

June 7, 1965

Pursuant to due call and notice thereof a regular meeting of the Village Council of the Village of Plymouth, Minnesota, was duly held at the Village Hall on the 7th day of June, 1965 at 7:30 o'clock P. M.

Present: Mayor Staples, Trustees Curtis, O'Fallon, Humphrey and Seviour, the Village Clerk, Engineer and Attorney. Absent: None.

Mayor Staples called the meeting to order.

In the absence of a clergyman to give an invocatory prayer, Mayor Staples requested the audience and Council to rise for a moment of silent prayer.

Copies of the minutes of the regular meeting of May 24, 1965 as mailed to each Councilman were approved.

Mr. McWilliams of McWilliams Construction Company and Mr. Quello, his attorney, appeared to discuss the water infiltration in the sanitary sewer system installed by Mr. McWilliams in the Minneapolis Industrial Park property. Mr. McWilliams stated that he has made attempts to have the American Pipe Cleaning Company endeavor to stop the infiltration but he has been unable to make arrangements for them to go to work on the project, as they stated they have commitments up until approximately the middle of June. Messrs. McWilliams, Quello, Wefald and Jelfer are to meet to discuss the matter and submit a report to the Council as to specific time when the water infiltration into the system will be taken care of. If Mr. McWilliams does not take care of the matter shortly, it was agreed that the Village would take it upon themselves to have the work done and charge the costs to McWilliams.

Re. Water Infiltration, Sanitary Sewer, MIP (McWilliams Constr.)

Mr. J. Bernard Heller appeared to discuss the proposed dredging he intends to do in Medicine Lake at Evergreen Lane & 28th Avenue North. Mr. Richard Weiblen, attorney, representing a group of residents in the area, was also present as well as a number of residents. Mr. Heller stated that the dredging he intends to do would have no effect upon the present property owners or will it do any damage to their streets. It was agreed that the Village Engineer should make soil tests along the street in order to obtain the soil condition upon which the road rests. The Village Clerk was also requested to write Mr. Heller and obtain a map of the area showing the exact location of the dredging he proposes, and a copy of said letter is to be sent to the Minnesota State Conservation Commission.

Re. Dredging at Medicine Lake @ Evergreen & 28th Ave. No.

Motion made by Mayor Staples that the final plat of Reuben W. Law covering Juneau Acres Addition, and being a re-subdivision of Lots 15 and 16, Block 2, Glen Grove Acres Addition, be approved. Motion seconded by Trustee Seviour and passed by all Council members voting aye.

Final Plat Appvd Juneau Acres Addition.

A request has been made by the Minneapolis Industrial Park, Inc. for the vacation of a portion of Zinnia Lane in Parker Lake Gardens Addition, and it was agreed that this vacation should be accomplished at the time that the re-subdivision plat is presented for final approval by Minneapolis Industrial Park.

Re. Vacation Pt. of Zinnia Lane.

Motion made by Trustee Humphrey that an Earth Removal permit be granted to Woodridge Construction Company for the removal of earth from Lots 8 and 9, Tract A, Plymouth Orchards Addition, said material being used as sub-base material for the construction of Interstate Hwy. 494. Motion seconded by Trustee Seviour.

Earth Removal Permit Appv'd. Woodridge Construction Co.

Motion made by Trustee Curtis that the preceding motion be amended to include that a \$1,000 performance bond be furnished by the Woodridge Construction Company to guarantee compliance in accordance with the permit. Motion seconded by Trustee Humphrey and passed by all Council members voting aye.

June 7, 1965 - Cont'd.

Upon vote being taken on the original motion, all voted in favor thereof.

Bldg. Permit Approved for Ackron Bldg. & Supply Corp.

Motion made by Trustee Humphrey that building permit be approved for Ackron Building & Supply Corporation for the erection of a 40 x 80' steel building for the Gift House Stamp Company located at 1205 County Road 18. Motion seconded by Mayor Staples and passed by all Council members voting aye.

Re. Flooding, Area of Quantico Lane & 3rd Avenue.

A number of residents, including Gerald Hall, as spokesman, appeared to request action to alleviate the flooding in the vicinity of Quantico Lane & 3rd Avenue. It was stated that pumping of the area was delayed on account of the necessity of obtaining an easement from a party who is presently in France, in order to dig a sump hole upon his property for the installation of the pumping operation. The easement was received on this date and it is intended to obtain the services of a drag line to dig the sump hole and commence the pumping operation at once.

15' Setback Waiver Appv'd. L. 4, Bl. 2 Pinecrest Addn. (Anderson-Blake).

