

WACONIA CITY COUNCIL MEETING AGENDA



Monday, May 16, 2022
6:00 PM

VISION STATEMENT

A thriving, connected community with deep roots: a great place to live for a lifetime.

MISSION STATEMENT

A city that leads, serves, and governs to enhance the quality of life for all community members.

MAYOR: KENT BLOUDEK
COUNCIL MEMBER: NICOLE WALDRON
COUNCIL MEMBER : RANDY SORENSEN
COUNCIL MEMBER: PETE LEO
COUNCIL MEMBER : CARL PIERSON

NOTE: TO ENSURE THAT YOU ARE PRESENT FOR ITEMS OF INTEREST, PLEASE BE PRESENT AT 6:00 P.M.

Those with items on the agenda should reach out to their staff contact. Others who wish to participate in the meeting, please contact the City Administrator at 952-442-3100 or sfineran@waconia.org to make certain that you are called upon during the meeting.

1. **CALL MEETING TO ORDER AND ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **ADOPT AGENDA**
4. **VISITOR'S PRESENTATIONS, PETITIONS, CORRESPONDENCE**
5. **PUBLIC HEARING**
 - 1) [PUBLIC HEARING -Vacation of Drainage and Utility Easement - Waterford 6th Addition, Outlot B and Outlot D](#)
Open Public Hearing
Motion to Close the Public Hearing
Adopt Resolution 2022-145, Approving the Vacation of the Drainage and Utility Easement identified in Outlot B and Outlot D, Waterford 6th Addition.
6. **ADOPT CONSENT AGENDA**

The items listed on the Consent Agenda are considered routine and non-controversial by the Council and will be approved by one motion. There will be no separate discussion of these items unless a Councilmember, City Staff, or Citizen so requests; in which case, the item will be removed from the Consent Agenda and considered at the end of the Regular Agenda.

 - 1) [May 2, 2022 City Council Meeting Minutes](#)

- Approve May 2, 2022 City Council Meeting Minutes
- 2) [May 16, 2022 Expenditures](#)
Payment of May 16, 2022 Expenditures
 - 3) [Rink Management Services Corporation Safari Island Community Center Expenditures Incurred in April 2022](#)
Motion to Approve Rink Management Corporation Expenditures for Safari Island Community Center Incurred in April 2022
 - 4) [Rink Management Services Corporation Waconia Ice Arena Expenditures Incurred in April 2022](#)
Approve Rink Management Corporation Expenditures for Waconia Ice Arena Incurred in April 2022
 - 5) [Call for Annual SWPPPP Meeting](#)
Calling Annual Storm Water Pollution Prevention Program Meeting
 - 6) [Authorize Execution of Agreement](#)
Adopt Resolution 2022-134, Authorizing Approval of Public Services Director to Execute Winter Trail Snow Removal Agreement
 - 7) [Accepting Donation and Pass Thru Recommendation](#)
Adopt Resolution 2022-135, Accepting Donation and Approving Pass Thru Recommendation
 - 8) [Donation Acceptance - Cash Donations for Operations of the Fire Department](#)
Adopt Resolution 2022-136, Accepting Cash Donations for Operations of the Fire Department
 - 9) [Approving Tax Forfeiture Sale](#)
Adopt Resolution 2022-137, Approving Parcel for Public Sale
 - 10) [Request for Use of Streets/Parade Permit: Lake Waconia Band Festival](#)
Resolution 2022-138, Approving Parade Permit/Use of Streets for the Lake Waconia Band Festival on Saturday, June 19th, 2021 and allowance of food trucks and Parade Permit/Use of Streets for annual Park Performance
 - 11) [Authorize Assessment Benefit Analysis](#)
Adopt Resolution 2022-139; Authorizing Approval to Conduct Feasibility Study & Assessment Benefit Evaluation for 2023 Improvement Project
 - 12) [Approve Lease Purchase Agreement](#)
Adopt Resolution 2022-140; Approving Lease Purchase Agreement for 2022 Elgin Pelican NR Waterless Street Sweeper
 - 13) [Resurfacing of Recreation Pool - Safari Island Community Center](#)
Adopt Resolution No. 2022-141, Approving Capital Project at the Safari Island Community Center to Resurface the Recreation Pool
 - 14) [Waconia Apartments - Early Grading Agreement & Permit - KTJ 363, LLC](#)
Adopt Resolution 2022-142 approving the Early Grading Agreement & Permit for the Waconia Apartments project at 601 Industrial Blvd. West.
 - 15) [Orchard Park 3rd Addition Final Plat - M/I Homes of Minneapolis/St. Paul, LLC](#)
Adopt Resolution 2022-143 approving the Orchard Park 3rd addition Final Plat application submitted by M/I Homes of Minneapolis/St. Paul, LLC, which includes 38 single-family lots.
 - 16) [2022 2nd Quarter Budget Amendments](#)
Adopt Resolution No. 2022-144, Approving 2022 2nd Quarter Budget Amendments

7. COUNCIL BUSINESS

- 1) [2021 Audited Annual Comprehensive Financial Report](#)
Adopt Resolution 2022-146, Accepting Audited Annual Comprehensive Financial Report as of December 31, 2021
- 2) [American Legion Trunk Fee Waiver](#)
Discussion & Direction
- 3) [Site Plan & Design Review - Waconia Fire Station](#)
Adopt Resolution 2022-147 approving the Site Plan & Design Review application to construct a new fire station at 10451 10th Street West.
- 4) [Windmill Creek 8th Addition Preliminary Plat - Outlot A, Windmill Creek](#)
Adopt Resolution 2022-148, approving the Windmill Creek 8th Addition Preliminary Plat for the property described as Outlot A, Windmill Creek.

8. ITEMS REMOVED FROM CONSENT AGENDA

9. STAFF REPORTS

10. BOARD REPORTS

- 1) Councilmember Waldron
- 2) Councilmember Sorensen
- 3) Councilmember Leo
- 4) Councilmember Pierson
- 5) Mayor Bloudek

11. ANNOUNCEMENTS

12. ADJOURN REGULAR MEETINGOFFICE OF THE CITY ADMINISTRATOR

Shane Fineran

Work Session: Fire Station Update

UPCOMING CALENDAR OF EVENTS/MEETINGS:

Park Board - May 19th

Memorial Day - May 30th (Offices Closed)

Planning Commission - June 2nd

City Council - June 6th



REQUEST FOR CITY COUNCIL ACTION

Meeting Date: May 16, 2022

Item Name: PUBLIC HEARING -Vacation of Drainage and Utility Easement - Waterford 6th Addition, Outlot B and Outlot D

Originating Department: Community Development

Presented by: Lane Braaten

Previous Council Action (if any):

Item Type (X only one):	Consent		Regular Session	X	Discussion Session	
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RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED (Include motion in proper format.)

Open Public Hearing

Motion to Close the Public Hearing

Adopt Resolution 2022-145, Approving the Vacation of the Drainage and Utility Easement identified in Outlot B and Outlot D, Waterford 6th Addition.

EXPLANATION OF AGENDA ITEM (Include a description of background, benefits, and recommendations.)

The phasing of the Waterford residential project has required the Developer to provide a drainage and utility easement over Outlots B and D, Waterford 6th Addition. As part of the Waterford 7th Addition phase the Developer has requested that the identified drainage and utility easement in Outlots B and D, Waterford 6th Addition, be vacated to allow for the outlots to be platted consistent with Waterford 7th Addition, which the City Council approved on February 22nd, 2022.

Section 320.08 of the City Code allows the City Council to vacate any alley, street or publicly owned utility easement on its own motion or on petition of a majority of the property owners abutting the alley, street, or utility easement pursuant to Minnesota Statutes Section 412.851. JMH Land Development Company, LLC as the underlying property owner of Outlots B and D, Waterford 6th Addition has petitioned to vacate the identified drainage and utility easements.

PUBLIC NOTICE/COMMENT

The notice was published in the WACONIA PATRIOT on May 5th, 2022 and May 12th, 2022 and posted at Waconia City Hall. To date City staff have not received any public hearing comments regarding the proposed request to vacate the drainage and utility easements.

CONCLUSION / RECOMMENDATION

City staff recommends approval of the petition to vacate the existing drainage and utility easements as it will allow the development of the Waterford 7th Addition residential development.

Attachments:

1. [22145res_Approving_Vacation_of_DU_Easement \(1\).docx](#)
2. [Waterford 6th Addition.pdf](#)
3. [Proposed Easement Vacation.pdf](#)
4. [Waterford 7th Addition.pdf](#)

FINANCIAL IMPLICATIONS:

Funding Sources & Uses:

Budget Information:
_____ Budgeted

ADVISORY BOARD RECOMMENDATIONS:

Planning Commission

Parks and Recreation Board

_____	Non Budgeted	Safari Island Advisory Board	
_____	Amendment Required	Other	

**CITY OF WACONIA
RESOLUTION 2022-145**

**RESOLUTION VACATING DRAINAGE AND UTILITY EASEMENT
FOR OUTLOT B AND OUTLOT D, WATERFORD 6TH ADDITION**

WHEREAS, pursuant to City Code Section 320.08 of the City of Waconia, Minnesota (the “City”) has received a petition to vacate the drainage and utility easements (the “Easements”) located over Outlot B and Outlot D, WATERFORD 6TH ADDITION; and

WHEREAS, the subject parcels are described as Outlot B and Outlot D, WATERFORD 6TH ADDITION, Waconia, MN, 55387 and identified as PID#s 755340940 and 755340960; and

WHEREAS, JMH Land Development Company, LLC owns the subject parcels and has submitted the request; and

WHEREAS, the property owner is requesting the vacation of the existing easements to allow the parcels to be replatted and included in the Waterford 7th Addition residential development; and

WHEREAS, the City Council, having considered the proposed vacation, finds the vacation of the existing easements acceptable as the recording of the Waterford 7th Addition final plat includes the necessary drainage and utility easements.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Waconia hereby approves the Vacation of the Drainage and Utility Easement request by JMH Land Development Company, LLC for Outlot B and Outlot D, WATERFORD 6TH ADDITION.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

ATTEST: _____
Shane Fineran, City Administrator

OFFICIAL PLAT WATERFORD 6TH ADDITION

PLAT FILE NO. **2420**
C.R. DOC. NO. **A733062**

CITY COUNCIL, CITY OF WACONIA, MINNESOTA
This plat of WATERFORD 6TH ADDITION was approved and accepted by the City Council of the City of Waconia, Minnesota at a regular meeting thereof held this 19th day of JUNE, 2021, and said plat is in compliance with the provisions of Minnesota Statutes, Section 505.03, Subd. 2.

City Council, City of Waconia, Minnesota

By: *[Signature]*
Mayor

By: *[Signature]*
Clark

COUNTY SURVEYOR, Carver County, Minnesota
Pursuant to Chapter 395, Minnesota Laws of 1971, this plat has been approved this 15th day of September, 2021.

[Signature]
Brian Prosske, County Surveyor

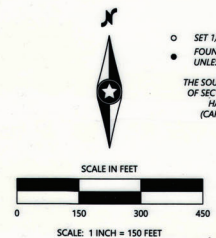
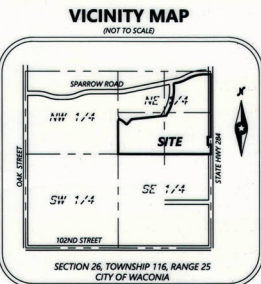
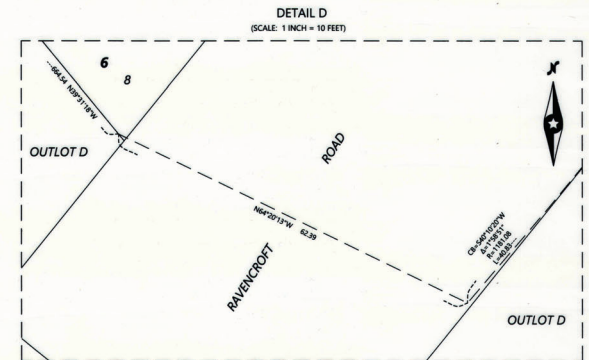
COUNTY AUDITOR, Carver County, Minnesota
I hereby certify that taxes payable in 2021, and prior years have been paid for land described on this plat. Dated this 15th day of September, 2021.

Crystal Campos, County Auditor

By: *[Signature]*

COUNTY RECORDER, Carver County, Minnesota
I hereby certify that this plat of WATERFORD 6TH ADDITION was filed this 15th day of September, 2021, at 2:25 o'clock P.M. as Document No. A733062.

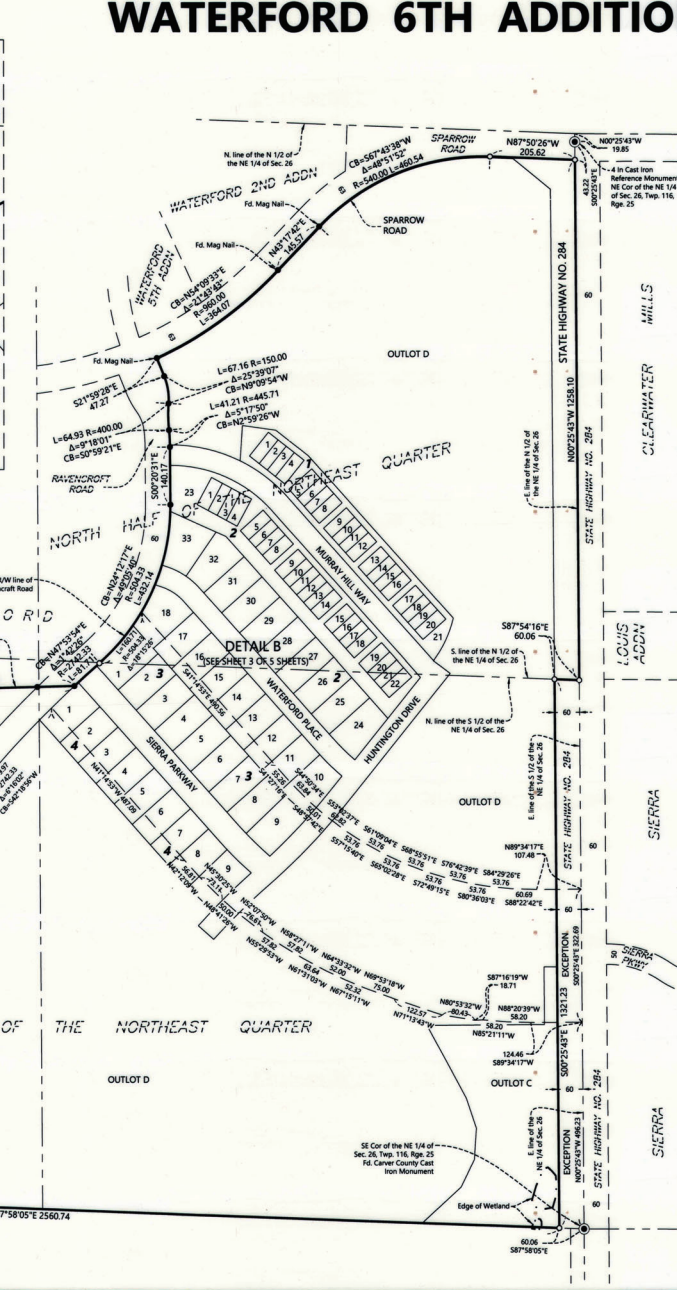
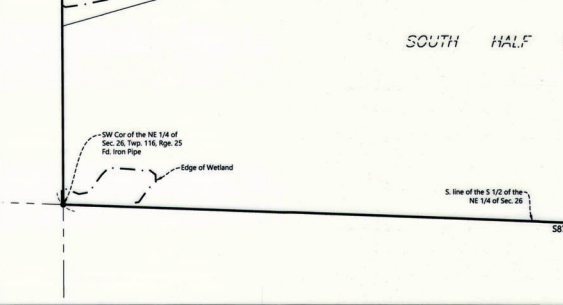
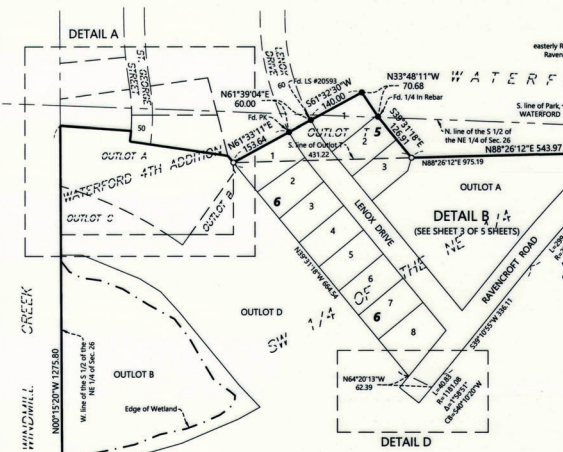
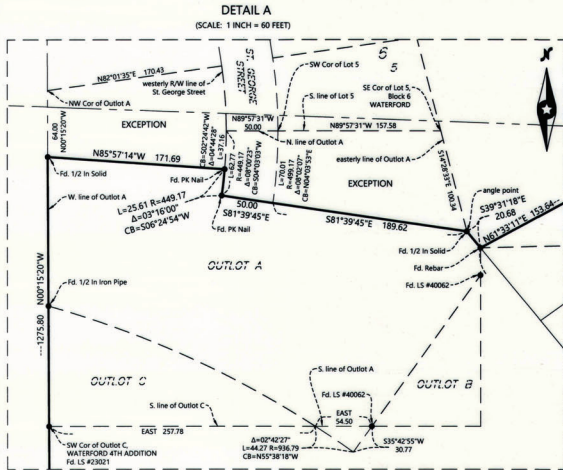
[Signature]
Karen Lewis, County Recorder



- SET 1/2" BY 14" IRON PIPE WITH CAP #53596
 - FOUND MONUMENT, IS #23021, UNLESS AS NOTED ON SURVEY
- THE SOUTH LINE OF THE S 1/2 OF THE NE 1/4 OF SECTION 26, TOWNSHIP 116, RANGE 25, HAS A BEARING OF S 87°58'04" E (CARVER COUNTY, NAD83(1984AD))

Westwood
Professional Services, Inc.

Sheet 2 of 5 Sheets



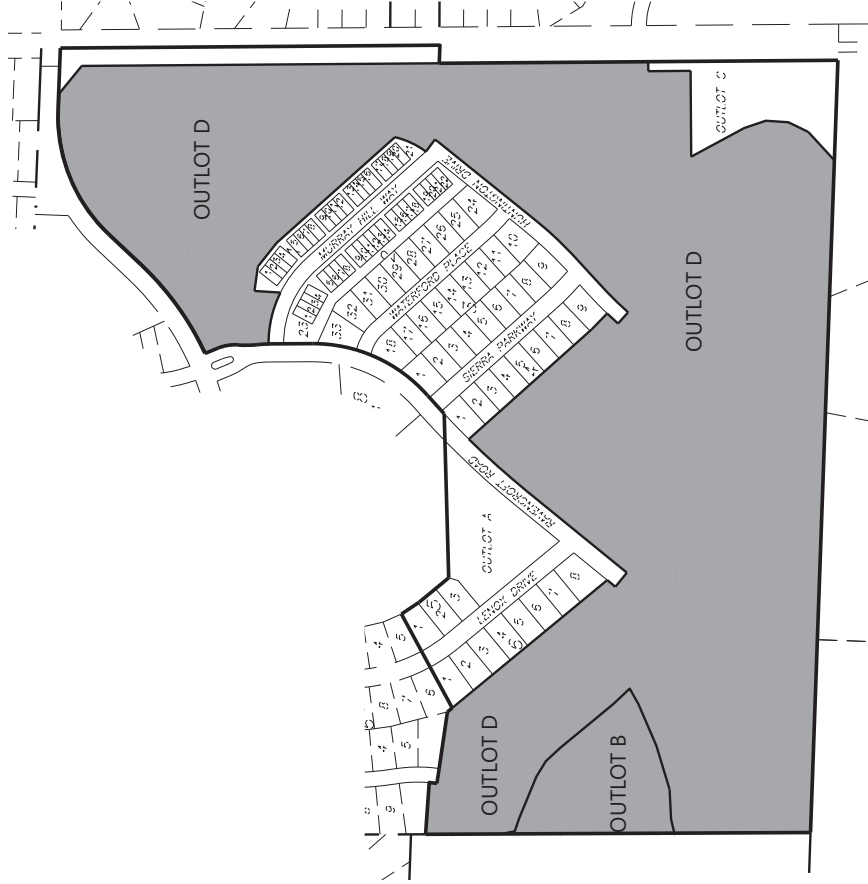
2420

Call 48 Hours before digging:
811 or call811.com
Common Ground Alliance

EASEMENT VACATION:

The Drainage & Utility Easement as dedication on Outlot B and Outlot D, WATERFORD 6TH ADDITION, according to the recorded plat thereof, Carver County, Minnesota

EASEMENT TO BE VACATED



WATERFORD 7TH ADDITION

DESIGNED: _____
CHECKED: _____
DRAWN: _____
FIELD CREW: _____
FIELD WORK DATE: _____

WATERFORD 7TH ADDITION

WACONIA, MINNESOTA

Westwood

Phone (852) 937-6150 42701 Whitewater Drive, Suite #300
Fax (852) 937-6922 Waconia, MN 55345
Toll Free (888) 937-6150 westwoodps.com

Westwood Professional Services, Inc.

SHEET NUMBER:

1

OF

1

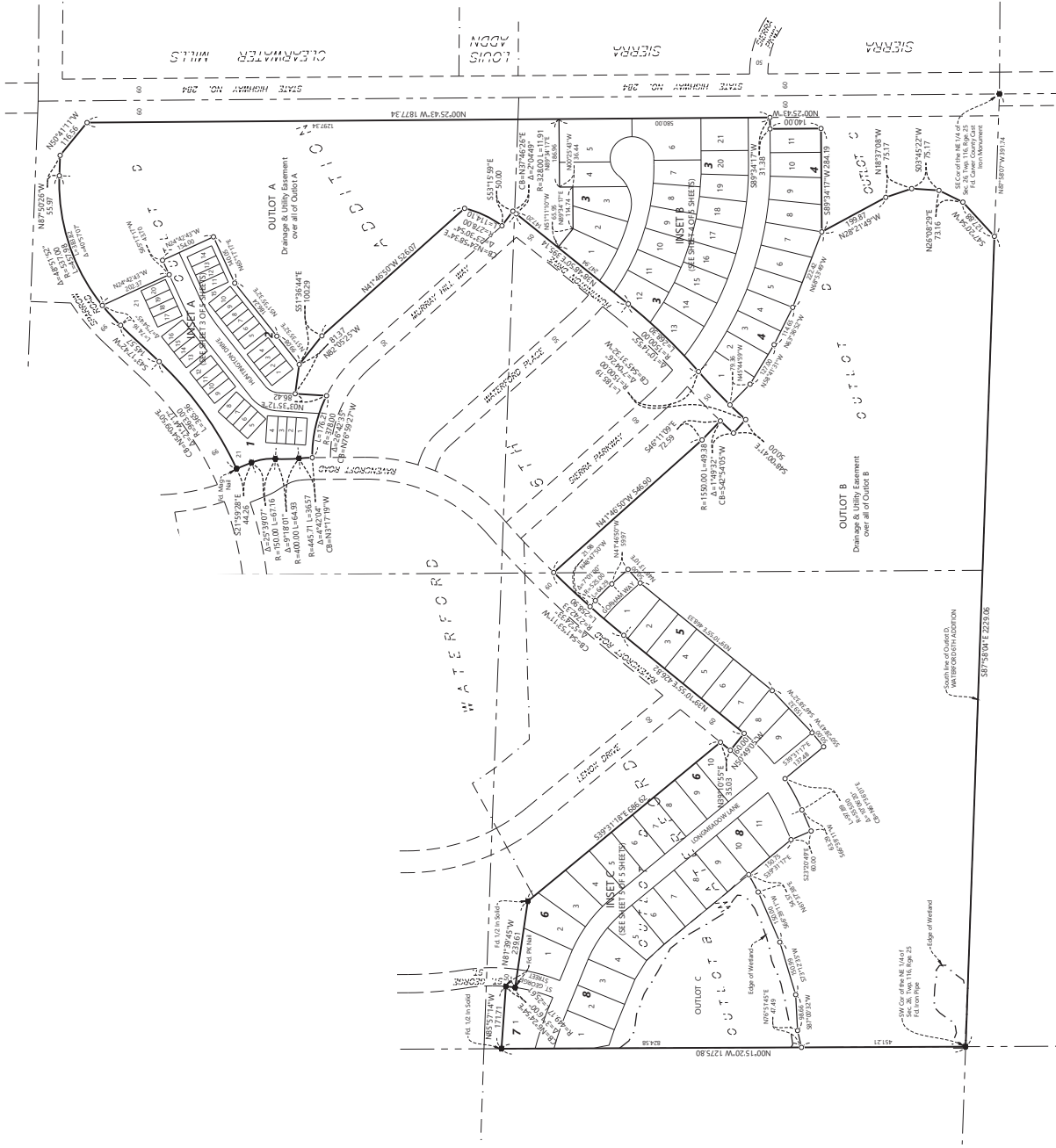
DATE: 01/19/2022

EASEMENT VACATION

PROJECT NUMBER: 0039620.02

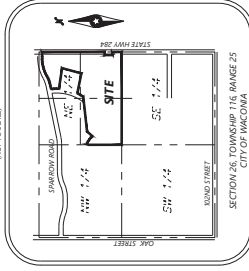
WATERFORD 7TH ADDITION

PLAT FILE NO.
C.R. DOC. NO.

