

The Listening Forum begins at 6:30 p.m. before the second and fourth regularly scheduled City Council meetings and replaces Visitor Presentations on the City Council Agenda.

**AGENDA**  
**MAPLEWOOD CITY COUNCIL**  
7:00 P.M. Monday, April 9, 2012  
City Hall, Council Chambers  
Meeting No. 07-12

**A. CALL TO ORDER**

**B. PLEDGE OF ALLEGIANCE**

1. *Acknowledgement of Maplewood Residents Serving the Country.*

**C. ROLL CALL**

Mayor's Address on Protocol:

***"Welcome to the meeting of the Maplewood City Council. It is our desire to keep all discussions civil as we work through difficult issues tonight. If you are here for a Public Hearing or to address the City Council, please familiarize yourself with the Policies and Procedures and Rules of Civility, which are located near the entrance. Before addressing the council, sign in with the City Clerk. At the podium please state your name and address clearly for the record. All comments/questions shall be posed to the Mayor and Council. The Mayor will then direct staff, as appropriate, to answer questions or respond to comments."***

**D. APPROVAL OF AGENDA**

**E. APPROVAL OF MINUTES**

1. Approval of March 26, 2012 City Council Workshop Minutes
2. Approval of March 26, 2012 City Council Meeting Minutes

**F. APPOINTMENTS AND PRESENTATIONS**

1. Consider Adoption of Proclamation for Building Safety Month - May 2012

**G. CONSENT AGENDA** – *Items on the Consent Agenda are considered routine and non-controversial and are approved by one motion of the council. If a councilmember requests additional information or wants to make a comment regarding an item, the vote should be held until the questions or comments are made then the single vote should be taken. If a councilmember objects to an item it should be removed and acted upon as a separate item.*

1. Approval Of Claims
2. Consider Approval of Revision to Contract for Consulting Legal Services with Charles Bethel
3. Consider Contract Amendment for Salary Adjustment with City Manager James Antonen
4. Approval to Accept Donation to Police Department
5. Acceptance of Environmental and Natural Resources Commission Annual Report
6. Submission of Heritage Preservation Commission 2012 Goals
7. Approval of Cat 140G Trade-In and Purchase of 304DCR Excavator on State Contract
8. Approval of Purchase of Zero Turn Mower
9. Approval of Resolution Accepting Assessment Roll and Ordering Assessment Hearing for May 9, 2012, Bartelmy-Meyer Area Street Improvements, Project 11-14
10. Approval of Resolution Directing Modification of Existing Construction Contract, Change Order No. 2, Gladstone Area Improvements, City Project 04-21
11. Consider Approval of Arbor Day Proclamation

**H. PUBLIC HEARINGS**

1. TH 36 / English Street Interchange Improvements, City Project 09-08
  - a. Public Hearing 7:00 pm

- b. Resolution Ordering Improvement after Public Hearing (4 votes)
- 2. 2012 Mill and Overlays, City Project 11-15
  - a. Assessment Hearing, 7:00 p.m.
  - b. Resolution Adopting Assessment Roll
  - c. Resolution Receiving Bids and Awarding Construction Contract

**I. UNFINISHED BUSINESS**

- 1. Consider Suspension of Rookies Sports Bar Intoxicating Liquor License, 1820 North Rice Street

**J. NEW BUSINESS**

- 1. Approval of On-Sale Liquor License for Blue Bell Enterprises/Keller Golf Club

**K. AWARD OF BIDS**

**L. ADMINISTRATIVE PRESENTATIONS**

- 1. Cancellation of May 28, 2012 City Council Meeting in Observance of Memorial Day

**M. COUNCIL PRESENTATIONS**

**N. ADJOURNMENT**

Sign language interpreters for hearing impaired persons are available for public hearings upon request. The request for this must be made at least 96 hours in advance. Please call the City Clerk's Office at 651.249.2001 to make arrangements. Assisted Listening Devices are also available. Please check with the City Clerk for availability.

**RULES OF CIVILITY FOR OUR COMMUNITY**

*Following are some rules of civility the City of Maplewood expects of everyone appearing at Council Meetings – elected officials, staff and citizens. It is hoped that by following these simple rules, everyone's opinions can be heard and understood in a reasonable manner. We appreciate the fact that when appearing at Council meetings, it is understood that everyone will follow these principles: Show respect for each other, actively listen to one another, keep emotions in check and use respectful language.*



**MINUTES**  
**MAPLEWOOD CITY COUNCIL**  
 7:00 p.m., Monday, March 26, 2012  
 Council Chambers, City Hall  
 Meeting No. 06-12

**A. CALL TO ORDER**

A meeting of the City Council was held in the City Hall Council Chambers and was called to order at 7:03 p.m. by Mayor Rossbach.

**B. PLEDGE OF ALLEGIANCE****C. ROLL CALL**

Will Rossbach, Mayor	Present
Robert Cardinal, Councilmember	Present
Kathleen Juenemann, Councilmember	Present
Marvin Koppen, Councilmember	Present
James Llanas, Councilmember	Present

**D. APPROVAL OF AGENDA**

The following items were added to the agenda.

L1 April 2, 2012 City Council Workshop Meeting Attendance  
 M1 Resolution of Support for the Interstate 35E MnPASS  
 M2 City Clean-Up  
 M3 Listening Forum  
 M4 Earth Hour  
 M5 BEDC Commission

Councilmember Juenemann moved to approve the agenda as amended.

Seconded by Councilmember Koppen                      Ayes – All

The motion passed.

**E. APPROVAL OF MINUTES****1. Approval of March 12, 2012 City Council Meeting Minutes**

Councilmember Juenemann moved to approve the March 12, 2012 City Council Meeting Minutes as submitted.

Seconded by Councilmember Koppen                      Ayes – All

The motion passed.

**F. APPOINTMENTS AND PRESENTATIONS****1. Presentation of 2011 AMBO Award to Maplewood Building Inspections Department**





AUTHORIZING GIFT TO CITY

WHEREAS, Maplewood is AUTHORIZED to receive and accept grants, gifts and devices of real and personal property and maintain the same for the benefit of the citizens and pursuant to the donor's terms if so-prescribed, and;

WHEREAS, 3M Company wishes to grant the City of Maplewood the following:

Stamark Pavement Marking Tape materials including pavement messages, turn arrows, turn lane striping, and crosswalk markings for use on Conway Avenue between McKnight Road and Century Avenue in conjunction with the 2012 Mill and Overlay Improvements, City Project 11-15, and;

WHEREAS, 3M Company, has instructed that the City will be required to use the aforementioned for: Permanent pavement markings on Conway Avenue between McKnight Road and Century Avenue in Maplewood, and;

WHEREAS, the City of Maplewood has agreed to use the subject of this resolution for the purposes and under the terms prescribed, and;

WHEREAS, this donation would only be accepted if the mill and overlay of Conway Avenue is approved as part of the 2012 Mill and Overlay Project, City Project 11-15, and;

WHEREAS, the City agrees that it will accept the gift by a super majority of its governing body's membership pursuant to Minnesota Statute §465.03;

NOW, THEREFORE, BE IT RESOLVED, pursuant to Minnesota Statute §465.03, that the Maplewood City Council approves, receives and accepts the gift aforementioned and under such terms and conditions as may be requested or required.

The Maplewood City Council passed this resolution by a super majority vote of its membership on March 26, 2012.

Signed:

Signed:

Witnessed:

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Signature)

Mayor  
(Title)

City Manager  
(Title)

City Clerk  
(Title)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Date)

Seconded by Councilmember Llanas

Ayes – All

The motion passed.

- 6. Municipal State Aid Streets Designation**
  - a. Resolution Revoking Municipal State Aid Streets**
  - b. Resolution Establishing Municipal State Aid Streets**

Councilmember Juenemann moved to approve the Resolution Revoking Municipal State Aid Status for Gervais Avenue from 0.20 Miles East of English Street to Barclay Street, and Gervais

Avenue from Barclay Street N to Hazelwood Street, and Bartelmy Lane N from Minnehaha to Stillwater Road.

RESOLUTION 12-3-698  
REVOKING MUNICIPAL STATE AID STREETS

WHEREAS, the City Council of the City of Maplewood desires that the streets hereinafter described as Municipal State Aid Streets be removed from consideration as Municipal State Aid Streets under the provisions of Minnesota law,

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Maplewood, that the roads describe as follows, to wit:

- MSAS 138-110-018 Gervais Avenue from 0.20 miles east of English Street to Barclay Street (reported segment length 0.06 miles – measured segment length 0.13 miles – reported segment length does not include 0.07 miles of non-constructed road)
- MSAS 138-110-020 Gervais Avenue from Barclay Street N to Hazelwood Street (0.18 miles)
- MSAS 138-129-010 Bartelmy Lane N from Minnehaha Avenue to Stillwater Road (0.57 miles)

be, and herby are revoked as Municipal State Aid Streets of said city, subject to the approval of the Commissioner of Transportation of the State of Minnesota.

Dated at Maplewood Minnesota, this 26<sup>th</sup> day of March 2012.

Seconded by Councilmember Llanas Ayes – All

The motion passed.

Councilmember Juenemann moved to approve Resolution Establishing Municipal State Aid Status for Viking Drive from Gervais Avenue from English Street, Gervais Avenue from 0.20 miles East of English Street to Barclay Street at Midpoint of Curve, Barclay Street at Midpoint of Curve to Viking Drive, and Viking Drive from Barclay Street to Hazelwood Street.

RESOLUTION 12-3-699  
ESTABLISHING MUNICIPAL STATE AID STREETS

WHEREAS, the City Council of the City of Maplewood desires that the streets hereinafter described meet all necessary criteria and thus should be designated as Municipal State Aid Streets under the provisions of Minnesota law,

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Maplewood, that the roads describe as follows, to wit:

- Viking Drive: From Gervais Avenue to English Street, total length 0.45 miles
- Gervais Avenue: From 0.20 miles east of English Street to Barclay Street at midpoint on curve, total length 0.12 miles
- Barclay Street: From Gervais Avenue at midpoint on curve to Viking Drive, total length 0.10 miles
- Viking Drive: From Barclay Street to Hazelwood Street, total length 0.18 miles

be, and herby is established, located, and designated a Municipal State Aid Street of said city, subject to the approval of the Commissioner of Transportation of the State of Minnesota.

BE IT FURTHER RESLOVED, that the city clerk is hereby authorized and directed to forward two certified copies of this resolution to the Commissioner of Transportation for this

consideration and that upon the Commissioner's approval of the revocation of said streets or portions thereof, that same be revoked as Municipal State Aid Streets and that upon the Commissioner's approval of the designation of said streets or portions thereof, that the same be constructed, numbered and known as Municipal State Aid Streets identified herein.

Dated at Maplewood Minnesota, this 26<sup>th</sup> day of March 2012.

Seconded by Councilmember Llanas

Ayes – All

The motion passed.

- 7. Bartelmy-Meyer Area Street Improvements, Project 11-14**
  - a. Resolution Approving Plans and Specifications and Advertising for Bids**
  - b. Resolution Ordering Preparation of Assessment Roll**

Councilmember Juenemann moved to the Resolutions for the Bartelmy-Meyer Area Street Improvements, City Project 11-14: Approving Plans and Advertisement for Bids and Ordering the Preparation of the Assessment Roll.

RESOLUTION 12-3-700  
APPROVING PLANS  
ADVERTISING FOR BIDS

WHEREAS, pursuant to resolution passed by the city council on January 23, 2012 plans and specifications for the Bartelmy Meyer Area Street Improvements, City Project 11-14, have been prepared by (or under the direction of) the city engineer, who has presented such plans and specifications to the council for approval,

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

1. Such plans and specifications, a copy of which are attached hereto and made a part hereof, are hereby approved and ordered placed on file in the office of the city engineer.
2. The city clerk or office of the city engineer shall prepare and cause to be inserted in the official paper and in the Construction Bulletin an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published twice, at least twenty-one days before the date set for bid opening, shall specify the work to be done, shall state that bids will be publicly opened and considered by the council at 10:00 a.m. on the 4<sup>th</sup> day of May, 2012, at city hall and that no bids shall be considered unless sealed and filed with the clerk and accompanied by a certified check or bid bond, payable to the City of Maplewood, Minnesota for five percent of the amount of such bid.
3. The city clerk and city engineer are hereby authorized and instructed to receive, open, and read aloud bids received at the time and place herein noted, and to tabulate the bids received. The council will consider the bids, and the award of a contract, at the regular city council meeting of May 14, 2012.

RESOLUTION 12-3-701  
ORDERING PREPARATION OF ASSESSMENT ROLL

WHEREAS, the city clerk and city engineer will receive bids for the Bartelmy Meyer Area Street Improvements, City Project 11-14,



CITY'S INTENT TO APPLY FOR A NATURAL AND SCENIC AREA GRANT FOR LAND ACQUISITION IN FISH CREEK GREENWAY

WHEREAS the City of Maplewood is eligible to apply for a Natural and Scenic Area Grant through the Minnesota Department of Natural Resources, prior to the application deadline of March 30, 2012; and

WHEREAS the city is seeking funding to acquire land in the Fish Creek Natural Area Greenway; and

WHEREAS the proposed land acquisition meets the purposes and criteria of the Natural and Scenic Area Grant proposal guidelines;

NOW THEREFORE BE IT RESOLVED that:

1. City of Maplewood act as legal sponsor for the project contained in the Natural and Scenic Area Grant Program Application to be submitted by March 30, 2012 and that the Parks and Recreation Director is hereby authorized to apply to the Department of Natural Resources for funding of this project on behalf of City of Maplewood; and
2. City of Maplewood has the legal authority to apply for financial assistance, and financial capability to meet the match requirement and ensure adequate management and protection; and
3. Upon approval of its application by the state, City of Maplewood may enter into an agreement with the State of Minnesota for the above-referenced project, and that City of Maplewood certifies that it will comply with all applicable laws and regulations as stated in the grant agreement including dedicating the park property for natural and/or scenic uses into perpetuity; and
4. The Parks and Recreation Director is hereby authorized to execute such agreements as are necessary to implement the project on behalf of the applicant.

Adopted this 26th day of March 2012.

Seconded by Councilmember Llanas

Ayes – All

The motion passed.

2. **Public Hearing on 2013 – 2017 Capital Improvement Plan and Issuance of Capital Improvement Bonds**
  - a. **Public Hearing**
  - b. **Resolution Approving 2013 – 2017 Capital Improvement Plan and the Issuance of Capital Improvement Bonds (4 votes required)**

Assistant City Manager Ahl presented the staff report and answered questions of the council. Fire Chief Lukin answered questions of the council relating to the fire station strategic plan. Finance Manager Bauman answered questions of the council relating to debt section of the CIP document. Chair of the Business and Economic Development Commission Mark Jenkins addressed the council to present the BEDC report. Planning Commissioner Tanya Nuss addressed the council and presented the Planning Commission report.

Mayor Rossbach opened the public hearing. The following people spoke:

1. Ron Cockriel, Maplewood Resident

2. Bob Zick, North St. Paul Resident
3. James Behrens, Maplewood Resident
4. Margaret Behrens, Maplewood Resident

Mayor Rossbach closed the public hearing.

Councilmember Llanas moved to approve the Resolution Approving the Capital Improvement Plan and Authorizes Consideration of the Issuance of Capital Improvement Bonds.

RESOLUTION 12-3-703  
APPROVING A CAPITAL IMPROVEMENT PLAN  
AND  
ISSUANCE OF CAPITAL IMPROVEMENT BONDS

WHEREAS, pursuant to Minnesota Statutes, Section 475.521, the City of Maplewood, Minnesota (the "City") is authorized to adopt a capital improvement plan and issue bonds to finance capital improvements described therein; and,

WHEREAS, pursuant to Minnesota Statutes, Section 475.521, Subdivision 2, the City Council did hold a public hearing after 7:00 pm on Monday, March 26, 2012, and notice of said hearing was duly published and noticed; and

WHEREAS, in approving the 2013 – 2017 Capital Improvement Plan, the City Council considered for each project and for the overall plan:

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

WHEREAS, the Maplewood City Council has determined that the issuance of Capital Improvement Bonds in the aggregate amount not to exceed \$9,500,000 [further defined as \$4,250,000 for City Hall Improvements for Police Department Expansion and \$5,250,000 for a New Fire Station at 3M Campus] is the best way to finance those portions of the Capital Improvement Plan eligible under Minnesota Statutes, Section 475.521; and

WHEREAS, the Maplewood Planning Commission has conducted a Public Hearing and determined and recommended that the 2013 – 2017 Capital Improvement Plan is consistent with the Maplewood Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED, the Maplewood City Council adopts the 2013 - 2017 Capital Improvement Plan and authorizes consideration of the issuance of Capital Improvement Bonds in the aggregate principal amount not to exceed \$9,500,000.

Seconded by Councilmember Juenemann                      Ayes – All

The motion passed.

**I. UNFINISHED BUSINESS**

**1. Approval of Second Reading of the Ordinance Regulating the Possession, Sale and Consumption of Tobacco and Tobacco Related Devices and Products**

City Clerk Guilfoile presented the staff report.

Councilmember Llanas moved to approve the Second Reading of Chapter 14 Regulating the Possession, Sale and Consumption of Tobacco and Tobacco Related Devices and Products.

**ORDINANCE 920  
CITY OF MAPLEWOOD  
AN ORDINANCE RELATING TO REGULATION OF TOBACCO SALES, REPEALING  
CHAPTER 14, ARTICLE XVIII OF THE MAPLEWOOD CITY CODE**

The City Council of the City of Maplewood hereby ordains:

Section 1. **RECITALS.**

The Minnesota Legislature has enacted the Minnesota Clean Indoor Air Act (Minnesota Statutes, Sections 144.411 to 144.417), the purpose of which is to protect employees and the general public from the hazards of secondhand smoke by eliminating smoking in public places, places of employment, public transportation and at public meetings, and nothing in the Minnesota Clean Air Act prohibits the City from enacting and enforcing more stringent measures to protect individuals from secondhand smoke. Pursuant to this authority and for the purpose of protecting individuals from the hazards of secondhand smoke the City has determined that it is in the best interest of the public to prohibit the lighting of tobacco in a retail establishment by a customer or potential customer for the purpose of sampling tobacco products.

Section 2. **PURPOSE.**

The City recognizes the public health hazards of exposure of individuals to secondhand smoke. This article is intended to regulate the sale, possession, and use of tobacco, tobacco products, and tobacco related devices for the purpose of enforcing and furthering existing laws, to protect minors against the serious effects associated with the illegal use of tobacco, tobacco products, and tobacco related devices, to protect individuals from the hazards of secondhand smoke, and to further the official public policy of the State of Minnesota as stated in M.S. § 144.391 and M.S. § 144.412, as they may be amended from time to time.

Section 3. **DEFINITIONS.**

Except as may otherwise be provided or clearly implied by context, all terms shall be given their commonly accepted definitions. For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**COMPLIANCE CHECKS.** The system the city uses to investigate and ensure that those authorized to sell tobacco, tobacco products, tobacco-related devices, and nicotine or lobelia delivery devices are following and complying with the requirements of this ordinance. Compliance checks shall involve the use of minors as authorized by this ordinance.

Compliance Checks shall also mean the use of minors who attempt to purchase tobacco, tobacco products, tobacco-related devices, or nicotine or lobelia delivery devices for educational, research and training purposes as authorized by state and federal laws. Compliance checks may also be conducted by other units of government for the purpose of enforcing appropriate federal, state or local laws and regulations relating to tobacco, tobacco products, tobacco-related devices, and nicotine or lobelia delivery devices.

**INDIVIDUALLY PACKAGED.** The practice of selling any tobacco or tobacco product wrapped individually for sale. Individually wrapped tobacco and tobacco products shall include but not be limited to single cigarette packs, single bags or cans of loose tobacco in any form, and single cans or other packaging of snuff or chewing tobacco. Cartons or other packaging containing more than a single pack or other container as described in this definition shall not be considered individually packaged.

**INDOOR AREA.** All space between a floor and a ceiling that is bounded by walls, doorways, or windows, whether open or closed, covering more than 50 percent of the combined surface area of the vertical planes constituting the perimeter of the area. A wall includes any retractable divider, garage door, or other physical barrier, whether temporary or permanent.

**LOOSIES.** The common term used to refer to a single or individually packaged cigarette or any other tobacco product that has been removed from its packaging and sold individually. The term "loosies" does not include individual cigars with a retail price, before any sales taxes, of more than \$2.00 per cigar.

**MINOR.** Any natural person who has not yet reached the age of 18 years.

**MOVEABLE PLACE OF BUSINESS.** Any form of business operated out of a truck, van, automobile or other type of vehicle or transportable shelter and not a fixed address store front or other permanent type of structure authorized for sales transactions.

**NICOTINE OR LOBELIA DELIVERY DEVICES.** Any product containing or delivering nicotine or lobelia intended for human consumption, or any part of such a product, that is not tobacco as defined in this section, not including any product that has been approved or otherwise certified for legal sale by the United States Food and Drug Administration for tobacco use cessation, harm reduction, or for other medical purposes, and is being marketed and sold solely for that approved purpose.

**RETAIL ESTABLISHMENT.** Any place of business where tobacco, tobacco products, tobacco-related devices, or nicotine or lobelia delivery devices are available for sale to the general public. The phrase shall include but not be limited to grocery stores, convenience stores, restaurants, and drug stores.

**SALE.** Any transfer of goods for money, trade, barter or other consideration.

**SELF-SERVICE MERCHANDISING.** Open displays of tobacco, tobacco products, tobacco-related devices, or nicotine or lobelia delivery devices in any manner where any person shall have access to the tobacco, tobacco products, tobacco-related devices, or nicotine or lobelia delivery devices, without the assistance or intervention of the licensee or the licensee's employee. The assistance or intervention shall entail the actual physical exchange of the tobacco, tobacco product, tobacco-related device, or nicotine or lobelia delivery device between the customer and the licensee or employee. Self-service sales are interpreted as being any sale where there is not an actual physical exchange of the product between the clerk and the customer.

**SMOKING.** Inhaling or exhaling smoke from any lighted or heated cigar, cigarette, pipe, or any other lighted or heated tobacco or plant product. Smoking also includes carrying a lighted or heated cigar, cigarette, pipe, or any other lighted or heated tobacco or plant product intended for inhalation.

**TOBACCO or TOBACCO PRODUCTS.** Tobacco and tobacco products includes cigarettes and any product containing, made, or derived from tobacco that is intended for human consumption,

whether chewed, smoked, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, or any component, part, or accessory of a tobacco product; cigars; cheroots; stogies; perique; granulated, plug cut, crimp cut, ready rubbed, and other smoking tobacco; snuff; snuff flour; cavendish; plug and twist tobacco; fine cut and other chewing tobaccos; shorts; refuse scraps, clippings, cuttings and sweepings of tobacco; and other kinds and forms of tobacco. Tobacco excludes any tobacco product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for such an approved purpose.

**TOBACCO-RELATED DEVICES.** Tobacco-related devices includes any tobacco product as well as a pipe, rolling papers, ashtray, or other device intentionally designed or intended to be used in a manner which enables the chewing, sniffing or smoking of tobacco or tobacco products.

**VENDING MACHINE.** Any mechanical, electric or electronic, or other type of device which dispenses tobacco, tobacco products or tobacco-related devices upon the insertion of money, tokens or other form of payment directly into the machine by the person seeking to purchase the tobacco, tobacco product or tobacco-related device.

#### Section 4. **LICENSE REQUIRED.**

(A) Generally. No person may directly or indirectly or by means of any device keep for retail sale, sell at retail, offer to sell or otherwise dispose of any tobacco, tobacco products, or tobacco related devices, or nicotine or lobelia delivery device at any place in the City unless a license has first been issued by the City as provided in this section.

(B) Specifically.

(1) Application. An application for a license to sell tobacco, tobacco products, and tobacco related devices shall be made on a form provided by the City. The application shall contain the full name of the applicant, the applicant's residential and business addresses, and telephone numbers, the name of the business for which the license is sought, and any additional information the City deems necessary.

(2) Action. Upon receipt of a completed application, the city clerk shall forward the application to the police department for investigation. The police department shall conduct an investigation of the applicant and application regarding the fitness of the applicant to hold a license pursuant to the standards set forth in this article, and reports the results of its investigation to the city clerk within 30 days of receipt of the application. After the City finishes its investigation, and reviews the finding, the application will be approved or denied by the City Manager or his designee. If the application is approved it will be issued by the City Clerk, if the City Manager or his designee denies the application, notice of the denial shall be given to the applicant along with notification of the applicant's right to appeal the decision.

(3) Fees. No license shall be issued under this ordinance until the appropriate license or investigation fee is paid in full. The fee(s) shall be established by the city council by resolution from time to time.

(4) Sanctions for violation. Shall be set by the city council at penalty phase not to be less than State mandated guidelines.

(5) Transfers. All licenses issued under this section shall be valid only on the premises for which the license was issued and only for the person to whom the license was issued.

(6) Moveable place of business. No license shall be issued to a moveable place of business. Only fixed location businesses shall be eligible to be licensed under this subchapter.

(7) Display. All licenses shall be posted and displayed in plain view of the general public on the licensed premises.

(8) Renewals. The renewal of a license issued under this section shall be handled in the same manner as the original application. The request for a renewal shall be made at least 30 days prior, but no more than 60 days before the expiration of the current license. The license holder is not entitled to an automatic renewal of the license.

#### Section 5. **BASIS FOR DENIAL OF LICENSE.**

The following shall be grounds for denying the issuance of or renewal of a license under this subchapter; if a license is mistakenly issued or renewed to a person, it shall be revoked upon the discovery that the person was ineligible for the license under this section.

- (A) The applicant is under the age of 18 years of age;
- (B) The applicant has been convicted within the past 5 years of any violation of a federal, state, or local law, ordinance provision, or other regulation relating to tobacco products, or tobacco related devices.
- (C) The applicant has had a license to sell tobacco, tobacco products, or tobacco related devices revoked within the preceding 12 months of the date of application.
- (D) The applicant fails to provide any information required on the application, or provides false or misleading information.
- (E) The applicant is prohibited by federal, state, or other local law, ordinance, or other regulation, from holding such a license.
- (F) Nonpayment by the property owner and/or applicant of any fees or charges owed to the City and/or county, including but not limited to utilities and property taxes.
- (G) If a license is mistakenly issued or renewed to a person, it shall be revoked upon the discovery that the person was ineligible for the license under this chapter.

#### Section 6. **PROHIBITED SALES.**

It shall be a violation of this subchapter for any person to sell or offer to sell any tobacco, tobacco product, or tobacco related device:

- (A) To a minor;
- (B) By a vending machine;
- (C) By self-service;
- (D) As loosies;
- (E) If the tobacco or tobacco products contain opium, morphine, jimsonweed, belladonna, strychnos, cocaine, marijuana, or other delirious, hallucinogenic, toxic, or controlled substances except nicotine and other substances found naturally in tobacco or added as part of an otherwise lawful manufacturing process; and/or

- (F) To any other person, in any other manner or form prohibited by federal or state law or regulation, or by local ordinance.

**Section 7. SMOKING PROHIBITED.**

It shall be unlawful for any of the following to occur in a licensed premise: the lighting, inhaling, exhaling or combination thereof of tobacco, tobacco products, or tobacco related devices by any person.

**Section 8. COMPLIANCE CHECKS AND INSPECTIONS.**

All licensed premises shall be open to inspection by the city police or other authorized city official during regular business hours. From time to time, but at least once per year the city shall conduct compliance checks by engaging with the written consent of their parents or guardians, minors over the age of 15 years but less than 18 years to enter the licensed premise to attempt to purchase tobacco, tobacco products or tobacco related devices. Minors used for the purpose of compliance checks shall be supervised by city designated law enforcement officers or other designated city personnel. Minors used for compliance checks shall not be guilty of unlawful possession of tobacco, tobacco products or tobacco-related devices when those items are obtained as a part of the compliance check. No minor used in compliance checks shall attempt to use a false identification misrepresenting the minor's age, and all minors lawfully engaged in a compliance check shall answer all questions about the minor's age asked by the licensee or his or her employee and shall produce any identification, if any exists, for which he or she is asked.

**Section 9. VIOLATIONS AND PENALTY.**

(A) Misdemeanor prosecution. Nothing in this section shall prohibit the city from seeking prosecution as a misdemeanor for any alleged violation of this ordinance.

(B) Administrative penalties.

(1) Licensees. Any licensee found to have violated this chapter, or whose employee shall have violated this chapter, shall be charged an administrative fine of \$250 for a first violation of this chapter; \$500 for a second offense at the same licensed premises within a 24-month period; and \$750 for a third or subsequent offense at the same location within a 24-month period. In addition, after the third offense, the license shall be suspended for not less than seven consecutive days.

(2) Other individuals. Other individuals, other than minors regulated by this section, found to be in violation of this chapter shall be charged an administrative fine of \$50.

(3) Minors. Minors found in unlawful possession of or who unlawfully purchase or attempt to purchase, tobacco, tobacco products, tobacco-related devices, or nicotine or lobelia delivery devices, shall be subject to an administrative fine, or may be subject to tobacco-related education classes, diversion programs, community services, or another penalty that the city believes will be appropriate and effective. The administrative fine or other penalty shall be established by City Council ordinance upon the City Council's consultation with interested parties of the courts, educators, parents and children to determine an appropriate penalty for minors in the city. This administrative fine or other penalty may also be established from time to time by the Ordinance Establishing Fees and Charges, as it may be amended from time to time.

(4) Statutory penalties. If the administrative penalties authorized to be imposed by M.S. § 461.12, as it may be amended from time to time, differ from those established in this section, then the statutory penalties shall prevail.

Section 10. **EFFECTIVE DATE.**

This ordinance shall become effective as of the date of its publication.

First Reading: March 12, 2012

Second Reading: March 26, 2012

Adopted: April 4, 2012

Seconded by Councilmember Juenemann                      Ayes – All

The motion passed.

**J. NEW BUSINESS**

1. **Gladstone Area Redevelopment - Phase 1 Improvements, City Project 04-21**
  - a. **Resolution Approving Plans and Specifications and Advertising for Bids (Bid Package 2)**
  - b. **Resolution Approving Utility Burial Contracts**
  - c. **Resolution Adjusting Project Budget**

Assistant City Manager Ahl presented the staff report and answered questions of the council.

Councilmember Koppen moved to approve the Resolution Approving Plans and Specification and Authorizing Ad for Bids, the Resolution Approving Utility Burial Contracts, and the Resolution Adjusting the Project Budget for the Gladstone Area Redevelopment/Improvements – Phase 1, City Project 04-21.

RESOLUTION 12-3-704  
APPROVING PLANS AND SPECIFICATIONS AND  
AUTHORIZING ADVERTISEMENT FOR BIDS (BID PACKAGE 2)

WHEREAS, pursuant to resolution passed by the city council on March 28, 2011, plans and specifications for the Gladstone Area Redevelopment Improvements - Phase 1, City Project 04-21, have been prepared by (or under the direction of) the city engineer, who has presented such plans and specifications to the council for approval,

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

1. Such plans and specifications, a copy of which are attached hereto and made a part hereof, are hereby approved and ordered placed on file in the office of the city clerk.
2. The city clerk shall prepare and cause to be inserted in the official paper and in the Construction Bulletin an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published twice, at least twenty-one days before the date set for bid opening, shall specify the work to be done, shall state that bids will be publicly opened and considered by the council at 11:00 a.m. on the 4<sup>th</sup> day of May, 2012 at city hall, and that no bids shall be considered unless sealed and filed with the clerk and accompanied by a certified check or bid bond, payable to the City of Maplewood, Minnesota for five percent of the amount of such bid.

3. The city clerk and city engineer are hereby authorized and instructed to receive, open, and read aloud bids received at the time and place herein noted, and to tabulate the bids received. The council will consider the bids, and the award of a contract, at a regular city council meeting thereafter.

Approved this 26<sup>th</sup> day of March 2012.

RESOLUTION 12-3-705  
APPROVING UTILITY BURIAL CONTRACTS

WHEREAS, pursuant to resolution of the council adopted April 11, 2011 the improvements were ordered after holding a public hearing for the Gladstone Area Redevelopment, City Project 04-21 –Phase 1,

WHEREAS, utility burial was identified along Frost Avenue from the new Frost Avenue bridge extending to Phalen Place,

WHEREAS, Xcel Energy and CenturyLink have provided contracts for said burial, and

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

1. The council approves and authorizes execution of said utility burial contracts of Xcel Energy and CenturyLink to implement the project improvements.
2. The council approves and authorizes execution of any additional private utility burial contracts, if required, in order to implement the project improvements.
3. The city engineer is authorized to sign said agreements with utility companies for burial of utilities to implement project improvements.

Approved this 26<sup>th</sup> day of March 2012.

RESOLUTION 12-3-706  
ADJUSTING PROJECT BUDGET

WHEREAS, pursuant to resolution of the council adopted March 28,2011 for the Gladstone Area Redevelopment, City Project 04-21 – Phase 1 improvements, a budget was adopted to implement project improvements, and

WHEREAS, the current approved budget is as follows,

<u>Funding Source</u>	<u>Amount</u>
Special Assessment	\$ 2,200,000
Municipal State Aid Bonds	\$ 925,000
Mn/DOT Bridge Funds	\$ 1,600,000
Bond Savings	\$ 599,600
Debt Service	\$ 200,000
Sewer and Water Utility Fund	\$ 200,000
Environmental Utility Fund (EUF)	\$ 550,000
Street Light Fund	\$ 600,000
EPA Grant	\$ 200,000
Site PAC Fund	\$ 100,000
<u>Existing PAC Fund</u>	<u>\$ 100,000</u>
<b>Total</b>	<b>\$ 7,274,600</b>

WHEREAS, adjustment to the current budget is needed,

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

1. The finance director is hereby authorized to make the financial transfers necessary for the preparation of plans and specifications. A proposed budget of \$7,678,300 shall be established. The proposed financing plan is as follows:

<b>Revised Funding Sources</b>	<b>Amount</b>
Developer Special Assessment	\$ 2,200,000
Municipal State Aid Bonds	\$ 1,050,000
Mn/DOT Bridge Funds	\$ 1,371,300
Debt Service	\$ 1,037,000
Sewer Fund	\$ 175,000
St. Paul WAC Fund	\$ 100,000
Environmental Utility Fund (EUF)	\$ 725,000
Street Light Fund	\$ 715,000
PAC Fund (Developer Cash)	\$ 140,000
Tree Fund (Developer Cash)	\$ 25,000
Existing PAC Fund	\$ 140,000
<b>Total</b>	<b>\$ 7,678,300</b>

Approved this 26<sup>th</sup> day of March 2012.

Seconded by Councilmember Llanas

Ayes – All

The motion passed.

**2. TH 36 / English Street Interchange Improvements, City Project 09-08, Resolution Accepting Feasibility Study, Authorizing Preparation of Plans and Specifications, and Calling for Public Hearing**

Assistant City Manager Ahl presented the staff report and answered questions of the council.

Councilmember Llanas moved to approve the Resolution Accepting the Feasibility Report, Authorizing the Preparation of Plans and Specifications, and Calling a Public Hearing for 7:00 p.m., Monday, April 9, 2012, for the TH 36 / English Street Interchange Improvements, City Project 09-08.

**RESOLUTION 12-3-707  
ACCEPTING FEASIBILITY STUDY, AUTHORIZING PREPARATION OF PLANS AND SPECIFICATIONS, AND CALLING FOR PUBLIC HEARING**

WHEREAS, pursuant to resolutions of the council adopted August 23, 2010, a report has been prepared by the city engineering division with reference to the improvement of TH 36 / English Street Interchange Improvements, City Project 09-08, and this report was received by the council on March 26, 2012, and

WHEREAS, the report provides information regarding whether the proposed project is necessary, cost-effective, and feasible,

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



presented the report from the CDRB. Dean Dovolis of DJR Architecture addressed and answered questions of the council.

Councilmember Juenemann moved to approve the Plans Date-Stamped February 28, 2012, for the Venner Plaza Shoppes Retail Building to be Located at 1987 County Road D East.

Seconded by Councilmember Llanas

Ayes – All

The motion passed.

Councilmember Juenemann moved to approve the Resolution Approving a 20-Foot Building Setback Variance from the Interstate 694 Right-of-Way.

RESOLUTION 12-3-708  
VARIANCE RESOLUTION

WHEREAS, Sheldon Berg of DJR Architecture, representing WBA 1200, LLC, applied for a 20-foot building setback variance to build a retail shopping center building 10 feet from the Interstate 694 right-of-way.

WHEREAS, these variances apply to the property at 1987 County Road D East. The legal description is:

THE WESTERLY 250.00 FEET OF THE FOLLOWING DESCRIBED PROPERTY: THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35, TOWNSHIP 30, RANGE 22, RAMSEY COUNTY, MINNESOTA, LYING NORTH OF THE NORTH RIGHT-OF-WAY LINE OF COUNTY ROAD D AND LYING SOUTHERLY OF THE SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY NO. 694 AND LYING EASTERLY RIGHT-OF-WAY LINE OF WHITE BEAR AVENUE, AS DESCRIBED IN NOTICE OF LIS PENDENS, FILED AS DOCUMENT NO. 1676468, ACCORDING TO THE GOVERNMENT SURVEY THEREOF.

WHEREAS, Section 44-20(6)(a) requires that buildings be setback 30 feet from street right-of-way.

WHEREAS, the applicant is proposing that their building have a 10 foot setback.

WHEREAS, this requires a variance of 20 feet.

WHEREAS, the history of this variance is as follows:

1. On February 28, 2012, the community design review board recommended that the city council approve this variance.

2. The planning commission held a public hearing on March 20, 2012. City staff published a notice in the Maplewood Review and sent notices to the surrounding property owners as required by law. The planning commission gave everyone at the hearing an opportunity to speak and present written statements. The council also considered reports and recommendations from the city staff. The planning commission recommended that the city council approve this variance.

NOW, THEREFORE, BE IT RESOLVED that the city council approved the above-described variances since:



NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE MAPLEWOOD CITY COUNCIL, that the Maplewood City Council is supportive the establishment of MnPASS lanes on I-35E from Pennsylvania Avenue in St. Paul to Little Canada Road in Little Canada. And, Further, the Maplewood City Council requests consideration that excess MnPASS revenue from I-35E operations/maintenance expenses remain in the corridor for additional transportation improvements.

Adopted this 26th day of March, 2012.

Seconded by Councilmember Cardinal

Ayes – All

The motion passed.

## **2. City Clean-up**

Councilmember Juenemann reminded residents that Saturday April 21, 2012 is the City's Spring Clean-Up Day.

## **3. Listening Forum**

Councilmember Llanas reminded residents that if they have an interest to address or have questions of the council, a listening forum is hosted before every regularly scheduled council meeting from 6:30 p.m. to 7:00 p.m. During today's listening forum, Margaret Behrens of the Ramsey Conservation District extended an invitation to an event where she will be hosting to discuss shoreline restoration and preservation on Tuesday, April 3, 2012. Additional information can be found on the City's website.

## **4. Earth Hour**

Councilmember Llanas reminded residents that Earth Hour is Saturday, March 31, 2012. Information can be found about ways to participate in Earth Hour on their website at [www.earthhour.org](http://www.earthhour.org).

## **5. Business and Economic Development Commission**

Councilmember Koppen informed the council that he attended the last Business and Economic Development Commission meeting where Mark Phelps from the State Business and Economic Development Commission attended. He further commended the commission and felt we are very fortunate to have very high caliber people serving on the commission.

## **N. ADJOURNMENT**

Mayor Rossbach adjourned the meeting at 9:42 p.m.

## MEMORANDUM

TO: James Antonen, City Manager  
FROM: David Fisher, Building Official  
Chuck Ahl, Assistant City Manager  
**SUBJECT: Consider Adoption of Proclamation for Building Safety Month - May 2012**  
DATE: March 30, 2012, for the April 9, 2012 CC meeting

### INTRODUCTION

Building Safety Month will be celebrated across the nation and around the world during the month of May 2012. Building Safety Month raises public awareness of building safety by promoting the use, enforcement and understanding of building safety and fire prevention codes. The purpose of these codes is to help protect lives and property. "Building Safety: Where You Live, Work and Play" is the theme of Building Safety Month 2012.

Inspectors, plan reviewers and other code enforcement officials in the city work to ensure the structures you and your families live, work and play in are safe. The Maplewood inspection staff are active members of the International Code Council, an association that develops building safety and fire prevention codes that are used in more than 15,000 jurisdictions across the nation. Building Safety Week, first observed in 1980, is sponsored by the International Code Council Foundation, an organization dedicated to changing the devastating effects of natural disasters and other building tragedies at home and around the world.

Our department is using Building Safety Month to educate the community. It is an opportunity to increase public awareness of the role building safety and fire prevention officials, local and state building departments and federal agencies play to protect lives and property. They are the "silent defenders" who are seldom seen but work daily to ensure safety in the built environment.

### RECOMMENDATION

Adopt the proclamation for May of 2012, as Building Safety Month and demonstrate our commitment to building safety and fire prevention in our community.

Attachment: Building Safety Month May 2012 Proclamation

P: Dave Proclamation 2012

# PROCLAMATION

## BUILDING SAFETY MONTH - MAY 2012

Whereas, the City of Maplewood's continuing efforts to address the critical issues of safety, energy efficiency, water conservation and sustainability in the built environment that affect our citizens, both in everyday life and in times of natural disaster, give us confidence that our structures are safe and sound, and;

Whereas, our confidence is achieved through the devotion of vigilant guardians – building safety and fire prevention officials, architects, engineers, builders, laborers, and others in the construction industry – who work year-round to ensure the safe construction of buildings and;

Whereas, these guardians – dedicated members of the International Code Council - develop and implement the highest-quality codes to protect Maplewood residents in the buildings where we live, learn, work, worship, play, and;

Whereas, Building Safety Month is sponsored by the International Code Council and International Code Council Foundation to remind the public about the critical role of Maplewood's guardians of public safety -our code official - who assure us of safe, efficient and livable building and

Whereas, Building Safety Month is sponsored by the International Code Council and International Code Council Foundation, to remind the public about the critical role of our communities' largely unknown guardians of public safety – our local code officials – who assure us of safe, efficient and livable buildings, and;

Whereas, "Building Safety Month: An International Celebration of Safe and Sensible Structures" the theme for Building Safety Month 2012, encourages awareness of the importance of building safety, including residential fire sprinklers that enhance not only fire safety, but also green and sustainable buildings, utilizing the latest in construction technology. Building Safety Month 2012, encourages appropriate steps everyone can take to ensure that the buildings we occupy every day are safe and sustainable, and recognizes that countless lives have been saved due to the implementation of safety codes by local and state agencies, and;

Whereas, each year, in observance of Building Safety Month, Maplewood residents are asked to consider projects to improve building safety and sustainability at home and in the community, and to acknowledge the services provided to all of us by building and fire officials in protecting lives and property.

Now, therefore, it is hereby proclaimed that the month of May 2012 is Building Safety Month in the City of Maplewood. Accordingly, our citizens are encouraged to join their community in participating in Building Safety Month activities and assisting efforts to improve building safety.

Adopted this 9th Day of April 2012

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Will Rossbach, Mayor

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Karen Guilfoile, City Clerk

**AGENDA REPORT**

**TO:** City Council  
**FROM:** Finance Manager  
**RE:** APPROVAL OF CLAIMS  
**DATE:** 4/9/12/2012

Attached is a listing of paid bills for informational purposes. The City Manager has reviewed the bills and authorized payment in accordance with City Council approved policies.

