

**MINUTES OF A REGULAR COUNCIL MEETING
PLYMOUTH, MINNESOTA
JANUARY 19, 1970**

A regular meeting of the Plymouth Village Council was called to order by Mayor Hilde at 7:30 P.M. on January 19, 1970.

PRESENT: Mayor Hilde, Councilmen Spaeth, Hintz, Johnson and Kindseth, Engineers Hagen and Bonestroo, Attorney Lefler and Village Clerk Barnes.

ABSENT: None

MINUTES

MOTION was made by Councilman Hintz, second by Councilman Spaeth, to **RE: MINUTES OF** approve the minutes of January 5, 1970 with the following corrections: **JAN. 5, 1970**

Page 2: 4th paragraph, first sentence should end after the words "worthwhile venture", delete rest of sentence.

Page 3: 4th paragraph, add at end, "Councilman Spaeth voted nay."

Page 3: 6th paragraph, after the end of the 12th sentence, starting with "Mr. Riley" insert, "He further agreed that the items concerning the complaint would be rectified."

Page 5: 2nd paragraph, last sentence should read after words, "down payment should read "for a village road designated as a major or minor thoroughfare."

Motion passed by a five aye vote.

MOTION was made by Councilman Spaeth, second by Councilman Kindseth, to approve the minutes of January 7, 1970 with the following correction: **RE: MINUTES OF**
JAN. 7, 1970

3rd paragraph: Use word "Appraisal" System instead of "Merit".

Motion passed by a five aye vote.

PUBLIC HEARINGS

Engineer Bonestroo pointed out on a projected map the route that will be taken to install water mains between 26th and 36th Avenues North and East Medicine Lake Boulevard for a total cost of \$160,000 (Project #69-0E). Assessment charges of \$250/acre, water trunk charge of \$175/lot, sewer and restoration of \$12.70/front foot and water lateral \$5.50/front foot making a total of \$18.20 per front foot charge based on estimated figures of last year. These figures may be increased by 10% due to cost increases. **RE: PROJECT #69-0E - WATER IMPROVEMENT**

Public hearing opened at 7:55 P.M.

Mr. Harold Mengelkoch, 2600 East Medicine Lake Boulevard, stated he has sewer in and asked to be included in the water improvement. He

understood that water was coming through and put in a dry water pipe at the time he connected to the sewer. His property is not included in the present project plan, but after discussing the subject with him and Engineer Bonestroo it was decided to have a public hearing so he can be included. Mr. Mengelkoch was told to contact Engineer Hagen in this regard.

RE: PUBLIC HEARING
PROJ. #69-0E

Mr. C. V. Dahlgren, 2665 Orleans Lane North, asked to be included also in this project. They only live 200 feet away from the proposed route at the intersection of 26th and Pilgrim Lane. Mayor Hilde told them that this project is merely a skeleton whereby citizens can be added on later. Mayor Hilde advised Mr. Dahlgren to bring in a signed petition from the other residents on this street. Public hearing closed at 8:10 P.M.

MOTION was made by Councilman Hintz, second by Councilman Johnson, to adopt RESOLUTION NO. 70-22, A RESOLUTION ORDERING FINAL PLANS AND SPECIFICATIONS ON PROJECT #69-0E, water main extension 26TH AVENUE TO 26TH AVENUE AND CONCORD AVENUE. Motion passed by a five eye roll call vote.

RESOLUTION 70-22
WATER PROJECT
#69-0E

MOTION was made by Councilman Hintz, second by Councilman Kindseth, to adopt RESOLUTION NO. 70-23, A RESOLUTION SETTING THE DATE OF FEBRUARY 16TH FOR A PUBLIC HEARING TO INCLUDE THAT SMALL PART WEST OF PILGRIM LANE TO EAST MEDICINE LAKE BOULEVARD TO WATER PROJECT #69-0E. Motion passed by a five eye roll call vote.

RESOLUTION 70-23
WATER PROJECT
#69-0E

Mr. Mengelkoch was advised to be present at the above hearing. Mr. Dahlgren asked if they could also be included in this project and they were told to contact Engineer Hagen for incorporation of this improvement.

