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AGENDA

Maplewood City Council
7:00 P.M., Monday, May 14, 1984
Municipal Administration Building
Meeting 84-10

(A) CALL TO ORDER

(B) ROLL CALL

(C) APPROVAL OF MINUTES

1. Minutes 84-09, April 23, 1984

(D) APPROVAL OF AGENDA

(E) CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion in the form listed below. There will be no separate discussion on these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

1. Accounts Payable
2. Budget Transfer - Administrative Intern
3. Donation from Maplewood Coin Club
4. Public Hearing IDR - Kinder Care
5. Home Occupation Renewal - 1564 E. Grandview
6. Time Extension: Bennington Woods
7. Employee Option to Defer Severance Pay

(EA) CHARLES WIGER - MET COUNCIL
JUDY FLETCHER - M.W.C.C.

(F) PUBLIC HEARINGS

1. I.D.R. Refinancing - Commercial Partners - 7:00 _____
2. Code Amendment: P.U.D. - 7:15 _____
3. Code Amendment: L.B.C. District - 2nd Reading (4 Votes) _____

(G) AWARD OF BIDS

(H) UNFINISHED BUSINESS

1. Holloway Ave. Assessments _____
2. County State Aid Designation _____
3. Street & Alley Vacations: Burr & Ripley _____

(I) NEW BUSINESS

1. McClelland Ct. Watermain _____
2. Detachment & Annexation: 2091 Belmont Lane _____
3. Plan Amendment: E. of DeSoto & S. of Roselawn _____
4. Tax Forfeit Land - Junction St. _____
5. 1983 Annual Financial Report & Audit _____

(J) VISITOR PRESENTATIONS

(K) COUNCIL PRESENTATIONS

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____

(L) ADMINISTRATIVE PRESENTATIONS

(M) ADJOURNMENT

MINUTES OF MAPLEWOOD CITY COUNCIL
7:00 P.M., Monday, April 23, 1984
Council Chambers, Municipal Building
Meeting No. 84-09

A. CALL TO ORDER

A regular meeting of the City Council of Maplewood, Minnesota was held in the Council Chambers, Municipal Building and was called to order at 7:00 P.M. by Mayor Greavu.

B. ROLL CALL

John C. Greavu, Mayor	Present
Norman G. Anderson, Councilmember	Present
Gary W. Bastian, Councilmember	Present
MaryLee Maida, Councilmember	Present
Michael T. Wasiluk, Councilmember	Present

C. APPROVAL OF MINUTES

1. Minutes No. 84-07 (April 2, 1984)

Councilmember Maida moved to approve the Minutes of Meeting No. 84-07 (April 2, 1984) as submitted.

Seconded by Councilmember Bastian. Ayes - all.

2. Minutes No. 84-08 (April 9, 1984)

Councilmember Maida moved to approve the Minutes of Meeting No. 84-08 (April 9, 1984) as submitted.

Seconded by Councilmember Bastian. Ayes - all.

D. APPROVAL OF AGENDA

Mayor Greavu moved to approve the Agenda as amended:

1. Letter to Mrs. Galbraith
2. Beam Avenue

Seconded by Councilmember Anderson. Ayes - all.

E. CONSENT AGENDA

Councilmember Anderson moved, seconded by Councilmember Bastian, Ayes - all, to approve the Consent Agenda, items 1 through 5, as recommended.

1. Accounts Payable

Approved the accounts (Part I, Fees, Services, Expenses, Check register dated April 11, 1984 and April 12, 1984 - \$309,336.45; Part II Payroll - Check dated April 20, 1984 - \$63,934.56) in the amount of \$373,271.01.

2. Time Extension: Maple Ridge Mall Final Plat

Approved a one year time extension for the Maple Ridge Mall final plat. A recordable deed to transfer Outlot A to Ramsey County shall be submitted prior to the City signing the plat.

3. Final Acceptance - Cope Avenue

Resolution No. 84-4-55

WHEREAS, pursuant to a written contract approved by the City on May 28, 1980, C & H Contracting, Inc. of Elk River, Minnesota, has satisfactorily completed Maplewood Improvement Project 79-1 in accordance with said contract;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF MAPLEWOOD, MINNESOTA, the work completed under said contract is hereby accepted and approved.

4. Interceptor Maintenance Agreement - 1984

Approved the Metropolitan Waste Control Interceptor Maintenance Agreement of 1984.

5. Commercial Revenue Note - Hearing Date - St. Paul Business Association

Resolution No. 84-4-56

RESOLUTION CALLING FOR A PUBLIC HEARING
ON A PROPOSAL FOR A COMMERCIAL
FACILITIES DEVELOPMENT PROJECT
PURSUANT TO THE MINNESOTA MUNICIPAL
INDUSTRIAL DEVELOPMENT ACT AUTHORIZING
THE PUBLICATION OF A NOTICE OF THE HEARING

WHEREAS,

(a) Chapter 474, Minnesota Statutes, known as the Minnesota Municipal Industrial Development Act (the "Act") gives municipalities the power to issue revenue bonds for the purpose of the encouragement and development of economically sound industry and commerce to prevent so far as possible the emergence of blighted and marginal lands and areas of chronic unemployment;

(b) The City Council of the City of Maplewood (the "City") has received from St. Paul Business Center, a general partnership organized under the laws of the State of Minnesota (the "Company") a proposal that the City assist in financing a project hereinafter described, through the issuance of its industrial revenue bonds (which may be in the form of a single debt instrument) (the "Bonds") pursuant to the Act;

(c) Before proceeding with consideration of the request of the Company it is necessary for the City to hold a public hearing on the proposal pursuant to Section 474.01; Subdivision 7b, Minnesota Statutes;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Maplewood, Minnesota, as follows:

1. A public hearing on the proposal of the Company will be held at the time and place set forth in the Notice of Hearing hereto attached.

2. The general nature of the proposal and an estimate of the principal amount of bonds to be issued to finance the proposal are described in the attached form of

Notice of Hearing.

3. A draft copy of the proposed application to the Energy and Economic Development Authority, State of Minnesota, for approval of the project, together with proposed forms of all attachments and exhibits thereto, is on file in the office of the City Clerk.

4. The City Clerk is hereby authorized and directed to cause notice of the hearing to be given one publication in the official newspaper and a newspaper of general circulation available in the City, not less than 15 days nor more than 30 days prior to the date fixed for the hearing, substantially in the form of the attached Notice of Public Hearing.

Adopted by the City Council of the City of Maplewood, Minnesota, this 23rd day of April, 1984.

/s/ John C. Greavu
Mayor

ATTEST:

Lucille E. Aurelius /s/
City Clerk

NOTICE OF PUBLIC HEARING
ON A PROPOSAL FOR A COMMERCIAL
FACILITIES DEVELOPMENT PROJECT

NOTICE is hereby given that the City Council of the City of Maplewood, Minnesota, will meet at the City Hall in the City of Maplewood, Minnesota at _____ o'clock on June 11, 1984, to consider the proposal of St. Paul Business Center, that the City assist in financing a project hereinafter described by the issuance of industrial development revenue bonds.

Description of Project

The proposed project in the aggregate shall consist of the acquisition of land and the construction of 3 buildings, approximately 90,000 square feet in the aggregate, to be leased as office/service space to various tenants to be initially owned and operated by St. Paul Business Center. \$2,900,000 of bonds will be used to finance land and construct 2 buildings with an approximate aggregate square footage of 70,000 square feet, to be located immediately north of the NCR building on Sloan Place. \$1,000,000 of bonds will be used to acquire land and construct 1 building with an approximate square footage of 20,000 square feet, to be located at the southwest corner of the intersection of Skillman Avenue and McMenemy Street.

The maximum aggregate estimated principal amount of bonds or other obligations to be issued to finance this project is \$3,900,000. The project will be initially owned and operated by St. Paul Business Center.

The bonds or other obligations if and when issued will not constitute a charge, lien or encumbrance upon any property of the City except the project and such bonds or obligations will not be a charge against the City's general credit or taxing powers but will be payable from sums to be paid by St. Paul Business Center pursuant to a revenue agreement.

A draft copy of the proposed application to the Energy and Economic Development Authority, State of Minnesota, for approval of the project, together with all attachments and exhibits thereto, is available for public inspection beginning April 24, 1984, from 9:00 o'clock a.m. to 4:30 o'clock p.m., Monday through Friday, at the City Hall in Maplewood, Minnesota.

At the time and place fixed for the Public Hearing, the City Council of the City of Maplewood will give all persons who appear at the hearing an opportunity to express their views with respect to the proposal.

Dated this 23rd day of April, 1984.

(BY ORDER OF THE CITY COUNCIL)

By/s/ Lucille Aurelius
City Clerk

F. PUBLIC HEARINGS

1. 7:00 P.M. Conditional Use Permit Revision and Time Extension: Rolling Hills

a. Mayor Greavu convened the meeting for a public hearing regarding the request of Richard Pearson to increase the number of permitted mobile home units from 245 to 246; revise the original conditions to require: a) deadline for constructing all required on-site improvements for occupied lots b) prohibit on street parking near intersection and c) require off street parking during the spring thaw and renewal of the conditional use permit to continue construction of the Rolling Hills Mobile Home Park.

b. Manager Evans presented the staff report.

c. Chairman Les Axdahl presented the following Planning Commission recommendation:

"Commissioner Whitcomb moved the Planning Commission recommend approval of the renewal and revision of the conditional use permit for Rolling Hills mobile home park as outlined in the following resolution:

WHEREAS, Richard Pearson has requested a conditional use permit renewal to continue the construction of Rolling Hills mobile home park at the following described property:

The northeast quarter of the southeast quarter of Section 24, Township 29, Range 22

NOW, THEREFORE, BE IT RESOLVED BY THE MAPLEWOOD PLANNING COMMISSION that the above described conditional use permit be renewed, subject to the following conditions:

1. Prior to the spring thaw and until July 1, 1984, improved (gravel or similar material) off-street parking pads shall be provided for each vehicle associated with an occupied unit. Unrestricted emergency vehicle access must be available at all times.

2. By July 1, 1984, the following improvements shall be made for each lot upon which a unit is located, whether or not it is occupied:

- a. The street is paved in front of the lot.
- b. Construction of a paved off-street parking pad at least sixteen feet wide and twenty feet deep.
- c. Installation of all required landscaping (trees, shrubs, berms and sod) for the Ivy and Century Avenue boundaries and for each lot.

After July 1, 1984, conditions 3 a-d shall be met prior to issuance of a building permit for any lot, except the sodding and planting of a tree must be completed within thirty days of a lot being occupied, or a letter of credit or cash escrow must be deposited with the Director of Community Development to ensure installation. If conditions one and two are not met, no additional building permits shall be issued for the park.

3. There shall be no exterior storage of equipment, such as bikes, hoses, lawnmowers, rakes, etc.
4. Each lot shall be allowed one exterior storage shed for no more than 120 square feet.
5. No access shall be allowed to Century Avenue.
6. No construction or grading shall be allowed to disturb the tamarack grove.
7. The private sanitary sewer, water mains and streets shall be constructed to be consistent with the Maplewood and St. Paul Water Utility standards to ensure a reasonable level of service.
8. The private streets must be at least 28 feet in width, with parking on one side only. No parking shall be permitted in the vicinity of intersections. The Director of Public Safety shall specify the no parking distances for each intersection. Signs shall be posted by the park owner.
9. All utility installations shall be underground.
10. Water lines must be flushed at least once each year or as required by the environmental health officer.
11. All storm water discharge must be directed to the wetland to the west. No connection to the city storm sewer shall be allowed.
12. All mobile homes must be new, skirted and tied down. Skirting shall extend from the frame of the chassis to the ground. Skirting must be painted to match or compliment the mobile home.
13. All tie-downs and foundations must meet the State Building Code.
14. The storm shelter must remain free of storage and available to use.
15. The sign regulations for the R-3 district shall apply.
16. The following minimum setbacks shall apply:
 - a. Twenty feet to a private street
 - b. Thirty feet to a public right-of-way
 - c. Five-foot side yard setback on the side opposite the entry
 - d. Twenty-foot side yard setback on the entry side.

17. No structures shall be allowed in a required setback, except for an accessory building in the twenty-foot side yard setback. Such accessory building must have a side yard setback of at least five feet.

18. Sales of mobile homes shall be limited to those owned by park residents and those sold by the park owner for placement in the park.

19. The developer shall provide traffic control signs as required by the Director of Public Safety.

20. Compliance with all pertinent state statutes and/or regulations.

21. No variation shall be permitted from the site plan dated 3-21-83 without Community Design Review Board approval.

22. The number of mobile homes shall not exceed 246.

23. This conditional use permit shall be reviewed in one year to determine compliance with conditions and whether a change in conditions is necessary to resolve problems that may have developed.

Commissioner Fischer seconded. Ayes - Commissioners Axdahl, Barrett, Ellefson, Fischer, Hejny, Pellish, Sigmundik, Whitcomb."

d. Mr. Richard Pearson, 1959 White Bear Avenue, the applicant, spoke on behalf of his proposal.

e. Councilmember Bastian moved to amend condition No. 14a to read:

"Construction on the below grade storm shelter shall begin by May 11, 1984 and shall be completed by June 22, 1984, unless the Director of Public Safety extends the deadline due to circumstances beyond the control of the developer."

Seconded by Mayor Greavu. Ayes - all.

f. Mayor Greavu called for proponents. None were heard.

g. Mayor Greavu called for opponents. None were heard.

h. Mayor Greavu closed the public hearing.

i. Councilmember Bastian introduced the following resolution and moved its adoption:

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WHEREAS, Richard Pearson has requested a conditional use permit renewal to continue the construction of the Rolling Hills Mobile Home Park at the following described property:

The Northeast quarter of the Southeast quarter of Section 24, Township 29, Range 22.

WHEREAS, the procedural history of this conditional use permit is as follows:

1. This conditional use permit renewal was requested by Richard Pearson, pursuant to the Maplewood Code of Ordinances.

2. This conditional use permit renewal was reviewed by the Maplewood Planning Commission on March 5, 1984. The Planning Commission recommended to the City Council that said permit be approved.

3. The Maplewood City Council held a public hearing on April 23, 1984 to consider this conditional use permit renewal. Notice thereof was published and mailed pursuant to law. All persons present at said hearing were given an opportunity to be heard and present written statements. The Council also considered reports and recommendations fo the City Staff and Planning Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE MAPLEWOOD CITY COUNCIL that the above described conditional use permit be renewed, subject to the following conditions:

1. Prior to the spring thaw and until July 1, 1984, improved (gravel or similar material) off-street parking pads shall be provided for each vehicle associated with an occupied unit. Unrestricted emergency vehicle access must be available at all times.

2. A mobile home shall not be moved onto a lot after April 23, 1984 until a street is paved in front of the lot.

3. There shall be no exterior storage of equipment, such as bikes, hoses, lawnmowers, rakes, etc.

4. Each lot shall be allowed one exterior storage shed for no more than 120 square feet. Such shed must be kept in workmanlike repair and painted.

5. No access shall be allowed to Century Avenue.

6. No construction or grading shall be allowed to disturb the tamarack grove.

7. The private sanitary sewer, water mains and street shall be constructed to be consistent with the Maplewood and St. Paul Water Utility standards to ensure a reasonable level of service.

8. All utility installations shall be underground.

9. The private streets must be at least 28 feet in width, with parking on one side only. No parking shall be permitted in the vicinity of intersections. The director of public safety shall specify the no parking distances for each intersection. Signs shall be posted by the park owner.

10. Water lines must be flushed at least once each year or as required by the Environmental Health Official.

11. All storm water discharge must be directed to the wetland to the west. No connection to the City storm sewer shall be allowed.

12. All mobile homes must be new, skirted and tied down. Skirting shall extend from the frame of the chassis to the ground. Skirting must be painted to complement the mobile home.

13. All tie-downs and foundations must meet the State Building Code.

14. a. Construction on the below-grade storm shelter shall begin by May 11, 1984 and shall be completed by June 22, 1984, unless the Director of Public Safety extends the deadline due to circumstances beyond the control of the developer.

b. The design of the below-grade structure must be approved by the Director of Emergency Services, including emergency lighting, ventilation and sanitary facilities.

c. The above-grade portion of the building must receive approval from the design review board before construction.

d. The storm shelter must remain free of storage and available for use.

e. No further permits for additional mobile homes shall be issued until the shelter is completed.

15. The sign regulations for the R-3 district shall apply.

16. The following minimum setbacks shall apply:

- a. Twenty feet to a private street
- b. Thirty feet to a public right-of-way
- c. Five-foot side yard setback on the side opposite the entry
- d. Twenty-foot side yard setback on the entry side

17. No structures shall be allowed in a required setback, except for an accessory building in the twenty foot side yard setback. Such accessory building must have a side yard setback of at least five feet.

18. Sales of mobile homes shall be limited to those owned by park residents and those sold by the park owner for placement in the park.

19. The developer shall provide traffic control signs as required by the Director of Public Safety.

20. Compliance with all pertinent State Statutes and/or regulations.

21. No variation shall be permitted from the site plan dated 3-21-83 without Community Design Review Board approval.

22. The number of mobile homes shall not exceed 246.

23. This conditional use permit shall be reviewed in one year to determine compliance with conditions and whether a change in conditions is necessary to resolve problems that may have developed.

24. a. After April 23, 1984, the following improvements must be installed within thirty days after a mobile home is placed on a lot:

(1) A paved driveway and off-street parking pad at least sixteen-feet wide and twenty-feet deep

(2) A thirty-inch wide sidewalk from the mobile home entrance to the parking pad

(3) All required landscaping (trees, shrubs, berms and sod), including the perimeter landscaping on Ivy and Century Avenues. If the landscaping cannot be completed within thirty days, a letter of credit or cash escrow shall be deposited with the Director of Community Development to ensure installation.

b. Improvements (1) through (3) in item 24. a. and paved streets must be installed by July 1, 1984 for all mobile homes placed on a lot prior to April

23, 1984.

25. If any of the above conditions are not met, no additional mobile homes shall be moved into the park.

Seconded by Councilmember Wasiluk. Ayes - all.

2. 7:15 P.M. Plan Amendment and Rezoning: County Road B and VanDyke

a. Mayor Greavu convened the meeting for a public hearing regarding the proposal to amend the plan and rezone the property at the northwest corner of VanDyke Street and County Road B. Proposed plan amendment from SC, service commercial and RM residential medium density to LSC limited service commercial. Proposed rezone from BC business-commercial and R-3 multiple to LBC limited business commercial.

b. Manager Evans presented the staff report.

c. Chairman Les Axdahl presented the following Planning Commission recommendation:

"Commissioner Fischer moved the Planning Commission recommend the City Council deny the proposed plan amendment.

Commissioner Ellefson seconded. Ayes - Commissioners Axdahl, Barrett, Ellefson, Fischer, Pellish, Sigmundik, Whitcomb."

Commissioner Fischer moved the Planning Commission recommend the City Council take no rezoning action on the R-3 section until a plat is brought in by the developer.

Commissioner Ellefson seconded. Ayes - Commissioners Axdahl, Barrett, Ellefson, Fischer, Pellish, Sigmundik, Whitcomb."

d. Mr. Ken Gervais, who holds an option on the property, spoke regarding the proposal.

e. Mayor Greavu called for persons who wished to be heard. The following voiced their opinions:

Mr. George Klein, owner of the property at 2210 White Bear Avenue
Mr. Duane Evenson, representing Mrs. Annie Evenson, his mother, stated they wished to have the property remain with the same zoning.

f. Mayor Greavu closed the public hearing.

g. Mayor Greavu moved that no changes be made in the Land Use designation or the zoning.

Seconded by Councilmember Maida. Ayes - all.

3. 7:30 Street and Alley Vacation: Ripley and Burr

a. Mayor Greavu convened the meeting for a public hearing regarding the request of Richard and Gloria LeFebvre, 1358 E. Larpenteur Avenue to vacate the alley in Block 2, Kings Addition to the City of St. Paul; vacate the 140 foot portion of Burr Street lying directly south of Ripley Avenue; vacate Ripley Avenue lying between Burr and Bradley Streets; and vacate Ripley Avenue between DeSoto and Burr Streets.

- b. Director of Community Development Geoff Olson presented the staff report.
- c. Chairman Les Axdahl presented the following Planning Commission recommendation:

"Commissioner Hejny moved the Planning Commission forward the following resolution to the City Council:

WHEREAS, Richard and Gloria Jean LeFebvre initiated proceedings to vacate the public interest in the following described real property, all in Section 17, Township 29, Range 22:

- 1. The alley in block three, Kings Addition to the City of St. Paul.
- 2. Ripley Avenue lying between the westerly alignment of Burr Street and Bradley Street.
- 3. That portion of Burr Street as measured from the southerly alignment of the alley in block three, Kings addition to the City of St. Paul northerly to Ripley Avenue.

WHEREAS, the following adjacent properties are affected:

- 1. Block three, Kings Addition to the City of St. Paul
- 2. Lots one through four of block five, Kings Addition to the City of St. Paul
- 3. Subject to streets and easements and except the west 163 feet lying south of the north 30 feet and except the east 163 feet of the west 489 feet of the south 85 feet of the north 455 feet of the Southwest 1/4 of the Northeast 1/4 of the Southwest 1/4 of Section 17, Township 29, Range 22, Unplatted Lands.

WHEREAS, upon vacation of the above described streets and alley, public interest in the property will accrue to the following described abutting properties.

NOW, THEREFORE, BE IT RESOLVED by the Maplewood Planning Commission that it is in the best interest to grant the above described vacation on the basis of the following findings of fact:

- 1. Construction of these rights of way for roadway purposes is infeasible.
- 2. It would be in the public interest.

This vacation is subject to:

- 1. Retaining utility easements over Ripley Avenue, the alley and Burr Street (south of north line of alley).
- 2. The applicant granting the owner of 1781 Burr Street a perpetual driveway easement over Ripley Avenue lying between Burr Street and Bradley Street and over that portion of Burr Street right of way west of the northerly 20 feet of lot six, block three of Kings Addition to the City of St. Paul.

Commissioner Robens seconded. Ayes - Commissioners Axdahl, Fischer, Hejny, Larson, Pellish, Robens, Sigmundik, Sletten, Whitcomb.

The Commission questioned if the balance of the proposed vacations should wait

until after the plat to the north is finalized. This may help in obtaining the required access for the plat to the north.

Commissioner Pellish moved the Planning Commission recommend the Council consider this as another method of securing 60 foot access between 1790 and 1822 DeSoto for the Twin Oaks plat.

Commissioner Whitcomb seconded. Ayes - Commissioners Axdahl, Fischer, Hejny, Larson, Pellish, Robens, Sigmundik, Sletten, Whitcomb."

d. Mr. Richard LeFebvre, the applicant, spoke on behalf of the proposal.

e. Mayor Greavu called for proponents. None were heard.

f. Mayor Greavu called for opponents. The following were heard:

Mr. Albert Grenz, 1771 Burr Street
Mrs. Mae Wallack, 1773 Burr Street
Mr. Richard Olson, 1703 Bradley.

g. Councilmember Wasiluk moved to table this item until the meeting of May 14, 1984 to allow staff time to investigate possible easements.

Seconded by Councilmember Anderson. Ayes - all.

4. 7:45 P.M. Rezoning and Preliminary Plat - Twin Oaks

a. Mayor Greavu convened the meeting for a public hearing regarding the request of Mr. Thomas Coil to rezone the property south of Roselawn Avenue and west of Edgerton Street from F-farm to R-1 single dwelling and for preliminary plat approval for ten (10) single dwelling lots.

b. Director of Community Development Geoff Olson presented the staff report.

c. Chairman Les Axdahl presented the following Planning Commission recommendation:

"Commissioner Pellish moved the Planning Commission recommend to the City Council that if the park search area south of Roselawn Avenue and east of DeSoto Street is deleted from the Comprehensive Plan, alternative A (Bellwood Avenue and Burr Street) for the Twin Oaks Addition preliminary plat should be approved, subject to:

1. The plat shall be revised as necessary so that all lots meet minimum lot requirements.

2. The "exception" designation on lot two, block one, shall be removed.

3. The north-south street shall be designated as Burr Street on the final plat.

4. Submission of a developer's agreement and required surety for public improvements for this plat. This agreement shall include requirements for land survey monuments to be located at the corners of each lot and the provision of a temporary cul-de-sac at the south property line for Burr Street.

5. A signed developer's agreement must have been received by the City Engineer for the construction of Bellwood Avenue from Edgerton Street to the applicant's east property line or for the construction of a street from DeSoto Street to connect with the proposed Burr Street.

6. City Engineer approval of final grading, utility and drainage plans.
7. Proof that contracts have been entered into with the telephone company and NSP.
8. The accessory structures on the easterly portion of lot two, block one shall be removed before final plat approval.
9. Submission of an erosion control plan, with the final grading plan, that considers the recommendations of the Soil Conservation Service.

Commissioner Whitcomb seconded. Ayes - Commissioners Axdahl, Fischer, Hejny, Larson, Pellish, Robens, Sigmundik, Sletten, Whitcomb.

Commissioner Fischer moved the Planning Commission recommend to the City Council that if Council chooses to retain the park search area, alternative B (Bellwood Avenue as a cul-de-sac) for the Twin Oaks preliminary plat should be approved, subject to the following conditions:

1. A signed developer's agreement must have been received by the City Engineer for the construction of Bellwood Avenue from Edgerton Street to the east property line of this site.
2. Submittal of a developer's agreement with required surety, for the public street, utility, drainage and trail improvements internal to this plat. The agreement shall require land survey monuments to be placed at the corners of each lot and require the construction of the trail at the time that Bellwood Avenue is constructed.
3. A ten-foot wide trail easement shall be dedicated from the Bellwood Avenue cul-de-sac to the south boundary of the plat. The location and design specifications shall be approved by the Director of Community Services.
4. City Engineer approval of final grading, drainage and utility plans.
5. Proof must be submitted prior to final plat approval that contracts have been entered into with the telephone company and NSP.
6. Submission of an erosion control plan, with the grading plan, which considers the recommendations of the Soil Conservation Service.

Commissioner Sigmundik seconded. Ayes - Commissioners Axdahl, Fischer, Hejny, Larson, Pellish, Robens, Sigmundik, Sletten, Whitcomb.

Commissioner Whitcomb moved the Planning Commission forward the following resolution to the City Council:

WHEREAS, Thomas Coil initiated a rezoning from F, farm residence to R-1, residence district (single dwelling) for the following-described property:

The South 1/2 of the South 1/2 of the NW 1/4 of the NE 1/4 of the SW 1/4 of the E 1/5 acres of the North 1/2 of the South 1/2 of the NW 1/4 of the NE 1/4 of the SW 1/4, all in Section 17, Township 29, Range 22, Ramsey County, Minnesota.

This property is also known as 1858 DeSoto Street, Maplewood;

NOW, THEREFORE, BE IT RESOLVED BY THE MAPLEWOOD PLANNING COMMISSION that the above described rezoning be approved on the basis of the following findings-of-fact:

1. The proposed change is consistent with the spirit, purpose and intent of the zoning code.
2. The proposed change will not substantially injure or detract from the use of neighboring property or from the character of the neighborhood, and that the use of the property adjacent to the area included in the proposed change or plan is adequately safeguarded.
3. The proposed change will serve the best interests and conveniences of the community, where applicable, and the public welfare.
4. The proposed change would have no negative effect upon the logical, efficient, and economical extension of public services and facilities, such as public water, sewers, police and fire protection and schools.

Commissioner Fischer seconded. Ayes - Commissioners Axdahl, Fischer, Hejny, Larson, Pellish, Robens, Sigmundik, Sletten, Whitcomb.

Commissioner Axdahl moved the Planning Commission indicate to the Council for the alignment of Burr Street, the concept on page 10 of the staff report is preferred. The Council should resolve a means of acquisition of a 60 foot easement between 1790 and 1822 DeSoto Street to the parcel.

Commissioner Pellish seconded. Ayes - Commissioners Axdahl, Fischer, Hejny, Larson, Pellish, Robens, Sigmundik, Sletten, Whitcomb."

d. Mayor Greavu called for persons who wished to be heard for or against the proposal. The following voiced their opinions:

Mr. Carl Peterson, 1399 Geneva
Mr. Cummings, 1720 Duluth
Mr. Arthur Ready, Manager, Forest Lawn Cemetery.

e. Mayor Greavu closed the public hearing.

f. Councilmember Anderson moved to approve Alternative A for the Twin Oaks preliminary plat subject to:

1. The plat shall be revised as necessary so that all lots meet minimum dimension requirements.
2. The "exception" designation on lot two, block one, shall be removed.
3. The north-south street shall be designated as Burr Street on the final plat.
4. Submission of a developer's agreement and required surety for public improvements for this plat. This agreement shall include requirements for land survey monuments to be located at the corners of each lot and the provision of a temporary cul-de-sac at the south property line for Burr Street.
5. A signed developer's agreement must have been received by the City Engineer for the construction of Bellwood Avenue from Edgerton Street to the applicant's east property line or for the construction of a street from DeSoto Street to connect with the proposed Burr Street.

6. City Engineer approval of final grading, utility and drainage plans.
7. Proof that contracts have been entered into with the telephone company and NSP.
8. The accessory structures on the easterly portion of lot two, block one shall be removed before final plat approval.
9. Submission of an erosion control plan, with the final grading plan, that considers the recommendations of the Soil Conservation Service.

Seconded by Councilmember Maida. Ayes - all.

g. Councilmember Anderson introduced the following resolution and moved its adoption:

84 - 4 - 57

WHEREAS, Thomas Coil initiated a rezoning from F, farm residence to R-1, residence district (single dwelling) for the following-described property:

The South 1/2 of the South 1/2 of the NW 1/4 of the NE 1/4 of the SW 1/4 and the east 1/5 acres of the north 1/2 of the south 1/2 of the NW 1/4 of the NE 1/4 of the SW 1/4, all in Section 17, Township 49, Range 22, Ramsey County, Minnesota

This property is also known as 1858 DeSoto Street, Maplewood;

WHEREAS, the procedural history of this rezoning is as follows:

1. This rezoning was initiated by Thomas Coil, pursuant to Chapter 36, Article VII of the Maplewood Code of Ordinances.
2. This rezoning was reviewed by the Maplewood Planning Commission on April 16, 1984. The Planning Commission recommended to the City Council that said rezoning be approved.
3. The Maplewood City Council held a public hearing on April 23, 1984 to consider this rezoning. Notice thereof was published and mailed pursuant to law. All persons present at said hearing were given an opportunity to be heard and present written statements. The Council also considered reports and recommendations of the City Staff and Planning Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE MAPLEWOOD CITY COUNCIL that the above-described rezoning be approved on the basis of the following findings of fact:

1. The proposed change is consistent with the spirit, purpose and intent of the zoning code.
2. The proposed change will not substantially injure or detract from the use of neighboring property or from the character of the neighborhood, and that the use of the property adjacent to the area included in the proposed change or plan is adequately safeguarded.
3. The proposed change will serve the best interests and conveniences of the community, where applicable, and the public welfare.

4. The proposed change would have no negative effect upon the logical, efficient, and economical extension of public services and facilities, such as public water, sewers, police and fire protection and schools.

Seconded by Councilmember Maida. Ayes - all.

5. 8:00 P.M. Conditional Use Permit: Highwood Avenue

a. Mayor Greavu convened the meeting for a public hearing regarding the request of MCI/Cellcom Cellular for approval of a conditional use permit for a radio/telephone communications system consisting of a 280 foot tall tower with two small accessory buildings and eight by ten foot building to contain the generator and an eleven by twenty four foot building for equipment to be located on Highwood Avenue west of Century Avenue.

b. Manager Evans presented the staff report.

c. Chairman Les Axdahl presented the following Planning Commission recommendation:

"Commissioner Pellish moved the Planning Commission forward the following resolution to the City Council:

WHEREAS, MCI/Cellcom Cellular initiated a conditional use permit to erect a radio/telephone communications facility at the following described property:

All of lots one (1), five (5), six (6), eight (8), and nine (9), Carver Lots lying northerly of property described in Book 1795; RCR Page 365 and also commencing at the NW corner of the E 1/2 of the E 1/2 of the SE 1/4 of Section 13, Township 28, Range 22 West of the Fourth Principal Meridian; thence running east on the north line of said 1/4 section 16 rods; thence South parallel with the West line of the E 1/2 of the E 1/2 of said 1/4 section (being the southeast 1/4 of said section) 10 rods; thence west parallel with said North line 16 rods to the West line of said East 1/2 of the East 1/2 of the Southeast 1/4 of said section; thence north 10 rods to the point of beginning and containing one acre of land, more or less; excepting therefrom the West 64 feet of the West 264 feet of the North 165 feet of the East 1/2 of the Northeast 1/4 of the Southeast 1/4 of said Section 13, Township 28, Range 22, as shown by the records in the Real Estate Division in the office of the Register of Deeds in and for said County and State. And excepting any part of the Government Lot One (1) that lies West of the West 264 feet of the North 165 feet of the East 1/2 of the North 1/4 of the Southeast 1/4 of Section 13, Township 28, Range 22

This property is located on Highwood Avenue, west of Century Avenue in Maplewood;

NOW, THEREFORE, BE IT RESOLVED BY THE MAPLEWOOD PLANNING COMMISSION that the above described conditional use permit be approved on the basis of the following findings of fact:

1. The use is in conformity with the City's Comprehensive Plan and with the purpose and standards of the zoning code.

2. The establishment and maintenance of the use would not be detrimental to the public health, safety or general welfare.

3. The use would be located, designed, maintained and operated to be compatible with the character of the F, farm zoning district.

4. The use would not depreciate property values.
5. The use would not be hazardous, detrimental or disturbing to present and potential surrounding land uses, due to noises, glare, smoke, dust, odor, fumes, water pollution, water run off, vibration, general unsightliness, electrical interference or other nuisances.
6. The use would generate only minimal vehicular traffic on local streets and would not create traffic congestion, unsafe access or parking needs that would cause undue burden to the area properties.
7. The use would be served by essential public services, such as streets, police, fire protection, utilities, schools and parks.
8. The use would not create excessive additional requirements at public cost for public facilities and services; and would not be detrimental to the welfare of the City.
9. The use would preserve and incorporate the site's natural and scenic features into the development design.
10. The use would cause minimal adverse environmental effects.
11. The use would provide a convenience for the public.

Approval is subject to Council review after the first year of this approval.

Commissioner Fischer seconded. Ayes - Commissioners Axdahl, Barrett, Ellefson, Fischer, Pellish, Robens, Sigmundik, Sletten, Whitcomb."

- d. Mayor Greavu called for proponents. None were heard.
- e. Mayor Greavu called for opponents. None were heard.
- f. Mayor Greavu closed the public hearing.
- g. Councilmember Bastian introduced the following resolution and moved its adoption:

84 -4 - 58

WHEREAS, MC I/Cellcom Cellular initiated a conditional use permit to erect a radio/telephone communications facility at the following described property:

All of lots One (1), Five (5), Six (6), Eight (8), and Nine (9), Carver Lots lying Northerly of property described in Book 1795; RCR Page 365 and also commencing at the NW corner of the E 1/2 of the E 1/2 of the SE 1/4 of Section 13, Township 28, Range 22 West of the Fourth Principal Meridian; thence running East on the North line of said 1/4 Section 16 rods; thence South parallel with the West line of the E 1/2 of the E 1/2 of said 1/4 section (being the Southeast 1/4 of said section) 10 rods; thence West parallel with said North line 16 rods to the West line of said East 1/2 of the East 1/2 of the Southeast 1/4 of said Section; thence North 10 rods to the point of beginning and containing one acre of land, more or less; excepting therefrom the West 64 feet of the West 264 feet of the North 165 feet of the East 1/2 of the Northeast 1/4 of the Southeast 1/4 of said Section 13, Township 28, Range 22, as shown by the records in the Real Estate Division in the office of the Register of Deeds in and for said County and State. And excepting any part of the Government Lot One (1) that lies West of the West 264 feet of the North 165 feet of the East 1/2 of the North East 1/4 of the South

East 1/4 of Section 13, Township 28, Range 22.

