

**MINUTES  
OF THE REGULAR MEETING OF THE  
EDINA CITY COUNCIL  
HELD AT CITY HALL  
NOVEMBER 5, 2001  
7:00 P.M.**

**ROLLCALL** Answering rollcall were Members Housh, Hovland, Masica and Mayor Maetzold. Member Kelly entered the meeting at 7:15 P.M.

**CONSENT AGENDA ITEMS APPROVED** Motion made by Member Housh and seconded by Member Masica approving the Council Consent Agenda as presented with the exception of Agenda Item 1, Minutes of the Regular Meeting of October 16, 2001, and IV.A. Municipal Facilities Recycling and Waste Removal.

Rollcall:

Ayes: Housh, Hovland, Masica, Maetzold

Motion carried.

**MINUTES OF THE REGULAR MEETING OF OCTOBER 16, 2001, APPROVED AS CORRECTED** Member Hovland noted a question attributed to him was actually a question by Member Masica. Motion made by Member Hovland and seconded by Member Masica approving the Minutes of the Regular Meeting of the Edina City Council for October 16, 2001, as corrected.

Motion carried on rollcall vote - five ayes.

**\*PRELIMINARY PLAT FOR PARKWOOD KNOLLS 26<sup>TH</sup> ADDITION, REPLAT OF OUTLOT A, PARKWOOD KNOLLS 25<sup>TH</sup> ADDITION - PARKWOOD KNOLLS CONSTRUCTION COMPANY CONTINUED TO DECEMBER 4, 2001** Motion made by Member Housh and seconded by Member Masica to continue the Preliminary Plat for Parkwood Knolls 26<sup>th</sup> Addition, Replat of Outlot A, Parkwood Knolls 25<sup>th</sup> Addition, Parkwood Knolls Construction Company to December 4, 2001.

Motion carried on rollcall vote - five ayes.

**RESOLUTION NO. 2001-84 - APPROVING METROPOLITAN LIVABLE COMMUNITIES ACT PARTICIPATION** Planner Larsen explained communities participating in the Local Housing Incentive Program were assigned an Affordable and Lifecycle Housing Opportunities' (ALHOA) amount. This was the minimum amount of money the City was expected to spend in support of the development of affordable and life cycle housing. The amount assigned to Edina for 2002 was \$316,048.74. The assigned amount of 2001 was \$82,212.00. The increase was due to the misapplication of the formula in previous years.

Mr. Larsen said the funds for ALHOA activities do not come from the City's General Fund. Funds would come from state and federal grants and the East Edina Housing Foundation.

**Council comment**

Member Housh inquired whether the City could recoup the loss of funding during the years of misapplication of the formula. Mr. Larsen answered no. Member Housh commented about the Metropolitan Council Housing Initiative. Mr. Larsen noted there was one home in the City.

Member Hovland asked about the activity of the East Edina Housing Foundation. Mr. Larsen answered they have purchased and re-sold a home, and were looking for future opportunities to buy and sell to income eligible residents. Manager Hughes noted the Foundation was also looking into the Oak Glen development as well. Member Hovland asked what the status was on the Land Trust. Mr. Larsen answered that the Land Trust was being explored.

**Member Hovland introduced the following resolution and moved its approval:**

**RESOLUTION NO. 2001-84**

**RESOLUTION ELECTING TO CONTINUE PARTICIPATING IN  
THE LOCAL HOUSING INCENTIVES ACCOUNT PROGRAM  
UNDER THE METROPOLITAN LIVABLE COMMUNITIES ACT  
CALENDAR YEAR 2002**

**WHEREAS, the Metropolitan Livable Communities Act (Minnesota Statutes Section 473.25 to 473.254) establishes a Metropolitan Livable Communities Fund which is intended to address housing and other development issues facing the metropolitan area defined by Minnesota Statutes section 473.121; and**

**WHEREAS, the Metropolitan Livable Communities Fund, comprising the Tax Base Revitalization Account, the Livable Communities Demonstration Account, the Local Housing Incentive Account and the Inclusionary Housing Account is intended to provide certain funding and other assistance to metropolitan area municipalities; and**

**WHEREAS, a metropolitan area municipality is not eligible to receive grants or loans under the Metropolitan Livable Communities Fund or eligible to receive certain polluted sites cleanup funding from the Minnesota Department of Trade and Economic Development unless the municipality is participating in the Local Housing Incentives Account Program under the Minnesota Statutes section 473.254; and**

