

**MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
HELD AT CITY HALL
FEBRUARY 1, 1999 - 7:00 P.M.**

ROLLCALL Answering rollcall were Members Hovland, Kelly, Maetzold and Mayor Smith.

CONSENT AGENDA ITEMS APPROVED Motion made by Member Hovland and seconded by Member Maetzold approving the Council Consent Agenda as presented with the exception of Agenda Item IV.A. Roof Replacement for Warren Hyde Clubhouse at Braemar Golf Course.

Rollcall:

Ayes: Hovland, Kelly, Maetzold, Smith

Motion carried.

***MINUTES OF THE REGULAR MEETING OF JANUARY 19, 1999, APPROVED** Motion made by Member Hovland and seconded by Member Maetzold approving the Minutes of the Regular Meeting of January 19, 1999.

Motion carried on rollcall vote - four ayes.

FAMILINK COLLABORATIVE "1997 - 1998 NATIONAL AWARD OF EXCELLENCE" IN COMMUNITY COLLABORATION FOR CHILDREN AND YOUTH CITATION NOTED

Nancy Atchison, Vice Chair and a member of the Edina Community Council and Sandra Stevenson, Familink Coordinator displayed the "1997 - 1998 National Award of Excellence" in Community Collaboration for Children and Youth citation the organization recently was presented. Ms. Atchison noted that of 77 applicants from 33 states, the collaborative was one of six recipients of the award.

***HEARING DATE OF FEBRUARY 16, 1999, SET FOR PLANNING MATTERS** Motion made by Member Hovland and seconded by Member Maetzold setting the following planning matters for hearing date of February 16, 1999:

1. Preliminary Plat, Northview Development Corporation, West of Londonderry Drive Extended; and
2. Conditional Use Permit, Our Lady of Grace - 5071 Eden Avenue.

Motion carried on rollcall vote - four ayes.

PUBLIC HEARING HELD, ORDINANCE NO. 1999-2 ADOPTED - STREET NAME CHANGES FROM MCINTYRE COURT TO MCINTYRE POINTE AND COUGAR COURT TO CHALICE COURT Affidavits of Notice were presented, approved and ordered placed on file.

Manager Hughes noted property owners have petitioned to change the name of two streets. The two streets are new cul-de-sacs in two different developments. Staff does not object to the proposed name changes as no homes exist on these new cul-de-sacs.

Minutes/Edina City Council/February 1, 1999

No resident comments were received.

Member Hovland moved first reading and waiver of second reading of Ordinance 1999-2 as follows:

**ORDINANCE NO. 1999-2
AN ORDINANCE CHANGING
STREET NAMES**

THE CITY COUNCIL OF THE CITY OF EDINA ORDAINS:

Section 1. The roadway named McIntyre Court is hereby renamed McIntyre Pointe.

Section 2. The roadway named Cougar Court is hereby renamed Chalice Court.

Section 3. This Ordinance shall be in full force and effect upon passage and publication.

Attest: _____
City Clerk

Mayor

Member Maetzold seconded the motion.

Rollcall:

Ayes: Hovland, Kelly, Maetzold, Smith

Motion carried.

ORDINANCE NO. 1999-3 ADOPTED - CHANGING WATER RATES FOR PORTION OF EDINA SERVED BY MINNEAPOLIS Manager Hughes explained that after the Council adopted Ordinance 1999-1 setting the 1999 utility fees, notice came from the City of Minneapolis changing the water rate charged to Edina residents receiving water from Minneapolis. Because of the change in rates a new ordinance needs to be adopted showing the 1999 rate at 1.64 per 100 cubic feet of water. This amount includes \$.02 feet per 100 cubic feet Edina administrative cost.

Member Kelly moved first reading and waiver of second reading of Ordinance No. 1999-3 as follows:

ORDINANCE NO. 1999-3

THE CITY COUNCIL OF THE CITY OF EDINA ORDAINS:

Section 1. The following described fees of Schedule A to Code Section 185 are amended to read as follows:

SECTION	SUBSEC.	PURPOSE OF FEE/CHARGE	AMOUNT	FEE NO.
1100	1100.03.Subd 2	Water Service	1. No change 2. \$1.64/100 cubic ft. for Morningside area and for east side of Beard Av. From W 54 th St. to Fuller St. and both sides of Abbott Pl. from W 54 th St. to Beard Av.	243

Section 2. The effective date of this Ordinance shall be February 2, 1999.

