



City Council Meeting – 6:00 p.m.
Tuesday, May 20, 2014
Lakeland City Hall

-
- | | | |
|-----|---|--------------------------------|
| 1. | CALL TO ORDER | Bob Livingston |
| 2. | PLEDGE OF ALLEGIANCE | Bob Livingston |
| 3. | CONSENT AGENDA – Items defined as routine business not requiring discussion and approved by roll call vote. Items may be pulled from the Consent Agenda for discussion and/or separate action. | Bob Livingston |
| 4. | LAW ENFORCEMENT REPORT | Amy Williams
Deputy Sheriff |
| 5. | PETITIONS TO THE COUNCIL – Items requested to be placed on the Agenda from the public or from the floor. | Bob Livingston |
| 6. | WASHINGTON CONSERVATION DISTRICT / WMO
Quixote Avenue North Drainage and Water Quality Feasibility Project | Mike Isensee
Matt Kline |
| 7. | CITY STAFF REPORTS
- Attorney
- City Clerk
- Spring Clean Up
- Recycling Update
- Public Works Director
- Automatic Bill Payment
- Dehumidifier/Plant 1
- Frozen Watermain in LSCB
- Treasurer | |
| 8. | COUNCIL MEMBER REPORT/Bednar | Asia Bednar |
| 9. | COUNCIL MEMBER REPORT/Glasgow | Richard Glasgow |
| 10. | COUNCIL MEMBER REPORT/Williams | Amy Williams |
| 11. | COUNCIL MEMBER REPORT/Paiement
- Personnel Committee Recommendation –
Public Works Director Evaluation / Increase | Joe Paiement |
| 12. | MAYOR’S REPORT | Bob Livingston |
| 13. | ADJOURN | Bob Livingston |

CONSENT AGENDA

CONSENT AGENDA ITEMS are defined as routine business not requiring discussion or approval by roll call vote. Members may elect to pull Consent Agenda item(s) for discussion and/or separate action.

- A. Minutes of the April 15, 2014 Regular City Council meeting
- B. Treasurer’s Report
- C. Bills to be Approved
- D. Animal Humane Society Contract for 2014
- E. Skid Steer Rental

CITY COUNCIL MEETING
Tuesday, April 15, 2014

CITY COUNCIL PRESENT: Bob Livingston, Asia Bednar, Richard Glasgow, Joe Paiement, Amy Williams

STAFF PRESENT: Chris Wallberg, Matt Kline, Steve Iverson, Tom Niedzwiecki, Chris Johnson

OTHERS PRESENT: Jeri Ryan, Chris White, Deputy Nick Sullivan, Leah Stanton

1. **CALL TO ORDER** by Mayor Livingston at 6:02 p.m.
2. **PLEDGE OF ALLEGIENCE** *was recited.*
3. **CONSENT AGENDA – M/S/P(Glasgow/Bednar) to approve the Consent Agenda. Passed Unanimously.**
 - A. Minutes of the March 18, 2014 & March 25, 2014 Regular City Council meeting
 - B. Treasurer's Report
 - C. Bills to be Approved
 - D. Transfer massage salon at 326 St. Croix Trail / Lakeland Village to new owner, Jianping Wan and change the business name to Sunny Spa
4. **LAW ENFORCEMENT REPORT – [Recorders Note: The Law Enforcement Report was postponed until after Item 6].** Deputy Sullivan stated there were 72 total incidents on the ICR. He stated two different residents called regarding an individual near Crocker Park who was breaking into cars and damaging property; the individual was apprehended. There was a family disturbance on 7th St Lane that resulted in a helicopter searching for female who was found and arrested. He added there was a huge house fire in Afton; the house burnt very fast and was a total loss; all occupants escaped safely. Livingston recognized the Deputies and Fire Department for their service. There was discussion regarding unused prescription drug drop off.
5. **PETITIONS TO THE COUNCIL – None.**
6. **2014 STREETS SEAL COAT & CRACKSEAL PROJECTS –** Kline stated bids were opened at City Hall on Wednesday, April 9, 2014. Bids were also opened for at Bayport's Street Project at that time. City Engineer, John Parotti, reviewed to make sure the bids were in working order. Staff recommended awarding the bids as outlined in the Engineer's memo, which include Allied Blacktop's bid of \$82,626.50 for seal coating; and Precision Sealcoating's bid of \$13,395.00 for crack sealing. He stated the bids came in \$12,000 under the estimated cost. He added \$21,000 was the estimated cost for engineering services and the actual cost was \$10,000. He stated the collective savings for the project was approximately \$27,500. **M/S/P(Bednar/Williams) to accept bids from Precision Sealcoating in the amount of \$82,626.50 for crack sealing and Allied Blacktop in the amount of \$13,395.00 for sealcoating.** There was discussion regarding when the 2014 Street Project would take place and it was determined that a schedule was not yet in place. Kline stated that spray patching will be utilized again to fill shallow pot holes which form due to seal coating breaking down. **Passed Unanimously.**
7. **YOUTH SERVICE BUREAU SERVICE AGREEMENT –** Wallberg introduced the Youth Service Bureau's request to enter into a service agreement with Lakeland. She stated the Youth Service Bureau has requested a \$6,300 contribution in 2014. She stated the 2013 service agreement contribution was \$5,000, with \$800 coming from Communications fund. Niedzwiecki confirmed \$5,000 was contributed in 2013, with \$4,200 coming from the General Fund and \$800 from Communications. Williams stated she feels the Youth Service Bureau provides a valuable service and is very important, but Lakeland's per capita contribution is not proportionate with larger neighboring communities. She stated she feels strongly that the contribution should not exceed \$5,000; she preferred to donate \$4,500 in 2013 as opposed to \$5,000. She would like the organization to thrive and is in favor of contributing, but feels contributions should be based on a per capita basis. Glasgow stated he agrees with Williams; Youth Service Bureau is asking for over 20% increase; he proposed a 5% increase limit. Livingston stated the Fire Department has automatic annual 5% increase. Williams stated she is not in favor of auto 5% increase for Youth Service Bureau contributions, as it is a discretionary contribution and is not comparable to the Fire Department. Bednar stated she would not be opposed to limiting the contribution increase to 5%, but is not in favor automatically increasing by 5% increase annually. Glasgow stated his intent is not for an automatic increase, but so YSB budgeting purposes; would like to make them aware the contribution will not exceed a 5% increase. Livingston suggested a report requirement indicating the number of service recipients to determine if contributions are proportionate. Williams stated she reviewed the numbers that were present in 2013 which indicated Stillwater contributed \$18,000 and Lakeland

contributed \$5,000; when the number of service recipients is taken into consideration, the contributions are extremely disproportionate. Bednar stated she would be comfortable with a contribution \$5,000 in 2014. Williams agreed that \$5,000 would be appropriate. Glasgow stated the desire to include a 5% increase limit. Williams stated opposition to the 5% increase limit and did not want to shackle future councils with that caveat. Bednar suggested YSB could be informed not to request more than a 5% increase in the future. Livingston stated the desire to communicate increased contribution requests must be within reason. Williams stated that message would be conveyed if the contribution were not increased in 2014. She added she does not want the YSB to get the impression that if their service use increases and that contribution will not increase proportionately. **M/S/P(Paiement/Williams) to enter into an amended 2014 Service Agreement with Youth Service Bureau including a contribution of \$5,000. Passed Unanimously.**