Engineer Bonestroo projected a map and printed out the routing for installing sanitary sewer, water and restoration, Project #68-1, O-C, O-C, 34TH & XENIUM on 34th Avenue at Xenium Lane. His report of February 17, 1969 projected the total improvement cost to be \$72,775.00. Mayor Hilde stated the Council had received petitions for and against this improvement.

RE: PROJECT #68-1,
34TH & XENIUM

The public hearing opened at 8:20 P.M.

Mr. Gary L. Gabriel, 13225 34th Avenue North, said he is not in favor of installing a seven ton road. No one had petitioned for blacktop or curb and gutter. Mr. Bonestroo said some people wanted to know what the cost differential was if it was included.

Mr. Loren Schiebe, 13425 34th Avenue North, said they submitted an extra petition for blacktop as two or three were for it. When it was tacked onto the original petition only a couple went for it. He wanted to know when it would be put in and when would they be assessed. Engineer Bonestroo said it would be put in this summer and assessed this fall, with first assessment due in 1971. There followed a discussion on cost differentials for gravel vs. blacktop and curb and gutter. They were told that if they decided to blacktop at a later date the price would most likely be increased by 10 to 15 percent.

Mr. Jim Arbeiter, 13130 34th Avenue North, said he had about the same thing to say and asked what the approximate assessment would be and what the gravel base would measure. The base would be eight inches

and approximate assessment on a 110' lot would be \$2989, spread over 30 years with interest amounting to about \$200 per year, figuring the front foot charge at \$23.30.

RE: PUBLIC HEARING
PROJ. 68-1, D-C
34TH & XENIUM

Mr. Jim Bies, 13125 B 34th Avenue North, asked how soon they would have to hook up. He was told they would have 30 months to hook up and no time limit is set for water. He asked why the pipes have to be laid on the other side of the road. Engineer Bonestroo said when pipes are laid they have to be standardized for all improvements, utilities, repairs, etc. Mr. Bies questioned putting in gas, too, and Mayor Hilde told him to talk to Councilman Hintz, who may give him some assistance in this regard.

Loren Schiebe asked if he should submit another petition covering street blacktopping. Mayor Hilde said anything they present to inform Council will help.

Mrs. Mathew Freund, 13300 34th Avenue North, asked if the street will be lowered. Engineer Bonestroo said it will be lowered some. She said they do not want to be left up high. Public hearing closed at 8:40 P.M.

The Council decided to postpone decision on this project until their meeting of January 26th, which will give the citizens time to report back to the council concerning blacktopping streets.

Engineer Hagen said the concrete curb and gutter installation in the area of 23rd to 28th Avenues of Niagara and Fernbrook Lanes will cost \$94,000.00 or \$3.00/front foot.

RE: CURB & GUTTER
23RD TO 28TH AVES.

Public hearing opened at 8:50 P.M.

Mr. Eugene Berthiaume, 2705 Fernbrook Lane, wanted to know what all was going on in this area. He was told that sanitary sewer and paved streets are going in and if he wanted detailed information he could talk to Gary Freund, who is a developer of a large tract of land in this area who was in the village hall at the time. The public hearing closed at 8:55 P.M.

MOTION was made by Councilman Hintz, second by Councilman Johnson, to adopt RESOLUTION NO. 70-24, A RESOLUTION ORDERING FINAL PLANS AND SPECIFICATIONS FOR INSTALLING CURB AND GUTTERS IN THE AREA OF 23RD AND 28TH AVENUES OF NIAGARA AND FERNBROOK LANES AND THAT THIS PROJECT BE INCLUDED IN THE STREET PROJECT FOR THIS AREA. Motion passed by a five aye roll call vote.

RESOLUTION 70-24
CURB & GUTTER
PLANS & SPECS.

The legal notices published for vacation of South Street and 15 1/2 Avenue North were done without Council direction. In the future all street vacation requests shall be handled by the Village Engineer who shall determine the feasibility of ordering a public hearing. On these particular requests Engineer Hagen stated there is only one signer and he prefers to see the petitioner proceed further with his preliminary plat plan before making a decision on this request.

Mr. Richard Cox of M.I.P. feels the public hearing should be held anyway because that much work will be out of the way. Engineer Hagen wants time to discuss the preliminary plat with the Planning Commission.

