

**MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
HELD AT CITY HALL
JANUARY 3, 2002
7:00 P.M.**

ROLLCALL Answering rollcall were Members Housh, Hovland, Masica and Mayor Maetzold. Member Kelly entered the meeting at 7:10 P.M.

CONSENT AGENDA ITEMS APPROVED Motion made by Member Hovland and seconded by Member Housh approving the Council Consent Agenda as presented with the exception of Agenda Item III.A. Vernon Avenue Liquor Store Improvements.

Rollcall:

Ayes: Housh, Hovland, Masica, Maetzold

Motion carried.

***MINUTES OF THE REGULAR MEETING OF DECEMBER 18, 2001, APPROVED** Motion made by Member Hovland and seconded by Member Housh approving the Minutes of the Regular Meeting of the Edina City Council for December 18, 2001.

Motion carried on rollcall vote – four ayes.

***HEARING DATE SET OF JANUARY 15, 2002, FOR PRELIMINARY PLAT FOR BLAKE HEIGHTS** Motion made by Member Hovland and seconded by Member Housh setting January 15, 2002, as the hearing date for the Preliminary Plat for Blake Heights.

Motion carried on rollcall vote – four ayes.

AWARD OF BID FOR VERNON AVENUE LIQUOR STORE IMPROVEMENTS APPROVED

Member Hovland asked the award of bid for improvements at the Vernon Avenue Liquor Store be removed from the consent agenda for further information. He asked that the process of the remodel be explained.

Assistant Manager Anderson explained that nine bid packages have been received and one quotation and are all recommended for approval. He explained seven of the nine packages came in under budget. The total amount of the recommended bids was \$624,049.00.

Steve Chuba, Project Manager, Greystone Construction, explained the bids seemed to reflect the competitive market today.

Member Hovland questioned bid package No. 3 because of the variance between the estimated amount and the bid. Mr. Chuba said attempting to acquire bids on this type of package was a challenge in itself attracting bids from small to mid-size contractors. He added that the six-week, tight time schedule was of concern to contractors who were willing to bid. Mr. Chuba noted Greystone has worked with Kellington Construction before and recommends them.

Mr. Anderson said some reconstruction work will begin on January 7, 2002. The liquor operation would be shut down for six weeks in early February.

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Member Housh made a motion for award of bid for the Vernon Avenue Liquor Store Improvements to recommended low bidder, Greystone Construction Company at \$624,049.00. Member Hovland seconded the motion.

Ayes: Housh, Hovland, Kelly, Masica, Maetzold

Motion carried.

*BID AWARDED FOR WALL MOUNTED "MURPHY" STYLE BEDS AND LOCKERS FOR FIRE STATION #1 Motion made by Member Hovland and seconded by Member Housh approving the award of bid for wall mounted "murphy" style beds (8) and lockers for fire station #1 to sole bidder, Sico America Incorporated, at \$24,816.53.

Motion carried on rollcall vote - four ayes.

*BID AWARDED FOR CRUSHING BLACKTOP/CONCRETE Motion made by Member Hovland and seconded by Member Housh for award of bid for crushing blacktop/concrete to recommended low bidder, Intex Corporation at \$2.25/ton or estimated to be approximately \$30,000.00.

Motion carried on rollcall vote - four ayes.

*RESOLUTION NO. 2002-03, ADOPTED DESIGNATING DIRECTOR AND ALTERNATE DIRECTOR TO SUBURBAN RATE AUTHORITY AND RESOLUTION NO. 2002-04 DESIGNATING DIRECTOR AND ALTERNATE DIRECTOR TO LOGIS Motion made by Member Hovland and seconded by Member Housh approving the following resolution:

RESOLUTION NO. 2002-03
DESIGNATING DIRECTOR
AND ALTERNATE DIRECTOR TO
SUBURBAN RATE AUTHORITY

BE IT RESOLVED by the City Council of the City of Edina, Minnesota, as follows: John C. Wallin is hereby designated to serve as a Director of the Suburban Rate Authority, and Margaret (Peggy) Gibbs is hereby designated to serve as Alternate Director of the Suburban Rate Authority for the year 2002 and until their successors are appointed.

Motion carried on rollcall vote - four ayes.

