

**MINUTES**  
**MAPLEWOOD CITY COUNCIL**  
7:00 p.m., Monday, October 22, 2012  
Council Chambers, City Hall  
Meeting No. 19-12

**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

**D. APPROVAL OF AGENDA**

The following items were added to the agenda:

M1	Dispatch Policy Committee
M2	Open House
M3	Maplewood Residents Serving in the Military
M4	Marriage Forum

Councilmember Koppen moved to approve the agenda as amended.

Seconded by Councilmember Juenemann                      Ayes – All

The motion passed.

**E. APPROVAL OF MINUTES**

**1. Approval of October 8, 2012 City Council Meeting Minutes**

Councilmember Cardinal moved to approve the October 8, 2012 City Council Meeting Minutes as submitted.

Seconded by Councilmember Koppen                      Ayes – All

The motion passed.

**F. APPOINTMENTS AND PRESENTATIONS**

**1. Declaration of the Week of October 22-28, 2012 as Minnesota Manufacturing Week in the City of Maplewood—Mary Schmidt Minnesota Department of Employment and Economic Development (DEED)**







**2. Approval of a Resolution for a Temporary Gambling Permit for the Church of the Presentation of the Blessed Virgin Mary, 1725 Kennard Street**

Councilmember Juenemann moved to approve the Resolution for a Temporary Gambling Permit for the Church of the Presentation of the Blessed Virgin Mary.

RESOLUTION 12-10-800

BE IT HEREBY RESOLVED, by the City Council of Maplewood, Minnesota, that the temporary premises permit for lawful gambling on November 17<sup>th</sup>, 2012 is approved for the Church of the Presentation of the Blessed Virgin Mary, 1725 Kennard St, Maplewood.

FURTHERMORE, that the Maplewood City Council waives any objection to the timeliness of application for said permit as governed by Minnesota Statute §349.213.

FURTHERMORE, that the Maplewood City Council requests that the Gambling Control Division of the Minnesota Department of Gaming approve said permit application as being in compliance with Minnesota Statute §349.213.

NOW, THEREFORE, be it further resolved that this Resolution by the City Council of Maplewood, Minnesota, be forwarded to the Gambling Control Division for their approval.

Seconded by Councilmember Koppen

Ayes – All

The motion passed.

**3. Approval of Resolution Approving the Terms of Interfund Loan in Connection with Proposed Tax Increment Financing District**

Councilmember Juenemann moved to approve the Resolution to Allow Automatic Interfund Loans for a Proposed Tax Increment District within Development District No. 1 and provide the terms and conditions for repayment.

RESOLUTION 12-10-801

RESOLUTION APPROVING THE TERMS OF UP TO A  
\$500,000 INTERFUND LOAN IN CONNECTION WITH  
A PROPOSED TAX INCREMENT FINANCING DISTRICT

BE IT RESOLVED by the City Council (the "Council") of the City of Maplewood, Minnesota (the "City"), as follows:

Background.

The City proposes to establish a Tax Increment Financing District (the "TIF District") within Development District No. 1, and proposes to adopt a tax increment financing plan for the TIF District (the "TIF Plan").

The City has determined to pay for certain costs identified in the TIF Plan consisting of land/building acquisition, public utilities, site improvements/preparation, other eligible improvements, and administrative costs (the "Qualified Costs") incurred in connection with the establishment of the TIF District and development/redevelopment of land within the TIF District, which costs will be financed on a temporary basis from City funds available for such purposes.

Under Minnesota Statutes, Section 469.178, Subd. 7, the City is authorized to advance or loan money from the City's general fund or any other fund from which such advances may be legally made, in order to finance the Qualified Costs.

The City intends to reimburse itself for the payment of the Qualified Costs, plus interest thereon, from tax increments derived from the TIF District in accordance with the terms of this resolution (which terms are referred to collectively as the "Interfund Loan").

Terms of Interfund Loan.

The City hereby authorizes the advance of up to \$500,000 from the City's General Fund or so much thereof as may be paid as Qualified Costs. The City shall reimburse itself for such advances together with interest at the rate stated below. Interest accrues on the principal amount from the date of each advance. The maximum rate of interest permitted to be charged is limited to the greater of the rates specified under Minnesota Statutes, Section 270C.40 or Section 549.09 as of the date the loan or advance is authorized, unless the written agreement states that the maximum interest rate will fluctuate as the interest rates specified under Minnesota Statutes, Section 270C.40 or Section 549.09 are from time to time adjusted. The interest rate shall be 4% and will not fluctuate.