MOTION was made by Councilman Kindseth, second by Councilman Johnson, to adopt RESOLUTION NO. 70-25. A RESOLUTION SETTING THE DATE OF FEBRUARY 16, 1970 FOR A PUBLIC HEARING COVERING THE STREET VACATIONS OF SOUTH STREET AND 15½ AVENUE NORTH. Motion passed by a five eye roll call vote. RESOLUTION 70-25
PUBLIC HEARING
STREET VACATIONS

Councilman Kindseth said he will attend a meeting of the Twin City Metro Transit Commission on January 22, 1970 and will contact Mr. Loring Staples in this regard. RE: TWIN CITY
TRANSIT MEETING

PETITIONS, REQUESTS & COMMUNICATIONS

Police Chief Hawkinson gave a report to council concerning the violations of November 28, 1969 and December 5, 1969 by the Highway Liquor Store, 3435 County Road #18. The first violation of November 28th for a liquor violation, selling to a minor, was committed by clerk Hilary Jorgenson, 2107 Aldrich Avenue North, Minneapolis. Officer Fasching and Sergeant Solberg investigated this violation, which lead to a complaint being issued for this offense. RE: VIOLATIONS OF
HIGHWAY LIQUOR
STORE

The second violation was reported by Sergeant Solberg and Detective Simondet for the same violation and committed by store manager, Wallace Jounquist, 6516 Minnetonka Boulevard, Minneapolis. These two persons plead guilty in Wayzata Municipal Court and were fined \$100 each.

Chief Hawkinson personally delivered a letter to Mr. Vern C. Swanson, licensee of the store, on January 7, 1970 asking that he appear before the Council for a hearing in the Village Hall on January 19th regarding suspension or revocation of his off-sale liquor license.

Mr. Swanson had no questions concerning the above violation reports. Mayor Hilde asked him to make a statement about this case. Mr. Swanson said he is president of a paint firm and they were looking for a way to diversify. Their company decided to go into the off-sale liquor business on September 1, 1969. Wallace Jounquist was hired as manager because he had previous liquor business experience and a clerk was also hired. Evidently they used poor judgment in recognizing ages of people he said. Neither one is working at the store any longer. They were guilty of the violations. In answer to Council's inquiry, Mr. Swanson said the Mr. Jounquist came to Chief Hawkinson's office for a discussion of the first incident. Mr. Swanson told his employees after the first violation that they had to be more careful in the future and discussed it at length. He was very surprised when the second violation occurred as he thought they had gone over it very thoroughly. He had told them that they would lose their jobs if any violations happened again.

Councilman Johnson said he was still responsible for the violations and we cannot allow these violations to occur without penalty. Mayor Hilde said the people living in Plymouth do not want to have an immoral city. We will not allow our laws to be broken. We have confidence in our Police Department and we intend to back them up 100%. Mayor Hilde asked the Council if they wanted to suspend or revoke the license. 1-19-70

Councilman Hintz said that inasmuch as this is in a school area and young people congregate here the store owner has more responsibility than others in checking I.D.'s, beyond the spirit of the law. Mayor

Hilde said we expect you to bend over backwards in this respect. Mr. Swanson said he thought they were doing that, especially after the first violation. They came to Plymouth hoping to run the business as well as they have operated their paint business for so many years. He said Chief Hawkinson was most courteous and they appreciated the policemen's work.

Councilman Johnson said their license should be suspended for a certain length of time and base it either on the two violations together or each one separately, with the position that if a violation occurs in the future the penalty will be more severe with complete license revocation. Council discussed what would be an appropriate period for suspension and which basis to use.

MOTION was made by Councilman Hintz, second by Councilman Spaeth, to RESOLUTION 70-26 adopt RESOLUTION NO. 70-26, A RESOLUTION TO SUSPEND THE LICENSE OF THE OFF SALE LIQUOR LICENSE FOR THE HIGHWAY LIQUOR STORE, 3435 COUNTY ROAD #18, FOR 45 DAYS EFFECTIVE JANUARY 23, 1970. Motion passed by a five aye roll call vote. PENALTY - LIQUOR VIOLATION

Mr. Swanson said his customers will probably go elsewhere to make their purchases and he will probably lose them. Mayor Hilde said it is not intended that they will lose so much profit by this penalty that it will cause them to go out of business, otherwise we might as well have revoked the license.