ACCOUNTS PAYABLE:

\$ 266,162.46	Checks # 86703 thru # 86744 dated 3/16/12 thru 3/27/12
\$ 402,640.30	Disbursements via debits to checking account dated 3/19/12 thru 3/23/12
\$ 333,687.49	Checks # 86745 thru # 86803 dated 3/23/12 thru 4/3/12
\$ 216,448.31	Disbursements via debits to checking account dated 3/23/12 thru 3/30/12
\$ 1,218,938.56	Total Accounts Payable

PAYROLL

\$ 504,670.14	Payroll Checks and Direct Deposits dated 3/30/12
\$ 1,748.16	Payroll Deduction check # 9986751 thru # 9986753 dated 3/30/12
\$ 506,418.30	Total Payroll
\$ 1,725,356.86	<b>GRAND TOTAL</b>

Attached is a detailed listing of these claims. Please call me at 651-249-2902 if you have any questions on the attached listing. This will allow me to check the supporting documentation on file if necessary.

sb  
attachments

**Check Register**  
**City of Maplewood**

03/23/2012

<b>Check</b>	<b>Date</b>	<b>Vendor</b>	<b>Description</b>	<b>Amount</b>	
86703	03/16/2012	00001	ONE TIME VENDOR	K SCHULZE EMPLOYEES 3/16 PAYCHECK	401.62
86704	03/19/2012	02464	US BANK	FUNDS FOR ATMS	10,000.00
86705	03/20/2012	00001	ONE TIME VENDOR	SPECIAL PAYROLL CHECK 3-16-12	135.86
86706	03/20/2012	00001	ONE TIME VENDOR	SPECIAL PAYROLL CHECK 3-16-12	105.68
86707	03/20/2012	00001	ONE TIME VENDOR	SPECIAL PAYROLL CHECK 3-16-12	129.82
86708	03/20/2012	00001	ONE TIME VENDOR	SPECIAL PAYROLL CHECK 3-16-12	207.57
86709	03/27/2012	00463	EMERGENCY APPARATUS MAINT	TRUCK REPAIR	2,803.11
86710	03/27/2012	00585	GOPHER STATE ONE-CALL	NET BILLABLE TICKETS - FEB	162.50
86711	03/27/2012	04206	H.A. KANTRUD	ATTORNEY SRVS FEES/RENT - APRIL	15,150.00
86712	03/27/2012	03809	CASIE JACKSON	INSTRUCTION FEES~	144.00
86713	03/27/2012	00985	METROPOLITAN COUNCIL	WASTEWATER - APRIL	202,927.10
86714	03/27/2012	04316	CITY OF MINNEAPOLIS RECEIVABLES	AUTO PAWN SYSTEM - FEB	459.60
86715	03/27/2012	01160	NEWMAN TRAFFIC SIGNS	DATE & WARNING DECALS FOR SIGNS	353.65
86716	03/27/2012	04829	CHRISTIE PENN	REIMBURSEMENT FOR TUITION & BOOKS	1,044.25
	03/27/2012	04829	CHRISTIE PENN	REIMB FOR ADVERTISING EXP	125.00
86717	03/27/2012	01463	SISTER ROSALIND GEFRE	MASSAGE PROGRAM FEB 16-29, 2012	1,078.00
86718	03/27/2012	01190	XCEL ENERGY	ELECTRIC & GAS UTILITY	6,980.43
	03/27/2012	01190	XCEL ENERGY	ELECTRIC & GAS UTILITY	452.09
	03/27/2012	01190	XCEL ENERGY	FIRE SIRENS	52.56
86719	03/27/2012	00111	ANIMAL CONTROL SERVICES	ANIMAL CONTROL HOURS 2/27-3/18/12	2,386.32
86720	03/27/2012	03738	CHARLES E. BETHEL	ATTORNEY FEES/RENT APRIL	4,775.00
	03/27/2012	03738	CHARLES E. BETHEL	FEBRUARY SERVICES	1,593.75
86721	03/27/2012	00412	DONALD SALVERDA & ASSOCIATES	EFFECTIVE MANAGEMENT PROG	875.09
86722	03/27/2012	04867	FOTH INFRASTRUCTURE & ENVIR	PROF SRVS THRU 03/02	735.00
86723	03/27/2012	00569	CLARENCE GERVAIS	EXPENSE REIMBURSEMENT FDIC/AIRFARE	1,066.60
86724	03/27/2012	04846	HEALTHEAST	MEDICAL SUPPLIES	341.06
86725	03/27/2012	00791	CONNIE KELSEY	MILEAGE REIMBURSEMENT	31.52
86726	03/27/2012	04114	MEDICARE PART B	REFUNDS FOR TRANS MEDIC RECOUNPMEI	380.51
86727	03/27/2012	00986	METROPOLITAN COUNCIL	MONTHLY SAC-FEB	4,753.65
86728	03/27/2012	00997	MIDWEST CHILDREN'S RESOURCE CT	DVD DUPLICATE OF RECORDED INTERVIEW	7.00
86729	03/27/2012	01088	MN POLLUTION CONTROL AGENCY	HAZARDOUS WASTE ANNUAL FEE	271.00
86730	03/27/2012	00001	ONE TIME VENDOR	REFUND S COSGROVE TRANS MEDIC MW	1,855.54
86731	03/27/2012	00001	ONE TIME VENDOR	REFUND TONY VANG SOFTBALL ENROLLM	200.00
86732	03/27/2012	00001	ONE TIME VENDOR	BCBS BENEFIT J JOHNSON	100.00
86733	03/27/2012	00001	ONE TIME VENDOR	REFUND L RULLI MEMBERSHIP	35.35
86734	03/27/2012	00001	ONE TIME VENDOR	REFUND J MADDIO UCARE BENEFIT	29.14
86735	03/27/2012	00264	TERRIE RAMEAUX	MILEAGE REIMBURSEMENT	31.64
86736	03/27/2012	01345	RAMSEY COUNTY	2012 DUES	60.00
86737	03/27/2012	02001	CITY OF ROSEVILLE	PHONE SERVICE - MARCH	1,436.20
	03/27/2012	02001	CITY OF ROSEVILLE	JOINT POWERS BILLING - MARCH	666.66
86738	03/27/2012	01387	DR. JAMES ROSSINI	ADMIN FEE MARCH 2012 PD	100.00
86739	03/27/2012	01455	MICHAEL SHORTREED	PAYMENT FOR OFFICER ON SATURDAY M/	140.00
86740	03/27/2012	04540	TRICARE	TWO REFUNDS FOR TRANS MEDIC MW01:	163.63
86741	03/27/2012	04131	TROPICAL BALLROOM	INSTRUCTION OF BALLROOM DANCE CLAS	330.00
86742	03/27/2012	02177	U-CARE REFUND	RETURN UCARE BENEFIT	195.00
86743	03/27/2012	04326	UNITED HEALTH CARE INS. CO.	REFUND FOR TANS MEDICA PATIENT MW1	91.27
86744	03/27/2012	02359	WALLY'S UPHOLSTERY	RECOVERING/CHAIR & 2 BENCHS MCC	798.69
				<b>42 Checks in this report.</b>	<b><u>266,162.46</u></b>

**CITY OF MAPLEWOOD**  
**Disbursements via Debits to Checking account**

<b>Transmitted Settlement</b>				
<u>Date</u>	<u>Date</u>	<u>Payee</u>	<u>Description</u>	<u>Amount</u>
3/15/2012	3/19/2012	U.S. Treasurer	Federal Payroll Tax	91,240.72
3/15/2012	3/19/2012	P.E.R.A.	P.E.R.A.	86,299.59
3/16/2012	3/19/2012	MN State Treasurer	Drivers License/Deputy Registrar	27,916.75
3/16/2012	3/19/2012	Pitney Bowes	Postage	2,985.00
3/15/2012	3/20/2012	MN Dept of Revenue	Sales Tax	10,328.00
3/15/2012	3/20/2012	MidAmerica - ING	HRA Flex plan	17,056.22
3/19/2012	3/20/2012	MN State Treasurer	Drivers License/Deputy Registrar	36,114.85
3/15/2012	3/21/2012	MN State Treasurer	State Payroll Tax	19,608.27
3/20/2012	3/21/2012	MN State Treasurer	Drivers License/Deputy Registrar	28,463.21
3/15/2012	3/22/2012	MN Dept of Revenue	Fuel Tax	432.88
3/21/2012	3/22/2012	MN State Treasurer	Drivers License/Deputy Registrar	33,595.14
3/16/2012	3/23/2012	Optum Health	DCRP & Flex plan payments	9,073.40
3/22/2012	3/23/2012	MN State Treasurer	Drivers License/Deputy Registrar	38,196.27
3/22/2012	3/23/2012	MN Dept of Natural Resources	DNR electronic licenses	1,330.00
<b>TOTAL</b>				<b><u>402,640.30</u></b>

**Check Register**  
**City of Maplewood**

03/30/2012

Check	Date	Vendor	Description	Amount	
86745	03/23/2012	04937	RICHARD DUNKIRK	3/16/12 Performance	2,775.00
86746	03/23/2012	00001	ONE TIME VENDOR	REFUND E THEIS GARDEN PLOT	50.00
86747	03/27/2012	02464	US BANK	FUNDS FOR ATMS	10,000.00
86748	04/03/2012	02149	HEIDI CAREY	MARKETING & ADVERTISING - MARCH	4,000.00
86749	04/03/2012	02407	H & B SPECIALIZED PRODUCTS	REPAIR BASKETBALL BACKBOARDS MCC	2,012.00
86750	04/03/2012	02728	KIMLEY-HORN & ASSOCIATES INC	PROJ 11-14 PROF SRVS THRU 01/31	9,236.75
86751	04/03/2012	04829	CHRISTIE PENN	REIMB FOR BOOKS & TUITION 1/19-2/27	1,265.02
	04/03/2012	04829	CHRISTIE PENN	REIMB FOR BOOKS & TUITION 1/12 - 3/1	789.48
86752	04/03/2012	01337	RAMSEY COUNTY-PROP REC & REV	FLEET SUPPORT FEE - MARCH	414.96
86753	04/03/2012	01409	S.E.H.	POLICE SPACE STUDY	4,831.85
	04/03/2012	01409	S.E.H.	GLADSTONE STATION ROOF	390.90
86754	04/03/2012	01463	SISTER ROSALIND GEFRE	MCC MASSAGES - MARCH 1-15	1,232.00
86755	04/03/2012	02274	SPRINT	SPRINT SRVS 02/15 -03/14	6,799.39
86756	04/03/2012	01190	XCEL ENERGY	ELECTRIC UTILITY	12,863.81
	04/03/2012	01190	XCEL ENERGY	ELECTRIC & GAS UTILITY	7,043.71
	04/03/2012	01190	XCEL ENERGY	GAS UTILITY	4,055.24
	04/03/2012	01190	XCEL ENERGY	ELECTRIC & GAS UTILITY	2,781.45
86757	04/03/2012	01798	YOCUM OIL CO.	CONTRACT GASOLINE - MARCH	17,352.44
	04/03/2012	01798	YOCUM OIL CO.	CONTRACT DIESEL - MARCH	9,468.90
86758	04/03/2012	04951	ANTHONY J. ANDERSON	REFS 2ND HALF WINTER VOLLEYBALL	50.00
86759	04/03/2012	04419	LOUISE A. BEAMAN	REFS 2ND HALF WINTER VOLLEYBALL	300.00
86760	04/03/2012	01974	BLUE CROSS REFUNDS	REFUND FOR TRANS MEDIC BRENNAN	93.05
86761	04/03/2012	01865	DON BOWMAN	ASSIGNMENTS 2ND HALF WINTER V-BALL	120.00
86762	04/03/2012	02766	KATHERINE BOWMAN	ASSIGNMENTS 2ND HALF WINTER V-BALL	512.00
86763	04/03/2012	02929	CNAGLAC	LTC MONTHLY PREMIUM - APRIL	440.60
86764	04/03/2012	03619	DRAIN KING INC	PROJ 10-14 SEWER REPAIR/TELEVISION	2,840.00
	04/03/2012	03619	DRAIN KING INC	PROJ 11-14 SEWER TELEVISION/CLEAN	180.00
	04/03/2012	03619	DRAIN KING INC	PROJ 11-14 SEWER TELEVISION/CLEAN	180.00
	04/03/2012	03619	DRAIN KING INC	PROJ 11-14 SEWER TELEVISION/CLEAN	180.00
	04/03/2012	03619	DRAIN KING INC	PROJ 11-14 SEWER TELEVISION/CLEAN	180.00
	04/03/2012	03619	DRAIN KING INC	PROJ 11-14 SEWER TELEVISION/CLEAN	180.00
	04/03/2012	03619	DRAIN KING INC	PROJ 11-14 SEWER TELEVISION/CLEAN	180.00
	04/03/2012	03619	DRAIN KING INC	PROJ 11-14 SEWER TELEVISION/CLEAN	180.00
	04/03/2012	03619	DRAIN KING INC	PROJ 11-14 SEWER TELEVISION/CLEAN	180.00
	04/03/2012	03619	DRAIN KING INC	PROJ 11-14 SEWER TELEVISION/CLEAN	180.00
86765	04/03/2012	02567	EVERGREEN LAND SERVICES	PROJ 09-08 LAND ACQUISITION	1,084.41
86766	04/03/2012	04421	TRACEY FREDRICK	REFS 2ND HALF WINTER VOLLEYBALL	75.00
86767	04/03/2012	00644	HEALTHPARTNERS	MONTHLY PREMIUM - APRIL	12,572.12
86768	04/03/2012	00644	HEALTHPARTNERS	REFUND FOR TRANS MEDIC MW10533A	1,763.06
86769	04/03/2012	00644	HEALTHPARTNERS	2MOS HP - DID NOT QUALIFY	40.00
86770	04/03/2012	00668	STEVEN HIEBERT	REIMB FOR MEALS 3/14 & 3/22	10.68
86771	04/03/2012	04944	HILLCREST VENTURES LLC	SNACK BAR SALES - JAN	641.25
	04/03/2012	04944	HILLCREST VENTURES LLC	SNACK BAR SALES - FEB	265.05
86772	04/03/2012	04445	HOPE HAVEN INC.	SURVEY SUPPLIES	1,714.87
86773	04/03/2012	03538	PATRICK JAMES HUBBARD	REFS 2ND HALF WINTER VOLLEYBALL	1,150.00
86774	04/03/2012	04950	JERRY JOHNSON	REFS 2ND HALF WINTER VOLLEYBALL	100.00
86775	04/03/2012	04992	KDV	2011 AUDIT	20,000.00
86776	04/03/2012	04995	KFD TRAINING & CONSULTATION	TRAINING	330.00
86777	04/03/2012	04996	NICLOLE KLINGSPOHN	REFS 2ND HALF WINTER VOLLEYBALL	175.00
86778	04/03/2012	00910	M S S A	MEMBERSHIP FEE	50.00
86779	04/03/2012	04790	MAYER ARTS, INC.	MAKING COSTUM FOR SPRING DANCE	1,455.35
86780	04/03/2012	04420	ROBIN MCNULTY	REFS 2ND HALF WINTER VOLLEYBALL	150.00
86781	04/03/2012	03818	MEDICA	MONTHLY PREMIUM - APRIL	162,666.90

86782	04/03/2012	00983	METRO SALES INC	LEASE PMT 03/15/12 TO 04/15/12	864.62
86783	04/03/2012	01085	MN LIFE INSURANCE	MONTHLY PREMIUM - APRIL	2,845.05
86784	04/03/2012	01126	MN NCPERS LIFE INSURANCE	MONTHLY PREMIUM - APRIL	480.00
86785	04/03/2012	01088	MN POLLUTION CONTROL AGENCY	PROJ 04-21 INVESTIGATION CLEAN UP	125.00
86786	04/03/2012	01175	CITY OF NORTH ST PAUL	MONTHLY UTILITIES - MARCH	2,595.00
	04/03/2012	01175	CITY OF NORTH ST PAUL	FIBER OPTIC ACCESS CHARGES - MARCH	1,000.00
86787	04/03/2012	00001	ONE TIME VENDOR	REFUND BELISLE UCARE BENEFIT	420.00
86788	04/03/2012	00001	ONE TIME VENDOR	REFUND SLUGGERS BAR CANCELLED	200.00
86789	04/03/2012	01863	ROGER PACKER	REFS 2ND HALF WINTER VOLLEYBALL	675.00
86790	04/03/2012	04953	BARTON JAMES PECK	REFS 2ND HALF WINTER VOLLEYBALL	275.00
86791	04/03/2012	04201	READY WATT	SIREN MAINTENANCE	4,876.00
86792	04/03/2012	04432	EUGENE E. RICHARDSON	REFS 2ND HALF WINTER VOLLEYBALL	375.00
86793	04/03/2012	02663	CARL SAARION	REFS 2ND HALF WINTER VOLLEYBALL	100.00
86794	04/03/2012	01418	SAM'S CLUB DIRECT	CONCESSIONS AT CARVER & EDGERTON	385.59
	04/03/2012	01418	SAM'S CLUB DIRECT	VENDING MACHINE SUPPLIES	335.26
	04/03/2012	01418	SAM'S CLUB DIRECT	SUPPLIES	129.52
86795	04/03/2012	03879	SANSIO	EMS FEES - APRIL	577.08
86796	04/03/2012	04875	SGC HORIZON LLC	PROJ 11-15 AD FOR BID 3/5	154.00
	04/03/2012	04875	SGC HORIZON LLC	PROJ 11-15 AD FOR BID 3/19	154.00
86797	04/03/2012	03557	PAUL SIKORA	REFS 2ND HALF WINTER VOLLEYBALL	150.00
86798	04/03/2012	04997	SPEW HEALTH PLAN	REFUND FOR TRANS MEDIC J KROLL	2,223.80
86799	04/03/2012	01915	NANCY STEFFEN	REFS 2ND HALF WINTER VOLLEYBALL	125.00
86800	04/03/2012	03598	PAUL THEISEN	REIMB FOR PARKING 3/21	9.00
86801	04/03/2012	00529	UNION SECURITY INSURANCE CO	LTD PLAN 4043120-2 - APRIL	4,338.72
	04/03/2012	00529	UNION SECURITY INSURANCE CO	STD PLAN 4043120-1 - APRIL	2,293.61
86802	04/03/2012	01725	VOLUNTEER FIREFIGHTER'S	DUES INS BENEFIT	99.00
86803	04/03/2012	01872	MARK WEBER	REFS 2ND HALF WINTER VOLLEYBALL	300.00

59 Checks in this report.

333,687.49

CITY OF MAPLEWOOD  
Disbursements via Debits to Checking account

<u>Transmitted</u> <u>Date</u>	<u>Settlement</u> <u>Date</u>	<u>Payee</u>	<u>Description</u>	<u>Amount</u>
3/23/2012	3/26/2012	MN State Treasurer	Drivers License/Deputy Registrar	16,106.50
3/26/2012	3/27/2012	MN State Treasurer	Drivers License/Deputy Registrar	40,366.56
3/27/2012	3/28/2012	MN State Treasurer	Drivers License/Deputy Registrar	24,537.43
3/28/2012	3/29/2012	MN State Treasurer	Drivers License/Deputy Registrar	40,696.26
3/28/2012	3/29/2012	ING - State Plan	Deferred Compensation	27,230.00
3/28/2012	3/29/2012	US Bank	Bank fees	358.19
3/23/2012	3/30/2012	US Bank VISA One Card*	Purchasing card items	34,781.06
3/28/2012	3/30/2012	ICMA (Vantagepointe)	Deferred Compensation	4,261.15
3/29/2012	3/30/2012	MN State Treasurer	Drivers License/Deputy Registrar	26,276.16
3/29/2012	3/30/2012	MN Dept of Natural Resources	DNR electronic licenses	1,835.00
TOTAL				<u><u>216,448.31</u></u>

\*Detailed listing of VISA purchases is attached.

Transaction Date	Posting Date	Merchant Name	Transaction Amount	Name
03/14/2012	03/15/2012	LA POLICE GEAR INC	\$72.14	MARK ALDRIDGE
03/14/2012	03/19/2012	OLD LOG THEATER, LTD	\$297.50	MANDY ANZALDI
03/19/2012	03/20/2012	PARTY CITY #768	\$25.67	LONN BAKKE
03/19/2012	03/20/2012	HEJNY RENTAL INC	\$149.97	LONN BAKKE
03/19/2012	03/21/2012	UNIFORMS UNLIMITED INC	\$17.66	LONN BAKKE
03/22/2012	03/23/2012	BEST BUY MHT 00000109	\$250.00	LONN BAKKE
03/09/2012	03/12/2012	APPLE STORE #R022	\$250.00	MARKESE BENJAMIN
03/22/2012	03/23/2012	TARGET 00011858	\$22.26	NEIL BRENEMAN
03/12/2012	03/13/2012	MENARDS 3059	\$46.00	TROY BRINK
03/20/2012	03/21/2012	USPS 26834500133401316	\$99.25	NATHAN BURLINGAME
03/12/2012	03/13/2012	CUB FOODS, INC.	\$15.97	SARAH BURLINGAME
03/15/2012	03/16/2012	PIONEER PRESS SUBSCRIPTI	\$130.00	SARAH BURLINGAME
03/20/2012	03/21/2012	CURTIS 1000 INC.	\$54.16	SARAH BURLINGAME
03/13/2012	03/14/2012	INT'L CODE COUNCIL	\$116.06	NICHOLAS CARVER
03/12/2012	03/13/2012	STATE SUPPLY	\$98.13	SCOTT CHRISTENSON
03/13/2012	03/15/2012	THE HOME DEPOT 2801	\$12.35	SCOTT CHRISTENSON
03/14/2012	03/15/2012	JOHNSTONE SUPPLY	\$260.78	SCOTT CHRISTENSON
03/14/2012	03/15/2012	VIKING ELECTRIC - CREDIT	\$262.91	SCOTT CHRISTENSON
03/14/2012	03/15/2012	VIKING ELECTRIC - CREDIT	\$84.84	SCOTT CHRISTENSON
03/14/2012	03/15/2012	HEJNY RENTAL INC	\$127.45	SCOTT CHRISTENSON
03/16/2012	03/19/2012	VIKING ELECTRIC - CREDIT	(\$28.28)	SCOTT CHRISTENSON
03/21/2012	03/22/2012	VIKING ELECTRIC - CREDIT	\$28.28	SCOTT CHRISTENSON
03/12/2012	03/13/2012	BUST A CAP	\$27.00	KEVIN COFFEY
03/12/2012	03/14/2012	UNIFORMS UNLIMITED INC	\$28.31	KEVIN COFFEY
03/13/2012	03/15/2012	STREICHER'S MO	\$142.98	KEVIN COFFEY
03/22/2012	03/23/2012	MENARDS 3022	\$4.45	CHARLES DEEVER
03/20/2012	03/21/2012	LTG POWER EQUIPMENT	\$35.51	THOMAS DEBILZAN
03/20/2012	03/22/2012	THE HOME DEPOT 2801	\$5.50	THOMAS DEBILZAN
03/09/2012	03/12/2012	UNIFORMS UNLIMITED INC	\$269.16	RICHARD DOBLAR
03/22/2012	03/23/2012	EB *CHICK-FIL-A LEADER	\$85.00	RICHARD DOBLAR
03/21/2012	03/22/2012	HENRIKSEN ACE HARDWARE	\$30.50	DOUG EDGE
03/14/2012	03/16/2012	OXYGEN SERVICE COMPANY	\$53.80	DAVE EDSON
03/21/2012	03/22/2012	JOHN DEERE LANDSCAPES530	\$12.71	DAVE EDSON
03/13/2012	03/14/2012	THE UPS STORE 2171	\$29.38	PAUL E EVERSON
03/16/2012	03/19/2012	WALGREENS #7388	\$174.89	PAUL E EVERSON
03/18/2012	03/19/2012	TARGET 00011858	\$51.39	PAUL E EVERSON
03/21/2012	03/22/2012	U OF M PARKING AND TRANS	\$9.00	PAUL E EVERSON
03/08/2012	03/12/2012	NUCO2 01 OF 01	\$108.85	LARRY FARR
03/08/2012	03/12/2012	NUCO2 01 OF 01	\$100.89	LARRY FARR
03/08/2012	03/12/2012	NUCO2 01 OF 01	\$80.96	LARRY FARR
03/08/2012	03/12/2012	NUCO2 01 OF 01	\$150.00	LARRY FARR
03/08/2012	03/12/2012	NUCO2 01 OF 01	\$104.02	LARRY FARR
03/08/2012	03/12/2012	NUCO2 01 OF 01	\$96.03	LARRY FARR
03/08/2012	03/12/2012	NUCO2 01 OF 01	\$67.04	LARRY FARR
03/09/2012	03/12/2012	WEBER AND TROSETH INC	\$54.18	LARRY FARR
03/13/2012	03/15/2012	METRO SOUND AND LIGHTING	\$245.36	LARRY FARR
03/15/2012	03/16/2012	AQUA LOGICS INC	\$700.38	LARRY FARR
03/15/2012	03/16/2012	MENARDS 3022	\$253.31	LARRY FARR
03/16/2012	03/19/2012	CINTAS #470	\$95.98	LARRY FARR
03/16/2012	03/19/2012	CINTAS #470	\$44.11	LARRY FARR
03/16/2012	03/19/2012	CINTAS #470	\$84.96	LARRY FARR
03/16/2012	03/19/2012	NORTHERN TOOL EQUIP-MN	\$251.80	LARRY FARR
03/20/2012	03/21/2012	BATTERIES PLUS #31	\$123.67	LARRY FARR
03/20/2012	03/22/2012	THE HOME DEPOT 2801	\$244.69	LARRY FARR
03/22/2012	03/23/2012	HAFELE AMERICA CO	\$421.98	LARRY FARR

03/22/2012	03/23/2012	AQUA LOGICS INC	\$1,072.49	LARRY FARR
03/15/2012	03/19/2012	ON SITE SANITATION INC	\$52.37	SHANN FINWALL
03/13/2012	03/14/2012	PAY FLOW PRO	\$87.85	MYCHAL FOWLDS
03/23/2012	03/23/2012	COMCAST CABLE COMM	\$54.00	MYCHAL FOWLDS
03/10/2012	03/12/2012	AMAZON MKTPLACE PMTS	\$57.72	NICK FRANZEN
03/15/2012	03/16/2012	WWW.NEWEGG.COM	\$360.30	NICK FRANZEN
03/15/2012	03/19/2012	MP3CAR INC	\$169.89	NICK FRANZEN
03/16/2012	03/19/2012	IKEY LTD 01 OF 01	\$1,905.00	NICK FRANZEN
03/22/2012	03/23/2012	IDU*PUBLIC SECTOR	\$88.06	NICK FRANZEN
03/13/2012	03/15/2012	UNIFORMS UNLIMITED INC	\$271.24	JOHN FRASER
03/14/2012	03/16/2012	UNIFORMS UNLIMITED INC	\$6.40	JOHN FRASER
03/12/2012	03/14/2012	UNIFORMS UNLIMITED INC	\$413.81	ANTHONY GABRIEL
03/11/2012	03/13/2012	NAPA STORE 3279016	\$49.79	CLARENCE GERVAIS
03/15/2012	03/16/2012	BEST BUY MHT 00000109	\$310.65	CLARENCE GERVAIS
03/15/2012	03/16/2012	MENARDS 3059	\$234.60	CLARENCE GERVAIS
03/16/2012	03/19/2012	THE HOME DEPOT 2801	\$132.39	CLARENCE GERVAIS
03/12/2012	03/14/2012	OFFICE DEPOT #1079	\$5.75	JEAN GLASS
03/12/2012	03/14/2012	OFFICE DEPOT #1090	\$19.00	JEAN GLASS
03/20/2012	03/22/2012	OFFICE DEPOT #1090	\$117.33	JEAN GLASS
03/12/2012	03/13/2012	UNITED RENTALS	\$45.40	MARK HAAG
03/09/2012	03/12/2012	HENRIKSEN ACE HARDWARE	\$5.35	MILES HAMRE
03/09/2012	03/12/2012	HENRIKSEN ACE HARDWARE	\$31.34	MILES HAMRE
03/15/2012	03/16/2012	MENARDS 3059	\$4.76	MILES HAMRE
03/13/2012	03/14/2012	HENRIKSEN ACE HARDWARE	\$25.32	TAMARA HAYS
03/09/2012	03/12/2012	TOY SPLASH LLC	\$85.20	RON HORWATH
03/16/2012	03/19/2012	PARTY CITY #768	\$21.38	RON HORWATH
03/17/2012	03/19/2012	MILLS FLEET FARM #2,700	\$5.88	RON HORWATH
03/21/2012	03/23/2012	DALCO ENTERPRISES, INC	\$892.25	DAVID JAHN
03/19/2012	03/20/2012	TARGET 00011858	\$19.16	KEVIN JOHNSON
03/15/2012	03/16/2012	THE UPS STORE 2171	\$19.58	TOM KALKA
03/16/2012	03/16/2012	COMCAST CABLE COMM	\$143.80	DUWAYNE KONEWKO
03/09/2012	03/12/2012	BEST BUY MHT 00000109	\$107.09	JASON KREGER
03/13/2012	03/14/2012	CDW GOVERNMENT	\$295.18	JASON KREGER
03/19/2012	03/20/2012	CDW GOVERNMENT	\$295.18	JASON KREGER
03/21/2012	03/22/2012	CDW GOVERNMENT	\$280.34	JASON KREGER
03/19/2012	03/20/2012	BATTERIES PLUS #31	\$12.86	NICHOLAS KREKELER
03/19/2012	03/20/2012	MENARDS 3059	\$7.99	NICHOLAS KREKELER
03/12/2012	03/14/2012	UNIFORMS UNLIMITED INC	\$25.12	DAVID KVAM
03/15/2012	03/15/2012	COMCAST CABLE COMM	\$45.34	DAVID KVAM
03/16/2012	03/16/2012	COMCAST CABLE COMM	\$67.45	DAVID KVAM
03/20/2012	03/22/2012	UNIFORMS UNLIMITED INC	\$214.47	DAVID KVAM
03/16/2012	03/19/2012	FAMOUS FOOTWEAR #142284	\$49.99	TODD LANGNER
03/18/2012	03/20/2012	EDDIE BAUER 0826	\$29.99	TODD LANGNER
03/20/2012	03/22/2012	STREICHER'S MPLS	\$70.78	JOHNNIE LU
03/09/2012	03/12/2012	FEDEXOFFICE 00006171	\$332.53	STEVE LUKIN
03/12/2012	03/13/2012	EMERGENCY APPARATUS MAINT	\$1,178.30	STEVE LUKIN
03/12/2012	03/14/2012	ASPEN MILLS INC.	\$12.69	STEVE LUKIN
03/19/2012	03/20/2012	METRO FIRE	\$767.45	STEVE LUKIN
03/19/2012	03/21/2012	AIRGAS NORTH CENTRAL	\$124.15	STEVE LUKIN
03/19/2012	03/21/2012	AIRGAS NORTH CENTRAL	\$107.11	STEVE LUKIN
03/20/2012	03/22/2012	EGAN COMPANY	\$330.00	STEVE LUKIN
03/13/2012	03/15/2012	UNIFORMS UNLIMITED INC	\$353.43	KATHERINE LYNCH
03/20/2012	03/22/2012	UNIFORMS UNLIMITED INC	\$11.22	JASON MARINO
03/20/2012	03/22/2012	STREICHER'S MPLS	\$70.78	JASON MARINO
03/13/2012	03/14/2012	NEVADA GUN LEATHER	\$29.95	JERROLD MARTIN
03/17/2012	03/19/2012	TARGET 00011858	\$250.00	GLEN MCCARTY

03/09/2012	03/12/2012	NATL. REGISTRY OF EMTS	\$15.00	MICHAEL MONDOR
03/14/2012	03/15/2012	BOUND TREE MEDICAL LLC	\$209.16	MICHAEL MONDOR
03/15/2012	03/16/2012	BSHIFTER	\$1,540.00	MICHAEL MONDOR
03/16/2012	03/19/2012	NATL. REGISTRY OF EMTS	\$15.00	MICHAEL MONDOR
03/17/2012	03/19/2012	BOUND TREE MEDICAL LLC	\$118.44	MICHAEL MONDOR
03/17/2012	03/19/2012	PHYSIO CONTROL INC	\$327.81	MICHAEL MONDOR
03/17/2012	03/19/2012	PHYSIO CONTROL INC	\$0.01	MICHAEL MONDOR
03/18/2012	03/19/2012	UPS*29521182LO8	\$6.45	MICHAEL MONDOR
03/20/2012	03/21/2012	BOUND TREE MEDICAL LLC	\$52.96	MICHAEL MONDOR
03/20/2012	03/22/2012	CHANNING BETE CO AHA	\$114.80	MICHAEL MONDOR
03/22/2012	03/23/2012	NATL. REGISTRY OF EMTS	\$15.00	MICHAEL MONDOR
03/09/2012	03/12/2012	HENRIKSEN ACE HARDWARE	\$10.69	JOHN NAUGHTON
03/19/2012	03/20/2012	HENRIKSEN ACE HARDWARE	\$8.55	JOHN NAUGHTON
03/19/2012	03/20/2012	MENARDS 3059	\$39.59	JOHN NAUGHTON
03/20/2012	03/21/2012	HENRIKSEN ACE HARDWARE	\$11.92	JOHN NAUGHTON
03/19/2012	03/20/2012	VIRTUE PRINTING	\$344.44	AMY NIVEN
03/20/2012	03/22/2012	OFFICE DEPOT #1090	\$94.82	AMY NIVEN
03/08/2012	03/12/2012	OFFICE DEPOT #1090	\$85.46	MARY KAY PALANK
03/08/2012	03/12/2012	OFFICE DEPOT #1105	\$4.91	MARY KAY PALANK
03/14/2012	03/16/2012	OFFICE DEPOT #1090	\$72.78	MARY KAY PALANK
03/16/2012	03/19/2012	OFFICE DEPOT #1090	\$29.95	MARY KAY PALANK
03/20/2012	03/22/2012	OFFICE DEPOT #1090	\$208.57	MARY KAY PALANK
03/13/2012	03/15/2012	PRESS PUBLICATIONS	\$563.60	CHRISTINE PENN
03/14/2012	03/16/2012	ANDON BALLOONS INC -	\$38.48	CHRISTINE PENN
03/10/2012	03/12/2012	BOUND TREE MEDICAL LLC	\$123.12	ROBERT PETERSON
03/12/2012	03/13/2012	HENRIKSEN ACE HARDWARE	\$9.09	ROBERT PETERSON
03/20/2012	03/21/2012	RADIOSHACK COR00161455	\$32.13	ROBERT PETERSON
03/13/2012	03/13/2012	AMAZON MKTPLACE PMTS	\$352.70	PHILIP F POWELL
03/13/2012	03/14/2012	METRO FIRE	\$239.08	PHILIP F POWELL
03/13/2012	03/14/2012	METRO FIRE	\$45.23	PHILIP F POWELL
03/19/2012	03/22/2012	A DAIGGER	\$304.23	PHILIP F POWELL
03/20/2012	03/21/2012	ARROWHEAD SCIENTIFIC INC	\$178.53	PHILIP F POWELL
03/20/2012	03/21/2012	B & H PHOTO-VIDEO.COM	\$229.83	PHILIP F POWELL
03/09/2012	03/12/2012	THE HOME DEPOT 2801	\$32.04	STEVEN PRIEM
03/13/2012	03/14/2012	MACQUEEN EQUIPMENT INC	\$217.93	STEVEN PRIEM
03/14/2012	03/15/2012	AUTO PLUS NO ST PAUL	\$55.95	STEVEN PRIEM
03/14/2012	03/15/2012	AUTO PLUS NO ST PAUL	\$7.37	STEVEN PRIEM
03/14/2012	03/15/2012	AUTO PLUS NO ST PAUL	\$4.62	STEVEN PRIEM
03/15/2012	03/19/2012	ZIEGLER INC COLUMBUS	\$153.24	STEVEN PRIEM
03/16/2012	03/19/2012	FACTORY MTR PTS #1	\$80.15	STEVEN PRIEM
03/16/2012	03/19/2012	NATIONAL PARTS CORP	\$543.24	STEVEN PRIEM
03/19/2012	03/20/2012	BAUER BUILT TIRE 18	\$474.71	STEVEN PRIEM
03/20/2012	03/21/2012	TRUCK UTILITIES INC	\$14.96	STEVEN PRIEM
03/21/2012	03/22/2012	AUTO PLUS NO ST PAUL	\$47.36	STEVEN PRIEM
03/16/2012	03/19/2012	LIFE FITNESS	\$12.94	KELLY PRINS
03/16/2012	03/19/2012	FITNESSREPAIRPARTS.COM	\$67.64	KELLY PRINS
03/21/2012	03/23/2012	NU AIR USA CORP	\$32.97	KELLY PRINS
03/22/2012	03/23/2012	BURKERT FLUID CONTROL SYS	\$17.87	KELLY PRINS
03/20/2012	03/21/2012	NOVACARE REHB/HEALT	\$750.00	TERRIE RAMEAUX
03/12/2012	03/13/2012	HILLYARD INC MINNEAPOLIS	\$1,012.09	MICHAEL REILLY
03/12/2012	03/15/2012	DALCO ENTERPRISES, INC	\$874.26	MICHAEL REILLY
03/15/2012	03/16/2012	HILLYARD INC MINNEAPOLIS	\$1,358.65	MICHAEL REILLY
03/19/2012	03/21/2012	POWER SYSTEMS	\$173.43	LORI RESENDIZ
03/09/2012	03/12/2012	TARGET 00011858	\$21.18	AUDRA ROBBINS
03/09/2012	03/12/2012	CUB FOODS, INC.	\$9.99	AUDRA ROBBINS
03/12/2012	03/13/2012	CUB FOODS, INC.	\$34.39	AUDRA ROBBINS

03/15/2012	03/19/2012	SUBWAY	00052159	\$87.93	AUDRA ROBBINS
03/15/2012	03/19/2012	SEALIFE MINNESOTA		\$111.80	AUDRA ROBBINS
03/16/2012	03/19/2012	KILN KREATIONS		\$672.30	AUDRA ROBBINS
03/20/2012	03/21/2012	TARGET	00011858	\$10.99	AUDRA ROBBINS
03/19/2012	03/20/2012	UNITED RENTALS		\$275.56	ROBERT RUNNING
03/13/2012	03/14/2012	LILLIE SUBURBAN NEWSPAPE		\$114.00	DEB SCHMIDT
03/15/2012	03/19/2012	PAKOR INC		\$277.63	DEB SCHMIDT
03/16/2012	03/19/2012	EBI*EBAGS.COM		\$36.94	DEB SCHMIDT
03/21/2012	03/22/2012	LILLIE SUBURBAN NEWSPAPE		\$351.75	DEB SCHMIDT
03/08/2012	03/12/2012	THE HOME DEPOT 2801		\$8.01	SCOTT SCHULTZ
03/09/2012	03/12/2012	CRAGUNS LODGE AND GOLF RE		\$74.81	MICHAEL SHORTREED
03/09/2012	03/12/2012	CRAGUNS LODGE AND GOLF RE		\$74.81	MICHAEL SHORTREED
03/21/2012	03/22/2012	JADSOFTWARE		\$299.00	MICHAEL SHORTREED
03/09/2012	03/12/2012	U OF M CCE NONCREDIT		\$95.00	CHRISTINE SOUTTER
03/16/2012	03/19/2012	FAMOUS FOOTWEAR #141780		\$134.98	JOSEPH STEINER
03/09/2012	03/12/2012	ATOM		\$125.00	JOANNE SVENDSEN
03/10/2012	03/12/2012	BB *MINNESOTA YOUTH IN		\$45.00	JOANNE SVENDSEN
03/13/2012	03/14/2012	PAYPAL *CENTERFORSO		\$75.00	JOANNE SVENDSEN
03/15/2012	03/19/2012	METRO SALES INC		\$648.00	JOANNE SVENDSEN
03/21/2012	03/23/2012	GRAND VIEW LODGE & TENNIS		\$316.35	JOANNE SVENDSEN
03/12/2012	03/13/2012	LA POLICE GEAR INC		\$123.49	THOMAS SZCZEPANSKI
03/14/2012	03/16/2012	UNIFORMS UNLIMITED INC		\$88.30	BRIAN TAUZELL
03/16/2012	03/19/2012	PRIOR LAKE SHOE SERVICE		\$60.00	BRIAN TAUZELL
03/14/2012	03/16/2012	STRAUSS SKATE AND BICY		\$525.00	JAMES TAYLOR
03/21/2012	03/23/2012	CVS PHARMACY #1751 Q03		\$15.52	JAMES TAYLOR
03/17/2012	03/19/2012	JCPENNEY STORE 2864		\$30.00	JOSEPH TRAN
03/20/2012	03/21/2012	BEST BUY MHT 00000109		\$250.00	JOSEPH TRAN
03/22/2012	03/23/2012	H&M 205 MAPLEWOOD MALL		\$29.95	JOSEPH TRAN
03/09/2012	03/12/2012	GORDMANS STORE #90		\$8.56	SUSAN ZWIEG
03/11/2012	03/13/2012	LEEANN CHIN #161 BLAINE-V		\$17.73	SUSAN ZWIEG

\$34,781.06

**CITY OF MAPLEWOOD  
EMPLOYEE GROSS EARNINGS REPORT  
FOR THE CURRENT PAY PERIOD**

<u>CHECK #</u>	<u>CHECK</u>	<u>EMPLOYEE NAME</u>	<u>AMOUNT</u>
	03/30/12	CARDINAL, ROBERT	435.16
	03/30/12	JUENEMANN, KATHLEEN	435.16
	03/30/12	KOPPEN, MARVIN	435.16
	03/30/12	LLANAS, JAMES	435.16
	03/30/12	ROSSBACH, WILLIAM	494.44
	03/30/12	STRAUTMANIS, MARIS	102.00
	03/30/12	VALLE, EDWARD	150.00
	03/30/12	AHL, R. CHARLES	5,008.64
	03/30/12	ANTONEN, JAMES	5,300.00
	03/30/12	BURLINGAME, SARAH	1,986.10
	03/30/12	KANTRUD, HUGH	184.62
	03/30/12	CHRISTENSON, SCOTT	1,851.55
	03/30/12	FARR, LARRY	3,061.16
	03/30/12	JAHN, DAVID	2,083.91
	03/30/12	RAMEAUX, THERESE	3,061.17
	03/30/12	BAUMAN, GAYLE	4,044.92
	03/30/12	ANDERSON, CAROLE	2,317.54
	03/30/12	DEBILZAN, JUDY	1,290.00
	03/30/12	JACKSON, MARY	2,126.08
	03/30/12	KELSEY, CONNIE	2,594.81
	03/30/12	RUEB, JOSEPH	2,642.60
	03/30/12	GUILFOILE, KAREN	4,207.64
	03/30/12	SCHMIDT, DEBORAH	2,746.39
	03/30/12	SPANGLER, EDNA	1,118.73
	03/30/12	THOMFORDE, FAITH	1,251.00
	03/30/12	CORTESI, LUANNE	1,223.16
	03/30/12	LARSON, MICHELLE	1,827.75
	03/30/12	MECHELKE, SHERRIE	1,140.33
	03/30/12	MOY, PAMELA	1,520.44
	03/30/12	OSTER, ANDREA	1,907.49
	03/30/12	RICHTER, CHARLENE	1,198.65
	03/30/12	SCHOENECKER, LEIGH	1,569.35
	03/30/12	WEAVER, KRISTINE	2,356.55
	03/30/12	CORCORAN, THERESA	1,900.55
	03/30/12	KVAM, DAVID	4,209.55
	03/30/12	PALANK, MARY	1,905.17
	03/30/12	POWELL, PHILIP	2,932.46
	03/30/12	SVENDSEN, JOANNE	2,101.79
	03/30/12	THOMALLA, DAVID	4,961.38
	03/30/12	YOUNG, TAMELA	1,900.55
	03/30/12	ABEL, CLINT	2,878.21

03/30/12	ALDRIDGE, MARK	3,253.30
03/30/12	BAKKE, LONN	2,937.06
03/30/12	BARTZ, PAUL	3,620.98
03/30/12	BELDE, STANLEY	2,990.84
03/30/12	BENJAMIN, MARKESE	2,975.57
03/30/12	BIERDEMAN, BRIAN	3,909.38
03/30/12	BOHL, JOHN	3,151.33
03/30/12	BUSACK, DANIEL	3,461.21
03/30/12	CARNES, JOHN	1,872.37
03/30/12	COFFEY, KEVIN	3,210.26
03/30/12	CROTTY, KERRY	3,611.20
03/30/12	DEMULLING, JOSEPH	3,027.57
03/30/12	DOBLAR, RICHARD	3,925.54
03/30/12	DUGAS, MICHAEL	4,490.75
03/30/12	ERICKSON, VIRGINIA	1,961.33
03/30/12	FLOR, TIMOTHY	3,609.69
03/30/12	FORSYTHE, MARCUS	2,306.38
03/30/12	FRASER, JOHN	3,525.80
03/30/12	FRITZE, DEREK	3,235.59
03/30/12	GABRIEL, ANTHONY	3,625.63
03/30/12	HAWKINSON JR, TIMOTHY	2,936.74
03/30/12	HER, PHENG	2,720.96
03/30/12	HIEBERT, STEVEN	2,937.06
03/30/12	JOHNSON, KEVIN	4,546.21
03/30/12	KALKA, THOMAS	921.88
03/30/12	KONG, TOMMY	2,878.21
03/30/12	KREKELER, NICHOLAS	850.80
03/30/12	KROLL, BRETT	3,050.96
03/30/12	LANGNER, SCOTT	3,092.20
03/30/12	LANGNER, TODD	2,980.04
03/30/12	LU, JOHNNIE	3,236.81
03/30/12	LYNCH, KATHERINE	2,316.54
03/30/12	MARINO, JASON	3,210.26
03/30/12	MARTIN, JERROLD	3,061.61
03/30/12	MCCARTY, GLEN	3,104.63
03/30/12	METRY, ALESIA	3,038.70
03/30/12	NYE, MICHAEL	3,331.11
03/30/12	OLSON, JULIE	3,059.21
03/30/12	PARKER, JAMES	2,186.00
03/30/12	REZNY, BRADLEY	3,039.03
03/30/12	RHUDE, MATTHEW	2,858.73
03/30/12	SHORTREED, MICHAEL	4,091.18
03/30/12	STEINER, JOSEPH	3,287.60
03/30/12	SYPNIEWSKI, WILLIAM	2,819.55
03/30/12	SZCZEPANSKI, THOMAS	2,990.84
03/30/12	TAUZELL, BRIAN	3,222.56
03/30/12	THEISEN, PAUL	3,263.16
03/30/12	THIENES, PAUL	3,569.35
03/30/12	TRAN, JOSEPH	3,038.70
03/30/12	WENZEL, JAY	3,045.48
03/30/12	XIONG, KAO	2,878.21
03/30/12	ANDERSON, BRIAN	366.00

03/30/12	BAHL, DAVID	210.00
03/30/12	BASSETT, BRENT	174.00
03/30/12	BAUMAN, ANDREW	2,668.41
03/30/12	BECK, YANCEY	216.00
03/30/12	BIGELBACH, ANTHONY	144.00
03/30/12	BOURQUIN, RON	692.00
03/30/12	BRADBURY, RYAN	156.00
03/30/12	BRESIN, ROBERT	210.00
03/30/12	CAPISTRANT, JACOB	531.00
03/30/12	CAPISTRANT, JOHN	448.00
03/30/12	CRAWFORD, RAYMOND	576.00
03/30/12	CRUMMY, CHARLES	360.00
03/30/12	DAWSON, RICHARD	3,293.47
03/30/12	EATON, PAUL	432.00
03/30/12	EVERSON, PAUL	3,279.06
03/30/12	FOSSUM, ANDREW	2,871.81
03/30/12	HAGEN, MICHAEL	276.00
03/30/12	HALE, JOSEPH	315.00
03/30/12	HALWEG, JODI	2,674.17
03/30/12	HAWTHORNE, ROCHELLE	201.00
03/30/12	HENDRICKSON, NICHOLAS	2,602.88
03/30/12	HUTCHINSON, JAMES	563.50
03/30/12	IMM, TRACY	297.00
03/30/12	JANSEN, CHAD	336.00
03/30/12	JOHNSON, JAMES	416.00
03/30/12	KANE, ROBERT	612.50
03/30/12	KARRAS, JAMIE	450.00
03/30/12	KERSKA, JOSEPH	240.00
03/30/12	KONDER, RONALD	36.00
03/30/12	KUBAT, ERIC	2,478.36
03/30/12	LINDER, TIMOTHY	2,761.64
03/30/12	LOCHEN, MICHAEL	340.00
03/30/12	MELLEN, CHRISTOPHER	144.00
03/30/12	MELLEN, RICHARD	216.00
03/30/12	MILLER, LADD	60.00
03/30/12	MILLER, NICHOLAS	360.00
03/30/12	MONDOR, MICHAEL	3,119.66
03/30/12	MONSON, PETER	180.00
03/30/12	MORGAN, JEFFERY	364.00
03/30/12	NIELSEN, KENNETH	270.00
03/30/12	NOVAK, JEROME	3,284.75
03/30/12	NOWICKI, PAUL	210.00
03/30/12	OLSON, JAMES	2,820.96
03/30/12	OPHEIM, JOHN	304.50
03/30/12	PACHECO, ALPHONSE	432.00
03/30/12	PETERSON, MARK	651.00
03/30/12	PETERSON, ROBERT	2,992.06
03/30/12	PLACE, ANDREA	1,283.39
03/30/12	POWERS, KENNETH	441.00
03/30/12	RAINEY, JAMES	516.00
03/30/12	RANK, NATHAN	843.00
03/30/12	RANK, PAUL	336.00

03/30/12	REYNOSO, ANGEL	324.00
03/30/12	RICE, CHRISTOPHER	560.00
03/30/12	RODRIGUEZ, ROBERTO	354.00
03/30/12	SCHULTZ, JEROME	192.00
03/30/12	SEDLACEK, JEFFREY	2,761.40
03/30/12	STREFF, MICHAEL	2,837.91
03/30/12	SVENDSEN, RONALD	3,135.75
03/30/12	WESSELS, TIMOTHY	369.00
03/30/12	GERVAIS-JR, CLARENCE	3,906.58
03/30/12	LUKIN, STEVEN	4,498.52
03/30/12	ZWIEG, SUSAN	704.85
03/30/12	KNUTSON, LOIS	2,054.95
03/30/12	NIVEN, AMY	1,518.15
03/30/12	BRINK, TROY	2,514.05
03/30/12	BUCKLEY, BRENT	2,073.35
03/30/12	DEBILZAN, THOMAS	2,162.17
03/30/12	EDGE, DOUGLAS	2,125.01
03/30/12	JONES, DONALD	2,170.15
03/30/12	MEISSNER, BRENT	1,957.35
03/30/12	NAGEL, BRYAN	3,442.00
03/30/12	OSWALD, ERICK	2,353.97
03/30/12	RUIZ, RICARDO	1,539.75
03/30/12	RUNNING, ROBERT	2,356.55
03/30/12	TEVLIN, TODD	2,150.15
03/30/12	BURLINGAME, NATHAN	2,026.41
03/30/12	DUCHARME, JOHN	2,740.37
03/30/12	ENGSTROM, ANDREW	2,555.77
03/30/12	JACOBSON, SCOTT	2,555.75
03/30/12	JAROSCH, JONATHAN	2,907.07
03/30/12	KUMMER, STEVEN	3,216.56
03/30/12	LINDBLOM, RANDAL	2,740.37
03/30/12	LOVE, STEVEN	3,446.87
03/30/12	THOMPSON, MICHAEL	4,058.96
03/30/12	ZIEMAN, SCOTT	426.00
03/30/12	JANASZAK, MEGHAN	1,497.35
03/30/12	KONEWKO, DUWAYNE	4,413.24
03/30/12	EDSON, DAVID	2,191.39
03/30/12	HAMRE, MILES	1,513.61
03/30/12	HAYS, TAMARA	1,539.75
03/30/12	HINNENKAMP, GARY	2,268.46
03/30/12	NAUGHTON, JOHN	2,146.15
03/30/12	NORDQUIST, RICHARD	2,148.46
03/30/12	BIESANZ, OAKLEY	1,273.09
03/30/12	DEAVER, CHARLES	433.75
03/30/12	GERNES, CAROLE	318.94
03/30/12	HAYMAN, JANET	1,479.09
03/30/12	HUTCHINSON, ANN	2,649.16
03/30/12	SOUTTER, CHRISTINE	551.26
03/30/12	WACHAL, KAREN	887.48
03/30/12	GAYNOR, VIRGINIA	3,244.09
03/30/12	KROLL, LISA	1,900.55
03/30/12	SINDT, ANDREA	2,033.80

03/30/12	SWANSON, CHRIS	1,001.00
03/30/12	THOMPSON, DEBRA	760.22
03/30/12	EKSTRAND, THOMAS	3,829.34
03/30/12	FINWALL, SHANN	3,233.35
03/30/12	MARTIN, MICHAEL	2,709.35
03/30/12	BRASH, JASON	2,393.35
03/30/12	CARVER, NICHOLAS	3,244.09
03/30/12	FISHER, DAVID	3,807.86
03/30/12	SWAN, DAVID	2,766.15
03/30/12	WELLENS, MOLLY	1,659.23
03/30/12	BERGER, STEPHANIE	760.01
03/30/12	BJORK, BRANDON	415.25
03/30/12	BRENEMAN, NEIL	2,159.70
03/30/12	DEBILZAN, JAIME	70.00
03/30/12	DWELLY, KATHLEEN	37.50
03/30/12	FRANK, PETER	424.00
03/30/12	GERMAIN, BRADY	36.00
03/30/12	KHOURY, SARAH	906.50
03/30/12	KOHLMAN, JENNIFER	116.38
03/30/12	LARSON, KATELYN	49.00
03/30/12	LUBKE, COLLEEN	117.00
03/30/12	ROBBINS, AUDRA	3,019.96
03/30/12	ROBBINS, CAMDEN	90.00
03/30/12	SCHALLER, SCOTT	161.26
03/30/12	SCHRANKLER, SAM	29.00
03/30/12	TAYLOR, JAMES	2,738.98
03/30/12	VUKICH, CANDACE	103.13
03/30/12	ADAMS, DAVID	2,099.50
03/30/12	GERMAIN, DAVID	2,155.39
03/30/12	HAAG, MARK	2,356.55
03/30/12	ORE, JORDAN	1,539.75
03/30/12	SCHULTZ, SCOTT	3,090.82
03/30/12	ANZALDI, MANDY	1,424.08
03/30/12	CRAWFORD - JR, RAYMOND	381.28
03/30/12	EVANS, CHRISTINE	1,369.02
03/30/12	GLASS, JEAN	2,125.10
03/30/12	HER, PETER	457.65
03/30/12	HOFMEISTER, MARY	1,114.98
03/30/12	HOFMEISTER, TIMOTHY	451.13
03/30/12	KULHANEK-DIONNE, ANN	289.25
03/30/12	PELOQUIN, PENNYE	661.17
03/30/12	PENN, CHRISTINE	2,332.74
03/30/12	SHERRILL, CAITLIN	655.05
03/30/12	VUE, LOR PAO	301.75
03/30/12	ZIELINSKI, JUDY	69.30
03/30/12	ANDERSON, MAXWELL	544.40
03/30/12	BAUDE, SARAH	109.50
03/30/12	BUCKLEY, BRITTANY	366.00
03/30/12	BUTLER, ANGELA	85.00
03/30/12	COSTA, JOSEPH	335.00
03/30/12	CRANDALL, KRISTA	230.28
03/30/12	DEMPSEY, BETH	113.63

