

CITY OF BLOOMINGTON  
2215 WEST OLD SHAKOPEE ROAD  
HENNEPIN COUNTY, MINNESOTA 55431

CITY COUNCIL MEETING

Approved Minutes  
Regular Meeting  
Meeting #21

7:00 p.m.  
August 5, 2002  
Council Chamber

Call to Order and  
Presentation of Colors

Mayor Gene Winstead called the meeting to order and Girl Scout Troop #118 presented the colors and led the Council and audience in the pledge of allegiance to the flag. At the Mayor's request, the girls introduced themselves stating that they attend Nativity of Mary School.

Roll Call

Present: Mayor Winstead, Councilmembers D. Abrams, S. Elkins, M. Fossum, H. Harden, S. Peterson, and V. Wilcox.

Explorer Post 624  
Recognized for Award

Sgt. Chuck Gollop presented the Mayor with the 5<sup>th</sup> place plaque that Explorer Post 624 received for Arrest and Search Techniques while attending the National Law Enforcement Explorers Conference that was held in Flagstaff, AZ from July 8-13, 2002. Over 250 explorer agencies participated in this national competition. He introduced the explorers present: Katie Winkler, Niroshan Sgnanayaka, and Drew Rodiles.

National Night Out  
Proclamation Presented

Police Department representatives Niki Pierson and Sgt. Todd Lewis accepted a proclamation from the Mayor declaring August 6, 2002, as National Night Out. Pierson reported that 294 groups would be participating in this event consisting of 14 apartments, 54 new non-neighborhood watch organizations, and 226 neighborhood watch groups out of an organized 310. Sgt. Lewis recognized Pierson for organizing this event and passed out t-shirts to the Council to wear during National Night Out.

Announced Visual Arts  
Proclamation to be Read  
on August 19

Mayor Winstead announced that the reading of the Visual Arts Week proclamation would take place at the August 19<sup>th</sup> meeting.

Approved Grant Project  
Agreement and Full-time  
Position for Public  
Health Preparedness and  
Response to Bioterrorism  
Item 7.3

Motion was made by Wilcox, seconded by Peterson, and all voting aye, to approve the Grant Project Agreement with the Minnesota Department of Health for Public Health Preparedness and Response to Bioterrorism and existence of a full-time Public Health Emergency Preparedness Coordinator position as long as the funding lasts.

The purpose of the grant is to enhance the capacity of the City, acting through its Public Health Division, to respond to bioterrorism, infectious diseases, and other threats to public health. The City will receive a total of \$85,172 over the term of the agreement, June 6, 2002 through August 31, 2003, to provide coordination, assessment, planning and exercise, response, surveillance, Health Alert Network, communications, and training services.

The approval requires adjustments to the 2002 Public Health Budget as presented in the agenda materials.

Karen Zeleznak, Health Administrator provided the Council with an overview of the grant agreement with the Minnesota Department of Health for Public Health Preparedness and Response to Bioterrorism, provided an update on the Department's latest activities, sought Council's approval of the grant agreement, and requested Council's approval to hire a full-time Public Health Emergency Preparedness Coordinator. She explained that the events of September 11, 2001, made the public aware of the importance of an immediate and strong response from the public health community in the event of a bioterrorism attack, major disease outbreaks, or other public health emergencies. As a result, Congress appropriated money to the Centers for Disease Control to distribute to all of the state public health departments across the country for distribution to local public health departments including Bloomington, Edina, Richfield, and Minneapolis.

Item 7.3 continued	<p>Peterson inquired if there was a plan in place to utilize the public who might be members of the health community to aid in a mass immunization process if it was ever needed.</p> <p>Bernhardson responded that it might be better left up to the emergency medical system and the public health system to organize and maintain a database of individuals who could be utilized in such an event.</p> <p>To respond to Harden's inquiry as to what would Bloomington do if there was an outbreak of small pox in the city tomorrow, Zeleznak explained that the State has a skeleton plan and that Bloomington Public Health would do some mass clinics initially. She added that she would get back to Harden and the Council regarding how long before Bloomington's first responders would receive vaccinations.</p>
Opened Public Comment Period	<p>The Mayor declared the public comment period open for those wishing to address the Council on matters other than items included on the agenda. No one came forward to speak so the Council returned to its regular agenda.</p>
Approved Full-time Grant-funded Position for Public Health Division Item 6.1	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve a request for a full-time grant funded position and corresponding adjustments to the 2002 Public Health Budget as presented in the agenda materials.</p> <p>The funding for this position comes from several grant sources: ENABL (Education Now and Babies Later), YRB (Youth Risk Behavior), and Youth Tobacco Use Prevention. Anticipated funding should cover the position for 2003 and 2004.</p>
Approved Agreement with Independent School District 280 Item 6.2	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve an Agreement with Independent School District 280 for provision of school health services to the nonpublic schools in Richfield.</p> <p>The service level is set to match the school's reimbursement level. The State Legislature set compensation at \$49.32 per student. Based on 2001-2002 enrollment, compensation will be approximately \$27,619 for the 2002-2003 enrollment.</p> <p>No budget adjustment is necessary, as these dollars have been incorporated into the 2002 Budget.</p>
Approved Adjustments to the 2002 Touch Football Budget Item 6.3	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve the following adjustments to the 2002 Touch Football Budget to accommodate additional teams displaced by the closing of the West St. Paul leagues:</p> <p>Increase 101-6309-451.63-24 by \$3,850 for additional officiating costs.  Increase 101-6309-451.67-95 by \$560 for state registration fees and tournament berths.  Increase 101-6308-347.47-41 by \$4,410 for registration fee revenues.</p>
Approved Grant Agreement with State of Minnesota Department of Public Safety Item 6.4	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve a grant Agreement with the State of Minnesota Department of Public Safety Division of Emergency Management and approve the purchase of six (6) Self Contained Breathing Apparatus (SCBA) units from 101-4215-421.70-46 with funds as allocated in the agenda materials. The grant will allow the Police Department's Bomb Squad to acquire equipment related to domestic terrorism and Weapons of Mass Destruction (WMD). The grant is for \$42,377.28 and there is no local match required.</p>
Approved Bloomington Amateur Hockey Association Concession Agreement at Ice Garden Item 6.5	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve the Bloomington Amateur Hockey Association Concession Agreement for the operation of food concessions at the Bloomington Ice Garden. The agreement is for five years and charges the BAHA a flat franchise amount of \$20,400, \$20,860, \$21,380, \$21,968, and \$22,628 per year for each year, respectively. The other terms of the agreement remain essentially as they have in the past.</p>

