

City Council Minutes - June 5, 1967

Motion was made by Viitala, seconded by Hoffman, to table to June 19, to allow time for definite plans for the development to be submitted, and elevations for the ultimate lots to be shown.

Conditional Use Permit The Council was requested to consider a conditional use permit for an
Addition to Ranch House addition and alterations to the Ranch House at 7956 Lyndale Avenue
7956 Lyndale Ave. Wo. South, and to waive hearing by the Planning Commission. They propose
Case 4175A-67 to add 16 feet on the north, and to remodel the second floor. The
Director of the License and Inspection Department recommended approval.

Motion was made by Hasselberg, seconded by Nelson, with all voting yea,
to approve the conditional use permit.

Rezoning CR-1 to R-4 The Council was requested to consider rezoning from CR-1 to R-4.
Conditional Use Permit This request had been heard by the Planning Commission, and it was
Multiple Dwellings their recommendation to approve rezoning from CR-1 to R-4 and to recommend
Case 6244-67 A & B to the Council that the Public Works Department be directed to up-date
Bor Son Construction the study of the traffic problem at 86th and Cedar. There was further
comment that the Planning Commission would be reluctant to approve final
site and building plans until this study had been completed.

Viitala questioned the advisability of using the limited amount of remaining CR-1 land for other purposes. The Planner gave his opinion that since no other use had been suggested by this time, and also that this development would not hamper an expansion of parking facilities for the stadium, he saw this as a good use. Viitala noted that at one time some years ago there had been plans to work on the traffic problem here. The Director of Public Works stated that in 1962, plans had been approved with the assumption that the work would start the following year. But the County had eventually decided that the need did not justify the large expenditure. He also stated the traffic department feels some land should be reserved for access. He stated he could foresee problems if 86th Street would have to be elevated instead of Cedar Avenue depressed.

John Waters, attorney for Bor-Son Construction, Inc., stated the proposal is for 300 units with a recreational unit, of masonry construction as required by the apartment study, and is estimated to cost approximately 3½ million dollars.

Hoffman stated that while he does not necessarily oppose this type of use, he did not think the criteria for rezoning had been met; the original rezoning was not proven wrong--apart from that he would like to have this tied down more definitely to the use of the proposed rezoning. He further stated he did not believe enough thought had been given to the traffic for this residential use, for this apartment, on this corner, in view of the stadium traffic; and did not believe in developing this corner for apartments. For these reasons, he stated, he would oppose the rezoning.

Nelson stated he intended to abstain--that he did not oppose the use of this corner, necessarily, but with the present state or "lack of control" he would reserve judgment.

A short discussion followed on the traffic flow and problems for this proposed development, the existing apartments and the stadium traffic.

Motion was made by Hasselberg, seconded by Crain, to instruct the City Attorney to draft an amendment to the ordinance pertaining to rezoning from CR-1 to R-4. Voting yea were Hasselberg, Malone, Crain, Viitala and Belanger. Voting nay was Hoffman, and abstaining was Nelson.

Motion was made by Malone, seconded by Crain, with all voting yea to press for action from the State Highway Department regarding the traffic problem at this location.

Crain made a motion for a recess at 9:20 p.m. and Mayor Hasselberg announced a short recess.

City Council Minutes - March 18, 1968

Approval of Final Site & Building Plans Bor-Son Constr., Inc. 8501 Cedar Av. R-4 Case 6244-67A & B

The Council was requested to consider approval of final site and building plans for an apartment development at 8501 Cedar Avenue South.

On March 7, 1968, the Planning Commission had recommended approval of final site and building plans subject to the following conditions:

- 1) The landscape plan be approved by the Staff.
- 2) There be further landscape treatment and screening for the garages in the southwest and in the northwest corners of the site.
- 3) A 20' drainage easement and dedication of 7 additional feet of right-of-way on 86th Street.

Motion was made by Nelson, seconded by Belanger, with all voting yea, to uphold the recommendation of the Planning Commission and approve the final site and building plans subject to compliance with the above conditions.