**WHEREAS, the Metropolitan Livable Communities Act requires the Metropolitan Council to negotiate with each municipality to establish affordable and life-cycle housing goals for that municipality that are consistent with and promote the policies of the Metropolitan Council as provided in the adopted Metropolitan Development Guide; and**

**WHEREAS, each municipality must identify to the Metropolitan Council the actions the municipality plans to take to meet the established housing goals through preparation of the Housing Action Plan; and**

**WHEREAS, the Metropolitan Council adopted, by resolution after a public hearing, negotiated affordable and life-cycle housing goals for each participating municipality; and**

**WHEREAS, a metropolitan area municipality which elects to participate in the Local Housing Incentives Account Program must do so by November 15 of each year; and**

**WHEREAS, for calendar year 2002, a metropolitan area municipality that participated in the Local Housing Incentive Account Program during the calendar year 2001, can continue to participate under Minnesota Statutes section 473.254 if: (a) the municipality elects to participate in the Local Housing Incentives Program by November**

15, 2001; and (b) the Metropolitan Council and the municipality have successfully negotiated affordable and life-cycle housing goals for the municipality:

NOW, THEREFORE, BE IT RESOLVED THAT the City of Edina hereby elects to participate in the Local Housing Incentives Program under the Metropolitan Livable Communities Act during the calendar year 2002.

Passed and adopted this 5<sup>th</sup> day of November 2001.

Member Housh seconded the motion.

Rollcall:

Ayes: Housh, Hovland, Masica, Maetzold

Motion carried.

**ORDINANCE NO. 2001-8 - AN ORDINANCE AMENDING SECTION 900 LIQUOR OF EDINA CODE OF ORDINANCES**

Chief Siitari explained that Section 900 of the City Code required a licensed manager be present and in-charge of an on-sale premises at all times it was open for business. The annual cost for a manager's license was \$81.00. The City has processed 130 applications for manager's licenses during 2001. Mr. Siitari said the Police Department conducts an abbreviated background check on the applicants. The manager requirement was included in the Ordinance to provide another level of accountability for liquor service. He added that after reviewing violation history for the past two years, no correlation between a manager being on duty and underage service was found but there were eight no manager on duty violations.

Mr. Siitari noted that eight surrounding cities were polled. Plymouth and Minnetonka require a manger on duty while liquor was being served but none of the cities had a license requirement for the managers.

Mr. Siitari pointed out that the City's penalty matrix provides criminal penalties for any server who violates the liquor ordinance as well as administrative penalties for the licensed establishment. In addition, Edina's Code provides an incentive - reduced license fees - to those businesses passing compliance checks. Mr. Siitari stated that staff believes the sanctions and incentives provide sufficient accountability. The licensed manager requirement has not had the desired effect according to the violation statistics. Therefore, staff recommended that Ordinance 2001-8 be adopted, amending Section 900 eliminating the licensed manager requirement.

Council comment

Member Masica encouraged strengthening server training. Mr. Siitari said the turnover was great in this business and enforcement a concern. Member Masica voiced concern with the City issuing Club licenses; a younger crowd might be attracted. She noted that employees were historically younger and she feels server training was important and must be taken seriously. Mr. Siitari commented that staff time was a concern. Member Masica suggested implementing an honor system on responsible owners.

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Member Hovland voiced his respect of Member Masica's opinion, but suggested parameters be established for training at the point of sale. He voiced concern with over-burdening staff with enforcement and concurred with the Chief Siitari's advice.

Member Housh asked if the incidence of underage serving was higher in Edina. Mr. Siitari said what works best were compliance checks.

Resident comment

Kathy Bovard, area manager of D'Amico & Sons restaurant pointed out that they have received two violations for no manager on duty. She suggested, 1) having a forty-five day requirement for alcohol training but the nature of the business was one of high turnovers, or 2) train managers more.