ATTEST _____

Debra Mangen, City Clerk

Glenn L. Smith, Mayor

Member Hovland seconded by motion.

Rollcall:

Ayes: Hovland, Kelly, Maetzold, Smith

Ordinance adopted.

BID AWARDED FOR ROOF REPLACEMENT FOR WARREN HYDE CLUBHOUSE AT BRAEMAR GOLF COURSE Mayor Smith asked the award of bid for roof replacement for the Warren Hyde Clubhouse at Braemar Golf Course be removed from the Consent Agenda for further information about the project. He specifically questioned whether the flat roof should be redesigned at this time. Director Keprios informed Council that the consultant on the project has also worked with City Hall's flat roof as well as the Public Works building. Director Keprios stated the new roof will be replaced using the 'cold tar' method that should last between 30-50 years. He explained the discrepancy between bids was due to SELA being hungry and gambling there will not be much snow to remove before work can progress.

Mayor Smith made a motion for award of bid for roof replacement for Warren Hyde Clubhouse at Braemar Golf Course to recommended low bidder, SELA Roofing and Remodeling at \$71,000.00. Member Kelly seconded the motion.

Ayes: Hovland, Kelly, Maetzold, Smith

Motion carried.

***BID AWARDED FOR 1999 POLICE UNIFORM PURCHASE** Motion made by Member Hovland and seconded by Member Maetzold for award of bid for 1999 Police Uniform purchase to sole bidder, Uniforms Unlimited with purchases not to exceed \$30,000.00.

Motion carried on rollcall vote - four ayes.

CO-LOCATION REQUEST FOR APT MONOPOLE GRANTED Assistant Manager Anderson explained that our lease agreement with APT Communications, requires the City's consent to any co-location request for additional antennas on their monopole. APT has requested consent to allow Nextel Communications to co-locate on the monopole. Nextel proposes to add six panel antennas to the existing six panel antennas currently located on the monopole. A temporary 6 foot x 10 foot equipment cabinet would be placed inside the existing fenced area. If APT moved to the Gleason water tower and vacated the monopole, Nextel would construct a permanent 10 foot x 20 foot building in the existing fenced area. Assistant Manager Anderson presented sketches showing the proposed antenna array on the monopole and ground plan if the co-location were approved. In return for granting the co-location request, APT would pay the City an additional \$500.00 per month. At present, APT pays the City \$1,000 per month. The additional fee would be subject to a CPI adjustment when the initial term expires in 2002.

Assistant Manager Anderson noted that granting approval of this co-location request would be consistent with the policy statement previously adopted by Council. Those policy

Minutes/Edina City Council/February 1, 1999

objectives were: 1) to minimize the use of new towers through co-location, 2) to insure the towers would blend into their environment, and 3) to maximize revenues from site leases of City-controlled lands.

Mayor Smith said the co-location is fine, but asked for additional information on the proposed building. Assistant Manager Anderson said the existing cabinet would be removed and the 10 foot x 20 foot building would be constructed. Mayor Smith asked if anyone else can co-locate on the tower. Assistant Manager Anderson responded no; this monopole would then be filled.

Member Maetzold asked if the lease rate for the co-location is at an appropriate market rate. Assistant Manager Anderson replied that in staff's view Nextel will be paying APT to be on the tower, and encouraging them to co-locate on this tower is in the City's best interest. A rate study has been completed by the City of Eden Prairie, showing typical rates ranging between \$500 - \$1000, based on height and type of antennas. Member Maetzold asked where else in Edina a pole could be located. Assistant Manager Anderson noted requests come in to co-locate wherever there is City owned land.

Member Hovland noted the request is consistent with requirements from the FCC and seems like a clean way to comply. He stated he concurs with the co-location.

Mayor Smith requested the lease to 'open up' when the building is constructed. He believes more land will be required. Assistant Manager Anderson believes more land would have be required if APT does not move to the water tower.

Member Kelly made a motion directing staff to draft a lease agreement allowing Nextel Communications to co-locate on the APT monopole located on Gleason Road adjacent to Creek Valley School and permitting Mayor Smith to be the signatory on the lease. Member Maetzold seconded the motion.