Motion made by Member Hovland and seconded by Member Housh approving the following resolution:

RESOLUTION NO. 2002-04
DESIGNATING DIRECTOR
AND ALTERNATE DIRECTOR
TO LOGIS

BE IT RESOLVED by the City Council of the City of Edina Minnesota, as follows: John C. Wallin is hereby designated as a Director of LOGIS and Eric R. Anderson is hereby designated as Alternate Director of LOGIS for the year 2002, and until their successors are appointed.

Motion carried on rollcall vote - four ayes.

*RESOLUTION NO. 2002-01 ADOPTED DESIGNATING THE EDINA SUN-CURRENT AS OFFICIAL NEWSPAPER Motion made by Member Hovland and seconded by Member Housh approving the following resolution:

RESOLUTION NO. 2002-01
RESOLUTION DESIGNATING
THE EDINA SUN-CURRENT AS

OFFICIAL NEWSPAPER

BE IT RESOLVED by the City Council of the City of Edina, Minnesota, that the Edina Sun-Current be and is hereby designated as the Official Newspaper for the City of Edina for the year 2002.

Motion carried on rollcall vote - four ayes.

*RESOLUTION NO. 2002-02 ADOPTED AUTHORIZING SIGNATORIES Motion made by Member Hovland and seconded by Member Housh approving the following resolution:

RESOLUTION NO. 2002-02
SIGNATORY RESOLUTION

BE IT RESOLVED that persons holding office as Mayor, Manager and Treasurer of the City of Edina, be, and they hereby are authorized to act for this municipality in the transaction of any banking business with Crown Bank, Excel Bank, Fidelity Bank, Firststar Bank, Marshall & Ilsley Bank (formerly known as National City Bank/Southdale Office), Richfield Bank and Trust Co., U.S. Bank, Wells Fargo Bank, and Western Bank, (hereinafter referred to as the "Bank") from time to time and until written notice to any Bank to the contrary, to sign checks against said accounts, which checks will be signed by the Mayor, Manager and City Treasurer. Each Bank is hereby authorized and directed to honor and pay any checks against such account if signed as above described, whether or not said check is payable to the order of, or deposited to the credit of, any officer or officers of the City, including the signers of the check.

Motion carried on rollcall vote - four ayes.

*RESOLUTION NO. 2002-05 AUTHORIZING USE OF FACSIMILE SIGNATURES BY PUBLIC OFFICIALS Motion made by Member Hovland and seconded by Member Housh approving the following resolution:

RESOLUTION NO. 2002-05
AUTHORIZING USE OF
FACSIMILE SIGNATURES BY PUBLIC OFFICIALS

RESOLVED that the use of facsimile signatures by the following named persons:

DENNIS F. MAETZOLD	- Mayor
GORDON L. HUGHES	- City Manager
JOHN WALLIN	- Treasurer

on checks, drafts, warrants, warrant-checks, vouchers or other orders of public funds deposited in Crown Bank, Excel Bank, Fidelity Bank, Firststar Bank, Marshall & Ilsley Bank (formerly known as National City Bank/Southdale Office), Richfield Bank and Trust Co., U.S. Bank, Wells Fargo Bank and Western Bank, be and hereby are approved, and that each of said persons may authorize said depository banks to honor any such instrument bearing his facsimile signature in such form as he may designate and to charge the same to the account in said depository bank upon which drawn as fully as though it bore his manually written signature and that instruments so honored shall be wholly operative and binding in favor of said depository bank although such facsimile signature shall have been affixed without his authority.

Motion carried on rollcall vote - four ayes.

*RESOLUTION NO. 2002-06 DESIGNATING DEPOSITORIES Motion made by Member Hovland and seconded by Member Housh approving the following resolution:

RESOLUTION NO. 2002-06
DESIGNATING DEPOSITORIES

BE IT RESOLVED that the Crown Bank, Excel Bank, Fidelity Bank, Firststar Bank, Richfield Bank and Trust Co., U.S. Bank, Wells Fargo Bank and Western Bank, are authorized

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to do banking business in Minnesota, be and are hereby designated as Official Depositories for the Public Funds of the City of Edina, County of Hennepin, Minnesota, until January 1, 2003.

Motion carried on rollcall vote - four ayes.

RESOLUTION NO. 2002-07 DESIGNATING DEPOSITORY - M & I (MARSHALL & ILSLEY BANK) Mayor Maetzold explained he would be abstain from any discussion or final approval of the resolution as he was an officer of M & I (Marshall & Ilsley Bank). Mayor Pro-tem Kelly conducted the business associated with this agenda item.