~~Conditional Use Permit - Two Underground Tanks Standard Oil Co. 601 E. 78th St. Case 3841 E-68 B-2~~

~~The Council was requested to consider approval of a conditional use permit to install two 10,000 gallon underground tanks for the Standard Oil Company at 601 East 78th Street, in a B-2 zone.~~

~~On October 17, 1966, the Council, in case 3841 E-66 approved the same request. However, that permit has expired and the Standard Oil Company is now requesting renewal.~~

~~Approval was recommended by the Director of the License and Inspection Department.~~

~~Motion was made by Nelson, seconded by Belanger, with all voting yea, to uphold the recommendation of the License and Inspection Department and approve the conditional use permit as requested.~~

Final Approval Crest Addition betw. Johnson & Irving, no. of 112th W. Crest Real Estate Case 6533

The Council was requested to consider approval of the plat of Crest Addition lying between Johnson Avenue South and Irwin Avenue South, just north of West 112th Street, by Crest Real Estate and Development Company, Inc. This was considered concurrently with subdivision agreements for Crest Addition and Sally Appelbaum Addition.

and

The final plat conforms to approvals granted by the Planning Commission and the City Council for Crest Real Estate and Development, Inc. The Public Works Department Director recommended approval.

Approve Subdivision Agreement - Sally Appelbaum Addition & Crest Addition

The Council also considered the subdivision agreements for the Sally Appelbaum Addition, between the City of Bloomington and the Storer Realty Co, (James K. Knoble and Kenneth Appelbaum.) and Crest Addition, between the City of Bloomington and the Crest Real Estate and Development, Inc. The escrow deposit for off-site improvements have been deposited with the City of Bloomington.

Viitala made a motion, with Belanger seconding, and all voting yea, to uphold the recommendation of the Public Works Department and adopt a resolution approving the final plat of the Crest Addition, and to approve the subdivision agreements as presented.

Final Approval Sally Appelbaum Addition 98th St. & 100th St. on Johnson Avenue Storer Realty Case 6498

The Council was requested to consider approval of the plat of Sally Appelbaum addition lying between 98th Street and 100th Street on Johnson Avenue.

The final plat conforms to approvals granted by the Planning Commission and City Council. Necessary agreements, escrow deposits and park donation have been received. The City Attorney has approved title

City Council Minutes - April 1, 1968

Discussion was held regarding setting a hearing for rezoning, at which time further discussion could be held.

Malone made a motion to deny.

Vote was called on the question having priority--to table, and all present voted yea except Viitala and Malone.

After the vote, Malone stated he misunderstood, and was not fully aware that the tabling action was only until the neighborhood and developer are in agreement.

Preliminary Plat
Approval
Heritage Hills 5th
Normandale Development
Johnson Rd & 107th
Case 5743C-68 R-2

The Council was requested to consider preliminary plat approval for Heritage Hills 5th Addition at about Johnson Road and 107th Street in an R-2 zoning district, Case 5743C-68. The final plat for Heritage Hills 4th Addition was previously approved by the Council and Normandale Development Corporation intends to record the plat of the 4th Addition as approved.

The Planning Commission action on March 28, 1968, had been to recommend approval of the 5th Addition of Heritage Hills as per revised plat presented by the Staff with the following conditions: 1) Finished grades and drainage plans for each lot as well as entire subdivision to be approved by City Engineer prior to submission of final plat for Council approval, 2) utility plans be approved by City Engineer, 3) a 40' utility easement be provided between lots 4 and 5, block 2, 4) no building permit be issued on lot 22, block 2 for six months to allow property owners to try to agree on an access to southeast property, 5) record the final plat of the 4th Addition as previously approved prior to or simultaneously with the final plat of the 5th Addition.

The Planning Director stated that Heritage Hills 4th Addition has never been filed, although it has been approved. Last summer the Council denied approval for the 5th Addition until the 4th Addition would be recorded. At this time Normandale Development Corporation is prepared to record the 4th and 5th additions, he reported.

Carl Martin and John Lien, members of the Normandale Development Corporation appeared before the Council in support of the petition.

Motion was made by Nelson, seconded by Malone, with all present voting yea, to uphold the recommendation of the Planning Commission and to adopt a resolution approving the preliminary plat of Heritage Hills 5th Addition subject to the conditions as listed above and recommended by the Planning Commission.

Preliminary Plat
Approval - Waters
First Addition
86th St. & Cedar Ave.
Bor-Son Construction
Case 6244C-68

The Council was requested to consider preliminary approval of the plat of Waters First Addition in an R-4 zone at 86th and Cedar Ave.

The Plat contains only two lots for a proposed multiple dwelling development.

On March 21, 1968, the Planning Commission action had been to recommend approval with the following conditions:

1) That lot 2, block 1, be dedicated for street purposes, rather than remain as a lot, 2) the easement shown on the plat be 20 feet wide instead of 15 feet wide, 3) that additional right-of-way be dedicated as required for 86th Street, 4) that the park dedication be in cash.

City Council Minutes - April 1, 1968

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Motion was made by Viitala, seconded by Belanger, with all present voting yea, to uphold the recommendation of the Planning Commission, and adopt a resolution approving the preliminary plat of Waters First Addition subject to the conditions listed above.