<p>Resolution Approving an Administrative Variance at 8218 Bryant Avenue Case 10594A-02 Item 6.6 R-2002-98</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to adopt a resolution approving an administrative variance to reduce the side yard setback from five feet to four feet for a new two-stall garage and driveway extension at 8218 Bryant Avenue South, Case 10594A-02, for Vierkant Disposal (Gary and Roxy Vierkant), subject to the following 4 conditions as set forth by the Hearing Examiner:</p> <ol style="list-style-type: none"> <li>1. The variance shall only apply to the garage and location as shown on plans in Case 10594AB-02;</li> <li>2. The existing garage shall be removed before any building permits are issued;</li> <li>3. The garage height shall not exceed the height of the dwelling; and</li> <li>4. Exterior building materials shall be consistent with those used on the existing dwelling.</li> </ol>
<p>Approved Public Notification of the 2004-2007 Community Health Services Planning Process Item 6.7</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve the request to publish a public notice in the Bloomington Sun Current regarding the initiation of the 2004-2007 Community Health Services assessment and planning process.</p> <p>Because Bloomington is one of four cities in Minnesota that is recognized as a local Community Health Board by the Minnesota Department of Health, it receives state public health subsidy funding and is eligible to apply for certain grant funds. The Bloomington City Council is recognized as the Community Health Board and must develop, every four years, a 4-year community health plan. The final plan will be discussed at a public meeting in August 2003.</p>
<p>Set Schedule for the 2002 Assessment Roll No. 6 Item 6.9</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to set the schedule for the 2002 Assessment Roll No. 6 for special assessments for street improvements made under the 2001-101, 2001-102, and 2001-103 Street Improvement Projects. These special assessments are part of the City of Bloomington Pavement Management Program.</p>
<p>Approved a Contract with Bloomington School District #271 Item 6.10</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve a contract with Bloomington School District #271 for Disability Awareness Services to promote the understanding and acceptance of individuals with disabilities, for a term expiring on June 30, 2004. Maximum fees for the 2002-03 school year and the 2003-04 school year are \$8,035 each year.</p>
<p>Approved Judges for State Primary and General Elections Item 6.11A</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve the list of judges for the State Primary Election to be held September 10, 2002 and the State General Election to be held November 5, 2002, as presented in the agenda materials.</p>
<p>Approved Pay Increase for Election Judges Item 6.11B</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve the following hourly rates of pay for election judges: Supervisors (increased from \$8.75 to \$9.00 per hour) and Judges (increased from \$8.00 to \$8.25 per hour).</p>
<p>Approved Hearing for Delinquent Tree Removal and Weed Control Assessments Item 6.14</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve an assessment hearing for delinquent tree removal charges according to the schedule as presented in the agenda materials.</p>
<p>Approved Transmittal of Letter to Met Council on Regional Taxi Regulations Item 6.15</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve transmittal of a letter supporting regional taxi regulations under the direction of the Metropolitan Council per the request of the Metro Taxi Group.</p>

<p>Approved Plans, Specs and Schedule to Re-bid the Auditorium Seating at New Arts Center Item 6.17</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve the plans, specifications, and schedule to re-bid the auditorium seating contract category for the Arts Center theatre construction.</p> <p>Funding for this project is budgeted in the Facilities Replacement and Maintenance Fund, Activity 6902.</p>
<p>Approved Specs and Set Bidding Schedule for a New Radio Communications Tower at New City Hall Item 6.18</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to approve the specifications and set the bidding schedule for the construction of a new radio communications tower in conjunction with the construction of the new Bloomington City Hall/Police/Arts Center Facility. The project includes the construction of a 160-foot freestanding tower and 16' x 20" radio building, antenna systems, site fencing, and power generator. It also includes the transfer of existing equipment to the new tower and demolition of the existing tower.</p> <p>Funding for this project is available in the 2002 Police Department Budget, Activity 619-0620-499.70-46.</p>
<p>Authorized Payment of Moving Expenses at 7941-47 Lyndale Avenue South Item 6.20</p>	<p>Motion was made by Abrams, seconded by Harden, and all voting aye, to authorize payment of moving expenses in the amount of \$2,350.27 to Mrs. Dahlen for her property located at 7941-47 Lyndale Avenue to be purchased in the near future by the City in conjunction with the upcoming Lyndale Avenue Improvement Project. The moving expenses are a required reimbursable expenditure under the relocation regulations.</p> <p>Funding will come from Fund 830-9156-431.67-95.</p>
<p>Postponed to August 19 the Awarding of a Contract for 2002-201 Intersection Improvement Project Item 6.8</p>	<p>Motion was made by Abrams, seconded by Elkins, and all voting aye, to postpone to the August 19, 2002, Regular Council meeting, the awarding of a contract for the 2002-201 Intersection Improvement Project (Old Cedar Avenue and East Old Shakopee Road).</p>
<p>Postponed to August 19 Ratification of the City's 2002-2003 Fire Pension Contribution Item 6.12</p>	<p>Motion was made by Peterson, seconded by Abrams, and all voting aye, to postpone to the August 19, 2002, Regular Council meeting, ratification of the City's 2002-2003 Fire Pension Contribution.</p>
<p>Accepted and Thanked Donors for Donations to Various City Activities Item 6.13</p>	<p>Motion was made by Abrams, seconded by Elkins, and all voting aye, to accept and thank the following donors for their donations to the Human Services Job Success Fair: Facility space valued at \$2,500 from Bloomington Ramada Inn Hotel, display ads valued at \$1,100 from Twin Cities Employment Weekly, cookies valued at \$200 from Byerly's, \$500 from Seagate Technology, coffee valued at \$120 from Berry Coffee Company, and printing for event flyers valued at \$1,000 from KATUN. The following donations were also accepted and donors thanked: \$300 from Lutheran Brotherhood East Bloomington 8210 for trees in the Moir Picnic Area, Bisque ceramics valued at \$800 from Sue Lovstad to Human Services, \$150 from Sunrise Assisted Living to the Human Services Patchwork Program, and fabric for quilting valued at \$500 from JoAnne Pruszinske to Human Services.</p>
<p>Items 6.16 and 6.19 to be Heard After the Timed Items</p>	<p>&lt;Mayor announced that Items 6.16 and 6.19 would be heard after the timed items.&gt;</p>
<p>Resolution Approving a Currency Exchange License for Cash It II, Inc. Item 4.1 R-2002-93</p>	<p>Motion was made by Wilcox, seconded by Fossum, and all voting aye, to adopt a resolution approving an application for a currency exchange license for Kimberley Potts dba Cash It II, Inc. at 1722 East Old Shakopee Road.</p>

