

MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
HELD AT CITY HALL
AUGUST 6, 2012
7:00 P.M.

I. CALL TO ORDER

Mayor Hovland called the meeting to order at 7:10 p.m.

II. ROLL CALL

Answering rollcall were Members Bennett, Brindle, Sprague, Swenson and Mayor Hovland.

III. MEETING AGENDA APPROVED

Member Bennett made a motion, seconded by Member Swenson, approving the meeting agenda as reordered to consider Item VIII.G., Findings and Decision Re: Valley View Road and Sally Lane Tree Removal, to follow Item IV. Consent Agenda.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

IV. CONSENT AGENDA ADOPTED

Member Brindle made a motion, seconded by Member Swenson, approving the consent agenda as revised to remove Items IV.D., Resolution No. 2012-100 Bike Lane Designations; IV.E., Resolution No. 2012-101, No Parking Resolution on Antrim Road from West 70th Street to Valley View Road and on Cahill Road from Dewey Hill Road to West 78th Street; IV.H., Request to Purchase, Fiber Optic Cabling – Utley Park to Edina Liquor Store, Improvement No. FO-007; and, IV.K., Professional Park Construction Design and Construction Administration Services Agreement for Countryside Park, as follows:

IV.A. Approve regular and work session meeting minutes of July 17, 2012

IV.B. Receive payment of the following claims as shown in detail on the Check Register dated July 19, 2012, and consisting of 30 pages; General Fund \$451,608.78; Police Special Revenue \$493.27; Braemar Memorial Fund \$1,500.00; Working Capital Fund \$17,900.41; Equipment Replacement Fund \$15,584.47; Art Center Fund \$4,103.71; Aquatic Center Fund \$46,087.25; Golf Course Fund \$76,670.13; Ice Arena Fund \$4,942.20; Edinborough Park Fund \$18,968.20; Centennial Lakes Park Fund \$3,303.42; Liquor Fund \$196,751.72; Utility Fund \$143,891.02; Storm Sewer Fund \$31,630.01; PSTF Agency Fund \$2,311.32; TOTAL \$1,015,745.91; and, for approval of payment of claims dated July 26, 2012, and consisting of 29 pages; General Fund \$184,577.83; Police Special Revenue \$104.93; Braemar Memorial Fund \$48.60; Working Capital Fund \$1,020,692.74; Art Center Fund \$691.22; Aquatic Center Fund \$24,454.71; Golf Course Fund \$12,390.71; Ice Arena Fund \$2,403.85; Edinborough Park Fund \$2,492.51; Centennial Lakes Park Fund \$8,635.81; Liquor Fund \$170,381.68; Utility Fund \$1,065,728.50; Storm Sewer Fund \$447,686.89; PSTF Agency Fund \$6,171.65; TOTAL \$2,976,461.63; and for approval of payment of claims dated August 2, 2012, and consisting of 33 pages; General Fund \$152,814.20; Police Special Revenue \$268.98; Working Capital Fund \$43,214.41; Construction Fund \$1,048.95; Art Center Fund \$10,831.71; Golf Dome Fund \$3,864.63; Aquatic Center Fund \$5,496.33; Golf Course Fund \$38,010.03; Ice Arena Fund \$3,701.13; Edinborough Park Fund \$15,985.38; Centennial Lakes Park Fund \$7,282.57; Liquor Fund \$201,671.06; Utility Fund \$256,503.93; Storm Sewer Fund \$1,110.94; Recycling Fund \$32.78; PSTF Agency Fund \$866.71; Payroll Fund \$5,249.75; TOTAL \$747,878.49; and, Credit Card Transactions dated May 26 – June 25, 2012; TOTAL \$19,632.16.

IV.C. Approve Engineering Services for Normandale Neighborhood Roadway Reconstruction Project

~~IV.D. Adopt Resolution No. 2012-100 Bike Lane Designations~~

~~IV.E. Adopt Resolution No. 2012-101, No Parking Resolution on Antrim Road from West 70th Street to Valley View Road and on Cahill Road from Dewey Hill Road to West 78th Street~~

