

# REPORT / RECOMMENDATION



**To:** MAYOR & COUNCIL

**Agenda Item #:** IX. A.

**From:** Debra Mangen  
City Clerk

**Date:** November 3, 2014

**Subject:** Correspondence

**Action**   
**Discussion**   
**Information**

**Action Requested:**

No action is necessary.

**Attachment:**

Attached is correspondence received since the last Council meeting.

Dear Jim and LaRae,

My sincere thanks and appreciation  
to you for coming to our Edina Rotary  
RENDEZVOUX IN PARIS.

You are always so supportive of our  
noon club and the projects/events we are  
involved in. Thank you. And special thanks  
to you, LaRae for your special participation —  
you were tremendous!

Bob + Patti Solheim

for  
Edina Rotary Club



Larkin Hoffman Daly & Lindgren Ltd.

1500 Wells Fargo Plaza  
7900 Xerxes Avenue South  
Minneapolis, Minnesota 55431-1194

GENERAL: 952-835-3800  
FAX: 952-896-3333  
WEB: [www.larkinhoffman.com](http://www.larkinhoffman.com)

October 21, 2014

Mayor Hovland and Councilmembers  
City of Edina  
4801 W. 50th St  
Edina MN, 55424

Re: Citizens to Preserve the Edina Regional Medical District  
Beacon Interfaith Supportive Housing Project, 3330 West 66th Street, Edina, MN

Dear Mayor Hovland and Councilmembers:

We represent the Citizens to Preserve the Edina Regional Medical District (“CPERMD”) with regard to opposition to the City’s Comprehensive Plan amendment and rezoning actions on behalf of the Beacon Interfaith Housing Collaborative (“Beacon”) supportive housing project located at 3330 West 66th Street (the “Project”) in the City of Edina (the “City”). CPERMD is comprised of property owners, business owners, and tenants of the Edina Regional Medical District (the “District”) and was formed to advocate for the ongoing integrity of the District as one of the state’s premier medical districts.

#### INTRODUCTION

Tonight, the City Council is scheduled to make a decision on the final rezoning of the Project and the proposed planned unit development. This letter is intended to highlight ongoing defects in the City’s Comprehensive Plan amendment and rezoning process, including the City’s inability to comply with Minnesota’s automatic approval statutes. This letter is also intended to provide the City with notice that Beacon has failed to obtain the necessary funding sources for the Project and, as a result, the Project has little likelihood of success.

#### DISCUSSION

#### **Final Rezoning is in Violation of State Law Due to Conflict with the Comprehensive Plan**

As of today, the City’s Comprehensive Plan amendment to allow the Project to proceed has not yet been approved by the Metropolitan Council (the “Met Council”) and the City’s consideration of the final rezoning and final development plan is not authorized under Minnesota law. According to Met Council staff, the Comprehensive Plan amendment is not subject to administrative review and will likely not be heard by the full council until mid-November. Until Met Council approves the City’s Comprehensive Plan amendment, the City is prohibited under state law from adopting the rezoning.

Under Minnesota Statute, the City cannot implement or adopt “any official control . . . which is in conflict with” the City’s Comprehensive Plan. *Minn. Stat. § 473.865 (emphasis added)*. Any changes to the Comprehensive Plan must be reviewed and approved by the Met Council before the proposed amendment can become effective and before any rezoning can be permitted under Minnesota law. *Minn. Stat. §§ 462.355, 473.864(2)*. Therefore, the Comprehensive Plan must first be properly amended, then, and only then, can the City consider rezoning. *Minn. Stat. § 473.175, subd. 2*.

The proposed final rezoning for the Project is an official control in direct contradiction to the City’s Comprehensive Plan and cannot be considered until the City follows the state-mandated procedures to amend the Comprehensive Plan as described above. An approval to rezone for the Project in conflict with the City’s current Comprehensive Plan language, and prior to the proper approval of the proposed amendment, violates Minnesota law. The Comprehensive Plan amendment must be completed and take effect prior to the consideration of a rezoning proposal.

**The City Cannot Render a Final Decision Before the Expiration of the Decision Period Under Minnesota’s Automatic Approval Statute**

Under Minnesota Statutes section 15.99, the Project may be automatically approved under Minnesota law if the City does not render a final decision within 60 days (or by the extended deadline under statute). More specifically, the Project may be approved if the City fails to deny the application. Here, the City is unable to render a final decision by the October 22, 2014 deadline, and the City must deny the rezoning application to avoid risking a statutory default approval.

The proposed rezoning requires the passage of ordinance 2014-17. Under City Code, “[e]very ordinance shall receive two readings before the council prior to final adoption.” *City Code § 2-416(emphasis added)*. Because the City will be unable to hold a second reading until after the Comprehensive Plan amendment is approved by the Met Council, it cannot render a final decision within the 60-day period. Therefore, unless the Project is denied, the Project may be deemed to be approved on October 22nd under Minnesota Statutes section 15.99. While the outcome would be similar to approving the application by council action, the application would be approved under section 15.99 as proposed by Beacon, and without any conditions imposed by the City. We urge the City to deny the rezoning application, which will avoid the risk of an automatic approval under the statute. A denial will not preclude resubmittal of the application and would allow a thoughtful and deliberate decision-making process.

**Beacon has Failed to Obtain Necessary Funding for the Project and Will not Again be Eligible Until 2015**

On October 17, 2014, the Minnesota Housing Finance Agency (“MHFA”) released its recommendations for funding through the MHFA consolidated RFP program. *See attached 2014 Minnesota Housing Multifamily RFP: Consolidated Funding Recommendations*. The funding RFP includes multiple sources of financing, including the Housing Infrastructure Bonds (“HIB”) program and Local Housing Incentive Account Program (“LHIA”), which consists of Metropolitan

Council (the "Met Council") funding sources. Beacon has failed to secure any funding for the Project through the RFP process, from either MHFA or Met Council. The MHFA's recommendation to not fund the Project is expected to be adopted by the Minnesota Housing Board on October 23, 2014.

Based on Beacon's failure to obtain necessary funding for the Project, it appears that the Project has little or no likelihood of success. As Beacon's representatives noted at the September 2, 2014 City Council meeting, the current funding cycle was unique in that it included approximately \$100 million dollars in funding, far exceeding most years. Future funding cycles will be far more competitive due to smaller amounts of available funding, and given the Project's recent rejection, it is unlikely that the Project will increase its competitiveness in the following years. Even if there was an increase in funding sources available, the Project will not be eligible for consideration of funding through these programs until this time next year.

Without funding from the Met Council or the MHFA through these key funding accounts, Beacon representatives have acknowledged that the Project will likely stall for at least a year. The prospect of a stalled project of this size, located in a high profile location in the center of the District raises significant concerns. Among these concerns is the loss of a significant development opportunity, as developers have expressed interest in the Project site for medical and office-type investments consistent with the intent of the District. We encourage the City Council to deny the rezoning application and work with Beacon to find a more suitable location in the City that will offer the Project a more competitive application for funding in the future.

#### CONCLUSION

It is apparent that there is no urgency for the City Council to make a final decision on the Project at this time. The Project has failed to secure necessary funding from the MHFA and the Met Council and is unable to proceed without this funding. Moreover, making a hasty City Council decision prior to receiving approval of the Comprehensive Plan amendment is not authorized under state law and exceeds the City's authority. The City Council should deny the application tonight to avoid the risk of automatic approval.

If the City fails to deny the Project, Beacon representatives have admitted that the Project will be stalled until alternative funding sources can be identified, which seems unlikely given the Project's recent lack of competitiveness. The District, however, is continuing to thrive and attract investment, and neither the City nor the District can afford to be plagued by the uncertainty associated with the stalled Project site. We encourage the City to deny the Project applications and reverse the Comprehensive Plan amendment to restore the integrity of the District. Denial of the Project will allow the City to work with Beacon to identify an alternative site within the City that will be viable for the proposed development and more competitive while seeking funding.

Mayor Hovland and Councilmembers

October 21, 2014

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If you have any questions about this letter or the information above, please do not hesitate to contact me.

Sincerely,



Robert C. Long, for  
Larkin Hoffman Daly & Lindgren Ltd.

Direct Dial: 952-896-3232  
Direct Fax: 952-842-1779  
Email: [rlong@larkinhoffman.com](mailto:rlong@larkinhoffman.com)

Enclosures

cc: Scott Neal, City Manager  
Roger Knutson, City Attorney  
John Baker, Greene Espel

## Heather Branigin

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**From:** js8778@gmail.com  
**Sent:** Wednesday, October 22, 2014 8:11 AM  
**To:** Edina Mail  
**Subject:** Contact Us form submission

Name: Jim Stromberg

Organization: Unknown

Website: 3930 W. 49th St.

Address\_1:

Address\_2: 3930 W. 49th St.

City: Edina

State: MN

Zip\_Code: 55424

Email: [js8778@gmail.com](mailto:js8778@gmail.com)

Phone: 651-307-3940

Referrer: google

Message: TO: Mayor and City Council I watched the City Council meeting last night on Ch. 16, and want to pass on my 'thank-you' to both Council and Mayor. I was very proud to be an Edina resident last evening. You were extremely kind and professional throughout the meeting - in some cases when there was some obvious emotion involved on the part of citizens. I was especially impressed on your conduct and skills as you negotiated through the discussion and decision concerning the Valley View road project. You listened carefully, responded respectfully, and finally made the decision - all the while explaining exactly why the decision you were making was the correct one - even though some residents were bound to be unhappy with that decision. I was very proud of how you handled that item, as well as the rest of the night's agenda. Thank you for representing us in such an "Edina" fashion! 'Signed', Jim

## Heather Branigin

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**From:** Dan Dunn <dandunn61@hotmail.com>  
**Sent:** Wednesday, October 22, 2014 11:24 AM  
**To:** Edina Mail; jonibennett12@comcast.net; Mary Brindle (Comcast);  
joshsprague@edinarealty.com; swensonann1@gmail.com  
**Subject:** Valley View reconstruction project

Mr. Mayor and Council Members,

I watched last night's public hearing on the proposed Valley View reconstruction from McCauley Trail to Mark Terrace. I live with my wife Ty and our son Colin at 6928 Moccasin Valley Rd. While not currently impacted it seems the project will extend at some point to include our property.

Has anybody ever counted the number of bike riders on any given day that use Valleyview? I walk this road all the time and do not see bike riders very often. Is this a build it and they will come type of an idea?

Also parking is allowed on Valley View. Your city engineer was mistaken when he stated it was not allowed. Parking is allowed on the wider side by my house, which is the south side. Even down where the road narrows by Sally Lane and Comanche Ct, there are no signs prohibiting parking. I think this error by your city engineer is an important one. We have had large gatherings at our house requiring people to park on Valley View.

I have spent a good deal of time and money landscaping this part of my property. Prior to my purchase the lot on the other side of my fence was overgrown with small trees, weeds and buckthorn due to neglect of previous owner. I realize that this is a right of way for Valley View but the landscaping project has enhanced the area. Will I be compensated at all for this?

I don't think enough time was spent regarding the petitions that were signed and I agree with the testifier that suggested the slide of the individuals signing the petition was very underrepresented.

I was disappointed by your vote as I was about the decision to close the Fred and will make my disappointment known at the ballot box.

Respectfully,

Dan Dunn

## Heather Branigin

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**From:** Greg Engen <greg.engen@aimia.com>  
**Sent:** Wednesday, October 22, 2014 12:50 PM  
**To:** Edina Mail  
**Subject:** Edina Mountain Bike Park

Dear  
Mayor Hovland and Edina City Council,

I am writing to urge the city to purchase the 15 acres at 40th + France to be preserved as park land. It is a perfect location for a mountain bike park which is a growing sport. Off-road cycling is a low-environmental-impact healthy recreation that is growing quickly- up to 35 million annual participants. It is a sport that is accessible to kids through older adults and promotes healthy outdoor recreation. The City of Edina has a unique opportunity to create a valuable asset for our community and surrounding communities. There are existing organizations like IMBA and MORC that build trails through a network of volunteers making the primary cost of this park the land acquisition with very little development cost.

Please make the right decision and purchase this land to be preserved as park.

Thank you,

Greg Engen

**GREGORY A. ENGEN**  
VICE PRESIDENT, CONSUMER PACKAGED GOODS  
AIMIA U.S.  
[greg.engen@aimia.com](mailto:greg.engen@aimia.com)

1405 Xenium Lane North, Suite 150 / Minneapolis, MN 55441 / US  
D +1 763 445 3242 / M +1 612 743 4750

## Heather Branigin

---

**From:** Patrick Frimat <Patrick.FRIMAT@rsivideotech.com>  
**Sent:** Wednesday, October 22, 2014 1:14 PM  
**To:** Edina Mail  
**Subject:** Mountain bike Park in Edina

Dear  
Mayor Hovland and Edina City Council,

I am writing to urge the city to purchase the 15 acres at 40th + France to be preserved as park land. It is a perfect location for a mountain bike park which is a growing sport. Off-road cycling is a low-environmental-impact healthy recreation that is growing quickly- up to 35 million annual participants. It is a sport that is accessible to kids through older adults and promotes healthy outdoor recreation. The City of Edina has a unique opportunity to create a valuable asset for our community and surrounding communities. There are existing organizations like IMBA and MORC that build trails through a network of volunteers making the primary cost of this park the land acquisition with very little development cost.

Please make the right decision and purchase this land to be preserved as park.

Thank you,

**Patrick Frimat**  
**5504 Dever Drive**  
**Edina, MN 55424**  
651 955 7888

## Heather Branigin

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**From:** Kristen Christianson <Kristen@resimplifiedmn.com>  
**Sent:** Wednesday, October 22, 2014 2:18 PM  
**To:** Edina Mail  
**Subject:** Mayor Hovland and Edina City Council re: 40th and France park land...

Dear Mayor Hovland and Edina City Council,

I am writing to urge the city to purchase the 15 acres at 40th + France to be preserved as park land. It is a perfect location for a mountain bike park which is a growing sport. Off-road cycling is a low-environmental-impact healthy recreation that is growing quickly- up to 35 million annual participants. It is a sport that is accessible to kids through older adults and promotes healthy outdoor recreation. The City of Edina has a unique opportunity to create a valuable asset for our community and surrounding communities. There are existing organizations like IMBA and MORC that build trails through a network of volunteers making the primary cost of this park the land acquisition with very little development cost.

Please make the right decision and purchase this land to be preserved as park.

Thank you,

Kristen Christianson, Realtor, GRI  
Keller Williams Integrity Realty  
Real Estate SIMPLIFIED  
612-616-8591  
[kristen@resimplifiedmn.com](mailto:kristen@resimplifiedmn.com)

Our numbers speak for themselves...

- 90% of our business came from referrals
- Average 37 days on market for listings – market average is 97 days
- 98% average sales to list price – market average is 95%
- 49% of homes under contract within 1 week
- 85% of homes under contract within 30 days

## Heather Branigin

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**From:** Paula Colestock <paulacolestock@yahoo.com>  
**Sent:** Wednesday, October 22, 2014 2:19 PM  
**To:** Edina Mail  
**Subject:** Mountain Bike Trails in Edina

Mayor Hovland,

It would be great to have a mountain bike trail in Edina!