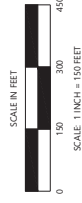


VICINITY MAP

(NOT TO SCALE)



- SET 1/2" BY 1/4" IRON PIPE WITH CAP #5506
 - FOUND MONUMENT AS NOTED ON SURVEY
- THE SOUTHLINE OF OUTLOT D, WATERFORD 6TH ADDITION, HAS A BEARING OF S87°50'14" E (CARRIER COUNTY, MADRID 196400)





REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		May 2, 2022 City Council Meeting Minutes					
Originating Department:		Administration					
Presented by:		Ann Meyerhoff					
Previous Council Action (if any):							
Item Type (X only one):		Consent	X	Regular Session		Discussion Session	
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Approve May 2, 2022 City Council Meeting Minutes							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
Attachments: 1. Minutes 05-02-2022.pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
Budget Information: ☐ Budgeted ☐ Non Budgeted ☐ Amendment Required				Planning Commission			
				Parks and Recreation Board			
				Safari Island Advisory Board			
				Other			

CITY OF WACONIA
May 2, 2022

Pursuant to due call and notice thereof, the regular meeting of the City Council of the City of Waconia was called to order by Mayor Bloudek via Zoom at 6:00 p.m. The following members were present: Kent Bloudek, Nicole Waldron, Randy Sorensen, Pete Leo, Carl Pierson

Staff Present: Shane Fineran, Craig Eldred, Lane Braaten, Nicole Meyer, Ann Meyerhoff

1) [CALL MEETING TO ORDER AND ROLL CALL](#)

2) [PLEDGE OF ALLEGIANCE](#)

3) [ADOPT AGENDA](#)

Motion by Nicole Waldron, seconded by Carl Pierson 3) ADOPT AGENDA
MOTION carried

4) [VISITOR'S PRESENTATIONS, PETITIONS, CORRESPONDENCE](#)

Carver County Commissioner Tim Lynch and Carver County Public Services Deputy Director Paul Moline, explained the No Wake Ordinance to the Council.

5) [ADOPT CONSENT AGENDA](#)

5.1 April 18, 2022 City Council Minutes

[Minutes 4-18-2022.pdf](#)

5.2 May 2, 2022 Expenditures

[Council List-Expenditures 05.02.2022.pdf](#)

5.3 Contractor Pay Request #6 - Everson New Storage Shed

[Payment Application #06.pdf](#)

5.4 Rink Management Services Corporation Safari Island Community Center
Expenditures Incurred March 2022

[Safari Island Bills & Applied Payments 03.2022.pdf](#)

5.5 Rink Management Services Corporation Waconia Ice Arena Expenditures
Incurred March 2022

[Waconia Ice Arena Bills & Applied Payments 03.2022.pdf](#)

- 5.6 Lodging Tax Funds Request - Waconia CVB
- 5.7 Approve Temporary Liquor License for Lions Club
[22126res Temp On Sale Waconia Lions.doc](#)
- 5.8 Approve Temporary Liquor License for Lions Club
[22127res Temp On Sale Waconia Lions.doc](#)
- 5.9 Authorize Grant Submission for Memorial Restoration
[22128res MN_Historical_Society_Large_Grant_Res.doc](#)
- 5.10 Approval of Flowtronex Variable Speed Pump Station Equipment Acquisition, Waterford Reuse
[22129res Authorize_Flowtronex_Variable_Speed_Pump_Acquisition_Res.doc](#)
[Waconia Water Reuse Proposal 9-28-21.pdf](#)
- 5.11 Termination of Tax Increment Finance District #3
[22130res
Waconia__TIF_Dist_3__RESOLUTION_TERMINATING_TIF_DISTRICT.doc
x](#)
- 5.12 Authorize Execution of Smart Water Program Agreement
[22131res Approval_of_Execution_Smart_Water_Rebate_Agreement_Res.doc](#)
[Highlighted City partner agreement Final 2022.docx](#)
- 5.13 Approve Execution of Fire Hydrant & Watermain Agreement
[22132res Fire_Hydrant___Watermain_Everson_Hardware_Agreement_Res.doc](#)
[Water Line Requet & Fire Hydrant Everson Hardware Executed.pdf](#)

Motion by Randy Sorensen , seconded by Pete Leo 5) ADOPT CONSENT AGENDA
MOTION carried

6) **COUNCIL BUSINESS**

- 6.1 Award Construction Contract and City Supplied Materials and Services for Waterford Storm water Reuse

22133res

Award_Construction_Contract_and_City_Supplied_Equipment_Waterford_Reuse
_Res.doc

2022-04-26 Waterford Reuse Award.pdf

17-072-21 - Waconia - Huffcutt 4-27.pdf

Waterfor Park Re-Use Station.pdf

Craig Eldred stated that the City has been working with the Engineers, Waterford Development Representatives, and suppliers on pumping equipment, storm water treatment equipment, structures, and electrical items to fully construct the Waterford Reuse System in efforts to meet storm water requirements for the Waterford Development and City Credit Bank systems with Carver County Water Management Organization for future infrastructure improvement projects community wide.

The Final element of awarding the construction contract and authorization of city supplied material and equipment are necessary to allow completion of this project and delivery of storm water as required. On April 26, 2022 at 10:00 a.m. three bids were received and read aloud via Quest an online portal. The lowest bid was provided by S.M. Hentges and Sons, Inc. at the amount of \$492,570.00. Eldred went through the bids received and a detailed list of City supplied material and equipment.

Eldred explained that the reason for the number of bids received was due to the fact that this type of project and improvement is similar to lift station applications and not all contractors have the capability to complete this type of service.

Council Member Leo asked when is this scheduled to start. Eldred responded that we are hoping for August.

Motion by Pete Leo, seconded by Nicole Waldron 6) Approve Resolution 2022-133, Approval of Award of a Construction Contract for Waterford Stormwater Reuse Project o S.M. Hentges & Sons, Inc. at a Cost of \$492,570.00 & City Supplied Material and Services at a cost of \$201,000.00: CIP Project 676.

MOTION carried

7) ITEMS REMOVED FROM CONSENT AGENDA

8) STAFF REPORTS

Shane stated that in April the City was awarded the GFOA Certificate of Achievement for Excellence in Financial Reporting.

Craig touched upon the 2022 Infrastructure Improvement Project. First phase will start next week. A Letter was drafted by Jake at Bolton & Menk to notify residents.

9) **BOARD REPORTS**

Council Member Waldron – Sister Saturday is May 14th

Council Member Leo – There were 75 teachers at the school meeting about contracts. Pat Devine announced that he took a position with Southwest Metro as Director of Online Learning.

10) **ANNOUNCEMENTS:**

11) **ADJOURN REGULAR MEETING**

Work Session: 2021 Year End Financials

UPCOMING CALENDAR OF EVENTS/MEETINGS:

Kent Bloudek, Mayor

ATTEST: _____

Ann Meyerhoff, Office Assistant



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		May 16, 2022 Expenditures					
Originating Department:		Finance					
Presented by:		Nicole Meyer					
Previous Council Action (if any):							
Item Type (X only one):	Consent	X	Regular Session		Discussion Session		
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Payment of May 16, 2022 Expenditures							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
<u>Attachments:</u> 1. Council List-Expenditures 05.16.2022_Purchasing Card.pdf 2. Council List-Expenditures 05.16.2022_Other.pdf 3. Council List-Expenditures 05.16.2022_Regular.pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
Budget Information: _____ Budgeted _____ Non Budgeted _____ Amendment Required				Planning Commission			
				Parks and Recreation Board			
				Safari Island Advisory Board			
				Other			

I have reviewed the list of claims for council approval and recommend payment

Nicole H. Meyer

Nicole Meyer, Finance Director

CITY OF WACONIA
Council List- Expenditures - Purchasing Card
Meeting: May 16, 2022

VENDOR NAME	DESCRIPTION	AMOUNT	FUND / DEPARTMENT
ALLIANCE TECHNOLOGY, LLC	Sewer Camera Cable	\$153.07	Sewer Utility Fund
AMAZON.COM	Arborist Study Guide Exam Practice	\$156.48	Parks
AMAZON.COM	Computer Hardware Switch	\$68.98	Technology
AMAZON.COM	Computer Keyboards	\$119.97	Technology
AMAZON.COM	Label Maker and Case	\$115.98	Technology
AMERICAN PUBLIC WORKS ASSOCIATION	APWA Conference	\$829.00	Storm Water Fund
AMERICAN PUBLIC WORKS ASSOCIATION	PW Management Manual & Poster	\$104.10	Streets
ASSURITY LIFE INSURANCE COMPANY	Premiums 03.2022	\$584.22	Payroll Liability
BIFFS, INC.	Parks Portable Sanitation	\$696.00	Parks
CAR-CO AUTO PARTS CO.	#134 Air, Oil, Hyd Filters	\$188.23	Parks
CAR-CO AUTO PARTS CO.	#179 Oil Filter	\$46.86	Streets
CAR-CO AUTO PARTS CO.	#180 Oil Filter & #36 Air Filter	\$90.86	Streets
CAR-CO AUTO PARTS CO.	#186 Oil Filter & #4005 Fuel	\$19.02	Parks
CAR-CO AUTO PARTS CO.	#44 Oil Filter/ Grease Coupler	\$10.47	Sewer Utility Fund
CAR-CO AUTO PARTS CO.	#58 Ford Vehicle Part	\$5.48	Streets
CAR-CO AUTO PARTS CO.	#8021 3/4 Round Grom Wire	\$16.98	Streets
CAR-CO AUTO PARTS CO.	#8021 Mud Flap	\$14.77	Streets
CAR-CO AUTO PARTS CO.	Jetting Truck Cleaning Supplies	\$64.36	Sewer Utility Fund
CAR-CO AUTO PARTS CO.	License Plate Light	\$2.69	Water Utility Fund
CAR-CO AUTO PARTS CO.	Starter Fluid for Shop	\$8.98	Streets
CAR-CO AUTO PARTS CO.	Tire Shine	\$6.99	Streets
CARQUEST AUTO PARTS	Hydraulic Hose & Hose Ends	\$73.70	Water Utility Fund
CARVER COUNTY SOIL & WATER CONSERVATION	Park Pine & Spruce Trees	\$120.00	Parks
CENTRAL HYDRAULIC INC	Unit #32 Repair & Parts	\$2,122.70	Streets
CINTAS CORPORATION NO. 2	CH Restrooms/ Mats 02.2022	\$33.52	Central Facilities
CINTAS CORPORATION NO. 2	PW First Aid Supplies	\$425.03	Central Facilities
CINTAS CORPORATION NO. 2	PW Uniforms 02.2022	\$179.26	Streets
CINTAS CORPORATION NO. 2	PW Uniforms 02.2022	\$74.11	Parks
CINTAS CORPORATION NO. 2	PW Uniforms 02.2022	\$63.05	Water Utility Fund
CINTAS CORPORATION NO. 2	PW Uniforms 02.2022	\$63.04	Sewer Utility Fund
CINTAS CORPORATION NO. 2	PW Uniforms 02.2022	\$95.10	Storm Water Fund
CINTAS CORPORATION NO. 2	PW Uniforms 02.2022	\$3.50	Street Light Utility Fund
CINTAS CORPORATION NO. 2	Vehicle First Aid Kits	\$623.81	Streets
CINTAS CORPORATION NO. 2	Vehicle First Aid Kits	\$312.00	Parks
CINTAS CORPORATION NO. 2	Vehicle First Aid Kits	\$312.00	Water Utility Fund
CINTAS CORPORATION NO. 2	Vehicle First Aid Kits	\$312.00	Sewer Utility Fund
COLONY PLAZA	#170 Propane	\$57.34	Streets
CORE & MAIN	6x15 Rep Clip	\$245.21	Water Utility Fund
CORE & MAIN	6x15 Rep Clip & Coal Tar Spray	\$594.90	Water Utility Fund
CORE & MAIN	Gator Grip Gate Valve Key	\$695.00	Water Utility Fund
CORE & MAIN	Hydrant Lubricant	\$444.18	Water Utility Fund
CRYSTEEL TRUCK EQUIPMENT INC	# 56 Power/Ground Cable	\$157.32	Streets
DELTA AIRLINES	Checked Bag Fee	\$60.00	Parks
DOG WASTE DEPOT	Dog Waste Bags for Stations	\$1,215.82	Parks
DULTMEIER SALES LLC	#36 Swivel Elbow & Nipple	\$27.53	Streets
DULTMEIER SALES LLC	#61 Check Valve & Poly Fitting	\$82.81	Streets
D'VINCIS OF WACONIA	Standby Crew Banquet	\$41.29	Fire
ECM PUBLISHERS INC	Publishing Fees 02.2022	\$267.30	Administration
ECM PUBLISHERS INC	Publishing Fees 02.2022	\$471.42	Finance
ECM PUBLISHERS INC	Publishing Fees 02.2022	\$72.90	Planning
ECM PUBLISHERS INC	Publishing Fees 02.2022	\$116.64	PIR Fund
EMERGENCY AUTOMOTIVE TECH INC	#0150 Low Profile LED Beacon	\$418.97	Streets
EMERGENCY AUTOMOTIVE TECH INC	#35 Headlight Flasher	\$62.75	Sewer Utility Fund
EVERSON HARDWARE HANK	Builders Hardware & Dowel	\$8.17	Parks
EVERSON HARDWARE HANK	Jetting Truck Cleaning Supplies	\$15.96	Sewer Utility Fund
EVERSON HARDWARE HANK	Key Identity Lock	\$17.99	Water Utility Fund
EVERSON HARDWARE HANK	Lift Station Anchor	\$48.22	Sewer Utility Fund
EVERSON HARDWARE HANK	Lift Station Mouse Traps	\$17.98	Sewer Utility Fund
EVERSON HARDWARE HANK	Oil Base Primer Sealer	\$5.98	Parks

CITY OF WACONIA
Council List- Expenditures - Purchasing Card
Meeting: May 16, 2022

VENDOR NAME	DESCRIPTION	AMOUNT	FUND / DEPARTMENT
EVERSON HARDWARE HANK	Reuse Irrigation Boxes	\$61.97	Storm Water Fund
EVERSON HARDWARE HANK	Star Drive Lag Screw	\$22.99	Parks
EVOQUA WATER TECHNOLOGIES LLC	Bioxide Storage Lease 02.2022	\$1,996.00	Sewer Utility Fund
FASTENAL INDUSTRIAL & CONST	Sign Brackets	\$43.06	Streets
FASTENAL INDUSTRIAL & CONST	Supplies for Sign Shop & Box	\$73.43	Streets
FEDEX FREIGHT	Shipping Cost for Training Pro	\$77.00	Fire
FERGUSON ENTERPRISES, INC.	Resale Meters	\$8,487.10	Water Utility Fund
FORCE AMERICA DISTRIBUTING, LLC	#36 Cable & Granular Feedback	\$570.15	Streets
FORCE AMERICA DISTRIBUTING, LLC	#36 Coupler, Feedback Sensor,	\$204.75	Streets
FRANKLIN PRINTING	City Hall Copy Paper	\$1,399.65	Administration
FRANKLIN PRINTING	Fire Medical Forms	\$127.26	Fire
GFOA	Compensation & Payroll Course	\$315.00	Finance
GOTO TECHNOLOGIES USA, INC	Computer Remote Software	\$1,394.80	Technology
GRAINGER, INC.	Batteries & Fluorescent Ballas	\$29.59	Fire
GRAINGER, INC.	Medical Supplies and Tools for	\$383.50	Fire
GRAINGER, INC.	New Leak Detector	\$216.22	Fire
GRAINGER, INC.	Outdoor Light Bulb	\$20.33	Central Facilities
H & L MESABI	Curb Guards	\$476.00	Streets
HACH COMPANY	Chlorine Accuvacs for Testing	\$111.51	Water Utility Fund
HACH COMPANY	Fluoride Accuvacs for Testing	\$208.08	Water Utility Fund
HECKSEL MACHINE INC	#61 & #192 Tube & #44 Pipe	\$606.00	Streets
HENNESSY SERVICE CENTER	#9017 Tire Machine Repair	\$443.26	Sewer Utility Fund
HOLIDAY GAS STATION	Command Vehicle Washing 03.202	\$22.00	Fire
HOLIDAY GAS STATION	Gas for Training in Iowa	\$88.52	Water Utility Fund
HOTELS.COM	Electric Pump Trng Hotel	\$411.72	Sewer Utility Fund
HOTSY MINNESOTA	#9016 Detergent & Strainer	\$62.03	Streets
JOHN HENRY FOSTER	WTP Compressor Repair	\$436.15	Water Utility Fund
KUM & GO	Gas for Training in Iowa	\$74.92	Water Utility Fund
KWIK TRIP	#1110 Fuel	\$216.20	Fire
LANO EQUIPMENT OF LANO	#8016 Clevis & Grab Hook	\$33.50	Streets
LANO EQUIPMENT, INC.	#2007 Oil	\$77.90	Streets
LANO EQUIPMENT, INC.	#2035 Plow Blade & Shoes	\$1,767.00	Parks
LAWSON PRODUCTS INC	Shop Supplies	\$39.83	Streets
LAWSON PRODUCTS INC	Shop Supplies	\$397.32	Parks
LEAGUE OF MINNESOTA CITIES	LMC Conference - Waldron	\$399.00	Administration
MARRIOTT	MCFOA Conference Hotel	\$573.29	Administration
MAYER LUMBER COMPANY	Cedar Planks	\$365.68	Parks
MENARDS	Community Garden Materials	\$866.34	Parks
METRO FIBERNET LLC	Phone Services 03.2022	\$22.66	Bill Back Receivable
METRO FIBERNET LLC	Phone Services 03.2022	\$490.38	Central Facilities
METRO FIBERNET LLC	Phone Services 03.2022	\$136.67	Safari Island Fund
METRO FIBERNET LLC	Phone Services 03.2022	\$109.98	Water Utility Fund
METRO FIBERNET LLC	Phone Services 03.2022	\$30.91	Sewer Utility Fund
METRO FIBERNET LLC	Phone Services 03.2022	\$41.21	Storm Water Fund
METRO FIBERNET LLC	Phone Services 03.2022	\$108.58	Ice Arena
MIDWEST MACHINERY CO.	#0141 Solenoid	\$87.34	Streets
MILLS FLEET FARM	#61 Chain Hooks	\$28.96	Streets
MILLS FLEET FARM	#8019 Flood Nozzle Spray Tips	\$35.95	Streets
MILLS FLEET FARM	Expo Supplies	\$10.81	Administration
MN DEPARTMENT OF LABOR & INDUSTRY	Q1-2021 Bldg Permit Surcharge	\$5,805.43	Building Permit Surcharge Payable
MN DEPARTMENT OF LABOR & INDUSTRY	Q2-2021 Bldg Permit Surcharge	\$7,906.15	Building Permit Surcharge Payable
MN DEPARTMENT OF LABOR & INDUSTRY	Q3-2021 Bldg Permit Surcharge	\$10,206.67	Building Permit Surcharge Payable
MN DEPARTMENT OF LABOR & INDUSTRY	Q4-2021 Bldg Permit Surcharge	\$9,498.98	Building Permit Surcharge Payable
MN POLLUTION CONTROL AGENCY	SC/SD Exam Refresher	\$260.00	Sewer Utility Fund
MN POLLUTION CONTROL AGENCY	Service Fee	\$6.47	Sewer Utility Fund
MN VALLEY ELECTRIC COOP	Electric Service 03.2022	\$93.83	Central Facilities
MN VALLEY ELECTRIC COOP	Electric Service 03.2022	\$517.26	Sewer Utility Fund
MN VALLEY ELECTRIC COOP	Electric Service 03.2022	\$2,867.83	Street Light Utility Fund
MONROE TOWMASTER LLC	Cover Sensor Speed	\$75.86	Streets
NAPA AUTO PARTS	Cable Ties	\$23.06	Fire
NATIONAL REGISTRY OF EMT'S	EMT License Renewal - Noeldner	\$25.00	Fire
NATIONAL REGISTRY OF EMT'S	EMT License Renewal - Sorenson	\$25.00	Fire
NORTHERN TOOL & EQUIPMENT CO	#4005 Parts & Trailer J Hooks	\$119.85	Parks

CITY OF WACONIA
Council List- Expenditures - Purchasing Card
Meeting: May 16, 2022

VENDOR NAME	DESCRIPTION	AMOUNT	FUND / DEPARTMENT
NUSS EQUIPMENT GROUP LLC	#36 Elbow Nipples & Valve	\$129.91	Streets
PINE PRODUCTS	Compost Disposal Fee	\$325.00	Streets
POUNDER'S BAR & GRILL	Carver County Admin Meeting	\$23.64	Administration
PRECISE MRM LLC	Vehicle Data Charge 02.2022	\$516.00	Water Utility Fund
PYNK	Travel Expense	\$75.70	Parks
ROYAL TIRE INC	#35 Front Tires	\$1,335.00	Sewer Utility Fund
SNAP-ON TOOLS	Air Tool Oil	\$19.55	Streets
STAPLES CONTRACT & COMMERCIAL, INC.	Computer Stand	\$52.00	Finance
STAPLES CONTRACT & COMMERCIAL, INC.	Computer Stand Return	-\$52.00	Finance
STAPLES CONTRACT & COMMERCIAL, INC.	Office Supplies	\$43.63	Finance
STAPLES CONTRACT & COMMERCIAL, INC.	Office Supplies	\$30.81	Planning
STAPLES CONTRACT & COMMERCIAL, INC.	Office Supplies Return	-\$5.13	Finance
STAPLES CONTRACT & COMMERCIAL, INC.	Planning Printer Toner	\$204.39	Planning
TARGET	Career Fair Candy	\$9.99	Administration
TARGET	Crisco	\$47.45	Streets
THE TESSMAN COMPANY	MC Diluent Blue	\$227.00	Parks
TOLL COMPANY	Acculock Nozzle w/Recess	\$30.03	Streets
TOLL COMPANY	Welding Helmet	\$321.93	Streets
ULINE	Label Maker Cartridges	\$321.15	Fire
UNIVERSITY OF MINNESOTA	Construction Installer Recertification	\$115.00	Storm Water Fund
UNIVERSITY OF MINNESOTA	Construction Site Manager Course	\$215.00	Streets
UNIVERSITY OF MINNESOTA	Construction Site Manager Course	\$215.00	Storm Water Fund
UNIVERSITY OF MN - SHADE TREE	Tree Inspector Certification	\$50.00	Parks
UPS STORE	State WQP Postage	\$15.25	Water Utility Fund
USPS	Postage for Council Packet	\$9.25	Administration
VESSCO, INC	Chemical Feed Pump Parts & Hose	\$10,284.92	Water Utility Fund
WACONIA CHAMBER OF COMMERCE	Chamber Lunch for N. Waldron	\$30.00	Administration
WASTE MANAGEMENT	E Frontage Rd Proj - Soil Disp	\$7,640.42	PIR Fund
ZARNOTH BRUSH WORKS	#2028 Wafer Broom Refill	\$466.05	Streets
ZARNOTH BRUSH WORKS	#47 Disposable Gutter Broom	\$1,660.00	Storm Water Fund
ZARNOTH BRUSH WORKS	Bobcat Broom Refills & Poly	\$3,541.00	Parks
ZARNOTH BRUSH WORKS	Park Brooms & #2016 Return	\$1,099.10	Parks
ZIEGLER INC	#134 Washers, Bushings, Bearing	\$715.51	Streets
Grand Total		\$104,608.43	

The above bills have been approved for payment at the regular City Council Meeting on May 16, 2022.
Authorized and ordered for payment:

Mayor

City Administrator

I have reviewed the list of claims for council approval and recommend payment

Nicole Meyer

Nicole Meyer, Finance Director

CITY OF WACONIA
Council List-Expenditures - Other
Meeting: May 16, 2022

VENDOR NAME	DESCRIPTION	AMOUNT	FUND / DEPARTMENT
3G CONTRACTING INC.	Snow Hauling	\$11,887.50	Streets
CENTERPOINT ENERGY RESOURCES CORP	Natural Gas Service 02.2022	\$7,789.55	Central Facilities
CENTERPOINT ENERGY RESOURCES CORP	Natural Gas Service 02.2022	\$2,328.13	Water Utility Fund
CENTERPOINT ENERGY RESOURCES CORP	Natural Gas Service 02.2022	\$704.96	Sewer Utility Fund
CENTERPOINT ENERGY RESOURCES CORP	Natural Gas Service 02.2022	\$164.94	Storm Water Fund
CENTERPOINT ENERGY RESOURCES CORP	Natural Gas Service 02.2022	\$164.94	Street Light Utility Fund
CENTERPOINT ENERGY RESOURCES CORP	Natural Gas Service 02.2022	\$4,929.50	Ice Arena
CITY OF WACONIA	CH/ Compost Petty Cash	\$200.00	Cash
EFTPS	Federal Taxes - Pay 07-2022	\$28,475.88	Payroll Liability
EFTPS	Federal Taxes - Pay 08-2022	\$26,718.17	Payroll Liability
EFTPS	Federal Taxes -Fire/CC 03/2022	\$3,775.89	Payroll Liability
HEATHER HEDIN	Utility Bill Refund	\$332.89	Water Utility Fund
INVOICE CLOUD, INC.	CC Transaction Fees 03.2022	\$1,879.40	Finance
KANSAS STATE BANK OF MANHATTAN	Exercise Equip Lease 04.2022	\$2,310.00	Safari Island Fund
MARCO TECHNOLOGIES, LLC	CH Printer Lease 03.21-04.21	\$722.26	Central Facilities
MARCO TECHNOLOGIES, LLC	FS/PW/SI Printer Use 04.2022	\$853.29	Central Facilities
MARCO TECHNOLOGIES, LLC	FS/PW/SI Printer Use 04.2022	\$533.15	Safari Island Fund
MARCO TECHNOLOGIES, LLC	PW Printer Lease 04.2022	\$70.68	Water Utility Fund
MARCO TECHNOLOGIES, LLC	PW Printer Lease 04.2022	\$70.69	Sewer Utility Fund
MARYLAND CHILD SUPPORT ACCOUNT	Case #300104367 - Pay 04.15.22	\$216.75	Payroll Liability
MINNESOTA DEPARTMENT OF REVENUE	Sales Tax Liability 03.2022	\$11.19	Payroll Liability
MINNESOTA DEPARTMENT OF REVENUE	State Taxes - Fire/CC 03/2022	\$223.20	Payroll Liability
MINNESOTA DEPARTMENT OF REVENUE	State Taxes - Pay 07-2022	\$5,296.85	Payroll Liability
MINNESOTA DEPARTMENT OF REVENUE	State Taxes - Pay 08-2022	\$5,007.15	Payroll Liability
MINNESOTA DEPARTMENT OF REVENUE	Sales Tax Liability 03.2022	\$168.46	Safari Island Fund
MINNESOTA DEPARTMENT OF REVENUE	Sales Tax Liability 03.2022	\$1,277.35	Water Utility Fund
MONEY MOVERS	SI Insurance Reimb 03.2022	\$26.25	Safari Island Fund
NATIONWIDE RETIREMENT SOLUTIONS	EE Retirement - Pay 07-2022	\$2,370.00	Payroll Liability
NATIONWIDE RETIREMENT SOLUTIONS	EE Retirement - Pay 08-2022	\$2,520.00	Payroll Liability
NORTHERN STATES POWER COMPANY, MINNESOTA	10525 10th St Electric 02.2022	\$20.31	Central Facilities
OLD NATIONAL BANK	EE HSA Liability - Pay 07-2022	\$3,929.83	Payroll Liability
OLD NATIONAL BANK	EE HSA Liability - Pay 08-2022	\$3,779.83	Payroll Liability
OLD NATIONAL BANK	EE HSA Liability - Pay 09-2022	\$3,779.83	Payroll Liability
OLD NATIONAL BANK	ER HSA Liability - Pay 07-2022	\$2,369.36	Payroll Liability
OLD NATIONAL BANK	ER HSA Liability - Pay 08-2022	\$2,369.36	Payroll Liability
OLD NATIONAL BANK	ER HSA Liability - Pay 09-2022	\$2,369.36	Payroll Liability
PERA	EE/ER Retirement - Pay 07-2022	\$17,430.50	Payroll Liability
PERA	EE/ER Retirement - Pay 08-2022	\$16,700.31	Payroll Liability
RELIANCE STANDARD	04.2022 Premiums	\$1,601.94	Payroll Liability
RINK MANAGEMENT SERVICES CORPORATION	SI CC Reimb 03.20.22 -03.31.22	\$15,047.32	Safari Island Fund
RINK MANAGEMENT SERVICES CORPORATION	SI CC Reimb 04.01.22 -04.19.22	\$46,972.92	Safari Island Fund
RINK MANAGEMENT SERVICES CORPORATION	IA CC Reimburse/Replenish 3.22	\$9,300.67	Ice Arena
RINK MANAGEMENT SERVICES CORPORATION	IA CC Reimburse/Replenish 4.22	\$1,983.75	Ice Arena
SECURITY BANK WACONIA	EDA Lease Rev Safari Island	\$27,273.02	2004 Community Center Bond
SECURITY BANK WACONIA	Rev Bonds Arena Construction	\$35,811.39	2007 Ice Arena Bond
ST BONI MOTOR SPORTS	2022 Can-am/Trailer	\$37,947.44	Capital Equipment Fund
STANDARD PRINTING -N- MAILING	UB/Mailing Processing 03.2022	\$988.76	Water Utility Fund
STANDARD PRINTING -N- MAILING	UB/Mailing Processing 03.2022	\$988.77	Sewer Utility Fund
STANDARD PRINTING -N- MAILING	#10 Envelopes Mailings	\$287.00	Water Utility Fund
STANDARD PRINTING -N- MAILING	UB/Mailing Processing 04.2022	\$1,013.91	Water Utility Fund
STANDARD PRINTING -N- MAILING	#10 Envelopes Mailings	\$287.00	Sewer Utility Fund
STANDARD PRINTING -N- MAILING	UB/Mailing Processing 04.2022	\$1,013.92	Sewer Utility Fund
Grand Total		\$344,295.52	

The above bills have been approved for payment at the regular City Council Meeting on May 16, 2022.

