



City Council Agenda

Monday, September 20, 2010

6:00 p.m.

City Council Chambers

(Times are Approximate)

- 6:00 p.m. **1. Roll Call**
Voting & Seating Order for September: Roe, Ihlan, Johnson, Pust, Klausing
- 6:02 p.m. **2. Approve Agenda**
- 6:05 p.m. **3. Public Comment**
- 6:10 p.m. **4. Council Communications, Reports, Announcements and Housing and Redevelopment Authority Report**
- 6:15 p.m. **5. Recognitions, Donations, Communications**
 - a. Recognition of Public Bravery
- 6:20 p.m. **6. Approve Minutes**
 - a. Approve Minutes of September 13, 2010 Meeting
- 6:25 p.m. **7. Approve Consent Agenda**
 - a. Approve Payments
 - b. Approve Ramsey County Bar Foundation Off-Site Gambling Permit for November 6, 2010 at the Midland Hills Country Club, 2001 Fulham Street
 - c. Approve Co-location Agreement with Ramsey County Library
 - d. Adopt a Resolution to Accept Public Recycling Bins from Ramsey County
 - e. Award Bids for Fuel System Leak Detection System Replacement
- 6:35 p.m. **8. Consider Items Removed from Consent**
- 6:45 p.m. **9. General Ordinances for Adoption**
 - a. Consider Adoption of Repeat Nuisance Calls Ordinance
- 10. Presentations**

11. Public Hearings

- 6:55 p.m. a. Public Hearing for Assessments of the 2009 Roselawn Avenue City Project P-ST-SW-09-02

12. Business Items (Action Items)

- 7:25 p.m. a. Consider a Resolution Approving Assessments for the 2009 Roselawn Avenue City Project P-ST-SW-09-02
- 7:30 p.m. b. Consider Request to Declare an Accessory Structure at 661 Cope a Hazardous Building and to order it's Repair or Removal
- 7:40 p.m. c. Consider City Abatement for an Unresolved Violation of City Code at 2570 Charlotte Street
- 7:50 p.m. d. Consider City Abatement for an Unresolved Violation of City Code at 2745 Hamline Avenue
- 8:00 p.m. e. Consider Amendments to the Comprehensive Plan and the Zoning Designations of 70 Anomaly Properties and Rezone Accordingly (PROG0017)

13. Business Items – Presentations/Discussions

- 8:20 p.m. a. Discussion of Proposed Minimum Lot Size Dimensions Ordinance

14. City Manager Future Agenda Review

15. Councilmember Initiated Items for Future Meetings

16. Adjourn

Some Upcoming Public Meetings.....

Tuesday	Sep 21	6:00 p.m.	Housing & Redevelopment Authority
Wednesday	Sep 22	6:00 p.m.	Special Planning Commission Meeting
Monday	Sep 27	6:00 p.m.	City Council Meeting
Tuesday	Sep 28	6:30 p.m.	Public Works, Environment & Transportation Commission
Tuesday	Oct 5	6:30 p.m.	Parks & Recreation Commission
Wednesday	Oct 6	6:30 p.m.	Planning Commission
Monday	Oct 11	6:00 p.m.	City Council Meeting
Tuesday	Oct 12	6:30 p.m.	Human Rights Commission
Monday	Oct 18	6:00 p.m.	City Council Meeting

All meetings at Roseville City Hall, 2660 Civic Center Drive, Roseville, MN unless otherwise noted.

ROSEVILLE
REQUEST FOR COUNCIL ACTION

Date: Sep 20, 2010
Item No.: 5.a

Department Approval

City Manager Approval



Item Description:

Public Recognition of Bravery

BACKGROUND

On August 2nd of this year, Hajrudin Mahmutovic, his eight year old son, and an eleven year old friend of the family were swimming in a Roseville development pool. All three were racing underwater across the pool when the two boys saw the adult male (Hajrudin) hit his head into the side of the pool.

Unconscious and not breathing, Hajrudin floated to the surface. When the two boys realized Hajrudin was not breathing, they immediately pulled him from the pool and performed CPR until Hajrudin began to breathe.

Breathing, but still unconscious, Hajrudin was transported to Regions Hospital, where he fortunately made a full recovery, due in large part if not solely, to the quick and responsible actions of the two boys.

POLICY OBJECTIVE

The Roseville Police Department would like to recognize and commend the two juveniles for their bravery and controlled presence of mind demonstrated throughout this life threatening incident.

FINANCIAL IMPACTS

None.

STAFF RECOMMENDATION

Publicly recognize the two juveniles for their life saving actions through acknowledgement by the City Council, City Manager, members of the community, and the police department.

REQUESTED COUNCIL ACTION

Allow the police department to publicly recognize the two juveniles for their life saving actions through acknowledgement by the City Council, City Manager, members of the community, and the police department.

Prepared by: Karen Rubey

Date: 9/20/10

Item: 6.a

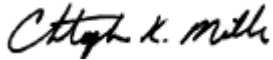
Minutes of 9/13/10

No Attachment

REQUEST FOR COUNCIL ACTION

Date: 9/20/2010
Item No.: 7.a

Department Approval



City Manager Approval



Item Description: Approval of Payments

BACKGROUND

State Statute requires the City Council to approve all payment of claims. The following summary of claims has been submitted to the City for payment.

Check Series #	Amount
ACH Payments	\$14,740.76
59985-60053	\$997,522.82
Total	\$1,012,263.58

A detailed report of the claims is attached. City Staff has reviewed the claims and considers them to be appropriate for the goods and services received.

POLICY OBJECTIVE

Under Mn State Statute, all claims are required to be paid within 35 days of receipt.

FINANCIAL IMPACTS

All expenditures listed above have been funded by the current budget, from donated monies, or from cash reserves.

STAFF RECOMMENDATION

Staff recommends approval of all payment of claims.

REQUESTED COUNCIL ACTION

Motion to approve the payment of claims as submitted

Prepared by: Chris Miller, Finance Director
Attachments: A: n/a

Accounts Payable

Checks for Approval

User: mary.jenson
 Printed: 9/15/2010 - 1:38 PM

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
0	09/08/2010	Municipal Jazz Band	Professional Services	Glen Newton		225.00
0	09/08/2010	Municipal Jazz Band	Professional Services	Glen Newton		225.00
0	09/08/2010	General Fund	Vehicle Supplies	Napa Auto Parts		27.32
0	09/08/2010	General Fund	Vehicle Supplies	Napa Auto Parts		133.11
0	09/08/2010	General Fund	Vehicle Supplies	Napa Auto Parts		-3.30
0	09/08/2010	Police Forfeiture Fund	Professional Services	Josh Arneson		66.28
0	09/08/2010	General Fund	211402 - Flex Spending Health			515.81
0	09/08/2010	Police Forfeiture Fund	Professional Services	Marc Schultz		110.26
0	09/08/2010	General Fund	Operating Supplies	Richard Wahtera		7.00
0	09/08/2010	General Fund	211403 - Flex Spend Day Care			675.00
0	09/08/2010	Recreation Fund	Transportation	Jill Anfang		418.00
0	09/08/2010	General Fund	211402 - Flex Spending Health			494.56
0	09/08/2010	General Fund	211403 - Flex Spend Day Care			186.00
0	09/08/2010	General Fund	211402 - Flex Spending Health			708.95
0	09/08/2010	General Fund	211403 - Flex Spend Day Care			208.62
0	09/08/2010	General Fund	Vehicle Supplies	Napa Auto Parts		305.53
0	09/08/2010	Community Development	Professional Services	BKBM Engineers, Corp.		585.00
0	09/08/2010	General Fund	Vehicle Supplies	Aspen Equipment Company		1,062.64
0	09/08/2010	General Fund	Contract Maint. - City Hall	Collins Electrical Construction Co.		323.75
0	09/08/2010	General Fund	Contract Maint. H.V.A.C.	Yale Mechanical, LLC		409.85
0	09/08/2010	General Fund	Vehicle Supplies	Rigid Hitch Incorporated		81.16
0	09/08/2010	General Fund	Operating Supplies City Garage	Brock White Co		52.24
0	09/08/2010	General Fund	Vehicle Supplies	Catco Parts & Service Inc		7.02
0	09/08/2010	General Fund	Contract Maintenance	Ancom Technical Center		408.50
0	09/08/2010	General Fund	Vehicle Supplies	MacQueen Equipment		787.73
0	09/08/2010	General Fund	Vehicle Supplies	MacQueen Equipment		-48.01
0	09/08/2010	General Fund	Vehicle Supplies	O'Reilly Automotive Inc		43.25
0	09/08/2010	General Fund	Utilities	Xcel Energy		821.01
0	09/08/2010	Recreation Fund	Utilities	Xcel Energy		267.15
0	09/08/2010	General Fund	Utilities	Xcel Energy		1,609.77
0	09/08/2010	License Center	Utilities	Xcel Energy		613.91
0	09/08/2010	Water Fund	Utilities	Xcel Energy		315.68
0	09/08/2010	General Fund	Utilities	Xcel Energy		44.77
0	09/08/2010	General Fund	Utilities	Xcel Energy		28.82

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
0	09/08/2010	General Fund	Utilities	Xcel Energy		14.70
0	09/08/2010	General Fund	Utilities	Xcel Energy		14.70
0	09/08/2010	General Fund	Utilities	Xcel Energy		115.78
0	09/08/2010	General Fund	Utilities	Xcel Energy		37.33
0	09/08/2010	General Fund	Utilities	Xcel Energy		39.64
0	09/08/2010	Storm Drainage	Utilities	Xcel Energy		158.34
0	09/08/2010	General Fund	Vehicle Supplies	McMaster-Carr Supply Co		47.47
0	09/08/2010	General Fund	209001 - Use Tax Payable	McMaster-Carr Supply Co		-3.05
0	09/08/2010	Recreation Fund	Contract Maintenance	Northland Fire & Security Inc		128.77
0	09/08/2010	General Fund	Clothing	Streicher's		106.88
0	09/08/2010	General Fund	Clothing	Streicher's		5.33
0	09/08/2010	General Fund	Clothing	Streicher's		1,314.97
0	09/08/2010	Police Forfeiture Fund	Professional Services	Streicher's		667.82
0	09/08/2010	General Fund	Clothing	Streicher's		9.99
0	09/08/2010	General Fund	Operating Supplies	Streicher's		80.12
0	09/08/2010	General Fund	Operating Supplies	Streicher's		96.16
0	09/08/2010	General Fund	Vehicle Supplies	CCP Industries Inc		188.43
Check Total:						14,740.76
59985	09/07/2010	General Fund	Training	Local 49 Training Center		900.00
Check Total:						900.00
59986	09/08/2010	Community Development	Training	10,000 Lakes Chapter		170.00
Check Total:						170.00
59987	09/08/2010	Police Forfeiture Fund	Professional Services	A & S Training LLC		4,600.00
Check Total:						4,600.00
59988	09/08/2010	Recreation Fund	Use Tax Payable	Alfax Furniture, LLC		-264.33
59988	09/08/2010	Recreation Fund	Buildings & Structures	Alfax Furniture, LLC		4,109.06
Check Total:						3,844.73
59989	09/08/2010	Police Forfeiture Fund	Professional Services	American Messaging		204.89
Check Total:						204.89
59990	09/08/2010	Recreation Fund	Professional Services	Steven Anderson		125.00
Check Total:						125.00
59991	09/08/2010	Street Construction	P-10-04 Mill & Overlays	Asphalt Surface Tech, Corp		296,390.82
59991	09/08/2010	Sanitary Sewer	P-10-04 Mill & Overlays	Asphalt Surface Tech, Corp		462.93
59991	09/08/2010	Street Construction	P-10-04 Mill and Overlays	Asphalt Surface Tech, Corp		186,494.86

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
Check Total:						483,348.61
59992	09/08/2010	General Fund	Contract Maintenance Vehicles	Boyer Trucks Lauderdale		2,574.94
Check Total:						2,574.94
59993	09/08/2010	Police Forfeiture Fund	Professional Services	Matt Brake		14.75
Check Total:						14.75
59994	09/08/2010	License Center	Contract Maintenance	Brite-Way Window Cleaning Sv		29.00
Check Total:						29.00
59995	09/08/2010	Recreation Fund	Fee Program Revenue	Leslie Carle		43.75
Check Total:						43.75
59996	09/08/2010	Community Development	Contract Maintenance	Cartridge Care		143.75
Check Total:						143.75
59997	09/08/2010	P & R Contract Maintenance	Clothing	Cintas Corporation #470		2.14
59997	09/08/2010	General Fund	Clothing	Cintas Corporation #470		29.73
Check Total:						31.87
59998	09/08/2010	General Fund	Training	City of Burnsville		65.00
Check Total:						65.00
59999	09/08/2010	General Fund	Non Business Licenses - Pawn	City of Minneapolis Receivables		2,286.00
Check Total:						2,286.00
60000	09/08/2010	Golf Course	Merchandise For Sale	Coca Cola Bottling Company		272.42
Check Total:						272.42
60001	09/08/2010	P & R Contract Maintenance	Operating Supplies	Commercial Pool & Spa, Inc.		135.69
Check Total:						135.69
60002	09/08/2010	Community Development	Sienna Green Phase I	Commonwealth Land Title Insurance, Co		107,147.50
Check Total:						107,147.50
60003	09/08/2010	General Fund	Operating Supplies	Continental Research Corp		103.42
60003	09/08/2010	Storm Drainage	Operating Supplies	Continental Research Corp		103.43
Check Total:						206.85

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
60004	09/08/2010	Recreation Fund	Transportation	Heather Hamilton		27.40
					Check Total:	27.40
60005	09/08/2010	Recreation Fund	Transportation	Amy Karel		47.00
					Check Total:	47.00
60006	09/08/2010	General Fund	Vehicle Supplies	Lacal Equipment Inc		132.53
60006	09/08/2010	General Fund	209001 - Use Tax Payable	Lacal Equipment Inc		-8.53
					Check Total:	124.00
60007	09/08/2010	General Fund	Operating Supplies	Language Line Services		90.09
					Check Total:	90.09
60008	09/08/2010	General Fund	Vehicle Supplies	Larson Companies		53.22
					Check Total:	53.22
60009	09/08/2010	Risk Management	Street Department Claims	League of MN Cities Ins Trust		8,089.19
					Check Total:	8,089.19
60010	09/08/2010	General Fund	Vehicle Supplies	Liberty Tire Recycling, LLC		109.95
					Check Total:	109.95
60011	09/08/2010	General Fund	Operating Supplies	Lind Electronics, Inc.		54.35
60011	09/08/2010	General Fund	209001 - Use Tax Payable	Lind Electronics, Inc.		-3.50
					Check Total:	50.85
60012	09/08/2010	P & R Contract Maintenance	Operating Supplies	Menards		26.08
					Check Total:	26.08
60013	09/08/2010	Police - DWI Enforcement	Professional Services	Mid America Auction, Inc.		1,065.00
					Check Total:	1,065.00
60014	09/08/2010	Water Fund	Conferences	MN AWWA c/o Jeanette Boothe		225.00
					Check Total:	225.00
60015	09/08/2010	Recreation Fund	Memberships & Subscriptions	MN Dept of Labor and Industry		100.00
					Check Total:	100.00
60016	09/08/2010	Community Development	Building Permits	New Life Contracting		128.46
60016	09/08/2010	Community Development	Building Surcharge	New Life Contracting		2.37
60016	09/08/2010	Community Development	General Miscellaneous	New Life Contracting		5.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
Check Total:						135.83
60017	09/08/2010	General Fund	Operating Supplies	Newman Traffic Signs, Inc.		1,481.46
Check Total:						1,481.46
60018	09/08/2010	Recreation Fund	Professional Services	Bob Nielsen		40.00
Check Total:						40.00
60019	09/08/2010	Recreation Fund	Transportation	Brittany O'Connor		112.00
Check Total:						112.00
60020	09/08/2010	P & R Contract Maintenance	Operating Supplies	Park Supply of America, Inc.		80.16
Check Total:						80.16
60021	09/08/2010	Boulevard Landscaping	Operating Supplies	Patio Town		147.17
Check Total:						147.17
60022	09/08/2010	General Fund	Operating Supplies	Petco Animal Supplies, Inc.		51.29
60022	09/08/2010	General Fund	Operating Supplies	Petco Animal Supplies, Inc.		153.86
Check Total:						205.15
60023	09/08/2010	Recreation Fund	Contract Maintenance	Printers Service Inc		36.00
Check Total:						36.00
60024	09/08/2010	General Fund	Dispatching Services	Ramsey County		15,509.78
60024	09/08/2010	T.I.F. District # 11	Professional Services	Ramsey County		1,020.00
60024	09/08/2010	T.I.F. District #12 (Arona)	Professional Services	Ramsey County		515.00
60024	09/08/2010	TIF District #10-Can Am	Professional Services	Ramsey County		515.00
60024	09/08/2010	TIF District #17-Twin Lakes	Professional Services	Ramsey County		3,090.28
Check Total:						20,650.06
60025	09/08/2010	Pathway Maintenance Fund	Operating Supplies	Ramy Turf Products		364.45
Check Total:						364.45
60026	09/08/2010	General Fund	Contract Maintnenace	Ready Watt Electric-Inc.		355.00
Check Total:						355.00
60027	09/08/2010	Recreation Fund	Operating Supplies	Lynn Redlinger		35.50
Check Total:						35.50
60028	09/08/2010	Recreation Fund	Transportation	Lisa Remark		118.50

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
Check Total:						118.50
60029	09/08/2010	General Fund	Operating Supplies	Rosemount Saw & Tool Co.		30.00
Check Total:						30.00
60030	09/08/2010	Recreation Fund	Operating Supplies	Rosetown Playhouse		2,766.44
Check Total:						2,766.44
60031	09/08/2010	General Fund	Clothing	Signature Concepts		212.38
60031	09/08/2010	General Fund	Clothing	Signature Concepts		70.79
Check Total:						283.17
60032	09/08/2010	General Fund	Training	Maureen Sikorra		92.58
Check Total:						92.58
60033	09/08/2010	Grass Lake Water Mgmt. Org.	Professional Services	Sheila Stowell		212.75
60033	09/08/2010	Grass Lake Water Mgmt. Org.	Professional Services	Sheila Stowell		4.35
Check Total:						217.10
60034	09/08/2010	P & R Contract Maintenance	Operating Supplies	Suburban Ace Hardware		25.20
60034	09/08/2010	P & R Contract Maintenance	Operating Supplies	Suburban Ace Hardware		52.19
60034	09/08/2010	P & R Contract Maintenance	Operating Supplies	Suburban Ace Hardware		8.42
60034	09/08/2010	P & R Contract Maintenance	Operating Supplies	Suburban Ace Hardware		6.38
60034	09/08/2010	P & R Contract Maintenance	Operating Supplies	Suburban Ace Hardware		6.33
60034	09/08/2010	P & R Contract Maintenance	Operating Supplies	Suburban Ace Hardware		53.24
60034	09/08/2010	P & R Contract Maintenance	Operating Supplies	Suburban Ace Hardware		9.57
60034	09/08/2010	P & R Contract Maintenance	Operating Supplies	Suburban Ace Hardware		15.96
60034	09/08/2010	General Fund	Operating Supplies	Suburban Ace Hardware		6.17
60034	09/08/2010	General Fund	Operating Supplies	Suburban Ace Hardware		18.08
60034	09/08/2010	General Fund	Operating Supplies	Suburban Ace Hardware		-18.08
60034	09/08/2010	General Fund	Operating Supplies	Suburban Ace Hardware		7.47
60034	09/08/2010	General Fund	Operating Supplies	Suburban Ace Hardware		22.39
60034	09/08/2010	General Fund	Operating Supplies	Suburban Ace Hardware		22.06
60034	09/08/2010	P & R Contract Maintenance	Operating Supplies	Suburban Ace Hardware		30.16
60034	09/08/2010	General Fund	Operating Supplies	Suburban Ace Hardware		1.39
60034	09/08/2010	P & R Contract Maintenance	Operating Supplies	Suburban Ace Hardware		13.35
60034	09/08/2010	General Fund	Operating Supplies	Suburban Ace Hardware		40.56
60034	09/08/2010	General Fund	Operating Supplies	Suburban Ace Hardware		8.10
Check Total:						328.94
60035	09/08/2010	General Fund	Vehicle Supplies	Suburban Tire Wholesale, Inc.		2,055.48

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
Check Total:						2,055.48
60036	09/08/2010	Recreation Donations	Operating Supplies	The Framing Place & Gallery		273.05
Check Total:						273.05
60037	09/08/2010	Recreation Fund	Transportation	Teresa Tierney		18.00
Check Total:						18.00
60038	09/08/2010	General Fund	Vehicle Supplies	Tousley Ford Inc		50.45
60038	09/08/2010	General Fund	Vehicle Supplies	Tousley Ford Inc		101.55
Check Total:						152.00
60039	09/08/2010	General Fund	Vehicle Supplies	Tri State Bobcat		43.63
Check Total:						43.63
60040	09/08/2010	General Fund	211402 - Flex Spending Health			207.49
Check Total:						207.49
60041	09/08/2010	Police - DWI Enforcement	Professional Services	Twin Cities Transport & Recove		90.84
60041	09/08/2010	Police Forfeiture Fund	Professional Services	Twin Cities Transport & Recove		90.84
60041	09/08/2010	Police Forfeiture Fund	Professional Services	Twin Cities Transport & Recove		144.28
60041	09/08/2010	Police Forfeiture Fund	Professional Services	Twin Cities Transport & Recove		90.84
60041	09/08/2010	General Fund	Operating Supplies	Twin Cities Transport & Recove		122.91
60041	09/08/2010	Police Forfeiture Fund	Professional Services	Twin Cities Transport & Recove		90.84
Check Total:						630.55
60042	09/08/2010	General Fund	Clothing	Uniforms Unlimited, Inc.		12.00
60042	09/08/2010	General Fund	Clothing	Uniforms Unlimited, Inc.		25.01
60042	09/08/2010	General Fund	209001 - Use Tax Payable	Uniforms Unlimited, Inc.		-1.51
Check Total:						35.50
60043	09/08/2010	P & R Contract Maintenance	Professional Services	Upper Cut Tree Service		128.25
Check Total:						128.25
60044	09/08/2010	TIF District #17-Twin Lakes	P-SS-ST-W-10-17 Contractor Pay	Veit & Company, Inc.		343,165.80
Check Total:						343,165.80
60045	09/08/2010	General Fund	Contract Maintenance	Verizon Wireless		130.10
Check Total:						130.10
60046	09/08/2010	General Fund	Operating Supplies City Garage	Viking Electric Supply, Inc.		73.44

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Void	Amount
Check Total:						73.44
60047	09/08/2010	General Fund	Vehicle Supplies	Winter Equipment, Inc.		4,755.49
Check Total:						4,755.49
60048	09/09/2010	Recreation Fund	Operating Supplies	Joel Bates		300.00
Check Total:						300.00
60049	09/09/2010	Recreation Fund	Professional Services	Mark Carey		32.00
Check Total:						32.00
60050	09/09/2010	Recreation Fund	Operating Supplies	Andrew Hoffinan		150.00
Check Total:						150.00
60051	09/09/2010	Sanitary Sewer	Postage	Postmaster- Cashier Window #5		480.00
60051	09/09/2010	Water Fund	Postage	Postmaster- Cashier Window #5		480.00
60051	09/09/2010	Storm Drainage	Postage	Postmaster- Cashier Window #5		480.00
Check Total:						1,440.00
60052	09/09/2010	Recreation Fund	Operating Supplies	Matt Sanocki		150.00
Check Total:						150.00
60053	09/09/2010	Recreation Fund	Operating Supplies	Josh Suciu		150.00
Check Total:						150.00
Report Total:						1,012,263.58

ROSEVILLE
REQUEST FOR COUNCIL ACTION

Date: 09/20/10
Item No.: 7 . b

Department Approval

Christopher K. Miller

City Manager Approval

W. J. Mahonen

Item Description: One Day Off-Site Gambling Permit

BACKGROUND

Ramsey County Bar Foundation has applied for an Off-Site Gambling Activity License to conduct lawful gambling activities on November 6, 2010 at the Midland Hills Country Club located at 2001 Fulham Street.

The Minnesota Charitable Gambling Regulations allow any nonprofit organization, which conducts lawful gambling for less than five (5) days per year, and total prizes do not exceed \$50,000.00 in value, to be exempt from the licensing requirements if the city approves.

COUNCIL ACTION REQUESTED

Motion approving Ramsey County Bar Foundation's request to conduct Off-Site gambling on November 6, 2010 at the Midland Hills Country Club located at 2001 Fulham Street.

Minnesota Lawful Gambling LG220 Application for Exempt Permit

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An exempt permit may be issued to a nonprofit organization that:

- conducts lawful gambling on five or fewer days, and
- awards less than \$50,000 in prizes during a calendar year.

Application fee for each event If application postmarked or received:	
less than 30 days before the event	more than 30 days before the event
\$100	\$50

ORGANIZATION INFORMATION

Organization name Ramsey County Bar Foundation		Previous gambling permit number 05357-09-001	
Type of nonprofit organization. Check one. ☐ Fraternal ☐ Religious ☐ Veterans ☒ Other nonprofit organization			
Mailing address 332 Minnesota Street, Suite E1401	City St. Paul	State MN	Zip Code 55101
Name of chief executive officer (CEO) Cheryl Dalby		Daytime phone number 651-222-0846	County Ramsey
		Email address cheryl@ramseybar.org	

Attach a copy of ONE of the following for proof of nonprofit status. Check one:

Do not attach a sales tax exempt status or federal ID employer numbers as they are not proof of nonprofit status.

- ☒ **Nonprofit Articles of Incorporation OR a current Certificate of Good Standing.**
 Don't have a copy? This certificate must be obtained each year from:
 Secretary of State, Business Services Div., 180 State Office Building, St. Paul, MN 55155 Phone: 651-296-2803
- ☐ **IRS income tax exemption [501(c)] letter in your organization's name.**
 Don't have a copy? To obtain a copy of your federal income tax exempt letter, have an organization officer contact the IRS at 877-829-5500.
- ☐ **IRS - Affiliate of national, statewide, or international parent nonprofit organization (charter)**
 If your organization falls under a parent organization, attach copies of both of the following:
 a. IRS letter showing your parent organization is a nonprofit 501(c) organization with a group ruling, and
 b. the charter or letter from your parent organization recognizing your organization as a subordinate.
- ☐ **IRS - proof previously submitted to Gambling Control Board**
 If you previously submitted proof of nonprofit status from the IRS, no attachment is required.

GAMBLING PREMISES INFORMATION

Name of premises where gambling activity will be conducted (for raffles, list the site where the drawing will take place)

Midland Hills Country Club

Address (do not use PO box) 2001 Fulham Street	City Roseville	Zip Code 55113	County Ramsey
--	--------------------------	--------------------------	-------------------------

Date(s) of activity (for raffles, indicate the date of the drawing)

November 6, 2010

Check the box or boxes that indicate the type of gambling activity your organization will conduct:

☐ Bingo* ☒ Raffles ☐ Paddlewheels* ☐ Pull-Tabs* ☐ Tipboards*

* **Gambling equipment** for pull-tabs, bingo paper, tipboards, and paddlewheels must be obtained from a distributor licensed by the Gambling Control Board. EXCEPTION: Bingo hard cards and bingo number selection devices may be borrowed from another organization authorized to conduct bingo.

Also complete
Page 2 of this form.

To find a licensed distributor, go to www.gcb.state.mn.us and click on List of Licensed Distributors, or call 651-639-4000.

LG220 Application for Exempt Permit

Page 2 of 2

1/10

LOCAL UNIT OF GOVERNMENT ACKNOWLEDGMENT

If the gambling premises is within city limits, a city official must check the action that the city is taking on this application and sign the application.

- ☒ The application is acknowledged with no waiting period.
☐ The application is acknowledged with a 30 day waiting period, and allows the Board to issue a permit after 30 days (60 days for a 1st class city).
☐ The application is denied.

Print city name CITY OF ROSEVILLE
 On behalf of the city, I acknowledge this application.

Signature of city official receiving application

Shelly Subrant

Title Acty Tech III Date 9, 9, 10

If the gambling premises is located in a township, a county official must check the action that the county is taking on this application and sign the application.

A township official is not required to sign the application.

- ☐ The application is acknowledged with no waiting period.
☐ The application is acknowledged with a 30 day waiting period, and allows the Board to issue a permit after 30 days.
☐ The application is denied.

Print county name _____
 On behalf of the county, I acknowledge this application.
 Signature of county official receiving application _____

Title _____ Date ____/____/____

(Optional) TOWNSHIP: On behalf of the township, I acknowledge that the organization is applying for exempted gambling activity within township limits. [A township has no statutory authority to approve or deny an application (Minnesota Statute 349.166)]

Print township name _____

Signature of township official acknowledging application _____

Title _____ Date ____/____/____

CHIEF EXECUTIVE OFFICER'S SIGNATURE

The information provided in this application is complete and accurate to the best of my knowledge. I acknowledge that the financial report will be completed and returned to the Board within 30 days of the date of our gambling activity.

Chief executive officer's signature Cheryl Dalby Date 9/9/2010

Complete a separate application for each gambling activity:

- one day of gambling activity,
- two or more consecutive days of gambling activity,
- each day a raffle drawing is held

Send application with:

- a copy of your proof of nonprofit status, and
 - application fee for each event.
- Make check payable to "State of Minnesota."

To: Gambling Control Board
 1711 West County Road B, Suite 300 South
 Roseville, MN 55113

Financial report and recordkeeping required

A financial report form and instructions will be sent with your permit, or use the online fill-in form available at www.gcb.state.mn.us. Within 30 days of the activity date, complete and return the financial report form to the Gambling Control Board.

This form will be made available in alternative format (i.e. large print, Braille) upon request.
Data privacy notice: The information requested on this form (and any attachments) will be used by the Gambling Control Board (Board) to determine your organization's qualifications to be involved in lawful gambling activities in Minnesota. Your organization has the right to refuse to supply the information requested; however, if your organization refuses to supply this information, the Board may not be able to determine your organization's qualifications and, as a consequence, may refuse to issue a permit. If you supply the information requested,

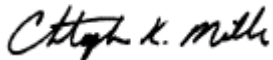
the Board will be able to process your organization's application. Your organization's name and address will be public information when received by the Board. All other information provided will be private data until the Board issues the permit. When the Board issues the permit, all information provided will become public. If the Board does not issue a permit, all information provided remains private, with the exception of your organization's name and address which will remain public. Private data are available to: Board members, Board staff whose work requires access to the

information; Minnesota's Department of Public Safety; Attorney General; Commissioners of Administration, Minnesota Management & Budget, and Revenue; Legislative Auditor; national and international gambling regulatory agencies; anyone pursuant to court order; other individuals and agencies specifically authorized by state or federal law to have access to the information; individuals and agencies for which law or legal order authorizes a new use or sharing of information after this Notice was given; and anyone with your written consent.

REQUEST FOR COUNCIL ACTION

Date: 09/20/2010
Item No.: 7 . C

Department Approval



City Manager Approval



Item Description: Approve a Co-location Agreement with the Ramsey County Library

BACKGROUND

For the past several years, the City has partnered with the Ramsey County Library to jointly install fiber optic communication lines and to share equipment and technologies. The newly constructed Roseville Library includes a new data center that has excess capacity to house city-owned fiber and network and telecommunications equipment. This fiber and equipment will allow the City to continue providing communication services and internet access to the Library.

Under the terms of the Agreement, the Ramsey County Library will allow the City to locate its equipment at no charge subject to future review and consideration. In exchange, the Library gets access to the services carried over the fiber that runs along Hamline Avenue.

The attached Agreement has been approved by the Attorney for the Ramsey County Library.

POLICY OBJECTIVE

Multi-jurisdictional agreements and projects are consistent with the goals and strategies identified in the Imagine Roseville 2025 process. The Library data center serves a larger number of common constituents and achieve greater economies of scale than if both parties were to construct one separately.

FINANCIAL IMPACTS

Not applicable.

STAFF RECOMMENDATION

Staff recommends the Council approve the attached Co-location Agreement subject to final review by the City Attorney.

REQUESTED COUNCIL ACTION

Motion to approve the attached Co-location Agreement with the Ramsey County Library Board subject to final review by the City Attorney.

Prepared by: Chris Miller, Finance Director
Attachments: A: Co-location Agreement
B: Co-location Agreement Exhibit A

COLLOCATION LICENSE AGREEMENT

This Collocation License Agreement (the “Agreement”) is between **Ramsey County Library Board (“Grantor”)** and the **City of Roseville (“Grantee”)** collectively referred to as (“Parties”). Grantor is a statutorily authorized board pursuant to Minnesota Chapter 134 and Grantee is a statutory city.

RECITALS

- A.** Under Minn. Stat. §§ 471.59, Subd. 10, the Parties are empowered to enter into agreements for the joint exercise of powers with other governmental units for public purposes.
- B.** The Parties have the right to own telecommunications equipment for their own use and to enter into agreements with other entities conveying title to or otherwise granting rights to use telecommunications facilities.
- C.** Grantor currently maintains a data center, surrounding grounds, and parking area, (the “Premise”) located at 2180 Hamline Avenue North – Roseville, Minnesota.
- D.** Grantor has sufficient facility space and electrical capacity (“Collocation Space”) in the Premise for the collocation of Grantee fiber optics and network & telecommunications equipment (“Equipment”).
- E.** Grantee desires access to a portion of the Premise to locate its Equipment and to obtain a collocation license (the “License”) to the Premise.
- F.** Grantor having the right and authority to do so has agreed to provide the License to Grantee under the terms and conditions stated herein.

NOW, THEREFORE, in consideration of the recitals, the mutual covenants herein contained, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

SECTION 1 – JOINT AND COOPERATIVE AGREEMENT

1.1 The Effective Date of this Agreement shall be the date both Parties have approved and executed the Agreement.

1.2 The Parties hereby form this Agreement pursuant to Minn. Stat. §471.59, which allows two or more governmental units to jointly and cooperatively exercise any power common to the contracting parties or any similar powers. The purpose of the Agreement is to facilitate the shared use of a communications facility in accordance with the terms of this Agreement. The Parties intend to be governed by Subd. 1(a) of Section

471.59 and do not hereby assume responsibility for the acts or omissions of the other party.

SECTION 2 – TERM AND TERMINATION

2.1 The initial term of the Agreement shall be for five (5) years and, subject to the ability of the Grantor to extend the term as described in Section 2.4, the Agreement shall be automatically renewed for a second five (5) year term. Grantee may terminate the Agreement at any time during the initial and extended terms with 120 days written notice to the Grantor.

2.2 The License shall be provided to the Grantee at no cost (\$0.00) due to the benefit of having the point of presence for fiber located at this location however the Grantor shall have the right to assess the costs associated with maintaining the Grantee's share of the Collocation Space and shall be provided the right to recover a reasonable share of these costs from the Grantee. Notice of any pending charges shall be presented in writing to the Grantee, and acknowledged and accepted by the Grantee, 120 days prior to the beginning of assessed charges.

2.3 The Grantee may extend the term of the Agreement for a third renewal up to another ten (10) years upon written notice to the Grantor 120 days prior to the end of the second five (5) year term.

2.4 Either party may terminate this License Agreement without cause and for any reason whatsoever at any time upon 180 days written notice to the other party during the third term.

2.5 Either party may terminate the Agreement if the other party materially breaches any warranty, representation, agreement, or obligation contained or referred to in the Agreement, provided the non-breaching party has given the breaching party notice of such breach and there has been a failure to cure such breach within a 60 calendar day cure period, after receipt of such notice.

2.6 Upon termination of the Agreement the Grantee shall be provided a maximum of 120 days to remove all Grantee Equipment from the Premises.

SECTION 3 – LICENSE TO OCCUPY AND PERMISSIBLE USE

3.1 As of the Effective Date, Grantor hereby grants to Grantee, and Grantee hereby acquires from Grantor a License to install, operate, maintain, and repair Grantee provided Equipment in a portion of the Premises as shown in Exhibit A attached hereto (the "Equipment Space").

3.2 Grantee shall install the Equipment in the Equipment Space at Grantee's sole cost and expense. The Equipment shall be installed, maintained and operated in the

Equipment Space by authorized and qualified technicians of Grantee, or its designee. The Grantee shall retain ownership of the Equipment at all times during and after the term of the agreement.

3.3 Grantee shall use the Equipment Space and the Equipment installed within the Premise solely to provide communications services to or for the benefit of itself and its customers. Grantee shall not prohibit or interfere with the use of the Premises or any portion thereof, by Grantor or other tenants, customers or occupants of the Premises. Grantee shall not sublicense, lease, rent, share, resell or allow the use of the Equipment or Equipment Space, in whole or in part, by any third party, including but not limited to other providers of computer or communications services, without Grantor's prior written consent.

3.4 Grantor shall maintain the Equipment Space in a clean and safe condition which does not interfere with the Grantee's operation of the Equipment.

3.5 Grantor shall provide at least two (2) weeks advance notice to Grantee before performing any activities within the Collocation Space provided under this Agreement that could reasonably be expected to affect the operation of Grantee's Equipment in the Collocation Space. The Grantee shall have the right to install, maintain, and operate any additional Equipment subject to Grantor's reasonable discretion to approve or deny the Grantee's proposed additional Equipment based on their affect on Grantor's current or proposed future operations.

SECTION 4 – ACCESS

Grantor hereby grants to Grantee the right of ingress and egress to the Premise, including the surrounding grounds and parking area whenever Grantee determines, in its sole discretion that it is necessary to perform installation, maintenance and other functions with respect to the Equipment in the Collocation Space. Specifically, Grantor shall provide Grantee with keys and/or electronic security cards to enable Grantee to have access to the Premise on a 24-hour per day, 7-day per week basis.

SECTION 5 - NOTICES

For purposes of all notices and other communications required or permitted to be given under this Agreement, the addresses of the Parties will be as indicated below. All notices will be in writing and will be deemed to have been duly given if sent by facsimile, the receipt of which is confirmed by a printed transmission confirmation page, or if sent by first class registered or certified mail or equivalent, return receipt requested, addressed to the Parties at their addresses set forth below.

If to Grantor: Ramsey County Library
Attention: Support Services Manager
2180 Hamline Avenue N
Roseville, MN 55113

If to Grantee:

City of Roseville
Attention: Network Manager
2660 Civic Center Drive
Roseville, MN 55113

SECTION 6 - ASSIGNMENT, AMENDMENTS, WAIVER, AND CONTRACT COMPLETE

6.1 Neither the Grantor nor the Grantee may assign or transfer any rights or obligations under this Agreement without the prior written consent of the other Party, which consent will not be unreasonably withheld.

6.2 Any amendment to this Agreement must be in writing and will not be effective until executed and approved by the governing body of each Party.

6.3 If either Party fails to enforce any provision of this Agreement, such failure does not waive the provision or the Party's right to enforce it at a later time.

6.4 This Agreement contains all negotiations and agreements between the Grantee and the Grantor. No other understanding regarding this Agreement, whether written or oral may alter the expressed terms of this Agreement.

SECTION 7 – SEVERABILITY

Should any provision of this Agreement be held invalid, illegal and/or unenforceable for any reason, the remainder of this Agreement shall not thereby be invalidated but shall remain in full force and effect.

SECTION 8 – LIABILITY, INSURANCE AND INDEMNIFICATION

8.1 Each Party to this Agreement shall be liable for its own acts or omissions and those of its own employees. Neither Party shall be responsible for the acts of the other Party, its agents or employees.

8.2 Liability and damages arising from the Parties' acts and omissions are governed by the provisions of the Municipal Tort Claims Act, Minn. Stat. Ch. 466, the Minnesota Tort Claims Act, Minn. Stat. §471.59, and other applicable law. Each Party warrants that they are able to comply with the aforementioned liability requirements through an insurance or self-insurance program and that each has coverage consistent with the liability limits contained in Minn. Stat. Ch. 466

8.3 This Agreement does not constitute a waiver by either Party of limitations or exceptions on liability provided by Minnesota Statutes, Chapter 466, or other applicable law. This clause will not be construed to bar any legal remedies that each Party may have for the other Party's failure to fulfill its obligations under this Agreement.

