

**MINUTES
SPECIAL COUNCIL MEETING**

May 12, 1976

A special meeting of the Plymouth City Council was called to order by Mayor Hilde at 7:35 P.M. in the Council Chambers of the Public Works Building, 14900 Twenty-third Avenue North, on May 12, 1975.

PRESENT: Mayor Hilde, Councilmen Neils (arrived at approximately 8:35 P.M.), Seibold and Spaeth, Manager Willis, Engineer Goldberg, Planner Dillerud, Attorney Lefler and Consulting Engineer Olson.

ABSENT: Councilman Hunt.

MINUTES

MOTION was made by Councilman Seibold, seconded by Councilman Spaeth, to approve the minutes of the April 28, 1975 special Council meeting. Motion carried, three ayes.

MINUTES - SPECIAL COUNCIL MEETING - APRIL 28, 1975

MOTION was made by Councilman Seibold, seconded by Councilman Spaeth, to approve the minutes of the May 5, 1975 regular Council meeting. Motion carried, three ayes.

MINUTES - REGULAR COUNCIL MEETING - MAY 5, 1975

PETITIONS, REQUESTS AND COMMUNICATIONS

Council received an application for Sunday Sale of Intoxicating Liquor License from Mr. Richard O. Nichols, dba Cyrano's Restaurant, Inc., 3005 Harbor Lane, which was recommended for approval.

APPLICATION FOR SUNDAY SALE OF INTOXICATING LIQUOR LICENSE - CYRANO'S Item 1

MOTION was made by Councilman Seibold, seconded by Councilman Spaeth, to adopt RESOLUTION NO. 242, A RESOLUTION APPROVING SUNDAY SALE OF INTOXICATING LIQUOR LICENSE FOR RICHARD O. NICHOLS, DBA CYRANO'S RESTAURANT, INC.

RESOLUTION NO. 242

Motion carried on a roll call vote, three ayes.

The Engineer stated that staff had investigated the costs involved relative to extending the sewer and water north of 45th Avenue along Larch Lane and they concur with the consulting engineer's recommendation that work shall be held off until the 1976 construction program.

SCHMIOT LAKE IMPROVEMENTS - PROJECT NO. 505 AWARD OF BIDS Item 2

MOTION was made by Councilman Seibold, seconded by Councilman Spaeth, to adopt RESOLUTION NO. 242-A, A RESOLUTION AWARING BIDS ON PROJECT NO. 505 TO

RESOLUTION NO. 242-A

NORTHDAL CONSTRUCTION, INC. OF MINNEAPOLIS, IN THE AMOUNT OF \$462,953.20 AND THE ALTERNATE BID IN THE AMOUNT OF \$3,400. TOTAL CONTRACT AMOUNTING TO \$466,353.20.

Motion carried on a roll call vote, three ayes.

MOTION was made by Mayor Hilde, seconded by Councilman Spaeth, that the Manager be directed to inform the petitioner that we are sorry but because of economic reasons and the inconvenience which would result in closing the road down for a long period of time, we cannot go ahead with construction this year but plan to include it in our construction program for 1976. Motion carried, three ayes.

The Engineer stated that the petitioner, Mr. Randy Cote, and the staff had met to determine the feasibility of building only Pilgrim Lane and the two westerly cul-de-sacs. Mr. Cote stated that he was in accord with this plan.

MOTION was made by Councilman Spaeth, seconded by Councilman Seibold, to adopt RESOLUTION NO. 242-B, A RESOLUTION ORDERING IMPROVEMENT AND PREPARATION OF PLANS AND SPECIFICATIONS - PROJECT NO. 509.

Motion carried on a roll call vote, three ayes.

Mr. Jim Olson, consulting engineer, presented additional information to the April 28th report re the water distribution system for southwest Plymouth. It was recommended that the storage reservoir be placed in the CIP now to alleviate a potential water pressure problem in this area.

Council discussed the need for the reservoir as to the timing.