Preliminary Plat
Approval - Hyland
Hills Subdivision
10000 Nesbitt Avenue
Pemble-Dixon, Inc.
Case 66634-68 R-1

The Council was requested to consider approval of the preliminary plat for "Hyland Hills" subdivision located at 10000 Nesbitt Avenue, in a residential (R-1) zoning district.

On March 7, 14 and 21, 1968, the Planning Commission action had been to recommend approval of the preliminary plat with one condition being that the area be rezoned to R-2 from R-1. The rezoning application is to be heard by the Planning Commission on April 4, 1968. Five conditions were listed as necessary for approval of the preliminary plat.

Malone objected to the proposal to rezone, stating that if the only way a developer could develop west of Normandale was by rezoning, then the City has a real problem. He advocated bringing the present plat in for approval without a rezoning requirement.

He stated it should not be a simple matter to change the zoning, and he was unalterably opposed to rezoning.

Mrs. McGregor of Harry Johnson Associates, appeared before the Council to speak for the petition. She displayed maps on the wall to illustrate her description of the petition. She described the various amenities of the development her client was proposing, and how, if they were required to keep this R-1 zoning, the only thing added to their plans would be more lawn needing upkeep. She estimated the price range of the homes proposed at \$35,000 to \$50,000.

Lengthy discussion followed on the merits of this proposal with R-1 and R-2 zoning.

Harry Johnson appeared before the Council to support the request for rezoning.

Malone stated if this was a request for rezoning, he would move for denial.

The City Manager stated this hearing is for the purpose of considering approval of a preliminary plat, and the actual rezoning recommendation is before the Planning Commission later this week.

In response to inquiry, the Planning Director stated the reason for this development appearing on the agenda at this meeting was to resolve a basic policy decision--does the Council feel there should be lots west of Normandale as small as 13,500 square feet. If the Council does not feel this way, then the Planning Commission should deny the rezoning and the plat should be required to conform to R-1 standards.

Malone made a motion to require the lots to conform to R-1 standards.

Belanger made a motion to table, Malone seconded the motion, and all present voted yea.

City Council Minutes - October 7, 1968

Preliminary Plat Approval
Engberg 1st Addition
2916 West 102nd Street
John Engberg
Case 6902 R-2

The Council was requested to consider approval of a preliminary plat of Engberg 1st Addition at about 2916 West 102nd Street in a Residential (R-2) zone.

The Planning Commission, at their meeting of September 26, 1968, had recommended approval of the preliminary plat for this eight-lot subdivision with finish grades and drainage plans for each lot as well as for the entire subdivision to be approved by the City Engineer prior to submission of the final plat for Council approval.

Motion was made by Belanger, seconded by Viitala, with all voting yea, to uphold and adopt the Planning Commission recommendation, adopting a resolution approving the preliminary plat of Engberg 1st Addition subject to the conditions as noted above.

Conditional Use Permit
Rug Auction Sale
7800 34th Avenue So.
Fausto Ricci
Case 2231C-68

The Council was requested to consider approval of a conditional use permit for a rug auction sale to be held at the Holiday Inn, 7800 34th Avenue South, on October 9, 1968, at 8:00 p.m. The applicant is Fausto Ricci, 1422 North Pennsylvania St., Indianapolis, Indiana. Case 2231C-68.

The Council was requested to waive hearing by the Planning Commission. Approval was recommended by the Director of the License and Inspection Department.

Motion was made by Belanger, seconded by Viitala, with all voting yea, to uphold the recommendation of the License and Inspection Department and approve the conditional use permit as requested above, also waiving hearing by the Planning Department.

Final Plat Approval
Versailles 1st Addition
NE Quadrant E. 86th & Cedar
Car-Bor-Nel Co., Inc.
Case 6244C-68

The Council was requested to consider final approval of the plat of Versailles 1st Addition on the northeast corner of East 86th Street and Cedar Avenue South.

The plat conforms to approvals granted by Planning Commission and City Council. Necessary park donation and deed to Lot 2 have been submitted. The City Attorney is checking title.

The Public Works Department recommended approval subject to a favorable title opinion by the City Attorney.

Motion was made by Belanger, seconded by Viitala, with all voting yea, to uphold the recommendation of the Public Works Department and adopt a resolution approving the final plat of the Versailles 1st Addition, subject to compliance with all conditions.

Conditional Use Permit
Second, Detached Garage
9200 Queen R-3
William Ackert
Case 6884

The Council was requested to consider approval of a conditional use permit for a second, detached garage at 9200 Queen Avenue in a Residential (R-3) zone.

