to quickly deploy telecommunications systems or personal wireless service facilities, and, in doing so, often claim federal law requires cities to allow construction or placement of towers, equipment or antennas in rights-of-way. Such claims generally have no basis. Although not completely unfettered, cities can feel assured that, in general, federal law preserves local zoning and land use authority.

A. The Telecommunications Act and the FCC

The Telecommunications Act of 1996 (TCA) represented America’s first successful attempt to reform regulations on telecommunications in more than 60 years; and, also, was the first piece of legislation to address internet access. Congress enacted the TCA to promote competition and higher quality in American telecommunications services and to encourage rapid deployment of new telecommunications technologies.

The Federal Communication Commission (FCC) is the federal agency charged with creating rules and policies under the TCA and other telecommunications laws.

This material is provided as general information and is not a substitute for legal advice. Consult your attorney for advice concerning specific situations.

RELEVANT LINKS:

47 U.S.C. § 253 (Section 253 of Telecommunications Act).

47 U.S.C. § 332(c)(7).

FCC 09-99, Declaratory Ruling (Nov. 18, 2009).

47 U.S.C. § 253(c),(e) (Section 253 of Telecommunications Act).

47 U.S.C. § 332(c)(7).

FCC 09-99, Declaratory Ruling (Nov. 18, 2009).

Sprint Spectrum v. Mills, 283 F.3d 404 (2nd Cir. 2002).

USCOC of Greater Missouri v. Vill. Of Marlborough, 618 F.Supp.2d 1055 (E.D. Mo. 2009).

FCC 09-99, Declaratory Ruling (Nov. 18, 2009).

The FCC also manages and licenses commercial users (like cell providers, telecommunications wholesalers and tower companies), as well as non-commercial users (like local governments). As a result, both the TCA and FCC rulings impact interactions between the cell industry and local government.

The significant changes in the wireless industry and its related shared wireless infrastructures, along with consumer demand for fast and reliable service on mobile devices, have fueled a frenzy of requests for large and small cell/DAS site development and/or deployment. As a part of this, cities find themselves facing cell industry arguments that federal law requires cities to approve tower siting requests.

Companies making these claims most often cite to Section 253 or Section 332 of the TCA as support. Section 253 states “no state or local statute or regulation may prohibit or have the effect of prohibiting the ability of any entity to provide any interstate or intrastate telecommunications service”. Section 332 has a similar provision ensuring the entry of commercial mobile services into desired geographic markets to establish of personal wireless service facilities.

These provision should not, however, be read out of context. When reading the relevant sections in their entirety, it becomes clear that federal law does not pre-empt local municipal regulations and land use controls. Specifically, the law states “[n]othing in this section affects the authority of a State or local government to manage the public rights-of-way or to require fair and reasonable compensation from telecommunications providers, on a competitively neutral and nondiscriminatory basis, for use of public rights-of-way ...” and that “nothing in this chapter shall limit or affect the authority of ...local government ... over decisions regarding the placement, construction, and modification of personal wireless service facilities”.

Courts consistently have agreed that local governments retain their regulatory authority and, when faced with making decisions on placement of towers, antenna or *new* telecommunication service equipment on city facilities, they have the same rights that private individuals have to deny or permit placement of a cellular tower on their property. This means cities can regulate and permit placement of towers and other personal wireless service facilities, including controlling height, exterior materials, accessory buildings and even location. Cities should be careful to make sure that local regulations don't have the effect of completely banning all cell towers or personal wireless service facilities. Such regulation could run afoul of federal law.

RELEVANT LINKS:

Vertical Broadcasting v. Town of Southampton, 84 F. Supp.2d 379 (E.D.N.Y. 2000).

Paging v. Bd. of Zoning Appeals for Montgomery City, 957 F.Supp 805 (W.D. Va. 1997).

Letter from Minnesota Department of Commerce to Mobilite.

Minn. Stat. §237.163 (specific to telecommunications carriers).

USCOC of Greater Missouri v. Vill. Of Marlborough, 618 F.Supp.2d 1055 (E.D. Mo. 2009).

Minnesota Towers Inc. v. City of Duluth, 474 F.3d 1052 (8th Cir. 2007).

NE Colorado Cellular, Inc. v. City of North Platte, 764 F.3d 929 (8th Cir. 2014) (denial of CUP for tower must be “in writing” but need not be a separate finding from the reasons in the denial).

Minn. Stat. § 15.99. See LMC information memo, *The 60-Day Rule: Minnesota’s Automatic Approval Statute*.

Some cellular companies try to gain access by claiming they are utilities. The basis for such a claim usually follows one of two themes – either that, as a utility, federal law entitles them to entry; or, in the alternative, under the city’s ordinances, they get the same treatment as other utilities. Courts consistently have rejected the first argument of entitlement, citing to the specific directive that local municipalities retain traditional zoning discretion.

In the alternative, the argument that a city’s local ordinances include towers as a utility has, on occasion and in different states, carried more weight with a court. To avoid any such arguments, cities can specifically exclude towers, antenna, small cell, and DAS equipment from their ordinance’s definition of utilities. The Minnesota Department of Commerce, in a letter to a wireless infrastructure provider, cautioned the company that its certificate of authority to provide a local niche service did not authorize it to claim an exemption from local zoning. The Minnesota Department of Commerce additionally requested that the offending company cease from making those assertions.

B. Limitations on cities’ authority

Although federal law expressly preserves local governmental regulatory authority, it does place several substantive and procedural limits on that authority. Specifically, a city:

- cannot unreasonably discriminate among providers of functionally equivalent services,
- cannot regulate those providers in a manner that prohibits or has the effect of prohibiting the provision of telecommunications services or personal wireless services,
- must act on applications within a reasonable time (easily met by compliance with Minnesota’s 60 day rule), and
- must document denial of an application in writing supported by “substantial evidence”.

RELEVANT LINKS:

Smith Comm. V. Washington Cty, Ark., 785 F.3d 1253 (8th Cir. 2015) (substantial evidence' analysis involves whether the local zoning authority's decision is consistent with the applicable local zoning requirements and can include aesthetic reasons).

FCC 09-99, Declaratory Ruling, Nov. 18, 2009.

Tower and Antenna Siting FAQ sheet from FCC.

T-Mobile West V. Crow, No. CV08-1337 (D. AZ. Dec. 16, 2009).

Minnesota Towers Inc. v. City of Duluth, 474 F.3d 1052 (8th Cir. 2007).

Smith Comm. V. Washington Cty, Ark., 785 F.3d 1253 (8th Cir. 2015).

Voicestream PCSII Corp. v. City of St. Louis, No. 4:04CV732 (E.D.Mo. August 3, 2005) (city interpretation of city ordinance treats communication facility as a utility).

USCOC of Greater Missouri v. Vill. Of Marlborough, 618 F.Supp2d 1055 (E.D. Mo. 2009).

Proof that the local zoning authority's decision furthers the applicable local zoning requirements satisfies the substantial evidence test. Municipalities cannot cite environmental concerns as a reason for denial, however, when the antennas comply with FCC rules on radio emissions. In the alternative, cities can request proof of compliance with the FCC rules.

Bringing an action in federal court represents the only recourse available to the cellular industry to challenge a siting request denial. Based on the limitations set forth in the federal law on local land use and zoning authority, most often, when cities deny siting requests, the challenges to those denials claim:

- the municipal action has the effect of “prohibiting the provision of personal wireless service”; or
- the municipal action unreasonably discriminates among providers of functionally equivalent services (i.e. cell providers claiming to be a type of utility so they can get same treatment as utility under city ordinance).

C. Court decisions

The Eighth Circuit (controlling law for Minnesota) recognizes that cities do indeed retain local authority over decisions regarding the placement and construction of towers and personal wireless service facilities.

The Eighth Circuit also has heard cases where a carrier or other telecommunications company argue they are a utility and should be treated as such under local ordinances. Usually the companies that provide wholesale telecommunication services to licensed carriers (most often occurring in the Distributed Antenna System or DAS, systems discussed in Section II below) make this argument. Absent a local ordinance that includes this type of equipment within its definition of utilities, courts do not necessarily deem cell towers or other personal communications services equipment functionally equivalent to utilities. Additionally, courts have found that the federal law anticipates some disparate application of the law, even among those deemed functionally equivalent. For example, courts determined it reasonable to consider the location of a cell tower when deciding whether to approve tower construction (finding it okay to treat different locations differently), as long as cities do not allow one company to build a tower at a particular location at the exclusion of other providers.

RELEVANT LINKS:

LMC information memo, *Regulating City Rights of Way*, and model right of way ordinance.

See Appendix, Sample Ordinances and Agreements.

See Appendix, Sample Ordinances and Agreements.



D. City Approaches

Regulation of placement of cell towers and personal wireless services can occur in a variety of different ways, including zoning ordinances, rights-of-way (ROW) management ordinances or adopting a specific cell tower/telecommunication ordinance. Minnesota law provides cities with comprehensive authority to manage their ROWs. With the unique application of federal law to telecommunications, coupled by siting requests that may request siting both in and out of rights-of-way, many cities find that having a separate telecommunications ordinance (in addition to a ROW ordinance) allows cities to better regulate towers and other telecommunications equipment, including addressing location, design, height, lighting, finish or accessory buildings. Some cities also have modified the definitions in their ordinances to exclude cell towers, telecommunications, wireless systems, DAS, small cell equipment and more from utilities to counter the cell industry's requests for equal treatment or more lenient zoning under the city's zoning ordinances.

In addition to adopting specific regulations, many city zoning ordinances recognize these structures as conditional uses requiring a permit (many of these regulations include a provision for variances, if needed). With the emergence of small cell technologies, like DAS systems described in a later part of this memo, cities have started to amend their zoning and cell tower/telecommunications ordinances to account for more expedited decisions on small cell/DAS siting requests, including establishing a separate administrative approval process for these less burdensome requests to add technologies onto existing structures, like poles or water towers. In addition, because these new technologies attach to existing structures, cities often need additional documents for managing these relationships including Master Licensing Agreements, License Supplement (or Lease); Pole Attachment Application (if city's ordinance so requires in its permit process); and Bill of Sale (for sale of pole from carrier to city).

II. Deployment of small cell technologies and DAS

Small cell equipment and DAS both transmit wireless signals to and from a defined area to a larger cell tower and often are installed at sites that support cell coverage either within a large cell area that has high coverage needs or, in the alternative, at sites within large geographic areas that have poor cell coverage overall.

RELEVANT LINKS:



See Appendix, Sample Ordinances and Agreements.

See Appendix, Sample Ordinances and Agreements.

47 U.S.C. §332 (commonly known as Section 332 of Telecommunications Act).

Situational needs dictate when cell providers use small cell towers, as opposed to DAS technology. Generally, cell providers install small cell towers when they need to target specific indoor or outdoor areas like stadiums, hospitals, or shopping malls. DAS technology, alternatively, uses a small radio unit and an antenna (that directly link to an existing, large cell tower via fiber optics). Installation of a DAS often involves cell providers using the fiber within existing utility structures to link to its larger cell tower. Cities sometimes are asked to provide the power needed for the radios, which the city can negotiate into the leasing agreement with the cell provider.

A. Additional zoning and permitting needs

Currently many cities' zoning ordinances address large cell sites, but not small cell towers or DAS. Cities should review their ordinances to establish an efficient way to review and process small cell/DAS requests, particularly in light of federal law. As discussed earlier in this memo, one common approach includes setting up an administrative approval process to more quickly review requests for these small cell/DAS technologies.

Since the placement of small cell technology or DAS on existing structures oftentimes can result in cities renting space on city owned structures, like poles or water towers, cities should also consult city attorneys to get assistance with drafting master licensing agreements, license supplement (or lease); pole attachment application (if city's ordinance so requires in its permit process); and bill of sale (for sale of pole from carrier to city).

Generally, the terms of the Master License Agreement should include provisions regarding:

- licensing scheme
- definitions of scope of permitted uses
- establishment of ROW rental fee
- protection of city resources
- provision of contract term
- specification of each installation subject to sublicense or lease
- establishment of application approval process
- statement of general provisions

Cities also should be aware that new DAS or new small cell technologies are subject to the same restrictions under federal law that apply to large of towers. Specifically,

RELEVANT LINKS:

FCC 09-99, Declaratory Ruling (Nov. 18, 2009).

FCC 14-153, Report & Order (October 21, 2014).

See, "Small Cells and distributed antenna systems," Best, Best and Krieger Law (Sept. 2014).

Section 6409(a) of the Middle Class Tax Relief and Job Creation Act of 2012, codified at 47 U.S.C. § 1455.

FCC Public Notice AD 12-2047 (January 25, 2013).

FCC 14-153, Report & Order (October 21, 2014).

FCC Public Notice AD 12-2047 (January 25, 2013).

- a city may not unreasonably discriminate among providers of functionally equivalent services,
- may not regulate in a manner that prohibits or has the effect of prohibiting the provision of personal wireless services,
- must act on applications within a reasonable time and
- must make any denial of an application in writing supported by substantial evidence in a written record.

The below questions may help guide cities when reviewing current ordinances:

- Does the city's zoning ordinance apply to smaller facilities in the rights-of-way?
- Will the city's regulatory process allow it to review a request to place a number of facilities at multiple sites in a timely way?
- Can the city ensure that small facilities, once approved, will not expand into harmful facilities later?
- Does the DAS provider have wireless customers, or is it only placing facilities with the hope of obtaining them?
- Has the city developed an approach to leasing government-owned property for new wireless uses that protects the community and maximizes the value of its assets?
- Does the city's rights of way management ordinance exclude these small facilities from the definition of utilities?

B. Modifications of existing telecommunication structures

Cities should know that, if a siting requests proposes *a modifications to and/or collocations of wireless transmission equipment on existing FCC regulated towers or base stations*, then federal law further limits local municipal control. Specifically, the law requires cities to grant requests for modifications or collocation to existing FCC regulated structures when that modification would not "substantially change" the physical dimensions of the tower or base station. The FCC has established guidelines on what "substantially change the physical dimensions" means and what constitutes a "wireless tower or base station".

Once small cell equipment or antennae gets placed on that pole, then the pole became a telecommunication structure subject to federal law and FCC regulations. Accordingly, the city now must comply with the more restrictive federal laws which allow modifications to these structures that do not substantially change the physical dimensions of the pole, like having equipment from the other cell carriers.

RELEVANT LINKS:

FCC Public Notice AD 12-2047 (January 25, 2013).

City of Arlington Texas, et. al. V. FCC, et. al., 133 S.Ct. 1863, 1867 (2013) (90 days to process collocation application and 150 days to process all other applications, relying on §332(c)(7)(B)(ii)).

Minn. Stat. § 15.99.

This model ordinance and other information can be found at National Association of Counties Website.

Under this law, it appears cities cannot ask an applicant who is requesting modification for documentation information other than the modification impacts the physical dimensions of the structure. Accordingly, documentation illustrating the need for such wireless facilities or justifying the business decision likely cannot be requested. Of course, as with the other siting requests, state and local zoning authorities must take prompt action on these siting applications for wireless facilities (which Minnesota's 60 day shot clock rule satisfies).