**Member Masica made a motion granting first reading to Ordinance No. 2001-8 as follows:**

**EDINA ORDINANCE NO. 2001 - 8  
AN ORDINANCE AMENDING SECTION 900  
OF THE EDINA CITY CODE**

**THE CITY COUNCIL OF THE CITY OF EDINA ORDAINS:**

**Section 1. Paragraph I of Subsection 900.04 License Types is deleted**

**Section 2. Subsection 900.05 is amended to read as follows:**

**"900.05 License Application; Renewal. An application for any license required by this Section or the renewal of an existing license shall be made on forms provided by the Clerk. The provisions of Section 160 of this Code, shall apply to all licenses required by this Section, and to the holders of such licenses, except that licenses and renewals shall be granted or denied in accordance with Subsection 900.06. All applications shall be accompanied by the fees set forth in Subsection 900.07. Every license issued under this Section shall expire at 12:01 A.M. on April 1 following its date of issuance. Renewal applications shall be submitted at least 60 days but not more than 150 days before expiration of the license. If, in the judgment of the Council as to off-sale and on-sale licenses, good and sufficient cause for the applicant's failure to apply for a renewal within the time provided is shown, the Council, may, if the other provisions of this Section are complied with, grant the license. In addition to the application requirements provided in Section 160 of this Code, applicants shall also provide the following:"**

**Section 3. Paragraph H of Subsection 900.05 is amended to read as follows:**

**"H. In the case of an application for a Wine License, or On-Sale Intoxicating Liquor License, the applicant shall provide evidence satisfactory to the Clerk as to compliance with the requirements of Subd. 2 of Subsection 900.12 as to the completion of an alcohol awareness program;"**

**Section 4. Paragraph I of Subsection 900.05 is amended to read as follows:**

**"I. In the case of an application for a Wine License or On-Sale Intoxicating Liquor License, the applicant shall provide evidence satisfactory to the Clerk as to compliance with the requirements of Subd. 3 of Subsection 900.12 as to the percentage of food sold on the licensed premises. This requirement shall be established by an affidavit of the licensee on**

a form provided by the Clerk. The affidavit shall be given with each application for issuance or renewal on a Wine License or an On-Sale Intoxicating Liquor License, or at other times as the Clerk may request. If the application is for the renewal of a Wine License or an On-Sale Intoxicating Liquor License, the affidavit shall also include the actual percentage of gross receipts attributable to the sale of food during the immediately preceding 12 month period. The Clerk shall require that any such affidavit be verified and confirmed, on a form provided by the Clerk, by a Certified Public Accountant. Failure or refusal of a licensee to give such affidavit with such application, or on request of the Clerk, or any false statement in any such affidavit, shall be grounds for denial, suspension or revocation of all licenses held by such licensee."

Section 5. Subsection 900.06 is amended to read as follows:

"900.06 Consideration of Application; Public Hearing. The provisions of Section 160 of this Code shall apply to all licenses required by Subsection 900.04 and to the holders of such licenses, provided that all licenses, shall be granted or denied by the City Council and the Commissioner, if required by State law. The City Council shall conduct a public hearing on the application for a new On-Sale Intoxicating Liquor License within a reasonable period following receipt of a complete application and completion of the investigation required by Subsection 900.05. A notice of the date, time, place and purpose of the hearing shall be published once in the official newspaper not less than ten days before the date of the hearing. After hearing the oral and written views of all interested persons, the Council shall make its decision at the same meeting or at a specified future meeting. No hearing shall be required for the renewal or the transfer of an On-Sale Intoxicating Liquor license."

Section 6. Subdivision 4 of Subsection 900.07 is amended to read as follows:

"Subd. 4 Investigation Fees. Upon application for a new or the transfer of an existing Wine License, On-Sale Intoxicating Liquor License, On-Sale 3.2 Liquor License or Off-Sale 3.2 Liquor License, the applicant shall deposit \$500.00 with the City for the investigation fee. If the investigation requires an out-of-state investigation, an additional \$2,000.00 shall be deposited before further processing of the application by the City. The Clerk may from time to time require the deposit of additional investigation fees up to the limits provided herein before further processing of the application if the cost of investigation exceeds the amounts previously deposited. The cost of the investigation shall be based on the expense involved, but in no event shall it exceed \$500.00 if the investigation is limited to the State or \$10,000.00 if outside the State. All deposited monies not expended on the investigation shall be refunded to the applicant. All investigative expenses incurred in excess of the deposit shall be paid prior to consideration of the license application by the Council. Investigation fees for license renewal shall not exceed \$200.00 unless there is a change of ownership of more than 10% cumulatively over the then existing license period."