Continued to September  
9 the Off-sale Liquor  
License Violation  
Hearing for the  
Liquor Locker  
Item 4.2

Motion was made by Wilcox, seconded by Fossum, and all voting aye, to continue to the September 9, 2002, Regular Council meeting, the off-sale liquor license violation hearing for the Liquor Locker at 2525 West 79<sup>th</sup> Street.

Associate City Attorney Jennifer Tichey provided background on the ten liquor license violations involving nine liquor establishments. She described the following two violations that occurred on May 10, 2002, that were not part of the liquor license compliance check operation, but rather as a result of Bloomington Police Officers conducting a detail to enforce underage liquor license compliance.

Tichey described the stipulated facts in this case stating that a female under the age of 21 was sold alcohol and that the purchaser proceeded to identify the salesperson that made the sale.

Speaker #1: Paul Rambo, Liquor Locker

Stated that he had a signed and notarized affidavit from the minor stating that although she was not carded on May 10, she had previously used a fake Minnesota Driver's License that indicated she was over the age of 21 at the Liquor Locker. He stated that he had additional affidavits from three regular employees who stated the store policy is to card customers except someone they considered to be a regular customer who had previously provided proper identification. Referencing the Bloomington City Code, Section 13.15 (B) (2), Rambo stated that the preponderance standard is met in this case, as the minor had previously shown a Minnesota State Driver's License for past purchases at the store and that it was relied upon by store employees. He stated that the store has had an exemplary record for 28 years with regard to liquor license compliance checks.

City Attorney Dave Ornstein stated that in his opinion, a good faith effort was not made in this case as no I.D. was requested of the purchaser and that the City has no proof that the purchaser had ever previously presented a false I.D.

Fossum inquired as to how the underage person was identified.

Tichey replied that the police report did not indicate if the female patron was identified by a Minnesota State Driver's License or verbally with Police calling into Dispatch to have the driver's license run.

Wilcox asked to see a copy of the signed affidavit from the purchaser and Mr. Rambo was requested by the Mayor to provide copies to the City Attorney's Office.

Rambo stated that if the Council needed more evidence to meet the preponderance standard, past security video tapes of sales at the liquor store could be made available that might show the purchaser showing an I.D. to the sales clerk during past purchases.

Winstead stated that he is relying on the stipulated facts in this case that state no I.D. was even requested of the purchaser.

Wilcox stated that because the purchaser stated in a sworn affidavit that she had shown a Minnesota Driver's License indicating she was over the age of 21 during previous visits to the store and that the assumption was made by the store employee that she was over 21, further investigation is warranted into checking on her I.D.

Tichey stated that there is a videotape of this particular sale and that it's in police property and that it may answer the question of whether or not an I.D., legal or otherwise, was presented at the time of the sale on May 10, 2002.

Ornstein stated that he would be willing to table the matter to see if the purchaser could produce the I.D. that she claims to have used in the past to determine if it is something a reasonable person could rely on.

Winstead stated that he is troubled by the fact that this person is underage and is within that window of age that probably should be carded every time whether or not they have a history of purchasing in that establishment.

Item 4.2 continued	<p>Rambo stated that he was agreeable to the idea of holding this over for a month for the purpose of getting the purchaser to produce the I.D. she has been using to make purchases at the Liquor Locker.</p>
<p>Wakefield Liquors Off-sale Liquor License Violations Item 4.2</p>	<p>Motion was made by Fossum, seconded by Wilcox, and all voting aye, to deem the off-sale liquor license violations that occurred at Wakefield Liquors, 5206 West 84<sup>th</sup> Street on May 10 and May 29, 2002, as non-willful.</p> <p>Motion was made by Fossum, seconded by Wilcox, and all voting aye, to impose a \$750 civil penalty for the liquor license violation that occurred at Wakefield Liquors on May 10, 2002.</p> <p>Motion was made by Fossum, seconded by Wilcox, and all voting aye, to impose a \$1,250 civil penalty for the liquor license violation that occurred at Wakefield Liquors on May 29, 2002.</p> <p>Tichey explained that there are two violations; the first one on May 10 resulted from an undercover detail in which two youthful appearing males were stopped by police after exiting the store and the under age 21 driver admitted to making the purchase and was cited. The employee admitted making the sale, that she asked for an I.D. but the minor said he didn't have one with him. Clerk told the purchaser to bring it with him next time. The second violation occurred during a compliance check on May 29, 2002, during which the 20-year old purchaser was asked for identification and a Minnesota Driver's License indicating that she was Under 21 was provided, however, the purchase was made anyway.</p> <p>Speaker #1: Aaron Wakefield along with the current owners of the liquor store He stated that one of the owners that has had trouble reading the I.D.'s has since decided not to work in the store but has become a silent partner.</p> <p>Wilcox expressed concern over the fact that the owners were still having some problems in trying to read the I.D.'s.</p> <p>Harden suggested that the owners purchase scanning equipment that prevents the sale from occurring unless a proper I.D. is used and that they should also talk to other store owners to see what kind of training they provide for their employees who sell alcohol.</p> <p>Peterson warned that the Council would not be happy to see the owners of Wakefield Liquors back in the future for additional violations.</p>
<p>Andy's Tap On-sale Liquor License Violation Item 4.2</p>	<p>Motion was made by Wilcox, seconded by Fossum, to deem the on-sale liquor license violation that occurred at Andy's Tap, 3925 West Old Shakopee Road on May 29, 2002, as non-willful. Motion passed 6-0-1 (Peterson temporarily absent).</p> <p>Motion was made by Wilcox, seconded by Fossum, to impose a \$500 civil penalty for the liquor license violation that occurred at Andy's Tap on May 29, 2002. Motion passed 6-0-1 (Peterson temporarily absent).</p> <p>Tichey explained that two 18-year old undercover police operatives ordered a pitcher of beer, were served, and were not asked for identification.</p> <p>Speaker #1: Audrey Larson, Andy's Tap Stated that this is the first violation in 36 years that their employees are constantly reminded about checking for I.D.'s.</p>
<p>Applebee's On-sale Liquor License Violation Item 4.2</p>	<p>Motion was made by Wilcox, seconded by Peterson, and all voting aye, to deem the on-sale liquor license violation that occurred at Applebee's, 9601 Lyndale Avenue South on May 29, 2002, as non-willful.</p> <p>Motion was made by Wilcox, seconded by Fossum, and all voting aye, to impose a \$1,000 civil penalty for the liquor license violation that occurred at Applebee's on May 29, 2002.</p>