Authorized and ordered for payment:

Mayor

City Administrator

I have reviewed the list of claims for council approval and recommend payment

Nicole Meyer

Nicole Meyer, Finance Director

**CITY OF WACONIA
Council List-Expenditures
Meeting: May 16, 2022**

VENDOR NAME	DESCRIPTION	AMOUNT	FUND / DEPARTMENT
AMERICAN LEGION POST 150	Senior Dining Program 06.2022	\$600.00	Central Facilities
ANDREA ORENCO	Utility Bill Refund	\$13.07	Water Utility Fund
BOLTON & MENK, INC	04.2022 Miscellaneous Engineer	\$243.00	Administration
BOLTON & MENK, INC	04.2022 Miscellaneous Engineer	\$390.00	Streets
BOLTON & MENK, INC	04.2022 Miscellaneous Engineer	\$15.00	PIR Fund
BOLTON & MENK, INC	04.2022 Miscellaneous Engineer	\$705.00	Water Utility Fund
BOLTON & MENK, INC	04.2022 Miscellaneous Engineer	\$15.00	Storm Water Fund
BOLTON & MENK, INC	2020 Infrastructure Improvement	\$715.68	PIR Fund
BOLTON & MENK, INC	2020 Infrastructure Improvement	\$370.62	Water Utility Fund
BOLTON & MENK, INC	2020 Infrastructure Improvement	\$89.46	Sewer Utility Fund
BOLTON & MENK, INC	2020 Infrastructure Improvement	\$102.24	Storm Water Fund
BOLTON & MENK, INC	2021 Infrastructure Improvements	\$341.02	PIR Fund
BOLTON & MENK, INC	2021 Infrastructure Improvements	\$236.98	Storm Water Fund
BOLTON & MENK, INC	2022 Improvement Project	\$30,352.67	PIR Fund
BOLTON & MENK, INC	2022 Improvement Project	\$7,588.17	Water Utility Fund
BOLTON & MENK, INC	2022 Improvement Project	\$4,742.60	Sewer Utility Fund
BOLTON & MENK, INC	2022 Improvement Project	\$4,742.60	Storm Water Fund
BOLTON & MENK, INC	2023 CCWMO Cost Share Fund	\$2,275.00	Storm Water Fund
BOLTON & MENK, INC	ADA Transition Plan	\$530.00	PIR Fund
BOLTON & MENK, INC	Anderson Property Development	\$990.00	PIR Fund
BOLTON & MENK, INC	Cardinal Property Development	\$540.00	PIR Fund
BOLTON & MENK, INC	City Square Park ADA	\$799.00	PIR Fund
BOLTON & MENK, INC	Downtown Recon - Phase 1	\$5,057.50	PIR Fund
BOLTON & MENK, INC	Downtown Recon - Phase 1	\$1,517.25	Water Utility Fund
BOLTON & MENK, INC	Downtown Recon - Phase 1	\$1,517.25	Sewer Utility Fund
BOLTON & MENK, INC	Downtown Recon - Phase 1	\$2,023.00	Storm Water Fund
BOLTON & MENK, INC	East Frontage Road Extension	\$6,598.12	PIR Fund
BOLTON & MENK, INC	East Frontage Road Extension	\$956.25	Water Utility Fund
BOLTON & MENK, INC	East Frontage Road Extension	\$382.50	Sewer Utility Fund
BOLTON & MENK, INC	East Frontage Road Extension	\$1,625.63	Storm Water Fund
BOLTON & MENK, INC	East Frontage Road Parking Lot	\$211.00	PIR Fund
BOLTON & MENK, INC	Fields of Waconia Development	\$623.00	PIR Fund
BOLTON & MENK, INC	Highway 5 Phase II Funding	\$9,372.50	Streets
BOLTON & MENK, INC	Interlaken 8th Addition	\$138.00	PIR Fund
BOLTON & MENK, INC	L-52 Lift Station Upgrade	\$2,540.00	Sewer Utility Fund
BOLTON & MENK, INC	Municipal State Aid System	\$975.00	Streets
BOLTON & MENK, INC	Orchard Park Development	\$546.00	PIR Fund
BOLTON & MENK, INC	Shores of Lake Waconia East	\$355.00	PIR Fund
BOLTON & MENK, INC	Siegle Property Development	\$1,161.00	PIR Fund
BOLTON & MENK, INC	Stormwater Funding	\$7,917.00	Storm Water Fund
BOLTON & MENK, INC	Waconia Parkway North Trail	\$628.00	Storm Water Fund
BOLTON & MENK, INC	Waconia Parkway South Imp	\$2,046.80	PIR Fund
BOLTON & MENK, INC	Waconia Parkway South Imp	\$358.19	Water Utility Fund
BOLTON & MENK, INC	Waconia Parkway South Imp	\$153.51	Storm Water Fund
BOLTON & MENK, INC	Waterford Park	\$12,978.00	Storm Water Fund

CITY OF WACONIA
Council List-Expenditures
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VENDOR NAME	DESCRIPTION	AMOUNT	FUND / DEPARTMENT
BOLTON & MENK, INC	Windmill Creek 8th Addition	\$920.00	PIR Fund
BOLTON & MENK, INC	Woodland Creek	\$138.00	PIR Fund
CADY BUILDING MAINTENANCE, INC.	Facility Cleaning 05.2022	\$3,471.71	Central Facilities
CARVER COUNTY	2022 TIF District Admin Fees	\$400.00	Administration
CARVER COUNTY	2022 TIF District Admin Fees	\$600.00	Finance
CARVER COUNTY	2022 TIF District Admin Fees	\$300.00	Technology
CARVER COUNTY	Elections Report Setup Fee	\$25.00	Administration
CARVER COUNTY	Internet Services 05.2022	\$30.00	Bill Back Receivable
CARVER COUNTY	Internet Services 05.2022	\$204.25	Central Facilities
CARVER COUNTY	Internet Services 05.2022	\$110.25	Safari Island Fund
CARVER COUNTY	Internet Services 05.2022	\$23.50	Water Utility Fund
CARVER COUNTY	Internet Services 05.2022	\$23.50	Sewer Utility Fund
CARVER COUNTY	Internet Services 05.2022	\$75.00	Storm Water Fund
CARVER COUNTY	Internet Services 05.2022	\$98.50	Ice Arena
CCP NI MASTER TENANT 4, LLC	Solar Electric 03.2022	\$1,324.71	Central Facilities
CCP NI MASTER TENANT 4, LLC	Solar Electric 03.2022	\$27.31	Water Utility Fund
CCP NI MASTER TENANT 4, LLC	Solar Electric 03.2022	\$1,267.52	Sewer Utility Fund
CCP NI MASTER TENANT 4, LLC	Solar Electric 03.2022	\$614.56	Street Light Utility Fund
CHARLENE S KOZAR	Utility Bill Refund	\$55.00	Water Utility Fund
CHOICE ELECTRIC INC	Everson's New Storage Shed	\$9,075.97	PIR Fund
CITY OF BLOOMINGTON	Water Testing 04.2022	\$154.00	Water Utility Fund
CORVAL CONSTRUCTORS, INC	RO System Water Heater	\$39,500.00	Ice Arena
CYNTHIA KUJALA	Utility Bill Refund	\$5.37	Water Utility Fund
DAVID & CINDY SPLETTSTOESZER	Utility Bill Refund	\$19.92	Water Utility Fund
ED & PHYLLIS HABERMAN	Utility Bill Refund	\$45.71	Water Utility Fund
ELECTRIC PUMP, INC.	CIP Project 324; Lift Station #52	\$287,435.00	Sewer Utility Fund
ELECTRIC PUMP, INC.	Lift Station Controller	\$19,226.00	Sewer Utility Fund
ERIC GIESEN	Utility Bill Refund	\$56.33	Water Utility Fund
EVOQUA WATER TECHNOLOGIES LLC	Bioxide Storage Lease 04.2022	\$2,052.00	Sewer Utility Fund
EVOQUA WATER TECHNOLOGIES LLC	Lift Station Bioxide Treatment-284/SE/52	\$12,209.12	Sewer Utility Fund
FLEXIBLE PIPE TOOL COMPANY	2021 Aries CCTV Pathfinder	\$80,529.00	Sewer Utility Fund
GAMETIME	Park Replacement Parts	\$111.43	Parks
GOPHER STATE ONE-CALL	Utility Locate Tickets 04.2022	\$216.00	Water Utility Fund
GOPHER STATE ONE-CALL	Utility Locate Tickets 04.2022	\$216.00	Sewer Utility Fund
JIM MAISER	Utility Bill Refund	\$48.25	Water Utility Fund
JOHN MILLER	Utility Bill Refund	\$14.62	Water Utility Fund
KEVIN FINK	Utility Bill Refund	\$9.31	Water Utility Fund
LARRY CHRISTIANSON	Utility Bill Refund	\$44.25	Water Utility Fund
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$36,351.00	General Fund Prepaid Expense
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$922.00	Administration
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$964.00	Finance
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$297.00	Technology
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$890.00	Planning
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$16,562.00	Fire
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$19,419.00	Streets
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$10,090.00	Parks
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$2,602.00	Water Utility Fund
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$3,642.00	Water Utility Fund
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$2,602.00	Sewer Utility Fund

CITY OF WACONIA
Council List-Expenditures
Meeting: May 16, 2022

VENDOR NAME	DESCRIPTION	AMOUNT	FUND / DEPARTMENT
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$3,642.00	Sewer Utility Fund
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$881.00	Storm Water Fund
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$1,233.00	Storm Water Fund
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$84.00	Street Light Utility Fund
LEAGUE OF MN CITIES INSURANCE TRUST	Work Comp Renewal 2022/2023	\$117.00	Street Light Utility Fund
LHB, INC	TIF Site Inspection; ONB & Legion	\$5,486.78	Administration
LOCAL GOVERNMENT INFORMATION SYSTEMS	JDE Application Support	\$5,354.00	Technology
LOCAL GOVERNMENT INFORMATION SYSTEMS	Network Services thru 04.30.22	\$65.00	Technology
METRO WEST INSPECTION SERVICES	Building Inspections 01.2022	\$13,925.82	Building Inspections Payable
METRO WEST INSPECTION SERVICES	Building Inspections 01.2022	\$192.30	Building Inspections
METRO WEST INSPECTION SERVICES	Building Inspections 03.2022	\$23,886.04	Building Inspections Payable
METRO WEST INSPECTION SERVICES	Building Inspections 03.2022	\$1,224.20	Building Inspections
METROPOLITAN COUNCIL	SAC Report 04.2022	\$46,742.85	Sewer Utility Fund
METROPOLITAN COUNCIL	Sewer Flow Charges 06.2022	\$83,836.95	Sewer Utility Fund
NCPERS GROUP LIFE INS.	Premiums 05.2022	\$64.00	Payroll Liability
NOVEL SOLAR THREE LLC	Solar Electric 03.2022	\$3,341.68	Central Facilities
NOVEL SOLAR THREE LLC	Solar Electric 03.2022	\$3,317.14	Water Utility Fund
NOVEL SOLAR THREE LLC	Solar Electric 03.2022	\$2,593.19	Sewer Utility Fund
NOVEL SOLAR THREE LLC	Solar Electric 03.2022	\$579.47	Storm Water Fund
NOVEL SOLAR THREE LLC	Solar Electric 03.2022	\$333.02	Street Light Utility Fund
NOVEL SOLAR THREE LLC	Solar Electric 03.2022	\$1,202.41	Ice Arena
NRG PLUMBING LLC	CH Water Heater Replacement	\$1,500.00	Central Facilities
PATRICK HAGEN	Utility Bill Refund	\$8.01	Water Utility Fund
PLASTIC SAFETY SYSTEMS	Lane Gard System Legs Crossbar	\$990.99	Streets
QUESTICA INC	LOGIS/Questica -Connection	\$1,181.25	PIR Fund
RACHIO	Zone Controllers;1390 Interlaken	\$100.00	Water Utility Fund
RIEF APARTMENTS	Utility Bill Refund	\$273.70	Water Utility Fund
RON NOLAN	Utility Bill Refund	\$95.34	Water Utility Fund
SASCS, LLC	Fire Training	\$800.00	Fire
SCHWAB VOLLHABER LUBRATT SERVICE CORP	Dectron Fan Motor Repair	\$3,057.44	Safari Island Fund
SCOTT HOFFMAN	Used Oil Filters Recycling	\$250.00	Central Facilities
TRAVIS SERAFIN	Utility Bill Refund	\$71.21	Water Utility Fund
WILSON'S NURSERY INC.	Trees for Arbor Day; Bent Creek	\$1,567.85	Parks
WM MUELLER & SONS INC	3/4 Clear Red	\$3,194.16	Water Utility Fund
Grand Total		\$882,287.50	

The above bills have been approved for payment at the regular City Council Meeting on May 16, 2022.

Authorized and ordered for payment:

Mayor

City Administrator



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Rink Management Services Corporation Safari Island Community Center Expenditures Incurred in April 2022					
Originating Department:		Finance					
Presented by:		Nicole Meyer					
Previous Council Action (if any):							
Item Type (X only one):	Consent	☒ X	Regular Session	☐	Discussion Session	☐	
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Motion to Approve Rink Management Corporation Expenditures for Safari Island Community Center Incurred in April 2022							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
Rink Management Services Corporation has provided the attached report for expenditures paid in April 2022. Per the City's contract with Rink Management, these expenditures are paid by Rink Management for the City's operation of the Safari Island Community Center.							
<u>Attachments:</u>							
1. Safari Island Bills and Applied Payments 04.2022.pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses: Safari Island Community Center Fund (231)							
Budget Information: ☒ Budgeted ☐ Non Budgeted ☐ Amendment Required				Planning Commission			
				Parks and Recreation Board			
				Safari Island Advisory Board			
				Other			

Safari Island Community Center
Bills and Applied Payments
April 2022

	Date	Transaction Type	Num	Memo/Description	Split	Amount
American Red Cross						
	04/15/2022	Bill Payment (Check)	4261		0012 Cash - SI/RMSC	-120.00
	04/01/2022	Bill	22390937	Lifeguarding	4041 Training & Education	120.00
	04/29/2022	Bill Payment (Check)	4279		0012 Cash - SI/RMSC	-205.00
	04/13/2022	Bill	22417009	Lifeguarding	4041 Training & Education	205.00
Aqua Logic, Inc						
	04/15/2022	Bill Payment (Check)	4262		0012 Cash - SI/RMSC	-101.47
	04/01/2022	Bill	52205	Levolor Solenoid valve	4029 2 Maintenance & Repairs:Pool Repairs	101.47
Bakken, Wendy						
	04/22/2022	Bill Payment (Check)	4271		0012 Cash - SI/RMSC	-180.00
	04/07/2022	Bill	ER040722	Painting Class	4023 6 COGS - Operating:COGS - Reg., Progams & Lessons	180.00
Bank of America - Credit Card						
	04/08/2022	Bill Payment (Check)	4252		0012 Cash - SI/RMSC	-541.51
	03/17/2022	Bill	BOA031722	Pickleballs	4023 6 COGS - Operating:COGS - Reg., Progams & Lessons	91.20
	03/01/2022	Bill	BOA030122		-Split-	450.31
Bruce Weinzierl - Expense Reimbursement						
	04/15/2022	Bill Payment (Check)	4263		0012 Cash - SI/RMSC	-35.10
	04/05/2022	Bill	ER040522	4/5 & 4/6/22 to and from Home Depot	4043 2 Travel & Entertainment:Travel & Mileage	35.10
Cady Building Maintenance						
	04/08/2022	Bill Payment (Check)	4253		0012 Cash - SI/RMSC	-3,511.16
	04/01/2022	Bill	4983377	April Cleaning	4069 Contract Services	3,511.16
Card, Jenny						
	04/15/2022	Bill Payment (Check)	4264		0012 Cash - SI/RMSC	-50.80
	04/05/2022	Bill	2,001,814.00	Refund of credit on account	3043 Memberships	50.80
CD Products, INC						
	04/15/2022	Bill Payment (Check)	4265		0012 Cash - SI/RMSC	-35.43
	04/01/2022	Bill	79318	10 Age Change Decals	4029 1 Maintenance & Repairs:Building Repairs	35.43
	04/29/2022	Bill Payment (Check)	4280		0012 Cash - SI/RMSC	-1,231.59
	04/14/2022	Bill	79373	Membership Cards	4023 5 COGS - Operating:COGS - Memberships	1,231.59
Dan Montague - Expense Reimbursement						
	04/15/2022	Bill Payment (Check)	4266		0012 Cash - SI/RMSC	-21.98
	04/08/2022	Bill	ER040822	Fitness Headset strap	4023 6 COGS - Operating:COGS - Reg., Progams & Lessons	21.98
Dan Montague - Petty Cash						
	04/08/2022	Bill Payment (Check)	4254		0012 Cash - SI/RMSC	-11.36
	03/24/2022	Bill	PC032422	Plates	4023 4 COGS - Operating:COGS - Birthday Parties	11.36
	04/29/2022	Bill Payment (Check)	4281		0012 Cash - SI/RMSC	-3.39
	04/22/2022	Bill	PC042222	Alcohol to remove graffiti	4023 2 Operating Supplies:Maintenance Supplies	3.39
Diedrick, Craig						
	04/08/2022	Bill Payment (Check)	4255		0012 Cash - SI/RMSC	-89.30
	03/23/2022	Bill	ER032322		-Split-	89.30
	04/22/2022	Bill Payment (Check)	4272		0012 Cash - SI/RMSC	-83.53
	04/12/2022	Bill	ER041222	Food for recertification classes	4023 6 COGS - Operating:COGS - Reg., Progams & Lessons	83.53

	Date	Transaction Type	Num	Memo/Description	Split	Amount
Fed Ex						
	04/01/2022	Bill Payment (Check)	4249		0012 Cash - SI/RMSC	-53.27
	03/16/2022	Bill	7-692-83974	Account #7518-7142-2	4037 Postage & Delivery	26.84
	03/09/2022	Bill	7-685-23497	Account #7518-7142-2	4037 Postage & Delivery	26.43
Fitness On Demand						
	04/08/2022	Bill Payment (Check)	4256		0012 Cash - SI/RMSC	-2,399.40
	04/01/2022	Bill	12962	yearly dues	4053 Subscript., Memberships & Dues	2,399.40
GK2 Promotions						
	04/08/2022	Bill Payment (Check)	4257		0012 Cash - SI/RMSC	-243.58
	03/22/2022	Bill	5945	Triathlon Program T-shirts	4023 6 COGS - Operating:COGS - Reg., Programs & Lessons	243.58
	04/15/2022	Bill Payment (Check)	4267		0012 Cash - SI/RMSC	-466.53
	04/04/2022	Bill	5953	Marketing	4046 Advertising & Promotion	466.53
Grainger						
	04/22/2022	Bill Payment (Check)	4273		0012 Cash - SI/RMSC	-918.66
	04/01/2022	Bill	9265451055	Repair Rec Pool Motor	4029 2 Maintenance & Repairs:Pool Repairs	913.51
	04/01/2022	Bill	9265451063	Pool Repairs	4029 2 Maintenance & Repairs:Pool Repairs	5.15
	04/29/2022	Bill Payment (Check)	4282		0012 Cash - SI/RMSC	-41.66
	04/11/2022	Bill	9275371962	Outlet Safety Cap, Sleeve Coupling	4075 Chemicals/Pool Supplies	41.66
Hillyard / Hutchinson						
	04/29/2022	Bill Payment (Check)	4283		0012 Cash - SI/RMSC	-178.73
	04/13/2022	Bill	604703259	Janitorial Supplies	4023 2 Operating Supplies:Maintenance Supplies	178.73
Horizon Commercial Pool Supply						
	04/08/2022	Bill Payment (Check)	4258		0012 Cash - SI/RMSC	-5,410.08
	03/21/2022	Bill	12449	Pool Repair	4029 2 Maintenance & Repairs:Pool Repairs	203.05
	03/21/2022	Bill	12473	Pool Chemicals	4075 Chemicals/Pool Supplies	2,853.88
	03/22/2022	Bill	12640	Pool Repairs	4029 2 Maintenance & Repairs:Pool Repairs	1,191.76
	03/21/2022	Bill	12297	Pool Repairs	4029 2 Maintenance & Repairs:Pool Repairs	669.09
	03/14/2022	Bill	12054	Pump room repairs	4029 2 Maintenance & Repairs:Pool Repairs	492.30
	04/29/2022	Bill Payment (Check)	4284		0012 Cash - SI/RMSC	-3,343.37
	04/14/2022	Bill	13457	Acid Rite Tablets, Hydrochloric Acid, Pool Chemicals	4075 Chemicals/Pool Supplies	3,343.37
Innovative Office Solutions, LLC						
	04/08/2022	Bill Payment (Check)	4259		0012 Cash - SI/RMSC	-685.66
	03/25/2022	Bill	3725528	Janitorial Supplies	4023 2 Operating Supplies:Maintenance Supplies	685.66
	04/15/2022	Bill Payment (Check)	4268		0012 Cash - SI/RMSC	-1,718.86
	04/01/2022	Bill	3683787	Janitorial Supplies	4023 2 Operating Supplies:Maintenance Supplies	1,324.67
	04/01/2022	Bill	3717356	Janitorial Supplies	4023 2 Operating Supplies:Maintenance Supplies	394.19
Johnson Fitness & Wellness						
	04/22/2022	Bill Payment (Check)	4274		0012 Cash - SI/RMSC	-246.91
	04/01/2022	Bill	21-070690	Matrix Rower Repairs	4029 3 Maintenance & Repairs:Equipment Repairs	162.91
	04/08/2022	Bill	21-070722	Free Weight Repair	4029 3 Maintenance & Repairs:Equipment Repairs	84.00
Minneapolis Oxygen Company						
	04/29/2022	Bill Payment (Check)	4285		0012 Cash - SI/RMSC	-79.12
	04/01/2022	Bill	86619	Helium tank rental	4023 4 COGS - Operating:COGS - Birthday Parties	20.27
	04/01/2022	Bill	88002	Helium tank rental	4023 4 COGS - Operating:COGS - Birthday Parties	20.27
	04/01/2022	Bill	89441	Helium tank rental	4023 4 COGS - Operating:COGS - Birthday Parties	18.31
	04/01/2022	Bill	90877	Helium tank rental	4023 4 COGS - Operating:COGS - Birthday Parties	20.27