The Edina Cycling Team started last year with 15 members and currently has 35 members from our middle schools and the high school. Interest in the sport is exploding and there is more interest than ever for all age groups to mountain bike.

There are many areas that could be utilized for a mountain bike trail. Most recently there has been discussion about making Webber park an official mountain bike trail.

Thanks for your consideration.

Sincerely,

Paula Colestock  
6613 Southcrest Drive  
Edina

## Heather Branigin

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**From:** L Kondrick <lkondrick@yahoo.com>  
**Sent:** Wednesday, October 22, 2014 2:42 PM  
**To:** swensonann1@gmail.com; oshsprague@edinarealty.com; Mary Brindle (Comcast);  
jonibennett12@comcast.net; Edina Mail  
**Cc:** Laura Kondrick  
**Subject:** Buckthorn Removal in the Budget Urgent

Council Members,

Please take the problem of invasive BUCKTHORN VERY SERIOUSLY and include in you Parks budget for the coming year. Buckthorn requires diligent eradication to stop the spread. Think zebra mussels, kudzu, and millefeuille.

The parks on the west side, like Bredesen, are rife with buckthorn and overtake paths and obscure views of marches, creeks and other water features. If you want to beautify Edina, beautify your parks flora first.

Buckthorn should be the Park's budget number one priority and I could not find it anywhere in the budget.

THIS MUST BE A PRIORITY! It is an expensive endeavor and should be budgeted over a number of years to be effective.

Please do the right thing to preserve native flora and fauna from the onslaught of buckthorn.

If you do not know much about buckthorn, google it.

Laura Kondrick  
[lkondrick@yahoo.com](mailto:lkondrick@yahoo.com)

## Heather Branigin

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**From:** Marie Jackson <mariedjackson@gmail.com>  
**Sent:** Wednesday, October 22, 2014 2:42 PM  
**To:** Edina Mail  
**Subject:** Resident Urgent Request

Dear Mayor Hovland and Edina City Council,

I am writing to urge the city to purchase the 15 acres at 40th + France to be preserved as park land. It is a perfect location for a mountain bike park which is a growing sport.

Off-road cycling is a low-environmental-impact healthy recreation that is growing quickly- up to 35 million annual participants. It is a sport that is accessible to kids through older adults and promotes healthy outdoor recreation. The City of Edina has a unique opportunity to create a valuable asset for our community and surrounding communities.

There are existing organizations like IMBA and MORC that build trails through a network of volunteers making the primary cost of this park the land acquisition with very little development cost.

Please make the right decision and purchase this land to be preserved as park.

Thank you,

Marie D. Jackson  
4604 Drexel Ave  
Edina, MN 55424

## Heather Branigin

---

**From:** christianson9@gmail.com  
**Sent:** Wednesday, October 22, 2014 3:21 PM  
**To:** Edina Mail  
**Subject:** Mayor Hovland and Edina City Council re: 40th and France park land...

Dear Mayor Hovland and Edina City Council,

I am writing to urge the city to purchase the 15 acres at 40th + France to be preserved as park land. It is a perfect location for a mountain bike park which is a growing sport. Off-road cycling is a low-environmental-impact healthy recreation that is growing quickly- up to 35 million annual participants. It is a sport that is accessible to kids through older adults and promotes healthy outdoor recreation. The City of Edina has a unique opportunity to create a valuable asset for our community and surrounding communities. There are existing organizations like IMBA and MORC that build trails through a network of volunteers making the primary cost of this park the land acquisition with very little development cost.

Please make the right decision and purchase this land to be preserved as park.

Thank you,

Steve Christianson  
5121 Indianola Ave  
612.859.6634

Sent from Windows Mail

## Heather Branigin

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**From:** Laura <lkondrick@yahoo.com>  
**Sent:** Wednesday, October 22, 2014 3:48 PM  
**To:** Edina Mail  
**Subject:** Re: Buckthorn Removal in the Budget Urgent

Not good enough. I want a reply from a council member who can advocate for this issue.

Sent from my iPhone

> On Oct 22, 2014, at 3:09 PM, Edina Mail <[mail@EdinaMN.gov](mailto:mail@EdinaMN.gov)> wrote:

>

> Dear Laura,

>

>

> Thank you for your interest in the City of Edina.

>

> I have forwarded your message to Mayor Hovland.

> If I can be of additional assistance to you please contact me.

>

>

> Lynette Biunno, Receptionist

> 952-927-8861 | Fax 952-826-0389

> [lbiunno@EdinaMN.gov](mailto:lbiunno@EdinaMN.gov) | [www.EdinaMN.gov](http://www.EdinaMN.gov)

> ...For Living, Learning, Raising Families & Doing Business

>

> -----Original Message-----

> From: L Kondrick [<mailto:lkondrick@yahoo.com>]

> Sent: Wednesday, October 22, 2014 2:42 PM

> To: [swensonann1@gmail.com](mailto:swensonann1@gmail.com); [oshsprague@edinarealty.com](mailto:oshsprague@edinarealty.com); Mary Brindle (Comcast); [jonibennett12@comcast.net](mailto:jonibennett12@comcast.net);  
Edina Mail

> Cc: Laura Kondrick

> Subject: Buckthorn Removal in the Budget Urgent

>

> Council Members,

>

> Please take the problem of invasive BUCKTHORN VERY SERIOUSLY and include in you Parks budget for the coming year. Buckthorn requires diligent eradication to stop the spread. Think zebra mussels, kudzu, and millefeuille.

>

> The parks on the west side, like Bredesen, are rife with buckthorn and overtake paths and obscure views of marches, creeks and other water features. If you want to beautify Edina, beautify your parks flora first.

>

> Buckthorn should be the Park's budget number one priority and I could not find it anywhere in the budget.

>

> THIS MUST BE A PRIORITY! It is an expensive endeavor and should be budgeted over a number of years to be effective.

>

> Please do the right thing to preserve native flora and fauna from the onslaught of buckthorn.

>

> If you do not know much about buckthorn, google it.

>

> Laura Kondrick

> [lkondrick@yahoo.com](mailto:lkondrick@yahoo.com)

>

>

>

## Heather Branigin

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**From:** Murnan, Shawn <Shawn.Murnan@bestbuy.com>  
**Sent:** Wednesday, October 22, 2014 4:22 PM  
**To:** Edina Mail  
**Subject:** Fw: Mayor Hovland and Edina City Council re: 40th and France park land...

Dear City Council,

I absolutely agree with Kristen. What an asset this would be to Edina. Please do the right thing.

Shawn Murnan  
4223 Oakdale Ave

---

**From:** Kristen Christianson <[Kristen@resimplifiedmn.com](mailto:Kristen@resimplifiedmn.com)>  
**Sent:** Wednesday, October 22, 2014 3:15 PM

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**From:** Kristen Christianson  
**Sent:** Wednesday, October 22, 2014 2:17 PM  
**To:** [mail@edinamn.gov](mailto:mail@edinamn.gov)  
**Subject:** Mayor Hovland and Edina City Council re: 40th and France park land...

Dear Mayor Hovland and Edina City Council,

I am writing to urge the city to purchase the 15 acres at 40th + France to be preserved as park land. It is a perfect location for a mountain bike park which is a growing sport. Off-road cycling is a low-environmental-impact healthy recreation that is growing quickly- up to 35 million annual participants. It is a sport that is accessible to kids through older adults and promotes healthy outdoor recreation. The City of Edina has a unique opportunity to create a valuable asset for our community and surrounding communities. There are existing organizations like IMBA and MORC that build trails through a network of volunteers making the primary cost of this park the land acquisition with very little development cost.

Please make the right decision and purchase this land to be preserved as park.

Thank you,

Kristen Christianson, Realtor, GRI  
Keller Williams Integrity Realty  
Real Estate SIMPLIFIED  
612-616-8591

[kristen@resimplifiedmn.com](mailto:kristen@resimplifiedmn.com)

## Heather Branigin

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**From:** Jasmine Navy <JNavy@walkermethodist.org>  
**Sent:** Thursday, October 23, 2014 10:44 AM  
**To:** Edina Mail  
**Subject:** re; Veteran's Day - Mayor Request

Good Morning!

I am writing to inquiry about Tuesday, Nov. 11th, Veteran's Day.

Here at Walker Methodosit Care Suites in Edina we are trying to arrange a Veteran's Day Ceremony (Program) for our residents and I wanted to see if it would be possible for our city Mayor to volunteer his time, Tuesday, Nov. 11th in the morning or any time that day that may work in his schedule.

If the Mayor is available we would like for him to read 'The President's Veteran's Day Proclamation' and meet/greet with our veterans as well as stand for a group picture and that would be all. Possible hand each one a poppy.

Could you let me know if this would be possible at all?  
I would greatly appreciate it.

Thanks so much for your time and I look forward to hearing from you.

Is there anyone in particular for whom I should try to contact directly?

-Jasmine Navy

Follow Walker Methodist!



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Follow Walker Methodist!



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## Heather Branigin

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**From:** William J. Otteson <botteson@gmail.com>  
**Sent:** Thursday, October 23, 2014 11:53 AM  
**To:** Edina Mail  
**Cc:** Liz Otteson  
**Subject:** Let's Build a Mountain Bike Park in Edina

Dear Mayor Hovland and Members of the Edina City Council:

I am writing as an Edina citizen and mountain biking enthusiast to urge the city to purchase the undeveloped land available at 40th & France to be preserved as parkland and developed as a mountain bike park. My wife Liz and I live near Todd Park, and our family enjoys mountain biking. There are many great trail facilities around the metro area, but most of them are far away and require a substantial drive from Edina to places like Champlin (Elm Creek), Eagan (Lebanon Hills), Savage (Murphy-Hanrahan), or Victoria (Carver Park Reserve).

Having a sustainable mountain bike trail facility in Edina would promote a growing, low-environmental-impact, healthy recreational activity and add to the already-impressive amenities that make our community such an attractive place to live, work, and raise a family. It is a sport that is accessible to kids through older adults and promotes healthy means of outdoor recreation right in our own backyard. Existing not-for-profit organizations such as the International Mountain Biking Association (IMBA) and the Minnesota Off-Road Cyclists (MORC) are dynamic volunteer-driven groups that have led the building of trails elsewhere in the metro and throughout Minnesota with very little development cost.

Thank you for your consideration of this position and for your leadership in our community.

Sincerely,  
Bill Otteson  
4545 Oxford Avenue  
Edina, MN 55436  
[botteson@gmail.com](mailto:botteson@gmail.com)  
612-296-3639



Ewing Marion  
**KAUFFMAN**  
Foundation

October 23, 2014

Dear Mayor Hovland,

Thank you for attending the 2014 Mayors Conference on Entrepreneurship: Making an Entrepreneurial City. I hope you not only enjoyed the conference but also left inspired and equipped with new ideas for how you can support entrepreneurs and makers in your community.

In an effort to be a continuing resource to you, the Kauffman Foundation has planned a series of follow-ups from the conference. Please be watching for new materials from us in the coming months. In the meantime, do not hesitate to contact me or any of my colleagues at the Foundation who you met in Louisville for assistance. I look forward to staying in touch.

Best wishes,

Jason Wiens  
Policy Director, Ewing Marion Kauffman Foundation

*It was a pleasure to meet you.  
Let me know how we can assist  
you.*

Ewing Marion  
**KAUFFMAN**  
Foundation

Jason Wiens  
Policy Director

4801 ROCKHILL ROAD KANSAS CITY, MISSOURI 64110-2046  
TEL: 816-932-1115  
jwiens@kauffman.org www.kauffman.org

## Heather Branigin

---

**From:** David Davison <dd01@annben.us>  
**Sent:** Thursday, October 23, 2014 11:57 AM  
**To:** Edina Mail  
**Cc:** Josh Sprague  
**Subject:** Request for Opinion  
**Attachments:** HF3618DP.pdf; 22Oct14a.pdf

Josh Sprague requested that I send this to the entire City Council.

Attached is a request (file 22Oct14a.pdf) for consideration by city attorneys of cities along or near the MN&S tracks.

Also attached is a copy of the Dan Patch Gag Rule (file HF3618DP.pdf).

Please consider supporting this request.

Thank you.

--  
David Davison ([dd01@annben.us](mailto:dd01@annben.us))

---  
This email is free from viruses and malware because avast! Antivirus protection is active.  
<http://www.avast.com>

## The Dan Patch Gag Rule

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### 2002, Regular Session

CHAPTER 393-H.F.No. 3618

An act relating to ... prohibiting certain actions in connection with the Dan Patch commuter rail line ...

Sec. 85. [DAN PATCH COMMUTER RAIL LINE; PROHIBITIONS.]

Subdivision 1. [DEFINITION.] For purposes of this section, "Dan Patch commuter rail line" means the commuter rail line between Northfield and Minneapolis identified in the metropolitan council's transit 2020 master plan as the Dan Patch line.

Subd. 2. [METROPOLITAN COUNCIL; PROHIBITIONS.] The metropolitan council must not take any action or spend any money for study, planning, preliminary engineering, final design, or construction for the Dan Patch commuter rail line. The council must remove all references, other than references for historical purposes, to the Dan Patch commuter rail line from any future revisions to the council's transportation development guide and the council's regional transit master plan.

Subd. 3. [COMMISSIONER OF TRANSPORTATION.] The commissioner of transportation must not expend any money for study, planning, preliminary engineering, final design, or construction for the Dan Patch commuter rail line. The commissioner must remove all references, other than references for historical purposes, to the Dan Patch commuter rail line from any future revisions to the state transportation plan and the commissioner's commuter rail system plan.

Subd. 4. [REGIONAL RAIL AUTHORITIES.] No regional rail authority may expend any money for study, planning, preliminary engineering, final design, or construction for the Dan Patch commuter rail line.

...

22 October 2014

To Mayors, City Managers, & City Attorneys of Cities along the MN&S (Dan Patch) Tracks

**Subject: Getting to Light Rail**

Background The *Minnesota Comprehensive Statewide Freight and Passenger Rail Plan*, created by the Minnesota Department of Transportation (DOT) in February 2010, describes an *intercity rail* corridor that includes the portion of the Minneapolis, Northfield, and Southern (MN&S) tracks that run north-south through Saint Louis Park, Edina, Bloomington, and Savage.

The plan awaits federal funding. When built, the Minneapolis/Mankato corridor will have stations in Minneapolis and Mankato, with no stops between. Trains will move rapidly, as fast as 80 miles per hour, along the upgraded tracks, and freight operations will increase significantly with the opening of the gateway (a new bridge across the Minnesota River) to the Port of Savage.

Dan Patch Study The Dan Patch feasibility study, 2001, is a plan for *commuter rail* service between Minneapolis and Northfield, with heavy, fast trains along the MN&S tracks.

