

REPORT / RECOMMENDATION



To: MAYOR & COUNCIL

Agenda Item #: IX. A.

From: Debra Mangen
City Clerk

Date: June 3, 2014

Subject: Correspondence

Action
Discussion
Information

Action Requested:

No action is necessary.

Attachment:

Attached is correspondence received since the last Council meeting.

May 15, 2014

James Hovland, Edina Mayor

Scott Neal, Edina City Manager

Dave Nelson, Chief of Police

RE: Citation number 270614205724

Dear Gentlemen:

Congratulations on what I hope was a successful police sting/entrapment by the Edina police department on May 13, 2014. At least that is what the people I have spoken to regarding the incident have called it when you have 4 squad cars stationed at one location stopping several motorists.

On May 13, 2014, I took a right hand turn from the Southdale mall and proceeded to the corner of 69th and France avenue. As I approached the corner, I noted that the stoplights were not working properly. They were set to a constant flashing red. I put on my left blinker, came to a complete stop, and waited my turn at what I thought was a temporary 4 way stop since the stoplights were not working. If there was a sign indicating no left hand turn, I apologize I did not see one.

I turned the corner and noted ahead of me that there was a car that had been stopped by a patrol car. I then noted in my rear view mirror the flashing lights behind me. I immediately pulled over and was approached by Officer S. Young, badge number 196.

Officer Young had a rude and condescending attitude when he spoke to me! He acted like I was old person who shouldn't be driving. Yes, I am 61 years old. I have also had my license for 45 plus years, have never had any type of traffic citation not even a parking ticket. In fact, I had never been stopped by a police officer until the night of May 13, 2014. I worked for the court administrator's office in Kandiyohi County, Willmar, Minnesota for 23 years and have had the upmost respect for all law enforcement until I met Officer Young. My husband said to me, 'I thought police officers were hired to serve and protect you, not make you feel like a criminal' which is exactly how I felt after speaking to Officer Young.

After Officer Young asked for my driver's license, he went back to his car. He was only gone for such a brief period of time that I find it hard to believe he even ran my driving record which was perfect until that night. He did not ask for my insurance or registration. He seemed to be in a hurry to give me the citation and get rid of me. I read the mission statement for the city of Edina and I think someone needs to explain to him what "a sound public infrastructure" means.

I certainly hope he won the contest him and the other 3 officers seem to be having that evening as to who could give out the tickets. When I drove off, there 3 other cars pulled off to

side of France avenue by other police officers. I am sure your records can show you how many tickets were issued at that corner on May 13.

On May 15, 2014 at 6:04p.m., I was at the corner of 69th and France. I observed 3 cars make left hand turns onto France Avenue and there wasn't even 1 squad car present at the location that evening to give out citations. May 16, observed 2 cars make left hand turns--again no patrol cars in the area.

I think it is a real shame that instead of thanking motorists for their time and patience during the construction on France avenue, the city police department decided to make motorists suffer even more by giving out citations instead of warnings! France avenue is such a mess with all the construction and signs that motorists are forced to sit for long periods of time just to get through some of the intersections because of the backed up of traffic.

Thank you taking the time to read my letter.

Sincerely,

A handwritten signature in black ink that reads "Elaine Tompt". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Elaine Tompt

4421 Bulrush Blvd, Shakopee MN 55379 612)834-0610

Citation # 270614205724			
County Name: HENN CO DISTRICT 4 COURT		CN/ICR#	
Identification: <input checked="" type="checkbox"/> DL <input type="checkbox"/> DVS Web <input type="checkbox"/> Photo ID <input type="checkbox"/> FP <input type="checkbox"/> Other			
DL Number [REDACTED]		MN <input checked="" type="checkbox"/> CDL <input type="checkbox"/> State MN	
Name First Middle Last Suffix: ELAINE ELDORA TOMPT			
Address - Street, Apt. # 4421 BULRUSH BLVD			
City SHAKOPEE		State MN	Zip 55379
DOB (mm/dd/yyyy)	Height	Weight	Eyes Gender [REDACTED] F
Juvenile's Guardian/Address		<input type="checkbox"/> Same address as juvenile	
Veh. Lic. No.	Plate Year	State	Make Style Color 16+ Pass. BLK
Date of Offense 05/13/2014	Time of Offense 07:33 PM	<input type="checkbox"/> Accident/Crash <input type="checkbox"/> Property <input type="checkbox"/> Injury <input type="checkbox"/> Fatal <input type="checkbox"/> Pedestrian	
<input checked="" type="checkbox"/> Driver	<input type="checkbox"/> Owner	<input type="checkbox"/> Passenger	<input type="checkbox"/> Operate <input type="checkbox"/> Parked <input type="checkbox"/> Occupant
Offense Location 7040 FRANCE AV S		City/Community/Township EDINA	
Offense Charge Description 1 TRAF-SIGN-SEMAPHORE - ALL		Statute/Ordinance 169-06-4-A	PM, M, GM
Offense Charge Description		Statute/Ordinance	PM, M, GM
Offense Charge Description		Statute/Ordinance	PM, M, GM
Offense Charge Description		Statute/Ordinance	PM, M, GM
<input type="checkbox"/> Speed 169.14 (subd _____): _____ mph _____ zone		<input type="checkbox"/> 3rd Violation	
<input type="checkbox"/> No Seat Belt Use 169.686		<input type="checkbox"/> No Proof of Insurance 169.791	
<input type="checkbox"/> AC Taken - AC: _____ Test Type: <input type="checkbox"/> Refused <input type="checkbox"/> Breath <input type="checkbox"/> Blood <input type="checkbox"/> Urine			
<input type="checkbox"/> Unsafe Conditions Weather:		<input type="checkbox"/> School Zone	<input type="checkbox"/> Commerical Veh. DOT# _____
<input type="checkbox"/> Endangering Life & Property		<input type="checkbox"/> Work Zone	#Pounds Overweight: _____
		<input type="checkbox"/> Hazardous Material (DOT)	
Your court pay or appearance date is: _____ at _____			
In the: DIVISION 4			
See the back of this citation for more information.			
Officer(s) Name(s) YOUNG, S		Officer No(s): 196	Prosecutor
Controlling Agency (CAG) MN0270600 E0007		How Issued <input type="checkbox"/> In Person <input type="checkbox"/> Mailed <input type="checkbox"/> Left at Scene	Date Issued

www.mncourts.gov/fines. Have your citation number available.

- By Phone: Using MasterCard or Visa, call 612-348-2040. Have your citation number available.
- By Mail: Check or Money Order payable to Court Administration. Send to: District Court - Hennepin County, Government Center - Public Service Level, 300 South 6th Street, Minneapolis, MN 55487-0014. Include a copy of your citation or indicate the citation number on the check or money order.
- In Person: Payments are accepted at certain Court locations. You may call 612-348-2040 or check the website at www.mncourts.gov/fines

You have the right to appear in court. Please refer to the front of this citation. If a court date is noted, you must either pay your fine by this date or you may choose to appear in court on that date, time and at the location indicated. If no court date is noted, you must pay the amount owed or you may schedule an appearance within 30 days from the date this citation was issued. To make a payment or schedule an appearance call: 612-348-2040. Please allow 10 business days (from the date you receive your citation) for processing before calling.

BY PAYING THIS FINE(S), YOU ARE ENTERING A PLEA OF GUILTY to this offense(s) and voluntarily waive your rights to the following: (Minn R. Crim. P.23.03)

1. To a court trial, if the offense is a petty misdemeanor or a court or jury trial for all other offenses;
2. To be represented by counsel;
3. To be presumed innocent until proven guilty beyond a reasonable doubt;
4. To confront and cross examine all witnesses; and
5. To either remain silent or to testify on your own behalf.

A plea of guilty will result in a conviction. If convicted, you must pay a state imposed surcharge under M.S. 354.021 s6. The current amount of the required state surcharge is \$12 for parking-related offenses and \$75 for all other offenses. M.S. 169.99. Additionally, a law library fee will be owed. These surcharges and fees are included in the total payable amount provided to you by phone or web. Under Minn. Stat. § 480.15, subd. 10c, unpaid fines may be referred for collections. You have the right to contest the referral. Issuance of a worthless check to the court is a crime, and you will be subject to civil and criminal penalties. In addition, a charge of up to \$30 will be assessed on all returned checks (MN 609.113 subd. 2). Other important notices regarding your rights can be found on the Minnesota Judicial Branch website at: www.mncourts.gov/fines

If a Court Appearance is Required

Certain offense(s) require you to appear in court. To verify if the charge(s) you have received require a court appearance, please call 612-348-2040 and refer to the front of this citation. If you must appear in court and a court date is noted on the front of this citation, your appearance is scheduled for the date, time and location indicated. If you must appear in court and no court date is noted on the front of this citation, a Notice to Appear indicating a court date will be mailed to the address of the citation. If this address is not correct, you must immediately notify the court at the number noted above of your current address. Failure to Appear may result in a bench warrant being issued for your arrest. If you have questions regarding the charge(s), call the number noted above.

Penalties for Failure to Respond

Failure to respond as required for a Misdemeanor may result in:

- The Department of Public Safety and/or the Department of Natural Resources being notified of your failure to appear, depending on the offense(s) charged. These agencies may suspend your driver's license or DNR licenses for failing to appear.
- A warrant may be issued for your arrest.
- Late fees may be assessed.

