



New City Hall Ground Breaking Ceremony 5:00 p.m.
at 1190 St. Croix Trail South, Lakeland, MN 55043
City Council Workshop 5:40 p.m.
Regular City Council Meeting 6:00 p.m.
Tuesday, October 18, 2016
Lakeland City Hall

NEW CITY HALL GROUND BREAKING CEREMONY 5:00 P.M.
At 1190 ST. CROIX TRAIL SOUTH

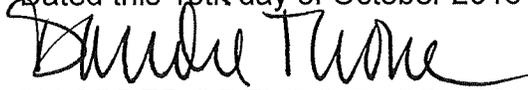
REGULAR CITY COUNCIL MEETING
690 QUINNELL AVENUE NORTH
AGENDA
WORKSHOP: RIGHT-OF-WAY

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ADOPT AGENDA
4. CONSENT AGENDA (Items may be pulled for discussion and/or separate action)
 - A. Approval of September 20, 2016 City Council Meeting Minutes
 - B. Monthly List of Claims
 - C. City Treasurer's Report
5. AGENCY REPORTS
 - A. Law Enforcement Report
 - B. Fire Department Report
 - C. Government Affairs Report
 - D. Animal Control Report
 - E. Building Permit Report
6. OPEN FORUM (Public comments, presentations and petitions)
7. CITY BUSINESS
 - A. City Lawn Tractor Purchase/Lawn Maintenance Contract Services
 - B. Off-Street Parking
 - C. Lakeland Housing Plan
8. CITY STAFF REPORTS
9. CITY COUNCIL AND MAYOR REPORTS
10. ADJOURN

**NOTICE OF NEW CITY HALL GROUND BREAKING CEREMONY
CITY OF LAKELAND
WASHINGTON COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of the City of Lakeland, Washington County, Minnesota will conduct a Ground Breaking Ceremony on Tuesday, October 18, 2016 from 5:00 p.m. to 5:30 p.m. at the future site of the New Lakeland City Hall and Offices located at 1190 St. Croix Trail South, Lakeland, MN 55043. A quorum of the Lakeland City Hall is expected to attend the ceremony and is duly noticed.

Dated this 13th day of October 2016



BY ORDER OF THE CITY COUNCIL
Sandie Thone
City Administrator

Right of Way Overview

Given the recent inquiries and questions surrounding the responsibility and maintenance of right of way along city streets, the mayor and I thought it would be a good idea to review the ordinance code to determine responsibility within the right of way. Unfortunately, the code doesn't specifically specify who is responsible for the maintenance of the right of way. Please see the following interpretation of the code and the subsequent alternatives provided.

Right of Way Definition (Located in Chapter 96 Streets and Sidewalks)

PUBLIC RIGHT-OF-WAY. The area on, below, or above a public roadway, highway, street, cartway, bicycle lane or public sidewalk in which the city has an interest, including other dedicated rights-of-way for travel purposes and utility easements of the city. A right-of-way does not include the airwaves above a right-of-way with regard to cellular or other nonwire telecommunications or broadcast service.

The right of way issue for residents specifically is covered in two sections within Chapter 93 (Health and Sanitation; Environment; Nuisances). The first section is the Nuisance Ordinance and the second one is the Weeds Ordinance.

Related material in the Nuisance Ordinance is as follows:

§ 93.01 PUBLIC NUISANCE.

Whoever by his or her act or failure to perform a legal duty intentionally does any of the following is guilty of maintaining a public nuisance, which is a misdemeanor:

(A) Maintains or permits a condition which unreasonably annoys, injures, or endangers the safety, health, morals, comfort, or repose of any considerable number of members of the public;

(B) Interferes with, obstructs, or renders dangerous for passage any public highway or right-of-way, or waters used by the public; or

(C) Is guilty of any other act or omission declared by law or §§ 93.02 through 93.04, or any other part of this code to be a public nuisance and for which no sentence is specifically provided.

Penalty, see § 93.99

The above portion indicates the general elements of the nuisance ordinance such as legal duty and overall responsibility. The following portions are specific nuisances relating to the ROW issue which affect public peace and safety:

93.04 PUBLIC NUISANCES AFFECTING PEACE AND SAFETY.

The following are declared to be nuisances affecting public peace and safety:

(B) All trees, hedges, billboards, or other obstructions which prevent people from having a clear view of all traffic approaching an intersection;

(C) All wires and limbs of trees which are so close to the surface of a sidewalk or street as to constitute a danger to pedestrians or vehicles;

If the code regarding right of way and maintenance responsibility ended here, the city could reasonably move forward with requiring homeowners to make sure the right of way is clear of obstructions. But, as usual, the code isn't that black and white.

The Weed Ordinance muddies the water with a definition for Property Owner which mentions a person having control over the property of another, such as a right of way... Complete definition as follows:

PROPERTY OWNER. The person occupying the property, the holder of legal title or a person having control over the property of another, such as a right-of-way, easement, license or lease.

Other parts of the Weed Ordinance that would be pertinent to the responsibility question are as follows:

93.43 OWNERS RESPONSIBLE FOR TRIMMING, REMOVAL AND THE LIKE.

(A) All property owners shall be responsible for the removal, cutting, or disposal and elimination of weeds, grasses and rank vegetation or other uncontrolled plant growth on their property, which at the time of notice is in excess of 12 inches in height.

(B) Any weeds or grass growing on any lot or parcel of land in the city in excess of 12 inches in height or which have gone or about to go to seed, are hereby declared to be a nuisance and dangerous to the health, safety and good order of the city.

Given the ambiguous definition of property owner involving the language of a person having control over the property of another, such as right of way..., there are multiple options moving forward when complaints are filed regarding right of way issues.

1. Site the Public Nuisance code 93.04 (B) and (C) for holding the homeowner responsible for maintaining their portion of the right of way.
2. Rewrite the code to make it clear for responsibility purposes. As an example, please see the snippet from the Bayport code regarding vegetation in the right of way which was recently adopted.

62-2. Vegetation maintenance and height.

Vegetation shall be reasonably maintained so as to avoid health and safety hazards and prevent degradation in the value of adjacent property, as follows:

(1) Turf grass and weeds shall be maintained on all properties to a maximum height of 6 inches.

(2) On corner lots, trees, shrubs, and plantings shall be maintained to a maximum height of 2.5 feet within 15 feet of intersecting street right-of-way lines, with the exception of trees less than 6 inches in diameter, which have been determined not to impede visibility, and have a canopy that is maintained at minimum height of 10 feet above grade.

(3) Limbs of trees and other vegetation shall be maintained at a minimum height of 8 feet above the surface of a public sidewalk and 15 feet above the surface of a street, alley, or other public right-of-way.

62-3. Vegetation on boulevards and rights-of-way.

Public boulevards and rights-of-way may only consist of turf grass and/or trees, unless otherwise approved by the city. It is the responsibility of a private property owner to provide reasonable maintenance of turf grass within or abutting a public boulevard or right-of-way, with the exception of tree planting and trimming, which shall be the responsibility of the city.

As an aside, I should note that trees within the right of way are a different issue than the current one being discussed. Trees within the right of way are the responsibility of the city including branch trimming and removal. Our discussion is focusing on brush, saplings, weeds, etc.

CITY COUNCIL MEETING MINUTES / SEPTEMBER 20, 2016

OFFICIAL RECORDED MINUTES OF LAKELAND CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 20, 2016

WORKSHOP: Introduction of Deputy Clerk, Jennifer Hutchins-Farrell
ZONING DISTRICT UPDATE: Jim Robinson of Sambotec
5:15 p.m. to 6:15 p.m.

REGULAR CITY COUNCIL MEETING

CITY COUNCIL PRESENT: Mayor Amy Williams, Council Member Evan Loenser, Council Member Jeri Ryan, Council Member Richard Glasgow, Council Member Joe Paiement

STAFF PRESENT: Public Works Director Matt Kline, City Attorney Dave Snyder, City Treasurer Tom Niedzwiecki, City Administrator/Clerk Sandie Thone

OTHERS PRESENT: Jim Robinson (Sambotec), Laura Jackson (Sheriff's Department), Kandis Hanson (MNSPECT), Kevin Johnson (Fire Department), Chris White, Ed and Karen Manor, Bob Antonsen, Jim Stanton, Dick Turner, Jerrie Schneider, Bob Patrowski, Long Barrett

1. CALL TO ORDER by Mayor Williams at 6:15 p.m.
2. PLEDGE OF ALLEGIENCE was recited.
3. ADOPT AGENDA:

Motion: Council Member Loenser / Second: Council Member Ryan to adopt Agenda Items (A-F). / Friendly Amendment; Brought forth by Council Member Glasgow to move up City Business item I; Old City Hall to item A. Discussion ensued between Council Members Glasgow and Ryan, and City Attorney, Dave Snyder. All Ayes (5-0). Motion carried. Time Stamp 03:18

4. CONSENT AGENDA:

- A. Approval of August 16, 2016 City Council Meeting Minutes
- B. Accept Resignation of Public Work's Operator Darren Addy
- C. Posting and Recruitment for Public Work's Operator Position
- D. Resolution 2016-17 LSCV Fire Department Relief Association Benefit Increase
- E. Monthly List of Claims
- F. City Treasurer's Report

Motion: Council Member Glasgow / Second: Council Member Ryan to adopt Consent Agenda. No discussion. All Ayes (5-0). Motion carried. Time Stamp 03:38

5. AGENCY REPORTS

A. Law Enforcement Report

Deputy Jackson reported a designated deputy has been keeping an eye at the school near start and pick-up times for traffic flow. Also, started pulling enforcement off the water.

B. Fire Department Report

Average call runs. Noted surface waters temperature dropped below 70 degrees Fahrenheit, which is considered cold water and as such, extra caution for water emergencies this time of year.

C. Government Affairs Report

Mayor Williams referred to report in packets from Mark Nagel and indicated relatively no new information to report from last council meeting. No further discussion.

D. Animal Control Report

No warning letters sent this month. 2 dogs found, 7 dogs lost and 1 lost cat. Mayor Williams reported a dog was attacked (uncertain by what) on the west side of Saint Croix Trail and encouraged residents to follow the city ordinances such as; keeping your pets on a leash to ensure safety (for pets and residents alike).