8.4 Each Party shall defend, indemnify and hold other Party harmless from any and all liability, on account of injury to persons or damage to property occasioned by the alleged negligence of the indemnifying Party. Neither Party shall be indemnified for losses or claims occasioned by its own negligence. Under no circumstances shall a party be required to pay on behalf of itself or the other party, any amount in excess of the limits on the liability established in Minnesota Statutes Chapter 466 applicable to any one party. The limits of the liability for the parties may not be added together to determine the maximum amount of liability for any party.

8.5 In the event a suit is brought against a Party under circumstances where this agreement to indemnify applies, the indemnifying Party at its sole cost and expense shall defend the other Party in such suit if written notice thereof is promptly given to the indemnifying Party within a period wherein it is not prejudiced by lack of such notice. If a Party is required to indemnify and defend, it will thereafter have control of such litigation, but may not settle without the consent of the indemnified Party, which consent shall not be unreasonably withheld. This section is not, as to third parties, a waiver of any defense or immunity otherwise available to the indemnifying Party.

SECTION 9 – GOVERNMENT DATA PRACTICES ACT

This Agreement is subject to the Minnesota Government Data Practices Act, Minn. Stat. Ch. 13. If either Party receives a request for a Data request affecting data or property of the other Party, the Party receiving the request shall immediately notify the other Party of the request and of the scope of intended disclosure. Each Party retains its full rights under the Act.

SECTION 10 – DISPUTE RESOLUTION

If the Parties are unable to resolve any dispute arising out of this Agreement, they agree that prior to commencement of litigation; they will select and retain a mutually acceptable mediator in a good faith attempt to resolve the dispute. The parties shall share the cost of the mediator equally. If mediation is unsuccessful, the Parties may each pursue any and all legal and equitable remedies. The venue for any litigation arising out of this Agreement shall be Ramsey County District Court, Ramsey County, Minnesota.

SECTION 11 – NON-VIOLENT WORKPLACE

The Grantee shall make all reasonable efforts to ensure that the Grantee's employees, officials, and subcontractors do not engage in violence while performing under this contract. Violence, as defined by the Ramsey County Workplace Violence Policy, is any action that is the use of physical force, harassment, or intimidation or abuse of power or authority where the impact is to control by causing pain, fear, or hurt.

SECTION 12 – NO THIRD PARTY BENEFICIARY

This Agreement is made solely and specifically among and for the benefit for the parties hereto, and their respective successors and assigns, and no other person will have any rights, interest, or claim hereunder or be entitled to any benefits under or on account of this Agreement, whether as a third party beneficiary or otherwise.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized representatives as of the day and year first above written.

Grantor

Grantee

Name

William J. Malinen, City Manager

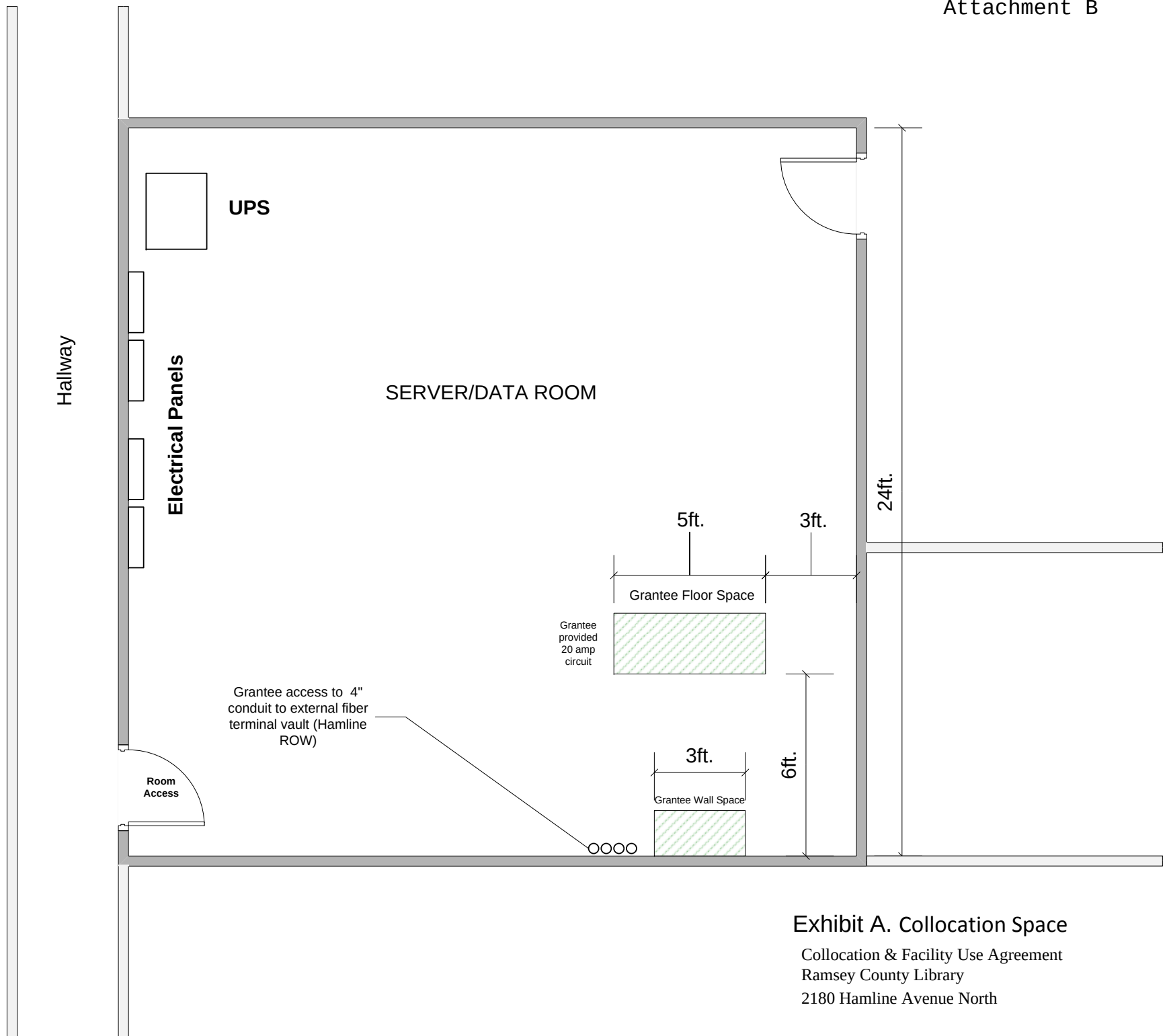
Title

Date

Date

Craig Klausing, Mayor

Date



REQUEST FOR COUNCIL ACTION

Date: September 20, 2010
Item No.: 7 . d

Department Approval

City Manager Approval



Item Description: Accept Public Space Recycling Bins from Ramsey County

BACKGROUND

The Ramsey County Board of Commissioners has approved the purchase of recycling bins to support public space recycling. The County will purchase bins and give them to cities as long as the cities agree to use them for five years.

Roseville has some recycling containers at picnic shelters, but they are expensive and the cost has prevented the City from purchasing more containers to place at ballfields and other public spaces. These bins will allow Roseville to expand its recycling program to more park locations.

POLICY OBJECTIVE

To extend the City's recycling program to park areas not currently served. This is in line with the Imagine Roseville 2025 goal of making Roseville an environmentally healthy community.

BUDGET IMPLICATIONS

Ramsey County will pay for the bins. Roseville agrees to maintain the bins for at least five years by placing the bins in public areas such as parks, emptying the bins and placing the recyclables in containers for collection, and promoting the availability of the bins for the public to use.

STAFF RECOMMENDATION

Both the Parks and Recreation and Recycling staff recommend accepting the bins from Ramsey County

REQUESTED COUNCIL ACTION

Approval of a resolution accepting public space recycling bins from Ramsey County

Prepared by: Tim Pratt, Recycling Coordinator
Attachments: A: Resolution

**EXTRACT OF MINUTES OF MEETING
OF THE
CITY COUNCIL OF THE CITY OF ROSEVILLE**

* * * * *

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the day of , 20 , at 6:00 p.m.

The following members were present:

and the following were absent: .

Member introduced the following resolution and moved its adoption:

RESOLUTION No.

Title of Resolution here

WHEREAS, the Roseville City Council and the Ramsey County Board of Commissioners support efforts to expand opportunities for people to recycle away from home and wish to respond to the public’s interest in recycling in public spaces; and

WHEREAS, funding is set aside to be used for the purchase of bins to be used in public spaces including parks and public gathering places, and the County Board has kicked off a three year program called “*Be Active! Be Green! Recycling Container Project*” beginning in 2010 that will provide recycling containers to municipalities to use in public spaces at no cost to the city;

NOW, THEREFORE, BE IT RESOLVED, that Roseville agrees to enter into an Agreement with Ramsey County to place recycling bins purchased by the County next to trash bins in locations that are accessible to the public such as in parks, along trails or other areas that are currently serviced by the City; and

Roseville also agrees to service and maintain the recycling bins, insure recyclables are handled appropriately and delivered to a market, and promote the use of the bins through City communication methods over the next five years.

The motion for the adoption of the foregoing resolution was duly seconded by Member

46

47 , and upon a vote being taken thereon, the following voted in favor thereof:

48

49 and the following voted against the same: none.

50

51 WHEREUPON said resolution was declared duly passed and adopted.

52

53

54

55

56

57

58

STATE OF MINNESOTA)
) ss
COUNTY OF RAMSEY)

I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 20th day of September, 2010 with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 20th day of September, 2010.

William J. Malinen, City Manager

(Seal)

REQUEST FOR COUNCIL ACTION

Date: 9/20/10
Item No.: 7.e

Department Approval



City Manager Approval



Item Description: Award Bids for Fuel System Leak Detection System Replacement

BACKGROUND

The City installed its current fuel dispensing system in 1990. In order to meet Minnesota Pollution Agency (PCA) regulations, all tanks, piping and containment areas must be visually inspected regularly and electronically inspected continuously to ensure no leakage is occurring. Electronic monitoring systems test the pressure in dispenser lines, and if not functioning properly, shut the system down. Our fuel tank monitoring and line leak detection system is currently failing, as is our ability to meet PCA requirements. Without updating our equipment, we will have to terminate our in-house fueling operations. This would result in an increase in the overall cost for fleet fuel. To ensure the new system is operating correctly, our fuel tanks need to be cleaned to insure the internal integrity by removing sediment and water. Staff is recommending replacement of the line leak detection and tank monitoring system at this time.

POLICY OBJECTIVE

To operate a fuel station for the city fleet that meets existing regulatory requirements and is not at risk of contaminating the environment.

FINANCIAL IMPACTS

We have received quotes from three vendors for tank cleaning and three quotes for the leak detection and tank monitoring system replacement. The quotes received are as follows:

Tank Cleaning

*O'Day Equipment, LLC	\$850
CamVacUSA	\$1,495
Determan Brownie, Inc.	\$2,155

25 Leak Detection and Tank Monitoring System

*Pump & Meter Services, Inc.	\$10,210
Zahl-Petroleum Maintenance	\$11,236
O'Day Equipment, LLC	\$11,835

26

27 This replacement is currently recommended in the proposed 2011 budget for \$18,000. Due to the
28 failure at this time staff recommends approval for replacement at this time from city reserve funds at a
29 total cost of \$11,060. This item can be removed from the 2011 budget recommendation if approved at
30 this time.

31 **STAFF RECOMMENDATION**

32 Staff recommends to award to the low bidders for this work.

33 **REQUESTED COUNCIL ACTION**

34 Motion accepting the following bids:

35 Fuel Tank Cleaning to O'Day Equipment, LLC for \$850 and Fuel System Leak Detection and Tank
36 Monitoring System to Pump & Meter Services, Inc. for \$10,210.

37

38

Prepared by: Pat Dolan, Fleet and Facilities Supervisor

REQUEST FOR COUNCIL DISCUSSION

Date: 09/20/2010

Item No.: 9 . a

Department Approval



City Manager Approval



Item Description: Consider Adoption of Repeat Nuisance Calls Ordinance

BACKGROUND

City staff (Roseville HRA, Community Development and Police Department) have been working on creating an ordinance that addresses properties that have repeated issues and violations that require the use of city resources. Under this ordinance, the City would be able to impose and collect fees from the owner or occupant or both of property where the City must repeatedly respond to complaints.

Under the ordinance, a “nuisance service call” is defined as response to any violation of city code and certain state statutes. These violations include, but are not limited to public nuisances (including code enforcement violations), prostitution, gambling, controlled substances, firearms, and disorderly conduct. The City can impose a fee when the City has to respond to a violation three or more times within a period of 365 days. Staff would propose that the fine would be \$250 or more based upon the actual cost of the city response, up to \$2,000 for each separate call. In case of non-payment by a property owner, the fees will be placed on the property taxes pursuant to state statutes. In the case of a fee charged to an occupant of a problem property, non-payment will lead the city to pursue a judgment against the person. In addition, if a property has outstanding fees and require a license from the City to operate, the City will not grant the license until the fees are paid.

The ordinance requires that the City gives notice after the second call for service and exempts calls for medical emergencies and calls for domestic incidents. Additionally, owners of rental property may be exempted from a service fees if they commence an eviction proceeding against the tenant and enter into and comply with memorandum of understanding with regard to security with the City. Similarly, large public accommodations, (i.e. bars, hotels, malls) may have fees waived if the property owner enters into and complies with a memorandum of understanding with the City.

The property owner or occupant has the right to appeal the imposition of the fee by requesting a hearing within 10 business days. The hearing will be conducted by a hearing officer appointed by the City Manager.

Staff is supportive of this ordinance as it is another tool in the “tool box” that the City can use to deal with problem areas of the City. By itself, the ordinance will not resolve all of the issues the City faces in certain areas, but it will send a message to property owners and occupants that creating or allowing unlawful activities on their property will not only have them dealing with the criminal justice system but it will also cost them financially.

35 The Roseville HRA reviewed the proposed ordinance at its May 18th meeting and unanimously
36 recommended that the City Council approve the ordinance.

37
38 On August 16th, the City Council reviewed the draft and made several changes to the proposed ordinance.
39 In brief, these items included removing reference to certain chapters of the code for which this ordinance
40 will apply to, clarification of the appeal process, additional language exempting victims of nuisance conduct,
41 as well as numerous language changes to better clarify the intent and meaning of the ordinance. A red-line
42 version of the ordinance is attached to this case.

43 **POLICY OBJECTIVE**

44 Adoption of a repeat nuisance ordinance will help implement several major goals identified in the
45 Imagine Roseville 2025 visioning process, namely making “Roseville a desirable place to live, work,
46 and play”, making “Roseville a safe community”, and ensuring that “Roseville housing meets
47 community needs”. The repeat nuisance ordinance is also consistent with previous City Council
48 emphasis and direction with the City’s code enforcement efforts.

49 **FINANCIAL IMPACTS**

50 There will be additional staff time to administer the ordinance that will be incorporated into the normal
51 course of job duties. There will be new revenue coming into the City as a result of this ordinance, but
52 at this point, staff cannot be certain on the amount.

53 **STAFF RECOMMENDATION**

54 Staff recommends approval of the proposed ordinance.

55 **REQUESTED COUNCIL ACTION**

56 Motion to adopt an ordinance to add Chapter 511 establishing a repeat nuisance service call fee and
57 adding a repeat nuisance service call fee to Section 314.05 of the Roseville City Ordinances.

58 -and

59 Motion to approve an Ordinance Summary.

60

Prepared by: Patrick Trudgeon, Community Development Director (651) 792-7071

Attachments: A: Draft Repeat Nuisance Calls Ordinance
B: Ordinance Summary

City of Roseville
ORDINANCE NO. _____

AN ORDINANCE ADDING CHAPTER 511 ESTABLISHING A REPEAT NUISANCE
SERVICE CALL FEE AND ADDING A REPEAT NUISANCE SERVICE CALL FEE TO
SECTION 314.05.

THE CITY OF ROSEVILLE ORDAINS:

SECTION 1: Chapter 511 is hereby added to the Roseville City Code:

511.01: Purpose and Application

511.02: Definition of Nuisance Conduct

511.03: Repeat Nuisance Service Call Fee

511.04: Notice

511.05: Delinquent Payment and Fee Recovery

511.06: Enforcement

511.07: Right to Appeal

511.08: Legal Remedies Nonexclusive

511.09: Exceptions and Affirmative Defenses

511.01: PURPOSE AND APPLICATION

The purpose of this Chapter is to protect the public safety, health and welfare and to prevent and abate repeat service response calls by the City to the same property or location for nuisance service calls, as defined herein, which may prevent police, public safety, or other city services from reaching other residents of the City.

It is the intent of the City, by the adoption of this Chapter, to impose and collect service call fees from the owner or occupant, or both, of property to which City officials must repeatedly respond for any repeat nuisance event or activity that generates extraordinary costs to the City. The repeat nuisance service call fee is intended to cover cost over and above the cost of providing normal law or code enforcement services and police protection.

This Chapter shall apply to all owners and occupants of private property which is the subject or location of the repeat nuisance service call by the City.

This Chapter shall apply to any repeat nuisance service calls as set forth herein made by a City of Roseville employee, including a police officer, community service officer, firefighter, and/or code enforcement employee.

511.02: DEFINITION OF NUISANCE CONDUCT

For purposes of this Chapter, the term "nuisance conduct" means any activity, conduct or condition occurring within the City that annoys, injures or endangers the reasonable safety,

health, morals, comfort or repose of any member of the public, or will tend to alarm, anger or disturb others. Nuisance conduct includes but is not limited to the following:

1. Any activity, conduct, or condition defined as a public nuisance under any provision of the City Code or Minnesota State laws;
2. Any activity, conduct, or condition in violation of any provision contained in Title 4,5,6 or 9 of the City Code;
3. Any conduct, activity or condition constituting a violation of Minnesota state laws prohibiting or regulating prostitution, gambling, controlled substances or use of firearms; and/or
4. Any conduct, activity, or condition constituting disorderly conduct as defined under Chapter 609 of Minnesota Statutes.

511.03: REPEAT NUISANCE SERVICE CALL FEE

The City may impose a repeat nuisance service call fee upon the owner or occupant of private property if the City has rendered services or responded to the property on three or more occasions within a period of (365) days in response to or for the abatement of nuisance conduct. The repeat nuisance service call fee shall be as established by the City Fee Schedule in Section 314.052 of the City Code.

511.04: NOTICE

No repeat nuisance service call fee may be imposed against an owner or occupant (or both with the owner and occupant each being responsible for a separate repeat nuisance service call fee) of property without first providing such owner or occupant with written notice of the previous nuisance service calls prior to the latest nuisance service call rendered by the City upon which the fee is imposed. The written notice shall:

1. Identify the nuisance conduct that has occurred on the property, and the dates of the nuisance conduct activity or condition;
2. State that the owner or occupant may be subject to a repeat nuisance service call service fee if a third nuisance call is rendered to the property for any further nuisance conduct;
3. State that the City has the right to seek other legal remedies or actions for abatement of the nuisance conduct; and
4. Be served upon such owner and/or occupant by certified mail at the last known address of such person. Service of such notice shall be deemed complete upon mailing.

511.05: DELINQUENT PAYMENT AND FEE RECOVERY

The repeat nuisance service call fee shall be due within thirty (30) days after a billing statement is mailed by the City to the owner and/or occupant of the property responsible for the payment of the fee at such person's last known address. If the fee is not paid within such 30 day period, it will be deemed delinquent and a ten percent (10%) penalty shall be added to the repeat nuisance service call fee. If the repeat nuisance service call fee becomes delinquent, the City shall have,

in addition to all other remedies available at law or in equity for the collection of such fee, the following remedies:

1. Seek a monetary judgment and collection thereof from such owner and/or occupant, or
2. Assess the property which was the subject of the nuisance conduct pursuant to Minn. Stat. § 429.101.

Failure of a person to pay a repeat nuisance service call fee shall be grounds for the denial of a license which is related to the nuisance conduct for which the repeat nuisance service call fee was imposed.

511.06: ENFORCEMENT

The City Council authorizes the Police Chief, Fire Chief, or the Community Development Director, or their designees (collectively referred to herein as the “City Enforcement Officials”), to administer and enforce this Chapter.

511.07: RIGHT TO APPEAL

When the City mails the billing statement by certified mail for the repeat nuisance service call fee, the City will inform the owner and/or occupant of their right to request a hearing.

The owner and/or occupant upon whom the fee is imposed must request a hearing within ten (10) business days of the mailing of the billing statement, excluding the day the statement is mailed. The request for a hearing must be in writing and mailed or hand-delivered to the City Manager’s Office. The hearing will occur within fourteen (14) days of the date of the request. If the owner and/or occupant fails to request a hearing within the time and in the manner required under this Section, the right of such person to a hearing is waived.

The hearing shall be conducted by a hearing officer selected by the City Manager in an informal manner and the Minnesota Rules of Civil Procedure and Rules of Evidence shall not be strictly applied. After considering all evidence submitted, the hearing officer shall make written Findings of Fact and Conclusions regarding the nuisance conduct and the imposition of the repeat nuisance service call fee. The Findings of Fact and Conclusions shall be served upon the owner and/or occupant by certified mail within ten (10) days of the hearing.

If the owner and/or occupant fails to appear at the scheduled hearing, the right of such person to a hearing is waived and the repeat nuisance service call fee shall be payable in accordance with Section 511.05 above. If the hearing officer determines that the repeat nuisance service call fee is warranted, the person or persons responsible for the fee shall pay the fee within ten (10) business days following the date that the written Findings of Fact and Conclusions are mailed. If the repeat nuisance service call fee is not paid within said ten (10) day period, it shall be deemed delinquent and the provisions of Section 511.05 pertaining to delinquent payments shall apply.

511.08: LEGAL REMEDIES NONEXCLUSIVE

Nothing in this Chapter will be construed to limit the City's other available legal remedies, including criminal, civil, injunctive or others, for any violation of the law which may constitute nuisance conduct.

511.09: EXCEPTIONS AND AFFIRMATIVE DEFENSES

MEDICAL EMERGENCIES: Repeat nuisance service call fees shall not be imposed for any medical-related emergency response except for medical-related emergencies that are violations of Minn. Stat. Section 609.78 Subd. 4 (Misuse of 911).

DOMESTIC ASSAULT INCIDENTS: Repeat nuisance service call fees shall not be imposed against the victim for a response to circumstances involving domestic assault incidents or order for protection violations.

VICTIM OF NUISANCE CONDUCT: A repeat nuisance service call fee shall not be imposed against the victim of the nuisance conduct for which a response nuisance service call was made.

RENTAL PROPERTIES: At the discretion of the City Enforcement Officials, repeat nuisance service call fees may be waived against an owner or occupant of rental property who has:

1. Commenced eviction proceedings against the tenant or tenants responsible for the nuisance conduct, conditions or characteristics, or
2. Entered into and complied with a memorandum of understanding with the City that addresses the underlying causes for the nuisance conduct and provides a course of action to alleviate the nuisance conduct.

COMMERCIAL BUSINESS PROPERTY: At the discretion of the City Enforcement Officials, repeat nuisance service call fees may be waived against an owner or occupant of property upon which a commercial business is being operated who has entered into and complied with a memorandum of understanding with the City that addresses the underlying causes for the nuisance conduct and provides a course of action to alleviate the nuisance conduct.

SECTION 2: The following is hereby added to Section 314.052 of the Roseville City Code:

Fee/Charge Description	City Code	Amount
Third call to property for nuisance conduct within a 365 day period	511	\$250.00
Each call after third call to property for nuisance conduct within a 365 day period	511	\$250.00 plus the cost of enforcement response (which shall be determined by multiplying the staff hourly rate times 1.9 times the number of hours expended in making the call, for all employees, including administrative employees, involved with the response), the total of which fee shall not exceed \$2,000.00 per call.

SECTION 3: Effective date. This ordinance shall take effect upon its passage and publication.

Passed by the City Council of the City of Roseville this _____ day of _____, 20____.

Ordinance Adding Chapter 511 Establishing a nuisance call fee resulting from nuisance conduct and adding a nuisance service call fee to section 314.05

(SEAL)

CITY OF ROSEVILLE

BY: _____
Craig D. Klausing, Mayor

ATTEST:

William J. Malinen, City Manager

City of Roseville

ORDINANCE SUMMARY NO. _____

**An Ordinance Summary for Amendments
To Title 3 (Business Regulations) and Title 5 (Police Regulations) of the
Roseville City Code**

The following is the official summary of Ordinance No. _____ approved by the City Council of Roseville on September 20, 2010:

The Roseville City Code has been amended that will allow the City to penalize property owners or tenants that have repeat service response calls by the City at their property or location and establishing fees to undertake such service response calls.

A printed copy of the ordinance is available for inspection by any person during regular office hours in the office of the City Manager at the Roseville City Hall, 2660 Civic Center Drive, Roseville, Minnesota 55113. A copy of the ordinance and summary shall also be posted at the Reference Desk of the Roseville Branch of the Ramsey County Library, 2180 Hamline Avenue North, and on the Internet web page of the City of Roseville (www.ci.roseville.mn.us).

Attest: _____
William J. Malinen, City Manager

REQUEST FOR COUNCIL ACTION

Date: 9/20/10
Item No.: 11 . a

Department Approval



City Manager Approval



Item Description: Public Hearing for a 2009 Project to be assessed in 2010

BACKGROUND

On August 23, 2010, the City Council set a date to hold a public hearing for the purpose of establishing special assessments for City Project P-ST-SW-09-02: Roselawn Avenue Reconstruction, between Hamline Avenue and Victoria Street. It is suggested that the public hearing be conducted according to the attached agenda.

At the assessment hearing, staff will go through a brief presentation that will include a description of the project, project financing, and a discussion of typical assessments for properties benefiting from these improvements. Staff will summarize the City assessment policy and how it has been applied to this project.

It is suggested that if property owners have individual concerns about the quality of construction as part of the project or specific information about project deficiencies, these should be referred to the Engineering Department. Typically, these kinds of complaints relate to quality of finished construction and are covered under the warranty. The warranty is one year from the final contract acceptance; the Contract has not been finalized. Correction of these types of problems should not delay the adoption of assessment rolls.

Following past Council policy, if questions are brought up during the Public Hearing regarding specific assessments, if amendments to the assessment rolls are necessary, or if Council would like staff to investigate a concern, the hearing can be continued to the next council meeting.

This project has been completed in accordance with the plans and specifications and there are no problems with construction according to our final review.

POLICY OBJECTIVE

It is the City's policy to assess for a portion of street reconstruction costs. The assessment roll has been prepared in accordance with state statute Chapter 429 and Roseville's assessment policy. The roll and frontages are consistent with the recommendations in the feasibility report prepared for this project.

After the Public Hearing, the City Council adopts the assessment roll making it final. The City allows for a 30-day pre-payment period after the roll adoption. Following the pre-payment period, assessment rolls are certified to Ramsey County for collection. The City will have the rolls certified by early November in order to allow the County enough time to add the assessments to property taxes.

FINANCIAL IMPACTS

Attachment A is a Project Financing Summary detailing the feasibility report and actual project

33 costs for this improvement. This project was financed using assessments, utility funds, and
34 street infrastructure funds.

35 The final assessment roll has been prepared in accordance with Roseville's assessment policy
36 and as outlined in the project feasibility report. The preliminary assessment roll is attached and
37 will be presented in detail at the assessment hearing.

38 **STAFF RECOMMENDATION**

39 Approve the attached resolution adopting and confirming the assessments for City Project P-ST-
40 SW-09-02: Roselawn Avenue Reconstruction Hamline Ave to Victoria Street. The 2010
41 assessment process is suggested to proceed according to the following schedule:
42

August 9	Approve Resolution declaring costs to be assessed, and ordering preparation of assessment roll
August 23	Approve Resolution receiving assessment rolls, setting hearing date.
August 31	Notice of hearing published in the <i>Roseville Review</i> Mail notices to affected property owners
September 20	Assessment hearing- adoption of assessment roll
Sept 21- Oct 22	Prepayment of assessments (30 days)
Oct 25-29	Tally of final assessment roll
November 2	Certification of assessment rolls to Ramsey County

43
44 If necessary, the assessment public hearing can be continued to the September 27, 2010 City
45 Council meeting to allow staff time to research objections raised at the initial hearing.

46 **REQUESTED COUNCIL ACTION**

47 Approval of a resolution adopting and confirming assessments for City Project P-ST-SW-09-02:
48 Roselawn Avenue Reconstruction Hamline Ave to Victoria Street.

Prepared by: Debra Bloom, City Engineer

Attachments: A: Project Financing Summary
B: Resolution
C: Preliminary Assessment Roll
D: Agenda for Assessment Public Hearing

Project 09-02
Roselawn Avenue Reconstruction
Project Financing Summary

Attachment A
8/11/2010

	Feasibility Report	Final Cost
Reconstruction	\$ 2,510,467.21	\$ 1,264,491.55
Engineering*	NA	\$ 257,614.77
Total Construction Cost	\$ 2,510,467.21	\$ 1,522,106.32

*Engineering cost estimates included in feasibility report totals

Summary of Non-assessable costs

Cost to build a 9 ton vs. 7 ton road	\$ 200,000.00	\$ 72,476.90
Storm Sewer	\$ 112,698.85	\$ 56,947.26
Sanitary Sewer	\$ 289,874.20	\$ 59,941.10
Watermain	\$ 393,961.70	\$ 248,143.41
Pathway Construction	\$ 166,392.60	\$ 94,160.94
Total Non- assessable costs	\$ 1,162,927.35	\$ 531,669.61

Summary of Assessment Calculations

Assessable Cost	\$ 1,347,539.86	\$ 990,436.71
Assessment Rate	\$ 48.06	\$ 35.33
Actual Total Frontage	7,009.32	7,009.32

Total Special Assessments

\$ 336,884.97	\$ 247,609.18
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Project Financing Summary

General Fund (Engineering costs)	NA	\$ 193,211.08
Special Assessments Private property	\$ 336,884.97	\$ 247,609.18
Storm water drainage	NA	\$ 56,947.26
Watermain Enterprise Fund	\$ 393,961.70	\$ 248,143.41
Sanitary Sewer Enterprise Fund	\$ 289,874.20	\$ 59,941.10
Municipal State Aid	\$ 1,489,746.35	\$ 716,254.29
Total	\$ 2,510,467.22	\$ 1,522,106.32

NA = item was not broken out in Feasibility Report

**EXTRACT OF MINUTES OF MEETING
OF CITY COUNCIL
OF CITY OF ROSEVILLE
RAMSEY COUNTY, MINNESOTA**

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota, was duly held in the City Hall at 2660 Civic Center Drive, Roseville, Minnesota, on Monday, the 20th day of September, 2010, at 6:00 o'clock p.m.

The following members were present: and the following were absent:

Councilmember Pust introduced the following resolution and moved its adoption:

RESOLUTION

**RESOLUTION ADOPTING AND CONFIRMING
2010 ASSESSMENTS FOR CITY PROJECT P-ST-SW-09-02:
ROSELAWN AVENUE RECONSTRUCTION, BETWEEN HAMLINE AVENUE AND
VICTORIA STREET.**

WHEREAS, pursuant to proper notice duly given as required by law, the council has met and heard and passed upon all objections to the proposed assessment for City Project P-ST-SW-09-02: Roselawn Avenue Reconstruction, between Hamline Avenue and Victoria Street.;

BE IT RESOLVED by the Council of the City of Roseville, Minnesota as follows:

1. The amount proper and necessary to be specially assessed at this time for City Project ST-SW-09-02 against every assessable lot, piece or parcel of land affected thereby has been duly calculated upon the basis of benefits, without regard to cash valuation, in accordance with the provisions of Minnesota Statutes, Chapter 429, as amended, and notice has been duly mailed and published, as required by law, that this Council would meet to hear, consider, and pass upon all objections, if any, and said proposed assessment has at all times since its filing been open for public inspection, and an opportunity has been given to all interested persons to present their objections, if any, to such proposed assessments.
2. This Council, having heard and considered all objections so presented, and being fully advised in the premises, finds that each of the lots, pieces, and parcels of land enumerated in the proposed assessment was and is specifically benefited by the construction of said improvement in not less than the amount of the assessment set opposite the description of each such lot, piece, and parcel of land, respectively, and such amount so set out is hereby levied against each of the respective lots, pieces and parcels of land therein.
3. The proposed assessments are hereby adopted and confirmed as the proper special assessments for each of said lots, pieces, or parcels of land, respectively, and the assessment against each parcel, together with interest at the rate of 6.5% per annum accruing on the full amount thereof from time to time unpaid, shall be a lien concurrent with general taxes upon such parcel and all thereof. The total amount of each such assessment shall be payable in equal annual principal installments extending over a period of fifteen (15) years, the first of said installments, together with interest on the entire assessment from the date hereof to December 31, 2010, to be payable with general taxes for the year 2010, collectible in 2011, and one of each of the remaining installments,

50 together with one year's interest on that and all other unpaid installments, to be payable
51 with general taxes for each consecutive year thereafter until the entire assessment is paid.

- 52 4. If the adopted assessment differs from the proposed assessment as to any particular lot,
53 piece, or parcel of land, the manager shall mail to the owner a notice stating the amount of
54 the adopted assessment. The manager must also notify affected owners of any changes
55 adopted by the Council in interest rates or prepayment requirements from those contained
56 in the notice of the proposed assessment
- 57 5. Prior to the certification of the assessment to the County Auditor, the owner of any lot,
58 piece, or parcel of land assessed hereby may at any time pay the whole of such assessment,
59 with interest to the date of payment, to the City Treasurer, but no interest shall be charged
60 if such payment is made within 30 days after the date of this resolution.
- 61 6. The City Manager shall forthwith prepare and transmit to the County Auditor a certified
62 duplicate of the assessment roll, with each installment and interest on each unpaid
63 assessment set forth separately, to be extended upon the property tax lists of the County,
64 and the County Auditor shall thereafter collect such assessments in the manner provided by
65 law.

66
67 The motion for the adoption of the foregoing resolution was duly seconded by Council member
68 and upon roll call vote being taken thereon, the following voted in favor thereof: and
69 the following voted against the same: .
70

71 Whereupon said resolution was declared duly passed and adopted.
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STATE OF MINNESOTA)
) SS
COUNTY OF RAMSEY)

I, the undersigned, being the duly qualified City Manager of the City of Roseville, Ramsey County, Minnesota, hereby certify that I have carefully compared the attached and foregoing extract of minutes of a meeting of the City Council of said City held on the 20th day of September, 2010, with the original thereof on file in my office, as the same relates to City Project ST-SW-09-02.

WITNESS MY HAND as said Manager and the corporate seal of the City this 220th day of September, 2010.

(SEAL)

City Manager

09-02 Roselawn Avenue Reconstruction Project
Preliminary Assessment Roll
08/11/10

Attachment C

Total assessable project cost	\$ 990,436.71
Total Frontage (feet)	7,009.32 feet
Assessment Rate (100%)	\$ 141.30
Assessment Rate (25%)	\$ 35.33

PIN	Property Address	FRONTAGE	Assessment	Sanitary Sewer	Total	NOTES
142923240051	941 ROSELAWN AVE W	100.00	\$ 3,533.00		\$ 3,533.00	
142923310030	954 ROSELAWN AVE W	106.11	\$ 3,748.87		\$ 3,748.87	
142923240052	955 ROSELAWN AVE W	127.00	\$ 4,486.91		\$ 4,486.91	
142923240021	965 ROSELAWN AVE W	59.69	\$ 2,108.85		\$ 2,108.85	
142923310029	968 ROSELAWN AVE W	106.11	\$ 3,748.87		\$ 3,748.87	
142923240020	969 ROSELAWN AVE W	75.00	\$ 2,649.75		\$ 2,649.75	
142923310028	974 ROSELAWN AVE	106.11	\$ 3,748.87		\$ 3,748.87	Corner Lot- Short side
142923240019	975 ROSELAWN AVE W	75.00	\$ 2,649.75		\$ 2,649.75	
142923230057	991 ROSELAWN AVE W	63.00	\$ 2,225.79		\$ 2,225.79	
142923230058	995 ROSELAWN AVE W	70.00	\$ 2,473.10		\$ 2,473.10	
152923130109	0 ROSELAWN AVE W	40.00	\$ 1,413.20		\$ 1,413.20	
142923320111	1000 ROSELAWN AVE W	130.75	\$ 4,619.40		\$ 4,619.40	
142923230059	1001 ROSELAWN AVE W	71.00	\$ 2,508.43		\$ 2,508.43	
142923230060	1007 ROSELAWN AVE W	70.00	\$ 2,473.10		\$ 2,473.10	
142923230061	1011 ROSELAWN AVE W	70.00	\$ 2,473.10		\$ 2,473.10	
142923230062	1017 ROSELAWN AVE W	84.00	\$ 2,967.72		\$ 2,967.72	
142923320031	1020 ROSELAWN AVE W	13.37	\$ 472.43		\$ 472.43	
142923230063	1027 ROSELAWN AVE W	84.00	\$ 2,967.72		\$ 2,967.72	
142923320056	1030 W ROSELAWN AVE	13.35	\$ 471.66		\$ 471.66	
142923230064	1031 ROSELAWN AVE W	120.00	\$ 4,239.60		\$ 4,239.60	
142923320057	1048 ROSELAWN AVE W	93.34	\$ 3,297.70		\$ 3,297.70	
142923320058	1056 ROSELAWN AVE W	83.33	\$ 2,944.05		\$ 2,944.05	
142923320059	1064 ROSELAWN AVE W	88.33	\$ 3,120.70		\$ 3,120.70	
142923320103	1074 ROSELAWN AVE W	155.10	\$ 5,479.68		\$ 5,479.68	
142923230121	1048 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230104	1049 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230120	1050 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230105	1051 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230119	1056 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230108	1057 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230118	1058 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230109	1059 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230117	1064 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230110	1065 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230116	1066 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230111	1067 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230112	1073 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230113	1075 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230114	1081 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
142923230115	1083 HARRIET LANE	28.32	\$ 1,000.63		\$ 1,000.63	Frontage= 453.51/16 = 28.32
152923410001	1110 ROSELAWN AVE W	100.50	\$ 3,550.67		\$ 3,550.67	
152923410002	1116 ROSELAWN AVE W	84.23	\$ 2,975.85		\$ 2,975.85	
152923410003	1124 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923140089	1125 ROSELAWN AVE W/ 1943 LEXINGTON AVE N	155.1	\$ 5,479.68		\$ 5,479.68	
152923140084	1129-1131 ROSELAWN AVE W	73.36	\$ 2,591.81		\$ 2,591.81	
152923410004	1132 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923140083	1133 ROSELAWN AVE W	115.00	\$ 4,062.95		\$ 4,062.95	
152923410005	1140 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923410006	1146 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923410007	1154 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923140082	1155 ROSELAWN AVE W	214.67	\$ 7,584.29		\$ 7,584.29	
152923410008	1160 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	

09-02 Roselawn Avenue Reconstruction Project
Preliminary Assessment Roll
08/11/10

Attachment C

Total assessable project cost \$ 990,436.71
Total Frontage (feet) 7,009.32 feet
Assessment Rate (100%) \$ 141.30
Assessment Rate (25%) \$ 35.33

PIN	Property Address	FRONTAGE	Assessment	Sanitary Sewer	Total	NOTES
152923410009	1168 ROSELAWN AVE W	77.00	\$ 2,720.41		\$ 2,720.41	
152923410010	1174 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923410011	1182 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923410012	1190 ROSELAWN AVE W	75.00	\$ 2,649.75		\$ 2,649.75	
152923410013	1210 ROSELAWN AVE W	97.27	\$ 3,436.55		\$ 3,436.55	
152923410014	1214 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923140093	1215 ROSELAWN AVE	487.66	\$ 17,229.03		\$ 17,229.03	Roseville Lutheran
152923130129	1225 ROSELAWN AVE W	76.00	\$ 2,685.08		\$ 2,685.08	
152923420001	1230 ROSELAWN AVE W	106.76	\$ 3,771.83		\$ 3,771.83	
152923130128	1233 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923130138	1235 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923420002	1236 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923420015	1244 ROSELAWN AVE W	88.00	\$ 3,109.04		\$ 3,109.04	
152923130126	1247 ROSELAWN AVE W	60.00	\$ 2,119.80		\$ 2,119.80	
152923130125	1253 ROSELAWN AVE W	60.00	\$ 2,119.80		\$ 2,119.80	
152923420016	1254 ROSELAWN AVE W	72.01	\$ 2,544.11		\$ 2,544.11	
152923130124	1261 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923130123	1265 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923130122	1275 ROSELAWN AVE W	76.00	\$ 2,685.08		\$ 2,685.08	
152923130114	1285 ROSELAWN AVE W	76.00	\$ 2,685.08		\$ 2,685.08	
152923130113	1289 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923130112	1293 ROSELAWN AVE W	80.00	\$ 2,826.40	\$ 1,000.00	\$ 3,826.40	Replaced Sanitary Sewer Service
152923130111	1307 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923130110	1311 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923130108	1325 ROSELAWN AVE W	80.00	\$ 2,826.40		\$ 2,826.40	
152923420072	1910 DELLWOOD AVE N	12.30	\$ 434.56		\$ 434.56	Corner Lot- 10% Long side
152923410015	1910 FERNWOOD ST N	82.00	\$ 2,897.06		\$ 2,897.06	
152923420053	1910 HAMLINE AVE N	11.21	\$ 395.94		\$ 395.94	Corner Lot- 10% Long side
152923420054	1910 HURON AVE	12.30	\$ 434.56		\$ 434.56	Corner Lot- 10% Long side
152923420071	1911 DELLWOOD ST	12.30	\$ 434.56		\$ 434.56	Corner Lot- 10% Long side
152923420052	1911 HURON AVE	11.21	\$ 395.94		\$ 395.94	Corner Lot- 10% Long side
152923420090	1911 MERRILL ST	12.30	\$ 434.56		\$ 434.56	Corner Lot- 10% Long side
142923320104	1912 LEXINGTON AVE N	155.10	\$ 5,479.68		\$ 5,479.68	
142923320001	1915 CHATSWORTH ST N	13.35	\$ 471.66		\$ 471.66	Corner Lot- 10% Long side
142923310002	1915 VICTORIA ST N	106.11	\$ 3,748.87		\$ 3,748.87	
152923140092	1925 LEXINGTON AVE N	96.50	\$ 3,409.35		\$ 3,409.35	
152923130107	1928 HAMLINE AVE N	76.00	\$ 2,685.08		\$ 2,685.08	
142923230066	1930 LEXINGTON AVE N	150.00	\$ 5,299.50		\$ 5,299.50	Corner Lot Short side
152923140094	Bruce Russell Park	186.33	\$ 6,583.04		\$ 6,583.04	OL=((134+318.8+454.23)/2)/84506.4

Totals 7009.32 \$ 247,639.13

AGENDA PUBLIC HEARINGS FOR SPECIAL ASSESSMENTS

COMMENTS THAT SHOULD BE READ INTO THE RECORD:

- A. **Mayor** calls the meeting to order and announces the purpose of the hearing and the format for the meeting.