Item 4.2 continued

Tickey explained that it has been stipulated that 19-year old police operatives ordered alcoholic beverages, gave the bartender their Under 21 I.D.'s and that the bartender questioned the Under 21 insignia. He showed it to the manager who misunderstood what the bartender was asking and gave him permission to make the sale. The manager was charged with making the sale.

Speaker #1: Bruce Hanson, Representing Applebee's

He introduced the Area Director for Applebee's and the General Manager of the 9601 Lyndale Avenue store who were in attendance at the meeting. He apologized for the violation and stated that they take it very seriously. He stated that the manager on duty made an unfortunate error in judgment. He described the methods Applebee's uses to train their employees in the serving of alcohol. He stated that the sale occurred at 6:30 p.m. during a very busy time and that the bartender did what he was trained to do and that is take the licenses indicating they were Under 21 to the manager who proceeded to misunderstand the bartender's question, answered yes, and the sale was made. As a result of this offense, the manager was immediately terminated. He requested that the Council take Applebee's training steps into consideration when determining the penalty.

Green Mill On-sale  
Liquor License  
Violation  
Item 4.2

Motion was made by Fossum, seconded by Wilcox, and all voting aye, to deem the on-sale liquor license violation that occurred at the Green Mill (Holiday Inn), 1201 West 94<sup>th</sup> Street on May 29, 2002, as non-willful.

Motion was made by Fossum, seconded by Peterson, and all voting aye, to impose a \$1,250 civil penalty for the liquor license violation that occurred at the Green Mill (Holiday Inn) on May 29, 2002.

Tickey stated that on May 29, 2002, police operatives ages 19 and 20 ordered drinks from the server who requested I.D.'s and denied the sale to the 19-year old but sold to the 20-year old operative. She stated there was a prior violation on February 20, 2002.

Speaker #1: Scott Chisholm, Green Mill General Manager

He stated that the server carded the two operatives, denied one and sold to the other one, stating that she had seen the Under 21 on the one I.D. but missed it on the second I.D. He restated the methods they use to train their servers on selling alcohol, which he had provided in a letter to Jennifer Tickey that was copied for Council.

Peterson seconded Fossum's motion to impose a \$1,250 for the purposes of discussion suggesting that the fine be increased to \$1,500, as this was the second violation in the same year for this restaurant.

Abrams agreed with Peterson.

Fossum stated that he would prefer to stick with the current fine schedule but would be open to additional restrictions on the license or the bar; i.e. monthly or weekly compliance checks, additional training documentation, etc.

Motion was made by Peterson, seconded by Abrams, to amend the \$1,250 penalty to \$1,500. Motion failed 3-4 (Winstead, Wilcox, Fossum, and Harden opposing).

Olive Garden On-sale  
Liquor License  
Violation  
Item 4.2

Motion was made by Wilcox, seconded by Peterson, and all voting aye, to deem the on-sale liquor license violation that occurred at the Olive Garden, 4701 West 80<sup>th</sup> Street on May 29, 2002, as non-willful.

Motion was made by Wilcox, seconded by Peterson, and all voting aye, to impose a \$1,250 civil penalty for the liquor license violation that occurred at the Olive Garden on May 29, 2002.

Tickey explained that three police operatives ordered and were served alcoholic beverages without the server asking for their age or I.D.'s.

Item 4.2 continued

Speaker #1: Jeff King, General Manager of Olive Garden

He stated that they stipulate to the facts as presented and that they too use comprehensive training methods for their servers with regard to alcohol. He stated that the employee was terminated on the spot as a result of their "no tolerance" policy. He apologized that this incident took place and stated that the server offered him no excuse for his actions.

Wilcox inquired if King did any background checks on his employees before hiring them.

King replied that they do not have any system in place to do background checks.

MGM Liquor Warehouse  
Off-sale Liquor License  
Violation  
Item 4.2

Motion was made by Fossum, seconded by Wilcox, and all voting aye, to deem the off-sale liquor license violation that occurred at MGM Liquor Warehouse, 629 West 98<sup>th</sup> Street on May 29, 2002, as non-willful.

Motion was made by Fossum, seconded by Wilcox, and all voting aye, to impose a \$750 civil penalty for the liquor license violation that occurred at MGM Liquor Warehouse on May 29, 2002.

Tichey stated that a 19-year old police operative purchased beer and that the seller did not request any identification. She stated that the police report states that the seller had seen the purchaser in the store on a previous occasion but didn't ask for an I.D. prior to selling the beer on this occasion.

Speaker #1: Jim Lodeman, Manager on Duty at MGM on May 29, 2002

He stated that they are committed to their training program and that they are retraining all of their employees again. He added that even if this purchaser had been in the store and purchased alcohol before, they should have been carded anyway. He stated that the cashier who made the sale was terminated on May 29, as is mandatory under their corporation's policy. He added that individuals wishing to purchase alcohol with the driver's licenses with the black strip and the papers indicating they have just had a birthday are not sold alcohol without the receipt from Hennepin County stapled to the yellow copy.

Minnesota Wines &  
Spirits Off-sale Liquor  
License Violation  
Item 4.2

Motion was made by Peterson, seconded by Wilcox, and all voting aye, to deem the off-sale liquor license violation that occurred at Minnesota Wines and Spirits located at 9131 Old Cedar Avenue South on May 29, 2002, as non-willful.

