

Pursuant to due call and notice thereof, a regular meeting was duly held at the City Hall, 7516 80th Street South, on the 2nd day of August, 1978 at 7:30 o'clock P.M.

The following members were present: Mayor Peterson
Councilman Hammero
Councilman Amundson
Councilman Denzer
Councilman McHattie

And the following were absent: None.

Mayor Peterson presided at the meeting.

The minutes of the July 19, 1978 regular meeting were reviewed. There being no additions or corrections, the minutes were approved as mailed.

The minutes of the July 27, 1978 special meeting were reviewed. There being no additions or corrections, the minutes were approved as mailed.

The Clerk presented an affidavit showing publication in the official newspaper of the Notice of Hearing to be held on this date and at this time with respect to the application of the Minnesota Rehabilitation Association for an "On Sale" temporary malt liquor license, which affidavit was examined, approved and ordered placed on file in the office of the City Clerk.

The Clerk then read aloud the Notice of Hearing.

The Mayor then opened the hearing for consideration of any comments or objections. There being none, motion that the application of the Minnesota Rehabilitation Association for a temporary "On Sale" malt liquor license for August 18, 19, and 20, 1978 at the East Cottage Grove ball fields be approved, made by Councilman McHattie, Seconded by Councilman Denzer. Carried 4 ayes, 1 nay. Councilman Amundson voting nay.

The Clerk presented an affidavit showing publication in the official newspaper of the Notice of Hearing to be held on this date and at this time with respect to the application of the Cottage Grove Jaycees for an "On Sale" temporary malt liquor license, which affidavit was examined, approved and ordered placed on file in the office of the City Clerk.

The Clerk then read aloud the Notice of Hearing.

The Mayor then opened the hearing for consideration of any comments or objections. There being none, motion that the application of the Cottage Grove Jaycees for a temporary "On Sale" malt liquor license for August 22, 1978 at the Majestic Ballroom parking lot be approved, made by Councilman Hammero. Seconded by Councilman McHattie. Carried 4 ayes, 1 nay. Councilman Amundson voting nay.

The Council reviewed the application of Secure Properties, Inc. for a conditional use permit to operate a gravel pit.

Councilman Denzer introduced the following resolution and moved for its adoption:

31614

RESOLUTION NO. 78-85

RESOLUTION GRANTING TEMPORARY CONDITIONAL USE PERMIT TO
SECURE PROPERTIES, INC. FOR COMMERCIAL EXCAVATION

WHEREAS, Secure Properties, Inc. has made application for a conditional use permit to conduct a commercial gravel excavation business on property not zoned for commercial excavation; and

WHEREAS, the Planning and Zoning Commission of the City of Cottage Grove has made an inspection of said site and recommended denial of said application unless certain conditions have been corrected in the excavation pit; and

WHEREAS, the planning staff of the City of Cottage Grove has reviewed and inspected said gravel pit on August 1, 1978 and has reported to this Council that the previously uncorrected conditions have now been corrected,

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the application by Secure Properties, Inc. for a conditional use permit to conduct a commercial gravel excavation business upon lands not zoned for commercial excavation, said lands being identified as the Northeast Quarter of the Northwest Quarter of Section Eight (8), Township Twenty-Seven (27), Range Twenty-One (21), Washington County, Minnesota, shall be, and the same hereby is, approved, subject to the hereinafter stated conditions:

1. The grass that has been seeded shall be maintained in a manner so as to keep it alive and growing.
2. The applicant shall maintain the trees that have previously been planted in a manner such that they remain alive and shall replace any trees that die.
3. That the applicant shall closely adhere to the reclamation plan that has been previously filed with the City and approved by this Council; and

BE IT FURTHER RESOLVED, that this permit is temporary in nature and for a period of one (1) year from the date hereof, and is subject to the following conditions and may be revoked for failure to comply with said conditions:

1. By August 16, 1978, the north and east face of the northeast corner of the pit shall be sloped in order that no over-hangs exist and that the working faces of the slopes do not slide due to their own weight. In addition, all areas of the pit not being actively worked, shall be sloped to a 3 to 1 ratio.

2. By October 1, 1978, the area around the NSP pole which has been graded to a 3 to 1 slope, shall be stabilized with black dirt and seeding. Said reclamation shall be in accordance with the recommendations of the Washington County Soil Conservation Service as specified in their report.