Section 7. Subdivision 2 of Subsection 900.12 is deleted and Subdivision 3, 4, 5, 6, 8, 9, 10 and renumbered as Subdivision 2, 3, 4, 5, 6, 7, 8, and 9.

Section 8. Paragraph C of Subdivision 2 of Subsection 900.12 is deleted

**Section 9.** Section 185 Schedule A is hereby amended by deleting the fee for "Manager's License, Per Person Per Year of \$82.00".

**Section 10.** Effective Date: This ordinance shall be in full force and effect upon adoption and publication according to law.

Passed and adopted this 5th day of November, 2001.

Attest \_\_\_\_\_

City Clerk

\_\_\_\_\_  
Mayor

Member Housh seconded the motion.

Rollcall:

Ayes: Housh, Hovland, Kelly, Masica, Maetzold

Ordinance adopted.

**ORDINANCE NO. 2001-9 ADOPTED - AMENDING SECTIONS 145 AND 1220 OF THE EDINA CODE OF ORDINANCES REGARDING MEMBERSHIP ON THE SOLID WASTE AND RECYCLING COMMISSION AND THE PARK BOARD** Mayor Maetzold explained Ordinance No. 2001-9 would amend the City Code providing for youth members to the Solid Waste and Recycling Commission and the Park Board. The Ordinance would allow youth members a one-year term. The youth members could be re-appointed to a subsequent term or terms at the discretion of the Mayor and Council. Staff recommends student members be appointed in the fall of each year, such that their term coincides as closely as possible with the school year.

Manager Hughes noted that the Art Center Board and the Edina Community Health Committee were not included in this Ordinance Amendment, as they were not created by Ordinance.

Member Housh encouraged personal contact with the student applicants.

Mayor Maetzold made a motion adopting the following Ordinance No. 2001-9 with waiver of second reading:

**EDINA ORDINANCE NO. 2001-9**

**AN ORDINANCE AMENDING SECTION 145 AND SECTION 1220**

**OF THE CITY CODE TO PERMIT THE APPOINTMENT OF**

**STUDENT MEMBERS TO THE PARK BOARD AND**

**THE RECYCLING AND SOLID WASTE COMMISSION**

**THE CITY COUNCIL OF THE CITY OF EDINA ORDAINS:**

**Section 1.** Subsection 145.03 of the City Code is amended to read as follows:

**"Membership. The Commission shall consist of six members appointed by the Mayor with the consent of the majority of the Council. One member of the Commission may be a high school student. All members of the Commission shall be residents of the City and shall be appointed for a term of three years, except that a student member shall be appointed for a term of one year. Members shall serve until a successor has been**

appointed. Upon termination of a member's term, that member's successor shall be appointed for the remainder of such term. Members of the Commission shall serve without compensation and may resign voluntarily or be removed by a majority vote of the Council pursuant to Section 180 of this Code. Commission members who discontinue legal residency in the City may be removed from office by the Mayor with the consent of a majority of the Council."

Section 2. Subsection 1220.03 of the City code is amended to read as follows:

"Membership. The Park Board shall consist of eleven residents of the City. One member shall also be a member of the Board of Education of Independent School District No. 273. One member may be a high school student. Members shall be appointed by the Mayor with the consent of a majority of the Council; provided, however, that the member from the Board of Education shall be appointed by the Board of Education with the consent of the majority of the Council. Terms shall be three years except the Board of Education member and the student member shall serve one-year terms. Members shall serve until a successor has been appointed. Upon termination of a member's term, that member's successor shall be appointed for the remainder of such term. Members of the Park Board shall serve without compensation and may resign voluntarily or be removed by a majority vote of the Council pursuant to Section 180 of this Code. Park Board members who discontinue legal residency in the City may be removed from office by the Mayor with the consent of a majority of the Council. The member who is appointed by the Board of Education shall be ineligible to serve on the Park Board if that members ceases to be a member of the Board of education."

Section 3. This ordinance shall be full force upon passage.  
Passed and adopted this 5<sup>th</sup> day of November 2001.

First Reading:	November 5, 2001
Second Reading:	Waived
Published in Edina Sun Current:	November 21, 2001

Attest \_\_\_\_\_

City Clerk

Mayor

Member Housh seconded the motion.  
Rollcall: Housh, Hovland, Kelly, Masica, Maetzold  
Ordinance adopted.