Ayes: Hovland, Kelly, Maetzold, Smith

Motion carried.

PUBLIC SAFETY MOBILE DATA SYSTEM DISCUSSED Police Chief Bernhjelm informed the Council in 1996 the Police Department applied for and were subsequently approved for a Federal COPS M.O.R.E Grant to implement a Mobile Data System for police units. He explained the system would use portable laptop computers to receive and transmit data between the field and headquarters. The data would include dispatch information, mapping, automated vehicle locations, reports, and administrative messaging. The purpose of the grant would be to improve efficiency of data handling to allow officers to be re-deployed into the community policing activities. The Federal contribution can be no more than 75% of the total cost up to a maximum of \$220,758. Availability of this grant money expires on May 31, 1999. At this time, the Department must contract for various elements of the system in order to achieve implementation by the deadline.

Cost estimates at the time of the grant application were estimated as listed below:

Laptops (Officers)	\$ 117,000
Hardware & CDPD Modems	32,000
Data Transmission Software (incl. 1 year mtce.)	176,000
Word Processing Suite	10,620
One-time Setup Costs	7,000
Automatic Vehicle Location Software	7,500
GPS Navigation Units	16,000
State Connection Fees	7,200
Cellular Digital Packet Data	12,000
FIRST YEAR COSTS	\$ 386,320

The Federal Grant allows for 75% federal money with 25% matching funds from the City. The grant will pay up to \$220,758.00. The matching funds would total approximately \$165,562.00.

Costs for the annual maintenance and monthly fees would be:

Software Support and Upgrades	\$22,350.00
Ongoing Costs	\$41,550.00

Chief Bernhjem said the Cellular Digital Packet Data (CDPD) fee is less expensive than spending money on our infrastructure to support radio transmission to the laptops, and additionally it would have better range. Monthly fees paid to the State of Minnesota for connection would be similar to the rate paid for the Mobile Data Terminals (MDT).

The Fire Department vehicles will be able to use this technology in the future, although Federal Grant funds are not currently to fund their purchase.

Mobile Data is:

- Electronic data sent from Edina Police Communications Center to emergency responders via cellular network
- Data received by Police, Fire and Ambulance units
- Data transmitted back to Police Communications Center from mobile units

Mobile Data System:

- CDPD
 - * Large coverage area
 - * Low Startup Costs
 - * No Upgrade or Infrastructure Costs
 - * Reliable
 - * Data Security
- Software Upgrade Provided by Computer Aided Dispatch(CAD) and Records Management System (RMS) - Vendor "HTE"
- Officer Safety
 - * Provides Quick Accurate Information
 - Location and Incident Information
 - Location History

Minutes/Edina City Council/February 1, 1999

Cautions and Hazardous Materials
Name Inquiry and History
Secure Encrypted Data

- Mapping and AVL
 - * Provides Unit Locations to Dispatchers
 - * Faster Response Times
 - * Officer Safety
- Improves Dispatcher Efficiency
 - * Data Transmitted - Allows Time for Other Duties
 - * Reduces Voice Congestion
- Direct Access to Records
 - * State Records - Drivers License, etc.
 - * NCIC
 - * Local Records
- Field Reporting
 - * Automated Data Entry in Fields
 - * Report Transmitting

Mobile Data Future Functions:

- AFIS (future)
- Interface with Digital Camera
- Citations
- Accident Investigations
- Mug Shots

Current Mobile Data System - Provided by Hennepin County:

- Dumb Terminal
- Drivers Licenses
- Vehicle Registrations
- Warrants
- No Increase in Present Service
- Not Included in New 800 Trunking Project
- Non-Secure Data Transmissions

COPS M.O.R.E. GRANT (Community Oriented Policing)

- 75% funded by Department of Justice
- 25% funded by City of Edina

CURRENT ESTIMATED COSTS:

Laptops	\$130,000
Hardware - CDPD Modems	40,000
Software & Interfaces to Records	176,000
Word Processing Suite	11,800
Set up costs	7,000

AVL Software	7,500
Navigation Units	16,000
Total	<u>\$388,000</u>
Total Annual Costs (Maintenance and Support)	\$41,500

Budget:

Total Cost	\$388,300
Federal Share	\$220,000
Edina Share	\$168,300

Chief Bernhjelm suggested funding for the City portion could be reallocated from line items in the General Fund budget, and the 9-1-1 Fund which is a distribution to the City from tax collected from cellular phones and equipment replacement money.