Engineer Hagen told the Council that Mr. Kammen was approached by Frank Nixa of the Minnetonka Pollution Control concerning permission to allow scavenger sewer disposal from pumped out cesspools into our system. Engineer Hagen said he told them that we are required to get permission from Golden Valley to do this but at present we cannot handle any more because we are having a capacity problem of our own. However, when we make our Minneapolis connection we would be able to accommodate them. RF: SEWAGE DISPOSAL

Mr. Perry Beaton of the Minneapolis Pollution Control Agency and Frank Lamm of the Metro Council appeared before the Council and explained the reasons for the request by Minnetonka Village to dump into our sewer system. Mr. Lamm said the scavengers are willing to go any distance to communities that will accept this material. They discussed at length possibilities for handling this request in the future. Engineer Bonestroo said they would have to be as close to a pumping station as possible and ours are not compatible. We do not have that kind of facility to take it. Engineer Hagen said our Golden Valley contract strictly prohibits any action without their permission. The 17th Avenue pumping station pumps 100 gallons per minute. It used to be 300. Disposal in the spring will be multiplied.

MOTION was made by Mayor Hilde, second by Councilman Johnson, directing the Engineer to prepare a plan for location of a dumping spot, license, cost and items pertaining to policing and operation. This plan, it is assumed, will go into effect once our Minneapolis hook up is obtained. Motion passed by a five aye vote.

MOTION was made by Councilman Johnson, second by Councilman Hintz, to adopt RESOLUTION NO. 70-27, A RESOLUTION APPROVING THE TIME EXTENSION ON THE CONTRACT WITH NORTHERN CONTRACTING COMPANY FROM NOVEMBER 7, 1969 TO JUNE 15, 1970. Motion passed by a four aye roll call vote. RESOLUTION 70-27
CONTRACT EXTENSION
NORTHERN CONTRACT

Councilman Spaeth abstained.

MOTION was made by Councilman Johnson, second by Councilman Hintz, to adopt RESOLUTION NO. 70-28, A RESOLUTION ORDERING A PRELIMINARY REPORT FOR SANITARY SEWER, WATER MAIN AND STREET IMPROVEMENT OF THE KREATZ 6TH ADDITION IN THE SOUTHWEST AREA LYING NORTH OF GARLAND AND FOUNTAIN LANES. Motion passed by a five aye roll call vote.

RESOLUTION 70-28
IMPROVEMENTS -
KREATZ 6TH ADDN.

MOTION was made by Councilman Hintz, second by Councilman Johnson, to adopt RESOLUTION NO. 70-29, A RESOLUTION DIRECTING ENGINEER HAGEN TO NEGOTIATE AND PREPARE AN AGREEMENT WITH HENNEPIN COUNTY HIGHWAY DEPARTMENT TO INSTALL SANITARY SEWER INTERCEPTOR EXTENSION PIPE UNDER COUNTY ROAD #9. Motion passed by a five aye roll call vote.

RESOLUTION 70-29
SEWER EXTENSION
UNDER CTY. RD. #9

MOTION was made by Councilman Hintz, second by Councilman Johnson to paint the Woodbury Water Tank white with dark blue letters. Motion passed by a five aye vote.

RE: COLOR OF WATER
TANK

REPORTS BY OFFICERS, BOARDS & COMMITTEES

Engineer Bonestroo said the Imperial Hills water system failed on January 7, 1970 because when the contractors were working there they turned off 14 valves and neglected to turn them on again when they finished. The expenditure for the motor and labor involved to restore service will be reimbursed by the contractor or deducted from his fee. Well No. 2 will be ready to supply water by April or May.

RE: IMPERIAL HILLS
WATER SYSTEM

Councilman Spaeth submitted a report to the Council on the meeting he, Mr. Lefler, Mr. Hawkinson, and Mr. Norris had with Mr. Paul of the Mission Farm in connection with taking over a portion of this property to eliminate the Mission Farm's liability for snowmobilers. It was the contention of this committee that we should not engage in a contract for this land for a short period, but rather give consideration in the future to obtain this land as a permanent park site.