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- IV.F. Eliminate 2005 Edina Transportation Commission Policy and the Neighborhood Traffic Management Plan
- IV.G. Accept Traffic Safety Report of July 11, 2012
- ~~IV.H. Request to Purchase, Fiber Optic Cabling – Utley Park to Edina Liquor Store, Improvement No. FO-007 Award Bid Contract~~
- IV.I. Request to Purchase, Edina Bike Boulevard – Phase 1, ENG 12-6, awarding the bid to the recommended low bidder, Midwest Asphalt Corporation at \$208,308.76
- IV.J. Adopt Resolution No. 2012-102, Nine Mile Creek Regional Trail; Fred Richards Golf Course to Xerxes Avenue Agreement
- ~~IV.K. Approve Professional Park Construction Design and Construction Administration Services Agreement for Countryside Park~~
- IV.L. Set Date for Canvass of Municipal Election for November 9, 2012, at 5:00 p.m.
- IV.M. Request for Purchase – Overlay of Frontage Road from Eden Avenue to Southview Lane, awarding the bid to the recommended low bidder, Bituminous Roadways, Inc. at \$78,634.00.

Rollcall:

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

ITEMS REMOVED FROM THE CONSENT AGENDA

IV.D. RESOLUTION NO. 2012-100 BIKE LANE DESIGNATIONS – TABLED

Member Sprague urged that the City's consultant Alliant review the proposed design in order to ensure the best possible installation of the City's first bicycle network. He also requested use of state-standard signage, with review and comment by the Bike Edina Task Force and Edina Transportation Commission. Member Bennett concurred, citing difficult intersections including Tracy Avenue and Valley View Road. She recommended that the City consolidate all bike lane designations into a single ordinance that could be amended to add future designations.

Engineer Houle suggested the City hold neighborhood meetings and consider implementation in the spring of 2013. The Council agreed with the need to assure a consistent public process and cohesive bike lane strategy. Public Works Director Olson reviewed the anticipated timeline for consideration, striping the bike lanes, and order signage consistent with neighboring cities. **Member Sprague made a motion, seconded by Member Bennett, to table consideration of Resolution No. 2012-100, bike lane designations to the September 4, 2012, Council meeting to allow time for Alliant to review the bike lane designations and the Bike Edina Task Force and Edina Transportation Commission to review and comment on the designations and corridor signage.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IV.E. RESOLUTION NO. 2012-101, NO PARKING RESOLUTION ON ANTRIM ROAD FROM WEST 70TH STREET TO VALLEY VIEW ROAD AND ON CAHILL ROAD FROM DEWEY HILL ROAD TO WEST 78TH STREET – TABLED

The Council discussed tabling this consideration since it had tabled the bike lane designations. **Member Sprague made a motion, seconded by Member Swenson, to table consideration of Resolution No. 2012-101, no parking resolution on Antrim Road from West 70th Street to Valley View Road and on Cahill Road from Dewey Hill Road to West 78th Street, to the September 4, 2012, Council meeting.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

IV.H. REQUEST TO PURCHASE, FIBER OPTIC CABLING – UTLEY PARK TO EDINA LIQUOR STORE, IMPROVEMENT NO. FO-007 – BID APPROVED

Communication & Technology Services Director Bennerotte advised this expansion was the last part of the cabling to connect City employees to the system. **Member Sprague made a motion, seconded by Member Brindle, to award the bid to the recommended low bidder, Castrejon, Inc. at \$48,000.00.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

IV.K. PROFESSIONAL PARK CONSTRUCTION DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES AGREEMENT FOR COUNTRYSIDE PARK – APPROVED

Manager Neal explained it was not anticipated to replace the Countryside Park play area (schematic 6 in master plan) with an adaptive play structure similar to Miller Park. The Council acknowledged the Countryside Park Master Plan was created through a collaborative effort between the City and neighborhood residents. Discussion ensued whether to request the Parks and Recreation Department to contemplate retrofitting part of this play structure, i.e., swing, to accommodate an adaptive play element. Mr. Neal advised it was possible to incorporate such an element. The Council directed staff to incorporate adaptive play elements in master plans going forward and thanked the Park and Recreation Department for moving forward with this Master Plan. It was noted the source of funding was The Waters park dedication fees of over \$600,000. **Member Brindle made a motion, seconded by Member Swenson, to approve the Hoisington Kogler Group, Inc. Professional Services Agreement to develop construction plans, specifications, and bidding documents and provide construction administration services for the development of the Countryside Park Master Plan at \$68,220 plus reimbursable expenses of mileage and printing.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII. REPORTS / RECOMMENDATIONS

VIII.G. FINDINGS AND DECISION RE: VALLEY VIEW ROAD AND SALLY LANE TREE REMOVAL – RESOLUTION NO. 2012-98 – TABLED

Due to a letter received from the homeowner's legal counsel, the City Attorney recommend tabling to closed session. **Member Sprague made a motion, seconded by Member Swenson, to table consideration of findings and decisions regarding Valley View Road and Sally Lane tree removal for a closed session following the August 21, 2012, City Council meeting.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