	Date	Transaction Type	Num	Memo/Description	Split	Amount
Rink Management Services Corporation						
	04/01/2022	Bill Payment (Check)	4250		0012 Cash - SI/RMSC	-27,072.76
	03/01/2022	Bill	106903	Paychex Processing Charges WK 09	4004 3 Contracted Payroll:Payroll Expenses	412.65
	03/01/2022	Bill	106876	CIGNA Health Insurance Billing Period 3/1 - 3/31/22	4004 2 Contracted Payroll:Health Insurance	1,333.62
	03/11/2022	Bill	106958	Paychex Screening Statement #24870868	4004 3 Contracted Payroll:Payroll Expenses	33.25
	03/14/2022	Bill	106933	Paychex Processing Invoice #2022030901, WK 11	4004 3 Contracted Payroll:Payroll Expenses	390.87
	03/24/2022	Bill	106857	Payroll Period Ending 3/20/22, Pay Date 3/28/22, WK 13	4004 1 Contracted Payroll:Payroll	24,902.37
	04/08/2022	Bill Payment (Check)	4260		0012 Cash - SI/RMSC	-1,508.59
	03/06/2022	Bill	107180	Quick Books Subscription	4053 Subscript., Memberships & Dues	180.00
	03/06/2022	Bill	107238	HR Classroom; Split Charge from Bill #030622th	4004 3 Contracted Payroll:Payroll Expenses	45.24
	03/06/2022	Bill	107252	Getty and Adobe	-Split-	27.98
	03/06/2022	Bill	107262	Buffer Split Charge	-Split-	22.00
	03/11/2022	Bill	106984	Paychex Statement #24870868; Monitoring Service	4004 3 Contracted Payroll:Payroll Expenses	91.80
	03/12/2022	Bill	107276	Verizon Billing Period 2/13 - 3/12/22	-Split-	143.35
	03/18/2022	Bill	107042	Principal Health Insurance Invoice 3/18/22; Billing Period 4/1 - 4/30/22	-Split-	195.48
	03/21/2022	Bill	107080	Timeclocks; Paychex Invoice #2205819	4004 3 Contracted Payroll:Payroll Expenses	296.80
	03/21/2022	Bill	107114	Time Budgeting Split Charge; Paychex Invoice #2205819	4004 3 Contracted Payroll:Payroll Expenses	18.25
	03/28/2022	Bill	107012	Paychex Processing Charges; WK 13	4004 3 Contracted Payroll:Payroll Expenses	414.92
	03/01/2022	Bill	107063	Postage for W-2 Mailings	4037 Postage & Delivery	54.52
	03/01/2022	Bill	107142	February 2022 Time Budgeting; Paychex Invoice #2124775	4004 3 Contracted Payroll:Payroll Expenses	18.25
	04/15/2022	Bill Payment (Check)	4269		0012 Cash - SI/RMSC	-28,015.17
	04/07/2022	Bill	107306	Payroll Period Ending 4/3/22, Pay Date 4/11/22, WK 15	4004 1 Contracted Payroll:Payroll	28,015.17
	04/22/2022	Bill Payment (Check)	4275		0012 Cash - SI/RMSC	-5,291.60
	05/01/2022	Bill	107369	May 2022 Management Fee	4069 1 Contract Services:Management Fees	4,750.00
	04/01/2022	Bill	107352	Worker's Comp Insurance - March 2022	4017 Worker's Comp. Ins.	541.60
	04/29/2022	Bill Payment (Check)	4286		0012 Cash - SI/RMSC	-30,452.53
	04/11/2022	Bill	107437	Paychex Invoice #2022040701; WK 15 Processing	4004 3 Contracted Payroll:Payroll Expenses	452.70
	04/05/2022	Bill	107381	CIGNA Health Insurance Billing Period 4/1 - 4/30/22	4004 2 Contracted Payroll:Health Insurance	1,333.62
	04/21/2022	Bill	107408	Payroll Period Ending 4/17/22, Pay Date 4/25/22, WK 17	4004 1 Contracted Payroll:Payroll	28,666.21
Simple Grace Promotions						
	04/29/2022	Bill Payment (Check)	4287		0012 Cash - SI/RMSC	-236.23
	04/21/2022	Bill	2127	Business Cards	4023 3 Operating Supplies:Office Supplies	236.23
Steven, Julia - Expense Reimbursement						
	04/01/2022	Bill Payment (Check)	4251		0012 Cash - SI/RMSC	-14.63
	03/25/2022	Bill	er032522	Travel to and from bank 3/21-3/25	4043 2 Travel & Entertainment:Travel & Mileage	14.63
	04/15/2022	Bill Payment (Check)	4270		0012 Cash - SI/RMSC	-26.33
	04/01/2022	Bill	ER032822	3/28 - 4/8/22 to and from bank	-Split-	26.33
	04/22/2022	Bill Payment (Check)	4276		0012 Cash - SI/RMSC	-14.63
	04/11/2022	Bill	ER041122	Mileage to and from bank 4/11 - 4/15/22	4043 2 Travel & Entertainment:Travel & Mileage	14.63
Waconia Ice Arena						
	04/22/2022	Bill Payment (Check)	4277		0012 Cash - SI/RMSC	-4,047.89
	03/28/2022	Bill	ST 02/22	Sales & Use tax payment for February 2022	-Split-	4,047.89
Welcome Neighbor Inc						
	04/22/2022	Bill Payment (Check)	4278		0012 Cash - SI/RMSC	-119.85
	04/05/2022	Bill	16071	Welcome Package	4046 Advertising & Promotion	119.85
Total Expenses:						\$118,807.66



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Rink Management Services Corporation Waconia Ice Arena Expenditures Incurred in April 2022					
Originating Department:		Finance					
Presented by:		Nicole Meyer					
Previous Council Action (if any):							
Item Type (X only one):	Consent	X	Regular Session		Discussion Session		
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Approve Rink Management Corporation Expenditures for Waconia Ice Arena Incurred in April 2022							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
Rink Management Services Corporation has provided the attached report for expenditures paid in April 2022. Per the City's contract with Rink Management, these expenditures are paid by Rink Management for the City's operation of the Waconia Ice Arena.							
<u>Attachments:</u>							
1. Waconia Ice Arena Bills and Applied Payments 04.2022.pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
Budget Information:				Planning Commission			
_____ Budgeted				Parks and Recreation Board			
_____ Non Budgeted				Safari Island Advisory Board			
_____ Amendment Required				Other			

**Waconia Ice Arena
Bills and Applied Payments
April 2022**

	Date	Transaction Type	Num	Memo/Description	Split	Amount
Advanced Energy Partners						
	04/22/2022	Bill Payment (Check)	2737		0012 Cash - IA/RMSC	-193.67
	04/11/2022	Bill	2022-3	3/1 - 3/31/22	4049 2 Utilities:Solar Energy	193.67
Bradley Security LLC						
	04/29/2022	Bill Payment (Check)	2742		0012 Cash - IA/RMSC	-737.00
	04/01/2022	Bill	21079	Door Closers	4029 1 Maintenance & Repairs:Building Repairs	737.00
Bryan Woitas - Petty Cash						
	04/01/2022	Bill Payment (Check)	2729		0012 Cash - IA/RMSC	-67.22
	03/21/2022	Bill	pc032122	Maintenance Supplies and Postage	-Split-	67.22
	04/22/2022	Bill Payment (Check)	2738		0012 Cash - IA/RMSC	-75.85
	04/11/2022	Bill	PC041122	Birthday Party supplies	-Split-	75.85
City of Waconia						
	04/22/2022	Bill Payment (Check)	2741		0012 Cash - IA/RMSC	-115,161.98
	04/15/2022	Bill	OD 03.31.22	Amount over the \$100,000 reserve for month of 03/31/22	0010 Cash - City of Waconia	115,161.98
Grainger						
	04/01/2022	Bill Payment (Check)	2730		0012 Cash - IA/RMSC	-113.52
	03/15/2022	Bill	9245703997	Filters	4023 2 Operating Supplies:Maintenance Supplies	113.52
	04/15/2022	Bill Payment (Check)	2735		0012 Cash - IA/RMSC	-406.36
	04/01/2022	Bill	9122787048	Weather Resistant EPDM Foam	4023 2 Operating Supplies:Maintenance Supplies	100.11
	04/01/2022	Bill	9225779116	Exit sign and air filters	4023 1 Operating Supplies:Building Supplies	306.25
MIAMA						
	04/29/2022	Bill Payment (Check)	2743		0012 Cash - IA/RMSC	-60.00
	04/20/2022	Bill	343	Spring Workshop and Trade Show	4041 Training & Education	60.00
Peterson Salt & Water Treatment Co.						
	04/08/2022	Bill Payment (Check)	2732		0012 Cash - IA/RMSC	-365.67
	03/15/2022	Bill	196151	Extra Course Solar	4023 3 Operating Supplies:Chemicals	365.67
R & R Specialties of Wisconsin Inc						
	04/08/2022	Bill Payment (Check)	2733		0012 Cash - IA/RMSC	-110.00
	03/31/2022	Bill	75516	Blade Sharpening	4029 2 Maintenance & Repairs:Equipment Repairs	110.00
Rink Management Services Corporation						
	04/01/2022	Bill Payment (Check)	2731		0012 Cash - IA/RMSC	-8,412.71
	03/24/2022	Bill	106863	Payroll Period Ending 3/20/22, Pay Date 3/28/22, WK 13	4004 1 Contracted Payroll:Payroll	5,263.21
	03/14/2022	Bill	106939	Paychex Processing Invoice #2022030901 WK 11	4004 3 Contracted Payroll:Payroll Expenses	54.54
	03/11/2022	Bill	106960	Paychex Screening Statement #24870868	4004 3 Contracted Payroll:Payroll Expenses	33.25
	03/01/2022	Bill	106909	Paychex Processing Charges WK 09	4004 3 Contracted Payroll:Payroll Expenses	55.02
	03/01/2022	Bill	106882	CIGNA Health Insurance Billing Period 3/1 - 3/31/22	-Split-	3,006.69
	04/08/2022	Bill Payment (Check)	2734		0012 Cash - IA/RMSC	-848.47
	03/21/2022	Bill	107081	Timeclocks; Paychex Invoice #2205819	4004 3 Contracted Payroll:Payroll Expenses	148.40

Date	Transaction Type	Num	Memo/Description	Split	Amount
03/21/2022	Bill	107120	Time Budgeting Split Charge; Paychex Invoice #2205819	4004 3 Contracted Payroll:Payroll Expenses	2.50
03/01/2022	Bill	107148	February 2022 Time Budgeting; Paychex Invoice #2124775	4004 3 Contracted Payroll:Payroll Expenses	2.50
03/18/2022	Bill	107043	Principal Health Insurance invoice 3/18/22; Billing Period 4/1 - 4/30/22	-Split-	334.06
03/06/2022	Bill	107178	Quick Books Subscription	4053 Subscript., Memberships & Dues	180.00
03/11/2022	Bill	106990	Paychex Statement #24870868; Monitoring Services	4004 3 Contracted Payroll:Payroll Expenses	12.24
03/01/2022	Bill	107069	Postage for W-2 Mailings	4037 Postage & Delivery	7.54
03/06/2022	Bill	107244	HR Classroom; Split Charge from Bill #030622th	4004 3 Contracted Payroll:Payroll Expenses	45.24
03/06/2022	Bill	107263	Buffer Split Charge	-Split-	22.00
03/06/2022	Bill	107254	Getty and Adobe	-Split-	27.98
03/28/2022	Bill	107018	Paychex Processing Charges; WK 13	4004 3 Contracted Payroll:Payroll Expenses	66.01
04/15/2022	Bill Payment (Check)	2736		0012 Cash - IA/RMSC	-8,848.45
04/01/2022	Bill	107319	Federal Express Invoice #7-710-98080	4037 Postage & Delivery	17.74
04/07/2022	Bill	107311	Payroll Period Ending 4/3/22, Pay Date 4/11/22, WK 15	4004 1 Contracted Payroll:Payroll	8,830.71
04/22/2022	Bill Payment (Check)	2740		0012 Cash - IA/RMSC	-4,135.21
04/01/2022	Bill	107357	Worker's Comp Insurance - March 2022	4017 Worker's Comp. Insurance	385.21
05/01/2022	Bill	107370	May 2022 Management Fee	4069 1 Contract Services:Management Fees	3,750.00
04/29/2022	Bill Payment (Check)	2744		0012 Cash - IA/RMSC	-8,497.30
04/21/2022	Bill	107413	Payroll Period Ending 4/17/22, Pay Date 4/25/22, WK 17	4004 1 Contracted Payroll:Payroll	5,420.19
04/05/2022	Bill	107392	CIGNA Health Insurance Billing Period 4/1 - 4/30/22	-Split-	3,006.69
04/11/2022	Bill	107443	Paychex Invoice #2022040701; WK 15 Processing	4004 3 Contracted Payroll:Payroll Expenses	70.42
The Home Depot					
04/29/2022	Bill Payment (Check)	2745		0012 Cash - IA/RMSC	-55.24
04/19/2022	Bill	680748290	Dolly and Air Freshner	4023 2 Operating Supplies:Maintenance Supplies	55.24
Total Expenses:					\$148,088.65



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Call for Annual SWPPPP Meeting					
Originating Department:		Public Services					
Presented by:		Craig Eldred					
Previous Council Action (if any):		None					
Item Type (X only one):	Consent	☒ X	Regular Session	☐	Discussion Session	☐	
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Calling Annual Storm Water Pollution Prevention Program Meeting							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
The City of Waconia hold a National Pollutant Discharge Elimination System, (NPDES) Phase II permit from the Minnesota Pollution Control Agency, (MPCA) with the <u>goal of reducing pollutant concentration to surface waters</u>. As required, the City has prepared a Storm Water Pollution Prevention Plan, (SWPPP) and annually solicits public input on the plan. Citizens are invited to participate in this year's annual meeting and to report general concerns regarding the SWPPP or specific information on illicit discharges within the community. Citizens have the opportunity to come to the City Council meeting and express concerns orally or submit concerns in writing prior to the meeting. The City must consider input and make appropriate adjustments to the SWPPP prior to submitting its annual report to the MPCA. The meeting will be held as part of the regularly scheduled Council meeting at 6:00 P.M., Monday June 20th, 2022. The public is encouraged to submit written concerns on the SWPPP by June 10th, 2022 to City Hall. <u>Attachments:</u>							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
Storm Water Budget							
Budget Information:				Planning Commission			
☒ X Budgeted				Parks and Recreation Board			
☐ Non Budgeted				Safari Island Advisory Board			
☐ Amendment Required				Other			



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Authorize Execution of Agreement					
Originating Department:		Public Services					
Presented by:		Craig Eldred					
Previous Council Action (if any):		None					
Item Type (X only one):	Consent	☒ X	Regular Session	☐	Discussion Session	☐	
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution 2022-134, Authorizing Approval of Public Services Director to Execute Winter Trail Snow Removal Agreement							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
Carver County continues to work on partnerships in numerous areas with specific criteria of infrastructure currently being maintained by municipal communities within Carver County. One such partnership is snow removal on titled "Destination Trails" within communities of Carver County. Previously, no compensation occurred for efforts, and a long-standing plan to prepare items similar to this document or agreement have been transferred for review of those departments affected. Attached is an agreement and exhibit detailing the scope of impact to Waconia as it relates to the lone Destination Trails within Carver County Regional Park. While one might say, Why? This trail link does allow our staff to stay off of Trunk Highway Five to service the Shores and Island View Estates sidewalk and trail system we're responsible for. The period is annual by year and through a period of November 1, 2022 through April 15, 2026. Payment is valued at \$500.00/lane mile/season for events at 2-inches in accumulation. Staff already track snow events and accumulation, so determining cost effectiveness will be easy. As mentioned, this agreement benefits staff in access and service to winter maintenance responsibilities near Hwy 92 and north of Trunk Highway Five. Staff recommend approval on the basis of some return on investment, be it mild, or we hope so. Attachments: 1. 22134res Carver_County_Snow_Trail_Agreement (1).doc 2. Winter Trail Agreement with City of Waconia.docx 3. Exhibit A - Lake Waconia Regional Park Trail - Waconia.pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
Park & Street Winter Maintenance							
Budget Information:				Planning Commission			
☒ X Budgeted				Parks and Recreation Board			
☐ Non Budgeted				Safari Island Advisory Board			
☐ Amendment Required				Other			

**CITY OF WACONIA
RESOLUTION NO. 2022-134**

**RESOLUTION AUTHORIZING APPROVAL OF PUBLIC SERVICES DIRECTOR TO
EXECUTE WINTER TRAIL SNOW REMOVAL AGREEMENT**

WHEREAS, one of the City’s Priorities “Infrastructure – managing, maintaining, and improving our current and future physical assets”; and

WHEREAS, Carver County has provided a Winter Trail Snow Removal Agreement for snow clearing of Destination Trails within jurisdiction of Carver County Communities for payment of said snow removal services; and

WHEREAS, attached with this resolution is an exhibit displaying a Destination Trail within Carver County Regional Park; and

WHEREAS, the Public Services Director is authorized to execute the Winter Trail Snow Removal Agreement.

NOW, THEREFORE, BE IT RESOLVED That the City Council of the City of Waconia hereby authorizes approval of Public Services Director to execute Winter Trail Snow Removal Agreement.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

Attest: _____
Shane Fineran, City Administrator

**CARVER COUNTY
AND
CITY OF WACONIA
WINTER TRAIL SNOW REMOVAL AGREEMENT**

This Agreement is between Carver County (the “County”) and the City of Waconia (the “City”) (each sometimes hereinafter called "Party" and both sometimes collectively "Parties"), the Parties being governmental and political subdivisions of the State of Minnesota.

Recitals

- A.* Under Minnesota Statutes, Section 471.59, the County and the City wish to enter into an agreement regarding the winter maintenance of the County’s Destination Trails lying within the corporate limits of the City.
- B.* This Agreement sets forth the understanding of the parties regarding the winter maintenance the City will perform on Carver County Destination Trails.

Agreement

1. *Term of Agreement; Survival of Terms*

- 1.1. Effective Date:* This Agreement will be effective on November 1, 2022, or the execution date of this agreement, whichever is later.
- 1.2 Initial Term.* The initial term of this Agreement will expire on April 15, 2023
- 1.3 Automatic Renewal.* The term of this Agreement will automatically renew each November 1st and end the following April 15th until either party gives the other party written notice, at least 30 days in advance, of its intent to terminate the Agreement. Provided either party timely gives such notice, this Agreement shall expire at the end of the then current renewal term, as applicable and no further renewals shall occur. If not sooner terminated, the term of this Agreement will automatically expire on April 15, 2026 without further renewal.
- 1.5 Survival of Terms.* All clauses that impose obligations continuing in their nature and which must survive in order to give effect to their meaning will survive the expiration or earlier termination of this Agreement, including, without limitation, the following clauses: 4. *Liability; Worker Compensation Claims; Insurance*; 6. *Government Data Practices*; 7. *Governing Law; Jurisdiction; Venue*; and 9. *Force Majeure*.

2. Responsibilities

2.2 City Responsibilities Regarding Maintenance of County Destination Trails. The City shall perform the following regarding the County's Destination Trails identified on Exhibit A attached to this Agreement:

- Trails shall be maintained to a standard of removing accumulated snow of 2" or greater a snow event in a manner consistent with the City's own snow control procedures.
- If the City is unable to perform snow removal within 48 hours after any Snow Event, the City shall contact the County and provide an anticipated completion time.
- The City shall repair all trail surface damage that occurs as a result of its own negligent snow removal procedures. This provision specifically excludes normal wear and tear of the pavement condition resulting from regular snow removal procedures.

2.3 Payment. The County shall pay the City \$500.00 per mile of trail per snow season (November 1 through April 15) upon receipt of an invoice from the City.

2.4 Miscellaneous

Unless covered by another agreement, the City shall have no responsibilities regarding the County's destination trails beyond those that are expressly contained within this Agreement. The City will inform the County of any safety concerns observed while performing snow removal duties under this Agreement on the trail corridor to the extent reasonably practicable.

The parties agree that trail segments subject to this Agreement may be reclassified by updating Exhibit A, provided, however, that such reclassification requires an amendment pursuant to section 10.2 of this Agreement.

3. Authorized Representatives

Each party's Authorized Representative is responsible for administering this Agreement and is authorized to give and receive any notice or demand required or permitted by this Agreement.

3.1 County. The County's Authorized Representative will be:

Name/Title: Martin Walsh, Carver County Parks and Recreation Director
Address: 11320 Highway 212, Cologne, MN 55322
Telephone: (952) 466-5252
E-Mail: mwalsh@co.carver.mn.us

3.2 City. The City's Authorized Representative will be:

Name/Title: Craig Eldred; Public Services Director
Address: 310 10th Street E, Waconia, MN 55387
Telephone: 952-442-2615
E-Mail: celdred@waconia.org

4. Liability; Worker Compensation Claims; Insurance

4.1 Risk. Each party is responsible for its own acts, omissions and the results thereof to the extent authorized by law and will not be responsible for the acts and omissions of others and the results thereof. Minnesota Statutes Chapter 466 and other applicable law govern liability of the City and the County. Each party (the "Indemnifying Party") shall defend, indemnify, and hold harmless the other party, its agents, and employees against any claim arising out of or resulting from the performance of this Agreement by the Indemnifying Party; but only to the extent caused in whole or in part by the negligent acts, errors or omissions of the Indemnifying Party, its officers, agents, employees, subcontractors or anyone for whose acts the Indemnifying Party may be liable. Each party shall carry insurance sufficient to meet its maximum liability limits under Minn. Stat. §466.04.

To the full extent permitted by law, actions by the parties pursuant to this Agreement are intended to be and shall be construed as a "cooperative activity" and it is the intent of the parties that they shall be deemed a "single governmental unit" for the purposes of liability, all as set forth in Minnesota Statutes, Section 471.59, subd. 1a(a); provided further that for purposes of that statute, each party to this Agreement expressly declines responsibility for the acts or omissions of the other party.

4.2 Worker's Compensation. Each party is responsible for its own employees for any claims arising under the Minnesota Workers Compensation Act.

5. Nondiscrimination

Neither party to this Agreement shall violate any federal or state laws prohibiting discrimination.

6. *Government Data Practices*

The City and the County must comply with the Minnesota Government Data Practices Act, Minnesota Statutes Chapter 13, as it applies to all data provided under this Agreement, and as it applies to all data created, collected, received, stored, used, maintained, or disseminated by the City or the County under this Agreement. The civil remedies of Minnesota Statutes §13.08 apply to the release of the data referred to in this clause by either the City or the County.

7. *Governing Law; Jurisdiction; Venue*

Minnesota law governs the validity, interpretation and enforcement of this Agreement. Venue for all legal proceedings arising out of this Agreement, or its breach, must be in the appropriate state or federal court with competent jurisdiction in Carver County, Minnesota.

8. *Termination*

This Agreement may be terminated by mutual agreement of parties [or pursuant to section 1.3.](#)

9. *Force Majeure*

Neither party will be responsible to the other for a failure to perform under this Agreement (or a delay in performance), if such failure or delay is due to a force majeure event. A force majeure event is an event beyond a party's reasonable control, including but not limited to, unusually severe weather, fire, floods, other acts of God, labor disputes, acts of war or terrorism, or public health emergencies.

10. *Miscellaneous*

10.1 *Assignment.* Neither party may assign or transfer any rights or obligations under this Agreement without the prior consent of the other party and a written assignment agreement, executed and approved by the same parties who executed and approved this Agreement, or their successors in office.

10.2 *Amendments.* Any amendment to this Agreement must be in writing and will not be effective until it has been executed and approved by the same parties who executed and approved the original Agreement, or their successors in office.

10.3 *Waiver.* If a party fails to enforce any provision of this Agreement, that failure does not waive the provision or the party's right to subsequently enforce it.

- 10.4 Contract Complete.** This Agreement contains all prior negotiations and agreements, with respect to winter trail maintenance, between the County and the City. No other understanding regarding this Agreement, whether written or oral, may be used to bind either party.
- 10.5 Exhibits and Recitals.** The exhibits attached to this Agreement and the provisions contained in such exhibits are incorporated by reference as terms of this Agreement. Further, the provisions contained in the introductory paragraph and any recitals of this Agreement are also incorporated as terms of this Agreement.
- 10.6 No Third Party Beneficiaries.** Nothing in this Agreement creates any obligations to any person or entity that is not a party to this Agreement.
- 10.7 Time.** All references in this Agreement to “days” shall mean calendar days unless expressly referred to as “business days.” If the day for performance of any obligation under this Agreement is a Saturday, Sunday or legal holiday, then the time for performance of that obligation shall be extended to the first following day that is not a Saturday, Sunday or legal holiday. Time is of the essence.

[Signature page follows.]

SIGNATURE PAGE TO WINTER TRAIL MAINTENANCE AGREEMENT

COUNTY OF CARVER

The undersigned certify that they have lawfully executed this contract on behalf of Carver County as required by applicable resolutions or ordinances

By: _____
Chairperson, County Board

Date: _____

Attest: _____
County Administrator

Date: _____

CITY OF WACONIA

The undersigned certify that they have lawfully executed this contract on behalf of the City of Waconia.

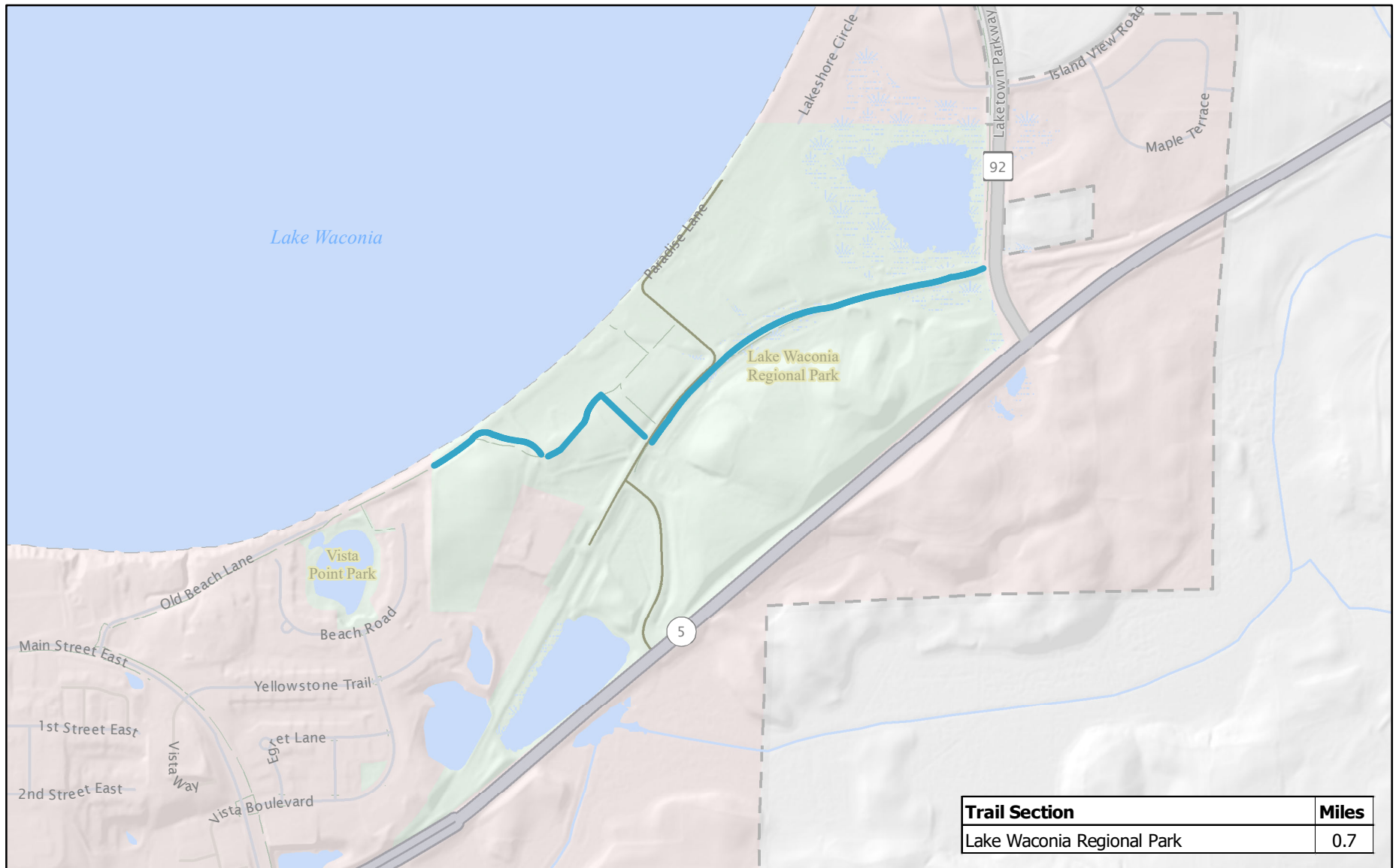
By: _____
Mayor

Date: _____

Attest: _____
Public Services Director

Date: _____

Exhibit A



This map was created using a compilation of information and data from various City, County, State, and Federal offices. It is not a surveyed or legally recorded map and is intended to be used as a reference. Carver County is not responsible for any inaccuracies contained herein.