E. Building Permit Report

Mayor Williams reported several building permits were open (refer to packet). Referred to City Administrator/Clerk Sandie Thone regarding any reports to share for the building official, which were none.

Time Stamp 07:00

6. OPEN FORUM (Public comments, presentations and petitions)

[see meeting video recording on the Lakeland website for individual comments]

A. Kandis Hansen - MNSPECT Relationship Manager

Contracted full-service building inspection firm that serves the city of Lakeland. Summary overview report of building inspections provided; Year-to-date inspections include 77 permits total with a valuation of \$741,000.00 aggregate in the fiscal year (refer to packet). Friendly introduction as the Relationship Manager for MNSPECT, shared her role as the conduit between the city and the inspectors. MNSPECT was recently informed of their Class III ISOA rating (for commercial and residential), which is the highest result received throughout all of Minnesota and means lower insurance premiums. Question posed, whether or not MNSPECT does inspections for the state of Wisconsin, to which the abbreviated response was no (MN credentials, only).

B. Bob Antonsen - Antonsen Construction (and resident)

Bob Antonsen of Antonsen Construction requested for reconsideration of his bid on the Lakeland City Hall Project to be awarded to him (lowest bid) or put up for rebid. In support of his request(s), he explained the failure to submit the bid bond in time, as well as stated his perception of some possible irregularities in the bid process. Clarifying questions were posed by Council Members Glasgow, Paiement, and Mayor Williams.

C. Public Comments

Jim Stanton, 16549 10th Street Court South
 Bob Patrowski, 337 Quinnell Avenue
 Dick Turner, 566 Queenan Avenue North

Time Stamp 42:38

7. PUBLIC HEARINGS

Time Stamp 42:40

A. CUP City Hall Project

Motion: Council Member Ryan / Second: Council Member Loesner to open the public hearing. All Ayes (5-0). / Opened at 6:45 p.m.

The CUP is for grading in excess of 50 cubic feet per acre, all necessary documents were submitted. Mayor Williams opened for public comment and questions, noting any discussion on the topic will be reserved until reaching agenda item under City Business part B.

Motion: Council Member Ryan / Second: Council Member Loesner to close the public hearing. All Ayes (5-0). / Closed at 6:48 p.m.

Time Stamp 45:52

B. Variance: 453 Quixote Avenue South

Motion: Council Member Ryan / Second: Council Member Loesner to open the public hearing. All Ayes (5-0). / Opened at 6:49 p.m.

Applicants, David and Beth Meyers were present. There was a pre-application meeting regarding substandard structure (does not meet the setback), where the city engineer, DNR and WMO were all present. Three sets of plans were provided for review, and all parties had proposed the plan of greater height (no more than 15 feet) being brought forth for a variance due to the fact said structure would help mitigate drainage issues. In addition, to the 40 foot setback variance and to increase the height for the substandard structure,--would like council to consider waiving a portion of the fee. City Administrator/Clerk Sandie Thone recommended the applicants pay the flat administrative fee of \$400.00 and for the escrow balance fee be waived, as the proposed plan would be a positive for the city.

Motion: Council Member Ryan / Second: Council Member Loesner to close the public hearing. All Ayes (5-0). / Closed at 6:59 p.m. Time Stamp 53:06

8. CITY BUSINESS

Old City Hall [Originally agenda item 8], moved to top via a friendly amendment]

Estimate of \$171,590.00 from contractor All Phase was reviewed, noting the list of items to be updated in order to make the old city hall a commercial building. Discussion ensued among Council Member Glasgow who referred to resident, Jim Stanton (has worked with said contractor in providing the proposal and is a general contractor, himself, too) to further detail the proposal. The proposal included; new windows and siding, future mold remediation efforts (excavating and water proofing down to the footings), commercial gutters, upgrade main floor bathroom, install a new bathroom in the basement, upgrade electrical system, high efficiency HVAC, and new front and rear entry doors. Any updates to the interior are not necessary, but if sought could cost up to \$30K depending on what is tasked. A contingency in the amount of \$25K is needed, which is not included in the total estimate amount provided. Concerns were raised over the current proposal not appearing to include fixing the structural damage. Clarification regarding ADA compliance was given, noting the old city hall proposal meets the minimum building code requirements (where the new city hall will exceed) and does not include green initiatives. Council decided to table item until further discussion in January 2017.

Time Stamp 1:07

Resolution 2016-20 Award Contractor Bid and Approve Contract for City Hall Project

Clarification was provided by City Attorney, Dave Snyder on the awarded bid (and approved contract), who stated the decision is to be made at the discretion of the council. The following options were noted; 1) Reject all bids and rebid the project, 2) Award the bid to the second lowest bidder, Parkos Construction, if determined Antonsen Construction bid should be disqualified, or 3) Overlook the failure of Antonsen Construction to submit the bid bond, as immaterial.

Motion: Council Member Glasgow / Second: Council Member Paiement to approve Resolution 2016-20 to rebid for construction services for the new city hall project. Discussion ensued (Council Members Glasgow and Ryan, City Attorney Dave Snyder, Mayor Williams). Aye (2) – Glasgow, Paiement; Nay (3) - Williams, Loesner, Ryan. Motion declined. Time Stamp 1:26:58

Motion: Council Member Ryan / Second: Council Member Loesner to adopt Resolution 2016-20 to award the bid to Parkos Construction. Discussion ensued (Council Members Glasgow, Mayor Williams, City Treasurer Tom Niedzwiecki, City Administrator/Clerk Sandie Thone). Approved Resolution 2016-20 to award the bid to Parkos Construction in the amount of \$512,700.00 for the construction of the new City Hall at 1190 Saint Croix Trail South with an arbitration amendment (subject to any changes recommended by the City Attorney). Roll Call showed Aye (3) - Loesner, Ryan, Williams; Nay (2) - Glasgow, Paiement. Resolution adopted. Time Stamp 1:35:46

Resolution 2016-18 Conditional Use Permit (CUP) City Hall Project

Motion: Council Member Ryan / Second: Mayor Williams to adopt Resolution 2016-18 Conditional Use Permit (CUP) City Hall Project to allow for grading in excess of 50 cubic yards per acre. Aye (3) - Loesner, Ryan, Williams; Nay (2) - Glasgow, Paiement. Resolution adopted. Time Stamp 1:37:50

Resolution 2016-19 Variance 453 Quixote Avenue South

[see meeting video recording on the Lakeland website for individual comments]

Discussion ensued, among others; DNR recommendations taken and incorporated into the resolution (Mayor Williams, City Administrator/Clerk Sandie Thone, Council Members Ryan, Glasgow and Loesner, City Treasurer Tom Niedzwiecki, City Attorney Dave Snyder). Public comment; Chris White, 311 Queenlan Avenue South.

Motion: Council Member Paiement / Second: Council Member Glasgow to adopt Resolution 2016-19 Variances to 453 Quixote Avenue South for set-back and substandard structure height as amended to include waiving of escrow balance fee. All Ayes (5-0). Resolution adopted. Time Stamp 1:56:33

Resolution 2016-16 2017 Proposed Budget and Levy

City Treasurer Tom Niedzwiecki stated no changes to the numbers provided last month (decrease of 0.2%) for a total 2017 budget of \$1,082,490 and levy of \$1,014,679. Increase in tax rate of 42.45% to 44.2% (higher than 2015, but lower than 2012-2014) due to lower income from residential sales than projected. Discussion ensued (Council Member Glasgow).

Motion: Council Member Ryan / Second Council Member Loesner to adopt Resolution 2016-16 2017 Proposed Budget and Levy. All Ayes (5-0). Resolution adopted. Time Stamp 2:03:37

Zoning District Update Proposal

Mayor Williams directed staff to research any grants available to deflect costs, instead of further protracted discussions. Consensus was reached. Time Stamp 2:05:59

Lakeland Shores City Office Rent

The City of Lakeland Shores has a current contract with the City of Lakeland to rent space in the old City Hall (\$125.00/month for council chambers and video equipment); which specifically stipulates 690 Quinnell Avenue. An issue is raised over the current contract in place not accurately accounting for all space (and services) being utilized, since the city hall moved into the Public Works building. Discussion ensued (City Treasurer Tom Niedzwiecki, Mayor Williams, City Administrator/Clerk Sandie Thone, Council Member Glasgow, City Attorney Dave Snyder). Consensus was reached to propose a new contract to the City of Lakeland Shores, retroactive to March 2015, in the amount of \$160.00/month. Time Stamp 2:30:46

Canvas Board Meeting Date (November 11-18th, 2016)

Mayor Williams proposed meeting date of November 18th, all were in agreement.

Time Stamp 2:31:03

Professional Public Survey Re: Old City Hall Options

[see meeting video recording on the Lakeland website for individual comments]

Public Comment; Long Barrett, 131 Quality Avenue South

Council decided to table item until further discussion after January 2017.

Time Stamp 2:34:55

9. CITY STAFF REPORTS

City Attorney Dave Snyder

Addressed routine items related to bidding with Staff.

City Administrator/Clerk Sandie Thone

Absentee voting starts September 23rd, and candidate profiles will go out in the October newsletter. Our new deputy clerk started. Website changes will include incorporating RSS feeds soon.

Public Works Director Matt Kline

Water Operator Darren Addy resigned and was thanked, as well as recognized for his quickness in learning the job.

Treasurer Tom Niedzwiecki

The city appears to be on track to meet budget this year.

10. CITY COUNCIL AND MAYOR REPORTS

Council Member Evan Loenser

No report.

Council Member Jeri Ryan

Enjoyed a St. Croix River Paddleboat trip, which included commentary on the history and future of the Stillwater Bridge.

Council Member Richard Glasgow

Went to Afton to pass out thank you cards to Navy military personnel and their families. Expressed dismay over the city's rain garden by the old city hall being in ill repair.

Council Member Joe Paiement

No report.

Mayor Amy Williams

Further explained the benefits of incorporating RSS Feeds through our website.

11. ADJOURN

Motion: Council Member Ryan / Second: Council Member Loesner to Adjourn the Regular City Council Meeting. All Ayes (5-0). Meeting adjourned at 7:44 p.m.