This property is located on Highwood Avenue, west of Century Avenue in Maplewood;

WHEREAS, the procedural history of this conditional use permit is as follows:

1. This conditional use permit was initiated by MCI/Cellcom Cellular, pursuant to the Maplewood Code of Ordinances.
2. This conditional use permit was received by the Maplewood Planning Commission on _____, 1984. The Planning Commission recommended to the City Council that said permit be approved.
3. The Maplewood City Council held a public hearing on April 23, 1984, to consider this rezoning. Notice thereof was published and mailed pursuant to law. All persons present at said hearing were given an opportunity to be heard and present written statements. The Council also considered reports and recommendations of the City Staff and Planning Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE MAPLEWOOD CITY COUNCIL that the above described conditional use permit be approved on the basis of the following findings of fact:

1. The use is in conformity with the City's Comprehensive Plan and with the purpose and standards of the zoning code.
2. The establishment and maintenance of the use would not be detrimental to the public health, safety or general welfare.
3. The use would be located, designed maintained and operated to be compatible with the character of the F, farm zoning district.
4. The use would not depreciate property values.
5. The use would not be hazardous, detrimental or disturbing to present and potential surrounding land uses, due to noises, glare, smoke, dust, odor, fumes, water pollution, water runoff, vibration, general unsightliness, electrical interference or other nuisances.
6. The use would generate only minimal vehicular traffic on local streets and would not create traffic congestion, unsafe access or parking needs that would cause undue burden to the area properties.
7. The use would be served by essential public services, such as streets, police, fire protection, utilities, schools and parks.
8. The use would not create excessive additional requirements at public cost for public facilities and services; and would not be detrimental to the welfare of the City.
9. The use would preserve and incorporate the site's natural and scenic features into the development design.
10. The use would cause minimal adverse environmental effects.
11. The use would provide a convenience for the public.

Approval is subject to Council review after the first year of this approval.

Seconded by Councilmember Wasiluk.

Ayes - all.

G. AWARD OF BIDS

1. Paramedic Vans

a. Manager Evans presented the staff report.

b. Councilmember Bastian introduced the following resolution and moved its adoption:

84 - 4 - 59

BE IT RESOLVED BY THE CITY COUNCIL OF MAPLEWOOD, MINNESOTA, that the bid of Thone Hawkins Chevrolet, 1801 E. County Road F in the amount of \$27,114 was the lowest responsible bid for the purchase of two (2) three-quarter ton wagon/trucks and the proper City Officials are hereby authorized and directed to enter into a contract with said bidder for and on behalf of the City.

Seconded by Councilmember Maida.

Ayes - all.

H. UNFINISHED BUSINESS

1. Concealed Weapons (2nd Reading)

a. Manager Evans presented the staff report.

b. Councilmember Bastian introduced the following ordinance and moved its adoption:

ORDINANCE NO.565
AN ORDINANCE AMENDING ARTICLE 4
WEAPONS AND EXPLOSIVES SECTION 20-75
CONCEALED WEAPONS OF THE MAPLEWOOD
CITY CODE

THE CITY COUNCIL OF THE CITY OF MAPLEWOOD DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. That the Maplewood City Code of Ordinances is hereby amended by deleting thereof in its present form and entirety Section 20-75 of Article 4 Weapons and Explosives and by substituting in lieu of the same the following:

Section 20-75. Prohibited weapons, prohibited acts:

It shall be unlawful for any person within the City to possess any device or weapon known as a slungshot, slingshot sand club, metal knuckles, switchblade knife, dagger, stiletto, dirk, blackjack, chain club, pipe club, bowie knife, Molotov cocktail, grenade, throwing star, or similar device.

It shall be unlawful for any person within the City to carry or wear concealed about his person any pistol, BB, air or CO₂ gun.

Section 2. This ordinance shall take effect upon its passage and publication.

Seconded by Councilmember Wasiluk.

Ayes - all.

2. Hook 'n Ladder Lounge

a. Manager Evans presented the staff report.

b. Mr. Dennis Johnson, attorney representing Roger Claussen, owner of the Hook 'n Ladder Lounge spoke on behalf of his client.

c. Councilmember Bastian moved to collect \$1000.00 from Mr. Claussen in lieu of forfeiture of his bond for the violation of sale of alcoholic beverage to minors and that the money be donated to the East Community Family Center.

Seconded by Councilmember Wasiluk. Ayes - all.

I. NEW BUSINESS

1. Concordia Arms Crosswalk

a. Manager Evans presented a letter and petition requesting better identification of the crosswalk on Lydia Avenue between Concordia Arms and Plaza 3000. Crossing signs on both sides of Lydia Avenue would be appropriate since the crosswalk is at mid-block.

It is recommended the City authorize the installation of pedestrian crossing signs on Lydia Avenue at the crosswalk between Concordia Arms and Plaza 3000.

b. Mayor Greavu moved to authorize the installation of pedestrian crossing signs on Lydia Avenue at the crosswalk between Concordia Arms and Plaza 3000.

Seconded by Councilmember Wasiluk. Ayes - all.

2. Approval of Clinic in an LBC Zone - Cope Avenue

a. Manager Evans presented the staff report.

b. Councilmember Bastian moved approval of an outpatient surgical center in an LBC Zone as requested by SPEC Builders to be located on the south side of Beam Avenue, east of Kennard Street.

Seconded by Councilmember Wasiluk. Ayes - all.

3. Code Amendment: Offices and Clinics in LBC Zone

a. Manager Evans presented the staff report.

b. Councilmember Maida moved first reading of an ordinance amending the code to allow office, clinics, day care centers and similar uses in the LBC Zone.

Seconded by Councilmember Wasiluk. Ayes - Mayor Greavu; Councilmembers Bastian, Maida and Wasiluk.
Nays - Councilmember Anderson.

4. MN DOT Storage Yard - Highway 36

a. Manager Evans stated the local office of the Minnesota Department of Transportation (MnDOT) informed him that they are considering moving the materials off their site on Highway 36. The site is used as a storage area for construction materials. They will consider comments from the City.

b. Councilmember Bastian moved to authorize staff to send a letter to MnDOT, requesting that the materials on their site on Highway 36 be removed on the basis that these materials are an eyesore from Highway 36 and are not compatible with the residential neighborhood to the east or commercial development on Highway 36.

Seconded by Councilmember Maida. Ayes - all.

c. Councilmember Bastian moved that a letter be forwarded to MnDOT requesting they donate this land for park purposes.

Seconded by Councilmember Anderson. Ayes - all.

5. District Bike Rodeo

a. Manager Evans presented the staff report.

b. Councilmember Bastian moved to approve the request to use the municipal parking lot across the street, north of City Hall to hold the District Bike Rodeo on May 5, 1984 from 10:30 A.M. until 3:00 P.M.

Seconded by Councilmember Maida. Ayes - all.

6. Lend Lease - Intoxilyzer 5000

a. Manager Evans presented the staff report.

b. Mayor Greavu introduced the following resolution and moved its adoption:

84 - 4 - 60

BE IT RESOLVED that the City of Maplewood enter into an agreement with the State of Minnesota Department of Public Safety, for the following purpose:

To receive from the State of Minnesota, Department of Public Safety, an Intoxilyzer 5000 Breath Test Instrument and Breath Alcohol Simulator on a loan basis. The instruments are to be used by law enforcement officers to assist them in the detection of motorists who may be in violation of Minnesota Statutes Section 169.121, or other Minnesota laws or local ordinances or other law enforcement purposes.

BE IT RESOLVED that the City Manager and Chief of Police be and they hereby are authorized to execute such agreement.

Seconded by Councilmember Wasiluk. Ayes - all.

7. Addition to Canine Unit.

a. Manager Evans presented the staff report.

b. Councilmember Bastian moved to accept the donation of the Bloodhound and to add the dog to the City's Canine Unit and that the necessary costs, training and upkeep be approved.

Seconded by Councilmember Maida.

Ayes - all.

J. VISITOR PRESENTATIONS

None.

K. COUNCIL PRESENTATIONS

1. Letter to Marilyn Galbraith

a. Councilmember Anderson moved to send a letter to Marilyn Galbraith thanking her for serving on the Park and Recreation Commission.

Seconded by Councilmember Bastian.

Ayes - all.

2. Beam Avenue

a. Mayor Greavu questioned if Beam Avenue west of Highway 61 is a private road and if the City plowed snow there.

b. City Attorney Kelly stated that the City has provided this service for many years and since it is used by the public the City should continue plowing the snow.

L. ADMINISTRATIVE PRESENTATIONS

None.

M. ADJOURNMENT

9:30 P.M.

City Clerk

MANUAL CHECKS APRIL 1984

Page: 1

1984 CITY OF MAPLEWOOD		CHECK REGISTER		
CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
102113	04/27/84	50.00 50.00 *	COMM OF TRANSP	BOOKS

102C40	04/27/84	88.50 88.50 *	CLERK OF DISTR COURT	CNTY DRIVERS LI

102M69	04/27/84	191.00	MN STATE TREASURER	DRIVERS LIC PBL
102M69	04/27/84	3,815.75	MN STATE TREASURER	MOTOR VEH LIC P
102M69	04/27/84	6,325.15	MN STATE TREASURER	MOTOR VEH LIC P
102M69	04/27/84	187.00	MN STATE TREASURER	DRIVERS LIC PBL
		10,518.90 *		

102027	04/27/84	10.00 10.00 *	OFFICE OF STATE AUD	TRAVEL TRAINING

102R85	04/27/84	317.72 317.72 *	RUSTY SCUPPER RESTR	PROGRAMS

103112	04/27/84	120.00 120.00 *	BEHAN JANE	REFUND

104I15	04/27/84	54.00 54.00 *	ICMA	BOOKS

104K20	04/27/84	145.00 145.00 *	KANE ROSEMARY	P/R DEDUCT

104M69	04/27/84	312.00	MINN STATE TREASURER	DRIVERS LIC PBL
104M69	04/27/84	4,035.73	MINN STATE TREASURER	MOTOR VEH LIC P
		4,347.73 *		

104S42	04/27/84	93.00 93.00 *	SCIENCE MUSEUM	PROGRAMS

104U80	04/27/84	383.60	UNITED WAY	P/R DEDUCT

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
		383.60 *		

107413	04/27/84	81.00 81.00 *	MAPLE-LEAF OFFICIALS	PROGRAMS

107M69	04/27/84	381.00	MINN STATE TREAS	DRIVERS LIC PBL
107M69	04/27/84	3,010.99 3,391.99 *	MINN STATE TREAS	MOTOR VEH LIC P

108114	04/27/84	303.24 303.24 *	PRANCA MAIN RESTR	PROGRAMS

108M20	04/27/84	8,075.00	METRO WASTE CONTROL	SAC PBL
108M20	04/27/84	80.75- 7,994.25 *	METRO WASTE CONTROL	SAC PBL

108M69	04/27/84	283.00	MN ST TREASURER	DRIVERS LIC PBL
108M69	04/27/84	5,380.85 5,663.85 *	MINN STATE TREAS	MOTOR VEH LIC P

108M71	04/27/84	620.45	MN ST TREAS SURTAX	SURTAX PBL
108M71	04/27/84	12.41- 608.04 *	MN ST TREAS SURTAX	SURTAX PBL

108M76	04/27/84	6,687.24	MN ST TREAS PERA	PERA PBL
108M76	04/27/84	9,646.19 16,333.43 *	MN ST TREAS PERA	PERA PBL

109115	04/27/84	10.00 10.00 *	STATE OF THE REGION	TRAVEL TRAINING
109116	04/27/84	40.10 40.10 *	MYSTERY CAVES	PRPGRAMS

109M69	04/27/84	3,915.00	MINN ST TREASURER	MOTOR VEH LIC P
109M69	04/27/84	313.00 4,228.00 *	MINN ST TREASURER	DRIVERS LIC PBL

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPT

110118	04/27/84	127.38 127.38 *	GLADSTONE HOUSE	PROGRAMS

110A85	04/27/84	4.87	AURELIUS LUCILLE	SUPPLIES
110A85	04/27/84	4.00	AURELIUS LUCILLE	SUPPLIES
110A85	04/27/84	4.25	AURELIUS LUCILLE	TRAVEL TRAINI
110A85	04/27/84	6.70	AURELIUS LUCILLE	OFFICE SUPPLI
110A85	04/27/84	8.49	AURELIUS LUCILLE	SUPPLIES
110A85	04/27/84	10.25	AURELIUS LUCILLE	TRAVEL TRAINI
110A85	04/27/84	1.75	AURELIUS LUCILLE	SUPPLIES
110A85	04/27/84	4.00	AURELIUS LUCILLE	SUPPLIES
110A85	04/27/84	2.19	AURELIUS LUCILLE	SUPPLIES
110A85	04/27/84	3.08	AURELIUS LUCILLE	SUPPLIES
		49.58 *		

110C40	04/27/84	95.50	CLERK OF COURT	CNTY DRIVERS
110C40	04/27/84	95.50	CLERK OF COURT	CNTY DRIVERS
110C40	04/27/84	95.50-	CLERK OF COURT	CNTY DRIVERS
		95.50 *		

110M69	04/27/84	230.00	MINN STATE TREAS	DRIVERS LIC PE
110M69	04/27/84	3,059.30	MINN STATE TREAS	MOTOR VEH LIC
		3,289.30 *		

111M69	04/27/84	394.00	MINN STATE TREAS	DRIVERS LIC PE
111M69	04/27/84	4,673.34	MINN STATE TREAS	MOTOR VEH LIC
		5,067.34 *		

114117	04/27/84	245.00 245.00 *	WEBER AL	REFUND

114A05	04/27/84	47.88-	AFSCME	UNION DUES PBL
114A05	04/27/84	332.00	AFSCME	UNION DUES PBL
114A05	04/27/84	53.20	AFSCME	UNION DUES PBL
		337.32 *		

114C35	04/27/84	13,988.50 13,988.50 *	CITY CNTY CR UNION	CREDIT UN PBL

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION

114I15	04/27/84	2,038.71	ICMA	DEFERRED COMP
114I15	04/27/84	524.20	ICMA	DEFERRED COMP
		2,562.91 *		

114M35	04/27/84	12.00	MINN BENEFIT ASSN	P/R DEDUCT
114M35	04/27/84	301.75	MINN BENEFIT ASSN	P/R DEDUCT
		313.75 *		

114M52	04/27/84	15,044.68	MINN FED SAVINGS	FWT PBL
		15,044.68 *		

114M61	04/27/84	410.00	MN MUTUAL LIFE INS	P/R DEDUCT
		410.00 *		

114M65	04/27/84	8,966.69	MN ST COMM/REVENUE	SWT PBL
		8,966.69 *		

114M68	04/27/84	300.00	MN ST RETIREMENT	DEFERRED COMP
		300.00 *		

114M69	04/27/84	25.00	MN ST RETIREMENT	DEFERRED COMP
114M69	04/27/84	331.00	MINN STATE TREAS	DRIVERS LIC PBL
114M69	04/27/84	5,399.68	MINN STATE TREAS	MOTOR VEH LIC PE
114M69	04/27/84	303.00	MINN STATE TRFASURER	DNR LIC PBL
		6,058.68 *		

114M70	04/27/84	4,112.24	MN STATE TREAS S/S	S/S PBL
114M70	04/27/84	4,296.40	MN STATE TREAS S/S	S/S PBL
		8,408.64 *		

114P10	04/27/84	41.00	RAMSEY CNTY COURT	AMB RUNS
		41.00 *		

114W25	04/27/84	177.40	WISC DEPT REVENUE	SWT PBL
		177.40 *		

115E64	04/27/84	1,000.00	EMPL BENEFIT TRUST	DENTAL INS PBL

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
		1,000.00 *		

115M69	04/27/84	430.00	MINN STATE TREAS	DRIVERS LIC PBL
115M69	04/27/84	3,994.00	MINN STATE TREAS	MOTOR VEH LIC F
		4,424.00 *		

116M45	04/27/84	10.00	METRO AREA MGM ASSN	TRAVEL TRAINING
		10.00 *		

116M69	04/27/84	6,142.20	MINN STATE TREAS	MOTOR VEH LIC F
116M69	04/27/84	201.00	MINN STATE TREAS	DRIVERS LIC PBL
		6,343.20 *		

117C40	04/27/84	94.00	CLERK OF COURT	CITY DRIVERS L
		94.00 *		

117M69	04/27/84	4,910.05	MINN STATE TREAS	MOTOR VEH LIC F
117M69	04/27/84	158.00	MINN STATE TREAS	DRIVERS LIC PBL
		5,068.05 *		

118C47	05/01/84	1.25	CHLEBECK JUDY	TRAVEL TRAINING
118C47	05/01/84	.50	CHLEBECK JUDY	OFFICE SUPPLIES
118C47	05/01/84	1.75	CHLEBECK JUDY	TRAVEL TRAINING
118C47	05/01/84	10.44	CHLEBECK JUDY	OFFICE SUPPLIES
		13.94 *		

118M69	05/01/84	215.00	MINN STATE TREASURER	DNR LIC PBL
118M69	05/01/84	342.00	MINN STATE TREASURER	DRIVERS LIC PBL
118M69	05/01/84	5,804.84	MINN STATE TREASURER	MOTOR VEH LIC F
118M69	05/01/84	8,397.22	MINN STATE TREASURER	MOTOR VEH LIC F
		14,759.06 *		

121M10	05/01/84	375.00	M.F.O.A.	CERTIFICATE COM
		375.00 *		

121M69	05/01/84	369.00	MINN STATE TREASURER	DRIVERS LIC PBL
		369.00 *		

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO. DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
*****	137,255.48	FUND 01 TOTAL	GENERAL
	14,466.79	FUND 92 TOTAL	PAYROLL BENEFIT
	1,000.00	FUND 94 TOTAL	DENTAL SELF-INS
	152,722.27	TOTAL	

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
135066	05/03/84	25.00 25.00 *	NATL RIFLE ASSN	MEMBERSHIP

135074	05/04/84	67.03 67.03 *	VAN O LITE	SUPPLIES

135119	05/04/84	50.00	A-1 BUSINESS MACH	OFFICE SUPPLIES
135119	05/04/84	50.00	A-1 BUSINESS MACH	OFFICE SUPPLIES
135119	05/03/84	48.00	A-1 BUSINESS MACH	CONTRACT PYM
135119	05/03/84	48.00	A-1 BUSINESS MACH	CONTRACT PYM
135119	05/03/84	96.00	A-1 BUSINESS MACH	CONTRACT PYM
135119	05/03/84	144.00	A-1 BUSINESS MACH	CONTRACT PYM
135119	05/03/84	48.00	A-1 BUSINESS MACH	CONTRACT PYM
135119	05/03/84	144.00	A-1 BUSINESS MACH	CONTRACT PYM
135119	05/03/84	96.00	A-1 BUSINESS MACH	CONTRACT PYM
135119	05/03/84	48.00	A-1 BUSINESS MACH	CONTRACT PYM
135119	05/03/84	48.00	A-1 BUSINESS MACH	CONTRACT PYM
135119	05/03/84	76.00	A-1 BUSINESS MACH	CONTRACT PYM
135119	05/03/84	896.00 *	A-1 BUSINESS MACH	CONTRACT PYM
135120	05/04/84	75.30	APPLIED RESEARCH INC	SUPPLIES
135120	05/03/84	76.30	APPLIED RESEARCH INC	SUPPLIES
		151.60 *		
135121	05/04/84	17.00 17.00 *	BOSSARD YVONNE	REFUND
135122	05/04/84	135.00 135.00 *	BROWN MARVIN	TAXIDERMY
135123	05/04/84	15.00 15.00 *	CALLAHAN CATHY	REFUND
135124	05/04/84	20.00 20.00 *	CARLSON ALBIN	REFUND
135125	05/04/84	450.00 450.00 *	CORPORATE RISK MANG	CONTRACT PYM
135126	05/04/84	41.70 41.70 *	DON SKALMAN FIREARMS	SUPPLIES
135127	05/04/84	35.06 35.06 *	FUDSON MAP CO	SUPPLIES MAP
135128	05/04/84	22.00 22.00 *	KOTHE EILEEN	REFUND
135129	05/04/84	20.00 20.00 *	KROPELNICKI MILDRED	REFUND
135130	05/04/84	6.64	L ALLIER DAN	SUPPLIES

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
		6.64 *		
135131	05/04/84	975.00 975.00 *	LANGER TREE SERV	TREE REMOVAL
135132	05/04/84	82.50 82.50 *	MACDD	MATERIALS

135134	05/04/84	95.24 95.24 *	ANDERSON CONSTR	REFUND
135135	05/04/84	6.69 6.69 *	MILLERS FAMILY MEAT	SUPPLIES
135136	05/04/84	10.00 10.00 *	MN HUMANE SOCIETY	BOOKS
135137 *	05/04/84	10.00 10.00 *	MORITZ PETER	REFUND
135138	05/04/84	3.10 3.10 *	NORTH ST PAUL WELDNG	SUPPLIES VEH
135139	05/04/84	414.00 414.00 *	NORTHRUP KING CO	SUPPLIES VEH
135140	05/04/84	12.00 12.00 *	NSP	DESIGN MAPS
135141	05/04/84	15.00 15.00 *	POLICE MARKSMAN ASSN	MEMBERSHIP
135142	05/04/84	300.00 300.00 *	FADANZ STEPHEN	TRAVEL TRAINING
135143	05/04/84	142.00 142.00 *	RMSY CRY EMERG SERV	BOOKLETS
135144 *	05/04/84	30.00 30.00 *	RYDEN DEE	RENTAL
135145	05/04/84	736.20 736.20 *	SUBURBAN RATE AUTH	SUBSCRIPTION

135A02	05/03/84	6.27 6.27 *	ACRO-MINN	SUPPLIES

135A69	05/03/84	175.95	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	21.75	ARNALS AUTO SERV	REPAIR MAINT VEH

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
135A69	05/03/84	366.10	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	107.75	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	219.40	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	34.90	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	161.15	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	21.75	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	30.15	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	21.75	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	21.75	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	33.40	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	217.30	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	15.00	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	37.75	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	234.65	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	55.00	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	27.75	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	277.55	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	164.85	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	66.85	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	26.80	ARNALS AUTO SERV	REPAIR MAINT VEH
135A69	05/03/84	260.70	ARNALS AUTO SERV	REPAIR MAINT VEH
		2,600.00 *		

135A75	05/03/84	20.45	AT & T	TELEPHONE
135A75	05/03/84	5.00	AT & T	TELEPHONE
135A75	05/03/84	66.18	AT & T	TELEPHONE
135A75	05/03/84	1.90	AT & T	TELEPHONE
135A75	05/03/84	2.50	AT & T	TELEPHONE
135A75	05/03/84	7.50	AT & T	TELEPHONE
135A75	05/03/84	7.62	AT & T	TELEPHONE
135A75	05/03/84	5.00	AT & T	TELEPHONE
135A75	05/03/84	69.23	AT & T	TELEPHONE
135A75	05/03/84	140.11	AT & T	TELEPHONE
135A75	05/03/84	74.25	AT & T	TELEPHONE
135A75	05/03/84	8.55	AT & T	TELEPHONE
135A75	05/03/84	2.50	AT & T	TELEPHONE
135A75	05/03/84	7.50	AT & T	TELEPHONE
135A75	05/03/84	5.00	AT & T	TELEPHONE
135A75	05/03/84	30.60	AT & T	TELEPHONE
135A75	05/03/84	191.54	AT & T	TELEPHONE
135A75	05/03/84	21.60	AT & T	TELEPHONE
135A75	05/03/84	2.50	AT & T	TELEPHONE
135A75	05/03/84	15.00	AT & T	TELEPHONE
135A75	05/03/84	25.45	AT & T	TELEPHONE
135A75	05/03/84	2.50	AT & T	TELEPHONE
135A75	05/03/84	31.90	AT & T	TELEPHONE
135A75	05/03/84	5.00	AT & T	TELEPHONE
135A75	05/03/84	2.50	AT & T	TELEPHONE
135A75	05/03/84	2.50	AT & T	TELEPHONE
135A75	05/03/84	2.50	AT & T	TELEPHONE
135A75	05/03/84	4.50	AT & T	TELEPHONE
135A75	05/03/84	2.50	AT & T	TELEPHONE
135A75	05/03/84	6.50	AT & T	TELEPHONE

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CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
		770.38 *		

135B13	05/03/84	1,792.50 1,792.50 *	BAHT JAMES C	CONSULTING INSP

135B15	05/03/84	32.64 32.64 *	BATTERY TIRE WHSE	SUPPLIES VEH

135B20	05/03/84	31.86 31.86 *	B B P	MEMBERSHIP

135B45	05/03/84	28.46	BOARD OF WATER COMM	UTILITIES
135B45	05/03/84	50.00	BOARD OF WATER COMM	UTILITIES
135B45	05/03/84	22.44	BOARD OF WATER COMM	UTILITIES
135B45	05/03/84	6.48	BOARD OF WATER COMM	UTILITIES
135B45	05/03/84	12.12	BOARD OF WATER COMM	UTILITIES
135B45	05/03/84	374.58	BOARD OF WATER COMM	CCNTRACT PYM
		494.08 *		

135B48	05/03/84	76.68	BOYER TRUCK PARTS	SUPPLIES VEH
135B48	05/03/84	35.12	BOYER TRUCK PARTS	SUPPLIES VEH
135B48	05/03/84	24.86	BOYER TRUCK PARTS	SUPPLIES VEH
135B48	05/03/84	24.86	BOYER TRUCK PARTS	SUPPLIES VEH
		161.52 *		

135C38	05/03/84	153.80 153.80 *	CLEAN STEP RUGS	RUGS CLEANED

135C53	05/03/84	76.50 76.50 *	COMSERV	AMB RUNS

135C55	05/03/84	189.16 189.16 *	COPY DUPLICATING	DUPLICATING COST

135C58	05/03/84	7.63	COPY EQUIPMENT INC	SUPPLIES
135C58	05/03/84	149.65	COPY EQUIPMENT INC	OFFICE SUPPLIES
135C58	05/03/84	45.69-	COPY EQUIPMENT INC	OFFICE SUPPLIES

1984 CITY OF MAPLEWOOD

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CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
135C58	05/03/84	45.69	COPY EQUIPMENT INC	OFFICE SUPPLIES
135C58	05/03/84	58.35	COPY EQUIPMENT INC	SUPPLIES
135C58	05/03/84	58.44	COPY EQUIPMENT INC	SUPPLIES
135C58	05/03/84	17.55-	COPY EQUIPMENT INC	SUPPLIES
135C58	05/03/84	37.92	COPY EQUIPMENT INC	SUPPLIES
		294.44 *		

135C96	05/04/84	360.00	CURT & SONS RADIATOR	REPAIR MAINT VHE
		360.00 *		

135D30	05/03/84	34.20	DALCO	SUPPLIES
135D30	05/03/84	10.00	DALCO	SUPPLIES
135D30	05/03/84	29.21	DALCO	SUPPLIES
135D30	05/03/84	42.35	DALCO	SUPPLIES
135D30	05/03/84	104.73	DALCO	SUPPLIES
135D30	05/03/84	16.11	DALCO	SUPPLIES
135D30	05/03/84	32.15	DALCO	SUPPLIES
		268.75 *		

135D40	05/03/84	165.00	DEPT OF PUBLIC SFTY	REPAIR MAINT
135D40	05/03/84	1,327.68	DEPT OF PUBLIC SFTY	REPAIR MAINT
135D40	05/03/84	40.00	DEPT OF PUBLIC SFTY	REPAIR MAINT
		1,532.68 *		

135D45	05/03/84	12.00	DISPATCH	PUBLISHING
		12.00 *		

135D70	05/04/84	94.75	DON STREICHER GUNS	SUPPLIES
		94.75 *		

135E60	05/04/84	2.52	EMBERTSON JAMES	VEH SUPPLIES
135E60	05/04/84	26.07	EMBERTSON JAMES	VEH SUPPLIES
135E60	05/04/84	10.99	EMBERTSON JAMES	VEH SUPPLIES
		39.58 *		

135E90	05/03/84	225.00	EVANS BARRY	VEH ALLOWANCE
		225.00 *		

135F05	05/03/84	79.00	FAUST DANIEL	TRAVEL TRAINING

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CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
		79.00 *		

135G15	05/04/84	18.56 18.56 *	GARLANDS INC	SUPPLIES

135G38	05/04/84	1,396.00 1,396.00 *	GENERAL REPAIR	SUPPLIES

135G45	05/03/84	43.88	GOODYEAR TIRE CO	SUPPLIES VEH
135G45	05/03/84	3.50	GOODYEAR TIRE CO	SUPPLIES VEH
135G45	05/03/84	234.28	GOODYEAR TIRE CO	SUPPLIES VEH
		251.66 *		

135G55	05/04/84	40.00 40.00 *	G.F.O.A.	MEMBERSHIP

135G58	05/03/84	4.44	GREW JANET	SUPPLIES
135G58	05/03/84	8.72	GREW JANET	SUPPLIES
135G58	05/03/84	.44	GREW JANET	SUPPLIES
135G58	05/03/84	10.08	GREW JANET	FUEL OIL
		23.68 *		

135H24	05/03/84	36.50 36.50 *	HEJNY RENTALS INC	SUPPLIES

135I30 *	05/03/84	75.00	INDEPENDENT#622	100 POSTERS
135I30	05/03/84	339.90	INDEPENDENT#622	SCHOOL BROCHURE
135I30	05/03/84	343.57	INDEPENDENT#622	GYM RENTAL
		757.57 *		

135I80	05/03/84	279.38 279.38 *	ITASCA EQUIP	SUPPLIES VEH

135J30 *	05/03/84	180.00 180.00 *	J&J TROPHIES	SUPPLIES

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CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
135K25	05/03/84	85.36	KARIS FLINT	TRAVEL TRAINING
135K25	05/03/84	85.36	KARIS FLINT	SUPPLIES
135K25	05/03/84	85.36-	KARIS FLINT	SUPPLIES
		85.36 *		

135K55	05/03/84	95.88	KNOX LUMBER	SUPPLIES
135K55	05/03/84	68.56	KNOX LUMBER	SUPPLIES
135K55	05/03/84	86.94	KNOX LUMBER	SUPPLIES
		251.38 *		

135L16	05/03/84	4,373.83	LAIS BANNIGAN KLY	CONTRACT PYM
135L16	05/03/84	1,428.75	LAIS BANNIGAN KLY	CONTRACT PYM
135L16	05/03/84	67.50	LAIS BANNIGAN KLY	CONTRACT PYM
		5,870.08 *		

135L19	05/03/84	42.00	LAKE SANITATION	RUBBISH REMOVAL
135L19	05/03/84	127.50	LAKE SANITATION	RUBBISH REMOVAL
		169.50 *		

135L27	05/03/84	149.42	LANGULA HDW	SUPPLIES
		149.42 *		

135L28	05/03/84	35.00	LAAG RICHARD	CANINE ALLOWANC
		35.00 *		

135L30	05/03/84	1,782.00	LEAGUE OF MN CITIES	Membership
		1,782.00 *		

135M11	05/04/84	99.95	PAC QUEEN EQUIPMENT	SUPPLIES
135M11	05/03/84	97.24	PAC QUEEN EQUIPMENT	SUPPLIES
		197.19 *		

135M14	05/03/84	67.55	MAPLEWOOD REVIEW	PUBLISHING
135M14	05/03/84	14.00	MAPLEWOOD REVIEW	SUBSCRIPTION
		81.55 *		

135M46	05/03/84	35.00	METTLER DANIEL	CANINE ALLOWANC
		35.00 *		

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135M79	05/03/84	703.05 703.05 *	MN UC FUND	UNEMP BENEFIT

135M90	05/03/84	285.00 285.00 *	MOTOROLA INC	SUPPLIES

135N02	05/03/84	24.32 24.32 *	NADEAU EDWARD	TRAVEL TRAINING

135N20	05/03/84	56.39	NEEDELS CO	SUPPLIES
135N20	05/03/84	27.00	NEEDELS CO	SUPPLIES
		83.39 *		

135N30	05/03/84	53.10	NORTH ST PAUL CITY	UTILITIES
135N30	05/03/84	1,309.60	NORTH ST PAUL CITY	UTILITIES
		1,362.70 *		

135N50	05/03/84	926.32-	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	45.49	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	49.80	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	33.87	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	1,306.58	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	17.90	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	4.67	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	67.33	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	34.07	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	46.76	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	69.89	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	49.92	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	38.90	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	93.54	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	15.58	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	27.69	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	16.43	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	1,323.66	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	153.17	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	38.07	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	185.70	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	67.71	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	49.80	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	38.07	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	47.30	NORTHWESTERN BELL	TELEPHONE

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135N50	05/03/84	49.80	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	49.80	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	13.12	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	49.80	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	105.03	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	119.90	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	84.44	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	38.07	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	38.07	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	17.18	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	12.02	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	38.07	NORTHWESTERN BELL	TELEPHONE
135N50	05/03/84	37.77	NORTHWESTERN BELL	TELEPHONE
		3,548.65 *		

135N80	05/03/84	781.98	N.S.P.	UTILITIES
135N80	05/03/84	247.83	N.S.P.	UTILITIES
135N80	05/03/84	9.09	N.S.P.	UTILITIES
135N80	05/03/84	2.40	N.S.P.	UTILITIES
135N80	05/03/84	2.40	N.S.P.	UTILITIES
135N80	05/03/84	2.40	N.S.P.	UTILITIES
135N80	05/03/84	2.40	N.S.P.	UTILITIES
135N80	05/03/84	2.40	N.S.P.	UTILITIES
135N80	05/03/84	2.40	N.S.P.	UTILITIES
135N80	05/03/84	3.53	N.S.P.	UTILITIES
135N80	05/03/84	2.40	N.S.P.	UTILITIES
135N80	05/03/84	260.85	N.S.P.	UTILITIES
135N80	05/03/84	795.24	N.S.P.	UTILITIES
135N80	05/03/84	106.11	N.S.P.	UTILITIES
135N80	05/03/84	73.50	N.S.P.	UTILITIES
135N80	05/03/84	134.94	N.S.P.	UTILITIES
135N80	05/03/84	74.37	N.S.P.	UTILITIES
135N80	05/03/84	77.61	N.S.P.	UTILITIES
135N80	05/03/84	119.66	N.S.P.	UTILITIES
135N80	05/03/84	105.84	N.S.P.	UTILITIES
135N80	05/03/84	126.68	N.S.P.	UTILITIES
135N80	05/03/84	73.97	N.S.P.	UTILITIES
135N80	05/03/84	35.93	N.S.P.	UTILITIES
135N80	05/03/84	5,814.65	N.S.P.	UTILITIES
135N80	05/03/84	98.50	N.S.P.	UTILITIES
135N80	05/03/84	79.17	N.S.P.	UTILITIES
135N80	05/03/84	35.50	N.S.P.	UTILITIES
135N80	05/03/84	73.18	N.S.P.	UTILITIES
135N80	05/03/84	6.01	N.S.P.	UTILITIES
135N80	05/03/84	37.51	N.S.P.	UTILITIES
135N80	05/03/84	6.01	N.S.P.	UTILITIES
135N80	05/03/84	20.44	N.S.P.	UTILITIES
135N80	05/03/84	126.58	N.S.P.	UTILITIES
135N80	05/03/84	4.25	N.S.P.	UTILITIES
135N80	05/03/84	4.25	N.S.P.	UTILITIES
135N80	05/03/84	56.18	N.S.P.	UTILITIES
135N80	05/03/84	4.25	N.S.P.	UTILITIES
135N80	05/03/84	8.57	N.S.P.	UTILITIES
135N80	05/03/84	13.42	N.S.P.	UTILITIES

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CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
135N80	05/03/84	15.01	N.S.P.	UTILITIES
135N80	05/03/84	56.18	N.S.P.	UTILITIES
135N80	05/03/84	4.25	N.S.P.	UTILITIES
135N80	05/03/84	56.18	N.S.P.	UTILITIES
135N80	05/03/84	90.72	N.S.P.	UTILITIES
135N80	05/03/84	21.02	N.S.P.	UTILITIES
135N80	05/03/84	22.87	N.S.P.	UTILITIES
135N80	05/03/84	268.13	N.S.P.	UTILITIES
135N80	05/03/84	229.76	N.S.P.	UTILITIES
135N80	05/03/84	381.36	N.S.P.	UTILITIES
135N80	05/03/84	53.97	N.S.P.	UTILITIES
135N80	05/03/84	197.73	N.S.P.	UTILITIES
135N80	05/03/84	167.51	N.S.P.	UTILITIES
135N80	05/03/84	90.48	N.S.P.	UTILITIES
135N80	05/03/84	13.20	N.S.P.	UTILITIES
135N80	05/03/84	65.90	N.S.P.	UTILITIES
135N80	05/03/84	195.92	N.S.P.	UTILITIES
135N80	05/03/84	277.70	N.S.P.	UTILITIES
135N80	05/03/84	16.33	N.S.P.	UTILITIES
135N80	05/03/84	179.05	N.S.P.	UTILITIES
135N80	05/03/84	82.36	N.S.P.	UTILITIES
135N80	05/03/84	172.68	N.S.P.	UTILITIES
135N80	05/03/84	8.19	N.S.P.	UTILITIES
		11,984.14 *		

135N95	05/03/84	6.00	NUTESON LAVERNE	TRAVEL TRAINING
135N95	05/03/84	15.00	NUTESON LAVERNE	TRAVEL TRAINING
		21.00 *		

135025	05/03/84	50.60	OFFICE PRODUCTS	OFFICE SUPPLIES
135025	05/03/84	55.00	OFFICE PRODUCTS	OFFICE SUPPLIES
135025	05/03/84	55.00	OFFICE PRODUCTS	OFFICE SUPPLIES
135025	05/03/84	2,576.00	OFFICE PRODUCTS	EQUIPMENT
135025	05/03/84	1,900.00	OFFICE PRODUCTS	EQUIPMENT
		4,636.60 *		