Failure to respond to a Petty Misdemeanor by paying the amount due, appearing in court or contacting the Court Payment Center will be considered a plea of guilty and waiver of the right to trial unless the failure to appear is due to circumstances beyond the person's control (M.S. 169.91; 609.491). In addition, the Department of Public Safety and the Department of Natural Resources will be notified of your failure to appear and conviction, depending on the offenses charged. These agencies may suspend your driver's license or DNR licenses for failing to appear.

Heather Branigin

From: Larson, Mary Beth <MaryBeth.Larson@allina.com>
Sent: Tuesday, May 20, 2014 2:17 PM
To: Edina Mail; jonibennett12@comcast.net; Mary Brindle (Comcast); joshsprague7@gmail.com; swensonann1@gmail.com
Subject: Proposed Land Use

Dear Edina City Council,

As a resident of Edina and active member of Edina Swim Club we want you to know that we request that the City Council focus attention on the proposed use of the land toward a much-needed community space for residents and sports organizations in the form of a state-of-the-art community center before entertaining private-uses for the land. Edina is a city where family and a sense of community is very important. A community center would support these values.

We ask that you postpone any Request for Information (RFI) for private use of the public land at 5146 Eden Avenue or other location within the City of Edina until the current and other community center proposal(s) are evaluated.

Respectfully,

Mary Beth Larson, Edina Resident & Swim Club Parent



Mary Beth Larson, MSN, RN- Risk Manager

Abbott Northwestern Hospital/Internal Mail Route # 16539

Ph: 612-863-5995/Pgr: 612-654-2150/Fax: 612-863-6116

Email: marybeth.larson@allina.com

The information contained in this e-mail transmission, and any attachment, is privileged and confidential. If you are not the intended recipient, do not read, distribute, or reproduce this transmission. If you have received this e-mail transmission in error, please notify my office immediately of the error by return e-mail and please delete the message from your system. Thank you in advance for your cooperation.



This message contains information that is confidential and may be privileged. Unless you are the addressee (or authorized to receive for the addressee), you may not use, copy or disclose to anyone the message or any information contained in the message. If you have received the message in error, please advise the sender by reply e-mail and delete the message.

Heather Branigin

From: Hansen, Phil R. <phil.hansen@redcross.org>
Sent: Tuesday, May 20, 2014 3:37 PM
To: James Hovland
Subject: Please join me: American Red Cross Heroes Breakfast
Attachments: Heroes Evite 2.pdf

Dear Jim,

I hope this finds you well.

Hopefully you recently received an invitation to our 6th annual **American Red Cross Heroes Breakfast**. If not, there is one attached. We will be honoring six inspiring local heroes whose extraordinary actions saved lives and made our community a better place. By attending the breakfast you will honor the efforts of our heroes and help the Red Cross raise funds to fulfill its mission of preventing and alleviating human suffering. Please join us--I know you will find this to be an uplifting and worthwhile experience.

Please click [here](#) to purchase individual tickets or to sponsor a table. **If you do purchase a ticket(s), please let me know—I am hoping to fill two tables and I would like to seat you with my group.**

Please note: Our National Red Cross President Gail McGovern and Board of Governors Member Richard Davis, CEO of US Bank will be attending and speaking at the event.

Event Details

Date: Thursday, June 5th
Time: 7:00 – 9:00 a.m.
Location: Hilton Minneapolis
Ticket Price: \$50 per person or \$1,500 for a table sponsorship

Best to you,

Phil

p.s. If you are still not sure, click on the links below to hear the stories of two individuals who were honored at last year's event. If this is the only event you attend this year, I promise you will not regret it.

Geoff Racette was on his way home from work one day when he noticed something strange in the ditch next to the road. After investigating more, Geoff found a woman that had been trapped in her car for more than 18 hours on a cold January day. This young man, just 20 years old, saved the woman's life. <https://www.youtube.com/watch?v=ulKt6hr8IH8>

After a tough upbringing and time in jail, Jeff Wynne is determined to help those who continue to struggle in the community. Through contacts he has made, Jim brings speakers to the Dakota County Jail to uplift inmates and help them to make positive changes in their lives. <https://www.youtube.com/watch?v=GQVUU5fxJNg>

Phillip Hansen
Chief Executive Officer

American Red Cross-Northern Minnesota Region
612-872-3220
phil.hansen@redcross.org

redcrossmn.org
twitter.com/redcrossmn
[facebook.com/redcrossmn](https://www.facebook.com/redcrossmn)



The American Red Cross of Northern Minnesota cordially
invites you to the 6th Annual

Heroes
 *Breakfast*
2014

Honoring community heroes
Thursday, June 5, 2014

Special Guests:
Gail McGovern, American Red Cross President and CEO

National Board of Governors Member
Richard K. Davis, Chairman, President and CEO, U.S. Bancorp

Registration: 7:00 a.m.
Program & Breakfast: 7:30 a.m.

Presented by:

Hilton Minneapolis
1001 Marquette Ave. S.
Minneapolis, MN 55403



For tickets, sponsorship details or
more information, please contact
EventsNorthernMN@redcross.org



Heather Branigin

From: Vanessa Foster <fosterelandervanessa@gmail.com>
Sent: Wednesday, May 21, 2014 7:38 PM
To: sean.broom@mail.house.gov; johnpaul.yates@mail.house.gov;
rep.paul.thissen@house.mn; rep.frank.hornstein@house.mn;
sen.scott.dibble@senate.mn; sen.melisa.franzen@senate.mn;
betsy.hodges@minneapolismn.gov; Edina Mail
Subject: Thanks For Your Leadership

TO:

U.S. Representative Keith Ellison
U.S. Representative Erik Paulsen
Paul Thissen, Minnesota Speaker of the House of Representatives State Senator Scott Dibble State Senator Melisa Franzen State Representative Frank Hornstein Mayor Betsy Hodges, City of Minneapolis Mayor James Holvand, City of Edina John Quincy, Minneapolis City Council Linea Palmisano, Minneapolis City Council Joni Bennett, Edina City Council Scott Neale, City Manager, City of Edina Loren Olson, Policy Aide John Dybvig, Policy Aide

CC:

Senator Amy Klobuchar
Senator Al Franken
Governor Mark Dayton

Thank you for your leadership with the airport issues. The recent FAA announcement indicating that they will not implement Area Navigation (RNAV) departure routes at MSP would not have been possible without representatives like you and the community coming together in a unified front to find a solution.

We look forward to your active leadership as we continue to push for other changes impacting this issue, including:

- Mandating an environmental impact study (EIS) for all changes at MSP - land and air
- Changing how noise is measured to be fair for all our neighborhoods
- Creating a long-term statewide aviation plan that addresses the inevitable airport growth at MSP

Our community is always better when we come together. Thanks, again, for all you do.

Regards,

--
Vanessa Foster
fosterelandervanessa@gmail.com
4105 Longfellow Ave
Minneapolis, MN

Heather Branigin

From: lynnjakubik@comcast.net
Sent: Thursday, May 22, 2014 7:41 AM
To: Edina Mail
Cc: Lynn Jakubik
Subject: Construction on France ave - For Mayor Hovaland and council members

Dear Mayor Hovland,

While I do not live in your city, I work in your city, my office is in your city, and I also own rental property in your city.

I have tried to be patient while navigating the streets in and around France Ave. I can not be patient any longer.

Last week when it was windy my car was hit by an orange barrel blowing down France Ave. The same barrel was blowing around when I returned the other way 1/2 hour later. No one seemed to care. Certainly not the company you chose to do the project or the police in the area.

Yesterday I received a ticket for making a left hand turn on France Ave from 69th street. A turn I have made coming from Richfield for 38 years now. But yesterday it was illegal to turn. Not only was I pulled over, but another woman at the same time by another officer was pulled over. There is a temporary no turn sign there, but it is about 3 feet high, when a normal sign is 5 feet high. It can not be seen if a truck is in front of you. It was not visible by someone coming out of Southdales lot like I was. When you can't give out tickets fast enough by one officer that you need at least two to do it – something is wrong, and the wrong is it is being used as a money maker.

My point is, and I feel like I must tell someone other than the officer that didn't care – **SOMEONE IS GOING TO GET HURT OR DIE THERE.**

I own a rental property on 61st and Xerxes – which is also a dangerous street on a normal basis – and also confusing with your blockades willy nilly placed and moved about there now for months on end. Another nightmare. What would possess to choose to do construction on a major street next to one closed down is beyond my thinking. Certainly not a SAFE choice.

Yesterday I wondered what has happened to Edina that used to be our good neighbor to the west for us living in Richfield. It is now a construction zone for years on end with buildings being built to block our light, cops not concerned about the safety of people, but using not one but two cops to give out tickets and trap people. Their time could have been better used to be out of the car and direct traffic in and around that area – not to make a bad situation worse. Their number one job should be to protect people – they get a fail on that account all around in that area. I have pictures of the unsafe conditions with the workers walking in front of traffic and the heavy machinery almost hitting cars if you would like to see them. I am sure the businesses have put pressure to have those roads remain open, but they need to be closed down before someone gets killed. It does seem that Edina no longer cares about being a good neighbor and it is now all about the money. You have become bullies on many different levels.

Perhaps a boycott of the businesses in the area is needed by us now. Sad, that Edina seems to care only about money and not safety now.

I will be taking my pictures and story to court. Win or lose, I need to make an effort to prevent some kid from getting killed. Then when someone gets hurt as someone will in that area, I will be taking my story to the media and telling them that I warned you – first to the officer, next via this e-mail and finally in court.