03/30/12	DIONNE, DANIELLE	164.25
03/30/12	DUNN, RYAN	880.11
03/30/12	ERICKSON-CLARK, CAROL	49.00
03/30/12	FONTAINE, KIM	625.01
03/30/12	FOX, KELLY	140.00
03/30/12	FRAMPTON, SAMANTHA	288.00
03/30/12	GIEL, NICOLE	152.00
03/30/12	GRAY, MEGAN	273.58
03/30/12	GRUENHAGEN, LINDA	509.00
03/30/12	HEINRICH, SHEILA	864.00
03/30/12	HOLMBERG, LADONNA	601.50
03/30/12	HORWATH, RONALD	2,614.55
03/30/12	JANSON, ANGELA	29.00
03/30/12	JOHNSON, BARBARA	220.03
03/30/12	JOYER, ANTHONY	59.20
03/30/12	JOYER, JENNA	194.63
03/30/12	KOHLER, ROCHELLE	108.00
03/30/12	KOLLER, NINA	135.88
03/30/12	KRONHOLM, KATHRYN	691.24
03/30/12	LAMSON, ELIANA	36.00
03/30/12	MCCANN, NATALIE	99.00
03/30/12	MUSA, OLUTOYIN	40.00
03/30/12	NADEAU, KELLY	110.75
03/30/12	NADEAU, TAYLOR	62.05
03/30/12	NELSON, ELEONOR	100.00
03/30/12	NORTHOUSE, KATHERINE	188.50
03/30/12	POVLITZKI, MARINA	38.00
03/30/12	PROESCH, ANDY	478.04
03/30/12	RANEY, COURTNEY	560.00
03/30/12	RESENDIZ, LORI	2,150.64
03/30/12	RICHTER, DANIEL	132.30
03/30/12	RONNING, ISAIAH	127.05
03/30/12	RONNING, ZACCEUS	102.20
03/30/12	SCHREIER, ROSEMARIE	272.50
03/30/12	SCHREINER, MARK	69.35
03/30/12	SCHREINER, MICHELLE	121.88
03/30/12	SKAAR, SAMANTHA	10.00
03/30/12	SMITH, ANN	142.10
03/30/12	SMITH, CASEY	117.60
03/30/12	SMITLEY, SHARON	284.90
03/30/12	TAYLOR, JASON	63.70
03/30/12	THORWICK, MEGAN	143.33
03/30/12	TREPANIER, TODD	264.00
03/30/12	TUPY, HEIDE	91.60
03/30/12	TUPY, MARCUS	332.50
03/30/12	WARNER, CAROLYN	264.00
03/30/12	BOSLEY, CAROL	107.50
03/30/12	HITE, ANDREA	172.50
03/30/12	BORCHERT, JONATHAN	159.50
03/30/12	COLEMAN, PATRICK	285.00
03/30/12	DOUGLASS, TOM	1,884.83
03/30/12	MALONEY, SHAUNA	255.00

	03/30/12	PRINS, KELLY	1,690.15
	03/30/12	REILLY, MICHAEL	1,934.15
	03/30/12	SCHULZE, KEVIN	426.00
	03/30/12	THOMPSON, BENJAMIN	388.50
	03/30/12	AICHELE, CRAIG	2,203.80
	03/30/12	PRIEM, STEVEN	2,415.66
	03/30/12	WOEHRLE, MATTHEW	2,305.55
	03/30/12	BERGO, CHAD	2,678.00
	03/30/12	FOWLDS, MYCHAL	3,662.68
	03/30/12	FRANZEN, NICHOLAS	2,534.62
	03/30/12	KREGER, JASON	2,087.21
9986703	03/16/12	SCHULZE, KEVIN	498.00
9986705	03/20/12	KLEIN, AARON	144.00
9986706	03/20/12	LARSON, KATELYN	112.00
9986707	03/20/12	DIAZ, SARITA	148.50
9986708	03/20/12	KLEIN, TIM	220.00
9986719	03/30/12	ABRAHAMSON, AMANDA	240.00
9986720	03/30/12	ANDERSON, ZACHARY	48.00
9986721	03/30/12	AYD, GWEN	29.00
9986722	03/30/12	BACHMEIER, JORDAN	120.00
9986723	03/30/12	BETHEL III, CHARLES	114.75
9986724	03/30/12	BONKO, JACK	36.25
9986725	03/30/12	BURNS, ERIC	22.50
9986726	03/30/12	DIAZ, SARITA	31.50
9986727	03/30/12	ECONOMY, JOHN	52.00
9986728	03/30/12	FISHER, CHANCE	84.00
9986729	03/30/12	GREENER, DOUGLAS	138.00
9986730	03/30/12	KUSTERMAN, KEVIN	240.00
9986731	03/30/12	LARSON, DANIEL	48.00
9986732	03/30/12	MASON, KYLE	64.00
9986733	03/30/12	MASON, LAURA	36.00
9986734	03/30/12	O'BRIEN, ELIZABETH	65.25
9986735	03/30/12	O'BRIEN, PATRICIA	43.50
9986736	03/30/12	O'BRIEN, REBECCA	50.75
9986737	03/30/12	TARR-JR, GUS	195.00
9986738	03/30/12	THIELMAN, DANIEL	120.00
9986739	03/30/12	THIELMAN, RICHARD	150.00
9986740	03/30/12	THIETS, CONNOR	32.00
9986741	03/30/12	THIETS, TAYLOR	29.00
9986742	03/30/12	YANG, CHINU	117.00
9986743	03/30/12	YORKOVICH, BENJAMIN	270.00
9986744	03/30/12	VANG, TIM	530.75
9986745	03/30/12	MCMAHON, MICHAEL	95.33
9986746	03/30/12	WALES, ABIGAIL	112.38
9986747	03/30/12	WEINHAGEN, SHELBY	170.35
9986748	03/30/12	BELMARES, GABRIEL	152.25
9986749	03/30/12	REMNYAKOVA, ANZHELIKA	90.63
9986750	03/30/12	STEFFEN, MICHAEL	87.00
			504,670.14

## AGENDA REPORT

**TO:** James Antonen, City Manager  
**FROM:** Charles Ahl, Assistant City Manager  
**SUBJECT:** **Consider Approval of Contract Revision with Charles Bethel for Human Resources Attorney Services**  
**DATE:** April 4, 2012

**INTRODUCTION/ BACKGROUND**

The City of Maplewood has retained the services of Chuck Bethel as the Human Resources Attorney since the middle of 2006. Mr. Bethel is currently operating under a contract that was approved on October 10, 2011. The current agreement with Mr. Bethel was proposed to reduce his services for the first seven month of 2011, as part of an austerity measure. The contract provided for direct payments to Mr. Bethel for additional services during these first seven months of 2012 should those services be needed. Due to the number of complex legal issues that have occurred during the first three months of 2012, the amount of time being spent by Mr. Bethel was exceeding expenses for the similar period in 2011. In short, the City was paying more for Mr. Bethel's service for less hours.

The attached contract revision proposes to return Mr. Bethel to providing 1,040 hours per year [or half time for the remainder of 2012] and to office at City Hall at least two days per week. The effective date of the contract will be upon approval and will run from April 1, 2012 and will extend for one year to March 31, 2013.

Due to the need to reduce operating costs as part of the 2012 Budget, the City Manager's Budget Team recommended a reduction in Mr. Bethel' service. It should be noted that there is satisfaction with Mr. Bethel's service and this reduction was for financial reasons. The proposed contract will have a financial impact for the remainder of 2012. The amended budget for HR Attorney provides for \$70,000, while an additional \$7,500 for consulting services is provided. We estimate that an additional \$10,000 will be required to cover Mr. Bethel's services during the remainder of 2012. It is proposed that a transfer be made from funds that have been unspent since the beginning of 2012 due to vacant employee positions in Police, Fire, Public Works and Citizen Services. The percentage of the budget transfer will be proportional as determined by the Finance Manager based upon the vacancy time available and available budget. It is anticipated that approximate transfer amounts will be \$3,000 from Police, \$3,000 from Fire, \$3000 from Public Works and \$1,000 from Citizen Services.

**RECOMMENDATION**

It is recommended that the City Council approve the attached contract revision with Charles Bethel for the remainder of 2012 to March 31, 2013 as Human Resources Attorney and authorize the Mayor and City Manager to execute said contract; and authorizes the Finance Manager to make the appropriate budget revisions.

## Attachments:

1. Contract for Attorney Services

## City of Maplewood Contract for Attorney Services

This AGREEMENT entered into this 9<sup>th</sup> day of April, 2012, (the “Effective Date”) by and between the City of Maplewood, Minnesota (hereinafter referred to as “City”) and Charles E. Bethel (hereinafter referred to as “Bethel” or “Attorney”).

WHEREAS, in 2006 the City originally put forth a Request for Proposals (“RFP”) to contract out its legal services for 2 years and in response to that RFP retained Attorney as its City Attorney for Human Resources, Employment and Labor Relations on or about September 11, 2006; and

WHEREAS, the City has found Attorney’s performance as City Attorney to be competent and professional and has continued to retain his services; and

WHEREAS, the City’s original term of two years as set forth in the RFP expired, as has the extensions of the contract through 2011; and

WHEREAS, the City believes it is in the best interests of the City to maintain consistency in its legal representation; and

WHEREAS, the City has earlier established terms for retention of Attorney for 2012; and

WHEREAS, the City now desires to modify said terms due to changed conditions within the City employment situation; and

WHEREAS, Attorney is agreeable to revising said contract with the City pursuant to the understated proposed terms and conditions

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the parties agree as follows:

### Section 1. Duties

The City hereby agrees to retain Attorney as the City Attorney for Human Resources, Employment and Labor Relations to perform the functions and duties of City Attorney and such other legally permissible and proper functions and duties as the City Manager and City Council from time to time shall assign. Said duties shall be consistent with and guided by the course-of-conduct established through the previous period of representation, and the parties hereto agree that Attorney shall be available up to 20 hours per week and generally perform at the same level and in the same manner that he has in the past with regard to contract negotiations, drafting and final editing of the labor agreements with all the collective bargaining units for the City. Effective upon approval of this agreement by the City Council on April 9, 2012, Attorney shall generally be available in a City Hall office for a period of up to 20 hours per week, which shall be established as a minimum of two full work days per normal work week, which shall include at least Tuesday of each week, plus one regularly scheduled other work day to be established. Additional days as required for office hours in Maplewood shall be as

necessary to accomplish tasks as assigned by the Assistant City Manager and/or Human Resources Coordinator. Should such additional office hours exceed 25 hours per week on an extended and/or continuing basis, then the City shall pay Attorney \$125.00 per hour for such hours over 25 per week, so long as such additional hours and payment has been approved by the City Manager or Assistant City Manager or his or her designee.

#### Section 2. Term

It is agreed the term of services shall be April 1, 2012 through March 31, 2013.

#### Section 3. Salary

The City agrees to pay Attorney for his services rendered pursuant hereto at an annual base rate of \$84,000 per year, payable to attorney in the same manner as it is currently paid - in monthly installments of \$7,000. Said monthly installment shall commence with an immediate monthly payment for April 2012 of \$7,000. City shall rent Attorney a large office space including computer, printer, fax and normal office services and supplies for \$300.00 per month, but Attorney shall provide his own cell phone. The City shall also provide Attorney a single membership at the Maplewood Community Center (MCC) so long as Attorney maintains usage of the MCC at twelve times per month in the same manner as required by other employees.

#### General Provisions

- A. The text herein shall constitute the entire Agreement between the parties hereto.
- B. This Agreement shall be binding upon and inure to the benefit of the heirs at law and executors of Attorney.
- C. If any provision or portion thereof contained in this Agreement shall be held unconstitutional, invalid or unenforceable, it shall be deemed severable and the remainder of this Agreement shall not be affected and shall remain in full force and effect.
- D. Nothing in this Agreement shall prevent, limit or otherwise interfere with the right of the City to terminate the services of Attorney at any time, because of malfeasance, nonfeasance or gross misconduct.

IN WITNESS WHEREOF, the parties here to have signed and executed this Agreement, both in duplicate, effective on the day and year first above written.

CITY OF MAPLEWOOD

ATTORNEY

\_\_\_\_\_  
Jim Antonen, City Manager

\_\_\_\_\_  
Charles E. Bethel

\_\_\_\_\_  
Will Rossbach, Mayor

**AGENDA REPORT**

**TO:** City Council  
**FROM:** Chuck Bethel, City Attorney for HR/Labor Relations  
**SUBJECT:** Addendum to provide City Manager same 1% COLA increase received by all other union employees for 2012:  
**DATE:** April 3, 2012

**INTRODUCTION/SUMMARY**

As you know, Jim Antonen, our City Manager, has now completed his third year of service and has received a very positive review, meeting or exceeding the standards. I am providing you with a proposed addendum to his contract to reflect the one percent cost of living adjustment for 2012 that the rest of the union employees are receiving through their respective collective bargaining agreements. At Mr. Antonen's current salary of \$130,000.00 annually, this one percent increase results in a new salary of \$131,300.00. In all other respects with regard to benefits, etc., Mr. Antonen's contract will remain the same. The proposed addendum only changes the salary.

**RECOMMENDATION:**

Approve and sign the attached Addendum to Mr. Antonen's contract to provide a one percent cost of living adjustment to Mr. Antonen's contract retroactive to January 1, 2012.

**SECOND ADDENDUM TO CITY MANAGER CONTRACT**

**Whereas**, Jim Antonen (“Antonen”) has now served for three years as the City Manager for the City of Maplewood; and

**Whereas**, the City Council just completed his annual review and determined that Mr. Antonen is performing very well, meeting or exceeding the expectations of the City Council; and

**Whereas**, the City Council recognizes that since Mr. Antonen is performing well the City should provide him the same cost of living increase provided to all other union employees in 2012.

**NOW THEREFORE**, the City Council and Mr. Antonen hereby agree that for mutual consideration, the value and sufficiency of which is hereby mutually acknowledged,

1. The City of Maplewood shall, by this Addendum to Mr. Antonen’s contract, increase Mr. Antonen’s salary by one percent, effective January 1, 2012.
2. Nothing else in this Addendum shall have any force or effect as to any other clause, term or condition of Mr. Antonen’s current contract.

**IN WITNESS WHEREOF**, the parties here to have signed and executed this Agreement.

ACKNOWLEDGE BY:

CITY OF MAPLEWOOD, MINNESOTA

DATED:

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

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

JAMES ANTONEN

DATED:

\_\_\_\_\_

AGENDA REPORT

To: City Manager James Antonen  
From: Chief of Police David J. Thomalla  
Subject: Resolution Accepting Donation to the Police Department From Residential Mortgage Group  
Date: April 2, 2012

Introduction

The Police Department has received a donation from RMG (Residential Mortgage Group), a division of Alerus Financial, and City Council approval is required before this donation can be accepted.

Background

RMG sent the Police Department a \$100 check as part of their charitable donation program called "*Refer a friend. Build your community.*"

In the letter accompanying the donation, it was explained that when a mortgage is closed with RMG, a donation will be made to a school, fire department or police department on behalf of the client; and it is the client's choice who will be the beneficiary of the donation. RMG instituted this program because it lets their clients directly improve the communities of their choice.

The client who designated the Maplewood Police Department for their \$100 donation in conjunction with their loan closing was Michael and Cara Kolb from 134<sup>th</sup> Street North in Hugo.

Recommendation

It is recommended that City Council approval be given to accept this \$100 donation and that the necessary budget adjustments be made so the funds can be expended by the Police Department as needed.

Action Required

Submit to the City Council for review and action.

DJT:js

**RESOLUTION AUTHORIZING GIFT TO CITY**

WHEREAS, Maplewood is AUTHORIZED to receive and accept grants, gifts and devices of real and personal property and maintain the same for the benefit of the citizens and pursuant to the donor's terms if so-prescribed, and;

WHEREAS, Residential Mortgage Group (RMG) wishes to grant the City of Maplewood the following: \$100, and;

WHEREAS, Residential Mortgage Group has instructed that the City will be required to use the aforementioned for: use by the Police Department to directly improve the community, and;

WHEREAS, the City of Maplewood has agreed to use the subject of this resolution for the purposes and under the terms prescribed, and;

WHEREAS, the City agrees that it will accept the gift by a super majority of its governing body's membership pursuant to Minnesota Statute §465.03;

NOW, THEREFORE, BE IT RESOLVED, pursuant to Minnesota Statute §465.03, that the Maplewood City Council approves, receives and accepts the gift aforementioned and under such terms and conditions as may be requested or required.

The Maplewood City Council passed this resolution by a super majority vote of its membership on \_\_\_\_\_, 20\_\_\_\_\_.

**Signed:**

**Signed:**

**Witnessed:**

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Signature)

Mayor  
(Title)

Chief of Police  
(Title)

City Clerk  
(Title)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Date)

**MEMORANDUM**

**TO:** James Antonen, City Manager  
**FROM:** Shann Finwall, AICP, Environmental Planner  
**SUBJECT:** Acceptance of Environmental and Natural Resources Commission  
Annual Report  
**DATE:** April 3, 2012 for the April 9 City Council Meeting

**INTRODUCTION**

Annually the Environmental and Natural Resources Commission submits a report to the City Council which outlines the actions and activities taken by the commission during the preceding year, recommendations needed to existing ordinances or policies based on past reviews, and goals envisioned for the upcoming year. The report serves as a means of relaying important information on the Commission's accomplishments and obtaining feedback on proposed goals.

**BACKGROUND**

On March 19, 2012, the ENR Commission adopted their 2011 Annual Report.

**RECOMMENDATION**

Review and approve the attached ENR Commission 2011 Annual Report.

Attachment: Environmental and Natural Resources Commission 2011 Annual Report

**City of Maplewood  
Environmental and Natural Resources Commission  
2011 Annual Report  
March 19, 2012**

Preface

The Environmental and Natural Resources (ENR) Commission is charged with protecting, preserving and enhancing the environment of the City of Maplewood.

Members

The ENR Commission consists of seven members appointed by the City Council. Membership terms are for three years, with extensions for additional terms approved by the City Council. The current membership is as follows:

<u>Board Member</u>	<u>Membership Began</u>	<u>Term Expires</u>
Dale Tripler	02/25/08	09/30/12
Randee Edmundson	02/08/10	09/30/12
Carol Mason Sherrill	11/27/06	09/30/13
Ginny Yingling	11/30/06	09/30/13
Ann Palzer	07/25/11	09/30/13
Bill Schreiner	06/09/08	09/30/14
Judith Johannessen	07/14/08	09/30/14

Commissioner Palzer was appointed on August 25, 2011, after the resignation of Commissioner Carol Lynne on May 6, 2011. Commissioner Palzer's term will expire in 2013.

Commissioners Schreiner and Johannessen were reappointed to three-year terms in September 2011, with terms expiring in 2014.

Commissioners Tripler and Edmundson have terms expiring this year (September 30, 2012).

Chair and Vice Chair

Each year the Commission appoints Commissioners to serve as Chair and Vice Chair. On January 19, 2012, the Commission appointed Commissioner Edmundson to be the Chair and Commissioner Johannessen to be the Vice Chair. Previously (2011) the Chair was Commissioner Schreiner and the Vice Chair was Commissioner Edmundson.

Meetings

The ENR Commission meetings are held the third Monday of every month at 7:00 p.m. In 2011, the ENR Commission scheduled 12 regular monthly meetings and held 11. Of the 12 regular monthly meetings, two meetings were rescheduled due to Martin Luther King and President's Day Holidays and one meeting was canceled (February) due to a lack of a quorum.

## 2011 Attendance

<b>Commissioner</b>	<b>Attendance</b>
Judith Johannessen	11 of 11
Randee Edmundson	10 of 11
Dale Trippler	10 of 11
Bill Schreiner	9 of 11
Carol Mason Sherrill	9 of 11
Ginny Yingling	9 of 11
Carole Lynne	0 of 4 (Resigned in June)
Ann Palzer	5 of 5 (Began in August)

## Reviews and Accomplishments

The ENR Commission is a strong element to the city's environmental planning. One of the missions of the Commission is to develop and promote sustainable practices for city policies and procedures. In 2011 the ENR Commission worked on the following environmental issues:

1. Shoreland/Wetland Regulations
2. GreenStep Cities Program
3. Eureka Recycling 2010 Year End Report
4. Western Hills Area Street Improvement Project - Wetland Impacts
5. Emerald Ash Borer Plan
6. Living Streets Policy
7. Trash Collection System Analysis
8. Greenways
9. Environmental Neighborhood Groups
10. Chicken Ordinance
11. Maplewood Mall Stormwater Improvements
12. National Pollutant Discharge Elimination System (NPDES) Permit Presentation
13. Renewable Energy Ordinance
14. Wakefield Lake Experimental Storm Water Treatment Basin
15. Gladstone Savanna Response Action Plan
16. Maplewood Dump Site
17. Joy Park Wetland Buffer Waiver
18. Tree City USA

## Outside Activities

1. Waterfest
2. National Night Out Recycling Bin Distribution
3. Spring and Fall Clean Ups
4. Nature Center Programs including, but not limited to:
  - a. Solar Works in Maplewood
  - b. Arbor Day Celebration
  - b. Heritage Trees
5. Phalen Stewards
6. Earth Hour

## Goals

During the January Commission meeting, the ENR Commissioners chose the following goals for 2012:

1. Environmental Education
2. Environmental Neighborhood Groups
3. Greenways
4. Chemical Use
5. Plastic Bags

Additionally, the Commission determined that the following action items need to be reviewed in 2012:

1. Solid Waste Management Ordinance
2. Shoreland Ordinance/Wetland Ordinance
3. Environmental Protection Ordinance (Slopes and Mississippi Critical Area)
4. Living Streets Policy

## Implementation of Goals

During the February Commission meeting, the ENR Commissioners reviewed the goals and determined how best to implement them throughout the year. It was determined that the Commission would branch off into subcommittees to research the goals. All subcommittee reports would be presented to the full Commission for review and recommendation. Following are the subcommittees formed:

1. Environmental Education: Commissioners Palzer and Johannessen formed a subcommittee to focus on opportunities for environmental education.
2. Environmental Neighborhood Groups: Commissioners Edmundson, Johannessen, and Mason Sherrill will continue with the Environmental Neighborhood Group subcommittee.
3. Greenways: Commissioners Tripler and Yingling will continue with the Greenway subcommittee.
4. Chemical Use: Commissioners Mason Sherrill and Yingling will research this subject matter independently.
5. Plastic Bags: Commissioners Mason Sherrill and Yingling will research this subject matter independently.

## Conclusion

The ENR Commission will continue to carry out their mission as follows:

1. Establish environmental priorities for the city.
2. Make recommendations on policies, procedures and ordinances that control, protect, preserve, and enhance the city's environmental assets.
3. Participate in the mission and goal of the Maplewood Nature Center and Neighborhood Preserves.
4. Promote greater use and appreciation of the city's environmental assets.
5. Sponsor environmental projects to enhance, repair, replace, or restore neglected or deteriorating environmental assets of the city.
6. Develop educational programs that foster the mission of the Commission.
7. Develop and promote sustainable practices for city policies and procedures.

**MEMORANDUM**

**TO:** James Antonen, City Manager  
**FROM:** David Fisher, Building Official  
Chuck Ahl, Assistant City Manager  
**SUBJECT:** **Heritage Preservation Commission 2012 Goals**  
**DATE:** March 30, 2012 for the April 9, 2012, CC Meeting

**INTRODUCTION**

On March 8, 2012, the Heritage Preservation Commission (HPC) established their goals for 2012. To guide them in setting these goals, the HPC referred to the Historical Resources Chapter in the 2030 Comprehensive Plan and to the Heritage Preservation Commission Ordinance statement of public policy and purpose.

Goals

1. Continue all necessary measures for the Certified Local Government (CLG) status by maintaining a historical site survey and providing all the documentation required to the Minnesota State Historic Preservation Office.
2. Review at least one project and submit it to the City Council and the Minnesota State Historic Preservation Office for the National Historical Register.
3. Submit a nomination to the city council for the Maplewood Heritage Award for 2011 and 2012. "The Maplewood Heritage Award is an annual award recognizing an individual who has positively influenced our city's past or strengthened the preservation of Maplewood history."
4. Continue to identify and recognize historic families.
5. Continue to identify and recognize the history of geographic features such as lakes, etc.
6. Continue to provide and add links to the city website from the Maplewood Area Historical Society, Minnesota State Historical Society and other public websites.
7. Have a guest speaker from a historical site give historical presentation to the commission.
8. Identify books, articles and media about Maplewood. Work with the Maplewood Library to provide the books, articles and media to the public.
9. Review photos of demolished buildings throughout the year and make it part of the HPC's annual report.
10. Continue to promote, collaborate and work with the Maplewood Area Historical Society.
11. Provide a training session at a HPC meeting from the Minnesota Historical Society State Historic Preservation Office for the HPC members.
12. Have at least one HPC member attend the Minnesota Historical Society Preservation Conference.

13. Have an HPC member publish an historical article about Maplewood in the Maplewood Monthly, newspaper and / or website to educate the public.
14. Have HPC members attend the Maplewood bus tour if it is provided by the City.

**RECOMMENDATION**

Approve the Heritage Preservation Commission 2012 goals.

P:HPC 2012 Goals 4-9-12 CC dgf

## AGENDA REPORT

**TO:** James Antonen, City Manager  
**FROM:** Michael Thompson, City Engineer/ Dep. Public Works Director  
Bryan Nagel, Street/Storm Superintendent  
**SUBJECT:** **Approval of Cat 140G Trade-In and Purchase of 304DCR Excavator on State Contract**  
**DATE:** April 3, 2012

### INTRODUCTION

The council will consider trading in a 1989 Caterpillar 140G and purchasing a 304DCR Excavator.

### DISCUSSION

The city owns a 1989 Caterpillar 140G. The main function of this machine was grading gravel roads, gravel shoulders, back up snowplow, winging back snow, and scraping icepack from roadways. With street improvements, equipment improvements, and deicing program improvements the need for this machine has been nearly eliminated.

As maintenance operations, equipment, and technology continue to change, our equipment needs must adjust also. A large focus in our maintenance operations in recent years is stormwater. With NPDES requirements, annual pond/outfall inspections, pond dredging needs, along with annual residential drainage projects, the demand for proper equipment exists. Due to the location of many of these projects it requires rental of a small excavator to complete such work. The cost for weekly rental is around \$1,250.00. The rental cost comes from the operation budget which dictates how much of this work can be accomplished each year.

The 140G has very low hours for its age, 2,000 hours. With its demand for use diminished, trade-in opportunity should be taken before age and depreciation costs increase. Furthermore, with a lack of use, the seals, engine, transmission, drive train, will dry out and become a future maintenance cost.

Our maintenance operations could best utilize a rubber tracked excavator (304DCR). This machine would eliminate rent and allow for continued maintenance activities year round. The machine would perform work in pond maintenance, residential drainage projects/corrections, street maintenance, sidewalk maintenance, and sanitary sewer maintenance.

Essentially we are replacing one maintenance machine with another that will serve the needs of the current operations more efficiently.

### BUDGET

The cost for the excavator would be about [cost very close but not exact] \$58,639.00. Ziegler would pay \$50,500.00 (trade-in) for the 1989 Cat 140G leaving a balance of \$8,698.56 with tax. By trading the machine in the city would save over \$4,000.00 in sales tax.

The City has worked, rented and purchased equipment from Ziegler often over the years.

The difference between the trade-in and new purchase of \$8,698.56 would come out of the Fleet Management Operations, and then be billed back to existing funds allocated in the Street Maintenance and Storm Sewer Maintenance operating budgets.

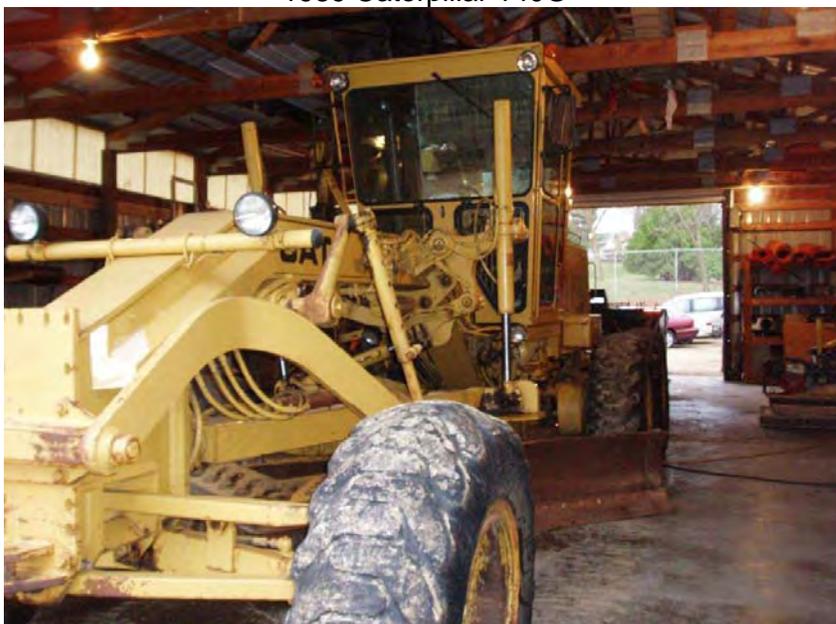
## **RECOMMENDATION**

It is recommended that the council authorize the proposed trade-in of the 1989 Caterpillar 140G and purchasing the 304DCR Excavator, and further authorize the finance manager to make the appropriate budget arrangements for said transaction.

Attachments:

1. Photos

1989 Caterpillar 140G



304DCR Excavator



## AGENDA REPORT

**TO:** James Antonen, City Manager  
**FROM:** Michael Thompson, City Engineer/Dep. Director of Public Works  
 Scott Schultz, Fleet Superintendent  
**SUBJECT:** **Approval of Purchase of Zero Turn Mower**  
**DATE:** April 2, 2012

### INTRODUCTION

The Parks Maintenance division is in need of a Zero Turn mower. This piece of equipment is essential for grounds maintenance and many hard to mow areas throughout the park system and city wide. The council will consider authorizing this purchase utilizing existing Parks Maintenance Division operating budget funds.

### BACKGROUND

Currently the City rents a similar machine several times a year to accomplish seasonal grounds maintenance operations. The rental costs range from \$2,000.00 to \$2,500.00 per year. The cost of the proposed mower purchase will pay for itself in reduced rental fees within five years. Due to the Zero Turn mower's versatility it will also be utilized in several other areas throughout the city including sewer utility easements, boulevards, and other difficult areas. This piece of equipment comes with a vacuum collection system that bags the materials it is cutting which will reduce the amount of grass clippings, leaves, and other debris that is discharged into the streets and gutters with regular mowing operations.

The collection system will help reduce the environmental impacts mowing debris has throughout our storm water system. The Zero Turn mower will also replace our current turf sweeper that will be traded towards future capital improvement equipment purchases.

### BUDGET

This purchase will be funded by the Parks Division operating budget, which has adequate funds for this purchase, and will be coded to 101-602-000-4640. The Finance Manager has reviewed this report.

Two companies submitted quotes for this piece of equipment. They are as follows:

L.T.G. Power Equipment	Toro 6000 series w/collection system	\$12,313.05
Olson Power and Equipment	Kubota Z-turn w/collection system	\$12,860.31

### RECOMMENDATION

It is recommended that the city council approve the purchase of the Zero Turn Mower (Toro 6000 Series) with collection system from L.T.G. Power Equipment, Inc. The total cost including tax, delivery and training is **\$12,313.05**.

Attachment: Quotes

Invoice Number

151867

# Quote

Invoice Date: 3/21/2012

**L.T.G. POWER EQUIPMENT**  
4320 Centerville Rd.  
White Bear Lake, MN 55127

PO Number:

Sold By:

Terms: **NET 10 DAYS**

(651) 429-9297

Fax(651) 429-5813

Tag Number:

Bill To

Ship To

Quote

CITY OF MAPLEWOOD  
PARKS AND REC. DEPT.  
1830 E. CO. RD. B  
MAPLEWOOD, MN 55109  
(651) 249-2000

Customer ID: 102

Contact: Scott Schultz

Part Number	Description	Unit Price	Qty	Extended
74925 YEAR 2012	6000 series 25.5 hp kawii 60"	\$9,067.52	1.00	\$9,067.52
78563	G3 Triple Bag Kit 60"	\$1,662.25	1.00	\$1,662.25
78553	G3 EZ Vac 60"	\$791.21	1.00	\$791.21

NO RETURNS ON SPECIAL ORDERS...NO RETURNS ON ELECTRICAL...NO EXCEPTIONS...

Sub Total:	\$11,520.98
SP tax (6.875%):	\$792.07
<b>Total:</b>	<b>\$12,313.05</b>
<b>Balance Due:</b>	<b>\$12,313.05</b>

Customer Signature

Date Printed: 3/21/2012  
Time Printed: 8:15:38AM





## AGENDA REPORT

**TO:** James Antonen, City Manager  
**FROM:** Michael Thompson, City Engineer/ Dep. Public Works Director  
 Steven Love, Assistant City Engineer  
 Jon Jarosch, Civil Engineer I  
**SUBJECT:** **Approval of Resolution Accepting Assessment Roll and Ordering Assessment Hearing for May 9, 2012, Bartelmy-Meyer Area Street Improvements, Project 11-14**  
**DATE:** March 27, 2012

### INTRODUCTION

Final plans and specifications for the above referenced project have been completed and are being advertised for bids. The bid opening for this project is currently scheduled for 10:00 a.m., Friday, May 4, 2012 in the City Hall Council Chambers. The council will consider awarding the construction contract on May 14, 2012 after conducting the assessment hearing. At this time, the Council will consider accepting the assessment roll and calling for an assessment hearing for May 14, 2012 prior to awarding the construction contract.

### BACKGROUND

Assessment rates are consistent with the City's assessment policies and the amount assessed must provide a benefit to the property that is equal to or greater than the assessed amount. An independent appraisal firm was hired to ascertain an opinion of special benefit received by properties within the neighborhood project area. This information was used to set the proposed special benefit assessment amounts for the project area.

There are 100 assessable residential parcels and 3 assessable commercial parcels within the project area. Based on the City of Maplewood's Assessment Policy, parcels will be assessed on an equal "unit" basis. The project assessment "unit" rates have been set based on the special benefit appraisal as follows:

- Residential
  - Residential Special Benefit Assessment Rate = \$6,100/unit
    - Based on special benefit appraisals
- Commercial
  - Commercial Special Benefit Assessment Rates = Per Linear Foot Basis
    - Commercial property assessment rates per linear foot basis based upon special benefit appraisals

The proposed assessments for the Bartelmy-Meyer Area Street Improvements total \$733,610.15. A copy of the pending assessment roll is provided as a supplement to this report.

## DISCUSSION

Currently the project streets are in disrepair and there is little to no management of storm water runoff. The proposed project accounts for the full reconstruction of approximately 1.5 miles of streets including the replacement of the existing pavement surface, replacement of poor subgrade soils, addition of concrete curb and gutter, concrete sidewalks installations, approximately 8,000 L.F. of water main, sanitary sewer repairs and lining, extensive storm sewer installations, and rain garden installations.

As already reported and reflected in the approved budget, the City was approached by the Ramsey Washington Metro Watershed District (RWMWD) regarding a very unique one-time grant opportunity. The grant is comprised of funds from the Clean Water Fund Grant and RWMWD. The following are the four major goals of the grant:

- Improve water quality/reduce storm water runoff
- Improve pedestrian/bike safety
- Reduce traffic speeds
- Enhancement of the Urban Forest

The design concept for the grant being utilized for this project, often referred to as the “Living Streets Concept”, achieves these four goals by first narrowing the roadway to reduce the impervious surface (see attached Street Layout – Concept). This reduces the storm water runoff, helps improve the water quality, reduces traffic speeds, and has the added advantage of cutting down on long term maintenance costs of the road way. The extra boulevard area provides additional area to install low maintenance rain gardens to further improve water quality and reduce the storm water runoff. Sidewalks are installed along one side of all streets to promote pedestrian safety. Boulevard trees will be planted to enhance the urban forest.

## PROJECT BUDGET

The project costs, as outlined in the feasibility report, has been revised to reflect that the Bid Alternate for the Cope Avenue sidewalk was removed from the project scope at this time due to budgetary constraints. This represents an estimated reduction of \$179,000 from the \$4,157,000 total project cost outlined in the feasibility report. Staff has added Bid Alternates for sanitary sewer lining, Gethsemane Park improvements, and Fiber Optic Improvements.

<b>ESTIMATED PROJECT COST SUMMARY</b>	
<b>PROPOSED IMPROVEMENTS</b>	<b>TOTAL AMOUNT</b>
STREET IMPROVEMENTS	\$ 2,259,000
DRAINAGE IMPROVEMENTS	\$ 599,000
SANITARY SEWER IMPROVEMENTS	\$ 140,000
WATER SYSTEM IMPROVEMENTS	\$ 750,000
DRIVEWAY REPLACEMENT PROGRAM	\$ 30,000
GESTHEMANE PARK IMPROVEMENTS	\$ 100,000
COPE AVENUE SIDEWALK IMPROVEMENTS	\$ -
FIBER OPTIC IMPROVEMENTS	\$ 100,000
<b>TOTAL ESTIMATE OF PROJECT COSTS</b>	<b>\$ 3,978,000</b>

The funding sources, as outlined in the feasibility study, are still in order. Prior to the awarding of bid, staff will review the results of the Bid Alternates and make a recommendation if a project budget adjustment is required.

<b>ESTIMATED PROJECT COST RECOVERY</b>	
<b>FUNDING SOURCE</b>	<b>TOTAL AMOUNT</b>
RWMWD GRANT FUND	\$907,000
G.O. IMPROVEMENT FUND	\$1,401,390
SPECIAL BENEFIT ASSESSMENT	\$733,610
SANITARY SEWER FUND	\$140,000
W.A.C. FUND	\$50,000
ENVIRONMENTAL UTILITY FUND	\$175,000
PARK FUND	\$20,000
ST. PAUL WATER	\$700,000
DRIVEWAY REPLACEMENT PROGRAM	\$30,000
<b>TOTAL FUNDING</b>	<b>\$4,157,000</b>

**RECOMMENDATION**

It is recommended that the city council approve the attached resolution for the Bartelmy-Meyer Area Street Improvements, Project 11-14: Accepting Assessment Roll and Ordering Assessment Hearing.

Attachments

1. Resolution Accepting Assessment Roll and Ordering Assessment Hearing
2. Location Map
3. Pending Assessment Roll
4. Street Layout Concept

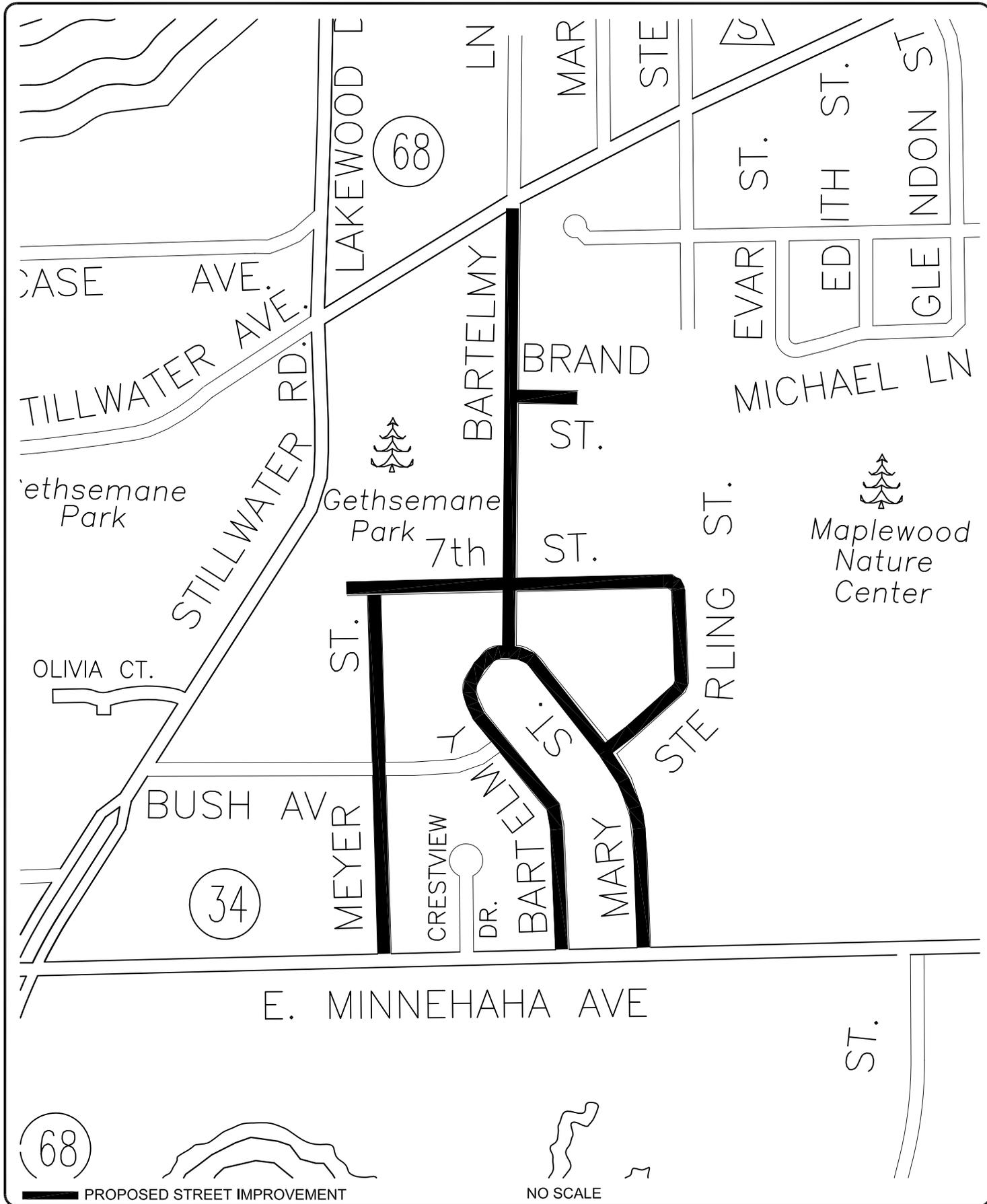
RESOLUTION  
ACCEPTING ASSESSMENT ROLL AND ORDERING ASSESSMENT ROLL HEARING

WHEREAS, the clerk and the city engineer have, at the direction of the council, prepared an assessment roll for the Bartelmy-Meyer Area Street Improvements, City Project 11-14, and the said assessment roll is on file in the office of the city engineer.

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

1. A hearing shall be held on the 14th day of May 2012, at the city hall at 7:00 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.

The notice of hearing shall state the date, time and place of hearing, the general nature of the improvement, the area to be assessed, that the proposed assessment roll is on file with the clerk and city engineer and that written or oral objections will be considered.