**BID AWARDED FOR MUNICIPAL FACILITIES RECYCLING AND WASTE REMOVAL**

Member Hovland asked removal of the bid award for the Municipal Facilities Recycling and Waste Removal for further information. Ms. Wilmot, Coordinator, explained the Waste Management bid was comparable to the bid for 2001.

**Motion made by Member Hovland approving the award of bid for 2002 refuse and recycling collection for City of Edina facilities, to recommended low bidder, Waste Management at \$26,516.87.** Member Housh seconded the motion.

Ayes: Housh, Hovland, Kelly, Masica, Maetzold

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Motion carried.

**\*BID AWARDED FOR GOLF CARS FOR BRAEMAR GOLF COURSE Motion made by Member Housh and seconded by Member Masica for thirteen golf cars for Braemar Golf Course to recommended low bidder, E-Z-Go Textron, Inc., at \$31,135.00.**

Motion carried on rollcall vote - four ayes.

**AWARD OF BID FOR EXTERIOR STEEL SIDING FOR ARNESON ACRES PARK BUILDING APPROVED** Vince Cockriel, Park Superintendent, explained at the October 16, 2001, meeting, the award of bid for steel siding for the Arneson Acres Park building had been deferred to the November 5, 2001, Council meeting to acquire bids on other types of siding. One bid was received for cedar siding at approximately \$40,000.00.

Member Masica inquired whether the steel siding would be similar to the other buildings on the site. Mr. Cockriel answered it will be similar.

**Member Hovland made a motion approving the award of bid for exterior steel siding for the Arneson Acres Park building to recommended low bidder, Cities Home Improvement, at \$19,795.00 plus tax.** Member Housh seconded the motion.

Ayes: Housh, Hovland, Kelly, Masica, Maetzold

Motion carried.

**AQUATIC CENTER RENOVATION APPROVED** Director Keprios reviewed the proposed renovation of the Edina Aquatic Center:

- \$1.5 million master plan in referendum
- Existing waterslide condemned August 9, 2001
- Pool season ended August 26, 2001
- Opened bids October 30, 2001

Master Plan:

- Two new waterslides with independent plunge pool (one body slide, one raft slide)
- Cable ride in place of one, one-meter diving board (platform themed to look like a ship)
- Dry-land themed playground area (themed to look like a tree house)

Bid Results:

- Ranged from \$1,274,000 to \$1,375,000

Budget:

• Low-bidder, L.S. Black base bid	\$1,274,000
• A/E Fixed Fees	115,245
• Contingencies	40,000
• Miscellaneous Expenses	<u>5,000</u>
TOTAL	\$1,434,245

Budget:

- Total Cost
 \$1,434,245 |

- Bonds 1,000,000
- Current Cash Balance 450,000

Park Board Recommendation:

- On Tuesday, October 9, 2001, Park Board passed the following motion:  
“Motion to encourage the City Council to complete the entire pool project as proposed by the Park Board.”

Completion Dates:

- Final completion date for new slides and cable ride on Thursday, June 6, 2002
- Playground area completion dated, Wednesday, July 3, 2002
- Pool re-opens Saturday, June 8, 2002

Council concerns included: 1) why was the opening one week later than normal, 2) would the construction of playgrounds take longer as depicted by the proposed opening date, 3) was it proposed to expand the dry play area, 4) what were the estimated costs to operate the center, 5) would removal of the one, one meter board create a problem, and 6) had safety been taken into consideration.

Assistant Park Director MacHolda explained the pool would open one week later than normal because of lack of staff. The construction of the “Theme-Scape” playground would begin in May with a July completion date. Some of the amenities of the dry area will include a 17-foot tower, three slides, a crawl through log and a tree with monkey bars, etc. The estimated cost to operate the Aquatic Center should be minimal with no anticipated increase in staff. Tom Schaffer, Engineer with US Aquatics, estimated that the additional seasonal cost to heat and sanitize the center would be approximately \$4,500.00. Mr. MacHolda responded that the metro diving team would be fine with one diving board. He explained he has observed centers similar to the proposed Aquatic Center at Disney World in Florida and at Noah’s Ark in Wisconsin and he stated that safety has always been a priority.

**Member Kelly made a motion approving the award of bid for the Aquatic Center renovation with no deductions to recommended low bidder, L. S. Black Construction Company at \$1,274,000.00.**

Ayes: Housh, Hovland, Kelly, Masica, Maetzold  
Motion carried.