3. Prior to the excavation operation shutting down for the winter season, all slopes shall be stabilized to avoid erosion and sliding. The committee recommends that a 3 to 1 ratio be used for stabilization; and

BE IT FURTHER RESOLVED, that violation of any conditions or provisions of this permit shall be deemed a misdemeanor violation of the City Code with a conviction thereof subjecting the operator to a fine of up to \$500.00 and/or imprisonment for up to 90 days.

Passed this 2nd day of August, 1978.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman Amundson. Upon vote being taken thereon, the following voted in favor thereof: Councilman Denzer, Councilman Amundson, Councilman McHattie, Councilman Hammero, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

Staff was directed to place the aforementioned matter on the council agenda of August 16, 1978, and on the agenda of the first regular council meeting of October, 1978.

The Jaeger Gravel and Construction Company's gravel operators license was reviewed. No action taken.

Motion that the following license applications be approved:

1. Raun Construction Company - General Contractor
2. Four Seasons Sheetmetal, Inc. - Heating Contractor
3. Centraire, Inc. - Heating Contractor
4. Cottage Grove Community Club - Dance Permit 8/19/78
5. Cottage Grove Jaycees - Bingo License 8/27/78

made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

Councilman Hammero introduced the following ordinance and moved for its adoption:

ORDINANCE NO. 287

AN ORDINANCE FOR THE CITY OF COTTAGE GROVE, AMENDING THE CITY CODE WITH RESPECT TO HOURS OF SALE OF ALCOHOLIC BEVERAGES

The City Council of the City of Cottage Grove, Minnesota does ordain as follows:

Section 1. Amendment: The "Code of the City of Cottage Grove, Minnesota" shall be amended by amending "Chapter 3, Article II, Division 1, Sec. 3 - 7." to read as follows:

Section 3 - 7. Hours of sale.

No sale of intoxicating liquor shall be made after 1:00 A.M. on Sunday, nor until 8:00 A.M. on Monday, nor between the hours of 1:00 A.M. and 8:00 P.M. on the day of any statewide election, except that wine may be sold "on-sale" on Sunday. No "on-sale" shall be made between the hours of 1:00 A.M. and 8:00 A.M. on any weekday. No "off-sale" shall be made before 8:00 A.M. or after 10:00 P.M. of any day. No "off-sale" shall be made on New Year's Day, January 1; Independence Day, July 4; Thanksgiving Day; or Christmas Day, December 25; but on the evening preceding such days, "off-sales" may be made until 10:00 P.M., except that no "off-sale" shall be made on December 24 after 8:00 P.M.

Establishments who have "On-Sale Sunday" licenses may serve intoxicating liquor between the hours of 12:00 noon and 12:00 midnight on Sundays in conjunction with the serving of food.

SECTION 2. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed this 2nd day of August, 1978.

The motion for the adoption of the foregoing ordinance was duly seconded by Councilman Hammero. Upon vote being taken thereon, the following voted in favor thereof: Councilman Hammero, Councilman McHattie, Councilman Denzer, and Mayor Peterson. The following voted against the same: Councilman Amundson. Whereupon said ordinance was duly declared passed.

The council reviewed a request from the Planner to designate Jamaca Avenue South for federal aid urban designation.

Councilman Denzer introduced the following resolution and moved for its adoption:

RESOLUTION NO. 78-86

RESOLUTION REQUESTING REDESIGNATION UNDER THE 1976
FUNCTIONAL CLASSIFICATION PLAN OF A CITY STREET

WHEREAS, the City has received the 1976 Functional Classification Plan for streets in the City of Cottage Grove, which was prepared by the Minnesota Department of Transportation Bureau of Policy & Planning, and

WHEREAS, on said map, it is indicated that a certain street be classified as Urban Collector, now

THEREFORE, BE IT RESOLVED, by the City Council of the City of Cottage Grove, County of Washington, State of Minnesota, that it hereby petitions the Transportation Advisory Board to reconsider the designation of the unimproved portion of Jamaca Avenue South from 80th Street South northerly to 70th Street South in said city from an Urban Collector Street to a Minor Arterial Street, and that said unimproved street be included on the city's F.A.U. system, and

BE IT FURTHER RESOLVED, that the City Administrator is hereby directed to forward a copy of this resolution to the Transportation Advisory Board.