### Capital Improvement Project for 2012

Bartelmy Meyer Area Streets  
City Project 11-14



PENDING ASSESSMENT ROLL  
 BARTELMY MEYER AREA STREET IMPROVEMENTS - CITY PROJECT 11-14

Parcel ID	Taxpayer	Street Number	Street	Comm. L.F.	Residential Unit	Assessment Rate (per unit or L.F)	Total Assessment
252922340054	STEPHEN SHEA	2410	7TH ST E		1	\$6,100.00	\$6,100.00
252922340053	WILLIAM DONALD TULP	2418	7TH ST E		1	\$6,100.00	\$6,100.00
252922340005	MARTIN VOGEL	2456	7TH ST E		1	\$6,100.00	\$6,100.00
252922310020	ISAAC MCCRARY	2457	7TH ST E		1	\$6,100.00	\$6,100.00
252922340004	ERIC HANSEN	2466	7TH ST E		1	\$6,100.00	\$6,100.00
252922310019	KENNETH V BARNES	2467	7TH ST E		1	\$6,100.00	\$6,100.00
252922310018	TERRENCE J DOWNS	2471	7TH ST E		1	\$6,100.00	\$6,100.00
252922340003	STEPHEN ROGER WILLSON	2472	7TH ST E		1	\$6,100.00	\$6,100.00
252922340002	WILLIAM G LINDBORG	2480	7TH ST E		1	\$6,100.00	\$6,100.00
252922340001	CATHERINE E CARLSON	2490	7TH ST E		1	\$6,100.00	\$6,100.00
252922310034	GETHSEMANE LUTHERAN CHURCH	0	BARTELMY LN N	703.63	0	\$75.00	\$52,772.25
252922340085	JEROME M BAILEY JR	735	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340038	JOSHUA H SNOW	736	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340084	ANNABELLE M TYLER	743	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340037	STEVEN H LANGDON	744	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340083	ANDREW D BERG	751	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340036	JANET C WYSS	752	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340035	EFRAIN ISLAS	760	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340082	KATIE I SATAK	761	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340034	YANCEY BECK	768	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340033	MARLENE A JONES	776	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340081	JEFFREY ROESLER	777	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340032	THOMAS L WILLEMS	784	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340031	DARRYL W STOUT	792	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340030	DAVID A SAMUELSON	800	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340029	GEORGE H SCHNEIDER	808	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340063	JAMES GILBERT BONNGARD	809	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340064	CLAYTON L KRUEGER	815	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340065	KARA M SWENSON	821	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340066	TED MILLER	827	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340028	ELAINE B LESSARD	828	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340067	JEFFREY A TJADEN	833	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340006	JENELLE L SWEENEY	834	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922340052	JOHN F WATT	839	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310021	LORI L BROWN	860	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310022	DANIEL R STOERZINGER	868	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310023	DEENA J DREWES	882	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310024	ELAINE STEINMETZ	888	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310015	MAGELLAN PIPELINE COMPANY	900	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310014	WILLIAMS PETROLEUM SERV LLC	910	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310013	WILLIAMS PETROLEUM SERV LLC	914	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310012	WILLIAMS PETROLEUM SERV LLC	920	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310011	WILLIAMS PETROLEUM SERV LLC	928	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310010	WILLIAMS PETROLEUM SERV LLC	934	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310009	WILLIAMS PETROLEUM SERV LLC	940	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310008	WILLIAMS PETROLEUM SERV LLC	948	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922310007	WILLIAMS PETROLEUM SERV LLC	954	BARTELMY LN N		1	\$6,100.00	\$6,100.00
252922240051	MICHAEL E MCGINN	962	BARTELMY LN N		0.25	\$6,100.00	\$1,525.00
252922310016	DENNIS OBRINI	2465	BRAND ST		1	\$6,100.00	\$6,100.00
252922310017	BARBARA M NESBITT	2466	BRAND ST E		1	\$6,100.00	\$6,100.00
252922340041	JACK P FLAHERTY	735	MARY ST N		1	\$6,100.00	\$6,100.00
252922340025	LEO E PIERRE	736	MARY ST N		1	\$6,100.00	\$6,100.00
252922340042	TIMOTHY E CLASEN	743	MARY ST N		1	\$6,100.00	\$6,100.00
252922340024	RYAN MICHAEL SHEAK	744	MARY ST N		1	\$6,100.00	\$6,100.00
252922340043	L JANE HEIL	749	MARY ST N		1	\$6,100.00	\$6,100.00
252922340023	MICHELE M PAIPAL	750	MARY ST N		1	\$6,100.00	\$6,100.00
252922340022	SHIRLEY F JOHNSON	756	MARY ST N		1	\$6,100.00	\$6,100.00
252922340044	PETER DAHLIN	757	MARY ST N		1	\$6,100.00	\$6,100.00
252922340021	JEAN P SCHWAN	762	MARY ST N		1	\$6,100.00	\$6,100.00
252922340020	ROY GENE GILMAN	770	MARY ST N		1	\$6,100.00	\$6,100.00
252922340045	RANDY R TRAVERS	771	MARY ST N		1	\$6,100.00	\$6,100.00
252922340019	DONELL LEE FRANK	776	MARY ST N		1	\$6,100.00	\$6,100.00
252922340046	SHIRLEY M MURRAY	779	MARY ST N		1	\$6,100.00	\$6,100.00
252922340018	DALE W DOMBROCK	784	MARY ST N		1	\$6,100.00	\$6,100.00
252922340047	JAMES R LAVORATO	787	MARY ST N		1	\$6,100.00	\$6,100.00
252922340048	DUANE SMITH	795	MARY ST N		1	\$6,100.00	\$6,100.00
252922340010	FRANK C KNAPP	796	MARY ST N		1	\$6,100.00	\$6,100.00
252922340049	EUGENE R MORAN	803	MARY ST N		1	\$6,100.00	\$6,100.00
252922340009	FRANK J MANOLOVITZ	804	MARY ST N		1	\$6,100.00	\$6,100.00
252922340008	THOMAS S TOLZMAN	812	MARY ST N		1	\$6,100.00	\$6,100.00
252922340050	MATTHEW J WALFOORT	813	MARY ST N		1	\$6,100.00	\$6,100.00
252922340051	TAMMY A DOREE	821	MARY ST N		1	\$6,100.00	\$6,100.00
252922340007	RAYMOND A HOLLINGSWORTH	822	MARY ST N		1	\$6,100.00	\$6,100.00
252922340112	JUSTIN J MALONEY	760	MEYER ST		1	\$6,100.00	\$6,100.00
252922340111	DANNY PORTER	762	MEYER ST		1	\$6,100.00	\$6,100.00
252922340068	DAVID M GINTZ	835	MEYER ST		1	\$6,100.00	\$6,100.00
252922340095	ISIDORE TESSIER	739	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340099	RIAZ ISLAM	740	MEYER ST N		1	\$6,100.00	\$6,100.00

PENDING ASSESSMENT ROLL  
 BARTELMY MEYER AREA STREET IMPROVEMENTS - CITY PROJECT 11-14

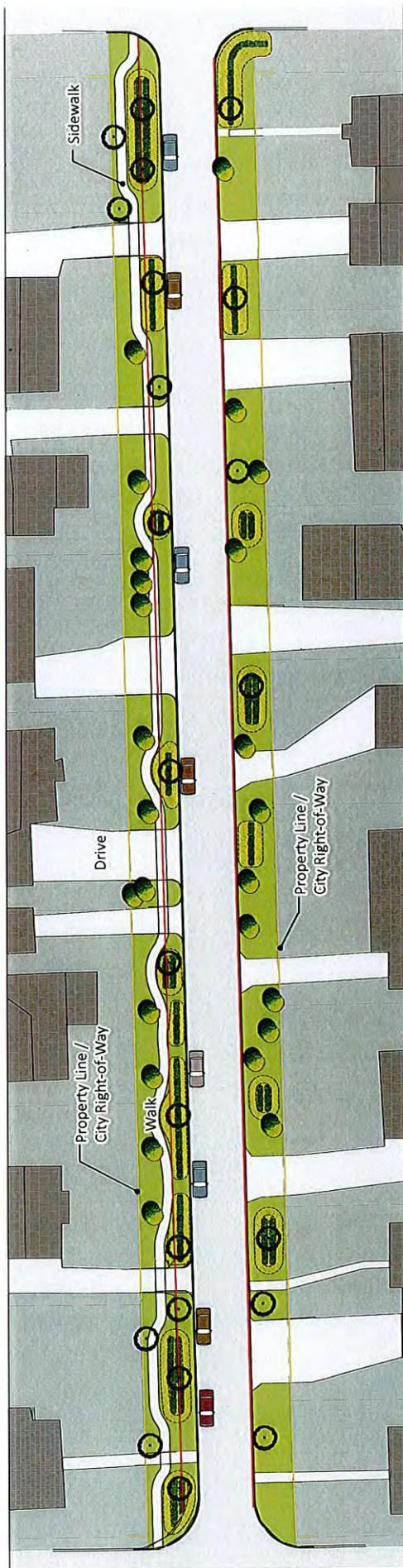
Parcel ID	Taxpayer	Street Number	Street	Comm. L.F.	Residential Unit	Assessment Rate (per unit or L.F)	Total Assessment
252922340094	EVVA KELCHER	747	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340098	TODD KOFSKI	750	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340093	TIMOTHY J SAMOLYTZ	755	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340092	JAMES L BALDWIN	765	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340074	JOHN J WAGNER	793	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340059	JOHN T MOY	794	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340073	JENNIFER M STUKEL	799	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340072	LORI NEUBAUER	805	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340058	RALPH F POKORNY	806	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340071	SCOTT LEUNG	813	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340057	DAVID W ERNSTER	814	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340070	BILLY K JOHNSON	819	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340056	JEFF KLEVE	822	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340069	GENEVIEVE HERNANDEZ	827	MEYER ST N		1	\$6,100.00	\$6,100.00
252922340055	ROBERT G LEE	834	MEYER ST N		1	\$6,100.00	\$6,100.00
252922430002	UNION CEMETERY ASSN	0	MINNEHAHA AVE E	359.78	0	\$67.50	\$24,285.15
252922340097	WILLIAM H MENSEN	2391	MINNEHAHA AVE E		1	\$6,100.00	\$6,100.00
252922340100	JONATHAN R COLBURN	2405	MINNEHAHA AVE E		0.5	\$6,100.00	\$3,050.00
252922340011	RICHARD A BRACKETT	809	STERLING ST N		1	\$6,100.00	\$6,100.00
252922340017	ZACHERY D SHANLEY	814	STERLING ST N		1	\$6,100.00	\$6,100.00
252922340012	THOMAS J JENNY	815	STERLING ST N		1	\$6,100.00	\$6,100.00
252922340016	MERRI B DANDL	820	STERLING ST N		1	\$6,100.00	\$6,100.00
252922340013	CHARLES L ZDRAZIL	821	STERLING ST N		1	\$6,100.00	\$6,100.00
252922340014	CHARLES R PFLAGER	827	STERLING ST N		1	\$6,100.00	\$6,100.00
252922340015	JAMES R HAZZARD	833	STERLING ST N		1	\$6,100.00	\$6,100.00
252922310031	GETHSEMANE LUTHERAN CHURCH	2410	STILLWATER RD	234.37	0	\$75.00	\$17,577.75
252922310026	WILLIAMS PIPE LINE COMPANY	2438	STILLWATER RD		5	\$6,100.00	\$30,500.00
Total				1297.78	104.75		
						Total	\$733,610.15

ASSESSMENT RATES:

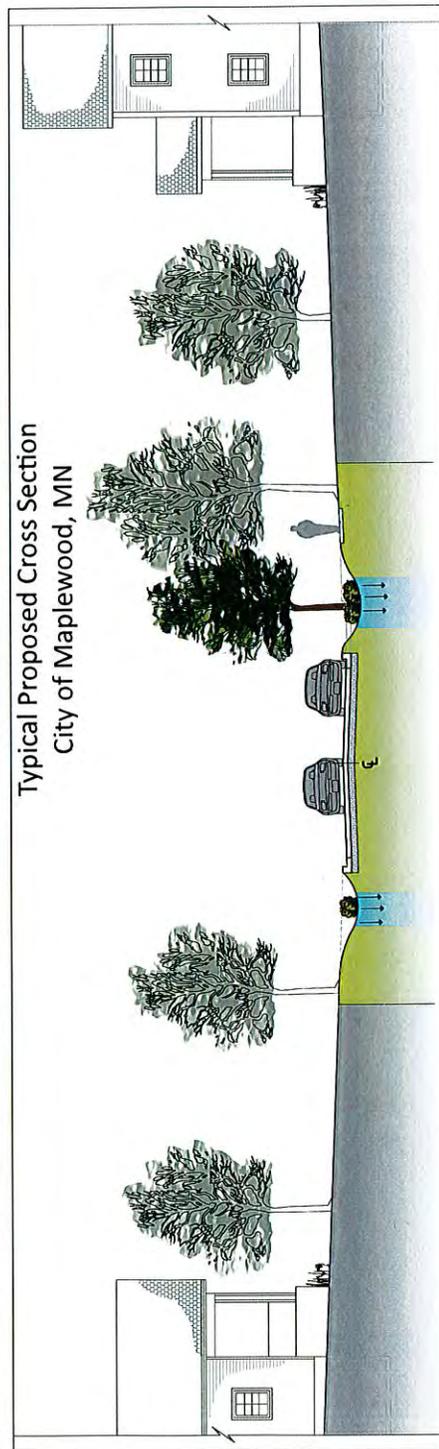
RESIDENTIAL - SPECIAL BENEFIT ASSESSMENT RATE = \$6,100.00 PER UNIT

COMMERCIAL SPECIAL BENEFIT ASSESSMENT RATES ARE PER LINEAR FRONT-FOOT

**NOTE: THE ABOVE ASSESSMENT RATES ARE BASED UPON SPECIAL BENEFIT APPRAISALS**



- Legend
- Existing Tree
  - Existing Curb Face
  - Proposed Tree
  - Proposed Tree



Typical Proposed Cross Section  
City of Maplewood, MN

**Street Layout - Concept**  
Bartelmy-Meyer Area Street Improvements  
Maplewood, Minnesota  
Prepared by Barr Engineering - 11/03/2011



## AGENDA REPORT

**TO:** James Antonen, City Manager  
**FROM:** Michael Thompson, Dep. Public Works Director/City Engineer  
**SUBJECT:** **Approval of Resolution Directing Modification of Existing Construction Contract, Change Order No. 2, Gladstone Area Phase 1 Improvements, City Project 04-21**  
**DATE:** April 2, 2012

### INTRODUCTION

The city council will consider approving the attached resolution directing the modification of the existing construction contract for the Gladstone Area Phase I Improvements, City Project 04-21. The modifications to the existing contract include additional erosion control, tree removal, traffic control, and steel reinforcement for the bridge. The change order also includes deductions for the removal of abutment surcharges and high early strength concrete, as well as a deduction for aggregate base material that did not meet the project specifications. These modifications result in an overall increase to the construction contract.

### BACKGROUND

The council awarded a construction contract to Lunda Construction Company for the Gladstone Area Phase I Improvements, City Project 04-21 on June 27, 2011 in the amount of \$3,529,950.25.

There has been one change order to the contract to date to extend the project completion date from November 30, 2011 to June 30, 2012.

### DISCUSSION

At the start of construction, both the City and Ramsey-Washington Metro Watershed District construction representative emphasized the importance of temporary erosion control measures due to the close proximity of Phalen Creek. Throughout the project construction, additional temporary erosion control measures were required to ensure erosion was contained within the project limits. Additional tree trimming was requested by city staff to address some issues along East Shore Drive and take advantage of the tree clearing contractor, who was already mobilized on the project site. After observing traffic patterns as a result of the traffic control on the project, additional signage was required to further direct traffic around the project area. As a result of changes to the field conditions, the contractor worked closely with the bridge designer to make modifications to the reinforcing steel design as necessary for the construction of the bridge over Phalen Creek.

Surcharges were specified prior to the construction of the bridge abutments. After further review of the existing soils by the material testing firm and bridge designer, it was determined that the surcharges would provide little or no benefit; therefore they were removed from the contract. High early concrete was specified for the roundabout construction at Frost Avenue and East Shore Drive. Since the roadway was closed to traffic during this construction, the contractor could utilize a regular concrete mix in lieu of the high early strength concrete mix. The material testing agency identified that aggregate base material delivered and placed on the project did not meet the gradation specifications. Although the difference was minor and would not have any measurable difference in performance over the life of

the roadway, the project specifications provide for a credit to the city since this material did not meet specification.

The costs are summarized as follows:

Additional Erosion Control	\$22,413.60
Additional Tree Trimming	\$1,650.00
Additional Traffic Control	\$4,681.19
Additional Reinforcement Steel	\$3,579.15
Deduct Abutment Surcharges	- \$4,005.00
Deduct of High Early Concrete	- \$4,287.50
<u>Deduct Aggregate Base</u>	<u>- \$1,513.95</u>
Net Contract Increase	\$22,517.49

**BUDGET**

Approval of Change Order No. 2 will increase the project construction contract amount by \$22,517.49 from \$3,529,950.25 to \$3,552,467.74. No adjustments to the approved budget are needed.

**RECOMMENDATION**

Staff recommends that the council approve the attached Resolution Directing Modification of Existing Construction Contract, Change Order No. 2, for the Gladstone Area Phase I Improvements, City Project 04-21.

Attachments:

1. Resolution Directing Modification of Existing Construction Contract, Change Order No. 2
2. Change Order No. 2

**RESOLUTION  
DIRECTING MODIFICATION OF EXISTING CONSTRUCTION CONTRACT  
PROJECT 04-21, CHANGE ORDER NO. 2**

WHEREAS, the City Council of Maplewood, Minnesota has heretofore ordered made Improvements Project 04-21, Gladstone Area Phase I Improvements, and has let a construction contract pursuant to Minnesota Statutes, Chapter 429, and

WHEREAS, it is now necessary and expedient that said contract be modified and designated as Improvement Project 04-21, Change Order No. 2.

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

1. The mayor and city engineer are hereby authorized and directed to modify the existing contract by executing said Change Order No. 2 which is an increase of \$22,517.49

The revised contract amount is \$3,552,467.74.

Adopted by the Maplewood City Council on this 9th day of April 2012.

**CHANGE ORDER  
CITY OF MAPLEWOOD  
DEPARTMENT OF PUBLIC WORKS**

**PROJECT NAME:** Gladstone Area Phase I Improvements  
**PROJECT NO:** City Project 04-21, S.P. 6230-28/138-010-17  
**CONTRACTOR:** Lunda Construction Company  
**CHANGE ORDER NO.:** Two (2)  
**DATE:** March 15, 2012

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**The following changes shall be made in the contract documents:**

**ADD BID SCHEDULE CO #2 – CHANGE ORDER NO. 2**

Item No.	Item Description	Unit	Quantity	Unit Price	Amount
1	Rapid Stabilization Method 3 Service	Mgal	36	\$622.60	\$22,413.60
2	Additional Tree Trimming	LS	1	\$1,650.00	\$1,650.00
3	Additional Traffic Control	LS	1	\$4,681.19	\$4,681.19
4	Additional Reinforcement Steel	LS	1	\$3,579.15	\$3,579.15
5	Deduct Abutment Surcharges	LS	1	-\$4,005.00	-\$4,005.00
6	Deduct of High Early Concrete	LS	1	-4,287.50	-\$4,287.50
7	Deduct Aggregate Base	TON	-119.68	\$12.65	-\$1,513.95

**TOTAL SCHEDULE CO #2** **\$22,517.49**

**TOTAL NET CHANGE ORDER NO. 2** **\$22,517.49**

**CONTRACT STATUS:**

**Original Contract:** **\$3,529,950.25**  
**Net Change of Prior Change:** **\$0.00**  
**Change this Change Order:** **\$22,517.49**  
**Revised Contract:** **\$3,552,467.74**

Recommended By: Kimley-Horn and Associates, Inc.

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

Agreed to By: Lunda Construction Company

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

Approved By: City of Maplewood

By: \_\_\_\_\_  
Mayor

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

By: \_\_\_\_\_  
City Engineer

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

## MEMORANDUM

**TO:** James Antonen, City Manager  
**FROM:** DuWayne Konewko, Parks and Recreation Director  
Ginny Gaynor, Natural Resources Coordinator  
**SUBJECT:** **Consider Approval of Arbor Day Proclamation**  
**DATE:** April 2, 2012 for April 9, 2012 meeting

### INTRODUCTION

Arbor Day is observed throughout the United States and the world as a day to celebrate trees. Maplewood has scheduled an Arbor Day celebration for Saturday, May 12, 2012. Staff requests that council consider proclaiming May 12, 2012 as Arbor Day in Maplewood.

### DISCUSSION

National Arbor Day is the last Friday of April, but the date varies by state to coincide with planting times. In Minnesota, Arbor is Friday, April 27 this year, and communities observing Arbor Day typically schedule celebrations in late April or early May.

Maplewood has scheduled a tree planting project and an Arbor Day celebration at Lions Park on Saturday, May 12, 9:30 a.m. - 12:00 noon. We invite adults and families to help plant trees and celebrate. Festivities include: tree planting demonstrations at 10:00 and 11:00, activities for children, refreshments, and the city forester and city naturalist will be available to answer your questions about tree selection, pruning, planting, tree pests, and the city's tree rebate program. Trees for this project have been donated by two local Lion's groups: St. Paul East Parks Lions and Maplewood-Oakdale Lions.

Trees provide numerous benefits to individuals and to the community. They reduce erosion, provide shade, cut heating and cooling costs, moderate temperature, clean the air, produce oxygen, provide habitat for wildlife, and provide wood and paper products. Trees increase property values and enhance the beauty of our community.

An Arbor Day proclamation supports the city's sustainability initiatives and encourages residents to value, plant, and care for trees. A proclamation is also one of the requirements for being designated a Tree City USA. Maplewood was designated a Tree City in 2008 and 2011 and staff would like to continue to renew this designation annually.

### RECOMMENDATION

Staff requests that the City Council consider proclaims May 12, 2012 Arbor Day in Maplewood.

Attachments:

1. Arbor Day Proclamation

# ARBOR DAY PROCLAMATION

Whereas, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

Whereas, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

Whereas, Arbor Day is now observed throughout the nation and the world, and

Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate temperatures, clean the air, produce oxygen and provide habitat for wildlife, and

Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products, and

Whereas, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

Whereas, trees, wherever they are planted, are a source of joy and beauty,

NOW, THEREFORE, BE IT RESOLVED THAT, May 12, 2012, is hereby designated Arbor Day in the City of Maplewood.

Further, all citizens are encouraged to celebrate Arbor Day and support efforts to protect our trees and woodlands.

Adopted this 9<sup>th</sup> day of April, 2012.

SIGNED:

WITNESSED:

\_\_\_\_\_  
Will Rossbach, Mayor

\_\_\_\_\_  
Karen Guilfoile, City Clerk

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

## AGENDA REPORT

**TO:** James Antonen, City Manager  
**FROM:** Michael Thompson, City Engineer / Dep. Public Works Director  
**SUBJECT:** **TH 36 / English Street Interchange Improvements, City Project 09-08**  
**a. Public Hearing 7:00 pm**  
**b. Resolution Ordering Improvement after Public Hearing (4 votes)**  
**DATE:** April 3, 2012

### INTRODUCTION

The public hearing for this project has been scheduled for 7:00 p.m., Monday, April 9, 2012. Notices of the public hearing have been mailed and published. The feasibility study was accepted by the council on March 26, 2012 and the council called for a public hearing to be held on April 9. The council will consider ordering the improvement following the public hearing. It is important to note petitions received to date from the citizens are included in this report. The staff has responded to each one as part of this report, and the full petitions can be found as attachments.

### BACKGROUND

On August 23, 2010 the council authorized staff to proceed with tasks generally described as preparation of a feasibility study, pursuing additional project funding, public involvement, design surveys, preliminary layouts and approvals, environmental assessment documentation, and other associated tasks to move this project forward in coordination with project stakeholders.

Since that time, a number of public open-houses, one-on-one meetings, and citizen design committee meetings have been held to shape this into a successful project that balances impacts yet accomplishes the goals of the project such as improved safety and mobility along TH 36, and providing acceptable local access to Maplewood's businesses and residents.

A Public Hearing for the environmental assessment portion of the project was held on February 27, 2012.

Layout approvals and environmental work is finalized. The detailed survey and soil testing is complete and the preliminary roadway, drainage, and bridge plan designs are nearing completion. Final design services are underway as authorized by the council on March 12, 2012.

A right-of-way acquisition firm was selected and approved at the January 23, 2012 council meeting. The firm is currently working with parcel owners on both temporary and permanent acquisitions.

On March 26, 2012 the council accepted the feasibility study and called for this public hearing (April 9, 2012) in order to consider the official ordering of the project per the Chapter 429 process after the Hearing is conducted.

Petitions have been received from different resident groups from the neighborhood. There is a separate section in this agenda report that provides further details and direct responses to those concerns expressed by residents.

## DISCUSSION

The TH 36 / English Street Interchange Improvements project will remove the last at-grade intersection along TH 36 between the eastern Ramsey County line and I-35W in Roseville. The proposed interchange will be a full access diamond interchange generally constructed at the existing English Street location. Access ramps to and from English Street will be provided for both eastbound and westbound traffic along TH 36. English Street will be bridged over TH 36 and modifications will be made to TH 36 between TH 61 and Hazelwood Street to accommodate the proposed English Street bridge and interchange.

In addition to the construction of the interchange and improvements to TH 36, this project includes numerous other local roadway improvements as summarized below:

- The County Road B and TH 61 intersection will be reconstructed to provide greater separation from the existing frontage road/County Road B intersection.
- Viking Drive will be reconstructed between Gervais Avenue and English Street.
- English Street will be reconstructed from Gervais Avenue to Cope Avenue to accommodate the new interchange.
- Gervais Avenue will be reconstructed from Viking Drive to Hazelwood Street. This roadway reconstruction will provide a connection from Gervais Avenue to Barclay Street allowing residents in the Gervais/Viking neighborhood to access the new TH 36 and English Street interchange.

Other project improvements include:

- A new Bruce Vento Trail bridge over TH 36 will be constructed to accommodate the new interchange and the improvements to TH 36.
- A noise wall will be constructed along the south side of TH 36 between the Bruce Vento Trail and Hazelwood Street.
- An earthen berm with landscaping will be constructed on the north side of TH 36 between Barclay Street and Germain Street.
- Storm drainage improvements will include new storm sewer within the reconstructed roadways, four new storm sewer ponds, and Ramsey-Washington Metro Watershed District (RWMWD) water quality improvements within the TH 36 / TH 61 interchange.
- Approximately 8,000 feet of water main will be reconstructed with the project.
- Sanitary sewer improvements will be limited to repairs identified by city staff and the design team.

## NEIGHBORHOOD PETITIONS

### **Viking Drive Petition (received on September 12, 2011 representing 17 properties)**

This petition was presented to the City Council requesting that the local connection and frontage road not be constructed. The supporters of the petition opposed the plan at that time because they felt it was unfair, flawed, and lacked support. The three items listed in the petition are summarized below (see full petition attached for more detail) in addition to the City's response to said concerns.

- 1) Petition states local road connection will bring another 3,000 to 4,000 more vehicles to Viking Drive while ensuring privacy for adjacent properties by constructing cul-de-sacs and road blocks.

City's Response – Professional traffic operations engineer has conveyed that Viking Drive can expect about 950 vehicles per day on Viking Drive in the after condition with the preferred alternative Option 11 (refer to Layout of Local Connection attached) compared to about 100 vehicles per day currently. This is still in the typical range for a local roadway.

- 2) Petition conveys concern about increased traffic and noise on Highway 36 and concern that noise wall barrier will decrease property values and quality of life.

City's Response – Viking Drive residents were mailed voting materials on their preference for a noise wall or no noise wall. No residents voted for a wall, rather the preference was an alternative of a landscaped berm with plantings of native grasses for the understory and conifer and deciduous tree mix for the overstory. This collaborative approach was reached through a citizen committee made up of 3 Viking Drive residents and 1 Grandview Avenue resident volunteer. The City Engineer facilitated this group and landscaped architects produced concepts for the proposed landscaped berm that the committee agreed on. This committee met two times.

- 3) Petition conveys that Gervais Avenue connection was not considered and is the most logical and economical choice.

City's Response – A local roadway design committee was formed after the city received interest from seven volunteer citizens (City mailed notice to 400+ neighborhood residents soliciting committee member volunteers) from the neighborhood to explore various additional options. All neighborhood volunteers were placed on the committee. There were six active resident volunteers. The City Engineer facilitated the five meetings of this committee. Please refer to the attachment to this agenda report providing the outreach process, design options explored, and the conclusion and justification for the preferred alternative (Option 11). The cut through Gervais Avenue option was discussed and explored including the costs, which would have been comparable to the selected preferred alternative, but less desirable for a number of other reasons.

### **General Area Petition (received on March 30, 2012 representing 58 properties)**

This petition was received by the Public Works Department on March 30, 2012 and conveys that the supporters of the petition have concerns of increased traffic volumes in the residential neighborhood, safety, increased noise, and loss of trees and privacy. The petition suggests closure of Hazelwood/36 entrance/exit and adding sound barriers/berms.

The petition insists that no changes be made to the following residential streets: Viking Drive, Grandview Avenue, Sextant Avenue, Germain St, Hazelwood St, and Barclay Street. Please refer to each of these items below and the City's response to said concerns.

- 1) Concern of increase traffic volumes.

City's Response – With the closure of the Hazelwood Street at TH 36 some trips will be lost, however others will be gained by making the local connection between the neighborhood and proposed interchange. The before and after traffic trips can be found attached to this agenda report for comparative purposes.

- 2) Concern with safety.

City's Response – The proposed local roadway connection is being designed and built to city and state aid standards. In addition, sidewalk is proposed along the local road connection (Viking Drive and Barclay) in order to provide pedestrian designated areas. In addition the proposed walk would connect Harvest Park to the neighborhood and to the existing sidewalk on the west side of Hazelwood Street. Staff has proposed the consideration of creating a speed zone near the Park in addition to adding dynamic speed display signs on Viking Drive.

- 3) Increased noise.

City's Response – A detailed noise analysis was conducted as part of the interchange improvement project and is detailed in the EA/EAW Document. The Viking Drive residents prefer a landscaped berm which is proposed to be built with the project. The City followed the federal and state guidelines for the noise analysis and process. Furthermore the City led a citizen berm design group to enable direct citizen input on the berm design and features. The proposed landscaped berm will help delineate the Highway from the neighborhood.

- 4) Concern with loss of trees and privacy.

City's Response – Tree removal will be minimized to the greatest extent practicable. For example, as a result of testimony from the Grandview Avenue residents at the EA/EAW Hearing on February 13, 2012 the sidewalk is proposed to be removed on Grandview Avenue to minimize boulevard impacts. The proposed berm between the Highway and the local neighborhood will provide a buffer that today does not exist. A number of trees will be planted as part of this project including a number of conifer and deciduous trees on and around the proposed berm.

- 5) Suggests closure of Hazelwood/36 entrance/exit.

City's Response – This closure is proposed as part of the project.

- 6) Suggestion of adding sound barriers/berms.

City's Response – Landscaped berms are proposed as part of the project as previously mentioned. Developed in collaboration with the berm citizen committee, the design and features of the berm will act as a buffer between the Highway and local neighborhood as mentioned above.

- 7) Suggestion of making no changes to Viking Drive, Grandview Avenue, Sextant Avenue, Germain St, Hazelwood St, and Barclay Street.

City's Response – No changes are proposed to Germain Street or Sextant Avenue. Only minor changes are proposed to Hazelwood Street which consists of the possible removal of the islands at the intersection of Hazelwood Street with Gervais Avenue. Grandview Avenue also is only proposed for minor changes consisting of narrowing the entrance into Grandview Avenue from Hazelwood Street in addition to restricting traffic from taking a left turn onto Grandview Avenue if approaching the neighborhood from the new interchange. Changes are proposed for Barclay Street and Viking Drive including making the roadway 32 feet wide. In addition the proposed roadway on Viking Drive will be shifted further away from the existing homes towards the existing MnDOT right of way. Thus the northernmost part of the new sidewalk proposed

along Viking Drive will be in the location of the existing roadway as it is currently located. Please refer to the attached before and after maps. Also, the preferred alternative and a number of other options were thoroughly explored both through open house meetings and the five citizen design committee meetings. This local connection must be made as discussed in the justification portion of the attached letter/memo specifically discussing the local connection process.

### **Gervais Ave Petition (from 1988)**

This petition was not received as part of this project however it was submitted in 1988 when the city council was discussing the possible extension of Gervais Avenue from Barclay to English Street. Please refer to attachment.

### **PUBLIC OUTREACH**

The following have been the larger neighborhood and open-house meetings to date to help shape this project into the current proposal for improvements. It should be noted that staff has met on several occasions, individually, with residents and business owners throughout the corridor outside of these listed meetings.

#### General Open House Meetings:

- November 16, 2010
- May 18, 2011
- November 15, 2011
- March 20, 2012 (Meeting specific to Commercial property owners proposed for Assessments)
- April 3, 2012 (Final open house before public hearing from 5-7pm at the Community Center)

#### Local Neighborhood Open House Meetings:

- Dec. 8, 2010 (Neighborhood Road Connection)
- July 27, 2011 (Meeting w/ concerned Viking Dr. residents in front yard at 1531 Viking Dr.)
- August 17, 2011 (Viking Drive and Sherren Avenue residents) Noise Wall Meeting
- October 19, 2011 (Neighborhood Road Connection)
- February 8, 2012 (Neighborhood Road Connection)

#### Citizen Design Committees:

- Local Road Connection (5 meetings)
- Landscaped Berm along Viking Dr. (2 meetings)

It should be noted the effort on behalf of the city and residents of the Gervais/Viking neighborhood in regards to finding an acceptable connection to the interchange from the neighborhood. That outreach, including open house meetings and utilizing a citizen committee approach is further detailed in the memo attached to this agenda report along with the recommended option for connection (Option 11).

Also, the staff has met a handful of times with stakeholders near the intersection of County Rd B and Highway 61 including the gas station owner and the residential homeowners just to the east of the gas station. A new frontage road is proposed to be realigned between these two properties and a number of mitigation items have been made. Additionally, staff met on site again with the residential homeowners on March 28, 2012 to explain mitigation efforts such as a wall and additional buffer plantings.

The City has led a very open and collaborative process in which Maplewood’s businesses and residents have influenced design changes to better suit local interests. It is important to remember that the City led this improvement that now provides an interchange that provides proper access both for safety purposes and for the area traffic needs. The local connection to the neighborhood is being made because deficiencies would arise or be exacerbated at other locations/intersections such as White Bear Avenue, County Road C, and Highway 61. Furthermore the connection is needed from a safety perspective as conveyed by both the fire and police departments as an alternate access over Highway 36. The local connection would provide a route that leads directly to area hospitals and to the County Rd C/Hazelwood Street fire station. It is important for emergency responders to have adequate options to serve citizens on both the north and south sides of Highway 36, without solely relying on White Bear Avenue and Highway 61 which at times become extremely congested. Furthermore, by not making the local neighborhood connection, the project is not consistent with the \$7.3 million federal funding application and could possibly jeopardize the project and final approvals.

**SPECIAL ASSESSMENTS**

There are a total of 26 commercial properties proposed to be assessed as part of the project improvements based on the City’s Assessment Policy and special benefit appraisals completed for the subject properties. This is to ensure the properties are receiving a benefit that is equal to or greater than the proposed assessment against the property. Attached is a copy of the preliminary assessment roll.

The staff had a specialized open house meeting for those properties proposed to be assessed on March 20, 2012 at the Maplewood Community Center. We had a number of business owners and tenants stop by to gather additional information and provide feedback to staff.

It should be noted that no residential properties are proposed to be assessed as part of this project as previously identified in the feasibility study.

If the project proceeds the Assessment Hearing would likely be held in 2013.

**NEXT STEPS**

If the council orders the project at the Public Hearing on April 9, 2012 here are the important dates to note:

Final Plans and Right-of-Way/Easement Acquisition Complete	September 30, 2012
City Council Approves Plans & Specs/Authorizes Ad for Bids	October 2012
Bid Opening	December 2013
Start Construction	April 2013
Construction Substantially Complete	December 2013
Assessment Hearing	2013

In order to accomplish the schedule above, discussions are ongoing with MnDOT on the project construction phasing and constructability. There has been mention of a potential closure of Highway 36 for a two month period, however MnDOT will be leading a separate public outreach campaign to discuss the various options. More detailed construction phasing and staging plans will be developed during the final design phase of the project including open house meetings with businesses, residents, and other stakeholders.

## BUDGET

The improvements are proposed to be financed through a combination of Federal STP grant funds, MnDOT funds, Ramsey County funds, RWMWD funds, SPRWS funds, City of Maplewood funds, and special assessments to benefiting properties.

The following is a summary of the proposed financing plan for the improvements:

<u>Funding Source</u>	<u>Amount</u>
<b>Federal STP Funds</b>	
• Interchange	\$7,280,000
• Water Quality	<u>\$ 248,000</u>
Subtotal	\$7,528,000
<b>MnDOT Funds</b>	
• SRC	\$5,475,000
• Cooperative Agreement	<u>\$ 500,040</u>
Subtotal	\$5,975,040
Ramsey County Funds	\$ 975,000
RWMWD Funds	\$ 850,000
<b>City Funds</b>	
• St. Paul WAC	\$ 150,000
• Sanitary Sewer Utility	\$ 150,000
• City Abatement Funds	\$1,500,000
• MSA Bond	<u>\$1,663,170</u>
Subtotal	\$ 3,463,170
SPRWS Funds	\$ 500,000
Assessments	\$ 1,005,790
<u>Other Sources/MnDOT (to be determined)</u>	<u>\$ 2,700,000</u>
<b>Total Funding</b>	<b>\$22,997,000</b>

City staff is currently working with MnDOT and its other partners to close the funding gap of \$2,700,000 by accelerating the design schedule to capture additional federal funding. In addition MnDOT has conveyed it will be a strong project partner for this project and will work closely with the city to ensure all remaining financial obligations are met.

## RECOMMENDATION

It is recommended that the city council approve the attached resolution ordering the improvement for the TH 36 / English Street Interchange Improvements, City Project 09-08. (Four affirmative votes are required to approve this resolution).

### Attachments:

1. Resolution Ordering Improvement
2. Feasibility Report Project Executive Summary
3. Memo Regarding Local Connection Citizen Committee (Outreach and Decision Process)
4. Location Map
5. Layout of Interchange Area
6. Layout of Local Connection Area
7. Pre Project Neighborhood Traffic
8. Post Project Neighborhood Traffic
9. Viking Drive Petition (received September 12, 2011)
10. General Area Petition (received March 30, 2012)
11. Gervais Ave Petition (past project petition from 1988)
12. Preliminary Assessment Roll

**RESOLUTION  
ORDERING IMPROVEMENT**

WHEREAS, a resolution of the city council adopted the 26rd day of March 2012, fixed a date for a council hearing on the proposed improvements for the TH 36 / English Street Interchange Improvements, City Project 09-08.

AND WHEREAS, ten days mailed notice and two weeks published notice of the hearing was given, and the hearing was duly held on April 9, 2012, and the council has heard all persons desiring to be heard on the matter and has fully considered the same;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MAPLEWOOD, MINNESOTA, as follows:

1. That it is necessary, cost-effective and feasible, as detailed in the feasibility report, that the City of Maplewood make improvements to the TH 36 / English Street Interchange Improvements, City Project 09-08.

2. Such improvement is hereby ordered as proposed in the council resolution adopted the 9th day of April, 2012.

3. The City's consultant engineering team of Kimley-Horn and Associates, Inc. and SEH, Inc., is the designated engineer for this improvement and is hereby directed to prepare final plans and specifications for the making of said improvement as previously directed by the city council at the March 26, 2012 council meeting.

4. The finance director was authorized to make the financial transfers necessary to implement the financing plan for the project by the city council at the March 26, 2012 council meeting. A project budget of \$22,997,000 was established. The approved financing plan is as follows:

<u>Funding Source</u>	<u>Amount</u>
<u>Federal STP Funds</u>	
• Interchange	\$7,280,000
• Water Quality	<u>\$ 248,000</u>
Subtotal	\$7,528,000
<u>MnDOT Funds</u>	
• SRC	\$5,475,000
• Cooperative Agreement	<u>\$ 500,040</u>
Subtotal	\$5,975,040
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• MSA Bond	<u>\$1,663,170</u>
Subtotal	\$ 3,463,170
SPRWS Funds	\$ 500,000
Assessments	\$ 1,005,790
<u>Other Sources/MnDOT (to be determined)</u>	<u>\$ 2,700,000</u>
Total Funding	\$22,997,000

Approved this 9<sup>th</sup> day of April 2012

**CITY OF MAPLEWOOD  
HIGHWAY 36/ENGLISH STREET INTERCHANGE IMPROVEMENTS  
CITY PROJECT 09-08**

FEASIBILITY REPORT EXECUTIVE SUMMARY

The City of Maplewood is currently planning for the construction of the Highway 36 and English Street interchange. This interchange will remove the last at-grade intersection along Highway 36 between the eastern Ramsey County line and I-35W in Roseville. The proposed interchange will be a full access diamond interchange generally constructed at the existing English Street location. Access ramps to and from English Street will be provided for both eastbound and westbound traffic along Highway 36. English Street will be bridged over Highway 36 and modifications will be made to Highway 36 between Highway 61 and Hazelwood Street to accommodate the proposed English Street bridge and interchange.

In addition to the construction of the interchange and improvements to Highway 36, this project includes numerous other local infrastructure improvements including the following:

- Reconstruction of English Street between Gervais Avenue and Cope Avenue to accommodate the interchange.
- Reconstruction of Gervais Avenue and Viking Drive west of English Street to accommodate the interchange and address poor pavement conditions.
- The extension of Gervais Avenue east of English Street to Hazelwood Street to provide a connection to the new interchange for areas to the east. This connection is being made to mitigate the proposed closure of the existing Hazelwood Street right-in/right-out accesses to Highway 36. These improvements include the construction of an earthen berm and landscaping along the south side of Viking Drive to provide some buffering and screening of Highway 36.
- Reconstruction of the County Road B and Highway 61 intersection to relocate the existing frontage road/County Road B intersection further east to provide improved safety and intersection spacing from Highway 61. These improvements also include the construction of a new trail along the south side of County Road B between Highway 61 and the Bruce Vento Trail.
- Reconstruction of the existing Bruce Vento Trail bridge over Highway 36 to accommodate the new interchange and improvements to Highway 36.
- The construction of a 1,750 foot long twenty foot high noise wall along the south side of Highway 36 generally between the Bruce Vento Trail crossing and Hazelwood Street.
- Various storm drainage improvements including the construction of storm sewer and four storm water ponding/infiltration areas.
- Realignment and replacement of existing SPRWS watermain in the project area to accommodate the proposed improvements.
- Sanitary sewer repairs as needed in the project area.
- In coordination with the proposed Highway 36 and English Street interchange improvements, the Ramsey Washington Metro Watershed District (RWMWD) is implementing water quality improvements in the area of the existing Highway 36 and Highway 61 interchange. This includes the construction of ponds and infiltration areas within the Highway 39/Highway 61 interchange loops.

The estimated costs for the proposed improvements are detailed below.

<u>Proposed Improvement</u>	<u>Estimated Cost</u>
Highway 36 Mainline Improvements	\$ 3,462,000
Highway 36/English Interchange	\$ 4,250,000
English Street Improvements (Excluding Interchange)	\$ 726,000
County Road B Improvements	\$ 575,000
County Road B Trail Improvements	\$ 300,000
Gervais Avenue/Viking Drive Improvements (East of English)	\$ 1,920,000
Gervais Avenue Improvements (West of English)	\$ 400,000
Viking Drive Improvements (West of English)	\$ 575,000
Bruce Vento Trail Improvements	\$ 1,010,000
Storm Drainage Improvements	\$ 1,849,000
Watermain Improvements	\$ 800,000
Sanitary Sewer Improvements	\$ 100,000
Noise Wall Improvements	\$ 700,000
<u>RWMWD Improvements</u>	<u>\$ 980,000</u>
Subtotal - Construction Cost	\$17,647,000
Estimated Right-of-Way/Easement Acquisition Costs	\$ 1,500,000
<u>Estimated Indirect Costs</u>	<u>\$ 3,850,000</u>
<b>Total Estimated Project Cost</b>	<b>\$22,997,000</b>

The improvements are proposed to be financed through a combination of Federal STP grant funds, MnDOT funds, Ramsey County funds, RWMWD funds, SPRWS funds, City of Maplewood funds, and special assessments to benefiting properties. The following is a summary of the proposed financing plan for the improvements:

<u>Funding Source</u>	<u>Amount</u>
Federal STP Funds	
• Interchange	\$ 7,280,000
• Water Quality	\$ 248,000
Subtotal	\$ 7,528,000
MnDOT Funds	
• SRC	\$ 5,475,000
• Cooperative Agreement	\$ 500,040
Subtotal	\$ 5,975,040
Ramsey County Funds	\$ 975,000
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City Funds	
• St. Paul WAC	\$ 150,000
• Sanitary Sewer Utility	\$ 150,000
• City Abatement Funds	\$ 1,500,000
• MSA Bond	\$ 1,663,170
Subtotal	\$ 3,463,170
SPRWS Funds	\$ 500,000
Assessments	\$ 1,005,790
<u>Other Sources/MnDOT (to be determined)</u>	<u>\$ 2,700,000</u>
<b>Total Funding</b>	<b>\$22,997,000</b>

The following is a proposed schedule for the project if the City Council votes to proceed.

City Council Accepts Feasibility Report and Calls Public Hearing	March 26, 2012
Public Hearing	April 9, 2012
Final Plans and Right-of-Way/Easement Acquisition Complete	September 30, 2012
City Council Approves Plans & Specs and Authorizes Ad for Bids	October 2012
Bid Opening	December 2013
Start Construction	April 2013
Construction Substantially Complete	December 2013

In order to accomplish the schedule above, it is planned that Highway 36 will be closed to through traffic for a two month period during July and August. More detailed construction phasing and staging plans will be developed during the final design phase of the project.

Based upon the analysis completed as a part of this report, the proposed Highway 36/English Street Interchange Improvements, City Project 09-08, are feasible, necessary and cost effective.



March 14, 2012

Local Connection Design Committee Members  
Gervais Avenue/Viking Drive/Hazelwood St. Neighborhood  
Maplewood, MN

RE: Gervais/Viking Neighborhood Connection Follow-up Items

Dear Committee Member:

Thank you for attending the final meeting of the committee on March 1, 2012. The five design meetings over the past six months have been successful in soliciting ideas through an open and involved process with the committee and neighborhood in which various alternatives for have been suggested and explored. This letter is meant three-fold. First is to directly respond to the following questions posed during the March 1, 2012 meeting namely:

*Verify traffic numbers/details with the traffic engineering consultant from SEH, Inc. for Option 11, the 3-90's Option, and the Gervais Ave thru connection. Detail the difference in costs of the 3-90's plan versus the Gervais thru connection. What else can be shown to make it difficult for traffic to route through the neighborhood (i.e... island, pork chops, speed bumps, etc...).*

Second is to summarize the committee process over the past six months. And third is my recommendation in making the local connection.

#### **ITEM 1: FOLLOW-UP ITEMS FROM COMMITTEE MEETING 5**

The traffic numbers for Option #11 have been analyzed by SEH, Inc. This option, attached, reflects the associated average daily vehicles along the streets. The original preferred 3-90's Option, also called Option #3 can also be found attached and reflects the associated average daily vehicles along subject streets. Traffic numbers also show that if Gervais Avenue is opened as a direct straight cut-through it would generate an estimated additional 300 vehicles per day through the neighborhood. Thus Options #11 and #3, which are versions of the circuitous 3-90's versions, would bring about 300 less vehicles through the neighborhood per day compared to the Gervais Avenue cut-through.

The total cost for Option #11 is estimated at \$2 million. Option #3 is \$1.9 million. And the cost of making Gervais Avenue as the cut-through would be \$1.4 million. The Gervais Avenue cut-through would render a \$500,000 cooperative agreement grant useless, thus the city cost burden is fairly similar for all.

Some committee members continue to say the Gervais Avenue cut-through is easy and simple. The fact is this is not the case for a number of reasons. It should also be reiterated that an additional 300 vehicles per day would travel through the neighborhood and make it more inviting for truck traffic to utilize the route. The committee specifically discounted this option on the dry erase board at Committee Meeting #2 for the following reasons:

- 1) Would make an easy cut-through and invite more traffic
- 2) Would cause loss of parking
- 3) Divides neighborhood
- 4) All traffic goes on one road

## **ITEM 2: SUMMARY OF OUTREACH AND COMMITTEE PROCESS**

The following have been the larger neighborhood and open-house meetings to date:

### General Open House Meetings:

- November 16, 2010
- May 18, 2011
- November 15, 2011
- One additional planned prior to April 9, 2012 Public Hearing

### Local Neighborhood Open House Meetings:

- Dec. 8, 2010 (Neighborhood Road Connection)
- July 27, 2011 (Meeting w/ concerned Viking Dr. residents in front yard at 1531 Viking Dr.)
- August 17, 2011 (Viking Drive and Sherren Avenue residents) Noise Wall Meeting
- October 19, 2011 (Neighborhood Road Connection)
- February 8, 2012 (Neighborhood Road Connection)

### Citizen Design Committees

- Local Road Connection (5 meetings)
- Landscaped Berm along Viking Dr. (2 meetings)

I will go into additional detail regarding 5 meetings of this committee and the process and shaping of the various options (all which are attached). Seven residents volunteered to service on this committee after mailer was sent to about 400+ people in the neighborhood. There were six residents active on the committee.

### **Committee Meeting 1 (November 29, 2011: 6-8pm):**

The meeting was very productive with many ideas, discussion, and debate. Everyone agreed that additional traffic was the major concern. A good discussion was had about the importance of making a connection for the emergency vehicles such as fire trucks in order to better serve the city. By the end of the meeting the group narrowed it down to 6

recommended options for further exploration. The citizens directed staff to work up some concepts for these options and provide additional information on a couple items such as how the Harvest Park option in the comp plan was identified.

The following six options were chosen to have staff further explore in order to start narrowing the field:

**Option 1** - Additional frontage road south of existing Viking Drive

**Option 2** - Gervais Avenue thru connection

**Option 3** - Connection route via Gervais to Viking to Hazelwood and back to Gervais (also known as the 3-90s option)

**Option 4** - Roadway through Harvest Park

**Option 5** - Utilize the current staff design of routing traffic at outer edge of neighborhood but with more detail on signage and techniques to slow traffic

**Option 6** - Making an access at Gervais Avenue that would only allow emergency vehicles to pass through

**Committee Meeting 2 (December 7, 2011: 8-10pm):**

During the second meeting in order to help shape the important principles of a design, the committee and city set the following as priorities before delving into the six design options:

City's Founding Principles:

1. Proper transportation access to new interchange for traffic needs (need to look at the regional context)
2. Meet emergency access needs for public safety (fire and police departments, ambulance service, etc)
3. Design that minimizes impacts to neighborhood as much as feasible
4. Cost
5. Providing for pedestrian connection

Citizen Group Founding Principles:

1. Emergency Access
2. Design that minimizes neighborhood impacts as much as feasible
3. Cost

These founding principles helped focus the discussion in the second meeting regarding the six design options. After these principles were set, the six 11x17 design option exhibits were passed around. A committee member then wrote all six options (w/ costs) up on the dry erase board along with a column for pros and cons for each as expressed below in both the photo and summarized table:

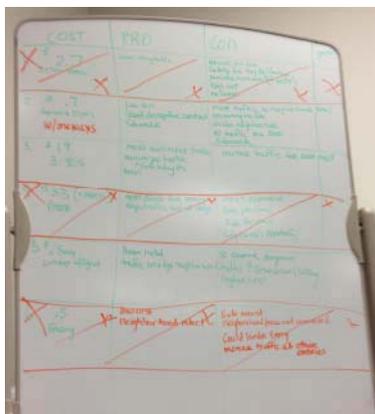


Photo Taken at Committee Meeting 12/7/11

Option # and Description and Cost	Pros	Cons
1 / Additional Frontage Rd / \$2.7M	Reduces Viking Dr traffic	Visual of 3 parallel roads Safety compromised on TH 36 High cost No room for berm
2 / Gervais Thru / \$0.7M no mitigation	Low cost Little disruption Sidewalk	Most traffic thru neighborhood Loss of parking for Gervais residents Divides Neighborhood All traffic on one road
3 / 3-90s / \$1.9M	Restricts traffic the most Minimizes traffic from today's numbers Allows for a berm	Increase traffic on west side
4 / Park Route / \$3.3M	Direct route for emergency vehicles Keeps traffic out of neighborhood	Most expensive Loss of parkland Kids by road in park City council approval difficult
5 / Original City Option / \$2.5M	Allows for berm Traffic at edge of neighborhood	SE corner dangerous Traffic goes up on Grandview/Viking
6 / Emergency Access Only / \$0.5M	Low cost Reduced traffic in neighborhood	Gate maintenance Neighborhood no connected Could hinder emergency Increase traffic at other entries

From the photo and table above, the committee eliminated Options 1, 4, and 6. The committee also partially eliminated Option 2 (referred to as Option 2A attached). The committee did not want Gervais Avenue as a direct cut through, but rather suggested this option be revised to reflect a one-way type option (referred to as Option 2B attached). This therefore left Options 2B, 3, and 5 for final consideration.

At the end of the meeting Michael said he would have these remaining options brought back to the committee in January for the next meeting after the holidays.

**Committee Meeting 3 (January 11, 2012: 6:30-8:30pm):**

Michael provided a big picture look at the overall project schedule including the likely EA (environmental) public hearing to be held in February and the official Project Public

Hearing likely to be held after that. Michael talked about the remaining three options up for consideration.