Shame on you.

Lynn Jakubik
Helping Buyers and Sellers since 1994
612-803-0375
LynnJakubik@comcast.net
Re/Max Results

Heather Branigin

From: Amanda Janzen <ajanzen@sr-re.com>
Sent: Thursday, May 22, 2014 8:05 AM
To: Edina Mail
Subject: 71 France Groundbreaking

Mayor Hovland and Council Members,

Schafer Richardson along with IRET, LB Edina, LLC, Kraus Anderson, and Pope Architects would like to invite you to the groundbreaking of Building A at 71 France. The ceremony will be held on Wednesday, June 11th at 11:00am. An invitation with more information will come shortly, but I wanted to get this date on your calendars.

Mayor Hovland: We would greatly appreciate if you would give the welcome speech. Please let me know if this date works for you and would be willing to make a speech.

Thank you,

Amanda Janzen
Assistant Project Manager



901 North Third Street, Suite 218
Minneapolis, MN 55401
Direct: 612-359-5845
Cell: 612-201-4202
Fax: 612.359.5858
ajanzen@sr-re.com
www.sr-re.com

Heather Branigin

From: Steve Curry <steve.curry86@gmail.com>
Sent: Thursday, May 22, 2014 9:35 AM
To: Edina Mail
Subject: Would like to Meet with the Mayor

Good morning Mr. Mayor!

My name is Steve Curry and my family and I have lived in Edina for almost 2 years-and we really like the city! We also care deeply about the future of what is going to happen to Fred Richards, since we will be directly impacted. I would like to schedule a meeting to discuss, and get your opinion on a few things as we go into this important decision process over the summer.

Would you be available to meet for a few minutes?

Thanks for your consideration.

Steve Curry
7411 Kellogg Avenue
612-401-5022 cell

--
Regards,
Steve Curry

Heather Branigin

From: Paul Ratelle <PRatelle@fwhtlaw.com>
Sent: Thursday, May 22, 2014 10:32 AM
To: jhovland@krausehovland.com
Cc: Mary Brindle (Comcast); Edina Mail
Subject: Three Rivers Park District-9 Mile Creek Regional Trail

Jim, I am sending you this email as a follow-up to the voice mail message I left for you this morning concerning the letter I received yesterday from the Three Rivers District regarding, among other thing, the option of residents to buffer their property from the "regional trail."

As I mentioned in my message, I recalled a rather robust discussion at the 12/7/2010 council meeting in which buffers were discussed.

I have since looked up the minutes of the meeting which confirms that discussion in part as follows:

"Boe Carlson, Three Rivers Park District, addressed homes that were in close proximity to the trail and assured the Council the District would work closely with the City and residents, on a one-on-one basis, to determine an acceptable proximity threshold and how the trail would be implemented to minimize impact through vegetation and physical materials. He explained that some cities permit a "patchwork" solution while others preferred a uniform aesthetic. Should a dispute over buffering arise, the Park District would work with the property owner to resolve the issue and had, in some cases, removed fences when the property owners felt they were no longer necessary."

I am aware that the council resolution includes the following condition/restriction: "That Three Rivers Park District offers to provide homeowners with principle residences adjacent to the proposed regional trail edge the option to have buffers where reasonable and at Three River's expense. Buffer options are fencing or vegetative screening (trees, shrubs)."

This condition to the Council's resolution, however, is subordinate not only to the commitment of Three Rivers to work with property owners, as explained by Boe Carlson at the council meeting, but also additional restrictions and conditions including the following: "That the final design shall minimize property impacts and be subject to Council approval."

The limited buffer options offered by the Three Rivers Park District in it recent letter are inadequate.

I have scheduled a meeting with Eric Nelson of Three Rivers Park District (he is the TRPD project manager) for next week to discuss other buffering solutions to buffer my property from the trail, which will run adjacent to two sides of my property, in a more meaningful way. I am hopeful that Eric will work with us to reach a mutually acceptable solution.

In the meantime, I want to alert you to this matter. If Eric and I cannot achieve a solution, I will follow-up with you to discuss possible you next steps.

Thank you.

Fabyanske, Westra, Hart & Thomson, P.A.

Sincerely,

Direct: 612.359.7636 | Firm: 612.359.7600 | Fax: 612.359.7602

Paul L. Ratelle
Attorney at Law

333 South Seventh Street, Suite 2600
Minneapolis, Minnesota 55402

Email: pratelle@fwhtlaw.com

Heather Branigin

From: bascacat@aol.com
Sent: Friday, May 23, 2014 7:43 AM
To: Edina Mail
Subject: to Mayor Hovland, re 66 West apartments

Dear Mayor Hovland,

I was at the recent League of Women Voters annual meeting where we had the opportunity to hear about this proposal for housing homeless youth. I strongly support this proposal and I hope you and the Edina City Council can help bring it to fruition. It is a smart thing to help these young people get their lives on track and prepare themselves for an independent future. I am speaking with people at my church to get behind the effort.

Regards,
Mary Yee
6704 West Trail

Heather Branigin

From: Dan Utter <utterd@earthlink.net>
Sent: Saturday, May 24, 2014 8:52 AM
To: Edina Mail
Subject: No to \$2 million gift to Fairview Southdale Hospital

Mayor Hovland,

Please say No to \$2 million gift to Fairview Southdale Hospital. Thank you for your service.

Daniel A. and Donna J. Utter

3500 West Fuller Street

Edina, MN 55410

952-925-4346

Heather Branigin

From: Brad Pepin <BTPEPIN@comcast.net>
Sent: Sunday, May 25, 2014 7:36 AM
To: swensonann1@gmail.com; joshsprague7@gmail.com; Mary Brindle (Comcast); jonibennett12@comcast.net; Edina Mail
Cc: Ross Bintner
Subject: Edina "Green" Initiative: Eradicate Those Darn Plastic Bags!

Dear Edina Leader Team -

A couple of weeks ago my teenage son and I enjoyed the Energy & Environment Commission's presentation of the documentary "Bag It!" in the council chambers. It was very eye-opening! The movie was a good reminder that we have SUCH a LONG, LONG way to go toward being better stewards of our resources and planet!

A few things we learned that evening:

- 90 % of plastic bags in the U.S. are NOT recycled
- it is estimated that it takes about 1,000 years for a plastic bag to break down in a landfill
- plastic bags are one of the most littered items on our roads, parks and public lands. They choke wildlife & pollute our oceans, rivers and lakes as they blow around until they make their way into the stormwater system or natural waters
- common chemical additives used in plastic bags have been shown to contribute to a wide range of health and developmental disorders; our CHILDREN are especially at risk when they are exposed to these chemicals in our everyday environment.
- AT LEAST 100 CITIES IN THE US HAVE BANNED or put a significant FEE on plastic bags

That last bulleted item is one of the main reasons for my communication to you today. In the discussion after the screening we learned that a sub-committee has been studying this issue as part of the Environmental Commission, and benchmarking other cities. I understand that they intend to make a formal recommendation to the City Council that plastic bags be banned or that a fee is imposed on plastic bag use in our city. As a resident, I wanted you to know that I FULLY SUPPORT any initiative that takes us in the direction of eradicating plastic bags in Edina and challenges us as a community to change our "single use mentality" of resources. Good, reasonable alternatives exist if we muster the will to make a better choice. I cannot think of many things that would make a statement about the environmental values of our citizens and city like a policy that makes such a bold statement about our intent to eradicate this form of resource drain and source of harmful litter in our community. I would like to see Edina be a LEADER on this issue, not a follower, and use it as a springboard for other important environmental statements at a policy level.

While I'm sure many residents would balk initially at the idea, I think with a careful phased-in approach that creates a STRONG dis-incentive for using them, and that promotes other more acceptable alternatives, we could all learn to modify our behaviors and quickly adjust to a life without problematic plastic bags.

Thanks for considering my opinion as a proud resident of Edina. And thanks for the leadership you provide to our community! You make a difference!

~Brad Pepin

5105 Meadow Ridge | Edina, MN 55439
612.743.6081 mobile btpepin@comcast.net

Heather Branigin

From: lmemail <lmemail07@gmail.com>
Sent: Sunday, May 25, 2014 10:34 PM
To: Edina Mail
Cc: jonibennett12@comcast.net; Mary Brindle (Comcast); joelsprague7@gmail.com; swensonann1@gmail.com
Subject: City gift/grant is not a good idea

Dear Honorable Mayor Hovland and Council Members,

As long time Edina residents, we wish to extend our gratitude to all of you for your excellent work on our behalf. One example is the late meeting discussion on a recent request for a "gift / grant" for Fairview Southdale Hospital expansion. Thank you for your thoughtful focus and for delaying a vote to include public opinion.

We see a City gift/grant as setting a bad precedent for future development projects. We did not agree with the tone of the final, begging comments by the developer. We agree with many Edina residents who see a "gift /grant" request as poor business practice on any project.

We ask: How many more developers will be at the Edina City Council meetings hat-in-hand begging for money on underfunded projects?

- Why not arrange for available financing like other businesses that are expanding and need funding?
- What are the ways to reduce costs of the construction?
- What are the benefits for Edina residents or for residents of the other cities mentioned? Tax relief? Discount on services?
- Why not go back to find more funding from those who want a name on the building?

Thank you, again, for your time and fine work. We will stay tuned.