Motion made by Trustee Curtis that a 15-foot waiver of the required 50-foot set-back be granted to Anderson-Blake Construction for the construction of a home upon Lot 4, Block 2, Pinecrest Addition. Motion seconded by Mayor Staples and passed by all Council members voting aye.

Trustee Humphrey introduced the following resolution and moved its adoption:

Resolution 65-48 Waiving Subd. Ord. Req. Lots 2,3,4, Bl. 1 E. Med. Lake Addn. (L. B. Folsom)

RESOLUTION NO. 65-48 RESOLUTION WAIVING REQUIREMENTS OF SUBDIVISION ORDINANCE

Motion for adoption of the foregoing resolution was duly seconded by Trustee Seviour and upon vote being taken thereon the following voted in favor thereof: Mayor Staples, Trustees Curtis, O'Fallon, Humphrey and Seviour. Against: None.

Whereupon said resolution was declared duly passed and adopted. Dated June 7, 1965.

Attest: [Signature] Village Clerk

[Signature] Mayor

Mayor Staples introduced the following resolution and moved its adoption:

Resolution 65-49 Waiving Subd. Ord. Req., Lot 6, Bl. 2 City View Acres Addn. (Thrasilla Purry)

RESOLUTION NO. 65-49 RESOLUTION WAIVING REQUIREMENTS OF SUBDIVISION ORDINANCE

Motion for adoption of the foregoing resolution was duly seconded by Trustee Seviour and upon vote being taken thereon the following voted in favor thereof: Mayor Staples, Trustees Curtis, O'Fallon, Humphrey and Seviour. Against: None.

Whereupon said resolution was declared duly passed and adopted. Dated June 7, 1965.

Attest: [Signature] Village Clerk

[Signature] Mayor

June 7, 1965 - Cont'd.

A petition was presented and read by Mayor Staples from the residents of Ivanhoe Woods Addition with reference to obtaining proper drainage in the area, after which the following resolution was presented.

Trustee Curtis presented the following resolution and moved its adoption:

RESOLUTION NO. 65-50
RESOLUTION ORDERING PREPARATION OF
REPORT ON IMPROVEMENT

Resolution 65-50
Ordering Preparation of
Report on Improvement
Drainage Area XII-A

WHEREAS, it is proposed to improve the drainage area identified as Drainage Area XII-A in the Plymouth Storm Sewer Study by the construction of a storm sewer within said drainage area and assess the appropriate drainage district for all or a portion of the cost of the improvement, pursuant to MSA Chap. 429-011 to 429.111.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF PLYMOUTH:

"That the proposed improvement be referred to the Village Engineer for study and that he is instructed to report to the Council with all convenient speed, advise the Council in a preliminary way as to whether the proposed improvement is feasible and as to whether it should best be made as proposed or in connection with some other improvement and the estimated cost of the improvement as recommended."

Motion for adoption of the foregoing resolution was duly seconded by Mayor Staples and upon vote being taken thereon the following voted in favor thereof: Mayor Staples, Trustees Curtis, O'Fallon, Humphrey and Seviour. Against: None.

Whereupon said resolution was declared duly passed and adopted.

Dated June 7, 1965.

[Signature]
Mayor

Attest: *[Signature]*
Village Clerk

Mr. Harry Hamman appeared as an applicant for the position of Weed Inspector for interview by the Council, after which the following motion was presented: Motion made by Trustee Curtis that Harry Hamman, 6301 Glenwood Avenue, Golden Valley, LI 5 9270, be appointed Weed Inspector for the Village of Plymouth for the year 1965, upon terms of compensation to be agreed upon prior to commencement of his duties. Motion seconded by Trustee Humphrey and passed by all Council members voting aye.

H. Hamman App-
td. Weed
Inspector for
1965.

Motion made by Trustee Curtis that the Village Attorney be instructed to prepare for consideration by the Council an ordinance regulating and licensing private dumps in the Village of Plymouth. Motion seconded by Mayor Staples and passed by all Council members voting aye.

Re. Private
Dumps.

Trustee Humphrey introduced the following resolution and moved its adoption:

RESOLUTION NO. 65-51
RESOLUTION RECEIVING REPORT AND CALLING
FOR PUBLIC HEARING

Resolution 65-51 - Receiv-
ing Report & Calling for
Public Hrg., Drainage
Area IV

June 7, 1965 - cont'd.

