



CITY COUNCIL REGULAR AGENDA
MONDAY, JUNE 07, 2021
CITY HALL at 7:00 PM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. ADDITIONS OR CORRECTIONS TO AGENDA**
- 5. DISCUSSION FROM THE FLOOR**
- 6. CONSENT AGENDA**
 - [A.](#) Approval of Minutes - May 17, 2021 City Council Meeting
 - [B.](#) Resolution 21-20, Accepting Monetary Donation
 - [C.](#) Approval of Agreement for Local Assessor Services
 - [D.](#) Approval of Temporary Liquor License - Kraus Hartig VFW for Tower Days Car Show
 - [E.](#) Payment Request #6 - Arthur Street Water Treatment Plant Repairs
 - [F.](#) Payment Request #5/Final - 2020 Sanitary Sewer Lining Project
 - [G.](#) Business License
 - [H.](#) Contractor's Licenses
- 7. DEPARTMENT REPORTS**
 - [A.](#) Public Works Report
 - [B.](#) Code Enforcement Report
- 8. ORDINANCES AND/OR RESOLUTIONS**
 - [A.](#) Resolution 21-21, Accepting the Coronavirus Local Fiscal Recovery Fund Established Under the American Rescue Plan Act
- 9. NEW BUSINESS**
 - [A.](#) Appoint Josh Antoine as Chief of Police
 - [B.](#) Appointment of Recreation Program Supervisor
 - [C.](#) Request for Work Session - June 14, 2021
- 10. REPORTS**
 - A. Attorney's Report
 - [B.](#) Engineer's Report
 - C. Administrator's Report
 - D. Beyond the Yellow Ribbon Report
- 11. OTHER**
 - [A.](#) Correspondence
- 12. ADJOURN**

**SEE REVERSE SIDE FOR RULES FOR PUBLIC HEARINGS AND
DISCUSSION FROM THE FLOOR**

Individuals with disabilities needing auxiliary aid(s) may request assistance by contacting the City Clerk at 1301 81st Avenue NE, Spring Lake Park, MN 55432. Ph.763-784-6491 at least 48 hours in advance.

RULES FOR DISCUSSION FROM THE FLOOR AND PUBLIC HEARINGS

DISCUSSION FROM THE FLOOR

- Discussion from the floor is limited to three minutes per person. Longer presentations must be scheduled through the Administrator, Clerk/Treasurer's office.
- Individuals wishing to be heard must sign in with their name and address. Meetings are video recorded so individuals must approach the podium and speak clearly into the microphone.
- Council action or discussion should not be expected during "Discussion from the Floor." Council may direct staff to research the matter further or take the matter under advisement for action at the next regularly scheduled meeting.

PUBLIC HEARINGS

The purpose of a public hearing is to allow the City Council to receive citizen input on a proposed project. This is not a time to debate the issue.

The following format will be used to conduct the hearing:

- The presenter will have a maximum of 10 minutes to explain the project as proposed.
- Councilmembers will have the opportunity to ask questions or comment on the proposal.
- Citizens will then have an opportunity to ask questions and/or comment on the project. Those wishing the comment are asked to limit their comments to 3 minutes.

In cases where there is a spokesperson representing a group wishing to have their collective opinions voiced, the spokesperson should identify the audience group he/she is representing and may have a maximum of 10 minutes to express the views of the group.

- People wishing to comment are asked to keep their comments succinct and specific.
- Following public input, Councilmembers will have a second opportunity to ask questions of the presenter and/or citizens.
- After everyone wishing to address the subject of the hearing has done so, the Mayor will close the public hearing.
- The City Council may choose to take official action on the proposal or defer action until the next regularly scheduled Council meeting. No further public input will be received at that time.

OFFICIAL PROCEEDINGS

Pursuant to due call and notice thereof, the regularly scheduled meeting of the Spring Lake Park City Council Regular was held on May 17, 2021 at the City Hall, at 7:00 PM

1. CALL TO ORDER

Mayor Nelson called the meeting to order at 7:00 PM.

2. ROLL CALL

PRESENT

Mayor Robert Nelson
Councilmember Ken Wendling
Councilmember Brad Delfs
Councilmember Barbara Goodboe-Bisschoff
Councilmember Lisa Dircks

STAFF PRESENT

Public Works Director Randall, Police Chief Ebeltoft, Recreation Director Okey, Attorney Thames, Engineer Gravel, City Assessor Ken Tolzmann, SBM Fire Chief Smith and Administrator Buchholtz

OTHERS PRESENT

Gene Cooper, 728 Maple Street NE
Larry Brunko, 770 Maple Street NE

3. PLEDGE OF ALLEGIANCE

4. ADDITIONS OR CORRECTIONS TO AGENDA

Administrator Buchholtz stated that SBM Fire Chief Smith would like to address the City Council under Discussion From The Floor.

5. DISCUSSION FROM THE FLOOR

Gene Cooper, 728 Maple Street NE, expressed concern for pedestrian safety at the proposed crosswalk at the intersection of Manor Drive and Able Street. He suggested the crosswalk be moved to the intersection of Lund Avenue and Able Street where there is improved visibility and less traffic. He also commented on the height of a retaining wall on the southwest corner of the Manor Drive and Able Street intersection, stating that it impedes visibility. Mayor Nelson asked staff to review Mr. Cooper's concerns.

Chief Charlie Smith, SBM Fire Department, provided a report to the City Council on the happenings of the Fire Department, noting that SBM was exploring adding a volunteer night crew at Station 5, stating that the Centennial Fire Department Steering Committee is reviewing SBM's proposal to provide management services for their Department, reporting that the Department will start a new strategic

planning process this summer, saying that the Department participated in civil unrest planning in conjunction with the Spring Lake Park Police Department and other police agencies, and stated that SBM has added a new duty chief for nights and weekends, which will cut response time.

6. CONSENT AGENDA

- A. Approval of Minutes - May 3, 2021 City Council Meeting
- B. Approval of Minutes - May 10, 2021 Special City Council Meeting
- C. Approval of Minutes - May 10, 2021 City Council Work Session
- D. General Operations Disbursements #21-07 - \$426,554.87
- E. Salary Step Adjustment - Building Official
- F. Resolution 21-19, Authorizing 2020 Year End Transfers and Budget Adjustment
- G. Mayor's Proclamation - Memorial Day - May 31, 2021
- H. Sign Permits
- I. Contractor's Licenses

Mayor Nelson noted that the Mayor's Proclamation will be read at Kraus Hartig VFW on Memorial Day.

Motion made by Councilmember Wendling to approve the Consent Agenda.

Voting Yea: Mayor Nelson, Councilmember Wendling, Councilmember Delfs, Councilmember Goodboe-Bisschoff, Councilmember Dircks. Motion carried.

7. DEPARTMENT REPORTS

- A. City Assessor Report - 2021 Pay 2022 Assessment

City Assessor Ken Tolzmann gave an overview of the 2021 assessment for 2022 property taxes payable. He said that the assessment period was from October 2019-September 2020. He said there were 53 qualified sales in the period to base the assessment upon. He said the City's market value increased by 4.3% to \$683,276,300. He noted that while the pandemic had no effect on residential sales, values for restaurants/bars declined 25% and values for bowling alleys, theaters, hotels and other similar uses declined 15%. He stated that no one appealed their property assessment, though property owners can still make an appeal before the Anoka County Board of Appeals.

- B. Police Report

Chief Ebeltoft presented the monthly report for April 2021, where the Police Department responded to five hundred sixty two calls for service in April. He noted that Investigator Bennek is handling a case load of 12 cases, ten of which were felony in nature, one of which was a gross misdemeanor, and one of which was a misdemeanor.

C. Parks and Recreation Report

Recreation Director Okey stated that Tower Days planning continues in earnest. She reported that Tower Days will have three new events: a medallion hunt where a clue will be given each day over five days for a chance to locate and turn in the medallion for a \$250 cash prize; a dart tournament sponsored by Torg Brewery, and a 5k fun run. Mayor Nelson inquired if there would be a vendor show. Director Okey stated that there would not be a vendor show this year.

8. ORDINANCES AND/OR RESOLUTIONS

A. Resolution 21-18, Extending Expiration Date for a Variance from the Side Yard Setback to Allow the Construction of an Industrial Use at 8457 Sunset Road NE

Administrator Buchholtz stated that Tony Mezzenga has requested an extension of a variance that was granted on May 4, 2020 to reduce the side yard setback to facilitate construction of an industrial building at 8457 Sunset Road. He noted that the Code voids variances if the development does not begin within a year from approval. He said the Code permits the City Council to grant an extension upon the request of the property owner. He said that staff recommends approval of the request to extend the variance until May 4, 2022.

Motion made by Mayor Nelson to approve Resolution 21-18, Extending Expiration Date for a Variance from the Side Yard Setback to Allow the Construction of an Industrial Use at 8457 Sunset Road NE.

Voting Yea: Mayor Nelson, Councilmember Wendling, Councilmember Delfs, Councilmember Goodboe-Bisschoff, Councilmember Dircks. Motion carried.

9. NEW BUSINESS

A. Approval of Law Enforcement Therapy and Consulting Services Agreement with Marie Ridgeway Associates

Chief Ebeltoft provided an overview of the request. He stated that this consulting agreement will establish a Police Officer Wellness by Enhancing Resiliency (POWER) program to provide our officers with the ability and means to be able to address and cope with traumatic exposures. He stated that the program includes 1) new officer hire mental health check-ins; 2) new office hire healthy family workshop; 3) up to 6 therapy sessions with a licensed therapist; 4) annual mental health check-ins; 5) critical incident check-ins; and 6) ongoing mental health support and information.

Motion made by Mayor Nelson to approve the Law Enforcement Therapy and Consulting Services Agreement with Marie Ridgeway Associates.

Voting Yea: Mayor Nelson, Councilmember Wendling, Councilmember Delfs, Councilmember Goodboe-Bisschoff, Councilmember Dircks. Motion carried.

B. Award Bid for 2021 Sewer Lining Project

Engineer Gravel provided an overview of the project. He stated that the City received five bids:

Low	Visu-Sewer	\$200,137.60
#2	Hydro-Klean, LLC	\$209,678.70
#3	Insituform Technologies USA, LLC	\$234,125.70
#4	Veit & Company, Inc.	\$250,394.00
#5	Granite Inliner, LLC	\$332,390.00

He stated that the low bidder for the project is Visu-Sewer, Inc. He said the bids were reviewed and found to be in order. He recommended awarding the project to Visu-Sewer, Inc.

Motion made by Councilmember Dircks to award the 2021 Sewer Lining Project to Visu-Sewer, Inc for the total base bid amount of \$200,137.60.

Voting Yea: Mayor Nelson, Councilmember Wendling, Councilmember Delfs, Councilmember Goodboe-Bisschoff, Councilmember Dircks. Motion carried.

C. Accept Letter of Retirement from Police Record Technician LuAnn Larson and Authorize Hiring Process

Chief Ebeltoft stated that LuAnn Larson has submitted her retirement notice, effective July 16, 2021. He commended her 28 years of dedicated service with the City of Spring Lake Park. He requested the City Council accept her notice of retirement and authorize the search for a new Police Records Technician.

Motion made by Mayor Nelson to accept the notice of retirement from LuAnn Larson and to authorize a hiring process for a new Police Records Technician.

Voting Yea: Mayor Nelson, Councilmember Wendling, Councilmember Delfs, Councilmember Goodboe-Bisschoff, Councilmember Dircks. Motion carried.

10. REPORTS

A. Attorney's Report – No report

B. Engineer's Report - Engineer Gravel stated that they are working on establishing a timeline for the Garfield Street/ Hayes Street/80th Avenue improvements which is scheduled to be constructed in 2021.

- C. Administrator's Report – Administrator Buchholtz provided an overview of projects currently being worked on, including ordinance updates, attending a policing presentation and reviewing the special assessment process.

11. OTHER

- A. Enter into Closed Session to Discuss Potential Sale of City-owned Property Described as Lot 2, Block 1 McKinley Manor Addition

Motion made by Councilmember Delfs to enter into a closed session to discuss the potential sale of City-owned property described as Lot 2, Block 1 McKinley Manor Addition, pursuant to M.S. 13D.05, subdivision 3(c)3.

Voting Yea: Mayor Nelson, Councilmember Wendling, Councilmember Delfs, Councilmember Goodboe-Bisschoff, Councilmember Dircks. Motion carried. Meeting was closed at 7:55.

The City Council reconvened in open session at 8:11pm.

Attorney Thames provided an overview of the closed session. He stated that the City Council came to consensus on the terms for a purchase agreement to sell property identified as Lot 2, Block 1 McKinley Manor Addition.

Motion made by Councilmember Dircks to enter into a purchase agreement with Hedberg Homes to sell City-owned property described as Lot 2, Block 1 McKinley Manor Addition and to authorize the Mayor and City Administrator to execute all documents associated with the transaction.

Voting Yea: Mayor Nelson, Councilmember Wendling, Councilmember Delfs, Councilmember Goodboe-Bisschoff, Councilmember Dircks. Motion carried.

- B. Correspondence

Mayor Nelson provided an update on the planning for the 75th Anniversary of the Kraus Hartig VFW Post.

12. ADJOURN

Motion made by Councilmember Wendling to adjourn the meeting.

Voting Yea: Mayor Nelson, Councilmember Wendling, Councilmember Delfs, Councilmember Goodboe-Bisschoff, Councilmember Dircks. Motion carried.

The meeting adjourned at 8:15 PM.

Robert Nelson, Mayor

Attest:

Daniel R. Buchholtz, Administrator, Clerk/Treasurer

RESOLUTION NO. 21-20
RESOLUTION ACCEPTING MONETARY DONATION

WHEREAS, Doug Beck and Bryan Beck operate Bryan's Auto Repair within the city of Spring Lake Park and;

WHEREAS, they graciously made a monetary donation to the Spring Lake Park Police Department and

WHEREAS, the donation will be placed in the General Fund for use by the Police Department for officer and staff training.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Spring Lake Park expresses the gratitude of the members of the Police Department and citizens of Spring Lake Park to Doug Beck, Bryan Beck and Beck Automotive LLC for their generous donation.

The foregoing Resolution was moved for adoption by Councilmember.

Upon Vote being taken thereon, the following voted in favor thereof Councilmembers

And the following voted against the same:

Whereupon the Mayor declared said Resolution duly passed and adopted this the 7th day of June, 2021.

Robert Nelson, Mayor

ATTEST:

Daniel R. Buchholtz, Administrator

To Spring Lake Park Police Dept.

Thanks to all of you for your outstanding service to our community.

A special thanks for your diligence in keeping our business Bryan's Auto Repair safe along with other businesses in our area. You are all greatly appreciated.

Leutenant Danick has been extremely helpful and we have enjoyed our relationship with him.

Please accept this donation as a small token of our appreciation for all you do and the sacrifices you make to serve & protect us all!

Sincerely yours
Doug Beck -
Bryan Beck
Bryan's Auto Repair

Beck Automotive, LLC
892 County Rd. 10 NE
Blaine, MN 55434

4805
75-1154/919

DATE 5-21-2021

PAY TO THE
ORDER OF

Spring Lake Park Police

\$ 500⁰⁰/₁₀₀

Five Hundred & ⁰⁰/₁₀₀

DOLLARS  Security features included. Details on back.



MEMO

donation/appreciation

Doug Beck

MP



Memorandum

To: Mayor Nelson and Members of the City Council

From: Daniel R. Buchholtz, MMC, Administrator, Clerk/Treasurer

Date: May 27, 2021

Subject: Approval of Agreement for Local Assessor Services

The City's agreement with Ken Tolzmann, SAMA, for local assessing services will be coming to an end with the present assessment. Mr. Tolzmann wishes to extend the contract through the 2025 assessment.

The contract is for three years. Proposed rates are the same as the current contract.

Staff has been pleased with Mr. Tolzmann's work. We are pleased to recommend approval of the contract.

If you have any questions, please don't hesitate to contact me at 763-784-6491.

Agreement for Local Assessor Services
By and Between the City of Spring Lake Park
And Kenneth Tolzmann, SAMA,
In the City of Spring Lake Park, Minnesota

This Agreement made and entered into this ____ day of _____, 2021, by and between the City of Spring Lake Park, 1301 81st Ave NE, Spring Lake Park, Minnesota 55432, a municipal corporation under the laws of Minnesota, hereinafter referred to as the “Municipality”, and Kenneth A. Tolzmann, Senior Accredited Minnesota Assessor #1939, 13921 45th Ave N Plymouth, MN 55446, hereinafter referred to as the “City Assessor”.

WITNESSETH:

WHEREAS, the City of Spring Lake Park is a statutory city constituting a separate assessment district lying wholly within Anoka County, Minnesota; and

WHEREAS, pursuant to Minnesota Statutes 273.05, city assessors shall be appointed by city council; and

WHEREAS, it is the wish of the Spring Lake Park City Council to appoint Kenneth A. Tolzmann the Spring Lake Park City Assessor; and

WHEREAS, it is the wish of Kenneth A. Tolzmann to serve as the Spring Lake Park City Assessor and to cooperate with the Municipality to perform fair and equitable assessments of the real property within the Municipality.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, it is agreed as follows:

- I. The effective period of this Agreement will be from January 1, 2022 to January 1, 2025, unless earlier terminated as provided herein.
- II. The City Assessor represents that he is a resident of the State of Minnesota, possesses the knowledge and training in the field of property taxation necessary to perform the duties of a local assessor, and is duly licensed to perform such duties in compliance with Minnesota Statutes 270.48 and Minnesota Department of Revenue Standards.
- III. All real property within the geographical boundaries of the Municipality will be assessed by the City Assessor for taxation beginning with the 2023 assessment for tax year payable in 2024.
- IV. The duties of the City Assessor will be carried out consistently and in accordance with the provisions of Minnesota Statutes 273.05, 273.064 and 273.08.