**D’AMICO & SONS APPEAL OF LIQUOR ADMINISTRATIVE PENALTY WAIVED**

Manager Hughes stated the Police Department on September 19, 2001, conducted compliance checks of Edina’s liquor license holders. During the check it was discovered D’Amico & Sons had no licensed manager on duty. D’Amico & Sons was previously cited for no manager on duty in October of 2000. Edina’s Administrative Penalty matrix second violation of the licensed manager requirement carries a \$500.00 administrative penalty plus a one-day license suspension

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Mr. Hughes suggested testimony taken from Kathy Bovard, Area Manager of D'Amico & Sons, during the discussion and subsequent vote to Amend Ordinance No. 2001-08, suffice as an appeal for D'Amico's penalty.

**Member Masica made a motion waiving the Administrative Penalty for D'Amico & Sons.**

Member Hovland seconded the motion.

Ayes: Housh, Hovland, Kelly, Masica, Maetzold

Motion carried.

**\*2002 COUNCIL MEETING DATES AND HOLIDAYS APPROVED Motion made by Member Housh and seconded by Member Masica setting Council Meeting Dates and Holidays for 2002.**

Motion carried on rollcall vote - four ayes.

**\*PUBLIC HEARING DATE OF DECEMBER 4, 2001, SET FOR 2002 LIQUOR FEES Motion made by Member Housh and seconded by Member Masica setting December 4, 2001, as a Public Hearing for 2002 Liquor Fees.**

Motion carried on rollcall vote - four ayes.

**REQUEST FOR RESOLUTION SUPPORTING LEGISLATION LIMITING PHOSPHATES IN RESIDENTIAL LAWN FERTILIZER CONTINUED TO NOVEMBER 20, 2001** Sanitarian Velde reviewed the request from the City of Shorewood seeking support

from local units of government to restrict availability of lawn fertilizer containing phosphorous. Legislation was introduced in the 2001 session but was not heard prior to the March 31, 2001, deadline. An effort to move this legislation through the next session will continue and support was being sought from cities, counties and watershed districts.

Soil tests have shown most lawns do not need extra phosphorous and most applied phosphorous runs into the street and ends up in streams, ponds, and wetlands contributing to algae blooms in these water bodies. The Legislation being proposed would prohibit the sale of fertilizer containing phosphorous except for newly established lawns and yards where soil samples show a need for extra phosphorous. Thirty-eight cities, counties and watershed districts have passed resolutions supporting the legislation.

The Council expressed the following concerns with the resolution: 1) golf courses should be exempted from the legislation, 2) was it true that 80% of lawns in the Metro region have high levels of phosphorous, 3) was it true that 50% of the phosphorous was storm water runoff in residential areas comes from lawns, 4) would the price of fertilizer change, 5) what were the merits of the proposal, and 6) how would this legislation be enforced.

Joe Churchill, Purchasing Agent, Warehouse Manager for Simplot Partners, explained the legislature was working with the golf association at present about the necessity of phosphorous in fertilizers for their putting greens. He would question the statistic in the "Points to Consider" from the City of Shorewood, of 50% of phosphorous in stormwater runoff from residential areas comes from lawns. Mr. Churchill commented that without phosphorous in residential fertilizers, the cost should come down, but may in fact go up due

to supply and demand forces in the marketplace. He noted the merits of the proposal would be of good stewardship of the environment. Enforcement of the legislation would be encouraged by making fertilizer with phosphorous difficult to find as well as education of the public.

Mr. Velde responded that he did not know if the legislature would consider exempting golf courses. He reported that so far 38 cities within the seven county area, have adopted resolutions supporting legislation restricting the sale of lawn fertilizer containing phosphorous.

Following a Council discussion, **Member Kelly made a motion asking staff to outline the issues of supporting legislation restricting the sale of lawn fertilizer containing phosphorous within a resolution and present it at the November 20, 2001, regular Council meeting.** Member Hovland seconded the motion.

Ayes: Housh, Hovland, Kelly, Masica, Maetzold  
Motion carried.