Dan Patch Gag Rule In 2002 the Minnesota legislature approved the Dan Patch Gag Rule, attached, which states that none of the following agencies could study, plan, engineer, design, or construct the Dan Patch commuter rail line: neither [1] Metropolitan Council (Met Council), nor [2] the DOT, nor [3] regional rail authorities.

Light Rail Prohibited by Met Council Building intercity rail will upgrade the MN&S tracks through Saint Louis Park, Edina, Bloomington, and Savage. None of these communities (nor others along the MN&S tracks as far south as Northfield) can contemplate supplementary or alternative passenger rail service, including *light rail*, because of the Metropolitan Council's interpretation of the Gag Rule.

Conflict of Interpretations According to the legal department of the Met Council, the Gag Rule prohibits the planning, etc., of *any* passenger service along the MN&S tracks, including not only commuter rail but also light rail. By contrast, the legal department of the DOT interprets the Gag Rule as applying only to the written plan (the Dan Patch study) for commuter rail between Minneapolis and Northfield; accordingly, the DOT asserts that the Gag Rule does not apply to intercity rail. Trains and train speeds are similar for intercity rail and commuter rail, but the two are distinguished by the distance between stations, fifty miles or so for intercity rail and approximately five miles for commuter rail.

Need for Resolution of Conflict The interests of the communities along the MN&S tracks between Minneapolis and Northfield would be well served by a resolution of the conflict between the interpretations of state law in favor of the DOT's legal department. If so resolved, the Met Council would be empowered to include studies of light rail along the MN&S tracks. Light rail would have convenient stations approximately two miles apart and would run temporally separated from freight or other operations such as intercity rail.

Roles of Attorney General and City Attorneys The Minnesota Attorney General has the authority to interpret Minnesota law, but does not respond to requests for opinions from private parties. It does, however, respond to requests for opinions not only from executive officers and legislative bodies, but also from attorneys for local governments.

All the communities along the MN&S tracks between Minneapolis and Northfield have standing in this issue, as well as residents of these and nearby communities, because they are all affected by the Met Council's adverse interpretation of the pernicious Gag Rule.

Request Accordingly, I request that the City Attorneys in communities along and close to the MN&S tracks consult with one another and request an opinion from the Attorney General that resolves the conflict between the Met Council and the DOT on the interpretation of the Gag Rule. Hopefully, the opinion would favor an interpretation that would allow the Met Council to include studies of light rail along the MN&S tracks among its other plans.

Yours sincerely,

David Davison, 6716 Galway Drive, Edina, MN 55439

## Heather Branigin

---

**From:** Nick Dzandzara <NickD@consulting-sdc.com>  
**Sent:** Thursday, October 23, 2014 6:11 PM  
**To:** Edina Mail  
**Subject:** 15 acres at 40th + France

Dear Mayor Hovland and Edina City Council,

I am writing to urge the city to purchase the 15 acres at 40th + France to be preserved as park land. It is a perfect location for a mountain bike park which is a growing sport. Off-round cycling is a low-environmental-impact healthy recreation that is growing quickly- up to 35 million annual participants. It is a sport that is accessible to kids through older adults and promotes healthy outdoor recreation. The City of Edina has a unique opportunity to create a valuable asset for our community and surrounding communities. There are existing organizations like IMBA and MORC that build trails through a network of volunteers making the primary cost of this park the land acquisition with very little development cost.

Please make the right decision and purchase this land to be preserved as park.

Thank you,

Nick Dzandzara

5208 Halifax Ave S Edina

## Heather Branigin

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**From:** liza schwab <lcschwab@comcast.net>  
**Sent:** Friday, October 24, 2014 7:09 AM  
**To:** dgoettel@cityofrichfield.org; Edina Mail  
**Subject:** We have a problem

Good morning Debbie and James,

You both know me well...Debbie, you know me and my family for many reasons, Richfield Ambassadors, meetings, out and about, etc... Mayor Hovland, unfortunately, you only know me from Edina city hall meetings when I am trying to fight a couple redevelopment issues.

Anyway, as border cities, we sometimes need to come together and figure out issues. As you both know, I live on the border of Edina/Richfield, right behind Cub Foods Edina. My family and I have chosen to live here because of the quiet community of Richfield with all the conveniences of the Southdale area.

So, here is where we have a problem and I am looking to you mayors for help. As you both probably know, there is a homelessness issue, in both our cities. I often see homeless sleeping in various green areas around Southdale, Target, and even the Galleria. Where our problem comes in is when we see Edina police officers dropping off the homeless people in our neighborhood. I understand many don't know what to do with the homeless, but I believe we as cities can work together to find a better solution.

Many times over the past several years, either my husband or I have witnessed an Edina police officer pull up to the Edina/Richfield border...usually, 1 house away from mine, and drop them off. They usually are without shoes, money, or a direction to go.

Very, very recently my husband Steve, was out and about and saw it happening. He confronted the Edina Police officer to see what was going on. He asked why he was dropping him off, the Edina police officer said, 'This is what we do'. He dropped him off at the corner of 68<sup>th</sup> and Xerxes.

Oftentimes, our family has given these homeless men a pair of shoes so they can get on a bus, bus fare, and food. Our hearts are for the ones who need help, so we are ok helping them, in fact we enjoy helping them. However, it is disheartening to us how often Edina is dropping off homeless into Richfield.

Like I said, we have witnessed it many times, but I know it is happening even when we don't see it. There was even an article about it in the newspaper, where the Edina police even said they dropped a homeless man off in Richfield after he attacked an employee at the Southdale Library...per his request.

How can we help you out with this problem? We don't have any issue with helping out, we will gladly drive them downtown to a shelter, give them bus fare, feed them, whatever they need to get to where they want, but we just ask they aren't just dropped off with nowhere to go on our corner or any other corner on the border of Richfield/Edina. Homelessness is a problem, there isn't a solution, at least I can think of, but I think we can work together on this issue.

***Liza Schwab***

***The Outspoken Mom***

Wife, Mother, and Blogger Extraordinaire

[lcschwab@comcast.net](mailto:lcschwab@comcast.net)

[www.outspokenmomblog.com](http://www.outspokenmomblog.com)

## Andrei Kittelson

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**From:** Andrei Kittelson  
**Sent:** Friday, October 24, 2014 5:24 PM  
**To:** 'mail@EdinaMN.gov'  
**Cc:** Paula Kittelson (kittelsonpaula@gmail.com); Jackie Grandstrand (jackieshannon@hotmail.com); Grandstrand, Kirk (Kirk.Grandstrand@geeksquad.com)  
**Subject:** Concerned Edina Parent - Another School Shooting

Dear Mayor, as I am sure you saw, there was another school shooting just outside of Seattle today. I was born in 1976, and I remember “shock story” they taught us in social studies was the shooting that took place at the University of Texas at Austin. In junior high, the kids and teachers were mortified that such a thing could happen here in the US as we reviewed that section of material. I am sad to say that an event like that has been commonplace these days, and I think Americans are acutely aware of that. Yet, nothing really has been done about it. In fact, it seems like our only means to deal with it is hope...hope it does not happen to you or your children. Hope is not a very good strategy in my view, and not good enough for me.

Furthermore, I am sad to say, that I have little to no faith that anything will be done to curtail gun proliferation. The society’s obsession with firearms unmistakably and shamefully there, and as long as special interests are legally allowed to influence our political process, I think it is here to stay. I completely surrender to this reality, and simply accept it.

What I am asking – given that gun proliferation WILL NOT change, have we considered airport style security in schools? Yes...I mean metal detectors and security screening. I know that I (and many other parents) would gladly pay the taxes to implement this. I know that the prospect of any tax increase sends our people into a frenzy, and it is not good politics for elected officials. However, this is different. It is a small price to pay for potentially saving the life of children, and the people entrusted with their care. I really don’t appreciate the feeling of sending my children off to school, and “hoping” they come back. Right now that’s all I have.

I will mail your office a hard copy of this as well. Thank you,

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Andrei Kittelson | Director, N. America Sales | WD Content Solutions  
[www.westerndigital.com](http://www.westerndigital.com) | Office: (612) 216-0686 | Mobile: (952) 607-9982

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## Heather Branigin

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**From:** Andrei Kittelson <Andrei.Kittelson@wdc.com>  
**Sent:** Friday, October 24, 2014 5:24 PM  
**To:** Edina Mail  
**Cc:** Paula Kittelson (kittelsonpaula@gmail.com); Jackie Grandstrand (jackieshannon@hotmail.com); Grandstrand, Kirk (Kirk.Grandstrand@geeksquad.com)  
**Subject:** Concerned Edina Parent - Another School Shooting

Dear Mayor, as I am sure you saw, there was another school shooting just outside of Seattle today. I was born in 1976, and I remember "shock story" they taught us in social studies was the shooting that took place at the University of Texas at Austin. In junior high, the kids and teachers were mortified that such a thing could happen here in the US as we reviewed that section of material. I am sad to say that an event like that has been commonplace these days, and I think Americans are acutely aware of that. Yet, nothing really has been done about it. In fact, it seems like our only means to deal with it is hope...hope it does not happen to you or your children. Hope is not a very good strategy in my view, and not good enough for me.

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Andrei Kittelson | Director, N. America Sales | WD Content Solutions  
[www.westerndigital.com](http://www.westerndigital.com) | Office: (612) 216-0686 | Mobile: (952) 607-9982

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## Heather Branigin

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**From:** Richard Swenson <swensrw@gmail.com>  
**Sent:** Saturday, October 25, 2014 8:15 AM  
**To:** Edina Mail  
**Subject:** Weber Woods

Dear Mayor Hovland and Edina City Council:

I am writing to urge the city to purchase the 15 acres at 40th + France to be preserved as park land. It is a beautiful site that we wish to keep natural. The City of Edina has a rare and unique opportunity to create a valuable asset for our community and surrounding communities.

Please demonstrate honorable values to our children; make the right decision and purchase this land to be preserved as park. Certainly Edina has enough houses.

Thank you,  
Richard Swenson

## Heather Branigin

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**Subject:** MLC Legislative Breakfast  
**Location:** Plymouth Crowne Plaza (3131 Campus Drive | Plymouth, MN 55441)  
**Start:** Fri 1/16/2015 7:30 AM  
**End:** Fri 1/16/2015 9:00 AM  
**Show Time As:** Tentative  
**Recurrence:** (none)  
**Organizer:** Charlotte A. de Julio

When: Friday, January 16, 2015 7:30 AM-9:00 AM (UTC-06:00) Central Time (US & Canada).  
Where: Plymouth Crowne Plaza (3131 Campus Drive | Plymouth, MN 55441)

Note: The GMT offset above does not reflect daylight saving time adjustments.

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Regional Cities Include:

- Bloomington
- Eden Prairie
- Edina
- Maple Grove
- Minnetonka
- Plymouth
- Shakopee

## Heather Branigin

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**From:** deanne dubbs <ddubbs@hotmail.com>  
**Sent:** Monday, October 27, 2014 9:35 PM  
**To:** Edina Mail; jonibennett12@comcast.net; Mary Brindle (Comcast);  
joshsprague@edinarealty.com; swensonann1@gmail.com  
**Subject:** Opposition to Sidewalks on Maddox Lane

To: Mayor Hovland and Edina City Council Members,

I attended a open house meeting on Sept. 29<sup>th</sup> at the Edina Public Works & Park Maintenance Facility for information about projects being considered in my neighborhood for 2017. Although, the Sept. 8<sup>th</sup> letter announcing this meeting said that sidewalks are not included with every project and that a future questionnaire would help evaluate the need for sidewalks, at the meeting there was a poster map showing the Edina Sidewalks Facility Comprehensive Plan which indicated a sidewalk was planned for my street, Maddox Lane.

Let me be clear, I am against the plans to put a sidewalk on my street. I contacted the Engineering Department and was told to attend the Edina Planning Commission Meeting on Oct. 22<sup>nd</sup> to voice my concerns. At the meeting there were residents from 2 other neighborhoods that were against sidewalks on their streets. After listening to our concerns the members of the commission voted to approve the Sidewalk Comprehensive Plan without any changes and to send it on to the Edina City Council for approval.

The fact that residents just to the east of Maddox Lane along Valley View had successfully petitioned to have the sidewalks planned for their street be dropped off the plan was known to me before the Oct. 22<sup>nd</sup> meeting but since then I have heard of two more neighborhoods, Golf Terrace and Indianola/Juanita Ave. who have had their sidewalks removed from the plan. As the plan is now set for a vote by the Edina City Council on Nov. 3<sup>rd</sup>, I am concerned that the rush to approve this plan will make it impossible to amend and as I've discovered citizens are mostly unaware of the comprehensive plan and the Living Streets Initiative.

The criteria that the Sidewalk Facilities Plan has put forth as pertaining to Maddox Lane were, according to Mark Nolan, most likely measured on the Valley View section of the roadway which has now been dropped off of the plan. Another resident of Maddox Lane, who also attended the Sept. 29<sup>th</sup> open house, Mr. Paul Hanson, and I have interviewed all residents with property along the 2 block street of Maddox Lane. We asked these citizens if they wanted a sidewalk on our street, whether they felt it would improve the character of the neighborhood, and whether or not they felt safe walking and biking on Maddox Lane. All, but one, of 17 residents are opposed to the sidewalk on Maddox Lane. Almost all were unaware of the Sidewalk Facilities Plan. There seems to be a rush to implement this plan before citizens are made aware of it and more seriously, before citizens can have a voice in the future of the neighborhood in which they live.

The Maddox Lane neighborhood is not close to any restaurant, grocery, library, school, or parks with summer programs that one would walk to. The children are bused to school. People out for a walk in our neighborhood are, just that, out for a walk and they can choose any street near around for their pleasure. Would the city need to put cement in every yard to solve a problem that doesn't exist? Has anyone been involved in an accident on Maddox Lane? Would not the residents of the neighborhood have intimate knowledge of what is needed? Is it no longer a government of the people, by the people, for the people as Lincoln proclaimed at Gettysburg? Are our elected officials listening to the voters that brought them into office?

I look forward to the Nov. 3<sup>rd</sup> Edina City Council Public Hearing. It is my sincere hope that the council will amend the Sidewalk Facilities Plan to exclude Maddox Lane.

Sincerely,

DeAnne Dubbs, 5316 Maddox Lane

## Heather Branigin

---

**From:** Chris Bremer <cbremer101@gmail.com>  
**Sent:** Tuesday, October 28, 2014 11:09 AM  
**To:** Edina Mail  
**Subject:** Checking back about your planned meeting with Hennepin County

Dear Mayor Hovland,

I enjoyed our conversation during the "Walk With the Mayor" at Braemar. It was a beautiful day to be outside!

In our conversation about the design of the bump-outs on Xerxes, you said you were seeking a meeting with the Hennepin County commissioner to discuss the matter. Our Strachauer Park Neighborhood Association board is meeting this Thursday, so I wanted to check back with you to see if there might be any news that I can share with the group.

Thanks, and best regards --

Chris

Chris Bremer  
6001 Ewing Ave S.