- V. In consideration of such assessment services, the Municipality will pay to the City Assessor quarterly payments (unless earlier terminated as herein provided) as follows:
- a) The first quarterly payment will be due on April 1, 2022, the second on July 1, 2022, the third on October 1, 2022 and the fourth on December 31, 2022. And accordingly in subsequent years.
 - b) The parties understand that to accomplish the delivery of the tax year 2023 assessment on or before January 2, 2023 (the statutory due date), all work specific to the generation of that assessment must be done during the 2022 calendar year; the same will be true for subsequent tax year assessments, i.e. all work for the tax year 2024 assessment must be done in calendar year 2023, etc.
- VI. For tax year 2023 assessment, the Municipality will pay to the City Assessor as follows:
- a) Ten Dollars (\$10.00) for each improved parcel of residential type of property.
 - b) Two and 50/100 (\$2.50) for each unimproved parcel of residential type of property.
 - c) Fifty-Five Dollars (\$55.00) for each improved and unimproved parcel of commercial, industrial, and public utility type of property.
 - d) Fifty Five Dollars (\$55.00) for each improved and unimproved parcel of apartment or mobile/manufactured home park type of property.
- VII. The same procedure as rates will be followed in the frequency and computation of payments for assessment services for subsequent years.
- VIII. The City Assessor will remit quarterly billings to the Municipality, detailing the number of parcels of each type of property assessed and charged to the Municipality, with a complete breakdown for that specific quarter.
- IX. Notwithstanding Section I above, the City Assessor and/or Municipality have the right to terminate this Agreement by providing six months written notice prior to the beginning of the assessment work for a tax year. Such notice to terminate must be sent by certified mail to the other party at the address set forth above. For example, to terminate effective as of the tax year 2024 assessment, the party must provide written notice of termination to the other party not later than July 1, 2022, the work on the tax year 2024 assessment to commence on January 1, 2023, the anniversary date of this agreement).

Provided further, that this Agreement may be terminated at any time by the Spring Lake Park City Council on charges by the Minnesota Commissioner of Revenue of inefficiency or neglect of duty on the part of the City Assessor.

- X.. The relationship between the parties is that of an independent contractor. Nothing contained in this Agreement is intended to or should be construed as creating the relationship of copartners or joint venturers between the Municipality and the City Assessor. No tenure or any rights or benefits, including Workers' Compensation, Unemployment Insurance, medical care, sick leave, vacation leave, severance pay, PERA, or other benefits available to Municipality employees will accrue to the City Assessor or employees of the City Assessor performing services under this Agreement.
- XI. The City Assessor agrees he will defend, indemnify, and hold harmless the Municipality, its officers and employees, against any and all liability, loss, costs, damages, and expenses which the Municipality, its officers or employees, may hereafter sustain, incur, or be required to pay arising out of the City Assessor's performance or failure to adequately perform his obligations pursuant to this Agreement.
- XII. All data collected, created, received, maintained, or disseminated for any purposes by the activities of the City Assessor because of this Agreement is governed by the Minnesota Government Data Practices Act, Minnesota Statutes Chapter 13, as amended, the Minnesota Rules implementing such act now in force or as adopted, as well as federal regulations on data privacy.
- XIII. Pursuant to Minnesota Statutes 16B.06 subd.4, the City Assessor agrees that the Municipality, the State Auditor, or any of their duly authorized representatives at any time during normal business hours and as often as they may reasonably deem necessary will have access to and the right to examine, audit, excerpt, and transcribe any books, documents, papers, records, etc., which are pertinent to the accounting practices and procedures of the City Assessor and involve transactions relating to this Agreement.
- XIV. During the performance of this Agreement, the City Assessor agrees to the following:
 - No person will, on the grounds of race, color, religion, age, sex, disability, marital status, public assistance status, criminal record, creed, or national origin be excluded from full employment rights in, participation in, be denied the benefits of, or be otherwise subjected to discrimination under any and all applicable federal and state laws against discrimination.
- XV. a) The City Assessor warrants and represents that his is currently licensed as a Minnesota Assessor by the State of Minnesota. In the event said license is cancelled, revoked, suspended, or expires during the term of the contract, the City Assessor agrees to immediately inform the Municipality.

The Municipality will pay only for services pursuant to such licensing requirements.

- b) The City Assessor will comply with all applicable federal and state statutes and regulations as well as local ordinances not in effect or hereafter adopted.
- c) Failure to meet the requirements of Paragraphs a) and b) above may be cause for cancellation of this Agreement effective the date of receipt of a notice of cancellation, notwithstanding the provisions of Sections I and IX above.

XV. Any reports, studies, photographs, negatives, or other documents prepared by the City Assessor in the performance of his obligations under this Agreement will be the exclusive property of the Municipality , and all such materials will be remitted to the Municipality by the City Assessor upon completion, termination, or cancellation of this Agreement. The City Assessor will not use, willingly allow, or cause to have such materials used for any purpose other than performance of the City Assessor’s obligations under this Agreement without the prior written consent of the Municipality.

IN WITNESS THEREOF, the Municipality and City Assessor have hereby executed this agreement this _____ day of _____, 2021.

CITY OF SPRING LAKE PARK

By: _____

Title: Mayor

Dated: _____,2021

By: _____

Title: _____

Dated: _____,2021

CITY ASSESSOR

By: _____

Title: Kenneth A. Tolzmann, SAMA
Senior Accredited Minnesota Assessor #1939

Dated: _____,2021

ATTEST

By: _____

Title: _____

Dated: _____,2021

OATH OF CITY ASSESSOR

Kenneth A. Tolzmann, upon oath, states that he will be diligent, faithful, and impartial in performance of the duties enjoined on him as Spring Lake Park City Assessor by law.

Dated: _____,2021

Kenneth A. Tolzmann

Subscribed and sworn to before me a
Minnesota notary public, this _____
Day of _____,2021



Minnesota Department of Public Safety
 Alcohol and Gambling Enforcement Division
 445 Minnesota Street, Suite 1600, St. Paul, MN 55101
 651-201-7507 Fax 651-297-5259 TTY 651-282-6555
**APPLICATION AND PERMIT FOR A 1 DAY
 TO 4 DAY TEMPORARY ON-SALE LIQUOR LICENSE**

41-0728764 FFD
 8411765 MN

Name of organization **KRAUS-HARTIG** Date organized _____ Tax exempt number _____
VFW Post 6587
 Address **8100 Pleasant View Drive** City _____ State **Minnesota** Zip Code _____
Spring Lake Park, MN 55432
 Name of person making application **Mitch Tibbrell** Business phone **762-780-1900** Home phone **same**
 Date(s) of event **JUNE 22 OR 17 - 2021** Type of organization Microdistillery Small Brewer
 Club Charitable Religious Other non-profit
 Organization officer's name **Matt Norblich** City **Spring Lake Park** State **Minnesota** Zip Code **55472**
 Organization officer's name _____ City _____ State **Minnesota** Zip Code _____
 Organization officer's name _____ City _____ State **Minnesota** Zip Code _____

Location where permit will be used. If an outdoor area, describe.

PARKING LOT

If the applicant will contract for intoxicating liquor service give the name and address of the liquor license providing the service.

(US)

If the applicant will carry liquor liability insurance please provide the carrier's name and amount of coverage.

(US) NORTH RISK PARTNERS 1,000,000

APPROVAL

APPLICATION MUST BE APPROVED BY CITY OR COUNTY BEFORE SUBMITTING TO ALCOHOL AND GAMBLING ENFORCEMENT

_____	_____
City or County approving the license	Date Approved
_____	_____
Fee Amount	Permit Date
_____	_____
Date Fee Paid	City or County E-mail Address
_____	_____
	City or County Phone Number
_____	_____

Signature City Clerk or County Official

Please Print Name of City Clerk or County Official

CLERKS NOTICE: Submit this form to Alcohol and Gambling Enforcement Division 30 days prior to event.

ONE SUBMISSION PER EMAIL, APPLICATION ONLY.

PLEASE PROVIDE A VALID E-MAIL ADDRESS FOR THE CITY/COUNTY AS ALL TEMPORARY PERMIT APPROVALS WILL BE SENT BACK VIA EMAIL. E-MAIL THE APPLICATION SIGNED BY CITY/COUNTY TO AGE.TEMPORARYAPPLICATION@STATE.MN.US



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
11/19/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER North Risk Partners P.O. Box 64016 St Paul MN 55164-0016	CONTACT NAME: Peggy Pierskalla	FAX [A/C, No]:	
	PHONE (A/C, No, Ext): (763) 536-8006	E-MAIL ADDRESS: peggy.pierskalla@northriskpartners.com	
INSURED VFW 6587 DBA Kraus Hartig Post 8100 Pleasant View Drive Spring Lake Park MN 55432	INSURER(S) AFFORDING COVERAGE		NAIC #
	INSURER A: Integrity Insurance Company		14303
	INSURER B: AmTrust North America, Inc		AmTrst
	INSURER C:		
	INSURER D:		
	INSURER E:		

COVERAGES CERTIFICATE NUMBER: CL20111921120 REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Business Owners GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			BP 2770338	01/01/2021	01/01/2022	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY			BP2770338	01/01/2021	01/01/2022	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	MWC 1024845	11/01/2020	11/01/2021	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 500,000 E.L. DISEASE - EA EMPLOYEE \$ 500,000 E.L. DISEASE - POLICY LIMIT \$ 500,000
A	Liquor Liability			BP 2770338	01/01/2021	01/01/2022	Aggregate \$1,000,000 Each Common Cause \$1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER

City of Spring Lake Park
1301 81st Ave NE

Spring Lake Park MN 55432

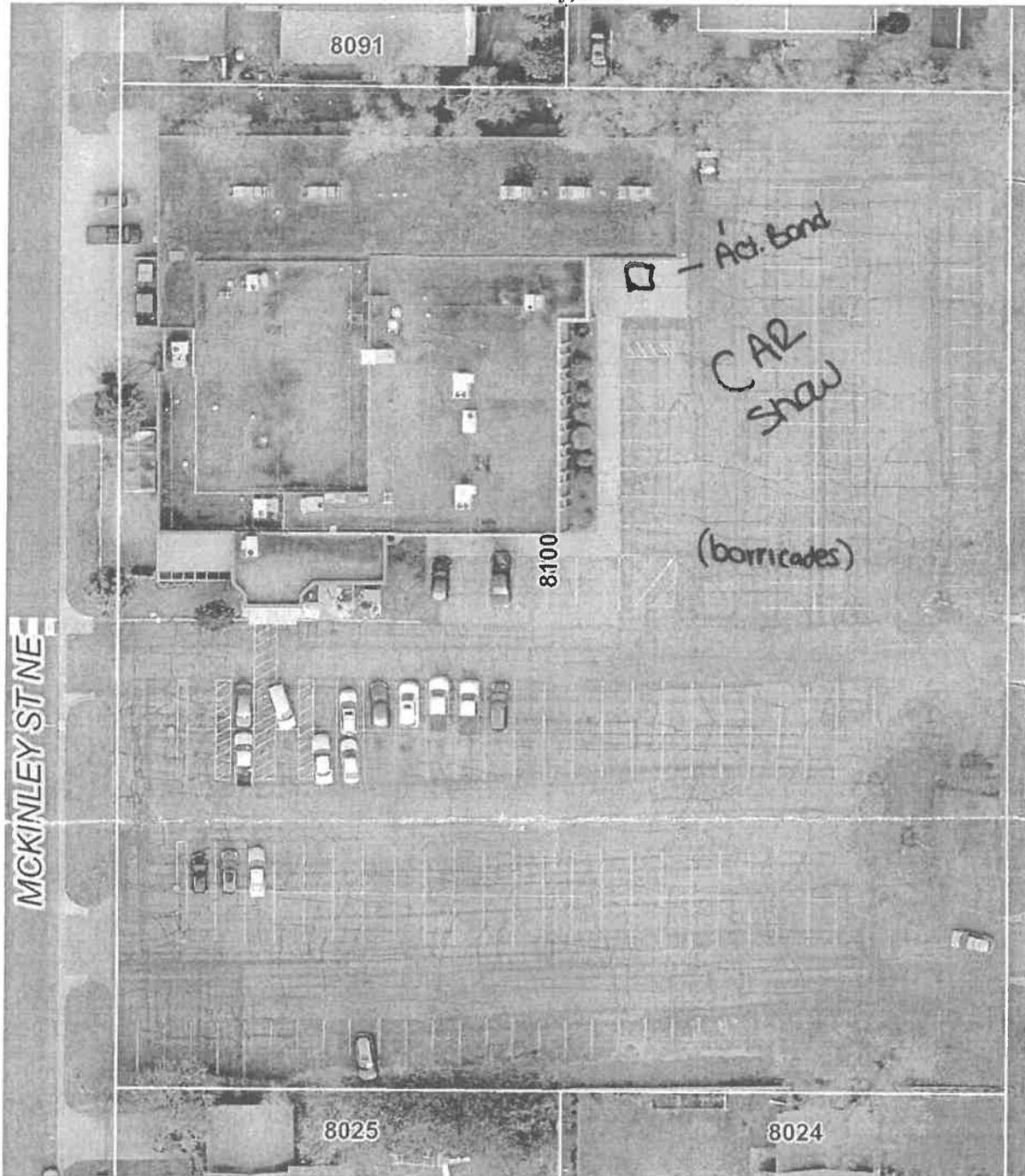
CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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Anoka County, MN



Disclaimer: Map and parcel data are believed to be accurate, but accuracy is not guaranteed. This is not a legal document and should not be substituted for a title search, appraisal, survey, or for zoning verification.

Map Scale
1 inch = 50 feet
4/29/2019



May 18, 2021

RE: Application for Payment No. 6
City of Spring Lake Park
Arthur Street WTP Repairs
SEH No. 154852

Daniel Buchholtz, MMC
Administrator, Clerk/Treasurer
City of Spring Lake Park
1301 81st Ave NE
Spring Lake Park, MN 55432

Dear Mr. Buchholtz:

Attached is Application for Payment No. 6 from Magney Construction, Inc. This application for payment is for work on the Arthur Street WTP Repairs project through March 31, 2021. I have reviewed this application for payment and believe it to accurately reflect work completed through the above referenced date. We recommend that the City pay the requested amount of \$95,858.79. Please sign the application for payment and provide a copy to me.

If you have any questions regarding this application for payment, please call me at (651) 765-2961.

Sincerely,

A handwritten signature in black ink, appearing to read "Miles Jensen", written over a horizontal line.

Miles Jensen
Project Manager

Enclosures



CONTRACTOR'S REQUEST FOR PAYMENT
ARTHUR STREET WTF REPAIRS
CITY OF SPRING LAKE PARK
SPRING LAKE PARK, MN
SEH FILE NO.