0 1,000 2,000 Feet



Public Works Division
11360 Hwy 212, Suite 1
Cologne, MN 55322
(952) 466-5200
Created: 2/23/2022



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Accepting Donation and Pass Thru Recommendation					
Originating Department:		Finance					
Presented by:		Nicole Meyer					
Previous Council Action (if any):							
Item Type (X only one):	Consent	☒ X	Regular Session	☐	Discussion Session	☐	
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution 2022-135, Accepting Donation and Approving Pass Thru Recommendation							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
The City received a donation from the Waconia Fire Department Gambling Board totaling \$10,000.00. The gambling board approved this donation as a pass thru for the following purpose: - Donation to the City of Waconia to fund expenditures related to dug out improvements at Brook Peterson Park fields With the Council's acceptance of the donation and recommended purpose for pass thru from the gambling board, City staff will recognize the donation revenue and off-setting expenditures in the PIR Capital Project Fund 2022 budget. With this donation, the City has received a total of \$40,000 from the Waconia Fire Relief Association for these improvements. Attachments: 22135res Gambling_Donation_Resolution (3).doc							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses: PIR Capital Project Fund							
Budget Information: ☐ Budgeted ☒ Non Budgeted ☐ Amendment Required				Planning Commission			
				Parks and Recreation Board			
				Safari Island Advisory Board			
				Other			

**CITY OF WACONIA
RESOLUTION NO. 2022-135
RESOLUTION ACCEPTING DONATION AND PASS THRU RECOMMENDATION**

WHEREAS, the City of Waconia is generally authorized to accept contributions of real and personal property pursuant to Minnesota Statutes Sections 412.21 and 465.03 for the benefit of its citizens and is specifically authorized to accept gifts and requests for the benefit of recreational facilities, services and the development of programs to benefit residents pursuant to Minnesota Statutes Section 471.17; and

WHEREAS, the following persons and/or entities have offered to contribute the items set forth below to the City:

<u>Name of Donor</u>	<u>Item</u>	<u>Value</u>	<u>Department/Fund</u>
Waconia Fire Gambling Board	Check	\$10,000.00	PIR Capital Project Fund

WHEREAS, these donations have been contributed for the benefit of residents within the City's corporate limits either alone or in cooperation with others, as allowed by law; and

WHEREAS, the City Council hereby finds that it is appropriate to accept the contributions offered.

WHEREAS, the Waconia Fire Department Gambling Board wishes to enhance the donation by passing the funds thru for the following purpose:

- Donation to the City of Waconia to fund expenditures related to dug out improvements at Brook Peterson Park fields

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF WACONIA, MINNESOTA, AS FOLLOWS:

1. The contribution described above is hereby accepted and acknowledged with gratitude.
2. Said contribution shall be deposited to the appropriate funds and used for the designated purposes.
3. That the Finance Director is hereby directed to issue receipts to the donor acknowledging the City's receipt of the donor's contribution.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

ATTEST: _____
Shane Fineran, City Administrator



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Donation Acceptance - Cash Donations for Operations of the Fire Department					
Originating Department:		Finance					
Presented by:		Nicole Meyer					
Previous Council Action (if any):							
Item Type (X only one):	Consent	X	Regular Session		Discussion Session		
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution 2022-136, Accepting Cash Donations for Operations of the Fire Department							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
The City received the following donations for operations of the fire department. Fred & Phyllis Radde - \$300.00 With the Council's acceptance of the donation, staff will recognize the donation as revenue in the fire department's 2022 budget. Attachments: 1. 22136Res_Donations_Received_Fire_05.16.22.doc							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
General Fund - Fire (101)							
Budget Information:				Planning Commission			
_____ Budgeted				Parks and Recreation Board			
☒ Non Budgeted				Safari Island Advisory Board			
_____ Amendment Required				Other			

**CITY OF WACONIA
RESOLUTION NO. 2022-136**

**RESOLUTION ACCEPTING CASH DONATION FOR OPERATIONS OF THE FIRE
DEPARTMENT**

WHEREAS, the City of Waconia is generally authorized to accept contributions of real and personal property pursuant to Minnesota Statutes Sections 412.21 and 465.03 for the benefit of its citizens and is specifically authorized to accept gifts and requests for the benefit of facilities, services and the development of programs to benefit residents pursuant to Minnesota Statutes Section 471.17; and

WHEREAS, the following persons and/or entities have offered to contribute the items set forth below to the City:

<u>Name of Donor</u>	<u>Item</u>	<u>Value</u>
Fred & Phyllis Radde	Cash	\$300.00

WHEREAS, these donations have been contributed for the benefit of residents within the City's corporate limits either alone or in cooperation with others, as allowed by law; and

WHEREAS, the City Council hereby finds that it is appropriate to accept the contributions offered.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF WACONIA, MINNESOTA, AS FOLLOWS:

1. The contribution described above is hereby accepted and acknowledged with gratitude.
2. Said contribution shall be used for the designated purposes.
3. That the Finance Director is hereby directed to issue receipts to the donor acknowledging the City's receipt of the donor's contribution.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

ATTEST: _____
Shane Fineran, City Administrator



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Approving Tax Forfeiture Sale					
Originating Department:		Administration					
Presented by:		Shane Fineran					
Previous Council Action (if any):							
Item Type (X only one):	Consent	X	Regular Session		Discussion Session		
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution 2022-137, Approving Parcel for Public Sale							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
Property PID: 75.3140010, Interlaken 3rd Addition Lot 1, Block 1 has come through the tax forfeiture process at an appraised value of \$87,000. In order to confirm the public sale of this property. This is a platted buildable lot and is zoned for commercial use. Staff has reviewed the property and have found no outstanding special assessments on the parcel owed to the city nor have determined that there is a public purpose in the property if withheld by the city. Staff recommend approval of public sale. <u>Attachments:</u> 1. 22137res_Approving_Parcel_Public_Sale.doc 2. 2022 Approval for Tax Forfeited Land Sale Parcels.pdf 3. 2022 Cert of Classification Signed by County Board - City of Waconia (002).pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
Budget Information:				Planning Commission			
_____ Budgeted				Parks and Recreation Board			
_____ Non Budgeted				Safari Island Advisory Board			
_____ Amendment Required				Other			

**CITY OF WACONIA
RESOLUTION NO. 2022-137**

RESOLUTION APPROVING PARCEL FOR PUBLIC SALE

WHEREAS, property identified by PID: 75.3140010 and legal description of Interlaken 3rd Addition. Lot 1, Block 1; and

WHEREAS, the subject property has been determined to be eligible for sale through the tax forfeiture process by the laws of the State of Minnesota and the Carver County Board of Commissioners; and

WHEREAS, the Public Services Director is authorized to execute the agreement.

NOW, THEREFORE, BE IT RESOLVED That the City Council of the City of Waconia hereby approves the subject parcel for public auction. .

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

Attest: _____
Shane Fineran, City Administrator



**Carver County
Property Tax Department**

600 4th Street E
Chaska, MN 55318

March 04, 2022

City of Waconia
Attn: Shane Fineran
201 Vine St S
Waconia MN 55387

Dear Mr. Fineran,

In preparation for an upcoming tax forfeited land sale, enclosed you will find the following documents pertaining to land forfeited to the State of Minnesota for non-payment of property taxes in your city:

- Certificate of County Board of Classification of Forfeited Lands to be reviewed and signed
- Copy of the Certificate of Forfeiture indicating the date of forfeiture
- Map showing the location of the forfeited parcel(s)
- State Deed Info Request Form and Application for Conditional Use Deed Supplement
- Completed Wetlands Certification Form
- Well Disclosure Certificate form

On behalf of the taxing districts, our goal is to return these parcels to the tax rolls or assist local jurisdiction in withholding the property for public use or purchasing for a public purpose.

Actions you are required to take:

- A. Special Assessment Certifications
 - a. Special assessment certifications for any special assessments levied after the date of forfeiture will be added to the basic sale price when the parcel is sold. We did not find record of any special assessments levied after the date of forfeiture for the parcels within your city. Please confirm with us any special assessments that were levied after the date of forfeiture.
 - b. Special assessments certified prior to the date of forfeiture have been removed. You may recertify any remaining balance after the parcel has been sold. Certifications of special assessments must be received by the Property Tax Department by November 30 of each year. Please take into consideration that recertifying the special assessments to a parcel may make the parcel unaffordable for a potential buyer.
- B. Review current State Laws regarding withholding/purchasing tax forfeited land by visiting the State of Minnesota website. The link to Minnesota State Statutes is: [Sec. 282.01 MN Statutes](#) and the link to the Delinquent Tax & Tax Forfeiture Manual is: [The Delinquent Tax and Tax Forfeiture Manual \(state.mn.us\)](#) referring to government acquisition begins on page 161.
- C. Per MS 282.01, we require a certified copy of the City Council/Township Board Resolution authorizing any of the following actions taken by your City Council/Township Board. Please select one of the following options for each parcel listed:
 - a. Approve the parcel(s) for public auction;
 - b. The sale of land pursuant to subdivision (MS 282.01 subd. 7a); which shall be subject to any

conditions imposed by the county board pursuant to section 282.03. Please indicate whether or not the parcel of land is a buildable lot. If the lot is unbuildable, do you recommend the parcel(s) be limited for sale to adjacent landowners?

- c. Request a conveyance to your City/Township on a Conditional Use Deed, Fee Required is \$250 for an authorized public use.
 - d. Purchase the parcel for an authorized public purpose at appraised value (MS 282.01, subd. 1a. par. (b) or subd. 3).
- D. Please return the original CERTIFICATE OF COUNTY BOARD OF FORFEITED LANDS no later than sixty (60) days from the date of this letter:
- a. The original CERTIFICATE OF COUNTY BOARD OF FORFEITED LANDS signed by the City Council/Township board.
- E. If you wish to withhold a parcel from sale for a conditional use or purchase for public purpose, please complete and return the following for each parcel no later than sixty (60) days from the date of this letter:
- a) State Deed Info Request Form
 - b) Certified copy of County Board Resolution authorizing action taken.
 - c) One check payable to Carver County for following fees:
 - If purchasing for public purpose: Purchase price
 - \$25 check for State Deed fee;
 - 3% surcharge fee based on the purchase price
 - State Deed Tax (.0033 x purchase price. Minimum is \$1.65 if \$500 or less.);
 - \$5.00 Ag Conservation fee.
 - \$46.00 for Carver County recording fee per document filed.
 - \$50 Well Disclosure Certificate fee (if applicable);
 - d) If withholding for public use: Supplemental Information for a Conditional Use Deed along with a check for \$250.00 payable to the Commissioner of Revenue. (If this application is denied, the Commissioner shall refund \$150.00 of the application fee).

All parcels listed have been approved as non-conservation by Carver County Soil and Water and County Board of Commissioners. The DNR does not need to review parcels that are part of platted subdivisions and do not have specific characteristics related to timber, waterfront, peat, mineral lease or mining unit, preserves, non-forested marginal land, wetland, etc.

The City Council/Township Board must respond no later than sixty (60) days from the date of this letter. Please be advised that if we have not received a response, we will proceed with the land sale.

If you have any questions, please contact me.

Sincerely,

Crystal Campos, Carver County Auditor, (952) 361-1906

Listing of Tax Forfeited Properties

City of Waconia Parcels:

PIN	Legal Description	Appraised Value of Land	Conservation / Non- Conservation	Delinquent Years
75.3140010	INTERLAKEN 3RD ADDITION LOT 001 BLOCK 001	\$87,000	NON- CONSERVATION	2015-2019

PIN: 75.3140010

Located in Waconia City

Appraised Value: \$87,000

Additional Comments: Land only

Approximate size: 1.92 acres



**CERTIFICATE OF COUNTY BOARD OF CLASSIFICATION OF FORFEITED LANDS AS PROVIDED BY
CHAPTER 386, LAWS 1935
AS AMENDED.**

To the Board of the City of Waconia

We, the members of the County Board of the County of CARVER, Minnesota, do hereby certify that the parcels of land hereinafter listed are all of the lands which have been classified by us as conservation/non-conservation Lands, from the list of lands forfeited to the State of Minnesota for non-payment of taxes as provided by Minnesota Statutes 1945, Section 282.01 as amended.

PIN	Legal Description	Appraised Value of Land	Conservation / Non-Conservation	Delinquent Years
75.3140010	INTERLAKEN 3RD ADDITION LOT 001 BLOCK 001	\$87,000	NON-CONSERVATION	2015-2019

In witness whereof we have hereunto subscribed our names this 1st day of Feb-, 2022.

Gayle Degler, Chair _____
 Tom Workman _____
 Matt Udermann _____
 Tim Lynch _____
 John P. Fahey, Vice Chair _____
 Attest: Crystal Campos, _____
 Carver County Auditor

The foregoing classification and sale is hereby approved on _____, 2022.

By the Board of the City of Waconia

Kent Bloudek _____
 Nicole Waldron _____
 Randall Sorensen _____
 Carl Pierson _____
 Peter Leo _____

Filed this _____ day of _____, 2022.

Crystal Campos, Carver County Auditor

By:
Deputy

Drafted By: Carver County Property Tax Department, Government Center, Administration Bldg., 600 E 4th St, Chaska, MN 55318 -2102



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Request for Use of Streets/Parade Permit: Lake Waconia Band Festival					
Originating Department:		Administration					
Presented by:		Shane Fineran					
Previous Council Action (if any):							
Item Type (X only one):	Consent	X	Regular Session		Discussion Session		
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Resolution 2022-138, Approving Parade Permit/Use of Streets for the Lake Waconia Band Festival on Saturday, June 19th, 2021 and allowance of food trucks and Parade Permit/Use of Streets for annual Park Performance							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
The City has received a request from the organizers of the Lake Waconia Band Festival for use of City streets and a parade permit for the 23rd Annual Lake Waconia Band Festival to be held on Saturday, June 18, 2022. Staging of the bands will begin at approximately 5:00 pm with the parade beginning at 6:00pm. The parade will last approximately 2.5 hours and will be one mile in length. Bands will be staging on school grounds and only moving into the neighborhood for the parade, encouraging bands to depart upon completion of their parade performance. There has been no change in the parade route. Affected businesses and residents will be provided notice in advance of the event. Volunteers will be positioned at each intersection to provide traffic control. Festival organizers have also been notified of road construction in the area and local traffic will have detours posted to efficiently move spectators and buses but will have little impact on the actual parade route. The festival organizers have requested approval by the City Council to permit food truck or other food and concession vendors be allowed on public streets and/or the park grounds to provide concession sales to spectators. Previously concessions were handled by the event organizers directly. The City does not typically permit food truck or concession sales on public property and would need special City Council approval to do so. Similarly during the Nickle Dinkle Day community festival, food trucks and concessions are permitted for that event. In addition to the festival to be held on the 19th, the band will have a Park Performance on June 8. The festival organizers are requesting a use of streets and closure between 9:00 am - 3:00 pm for marching band practice, closure and use of 1st Street between Pine and Spruce and 3:00 pm – 7:00 pm for actual performance, closure and use of 1st Street between Elm and Oak Street. They have reserved City Square Park.							
<u>Attachments:</u>							
1. 22138res_Approving_Lake_Waconia_Band_Festival.doc 2. 2022 Letter to Waconia City Council.pdf 3. 2022 Information to City Council for Temporary Road Closures.pdf 4. 2022 LWBF Map PDF.pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
Budget Information:				Planning Commission			
_____ Budgeted				Parks and Recreation Board			
_____ Non Budgeted				Safari Island Advisory Board			
_____ Amendment Required				Other			



**CITY OF WACONIA
RESOLUTION NO. 2022-138**

**RESOLUTION APPROVING USE OF STREETS, PARADE PERMIT, AND FOOD TRUCKS
FOR THE LAKE WACONIA BAND FESTIVAL**

WHEREAS, Lake Waconia Band Festival organizers have requested use of and closure of certain streets in support of the 23rd annual Lake Waconia Band Festival; and

WHEREAS, request closure and use of 1st Street between Pine Street and Spruce Street from 9:00 a.m. and 3:00 p.m. on June 8th for marching band practice; and

WHEREAS, request closure and use of 1st Street between Oak and Elm Streets from 3:00 p.m. and 7:00 p.m. on June 8th for marching band practice; and

WHEREAS, request closure and use of 1st Street between Oak and Birch Streets; Oak Street between Main and 1st Street; and Orange Street between Main and 1st Street from 3:00 p.m. to 8:30 p.m. on June 18th for band staging areas; and

WHEREAS, request closure and use of Main Street between Birch and Walnut Streets; and Walnut Street between Main and 2nd Street between 5:00 p.m and 9:00 p.m. for the marching band parade route; and

WHEREAS, request the permitting of food trucks and/or other private food vending and concessions sales on public streets or within City Square Park during the event; and

NOW, THEREFORE, BE IT RESOLVED That the City Council of the City of Waconia hereby approves the requested use of streets, parade permit on the designated route, and food truck and/or concession sales on public property.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

Attest: _____
Shane Fineran, City Administrator



Lake Waconia Band Festival

Waconia, MN 55387

Marching Band Directors:

Nick Hansberry: nhansberry@isd110.org

Phil Snyder: psnyder@isd110.org

Allison Wilmes: awilmes@isd110.org

Festival Coordinator:

Mitch Fisk 619.249.5547

Jenny Moran & Kristy Van Den Broeke

lakewaconiabandfestival@gmail.com

May 3, 2022

City of Waconia Mayor and Council Members
201 S Vine Street
Waconia, MN 55387

Dear Mayor and City Council Members,

We are excited to announce the **23rd Annual Lake Waconia Band Festival** on Saturday, June 18, 2022. This bands-only parade has become a highlight of the marching band season for many of the best high school marching bands in Minnesota. This year there will be 11 bands performing, including the Waconia High School Marching Band.

With this announcement, we are writing to ask your permission for the necessary permits for the parade. As in past years, the parade begins at 6:00 pm and will continue to approximately 8:30 pm on a parade route of about one mile.

There are a few changes we'll be making this year based on what we learned from last year when we adjusted many items due to COVID. The main change as pertains to the visiting bands, is that we will not be providing food or water, which has already been communicated to the bands. The other major change relates to concessions. We'd like to officially request for food trucks to be allowed as our primary concessions providers. We will be connecting with all local restaurants to give them the opportunity to advertise in our program and set-up food stations as part of the event.

Bands will begin staging around 5:00 pm on the following streets – E 1st Street, S Orange Street and S Oak Street – see attached map and attached document indicating the streets that will be temporarily closed. We plan to notify the homes and business on these streets with a letter to inform them of the festival and staging of the bands in their neighborhood.

Bands will move to Main Street at 6:00 pm from Orange Street and Oak Street and continue west. The route continues west on Main Street past City Square Park and downtown area. The route turns left (south) onto Walnut Street at Bayview Elementary School and terminates at 2nd Street. The bands then proceed back to Bayview Elementary to load their buses and depart.

We are working with the Carver County Sheriff's Office, Waconia Fire Chief, and Ridgeview Medical Center regarding safety and security for the parade.

We will work closely with the Sheriff's department and City officials to coordinate traffic control plans for this event.

We will work closely with the following city staff for various needs –

- Shane Fineran, City Administrator, in crafting the letters to city residents and businesses regarding the staging areas and parade route along
- Craig Eldred, Public Services Director, in coordinating needs related to usage of city street barricades and signage

Additional requests – as a part of the Waconia Band Boosters we would like to request a parade permit for a short segment of time for our annual "Park Performance." This is the first show of the Marching Band to parents following band camp.

- Wednesday, June 8: Closure and use of 1st Street between Pine and Spruce Streets
 - 9:00 am-3:00 pm for the marching band to practice
- Wednesday, June 8: Closure and use of 1st Street between Elm and Oak Streets
 - 3:00 pm and 7:00 pm for the actual performance

Additionally, we'd like to request the appropriate permissions for food trucks to be available as part of the events for the evening.

We are grateful to each of you: Mayor, City Council, and City of Waconia employees, for your support of the Festival and Marching Band activities each year.

The students that make up the Waconia Marching Band, the Waconia Band Boosters, Nick, Phil, Allison, and myself thank you for considering our requests for these events.

If you have any questions, you are welcome to call and/or email any of us.

Sincerely,

A handwritten signature in black ink, appearing to read "M. Fisk".

Mitch Fisk
Festival Coordinator

Enclosures



Lake Waconia Band Festival

Waconia, MN

Marching Band Directors:

Nick Hansberry: nhansberry@isd110.org

Phil Snyder: psnyder@isd110.org

Allison Wilmes: awilmes@isd110.org

Festival Coordinator:

Mitch Fisk 619.249.5547

Jenny Moran & Kristy Van Den Broeke

lakewaconiabandfestival@gmail.com

Information Related to Temporary Closure of City Streets for the Following Dates:

June 8, 2022 – 9:00 am to 3:00 pm: 1st Street between Pine St and Spruce St

- Annual Waconia Marching Band Park Performance
- Allows the band to practice during the day

June 8, 2022 – 3:00 pm to 7:00 pm: 1st Street between Oak and Elm Streets

- Annual Waconia Marching Band Park Performance
- Marching band needs the extra two blocks for the performance time-frame

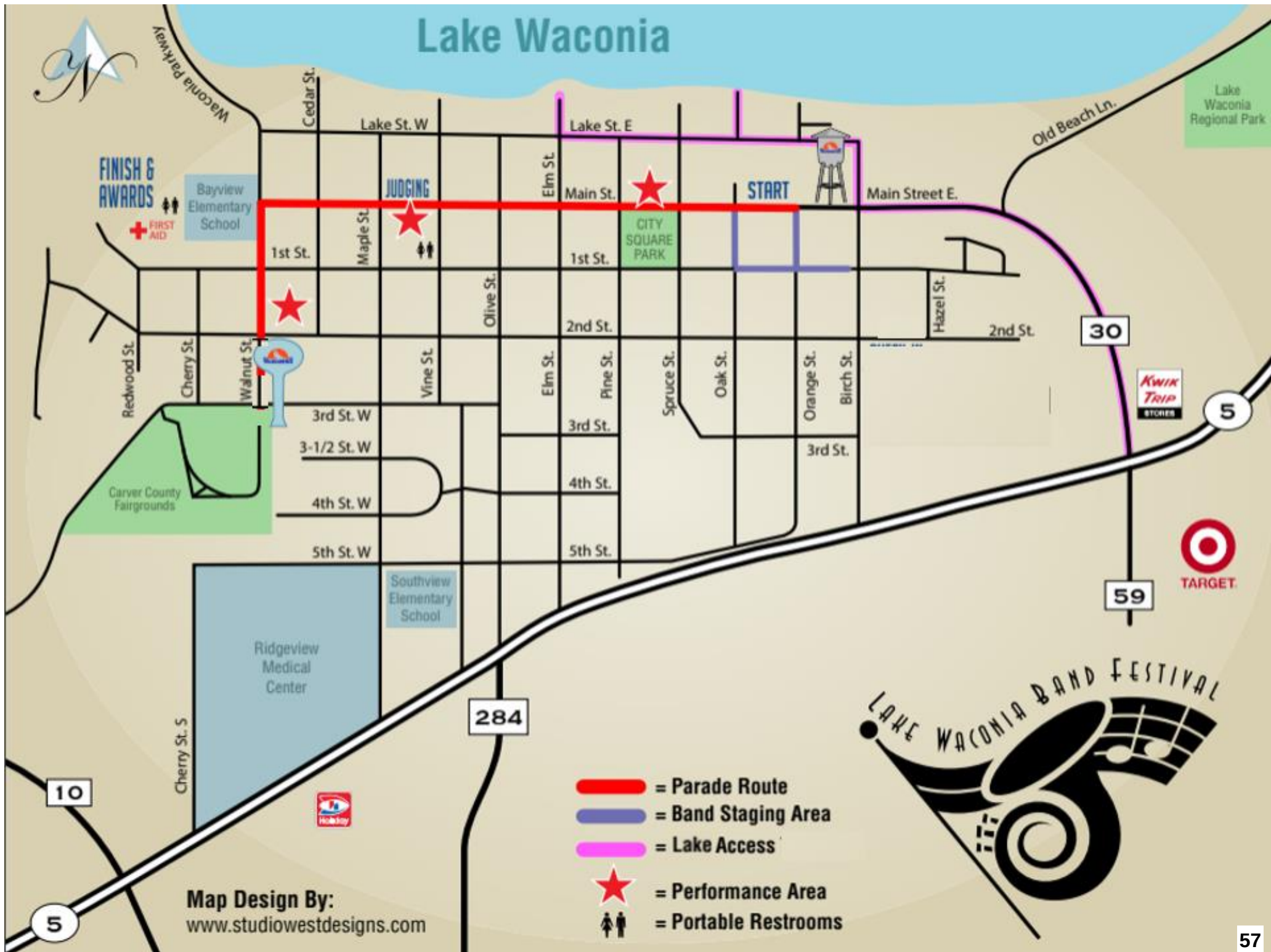
June 18, 2022 – 3:00 pm to 8:30 pm – Bands staging area

- 1st Street between Oak and Birch Streets
- Oak Street between Main and 1st Street
- Orange Street between Main and 1st Street

June 18, 2022 – 5:00 pm to 9:00 pm – Parade route

- Main Street between Birch and Walnut Streets
- Walnut Street between Main and 2nd Street

Lake Waconia





REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Authorize Assessment Benefit Analysis					
Originating Department:		Public Services					
Presented by:		Craig Eldred					
Previous Council Action (if any):		June 15, 2020 Authorize Geotechnical Work for Revised 2022 Improvement Project and 2023 Improvement Project					
Item Type (X only one):	Consent	☒ X	Regular Session	☐	Discussion Session	☐	
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution 2022-139; Authorizing Approval to Conduct Feasibility Study & Assessment Benefit Evaluation for 2023 Improvement Project							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
As Council Members are aware we are in the design and community engagement processes for the Downtown 2023 Phase I Infrastructure Improvement Project. As our Engineer's complete the design items relative to utility, street and landscape elements of the improvement foot print there is a need to complete a Feasibility Study and assessment benefit analysis in unison. The following areas will be under review for this Phase of Improvements: • Main Street; Maple Street to Olive Street • Inclusion of 53 & 56 Main Street, (Incidental to Project Scope) • Olive Street; Main Street to First Street Focus of the final design will be forth coming after the Open House events scheduled for May 18th and June 1st. In the interim continued work on necessary utility improvements will continue by our Engineer's. Staff recommend approval of this request in order to maintain direction of programmed improvements in calendar year 2023. Attachments: 1. 22139res 2023_Improvement_Project_Assessment_Benefit_Res.doc							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
PIR, Bond, Utility Funds, Assessments by Policy							
Budget Information:				Planning Commission			
☒ Budgeted				Parks and Recreation Board			
☐ Non Budgeted				Safari Island Advisory Board			
☐ Amendment Required				Other			

**CITY OF WACONIA
RESOLUTION NO. 2022-139**

**RESOLUTION AUTHORIZING APPROVAL TO CONDUCT FEASSIBILITY STUDY &
ASSESSMENT BENEFIT EVALUATION FOR 2023 IMPROVEMENT PROJECT**

WHEREAS, one of the City’s Priorities “Infrastructure – managing, maintaining, and improving our current and future physical assets”; and

WHEREAS, City Council approved on June 15th, 2020 authorized geotechnical work for the revised 2022 Improvement Project and 2023 Improvement Project, and

WHEREAS, the proposed 2023 Improvement Project areas are as follows; and

Reconstruction and Utility Improvements & Sidewalk:

- Main Street West; Maple Street to Olive Street
- Inclusion of 53 & 56 Main Street, (Incidental to Project Scope)
- Olive Street, Main Street to First Street

WHEREAS, Staff may engage via the City Attorney and outside source to review and report on the proposed assessment benefit analysis against the proposed assessment values delivered within the Feasibility Report.