Motion was made by Peterson, seconded by Wilcox, and all voting aye, to impose a \$1,250 civil penalty for the liquor license violation that occurred at Minnesota Wines and Spirits on May 29, 2002.

Tichey stated that a police operative purchased alcoholic beverages and that the cashier did not ask for identification. She stated that they have had two prior violations in the last five years.

Speaker #1: Brad Weidel, Owner of Minnesota Wines & Spirits

He stated that the purchaser entered the store just before closing time and that he has instructed his employees to close the store five minutes early. He stated that this particular cashier was scared of having customers in the store after hours. He stated that they do have an I.D. scanner, which they purchased after the first violation, making this violation aggravating because there is no explanation. He stated that the employee was terminated and that he as the manager must take responsibility for his employee.

Wilcox suggested that the owner take a look at the driver's licenses himself, as there is a pattern in this one also.

Oasis Market Off-sale  
Liquor License Violation  
Item 4.2

Motion was made by Wilcox, seconded by Elkins, and all voting aye, to deem the off-sale liquor license violation that occurred at the Oasis Market 10700 Bloomington Ferry Road on May 29, 2002, as non-willful.

Motion was made by Wilcox, seconded by Peterson, and all voting aye, to impose a \$500 civil penalty for the liquor license violation that occurred at the Oasis Market on May 29, 2002.

Item 4.2 continued

Tichey stated that the Oasis Market is a vendor of solely 3.2% alcoholic beverages and that the sale occurred on May 29, 2002, in which a 20-year old police operative selected the beer, was asked if the purchaser was old enough and proceeded to provide a Minnesota Driver's License. The cashier looked at the license and proceeded to make the sale calculating the age based on the age requirement for cigarette purchases. She stated there were no prior violations.

Speaker #1: Dennis King, Manager of the Oasis

He stated that they focus their training on cigarette purchases since it accounts for 30% of their business and that the cashier was a good employee. He believes she was thinking of the age required to purchase cigarettes and not alcohol at the time this sale was made.

Fossum stated that if it's a problem for Oasis employees to determine the proper age to purchase alcohol, maybe they shouldn't sell beer.

Peterson inquired if the Council could encourage establishments not to be entrusting the responsibility of serving alcohol to employees who have less than desirable driving records.

Winstead remarked that he does not know if a correlation could be made between an employee's driving record, their behavior, and their ability to monitor and sell alcohol responsibly and that it is probably outside of the Council's realm.

Closed Public  
Comment Period

The Mayor asked if anyone else wished to address the Council during the public comment period or it would be closed. No one came forward to speak and the public comment period was closed.

Resolution Adopting the  
2002 Assessment Roll  
No. 3 for the 2000-301  
Street and Utility Project  
Item 4.3  
R-2002-94

Motion was made by Peterson, seconded by Wilcox, and all voting aye, to adopt a resolution approving the 2002 Assessment Roll No. 3 for the 2000-301 Street and Utility Project with the proposed amendment.

An agreement was reached with the resident at 171 East 105<sup>th</sup> Street Circle objecting to the proposed assessment of \$10,266.13, which involved construction of sewer, storm sewer, water main, curb and gutter and permanent surfacing on East 105<sup>th</sup> Street Circle from the west line of Dakota Bluffs to 3<sup>rd</sup> Avenue and construction of an access road on 3<sup>rd</sup> Avenue. City staff reviewed the assessment and determined that it should be reduced to \$3,743.74 and that the reduction is consistent with the City assessment policy. This parcel had existing street surface in place prior to reconstruction so it was concluded that the reconstructed street surface could be assessed at the same rate for street reconstruction as other residential properties in the Pavement Management Program. The unassessed portion to be paid from P.I.R./G.O. funds.

No public testimony was received.

Renewed a Three-Year  
Temporary Conditional  
Use Permit for Marek  
Wholesale Auto  
Case 10454A-02  
Item 5.1

Motion was made by Peterson, seconded by Wilcox, and all voting aye, to approve the renewal of a three-year temporary conditional use permit for used car sales (Class II motor vehicle sales) at 135 West 97<sup>th</sup> Street, Case 10454A-02, for Marek Wholesale Auto, subject to the following 4 conditions as set forth by the Planning Division Staff and the Planning Commission:

1. No separate exterior signage;
2. No on-site inventory storage unless approved in writing by the Planning Manager;
3. No vehicle servicing or maintenance on the premises; and
4. Future approval applications to be heard by the Hearing Examiner.

No public testimony was received.

Renewed a Three-Year  
Temporary Conditional  
Use Permit for  
Back on Track  
Case 10233A-02  
Item 5.2

Motion was made by Peterson, seconded by Elkins, and all voting aye, to approve the renewal of a three-year temporary conditional use permit for a licensed therapeutic massage business in a single-family residence at 8308 15<sup>th</sup> Avenue South, Case 10233A-02, for Laura Peacock/Back on Track, subject to the following 6 conditions of approval and 1 Code requirement as set forth by the Planning Division Staff and the Planning Commission:

Item 5.2 continued

1. All business licenses shall be obtained as required;
2. The enterprise shall be limited to one licensed massage therapist who shall be a resident on the property;
3. All client parking, pick-up, and drop off shall occur on-site and off of the adjacent public street;
4. No clients on-site after hours;
5. No appointment shall be scheduled during the daycare hours of operation; and
6. The Hearing Examiner may hear feature requests for renewal of the temporary conditional use permit.

and subject to the following Code requirement:

1. Signs shall comply with the sign ordinance.

No public testimony was received.

Renewed a Three-Year Temporary Conditional Use Permit for 102<sup>nd</sup> Spa Salon Case 7434A-02 Item 5.3

Motion was made by Wilcox, seconded by Peterson, and all voting aye, to approve the renewal of a three-year temporary conditional use permit to operate a beauty salon in a single-family residence at 10111 Clinton Avenue, Case 7434A-02, for Carol Stark/102<sup>nd</sup> Spa Salon, subject to the following 4 conditions of approval as set forth by the Planning Division Staff and the Hearing Examiner:

1. The applicant shall be the sole operator in the business;
2. Business shall be by appointment only and only one customer at a time shall be on the premises;
3. All business related parking shall be within the property and off adjacent streets; and
4. Future requests for renewal of this temporary conditional use permit may be considered by the Hearing Examiner.