Payment No.: 6	For Period: 3-31-21	Date: April 5, 2021
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SUMMARY

1	Original Contract Amount		\$ 552,700.00
2	Change Order - Addition	\$ 0.00	
3	Change Order - Deduction	\$ 0.00	
4	Revised Contract Amount		\$ 552,700.00
5	Work Completed to Date		\$ 100,903.99
6	Material on Hand		\$ 0.00
7	Amount Completed and Stored		\$ 537,996.45
8	Less Retainage		\$ 26,899.82
9	Subtotal		\$ 511,096.63
10	Less Amount Paid Previously		\$ 415,237.84
11	Liquidated Damages		\$ 0.00
12	AMOUNT DUE THIS REQUEST FOR PAYMENT NO.		\$ 95,858.79

Recommended for Approval by:
SEH

Date:

4/5/2021

Approved by Contractor:
MAGNEY CONSTRUCTION

Peter Aldritt

Peter Aldritt - Project Manager

Date:

4/5/2021

Approved by Owner:
CITY OF SPRING LAKE PARK

Date:

Approved by Owner:
CITY OF SPRING LAKE PARK

Date:

APPLICATION FOR PAYMENT SCHEDULE

Contractor: Magnay Construction
 Eng.: SEH
 Owner: City of Spring Lake Park, MN
 Project: Arthur Street Water Treatment Facility Repairs

Item No.	DESCRIPTION OF WORK		SCHEDULED VALUE		TOTAL	WORK COMPLETED		TOTAL COMPLETED TO DATE	% COMPLETE	BALANCE TO FINISH		RETAINAGE 5%
	UNITS	ITEM	QTY	PRICE		Previous Application	QTY			TOTAL	QTY	
1	LS	Clean and Paint walls, ceilings, pipe, filters	1	25,500.00	25,500.00	0.95	\$24,225.00	\$25,500.00	100.00%	0.0	\$0.00	\$1,275.00
2	LS	Replace Chlorine Automatic Shutoff system	1	19,200.00	19,200.00	1.00	\$19,200.00	\$19,200.00	100.00%	0.0	\$0.00	\$960.00
3	LS	Replace Chlorine Gas Detector	1	12,700.00	12,700.00	1.00	\$12,700.00	\$12,700.00	100.00%	0.0	\$0.00	\$635.00
4	LS	Replace Sample Taps	1	2,800.00	2,800.00	0.50	\$1,400.00	\$2,800.00	100.00%	0.0	\$0.00	\$140.00
5	LS	Replace Chlorine Room Window	1	3,500.00	3,500.00	1.00	\$3,500.00	\$3,500.00	100.00%	0.0	\$0.00	\$175.00
6	LS	Replace Water Heater	1	7,500.00	7,500.00	1.00	\$7,500.00	\$7,500.00	100.00%	0.0	\$0.00	\$375.00
7	LS	Replace Air Compressor, Air Dryer & Filter	1	17,500.00	17,500.00	0.80	\$8,750.00	\$17,500.00	100.00%	0.0	\$0.00	\$875.00
8	LS	Replace Faucet and Eyewash	1	1,600.00	1,600.00	1.00	\$1,600.00	\$1,600.00	100.00%	0.0	\$0.00	\$80.00
9	LS	Replace Filter Pressure Transmitter	1	4,800.00	4,800.00	1.00	\$4,800.00	\$4,800.00	100.00%	0.0	\$0.00	\$240.00
10	LS	Replace Door Hdwe #101A, 102A, 102B, 103A	1	16,800.00	16,800.00	0.70	\$11,760.00	\$16,800.00	100.00%	0.0	\$0.00	\$840.00
11	LS	Replace Windows	1	27,600.00	27,600.00	1.00	\$27,600.45	\$27,600.45	100.00%	0.0	\$0.00	\$1,380.02
12	LS	Replace Supervisory Control Panel	1	167,500.00	167,500.00	0.91	\$152,830.56	\$167,500.00	100.00%	0.0	\$0.00	\$8,375.00
13	LS	Replace MCC	1	98,700.00	98,700.00	0.53	\$51,251.00	\$98,700.00	88.00%	0.1	\$11,604.00	\$4,254.80
14	LS	Replace Fire Alarm Panel	1	8,100.00	8,100.00	0.20	\$1,620.00	\$8,100.00	100.00%	0.0	\$0.00	\$405.00
15	LS	Replace Emergency Light	1	500.00	500.00	1.00	\$500.00	\$500.00	100.00%	0.0	\$0.00	\$25.00
16	LS	Replace Local Disconnects rooms 101, 102 & 103	1	5,000.00	5,000.00	0.50	\$2,500.00	\$5,000.00	100.00%	0.0	\$0.00	\$250.00
17	LS	Replace Filter Valve Solenoids (6 total)	1	12,600.00	12,600.00	0.00	\$0.00	\$12,600.00	100.00%	0.0	\$0.00	\$630.00
18	LS	Replace Mixing Valves	1	4,600.00	4,600.00	0.50	\$2,300.00	\$4,600.00	100.00%	0.0	\$0.00	\$230.00
19	LS	Replace Wiring and receptacles rms 101, 102, 103	1	1,800.00	1,800.00	0.00	\$0.00	\$1,800.00	100.00%	0.0	\$0.00	\$90.00
20	LS	Replace RPZ's	1	3,400.00	3,400.00	0.00	\$0.00	\$3,400.00	100.00%	0.0	\$0.00	\$170.00
21	LS	Replace Sprinkler Flow Monitoring sensors and wiring	1	4,300.00	4,300.00	0.00	\$0.00	\$4,300.00	100.00%	0.0	\$0.00	\$215.00
22	LS	Replace unit heaters and thermostats rms 102 & 103	1	11,200.00	11,200.00	1.00	\$11,200.00	\$11,200.00	100.00%	0.0	\$0.00	\$560.00
23	LS	Wash Building Exterior	1	2,000.00	2,000.00	1.00	\$2,000.00	\$2,000.00	100.00%	0.0	\$0.00	\$100.00
24	LS	Replace Floating Suction Strainer and Hose	1	4,200.00	4,200.00	1.00	\$4,200.00	\$4,200.00	100.00%	0.0	\$0.00	\$210.00
25	LS	Construct Masonry Partition	1	63,900.00	63,900.00	1.00	\$63,900.00	\$63,900.00	100.00%	0.0	\$0.00	\$3,195.00
26	LS	Replace Light Fixtures	1	11,200.00	11,200.00	0.77	\$8,655.45	\$11,200.00	100.00%	0.0	\$0.00	\$560.00
27	LS	Replace Flow Control Valve	1	13,100.00	13,100.00	1.00	\$13,100.00	\$13,100.00	100.00%	0.0	\$0.00	\$655.00
28	LS	Replace removable Aluminum Railing Section	1	3,100.00	3,100.00	0.00	\$0.00	\$3,100.00	0.00%	1.0	\$3,100.00	\$0.00
TOTAL SECTION No.2					\$552,700.00		\$437,092.46	\$100,903.99	96.00%		\$14,704.00	\$26,899.82



Stantec Consulting Services Inc.
733 Marquette Avenue, Suite 1000
Minneapolis, MN 55402
Tel: (612) 712-2000

May 20, 2021

Mr. Daniel Buchholtz, Administrator
City of Spring Lake Park
1301 81st Avenue NE
Spring Lake Park, MN 55432

Re: 2020 Sanitary Sewer Lining Project
Project No. 193804980
Contractor's Request for Payment No. 5-FINAL

Dear Dan:

Attached for city approval is Contractor's Request for Payment No. 5-FINAL for the 2020 Sanitary Sewer Lining Project. The prime Contractor on this project was Visu-Sewer Inc.

This request consists of releasing the final retainage on the project. The Contractor has provided a lien waiver and completed IC-134 form which are attached to the payment request. With this payment, the city will be accepting the project as final.

We have reviewed the contractor's payment request and found it to be in order. We recommend approval. **If the City wishes to approve this request, then payment should be made to Visu-sewer Inc. in the amount of \$17,995.07.**

Please execute the payment request documents. Keep one copy for your records, forward a copy to Visu-Sewer Inc., and return one copy to me.

Feel free to contact me if you have any questions.

Regards,
STANTEC

A handwritten signature in black ink that reads "Phil Gravel".

Phil Gravel, City Engineer

Enclosures

cc: Terry Randall, Public Works Director



Owner: City of Spring Lake Park, 1301 81st Ave. NE, Spring Lake Park, MN 55432	Date: May 7, 2021
For Period: 2/9/2021 to 5/7/2021	Request No: 5/FINAL
Contractor: Visu-Sewer, Inc., W230 N4855 Betker Dr., Pewaukee, WI 53072	

CONTRACTOR'S REQUEST FOR PAYMENT
2020 SANIARY SEWER LINING PROJECT
STANTEC PROJECT NO. 193804980

SUMMARY

1	Original Contract Amount		\$	355,464.50
2	Change Order - Addition	\$	0.00	
3	Change Order - Deduction	\$	0.00	
4	Revised Contract Amount		\$	355,464.50
5	Value Completed to Date		\$	359,901.50
6	Material on Hand		\$	0.00
7	Amount Earned		\$	359,901.50
8	Less Retainage 0%		\$	0.00
9	Subtotal		\$	359,901.50
10	Less Amount Paid Previously		\$	341,906.43
11	Liquidated damages -		\$	0.00
12	AMOUNT DUE THIS REQUEST FOR PAYMENT NO.	<u>5/FINAL</u>	\$	<u>17,995.07</u>

Recommended for Approval by:

STANTEC

Phil Gravel

5/20/21

Approved by Contractor:

VISU-SEWER, INC.

PJA

PETER J BAUMANN

Approved by Owner:

CITY OF SPRING LAKE PARK

Specified Contract Completion Date:

Date:

No.	Item	Unit	Contract Quantity	Unit Price	Current Quantity	Quantity to Date	Amount to Date
BASE BID:							
1	MOBILIZATION	LS	1	500.00		1	\$500.00
2	TRAFFIC CONTROL	LS	1	2500.00		1	\$2,500.00
3	SEWER REHABILITATION, 8 or 9-INCH CIPP	LF	9919	20.50		9713	\$199,116.50
4	HYDROPHILIC END SEAL	EA	56	150.00		58	\$8,700.00
5	CLEAN AND INSPECT SERVICE LATERAL CONNECTION	EA	10	540.00		31	\$16,740.00
6	GROUT SERVICE LATERAL CONNECTION	EA	166	285.00		163	\$46,455.00
6.5	GROUT MAINLINE JOINTS ON ABLE	EA	0	275.00		5	\$1,375.00
	TOTAL BASE BID						<u>\$275,386.50</u>
ALTERNATE NO. 1 - MONROE ST. 36-INCH DIAMETER RCP STORM SEWER							
7	MOBILIZATION FOR ALTERNATE 1	LS	1	650.00		1	\$650.00
8	TRAFFIC CONTROL FOR ALTERNATE 1	LS	1	2500.00		1	\$2,500.00
9	STREET REMOVAL AND REPAIR FOR ALTERNATE 1	LS	1	12000.00		0.7083334	\$8,500.00
10	SEWER REHABILITATION, 36-INCH CIPP	EA	590	123.50		590	\$72,865.00
	TOTAL ALTERNATE NO. 1 - MONROE ST. 36-INCH DIAMETER RCP STORM SEWER						<u>\$84,515.00</u>
	TOTAL BASE BID						\$275,386.50
	TOTAL ALTERNATE NO. 1 - MONROE ST. 36-INCH DIAMETER RCP STORM SEWER						<u>\$84,515.00</u>
	WORK COMPLETED TO DATE:						<u>\$359,901.50</u>

PROJECT PAYMENT STATUS

OWNER CITY OF SPRING LAKE PARK
STANTEC PROJECT NO. 193804980
CONTRACTOR VISU-SEWER, INC.

CHANGE ORDERS

No.	Date	Description	Amount
Total Change Orders			

PAYMENT SUMMARY

No.	From	To	Payment	Retainage	Completed
1	10/01/2020	11/11/2020	80,289.25	4,225.75	84,515.00
2	11/12/2020	12/14/2020	174,145.93	13,391.32	267,826.50
3	12/15/2020	01/12/2021	26,129.75	14,766.57	295,331.50
4	01/13/2021	02/08/2021	61,241.50	17,995.07	359,901.50
5/FINAL	02/09/2021	05/07/2021	17,995.07		359,901.50

Material on Hand

Total Payment to Date		\$359,801.50	Original Contract	\$355,464.50
Retainage Pay No. 5/FINAL			Change Orders	
Total Amount Earned		\$359,801.50	Revised Contract	\$355,464.50



Your Contractor Affidavit request is Approved. A copy of this page MUST be provided to the contractor or government agency that hired you.

Submitted Date and Time: 19-May-2021 2:57:53 PM
Confirmation Number: 0-753-098-912
Name: VISU SEWER INC
ID: 3042816
Affidavit Number: 856821760
Project Owner: CITY OF SPRING LAKE PARK
Project Number: 193804980
Project Begin Date: 10/1/2020
Project End Date: 1/30/2021
Project Location: SPRING LAKE PARK, MN
Project Amount: \$359,901.50
Subcontractors:

Name	ID	Affidavit Number
PENN CONTRACTING INC	2808643	768872448

Please [print this page](#) for your records using the print or save functionality built into your browser.

FINAL WAIVER OF LIEN

To Whom It May Concern:

WHEREAS the undersigned has been employed by the CITY OF SPRING LAKE PARK. to furnish labor and materials for SANITARY SEWER REHABILITATION work, for the improvement of the premises described as 2020 SANITARY SEWER LINING PROJECT in the CITY OF SPRING LAKE PARK, Counties of ANOKA & RAMSEY, State of MINNESOTA, of which the CITY OF SPRING LAKE PARK is the owner.

NOW, THEREFORE, this 11TH day of MAY , 2021, for and in consideration of the sum of THREE HUNDRED FIFTY NINE THOUSAND NINE HUNDRED ONE Dollars AND 50/100 (\$359,901.50) paid simultaneously herewith, the receipt whereof is hereby acknowledged by the undersigned, the undersigned does hereby waive and release to the extent only of the aforesaid amount, any lien rights to, or claim of lien with respect to and on said above-described premises, and the improvements thereon, and on the monies or other considerations due or to become due from the owner, by virtue of said contract, on account of labor, services, materials, fixtures, apparatus or machinery furnished by the undersigned to or for the above-described premises, but only to the extent of the payment aforesaid.



VS #20508M

VISU-SEWER, INC.



Signature

KEITH M. ALEXANDER, PRESIDENT
Printed Name and Title

City of Spring Lake Park
1301 81st Avenue NE
Spring Lake Park, MN 55432

Business License - Massage Therapy

June 7, 2021

Massage Therapy - Individual Therapist License

Holly Rosa

913 Manor Drive NE

City of Spring Lake Park
1301 81st Avenue NE
Spring Lake Park, MN 55432

Contractor's Licenses

June 7, 2021

Mechanical Contractor

Energy Mechanical Services, Inc.

North Country Aire

River City Sheet Metal

Homeworks Plumbing Heating and Air

Recher HVAC, LLC.

Plumbing Contractor

Dan's Sewer Service, Inc.

Juliar Plumbing

Water Heaters Now

First Choice Plumbing & Heating, LLC.

River City Plumbing

Sign Contractor

Jaycal, LLC dba Fastsigns of Brooklyn Center



Memorandum

To: Mayor Nelson and Members of the City Council
From: Terry Randall, Public Works Director
Date: May 27, 2021
Subject: May Public Works Report

During the month of May the Public Works Department was busy doing the following activities:

- Picking up garbage and recycling
- Dragging and lining ball fields
- Cutting grass and weed whipping
- Testing the sprinkler system and repairing the system at Able
- Trimming the fence line and cleaning up Westwood Park
- Hiring four (4) part-time employees for the summer
- Repainting all of the City owned parking lots
- The Public Works Department used 12 tons of material to patch the seal coat area
- North Valley Paving repaired the water main break holes from the winter
- Cleaning sewers in areas that have not been lined. The area being affected is north of 81st Avenue between Able Street and Terrace Road.
- Checking the outfalls to make sure everything is draining properly

May Appointments:

- May 4 – Attended the bid opening on the sewer lining project and staff meeting
- May 10 – Attended the Police Chief Interviews
- May 12 – Phil and I met with the contractor on the watermain project from last year to go over the punch list
- May 26 – Dan, Phil and I met about various upcoming projects.



City of Spring lake Park
Code Enforcement Division
1301 Eighty First Avenue Northeast
Spring Lake Park, Minnesota 55432
(763) 783-6491 Fax: (763) 792-7257

REPORT

TO: Spring Lake Park City Council
FROM: Jeff Baker, Code Enforcement Director
RE: Code Enforcement Monthly Report for May 2021
DATE: June 2, 2021

In May 2021, a total of 27 building, 4 Certificate of Occupancy, 11 zoning, 15 mechanical, and 12 plumbing for a total of 69 permits issued compared to a total of 57 in 2020. We conducted 161 inspections in the month of May including 59 building, 49 housing, 10 fire, 8 zoning and 35 nuisance inspections.

As you may know, HyVee is open to the public!!! I was able to issue the Final Certificate of Occupancy on the 13th of May.

The Pierce Street, vacant property is very close to being removed from the list. The owners are working hard at bringing the property into compliance. The initial CO inspection has been completed and they are in the process of pulling the appropriate permits.

In May of 2021, I posted one property that is unfit for human habitation, due to lack of basic facilities. I have contacted the owner and am waiting to hear back so that Anoka County can provide any assistance that may be needed.

I would like to thank the Spring Lake Park, City Council for adopting the new Housing Maintenance Policy. I have put the final touches on the handout and application. All new rental properties will be receiving them and when renewal season is upon us, all rental properties will get a handout along with the rental renewal form.

In May of 2021, I also attended the following appointments:

- City Council meetings on May 3rd.
- Department Head meeting on May 4th.
- Hy-Vee ribbon cutting ceremony on May 25th.
- Met with Spring Lake Park Terrace about nuisance complaints on May 26th.

This concludes the Code Enforcement Department monthly report for May 2021. If anyone has any questions or concerns regarding my report, I would be happy to answer them at this time.

RESOLUTION NO. 21-21

A RESOLUTION TO ACCEPT THE CORONAVIRUS LOCAL FISCAL RECOVERY FUND ESTABLISHED UNDER THE AMERICAN RESCUE PLAN ACT

WHEREAS, since the first case of coronavirus disease 2019 (COVID-19) was discovered in the United States in January 2020, the disease has infected over 32 million and killed over 575,000 Americans (“Pandemic”). The disease has impacted every part of life: as social distancing became a necessity, businesses closed, schools transitioned to remote education, travel was sharply reduced, and millions of Americans lost their jobs; and

WHEREAS, as a result of the Pandemic cities have been called on to respond to the needs of their communities through the prevention, treatment, and vaccination of COVID-19; and

WHEREAS, city revenues, businesses and nonprofits in the city have faced economic impacts due to the Pandemic; and

WHEREAS, Congress adopted the American Rescue Plan Act in March 2021 (“ARPA”) which included \$65 billion in recovery funds for cities across the country; and

WHEREAS, ARPA funds are intended to provide support to state, local, and tribal governments in responding to the impact of COVID-19 and in their efforts to contain COVID-19 in their communities, residents, and businesses; and

WHEREAS, an estimated \$731,952.35 has been allocated to the City of Spring Lake Park (“City”) pursuant to the ARPA (“Allocation”); and

WHEREAS, the United States Department of Treasury has adopted guidance regarding the use of ARPA funds; and

WHEREAS, the City, in response to the Pandemic, has had expenditures and anticipates future expenditures consistent with the Department of Treasury’s ARPA guidance; and

WHEREAS, the State of Minnesota will distribute ARPA funds to the City because its population is less than 50,000.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SPRING LAKE PARK, MINNESOTA AS FOLLOWS:

1. The City intends to collect its share of ARPA funds from the State of Minnesota to use in a manner consistent with the Department of Treasury’s guidance.
2. The Mayor and Administrator, Clerk/Treasurer are hereby authorized to take any actions necessary to receive the City’s share of ARPA funds from the State of Minnesota for expenses incurred because of the Pandemic.