The existing garage is attached and fronts on Queen Avenue. The new garage is proposed with access to 92nd Street and will be 16' x 22' or 20' x 22'.

The Planning Commission, at their meeting of September 26, 1968, recommended approval of a conditional use permit for a 22' x 22' maximum size second, detached garage, based on affirmative findings as required under Section 11.13.A, and subject to a variance approval, if required, for less than a 30 foot rear yard setback.

Upon request from Thomasberg as to what use will be made of this second garage, the petitioner appeared before the Council to state he had two cars and a bus and wished to use the second garage for storage.

Read

3741011

City of Bloomington

OCT 17 1968 1011 3 001.60 D B

Read

OFFICE OF REGISTER OF DEEDS
STATE OF MINNESOTA
COUNTY OF HENNEPIN

I hereby certify that the within instrument
was filed for record in this office on the

17 day of OCT A. D. 1968 at 9
o'clock A.M., and was duly recorded in book
68 of Hennepin County Records

page 3741011

Benjamin Allison
REGISTER OF DEEDS

By *B. Sundermeyer*
DEPUTY REGISTER OF DEEDS

174
REC 150
TRACT 10

RESOLUTION APPROVING PLAT

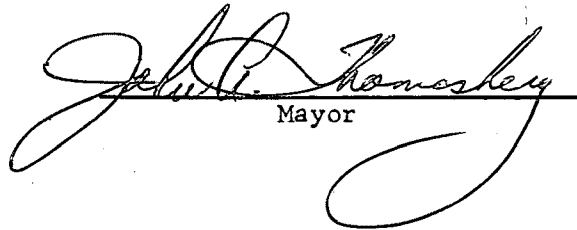
WHEREAS, the City of Bloomington as a Municipal corporation organized and existing under the laws of the State of Minnesota and

WHEREAS, the City Council of the City of Bloomington has adopted subdivision regulations for the orderly, economic and safe development of land within the City; and


WHEREAS, the City Council has considered the application for a subdivision plat for Versailles 1st Addition as submitted by Car-Bor-Nel Company, Inc..

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Bloomington hereby approves the plat for Versailles 1st Addition, City of Bloomington, Hennepin County, Minnesota.

Dated this 7th day of October, 1968


Mayor

Attest:


City Clerk

3741011

STATE OF MINNESOTA
COUNTY OF HENNEPIN
CITY OF BLOOMINGTON

The undersigned duly qualified and acting City Clerk of the
City of Bloomington hereby certifies that attached hereto is a
true and correct copy of the original resolution approving a
subdivision plat for Versailles 1st Addition as submitted by
Car-Bor-Nel Company, Inc.
on file in the office of the City Clerk, City of Bloomington.



City Clerk



Dated this 8th day of October, 19 68.

City Council Minutes - January 13, 1969

specifications presented by the City were "exclusive". He stated this was proven by the "fact that you have only two bidders". They also objected to the idea that the City Council reserved the right to reject all bids, and stated that the bond requirements left out the local bidders who were usually smaller companies and could not afford this.

Following discussion, a memorandum was requested from the City Manager to include the City's past history of purchase and use, as well as the theory applied in determining the cost of the equipment's use.

Following discussion concerning hydraulic systems and mechanical or gear-driven systems, and upon request, the Superintendent of General Services stated the operators preferred mechanical controls to hydraulic controls because of the "more positive drive", and "they can hold their position better".

Jim Whalen of the Ziegler Company, appeared before the Council to state the Caterpillar equipment in question is not made with hydraulic drive, and it was his opinion that 75% of all this type of equipment sold in the United States are mechanically controlled. He stated they were not the highest priced to own and operate.

Hoffman stated that if there was any question at all concerning specifications, he would admonish the Staff to be extra careful that they draft specifications that are not discriminatory. He made a motion that the bid consideration be tabled pending the memorandum from the City Manager. Viitala seconded the motion and called the question. Vote was called and all voted yea to table pending the memorandum from the Manager.

O'Neil made a motion to uphold the City Manager's recommendation to reject bids on the 35 Brake Horse Power Gasoline Tractor.

Belanger seconded the motion and all voted yea.

The bid was announced for the 4-wheeled Street Sweeper from Hayden Murphy Co., and was \$14,511.00, less trade-in figure of \$3,283.00, for a net figure of \$11,228.00, with an add-on of \$350.00 for automatic transmission.

The Manager requested that the Council table this bid for a week so that he might check previous bids and submit a recommendation.

Motion was made by Viitala, seconded by Nelson, with all voting yea to table the Hayden Murphy bid for 1 week.