MOTION was made by Mayor Hilde, seconded by Councilman Spaeth, that staff be directed to work the reservoir into the next CIP and possibly in 1976 or 1977. Motion carried, three ayes.

Councilman Seibold stated he wanted a positive reaction from Council to move the reservoir up on the 5-year CIP.

MOTION was made by Councilman Seibold, seconded by Councilman Spaeth, that Council would look favorably to move the water tower up into the 5-year CIP, possibly in 1976 or 1977 if the final analysis indicates this is possible. Motion carried, three ayes.

**MEDICINE RIDGE ADDITION
PROJECT NO. 509 (A-515)
Item 3**

RESOLUTION NO. 242-B

**ELWELL PROPERTY
Item 4**

MOTION was made by Mayor Hilde, seconded by Councilman Spaeth, that Lundgren Brothers Construction Company be informed that Council feels there is sufficient water supply to take care of their project. Motion carried, three ayes.

Councilman Spaeth stated he would like to see the reservoir scheduled for 1976 and installed by 1977 because he is concerned about low water pressure.

Manager Willis stated that a petition has been received from property owners on either side of East Medicine Lake Road between 36th Avenue and County Road 9 requesting vacation of East Medicine Lake Road between 36th Avenue and County Road 9. There will have to be an easement from the petitioner in order to utilize East Medicine Lake Road until Zachary Lane between 26th Avenue and County Road 9 is completed.

MOTION was made by Councilman Spaeth, seconded by Councilman Seibold, to adopt RESOLUTION NO. 243, A RESOLUTION CALLING FOR A PUBLIC HEARING TO BE HELD ON JUNE 2, 1975 AT 7:30 P.M. TO CONSIDER THE VACATION OF EAST MEDICINE LAKE ROAD BETWEEN 36TH AVENUE NORTH AND COUNTY ROAD 9.

Motion carried on a roll call vote, three ayes.

Councilman Neils arrived at 8:35 P.M.

Manager Willis stated that since the April 7th council meeting, staff has met with representatives of the Hennepin County Park Reserve District to clarify and resolve questions regarding special assessments on property which may be acquired for the proposed park. He recommended that Council accept the manner in which staff has agreed to handle special assessments on property to be acquired and that Council schedule a public hearing to consider an amendment to the City's Guide Plan to provide for the proposed regional park.

MOTION was made by Councilman Spaeth, seconded by Councilman Neils, to adopt RESOLUTION NO. 244, A RESOLUTION CALLING FOR A PUBLIC HEARING TO BE HELD ON JUNE 9, AT 7:30 P.M. AT ARMSTRONG HIGH SCHOOL.

Motion carried on a roll call vote, four ayes.

**VACATION OF EAST MEDICINE
LAKE ROAD FROM 36TH
AVENUE TO COUNTY ROAD 9
Item 5**

RESOLUTION NO. 243

**HENNEPIN COUNTY PARK
RESERVE DISTRICT
Item 6**

RESOLUTION NO. 244

As part of the overall review by the traffic engineer, the Engineer recommended that stop signs be placed on Windemere Curve at Pineview Lane.

MOTION was made by Councilman Spaeth, seconded by Councilman Neils, to adopt RESOLUTION NO. 245, A RESOLUTION INSTRUCTING THE CITY ENGINEER TO INSTALL STOP SIGNS ON THE EAST AND WEST SIDE OF WINDEMERE CURVE AT PINEVIEW LANE.

Motion carried on a roll call vote, four ayes.

The Engineer stated that because an easement document cannot be negotiated with the property owner, condemnation proceedings are recommended.

MOTION was made by Councilman Spaeth, seconded by Councilman Seibold, to adopt RESOLUTION NO. 246, A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO COMMENCE CONDEMNATION PROCEEDINGS FOR STORM DRAINAGE EASEMENT ALONG THE SOUTH AND EAST SIDES OF LOT 13, BLOCK 3, ELMHURST GARDENS ADDITION - PUBLIC IMPROVEMENT PROJECT NO. 406.