3. City staff are hereby authorized to make recommendations to the City Council for future expenditures that may be reimbursed with ARPA funds.

The foregoing Resolution was moved for adoption by Councilmember .

Upon Vote being taken thereon, the following voted in favor thereof:

And the following voted against the same:

Whereon the Mayor declared said Resolution duly passed and adopted the 7th day of June 2021.

APPROVED BY:

Robert Nelson, Mayor

ATTEST:

Daniel R. Buchholtz, City Administrator



Memorandum

To: Mayor Nelson and Members of the City Council

From: Daniel R. Buchholtz, MMC, Administrator, Clerk/Treasurer

Date: May 20, 2021

Subject: ARPA Request Resolution

City Council is being asked to consider approval of Resolution 21-21, A Resolution to Accept the Coronavirus Local Fiscal Recovery Fund Established un the American Rescue Plan Act (ARPA).

The City is eligible for an estimated allocation of \$731,952.35 for use in accordance with ARPA. Eligible uses include:

- Responding to the Public Health Emergency
- Addressing Negative Economic Impacts from the COVID-19 pandemic
- Serving the Hardest Hit from the COVID-19 pandemic
- Improving Access to Infrastructure (water/wastewater/broadband)

The funds will be released over two parts – ½ in 2021 and ½ in 2022. Funds must be spent by December 31, 2024.

The resolution authorizes the Mayor and Administrator, Clerk/Treasurer to take any and all actions necessary to secure the funds and to request staff to put together recommendations to the City Council to spend the funds.

Staff recommends approval of the resolution.

If you have any questions, please don't hesitate to contact me at 763-784-6491.

Anoka County
American Rescue Plan City/ Township Allocation Estimates

	City/Township	Distribution	Population	Estimated Amount
Minnesota	Andover city (Anoka County), Minnesota	NEU	33,140	\$3,505,839.13
Minnesota	Anoka city (Anoka County), Minnesota	NEU	17,549	\$1,856,486.75
Minnesota	Bethel city (Anoka County), Minnesota	NEU	501	\$53,000.16
Minnesota	Blaine city (Anoka County), Minnesota	Direct		\$6,793,793.00
Minnesota	Centerville city (Anoka County), Minnesota	NEU	4,002	\$423,366.57
Minnesota	Circle Pines city (Anoka County), Minnesota	NEU	4,938	\$522,384.84
Minnesota	Columbia Heights city (Anoka County), Minnesota	NEU	20,427	\$2,160,946.77
Minnesota	Columbus city (Anoka County), Minnesota	NEU	4,130	\$436,907.53
Minnesota	Coon Rapids city (Anoka County), Minnesota	Direct		\$6,568,368.00
Minnesota	East Bethel city (Anoka County), Minnesota	NEU	12,038	\$1,273,484.96
Minnesota	Fridley city (Anoka County), Minnesota	NEU	27,826	\$2,943,677.72
Minnesota	Ham Lake city (Anoka County), Minnesota	NEU	16,783	\$1,775,452.57
Minnesota	Hilltop city (Anoka County), Minnesota	NEU	757	\$80,082.08
Minnesota	Lexington city (Anoka County), Minnesota	NEU	2,652	\$280,551.76
Minnesota	Lino Lakes city (Anoka County), Minnesota	NEU	22,119	\$2,339,941.33
Minnesota	Linwood township (Anoka County), Minnesota	NEU	5,442	\$575,702.37
Minnesota	Nowthen city (Anoka County), Minnesota	NEU	4,741	\$501,544.46
Minnesota	Oak Grove city (Anoka County), Minnesota	NEU	8,917	\$943,318.27
Minnesota	Ramsey city (Anoka County), Minnesota	NEU	27,721	\$2,932,569.90
Minnesota	Spring Lake Park city (Anoka County), Minnesota	NEU	6,919	\$731,952.35
Minnesota	St. Francis city (Anoka County), Minnesota	NEU	7,916	\$837,423.73
	Estimated Totals			\$37,536,794.25



Memorandum

To: Mayor Nelson and Members of the City Council

From: Daniel R. Buchholtz, MMC, Administrator, Clerk/Treasurer

Date: June 2, 2021

Subject: Police Chief Appointment

The City Council conducted an interview with Sgt. Josh Antoine on May 10, 2021. At the conclusion of the interview, the City Council authorized staff to make a conditional job offer to Josh Antoine to serve as the City's next Police Chief, conditioned on formal City Council approval.

I am pleased to report that Mr. Antoine has accepted the City's conditional job offer. Terms of employment are spelled out in the enclosed Employment Agreement between Mr. Antoine and the City of Spring Lake Park. City Attorney Thames drafted the agreement and Mr. Antoine has found the terms to be acceptable.

Mr. Antoine will become Police Chief upon both City Council approval and all parties executing the agreement. However, command authority of the Department will be retained by current Chief Ebeltoft until his final day on August 16, 2021. On that date, command authority will vest with Mr. Antoine. We will do an official swearing in ceremony for Mr. Antoine at the August 16 City Council meeting.

Staff recommends the City Council appoint Mr. Antoine as the City's next Police Chief and to authorize the Mayor and Administrator, Clerk/Treasurer to execute the Employment Agreement between the City and Mr. Antoine.

If you have any questions, please don't hesitate to contact me at 763-784-6491.

EMPLOYMENT AGREEMENT

THIS AGREEMENT is made and entered into this ____ day of June, 2021 between the City of Spring Lake Park, Minnesota (the “City”), and Josh Antoine (the “Police Chief”).

BACKGROUND FACTS

- A. The City wishes to employ the services of Josh Antoine as the Spring Lake Park Police Department Chief of Police.
- B. The City and Mr. Antoine desire to provide for certain procedures, benefits and requirements regarding the employment of Mr. Antoine by the City.
- C. Mr. Antoine wishes to accept employment as the Police Chief, under the terms and conditions of this Agreement.

TERMS OF AGREEMENT

In consideration of the facts mentioned above and the mutual promises set out below, the parties agree as follows:

- 1. Duties: City agrees to employ Mr. Antoine as the Police Chief of the City of Spring Lake Park Police Department to perform all duties as specified by law and ordinance and perform such other proper duties as assigned by the City Council and the Administrator, Clerk/Treasurer.
- 2. Compensation: The Police Chief position is an exempt position. Mr. Antoine, shall receive an annual salary equal to the amount contemplated in the current “Step 6” of the 2021 Spring Lake Park Salary Schedule for Police Chief, commencing upon the occurrence of both of the following: 1) Formal appointment of Mr. Antoine to the position by the City Council; and 2) full execution of this Agreement by all parties. Mr. Antoine acknowledges and agrees that upon accepting the position of Police Chief, and in consideration of compensation and covenants contained herein, he shall discontinue his membership within the Sergeant’s bargaining unit and shall thereafter be a non-bargained employee of the City. Compensation shall be paid according to the City’s normal payroll calendar. The Police Chief will receive a performance evaluation annually. An adjustment in annual salary for the Police Chief shall be considered at the time performance reviews are given by the Council, provided a satisfactory performance evaluation is received, and provided the Police Chief has not reached the top of the salary schedule.
 - a. Effect of Compensation Study: The City is presently (2021) engaged in a compensation study of positions throughout the organization, including the Police Chief position. Mr. Antoine and the City acknowledge and agree that the Police Chief salary pay schedule may be altered during this process. In the event that the Police Chief salary schedule is altered, Mr. Antoine shall be placed within the pay step the value of which is closest to the currently contemplated rate of pay, without decreasing the Police

Chief's salary, and regardless of the number of the proposed "Step". The Police Chief's salary shall thereafter be adjusted as set forth above.

3. Terms and Conditions: The Police Chief will serve at the will of the City Council and may be terminated with or without cause at any time. Any of the following will constitute termination with cause and would result in no severance:
 - a. Inefficiency or incompetence in office that is not corrected after a reasonable identification of deficiency during the annual performance evaluation or other performance evaluation and after being given an appropriate opportunity to correct to the satisfaction of the majority of the City Council.
 - b. Legal Malfeasance or nonfeasance in office.
 - c. Gross misconduct, including but not limited to, a conviction of a felony or equivalent level offense or a conviction for an illegal act committed for the purpose of personal gain to Police Chief.

Should the City terminate the employment of the Police Chief without cause, he will receive three (3) months' severance pay and benefits at the rate and levels then in effect for the Police Chief (but excluding access to a take-home vehicle). Additionally, he will have the option to resign and receive three (3) months' severance pay and benefits at the rate and levels then in effect (but excluding access to a take-home vehicle) if: (1) the Police Chief salary is cut (other than as part of an across-the-board reduction for all department head employees); or (2) the City materially breaches this Agreement and refuses, following reasonable written notice, to cure the breach and comply with the terms of this Agreement; or (3) if the Council requests his resignation.

If the Police Chief decides to separate from employment, he will provide the City with a minimum of 45 days' notice of his intent to separate.

4. Minnesota Public Employees Retirement System (PERA): City will contribute at the same rate as other employees as provided by Minnesota Law. The City shall execute the necessary documents to allow Mr. Antoine to enroll in a deferred compensation plan selected by agreement of the City and Mr. Antoine. Mr. Antoine may contribute to the deferred compensation plan from his own earnings. The City will not contribute to any plan beyond PERA.
5. Insurance Coverage: The Police Chief will be provided insurance coverage at the same rate as other non-bargained City employees.
6. Vacation: The Police Chief will start employment with the status of a 17-year employee for the purposes of calculating vacation, and vacation will accumulate at the same rate and in the same manner as other non-bargained employees, pursuant to the

City Personnel Policy. Police Chief's original hire date with the Department of November 3, 2003 shall be used to calculate vacation accrual.

7. Sick Leave: The Police Chief will accumulate sick leave at the same rate and in the same manner as other non-bargained employees, pursuant to the City Personnel Policy.
8. It is recognized that Mr. Antoine must devote a great deal of time outside the normal office hours on business for the City, and to that end Mr. Antoine shall be allowed to establish an appropriate work schedule, subject to the approval of the Administrator, Clerk/Treasurer, which shall not be unreasonably withheld.
9. Business Expenses: City will reimburse the Police Chief for all reasonable employment related expenses per the City Personnel Policy.
10. Take-Home Vehicle: The City will provide the Police Chief with a take-home vehicle for use in employer business, during the term of Mr. Antoine's employment as Police Chief. The vehicle shall be returned to the City immediately upon Mr. Antoine's separation from employment with the City or removal from the position of Police Chief.
11. Phone: The Police Chief will have the option to receive either: 1) a stipend of \$50 per month for the purpose of using his personal cell phone for City business; or 2) a separate cell phone purchased by the City on which City business is to be conducted. In either event, the Police Chief will make his designated mobile number available for City business use during business and non-business hours. In the event a separate phone is purchased, the parties agree said phone is the property of the City and shall be returned upon Mr. Antoine's separation from employment with the City or removal from the position of Police Chief.
12. Uniform Allowance: The Police Chief shall receive the same uniform allowance as is provided to the Spring Lake Park Police Department Sergeants in their bargaining unit's contract with the City.
13. Dues, Subscriptions, and Continuing Education: The City shall budget and provide for the professional dues and subscriptions for the Police Chief which are deemed reasonable and necessary for the Police Chief's participation in national, regional, state and local associations necessary and desirable for the Police Chief's continued professional training, participation, growth and advancement, pursuant to the terms of the City Personnel Policy. All activities included in this section shall be budgeted for annually and are subject to Council approval.
13. Expenses for Official Events/Meetings: The City shall budget and pay, up to the amount budgeted, necessary and reasonable registration, travel and subsistence expenses of the Police Chief for professional and official travel, meetings and occasions adequate to continue the professional development of the Police Chief and to pursue necessary, official and other committees to which the Police Chief serves as a member.

The Police Chief shall use good judgement in his outside activities so he will not neglect his primary duties to the City. The Police Chief shall not be entitled to receive mileage compensation when using the take-home vehicle.

14. Outside Activities: The employment provided for by this Agreement shall be the Police Chief's sole employment. Recognizing that certain outside consulting or teaching opportunities provide indirect benefits to the City and the community, the Police Chief may elect to accept limited teaching, consulting or other business opportunities with the understanding that such arrangements shall not constitute interference with or be a conflict of interest with his responsibilities under this Agreement. Any such activities shall be pre-approved by the Administrator, Clerk/Treasurer.
15. Indemnification: The City shall defend, hold harmless, and indemnify the Police Chief pursuant to state and local law, including but not limited to Minn. Stat. 466.07, as may be amended from time to time. In event the City's obligations pursuant to this paragraph are triggered, the City shall retain the authority, but not the obligation, settle any such claim or suit and pay the amount of any settlement or judgement thereon.
16. General Conditions of Employment: In addition to the benefits cited herein, the City shall provide the Police Chief with all benefits that apply to other non-bargained employees.
17. Binding Effect: This Agreement shall be binding on the City and the Police Chief and the successors, assigns, and heirs of each, respectively.
18. Term: This Agreement shall remain in effect during the term of Mr. Antoine's employment with the City as Police Chief. This Agreement may be amended only by written instrument, executed by Mr. Antoine and the City.
19. Transition from Present Leadership: Police Chief shall be appointed to the position of Police Chief immediately, upon execution of this Agreement and ratification of the appointment by the City Council, however he shall not assume command authority until the transition from present leadership is complete as stated herein. Upon his appointment by the Council and execution of this Agreement, Mr. Antoine shall be immediately entitled to all compensation and benefits contemplated herein, with the exception of the use of the take-home vehicle, which shall be transferred to Mr. Antoine's use upon the effective date of the retirement of the current Chief of Police. The current Chief of Police will remain employed with the City until August 16, 2021, to assist in Mr. Antoine's transition and acclimation to the position. The current Chief of Police shall retain command authority until the effective date of his retirement on August 16, 2021, at which time full command authority of the Spring Lake Park Police Department shall be vested in Mr. Antoine.

This Agreement is now being executed by the parties as of the date stated at the beginning of this Agreement.

[Signature page to follow]

City of Spring Lake Park, Minnesota

By: _____
Robert Nelson Mayor

ATTEST:

Daniel Buchholtz
Administrator, Clerk/Treasurer

By: _____
Josh Antoine Police Chief



Memorandum

To: Mayor Nelson and Members of the City Council

From: Daniel R. Buchholtz, MMC, Administrator, Clerk/Treasurer

Date: June 3, 2021

Subject: Recreation Program Supervisor appointment

Director Okey is completing the reference checks on the top candidate and will present additional information to the City Council on Monday night.



Memorandum

To: Mayor Nelson and Members of the City Council

From: Daniel R. Buchholtz, MMC, Administrator, Clerk/Treasurer

Date: June 3, 2021

Subject: Request for Work Session

Staff would like to request a work session be scheduled for June 14, 2021 at 5:30pm. Here is the proposed agenda for the work session:

June 14, 2021 Work Session

Storm Water Utility discussion
Garfield/Hayes/80th Avenue improvement project discussion
Discussion of resolution of support for joint public safety training facility
Triangle Park/City Hall sidewalk update
Novatime time clock software discussion
Administrator Reports

If you have an item that you would like to add to the work session agenda, please let me know as soon as possible so we can research the topic for the City Council.

Work session topics for the remainder of 2021 include, but are not limited to:

- SLP's MS4 and SWPPP
- American Rescue Plan funding discussion
- Discussion of Coon Creek Watershed District's "Springbrook Creek Watershed Load Reduction and Flood Mitigation Plan"
- 2022 Budget (Aug)
- City Hall facility discussion

If you have any questions, please don't hesitate to contact me at 763-784-6491.



City of Spring Lake Park
Engineer's Project Status Report

To: Council Members and Staff

Re: **Status Report for 06.07.21 Meeting**

From: Phil Gravel

File No.: R-18GEN

Note: Updated information is shown in *italics*.