No public testimony was received.

Approved a One-Year Temporary Conditional Use Permit for Dance Endeavors Case 4672D-02 Item 5.4

Motion was made by Peterson, seconded by Wilcox, and all voting aye, to approve a one-year temporary conditional use permit for a dance studio in an existing shopping center at 10520 France Avenue South, Case 4672D-02, (10558B France Avenue is the tenant space) for Juli Mickelson dba Dance Endeavors, subject to the following 3 conditions of approval and 2 Code requirements as set forth by the Planning Division Staff and the Planning Commission:

1. Floor area for the use shall not exceed the stated lease area of 900 square feet during the approved temporary conditional use permit period;
2. All required licenses shall be obtained and maintained; and
3. Future requests for renewal of this temporary conditional use permit may be considered by the Hearing Examiner.

and subject to the following City Code requirements:

1. All signage be in accordance with the approved Uniform Sign Design (Sec. 19.109);
2. No occupancy of the space occur until approved by the Manager of the Building Inspection Division.

No public testimony was received.

Approved Final Site and Building Plans for James King Insurance Case 6170A-02 Item 5.5

Motion was made by Peterson, seconded by Wilcox, and all voting aye, to approve the final site and building plans for a two-story, 3,692 square foot addition to an office building at 200 West 98<sup>th</sup> Street, Case 6170A-02, for James King Insurance, subject to the following 4 conditions of approval and 7 Code requirements as set forth by the Planning Division Staff and the Planning Commission:

1. Grading, drainage, utility and erosion control plans be approved by the City Engineer following review by the appropriate watershed district;
2. A SAC questionnaire be completed and submitted to the Department of Public Works;

Item 5.5 continued

3. Access, circulation and parking plans be approved by the City Engineer; and
4. Exterior building materials be approved by the Planning Manager;

and subject to the following Code requirements:

1. Three-foot high solid screening be provided along West 97<sup>th</sup> Street and a portion of Old Shakopee Road as approved by the Planning Manager (Sec. 19.52);
2. Landscape plan be approved by the Planning Manager and landscape bond be filed (Sec 19.52);
3. Poured-in-place concrete curbs be provided on the perimeter of parking lots and traffic islands (Sec 19.64);
4. All trash and recyclable materials be stored inside the principal building. (Sec. 19.51);
5. All rooftop equipment be fully screened (Sec. 19.52.01);
6. Building be provided with an automatic fire sprinkler system as approved by the Fire Marshal (Mn Bldg. Code Sec. 904.1, Mn. Rules Chapter 1306; Uniform Fire Code Sec. 1003); and
7. Parking lot and site security lighting shall satisfy the requirements of Section 19.54 of the City Code.

No public testimony was received.

Approved a One-Year  
Temporary Conditional  
Use Permit for Star  
Plumbing and  
Excavating  
Case 6262A-02  
Item 5.6

Motion was made by Peterson, seconded by Abrams, and all voting aye, to approve a one-year temporary conditional use permit for the outdoor storage of construction equipment at 8130 Pillsbury Avenue South, Case 6262A-02 for Star Plumbing and Excavating, subject to the following 6 conditions of approval as set forth by the Planning Division Staff and the Planning Commission:

1. The existing fence be replaced with a 10-foot wall as approved by the Planning Manager;
2. Access from Pillsbury Avenue be removed or comply with all of the applicable City Codes;
3. No on-street parking allowed;
4. No exterior storage of construction debris allowed; and
5. No parking allowed in the 20 foot yard along Pillsbury Avenue; and
6. Applicant provide ground cover in the required front yard as approved by the Planning Manager.

Senior Planner, Bob Hawbaker explained that there are no Planning Commission minutes available for this item and the next due to the secretary being ill. He stated that the issue for the applicant is the condition requiring the 10-foot screening recommended by the Planning Commission. He stated that another property nearby was required to have 10-foot screening and so this one is required for the purposes of consistency. He added that there would be a use permit application coming forth on the neighboring property and that the two could coordinate their screening. He stated that there is no problem with the use.

Speaker #1: Joe Kack, Star Plumbing and Excavating

Stated he has lived and worked in Bloomington for over 40 years doing water, sewer, and plumbing work. He stated that although the current fence is in tough shape, he plans on repairing it and that the City didn't have a problem with a 6-foot fence when he put this one up 12-14 years ago. He stated that his new equipment might be large but it's nice looking and that none of the neighbors have complained about their view of the equipment.

Wilcox stated that this temporary conditional use permit was originally approved in about 1986 and that after 10-15 years, maybe it's time to look at it being permanent. He inquired of Kack how long it would go on being temporary. He added that this business has been operating illegally without a permit for 15 years.

Kack replied that he owns the property at 8136 Pillsbury and that he is contemplating removing the rental house and building a new building on the site, but it takes time and money. He explained that he originally rented the current site from Lakeview Electric but ended up purchasing it 10-12 years ago, at which time the only requirement he was aware of was the need to erect a fence, which he would like to repair now and not build a 10-foot high fence. He stated he was never told he needed a permit. He explained that although the site is primarily used for storage of his trucks and equipment, he tries to keep the equipment stored on the current job site. Basically, the site is vacant except for a couple minor pieces of equipment most of the time. He stated that he would come up with a plan for a building on the site yet this year.

A motion was made by Wilcox for a six-month temporary conditional use permit, at which time Council would review it again. The motion died for lack of a second.

A motion was made by Peterson, seconded by Abrams, to approve a one-year temporary conditional use permit with the conditions as stated in the staff report, with Council's discussion of the 10-foot wall condition.

Peterson explained that he would be less inclined to order the 10-foot wall if the use was going to be temporary. However, if it's going to be around for awhile, then the screening wall should be required. Therefore, he suggested that the wall requirement could be removed from the conditions at this time, but that if it comes back in the future, then the screening wall would be necessary. He inquired if Abrams agreed with his suggestion to substitute Condition #1 to allow the existing fence to be repaired based on Council's discussion regarding future plans.

Abrams stated that he agreed with staff and the Planning Commission and that because of its proximity to residential and its having operated without a permit for 15 years, there should be a reasonable amount of screening and that his second was intended to include the 10-foot wall condition.

Kack added that he did not think the neighbors had any problem with the screening of his equipment.