Two wireless industry associations, the WIA (formerly known as the PCIA) and CTIA, collaborated with the National League of Cities, the National Association of Counties, and the National Association of Telecommunications Officers and Advisors to: (1) develop a model ordinance and application for reviewing eligible small cell/DAS facilities requests under federal law (2) discuss and distribute wireless siting best practices; (3) create a checklist that local government officials can use to help streamline the review process; and (4) hold webinars regarding the application process.

III. Moratoriums

The cellular industry often challenge moratoriums used to stall placement of cell towers, as well as small cell/DAS technology, until cities can address regulation of these structures. Generally, these providers argue that these moratoriums:

- prohibit or have the effect of prohibiting the provision of personal wireless services; or
- violate federal law by failing to act on an application within a reasonable time.

Courts agree that the legality of moratoria related to cell tower or personal wireless service deployment requires a case by case analysis and turns on the facts of each situation. Review of these moratoriums oftentimes depend upon:

RELEVANT LINKS:

APT Minneapolis, Inc. v. Stillwater Township, Civil No 00-2500 (D. Minn. June 22, 2001) (unpublished).

Sprint Spectrum v. City of Medina, 924 F.Supp. 1036 (W.D.Wash.1996).

Sprint Spectrum v. Town of W.Seneca, 659 N.Y.S.2d 687 (N.Y.Sup.Ct.1997).

Sprint Spectrum v. Jefferson County, 968 F.Supp. 1457 (N.D.Ala.1997).

Telecommunications Advisors v. Bd. of Selectmen of the Town of W. Stockbridge, 27 F.Supp.2d 284 (D.Mass.1998).

- whether the city already had a cell tower ordinance in effect at the time of application or if the city passed the moratorium because they had no relevant zoning in place);
- how much time had passed since the passing of the federal law, indicating whether this moratorium was not in response to recent legislation;
- whether the city continued to accept applications during the moratorium, even if final decisions became delayed; and
- the length of time for the moratorium.

IV. Conclusion

With the greater use of calls and data associated with mobile technology, cities are likely to see more new cell towers, as well as small cell technology/DAS requests. As a consequence, it would make sense to proactively review city regulations to ensure they are consistent with federal law, while still retaining control over the deployment of structures and in and uses of rights of way.

Appendix A: Sample Ordinances and Sample Agreements

Many cities address cell towers in their ordinances already. For information purposes only, the links below reference just a few of these telecommunications facilities ordinances in Minnesota:

Sample Telecommunications Ordinances

City of Edina

Ordinance: ([Chapter 34 Telecommunications](#))

City of Greenwood

Ordinance ([Page 98, Telecommunications Facilities](#))

City of Minneapolis

Ordinance: ([Amendment to Ordinance to accommodate Small Cell/DAS equipment](#))

City of Minnetonka

Ordinance: ([Section 300.34 Telecommunications Facilities](#))

Sample Master License Agreement for DAS/Small Cell

Texas City Attorney Association

Addendum to Local Gov. Code, Chapter 283

San Antonio, Texas

Boston, Massachusetts

San Francisco, California:

[https://www.sfmta.com/sites/default/files/agendaitems/7-15-14 Item 12 Wireless Policy.pdf](https://www.sfmta.com/sites/default/files/agendaitems/7-15-14%20Item%2012%20Wireless%20Policy.pdf)

Sample Ordinances approving Master License Agreement for DAS/Small Cell

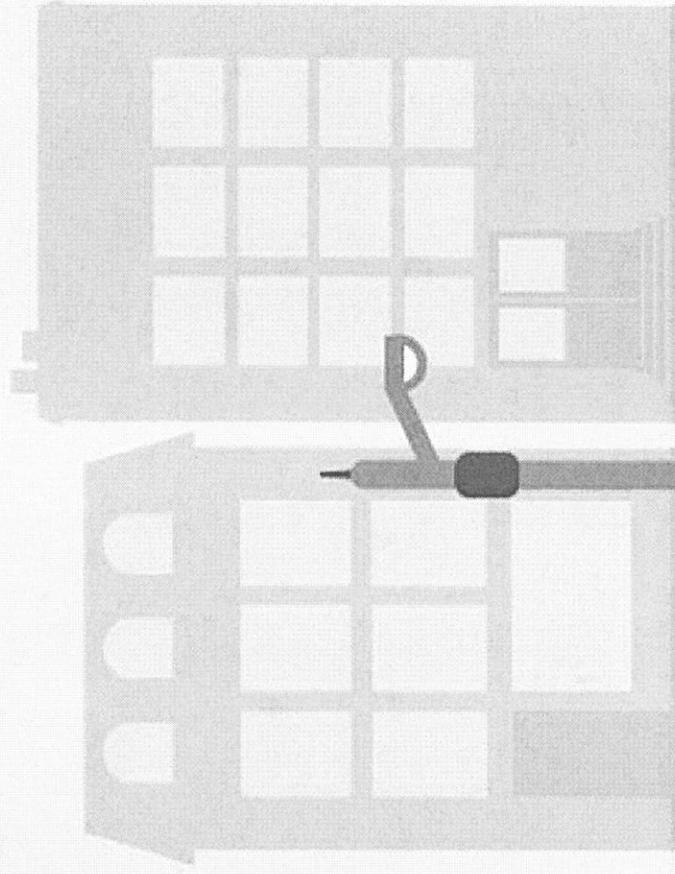
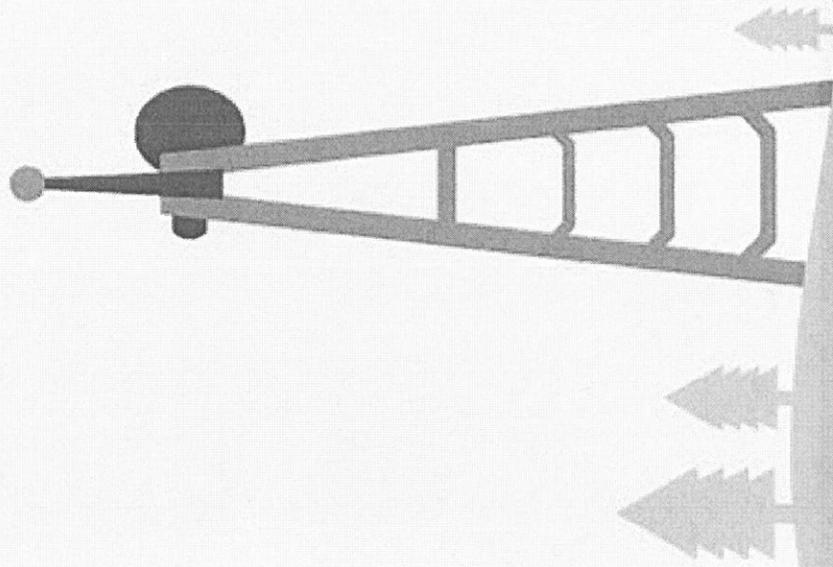
Houston, Texas

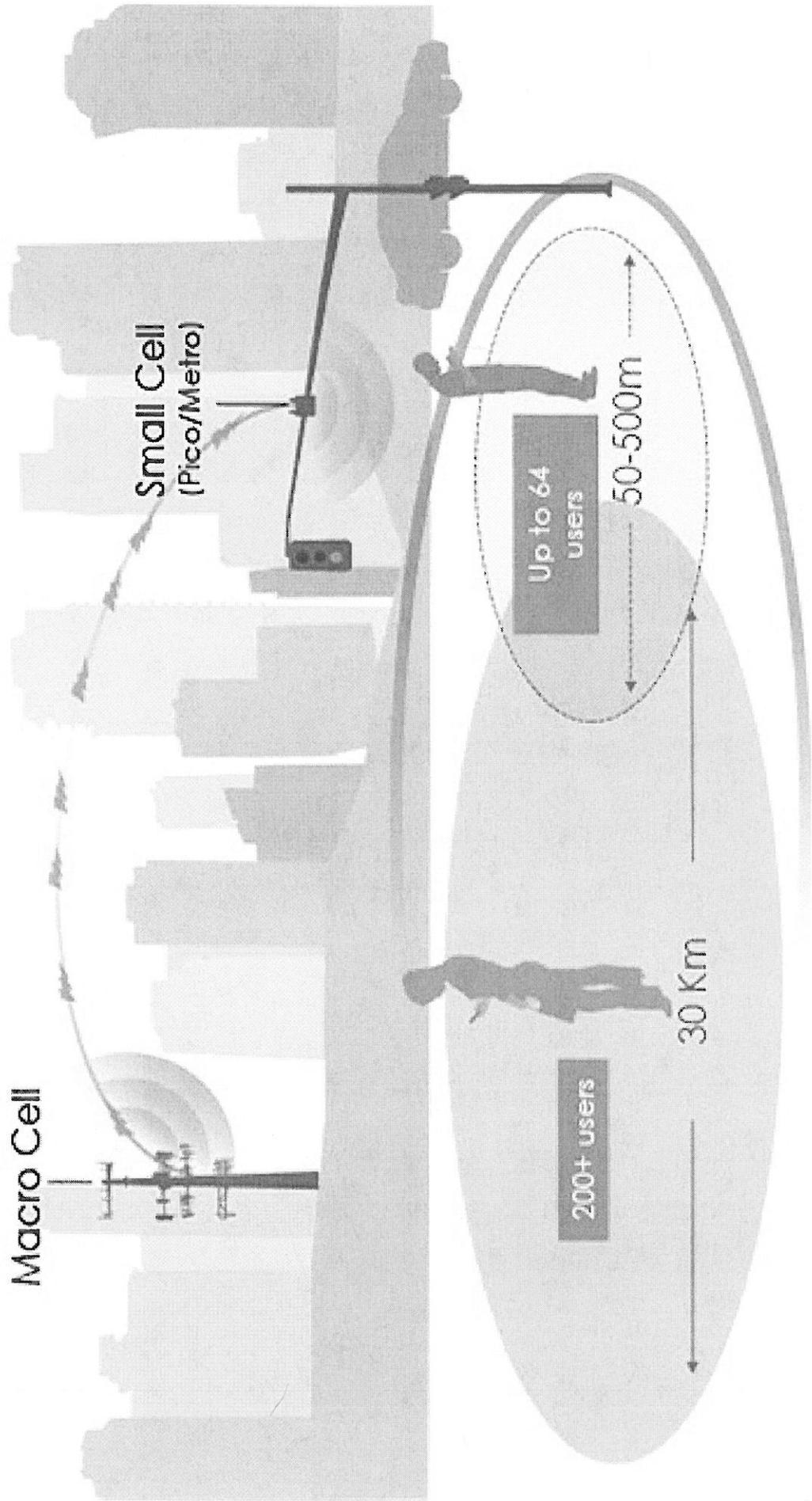
San Antonio, Texas

Cooperation Agreement with Verizon

Boston, Massachusetts

Towers, small cells, or both?





No Cell Left Behind

Cellular service providers are changing their coverage strategy to fill in gap coverage.

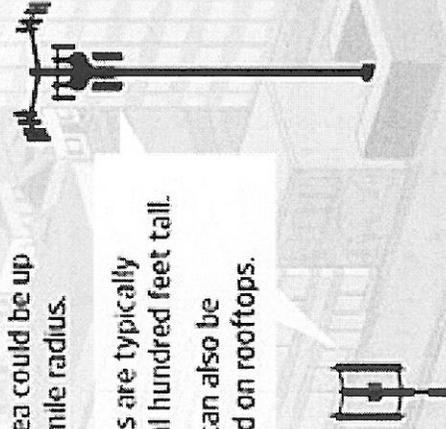
Current Strategy

Historically, tall towers have been used to provide coverage to several thousand people.

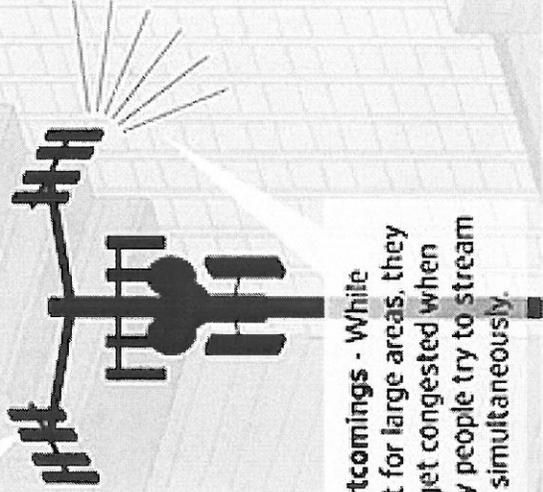
This area could be up to a 3-mile radius.

Towers are typically several hundred feet tall.

They can also be located on rooftops.



Multiple carriers can affix transmitters to these towers, operating on their respective frequencies.



Shortcomings - While great for large areas, they can get congested when many people try to stream data simultaneously.

New Strategy

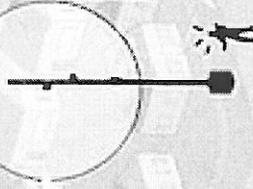
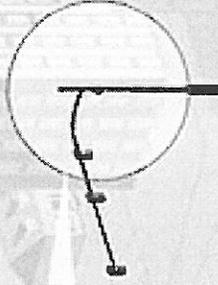
Outdoors - Small cells are increasingly being used to fill in gaps and improve capacity. They typically cover a few hundred feet and only about 100 users.

Providers are striking deals with municipalities to attach them to street lamps and utility poles.

They're also being placed atop newly installed poles on municipal land, such as the grass strips between the sidewalk and street. These can be 35 feet to 120 feet tall.

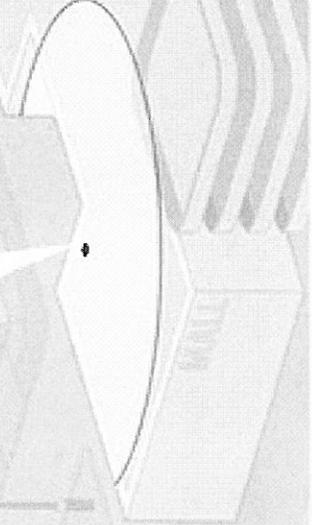
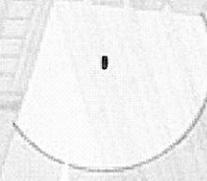
Indoors - Some small antenna systems are designed to serve dead spots in buildings, serving about 30 people.

This can cover a 10,000 to 20,000 square foot area.



Some of these have been met with public opposition.

Others are designed to serve concentrated indoor populations such as airports and mall.



Ordinance No. _____

AN ORDINANCE AMENDING CHAPTER 205.30 O-5, TELECOMMUNICATIONS AND TOWERS AND FACILITIES DISTRICT TO ADD LANGUAGE TO THE CODE THAT DEFINES AND REGULATES “SMALL CELL” TECHNOLOGY WITHIN THE RIGHT-OF-WAY, AS WELL AS OTHER GENERAL HOUSEKEEPING AMENDMENTS.

The Fridley City Council hereby finds after review, examination and recommendation of staff that Chapter 205.30 O-5, Telecommunications and Towers and Facilities District be amended as follows:

FRIDLEY CITY CODE
SECTION 205.30. O-5 TELECOMMUNICATIONS TOWERS
AND FACILITIES DISTRICT
(Ref Ords 1112, 1114, 1117 1136, 1302)

205.30.1. PURPOSE AND INTENT

The general purpose of this Section is to create an overlay zone to regulate the placement, construction, and modification of towers and wireless telecommunications facilities as well as regulate placement, construction and operation of distributed antenna systems in the public right-of-way in order to protect the health, safety, and welfare of the public, while at the same time not unreasonably interfering with the development of the competitive wireless telecommunications marketplace in the City.