Respectfully submitted by Jennifer Hutchins Farrell

Amy Williams, Mayor

Sandy Thone, City Administrator/Clerk

AGENDA ITEM

5A

CJBWPR\$

PRT CONTRACT ICR REPORT

MTMANDT Page 1
10/01/16 5:08:23

Washington County Sheriff's Office
CONTRACT ICR's
Contract Report for LAKELAND
For the Period 9/01/16 To 9/30/16

Date	Time	ICR #	ID#	Street Name	Complaint
9/01/16	18:08:21	116032778	0095	SAINT CROIX TR	VEHICLE ACCIDENT
9/02/16	11:07:58	116032843	0088	QUEENAN AV	SUCIDIAL MALE LVL 1-RESTACK C
9/02/16	19:18:42	116032946	1255	ST CROIX RIVER	DISORDERLY CONDUCT
9/03/16	3:39:06	116032992	0070	SAINT CROIX TR	INTOX DRIVER
9/03/16	18:31:57	116033047	1253	ST CROIX RIVER	WATERCRAFT VIOLATION WARNING
9/03/16	19:16:48	116033051	1253	ST CROIX RIVER	WATERCRAFT VIOLATION WARNING
9/03/16	20:15:10	116033059	1255	ST CROIX RIVER	WATERCRAFT VIOLATION
9/03/16	20:15:35	116033060	1255	ST CROIX RIVER	WATERCRAFT VIOLATION (X2) TWO
9/03/16	20:16:01	116033061	1255	ST CROIX RIVER	WATERCRAFT VIOLATION (X2) TWO
9/03/16	20:16:25	116033063	1255	ST CROIX RIVER	WATERCRAFT VIOLATION
9/03/16	20:16:57	116033064	1255	ST CROIX RIVER	WATERCRAFT VIOLATION
9/03/16	20:26:44	116033067	0091	SAINT CROIX TR	CAR VS DEER
9/04/16	12:00:22	116033125	0130	SAINT CROIX TR	DRIVING COMPLAINT
9/04/16	14:14:33	116033141	0130	4TH ST	PROPERTY DAMAGE ACCIDENT
9/04/16	17:14:12	116033166	0094	SAINT CROIX RIV	WATER CRAFT VIOLATION **REST
9/04/16	17:35:46	116033169	1272	ST CROIX RIVER	WATER CRAFT VIOLATION
9/04/16	19:02:47	116033177	1274	ST CROIX RIVER	BWI ARREST - 2ND DEGREE
9/04/16	20:10:23	116033182	0076	ST CROIX RIVER	BOATER ASSIST
9/05/16	0:50:22	116033201	0092	SAINT CROIX TR	STALLED VEH
9/05/16	2:35:00	116033206	0080	I94	PURSUIT INFO
9/05/16	2:35:00	116502262	0080	I94	PURSUIT INFO
9/05/16	21:36:13	116033282	1255	ST CROIX RIVER	WATERCRAFT VIOLATION
9/06/16	9:17:16	116033311	0063	SAINT CROIX TR	JUV ISSUE
9/06/16	10:32:09	116033317	0190	SAINT CROIX TR	VANDALISM
9/07/16	5:40:35	116033412	1282	SAINT CROIX TR	TRADDIC-NO PROOF OF INSURANCE-
9/07/16	18:05:33	116033507	0079	SAINT CROIX TR	ROAD RAGE INCIDENT
9/08/16	12:19:00	116033579	0068	QUINLAN AV	POS RECOVERED STOLEN PROPERTY
9/09/16	9:08:30	116033651		QUAMWELL AV	RECEIPT# 160004295
9/09/16	16:23:53	116033710	0084	SAINT CROIX TR	NEIGHBOR ISSUE
9/09/16	16:51:19	116033716	0093	QUEENAN AV	SUCIDIAL MALE **3RD PARTY INF
9/09/16	16:51:19	116621114	0084	QUEENAN AV	SUCIDIAL MALE/AOA *3RD PARTY I
9/10/16	11:24:23	116033773	0130	UPPER 2ND ST	ATTEMPTED PHONE SCAM-RESTACK
9/10/16	11:46:51	116033776	0096	SAINT CROIX TR	CIVIL ISSUE
9/10/16	17:10:22	116033803	0091	QUEHL AV	CAR ALARM **RSTK 174 CALL**
9/10/16	21:57:38	116033829	0174	SAINT CROIX TR	ERRATIC DRIVER
9/11/16	0:54:42	116033847	1209	I94	FIRE CALL
9/12/16	0:32:21	116033926	1209	HUDSON BLVD	CRIME PREVENTION - OPEN GATE
9/12/16	16:20:24	116034034	0176	QUAMWELL AV	ANIMAL CONCERN
9/13/16	6:22:08	116034076	1205	QUEHL AV	ALARM
9/14/16	17:32:13	116034298	1282	QUEENAN AV	IRS SCAM **RESTACK CALL CO
9/14/16	21:45:31	116034314	0176	2ND ST	CHILD SAFETY CONCERN **REST
9/15/16	6:22:10	116034326	1208	SAINT CROIX TR	CRIME PREVENTION
9/15/16	10:37:54	116034354	0096	I94	ROAD DEBRIS
9/15/16	11:59:23	116034371		7TH ST	WARRANT / SW / CR161305
9/15/16	14:10:37	116034398	0088	SAINT CROIX TR	POSS IMPAIRED DRIVER
9/16/16	3:08:51	116034456	0194	RIVERCREST RD	ALARM
9/16/16	11:44:08	116034495	0110	SAINT CROIX TR	BREAK IN REPORT **BUILDING H
9/16/16	13:29:26	116034527	0130	SAINT CROIX TR	911 CALL
9/16/16	14:27:57	116034543	0096	SAINT CROIX TR	AUD ALARM
9/16/16	16:13:43	116034567	0100	QUENTIN AV	OFFICERS INFO
9/17/16	0:46:56	116034615	1264	HUDSON BLVD	OPEN GATE
9/17/16	5:24:49	116034624	0150	RIVERCREST RD	BURGLAR ALARM

PRT CONTRACT ICR REPORT

MTMANDT Page 2
10/01/16 5:08:23

CJBWPR\$
 Washington County Sheriff's Office
 CONTRACT ICR's
 Contract Report for LAKELAND
 For the Period 9/01/16 To 9/30/16

Date	Time	ICR #	ID#	Street Name	Complaint
9/17/16	5:24:49	116502354		RIVERCREST RD	AOA.BURGLAR ALARM
9/17/16	5:42:13	116034626	0070	RIVERCREST RD	ALARM
9/17/16	6:50:51	116034629	1264	I94	STALL BLOCKING
9/17/16	12:50:43	116034650	0068	RIVERCREST RD	MEDICAL LEVEL 1 *RESTACK WCSO
9/17/16	16:56:29	116621744	0076	I94	DRIVING COMPLAINT
9/18/16	12:11:33	116034755	0160	4TH ST	TRAFFIC
9/18/16	16:30:54	116034792	0174	SAINT CROIX TR	ALARM
9/18/16	17:07:01	116034795	0091	QUANT AV	UNKNOWN PROBLEM
9/18/16	18:17:16	116034803	0174	HUDSON BLVD	SUSPICIOUS PERSON
9/20/16	18:35:52	116035104	0174	QUINNELL AV	LAKELAND CITY COUNCIL MEETING
9/21/16	13:35:44	116035215	0164	3RD ST	CHILD PROTECTION INTAKE REFERR
9/21/16	16:33:58	116035240	0176	QUIXOTE AV	IRS SCAM
9/21/16	21:23:44	116035274	0176	RIVERCREST RD	STRUCTURE FIRE
9/22/16	7:27:06	116035306	1205	SAINT CROIX TR	FAMILY ASSIST
9/23/16	1:06:34	116035447	0067	SAINT CROIX TR	SUSPICIOUS MALE/DWI
9/23/16	1:06:34	116502402	0080	SAINT CROIX TR	AOA/SUSPICIOUS MALE
9/23/16	11:03:57	116035507	0081	5TH ST	INFORMATIONAL
9/23/16	23:26:25	116035620	1280	SAINT CROIX TR	ALARM
9/24/16	0:04:21	116035623	1280	SAINT CROIX TR	DWI
9/24/16	4:38:40	116035634	0100	I94	DEAD DEER
9/24/16	16:07:23	116035683	0170	I94	MOTORIST ASSIST
9/25/16	17:21:59	116035769	0091	QUEHL AV	DISTURBANCE *RESTACK* CAL
9/25/16	17:21:59	116704300		QUEHL AV	DISTURBANCE **AOA**
9/25/16	17:21:59	116704301		QUEHL AV	DISTURBANCE **AOA**
9/25/16	23:39:47	116035791	0089	RIVERCREST RD	PUBLIC ASSIST ***WANT
9/26/16	18:43:20	116035887	0174	HUDSON RD	MOTORIST ASSIST
9/27/16	12:30:33	116035986		18TH ST	RECEIPT# 160004571
9/27/16	13:47:13	116035996	0160	I94	SUSP BURG VEH
9/27/16	14:35:35	116036003	0160	QUIXOTE AV	LOW HANGING POWER LINE
9/27/16	15:59:25	116036015	0084	I94	PANHANDLER
9/28/16	15:51:30	116036137	1281	SAINT CROIX TR	TRAFFIC/ DAR
9/29/16	9:11:32	116036204	0160	QUIXOTE AV	911 MISDIAL
9/29/16	23:29:40	116036311	1282	I94	TRAFFIC-SPEED 86/70-UNSAFE CHA
9/30/16	1:18:21	116036320	1282	I94	TRAFFIC-DAR
9/30/16	22:28:45	116036475	0176	SAINT CROIX TR	ABANDONED VEHICLE ON THE ROUND