**APPOINTMENT MADE TO BOARDS, COMMISSIONS AND COMMITTEES** Mayor Maetzold indicated he has received an application from a youth willing to serve on the Recycling and Solid Waste Commission. Tim Marrinan, Jr., was a freshman at St. Thomas Academy and has had an interest in recycling since early in his scouting career. The term would run concurrently with the school year.

**Mayor Maetzold made a motion appointing Tim Marrinan, Jr., as a youth member on the Recycling and Solid Waste Commission for a term of one year.** Member Housh seconded the motion.

Ayes: Housh, Hovland, Kelly, Maetzold.  
Member Masica had temporarily left the Council Chambers  
Motion carried.

**HENNEPIN SOUTH SERVICES COLLABORATIVE PLAN UPDATE GIVEN** Manager Hughes said during the Council's budget hearing, the Human Relations Commission presented a recommendation concerning funding for the continued operation of Edina's local resource center. This center (as well as similar centers operated in Richfield, Eden Prairie and Bloomington) will be closed and folded into a new "regional" resource center. The local resource centers have been, and the new regional center will continue to be an element of the family services collaborative initiated by the Hennepin South Services Collaborative (HSSC). The Council had directed that further discussion concerning the collaborative and the local resource center take place as part of a future Council meeting at the time of the budget hearing.

Mr. Hughes explained the City has been party to a joint powers agreement with respect to human services for many years with Bloomington, Eden Prairie and Richfield. Hennepin County has been an integral part of this organization. Although this organization has evolved several times since its inception as the South Hennepin Human Services Council

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(SHHSC) in 1971, the basic function of the joint powers organization has remained constant: to conduct human services planning and research and coordinate human service programs among the four cities.

Mr. Hughes noted that in 2001, the board of directors approved a plan to reorganize HSSC staff and to consolidate the four local resource centers into one "regional" center. This consolidation was opposed by Edina's local Community Council, which believes that effective response to Edina Residents' needs would be compromised by a consolidated center. The new "regional" center was scheduled to open on January 1, 2002, although that start-up date may be delayed. Mr. Hughes explained the City contributed \$30,236 toward the Edina resource center and \$21,218 toward research and planning in 2001.

Mr. Hughes indicated the present issue was whether or not the City should continue funding and operating the Edina resource center notwithstanding HSSC's decision to consolidate all resource centers. A corollary issue was whether or not Edina should withdraw entirely from HSSC. Mr. Hughes said in his view there were three options:

1. *Participate in the consolidation of the resource centers, close the Edina resource center and designate \$31,360 as "human service contingency" in the 2002 budget.*

### Issues:

- A. Implements the HSSC plan
  - B. Provides funding mechanism for local center to continue operation if regional center start-up was delayed
  - C. Reserves resources in City's budget for human service initiatives
  - D. May be appropriate to monitor consolidated center and reorganized HSSC to assure Edina's needs were met.
2. *Continue to fund and operate the Edina Resource Center in 2002.*

### Issues:

- A. The City's \$31,000 contribution was not full-funding of center
  - B. School District and other cash contributions totaled approximately \$59,000
  - C. In-kind contributions estimated at \$61,000
  - D. Unclear if School District or in-kind contributions will continue in 2002 (focus may be toward regional center)
  - E. Confusion may happen with Edina resource center and regional resource center in Edina Community Center
  - F. City donates some in-kind staffing at resource center. Should this continue?
3. *Withdraw from HSSC and establish new Edina based collaborative with a local resource center.*

### Issues:

- A. Joint Powers Agreement requires notice by August 1 to withdraw from organization (earliest would be 2003)
- B. City could operate own resource center in 2002
- C. A new collaborative requires School District participation

- D. Unclear whether School District was interested in replacing HSSC with a new local collaborative.
- E. City would need to take on research/planning function at present performed by HSSC

Correspondence was received from Sharon Ming, Chairperson, Edina Human Relations Commission, dated October 17, 2001, and from Council Member Linda Masica.

Council comments/concerns with the proposal included: 1) would services change if the Edina resource center was closed, 2) was there a chance the regional center would move from Edina, 3) would the HSSC be able to afford market rates for rent, 4) what percentage of services serve Edina, 5) belief that it was critical the School District were with us, 6) the School District funding cycle was different from the City's - School District could opt out in February and be out in June; the City could opt out in August with a December dissolution, 7) it will take 3-4 months to study operating a single-city collaborative with the School District, 8) would \$31,000 be adequate to run a single-city center, 9) belief that if local center were closed, re-opening another would take a long time, 10) belief that people needing help will go to the same provider, 11) suggestion was made to find funds to keep the center running and pass a resolution asking for school district support; and 12) suggestion made to meet with the School District before the end of the year to discuss local level issues.