"This is a public hearing to consider special assessment rolls for various public improvement projects. The projects have been constructed and the decision will be whether the Council wishes to approve the assessment rolls as presented or make modifications to the assessment rates. The hearing will discuss how the project costs will be allocated and what the assessments against benefiting properties will be."

"The Council will consider individual assessment rolls for individual projects at this hearing. The Council may by simple majority vote to approve the assessment rolls for each project."

- B. **City Manager** should make comments regarding number of projects, types of projects, and published and mailed notices. This should include the following language:

"In accordance with Minnesota Statutes, Chapter 429, required published and legal mailed notices have been provided for each of the special assessment public hearings. Legal notices appeared in the City's legal newspaper, Roseville Review, on August 31, 2010. In addition, mailed notices have been sent to each affected property owner in accordance with the statute. Mailed notices were sent on September 1, 2010. Affidavits of mailing are available in the office of the City Engineer."

PROCEDURE FOR EACH PROJECT HEARING:

- A. **City Engineer** introduces the project by reading the project number and giving a brief description of the improvements presents summary of the nature of the improvement, the area involved, final project costs, project financing, and assessments.
- B. **City Manager** reads written statements objecting to assessments from affected property owners in regard to each project.
- D. **Mayor** opens hearing to the public. Speakers are requested to identify themselves and the street address of the property to which they are referring.

The following comments may be appropriate depending on how many people are in attendance.

"In an attempt to provide everyone an opportunity to be heard and yet conduct the hearing in an efficient manner, we suggest that rules be used for the individual hearings for these assessments. The rules will include the following:

Assessment Public Hearing Agenda

Page 2 of 2

1. Individuals should identify themselves by giving their name and address and should speak into the microphone.
2. Try to designate a neighborhood or block spokesperson to represent the area and summarize significant issues.
3. Each speaker should limit questions and comments to two to three minutes.
4. No person will be heard for a second time until all interested persons who wish to speak have had an opportunity to do so.
5. A maximum of 30 minutes will be allowed for questions and comments for residents unless significant major issues develop.

E. **Mayor** closes hearing.

After all citizen comments have been completed the mayor should indicate that the public hearing is closed and turn the hearing over to the City Council for action.

F. **Council** action on improvement.

Approve a resolution adopting and confirming assessments for City Project P-ST-SW-09-02: Roselawn Avenue Reconstruction Hamline Ave to Victoria Street.

Date: 9/20/10

Item: 12.a

Approving Assessments

No Attachment

See 11.a

ROSEVILLE
REQUEST FOR COUNCIL ACTION

Date: 09-20-10
Item No.: 12 . b

Department Approval

City Manager Approval



Item Description: **Community Development Department Request to declare an accessory structure at 661 Cope a Hazardous Building and to order it's repair/removal or razing.**

BACKGROUND

- The subject property is a parcel containing only an accessory structure (large garage).
- The current owners are Fred and Leah O'Neil of 680 Lovell Avenue, Roseville.
- There have been numerous complaints, observed hazardous conditions and violations of City Code regarding this property over the last 17 years:
 - o Inadequate exterior maintenance has occurred on the building over the last number of years. While the building had minor cosmetic repairs about 6 years ago, the building has actually continued to deteriorate; current conditions include:
 - Roofing is failing and is not weather-tight.
 - Roof boards are rotting and actually falling off.
 - Windows and doors are boarded over.
 - Trim is falling off the building.
 - Paint is severely weathered and offering no protection.

These conditions have resulted in a very dilapidate exterior condition and blighted appearance; violations of City Code Section 906.05.C and 407.02.J&K.

- o Staff periodically inspects the exterior of this building and has repeatedly found that vandals and or neighborhood children have removed door/window boarding. Staff has required the owners to have the building re-secured a number of times. Violations of City Code Section 906.05.A.3 and 407.03.J.
- Under the Hazardous Building Law (Minn. Stat. 463.15-.23) the City may require a property owner to repair/remove hazardous conditions or raze the building if the structure meets the definition of "hazardous building" which is defined as: 'Any building or property, which because of inadequate maintenance, dilapidation, physical damage, unsatisfactory conditions, or abandonment, constitutes a fire hazard or a hazard to public safety or health.'
 - o The accessory structure, located at 661 Cope Avenue, exhibits virtually all of the

characteristics constituting a hazardous building due to the following conditions:

- The roofing materials are failing and are not weather tight, allowing storm water to enter and rot the building structure.
 - The roof structure is rotting away with roof boards collapsing under the weight of snow and much of the roof soffits simply gone.
 - Much of the siding is broken, chipped and dilapidated.
 - Trim boards are rotted and falling off the structure.
 - Doors and windows are haphazardly boarded over.
 - Paint has failed over the entire structure, allowing rot to accelerate.
 - The structure has been repeatedly broken into and left open.
 - The interior of the building is haphazardly piled with old, used lumber. This creates harborage for rodents and other animals.
 - Staff has repeatedly found that vandals and/or neighborhood children have removed door/window boarding.
- o The above listed conditions constitute fire hazards, public safety hazards and public health hazards. Therefore, the accessory structure located at 661 Cope Avenue qualifies as a Hazardous Building under Minnesota Statutes 463.15-.23 and the City may require the hazardous conditions be repaired/removed or the building razed through voluntary and/or court action.
 - o The City did notify the property owners in March and May of 2010 of these conditions (City Code violations) and instructed the owners to abate the violations. Mr. Fred O'Neil III indicated his intent to demolish the building by the end of summer, however, no corrective actions were initiated by the property owner and the conditions described above remain.

- A status update, including pictures, will be provided at the public hearing.

POLICY OBJECTIVE

Property maintenance through City abatement activities is a key tool to preserving high-quality residential neighborhoods. Both Imagine Roseville 2025 and the City's 2030 Comprehensive Plan support property maintenance as a means by which to achieve neighborhood stability. The Housing section of Imagine Roseville suggests that the City "implement programs to ensure safe and well-maintained properties." In addition, the Land Use chapter (Chapter 3) and the Housing and Neighborhoods chapter (Chapter 6) of the Comprehensive Plan support the City's efforts to maintain livability of the City's residential neighborhoods with specific policies related to property maintenance and code compliance. Policy 6.1 of Chapter 3 states that the City should promote maintenance and reinvestment in housing and Policy 2.6 of Chapter 6 guides the City to use code-compliance activities as one method to prevent neighborhood decline.

FINANCIAL IMPACTS

Abatement:

- A voluntary abatement of the hazardous conditions by the property owner would not result in additional costs to the City.

- A motion in court for summary enforcement abating hazardous conditions would result in additional legal costs for Roseville because the City’s civil attorney does not perform these cases as part of their contract.
- In the short term, costs of the abatement would be paid out of the HRA budget, which has allocated \$100,000 for abatement activities. Any and all staff, city attorney and actual costs would be charged to the property owner as specified in Minn. Stat. 463.15-.23 and 407.07.B.
- If the City were to perform an abatement (under the direction of the court) and raze the structure, approximate costs would include:
 - o Demolition costs - \$6,000.00
 - o Legal costs - \$3,000.00
 - o Staff charges - \$1,000.00
 - Total - \$10,000.00

STAFF RECOMMENDATION

Approve the attached resolution declaring the accessory structure located at 661 Cope Avenue a hazardous building under Minnesota’s Hazardous Building Law and require the property owners to repair/remove the hazardous conditions or raze the building, or, the City will motion for a summary enforcement of the order in Ramsey County District Court.

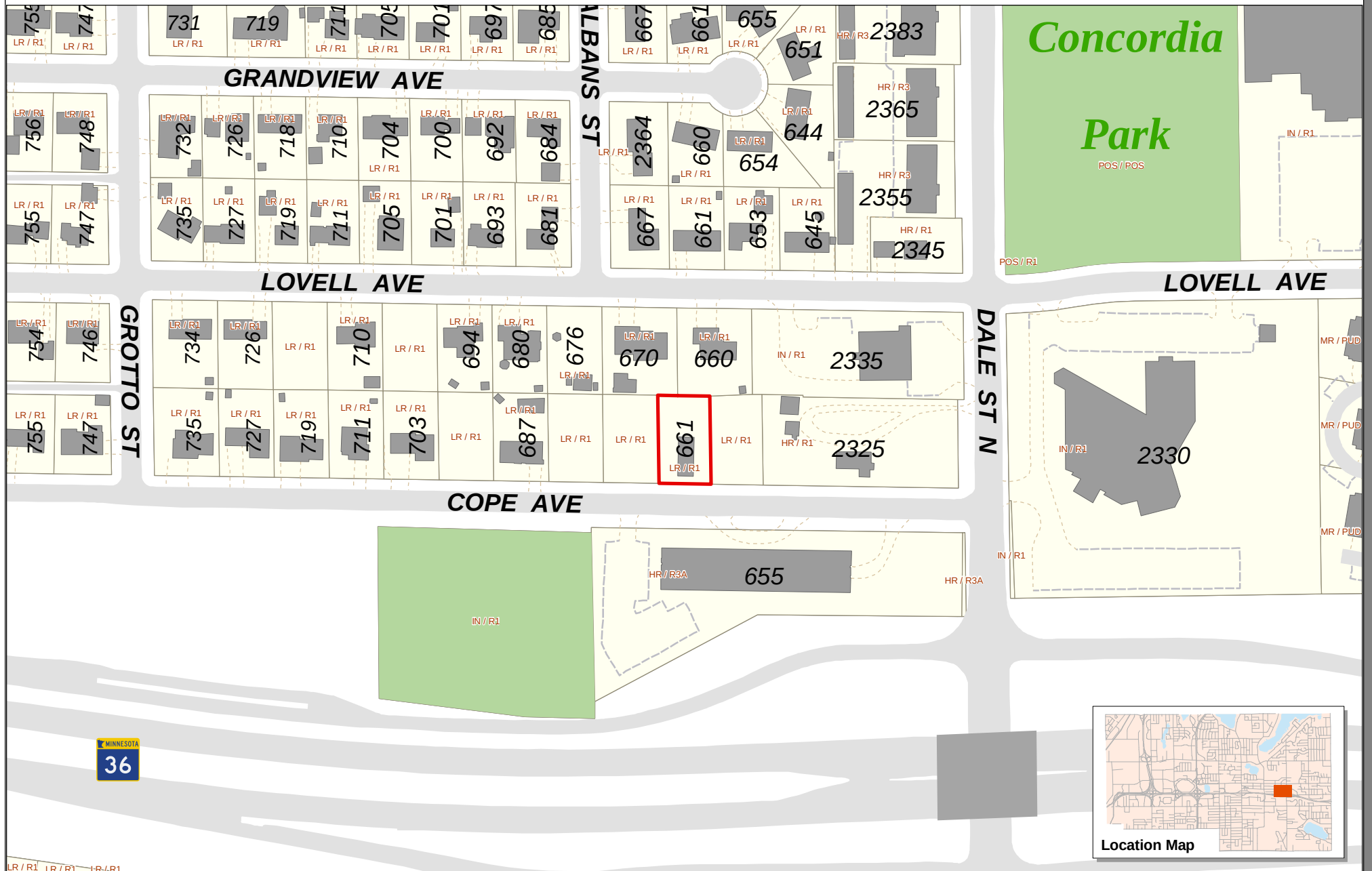
REQUESTED COUNCIL ACTION

Approve the attached resolution declaring the accessory structure located at 661 Cope Avenue, a hazardous building.

Prepared by: Don Munson, Permit Coordinator

Attachments: A: Map of 661 Cope Avenue
B: Resolution

661 Cope Ave W



Prepared by:
Community Development Department
Printed: July 19, 2010

Site Location

LR / R1 Comp Plan / Zoning
Designations

Data Sources

* Ramsey County GIS Base Map (7/1/2010)
For further information regarding the contents of this map contact:
City of Roseville, Community Development Department,
2660 Civic Center Drive, Roseville MN

Disclaimer

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0 100 200 Feet

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**EXTRACT OF MINUTES OF MEETING
OF THE
CITY COUNCIL OF THE CITY OF ROSEVILLE**

* * * * *

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the 20th day of September, 2010, at 6:00 p.m.

The following members were present: and the following were absent: .

Member introduced the following resolution and moved its adoption:

RESOLUTION No.

**DECLARING THE BUILDING LOCATED AT 661 COPE AVENUE A
HAZARDOUS BUILDING AND REQUIRING IT'S REPAIR OR RAZING.**

WHEREAS, pursuant to Minn. Stat. 463.15 through 463.261 the City Council of Roseville finds the building located at 661 Cope Avenue to be a hazardous building for the following reasons:

- Under the Hazardous Building Law (Minn. Stat. 463.15-.23) the City may require a property owner to repair/remove hazardous conditions or raze the building if the structure meets the definition of "hazardous building" which is defined as: 'Any building or property, which because of inadequate maintenance, dilapidation, physical damage, unsatisfactory conditions, or abandonment, constitutes a fire hazard or a hazard to public safety or health.'
- o The roofing materials are failing and are not weather tight, allowing storm water to enter and rot the building structure.
- o The roof structure is rotting away with roof boards collapsing under the weight of snow and much of the roof soffits simply gone.
- o Much of the siding is broken, chipped and dilapidated.
- o Trim boards are rotted and falling off the structure.
- o Doors and windows are haphazardly boarded over.
- o Paint has failed over the entire structure, allowing rot to accelerate.
- o The structure has been repeatedly broken into and left open.
- o The interior of the building is haphazardly piled with old, used lumber. This creates harborage for rodents and other animals.
- o Staff has repeatedly found that vandals and/or neighborhood children have removed door/window boarding.

- 42 o Live vegetation (trees) is growing against and damaging the structure.

43
44 WHEREAS, the conditions listed above are more fully documented in photographs and
45 the Request for Council Action which are attached to this resolution as exhibit A.

46
47 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF**
48 **ROSEVILLE, MINNESOTA, AS FOLLOWS:**

- 49 • That pursuant to the foregoing findings and in accordance with Minn.
50 Stat.463.15 through 463.261, the council orders the record owners of the
51 above hazardous building or their representatives to make the following
52 corrections on the property at 661 Cope Avenue:
- 53 o Repair/replace all deteriorated structural elements of the building
 - 54 including wall and roof supports;
 - 55 o Repair/replace all deteriorated wall and roof sheathing;
 - 56 o Replace damaged/deteriorated roofing materials;
 - 57 o Repair/replace all deteriorated siding and trim materials;
 - 58 o Remove all boarding materials and repair/replace and re-secure all
 - 59 exterior doors and windows;
 - 60 o Repaint any deteriorated areas of siding, trim, doors and windows;
 - 61 o Remove all garbage, junk and debris from the interior of the building
 - 62 and then stack all storage materials;
 - 63 o Remove live vegetation currently growing against the building.
- 64 • That repairs listed above must all be made within 60 days after the order is
- 65 served upon the property owner. The repairs must be completed in compliance
- 66 with all applicable codes and ordinances, pursuant to proper permits from the
- 67 city.
- 68 • That if repairs are not made within the time provide above, the building is
- 69 ordered to be razed, the foundations filled, and the property left free of debris,
- 70 in compliance with all applicable codes and ordinances, pursuant to proper
- 71 permits from the city. This must be completed within 30 days after the initial
- 72 time period provided above has expired.
- 73 • That a motion for summary enforcement of the order will be made to the
- 74 District Court of Ramsey County unless corrective action is taken, or unless
- 75 an answer is filed within the time specified in Minn. Stat. 463.18, which is 20
- 76 days.
- 77 • That in accordance with Minn. Stat. 463.24, the owner must remove all
- 78 personal property and/or fixtures that will reasonably interfere with the work
- 79 within 30 days. If the property and/or fixtures are not removed and the city
- 80 enforces this order, the city may sell personal property, fixtures, and/or
- 81 salvage materials at a public auction after three days posted notice.
- 82 • That if the city must take actions to enforce this order all enforcement costs,
- 83 including attorney fees, will be specially assessed against the property and
- 84 collected in accordance with Minn. Stat. 463.22, 463.161 and 463.21.
- 85 • That the city attorney is authorized to serve this order upon the owner of the
- 86 premises at 661 Cope Avenue and all lien-holders of record.

- That the city attorney is authorized to proceed with the enforcement of this order as provided in Minn. Stat. 463.15 through 463.261.

The motion for the adoption of the foregoing resolution was duly seconded by Member , and upon a vote being taken thereon, the following voted in favor thereof: ; and the following voted against the same: .

WHEREUPON said resolution was declared duly passed and adopted.

ROSEVILLE
REQUEST FOR COUNCIL ACTION

Date: 9-20-10
Item No.: 12 . C

Department Approval

City Manager Approval



Item Description: **Community Development Department Request to Perform an Abatement for an Unresolved Violation of City Code at 2570 Charlotte Street**

BACKGROUND

- The subject property is a single-family detached home.
- The current owners are Darryl and Judith Galush.
- Current violation includes:
 - Badly deteriorated overhead garage door (violation of City Code Section 407.02. J and K).
- A status update, including pictures, will be provided at the public hearing.

POLICY OBJECTIVE

Property maintenance through City abatement activities is a key tool to preserving high-quality residential neighborhoods. Both Imagine Roseville 2025 and the City's 2030 Comprehensive Plan support property maintenance as a means by which to achieve neighborhood stability. The Housing section of Imagine Roseville suggests that the City "implement programs to ensure safe and well-maintained properties." In addition, the Land Use chapter (Chapter 3) and the Housing and Neighborhoods chapter (Chapter 6) of the Comprehensive Plan support the City's efforts to maintain livability of the City's residential neighborhoods with specific policies related to property maintenance and code compliance. Policy 6.1 of Chapter 3 states that the City should promote maintenance and reinvestment in housing and Policy 2.6 of Chapter 6 guides the City to use code-compliance activities as one method to prevent neighborhood decline.

FINANCIAL IMPACTS

City Abatement:

An abatement would encompass the following:

- Repair overhead garage door:
 - o Approximately - \$650.00

Total: Approximately - \$650.00

In the short term, costs of the abatement will be paid out of the HRA budget, which has allocated \$100,000 for abatement activities. The property owner will then be billed for actual and administrative costs. If charges are not paid, staff is to recover costs as specified in Section 407.07B. Costs will be reported to Council following the abatement.

30 **STAFF RECOMMENDATION**

31 Staff recommends that the Council direct Community Development staff to abate the above referenced
32 public nuisance violation at 2570 Charlotte Street.

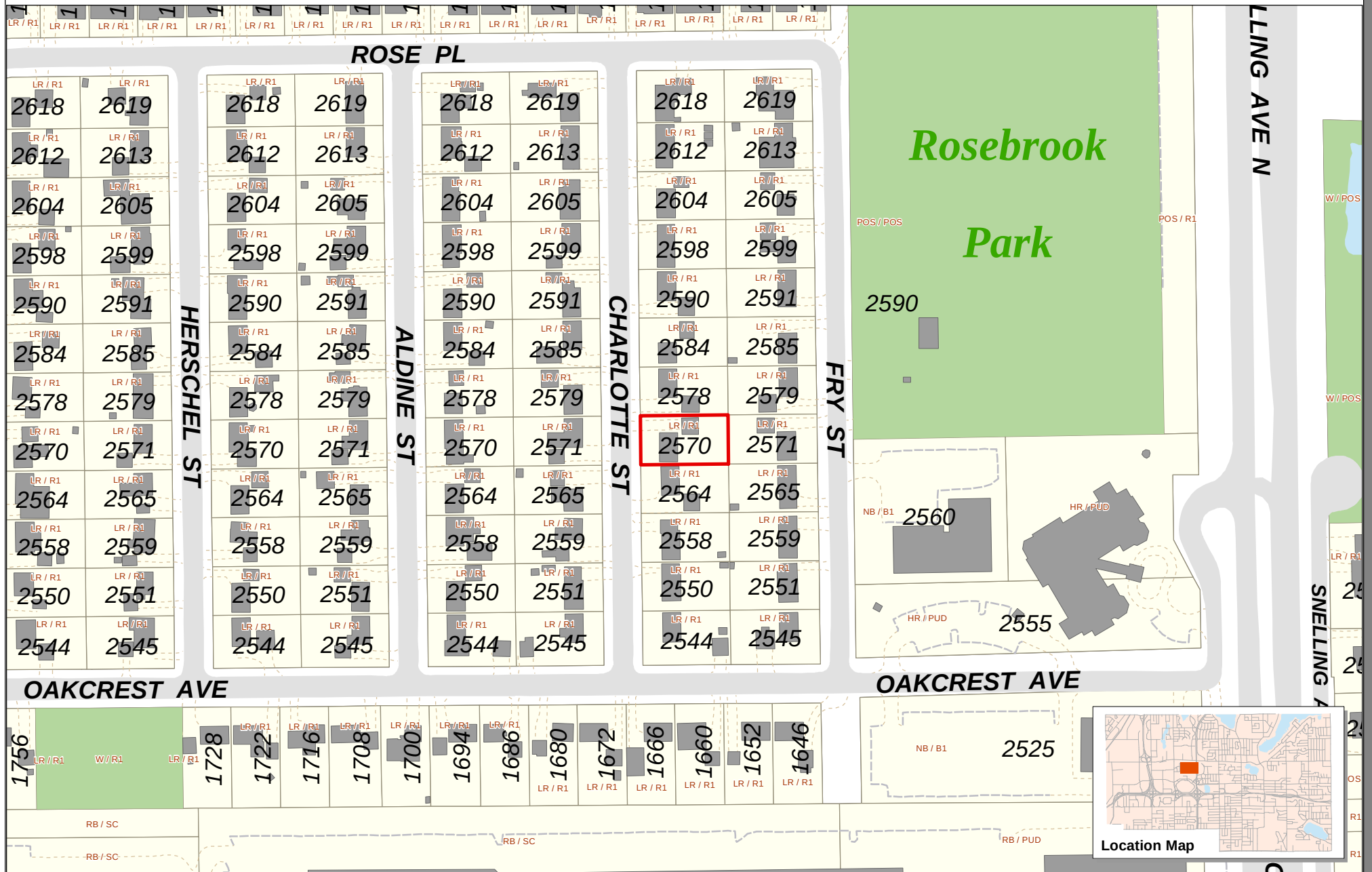
33 **REQUESTED COUNCIL ACTION**

34 Direct Community Development staff to abate the public nuisance violation at 2570 Charlotte Street by
35 hiring a general contractor to repair the overhead garage door. The property owner will then be billed
36 for actual and administrative costs. If charges are not paid, staff is to recover costs as specified in
37 Section 407.07B.

38
Prepared by: Don Munson, Permit Coordinator

Attachments: A: Map of 2570 Charlotte Street

2570 Charlotte St N



Prepared by:
Community Development Department
Printed: August 17, 2010



Site Location

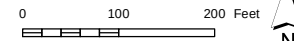
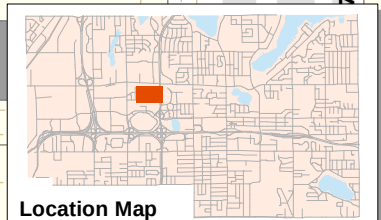
Comp Plan / Zoning
Designations

Data Sources

* Ramsey County GIS Base Map (8/2/2010)
For further information regarding the contents of this map contact:
City of Roseville, Community Development Department,
2660 Civic Center Drive, Roseville MN

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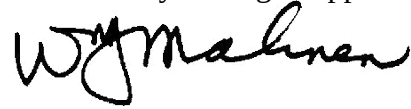
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ROSEVILLE
REQUEST FOR COUNCIL ACTION

Date: 9-20-10
Item No.: 12 . d

Department Approval

City Manager Approval



Item Description: **Community Development Department Request to Perform an Abatement for an Unresolved Violation of City Code at 2745 Hamline**

BACKGROUND

- The subject property is a single-family detached home.
- The current owner is Mr. Charles Klinkenberg.
- Current violation includes:
 - Fascia, soffits and window trim on house and garage in need of repair and paint (violation of City Code Section 906.05.C. and 407.02. J and K).
- A status update, including pictures, will be provided at the public hearing.

POLICY OBJECTIVE

Property maintenance through City abatement activities is a key tool to preserving high-quality residential neighborhoods. Both Imagine Roseville 2025 and the City's 2030 Comprehensive Plan support property maintenance as a means by which to achieve neighborhood stability. The Housing section of Imagine Roseville suggests that the City "implement programs to ensure safe and well-maintained properties." In addition, the Land Use chapter (Chapter 3) and the Housing and Neighborhoods chapter (Chapter 6) of the Comprehensive Plan support the City's efforts to maintain livability of the City's residential neighborhoods with specific policies related to property maintenance and code compliance. Policy 6.1 of Chapter 3 states that the City should promote maintenance and reinvestment in housing and Policy 2.6 of Chapter 6 guides the City to use code-compliance activities as one method to prevent neighborhood decline.

FINANCIAL IMPACTS

City Abatement:

An abatement would encompass the following:

- Repair and paint fascia, soffits and window trim on house and garage:
 - o Approximately - \$2,500.00

Total: Approximately - \$2,500.00

28 In the short term, costs of the abatement will be paid out of the HRA budget, which has allocated
29 \$100,000 for abatement activities. The property owner will then be billed for actual and administrative
30 costs. If charges are not paid, staff is to recover costs as specified in Section 407.07B. Costs will be
31 reported to Council following the abatement.

32 **STAFF RECOMMENDATION**

33 Staff recommends that the Council direct Community Development staff to abate the above referenced
34 public nuisance violation at 2745 Hamline Avenue.

35 **REQUESTED COUNCIL ACTION**

36 Direct Community Development staff to abate the public nuisance violation at 2745 Hamline Avenue
37 by hiring a general contractor to repair and paint fascia, soffits, and window trim on house and garage.
38 The property owner will then be billed for actual and administrative costs. If charges are not paid, staff
39 is to recover costs as specified in Section 407.07B.

40

Prepared by: Don Munson, Permit Coordinator

Attachments: A: Map of 2745 Hamline Avenue.

2745 Hamline Ave N



Prepared by:
Community Development Department
Printed: August 17, 2010



Site Location

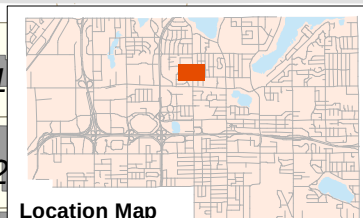
LR / R1 Comp Plan / Zoning Designations

Data Sources

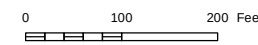
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Location Map



mapdoc: planning_commission_location.mxd

REQUEST FOR CITY COUNCIL ACTION

DATE: **09/20/2010**

ITEM NO: 12.e

Department Approval



City Manager Approval



Item Description: Request by the Planning Division to Amend the Comprehensive Plan – Land Use Designation for 70 properties in Roseville that were incorrectly or inadvertently guided during the Comprehensive Plan Update process and to Rezone the same 70 properties accordingly. **(PROJ0017)**.

1.0 BACKGROUND

1.1 On August 4, 2010 the City Council continued the action of the subject request because the Mayor was not present and being a land use decision the required a 4/5 majority vote the Council felt the request should be considered by the full Council. The City Council also requested that the anomaly slides be batched together .

1.2 On July 12, 2010, the City Council directed the Planning Division to begin the process to correct 70 inappropriate and/or incorrect Comprehensive Plan - Land Use Designations that the Planning Staff has located as a part of it Official Zoning Map update process.

1.3 On July 29, 2010, the Planning Division held the required open house pertaining to the 70 anomaly properties. The Division provided background information on the need for the changes and discussed with individual property owners their specific correction. A summary of the resident comments are attached (Attachment B).

2.0 ANOMALY PROPERTIES

2.1 To better understand the need to establish an appropriate land use designation and zoning, the Planning Division has created separate or groupings of lots/parcels on individual slides. These “attachments” identify each the lot/parcel and the existing/proposed Comprehensive Plan – Land Use Designation as well as the existing/proposed Zoning classification.

3.0 PLANNING COMMISSION ACTION

3.1 At the duly noticed public hearing, the City Planner indicated to the Planning Commission that the Planning Staff held the required open house on the land use designation and zoning changes on July 29, 2010, which meeting was well attended. At the open house the Planning Staff provided specific information to citizen regarding their parcel or parcels of interest. The City Planner added that the notes from the open house were attached for the Planning Commission’s information.

3.2 Chair Doherty asked that the City Planner go over each of the slides provided in the packet individually and, if there were any questions or comments, that those citizens could address the Commission and/or City Planner at the time the slide was being reviewed.

30 3.3 The City Planner noted that after further consideration, two small properties near South
31 McCarron's Boulevard and adjacent to Tamarack Park will be guided right-of-way
32 (ROW) versus Park/Open Space as the sheet indicates. The City Planner indicated that
33 these parcels along with others currently identified as right-of-way are used by some of
34 the neighboring property owners to access their yards and, should that continue, the Park
35 designation would be inappropriate. A couple of residents did address the Commission
36 on this particular correction, seeking that the land area (both parcels) be designated right-
37 of-way.

38 3.4 Also during the presentation, a number of citizens addressed the Commission and City
39 Planner asking questions and seeking additional information regarding why the change
40 was being made. The general statement provided to most all citizens was that each
41 property has been determined to be guided in the current Comprehensive Plan incorrectly
42 or inappropriately and that the Planning Division needs to correct these properties so that
43 the guiding and zoning are consistent with one another, thus meeting State Statute
44 requirements.

45 3.5 The Planning Commission recommended approval (5-0) of the 70 proposed
46 Comprehensive Plan - Land Use Designation changes and appropriate/applicable
47 rezoning as amended by staff during the presentation (two parcels near Tamarack Park).

48 **4.0 STAFF COMMENTS/RECOMMENDATIONS**

49 4.1 After the City Council meeting of August 4, 2010, the Planning Division met with the
50 City Attorney to further discuss whether it was appropriate to guide a select few single
51 family homes as Park and Open Space in the Comprehensive Plan. The City Attorney
52 has determined that because the City has no immediate intention to acquire any of the 18
53 properties, that keeping them guided as Park and Open Space would prohibit reasonable
54 use of the property and as a result the property owner may have an inverse condemnation
55 claim against the City (Attachment F).

56 4.2 The Roseville Planning Division recommends that the City Council approve
57 Comprehensive Plan - Land Use Map Amendments for the 70 anomaly properties as
58 indicated on the attached slides. The rezoning of each parcel will appear on the revised
59 Official Zoning Map which will be brought forward in October/November for final
60 approval.

61 **5.0 SUGGESTED CITY COUNCIL ACTION**

62 **ADOPT A RESOLUTION APPROVING COMPREHENSIVE PLAN – LAND USE MAP**
63 **AMENDMENTS FOR 70 PROPERTIES IN ROSEVILLE.**

64 **Prepared by: Thomas Paschke, City Planner**

Attachments: A: Anomaly Slides
B. Open House Comments
C: Draft PC Minutes
D. Resolution
E. Gunner Petersen Letter
F. Attorney Opinion

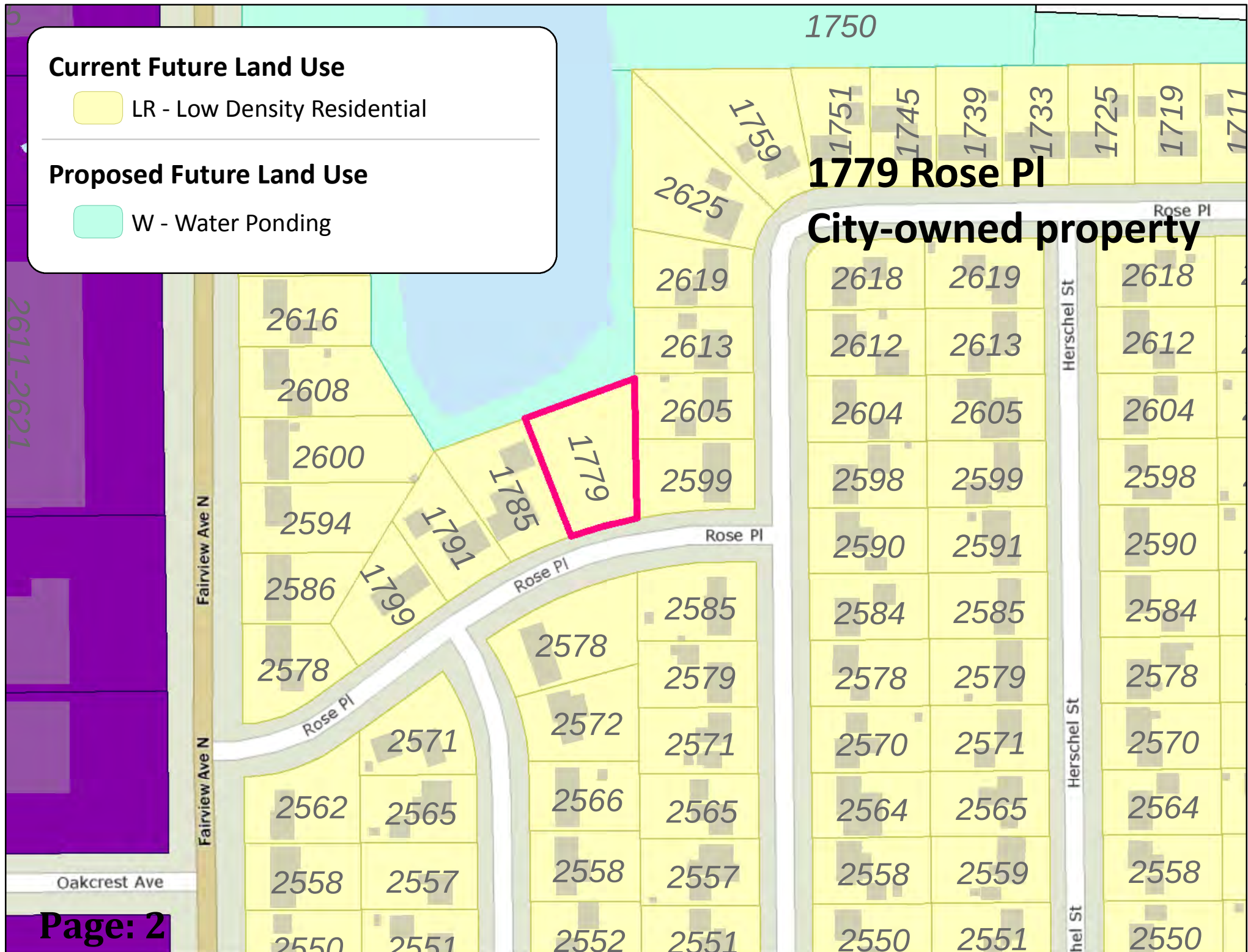
The 23 properties on pages 2-22 have been deemed to be inappropriately guided **Low Density Residential** in the 2030 Comprehensive Plan.