Total ICRs Processed: 87

** END OF REPORT **

AGN	Date	Citation Number	Badge	Officer Name	Citation Type	Warning	Street Name	City	Literal Desc
WCSO	2016-09-30	820027627402	1282	M. Ramos	Citation	N	I94	Lakeland	DL-Drive After Revocation/DAR
WCSO	2016-09-29	820027627306	1282	M. Ramos	Citation	N	I94	Lakeland	MOV-Speed-Exceed Limit
WCSO	2016-09-28	820032627201	1281	D. Sawacke	Citation	N	SAINT CROIX TRL S	Lakeland	DL-Drive After Suspension/DAS
WCSO	2016-09-24	820030626801	124	J. Sutherland	Citation	N	SAINT CROIX TRL S	Lakeland	Traffic - DWI - Operate Motor Vehicle - Alcohol Concentration 0.08 Within 2 Hours
WCSO	2016-09-23	820032626701	1283	J. Liebenow	Citation	N	SAINT CROIX TRL N	Lakeland	Traffic - DWI - Operate Motor Vehicle - Alcohol Concentration 0.08 Within 2 Hours
WCSO	2016-09-18	820025626201	160	K. Manis	Citation	N	4TH ST S	Lakeland	REG-Operate with Suspended/Revoked Plates
WCSO	2016-09-07	820016625102	1282	M. Ramos	Citation	N	SAINT CROIX TRL N	Lakeland	Traffic Regulation - Driver Must Carry Proof of Insurance when Operating Vehicle
WCSO	2016-09-01	820024624501	170	S. Wittl	Citation	N	SAINT CROIX TRL S	Lakeland	MOV-Fail to Drive with Due Care

Lakeland Update – September, 2016

- 1. I again want to express my appreciation to the Lakeland City Council for their willingness to provide projects for Hamlin students to work on this Summer. In discussing the results of the feedback from the participating students, they would like to continue the working relationship in 2017 starting with their Spring Semester class in early January. I will have further information in a couple of months.**
- 2. At some point, it would be good to talk to Mary Devine about doing a story on these presentations, so that we can showcase this positive work to our residents.**
- 3. With the help of Nate Hanson, one of those student presenters, the grant application for \$10,000 for assistance in completing the 2040 Comp Plan to Metro Council was submitted on August 30th. We have not yet heard whether or not it was approved, but we should hear soon, so it should be scheduled for the November City Council Meeting to accept the Grant Agreement with Metropolitan Council for Planning Assistance.**
- 4. Lakeland's Housing Performance Score stands at 29 out of 100 points, which is exactly what it was in 2015. The good news is that Lakeland is eligible for grants for senior/low moderate income housing. After discussing the rating with them, I did not dispute their grading by the 9/15 deadline.**
- 5. I have had renewed interest in Senior Housing in Lakeland. I've been contacted by a Developer that is interested in the site near the Lakeland Plaza. They have a good track record for building low-moderate income senior housing. The company will be in town in Late-November, to take a look at the site.**
- 6. In answer to a question that came up at a recent City Council Meeting, the Washington County HRA administrates the Community Development Block Grant Program (CDBG) in the county. It is a competitive process with about \$317,000 available for projects. Applications for 2015 are closed, and now approved by the County Commissioners early this year, but it would be good to meet with the HRA to take a look at possible projects for 2017. I will facilitate that for the City later this year.**
- 7. As I mentioned previous Updates, there are sections that the City can complete by simply updating the current Comp Plan – Aviation,**

Transit System, and Metro Highway System are 3 examples that will require minimal revisions. I started drafting those sections late August for future Council review. I will integrate the information from the recent Hamline student projects into the draft 2040 Comp Plan. The City will need to begin the process for the Comp Plan as soon as we are notified of receipt of the grant, so that we can stay on target for completion of the Draft by October, 2017

8. Speaking of the 2040 Comp Plan, as you may know, the City's Metro Council Sector Rep, Ryan Garcia, is no longer working at Metro Council. Temporarily, Lisa Barajas, the City's previous Sector Rep, with backup from Angela Torres, will be our contact until another person is hired this Fall.
9. As part of the Comp Plan process, all local Water Supply Plans are now to be submitted to the DNR only and on a standard template provided by the DNR. The DNR will then contact Metro Council for their comments on consistency with regional plans. The DNR will then approve the local Water Supply Plan, which will fulfil the requirements of the Comp Plan. Lakeland must submit their Water Supply Plan on the template by 12/31/16. Assuming approval, the city simply makes this part of the Comp Plan. I'll be working with Matt on its inclusion into the Comp Plan.
10. The League of Minnesota Cities draft policies for 2017 Legislative Session are now up online for review – www.lmc.org/draftpolicies All comments on them must be in by Friday, October 28th, so the Board can approve them by November 10th.
11. The foreclosure data provided by the Washington County HRA thru August, 2016 shows that the news continues to be good...Sheriff's sales are averaging 24/month, which is down from 104/month in 2010...no foreclosures in Lakeland in August, 2016.
12. The Minnesota minimum wage went to \$9.50/hr on 8/1/16...this includes all PT staff – firefighters, election judges, and temporary employees. The new overtime rules will go into effect on 12/1/16 – all FT employees will need to be paid at least \$47,476 a year or be subject to paid overtime. Let me know if you have questions about the new rule.
13. The Washington County Board of Commissioners heard the Library's Strategic Plan and adopted it on February 16th. In reviewing it, as it pertains to Lakeland, the Goals include cultivating partnerships, improving library facilities, and making libraries a "tech hub". At its July 12th Meeting the Board, accepted a recommendation "to identify

alternative space options for the Valley Branch Library”, which seems to suggest that losing the library may be “on the table”. At the August 23rd County Board Meeting, the Library System received the OK to spend \$56,770 to contract with CIVIC Technologies for “demographic disaggregation, implementation, and market services to assist in the implementation and assessment of their Strategic Plan.” Not exactly sure what that means in terms of Lakeland’s branch, but I will continue to follow the progress of the Library’s Strategic Plan.

14. The Washington County HRA is now officially a Community Development Agency (CDA) with the powers of an HRA AND EDA (Economic Development Authority), as of September 27th. After a Public Hearing, the County Board gave their local approval to the change to a CDA. I’ve attached the presentation and Resolution from the meeting from the County Board Agenda for your information.
15. Now that the change is official, I will line up a visit from the newly hired Economic Development Director, Chris Eng, in the next couple of months, if the City would like to discuss re/development options with him, since the city will likely need to coordinate its Comp Plan with the County’s Economic Development strategies.
16. Other news: the State Revenue Collections were \$42 million less than forecast for August, which means that since the new FY 2017 Budget started in on July 1st, revenues are now a total of \$73 million LESS than forecast; the State also regained its AAA bond rating from Fitch, but not from Moody’s or Standard & Poor’s yet; Metropolitan Council approved a Preliminary Levy increase of 1.9% for 2017; Washington County received a “clean” Audit for 2015, along with a GFOA Excellence in Financial Reporting Award for their 2014 Comprehensive Financial Report Washington County is beginning its update of their Solid Waste Master Plan, as required by the State; and annual LMC/Metro Cities Regional Meeting is set for Wednesday, November 30th @ the Embassy Suites in Brooklyn Center, so mark your calendar!
17. October, 2016 Work Plan – Focus on the 2040 Comp Plan Process and Comp Plan Update, Assist on the City Hall project...and any other projects!



Request for Board Action

BOARD MEETING DATE:
September 27, 2016

AGENDA ITEM NUMBER:

Commissioner's Report

4

Department Information

ORIGINATING DEPARTMENT: Administration	REQUESTOR: Becky Sells	REQUESTOR PHONE: 651-430-6014
PRESENTER(S): Barbara Dacy, Executive Director of Washington County CDA	MEDIA CONTACT: Yvonne Klinnert	MEDIA CONTACT PHONE: 651-430-6026

Agenda Item Details

BRIEF DESCRIPTION OF YOUR REQUEST: Hold a public hearing and adopt resolution which grants economic development authority powers to the Washington County Community Development Agency.	
AGENDA YOU ARE REQUESTING TIME ON: Public Hearing	ARE YOU SEEKING APPROVAL OF A CONTRACT? No
TIME NEEDED: 30	
IS THIS MANDATED? Yes	EXPLANATION OF MANDATE: Minnesota Statue 469.093 requires a public hearing be held prior to any modification of the enabling resolution of a housing and redevelopment authority or economic development authority.
BACKGROUND/JUSTIFICATION: In 1980, Washington County created the Washington County Housing and Redevelopment Authority (HRA) enabling the agency with all housing and redevelopment powers detailed in Minnesota Statutes, sections 469.001 to 469.047. In 2016, the Washington County HRA's enabling law was amended by the Laws of Minnesota 2016, Chapter 92, Sections 2, 3 and 4. As required by Minnesota Statue 645.021, both the County and the HRA adopted resolutions approving the special law. The new law added economic development authority powers and renamed the HRA to the Washington County Community Development Agency (CDA). The next step to finalize the new law is for Washington County, by resolution, to enable the CDA with the economic development authority powers available in Minnesota Statutes, sections 469.090 to 469.1081. The new law restricts the CDA's ability to levy the tax described in section 469.107; but, may use its existing special tax levy for housing, redevelopment and economic development purposes. The County Board may choose to add other restrictions to the CDA's economic development powers. A summary of the powers is in Attachment A. Notice of the public hearing was published in the Stillwater Gazette on September 9, 2016 and September 16, 2016.	
PREVIOUS ACTION ON REQUEST / OTHER PARTIES INVOLVED? Yes	

-Washington County Board approval on September 6, 2016 setting public hearing for September 27, 2016 regarding the modification of the enabling resolution of the Washington County Community Development Agency.

-Washington County Board approval on June 28, 2016 Resolution 2016-087 Approving Laws of Minnesota 2016, Chapter 92, Sections 2, 3 and 4 Relating to County Economic Development Authority and Powers.

-Washington County HRA approval on June 21, 2016 Resolution 16-38 Approving Laws of Minnesota 2016, Chapter 92, Sections 2, 3, and 4.