Specifically, the purposes of this Section are:

- A. To protect residential areas and land uses from potential adverse impact of towers and wireless telecommunications facilities;
- B. To minimize adverse visual impact of towers and wireless telecommunications facilities through careful design, siting, landscaping, and innovative camouflaging techniques;
- C. To promote and encourage shared use/collection of towers and existing antenna support structures as a primary option rather than construction of additional single-use Towers in order to minimize the adverse visual impact of towers and wireless telecommunications Facilities;
- D. To avoid potential damage to property caused by towers and wireless telecommunications facilities by ensuring that such structures are soundly and carefully designed, constructed, modified, maintained, located, and removed when no longer used or determined to be structurally unsound;
- E. To ensure that towers and wireless telecommunications facilities are compatible with surrounding land uses;
- F. To facilitate the provision of wireless telecommunications services to the residents and businesses of the City in a streamlined, orderly, and efficient fashion;
- G. To encourage the location of towers in industrial and business districts, rather than residential areas;

- H. To enhance the ability of providers of telecommunication services to provide such services to the community quickly, effectively, and efficiently;
- I. To identify specific sites within the City where wireless telecommunications facilities may be located.
- J. To serve the growing demand for telecommunications services through placement of distributed antenna systems (DAS) in the public right-of-way.

205.30.2. DEFINITIONS

The following words, terms, and phrases, when used in this section, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning;

“Antenna Support Structure” means any building or other structure other than a tower which can be used for location of wireless telecommunications facilities.

“Applicant” means any Person that applies for a permit for wireless telecommunication facilities or towers, automatic meter reading devices or DAS.

“Application” means the process by which a person submits a request to develop, construct, build, modify, or erect wireless telecommunication facilities or a tower upon land within the City, develop, construct, build, modify, or erect an automatic meter reading system within the City; or develop, construct, build, modify, or erect DAS within the public right-of-way. Application includes all written documentation, verbal statements and representations, in whatever form or forum, made by an applicant to the City concerning such a request.

“Approved Site” means a site which has been approved by the City Council as an eligible location for placement of wireless communication facilities.

“Automatic Meter Reading device” means a device which is designed for collecting, storing, processing, filtering and forwarding utility meter data within the public safety and utility bandwidth licensed by Federal Communications commission, including any antenna attached to such device and excluding devices reading and transmitting data from a single utility meter.

“Automatic Meter Reading system” means a series of devices which is designed for collecting, storing, processing, filtering and forwarding utility meter data within the public safety and utility bandwidth licensed by Federal Communications Commission, including any antenna attached to such device.

“City” means the City of Fridley, Minnesota.

“Distributed Antenna System (DAS)” means a network of remote communications nodes deployed throughout a desired coverage area, which includes at least one antenna for transmission and reception utilizing a high capacity signal transport medium connecting each node to a central communications hub site and radio transceivers located at the hub site or at each individual node to process the communications signals transmitted and received through the antennas. Also referred to as DAS or “small cell”.

“Electrical Engineer” means an electrical engineer licensed by the State of Minnesota.

“*Existing Site*” means a tower or antenna support structure installed or erected prior to December 18, 1997, and which is not located on an approved site.

“*Owner*” means any Person with fee simple title to any approved site, existing site, site approved by special use permit, or wireless telecommunications facility.

“*Pad Mount Device*” means a device which is designed for collecting, storing, processing, filtering and forwarding utility meter data within the public safety and utility bandwidth licensed by Federal Communications Commission, including any antenna attached to such device like the automatic meter reading device, but, which is installed on its own pedestal and not on an existing public utility structure.

“*Person*” is any natural person, firm, partnership, association, corporation, company, or other legal entity, private or public, whether for profit or not for profit.

“*Public Utility Structure*” means a structure or pole appropriate for supporting wires for communications or the transmission of data or electricity and located on a public right-of-way or public utility easement ~~or~~ privately owned property.

“*Satellite Earth Station Antenna*” is all equipment necessary for processing of traffic received from terrestrial distributions prior to transmission via satellite and of traffic received from the satellite prior to transfer of channels of communication to terrestrial distribution systems.

“*State*” means the State of Minnesota.

“*Structural Engineer*” means a structural engineer licensed by the State of Minnesota.

“*Telecommunications Right-of-Way User*” means a person owning or controlling a facility in the public right-of-way, or seeking to own or control a facility in the public right-of-way, that is used or is intended to be used for transporting telecommunication or other voice or data information. A cable communication system defined and regulated under Minn. Stat. Chapter 238, and telecommunications activities related to providing natural gas or electric energy services whether provided by a public utility as defined in Minn. Stat. §216B.02, a municipality, a municipal gas or power agency organized under Minn. Stat. Chapters 453 or 453A, or a cooperative electric association organized under Minn. Stat. Chapter 308A, are not telecommunications right-of-way users for the purposes of this Chapter.

“*Tower*” Means a self-supporting lattice, guyed, or monopole structure constructed from grade which supports wireless telecommunications facilities. The term “tower” shall not include amateur radio operator’s equipment as licensed by the FCC.

“*Wireless Telecommunications Facilities*” means any cables, wires, lines, wave guides, antennas, and any other equipment or facilities associated with the transmission or reception of communications (other than radio or television broadcast communications) which a person seeks to locate or have installed upon or near a tower or an antenna support structure. However, the term wireless telecommunications facilities shall not include:

- A. Any satellite earth station antenna two meters in diameter or less which is located in an area zoned industrial or commercial; and

- B. Any satellite earth station reception antenna one meter or less in diameter, regardless of zoning category; and
- C. Automatic meter reading systems.
- D. Distributed Antenna System (DAS)

205.30.3. NON-CONFORMING USES

- A. Existing sites shall be considered a legal non-conforming use, unless otherwise provided for in this Chapter.
- B. Installation of additional wireless telecommunications facilities beyond those in existence on December 18, 1997, on existing sites is prohibited. Failure to comply with this provision will be considered a violation of this Chapter and subject to the penalties described herein. Routine maintenance of wireless telecommunications facilities on Existing Sites is permitted, except that existing sites and any wireless telecommunications facilities installed on existing sites may not increase in size, height, weight, or otherwise result in an increase in the intensity of the non-conforming use.
- C. If any wireless telecommunications facilities in an existing site are abandoned for a period of one year, such existing site shall lose its legal conforming status and shall be considered an illegal nonconforming use. The abandoned wireless telecommunications facilities shall not be re-established on the site, and must be removed within twelve (12) months of the cessation of operations. If not removed, the city may remove the facility and assess the costs of removal against the Owner(s), according to the procedures established in Chapter 128 of the City Code.

205.30.4. DISTRICT BOUNDARIES FOR OVERLAY ZONE

A Telecommunications Towers and Facilities District, 0-5, is created and shall apply to all land within the City subject to the provisions and use requirements contained in this Section.

205.30.5. USES PERMITTED

- A. The construction of towers and the installation, operation and maintenance of wireless telecommunications facilities shall be permitted use in the approved sites identified on Appendix A to this Ordinance, subject to the provisions of this Chapter. Additional approved sites may be approved by the City Council, subject to the amendment procedures set forth in Section 205.05.04 of the City code, and the requirements of this section.
- B. All principal, special use, and accessory uses allowed in each underlying primary zoning district are permitted in the telecommunications towers and facilities district, except that no towers shall be constructed, and no wireless telecommunications facilities shall be placed on towers or antenna support structures, except as provided for in this Chapter.

C. Special Uses. The construction of towers and the installation, operation, and maintenance of wireless telecommunications facilities shall be a special use in Zoning districts M-1, M-2, M-3, and M-4, and any abutting railroad rights-of-way ~~management~~.

D. Automatic Meter Reading System Performance Standards. ~~In addition, a~~ All automatic meter reading systems must meet the following performance standards:

- (1) All automatic meter reading devices located in the public right-of-way, must obtain an automatic meter reading device permit and pay the appropriate permit fee, as provided for in Chapter 407 and Chapter 11 of the City Code. This permit requirement does not apply to individual meters or mobile automatic reading devices.
- (2) Mapping information for the site(s) must be provided with the automatic meter reading device permit application in a format compatible to be utilized by the City of Fridley's Geographic Information System (GIS).
- (3) All automatic meter reading device(s) must be located no higher than the top of a public utility structure and no closer to grade than fifteen (15) feet.
- (4) Automatic meter reading devices not installed on a public utility structure will be considered as pad mount design. Its location shall be subject to review and approval of the City prior to automatic meter reading device permit application.
- (5) All automatic meter reading devices must be the same color as the public utility structure on which they are located or as approved by City Staff.

E. Distributed Antenna System (DAS) Performance Standards. All DAS operators and DAS within the public right-of-way shall meet the following criteria and performance standards:

- (1) The DAS shall only be located on an existing public utility structure, excluding stop lights.
 - a. If the public utility structure must be replaced to structurally accommodate the DAS, the replacement public utility structure height shall not exceed the existing public utility structure height and the public utility structure diameter shall not exceed the existing public utility structure diameter by more than 50 (fifty) percent. Once the public utility structure has been replaced to increase its diameter pursuant to this provision, it shall not again be further increased.
- (2) The City may prohibit DAS attachment to decorative public utility structures.
- (3) There shall be no interference with public safety communication or with the original use of the public utility structure.
- (4) The DAS shall not block light emanating from the public utility structure.
- (5) If the DAS is to be attached to a City-owned public utility structure, the applicant shall pay a license fee to the City.

- (6) The DAS shall, to the greatest extent possible match the public utility structure in color, material and design and the DAS design shall, to the greatest extent possible minimize exposed cables, wires and other attachment hardware.
- (7) The DAS shall not extend above the top of the existing public utility structure and the height of the existing public utility structure shall not be increased in height to accommodate the DAS.
- (8) The DAS shall be no larger than three (3) cubic feet and have no individual surface larger than four (4) feet.
- (9) The DAS shall not extend outward from the utility structure by more than three (3) feet.
- (10) There shall be no ground equipment.
- (11) The DAS applicant shall provide evidence that the public utility structure has adequate structural capacity to carry the additional equipment proposed.
- (12) The DAS applicant must agree that the DAS or any component of the DAS equipment must be shall be removed and relocated, at the applicant's sole expense and at no expense to the City, if the City or road authority for the public right-of-way in which it is located requires removal or and relocation of the public utility structure for a public project.
- (13) The DAS applicant shall submit in writing to the City, written approval from the public utility structure owner for which the DAS will be attached to.
- (14) The DAS applicant shall obtain any and all permits and approvals from road authority for the public right-of-way in which is DAS is located.
- (15) The DAS applicant must be a telecommunications right-of-way user as defined in Minn. Stat. § 237.162, Subd. 4.
- (16) The DAS applicant shall obtain a right-of-way permit from the City's engineering department and comply with any requirements set forth in the right-of-way permit and City Code Chapter 407, Rights of Way Management.
- (17) The DAS applicant shall comply with all applicable local, state, and federal ordinances, statutes and regulations.

205.30.6. CRITERIA FOR ADDING APPROVED SITES TO APPENDIX A

Additional approved sites, other than those provided in Appendix A to this Ordinance, shall be approved by the City Council according to the amendment procedures of Section 205.05.04 of the City code. The criteria used to determine whether a site shall be designated as an approved site shall include, but not be limited to, the following requirements:

- A. Whether the proposed new site is capable of being developed to support more than two operating wireless telecommunications facilities comparable to the others in weight, size, and surface area.

- B. Whether the proposed new site poses a risk of explosion, fire, or other danger due to its proximity to volatile, flammable, explosive, or hazardous materials such as LP gas, propane, gasoline, natural gas, or corrosive or other dangerous chemicals; and
- C. Whether the proposed new site is necessary and that useable approved sites are not located within a one-half (1/2) mile radius of the proposed new site; and
- D. Whether all foreseeable telecommunications uses of the proposed site could comply with any separation and buffer requirements of the underlying zoning district;
- E. Whether all foreseeable telecommunications uses of the proposed new site could comply with the setback requirements of the underlying zoning district; and
- F. Whether the proposed site is accessible for service vehicles;
- G. If applicable, whether the proposed site has been designed and certified by a structural engineer to be structurally sound and, at minimum, in conformance with the Building and Electric Codes adopted by the City, the National Electric Safety Code, and any other standards and requirements outlined in this Section.
- H. If applicable, whether the approved site complies with all applicable Federal Aviation Administration lighting and painting regulations.
- I. Whether the proposed site will further the City's objective that all towers, antenna support structures, and wireless telecommunications facilities be designed to blend into the surrounding environment.
- J. Whether the proposed site has adequate open space to allow wireless telecommunications facilities to be installed without detrimentally impacting landscape, displacing parking, or impeding sight lines of a current or future principal use.
- K. Whether the proposed site adequately contributed to the City's overall effort to adequately meet the needs of the wireless telecommunications industry.
- L. Whether the proposed site has amenities such as trees that will allow screening and sight line relief. If no, whether the combination of site size and other site features help to provide sight line relief.
- M. Whether there are other structures near the proposed site that can serve as visual distractions such as high power transmission structures, highway shoring, billboards.
- N. Whether there are existing buildings or natural topographic features that meet the height requirements of wireless telecommunications facilities without a tower structure, or which allow for a lower overall height of any necessary Tower.
- O. Whether there is adequate space on the proposed site so that the base of any necessary Tower can accommodate essential equipment.
- P. Whether the proposed site is outside of any underlying residential zoning districts.

- Q. Whether housed equipment can be placed on top or on the side of a structure that currently exists in the proposed site.

205.30.7. APPLICATION FOR PLACEMENT OF TOWERS OR WIRELESS TELECOMMUNICATIONS FACILITIES ON APPROVED SITES IN THE CITY.

- A. All persons seeking to install, operate and maintain towers wireless telecommunications facilities in approved sites in the city must file a telecommunication site ~~special-use~~ permit application with the City which shall include:
- (1) The names, address, and telephone number of the Applicant; and
 - (2) Written, technical evidence from a qualified and licensed structural engineer that the proposed tower or antenna support structure is capable of supporting the equipment necessary to install, operate, and maintain the proposed antenna. The engineer shall also certify the capability of the tower to provide adequate structural support considering existing or other proposed antenna installations. The engineer shall also assess and state the design safety margin of the entire antenna support system. The engineer shall state that within the limits of engineering certainty, if the structure would fall or collapse for any reason or due to any event, the structure will be completely contained within the area identified; and
 - (3) If proposed on a City-owned site, a completed application form for lease approval as provided by the City; and
 - (4) A report from a qualified and licensed professional engineer which described the height and design of the proposed wireless telecommunications facility including a cross-section and elevation; and
 - (5) A scalable site plan drawn at an engineering scale showing the location of the wireless telecommunications facility in relation to surrounding structures; and
 - (6) If located on a water tower, a written report addressing the requirements contained herein for water towers; and
 - (7) Foundation, cross-section, and building plans for installation of the wireless telecommunications facility; and
 - (8) An application fee as required by Chapter 11; and
 - (9) The application shall also contain an affirmative statement indicating that the applicant agrees to comply with the provisions in Section 205.30.2425. regarding abandonment; and
 - (10) No new or existing wireless telecommunications service will interfere with public safety telecommunications. Before the introduction of new service or before implementing any change in existing service, all wireless telecommunications service providers shall notify the City at least ten (10) calendar days in advance of such changes and allow the City to monitor interference levels during the testing process; and

- (11) Application for a building permit from the City pursuant to Chapter 206 of the code; and
- (12) A statement as to whether the proposed development of an approved Site is capable of being developed to support more than two (2) operating wireless telecommunications facilities comparable to the others in weight, size, and surface area; and
- (13) Written, technical evidence from an independent consulting engineer licensed to practice geological engineering in the State of Minnesota confirming that the soil at the location of the tower or wireless telecommunication facility is capable of supporting the proposed antenna arrays, equipment, and personnel performing typical work functions; and
- (14) A landscaping plan showing location of materials, height at planting, types of materials, and installation practices.