V. SPECIAL RECOGNITIONS AND PRESENTATIONS

V.A. RESOLUTION NO. 2012-105 - COMMUNITY GARDENS – ADOPTED

Mayor Hovland read in full Resolution No. 2012-105, designating August 11, 2012, as Community Gardening Day in Edina. **Member Brindle introduced and moved adoption of Resolution No. 2012-105, honoring Community Gardening Day in Edina.** Member Bennett seconded the motion.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

Sara Maske, do.town Campaign Field Director, accepted the resolution on behalf of do.town and community gardens.

VI. PUBLIC HEARINGS HELD – Affidavits of Notice presented and ordered placed on file.

VI.A. FRANCE AVENUE INTERSECTION ENHANCEMENTS – RESOLUTION NO. 2012-103 – ADOPTED

Chuck Rickart, WSB & Associates, presented France Avenue intersection enhancements, noting the scope change had been approved by the Metropolitan Council. Mr. Rickart presented scope change option revised costs for each intersection totaling \$2,302,400 due to additional right-of-way costs. He reviewed the public input process, noting the public consensus had been to proceed forward with Option 1: separated bike/pedestrian with boulevards. However, Option 1 raised the cost to over \$9 million so the

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ETC considered a revised Option 3: no bike lanes on France Avenue; east/west bike lanes consistent with the City Bike Plan; and, provide sidewalk connections on France Avenue with boulevards. Due to remaining concerns related to project cost, the ETC determined to recommend alternatives for reducing project costs to \$5,799,100. Mr. Rickart presented a comparison of option costs and areas of further reductions as discussed with the Council that would lower the project cost to \$4,000,000. It was noted funding sources of \$2,590,000 had been identified as well as other possible sources. Mr. Rickart advised of the anticipated schedule with bidding by March 31, 2013, to meet the funding sunset date, and construction to start the summer of 2013.

The Council acknowledged the stakeholder meetings led to a broader scope, a more robust corridor design, and higher cost than originally planned. Mr. Rickart indicated the biggest cost increase related to adding an eight-foot boulevard and eight-foot sidewalk as well as increased landscaping and urban design elements. The Council discussed project elements including bioswales, landscaping, and 10-foot by 20-foot pedestrian refuges within the median. Staff was asked to consider crosswalk options that were clearly viewable during the day and night.

Mr. Houle answered the Council's questions relating to Hennepin County input and its concern with raised planters next to the roadway on the pedestrian side. The Council acknowledged this project provided the opportunity for Hennepin County and Edina to craft an A-minor arterial street design that showed the region what could be done in terms of functionality and beautification. It was noted this project would enhance the pedestrian experience and the case could be made that abutting property owners should donate its right-of-way to create a better shopping district.

Michael Fischer, LHB Engineers & Architects, clarified that urban design was more than elements and included landscape features for the entire corridor. He emphasized the need to continue the effort to assure each abutting property owner made efforts to connect to the corridor. It was noted this was a short-term project to meet federal grant deadlines, make decisions that could be afforded today, and set the France Avenue stage for tomorrow's bigger vision. From an urban design consideration, the City needed to assure the project allowed for medians, boulevards, and future elements (monuments, trees, lighting, and plantings). Mr. Fischer pointed out that Option 3 was fiscally responsible and addressed the intent to not preclude those elements from occurring in future phases. It would adequately address intersection areas and future phases would fill in the areas between intersections. Mr. Fischer addressed median landscaping and voiced support for a working partnership with property owners to negotiate easements for future phases.

Mayor Hovland opened the public hearing at 8:19 p.m.

Public Testimony

Bob Rofidal, 7125 Bristol Boulevard, addressed the Council.

Scott Solberg, 4201 West 66th Street, addressed the Council.

Kitty O'Dea, 4610 Bruce Avenue, addressed the Council.