2021 MS4 Permit and SWPPP Update (193805251). Annual Report and Public Meeting due by June 30th. Pond, structural BMP, and outfall inspections due by July 31st. Program analysis due in December. Coordination with CCWD related to TMDL information will happen as needed. *The application has been submitted to MPCA for their review. Annual Public Meeting will be on July 6, 2021. Peter Allen is working with Dan Buchholtz on ordinance updates.*

Risk and Resiliency Assessment (RRA) and Emergency Response Plan (ERP) – Water System (193805314). This is an assessment and evaluation of the water system based on requirements of the Environmental Protection Agency (EPA) and Department of Homeland Security (DHS). The RRA is due June 30, 2021. The ERP is due Dec. 30, 2021. *The RRA is largely done with some questions for DPW remaining. Scheduled to be complete with the final by June 25th.*

Garfield Pond Improvements Project (193804750). Final 50% of RCWD reimbursement can be processed after final contractor payment. *Final contractor payment for release of \$20,747.78 retainage will be processed once close-out documents are received from contractor (last bugged Contractor for paperwork on 6/2/21) .*

2020 Sewer Lining Project (193804980). Work has been completed. *Final contractor payment can be processed (see separate letter).*

Utilities for 525 Osborn Road Project (193805012). This city project is for off-site utilities for 525 Osborne Rd. Construction was completed in 2020. *A punch-list inspection was completed on May 12th (contractor needs to complete turf establishment and irrigation system repair). Final Contractor payment will be processed one punch-list work has been completed and approved.*

Suite Living Spring Lake Park (Hampton Cos. project at 525 Osborne). A project kick-off meeting was held with the developer and city staff on April 21, 2021. *They plan to start construction sometime near the middle of June. The developer has promised to contact adjacent property owners prior to starting construction.*

Stormwater Utility Plan (193804944). The city is considering a stormwater utility charge. *A report is currently being prepared. The Administrator has prepared a draft ordinance. A council update will be provided at the June workshop meeting.*

2021 Sewer Lining Project (193805204). This project included lining in the general area between Terrace and Monroe and south of 81st Avenue. Terry randall is watching this project. *Project has been awarded. Construction Contracts are being processed.*

2021 Street Seal Coat and Crack Repair Project (193805205). The 2021 street maintenance area will be the area south of 81st Avenue and west of Monroe Street. *Construction Contracts have been signed. Crack repair work will occur in early June.*

2021 Sidewalk Project: Possible sidewalk improvements in Triangle Park and at City Hall. Quotes are still being obtained. *Terry is still looking to get more contractors to submit quotes.*

2021 Anoka County CSAH 35 (Central Ave.) and CSAH 32 (85th Ave. NE) Projects. City MSAS # 183-101-012. Anoka Co. will complete paving projects on these two roads in 2021. The County has prepared a Joint Powers Agreement to define the city's share of the costs.

From the County on 5/12/21: *We are in the process of obtaining a more detailed schedule from Park Construction pertaining to 2021 County Overlay project. Tentatively, CSAH 35 and 32 are scheduled for beginning on July 6, 2021 (CSAH 32) and July 12, 2021 (CSAH 35). We anticipate a more updated schedule in the next week and will update our website once we have a chance to review the schedule.* <https://www.anokacounty.us/4067/2021-Projects>

Street CIP Planning: Staff is working on a 10-year Capital Improvement Plan for future street maintenance. *It is anticipated that a paving project will be completed in the Garfield-Hayes neighborhood in 2022.*

2021 Storm Pond and Basin Inspections: *Staff will be inspection stormwater ponds in the area east of TH65 and north of 81st Avenue in 2021. Repair work on many of the city ponds has been completed. Letters will be sent to owners of private ponds to inform them of required maintenance.*

Cellular Antenna Installations on Water Towers:

- **2021 T-Mobile/Sprint antennae replacement on Arthur Street tower.** This is a new request based on a 12-30-20 email message from Shane Bagley of Begley Wireless Consultants to Dan Buchholtz. Construction Drawings (CDs) prepared by Fullerton Engineering Design (dated 12/15/20 and updated 5/25/21). *Updated 5/25/21 Construction Documents (CDs) need to be reviewed by engineering/public works. Lease negotiations continue as of 5/26/21.*
- **T-Mobile Antenna Maintenance on Able Street Tower (2020 Anchor).** This project includes antennae replacement. The contact person for the design is Tom Jemilo at insite inc. An escrow account has been established. Review of the Construction Drawings (CDs) for this project were approved on 9/29/20. The Second Amendment to T-Mobile Lease Agreement was approved in January 2021. Preconstruction Conference was held with Premise Electrical on 2/17/21. The Electrical portion of the work was done as of 4/5/21. *The antenna work has been completed, but the touch-up painting work has not been scheduled (as of 5/12/21).*
- **T-Mobile Utility Upgrade/Backup power (generator) - Able Street Tower (Network Hardening).** This project includes installing a permanent generator. The contact person is Tom Jemilo at insite inc. and Jason Bayer from JDR (contractor). Review of the construction drawings was completed in 2020. A Precon was held on 1/13/21. Construction is substantially complete (as of 2/9/21). *This work is done except for the restoration and the generator start-up (4/5/21). Gas has been installed and the generator has been started up. Site restoration is an issue (5/12/21).*
- **2019-2021 Verizon on Arthur Street tower.** This is a new installation. The contact person is Michael Raia of TechScape. Revised Construction Drawings labeled Revision E were submitted in March 2019 and are considered approvable. Final Lease was approved by city council on October 21, 2019. *Construction may not occur until late 2021.*
- **2021 Clearwire equipment removal from Able Street tower (MS52XC144).** This is an equipment removal request based on e-mail messages from Nelson Valenzuela of Qualtek Wireless in the fall of 2020. City Building Permit Number for this project is 2020-00449. Plans have been reviewed by engineering/public works. Public works has decided that all equipment shall be removed (including ground equipment). A Preconstruction Conference was held at the site on March 20, 2021 (minutes sent to Qualtek on 4/2/21). Construction started on April 28, 2021. The removal work on the tank has been completed, but as of the last inspection the ground work was not complete. *We still need to schedule inspection for site restoration and touch-up painting (5/28/21).*

Feel free to contact Harlan Olson, Phil Carlson, Jim Engfer, Mark Rolfs, Marc Janovec, Peter Allen, or me if you have any questions or require any additional information.

CORRESPONDENCE



FOR IMMEDIATE RELEASE:
May 24, 2021

Contact: Alex Carlson
Public Affairs Coordinator
(612) 750-9960
acarlson@mmcd.org

Mosquito Control activity happening in your community

Metropolitan Mosquito Control District trucks, helicopters, and staff will be out in neighborhoods and parks this summer working to reduce mosquito-borne disease and annoyance.

SAINT PAUL - Summer weather in Minnesota means we are starting to see an increase in mosquitoes and the Metropolitan Mosquito Control District (MMCD) will be out conducting surveillance and treatment activities to reduce the risk of disease and annoyance in an environmentally-sensitive manner.

Each year the field staff at MMCD monitors and treats wetlands that breed mosquitoes with a fleet of trucks and helicopters. With many people still working from home during the weekday due to the COVID-19 pandemic, more people may notice MMCD activities in local neighborhoods and parks.

At times MMCD employees may need to cross private property for access to check and treat areas for mosquito larvae. MMCD management asks the community to please stay several feet away from field staff and ensure children and pets are kept at a distance. If you have questions about mosquito control activities or concerns about an employee, please call the MMCD front desk at (651) 645-9149 or visit MMCD.org.

Some of the activities that MMCD may be doing in your community include:

- Wetland surveillance - determining if ponds or swamps have mosquito larvae present.
- Catchbasin surveillance - pulling off grates and inspecting neighborhood catch basins to determine if mosquito larvae are present.
- Ground larval treatments - applying control materials to a wetland with a hand spreader or backpack.
- Helicopter larval treatments - applying control materials to a wetland via helicopter.
- Catchbasin treatments - applying control materials to neighborhood catchbasins.
- Setting or collecting traps - surveillance helps MMCD determine where and what types of mosquitoes are active.

The control materials and methods used by MMCD are regularly tested for safety and only applied when surveillance indicates they would be effective. They are designed specifically to target mosquito larvae or adults with minimal impacts on non-target insects. The control materials are not harmful to people, pets, or wildlife. For a complete list of control materials used, please visit MMCD.org.

We are also excited to be returning to a select number of community events and parades this year! MMCD staff bring educational materials and interactive activities for all ages to our booths at county fairs and other community festivals and a giant inflatable mosquito will be featured at parades this summer. If your community has an event you would like Mosquito Control to be featured, please contact us!

The Metropolitan Mosquito Control District appreciates your support. For information about our programs or for tips on how to reduce mosquitoes near your home, please visit MMCD.org.

###

For press inquiries or interview requests, please contact Alex Carlson - acarlson@mmcd.org or (612) 750-9960.



4646 Dakota Street SE | Prior Lake, MN 55372
952.447.9800 | www.priorlakemn.gov

May 26, 2021

To: The Honorable Senator(s) Draheim and Duckworth
Representative(s) Hausman and Howard
Housing Commissioner Ho

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators and Commissioner Ho:

All the cities represented on this letter have sent previous letters in strong opposition to the provisions in the Senate Housing Omnibus Bill. The language in that bill would eliminate the use of Planned Unit Development(s) (PUD) and the many community benefits that would have been achieved through the continued access to this tool in shaping our future development.

The impacts on the restriction of PUD's are significant. PUD's give cities and developer's flexibility and creativity – especially in redeveloping historical areas – to overcome unique circumstances and challenges. Without the flexibility of the PUD, future developments will be required to fit within rigid *one-size-fits-all* parameters. This approach will be harmful for both developers and cities.

The language in the Bill constrains the use of PUD's to what is required by the Minnesota State Building Code. The Building Code is a minimum standard that any building must meet to be built. It is not a maximum standard. It exists only to ensure safety and does nothing to provide flexibility and mutual PUD benefits. The Bill will also eliminate local control entrusted to cities in overseeing the growth and development of their unique communities.

A one-size-fits-all approach undermines the fundamental purposes and tenets of local control and treats every city in the state the same irrespective of local differences and identified needs.

The proposed legislation will in no way mitigate the broader concerns about a lack of affordable housing in our communities. The cost of housing is determined by increasing building material, land, and labor costs which are driven by supply and demand – variables of a capital marketplace.

A loss of local control and loss of an extremely useful development tool for Prior Lake and all communities across the State of Minnesota simply will not result in a reduction of housing costs.

We respectfully ask for your support in opposing the provisions in the Housing omnibus bill that reduce local control by eliminating the method in which PUD's are currently utilized.

Sincerely,



Kirt Briggs
Mayor, City of Prior Lake

Attachments: Letters from 25 cities opposing encouragement of increased density in single family neighborhoods and to the PUD provisions in the Senate Housing Omnibus Bill.

cc: Mayor Christopher Meyer - City of Belle Plaine
Mayor Tim Busse - City of Bloomington
Mayor Elizabeth Kautz - City of Burnsville
Mayor Nancy Bormann - City of Canby
Mayor Courtney Johnson - City of Carver
Mayor Elise Ryan - City of Chanhassen
Mayor Ron Case - City of Eden Prairie
Mayor James Hovland - City of Edina
Mayor Mike Maguire - City of Eagan
Mayor Dave Smiglewski - City of Granite Falls
Mayor Lori Weldon - City of Heidelberg
Mayor Doug Anderson - City of Lakeville
Mayor Mary Gaasch City of Lauderdale
Mayor Josh Fredrickson - City of Le Center
Mayor Tim Rud - City of Lonsdale
Mayor Brad Wiersum - City of Minnetonka
Mayor Thomas Eisert - City of Montgomery
Mayor Chuck Nickolay - City of New Prague
Mayor Robert Beussman - City of New Ulm
Mayor Mary McComber - City of Oak Park Heights
Mayor William Mars - City of Shakopee
Mayor Robert Nelson - City of Spring Lake Park
Mayor Anne Burt - City of Woodbury
Mayor Lisa Iverson - City of Wyoming



April 26, 2021

To: The Honorable Senator(s) Dahms, Dziedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Belle Plaine, which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, 1st Unofficial Engrossment, that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the 1st Unofficial Engrossment of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/infrastructure investment) that are made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement PUDs, or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD of today includes aesthetics to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

From several perspectives, this is a *false narrative*!

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,



Christopher G. Meyer
Mayor, City of Belle Plaine

C.C. Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
League of Minnesota Cities- Daniel Lightfoot, Irene Kao
Metro Cities- Charlie Vander Aarde
Association of Minnesota Counties
City Council



May 6, 2021

Honorable Senators Dahms, Dziedzic, Draheim, Duckworth, and Pratt
Representatives Agbaje, Hausman, Howard, Reyer, and Theis

RE: Bloomington Opposition to Provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Bloomington, I request that you remove provisions in the Senate Omnibus Bill, [*1st Unofficial Engrossment*](#), moving into your Housing Conference Committee. In addition to eroding local controls entrusted to cities in overseeing the growth and development of their community, we are concerned that provisions within the bill will create **unanticipated and undesired consequences**.

Specifically, we are most concerned with the following provisions in Section 8:

A municipality shall not require planned unit development agreement conditions that exceed the requirements in the State Building Code under chapter 326B

and

A municipality shall not condition approval of a building permit, subdivision development, or planned unit development on the use of specific materials, design, amenities, or other aesthetic conditions that are not required by the State Building Code under chapter 326B.

Planned unit developments are important and frequently used tools for zoning flexibility. In Bloomington's case, the planned development process allows the City to grant flexibility requested by developers on any zoning standard, such as lot sizes, unit sizes, setbacks, parking, or height in exchange for amenities or design that provides a "public benefit". For example, on May 3, 2021, the City of Bloomington approved a planned development for a hotel conversion to apartments where flexibility was granted on minimum unit size and other zoning standards in light of the developer's proposal to provide increased long term affordability for 20 percent of the units.

While proposed by the developer, the increased affordability was memorialized as a condition of approval to ensure long term compliance. The Building Code does not address affordability, so presumably the condition "exceeds" the Building Code and therefore runs afoul of the proposed language. The Building Code was not meant to address amenities, design or aesthetics and should not be used as a yardstick for zoning tools such as the planned unit development.

MAYOR AND CITY MANAGER

1800 W. OLD SHAKOPEE ROAD, BLOOMINGTON MN 55431-3027
PH 952-563-8780 FAX 952-563-8754 TTY 952-563-8740

AN AFFIRMATIVE ACTION/EQUAL
OPPORTUNITIES EMPLOYER

Our primary concern is that the proposed language will stifle innovation and flexibility and force more standard developments that do not reflect community needs and desires. For example, imagine a large undeveloped wooded parcel with publicly owned wooded open space on either side. A developer could create a number of standard single family lots and remove all the trees to accommodate the homes. Or the developer could take advantage of a planned unit development, receive flexibility to build the same number of homes on smaller lot sizes and preserve a wooded wildlife corridor through the development connecting the two publicly owned open spaces. The second option advances the public interest while retaining the same number of units for the developer. Bloomington has used the planned development process in several instances to do exactly that. Unfortunately, the proposed language would prohibit use of this tool for the common good given that the Building Code does not address wildlife corridors and that wooded wildlife corridors can be considered “amenities”, “design” or “aesthetics”.

In short, we ask you to oppose the language within the Senate Housing Omnibus bill that will reduce local control while handcuffing and rendering obsolete the planned unit development tool. We also ask that you modify the web posting requirements for planned unit developments from seven days to three days to reflect the standard posting of packets prior to City Council meetings.

Thank you in advance for your opposition. I welcome the opportunity to speak directly with you regarding our significant concerns and the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,

DocuSigned by:

46BAC1F15829469...
James D. Verbrugge
City Manager

Copy: Senator Melissa Wiklund
Senator Melisa Franzen
Representative Steve Elkins
Representative Andrew Carlson
City Council

March 18, 2021

Open Letter to Legislators

Honorable Senator(s) and Representative(s),

On behalf of the constituents of the City of Burnsville, I write to voice opposition to the many legislative initiatives (SF915 / SF914 / SF 801 / HF1085) focused on housing that will be heard in committee this week and through the end of session.

As a collection of *preemption legislation*, each bill erodes or eliminates the local control entrusted to cities in overseeing the growth and development of our communities. A one-size-fits-all approach attacks the fundamental importance of local control and treats every city in the state the exact same way regardless of locally identified needs.

Cities like Burnsville are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, Comprehensive Plans serve as the foundation guiding the many decisions facing a growing community. The various housing bills would have significant long-term implications for these *Comprehensive Plans*. Any preemption weakening local control lessens our ability to develop in a manner desired by our constituents and consistent with our *Comprehensive Plans*.

Some might have us believe these legislative proposals *will enhance new home affordability*. From several perspectives these bills represent a false narrative:

"Where is the data documenting that legislative change will lower the sales price of a new home? Of course, the data does not exist. Instead, you are being asked to create a legislative change, absent any assurances that it would result in a reduced sales price of a new home.

- Growth brings with it increased cost to a city. The proposed legislation seeks to limit the ability for a city to recoup these costs from whence they came (the development itself). Not having the local control to equitably collect a fee from developers is not an elimination of a cost - it is a transfer of a cost to our existing taxpayers.
- This legislation would ask us to *trade off* the possibility of enhanced affordability to a new home buyer, and at the same time knowingly decreasing the affordability of housing for our existing homeowners as they will be required to pick up the costs of growth through higher tax levy increases.
- Again, the *affordability narrative* is false. It lacks data and credibility. Seeing any of these legislative proposals made into law would serve to raise taxes on our existing citizens!

In short, our communities need your help. Please let your colleagues in the House and Senate know that you are following this legislation and you are concerned for the implications they hold for the cities in your district.

Thank you in advance for your support. I would welcome the opportunity of speaking directly with you on the importance of thwarting legislative change preempting local control on growth and development.

Sincerely,

A handwritten signature in blue ink, reading "Elizabeth B. Kautz". The signature is fluid and cursive, with the first name being the most prominent.

Elizabeth B. Kautz, Mayor
City of Burnsville, Minn.