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 W - Water Ponding

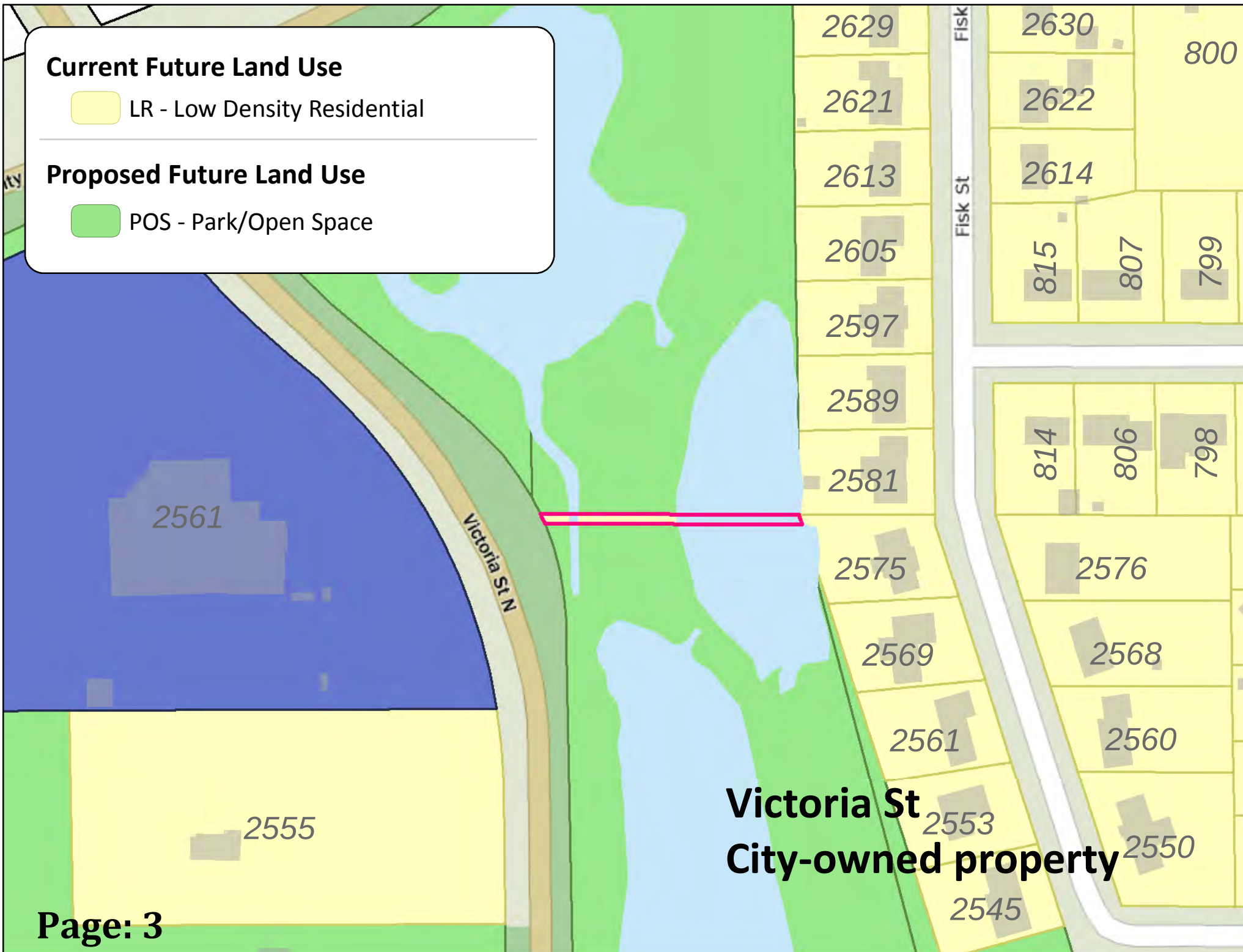


Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 POS - Park/Open Space



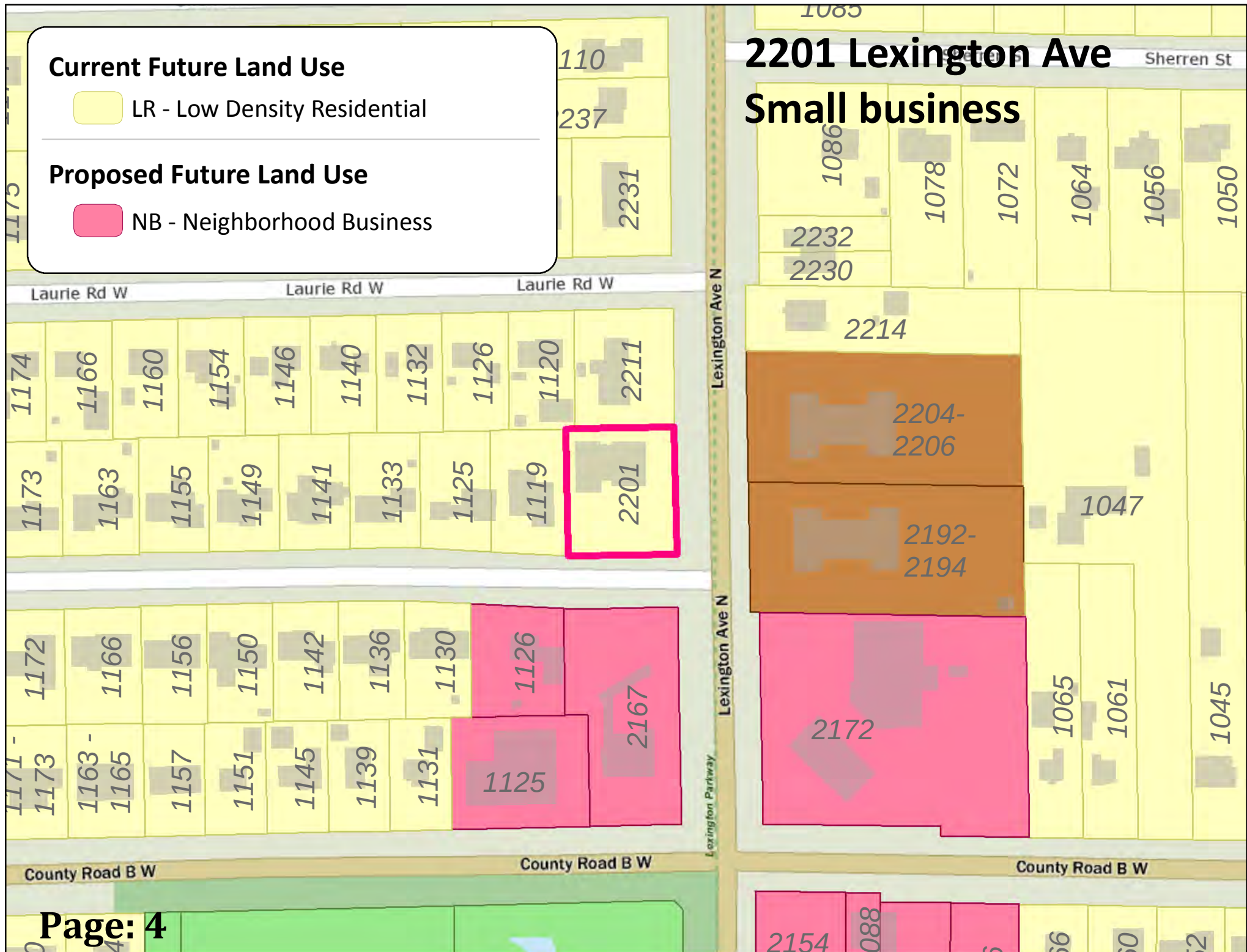
Victoria St
City-owned property

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business



2201 Lexington Ave Small business

Current Future Land Use

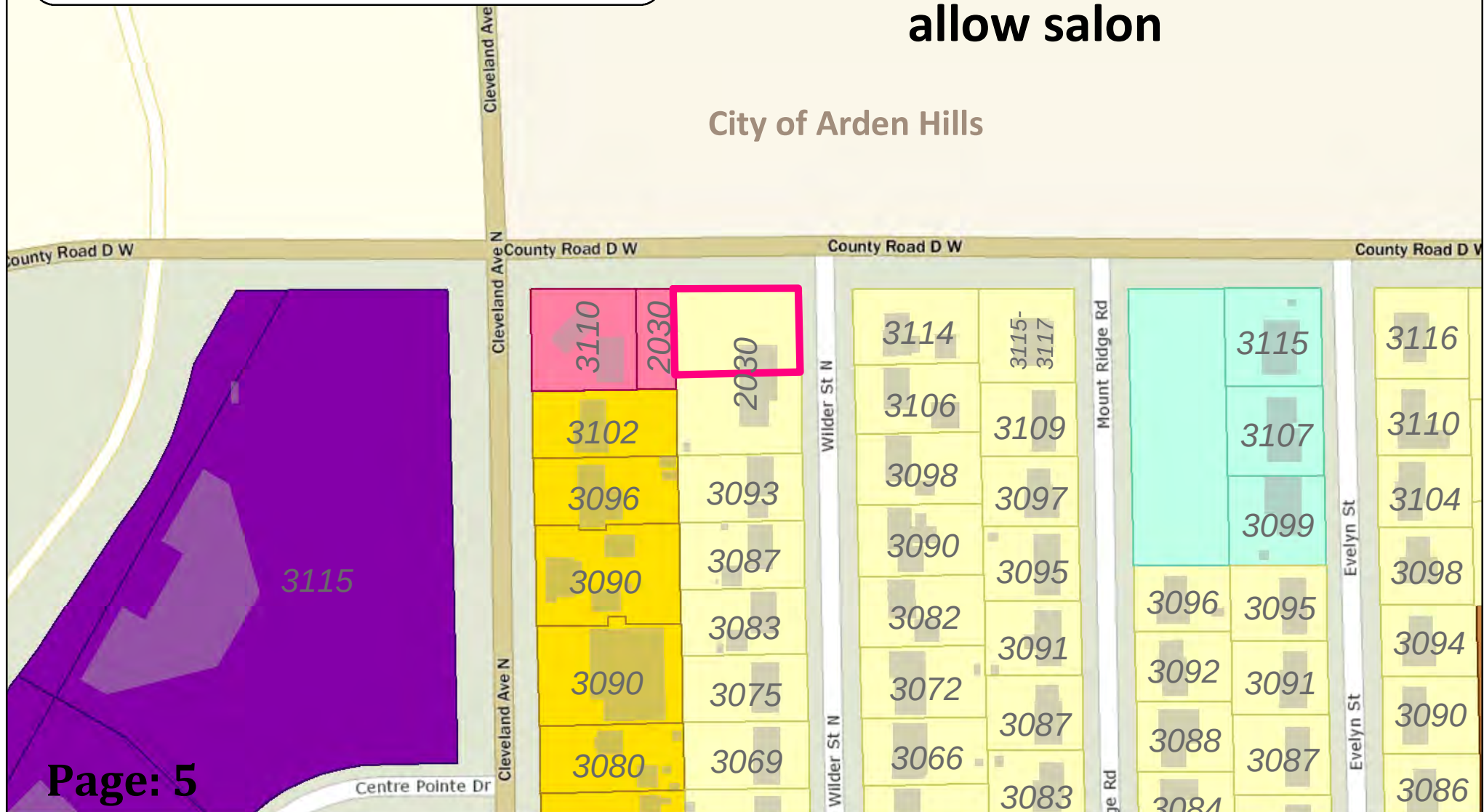
 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business

2030 County Road D
Half of property zoned
business in 1970s to
allow salon

City of Arden Hills



Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business

1085 Roma Ave

Owned by adjacent business

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 ROW - Right of Way

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 ROW - Right of Way

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

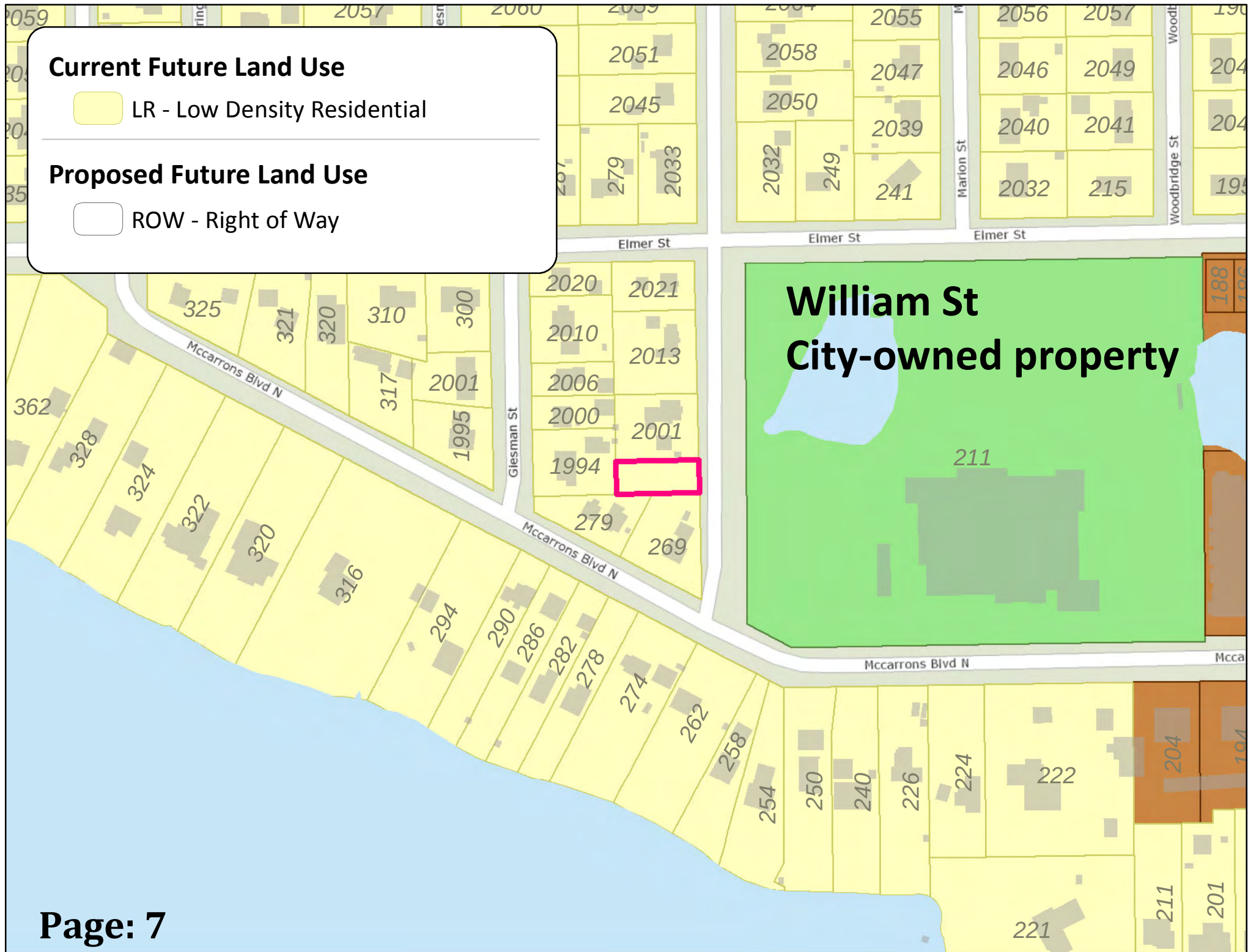
 ROW - Right of Way

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 ROW - Right of Way



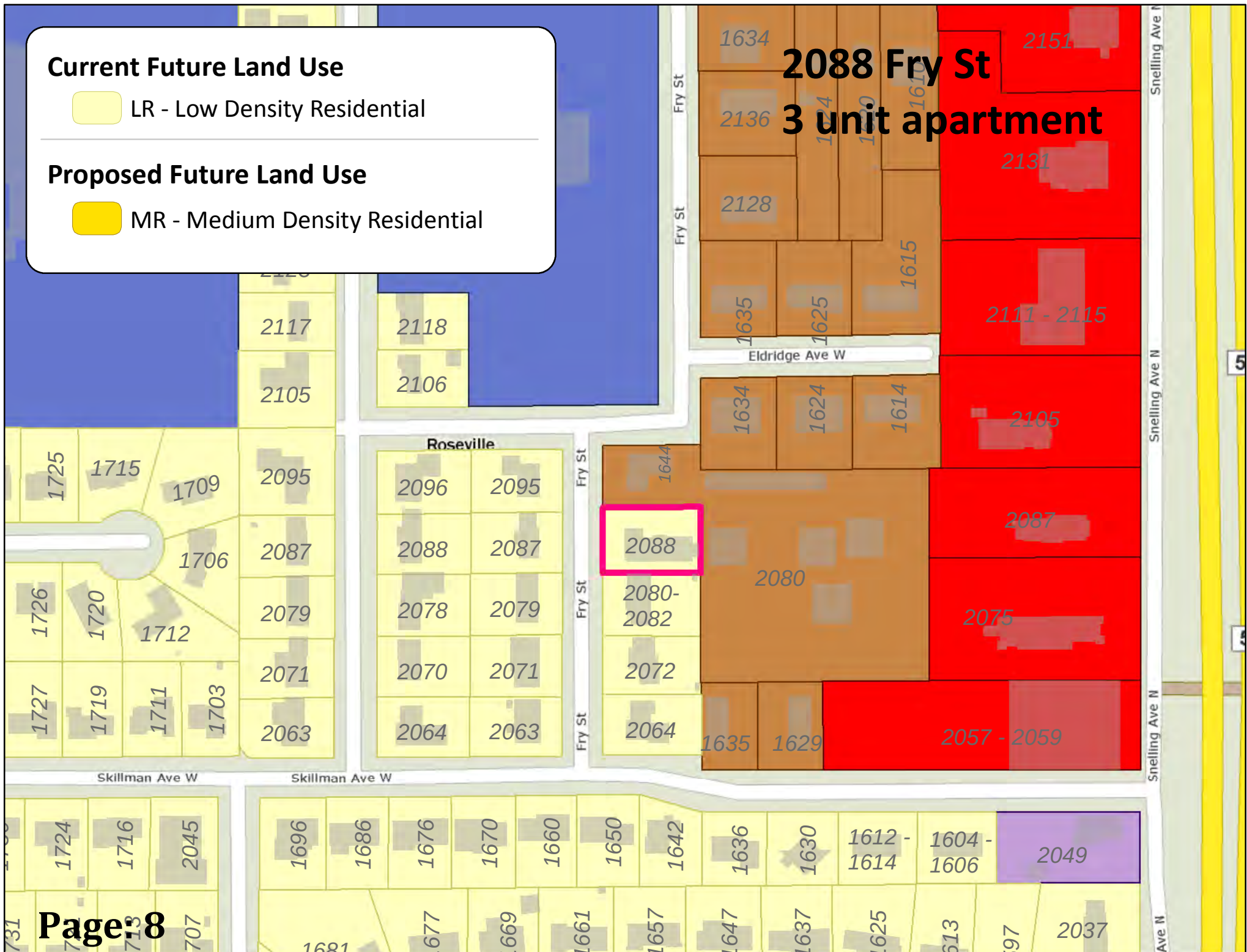
Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 MR - Medium Density Residential

2088 Fry St
3 unit apartment



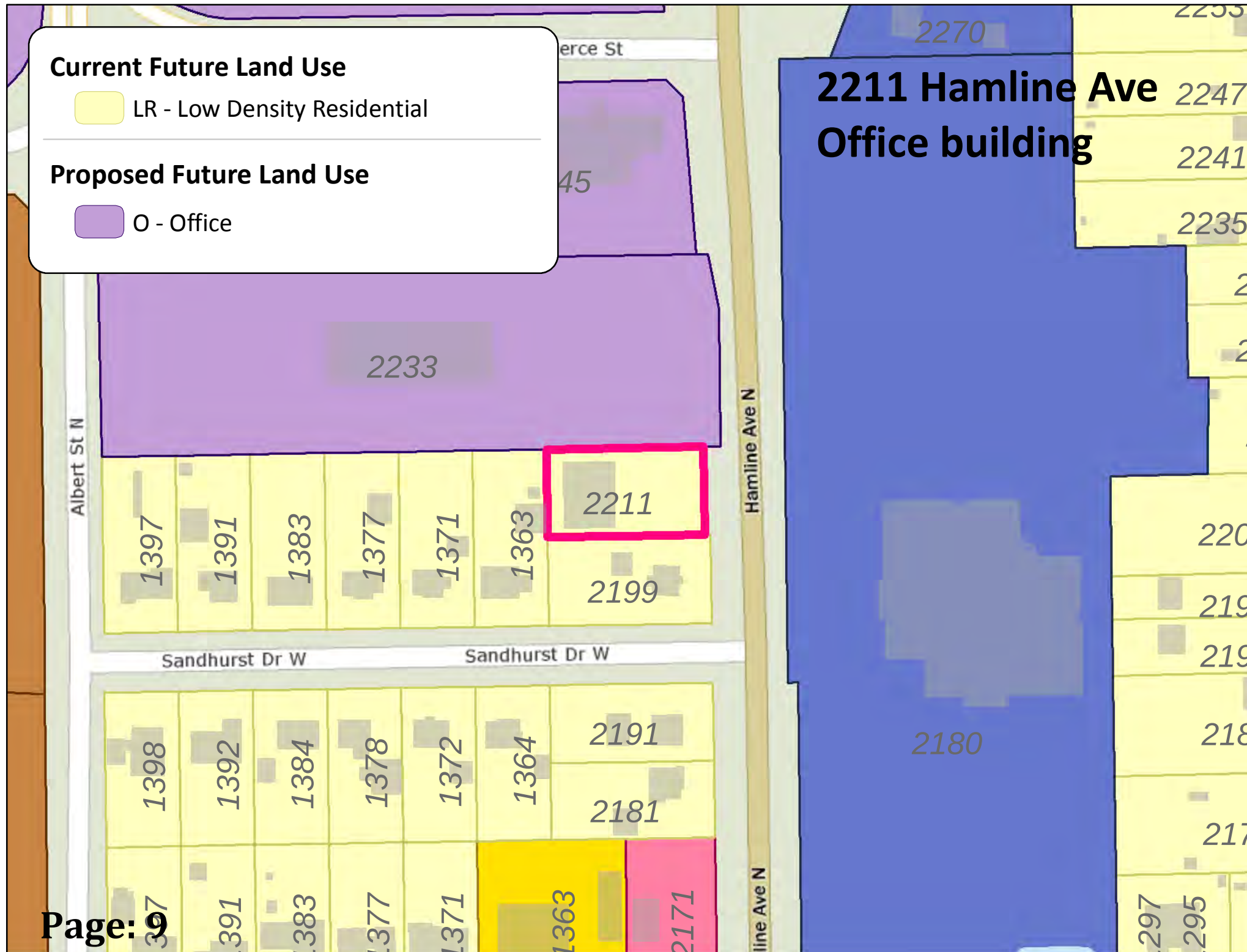
Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 O - Office

**2211 Hamline Ave
Office building**



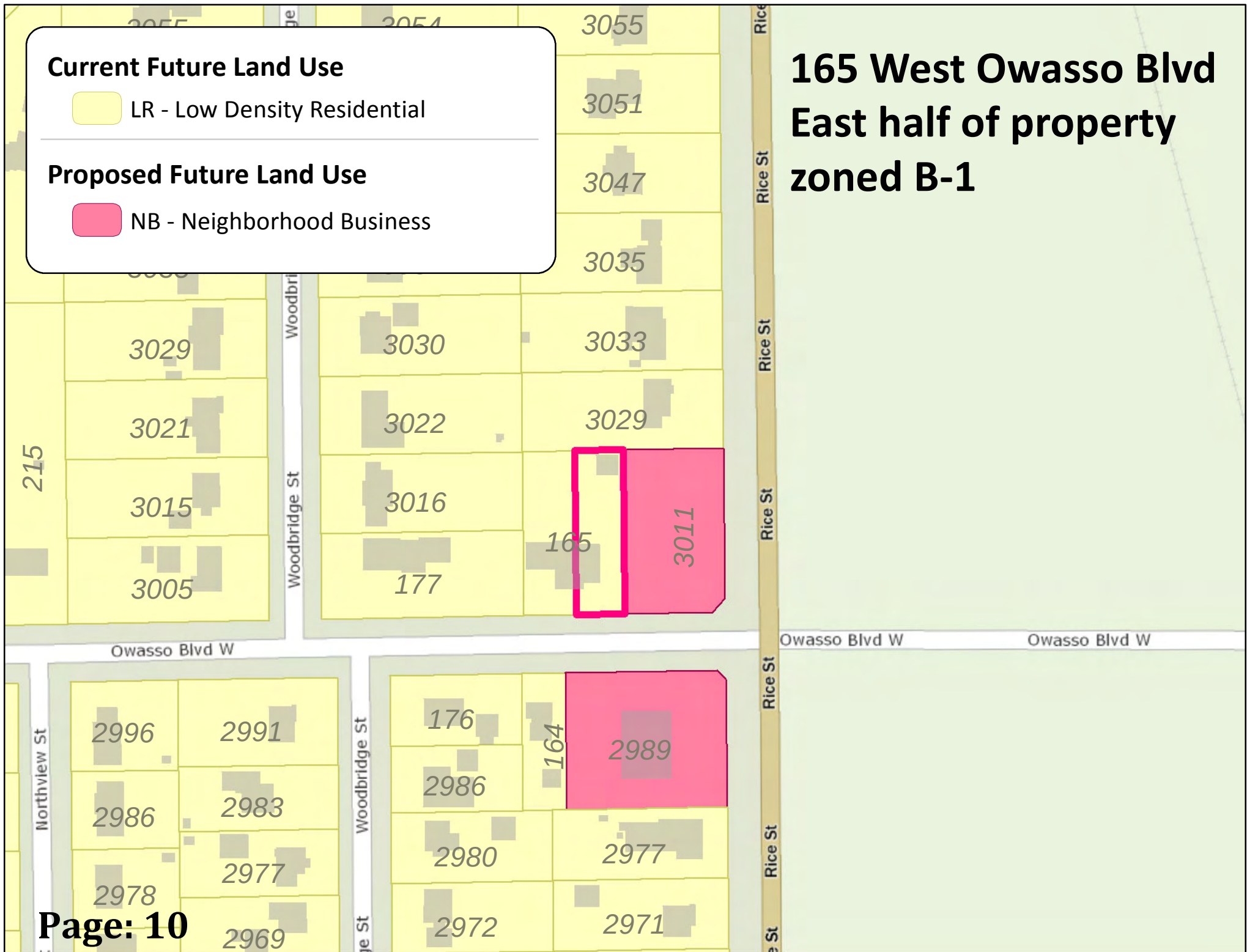
Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business

**165 West Owasso Blvd
East half of property
zoned B-1**



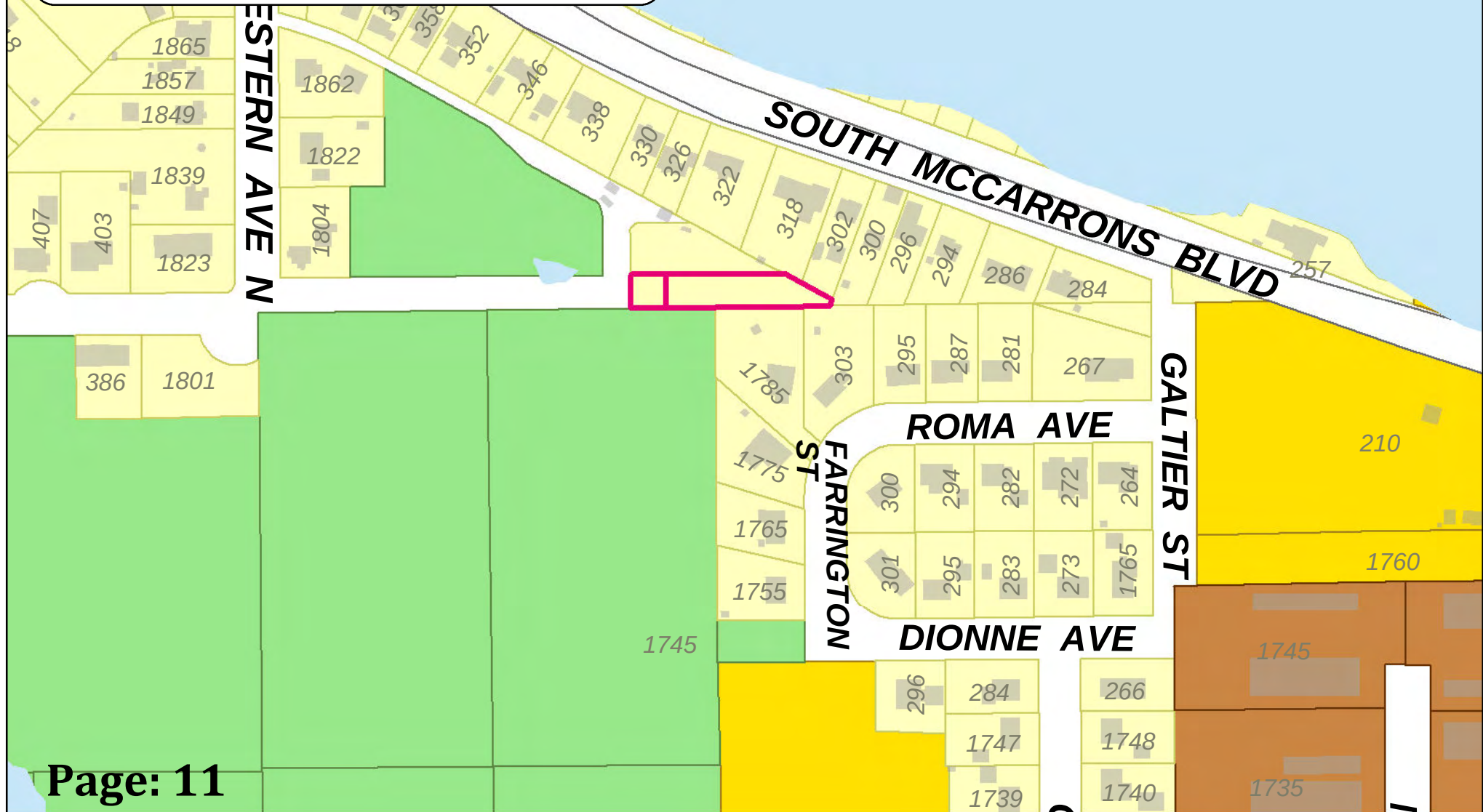
Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 ROW - Right of Way

South McCarrons Blvd City-owned right-of-way



Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 ROW - Right of Way

South McCarrons Blvd
City-owned property

SOUTH MCCARRONS BLVD

ROMA AVE

DIONNE AVE

GALTIER ST

FARRINGTON ST

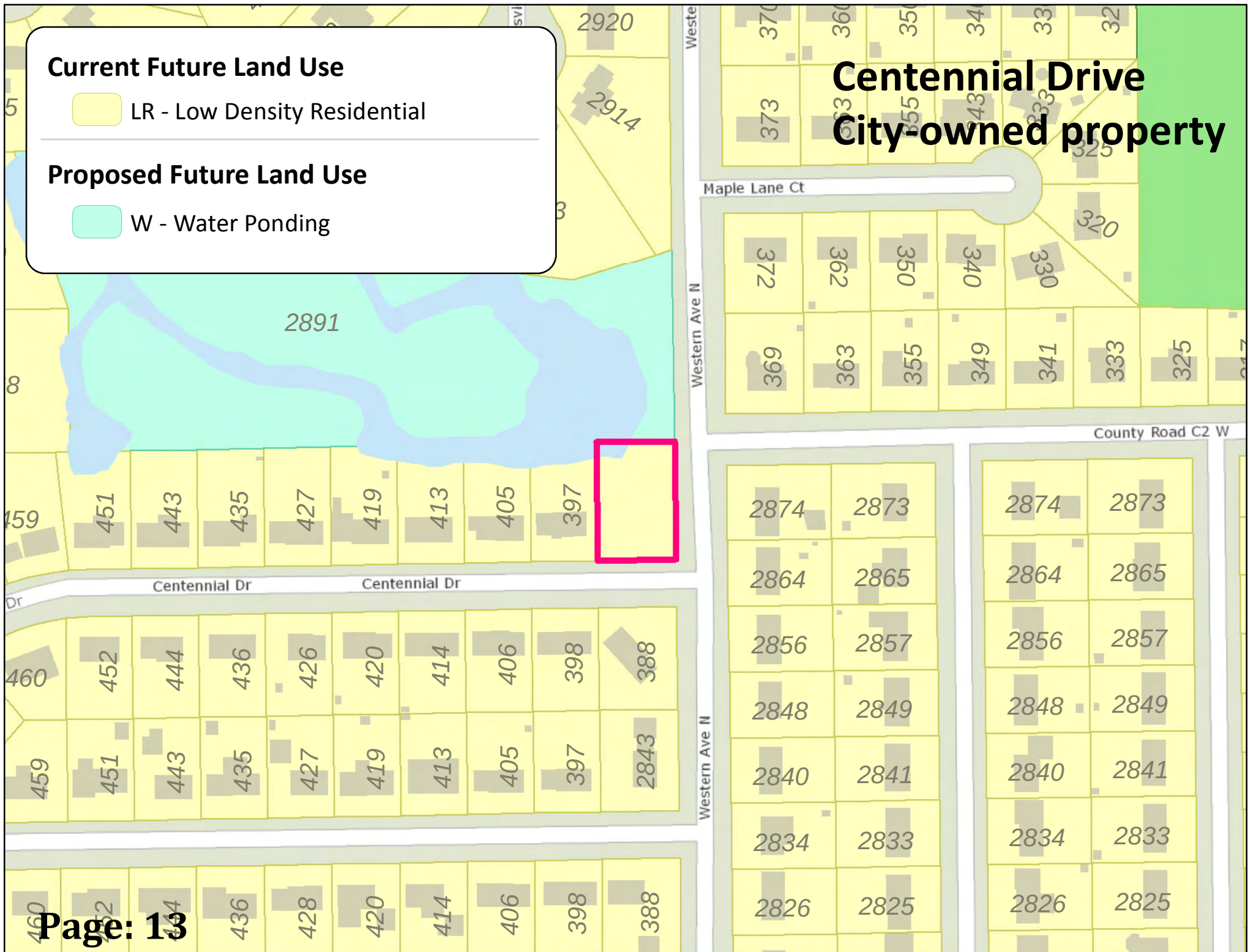
Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 W - Water Ponding

**Centennial Drive
City-owned property**



Current Future Land Use

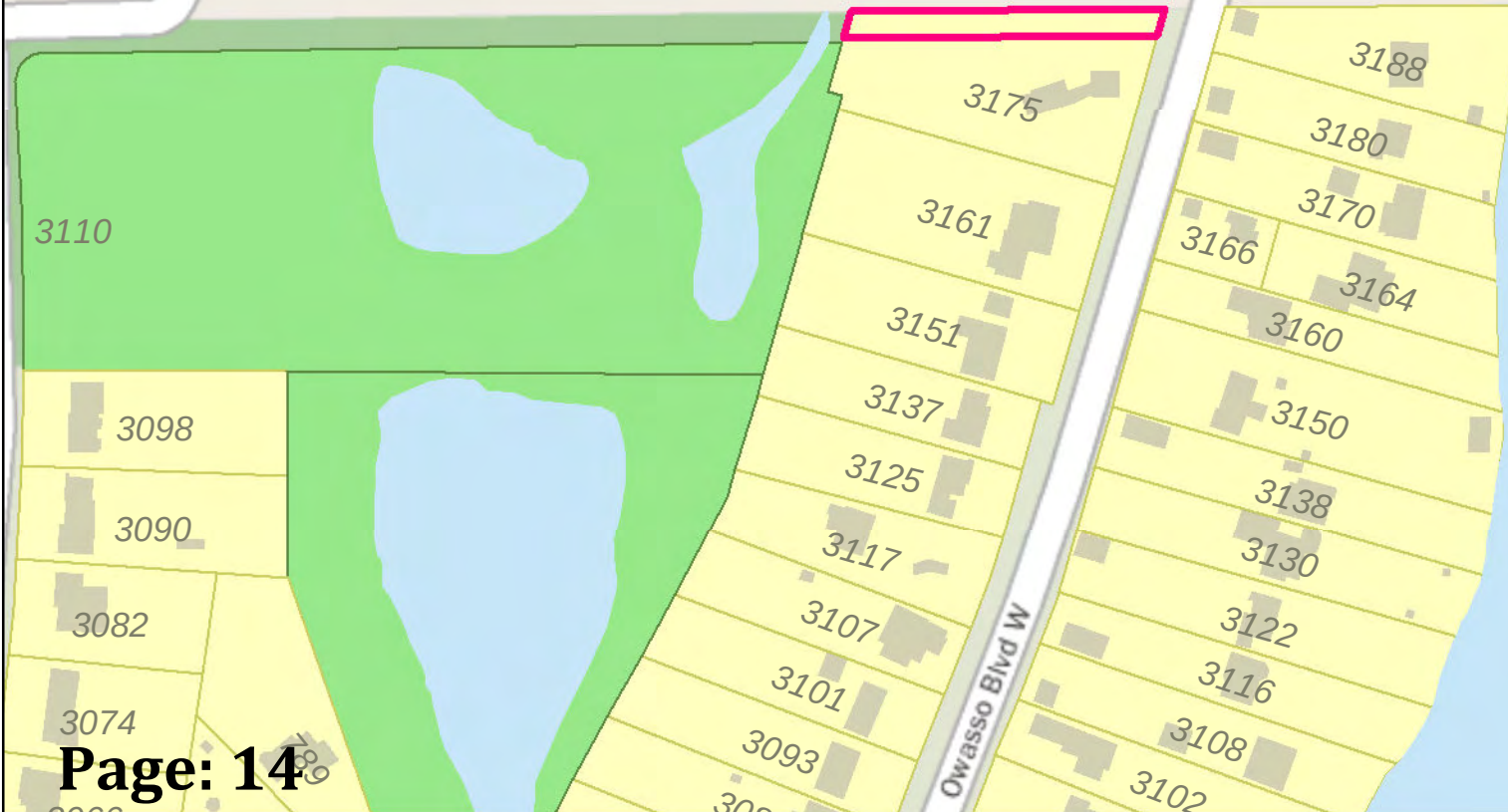
 LR - Low Density Residential

Proposed Future Land Use

 POS - Park/Open Space

West Owasso Blvd
City-owned property

City of Shoreview



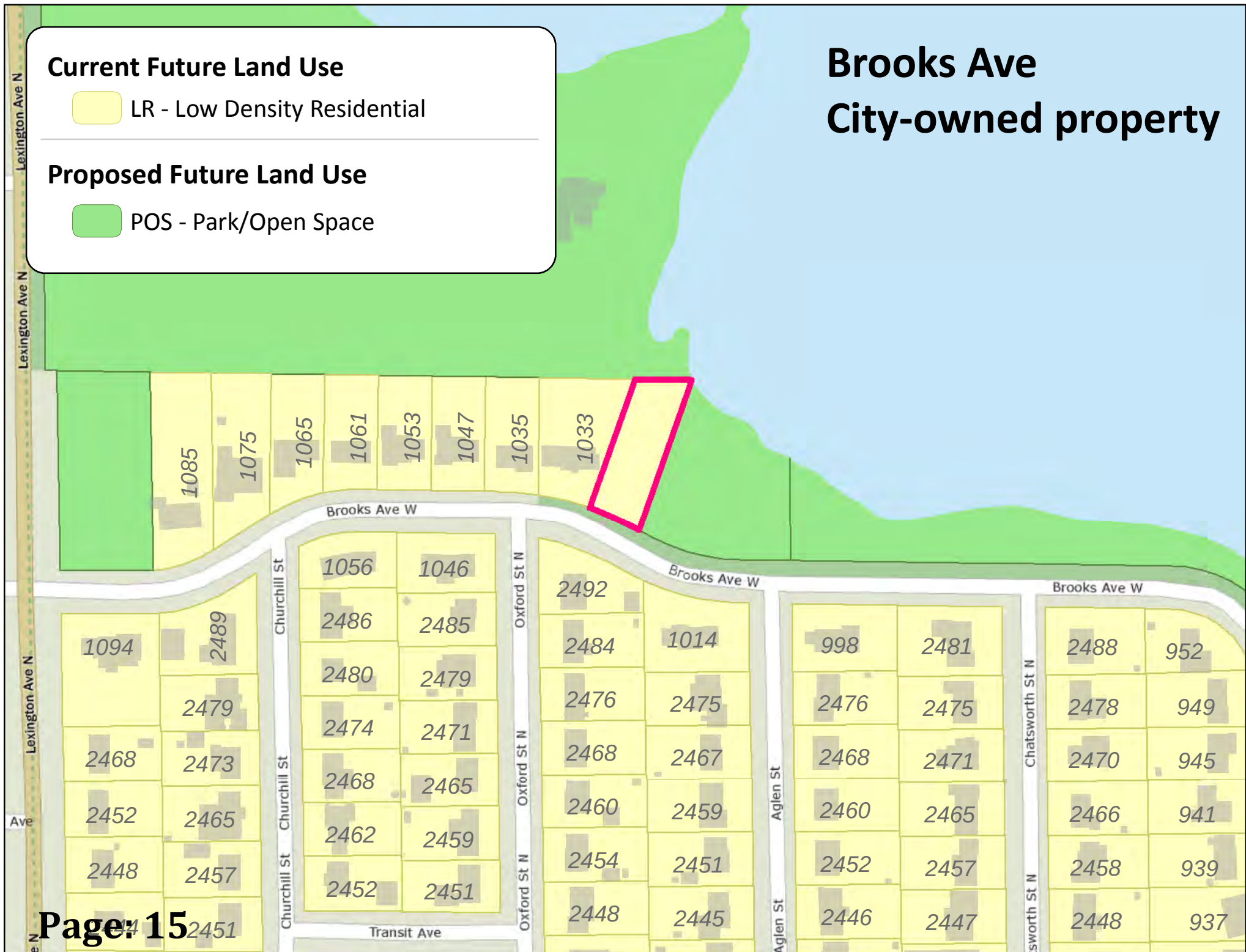
Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 POS - Park/Open Space