135040	05/04/84	291.94	CLD DOMINION BRUSH	SUPPLIES
		291.94 *		

135P30	05/03/84	88.20	PETERSON BELL CONV	CONTRACT PYM
		88.20 *		

135P45	05/03/84	318.00	FITNEY BOWES	SUPPLIES
135P45	05/03/84	74.00	FITNEY BOWES	CONTRACT PYM
		392.00 *		

1984 CITY OF MAPLEWOOD

CHECK-REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION

135P64	05/04/84	15.00 15.00 *	PRETTNER JOSEPH	TRAVEL TRAINING

135R03	05/04/84	94.00	R.L.POLK CO	DIRECTORY
135R03	05/03/84	47.00	R.L.POLK CO	BOOK
135R03	05/03/84	47.00	R.L.POLK CO	BOOK
		188.00 *		
135R04	05/03/84	99.95 99.95 *	RADIO SHACK	SUPPLIES

135R27	05/04/84	62.73	REEDS SALES SERVICE	SUPPLIES
135R27	05/04/84	9.90	REEDS SALES SERVICE	SUPPLIES
		72.63 *		

135R48	05/04/84	23.37 23.37 *	ROAD MACHINERY	SUPPLIES

135R50	05/03/84	72.94 72.94 *	RON'S PRINTING	SUPPLIES

135S02	05/03/84	5.25	S & D LOCK & SAFE	SUPPLIES
135S02	05/03/84	6.00	S & D LOCK & SAFE	SUPPLIES
135S02	05/03/84	2.60	S & D LOCK & SAFE	SUPPLIES
135S02	05/03/84	8.40	S & D LOCK & SAFE	SUPPLIES
		22.25 *		

135S05	05/03/84	21.92	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	33.02	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	38.00	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	11.76	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	11.85	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	59.64	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	4.80-	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	20.69-	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	39.67	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	11.40	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	10.62	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	4.16	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	37.39	S & T OFFICE	OFFICE SUPPLIES

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
135S05	05/03/84	64.82	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	4.00	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	59.64	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	2.63	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	11.86	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	54.08	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	20.69-	S & T OFFICE	OFFICE SUPPLIES
135S05	05/03/84	4.80-	S & T OFFICE	OFFICE SUPPLIES
		425.48 *		

135S33 *	05/04/84	93.93	SELECT SERVICE	SUPPLIES
		93.93 *		

135S58	05/04/84	158.15	ST PAUL CITY OF	RADIO MAINT
135S58	05/04/84	28.00	ST PAUL CITY OF	RADIO MAINT
135S58	05/04/84	453.40	ST PAUL CITY OF	RADIO MAINT
135S58	05/04/84	137.20	ST PAUL CITY OF	REPAIR MAINT
		776.75 *		

135S65	05/04/84	5,000.00	ST PAUL RAMSEY MED	TRAINING
		5,000.00 *		

135S68 *	05/04/84	75.00	ST PAUL SUBURBAN BUS	TRANSPORTATION
135S68	05/04/84	90.00	ST PAUL SUBURBAN BUS	TRANSPORTATION
		165.00 *		

135S70	05/04/84	162.00	STANDARD SP6 ALIGN	REPAIR MAINT VEH
		162.00 *		

135S83	05/04/84	15.00	STATE OF MINN TREAS	CERTIFICATION
		15.00 *		

135S84	05/04/84	35.00	STEFFEN SCOTT	CANINE ALLOWANCE
		35.00 *		

135S90	05/04/84	26.59	SUPERAMERICA	FUEL OIL
135S90	05/04/84	10.01	SUPERAMERICA	FUEL OIL
135S90	05/04/84	15.00	SUPERAMERICA	FUEL OIL
135S90	05/04/84	17.00	SUPERAMERICA	FUEL OIL
135S90	05/04/84	12.90	SUPERAMERICA	FUEL OIL
135S90	05/04/84	32.00	SUPERAMERICA	FUEL OIL

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
135S90	05/04/84	3.99	SUPERAMERICA	FUEL OIL
135S90	05/04/84	46.50	SUPERAMERICA	FUEL OIL
135S90	05/04/84	15.00	SUPERAMERICA	FUEL OIL
135S90	05/04/84	3.39	SUPERAMERICA	FUEL OIL
		182.38 *		

135T44	05/04/84	12.00	THINGS REMEMBERED	SUPPLIES
		12.00 *		

135T93	05/04/84	43.75	TWIN CITY FILTER	FILTERS CLEANED
		43.75 *		

135T95	05/04/84	30.44	TWIN CITY HDW	SUPPLIES
135T95	05/04/84	71.94	TWIN CITY HDW	SUPPLIES
135T95	05/04/84	53.75	TWIN CITY HDW	SUPPLIES
135T95	05/04/84	51.52	TWIN CITY HDW	SUPPLIES
		207.65 *		

135U50	05/04/84	28.50	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	77.40	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	80.95	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	34.86	UNIFORMS UNLIMITED	MACE
135U50	05/04/84	40.41	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	48.10	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	111.72	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	229.20	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	74.25	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	995.00	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	60.30	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	60.30	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	60.30	UNIFORMS UNLIMITED	UNIFORMS
135U50	05/04/84	78.20	UNIFORMS UNLIMITED	UNIFORMS
		1,979.49 *		

135U77	05/04/84	63.50	UNITED BUSINESS MACH	SUPPLIES
		63.50 *		

135U79	05/04/84	44.00	UNITED STORES	SUPPLIES
		44.00 *		

135V47	05/04/84	40.80	VIKING IND CENTER	SUPPLIES

1984 CITY OF MAPLEWOOD			CHECK REGISTER	
CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
		40.80 *		

135V80	05/04/84	67.81 67.81 *	VW EIMICKE ASSOC	SUPPLIES

135W10	05/04/84	584.25 584.25 *	WAHL & WAHL	EQUIPMENT

135W21	05/04/84	26.85	WARNERS TRUE VALU	SUPPLIES
135W21	05/04/84	28.57	WARNERS TRUE VALU	SUPPLIES
135W21	05/04/84	12.58	WARNERS TRUE VALU	SUPPLIES
135W21	05/04/84	59.28	WARNERS TRUE VALU	SUPPLIES
135W21	05/04/84	9.96	WARNERS TRUE VALU	SUPPLIES
135W21	05/04/84	5.79	WARNERS TRUE VALU	SUPPLIES
135W21	05/04/84	5.61	WARNERS TRUE VALU	SUPPLIES
135W21	05/04/84	16.33	WARNERS TRUE VALU	SUPPLIES
135W21	05/04/84	11.32	WARNERS TRUE VALU	SUPPLIES
135W21	05/04/84	58.10	WARNERS TRUE VALU	SUPPLIES
135W21	05/04/84	36.06	WARNERS TRUE VALU	SUPPLIES
		270.45 *		

135W50	05/04/84	70.00	WEBER-TROSETH INC	SUPPLIES
135W50	05/04/84	35.00	WEBER-TROSETH INC	SUPPLIES
135W50	05/04/84	55.30	WEBER-TROSETH INC	SUPPLIES
		160.30 *		

135W60	05/04/84	96.94 96.94 *	WESCO	SUPPLIES

135W64	05/04/84	316.11 316.11 *	WHITE BEAR DODGE	SUPPLIES

135W65	05/04/84	61.21	WHITE BEAR OFFICE	OFFICE SUPPLIES
135W65	05/04/84	32.67	WHITE BEAR OFFICE	SUPPLIES
135W65	05/04/84	26.76	WHITE BEAR OFFICE	OFFICE SUPPLIES
		120.64 *		

135W70	05/04/84	1,760.00	WINFIELD MITCHELL	APPRAISAL SERV
135W70	05/04/84	40.00	WINFIELD MITCHELL	APPRAISAL SERV
		1,800.00 *		

1984 CITY OF MAPLEWOOD

CHECK REGISTER

CHECK NO.	DATE	AMOUNT	VENDOR	ITEM DESCRIPTION
135W77	05/04/84	85.41 85.41 *	WINDSOR	SUPPLIES

135Z70	05/04/84	7.97 7.97 *	ZUERCHER JOHN	APPRAISAL SERV

		51,938.62	FUND 01 TOTAL	GENERAL
		984.98	FUND 03 TOTAL	HYDRANT CHARGE
		95.24	FUND 11 TOTAL	PARK DEVELOPMENT
		374.58	FUND 35 TOTAL	83-16 MAPLEWD PROFES
		3,188.75	FUND 47 TOTAL	78-10 HILLWOOD DR/DO
		107.50	FUND 50 TOTAL	78-24 BEAM AV/W.FRM
		12.00	FUND 86 TOTAL	83-4 MCKNIGHT RD WAT
		3,066.75	FUND 90 TOTAL	SANITARY SEWER FUND
		703.05	FUND 92 TOTAL	PAYROLL BENEFIT FUND
		1,788.77	FUND 96 TOTAL	VEHICLE & EQUIP MAIN
		62,260.24	TOTAL	

* INDICATES ITEMS FINANCED BY RECREATIONAL FEES

DEPT-NO	EMPL-NO	EMPLOYEE NAME	CHECK-NO	AMOUNT	CLEARED
0002	484369671	BEHM	LOIS	N 0430-00001	459.00 ()
0002	206242018	EVANS	BARRY	R 0430-00002	1,236.42 ()
0002				1,695.42 *	
0010	473664474	JAHN	DAVID	J 0430-00003	102.71 ()
0010	473900147	JOHNSON	GREGORY	R 0430-00004	0.00 (X)
0010	469586523	SWANSON-JR.	LYLE	E 0430-00005	491.57 ()
0010				594.28 *	
0012	357340166	CUDE	LARRY	J 0430-00006	175.61 ()
0012	470520124	DOHERTY	KATHLEEN	M 0430-00007	81.74 ()
0012	471400908	ZUERCHER	JOHN	L 0430-00008	103.94 ()
0012				361.29 *	
0021	469501078	FAUST	DANIEL	F 0430-00009	1,035.47 ()
0021				1,035.47 *	
0022	469200614	HAGEN	ARLINE	J 0430-00010	484.62 ()
0022	390444446	MATHEYS	ALANA	K 0430-00011	543.53 ()
0022	476704432	POELLER	MARGARET	A 0430-00012	0.00 (X)
0022	473327550	VIGNALO	DELORES	A 0430-00013	464.88 ()
0022				1,493.03 *	
0031	471322198	AURELIUS	LUCILLE	E 0430-00014	845.92 ()
0031	474264816	SELVOG	BETTY	D 0430-00015	520.61 ()
0031				1,366.53 *	
0033	477288389	GREEN	PHYLLIS	C 0430-00016	577.24 ()
0033	472244994	HENSLEY	PATRICIA	A 0430-00017	164.23 ()
0033	476620547	KELSEY	CONNIE	L 0430-00018	149.78 ()
0033	476269815	SCHADT	JEANNE	L 0430-00019	173.61 ()
0033	468364435	VIETOR	LORRAINE	S 0430-00020	444.23 ()
0033				1,509.09 *	
0034	474097528	STOTTLEMYER	EDITH	G 0430-00021	0.00 (X)
0034				*	
0041	184440036	BASTYR	DEBORAH	A 0430-00022	358.17 ()
0041	468461717	COLLINS	KENNETH	V 0430-00023	70.28 ()
0041	475323183	NELSON	ROBERT	D 0430-00024	649.91 ()
0041	477227636	OMATH	JOY	E 0430-00025	386.83 ()
0041	471502356	RICHIE	CAROLE	L 0430-00026	379.37 ()
0041	468602934	SVENDSEN	JOANNE	M 0430-00027	506.58 ()
0041				2,351.14 *	

DEPT-NO	EMPL-NO	EMPLOYEE NAME	CHECK-NO	AMOUNT	CLEARED
0042	477481364	ARNOLD DAVID	L 0430-00028	522.37	()
0042	471402115	ATCHISON JOHN	H 0430-00029	755.40	()
0042	476721577	BANICK JOHN	J 0430-00030	493.53	()
0042	469689867	BOWMAN RICK	A 0430-00031	586.00	()
0042	468461930	CLAUSON DALE	K 0430-00032	543.80	() VOID - REPLACEMENT CK#043000155
0042	476446119	DREGER RICHARD	C 0430-00033	905.37	()
0042	470267887	GREEN NORMAN	L 0430-00034	674.97	()
0042	392240565	HAGEN THOMAS	L 0430-00035	508.46	()
0042	469568516	HALWEG KEVIN	R 0430-00036	616.92	()
0042	473604916	HERBERT MICHAEL	J 0430-00037	627.42	()
0042	472222231	KORTUS DONALD	V 0430-00038	247.72	()
0042	471563591	LANG RICHARD	J 0430-00039	584.30	()
0042	468181347	MCNULTY JOHN	J 0430-00040	155.82	()
0042	474607686	MEEHAN, JR JAMES	E 0430-00041	691.04	()
0042	471627417	METTLER DANIEL	B 0430-00042	801.19	()
0042	469442063	MOESCHTER RICHARD	H 0430-00043	236.98	()
0042	476340990	MORELLI RAYMOND	J 0430-00044	577.11	()
0042	468462884	PELTIER WILLIAM	F 0430-00045	774.62	()
0042	470520457	SKALMAN DONALD	W 0430-00046	380.68	()
0042	473548226	STAFNE GREGORY	L 0430-00047	732.11	()
0042	471721204	STEFFEN SCOTT	L 0430-00048	295.34	()
0042	471500251	STILL VERNON	T 0430-00049	692.44	()
0042	471629204	STOCKTON DARRELL	T 0430-00050	758.24	()
0042	471602052	THOMALLA DAVID	J 0430-00051	476.17	()
0042	475363333	WILLIAMS DUANE	J 0430-00052	526.37	()
0042	474260130	ZAPPA JOSEPH	A 0430-00053	738.50	()
0042				14,902.87 *	
0043	475548434	BECKER RONALD	D 0430-00054	297.67	()
0043	469441789	GRAF DAVID	P 0430-00055	616.48	()
0043	469820466	HEINZ STEPHEN	J 0430-00056	736.10	()
0043	392760309	KARIS FLINT	D 0430-00057	192.79	()
0043	476401388	LEE ROGER	W 0430-00058	703.54	()
0043	473567791	MELANDER JON	A 0430-00059	21.32	()
0043	468360918	NELSON CAROL	M 0430-00060	987.22	()
0043	471504316	RAZSKA ZOFF DALE	E 0430-00061	775.58	()
0043	471564801	RYAN MICHAEL	P 0430-00062	538.68	()
0043	474486371	VORWERK ROBERT	E 0430-00063	310.22	()
0043	469502201	YOUNGREN JAMES	G 0430-00064	870.79	()
0043				6,050.39 *	
0045	471401878	EMBERTSON JAMES	M 0430-00065	716.50	()
0045	472242227	SCHADT ALFRED	C 0430-00066	790.33	()
0045				1,506.83 *	
0046	468401899	CAHANES ANTHONY	G 0430-00067	75.22	()
0046	477627236	FLAUGHER JAYME	L 0430-00068	462.30	()
0046	376709873	MADELL RAYMOND	M 0430-00069	451.97	()

DEPT-NO	EMPL-NO	EMPLOYEE NAME	CHECK-NO	AMOUNT	CLEARED
0046	473807030	MARTIN SHAWN	M 0430-00070	449.26	()
0046	472365919	NELSON KAREN	A 0430-00071	380.31	()
0046	468600183	RABINE JANET	L 0430-00072	451.04	()
0046	477700322	STAHNKE JULIE	A 0430-00073	417.71	()
0046				2,687.81 *	
0051	471440267	BARTA MARIE	L 0430-00074	241.90	()
0051	473566872	HAIDER KENNETH	G 0430-00075	279.61	()
0051	504483174	WEGWERTH JUDITH	A 0430-00076	361.45	()
0051				882.96 *	
0052	496308314	CASS WILLIAM	C 0430-00077	672.59	()
0052	471526254	FREBERG RONALD	L 0430-00078	396.31	()
0052	502544037	HELEY RONALD	J 0430-00079	607.74	()
0052	471501241	KANE MICHAEL	R 0430-00080	402.16	()
0052	468363473	KLAUSING HENRY	F 0430-00081	492.15	()
0052	475601431	LUTZ DAVID	P 0430-00082	483.88	()
0052	471500547	MEYER GERALD	W 0430-00083	519.71	()
0052	468166755	PRETTNER JOSEPH	B 0430-00084	812.00	()
0052	472241484	REINERT EDWARD	A 0430-00085	631.69	()
0052	470346224	TEVLIN, JR HARRY	J 0430-00086	625.59	()
0052				5,643.82 *	
0053	472683970	AHL-JR. RAY	C 0430-00087	774.99	()
0053	472481010	ELIAS JAMES	G 0430-00088	703.74	()
0053	167246109	GEISSLER WALTER	M 0430-00089	606.34	()
0053	501464671	GESSELE JAMES	T 0430-00090	807.50	()
0053	475441688	PECK DENNIS	L 0430-00091	549.76	()
0053	472662522	FRIEBE WILLIAM	0430-00092	512.14	()
0053				3,954.47 *	
0054	473683775	LOFGREN JOHN	R 0430-00093	446.87	()
0054				446.87 *	
0058	471562563	BREHEIM ROGER	W 0430-00094	531.14	()
0058	477602582	EDSON DAVID	B 0430-00095	589.67	()
0058	470541590	MULWEE GEORGE	W 0430-00096	501.07	()
0058	471501014	NADEAU EDWARD	A 0430-00097	552.90	()
0058	468361720	NUTESON LAVERNE	S 0430-00098	474.45	()
0058	471365993	OWEN GERALD	C 0430-00099	595.08	()
0058				3,244.31 *	
0059	476249760	MACDONALD JOHN	E 0430-00100	515.92	()
0059	475501000	MULVANEY DENNIS	M 0430-00101	691.93	()
0059				1,207.85 *	

DEPT-NO	EMPL-NO	EMPLOYEE NAME		CHECK-NO	AMOUNT	CLEARED
0061	477301366	BRENNER	LOIS	J 0430-00102	108.81	()
0061	468341993	KRUMMEL	BARBARA	A 0430-00103	157.07	()
0061	473260389	ODEGARD	ROBERT	D 0430-00104	972.10	()
0061	468582618	STAPLES	PAULINE	0430-00105	589.80	()
0061					1,827.78 *	
0062	474928762	BRENNER	JAY	A 0430-00106	0.00	(X)
0062	471447219	BURKE	MYLES	R 0430-00107	145.16	()
0062	474608182	GERMAIN	DAVID	A 0430-00108	566.18	()
0062	472303411	GUSINDA	MELVIN	J 0430-00109	1,006.22	()
0062	474924209	HAAG	MATTHEW	J 0430-00110	308.53	()
0062	502544121	HELEY	ROLAND	B 0430-00111	667.67	()
0062	468584797	HOPKINS	THOMAS	C 0430-00112	452.50	()
0062	473969784	HUNTER	TONY	0430-00113	112.41	()
0062	471748313	LIBHARDT	THOMAS	D 0430-00114	0.00	(X)
0062	473503915	LINDORFF	DENNIS	P 0430-00115	598.93	()
0062	473565506	MARUSKA	MARK	A 0430-00116	673.61	()
0062	474078128	RASCHKE	ALBERT	F 0430-00117	0.00	(X)
0062	477646662	SANDQUIST	THOMAS	J 0430-00118	0.00	(X)
0062	476203439	SANTA	REED	E 0430-00119	150.51	()
0062	475904189	TOWNLEY	MICHAEL	F 0430-00120	0.00	(X)
0062	477881931	TOWNLEY	PATRICK	J 0430-00121	0.00	(X)
0062	475745266	WARD	TROY	G 0430-00122	0.00	(X)
0062					4,681.72 *	
0063	475823190	BARTHOLMY	JODY	P 0430-00123	0.00	(X)
0063	270483797	BLACK	WILLIAM	J 0430-00124	23.75	()
0063	474442474	BUNKE	RICHARD	H 0430-00125	0.00	(X)
0063	476924605	CASSEDAY	ELIZABETH	J 0430-00126	0.00	(X)
0063	469948845	FALTEISEK	JAMES	E 0430-00127	0.00	(X)
0063	476686996	HERBER	KARIN	J 0430-00128	0.00	(X)
0063	470881140	JOHNSON	JOSEPH	A 0430-00129	0.00	(X)
0063	474743915	KORTUS	JAMES	M 0430-00130	0.00	(X)
0063	468984515	KRUMMEL	BECKY	J 0430-00131	0.00	(X)
0063	470269324	MAC DONALD	ELAINE	E 0430-00132	0.00	(X)
0063	476923936	MAGILL	JOSEPH	M 0430-00133	0.00	(X)
0063	473700729	PAHRE	MICHELE	A 0430-00134	0.00	(X)
0063	470926903	MESSIN	KATHLEEN	M 0430-00135	0.00	(X)
0063	474966150	MIHELICH	CINDI	L 0430-00136	0.00	(X)
0063	469848105	PEARSON	LESLIE	A 0430-00137	0.00	(X)
0063	472941928	PELTIER	MICHAEL	R 0430-00138	0.00	(X)
0063	468827763	RADA	MICHAEL	F 0430-00139	0.00	(X)
0063	469742645	SPANNBAUER	KATHLEEN	G 0430-00140	0.00	(X)
0063	477920170	STRAUS	LAURA	J 0430-00141	0.00	(X)
0063	470626422	TAUBMAN	DOUGLAS	T 0430-00142	594.78	()
0063	470963203	WALLACE	JON	T 0430-00143	0.00	(X)
0063	395324246	WARD	ROY	G 0430-00144	278.31	()
0063	474606610	ZAHN	WILLIAM	A 0430-00145	0.00	(X)
0063					896.84 *	

DEPT-NO	EMPL-NO	EMPLOYEE NAME	CHECK-NO	AMOUNT	CLEARED
0064	151440508	GREW	JANET M 0430-00146	519.56	()
0064	471384624	HORSNELL	JUDITH A 0430-00147	258.57	()
0064	474542163	SOUTTER	CHRISTINE 0430-00148	300.91	()
0064				1,078.14 *	
0071	389448993	CHLEBECK	JUDY M 0430-00149	357.20	()
0071	470540551	OLSON	GEOFFREY W 0430-00150	802.86	()
0071				1,160.06 *	
0072	477627178	EKSTRAND	THOMAS G 0430-00151	563.02	()
0072	475608505	JOHNSON	RANDALL L 0430-00152	513.68	()
0072				1,076.70 *	
0073	476090677	OSTROM	MARJORIE 0430-00153	799.55	()
0073				799.55 *	
0074	387520776	WENGER	ROBERT J 0430-00154	563.80	()
0074	0042 468461930	CLAUSON	DALE K 0430-00155	563.80 *	
				1,042.80	
	GRAND TOTAL			63,518.02	

COUNT 00154

MEMORANDUM

TO: City Manager
FROM: Finance Director *M. Faust*
RE: Budget Transfer - Administrative Intern
DATE: May 7, 1984

Action by Council:

Endorsed _____
Modified _____
Rejected _____
Date _____

PROPOSAL

It is proposed that a budget transfer be approved to finance the costs of an administrative intern for the summer.

BACKGROUND

The attached correspondence indicates that new federal regulations have been adopted dealing with administrative requirements to prohibit discrimination of the handicapped. These requirements apply to all governments that receive in excess of \$25,000 in revenue sharing funds. (Maplewood will receive \$193,530 in 1984)

The most difficult requirement to comply with is the preparation of a formal self-evaluation report to determine if any City programs, activities, policies and practices are in non-compliance with the handicapped regulations. Attached is a self-evaluation checklist that gives an indication of how comprehensive the report must be. This self-evaluation report must be prepared by October 17, 1984. Failure to comply with the regulation would cause the City to lose its revenue sharing funds.

Four methods of preparing the self-evaluation report have been considered:

- a) Hire a consultant
- b) Use existing staff
- c) Request the Human Relations Commission to prepare the report.
- d) Hire an administrative intern

The first three options were dismissed for the following reasons:

- a) An outside consultant would be too expensive.
- b) Existing staff lacks available time to prepare such a comprehensive report.
- c) It is not realistic to expect a volunteer commission to devote the large amount of time needed to prepare the report.

Therefore, by process of elimination, the hiring of an administrative intern for the summer to prepare the self-evaluation report appears to be the best alternative.

The City's pay range for an administrative assistant is \$3.35 to \$7.35 per hour. For 12 weeks of full-time employment, the maximum cost would be \$3,528. The 1984 Budget included a \$54,000 appropriation for the purchase of a PBX phone system. However, a consultant's report last November indicated this would not be financially feasible. Therefore, it is proposed that part of the appropriation be used to finance the cost of an administrative assistant.

RECOMMENDATION

It is recommended that the Council approve a \$3,530 budget transfer (from the Capital Outlay Budget for phones to the Temporary Employees Wages Budget) to finance the cost of an administrative intern.



OFFICE OF THE SECRETARY OF THE TREASURY
WASHINGTON, D.C. 20226

Rec'd.
1-27-84

DIRECTOR
OFFICE OF REVENUE SHARING
2401 E STREET, N.W.
COLUMBIA PLAZA

Dear Chief Executive:

This correspondence is the followup information referred to in our January 9, 1984 newsletter from the Office of Revenue Sharing.

On October 17, 1983, the Office of Revenue Sharing published final regulations in the Federal Register prohibiting handicapped discrimination. These rules, which were previously in interim form, were issued as a result of a Federal Court ruling in the case of Paralyzed Veterans of America et al v. Smith et al.

General regulations prohibiting handicapped discrimination have been in effect since April 6, 1977. The regulations issued on October 17, 1983, have been in effect since August 14, 1981, in temporary form with the administrative requirements deferred. The delay in the effective date of the final regulations resulted from the need to obtain additional comments and to review the administrative provisions. The final administrative requirements include the following:

- * Notice Requirements
- * Designation of Responsible Employee
- * Adoption of Grievance Procedure
- * Self-evaluation -- Transition Plan
- * Small Recipient Governments' Requirements
- * Requirements in Regulations of other Federal Agencies

The ORS will monitor compliance with these requirements as they become due through the usual enforcement procedures.

Enclosed is a copy of the final regulations, a summary of the administrative requirements and additional information to facilitate implementation. If you have questions concerning these regulations, please contact the Office of Revenue Sharing, Intergovernmental Relations Division at (202)634-5200.

Sincerely,

Kent G. Peterson
for
Michael Hill

Enclosures

TO Mayor & Council
 City Manager
 City Clerk
 Pub. Safety Director
 Pub. Works Director
 Comm. Dev. Director
 Comm. Serv. Director
 Personnel Director
 Other

FROM Director of Finance
DATE 3-1-84



OFFICE OF THE SECRETARY OF THE TREASURY
WASHINGTON, D.C. 20226

DIRECTOR
OFFICE OF REVENUE SHARING
2401 E STREET, N.W.
COLUMBIA PLAZA

OUTLINE
ADMINISTRATIVE REQUIREMENTS OF REVENUE SHARING HANDICAPPED
DISCRIMINATION REGULATIONS

I. Notice [Section 51.55(e); Section 51.55(k)(6)]

A. Governments receiving more than \$25,000 in revenue sharing funds have 90 days from the effective date of the regulations (by January 17, 1984) to give initial notification to the public, applicants and employees that they have a policy against handicapped discrimination. The notice must include the name of the "responsible employee" designated to coordinate implementation of the handicapped discrimination requirements.

B. Notifications must be made in a manner that ensures the visually and hearing impaired will receive them. Methods of providing notice include posting notices in public places, publication in newspapers and magazines, announcements on radio and television. Statements of the policy against handicapped discrimination also should be included in recruitment materials and other publications.

C. Recipients also must take continuing steps to notify the public of specific changes made to improve access to programs and activities by the handicapped.

II. "Self-Evaluation--Transition Plan" [Section 51.55(c); Section 51.55(k)(5)]

A. Recipients have one year from the effective date of the regulations (by October 17, 1984) to evaluate programs and activities, policies and practices to determine areas of noncompliance with the handicapped discrimination regulations and to make "nonstructural changes" to achieve compliance. Efforts should be made to involve handicapped individuals and their organizations in the self-evaluation process.

B. Recipients must determine if "structural changes" are needed as part of the self-evaluation and, if changes are needed, prepare a transition plan describing how the changes will be made over a period not to exceed three years (no later than October 17, 1986).

C. Governments that receive more than \$25,000 in revenue sharing funds must make a copy of the self-evaluation and transition plan available for public inspection and maintain it on file for three years.

III. Designation of a Responsible Employee and Adoption of Grievance Procedures [Section 51.55(d)]

A. Governments that receive more than \$25,000 in revenue sharing funds must designate one individual or office (by January 17, 1984) to be responsible for coordination of efforts to comply with the handicapped discrimination regulations. The name of the designated "responsible employee" must be included in the initial public notice described in Part I above.

B. Governments receiving more than \$25,000 in revenue sharing funds must adopt a grievance procedure (by October 17, 1984) to provide for prompt and equitable resolution of complaints alleging handicapped discrimination (other than complaints concerning employment or post-secondary educational institutions).

IV. Administrative Requirements for Small Recipients [Section 51.55(f)]

Governments that receive less than \$25,000 in revenue sharing funds may be required to comply with the administrative requirements from which they are initially exempt, if found by ORS to have discriminated against the handicapped. Compliance would be for remedial purposes.

V. Administrative Requirements in Pre-existing Regulations

The new administrative requirements are part of the existing regulations of a number of Federal agencies, e.g. Health and Human Services and the Department of Education. Requirements such as the self-evaluation met for other Federal agencies may be used as part of the efforts to comply with the requirements for revenue sharing purposes.

Timetable for Implementing GRS Handicapped Requirements

Effective Date of Regulations	-	October 17, 1983
<u>GRS Recipients Receiving More Than \$25,000 Annually-</u> Designate a "responsible employee" [Section 51.55(d)(1)]; initial notification to the public of the GRS Handicapped Requirements [Section 51.55(e)]	-	January 17, 1984
<u>GRS Recipients Receiving More Than \$25,000 Annually-</u> Adopt a grievance procedure [Section 51.55(d)(2)]	-	October 17, 1984
<u>All GRS Recipients-</u> Completion of "Self-Evaluation" and make nonstructural changes [Section 51.55(c)]	-	October 17, 1984
<u>If structural changes are needed as a result of self-evaluation, a "Transition Plan" must be prepared</u> [Section 51.55(k)(5)]	-	October 17, 1984
<u>All GRS Recipients-</u> Complete structural changes for accessibility (other than to transportation systems) [Section 51.55(k)(4)]	-	October 17, 1986



OFFICE OF THE SECRETARY OF THE TREASURY
WASHINGTON, D.C. 20226

DIRECTOR
OFFICE OF REVENUE SHARING
2401 E STREET, N.W.
COLUMBIA PLAZA

**** SELF-EVALUATION CHECKLIST ****

This checklist is meant only as a guide. It pinpoints areas which each local government should examine when undertaking the self-evaluation required by the handicapped regulations. The self-evaluation must be completed by October 17, 1984, and must cover all areas of each government (regardless of where revenue sharing funds are spent). This list contains many areas which should be scrutinized, however, it is not meant to be all-inclusive.

Availability of services, programs and benefits to handicapped persons

- * Deliver programs, services in alternative manner or at a more accessible site
- * Perform home visits to provide services, benefits
- * Provide auxiliary aids to improve service provision
- * Modify or redesign facility or equipment
- * Public notices to blind or hearing impaired persons

Physical accessibility to facilities used by the public

Elevators	Parking Lots
Ramps	Entrances
Doors and Doorways	Stairs
Rest Rooms	Floors, Floor Coverings
Water Fountains	Public Telephones
Identification (for rooms or offices)	Lighting
Walkways, Street Crossings, Curbs	Warning Signals
Switches and Controls (lights, heat, etc.)	Public Meeting Rooms
Hazards (manholes, protruding or low-hanging objects)	

Governments are not necessarily required to make each existing facility, or every part of an existing facility accessible to and usable by the handicapped. It is expected that governments will ensure that their programs and activities, when viewed in their entirety, are accessible and usable by handicapped individuals.

Policies and practices concerning employment

Employment practices - applications, recruiting, advertising, interviewing, physical examinations, testing, etc.

Personnel policies - processing of applications, position descriptions, job classifications, hours of work, fringe benefits, training, promotions, layoffs, evaluations, etc.

On-going employee seminars to promote understanding

Effective grievance procedures

Reasonable accommodation for disabled persons

Contractual arrangements made by recipient government

- Accessibility of leased or rented buildings, facilities
- Provision of secondary recipient services
- Notification of the handicapped requirement in contracts and agreements

For further information, contact the following:

National Center for a Barrier Free Environment
1015 15th Street, N.W.
Suite 700
Washington, D.C. 20005
Telephone Number (202)466-6896

American National Standards Institute, Inc.
1430 Broadway
New York, NY 10018
Telephone Number (212)354-3300

President's Committee on Employment of the Handicapped
1111 20th Street, N.W.
Washington, D.C. 20036
Telephone Number (202)653-5044

Accent On Information
(Computerized Retrieval System)
P. O. Box 700
Bloomington, Il 61701
Telephone Number (309)378-2961

Mainstream, Inc.
1200 15th Street, N.W.
Washington, D.C. 20005
Telephone Number (202)833-1136

Any of your State or local associations and organizations for the blind, hearing impaired, disabled veterans, vocational rehabilitation and other organizations and consultants offering assistance concerning the environmental needs of handicapped persons.

Monday, October 17, 1983

**Department of the
Treasury**

Office of Revenue Sharing

Discrimination on the Basis of Handicap

DEPARTMENT OF THE TREASURY

Office of Revenue Sharing

31 CFR Part 51

Fiscal Assistance to State and Local Governments; Discrimination on the Basis of Handicap

AGENCY: Office of Revenue Sharing, Department of the Treasury.

ACTION: Final rule.

SUMMARY: Pursuant to order of the Court in *Paralyzed Veterans of America et al. v. Smith et al.*, this rule makes final the interim regulation implementing the incorporation of Section 504 of the Rehabilitation Act of 1983 into 31 U.S.C. 6701 through 6724 the "Revenue Sharing Act." Section 504 prohibits discrimination on the basis of handicapped status in programs of Federal financial assistance. Except for section 51.55(b)(1)(ix), the provisions of the interim regulation that were previously deferred now take effect.

EFFECTIVE DATE: October 17, 1983.

31 CFR is amended by adding § 51.55 to read as follows:

§ 51.55 Discrimination on the basis of handicap.

(a) *Definition.* As used in this section the phrase:

(1) "Handicapped individual" means any person who has a physical or mental impairment that substantially limits one or more major life activities, has a record of such an impairment, or is regarded as having such an impairment.

(2) "Physical or mental impairment" means (i) any physiological disorder or condition, cosmetic disfigurement, or anatomical loss affecting one or more of the following body systems: Neurological; musculoskeletal; special sense organs; respiratory, including speech organs; cardiovascular; reproductive; digestive; genitourinary; hemic and lymphatic; skin; and endocrine; or (ii) any mental or physiological disorder, such as mental retardation, organic brain syndrome, emotional or mental illness, and specific learning disabilities. The term "physical or mental impairment" includes, but is not limited to, such diseases and conditions as orthopedic, visual, speech and hearing impairments, cerebral palsy, epilepsy, muscular dystrophy, multiple sclerosis, cancer, heart disease, diabetes, mental retardation, emotional illness, drug addiction and alcoholism.

(3) "Major life activities" means functions such as caring for one's self, performing manual tasks, walking, seeing, hearing, speaking, breathing, learning, and working.

(4) "Has a record of such an impairment" means has a history of, or has been misclassified as having, a mental or physical impairment that substantially limits one or more major life activities.

(5) "Is regarded as having an impairment" means (i) has a physical or mental impairment that does not substantially limit major life activities, but that is treated by a recipient government as constituting such a limitation; (ii) has a physical or mental impairment that substantially limits major life activities only as a result of the attitudes of others toward such impairment; or (iii) has none of the impairments defined in paragraph (a)(1) of this section but is treated by a recipient government as having such impairment.

(6) "Qualified handicapped individual" means (i) with respect to employment, a handicapped individual who, with reasonable accommodation, can perform the essential functions of the job in question; and (ii) with respect to services, a handicapped individual who meets the essential eligibility requirements for the receipt of such services.