October 27, 2014

To: Edina Chamber of Commerce: Lori Syverson  
3300 Edinborough Way, Edina, MN 55435  
Edina Chief of Police: Dave Nelson  
Mayor of Edina: James Hovland  
Edina City Manager: Scott Neal  
4801 W. 50<sup>th</sup> St., Edina, MN 55424

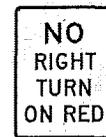
I would like to inform you of the unfortunate incident that I encountered in Edina last week.

- 1) I organize a group of girlfriends who meet monthly to try a restaurant we had not tried before. We were meeting at Salut (50<sup>th</sup> & France) on October 22 at 6:00. I got pulled over by an officer when I safely turned right from Grange Road to 50<sup>th</sup> Street at 4:20. The officer was apparently sitting in the City Hall parking lot monitoring the intersection. I explained that I had not been in that area in more than a year and saw the sign (no right turn between 7:00 – 9:00; 4:00 – 6:00 pm) after I had entered the intersection. I decided it was less dangerous to proceed than brake and back up. As I have not been stopped or received any type of ticket in more than 20 years, I am very disappointed that I received a ticket and not a verbal warning. I was in no hurry as I had more than an hour to shop and walk around the area. I caused no traffic disruption. I simply did not see the sign until I was in the intersection.

I did walk into several shops and would have probably spent several hundred dollars. However, I decided that I was going to spend no money in Edina other than for my meal.

The dining group had identified several Edina restaurants to try in the future. After explaining my ticket, one gal indicated that Edina police are “ruthless”, the group decided that we will not frequent any restaurants in Edina in the future. As a result of my ticket, Edina restaurants, shops and the city will now lose several thousands of dollars in revenue.

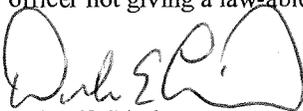
- 2) No right turn sign: When I approached the intersection I did not see a typical no right turn on red sign although I did look for one. I have never seen a no right turn between certain hours sign.



- 3) Ticket Fine Value: The officer indicated that I must pay the fine in 30 days and to call the number on the envelope if I have any questions. Because the fine is not indicated on the ticket, I have no option but to call the number on the envelope. This is also very frustrating. I called the number on the envelope, the message indicated “... the citation must be entered in our system which can take in excess of 14 days...” The message indicates that I have 21 days after the ticket is entered to pay the fine. Of course I have no idea when the fine will be entered and when the 21 day count starts! It is very frustrating that I am unable to immediately pay the fine. The fact that the fine is not indicated on the ticket and not available in a reasonable amount of time is ridiculous. This requires a law abiding citizen to vigilantly check for the “citation” to be posted for 2 + weeks. It is it very easy to misplace the citation and completely forget to pay the fine. The officer should provide the fine so it can be paid immediately.

I am very frustrated with this event and do not plan to frequent any Edina establishments in the future. I have booked a corporate holiday event at Pinstripes (near Southdale) that I will be cancelling.

The value of this ticket has cost Edina establishments and the City of Edina many thousands of dollars all due to an officer not giving a law-abiding citizen, who made a minor honest mistake, a break.



Debra E. Lind  
7986 Island Road  
Eden Prairie, MN 55347

## Heather Branigin

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**From:** Laura <lkondrick@yahoo.com>  
**Sent:** Wednesday, October 29, 2014 7:11 AM  
**To:** Edina Mail  
**Subject:** Re: Buckthorn Removal in the Budget Urgent

Can the council commit to adding buckthorn to the budget this year? Even if it is just to assess and budget for removal estimate so the council can include actual removal costs for next year and subsequent years until the buckthorn is under control.

Edina West Condominiums is taking an aggressive approach to removal. This year we began the first phase of removal and have a plan going out several years.

The city is propagating the spread if no action is taken. Buckthorn has marred our parks already. Time for action is overdue. I will send you info from MN Extension. We must educate the community.

Sent from my iPhone

> On Oct 22, 2014, at 4:05 PM, Edina Mail <[mail@EdinaMN.gov](mailto:mail@EdinaMN.gov)> wrote:

>  
> Dear Laura,  
>  
> I see that you addressed your message to the Council members.  
> I am confident that they will respond to you.  
>  
> If I can be of additional assistance to you please contact me.  
>  
> Lynette Biunno, Receptionist  
> 952-927-8861 | Fax 952-826-0389  
> [lbiunno@EdinaMN.gov](mailto:lbiunno@EdinaMN.gov) | [www.EdinaMN.gov](http://www.EdinaMN.gov)  
> ...For Living, Learning, Raising Families & Doing Business  
> -----Original Message-----  
> From: Laura [<mailto:lkondrick@yahoo.com>]  
> Sent: Wednesday, October 22, 2014 3:48 PM  
> To: Edina Mail  
> Subject: Re: Buckthorn Removal in the Budget Urgent  
>  
> Not good enough. I want a reply from a council member who can advocate for this issue.

>  
> Sent from my iPhone

>> On Oct 22, 2014, at 3:09 PM, Edina Mail <[mail@EdinaMN.gov](mailto:mail@EdinaMN.gov)> wrote:

>>  
>> Dear Laura,  
>>  
>>  
>> Thank you for your interest in the City of Edina.  
>>  
>> I have forwarded your message to Mayor Hovland.

>> If I can be of additional assistance to you please contact me.

>>

>>

>> Lynette Biunno, Receptionist

>> 952-927-8861 | Fax 952-826-0389

>> [lbiunno@EdinaMN.gov](mailto:lbiunno@EdinaMN.gov) | [www.EdinaMN.gov](http://www.EdinaMN.gov) ...For Living, Learning,

>> Raising Families & Doing Business

>>

>> -----Original Message-----

>> From: L Kondrick [<mailto:lkondrick@yahoo.com>]

>> Sent: Wednesday, October 22, 2014 2:42 PM

>> To: [swensonann1@gmail.com](mailto:swensonann1@gmail.com); [oshsprague@edinarealty.com](mailto:oshsprague@edinarealty.com); Mary Brindle

>> (Comcast); [jonibennett12@comcast.net](mailto:jonibennett12@comcast.net); Edina Mail

>> Cc: Laura Kondrick

>> Subject: Buckthorn Removal in the Budget Urgent

>>

>> Council Members,

>>

>> Please take the problem of invasive BUCKTHORN VERY SERIOUSLY and include in you Parks budget for the coming year. Buckthorn requires diligent eradication to stop the spread. Think zebra mussels, kudzu, and millefeuille.

>>

>> The parks on the west side, like Bredesen, are rife with buckthorn and overtake paths and obscure views of marches, creeks and other water features. If you want to beautify Edina, beautify your parks flora first.

>>

>> Buckthorn should be the Park's budget number one priority and I could not find it anywhere in the budget.

>>

>> THIS MUST BE A PRIORITY! It is an expensive endeavor and should be budgeted over a number of years to be effective.

>>

>> Please do the right thing to preserve native flora and fauna from the onslaught of buckthorn.

>>

>> If you do not know much about buckthorn, google it.

>>

>> Laura Kondrick

>> [lkondrick@yahoo.com](mailto:lkondrick@yahoo.com)

>>

>>

>>

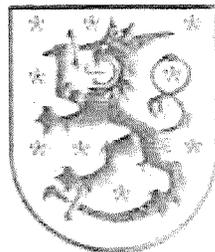
## Heather Branigin

---

**From:** Haapala Niko <Niko.Haapala@formin.fi>  
**Sent:** Wednesday, October 29, 2014 10:35 AM  
**To:** Haapala Niko  
**Cc:** Tieman Anna-Kaisa  
**Subject:** Invitation to a Reception on November 5th, 2014  
**Attachments:** Invitation Reception.pdf

On the Occasion of the visit of the Foreign Affairs Committee of the Parliament of Finland to Minnesota, Please find attached an invitation from Ambassador of Finland to the United States, Mrs. Koukku-Ronde, and Consul General, Mr. Pietikäinen, to a Reception on November 5th at 5:30 p.m. at the Microsoft Technology Center.

Sincerely,  
The Embassy of Finland in Washington, D.C.



*On the occasion of the visit of the Foreign Affairs Committee of the Parliament of Finland*

*Ambassador of Finland Ritva Koukku-Ronde and  
Consul General Jukka Pietikäinen  
request the pleasure of your company*

*at a Reception*

*on Wednesday, November 5, 2014  
from 5:30 to 7:30 pm*

*RSVP*  
*[Niko.Haapala@formin.fi](mailto:Niko.Haapala@formin.fi)*

*Business Attire*

*Microsoft Technology Center  
3601 76<sup>th</sup> Street West  
Edina, MN 55435*

## Heather Branigin

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**From:** survey-noreply@bounce.research.net on behalf of mayorcoleman@nlc.org via research.net <member@research.net>  
**Sent:** Wednesday, October 29, 2014 11:42 AM  
**To:** Edina Mail  
**Subject:** Reminder: Help inform NLC's policy priorities

The National League of Cities is currently conducting a brief survey that is aimed at helping us set our 2015 strategic advocacy and policy agenda.

As a valued member of NLC, we hope you'll accept this invitation to share your opinions. Your input is very important and will help ensure that we are focused on the priorities that are most important to cities. The survey will take less than 10 minutes to complete and your responses will remain completely confidential.

To participate, click on the link below:

[https://www.research.net/s.aspx?sm=do\\_2f4b8cC8vR8seAqBmTl8w\\_3d\\_3d](https://www.research.net/s.aspx?sm=do_2f4b8cC8vR8seAqBmTl8w_3d_3d)

Please take the survey at your earliest convenience. It will remain open until 5:00 p.m. Eastern on Monday, November 3, 2014.

Thank you for your assistance. It is through our collective efforts that we can proactively drive federal policy on behalf of cities on issues that directly impact us all.

Sincerely,  
Chris Coleman  
Mayor, Saint Paul, Minnesota  
President, National League of Cities

Please note: If you do not wish to receive further research emails from us, please click the link below, and you will be automatically removed from our list.

[https://www.research.net/optout.aspx?sm=do\\_2f4b8cC8vR8seAqBmTl8w\\_3d\\_3d](https://www.research.net/optout.aspx?sm=do_2f4b8cC8vR8seAqBmTl8w_3d_3d)

## Heather Branigin

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**From:** Walter Klus <wklus@aol.com>  
**Sent:** Wednesday, October 29, 2014 12:31 PM  
**To:** Edina Mail; Edina Mail; jonibennett12@comcast.net; Mary Brindle (Comcast);  
joshsprague@edinarealty.com; swensonann1@gmail.com  
**Subject:** 7011 Valley View Road, Edina 55439  
**Attachments:** To Edina City Council 10-29-14.doc

Please see attachment about my concern.

Thank you.

Carolyn Klus  
7017 Valley View Road  
Edina, MN 55439

[wklus@aol.com](mailto:wklus@aol.com)  
952-941-5195

October 29, 2014

To: Edina City Council

From: Carolyn Klus  
7017 Valley View Road  
Edina, MN 55439

I live next door to a fast deteriorating property that has been abandoned for over two years. This house (7011 Valley View Road) is not visible from Valley View Road and for this reason I feel it is easily forgotten by the city.

I feel it is a Health Hazard because of the following reasons:

1. House is full of mildew. The Property Manager told me he has to wear a mask when he enters the house.
2. The house is full of abandon junk from the yard and personal possessions.
3. Large screens are falling off the house.
4. Drive-way is completely gone with deep holes.
5. Sidewalk up to the front door is completely gone.
6. Garage door is broken and does not close correctly.
7. Second floor deck is slowing deteriorating.

I feel this is definitely a tear down house.

I have a legal easement at the beginning of the driveway to my property in order to access my property. Because of the very poor condition of the driveway it is increasingly more difficult to access my property.

I would like the city to take some action on this property. I am a widow, living alone and I am very concerned.

Thank you.

Carolyn Klus  
952-941-5195  
[wklus@aol.com](mailto:wklus@aol.com)

## Heather Branigin

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**From:** Paul and Deb Hanson <paulanddeb@me.com>  
**Sent:** Wednesday, October 29, 2014 1:50 PM  
**To:** Edina Mail  
**Subject:** Proposed sidewalk on Maddox Lane  
**Attachments:** Attention City Council Members.docx; ATT00001.txt

My name is Paul Hanson. My wife Deb and I are long time residents of Maddox Lane. You recently received a letter from DeAnne Dubbs regarding the proposal by the Edina Planning Commission to put a sidewalk on Maddox Lane. In her letter she states her opposition to the plan as well as the opposition of the rest of the neighborhood. There is nothing more that I can add to her letter other than to state that we are in complete agreement with her in opposition to this plan. Both DeAnne and I attended the first planning meeting by the Planning Commission on September 29th and have been working with her in educating the other residents of Maddox Lane on this plan as well as generating a petition by them that will be presented to you at the November 3rd City Council meeting. I have submitted the petition to the City Clerk as well as a cover letter that explains why we are in opposition. I am attaching that cover letter to this email so you will have some time to review it.

## Attention City Council Members

Attached, please find the recent petition regarding the neighborhood's **objection** to the proposed sidewalk on Maddox Lane being submitted for approval by the Edina Planning Commission for the November 3<sup>rd</sup> City Council meeting.

Of the 17 households on Maddox Lane, 94% (16 of 17 households) are opposed to this plan. In brief, the following reasons are why we oppose it.

1. Maddox Lane is only two blocks long. Currently, there is no other sidewalk to which it would connect. The plan for a sidewalk for Valley View Road has been removed from the plan because (we are told) that the residents opposed it.
2. The sidewalk would not create any logical connection between destinations. We are located in a commuter neighborhood with the only way to get to required destinations e.g. grocery stores, gas stations, restaurants or schools is by driving.
3. We believe that the average daily traffic (vehicles) and the 85th% speed (mph) cited in the Criteria Matrix of the plan does not reflect Maddox Lane but because it was bundled with Valley View Road and Normandale Road, the statistics are significantly exaggerated for our two block street. There are natural barriers that reduce speed on Maddox Lane which makes it difficult to go 38mph as stated in the matrix. Also, there was no traffic measuring devices installed on Maddox Lane during this study.
4. Maddox Lane is not a street used by pedestrians to any extent as no matter what block of Maddox Lane you live on, if you choose to go for a walk, it is only a half of a short block to reach a side street that carries less traffic and connect to multiple streets one can walk that are less traveled.
5. Most of the front yards on Maddox Lane are relatively shallow. A sidewalk that would consume 10 feet of space would have an adverse affect on the character and aesthetics of the neighborhood.
6. There is no history of a single crash or incident on Maddox Lane that has involved a pedestrian.

## Heather Branigin

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**From:** Johnson, Aya <Aya.Johnson@mail.house.gov>  
**Sent:** Wednesday, October 29, 2014 4:06 PM  
**Subject:** FW: USCIS St. Paul Field Office Lease Procurement  
**Attachments:** USCIS St. Paul Field Office letter Oct. 29, 2014.pdf

Hello Everyone:

As part of their outreach efforts, GSA sent out this letter today about the USCIS St. Paul Field Office relocation. Contact information for GSA is below and in the attached letter.