~~B. All information submitted with an application that is trade secret information or is for other reasons proprietary shall be clearly marked as such when submitted with an application. The City shall not disclose publicly, or to any third party, proprietary information unless compelled to do so by federal, state or local law.~~

BC. All persons seeking to install, operate, and maintain towers or wireless telecommunications facilities in M-1, M-2, M-3, or M-4 Zoning Districts as a special use permit shall submit the information required in 205.30.07.A, except items (3) and (11).

205.30.8. APPLICATION FOR AN AUTOMATIC METER READING DEVICE IN THE CITY

- A. All persons seeking to install, operate and maintain automatic meter reading systems in the City must file an application with the City, which shall include:
 - (1) The name, address and telephone number of the applicant and property owner; and
 - (2) Written, technical evidence from a qualified Structural Engineer that the integrity of the structure on which a proposed automatic reading devise(s) will be attached and the attachment devise itself will not jeopardize the structural integrity of the public utility structure; and
 - (3) A location plan matching the public utility structure identification (address) and the appropriate automatic meter reading device; and
 - (4) An individual automatic meter reading device permit fee as required by Chapter 11; and
 - (5) The application shall contain an affirmative statement indicating that the applicant agrees to comply with the provisions in section ~~442.23~~ 205.30.25 regarding abandonment; and

(6) No automatic meter reading system will interfere with public safety telecommunications. Before the introduction of new service or before implementing any change in existing service, all automatic meter reading system operators shall notify the City at least ten (10) calendar days in advance of such changes and allow the City to monitor interference levels during the testing process.

B. ~~All information submitted with an application that is trade secret information or is for other reasons proprietary shall be clearly marked as such when submitted with an application. The City shall not disclose publicly, or to any third party, proprietary information unless compelled to do so by federal, state, or local law.~~

205.30.9 APPLICATION FOR PLACEMENT OF DISTRUBUTED ANTENNA SYSTEMS (DAS) IN THE RIGHT-OF-WAY

A. All persons seeking to install, operate and maintain distributed antenna systems (DAS) on the right-of-way within the City must file a right-of-way permit application with the City that, in addition to any other requirements set forth in City Code Chapter 407, includes:

- (1) The names, address, and telephone number of the right-of-way permit applicant; and
- (2) Written technical evidence from a qualified and licensed structural engineer that the proposed DAS public utility structure is capable of supporting the equipment necessary to install, operate and maintain the DAS. The engineer shall also certify the capability of the public utility structure to provide the adequate support needed considering the existing or other proposed equipment installations. The engineer shall also assess and state the design safety margin of the entire public utility structure and DAS. The engineer shall state that within the limits of engineering certainty, if the public utility structure would fall or collapse for any reason due to any event, the public utility structure will be completely contained within the area identified; and
- (3) A completed right-of-way permit application form as provided by the City; and
- (4) A report from a qualified and licensed professional engineer which described the height and design of the proposed DAS including a cross-section and elevation; and
- (5) A scalable site plan drawn at an engineering scale showing the location of the DAS in relation to the surrounding structures; and
- (6) Foundation, cross-section, and building plans for installation of the DAS; and
- (7) A right-of-way application and fee as required by Chapter 11; and
- (8) A building permit application and fee pursuant to Chapter 206;
- (9) An escrow fee as set forth in Chapter 11 to be held and utilized in the event the DAS is abandoned without removal by the applicant and
- (10) The right-of-way application shall contain an affirmative statement indicating that the applicant agrees to comply with the provisions of 205.30.5.E for DAS performance standards and 206.30.25 for abandonment.

- (11) Written, technical evidence from an independent consulting engineer licensed to practice geological engineering in the State of Minnesota confirming that the soil at the location of the DAS is capable of supporting the public utility structure to which the DAS will be attached.
- (12) Documentation that the DAS applicant has applied for and obtained any licenses and approvals that are required by federal and state agencies.

205.30.9.10 APPLICATION PROCESS

- A. Upon submission of an application on an approved site, for an antenna meter reading system, or DAS, the City shall notify the applicant in writing to confirm if the application is complete addressing all of the requirements as required by this Section. If the application is incomplete, the letter will specify what information is missing and the applicant must then submit a new application. If an application is submitted on an approved site which is owned by the City, a lease agreement must be approved by the City Council. The City shall comply with the time deadlines for agency action as dictated in Minnesota State Statutes. Construction or installation on approved sites may begin upon approval of the lease agreement, if necessary, and issuance of a building permit. Construction or installation on an automated meter reading system or DAS may begin upon approval of the application and issuance of any required permits.
- B. If a tower or wireless telecommunications facility is approved by a special use permit, the applicant must also apply for and receive a building permit.

205.30.10.11 TOWER HEIGHT

Tower height shall be measured from the average adjoining grade to the highest point of construction of any tower or wireless telecommunications facilities. Towers are exempt from the maximum height restrictions of the districts where located. Towers shall be permitted to a height of one hundred twenty-five (125) feet.

205.30.11.12 STEALTH DESIGN AND EXTERIOR FINISHES

All approved sites, towers, ~~and~~ wireless telecommunications, and DAS facilities shall be designed to blend into the surrounding environment. Monopoles with antenna arrays shall be finished so as to be compatible with other buildings or structures in the area, and shall be finished with a non-corrosive material. Wireless telecommunications facilities placed on water towers shall be finished with a non-corrosive material to match the color of the water tower.

205.30.12.13 ILLUMINATION

Towers shall not be artificially illuminated except as required by the Federal Aviation Administration (“FAA”).

205.30.13.14 LANDSCAPING AND SCREENING

All sites shall include appropriate landscaping as required herein and shall comply with all landscaping requirements of the underlying zoning district. Accessory above-ground equipment

must utilize existing buildings or structures, if possible. If no existing structures are available, the owner of the wireless telecommunications facilities may construct such a structure. At minimum, all ground equipment shall be fully screened from public rights-of-way or residential property by existing structures, a brick decorative wall, or a solid one hundred percent (100%) opaque vegetative enclosure, six feet in height at planting.

205.30.14.15 SECURITY

All towers must be reasonably posted and secured to protect against trespass. Chain link fences may be used to protect towers and wireless telecommunications facilities. Barbed or razor wire is prohibited. All facilities shall be designed to discourage unauthorized climbing on the structure.

205.30.15.16 INSTALLATION REQUIREMENTS ON WATER TOWERS AND IN CITY

Installation of wireless telecommunication facilities on water towers will be permitted when the city is fully satisfied that the following requirements are met:

- A. The wireless telecommunications facility will not increase the risks of contamination to the City's water supply.
- B. There is sufficient room on the structure and/or in the grounds to accommodate the wireless telecommunication facility.
- C. The presence of the wireless telecommunication facility will not increase the water tower or reservoir maintenance costs to the City.
- D. The presence of the wireless communication facility will not be harmful to the health of workers maintaining the water tower or reservoir.
- E. All state and federal regulations pertaining to non-ionizing radiation and other health hazards has been satisfied.

205.30.16.17 BUILDING PERMIT REQUIRED

A building permit is required for installation of any tower, ~~or~~ wireless telecommunications facility or DAS. The completed installation, including all associated buildings, shall comply with all applicable building codes including but not limited to the most currently adopted version of the N.F.P.A. 70 National Electrical Code, TIA/EIA 222 Structural Standards for steel antenna towers, and others as may be determined by the Building Official.

205.30.17.18 SETBACKS

The tower or wireless communications facility shall be located in rear or side yard areas and shall be set back at least ten (10) feet from side or rear lot lines.

205.30.18.19 SIGNS

Signs no larger than 4 square feet in size and attached to a structure are the only permitted signage associated with the tower or wireless telecommunications facility.

205.30.19.20 CERTIFICATIONS AND INSPECTIONS

- A. All towers and wireless telecommunications facilities shall be periodically reviewed by the City to be structurally sound and in conformance with the requirements of the City Code, this Chapter, any conditions of approval placed on a special use permit and all other construction standards set forth by the City's Code, and federal, state, and local law. Existing sites may be inspected for compliance with this Section at any time if the City believes there are questions regarding compliance with the City Code, this Section, any conditions of approval placed on a special use permit, all other construction standards set forth in the City's Code, and all other federal, state and local laws.
- B. The City and its agents shall have authority to enter onto any approved site, existing site, or site approved by special use permit between the inspections and certifications required above, to inspect the site for the purpose of determining whether the sites comply with the State Building and Electrical Codes, the National Electric Safety Code and all other construction standards provided by the City's Code and federal and State law.
- C. The City reserves the right to conduct such inspections at any time, upon reasonable notice to the owner(s). All expenses related to such inspections by the City shall be borne by the site owner(s).

205.30.20.21 MAINTENANCE

- A. Ordinary and reasonable care of towers, wireless telecommunications facilities, ~~and~~ automatic meter reading systems/devices, and DAS shall be employed at all times. All towers, wireless telecommunications facilities, ~~and~~ automatic meter reading systems, and DAS shall at all times be kept and maintained in good condition, order and repair so that the same shall not menace or endanger the life or property of any person.
- B. Owners shall install and maintain towers, wireless telecommunications facilities, ~~and~~ automatic meter reading systems/devices, and DAS in ~~substantial~~ compliance with the requirements of the National Electric Safety Code and all FCC, State and local regulations, and in such manner that will not interfere with the use of other property.
- C. All maintenance or construction on towers, wireless telecommunications facilities, ~~or~~ automatic meter reading systems/devices or DAS shall be performed by qualified maintenance and construction personnel.
- D. All owners of wireless telecommunications facilities, ~~and~~ automatic meter reading systems/devices, and DAS shall maintain compliance with current radio frequency emission standards of the FCC. In order to provide information to its citizens, copies of all FCC information concerning wireless telecommunications facilities, ~~and~~ automatic meter reading systems/devices, and DAS shall be made available to the City and updated annually.
- E. In the event the use of a tower, ~~or~~ a public utility structure, ~~or~~ a wireless telecommunications facility, ~~or~~ an automatic meter reading system/device or DAS is

discontinued by the owner of the wireless telecommunications facility, ~~or~~ automatic meter reading system or DAS, or in the event an owner files notice to the FCC of its interest to cease operating the owner shall provide written notice to the City of its intent to discontinue use and the date when the use shall be discontinued.

205.30.21.22 PRIORITY FOR USE

Priority for use of the installation, maintenance and operation of towers and wireless telecommunications facilities will be given to the following entities in descending order:

- A. City of Fridley.
- B. Public safety agencies, including law enforcement, fire, and ambulance services, which are not part of the City of Fridley and private entities with a public safety agreement with the City of Fridley.
- C. Other governmental agencies, for uses which are not related to public safety.
- D. Entities providing licensed commercial wireless telecommunication services including cellular, personal communication services (PCS), specialized mobilized radio (SMR), enhanced specialized mobile radio (ESMR), paging, and similar services that are marketed to the general public.

205.30.22.23 CO-LOCATION

Towers shall be designed to support more than two wireless telecommunications facilities.

205.30.23.24 FEES

The applicant shall pay the fees listed in Chapter 11 for processing a request to install, operate, and maintain a tower, public utility structure, pad mount device, ~~or~~ a wireless telecommunications facility, ~~or~~ an automatic meter reading system and/or devices, or DAS in the City. If deemed as necessary due to the nature of the application, the applicant shall also be required to reimburse the City for its cost to retain a consultant to review the requested application.

205.30.24.25 ABANDONMENT

~~If any site for which approval to install, maintain, and operate a tower, or a public utility structure, or wireless telecommunications facilities or automatic meter reading systems has been granted by the City shall cease to be used for a period of 365 consecutive days, the City shall notify the wireless telecommunications facility operator, automatic meter reading device operator and the owner of the property, that said site has been deemed abandoned. Upon a finding of abandonment by the city, the tower, or a public utility structure, or wireless telecommunications facilities or automatic meter reading systems that have been abandoned must be removed or an annual user fee shall be paid to the City. If it is determined that the abandoned tower, public utility structure, wireless telecommunications facility or automatic meter reading system cannot be removed in a reasonable time period by the owner, the City shall assess all costs related to the removal to the owner(s), according to the procedures established in Chapter 128 of the City Code.~~

If any site for which approval to install, maintain, and operate a tower, or a public utility structure, or wireless telecommunications facilities, automatic meter reading systems or DAS has been granted by the City shall cease to be used for a period of 365 consecutive days, the City shall notify the wireless telecommunications facility operator, automatic meter reading device operator, the DAS operator and the owner of the property, that said site or system has been deemed abandoned. Upon a finding of abandonment by the City, the tower, public utility structure, wireless telecommunications facilities, automatic meter reading system, or DAS must be removed or an annual user fee shall be paid to the City. If it is determined that the abandoned tower, public utility structure, wireless telecommunications facility, automatic meter reading system or DAS cannot be removed in a reasonable time period by the owner or operator, the City shall assess all costs related to the removal to the owner(s) or operator(s), according to the procedures established in Chapter 128 of the City Code.

205.30.26 NO RECOURSE

No Recourse against the City. Every permit issued to an applicant for construction, installation, maintenance, or operation of a wireless telecommunications facility, automated meter reading system/device or DAS shall provide that, without limiting such immunities as the City of other persons may have under applicable law, an applicant/permit holder shall have no monetary recourse whatsoever against the City of its elected officials, boards, commissions, agents, employees or volunteers for any loss, costs, expense or damage arising out of any provision or requirements of this Ordinance or because of the enforcement or lack of enforcement of this Ordinance or the City's exercise of its authority pursuant to this Ordinance, a permit, a lease, or other applicable law, unless the same shall be caused by criminal acts or by willful gross negligence. Nothing herein shall be construed as a waiver of sovereign immunity.

205.30.27 DATA PRACTICES

All documentation submitted pursuant to this Chapter by an applicant shall be subject to and governed by the Minnesota Government Data Practices Act.

205.30.25.28 SEVERABILITY

If any clause, section, or other part of this Section shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Section shall not be affected thereby, but shall remain in full force and effect.

205.30.26.29 VIOLATION

Any person who shall violate any of the provisions of this Section shall be guilty of a misdemeanor and subject to the provisions of Chapter 901 of the Fridley City Code.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS 12TH DAY OF DECEMBER 2016.