April 28, 2021



To: The Honorable Senator(s) Dahms, Dzedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Canby which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, 1st Unofficial Engrossment, that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the 1st Unofficial Engrossment of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/infrastructure investment) that are made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement PUDs, or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD of today includes aesthetics to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*. From several perspectives, this is a *false narrative*! If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

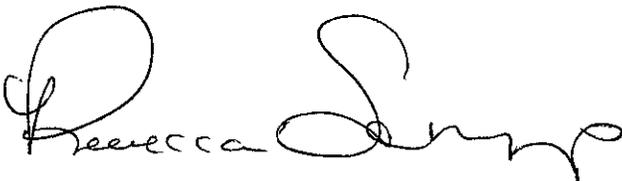
In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition.

Sincerely,



Nancy Bormann
Mayor, City of Canby



Rebecca Schrupp
City Administrator

From: Courtney Johnson <cjohnson@cityofcarver.com>
Subject: City of Carver Opposition to SF969
Date: April 20, 2021 at 9:57:55 AM CDT
To: "Sen. Julia Coleman" <sen.julia.coleman@senate.mn>
Cc: Sophia Goetz <sophia.goetz@senate.mn>

Good morning Senator Coleman-

I understand [SF969](#) is being voted on in the Senate today. I am writing to you to share my opposition to the provisions (20.2 - 21.14) which preempt local control and decision making, that are included in this bill.

As *preemption legislation*, this bill erodes or eliminates the local control entrusted to cities in overseeing the growth and development of their community. A one-size-fits-all approach attacks the fundamental importance of local control and treats every city in the state the exact same regardless of locally identified needs. This is not an approach that I support, nor is it good for the City of Carver and our residents.

Attached to this email are the City of Carver's legislative priorities, which City Manager Brent Mareck shared with you earlier this year. They're in no particular order, but you'll see Carver's desire to protect local control and opposition to preemption as the fourth item on the attached list. With your background in City government, I hope you'll understand how important local control is to cities like Carver.

I hope you'll vote against SF969 today because of the concerns I've shared with you in this email. If you need any additional information from me, please feel free to reach out.

Thank you-

Courtney Johnson | Mayor | City of Carver
Cell: 612-702-7703
Facebook: [CarverMayorCourtney](#)
www.CityOfCarver.com





CITY OF CHANHASSEN

Chanhassen is a Community for Life - Providing for Today and Planning for Tomorrow

April 28, 2021

To: The Honorable Senator(s) Dahms, Dziedzic, Draheim, Duckworth, Pratt, Coleman, and Osmek
Representative(s) Agbaje, Hausman, Howard, Reyer, Theis, Morrison, and Boe

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Chanhassen, which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, [1st Unofficial Engrossment](#), that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the [1st Unofficial Engrossment](#) of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/infrastructure investment) that are made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement PUDs, or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Natural Area*. To not include preservation as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

In Chanhassen, the use of the PUD zoning also allows for a greater variety of uses, internal transfers of density, construction phasing and a potential for lower development costs. In exchange for this enhanced flexibility, the city has the expectation that the development plan will

result in a significantly higher quality and more sensitive proposal than would have been the case with the use of other, more standard zoning districts.

A residential PUD was applied to the Prince Property. The gross acreage of this site was approximately 190 acres. The City's Comprehensive Plan had identified a portion of the Prince's property as an extension of the city's premier park at Lake Ann. The application of the City's PUD ordinance facilitated the dedication of 50 acres of woods adjacent to the Lake Ann Park for the right to develop smaller lots (thus more lots) within the developable portion. Without the use of the City's PUD Ordinance and density transfer rule the dedication of permanent open space would not have been achieved or would have required city acquisition.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

From several perspectives, this is a *false narrative!*

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,



Elise Ryan
Mayor, City of Chanhassen

C.C. Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
League of Minnesota Cities- Daniel Lightfoot, Irene Kao
Metro Cities- Charlie Vander Aarde
Association of Minnesota Counties
City Council

Open Letter to our legislators

Honorable Senator(s) and Representative(s),

On behalf of the constituents of the cities we serve, we write voicing opposition to the many *Housing First*-sponsored legislative initiatives (SF915 / SF914 / SF 801) that will be heard in committee this week and through the end of session.

As a collection of preemption legislation, each bill erodes or eliminates the local authority entrusted to us in overseeing the growth and development in our cities. A one-size-fits-all approach attacks the fundamental importance of local control and treats every city in the state the exact same regardless of locally identified needs.

We, as cities, are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, Comprehensive Plans serve as the foundation guiding the many decisions facing a growing community. The various housing bills would have significant long-term implications for these Comprehensive Plans. Any preemption weakening local authority, lessens our ability to develop in a manner desired by our constituents and consistent with our Comprehensive Plan(s).

Some would have us believe these bills *will enhance new home affordability*. This is a false narrative from a couple of perspectives:

Where is the data documenting that legislative action will lower the sales price of a new home? Of course, the data does not exist. Instead, you are being asked to create a legislative change, absent any assurances that it will result in a reduced sales price of a new home.

Growth brings with it increased cost to a city. These bills serve to limit the ability for a city to recoup these costs from whence they came (the development itself). Not having the authority to equitably collect a fee from developers is not an elimination of a cost- It is a transfer of a cost to our existing taxpayers. These bills would ask us to *trade off* the possibility of enhanced affordability to a new home buyer, knowing that we are decreasing affordability to our existing citizens as they will be required to pick up these costs through higher tax levy increases.

The *affordability narrative* is false. It lacks data, credibility, and seeing any of these legislation proposals through would serve to raise taxes on our existing citizens.

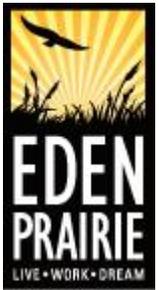
In short, we need your help. Please let your colleagues in the House and Senate know that you are following these bills and you are concerned for the implications they have for the cities in your district.

Thank you in advance for your support, any one of us would welcome the opportunity of speaking directly with you on the importance of thwarting these bills that seek to preempt our local authority.

Sincerely,



Ronald A. Case, Mayor
City of Eden Prairie



OFF 952 949 8300
FAX 952 949 8390
TDD 952 949 8399

8080 Mitchell Rd
Eden Prairie, MN
55344-4485

edenprairie.org



May 5, 2021

To: The Honorable Senator(s) Franzen, Dahms, Dziedzic, Draheim, Duckworth, and Pratt

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Edina, I write to request that you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUDs)* provisions in the Senate Omnibus Bill, *1st Unofficial Engrossment*, that is moving into your Housing Conference Committee.

The present version of the Senate Housing Omnibus bill contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their communities. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, regardless of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voices of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/land use/infrastructure investments) that are made in our communities. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and could have significant negative ramifications for our community and others as well.

Additionally, the proposed preemption(s) that constrain our local ability to implement PUDs will serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUDs to address unique project needs not covered in a city's base zoning code. PUDs give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, and create a setting where developers, city government officials and residents are all worse off because our options to solve problems have been preempted by state government.

EDINA CITY COUNCIL

Mayor James B. Hovland • Ron Anderson • Carolyn Jackson • James Pierce • Kevin Staunton
4801 West 50th Street • Edina, Minnesota 55424 • EdinaMN.gov • 952-927-8861 • Fax 952-826-0390

Finally, the Senate Housing Omnibus bill does not make any meaningful difference in the affordability of new single-family homes. In any community, where the median new build is over \$750,000, the regulatory relief proposed in the bill may have 1-2% impact on the price of the median family single family home, but it doesn't come anywhere close to making that home affordable. The Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage a *one size fits all* approach to land use. It will not work in Edina.

I ask you to reconsider the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits-all* approach across the 850+ cities and 87 counties in Minnesota. I would welcome the opportunity to speak directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be addressed in your committee.

Sincerely,



James B. Hovland
Mayor

CC: Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
Rep. Owen Wirth
Rep. Alice Hausman
Sen. Joel Hanson
Regional Council of Mayors - Caren Dewer
League of Minnesota Cities - Daniel Lightfoot, Irene Kao
Metro Cities - Charlie Vander Aarde
Municipal Legislative Commission - Tom Poul

EDINA CITY COUNCIL

Mayor James B. Hovland • Joni Bennett • Mary Brindle • Josh Sprague • Ann Swenson
4801 West 50th Street • Edina, Minnesota 55424 • www.EdinaMN.gov • 952-927-8861 • Fax 952-826-0390



April 27, 2021

**To: The Honorable Senator(s) Dahms, Dziedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis**

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Eagan, which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, [1st Unofficial Engrossment](#), that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the [1st Unofficial Engrossment](#) of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/infrastructure investment) that are made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement PUDs, or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD of today includes aesthetics to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

MAYOR | MIKE MAGUIRE COUNCIL MEMBERS | PAUL BAKKEN, CYNDEE FIELDS, GARY HANSEN, MIKE SUPINA CITYOFEAGAN.COM

CITY ADMINISTRATOR | DAVID M. OSBERG MUNICIPAL CENTER | 3830 PILOT KNOB ROAD, EAGAN, MN 55122-1810

MAIN: (651) 675-5000 MAINTENANCE: (651) 675-5300 UTILITIES: (651) 675-5200

IF YOU HAVE A HEARING OR SPEECH DISABILITY, CONTACT US AT (651) 675-5000 THROUGH YOUR PREFERRED TELECOMMUNICATIONS RELAY SERVICE.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

From several perspectives, this is a *false narrative*!

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,



Mike Maguire
Mayor, City of Eagan

C.C. Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
League of Minnesota Cities- Daniel Lightfoot, Irene Kao
Metro Cities- Charlie Vander Aarde



City of Granite Falls

641 Prentice Street
Granite Falls, MN 56241-1598
Phone (320) 564-3011 FAX (320) 564-3013
7-1-1 or 1-800-627-3529 Voice, TTY, ASCII
www.granitefalls.com

April 28, 2021

To: The Honorable Senators: Dahms, Dzedzic, Draheim, Duckworth, Pratt, and Lang
Representatives: Agbaje, Hausman, Howard, Reyer, Swedzinski, Miller, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments provisions in the Senate Housing Omnibus Bill*

Honorable Legislators:

On behalf of the City of Granite Falls which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, 1st Unofficial Engrossment, that is moving into the Housing Conference Committee.

Article 2, Sections 7 and 8 of the 1st Unofficial Engrossment of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/infrastructure investment) that are made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement PUDs, or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD of today includes aesthetics to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

From several perspectives, this is a *false narrative*!

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition.

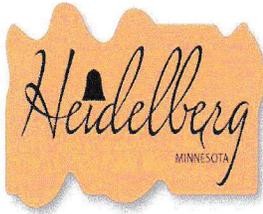
Sincerely,



Crystal Johnson
City Manager



Dave Smiglewski
Mayor



City of Heidelberg

PO Box 253, New Prague, MN 56071

Phone: (952) 290-0567

www.cityofheidelbergmn.com

April 26, 2021

To: The Honorable Senator(s) Dahms, Dziedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Heidelberg, which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, [1st Unofficial Engrossment](#), that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the [1st Unofficial Engrossment](#) of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/infrastructure investment) that are made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement PUDs, or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD of today includes aesthetics to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.



Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

From several perspectives, this is a *false narrative*!

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,



Lori Weldon
Mayor, City of Heidelberg

C.C. Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
Representative Todd Lippert
Representative Brian Pfarr
Committee Legislative Assistant Lindy Sowmick
League of Minnesota Cities- Daniel Lightfoot, Irene Kao
Metro Cities- Charlie Vander Aarde
Association of Minnesota Counties
Mayors & Administrators of Scott & Le Sueur County
Le Sueur County Commissioner David Gliszinski
City Council & Attorney



City of Lakeville
Positioned to Thrive

May 4, 2021

Senator Rich Draheim
Senator Zach Duckworth
Senator Gary Dahms
Senator Kari Dziedzic
Senator Eric Pratt
Minnesota Senate Building
St. Paul, MN 55155

Representative Alice Hausman
Representative Esther Agbaje
Representative Michael Howard
Representative Liz Reyer
Representative Tama Theis
State Office Building
St. Paul, MN 55155

Re: Omnibus Housing Bill Concerns

Dear Conference Committee Members:

Throughout the session, we have been closely monitoring legislation regarding housing policy. While many of the policy provisions identified in both the senate and house bills have laudable goals, others are very problematic and would be detrimental to Lakeville and our housing environment.

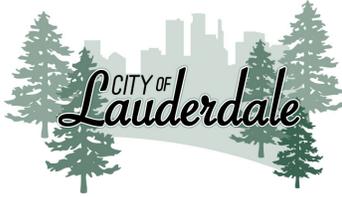
Of particular note is language identified as "Limiting Regulations on Residential Development". Specifically, this language would hamstring the use of Planned Unit Developments (PUD) as well as limit the ability of Lakeville and other cities to create housing developments that are aesthetically consistent with the community standards that our residents have come to expect. Two of our largest and most successful developments are Spirit of Brandtjen Farms and Avonlea – both of which were PUDs and have created housing for all ages and stages of life (single family, townhome, and multifamily) while also meeting the design needs that make Lakeville such an attractive place to live. Both of these developments were developed as a PUD at the request of the developers because they knew that a one-size-fits-all approach would not result in the product they desired. Lakeville has led the state in single family building permits issued for at least the past six years, all while having design standards in place that have clearly not slowed the demand for our products.

We respectfully ask that you support removing these troublesome provisions from the bill as they will have a significant impact on the future of Lakeville's housing market. Thank you for your continued service to the State of Minnesota.

Sincerely,

Douglas P. Anderson
Mayor

cc: Lakeville City Council



CITY OF LAUDERDALE
LAUDERDALE CITY HALL
1891 WALNUT STREET
LAUDERDALE, MN 55113
651-792-7650
MARY.GAASCH@LAUDERDALEMN.ORG

April 28, 2021

To: The Honorable Senator(s) Dahms, Dziedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Lauderdale, which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, [1st Unofficial Engrossment](#), that is moving into your Housing Conference Committee.

We specifically want to highlight the importance of PUDs. PUDs provide cities and developers a pathway for moving challenging projects forward. In Lauderdale, we are working on a project that will create 114-units of affordable senior housing. This project is vital to providing quality, affordable housing for our seniors when the burdens of home ownership are too great. When our seniors sell their homes, they will become available to new families looking to move into an affordable, welcoming community with good schools and city services. This senior project is happening because the developer is willing to partner with the City on this challenging site. They want to meet the neighbors' expectations yet have enough units to be financially viable. A project like this does not happen without the iterative process that results from residents, the city council, and the developer working together to define standards for the project. That engagement is done through a PUD process; you can't variance your way into good planning on a project of this scale.

Thank you in advance for your opposition. I welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,

Mary Gaasch
Mayor, City of Lauderdale



CITY OF LAUDERDALE
LAUDERDALE CITY HALL
1891 WALNUT STREET
LAUDERDALE, MN 55113
651-792-7657
651-631-2066 FAX
HEATHER.BUTKOWSKI@LAUDERDALEMN.ORG

C.C. Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
League of Minnesota Cities- Daniel Lightfoot, Irene Kao
Metro Cities- Charlie Vander Aarde
Association of Minnesota Counties
City Council



CITY OF LE CENTER

Heart of Le Sueur County

10 West Tyrone St. • Le Center, MN 56057 • 507-357-4450

April 28, 2021

To: The Honorable Senator(s) Dahms, Dzedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Le Center, which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, [1st Unofficial Engrossment](#), that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the [1st Unofficial Engrossment](#) of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/infrastructure investment) that are made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement PUDs, or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD of today includes aesthetics to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost. Especially in an older home community such as Le Center.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

From several perspectives, this is a *false narrative*!

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Fredrickson, MAYOR". The signature is fluid and cursive, with the word "MAYOR" written in all caps in a slightly different, more blocky script to the right of the main signature.

Josh Fredrickson, Mayor
City of Le Center MN

C.C. Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
League of Minnesota Cities- Daniel Lightfoot, Irene Kao
Metro Cities- Charlie Vander Aarde
Association of Minnesota Counties
City Council



CITY OF LONSDALE • PO BOX 357 • 415 CENTRAL STREET WEST, LONSDALE, MN 55046 • PHONE: (507)744-2327 • FAX: (507)744-5554

March 16, 2021

Honorable Senator(s) and Representative(s),

On behalf of the constituents of the cities we serve, we write voicing opposition to the many legislative initiatives (SF915 / SF914 / SF 801 / HF1085) focused on housing that will be heard in committee this week and through the end of session.

As a collection of *preemption legislation*, each bill erodes or eliminates the local control entrusted to cities in overseeing the growth and development of their community. A one-size-fits-all approach attacks the fundamental importance of local control and treats every city in the state the exact same regardless of locally identified needs.

We, as cities, are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, Comprehensive Plans serve as the foundation guiding the many decisions facing a growing community. The various housing bills would have significant long-term implications for these *Comprehensive Plans*. Any preemption weakening local control, lessens our ability to develop in a manner desired by our constituents and consistent with our *Comprehensive Plans*.

Some might have us believe these legislative proposals *will enhance new home affordability*. From several perspectives these bills represent a false narrative:

"*Where is the data documenting that legislative change will lower the sales price of a new home?* Of course, the data does not exist. Instead, you are being asked to create a legislative change, absent any assurances that it would result in a reduced sales price of a new home.