Council comments:

Mayor Smith inquired what items in the budget are not needed. Chief Bernhjelm said some funds could be moved from one line item to another, i.e. funds paid to the County for MDT service, State charges that are paid, equipment replacement dollars, and cellular tax which has been accruing and could defray ongoing costs. Mayor Smith asked what the Police budget is. Chief Bernhjelm stated the Police budget is \$5 million dollars. Mayor Smith said historically he is not a proponent of grants because of the ongoing costs following their implementation. Chief Bernhjelm commented there are no guarantees that he would not be back before the Council at a later date requesting additional funding. Assistant Manager Anderson informed the Council a number of years ago dollars had been earmarked for mobile data terminals in the General Fund.

Member Maetzold asked clarification of how calls will be dispatched with site vs. sound. Chief Bernhjelm said there will always be a need for a voice system, but the routine information will be computerized. Member Maetzold inquired where the 800 MHz system is at present. Chief Bernhjelm said the system is not in the current plan and the best technology for the Edina Police Department is to use the CDPD system. While the 800 system is not related to this plan, it will still be important for interagency communication, allowing a more efficient use of the radio spectrum. Member Maetzold asked if other communities' maps would be included on the mapping system. Lieutenant Olwin explained we would have the capability to add other cities to the system. Member Maetzold asked if this system would be exclusive to Edina. Chief Bernhjelm stated the CDPD technology is becoming widely used and is the wave of the future.

Member Kelly asked how involved Hennepin County is in this pilot program. Chief Bernhjelm said an attempt has been made to link to the County but their volume is extremely heavy and would not be a benefit to Edina. Member Kelly asked if the County will watch our implementation of the system and consider doing the same at a later date. Chief Bernhjelm pointed out that St. Louis Park and other cities on LOGIS use the system presently. Member Kelly inquired about data retrieval, the storage system, and how much an officer might use it. Chief Bernhjelm replied he believes the system will be used very frequently. Member Kelly

Minutes/Edina City Council/February 1, 1999

said after studying the provided information he believes the system would be very valuable. Chief Bernhjelm said the computer the Police Department uses now will accommodate the storage of data in the future.

Member Hovland voiced concern with data privacy. Chief Bernhjelm informed the Council with current voice transmission there is no security. Any police scanner can pick up voice transmissions from the radio. Member Hovland asked how the grant money would be provided. Chief Bernhjelm explained as soon bills are submitted to the Federal Government electronically, the grant money will be automatically deposited in the City Treasury. Member Hovland asked if the Federal Government would provide any annual support dollars. Chief Bernhjelm they would not provide annual support dollars at this time.

Mayor Smith said he believes this implementation will be a benefit to the City in many respects but he suggested more information must come forward regarding justifying the ongoing costs to the City, as well as possible use by other City departments. He recommended that the issue be back at the Council meeting February 16, 1999, with more information.

Member Kelly voiced concern that the system would remain a viable system after five years. He suggested researching funds available from the Federal Government that might be able to be used for our purposes.

Member Maetzold asked if other smaller cities could benefit by contracting with us to provide services such as dispatching, in order to help defray our annual operating costs.

No formal action was taken.

***RESOLUTION ADOPTED FOR MUNICIPAL RECYCLING GRANT AGREEMENT WITH HENNEPIN COUNTY** Motion made by Member Hovland and seconded by Member Maetzold adopting the following resolution:

**RESOLUTION
AUTHORIZING THE CITY TO ENTER
INTO A 1999 MUNICIPAL RECYCLING GRANT AGREEMENT
WITH HENNEPIN COUNTY**

WHEREAS, the City of Edina operates a recycling program consistent with Minnesota Statutes 115A.02 and 115A.03, as amended by the Laws of Minnesota 1992, Chapter 685, and Minnesota Statutes, 473.8011; and

WHEREAS, the Edina Recycling Program is consistent with the Office of Environmental Assistance Solid Waste Management Development Guide/Policy Plan, the Hennepin County Solid Waste Master Plan; and the Hennepin County's Residential Recycling Funding Policy; and

WHEREAS, the Hennepin County Board has adopted a Resolution authorizing funding for Municipal Recycling Programs.