Scott J. Lund, Mayor

ATTEST:

Debra A. Skogen, City Clerk

Public Hearing: November 14, 2016
First Reading: November 28, 2016
Second Reading: December 12, 2016
Published:



AGENDA ITEM CITY COUNCIL MEETING OF NOVEMBER 14, 2016

Date: November 10, 2016

To: Walter T. Wysopal, City Manager

From: Scott Hickok, Community Development Director
Julie Jones, Planning Manager
Kay Qualley, Environmental Planner

Subject: First Reading of Ordinance: Chapter 113 TA#16-03, Solid Waste Disposal, Recycling, Yard Waste and Organics Collection

Background and Analysis

The proposed revisions to Fridley City Code Chapter 113, *Solid Waste Disposal and Recycling Collection*, were reviewed and approved by action from the Planning Commission at a Public Hearing held on September 21, 2016. The Chapter 113 text amendment was then recommended for approval by the City Council. Prior to review by the Planning Commission, the Environmental Quality and Energy Commission had recommended the creation of a special license for collection of organics, which the City does not currently permit.

Council reviewed the Chapter 113 proposed text amendment at a second Public Hearing on October 24, and the public commented. As a result of that input, the following changes (highlighted in attached draft) to the proposed text amendment have been implemented for the first reading of the ordinance:

- Under 113.15.1, the language about weekly containerized yard waste collection was clarified to read, “No person shall engage in *weekly containerized collection or conveyance of said containers of solid waste, yard waste, organics or recyclable material...*”
- Minor language inconsistencies were reconciled in the Chapter title, under 113.02 and 113.09

Recommendation

Staff recommends that Council review the revisions to Chapter 113, as recommended from the second Public Hearing. After Council review, at the first reading of Chapter 113 text amendment TA#16-03 on November 14th at the regular Council meeting, staff will, if directed, schedule the 2nd Reading of Chapter 113 text amendment for November 28th, 2016.

ORDINANCE NO. ____

AN ORDINANCE AMENDING FRIDLEY CITY CODE CHAPTER 113. SOLID WASTE DISPOSAL AND RECYCLING COLLECTION

The Fridley City Council hereby finds after review, examination and recommendation of staff and public hearing that Chapter 113 of the Fridley City Code pertaining to solid waste disposal and recycling be hereby amended as follows:

**FRIDLEY CITY CODE
CHAPTER 113. SOLID WASTE DISPOSAL, ORGANICS, YARD WASTE AND RECYCLING COLLECTION**

(Ref. 585, 630, 838, 955, 962, 968, 1013, 1019, 1111, 1122, 1161)

113.01. DEFINITIONS

The following definitions shall apply in the interpretation and enforcement of this Chapter and the following words and terms wherever they occur in this Chapter are defined as follows:

1. Approved

Accepted by the City following its determination as to compliance with established public health practices and standards.

2. Commercial Establishment

Any premises where a commercial or industrial enterprise of any kind is carried on and shall include, but is not limited to, clubs, churches and establishments of nonprofit organizations where food is prepared or served or goods are sold.

3. Compost

A mixture of decaying organic matter in a contained area.

4. Composting

Any above ground microbial process that converts yard waste and other allowable materials into an organic soil additive or mulch by decomposition of material through an aerobic process providing adequate oxygen and moisture.

5. Dwelling Unit

A single unit providing complete independent living facilities for one (1) or more persons, including permanent provisions for living, sleeping, eating, cooking, and sanitation. A separate residential dwelling place with a kitchen.

6. Front Yard Setback

The minimum distance between the front line of a lot and a structure located on that lot.

7. Licensed Solid Waste Hauler

Any person or entity engaged in the collection and transportation of solid waste in the City of Fridley and holding a valid solid waste hauling license from the City.

8. Mixed Municipal Solid Waste

Garbage, refuse, and other solid waste, except construction and demolition waste, from residential, commercial, industrial, and community activities that the generator of the waste aggregates for collection, as defined in Minnesota State Statutes Chapter 115A.

9. Multiple Dwelling Unit

A residential structure with five or more dwelling units.

10. Person.

Any person, firm, partnership, association, corporation, company or organization of any kind.

11. Public Nuisance

A condition which unreasonably annoys, injures or endangers the safety, health, comfort, or repose of a considerable number of members of the public.

12. Recyclable Materials.

Materials that are separated from mixed municipal solid waste for the purpose of reprocessing, including, but not limited to, metal, paper, glass, plastics, and textiles. This does not include material used to create refuse-derived fuel or material that is destroyed by incineration. Referred to as “recyclables”.

13. Recycling

The process of collecting and preparing marketable materials and reusing the materials in their original form or using them in manufacturing processes that do not cause the destruction of materials in a manner that precludes further use.

14. Recycling Collector.

Any person or entity engaged in collecting, transporting, and processing of recycled materials from residential or commercial sites in the City and holding a valid recycling collection license issued from the City.

15. Residential Properties.

Attached and detached single-, double-, triple- and quadruple-dwelling units and ~~mobile~~ manufactured homes.

16. Solid Waste.

Garbage, refuse, construction and demolition debris and other discarded matter in solid form, but not including hazardous waste.

17. Source-Separated Compostable Materials.

Food wastes, plant materials, and paper that is not otherwise recyclable as defined in Minnesota State Statutes Chapter 115A that are:

- a. Separated at the source by the waste generator for the purpose of transporting them to a commercial compost manufacturing facility;
- b. Collected separately from mixed municipal solid waste and are governed by the licensing provisions of section 115.93;
- c. Delivered to a facility to undergo controlled microbial degradation to yield a humus-like product meeting the Pollution Control Agency's class I or class II, or equivalent, compost manufacturing standards and where process rejects do not exceed 15 percent by weight of the total material delivered to the facility; and
- d. May be transferred to a licensed compost manufacturing facility, unless the Commissioner of the Pollution Control Agency determines that no other person is willing to accept the materials.

Also referred to as "organics".

178. Yard Waste.

Garden wastes, leaves, lawn cuttings, weeds, shrub and tree waste, and prunings. ~~Grass clippings, leaves, herbaceous garden wastes, and tree waste.~~

113.02 SOLID WASTE, YARD WASTE, TREE WASTE, ORGANICS OR RECYCLABLES DISPOSAL

It is unlawful for any person to throw or deposit solid waste, yard waste, tree waste, **organics** or recyclables on any property within the City, except that the owner may maintain receptacles for collection of such items, provided such receptacles meet the requirements of Sections 113.04, 113.05, and **113.06 113.07**. The owner of any private property, whether occupied or vacant, shall at all times maintain the premises free of litter. No person shall dispose of solid waste upon any lands in the City of Fridley, ~~except that~~ Composting of organics may be conducted if in full

accordance with the terms of Section 113.0910. No person shall burn mixed municipal solid waste, yard waste, organics or recyclables within the City.

113.03 FREQUENCY OF COLLECTION

Mixed municipal solid waste and organics must be collected a minimum of once a week, or more frequently if necessary, by a licensed solid waste hauler from all property within the City.

113.04 CONTAINMENT OF SOLID WASTE

The owner of any dwelling unit or commercial establishment must provide and maintain on premises sufficient containers for the storage of all solid waste accumulated on the premises between collections. Each such container shall be durable, watertight, impervious to insects and rodents, and shall have a close-fitting, fly-tight lid. ~~Residential solid waste containers shall not exceed 32 gallons in size unless approved by the City of Fridley.~~

113.05 CONTAINMENT OF YARD WASTE

Yard waste may be stored in containers provided by a licensed yard waste hauler, compostable bags, contained in a trailer, or bundles ~~until the next available collection by licensed private contractors.~~ for no more than one week.

113.06 CONTAINMENT OF ORGANICS

Organics shall only be stored by residents in special organics bags designed to breakdown during composting. They shall be stored for collection in containers provided by the licensed organics hauler for no more than one week in a container with a close-fitting, fly-tight lid equipped with odor-limiting features.

113.067 CONTAINER SCREENING/PLACEMENT

1. Commercial Establishments and Multiple Dwelling Units

Any bulk ~~or box type~~ container or dumpster used for the storage of mixed municipal solid waste, recyclables, or ~~compostables~~ organics must be screened from view of the public right-of-way, public park or residential area. Any bulk container or dumpster located inside a building for collection of mixed municipal solid waste must be metal for fire safety. Laundry rooms must have metal cans with metal lids for collection of mixed municipal solid waste. Recycling containers less than one (1) cubic yard in capacity do not need to be screened from view of the public right-of-way, provided there are less than six containers at a given location, but must be placed on a paved surface. Baled recyclables must be stored out of view from the public right-of-way other than a 24-hour time period before a scheduled collection.

Screening shall consist of a solid fence or wall not less than six (6) feet high in the side and rear yards and shall not extend to within fifteen (15) feet of any “street right-of-way” line.

Mixed municipal solid waste, organics and recyclables container enclosures must be constructed in a manner that does not prevent residents or haulers from accessibility to other containers placed therein. Plantings may be used in addition to, or in lieu of, fencing. If plantings are used to meet screening requirements, the type, size and location of such plantings must be approved by the City Community Development Director or designee.

The screening requirements shall be satisfied by the use of a screening fence or planting screen according to the following standards:

- A. Plantings shall not be placed so as to obstruct lines of sight at street corners and driveways.
- B. A screening fence shall be attractive, in a state of good repair, and compatible with the principal building and the surrounding land use.
- C. A planting screen shall consist of a closely grown hedge, shrubs, a row of trees, evergreens or other vegetation approved by the City Community Development Director or designee and shall be kept weeded, watered and maintained in good health. .
- D. If the topography, natural growth of vegetation, permanent buildings or other barriers meet the standards for screening as approved by the City, they may be substituted for all or part of the screening fence or planting screen.
- E. If a four-sided enclosure is necessary to screen a solid waste container from the public right-of way, doors, allowing for removal of the container, must be constructed of durable material in a location that allows for safe material pickup, and shall be maintained in workable condition in an attractive, well-kept condition. The doors must be constructed so that residents or commercial establishments may easily access solid waste, recycling, yard waste and organics dumpsters and containers within.

2. Residential Properties

Wheeled Ccontainers used for the storage of mixed municipal solid waste, recyclables, yard waste and compostables organics may be placed at the curb, but not in the public drive area of the right-of-way, for collection from 5:00 pm the day prior to collection until 9:00 pm the day of collection. Containers must not be stored between weekly collections in the front yard setback.

113.078 CONSTRUCTION WASTE BINS

An uncovered bulk waste container or dumpster ~~box type waste storage bin may~~ shall not be located on any premises for the purpose of collecting construction waste from the premises on which such container is placed for more than three (3) consecutive months. Construction dumpsters or bulk waste bins shall not be placed on the street, but must be located on the driveway or yard of the property generating the construction waste.

113.089 YARD WASTE COLLECTION SORTING AND DISPOSAL

A person may not place yard waste in mixed municipal solid waste, in a disposal facility, or in a resource recovery facility except for the purpose of reuse or composting, in accordance with Minnesota Statutes Chapter 115A.931. Yard waste is not collected by the City and must be disposed of through collection by a City-licensed yard waste hauler or disposed of through backyard composting or by the property owner self-hauling it to a commercial composting facility.

113.0910 COMPOSTING

Composting is permitted on residential or ~~publicly owned~~ City-approved properties in designated areas, provided the following conditions are met:

1. Only the following materials may be placed in a compost area: grass clippings, leaves, herbaceous garden wastes, raw fruit and vegetable food scraps, chipped tree waste, sawdust, evergreen cones and needles, or additional materials approved by the City ~~and the collector~~. Under no circumstances may any of the following items be placed in a residential or public compost area: meat, bones, grease, eggs, dairy products, or human or pet feces.
2. A compost area must be fully confined within a fenced area or enclosed structure.
3. A compost area must be located and designed so that seepage from the compost will not funnel off into public or private streets, storm sewers, drainage ditches, water retention basins, wetlands, streams, lakes, or ponds. No compost area may be placed within twenty-five (25) feet of any body of water or area designated as flood plain, shore land or state protected wetlands.
4. A compost area may not be located in any front yard and must be at least five (5) feet from any side or rear lot line and be no closer than 20 feet from any dwelling unit located on adjacent property.
5. A residential compost area may not exceed 5 cubic yards in volume and may not exceed five (5) feet in height.
6. The compost must be managed according to standard compost practices, providing air circulation within the compost structure to prevent combustion and aeration often enough to prevent the generation of odors and the generation of a public nuisance.
7. Yard Waste for the purposes of composting may not be stored in the yard in plastic or other types of bags.

113.101 SOLID WASTE ABATEMENT PROGRAM AND FEE

In order to meet the requirements of State Waste Abatement Laws, the City of Fridley has established a Solid Waste Abatement Program (SWAP). This program includes residential

curbside recycling collection services and other programs approved by the City that provide means for Fridley residents to reduce their amount of waste. In order to fund these waste abatement programs, the City of Fridley charges a solid waste abatement fee on the utility bills of each single through 12-unit dwelling unit provided recycling service by the City. The amount of the fee is set by resolution by the City Council. Solid Waste Abatement Fee revenues shall be placed in the Solid Waste Abatement Fund and shall only be expended on solid waste abatement program activities.

113.142 RECYCLING COLLECTION

1. Residential Properties and Multiple Dwelling Units.

A. Residential Properties

The City of Fridley will provide for the collection of recyclables from all residential properties, single unit through 12-unit multiple dwellings as required in Chapter 115A of Minnesota State Statutes.

B. Multiple Dwelling Units

Owners of multiple dwelling structures of 13 or more units shall provide at least monthly collection of four (4) broad categories of recyclables by a city-licensed recycling collector. Recycling categories include, but are not limited to, paper, glass, plastic and metal. ~~Owners of multiple dwelling structures must also ensure and annually provide evidence to the City that their tenants are informed at time of occupancy and, in addition, at least once per year as to the availability of recycling collection on site.~~ Containers designated for the collection of recyclables at a multiple dwelling unit must be clearly labeled as to what materials may be placed in it and the containers must be placed in a location that is as convenient to use as the Mixed Municipal Solid Waste collection dumpster or containers on site. Recycling containers must also be kept accessible year-round, including the removal of snow within 24 hours after a snowfall of more than 3 inches. Owners must also keep recycling carts or dumpsters clean and free from contamination, such as Mixed Municipal Solid Waste or Organics.

2. Commercial Establishments

Pursuant to Minn. Stat. Section 115A.151, owners of commercial establishments shall ensure that at least three (3) recyclable materials such as, but not limited to, paper, glass, plastic, and metal are collected from its facilities and that those collected materials are transferred to a city-licensed recycler. Recyclables in carts, containers and dumpsters must be placed in close proximity to Mixed Municipal Solid Waste carts, containers and dumpsters to make recycling equally accessible to persons who are disposing materials. If dumpsters are used to collect recyclables, they must be located in proximity to dumpsters for Mixed Municipal Solid Waste and both clearly labeled to make recycling equally accessible to persons who are disposing of materials.