RE: SNOWMOBILING
MISSION FARM

Mr. Tony Norris, Chairman of the Plymouth Park Commission, told the Council that the campaign to solicit funds for a covered ice rink for School District #284 is about on schedule with \$40,000 contributed. He personally feels it is a unique program. If the program fails all contributions will be returned. He said he hoped this will set an example of what can be done for other school districts in Plymouth.

RE: ICE RINK FUND
CAMPAIGN

Councilman Hintz stated that the proposed Butler building type of construction is against our ordinance. It may be possible that a precedent will be started if this is allowed. He also requested that information be given to council as to the campaign group's organization, what bank is used for the contributions received, are they bonded and are withdrawals from the account counter signed. He suggested our attorney make such a review. Attorney Lefler said he has great doubts as to the legal validity of using village funds for this project. There followed a discussion on the legality, more information about the building and deferring action until answers are received.

Councilman Johnson said they are asking for a contribution of \$6,000 over a three year period and it is not for us to challenge the building. Wayzata and Minnetonka were also approached. Councilman Kindseth said we cannot make a decision without facts pertaining to the

legality of the contributions and the only way to do this fairly would be by total contributions by the public and it doesn't fit into our long range village recreational plan. RE: ICE RINK FUND CAMPAIGN

MOTION was made by Councilman Johnson, second by Councilman Hintz, directing the attorney to proceed to investigate all the facets of the way this program is being handled and the safety of the project. Motion passed by a five aye vote.

Engineer Hagen said the Minnesota Highway Department is proceeding with their plans even though the Central Storm Sewer program has not been resolved. Engineer Hagen said they are waiting to complete the street plans in this area. Further, that all the people who came to the recent public hearing were promised that they would be notified when this subject is taken up again by council. A discussion on this subject will take place at the January 26th meeting. RE: CENTRAL STORM SEWER

The revisions were made on the Central Plymouth Comprehensive Guide Plan Map. Action was taken in accordance with the minutes of June 10th, 1969. The designated "high density" area on the southeast corner of County Roads #9 and #61 was changed to "medium density". RE: GUIDE PLAN MAP

RESOLUTIONS AND ORDINANCES

Attorney Lefler presented the Sanitary Landfill Ordinance which was reviewed by Council. RE: SANITARY LANDFILL ORDIN.

MOTION was made by Councilman Hintz, second by Councilman Johnson, approving the ordinance as drawn up by the attorney and directed Engineer Hagen and Attorney Lefler to contact the Pollution Control Agency to see if the ordinance is in harmony with them. Motion passed by a five aye vote.

MOTION was made by Councilman Hintz, second by Councilman Johnson, to adopt RESOLUTION NO. 70-30, A RESOLUTION ADOPTING THE RULES, REGULATIONS, PROCEDURES AND POLICIES FOR THE OPERATION OF THE PLYMOUTH FIRE DEPARTMENT. Motion passed by a five aye roll call vote. RESOLUTION 70-30 FIRE DEPT. RULES

Councilman Hintz said he will have the Five Year Forecast ready for the February 2nd Council meeting. *ended*

CLAIMS & DISBURSEMENTS

MOTION was made by Councilman Johnson, second by Councilman Hintz, to adopt RESOLUTION NO. 70-31, A RESOLUTION APPROVING THE PAYROLL FOR THE PERIOD ENDING JANUARY 15, 1970 IN THE AMOUNT OF \$14,371.48. Motion passed by a four aye roll call vote. RESOLUTION 70-31 PAYROLL DISBURSE.

PERMITS & LICENSES

MOTION was made by Councilman Hintz, second by Councilman Johnson, to approve the license renewal for Mid-West Sanitation of Wayzata. Motion passed by a five aye roll call vote. RE: LICENSES MIDWEST SANITATION

The renewal license for Mr. Alvin Schmit, Beacon Belghes Auto Sales to operate and sell used cars was questioned because he has sold garden tools, and boats. Mr. Schmit has talked about marina sales in connection with this business, stated Engineer Hagen, but does RE: BEACON HTS. AUTO SALES

not want to approach Council. Mayor Hilde directed the attorney to check into the subject of selling boats in a car lot. This item to be taken up at the January 26th meeting.