8. STAFF REPORT

Attorney – Chris Johnson reported the Youth Service Bureau contract was reviewed along with a couple other items from the previous meeting. The draft letter to Senator Katie Sieben regarding Bill SF 2272 was discussed. Livingston stated the draft had been distributed and questioned if the Council had input it wished to include in the letter. Williams stated had communicated with Dave Snyder regarding SF 2272 and provided him with an update. She added there is a funding component that was not heard by the Finance Committee and the bill is dead for the current session; she still would like the letter to be sent. Glasgow stated the letter expressed his sentiments exactly. Livingston stated approval of the letter and he felt the letter expressed the sentiments of the Council. Paiement questioned why the bill was not brought to the attention of municipalities prior to going to legislature. Williams stated St. Croix Valley River Association approached Senator Sieben because of concerns with development on the bluff; Senator Sieben also received input from a member of the Afton City Council and a member of the Lakeland Planning Commission, which led her to believe she had received adequate input from municipalities. Craig Johnson, a lobbyist for The League of Minnesota Cities, informed her the bill was being actively tracked and the League was surprised the bill became relevant so quickly. The language of the bill changed the day it was heard in the Local Municipal Government Committee. Senator Sieben does not represent Lakeland's district; Afton is part of her district and are in favor of the Bill. Glasgow stated he sent Senator Sieben at data practices request, as a private citizen. He was informed that Senators and House Representatives are exempt from data practices. Chris White requested the letter be posted on the website. The Council agreed the letter could be posted to the website. **M/S/P(Williams/Paiement) to authorize the Mayor to send the draft letter concerning Bill SF2272 to State Representatives. Passed Unanimously.**

City Clerk – Wallberg stated the Lakeland/Lakeland Shores Spring Clean Up would take place on May 3, 2014. She stated scrap metal as well as residential types of rubbish could be disposed of; no garbage or hazardous waste would be accepted. She encouraged City Council members of both communities to attend. She stated there would be no electronic waste collection this year; flyers for the County Environmental Center will be distributed. She stated the delivery of new recycling containers would take place on April 26; new containers would be distributed to every residential property. She stated Maroney's Sanitation was willing to dispose of the old blue recycling carts at spring cleanup for a \$3 charge; residents also have the option of contacting their refuse hauler to dispose of the old carts. Residents also have the option of keeping their old carts but they could no longer be used for recycling collection. She stated pick up of recycling materials would switch to every other Wednesday, with the first pickup taking place on May 7, 2014. An informational packet would be available in the container at the time of delivery. She stated the last dual stream pickup will be April 24, 2014. She stated there will be no more sorting and will be very simple due to the switch to single-stream recycling. Maroney's Sanitation will be charging \$4.50 for pickup of the old carts if residents are unable to bring them to the Spring Clean Up. Wallberg stated the City was contacted by County regarding tax-forfeited land to gauge Lakeland's interested in absorbing it; Staff does not feel it is of value to acquire the land. The City has absorbed forfeited land in the past. There was discussion and consensus of the Council to not obtain the land.

Public Works Director – Kline stated the City Council requested more information regarding the purchase of a skid steer. He stated the State contract price point is around \$35,000, which is about \$6,000 less than the normal retail price. He stated he contacted US bank regarding a three to five year loan, with interest ranging from 2.25% to 2.75%. He stated he is seeking approval to purchase a skid steer. Williams stated she is against the purchase of a skid steer; she added a skid steer could be rented for \$1,100 per week. Glasgow stated he would hold comments on the purchase of skid steer until a decision is made on Lakeland's future in snow removal; he suggested a workshop to examine snowplowing; feels a skid steer would be useful if snowplowing was continued. Livingston is not in favor of dropping snowplowing at this time. Williams does not feel that the outlined uses listed are viable to validate the purchase. Bednar stated she feels most of events do not necessitate the purchase of a skid steer. Williams, Bednar,

and Paiement stated they are not in favor of purchasing a skid steer. Glasgow stated he is not ready to make a decision until the future of snow plowing has been decided. Kline stated the river is projected to crest 683.5 feet, which is 2 to 3 feet below flood stage. The projections usually are correct, so no flooding is expected this year. Sentence to Serve will be cleaning and removing dead materials in medians and roundabouts on April 26. He reported a water main broke the previous night, which was highly unusual due to the water main being composed of ductile iron that is only 30-years old. He stated the main froze causing a 4-foot crack; approximately 1,000 gallons per minute was being spilled; Capra Utilities was hired to fix the main; ice chunks were jettied out of the main. The Water Utility tested some other dead end mains that were a concern and only one is still frozen. He stated he does not expect other frozen lines will burst. Kline stated that Lake St. Croix Beach is responsible for expenses related to the water main break that took place in their system.

Treasurer – Niedzwiecki reported he examined the General Fund and everything is in good standing.

Zoning – None.

9. **COUNCIL MEMBER REPORT/** Bednar reported she contacted Kline and former Mayor Craggs about bike trail improvements; she is also in the process of looking into grants. She stated she is waiting for drawings on the new structure for Humphries Park and she will be working with Kline to place the structure. She stated pleasure with the high usage of the new equipment at Crocker Park.
10. **COUNCIL MEMBER REPORT/** Glasgow reported there were 32 total calls to the LSCV Fire Department in March; 8 calls in Lakeland. The LSCV Fire Department is looking at hiring a full time Fire Fighter; the 2013 year-end financials were completed. He stated the Alliance is considering touring the Eureka Recycling Center. There was discussion regarding placing the Al Bergevin plaque at Crocker Park.
11. **COUNCIL MEMBER REPORT/** Williams reported there was no Planning Commission meeting and no Personnel Committee meeting in March. She stated she finished the Washington County Sheriff's Department Citizens Academy 8 week program; another academy will take place and is open to everyone. She stated she has received communication from residents concerning speeds on St. Croix Trail, particularly concerning yielding to citizens in cross walks. She contacted Andy Gitzloff of the Washington County Transportation Department about placing additional signage; also will remind Deputies to enforce. She stated the Gateway Corridor Commission is doing scoping and citizens can provide input via their website or through her. She added Gateway is in the process of organizing a trip to Los Angeles to view the bus rapid transit system.
12. **COUNCIL MEMBER REPORT/** Paiement reiterated there was not Personnel Committee meeting but he desired to address two Personnel issues. The first is the evaluation of Matt Kline which he hopes to accomplish in the near future. The second item was the status of a recommendation to Council on Zoning Administration. He stated the Committee is seeking to evaluate the River District to set objective goals moving forward. He stated he would like to have criteria and a goal for future homeowners regarding what the River District should look like. He suggested a task force or committee, possibly including other river communities, to formulate a cohesive plan for the future. He stated he feels this is an issue that needs to be examined by the Council and may not be within the scope of the Personnel Committee. Arranging a workshop to examine the matter was discussed. Glasgow stated that Commissioner Kreisel intended to explore facilitating a meeting with stakeholders including communities and the DNR.
13. **MAYOR'S REPORT/** Livingston reported he is working with multiple agencies regarding phosphorous pollution in the river. He stated he would like to examine possible changes to the Personnel Committee and how the Council intends to address Zoning Administration. He stated he would like to see a detailed cost benefit analysis on Zoning Administration. He stated he does not consider hiring a full-time Zoning Administrator for \$70,000 per year to be financially sound. He stated he was in favor of continuing with the use of Zoning Administration consultants. Williams stated she has information on the Zoning Administration issue to share with the Council and she would like to present it at a workshop but may have scheduling conflicts in May. It was confirmed that the second meeting with the DNR will take place on May 13. The meeting will be a continuation of the first meeting. Williams stated she was disappointed to see Bill SF2272 come forward after the first meeting and will not attend on May 13th because she does not feel it was a good use of her time.