Approved a Revised Final Development Plan for Spectators Grille and Bar Case 6645B-02 Item 5.7

Motion was made by Peterson, seconded by Elkins, and all voting aye, to approve a Revised Final Development Plan for an addition to an existing restaurant including a patio seating area and related minor site improvements for an existing restaurant at 8301 Normandale Boulevard, Case 6645B-02, for Spectators Grille and Bar, subject to the following 12 conditions of approval and 11 Code requirements as set forth by the Planning Division Staff and the Planning Commission being satisfied prior to the issuance of any grading, footing, and foundation permits:

1. Exterior building materials be approved by the Planning Manager, to include the use of break-off block to match existing block;
2. Add storm water quality control device (storm sceptor) and maintenance plan and schedule signed by property owner;
3. Grading, drainage, utility and erosion control plans be approved by the City Engineer following review and permit by Nine Mile Creek Watershed District;
4. Copies of signed common driveway/access/parking agreement and common utility agreement be provided as approved to the City Engineer;
5. Connection charges be determined and satisfied;
6. A SAC questionnaire be completed, submitted to the Department of Public Works, and charges satisfied if any required;
7. Six-foot wide sidewalk be installed along the frontage road one foot to seven feet inside the property line as approved by the Traffic Engineer at the developer's expense;
8. Fire hydrant shall be provided at the northwest corner of the building off of the existing water service;
9. Provide erosion control surety as required;

and subject to the following additional conditions:

10. Alterations to utilities be at the developer's expense;
11. All pickup and drop-off occur on site and off of public streets; and
12. All loading and unloading occur on site and off of public streets;

and subject to the following Code requirements:

1. Five-foot high solid screening be provided along the north property line adjacent to the new parking spaces as approved by the Planning Manager (Sec 19.52);
2. Landscape plan be approved by the Planning Manager and landscape bond be filed (Sec 19.52);
3. Erosion control measures be in place and bond be filed;
4. All rooftop equipment be fully screened (Sec. 19.52.01);
5. Poured-in-place concrete curbs be provided on the perimeter of parking lots and traffic islands (Sec 19.64);
6. Building be provided with an automatic fire sprinkler system as approved by the Fire Marshal (Mn Bldg. Code Sec. 904.1, Mn. Rules Chapter 1306; Uniform Fire Code Sec. 1003);
7. Fire lanes be posted as approved by the Fire Marshal (Uniform Fire Code Sec. 901.4);
8. Utility plan showing location of existing and proposed water main and fire hydrant locations be approved by the Fire Marshal and Utilities Engineer (City Code Sec. 6.20, Uniform Fire Code Sec. 903);
9. Food service plans be approved by the Environmental Services Division (City Code Sec. 14.360);
10. Parking lot and site security lighting shall satisfy the requirements of Section 19.54 of the City Code; and
11. All new signs shall be in conformance with the requirements of Chapter 19, Article X of the City Code.

Hawbaker explained that the application is for the remodeling of the Stonewings Restaurant at 84<sup>th</sup> & Normandale and that major work has been done on the inside and that the major exterior work is the enclosing of the porte-cochere on the west side of the building. The parking lot would be resurfaced and the lighting brought up to Code. Trash to be located inside the building. The main entrance would be relocated from the west side to the south side. Staff and the Planning Commission recommended approval.

Speaker #1: Mark Pope, Project Architect  
Introduced himself and was available for Council questions.

Awarded Contract to  
Tricom Communication  
Inc.  
Item 6.16

Motion was made by Wilcox, seconded by Peterson, and all voting aye, to award a contract to Tricom Communication Inc. in the amount of \$244,212.00 and a 10% project contingency of \$24,421.00 for the installation of infrastructure cabling for the new City Hall/Police/Arts Center construction. The wiring is needed to handle voice, data, and video communications in the new building.

Funds are available in the Facilities Replacement and Maintenance Fund, Activity 6902.

Information Systems Manager Don Erickson explained that originally staff was considering Category 5E cabling but that before the draft Request for Proposal was finalized, the cabling was changed to Category 6 with an alternate substituting 6E cabling, along with funding considerations, based on recommendations by the City's consultant. He stated that staff decided to go with the alternate bid and the Category 6E cabling because the bids came in favorably, well within the budget.

Elkins inquired if the new building is being designed to accommodate future wiring technology so that it can easily be replaced or upgraded.

Erickson confirmed that staff is planning for the future. He added that there were 11 responses to the bid and that the vendor that was low bidder for the base Category 6 cabling was not the low bidder when staff chose the alternate bid using Category 6E cabling.

Speaker #1: Jared Gapinski, CEO of All State Communications, Inc.

He stated that his was the low base bid and introduced his partner Bob Burke who provided Council with material on technology trends. He explained that because Category 6E just came out, it couldn't be tested. He stated that the only difference between the cabling that was included in the base bid and the cabling that was included in the alternate bid is about 15% of the overall project but the expense is an additional \$30,000 in cost. He requested that Council table the item in order to allow themselves more time to review the information they passed out tonight as well as additional evidence they stated they could provide to help Council make a more informed decision.

Wilcox inquired why the base bids came in so close and yet the alternate bids were much farther apart, and specifically, why did All State's bid jump \$41,000. He also inquired of staff what the timeline is on this item and stated that the City paid for a consultant to advise the City in this purchase.

Gapinski replied that he didn't believe he got a good price on it plus his bid didn't calculate the number of jacks needed correctly. Basically, they made a mistake in their bid.

Bernhardson inquired how long the bids would be valid and inquired if staff ever considered using a two-strand dark fiber as was suggested by All State.

Erickson stated he thought the bids were received on July 16, 2002, and are valid for 60 days. He explained that staff considered the fiber option to the desktop originally, but that the price got out of hand. He added that it would be easier to add the fiber now rather than later but that the new building is set up to easily add change moves and delete some of the wiring system.

Speaker #2: Felix Fayngersh, Ellert & Associates

He stated that there is a big difference in the transmission performance of Category 6 cable compared to Category 6E cable. He stated it is better to purchase 6E cable now for use up to 15 years into the future than to run fiber now to the desktop, which would cost additional money now and later. Out of the eight ongoing projects they currently have going, Fayngersh stated that they have recommended 6E cabling for seven of them.