113.13 ORGANICS COLLECTION

The City of Fridley will provide for the collection of organics from all residential properties 1-4 who voluntarily opt to participate in the fee-based collection program. Organics containers must be kept on a hard surface so that they may remain accessible to residents and the haulers year-round, including the removal of snow within 24 hours after a snowfall of more than 3 inches and observe set-back rules as for solid waste and recycling containers.

Residents from residential properties who do not opt-in to the organics program, along with residents in multiple dwelling units may take their organics to State authorized drop sites, including those located and available in Anoka County.

113.124 SCAVENGING

It shall be unlawful for unauthorized persons to collect, remove or dispose of recyclable materials after said materials have been placed or deposited for collection without a license from the City and an account relationship with the owner or occupant of the premises. Responsibility for and ownership of recyclable materials remains with the person who placed the materials out for collection until collected by a licensed recycling collector, at which time, the ownership and responsibility passes to the recycling collector.

113.135 RECYCLING, YARD WASTE AND ORGANICS COLLECTORS' AND SOLID WASTE HAULERS' REGULATIONS

1. License Requirement.

No person shall engage in collecting weekly containerized collection or conveying of said containers of solid waste, yard waste, organics or recyclable material from any premises, other than their own dwelling unit property, in the City unless that person holds a valid license hereunder. ~~Each such vehicle so used must be licensed.~~

2. License Classifications.

Applicants for licenses issued hereunder shall be issued to collectors for the following classes of operations:

- Class I - Residential Solid Waste Collection ~~Vehicle~~
- Class II - Commercial Solid Waste Collection ~~Vehicle~~
- Class III - Recycling Collection ~~Vehicle~~
- Class IV - Construction and Demolition Waste Collection ~~Transport Vehicle~~
- Class V - Yard Waste Collection
- Class VI - Organics Collection

3. Class I through Class V License Procedure.

- A. The provisions of Chapter 11, License and Permit, of the City Code, including the license fee shall apply to all licenses required by this Chapter and to the holders of such license. The term of each license hereunder shall be for not more than one year and shall expire on April 30 each year. The application for license or renewal of license shall contain a description of the types and makes of the motor vehicles used for collection, a description of what types of collection services will be provided, approximate number of customers served, schedule of charges which will be made for hauling, a schedule of residential solid waste collection routes, location of where the material collected will be disposed of, detailed description of any containers the hauler plans to provide their customers and any other information the City of Fridley shall require.
- B. Applicants for all license classifications shall file with each application a certificate of insurance for general liability coverage for the licensee of at minimum ~~\$500,000~~ \$1,000,000 per occurrence and automobile liability coverage for each vehicle to be used in the amount of ~~\$500,000~~ \$1,000,000 or more per accident. Every licensee shall also carry Workers' Compensation Insurance for all of its employees. Each policy shall provide that it shall not be cancelled or terminated for any reason without at least ten (10) days written notice thereof first being given to the City.
- C. Applications for license hereunder shall be submitted to the City for review and recommendation. If the City Council is satisfied that the health, safety and welfare of the public will be served, it may grant a license to any such application meeting the requirements of this Chapter.
- D. Class VI Organics Collection License Procedures.

1. Residential Properties. Only a hauler who has a current contract with the City for organics collection from residential properties is eligible for an Organics Collection license for residential properties. The initial license term for a residential property organics collection license shall follow the initial term set forth in the organics collector's current contract for service with the City. Thereafter, the term of each organics collection license shall not be for more than one year and shall expire on April 30 of each year. The application for license or renewal of license shall contain the information set forth in Section 113.13.
2. Commercial Establishments and Multiple Dwelling Units. Application and issuance of licenses for Class VI Organics Collection from commercial establishments and multiple dwelling units shall be governed by Section 113.15.3.A through 113.15.3.C of this Chapter.

4. Hours of Collection.

No person engaged in collecting and hauling solid waste, yard waste, organics or recyclable materials from residential areas within the City of Fridley shall do so before 6:30 A.M. or after 8:30 P.M. Monday through Saturday. Furthermore, collecting and hauling from

commercial, business, industrial, or other such establishments shall not create a nuisance for, adjacent residential areas.

5. Vehicles.

- A. ~~Each vehicle for which a license is applied for or which is licensed may be subject to a visual inspection by the City at the annual renewal date and at all reasonable times.~~ Any ~~such~~ vehicle, while it is used by the licensee in the City of Fridley, shall have the name of the licensee clearly printed on both sides. Said lettering shall be at least three (3) inches in height and the color of the lettering and of the background shall be contrasting.
- B. Each vehicle used to haul ~~m~~Mixed mMunicipal S~~solid W~~waste in the City of Fridley shall be licensed by the regional waste authority and such license shall be maintained for the entire term of the City license. Each licensed vehicle shall have attached a decal issued by the base County, showing the current regional registration. Each vehicle used to haul recyclables, yard waste, organics or construction/ demolition waste in the City of Fridley must display the decal issued by the City of Fridley. Expired or otherwise invalid decals shall be removed from the vehicle.
- C. Each vehicle licensed for hauling Mixed Municipal S~~solid W~~waste, yard waste, organics or recycling must have a tight cover that is operated and maintained as to prevent offensive odors or spillage. The loading space of every ~~solid waste~~ vehicle licensed hereunder shall be leak proof. Every vehicle shall be equipped with the necessary hand tools for cleaning up spills.
- D. Every vehicle licensed hereunder shall be kept well painted, clean and in good repair. Every such ~~solid waste~~ vehicle used for collecting Mixed Municipal S~~solid W~~waste, organics, yard waste or recyclables shall be cleaned every week, or more often if necessary, to prevent persistent odors.
- E. Recyclables, organics, yard waste and Mixed Municipal S~~solid w~~Waste shall be loaded so that ~~none of such~~ materials can jar loose and fall to the ground or street when the vehicle is in motion. Loose paper, trash, and similar materials shall be so secured that they cannot be displaced by the wind or fall out of the vehicle.
- F. All licensed vehicles shall be equipped with a back-up warning device that complies with all applicable OSHA, Minnesota Statutes, or Minnesota Department of Transportation regulations.
- G. No person shall at any time park or store any recycling, organics, yard waste or Mixed Municipal S~~solid w~~Waste collection vehicle on any premises zoned for use as a single or multiple residence dwelling, within one hundred (100) feet of any aforementioned premises, or within two hundred (200) feet of any food establishment, for purpose other than, or for periods inconsistent with, providing recycling, organics, yard waste or solid waste collection at said premises. No person shall at any time park or store any loaded or partially loaded recycling, organics, yard waste or Mixed Municipal S~~solid W~~waste

collection vehicle on any premises within the City, except for the purpose of and for periods consistent with, providing recycling, organics, yard waste or Mixed Municipal Solid Waste collection at that parcel of property.

6. Container Placement

Containers used for the storage and collection of Mixed Municipal Solid waste, recyclables, organics or yard wastes must be returned to the private driveway of the customer upon collection of the container contents.

7. Volume Based Fees.

As required by Minnesota Statutes Chapter 115A.93, Subd.3, the City requires all licensed Mixed Municipal Solid Waste collectors and haulers to establish a volume-based or weight-based fee system for all customers. This means a licensee has established a multiple unit pricing system that ensures that amounts of waste generated in excess of the base unit amount are priced higher than the base unit price. In addition, any licensee offering use of Mixed Municipal Solid Waste storage carts to their customers must also give customers a choice of a cart size less than 60 gallons in size upon request.

8. Disclosure of Waste Destination.

As required in Minnesota State Statutes 115A.9302, any person licensed to transport Mixed Municipal Solid Waste, organics, yard waste or recyclables in the City of Fridley must disclose the final destination(s) of what waste is collected, by category to their customers on an annual basis.

9. Recycling Requirements Enforcement

~~A recycling collector contracting to collect recyclables from any multi-dwelling unit account in the City of Fridley must collect a minimum of four (4) broad categories of recyclables, according to Section 113.10 of this code. The collection of newspaper, mixed paper, and corrugated cardboard is all one paper category. Collected recyclable materials shall be recycled and may not be disposed of in any solid waste facility without authorization from the appropriate State agency and the City. If recyclables placed out for collection are significantly contaminated with non-recyclable materials, the recycling collector shall notify the property owner and the City of the contamination problem and refuse to collect the recyclables until the unacceptable material is removed. A violation of this section of code is a misdemeanor. The owner of a building or premises in or upon which a violation of any provisions of this Chapter has been committed, or shall exist; or the lessee of the entire building or entire premises in or upon which a violation has been committed or shall exist; or the owner or lessee of any part of the building, or premises in or upon which such violation has been committed or shall exist, shall be guilty of a misdemeanor, and subject to all penalties provided for such violations under the provision of Chapter 901 of this Code each and every day that such violation continues. Any such person who, having been served with~~

an order to remove any such violation, shall fail to comply with said order to remove any such violation, within ten (10) days after such service, or shall continue to violate any provisions of the regulations made under authority of Chapter 901 in the respect named in such order shall be guilty of a misdemeanor and subject to all penalties provided for such violations under the provisions of Chapter 901 of this Code. Each day that such violation continues shall be a separate violation.

10. Reports.

All applicants for licenses hereunder who provide recycling, yard waste and organics collection services to single to thorough multiple dwelling units in the City shall submit semi-annual reports to the City detailing the weight of ~~recyclables~~ by material type ~~collected~~. A report for January through June ~~recycling~~ collections shall be submitted by the following July 15. A report for ~~recycling~~ collections from July through December shall be submitted by the following January 15. Reports shall be submitted to the City Community Development Director or designee in the format specified by each license.

11. Revocation of License

Any license issued hereunder may be revoked or suspended by the City Council for any of the following causes following a hearing before the City Council upon due notice to the licensee, stating the time and place of such hearing, together with a statement of the violation alleged to be the cause for the revocation or suspension of the license.

- A. Fraud, misrepresentation, or incorrect statement contained in the application for license, or made in carrying on the licensed activity.
- B. Conviction of any crime or misdemeanor pertaining to license held.
- C. Conducting such licensed activity in such manner as to constitute a breach of the peace, or a menace to the health, safety and welfare of the public, or a disturbance of the peace or comfort of the residents of the City, upon recommendation of the appropriate City official.
- D. Expiration or cancellation of any required bond or insurance, or failure to notify the City within a reasonable time of changes in the terms of the insurance or the carriers.
- E. Actions unauthorized or beyond the scope of the license granted.
- F. Violation of any regulation or provision of this code applicable to the activity for which the license has been granted, or any regulation or law of the State so applicable.
- G. Failure to continuously comply with all conditions contained in this Code.

113.1416 FEES

The license fee and expiration date shall be provided in Chapter 11 of Fridley City Code.

113.157 PENALTIES

Any violation of this Chapter is a misdemeanor and subject to all penalties provided for such violation under the provisions of Chapter 901 of this Code.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS
____ DAY OF _____ 2016.**

Scott J. Lund, Mayor

ATTEST:

Debra A. Skogen, City Clerk

Public Hearing: October 24, 2016
First Reading: November 14, 2016
Second Reading
Publication:



AGENDA ITEM CITY COUNCIL MEETING OF NOVEMBER 14, 2016

Date: November 8, 2016

To: Walter T. Wysopal, City Manager

From: Scott Hickok, Community Development Director
Julie Jones, Planning Manager
Stacy Stromberg, Planner

Subject: First Reading of an Ordinance to opt-out of Subdivision 9 of Minnesota Statutes, Section 462.3593; Permitting Temporary Health Care Dwellings

BACKGROUND

This past May, the Governor signed into law regulations that allow temporary family health care mobile dwellings to be placed on property to serve as temporary family health care dwellings. The law was put into place to provide transitional housing for those with mental or physical disabilities. The legislation includes a provision for cities and counties to opt out and the attached draft ordinance is based on the model ordinance drafted by the League of Minnesota Cities.

After further review of this new legislation and its impact to the City; the City has decided to draft an ordinance to opt-out of this new legislation.

PLANNING COMMISSION RECOMMENDATION

At the September 21, 2016 Planning Commission meeting, a public hearing was held to consider opting out of the new State legislation requiring cities to allow temporary family health care dwellings. No one from the public addressed the Planning Commission. After a brief discussion, the Planning Commission made a motion to approve the ordinance to opt-out of Minnesota State Statute 462.3593.

The motion was approved unanimously.

STAFF RECOMMENDATION

City staff recommends concurrence with the Planning Commission and that the Council hold the first reading of ordinance the ordinance to opt-out of Minnesota State Statute 462.3593. The second reading is scheduled for November 28, 2016, unless otherwise directed by Council.

**CITY OF FRIDLEY,
ANOKA COUNTY, MINNESOTA
ORDINANCE NO. ____**

**AN ORDINANCE OPTING-OUT OF
THE REQUIREMENTS OF
MINNESOTA STATUTES, SECTION 462.3593**

THE CITY COUNCIL OF THE CITY OF FRIDLEY, hereby ordains as follows:

SECTION 1. Adoption. Pursuant to authority granted by Minnesota Statutes, Section 462.3593, subdivision 9, the City of Fridley opts-out of the requirements of Minn. Stat. §462.3593, which defines and regulates Temporary Family Health Care Dwellings.

SECTION 2. Effective Date. This Ordinance shall be effective immediately upon its passage and publication.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS
____ DAY OF _____ 2016.**

Scott J. Lund, Mayor

ATTEST:

Debra A. Skogen, City Clerk

Public Hearing:
First Reading:
Second Reading:
Published:



AGENDA ITEM
CITY COUNCIL MEETING OF
NOVEMBER 14, 2016

To: Wally Wysopal, City Manager

From: Shelly Peterson, Finance Director

Date: November 10, 2016

Re: Resolution Giving Preliminary Approval for the Issuance of the City's General Obligation Capital Improvement Plan Bonds in an Amount Not to Exceed \$50,505,000 and Adopting the City of Fridley Minnesota Capital Improvement Plan for 2017 Through 2021 Under Minnesota Statutes, Section 475.521

Pursuant to the public hearing on this matter, attached is the resolution and the 2017 through 2021 Five-Year Capital Improvement Plan for the City of Fridley.

Staff recommends Council's approval.

RESOLUTION NO. 2016 -

RESOLUTION GIVING PRELIMINARY APPROVAL FOR THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION CAPITAL IMPROVEMENT PLAN BONDS IN AN AMOUNT NOT TO EXCEED \$50,505,000 AND ADOPTING THE CITY OF FRIDLEY MINNESOTA CAPITAL IMPROVEMENT PLAN FOR 2017 THROUGH 2021 UNDER MINNESOTA STATUTES, SECTION 475.521

WHEREAS, the City Council of the City of Fridley, Minnesota (the "City") proposes to adopt the City of Fridley, Minnesota Capital Improvement Plan (the "Plan") and to issue its general obligation capital improvement plan bonds (the "Bonds") described in the Plan; and

WHEREAS, the City has caused notice of the public hearing on the intention to issue the Bonds and on the proposed adoption of the Plan to be published pursuant to and in accordance with Minnesota Statutes, Section 475.521; and

WHEREAS, a public hearing on the intention to issue the Bonds and on the proposed Plan has been held on this date, following published notice of the hearing as required by law; and

WHEREAS, in approving the Plan, the City Council considered for each project and for the overall Plan:

1. The condition of the City's existing infrastructure, including the projected need for repair and replacement;
2. The likely demand for the improvement;
3. The estimated cost of the improvement;
4. The available public resources;
5. The level of overlapping debt in the City;
6. The relative benefits and costs of alternative uses of the funds;
7. Operating costs of the proposed improvements; and
8. Alternatives for providing services more efficiently through shared facilities with other local governmental units; and

WHEREAS, the City Council has determined that the issuance of the Bonds is the best way to finance the capital improvements described in the Plan as authorized under Minnesota Statutes, Section 475.521.