14. ADJOURN – M/S/P (Bednar/Williams) to adjourn meeting at 7:15 p.m. Passed unanimously.

Bob Livingston, Mayor

Steve Iverson, Deputy Clerk/Recorder

Animal Humane Society
and
City of Lakeland, MN

**Letter of Understanding for Impound Housing Services
2014**

1. The Animal Humane Society (AHS) agrees to provide the following services:
 - a. Housing for stray or abandoned animals that are retrieved or legally seized by your municipality's community service officer (CSO) or designated animal control officer (ACO), or for stray animals that are brought into the shelter by a citizen and verbal permission is given by your agency via phone for intake. Housing includes kennel space, daily cleaning, food and water.
 - b. Herd management vaccination following our standard vaccination protocols, as well as medically necessary and/or emergency care for sick or injured animals impounded during regular business hours.
 - c. Euthanasia services as deemed necessary by an AHS veterinarian. These services may be provided at the end of the legally required holding period or in the case of a medical situation that requires immediate euthanasia.
 - d. Adoption services as deemed appropriate by AHS veterinary staff. The animals will be evaluated for these services at the end of the legally required holding period.
 - e. Euthanasia services and body disposal as deemed appropriate by AHS veterinary staff. The animals will be evaluated for these services at the end of the legally required holding period.
 - f. Provide animal rabies quarantine or diagnostic service for stray felines or canines that have bitten a person.
 - g. Hold animal for the legally required stray holding period: 5 days in MN, 7 Days in WI or until reclaimed by owner within this holding period.
 - h. AHS may perform sterilization and release of stray cats who are unclaimed at the end of the holding period and deemed suitable to be returned to the outdoors to live independently,
 - i. Charge a reclaim fee of \$100 on behalf of the City of Lakeland, which will then be credited to the quarterly invoice. Invoices ending in a balance credit will be paid out at the end of each billing cycle rather than rolling over into the next quarter.
 - j. If Euthanasia is conducted, AHS will comply with call applicable notice requirements and laws.
 - k. Adhere to state laws and local ordinances that apply to the handling of stray or abandoned animals and the seizure and return of animals to their owners.

2. AHS expectations:
 - a. The AHS is not responsible for sick or injured animals that are left after hours. Outside treatment must be sought for these animals by the animal control officer or community service officer prior to leaving the animals at the AHS facility when veterinary staff members are not on duty.

Buffalo Coon Rapids * Golden Valley * St. Paul * Woodbury

- b. AHS has the sole authority to disposition all animals that have not been reclaimed upon the expiration of the legally designated holding period.
 - c. AHS will not accept feral cats seized under municipal authority by your municipality's CSO or ACO.
3. The *City of Lakeland* agrees to:
- a. Adhere to the drop off procedure set forth by the AHS including animal housing at the shelter and paperwork. Drop off procedures and paperwork training for community service or animal control officers will be provided.
 - b. Adhere to state laws and local ordinances that apply to the handling of stray or abandoned animals and the seizure and return of animals to their owners.
 - c. Direct citizens where to take stray animals when not receiving permission for impoundment at the AHS.
 - d. Seek care for injured or sick animals prior to drop off in the event that it is after hours and/or AHS veterinary staff is not on duty.
 - e. Pay the designated fees for each animal cared for from your municipality. AHS will charge a standard stray holding fee of \$135 per canine or feline and a \$41 fee per "other" domestic animals (rabbits, guinea pigs, birds etc.) not reclaimed by its owner. AHS will charge a \$10 administrative/processing fee to the municipality for each animal reclaimed by its owner in place of the stray holding fee. In these instances AHS will charge the owner reclaim fees. Fees for animals seized by the municipality (such as rabies quarantine) may vary due to the differing nature of their holding periods and services required.
 - f. Allow and support the release of sterilized felines back to the community, if unclaimed and deemed able to live outdoors independently. Such felines will be ear-tipped and, as such, ear-tipped felines will not be impounded in the future.
 - g. Adhere to building access rules and ensure that the service access door is closed and locked after use in an after hours drop off.
 - h. Ensure that the municipality's CSO/ACO uses his/her discretion in the field as to whether or not to impound an animal. AHS is not responsible for those decisions.
 - i. Be available to members of your community to resolve their concerns related to the actions of your ACO/CSO officers and your municipality's procedures, policies and requirements.
 - J. Release AHS from all liability of claims resulting from or related to providing impound housing services. The *City of Lakeland* accepts responsibility for the CSO/ACO while in the course of impounding animals at AHS.
4. Administration
- a. AHS will bill the municipality at the end of each quarter on a fiscal calendar year. Billing will be mailed in the first month following the end of the quarter. Payment is expected within 30 days of receipt of billing.
 - b. AHS will assign a contact person who should be contacted in the event of any problems, concerns or to receive feedback regarding the program.
 - c. Any billing disputes must be raised within 10 days of receipt of billing.

Buffalo Coon Rapids * Golden Valley * St. Paul * Woodbury

This agreement is based on a one year commitment, which is renewed annually from the date your administrator signs the agreement below. The agreement can be ended at anytime by either party with a 30 day written notice.

This agreement is entered into on the _____ day of _____, 2014 by

Janelle Dixon, President &
CEO Animal Humane Society

Robert Livingston, Mayor

Buffalo Coon Rapids * Golden Valley * St. Paul * Woodbury

Telephone 763 522 4325
www.animalhumanesociety.org



Public Works

690 Quinnell Avenue North
Lakeland, MN 55043-9463
Voice: (651) 436-8044
Fax: (651) 436-3949
E-mail: lakelandwater@comcast.net

To: Lakeland City Council
From: Matt Kline | Director of Public Works
Date: May 12, 2014
RE: Skid Steer Rental Agreement

During last month's workshop, the city council indicated that they were not willing to currently spend funds on a new skid steer when the city had the capability of renting one on a weekly basis. The city has currently been using an employee's skid steer for all of the aspects outlined in the memo from last month's workshop. The employee has indicated that he is willing to keep the skid steer at the public works shop and allow us to use the machine on an ongoing basis in exchange for a rental fee of \$200 per month. Total cost for a year's rent would be \$2,400.