Brooks Ave City-owned property



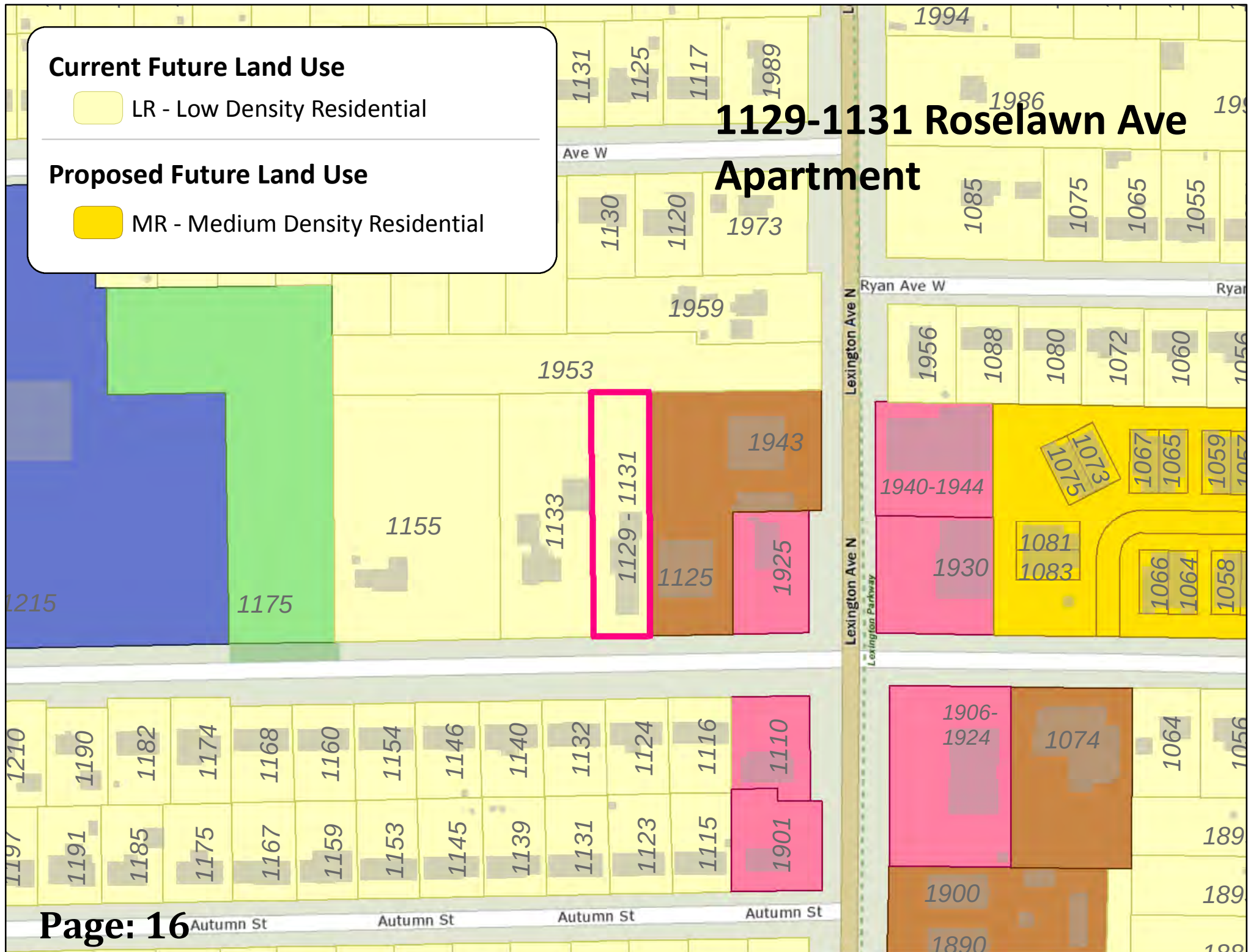
Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 MR - Medium Density Residential

1129-1131 Roselawn Ave
Apartment



Current Future Land Use

- LR - Low Density Residential

Proposed Future Land Use

- NB - Neighborhood Business

Current Future Land Use

-  LR - Low Density Residential

Proposed Future Land Use

-  NB - Neighborhood Business

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 IN - Institutional

2023

2001

706

702

696

682

676

668

662

656

648

711

691

683

677

669

663

657

649

707

701

693

687

679

671

665

659

651

645

Alameda S

Skillman Ave W

Skillman Ave W

Shryer Ave W

Shryer Ave W

706 Shryer Ave

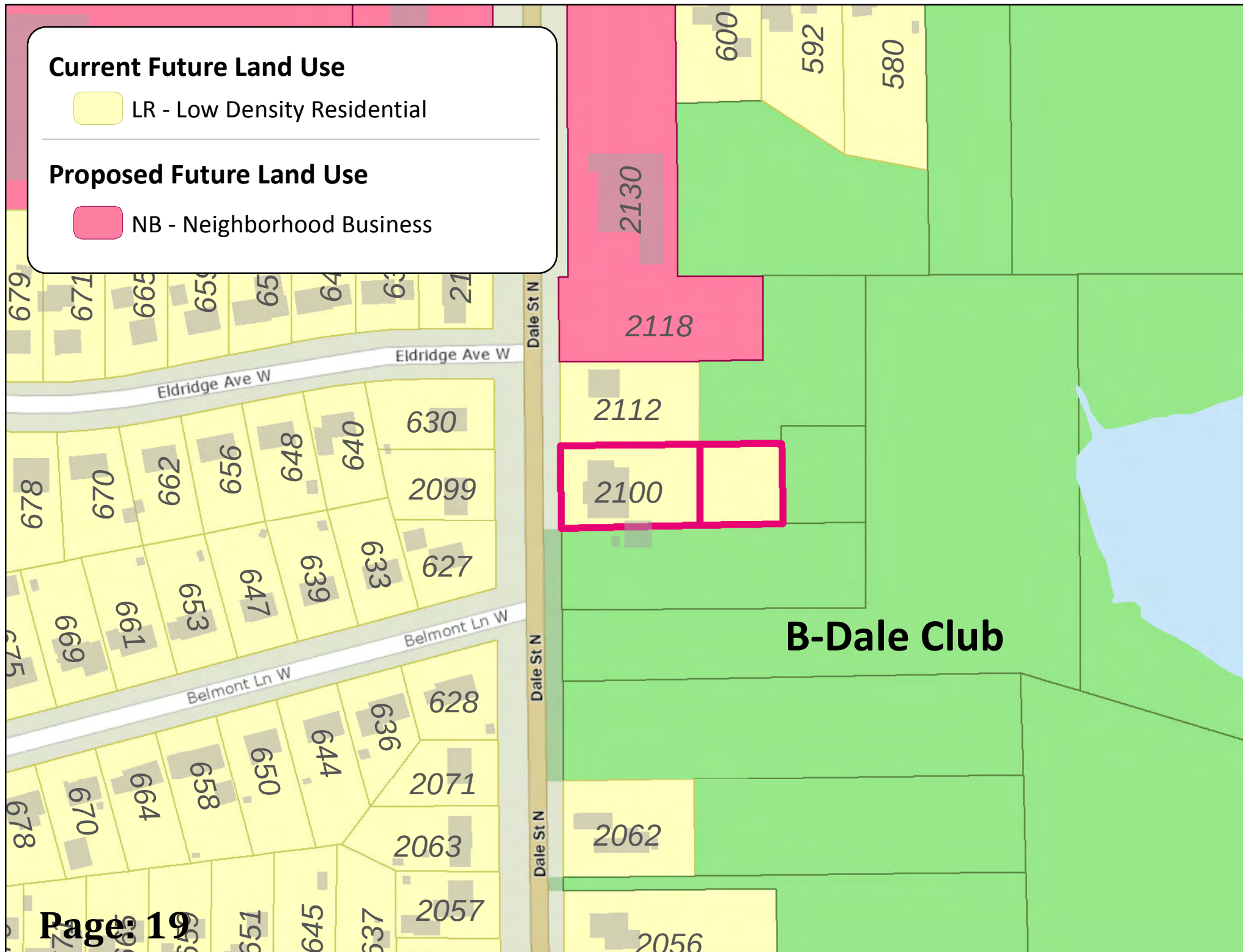
City-owned utility building

Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business

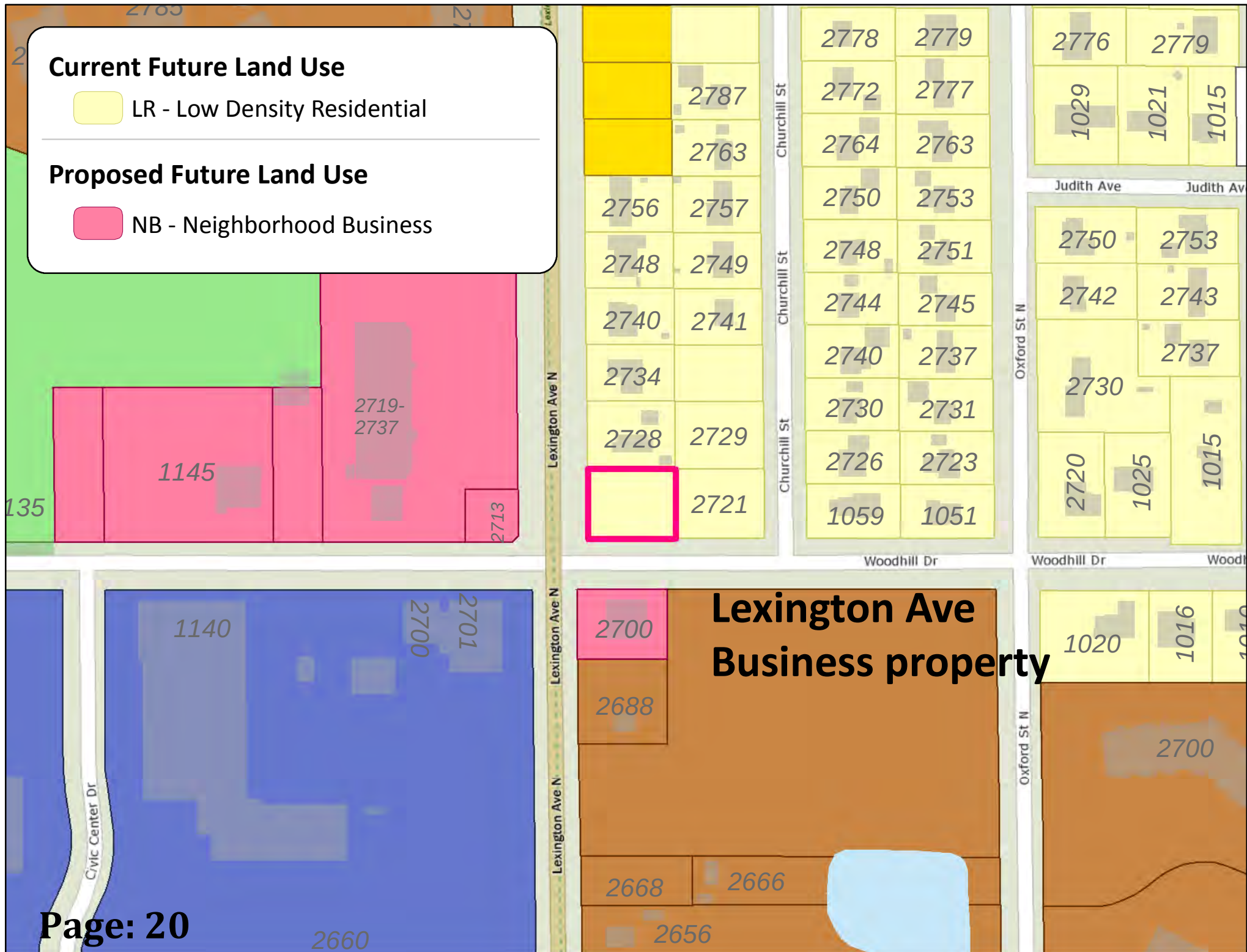


Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 NB - Neighborhood Business



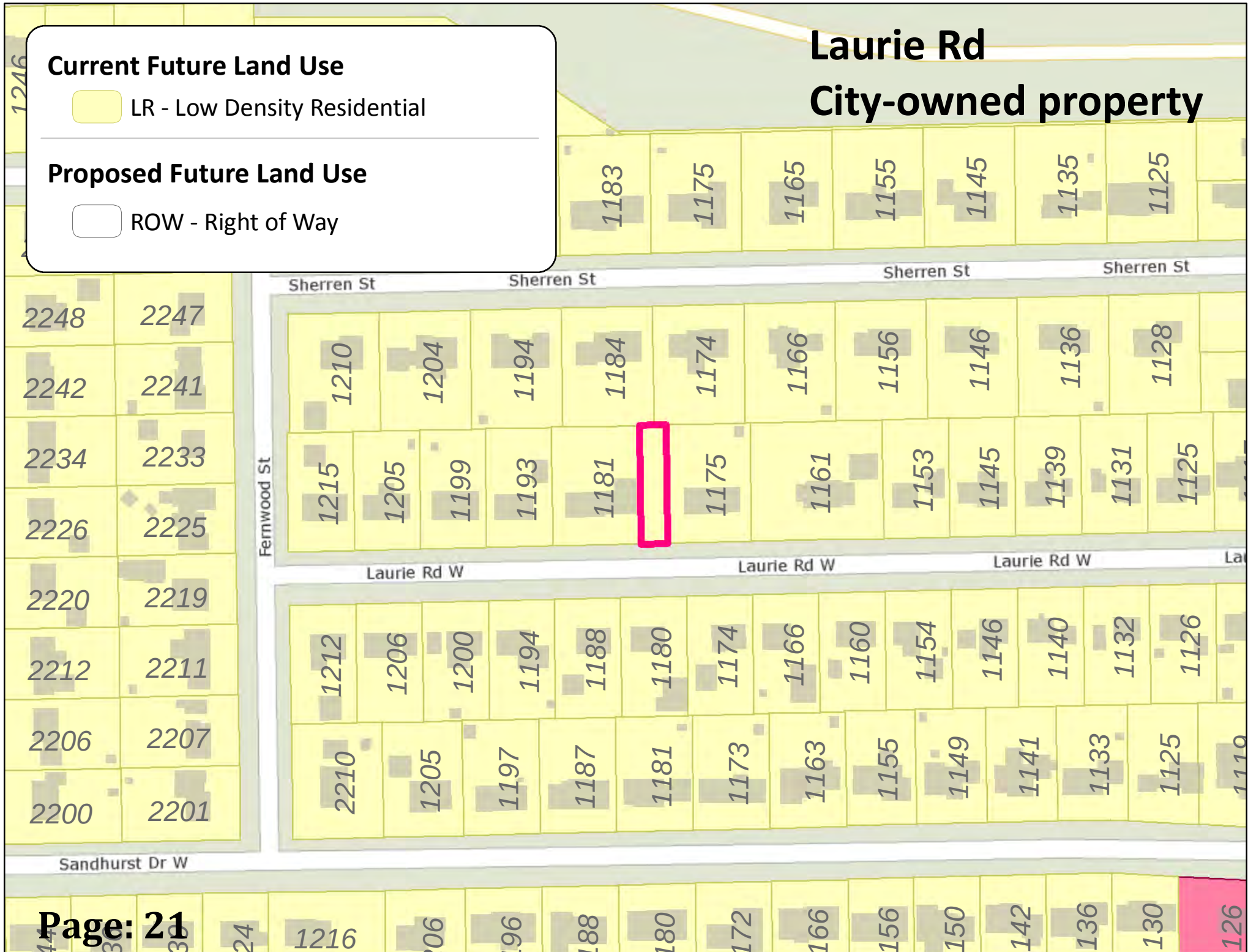
Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 ROW - Right of Way

Laurie Rd
City-owned property



Current Future Land Use

 LR - Low Density Residential

Proposed Future Land Use

 IN - Institutional

Dale St St Paul Water Board property

1901

1894

1893

1893

Stubur Ave W

1884

1883

1872

1877

1860

1871

1854

1863

1850

1855

1849

1842

1847

1841

1841

1890

1880

1870

1860

1854

1844

675

676

655

656

Pineview Ct

1851

1827

645

635

625

675

646

636

626

609

601

593

585

575

Ryan Ave W

1866

1960

600

590

578

615

577

571

Ro

Dale St N

The 3 properties on pages 24-26 have been determined to be inappropriately guided **Community Mixed Use in the 2030 Comprehensive Plan.**

These city-owned properties appear to be used for park access, right-of-way, and ponding.

Current Future Land Use



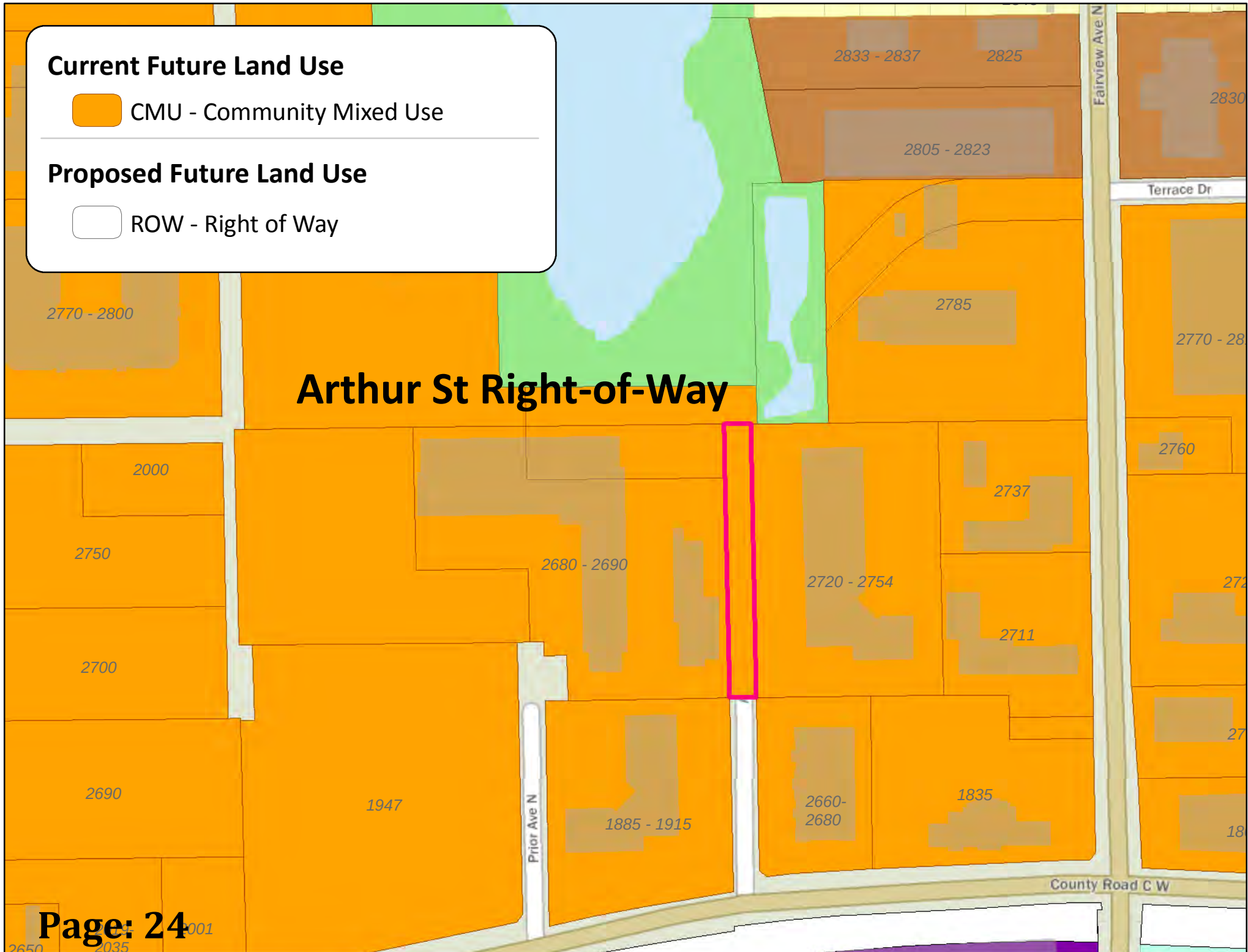
CMU - Community Mixed Use

Proposed Future Land Use



ROW - Right of Way

Arthur St Right-of-Way

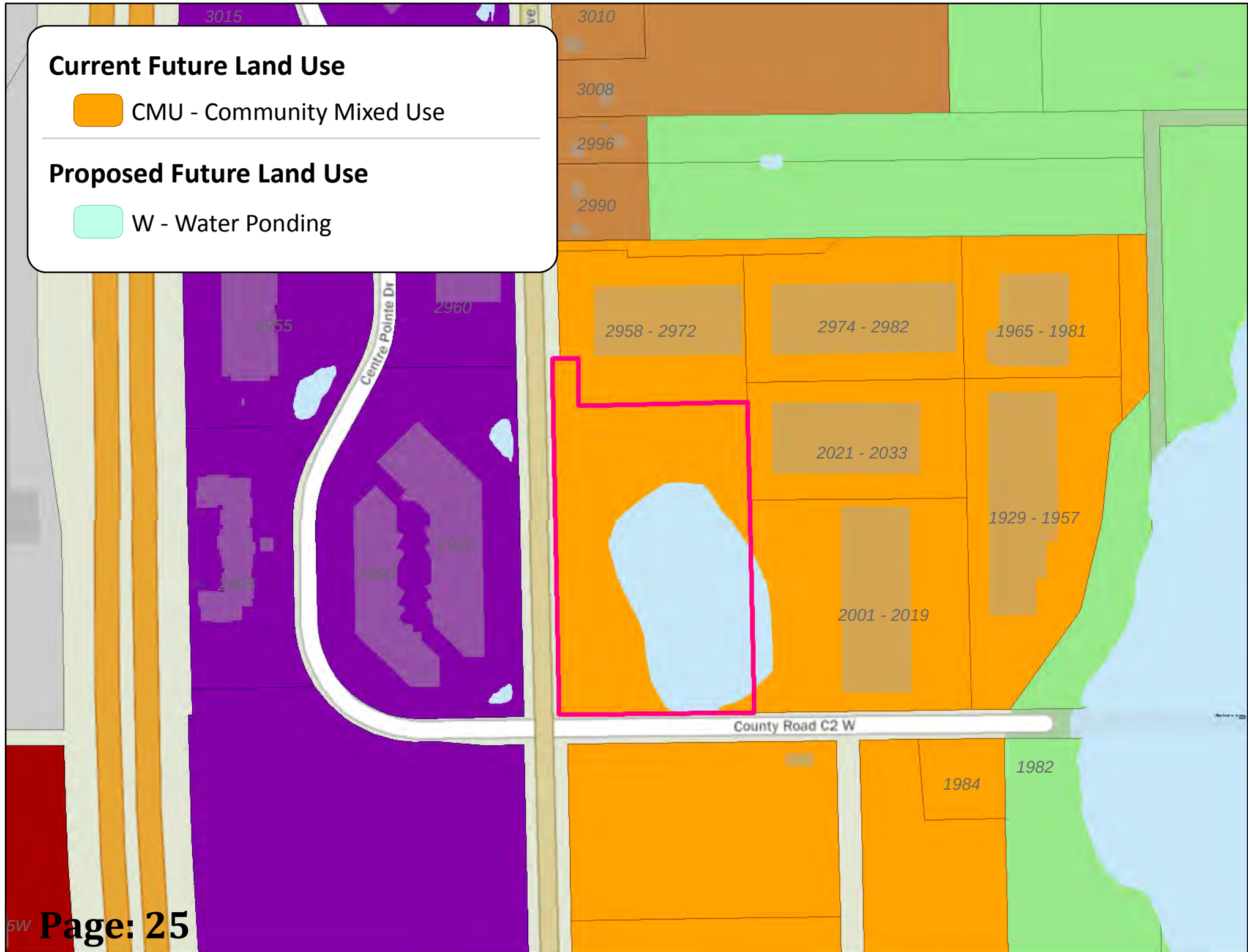


Current Future Land Use

 CMU - Community Mixed Use

Proposed Future Land Use

 W - Water Ponding



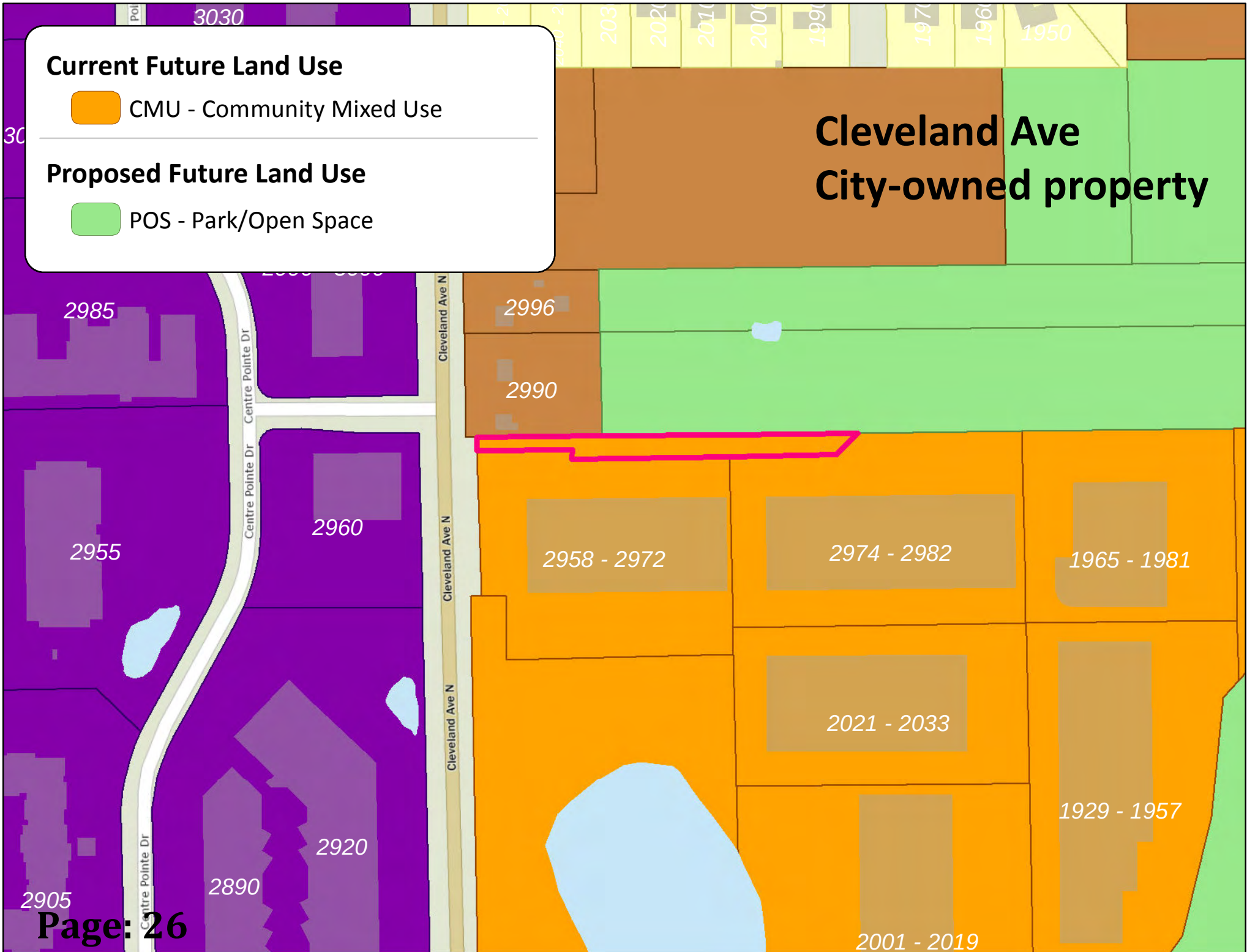
Current Future Land Use

 CMU - Community Mixed Use

Proposed Future Land Use

 POS - Park/Open Space

**Cleveland Ave
City-owned property**



The properties on pages 28-30 have been determined to be inappropriately guided **Business Park in the 2030 Comprehensive Plan.**

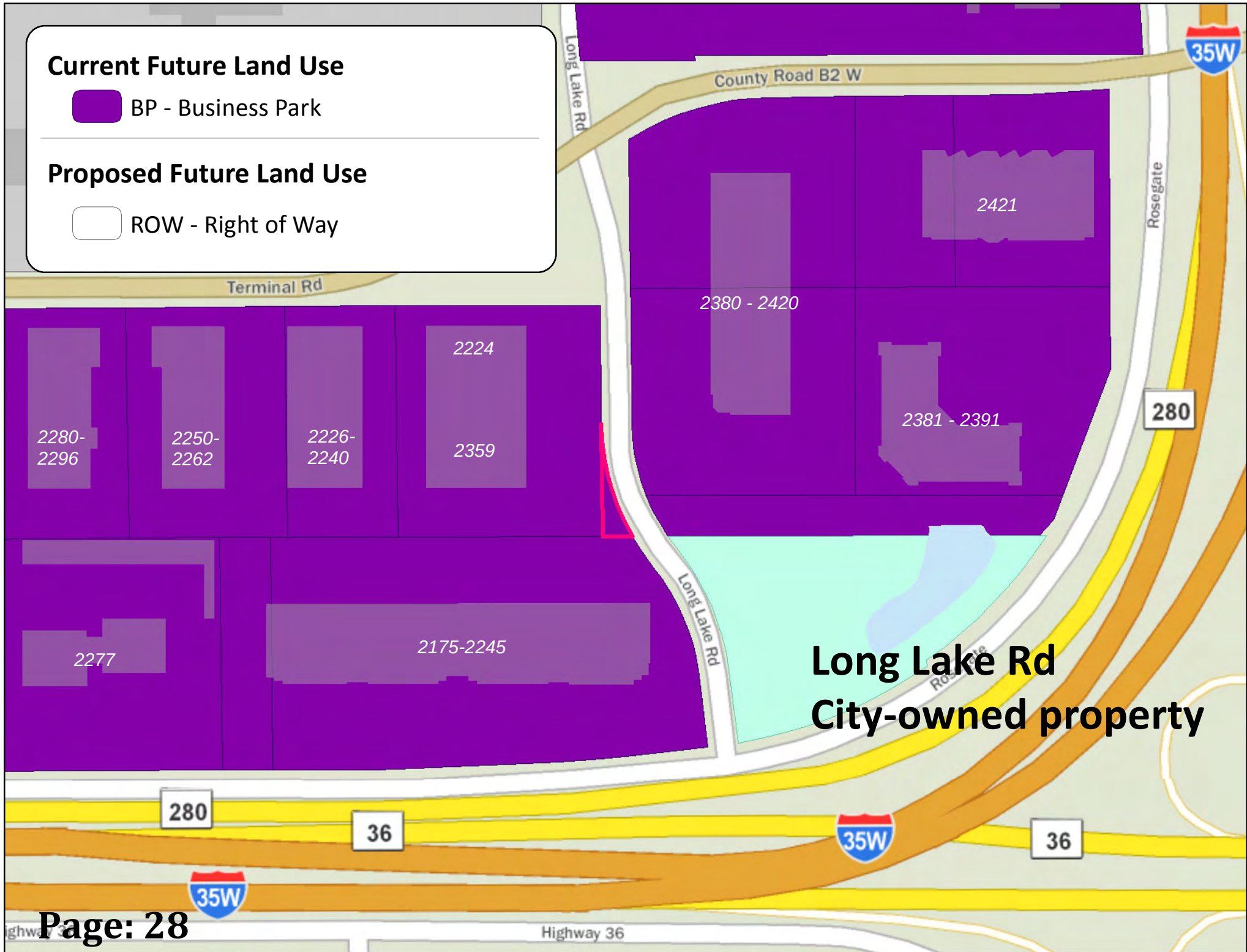
These city-owned properties appear to be used for utility structures, right-of-way, or ponding.

Current Future Land Use

 BP - Business Park

Proposed Future Land Use

 ROW - Right of Way

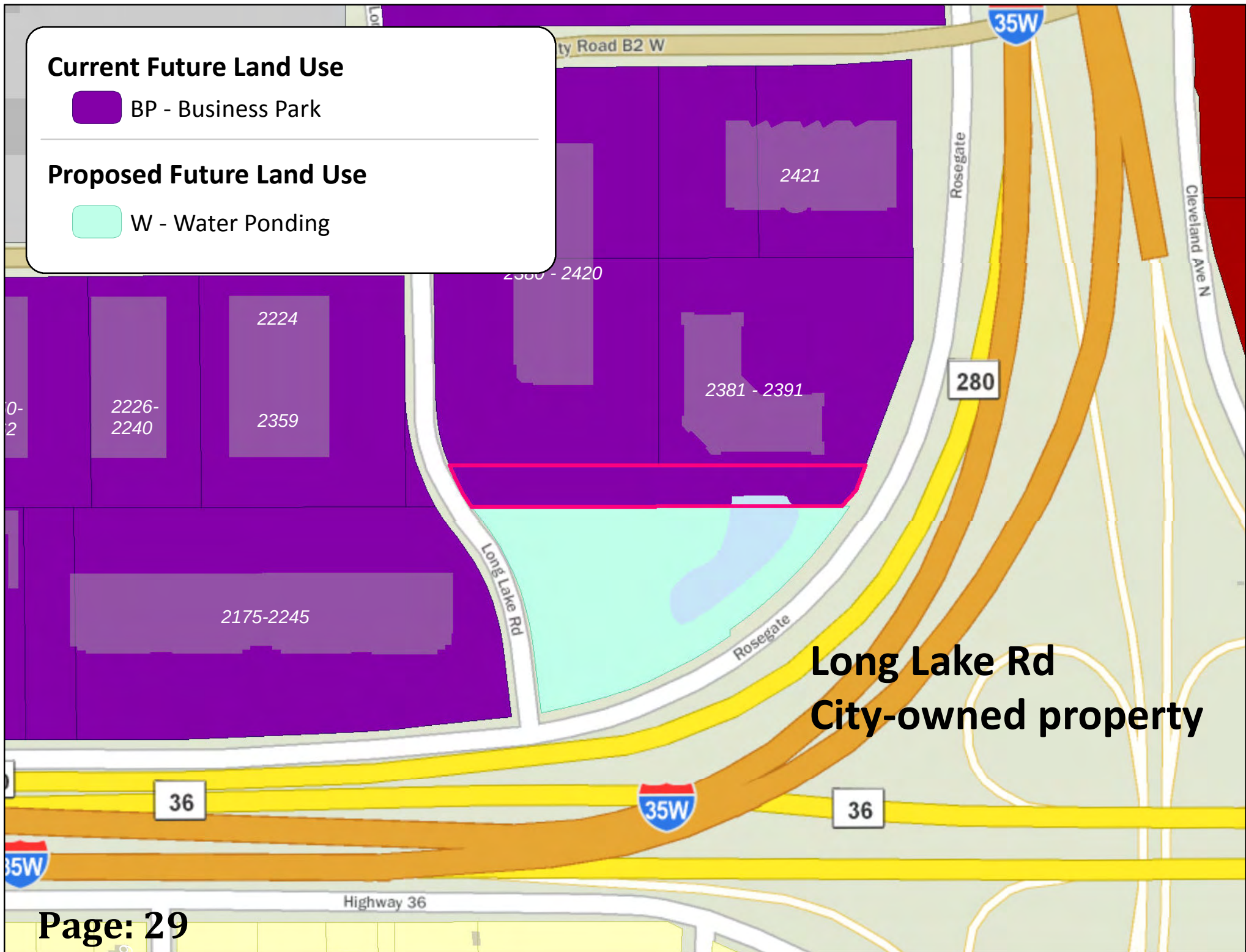


Current Future Land Use

 BP - Business Park

Proposed Future Land Use

 W - Water Ponding

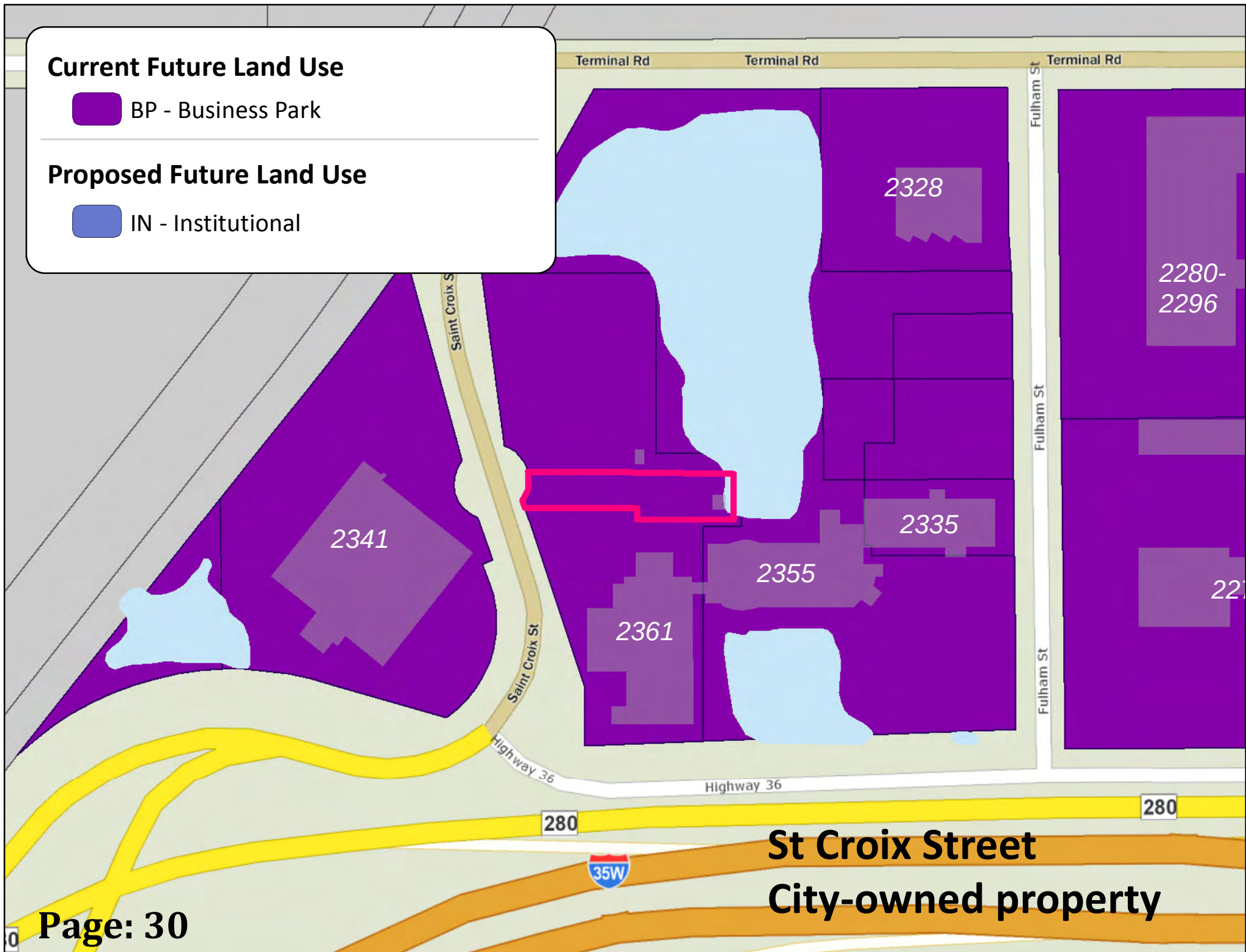


Current Future Land Use

 BP - Business Park

Proposed Future Land Use

 IN - Institutional



The property on page 32 has been determined to be inappropriately guided Office in the 2030 Comprehensive Plan.