Growth brings with it increased cost to a city. The proposed legislation seeks to limit the ability for a city to recoup these costs from whence they came (the development itself). Not having the local control to equitably collect a fee from developers is not an elimination of a cost - It is a transfer of a cost to our existing taxpayers.

This legislation would ask us to trade-off the *possibility* of enhanced affordability for a new home buyer, and at the same time, knowingly decreasing the affordability of housing for our existing homeowners as they will be required to pick up the costs of growth through higher tax levy increases.

Again, the *affordability narrative* is false. It lacks data, credibility, and seeing any of these legislative proposals into law **would serve to raise taxes on our existing citizens!**

In short, we need your help. Please let your colleagues in the House and Senate know that you are following this legislation and you are concerned for the implications they hold for the cities in your district.

Thank you in advance for your support, any one of us would welcome the opportunity of speaking directly with you on the importance of thwarting legislative change preempting local control on growth and development.

Sincerely,

Christopher Meyer
Mayor, City of Belle Plaine

Joe Julius
Mayor, City of Elko New
Market

Mike Franklin
Mayor, City of Jordan

Tim Rud
Mayor, City of Lonsdale

Thomas Eisert
Mayor, City of Montgomery

Duane Jirik
Mayor, City of New Prague

Kirt Briggs
Mayor, City of Prior Lake

Janet Williams,
Mayor, City of Savage

Bill Mars
Mayor, City of Shakopee

To: Senator Draheim
Senator Port
Senator Pratt
Representative Albright
Representative Hanson
Representative Mortenson
Representative Pfarr

cc: Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senator Jasinski, Local Government Policy Committee Chair
Senate Minority Leader Susan Kent
Senator Rarick, Labor and Industry Policy Committee Chair
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
Andy Eilers, Labor and Industry Policy Committee Administrator
David Raisanen, Local Government Policy Committee Administrator
Joel Hanson, Housing Finance and Policy Committee Administrator
Regional Council of Mayors
League of Minnesota Cities
Metro Cities
Association of Minnesota Counties
Municipal Legislative Commission
City Mayors and Administrators of Scott County



14600 Minnetonka Blvd. | Minnetonka, MN 55345 | 952-939-8200 | eminnetonka.com

April 26, 2021

To: Honorable Senator(s) Dahms, Dziedzic, Draheim, Duckworth, Pratt, Johnson Stewart, Franzen and Cwodzinski
Honorable Representative(s) Agbaje, Hausman, Howard, Reyer, Theis, Acomb, Pryor and Elkins

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Minnetonka, which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, 1st Unofficial Engrossment, that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the 1st Unofficial Engrossment of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/infrastructure investment) that are made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement PUDs, or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD of today includes aesthetics to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

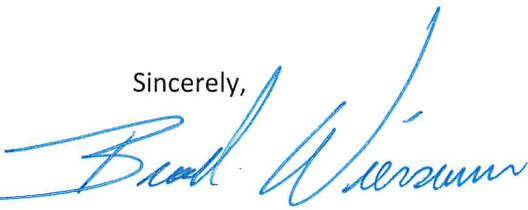
From several perspectives, this is a *false narrative*!

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,



Brad Wiersum
Mayor, City of Minnetonka

C.C. Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
League of Minnesota Cities- Daniel Lightfoot, Irene Kao
Metro Cities- Charlie Vander Aarde
Association of Minnesota Counties
Minnetonka City Council



City Offices

201 Ash Avenue SW
Montgomery, MN 56069
Phone: 507.364.8888
Fax: 507.364.5371

Website: www.cityofmontgomerymn.com

April 27, 2021

To: The Honorable Senator(s) Dahms, Dzedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments provisions in the Senate Housing Omnibus Bill*

Honorable Legislators:

On behalf of the City of Montgomery, which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and restricting the use of Planned Unit Developments (PUD's)* provisions in the Senate Omnibus Bill, [1st Unofficial Engrossment](#), that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the [1st Unofficial Engrossment](#) of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. This *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, without regard for the unique local differences and identified needs.

As cities, we develop *Comprehensive Plans* reflective of the vision, values, and voice of our citizens. Once adopted and approved, the *Comprehensive Plans* guide every decision (zoning/infrastructure investment) made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement Planned Unit Developments (PUDs) or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD would include aesthetic requirements to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUDs to address unique project needs not covered in a city's base zoning code. PUDs give the developer, and the city, a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these

neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

From several perspectives, this is a *false narrative*!

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,



Thomas E. Eisert
Mayor, City of Montgomery

C.C. Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
League of Minnesota Cities- Daniel Lightfoot, Irene Kao
Metro Cities- Charlie Vander Aarde
Minnesota Association of Small Cities – Cap O'Rourke
Association of Minnesota Counties
Montgomery City Council
Representative Todd Lippert
Montgomery City Administrator Brian Heck



City of New Prague

In the Counties of Scott & Le Sueur

118 CENTRAL AVENUE NORTH • NEW PRAGUE, MINNESOTA 56071
PHONE (952) 758-4401 • www.ci.new-prague.mn.us

Duane J. Jirik
Mayor

March 16, 2021

Honorable Senator(s) and Representative(s),

On behalf of the constituents of the cities we serve, we write voicing opposition to the many legislative initiatives (SF 915 / SF 914 / SF 801 / HF 1085) focused on housing that will be heard in committee this week and through the end of session.

As a collection of *preemption legislation*, each bill erodes or eliminates the local control entrusted to cities in overseeing the growth and development of their community. A one-size-fits-all approach attacks the fundamental importance of local control and treats every city in the state the exact same regardless of locally identified needs.

We, as cities, are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, Comprehensive Plans serve as the foundation guiding the many decisions facing a growing community. The various housing bills would have significant long-term implications for these *Comprehensive Plans*. Any preemption weakening local control, lessens our ability to develop in a manner desired by our constituents and consistent with our *Comprehensive Plans*.

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"*Where is the data documenting that legislative change will lower the sales price of a new home?* Of course, the data does not exist. Instead, you are being asked to create a legislative change, absent any assurances that it would result in a reduced sales price of a new home.

Growth brings with it increased cost to a city. The proposed legislation seeks to limit the ability for a city to recoup these costs from whence they came (the development itself). Not having the local control to equitably collect a fee from developers is not an elimination of a cost - It is a transfer of a cost to our existing taxpayers.

This legislation would ask us to trade-off the *possibility* of enhanced affordability for a new home buyer, and at the same time, knowingly decreasing the affordability of housing for our existing homeowners as they will be required to pick up the costs of growth through higher tax levy increases.

Again, the *affordability narrative* is false. It lacks data, credibility, and seeing any of these legislative proposals into law **would serve to raise taxes on our existing citizens!**

In short, we need your help. Please let your colleagues in the House and Senate know that you are following this legislation and you are concerned for the implications they hold for the cities in your district.

Thank you in advance for your support, any one of us would welcome the opportunity of speaking directly with you on the importance of thwarting legislative change preempting local control on growth and development.

Sincerely,

Christopher Meyer
Mayor, City of Belle Plaine

Joe Julius
Mayor, City of Elko New Market

Mike Franklin
Mayor, City of Jordan

Tim Rud
Mayor, City of Lonsdale

Thomas Eisert
Mayor, City of Montgomery

Duane Jirik
Mayor, City of New Prague

Kirt Briggs
Mayor, City of Prior Lake

Janet Williams,
Mayor, City of Savage

Bill Mars
Mayor, City of Shakopee

To: Senator Draheim
Senator Port
Senator Pratt
Representative Albright
Representative Hanson
Representative Mortenson
Representative Pfarr

cc: Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senator Jasinski, Local Government Policy Committee Chair
Senate Minority Leader Susan Kent
Senator Rarick, Labor and Industry Policy Committee Chair
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
Andy Eilers, Labor and Industry Policy Committee Administrator
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Joel Hanson, Housing Finance and Policy Committee Administrator
Regional Council of Mayors
League of Minnesota Cities
Metro Cities
Association of Minnesota Counties
Municipal Legislative Commission
City Mayors and Administrators of Scott County
New Prague City Council

April 26, 2021

To: The Honorable Senator(s) Dahms, Dzedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of New Ulm, which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, [1st Unofficial Engrossment](#), that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the [1st Unofficial Engrossment](#) of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/infrastructure investment) that are made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement PUDs or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD of today includes aesthetics to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

From several perspectives, this is a *false narrative*.

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*. This concept places both risk and an unnecessary burden on local residents who vote locally to elect leaders that will best address local development needs with what best works for their communities.

In short, I ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,



Andrea Boettger
City Council President and Interim Mayor, City of New Ulm

C.C. Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
League of Minnesota Cities- Daniel Lightfoot, Irene Kao
Metro Cities- Charlie Vander Aarde
Association of Minnesota Counties
City Council



City of Oak Park Heights

14168 Oak Park Blvd. N • Oak Park Heights, MN 55082 • Phone (651) 439-4439 • Fax (651) 439-0574

April 26, 2021

To: The Honorable Senator(s) Dahms, Dzedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Oak Park Heights which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, [1st Unofficial Engrossment](#), that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the [1st Unofficial Engrossment](#) of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

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A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these

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From several perspectives, this is a *false narrative*!

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,

Mary McComber
Mayor, City of Oak Park Heights

C.C. Governor Tim Walz
Senate Majority Leader Paul Gazelka
Senate Minority Leader Susan Kent
Speaker of the House Melissa Hortman
House Majority Leader Ryan Winkler
House Minority Leader Kurt Daudt
League of Minnesota Cities- Daniel Lightfoot, Irene Kao
Metro Cities- Charlie Vander Aarde
Association of Minnesota Counties
City Council



4646 Dakota Street SE | Prior Lake, MN 55372
952.447.9800 | www.cityofpriorlake.com

April 26, 2021

To: The Honorable Senator(s) Dahms, Dzedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Prior Lake, which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, [1st Unofficial Engrossment](#), that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the [1st Unofficial Engrossment](#) of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

As cities, we are required to develop *Comprehensive Plans*. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, *Comprehensive Plans* guide every decision (zoning/infrastructure investment) that are made in our community. The provisions in the Senate Housing Omnibus bill encouraging the permitting of duplexes through fourplexes in single-family neighborhoods is contrary to the comprehensive planning process and would have significant negative ramifications for our city.

Any preemption(s) that constrain our ability to implement PUDs, or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD of today includes aesthetics to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

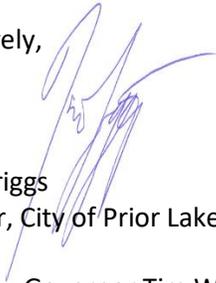
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In short, we ask you to oppose the language within the Senate Housing Omnibus bill that reduces local control and encourages a *one-size-fits all* approach across the 850+ cities and 87 counties in Minnesota.

Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,



Kirt Briggs
Mayor, City of Prior Lake

- C.C. Governor Tim Walz
- Senate Majority Leader Paul Gazelka
- Senate Minority Leader Susan Kent
- Speaker of the House Melissa Hortman
- House Majority Leader Ryan Winkler
- House Minority Leader Kurt Daudt
- Chief Elected and Appointed Officers of SCALE
- Regional Council of Mayors- Caren Dewer
- League of Minnesota Cities- Daniel Lightfoot, Irene Kao
- Metro Cities- Charlie Vander Aarde
- Association of Minnesota Counties
- Municipal Legislative Commission- Tom Poul
- Prior Lake City Council
- City Mayors and Administrators of Scott County
- Scott County Commissioners



May 4, 2021

To: The Honorable Senators Dahms, Dzedzic, Draheim, Duckworth, and Pratt
The Honorable Representatives Agbaje, Hausman, Howard, Reyer, and Theis

Re: Opposition to certain items currently in the Senate Omnibus Housing Bill (SF 969)

Dear Honorable Legislators:

The City of Shakopee has serious concerns with certain provisions related to housing policy currently in the Senate Omnibus Housing Bill (SF 969). We believe it is imperative to inform you of items in SF 969 that will adversely impact the health, safety and welfare of not only our residents, but the residents in your communities as well.

Our state has a long and proud history of local control of local issues. We as a city believe that it is the local communities who are best suited to address local needs. Article 2, Section 8 (Limiting Regulation on Residential Development) eviscerates that proud history and ignores the important differences between cities as it attempts to wrap all communities into one cookie-cutter effort.

The City of Shakopee has just spent several years developing our award winning comprehensive plan (Envision Shakopee) that has been recognized for giving our residents a voice in how our city develops. Not all communities are alike in expectations, needs, budgets, geography, demographics or even values. Our comprehensive plan is the guiding document for all our infrastructure decisions, and it has taken all those items and more into consideration as it guides development in the city by using this locally generated tool. This is not unlike the process that has occurred in your communities.

You have been told that cities are an impediment to affordable housing and somehow this will increase affordability. In Shakopee, we believe that growth should pay for itself. Current residents should not have the burden of subsidizing the efforts of developers or future residents. We also believe that our community should offer the opportunity for the development of all types of housing, and our local policies encourage that effort. This legislative action will pass the developers responsibility onto current taxpayers.

You might even have been led to believe that *"Up to 1/3 of a new home's price in the Twin Cities comes from regulation and local policies."* That is just plain false and not backed up by any serious analysis. Drivers will always be the cost of land, labor and materials. In Shakopee, our fees represent 2.74% of an average new home's price. And these fees go to ensure that a quality and safe product is being produced for our future residents.

We sincerely appreciate your commitment to public service and respectfully ask for your opposition to this effort.

William P. Mars
Mayor

#30 in *Money Magazine's "Best Places to Live"*
League of Minnesota Cities "City of Excellence"
International Association of Chiefs of Police "Leadership Award"

COMMUNITY PRIDE SINCE 1857

City of Shakopee | 485 Gorman St., Shakopee MN 55379 | Phone: 952-233-9300 | Fax: 952-233-3801 | www.ShakopeeMN.gov



May 5, 2021

Dear Members of the Housing Conference Committee (HF 1077):

The City of Spring Lake Park would like to state its opposition to Article 2, Section 7 and 8 of the Senate bill limits regulations on residential development, including restrictions on planned unit developments and aesthetic conditions.

The City of Spring Lake Park uses the Planned Unit Development language as a tool to facilitate in-fill development. Just last year, the City received a proposal from a developer who was purchasing excess property from a local church for 6 housing units. The size of the land made it prohibitive to facilitate that level of density on the site. The City Council worked closely with the developer to draft a PUD ordinance that would reduce the minimum lot width from 75 feet to 50 feet and the side yard setbacks from 10 feet to 7 feet, which facilitated the development. The City did not put onerous requirements on the developer for that flexibility. As of today, two houses have received their certificate of occupancy and have been purchased. The other four units are currently under construction.

The PUD process is more efficient than granting numerous variances as the PUD ordinance adopts the specific plan agreed upon by the City and the developer. There is no risk to the developer that the City unintentionally missed a code provision that would apply, thereby delaying the project by requiring the developer to apply for another variance.

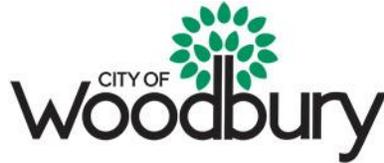
Planned Unit Developments, like the one referenced above, are a win-win for the developer and the City. It provides flexibility to permit a development that would otherwise not happen on difficult to develop parcels. We have used it successfully to facilitate construction of 194 units of affordable senior housing in partnership with Dominion, a new Hy-Vee grocery store, and a new 32-unit assisted living/memory care project by Hampton Companies.

Cities like Spring Lake Park are responsible stewards of the local control authority given to it by the State of Minnesota. Without our PUD authority, we would not have been able to facilitate over \$50 million in development and redevelopment projects over the past 5 years. Please don't take this valuable tool away.

Sincerely,

Daniel R. Buchholtz, MMC
Administrator, Clerk/Treasurer

cc: Mayor Nelson and Members of the City Council
State Representative Erin Koegel
State Representative Connie Bernardy
State Senator Jerry Newton
State Senator Mary Kunesh



8301 Valley Creek Road • Woodbury, MN 55125-3330 • woodburymn.gov
(651) 714-3500 • TDD (651) 714-3568 • FAX (651) 714-3501

May 21, 2021

Senator Susan Kent
95 University Avenue W.
Minnesota Senate Bldg, Room 2227
St. Paul, MN 55155

Rep. Steve Sandell
District 53B
521 State Office Building
St. Paul, MN 55155

Rep. Tou Xiong
District: 53A
533 State Office Building
St. Paul, MN 55155

Re: Opposition to Housing Legislative Initiatives (SF915 / SF914 / SF 801 / HF1085)

Dear Honorable Senator and Representatives:

On behalf of the constituents of Woodbury, I am voicing opposition to the many legislative initiatives (SF915 / SF914 / SF 801 / HF1085) focused on housing that are being considered through the end of session. As a collection of *preemption legislation*, each bill erodes or eliminates the local control entrusted to cities in overseeing the growth and development of their community. A one-size-fits-all approach attacks the fundamental importance of local control and treats every city in the state the exact same regardless of locally identified needs.

These legislative proposals are being promoted on the basis that they will enhance new home affordability. From what I have seen, there has been no independent data documenting that legislative change will actually lower the net sales price of a new home. Instead, you are being asked to create a significant legislative change absent any concrete assurances that it would result in a reduced sales price of a new home. I continue to believe that housing will be priced based on what the market will bear, as it always has been, and any legislatively achieved reduction of

city fees will go to the bottom line of Building BATC-Housing First Minnesota members – not to the home buyers as alleged.