Conditional Use Permit
for Housing Development
Sign
1900 East 86th Street
Car Bor Nel Properties
Case 6244 D-69

The Council was requested to consider approval of a conditional use permit to erect an 8' X 10' housing development sign for an apartment complex at 1900 East 86th Street. The applicant is Dahlen Sign Company for Car Bor Nel Properties, 1600 East 78th Street, Richfield, Minnesota. The Council was also requested to waive hearing by the Planning Commission.

Motion was made by Viitala, seconded by Malone, with all voting yea, to grant the conditional use permit, and waive hearing by the Planning Commission.

City Council Minutes - May 9, 1988

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Bloomington, MN 55431
dba SuperAmerica
9250 Bloomington Ferry Road
Bloomington, MN 55438

Notice of the hearing was published in the official City newspaper and a report on the applicant was submitted to the Council by the Police Department and License Examiner. Following discussion, motion was made by Mahon, seconded by Peterson, and all voting aye, to close the hearing and grant the off-sale beer license.

Preliminary and Final Plat
of Versailles 2nd Addition
Case 6325A-88
Item 4.4
R-88-69

The Council was requested by Sunde Land Surveying to consider approving the preliminary and final plat of Versailles 2nd Addition located at 1900-1930 East 86th Street. The plat was submitted to correct the legal boundaries of the plat, and vacation of various easements is being considered under Item 4.6 of the agenda.

The proposed plat was reviewed by the Administrative Subdivision Review Committee on April 26 and was recommended for approval with a condition that 10-foot sidewalk, drainage and utility easements be dedicated on all street frontages. A deed is being prepared for the sidewalk easement, and the drainage and utility easements are dedicated on the final plat.

Following discussion, motion was made by Peterson, seconded by Blessum, and all voting aye, to close the hearing, to approve the preliminary and final plat of Versailles 2nd Addition, to approve the subdivision agreement, and to adopt a resolution granting final approval.

~~Preliminary and Final Plat
of Ashland 1st Addition
Case 8552A-88
Item 4.5
R-88-70~~

~~The Council was requested by the Ashland Oil Company to consider approving the preliminary and final plat of Ashland 1st Addition located at 1300 West 98th Street and 9732 Fremont Avenue. The plat was submitted to incorporate two parcels and vacated right-of-way into one lot. No development is proposed on the lot at this time. An item proposing the vacation of Fremont Avenue was scheduled later on the agenda.~~

~~The proposed plat was reviewed by the Administrative Subdivision Review Committee on May 3, and was recommended for approval with the following conditions:~~

- ~~1. joint driveway agreement be submitted on the south 60 feet of the east 30 feet of the lot for access with the property to the east,~~
- ~~2. 10-foot sidewalk easement along West Old Shakopee Road frontage be provided,~~
- ~~3. final access to be approved through any future site plan approvals,~~
- ~~4. no park dedication,~~
- ~~5. the Ashland Corporation incorporate the small strip (gap) of land into the plat if possible.~~

~~These conditions have been or are being met. A torrens proceedings must be held to incorporate the vacated Fremont Avenue right-of-way into the plat, and the gap in the underlying land descriptions existing between this plat and the plat to the east will be addressed at that proceedings.~~

~~The Director of Planning explained that this property was previously the site of a Mobil Oil Company service station and behind it was Chief's Towing Service. The two properties are now owned by Ashland Oil Corporation and are being combined into one lot.~~

~~Miles Standish, 9808 Girard Circle, said he lives across the street from the SuperAmerica station, and he objects to the way that company does business. He said he can hear noise~~

City Council Minutes - May 9, 1988

Page 2

approved for that land. The Mayor explained that what was before the Council was a plat, and not approval of any new use. He advised Mr. Stundlich to contact the staff to discuss his noise problems so they can be addressed.

Ordinance Vacating Easements
at 1900-1930 East 86th
Street
Item 4.6
O-88-33

The Council was requested by Sunde Land Surveying to consider adopting an ordinance vacating drainage and utility and storm sewer easements on the property at 1900-1930 East 86th Street. The vacation was requested in conjunction with the plat of Versailles 2nd Addition, being considered under Item 4.4 of the agenda. New easements are being dedicated on that plat to cover the utilities that presently exist in the easements to be vacated. Staff recommendation was to vacate the easements, subject to recording of the new plat dedicating the new easements. Following discussion, motion was made by Peterson, seconded by Blessum, and all voting aye, to close the hearing and adopt the ordinance.