(b) *General prohibitions with respect to discrimination against a qualified handicapped individual.*

(1) Those general prohibitions described in § 51.52(b) of this subpart, also apply to discrimination against a handicapped individual, with the exception of § 51.52(b)(1) (ii), (iii) and (iv) of this section which are covered by the provisions of this subsection. In addition, a recipient government shall:

(i) Not exclude a qualified handicapped individual from participation in programs or activities open to the general public, regardless of the availability of permissibly separate or different programs or activities designed especially for the handicapped;

(ii) Administer programs and activities in the most integrated setting appropriate to the needs of qualified handicapped individuals;

(iii) Take appropriate steps to ensure that communications with applicants, employees, beneficiaries, and the general public are available to persons with impaired vision or hearing, through means such as brailled or taped material, telecommunication devices, televised information or other media;

(iv) Take the appropriate steps to ensure that the public hearings required under §§ 51.13 and 51.14 of this part are accessible to qualified handicapped individuals and that notice of such hearings is made available to individuals with impaired vision and hearing, through means such as telecommunication devices, brailled or

taped material, televised information, qualified sign language interpreters or other media;

(v) Provide a qualified handicapped individual with an aid, benefit, or service that is as effective in affording equal opportunity to obtain the same result, to gain the same benefit, or to reach the same level of achievement as that provided to others;

(vi) Not provide a different or separate aid, benefit, or service to qualified handicapped individuals or to any class of qualified handicapped individuals than is provided to others unless such action is necessary to provide qualified handicapped individuals with aid, benefits, or services that are as effective as those provided to others;

(vii) Not aid or perpetuate discrimination against a qualified handicapped individual by funding an agency, organization, or person that discriminates on the basis of handicap in providing any aid, benefit, or service to beneficiaries of the program or activity;

(viii) A recipient government shall not, directly or through contractual or other arrangements, utilize criteria or methods of administration that:

(A) Have the effect of subjecting qualified handicapped individuals to discrimination on the basis of their handicaps;

(B) Have the purpose or effect of defeating or substantially impairing accomplishment of the objectives of the recipient government's program with respect to handicapped individuals; or

(C) Perpetuate the discrimination of another department of the recipient government if both departments are subject to common administrative control or are agencies of the same recipient government; and

(ix)

(Reserved)

(2) The exclusion of persons that are not handicapped individuals from the benefits of a program limited by Federal statute or executive order to handicapped individuals, or the exclusion of a specific class of handicapped individuals from a program limited by Federal statute or executive order to a different class of handicapped individuals, is not prohibited by this section.

(3) For purposes of this section, aids, benefits, and services, to be equally effective, are not required to produce the identical result or level of achievement for handicapped and nonhandicapped individuals. They must, however, afford qualified handicapped individuals equal

opportunity to obtain the identical result, or achievement in the most integrated setting appropriate to the individual's needs.

(4) A recipient government which government receives \$25,000 or more entitlement funds in each entitlement period, shall, at the request of, and in consultation with such individual, provide appropriate auxiliary aids to individuals with impaired sensory, manual or speaking skills, where necessary to prevent a qualified handicapped individual from being denied the benefits of, excluded from participation in or subjected to discrimination under a program or activity. Such auxiliary aids may include brailled or typed material, the provision of qualified sign language interpreters, the provision of telecommunication devices, captioned films, video tapes, televised information or other media. The Director may require recipient governments which receive less than \$25,000 in entitlement funds in each entitlement period to provide appropriate auxiliary aids when the Director finds that such aids are appropriate to remedy a violation of the provisions of this section.

(5) The enforcement provisions contained in this subpart are applicable to violations of the provisions of this section.

(c) Self-evaluation.

(1) A recipient government shall, within one year of the effective date of this section, with the assistance of interested individuals, including handicapped individuals and organizations representing them:

(i) Evaluate its current policies and practices and their effects which do not meet the requirements of this section;

(ii) Modify any policies and practices that do not meet the requirements of this section, and take appropriate remedial steps to eliminate the effects of any discrimination that resulted from adherence to these discriminatory policies and practices, except as otherwise provided where structural changes may be required pursuant to paragraph (k) of this section.

(2) Self-evaluations already prepared (or under preparation) to comply with the Section 504 requirements imposed by other Federal departments or agencies, may be used as part of the self-evaluation required pursuant to this section.

(3) The self-evaluation may include but is not limited to an examination of: a recipient government's policies and practices concerning employment decisions; the extent to which its programs and activities are readily accessible to and usable by the handicapped; whether its policies and

practices concerning the delivery of aids, benefits and services to beneficiaries are free from discriminatory effects on the handicapped; and, whether it is engaging in contractual arrangements which have the effect of subjecting handicapped persons to discrimination.

(4) A recipient government, which government receives \$25,000 or more entitlement funds in each entitlement period, shall, for at least three years following completion of the evaluation required under paragraph (c)(1) of this section, maintain on file, make available for public inspection, and provide to the Director upon request (i) a list of the interested individuals consulted, (ii) a description of policies and practices examined and problems identified, and (iii) a description of modifications made and remedial steps taken (record-keeping requirement cleared by OMB, No. 1505-0036, through January 31, 1982).

(d) Designation of responsible employee and adoption of grievance procedures.

(1) A recipient government, which government receives \$25,000 or more entitlement funds in each entitlement period, shall designate at least one person to coordinate its efforts to comply with this section. Where designation of such a person has already been made to comply with the Section 504 requirements of other Federal departments or agencies, that person may also be used to comply with the requirements of this section.

(2) A recipient government, which government receives \$25,000 or more entitlement funds for one or more entitlement periods, shall adopt a grievance procedure that incorporates appropriate due process standards and that provides for the prompt and equitable resolution of complaints alleging any action prohibited by this section. Such procedures need not be established with respect to complaints from applicants for employment or from applicants for admission to post-secondary educational institutions. Existing grievance procedures may be used to meet the requirements of this subsection.

(e) Notice.

(1) A recipient government, which government receives \$25,000 or more entitlement funds in each entitlement period, shall take appropriate initial and continuing steps to notify participants, beneficiaries, applicants, and employees, including those with impaired vision or hearing, and unions or professional organizations holding collective bargaining or professional agreements with the recipient government, that it does not discriminate on the basis of

handicapped status in violation of this section. The notification shall state, where appropriate, that the recipient government does not discriminate on the basis of handicapped status in admission or access to, or treatment or employment in, its programs and activities. The notification shall also include an identification of the responsible employee designated pursuant to section 51.55(d). A recipient government shall make the initial notification required by this paragraph within 90 days of the effective date of this section. Methods of initial and continuing notification shall ensure that the information is communicated to the visually or hearing impaired. Such methods may include the use of public service radio and television announcements, and telecommunications devices, the posting of notices, the publication of notices in newspapers and magazines, the placement of notices in recipient governments' publications, and the distribution of memoranda or other written and taped communications.

(2) Whenever a recipient government publishes or uses recruitment materials or publications containing general information that it makes available to participants, beneficiaries, applicants, or employees, or the general public, it shall include in those materials or publications a statement that it is the policy of the recipient government not to discriminate against the handicapped in employment or the provision of services. A recipient government may meet the requirements of this paragraph either by including appropriate inserts in existing materials and publications or by revising and reprinting the materials and publications.

(f) Administrative requirements for small recipient governments. The Director may require any recipient government, which government receives less than \$25,000 in entitlement funds in each entitlement period, to comply with the provisions of § 51.55 (c), (d), and (e), in whole or in part, when the Director finds that such requirements are appropriate to remedy a violation of the provisions of this section.

(g) Employment discrimination against a qualified handicapped individual.

(1) A recipient government shall:

(i) Not discriminate against a qualified handicapped individual in employment in any program or activity;

(ii) Not participate in a contractual or other relationship that has the effect of subjecting a qualified handicapped applicant or employee to discrimination prohibited by this section. The relationships referred to in this paragraph include relationships with

employment and referral agencies, with labor unions, with organizations providing or administering fringe benefits to employees of the recipient government, and with organizations providing training and apprenticeship programs;

(iii) Make all decisions concerning employment under any program or activity in a manner which ensures that discrimination on the basis of handicap does not occur and not limit, segregate, nor classify applicants or employees in any way that adversely affects their opportunities or status because of handicap;

(iv) Take appropriate steps to ensure that communications with its applicants and employees are available to persons with impaired vision and hearing as described in § 51.55(b)(1)(iii) and (b)(4);

(v) Not discriminate against a qualified handicapped individual in the following specific activities:

(A) Recruitment, advertising, and the processing of applications for employment;

(B) Hiring, upgrading, promotion, award of tenure, demotion, transfer, layoff, termination, right of return from layoff, and rehiring;

(C) Setting rates of pay or any other form of compensation and changes in compensation;

(D) Job assignments, job classifications, organizational structures, position descriptions, lines of progression, and seniority lists;

(E) Granting leaves of absence, sick leave, or any other leave;

(F) Providing fringe benefits available by virtue of employment, whether or not administered by the recipient government;

(G) Selection and financial support for training, including apprenticeship, professional meetings, conferences, and other related activities, and selection for leaves of absence to pursue training;

(H) Employer sponsored activities, including social or recreational programs; and

(I) Any other term, condition, or privilege of employment.

(2) A recipient government's obligation to comply with this section is not affected by any inconsistent term of any collective bargaining agreement to which it is a party.

(3) A recipient government's obligation to comply with this part is not obviated or alleviated because employment opportunities in any occupation or profession are more limited for handicapped individuals than for nonhandicapped individuals.

(h) *Reasonable accommodation.*

(1) A recipient government shall make reasonable accommodation to the

known physical or mental limitations of a qualified handicapped applicant or employee unless the recipient government can demonstrate that the accommodation would impose an undue hardship on the operation of its program or activity.

(2) Reasonable accommodation may include:

(i) Making facilities used by employees readily accessible to and usable by handicapped persons, and

(ii) Job restructuring, part-time or modified work schedules, acquisition or modification of equipment or devices (e.g., telecommunications devices and other telephone devices), the provision of readers or qualified sign language interpreters, and other similar actions. Accommodations shall be made in consultation with the handicapped individual.

(3) The determination of whether an accommodation would impose an undue hardship on the operation of a recipient government's program or activity shall be made on a case-by-case basis upon consideration of the following factors:

(i) The overall size of the recipient government's operations with respect to number of employees, number and type of facilities, and size of budget;

(ii) The type, composition and structure of the specific program or activity and the structure of the workforce required; and

(iii) The nature and cost of the accommodation needed. Such reasonable accommodation may require a recipient government to undertake more than an insignificant economic cost in making allowance for the handicap of a qualified applicant or employee and to accept minor inconvenience which does not bear on the ability of the handicapped individual to perform the essential functions of the job in question.

(4) A recipient government may not deny any employment opportunity to a qualified handicapped employee or applicant if the basis for the denial is the need to make reasonable accommodation to the physical or mental limitations of the employee or applicant.

(i) *Employment criteria and policies.*

(1) A recipient government may not use any employment test, selection criterion or policy, that screens out, or tends to screen out from consideration for employment, a handicapped individual or any class of handicapped individuals unless:

(i) The test, selection criterion or policy as used by the recipient, is shown to be directly related to the essential functions of the position in question, and

(ii) Alternative job-related tests,

criteria or policies that do not screen out, or tend to screen out as many handicapped individuals are shown to be not available.

(2) A recipient government shall select and administer tests using procedures (e.g., auxiliary aids such as readers for visually-impaired individuals or qualified sign language interpreters for hearing-impaired individuals) that accommodate the special problems of handicapped individuals to the fullest extent consistent with the objectives of the test. The test results shall accurately reflect the applicant's or employee's ability to perform the essential functions of the job in question, rather than the applicant's or employee's impaired sensory, manual or speaking skills, except where such skills are essential requirements of the job.

(3) If a recipient government has established a test, selection criterion or policy that explicitly or implicitly screens out, or tends to screen out, a class of handicapped individuals from a particular job, and cannot establish that the class as a whole is unqualified to perform the job, the recipient government shall evaluate each such individual who applies for the job to determine whether the applicant can perform the essential functions of the job in question despite the handicap. As part of the determination, the recipient government shall also decide whether such applicant would be qualified to perform the essential functions of the job in question through reasonable accommodation without undue hardship, as provided in § 51.55(h) of this section.

(j) *Preemployment inquiries.*

(1) Except as provided in paragraphs (i) (2) and (3) of this subsection, a recipient government may not conduct a preemployment medical examination or make preemployment inquiry of an applicant as to whether the applicant is a handicapped individual or as to the nature or the severity of a handicap. A recipient government may, however, make preemployment inquiry into an applicant's ability to perform the essential functions of the job.

(2) When a recipient government is taking remedial action to correct the effects of past discrimination; when a recipient government is taking voluntary action to overcome the effects of conditions that resulted in limited participation in a program or activity, or when a recipient government is taking affirmative action, the recipient government may invite applicants for employment to indicate whether and to what extent they are handicapped, provided that:

(i) The recipient government states clearly on any written questionnaire used for this purpose or makes clear orally, if no written questionnaire is used, that the information requested is intended for use solely in connection with its remedial action obligations or its voluntary or affirmative action efforts; and

(ii) The recipient government states clearly that the information is being requested on a voluntary basis, that it will be kept confidential as provided in paragraph (j)(4) of this section, that refusal to provide it will not subject the applicant or employee to any adverse treatment, and that it will be used only in accordance with this section.

(3) Nothing in this section shall prohibit a recipient government from conditioning an offer of employment on the results of a medical examination conducted prior to the employee's entrance on duty, provided that: (i) all entering employees are subjected to such an examination regardless of handicap, and (ii) the results of such an examination are used only in accordance with the requirements of this section.

(4) Information obtained in accordance with this section as to the medical condition or history of the applicant shall be collected and maintained on separate forms and shall be accorded confidentiality as used for medical records, except that:

(i) Supervisors and managers may be informed regarding restrictions on the work or duties of handicapped individuals and regarding necessary accommodations;

(ii) First aid and safety personnel may be informed, where appropriate, if the condition might require emergency treatment; and

(iii) Government officials investigating compliance with the Act shall be provided relevant information upon request.

(k) *Program accessibility.*—(1) *Discrimination prohibited.* No qualified handicapped individual shall, because the facilities owned or leased by a recipient government are inaccessible to or unusable by handicapped persons, be denied the benefits of, be excluded from participation in, or otherwise be subjected to discrimination under any program or activity of a recipient government, which government receives entitlement funds.

(2) *Existing facilities.*—(i) *Program accessibility.* A recipient government shall operate each program or activity in existing facilities owned or leased by it, so that the program or activity, when viewed in its entirety, is readily accessible to and usable by

handicapped individuals. Recipient governments are not necessarily required to make each existing facility, or every part of an existing facility accessible to and usable by handicapped individuals. Where structural changes are necessary to make programs or activities in existing facilities accessible, such changes shall be made as soon as practicable, but in no event later than three years after the effective date of this regulation except as otherwise provided in this section. Recipient governments shall not be required to revoke leases on which lessors refuse to make the structural changes needed if no more accessible facility is available, but shall use the provisions of subparagraph (ii) to ensure that the maximum possible accessibility is achieved.

(ii) *Methods of compliance.* A recipient government may comply with the requirements of paragraph (1) of this section through such means as redesign of equipment, the use of telecommunications devices or other telephone equipment, reassignment of classes or other services to accessible buildings, assignment of aides to beneficiaries, home visits, delivery of health, welfare, or other social services at alternate accessible sites, alteration of existing facilities and construction of new facilities in conformance with the requirements of paragraph (k)(7) of this section, or any other methods that result in making its programs or activities accessible to handicapped individuals. A recipient government is not required to make structural changes in existing facilities where other methods are effective in achieving compliance with paragraph (k)(1) of this section. In choosing among available methods for meeting the requirements of paragraph (k)(1) of this section, a recipient government shall give priority to those methods that offer programs and activities to handicapped persons in the most integrated setting appropriate to obtain the full benefits of the program.

(3) *Exception for small recipient governments.* If a recipient government, which government receives less than \$25,000 in entitlement funds, in each entitlement period, determines, after consultation with a handicapped individual seeking a health, welfare or social service, that there is no method of complying with paragraph (k)(1) of this section other than making a significant alteration in its existing facilities, that government may, as an alternative, refer the handicapped individual to other providers of those services that are accessible at no additional cost to the handicapped individual. Examples of other providers of those services are

States, counties or other larger units of local government.

(4) *Time periods.*—(i) *Nonstructural changes for accessibility.* Where a recipient government has determined that certain nonstructural changes are necessary to make its programs and activities readily accessible to and usable by the handicapped, after evaluating its policies and practices during the self-evaluation required pursuant to subsection (c), these changes shall be made, with other modifications determined to be needed, within the one year period for completion of the self-evaluation.

(ii) *Structural changes for accessibility.* Except as otherwise provided in subparagraph (iii), where a recipient government has determined that structural changes in facilities are necessary to make its programs and activities readily accessible to and usable by the handicapped, after evaluating its policies and practices during the self-evaluation required pursuant to paragraph (c), those changes shall be made as soon as possible but not later than three years from the effective date of this section.

(iii) *Transportation systems.* Transportation systems shall be made accessible to qualified handicapped individuals as provided in paragraph (k)(1) of this subsection in the same manner and within the time periods prescribed in regulations issued by the Department of Transportation (49 CFR Part 27, Subpart E).

(5) *Transition plan.* In the event that structural changes to facilities are necessary to comply with the requirements of paragraph (k)(1) of this section, a recipient government shall develop, within one year of the effective date of this section, a transition plan setting forth the steps necessary to complete such changes within the time periods in paragraph (k)(4) of this section. The plan shall be prepared as part of the self-evaluation required under § 51.55(c) and developed with the assistance of interested individuals, including handicapped individuals or organizations representing handicapped individuals. Transition plans already prepared (or under preparation) to comply with the Section 504 requirements imposed by other Federal agencies, may be used as part of the transition plan required pursuant to this section. A recipient government which government receives \$25,000 or more in entitlement funds shall make a copy of the transition plan available for public inspection for a period of three years and furnish it to the Director upon request. The plan shall, at a minimum:

(i) Identify physical obstacles in the recipient government's facilities that

limit the accessibility of its program or activity to handicapped individuals;

(ii) Describe in detail the methods that will be used to make the facilities accessible;

(iii) Specify the schedule for taking the steps necessary to achieve full program accessibility and, if the time period for the transition is longer than one year, identify steps that will be taken during each year of the transition period; and

(iv) Indicate the person responsible for implementation of the plan.

(6) *Notice.* The recipient government shall adopt and implement procedures to require that interested individuals, including individuals with impaired vision or hearing, can obtain information as to the existence and location of particular services, activities, and facilities that are accessible to and usable by handicapped individuals.

(7) *New construction.* The construction of facilities by a recipient government financed in whole or in part with entitlement funds or the construction of a facility pursuant to a contract for the recipient government to lease the building facility in its entirety, on or after January 1, 1977, shall be accomplished so as to be readily accessible to and usable by handicapped individuals.

(8) *Alterations.* Alterations to existing facilities owned, or leased by a recipient government, which alterations are funded with entitlement funds and commenced on or after January 1, 1977, shall, to the maximum extent feasible, be designed and constructed to be readily accessible to and usable by handicapped individuals.

(9) *American National Standards Institute Accessibility Standards.* Design, construction, or alteration of facilities in conformance with the "American National Standard Specifications for Making Buildings and Facilities Accessible to, and Usable by, the Physically Handicapped," published by the American National Standards Institute, Inc. (ANSI A 117.1-1961 (1971)),* which is incorporated by reference, shall constitute compliance with paragraphs (k) (1) and (2) of this section. A recipient government also may use the revised ANSI standards issued in May of 1980, which are also incorporated by reference and are obtainable at the same address. A recipient government may use standards other than the 1961 or 1980 standards or other methods, if the government establishes that it is clearly evident that equivalent or better access to the facility

or part of the facility is provided.

(10) *Exception for construction projects commenced prior to January 1, 1977.* The provisions of this subsection do not apply to buildings or construction projects, including those funded with revenue sharing funds, commenced prior to January 1, 1977, including those funded with revenue sharing funds, unless it is determined that programs or activities funded in whole or in part with revenue sharing funds are conducted within or make use of such facilities, in which case, those programs and activities must be readily accessible to and usable by handicapped individuals as described in paragraphs (k)(2) (i) and (ii) of this subsection.

(11) *"Commencement of construction" defined.* A construction project shall be deemed to have commenced when the recipient government has obligated itself by contract for the physical construction of the project or any substantial portion of the project.

(1) *Coordination of unresolved legal issues.*

Whenever the Director receives a complaint which alleges a violation of the provisions of this section and involves a legal issue that has not been resolved judicially or administratively, the Director shall request guidance from the Department of Justice which was designated by Executive Order 12250 to coordinate Section 504, within one week of receipt of such complaint. The Director may defer action on the complaint pending receipt of the guidance if it is determined that such guidance will be received within one month from the issuance of the request. Thereafter, the Director shall then act in accordance with the guidance. If the Director determines that the Department of Justice cannot provide guidance concerning the proper course of action within a period of one month (30 days), the Director shall proceed to initiate fact-finding activities with respect to the complaint. During that process, the Director shall continue to keep the Department of Justice advised of the actions taken, pending receipt of the guidance requested.

Appendix A—Section-by-Section Analysis

Section 51.55 Discrimination on the Basis of Handicap

Most of the approximately 50 comments on the proposed regulations concerned discrimination on the basis of handicap, as provided in Section 504 of the Rehabilitation Act of 1973. As with the previous proposed handicapped discrimination regulations, the majority of the comments expressed concern about the cost of compliance and

objected to specific provisions such as the definition of handicapped individual, the self-evaluation requirement and the accessibility requirements. The Department has little discretion concerning the substantive provisions contained in these regulations.

Executive Order 11914

"Nondiscrimination with Respect to the Handicapped in Federally Assisted Programs" requires Federal departments and agencies with Section 504 responsibility to issue regulations consistent with the standards and procedures established by HEW. Comments requesting elimination of or major revisions to these provisions were not acted upon due to the requirements of the Executive Order, which was issued to ensure consistent Federal enforcement of Section 504. Revisions have primarily been made for clarification purposes and in some instances to make the substantive requirements conform more closely with the requirements for the General Revenue Sharing Program.

One such revision is that all references in the proposed rule to special provisions for smaller recipient governments as those employing fewer than 15 employees have been changed to those receiving \$25,000 or more in entitlement funds in each entitlement period. The reference to fewer than 15 employees has little relevance for the General Revenue Sharing Program which unlike grant programs, provides financial assistance to States and local governments, as opposed to particular departments and agencies or even private entities. The number of recipient governments which employ fewer than 15 persons is negligible. Further, the independent audit requirements in Section 123(c) of the Revenue Sharing Act exempt local governments receiving less than \$25,000 in entitlement funds. In the interest of consistency with this Congressional guidance, the General Revenue Sharing Program's final regulations prohibiting discrimination on the basis of handicap, should also incorporate the \$25,000 standard.

Section 51.55(b) entitled, "General prohibitions with respect to discrimination against a qualified handicapped individual" contains the prohibitions against discrimination in the provision of services. Section 51.55(b)(1) (iii) and (iv) were amended in response to comments that the provisions did not provide sufficient guidance concerning how recipients can make communications and services available to persons with impaired sensory, manual and speaking skills. Examples of methods were added to the regulations. Section 51.55(b)(1)(v) was deleted and a new § 51.55(b)(4) was

*Copies obtainable from American National Standards Institute, Inc., 1430 Broadway, New York, N.Y. 10018—(212) 354-3300. Copies are also on file with the Federal Register.

added to expand the discussion of how to provide appropriate auxiliary aids to individuals with impaired sensory, manual and speaking skills. It is noted that auxiliary aids must be provided only at the request of the handicapped individual. Further, recipient governments must consult with the individual to determine the most appropriate auxiliary aids to be used. It is expected that requiring such aids only upon request, as recommended by organizations representing the handicapped, will reduce the cost of providing handicapped individuals with access to programs and activities. It will do so in a manner that will meet as closely as possible the individual needs of the handicapped.

Section 51.55(b)(1)(iv), which requires that the public hearings required under the Act and regulations be accessible to the handicapped, was amended in response to comments to how such hearings can be made more accessible.

Proposed §§ 51.55(b)(1) (vi), (vii) and (viii) are redesignated § 51.55(b)(1) (v), (vi) and (vii). Further, § 51.55(b)(1)(vii) was amended to remove reference to secondary recipients because this definition is currently under review. This does not mean, however, that secondary recipients (as currently defined) are not covered by these provisions.

Section 51.55(b)(1)(ix) has been redesignated § 51.55(b)(1)(viii). One commenter suggested that subparagraph (C) had been drafted too narrowly, prohibiting discrimination against a secondary recipient only if subject to the common administrative control of a recipient government. This subparagraph was amended to delete the reference to the secondary recipient situation and to clarify that where a recipient government funds a particular department in whole or in part with revenue sharing funds, any subdivision of that department cannot use those funds to discriminate.

Section 51.55(c) "Self-evaluation" was reorganized to improve its clarity. This section was amended to clarify that where the self-evaluation discloses the need to make structural changes, those changes are to be made within three years, rather than the one-year period provided for the self-evaluation. A new subsection (c)(2) was also added to allow recipient governments to use self-evaluations already undertaken for departments such as HHS or the Department of Transportation. This provision was added to improve the coordination of Federal enforcement of Section 504. A new subsection (c)(3) was added in response to comment that the proposed regulations did not provide sufficient guidance as to what a

recipient government is to evaluate. Essentially, a recipient government must review all of its policies and practices concerning the provision of services, employment and the selection of facilities to determine their impact upon the handicapped and devise methods to remedy the effects of discrimination found.

In implementing the self-evaluation and transition plan, a recipient government must review all policies and practices, not just those in which revenue sharing funds are currently being expended. This is because a recipient government potentially can spend revenue sharing funds for any purpose permissible under State and local law, therefore, review only of those areas in which such funds are actually expended would not affect those programs and activities which may be funded in the future. Further, a large number of recipient governments appropriate revenue sharing funds to their general funds resulting in the expenditure of revenue sharing funds in part to support all governmental functions. Lastly, this position is consistent with other revenue sharing compliance activities. Recipient governments are requested to conduct public hearings not solely on the use of revenue sharing funds, but also on the use of those funds in relation to their entire budget. Recipient governments are also required to conduct independent audits. Such audits must encompass all funds of the recipient government, not just those in which revenue sharing funds are placed.

Section 51.55(d), "Designation of responsible employee and adoption of grievance procedure" was amended to provide that individuals designated to coordinate Section 504 compliance for other Federal departments and agencies and existing grievance procedures may be used to comply with the requirements of The General Revenue Sharing Program.

Section 51.55(e), "Notice" was amended to provide examples of how public notices can be communicated to the sensory impaired.

Section 51.55(f), "Administrative requirements for small recipient governments" was amended to provide that a small recipient government may be required to comply with the administrative requirements to remedy violations found by the Director. A number of commenters expressed the view that the administrative requirements were too burdensome on smaller recipient governments and should never be required. Others objected to any lessening of the requirements for smaller recipient governments. In an effort to balance

these competing interests, the exceptions for smaller recipient governments are maintained but such governments may be required to comply with the applicable provisions.

Section 51.55(g) "Employment discrimination" was amended to add a new subsection (g)(1)(iii) because it is one of the basic prohibitions contained in the HEW Guidelines and is therefore required to be contained in the regulation. Proposed Sections 51.55(g)(1)(iii) and (iv) are redesignated (iv) and (v). In response to comments, § 51.55(g)(1)(iv) was amended to include examples of how communication can be made available to the sensory impaired. Concerning this section, one commenter questioned whether a recipient government can be required to undertake affirmative action to employ the handicapped. Section 504 does not require affirmative action, as does Section 503. Section 504 requires only that recipient governments refrain from discriminating and undertake remedial action where discrimination is found.

Section 51.55(h), "Reasonable accommodation" was amended in response to comments to add examples of reasonable accommodation for the sensory impaired. The section was also amended to provide that the accommodations shall be made in consultation with the handicapped individual. One commenter requested greater specificity concerning what is required for reasonable accommodation. Considering the broadness of the definition of handicapped individual, what constitutes reasonable accommodation must be determined on a case-by-case basis and the regulation must remain broad. A new sentence is added to subsection (h)(3)(iii) to reflect the fact that an accommodation that causes inconvenience to the recipient government or results in some economic cost is not per se unreasonable.

Section 51.55(i), "Employment criteria and policies" was revised to conform subparagraph (2) more closely to the HEW regulations. Several comments suggested the application of the Uniform Guidelines on Employee Selection Procedures to these provisions. The Guidelines specifically apply only to race, color, national origin, sex and religion. If they are formally revised to apply to handicapped discrimination, the Director will adopt that application. One commenter questioned the use of the phrase "class as a whole" in subsection (i)(3). The Director does not agree that the phrase should be changed. To be able to use a selection procedure which excludes a class of handicapped individuals as a whole, the recipient government must establish to

the satisfaction of the Director that no member of that class of individuals would be able to perform the essential functions of the job in question.

Section 51.55(k), "Program accessibility" received a majority of the comments relating to the cost of compliance. It is emphasized that compliance with this subsection does not mean that recipient governments will be forced to retrofit all of their public buildings. For a particular program or activity to be accessible, it is not required that the entire facility in which the program or activity is conducted be accessible. Structural changes to facilities are required only after all other means of making programs accessible have been pursued.

Recipient governments should first, as part of the self-evaluation, review their program and activities to determine which ones are not accessible; then, recipient governments should determine how those programs and activities can be made accessible. Where structural changes are required, the transition plan should be prepared at the same time as the self-evaluation. Non-structural changes which can be made to achieve accessibility should be accomplished as part of the modifications and remedial action required during the self-evaluation. A period of one year is given for the whole self-evaluation process. It is not likely that the review part of the self-evaluation can be completed within 60 days. Accordingly, the subsection (4) time periods are amended to allow the non-structural changes to be made, with other modifications required under the self-evaluation, during the one year period. Structural changes are still required within three years unless transportation systems are involved, as provided in the proposed rule.

A number of comments were received on § 51.55(k)(10), "Leased facilities." The Director agrees that this provision as written needed clarification. It is important, however, to make it clear that a recipient government cannot avoid the program accessibility requirements merely by conducting its programs and activities in leased facilities. Accordingly, Section 51.55(k)(10) has been eliminated and subsections (k) (1), (2), (k) (7) and (8) have been amended to clarify that programs and activities operated in existing facilities, owned or leased by the recipient government, must be accessible. Where a recipient government leases a facility, it must make whatever non-structural changes are necessary to make facilities accessible. Where an existing facility is leased, however, structural changes will not be required if the lessor refuses to

make them and no other more readily accessible facility is available.

Subsection 51.55(k)(2) is amended to add examples of how greater accessibility can be achieved for handicapped individuals with sensory impairments.

Existing facilities newly leased after January 1, 1977, or on which leases are renewed must meet the requirements of § 51.55(k)(2) for existing facilities. Leases of newly constructed facilities must meet the requirements set forth in § 51.55(k)(7) for new construction. Alterations to existing facilities which are leased must meet the requirements of § 51.55(k)(8).

Section 51.55(k)(5), "Transition plan" was amended to extend the time period for preparation to one year, in order that it could be prepared in conjunction with the self-evaluation. The proposed rule was amended to provide that transition plans prepared to comply with Section 504 requirements for other departments or agencies may also be used to comply with the requirements for the General Revenue Sharing Program.

Section 51.55(k)(9) is amended to incorporate the 1980 American National Standard Institute Standards, as well as the 1961 version and allow compliance with either.

Proposed § 51.55(k)(10), as discussed above, was eliminated.

Proposed § 51.55(k) (11) and (12) have been redesignated § 51.55(k) (10) and (11). One commenter suggested that the definition of commencement of construction be amended to conform with definition contained in the HEW regulations. In this instance, however, the provision being interpreted is one uniquely included in the Revenue Sharing Act and need not be consistent with HEW's definition.

One commenter suggested that subsection (k) should provide specific provisions concerning the need for structural changes to historical properties. However, the regulations, with their emphasis upon program accessibility over structural changes to facilities, do not need specific treatment of historical properties.

A new § 51.55(l) is added to the regulations to cover the situation in which the ORS is requested to act upon a complaint concerning subject matters unresolved by another Federal agency, the agency in charge of coordination of Section 504, or by the courts. One example of such an unresolved issue is whether obesity should be considered a handicap. Another example is whether all public television broadcasting must be captioned for the deaf. The Department of Education is currently involved in litigation on this issue and at the same time the complainants have

filed a complaint with the ORS. This provision is particularly needed because the ORS supports an almost unlimited range of programs and activities of State and local governments that are under the primary jurisdiction of other departments and agencies.

The Director has determined that the ORS should defer action on matters not resolved until the coordinating agency provides guidance in the intent of uniformity of Federal enforcement of Section 504. In this way, the ORS will hopefully avoid prematurely creating solutions to unresolved problems in this still evolving area of the law. The coordinating agency referred to is the Department of Justice pursuant to Executive Order 12250, which supersedes Executive Order 11914, which gave such authority to the old Department of HEW.

At the same time, the Director is concerned that consultation with the coordinating agency may impede resolution of complaints in the expeditious manner required by the Revenue Sharing Act. In order to ensure that coordination will take place as expeditiously as possible, and at the same time allow for flexibility, the regulations would require the Director to consult with the coordinating agency within one week. The Director would also have to make a determination as to whether the Department of Justice will act within thirty (30) days. If guidance cannot be expected within thirty (30) days, the Director shall begin to obtain preliminary information needed to investigate the complaint once the request for guidance is received. The ORS may defer making any findings until the Department of Justice has provided the necessary guidance. With these safeguards, possible deferral of action on the complaint should not result in undue delay in the processing of complaints. Accordingly, when a complaint concerning unresolved issues under Section 504 is received, the Director would immediately consult with the appropriate lead agency and act upon the guidance received.

[FR Doc. 80-40697 Filed 12-29-80; 12:22 pm]

BILLING CODE 4810-26-M

Action by Council:

Endorsed _____
Modified _____
Rejected _____
Date _____

RDO

MEMORANDUM

To: Barry Evans, City Manager
From: Robert Odegard, Director of Community Services
Subj: Acceptance of \$100 From Maplewood Coin Club
Date: May 4, 1984

We are in receipt of a check for \$100 from the Maplewood Coin Club which meets at the Heritage Center.

I request that the City Council accept this contribution and designate it for the purchase of cardtables to be used at the Heritage Center. A letter expressing our thanks and gratitude will be sent to the Maplewood Coin Club.

E4

MEMO

Action by Council:

Endorsed _____
Modified _____
Rejected _____
Date _____

TO: CITY MANAGER EVANS
FROM: CITY CLERK
REGARDING: HEARING DATE - COMMERCIAL REVENUE NOTE - KINDER CARE LEARNING CENTER
DATE: MAY 8, 1984

Application for a Commercial Revenue Note in the amount of \$400,000 has been received from Kinder-Care Learning Centers. They propose to construct a day care facility on the north side of County Road D, west of White Bear Avenue (100 feet west of Midas Muffler). A hearing date of June 11, 1984 is recommended.

FIRST CORPORATE SERVICES, INC.

INVESTMENT BANKERS

SUITE 206, 822 MARQUETTE AVE.
MINNEAPOLIS, MINNESOTA 55402

(612) 332-0955

April 25, 1984

Honorable Mayor and City Council
City of Maplewood
1380 Frost Avenue
Maplewood, Minnesota 55109

RE: City of Maplewood - \$400,000 Commercial
Development Revenue Note
(Kinder-Care Learning Centers)

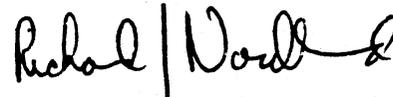
Gentlemen:

At the request of Kinder-Care Learning Centers, we have conducted a study of the economic feasibility of the proposal that the City of Maplewood issue one or more of its revenue bonds under the provisions of the Minnesota Municipal Industrial Development Act to provide funds for the acquisition and construction of a child learning center located within the City of Maplewood, to be owned by Kinder-Care Learning Centers.

Our study has led us to the conclusion that on the basis of current financial conditions, the Project is economically feasible and the revenue bond(s) of the City can be successfully issued and sold. We propose to purchase said bonds as a single debt instrument, subject to approval of the Project by the City of Maplewood and the Commissioner of Energy and Economic Development and agreements as to the terms and conditions of the loan.

We understand a copy of this letter will be forwarded by the Mayor of the City of Maplewood to the Energy and Economic Development Authority of the State of Minnesota to serve as the letter of feasibility required by the Authority.