Mr. Hughes explained the operation revolves on a budget and if rolling four centers into one were accomplished, the regional center would be at the Edina Community Center. He reiterated that 90-95% of referrals come in via the phone. Mr. Hughes reminded the Council this issue has nothing to do with the school referendum and that Hennepin County and Bloomington Public Health as well as the School District have a part in this decision. The City and the School District were committed for the next funding cycle and our rollout would occur in August 2002. Funding sources would be \$31,000 from the City of Edina, \$59,000 from the School District and \$61,000 in-kind funding with volunteer staff. He stated it was difficult to find volunteers and he has heard the same thing from other service organizations, i.e. VEAP.

Valerie Burke, Edina, FamiLink Coordinator, responded that Edina has a high percentage of usage at the center. She estimated a study would take six months to come to a conclusion to the problem.

Sharon Ming, Chair of Edina Human Relations Commission and Member of the Edina Community Council, said the School District fiscal year ends June 30, 2002. She reminded the Council that \$47,000 in funding comes from the Local Collaborative Time Study (LCTS) through the School District and they were committed through January 2002. The City's portion of the \$31,000 would cover the second six months of the year. Ms. Ming stated she believes the dollars should be committed to the center. She added that citizen volunteers would work hard to find funding to keep the Edina center open and they would still work with the other cities. Ms. Ming stated she does not think the regional center will be opened and that research and planning was very time consuming.

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Following a discussion, Member Kelly made a motion to notify HSSC of the City's intent to withdraw from the collaborative, subject to similar action by Edina Public Schools and that current funding be used to keep FamiLink Edina open for 2002. Member Masica seconded the motion.

Ayes: Housh, Kelly, Masica

Nays: Hovland, Maetzold

Motion carried.

**\*CLAIMS PAID** Member Housh made a motion and Member Masica seconded the motion approving payment of the following claims as shown in detail on the Check Register dated October 18, 2001, and consisting of 30 pages: General Fund \$193,641.71; Communications Fund \$406.21; Working Capital Fund \$17,239.85; Construction Fund \$29,278.24; Art Center Fund \$6,104.12; Golf Dome Fund \$851.96; Aquatic Center Fund \$1,600.77; Golf Course Fund \$19,955.53; Ice Arena Fund \$20,188.01; Edinborough/Centennial Lakes Fund \$16,986.29; Liquor Fund \$129,994.58; Utility Fund \$343,089.96; Storm Sewer Fund \$651.63; Recycling Fund \$2.02; HRA Fund \$75,000.00; Payroll Fund \$385,000.00; TOTAL \$1,239,990.88; and the following claims as shown in detail on the Check Register dated October 25, 2001, and consisting of 30 pages: General Fund \$248,802.10; Communications Fund \$9,694.44; Working Capital Fund \$21,152.56; Art Center Fund \$16,055.83; Golf Dome Fund \$101.41; Aquatic Center Fund \$136.75; Golf Course Fund \$6,442.13; Ice Arena Fund \$10,231.00; Edinborough/Centennial Lakes Fund \$2,063.02; Liquor Fund \$128,302.06; Utility Fund \$17,711.93; Storm Sewer Fund \$2,135.00; TOTAL \$462,828.23; and the following claims as shown in detail on the Check Register dated November 1, 2001, and consisting of 31 pages: General Fund \$113,391.06; Communications Fund \$234.31; Working Capital Fund \$11,393.60; Construction Fund \$19,366.56; Art Center Fund \$5,688.20; Golf Dome Fund \$50.63; Aquatic Center Fund \$39,129.91; Golf Course Fund \$17,597.05; Ice Arena Fund \$200.00; Edinborough/Centennial Lakes Fund \$18,441.91; Liquor Fund \$133,244.95; Utility Fund \$12,634.09; Storm Sewer Fund \$1,669.99; Payroll Fund \$410,000.00; TOTAL \$783,042.26.

Motion carried on rollcall vote - four ayes.

There being no further business on the Council Agenda, Mayor Maetzold declared the meeting adjourned at 9:40 P.M.

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City Clerk