Warm regards,

Aya Johnson  
Community Representative  
Office of Congressman Keith Ellison (MN-05)  
2100 Plymouth Ave North  
Minneapolis, MN 55411  
Office: (612) 522-1212  
E-mail: [aya.johnson@mail.house.gov](mailto:aya.johnson@mail.house.gov)  
Website: [www.ellison.house.gov](http://www.ellison.house.gov)

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**From:** Barisa Meckler - 5A [<mailto:barisa.meckler@gsa.gov>]  
**Sent:** Wednesday, October 29, 2014 1:10 PM  
**Subject:** United States Citizenship and Immigration Services St. Paul Field Office Lease Procurement

I am writing to provide an update as discussed in our previous meeting. We have now met with several stakeholders and consulted with both St. Paul and Minneapolis officials. Please see the attached letter regarding the United States Citizenship and Immigration Services St. Paul field office lease procurement. Please let me know if you have any questions. Thank you very much.

--

Barisa Meckler  
Special Assistant to the Regional Administrator  
U.S. General Services Administration  
Region 5  
[\(312\) 353-0720](tel:(312)353-0720)



U.S. General Services Administration

VIA EMAIL

October 29, 2014

RE: United States Citizenship and Immigration Services St. Paul Field Office  
Lease Procurement

Thank you for your continued interest in the lease procurement for the United States Citizenship and Immigration Services (USCIS) St. Paul field office. This letter is intended to provide an update on the delineated area and other requirements for this procurement.

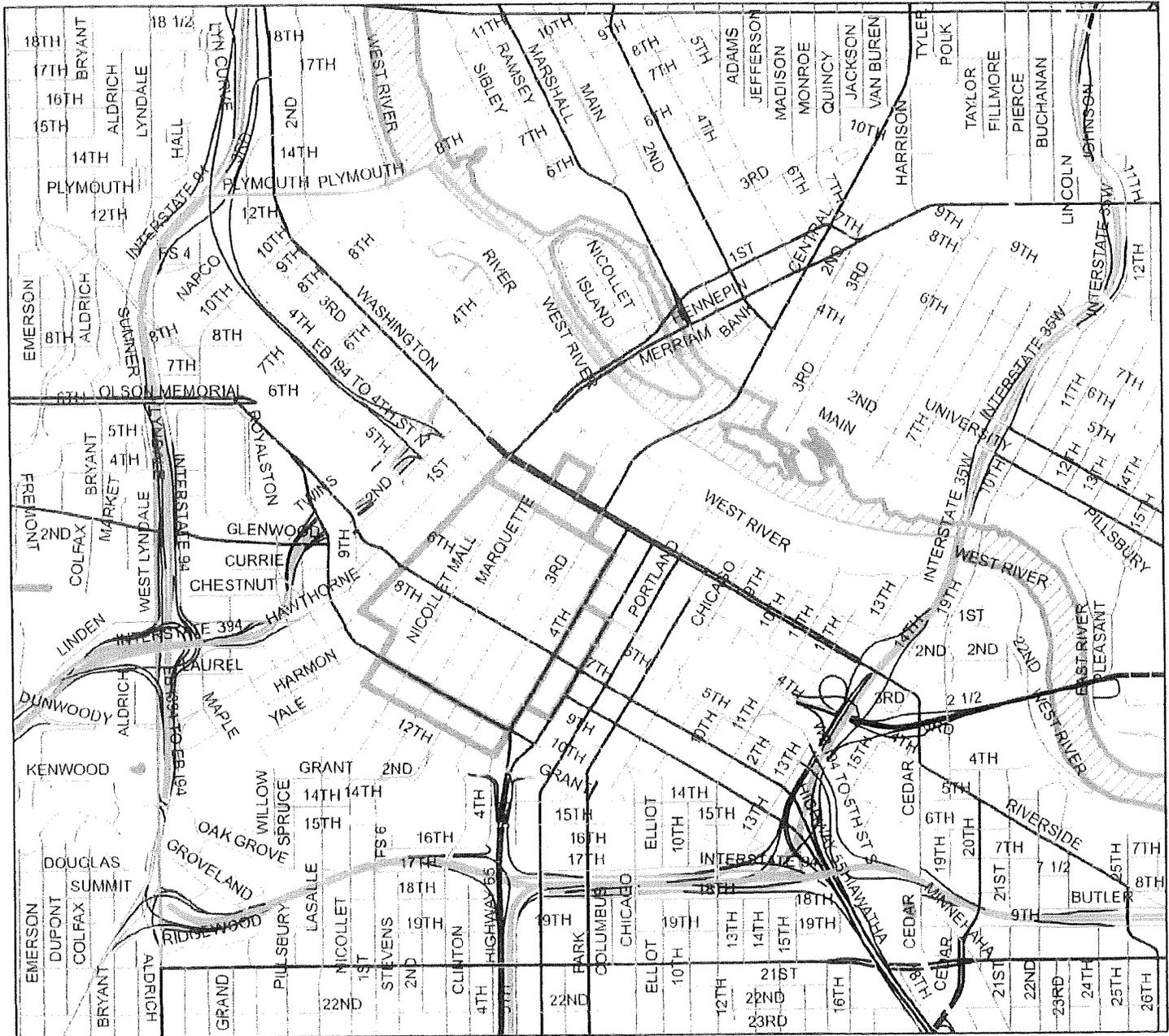
As with each procurement, GSA has requirements and goals that must be met. For this lease action, we have identified five main goals: provide high quality office space to allow USCIS to meet its mission within two years; comply with all Executive Orders, laws and regulations relating to government lease procurements; ensure the new office meets the transportation needs of USCIS employees and visitors; listen to any concerns from stakeholders prior to issuing the advertisement for space; and deliver best value by maximizing competition.

In accordance with Executive Order 12072, GSA consulted with both the city of Minneapolis and the city of Saint Paul regarding this lease procurement. Both cities provided the boundaries of their central business district (CBD) as shown on the maps enclosed with this letter. GSA's market research indicated there are numerous buildings within both the CBD of Saint Paul and the CBD of Minneapolis that can potentially meet USCIS's requirements, and it was determined that, at this time, there is not a need to expand the delineated area.

The lease advertisement will seek approximately 33,452 – 36,797 ANSI/BOMA Office Area square feet of office space. The lease requirements state that public transportation options with regular service must be located within ½ mile of a train or light rail station or ¼ mile of a bus stop from the office. Additionally, the requirements include six reserved on-site parking spaces for official government-owned vehicles and 193 paid, public parking spaces for employees and visitors must be available on-site or within ¼ mile walking distance

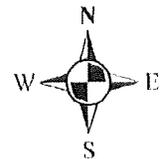
Region: Great Lakes  
U.S. General Services Administration  
230 S. Dearborn Street  
Chicago, IL 60604-0000, USA  
[www.gsa.gov](http://www.gsa.gov)

# Minneapolis Central Business District



## Legend

-  Downtown Office Core
-  CBD or Downtown

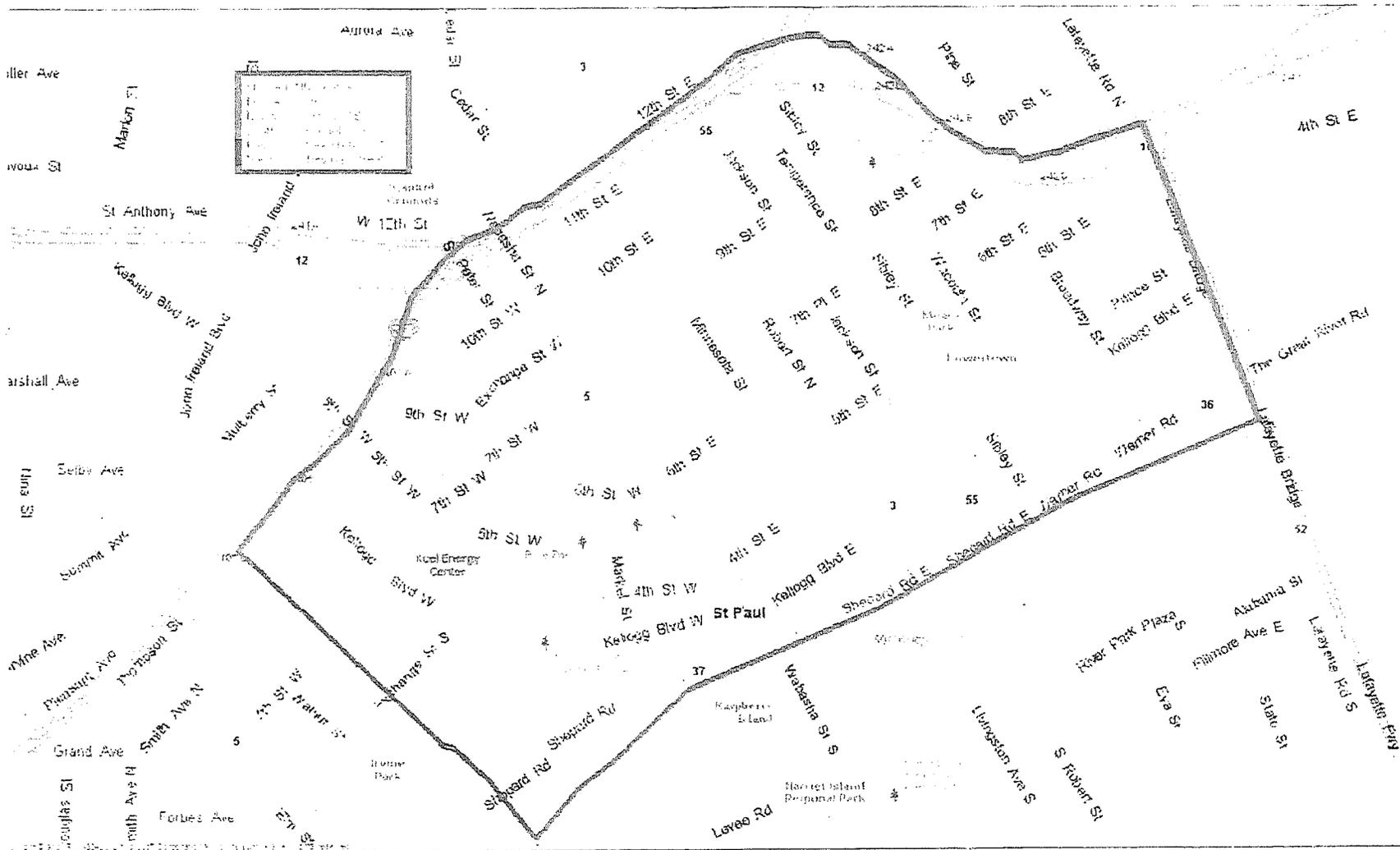


**Minneapolis**  
City of Lakes

Community Planning &  
Programs Development

Created by CPED Long Range Planning  
June 2014

# CIS Saint Paul, MN Central Business District Delineated Area Map



## Heather Branigin

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**From:** Fittipaldi, Lisa <lisa.fittipaldi@uhg.com>  
**Sent:** Thursday, October 30, 2014 8:55 AM  
**To:** James Hovland  
**Subject:** Home demolition at 4505 Arden Ave.

**Importance:** High

Dear Mayor Hovland,

I was greatly disturbed to come home Monday and see that an historic home across the street from me was demolished. This home has come before the Preservation Board on several occasions and demotion was not approved at any time. As a neighbor across the street (kitty corner to the demolished home), I thought I would receive notice and a chance to be heard before the home was demolished. I feel that the processes and procedures in place were bypassed and I would like an explanation. The damage is irreparable. A 100 year old home no longer exists and that cannot be reversed. The neighborhood is changed forever.

When this home first came up for demolition, I took my personal time to canvas the neighborhood and collect petition signatures to prevent demolition of this historic English Tudor. We gathered nearly 100 signatures against demotion and in favor of preserving the neighborhood's historic appeal. The Preservation Board had an objective independent structural assessment done for the home and it was determined that the home was structurally sound. It is imperative that these assessments are done by someone objective and not someone with a clear financial stake in the outcome. The Preservation Board voted NOT to destroy this home and further that the front façade of the home not be materially changed.

Scott Busyn of Great Neighborhood Homes came before the Board again last year with plan to materially change the front façade of the home and those plans were approved. This alone is disturbing, but I was given notice of that hearing and the procedures in place were adhered to. So neighbors must live with those consequences. Imagine my surprise when I came home Monday and the home was destroyed. My understanding is that it was determined the foundation was not sound. The homes in this neighborhood were all built nearly 100 years ago. The foundation of that home is as sound as the foundation on all the homes in the surrounding streets. Faulty foundations can be repaired – that is called preservation. Moreover, it is quite possible that a builder can damage a foundation themselves in the process of remodeling. The answer to a damaged foundation needn't be demotion.

I am concerned in addition, about the objectiveness of some of the members of the City. It seems to me that Mr. Busyn has a great deal of influence and personal relationships that may be influencing decisions. When a decision of this magnitude is made, a process must be followed and neighbors should be given an opportunity to weigh in.

As I said, the harm is irreparable. Once an historic home is destroyed, there is no going back. Imagine how Boston or Philadelphia or Washington D.C. would look if they tore down every home that was old and needed renovation. The entire point of a preservation board is to repair and preserve. Edina has charm that Woodbury, Chanhassen and Eden Prairie do not. Yesterday a component of that charm gave way. The consequences are irreversible.

A mockery has been made of the Preservation Board. I would like an explanation as to why the neighbors were not informed and also as to what independent objective review was in place to determine that the foundation could not be repaired.

Thank you.

Lisa

This e-mail, including attachments, may include confidential and/or proprietary information, and may be used only by the person or entity to which it is addressed. If the reader of this e-mail is not the intended recipient or his or her authorized agent, the reader is hereby notified that any dissemination, distribution or copying of this e-mail is prohibited. If you have received this e-mail in error, please notify the sender by replying to this message and delete this e-mail immediately.

## Heather Branigin

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**From:** Hancock Family <ktwj@aol.com>  
**Sent:** Thursday, October 30, 2014 11:29 AM  
**To:** Cindy Larson; Joyce Repya; CTeague@Edina.MN.gov  
**Cc:** Edina Mail; jmellom@lawyer.com  
**Subject:** 4505 Arden Avenue RENOVATION  
**Attachments:** Construction\_Management\_Plan.pdf

The builder directly violated #5 on this building document. See attached.  
No one was informed about the demolition of this house. No one!

There was NEVER a sign out front saying Demolition. "RENOVATION" was what was advertised on the builder's sign ("false advertising".) When the 4505 house was totally removed on Monday October 27 and there was a big hole in the ground by Tuesday October 28, the "RENOVATION" sign went down and a "SOLD" sign was put up. Shocking.

Does this mean that the construction plans for the new house will change as well?

Will it be larger? Wider?

Will it stay within the Historical Preservation Rules and guidelines of the pre-existing Historically registered house that is now totally taken down to the ground..?

Thank you for your answers...These complaints are not directed at the owners/and current neighbors of the tear down.