Very Truly Yours,



Richard J. Nordlund
Vice-President

RJN/aw

LAW OFFICES
BRIGGS AND MORGAN
PROFESSIONAL ASSOCIATION

2200 FIRST NATIONAL BANK BUILDING
SAINT PAUL, MINNESOTA 55101

TELEPHONE (612) 291-1215

TELECOPIER (612) 222-4071

INCLUDING THE FORMER FIRM OF
LEVITT, PALMER, BOWEN, ROTMAN & SHARE

April 26, 1984

MATTHEW J. LEVITT
GOLE OEHLE
ROBERT M. BOWEN
A. LAURENCE DAVIS
FRANK HAMMOND
LEONARD J. KEYES
ROBERT G. SHARE
JOHN M. SULLIVAN
BERNARD P. FRIEL
BURT E. SWANSON
M. J. GALVIN, JR.
DAVID C. FORSBERG
JOHN J. MCNEELY
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JERRY F. ROTMAN
TERENCE N. DOYLE
RICHARD H. KYLE
JOHN L. DEVNEY
E. L. SORENSON
PETER H. SEED
SAMUEL L. HANSON

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JOHN TROYER
STEPHEN WINNICK
AVRON L. GORDON
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JOHN H. LINDSTROM
RICHARD D. ANDERSON
SALLY A. SCOGGIN
DAVID C. McDONALD
BRUCE W. MOOTY
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ELIZABETH J. ANDREWS
GREGORY J. STENMOE
CHARLES B. ROGERS
TERRY L. SLYE
MARY M. DYBSETH
KEVIN A. BERG
OF COUNSEL
J. NEIL MORTON
RICHARD E. KYLE
JOHN M. PALMER
SAMUEL H. MORGAN
FRANK N. GRAHAM

Mrs. Lucille Aurelius
City Clerk
1380 Frost Avenue
Maplewood, Minnesota 55109

Mr. Richard J. Nordlund
First Corporate Services
Suite 206
822 Marquette Avenue
Minneapolis, Minnesota 55402

Re: City of Maplewood - Commercial Development Revenue
Bonds (Kinder-Care Learning Centers Inc. Project)

Dear Lu and Dick:

Enclosed in connection with the above-referenced matter
are five copies of the following documents:

1. Application to the Minnesota Energy and
Economic Development Authority
2. Resolution Calling for a Public Hearing
3. Preliminary Resolution Granting Preliminary
Approval to the Project
4. Form of transmittal letter of the City of
Maplewood
5. Form of preliminary opinion letter of
Briggs and Morgan
6. Form of feasibility letter to be executed by
First Corporate Services

BRIGGS AND MORGAN

April 26, 1984
Page Two

I have drafted these documents assuming that the Resolution Calling for the Public Hearing will be adopted on May 14, 1984 and that the public hearing will be held on June 11, 1984 at 7:10 p.m. After the Resolution Calling for the Public Hearing has been adopted, Briggs and Morgan will undertake to publish the notice of public hearing.

A copy of these documents should be on file in the office of the City Clerk until the public hearing for inspection by any interested City residents.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

Mary L. Ippel
Mary L. Ippel

MLI/jlg
Enclosures

This Application must be submitted in DUPLICATE

STATE OF MINNESOTA
MINNESOTA ENERGY AND ECONOMIC DEVELOPMENT AUTHORITY

Application
For Approval of Municipal Industrial Revenue Bond Project

To: Minnesota Energy and Economic
Development Authority
480 Cedar St., Rm. 100 Hanover Bldg.
St. Paul, Minnesota 55101

Date _____

The governing body of Maplewood, County of Ramsey, Minnesota hereby applies to the Minnesota Energy and Economic Development Authority of the State of Minnesota for approval of this community's proposed Municipal Industrial Revenue Bond issue as required by Minn. Stat. §474.01, Subd. 7a.

We have entered into preliminary discussions with:

Firm Kinder-Care Learning Centers, Inc.

Address 4505 Executive Park Drive

City Montgomery State Alabama 36116 State of Incorporation Delaware

Attorney Briggs and Morgan - Bond Counsel

Address 2200 First National Bank Building

Name of Project Kinder-Care Learning Centers, Inc.

This firm is engaged primarily in (nature of business): Development of child learning and day care facilities

The funds received from the sale of the Industrial Revenue Bonds will be used to (general nature of project): Acquire land and construct thereon a 5,000 sq. ft. child learning and day care facility

It will be located in Maplewood

The total bond issue will be approximately \$ 400,000, to be applied toward payment of costs now estimated as follows:

Acquisition, reconstruction, improvement, betterment, or extension of project	\$ 125,000
Construction Costs	250,000
Equipment Acquisition and Installation	-0-
Fees: Architectural, engineering, inspection, fiscal, legal, administration, or printing	25,000
Interest accrual during construction	-0-
Initial bond reserve	-0-
Contingencies	-0-
Bond discount	-0-
Other	

RESOLUTION CALLING FOR A PUBLIC HEARING
ON A PROPOSAL FOR A COMMERCIAL
FACILITIES DEVELOPMENT PROJECT
PURSUANT TO THE MINNESOTA MUNICIPAL
INDUSTRIAL DEVELOPMENT ACT AUTHORIZING
THE PUBLICATION OF A NOTICE OF THE HEARING

WHEREAS,

(a) Chapter 474, Minnesota Statutes, known as the Minnesota Municipal Industrial Development Act (the "Act") gives municipalities the power to issue revenue bonds for the purpose of the encouragement and development of economically sound industry and commerce to prevent so far as possible the emergence of blighted and marginal lands and areas of chronic unemployment;

(b) The City Council of the City of Maplewood (the "City") has received from Kinder-Care Learning Centers, Inc., a corporation organized under the laws of the State of Delaware (the "Company") a proposal that the City assist in financing a project hereinafter described, through the issuance of its industrial revenue bonds (which may be in the form of a single debt instrument) (the "Bonds") pursuant to the Act;

(c) Before proceeding with consideration of the request of the Company it is necessary for the City to hold a public hearing on the proposal pursuant to Section 474.01, Subdivision 7b, Minnesota Statutes;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Maplewood, Minnesota, as follows:

1. A public hearing on the proposal of the Company will be held at the time and place set forth in the Notice of Hearing hereto attached.

2. The general nature of the proposal and an estimate of the principal amount of bonds to be issued to finance the proposal are described in the attached form of Notice of Hearing.

3. A draft copy of the proposed application to the Energy and Economic Development Authority, State of Minnesota, for approval of the project, together with proposed forms of all attachments and exhibits thereto, is on file in the office of the City Clerk.

4. The City Clerk is hereby authorized and directed to cause notice of the hearing to be given one publication in the official newspaper and a newspaper of general circulation available in the City, not less than 15 days nor more than 30 days prior to the date fixed for the hearing, substantially in the form of the attached Notice of Public Hearing.

Adopted by the City Council of the City of Maplewood, Minnesota, this 14th day of May, 1984.

Mayor

ATTEST:

City Clerk

NOTICE OF PUBLIC HEARING
ON A PROPOSAL FOR A COMMERCIAL
FACILITIES DEVELOPMENT PROJECT

Notice is hereby given that the City Council of the City of Maplewood, Minnesota will meet at the City Hall in the City of Maplewood, Minnesota at 7:10 p.m. on June 11, 1984, to consider the proposal of Kinder-Care Learning Centers, Inc., that the City assist in financing a project hereinafter described by the issuance of industrial development revenue bonds.

Description of Project

The proposed project shall consist of the acquisition of land and the construction thereon of a 5,000 square foot child learning and day care facility to be located on the North side of County Road D, South of Highway 694, and West of White Bear Avenue (100 feet West of the Midas Muffler Shop) in the City of Maplewood, Minnesota.

The maximum aggregate estimated principal amount of bonds or other obligations to be issued to finance this project is \$400,000. The project will be initially owned and operated by Kinder-Care Learning Centers, Inc.

The bonds or other obligations if and when issued will not constitute a charge, lien or encumbrance upon any property of the City except the project and such bonds or obligations will not be a charge against the City's general credit or taxing powers but will be payable from sums to be paid by Kinder-Care Learning Centers, Inc. pursuant to a revenue agreement.

A draft copy of the proposed application to the Energy and Economic Development Authority, State of Minnesota, for approval of the project, together with all attachments and exhibits thereto, is available for public inspection beginning May 15, 1984, from 9:00 a.m. to 4:30 p.m., Monday through Friday, at the City Hall in Maplewood, Minnesota.

At the time and place fixed for the Public Hearing, the City Council of the City of Maplewood will give all persons who appear at the hearing an opportunity to express their views with respect to the proposal.

Dated this 14th day of May, 1984.

(BY ORDER OF THE CITY COUNCIL)

By/s/ Lucille Aurelius
City Clerk

APPLICATION/AGREEMENT
FOR TAX EXEMPT
MORTGAGE REVENUE NOTE FINANCING

This Agreement is hereby entered into between the City of Maplewood, Minnesota, hereinafter called the "City" and Kinder-Care Learning hereinafter called the "applicant".

The applicant is requesting financing for a development project and desires that the City issue notes according to the terms of the Municipal Industrial Development Act of 1967 as amended. In order for the application to be considered by the City, the applicant hereby agrees to pay all costs involved in the legal and fiscal review of the proposed project and all costs involved in the issuance of said notes to finance the project.

It is further agreed and understood that the City reserves the right to deny any application for financing in any stage of the proceedings prior to adopting the resolution authorizing the issuance of notes.

1. APPLICANT:

- a. Business Name - Kinder-Care Learning Centers
- b. Business Address - 4505 Executive Park Drive
Montgomery Alabama 36116
- c. Business Form (corporation, partnership, sole proprietorship, etc.) -
Corporation
- d. Authorized Representative - Richard Nordlund
- e. Telephone - 3320955

2. NAME(S) OF MAJORITY STOCKHOLDERS, OFFICERS & DIRECTORS, PARTNERS, PRINCIPALS:

- a. Perry Mendel President
- b. Richard Grassgreen Exec. VP
- c. This is a publically held Company
- d.
- e.

3. INCLUDE A PROPERTY LINE MAP SHOWING EXACT LOCATION OF PROPERTY, NAMES OF ADJACENT STREETS, AND DIMENSIONS OF PROPERTY.

4. NATURE OF BUSINESS

- a. Briefly describe the project proposal: To finance the acquisition and construction of a 5000 sqft Child care Center

b. Is the project associated with an existing Maplewood Business?
Yes _____ No . If yes: Relocation _____ Expansion _____
Rehabilitation _____

5. AMOUNT OF CITY FINANCING BEING REQUESTED: \$ 400,000

6. PURPOSE OF REQUESTED FINANCING:

- a. Business purpose to be served. To make the project economically feasible
- b. Public purpose to be served. To help bring into Maplewood the nations largest provider of Educational DayCare

7. BUSINESS PROFILE:

a. Number of employees in Maplewood:

	Full Time	Part Time
Before this project	0	0
After this project	5	10

b. Projected annual sales: \$ 200,000

c. Projected annual payroll: \$ 65,000

8. NAMES OF:

- a. Financial consultant for the business:
- b. Legal counsel for the business: ↓
- c. Corporate counsel: Ball Ball + Prestscott

9. WHAT IS YOUR TARGET DATE FOR:

- a. Construction start: June 1 84
- b. Construction completion: Nov 1 84

Kinder - Care Learning Centers
Name of Applicant
Richard J. Noulund
Signature of Authorized Representative
Representative
Title
4/12/84
Date

The following items must be submitted with this application to the Community Development Department:

1. ~~A \$500.00 filing fee~~
2. A resolution setting a hearing date
3. An application to the Commissioner of Securities for approval of Municipal Industrial Revenue Bond project

If you have any questions on items 2 or 3, call the City Clerk, Lucille Aurelius, 770-4500

MORTGAGE REVENUE NOTE CRITERIA

Adopted 10-16-80

A. Definitions

1. Existing Business shall be defined as a presently operating industry or commercial enterprise with at least one year of operational history within the City
2. New Business shall be defined as any industrial or commercial enterprise which does not qualify as an existing business.

B. Project Eligibility Guidelines

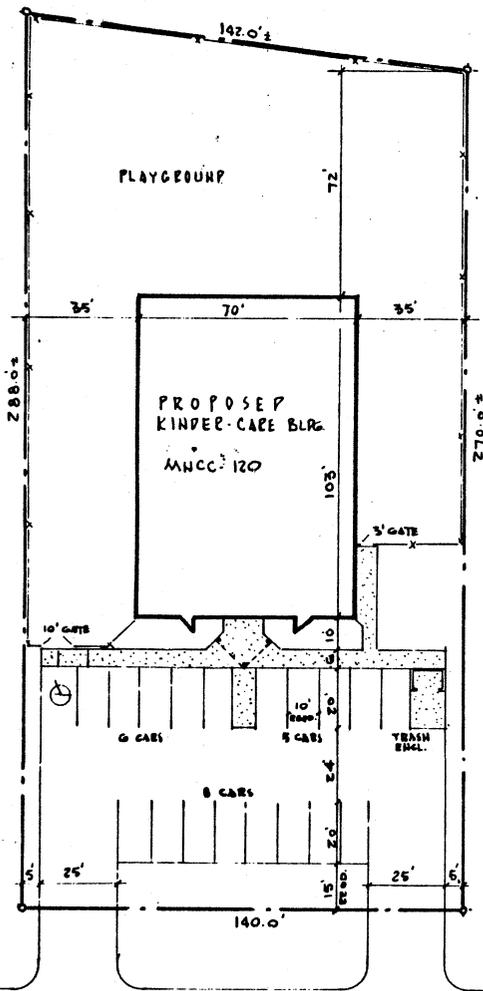
1. The project shall be compatible with the overall development plans of the City, including the Comprehensive Plan, Zoning, and Community Design Review Board Standards
2. The project shall not require a significant amount of public expenditures for City improvements such as roads, sewers, and watermains
3. The project shall involve an existing business that the City wishes to expand or a new business which the City wishes to attract:
 - a. Existing Business Criteria
Any expansion, relocation, or rehabilitation of an existing business
 - b. New Business Criteria
 1. Offers significant new employment, opportunities, based upon the nature of the use, on a year around basis, or
 2. The project involves the rehabilitation of a vacant or scheduled to be vacated structure, or
 3. The proposed location is within a designated development or redevelopment target area, and
 4. Possesses a low potential for creating pollution.
4. The number of businesses of the same general nature in the area of the proposed project shall be considered in determining the need for commercial revenue note financing.
5. The note shall be for an issue of not less than \$300,000
6. Construction must begin within one year of preliminary approval.

C. Application Processing Guidelines

1. City financing of the project shall be limited to the issuance of a single mortgage revenue note, to be marketed as a private placement.
2. Final approval shall not be granted by the City Council until the project has received approval with respect to zoning, site design, building design, or platting.
3. The applicant shall sign a memorandum of agreement providing that they will pay all costs involved in the legal and fiscal review of the proposed project and all costs involved in the issuance of notes to finance the project.
4. The City reserves the right to deny any application for financing at any stage of the proceedings prior to adopting the resolution authorizing issuance of the note.

The purpose of the above data is to evaluate your proposal under City laws and policies. You may refuse to provide this data. Refusal, however, may jeopardize approval of your application. The above information will be made public to all who request it.

OFF RAMP OF INTERSTATE N^o 694



TOTAL SITE AREA	39,060 #
BUILDING AREA	7,210 #
PARKING + DRIVEWAY AREA	9,070 #
PLAYGROUND AREA	18,060 #
MISC. AREA	4,720 #

COUNTY ROAD D

SITE PLAN 

SCALE 1" = 30'-0"

CHARLES NOVAK A.I.A. ARCHITECT

KINDER-CARE LEARNING CENTER
COUNTY ROAD D, T. WHITE

DATE: 2/5/84
JOB NO. 84002

E-5

MEMORANDUM

TO: City Manager
 FROM: Thomas Ekstrand--Associate Planner
 SUBJECT: Conditional Use Permit Renewal
 LOCATION: 1564 E. Grandview Avenue
 APPLICANT/OWNER: David S. Suby
 PROJECT: Tool Sharpening Home Occupation
 DATE: March 22, 1984

Action by Council:
 Endorsed _____
 Modified _____
 Rejected _____
 Date _____

SUMMARY

Request

Renewal of a conditional use permit to operate a tool sharpening service as a home occupation.

Proposed Land Use

1. The shop area is located in the basement and consists of an area about 10 x 15 feet or 16 percent of the basement area.
2. Noise from the sharpening tools is not detectable off-site.
3. No more than two customers are expected on the premises at any one time. Ample off-site parking is available in the existing driveway.
4. Sharpening services include: lawn mower blades, circular saws, hand saws, skates, scissors, shears, drill bits and chain saw blades.
5. Evening hours are 6 p.m. to 9:30 p.m., Monday through Friday and 9 a.m. to 6 p.m. on Saturday.

Comments

Staff sees no reason to deny the permit renewal. There have not been any problems generated by this home occupation.

Recommendation

Renewal of the conditional use permit for five years, subject to the applicant obtaining his yearly license. Approval is based on the finding that there have not been any problems generated by this home occupation.

BACKGROUND

Site Description

1. Size: 10,122 square feet
2. Existing land use: rambler style, single dwelling approximately 912 square feet in area with a full basement

Surrounding Land Uses

North: Grandview Avenue, across the street single dwellings
East, south and west: single dwellings

Past Action

5-23-83:

Council approved a conditional use permit for the applicant subject to his obtaining a license each January. The applicant has done so.

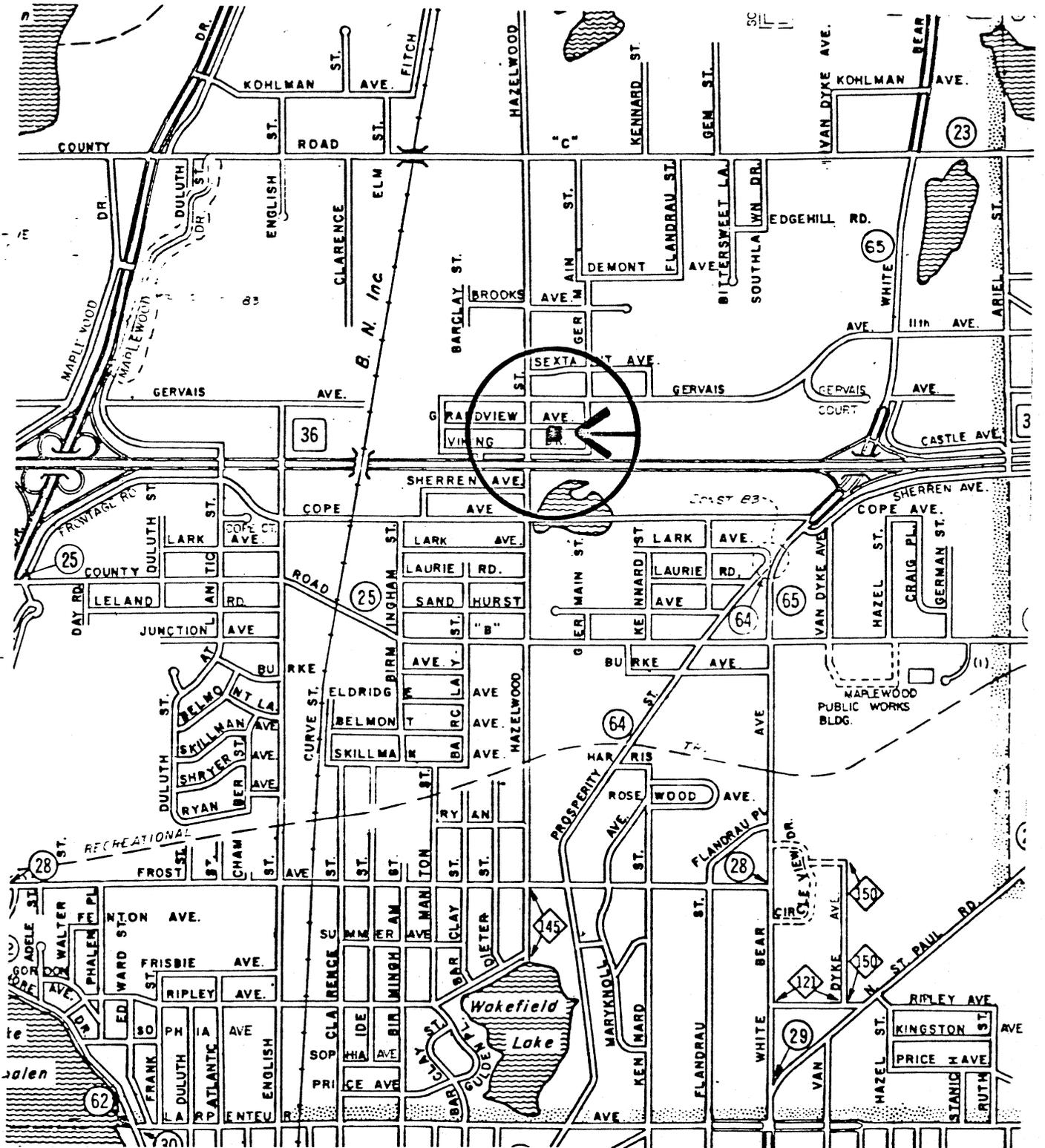
PLANNING CONSIDERATIONS

1. Land use designation: RL, residential lower density
2. Zoning: R-1, residence district (single dwelling)
3. Section 36-442(e) of the zoning code states that all conditional use permits shall be reviewed by the council within one year of the date of initial approval. At that review the council may specify an indefinite term or specific term, not to exceed five years, for subsequent reviews. The council may impose new or additional conditions upon the permit at the time of the initial or subsequent reviews. A conditional use permit shall remain in effect as long as the conditions agreed upon are observed, but nothing in this section shall prevent the city from enacting or amending official controls to change the status of conditional uses.

jw

attachments:

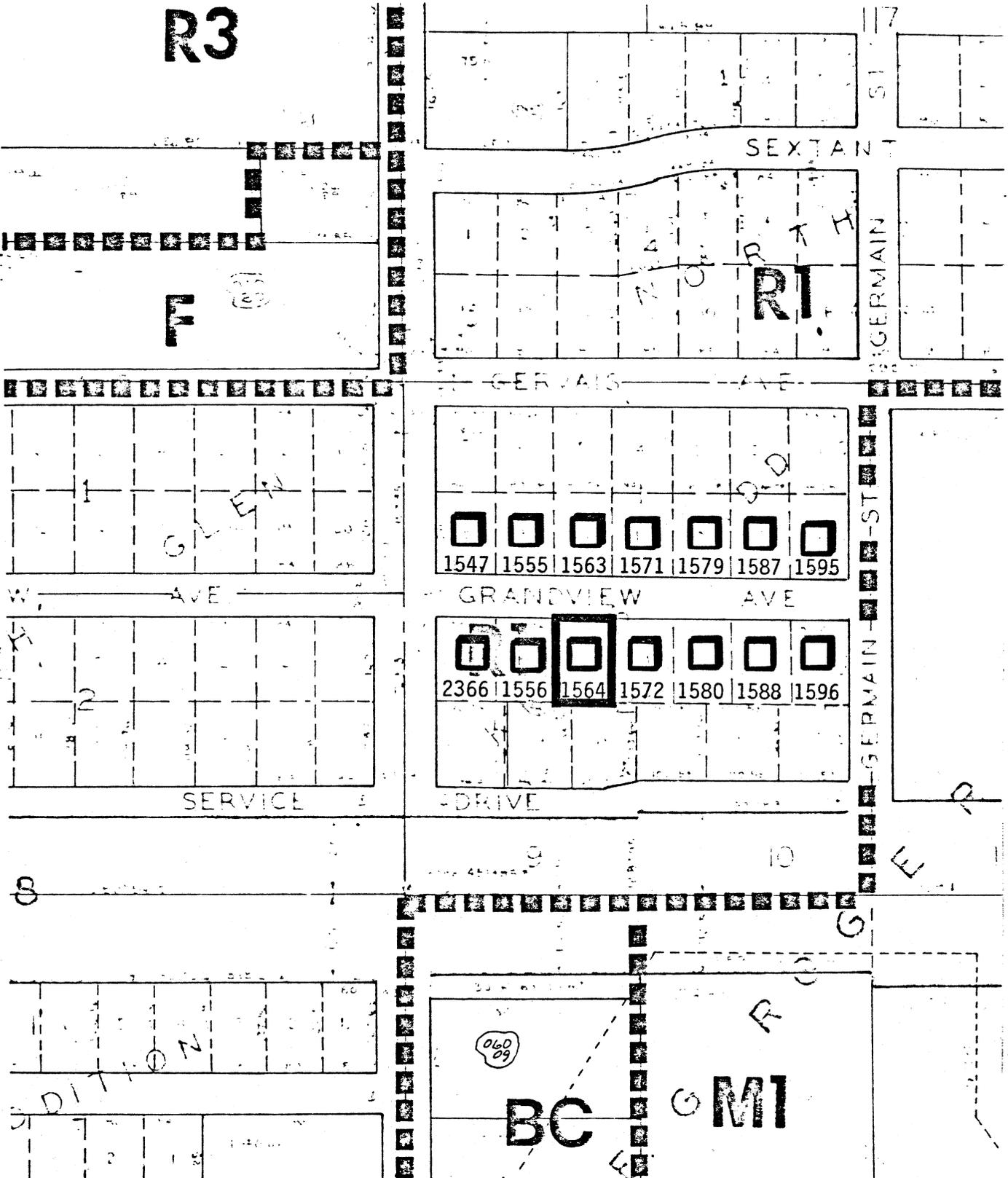
1. Location map
2. Property line/zoning map



LOCATION MAP



R3



PROPERTY LINE / ZONING MAP



MEMORANDUM

TO: City Manager
 FROM: Associate Planner--Johnson
 SUBJECT: Time Extension--Preliminary Plat
 APPLICANT: Dezurik Companies
 LOCATION: Larpenteur Avenue and Parkway Drive
 PROJECT: Bennington Woods
 DATE: April 12, 1984

Action by Council:

Endorsed _____
 Modified _____
 Rejected _____
 Date _____

Request

Approval of a time extension for the Bennington Woods preliminary plat.

Comments

The applicant is making a good faith effort to develop this site in a timely manner. Final plat approval was granted on September 26, 1983 for the first phase. Two of the eight structures have been completed. This extension is needed to continue the phased development of the site without having to reapply for preliminary plat approval. The applicant anticipates that construction will be completed by September 1985. (See page 6).

Recommendation

Approval of a two-year time extension for the Bennington Woods preliminary plat, on the basis the applicant is making a good faith effort to develop the site in a timely manner.

BACKGROUND

Past Action

5-23-83

Council approved the Bennington Woods preliminary plat, subject to:

1. City attorney approval of the declaration and bylaws for the condominium. These documents shall include language which:
 - a. Will guarantee that only one homeowners' association will be responsible for the maintenance of the driveways and other common areas.
 - b. Will require city council approval of any changes to the bylaws or declaration which effect the maintenance of the common areas or driveways.
2. Lots nine through twelve shall be designated as "unbuildable parcels" in the declaration for the condominium homeowners' association document and deeds for the individual properties.
3. The final plat shall contain utility easements, as directed by the city engineer.
4. The developer shall be responsible for the drainage, erosion control, site grading and landscaping of the lots remaining under his control. If lots are not developed and not transferred to the home owners association, the developer shall prepare plans and submit them to the city engineer for approval.

9-26-83

Council gave final plat approval for the easterly portion of this site.
(Page 4).

Planning

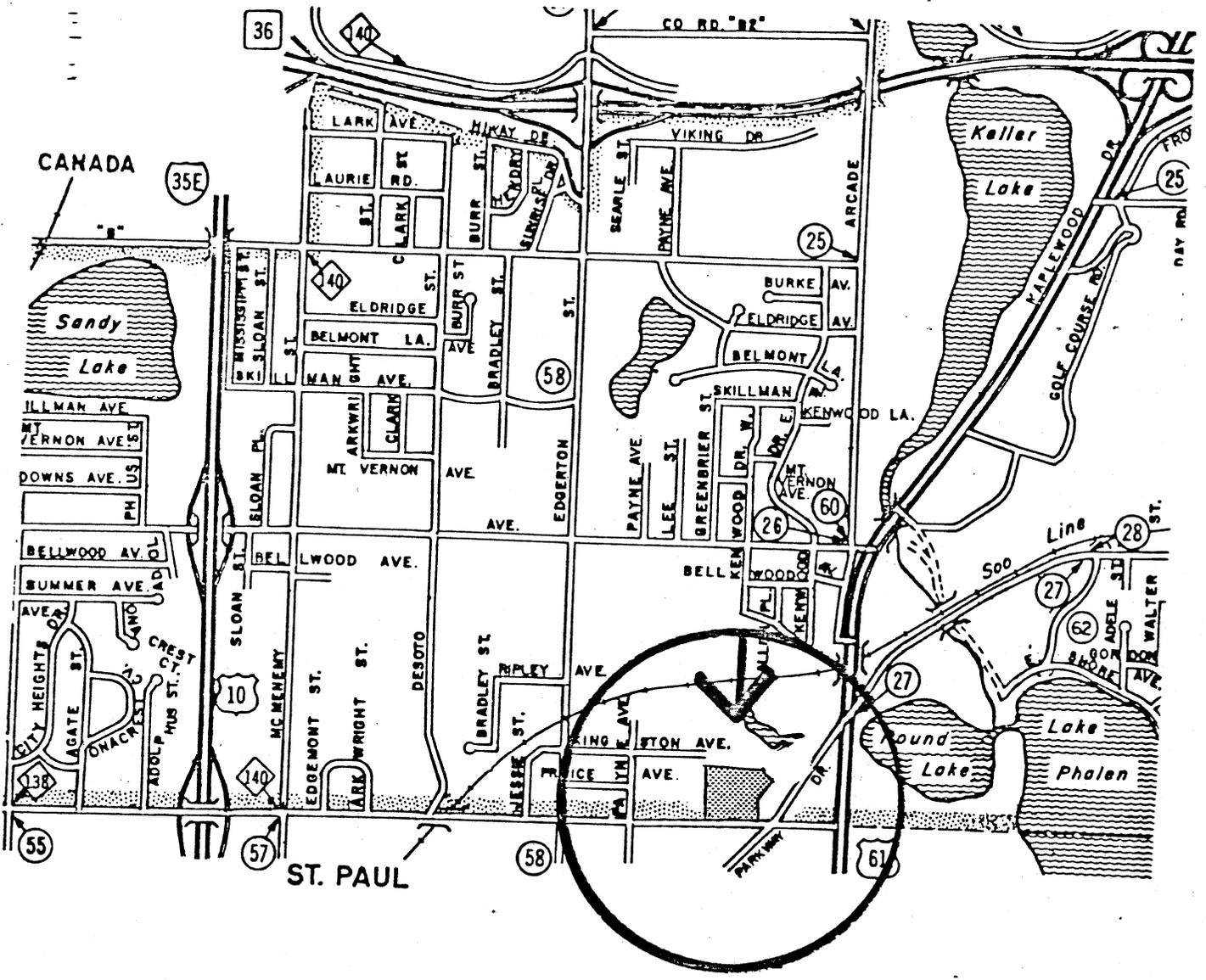
Section 30-5(e) of City Code states:

"For one year following preliminary approval..., unless the subdivider and the city agree otherwise, no amendment to a comprehensive plan or official control shall apply to or affect the use, development density, lot size, lot layout or dedication or platting required or permitted by the approved application. Thereafter, pursuant to its regulations, the city may extend the period by agreement with the subdivider and subject to all applicable performance conditions and requirements, or it may require submission of a new application, unless substantial physical activity and investment has occurred in reasonable reliance on the approved application and the subdivider will suffer substantial financial damage as a consequence of a requirement to submit a new application. In connection with a subdivision involving planned and staged development, the city may by resolution or agreement grant the rights referred to herein for such periods of time longer than two (2) years which it determines to be reasonable and appropriate."

mb

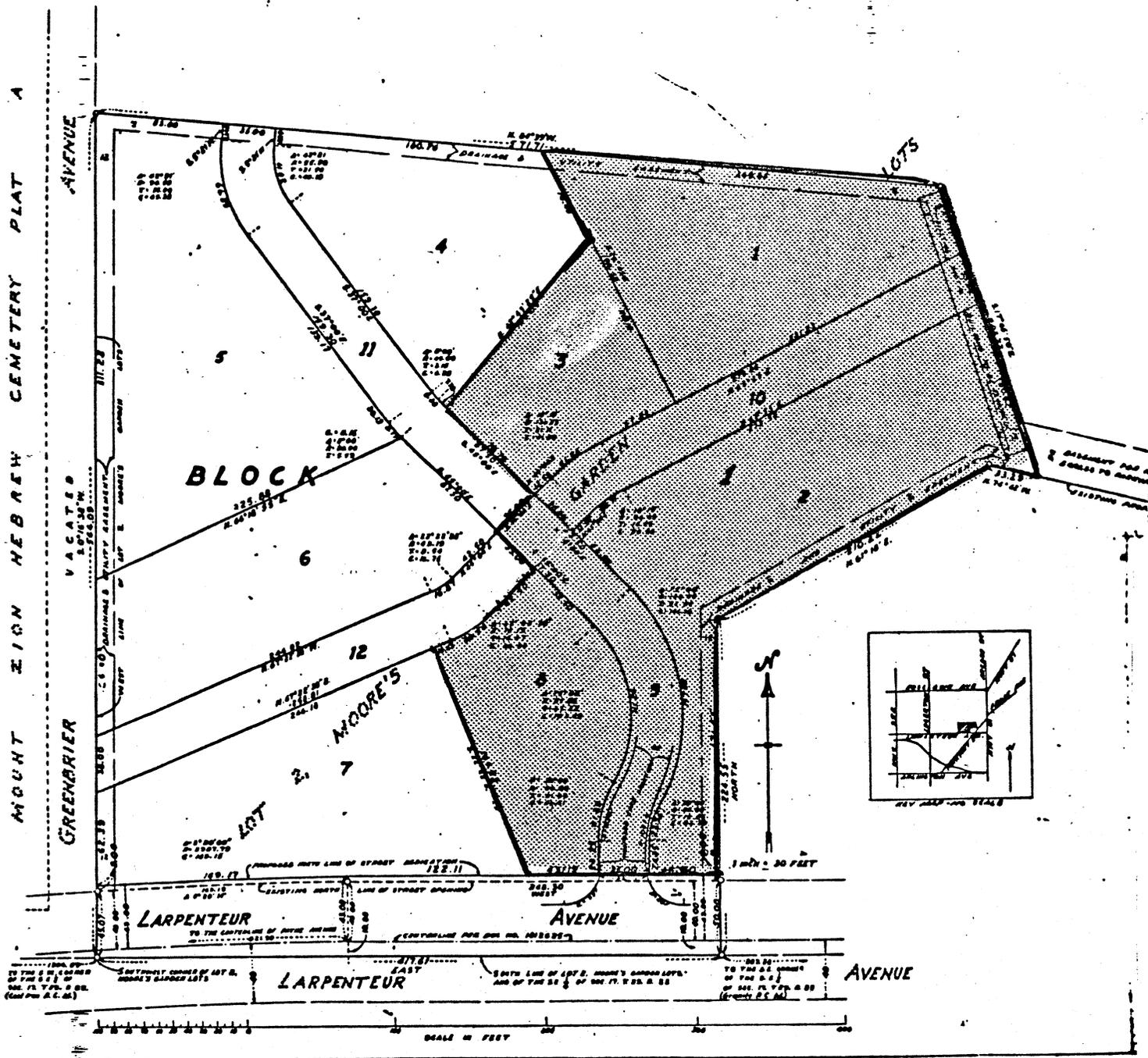
Attachments:

1. Location map
2. Preliminary plat
3. Site plan map
4. Applicant's letter of request



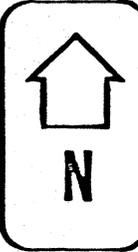
LOCATION MAP

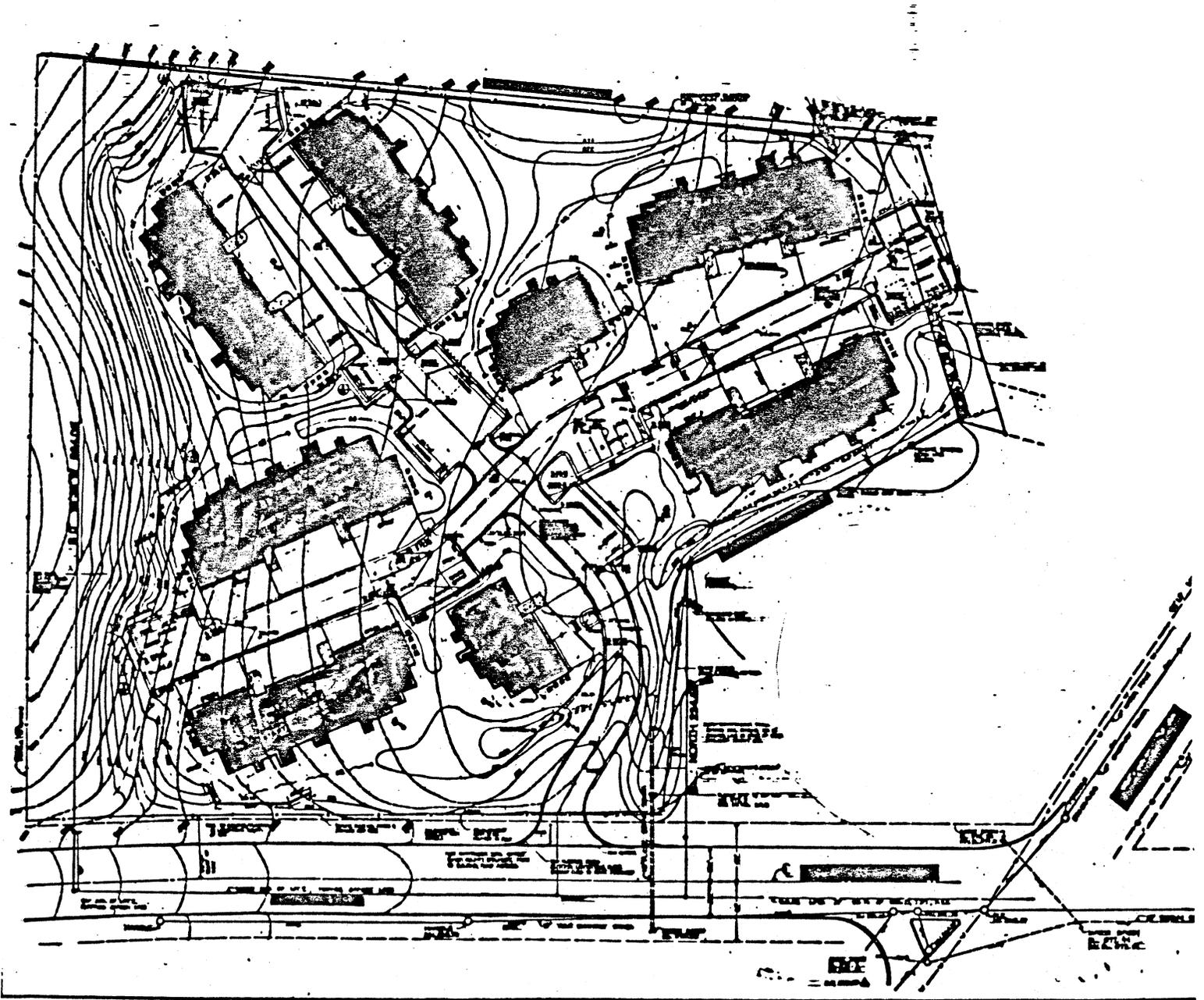




 Final Plat Approval
 September 26, 1983

PRELIMINARY PLAT





SITE PLAN



DeZurik Companies

DESIGNERS & BUILDERS



March 19, 1984

The Honorable John Greavu
Mayor of the City of Maplewood
Members of the City Council
City of Maplewood
1380 Frost Avenue
Maplewood, MN 55109

RE: Bennington Woods Condominium

Dear Mayor Greavu and Members of the City Council:

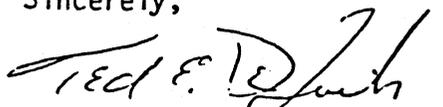
I respectfully request approval of the remainder of the Bennington Woods Preliminary Plat which was approved last year.