Budget Information

FUNDING:

NA

Approvals

COUNTY ATTORNEY:

George Kuprian

RECOMMENDATIONS: **Approved**

COMMENTS:

COUNTY ADMINISTRATOR:

Molly O'Rourke

RECOMMENDATIONS: **Approved**

COMMENTS:



**ENABLING RESOLUTION
WASHINGTON COUNTY
COMMUNITY DEVELOPMENT
AGENCY (CDA)**

September 27, 2016



Amended Special Law

- Changes name of Housing and Redevelopment Authority (HRA) to CDA
 - Excludes 2nd special benefit levy
 - Allows maximum levy at higher of HRA or EDA limit
 - Allows levy to be used for HRA and EDA activities
 - Requires municipal approval
 - Allows County to enable CDA with Economic Development Authority (EDA) powers
 - Maintains HRA powers
 - May limit to certain EDA powers
 - Requires public hearing
 - Requires County resolution
-



EDA Powers Given by Statute

- Establish economic development districts
 - Acquire and use real property
 - Enter into contracts
 - Enter into construction contracts
 - Enter into partnerships
 - Acquire easements
 - Buy supplies
 - Receive public property
 - Acquire/dispose real property
 - Create foreign trade zones
 - Exercise housing and redevelopment powers
 - Own and operate parking facilities
 - Act as a government agent
 - Conduct or commission studies
 - Engage in public relations
 - Accept public land
 - Improve property
 - Make loans in anticipation of bonds
 - Sell and use bond proceeds
 - Lend funds
 - Supply small business capital
 - Issue general obligation and revenue bonds
-



EDA Powers County May Limit

- EDA powers exercised
 - Transfer unpledged reserves
 - Issuance of all bonds be approved by County
 - CDA follow budget process of County department
 - Actions be consistent with County Comprehensive Plan
 - CDA lobbying activities approved by County
 - CDA management practices approved by County
-



Economic Development Work Group

- Embrace diversity of Washington County
 - Top Priorities
 - Marketing
 - Façade improvement loan programs
 - Open to Business, including small business loans
 - Labor/market studies
 - Predevelopment Seed grants
-



Recommendation

- County Board enable CDA with all EDA powers
 - No additional limitations
-

DATE September 27, 2016
MOTION
BY COMMISSIONER _____

DEPARTMENT Administration
SECONDED BY
COMMISSIONER _____

**RESOLUTION GRANTING ECONOMIC DEVELOPMENT AUTHORITY POWERS TO THE
WASHINGTON COUNTY COMMUNITY DEVELOPMENT AGENCY**

WHEREAS, under Laws of Minnesota 2016, Chapter 92, sections 2, 3 and 4 (the Act), the Washington County Housing and Redevelopment Authority shall be known as the Washington County Community Development Agency (WCCDA); and

WHEREAS, on June 29, 2016, the Washington County Board of Commissioners pursuant to the requirement contained in Minnesota Statutes, section 645.021 approved the Act; and

WHEREAS, pursuant to the Act, the WCCDA may continue to exercise any of the powers and duties of a county housing and redevelopment authority; and

WHEREAS, the Act provides the WCCDA has the powers of an economic development authority under Minnesota Statutes, sections 469.090 to 469.1081 that are granted to the WCCDA by resolution of the Washington County Board of Commissioners; and

WHEREAS, under the Act the WCCDA may not levy the tax described in section 469.107; but, with the approval of the Washington County Board of Commissioners the WCCDA may increase its levy of the special tax described in section 469.033, subdivision 6, to any higher limit authorized under section 469.107; and

WHEREAS, under the Act the money in the housing and development project fund under section 469.033, subdivision 6, may be expended by the WCCDA for the purposes of sections 469.001 to 469.047 or 469.090 to 469.1081; and

WHEREAS, on this date the Washington County Board of Commissioners has conducted a public hearing prior to adoption of this enabling resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby grants to the Washington County Community Development Agency all the powers granted to an economic development authority pursuant to Minnesota Statutes, sections 469.090 to 469.1081, except as otherwise expressly provided by the Act.

BE IT FURTHER RESOLVED, that the Board acknowledges and confirms all other powers and authority conferred upon the WCCDA under the Act.

BE IT FURTHER RESOLVED, that nothing herein is intended to impose any limitations on the WCCDA's powers under Minnesota Statutes, sections 469.001 to 469.047.

ATTEST:

COUNTY ADMINISTRATOR

YES NO

COUNTY BOARD CHAIR

MIRON _____
KRIESEL _____
WEIK _____
BIGHAM _____

MINNESOTA STATUTES 469.09 – 469.1082
Economic Development Authority Powers

Establish economic development districts. An economic development authority may create and define the boundaries of economic development districts at any place or places within the county, except that the district boundaries must be contiguous and necessary to carry out its economic development purposes.

Acquire and use real property. An economic development authority may acquire by lease, purchase, gift, devise, or condemnation proceedings the needed right, title, and interest in property to create economic development districts. It may hold and dispose of the property subject to the certain limits and conditions. An economic development authority may sign options to purchase, sell, or lease property.

Enter into contracts. An economic development authority may make contracts for the purpose of economic development within the powers given in State Statutes. An authority may contract or arrange with the federal government, or any of its departments, with persons, public corporations, the state, or any of its political subdivisions, commissions, or agencies, for separate or joint action, on any matter related to using the authority's powers or performing its duties.

Enter into construction contracts. For all contracts for construction, alteration, repair, or maintenance work, the authority may award contracts to the vendor offering the best value. An authority may award all contracts for construction, alteration, repair, or maintenance work to the lowest responsible bidder, reserving the right to reject any or all bids.

Enter into partnerships. An economic development authority may be a limited partner in a partnership whose purpose is consistent with the authority's purpose.

Acquire easements. An economic development authority may acquire rights or an easement for a term of years or perpetually for development of an economic development district.

Buy supplies. An economic development authority may buy the supplies and materials it needs to carry out this section.

Receive public property. An economic development authority may accept land, money, or other assistance, whether by gift, loan or otherwise, in any form from the federal or state government, or an agency of either, or a local subdivision of state government to carry out its economic development purposes and to acquire and develop an economic development district and its facilities.

Dispose of real property. An economic development authority may sell or lease land held by it for economic development in economic development districts. An authority may acquire, sell, or lease single or multiple tracts of land regardless of size, to be developed as a part of the economic development of the district.

Create foreign trade zones. An economic development authority may apply to the board defined in United States Code for the right to use the powers provided in the Code. If the right is granted, the authority may use the powers. One authority may apply with another authority.

Exercise housing and redevelopment powers. An economic development authority may exercise powers and duties of a redevelopment agency for housing, redevelopment and/or economic development purposes.

Own and operate parking facilities. An economic development authority may operate and maintain a public parking facility or other public facility to promote development in an economic development district.

Act as a government agent. An economic development authority may cooperate with or act as agent for the federal or the state government, or a state public body, or an agency or instrumentality of a government or a public body to carry out economic development activities or any other related federal, state, or local law in the area of economic development district improvement.

Conduct or commission studies. An economic development authority may study and analyze economic development needs in the county, and ways to meet the needs. An authority may study the desirable patterns for land use for economic development and community growth and other factors affecting local economic development in the county and make the result of the studies available to the public and to industry in general. An authority may engage in research and disseminate information on economic development within the county.

Engage in public relations. To further an authorized purpose, an economic development authority may (1) join an official, industrial, commercial, or trade association, or another organization concerned with the purpose, (2) have a reception of officials who may contribute to advancing the city and its economic development, and (3) carry out other public relations activities to promote the county and its economic development. Activities under this subdivision must demonstrate a public purpose.

Accept public land. An economic development authority may accept conveyances of land from all other public agencies, commissions, or other units of government, if the land can be properly used by the authority in an economic development district, to carry out the Authority's purposes.

Improve property. An economic development authority may carry out the law on economic development districts to develop and improve the lands in an economic development district to make it suitable and available for economic development uses and purposes. An authority may fill, grade, and protect the property and do anything necessary and expedient, after acquiring the property, to make it suitable and attractive as a tract for economic development. An authority may lease some or all of its lands or property and may set up local improvement districts in all or part of an economic development district.

Make loans in anticipation of bonds. After authorizing eligible bonds, an authority may borrow to provide money immediately required for the bond purpose.

Sell and use bond proceeds. The proceeds of bonds issued by an authority and temporary loans may be used to make or purchase loans for economic development facilities that the authority believes will require financing. To make or purchase the loans, the authority may enter into loan and related agreements under terms and conditions the authority considers appropriate

Lend funds. An economic development authority may sell any note, mortgage, lease, sublease, lease purchase, or other instrument securing a loan made for the purpose of economic development, job creation, redevelopment, or community revitalization by a public agency to a business, for-profit or nonprofit organization, or an individual.

Supply small business capital. An economic development authority may participate with public or private corporations or other entities, whose purpose is to provide seed or venture capital to small businesses that have facilities located or to be located in an economic development district.

Issue general obligation and revenue bonds. An economic development authority may issue general obligation bonds in the principal amount authorized by two-thirds majority vote. The bonds may be issued: (1) to secure funds needed by the authority to pay for acquired property or (2) for other economic development purposes. An economic development authority may decide by resolution to issue its revenue bonds either at one time or in series from time to time. The revenue bonds may be issued to provide money to pay to acquire land needed to operate the authority, to purchase or construct facilities, to purchase, construct, install, or furnish capital equipment to operate a facility for economic development of any kind within the city, or to pay to extend, enlarge, or improve a project under its control.