NOW, THEREFORE, BE IT RESOLVED, by the Edina City Council that the Mayor and City Manager enter into an Agreement with Hennepin County to accept funding for the Edina Recycling Program.

Adopted this 1st day of February, 1999.

Motion carried on rollcall vote - four ayes.

MARCH 20, 1999, SELECTED FOR LEAGUE OF WOMEN VOTERS OPEN HOUSE AT CITY HALL Manager Hughes reported the League of Women Voters requested the City again host an open house at City Hall for our residents.

Member Kelly made a motion setting March 20, 1999, from 10:00 A.M. to 12:00 Noon as the date for the League of Women Voters Open House at City Hall. Member Hovland seconded the motion.

Ayes: Hovland, Kelly, Maetzold, Smith

Motion carried.

***RESOLUTION ADOPTED PROVIDING FOR THE REGULAR COUNCIL MEETING SCHEDULE TO BEGIN IN JUNE RATHER THAN MAY** Member Hovland introduced the following resolution seconded by Member Maetzold:

RESOLUTION

**PROVIDING FOR REGULAR COUNCIL MEETINGS
TO BEGIN ON TUESDAYS IN JUNE, 1999, 7:00 P.M.**

WHEREAS, at the Regular Council Meeting of November 16, 1998, the Edina City Council made a motion changing their meeting nights from the first and third Monday's of each month at 7:00 P.M., to the first and third Tuesday's of each month beginning in May, 1999, at 7:00 P.M.; and

WHEREAS, at the Regular Council Meeting held on February 1, 1999, the Edina City Council approved a resolution providing the Tuesday Council Meetings begin in June, 1999, rather than May, 1999.

Motion carried on rollcall vote - four ayes.

RE-APPOINTMENTS APPROVED TO BOARDS, COMMISSIONS AND COMMITTEES

Mayor Smith recommended annual re-appointments to Edina's various advisory Boards, Commissions and Committees with terms as noted:

<u>NAME</u>	<u>BOARD/COMMISSION/COMMITTEE</u>	<u>TERM</u>
Imogene Anderson	Art Center Committee	2/1/02
Dolores Dege	Art Center Committee	2/1/02
Elizabeth Eisenbrey	Art Center Committee	2/1/02
George Kuebler	Art Center Committee	2/1/02
Homer Evans (consumer)	Community Health Services Advisory Bd	2/1/01
Dr. John Fennig (provider)	Community Health Services Advisory Bd	2/1/01
Kathy Frey (consumer)	Community Health Services Advisory Bd	2/1/01
Arthur H. Dickey	Construction Board of Appeals	2/1/02

Minutes/Edina City Council/February 1, 1999

David Fisher	Construction Board of Appeals	2/1/02
John McCauley	Heritage Preservation Board	2/1/01
Herman Ratelle	Heritage Preservation Board	2/1/01
Lois Wilder	Heritage Preservation Board	2/1/01
Donald W. Wray	Heritage Preservation Board	2/1/01
Charles Ingwolson	Planning Commission	2/1/02
John Lonsbury	Planning Commission	2/1/02
Ann Swenson	Planning Commission	2/1/02
Anne Cronin	Recycling and Solid Waste Commission	2/1/01
Kathryn Frey	Recycling and Solid Waste Commission	2/1/01
Inna Hays	Recycling and Solid Waste Commission	2/1/01
Meg Mannix	Zoning Board of Appeals	2/1/02
William Skallerud	Zoning Board of Appeals	2/1/02
Rose-Mary Utne	Zoning Board of Appeals	2/1/02
William Greer	East Edina Housing Foundation	2/1/02
Bob Schoening	East Edina Housing Foundation	2/1/02

Mayor Smith explained there remain vacancies on various boards, commissions and committees. He encouraged the names of interested persons willing to serve and fill the vacancies be submitted to him for possible appointment.

Member Maetzold made a motion, seconded by Member Hovland endorsing the Mayor's re-appointments to Edina's advisory Boards, Commissions and Committees as noted.