Lila & Richard Moberg
952-922-8189 or 612-961-6498

Heather Branigin

From: Beau Garrett <beau.garrett@icloud.com>
Sent: Sunday, May 25, 2014 11:49 PM
To: Edina Mail; jonibennett12@comcast.net; Mary Brindle (Comcast); joshsprague7@gmail.com; swensonann1@gmail.com
Cc: Jesalyn Garrett
Subject: Fencing at 56th and France
Attachments: photo 1.JPG; ATT00001.txt; photo 2.JPG; ATT00002.txt; photo 3.JPG; ATT00003.txt; photo 4.JPG; ATT00004.txt; photo 5.JPG; ATT00005.txt

Dear City Council Members:

I am writing to inquire about putting the subject of the fencing located at 56th and France Ave on the next Council agenda.

The photos below show the state of disrepair of the existing railing located on the east side of France. They also illustrate the fencing on the west side of France and the creek on the east side of France.

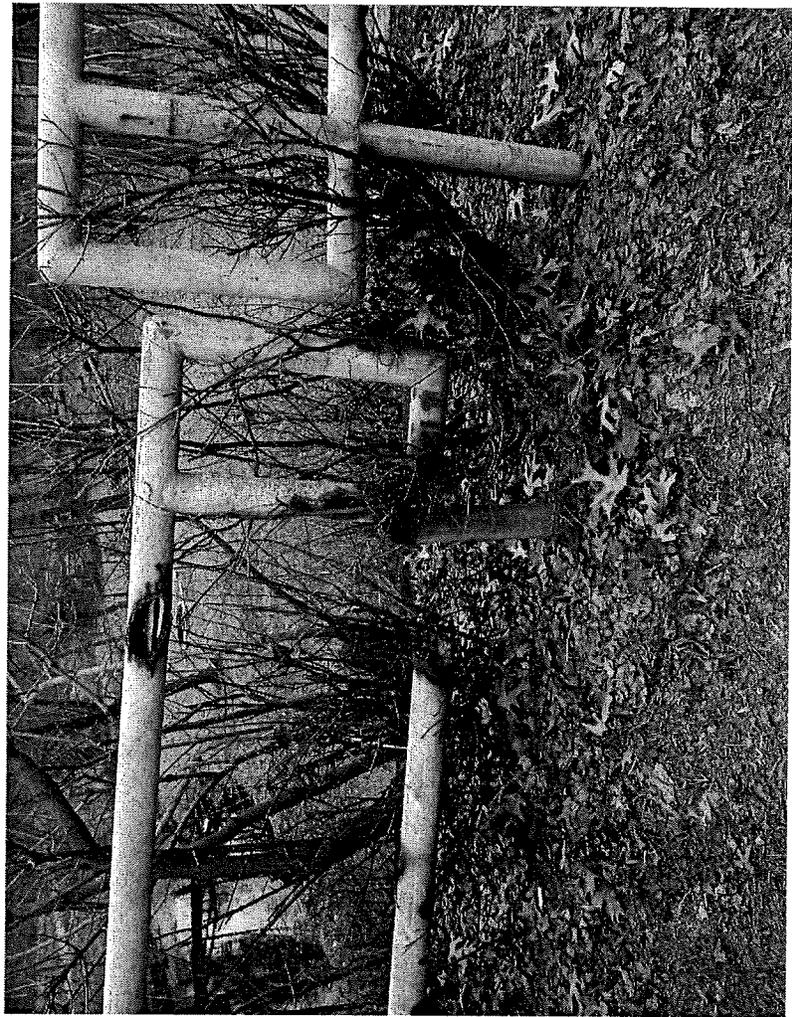
The construction crew that installed the 6 foot high fence (paid for by the city last Spring) on the west side of the street, stated at the time that the city intended to install a cyclone fence on the east side this summer. If this is true, the residents on the east side of France are concerned about this plan due to equitability and the fact that the 6 foot high wood fence on the west side is now causing noise deflection to the east side. Since the west side fence was erected, noise from France has increased due to deflection.

I am welcome the opportunity to discuss the subject more with the Council. Thank you for your consideration.

Broken and rusted rail fence on the east side of France.







Heather Branigin

From: Johan Rosenberg <bjrosenberg@blueroseadvisors.com>
Sent: Sunday, May 25, 2014 11:58 PM
To: James Hovland
Cc: Dana Wais; wecanrideinedina@gmail.com
Subject: Fred Richards Golf Course - We can Ride in Edina

Dear Mayor Hovland:

I represent a group of volunteers who have come together to propose an alternative use for the Fred Richards golf course. We would like to bring Edina back to its agricultural roots, converting the golf course into an equestrian center, for beginner to intermediate riding lessons for Edina kids, and therapeutic riding for kids with disabilities. The proposal would entail building two barns with indoor arenas, two outdoor arenas, and public walking path on the perimeter and an inside riding path. I am confident our project can accommodate plans for connecting trails and paths, as well as cooling ponds for the Pentagon Park Redevelopment Project.

I am an Edina resident, and I work on public projects for Universities and Hospitals for a living. In this project, my work is and will be entirely uncompensated, and my only motive is to bring to life a unique asset for the community, a unique activity for Edina children, and a home for disabled people to receive therapy year-a-round. We Can Ride is a 501c3 with over 30 years of service to the community, and serving people with challenges.

On Friday, I met with Council Member Sprague to share our plans, and I would like to do the same with you, at your convenience in the next few weeks to answer any preliminary questions you may have.

Fifteen minutes of your time is all that I would need to share the current plans.

Thank you in advance, I look forward to hearing from you.

B.J. (Johan) Rosenberg
Blue Rose Capital Advisors, Inc.
952-746-6050 (Main)
952-746-6030 (Direct)
612-839-7627 (Cell)
bjrosenberg@blueroseadvisors.com

Heather Branigin

From: Steven J. Timmer <stimmer@planetlawyers.com>
Sent: Monday, May 26, 2014 10:50 AM
To: Edina Mail
Cc: Scott Neal
Subject: Streets, bridges, and hospitals . . .

Mayor Hovland and Members of the Council,

When a proposal before the Council is the subject of the top editorial in the Star Tribune on a Sunday, well, you know it touched a controversial nerve. I am writing, of course, about the request by Fairview Southdale Hospital to be given two million dollars for its ER and associated expansion.

The Strib's editorial board is obviously against it. And I am, too, for reasons similar to those set forth in the editorial. But I have another reason, too. Perhaps obviously, that reason is the potential inability of the city to complete the 54th Street road and bridge reconstruction.

As a resident who received notice of the assessment hearing – and attended it – for the reconstruction, I have some understanding of what the city believed the cost of the road portion of the reconstruction would be (at least the non-state aid piece of it). The cost of the new bridge, on park land, is sort of a mystery, though, at least to me.

I've been informed that the city received only one bid for the project, and it was \$1,200,000 over projections. I also understand that the city is poised to reject the bid – gosh, I hope – and discuss its options on June 3rd.

But just to put it absolutely directly, I think the completion of the 54th Street project and the replacement of the bridge is a much higher municipal priority than a contribution to the hospital. The 54th Street project has already been deferred for at least a few years, perhaps more than that.

I understand that the some of the money, perhaps even most of it, for the hospital vs. the road and bridges would come out of different purses, but it does throw one of the core missions of the city into sharp relief.

The hospital's property is not on the general property tax rolls (since it's a nonprofit). It's obviously a major employer and it ought to be encouraged and helped when we can. But I'll bet the city has done a lot of that over the years through infrastructure improvements, not entirely assessed to the hospital, that make the hospital more accessible, among other things.

On the subject of the 54th Street project specifically, the first thing that ought to be considered is putting the project east of the creek on a diet. To mix metaphors a bit, it has suffered considerable mission creep since the ETC recommendation and since initial consideration by the Council. I'll bet there is substantial money to be saved there; economy in concrete, asphalt, and real estate will result in a project with less runoff to the creek, improved aesthetics for the neighborhood, and no diminution in the safety of the project.

One consequence of the mission creep is the additional excavation, grading, and retaining wall building that will be necessary. Here is a photo of the north side of 54th Street in the Halifax to France block, showing where the sidewalk will end in the project as proposed. The flagged stake is the property line.



I am looking forward to seeing what engineering and SEH propose that the city do. At all events, I hope it isn't to just order a new round of assessment hearings to cover what has become a virtual civil engineering Disneyland east of Minnehaha Creek.

Thank you.

Steve Timmer

Steve Timmer
5348 Oaklawn Avenue
stimmer@planetlawyers.com

Heather Branigin

From: Jeff and Randalyn Merriam <jeffandrandalyn@comcast.net>
Sent: Monday, May 26, 2014 11:00 AM
To: Edina Mail
Subject: Fairview Southdale Hospital

Honorable Mayor and City Council Members,

We wish to express as strongly as possible in an email our opposition to giving one cent to Fairview Southdale Hospital for completion of their ER (or for any reason).

The hospital already enjoys enormous tax advantages by existing as a non-profit. Tell them they to find other ways to fund their expansion. If they are short of ideas on how to accomplish this please have them contact me and I will help them, free of charge. My first suggestion will be to build a time machine and go back in time and make sure the

building plans are fully funded before they break ground.

It is disturbing to me that the council and city manager have spent valuable time over the last year entertaining this corporation's request.

Respectfully,

Jeff and Randalyn Merriam

5816 Zenith Ave S.,

Edina, MN 55410

952-929-9358

PS: May I please get a response so that I know this email has been received? Thank you.