Carol Hancock  
4503 Arden Avenue



system. The erosion control plan must document how proper erosion and sediment control will be maintained on a continual basis to contain on-site erosion and protect on and off-site vegetation. Permit holder must protect all storm drain inlets with sediment capture devices at all time during the project when soil disturbing activities may result in sediment laden storm water runoff entering the inlet. The permit holder is responsible for preventing or minimizing the potential for unsafe conditions, flooding, or siltation problems. Devices must be regularly cleaned out and emergency overflow must be an integral part of the device to reduce the flooding potential. Devices must be placed to prevent the creation of driving hazards or obstructions.

**Sec. 10-111. Permit Standards for Both Demolition Permits and Building Permits.**

- (a) The permit holder must comply with the State Building Code, State Statutes and the City Code, including articles III, VI, VII and XVII of this Chapter.
- (b) Deliveries of equipment and material to the site, work crews on site and construction and demolition activity are prohibited except between the hours of 7:00 a.m. and 7:00 p.m. Monday through Friday and 9:00 a.m. and 6:00 p.m. on Saturday. Work is prohibited on Sundays and Holidays.
- (c) The permit holder must repair any damage to public property, streets, and sidewalks. If damage occurs to the foregoing, it must be repaired within three (3) working days after the damage occurs, unless the permit holder has received written permission from the Building Official to delay repairs to a later specified date.
- (d) The permit holder must maintain a five-foot (5') parking setback from driveways and a thirty-foot (30') parking setback from intersections. When parking on a street, a vehicle must be completely located on the street surface, parallel to and within twelve (12) inches of the curb. Vehicles in violation of these requirements may be towed in accordance with Minnesota Statutes § 168B.035. On street parking of equipment other than licensed motor vehicles is prohibited. Stopping, standing or parking a vehicle is prohibited, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control device, in any of the following places:
  - 1. On a boulevard between the sidewalk and roadway;
  - 2. Within five (5) feet of the intersection of any public or private driveway or alley with any street or highway;
  - 3. Where the vehicle will block a fire escape or the exit from any building;
  - 4. Where temporary signs prohibit parking.

Parking is allowed on local streets if a twelve-foot (12') wide area is open for the traveled portion of the road. On collector and arterial roadways, a minimum of twenty-two feet (22') must be open for the traveled portion of the road. Off-street and off-site parking for on site workers is required to the extent practicable.

Police officers, community service officers, parking monitors and the Residential Redevelopment Coordinator of the City shall be responsible for enforcing the parking requirements and parking regulations of this Section.

## Heather Branigin

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**From:** ART <a2t2@comcast.net>  
**Sent:** Thursday, October 30, 2014 12:25 PM  
**To:** jhovland@krausehovland.com; swensonann1@gmail.com;  
joshsprague@edinarealty.com; Mary Brindle (Comcast); jonibennett12@comcast.net  
**Cc:** Wayne Lindholm; rasmussen dale15; a2t2@icloud.com; Edina Mail; joshsprague7@gmail.com; Michael Atkinson; Lisa Burroughs; Steph And Mike; ceidens@beaconhillstaffing.com; doug lewis; John A. Palmer; jrasmussen@davisrealestatemn.com; Kimberli Roberts; Leslie Nordgren; John A. Palmer  
**Subject:** Birchcrest B Neighborhood

Edina City Council,

A message was recently posted at the Birchcrest Neighborhood *Nextdoor.com* website by an ETC member alerting the Birchcrest Neighborhood of a Edina Public Hearing scheduled for November 3, 2014 to review a sidewalk amendment to the 2008 Comprehensive Plan. It was also implied in the posting that if the sidewalk amendment, or any part of the sidewalk amendment, were to be approved on November 3, that the sidewalk amendments could be retroactively applied to 2014 Neighborhood Reconstruction Projects that were approved by the City Council at the December 10, 2014 Public Hearing. So why is that important, much to our surprise, the proposed sidewalk amendment includes plans for a sidewalk down Valley View Road in the Birchcrest B Neighborhood. We thought the final decision on a Valley View Road sidewalk in the Birchcrest Neighborhood was decided by the City Council on December 10, 2013. It is difficult to understand how this could have ever been considered as part of the sidewalk amendment when on December 10, 2013, as part of the 2014 Roadway Reconstruction Projects Public Hearing, and after much debate, the Edina City Council voted unanimously to remove the proposed Valley View Road sidewalk from the 2014 Birchcrest B Neighborhood Reconstruction Project.

### **The dilemma:**

- We were told that the purpose of the Roadway Reconstruction Public Hearing in December of 2013 (including the final design) was to take public comment and ultimately finalize and approve all of the proposed 2014 Roadway Reconstruction projects. The 2014 Birchcrest B Neighborhood Reconstruction Project was approved by the Edina City Council as a 2014 Roadway Reconstruction Project and did not include a Valley View Road

Sidewalk in its final design or as it was approved by the City Council on December 10, 2013.

- In April of 2014, the Engineering department sent a letter to all Birchcrest B Neighborhood residents asking for feedback on a decision to remove the damaged concrete street sections in the Birchcrest B Neighborhood and to replace them with asphalt streets. Not what the letter was really asking for I sent Chad Millner with a few tweaks that the Birchcrest B neighborhood had come up with for the City Council approved sidewalk down Normandale Road between Benton Ave. and Clover Ridge. This is his reply:

**From:** "Chad Millner" <cmillner@EdinaMN.gov>  
**To:** "Thelemann, Annabelle" <a2t2@comcast.net>  
**Cc:** "Wayne Lindholm" <wlindholm@gmail.com>, "rasmussen dale15" <rasmussen.dale15@gmail.com>  
**Sent:** Tuesday, April 22, 2014 9:42:24 AM  
**Subject:** RE: Birchcrest B Neighborhood Roadway Reconstruction

Thanks for your comments. **While you bring up many good points, the topic of the sidewalks was decided by the council at the Dec. 10 Pubic Improvement Hearing.** At that same meeting, council asked staff to get alternate bids for the concrete streets. The findings of those alternate bids was the purpose of the letter you received. I'm sorry for the confusion related to the letter and if you have any other comments, please forward those on. Thanks again for your continued interest in the project,  
Chad

- Based on Chad Millner's email, we all felt that the Valley View Road Sidewalk conversation was over and that the December 10, 2013 decision made by the Edina City Council in regard to the Birchcrest B Neighborhood Reconstruction Project was final.
- One of the questions raised during the Birchcrest B Neighborhood presentation to the City Council in December was, *"How did a Valley View Road sidewalk get added to the Birchcrest B Neighborhood Reconstruction Project without an amendment to the 2008 Comprehensive Plan since the current Comprehensive Plan does not have a recommendation for a sidewalk down Valley View Road in the Birchcrest B Neighborhood?"*
- When the completed 2008 City of Edina Comprehensive Plan was approved by the Met Council in August of 2009, it did not contain any roadway related or pedestrian related sidewalks or trails in the Birchcrest B Neighborhood. In fact, the only proposed roadway modification noted called for a secondary bike route down Valley View Road in the Birchcrest B Neighborhood.

- The list people who contributed to the development of the 2008 Comprehensive Plan is very impressive and it includes three current City Council Members. With respect to a sidewalk down Valley View Road in the Birchcrest B Neighborhood, what does the team who authored the upcoming sidewalk amendment know that the authors of the 2008 City of Edina Comprehensive Plan didn't know? In a recent letter to the Edina Sun Current newspaper an Edina resident asked, something to the effect of, why does the City of Edina spend all this time and money on planning activities when they turn right around and amend the plans. The 2008 Comprehensive Plan, with respect to a Valley View Road sidewalk, got it right. The integrity of the 2008 Comprehensive Plan should be protected and remain intact and not modified by the proposed sidewalk amendment.
- The 2014 Birchcrest B Neighborhood Reconstruction Project should not be allowed to be retroactively modified by the upcoming sidewalk amendment to the 2008 Comprehensive Plan. If the integrity of the 2008 Comprehensive Plan is to remain intact, a Valley View Road Sidewalk in the Birchcrest B Neighborhood should not be up for consideration at this time. The Edina City Council has already voted not to build a sidewalk down Valley View Road as part of the 2014 Birchcrest B Neighborhood Reconstruction Plan and that's the decision that should stand.

#### **Our closing thoughts:**

- Remove the proposed Valley View Road sidewalk from sidewalk amendment of the 2008 Comprehensive Plan Sidewalk Plan; that decision has already been made by the City Council as part of the December 10, 2013 Public Hearing and is in compliance with the Comprehensive Plan.
- If during the December Public Hearings for the upcoming year's Roadway Reconstruction Projects, a project has components removed from the roadway improvement proposal, don't allow those (removed) items to be reconsidered until that particular Roadway Reconstruction Project is up again for review in say 15 -20 years, or until it's time to do the mandated 10 year update of the comprehensive plan; whichever date comes first
  - Example: The sidewalk amendment sidewalk down Valley View Road could not be added back, retroactively, into the already approved 2014 Birchcrest B Neighborhood Reconstruction Plan regardless of when the project is actually constructed because this particular project was

already approved without the Valley View Road sidewalk last December and should take presidents over the sidewalk amendment. However it could be proposed as part of the mandated update of the Comprehensive Plan in 2018 or if the City Council want's it added later, say at the December 2033(?) Public Hearing of the 2034 Birchcrest B Neighborhood Reconstruction Project.

- If parts of the sidewalk amendment get approved, they could be applied to all future Roadway Reconstruction projects that are scheduled for 2015. This would not include the Birchcrest B Neighborhood Reconstruction Project since it was approved as a 2014 plan and would not be subject to retroactive amendment changes.

As a City Council Member, all we ask that you 1). do not go back on your word with respect to what you already approved in the 2014 Birchcrest B Neighborhood Reconstruction Project, 2) protect the integrity of the 2008 Comprehensive Plan; let's plan the work and work the plan. Let's not plan the work and continuously amend the plan(s). We believe that this would make the Roadway Reconstruction Projects Process a little easier to deal with and easier to keep track of. For you see, you live in this world on a daily/weekly/monthly basis, the vast majority of Edina residents do not. It can be extremely difficult to successfully navigate through this process.

Thank you for your consideration,

Art Thelemann, Wayne Lindholm, and Dale Rasmussen

email to: mail@edinamn.gov

City of Edina

Attn: Deb Mangen, City Clerk  
Heather Branigin, Executive Assistant

Edina Minnesota

Re: September 16th, 2014 Council Meeting

Dear Heather,

My wife and I read the attached correspondence at the September 16th City Council meeting. Prior to us speaking, Lori gave copies of the attached to Deb for the public record. When we spoke we each asked to have this be entered into the public record and the Mayor said this would be done. We have yet to see this in the public correspondence. Please enter this into the public correspondence for the November 3rd Council Meeting.

Thank you for your assistance with this request.

Regards,

Lori and Jim Grotz  
5513 Park Place  
Edina Minnesota 55424

Mayor Hovland, Councilmembers: Joni Bennett, Mary Brindle, Ann Swenson, Josh Sprague; Mgr. Neal, Chad Milner, Ross Bintner, Dave Fisher

5509 Park Place, to the north, will be torn down and a spec home will be built.

Our property sits several feet below 5509, but we are not impacted by drainage from them as they have a drainage system in their rear yard that takes the storm water to Park Place. City Engineering staff has visited the site on June 30, 2014 and August 29, 2014.

This system has:

- A catch basin measuring 30 inches at the SE corner of the house.
- The drain tile runs along the south side of the house behind a block retaining wall. The catch basin and drain tile collect and divert storm water directly to Park Place. The City of Edina (Ken Rosland) required the catch basin and drain tile to be installed in 1997 to take the water to Park Place.

The house was sold in 2007. In order to control the volume of water in the rear yard, the new owner found it necessary to bury and tile:

- Three roof drains 3" X 4" in the rear yard to the catch basin.
- Sump pump drain #1 on the SE to the catch basin.
- Sump pump #2 on the SW to Park Place
- Two north roof drains to Park Place.

The survey of existing site conditions does not show this drainage system nor does the proposed storm water management plan.

Engineering staff wrote in his August 5, 2014 Review of 5509 Park Place that:

- "This drainage path (from 5509 Park Place) is through private property to the south (5513 Park Place) and then to Park Place or Dever Drive."

This is NOT true. Staff has seen the site. The water at 5509 Park Place goes to Park Place and NOT into our yard. Please correct this.

Staff emailed the Builder a copy of this Engineering review and in doing has essentially told the Builder that he can drain his water into our yard. Staff has granted an illegal drainage easement on our property for the benefit of the Builder with no notification or compensation to us.

The proposed drainage plan will not contain and divert the water to Park Place as it currently does and as was previously mandated by the City but will direct water onto our property without our permission. We do not have a sump pump and drain tile. We cannot manage this volume of water.

The new home needs to keep the catch basin and drain tile, gutters and buried roof and sump drains.

Staff has told us we will not get more water than we are currently getting. We don't get water now.

Please keep a hold on the demo permit until:

- The illegal drainage easement is removed.
- The proposed drainage plan shows water going to Park Place and not into our yard.
- All permit requirements have been satisfied, including accurate & complete surveys

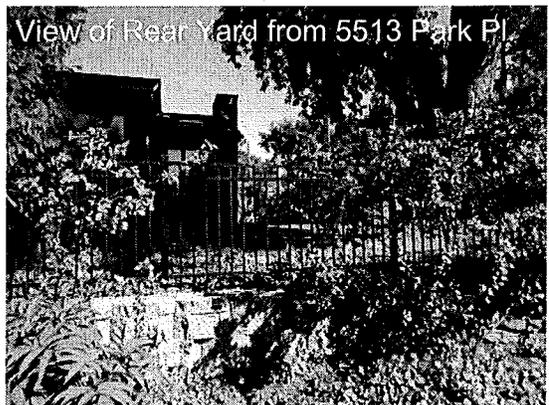
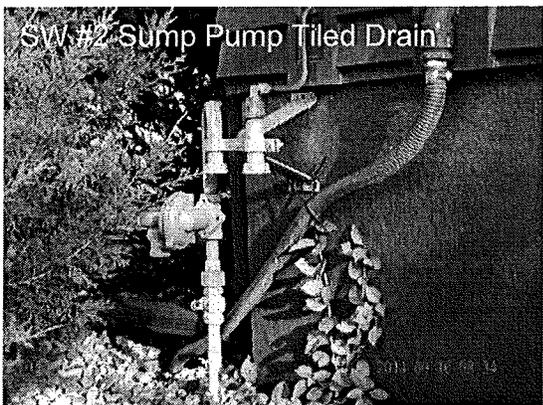
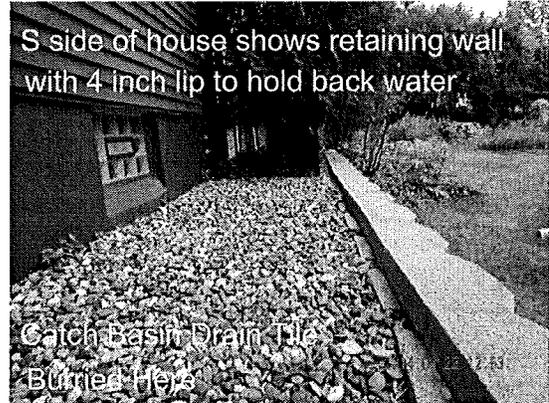
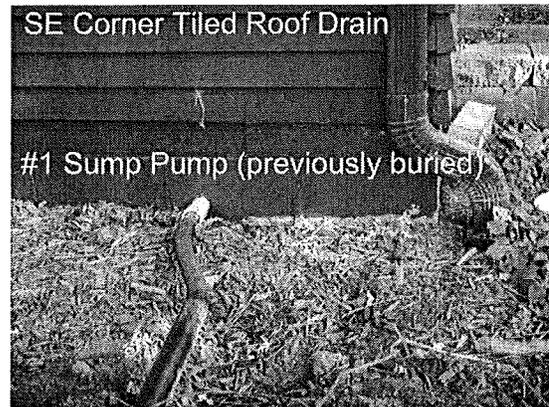
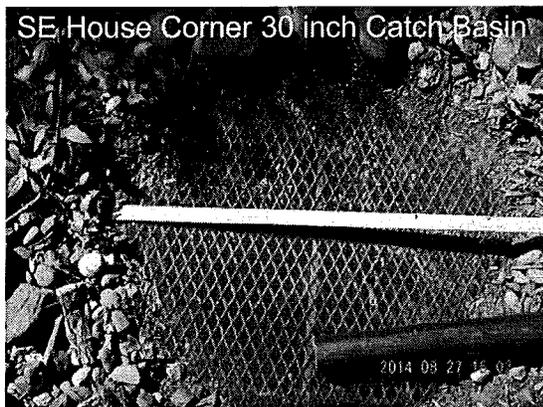
And I would ask you to please enter this into the public record, thank you.