I've attached the rental agreement which has been vetted by the city attorney. Staff is recommending that the city agree to the skid steer rental and also include retroactive pay from January 1st, 2014 in the amount of \$200 per month. The skid steer has been used by the city since September 2013 and the retroactive pay would be in lieu of that useage.

Draft

SKID STEER RENTAL AGREEMENT

This Equipment Rental Agreement (“Agreement”) is effective as of the date of last signature (“Effective Date”), and is made between Rick Regnier (Owner) and the City of Lakeland (Renter). Owner and Renter are hereinafter collectively referred to as “Parties”.

Owner rents to Renter and Renter rents from Owner, subject to the terms and conditions of this Agreement:

Gehl Skid Steer (“Equipment”).

1. Term. This Agreement shall commence on the Effective Date and remain in full force and effect until Equipment is returned to Owner. Renter shall return the Equipment on January 1st, 2015, unless terminated earlier consistent with the terms herein (the “Return Date”). This Agreement may be renewed on a yearly basis with a written agreement to extend under the same terms unless otherwise expressly agreed within thirty days of the Return Date.

2. Payment. Renter shall pay the following:

\$200 per month until Termination

Renter shall pay Owner with a direct deposit check into specified bank account.

3. Location of Equipment. During the Term, Equipment shall be stored at Lakeland Public Works Facility, unless expressly agreed otherwise in writing by Parties.

4. Care of Equipment. Equipment is to be used in a careful and proper manner and shall not be used in any way that is inconsistent with Owner’s instructions or manuals.

5. Repair and Alterations. The costs of all repairs, specifically including without limitation, any repairs or part replacements needed as a result of breakdowns or other failures of the Equipment that occur during the Term and while being utilized by the Renter, made during the Term shall be paid by Owner, including but not limited to labor, material, parts and other items. Equipment shall not be serviced or repaired and parts and accessories shall not be replaced without Owner’s prior written consent. **No payments shall be due during periods that the Equipment is not operational due to a need for repairs. If the Equipment is not operational for partial months, the payment abatement shall be prorated.**

6. Insurance. Renter must carry casualty insurance satisfactory to Owner equal to the value of the Equipment to ensure its full replacement, unless agreed otherwise in writing by Owner.

7. Restrictions on Use. Renter shall not:

- a) permit the Equipment to be used by any person who is not an employee of the Renter;
- b) operate or use the Equipment or permit it to be operated or used in violation of law;
- c) operate, use, maintain or store the Equipment in a manner likely to cause damage to the Equipment.

8. Loss or Damage. Renter shall alert Owner to any damage to the Equipment. Renter shall be responsible for any loss or damage to Equipment, caused by the Renter’s improper use of the Equipment..

9. Return of Equipment. Renter shall return Equipment on the date specified in Section 1, the Return Date, in the same condition as Renter received it, except for normal wear and tear.

10. Termination. This Agreement shall terminate on January 1, 2015. Owner reserves the right to terminate this Agreement earlier upon written notice to Renter.

11. Indemnification and Liability. Renter shall indemnify, defend and hold harmless Owner from and against any claim, demand, cause of action, loss or liability (including attorney's fees and expenses of litigation) for any property damage or personal injury arising from Renter's use of Equipment by any cause, except to the extent caused by Owner's gross negligence or willful misconduct. The provisions of this Article shall survive the termination of this Agreement with respect to any claims or liability accruing before such termination. IN NO EVENT SHALL OWNER BE LIABLE FOR ANY INDIRECT, SPECIAL OR CONSEQUENTIAL LOSS OR DAMAGES ARISING FROM RENTER'S USE OF EQUIPMENT, INCLUDING BUT NOT LIMITED TO LOSS PROFITS AND LOSS REVENUE, EVEN IF INFORMED OF THE POSSIBILITY OF SUCH DAMAGES.

12. Ownership. Owner shall at all times retain ownership and title to the Equipment.

13. Waiver. No failure of Owner to exercise or enforce any of its rights under this Agreement shall act as a waiver of subsequent breaches; and the waiver of any breach shall not act as a waiver of subsequent breaches. Owner's acceptance of payment with knowledge of a default by Renter shall not constitute a waiver of any breach.

14. Severability. In the event any provision of this Agreement is held by a court or other tribunal of competent jurisdiction to be unenforceable, that provision will be enforced to the maximum extent permissible under applicable law, and the other provisions of this Agreement will remain in full force and effect. The parties further agree that in the event such provision is an essential part of this Agreement, they will begin negotiations for a suitable replacement provision.

15. Entire Agreement. This Agreement represents the entire understanding relating to the subject matter hereof and prevails over any prior or contemporaneous, conflicting or additional communications. This Agreement can only be modified by a written amendment signed by the party against whom enforcement of such modification is sought.

Renter acknowledges receipt of a copy of this Agreement and acknowledges having read and understood the foregoing.

OWNERS

RICK REGNIER

Rick Regnier

Date

RENTER:RENTER:

CITY OF LAKELAND

By: _____
Robert Livingston, Mayor

Date

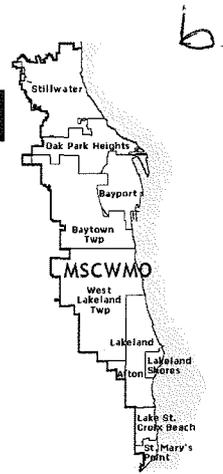
By: _____
Chris Wallberg, Clerk

Date

MIDDLE ST. CROIX WATERSHED MANAGEMENT ORGANIZATION

455 Hayward Avenue N.
Oakdale, MN 55128

Phone 651.275.1136 x22 fax 651.275.1254 www.mscwmo.org



MEMORANDUM

TO: City of Lakeland City Council
FROM: Mikael Isensee, Administrator
DATE: May 14, 2014
RE: Quixote Avenue North Drainage and Water Quality Draft Construction Plans

At the regularly scheduled February City Council meeting the City of Lakeland approved the feasibility report to address the Quixote Avenue North drainage issues and water quality impacts to Lake St. Croix.

The estimated of probable cost for the construction of this project was \$77,855.00. The City of Lakeland's contribution to the project is \$25,000.00 as identified in the Clean Water Fund grant application submitted in September 2012. The estimated cost has increased slightly to address constructability and long-term operations and maintenance considerations. The City's contribution remains the same.

The 95% draft construction plans and cost estimate are now submitted for council's review and consideration. The preliminary construction documents contain the same proposed design solutions identified in the feasibility study. These solutions provides storage, infiltration and filtration of small storm events that meets the pollutant load reductions required for the Clean Water Fund grant and a permanent 12 inch pipe to convey large storm flows safely from the top of the bluff to Lake St. Croix.

The Middle St. Croix Watershed Management Organization requests approval for City of Lakeland Staff to develop, advertise and collect bids for the project construction upon the completion of final plan documents.

If approved, bids and staff recommendations will be reviewed at the regularly scheduled July City Council meeting.

1. I hereby certify that this plan was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer in the State of Michigan.

Issued

PROJECT NO. 131-276-010 DRAWING FILE 270010100

DATE: 2-10-14

CITY COUNCIL APPROVAL SET

PRELIMINARY

NAME: Helder & Associates, Inc.