Heather Branigin

From: garsugarv@comcast.net
Sent: Tuesday, May 27, 2014 11:56 AM
To: Edina Mail
Subject: assistance to Fairview Southdale

I strongly oppose financial assistance to a private hospital. Although Fairview is an important part of our community, it is inappropriate for a city government to provide monies to a private entity.

Sue-Ann Garvis
4929 Interlachen Ct.
Edina, Mn. 55436

Heather Branigin

From: Sarah Higgins <sarahh17265@apps.edina.k12.mn.us>
Sent: Tuesday, May 27, 2014 7:22 PM
To: Claude Sigmund; Jennifer Bennerotte; Scott Neal; Dietrich Nissen; Cathy Heller; erin@thebeezkneezdelivery.com; Edina Mail
Subject: Honey Bees For Edina

Follow Up Flag: Follow up
Flag Status: Completed

Hello!

We have recognized all of you in our website. You have all helped us so much! We really want to make sure you are aware of our gratitude. Check out our Special Thanks section of our website.

<http://honeybeesforedina.weebly.com/special-thanks.html>

Thank you all again so very much for your help and encouragement. We are so honored to have such amazing people in our community.

Sarah Higgins & Eleanor Carlson
Edina Freshman at South View Middle School

SPECIAL THANKS

We want to acknowledge all of the people that have given us hope, inspired us, welcomed us, encouraged us and helped us to make this project possible. We could not have had such a good outcome without these amazing people. Thank you all so much.

-Eleanor Carlson & Sarah Higgins

Claude Sigmund

**9th Grade Government/AP Government Teacher at South View
Middle School**

You have helped us so much throughout this project. Your support has been amazing and we wouldn't have gotten on the right track without you. From helping us figure out who to contact to what to research, you guided us so that we could accomplish what we set out to do. Thank you for being such a supportive government teacher.

Edina City Council Members

Thank you for hearing us and considering our proposals! We are so excited that we got the opportunity to voice our opinions about honey bees to all of you. We think it's great that you will hear two fifteen year olds and consider what they have to say. You have allowed us to have a voice in decision making in our city.

Mayor James Hovland

Mayor of Edina

We thank you for hearing us in the City Council meeting of May 20th, 2014. It was an honor to speak for you and the city council.

Jennifer Bennerotte

Communications & Technology Services Director

Thank you for helping us figure out how to present to the city council, for giving us great tips, and for being supportive and encouraging to us when we were nervous.

Scott Neal

Edina City Manager

Thank you for the helpful tips before we presented to the City Council on May 20th, 2014. It's so nice to know that we have a supportive and friendly community surrounding us.

Dietrich Nissen

Video Production Assistant

We were so very excited when Mr. Sigmund informed us that you were interested in interviewing us for our honey bee advocacy project. You made the interviews so easy and fun. Thank you for taking an interest in us. We really appreciate you helping us to spread the buzz about the importance of honey bees!

Cathy Heller

South View Middle School Media Specialist

Big thank you to our Media Specialist at South View Middle School. Your part in planting gardens in our courtyard has inspired us. We hope that you can continue to educate students about the importance of bees. We think that having either bee friendly gardens on the roof of our school is a fantastic idea! Thank you for your involvement.

Erin Rupp

The Beez Kneez Lead Educator

Thank you for communicating with us and giving us advice. We really respect The Beez Kneez organization. You have motivated our goals and your example has led us to care for the honey bees in our community. Thank you for educating us about the honey bees.

Heather Branigin

From: Nora Leven <noraleven21@gmail.com>
Sent: Tuesday, May 27, 2014 8:40 PM
To: sean.broom@mail.house.gov; johnpaul.yates@mail.house.gov;
rep.paul.thissen@house.mn; rep.frank.hornstein@house.mn;
sen.scott.dibble@senate.mn; sen.melisa.franzen@senate.mn;
betsy.hodges@minneapolismn.gov; Edina Mail
Subject: Thanks For Your Leadership

Follow Up Flag: Follow up
Flag Status: Completed

TO:

U.S. Representative Keith Ellison
U.S. Representative Erik Paulsen
Paul Thissen, Minnesota Speaker of the House of Representatives State Senator Scott Dibble State Senator Melisa Franzen State Representative Frank Hornstein Mayor Betsy Hodges, City of Minneapolis Mayor James Holvand, City of Edina John Quincy, Minneapolis City Council Linea Palmisano, Minneapolis City Council Joni Bennett, Edina City Council Scott Neale, City Manager, City of Edina Loren Olson, Policy Aide John Dybvig, Policy Aide

CC:

Senator Amy Klobuchar
Senator Al Franken
Governor Mark Dayton

Thank you for your leadership with the airport issues. The recent FAA announcement indicating that they will not implement Area Navigation (RNAV) departure routes at MSP would not have been possible without representatives like you and the community coming together in a unified front to find a solution.

We look forward to your active leadership as we continue to push for other changes impacting this issue, including:

- Mandating an environmental impact study (EIS) for all changes at MSP - land and air
- Changing how noise is measured to be fair for all our neighborhoods
- Creating a long-term statewide aviation plan that addresses the inevitable airport growth at MSP

Our community is always better when we come together. Thanks, again, for all you do.

Regards,

--
Nora Leven
noraleven21@gmail.com
2411 Cromwell Dr.
Minneapolis, MN

Heather Branigin

From: Mike Julius <mikejulius@comcast.net>
Sent: Tuesday, May 27, 2014 10:21 PM
To: sean.broom@mail.house.gov; johnpaul.yates@mail.house.gov;
rep.paul.thissen@house.mn; rep.frank.hornstein@house.mn;
sen.scott.dibble@senate.mn; sen.melisa.franzen@senate.mn;
betsy.hodges@minneapolismn.gov; Edina Mail
Subject: Thanks For Your Leadership

Follow Up Flag: Follow up
Flag Status: Completed

TO:

U.S. Representative Keith Ellison
U.S. Representative Erik Paulsen
Paul Thissen, Minnesota Speaker of the House of Representatives State Senator Scott Dibble State Senator Melisa Franzen State Representative Frank Hornstein Mayor Betsy Hodges, City of Minneapolis Mayor James Holvand, City of Edina John Quincy, Minneapolis City Council Linea Palmisano, Minneapolis City Council Joni Bennett, Edina City Council Scott Neale, City Manager, City of Edina Loren Olson, Policy Aide John Dybvig, Policy Aide

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- Changing how noise is measured to be fair for all our neighborhoods
- Creating a long-term statewide aviation plan that addresses the inevitable airport growth at MSP

Our community is always better when we come together. Thanks, again, for all you do.

Regards,

--

Mike Julius
mikejulius@comcast.net
5756 Knox Avenue South
Minneapolis, Minnesota



May 15, 2014

Edina City Council
4801 W. 50th Street
Edina, MN 55424

RE: Yes to 66 West

Dear Council Members,

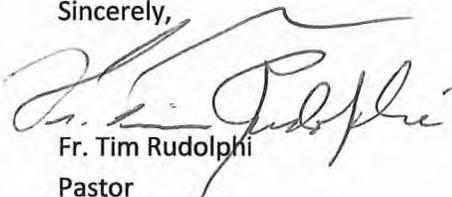
We are writing on behalf of the Social Justice Commission of the Church of St. Patrick in Edina to express our enthusiastic support for the 66 West Apartments project. The mission of our Social Justice Commission is to act with and through St. Patrick's parishioners to conduct various outreach ministries that directly support the poor and disadvantaged in our society and to engage in advocacy in support of initiatives that will provide pathways out of poverty or otherwise achieve the common good. In the course of our work, we have become increasingly aware of the extent of homelessness in our community and of the tremendous social cost that attends this issue.

Having heard a bit about an effort to address the growing numbers of homeless youth in Edina and the western suburbs, we met as a Commission with representatives of Beacon Interfaith Housing Collaboration and Edina Lutheran Community Church to learn more about the 66 West Apartments project and to address a number of questions and concerns we had. We emerged from that meeting very impressed with the careful thought that has gone into this planned housing project and the services to be provided to residents to help them move beyond their current circumstances to become valued, contributing members of the community.

We heartily endorse this project for Edina and hope that you will support it. This presents a great opportunity for the City of Edina to exercise leadership on the issue of youth homelessness and to help to remedy its consequences for the community.

Thank you for your consideration.

Sincerely,



Fr. Tim Rudolphi
Pastor



Maura Schnorbach
Social Justice Coordinator

Cc: Mayor Jim Hovland

Church of Saint Patrick
6820 Saint Patrick's Lane
Edina, Minnesota 55439-1631
Phone 952-941-3164 Fax 952-941-7371



N.C. Little Memorial Hospice, Inc.

May 29, 2014

The Honorable Jim Hovland and Members of the Edina City Council
Edina City Hall
4801 West 50th Street
Edina, MN 55424

Dear Mayor Hovland and Members of the Edina City Council:

I am writing this letter to express my support for the Beacon Interfaith Housing Collaborative development being proposed for 3330 West 66th Street.

The number of homeless or at-risk youth in our western suburbs appears to be growing at an alarming rate, with reports of over 200 young people in need of supportive housing at any given time, particularly in the 18-22 year old bracket. Our City has an opportunity to play a role in providing a safety net and guidance for these young men and women who desperately need a safe environment and services to enable them to become productive and responsible members of our society.