Lori & Jim Grotz

5513 Park Place September 16, 2014

## Highlights of 5509 Park Place Existing Drainage Systems

These contain water on 5509 property site. Systems below were pointed out to staff during staff site visits. Staff instead states in Drainage Memo (Page 1) **"This drainage path is through private property to the south and then to Park Place or Dever Drive."** In the Drainage Memo staff has granted an Illegal Drainage Easement through our property; **By Telling The Builder Where He Can Drain His Storm Water (from 5509 Park Place to 5513 Park Place).**





**DATE:** August 5, 2014  
**TO:** David Fisher – Building Official  
**CC:** Chad Milner – City Engineer  
Permit Applicant  
**FROM:** Ross Bintner P.E. - Environmental Engineer  
**RE:** 5509 Park Place - Permit 133045

The Engineering Department has reviewed the subject property for street and utility concerns, grading, storm water, erosion and sediment control and adherence to:

- Chapter 10, Article 4 – Demolition Permit Stormwater and Erosion Control (10-106 to 10-113)
  - Chapter 10, Article 7 – Littering in the Course of Construction Work (10-341 to 10-345)
  - Chapter 10 Article 17 – Land Disturbing Activities (10-674 to 10-710)
  - Chapter 24, Article 4 Division 2 – Roadway Access (24-129 to 24-133)
  - Chapter 36, Article 12 – Drainage, Retaining Walls and Site Access (36-1257)
1. A separate permit may be required from Minnehaha Creek Watershed District: [www.minnehahacreek.org/](http://www.minnehahacreek.org/)
  2. Site survey should follow the standard described in policy SP-005-B included in the building permit application packet. Survey missing the following:
    - a. #10.4 Lowest point of entry of proposed and existing (show proposed egress window wells)
    - b. #11-12 ESC and drainage can be shown on grading, stormwater management, or erosion control plan.
  3. City Standard Plates available here: [http://edinamn.gov/index.php?section=construction\\_standards](http://edinamn.gov/index.php?section=construction_standards)

#### *Street and Curb Cut*

4. Application proposes relocation or modification of curb cut, Follow standards in curb cut permit application: [http://edinamn.gov/edinfiles/files/City\\_Offices/Public\\_Works/CurbCutApplication.pdf](http://edinamn.gov/edinfiles/files/City_Offices/Public_Works/CurbCutApplication.pdf)
5. Describe removal and restoration of existing driveway and curb cut. The area is within the 5 year moratorium.

#### *Sanitary and Water Utilities*

6. Show utility connections. See figure below.

#### *Storm Water Utility*

7. The subject site front yard drains to Park Place and is part of subwatershed MHS\_11. Downstream public system stormwater capacity is limited.
8. The subject site rear and side yard also drains to subwatershed MHS\_11. This drainage path is through private property to the south and then to Park Place or Dever Drive.
9. A 4" service connection (Plate 241,310) to a 6" sump drain is available on park place at the northwest corner of the lot. Connections can be made along the line if needed.

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#### ENGINEERING DEPARTMENT

7450 Metro Boulevard • Edina, Minnesota 55439  
www.EdinaMN.gov • 952-826-0371 • Fax 952-826-0392

Mayor and members of the City Council. I have asked my documents for 5508 Dever Drive be handed to you before the start of the meeting and entered into the public record.

My presentation follows the previous one on 5509 Park Place with similar issues and concerns of granting an illegal drainage easement by City Engineering staff.

This home at 5508 Dever to our East will be torn down and this home sits many feet above ours.

At the time of the original land division and development, retaining walls were installed to remove the need for a steep bank between the properties. In, addition the previous owners installed elaborate retaining planters and water direction systems which either held the water or diverted it to the South to Dever Drive. All roof drains on 5508 Dever are buried and tiled.

The homeowner plans to cut down his rear yard by 5 feet and has told us all retaining walls, retaining planters and retaining structures will be removed. At the present time storm water from 5508 does not cross into our property except at the farthest SouthWest corner of 5508 near the telephone pole.

Along the entire Western property line, we need a durable retaining wall with a French drain immediately to the East to prevent drainage into our yard and to direct the water South to Dever Drive. We also need gutters with all roof drains on the North and West tiled to Dever Drive.

I am also concerned about City Engineering Drainage memos making statements to benefit builders that are simply not true. In the Engineering Review of 5508 Dever Drive which states "This drainage path is through private property to the west and then to Dever Drive". By making this statement, staff may create a civil issue between the City of Edina and us with this language in the memo.

We have been told by counsel this appears to be an ***illegal backdoor eminent domain taking of our property rights. This takes our property rights and gives them to the builder. We were not notified, we were not compensated, if not corrected; an illegal taking of our property rights occurs.***

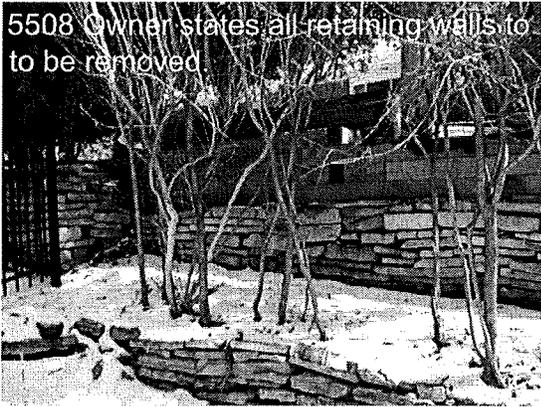
***We again request the City Engineering Memos be corrected and sent to all parties. Thank You.***

Jim and Lori Grotz, 5513 Park Place, Edina, MN 55424 Dated Sept. 16, 2014

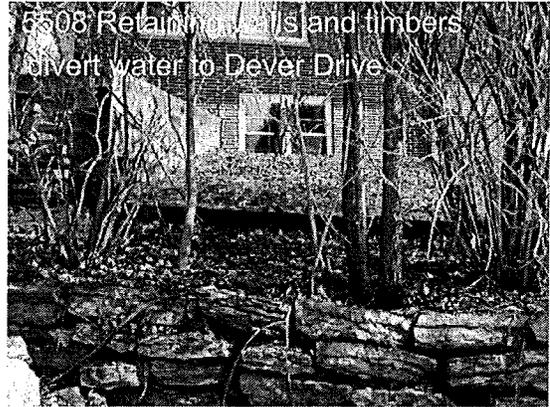
## Highlights of 5508 Dever Drive Existing Drainage Systems

These contain the water on 5508 property site. Systems below were pointed out to staff during staff site visits. Staff instead states in Drainage Memo (Page 1) "***This drainage path is through private property to the west and then to Dever Drive.***" In the Drainage Memo staff has granted an Illegal Drainage Easement through our property; ***By Telling The Builder Where He Can Drain His Storm Water (from 5508 Dever Drive to 5513 Park Place).***

5508 Owner states all retaining walls to be removed



5508 Retaining walls and timbers divert water to Dever Drive



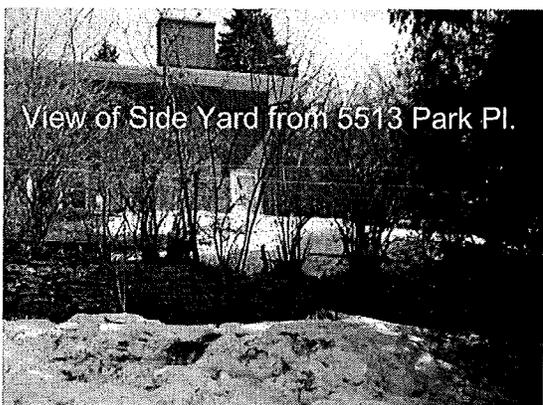
5508 Backyard drainage retained by timber retaining walls



All roof drains buried and tiled



All retaining structures to be removed



View of Side Yard from 5513 Park Pl.



**DATE:** June 13, 2014  
**TO:** Cary Teague – Planning Director  
**CC:** David Fisher – Building Official  
Chad Milner – City Engineer  
**FROM:** Ross Bintner P.E. - Environmental Engineer  
**RE:** **5508 Dever Drive – Special Review of Variance Application**

The Engineering Department has reviewed the subject property for street and utility concerns, grading, storm water, erosion and sediment control for general adherence to the following ordinance sections:

- Chapter 10, Article 4 – Demolition Permit Stormwater and Erosion Control (10-106 to 10-113)
- Chapter 10, Article 7 – Littering in the Course of Construction Work (10-341 to 10-345)
- Chapter 10 Article 17 – Land Disturbing Activities (10-674 to 10-710)
- Chapter 24, Article 4 Division 2 – Roadway Access (24-129 to 24-133)
- Chapter 36, Article 12 – Drainage, Retaining Walls and Site Access (36-1257)

This review was performed at the request of the Planning Department and assumes the attached documents were submitted for building permit review. A more detailed review will be performed at the time of building permit application.

1. A separate permit may be required from Minnehaha Creek Watershed District: [www.minnehahacreek.org/](http://www.minnehahacreek.org/)
2. Site survey should follow the standard described in policy SP-005-B included in the building permit application packet.

*Street and Curb Cut*

3. It appears application may utilize existing drive entrance. If application proposes relocation or modification of curb cut, Follow standards in curb cut permit application: [http://edinamn.gov/edinfiles/files/City\\_Offices/Public\\_Works/CurbCutApplication.pdf](http://edinamn.gov/edinfiles/files/City_Offices/Public_Works/CurbCutApplication.pdf)

*Sanitary and Water Utilities*

4. Show utility connections.

*Storm Water Utility*

5. The subject site front yard drains to Dever Drive and is part of subwatershed MHS\_11. Downstream public system stormwater capacity is limited.
6. The subject site rear and side yard also drains to subwatershed MHS\_11. This drainage path is through private property to the west and then to Dever Drive.
7. Applicant may review local drainage features at the following links: <https://maps.barr.com/edina/> and [http://edinamn.gov/index.php?section=engineering\\_water\\_resource](http://edinamn.gov/index.php?section=engineering_water_resource)
8. Required storm water and erosion control precautions are described below.

## Heather Branigin

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**From:** Sue Soule <su1b3so@comcast.net>  
**Sent:** Friday, October 31, 2014 6:35 PM  
**To:** Edina Mail  
**Subject:** Sidewalk Facilities Plan Amendment to the Comprehensive Plan

Mr. Mayor and City Council Members:

In regard to the Living Streets Sidewalk Plan, I oppose the change in designation of West Shore Drive from local street to local connector and the consequent requirement of at least one sidewalk on our street.

We have lived on West Shore for 26 years. During that time, we have seen abundant recreational use of our street – walking, biking, roller-blading, scooters, etc., - by people of all ages. It is already a “living street”.

What we have not seen, or heard reported, is any instance of a car/pedestrian or car/bike accident anywhere between 70<sup>th</sup> Street and Hibiscus.

If our side of the street were to be selected for a sidewalk, the minimum 5 foot boulevard and minimum 5 foot sidewalk would require the loss the two beautiful hardwood maples trees and two evergreens, all over thirty years old. We would also have to move our irrigation system. All of these features were part of what we paid for when purchasing our home, part of the value of our property.

“Living streets” should not equate with the removal of natural assets already in place, assets that add to the value of the property and the streetscape.

If your goal is street safety, show us the statistics that support the expense, disruption and loss of beauty and home value.

If traffic speed is a street safety issue, then enforce the speed limit and install speed bumps. So far, all we see is a solution without a problem.

Sincerely,  
Sue and Gary Soule  
7324 West Shore Drive

## Heather Branigin

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**From:** Hayward, Edward J. <EHayward@oppenheimer.com>  
**Sent:** Saturday, November 01, 2014 2:33 PM  
**To:** Edina Mail  
**Cc:** Ellie Hayward (ehayward43@msn.com)  
**Subject:** West Shore Drive

I only just learned of the renewed proposal to provide for a sidewalk on West Shore Drive. I will be out of town November 3 (I voted early), but please take note of my opposition to the proposal, which I expressed at a Council meeting several years ago. Our front yard (on the East side of the street) would simply not accommodate a sidewalk and boulevard, and I do not see the necessity of a sidewalk.

Sincerely,

Ed Hayward  
6625 West Shore Drive  
Edina, MN 55435  
Tel. 952 929-0393 (H)

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## OPPENHEIMER

OPPENHEIMER WOLFF & DONNELLY LLP

**Edward J. Hayward**  
Attorney at Law

Campbell Mithun Tower – Suite 2000  
222 South Ninth Street  
Minneapolis, MN 55402-3338  
**T** 612.607.7280  
**F** 612.607.7100  
**C** 952.484.6625  
EHayward@oppenheimer.com | vCard

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This message contains confidential information intended only for the use of the addressee(s) named above and may contain information that is legally privileged. If you are not the addressee, or the person responsible for delivering it to the addressee, you are hereby notified that reading, disseminating, distributing or copying this message is strictly prohibited. If you have received this message by mistake, please immediately notify us by replying to the message and delete the original message immediately thereafter. Thank you.