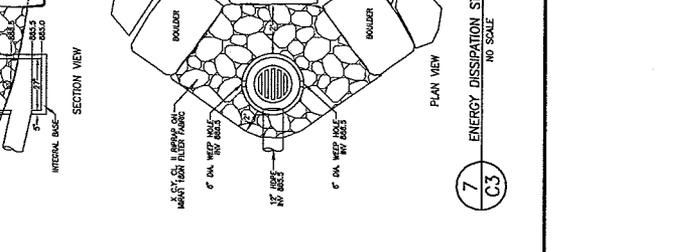
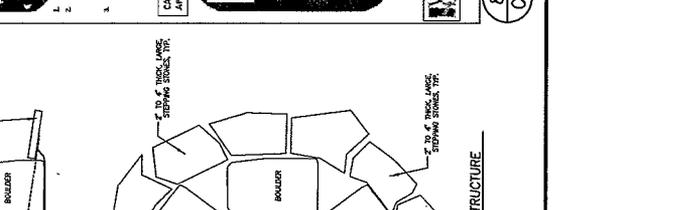
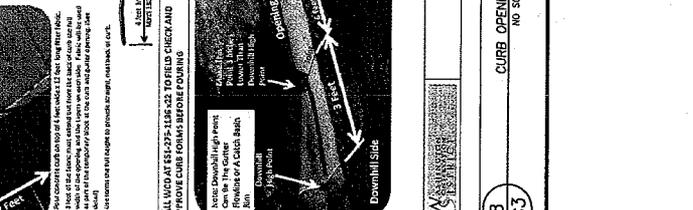
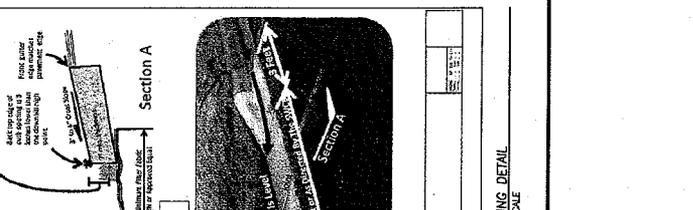
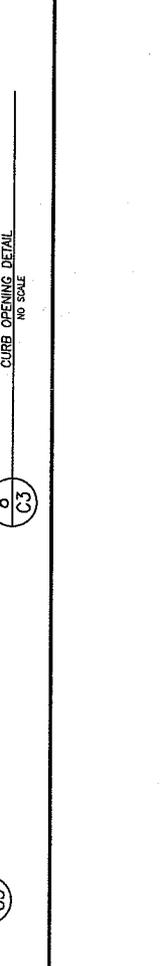
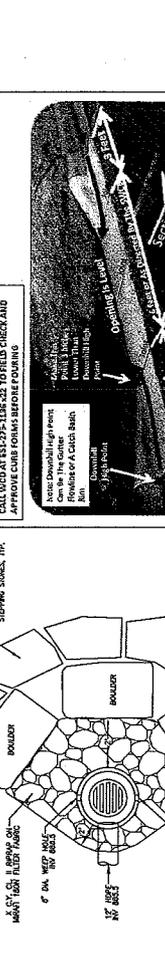
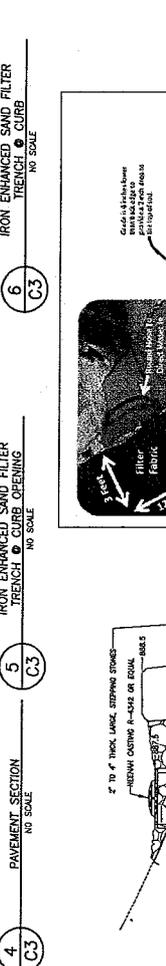
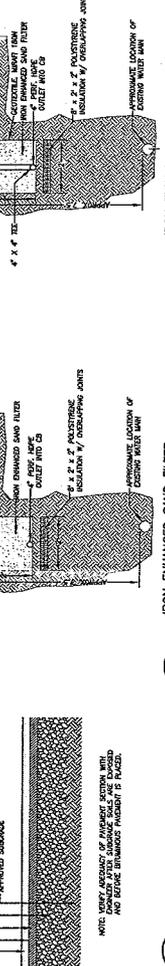
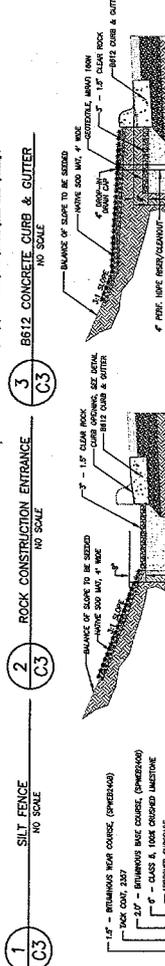
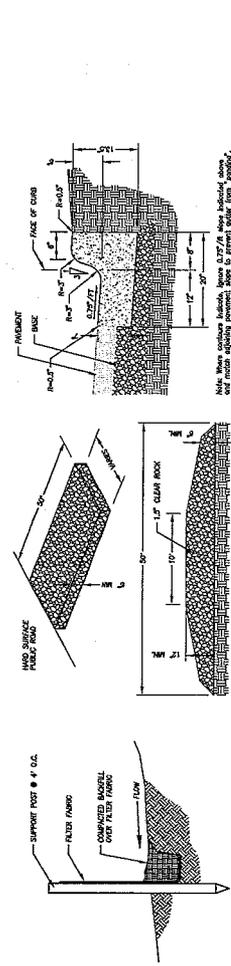
2440 Federal Three, Suite 110 • East Lansing, Michigan 48823

617-428-0011 • Fax: 617-458-0737 • Email: info@helder.com

City Engineer, Planner and Land Surveyors

QUIXOTE AVENUE NORTH
CITY OF LAKELAND

SHEET NUMBER
C3



for
Quixote Avenue North

STORM SEWER

	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	AMOUNT
1	12" PVC - Directional Drilled	L.F.	85	\$125.00	\$10,625.00
2	Cleanout/Riser Vent	Each	6	\$100.00	\$600.00
3	Catch Basin - 27"	Each	2	\$1,750.00	\$3,500.00
4	Surge Basin/Energy Dissipation	Each	1	\$4,000.00	\$4,000.00
5	4" Perf. DrainTile w/geotextile wrap	L.F.	115	\$15.00	\$1,725.00
				SUBTOTAL	\$20,450.00

GRADING & ROAD WORK

	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	AMOUNT
6	Common Excavation - Infiltration Basin Excavation	L.S.	1	\$2,500.00	\$2,500.00
7	Common Excavation - Slope Grading	C.Y.	300	\$10.00	\$3,000.00
8	Export Material	C.Y.	300	\$5.00	\$1,500.00
9	Salvage Topsoil & Respread - Slope Grading	L.S.	1	\$500.00	\$500.00
10	B612 Curb & Gutter	L.F.	115	\$15.00	\$1,725.00
11	Formed Curb Openings	Each	6	\$300.00	\$1,800.00
12	Remove and Replace Existing Bituminous	S.F.	2560	\$4.00	\$10,240.00
				SUBTOTAL	\$21,265.00