I recently toured the Nicollet Square youth housing facility on 37th and Nicollet in Minneapolis and was deeply moved. Nicollet Square provides a safe, well thought-out program with comfortable apartments for at risk young people. I was very impressed by the cleanliness of the apartment setting, the amenities and opportunities provided and the expectations that Beacon requires of its residents.

In the mid 1980's I was a resident of Richfield where a proposal to establish an apartment setting for adult mentally/physically impaired individuals was proposed in our neighborhood. It was called Sheridan Court, 2500 West 66th Street, at the corner of Sheridan Avenue on 66th Street. The Richfield City Council had a difficult decision to make in approving this project sponsored by the Fraser Corporation, in part because of the opposition by the neighbors. I was one of the only neighbors in the immediate area who spoke in favor of this project. Ultimately, this 30 unit apartment was built and now over a quarter century later continues to be a wonderful asset to the community and the people it serves.

As director of the N. C. Little Memorial Hospice, we are less than a mile away from this proposed apartment. For the past 18 years I have also been serving members of our community. Little Hospice would welcome this "neighbor" and help support them in any way we can.



I believe this is an important opportunity for Edina to extend assistance to an underserved population. I request that you give your approval to go forward with this potentially life changing program for our community.

I thank you for the often difficult but always great work you do on behalf of us all in Edina. The decisions you make are not always easy, I know that full well. Your kind attention to this matter is deeply appreciated.

Sincerely,

N. C. Little Memorial Hospice, Inc.



Robert J. Solheim
Executive Director

RJS:bs

C c: Mr. Bernie Beaver
Ms. Allison Johnson

Heather Branigin

From: kirkjohnsonster@gmail.com on behalf of Kirk Johnson
<Kirk.Johnson@LoganLogic.com>
Sent: Friday, May 30, 2014 11:21 PM
To: Edina Mail
Subject: To: City Council -- Please continue ban on sidewalk bicycling
Attachments: Item VIII_B_ Ordinance No_ 2014-09 Amending.pdf

Dear Mayor and City Council: I think the code is best as it is regarding prohibiting bicycle riding on sidewalks. Sidewalk riding is statistically more dangerous than riding lawfully in the street. And, it should be enforced more often by Edina Police.

As you consider this important topic, I think you should consult transportation experts that know a great deal about current studies and crash rates for bikes on sidewalks compared to biking on the road. I'm not an expert, but I'm a Certified Bicycle Instructor from the League of American Bicyclists.

An article published in the Institute of Transportation Engineers concluded "The average cyclist in this study incurs a risk on the sidewalk 1.8 times as great as on the roadway, and the result is statistically significant ($p < 0.01$)" (4)

Biking on the sidewalk has higher crash rates because bicycles are vehicles -- they move fast and need to use the road and follow the rules of the road.

NiceRide MN discourages riding on the sidewalk for this reason (2). MN Dept of Transportation reminds us that bicycles should use the road (1). The League of American Bicyclists points out the hazards associated with bicycling (3).

I think it is OK for small children with training wheels on the sidewalk, but faster moving bicycles are dangerous.

It's better for bicycle riders to know road rules and follow them -- as a community we need more education and more law enforcement.

Thank you for your consideration.
Kirk Johnson, 5844 St. Johns Ave, 55424.

References

- (1) <http://www.dot.state.mn.us/sharetheroad/bike/rulesoftheroad.html>
- (2) <https://www.niceridemn.org/safety/>
- (3) <http://bikeleague.org/content/riding-sidewalk>
- (4) <http://www.bicyclinglife.com/Library/riskfactors.htm>

----- Forwarded message -----

From: **Bike Edina** <bikeedina@gmail.com>

Date: Fri, May 30, 2014 at 5:19 PM
Subject: Biking on sidewalks ordinance on Council agenda Tuesday
To:

The City Council will consider ordinance changes that would make it legal to bike on public sidewalks in Edina. The staff report and draft ordinance changes are attached.

This change is intended to be part of making Edina a more bicycle friendly and accessible community. The city will continue to implement on-street bike facilities.

If you support this change, please let the City Council know by emailing before Tuesday, June 3 at mail@edinamn.gov.

Also, Edina will formally receive the Bike Friendly Community award on Tuesday.

Thanks!

Jennifer

--

The mission of Bike Edina is to advance bicycling in Edina, by advocating for a complete bicycle transportation network that serves cyclists of all ages and abilities, safely and conveniently; serving as a voice and resource for city staff and elected officials, school district, and the community on bicycling-related issues; furthering public awareness and acceptance of bicycling as a fun, safe, convenient, healthy and sustainable mode of transportation and form of recreation, year around; and working collaboratively with other organizations to advance our vision for a progressive bicycle-friendly community where everyone can integrate cycling into their daily lives.

--

Kirk Logan Johnson
Kirk.johnson@LoganLogic.com
(612) 916-9966 (Cell)

Heather Branigin

From: Ken Potts <potts003@gmail.com>
Sent: Saturday, May 31, 2014 9:56 AM
To: Scott Neal; jhovland@krausehovland.com; jonibennett12@comcast.net;
joshsprague@edinarealty.com; Mary Brindle (Comcast); swensonann1@gmail.com
Cc: lee_susan@ymail.com; arlenef@aol.com; claudiaj.carr@yahoo.com;
joannolson@lsadesigninc.com; Kevin Staunton; michael.platteter@target.com;
michael.schroeder@lhbcorp.com; nnsrss@gmail.com; Edina Mail; Heather Beal
Subject: Immediate action needed

All,

It has been a year now since the demolition began at 4238 Crocker Ave.

Recent rain continues to prove that REFINED is incapable of managing the run-off during construction AND that the City of Edina has, so far, failed in its regulatory oversight.

If REFINED has actually created the escrow of \$2500. it is time to draw against that to hire a third party finish the work in a code compliant manner AND protect my property from the ongoing damage.

For those of you who may not be close to this project, the most recent insult to the City process is REFINED's installation of roof drainage that directly contradicts the directions on the site plan. Rather than drain roof water to the storm sewer extension (installed explicitly for that purpose) downspouts are directing water due north toward my property.

I should not have to spend my time and money to protect my property. I have heard many on Council say that City practices should not pit neighbors against each other, nor should they cause damage to adjacent property. It is time for the City to stop talking about this and TAKE ACTION.

A stop work order should be issued immediately, red-tagged first thing Monday morning, and the escrow drawn down upon to pay a different contractor to properly finish the work. There is no reason to delay this action any longer.

Scott-as City Manager, you ultimately oversee the processes here. I would appreciate your response and description of the schedule for these actions.



Heather Branigin

From: Susan Marty Eldridge <smartyeldridge@gmail.com>
Sent: Saturday, May 31, 2014 10:27 AM
To: Edina Mail
Subject: Grandview

Dear City Council,

I was surprised to hear about an intent to start redevelopment of the Public Land in the Grandview Area. I have attended Council Meetings, and meetings with the League of Women Voters regarding this development. I have also studied the Community Survey.

I understood there was to be more discussion, and more importantly implementation of specific steps taken before moving ahead with ANY redevelopment.

One wise suggestion was to make this area a "green space" until public uses were defined or before it was to be developed privately.

I AM CONCERNED THAT COMMUNITY VIEWS HAVE NOT BEEN SUPPORTED.

Thank you for your attention!

Susan Marty Eldridge
Cell: (952) 250-9528
Work: (952) 920-9721

Heather Branigin

From: Lori Richman <lrichman@qbp.com>
Sent: Monday, June 02, 2014 9:28 AM
To: Edina Mail
Subject: In Support of Changing Biking on Sidewalks Ordinance

Good day, Mayor and City Council Members,

My name is Lori Richman and I am writing to express my support for the change in Ordinance No. 2014-09: Amending Chapters 24 and 26 Concerning Operation of Bicycles on Sidewalks.

I live in the Strauchauer neighborhood. I am a parent of an Edina High School student. I am a member of Bike Edina and also a regular bike-to-work commuter, riding 1500-2000 miles each year, to and from work in south Bloomington.

I believe there are some significant reasons to support this change in ordinance:

- **Bicycle Friendly Community:** The law currently gives cyclists no right to ride on the sidewalk. Therefore, riders must make a decision to break the law or to feel unsafe. This leads to less riding. As traffic congestion continues to increase with the increase of high-density residences, riding will decline due to safety issues. Bicyclists and pedestrians together are much safer than cyclists (or pedestrians) with cars. Multi-use sidewalks afford this safety.
- Allowing cycling on sidewalks is consistent with state law.
- With the current ordinance, allowing children (but not adults) to ride on some sidewalks is confusing. Which children? Which sidewalks?
- From the staff memo: EPD has discussed this issue with the ETC and engineering staff in the past, and they have stated that they believe the current ordinance provides a better atmosphere for enforcement for Police Officers. Perhaps a helpful question is: do we want a better (and safer) atmosphere for the citizen cyclists in Edina or better atmosphere for Police Officers? I believe that the change in the ordinance actually supports both. The revised ordinance provides greater clarity about what is allowed, not allowed, and where they apply.
- Many areas of Edina are dangerous for cyclists, whether they are children or adults. Edina has a number of high volume, high traffic and higher speed routes. France Avenue between 494 and Crosstown Hwy 62 is a great example of this. Most cyclists choose not to ride on France. However, with the growth of that business area, allowing cyclists to ride on sidewalks in the area will help defray some of the motor vehicle traffic and parking, while increasing the live-ability and shop-ability of the area.
- I regularly turn left from 63rd street onto France in order to cross 62. It's interesting that a number of drivers have yelled at me to "get on the sidewalk!" Not only is there not a sidewalk on northbound France, but if there were one, I'd not be allowed to ride on it! (Note: even for a regular rider, that is a scary intersection!)
- Finally, Edina has made great strides in the past 3 years to grow our bicycle-friendliness. Allowing cycling on sidewalks works in conjunction with additional on-street bike routes, growing bicycle options for *all* of our residents, not just the avid cyclists who are more likely to take "our" chances on the streets.