WHEREAS, a report has been given by the Village Engineer to the Village Council on June 7, 1965, recommending the construction of storm sewer to serve an area known as Drainage Area No. IV.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF PLYMOUTH:

- "1. The Council will consider the aforesaid improvement in accordance with the report and the assessment of property abutting or within said boundaries for all or a portion of the cost of the improvement pursuant to M.S.A. Sec. 429.011 to 429.111, at an estimated total cost of the improvement as shown.
2. A public hearing shall be held on such proposed improvement on the 20th day of July, 1965, at the Village Hall, in the Village of Plymouth at 7:30 o'clock P. M. The Village Council shall give published notice of such hearing and improvement as required by law."

Motion for adoption of the foregoing resolution was duly seconded by Trustee O'Fallon and upon vote being taken thereon the following voted in favor thereof: Mayor Staples, Trustees Curtis, O'Fallon, Humphrey and Seviour. Against: None.

Whereupon said resolution was declared duly passed and adopted. Dated June 7, 1965.


Mayor

Attest: 
Village Clerk

Trustee Humphrey introduced the following resolution and moved its adoption:

Resolution 65-52
Receiving Report and
Calling for Public Hear-
ing, Drainage Area VI-A.

RESOLUTION NO. 65-52
RESOLUTION RECEIVING REPORT AND CALLING
FOR PUBLIC HEARING

WHEREAS, a report has been given by the Village Engineer to the Village Council on June 7, 1965, recommending the construction and installation of storm sewer in the location referred to as Drainage Area VI-A.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF PLYMOUTH:

- "1. The Council will consider the aforesaid improvement in accordance with the report and the assessment of property abutting or within said boundaries for all or a portion of the cost of the improvement pursuant to M.S.A. Sec. 429-011 to 429.111, at an estimated total cost of the improvement as shown.
2. A public hearing shall be held on such proposed improvement on the 13th day of July, 1965, at the Village Hall, in the Village of Plymouth at 7:30 o'clock P. M. The Village Council shall give published notice of such hearing and improvement as required by law."

June 7, 1965 - Cont'd.

Motion for adoption of the foregoing resolution was duly seconded by Mayor Staples and upon vote being taken thereon the following voted in favor thereof: Mayor Staples, Trustees Curtis, O'Fallon, Humphrey and Seviour. Against: None.

Whereupon said resolution was declared duly passed and adopted. Dated June 7, 1965.

Attest: [Signature] Village Clerk
[Signature] Mayor

Mayor Staples introduced the following resolution and moved its adoption:

RESOLUTION NO. 65-53
RESOLUTION RECEIVING REPORT AND CALLING
FOR PUBLIC HEARING

Resolution 65-53
Receiving Report and Calling for Pub. Hearing, Drainage Area IX.

WHEREAS, a report has been given by the Village Engineer to the Village Council on June 7, 1965, recommending the construction of a storm sewer with ponding area on Lots 12, 13, 14 and 15, Block 8, Beacon Heights 1st Addition (Drainage Area IX).

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF PLYMOUTH:

- "1. The Council will consider the aforesaid improvement in accordance with the report and the assessment of property abutting or within said boundaries for all or a portion of the cost of the improvement pursuant to M.S.A. Sec. 429-011 to 429.111, at an estimated total cost of the improvement as shown.
- 2. A public hearing shall be held on such proposed improvement on the 6th day of July, 1965, at the Village Hall, in the Village of Plymouth at 7:30 o'clock P. M. The Village Council shall give published notice of such hearing and improvement as required by law."

Motion for adoption of the foregoing resolution was duly seconded by Trustee O'Fallon and upon vote being taken thereon the following voted in favor thereof: Mayor Staples, Trustees Curtis, O'Fallon, Humphrey and Seviour. Against: None.

Whereupon said resolution was declared duly passed and adopted. Dated June 7, 1965.

Attest: [Signature] Village Clerk
[Signature] Mayor

A discussion was held with reference to a burned home at 2440 Olive Lane. The house was burned on Nov. 11, 1963, and at present is in a hazardous and unsafe condition. The Building Inspector estimated the loss to be approximately \$7,000. It was agreed that the County Auditor's office should be checked as to the identity of the present owner as well as lien holders, where the information is available, and proper notices mailed to them informing them that the building must be repaired. Re. Burned home, 2440 Olive Lane.

June 7, 1965 - Cont'd.

Re. Burned Garage
335 Orchid Lane
(P. Forde).

Motion made by Trustee Curtis that Philip Forde, 335 Orchid Lane, be notified that the burned garage on his property must be removed within ninety days. Motion seconded by Trustee O'Fallon.

Motion made by Mayor Staples that the above motion be amended to include that the Building Inspector check on the above garage building by July 1 to see if the owner has commenced demolition of the building. Amendment seconded by Trustee Humphrey and passed by all Council members voting aye. Upon vote being taken on the original motion, all voted in favor thereof.