The remaining options discussed at the third meeting were Option 2B, which reflects one-way rerouting; Option 3 which reflects a circuitous route through the neighborhood (coined the 3- 90's by the group); and Option 5. After much discussion the group collectively chose Option 3 as the preferred option. In the end this option helped distribute impacts as much as feasible given the constraints and the founding principles. However the group wanted additional adjustments and assurances regarding moving forward with Option 3. Those additional considerations are as follows:

1. In addition to the proposed sidewalk on the north side of Gervais Avenue, additional sidewalk should be installed on the north side of Viking Drive from Hazelwood Street extending west and curving up along the east side of Barclay Street and connecting into the Gervais Avenue sidewalk near at Harvest Park. Also additional sidewalk should be explored on the north side of Gervais Avenue so there is a complete stretch to White Bear Avenue.
2. Explore making sight vision improvement to the tight corner at the intersection of Germain Street and Viking Drive.
3. Consider establishment of a speed zone in the location of Harvest Park where vehicles will be parking, the trail crosses, etc. Can this warrant a speed reduction of lower than 30 mph? (To be explored).
4. Also with the selection of Option 3, Michael stated his commitment to the group in having post construction traffic counts on the streets conducted, meeting with the group to discuss traffic count results and any other concerns, and utilizing the public works department forces to make any needed adjustments to the streets if warranted.

At the end of the meeting Michael reiterated his thanks to the group for volunteering their time on this committee, and also Michael asked the group if they would be comfortable being called up to the podium when the official public hearing is held in order to be introduced and say a few words. Everyone was open to this idea. This will help show the city council and other residents from the neighborhood in attendance that there has been a very useful and collaborative stakeholder process to select a design where everyone shares some of the impact, whether it is the sidewalk on Gervais Avenue, or the traffic on Viking and Grandview.

#### **Committee Meeting 4 (February 1, 2012: 6:00-8:00pm):**

Consensus was thought to be had after the third committee meeting, however 16 days after reaching consensus a few e-mails starting going back and forth amongst the committee second guessing the preferred design because of concerns.

To listen to the concerns raised via the e-mails back and forth amongst the committee Michael set up Committee Meeting 4 to listen to these concerns.

This meeting was attended by four of the committee members and was a little contentious but did produce an option a couple members wanted further explored. A committee member drew the following and wanted something similar to this involving a number of Do Not Enter signs to funnel traffic.

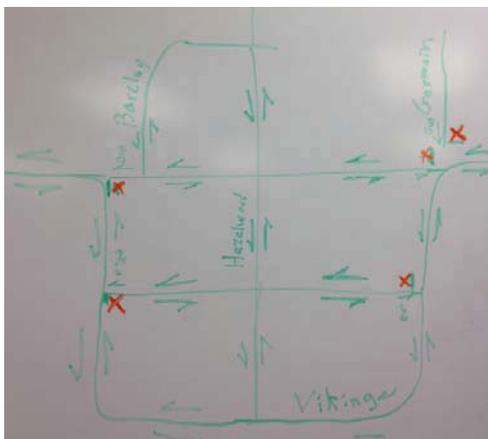


Photo Taken at Committee Meeting 2/1/2012

After this meeting the committee was no longer working towards a common approach and everyone wanted the design that least affected them. It was clear at the end of this meeting that the committee would have difficulty in reaching a common consensus.

**Committee Meeting 5 (March 1, 2012: 6:00-8:15pm):**

In response to Committee Meeting 4 and neighborhood open house meeting on February 8, 2012, Michael had Options 9, 10, and 11 prepared (attached). Options 9 and 10 included one-way only routes which were not supported by the Police or Fire Departments and could cause compliance, enforcement, and safety issues. Option #11 is similar to Option 3 (3-90's), where consensus was originally met; however it restricts left turns on Grandview Avenue if approaching the neighborhood from the new interchange and provides additional circuitousness.

Members of the committee from Viking Drive and Grandview Avenue invited some of their neighbors to this Committee Meeting which was not expected, but it turned out to be a civil and respectful meeting.

There were fourteen persons in attendance at this meeting and Michael set the ground rules that the meeting was to be civil and respectful and this was to the benefit of all.

Michael gave an overview of the entire public outreach and committee process and how we arrived at this point. The meeting then progressed into a round-robin format and the following minutes were taken by Michael:

- A. [REDACTED] Viking Drive (committee member) – Handed out a two page letter addressed to Viking Drive residents regarding five main points about the traffic routing options, traffic numbers, preference for berm, and concern with lack of public outreach. Wants to see an Option 12 with a concrete barrier extended up to Gervais Avenue that would allow Gervais thru traffic going westbound.  
*Note: Michael worked with the traffic consultant after Committee Meeting 5 to respond to [REDACTED] comment of a through access on Gervais Ave traveling west, extending the concrete median barrier further north than shown on Option 11 in order to restrict left turns onto Gervais if approaching the neighborhood from the new interchange. The following average vehicles per*

day were estimated: Gervais Ave = 700, Grandview Ave = 200, and Viking Dr = 600.

- B. [REDACTED] Viking Drive – Comments that more traffic would be brought through the neighborhood with the 3 90's plan which is more costly than a Gervais Avenue connection. Michael T. disagreed and said the traffic numbers would be provided for clarification, because the traffic numbers mentioned by [REDACTED] reflected the one-way design. [REDACTED] stated safety response would be preferable with Gervais Ave connection and also made comments of lack of public outreach and ethnicity playing a role. Michael T. said there have been a number of opportunities for involvement throughout the entire process. [REDACTED] mentioned that the 3-90's plan could be justified but the costs details, traffic numbers, and reasoning must be clear and it currently is not and Gervais Ave connection seems preferable. [REDACTED] stated whatever option is chosen we need to find ways to make it difficult for traffic to route through the neighborhood. Additional pork chops, keep existing islands at Hazelwood/Gervais, speed bumps, etc...
- C. [REDACTED] Grandview Drive (committee member) – No additional traffic is wanted on Grandview Drive. Understands this is a difficult issue that will affect neighborhood and the traffic needs to go somewhere and needs to be shared.
- D. [REDACTED] Barclay Street (committee member) – Stated that the Gervais through connection would bring more traffic through the neighborhood, and that the committee discussed this when the direct through option was taken off the table after the second meeting. Gervais does get traffic already.
- E. [REDACTED] Viking Drive (committee member) – [REDACTED] conveyed that 60% are minority in this area and most cannot read literature. The options do not reflect minority feedback because they were not properly notified. Treated as second class citizens with original design when routed around outer part of neighborhood. Should provide interpreter. Roseville had a similar problems making Cty C-2 a through traffic. After 20 years debate, the city decided to make the logical choice of connecting Cty C-2. Making Gervais a through traffic was talked about by Maplewood city council in 1985 stating that connection would be made when an interchange at English Street is built by MnDOT. People should have expected a Gervais Avenue through connection.
- F. [REDACTED] Grandview Avenue – Open Gervais Avenue because it is cheap and easy.
- G. [REDACTED] Grandview Avenue – Conveyed this was very educational for him to listen to all of the discussion and background and how much the committee has covered on these issues. Stated that sharing the traffic is preferable.
- H. [REDACTED] Sextant Avenue (committee member) – Said 3-90's was a compromised decided upon after the 3<sup>rd</sup> committee meeting because making difficult to navigate was good. Surprised to hear the comments about the lack of outreach regarding ethnicity and minorities because this was the first time anyone ever brought up this concern. Said city has done a good job to get people to have a say through meetings and committees. Was for the emergency only connection initially. Concerned that the Gervais through connection makes an easy cut-through. Understands concern of traffic down Grandview Avenue because shorter distance. No big fan of one-ways.

- I. [REDACTED] Viking Drive – Likes the diversity in the neighborhood. Asked about right of way width on Gervais Avenue. Michael responded it is about 60 feet. Michael T. stated there is room on Gervais to increase the width of it to meet state aid standards and to retain parking however there were additional costs and impacts with that option and other consequences such as an easy cut-through. Whereby the 3-90's make the MnDOT right of way area available for the state aid street expansion away from homes on Viking Drive west of Hazelwood. Michael T. stated he would work up costs.
- J. [REDACTED] Grandview Avenue – We all need to share the burden. Likes the concrete divider. City could do better to contact minorities.
- K. [REDACTED] Grandview Avenue – no comment.
- L. [REDACTED] Brooks Avenue (committee member) – Believes this has gone through a good process. There was a rational and logical process to get to the 3-90's design.
- M. [REDACTED] Viking Drive – Does not like frontage roads because they are busy and fast. Concern for kids on the block and drivers will not care because it is a frontage road.

Michael thanked all those that attended and appreciated the respectful and civil nature of the meeting. Michael wanted to ensure the follow-up items were clear. The following was information to follow-up on and report back to committee members as a whole:

*Verify traffic numbers/details with the traffic engineering consultant from SEH, Inc. for Option 11, the 3 90's Option and the Gervais Ave thru connection. Detail the difference in costs of the 3 90's plan versus the Gervais thru connection. What else can be shown to make it difficult for traffic to route through the neighborhood (i.e... island, pork chops, speed bumps, etc...).*

### **Summary of Committee Meetings 1 through 5**

As seen above this provides a review of the process and the closest there was to consensus was Option #3 (3-90's) or a version similar to it with improvements that could be made.

### **ITEM 3: RECOMMENDATION FOR LOCAL CONNECTION AND JUSTIFICATION**

The closest the committee came to consensus was the circuitous route similar to Options 3 and 11 (3-90s) which included various provisions requested by the committee to be addressed. This was the preferred option (Option 3 at that time) when everyone left the third committee meeting and up until 16 days after. Then e-mails were exchanged second guessing the decision. I believe a very open and fair process was held. And I know this continues to be a difficult and emotional issue.

My recommendation for the proposed connection is **Option 11**.

**Option 11** (version of 3-90s) which is the last attachment and includes a number of provisions to allay concerns including the following:

1. In addition to the proposed sidewalk on the north side of Gervais Avenue, additional sidewalk should be installed on the north side of Viking Drive from Hazelwood Street extending west and curving up

along the east side of Barclay Street and connecting into the Gervais Ave sidewalk and ultimately Harvest Park. Also additional sidewalk should be explored on the north side of Gervais Avenue so there is a complete stretch to White Bear Avenue.

2. Explore making sight vision improvement to the tight corner at the intersection of Germain Street and Viking Drive.
3. Consider establishment of a speed zone in the location of Harvest Park where vehicles will be parking, the trail crosses, etc. Can this warrant a speed reduction of lower than 30 mph? (To be explored).
4. Also with the selection of Option 11, Michael states his commitment to the group in having post construction traffic counts on the streets conducted, meeting with the group to discuss traffic count results and any other neighborhood post construction concerns, and utilizing the public works department forces to make any needed adjustments if warranted.
5. Add left turn restricted median in on west end of Grandview, and bump out on east end (hence Option 11 reflects Option 3 but with median)
6. Add additional signage to properly route traffic on the designated route.
7. Add bump outs on Viking Drive at both ends.
8. Explore installation of dynamic speed feedback sign on Viking Drive west of Hazelwood Street.
9. Consider retaining the islands at the intersection of Hazelwood Street and Gervais Avenue to inhibit cut through/truck traffic.

The justification for **Option 11** is based on:

1. Competitive Cost – This option is approximately \$2.0 million and as competitive as other options as already discussed on the second page of this letter. For example; many have said it is cheap to just punch Gervais Avenue thru. This is not the case for the following reasons: To maintain parking the roadway would have to be widened by about 7 feet which would require a rebuilding of the roadway in order to maintain parking for Gervais Avenue residents. To do this work the cost would be \$1.4 million and the City would also lose \$500k in cooperative agreement grant funding. So cost is similar.
2. Expansion of Roadway Closer to Homes Not Required – For this option the street widening on Viking Drive is needed to meet state aid standards. It needs to be widened from 24 feet to 32 feet. This would allow for proper two way traffic and parking on the north side of Viking Drive for residents. The widening would all occur to the south, away from the existing Viking Drive homes. The proposed sidewalk would be where the current roadway edge is today. Thus the roadway is shifted farther away from the homes and residents do not lose what they consider their front yard space (ROW). Whereas punching Gervais Avenue straight through would greatly impact yards and shift the roadway closer to existing homes. In addition sidewalk would be pushed back further into what residents consider their yard (ROW).
3. Reduced Traffic Through Neighborhood – This proposed option reduces overall traffic volumes through the neighborhood compared to other options. Punching Gervais Avenue straight through could bring an additional 300 vehicles through the neighborhood per day.

4. Geometry makes it Difficult for Trucks to Utilize – This option forces traffic to make a number of 90 degree turns at various locations. This will discourage not only through traffic but larger truck traffic. Also, by installing the concrete median at the west end of Grandview Avenue, the route is less encouraging as a cut-through from the new interchange because it is a longer route.
5. Fair Distribution of Reasonable Traffic – This circuitous connection utilizing Gervais Avenue, Hazelwood Street, and Viking Drive would minimize the disruption of any additional traffic in the area that would be resulting from the changed conditions. The proposed option allows a number of different ways vehicles can travel through the neighborhood still unlike previous designs where traffic was funneled to only one route by using dead ends on others.
6. Safety – Both the fire and police convey the option will meet their needs to properly provide police/fire and emergency services to the citizens in an effective manner.
7. Regional Transportation System – In considering a simple closing of the Hazelwood access to TH 36, and not providing a neighborhood connection to the new interchange, the local impacts need to be considered. Without access to the proposed new English Street interchange, the residents of the area north of TH 36 at Hazelwood, who now access TH 36 with a right-in/right-out would be forced to two alternative interchanges for access. The first would be to the north along Hazelwood Street to County Road C and then westerly to County Road C and TH 61. The County Road C / TH 61 intersection operates at times at below standard levels and adding additional traffic to that intersection would further exasperate that situation leading to the need for expensive upgrades in future years. The alternative area for these residents for entering and exiting their homes, as well as for service vehicles to their homes, is to use Gervais Avenue to the east toward White Bear Avenue. If a traffic planner assumed at least 50% of the trips that currently use Hazelwood Street at TH 36 were added to traffic on White Bear Avenue at Gervais Avenue and then toward TH 36, the traffic on White Bear Avenue would be very negatively impacted. Traffic Engineers are already indicating that traffic volumes on White Bear Avenue between County Road C and County Road B are near or over roadway capacity. Adding additional traffic would likely accelerate the need for additional and expensive upgrades to White Bear Avenue in this area, or without those improvements and the additional traffic, would mean reduced access for area businesses. Neither seems advisable given that a reasonable alternative exists, in the staff opinion, to connect the circuitous connection from Viking Drive to Gervais Avenue that provides good and safe access for this neighborhood.

I anticipate a handful of members on the committee may not agree with my recommendation but I am confident in my reasoning and justification and I feel that it has been arrived at through an extremely open and fair process. I look forward to continuing to work with you and expect to see you at the Public Hearing on April 9, 2012.

Again, I appreciate the many hours each of you have put into this committee, which shows the dedication and concern you have for your neighborhood.

Please do not hesitate to contact me with any questions directly at 651-249-2403.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Thompson". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Michael Thompson  
City Engineer / Dep. Director of Public Works

Attached: Design Exhibits (14 total)

Cc: James Antonen, City Manager  
R. Charles Ahl, Assistant City Manager / Public Works Director

### DESIGN EVOLUTION FROM OPEN HOUSE FEEDBACK

Note: These three designs were prior to the citizen committee formation. The following pages represent an additional 11 options explored by the committee.



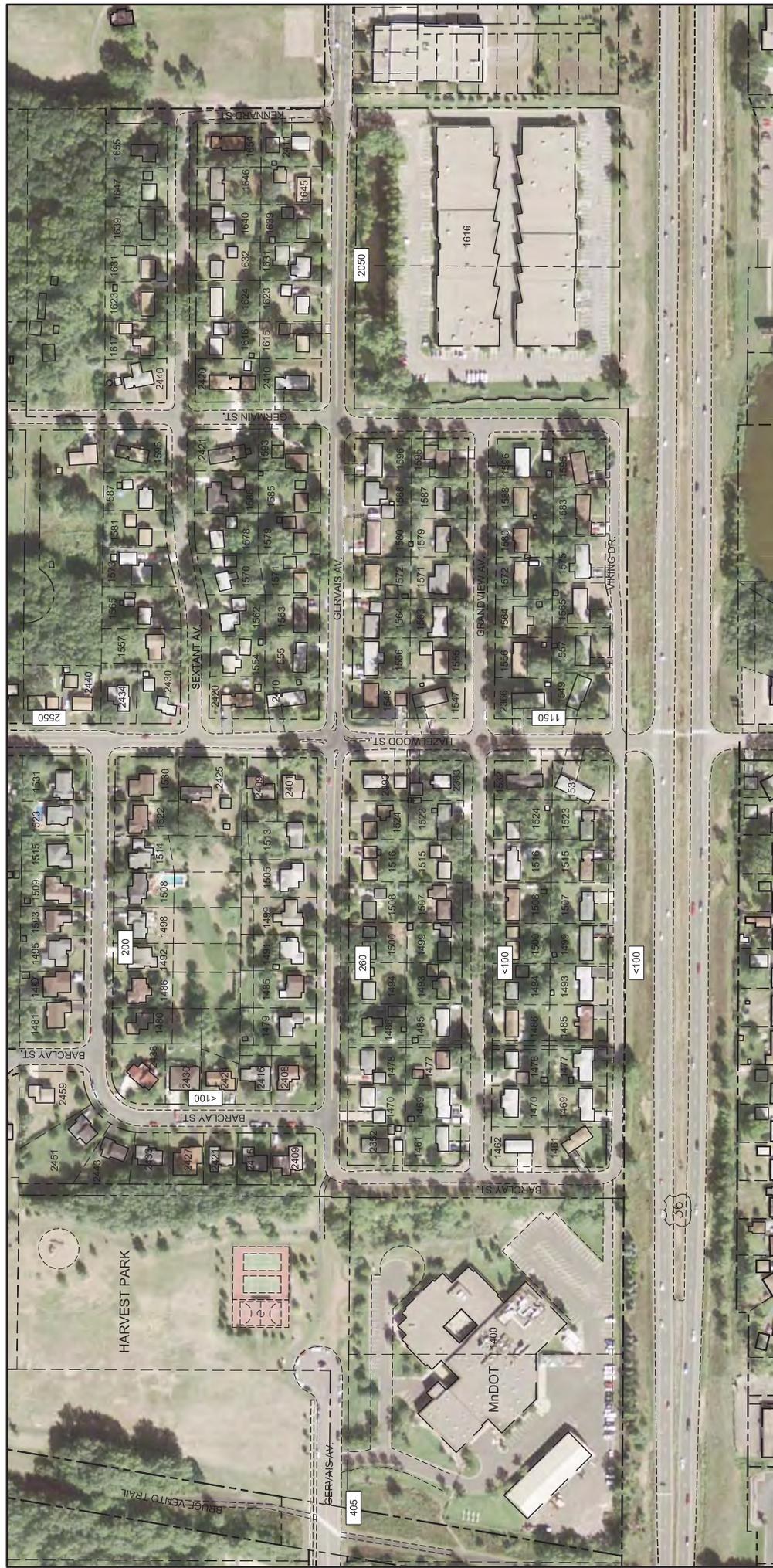
November 2010



May 2011

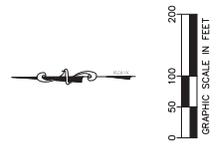


October 2011

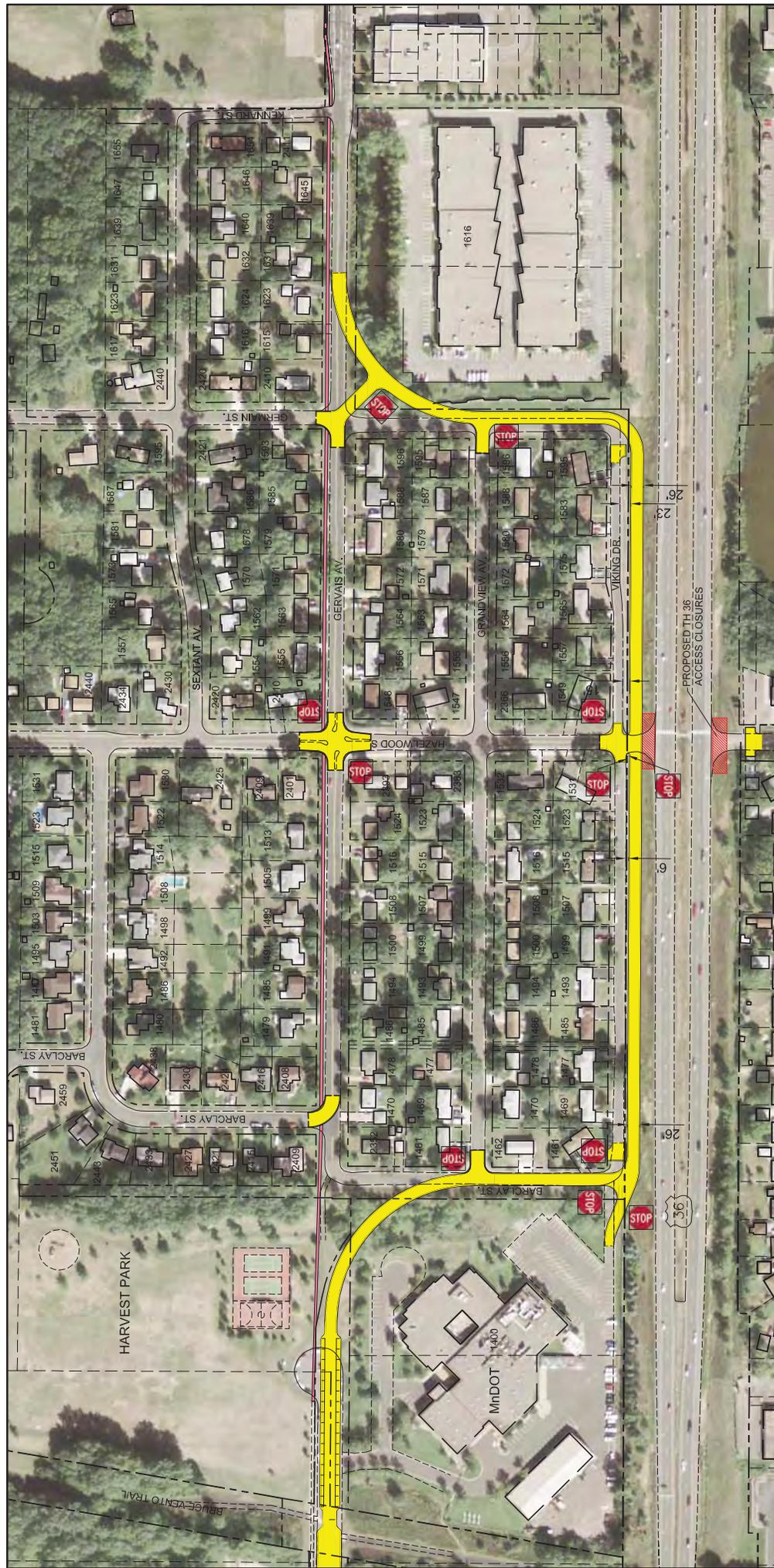


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 ST. PAUL, MINNESOTA 55114  
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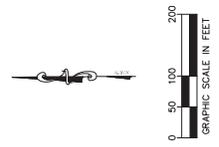


LEGEND  
 XXXXX EXISTING DAILY TRAFFIC VOLUMES



GERVAIS AVENUE AREA IMPROVEMENTS  
 ADDITIONAL FRONTAGE ROAD SOUTH OF VIKING DRIVE  
 PRELIMINARY LAYOUT  
 OPTION 1

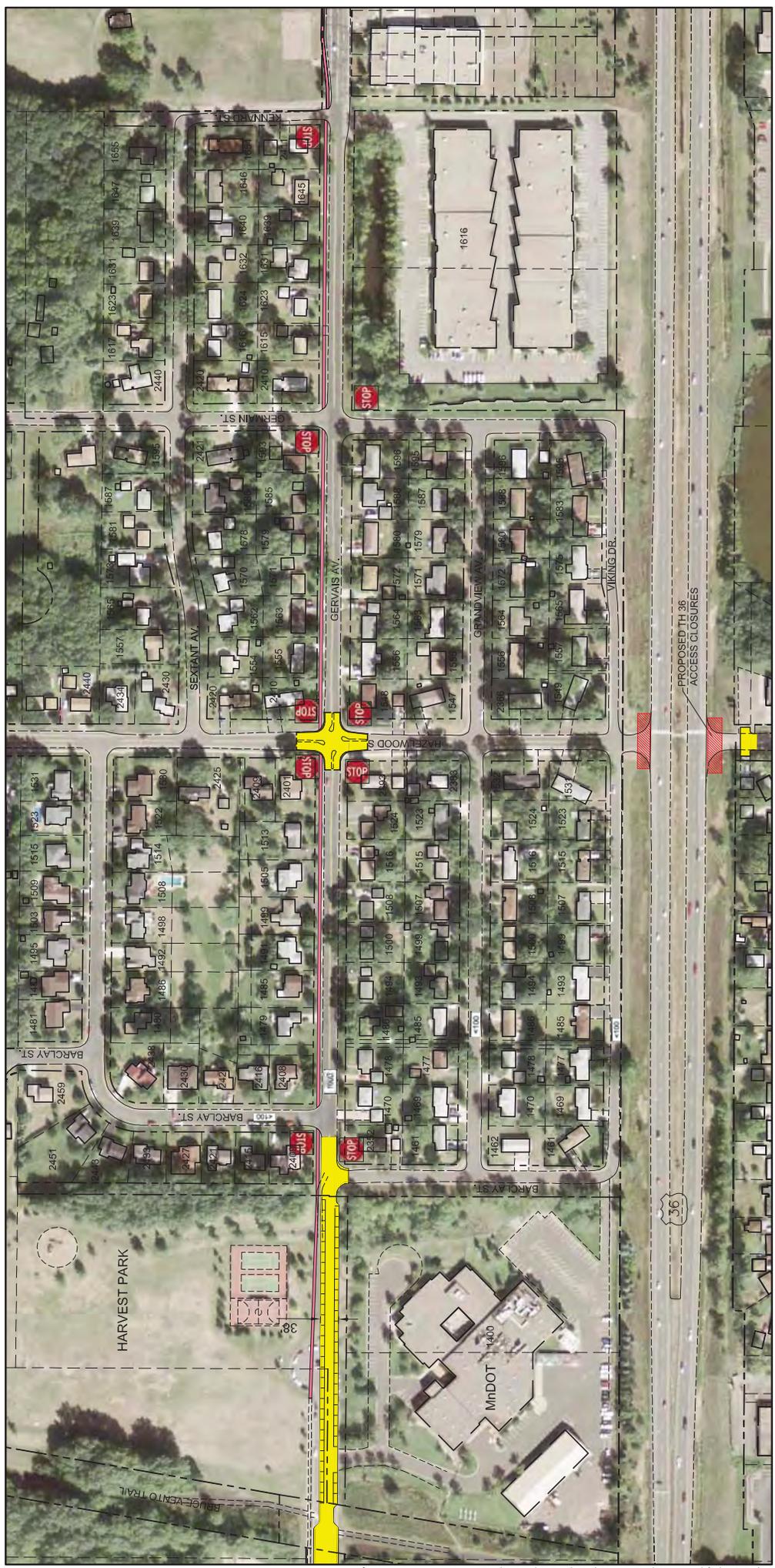
- LEGEND**
- PROPOSED ACCESS CLOSURE
  - PROPOSED IMPROVEMENTS
  - PROPOSED SIDEWALK



  
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GERVAIS AVENUE AREA IMPROVEMENTS  
GERVAIS AVENUE THRU CONNECTION  
PRELIMINARY LAYOUT

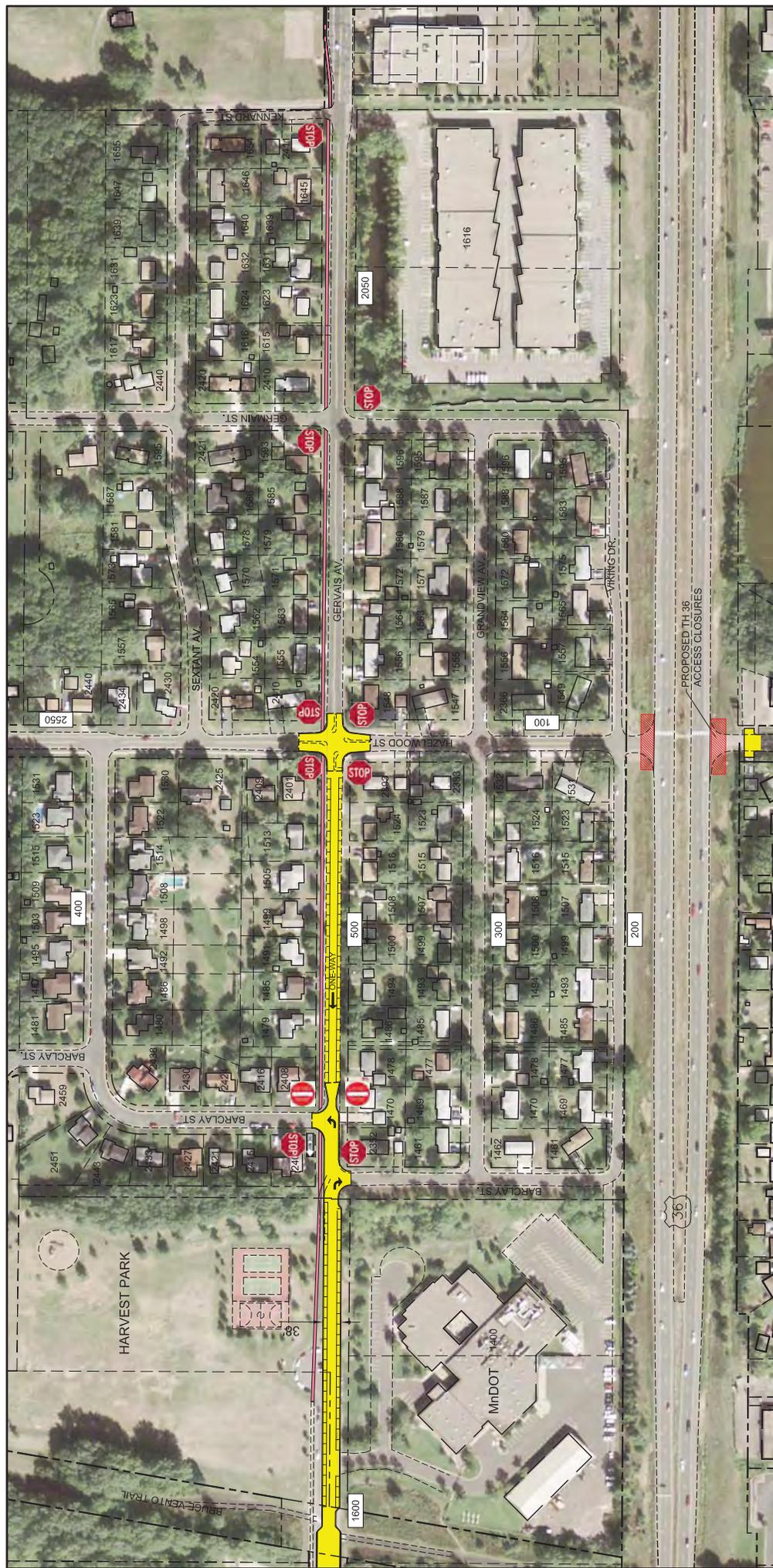


- LEGEND
- PROPOSED ACCESS CLOSURE
  - PROPOSED IMPROVEMENTS
  - PROPOSED SIDEWALK



City of Maplewood, Minnesota  
Department of Public Works  
Engineering Division

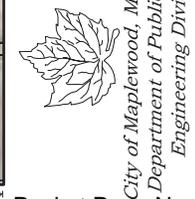
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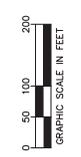
**GERVAIS AVENUE AREA IMPROVEMENTS**  
**GERVAIS AVENUE THRU CONNECTION**  
**PRELIMINARY LAYOUT**

- LEGEND**
- PROPOSED ACCESS CLOSURE
  - PROPOSED IMPROVEMENTS
  - PROPOSED SIDEWALK
  - YEAR 2015 PROJECTED DAILY TRAFFIC VOLUMES

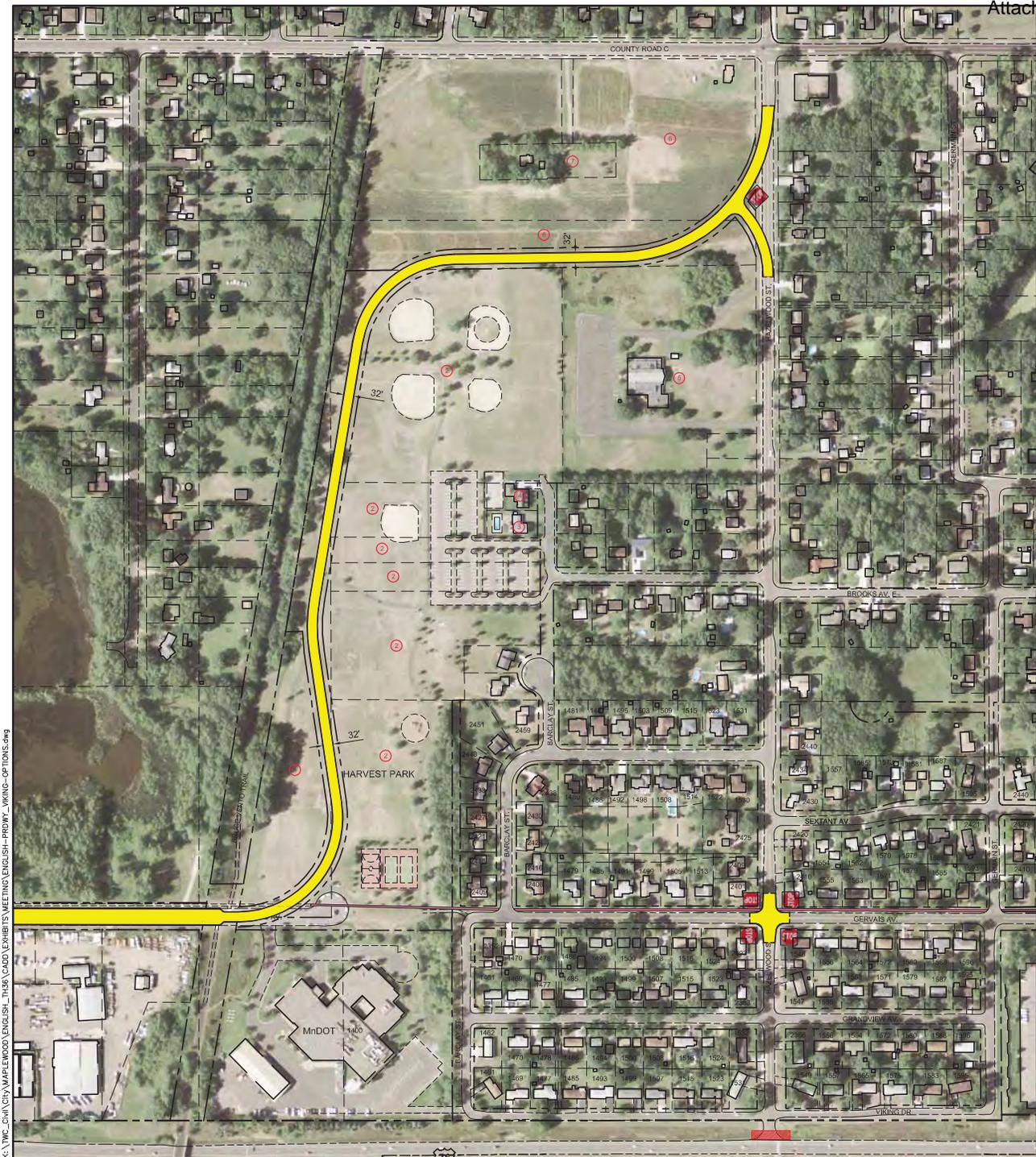
**NOTE:**  
 STATE AND STANDARDS REQUIRE ONE-WAY  
 STREETS TO HAVE TWO THRU LANES.  
 GERSVAIS AVENUE WOULD BE A ONE LANE,  
 ONE-WAY ROADWAY, THIS NOT MEETING  
 STATE AID REQUIREMENTS.



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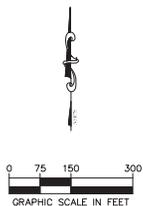


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NO.	PIN #	OWNER	PROPERTY ADDRESS	PROPOSED ROW/EASEMENTS (SF)	
				DEEDED PROPERTY AREA	ROW AREA REQUIRED
1	10.29.22.23.0001	CITY OF MAPLEWOOD (HARVEST PARK)	0 GERVAIS AVENUE E	239,600	95,800
2	10.29.22.24.0078	CITY OF MAPLEWOOD (HARVEST PARK)	2561 BARCLAY STREET	1,069,900	84,300
3	10.29.22.24.0069	CRAIG L. DANSKY	2511 BARCLAY STREET N	13,100	0
4	10.29.22.24.0073	PETER J. O'BRIEN & DIANE L. O'BRIEN	2517 BARCLAY STREET N	12,200	0
5	10.29.22.21.0008	TWIN CITIES BIBLE CHURCH	2555 HAZELWOOD STREET N	360,300	0
6	10.29.22.21.0002	FIRST EVANGELICAL FREE CHURCH OF ST. PAUL MINNESOTA	1534 COUNTY ROAD C E	716,600	73,500
7	10.29.22.21.0001	GARY A. SCHNEIDER & MICHELLE L. SCHNEIDER	1448 COUNTY ROAD C E	22,300	0
TOTAL					253,600

  
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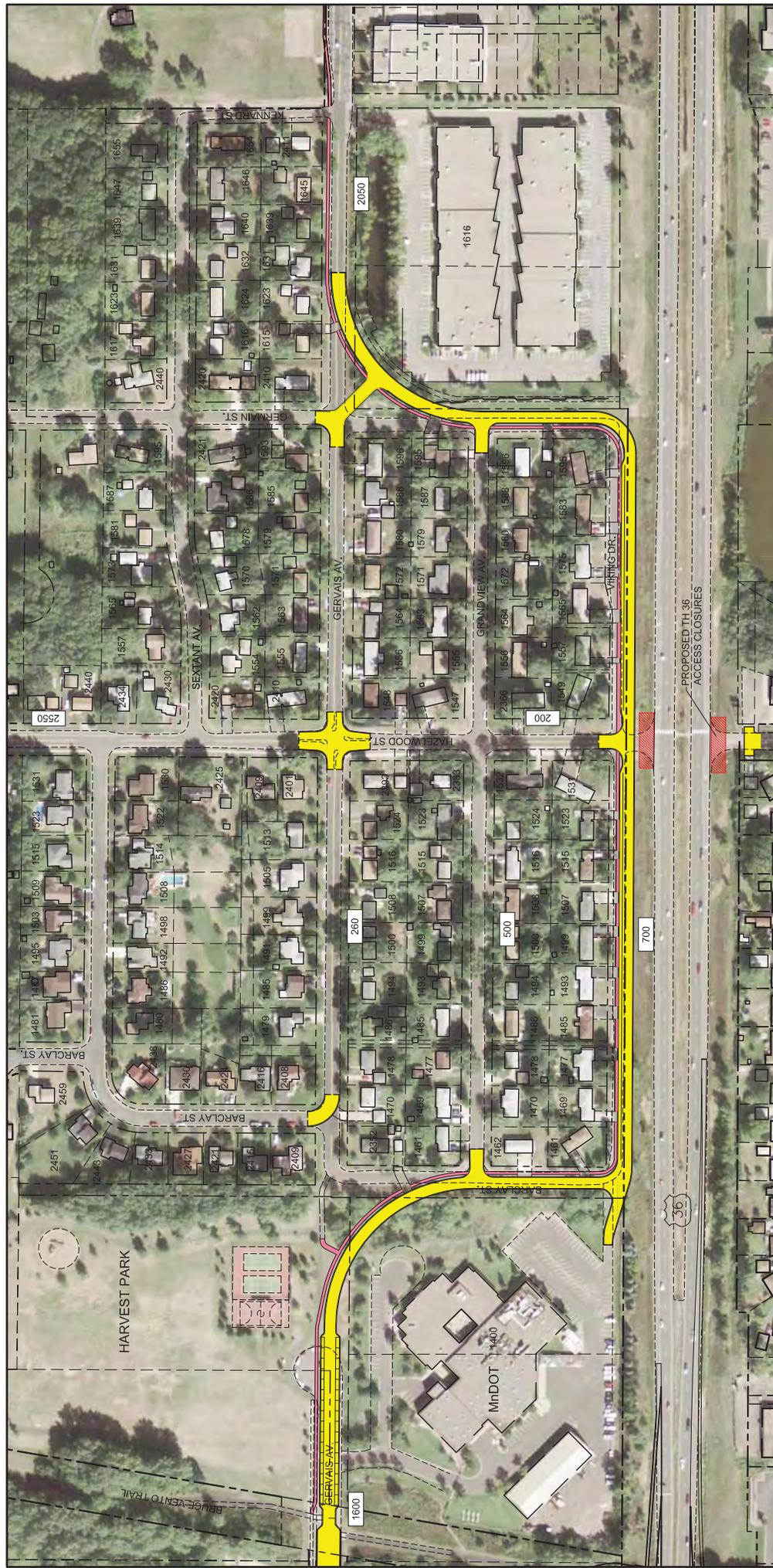
- LEGEND**
-  PROPOSED ACCESS CLOSURE
  -  PROPOSED IMPROVEMENTS
  -  PROPOSED SIDEWALK

**GERVAIS AVENUE AREA IMPROVEMENTS**

CITY COMPREHENSIVE PLAN ROUTE

PRELIMINARY LAYOUT

OPTION #4



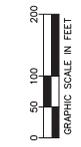
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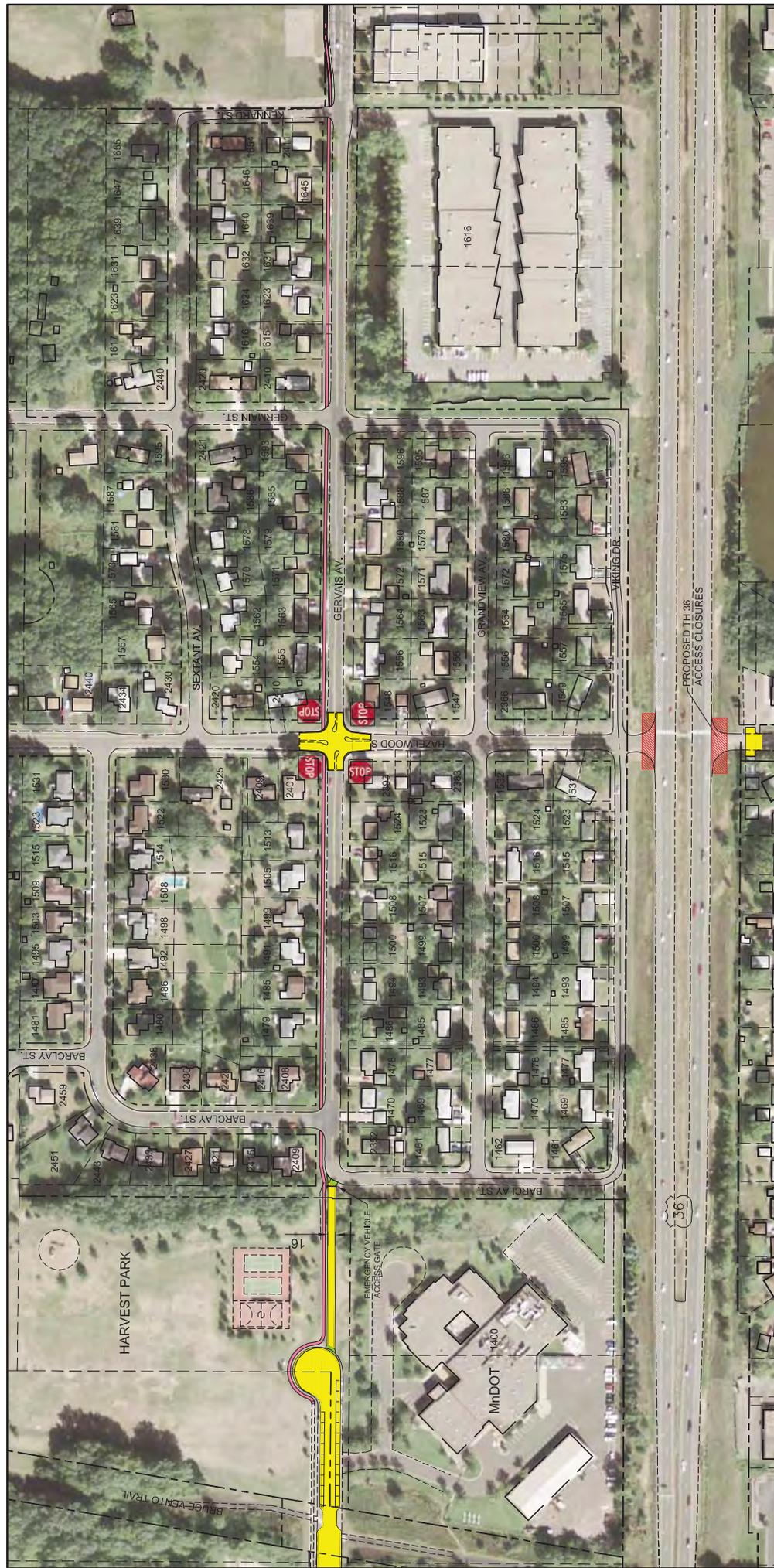


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GERVAIS AVENUE AREA IMPROVEMENTS  
 GERSVAIS AVENUE / VIKING DRIVE RE-ALIGNMENT  
 PRELIMINARY LAYOUT  
 OPTION 15  
 JANUARY 5, 2011

- LEGEND**
-  PROPOSED ACCESS CLOSURE
  -  PROPOSED IMPROVEMENTS
  -  PROPOSED SIDEWALK
  -  YEAR 2015 PROJECTED DAILY TRAFFIC VOLUMES



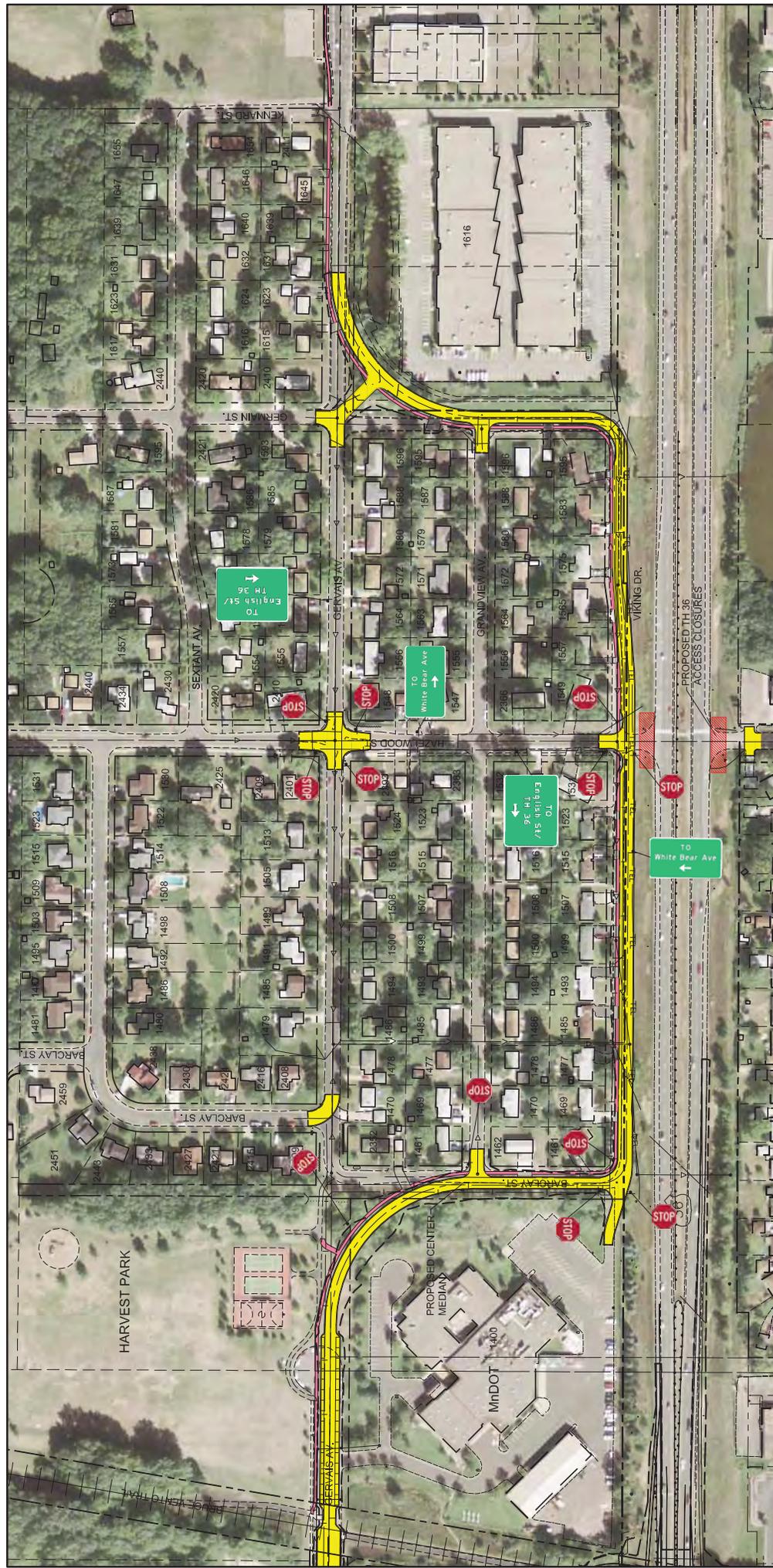


GERVAIS AVENUE AREA IMPROVEMENTS  
 GERSVAIS AVENUE EMERGENCY VEHICLE CONNECTION  
 PRELIMINARY LAYOUT  
 OPTION #5  
 DECEMBER 7, 2024

- LEGEND
- PROPOSED ACCESS CLOSURE
  - PROPOSED IMPROVEMENTS
  - PROPOSED SIDEWALK

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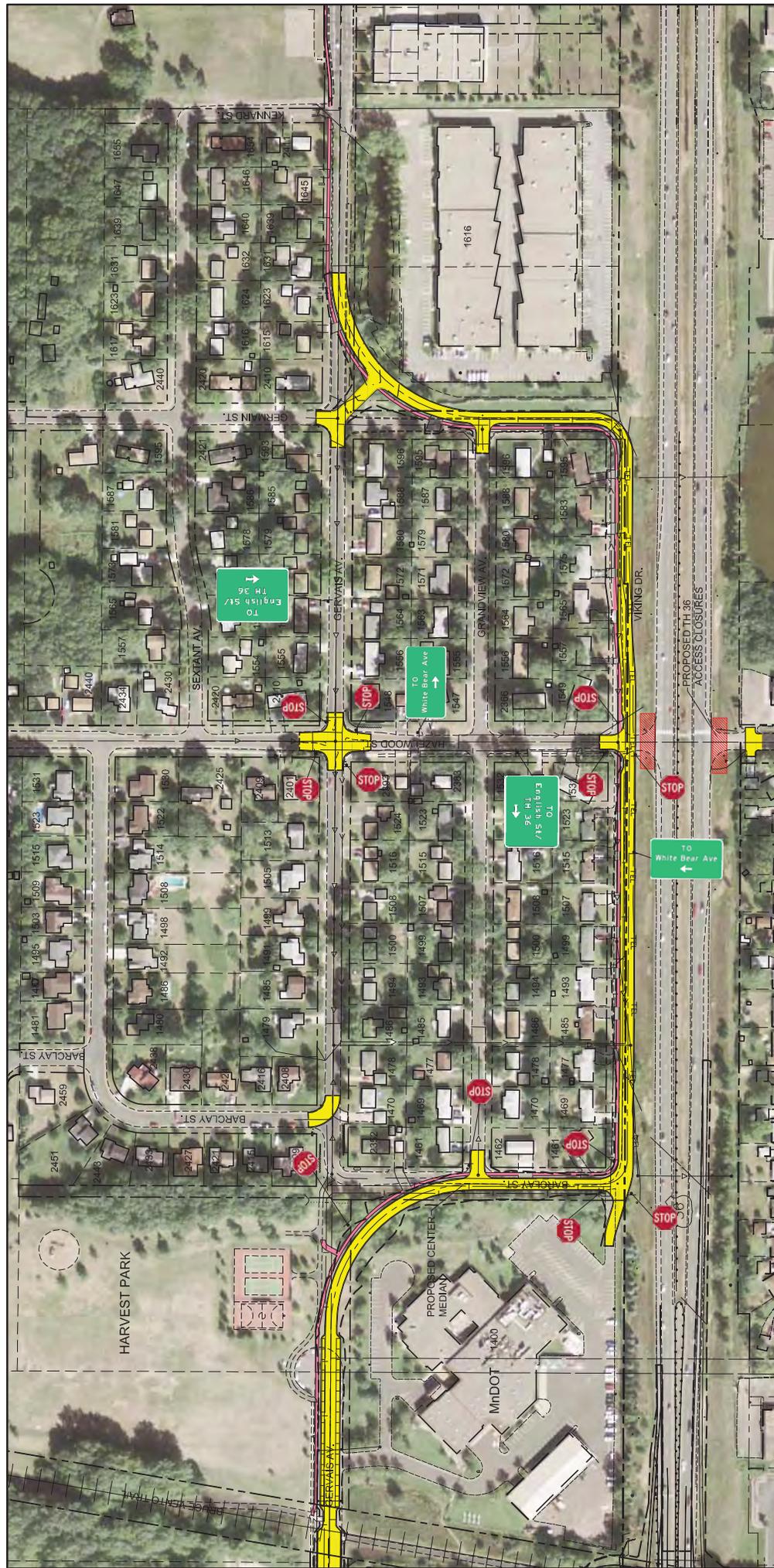
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  -  PROPOSED IMPROVEMENTS
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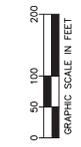
GERVAIS AVENUE AREA IMPROVEMENTS  
 VIKING DRIVE ALIGNMENT SHIFTED NORTH  
 TO MATCH EXISTING ALIGNMENT BETWEEN  
 HAZELWOOD ST. AND GERMAIN ST.