I deeply appreciate your support of bicycling in Edina. I am thrilled to be a part of the development of Edina as a Bicycle Friendly Community, and look forward to celebrating the milestone. Receiving this award is the first step toward what is possible for our community. Passing the proposed ordinance change will be beneficial for

the community is so many ways. Watching out for the greater good is what your work is about. Please consider this proposal a vote for the greater good!

I welcome any questions or concerns you might have as you consider a change to this ordinance! Thank you so much for your consideration.



-Lori

Lori Richman
Director of Organization Development
Quality Bicycle Products
6400 W. 105th St.
Bloomington, MN 55438
(952) 941-9391 ext. 1234



Heather Branigin

From: Katy Campbell <katycampbell@comcast.net>
Sent: Monday, June 02, 2014 9:31 AM
To: Edina Mail
Subject: Edina City Council -- Hazelton Signage

Hello, Mayor Hovland,
Hope you are well.

I am writing to weigh in on the construction traffic re-routing on Hazelton Road off of France Avenue. There needs to be signage clearly marking where to go to access the shops in the Hazelton shop area known as "Leisure Lane." This includes Bruegger's and Caribou. It's awful! Try driving over there and figuring out HOW to access those shops. They were literally cut off over this past weekend.

Signs should be on France and elsewhere, indicating where to go to get into those. It's going around several blocks to do so. I asked and the manager of Bruegger's told me: "It's only been a couple of days but our business is down by 40 percent." That was on Sunday, June 1.

Please correct this situation ASAP and provide signage to help out drivers, patrons and local businesses. No local business (regardless of size and budgets) should not have to suffer financial setbacks during the transitional times of road and public works projects. Thank you!

Katy Campbell
Resident
Edina
katycampbell@comcast.net

Heather Branigin

From: Steven J. Timmer <stimmer@planetlawyers.com>
Sent: Monday, June 02, 2014 12:43 PM
To: Edina Mail
Cc: Scott Neal; Chad Millner; 'Toby Muse'
Subject: Rebidding the 54th Street project

Mayor Hovland, Members of the Council, Mr. Neal, Mr. Millner, and Mr. Muse,

This message in response to Mr. Millner's solicitation of comments to his letter that we received on Saturday. Since you all know me, you know I probably would have sent one anyway, but it's nice to be asked.

Observations on the three options

I assume that everyone is familiar with the option list, so I will only refer to them by number.

As a west side resident, option #3 is undesirable because of the extended period of disruption. On the other hand, it gets our side of the project done. I know where the pot holes are, but one does hear the peal and ringing of bottoming suspensions around here fairly often.

We have deferred some landscaping on our property along the street for a few years now – as the project has been pushed back at least a couple of times – not knowing what the street would look like. We want to paint as well, and the uncertainty of not knowing when the dust will fly makes that hard to plan, too. These are hardly the biggest issues you have to worry about, I'd be the first to say, but I think that everyone would like have some certainty about the construction schedule.

Bidding the bridge separately is a good idea from a cost standpoint. If a bridge builder is the general for that project, it avoids the management fee portion if there is another general contractor on top. It is probably desirable to bid the bridge separately whatever is done.

Option #1, delaying the entire project a year, entails some financial and price risk. Bond financing for the bridge may not be available, after all, and the price for the project would undoubtedly rise in a year. Politics, and the economy, may be different in a year, too.

The central problem

All of the options focus on the availability of more money, or more tractable contractors in the future, neither of which is guaranteed, as the SEH option sheet acknowledges. And neither is under the control of the city. If, as urged by staff, the project is deferred for a year, and then the bids still come in too high, then what?

The thing that *is* within the city's control is the project itself. There is nothing in the option list about paring back the cost of project, on the east side particularly, to save some money. I've written before about the "mission creep" on that side, and won't repeat those remarks here.

Settling ponds

As I watched the creek this weekend, including observing the storm water runoff pouring into the creek at several points, it occurred to me that I haven't heard anything about the storm water retention and settling system that was proposed last year at the open houses that included representatives from the Minnehaha Creek Watershed District.

I know this was put off for consideration, but what is the status now? Has the idea been abandoned? With the additional impervious surface proposed for the east side, isn't it required?

Thanks, Steve

Steve Timmer
5348 Oaklawn Avenue
stimmer@planetlawyers.com

Heather Branigin

From: Sam Carolus <sam@abbeyshope.org>
Sent: Monday, June 02, 2014 1:48 PM
To: Edina Mail
Subject: World's Largest Swimming Lesson

Mayor Hovland,

I hope you received our invitation to attend the World's Largest Swimming Lesson Press Conference at 9:00 am on Friday June 20th at the Edina Aquatic Center.

The purpose of the news conference is two-fold.

First, Abbey's Hope, along with many other Minnesota drowning prevention stakeholders, will be attempting to break a Guinness Book of World Record for the largest single venue swim lesson. Last year, we came just a few people short and we are hoping to break the long-standing record this year.

Second and more importantly, we will be taking advantage of the attention the event will garner to remind Minnesota parents about the importance of swim lessons as a critical life saving skill. Given your personal knowledge of our story and your unwavering support of our Foundation, we believe you are uniquely qualified to help us spread the important messages of water, pool and spa safety.

After the press event, we are expecting several hundred children and families to participate in the coordinated and organized swim lesson. As you know all too well, each year approximately 800 children die from drowning. Fortunately, we know that knowing how to swim is not just a life skill, but is also a lifesaving skill. The more children who know how to swim, the better. In 2013, we had approximately 500 children in the pool participating in the lesson and this year we are hoping for even more.

We hope you can join us as our honored guest and participant for this community safety event. If you can attend, we will, of course, help you with your remarks and accommodate other needs you may have. Please contact either of us at 952-303-5421 or have your staff contact our Executive Director Alan Korn at 202-537-7233 or our Program Manager Sam Carolus at 952-303-5421. Thank you for your consideration and support for Abbey's Hope. Please let us know if you can participate.

Sincerely,

Sam Carolus
Program Manager
Abbey's Hope Charitable Foundation
952.303.5421
612.991.0004 (cell)
abbeyshope.org

Heather Branigin

From: ckclauser@gmail.com on behalf of Kristian Clauser <kclauser@eclc.org>
Sent: Monday, June 02, 2014 2:35 PM
To: Edina Mail
Cc: Chad Millner; Cary Teague
Subject: 54th Street Roadway Reconstruction
Attachments: ECLC_Ltr-Edina_Cty_Coun-060214.pdf

Please pass on the attached letter from ECLC President Kathy Magnus to the Edina City Council.

Thank you,
Kristian

--

C. Kristian Clauser
Business Administrator
Edina Community Lutheran Church
4113 W. 54th St., Edina, MN 55424
kclauser@eclc.org 952.926.3808 x111
www.eclc.org



Edina Community Lutheran Church

4113 West Fifty-Fourth Street, Edina, Minnesota 55424-1432

Phone: 952.926.3808 • Fax: 952.920.4418 • www.eclc.org

June 2, 2014

Edina City Council
Edina City Hall
4801 West 50th Street
Edina, MN 55424

Subject: 54th Street Roadway Construction Project

Dear Mayor Hovland and Members of the Edina City Council,

Thank you for giving us the opportunity to offer feedback on the new proposals for the 54th Street Roadway Construction Project. We are supportive of the staff recommendation for Option 1 for the following reasons:

- This plan provides for better financial stewardship in that the assessments for ECLC and our neighbors would likely be lower with a more competitive bidding process;
- The opportunity for the City to apply for MnDOT bridge bond funding is significant;
- This option minimizes the length of time for overall construction disturbance in our neighborhood.

We are grateful for your continued openness to seek input from the neighborhood as these options are being discussed. We will look forward to hearing the decision reached by the City Council.

Sincerely,

A handwritten signature in black ink, appearing to read "Kathy J. Magnus". The signature is fluid and cursive, with the first name being the most prominent.

Kathy J. Magnus
President

Heather Branigin

From: Kim Lynch <KLynch@threeriversparkdistrict.org>
Sent: Monday, June 02, 2014 5:53 PM
To: Kim Lynch
Subject: Invitation to Cris Gears' Retirement Celebration
Attachments: Cris Gears Elm Creek Retirement Invitation - FINAL.pdf

Greetings!

As you may know, Superintendent Cris Gears will be retiring from the Park District in early July. In recognition of his service and accomplishments with the Park District and to say good-bye, we are hosting a celebration in his honor on **Monday, June 30th, 5 - 8 p.m. at Elm Creek Park Chalet in Maple Grove.** Please see the attached invitation for more information.

RSVP by Monday, June 23rd, to Kim Lynch at klynch@threeriversparkdistrict.org or 763-559-6756.

We hope to see you there!

