

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. So. 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.

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.

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. Noble 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 6492

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 dona-

Application SuperAmerica
Stations, Inc.
Item 4.3

SuperAmerica Stations, Inc.
1240 West 98th Street
Bloomington, MN 55431
dba SuperAmerica
9250 Bloomington Ferry Road
Bloomington, MN 55438

1 - Off-Sale 3.2% Beer License \$50.00

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 approve 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 enjoys the view that company does business. He said he can hear noise

~~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 Ackerman
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.

seconded by Peterson, and all present voting aye, to close the hearing and adopt the ordinance.

Ordinance Authorizing
Exchange of Easements
Between City and Versailles
Properties
Item 4.5
O-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 an ordinance 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.

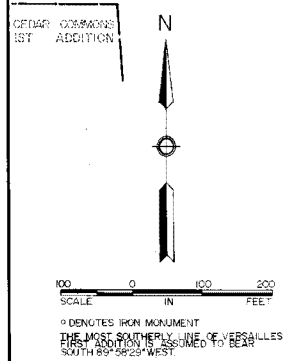
The City Attorney indicated it has been concluded that the specifications for the containers were not precise enough because no minimum size was specified, resulting in receipt of bids for varying sizes of containers as well as shapes. He said it is being requested that the bids be rejected and there 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 specifically on what was being bid to ensure an acceptable product for the residents.

VERSAILLES SECOND ADDITION

C.R. DOC. NO.



Lot 1, Block 1, VERSAILLES FIRST ADDITION, according to the plat thereof on file and of record in the office of the County Recorder in and for Hennepin County, Minnesota;

Except that part which lies westerly of a line run parallel with and distant 33 feet easterly of the following described line:

Beginning at a point on the south line of Section 4, Township 27 North, Range 24 West, distant 395 feet east of the southwest corner thereof; thence run northerly at an angle of 75 degrees 00 minutes 00 seconds from said south section line (measured from west to north) for 324.15 feet; thence deflect to the right on a tangential curve having a radius of 1432.39 feet and a delta angle of 15 degrees 01 minutes 29 seconds for 375.61 feet; thence on tangent to said curve for 250 feet and there terminating;

Also, except that part of said lot 4 which lies southerly of the following described line:

Beginning at a point on the westerly boundary of said Lot 1, distant 23 feet northerly of the southwest corner thereof; thence run southeasterly to a point on the south line of said Lot 1 distant 100 feet easterly of the southwest corner thereof and there terminating.

Have caused the same to be surveyed and platted as VERSAILLES SECOND ADDITION and do hereby donate and dedicate to the public, for public use forever, the drainage and utility easements as shown on said plat.

In witness whereof said VERSAILLES PROPERTIES, a Minnesota limited partnership, has caused these presents to be signed by its proper officers this 30 day of November, 1988.

And in witness whereof said NORTHERN LIFE INSURANCE COMPANY, a Washington Corporation, has caused these presents to be signed by its proper officers this 21 day of November, 1988.

VERSAILLES PROPERTIES

SIGNED: Antoine Abooth its General Partner

NORTHERN LIFE INSURANCE COMPANY

SIGNED: Bennett Kink its Asst. Treasurer S. S. Schmitt its Asst. Treasurer

STATE OF MINNESOTA
COUNTY OF Dakota
The foregoing does hereby on solemnly sworn to me this 30th day of November 1988 W. C. Dahl

12c. Gen. Partner not an of said VERSAILLES PROPERTIES, a Minnesota limited partnership, on behalf of said limited partnership.

STATE OF Minnesota
COUNTY OF Anoka

The foregoing instrument was acknowledged before me this 21st day of November, 1988 by Kenneth Kak
its Asst Treasurer and Steve Wernat its Asst Treasurer of said NORTHERN LIFE INSURANCE
COMPANY, a Washington Corporation, on behalf of said corporation.

I hereby certify that I have surveyed and platted the property described on this plat as VERSAILLES SECOND ADDITION; that this plat is a correct representation of said survey; that all distances are correctly shown in feet and hundredths of a foot; that all monuments have been correctly placed in the ground as shown; that the outside boundary lines are correctly designated; and that there are no wetlands or public highways to be designated.

Edward H. Sundt, Land Surveyor
Minnesota License No. 8512

STATE OF MINNESOTA
COUNTY OF HENNEPIN

The foregoing surveyor's certificate was acknowledged before me this 13TH day of JUNE, 1988 by Edward H. Sunde, Land Surveyor.

BLOOMINGTON, MINNESOTA

This plat of VERSAILLES SECOND ADDITION was approved and accepted by the City Council of the City of Bloomington, Minnesota, at a regular meeting thereof held this _____ day of _____, 198____. If applicable, the written comments and recommendation of the Commissioner of Transportation and the County Highway Engineer have been received by the City or the prescribed 30 day period has elapsed without receipt of such comments and recommendations, as provided by Minn. Statutes, Section 505.03, Subd. 2.

CITY COUNCIL OF BLOOMINGTON, MINNESOTA

BY: _____, its Manager BY: _____, its Manager

Sunde Land Surveying Inc.