OPTION 17  
 DECEMBER 15, 2014



GERVAIS AVENUE AREA IMPROVEMENTS  
 VIKING DRIVE ALIGNMENT PARTIAL SHIFT  
 TO NORTH BETWEEN  
 HAZELWOOD ST. AND GERMAIN ST.

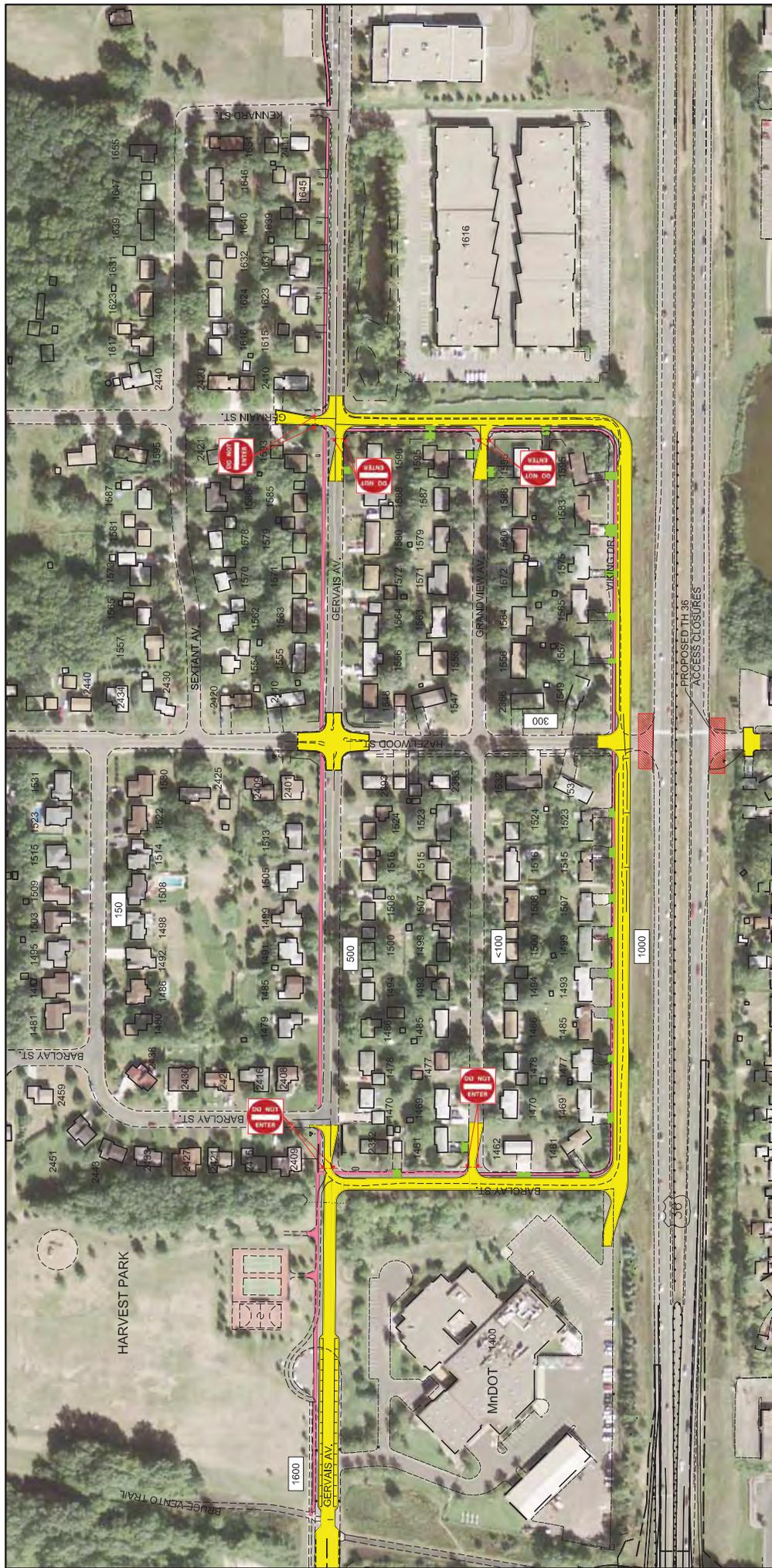
- LEGEND
- PROPOSED ACCESS CLOSURE
  - PROPOSED IMPROVEMENTS
  - PROPOSED SIDEWALK



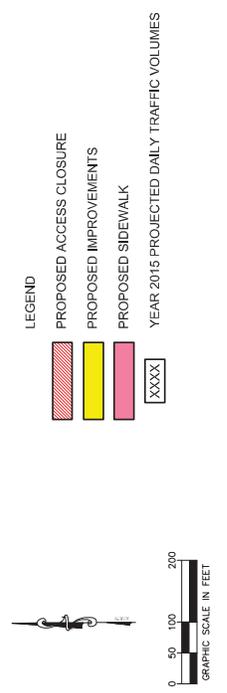

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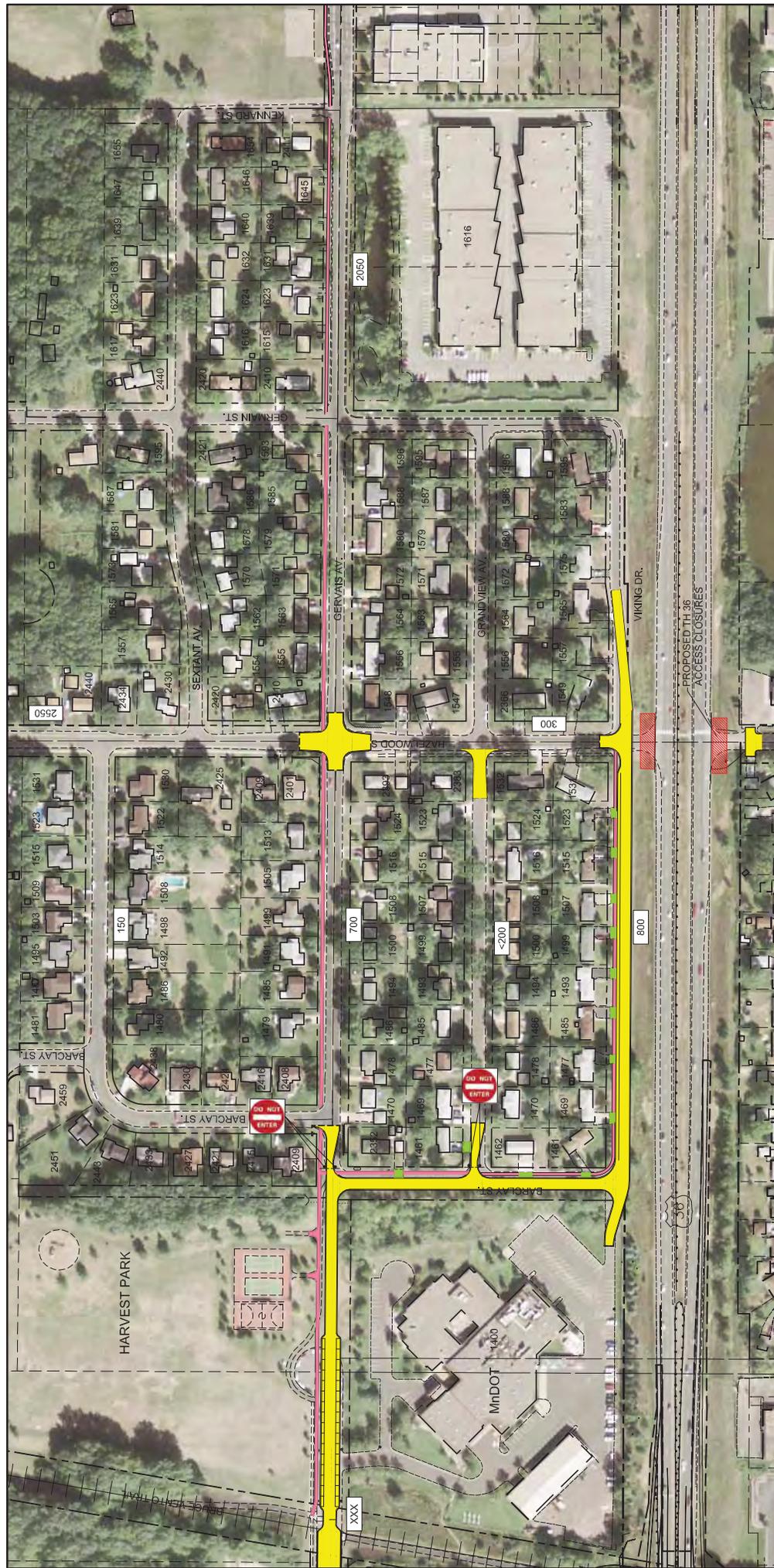
GERVAIS AVENUE AREA IMPROVEMENTS  
 GERSVAIS AVENUE / VIKING DRIVE RE-ALIGNMENT  
 ALTERNATIVE COMMITTEE  
 DESIGN SUGGESTION  
 OPTION #9  
 FEBRUARY 8, 2012



City of Maplewood, Minnesota  
 Department of Public Works  
 Engineering Division

Kimley-Horn  
 and Associates, Inc.  
 2550 UNIVERSITY AVE. WEST, SUITE 230N  
 ST. PAUL, MINNESOTA 55114  
 TEL. NO. (651) 646-4197  
 FAX. NO. (651) 646-5116

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GERVAIS AVENUE AREA IMPROVEMENTS  
 GERSVAIS AVENUE / VIKING DRIVE RE-ALIGNMENT  
 ALTERNATE COMMITTEE  
 DESIGN SUGGESTION  
 OPTION #30  
 Attachment 3  
 FEBRUARY 16, 2012

**LEGEND**

- PROPOSED ACCESS CLOSURE
- PROPOSED IMPROVEMENTS
- PROPOSED SIDEWALK

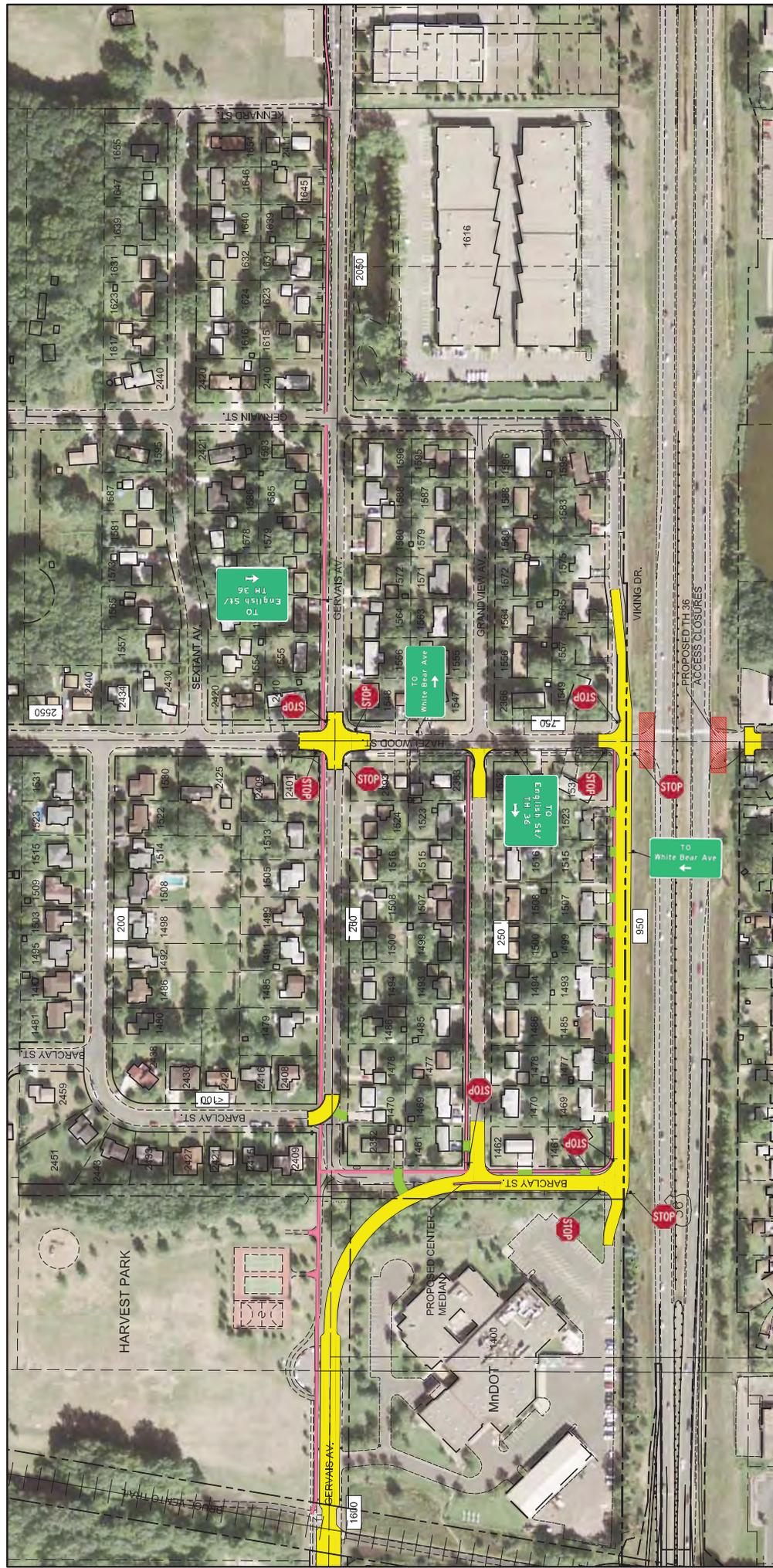
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LEGEND

PROPOSED ACCESS CLOSURE



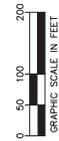
PROPOSED IMPROVEMENTS



PROPOSED SIDEWALK



XXXXX YEAR 2015 PROJECTED DAILY TRAFFIC VOLUMES



GERVAIS AVENUE AREA IMPROVEMENTS  
 GERSVAIS AVENUE / VIKING DRIVE RE-ALIGNMENT



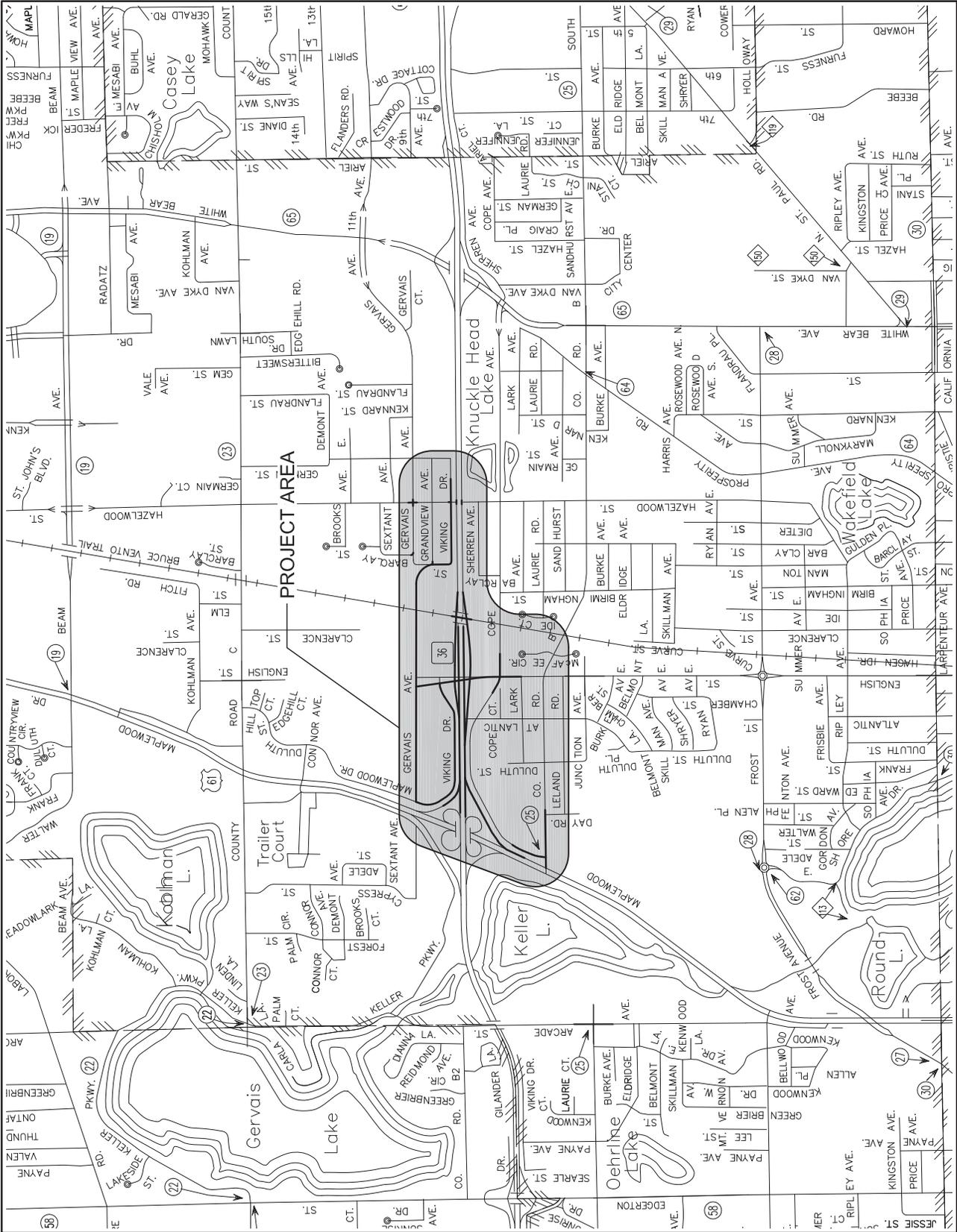
City of Maplewood, Minnesota  
 Department of Public Works  
 Engineering Division



Kimley-Horn and Associates, Inc.  
 2800 UNIVERSITY AVE. WEST, SUITE 200N  
 ST. PAUL, MINNESOTA 55114  
 TEL. NO. (651) 445-4100  
 FAX. NO. (651) 445-5116

PROJECT LOCATION MAP  
 HIGHWAY 36/ENGLISH STREET  
 INTERCHANGE IMPROVEMENTS

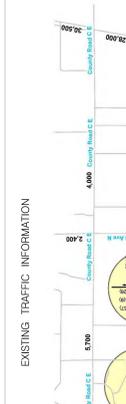
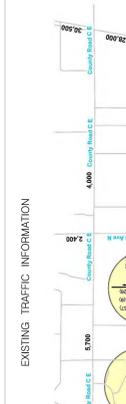
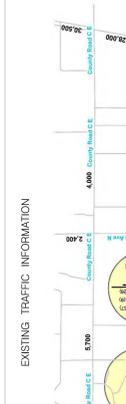
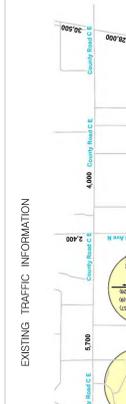
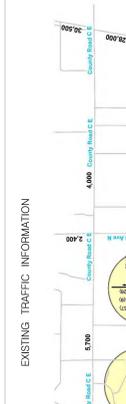
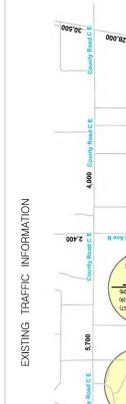
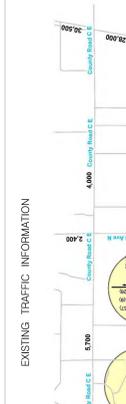
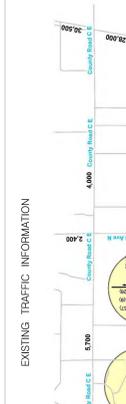
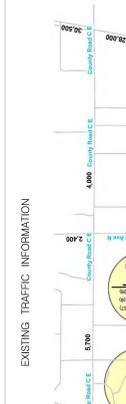
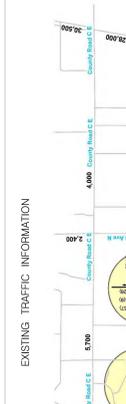
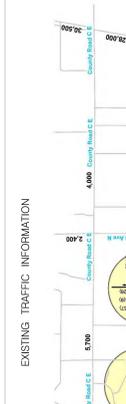
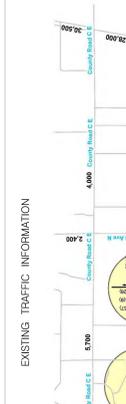
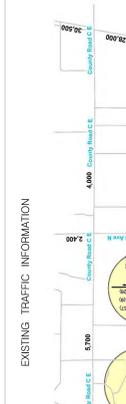
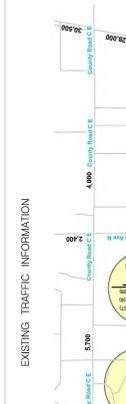
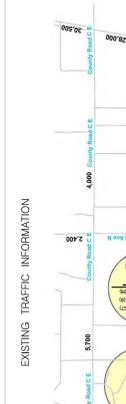
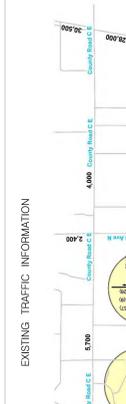
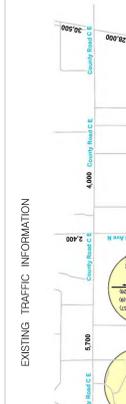
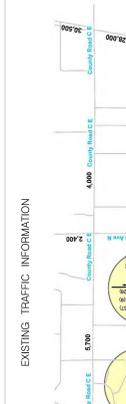
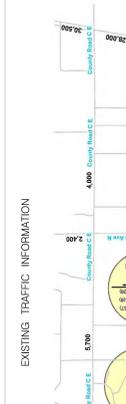
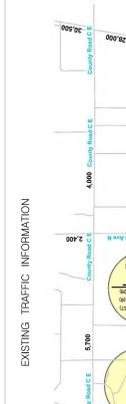
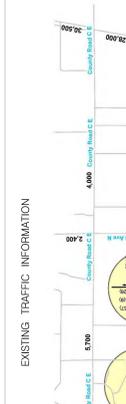
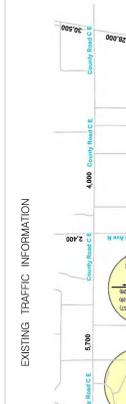
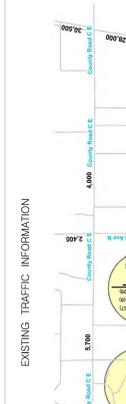
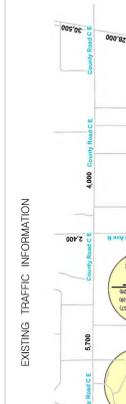
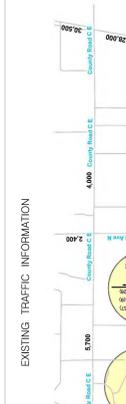
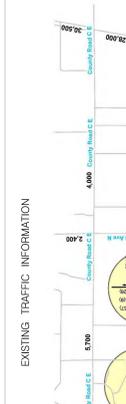
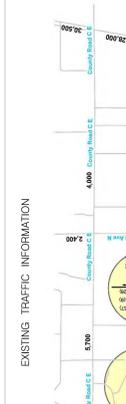
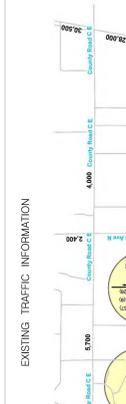
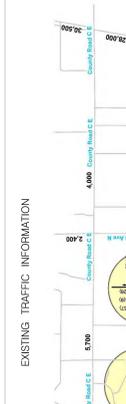
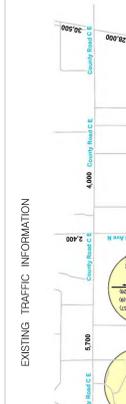
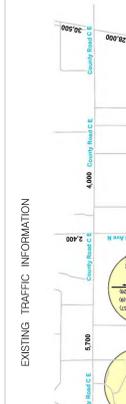
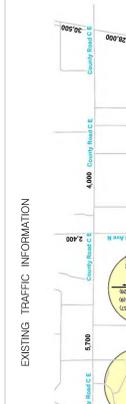
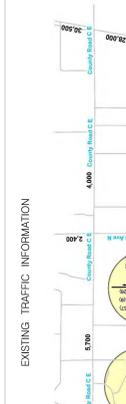
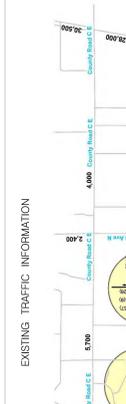
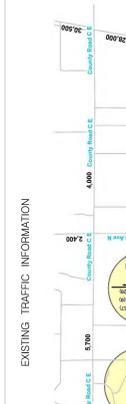
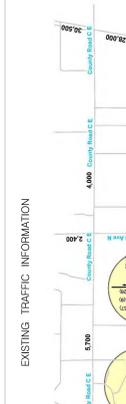
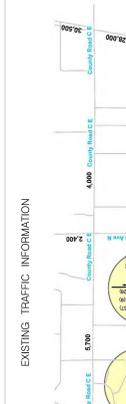
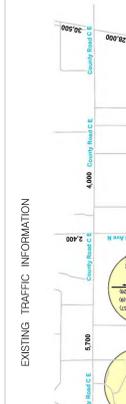
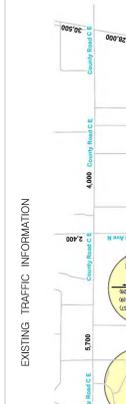
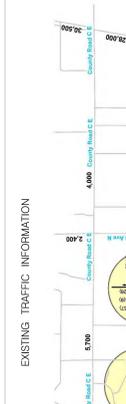
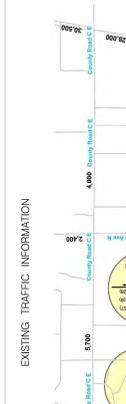
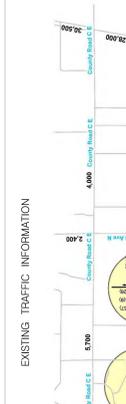
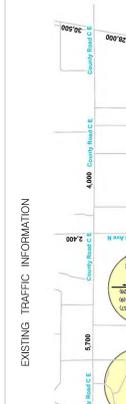
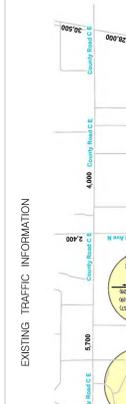
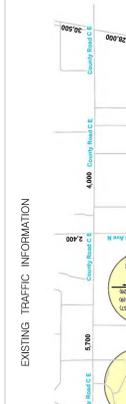
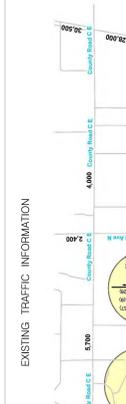
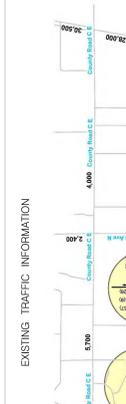
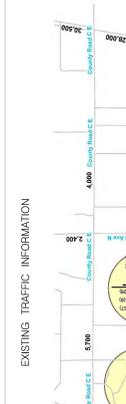
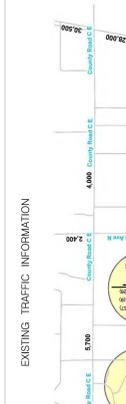
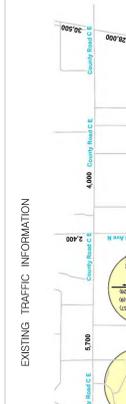
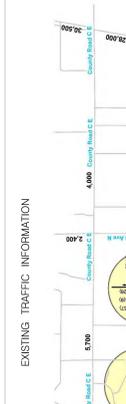
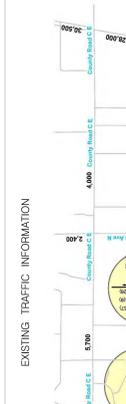
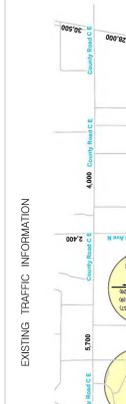
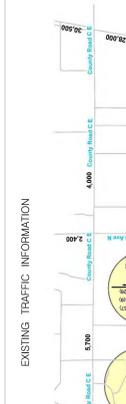
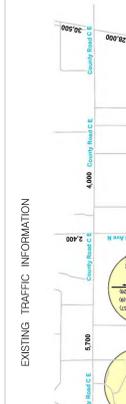
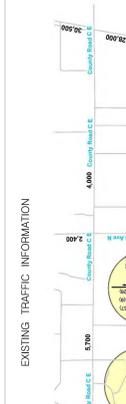
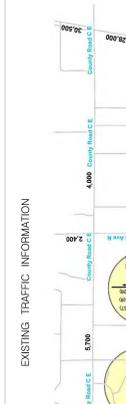
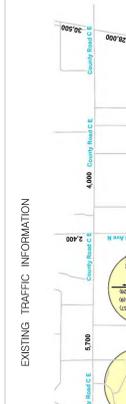
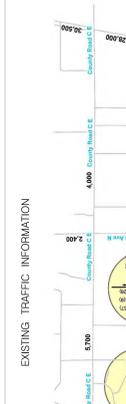
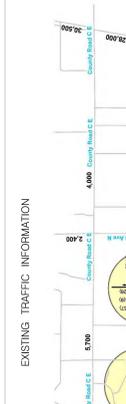
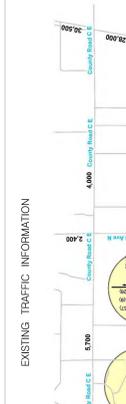
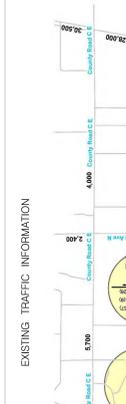
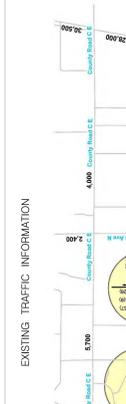
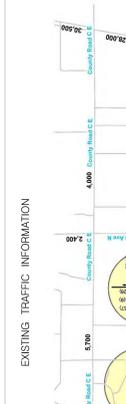
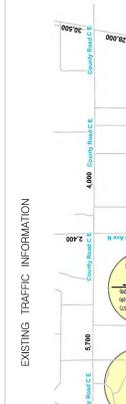
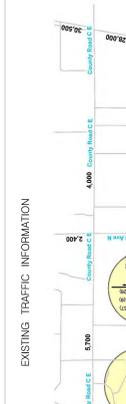
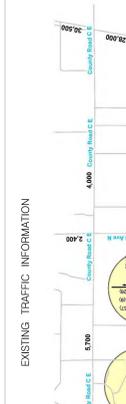
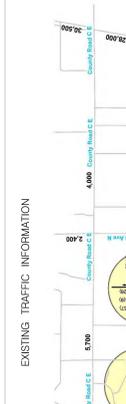
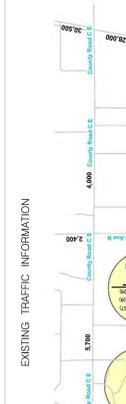
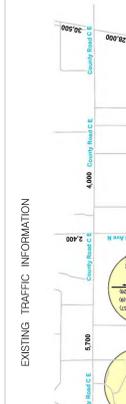
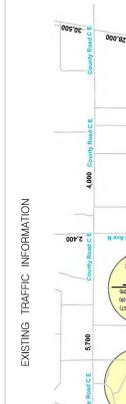
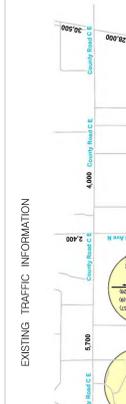
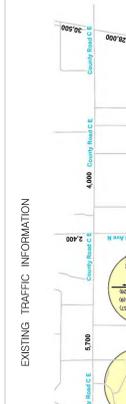
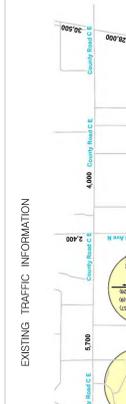
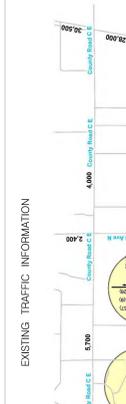
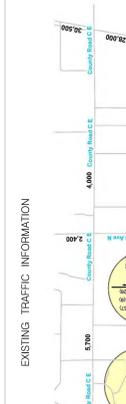
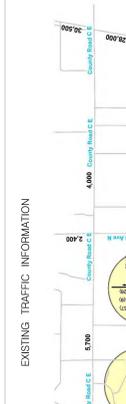
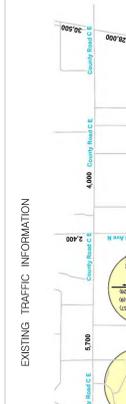
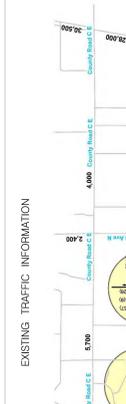
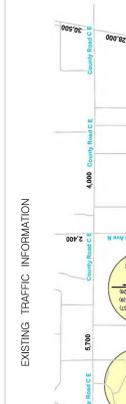
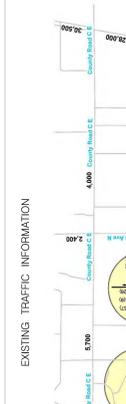
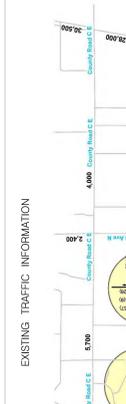
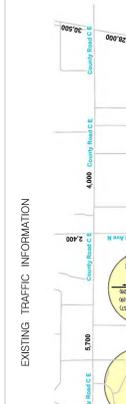
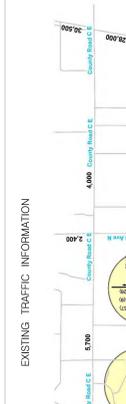
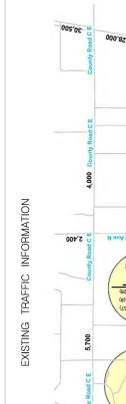
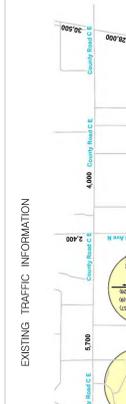
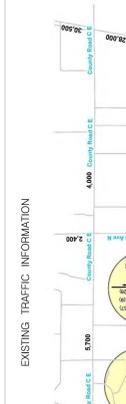
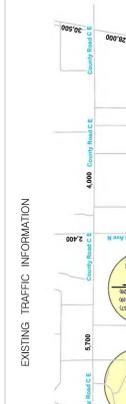
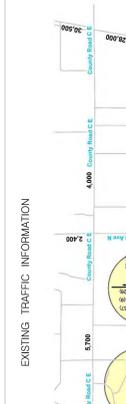
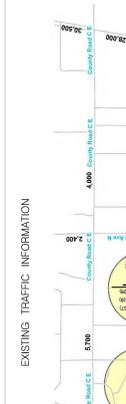
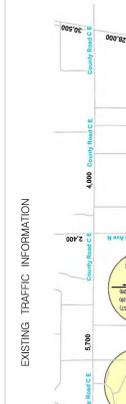
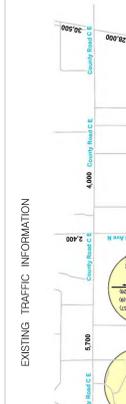
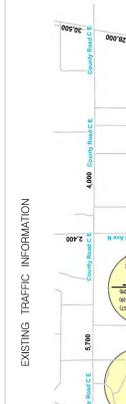
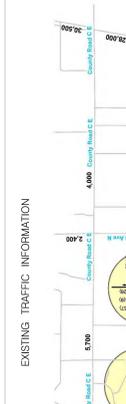
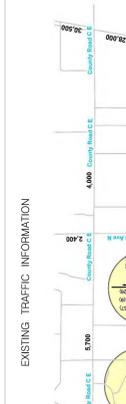
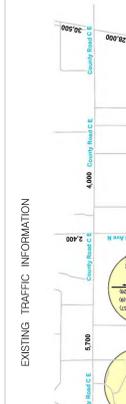
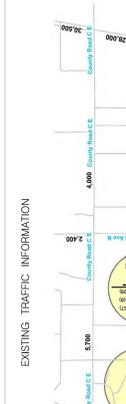
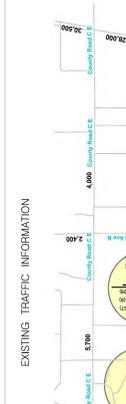
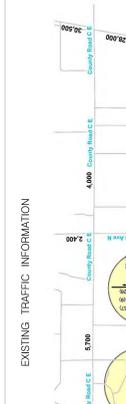
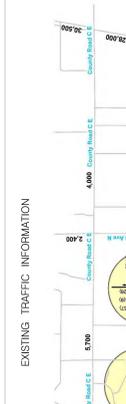
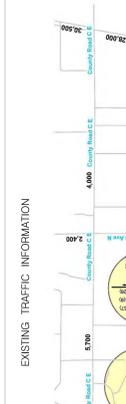
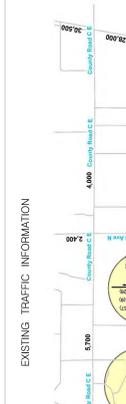
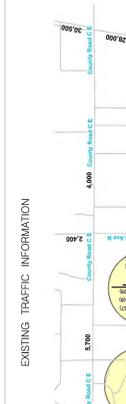
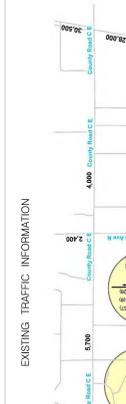
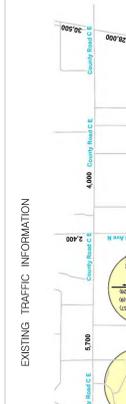
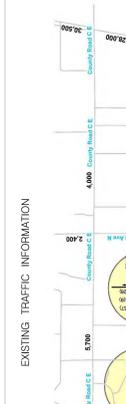
Agenda Item H1  
 Attachment 4  
 CITY PROJECT 09-08  
 EXHIBIT

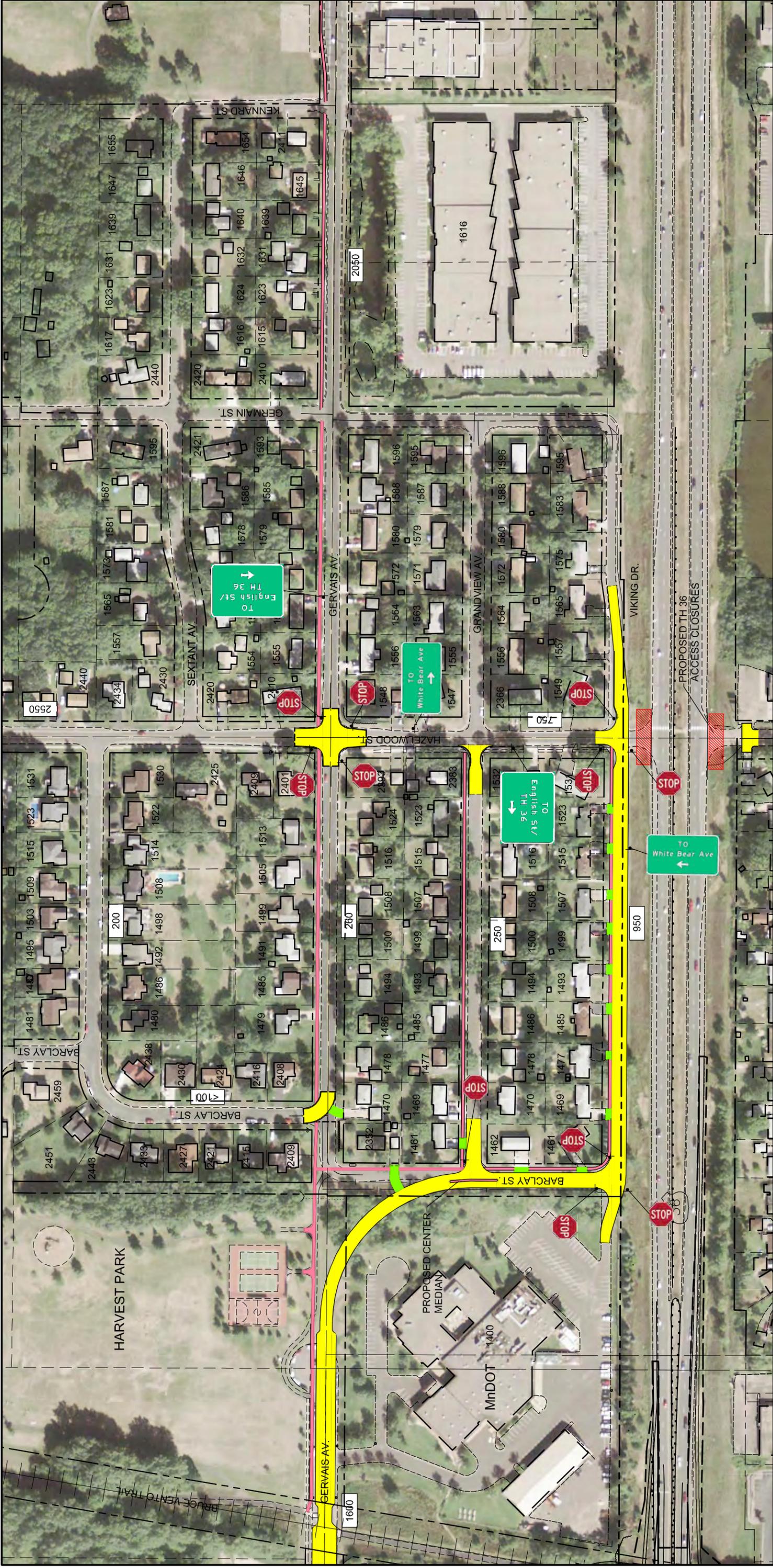


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# CITY OF MAPLEWOOD

## EXISTING TRAFFIC INFORMATION





**LEGEND**

- PROPOSED ACCESS CLOSURE
- PROPOSED IMPROVEMENTS
- PROPOSED SIDEWALK
- YEAR 2015 PROJECTED DAILY TRAFFIC VOLUMES

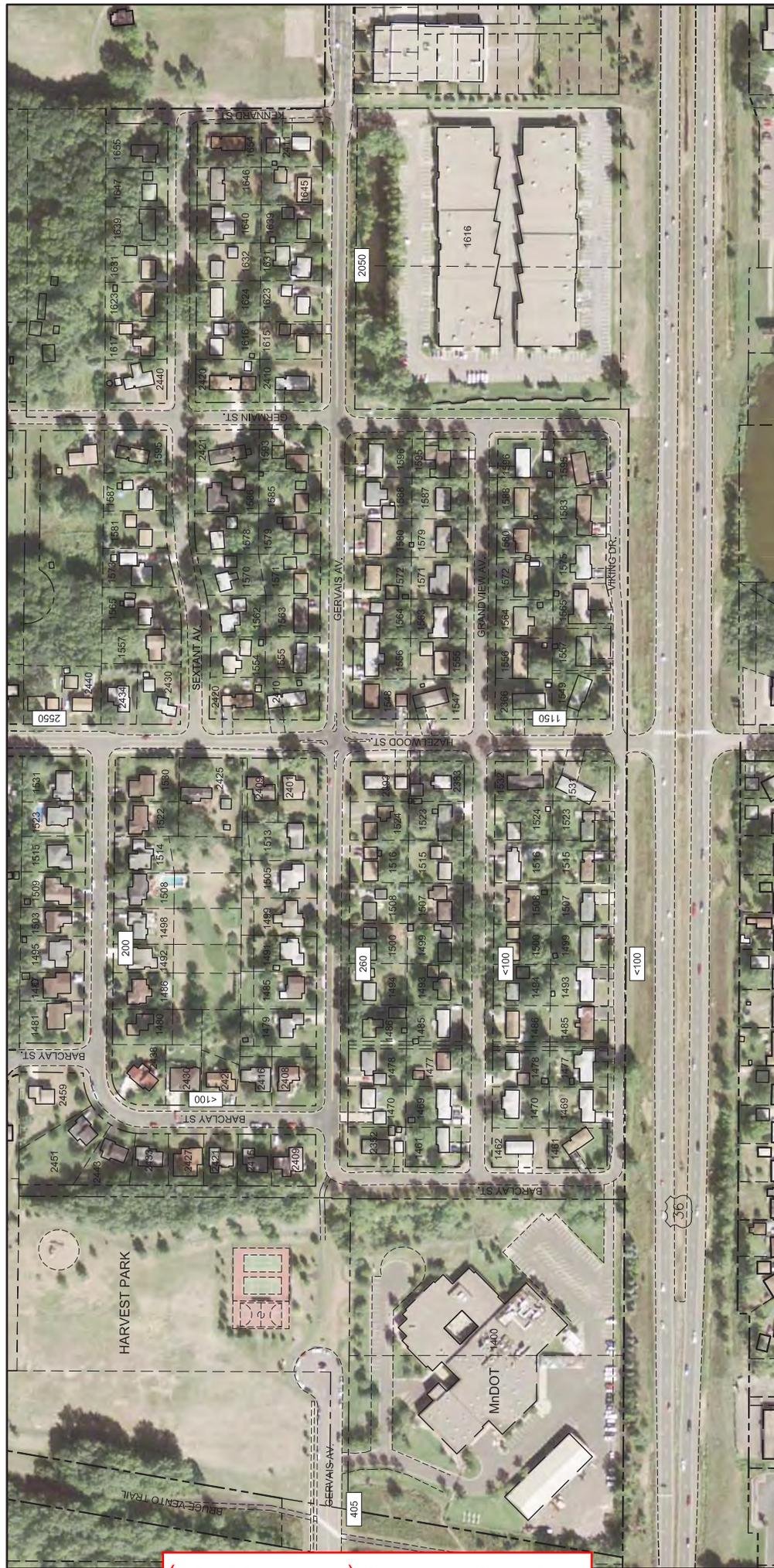
GRAPHIC SCALE IN FEET

**GERVAIS AVENUE AREA IMPROVEMENTS**  
**GERVAIS AVENUE / VIKING DRIVE RE-ALIGNMENT**

OPTION #11  
FEBRUARY 23, 2012

City of Maplewood, Minnesota  
 Department of Public Works  
 Engineering Division