Motion made by Member Hovland approving the following resolution:

**RESOLUTION NO. 2002-07
DESIGNATING DEPOSITORY**

M & I (MARSHALL & ILSLEY BANK)

BE IT RESOLVED that the M & I (Marshall & Ilsley Bank) Edina, MN, authorized to do banking business in Minnesota, be and hereby is designated as an Official Depository for the Public Funds of the City of Edina, County of Hennepin, Minnesota, until January 1, 2003.

Member Masica seconded the motion.

Ayes: Housh, Hovland, Masica, Kelly

Abstaining: Maetzold

Motion carried.

***RESOLUTION NO. 2002-08 APPROVED - A RESOLUTION AUTHORIZING EXECUTION AND DELIVERY OF CONDITIONAL USE AGREEMENT WITH HENNEPIN COUNTY**

Motion made by Member Hovland and seconded by Member Housh approving the following resolution:

**RESOLUTION NO. 2002-08
A RESOLUTION AUTHORIZING EXECUTION
AND DELIVERY OF CONDITIONAL USE AGREEMENT
WITH HENNEPIN COUNTY**

BE IT RESOLVED by the City Council of the City of Edina, Minnesota (the "City") as follows:

Section 1. Recitals. Hennepin County (the "County") has developed an Electronic Proprietary Data Base (EPDB) (the "Data Base"), which the City desires to utilize. There has been prepared and presented to the City a Conditional Use License Agreement (the "Agreement") between the City and County, pursuant to which the County grants the City a limited license to use the Data Base as provided in the Agreement and the City agrees to pay a fee for the use of the Data Base. The renewal of the 2000 EPDB Conditional Use License Agreement is extended to December 31, 2002.

Section 2. Approvals. The form of the Agreement is hereby approved, and the Mayor and City Manager are authorized to enter into the Agreement on behalf of the City in substantially the form presented to the City with such changes or modifications thereto as do not change the substance of the Agreement and are approved by the Mayor and City Manager, such approval to be conclusively presumed by the execution and delivery of the Agreement by the Mayor and City Manager.

Adopted this 2nd day of January, 2002.

Motion carried on rollcall vote - four ayes.

'TOP COPS' VIDEO VIEWED Chief Siitari introduced the 'TOP COPS' video that had been shown on the Americas Most Wanted television show in December. The video was shot during

the Washington DC presentation of awards to the Edina Police Officers involved in the bank robbery of the Firststar Bank in Edina on November 16, 2000.

***CLAIMS PAID** Member Hovland made a motion and Member Housh seconded the motion approving payment of the following claims as shown in detail on the Check Register dated December 20, 2001, and consisting of 47 pages: General Fund \$182,397.94; CDBG Fund \$1,057.37; Communications Fund \$5,027.85; Working Capital Fund \$31,220.98; Construction Fund \$72,761.17; Art Center Fund \$13,097.70; Golf Dome Fund \$4,048.69; Aquatic Center Fund \$438.59; Golf Course Fund \$114,387.17; Ice Arena Fund: \$14,635.79 Edinborough/Centennial Lakes Fund \$25,689.48; Liquor Fund \$209,797.98; Utility Fund \$136,570.53; Storm Sewer Fund \$4,079.11; Payroll Fund \$430,000.00; TOTAL \$1,245,210.35; and for approval of payment of claims dated December 27, 2001, and consisting of 27 pages: General Fund \$251,081.39; CDBG Fund \$7,700.00; Communications Fund \$2,033.40; IBR#2 Fund \$19,221.26; Working Capital Fund \$37,055.52; Construction Fund \$395,950.04; Art Center Fund \$15,989.90; Golf Dome Fund \$655.46; Golf Course Fund \$3,386.61; Ice Arena Fund \$3,213.56; Edinborough/Centennial Lakes \$4,127.84; Liquor Fund \$144,231.25; Utility Fund \$256,945.76; Storm Sewer Fund \$1,011.60; TOTAL: \$1,142,603.59.

Motion carried on rollcall vote - four ayes.

There being no further business on the Council Agenda, Mayor Maetzold declared the meeting adjourned at 7:30 P.M.

City Clerk