This city-owned property is currently used as right-of-way.

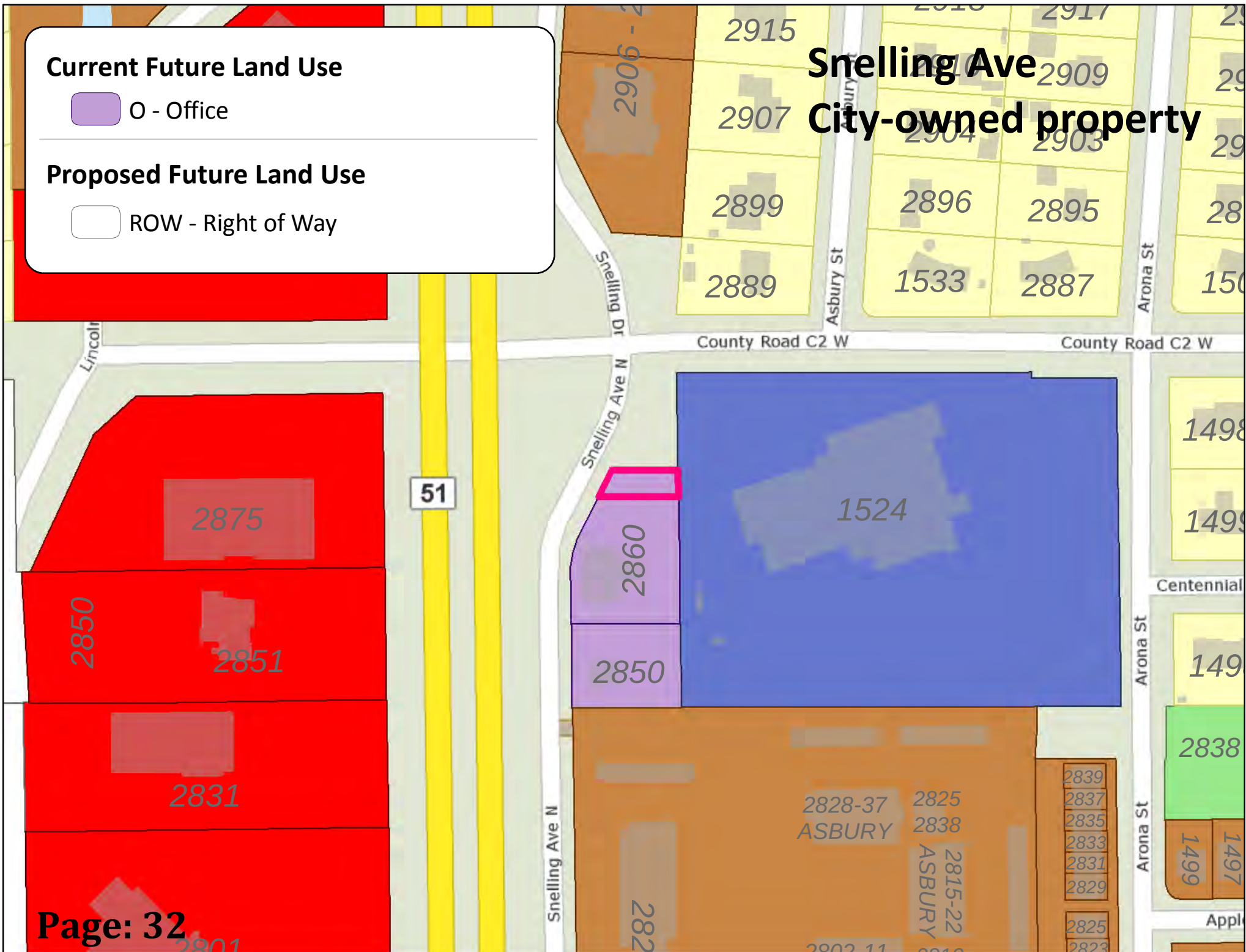
Current Future Land Use

 O - Office

Proposed Future Land Use

 ROW - Right of Way

Snelling Ave
City-owned property



The properties on page 34 have been determined to be inappropriately guided **Institutional in the 2030 Comprehensive Plan.**

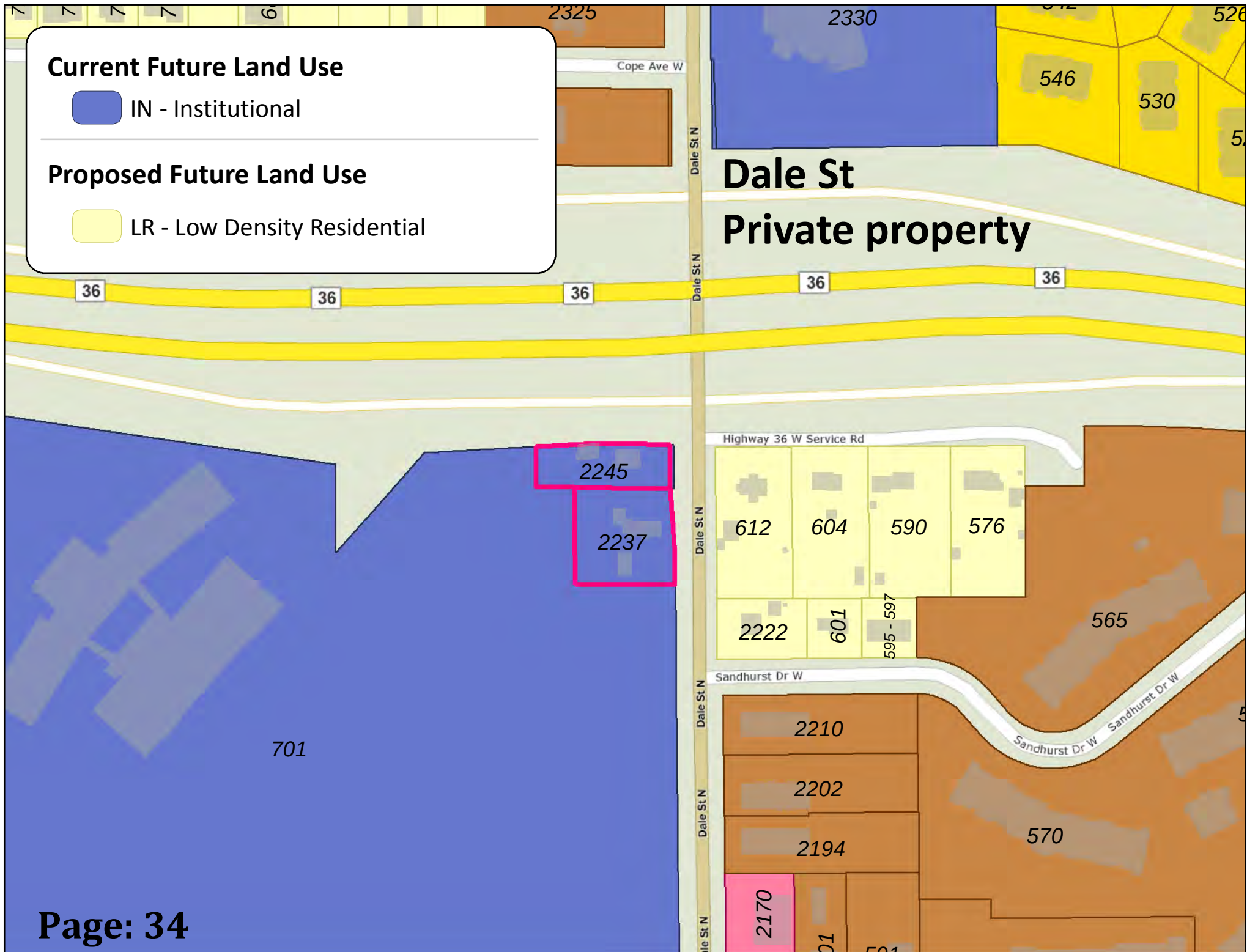
They are single-family homes.

Current Future Land Use

 IN - Institutional

Proposed Future Land Use

 LR - Low Density Residential



The properties on pages 36-39 have been determined to be inappropriately guided **Medium Density Residential in the 2030 Comprehensive Plan.**

One is a church, two are city-owned properties, and one is a private property that has been zoned for business since the 1980s.

Proposed Future Land Use

 IN - Institutional

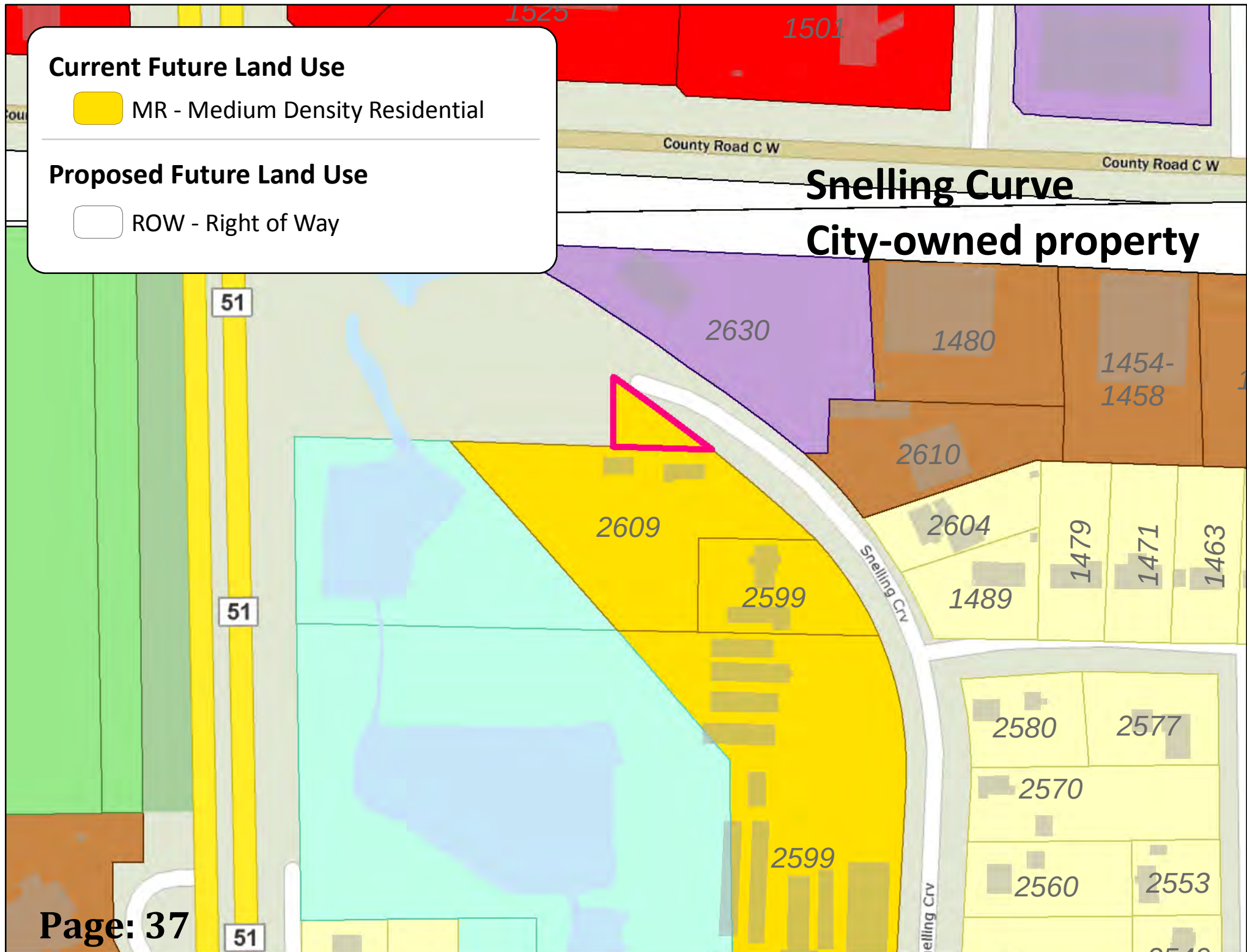
2353 Chatsworth St
Real Life Church

Current Future Land Use

 MR - Medium Density Residential

Proposed Future Land Use

 ROW - Right of Way



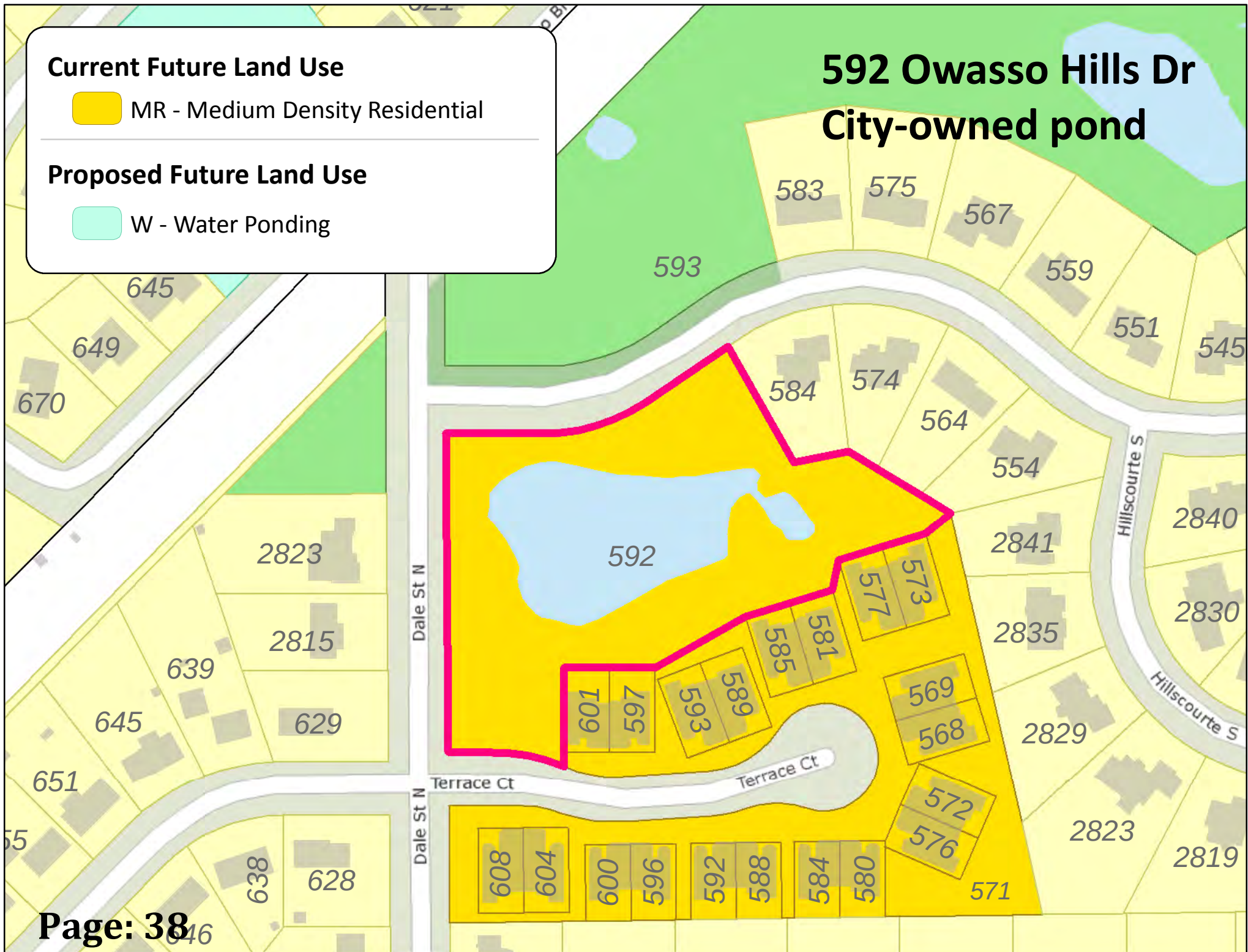
Current Future Land Use

 MR - Medium Density Residential

Proposed Future Land Use

 W - Water Ponding

592 Owasso Hills Dr
City-owned pond

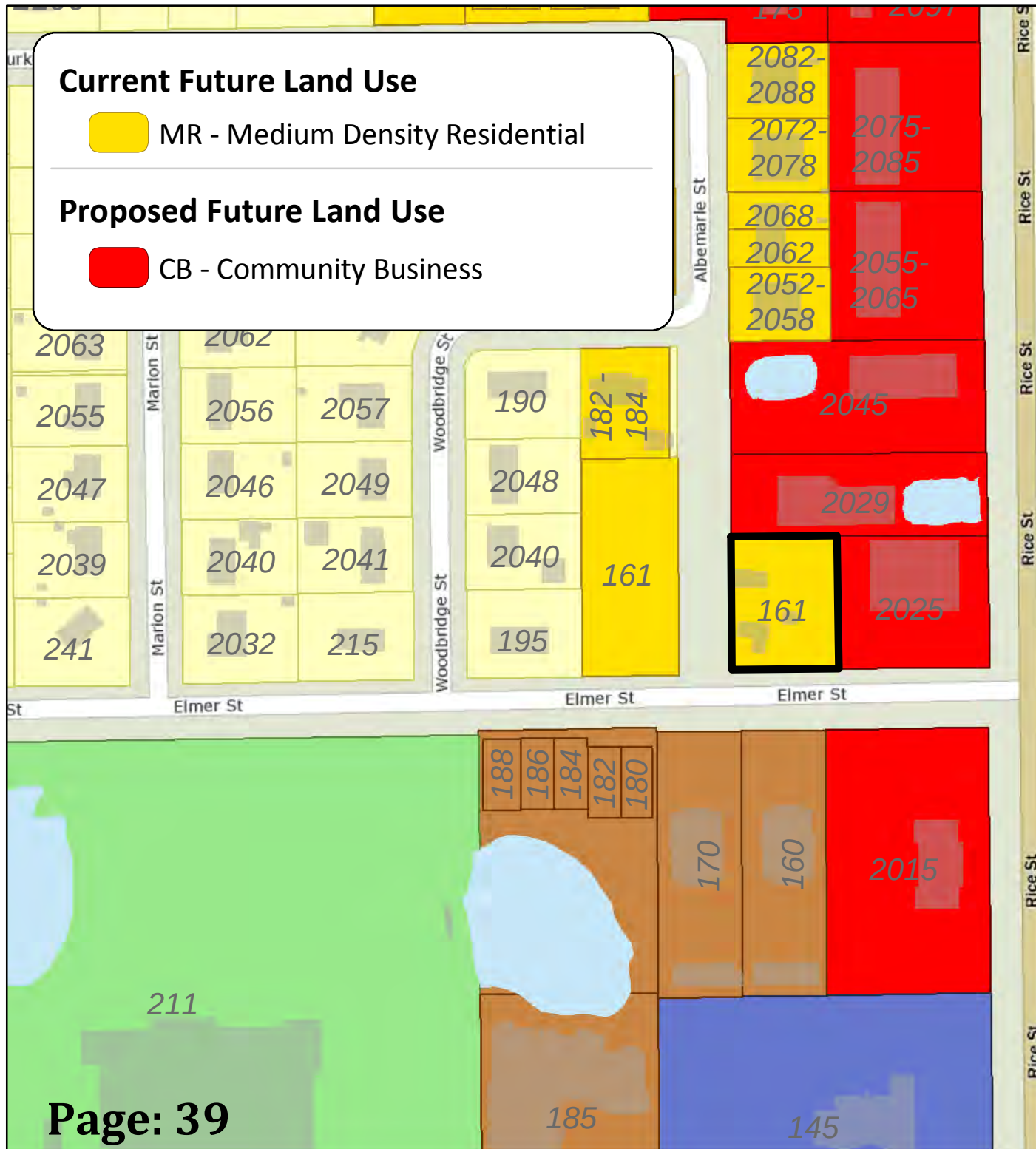


Current Future Land Use

 MR - Medium Density Residential

Proposed Future Land Use

 CB - Community Business



161 Elmer St
Zoned B1 in 1980s

The property on page 41 has been determined to be inappropriately guided **High Density Residential in the 2030 Comprehensive Plan.**

It is a city-owned property being used as right-of-way.

Current Future Land Use

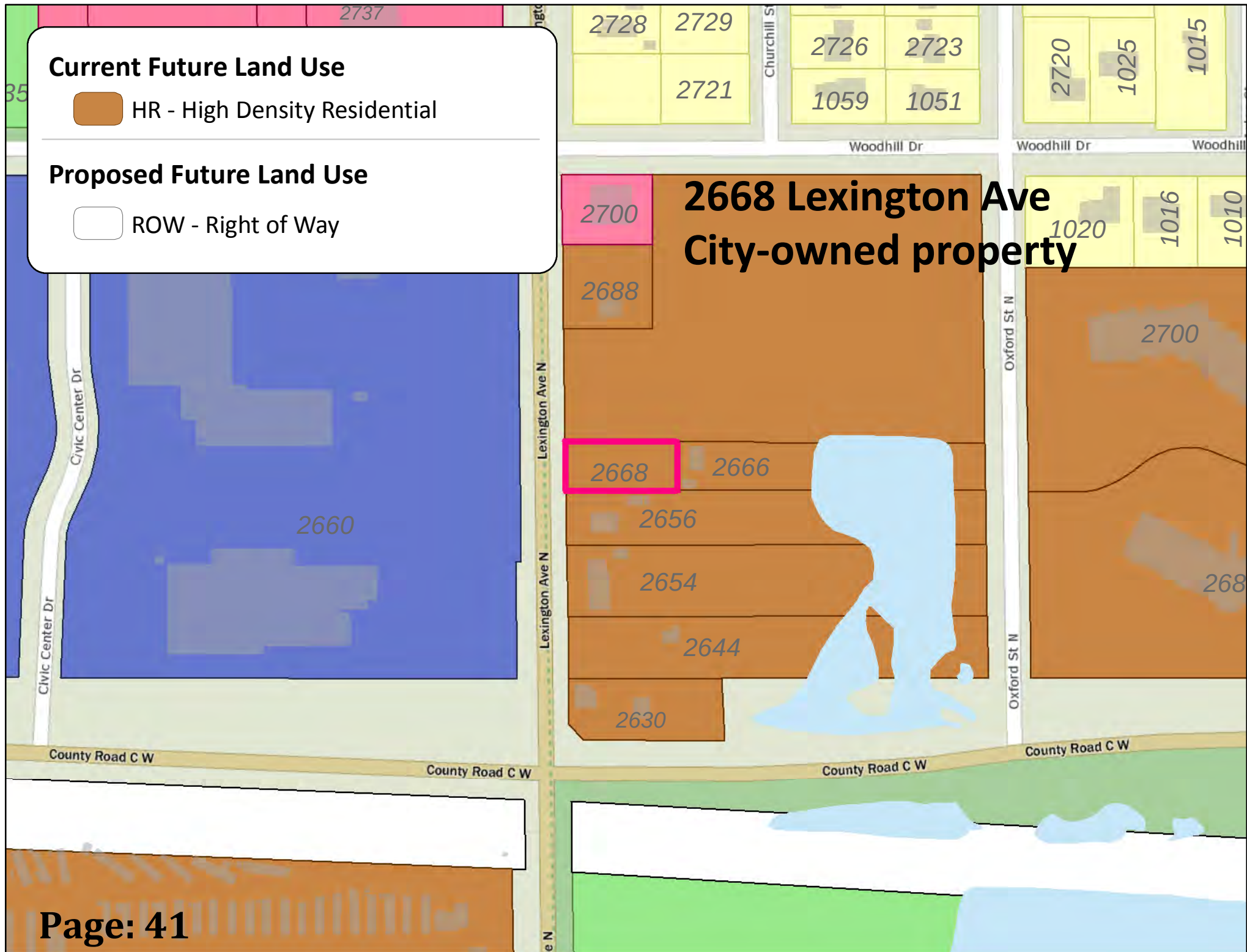


HR - High Density Residential

Proposed Future Land Use



ROW - Right of Way



The 7 properties on pages 43-46 have been determined to be inappropriately guided [Water Ponding](#) in the 2030 Comprehensive Plan.

They are single-family homes, with the exception of one property owned by a business.

Current Future Land Use

 W - Water Ponding

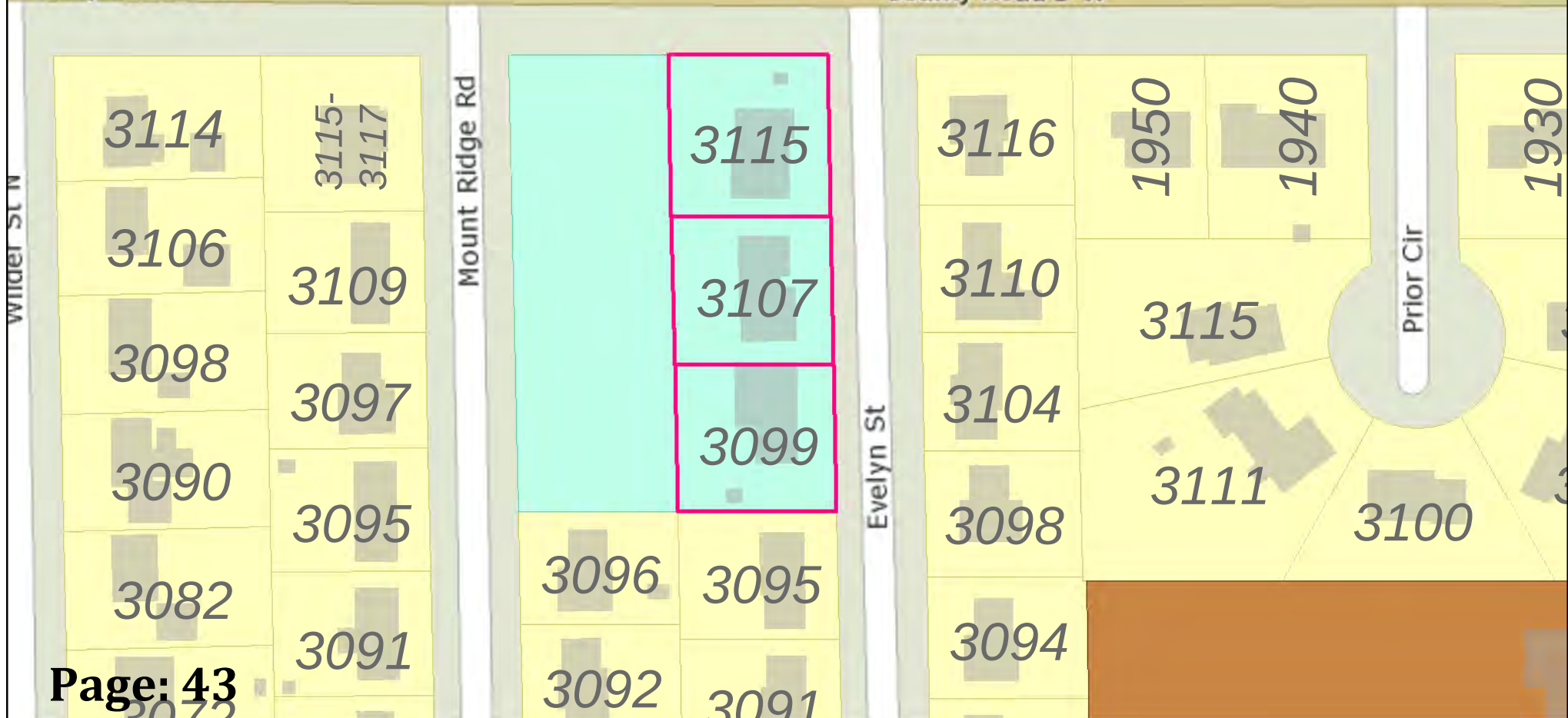
Proposed Future Land Use

 LR - Low Density Residential

3099, 3107, 3115 Evelyn St

County Road D W

County Road D W

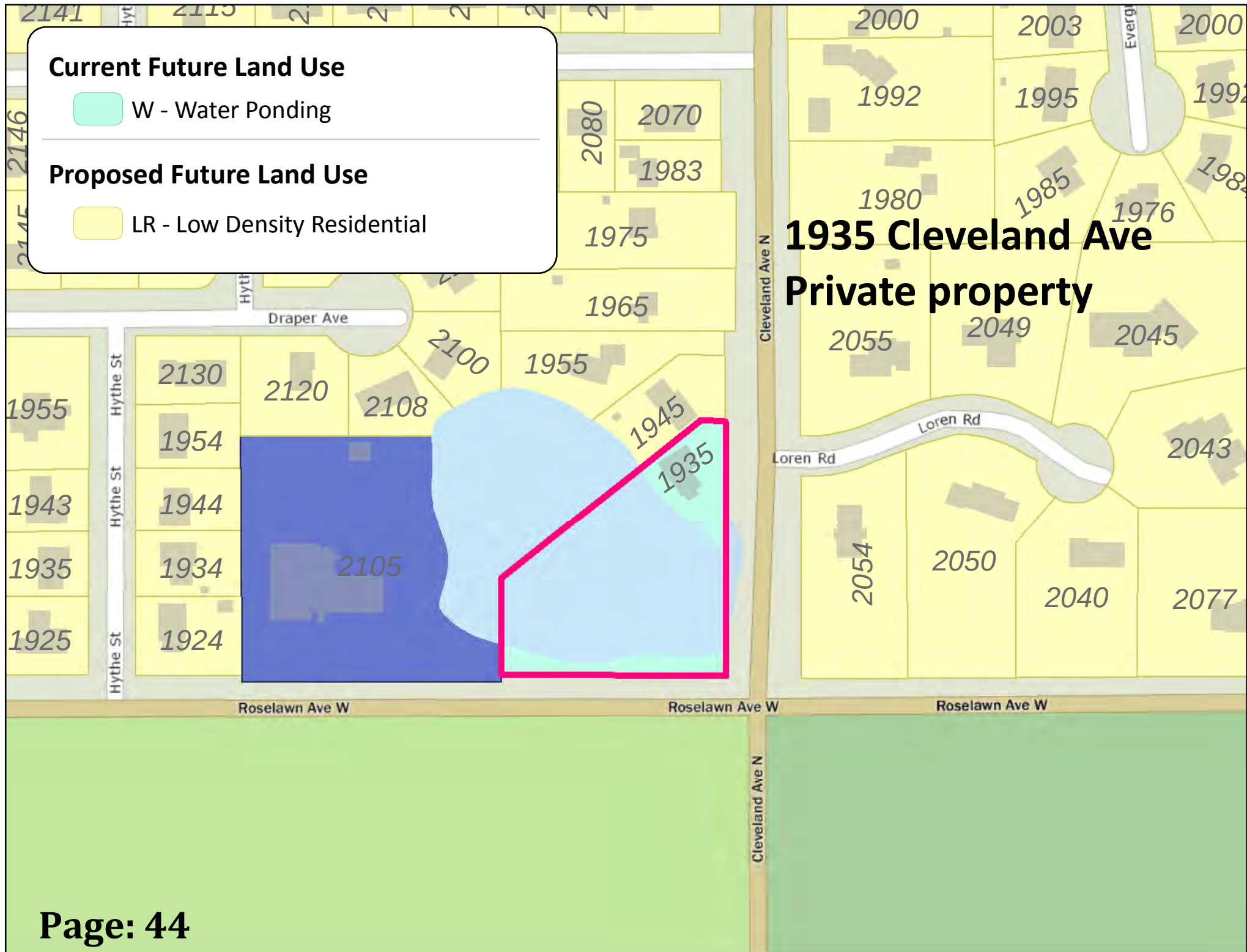


Current Future Land Use

 W - Water Ponding

Proposed Future Land Use

 LR - Low Density Residential

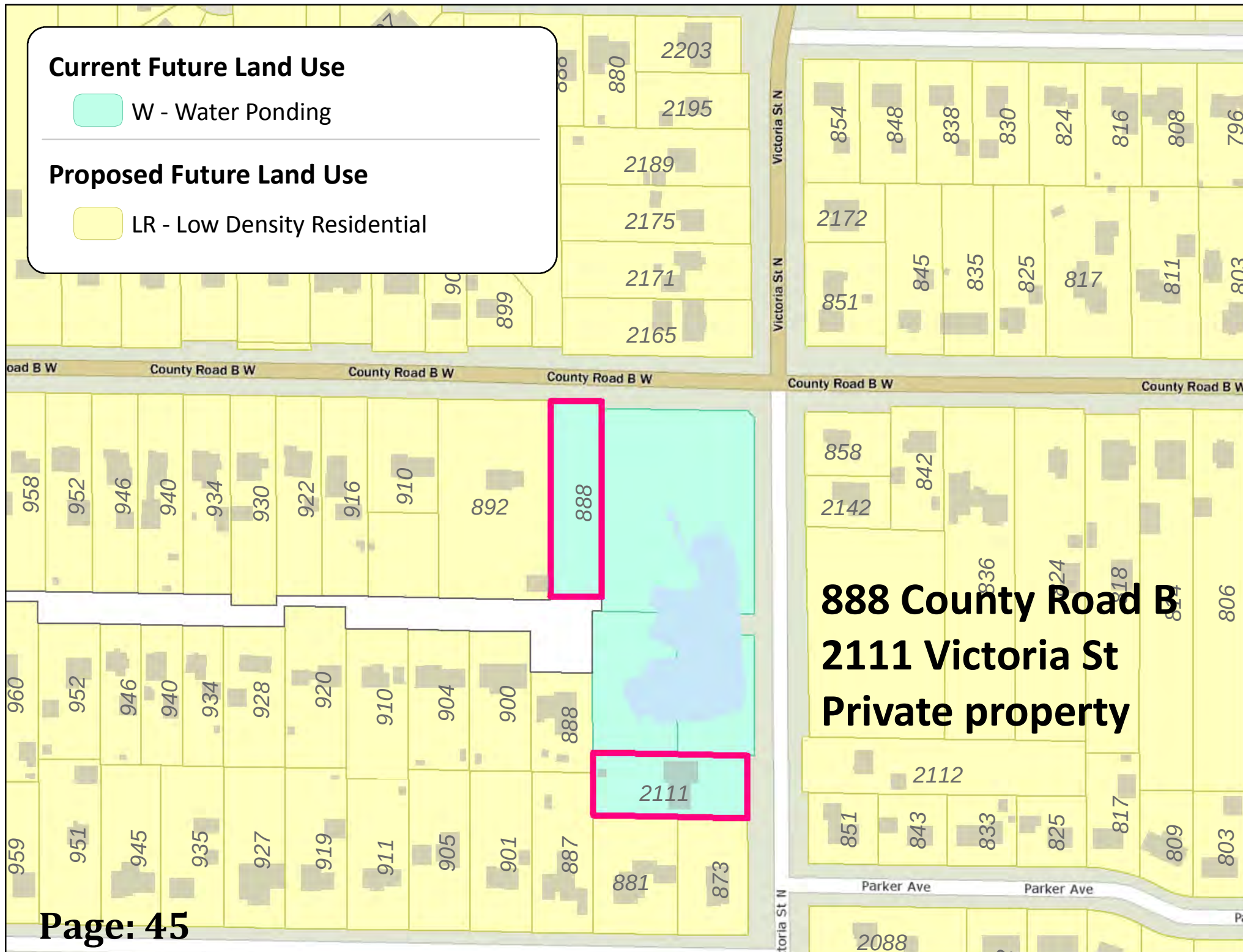


Current Future Land Use

 W - Water Ponding

Proposed Future Land Use

 LR - Low Density Residential



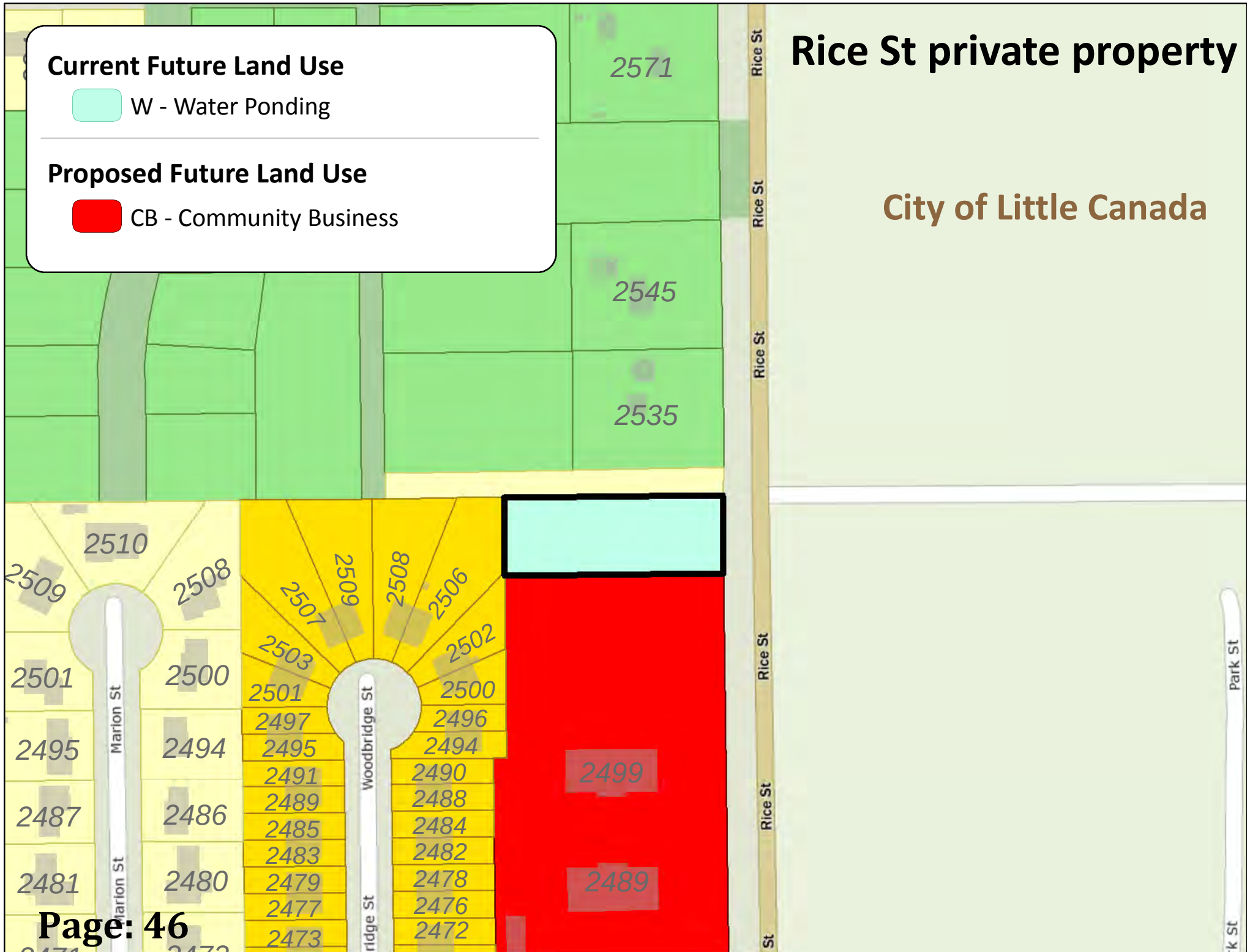
888 County Road B
2111 Victoria St
Private property

Current Future Land Use

 W - Water Ponding

Proposed Future Land Use

 CB - Community Business



Rice St private property

City of Little Canada

The properties on pages 48-59 have been determined to be inappropriately guided **Park/Open Space in the 2030 Comprehensive Plan.**

Should any of these properties be desired for future park purposes, the appropriate location for such a plan is within the Parks Master Plan. Having these properties, most of which are existing single family homes, guided as Park in the Comprehensive Plan with no immediate plan to acquire them may be deemed a taking, due to the property not being allowed to be reasonably used by the property owner. Property guided as Park would be deemed non-conforming and would have limited improvement and use abilities under the City Code and state statutes.