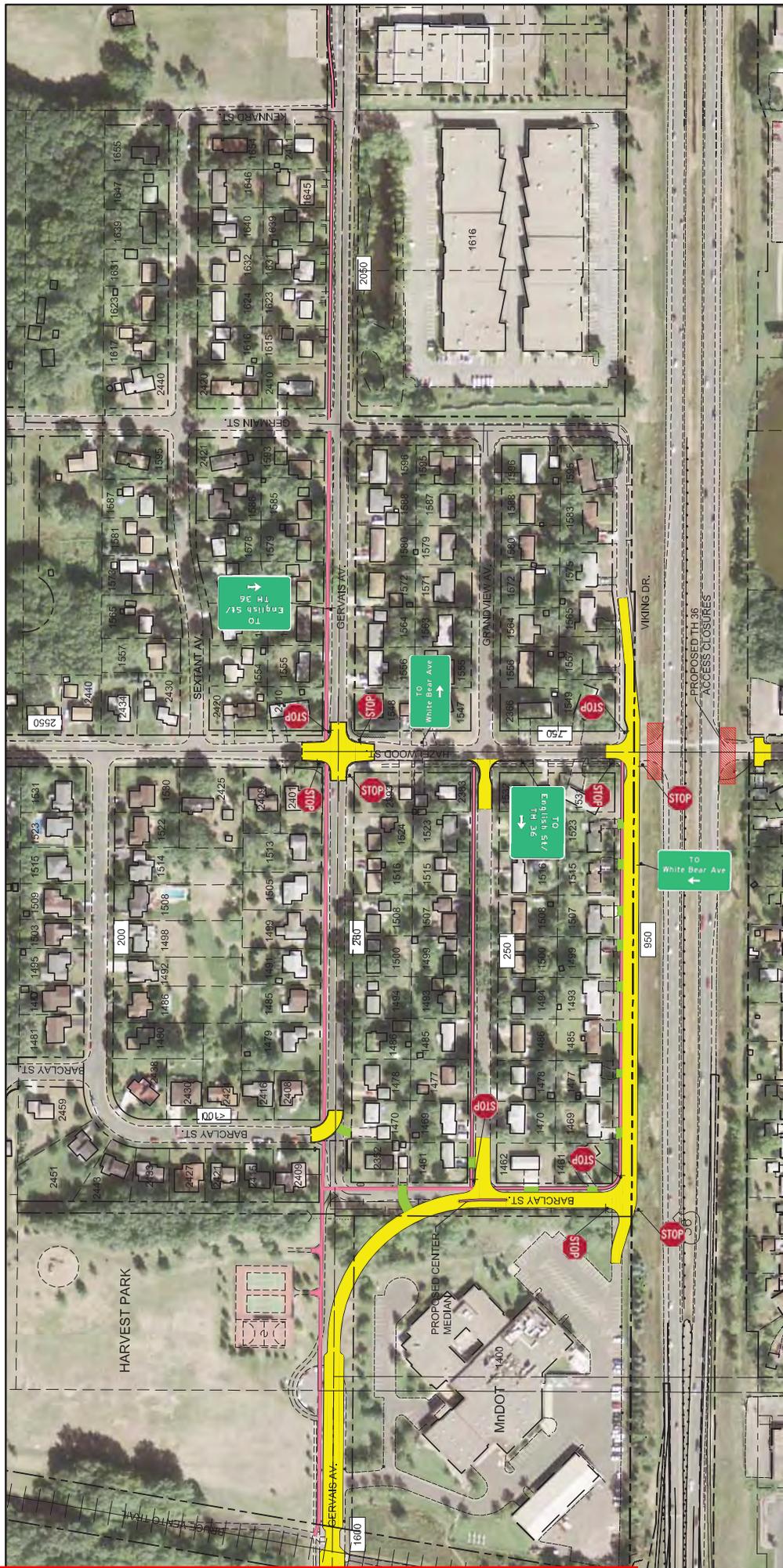
Kimley-Horn  
 and Associates, Inc.  
 TEL. NO. (651) 645-4197  
 FAX. NO. (651) 645-5116  
 2550 UNIVERSITY AVE. WEST, SUITE 238N  
 ST. PAUL, MINNESOTA 55114



City of Maplewood, Minnesota  
 Department of Public Works  
 Engineering Division

**Kimley-Horn  
 and Associates, Inc.**  
 250 UNIVERSITY AVE. WEST, SUITE 230N  
 ST. PAUL, MINNESOTA 55114  
 TEL. NO. (651) 645-4197  
 FAX. NO. (651) 645-5116

GERVAIS AVENUE AREA IMPROVEMENTS  
 EXISTING CONDITIONS  
 JANUARY 5, 2012



- LEGEND**
-  PROPOSED ACCESS CLOSURE
  -  PROPOSED IMPROVEMENTS
  -  PROPOSED SIDEWALK

XXXXX YEAR 2015 PROJECTED DAILY TRAFFIC VOLUMES



City of Maplewood, Minnesota  
Department of Public Works  
Engineering Division



Kimley-Horn  
and Associates, Inc.  
TEL: (651) 646-4197  
2550 UNIVERSITY AVE. WEST, SUITE 238N  
ST. PAUL, MINNESOTA 55114  
FAX: (651) 646-5116

## Viking Drive Petition

To: Maplewood City Council  
 Jim Antonen, City Manager  
 Chuck Ahl, Assistant Manager & Public Works Director  
 Michael Thompson, City Engineer

Subject: Highway 36 and English Interchange Project – Viking Drive Development Plan

Action: Stop the Viking Drive Development Plan

Lead Petitioner: Gaoly Yang, 1583 Viking Drive East, Maplewood, MN 55109  
 Phone:

We, the undersigned, request that the Maplewood City Council stop the development plan for Viking Drive to be the frontage road connection to the proposed Highway 36/English Interchange. We strongly oppose this plan because it is unfair, flawed and lack substantial support.

1. This proposal will bring another 3,000-4,000 more vehicles to Viking Drive while ensuring privacy for adjacent properties by constructing road blocks prohibiting public access to their streets (Cul-de-sac for Gervais and Kennard).
2. The Viking Drive residents already contributed more than our share to the neighborhood by shielding the traffic noise from Highway 36. This fact alone has already decreased our property values (Road Engineering Journals, October 1997, Reduction in Property Values Caused by Traffic Noise). The increased traffic projection of another 20,000 vehicles/day on Hwy 36 and a noise barrier (proposed) in front of our houses will inevitably further decrease our property values and quality of life (International Real Estate Review 2007 Vol. 10 No.2: Effect of Noise Barrier on Market Value of Adjacent Properties). If a connection road must be constructed in this neighborhood, it is only fair that other residents take on this new burden.
3. Gervais Avenue, the most logical and economical choice as a straight through connection road was not considered as part of this plan. The city cited available space for expansion as reason for choosing Viking Drive yet the proposed new road remains a 24-foot two-lane road. Gervais Avenue is already a two-lane road and will need minimal construction and funds to make it functional. There is no evidence to substantiate the city's decision to exclude Gervais from the development plan or the need to expand Viking Drive with side walk and off-street parking (Maplewood Open House 8/17/11 Presentation).

	Name	Address	Phone
1	Donald Hewing	1575 Viking Dr E	
2	CHOU YANG	1565 VIKING DR E	
3	Ho Yang	1565 Viking Dr E	-11-

### Viking Drive Petition

4	Lon Mone	1549 Viking Dr.
5	Houa Mone	1531 Viking Dr
6	Y M M M M	1531 Viking Drive E
7	Bee Mone	1531 Viking Drive E
8	Song B. Her	1499 Viking Dr E
9	MA Y. Her	1499 Viking Dr E
10	Xong Rue	1485 Viking Dr
11	Sou Vang	1485 Viking Dr
12	Bill Thompson	1477 Viking Dr E
13	Jake Kerschner	1461 E Viking Dr.
14	Eri Kerschner	1461 E Viking Dr
15	Sherry Chang	1523 Viking Dr. E
16	Chong Chang	1523 Viking Dr. E
17	Cindy & Kevin Hull	1596 Greenwood
18	Johnathon & Sophia Herr	1493 Viking Dr
19	Tyler & celina Sheppard	1507 Viking Dr E Maplewood
20	MIKE CLAUSON & MARY JO	1515 E. VIKING DR



Greetings,

If you would take a minute, read the attached information. In regards to the Highway 36/English Street project. The residence of Viking Dr. / Grandview Ave. / Gervais Ave. As a majority agree. That we want to keep our residential streets as they are. If Highway 36 needs updating. We have little argument with that. We respectfully say, leave the neighborhood streets alone.

Sincerely, Brian W. Hughes

RECEIVED

MAR 30 2012

*Maplewood Public Works*

**Signed (agree) 70 signatures**

**Would not sign (No) 5**

**Not willing to commit 1**

**Not able to reach 15**

**No comment Didn't know  
enough about current plan. 2**

We the tax paying residence of (names, street addresses attached) Are in agreement. That we will not accept increased traffic volumes in our residential neighborhood. Major concerns are safety and increased noise. As well, loss of trees and privacy.

Though we understand HWY. 36 needs updating. Some minor changes could accompany that. For example the closing of the Hazelwood/36 Exit-entrance. Or sound barriers/ berms.

We insist no changes be made to the existing residential streets. Named streets, Viking Drive, Grandview Ave., Gervais Ave., Sextant Ave., Germain St., Hazelwood St., Barclay St.

**Council Members**

**Bob Cardinal                    952-564-3806**

**Kathleen Juenemann        651-771-3670**

**Marvin Koppen                651-770-5391**

**James Llanas                  651-488-2745**

**Mayor**

**Will Rossbach                651-484-5427**

1461 GRANDVIEW

Sue Williams

1462 GRANDVIEW

~~Janet Williams~~

1469 GRANDVIEW

Bernard + Lois Brown

1470 GRANDVIEW - NO (DIDNT AGREE)

1477 GRANDVIEW

~~John + Jane~~  
Alice R. Hirst

1478 GRANDVIEW

George Carter

1485 GRANDVIEW

~~Neil M Campbell~~  
Paul Campbell

1486 GRANDVIEW

Judith Barlow

1493 GRANDVIEW

Lydia Lucas

1494 GRANDVIEW

~~Tricia Williams~~  
Joy Douglas

1499 GRANDVIEW

~~Joyce E. Martin~~  
Joyce & Thomas

1500 GRANDVIEW

Andrea J. Cline

1507 Grandview

Rebecca J. [Signature]

1508 GRANDVIEW - NO (DIDNT AGREE)

1515 GRANDVIEW - Francis Gutz

1516 GRANDVIEW April Kuchoff

1523 GRANDVIEW - Elliott R. Burns ~~7-1-10~~

1524 GRANDVIEW - ~~1-10~~ Elizabeth Johnson

1532 GRANDVIEW

Take Home

1547 GRANDVIEW ~~1-10~~ ~~John~~

1555 GRANDVIEW 99 Klein - M.P. Klein

1556 GRANDVIEW

1563 GRANDVIEW

(EMPTY)

1564 GRANDVIEW

1571 GRANDVIEW Betty Gaby

1572 GRANDVIEW

Palacio Peter V. PALACIO

1579 GRANDVIEW

The Clark Daniel K. Clark

1580 GRANDVIEW PA

1587 GRANDVIEW

1588 GRANDVIEW Carol Furrer

~~1595 GRANDVIEW~~

↓  
1596 GRANDVIEW M M Hall

↓  
1595 Grandview Job & Yoko

1461 VIKING

*[Signature]*

1469 VIKING

*[Signature]*

1477 VIKING

Judy Thompson

Bill Thompson

1485 VIKING

Ligj Sorensen

1493 VIKING

*[Signature]*

1499 VIKING

1507 VIKING

*[Signature]*

1515 VIKING

Mary Jo Carson

1523 VIKING

Steph Gray

1531 VIKING

*[Signature]*

1549 VIKING

*[Signature]*

1557 VIKING

- NO (DIDNT AGREE)

1565 VIKING

- ~~NO~~ *[Signature]*

1575 VIKING - Donald R. Young

~~1583 VIKING~~

1595 VIKING - [Signature]

1583 Viking - Garry Young

2383 HAZELWOOD *Teo Schwintek*

2393 HAZELWOOD *pbDUX*

2366 HAZELWOOD *Matt Kelly*

1470 GERVAIS ~~Paul~~

GERVAIS

1479 GERVAIS ~~Waskosky William Waskosky~~

1486 GERVAIS ~~DD Wald Nancy Wald~~

1485 GERVAIS ~~Branda Gelin~~

1494 GERVAIS

1491 GERVAIS

1500 GERVAIS ~~STAN Geraldine Papan~~

1499 GERVAIS ~~Shirley J. Gerlach~~

1508 GERVAIS - NO (DIDNT WANT TO SIGN)

1505 GERVAIS ~~Denise Appleby~~

1516 GERVAIS

1513 GERVAIS - NOT WILLING COMMIT

1524 GERVAIS - NO (DIDNT AGREE)

1548 GERVAIS ~~Carlos~~

1556 GERVAIS - WED. 700 PM. (NO COMMENTS) DIDNT UNDER-  
STAND CURRENT PLAN.

1555 GERVAIS

1564 GERVAIS Perry McLaughlin

1563 GERVAIS Karen Cheslake

1571 GERVAIS ? (NO COMMENTS) DIDNT UNDERSTAND  
CURRENT PLAN

1572 GERVAIS

1579 GERVAIS

1580 GERVAIS

1585 GERVAIS

1588 GERVAIS

1596 GERVAIS Wanda L. Sargent

1593 GERVAIS - Davis Sargent

1615 GERVAIS

1623 GERVAIS - EMPTY

1631 GERVAIS Dan Lugo

1639 GERVAIS

1645 GERVAIS

~~2411 KENNEDY NA~~

September 13, 1988

To: Maplewood City Council Members  
Re: Project 88-14, Gervais Avenue, English Street to Kennard

Dear Council Member:

The attached petition will be submitted to the City Council of Maplewood at the public hearing on September 26, 1988, 7:10 p.m., City Hall Council Chambers, 1830 East County Road B, Maplewood, MN 55109, regarding Project 88-14. The many signatures on this petition represent the strong opposition to Project 88-14 among the overwhelming majority of property owners along Gervais Avenue from Kennard to Barclay Streets.

All but two property owners along the proposed effected blocks of Gervais Avenue have signed this petition. Only one refused to sign; the other is opposed to the project but was unavailable to sign the petition as of this time.

We ask you to read this petition and to consider the essentially unanimous opposition to project 88-14 among the homeowners along the proposed effected blocks of Gervais Avenue. We ask that Project 88-14 not be approved and that our neighborhood remain as a desirable, quiet, and safe place for our families to live.

Respectfully submitted,

TG: Maplewood City Council Members  
Re: Project 88-14, Gervais Avenue, English Street to Kennard

We, the undersigned citizens of Maplewood, MN, who own residential property along Gervais Avenue from the KENNARD block through the BARCLAY block strongly oppose an extension of Gervais Avenue from Barclay Street to English Street. We believe such a project would severely decrease the residential quality of our neighborhood for the following reasons:

1. TRAFFIC-RELATED PROBLEMS: Extending Gervais Avenue would bring a high volume of traffic through our neighborhood, which would be very dangerous for our children. We regard this as a very serious problem. It would also mean increased traffic noise and fumes and make it difficult for residents to access their own driveways, which in most cases are on Gervais Avenue.
2. PROPERTY-RELATED PROBLEMS: Extending Gervais Avenue would mean that the avenue would have to be upgraded to handle the increased traffic load it would then carry. Because of this, each homeowner would have to give up several feet of property, which in many cases has mature trees that shade our homes and beautify our neighborhood. A financial burden would also be placed on homeowners, who would have to pay an assessment of several thousand dollars for the upgrade of the road. And, ultimately, the value of our property would be decreased.

We petition to keep our neighborhood as a desirable, quiet, and safe place for our families to live. We ask that any extension of Gervais Avenue between Barclay and English Streets not be approved.

Respectfully submitted,

NAME	ADDRESS
Le Roy Tuil	2352 Barclay St.
Rare Tuil	2352 Barclay St.
E. Hutcherson	1470 E Gervais
Robert Hutcherson	1470 E Gervais
Dennis Crowe	2409 Barclay
Marie Crowe	2409 Barclay
Mark Jerry	1478 Gervais
Bradline Jerry	1478 Gervais
212 Wolcott	1486 Gervais
Theresa Ricci	1485 Gervais
John Gerlach	1499 Gervais
Shirley J. Gerlach	1499 Gervais
Janet W. Riedle	1491 Gervais
John Riedle	1491 Gervais

NAME	ADDRESS
Heraldine Ryan	1500 Gervais Ave
William J. Ryan	1500 Gervais Ave.
Steve Ryan	1500 Gervais Ave.
James M. Malon	1524 Gervais Ave.
Saul Bell	1542 Gervais Ave.
Lawrence Reimers	1555 Gervais Avenue
Lorraine Penick	1555 Gervais Ave.
Karen Cheslak	1563 Gervais Ave.
Zelma Sulbriegt	1564 Gervais Ave
James E. Glander	1572 GERVAIS AVE
Marie M. Glander	1572 Gervais Ave E.
William C. Weckand	1571 Gervais Ave
Elizabeth Weckand	1571 Gervais Ave.
Charlene Dickerson	1580 Gervais Ave.
Maurice Dickerson	1580 Gervais Ave.
Stanley Sandquist	1596 Gervais Ave
Sibbie Sandquist	1596 Gervais Ave.
Beverly Peterson	1585 E. Gervais
Raymond M. Peterson	" " "
Richard Sivigny	1593 E Gervais
Doris Sivigny	1593 Gervais
Mukul Bazile	1579 GERVAIS
Jeanne Bazille	1579 Gervais
Correne Longo	150 Gervais
Charles Frank	1516 Gervais Ave.

NAME	ADDRESS
Taney L. Wolcott	1486 Gervais Ave
James Langer	1608 Gervais
Chris Frank	1516 Gervais
Edith Frascone	2410 Germain
Neil Weyler	1631 Gervais Ave
Melville E. & Marlys E. O'Beilly	2411 Kennard St. at R/A 1653 Gervais Ave
Melville E. O'Beilly	2411 Kennard St.
Don L. Olson	1615 Gervais Ave
Judy M. Olson	1615 Gervais Ave
John Ricci	1485 GERVAIS AVE
Dean R. Milan	1494 Gervais Ave.
Beth Milan	1494 Gervais Ave
Joseph & Waten	2393 HAZELWOOD AVE
Helma J. Staters	2393 Hazelwood Ave
Jawid Upton	1631 Gervais Ave.
James Kroger	1639 GERVAIS AVE.
John Flueg	2410 Hazelwood Ave
Tim Clark	1563 Gervais Ave
Lucille M. Bryant	1556 Gervais Ave
Darlene Johnson	1623 Gervais at
Jeffrey L. Lumber	2408 Barclay St.
Karla Ingram Hunsolus	2408 Barclay St.

APPENDIX C

CITY OF MAPLEWOOD  
HIGHWAY 36/ENGLISH STREET INTERCHANGE IMPROVEMENTS  
CITY PROJECT 09-08

PRELIMINARY ASSESSMENT ROLL

ID	PIN #	TAXPAYER	STREET NUMBER	STREET	FULL RECON. FRONT FOOTAGE	PARTIAL RECON. FRONT FOOTAGE	STORM ASSESSMENT	FULL RECON. ASSESSMENT	PARTIAL RECON. ASSESSMENT	TOTAL ASSESSMENT
A	09.29.22.34.0002	ROGERS AND NAOMI INC	2228	MAPLEWOOD DR N	210		\$ -	\$ 27,720.00	\$ -	\$ 11,800.00
B	09.29.22.43.0042	MENARD INC/CORPORATE ACCOUNTING	2280	MAPLEWOOD DR N	325		\$ -	\$ 42,900.00	\$ -	\$ 42,900.00
C	09.29.22.41.0007	BBD INVESTMENTS INC & GSR REAL ESTATE SERVICES	0	HIGHWAY 36 E	98		\$ -	\$ 12,936.00	\$ -	\$ 12,936.00
D	09.29.22.41.0014	BBD INVESTMENTS INC & GSR REAL ESTATE SERVICES	1285	COPE AVE E	224		\$ -	\$ 29,568.00	\$ -	\$ 29,568.00
E	10.29.22.32.0017	SUMMIT COMMUNITY BANK	0	VIKING DR E	153		\$ -	\$ 20,196.00	\$ -	\$ 20,196.00
F	10.29.22.32.0018	SUMMIT COMMUNITY BANK	0	COPE AVE E	262		\$ -	\$ 34,584.00	\$ -	\$ 34,584.00
G	09.29.22.42.0010	UNIVERSITY AUTO PROP LLLP	1145	VIKING DR E	217		\$ 4,730.60	\$ 28,644.00	\$ -	\$ 33,374.60
H	09.29.22.42.0004	SOUKUP REALTY IP C/O COMMERCIAL SUPPLY	1167	VIKING DR E	180		\$ 3,924.00	\$ 23,760.00	\$ -	\$ 27,684.00
I	09.29.22.42.0005	CHAD B. SAUER	1175	VIKING DR E	90		\$ 1,962.00	\$ 11,880.00	\$ -	\$ 13,842.00
J	09.29.22.41.0004	CHAD B. SAUER	1175	VIKING DR E	40		\$ 872.00	\$ 5,280.00	\$ -	\$ 6,152.00
K	09.29.22.41.0003	THREE D SAC SELF STORAGE, LP	1195	VIKING DR E	210	250	\$ 4,578.00	\$ 27,720.00	\$ 24,750.00	\$ 57,048.00
L	09.29.22.41.0005	SCOTT K. SMITH	1211	VIKING DR E	150		\$ 3,270.00	\$ 19,800.00	\$ -	\$ 21,600.00
M	09.29.22.41.0025	AA METCALF MOVING AND STORAGE INC	1255	VIKING DR E	300	263	\$ -	\$ 39,600.00	\$ 26,037.00	\$ 65,637.00
N	09.29.22.41.0026	MAPLEWOOD BUSINESS CENTER INC	1261	VIKING DR E	658	305	\$ -	\$ 86,856.00	\$ 30,195.00	\$ 112,900.00
O	09.29.22.42.0001	SECOND HARVEST HEARTLAND	1140	GERVAIS AVE E	303	595	\$ -	\$ 39,996.00	\$ 58,905.00	\$ 91,500.00
P	09.29.22.41.0002	SCOTT K. SMITH	0	GERVAIS AVE E		150	\$ -	\$ -	\$ 14,850.00	\$ 14,850.00
Q	09.29.22.41.0019	CRAMER MAPLEWOOD LCC & CO LARRY R CRAMER	2385	ENGLISH ST N	351		\$ -	\$ 46,332.00	\$ -	\$ 31,200.00
R	10.29.22.32.0004	JAY T. LANGER	2390	ENGLISH ST N	565		\$ -	\$ 74,580.00	\$ -	\$ 29,600.00
S	10.29.22.32.0003	JAY T. LANGER	0	GERVAIS AVE E	197		\$ -	\$ 26,004.00	\$ -	\$ 14,900.00
T	10.29.22.32.0020	TRUCK UTILITIES AND MFG CO & LEO CAPEDE	2370	ENGLISH ST N	200		\$ -	\$ 26,400.00	\$ -	\$ 26,400.00
U	10.29.22.32.0006	CAMADA LIMIED PARTNERSHIP	2354	ENGLISH ST N	194		\$ -	\$ 25,608.00	\$ -	\$ 25,608.00
V	10.23.22.32.0002	JAY T. LANGER	0	GERVAIS AVE E	301		\$ -	\$ 39,732.00	\$ -	\$ 38,400.00
W	10.29.22.32.0019	STATE OF MN DOT	1400	GERVAIS AVE E	650		\$ -	\$ 85,800.00	\$ -	\$ 85,800.00
X	09.29.22.13.0014	GENUINE PARTS COMPANY	2416	MAPLEWOOD DR N		909	\$ -	\$ -	\$ 89,991.00	\$ 89,991.00
Y	09.29.22.14.0011	GOFF HOMES INC	0	GERVAIS AVE E		297	\$ -	\$ -	\$ 29,403.00	\$ 29,403.00
Z	09.29.22.14.0010	LAND OF LAKES PROPERTIES LLC	1259	GERVAIS AVE E		383	\$ -	\$ -	\$ 37,917.00	\$ 37,917.00
		<b>TOTALS</b>			5878	3152	\$ 19,336.60	\$ 775,896.00	\$ 312,048.00	\$ 1,005,790.60

\* ASSESSMENT AMOUNT HAS BEEN ADJUSTED BASED ON SPECIAL BENEFITS APPRAISAL (3/01/2012)

**PROPOSED COMMERCIAL ASSESSMENT RATES:**

FULL STREET RECONSTRUCTION = \$132.00 PER FRONT FOOT  
 PARTIAL STREET RECONSTRUCTION = \$99.00 PER FRONT FOOT  
 STORM DRAINAGE = \$21.80 PER FRONT FOOT

## AGENDA REPORT

**TO:** James Antonen, City Manager  
**FROM:** Michael Thompson, City Engineer/ Dep. Public Works Director  
 Steven Love, Assistant City Engineer  
 Jon Jarosch, Civil Engineer I  
**SUBJECT:** **2012 Mill and Overlays, City Project 11-15**  
     **a. Assessment Hearing, 7:00 p.m.**  
     **b. Resolution Adopting Assessment Roll**  
     **c. Resolution Receiving Bids and Awarding Construction Contract**  
**DATE:** March 28, 2012

### INTRODUCTION

All property owners have been mailed a notice of the exact amount of their assessment, as well as notice that they must submit a written objection either at, or prior to, the hearing if they disagree with the assessment amount.

The city council should conduct the assessment hearing, receive any objections, refer those objections to the staff for action at the April 23, 2012 council meeting and consider approving the attached resolution adopting the assessment roll less those property owners who have submitted objections. The council will also consider awarding a construction contract.

### BACKGROUND

The 2012 Mill and Overlay Improvement project includes the milling and overlaying of the streets illustrated on the attached project location map.

The streets included in this project are:

- Conway Avenue – (McKnight Road to Century Avenue)
- Highwood Avenue – (McKnight Road to Farrell Street)
- Linwood Avenue – (McKnight Road to Century Avenue)
- Maryland Avenue – (McKnight Road to Lakewood Drive)
- Roselawn Avenue – (Rice Street to Highway 61)
- Stillwater Avenue – (McKnight Road to Lakewood Drive)
- Southlawn Drive – (Beam Avenue to Legacy Parkway)

This project also includes bituminous curb replacements, spot repairs to the concrete curb and gutter, pedestrian curb ramp upgrades, striping, and other appurtenant work.

The following is a timeline for the improvement project:

- *July 27, 2011* - The feasibility report was ordered at the city council meeting
- *August 9, 2011* - A letter and information packet was mailed to the residents providing information on the council's action and notifying them that preliminary engineering and site review would begin within the neighborhood

- *September 19 and 20, 2011* - Informational neighborhood meetings were held at the Maplewood Community Center
  - Staff mailed out the invitation to 324 property owners
  - Approximately 50 residents attended the September meetings
- *October 24, 2011* - The feasibility report was presented to the city council
  - The council accepted the report and called for a public hearing to be held on November 14, 2011
- *October 27, 2011* - a letter was mailed to all property owners abutting the proposed project streets informing them of the time, location, and purpose of the public hearing
- *November 14, 2011* - The council conducted the public hearing
  - After the public hearing, the council ordered the project and authorized preparation of the plans and specifications
- *February 9, 2012* – City staff held a plan review open house
  - All project property owners were invited to come and provide input on the design plans
- *February 13, 2012* - the council accepted the plans, authorized an advertisement for public bid and ordered preparation of the Assessment Roll
- *February 27, 2012* - the council accepted the roll and ordered the Assessment Hearing scheduled for April 9, 2012
  - Notice was published twice in the local newspaper and assessment statements were mailed to property owners following the approval
- *March 27, 2012* - Contractor bids were opened and are presented in this report

## ASSESSMENTS

Assessment rates are consistent with the City's assessment policies and the amount assessed must provide a benefit to the property that is equal to or greater than the assessed amount. An independent appraisal firm was hired to ascertain an opinion of special benefit received by properties within the neighborhood project area. This information was used to set the proposed special benefit assessment amounts for the project area.

There are 177 assessable residential parcels and 29 assessable commercial parcels within the project area. Based on the city of Maplewood's Assessment Policy, parcels will be assessed on an equal "unit" basis. The project assessment "unit" rates have been set based on the special benefit appraisal as follows:

- Residential
  - Mill & Overlay Rate = \$2,000/unit
    - Based on special benefit appraisals
- Commercial
  - Commercial Special Benefit Assessment Rates = Per Linear Foot Basis
    - Commercial properties assessment rates per linear foot basis based upon special benefit appraisals

The proposed assessments for the 2012 Mill and Overlays total \$1,131,924.78. A copy of the pending assessment roll is provided as a supplement to this report.

## ASSESSMENT OBJECTIONS FILED

As of March 30, 2012 staff has received the following objections to the proposed assessments:

- a. Parcel 17-29-22-32-0001 – Rosoto LLP; 1901 DeSoto Street  
It is currently proposed that the property be assessed for 293.23 feet of frontage. The owner is objecting to the assessment on the basis that the property will not receive benefit from the project.
- b. Parcel 17-29-22-23-0057 – DeSoto Associates LP; 375 Roselawn Avenue  
It is currently proposed that the property be assessed for 1 unit. The owner is objecting to the assessment on the basis that the property will not receive benefit from the project.
- c. Parcel 18-29-22-32-0025 – 337 Group Company, LLC; 1870 Rice Street  
It is currently proposed that the property be assessed for 507.39 feet of frontage. The owner is objecting to the assessment on the basis that the assessment amount is greater than benefit to the property.
- d. Parcel 18-29-22-32-0028 – P&B Investments, LLC; 1908 Rice Street  
It is currently proposed that the property be assessed for 138.47 feet of frontage. The owner is objecting to the assessment on the basis that the assessment amount is greater than benefit to the property.
- e. Parcel 18-29-22-32-0018 – Alice M. Zittel; 1958 Rice Street  
It is currently proposed that the property be assessed for 700.28 feet of frontage. The owner is objecting to the assessment on the basis that the assessment amount is greater than benefit to the property.
- f. Parcel 17-29-22-32-0004 – Church of St. Jerome; 380 Roselawn Avenue East  
It is currently proposed that the property be assessed for 812.45 feet of frontage. The owner is objecting to the assessment on the basis that the assessment will create a financial hardship.
- g. Parcel 02-29-22-22-0010 – Percy Pooniwala; 3030 Southlawn Drive North  
It is currently proposed that the property be assessed for 127.38 feet of frontage. The owner is objecting to the assessment on the basis that the assessment will create a financial hardship and is requesting an abatement of assessment.

Staff will review all objections and provide the city council recommendations for motion at the April 23, 2012 city council meeting. Objections will be received up to and as part of the assessment hearing on April 9, 2012. Once the hearing is closed, no further objections will be considered.

## AWARD OF CONSTRUCTION CONTRACT

Final plans and specifications for the 2012 Mill and Overlays were approved and authorization given to advertise for sealed bids on February 13, 2012. Bids were received, opened and read aloud on March 27, 2012.

Four valid bids were received and tabulated. The bid form included a base bid and two bid alternates. A summary of the bids are shown on the following page. All bids have been checked and tabulated for accuracy. The engineer's estimate of probable construction cost has been provided in the bottom row of the tabulation for comparison.

### Base Bid

The scope of work for the base bid includes the milling and overlaying of the top 2" of bituminous pavement from Highwood Avenue, Linwood Avenue, Maryland Avenue, Roselawn Avenue, and Stillwater Avenue. Following the milling operation the pavement surface will be inspected for sub-

grade failures and corrective measures will be applied as necessary. Minor upgrades associated with this project include the replacement of outdated sanitary sewer castings with castings meeting current city standards and the replacement of damaged storm sewer castings. Prior to the placement of the new bituminous overlay all castings will be adjusted to their appropriate heights. For those streets with existing concrete curb and gutter it is proposed to remove and replace damaged or broken panels prior to the placement of the new bituminous overlay. All bituminous curbing is proposed to be replaced as well.

Base bids ranged from \$1.31 million to \$1.53 million. Engineering staff estimated a probable base construction cost of \$1,542,356.20. The apparent low base bid came from Hardrives, Inc. in the amount of \$1,312,990.98, which is approximately 15% lower than the estimate. A recommendation of the overall bid award is given in the "Analysis of Bids" section of this report.

**Bid Alternates #1 and #2 – Conway Avenue and Southlawn Drive Mill and Overlay**

Bid Alternates #1 and #2 include the mill and overlay of the top 2" of pavement from Conway Avenue and Southlawn Drive, respectively. Similar to the base bid, the pavement surface will be inspected after the milling operations to verify the need for any sub-grade repairs. Other improvements associated with these bid alternates include the replacement of deteriorated sections of concrete curb and gutter, upgrading of numerous pedestrian ramps to ADA standards, replacing or adjusting castings, and striping of the roads.

Hardrives' bids for these alternates came in beneath the engineer's estimate with the bid for Conway Avenue at \$668,404.98 and the bid for Southlawn Drive at \$253,376.22. The combination of the two bids came in 6% below the engineer's estimated cost. Staff recommends awarding both Bid Alternates #1 and #2.

**Analysis of Bids**

The Engineer's Estimate for the Base Bid + All Bid Alternates is \$2,523,598.20. The low bid from Hardrives, Inc. of \$2,234,772.18 is approximately 11% less than the engineer's estimate. The prices reflect the ongoing competitive bidding climate within the highway-heavy construction sector.

CITY PROJECT 11-15 BID TABULATION	
Bidder Name	Total Bid
Hardrives, Inc.	\$2,234,772.18
TA Schifsky & Sons	\$2,259,388.93
North Valley Inc.	\$2,281,159.60
Valley Paving	\$2,607,774.28
Engineer's Estimate	\$2,523,598.20

Based on the recommendations above, staff believes that it is in the best interest of the city to award the construction contract based on the bids for the contract work plus Bid Alternates 1 and 2.

The City has worked successfully with Hardrives in the past; most recently on the Stanich-Holloway Improvements.

## **BUDGET**

The current approved budget for the project is \$3,194,800. This accounts for the construction cost plus 23% for indirect costs. The proposed construction contract is \$2,234,772.18 and assuming 23% for indirect costs, the anticipated total project cost is \$2,748,769.78, roughly \$446,000.00 under budget.

With the award of the contract including both bid alternates there would be no impact to the approved budget.

## **RECOMMENDATION**

It is recommended that the city council approve the attached Resolution for Adopting Assessment Roll for the 2012 Mill and Overlays, City Project 11-15. It is also recommended that the Council consider adopting the Resolution Receiving Bids and Awarding Construction Contract for the 2012 Mill and Overlays, City Project 11-15, to Hardrives, Inc.

### Attachments:

1. Resolution: Adoption of the Assessment Roll
2. Resolution: Award of Bids
3. Assessment Roll
4. Location Map
5. Objection Letters

## RESOLUTION ADOPTING ASSESSMENT ROLL

WHEREAS, pursuant to a resolution adopted by the City Council on February 27, 2012, calling for a Public Hearing (Assessment Hearing), the assessment roll for the 2012 Mill and Overlays, City Project 11-15, was presented in a Public Hearing format on April 9, 2012, pursuant to Minnesota Statutes, Chapter 429, and

WHEREAS, the following property owners have filed objections to their assessments according to the requirements of Minnesota Statutes, Chapter 429, summarized as follows:

- a. Parcel 17-29-22-32-0001 – Rosoto LLP; 1901 DeSoto Street  
It is currently proposed that the property be assessed for 293.23 feet of frontage. The owner is objecting to the assessment on the basis that the property will not receive benefit from the project.
- b. Parcel 17-29-22-23-0057 – DeSoto Associates LP; 375 Roselawn Avenue  
It is currently proposed that the property be assessed for 1 unit. The owner is objecting to the assessment on the basis that the property will not receive benefit from the project.
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It is currently proposed that the property be assessed for 507.39 feet of frontage. The owner is objecting to the assessment on the basis that the assessment amount is greater than benefit to the property.
- d. Parcel 18-29-22-32-0028 – P&B Investments, LLC; 1908 Rice Street  
It is currently proposed that the property be assessed for 138.47 feet of frontage. The owner is objecting to the assessment on the basis that the assessment amount is greater than benefit to the property.
- e. Parcel 18-29-22-32-0018 – Alice M. Zittel; 1958 Rice Street  
It is currently proposed that the property be assessed for 700.28 feet of frontage. The owner is objecting to the assessment on the basis that the assessment amount is greater than benefit to the property.
- f. Parcel 17-29-22-32-0004 – Church of St. Jerome; 380 Roselawn Avenue East  
It is currently proposed that the property be assessed for 812.45 feet of frontage. The owner is objecting to the assessment on the basis that the assessment will create a financial hardship.
- g. Parcel 02-29-22-22-0010 – Percy Pooniwala; 3030 Southlawn Drive North  
It is currently proposed that the property be assessed for 127.38 feet of frontage. The owner is objecting to the assessment on the basis that the assessment will create a financial hardship and is requesting an abatement of assessment.

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

1. Such proposed assessment, a copy of which is attached hereto and made a part hereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.
2. That the City Engineer and City Clerk are hereby instructed to review the objections received and report to the City Council at the regular meeting on April 23, 2012, as to their recommendations for adjustments.

3. The assessment roll for the 2012 Mill and Overlays Improvements as amended, without those property owners' assessments that have filed objections, a copy of which is attached hereto and made a part hereof, is hereby adopted. Said assessment roll shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.
4. Such assessments shall be payable in equal annual installments extending over a period of 8 years, the first installments to be payable on or before the first Monday in January 2013 and shall bear interest at the rate of 3.65 percent per annum from the date of the adoption of this assessment resolution. To the first installment shall be added interest on the entire assessment from the date of this resolution until December 31, 2012. To each subsequent installment when due shall be added interest for one year on all unpaid installments.
5. The owner of any property so assessed may, at any time prior to certification of the assessment to the county auditor, but no later than November 15, 2012, pay the whole of the assessment on such property, with interest accrued to the date of the payment, to the city clerk, except that no interest shall be charged if the entire assessment is paid within 30 days from the adoption of this resolution; and they may, at any time after November 15, 2012, pay to the county auditor the entire amount of the assessment remaining unpaid, with interest accrued to December 31 of the year in which such payment is made. Such payment must be made before November 15 or interest will be charged through December 31 of the next succeeding year.
6. The city engineer and city clerk shall forthwith after November 15, 2012, but no later than November 16, 2012, transmit a certified duplicate of this assessment to the county auditor to be extended on the property tax lists of the county. Such assessments shall be collected and paid over the same manner as other municipal taxes.

Adopted by the council on this 9<sup>th</sup> day of April 2012.

**RESOLUTION  
RECEIVING BIDS AND AWARDING CONSTRUCTION CONTRACT**

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MAPLEWOOD, MINNESOTA, that the bid of Hardrives, Inc. in the amount of \$2,234,772.18, for the Base Bid and Bid Alternates 1 and 2, is the lowest responsible bid for the construction of the 2012 Mill and Overlays – City Project 11-15, and the mayor and clerk are hereby authorized and directed to enter into a contract with said bidder for and on behalf of the city.

The finance director is hereby authorized to make the financial transfers necessary to implement the financing plan for the project as previously approved by council and detailed below.

<b>ESTIMATED PROJECT COST RECOVERY</b>		
<b>FUNDING SOURCE</b>	<b>TOTAL AMOUNT</b>	<b>% OF TOTAL PROJECT</b>
M.S.A. BONDS	\$1,266,400	40%
SANITARY SEWER FUND	\$59,900	2%
ENVIRONMENTAL UTILITY FUND	\$46,200	1%
SPECIAL BENEFIT ASSESSMENT	\$1,146,000	36%
W.A.C. FUND	\$26,300	1%
3M TAX INCREMENT FINANCING	\$650,000	20%
<b>TOTAL FUNDING</b>	<b>\$3,194,800</b>	<b>100%</b>

Adopted by the council on this 9<sup>th</sup> day of April, 2012.