RESTORATION AND SPECIAL ITEMS

	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	AMOUNT
13	Mobilization	L.S.	1	\$4,000.00	\$4,000.00
14	Access for surge basin construction	L.S.	1	\$5,000.00	\$5,000.00
15	Erosion Control (silt fence, inlet protection)	L.S.	1	\$500.00	\$500.00
16	Wood Fiber Blanket (west slope & infiltration basins)	S.Y.	1360	\$1.50	\$2,040.00
17	Topsoil Blown 1" Deep (13 C.Y., east slope)	L.S.	1	\$1,200.00	\$1,200.00
18	Hand applied straw mulch (east slope)	L.S.	1	\$200.00	\$200.00
19	Seed (Woodland Shady Mix, east & west slopes)	Lbs	175	\$4.00	\$700.00
20	Leaf Litter Compost (blend into top 8" of infiltration basins)	C.Y.	35	\$50.00	\$1,750.00
21	Seed (Native Mix, infiltration basins)	L.S.	1	\$1,171.00	\$1,171.00
22	Iron Enhanced Sand Filter Trench (2' wide x 2' Deep)	C.Y.	20	\$75.00	\$1,500.00
23	1.5" Clear Rock	C.Y.	3	\$75.00	\$225.00
24	Northern Red Oak #7	Each	3	\$250.00	\$750.00
25	Bur Oak #10	Each	2	\$250.00	\$500.00
26	Missouri Gooseberry #2	Each	4	\$40.00	\$160.00
27	Hazelnut #5	Each	4	\$40.00	\$160.00
28	Pagoda Dogwood #5	Each	2	\$100.00	\$200.00
29	Native Sod Mat (115' x 4')	L.S.	1	\$2,000.00	\$2,000.00
30	Sod/Ground Cover Restoration Maintenance	L.S.	1	\$3,000.00	\$3,000.00
31	Water Main Insulation	S.F.	320	\$2.50	\$800.00
32	Construction Staking	L.S.	1	\$2,000.00	\$2,000.00
33	Construction Testing	L.S.	1	\$3,000.00	\$3,000.00
34	Limestone Boulders	Ton	4	\$100.00	\$400.00
35	Tree Removal	L.S.	1	\$2,500.00	\$2,500.00
36	Large Flat/Stepping Stones (2" - 4" thick)	S.F.	40	\$30.00	\$1,200.00
				SUBTOTAL	\$34,956.00

TOTAL \$76,671.00

CONTINGENCY (18%) \$13,800.78

GRAND TOTAL \$90,471.78



Lakeland Water Utility

690 Quinnell Avenue North
Lakeland, MN 55043-9463
Voice: (651) 436-8044
Fax: (651) 436-3949
E-mail: lakelandwater@comcast.net

To: Lakeland City Council
From: Matt Kline | Director of Public Works
Date: May 12, 2014
RE: Dehumidifier – Plant #1

Water Plant #1 has been without a whole plant dehumidifier for about 5 years. In that time frame, smaller house dehumidifiers were used in an attempt to control the humidity without much success. The current CIP for the water utility has funds allocated for this type of dehumidifier.

This type of dehumidifier was placed at the booster station near tower #1 and has been reliable. The contractor who built the booster station exclusively puts these brands of dehumidifiers in all their treatment plants because of the ease of use and reliability.

This purchase does not need city council approval but the water utility feels that keeping the council informed about higher priced purchases is good policy.

Cost of the unit is \$3,428 along with an estimated freight cost of \$150.



Commercial Solutions

Dehumidification

- [HI-E DRY Model 100](#)
- [HI-E DRY Model 195](#)
- [HI-E DRY Vehere](#)

Ventilation

- [QUIET-VENT](#)

Additional Information

- [Commercial Dehumidification Brochure](#)
- [Pool & Spa Humidity Control](#)
- [Water Treatment Facilities](#)

HI-E DRY 195 Dehumidifier

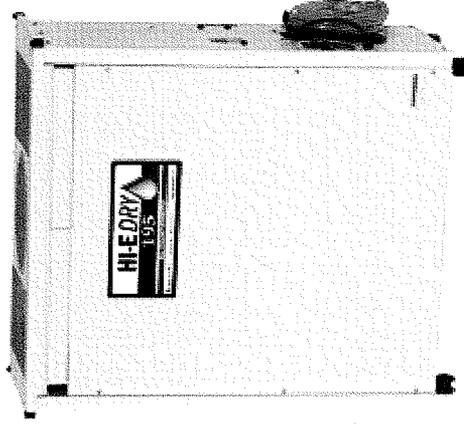
- *Removes 192 pints/day (80°F, 60% RH)*
- *5.9 pints/KWH efficiency (80°F, 60% RH)*
- *Uses only 12 amps*

The HI-E DRY 195 high efficiency dehumidifier is designed and built with emphasis on efficiency and durability. The HI-E DRY 195 removes 183 pints of water per day at a rate of 5.9 pints per kilowatt hour in an 80°F and 60% RH environment, while the industry average remains at only two to three pints. The high-efficiency design of the HI-E DRY 195 offers more than just dramatically reduced utility costs. The larger water removal capacity from a smaller, more efficient refrigeration

system eliminates the need for 220 volt circuits in many applications. The smaller refrigeration system allows HI-E DRY 195 to cost less than other commercial dehumidifiers of equal capacity. The HI-E DRY Model 195 features a dehumidistat controller with settings from 20 to 80 percent relative humidity and a positive "on" and "off" setting. A blower switch permits continuous blower operation independent of dehumidification. The unit is portable and has four casters. The internal condensate pump is capable of lifting condensate 17 feet, and 20 feet of condensate hose is included. The unit's 6 ft. power cord plugs into a 115 volt receptacle with ground.

HI-E DRY

THE HIGH-EFFICIENCY DEHUMIDIFIER



HI-E DRY 195 Resources

- [HI-E DRY 195 Spec Sheet](#)
- [HI-E DRY 195 Manual](#)
- [HI-E DRY 195 Warranty](#)

HI-E DRY 195 Performance and Technical Specifications

Part Number: 4030060
 Power: 115 VAC, 12 amps
 Kilowatts: 1.25 (80°F, 60% RH)
 Blower: 540 CFM
 Capacity (24 hrs.): 192 pints (80°F, 60%)
 Pints/KWH: 5.9 pints/KWH (80°F, 60% RH)
 Temp. Range: 33°F – 110°F
 Warranty: 5 Year Limited

Product Dimensions

Width: 36.6"
 Height: 42"
 Depth: 19"
 Weight: 175 lbs.

Shipping Dimensions

Width: 39.25"
 Height: 48.75"
 Depth: 30"
 Weight: 214 lbs.



TO: City Council
FROM: Personnel Committee
RE: Matt Kline Evaluation/Increase
DATE: May 20, 2014

The Personnel Committee recommends the City Council approve a 3.5% increase for Matt Kline. The recommendation represents a \$2,159.50 salary increase from \$61,700 to \$63,859.50 annually.