NOW, THEREFORE, BE IT RESOLVED That the City Council of the City of Waconia hereby authorizes approval to conduct Feasibility Study & Assessment Benefit Evaluation for 2023 Improvement Project.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

Attest: _____
Shane Fineran, City Administrator



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:	May 16, 2022
Item Name:	Approve Lease Purchase Agreement
Originating Department:	Public Services
Presented by:	Craig Eldred
Previous Council Action (if any):	April 18, 2022; Approval of Sweeper Lease Acquisition Agreement Execution With Bell Bank of 15490 101st Avenue North, Suite 200 Maple Grove, Minnesota

Item Type (X only one):	Consent	☒ X	Regular Session	☐	Discussion Session	☐
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RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED (Include motion in proper format.)

Adopt Resolution 2022-140; Approving Lease Purchase Agreement for 2022 Elgin Pelican NR Waterless Street Sweeper

EXPLANATION OF AGENDA ITEM (Include a description of background, benefits, and recommendations.)

Previously the City Council approve the sweeper lease agreement on April 18, 2022. A component of that previous approval is this updated and supportive City Resolution prepared by the City Attorney, which further supports the equipment lease and maintenance activities surrounding the maintenance agreement with MacQueen Equipment, LLC and Bell Bank.

While the agreement with Bell Bank provided details a Lease Purchase Agreement; MacQueen Equipment completes the balloon payment detailed at the final payment for lease of the Elgin Waterless Pelican. In addition, clarity to the responsible parties; City Administrator, Finance Director and Public Services Director are thereby required to complete signatures supporting this revised purchase agreement documents. This approach was discussed with the City Attorney and recommended for revision to effectively cover the City and entities involved of the Lease Purchase Agreement.

Components of this change are some added and necessary tracking by the Public Services Director. The Finance Department has worked in unison with the Public Services Department on these items previously to maintain accurate records for fee's associated with the shared use agreement with NorwoodYoungAmerica.

Staff recommend authorization of this request allowing for approval of the updated Resolution and for staff as listed to execute the documents necessary to support the request of the City Attorney.

Attachments:

1. [22140res_Approving_Lease-Purchase_Agreement_Draft_05-09-2022_.docx](#)
2. [Certification for City Resolution \(Draft 05-09-2022\).docx](#)
3. [Certification of City Administrator \(Draft 05-09-2022\).docx](#)
4. [Certification of Finance Director \(Draft 05-09-2022\).docx](#)
5. [Certification of Public Services Director \(Draft 05-09-2022\).docx](#)

<i>FINANCIAL IMPLICATIONS:</i>	<i>ADVISORY BOARD RECOMMENDATIONS:</i>	
Funding Sources & Uses: Storm Water Budget		
Budget Information: <u> X </u> Budgeted	Planning Commission	
	Parks and Recreation Board	

_____ Non Budgeted _____ Amendment Required	Safari Island Advisory Board	
	Other	

CITY OF WACONIA
RESOLUTION NO. 2022-140

RESOLUTON APPROVING LEASE-PURCHASE AGREEMENT FOR
2022 ELGIN PELICAN NR WATERLESS STREET SWEEPER

WHEREAS, on April 18, 2022, the City Council of the City of Waconia, Minnesota (“Governmental Entity”) adopted RESOLUTION NO. 2022-121, AUTHORIZING APPROVAL OF LEASE SWEEPER ACQUISITION AGREEMENT EXECUTION WITH BELL BANK OF 15490 101ST AVENUE NORTH, SUITE 200, MAPLE GROVE, MINNESOTA (the “Existing Resolution”); and

WHEREAS, the Existing Resolution relates to lease-purchase financing for a 2022 Elgin Pelican NR Waterless Street Sweeper (the “Equipment”); and

WHEREAS, Bell Bank Equipment Finance, a division of Bell Bank (“Bell Bank”) has asked the City to pass a supplemental resolution supporting the proposed lease-purchase financing described in Resolution No. 2022-121 using Bell Bank’s standard form of resolution; and

WHEREAS, the City Council further desires to ratify its approval of a related Extended Service Plan/Buy Back Agreement between the City and McQueen Equipment, LLC, regarding the Equipment, the form of which has been presented to the governing body of the Governmental Entity at this meeting; (the “Service Plan”); and

WHEREAS, Governmental Entity, a body politic and corporate duly organized and existing as a political subdivision, municipal corporation or similar public entity of the State of Minnesota (the “State”), is authorized by the laws of the State to purchase, acquire and lease personal property for the benefit of the Governmental Entity and its inhabitants and to enter into contracts with respect thereto; and

WHEREAS, in order to acquire such equipment, the Governmental Entity proposes to enter into a lease-purchase transaction pursuant to that certain governmental equipment Lease-Purchase Agreement (the “Lease”) with Bell Bank, the form of which has been presented to the governing body of the Governmental Entity at this meeting;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Waconia, Minnesota, that:

1. Recitals and Findings. The above recitals and findings are incorporated as part of these resolutions.
2. Previous Resolution. Resolution No. 2022-121 shall remain in full force and effect, as supplemented by this resolution.

3. **Approval of Documents.** The form, terms and provisions of the Lease and the Services Plan, and all other schedules and exhibits attached thereto, are hereby approved in substantially the form presented at this meeting, with such insertions, omissions and changes shall be approved by counsel of the Governmental Entity or other members of the governing body of the Governmental Entity executing the same, the execution of such documents being conclusive evidence of such approval; and the persons holding the titles listed below or any other officer of the Governmental Entity who shall have the power to execute contracts on its behalf are hereby authorized and directed to execute, acknowledge, countersign and deliver the Lease and all exhibits attached thereto, and the City Administrator of the Governmental Entity is hereby authorized to attest to the foregoing.
4. **Other Actions Authorized.** The officers and employees of the Governmental Entity shall take all action necessary as reasonably required by the parties to the Lease and the Service Plan to carry out, give effect to and consummate the transactions contemplated thereby and to take all action necessary to conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Lease and the Service Plan.
5. **No General Liability.** Nothing contained in this resolution, the Lease, the Service Plan, or any other instrument shall be construed with respect to the Governmental Entity as incurring a pecuniary liability or charge upon the general credit of the Governmental Entity or against its taxing power, nor shall the breach of any agreement contained in this resolution, the Lease, the Service Plan, or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Governmental Entity or any charge upon its general credit or against its taxing power, except to the extent that the payments payable under the Lease are special limited obligations of the Governmental Entity as provided in the Lease.
6. **Authorized Signatories.** The following are the true names, correct titles and specimen signatures of the incumbent officers referred to in the foregoing resolution:

Name (Print or Type)	Title (Print or Type)
Shane Fineran	City Administrator
Nicole Meyer	Finance Director
Craig Eldred	Public Services Director
7. **Effective Date.** This Resolution shall be effective immediately upon its approval and adoption.

Passed and adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

ATTEST: _____
Shane Fineran, City Administrator

[https://mhslaw.sharepoint.com/sites/dms5/46910/draftdocs/resolution approving lease-purchase agreement \(draft 05-09-2022\).docx](https://mhslaw.sharepoint.com/sites/dms5/46910/draftdocs/resolution%20approving%20lease-purchase%20agreement%20(draft%2005-09-2022).docx)

CERTIFICATION

STATE OF MINNESOTA
COUNTY OF CARVER
CITY OF WACONIA

I, the undersigned, being the duly qualified and acting City Administrator of the City of Waconia, Minnesota, DO HEREBY CERTIFY that I have compared the attached extract of minutes with the original thereof on file in my office, and that the same is a full, true, and complete transcript of the minutes of a meeting of the City Council of the City of Waconia duly called and held on the date therein indicated, insofar as such minutes relate to adoption of a RESOLUTION APPROVING LEASE-PURCHASE AGREEMENT FOR 2022 ELGIN PELICAN NR WATERLESS STREET SWEEPER, a true and correct copy of which is included as part of the extract of minutes.

WITNESS my hand this 16th day of May, 2022.

Shane Fineran, City Administrator

Extract of Minutes of a Meeting of the
City Council of the City of Waconia, Minnesota

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Waconia, Minnesota (the "City") was duly held at the City Hall on Monday, May 16, 2022, at 6:00 P.M.

The following members were present: Ken Bloudek, Peter Leo, Carl Pierson, Nicole Waldron, and Randall Sorensen.

and the following were absent: None.

Member _____ introduced the following resolution and moved its adoption:

CITY OF WACONIA
RESOLUTION NO. 2022-_____
RESOLUTION REGARDING APPROVING LEASE – PURCHASE AGREEMENT FOR 2022 ELGIN
PELICAN NR WATERLESS STREET SWEEPER

The motion for the adoption of the foregoing resolution was duly seconded by member _____, and after full discussion thereof and upon vote being taken thereon,

the following voted in favor thereof: Kent Bloudek, Peter Leo, Carl Pierson, Nicole Waldron, and Randall Sorensen.

and the following voted against the same: None.

whereupon such resolution, which is attached hereto, was declared duly passed and adopted.

CERTIFICATION OF CITY ADMINISTRATOR
REGARDING
LEASE-PURCHASE AGREEMENT FOR STREET SWEEPER

I, Shane Fineran, do hereby certify to Melchert Hubert Sjodin, PLLP ("MHS"), as follows:

1. I am the City Administrator of the City of Waconia, Minnesota, a Minnesota municipal corporation (the "City"). The City does not have a charter and exists as a statutory city under Minnesota law.

2. The City desires to obtain lease-purchase financing for a 2022 Elgin Pelican NR Waterless Street Sweeper in the aggregate principal amount of \$297,795.50 (the "Financing") from Bell Bank Equipment Finance, a division of Bell Bank, 15490 101st Ave. N, Suite 200, Maple Grove, MN 55369 (the "Lessor").

3. This Certification relates to the Financing and the preparation, execution, and delivery of a Lease-Purchase Agreement, Number 107136-001, dated April 22, 2022, between the City and the Lessor (the "Lease").

4. The City Council meeting held on May 16, 2022, was a regular meeting of the City Council, duly noticed as such. A quorum of the City Council members were present at such meeting and the Financing, the Lease, and certain related documents were approved by a unanimous affirmative vote of the City Council members present.

5. The Lease has been duly authorized, approved, executed, and delivered by and on behalf of the City, and the Lease is a valid and binding contract of the City enforceable with its terms, except to the extent such enforceability is limited by State and Federal laws affecting remedies and by bankruptcy, reorganization or other laws of general application relating to or affecting the enforcement of creditors' rights.

6. The authorization, approval and execution of the Lease and all other proceedings of the City relating to the transactions contemplated hereby have been performed in accordance with all applicable open meeting laws all other applicable laws, rules, and regulations of the State.

7. There is no litigation, action, suit or proceeding threatened or pending before any court, administrative agency, arbitrator or governmental body, that challenges the organization or existence of the City; the authority of this officers; the proper authorization, approval and execution of the Lease and the other documents contemplated thereby; the appropriation of moneys to make lease-purchase payments under the Lease for the City's current fiscal year; or the ability of the City otherwise to perform its obligations under the Lease and the transactions contemplated thereby.

8. The City authorizes MHS to rely on the facts and representations set forth in this Certification as a basis for MHS providing an opinion to the Lessor regarding the Financing, the Lease, and related transaction documents.

IN WITNESS WHEREOF, I have executed this Certification effective May 16, 2022.

CITY OF WACONIA, a Minnesota municipal
corporation

By _____
Shane Fineran, City Administrator

CERTIFICATION OF CITY FINANCE DIRECTOR
REGARDING
LEASE-PURCHASE AGREEMENT FOR STREET SWEEPER

I, Nicole Meyer, do hereby certify to Melchert Hubert Sjodin, PLLP ("MHS"), as follows:

1. I am the Finance Director of the City of Waconia, Minnesota, a Minnesota municipal corporation (the "City").
2. The City desires to obtain lease-purchase financing for a 2022 Elgin Pelican NR Waterless Street Sweeper in the aggregate principal amount of \$297,795.50 (the "Financing") from Bell Bank Equipment Finance, a division of Bell Bank, 15490 101st Ave. N, Suite 200, Maple Grove, MN 55369 (the "Lessor").
3. This Certification relates to the Financing and the preparation, execution, and delivery of a Lease-Purchase Agreement, Number 107136-001, dated April 22, 2022, between the City and the Lessor (the "Lease").
4. The City is authorized and has power under Minnesota law to purchase, rent or otherwise provide for personal property and has power under Minnesota law to enter into the Lease and to carry out the obligations thereunder and the transactions contemplated thereby. Specifically, the Lease is allowed by Minn. Stat. 465.71.
5. The execution of the Lease and the appropriation of moneys to pay the Lease-Purchase Payments coming due thereunder, does not result in the violation of any constitutional, statutory or otherer limitation relating to the manner, form or amount of indebtedness which may be incurred by the City. The City is not required to obtain consent or approval from any other governmental authority, entity, or person to effectuate the Financing and to enter into the Lease and related documents. The Lease will not violate the terms of any existing lien against City property.
6. The Lease is not a general obligation debt of the City because Section 12.7 of the Lease contains a non-appropriation provision that allows the City to terminate the Lease by refusing to appropriate funds on an annual basis for the payment of sums due under the Lease.
7. The City will properly prepare and timely file Form 8038-G with the Internal Revenue Service regarding the Financing and the Lease.
8. The City authorizes MHS to rely on the facts and representations set forth in this Certification as a basis for MHS providing an opinion to the Lessor regarding the Financing, the Lease, and related transaction documents.

IN WITNESS WHEREOF, I have executed this Certification effective May 16, 2022.

CITY OF WACONIA, a Minnesota municipal
corporation

By _____
Nicole Meyer, Finance Director

CERTIFICATION OF PUBLIC SERVICES DIRECTOR
REGARDING
LEASE-PURCHASE AGREEMENT FOR STREET SWEEPER

I, Craig Eldred, do hereby certify to Melchert Hubert Sjodin, PLLP (“MHS”), as follows:

1. I am the Public Services Director of the City of Waconia, Minnesota, a Minnesota municipal corporation (the “City”).
2. The City desires to obtain lease-purchase financing for a 2022 Elgin Pelican NR Waterless Street Sweeper (the “Equipment”) in the aggregate principal amount of \$297,795.50 (the “Financing”) from Bell Bank Equipment Finance, a division of Bell Bank, 15490 101st Ave. N, Suite 200, Maple Grove, MN 55369 (the “Lessor”).
3. This Certification relates to the Financing and the preparation, execution, and delivery of a Lease-Purchase Agreement Number, 107136-001, dated April 22, 2022, between the City and the Lessor (the “Lease”).
4. The City is authorized and has power under Minnesota law to purchase, rent or otherwise provide for personal property and has power under Minnesota law to enter into the Lease and to carry out the obligations thereunder and the transactions contemplated thereby.
5. The Equipment was acquired using a state cooperative purchasing program as allowed by Minn. Stat. 471.345, Subd. 15, and Minn. Stat. 16C.11. Further, the Equipment has been procured in accordance with all other applicable public bidding laws and all other applicable laws, rules and regulations of the Minnesota. The City will retain sufficient documentation in its files to prove such compliance.
6. The City authorizes MHS to rely on the facts and representations set forth in this Certification as a basis for MHS providing an opinion to the Lessor regarding the Financing, the Lease, and related transaction documents.

IN WITNESS WHEREOF, I have executed this Certification effective May 16, 2022.

CITY OF WACONIA, a Minnesota municipal
corporation

By _____
Craig Eldred, Public Services Director



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Resurfacing of Recreation Pool - Safari Island Community Center					
Originating Department:		Finance					
Presented by:		Nicole Meyer					
Previous Council Action (if any):							
Item Type (X only one):	Consent	☒ X	Regular Session	☐	Discussion Session	☐	
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution No. 2022-141, Approving Capital Project at the Safari Island Community Center to Resurface the Recreation Pool							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
As part of the 2022 capital improvement budget, the City budgeted for two capital projects at the Safari Island Community Center. One capital project was painting of the interior walls of the pool area and the other was a continued project from 2021 which was upgrades to the pump room area. The total budgeted for these projects in 2022 was \$102,500. Earlier this year, staff noticed the recreation pool had major areas under water where the surfacing was peeling off and deteriorating. Some of these areas could cause scraps and bruises if a customer stepped or landed incorrectly. Because of this, Safari Island staff and the Capital Improvement Committee met to discuss changes to the projects slated for 2022. At that meeting, it was decided to push the interior painting out in the capital plan a few more years and that the pump room repairs were substantially handled in 2021. Other repairs and maintenance would be considered with future replacement of the filters for both pools. After this discussion at the Capital Improvement Committee meeting, Safari Island staff obtained quotes for the project. Staff was able to obtain one quote from Horizon Commercial Pool. Horizon Commercial Pool Supply provides the City with supplies and equipment for the pool area. They are a trusted vendor and have worked closely with staff in the past on other projects and maintenance items. The quote provided lists the total project costs of \$101,875. Staff did reach out to several other vendors, but the vendors did not respond with a site visit or quote. Safari Island staff will start this work in August during the annual shut down. The work is slated to be completed prior to the school year starting in September and is in between summer and fall swimming lesson sessions.							
<u>Attachments:</u>							
1. 22141res SI_Project_Approval_Pool_Project_Res_final.docx 2. Horizon Commercial Pool Quote.pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses: PIR Capital Project Fund							
Budget Information:				Planning Commission			
☒ X Budgeted				Parks and Recreation Board			
☐ Non Budgeted				Safari Island Advisory Board			
☐ Amendment Required				Other			

**CITY OF WACONIA
RESOLUTION NO. 2022-141**

**RESOLUTION APPROVING CAPITAL PROJECT AT THE SAFARI ISLAND
COMMUNITY CENTER TO RESURFACE THE RECREATION POOL**

WHEREAS, the approved 2022 capital improvement plan includes interior wall painting in the pool area and replacement of pump room equipment at Safari Island Community Center; and

WHEREAS, the Capital Improvement Committee reviewed these projects and total estimated costs along with the need for resurfacing of the recreation pool; and

WHEREAS, it was determined that the recreation pool resurfacing project is critical for safety at the facility; and

WHEREAS, the interior wall painting in the pool area and replacement of pump room equipment would be evaluated in future years of the capital plan; and

WHEREAS, quotes were solicited for the resurfacing project by staff; and

WHEREAS, one quote was provided by Horizon Commercial Pool Supply; and

WHEREAS, Safari Island staff work closely with Horizon Commercial Pool Supply for maintenance, repair, and equipment needs at the facility; and

WHEREAS, the quotes provided specify the total cost of the project to be \$101,875; and

WHEREAS, the vendor will start work at the facility during the Safari Island annual shut down in August 2022.

NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of Waconia hereby approves capital at the Safari Island Community Center to resurface the recreation pool.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

ATTEST: _____
Shane Fineran, City Administrator



4444 ROUND LAKE RD W, ARDEN HILLS, MN 55112

WWW.HORIZONPOOLSUPPLY.COM

1-800-969-0454

LOCAL 651-917-3075

FAX 651-917-3087



Customer Proposal / Quotation

Quoted to:

Safari Island Community Ctr
1650 Community Dr
Waconia, MN 55387

Contact 1: Dan Montague

Contact 2:

Phone: (952) 442-0695

Fax:

Date: 05/06/2022

Good Through: 06/07/2022

Quote #: 20220506 SAF01

Description:

SAF01

Quoted by: Jordan Pinney

Resurface Indoor Rec. Swimming Pool as follows:

- Saw cut and chip under gutter and safety edge tile and fittings as necessary.
- **COMPLETE** chip out of existing plastered surfaced.
- All materials to be disposed offsite.
- Clean pool to prepare for bond coating.
- Install a bonded base coat.
- Install necessary step border tiles (Unglazed Blue).
- Install a premium, smooth troweled quartz pool plaster w/ blue exposed aggregate (or equivalent) finish (additional colors available upon request for additional charge).



- NOTES:
- Please read & initial attached Proposal Notes.
 - Depth tiles/markings, drain covers, and other fittings are excluded unless otherwise specified.
 - Excludes draining and filling of pool unless otherwise specified.
 - Existing aquatic features to be removed by others. In the event the structures are to remain, we will chip and plaster to the features.

Pricing:

Quantity	Item Number	Description	Unit Price	Total Price
1		Resurface Indoor Recreation Pool as specified.	\$105,875.00	\$105,875.00
1	Deduction	Approved Deduction for Resurfacing Project	(\$4,000.00)	(\$4,000.00)

ACCEPTANCE OF PROPOSAL – I am authorized to sign on behalf of the owner and I have read the attached **Terms & Conditions** and Proposal Notes and the above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment(s) will be made as specified.

Quote Accepted By:

Date:

Authorized Signature:

Total:

\$101,875.00

- Products and equipment used to complete job are subject to applicable state & city sales taxes.
- **Quotes exceeding \$2,000 will require a payment of 50% upon quote acceptance and the remainder is due Net 10 Days.**
- Please read all attached Terms & Conditions, Proposal Notes, and product information. This quote, once signed, is a contract between Horizon Commercial Pool Supply & the property owner.



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Waconia Apartments - Early Grading Agreement & Permit - KTJ 363, LLC					
Originating Department:		Community Development					
Presented by:		Lane Braaten					
Previous Council Action (if any):							
Item Type (X only one):	Consent	X	Regular Session		Discussion Session		
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution 2022-142 approving the Early Grading Agreement & Permit for the Waconia Apartments project at 601 Industrial Blvd. West.							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
The City Council, at their regular meeting on September 20th, 2021, approved the Site Plan and Variances associated with the 163-unit apartment building at 601 Industrial Blvd. West via Resolution 2021-224. The Developer, KTJ 363, LLC has since submitted a building permit application for the project and has requested a permit to conduct early grading work on the property prior to the final approval of said permit. City staff have prepared a proposed Early Grading Agreement and Permit for 601 Industrial Blvd. West – Apartment Project, a copy of which is attached for Council’s review and consideration. City staff recommends approval of the early grading agreement language as proposed.							
Attachments:							
1. 22142res _Approving_Early_Grading_Permit (1).docx 2. Early Grading Agreement_601 Industrial Blvd W (Draft 05-06-2022).pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
Budget Information: _____ Budgeted _____ Non Budgeted _____ Amendment Required				Planning Commission			
				Parks and Recreation Board			
				Safari Island Advisory Board			
				Other			

CITY OF WACONIA
RESOLUTION NO. 2022-142

**RESOLUTION APPROVING EARLY GRADING AGREEMENT AND PERMIT
FOR 601 INDUSTRIAL BLVD. WEST**

WHEREAS, KTJ 363, LLC (the “**Developer**”) owns real property in the City of Waconia (the “**City**”) proposed to be developed as a 163-unit apartment building; and

WHEREAS, the City Council approved the Site Plan and Variances on September 20th, 2021 via Resolution 2021-224; and

WHEREAS, the Developer has submitted a building permit to the City; and

WHEREAS, the Developer has requested a permit to conduct certain early grading work on the Property prior to issuance of a building permit; and

WHEREAS, a proposed Early Grading Agreement and Permit for 601 Industrial Blvd. West – Apartment Project has been drafted and is attached to this resolution as Exhibit 1 (the “**Agreement**”); and

WHEREAS, the City Council finds it is in the best interests of the City to approve the Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Waconia, Minnesota, that:

1. The above recitals, including the findings contained therein, are incorporated into these resolutions.
2. The form of the Agreement attached as Exhibit 1 and of the proposed documents attached to such document as exhibits are approved in substantially the form attached as Exhibit 1, together with such modifications thereof, deletions therefrom, and additions thereto, as the City Administrator may deem appropriate.
3. The Mayor and City Clerk are hereby authorized to execute, acknowledge, and deliver the Agreement and any other documents or instruments necessary or desirable to effectuate the transactions described in the Agreement. In the event of the absence or disability of the Mayor or the City Clerk, such officers of the City as, in the opinion of the City Attorney may act on their behalf shall, without further act or authorization of the City Council, do all things and execute all instruments and documents required to be done or executed by such absent or disabled officers. The execution of any document or instrument by the appropriate officer or officers of the City authorized herein shall be conclusive evidence of the approval of such document or instrument in accordance with the terms of this resolution.