Mayor Staples introduced the following resolution and moved its adoption:

Resolution 65-54
Receiving Report &
Calling for Public Hearing
Re. Road Improvement,
Ridgemount Ave.

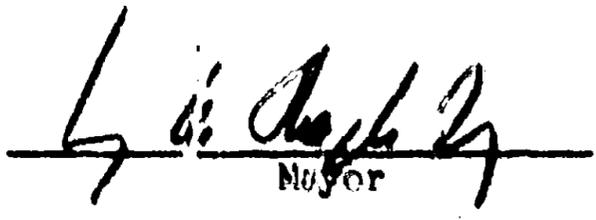
RESOLUTION NO. 65-54
RESOLUTION RECEIVING REPORT AND
CALLING FOR PUBLIC HEARING

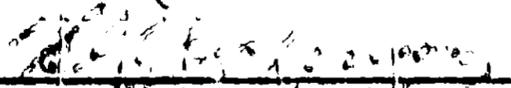
WHEREAS, a report has been given by the Village Engineer to the Village Council on November, 1964, recommending the grading, base work, drainage and installation of asphaltic concrete pavement of the following street, to-wit: Ridgemount Avenue from County Road No. 73 to Teakwood Lane.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF PLYMOUTH:

- "1. The Council will consider the aforesaid improvement in accordance with the report and the assessment of property abutting or within said boundaries for all or a portion of the cost of the improvement pursuant to M.S.A. Sec. 429.011 to 429.111, at an estimated total cost of the improvement as shown.
- 2. A public hearing shall be held on such proposed improvement on the 21st day of June, 1965, at the Village Hall, in the Village of Plymouth at 7:30 o'clock P. M. The Village Council shall give published notice of such hearing and improvement as required by law."

Motion for adoption of the foregoing resolution was duly seconded by Trustee Humphrey and upon vote being taken thereon the following voted in favor thereof: Mayor Staples, Trustees Curtis, O'Fallon, Humphrey and Seviour. Against: None. Whereupon said resolution was declared duly passed and adopted. Dated June 7, 1965.


Mayor

Attest: 
Village Clerk

Mayor Staples introduced the following ordinance and moved its adoption:

Ordinance No. 65-12
Licensing & Regulating
Leasing of Motor Scooters
& Motorcycles, Regulating
Their Use, Etc.
Page #6.

ORDINANCE NO. 65-12
AN ORDINANCE LICENSING AND REGULATING THE
LEASING OF MOTOR SCOOTERS AND MOTORCYCLES
AND REGULATING THEIR USE

THE VILLAGE COUNCIL OF THE VILLAGE OF PLYMOUTH DO HEREBY ORDAIN AS
FOLLOWS:

Section 1 - Definitions

1.01 - "Motor Scooter" and "Motorcycle" shall mean every motor vehicle as defined by Section 169.01, Subdivision 3, of Minnesota Statutes having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, including bicycles with motor attached, but excluding a tractor.

1.02 - "Motor Scooter Business" and "Motorcycle Business" shall mean the business of leasing, renting or furnishing motor scooters or motorcycles for a consideration.

1.03 - "Person" shall mean any person, partnership, corporation or association of persons.

Section 2 - License Required and Fees

2.01 - No person shall engage in the business of leasing, renting, furnishing or offering to lease, rent or furnish motorcycles or motor scooters, as defined herein, within the Village of Plymouth without first obtaining from the Village a license as provided herein.

2.02 - Each license shall be issued for one calendar year from January 1st to December 31st of said year and the fee therefor shall be \$100.00. No license shall be issued for the fractional part of any year.

2.03 - Applications for such license shall be made to the Village Clerk on forms prescribed by him and shall be subject to the approval of the Village Council.

2.04 - Each person applying for such a license shall accompany his application with an insurance policy in force with an insurance company authorized to do business in the State of Minnesota, which policy must be in force for the entire license year or the remaining portion thereof calculated from the date of the application. Such policy shall insure the applicant, his lessees, renters and bailees using applicant's motorcycles or motor scooters, against loss in the sum of at least \$50,000 for injury to or death of any one person in any one accident and \$100,000 per injury to or death of two or more persons in any one accident and \$5,000 because of damage to or destruction of property in any one accident all resulting from the negligent ownership, operation, use or defective condition of any motorcycle or motor scooter belonging to applicant. Every such policy of liability insurance shall contain an endorsement to the effect that such policy shall cover operators and passengers of motorcycles and motor scooters leased or rented to minors and further, that the Village of Plymouth shall be notified by letter addressed to the Village Clerk thereof at least five days prior to the cancellation of any of such policies of insurance.