Bennington Woods is moving ahead. To date, Buildings I and II have been completed. Construction of Building III is now scheduled to commence on or near April 1, 1984. The remaining buildings will be constructed as sales progress with the completion date of August 31, 1985 as our target.

Since the requested extension is valid for a one year period, another extension will probably be requested near the same time next year. If you have any questions, please call me at 776-1100.

Thank you.

Sincerely,


Ted. E. DeZurik, President
Woodmark, Inc.

bh

Attachment Four

733C Larpenteur Avenue East., St. Paul, MN 55117

(612) 776-1100

E-7

MEMORANDUM

Action by Council:

TO: City Manager
FROM: Finance Director *W. Faust*
RE: Employee Option to Defer Severance Pay
DATE: April 30, 1984

Endorsed _____
Modified _____
Rejected _____
Date _____

PROPOSAL

It is proposed that employees be given the option of deferring all or part of their severance pay, without interest, when they terminate employment with the City.

BACKGROUND

Upon termination of employment, all City employees receive severance pay for accumulated vacation hours and compensatory time off. In addition, some City employees receive severance pay for a portion of their accumulated sick leave hours, depending upon the terms of their bargaining unit contract. Also, State law specifies that severance pay may not exceed one year's pay.

When an employee retires, there could be a significant tax advantage if the employee were allowed to defer all or part of their severance pay to the year after retirement. This option is available to employees of other governmental entities. For example, Ramsey County allows employees with at least 10 years of service and 60 days of accumulated sick leave the option of deferring their severance pay until January 1st of the year after termination of employment. No interest is paid on the deferred severance pay at Ramsey County. For City of St. Paul employees, all severance payments are made on February 20th of the year after termination of employment. Also, employees have the option of receiving their severance pay in deferred annual installments over a period of up to five years. No interest is paid on the deferred severance pay at the City of St. Paul.

Allowing Maplewood employees the option of deferring all or part of their severance pay without interest would be beneficial to both the City and its employees. It would be beneficial to the City as the deferred severance pay would be invested and earn interest for the benefit of the City. It would be beneficial to City employees by reducing their income taxes.

RECOMMENDATION

It is recommended that the attached resolution be adopted which will give employees the option of deferring all or part of their severance pay, without interest, when they terminate employment with the City.

DFF:1nb

RESOLUTION

WHEREAS, upon termination of employment, most City employees are eligible for severance pay, and

WHEREAS, allowing employees to defer all or part of their severance pay, without interest, would be beneficial to both the City and its employees,

NOW, THEREFORE, BE IT RESOLVED, that:

1. All city employees, upon termination of employment, shall be given the option to defer all or part of their severance pay.
2. All deferred installments of severance pay shall be paid without interest.
3. All deferred installments of severance pay shall be paid in annual lump sum payments on the first payroll of each year.
4. The number of deferred annual installments shall be designated by the employee, but the maximum number allowed shall be limited to five.
5. Employees shall specify, upon termination of employment, the portion of his/her severance pay that is to be paid in each installment and these amounts may be adjusted upon written notice by former employees.

F-1

Action by Council:

MEMORANDUM

Endorsed _____
Modified _____
Rejected _____
Date _____

TO: CITY MANAGER
FROM: CITY CLERK
REGARDING: APPROVAL OF COMMERCIAL REVENUE NOTE - COMMERCIAL PARTNERS
DATE: MAY 8, 1984

Commercial Partners has applied for a \$1,100,000 Commercial Revenue Note to refinance the construction of their building at 1870 Beam Avenue (Hirschfields). They have paid the \$1,000.00 filing fee deposit.

APPLICATION/AGREEMENT
FOR TAX EXEMPT
MORTGAGE REVENUE NOTE FINANCING

This Agreement is hereby entered into between the City of Maplewood, Minnesota, hereinafter called the "City" and Commercial Partners/Maplewood hereinafter called the "applicant".

The applicant is requesting ^{a refunding note for} financing for a development project and desires that the City issue notes according to the terms of the Municipal Industrial Development Act of 1967 as amended. In order for the application to be considered by the City, the applicant hereby agrees to pay all costs involved in the legal and fiscal review of the proposed project and all costs involved in the issuance of said notes to finance the project.

It is further agreed and understood that the City reserves the right to deny any application for financing in any stage of the proceedings prior to adopting the resolution authorizing the issuance of notes.

1. APPLICANT:

- a. Business Name - Commercial Partners/Maplewood
- b. Business Address - 7801 East Bush Lake Road, Bloomington, MN
- c. Business Form (corporation, partnership, sole proprietorship, etc.) - Partnersh.
- c. Authorized Representative - Robert Larsen
- e. Telephone - 612-835-9580

2. NAME(S) OF MAJORITY STOCKHOLDERS, OFFICERS & DIRECTORS, PARTNERS, PRINCIPALS:

- a. Robert Larsen
- b.
- c.
- d.
- e.

3. INCLUDE A PROPERTY LINE MAP SHOWING EXACT LOCATION OF PROPERTY, NAMES OF ADJACENT STREETS, AND DIMENSIONS OF PROPERTY.

4. NATURE OF BUSINESS

- a. Briefly describe the project proposal: Strip shopping center already built.

b. Is the project associated with an existing Maplewood Business?
Yes x No . If yes: Relocation Expansion
Rehabilitation

5. AMOUNT OF CITY FINANCING BEING REQUESTED: \$ 1,100,000.00

6. PURPOSE OF REQUESTED FINANCING:

- a. Business purpose to be served. Refunding existing tax-exempt permanent revenue note
b. Public purpose to be served. Creation of jobs and increase tax base

7. BUSINESS PROFILE:

a. Number of employees in Maplewood:

	Full Time	Part Time
Before this Project	<u>-0-</u>	<u>-0-</u>
After this project	<u>-10-</u>	<u>-18-</u>

b. Projected annual sales: \$ 950,500.

c. Projected annual payroll: \$335,000.

8. NAMES OF:

- a. Financial consultant for the business: None
b. Legal counsel for the business: Maun, Green, Hayes, Simon, Johanneson and Brehl
c. Corporate counsel: Not applicable

9. WHAT IS YOUR TARGET DATE FOR:

- a. Construction start: Project already constructed
b. Construction completion:

COMMERCIAL PARTNERS/MAPLEWOOD

Name of Applicant

Robert M. Green
Signature of Authorized Representative

Managing Partner
Title

4-30-84
Date

The following items must be submitted with this application to the Community Development Department:

1. A filing fee of 1% of the issue amount - \$20,000 maximum; First \$1,000 to accompany application.
 2. A resolution setting a hearing date
 3. An application to the Commissioner of Securities for approval of Municipal Industrial Revenue Bond project
- If you have any questions on items 2 or 3, call the City Clerk, Lucille Aurelius, 770-4520.

MORTGAGE REVENUE NOTE CRITERIA

Adopted 10-1-81

A. Definitions

1. Existing Business shall be defined as a presently operating industry or commercial enterprise with at least one year of operational history within the City
2. New Business shall be defined as any industrial or commercial enterprise which does not qualify as an existing business.

B. Project Eligibility Guidelines

1. The project shall be compatible with the overall development plans of the City, including the Comprehensive Plan, Zoning, and Community Design Review Board Standards
2. The project shall not require a significant amount of public expenditures for City improvements such as roads, sewers, and watermains
3. The project shall involve an existing business that the City wishes to expand or a new business which the City wishes to attract:
 - a. Existing Business Criteria
Any expansion, relocation, or rehabilitation of an existing business
 - b. New Business Criteria
 1. Offers significant new employment, opportunities, based upon the nature of the use, on a year around basis, or
 2. The project involves the rehabilitation of a vacant or scheduled to be vacated structure, or
 3. The proposed location is within a designated development or redevelopment target area, and
 4. Possesses a low potential for creating pollution.
4. The number of businesses of the same general nature in the area of the proposed project shall be considered in determining the need for commercial revenue note financing.
5. The note shall be for an issue of not less than \$300,000
6. Construction must begin within one year of preliminary approval.

C. Application Processing Guidelines

1. City financing of the project shall be limited to the issuance of a single mortgage revenue note, to be marketed as a private placement.
2. Final approval shall not be granted by the City Council until the project has received approval with respect to zoning, site design, building design, or platting.
3. The applicant shall sign a memorandum of agreement providing that they will pay all costs involved in the legal and fiscal review of the proposed project and all costs involved in the issuance of notes to finance the project.
4. The City reserves the right to deny any application for financing at any stage of the proceedings prior to adopting the resolution authorizing issuance of the note.
5. The applicant, at the time of the public hearing, shall present schematics of their proposal to give the City Council reasonable notice as to the nature and sign of their proposed building.
6. Briggs and Morgan are to be retained as Bond Counsel.

The purpose of the above data is to evaluate your proposal under City laws and policies. You may refuse to provide this data. Refusal, however, may jeopardize approval of your application. The above information will be made public to all who request it.

NOTE RESOLUTION

CITY OF MAPLEWOOD

\$1,100,000 INDUSTRIAL DEVELOPMENT REFUNDING REVENUE NOTE

(COMMERCIAL PARTNERS/MAPLEWOOD PROJECT)

ADOPTED: MAY 14, 1984

Note Resolution

PROVIDING FOR THE ISSUANCE AND SALE OF A REFUNDING
REVENUE NOTE PURSUANT TO CHAPTER 474, MINNESOTA
STATUTES, TO PROVIDE FUNDS TO BE LOANED
TO COMMERCIAL PARTNERS/MAPLEWOOD
FOR INDUSTRIAL DEVELOPMENT PROJECT

RESOLVED BY THE CITY COUNCIL OF THE CITY OF MAPLEWOOD
(the "City") as follows:

1. Authority. The City is, by the Constitution and Laws of the State of Minnesota, including Chapter 474, Minnesota Statutes, as amended (the "Act") authorized to issue and sell its revenue notes for the purpose of undertaking an authorized project, to issue and sell notes to evidence temporary loans to be repaid from the proceeds of revenue notes when issued and to issue revenue notes to refund, in whole or in part, notes previously issued by the City and to enter into contracts necessary or convenient in the exercise of the powers granted by the Act and to pledge revenues of the project and otherwise secure such notes.

2. Authorization of Note and Series of Notes. The City Council adopted a resolution on February 19, 1981 (the "Resolution") authorizing the issuance and sale of a revenue note of the City in the aggregate principal amount of One Million One Hundred Thousand Dollars (\$1,100,000) pursuant to the Act to provide money to be loaned to Commercial Partners/Maplewood, a Minnesota general partnership (the "Partnership"), to finance costs of acquiring, constructing and equipping a commercial building in the City (the "Project Building") to be owned by the Partnership and leased to various tenants, together with necessary equipment (the "Project Equipment") to be located permanently in and become a part of the Project Building or the site thereof (the "Project Site") and necessary site improvements (collectively the "Project" as more fully defined in the Loan Agreement hereinafter mentioned). In anticipation of the issuance of the permanent revenue notes authorized by the Resolution and in order to provide temporary financing for the Project, the City issued and sold its \$1,100,000 City of Maplewood Industrial Development Revenue Bond (Commercial Partners/Maplewood

Project) (the "Temporary Note") which matured on February 1, 1983. The City Council also issued and sold its \$1,100,000 Industrial Development Permanent Revenue Note (Commercial Partners/Maplewood Project) (the "Permanent Note") pursuant to the resolution adopted by this City Council on January 24, 1983. The City Council shall now issue and sell its \$1,100,000 Industrial Development Refunding Revenue Note (Commercial Partners/Maplewood Refunding Project (the "Note"). The City Council hereby determines that it is desirable and expedient to authorize, and the City Council does hereby authorize, the issuance and sale of the Note of the City in the aggregate principal amount of One Million One Hundred Thousand Dollars (\$1,100,000) to refund the Permanent Note.

3. Documents Presented. Forms of the following documents (the "Note Documents") relating to the Note and the Project have been submitted to and examined by the City Council and are now on file in the office of the City Clerk:

(a) Loan and Purchase Agreement (the "Loan Agreement") among the Municipality, the Partnership and National City Bank of Minneapolis (the "Bank") dated as of May __, 1984;

(b) Combination Mortgage, Security Agreement and Fixture Financing Statement (the "Mortgage") dated as of May __, 1984, by and between the Partnership and the Bank, whereby the Partnership mortgages the Project Site, the Project Building and the Project Equipment (the "Project Facilities") as security for the Note (this document not to be executed by the City);

(c) Loan Agreement Assignment (the "Assignment") dated as of May __, 1984, whereby the City assigns to the Bank all of its interest in the Loan Agreement and Loan Repayments of the Partnership thereunder (subject to the provisions of Section 7.05), for the purpose of securing the full and prompt payment of the Note; and

(d) Assignment of Rents and Leases (the "Lease Assignment") dated as of May __, 1984 from the Partnership to the Bank, whereby the Partnership assigns the rents and leases of the Project to the Bank as security for the Note (this document not to be executed by the City).

4. Findings. It is hereby found, determined and declared that:

(a) The Project, as described in paragraph 2 hereof and in the Loan Agreement, based upon the representations of the Partnership, constitutes a revenue producing enterprise and is a project authorized by and described in Section 474.02, Subd. 1a of the Act.

(b) The purpose of the Project is and the effect thereof will be to promote the public welfare by: preventing the emergence of blighted and marginal lands and areas of chronic unemployment; preventing economic deterioration; the development of sound industry and commerce to use the available resources of the community, in order to retain the benefit of the community's existing investment in educational and public service facilities; halting the movement of talented, educated personnel to other areas and thus preserving the economic and human resources needed as a base for providing governmental services and facilities; adding to the tax base of the City and the county and school district in which the Project Facilities will be located.

(c) The Project has been approved by preliminary resolution of the Council duly adopted August 7, 1980, after a public hearing thereon, duly called and held and has been approved by the Commissioner of Securities of the State of Minnesota as tending to further the purposes and policies of the Act and on May 14, 1984, after reasonable public notice thereof, a public hearing was held pursuant to Section 103(k) of the Internal Revenue Code, at which hearing all parties who appeared were given an opportunity to express their views with respect to the Project.

(d) The issuance and sale of the Note, the execution and delivery of the Loan Agreement and the Assignment and the performance of all covenants and agreements of the City contained in the Note, the Loan Agreement and the Assignment, and of all other acts and things required under the Constitution and laws of the State of Minnesota to make the Note, Loan Agreement and the Assignment valid and binding obligations of the City in accordance with their terms, are permitted by the Act.

(e) There is no litigation pending or, to the best of its knowledge threatened, against the City relating to the Project or to the Note or the Note Documents, or questioning the organization of the City or its power or authority to issue the Note or execute and deliver the Loan Agreement and the Assignment.

(f) The execution and delivery of and performance of the City's obligations under the Note, the Loan Agreement and the Assignment have been fully authorized by all requisite action and do not and will not violate any law, any order of any court or other agency of government, or any indenture, agreement or other instrument to which the City is a party or by which it or any of its property is bound, or be in conflict with, result in a breach of, or constitute (with due notice or lapse of time or both) a default under any such indenture, agreement or other instrument.

(g) The Loan Agreement provides for payments by the Partnership to the Holder of the Note for the account of the City of such amounts as will be sufficient to pay the principal of and interest on the Note when due. No reserve funds are deemed necessary for this purpose. The Loan Agreement obligates the Partnership to provide for the operation and maintenance of the Project Facilities, including adequate insurance, taxes and special assessments.

(h) As required by the provisions of Section 474.10 of the Act, the Note shall recite that the Note is not to be payable from nor charged upon any funds other than amounts payable by the Partnership pursuant to the Loan Agreement which are pledged to the payment thereof, and, in the event of default, moneys derived from foreclosure or other enforcement of the Note Documents; the City is not subject to any liability thereon; no Holder of the Note shall ever have the right to compel the exercise of the taxing power of the City to pay the Note or the interest thereon, nor to enforce payment thereof against any property of the City; the Note shall not constitute a charge, lien or encumbrance, legal or equitable, upon any property of the City; and such Note does not constitute an indebtedness of the City within the meaning of any constitutional or statutory limitation.

5. Approval and Execution of Documents. The forms of the Mortgage, Loan Agreement, Lease Assignment and Assignment referred to in paragraph 3 are approved. The Loan Agreement and Assignment shall be executed in the name and on behalf of the City by the Mayor and the City Clerk in substantially the form on file, but with all such changes therein, not inconsistent with the Act or other law, as may be approved by the officers executing the same, which approval shall be conclusively evidenced by the execution thereof. The Mortgage and the Lease Assignment may contain such revisions as may be approved by the Bank and the Partnership. The Mayor and City Clerk are authorized to execute and deliver, on behalf of the City, such other documents as are required by the Loan Agreement.

6. Approval of Terms and Sale of Note. In order to refund the Permanent Note, the City shall proceed forthwith to issue its City of Maplewood Industrial Development Refunding Revenue Note (Commercial Partners/Maplewood Refunding Project), in the authorized principal amount of \$1,100,000 substantially in the form, maturing, bearing interest, payable in the installments and otherwise containing the provisions set forth in the form of Note attached hereto as Exhibit 1, which terms and provisions are hereby approved and incorporated in this Note Resolution and made a part hereof.

A single fully registered Note, substantially in the form of Exhibit 1 to this Note Resolution, shall be issued and delivered to the Bank in the authorized principal amount of \$1,100,000 and as authorized by the Act, principal of and interest on the Note shall be payable at the office of the registered owner thereof as it appears on the registration records maintained by the City Clerk in lawful money of the United States of America. The proposal of the Bank to purchase such Note at a price of \$1,100,000 (100% of par value) is hereby found and determined to be reasonable and is hereby accepted.

7. Execution, Delivery and Endorsement of Note. The Note may be in typewritten or printed form and shall be executed by the manual signatures of the Mayor and the City Clerk and the official seal of the City shall be affixed thereto. When so prepared and executed, the Note shall be delivered to the Bank upon payment of the purchase price therefor, and upon receipt of the signed legal opinion of Briggs & Morgan of Minneapolis and St. Paul, Minnesota, bond

counsel, pursuant to the Loan Agreement. The Note shall contain a recital that it is issued pursuant to the Act, and such recital shall be conclusive evidence of the validity and regularity of the issuance thereof.

8. Registration Records. The City Clerk, as bond registrar, shall keep a bond register in which the City shall provide for the registration of the Note and for transfers of the Note. The City Clerk is authorized and directed to deliver a certified copy of this Note Resolution to the County Auditor of Ramsey County, together with such other information as the County Auditor may require, and obtain the certificate of the County Auditor as to entry of the Note on the County's bond register as required by the Act and Section 475.63, Minnesota Statutes.

9. Mutilated, Lost, Stolen or Destroyed Note. If the Note is mutilated, lost, stolen or destroyed, the City may execute and deliver to the Holder a new Note of like amount, date, number and tenor as that mutilated, lost, stolen or destroyed; provided that, in the case of mutilation, the mutilated Note shall first be surrendered to the City, and in the case of a lost, stolen or destroyed Note, there shall be first furnished to the City and the Partnership evidence of such loss, theft or destruction satisfactory to the City and the Partnership, together with indemnity satisfactory to them. The City and Partnership may charge the Holder with their reasonable fees and expenses in replacing any mutilated, lost, stolen or destroyed Note.

10. Transfer of Note; Person Treated as Holder. The City will cause to be kept at the office of the City Clerk a Note Register in which, subject to such reasonable regulations as it may prescribe, the City shall provide for the registration of transfers of ownership of the Note. The Note shall be initially registered in the name of the Bank and shall be transferable upon the Note Register by the Bank in person or by its agent duly authorized in writing, upon surrender of the Note together with a written instrument of transfer satisfactory to the City Clerk, duly executed by the Bank or its duly authorized agent. The following form of assignment shall be sufficient for said purpose.

For value received _____
hereby sells, assigns and transfers unto
_____ the within Note of
the City of Maplewood, Minnesota, and does
hereby irrevocably constitute and appoint

attorney to transfer said Note on the books of said City with full power of substitution in the premises. The undersigned certifies that the transfer be made in accordance with the provisions of Paragraph 17.

Dated: _____

Registered Owner

Upon such transfer the City Clerk shall note the date of registration and the name and address of the new owner in the Note Register and in the registration blank appearing on the Note. The Holder seeking to transfer ownership of the Note shall also give written notice thereof to the Partnership. The Note shall continue to be subject to successive transfers at the option of the Holder of the Note. No service charge shall be made for any such transfer, but the City Clerk may require payment of a sum sufficient to cover any tax or other governmental charge payable in connection therewith. The person in whose name the Note shall be issued or, if transferred, shall be registered from time to time shall be deemed and regarded as the absolute Holder thereof for all purposes, and payment of or on account of the principal of and interest on the Note shall be made only to or upon the order of the Holder thereof, or its attorney duly authorized in writing, and neither the City, the City Clerk, the Partnership, nor the Bank shall be affected by any notice to the contrary. All such payments shall be valid and effectual to satisfy and discharge the liability upon the Note to the extent of the sum or sums so paid.

11. Amendments, Changes and Modifications to Loan Agreement, Assignment and this Note Resolution. Except pursuant to Section 9.03 of the Loan Agreement, the City shall not enter into or make any change, modification, alteration or termination of the Loan Agreement, Assignment or this Note Resolution.

12. Pledge to Holder. Pursuant to the Assignment, the City shall pledge and assign to the Bank and its successor Holders of the Note all interest of the City in the revenues of the Project and the Project Facilities, including all Loan

Repayments to be made by the Partnership under the Loan Agreement and moneys derived from enforcement of the Note Documents in the manner and to the extent set forth in this Resolution, the Note, the Loan Agreement and the Assignment.

13. Covenants with Holders; Enforceability. All provisions of the Note and of this Note Resolution and all representations and undertakings by the City in the Loan Agreement are hereby declared to be covenants between the City and the Bank and its successor Holders of the Note and shall be enforceable by the Bank or any Holder in a proceeding brought for that purpose, provided that no such covenant, representation or undertaking shall ever give rise to any pecuniary liability of the City, its employees, officers or agents or constitute a charge against its general credit or taxing powers.

14. Definitions and Interpretation. Terms not otherwise defined in this Note Resolution but defined in the Loan Agreement shall have the same meanings in this Note Resolution and shall be interpreted herein as provided therein. Notices may be given as provided in Section 9.01 of the Loan Agreement. In case any provision of this Note Resolution is for any reason illegal or invalid or inoperable, such illegality or invalidity or inoperability shall not affect the remaining provisions of this Note Resolution, which shall be construed or enforced as if such illegal or invalid or inoperable provision were not contained herein.

15. Election Under Internal Revenue Code. The City hereby elects that the provisions of Section 103(b)(6)(D) of the Internal Revenue Code of 1954 (the "Code") and Reg. §1.103-10(b) (2)(vi) thereunder, permitting the issuance of tax exempt industrial development bonds in amounts up to \$10,000,000 under certain conditions, shall apply to the Note, and the Mayor, the City Manager or City Clerk or any of them are authorized to execute and file the appropriate form of election under the Code and Regulations with the Internal Revenue Service.

16. Certifications. The Mayor, City Manager, City Clerk and other officers of the City are authorized and directed to prepare and furnish to Briggs & Morgan, bond counsel, to the Partnership, to the Bank and to counsel for the Partnership and the Bank, certified copies of all proceedings and records of the City relating to the Project and the Note, and such other affidavits and certificates as may be required

to show the facts appearing from the books and records in the officers' custody and control or as otherwise known to them; and all such certified copies, certificates and affidavits, including any heretofore furnished, shall constitute representations of the City as to the truth of all statements contained therein.

17. Limitation on Note Transfers. The Note has been issued without registration under state or other securities laws, pursuant to an exemption for such issuance; and accordingly the Note may not be assigned or transferred in whole or part, nor may a participation interest in the Note be given pursuant to any participation agreement, except in accordance with an applicable exemption from such registration requirements.

EXHIBIT 1
TO
NOTE RESOLUTION

(Form of Note)

UNITED STATES OF AMERICA
STATE OF MINNESOTA
COUNTY OF RAMSEY

CITY OF MAPLEWOOD

Industrial Development Refunding Revenue Note
(Commercial Partners/Maplewood Refunding Project)

No. R-1

\$1,100,000

The City of Maplewood, a municipal corporation in the County of Ramsey and State of Minnesota (the "City"), for value received, hereby promises to pay, but solely from the source and in the manner hereinafter provided, to National City Bank of Minneapolis (the "Bank") or registered assigns the principal sum of One Million One Hundred Thousand Dollars (\$1,100,000), in installments as hereinafter provided, and to pay to the owner hereof interest on the outstanding and unpaid balance of such principal sum from the date hereof until said principal sum is paid, at a rate of 11.00% percent per annum (the "Tax Exempt Rate") computed on the basis of the actual number of days elapsed in a 360 day year. Principal and interest on this Note shall be paid in equal monthly installments of \$ _____, beginning on June 1, 1984, and monthly thereafter on the first day of each month to and including December 1, 2010, such installment payments to be applied first to accrued and unpaid interest and next to principal, and on January 1, 2011 the unpaid principal of and interest on this Note shall be paid. Principal and interest shall be paid to the registered holder hereof (the "Holder") in lawful money of the United States at its address as it appears on the registration records maintained by the City Clerk.

This Note is issued pursuant to the Minnesota Municipal Industrial Development Act, Chapter 474, Minnesota Statutes, as amended (the "Act"), and in conformity with the provisions, restrictions and limitations thereof. This Note is

not payable from nor charged upon any funds other than amounts payable by the Partnership, hereinafter mentioned, pursuant to the Loan Agreement, hereinafter mentioned, which are pledged to the payment hereof and in an Event of Default (as defined in the Loan Agreement), moneys derived from the foreclosure or other enforcement of the hereinafter mentioned Mortgage or Lease Assignment. The City is not subject to any liability hereon; no Holder of this Note shall ever have the right to compel the exercise of the taxing power of the City to pay this Note or the interest hereon, nor to enforce payment hereof against any property of the City; and this Note shall not constitute a charge, lien or encumbrance, legal or equitable upon any property of the City; and this Note does not constitute an indebtedness of the City within the meaning of any constitutional or statutory limitation.

This Note is a special obligation in the principal amount of \$1,100,000, which has been authorized by law to be issued and has been issued for the purpose of refunding a permanent loan from the City to the Commercial Partners/Maplewood, a Minnesota general partnership (the "Partnership") to finance costs of acquiring a site for and constructing and equipping a commercial retail building in the City to be owned by the Partnership and leased to various tenants (the "Project"). This Note is issued pursuant to a Loan and Purchase Agreement by and among the City, the Partnership and the Bank, dated as of May __, 1984, ("Loan Agreement") and a Note Resolution adopted May 14, 1984 (the "Note Resolution"). This Note is secured by the Loan Agreement Assignment between the City and the Bank dated as of May __, 1984 (the "Assignment"), the Loan Agreement, the Note Resolution, a Combination Mortgage, Security Agreement and Fixture Financing Statement by the Partnership to the Bank dated as of May __, 1984, (the "Mortgage"), and an Assignment of Rents and Leases dated as of May __, 1984 by the Partnership to the Bank, (the "Lease Assignment") to which Loan Agreement, Assignment, Note Resolution, Mortgage, Lease Assignment and amendments thereof reference is hereby made for a description and limitation of the revenues and funds pledged and appropriated to the payment of the Note, the nature and extent of the security thereby created, the rights of the Holder of the Note, the rights, duties and immunities of the Bank and the rights, immunities and obligations of the City thereunder. Certified copies of the Note Resolution and executed counterparts of the Loan Agreement, the Assignment, Mortgage and Lease Assignment are on file at the office of the City Clerk.

This Note shall be subject to prepayment on any interest payment date at the option of the City, at the request of the Partnership, in whole or in part, upon prepayment to the Bank of the principal amount of the Note to be prepaid plus accrued interest thereon to the redemption date and a premium set forth in the following table for the designated redemption dates:

<u>Redemption Date</u>	<u>Premium</u>
First Loan Year	5 %
Second Loan Year	4-1/2%
Third Loan Year	4 %
Fourth Loan Year	3-1/2%
Fifth Loan Year	3 %
Sixth Loan Year	2-1/2%
Seventh Loan Year	2 %
Eighth Loan Year	1-1/2%
Ninth Loan Year	1 %
Tenth Loan Year	0 %

Loan Year means the successive one-year periods commencing on June 1, 1984 and subsequent Loan Years commencing on successive anniversaries of June 1, 1984. All such prepayments shall be applied to installments of principal last maturing in inverse order and shall not affect the date or amount of intervening installments.

Notice of any such prepayment shall be given to the owner or registered assigns of this Note by certified or registered mail, addressed to him at his registered address, not less than thirty (30) days prior to the date fixed for prepayment, and shall be published, if required by law, in a financial journal circulated in the English language in the cities of Minneapolis or St. Paul, Minnesota, at least once, not less than thirty (30) days before the date so fixed for prepayment. At the date fixed for prepayment, funds shall be paid to the owner hereof at the office of the Bank or shall be deposited with the Bank, sufficient to pay the Note, or the principal amount thereof to be prepaid and accrued interest thereon. Upon the happening of the above conditions, the Note thus called or the principal portions thereof prepaid shall not bear interest after the date of prepayment.

This Note is subject to special mandatory redemption on February 1, 1994 at the option of the Bank unless the special mandatory redemption shall be waived in writing by the Bank or any subsequent holder of the Note, at least 180 days prior to said redemption date.

Notwithstanding anything herein to the contrary, if a Determination of Taxability (as defined in the Loan Agreement) shall be made, the rate of interest on this Note shall automatically increase to a rate which shall at all times be equal to four percent (4.00%) above the rate of interest publicly announced from time to time by the Bank as its prime rate of interest (the "Taxable Rate") and this Note shall be deemed to have borne interest at such fixed or variable Taxable Rate from the Date of Taxability; and the Partnership shall upon written notice from the Holder of the Determination of Taxability, pay to the Holder hereof as additional interest the difference between the amount of interest actually paid on the Note from the Date of Taxability and what would have been due at the Taxable Rate (regardless of whether the Bank is the present Holder or if the Note has been paid or redeemed) and thereafter the Partnership shall pay such increased installments of principal and interest at such Taxable Rate in equal monthly installments of principal and interest over the remaining maturity of this Note. The Partnership shall also pay the amounts of any interest, penalties, additions to tax and additional amounts referred to in Subchapter A of Chapter 67 and Subchapters A and B of Chapter 68 of the Internal Revenue Code or which the Bank has become liable as a result of a Determination of Taxability.

This Note is transferable, as provided in the Note Resolution, only upon the bond register of the City Clerk, as bond registrar, by the owner hereof in person or by his duly authorized attorney, as provided in the Note Resolution.

In case an Event of Default as defined in the Loan Agreement occurs, this Note and the Loan Repayments (as defined in the Loan Agreement) thereafter to become due under the Loan Agreement may become immediately due and payable, in the manner and with the effect and subject to the conditions provided in the Loan Agreement. The Holder of this Note shall have the right to enforce the provisions of the Note Resolution, Loan Agreement, Assignment, Lease Assignment and Mortgage.

The terms and provisions of the Note Resolution, Loan Agreement, Assignment, Lease Assignment and Mortgage, or of any instrument supplemental thereto, may be modified or altered pursuant to Section 9.03 of the Loan Agreement and paragraph 11 of the Note Resolution.

This Note has been issued without registration under state or federal or other securities laws, pursuant to an exemption for such issuance; and accordingly the Note may not be assigned or transferred in whole or part, nor may a participation interest in the Note be given pursuant to any participation agreement, except in accordance with an applicable exemption from such registration requirements.

It is recognized that the obligations of the Partnership are non-recourse obligations to the extent provided in Section 8.04 of the Loan Agreement.

It is hereby certified and recited and the City Council has found: That the Project is an eligible "project" defined in Section 474.02, Subd. 1a of the Act; that the issuance of this Note and the acquisition and construction of the Project will promote the public welfare and carry out the purposes of the Act; that the Project has been approved by the Commissioner of Securities of the State of Minnesota as tending to further the purposes and policies of the Act; that all acts, conditions and things required to be done precedent to and in the issuance of this Note have been properly done, have happened and have been performed in regular and due time, form and manner as required by law; and that this Note does not constitute a debt of the City within the meaning of any constitutional or statutory limitation.

IN WITNESS WHEREOF, the City of Maplewood, by its City Council, has caused this Note to be signed in its behalf by the manual signatures of the Mayor and the City Clerk and sealed with the corporate seal of the City, all as of the _____ day of _____, 1984.

CITY OF MAPLEWOOD

By _____
Mayor

And

By _____
City Clerk

(Seal)

PROVISIONS AS TO REGISTRATION

The ownership of the unpaid Principal Balance of this Note and the interest accruing thereon is registered on the books of the City of Maplewood in the name of the holder last noted below.

<u>Date of Registration</u>	<u>Name and address Registered Owner</u>	<u>Signature of Clerk</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

MEMORANDUM

F-2

TO: City Manager
FROM: Director of Community Development
SUBJECT: Code Amendment--PUD
DATE: March 21, 1984

Action by Council:

Endorsed _____
Modified _____
Rejected _____
Date _____

Request

The city council, on February 13, initiated a code amendment to require at least four votes for approval of a planned unit development (PUD), rather than the majority vote now required.

Reason for the Request

Council felt that a PUD has as much impact on surrounding properties as a rezoning and, therefore, the same vote as a rezoning should be required.

Comments

The PUD is a trade-off with a developer. In exchange for one less vote for approval, the developer is tied to a specific site plan, he must meet specific conditions, and he must start construction within 1½ years. None of this is required for a rezoning. There would be no incentive for a developer to choose a PUD if the council requires at least four votes for approval. The only exception would be zero-lot line housing, which is best handled with a PUD because of the multiple variances needed.

A PUD is useful to the city, where the council may want to control the type or method of operation of a particular use. The St. Paul Business Center, at I-35E and Roselawn Avenue, is a good example. This was a controversial project adjacent to a residential neighborhood. The PUD allowed us to negotiate an agreement limiting the types of uses, hours of operation, requirements for noise control and use of the sewer.

Recommendation

Make no change.