Motion carried on a roll call vote, four ayes.

Manager Willis explained that Plymouth at the present time is a "dependent" user and that our public safety dispatching is handled through the Hennepin County Sheriff's office. He also suggested the desirability of a joint effort among all jurisdictions in Hennepin County to evaluate and plan details of a coordinated communications system or systems within the County.

MOTION was made by Councilman Neils, seconded by Councilman Seibold, to adopt RESOLUTION NO. 247, A RESOLUTION AUTHORIZING PARTICIPATION IN PLANNING COUNTY-WIDE PUBLIC SAFETY COMMUNICATIONS SYSTEM.

Motion carried on a roll call vote, four ayes.

Manager Willis stated that a letter of thanks had been received from Bass Lake Improvement Association for the help they received during the fish kill at Bass Lake. The letter also requested additional assistance in the future, if required. Manager Willis asked that Council give guidance to this matter.

MOTION was made by Councilman Neils, seconded by Councilman Spaeth, that in the event of a major

RESOLUTION NO. 245

STORM SEWER PROBLEM -
PROJECT 406
Item 8

RESOLUTION NO. 246

PUBLIC SAFETY COMMUNICA-
TIONS SYSTEMS PLANNING
IN HENNEPIN COUNTY
Item 9

RESOLUTION NO. 247

BASS LAKE FISH REMOVAL
Item 10

fish kill and accumulations of dead fish on shorelines deemed to be beyond the scope of local responsibility, that staff be empowered to assist with similar hauling services when there is neighborhood participation in assistance.

Motion carried, four ayes.

Councilman Seibold reported on his meeting with the Advisory Committee on Transit on April 1975. He asked that Council review a memorandum dealing with the Model Code for Transit Impact Analysis for comment. General discussion followed.

ADVISORY COMMITTEE ON
TRANSIT -
Item 11

MOTION was made by Mayor Hilde, seconded by Councilman Spaeth, that staff be directed to develop a motion which would have the effect of directing staff and the Planning Commission to begin the type of transit plan we have been talking about so we can have on our Guide Plan Map these indications as to where now and where in the future our citizens will benefit from transit. Then bring it back to us.

Motion carried, four ayes.

MOTION was made by Councilman Neils, seconded by Councilman Spaeth, to direct Councilman Seibold to respond Wednesday night at the meeting of the Advisory Committee on Transit along the lines discussed by Council; also that Manager Willis prepare a resolution for Council action to forward to the Metropolitan Council, MTC and the Advisory Committee on Transit and present same at the May 19th Council meeting for approval.

Motion carried, four ayes.

Mayor Hilde stated that he felt we should wait on a formal resolution until we get more information and direct staff to work out all of the plans for our approval.

The Annual Association Meeting scheduled for Thursday, May 22 at the Ramada Inn, was discussed. Reservations are to be made by May 20. Councilman Neils stated he felt someone should attend. Mayor Hilde advised that Council would decide on this item next Monday night.

ASSOCIATION OF METROPOLI-
TAN MUNICIPALITIES -
ANNUAL MEETING
Item 12

Planer Dillerud explained to Council why this effort is being made to review and redraft the Zoning Ordinance. He stated that there should

REVIEW PROPOSED ZONING
ORDINANCE
Item 13

There was no detailed discussion at this meeting but questions should be referred to a sub-committee to work out proper language and then bring it back. Mr. Jim Threinen, Planning Commission representative, explained that this was not intended to be the ordinance that was to go to the hearing but did not feel they wanted to go to any finer detail until sure that Council agreed with their concepts. These are concepts primarily and they would like Council's reaction to the concepts within.

Discussion of this subject will be continued at the next special meeting tomorrow night with Mr. Francis D. Hagen, Planning Commission representative, in attendance.

Mayor Hilde adjourned the meeting at 10:45 P.M.

LaVonne D. Carlson

LaVonne D. Carlson
Secretary to Council