Matt received a sound evaluation review from the Committee for the review period. With weather demands of the winter affecting our roads and water system, Matt contributed many extra hours to keep the PW Department running seamlessly.

Personnel Committee is asking for action on the wage increase, effective March 1, 2014.



TO: City Council
FROM: Chris Wallberg
RE: City Administration Report
DATE: May 20, 2014

This is to provide you with an update on work being done in the Clerk's office, beyond continuing routine administrative/clerical tasks.

Spring Clean Up was a success. 86 vehicles participated.
The new single-stream Recycling Program is underway. Be reminded that collection will be done every other Wednesday. A calendar with the collection schedule was included with the new carts.

Fertilizer/weed control contract for Parks is complete.
Liability insurance identified and arranged for Park volunteers

Website - <http://ci.lakeland.mn.us>

Changes are made to the website as appropriate. More materials and information will be added as we go along (and time permits). We invite input for what the website should include.

Zoning

Administration responsibilities continue to affect priorities for work in this office. SRF has been contacted a few times for preliminary discussions and to participate in a meeting about a potential project that will require variances.

1243 Rivercrest – home was destroyed by fire. Family of the property owner reported that the home wasn't insured, and we are working with various agencies to determine who has responsibility for abatement.

Septic noncompliance issues for 661 Quixote / Billig - Public Health Department has determined that this property has noncompliant cesspool, and a number of notices have been issued to the current owner. We will meet with the Septic Inspector next week to discuss next steps.

Communication continues regarding pending variance applications for these projects:

1121 Quentin Avenue South / Nustvold. The applicants propose to build a new screen Porch that that would require a variance to bluffline setback.

737 Quentin Avenue South / Ruprecht. The applicants propose to renovate their home such that it would require variance/s.

Preliminary plans have been reviewed, and all the property owners are in process of providing additional information and submit applications.

641 Quixote Avenue North / Quinn. Review continues on evolving landscaping plans to assure compliance

Page 2

I attended the quarterly meeting of the Washington County Clerks' Association. The group was recently formed at suggestion of County Administrators and with support of the County, with the intent to exchange information and ideas on common issues. This week's meeting included discussion about record retention / Data Practices and 2014 Elections.

The following work is in process or on the to-do lists:

- Election Preparation
- Escrow review and reconciliation
- Municipal licensing reporting to the MN Department of Revenue
- Set up of the new City email system.
- Researching computer needs for City offices.
- Address and update record retention and Data Practice processes.
- Continue to identify what will be included on the website, develop those materials and meet with Council to get direction regarding content of the website.
- Establish structure for email system for elected officials and staff, and work on developing an email list for broader communication with residents.
- Establish lists for expanded use of the County Code Red system.
- Address zoning projects as they come in.
- Update business files

CW



Building a Better World
for All of Us®

CITY ENGINEERING REPORT

TO: Mayor and City Council of Lakeland, MN
FROM: John D. Parotti, PE | City Engineer
DATE: May 12, 2014
RE: Lakeland City Engineering Report
SEH No. LAKEL 104614

This report has been prepared to provide information to the City Council on recent Engineering Activities. The items listed below generally occurred in the previous two months. However, certain items may have carried over from prior months or may continue into subsequent months as the tasks require. City Engineer services are provided at the request of the City Council or staff on an as-needed basis.

I. 641 Quixote Avenue North

The Engineer worked with staff to review landscaping plans submitted by the applicant. A meeting was held with the applicant, his builder and landscape designer to review the plans and discuss requirements to bring the proposed design into compliance with the Council-approved plans.

II. 16610 11th Street North

The Engineer worked with staff to review this project for compliance with regulatory requirements.

III. 737 Quentin Avenue South

The Engineer reviewed plans submitted by the applicant.

IV. 6th Street / Quixote Drainage Improvements

The Engineer corresponded with the WMO and Lakeland DPW Matt Kline with respect to project design details and City submittal requirements.

V. Seasonal Load Limits

The notice for seasonal load limits was distributed to staff.

VI. Cold Weather Assistance - Lakeland Water Utility

Due to the duration and severity of the cold weather, the water system has experienced freezing issues in water service lines to customers and in the two water storage tanks. Tank No. 1 conditions reached a point where the tank structure was in danger of structural compromise and Utility staff requested input from the City Engineer in evaluating measures to prevent damage to the tank. The City Engineer also consulted

Lakeland City Engineering Report
May 12, 2014
Page 2

with Utility staff while dealing with water main and service breaks. Note: Assistance provided for issues outside Lakeland were billed to the City in which the break occurred.

If the Council should have any questions about City Engineering activities they may contact the Director of Public Works or City Engineer directly.

p:\ko\lakel\104614\eng reports\2014\er 2014-03 march.docx

Lakeland Mayor's Update – April, 2014

- 1. I continue to monitor the Thrive MSP 2040 Plan process that the Metro Council is currently conducting...Metro Council staff has released the updated Draft Thrive MSP 2040 Plan (called ProtoThrive), will hold Public Meetings in April – I attended the closest one for Lakeland will on 4/16 @ 5 PM @ Metro Council, 390 N Robert St, St Paul. Other than the population figures noted in #2 of the Update and the Gateway Corridor, there appeared to be little new that affects Lakeland. The full Metro Council is expected to vote on the document in May, 2014. You can find the draft online by googling Metropolitan Council – ThriveMSP 2040.**
- 2. Along with this document, the population estimates originally showed Lakeland as gaining 1,000 people due to the Gateway Corridor, even though there is no planned stop in Lakeland. As you know, many Metro area cities expressed the same concerns at the meeting, as Lakeland did. The 2040 estimates were released on Wednesday, February 19th and there was a reversal of the estimate down to 1,500, which is about half of the previous estimate. I contacted the city's Metro Council Rep, Lisa Barajas, about the change in "direction" for further explanation for the City's drop of almost 1,300 people in the revised estimates. There were mistakes in the model used to make the 2040 estimates, which did change the projections, but the new estimate reflects an aging population, little room to grow, and less impact from the projected improvements in mass transit along the Gateway Corridor. These revisions were reflected in the updates ThriveMSP2040 2040 Plan presented on 4/16.**
- 3. I have also attached a copy of the Washington County Board's comments on the ThriveMSP 2040 plan for your information.**
- 4. Select Senior Living (SSL) secured an investor, Northern Lights Venture Fund, for the project. ViewPoint Consulting Group reviewed the Maxfield, Inc marketing study and confirmed their findings; SSL engaged dba Architects to work on a preliminary design; the property manager would be Oxford Property Management; and Pointmark Construction will handle the project development. SSL made an offer on the property in mid-April, which was countered by the property owner. SSL has countered and is waiting for a response from the property owner. It should be mentioned that SSL has recently acquired property in Stillwater to build a 90 unit senior facility and is looking for 1 more property in Washington County for their concept,**

which is affordable senior housing, including independent living, assisted living, memory care and elderly waiver.