Passed and adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

Attest: _____
Shane Fineran, City Administrator

EXHIBIT 1
Early Grading Agreement and Permit

EARLY GRADING AGREEMENT AND PERMIT
FOR
601 INDUSTRIAL BLVD. WEST – APARTMENT PROJECT
CITY OF WACONIA, MINNESOTA

This agreement (the “**Agreement**”) is dated May 9, 2022, and is between the City of Waconia, a Minnesota municipal corporation (the “**City**”) and KTJ 363, LLC, a Minnesota limited liability company (the “**Developer**”).

RECITALS

WHEREAS, Developer owns the real property located at 601 Industrial Blvd. West, Waconia, which is legally described on attached Exhibit A (the “**Developer’s Property**”); and

WHEREAS, the City owns the real property depicted on attached Exhibit C (the “**City’s Property**”); and

WHEREAS, for purposes of this Agreement the Developer’s Property and the City’s Property are, collectively, the “**Property**,” and

WHEREAS, on September 20, 2021 the City Council passed Resolution 2021-224 conditionally approving the Site Plan and Variances associated with the proposed 163-unit apartment building on the Developer’s Property (collectively, the “**Site Plan**”); and

WHEREAS, the Developer has requested a permit to conduct certain early grading work on the Property prior to the issuance of a building permit; and

WHEREAS, the Developer acknowledges there are practical, legal, and financial risks associated with early grading, including the following:

Unresolved conditions of Site Plan approval and other issues with the development of the Developer’s Property may result in revisions to the layout of the development shown in the site plan and project development documents; and

Additional approvals will be required to proceed with the development of the Developer’s Property and such approvals may not be granted; and

WHEREAS, the Developer’s engineer, Kimley Horn and Associates, Inc., has prepared preliminary grading plans for the Developer’s Property dated April 28, 2022 that are attached as Exhibit B and for the City’s Property dated April 12, 2022 that are attached as Exhibit D (collectively, the “**Grading Plans**”); and

WHEREAS, the Developer seeks an early grading permit to complete the following items on the Property, as depicted and described in the Grading Plans: pond construction for storm

water, building pad, parking areas, and access drives (the “**Early Grading Improvements**”); and

WHEREAS, the City finds it is appropriate to grant a permit for the Early Grading Improvements because the volume of material being relocated and disbursed by design exceeds typical development seen in the Waconia community;

NOW, THEREFORE, the City and the Developer agree as follows:

TERMS

1. INTRODUCTORY MATTERS.

1.1. **Incorporation of Documents.** The following are incorporated by reference as agreements of the City and the Developer:

1.1.1 The recitals set forth above;

1.1.2 The exhibits attached to this Agreement; and

1.1.3 The City resolutions referred to in the above recitals and the exhibits attached to such resolutions (the “**City Resolutions**”).

1.2. **City Approval.** Except when this Agreement expressly provides to the contrary, any reference to “approval” or “consent” required from the City shall refer to joint approval/consent granted by the City Public Services Director and the City Engineer.

2. DEFINITIONS. Defined terms, when capitalized, shall have the meanings ascribed to them in this Agreement unless the context clearly requires otherwise. Additional terms are defined in the introductory paragraph, the recitals, and later in this Agreement.

“**City Community Development Director**” means Lane Braaten, City of Waconia, 201 South Vine Street, Waconia, MN 55387, or his designee or successor.

“**City Engineer**” means Jake Saulsbury, Bolton & Menk, Inc., 2638 Shadow Lane, Suite 200, Chaska, MN 55318-1172, or his designee or successor.

“**City Public Services Director**” means Craig Eldred, City of Waconia, 310 East 10th Street, Waconia, MN 55387, or his designee or successor.

“**County**” means Carver County, Minnesota.

“**Minnesota**” means the State of Minnesota.

“**Governmental Entity**” means the City, the County, Minnesota, the United States of America, or any subdivision or department thereof including the Minnesota Department of Transportation, the Carver County Highway Department, the appropriate watershed district, the Board of Soil and Water Resources, the Minnesota Department of Natural Resources, the Army Corps of Engineers, the Minnesota Pollution Control Agency, the Metropolitan Council, the Minnesota Department of Health, or any other regulatory or jurisdictional agency having jurisdiction over the Property or the development of the

Property.

3. **PREPARATION.** Prior to any early grading occurring on the Property, the Developer shall provide proof to the City Public Services Director and City Engineer that the following requirements have been met:
 - 3.1. **Erosion and Sediment Control Plan.** The Developer shall have applied for and received an erosion and sediment control plan for the Property from the County. The Developer shall comply with the erosion and sediment control plan. Further, the Developer shall follow all measures required by the City Engineer to protect any wooded areas and steep slopes on the Property, as determined by the City Engineer.
 - 3.2. **Wetlands.** The Developer shall have, if necessary, applied for and received all required approvals for any wetland alterations or mitigations on the Property from each Governmental Entity with jurisdiction.
 - 3.3. **Plan for Construction Access.** The Developer shall have submitted and received approval for construction access to the Property from the City Engineer.
 - 3.4. **Approvals from other Governmental Entities.** The Developer shall determine and obtain all necessary approvals, permits, and licenses required by each Governmental Entity with jurisdiction for the Early Grading Improvements. All costs incurred to obtain such approvals, permits, and licenses and all fines or penalties levied by any Governmental Entity due to the failure of the Developer to obtain or comply with the conditions of such approvals, permits, and licenses shall be the sole responsibility of the Developer. The Developer agrees to defend and hold the City, its officers, employees, and agents harmless from any action initiated by any Governmental Entity resulting from any failure of the Developer to acquire the permits and approvals required herein.
4. **GRADING WORK.**
 - 4.1. **Approval of Contractors.** The City must approve all contractors selected by the Developer to perform all, or any portion of, the Early Grading Improvements, which approval shall not be unreasonably withheld, conditioned, or delayed. The City reserves the right to require evidence of competency and adequate financial strength of any such contractor selected by the Developer. Prior to commencing work on the Early Grading Improvements, the Developer and its contractors shall attend a pre-construction meeting with the City Engineer and City Public Services Director.
 - 4.2. **Bid and Contract Documents.** The Developer shall provide copies of all bids, contracts, change orders, supplier lists, and subcontractor lists related to the Early Grading Improvements to the City Engineer as they become available.
 - 4.3. **Commencement Date.** The Developer may commence work on the Early Grading Improvements any time after the City Public Services Director and City Engineer confirm the requirements set forth in Section 3 have been met.

- 4.4. **Labor and Materials.** All labor and materials needed to complete the Early Grading Improvements shall be performed and provided in a good and workmanlike manner and in strict conformance with the Site Plan approval, the Grading Plans, the Waconia City Code, and this Agreement, unless approved in writing to the contrary by the City Engineer. Further, the Early Grading Improvements shall be completed at no expense to the City. If the City requests the Developer to perform work or furnish materials in addition to the Early Grading Improvements, such work must be approved by the City Council and the City will not be liable to pay for any such work unless such approval has been obtained.
- 4.5. **Noise.** The Developer shall conduct all construction activities in conformance with the City's noise ordinance (Chapter 740 of the Waconia City Code). Construction activities shall be allowed between 7:00 a.m. and 10:00 p.m. on weekdays (excepting holidays) and between 9:00 a.m. and 10:00 p.m. on Saturdays. Any deviation from the allowed construction times must be approved by the Public Services Director or the City Engineer.
- 4.6. **Staking, Surveying and Inspections.** The Developer, through its engineer, shall provide all staking, surveying, and inspection for the Early Grading Improvements to ensure the completed Early Grading Improvements conform to the Grading Plans. The Developer must notify the City Engineer of all tests to be performed. Copies of all soil testing, correction areas, and density tests for all structures and public improvements must be submitted to the City upon completion.
- 4.7. **Unsatisfactory Labor or Material.** If the City Engineer or its designated representative rejects as defective or unsuitable any material or labor supplied by the Developer, then the rejected material must be removed and replaced with approved material and the rejected labor must be done again to the specifications and approval of the City Engineer, all at the sole expense of the Developer.
- 4.8. **Completion.** The Developer shall substantially complete the Early Grading Improvements to the satisfaction and approval of the City Engineer and the City Council no later than October 1, 2022, subject to delays due to casualty, labor strikes, material shortages or other causes beyond the Developer's reasonable control.
- 4.9. **Final Inspection.** When the Early Grading Improvements are substantially completed, the Developer shall notify the City Engineer and the City Engineer and representatives of the Developer's contractor(s) and/or engineer shall make a final inspection of the work. Before final payment is made to the contractor by the Developer, the City Engineer shall be satisfied that all Early Grading Improvements has been satisfactorily completed in accordance with the Grading Plans and the Developer's engineer shall submit a written statement attesting to the same.
- 4.10. **License for Entry.** The Developer hereby grants the City, its agents, employees, officers, and contractors a license to enter the Developer's Property to perform all work and inspections deemed appropriate by the City in conjunction with the Early Grading Improvements.

- 4.11. **Street Cleaning.** The Developer shall keep the streets, sidewalks, and trails within and adjoining the Property free of dirt, debris and clutter caused by construction of the Early Grading Improvements. If the City determines the Developer has violated this requirement, the City may give the Developer written notice of the violation and the Developer shall perform the cleanup within 48 hours. If the Developer fails to perform the cleanup to the City's satisfaction within 48 hours of receiving the City's notice or the City determines, in its discretion, that circumstances warrant cleanup faster than within 48 hours, the City may perform the cleanup itself and the Developer shall reimburse the City for all materials and labor associated with the cleanup.
- 4.12. **Public Property Damage.** The Developer is liable for all damage to public property and improvements (e.g., street and utility systems) directly or indirectly arising from construction of the Early Grading Improvements. The Developer shall promptly notify the City Public Services Director or City Engineer of any such damage the Developer discovers. Further, the Developer shall repair all such damage, at its expense, within 10 days after receiving written notice from the City requesting repair. If the Developer fails to repair any damaged within 10 days of receiving the City's notice, the City may make the repair. Further, the City, in its discretion, may elect to repair any damage itself. In either case, the Developer shall reimburse the City for all materials and labor associated with the repair.

5. **FINANCIAL GUARANTY.**

- 5.1. **Early Grading Escrow.** To assure the installation of the Early Grading Improvements in a good and workmanlike manner and the Developer's faithful performance of its obligations under this Agreement, the Developer shall submit an early grading escrow to the City in the amount of \$18,6000 (the "**Early Grading Escrow**") which is equal to \$3,000.00 per disturbed acre. If the Developer fails to install the Early Grading Improvements in accordance with the provisions of this Agreement or otherwise breaches its obligations under this Agreement, the City may notify the Developer in writing of such breach. If the Developer fails to cure the breach within 30 days of receipt of the City's written notice, the City may declare a default under this Agreement. Thereafter, the City may draw upon the Early Grading Escrow in such amount as is reasonably adequate to cure the breach.
- 5.2. **Release.** Any monies due to the Developer as a refund from the initial Early Grading Escrow payment shall not be refunded until such time as the site has been inspected by City staff to ensure compliance with this agreement. After such inspection occurs, the City shall pay the Developer any amount due within thirty (30) days thereafter and the balance of the escrow shall be unconditionally released by the City.
- 5.3. **Failure to Perform.** If, after any notice required hereunder, the Developer is in default of this Agreement or otherwise fails to perform any of the duties, conditions, or terms of this Agreement in the time permitted herein, or in such extended time as may be granted in writing by the City Council, the City shall be

entitled to draw on the Early Grading Escrow, to enter the Developer's Property, and to cure the default. If the default consists of the Developer's failure to install any of the Early Grading Improvements in accordance with the provisions of this Agreement, the City shall cure the default by performing the work in accordance with this Agreement and the Grading Plans. The City may reimburse itself for all costs and expenses from the Early Grading Escrow arising out of or related to curing the Developer's default funds, including reasonable legal and consulting fees. The Developer shall indemnify, hold harmless, and defend the City, its officers and employees against any and all liability, loss, costs, damages, expenses, claims, actions, or judgments, including reasonable attorneys' fees that the City, its officers or employees may hereafter sustain, incur, or be required to pay, arising out of or by reason of the City exercising its power under this Section 5.33.

- 5.4. **Deficiency.** If the Early Grading Escrow funds are used by the City and found to be insufficient to pay or reimburse the City in total as required herein, the Developer agrees that upon being billed by the City, the Developer will pay the deficiency amount to the City within 10 days of receipt of such billings to the Developer. If the Developer fails to pay, the City may assess all costs, including, but not limited to, staff time, reasonable engineering fees and legal fees against the Developer's Property, or any part thereof, for which a certificate of occupancy has not then been issued by the City. The Developer acknowledges the City has the authority, pursuant to Minnesota Statutes Chapters 412 and 429, to specially assess property benefited by improvements. In addition to the above, the City may seek a civil judgment against the Developer.
6. **PERMIT.** This Agreement constitutes a grading permit for the Developer to make the Early Grading Improvements on the Property in conformance with the requirements of this Agreement. Except as expressly provided in this Agreement or the Grading Plans, the permit does not allow the construction of underground utilities.
7. **EARLY GRADING RISKS ACCEPTED BY THE DEVELOPER.** The Developer shall proceed with construction of the Early Grading Improvements on the Property at its own risk. The Developer has no right to make any improvements or alterations to the Property other than the Early Grading Improvements until the Developer: (i) obtains approval of the Building Permit for the site; and (ii) is in conformance with the terms of the City Resolutions.
8. **INSURANCE AND INDEMNIFICATION.**
 - 8.1. **Insurance.** The Developer shall furnish, or shall cause its prime contractor to furnish, proof of insurance prior to the commencement of construction of the Early Grading Improvements, which shall be subject to the review and approval of the City, covering public liability and property damage by reason of operation of the contractor's equipment, laborers and hazard caused by the Early Grading Improvements at a minimum policy amount of \$1,000,000.00. The contractor shall keep such insurance in force during construction of the Early Grading Improvements. The insurance shall name the City as an additional insured and shall

require the insurer shall give the City not less than 30 days' written notice prior to modification or cancellation of the insurance policy.

- 8.2. **Indemnification.** Claims against the Developer, its agents, servants, or employees relating to the development of the Property shall in no way be the obligation of the City. The Developer shall indemnify, hold harmless, and defend the City, its elected officials, officers, employees, consultants, contractors and agents (the "**Indemnified Parties**") from and against any and all liabilities, losses, costs, damages, expenses, claims, actions, or judgments, including reasonable attorneys' fees and court costs, that the Indemnified Parties, or any of them, may sustain, incur, or be required to pay, directly or indirectly arising out of the Developer's violation of this Agreement or any act or failure to act by the Developer, its officers, employees, consultants, contractors or agents, except to the extent directly caused by the negligence of the Indemnified Parties or any of them.
9. **REPRESENTATIONS AND WARRANTIES OF DEVELOPER.** The Developer, as an inducement to the City to enter into this Agreement, represents and warrants to the City as follows:
 - 9.1. **Ownership.** The Developer has a fee ownership interest in the Developer's Property.
 - 9.2. **Developer's Engineer.** Developer has retained a duly registered professional civil engineer authorized to practice in Minnesota to prepare the Grading Plans; and such engineer has prepared the Grading Plans in conformance with the City's standard specifications for such work.
 - 9.3. **Execution No Violation.** The execution, delivery and performance of this Agreement does not and will not result in any breach of, or constitute a default under, any indenture, mortgage, contract, agreement, or instrument to which the Developer is a party or by which it, or the Developer's Property, is bound.
 - 9.4. **Authorization.** The Developer is an organized limited liability company under the laws of Minnesota and is in good standing and authorized to do business in Minnesota. The Developer has full authority to enter into this Agreement and make it binding on itself and its successors and assigns, and to make this Agreement, and the covenants herein, binding upon and running with the Developer's Property. This Agreement shall not become effective until it is executed and delivered by the City and the Developer.
10. **DEFAULT.** If the Developer, its successors or assigns breaches any of the covenants or agreements herein contained and any such violation remains uncured for more than 30 days after the City gives the Developer notice of the breach (unless another provision of this Agreement calls for a shorter cure period, in which case the shorter period shall apply), the City may draw and/or utilize the deposited escrow funds, letters of credit, or other surety funds to complete the Developer's obligations as set forth herein, and to the extent not satisfied from such funds, to bring legal action against the Developer to collect any sums due pursuant to this Agreement. In the event of an uncured breach, the Developer hereby grants the City and the City's employees, representatives, or agents the right to

enter the Developer's Property to perform any act deemed necessary by the City to cure the Developer's breach. In addition to the above, the City may initiate any legal action allowed by law, including, but not limited to, injunctive relief for compliance with this Agreement.

11. **NOTIFICATION INFORMATION.** Any notice to the parties herein shall be deemed to have been given or delivered if sent by certified mail addressed as follows or by email with a return receipt requested:

If to the City:

City of Waconia
201 South Vine Street
Waconia, MN 55387
Attn: Community Development Director
Email: lbraaten@waconia.org

If to the Developer:

Oppidan Investment Company
400 Water Street #200
Excelsior, MN 55331
Attn: David Scott, Vice President
Email: dave@oppidan.com

12. **MISCELLANEOUS.**

- 12.1. **Runs with the Property.** The terms and conditions of this Agreement shall be binding on the parties hereto, their respective successors and assigns. The benefits and burdens of this Agreement run with the Developer's Property. Notwithstanding the foregoing, no conveyance of the Developer's Property or any part thereof shall relieve the Developer of its personal liability for full performance of this Agreement unless the City expressly releases the Developer in writing. This Agreement may be recorded against the Developer's Property by the City.
- 12.2. **Interest on Past Due Amounts.** In addition to all other remedies available to the City under this Agreement, amounts owed the City and not paid when due shall accrue interest at the rate of 8% per annum from the date due until the date actually paid.
- 12.3. **Construction of Agreement.** This Agreement, the attached exhibits, the incorporated instruments pursuant to Section 1 of this Agreement and any addenda or amendments signed by the parties shall constitute the entire agreement between the parties, and they supersede any other written or oral agreements between the parties as it relates to the terms and obligations contained herein. The word "including" shall mean including without limitation. The parties intend that each representation, warranty, and covenant contained in this Agreement have independent significance. The captions used in this Agreement are for convenience only and do not constitute terms of the Agreement.

Whenever required by the context of the Agreement, the singular shall include the plural, and vice versa, and the masculine shall include the feminine and neutral genders, and vice versa.

- 12.4. **Attorneys' Fees.** The City and the Developer agree that, if a suit or action is brought to enforce the terms of this Agreement, or if an action is brought upon a letter of credit furnished by the Developer as provided herein, the non-prevailing party shall pay the prevailing party's reasonable attorneys' fees and legal costs.
- 12.5. **Severability.** If one or more of the provisions contained in this Agreement are found to be invalid, illegal, or unenforceable in any respect, the validity, legality and enforceability of the remaining provisions, and any application thereof, shall not be affected or impaired.
- 12.6. **Data Practices Compliance.** The Developer will have access to data collected or maintained by the City to the extent necessary to perform the Developer's obligations under this Agreement. The Developer agrees to maintain all data obtained from the City, as it relates to the Municipal Improvements, in the same manner as the City is required under the Minnesota Government Data Practices Act, Minnesota Statutes Chapter 13 or other applicable law (the "**Act**"). The Developer will not release or disclose the contents of data classified as not public to any person except at the written direction of the City. Upon receipt of a request to obtain and/or review data as defined in the Act, the Developer will immediately notify the City. The City shall provide written direction to the Developer regarding the request within a reasonable time, not to exceed 10 days. The City agrees to indemnify, hold harmless and defend the Developer for any liability, expense, cost, damage, claim, and action, including reasonable attorneys' fees, arising out of, or related to, the Developer complying with the City's direction. Subject to the above, the Developer agrees to defend and indemnify the City from any claim, liability, damage, or loss asserted against the City as a result of the Developer's failure to comply with the requirements of the Act. Upon termination and/or completion of this Agreement, the Developer agrees to return all data to the City, as requested by the City.
- 12.7. **Governing Law.** This Agreement shall be governed by, construed, and enforced in accordance with the laws of Minnesota.
- 12.8. **Time is of the Essence.** Time is of the essence in the performance of the terms and obligations of this Agreement.
- 12.9. **Survival.** Any obligations in this Agreement to indemnify or hold another party harmless shall survive the expiration or earlier termination of this Agreement.
- 12.10. **Modification.** Any modification of this Agreement shall be binding only if evidenced in writing signed by each party or an authorized representative of each party.
- 12.11. **Non-Waiver.** The action or inaction of the City or the Developer shall not constitute a waiver of any provision of this Agreement. To be binding, waivers shall be in writing, signed by the party making the waiver and, if the waiver is by the City,

approved by written resolution of the City Council.

12.12. **Cumulative Rights.** Each right, power, or remedy herein conferred upon the City or the Developer is cumulative and in addition to every other right, power, or remedy, express or implied, now or hereinafter arising, available to the City or the Developer, at law or in equity, or under any other agreement, and each and every right, power, and remedy herein set forth or otherwise so existing may be exercised from time to time as often and in such order as may be deemed expedient by the City or the Developer.

12.13. **Counterparts.** This Agreement may be executed in one or more counterparts, each of which shall be deemed an original and all of which together will constitute one and the same instrument.

IN WITNESS WHEREOF, the parties have executed this Agreement effective the day and year first above written.

[Signature pages follow.]

SIGNATURE PAGE TO EARLY GRADING AGREEMENT AND PERMIT

CITY OF WACONIA

By: _____
Kent Bloudek
Its: Mayor

By: _____
Shane Fineran
Its: City Administrator

STATE OF MINNESOTA)
)
COUNTY OF CARVER)

The foregoing instrument was acknowledged before me this ____ day of _____, 2022, by Kent Bloudek and Shane Fineran, the Mayor and City Administrator, respectively, of the City of Waconia, a Minnesota municipal corporation, on behalf of the municipal corporation.

Notary Public

SIGNATURE PAGE TO EARLY GRADING AGREEMENT AND PERMIT

KTJ 363, LLC

By: _____
David Scott
Its: Vice President

STATE OF MINNESOTA)
)
COUNTY OF CARVER)

The foregoing instrument was acknowledged before me this ____ day of _____, 2022, by David Scott, Vice President of KTJ 363, LLC, a Minnesota limited liability company, for and on behalf of the company.

Notary Public

THIS INSTRUMENT WAS DRAFTED BY:
Lane L. Braaten – Community Development Director
City of Waconia
201 South Vine Street
Waconia, Minnesota 55387
(952) 442-3106

EXHIBIT A

Legal Description of Developer's Property

That part of the West Half of the Southeast Quarter of Section 23, Township 116 North, Range 25 West, Carver County, Minnesota, which lies Southwesterly of the Southwesterly line of the plat of Sudheimer Industrial Park 2nd Addition and which lies Southeasterly of the Southeasterly line of the plat of Waconia Marketplace.

LESS AND EXCEPT that part of the Southwest Quarter of the Southeast Quarter of Section 23, Township 116 North, Range 25 West, which lies Southerly of the Northly 450.00 feet of the Southwest Quarter of said Southeast Quarter, as measured at right angles to the Northerly line of the Southwest Quarter of said Southeast Quarter, Carver County, Minnesota.