Peterson stated that he is convinced that spending the extra 10% on the cabling is a worthwhile expenditure in terms of extending its useful life and therefore supports the motion.

Resolution Rejecting  
Bids for Towing,  
Impounding, and Storage  
of Vehicles and  
Authorized RFP  
Process to Secure a  
New Contract  
Item 6.19  
R-2002-99

Motion was made by Peterson, seconded by Harden, and all voting aye, to adopt a resolution rejecting all bids received for a contract with the City to tow, impound and store motor vehicles upon request by the Bloomington Police Department and authorized staff to utilize the Request for Proposal process to secure a contract for this service.

Ornstein explained that the City has used Chief's Towing for over 20 years as the official towing and impoundment of motor vehicles facility. He stated that the services have been procured by an agreement with the City, typically three years in duration, and often renewed under the same terms and conditions. As a result of federal legislation in 1999, he explained that the services should be opened up to a bidding process and competitive bids were solicited. In 1999, Chief's was the only bidder and that their three-year agreement expired on June 30, 2002. Upon investigation into the services provided in this area, Sgt. Shaun LaDue of the Bloomington Police Department concluded that the administrative services that were being provided by the Bloomington Police Department could be better provided by the towing operator. As a result of the contract with Chief's due to expire and their unwillingness to provide administrative services at little or no cost and their request for a greater than cost of living increase in their towing and storage charges, City representatives put together a bidding process in a hurry. He stated that two bids were received. A bid from Chief's included significantly increased costs for towing and storage and the other bid received was from All Hours Towing of St. Louis Park. After a thorough review of the bids received and an inspection of the All Hours site, staff concluded that there were a number of concerns with both bids and that the specs provided to the various towing facilities were deficient in a number of respects and proceeded to elaborate.

Item 6.19 continued

Ornstein stated that staff determined both bids were excessive in both direct and indirect costs to the City. Therefore, Council is recommended to adopt a resolution rejecting the two bids and direct staff to solicit Request for Proposals (RFP). He stated that the RFP process will allow staff to be more flexible in the specifications and its ability after the proposals are solicited to determine which proposal, based on the criteria, is best for the City. In addition, it gives the City more latitude in negotiating a contract after a proposal is selected. He stated that Council would make the final decision on the proposal. He added that a two-month extension has been obtained from Chief's on the current contract and that an additional extension may be necessary.

Speaker #1: Chris Hughes, All Hours Towing

He stated that they bid it at \$55 per day, one day, first day's release, versus a \$125 per day, for first day's release of vehicle, substantially lower than Chief's bid. He stated they have been towing for the St. Louis Park Police Department for over 15 years. He stated that they have space to securely store up to ten vehicles inside. He stated that they have put on additional staff to insure that their facility stays locked continually and that the fencing has been repaired. Regarding roadside service for all City vehicles, he stated that they assumed it was a "no charge" service that is provided to a city. He stated that there are no available facilities in Bloomington or in close proximity that would be adequate to provide this service and that that is why they're the only other company to bid on this contract.

Speaker #2: Kevin O'Shaunessy, All Hours Towing

He stated that they looked into the zoning regulations in Bloomington to see where they could have an impound lot in Bloomington and determined that there are no available commercial locations zoned properly for this purpose and that Chief's is the only towing company within the city limits that can bid on the contract. He stated that they looked at Burnsville, Eagan, and other surrounding communities for suitable locations as well.

Resolution Approving Agreement with the Minnesota Department of Public Safety  
Item 4.4  
R-2002-95

Motion was made by Peterson, seconded by Harden, and all voting aye, to adopt a resolution approving a grant agreement between the City and the Office of Traffic Safety in the Minnesota Department of Public Safety for the program entitled, "Safe and Sober Communities." The application for \$28,894.00 or a lesser amount, would be used for extra enforcement in the following four areas: DWI or alcohol enforcement during the Christmas holiday season, youth safety focusing on DWI violations, speed, and seat belts in the Spring, speed enforcement the weeks before and after the July 4<sup>th</sup> holiday with an emphasis on rush hour traffic problem areas, and seat belt use for two weeks around Labor Day 2003.

No public testimony was received.

Resolution Approving "Preliminary Layout Plan" for the Old Shakopee Road (CSAH 1) and France Avenue (CSAH 17) Intersection  
Item 4.5  
R-2002-96

Motion was made by Peterson, seconded by Wilcox, and all voting aye, to adopt a resolution approving the "Preliminary Layout Plan" for the Old Shakopee Road (CSAH 1) and France Avenue (CSAH 17) intersection improvement together with approach and departure roadways and requested Hennepin County to proceed with the Cooperative Agreement process.

No public testimony was received.

Resolution Approving "Preliminary Layout Plan" for the Old Shakopee Road (CSAH 1) and Logan Avenue/West 100<sup>th</sup> Street Intersection  
Item 4.6  
R-2002-97

Motion was made by Peterson, seconded by Elkins, and all voting aye, to adopt a resolution approving the "Preliminary Layout Plan" for the Old Shakopee Road (CSAH 1) and Logan Avenue/West 100<sup>th</sup> Street intersection improvement together with approach and departure roadways as important in the development of Bloomington's Arts Center, Police and City offices.

The County and the City will participate in a cooperative construction agreement regarding City construction on County rights-of-way.

No public testimony was received.

Boards/Commissions Communications Item 7.1	No boards/commissions communicated.
Status of Action Items Item 7.2	Status of Action Items to be provided with Friday's City Manager's Information.
Council Comments	Peterson commented that staff should continue with their efforts relating to the Mobil station at France and Old Shakopee Road.  Winstead added that he would still support a letter to Mobil over his signature and that of the entire Council commenting on their lack of cooperation with the City of Bloomington.
Approval of Minutes	Motion was made by Peterson, seconded by Wilcox, and all voting aye, to approve the minutes of the July 1, 2002, Regular Council meeting, as presented.
City Manager Comments	Bernhardson thanked Clawson for getting the minutes of the lengthy July 1 meeting out in a timely fashion and thanked Sgt. Gollop for sitting in on this Council meeting for Acting Chief Ron Whitehead on short notice.
Adjourn Meeting	Mayor Winstead adjourned the meeting at 10:05 p.m.

Barbara Clawson  
Council Secretary