~~Ordinance Vacating Easements
at 1280 and 1300 West 98th
Street
Item 4.7
O-88-34~~

~~The Council was requested by SuperAmerica to consider adopting an ordinance vacating street right-of-way for Fremont Avenue and a transportation facility on the properties at 1280 and 1300 West 98th Street. The vacation is requested to permit incorporation of the right-of-way into the plat of Ashland 1st Addition, which was accomplished earlier in the evening. Staff recommendation was for vacation of the easement and right-of-way with the condition that a joint driveway agreement over the south 60 feet of the west 30 feet be submitted for the property at 1280 West 98th Street. Following discussion, motion was made by Spies, seconded by Mahon, and all voting aye, to close the hearing and adopt the ordinance.~~

Petition on 1209 River
Terrace Drive
Item 7.4

The Council had scheduled time for Nedra Nicholls, 1201 River Terrace Drive, to express her concern about a house planned for construction this summer at 1209 River Terrace Drive, which as proposed, would be set further back on the lot than the prevailing front yard setback. Ms. Nicholls presented a petition to the Council, which had also been previously submitted to the Planning Division staff, and which she said was signed by her neighbors, who also object to the placement of the house 350 feet from the street.

Ms. Nicholls said the placement of the house this far back from the street would be behind the houses in the neighborhood, and would spoil their view of the river valley. She said she has been advised that the value of her property will be adversely affected by losing this view.

In response to a question by the Council, the City Attorney said there is nothing in the City Code that mandates how far back a house can be located on a lot as long as the minimum setback requirements are met. He said the location of the proposed house meets all Code requirements and if the property owner came to the City for a building permit the staff would be obliged to issue the permit. He said there are protective covenants affecting the properties in this subdivision, but the proposed location of the house is not in violation of those covenants.

Question was raised by Herbst as to whether the City Code requirement that a house be built at or behind the prevailing setback would have any effect on the placement of the house on the lot with regard to the rear yard setback. Mr. Ornschein replied that the way the City Code is currently written, it does not address structures built further back on a lot beyond the prevailing setback, as the intent was to prevent a building being constructed closer to the street than the prevailing setback unless a variance was granted. Ms. Nicholls said there is a protective covenant preventing building below the 800-foot elevation, and this line goes across all of the lots in this area, and almost bisects the property at 1209 River Terrace Drive.

The Director of Planning indicated there is a deep ravine in the middle of this lot which goes below the 800-foot elevation. Erice Johnson, owner of the property, said one of the

ORDINANCE NO. 88 - 33

AN ORDINANCE TO VACATE A CERTAIN UTILITY EASEMENT AND ALL EASEMENTS
AS DEDICATED BY PLAT FOR STORM SEWER, DRAINAGE AND UTILITY
PURPOSES OVER AND ACROSS ALL OF LOT 1, BLOCK 1, VERSAILLES FIRST ADDITION

The City Council of the City of Bloomington hereby ordains:

Section 1: That the following easements are hereby vacated:

All easements as dedicated by plat for storm sewer, drainage and
utility purposes over and across all of:

Lot 1, Block 1, VERSAILLES FIRST ADDITION

Also, all of that certain easement as described in Document No.
3791136, filed of record in the office of the County Recorder,
for utility purposes over and across part of said Lot 1.

Section 2. That the Mayor and City Manager are hereby authorized to
execute any deeds or other documents which may be necessary to carry out the
vacation described in Section 1 above.

Passed and adopted this 9th day of May, 1988.

ATTEST:

Ernestine Thompson
Secretary to the Council

W. K. L. L.
Mayor

APPROVED:

David R. Orentlicher
City Attorney

Minnesota Suburban Newspapers

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

ss.

COUNTY OF HENNEPIN)

L.J. Canning

, being duly sworn on an oath says that he/she is the publisher or authorized agent and employee of the publisher of the newspaper known as Bloomington Sun-Current, and has full knowledge of the facts which are stated below.

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) The printed Ordinance No. 88-33

which is attached was cut from the columns of said newspaper, and was printed and published once each week, for one successive weeks; it was first published on Wednesday, the 18 day of May, 19 88, and was thereafter printed and published on every _____ to _____ and including _____, the _____ day of _____, 19____; and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice:

abcdefghijklmnopqrstuvwxyz

BY: L.J. Canning

TITLE: Publisher

Acknowledged before me on this

6 day of June, 19 88.