Passed this 2nd day of August, 1978.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman McHattie. Upon vote being taken thereon, the following voted in favor thereof: Councilman Denzer, Councilman McHattie, Councilman Amundson, Councilman Hammero, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

The Council reviewed the U.S. Postal Services building plans. Motion that the Council support the Planning Department's recommendations that the U.S. Postal Service meet all city ordinances in regard to their site plan, and that a letter be sent to the necessary governmental officials made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

The City Planner gave a brief report regarding the application of Minnesota Mining and Manufacturing Company for a conditional use permit to operate a temporary land fill. No action taken.

Motion that Fred Gibson be appointed to the Board of Directors of the South Washington County Youth Service Bureau as a representative of the City of Cottage Grove made by Councilman Denzer. Seconded by Councilman McHattie. Carried viva voce.

Motion that Rose March be appointed to the position of Secretary to the Administrator at a starting salary of \$760.00 per month, and that said employee be subject to the six-month probationary period made by Councilman Denzer. Seconded by Councilman McHattie. Carried viva voce.

Motion that Ronald Uhe be appointed as Finance Director at an annual starting salary of \$17,000.00, and that said employee be subject to the six-month probationary period made by Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

Motion that Gary Brown be appointed as Civil Defense Director for the City made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

Motion that Valerie Tweet be appointed to the permanent position of Secretary at the Youth Service Bureau, made by Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

Motion that Thomas Peichel be appointed to the permanent position of individual counselor at the Youth Service Bureau made by Councilman Hammero. Seconded by Councilman Amundson. Carried viva voce.

Motion that the Council direct the Engineer to prepare a preliminary study for the installation of a street light on Point Douglas Road South near Harry T. Sheldon's Restaurant made by Councilman Amundson. Seconded by Councilman Hammero. Carried viva voce.

Councilman Amundson introduced the following resolution and moved for its adoption:

RESOLUTION NO. 78-87

RESOLUTION ACCEPTING WORK AND AUTHORIZING FINAL PAYMENT
FOR THE CONSTRUCTION OF THE JAMACA AVENUE RAILROAD BRIDGE

WHEREAS, pursuant to a written contract signed with the City of Cottage Grove, H. S. Dresser & Son, Inc. has satisfactorily completed the construction of the Jamaca Avenue Railroad Bridge in accordance with such contract, now

THEREFORE, BE IT RESOLVED, by the Council of the City of Cottage Grove, County of Washington, State of Minnesota, that the work completed under said contract is hereby accepted and approved, and

BE IT FURTHER RESOLVED, that the City Clerk and Mayor are hereby directed to issue a proper order for the final payment of such contract in the amount of \$2,000.00.

Passed this 2nd day of August, 1978.

The motion for the adoption of the foregoing resolution was duly seconded by Councilman McHattie: Upon vote being taken thereon, the following voted in favor

thereof: Councilman Amundson, Councilman McHattie, Councilman Denzer, Councilman Hammero, and Mayor Peterson. The following voted against the same: None. Whereupon said resolution was duly declared passed and adopted.

Motion that the approval for the advertising for 4 C.E.T.A. positions be tabled made by Councilman Amundson. Seconded by Councilman Hammero. Carried 3 ayes, 2 nays. Councilman McHattie and Mayor Peterson voting nay.

Motion that the bills as presented be allowed made by Councilman Amundson. Seconded by Councilman Denzer. Carried viva voce.

Motion that the Council authorize the purchase of a water tank and associated equipment for the Fire Department tank truck at a total cost of \$3,286.00 made by Councilman Amundson. Seconded by Councilman McHattie. Carried viva voce.

Mayor Petersen set a special council meeting for August 15, 1978 at 7:30 P.M. to discuss the Public Safety Department's budget.

The Council discussed the subject regarding providing affordable housing in the City. No action taken.

Ms. Barbara Blaeser appeared before the Council, and presented to them a petition for flashing lights and reduced speed limit at the school crossings at Grove Elementary School. Said petition was received and ordered placed on file in the office of the City Clerk.

Motion that the meeting be adjourned made by Councilman Denzer. Seconded by Councilman McHattie. Carried viva voce.

Meeting adjourned at 10:07 P.M.

Respectfully submitted,

Carl F. Meissner
Carl F. Meissner
Clerk Administrator

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG 11 1978

Jean Anderson Howe
Secretary of State

#31614
O.D.

#31614
O.D.