If council decides to require at least four votes for approval, an ordinance is enclosed.

jw
Attachment
ordinance

ORDINANCE NO.
AN ORDINANCE AMENDING SECTION 36-442(a)
RELATING TO APPROVAL OF A PUD

The Maplewood City Council hereby ordains as follows:

Section 1. Section 36-442(a) of the Maplewood Code of Ordinances is hereby amended to read as follows (addition underlined):

Sec.36.442 Granting; vote of council; conditions; automatic periodic review; new conditions upon review.

(a) The city council may grant a conditional use permit by a majority vote, except that a planned unit development may only be approved by a two-thirds vote of all its members.

Section 2. This ordinance shall take effect after its passage and publication.

Passed by the Maplewood
City Council this
day of , 1984.

Mayor

Attest:

City Clerk

Ayes -
Nays -

D. Code Amendment: PUD

Secretary Olson said the city council initiated a code amendment to required at least four votes for approval of a planned unit development, rather than the majority vote now required. Staff recommends no action be taken on this item.

The commission indicated that there is more control on a development when it follows the PUD concept. If the voting requirements are changed to the same as a rezoning there is no incentive to use the PUD concept and the city cannot apply as many controls to a development under a zone change.

Commissioner Fischer moved the planning commission recommend that the council not change the number of votes required to approve a PUD.

Commissioner Whitcomb seconded. Ayes--Commissioners Axdahl, Barrett Ellefson, Fischer, Pellish, Robens, Sigmundik, Sletten, Whitcomb.

F-3

MEMORANDUM

Action by Council:

TO: City Manager
FROM: Director of Community Development
SUBJECT: Code Amendment (LBC District)
DATE: April 12, 1984

Endorsed _____
Modified _____
Rejected _____
Date _____

Request

Amend the code to allow office, clinic and day care center uses in an LBC, limited business commercial zone without council approval.

Reason for the Request

Requiring council approval of offices in an LBC zone is an unnecessary delay for developers and is an inefficient use of staff, planning commission and council time. The LBC zone is specifically for offices and similar uses. The design and site plan are reviewed by the community design review board. Ordinances govern setback and screening from residential areas. There is no other reason for council review.

Recommendation

Approval of the enclosed ordinance allowing offices, clinics and day care centers in the LBC zone.

jw

attachments:

1. LBC district
2. Ordinance amendment

Sec. 36-154. LBC Limited Business Commercial District.

(a) *Generally.* The LBC Limited Business Commercial District is hereby established and may be authorized by the council in those locations where a regular BC Business Commercial District abuts a residential district, the intent of this provision being to make possible a modified commercial area in the nature of a buffer zone wherein the uses, subject to prior council approval, will be limited to professional offices and such other similar uses as the council may determine. The proposed plan of use in any such LBC Limited Business Commercial district shall be submitted to the council for final determination and approval.

(b) *Setback from property zoned residential.* The building shall have minimum side and rear yard setbacks of twenty (20) feet and a minimum front yard setback of thirty (30) feet.

These minimum required setbacks shall be increased, not to exceed seventy-five (75) feet, subject to the most restrictive of the following requirements:

- (1) *Building height:* The building setbacks shall be increased two (2) feet for each one foot the building exceeds twenty-five (25) feet in height.
- (2) *Exterior wall area:* Where an exterior wall faces a residentially zoned property, the wall setback shall be increased five (5) feet for each one thousand (1,000) square feet, or part thereof, in excess of two thousand (2,000) square feet. (Code 1965, § 907.010; Ord. No. 232, § 3, 10-19-67; Ord. No. 256, 11-20-69; Ord. No. 402, § 1, 8-12-76; Ord. No. 529, § 6, 11-22-82)

ORDINANCE NO.

AN ORDINANCE ALLOWING OFFICES, CLINICS AND DAY CARE CENTERS AS PERMITTED USES IN THE LBC ZONE

THE MAPLEWOOD CITY COUNCIL HEREBY ORDAINS AS FOLLOWS (additions are underlined and deletions are crossed out):

Section 1. Section 36-154. LBC LIMITED BUSINESS COMMERCIAL DISTRICT is hereby amended to read as follows:

~~{a} Generally,--The LBC Limited Business Commercial District is hereby established and may be authorized by the council in those locations where a regular BC Business Commercial District abuts a residential district, the intent of this provision being to make possible a modified commercial area in the nature of a buffer zone wherein the uses, subject to prior council approval, will be limited to professional offices and such other similar uses as the council may determine. The proposed plan of use in any such LBC Limited Business Commercial district shall be submitted to the council for final determination and approval.~~

(a) Permitted uses: offices, clinics and day care centers

Section 2. This ordinance shall take effect upon its passage and publication.

Passed by the Maplewood City Council
this day of , 1984.

Mayor

Attest:

City Clerk

ayes--
nays--

D. Code Amendment: LBC District

4-16-84

Secretary Olson said the proposal is to amend the code to allow office, clinic and day care center uses in an LBC limited business commercial zone without council approval.

Commissioner Fischer moved the planning commission recommend the city council approve the ordinance allowing offices, clinics day care centers and similar uses in the LBC zone.

Commissioner Hejny seconded
Ayes--Commissioners Axdahl,
Fischer, Hejny, Larson, Pellish, Robens, Sigmundik, Sletten, Whitcomb

MEMORANDUM

A-1

TO: City Manager
FROM: Assistant City Engineer
SUBJECT: Holloway Avenue Improvement
Assessment Calculations
Project No. 81-12
DATE: May 7, 1984

Action by Council:

Endorsed_____

Modified_____

Rejected_____

Date_____

The assessment rates for the above-referenced project is herewith provided for the city council's review. The rates have been calculated in accordance with the cost sharing joint agreement between Maplewood, North St. Paul and Ramsey County and in accordance with current city assessment policy. Assessments are proposed to be levied against all benefited properties within the project's service area.

The methods proposed for financing the improvements consist of municipal state aid funding and special assessments. Actual construction costs were used in determining the total cost of the project since the project is essentially complete. Indirect costs incurred to date for engineering, legal and fiscal costs and project management were added to the construction cost to determine the total project cost. The cost sharing joint agreement outlined the breakdown of costs between Maplewood, North St. Paul and Ramsey County. Maplewood's total cost for this project was calculated to be \$465,998.29. The following table summarizes project costs and establishes the proposed assessment rates, cost recovery from assessments, and municipal state aid funding (MSAS):

ASSESSMENT RATES

<u>Description</u>	<u>Est. Cost</u>	<u>Asmt. Unit</u>	<u>Asmt. Rate</u>	<u>Cost Recovery</u>	<u>MSAS Funds</u>
Street	\$205,006.66	4,131.5 FF	\$ 35.00/FF	\$144,602.50	\$ 60,404.16
Water Serv.	4,697.00	7.0 EA	671.00/EA	4,697.00	0.00
San. Serv.	4,374.00	6.0 EA	729.00/EA	4,374.00	0.00
San. Sewer	15,955.20	554.0 FF	28.80/FF	15,955.20	0.00
Storm Sewer (Ramsey Co.)	78,763.82	--	--	78,763.82	0.00
(Maplewood)	157,201.53	527,015.0 SF	0.05/SF	26,350.75	130,850.78
TOTAL	\$465, 998.21			\$274,743.27	\$191,254.94

COMPARISON OF ASSESSMENT RATES

<u>Description</u>	<u>Feasibility Study</u>	<u>Proposed Rates</u>
Street	35.00/FF	35.00/FF
Water services	610.00/EA	671.00/EA
Sanitary sewer services	905.00/EA	729.00/EA
Sanitary sewer	24.00/FF	28.80/FF
Storm sewer	0.05/SF	0.05/SF

The State of Minnesota has determined that \$320,094.45 of MSAS funds are eligible for funding of this project. The proposed cost recovery yields an obligation of \$191,254.94 of MSAS funds to this project leaving an excess of MSAS funds of \$128,839.51

Therefore, we are requesting council consideration for the attached two resolutions, ordering preparation of the assessment rolls; and ordering an assessment roll hearing.

RESOLUTION
ORDERING PREPARATION OF ASSESSMENT ROLL

WHEREAS, The City Clerk and City Engineer have presented the final figures for the improvement of Holloway Avenue, Project No. 81-12.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MAPLEWOOD, MINNESOTA that the City Clerk and City Engineer shall forthwith calculate the proper amount to be specially assessed for such improvement against every assessable lot, piece or parcel of land abutting on the streets affected, without regard to cash valuation, as provided by law, and they shall file a copy of such proposed assessment in the City Office for inspection.

FURTHER, the Clerk shall, upon completion of such proposed assessment notify the Council thereof.

RESOLUTION
ORDERING ASSESSMENT ROLL HEARING

WHEREAS, the Clerk and the Engineer will, at the direction of the Council, prepare an assessment roll for the construction of Holloway Avenue Improvement, Project No. 81-12, and the said assessment roll will be on file in the office of the City Clerk;

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

1. A hearing shall be held on the 11th day of June, 1984, at the City Hall at 7 p.m. to pass upon such proposed assessment and at such time and place all persons owning property affected by such improvement will be given an opportunity to be heard with reference to such assessment.
2. The City Clerk is hereby directed to cause a notice of the hearing on the proposed assessment to be published in the official newspaper, at least two weeks prior to the hearing, and to mail notices to the owners of all property affected by said assessment.
3. The notice of hearing shall state the date, time, and place of hearing, the general nature of the improvement, the area proposed to be assessed, that the proposed assessment roll is on file with the Clerk, and that written or oral objections will be considered.

H-2

MEMORANDUM

Action by Council:

TO: City Manager
FROM: Public Works Director
SUBJECT: County State-Aid Designation
DATE: May 7, 1984

Endorsed _____
Modified _____
Rejected _____
Date _____

The City and Ramsey County have for some time discussed changing jurisdiction of County Road D and Bellaire Avenue. It is proposed that Maplewood, Vandnais Heights and White Bear Township take over responsibility for County Road D and Bellaire Avenue. In return Ramsey County would take responsibility for Beam Avenue, Lydia Avenue and a connection between County Road D and Beam Avenue west of T.H. 61.

The attached letter goes into detail about the proposal.

It is recommended the City Council adopt the attached resolution requesting jurisdictional changes.



Ramsey County
DEPARTMENT OF PUBLIC WORKS

167 Courthouse
St. Paul, Minnesota 55102
(612) 298-4127

KENNETH E. WELTZIN
Director
and
County Engineer

PHYLLIS F. SPECKER
Administrative Assistant

March 9, 1984

Mr. John Greavu, Mayor
City of Maplewood
1380 Frost Avenue
Maplewood, Minnesota 55109

County State Aid Highway Designation

A county state aid highway (CSAH) designation is currently placed on County Road D (CSAH 19) and on Bellaire Avenue (CSAH 70). Ramsey County proposes to remove the designations from County Road D from .357 miles west of T.H. 61 to Bellaire Avenue (2.777 miles) and from Bellaire Avenue from Lydia Avenue to County Road D (.24 miles).

The County plans to assign CSAH designations to a new alignment of County Road D (proposed CSAH 19) from .357 miles west of T.H. 61 to Beam Avenue (.589 miles), to Beam Avenue (proposed CSAH 19) from .080 miles west of T.H. 61 to White Bear Avenue (1.516 miles) and to Lydia Avenue (proposed CSAH 19) from White Bear Avenue to Bellaire Avenue (1.124 miles).

The proposed changes are illustrated on the attached map.

Discussion of Designation to be Removed

Designation of County Road D as a county state aid highway in Vadnais Heights, Maplewood and White Bear Township was made in anticipation of the construction of a major east-west routing in the portion of Ramsey County which would connect T.H. 61 and T.H. 120. Development has altered the role of County Road D so that it will not serve the transportation purpose perceived when the designation was made. Geometric changes interrupt the continuity of the route. At the intersection of County Road D and T.H. 61 only right turns are permitted from County Road D. East of T.H. 61, County Road D is closed at the bridge which carries Burlington Northern traffic over the road. The trips made on the route are, therefore, primarily local and short-range in nature. The Minnesota Department of Transportation plans to construct an interchange providing full directional access at T.H. 61 and I-694. The distance between the south I-694 ramps and County Road D, as planned in preliminary layouts for the interchange, will be less than standard. Closing the access to T.H. 61 from the west at County Road D could be expected to improve safety. For these reasons, County Road D and Bellaire Avenue no longer meet county state aid highway criteria and are recommended for removal from the system.

Mr. Greavu
March 9, 1984
Page 2 of 2

Discussion of Designations to be Added

The proposed construction of .589 miles of County Road D from .357 miles west of T.H. 61 south to Beam Avenue by Ramsey County with city cooperation would facilitate development west of T.H. 61. County Road D - Beam Avenue - White Bear Avenue - Lydia Avenue would provide transportation continuity between the area west of T.H. 61 to T.H. 120. The proposed east-west county state aid highway designation would be placed on those routes which are currently used more heavily than those from which the designation would be removed.

Procedure for Designation Change

The procedure for accomplishing removal of CSAH designation and redesignation of roads requires municipal concurrence in the action. Ramsey County requests approval by the Maplewood City Council of removing the CSAH designation from:

County Road D (CSAH 19) from .357 miles west of T.H. 61 to Bellaire Avenue (2.777 miles); and

Bellaire Avenue (CSAH 70) from County Road D to Lydia Avenue (0.24 miles).

These roads would be transferred from county to city jurisdiction.

Ramsey County requests approval by the Maplewood City Council of adding CSAH designations to:

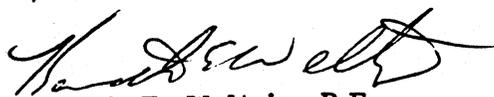
County Road D (proposed CSAH 19, a new alignment) from .357 miles west of T.H. 61 to Beam Avenue (0.589 miles); and

Beam Avenue (proposed CSAH 19) from .080 miles west of T.H. 61 to White Bear Avenue (1.516 miles); and

Lydia Avenue (proposed CSAH 19) from White Bear Avenue to Bellaire Avenue (1.124 miles).

The transfer of CSAH designation request will be considered by the Board of Ramsey County Commissioners and forwarded to the District State Aid Engineer of the Minnesota Department of Transportation (Mn/DOT) for his consideration. A resolution approving these changes is requested of Maplewood. A sample is attached.

Please contact Paul Kirkwold, Traffic and Planning Engineer, at 484-9104 if you have questions.



Kenneth E. Weltzin, P.E.
Director and County Engineer

KD:m
encl:map

VADNAIS HEIGHTS

WHITE BEAR LAKE

I-694

COUNTY ROAD D

INTERSECTION
MODIFICATION

BRIDGE
CLOSING

MAPLEWOOD

MAPLEWOOD
MALL

WOODLYN AVE.

LYDIA AVE.

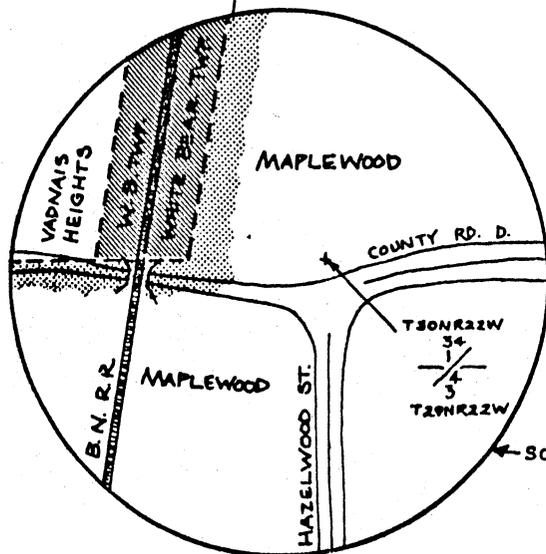
BEAM AVE.

HAZELWOOD ST.

WHITE BEAR AVE.

MCKNIGHT RD.

BELLAIRE AVE.



--- EXISTING
CSAH ROUTE

--- PROPOSED
CSAH ROUTE

SCALE: 1" = 1000'



**DRAFT RESOLUTION
CITY OF MAPLEWOOD**

WHEREAS, Ramsey County proposes to locate and establish as County State Aid Highways the roads hereinafter described within the City of Maplewood:

County Road D (proposed CSAH 19) from .357 miles west of T.H. 61 to Beam Avenue (.589 miles);

Beam Avenue (proposed CSAH 19) from .080 miles west of T.H. 61 to White Bear Avenue (1.516 miles); and

Lydia Avenue (proposed CSAH 19) from White Bear Avenue to Bellaire Avenue (1.124 miles); Now, Therefore, Be It

RESOLVED by the City Council of Maplewood that said designations are approved, subject to approval by the Board of Ramsey County Commissioners and the Commissioner of Transportation of the State of Minnesota.

WHEREAS, Ramsey County proposes to revoke the County State Aid Highway designations within the Cities of Vadnais Heights and Maplewood and Town of White Bear of the following roads:

County Road D from .357 miles west of T.H. 61 to Bellaire Avenue (2.777) miles; and

Bellaire Avenue from Lydia Avenue to County Road D (.24 miles); Now, Therefore, Be It

RESOLVED by the City Council of Maplewood that these roads are hereby revoked as County State Aid Highways of Ramsey County subject to the approval of the Board of Ramsey County Commissioners and the Commissioner of Transportation of the State of Minnesota; and Be It Further

RESOLVED that these roads will be transferred to the jurisdictions of Maplewood, Vadnais Heights and White Bear; and Be It Further

RESOLVED that the City Clerk is hereby authorized to forward two certified copies of this resolution to the Public Works Director of Ramsey County who will submit them to the Board of Ramsey County Commissioners and Commissioner of Transportation of the State of Minnesota for his consideration.

CITY OF MAPLEWOOD

Mayor

Date _____

Two certified copies required.

H 3

Action by Council:

MEMORANDUM

Endorsed _____
Modified _____
Rejected _____
Date _____

TO: City Manager
FROM: Director of Community Development
SUBJECT: Access to 1773-71 Burr Street and the City Lift Station
DATE: May 3, 1984

Council, on April 23rd, tabled the vacation of Burr Street and Ripley Avenue until staff could report on access to 1773-71 Burr Street and the city lift station. There is a dirt road from Bradley Street that has been used as access to these sites for at least 20 years. This road crosses private property. The city attorney's office is of the opinion that this road is public because of the length of time it has been used. Even if it were not public, access to the north over Burr Street would not be feasible because of the steep grades. Burr Street and Ripley Avenue should be vacated as recommended.

jw

MEMORANDUM

TO: City Manager
FROM: Thomas Ekstrand--Associate Planner
SUBJECT: Street and Alley Vacations
LOCATION: Ripley Avenue, Burr Street and Adjacent Alley
APPLICANT: Richard and Gloria Jean LeFebvre
PROJECT: Single Dwelling
DATE: April 11, 1984

SUMMARY

Request

1. Vacate the alley in block three, Kings Addition to the City of St. Paul.
2. Vacate the 140-foot portion of Burr Street lying directly south of Ripley Avenue.
3. Vacate Ripley Avenue lying between Burr and Bradley Streets.
4. Vacate Ripley Avenue between DeSoto and Burr Streets (staff's proposal).

Proposed Land Use

1. Refer to the applicant's letter on page 10.
2. The applicant is proposing to build his house closer to Ripley Avenue and Burr Street than code allows, in order to save a mature oak tree. The proposed dwelling would be twelve feet from both right-of-way lines rather than the thirty feet code requires. Refer to the map on page 9.

CONCLUSION

Comments

Road construction of Ripley Avenue and Burr Street is infeasible because of the steep grade. The alley need not be retained as right-of-way either since Maplewood does not develop alleys.

The only means of access to 1781 Burr Street is over an existing driveway on Ripley Avenue. Refer to the map on page 6. The applicant proposes to allow Norval Hennings, the owner of 1781 Burr Street, to continue using this driveway after the vacation. A driveway easement should be recorded to assure that this access would be continued.

The two tax-forfeit lots shown on page 2 are part of the Housing and Redevelopment Authority's "tax-forfeit lands program." The goal of this program is to eliminate tax-forfeit properties by combining them with adjacent developed property. The applicant and Norval Hennings have both expressed an interest in obtaining these lots. The combination of these lots with adjacent property would be their best use, since they cannot otherwise be accessed by a public street.

That portion of Ripley Avenue adjacent to DeSoto Street will not be needed for roadway purposes. The Area Development Concept on page 8 shows a street intersecting DeSoto Street which would serve the vacant land north of Ripley Avenue.

BACKGROUND

Site Description

1. Amount of right-of-way proposed to be vacated:
Ripley Avenue - 33 by 573.4 feet
Burr Street - 66 by 140 feet
Alley - 20 by 261.4 feet
2. Existing Land Use: undeveloped except for Ripley Avenue which has power poles and a dirt driveway running from Bradley Street to Burr Street.

Surrounding Land Uses

Northerly: a single dwelling fronting on DeSoto Street and undeveloped land planned RL, low density residential and zoned F, farm residential.

Southerly: Single dwellings and undeveloped property planned RL and zoned R-1, single dwelling residential. There is also an east-west dirt road which provides access to the city's lift station, south of Kingston Street, and the homes to the west of Burr Street.

Westerly: single dwellings

Easterly: Bradley Street and single dwellings

Past Actions

4-11-83:

Council approved the vacation of the alley in block five, except for the portions of the alley adjacent to lots six and seven because of a dwelling overlapping the alley.

7-29-83:

The applicant purchased block three of Kings Addition to the City of St. Paul which was previously tax-forfeit property.

Parks

3-19-84:

The city's park system plan proposes a park directly north of Ripley Avenue. The park and recreation commission decided that the park was not needed and that Ripley Avenue, therefore, was not needed for access to the park.

DEPARTMENTAL CONSIDERATIONS

Planning

1. Land use plan designation: RL
2. Zoning: R-1
3. Section 412.851 of the State Statutes allows a city to vacate right-of-way when council makes a finding that it would be in the public interest.

The vacation of Ripley Avenue between DeSoto and Burr Streets should be conditioned on dedication of right-of-way from DeSoto Street to the Torgerson property.

Recommendation

- * I. A. Adoption of the resolution on page 12 vacating Ripley Avenue between Burr Street; a 140 foot piece of Burr Street lying directly south of Ripley Avenue; and the alley in block three, Kings Addition to the City of St. Paul. Approval is based on the findings that:
 - 1. Construction of these rights-of-way for roadway purposes is infeasible.
 - 2. It would be in the public interest.
- B. Approval is subject to:
 - 1. Retaining utility easements over Ripley Avenue, the alley and Burr Street. (South of the north line of the alley.)
 - 2. The applicant granting the owner of 1781 Burr Street a perpetual driveway easement over Ripley Avenue lying between Burr Street and Bradley Street and over that portion of Burr Street right-of-way west of the northerly 20 feet of lot six, block three (refer to the map on page 7.)
- ** II. A. Adoption of the resolution on page 14 vacating Ripley Avenue between DeSoto Street and Burr Street, based on the findings that:
 - 1. Construction of Ripley Avenue as a roadway is unnecessary since access to the adjacent vacant land will most likely be provided farther north along DeSoto Street.
 - 2. It would be in the public interest.
- B. Approval is subject to:
 - 1. Dedication of right-of-way farther to the north which would connect the vacant land north of Ripley Avenue to DeSoto Street.
 - 2. The retention of a utility easement over the right-of-way.

* Majority vote needed for approval

** Four-fifths vote needed for approval

4. Section 36-70 of the zoning code requires a dwelling to be setback at least thirty feet from street right-of-way.

Public Works

1. Due to the extreme grade along Ripley Avenue and Burr Street, there is no need to retain these rights-of-way for roadway purposes.
2. The alley is not needed for right-of-way.
3. An easement should be retained over Ripley Avenue since this right-of-way may be needed in the future for the installation of utilities.

Citizen Comments

Mr. Norval Hennings of 1781 Burr Street has the following concerns:

1. If Ripley Avenue is vacated his driveway access could be cut off. The applicant, however, has indicated that Mr. Henning could continue using the driveway.
2. If Ripley Avenue and Burr Street were vacated, potential access would be cut off to the two tax-forfeit lots south of his lot.

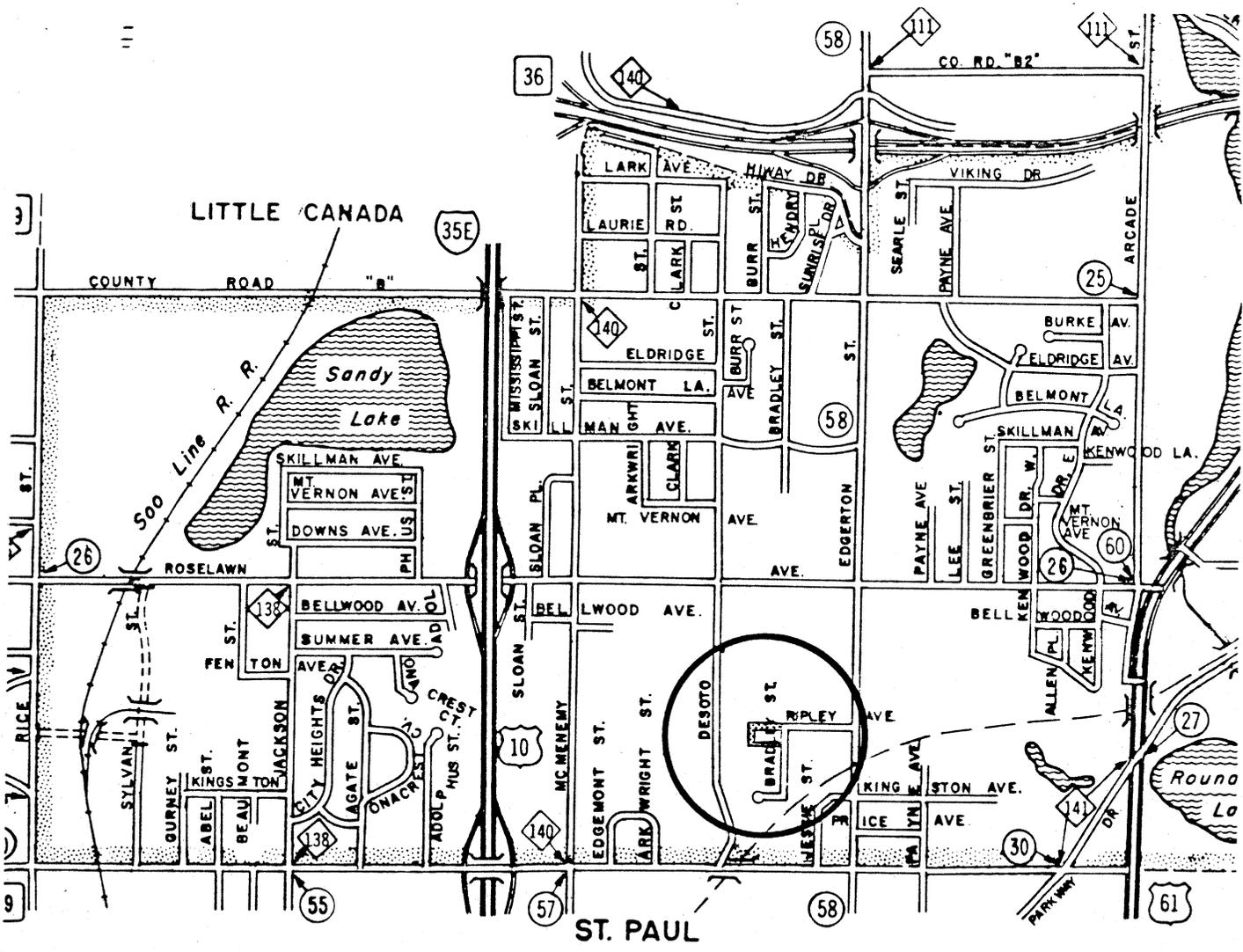
Procedure

1. Review by the planning commission
2. Public hearing and decision by the city council--three votes are required for approval.

jw

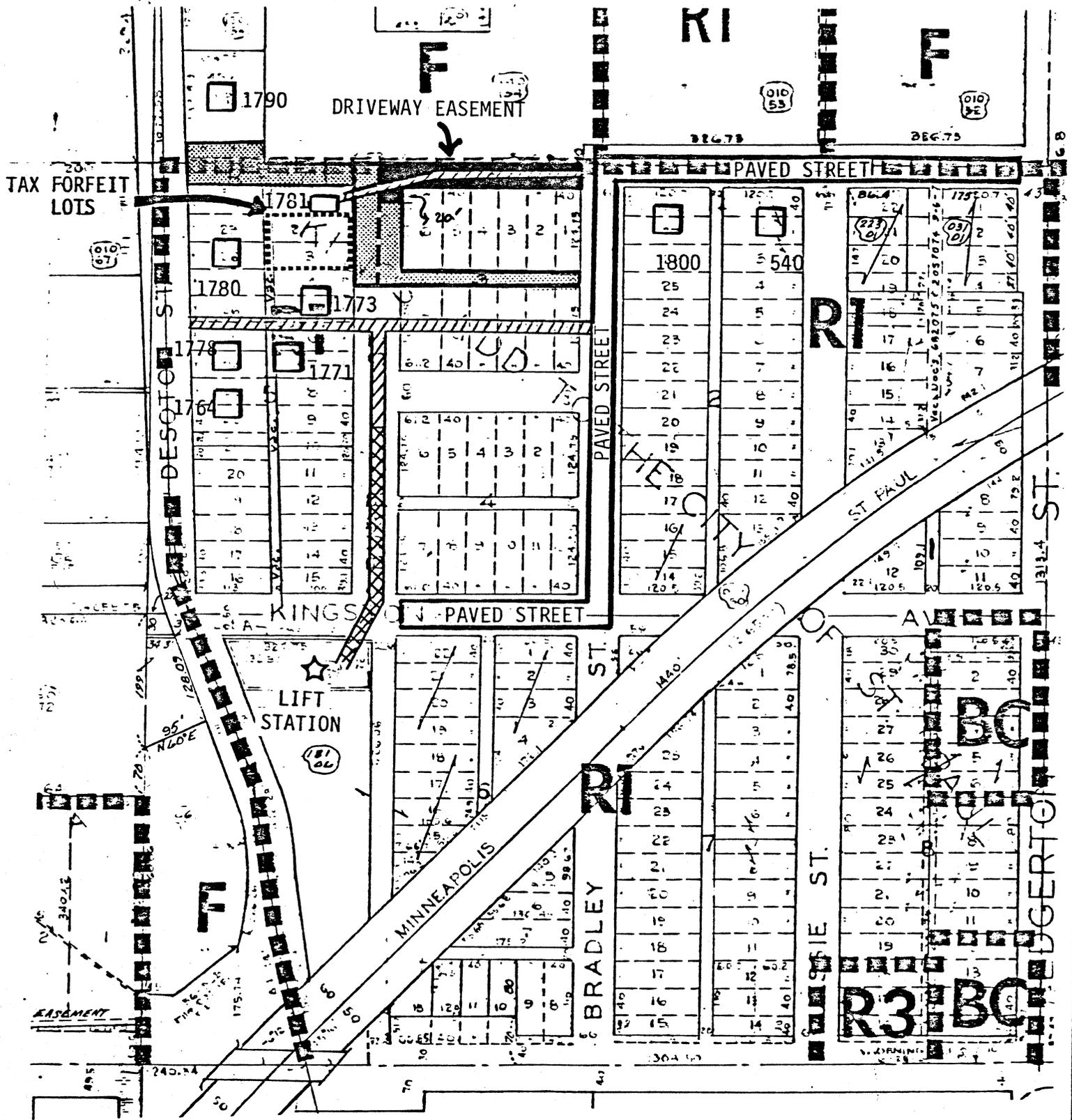
attachments:

1. Location map
2. Property line map
3. Driveway easement map
4. Area development concept map
5. Site plan
6. Applicant's letter
7. Petition
8. Resolution--alley and street vacation
- ~~9.~~ Resolution--Ripley Avenue



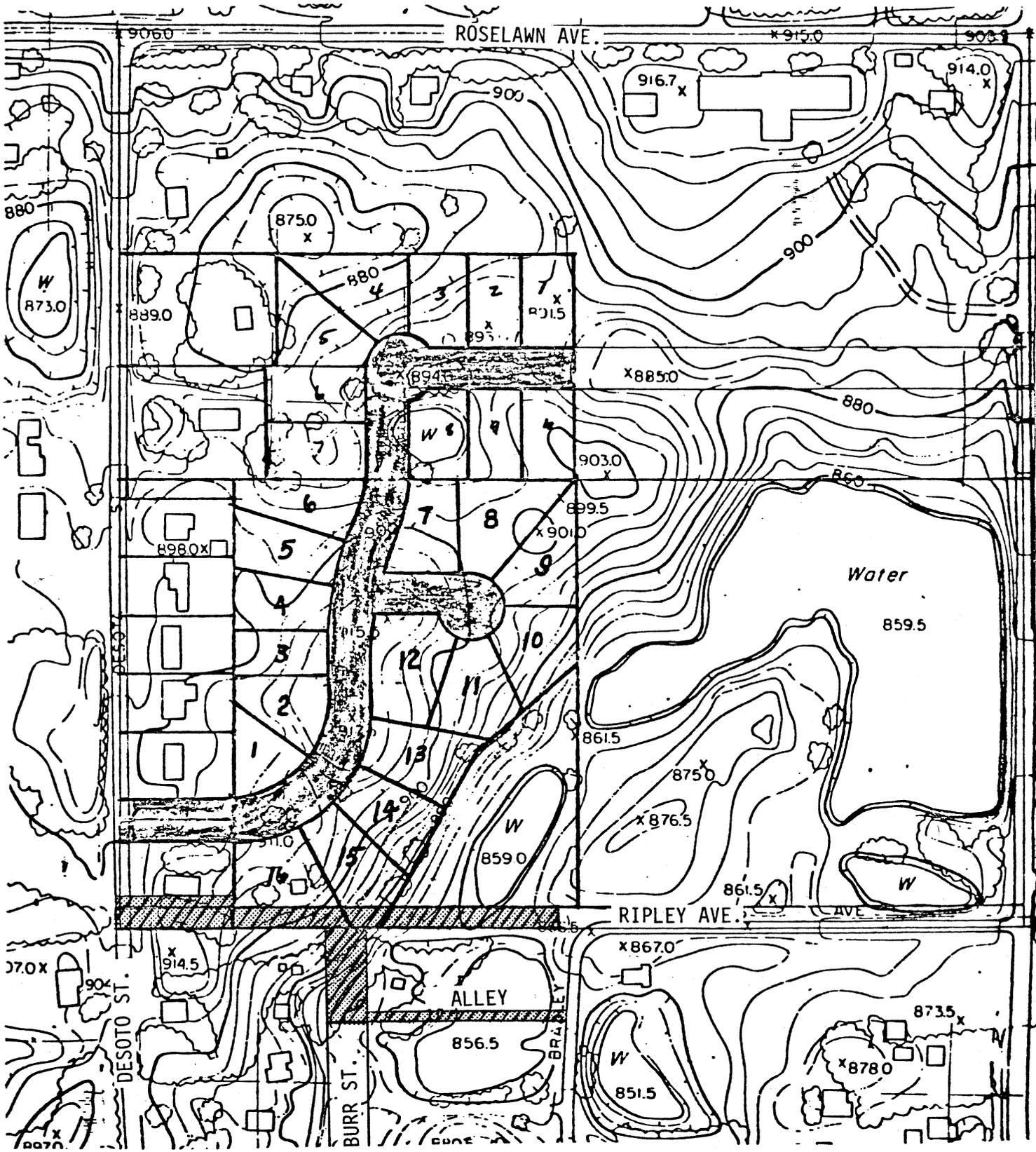
LOCATION MAP





DRIVEWAY EASEMENT TO BE GRANTED
FOR ACCESS TO 1781 BURR STREET





AREA DEVELOPMENT CONCEPT



PROPOSED VACATIONS



Reasons for requesting vacation

My wife and I own all twelve lots (1-12 block 3 Kings add. to the city of St Paul) involved in these vacations. We and the neighbor would like to have these vacations as these streets are not and will not be needed due to the topography of the land. Also these vacations will allow us to build our home on lots 6+5, block 3, with out maintaining a 30' distance from streets which are not now existing and which due to topography will never go through. These vacations will benefit the community. As a safety factor there will be less traffic. As a monetary factor it will increase taxes and eliminate city maintenance. We are also presenting a petition signed by 50% or more of the abutting property owners.

Richard LeFebvre
Richard LeFebvre

Pursuant to due call and notice thereof, a regular meeting of the city council of the City of Maplewood, Minnesota was duly called and held in the council chambers in said city on the 23rd day of April, 1984 at 7 p.m.

The following members were present:

The following members were absent:

WHEREAS, Richard and Gloria Jean LeFebvre initiated proceedings to vacate the public interest in the following described real property, all in section 17, township 29, range 22:

1. The alley in block three, Kings Addition to the City of St. Paul.
2. Ripley Avenue lying between the westerly alignment of Burr Street and Bradley Street.
3. That portion of Burr Street as measured from the southerly alignment of the alley in block three, Kings Addition to the City of St. Paul northerly to Ripley Avenue.