Verdel P. Heblum
Notary Public

RATE INFORMATION

(1) Lowest classified rate paid by commercial users for comparable space	\$ <u>1.00</u> per line (Line, word, or inch rate)
(2) Maximum rate allowed by law for the above matter	\$ <u>54.4*</u> per line (Line, word, or inch rate)
(3) Rate actually charged for the above matter	\$ <u>49.7*</u> per line (Line, word, or inch rate)

City of Bloomington

(Official Publication)
ORDINANCE NO. 88-33
AN ORDINANCE TO VACATE
A CERTAIN UTILITY EASEMENT
AND ALL EASEMENTS AS
DEDICATED BY PLAT FOR
STORM SEWER, DRAINAGE
AND UTILITY PURPOSES
OVER AND ACROSS
ALL OF LOT 1, Block 1,
VERSAILLES FIRST ADDITION

The City Council of the City of Bloomington hereby ordains:

Section 1: The following easements are hereby vacated: All easements created by plat for storm sewer, drainage and utility purposes over and across

ALL OF LOT 1, Block 1, VERSAILLES FIRST ADDITION. Also, all of a certain easement as described in Document No. 3791136, filed of record in the office of the County Recorder, for utility purposes over and across part of said Lot 1.

Section 2: The Mayor and City Manager are hereby authorized to execute any deeds or other documents which may be necessary to carry out the vacation described in Section 1 above.

Passed and adopted this 9th day of May 1988.

W.S. BAUGHNHOUSE
Mayor

ATTEST:
EVELYNNE THOMPSON
Secretary to the Council

APPROVED:
DAVID R. ORNSTEIN
City Attorney

The City of Bloomington does not discriminate on the basis of race, color, national origin, sex or disability.
(May 18, 1988) - BLM

RESOLUTION NO. 88-69

RESOLUTION APPROVING PLAT

WHEREAS, the City of Bloomington is a Municipal Corporation organized and existing under the laws of the State of Minnesota; and

WHEREAS, the City Council of the City of Bloomington has adopted subdivision regulations for the orderly, economic and safe development of land within the City; and

WHEREAS, the City Council has considered the application for a subdivision plat of VERSAILLES SECOND ADDITION as submitted by Versailles Properties, and Northern Life Insurance Company.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Bloomington hereby approves the subdivision plat of VERSAILLES SECOND ADDITION.

This resolution will expire one year from the date of adoption. If the aforesaid subdivision plat is not recorded with the appropriate offices of Hennepin County within one year, a new application will be required for subdivision approval by the City of Bloomington.

Passed and adopted this 9 day of May, 1988.



Mayor

Attest:



City Clerk

City Council Minutes - January 9, 1989

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Ordinance Authorizing
Exchange of Easements
Between City and Versailles
Properties
Item 4.5
0-89-3

The Council was requested to consider adopting an ordinance authorizing the transfer and receipt of certain easements over and across portions of Lot 1 and Lot 2, Versailles First Addition; Lot 1, Block 1, Versailles Second Addition; and Lot 1, Block 1, Fire Station No. 3 First Addition, on East 86th Street. This would be an exchange of easements between the City and Versailles Properties, owner of the Versailles Apartment Complex. Under the proposed easement documents, the City would grant Versailles Properties terminable easements over portions of City property in order to permit existing driveway and electrical service lines to remain in place. Versailles Properties, in turn, would grant the City an access easement over its parcel to the City's fire station parking lot. If the City requires the use of the easement areas on the public parcels, the easement rights may be terminated by the City. Following discussion, motion was made by Blessum, seconded by Peterson, and all present voting aye, to close the hearing and adopt the ordinance.

Resolution Approving Public
Sale of Tax-Forfeited Land
Item 4.6
R-89-3

The Council was requested to consider adopting a resolution approving the public sale by the State or County of certain tax-forfeited lands at 3907 West 111th Street. Following staff review, it was determined there is no public use for this parcel by the City. Following discussion, motion was made by Spies, seconded by Peterson, and all present voting aye, to adopt the resolution.

Consider Bids for Purchase
of Recycling Containers
Item 6.1
(See Page 11)

The Council was requested to consider the bids received and to award a contract for the purchase of recycling containers for residential use. Bids were received as follows:

<u>Vendor</u>	<u>30,000 Containers</u>	<u>15,000 Lids</u>	<u>15,000 Wheel Sets</u>
Rehrig Pacific Company	\$141,300	\$37,500	\$150,000
Household Recycling Prod.	217,800	31,800	259,500
Shamrock Industries	240,000	39,450	64,950

The lids and wheels are optional equipment and will be sold to residents upon request. Quantities for those options are estimates only.

Staff recommendation was to accept the low bid of Rehrig Pacific Company for the containers, lids and wheel sets.

The City Attorney indicated it has been concluded that the specifications for the containers were not precise enough because no minimum size was specified, resulting in receipt of bids for varying sizes of containers as well as shapes. He said it is being requested that the bids be rejected and there be a rebid. The specifications have been revised to specify a minimum and maximum size as well as indicating the containers should be rectangular. While bids would be sought on lids and wheels, the contract would be awarded solely on the price bid for the containers.