5. I updated Chris and Planning Commission Chair Chris White on progress on the senior housing project at a meeting on April 29th, where we also discussed a possible process for the application should agreement be reached on the price of the property.
6. The Metro Council is already getting started on the Comp Plan Update process. It starts with a Local Planning Assistance Handbook Update survey in which I suggested that the process for small communities be streamlined to simply include changes from the last comp Plan, instead of the current complete rewrite. Tentatively, I will meet w/ the Planning Commission in June or July to talk about the current Comp Plan and the requirements to update it.
7. I had a meeting with Firm Ground Architects on 4/9 and they are working with Ebert Construction on a number of projects, including Lakeland. I continue to stay in touch with them on their interest in the project. They have 1 project to nail down before focusing on this one that has a July, 2014 start date. Their “team” consists of Firm Ground Architects, Ebert Construction, and 3 Links of Northfield for property management, so they are a good “backup” plan, if the above group does not move forward.
8. I have contacted another potential developer, Common Bond, about the project...I will set a date to meet with them, if the above 2 developers do not move forward. I haven’t given up on Ebenezer yet, either, since the market continues to improve.
9. I am working with Kathryn Paulson at the WCHRA, who has been assigned to work with us on the senior housing project, on possible grant opportunities and WCHRA assistance related to the project. We will be meeting w/ the Developer on Tuesday, May 6th to talk about grants, loan programs and bonding.
10. Aging Services of Minnesota, which is a consortium of agencies and nonprofits focused on helping seniors, has hired Clifton, Larson, Allen to do a study on senior housing construction in the Metro area. I responded to their request for information and they will send a copy of their study when it is completed in May. It will be interesting to compare their market data with that of the Washington County study released in January, 2014.
11. The County Board also approved a Low Interest Loan Program for homeowners with failing septic systems. The program will be run through the Washington County HRA and will have an interest rate of

1.5% on a 5 year loan and would be added as a Special Assessment on the homeowner's Property Taxes. Homeowners would also have access to other grant and loan programs that could reduce the costs. The County Board entered into agreements for the program at their 3/18 meeting. The program is tentatively set to begin May, 2014. I'm not sure the extent of the problem of failing septic systems in Lakeland, but this does offer a low cost method of getting them resolved. I will send information to Staff when I see it.

- 12. The foreclosure data provided by the Washington County HRA for 2014 shows that total Sheriff's sales are down by 79 for 2014 over 2013, a good indication that the housing market continue to improve. Lakeland has had 52 Sheriff's Sales since 2009, including 12 for 2012. For 2013, Lakeland had only 4 foreclosures. However, to start off 2014, Lakeland had 1 in January at 1839 Quinlan Avenue South, but no additional foreclosures through March.**
- 13. The Legislative session got underway on February 25th and adjournment is scheduled for May 19th - there is a lot of activity affecting cities. Just a reminder that the comments on legislation are already a couple of weeks old when you get them, so they may have changed...especially as we approach the end of the Session. The LMC and Metro Cities staff are great resources for up-to-the-minute info, but let me know if there are specific bills that you'd like me to follow.**
- 14. I am sure that the city is aware of SF 2272 introduced by Senator Katie Sieben in mid-March to grant review and certification authority to the DNR over land use ordinance and variance decisions made by cities along the Lower St Croix River. Metro Cities opposes this legislation and has been able to modify the impact. The latest version grants the DNR authority to certify compliance with applicable federal laws, which the city must do anyway. As for variances, the DNR would provide a liaison to cities to provide outreach on ordinance implementation to evaluate if variances are consistent with the intent of Federal laws and whether the issue can be alleviated by other methods than a variance. However, it did not make the deadline in the House and has not been attached to other legislation, according to Metro Cities.**
- 15. LGA has been a topic of discussion at the Legislature this session, even though it is not budget year. The House and Senate introduced a Bills that would increase the LGA distribution by \$56 million beginning in 2015, which would add \$ to Lakeland's share, but the Governor's March 6th Supplemental Budget, while directing half of the projected**

\$1.2 billion surplus to tax relief, did not include any additional funding for LGA. The Senate version of the Omnibus Tax Bill shows only \$1.5 million more in LGA, but on 4/17, the House version of the Omnibus Tax Bill included \$13.1 million for an inflation adjustment beginning 2015. If it survives in the final Conference Committee Omnibus Tax Bill. Right now, Lakeland stands to gain \$1,826 for a total of \$49,466 under the House version, if the Conference Committee concurs, both the House and Senate approve it, and the Governor signs the Tax Bill. A lot of steps remain before the end of session, but it appears positive that Lakeland will see an increase in LGA \$!

- 16. Bills in the House and Senate have been introduced to increase PERA General Plan Pension contributions for both employers (7.5%) and employees (6.5%) by .25% each; however this does not affect the PERA Police and Fire Plan. The change would take effect on 1/1/15, so it would not affect the 2014 Budget. Both the House and Senate have now approved the Conference Committee changes. I expect the Governor to sign it.**
- 17. Bills streamlining and clarifying the new local government Sales Tax Exemption were introduced. Of particular interest to Lakeland is the further definition of which goods and services provided by private businesses to cities are exempt and for construction contracts and materials. The most recent House version of the Omnibus Tax Bill does include most of these adjustments. More will be known about the final Omnibus Tax Bills of both the House and Senate in early May.**
- 18. Also included in the House and Senate Omnibus Tax Bills is a provision to move the Property Tax Certification date back to September 30th from September 15th starting next year. We'll see if that remains in the final version due in early May.**
- 19. Another bill of interest to Lakeland would allow City purchases of snowplow and road maintenance vehicles to be exempt from State motor vehicle sales tax, an exemption that Townships now receive. It is in the most recent version of the House and Senate Omnibus Tax Bills and would be effective 7/1/15, so if Lakeland has any of these scheduled to be bought, then it might be good to wait, assuming the legislation passes.**
- 20. The "Pothole Fix" funding Bills are moving through the House and Senate. The Senate bill has \$1.2 million in it to be distributed to cities under 5,000, while the House allocates zero dollars. Clearly, the Senate version serves Lakeland the best, if it survives the Conference Committee in early May.**

- 21. A bill was signed into law establishing an online voter registration program. Didn't we already have this? We did, but it was apparently illegal for the Minnesota Secretary of State to implement one w/o legislative approval. Since it's "illegal" establishment in September of 2013 only 3,600 voters have registered to vote online.**
- 22. Other items – The State Economic Update for April, 2014 showed \$67 million less than forecasted, but the revenues are 2 months behind in calculations, so it's hard to say whether or not this is a trend downward in revenues for the State; the LMC is looking for Elected Officials to serve on their 2014 Policy Committees – contact hcorcoran@lmc.org – they are well worth your time; the County Board had a Workshop on Assessment Year 2014/Pay 2015 Property Valuations on 3/25, which will be trending up as the housing market continues to improve; the County Board is also working on an Economic Development Strategic Plan to be released later this Spring/Summer; the LMCIT also has a new Loss Control guide for Parks and Rec facilities, which was used to bring Lakeland's parks up-to-date, so it might be good to check them again; and congrats to former Mayor Zeller to the Washington County HRA Board for a term expiring on 12/31/16.**
- 23. May, 2014 Work Plan – Focus on the senior housing project and State Legislative session.**