These housing fees preemption bills will in reality transfer cost to our existing taxpayers. The proposed legislation seeks to limit the ability for a city to recoup these costs from whence they came (the development itself). Not having the local control to equitably collect a fee from developers is not an elimination of a cost – it is a cost shift to the public.

Furthermore, this legislation would ask cities to trade-off the possibility of enhanced affordability for a new home buyer, and at the same time, knowingly decreasing the affordability of housing for our existing homeowners as they will be required to pick up the costs of growth through higher tax levy increases.

Lastly, the various housing bills would have significant long-term implications for our Comprehensive Plans. Cities are required to develop Comprehensive Plans. These plans reflect the vision, values, and voice of our citizens. Once adopted and approved, Comprehensive Plans serve as the foundation guiding the many decisions facing a growing community. Any preemption weakening local control lessens our ability to develop in a manner desired by our constituents and consistent with our Comprehensive Plans.

Thank you in advance for your support. I would welcome the opportunity of speaking directly with you on the importance of thwarting legislative change preempting local control on growth and development.

Sincerely,

Anne Burt

Mayor

C: Governor Tim Walz
Regional Council of Mayors
League of Minnesota Cities
Metro Cities
Association of Minnesota Counties
Municipal Legislative Commission
Woodbury City Council



May 19, 2021

To: The Honorable Senator(s) Dahms, Dzedzic, Draheim, Duckworth, and Pratt
Representative(s) Agbaje, Hausman, Howard, Reyer, and Theis

RE: Opposition to *encouragement of increased density in single family neighborhoods and to the Planned Use Developments* provisions in the Senate Housing Omnibus Bill

Honorable Legislators:

On behalf of the City of Wyoming which is charged with upholding the health, safety, and welfare of all our residents, I write requesting you oppose the *encouragement of increased density in single family neighborhoods and the Planned Use Developments (PUD's)* provisions in the Senate Omnibus Bill, [1st Unofficial Engrossment](#), that is moving into your Housing Conference Committee.

Article 2, Sections 7 and 8 of the [1st Unofficial Engrossment](#) of the Senate Housing Omnibus bill, contains *preemptive* provisions that erode or eliminate the local controls entrusted to cities in overseeing the growth and development of their community. A *one-size-fits-all* approach attacks the fundamental importance of local control and treats every city in the state the same, irrespective of local differences and identified needs.

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Any preemption(s) that constrain our ability to implement PUDs, or decrease the ability to rely on our *Comprehensive Plans*, would serve to transfer significant financial burden to existing residents and taxpayers to pick up costs of growth. PUDs provide developers and cities alike a pathway for moving challenging projects forward. To illustrate the need, consider a community's desire to preserve the character of a *Historic District*. As a redevelopment project is proposed, the PUD of today includes aesthetics to ensure the new structures blend with the old. To not include aesthetics as a vital component of a PUD as proposed in the Senate Housing Omnibus bill, could serve to adversely impact adjacent properties and allow the character of an area to be lost.

A PUD can also be important for a new housing development. Consider the challenge of building in an area of land having varied natural features of topography, wetlands, and significant trees. In these settings, developers often choose PUD's to address unique project needs not covered in a city's base zoning code. PUD's give the developer and the city a framework for maximizing the potential for housing in this difficult setting while preserving, accentuating, or increasing community access to these

neighborhoods. The language of the Senate Housing Omnibus bill would have negative implications for projects like this, just as it did in the *Historic District* above.

Some might have you believe the provisions in the Senate Housing Omnibus bill *would enhance new home affordability*.

From several perspectives, this narrative is not accurate.

If *true*, we would have been presented with the objective data with a demonstrated connection to a lower sales price on a new home. Instead of confirmatory data on affordability, the Senate Housing Omnibus bill would ask cities and taxpayers to trade-off a possibility of affordability in exchange for reducing local control and to encourage *one-size fits all*.

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Thank you in advance for your opposition. I would welcome the opportunity of speaking directly with you on the importance of thwarting the preemptive language in the Senate Housing Omnibus bill that will be brought into your committee.

Sincerely,

Lisa Iverson
Mayor, City of Wyoming

C.C. Wyoming city council
League of Minnesota cities

This study is grounded in growing safety concerns and the need to plan for the future of these two important roadways. The broad reach of the study is resulting in a large body of information to help us develop a “road map” for where improvements are needed most.



The study area extends from the Hwy 47 and Hwy 65 intersection in Northeast Minneapolis to County Highway 10 in Blaine, Spring Lake Park and Coon Rapids.

WHY UNIVERSITY AVENUE (HWY 47) AND CENTRAL AVENUE (HWY 65)?

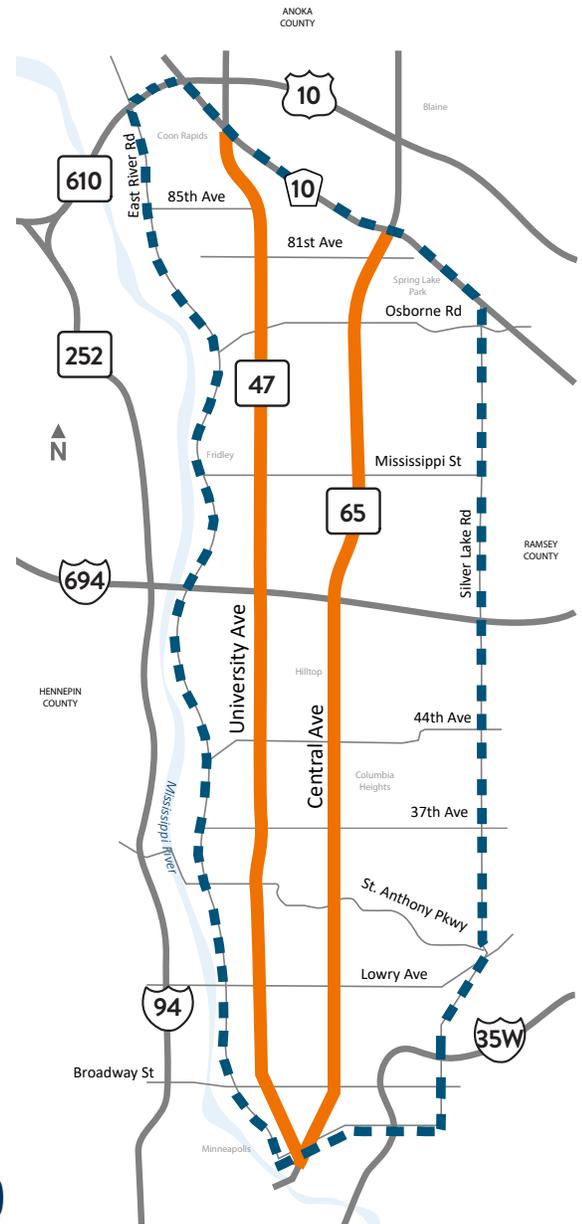
The safety of all who use these roads is a growing concern. There are more crashes than average on some segments of Hwy 47 and Hwy 65. Many of these crashes have involved pedestrians and bicyclists, which are far more likely to result in death or serious injuries. By engaging the communities along each roadway, MnDOT is able to understand the needs of the many different users and what future improvements may help make conditions safer for all.

% fatal crashes on Hwy 47:	3x statewide average (1.4 vs 0.4%)	7x metro average (1.4 vs 0.2%)
% fatal crashes on Hwy 65:	= statewide average (0.4%)	2x metro average (0.4 vs 0.2%)

This crash history comparison was done for crashes occurring (2015-2019) on Highways 47 and 65 between all roadway types statewide and all roadway types within the metro area.

STUDY GOALS

The study will produce a “road map” of where improvements are needed most, based on community input and data analysis. The study will not design specific construction projects, but will lay the groundwork that is necessary to help MnDOT and local partners prioritize projects and obtain resources for them.





COMMUNITY

Understanding the physical, social and economic conditions of the corridor as well as its cultural resources is a priority to help ensure equitable improvements for the future.



5,200+
website visitors



2,200+
people commented



The timing of traffic lights doesn't feel right.



1,557
survey responses



478
comments on online interactive map



256
calls to stakeholders



Cars are often speeding.



30
one-on-one interviews with people of color in the community



16
virtual stakeholder briefings



3
virtual open houses



It's too easy for pedestrians and bicyclists to get hit by cars.

COMMUNITY ENGAGEMENT

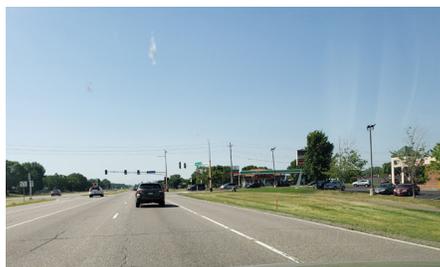
Through the community driven engagement process, MnDOT and its partners received important feedback from key stakeholders and community members with different backgrounds, spoken languages, and perspectives.



COMMUNITY CHARACTER

MnDOT studied the physical, social, and economic conditions of the corridor to support equitable and context-sensitive improvement options in the future. Each road hosts a mix of land uses, creating a variety of destinations and multimodal needs.

In addition, many areas have above the regional averages for percentage of residents of color, low-income households and low-wage jobs, and other transit dependent populations where transportation equity is a top concern.



53,000+
people travel **into** the study area for work



48,500+
people live in the study area, but **leave** for work



7,000+
people live **and** work in the study area



31%
people of color



32%
low-income population



SAFETY

The safety of people walking, rolling, bicycling, and driving is a top priority for this and future studies of Hwy 47 and Hwy 65.

SAFETY ANALYSIS

The safety analysis focused on the most recent five-year crash history (2015-2019) provided by MnDOT.

2,473

total vehicle crashes in the last 5 years

1,173

crashes on Hwy 47

1,300

crashes on Hwy 65

79

of all crashes were fatal or severe injury

A high number of pedestrian and bicycle crashes happen on these roadways, and people are more likely to be killed or severely injured in these crashes.

Deaths*



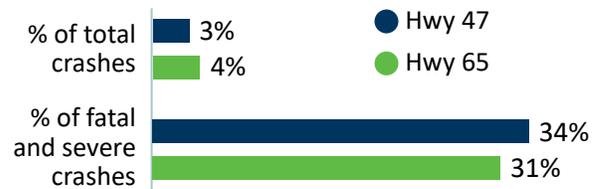
Severe Injuries



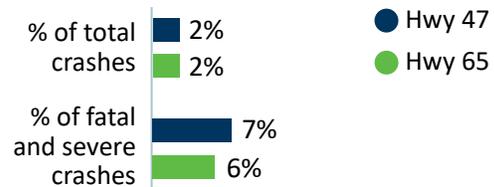
*Two additional pedestrian deaths on Hwy 65 and one on Hwy 47 occurred Summer of 2020



PEDESTRIAN CRASHES



BICYCLE CRASHES



The segments of Hwy 47 and Hwy 65 through the City of Minneapolis are identified as Vision Zero High Injury streets. These streets make up less than 10% of the City's streets, but experience more than 70% of the deaths or severe injuries.

5%

of total crashes involved pedestrians and bicyclists

39%

of fatal or severe injury crashes involved pedestrians and bicyclists



TWO ROADS, MANY MODES

The existing and future conditions for people walking, driving, bicycling, and taking transit and for freight operators are interrelated and must work together for the benefit of all who travel the roadways.

MODAL ANALYSIS

MnDOT conducted a multimodal analysis to look comprehensively at the various issues that impact transportation for each user. The data analysis was then compared with community input to identify priority areas along the roadways with multiple transportation challenges.



Increased

pedestrian needs are expected over the next 20 years



9%

of transit stops are NOT connected to the sidewalk network



Minimal

growth is expected for vehicular traffic over the next 20 years



62%

of all corridor businesses are considered freight-related or as generating freight activity

PEDESTRIANS:

Improvements are necessary to provide safe and comfortable pedestrian crossings and sidewalk networks due to significant crash rates, pedestrian network gaps, and to provide accessible transportation options.

BICYCLISTS:

Safe and comfortable bicycle networks to key destinations are needed, especially since Hwy 47 and Hwy 65 are priority corridors for regional and statewide bicycling networks. Engagement efforts indicated that increased multimodal networks are a priority in the community.

TRANSIT:

Routes would benefit from improvement opportunities such as adding connections between stops and pedestrian networks, improving snow clearance, and eliminating gaps in the sidewalk networks near stops.

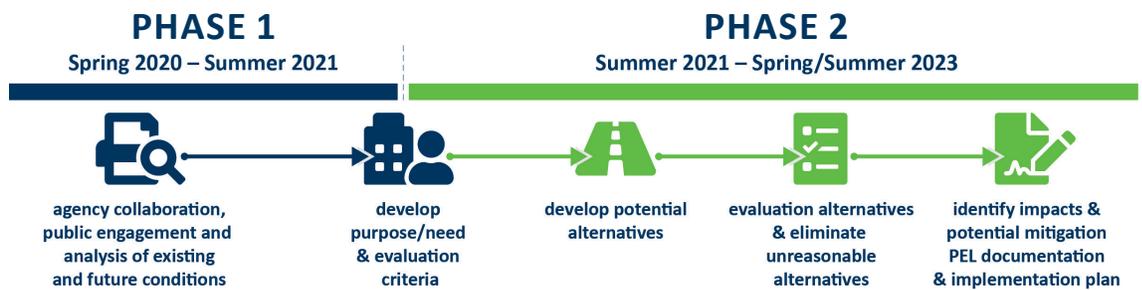
VEHICLES:

Motorists experience significant delay when crossing the roadways, especially north of I-694. Opportunities may include adding capacity and adjusting signal timing to improve overall delay and safety.

FREIGHT:

Hwy 47 & Hwy 65 will continue to be critical truck routes. Future improvements should consider freight-related needs to maintain safe and efficient service.

SCHEDULE AND NEXT STEPS



QUESTIONS? CONTACT:

Tony Wotzka, Project Manager | MnDOT Metro North Area Coordinator
anthony.wotzka@state.mn.us

www.dot.state.mn.us/metro/projects/hwy47andhwy65study





Rice Creek Watershed District
Notice of Annual Public Information Meeting

Storm Water Pollution Prevention Program
MS4 (Municipal Separate Storm Sewer System)

NOTICE IS HEREBY GIVEN that the Annual Public Information Meeting on the District's Storm Water Pollution Prevention Program (SWPPP) will be held on Wednesday, June 23, 2021 during the Rice Creek Watershed District Board of Managers regular meeting at 9:00 AM. Due to the COVID-19 pandemic, pursuant to Minnesota Statutes §13D.021, meetings of the Board of Managers currently are being convened remotely by teleconference and/or video-teleconference. Members of the public with questions or interested in presenting comment by telephone or video conference at the public information meeting, or otherwise attending the meeting telephonically, are asked to contact Lauren Sampedro, District Technician, by email (preferred) at lsampedro@ricecreek.org or (763) 398-3078, **by 4:30 p.m. June 22, 2021**. To participate in the meeting by telephone, please call 1-321-430-3061 conference ID: 949 641 01#. The purpose of this meeting is to present the District's 2020 MS4 Annual Report and receive comments and respond to questions regarding the District's SWPPP. Interested parties will have an opportunity to provide oral or written input on the Best Management Practices (BMPs) being utilized by the District. The District's SWPPP can be reviewed on the District's website www.ricecreek.org or a copy is available for review at the District office, 4325 Pheasant Ridge Drive NE, Suite 611, Blaine, MN 55449.

4325 Pheasant Ridge Drive NE #611 | Blaine, MN 55449 | T: 763-398-3070 | F: 763-398-3088 | www.ricecreek.org

BOARD OF
MANAGERS

Patricia L. Preiner
Anoka County

Steven P. Wagamon
Anoka County

Michael J. Bradley
Ramsey County

Marcie Weinandt
Ramsey County

John J. Waller
Washington County

May 27, 2021

Daniel Buchholtz, City Administrator
City of Spring Lake Park
1301 81st Ave NE
Spring Lake Park, MN 55432-2188

Dear Mr. Buchholtz:

At this time of the year, the Metropolitan Council normally releases its population and household estimates for use in various state aid programs. However, in a year that follows a federal census, we do not prepare estimates and instead use the counts from the census. While we would normally have census counts to share with you at this point in the federal census cycle, the COVID-19 pandemic has forced the U.S. Census Bureau to delay the release of its 2020 counts.

We do not yet have an exact date for the release of the 2020 census population and household totals for counties, cities, and townships. We will keep you posted as the Census Bureau provides additional information about the timing of its upcoming releases. We recognize that this delay creates hardships for you and your staff who depend on accurate population numbers for your government's business. In response:

- We are preparing to make the new numbers available as soon as they are released. We will post these on our website and transmit them via email and the U.S. Postal Service.
- We are working with the Minnesota Departments of Revenue and Transportation to ensure that impacts to formula-based local funding will be minimal.
- When these numbers are released, we will also send you additional details about the Census Bureau's Census Count Question Resolution (CQR) program, which allows local, tribal, and state governments to request a formal review of their census counts if they believe their population has been misallocated. The CQR program is currently set to accept review requests between January 2022 and June 30, 2023.

We are happy to discuss population trends in your community with you or your staff if that would be useful. Please do not hesitate to reach out (Matt.Schroeder@metc.state.mn.us) if you have any questions.

Sincerely,



Matt Schroeder
Principal Researcher