Permit #	Date Out	Name	Address		Res or Comm	Permit type	Other Description	Last Inspection	
LL15-01	9/17/15	Chris Wallberg	768	Quinnell Avenue N	Residential	Accessory	Re-Roof		
LL15-03	9/13/15	Jean Sortedah	261	Quehl Court N	Residential	Accessory	Re-Roof		
LL15-09	9/30/15	Al McDonough	100	Quality Avenue S	Residential	Accessory	Floating Slab		
LL15-14	10/29/15	Steve Zigan	301	Quentin Avenue N	Residential	Accessory	Re-Window		
LL15-16	10/21/15	Adam Peterson	397	Quinnell Avenue N	Residential	Accessory	Re-Roof		
LL15-18	10/21/15	Adam Peterson	397	Quinnell Avenue N	Residential	Accessory	Re-Window		
LL15-19	10/26/15	Janet Conroy/Champton Plumbing	1611	3rd Street N	Residential	Plumbing	Plumbing		
LL15-21	11/4/15	Brian Beedle	268	Quinmoore Avenue	Residential	Accessory	Re-Roof		
LL15-22	11/12/15	Jon Morris/Fireside Hearth & Home	901	Quentin Avenue S	Residential	Mechanical	Mechanical	11/17/15	
LL15-26	12/17/15	John Dewall/One Hour	16028	5th Street S	Residential	Mechanical	Mechanical		
LL16-01	1/7/16	Lahcen Oubaha/Airic's Heating	16605	11th Avenue N	Residential	Mechanical	Mechanical	2/16/16	
LL16-02				1-25-16 Halli thinks she may have skipped this number. BB					
LL16-03	1/8/16	Corey Snider	16655	7th Street N	Residential	Plumbing	Plumbing	1/26/16	
LL16-06	3/4/16	William Abrahamson/EOL Brown Plum	16644	7th Street N	Residential	Plumbing	Plumbing		
LL16-23	5/4/16	JTS Heating & Air	499	Quinlan Avenue S	Residential	Mechanical	Mechanical	7/6/16	
LL16-26	5/24/16	John Orner/Image Builders	499	Quinlan Avenue S	Residential	Plumbing	Plumbing	6/1/16	
LL16-27	5/24/16	Scott Lueders	16438	5th Street Court Nor	Residential	Accessory	Re-Roof		
LL16-29	6/2/16	Steve Lauber/Renewal By Anderson	620	Quality Avenue N	Residential	Accessory	Re-Window		
LL16-30		Scott Lueders	16438	5th Street Court Nor	Residential	Accessory	Re-Window	8/30/16	
LL16-31	6/16/16	Scott Lueders	16438	5th Street Court Nor	Residential	Mechanical	Mechanical		
LL16-32	6/23/16	Bruce Napier/Fireside Hearth & Home	499	Quinlan Avenue S	Residential	Mechanical	Mechanical		
LL16-34	6/27/16	Jim Kleve/ABS of WI Inc.	16416	5th Street Court Nor	Residential	Accessory	Re-Window		
LL16-35	6/27/16	Mark Bluhm/All Residential	780	Quixote Avenue N	Residential	Mechanical	Mechanical	7/13/16	
LL16-37	6/28/16	Peter Selb	157	Quamwell Ave S	Residential	Accessory	Re-Side		
LL16-38	6/29/16	Deborah Nei/J&B Roofing	16160	7th Street N	Residential	Accessory	Re-Roof		
LL16-40	7/12/16	Roger Moe/Lindus Construction	421	Queenan Avenue S	Residential	Accessory	Re-Roof		
LL16-41	7/11/16	Sue Sivertsen/Window Concepts	16130	5th Street N	Residential	Accessory	Re-Window		
LL16-46									
LL16-49	8/15/16	Eric Beinlich/Chad Johnson Const	273	Quant Avenue N	Residential	Accessory	Re-Window		
LL16-50	8/15/16	Eric Beinlich/Chad Johnson Const	273	Quant Avenue N	Residential	Plumbing	Plumbing		
LL16-57	8/31/16	Desiree Monson	16410	5th Street S	Residential	Accessory	Re-Window		
LL16-58									
LL16-59	9/15/16	Scott Lueders	16438	5th Street Court Nor	Residential	Accessory	Re-Side		
LL16-60	9/19/16	Larry Pitkanen/Sunrise Remodelers	16695	3rd Street N	Residential	Accessory	Re-Roof		
LL16-61	9/20/16	Steve McDonough/Spriggs Plumbing &	16033	8th Street N	Residential	Mechanical	Mechanical		
LL16-62									
LL16-63	9/23/16	Gabe Sherman/Every Element	16037	3rd Street N	Residential	Accessory	Re-Roof	10/4/16	
LL16-65	10/3/16	Andy Trotter/St.Croix Valley Water Con	16364	7th Street Lane S	Residential	Plumbing	Plumbing		
LL16-66	10/5/16	Arretta Englestan/Connolly & Sons Cor	534	St. Croix Trail S	Residential	Accessory	Re-Window		

Permit #	Date Out	Name	Address		Residential Commercial Public/Institutional	Permit type	Other Description	Last Inspection
131504	10/7/2013	Randy Simmons	1775	Queens Ave S	Residential	building	garage	
141580	7/24/2014	Lindsey Pittman/Centraire	16161	6th St N	Residential	Mechanical	Mechanical	
141589	8/19/2014	Dan Nustvold/Rolling Plains Bldrs	1121	Quentin Ave S	Residential	building	screen porch	10/14/14
151685	5/14/2015	William Abrah/Renewal By Anderson	16644	7th St N	Residential	accessory	windows	
151694	6/8/2015	Roger Christenson/K Designers	690	Quixote Ave N	Residential	accessory	windows	
151696	6/16/2015	Bill Curtis/Titan Exterior	16539	10th St Ct S	Residential	accessory	reroof	
151698	6/18/2015	Vicki Belisle	312	Quinmore Ave N	Residential	building	addition	7/1/15
151705	7/1/2015	Melissa Magler	303	Quentin Ave N	Residential	accessory	fence	
151709	7/9/2015	Jake Lopac/Renewal By Adnerson	412	Quinmore Ave N	Residential	accessory	windows	
151710	7/9/2015	Donald Brunckhorst/Renwal by Anderson	16643	4th St N	Residential	accessory	windows	
151711	7/9/2015	Jerri Schneider/Bear Roofing	16585	11th St Ct N	Residential	accessory	reroof	
151715	7/30/2015	Afton/Lakeland School/Septic Solutions	475	St Croix Ave S	commercial	plumbing	plumbing	
151719	7/30/2015	Brian Talcott/TRS Builders	384	Queenan Ave S	Residential	accessory	reroof	
151722	8/3/2015	Joshua Clark	16131	3rd St N	Residential	building	remodel	11/25/15
151726	8/6/2015	Bob Andersen/Performance Pools	303	Quentin Ave N	Residential	building	pool	5/27/15
151729	8/10/2015	David Jacobsen/Hillside Lifts	16684	7th St S	Residential	building	tram	
151730	8/10/2015	Steve Zigan	301	Quentin Ave N	Residential	accessory	reroof	
151733	8/27/2015	Melissa Magler/Antonsen Construction	303	Quentin Ave N	Residential	building	garage	
151735	9/3/2015	Andy Tappan	16063	3rd St N	Residential	Accessory	Re-Roof	
15-02	10/21/2015	Keith Knefelkamp	180	Quality Ave S	Residential	building	remodel	
16-01	3/18/2016	Valley Baptist Church	860	St Croix Trail S	commercial	building	remodel	8/9/16
16-02	3/18/2016	Valley Baptist Church/St Croix Plg	860	St Croix Trail S	commercial	plumbing	plumbing	6/15/16
16-03	3/29/2016	John Orner/Image Builders	499	Quinlan Ave S	Residential	Building	remodel	6/29/16
16-05	4/22/2016	Peter T Kemp	677	Quinlan Ave S	Residential	Building	Deck	
16-08	5/17/2016	Lindsay Pittman/Window World	16161	6th St N	Residential	Building	Egress Window	9/23/16
16-09	5/26/2016	Mark Bluhm/Enerjac Construction	780	Quixote Ave N	Residential	Building	Garage - Detached	10/4/16
16-10	5/31/2016	Gerald Tvedt	176	Quant Ave N	Residential	Building	Deck	
16-11	6/15/2016	Aaron Kroma	16520	4th Street N	Residential	Building	Deck Remodel	
16-13	6/24/2016	Brian Vanbeek	568	Quinnell Ave N	Residential	building	remodel	
16-14	6/24/2016	Brian Vanbeek	568	Quinnell Ave N	Residential	mechanical	mechanical	
16-15	6/24/2016	Brian Vanbeek	568	Quinnell Ave N	Residential	plumbing	plumbing	
16-16	7/25/2016	Washington Co Library/Perfection Heating	380	St. Croix Trail S	Commercial	Mechanical	Mechanical	8/9/16
16-17	7/13/2016	Scott and Melissa Lueders	16438	5th Ct N	Residential	Building	Addition	8/30/16
16-18	7/29/2016	Patricia Hill/Innovative Bsmnt Sys	363	Quentin Ave N	Residential	Building	Misc.	
16-19	8/4/2016	Bill Peterson	585	Quinnell Ave N	Residential	Building	Egress Window	
16-21	8/22/2016	Trena & Sara Arthur-Noble/Able Energy	16600	5th St N	Residential	Building	Solar	
16-22	8/23/2016	Scott Johnson/Bruce Lenzen Design Build	1067	Quixote Ave N	Residential	Building	new home on existing	9/27/16
16-23	8/23/2016	Scott Johnson/Anderson	1067	Quixote Ave N	Residential	mechanical	mechanical	
16-24	8/23/2016	Scott Johnson/M&S Plg	1067	Quixote Ave N	Residential	plumbing	plumbing	
16-25	8/26/2016	Eric & Linda Beinlich/Chad Johnson Construction	273	Quant Ave N	Residential	Building	Remodel	
16-26	10/13/2016	City of Lakeland/City Hall	1190	St. Croix Trail S	commercial	building	new construction	
16-27	9/27/2016	Dorothy Jurek/Egress Window Guy	1820	Quinlan Ave S	Residential	Building	Egress Window	
16-28	10/3/2016	Debra Hintz Oakland	99	Quant Ave N	Residential	Building	Deck Repair	
16-29	10/3/2016	Patty Hill/Innovative Bsmnt Sys	363	Quentin Ave N	Residential	building	draintile	
16-30	10/4/2016	Edward Manor	16399	12th St S	Residential	Building	Remodel	
16-31	10/12/2016	Avretta Engleston	534	St Croix Trail S	Residential	Building	Deck Repair	

AGENDA ITEM 7A



Public Works Department

1190 St Croix Trail South
Lakeland MN 55043
Voice: 651-436-8044
Fax: 651-436-3949
E-mail: waterdept@ci.lakeland.mn.us

To: Lakeland City Council

From: Matt Kline | Director of Public Works

Date: October 18, 2016

RE: Lawn Mower Options

Background

The 2003 John Deere lawn mower recently had a piston go thru the engine block essentially totaling the machine. Century Power is willing to give us \$1,000 for a trade in. I've attached two estimates from Century Power for a new John Deere mower and an ExMark mower (The City of Bayport highly recommends the ExMark mower). Both of these estimates are through the state bid so we can buy direct without getting multiple quotes. I've also attached a bid from a local lawn mowing provider if the city wanted to subcontract the work. This would mean that we would not hire part time summer help.

Recommendation

Given the timing, both with elections and winter, this matter could easily be pushed into the next year. There are multiple facets of both scenarios that should be looked at including true cost of each endeavor. The current staff recommendation would be to look at all savings and expenses involving both options and bring this matter back to a meeting in early 2017.