Member Swenson made a motion, seconded by Member Sprague, to close the public hearing.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

Mr. Rickart and Mr. Houle addressed questions raised during public testimony. The Council asked staff to analyze whether the missing sidewalk segment from Valley View Road to France Avenue could be considered as part of this project. The Council discussed the project costs, noting the original project proposed a pedestrian bridge at a cost of \$4 million. **Member Swenson introduced and moved adoption**

of Resolution No. 2012-103, Receiving Feasibility Study and Approving Option 3 for France Avenue Intersection Enhancements Improvement No. BA-404, subject to a \$4 million City contribution cap including TIF and the original federal grant, to not include monuments unless alternate funding was found, not replace the Whole Foods sidewalk; to not construct a boulevard by Byerly's/Macy's area pending redevelopment of those parcels; to restripe and narrow the southbound lanes; to apply for grants from Hennepin County Public Works and Community Works, to provide additional funding for the project; and to direct staff to discuss right-of-way acquisition, and possible dedication from adjacent property owners. Member Sprague seconded the motion.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

VI.B. APPEAL HERITAGE PRESERVATION BOARD'S ISSUANCE OF CERTIFICATE OF APPROPRIATENESS FOR NEW HOME AT 4524 BRUCE AVENUE – SUPPORTIVE FINDINGS ORDERED

Assistant Planner Presentation

Associate Planner Repya presented the decision of the Heritage Preservation Board (HPB) approving a Certificate of Appropriateness (COA) to build a replacement home at 4524 Bruce Avenue. It was noted the HPB agreed that the size, scale, and massing of the proposed home was complimentary to adjacent homes. Ms. Repya reviewed the conditions of approval identifying design elements that were removed or changed and findings supporting the approval.

Appellant Presentation

Erik Wordelmann, 4522 Bruce Avenue, stated his property was located north of the subject site. He voiced concern with the scale legend that he believed was incorrectly presented; inappropriateness of the front porch feature in this Country Club District; and, proposed use of non-traditional exterior material (painted cement panels instead of traditional stucco).

Kitty O'Dea, 4610 Bruce Avenue, presented the reasons she filed an appeal of the HPB recommendation for approval on a 5 to 4 vote. She believed the home proposed features not typically found in Country Club Tudor homes including a front porch, open covered entry, and floating front-facing third floor window. She described her study of 95 Tudor homes and displayed pictures of neighborhood homes. Ms. O'Dea requested the matter be tabled and referred to the HPB for consideration of all information including her photography library and sample materials. She also asked that the term "appropriate" be tightened.

Respondent Presentation

Matt Hanish, JMS Custom Homes Vice President, explained the respondent had made concessions between the first and second HPB meeting based on input, and a COA was issued on July 10, 2012. It did not indicate an appeal process was taking place so the Ericksons moved forward with a replacement property. Mr. Hanish referenced the historical and architectural study of the Country Club District indicating it found only 20 homes that met Tudor styling, meaning there was confusion relating to true Tudor styling. Mr. Hanish indicated they had presented a home design that was Tudor inspired with timbering, a front porch, and third-story dormer as found in the Country Club District. He advised that two other homes in this District were approved with stucco alternatives, resulting in setting that precedent. Mr. Hanish stated JMS was buying homes appropriate for redevelopment and takes a great deal of time to develop a project to meet the needs of the buyer and respect and complement the existing neighborhood, as proposed with this project. He asked the Council to support the decision of the HPB and recommendation of planning staff.

The Council asked questions of Mr. Hanish related to the Tudor-inspired design and proposed building material. Mr. Hanish displayed the exterior materials board and stated they propose to use a monochromatic natural stone product for the foundation. He clarified that the application included a full set of plans and staff provided the HPB with a reduced copy of the plan. The respondent also submitted a

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complete grading plan and scaled drawing of the proposed home and homes on each side. Mr. Hanish indicated the grade of the subject property was such that the existing home was somewhat higher.

The Council discussed the requested use of composite exterior materials. Mr. Hanish indicated such materials had been approved and received a COA. JMS Homes preferred this building material for its ease of installation, warranty, and to avoid the strong stigma on stucco homes built since the 1980s relating to mold issues. It was noted that cement board siding and composite trim board had been used at 4601 Drexel Avenue.

Mayor Hovland opened the public hearing at 9:07 p.m.

Public Testimony

Don McCormick, 4523 Casco Avenue, addressed the Council.

David Goldstein, 4509 Bruce Avenue, addressed the Council.

Amy Gustafson, 4518 Bruce Avenue, addressed the Council.

Member Swenson made a motion, seconded by Member Sprague, to close the public hearing.

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

The Council discussed the issues raised during public testimony and asked questions of Ms. Repya who clarified that several projects proposing use of cement stucco panels had not received HPB approval because that material did not lend itself to stucco due to architectural style. Ms. Repya stated consideration of nontraditional exterior materials was on a case-by-case basis. It was noted standard practice was for the applicant to present the exterior materials board to the HPB; however, in this instance it was not presented.