Principal and interest on the Interfund Loan shall be paid semi-annually on each February 1 and August 1 (each a "Payment Date") commencing with the Payment Date on which the City has Available Tax Increment (defined below), or on any other dates determined by the City Manager, through the last receipt of tax increment from the TIF District.

Payments on the Interfund Loan are payable solely from "Available Tax Increments" which shall mean, on each Payment Date, all of the tax increment available after other obligations have been paid, generated in the preceding six (6) months with respect to the property within the TIF District and remitted to the City by Ramsey County, all in accordance with Minnesota Statutes, Sections 469.174 to 469.1799. Payments on the Interfund Loan are subordinate to any outstanding or future bonds, notes or contracts secured in whole or in part with Available Tax Increment, and are on parity with any other outstanding or future interfund loans secured in whole or in part with Available Tax Increment.

The principal sum and all accrued interest payable under the Interfund Loan are pre-payable in whole or in part at any time by the City without premium or penalty. No partial prepayment shall affect the amount or timing of any other regular payment otherwise required to be made under this Interfund Loan.

The Interfund Loan is evidence of an internal borrowing by the City in accordance with Minnesota Statutes, Section 469.178, Subd. 7, and is a limited obligation payable solely from Available Tax Increment pledged to the payment hereof under this resolution. The Interfund Loan and the interest hereon shall not be deemed to constitute a general obligation of the State of Minnesota or any political subdivision thereof, including, without limitation, the City. Neither the State of Minnesota, nor any political subdivision thereof shall be obligated to pay the principal of or interest on the Interfund Loan or other costs incident hereto except out of Available Tax Increment, and neither the full faith and credit nor the taxing power of the State of Minnesota or any political subdivision thereof is pledged to the payment of the principal of or interest on the Interfund Loan or other costs incident hereto. The City shall have no obligation to pay any principal amount of the Interfund Loan or accrued interest thereon, which may remain unpaid after the final Payment Date.



**7. Approval of the BP Agreement and Easement for Hazelwood Street and County Road D East Property**

Councilmember Juenemann moved to approve the Agreement and Partial Release of BP Pipelines right-of-way across City owned property, authorize the Mayor and City Manager to sign the Partial Release of BP Pipelines right-of-way, minor changes to the easements can be made if reviewed and approved by the City Attorney, and authorize the City Engineer to record the document.

Seconded by Councilmember Koppen

Ayes – All

The motion passed.

**8. Approval of MN/DOT Limited Use Permit for Trail along County Road B, TH 36/English Street Interchange Improvements, City Project 09-08**

Councilmember Juenemann moved to approve the Resolution for the MN/DOT Limited Use Permit, authorize the City Manager to sign the agreement signifying approval by the council, and authorize the City Attorney to make minor revisions as needed.

RESOLUTION 12-10-802  
RESOLUTION FOR  
CITY OF MAPLEWOOD LIMITED USE PERMIT  
WITH THE STATE OF MINNESOTA  
DEPARTMENT OF TRANSPORTATION  
FOR A PEDESTRIAN TAIL IN THE RIGHT-OF-WAY OF  
TRUNK HIGHWAY 61 AT COUNTY RD B

WHEREAS, the City of Maplewood is a political subdivision, organized and existing under the laws of the State of Minnesota, and,

WHEREAS, the City Council of the City of Maplewood has approved a plan to construct a pedestrian trail in the right-of-way of Trunk Highway 61 to promote the orderly and safe movement of pedestrians, and,

WHEREAS, the State of Minnesota, Department of Transportation requires a Limited Use Permit for the construction and utilization of said pedestrian trail;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Maplewood hereby enters into a Limited Use Permit with the State of Minnesota, Department of Transportation for the following purposes:

- 1) To construct, operate, and maintain a pedestrian trail within the right-of-way of Trunk Highway 61 of the State of Minnesota along County Rd B. The City of Maplewood shall construct, operate, and maintain said trail in accordance with the Limited Use Permit granted by the Minnesota Department of Transportation.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Mayor and City Manager are authorized to execute the Limited Use Permit and any amendments to the Permit.