Please see the attorney opinion in Attachment ?

Current Future Land Use

 POS - Park/Open Space

Proposed Future Land Use

 LR - Low Density Residential

Farrington Court private property



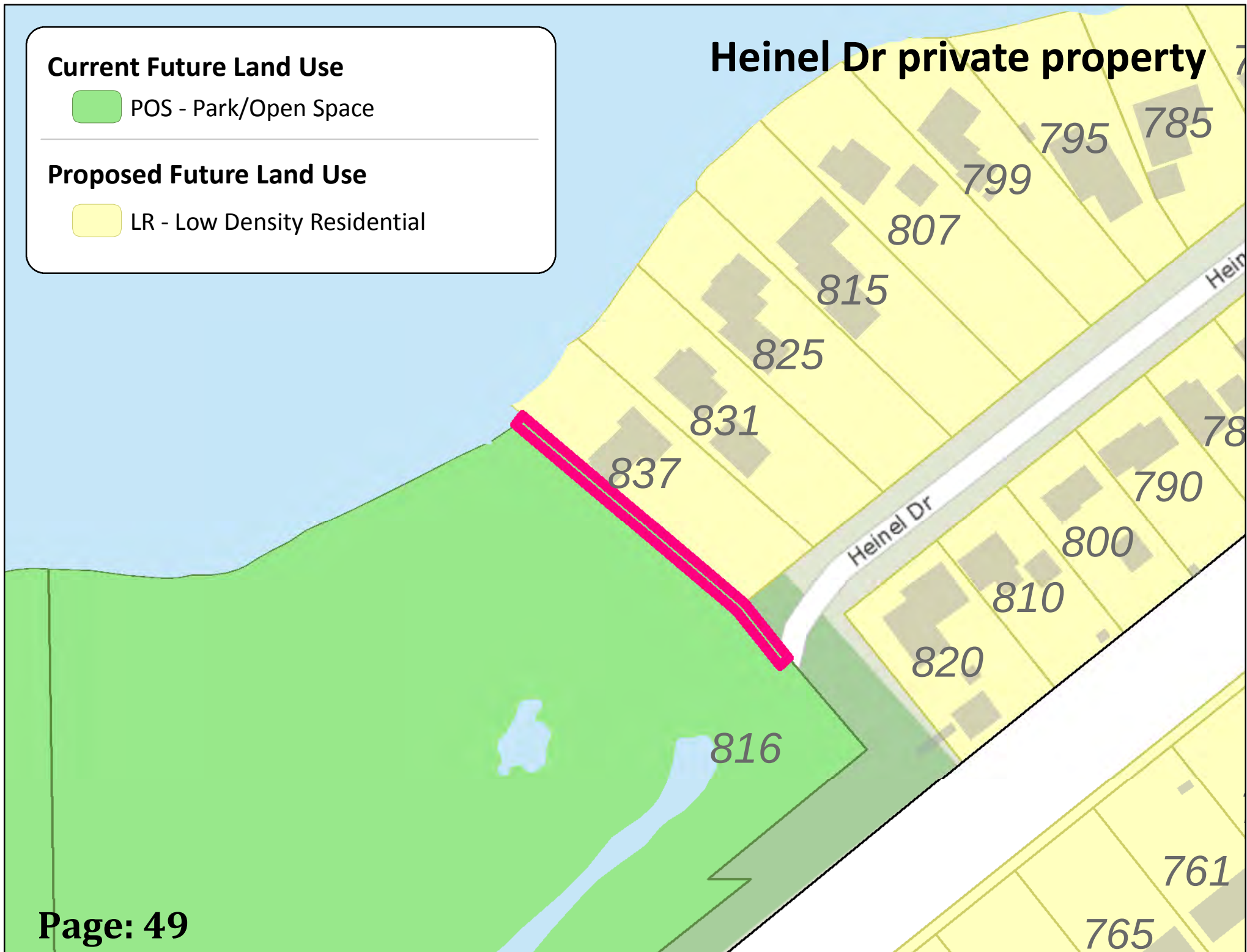
Current Future Land Use

 POS - Park/Open Space

Proposed Future Land Use

 LR - Low Density Residential

Heinel Dr private property



 POS - Park/Open Space

 POS - Park/Open Space

 LR - Low Density Residential

 LR - Low Density Residential

Dale St
private property

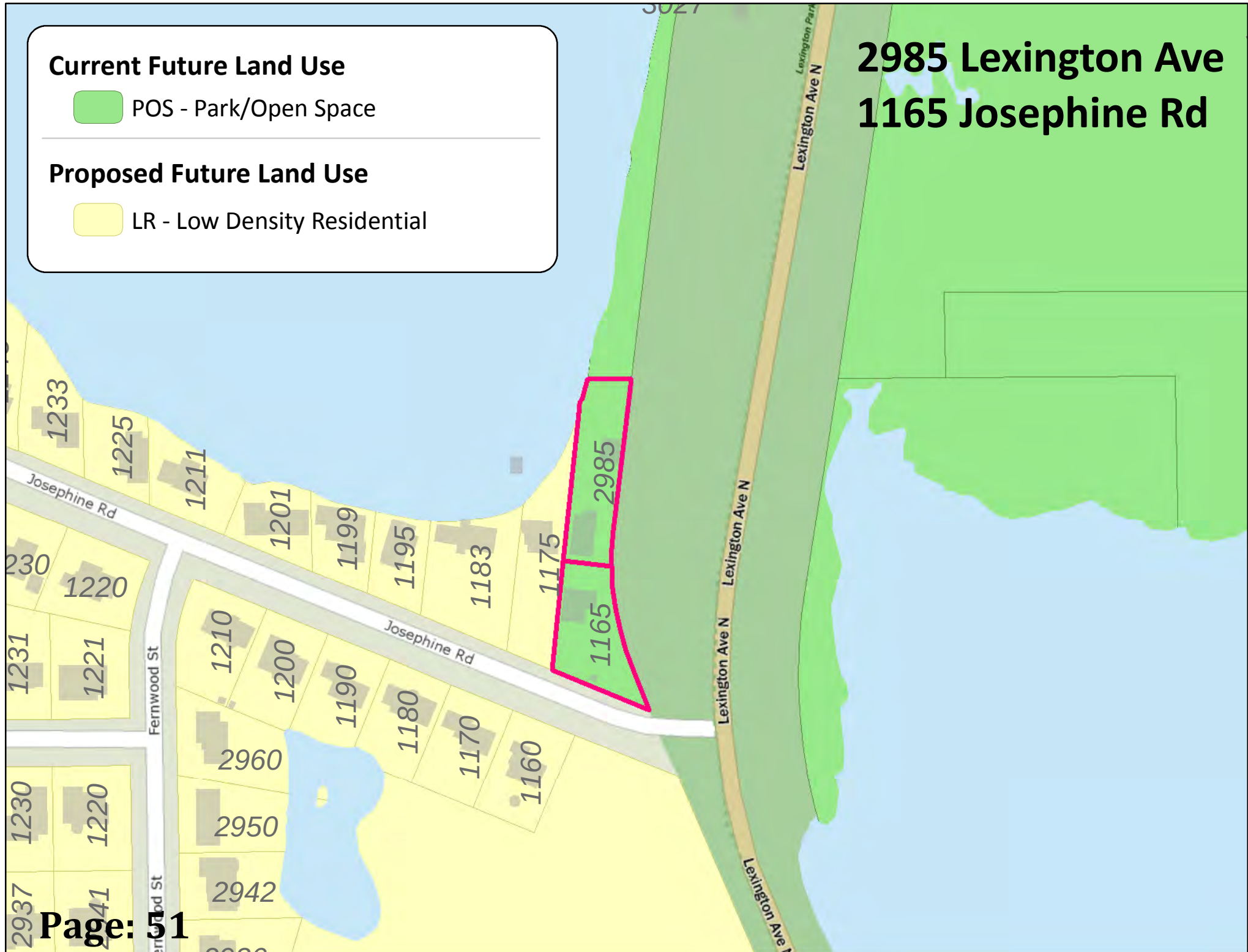
Current Future Land Use

 POS - Park/Open Space

Proposed Future Land Use

 LR - Low Density Residential

2985 Lexington Ave
1165 Josephine Rd



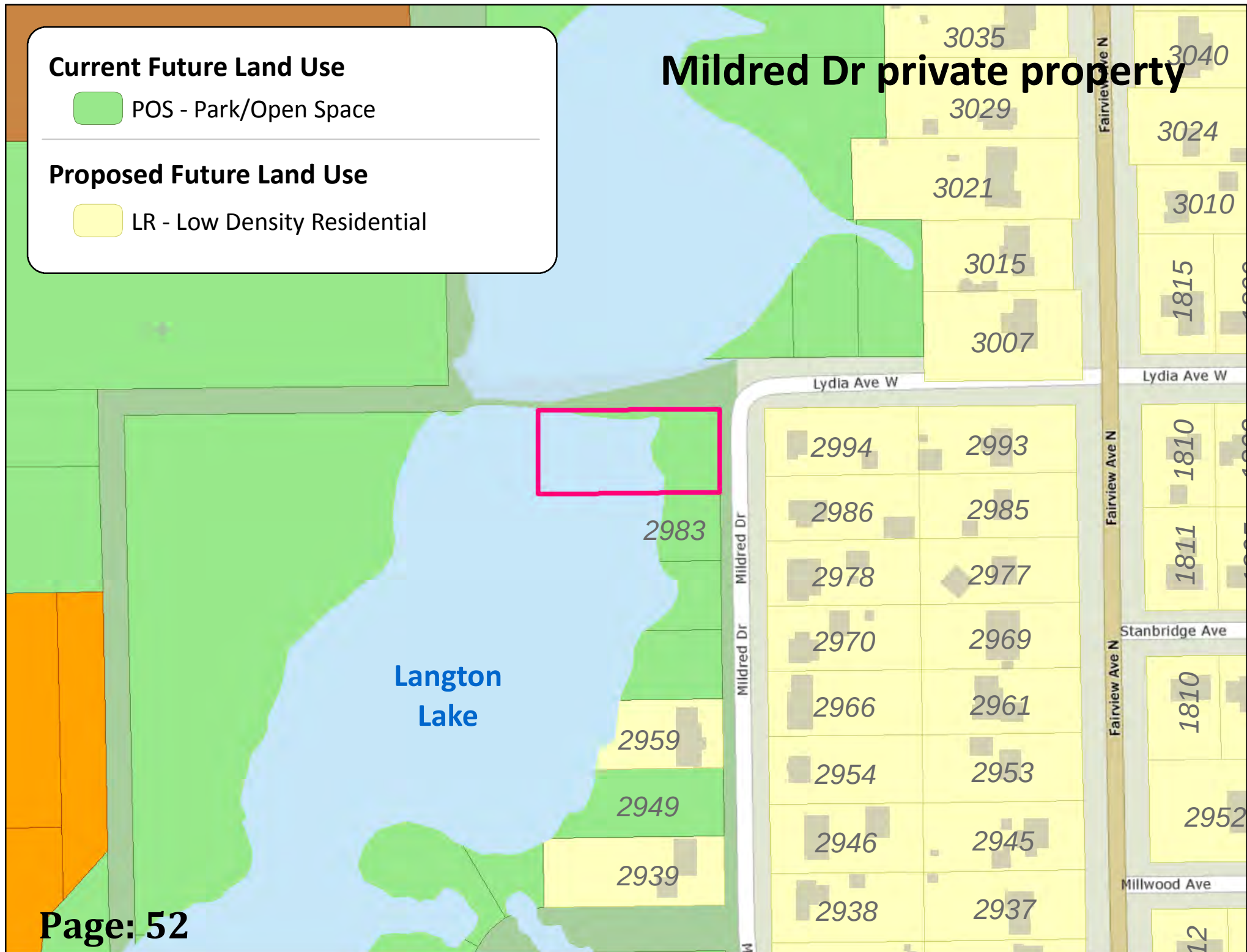
Current Future Land Use

 POS - Park/Open Space

Proposed Future Land Use

 LR - Low Density Residential

Mildred Dr private property



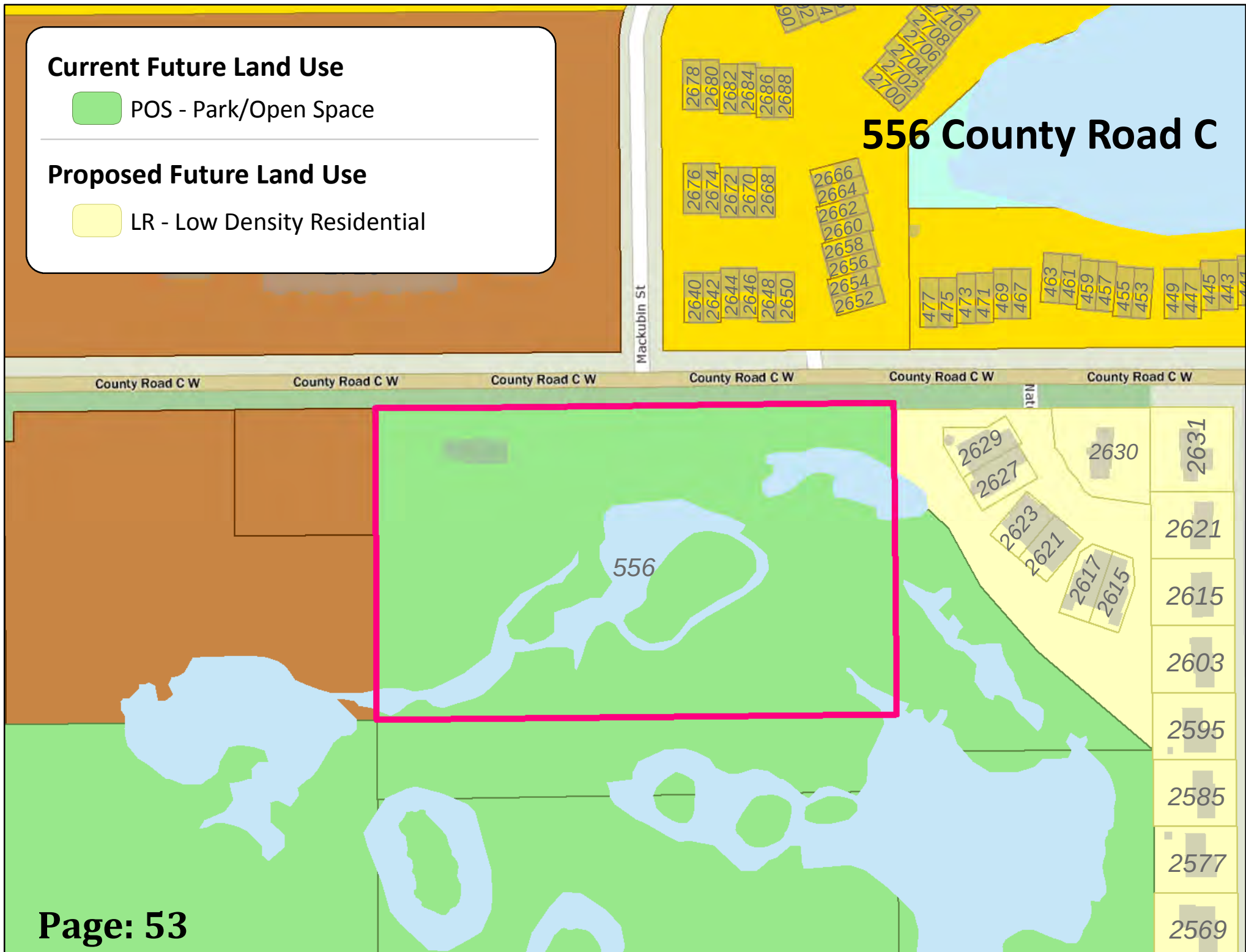
Current Future Land Use

 POS - Park/Open Space

Proposed Future Land Use

 LR - Low Density Residential

556 County Road C



Current Future Land Use

 POS - Park/Open Space

Proposed Future Land Use

 LR - Low Density Residential

2905 Arthur Pl

1929 - 1957

2905

2959

2949

2939

2925

2906

2900

2890

1889

2891

1894

2978

2970

2966

2954

2946

2938

2926

2912

2898

2890

1842

County Road C2 W

1982

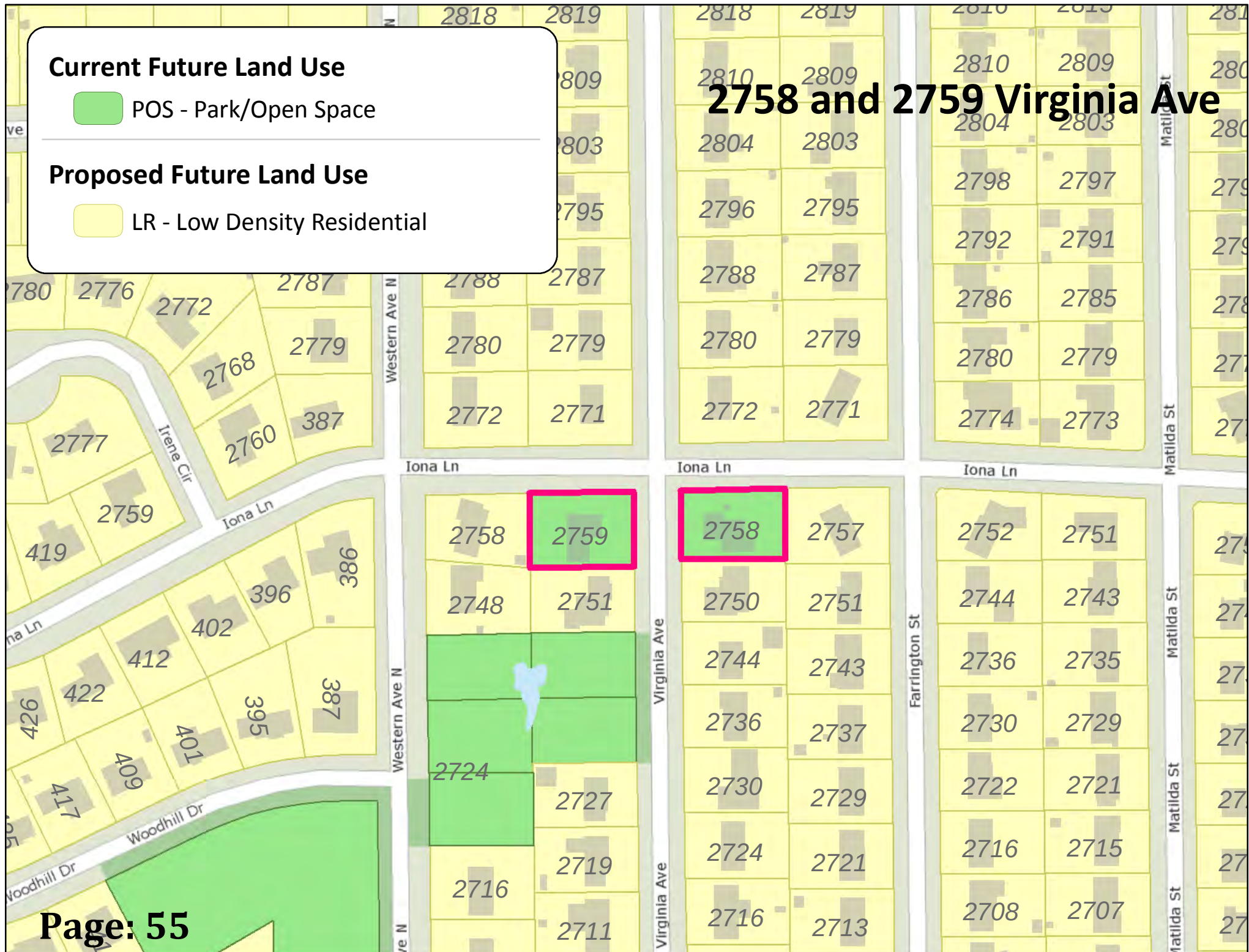
Current Future Land Use

 POS - Park/Open Space

Proposed Future Land Use

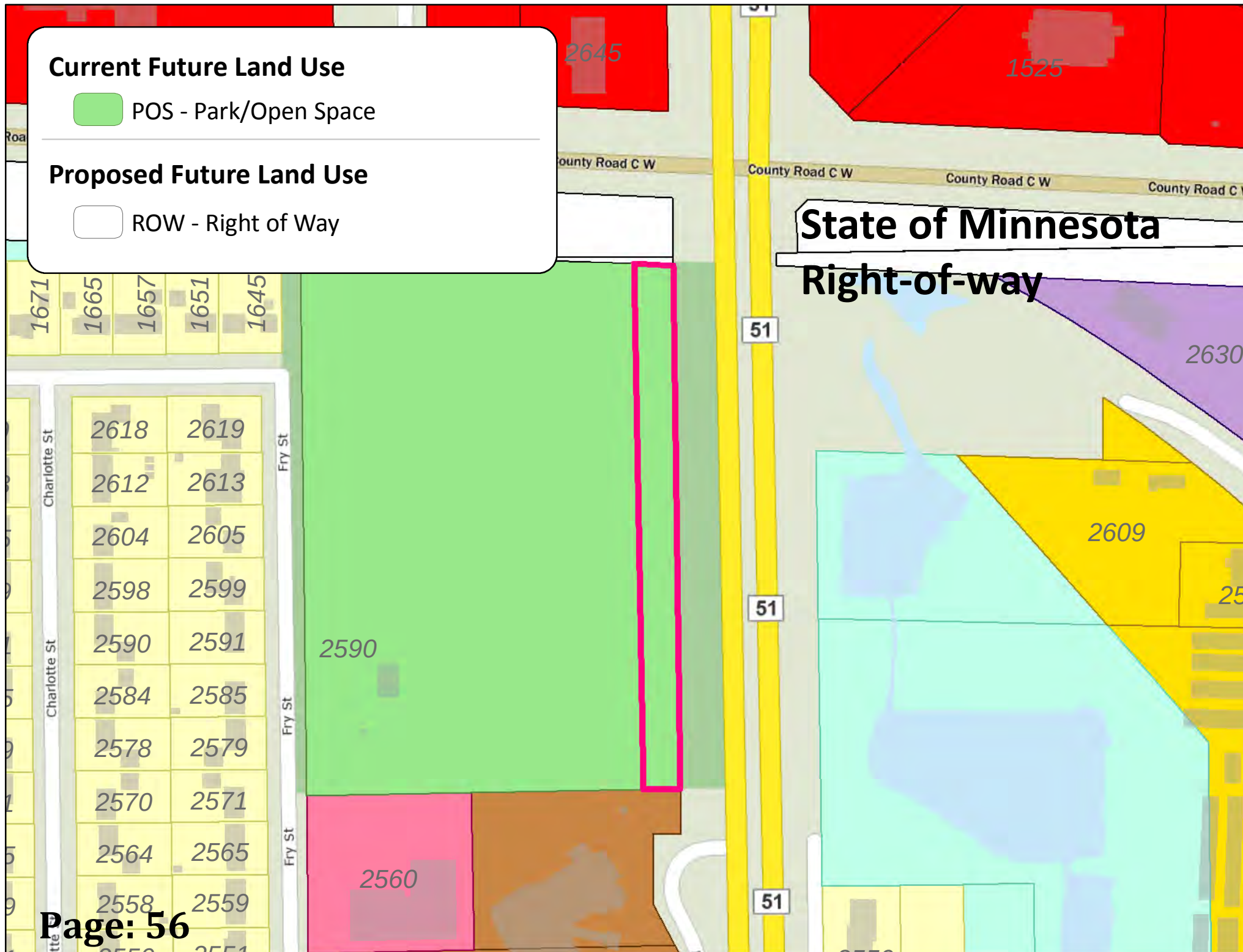
 LR - Low Density Residential

2758 and 2759 Virginia Ave



 POS - Park/Open Space

☐ ROW - Right of Way

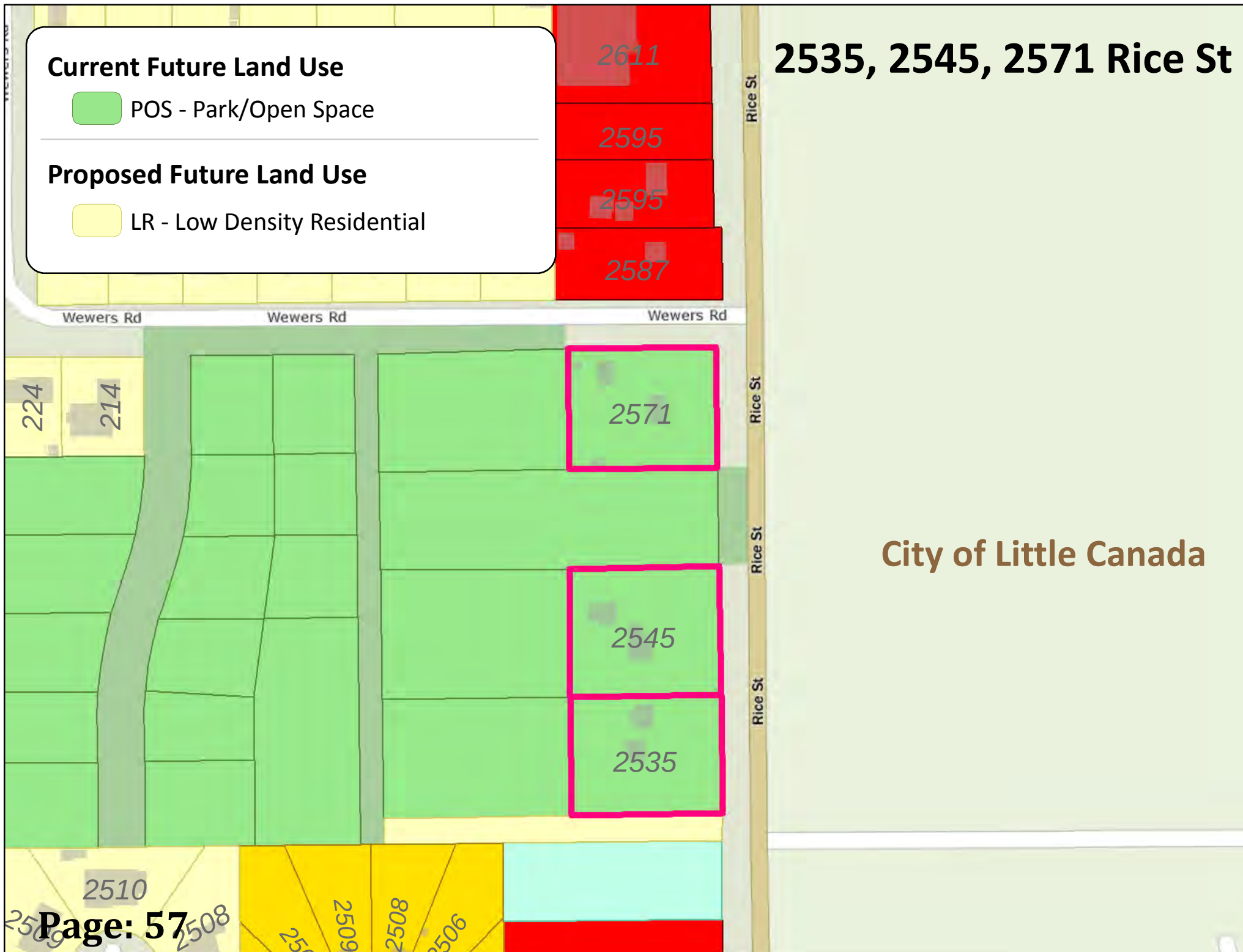


Current Future Land Use

 POS - Park/Open Space

Proposed Future Land Use

 LR - Low Density Residential



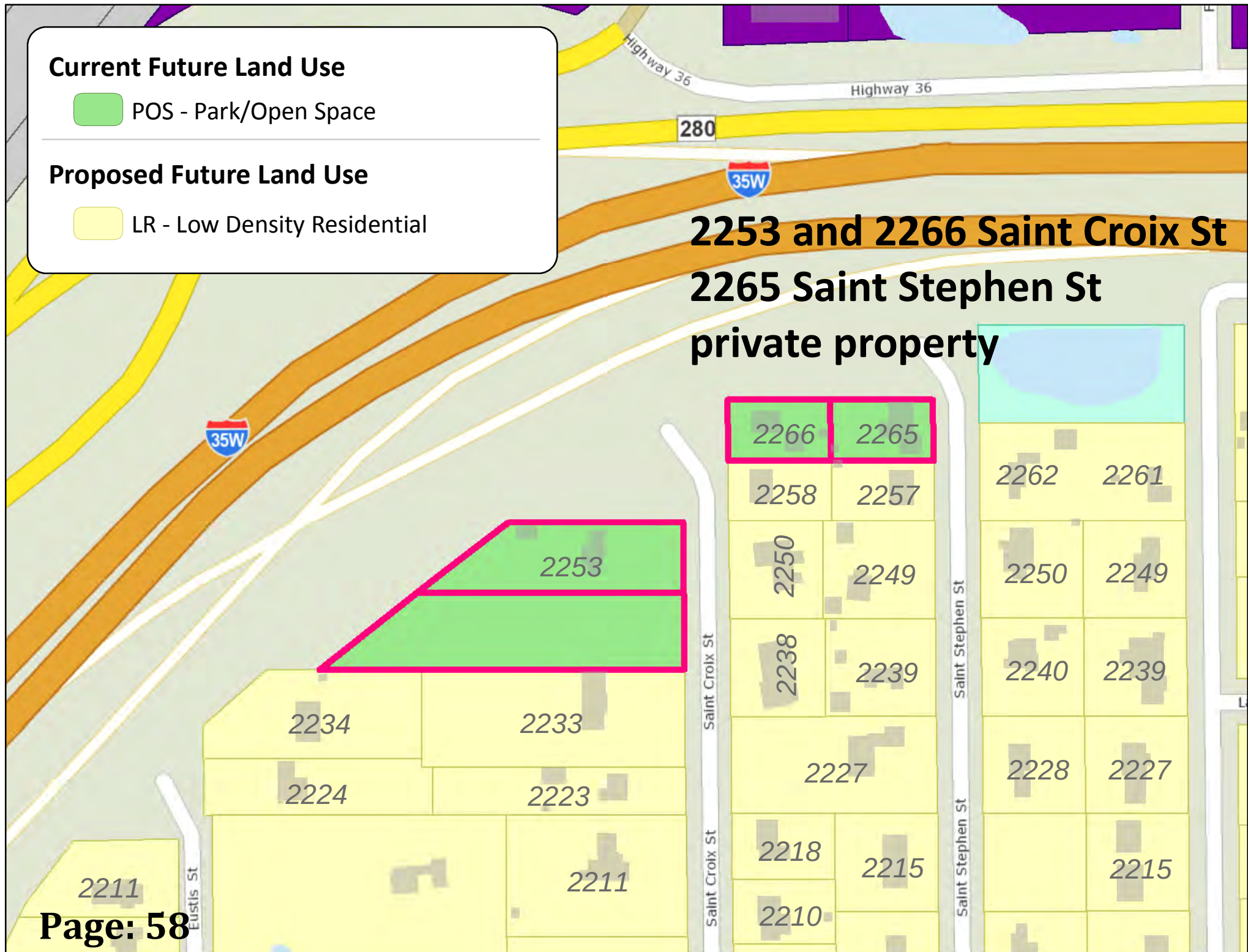
Current Future Land Use

 POS - Park/Open Space

Proposed Future Land Use

 LR - Low Density Residential

2253 and 2266 Saint Croix St
2265 Saint Stephen St
private property



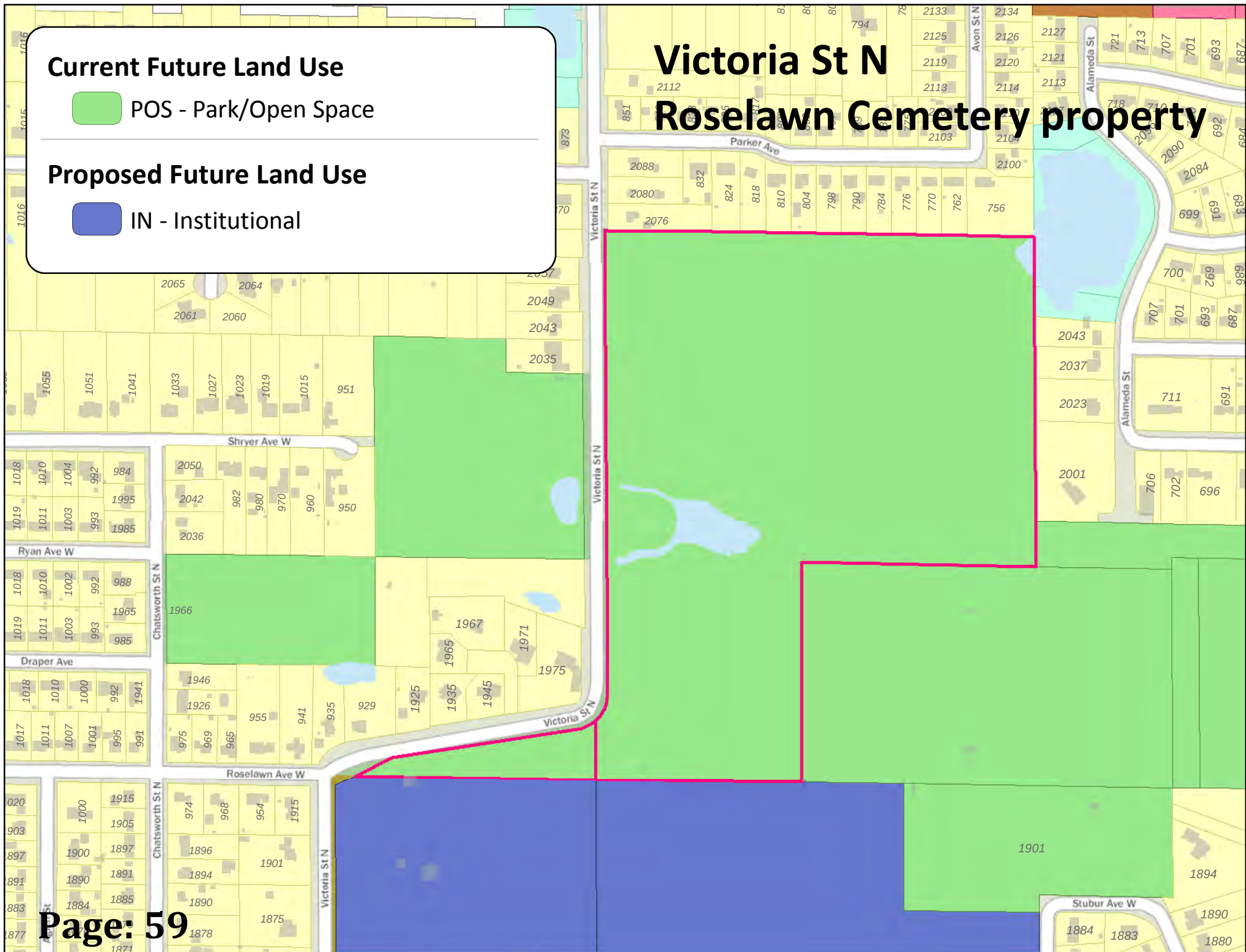
Current Future Land Use

 POS - Park/Open Space

Proposed Future Land Use

 IN - Institutional

Victoria St N Roselawn Cemetery property



OPEN HOUSE NOTES – 07/28/10

The owner of 2823 Dale St. believes that zoning that property LDR-1 will increase his taxes and so he opposes the change. The parcel is vacant and, because of the power line easement, must remain vacant, but he feels that the County will increase the taxes if the zoning "allows" development on the site.

The property owner at 556 County Road C is opposed to his property being designated High density Residential; has future plans to construct a single family home and will send letter formally opposing/requesting change.

Two property owners of Nature View Townhomes indicated concern/opposition to High Density Residential designation of large parcel in southeast corner of Dale Street and County Road C.

The pastor of Real Life Church, 2353 Chatsworth St., was uncomfortable with the idea of guiding/rezoning the church property for institutional uses when we don't have a draft of the proposed zoning district regulations, but he'll watch for the draft to become available and keep informed. Two other nearby residents were opposed to the change because they perceived the institutional designation to be something even more permissive rather than being able to establish better, more appropriate regulations; these two folks also stated that other churches are guided for residential uses, but were unwilling to specify which ones because they didn't want the comp plan/zoning maps to change.

A property owner near Western Ave./Centennial Dr. is supportive of the water ponding use if it'll remain essentially the same or facilitate an expansion of the nearby pond. If the plans included other infrastructure, he would oppose the change and would even be willing to buy the property to ensure that it remains "as is".

Property owner at 3253 Old Highway 8 opposes the recent request to change his and his neighbor's land use designation from High Density to Low Density. Property owner top provide the Planning Division a formal letter of opposition.

An owner of one of the properties along Rice St, adjacent to Acorn Park, doesn't necessarily oppose the mapping change toward single-family uses, but she wouldn't mind selling her house to the City for an addition to the park. She would prefer to guide/zone the property for commercial uses, though.

The remainder of the people the Planning Division talked with were mostly curious about exactly what was going on and thought that the changes were reasonable (even positive), and didn't have any concerns.

Resident adjacent to Har Mar Mall interested in knowing whether the land use designation was changing for the southern parcel currently zoned single family residence.

The property owner at 1129 – 1131 Roselawn Avenue sought information as to why the change and what is the difference. The site is a multi-family property that is currently guided low density, but has 2-3 units.

EXTRACT OF THE DRAFT MEETING MINUTES
ROSEVILLE PLANNING COMMISSION
AUGUST 4, 2010

b. **PROJECT FILE 0004**

Request by the Roseville Planning Division to consider corrections or amendments to the Comprehensive Land Use Plan designations of seventy-two (72) parcels throughout the City

City Planner Thomas Paschke noted previous discussions held at the June Planning Commission meeting of numerous "anomaly" properties throughout the City that had been incorrectly guided during the Comprehensive Land Use Map update process, with the list having grown from sixty-seven to seventy-two (67 to 72) properties. Mr. Paschke noted, as detailed in the Request for Planning Action dated August 4, 2010, that in order to correct zoning designations on those properties, a Comprehensive Plan – Land Use Amendment and applicable rezoning processes would need to be followed. Mr. Paschke advised that the City Council had concurred with recommendations for this process by the Planning Commission.

Mr. Paschke clarified that, at the request of the property owner at 3253 Old Highway 8, the property (3261 and 3253 Old Highway 8) would not be part of tonight's discussion and that notice had been published and mailed for consideration at the Commission's Special meeting scheduled for Wednesday, August 25, 2010. Mr. Paschke advised that it would be appropriate to receive public comment on properties not being considered for action tonight to accommodate the public in attendance; however, there would be no specific action on those.

Mr. Paschke provided the summary notes from the Open House held on July 28, 2010 to discuss the anomaly properties.

At the request of Chair Doherty, Mr. Paschke reviewed the history of some of the properties, carrying over incorrect land use designations and/or zoning from as far back as 1979 and incorrectly identified on past Comprehensive Plan maps; of consisting of split zone properties that may be separated by a public right-of-way where the property identification system only identifies one of those properties for a number and zoning designation, or some sliver properties that are inadvertently overlooked.

Mr. Paschke advised that the Planning, Public Works/Engineering, and Park and Recreation Departments met cooperatively to review all City property for their property identification and intended land use and zoning designation; as well as incorrect privately owned lots/parcels to establish their appropriate land use and zoning designations, resulting in the multiple maps of those properties under discussion and consideration at tonight's meeting.

Mr. Paschke noted a change from the staff report for two (2) parcels on South McCarron's identified as right-of-way, and after initial staff discussion, a determination by staff to recommend that their designation change from right-of-way to Park/Open Space. However, since that time, Mr. Paschke advised that staff had heard from a number of concerned residents and neighbors currently using the undeveloped right-of-way as an alley to access their property. Mr. Paschke advised that, after further discussion, staff was recommending that it remain designated as right-of-way, not Park/Open Space.