The Council indicated its support for consistent use of materials found throughout the Country Club District and expressed reluctance to consider the proposed covered porch since it required a variance. The Council found the proposed design favored Tudor-style Cottage, noting the eave braces appeared to be a chalet style. No concern was voiced over the use of monochromatic foundation. Because the 100-slide presentation, exterior materials board, and other pertinent information had not been presented to the HPB, the Council discussed referring the matter to the HPB to revisit the front entry design and material usage, and provide a recommendation on a home that could be built.

Mr. Neal and Attorney Knutson advised that if the Council's consensus was to uphold the appeal keeping in mind 60-day review period, staff be directed to prepare findings of fact consistent with grant of the appeal. **Member Sprague made a motion, seconded by Member Bennett, to direct staff to prepare findings consistent with grant of the appeal.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland

Motion carried.

VII. COMMUNITY COMMENT

Cheryl Appeldorn, 4611 Townes Circle, expressed concern relating to on-going flooding in the woodland area of the White Oaks neighborhood. Mr. Houle stated staff would submit a report on potential options at a near future meeting.

VIII. REPORTS / RECOMMENDATIONS – (continued)

VIII.A. STUDENT APPOINTMENTS TO ADVISORY BOARDS AND COMMISSIONS – CONFIRMED

Members Brindle and Bennett introduced the item and presented a slate of student appointments. It was noted a recommendation was not made for the Edina Housing Foundation (EHF) due to the timing of its meetings and the EHF's work does not provide opportunity for active student participation. **Member Brindle made a motion, seconded by Member Bennett, confirming appointment of: Edina Art Center Board – Anna Ellingboe and Melissa Stefanik; Energy & Environment Commission – Andrew Brandt and Elana Sokol; Edina Community Health Committee – Kaia Lindquist and Helen Risser; Heritage Preservation Board – Sarah Good and Nathan Johnson; Human Rights & Relations Commission – Tara Mohtadi and Maggie Stang; Park Board – Yasmeen Almog and John O’Leary; Planning Commission – Emily Cherkassky and Ben Kilberg; and, Transportation Commission – Steven Schweiger and Caroline Sierks.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.B. ORDINANCE NO. 2012-15 – FRANCHISE ORDINANCE CENTERPOINT ENERGY – GRANTED FIRST READING

VIII.C. ORDINANCE NO. 2012-16 – FRANCHISE ORDINANCE XCEL ENERGY – GRANTED FIRST READING

Mr. Neal presented the draft franchise ordinance that would implement a modest franchise fee on Edina customers to create a new revenue stream that would be specifically dedicated to funding new improvements sidewalks, trail, and non-motorized transportation projects. It was noted the proposed modest franchise fee would annually generate about \$1.1 million.

The Council discussed the benefit of creating a separate and dedicated revenue stream to free up MSA funds to complete the City’s transportation system in a more comprehensive manner. Member Bennett noted the franchise fee, if approved, would be a burden on the entire community and the proposed use of funds would also benefit the entire community. Mr. Neal stated staff would prepare supportive policies prior to second reading of these ordinances. The Council requested staff also provide a hierarchy of projects and branding suggestions. **Member Swenson made a motion to grant First Reading to Ordinance No. 2012-15, implementing a gas energy franchise fee on Centerpoint Energy Minnesota Gas (“Centerpoint Energy”) for providing gas energy service within the City of Edina; and, to grant First Reading to Ordinance No. 2012-16, implementing an electric service franchise fee on Northern States Power Company, a Minnesota corporation, d/b/a Xcel Energy, its successors and assigns, for providing electric service within the City of Edina. Member Sprague seconded the motion.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.D. SPECIAL ASSESSMENT POLICY REVISION – APPROVED

Mr. Neal introduced the item and recommended approval of the revision that accomplished a number of Council goals: to extend the repayment period from 10 to 15 years; to restructure the payments from a declining principal formula to a level payments formula; and, to decrease the spread between the interest rate of the City’s project financing and what was added to the special assessments that were financed by the City from 2% to 1%. Mr. Houle indicated the recommendation was to start this policy for assessment hearings after January 31, 2013. Finance Director Wallin explained this start date was recommended because the Council sold bonds for projects started last year for assessment this fall that listed projects specifically and the projects were to be 10 years and carry 4.1% interest rate. He advised that rating agencies look at the amount of City debt and debt paid over a ten-year period; however, he did not believe it would impact the City’s AAA bond rating.