NOW, THEREFOR, BE IT RESOLVED by the City Council of the City of Fridley, Minnesota, as follows:

1. The Plan is hereby in all respects approved.
2. The staff and consultants of the City are hereby authorized to do all other things and take all other actions as may be necessary or appropriate to carry out the Plan in accordance with any applicable laws and regulations.
3. The City gives preliminary approval to issuance of the Bonds in the maximum principal amount of \$50,505,000, provided that if a petition requesting a vote on issuance of the Bonds, signed by voters equal to five percent of the votes cast in the last municipal general election, is filed with City Clerk within 30 days of the closing of the public hearing, the City may issue the Bonds only after obtaining approval of a majority of voters voting on the question at a municipal election.

4. The City declares its official intent to reimburse itself for the costs of the Plan from the proceeds of the Bonds.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS
14th DAY OF NOVEMBER, 2016.**

SCOTT J. LUND - MAYOR

ATTEST:

DEBRA A. SKOGEN – CITY CLERK

2017 through 2021

Five-Year Capital Improvement Plan for the
City of Fridley, Minnesota

November 14, 2016

Prepared by:



and

Ehlers & Associates, Inc.
3060 Centre Pointe Drive
Roseville, MN 55113



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City of Fridley, Minnesota
Five-Year Capital Improvement Plan
2017 through 2021

I. INTRODUCTION

In 2003, the Minnesota State Legislature adopted a statute (Section 475.521, referred to herein as the “CIP Act”) that allows cities to issue bonds under a capital improvement plan without the requirement of a referendum approval (except for the so-called “reverse referendum” described below). The CIP Act applies to capital improvements consisting of city halls, public works, and public safety facilities. The 2005 Legislature added towns to the meaning of a municipality and town halls and libraries to the meaning of a capital improvement under the CIP Act.

Throughout this plan, the term “capital improvement” refers only to those improvements identified in the CIP Act, as summarized above. Capital expenditures for other public improvements in the City will be financed through other means, and are not governed by this plan.

II. PURPOSE

A capital improvement is a major expenditure of governmental funds for the acquisition or betterment to public lands, buildings, or other improvements used as a city hall, town hall, library, public safety, or public works facility, any of which have a useful life of 5 years or more. For the purposes of the CIP Act, capital improvements do not include light rail transit or related activities, parks, road/bridges, administrative buildings other than city or town hall, or land for those facilities. A Capital Improvement Plan (“CIP”) is a document designed to forecast capital improvement expenditures over a five-year period, so that they may be acquire, constructed and/or installed in the most efficient and cost effective method possible. A CIP allows the matching of expenditures with anticipated income. As potential expenditures are reviewed, the municipality considers the benefits, costs, alternatives and impacts on operating expenditures.

The capital improvement process is an important element of responsible fiscal management. Major capital expenditures can be anticipated and coordinated so as to minimize potentially adverse financial impacts caused by the timing and magnitude of capital outlays. This coordination of capital expenditures is important to the City in achieving its goals of adequate physical assets and sound fiscal management. The City of Fridley, through its planning, anticipates that the sole project to be funded through the CIP Act will be the Fridley Public Works, Police, Fire and City Hall Facilities located in the Civic Complex Redevelopment project area, which is known as the old Columbia Arena site. This project area includes but is not limited to the site prep work, buildings, fixtures, furniture, road improvement, utilities, parking, storm water management and landscaping.

A majority of this site has been vacant and neglected for well over a decade. With heavy industrial to the north and residential to the south it has not been seen as a desirable site for private development. A multiple-site scenario of creating a new Fridley civic center by co-locating and coordinating city services (City Hall, fire, police, public works) would provide a buffer from the industrial uses to the north and spur both retail and residential development on the 33 acre site, which would otherwise continue to remain vacant.

The primary objective of this CIP is to finance and construct a new combined Civic Campus of Fire, Police, City Hall and Public Works. However, if construction of the new Civic Campus at the Columbia Arena site, or any other site, proves infeasible for whatever reason, the City intends to fund improvements, renovations and additions to existing facilities in order to maintain essential services and meet current standards for environmental safety and accessibility.

III. THE CAPITAL IMPROVEMENT PLANNING PROCESS

The process begins with analysis of the City’s five-year capital improvement needs and funding sources. The City may solicit input from citizens and other governmental units at an early stage, if desired.

The City Council then directs staff or consultants to prepare a plan that sets forth the estimated schedule, timing and details of specific capital improvements by year, together

with the estimated cost, the need for the improvement, and the sources of revenue for the improvement. The City Council then holds a public hearing on the CIP, with notice published not more than 30 days and not less than seven days for the hearing (except as described below). The Council may either approve the CIP immediately after the hearing, or based on input may make revisions and approve the CIP at a later meeting.

If the CIP calls for general obligation bonds to finance certain improvements, the City Council must follow an additional set of procedures. The Council must hold a public hearing regarding issuance of the bonds. Notice of such hearing must be published in the official newspaper of the municipality at least 14, but not more than 28 days prior to the date of the public hearing. In addition, the notice may be posted on the City's official web site. (The public hearings on the CIP and the bonds may be combined into a single hearing, in which case the notice requirements for bonds must be followed.)

Although Statute permits the Council approve the sale of CIP bonds by a 3/5ths vote of its membership, the City Charter imposes a 4/5ths vote. The bonds are also subject to a so-called "reverse referendum": if a petition signed by voters equal to at least five percent of the votes cast in the City in the last general election is filed with the City Clerk within 30 days after the public hearing regarding the bonds, the bonds may not be issued unless approved by the voters (by a majority of those voting on the question). Further, the maximum debt service in any year on all outstanding CIP Bonds is .16% of the estimated market value of property in the city, using the market value for the taxes-payable year in which the bonds are issued.

After the CIP has been approved and bonds have been authorized, the City works with its financial advisor to prepare a bond sale and repayment schedule. Assuming no petition for a referendum is filed, the bonds are sold, and when proceeds from the sale of the bonds (and any other identified revenue sources) become available, the expenditures for specified capital improvements can be made.

In subsequent years, the process is repeated as expenditures are completed and if new needs arise. Capital improvement planning looks five or more years into the future from the date of the CIP.

IV. PROJECT SUMMARY

The expenditures to be undertaken with this CIP are limited to those listed below. All other foreseeable capital expenditures will be financed through other means. The following expenditures have been submitted for inclusion in this CIP:

2017 Expenditures

The project includes facilities for the Fire Department, Police Department, City Hall and Public Works. The estimated costs for the facilities is \$50,000,000.

2018 Expenditures

Expenditures in 2018 would relate only to completion of the Fire, Police, City Hall and Public Works facilities.

2019 Expenditures

No projects anticipated in 2019

2020 Expenditures

No projects anticipated in 2020

2021 Expenditures

No projects anticipated in 2021

The CIP Act requires the City Council to consider eight factors in preparing the CIP:

1. Condition of the City's existing infrastructure, including projected need for repair or replacement.
2. Likely demand for the improvement(s).
3. Estimated cost of the improvement(s).
4. Available public resources.
5. Level of overlapping debt in the City.
6. Relative benefits and costs of alternative uses of funds.
7. Operating costs of the proposed improvement(s).
8. Alternatives for providing services most efficiently through shared facilities with other cities or local governments.

The City has considered the eight points as they relate to the anticipated project(s) through the issuance of CIP Bonds. The findings are as follows:

2017 PROJECT:

Conditions of City Infrastructure and Need for the Projects

The current facilities that house the Police, Fire and City Hall have the following conditions that need to be corrected:

- Failing parking ramp
- Poor air quality
- Deteriorating walls
- Windows need replacing
- Deficient HVAC and electrical systems
- Elevators, restrooms, stairwells and entrances are not up to current code requirements for handicap accessibility.
- New laws require separate male and female areas in Police and Fire facilities. The current facility does not have sufficient space to comply with the requirements.
- Additional space for operations and office equipment is needed. The current facility does not have sufficient space to accommodate the additional needs.
- Separate sleeping quarters for Fire staff
- Enlarge parking stalls/garage to accommodate police vehicles

The current facilities that house the Public Works operations have the following conditions that need correction:

- The mechanics area is unsafe
- There is no space for parking of vehicles & equipment inside. These capital assets are currently stored outside, which causes the vehicles and equipment to deteriorate faster.
- The outdoor storage may cause environmental issues due to chemical and material runoff into Rice Creek.
- Additional space is needed to properly maintain vehicles and equipment. The current facilities do not have sufficient space.

Demand for Projects

The current City Hall, Police, Fire and Public Works facilities were constructed over 60 years ago. A study of the facilities was conducted in 2015 to assess the current conditions of the facilities as a result of the increasing number of repair issues. That study found that there are serious deficiencies in safety and accessibility and additional space needs for some departments including Police and Fire. Extensive and costly efforts are needed to address these major maintenance, safety, accessibility and environmental conditions. The cost of remodeling to address these significant issues was so significant that the City Council directed staff to research alternative options that would lead to a better long-term investment of taxpayer resources.

The estimated cost for remodeling the current locations was approximately equal to estimates for building a new facility to accommodate City Hall, the Fire, Police and Public Works Departments as a campus. If unforeseen conditions or other impediments increase the cost of the combined facility, renovation of the existing facilities may be more financially desirable and result in a lesser tax impact.

Estimated Cost of the Project

The project is estimated to cost \$50,000,000.

Availability of Public Resources

The project may be funded by a combination of general property tax levy, and available resources on hand. The debt service payments will be structured to consider overall tax supported debt as there are a number of bonds being retired within 5 years of the proposed issuance of the new debt. In addition, some of the property tax impact will be mitigated by additional tax base being available due to the expiration of various tax increment districts.

Level of Overlapping Debt

Taxing District	2015/16 Taxable Net Tax Capacity	% in City	Total GO Debt	City's Proportionate Share
Anoka County	\$ 316,505,881	8.3728%	\$ 88,015,000	\$ 7,369,320
I.S.D. No 11 (Anoka-Hennepin)	\$ 210,369,431	0.6587%	\$ 49,795,000	\$ 328,000
I.S.D. No 13 (Columbia Heights)	\$ 19,880,659	25.6973%	\$ 14,085,000	\$ 3,619,465
I.S.D. No 15 (Fridley)	\$ 13,120,674	100.0000%	\$ 56,460,000	\$ 56,460,000
I.S.D. No 16 (Spring Lake Park)	\$ 36,688,116	18.7669%	\$ 92,335,000	\$ 17,328,417
Metropolitan Council	\$ 3,102,634,267	0.8541%	\$ 153,680,000	\$ 1,312,581
City's Share Total of Overlapping Debt	\$			\$ 86,417,782

Relative Costs and Benefits of Alternative Uses of the Funds

The space limitations with the current City Hall, Fire, Police and Public Works facilities and need for major maintenance make this project necessary for the City. There are no significant alternatives for funds designated for this project.

Operating Costs of the Proposed Improvements

Current facilities are behind on needed space, maintenance and repairs. The City has estimated nearly \$37 million in investments are necessary to address the current problems and has anticipated these improvements would provide 15-20 years of longevity. Moving forward with a new civic campus will provide the space and functionality for more than 50 years. Significant repairs to the structure would not be necessary for several decades.

The current public works facility does not provide covered storage of vehicles and equipment. The new facility provides a shelter for essential vehicles and equipment. Although the new facilities will provide efficient heating, cooling and electrical systems, with a much larger footprint, architects anticipate an increase in utility costs. The offset to this cost would be the reduced maintenance for equipment no longer stored outside in the elements.

Options for Shared Facilities with Other Cities or Local Government

The City had discussions with Spring Lake Park, Anoka County, the Fridley School district and the County Library. It was determined the County may be sharing public work space but the other organizations did not see the immediate need for shared facilities.

V. FINANCING THE CAPITAL IMPROVEMENT PLAN

The estimated total principal amount of financing contemplated under this Capital Improvement Plan is \$50,505,000. This amount represents the maximum principal amount of CIP Bonds that may be issued to finance the project. Principal and interest on the CIP Bonds will be paid through taxes levied over the term of the CIP Bonds, further described in Appendix A.

Two significant statutory limitations apply to the financing of the Capital Improvement Plan.

1. Under Chapter 475, with few exceptions, municipalities cannot incur debt in excess of 3% of the assessor's estimated market value for the municipality. In the City, the estimated market value is \$2,207,363,400. Therefore, the total amount of outstanding tax supported debt subject to the limitation cannot exceed \$66,220,902. These values are for 2015/16 tax year. As of 1/26/2017, the City will have \$51,635,000 subject to the legal debt limit (this amount includes the 2017A Capital Improvement Plan Bonds). As such, issuance of the CIP Bonds will be within the overall statutory debt limit for the City. The City Charter restricts total debt (including revenue supported debt) to not exceed 10% of the City's taxable market value. Therefore, the total amount of outstanding debt subject to this rule as of 1/26/2017 is \$64,260,000, also below its limit of \$220,736,340.
2. A separate limitation under the CIP Act is that, without referendum, the total amount of principal and interest in any one year on all CIP Bonds issued by the City and currently outstanding cannot exceed 0.16% of the total estimated market value of the municipality. The City's maximum annual allowable debt service amount for the 2015/16 tax year is \$3,531,781 ($\$2,207,363,400 \times .0016$). The annual principal and interest payments on the CIP Bonds proposed to be issued under this CIP will average approximately \$2,932,037. As such, debt service on the CIP Bonds will be within the annual limits under the CIP Act.

Details regarding the proposed terms of the CIP Bonds under this CIP are shown in Appendix A. A schedule of events for approval of the CIP and issuance of the CIP Bonds is shown in Appendix B; and the form of the public hearing notice and resolution approving the CIP are shown in Appendix C.

Continuation of the Capital Improvement Plan

This Capital Improvement Plan should be reviewed annually by the City Council using the process outlined in this Plan. The Council should review proposed expenditures, make priority decisions, and seek funding for those expenditures deemed necessary for the City. If deemed appropriate, the Council should prepare an update to this Plan.