CENTURY POWER EQUIPMENT

5920 Memorial Ave N
 Stillwater MN 55082
 651-439-2035
 FAX 651-439-3105



JOHN DEERE

PRICE QUOTE

NAME: CITY OF LAKELAND	PHONE: 651 253-3263
ADDRESS: 690 QUINNELL	EMAIL: lakelandwater@comcast.net
CITY: LAKELAND	STATE: MINN
DATE: 10/5/2016	ZIPCODE: 55043

QTY	PRODUCT NUMBER	PRODUCT DESCRIPTION	RETAIL	EXTENDED
1		LZX940EKC72RTO EXMARK MOWER 72" SERIES 6 REAR DISCHARGE DECK EFI WITH RED TECHNOLOGY	\$15,199.00	\$10,943.00
1	116-8548	MULCH KIT	\$649.00	\$467.28
		Trade in: 2004 1435 front deck mower. \$1,000.00		
			SUB TOTAL	\$15,848.00
			DISCOUNT	\$4,437.72
COMMENTS:			TRADE-IN	\$1,000.00
			SUB TOTAL	\$10,410.28
			TAX	\$0.00
			SUB TOTAL	\$10,410.28
Quote by: MICHAEL COOK			PREP	N/C
			FREIGHT	N/C
REV.	TOTAL SETUP AND DELIVERED			\$10,410.28



JOHN DEERE



ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

Deere & Company
2000 John Deere Run
Cary, NC 27513
FED ID: 36-2382580; DUNS#: 60-7690989

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:

CENTURY POWER EQUIPMENT
5920 Memorial Ave North
Stillwater, MN 55082
651-439-2035
roger@centurypower.com

Quote Summary

Prepared For:

City Of Lakeland City Hall
690 Quinnell Ave N
Lakeland, MN 55043
Business: 651-436-4430

Delivering Dealer:

CENTURY POWER EQUIPMENT
Michael Cook
5920 Memorial Ave North
Stillwater, MN 55082
Phone: 651-439-2035
michael@centurypower.com

Quote ID: 14146836
Created On: 05 October 2016
Last Modified On: 05 October 2016
Expiration Date: 30 December 2016

Equipment Summary	Selling Price	Qty	Extended
JOHN DEERE 1550 TerrainCut Commercial Front Mower (Less Mower Deck) Contract: MN Commercial Riding Mowers 103916 (PG 0B) Price Effective Date: October 5, 2016	\$ 16,639.74 X	1 =	\$ 16,639.74
JOHN DEERE 72 In. Fastback Commercial Rear Discharge Deck Contract: MN Commercial Riding Mowers 103916 (PG 0B) Price Effective Date: October 5, 2016	\$ 3,971.05 X	1 =	\$ 3,971.05
Equipment Total			\$ 20,610.79

Trade In Summary	Qty	Each	Extended
JOHN DEERE 1435 24HP DIESEL FRONT MOWER	1	\$ 1,000.00	\$ 1,000.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 1,000.00
Trade In Total			\$ 1,000.00

* Includes Fees and Non-contract items	Quote Summary	
	Equipment Total	\$ 20,610.79

Salesperson : X _____

Accepted By : X _____



JOHN DEERE



ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

Deere & Company
2000 John Deere Run
Cary, NC 27513
FED ID: 36-2382580; DUNS#: 60-7690989

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CENTURY POWER EQUIPMENT
5920 Memorial Ave North
Stillwater, MN 55082
651-439-2035
roger@centurypower.com

Trade In	\$ (1,000.00)
SubTotal	\$ 19,610.79
Total	\$ 19,610.79
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 19,610.79

Salesperson : X _____

Accepted By : X _____

EVOLUTION LAWN CARE - SERVICE ESTIMATE

Client Name	City of Lakeland, MN	Date	10/10/2016
Address	1190 St. Croix Trail S.	Birthday	N/A
	Lakeland	MN	55043
Phone	1-651-436-8044		
E-mail	MKLINE@CI.LAKELAND.MN.US		

	Trees (EA)	0	Landscaped Areas (SF)	0
	Trees HT (EA)	0	Landscaped Areas Length (LF)	0
	Turf Area (SF)	726,557	Landscaped Areas Width (LF)	0
	Outbuilding Area (SF)	0	Fenced Length (LF)	0
	Outbuilding Perimeter (LF)	0	Fenced Width (LF)	0
	Push Mow (SF)	0	Fence Access Width (IN)	0
	Patio Length (LF)	0	Deck Length (LF)	0
	Patio Width (LF)	0	Deck Width (LF)	0
		0	Google OW Distance	4
			Google OW Time	8
			Snowblow 3' Trail (LF)	0
			Building Area (SF)	0
			Building Perimeter (LF)	0
			Building Width	0
			5' Walk	0
	Unmowed Areas (SF)	0	Area	0
	Edging Length (LF)	0	Width	0
	Trimming Length (LF)	3,408	Length	0
	Blowing Length (LF)	0		
Lot Depth			Lot Width	0
0			Property Area (Irregular lot shape)	0

Job Task Summary

ZTR Mowing	\$1,190.82	YES	
Standard Trimming	\$48.41	YES	
Standard Edging	\$0.00	NO	
Standard Blowing	\$0.00	NO	
Push Mow Charge	\$0.00	NO	
Trim Charge (Fence)	\$0.00	NO	
Vacuum/Blow Shrub Beds	\$0.00	NO	
De-thatching	\$0.00	NO	
Debris Removal (Bag)	\$0.00	NO	0 # of Bags
Aerating	\$0.00	NO	
Snow Blow Drive	\$0.00	NO	
Snow Blow Walk	\$0.00	NO	
Snow Blow Patio	\$0.00	NO	
Snow Blow Other	\$0.00	NO	
Fuel Surcharge	\$0.00	0	#Miles over 20 RT
Job Charge	\$1,239.23	<i>(Continued On Next Page)</i>	

Honor Club Discounts

Senior (55+)	10%	\$0.00	NO
Armed Service Member	10%	\$0.00	NO
Police or Fire Fighter	10%	\$0.00	NO
Preferred	5%	-\$61.96	YES
Non-Profit	10%	-\$123.92	YES
Total Honor Club Discounts (15% Max)		-\$185.88	

Promotional Discount	10%	\$0.00	NO
Inconvenience Fees		\$0.00	
Subtotal		\$1,053.35	
State Tax	7.125%	\$75.05	
Total Amount Due		\$1,128.40	

Charity Name TBD
 Evolution's Charitable Contribution \$105.33

I, _____, the customer, accept and acknowledge that Evolution Lawn Care will perform the above listed work schedule for the amount shown in Total Amount Due and that charitable contributions made by Evolution Lawn Care will be credited to the chosen organization at the end of each year once the mowing season is over.

Printed Name _____

LOCATION	MOWABLE (AC)	TIME (HRS)	TRIMMING (LF)	TIME (HRS)	TIME (HRS)
Crocker Park	4.12	3.919	760	0.18	4.099
Humphries Park	2.78	2.643	890	0.211	2.854
Cully Park	3.94	3.748	1260	0.298	4.046
Public Works/City Hall	2.67	2.541	498	0.118	2.659
Path South	1.01	0.963	0	0	0.963
Path North	0.60	0.57	0	0	0.57
Retention Basin	1.57	1.494	0	0	1.494
		15.878		0.807	16.685

Note(s): Public works area will be reduced accordingly when final building and parking lot are completed. All data was taken from the Washington County Property Viewer online GIS system using embedded measuring tools. One swath each side of path was calculated for both path segments. Retention area was measured from street pavement edge to assumed non-maintained edge via aerial photography. This estimate is based on a once per week schedule. During heavy periods of rainfall, it may be necessary to increase frequency in order to prevent excessive clippings from mounding up and becoming unsightly. During periods of drought, the City may choose to not maintain certain areas. Evolution Lawn Care will assume a once per week schedule unless otherwise directed by the City of Lakeland. Thank you for the opportunity to submit a bid to serve your needs.

\$1,053.35 / Mowing

AGENDA ITEM

7B



TO: Mayor and City Council
FROM: Sandie Thone, City Administrator
RE: Zoning Code: Off-Street Parking Review
DATE: October 18, 2016

Discussion

Staff was asked to research how other communities handle off-street parking and nuisance parking in hopes of reviewing Lakeland's zoning code for effectiveness and fit for the community. Lakeland's current Zoning Code with regard to off-street parking and nuisance parking is attached as Exhibit A and is identical to the League's recommended ordinance for nuisance parking and storage and inoperable motor vehicles as delineated below.

Below is the League of MN Cities recommended nuisance ordinance language as it relates to off-street parking (Section Six and Seven):

SECTION SIX. NUISANCE PARKING AND STORAGE.

(A) **Declaration of nuisance.** The outside parking and storage on residentially zoned property of large numbers of vehicles and vehicles, materials, supplies, or equipment not customarily used for residential purposes in violation of the requirements set forth below is declared to be a public nuisance because it: (1) obstructs views on streets and private property, (2) creates cluttered and otherwise unsightly areas, (3) prevents the full use of residential streets for residential parking, (4) introduces commercial advertising signs into areas where commercial advertising signs are otherwise prohibited, (5) decreases adjoining landowners' and occupants' use and enjoyment of their property and neighborhood, and (6) otherwise adversely affects property values and neighborhood patterns.

(B) Unlawful parking and storage.

(1) A person must not place, store, or allow the placement or storage of ice fishing houses, skateboard ramps, playhouses, or other similar non-permanent structures outside continuously for longer than twenty-four (24) hours in the front yard area of residential property unless more than one hundred (100) feet back from the front property line.

(2) A person must not place, store, or allow the placement or storage of pipe, lumber, forms, steel, machinery, or similar materials, including all materials used in conjunction with a business, outside on residential property, unless shielded from public view by an opaque cover or fence.

(3) A person must not cause, undertake, permit, or allow the outside parking and storage of vehicles on residential property unless it complies with the following requirements:

(a) No more than four (4) vehicles per lawful dwelling unit may be parked or stored anywhere outside on residential property, except as otherwise permitted or required by the city because of nonresidential characteristics of the property.