RE: BEACON HGTS. AUTO SALES

MOTION was made by Councilman Hintz, second by Councilman Spaeth, to approve renewals for gasoline service station licenses for the following:

RE: GASOLINE STATIONS

- | | | |
|-------------------|----------------------------|--------------------|
| Plymouth Car Wash | Medicine Lake Bouts & Bait | Mayer & Sons, Inc. |
| Plymouth Mileage | Mark's Standard Service | Phillips Petroleum |
| Ernie's Texaco | Plymouth Oil Company | Plymouth Standard |

Motion passed by a five aye vote.

MOTION was made by Councilman Spaeth, second by Councilman Hintz, to approve the cigarette license renewals for the following:

RE: CIGARETTE LICENSES

- | | | |
|--------------------------|-------------------------|----------------------|
| Hampton Hills, Inc. | V.F.W. #5903 | The Red Hen |
| Mark's Standard Service | Waterfront Tavern | LaCucina |
| Alpana Aluminum Products | Plymouth Liquor | Plymouth Standard |
| Hollydale Golf, Inc. | The Barn | Gold Bond Stamp Co. |
| Plymouth Mileage | Honeywell, Inc. | Felder Golf Center |
| Royal Stationary | Mayer & Sons, Inc. | Worth Oil Company |
| Ivy's Place | Martin's Sporting Goods | Chrysler Corporation |
| Control Data | Gift House Stamps | LeRay Products |
| Universal Circuits | | |

Motion passed by a five aye vote.

MOTION was made by Councilman Hintz, second by Councilman Johnson, to approve the Off Sale Liquor License renewal for W. H. Gator of the Plymouth Liquor Store. Motion passed by a five aye roll call vote.

RE: OFF-SALE LIQUOR, W. GATES

MOTION was made by Councilman Hintz, second by Councilman Johnson, to approve the Off Sale Liquor License renewal for Ronald Libby of Libby's Liquor Store. Motion passed by a five aye vote.

RE: R. LIBBY

APPOINTMENTS

MOTION was made by Councilman Hintz, second by Councilman Spaeth, to adopt RESOLUTION NO. 70-32, A RESOLUTION APPROVING PROMOTIONS IN THE FIRE DEPARTMENT OF JACK SCHWENDEMANN FROM LIEUTENANT TO CAPTAIN, BERTIN ROOS FROM CAPTAIN TO DISTRICT CHIEF, CARL ROGELAND FROM FIRE MARSHALL TO DISTRICT CHIEF AND FIRE MARSHALL, EFFECTIVE FEBRUARY 1, 1970. Motion passed by a five aye roll call vote.

RESOLUTION 70-32
FIRE DEPARTMENT
PROMOTIONS

MOTION was made by Councilman Johnson, second by Councilman Hintz, to adopt RESOLUTION NO. 70-33, A RESOLUTION APPROVING THE APPOINTMENT OF BERTHA ROOS AS UTILITY BILLING CLERK AT THE SALARY SPECIFIED IN THE FILES OF THE VILLAGE CLERK, EFFECTIVE JANUARY 26, 1970. Motion passed by a five aye roll call vote.

RESOLUTION 70-33
BERTHA ROOS -
UTILITY BILLING
CLERK

MOTION was made by Councilman Johnson, second by Councilman Spaeth, to adopt RESOLUTION NO. 70-34, A RESOLUTION APPROVING THE APPOINTMENT OF ROBERT BURAKEN AS SPECIAL ASSESSMENT CLERK AT THE SALARY SPECIFIED IN THE FILES OF THE VILLAGE CLERK EFFECTIVE JANUARY 12, 1970. Motion passed by a five aye roll call vote.

RESOLUTION 70-34
R. BURAKEN - SPE.
ASSESS. CLERK

RESIGNATIONS

MOTION was made by Councilman Hintz, second by Councilman Spaeth, to adopt RESOLUTION NO. 70-35, A RESOLUTION ACCEPTING THE RESIGNATIONS OF HERTHA STAINER AS UTILITY BILLING CLERK EFFECTIVE JANUARY 23, 1970 AND NORMAN TOUVE AS BUILDING INSPECTOR EFFECTIVE JANUARY 21, 1970. Motion passed by a five aye roll call vote.

RESOLUTION 70-35
RESIGNATIONS -
H. STAINER AND
N. TOUVE

MISCELLANEOUS

The U.S. Metro Water System will require a special meeting for which a date will be set at the January 26th meeting.