APPENDIX A

PROPOSED 2017A CIP BOND ISSUE

City of Fridley, Minnesota

\$50,505,000 General Obligation CIP Bonds, Series 2016

Assumes Current Market Non-BQ "Aa1" Rates + 35bps

Sources & Uses

Dated 01/26/2017 | Delivered 01/26/2017

Sources Of Funds

Par Amount of Bonds	\$50,505,000.00
Total Sources	\$50,505,000.00

Uses Of Funds

Total Underwriter's Discount (0.700%)	353,535.00
Costs of Issuance	150,000.00
Deposit to Project Construction Fund	50,000,000.00
Deposit to Project Fund	1,465.00
Total Uses	\$50,505,000.00

Series 2016 GO CIP Bonds | SINGLE PURPOSE | 9/ 1/2016 | 12:06 PM



PROPOSED 2017A CIP BOND ISSUE

City of Fridley, Minnesota

\$50,505,000 General Obligation CIP Bonds, Series 2016
Assumes Current Market Non-BQ "Aa1" Rates + 35bps

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
02/01/2017	-	-	-	-
02/01/2018	1,415,000.00	1.050%	1,396,642.08	2,811,642.08
02/01/2019	1,445,000.00	1.150%	1,362,652.50	2,807,652.50
02/01/2020	1,465,000.00	1.250%	1,346,035.00	2,811,035.00
02/01/2021	1,485,000.00	1.450%	1,327,722.50	2,812,722.50
02/01/2022	1,505,000.00	1.600%	1,306,190.00	2,811,190.00
02/01/2023	1,680,000.00	1.750%	1,282,110.00	2,962,110.00
02/01/2024	1,710,000.00	1.850%	1,252,710.00	2,962,710.00
02/01/2025	1,740,000.00	1.950%	1,221,075.00	2,961,075.00
02/01/2026	1,775,000.00	2.100%	1,187,145.00	2,962,145.00
02/01/2027	1,810,000.00	2.350%	1,149,870.00	2,959,870.00
02/01/2028	1,855,000.00	2.500%	1,107,335.00	2,962,335.00
02/01/2029	1,900,000.00	2.650%	1,060,960.00	2,960,960.00
02/01/2030	1,950,000.00	2.800%	1,010,610.00	2,960,610.00
02/01/2031	2,005,000.00	2.900%	956,010.00	2,961,010.00
02/01/2032	2,065,000.00	3.000%	897,865.00	2,962,865.00
02/01/2033	2,125,000.00	3.100%	835,915.00	2,960,915.00
02/01/2034	2,195,000.00	3.200%	770,040.00	2,965,040.00
02/01/2035	2,265,000.00	3.250%	699,800.00	2,964,800.00
02/01/2036	2,335,000.00	3.300%	626,187.50	2,961,187.50
02/01/2037	2,415,000.00	3.350%	549,132.50	2,964,132.50
02/01/2038	2,495,000.00	3.400%	468,230.00	2,963,230.00
02/01/2039	2,580,000.00	3.450%	383,400.00	2,963,400.00
02/01/2040	2,670,000.00	3.500%	294,390.00	2,964,390.00
02/01/2041	2,760,000.00	3.550%	200,940.00	2,960,940.00
02/01/2042	2,860,000.00	3.600%	102,960.00	2,962,960.00
Total	\$50,505,000.00	-	\$22,795,927.08	\$73,300,927.08

Significant Dates

Dated	1/26/2017
First Coupon Date	8/01/2017

Yield Statistics

Bond Year Dollars	\$733,566.46
Average Life	14.525 Years
Average Coupon	3.1075476%
Net Interest Cost (NIC)	3.1557416%
True Interest Cost (TIC)	3.1255400%
Bond Yield for Arbitrage Purposes	3.0632783%
All Inclusive Cost (AIC)	3.1521467%

IRS Form 8038

Net Interest Cost	3.1075476%
Weighted Average Maturity	14.525 Years

Series 2016 GO CIP Bonds | SINGLE PURPOSE | 9/ 1/2016 | 12:06 PM



APPENDIX B

*Pre-Sale Schedule dated September 26, 2016
5-Year City Capital Improvement Plan Bond Issuance
City of Fridley, Minnesota*

The City Council must take the following actions before Bonds can be issued:

- City Council directs preparation of a 5-Year Capital Improvement Plan.
- City Council conducts a Public Hearing on issuance of Bonds and Capital Improvement Plan.
- City Council approves Bonds and Capital Improvement Plan by at least a 4/5ths vote of the governing body membership.

The table below lists the steps in the issuing process:

09/26/2016	City Council adopts Resolution calling for Public Hearing on issuance of Bonds and on Capital Improvement Plan.
10/14/2016	Close date to get Notice of Public Hearing on issuance of Bonds and on Capital Improvement Plan to official newspaper for publication. Friday for Thursday publication
10/21/2016	Publish Notice of Public Hearing on issuance of Bonds and on Capital Improvement Plan (publication no more than 28 days and no less than 14 days prior to hearing date). Additionally, notice may be posted on the City's official web site, if any.
11/14@7: 00	City Council holds Public Hearing on Bonds and on Capital Improvement Plan and adopts Resolution giving preliminary approval for their issuance and approving Capital Improvement Plan by at least a 4/5ths vote of the governing body membership.
11/24/2016	City Council provides for sale of Bonds.
12/14/2016	Reverse referendum period ends (within 30 days of the public hearing).
01/09/2017	City Council accepts offer for Bonds and adopts Resolution-Approving sale of Bonds.
01/26/2017	Tentative closing/receipt of funds.

Net Debt Limit		Annual Levy Limit	
Assessor's Estimated Market Value	2,207,363,400	Assessor's Estimated Market Value	2,207,363,400
Multiply by 3%	0.03	Multiply by .16%	0.0016
Statutory Debt Limit	66,220,902	Statutory Levy Limit	3,531,781
Less: Debt Paid Solely from Taxes	(51,635,000)	Less: Annual Levy under CIP	(2,932,037)
Unused Debt Limit	14,585,902	Unused Levy Limit	599,744



RESOLUTION NO. 2016 -

**RESOLUTION CALLING PUBLIC HEARING ON
THE INTENTION TO ISSUE GENERAL OBLIGATION CAPITAL
IMPROVEMENT PLAN BONDS AND THE PROPOSAL TO
ADOPT A CAPITAL IMPROVEMENT PLAN FOR 2017 THROUGH 2021
UNDER MINNESOTA STATUTES, SECTION 475.521**

WHEREAS, pursuant to Minnesota Statutes, Section 475.521 the City of Fridley, Minnesota (the “City”) may issue bonds to finance capital expenditures under its capital improvement plan (the “Plan”) without an election provided that, among other things, prior to issuing the bonds the City adopts the Plan after a public hearing thereon and publishes a notice of its intention to issue the bonds and the date and time of a hearing to obtain public comment on the matter; and

WHEREAS, the City Council will hold a public hearing on its intention to issue general obligation capital improvement plan bonds (the “Bonds”) and to adopt the Plan therefor pursuant thereto on November 14, 2016.

NOW, THEREFOR, BE IT RESOLVED by the City Council of the City of Fridley, Minnesota, that the City Council hereby calls for a public hearing on its intent to issue the Bonds and to adopt the Plan therefor, such hearing to be held on the date and time set forth in Exhibit A attached hereto. The City Council is hereby directed to cause the notice to be published at least 14 but not more than 28 days before the hearing in the official newspaper of the City or a newspaper of general circulation in the City.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS 26th DAY OF SEPTEMBER, 2016.

SCOTT J. LUND - MAYOR

ATTEST:

DEBRA A. SKOGEN – CITY CLERK

EXHIBIT A

NOTICE OF PUBLIC HEARING

CITY OF FRIDLEY, MINNESOTA
2017-2021 CAPITAL IMPROVEMENT PLAN
AND NOTICE OF INTENTION TO ISSUE
CAPITAL IMPROVEMENT BONDS

NOTICE IS HEREBY GIVEN that the City Council of the City of Fridley, Minnesota (the “City”) will meet on Monday, November 14, 2016, at or after 7:00 p.m., at the City Hall in Fridley, Minnesota, in part to hold a public hearing concerning (1) the issuance of general obligation bonds (the “Bonds”) in an amount not to exceed \$50,505,000 to finance various capital improvements within the City; and (2) the proposal to adopt a capital improvement plan for 2017 through 2021 pursuant to Minnesota Statutes, Section 475.521.

All persons interested may appear and be heard at the time and place set forth above.

If a petition requesting a vote on the issuance of the Bonds, signed by voters equal to five percent of the votes cast in the City in the last municipal general election, is filed with the City Clerk within 30 days after the public hearing, the City may issue the Bonds only after obtaining approval of a majority of voters voting on the question at a municipal election.

A copy of the plan is available for inspection in the City Manager’s Office, City Hall, 6431 University Avenue N.E., Fridley, Minnesota 55432. Question or comments may be directed to the City Manager’s Office at 763-572-3500.

All interested persons may appear and be heard at the public hearing either orally or in writing, or may file written comments with the City Manager before the hearing.

Dated: October 21, 2016

BY ORDER OF THE CITY COUNCIL OF
OF THE CITY OF FRIDLEY, MINNESOTA

Scott J. Lund
Mayor

[Submit October 14, 2016; Publish October 21, 2016]

RESOLUTION NO. 2016 -

RESOLUTION GIVING PRELIMINARY APPROVAL FOR THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION CAPITAL IMPROVEMENT PLAN BONDS IN AN AMOUNT NOT TO EXCEED \$50,505,000 AND ADOPTING THE CITY OF FRIDLEY MINNESOTA CAPITAL IMPROVEMENT PLAN FOR 2017 THROUGH 2021 UNDER MINNESOTA STATUTES, SECTION 475.521

WHEREAS, the City Council of the City of Fridley, Minnesota (the "City") proposes to adopt the City of Fridley, Minnesota Capital Improvement Plan (the "Plan") and to issue its general obligation capital improvement plan bonds (the "Bonds") described in the Plan; and

WHEREAS, the City has caused notice of the public hearing on the intention to issue the Bonds and on the proposed adoption of the Plan to be published pursuant to and in accordance with Minnesota Statutes, Section 475.521; and

WHEREAS, a public hearing on the intention to issue the Bonds and on the proposed Plan has been held on this date, following published notice of the hearing as required by law; and

WHEREAS, in approving the Plan, the City Council considered for each project and for the overall Plan:

1. The condition of the City's existing infrastructure, including the projected need for repair and replacement;
2. The likely demand for the improvement;
3. The estimated cost of the improvement;
4. The available public resources;
5. The level of overlapping debt in the City;
6. The relative benefits and costs of alternative uses of the funds;
7. Operating costs of the proposed improvements; and
8. Alternatives for providing services more efficiently through shared facilities with other local governmental units; and

WHEREAS, the City Council has determined that the issuance of the Bonds is the best way to finance the capital improvements described in the Plan as authorized under Minnesota Statutes, Section 475.521.

NOW, THEREFOR, BE IT RESOLVED by the City Council of the City of Fridley, Minnesota, as follows:

1. The Plan is hereby in all respects approved.
2. The staff and consultants of the City are hereby authorized to do all other things and take all other actions as may be necessary or appropriate to carry out the Plan in accordance with any applicable laws and regulations.
3. The City gives preliminary approval to issuance of the Bonds in the maximum principal amount of \$50,505,000, provided that if a petition requesting a vote on issuance of the Bonds, signed by voters equal to five percent of the votes cast in the last municipal general election, is filed with City Clerk within 30 days of the closing of the public hearing, the

City may issue the Bonds only after obtaining approval of a majority of voters voting on the question at a municipal election.

4. The City declares its official intent to reimburse itself for the costs of the Plan from the proceeds of the Bonds.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS 14th DAY OF NOVEMBER, 2016.

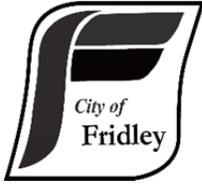
SCOTT J. LUND - MAYOR

ATTEST:

DEBRA A. SGOGEN – CITY CLERK

[Bonds must be approved by at least four-fifths of the members.]

[Issuance of Bonds is subject to a 30-day reverse referendum after the public hearing.]



AGENDA ITEM
CITY COUNCIL MEETING OF
NOVEMBER 14, 2016

To: Wally Wysopal, City Manager
From: Shelly Peterson, Finance Director
Mary Smith, Assessor
Date: November 9, 2016
Re: Resolution Approving Special Assessment Deferral

Staff received requests from three residents this fall to defer the 2016 Street Improvement Project. Minnesota Statutes authorize cities to defer special assessment payments for certain senior and disabled individuals. The deferment of assessments may be permitted at the discretion of the City Council. The City Council by virtue of Resolution 14-1995 has established a number of factors as a basis for granting special assessment deferments. Staff has reviewed the required factors and has determined the residents meet the necessary factors and are eligible for the deferment.

Staff has had discussions with the applicants and they are aware that during the deferral period interest at 5.25% is accruing and will be added to the outstanding principal balance each year. Assessment deferrals are an option for individuals that have financial difficulty paying for an improvement. However, the long-term cost of the assessment can become substantially more burdensome given the cost of the accrued interest over the deferral period.

Repayment of the assessment will begin once the property is no longer eligible for deferment, such as the sale of the property or the property is no longer homesteaded. The repayment timeframe is dependent upon the cause of the property no longer being eligible for deferment. For example, if the property sold, repayment of the entire assessment would be due upon closing of the property. However, if the property remains in the owner's name but is no longer homesteaded, the property would be able to repay the assessment over a ten year timeframe.

In addition to the resident meeting necessary requirements and completing an application process, Anoka County requires the City Council to pass a resolution approving the deferral. If approved by the Council, staff will be submitting a copy of the resolution along the necessary paperwork to the County on Wednesday, November 23.

The deferral of these assessments will not pose a financial burden on the Street Capital Improvements Fund.

Staff recommends that Council approve the attached resolution deferring the assessments for the properties located at 4566 2 ½ Street NE, 4707 2nd Street NE, and 4724 2nd Street NE in regards to the 2016 Street Improvement Project St. 2016-01.

RESOLUTION NO. 2016 - ____

**A RESOLUTION DEFERRING SPECIAL ASSESSMENT
PAYMENTS FOR THE PROPERTIES LOCATED AT:
4566 2 ½ STREET NE, 4707 2ND STREET NE, AND
4724 2ND STREET NE IN REGARDS TO STREET
IMPROVEMENT PROJECT ST. 2016-01**

WHEREAS, the City of Fridley received requests to defer the 2016 Street Improvement Project St. 2016-01 assessment for the properties located at 4566 2 ½ Street NE, 4707 2nd Street NE, and 4724 2nd Street NE and

WHEREAS, Minnesota State Statutes authorize cities to defer special assessment payments for certain senior and disabled individuals, and

WHEREAS, the City Council by virtue of Resolution 14-1995 has established a list of factors as a basis for granting special assessment deferments, and

WHEREAS, staff has reviewed the required factors and has determined the residents meet the necessary factors and are therefore eligible for the deferment, and

WHEREAS, the deferral of these assessments will not pose a financial burden on the Street Capital Improvement Fund, and

WHEREAS, the applicants are also aware the during the deferral period interest at 5.25 percent continues to accrue and will be added to the outstanding principal balance each year, and

WHEREAS, repayment of the assessment will begin once the property is no longer eligible for deferment, such as but not limited to the sale of the property or the property no longer being classified as a homestead property, and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Fridley that the special assessment payments are hereby deferred for the properties located at 4566 2 ½ Street NE, 4707 2nd Street NE, and 4724 2nd Street NE in regards to Street Improvement Project ST. 2016-01.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS
____ DAY OF _____, 2016.**

SCOTT J. LUND - MAYOR

ATTEST:

DEBRA A. SKOGEN - CITY CLERK



AGENDA ITEM
CITY COUNCIL MEETING OF NOVEMBER 14, 2016

INFORMAL STATUS REPORTS