WHEREAS, the following adjacent properties are affected:

1. Block three, Kings Addition to the City of St. Paul.
2. Lots one through four of block five, Kings Addition to the City of St. Paul.
3. Subject to streets and easements and except the west 163 feet lying south of the north 30 feet and except the east 163 feet of the west 489 feet of the south 85 feet of the north 455 feet of the southwest 1/4 of the northeast 1/4 of the southwest 1/4 of section 17, township 29, range 22. unplatted lands.

WHEREAS, the procedural history of this vacation is as follows:

1. This vacation was initiated by Richard and Gloria Jean LeFebvre on February 22, 1984;
2. A majority of the owners of property abutting said alley and streets have signed a petition for this vacation;
3. This vacation was reviewed by the planning commission on April 16, 1984. The planning commission recommended to the city council that this vacation be
4. The city council held a public hearing on April 23, 1984 to consider this vacation. Notice thereof was published and mailed pursuant to law. All persons present at this hearing were given an opportunity to be heard and present written statements. The council also considered reports and recommendations of the city staff and planning commission.

WHEREAS, upon vacation of the above described streets and alley, public interest in the property will accrue to the following described abutting properties:

NOW, THEREFORE, BE IT RESOLVED by the Maplewood City Council that it is in the best interest to grant the above-described vacation on the basis of the following findings of fact:

1. Construction of these rights-of-way for roadway purposes is infeasible.
2. It would be in the public interest.

This vacation is subject to retention of utility easements over Ripley Avenue, the alley and Burr Street (south of the north line of said alley).

Adopted this 23rd day of April, 1984.

Seconded by

Ayes--

STATE OF MINNESOTA)
)
COUNTY OF RAMSEY) SS.
)
CITY OF MAPLEWOOD)

I, the undersigned, being the duly qualified and appointed clerk of the City of Maplewood, Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of the City of Maplewood, held on the 23rd day of April, 1984, with the original on file in my office and the same is a full, true and complete transcript therefrom insofar as the same relates to vacation of these streets and alley.

Witness my hand as such clerk and the corporate seal of the city this day of _____, 1984.

City Clerk
City of Maplewood, Minnesota

Pursuant to due call and notice thereof, a regular meeting of the city council of the City of Maplewood, Minnesota was duly called and held in the council chambers in said city on the 23rd day of April, 1984 at 7 p.m.

The following members were present:

The following members were absent:

WHEREAS, the City of Maplewood initiated proceedings to vacate the public interest in the following described real property:

Ripley Avenue between DeSoto Street and Burr Street in section 17, township 29, range 22.

WHEREAS, the following adjacent properties are affected:

1. Subject to streets and easements and except the north 495 feet of the west 163 feet of the southwest 1/4 of the northeast 1/4 of the southwest 1/4 of section 17, township 29, range 22. Unplatted lands.
2. Lots one and five, block five, Kings Addition to the City of St. Paul.
3. Subject to streets and easements and except the west 163 feet lying south of the north 30 feet and except the east 163 feet of the west 489 feet of the south 85 feet of the north 455 feet of the southwest 1/4 of the northeast 1/4 of the southwest 1/4 of section 17, township 29, range 22. Unplatted lands.

WHEREAS, the procedural history of this vacation is as follows:

1. This vacation was initiated by the City of Maplewood on February 22, 1984;
2. This vacation was reviewed by the planning commission on April 16, 1984. The planning commission recommended to the city council that this vacation be
3. The city council held a public hearing on April 23, 1984 to consider this vacation. Notice thereof was published and mailed pursuant to law. All persons present at this hearing were given an opportunity to be heard and present written statements. The council also considered reports and recommendations of the city staff and planning commission.

WHEREAS, upon vacation of the above described street, public interest in the property will accrue to the following described abutting properties.

NOW, THEREFORE, BE IT RESOLVED by the Maplewood City Council that it is in the public interest to grant the above-described vacation on the basis of the following findings of fact:

1. The construction of Ripley Avenue as a roadway is unnecessary since access to the adjacent vacant land will most likely be provided farther north along DeSoto Street.
2. It would be in the public interest.

This vacation is subject to the retention of a utility easement over the right-of-way.

Adopted this 23rd day of April, 1984.

Seconded by

Ayes--

STATE OF MINNESOTA)
COUNTY OF RAMSEY) SS.
CITY OF MAPLEWOOD)

I, the undersigned, being the duly qualified and appointed clerk of the City of Maplewood, Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of the City of Maplewood, held on the 23rd day of April, 1984 with the original on file in my office and the same is a full, true and complete transcript therefrom insofar as the same relates to vacation of this street.

Witness my hand as such clerk and the corporate seal of the city this day of , 1984.

City Clerk
City of Maplewood, Minnesota

B. Streets and Alley Vacation: Ripley Avenue and Burr Street

Secretary Olson said the proposal is to vacate the alley inblock three, Kings Addition to the City of St. Paul, vacate 140 foot portion of Burr Street lying south of Ripley Avenue, vacate Ripley lying between Burr and Bradley Streets and vacate Ripley Avenue between DeSoto and Burr Streets.

4-16-84

Richard LeFebvre, 1358 Larpenteur, said they have purchased all twelve of the lots and they would like to build a single dwelling on lots 5 and 6. The topography of the land is such that it is unfeasible that the streets would be extended. They would like to move the house closer to both streets. The access would be the same driveway that 1781 uses. He said lots 1 through 3 are not buildable because they have a pond on them. The applicant suggested the city change to using the alley access to get to the pumping station rather than cutting across their lots.

Secretary Olson said the city would have to look at it to see if there would be a problem with grade

The applicant indicated there would be no problem with giving the owner at 1781 an easement to his property.

Commissioner Hejny moved the planning commission forward the following resolution to the city council:

WHEREAS, Richard and Gloria Jean LeFebvre initiated proceedings to vacate the public interest in the following-described real property, all in Section 17, township 29, range 22:

- 1 The alley in block three, Kings Addition to the City of St. Paul.
2. Ripley Avenue lying between the westerly alignment of Burr Street and Bradley Street.
3. That portion of Burr Street as measured from the southerly alignment of the alley in block three, Kings addition to the City of St. Paul northerly to Ripley Avenue.

WHEREAS, the following adjacent properties are affected:

1. Block three, Kings Addition to the City of St. Paul
2. Lots one through four of block five, Kings Addition to the City of St. Paul
3. Subject to streets and easements and except the west 163 feet lying south of the north 30 feet and except the east 163 feet of the west 489 feet of the south 85 feet of the north 455 feet of the South-west 1/4 of the Northeast 1/4 of the Southwest 1/4 of section 17 township 29, range 22, unplatted lands.

WHEREAS, upon vacation of the above-described streets and alley, public interest in the property will accrue to the following describe abutting properties.

NOW, THEREFORE, BE IT RESOLVED by the Maplewood Planning Commission that it is in the best interest to grant the above-described vacation on the basis of the following findings-of-fact:

1. Construction of these rights-of-way for roadway purposes is infeasible.

2. It would be in the public interest.

This vacation is subject to:

1. Retaining utility easements over Ripley Avenue, the alley and Burr Street (south of north line of alley).

2. The applicant granting the owner of 1781 Burr Street a perpetual driveway easement over Ripley Avenue lying between Burr Street and Bradley Street and over that portion of Burr Street right-of-way west of the northerly 20 feet of lot six, block three of Kings Addition to the City of St. Paul.

Commissioner Robens seconded Ayes--Commissioners Axdahl,
Fischer, Hejny, Larson, Pellish, Robens, Sigmundik, Sletten, Whitcomb

The commission questioned if the balance of the proposed vacations should wait until after the plat to the north is finalized. This may help in obtaining the required access for the plat to the north.

Commissioner Pellish moved the planning commission recommend the council consider this as another method of securing 60 foot access between 1790 and 1822 DeSoto for the Twin Oaks plat.

Commissioner Whitcomb seconded Ayes--Commissioners Axdahl,
Fischer, Hejny, Larson, Pellish, Robens, Sigmundik, Sletten, Whitcomb

I-1

MEMORANDUM

Action by Council:

TO: City Manager
FROM: City Engineer
SUBJECT: Water Main Petition, McClelland St.
DATE: May 7, 1984

Endorsed _____
Modified _____
Rejected _____
Date _____

The attached petition is incomplete. The sponsor, however, requests the city council to consider installation of water main in McClelland St. north of Brookview Drive as quickly as possible. Apparently their well has failed. The attached map shows this water system in the neighborhood. If improvements are considered, water main installation on McClelland, Hudson and Ferndale would be recommended.

It is recommended the city council authorize a feasibility study to investigate the cost and engineering feasibility of water main on McClelland, Hudson and Ferndale.

mb

undersigned, do hereby petition the Council of the City of Maplewood to:

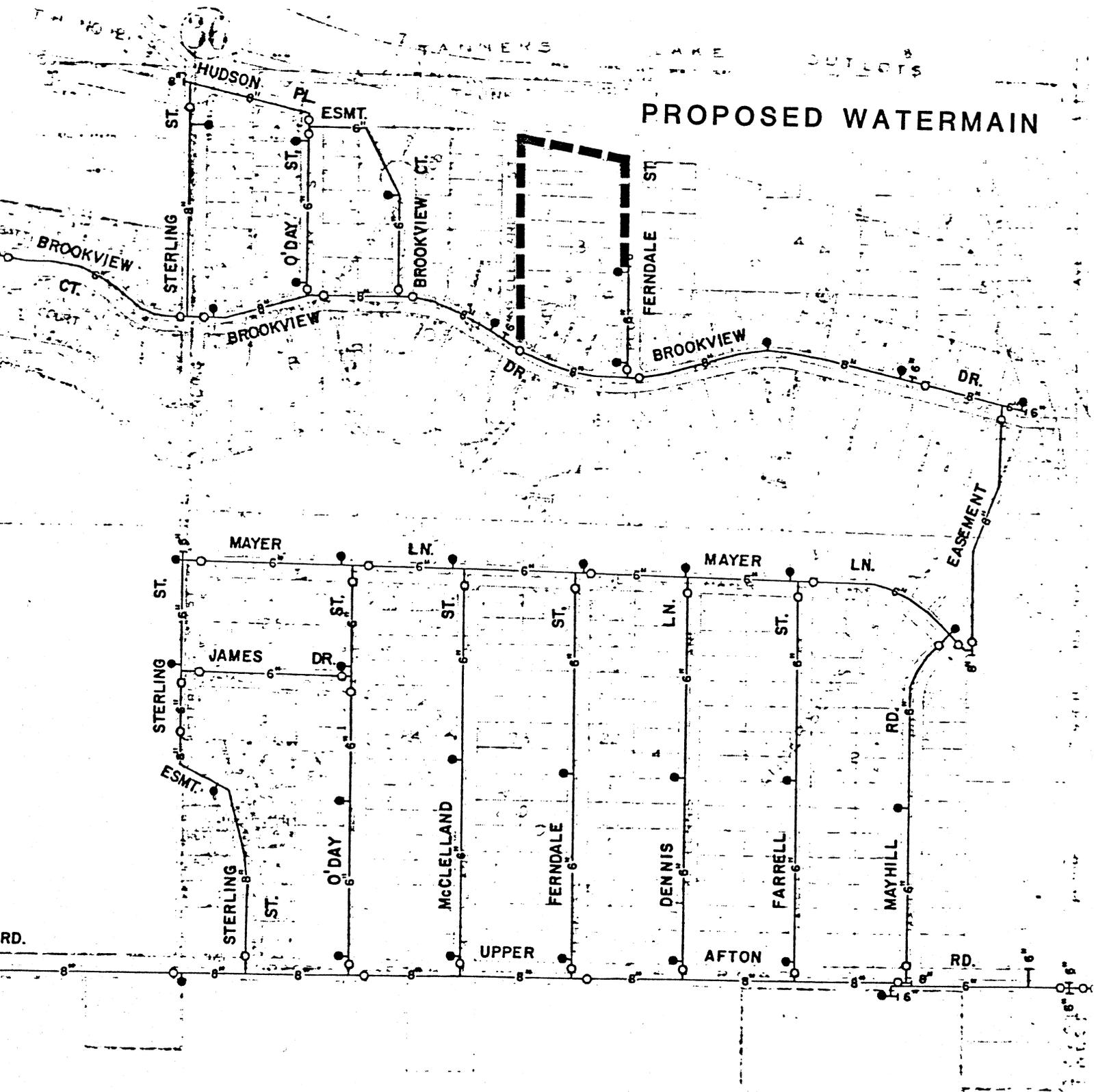
and that the said improvement be undertaken by the Village Council in accordance with the provisions of Minnesota Statutes, Chapter 429; and that the cost thereof be assessed against benefitted property as provided by said Chapter 429.

OWNER	STREET ADDRESS	LEGAL DESCRIPTION	FRONT-AGE	DATE
<i>Keith S. Weber</i> Pam Weber	195 McClelland	Brower Park ^{Lot-Block} 6-2	100 FT	4-20-84
Sherry Soderlund	201 McClelland	Brower Park Lot 5 Block 2	75 FT	4-20-84
Eric Knutson	309 McClelland	Brower Park Lot 4 Block 2	75 FT	4-21-84
James D. Forbes 738-0930	1234 So McKnight Rd. St Paul, Mn. 55119	Brower Park Lot 3 Block 2	75 FT	4/23/84
Diane M. Johnson	204 McClelland St.	Brower Park Block 3 South 1/2 of Lot 2 and all of 3	150 FT	4/23/84

I certify that I have witnessed the above signatures, and the proposed improvements were discussed with the signers.

4-23-84
(DATE)

Pam Weber
(PETITION SPONSOR)



I-2

MEMORANDUM

TO: City Manager
FROM: Associate Planner--Johnson
SUBJECT: Detachment and Annexation
LOCATION: 2091 Belmont Lane
APPLICANT: Donald Peterson and City Staff
OWNER: Donald Peterson
PROJECT: Eldridge Court Preliminary Plat
DATE: May 1, 1984

Action by Council:

Endorsed _____
Modified _____
Rejected _____
Date _____

SUMMARY

Request

Authorize this property to be detached from Maplewood and annexed to North St. Paul.

Reason for the Request

1. The property owner has asked to subdivide a piece of Maplewood property that cannot be directly accessed from Maplewood (page 5). Consequently, the provision of emergency vehicle services and snow plowing would be cumbersome.
2. North St. Paul will be building and assessing the costs for the proposed Eldridge Court cul-de-sac and utilities (see page 6) when they construct Ariel Street, Eldridge and Burke Avenues this summer (see page 5). Assessment of costs to the applicant's property would require Maplewood council approval if the property is to remain in Maplewood.
3. The owner and the City of North St. Paul are in favor of this annexation.

Alternatives

1. Transfer the property to North St. Paul.
2. Retain the property in Maplewood and enter into a joint powers agreement with North St. Paul to provide snow plowing and emergency services.
3. Retain the property in Maplewood and provide municipal services.

Comments

This property should be annexed to the City of North St. Paul. It is isolated from other Maplewood residential properties and is a part of the abutting North St. Paul neighborhood. The proposed lot sizes would be compatible with the smaller lots permitted in North St. Paul, but would require a variance from Maplewood code.

An agreement with North St. Paul to provide snow plowing and emergency services should not be considered. This agreement would require Maplewood to make an annual cash payment to North St. Paul to reimburse them for the services rendered.

Recommendation

Approve the enclosed resolution (page 7), authorizing the concurrent detachment from Maplewood and annexation to North St. Paul of 2091 Belmont Lane.

BACKGROUND

Site Description

Gross area: 2.95 acres

Existing land use: single dwelling

Surrounding Land Uses

North: abandoned railroad right-of-way. North of the right-of-way are single dwellings

East: unimproved Ariel Street right-of-way. Across the right-of-way is North St. Paul.

South and west: Goodrich golf course

Planning

1. Land Use Plan designation: RM, residential medium density.

2. Zoning: present - R1, single dwelling
proposed - R2, double dwelling

3. Minimum single dwelling lot requirements:

A. Maplewood Section 30-8(f)(1):

1. R1 - 75 feet wide and 10,000 square feet

2. R2 - 75 feet wide and 7,500 square feet

B. North St. Paul:

1. R1B - 65 feet wide and 7,800 square feet

4. Proposed lot sizes (page 6)

A. Each lot would have more than 7,500 square feet of area.

B. Two of the six lots would have 65 to 75 feet of width.

Public Works and Public Safety

1. The only access to this property is from 7th Street in North St. Paul, which is 600 feet east of the Maplewood boundary (page 5). Snow plowing and emergency services should be provided from North St. Paul.

2. This summer, North St. Paul will be building Ariel Street between the proposed Eldridge Court and the abandoned railroad tracks and Eldridge and Burke Avenues between Ariel and 7th Streets (page 5). The proposed Eldridge Court cul-de-sac and utilities will be included in this construction if Maplewood will authorize the costs to be assessed to the property.

City of North St. Paul

On April 16, the North St. Paul City Council gave concept approval to annexing this property. They also gave concept approval to the proposed plat, subject to minor revisions.

Finance

1. Taxes due to Maplewood in 1984 from this site are \$195.99.
2. This property's proportional responsibility for Maplewood's total bonded indebtedness, as of December 31, 1983, was \$859.50. This means that a tax of up to \$859.50 could be levied against this property, even if it were annexed to North St. Paul, if additional funds were to become necessary for Maplewood to meet its bond obligation payments.
3. A special assessment balance of \$1465.36 for County Ditch #17 is levied against this property. This balance would continue to be paid as part of the annual property taxes.

Procedure

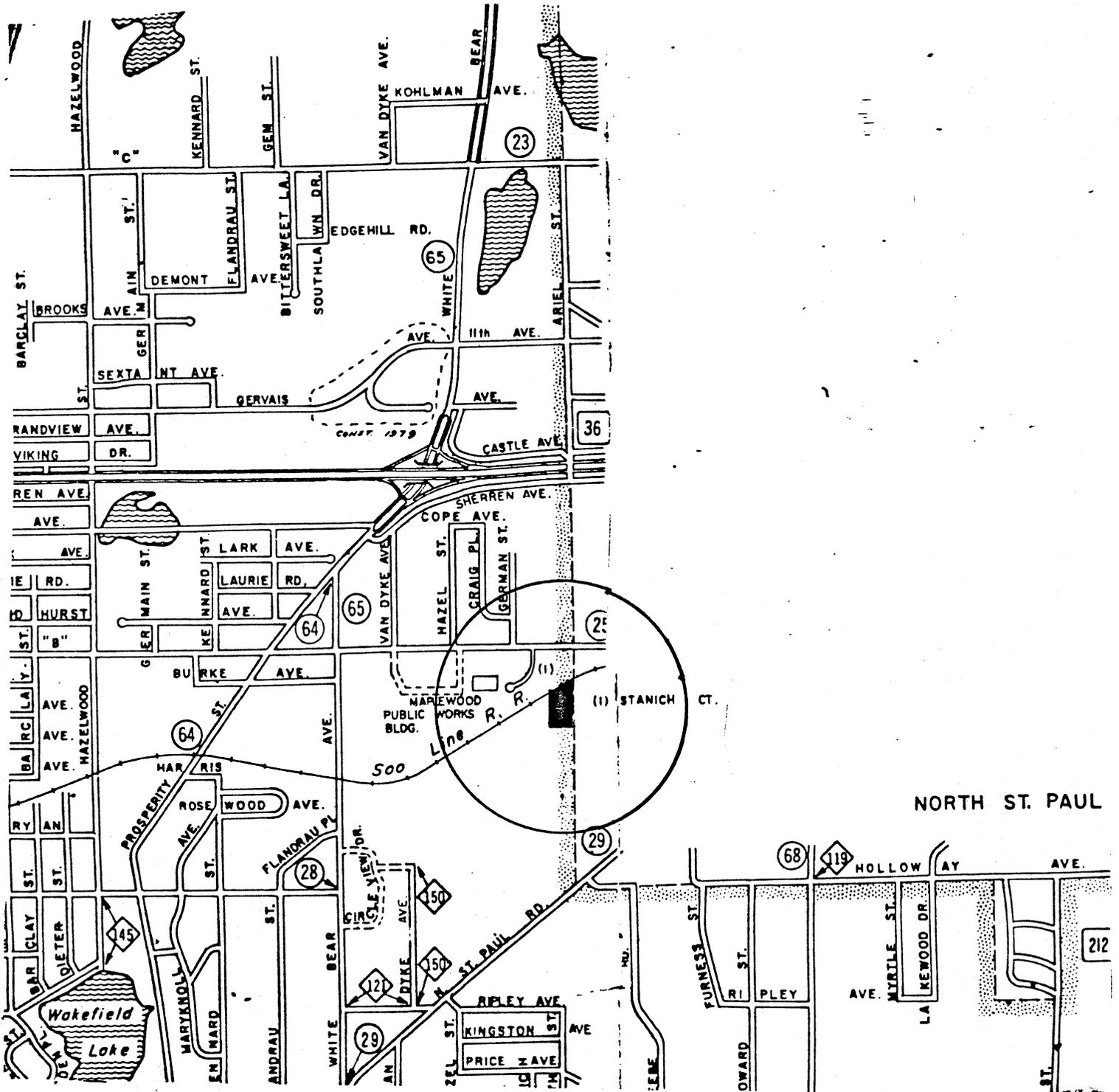
1. Planning commission recommendation
2. North St. Paul City Council approval
2. Maplewood City Council approval
3. Minnesota Municipal Board approval

No public hearings are required. Both cities must agree to the annexation.

jw

attachments

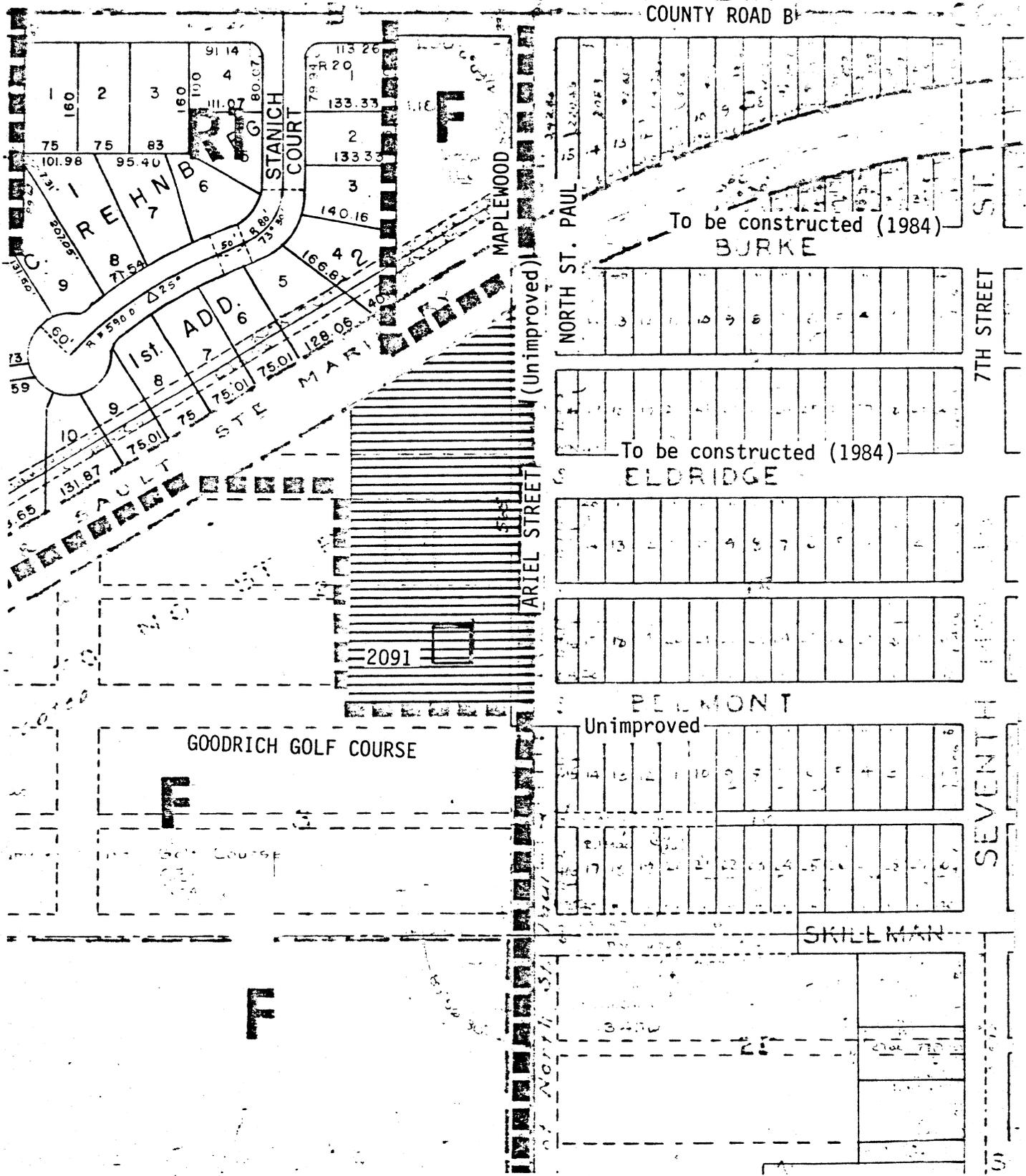
1. Location map
2. Property line/zoning map
3. Preliminary Plat
4. Resolution



NORTH ST. PAUL

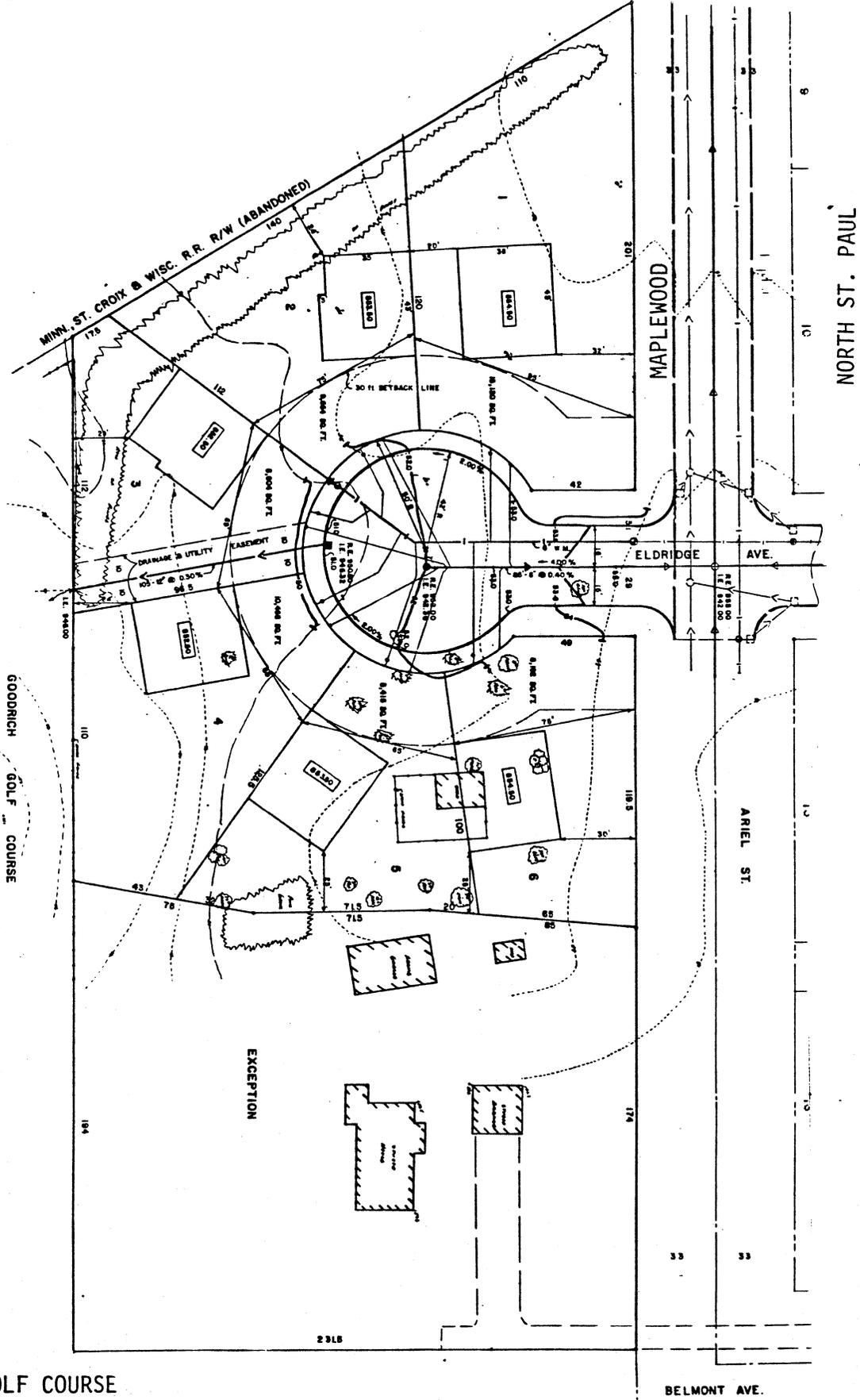
LOCATION MAP





PROPERTY LINE / ZONING MAP





GOODRICH GOLF COURSE

BELMONT AVE.

ELDRIDGE COURT
 PROPOSED PRELIMINARY PLAT



Pursuant to due call and notice thereof, a regular meeting of the city council of the City of Maplewood, Minnesota was duly called and held in the council chambers in said city on the _____ day of _____, 1984 at 7 p.m.

The following members were present:

The following members were absent:

WHEREAS, the city council of the City of Maplewood of the State of Minnesota resolves that the following described property is located in the State of Minnesota, County of Ramsey:

All that part of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 14, T 29, R 22, described as follows: Beginning at a point on the center line of Section 14, aforesaid, which is 334.24 feet north of the SE corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 14; thence running north on said center line a distance of 574.32 feet to a point of intersection with the Minnesota St. Croix and Wisconsin Railroad Company's right-of-way limits; thence southwesterly along said right-of-way limits a distance of 307.28 feet to a point; thence south a distance of 416.98 feet to a point and thence east a distance of 263.59 feet to the point of beginning, containing 3 acres more or less, according to the Government Survey;

WHEREAS, the above described property is now located in the City of Maplewood, abuts the City of North St. Paul and is property subject to concurrent detachment and annexation by concurrent resolutions of the two councils of the two municipalities, pursuant to Minnesota Statutes 414.061;

WHEREAS, it is the desire of the City of Maplewood that the above described property be concurrently detached from the City of Maplewood and annexed to the City of North St. Paul;

WHEREAS, this resolution is being adopted concurrently with a similar resolution by the City Council of the City of North St. Paul approving such detachment and annexation as provided above;

WHEREAS, this annexation proposal was reviewed by the Maplewood Planning Commission on May 7, 1984. The planning commission recommended to the city council that said annexation be _____.

WHEREAS, the Maplewood City Council considered this annexation proposal on May 14, 1984.

NOW, THEREFORE, BE IT RESOLVED BY THE MAPLEWOOD CITY COUNCIL that the above-described concurrent detachment and annexation shall be effective upon the issuance of the Minnesota Municipal Board's order or at such later date as provided by the Board in its order.

Adopted this 14th day of May, 1984.

Seconded by _____

Ayes--

STATE OF MINNESOTA)
COUNTY OF RAMSEY) SS.
CITY OF MAPLEWOOD)

I, the undersigned, being the duly qualified and appointed clerk of the City of Maplewood, Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of the City of Maplewood, held on the 14th day of May, 1984, with the original on file in my office, and the same is a full, true and complete transcript therefrom insofar as the same relates to this annexation request.

Witness my hand as such clerk and the corporate seal of the city this day of , 1984.

City Clerk
City of Maplewood, Minnesota

MEMORANDUM

TO: City Manager
 FROM: Associate Planner--Johnson
 SUBJECT: Plan Amendment
 LOCATION: East of DeSoto Street, south of Roselawn Avenue
 APPLICANT: Parks Commission
 DATE: March 29, 1984

Action by Council:
 Endorsed _____
 Modified _____
 Rejected _____
 Date _____

SUMMARY

Request

Delete the park search area located east of DeSoto Street and south of Roselawn Avenue from the parks and land use elements of the Comprehensive Plan.

Reasons for the Request

On March 19, 1984, the Parks Commission, in review of the Twin Oaks preliminary plat (page 6), determined that there is no need to continue to plan for a neighborhood park at this location. Edgerton Park and the adjacent school recreation facilities are adequate to serve the neighborhood park needs in this area. The projected population of the area south of Roselawn Avenue of 1302 persons is too small to justify a neighborhood park. The Director of Community Services states that the stop lights at Edgerton Street and Roselawn Avenue provide those persons living south of Roselawn Avenue with safe walking access to Edgerton Park.

Recommendation

Approve the enclosed resolution (page 7) to delete the neighborhood park search area located east of DeSoto Street, south of Roselawn Avenue, on the basis that:

1. There is inadequate population potential to support this park, given that the Edgerton school grounds and Edgerton Park are within its planned service area and only two blocks away.
2. The stop lights at Edgerton Street provide safe pedestrian access from south of Roselawn Avenue to the Edgerton Park facilities.
3. The cost for acquisition and development would be high.
4. Nearly one-fourth of the site would be unusable because of steep slopes and a storm water pond.

BACKGROUND

Past Actions

5-78:

The city land appraiser, Winfield Mitchell, appraised the 4.7-acre Clausen property (page 6) for purchase as a neighborhood park. No action was taken to acquire the property.

2-81:

The Parks and Recreation Commission stated no objection to the development of the Clausen property or the Coil property (page 6) for residential use. The Torgerson property (page 6) was cited as the parks commission's preference for the future neighborhood park.

10-10-83:

Council approved the Clausen Addition preliminary plat--the property abutting the east boundary of the Torgerson property.

3-19-84:

The parks commission recommended that if council chooses to retain this park search area, that a trail easement should be granted from the proposed Bellwood Avenue cul-de-sac (Twin Oaks plat--page 6), south to the park.

Planning

1. Section 462.355 of State Statutes require the planning agency (planning commission) to coordinate the planning activities of other departments and agencies of the municipality to insure conformity with and to assist in the development of the comprehensive municipal plan.
2. The service area for this future park (page 5) has a present Land Use Plan population of 2305 persons. When full development occurs, the total Land Use Plan population would be about 3230 persons, assuming development occurs as presently planned.
3. The usable area of this park site is about 5.4 acres.

Parks

1. A neighborhood park is defined as follows (page E-18 Parks Plan): A neighborhood park "is intended to provide the basic park services on a strictly local basis. The service area should be limited to 1/2 mile and serves between 3,000 and 5,000 people. The park serves the primary needs of persons from 5 to 17 years of age and also affords limited opportunities to all age groups. These sites should provide year round programs. The park site should contain at least 5 acres suitable for recreation and a recommended standard for neighborhood parks is 2.5 acres per 1000 residents. If possible, these sites should adjoin an elementary school.
2. All Maplewood property within 1/2 mile of this planned park is also within one-half mile of the existing Edgerton Park and Edgerton School grounds (page 5).

Public Works

1. The drainage plan calls for a storm water holding pond in the southeast corner of the site.
2. The southeast quarter of the site contains very steep topography averaging between 35 and 40 percent of slope.

Procedure

1. Parks commission recommendation
2. Planning commission recommendation following a public hearing
3. City council decision

jw

Attachments

1. Park system plan
2. Park service area
3. Property line map
4. Resolution



**Parkside
NEIGHBORHOOD LAND USE PLAN**





PARK SERVICE AREA



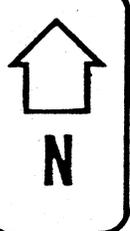
Planned Park (Torgerson Property)

Existing Population - 2305



Existing Edgerton Park & School Playground

Future Population - 3230



MEMORANDUM

Action by Council:

TO: City Manager
FROM: Finance Director *R. Faust*
RE: 1983 Annual Financial Reports and Audit
DATE: May 7, 1984

Endorsed _____
Modified _____
Rejected _____
Date _____

Recently the City's 1983 Annual Financial Reports and audit were completed. Three documents have been prepared:

- 1) General Purpose Financial Report - contains data extracted from the Comprehensive Annual Financial Report and provides a concise summary of the City's financial condition. Copies of this report will be distributed to the City's advisory boards and commissions. Also, a limited supply will be available to the public.
- 2) Comprehensive Annual Financial Report - contains detailed financial and statistical information to provide complete information on all financial transactions during the year. Copies of this report will be distributed to the Council, State Auditor, Moody's Investors Service, Standard and Poors, bond investors and the Maplewood Library.
- 3) Management Letter - contains the auditors comments and recommendations regarding financial management. Copies of this letter will be distributed to the Council and Finance staff.

It is recommended that the Council schedule a meeting with the auditors to discuss these reports. In the past, these meetings have been held in conjunction with the regular Council-Staff meeting on Thursdays. As an alternative, a special meeting could be held to allow more time for discussion and review of the reports.

DFF:lnb