2.05 - Each person applying for such a license shall accompany his application with a list of the vehicles which he proposes to use for rental or lease, which list shall describe such vehicles by make, year and serial number. Any replacement of such equipment made by any licensee in the course of the license year shall be reported to the Village Clerk within five days of such replacement.

Section 3 - Conditions of License

3.01 - The licensee shall not rent or lease a motorcycle or motor scooter to any person, except as such person shall have a valid Minnesota driver's license in his possession and subject to the limitations as proscribed thereon.

3.02 - All vehicles shall be kept in good operation condition by the licensee and the Village, through its appropriate agents and employees, is entitled to make periodic inspections of such vehicles. All such vehicles shall be numbered and shall be marked so as to be easily identifiable as rented vehicles.

June 7, 1965 - Cont'd.

3.03 - The licensee, his agents, or employees, shall explain the operation of such motorcycles or motor scooters, including the controls, pedals, gears, and brakes of the particular vehicle to be used by each person leasing or using the same prior to the time when it is operated by such person. The licensee shall call the attention of the lessee or bailee to the high degree of maneuverability of a motorcycle or motor scooter and the lack of protection to the driver thereof if the vehicle is upset.

3.04 - No rental of motor scooters and motorcycles shall be permitted by any licensee between the hours of 9:00 o'clock P. M. and 8:00 o'clock A. M. on any day.

Section 4 - Investigation of Location

4.01 - The Chief of Police shall cause an investigation to be made of the traffic conditions prevailing in the immediate vicinity of applicant's proposed place of business and make a report thereof to the Village Council. Particular attention shall be given to such traffic conditions on weekends and holidays.

Section 5 - Operation of Motor Scooters and Motorcycles

5.01 - No person operating a motor scooter or motorcycle within the Village of Plymouth shall:

- a. Allow any passenger to ride on such rented vehicle.
- b. Operate any such vehicle while standing on same or perform any trick riding or operate in any manner other than in a customary manner for operating such vehicle.
- c. Operate any such vehicle upon any sidewalk in the Village of Plymouth.
- d. Operate any such vehicle upon any public street or public highway within the Village of Plymouth abreast of any other person riding or propelling a bicycle, motorcycle or motor scooter.

5.02 - Every person operating a motor scooter or motorcycle within the Village of Plymouth shall observe all traffic rules and regulations applicable thereto, shall not make U turns, shall signal for all turns, ride at the extreme right hand side of the street or highway, and shall pass to the left when overtaking other vehicles and pedestrians that are slower moving.

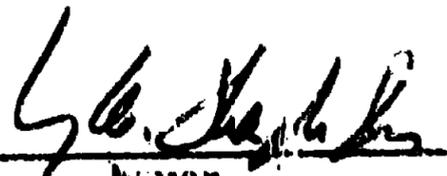
Section 6 - Penalties

6.01 - Any person violating any of the provisions of the Ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding \$100.00 or imprisonment not exceeding 90 days.

Section 7 - Effective Date

7.01 - This Ordinance shall take effect upon its passage and publication.

Motion for adoption of the foregoing ordinance was duly seconded by Trustee Sevlour and upon vote being taken thereon the following voted in favor thereof: Mayor Staples, Trustees Curtis, Humphrey, O'Fallon and Sevlour. Against: None. Dated June 7, 1965.


Mayor

attest: _____
Village Clerk

June 7, 1965 - Cont'd.

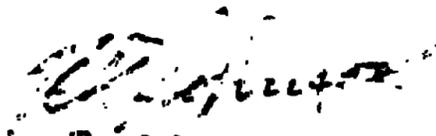
Motion made by Mayor Staples that payroll checks for the month of May, number d 3571 through 3624, totaling \$10,229.83, be approved. Motion seconded by Trustee Humphrey and passed by all Council members voting aye.

Payroll Checks
3571 Thru 3624
Approved.

Motion made by Trustee Humphrey that the Village Engineer acquire either aluminum or steel pipe for pumping to lower the water level of the ponding area between 8th Avenue and County Road 6 and Queensland Lane, also that easements be obtained for the area in which it is necessary to lay the pipe in order to dispose of the water from the pump. Motion seconded by Trustee Curtis and passed by all Council members voting aye.

Procedure for
Lowering water
Level Bet. 8th A
& Co. Rd. 6 &
Queensland Ln.

On motion the meeting adjourned at 12:05 o'clock A. M.


H. T. Johnson,
Village Clerk.