Kim Lynch
Administrative Assistant
Office of the Superintendent
Three Rivers Park District
3000 Xenium Lane North
Plymouth, MN 55441
klynch@threeriversparkdistrict.org
Ph: 763-559-6756
Fax: 763-559-3287

PLEASE JOIN US

for a

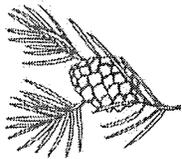
Retirement Celebration

..... honoring

CRIS GEARS

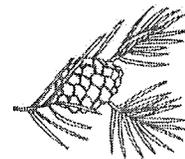
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THREE RIVERS PARK DISTRICT



MONDAY

6 · 30 · 14



ELM CREEK PARK CHALET

12400 JAMES DEANE PARKWAY

MAPLE GROVE, MINNESOTA

5 - 8 pm

PROGRAM AT 6PM

.....
HEARTY APPETIZERS • CAKE & COFFEE • BEER & WINE CASH BAR
.....

PLEASE RSVP BY **JUNE 23** TO KLynch@threeriversparkdistrict.org

\$15.00 per person will be collected at the door

Heather Branigin

From: Ms. April Wang <andrina4@lces-carbonearth.com>
Sent: Tuesday, June 03, 2014 3:42 AM
To: Edina Mail
Subject: Call for Selected Speaker for the 4th Low Carbon Earth Summit-2014

The 4th Low Carbon Earth Summit-2014

Theme: Green Action for Sustainability

Time: Sep.21-23, 2014

Venue: Qingdao International Convention Center, Qingdao, China

Website: <http://www.lcesummit.com/>

Dear James B. Hovland,

Under the support and guidance of CCPIT Qingdao Sub-Council and Information Research Center of International Talents SAFEA, **the 4th Low Carbon Earth Summit-2014 (LCES-2014)**, co-organized by BIT Congress, Inc., is scheduled to be held on September 21-23, 2014, Qingdao, China. It is our great honor to have you to be the **Speaker** and give a speech at **Session 601: Low Carbon City Mayor Summit** of **Forum 6: Low Carbon City**.

LCES-2014 is expected to outstrip the past three conferences in size and scale, this year our conference will contain ten parallel Forums and various Sessions related to the issues of Climate Change Adaptation, Low Carbon Economy & Finance, and Low Carbon Technologies for Climate Mitigation, Low Carbon City, Carbon Trade, Low Carbon Transport, Low Carbon Building and etc. The details are listed as below:

Forum 1: Climate Change Adaption
Forum 2: Low Carbon Economy & Finance
Forum 3: Climate Change Mitigation Leadership
Forum 4: Low Carbon Technologies for Climate Mitigation
Forum 5: Best Practice of Low Carbon Industry
Forum 6: Low Carbon City
Forum 7: Low Carbon Transport
Forum 8: Low Carbon Building
Forum 9: Carbon Trade
Forum 10: Adaptive Capacity and Resilience to Climate Changes

More information: <http://www.lcesummit.com/programlayout.asp>.

In addition, for the time being, **Mr. Donald Johnston**, Former Secretary-General of OECD and **Mr. Dewen Mei**, President of China Beijing Environmental Exchange have confirmed their participations in the Plenary Session to give speeches. Also, we have been honored to invite **Sir Christopher A. Pissarides** and **Sir Edward C. Prescott**, the 2010 and 2004 Nobel laureate in economics, respectively in our concurrent conference, the Congress of Knowledge Economy-2014. Meanwhile, we have uploaded our initial program online please feel free to visit: <http://www.lcesummit.com/program.asp>.

Looking forward to your support and attendance!

Sincerely

Ms. April Wang

Organizing Committee of LCES-2014

BIT Congress Inc.

Add: East Wing, F11, Building 1,
Dalian Ascendas IT Park, 1 Hui Xian Yuan,
Dalian Hi-tech Industrial Zone,
LN 116025, China

Tel: 0086-411-84575669-858

Fax: 0086-411-84799629

Email: april@lcesummit.com

Heather Branigin

From: Jennifer <rjmeyovy@comcast.net>
Sent: Tuesday, June 03, 2014 8:34 AM
To: James Hovland; Josh Sprague; ann swenson swenson; Mary Brindle (Comcast); Joni Bennett
Cc: Scott Neal; Edina Mail
Subject: Dog ordinance on agenda tonight

Dear Mayor and Council Members:

Edina residents who walk their dogs would probably be surprised to find out that city code makes it illegal to allow a dog to micturate or defecate on public or private property without consent of the property owner. The proposed ordinance revision is practical. A person walking a dog cannot control whether the dog micturates, and the person can't reasonably be expected to get permission from the property owner before the dog micturates.

The proposed ordinance revision, however, does not go far enough. It will still be illegal to allow a dog to defecate on public or private property without the consent of the property owner. A person walking a dog cannot control whether the dog defecates. What they can control is whether they clean up after the dog and dispose of the waste in a sanitary manner. If the dog is leashed, they have some control over *where* the dog goes (for example, on the grass instead of on top of the tulips), but no control over *whether* the dog goes.

The requirement to get the consent of the property owner before a dog defecates on public or private property is not only unrealistic and impractical, but also would cause the dog walker to intrude on the property owner to obtain consent. Imagine sitting at the dinner table and hearing a knock on the door. You answer the door and the person outside asks, "Is it ok if my dog defecates right there, by the telephone pole?" Or imagine if residents called City Hall to get permission every time a dog needed to defecate in a public park.

Below are excerpts of comparable city code sections from surrounding communities. Only Edina makes it illegal to allow a dog to defecate on public or private property without consent of the property owner. Other communities permit the dog to defecate, but require that the person walking the dog immediately clean it up and dispose of it in a sanitary manner.

The existing Edina city code could be modified by deleting the phrase "or to micturate or defecate on public property or private property." The first sentence would then read: "No owner of a dog shall permit the dog to damage any lawn, garden, or other private or public property without the consent of the owner or possessor of the property."

A second section of the Edina code should also be changed. Sec. 8-215 reads, subsection (d) reads: "Animals which damage property. Any animal which damages plantings or structures *or micturates or defecates on* public property or on private property without the consent of the owner or possessor of the property shall be deemed a public nuisance."

This section of code could be modified to read: "Any animal which damages plantings or structures on public property without the consent of the owner or possessor of the property shall be deemed a public nuisance." The word "animal" is still very broad.

Please deny first reading of the proposed ordinance (No. 2014-7) and direct staff to come back with further revisions as described above.

Thank you for your service and consideration of this matter.

Sincerely,

Jennifer Janovy
Edina

EDINA

Chapter 8, Article VI, Division 1, Section 8-264. Dogs which damage property.

No owner of a dog shall permit the dog to damage any lawn, garden or other private or public property, or to micturate or defecate on public property or private property, without the consent of the owner or possessor of the property. It shall be the duty of each owner of a dog to remove any feces left by such dog and to dispose of such feces in a sanitary manner. It shall also be the duty of each owner of a dog when such dog is off the owner's premises to have in possession a device or equipment for the picking up and removal of dog feces; at a minimum this equipment must include at least two bags. The provisions of this section shall not apply to a guide dog accompanying a blind person or to a dog when used in police or rescue activities by or with the permission of the city. This section shall not be construed, by implication or otherwise, to allow dogs to be where they are otherwise prohibited by this Code.

EDINA

Sec. 8-215. Animals declared a public nuisance.

(d) Animals which damage property. Any animal which damages plantings or structures or micturates or defecates on public property or on private property without the consent of the owner or possessor of the property shall be deemed a public nuisance.

EDEN PRAIRIE

SECTION 9.02. ANIMAL WASTE. It is unlawful for any person who owns, harbors or has custody of a dog, cat or other animal to cause or permit such animal to defecate on any public property or, without the consent of the owner, to defecate on any private property unless such person immediately removes the excrement and properly disposes of it. It shall also be unlawful for such person to cause or permit such animal to urinate on private property without the consent of the owner.

BLOOMINGTON

(b) **Disposal of Feces.** A custodian of any dog within the City shall immediately clean from any sidewalk, street, park, school, public place, or private property of another any feces of the dog and shall dispose of such feces in a sanitary manner. Violation of this provision shall be a petty misdemeanor.

MINNEAPOLIS

Feces clean up. Any person having the custody or control of any dog or domestic animal shall have the responsibility for cleaning up any feces of the animal and disposing of such feces in a sanitary manner. It shall furthermore be the duty of any person having custody or control of any dog or domestic animal on or about any public place to have in such person's possession suitable equipment for picking up, removal and sanitary disposal of animal feces. Violations of this provision may result in an administrative fine.

MINNETONKA

A person must not permit an animal under his/her care, custody or control to defecate on public or private property without permission of the property owner, unless the person immediately cleans up and disposes of the animal's feces in a sanitary manner. A person who has custody or control of an animal on property that the person does not own or occupy must have in his/her immediate possession suitable equipment for picking up and removing the animal's feces in a sanitary manner. The person must dispose of the feces in appropriate waste containers, at a location owned or occupied by the person, or at a location where the person has been given

permission to do so. The provisions of this paragraph do not apply to a blind person accompanied by a service **dog** or a person physically unable to clean up after a **dog**, and does not apply to a person in control of a **dog** involved in official police or rescue activities.

RICHFIELD

905.06. Immediate disposal of animal feces. 

An animal owner, or person having custody or control of an animal, shall immediately clean up and sanitarly dispose of any feces of the animal, except that this provision does not apply to blind persons with respect to their ownership and use of seeing eye dogs.