RE: U.S. METRO
WATER SYSTEM

Mayor Hilde said he would also like to set a date for a meeting to discuss the park stripping in the Four Seasons Area.

RE: PARK STRIPPING

The HUD contract time extension has been requested. Extension date is January 20, 1971.

RE: HUD EXTENSION

Mayor Hilde said he would check on Ron Frekker's Planning Commission appointment. Mr. Frekker said he is of the opinion his term expired December 31, 1969 as he was previously appointed as a replacement of a resigning member. An appointment to fill the vacancy of the Planning Commission will be made at the February 2nd meeting.

RE: PLANNING COM

The memo of January 15th from Rudy Kamman, Building Inspector, concerning an ordinance to cover a dangerous building which had previously burned down will be taken up at the January 26th meeting.

RE: DANGEROUS
BUILDING ORDIN.

Councilman Hintz asked that consideration be given to set up a Utilities Commission especially for this summer in regard to hook ups. This will be discussed at the January 26th meeting.

RE: UTILITIES
COMMISSION

Engineer Hagen said we have received a third bill from the Hennepin County Department of Public Works requesting \$5,825.51 to cover our share of a storm sewer installation on County Road #18 between County Roads #9 and #70. There was a discussion pertaining to a published notice for a public hearing on July 7, 1969 but was never held.

RE: HENNEPIN
COUNTY STORM
SEWER AGREEMENT

MOTION was made by Councilman Johnson, second by Councilman Hintz, to adopt RESOLUTION NO. 70-36, A RESOLUTION AUTHORIZING THE TREASURER TO MAKE THE PAYMENT OF \$5,825.51 TO THE HENNEPIN COUNTY DEPARTMENT OF PUBLIC WORKS TO COVER OUR SHARE OF COST FOR STORM SEWER INSTALLATION ON COUNTY ROAD #18 BETWEEN COUNTY ROADS #70 AND #9 IN ACCORDANCE WITH OUR COOPERATIVE AGREEMENT, FROM THE STORM SEWER RESERVE FUND. Motion passed by a five aye roll call vote.

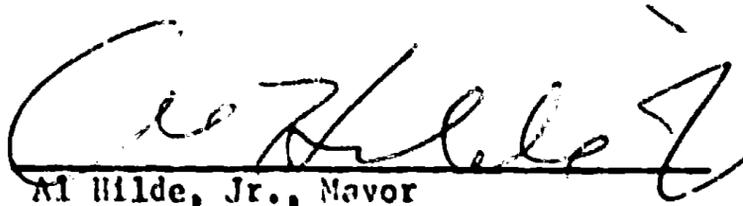
RESOLUTION 70-36
APPROVAL TO PAY
FOR SHARE OF
STORM SEWER

MOTION was made by Councilman Hintz, second by Councilman Johnson, to adopt RESOLUTION NO. 70-37, A RESOLUTION DIRECTING THE VILLAGE CLERK TO HAVE THE ASSESSMENT ROLL PREPARED ON THE STORM SEWER INSTALLATION ON COUNTY ROAD #18 BETWEEN COUNTY ROADS #70 AND #9 AND SET THE DATE OF MARCH 2, 1970 FOR A PUBLIC HEARING FOR SAID STORM SEWER. Motion passed by a five aye roll call vote.

RESOLUTION 70-37
PREPARATION OF
ASSESSMENT ROLL
& PUBLIC HEARING

MOTION was made by Councilman Hintz, second by Councilman Kindseth, to RESOLUTION 70-38 adopt RESOLUTION NO. 70-38, A RESOLUTION AMENDING RESOLUTION NO. 70-19 POLICE SALARY TO ADOPT SALARIES FOR THE POLICE DEPARTMENT AS PER REPORT OF JANUARY 19, 1970 WHICH IS ON FILE IN THE OFFICE OF THE VILLAGE CLERK. Motion passed by a five aye roll call vote.

MOTION was made by Councilman Johnson, second by Councilman Hintz, to adjourn the meeting at 12:15 P.M. Motion passed by a five aye roll call vote.



Al Hilde, Jr., Mayor

Attest:


Caroline J. Hanf, Deputy Clerk