## Heather Branigin

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**From:** Wally Norlander <wnorlander@gmail.com>  
**Sent:** Saturday, November 01, 2014 7:26 PM  
**To:** Edina Mail  
**Subject:** Edina City Council

**Please do not approve the comprehensive sidewalk plan.  
It was advanced without any input from homeowners.  
We who live on Maddox Lane do not want sidewalks.  
---Wally & Bonnie Norlander  
5317 Maddox Lane**

## Heather Branigin

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**From:** wnorlander@gmail.com  
**Sent:** Saturday, November 01, 2014 7:41 PM  
**To:** Edina Mail  
**Subject:** Contact Us form submission

Name: wally norlander

Organization:

Website: [wnorlander@gmail.com](mailto:wnorlander@gmail.com)

Address\_1: 5317 maddox lane

Address\_2:

City: edina

State: MN

Zip\_Code: 55436

Email: [wnorlander@gmail.com](mailto:wnorlander@gmail.com)

Phone: 952-926-9109

Referrer: other

Message: We have recently learned that a comprehensive sidewalk construction plan has been advanced without input from affected property owners. Please be advised that a majority of homeowners on Maddox Lane are very much against sidewalks on our two-block street. Our front lawns are shallow and the 10-foot intrusion could mean taking nearly a third of our lawns. Please exclude Maddox Lane from the comprehensive sidewalk construction plan.

## Heather Branigin

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**From:** Jane Lonnquist <jjlonnquist@earthlink.net>  
**Sent:** Sunday, November 02, 2014 9:45 AM  
**To:** Edina Mail  
**Subject:** Letter to the Mayor and City Council on 4505 Arden Tear-Down

Dear Mayor and City Council,

As a Country Club resident who worked closely with City staff, officials and neighbors to revise the Historic District's 2002 reconstruction rules into the current 2008 Plan of Treatment, I am very concerned about the process by which total demolition of 4505 Arden was approved. Of course city officials have the right and responsibility to condemn unsafe buildings. But why did city staff decide to waive the 20-day notification period to the adjacent neighbors when they approved demolition of the historic facade? Neighbors had been told that the rear addition would be demolished and the historic facade would be renovated. Why wasn't the Heritage Preservation Board informed of this change of plans as well? The haste and the silence are at odds with the clear and transparent process we worked hard to create.

During the four-year quest by the builder to have this home demolished, City staff and the Heritage Preservation Board used the 2008 rules to guide procedures and decisions. Then suddenly, the process went "off script" without input from the HPB or the adjacent neighbors. This sets a bad precedent for future adherence to the guidelines. It also leaves many residents feeling distrustful, once again, of the City's alliance with developers who seek profit, rather than residents who seek the preservation of this city asset.

Thank you for reviewing the case of 4505 Arden. It sets an important precedent for our neighborhood.

Sincerely,  
Jane Lonnquist  
4510 Drexel Avenue  
h: 952-926-3725

## Heather Branigin

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**From:** Jane Lonnquist <jjlonnquist@earthlink.net>  
**Sent:** Sunday, November 02, 2014 8:26 PM  
**To:** Edina Mail  
**Subject:** (Revised) Letter to the Mayor and City Council on 4505 Arden Tear-Down

I apologize for two spelling errors in my earlier letter and hope you consider this version:

Dear Mayor and City Council members,

As a Country Club resident who worked closely with City staff, officials and neighbors to revise the Historic District's 2002 reconstruction rules into the current 2008 Plan of Treatment, I am very concerned about the process by which total demolition of 4505 Arden was approved. Of course city officials have the right and responsibility to condemn unsafe buildings. But why did city staff decide to waive the 20-day notification period to the adjacent neighbors when they approved demolition of the historic facade? Neighbors had been told that the rear addition would be demolished and the historic facade would be renovated. Why wasn't the Heritage Preservation Board informed of this change of plans as well? The haste and the silence are at odds with the clear and transparent process we worked hard to create.

During the four-year quest by the builder to have this home demolished, City staff and the Heritage Preservation Board used the 2008 rules to guide procedures and decisions. Then suddenly, the process went "off script" without input from the HPB or the adjacent neighbors. This sets a bad precedent for future adherence to the guidelines. It also leaves many residents feeling distrustful, once again, of the City's alliance with developers who seek profit, rather than residents who seek the preservation of this city asset.

Thank you for reviewing the case of 4505 Arden. It sets an important precedent for our neighborhood.

Sincerely,  
Jane Lonnquist  
4510 Drexel Avenue  
h: 952-926-3725

-----Forwarded Message-----

>From: Jane Lonnquist <jjlonnquist@earthlink.net>  
>Sent: Nov 2, 2014 9:45 AM  
>To: [mail@EdinaMN.gov](mailto:mail@EdinaMN.gov)  
>Subject: Letter to the Mayor and City Council on 4505 Arden Tear-Down

>

>Dear Mayor and City Council,

>

>As a Country Club resident who worked closely with City staff, officials and neighbors to revise the Historic District's 2002 reconstruction rules into the current 2008 Plan of Treatment, I am very concerned about the process by which total demolition of 4505 Arden was approved. Of course city officials have the right and responsibility to condemn unsafe buildings. But why did city staff decide to waive the 20-day notification period to the adjacent neighbors when they approved demolition of the historic facade? Neighbors had been told that the rear addition would be demolished and the historic facade would be renovated. Why wasn't the Heritage Preservation Board informed of this change of plans as well? The haste and the silence are at odds with the clear and transparent process we worked hard to create.

>

>During the four-year quest by the builder to have this home demolished, City staff and the Heritage Preservation Board used the 2008 rules to guide procedures and decisions. Then suddenly, the process went "off script" without input from the HPB or the adjacent neighbors. This sets a bad precedent for future adherence to the guidelines. It also leaves many residents feeling distrustful, once again, of the City's alliance with developers who seek profit, rather than residents who seek the preservation of this city asset.

>

>Thank you for reviewing the case of 4505 Arden. It sets an important precedent for our neighborhood.

>

>Sincerely,

>Jane Lonnquist

>4510 Drexel Avenue

>h: 952-926-3725

## Heather Branigin

---

**From:** JEFFREY S LAUKKONEN <jjlaukk2@msn.com>  
**Sent:** Sunday, November 02, 2014 11:15 PM  
**To:** Edina Mail  
**Subject:** Maddox Lane Sidewalk Plan  
**Attachments:** Sidewalk Plan.docx

November 2, 2014

Dear Mayor Hovland and City Council Members,

As an Edina homeowner along a proposed sidewalk route, I am concerned about the rational and methodology for choosing Maddox Lane.

- How many pedestrians or bicyclists have been hit and/or injured?
- How were the average daily traffic (vehicles) count and speeds gathered? (There have been no counters or speed signs on Maddox Lane)
- Who will be responsible for driveway re-grading upon sidewalk installation?
- Who will be responsible for removal of any trees and landscaping?
- Have the cost of moving stop signs, fire hydrants and light poles been considered?
- Who will be responsible for snow removal when the plows have cleared the streets? Not everyone in Edina has a snow-blower or plowing service.
- Although a homeowner won't be individually assessed – what percentage increase will we see in our taxes?

Maddox Lane has natural speed barriers. There are two sharp curves coming into it from the east, a cross street in the middle and a T intersection at the west end. Vehicles generally don't even reach 30 mph.

I live on the corner of Mildred and Maddox. Every winter I get the snow from Mildred coming around the corner and the snow from the sharp curve of Valley View all in my front yard. The snow-plow and/or grader usually have to come over the curb and into my yard to push the piles of snow back for cars to see around the corner. Last winter I had snow at least 4 feet tall and 8 feet deep. How would I ever get the snow cleared off a sidewalk?

I read the "Environmental Considerations: Sidewalks and bicycle facilities support non-motorized transportation, which can replace vehicular travel, resulting in a reduction of greenhouse gas emissions." Will it? It could. Realistically, it won't, no matter how much wishful thinking there is.

I request that Maddox Lane be dropped from the sidewalk plan.

Sincerely,

Jan Laukkonen  
5216 Maddox Lane  
Edina, MN 55436

jylaukk2@msn.com

## Heather Branigin

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**From:** Marge Buechler <margebuechler@yahoo.com>  
**Sent:** Monday, November 03, 2014 7:27 AM  
**To:** Edina Mail  
**Subject:** Local connector ... W Shore Drive

What are you thinking or are you even thinking... On any given day, I maybe count 3 couples walking by my home on W Shore. For the most part, they're walking their dogs and will be done once the snow starts flying. For the last 35 years, there hasn't been a need, and I doubt it's suddenly going to develop into one. If it's a bike path you're looking for, that's even worse. I rarely see neighborhood kids on bikes. It's no longer safe to allow children to ride around town unescorted for fear of kidnapping. We have transients (sellers/poll takers) walking around on occasion, but I don't want to encourage strangers in our area, hence no need for a sidewalk. There is always our mailman, but rumors keep flying that we're going to lose house delivery soon and would have street mail boxes with drive by access.

As a connector you would need to connect something. This sounds more like a bridge to no where than a connector. Do we not have better projects to spend our tax dollars on? We're not a business area, nor are we a (high) pedestrian area. West shore drive is a hill, the possibility of falling on ice packed sidewalks is very real. Quite often, cars can hardly make it up the hill. Us long time residents call it the Dunham spin... I've personally watched cars slide back down after an ice storm, and that's with a city crew that plows regularly.

Are you trying to connect The Fred with Cornelia Park??? That's pure stupidity and would endanger our neighborhood kids with additional outside the area traffic and strangers. It's bad enough being close to highway 100 without adding more unknowns.

We're proud of our residential area and relative safety... Why destroy the sense of neighborhood that exists now.

Thinking ahead...  
Marge Buechler

## Heather Branigin

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**From:** Dennis Fernkes <fern7313@scc.net>  
**Sent:** Monday, November 03, 2014 9:19 AM  
**To:** Edina Mail; Joni Bennett; Mary Brindle (Comcast); Josh Sprague; Ann Swenson  
**Subject:** Dear Mayor and Council Members,

Dear Mayor and Council Members,

I reside on West Shore Drive, south of W 70th Street. I am writing to voice my opinion on the sidewalk proposed for this street. I have lived here for over 25 years and on multiple occasions, too many to count, I have watched walkers, both young and old, strolling or jogging along this street. I truly believe that they enjoy using the street to walk. Where I live, it is all concrete. The road is wide and does not have a lot of parked cars on it. Many of these people walk dogs that like to stop and sniff or meander around. Others are with their young children who are just learning to bike. Still others are family groups that like to be close together. I have never seen cars or trucks endangering these people. In fact, it causes them to slow down and pay more attention to their driving.

I honestly believe, that even with a sidewalk, they will choose to walk in the street. I have seen joggers on streets that do have sidewalks, but they still jog in the street in violation of the City Code. So please take note of my opposition to putting in sidewalks on this street.

Thank you,  
Dennis Fernkes  
7313 W Shore Dr

- Sent from my iPad.

## Heather Branigin

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**From:** Cavanaugh, Stacey <Stacey.Cavanaugh@edinaschools.org>  
**Sent:** Monday, November 03, 2014 9:53 AM  
**To:** Edina Mail  
**Subject:** What will it take? Eden Ave

Please table the agreement with Frauenshuh indefinitely and instead use existing information (approved plans, policies, public input, and other data) to generate public use scenarios for the former public works site.

Stacey Cavanaugh  
Edina Public Schools  
Creek Valley Elementary, Grade 5  
952-848-3259  
[stacey.cavanaugh@edinaschools.org](mailto:stacey.cavanaugh@edinaschools.org)  
CavKids - <https://sites.google.com/a/apps.edina.k12.mn.us/cavkids/>

## Heather Branigin

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**From:** Mark Gentry <markgentry@hotmail.com>  
**Sent:** Monday, November 03, 2014 10:05 AM  
**To:** Edina Mail  
**Subject:** Grand view

City Council -

Please table the agreement with Frauenshuh indefinitely and instead use existing information (approved plans, policies, public input, and other data) to generate public use scenarios for the former public works site. The above request also reflects how I will be voting tomorrow for City Council. Please listen to the citizens of Edina who elected you.

Mark Gentry  
612.221.5118

## Heather Branigin

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**From:** Nancy Bush <nancyjenkinsbush@gmail.com>  
**Sent:** Monday, November 03, 2014 10:30 AM  
**To:** Edina Mail  
**Subject:** Grandview development

It is extremely concerning to me that the City Council has been ignoring the wishes of the community regarding the development of the former public works site. Through petitions, surveys and voices heard at the very limited public forums, the residents of Edina have shared their wishes for a public use development and vehemently opposed development for commercial/housing use.

Despite this, the city continues to move forward with a developer.

What is it going to take to be heard? I'm disgusted with the way this situation has been handled and urge you to refrain from taking this any further with a developer. Let's use the information we have (plans, studies etc) as the basis for discussion for what will be the best use of this land.

Nancy Bush  
4418 Curve Ave  
Edina, MN 55424

## Heather Branigin

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**From:** Gary Benke, MD <benke@earthlink.net>  
**Sent:** Monday, November 03, 2014 1:09 PM  
**To:** Edina Mail  
**Subject:** Mayor Hovland and City Council Maddox Lane Sidewalks

To Mayor Hovland and the City Council,

We were not asked for our input on the Maddox Lane sidewalk project. What ever happened to representation along with taxation? We do in fact pay city taxes, but were not advised of this project or our opinions sought. Snow removal will be a big concern of ours. We will see you at the meeting tonight.

Carol Myslivecek  
Gary Benke

5225 Maddox Lane  
Edina, MN 55436

## Heather Branigin

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**From:** Bruce Kieffer <bruce@kieffer.us>  
**Sent:** Monday, November 03, 2014 12:50 PM  
**To:** Edina Mail  
**Subject:** Agreement with Frauenshuh, Table it.

As Edina citizens we are very concerned about the recent City Council trends basically ignoring all the prior public input for the redevelopment of Grandview. Please table the agreement with Frauenshuh indefinitely, and instead use existing information (approved plans, policies, public input, and other data) to generate public use scenarios for the former public works site.

Marnee & Bruce Kieffer  
5404 Edenmoor Street  
Edina, MN 55436-2320

Bruce Kieffer  
[bruce@kieffer.us](mailto:bruce@kieffer.us)  
<http://kieffer.us>

## Heather Branigin

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**From:** Virginia Kearney <vmkearney@msn.com>  
**Sent:** Monday, November 03, 2014 1:25 PM  
**To:** Edina Mail  
**Subject:** Public Works Site

To the City Council of Edina,

I want to voice my concern about the development of the Public Works site.

Please honor the citizens of Edina's (well documented) desire to leave public land for public use. I respectfully ask you to stop the agreement with Frauenshuh indefinitely and instead use existing information (approved plans, policies, public input, and other data) to generate public use scenarios for the former public works site.

You all have the opportunity to do the right thing, and follow the clearly stated desire of the people of Edina. The last thing that this town needs is high density housing and office space.

Wouldn't you be proud to say that you were part of a council that stopped senseless development and listened to the public instead?

Virginia Kearney  
4226 Grimes Ave.