Chair Doherty asked that Mr. Paschke go through each proposed amendment to allow the meeting minutes to reflect discussion specific to that parcel; and inviting public comment for individual items.

Unidentified Audience member

The speaker had a general question for 2201 Lexington Avenue, designated LDR, and for all properties in general and the rationale for recommended changes, whether requested by property owners in order to change their use.

Mr. Paschke reiterated that there were no proposals prompting the proposed amendments to the Comprehensive Land Use Map, and that they were corrections to parcels that continued to be carried over from the 1970's and/or 1980's that had not been caught until a more thorough review during the Rezoning process following the State-mandated update of the City's Comprehensive Plan and rezoning consistent with the guidance of that plan.

1779 Rose Place – City-owned property

Mr. Paschke advised that the structure on this parcel had been demolished; and it was recommended for designation from LR (Low Density Residential) to W (Water Ponding).

Dale Street, St. Paul Water Board Property (Parcels 1883 and 1894)

Mr. Paschke noted the location of these parcels and the large water line running under them; and recommended designation from LR to IN (Institutional)

Arthur Street Right-of-Way

Mr. Paschke noted that this was City-owned property and should be designated as Right-of-Way (ROW) rather than CMU (Community Mixed Use),

County Road C-2 West at Fairview Avenue (?) - Storm Pond – City-owned Parcel

Mr. Paschke noted that staff recommended that this property, currently zoned CMU, be designated W (Water Ponding).

Cleveland Avenue – City-owned property

Mr. Paschke noted that two (2) parcels in the Twin Lakes Redevelopment Area were currently designated CMU and needed to be designated as POS (Park/Open Space). Mr. Paschke advised that staff was still researching the acquisition and intent for the land, and it may eventually change to ROW designation. However, at this time, it needed to be identified as POS, and was adjacent to land currently identified as POS.

Laurie Road – City-owned property

Mr. Paschke advised that the Public Works/Engineering Department was not aware of any existing infrastructure on this strip of land and had recommended designating the property as ROW rather than the current LDR designation. Mr. Paschke noted that, if adjacent property owners petitioned it, the City could vacate their interest in the right-of-way while retaining an easement if there were any underground utilities.

Victoria Street – City-owned property

Staff recommended land use designation for this approximate five foot (5') strip of land change from LR to POS.

2668 Lexington Avenue – City-owned property

Staff recommended guiding this property as ROW rather than the current HR (High Density Residential) as recommended by the City's Public Works/Engineering and Parks and Recreation Departments.

Discussion included the home on the adjacent parcel at 2666 and access through a private drive running through the 2668 parcel.

State of MN – Right-of-Way

Mr. Paschke advised that this property had been acquired by MnDOT for light rail transit purposes; and therefore needed to be identified as ROW rather than POS.

Long Lake Road – City-owned properties (2 parcels)

Staff recommended guiding these parcels as ROW rather than the current BP (Business Park), consistent with Long Lake Road rights-of-way adjacent to the Water Pond.

Bonestroo Site – St. Croix Street – City-owned property (lift station location)

Staff recommended IN (Institutional) as opposed to current BP (Business Park) designation.

Snelling Avenue – City-owned property

Staff recommended land use designation as ROW rather than current O (Office) use.

Snelling Curve – City-owned property

Staff recommended land use designation as ROW rather than current designation of MR (Medium Density Residential).

???

South McCarrons Boulevard – City-owned property

A revised map was provided as a bench handout, ***attached hereto and made a part thereof***, with recommended land use designation from LR (Low Density Residential) to ROW.

South McCarrons Boulevard – City-owned property

Staff recommended land use designation as POS rather than LR (Low Density Residential)

Centennial Drive – City-owned property

Staff recommended designation as W (Water Ponding) rather than the current LR (Low Density Residential).

Mr. Lloyd noted his phone conversation from a resident with the City's Public Works Department, regarding the proposed designation; with no further concerns following staff's response clarifying the intent of the proposed action.

West Owasso Blvd – City-owned property

Staff recommended designation as POS rather than the current LR.

Brooks Avenue – City-owned property

Staff recommended designation as POS rather than current LR.

Discussion included why this parcel had not been sold by the City for LDR land use; with staff responding that it was not a policy of the City to sell city-owned parcels; proximity of a pathway and bicycle path cutting through the parcel and sharing of its address with the adjacent park, and often considered as part of the park already, but just not zoned appropriately at this time.

William Street – City-owned property

Staff recommended designation as ROW rather than the current LR.

Discussion included the small size of the parcel; possible future designation for commercial use, but a ROW designation allowing adjacent property owners to petition vacation; following staff's review of how and why the parcel was acquired by the City.

1129 – 1131 Roselawn Avenue – Apartment

Staff noted that, due to size of the parcel and number of current multi-tenant units, designation needed to be corrected from LR to MR.

1330 County Road B - Business Property

Staff noted that the existing use, as an eye or dental clinic, suggested recommended land use designation for NB (Neighborhood Business) rather than the current designation of LR (Low Density Residential).

161 Elmer Street – Zoned B-1 in 1980's

Mr. Paschke noted that this was a split property, with one Property Identification (PID) number; and needed to be designated as CB (Community Business) rather than the current MR (Medium Density Residential). Mr. Paschke advised that the property had been zoned as such since the 1980's, but that the PID search only caught one of the parcels and respective zoning designations.

1935 Cleveland Avenue – private property

Mr. Paschke advised that the current designation of W (Water Ponding) needed to be corrected, since the parcel had a house already built on it, and should be designated as LR.

2030 County Road D – Half of Property zoned business in 1970's to allow salon

Mr. Paschke advised that the current designation of LR (Low Density Residential) should be corrected to NB (Neighborhood Business) for both the north and south portions to be consistent with the use of the site, since this was one lot.

Unidentified Current Property Owner

The property owner advised that there was originally a residence on both parcels, but that when he'd developed the salon on the corner, it had been rezoned with a setback variance to allow the house and shop on the lot line, and that it was still designated as two (2) lots, but that he had left it as one address to avoid confusion.

Mr. Paschke advised that it hadn't been detected since the 2 lots were listed under one PID and combined for tax purposes.

1085 Roma Avenue – Owned by adjacent business

Staff recommended designation from LR to NB for consistency with the land use as a business (a multi-tenant office building) since the 1990's.

2088 Fry Street – 3 unit apartment

Staff recommended land use designation from the current LR to MR, consistent with its use.

2211 Hamline Avenue

Staff recommended land use designation from LR to O (Office).

2353 Chatsworth Street – Real Life Church

Mr. Paschke advised that, unfortunately when the Comprehensive Plan Amendment process was done, this parcel was not included in that zoning change for all churches and other institutional uses to go to IN (Institutional) designation, and was being corrected at this time.

1 **Richard A. Fair – 39 Mallard Road – North Oaks**

2 Mr. Fair advised that he had received notice of the proposed designation change;
3 however, he was unsure of the process when proposed regulations for IN zoning are
4 still in their draft form; and expressed his preference to review the designation and
5 any ramifications on the church for that property.
6

7 Mr. Paschke advised that, once the regulations are completed in their draft form, they
8 would come before the Planning Commission for review and public comment, possibly
9 in September. Mr. Paschke suggested that the speaker refer to the City's website or
10 provide staff with a name and e-mail address to receive future notice.
11

12 Mr. Fair advised that the Church also owns the property across the street at 2315
13 Lowell Avenue, currently having a single-family dwelling on it, and noted rezoning as
14 HD and sought additional information on ramifications of that designation; noting that
15 the home had originally been a parsonage and remained part of the church property.
16

17 Mr. Paschke, while not having the property's history available at this time, noted that
18 the 2315 parcel had been guided as HDR for some time and that there was no
19 recommendation to change that designation at this time.
20

21 Mr. Lloyd clarified that, since 1979, the parcel at 2315 had been identified as LR land
22 use, but that the zoning had never been corrected to be consistent with that
23 designation.
24

25 2758 and 2759 Virginia Avenue

26 Staff noted that the parcels may have been identified at one time by the City for storm
27 ponds; however, noted that since 1979, the properties had remained inappropriately
28 guided, since homes had been constructed on both parcels; and the land use
29 designation needed to be corrected from POS to LR.
30

31 2905 Arthur Place

32 Staff noted that this parcel also may have been identified at one time by the City for a
33 storm pond; however, since 1979, had remained inappropriately guided, since a home
34 had been constructed on the parcel; and the land use designation needed to be
35 corrected from POS to LR.
36

37 556 County Road C

38 As previously noted, this parcel is scheduled to be considered at a later date due to
39 separate Planning Commission action at their last meeting and public hearing notice
40 requirements.
41

42 An unidentified member of the audience requested additional information on this
43 parcel and the reason for the delay and proposed designation from POS to LR; with
44 Member Wozniak reiterating previous discussions tonight by the property owner.
45

46 2201 Lexington Avenue – Small business

47 Staff recommended designation from the current LR to NB.
48

49 592 Owasso Hills Drive – City-owned pond

50 Staff recommended correction of the current designation from MR (Medium Density
51 Residential) to W (Water Ponding).
52

53 706 Shryer Avenue – City-owned utility building

54 Mr. Paschke noted the location of a City lift station on this parcel, and corrected
55 designation from LR to IN.
56

1 888 County Road B and 2111 Victoria Street (home)

2 Staff recommended correcting these two (2) parcels from the current designation of W
3 to LR, as both were privately owned.

4
5 B-Dale Club

6 Staff recommended correction of current designation of LR to NB.

7
8 Member Cook questioned the adjacent portion remaining as is.

9
10 Mr. Paschke advised that there was an adjacent parcel not owned by the B-Dale Club
11 that may actually be owned by the City; and offered to double-check that back portion
12 shown as LDR to determine ownership. If it was determined that it was owned by the
13 B-Dale Club, Mr. Paschke advised that it would need to be included in the proposed
14 amendment; but that it had not been identified as an anomaly property having an
15 inappropriate designation at this time.

16
17 Dale Street – Private property – 2245 and 2237

18 Staff recommended corrected designation from IN to LR.

19
20 Dale Street – Private property – triangle south of the railroad tracks on S Owasso
21 Boulevard

22 Staff recommended correction of the current designation from POS to LR.

23
24 **Mark McKane, 2823 Dale Street**

25 Mr. McKane requested rationale for changing this designation, addressing easement
26 rights of NSP Power and their comments that the lots were unbuildable.

27
28 Mr. Paschke advised that the City had no plan or purpose for the parcel, making the
29 designation as POS inappropriate and would continue certain restrictions inconsistent
30 with private property. Mr. Paschke noted that the City did not have public right-of-way
31 on the parcel, did not own it, and that it would be inappropriate to guide it as POS,
32 with surrounding properties designated as LR.

33
34 Mr. McKane noted similarities for the 593 City-owned parcel adjacent to LR.

35
36 Mr. Paschke noted that the 593 parcel is part of the park system and was guided
37 accordingly.

38
39 **Chad Adams, 556 West County Road C**

40 Mr. Adams advised that when Owasso Hills was developed, there was much
41 discussion about preserving parks and wetlands; and questioned if the property
42 shouldn't be retained for future park land.

43
44 Mr. Paschke clarified that the City had no intent to acquire the parcel for POS; but
45 didn't know if a private property owner could acquire it.

46
47 3099, 3107, 3115 Evelyn Street

48 Mr. Paschke opined that this property, while privately owned, may have at one time
49 been considered by the City for storm water ponding; but that the City no longer had
50 any interest in acquiring it for such a purpose.

51
52 **Gerald Ode, 3074 Evelyn Street**

53 Mr. Ode advised that he had owned the house at this address for over thirty (30)
54 years; and sought the reason why the developer had been allowed to build homes on
55 the lots designated for water ponding when he, as a homeowner, had been assured
56 that there would be no homes built there.

1
2 Mr. Paschke suggested that the homes may have pre-dated the land use designation.
3

4 Mr. Ode advised his home had been built in 1977 and at that time, he had been
5 advised by the builder that the lots in question were designated for a pond and had
6 been given the impression that the existing trees would remain on the west side. Mr.
7 Ode expressed confusion in how he could have been misrepresented by the
8 developer without ramifications brought forth by the City.
9

10 Discussion included land use designations; research needed to determine how the
11 area was designated for land use in 1977; and current Building Permit practices and
12 processes.
13

14 Farrington Court – Private property

15 Staff recommended designation of this parcel from POS to LR.
16

17 Heinel Drive – Private property

18 Mr. Paschke advised that this strip of property provides access to Lake Owasso; and
19 that the current designation of POS should be corrected to LR to be consistent with
20 adjacent parcels.
21

22 **Betty Wolfangle, 837 Heinel Drive**

23 Ms. Wolfangle advised that 837 Heinel Drive was their private property and that the
24 strip of land was alongside their house, and dropped significantly to a creek or ditch
25 with water entering from Bennett and through Lake Owasso; with the other side of the
26 strip and creek was Central Park wetland area. Ms. Wolfangle, speaking for residents
27 along Heinel Drive, suggested that it seemed appropriate that this strip of land
28 become private property or a part of Central Park.
29

30 Mr. Paschke advised that the parcel was privately owned and therefore should not be
31 guided as POS; and assured Ms. Wolfangle that there were no plans by the City to
32 develop this private property in any way; and reiterated that the proposed changes
33 were simply to correct past inaccuracies.
34

35 2986 Lexington Avenue and 1165 Josephine Road

36 Mr. Paschke advised that, for a number of years, these parcels had been designated
37 POS, and since they both have single-family homes built on them, they should be
38 designated LR.
39

40 Lexington Avenue Business Property (at Woodhill and Lexington)

41 Mr. Paschke noted that these parcels, owned by the George Reiling Estate, had
42 always been zoned Limited Business District, and should be designated under new
43 land use designations as NB (Neighborhood Business) not the current LR (Low
44 Density Residential).
45

46 Mildred Drive – Private property

47 Mr. Paschke noted that this non-addressed property was privately owned and should
48 be designated LR rather than the current POS, whether developable or not.
49

50 Rice Street private property

51 Staff recommended that the current designation as W be corrected to CB (Community
52 Business).
53

54 Discussion included clarifying that this parcel is adjacent to an existing cell tower.
55

56 2535, 2545, 2571 Rice Street

1 Mr. Paschke noted that these parcels had single-family homes built on them for many
2 years, and should be designated as LR rather than the current designation of POS.

3
4 **2253 and 2266 St. Croix Street **and** 2265 St. Stephen Street –Private properties

5 Staff recommended land use designation as LR from the current designation of POS,
6 all privately owned and having homes on them.

7
8 Victoria Street N – Roselawn Cemetery Property

9 Mr. Paschke noted that current designation shows this area adjacent to Roselawn
10 Cemetery property as POS; however, they should be designated as IN (Institutional)
11 use similar to the remainder of Roselawn Cemetery.

12
13 *3253 and 3261 Old Highway 8

14 *As Mr. Paschke previously noted, these parcels are scheduled to be considered at
15 the Special Planning Commission meeting scheduled on Wednesday, August 25,
16 2010.

17
18 **Rita Mix, 3207 Old Highway 8**

19 Ms. Mix, on behalf of neighbors adjacent to these parcels, sought clarification on
20 staff's recommendation for this property for higher density use.

21
22 Mr. Paschke noted that the charge to staff from the City Council was to hold a public
23 hearing on guiding the property for lower density; and their consideration for the
24 parcels be guided as LR (Low Density Residential). Mr. Paschke advised that he was
25 unsure at this point whether staff or the Planning Commission was supportive of that
26 recommendation; but that the published and mailed public hearing notice had
27 indicated designation changing from HR (High Density Residential) to LR. Mr.
28 Paschke noted that the current property owner was opposed to that proposed
29 designation.

30
31 Ms. Mix advised that the neighborhood supported a LR designation; and sought
32 information as to whether neighbors would be noticed and/or heard.

33
34 Mr. Paschke advised that notices had already been mailed out; however, he asked
35 that Ms. Mix provide staff with an e-mail address where she could be contacted, and
36 staff would provide an e-mail notice to her as well as a copy of the staff report in
37 advance for distribution to the neighbors for their information and so they could be
38 heard at the meeting on August 25.

39
40 Bench Handout – 165 W Owasso Blvd – east half of property – zoned B-1

41 Mr. Paschke provided as a bench handout, ***attached hereto and made a part***
42 ***thereof***, an additional property map for 165 ~~West~~ ***[South]*** Owasso Boulevard for
43 recommended land use designation from LR to NB, inadvertently omitted from agenda
44 packet materials.

45
46 **Additional Public Comment**

47 ****Mean (SP?) Dershin, 2249 St. Stephen Street**

48 Mr. Dershin asked the ramifications for his property in the proposed designation for
49 the above-referenced properties on Saint Croix Street and Saint Stephen Street
50 changing from POS to LR.

51
52 Mr. Paschke advised that it would allow a single-family home to be constructed on the
53 property, if not already existing, or provide future land use guidance.

54
55 Mr. Dershin questioned the rationale for turning Water Pond designated land use into
56 LR and whether that was an environmentally sound practice.

1
2 Mr. Paschke reiterated that this was a housekeeping matter; noting that a number of
3 the lot corrections and lots designated for Water ponding already had single-family
4 homes developed on them. Mr. Paschke further advised that those proposed to
5 change from POS to LR were privately-owned properties that should be zoned LR or
6 parcels with homes already on them, making POS inappropriate as a designation. Mr.
7 Paschke noted that many of these inconsistencies or errors continued to be carried
8 forward from the 1970's, or that at one time the City may have had a desire to utilize
9 them for POS or to acquire them for such, often for storm water management
10 purposes, a trail or a park. However, since there were not plans and/or funds to do so
11 now, Mr. Paschke opined that it was inappropriate to guide them as POS when such
12 zoning designation was inconsistent with their actual or potential use.

13
14 Mr. Dershin questioned whether there could be a private park acquired by residents
15 without it being City-owned property.

16
17 Mr. Paschke advised that it would be inappropriate for the City's Comprehensive Plan
18 and Map to designate private properties as POS since the City didn't control or
19 manage them.

20
21 Member Gottfried opined that ownership of the property was a vital consideration and
22 guided this discussion and desire for consistency and continuity for this housekeeping
23 practice; and commended staff for their thorough review of parcels throughout the City
24 and for bringing them to the forefront for discussion and correction as appropriate.
25 Member Gottfried further opined that if a private property owner chose to give a parcel
26 to the City that was another discussion, at which time the City could revisit rezoning a
27 parcel to POS.

28
29 Mr. Paschke noted that for many years, starting in the 1970's or before, zoning was
30 the controlling document and the Comprehensive Plan was not the higher authority or
31 guiding plan. However, Mr. Paschke advised that, over the last decade, the
32 Comprehensive Plan had become the ruling and controlling document, and zoning
33 needed to be consistent with that Plan. Mr. Paschke advised that, unfortunately, the
34 City had not historically changed the Zoning Map to remain consistent, thus creating
35 many of the anomaly properties. Mr. Paschke noted that, unfortunately as well, some
36 of the properties were missed during the Comprehensive Plan Update process; and
37 this was the appropriate opportunity to address each of the parcels.

38
39 Chair Doherty observed, to the City's credit, that the easiest thing to do would be to
40 continue ignoring the anomalies; however, staff had reviewed each parcel in the City
41 to make sure they were consistent, and also expressed appreciation to staff for
42 making this effort after thirty (30) years.

43
44 **Carol Mordorskel, 2241 Dellwood Avenue (property adjacent to Roseville**
45 **Ramsey County Library)**

46 Ms. Mordorskel sought clarification on rezoned properties across the street from the
47 library on Hamline Street and her concerns with rezoning of the vacant area north of
48 the North library parking lot and how the Overlay District was impacted when
49 residential properties abut parcels designated for another use, and whether the City's
50 zoning requirements were applicable to the Library's use. Ms. Mordorskel expressed
51 concern with the Library use and protecting the use of her property to keep it
52 consistent with the way it was before developed for the library expansion.

53
54 Mr. Paschke advised that Ms. Mordorskel's property was guided LR for single-family
55 use; and that the library property has been and would continue to be guided for IN or
56 Institutional use and zoned accordingly. Mr. Paschke advised that the library currently

1 operated under a Planned Unit Development (PUD) Agreement, which would not go
2 away once the property was rezoned, and that which ever regulations were the
3 strictest, would be applicable to and recorded against the property.
4

5 Ms. Mordorskel expressed concern with the library's parking and lighting practices,
6 and whether they were applicable with City requirements and City Code, in additional
7 to providing fencing and/or screening of the parking area. Ms. Mordorskel opined that
8 she likened the library to a ball park in her backyard, with the lights remaining on all
9 night, when it used to be a wooded area.
10

11 Mr. Paschke asked that Ms. Mordorskel notify the City's Community Development
12 Director Patrick Trudgeon at 792-7071 as soon as possible, as a meeting of residents
13 and library representatives was scheduled the following evening (August 5) to discuss
14 ongoing concerns, which would be an appropriate venue for Ms. Mordorskel's
15 concerns as well.
16

17 Chair Doherty closed the Public Hearing at approximately 7:17 p.m.
18

19 Member Gottfried again commended staff for their considerations in keeping parcels
20 in continuity with the Comprehensive Plan and consistent with neighborhoods; and
21 spoke in support of their recommendations as presented.
22

23 Member Wozniak concurred with Member Gottfried; and expressed his appreciation to
24 staff for their thorough and clarifying recommendations.
25

26 Chair Doherty commended Mr. Paschke on his explanation for the benefit of the
27 public of the difference between a comprehensive plan and zoning codes; and how
28 the comprehensive plan now controls land use and the need for zoning codes to be
29 consistent with that plan, not the other way around. Chair Doherty reiterated that
30 these proposed actions were not something initiated by the City, but a requirement of
31 the Metropolitan Council.
32

33 Mr. Paschke noted that a number of inconsistencies had been identified in previous
34 individual rezoning applications, as well as during the Comprehensive Plan Update
35 process, and that those inaccuracies or inconsistencies should have been
36 incorporated into the Comprehensive Plan Update process at that time; and that they
37 now also needed to be zoned appropriately, with the Land Use Map, Comprehensive
38 Plan Map, and Zoning Code each being consistent.
39

40 Member Gottfried noted that the Comprehensive Plan Update process was initiated
41 every decade, and was a continually changing process and document. Mr. Gottfried
42 opined that it was important for the public to understand the community, as well, was
43 continually changes; that the City of Roseville didn't look like it did in the past, and
44 wouldn't look like it did now in another twenty (20) years. Member Gottfried thanked
45 members of the public for bringing their feedback, comments, and concerns forward,
46 as well as for their attendance.
47

48 **MOTION**

49 **Member Doherty moved, seconded by Member Cook to RECOMMEND TO THE**
50 **CITY COUNCIL APPROVAL of a CONCURRENT AMENDMENT TO THE**
51 **COMPREHENSIVE PLAN – LAND USE MAP and OFFICIAL ROSEVILLE ZONING**
52 **MAP (REZONING) for the seventy (70) subject properties, as detailed in the staff**
53 **report dated August 4, 2010 (Project File 0004 and Project File 0017); as**
54 **reviewed and discussed.**
55

56 **Ayes: 5**

1
2
3
4
5
6

Nays: 0
Motion carried.

Mr. Paschke noted that these parcels were scheduled to be heard by the City Council at their August 23, 2010 meeting

2030 County Road D West
St. Paul, MN 55112-3504

September 10, 2010

Mr. Thomas Paschke
City Planner
City of Roseville
2660 Civic Center Drive
Roseville, MN 55113

Dear Mr. Paschke:

Re: New Zoning

I am the owner of the property at 2030 County Road D West, consisting of Lots 15 and 16 and East 43 feet of Lot 2, Block, 1, Rochat's Addition.

In 1972 I purchased Lots 15 and 16. Lot 16 was rezoned from R-1 to B-1. At the same time the City gave me a variance from the 10-foot setback requirement so I could join the house and the beauty shop at the lot line between the two lots.

The proposed zoning map does not show the lot line between Lots 15 and 16 Rochat's Addition. This is incorrect since the two lots have never been joined together. (See attached copy of Ramsey County 2010 property classifications.)

At about 1982 the beauty shop was closed and converted to an office that was used for my inspection business. I am now retired and the office portion is vacant. In a year or two I intend to sell the property to someone who will want to use the property for a residence with an attached business. I, therefore, want the north Lot 16 to be zoned as the new NB designation and the south Lot 15 to remain zoned residential.

I will not be in town for the council meeting so please present this information to the City Council.

Yours truly,


Gunnar Pettersen

651-636-9105



RAMSEY COUNTY

Property Records & Revenue
Assessor's Office
90 W Plato Boulevard
St. Paul, MN 55107
651-266-2000
www.co.ramsey.mn.us/prr

2010 Notice of Valuation and Classification for Taxes Payable in 2011

This is NOT a bill

This form is to notify you of the market value and classification of your property for assessment year 2010. The property taxes you will pay in 2011 will be based on this valuation and classification.

GUNNAR PETTERSEN
2030 COUNTY ROAD D W
NEW BRIGHTON MN 55112-3504

60368 142 149
1/1



Property Information

Property ID:

04.29.23.22.0003

Property Address:

2030 COUNTY ROAD D W
NEW BRIGHTON

Tax Description:

ROCHAT'S ADDITION 04205
LOT 15 & LOT 16 BLK 1

Property Classification

Assessment year 2009
For taxes payable in 2010

Res Hstd

Comm/Ind

Assessment year 2010
For taxes payable in 2011

Res Hstd

Comm/Ind

Property Valuation

	Assessment year 2009 For taxes payable in 2010	Assessment year 2010 For taxes payable in 2011
Estimated Market Value	\$ 375,700	\$ 356,900
Value of New Improvements	0	0
Green Acres Value	0	0
Plat Deferment	0	0
This Old House Exclusion	0	0
Disabled Vets Value Exclusion	0	0
Taxable Market Value	375,700	356,900



Open Book - Preliminary Market Value Review Meeting

Property Records and Revenue
90 West Plato Blvd
St Paul MN 55107
April 5th to April 8, 2010
10:00 am to 7:00 pm

County Board of Appeal & Equalization - BY APPOINTMENT ONLY

Property Records and Revenue
90 West Plato Blvd
St Paul MN 55107
June 14th and adjourns on or before June 25th, 2010
9:00 am to 5:00 pm or 9:00 am to 7:00 pm by appointment
Appeal forms must be postmarked by May 7, 2010

Property and Assessment Information is available at:

Department of Property Records and Revenue
90 W. Plato Blvd.
St. Paul, MN 55107

Business Hours 8:00 am to 4:30 pm
Or visit our website at:
www.co.ramsey.mn.us/prr



RAMSEY COUNTY

Property Records & Revenue
Assessor's Office
90 W Plato Boulevard
St. Paul, MN 55107
651-266-2000
www.co.ramsey.mn.us/prr

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GUNNAR PETTERSEN
2030 COUNTY ROAD D W
SAINT PAUL MN 55112-3504

60367 142 149
1/1



Property Information

Property ID:

04.29.23.22.0002

Property Address:

2030 COUNTY ROAD D W
NEW BRIGHTON

Tax Description:

ROCHAT'S ADDITION 04205
SUBJ TO ESMTS; E 43 FT OF FOL;
LOT 1 & N 15 FT OF LOT 2 BL
K 1

If you believe your valuation and property class are correct, it is not necessary to contact your assessor or attend any listed meeting.

If the property information is not correct, you disagree with the values, or if you have other questions about this notice, **please contact your assessor first.**
Call 651-266-2000 to discuss any questions or concerns. Often your issues can be resolved at this level.

If your questions or concerns are not resolved, more formal appeal options are available. Please read the back of this notice for important information about the appeal options.

Property Classification

Assessment year 2009
For taxes payable in 2010

Comm/Ind

Assessment year 2010
For taxes payable in 2011

Comm/Ind

Property Valuation

	Assessment year 2009 For taxes payable in 2010	Assessment year 2010 For taxes payable in 2011
Estimated Market Value	\$ 43,100	\$ 43,100
Value of New Improvements	0	0
Green Acres Value	0	0
Plat Deferment	0	0
This Old House Exclusion	0	0
Disabled Vets Value Exclusion	0	0
Taxable Market Value	43,100	43,100



Open Book -- Preliminary Market Value Review Meeting

Property Records and Revenue
90 West Plato Blvd
St Paul MN 55107
April 5th to April 8, 2010
10:00 am to 7:00 pm

County Board of Appeal & Equalization -- BY APPOINTMENT ONLY

Property Records and Revenue
90 West Plato Blvd
St Paul MN 55107
June 14th and adjourns on or before June 25th, 2010
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Appeal forms must be postmarked by May 7, 2010

Property and Assessment Information is available at:

Department of Property Records and Revenue
90 W. Plato Blvd.
St. Paul, MN 55107

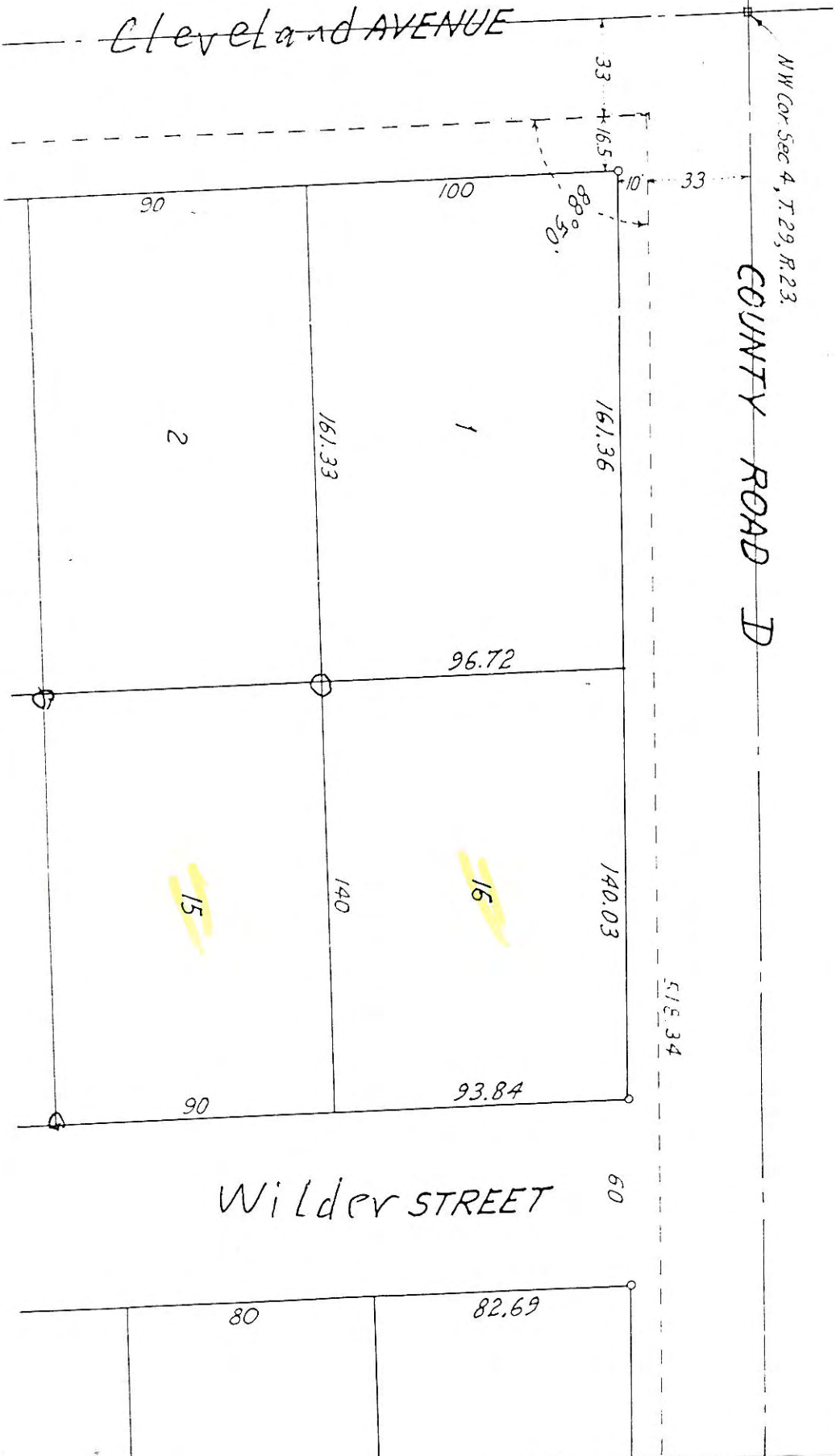
Business Hours 8:00 am to 4:30 pm
Or visit our website at:
www.co.ramsey.mn.us/prr

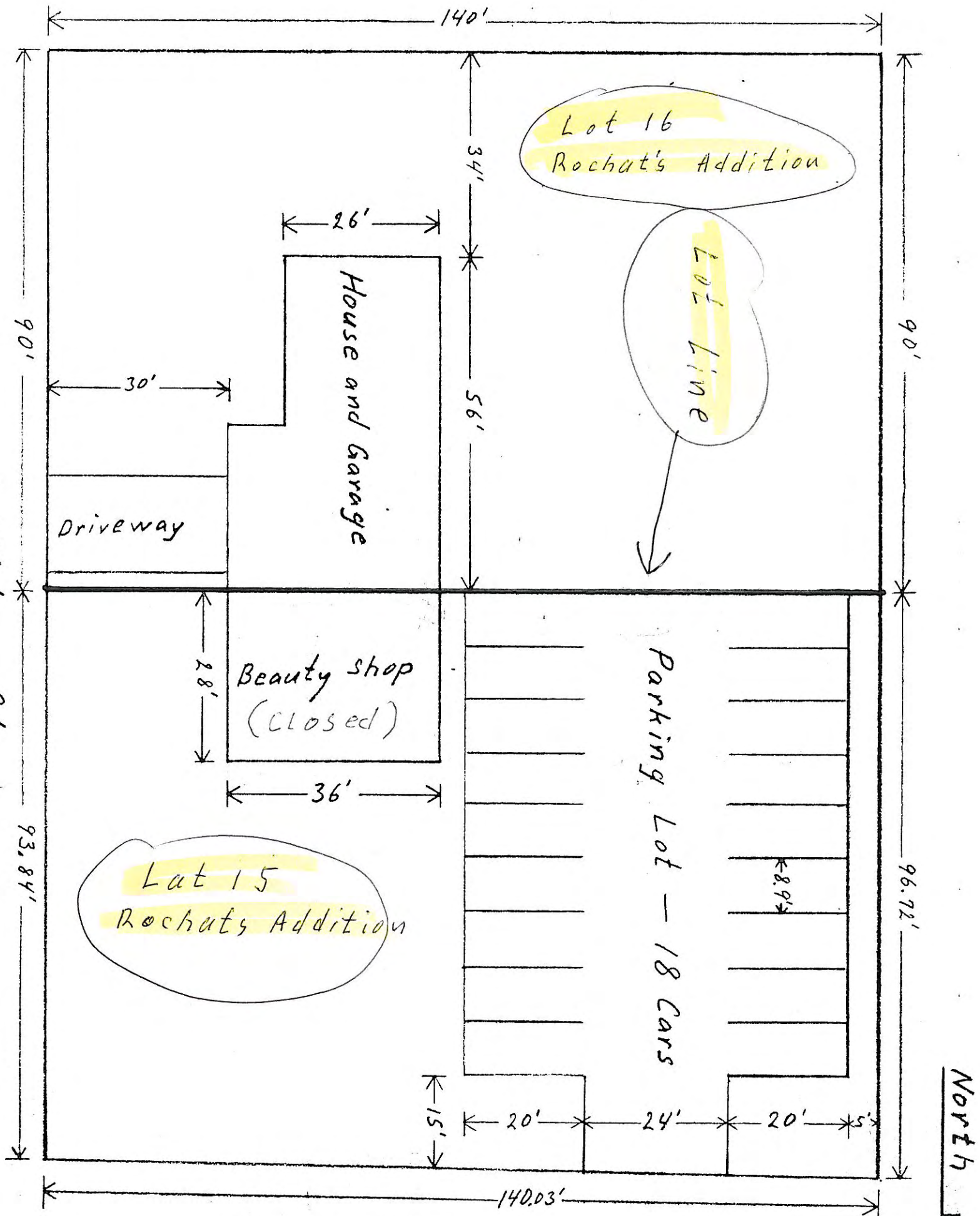
ROCHAT'S ADDITION

ROSEVILLE, MINN.

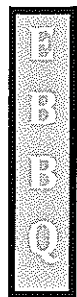
SCALE 1 IN. = 50 FEET
O INDICATES IRON MONUMENT.

R. C. WOLFGRAM
SURVEYOR





Co. Rd. D.



**ERICKSON,
BELL,
BECKMAN &
QUINN, P.A.**

1700 West Highway 36
Suite 110
Roseville, MN 55113
(651) 223-4999
(651) 223-4987 Fax
www.ebbqlaw.com

James C. Erickson, Sr.
Caroline Bell Beckman
Charles R. Bartholdi
Kari L. Quinn
Mark F. Gaughan
James C. Erickson, Jr.

Robert C. Bell – *of counsel*

MEMORANDUM

TO: Thomas Paschke

FROM: Caroline Bell Beckman

DATE: September 8, 2010

RE: City of Roseville – Comp Plan Designation at Park and Open Space Issue
Our File No: 1011-00176

Thomas,

You indicated that at the August 23, 2010 Council meeting the City Council was advised that the Planning Department had determined that park and open space designation was inappropriate for certain land within the City of Roseville. Apparently, the City has no immediate attempt to acquire these parcels for park purposes. The parcels have been zoned single family residential but under a Comprehensive Guide of Park and Open Space. As the Minnesota statutes now require that the Comprehensive Plan takes precedence over zoning, the Planning Department has recommended that the land use designation be changed from park and open space to low density residential in the Comprehensive Plan to be consistent with the zoning of the parcels. If the City has no immediate plans to develop these parcels as park and open space or acquire the same, then the designation would prohibit the property owners from reasonable use of their property. As such, they may have an inverse condemnation claim against the City if the City insists on requiring park and open space and has no immediate intention of acquiring the property for park and open space purposes. The zoning designation as low density residential is the appropriate designation until such time as the City has a plan and resources to purchase these properties.

CBB/hmg

ROSEVILLE
REQUEST FOR COUNCIL DISCUSSION

Date: 09/20/2010
Item No.: 13 . a

Department Approval



City Manager Approval



Item Description: Discussion of Proposed Lot Size Ordinance (Councilmember Ihlan)

BACKGROUND

Councilmember Ihlan has requested that a proposed ordinance she has drafted regarding lot sizes be placed on the City Council agenda for discussion.

POLICY OBJECTIVE

Not applicable.

BUDGET IMPLICATIONS

Not applicable.

STAFF RECOMMENDATION

Staff has no recommendation on this item at this time.

REQUESTED COUNCIL ACTION

The City Council should discuss the matters brought up by Councilmember Ihlan and direct staff as needed.

Prepared by: Patrick Trudgeon, Community Development Director

Attachments: A: Proposed Ordinance

DRAFT – Proposed Minimum Lot Dimensions Ordinance

Lot Dimensions

- A. A “neighborhood” is defined as all lots zoned as Low Density Residential -1 which are wholly or partially within 500 feet of the perimeter of a lot or proposed plat or subdivision. If a neighborhood includes only a part of a lot, then the whole of that lot shall be included in the neighborhood for the purposes of calculating minimum lot dimensions under this section.
- B. The minimum dimensions for lots wholly or partially in a Low Density Residential-1 district shall be as follows:
 - (1) The minimum lot area shall be the greater of 9,500 square feet, or the median lot area of lots in the neighborhood.
 - (2) The minimum lot width shall be the greater of 75 feet, or the median lot width of lots in the neighborhood.