Adopted by City Council of the City of Maplewood this 22<sup>nd</sup> day of October 2012.

Seconded by Councilmember Koppen

Ayes – All

The motion passed.





**H. PUBLIC HEARING**

None

**I. UNFINISHED BUSINESS**

**1. 2013 Charitable Gambling—Approval of Awards**

City Manager Antonen gave the staff report and answered questions of the council. Police Chief Thomalla answered additional questions of the council.

Councilmember Juenemann moved to approve the Proposed Awards Amounts.

Organization	Amount Requested	Proposed Award
180 Degrees, Inc.	\$5,000.00	0*
Ashland Productions	\$1,500.00	\$300.00
Boy Scout Troop 461	\$3,000.00	\$1,000.00
CHILD Inc.	\$200.00	\$80.00
Dispute Resolution Center	\$2,000.00	\$280.00
District 622 Education Foundation	\$5,000.00	\$2,000.00
District 622 Fusion Drumline	\$1,600.00	\$520.00
Friends of Maplewood Nature	\$2,050.00	\$900.00
Friends of Ramsey County Libraries	\$2,500.00	\$1,200.00
Hmong American Education Fund	\$5,090.00	\$1,678.00
Maple Tree Monastery Childcare Center	\$1,600.00	\$500.00
Maplewood AARP TaxAides	\$1,500.00	\$440.00
Maplewood Area Historical Society	\$18,360.00	\$6,132.00
Maplewood Fire Fighters Flower Fund	\$1,000.00	\$320.00
Maplewood Police Explorers	\$8,000.00	\$2,940.00
Maplewood Police Reserves	\$5,000.00	\$2,600.00
Maplewood Youth Scholarship Fund	\$3,500.00	\$1,500.00
Mothers And More, Twin Cities East #299	\$700.00	\$320.00
Northern Lights Service Unit, Girl Scouts	\$3,500.00	\$400.00
Ramsey County Fair	\$3,500.00	\$2,300.00
Second Chance Animal Rescue	\$1,000.00	\$300.00
Simon Youth Foundation - Maplewood Mall	\$600.00	\$180.00
St. Jerome School	\$1,400.00	\$620.00
The Salvation Army	\$3,000.00	\$1,500.00
Tubman Family Alliance	\$2,000.00	\$400.00
Venture Crew 613	\$1,060.00	0*
Walker at Hazel Ridge Senior Community	\$5,000.00	0*
Weaver Elementary PTA	\$1,000.00	\$440.00
Fund Reserves		\$1,150.00
<b>TOTAL AMOUNT OF REQUESTS</b>	<b>\$89,660</b>	<b>\$30,000</b>

Seconded by Councilmember Cardinal

Ayes – All

The motion passed.



## **2. Cancellation of the December 24, 2012 City Council Meeting**

Councilmember Juenemann moved to cancel the Monday, December 24, 2012 City Council Meeting.

Seconded by Mayor Rossbach

Ayes – All

The motion passed.

Mayor Rossbach announced that after twenty nine years with the City of Maplewood, ten of them as our Chief of Police, David Thomalla will be retiring from law enforcement and has taken a position in the private sector.

## **M. COUNCIL PRESENTATIONS**

### **1. Dispatch Policy Committee**

Councilmember Juenemann reported that a decision has been made and passed onto the County Board to purchase a new Computer Assisted Dispatch (CAD) system and that the formulary for the payment will be forwarded to the City Administrators.

### **2. Open House**

Councilmember Cardinal informed residents that there will be open house at the Recovery Center Community Foundations of Maplewood on Tuesday, October 23, 2012 from 3:00 p.m. to 6:00 p.m.

### **3. Maplewood Residents Serving in the Military**

Councilmember Cardinal requested that City Manager Antonen research a way that the City can acknowledge Maplewood residents that are serving our country in the military.

### **4. Marriage Forum**

Councilmember Juenemann reminded residents that the forum on the marriage amendment that the Human Rights Commissions of Maplewood and Roseville is hosting will be held on Tuesday, October 23, 2012 from 7:00 p.m. to 9:30 p.m. at the Maplewood Community Center.

## **N. ADJOURNMENT**

Mayor Rossbach adjourned the meeting at 9:06 p.m.