The maximum number does not include vehicles of occasional guests who do not reside on the property.

(b) Vehicles that are parked or stored outside in the front yard areas must be on a paved or graveled parking surface or driveway area.

(c) Vehicles, watercraft, and other articles stored outside on residential property must be owned by a person who resides on that property. Students who are away from school for periods of time but still claim the property as their legal residence will be considered residents on the property.

SECTION SEVEN. INOPERABLE MOTOR VEHICLES.

(A) **Declaration of nuisance.** Any motor vehicle described in this section shall constitute a hazard to the health and welfare of the residents of the community as such vehicles can harbor noxious diseases, furnish a shelter and breeding ground for vermin, and present physical danger to the safety and well-being of children and citizens. Motor vehicles also contain various fluids which, if released into the environment, can and do cause significant health risks to the community.

(B) **Inoperable motor vehicles.** It shall be unlawful to keep, park, store, or abandon any motor vehicle that is not in operating condition, partially dismantled, used for repair of parts or as a source of repair or replacement parts for other vehicles, kept for scrapping, dismantling, or salvage of any kind, or which is not properly licensed for operation within the state, pursuant to Minn. Stat. § 168B.011, subd. 3, as it may be amended from time to time.

(C) **Screening.** This section does not apply to a motor vehicle enclosed in a building and/or kept out of view from any street, road, or alley, and which does not foster complaint from a resident of the city. Privacy fencing is permissible.

Below find the League of MN Cities recommendations regarding aesthetic zoning requirements and performance standards as it relates to parking (Section B and C):

B. Aesthetic zoning requirements Aesthetic zoning seeks to create a pleasant appearance in a district or community. Advocates for aesthetic zoning assert that it confers a beneficial effect on property values and on the well-being of its residents. For example, many cities address a host of aesthetic concerns through “design standards” section(s) in their zoning ordinance. Design standards often specify the type of building materials (such as brick or stone) that should be used in that district. *Naegele Outdoor Advertising Co. of Minn. v. Village of Minnetonka*, 162 N.W.2d 206 (Minn. 1968). *Pine County v. State, Dept. of Natural Resources*, 280 N.W.2d 625 (Minn. 1979). Traditionally aesthetic zoning has been criticized as not adequately related to the protecting the health and safety of the public. However, the Minnesota Supreme Court has ruled the “mere fact that adoption of zoning ordinance reflects desire to achieve aesthetic ends should not invalidate an otherwise valid ordinance.” Furthermore, the courts recognize that local city officials are in the best position to determine whether aesthetic regulations promote the community’s well-being.

League of Minnesota Cities Information Memo: 1/20/2015
Zoning Guide for Cities Page 15

RELEVANT LINKS: Generally, zoning ordinances that contain aesthetic regulations will be upheld if the council has made findings that they are reasonably tied to promoting a community’s health safety and welfare in addition to mere aesthetic concerns.

C. Performance standards

Sample Performance Standards Section. Performance standards are a common feature of zoning ordinances. Typically, the performance standard section of the ordinance sets forth regulations governing the uses within districts, such as noise, vibration, smoke, property maintenance (i.e. outdoor storage), parking, fencing and signage standards. Proposed uses that cannot meet the performance standards are not allowed in the district. Performance standards typically are adopted to apply to all districts. However, particular districts, such as industrial districts, may call for specific standards.

The follow research provides insight into what other Minnesota communities of similar size have in place with regard to off-street parking:

Summary of Research:

Comparison of MN Cities of Similar Size:

Bayport (pop.3,692)
Greenfield (pop.2,777)
Maple Plain (pop.2,000)
Oak Park Heights (pop.4,831)

All of the above cities have ordinances related to off-street parking which pertain specifically to

- a) Ensuring public safety and that parking should not abut the use of any public street, sidewalk, etc., or setbacks therein.
- b) Allow for off-street parking of commercial vehicles not in excess of 1-ton, recreational or mobile homes (non-permanent dwelling).

Exterior Storage Comparison:

All cities surveyed share similar exterior storage language with one exception. Greenfield's ordinance language is more restrictive than Lakeland adding "if visible from adjoining properties and public streets, all personal property shall be screened."

Recreational Vehicle Regulations:

All cities surveyed share similar recreational vehicle language with minor discrepancies. Greenfield's recreational storage is less restrictive allowing for boats, snowmobiles, etc. to be stored in the rear yard or interior side yard five (5) feet from lot line whereas Lakeland (159.132 (2)) allows only for rear storage of one recreational vehicle unless a special permit is issued proving practical difficulty in meeting this requirement.

Inoperable Motor Vehicles:

In all cities surveyed, all vehicles must be licensed and in working order.

Nuisance Parking and Storage:

All of the cities surveyed, with the exception of Greenfield, have similar nuisance language as the City of Lakeland. Greenfield city code allows for "authority to define a public nuisance as seen fit."

Recommendation

Please provide staff direction relating to off-street parking regulations.

Lake land
City Code.

Ex. A page 1

§ 93.05 NUISANCE PARKING AND STORAGE.

(A) *Declaration of nuisance.* The outside parking and storage on residentially zoned property of large numbers of vehicles and vehicles, materials, supplies or equipment not customarily used for residential purposes in violation of the requirements set forth below is declared to be a public nuisance because it:

(1) Obstructs views on streets and private property;

(2) Creates cluttered and otherwise unsightly areas;

(3) Prevents the full use of residential streets for residential parking;

(4) Introduces commercial advertising signs into areas where commercial advertising signs are otherwise prohibited;

(5) Decreases adjoining landowners' and occupants' enjoyment of their property and neighborhood; and

(6) Otherwise adversely affects property values and neighborhood patterns.

(B) *Unlawful parking and storage.*

(1) A person must not place, store, or allow the placement or storage of ice fish houses, skateboard ramps, playhouses, or other similar non-permanent structures outside continuously for longer than 24 hours in the front yard area of residential property unless more than 100 feet back from the front property line.

(2) A person must not place, store, or allow the placement or storage of pipe, lumber, forms, steel, machinery, or similar materials, including all materials used in connection with a business, outside on residential property, unless shielded from public view by an opaque cover or fence.

(3) A person must not cause, undertake, permit, or allow the outside parking and storage of vehicles on residential property unless it complies with the following requirements:

(a) No more than 4 vehicles per lawful dwelling unit may be parked or stored anywhere outside on residential property, except as otherwise permitted or required by the city because of nonresidential characteristics of the property. This maximum number does not include vehicles of occasional guests who do not reside on the property.

(b) Vehicles that are parked or stored outside in the front yard area must be on a paved or graveled parking or driveway area.

(c) Vehicles, watercraft, and other articles stored outside on residential property must be owned by a person who resides on that property. Students who are away at school for periods of time but still claim the property as their legal residence will be considered residents on the property. Penalty, see § 93.99

§ 93.06 INOPERABLE MOTOR VEHICLES.

(A) It shall be unlawful to keep, park, store, or abandon any motor vehicle which is not in operating condition, partially dismantled, used for repair of parts, or as a source of repair or replacement parts for other vehicles, kept for scrapping, dismantling, or salvage of any kind, or which is not properly licensed for operation with the state, pursuant to M.S. § 168B.011, Subd. 3, as it may be amended from time to time.

(B) This section does not apply to a motor vehicle enclosed in a building and/or kept out of view from any street, road or alley, and which does not foster complaint from a resident of the city. A privacy fence is permissible.

(C) Any motor vehicles described in this section constitute a hazard to the health and welfare of the residents of the city in that the vehicles can harbor noxious diseases, furnish a shelter and breeding place for vermin and present physical danger to the safety and well-being of children and citizens; and vehicles containing fluids which, if released into the environment, can and do cause significant health risks to the city.

Penalty, see § 93.99

§ 159.132 RECREATIONAL VEHICLE REGULATIONS.

(A) A recreational vehicle of the type generally used temporarily as living quarters during the hunting, fishing, or vacation season and duly licensed and registered under the laws of the state may be

Ex. A-194

parked on residential property in the city; provided, however, that the camper or travel trailer shall not, while so parked, be used as a permanent human dwelling place, living abode, or living quarters.
(Prior Code, Ch. 300 § 733.01)

(B) (1) A recreational vehicle parked on a lot within an agricultural or residential district shall comply with all parking and building setbacks for the zoning district and shall only utilize the existing permitted access driveway into the site.

(2) A recreational vehicle may not be parked on any land outside of an approved trailer park or an approved sales lot, except that the parking of 1 unoccupied recreational vehicle, less than 45 feet in length, in an accessory private garage, building, or in the rear yard of a residential district is permitted, provided that no living quarters shall be maintained or any business practices in the trailer while it is so parked or stored.
(Prior Code, Ch. 300 § 733.02)

(C) A recreational vehicle of the type described in division (A) above and owned by a nonresident guest or visitor may be parked or occupied by the guest or visitor to be parked upon the homeowner's homestead property while occupied by the guest or visitor for a period of time not to exceed 30 days in any 1 calendar year. Any homeowner utilizing this provision for the benefit of his or her guest or guests shall notify the City Clerk of the date or dates of such occupancy of a travel trailer or camper upon his or her property by his or her guests. The notice shall be provided by the homeowner to the City Clerk no later than 5 days after the occupancy of a camper or travel trailer upon his or her property has begun. The homeowner shall also specify to the City Clerk the dates upon which the travel trailer or camper shall be used and the date of termination of the use. The recreational vehicle shall have self-contained sanitary facilities or standard on-site facilities as required by the City Building Official/Sanitarian.
(Prior Code, Ch. 300 § 733.03)

(D) The Zoning Administrator may, upon application, grant a city permit for the use of a residential trailer or similar portable unit for temporary residential purposes within the city in conjunction with a home construction project that is underway; provided, however, that a duly authorized and valid building permit shall have been approved by the City Building Official prior to the application for a city permit.
(Prior Code, Ch. 300 § 733.04)

(E) The applicant for the city permit shall file an application with the Zoning Administrator setting forth the area in which the trailer is to be located, together with a copy of the building permit for the home to be constructed on the property.
(Prior Code, Ch. 300 § 733.05)

(F) The term of the city permit shall not exceed 120 days or upon completion of construction of the residential home in question, whichever comes first.
(Prior Code, Ch. 300 § 733.06)