PENDING ASSESSMENT ROLL  
2012 MILL AND OVERLAYS - CITY PROJECT 11-15

Notes	Parcel ID	Tax Payer	Street Number	Street	Commercial L.F.	Units	Mill & Overlay Assessment	Total Assessment
<b>HIGHWOOD AVENUE</b>								
	132822230053	ALAN C SARGENT	2339	HIGHWOOD AVE		1	\$2,000.00	\$2,000.00
	132822240005	IND SCHOOL DIST NO 622	0	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822320010	DANIEL J ENGA	2270	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822230009	MAGDALYN CUNNINGHAM	2275	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822320009	SCOTT A NELSON	2280	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822320008	CHARLES M FADER	2292	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822320073	MICHAEL P STREFF	2296	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822320074	FUE VUE	2300	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822230050	KENNETH MAHONEY	2315	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822230051	ANGELA N IKERI	2321	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822230060	LEE PAO XIONG	2322	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822230052	ROGER T NELSON	2329	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822320075	MARK L STAPLETON	2336	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822320076	SCOTT HUSNICK	2344	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822230005	KEVIN W MOORE	2345	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822320003	PAUL KAUFENBERG	2348	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822320002	MICHAEL B BRAZIL	2350	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822230004	ANN E SYVERSON	2355	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822230003	TOM MOOSBRUGGER	2361	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822230002	RICHARD A ORSELLO	2371	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822320077	EUGENE P HUSNICK	2374	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822240002	CHARLES H PLUMMER	2385	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822240099	RUSSEL SPERMBAUER	2401	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822310080	JAMES A FISCHER	2406	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822240098	WILLIAM C POPPERT	2433	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822310016	GREGORY J WALKER	2446	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822310015	SANDRA R LEWIS	2450	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822240023	BEE THAO	2465	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822240006	JEFFREY E NIELSEN	2475	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822310067	DOUA LEE	2492	HIGHWOOD AVE E		5	\$2,000.00	\$10,000.00
	132822240007	JOHN R ROEDLER	2495	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822240008	SARKIS DJERDJIAN	2501	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822130005	DAVID A BJORK	2511	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822130004	FEDERAL NATIONAL MORTGAGE ASSO	2519	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822130003	MARGARET G ENGSTROM	2525	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822130031	KIMBERLY L KNIPPENBERG	2539	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822130030	LEE R FOSTER	2549	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822130002	C RICHARD KASTNER	2585	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822130089	WILLIAM E BRUHN	2611	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822410012	EARL R CHAPMAN	2660	HIGHWOOD AVE E		1	\$2,000.00	\$2,000.00
<b>LINWOOD AVENUE</b>								
	132822210081	CRAIG D RHODE	2442	LINWOOD AVE		1	\$2,000.00	\$2,000.00
	132822210082	STEVEN E ALBRECHT	2454	LINWOOD AVE		1	\$2,000.00	\$2,000.00
	132822220010	MAUREEN M WEISMAN	2262	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822220009	LEIF C MADSON	2278	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822220008	TCHENG YANG	2294	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822220007	THOMAS J PERZICHILLI	2300	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822330077	V GEORGE OXFORD	2305	LINWOOD AVE E		3	\$2,000.00	\$6,000.00
	132822220039	TONY J JOHNSON	2308	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822330078	STEFAN IFKEWITSCH	2313	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822220040	DOUGLAS J LASKA	2314	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822220005	JANICE L AURELIUS	2324	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822330079	CHRIS MASON	2325	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822220004	JERRY A HARRIGAN	2336	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822220003	ROBERT E HANSON	2342	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822330090	LESTER W LANGE	2349	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822220002	STEVEN A KRUEGER	2350	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822220073	XIA LOR VANG	2358	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822330091	XIA L VANG	2359	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822330092	DOMINADOR J ALOJADO	2369	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822330184	DANIEL TSEGAI	2371	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822330185	JUDITH M GERVAIS	2373	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822340069	CHERYL R STAHNKE	2383	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822340070	THOMAS LEE VAN HEEL	2401	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822340077	GABRIEL CLENDENEN	2413	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822340006	FREDERICK E NAZARIAN	2425	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822340071	KIRK A HUGO	2437	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822340054	HUE MOUA	2445	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822340055	KENNETH G HAIDER	2453	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822210084	MATTHEW G MCCOLLOM	2460	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	122822340056	CAROL H BATTEY	2461	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822210086	KRISTEN M SYRDAL	2480	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822120001	BARBARA M DEMPSEY	2616	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822110018	JOHN E GREGERSON	2622	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822110024	DARROYL R HANSON	2632	LINWOOD AVE E		1	\$2,000.00	\$2,000.00

Notes	Parcel ID	Tax Payer	Street Number	Street	Commercial L.F.	Units	Mill & Overlay Assessment	Total Assessment
	132822110020	JOHN C EATON	2660	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822110021	GEORGE M ANDERSON	2670	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822110007	BRIAN D HERIAN	2680	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822110006	FEDERAL HOME LOAN MTG ASSN	2688	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822110005	ALIX M THEISSEN	2698	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
	132822110004	THEODORE SELBITSCHKA	2710	LINWOOD AVE E		1	\$2,000.00	\$2,000.00
<b>CONWAY AVENUE</b>								
	362922130019	DENCO AUTOMOTIVE INC	2545	CONWAY AVE E	168.84	0	\$40.00	\$6,753.60
***	362922240002	3M COMPANY	2301	MCKNIGHT RD N	8106.17	0	SEE NOTE BELOW	\$371,164.52
<b>STILLWATER AVENUE</b>								
	252922320015	WILLIAM B ROBBINS	2277	STILLWATER AVE E		1	\$2,000.00	\$2,000.00
	252922320030	BEAVER LK EVANG LUTH CHURCH	2280	STILLWATER AVE E	617.89	0	\$32.50	\$20,081.43
	252922320016	LOUIS W HOPKINS JR	2293	STILLWATER AVE E		1	\$2,000.00	\$2,000.00
	252922320017	DENNIS M DANICH	2307	STILLWATER AVE E		1	\$2,000.00	\$2,000.00
	252922320029	BIGOS SILVER RIDGE LLC	2330	STILLWATER AVE E	723.75	0	\$40.00	\$28,950.00
	252922320026	MICHAEL T DELANEY	2351	STILLWATER AVE E		1	\$2,000.00	\$2,000.00
	252922320028	JAMES D FARRELL	2361	STILLWATER AVE E		1	\$2,000.00	\$2,000.00
	252922320027	WILLIAM J RUTHERFORD	2341	STILLWATER RD E		1	\$2,000.00	\$2,000.00
<b>MARYLAND AVENUE</b>								
	242922330017	GARY J SALKOWICZ	2299	MARYLAND AVE E		1	\$2,000.00	\$2,000.00
	242922330019	MARVIN M WOLF	2307	MARYLAND AVE E		1	\$2,000.00	\$2,000.00
	242922330022	RUSSELL A NIEZGOCKI	2313	MARYLAND AVE E		1	\$2,000.00	\$2,000.00
	242922330021	WALTER R JENSEN	2319	MARYLAND AVE E		1	\$2,000.00	\$2,000.00
	242922330009	TIMOTHY J OKEEFE	2325	MARYLAND AVE E		1	\$2,000.00	\$2,000.00
	242922330010	JASON L JUETTEN	2335	MARYLAND AVE E		1	\$2,000.00	\$2,000.00
	242922330011	JOHN G WYKOFF	2345	MARYLAND AVE E		1	\$2,000.00	\$2,000.00
	242922330052	DAKOTA COMMUNITIES	2355	MARYLAND AVE E		1	\$2,000.00	\$2,000.00
	242922330053	PATRICK H WALTERS	2365	MARYLAND AVE E		1	\$2,000.00	\$2,000.00
<b>ROSELAWN AVENUE</b>								
	182922130001	ALVIN C LINDNER	1928	ADOLPHUS ST N		1	\$2,000.00	\$2,000.00
	172922410001	KELLER LAKE APARTMENTS LLC	1915	ARCADE ST	139	0	\$25.00	\$3,475.00
	172922140081	KELLER LAKE AUTO REPAIR INC	1925	ARCADE ST	52.29	0	\$49.00	\$2,562.21
	172922140080	FRANKLIN P MICHAEL	1933	ARCADE ST		1	\$2,000.00	\$2,000.00
	172922320001	ROSOTO LLP	1901	DESOTO ST N	293.23	0	\$25.00	\$7,330.75
	172922420001	FOREST LAWN MEMORIAL PK ASN	1800	EDGERTON ST N	1470.15	0	\$40.00	\$58,806.00
	172922310001	GARRETT S KRAMER	1855	EDGERTON ST N		1	\$2,000.00	\$2,000.00
	172922420026	IND SCHOOL DIST NO 623	1929	EDGERTON ST N	435.6	0	\$40.00	\$17,424.00
	172922130059	DONALD V KORTUS	1930	EDGERTON ST N		1	\$2,000.00	\$2,000.00
	172922140082	JAMES R WARREN	1931	KENWOOD DR E		1	\$2,000.00	\$2,000.00
	172922320005	ANDREW N D PIONTEK	1912	MCMENEMY ST N		0.5	\$2,000.00	\$1,000.00
	182922320025	337 GROUP COMPANY LLC	1870	RICE ST	507.39	0	\$49.00	\$24,862.11
	182922320028	P & B INVESTMENTS LLC	1908	RICE ST	138.47	0	\$40.00	\$5,538.80
	182922320018	ALICE M ZITTEL	1958	RICE ST	700.28	0	\$40.00	\$28,011.20
	172922320056	KATHLEEN R DELANEY	0	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922310025	NATASHA N CARDINAL	42	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922310004	GARY T TIERNEY	70	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922310003	LINDA L DEHAVEN VANPATTEN	78	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420019	KEVIN D MORSE	81	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922310002	DOUGLAS J MEWHORTER	86	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420018	JOSEPH W JUNEAU	87	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420015	JOHN P STRANTZ	112	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130100	KERRY L KAPAUN	113	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420014	DEBORAH I HUDOBA	120	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130101	ANGELA B DWYER	121	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420013	DEUTSCHE BANK NATIONAL TRUST C	128	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130102	DENISE L ANDERSON	129	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420012	WAYNE WELDON	134	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130103	ALBERT B NIETERS	135	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420011	RAYMOND L MILLER	142	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130104	DEBORAH A SAMAC	143	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420010	VICKI M KENNEDY	150	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130105	JACQUELINE ROSE AMLLOTTE	151	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420009	NEIL A PETERSEN	156	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130106	JOHN W WROBLESKI	157	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420008	ROSE MARIE SCHWAGEL	162	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130107	TIFFANY A CORK	163	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420007	BERNARD CRAIG	170	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130108	MICHELLE L SWENSON	171	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420006	EUGENE E VANNESS	176	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130109	VALERIE L JENNINGS	177	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420005	RICHARD J CONRAD	184	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130110	WILLIAM C ROSS	185	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420004	MIKE D NAGAN	192	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922130111	MOLLY FEE	193	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420003	DANIEL LOUIS LIEDER	200	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420002	HELIODORO SARINANA	206	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922420001	WANGMENG T XIONG	216	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922140014	ST PAUL BUSINESS CENTER INVST	225	ROSELAWN AVE E	48	0	\$49.00	\$2,352.00

Notes	Parcel ID	Tax Payer	Street Number	Street	Commercial L.F.	Units	Mill & Overlay Assessment	Total Assessment
	182922140008	UPPER MIDWEST HOSPITALITY INC	305	ROSELAWN AVE E	234.8	0	\$25.00	\$5,870.00
	182922410005	BAO K YANG	306	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922410004	JAMES HILL	314	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922410003	NAPOLEON H BRUNEAU	320	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922140007	ST PAUL AREA BOARD REALTORS	325	ROSELAWN AVE E	190	0	\$25.00	\$4,750.00
	182922410002	JOHN C THOMAS	328	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	182922410001	DONALD L ZETTEL	334	ROSELAWN AVE E		0.5	\$2,000.00	\$1,000.00
	172922230057	DESOTO ASSOCIATES LP	375	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922320004	CHURCH OF ST JEROME	380	ROSELAWN AVE E	812.45	0	\$32.50	\$26,404.63
	172922320060	MAURICE P SCHNEIDER	443	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922240025	KATE H EDREY	471	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922310009	CAROL DUPRE	474	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922240012	W M STADLER	477	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922240013	ELIZABETH A WAGNER	487	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922240014	RICK D ERLANDSON	495	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922310008	PAUL WILLIAM NOLAN	498	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922310007	ROBERT L ALLEN	500	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922240015	CHRISTINE LOCKE	501	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922240016	ROGER S LARSON	509	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922310006	DANIEL J POWERS	510	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922240017	KENNETH F CONWAY	515	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922310005	DAVID R QUARLES	520	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922240018	RICHARD M JANKE	521	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922240019	NORA L THIGPEN	527	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922240020	JULEE M DWE	535	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922310094	EVANGELICAL LUTHERAN GOOD	550	ROSELAWN AVE E	475	0	\$49.00	\$23,275.00
	172922130060	NATHAN L AASNES	605	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922130061	THOMAS M LUNDBERG	615	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922130036	PAUL A THOLE	659	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922130014	ROGER F CREWS	687	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922140038	RICHARD D PIERRE	707	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922140039	ADAN IBARRA RAMOS	715	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922410039	RICHARD C PERSON	722	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922410011	LINNEA KOLESAR	740	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922140051	TIMOTHY JENSEN	741	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922410010	SANDRA S SHEARER	748	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922410009	GREGORY A MCCREARY	750	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922140052	RONALD J NELSON	751	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922140053	REBECCA L NILSESTUEN	755	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922410008	KENNETH P CRIPPEN	762	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922140054	GREGORY A REESE	763	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922140055	NOEL L DUNN	767	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922410007	STEPHEN M MARKERT	768	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922410006	MARK KINSTLER	774	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922140079	LAURA M SWENSON	795	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
	172922410003	ANNETTE M GARBERS	800	ROSELAWN AVE E		1	\$2,000.00	\$2,000.00
<b>SOUTHLAWN DRIVE</b>								
**	032922140015	CW BIRCH RUN LLC	1715	BEAM AVE E	<b>892.33</b>	0	\$49.00	\$43,724.17
**	032922140006	CW BIRCH RUN LLC	1719	BEAM AVE E	<b>52.55</b>	0	\$49.00	\$2,574.95
**	032922140013	JACOB BROTHERS MOUNDSVIEW LLC	1745	BEAM AVE E	<b>63.89</b>	0	\$49.00	\$3,130.61
**	032922140016	PARK SHORE INCORPORATED	1747	BEAM AVE E	<b>93.77</b>	0	\$49.00	\$4,594.73
**	032922140008	GENERAL MILLS INC	1749	BEAM AVE E	<b>84.84</b>	0	\$49.00	\$4,157.16
**	032922140011	MCDONALDS REAL ESTATE CO	2935	SOUTHLAWN DR N	<b>37.09</b>	0	\$49.00	\$1,817.41
**	022922220007	MAY DEPT STORES CO	3001	WHITE BEAR AVE N	<b>202.66</b>	0	\$49.00	\$9,930.34
**	022922220008	MAINSTREET RETAIL STORES INC	3001	WHITE BEAR AVE N	<b>89.16</b>	0	\$49.00	\$4,368.84
**	022922230003	SEARS ROEBUCK AND CO	3001	WHITE BEAR AVE N	<b>266.16</b>	0	\$49.00	\$13,041.84
**	022922230007	JCPENNEY PROPERTIES INC	3001	WHITE BEAR AVE N	<b>100</b>	0	\$49.00	\$4,900.00
**	022922230010	MAPLEWOOD MALL ASSOC LP	3001	WHITE BEAR AVE N	<b>649.63</b>	0	\$49.00	\$31,831.87
**	022922220010	PERCY POONIWALA	3030	SOUTHLAWN DR N	<b>127.38</b>	0	\$49.00	\$6,241.62
TOTALS =					17772.77	182	<b>TOTAL =</b>	<b>\$1,131,924.78</b>

ASSESSMENT RATES:

RESIDENTIAL - MILL & OVERLAY RATE = \$2,000.00 PER UNIT

COMMERCIAL L.F. - MILL & OVERLAY RATE = VARIES

NOTE: THE ABOVE ASSESSMENT RATE IS PER THE CITY OF MAPLEWOOD SPECIAL ASSESSMENT POLICY

**\*\*BOLD = MALL LOTS USING PRORATED METHOD**

**PRORATED METHOD = ((FRONTAGE OF SOUTHLAWN DRIVE) x (LOT AREA / TOTAL MALL AREA)**

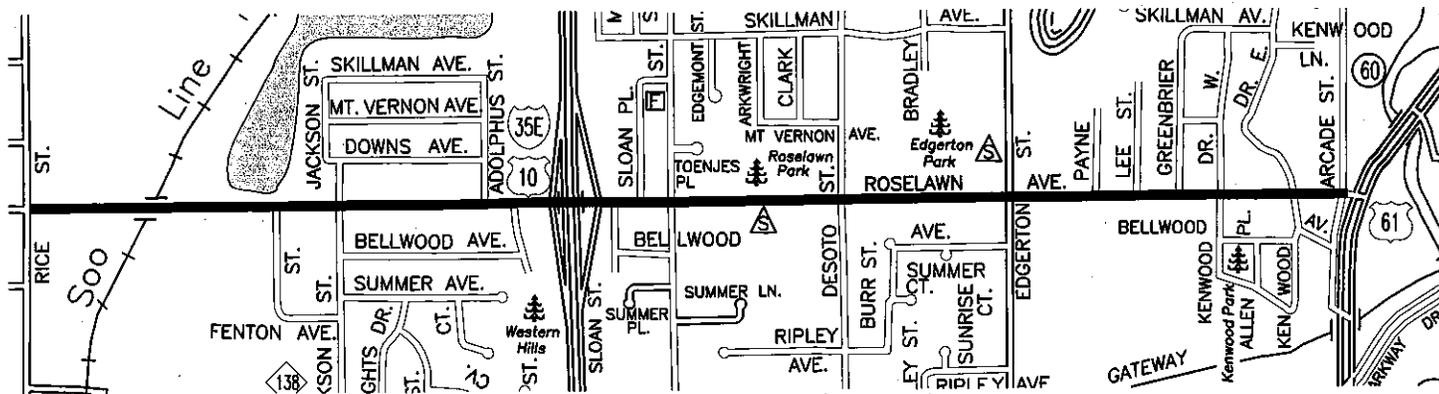
**\*\*\* FORMULA FOR ASSESSMENT OF 3M PROPERTY - PID NUMBER 362922240002**

SOUTH SIDE OF CONWAY AVENUE = 5,213.08 L.F. X \$49.00 PER L.F. = \$255,440.92

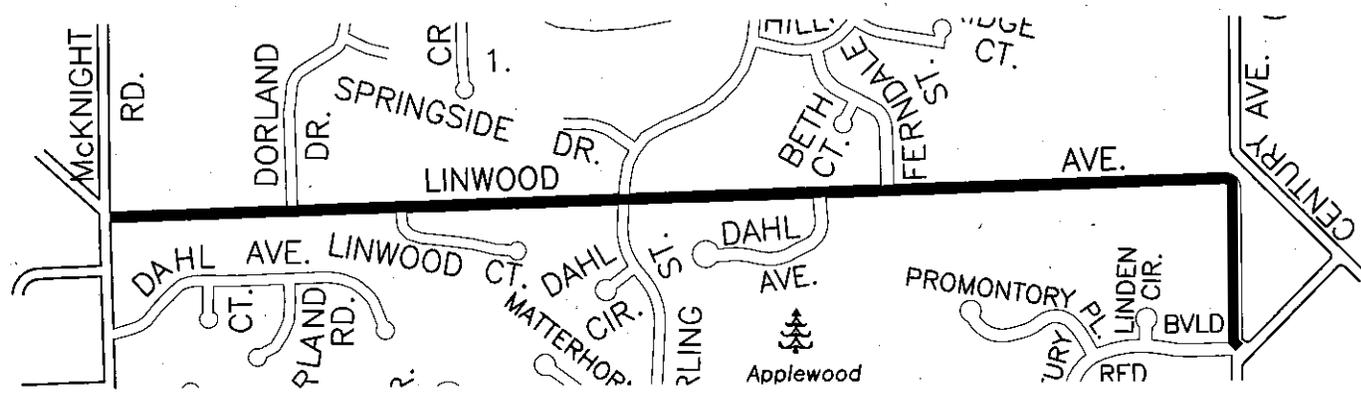
NORTH SIDE OF CONWAY AVENUE = 2,893.09 L.F X \$40.00 PER L.F. = \$115,723.60

**TOTAL PROPOSED ASSESSMENT AMOUNT = \$371,164.52**

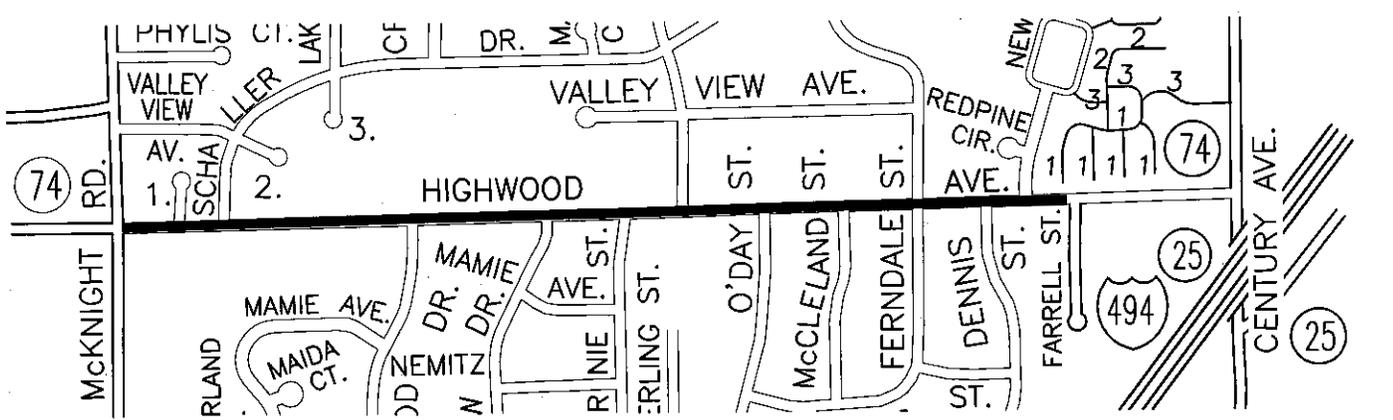
# ROSELAWN AVENUE



# LINWOOD AVENUE



# HIGHWOOD AVENUE

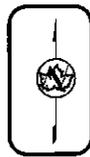


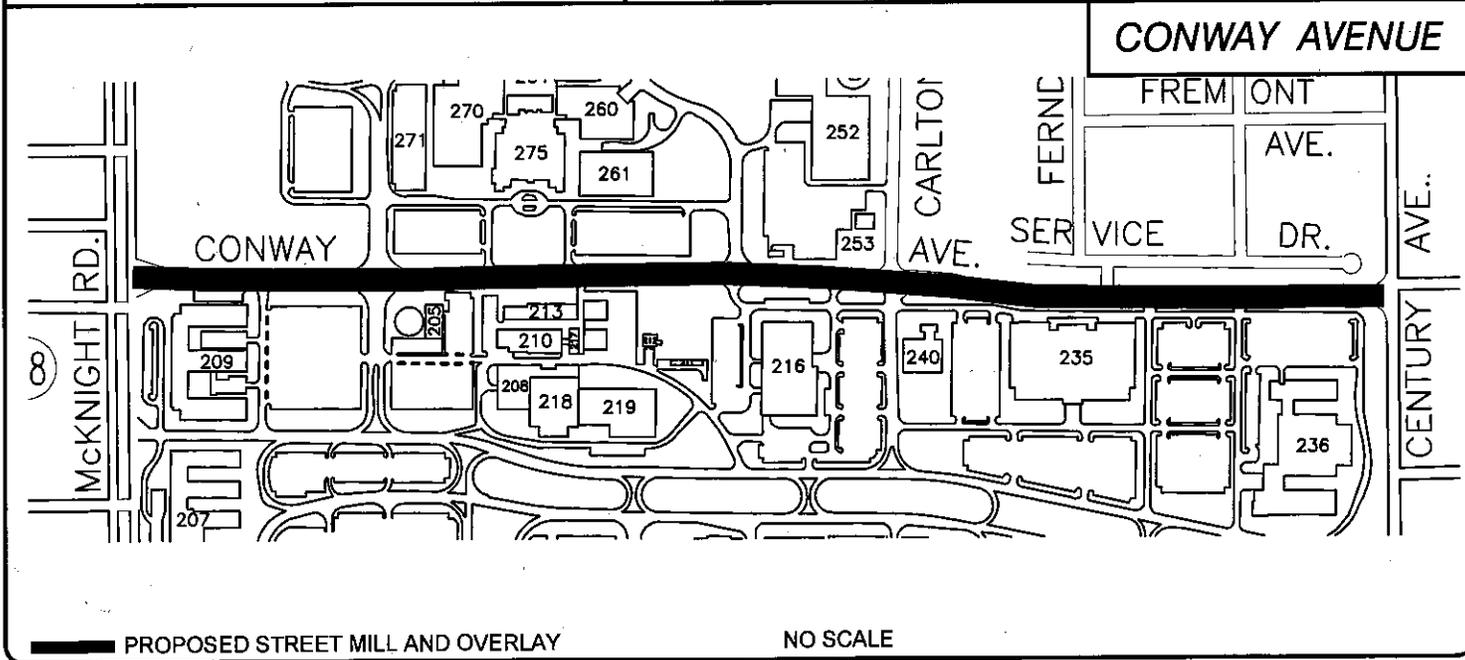
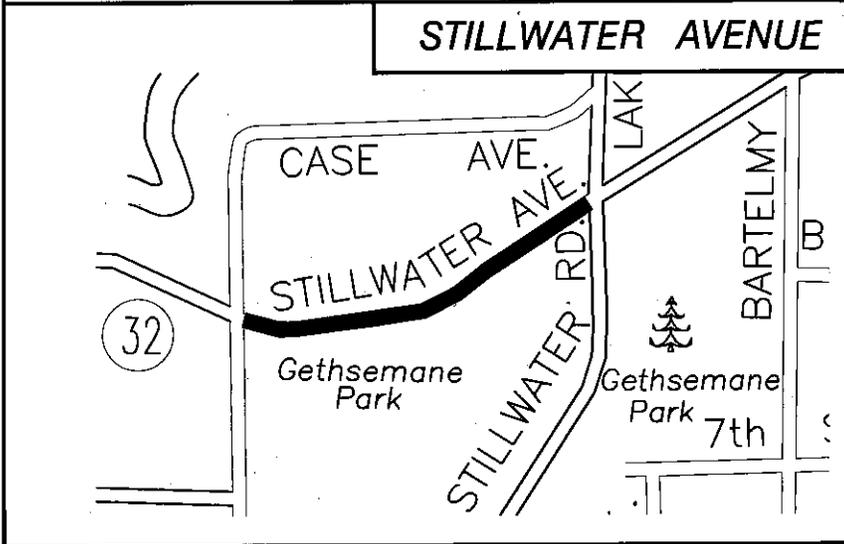
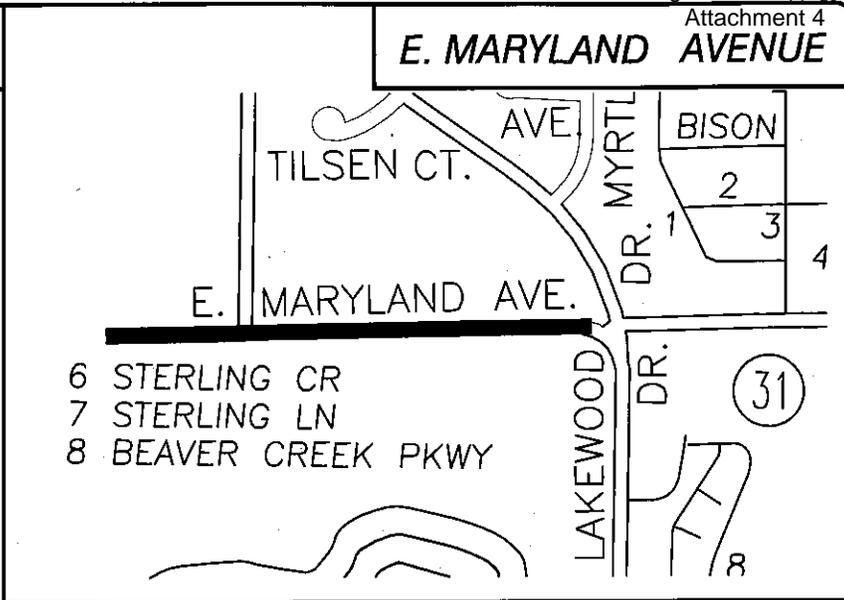
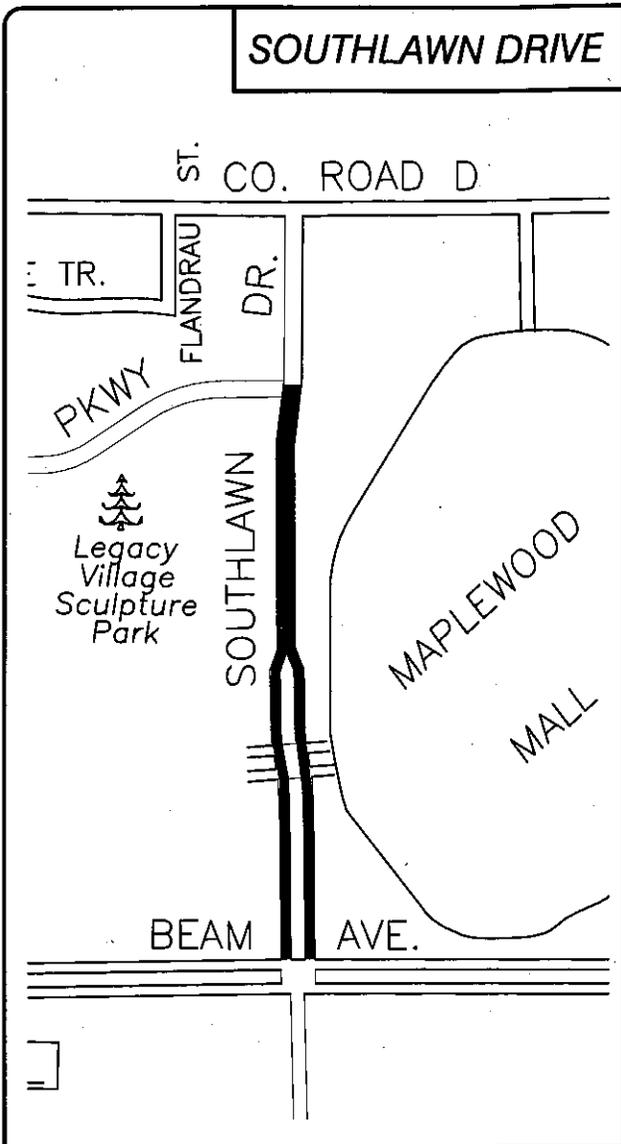
PROPOSED STREET MILL AND OVERLAY

NO SCALE

## Capital Improvement Project for 2012

2012 Mill and Overlays  
City Project 11-15



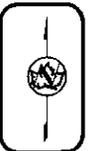


PROPOSED STREET MILL AND OVERLAY

NO SCALE

### Capital Improvement Project for 2012

2012 Mill and Overlays  
City Project 11-15



**JOHN G. HOESCHLER, P.A.**  
ATTORNEY

800 Lone Oak Road  
Eagan, MN 55121  
[jghoeschler@comcast.net](mailto:jghoeschler@comcast.net)

**RECEIVED**

**MAR 13 2012**

Phone: 651-683-1868  
Fax: 651-681-6868  
Cell: 651-324-1694

*Maplewood Public Works*

March 9, 2012

Mayor Will Rossbach and Maplewood City Council  
1830 County Road B East  
Maplewood, MN 55109

Re: Objection to and Offer of Settlement re City Project 11-15, Roselawn Mill  
and Overlay

Dear Mayor and Council Members:

I write to you as attorney for the following owners of property at the west end of  
Roselawn adjacent to Rice Street:

337 Group Company, LLC	1870 Rice	PIN 182922320025
P&B Investments, LLC	1908 Rice	PIN 182922320028
Alice Ziittel	1958 Rice	PIN 182922320018

Please take this as formal written objection to the special assessments you will  
consider levying against the above properties at or after your meeting on April 9, 2012.  
You should also consider this a formal offer to settle our objections to the proposed  
assessments against our properties at 1/3 of the amount proposed by staff.

Our objection and offer to settle for a payment of 1/3 of the amount proposed is  
based upon the fact that the proposed improvement to Roselawn adjacent to our  
properties will not increase the value of our properties in any meaningful amount. This is  
because the condition of Roselawn adjacent to our properties does not, by your own  
calculations, merit attention at this time. The pavement condition index (pci) for the  
portion of Roselawn adjacent to our properties is 86. The city's policy is to have 75% of  
the streets in Maplewood at or above a pci of 70. Thus, the pci below 70 is the trigger for  
replacement consideration.

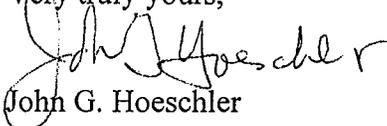
We understand that the average pci for Roselawn over its entire distance between  
Rice and Highway 61 may be below 60 and that you may wish to resurface the entire  
length of the street while the crews are out there to do the parts that really need it, but that  
does not justify the very high assessments against our properties that staff has proposed to  
help pay for this work. Clearly the work on the west end of Roselawn is only being done  
for the convenience of the city and not because the pavement actually requires  
replacement.

Equally significant is the fact that our properties all front on Rice. Roselawn is merely a side or neighborhood street for these properties. Ironically but importantly, Ramsey County is going to resurface Rice Street this coming summer and any increases to the values of our properties will more likely come about because of the work on Rice as opposed to the work on Roselawn. I say ironically because Ramsey County will not impose any special assessment charges against any of us for this more significant and meaningful work on Rice Street.

We understand that it might be more efficient for the city to do the entire street at one time rather than stopping at the railroad bridge east of our properties. We further acknowledge that it might be nicer to have the street in a like-new condition rather than in its present slightly used condition. We also acknowledge that the city is facing tough budget conditions. But so are we. We also feel strongly (and have confirmed with well qualified appraisers) that a fair appraisal of our properties before and after the improvement will show that there is no meaningful increase in value—which is, of course, the basis of but also the limit of the legal right for the city to specially assess us.

Thus, while we feel that this work will not benefit us at all, we would be willing to pay 1/3 of the proposed assessment if the city and we could agree upon that amount without the need for us to file a formal appeal to the District Court. We are sending this letter in advance of the April 9 public hearing so that you and staff will have ample time to review the situation and consider this objection and offer of settlement so that a final decision might be made at your April 23 meeting, prior to the date that we would have to file a formal appeal with the District Court.

Very truly yours,



John G. Hoeschler

cc: Craig Rossow  
David Parupsky  
Alice Ziitel  
Jon Jarosch  
Alan Kantrud

**Azure**  
Properties, Inc.

95 South Owasso Blvd. W.  
Little Canada, MN 55117

651.484.0070  
fax 651.486.3444

September 22, 2011

**RECEIVED**

John Jarosch  
Staff Engineer  
City of Maplewood  
Department of Public Works  
1902 County Road B East  
Maplewood, MN 55109

SEP 23 2011

Maplewood  
Public Works

RE: Special Assessments  
Parcel #17.29.22.32.0001 & Parcel #17.29.22.23.0057

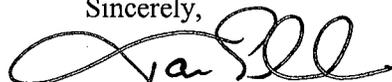
Dear John,

The Property Owner hereby provides written notice to the City of Maplewood that we dispute the fact that the mill and overlay project will provide benefit to the two (2) properties listed above. The 70 unit Rosoto Apartment project at 1901 DeSoto St. does not have a driveway to Roselawn Avenue and will not receive benefit from an improved Roselawn street surface. The unimproved property at 375 Roselawn Avenue on the north side of Roselawn will not receive benefit from an improved road surface on Roselawn Avenue.

Please let me know the proper procedures for disputing this new assessment.

Thank you.

Sincerely,



Thomas M. Schuette  
On behalf of Azure Properties, Inc.  
[tschuette@azureproperties.com](mailto:tschuette@azureproperties.com)

TMS/kl

# Days Inn

3030 South lawn Drive Maplewood MN 55109

March 28, 2012

*Received by U.S.  
Mail on 3/29/2012.  
Karenj.*

To,

City Of Maplewood,  
Attn: Karen Guilfoile,  
City Clerk,  
City Of Maplewood,  
1902 County Road B east,  
Maplewood, MN - 55109

Re: Objection and request for abatement for Special Assessment  
Property Pin 022922220010

Dear Karen,

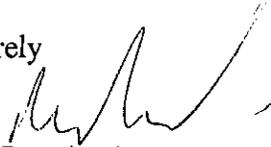
With reference to the notice dated March 21<sup>st</sup> 2011, regarding the special assessments for our property, I would like to mention the following.

- The above-mentioned property is a hotel, and since the purchase of this hotel in 2008, the property has been making huge loss every year.
- Currently we are working with Ramsey County to get our property tax reduced. The hotel can not afford the huge property tax which has been inherited.
- The enclosed special assessment was levied to us for the City Project # 11-15: 2012 Mill and Overlays for General nature of improvement. Our property is not included in the properties abutting: ....Southlawn Drive (Beam Avenue to Legacy Parkway). Most of our property falls outside the affected area and hence it should not qualify for the special assessment. The said area is also on the backside of the property and our main entrance is through Maplewood Mall. Our property does not qualify as a property within the affected areas. Also our property tax is high due to the extra land in the front side and hence the special assessment disproportionately affects us, even if it would have qualified.

Due to the above facts, I am requesting you to kindly grant the abatement request for this special assessment.

Thanking You

Sincerely

  
Percy Pooniwala

**City of Maplewood**  
Department of Public Works / Office of the City Engineer  
1902 County Road B East, Maplewood, Minnesota 55109  
Phone: 651-249-2400 Fax: 651-249-2409

**STATEMENT OF ASSESSMENT**

**CITY PROJECT # 11-15: 2012 MILL AND OVERLAYS**  
Assessment Public Hearing Date – April 9, 2012 at 7:00 p.m.

**Note... This is the only statement of assessment that you will receive.**  
It is important that you read and fully understand your rights and obligations concerning this assessment as stated on the attached NOTICE OF ASSESSMENT.

The final assessment for Parcel Identification Number (PIN) 022922220010 is as follows:  
(Please refer to the PIN if calling or corresponding concerning this assessment statement.)

**TOTAL ASSESSMENT for this parcel is \$ 6,241.62**

Written objections to this assessment will be accepted by the City Clerk until the close of the assessment hearing. Absolutely no objections (oral or in writing) to any part of this assessment statement will be accepted by the City Clerk or the Maplewood City Council after the close of the assessment hearing.

**ASSESSMENT HEARING DATE: April 9, 2012**

**PAYMENT AT THIS TIME IS OPTIONAL.**

If you wish to make a payment, please detach the bottom portion and return it to the Office of the City Engineer with your payment. You may choose to make a full or partial (25% minimum) payment. No interest will be applied to payments received on or before May 9, 2012. Payments received between May 10 and November 15, 2012, will have interest applied to the payment calculated from the date of the assessment hearing. The city will accept no more than two (2) payments up until the November 15 certification deadline date. Unpaid balances will be certified to Ramsey County for payment with property taxes after November 15, 2012.

**No payments will be accepted by the city after November 15, 2012.**  
(Payment options and financing requirements are established by MN State Statute 429)

.....  
*Detach here and remit with payment.*

CITY PROJECT # 11-15: 2012 Mill and Overlays  
Property Owner of Record:  
**PERCY POONIWALA**  
3030 Southlawn Dr N  
Maplewood MN 55109-5304

**Property Tax Legal Description**

**PROPERTY ADDRESS : 3030 SOUTHLAWN DR N PIN: 022922220010**  
SECTION 2 TOWN 29 RANGE 22 PART OF LOT 6 BLK 1 MAPLEWOOD MALL ADD. N OF A LINE 291.55 FT  
N OF & PAR TO SL OF NW 1/4 OF NW 1/4 OF SEC 2 TN 29 RN 22 IN SD SEC 2 THE N 731.18 FT OF S 1022.73  
FT OF PART LYING W OF MAPLEWOOD MALL ADD. OF NW 1/4 OF NW 1/4 (SUB

**TOTAL ASSESSMENT AS LEVIED: \$6,241.62**

Payment amount to be applied \* (-) \_\_\_\_\_

**REMAINING BALANCE DUE**

\*Optional: Partial payment has been authorized by City Ordinance (Payment must be 25% or greater)

CHURCH OF  
*St. Jerome*



March 22, 2012

RECEIVED

MAR 26 2012

*Maplewood Public Works*

City of Maplewood  
Department of Public Works/Office of the City Engineer  
1902 County Road B East,  
Maplewood, MN 55109

RE: PIN 172922320004

To whom it may concern:

The Church of St. Jerome objects to the assessment for the  
City Project # 11-15: 2012 MILL AND OVERLAY.

Sincerely yours,

A handwritten signature in cursive script that reads "Rev. Cletus Basekela".

Fr. Cletus Basekela  
Pastor, St. Jerome Church

**THIS PAGE IS INTENTIONALLY LEFT BLANK**

## AGENDA REPORT

To: City Manager Jim Antonen  
From: Director of Citizen Services Karen Guilfoile  
Subject: Consider Suspension of Rookies Sports Bar Intoxicating Liquor License  
Date: April 3, 2012

Introduction

On March 28, 2011, the City Council issued a liquor license to Pat Conroy and Kari Hooten to operate Rookies Sports Bar located at 1820 Rice Street.

Background

After growing public safety concerns, at the February 13, 2012 city council meeting, Chief Thomalla presented a report to the council regarding calls of service to Rookies and the serious nature of some of the calls. (Attachment 1: Chief Thomalla's report dated February 2, 2012). Mr. Conroy and Ms. Hooten were present at the meeting along with their attorney John Baker.

At the February 13, 2012 city council meeting the council approved staff recommendations as follows:

1. The license holder shall maintain a video and audio surveillance system inside. And outside the establishment. The video recordings shall be kept by the license holder for at least thirty (30) days and shall be available for viewing by the Maplewood Police Department immediately upon request. In addition, if the Maplewood Police Department responds to a call at the licensed premises and, due to the serious nature of the crime, requests a copy of the surveillance footage, it be immediately provided; and the license holder shall have the technology available to make the copy at the time of the request and shall have it for the police without delay. In other cases, if the Maplewood Police Department or the Department of Safety and Inspections requests copies of the surveillance tapes, the licensee shall have a 48-hour period in which to provide such copies.
2. Control the music type and format. Rookies shall continue to be responsible for screening out music that promotes or glorifies violence and nefarious or anti-social behavior.

*Mayor Rossbach summarized the motion to include the video and audio recordings and the police department having access to them; encouraging better music; develop an action plan that should address all of the aspects of running their business that the city would be interested in that may impact public safety, the timeline would be 30 days from*

*Tuesday, February 14, 2012 and the action plan be submitted to either Chief Thomalla or City Clerk Guilfoile.*

On Wednesday, March 14, 2012, Rookies submitted a document they claimed as their action plan. (Attachment 2: Action Plan for Rookies).

Since the initial report given to the council by Chief Thomalla on February 13, 2012, there have been additional reasons for concern regarding public safety at Rookies which are still under investigation.

On March 25, 2012 an Officer responded to Rookies to assist the City of St. Paul in investigating a shooting that occurred in the area of Rice and Arlington Streets. It is alleged that the altercation initially began as a fight at Rookies and proceeded to Rice and Arlington Streets where a vehicle was shot at injuring one individual.

Our officer spoken with Ms. Hooten to check on the availability of the video in an attempt to view what was captured on the security cameras. While there were cameras installed both inside and outside, the inside camera recorded video only with no audio and apparently the outside camera was not functioning at all.

When our officer requested a copy of the video, Ms. Hooten indicated that she did not know how to make a copy of the video because the system was new. She further indicated that she knew that the camera installed on the outside of the building was not working. The Officer advised that Ms. Hooten was far from helpful.

To further their investigation into the shooting, the St. Paul Police Department sent one of their video technicians to Rookies to make a copy of the video for themselves so that they could continue with their investigation. The delay in obtaining the video delayed their investigation.

On April 1, 2012, an individual notified our police department that they were the victim of an assault that occurred at Rookies earlier in the evening which ended with the victim being treated at Regions Hospital due to their injuries. When our officer went to Rookies for details of the incident, Ms. Hooten and Mr. Conroy showed the officer the video that captured the incident. When our officer requested a copy of the video the following is the exchange with the officer taken directly from the police report:

“Asked Rookies Bar manager CONROY and HOOTEN if they could make me a copy of the surveillance video.

- HOOTEN and CONROY stated I would need to contact their attorney JOHN BAKER 651-XXX-XXXX if I wanted a copy of the surveillance video.

- I asked HOOTEN if she could contact her attorney to see if it was OK for them to make a copy of the surveillance video for me.

- HOOTEN stated she was not going to contact their attorney and it was up to me to contact him.”

It should be noted that the police department was not contacted during or after either of the aforementioned incidents. In the first incident video shows that security working the bar even used mace in an attempt to get the patrons under control. Still, no call to the police department.

Staff is recommending suspension of the Intoxicating Liquor License for Rookies Sports Bar until they are in compliance with recommendations put into place by the city council on February 13, 2012.

Pursuant to State Law the owners are entitled to a fact find hearing. Historically, fact finding hearings in these situations are conducted by an Administrative Law Judge appointed by the Office of Administrative Hearings. The decision made by the Administrative Law Judge is then reported to the city council.

#### Recommendation

It is recommended that the city council consider suspension of the intoxicating liquor license for Rookies Sports Bar and direct the city attorney to refer this matter to the Office of Administrative Hearings for a fact finding hearing or the council has the option to conduct the hearing themselves.

## AGENDA REPORT

To: City Manager Jim Antonen  
From: Chief of Police David J. Thomalla  
Subject: Consider Action Plan for Rookies Bar  
Date: February 2, 2012

Introduction

On March 28, 2011, the City Council issued a liquor license to Pat Conroy and Kari Hooten to open Rookies Bar at 1820 Rice Street. Since they opened, there have been 50 calls for service to the business to which the police have responded. Although the average number of calls per month has stayed consistent since August, the seriousness of the calls and the safety of the establishment is of growing concern for the City and the Police Department. The occupancy of this building is 85, with another 40 on the patio. The measures taken to attempt to alleviate problems seem extreme for an establishment this size.

Background

On June 13, 2011, the Police Department was advised by the Minnesota Gambling Control Board that on June 24, 2011, Rookies was to hold turtle races where they were charging a \$10 entry fee to "enter" a turtle in the race. This is illegal by State of Minnesota gambling laws. The Gambling Control Board warned Rookies about this.

On September 2, 2011, multiple violations were observed at Rookies Bar. The fire lane was blocked with multiple vehicles, the rear of the building was blocked and vehicles were blocked in the lot. There were cars parked two deep on the grass and boulevard. The patrons had also half filled the closed park across the street (that is where the bar employees were advising them to park). There were intoxicated people stumbling in the lot for whom security was calling cabs, and many small disturbances were taking place.

Officers spoke to the owner and advised him about over serving; and he denied the problem, stating that they could have arrived that way. He was also advised about the illegal parking and fire lane violations, and he stated they would clear the fire lanes. The officer went inside the bar and estimated the number at about 175-200 people and counted approximately 60 people on the patio.

The crowd was hostile, and there were patrons removing their shirts and attempting to fight in the parking lot. Security was doing a good job of separating the patrons and defusing the situation.

The officer feared a riot may ensue if the bar was shut down for the evening as there was only an hour left before closing.

On September 22, 2011, the City Clerk and Police Chief met with Mr. Conroy and Ms. Hooten regarding the events of September 2. They were apologetic for what happened that night and said it was due primarily to three birthday parties occurring simultaneously. Since that night, they told us they were monitoring parking on their property and don't send vehicles across the street. They also count patrons at the door. They had hired Metro Protection Security on Thursday and Sunday nights when they have a hip-hop DJ. They use a security wand on all patrons before admittance on those nights. Thursday seemed to be the busier of the two nights, and they said they would probably be stopping hip-hop on Sundays.

It was reported by officers in October there was an incident where Ms. Hooten was dissatisfied with the response time of the police and was screaming at officers and said, "You know what kind of people we have here."

On December 10, 2011, the Police Department received a 9-1-1 call with an open line. When officers arrived, a security guard indicated to a Maplewood officer that "the place was unhinged." There was reportedly an odor of marijuana throughout the bar. The security guard reported to our officers that there is open drug use in the bar. Security is stopping officers at the door and going in and getting people for the officers.

A uniformed security officer indicated he was quitting at Rookies because it is too dangerous. This guard indicated the bar has become the headquarters for the Bloods gang. Roseville Police had recently stopped a car leaving Rookies, and there was a gun in the car.

Ms. Hooten called the Police Chief on December 14 asking if they were in trouble and if we were going to close them. We arranged a meeting on December 15.

Chief Thomalla met with Ms. Hooten and Mr. Conroy. They reiterated that all customers are wanded and searched at the door. They monitor the number of occupants. They have five security guards inside and two in the lot. They have no glassware in the building, only plastic and cans.

They stop serving alcohol at 1:30 and turn the lights on since all the problems were at 2:00 closing time. They started this about one and one-half months prior to our meeting. They know that some people have tried smoking marijuana in the bar, and security has been told to remove anyone smoking marijuana. The guard who spoke to Maplewood officers on December 10 was fired by Rookies because he was a "wannabe cop" and caused more problems than he solved.

We discussed alternatives to attracting a different clientele. They sponsored 26 softball teams last year; and when the teams came in and saw the clientele, they went elsewhere. They know there are concerns about the clientele, and they are trying to do everything they can to change it; but they feel if they get rid of this clientele, they will have no customers. Their clientele spends money.

On January 29, 2012, just before 1 a.m., a Maplewood officer responded to Rookies Bar for a code violation. It was reported that security was letting in underage drinkers and the bar was overpopulated. It was noted the parking lot was full. There were several vehicles parked on the snowbank/grass and around all sides of the building. There were also several vehicles parked in the Western Bank parking lot near 1700 Rice Street. Security indicated they had just kicked out three females for fighting, and one was found out to be underage. These females may have placed the call to police. About 20 minutes later, officers witnessed a riot break out at the bar.

People were seen running south on Rice Street. A large group of approximately 50 people in the parking lot of Rookies Bar were fighting near the main entrance to the bar. There were still more people coming out of the bar that were actively fighting. Drink glasses and beer bottles were being thrown at people throughout the parking lot. Due to the large number of people fighting, assistance was requested from surrounding agencies (Roseville Police Department, St. Paul Police Department and Ramsey County Sheriff).

The crowd was dispersed by approximately two dozen officers. It was noted there were windows broken out on two separate vehicles parked in the parking lot as a result of the riot. It was also reported that a male had brandished a gun at several people. Clearing out the parking lot was made more difficult due to the parking lot being overcrowded, with inadequate space for the number of vehicles in the lot. There were also approximately a dozen vehicles parked on the snow/grass on the west side of the building.

Once the parking lot was cleared out, officers went inside to speak with Ms. Hooten. Ms. Hooten told police she had never seen a fight this big before and was afraid for her life. She told officers she locked herself in the office and called 9-1-1. Inside the bar, officers observed all the bar tables flipped over and scattered as if they were thrown around and broken glass over a majority of the bar floor. Officers asked one of the security guards what the capacity was for the building, and he said he thought it was 95. He was asked if he knew how many people were in here; and he said, "The clicker said 122." The security guard said that a majority of people at Rookies Bar tonight were turned away from Borne's Nightclub in St. Paul because Borne's Nightclub had stopped letting people in at 11:30 p.m. due to increased enforcement actions from the City of St. Paul. The security guard also told officers that he told Rookies Bar management about being over capacity tonight, but they told him to keep letting people in.

On the night prior to this call, Ms. Hooten spoke to a Maplewood officer and told him there had been a fight at the bar the night before, but they did not call the police because she did not want "a record of the incident."

I checked with the City of St. Paul to inquire about what type of restrictions they have placed on liquor establishments. Many of the restrictions they impose Rookies management claim they are doing. I would suggest the following be imposed within a specific time frame or sanctions be imposed:

1. The license holder shall maintain a video and audio surveillance system inside and outside the establishment. The video recordings shall be kept by the license holder for at least thirty (30) days and shall be available for viewing by the Maplewood Police Department immediately upon request. In addition, if the Maplewood Police Department responds to a call at the licensed premises and, due to the serious nature of the crime, requests a copy of the surveillance footage, it be immediately provided; and the license holder shall have the technology available to make the copy at the time of the request and shall have it for the police without delay. In other cases, if the Maplewood Police Department or the Department of Safety and Inspections requests copies of the surveillance tapes, the licensee shall have a 48-hour period in which to provide such copies.
2. Control the music type and format. Rookies shall continue to be responsible for screening out music that promotes or glorifies violence and nefarious or anti-social behavior.

### Recommendation

City Council review of what has been occurring at Rookies Bar and take action on the liquor license through sanctions, suspension or revocation.

Submitted by hand  
delivery on March 14, 2012.  
Kauring

## Action Plan For Rookies

- I) Cameras
  - A) Installed surveillance cameras all throughout inside and outside of bar
- II) Security
  - A) Have parking lot security controlling traffic in the parking lot, making sure fire lanes are open at all times and that nobody will be parking on the boulevard.
  - B) Front door security will make sure everyone who enters is wanded and patrons must have a i.d.
  - C) Security will be outside on the patio
  - D) Security will also be inside walking around
- III) Capacity
  - A) Manager or security will have a clicker that counts patrons that come through the door and also have an out clicker that counts how many people exit the building.
- IV) Conclusion
  - A) We have been doing all these things except we never had cameras installed. . We feel we are being <sup>singled</sup> signaled out by the Maplewood Police station. We did agree to put the camera systems in because we want to work with the city of Maplewood, however, by agreeing to this we are in no way acknowledging lack of management at Rookies.

## AGENDA REPORT

TO: James Antonen, City Manager  
FROM: Karen Guilfoile, Citizen Services Manager  
DATE: April 4, 2012  
SUBJECT: On-Sale Intoxicating Liquor License for Blue Bell Enterprises/Keller Golf Club

### Introduction

Glenn Paul Baron and Stephen Whiting Craver owners of Blue Bell Enterprises have submitted an application for an on-sale intoxicating liquor license to be used at Keller Golf Club, 2166 Maplewood Drive. Along with the owners, Nathan Anderson has also submitted an application for the purpose of managing the day-to-day operations of the establishment.

### Background

Background checks have been conducted on both owners and nothing has been identified in the background check that would prohibit them from holding this license. As well, a background investigation was conducted on the manager and nothing has been identified that would prohibit him from managing the day-to-day operations of the establishment.

Chief Thomalla has met with the manager to discuss measures to eliminate the sale of alcoholic beverages to underage persons, general security and retail crime issues, and the Maplewood Liquor Ordinances.

### Consideration

It is recommended that the City Council approve an on-sale intoxicating liquor license for Blue Bell Enterprises to Operate at Keller Golf Club located at 2166 Maplewood Drive.

AGENDA REPORT

**TO:** James Antonen, City Manager  
**FROM:** Charles Ahl, Assistant City Manager  
**SUBJECT:** **Cancellation of May 28, 2012 City Council Meeting**  
**DATE:** April 4, 2012

**INTRODUCTION/ BACKGROUND**

The fourth Monday of May 2012, falls on Memorial Day. This is normally a City Council Meeting. I have asked each staff member about schedules for this date and have found nothing major that cannot be scheduled either earlier in May or later in June.

Thus, staff is recommending that the City Council cancel, rather than reschedule, the May 28<sup>th</sup> meeting. A motion to cancel is appropriate, so that staff can provide the appropriate notice.

**RECOMMENDATION**

It is recommended that the City Council approve a motion to cancel the May 28, 2012 Council – Manager Work Session and Regular Meeting due to the conflict with Memorial Day.