Ayes: Hovland, Kelly, Maetzold, Smith

Motion carried.

DRAFT LIQUOR ORDINANCE AND POLICY PRESENTED Manager Hughes presented a draft of Section 900 of the City Code which has been revised in accordance with comments received from the Council at the January 19, 1999, meeting. He presented the proposed policy which had been previously discussed on January 19. No changes were made to the policy.

In accordance with the Council's request, notices have been sent to existing holders of beer and/or wine licenses advising that the Council will conduct a public hearing on February 16, 1999, with respect to the Liquor Ordinance. The notice of the public hearing was published in the Edina Sun-Current as well as an article included in the January 27, 1999, edition noting the public hearing. State law requires a 30 day notice to licensees before 'changing' a fee. Because we have no on-sale intoxicating licensees, we have no one to notify of a fee change. Liquor Control concurs with our interpretation of the law, therefore, the fee ordinance can also be heard on February 16, 1999. The Chamber of Commerce shared results of a telephone survey they conducted of the 16 current wine licensees. Licensee responses were; four stated

they did not intend to apply for an intoxicating liquor license; 10 stated they will apply; and two have not responded.

Mayor Smith noted the policy resolution should be presented at the February 16, 1999, meeting as well.

Member Maetzold, Member Kelly, and Member Hovland concurred the resolution should be a part of the discussion on February 16, 1999. Mayor Smith stated three things will be on the February 16, 1999, agenda; 1) Resolution providing a window for current wine licensees to apply for an intoxicating liquor license, 2) Draft Ordinance and, 3) Fee Schedule. The Council will decide at that time the number of licenses that should be issued.

Member Kelly asked about the timetable. Manager Hughes responded that First Reading could be completed February 16, 1999. Second Reading could be accomplished on March 1, as well as publication and at that point applications could be accepted. If the Resolution were adopted at the March 1, 1999, meeting, a thirty day preference period would be allowed. The applications received would then be investigated and processed and a hearing could be scheduled to issue the liquor licenses. Manager Hughes estimated the first hearing would perhaps be in May. Staff had hoped to set a target date of April 1, which is the end of the wine licensing period.

Mayor Smith suggested shortening the preference period to 15 days.

Member Maetzold suggested the Chamber notify interested parties the licensing process could move quickly.

Member Kelly made a motion amending the draft resolution giving existing holders of wine licenses a 15 day preference period to apply for a intoxicating liquor license in the City of Edina. Member Hovland seconded the motion.

Ayes: Hovland, Kelly, Maetzold, Smith

Motion carried.

Michael Kallas of the Edina Chamber of Commerce, applauded the Council for the process they are following in implementing the intoxicating liquor licensing. He clarified that the Council will discuss on February 16, 1999: 1) Resolution providing a 15 day window for existing wine licensees to apply for an intoxicating liquor license, 2) Draft Ordinance, and 3) Fee Schedule.

Manager Hughes pointed out that all current wine and beer licenses expire on March 31 and applications will need to be approved by the Council March 1, 1999. Mayor Smith inquired whether the license expiration could be extended to April 5. Clerk Mangen said State law does not allow the expiration date to be extended.

CLAIMS PAID Member Kelly made a motion approving payment of the following claims as shown in detail on the Check Register dated January 27, 1999, and consisting of 28 pages: General Fund \$303,992.11; C.D.B.G. \$55.50; Communications \$27,142.02; Working

Minutes/Edina City Council/February 1, 1999

Capital \$9,337.24; Art Center \$37,685.31; Golf Dome Fund \$3,473.45; Golf Course Fund \$8,539.53; Ice Arena Fund \$11,258.47; Edinborough/Centennial Lakes \$6,255.93; Utility Fund \$287,378.72; Storm Sewer Utility Fund \$20,390.82; Liquor Dispensary Fund \$205,888.71; Construction Fund \$5,512.55; Park Bond Fund \$2,329.90; I-494 Commission \$68,763.06; TOTAL: \$998,003.32. Member Maetzold seconded the motion.

Rollcall:

Ayes: Hovland, Kelly, Maetzold, Smith

Motion carried.

There being no further business on the Council Agenda, Mayor Smith declared the meeting adjourned at 8:55 P.M.

City Clerk