In response to a question by the Council, Jean Buckley, Solid Waste Management Coordinator, said 1,000 lids and covers would be ordered if it was determined there would be market for them with the residents, who would be receiving the containers. She said the residents would pay for the lids and wheels while the containers would be furnished to them by the City.

Robert Hoffman, attorney representing Shamrock Industries, said the specifications for the bids which were just received were ambiguous and after seeing the revised specifications, he thinks there is still some ambiguity. He questioned whether the Council was aware of the various types of container and why there should be specificity on what was being bid to assure an acceptable end product. He said requiring a bid for

ORDINANCE 89 - 3

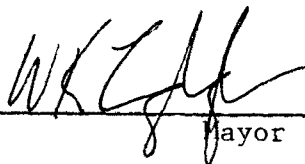
AN ORDINANCE AUTHORIZING THE TRANSFER AND RECEIPT OF CERTAIN EASEMENTS OVER AND ACROSS PORTIONS OF LOT 1 AND LOT 2, VERSAILLES FIRST ADDITION, LOT 1, BLOCK 1, VERSAILLES SECOND ADDITION, AND LOT 1, BLOCK 1, FIRE STATION NO. 3 FIRST ADDITION, HENNEPIN COUNTY, MINNESOTA

The City Council of the City of Bloomington ordains:

Section 1. That the transfer and receipt of the easements described on Exhibits A, B and C hereto is hereby authorized in accordance with the terms of said exhibits.

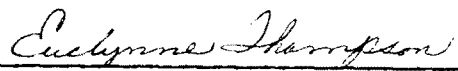
Section 2. That the Mayor and City Manager are hereby authorized to execute any deeds or other documents which may be necessary to conclude the transfer.

Passed and adopted this 9th day of January, 1989.



Mayor

ATTEST:



Secretary to the Council

APPROVED:



City Attorney



Minnesota Suburban Newspapers AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

SS.

COUNTY OF HENNEPIN)

L.J. Canning

, being duly sworn on an oath says

the publisher or authorized agent and employee of the publisher of the newspaper

Bloomington Sun-Current

, and has full knowledge of the fi

stated below.

(A) The newspaper has complied with all of the requirements constituting qualification as a qualifi

as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) The printed Ordinance No. 89-3

which is attached was cut from the columns of said newspaper, and was printed and published once each week,

for one successive weeks; it was first published on Wednesday, the 25 day

of January, 19 89, and was thereafter printed and published on every _____ to

and including _____, the _____ day of _____, 19____; and printed below is

a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size

and kind of type used in the composition and publication of the notice:

abcdefghijklmnopqrstuvwxyz

BY:

TITLE:

Publisher

Acknowledged before me on this

6

day of

March

19 89

Notary Public

MERIDEL M. HEDBLUM

NOTARY PUBLIC — MINNESOTA

HENNEPIN COUNTY

My commission expires 7-2-92

RATE INFORMATION

(1) Lowest classified rate paid by commercial users
for comparable space

\$ 1.10 per line

(2) Maximum rate allowed by law for the above matter

\$ 59.8* per line

(3) Rate actually charged for the above matter

\$ 53.7* per line

City of Bloomington

(Official Publication)

ORDINANCE NO. 89-3

AN ORDINANCE AUTHORIZING THE
TRANSFER AND RECEIPT OF CERTAIN
EASEMENTS OVER AND ACROSS
PORTIONS OF LOT 1 AND LOT 2,
VERSAILLES FIRST ADDITION,

LOT BLOCK 1,

VERSAILLES SECOND ADDITION,

LOT 1, BLOCK 1,

FIRE STREET NO. 3 FIRST ADDITION,

HENNEPIN COUNTY, MINNESOTA

The City Council of the City of Bloomington

ordains:

Section 1. That the transfer and receipt of the
easements described on Exhibits A, B and C
hereto is hereby authorized in accordance with
the terms of said Exhibits.

Section 2. That the Mayor and City Manager
are hereby authorized to execute any deeds or
other documents necessary to con-
clude the transfer of the easements.

Passed and approved this _____ day of January,
1989.

DAVID R. ORNSTEIN Mayor

ATTEST:

EVELYNNE THOMPSON

Secretary to the Council

APPROVED:

DAVID R. ORNSTEIN

City Attorney

The City of Bloomington does not discriminate
on the basis of race, color, national origin,
age or disability.

(Jan. 25, 1989)-BLM