Mr. Neal and Mr. Houle answered questions of the Council relating to process. Staff was asked to evaluate the REU formula for schools and other occupied buildings that were not residential to assure the REU formula was fair. Council support was expressed for a 15-year assessment term and to not complicate communications with property owners by offering a neighborhood vote on a ten or 15 year repayment

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term." **Member Swenson made a motion, seconded by Member Brindle, to approve a Special Assessment Policy.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

The Council directed staff to prepare a revision to Section 1 to add stormwater management improvement into allocated costs for consideration at its September 4, 2012, meeting and also address the Living Streets Policy making the policy clear who paid for boulevards and crosswalks.

VIII.E. RESIDENTIAL CURBSIDE RECYCLING CONTRACT – APPROVED

Recycling Coordinator Wilmot described the creation of a residential curbside recycling contract and advised that none of the four responses offered a two-sort program. She presented the review process by staff and Foth Infrastructure relating to environmental, education, and qualification scorings, and described the economic review process to determine best value ranking. Ms. Wilmot advised the final determination that Allied Waste received the best ranking and additional benefits resulting from staff negotiations for high side indices for revenue share; four \$500 Edina High School scholarships for graduating seniors; and, added cost of annual direct mailing publication that would result in a savings of approximately \$5,000. Ms. Wilmot recommended early contract implementation, before January 1, 2013, to realize additional cost savings. **Member Sprague made a motion, seconded by Member Swenson, to approve the seven-year residential curbside recycling contract with Allied Waste Systems at an estimated annual cost of \$326,595.00.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.F. REQUEST FOR PURCHASE – WOODDALE AVENUE INTERSECTION IMPROVEMENTS, ENG 12-7 – BIDS REJECTED

Mr. Houle introduced the item and advised of the high cost to construct bump-outs along Wooddale Avenue to protect the parking lane. It was noted the low bid was \$265,902. He recommended, since there was no funding source, that the Council reject the bids and consider this project at a later date. The Council noted the need for education relating to the correct lane of travel for bicyclist and that it was an ordinance violation for pedestrians to walk in the street if sidewalks were present. The Council asked whether this project could be partially funded from surplus. Mr. Neal advised there was a 2011 surplus of \$1.6 million and this project could be included if the Council found it was worth the money. The Council acknowledged that the bids were cost prohibitive and the City had other higher priority needs. **Member Swenson made a motion, seconded by Member Sprague, to reject all bids for Wooddale Avenue Intersection Improvements, ENG 12-7, due to lack of funding.**

Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

VIII.G. FINDINGS AND DECISION RE: VALLEY VIEW ROAD AND SALLY LANE TREE REMOVAL – RESOLUTION NO. 2012-98

This item was considered following Item IV. Consent Agenda.

VIII.H. RESOLUTION NO. 2012-97 – ADOPTED – ACCEPTING VARIOUS DONATIONS

Mayor Hovland explained that in order to comply with State Statutes; all donations to the City must be adopted by Resolution and approved by four favorable votes of the Council accepting the donations. **Member Bennett introduced and moved adoption of Resolution No. 2012-97 accepting various donations.** Member Sprague seconded the motion.

Rollcall:
Ayes: Bennett, Brindle, Sprague, Swenson, Hovland
Motion carried.

IX. CORRESPONDENCE AND PETITIONS

IX.A. CORRESPONDENCE

Mayor Hovland acknowledged the Council's receipt of various correspondence.

IX.B. ADVISORY BOARDS & COMMISSION CORRESPONDENCE:

1. **MINUTES – EDINA COMMUNITY HEALTH COMMITTEE, MAY 15, 2012**
2. **MINUTES – EDINA RIGHTS & RELATIONS COMMISSION, JUNE 26, 2012**
3. **MINUTES – PLANNING COMMISSION, JULY 11, 2012**
4. **MINUTES – EDINA TRANSPORTATION COMMISSION, JUNE 21, 2012, AND JULY 9, 2012**

Informational; no action required.

X. MAYOR AND COUNCIL COMMENTS – Received

XI. MANAGER'S COMMENTS – Received

XII. ADJOURNMENT

There being no further business on the Council Agenda, Mayor Hovland declared the meeting adjourned at 11:44 p.m.

Respectfully submitted,

Debra A. Mangen, City Clerk

Minutes approved by Edina City Council, August 21, 2012.

James B. Hovland, Mayor

Video Copy of the August 6, 2012, meeting available.