Grading Plan for Developer's Property

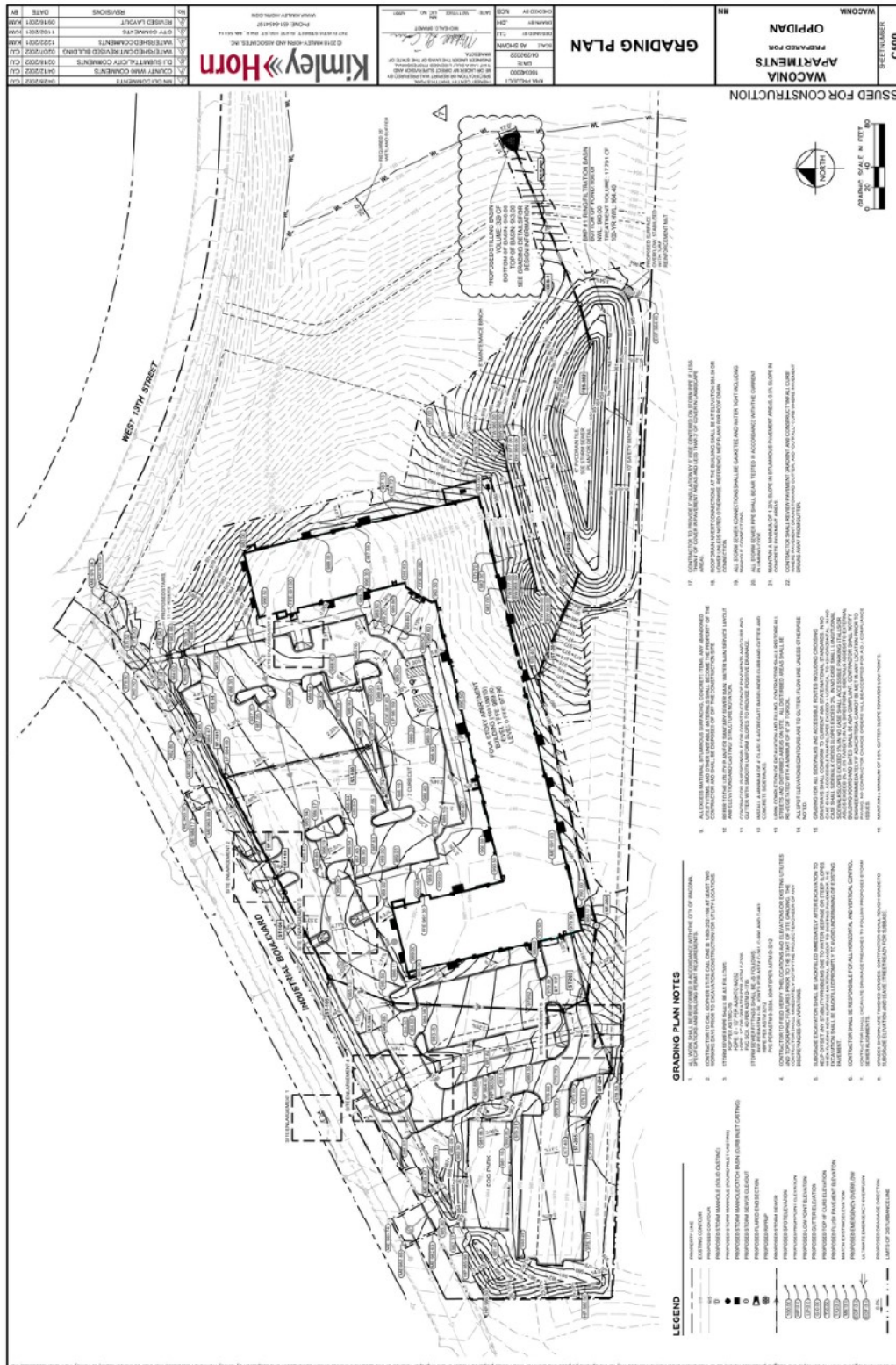
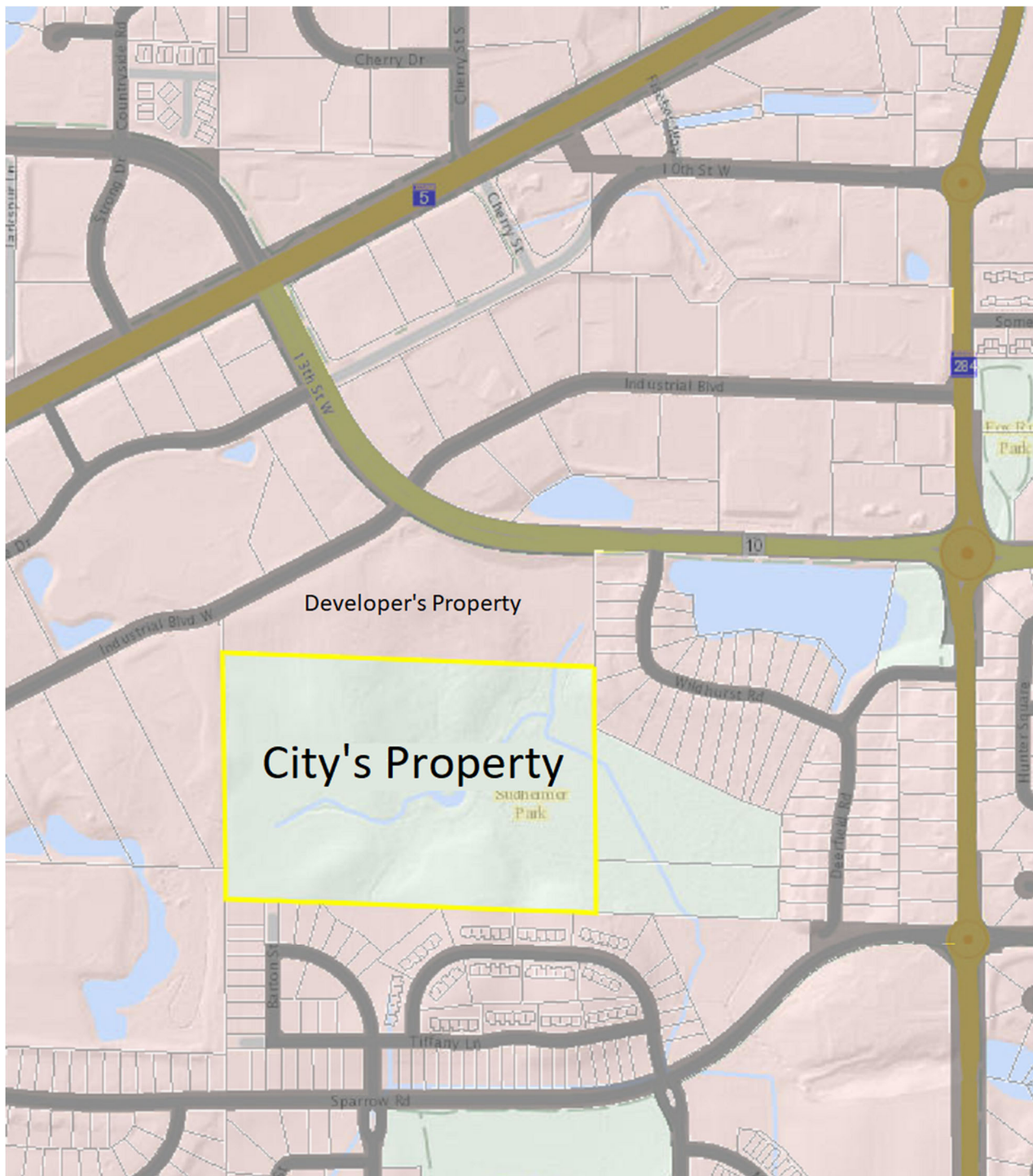
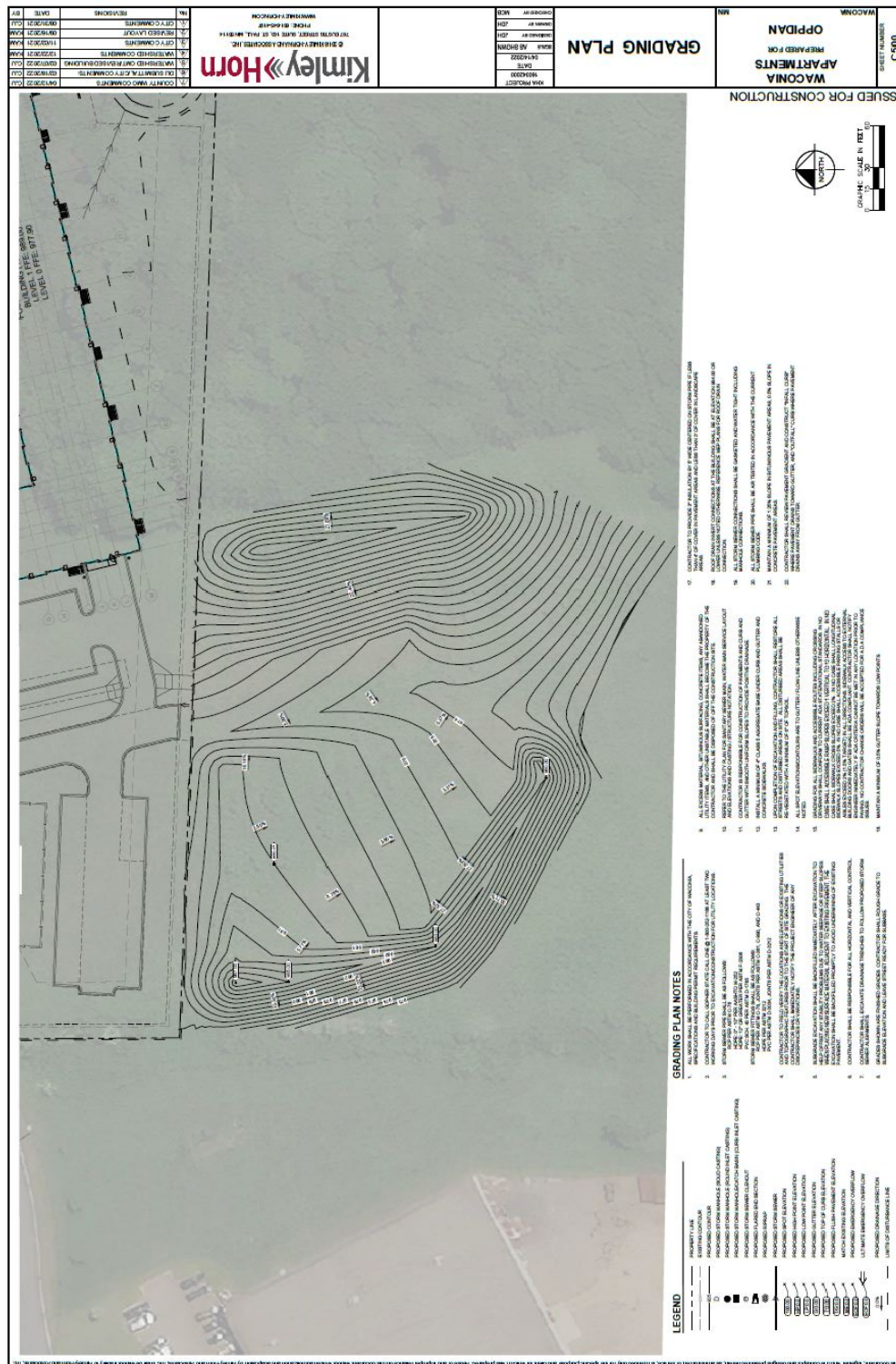


EXHIBIT C
Depiction of City's Property



Grading Plan for City's Property





REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Orchard Park 3rd Addition Final Plat - M/I Homes of Minneapolis/St. Paul, LLC					
Originating Department:		Community Development					
Presented by:		Lane Braaten					
Previous Council Action (if any):		Orchard Park Preliminary Plat and PUD approval - November 16th, 2020					
Item Type (X only one):	Consent	X	Regular Session		Discussion Session		
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution 2022-143 approving the Orchard Park 3rd addition Final Plat application submitted by M/I Homes of Minneapolis/St. Paul, LLC, which includes 38 single-family lots.							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
<u>BACKGROUND/REQUEST</u>							
Applicant: M/I Homes of Minneapolis/St. Paul, LLC							
Owner(s): M/I Homes of Minneapolis/St. Paul, LLC							
Property Description: Outlot F, Orchard Park 1st Addition and Outlot A, Orchard Park 2nd Addition							
Zoning Districts: PUD, Planned Unit Development District							
Attached are the application materials pertaining to the Orchard Park 3rd Addition Final Plat as proposed by M/I Homes of Minneapolis/St. Paul, LLC. The proposed final plat is consistent with the Orchard Park Preliminary Plat which was approved by the City Council via Resolution No. 2020-256 on November 16th, 2020. The Orchard Park Preliminary Plat included the development of a total of one hundred and nineteen (119) residential parcels, consisting of sixty (60) single-family lots and fifty-nine (59) villa lots. The Orchard Park 3rd Addition Final Plat submitted proposes to subdivide the third, and final, phase of the development, which includes thirty-eight (38) single-family parcels. The Orchard Park 3rd Addition Final Plat consists of the following: 1. Thirty-eight (38) single-family home lots. 2. The proposed street and lot configuration are consistent with the approved Orchard Park Preliminary Plat considered by the City Council on November 16th, 2020. 3. The preliminary plat approval allowed for 50-foot-wide villa lots and 55-foot-wide single-family home parcels. The final plat, which is the third phase of the Orchard Park project, proposes to plat the remaining thirty-eight (38) 55 ft. wide single-family home parcels. The parcels shall be developed consistent with the setback and impervious surface requirements stated in the preliminary plat approval. 4. The final construction plans and plat are subject to final review and approval by the Public Services Director and City Engineer prior to any work commencing on the subject parcel.							
<u>CONCLUSION / RECOMMENDATION</u>							
City Staff recommends approval of the Orchard Park 3rd Addition Final Plat subject to the findings and conditions stated in the attached resolution.							
<u>Attachments:</u>							
1. 22143res Orchard Park 3rd Addn Final Plat.doc 2. Location Map Orchard Park 3rd Addition.pdf 3. Orchard Park Preliminary Plat.pdf 4. Orchard Park 3rd Addition Final Plat.pdf 5. Orchard Park 3rd Addition Narrative.pdf							

<i>FINANCIAL IMPLICATIONS:</i>		<i>ADVISORY BOARD RECOMMENDATIONS:</i>	
Funding Sources & Uses:			
Budget Information:		Planning Commission	
_____ Budgeted		Parks and Recreation Board	
_____ Non Budgeted		Safari Island Advisory Board	
_____ Amendment Required		Other	

**CITY OF WACONIA
RESOLUTION NO. 2022-143**

**RESOLUTION APPROVING ORCHARD PARK 3RD ADDITION FINAL PLAT
BY M/I HOMES OF MINNEAPOLIS/ST. PAUL, LLC**

WHEREAS, M/I Homes of Minneapolis/St. Paul, LLC (the “Applicant”), has submitted a final plat application for the Orchard Park 3rd Addition residential planned unit development consisting of thirty-eight (38) single-family home lots pursuant to Chapter 1000 of the Waconia Code of Ordinances; and

WHEREAS, the property is described as Outlot F, Orchard Park 1st Addition and Outlot A, Orchard Park 2nd Addition; and

WHEREAS, the Orchard Park 3rd Addition Final Plat is consistent with the Orchard Park Preliminary Plat approved by the City Council on November 16th, 2020, per Resolution No. 2020-256; and

WHEREAS, staff has reviewed the final plat application and recommends approval of the Orchard Park 3rd Addition residential development consisting of thirty-eight (38) single-family lots subject to the following conditions:

1. Compliance with applicable items contained in Chapter 1000 of the City of Waconia Subdivision Ordinance.
2. Compliance with the conditions of approval for the Orchard Park Preliminary Plat as stated in Resolution No. 2020-256.
3. Compliance with the final plan review of the Public Services Director and City Engineer.
4. Execution and approval of a developers agreement prior to work commencing on site.

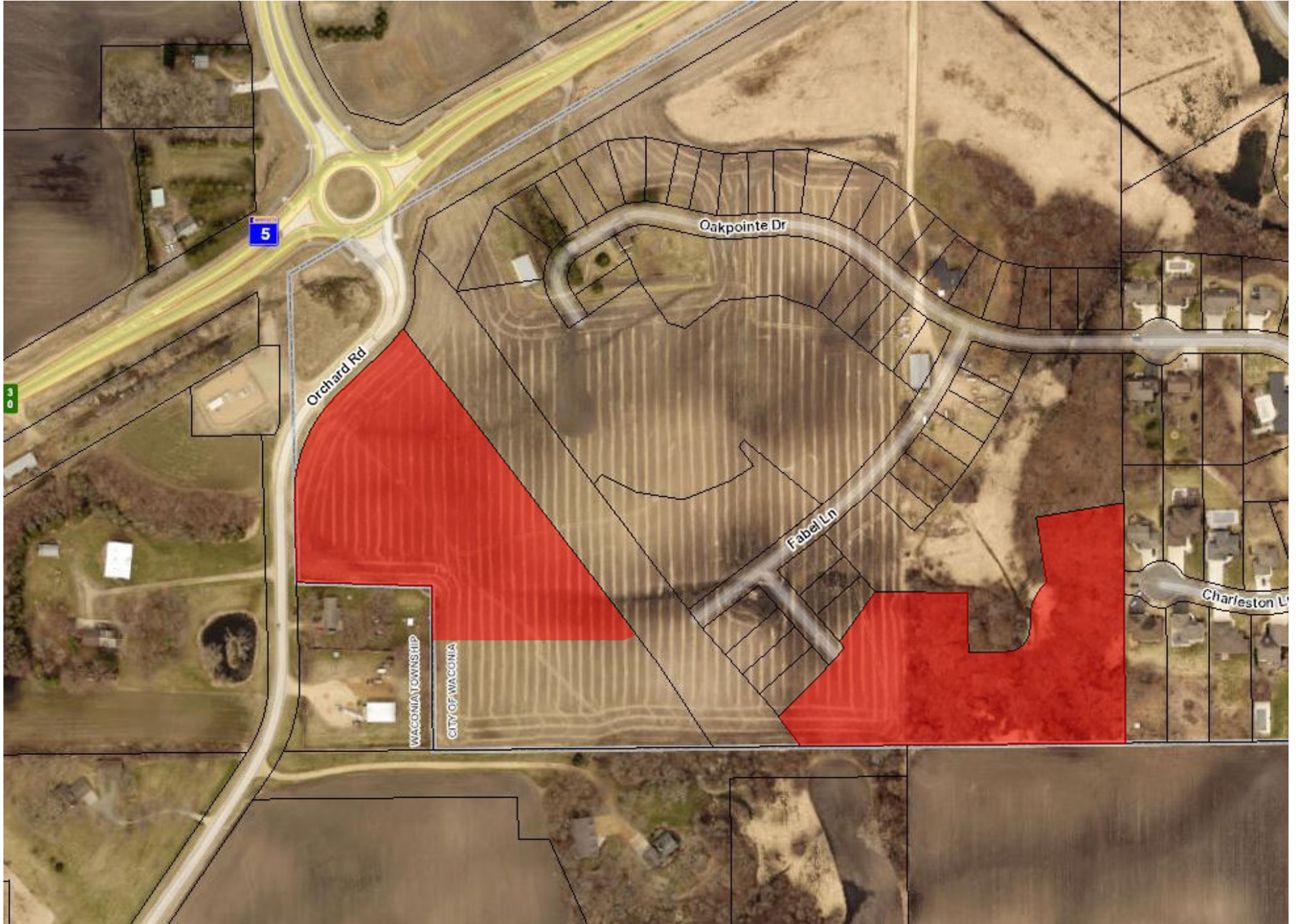
NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Waconia hereby approves the Final Plat for the Orchard Park 3rd Addition residential planned unit development subject to the conditions noted above.

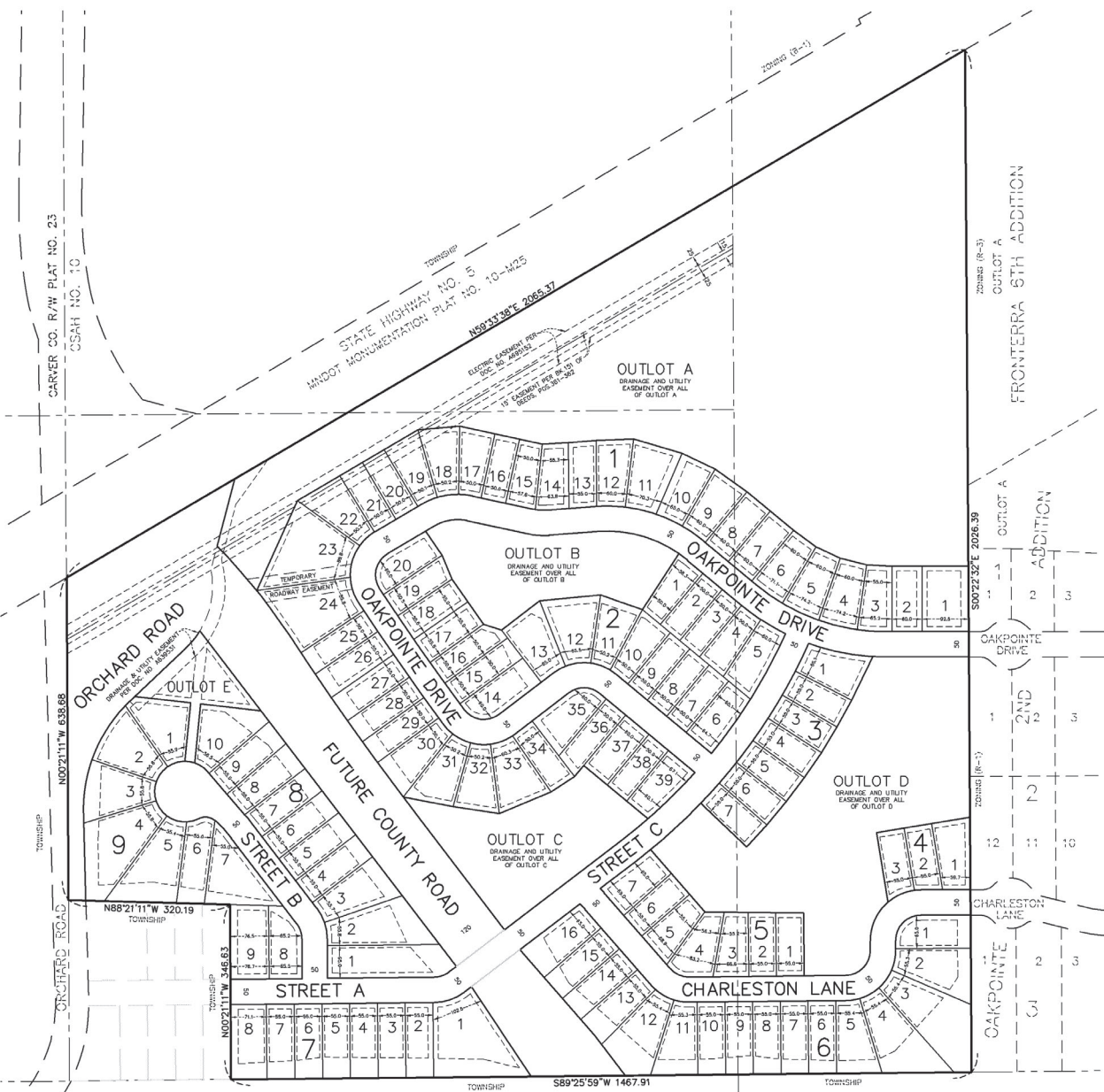
Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

Attest: _____
Shane Fineran, City Administrator

LOCATION MAP—ORCHARD PARK 3RD ADDITION





PROPERTY DESCRIPTION

Description from title commitment:

Parcel 1:
That part of the East half of the Northwest Quarter of Section 27, Township 116, Range 25, Carver County, Minnesota, lying South of the Railroad right of way (formerly the Southern right of way) of the Minneapolis and St. Louis Railway Co., EXCEPTING THEREFROM:
1) The South 1/4 of the East half of the Northwest Quarter of the Northwest Quarter of said Section 27, Township 116, Range 25.
2) That part of the Southeast Quarter of the Northwest Quarter of Section 27, Township 116, Range 25, Carver County, Minnesota, described as follows: Beginning at the southeast corner of said Southeast Quarter of the Northwest Quarter of Section 27, thence southerly along the west line of said Southeast Quarter of the Northwest Quarter, a distance of 155.00 feet, thence easterly, deflected Right 52 degrees 00 minutes 00 seconds, a distance of 102.18 feet, thence southerly, deflected Right 88 degrees 00 minutes 00 seconds, a distance of 146.33 feet to the south line of said Southeast Quarter of the Northwest Quarter, thence southerly, deflected Right 85 degrees 47 minutes 00 seconds along said south line of the Southeast Quarter of the Northwest Quarter, a distance of 820.00 feet to the point of beginning.
Parcel 2:
A strip of land 160 feet in width, the same being 15 feet in width on each side of the centerline of the main track (now removed) of the Minneapolis & St. Louis Railway Company (now the Chicago and North Western Transportation Company), as said main track centerline was originally located over and across the Southeast Quarter of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter of Section 27, Township 116, Range 25, Carver County, Minnesota, EXCEPTING THEREFROM the existing 160 feet of the above described parcel of land, as measured along the centerline of the main track (now removed) of the Minneapolis & St. Louis Railway Company (now the Chicago and North Western Transportation Company), as said main track centerline was originally located over said parcel, the southerly line of said 160 feet being parallel with the east line of the Northwest Quarter of Section 27, Township 116, Range 25.

Parcel 3:
That part of the Northeast Quarter of Section 27, Township 116 North, Range 25 West, Carver County, Minnesota, described as follows:
TRACT I:
Commencing at the north quarter corner of said Section 27, thence southerly along the west line of said Northeast Quarter, a distance of 495.52 feet to the point of beginning of the tract to be described; thence southerly along said west line of the Northeast Quarter, a distance of 1231.28 feet, thence easterly, deflected Left 90 degrees 00 minutes 00 seconds, a distance of 400.00 feet, thence northerly, deflected Left 90 degrees 00 minutes 00 seconds, a distance of 1243.33 feet to the previous southerly right-of-way line of the former Chicago-Northwestern Transportation Company, thence southerly along said right-of-way line, a distance of 155.00 feet to the point of beginning.
TRACT II:
That part of the Northeast Quarter of Section 27, Township 116 North, Range 25 West, Carver County, Minnesota, described as follows:
Commencing at the north quarter corner of said Section 27, thence southerly along the west line of said Northeast Quarter, a distance of 495.52 feet, thence continuing southerly along said west line of the Northeast Quarter, a distance of 101.28 feet to the point of beginning of the tract to be described; thence southerly, deflected Left 90 degrees 00 minutes 00 seconds, a distance of 400.00 feet, thence northerly, deflected Left 90 degrees 00 minutes 00 seconds, a distance of 1243.33 feet to the previous southerly right-of-way line of the former Chicago-Northwestern Transportation Company, thence southerly along said right-of-way line, a distance of 155.00 feet to the point of beginning of the tract to be described; thence southerly, deflected Right 59 degrees 53 minutes 00 seconds along said former Transportation Company right-of-way line, a distance of 72.18 feet, thence southerly, deflected Right 124 degrees 07 minutes 00 seconds to a line parallel to said west line of the Northeast Quarter, a distance of 1509.20 feet to the south line of said Northeast Quarter, thence southerly, deflected Right 89 degrees 49 minutes 45 seconds along said south line of the Northeast Quarter, a distance of 465.65 feet to the corner of said Section 27, thence southerly, deflected Right 88 degrees 54 minutes 15 seconds along said west line of the Northeast Quarter a distance of 695.62 feet to the point of beginning.

TRACT III:
That part of the Northeast Quarter of Section 27, Township 116 North, Range 25 West, Carver County, Minnesota, described as follows:
Commencing at the north quarter corner of said Section 27, thence southerly along the west line of said Northeast Quarter, a distance of 495.52 feet, thence continuing southerly along said west line of the Northeast Quarter, a distance of 101.28 feet, thence southerly, deflected Left 90 degrees 00 minutes 00 seconds, a distance of 400.00 feet, thence northerly, deflected Left 90 degrees 00 minutes 00 seconds, a distance of 1243.33 feet to the previous southerly right-of-way line of the former Chicago-Northwestern Transportation Company, thence southerly along said right-of-way line, a distance of 155.00 feet to the point of beginning of the tract to be described; thence southerly, deflected Right 59 degrees 53 minutes 00 seconds along said former Transportation Company right-of-way line, a distance of 72.18 feet, thence southerly, deflected Right 124 degrees 07 minutes 00 seconds to a line parallel to said west line of the Northeast Quarter, a distance of 1509.20 feet to the south line of said Northeast Quarter, thence southerly, deflected Right 89 degrees 49 minutes 45 seconds along said south line of the Northeast Quarter, a distance of 465.65 feet to the corner of said Section 27, thence southerly, deflected Right 88 degrees 54 minutes 15 seconds along said west line of the Northeast Quarter a distance of 695.62 feet to the point of beginning.

TRACT IV:
That part of the Northeast Quarter of Section 27, Township 116 North, Range 25 West, Carver County, Minnesota, described as follows:
Commencing at the north quarter corner of said Section 27, thence southerly along the west line of said Northeast Quarter, a distance of 495.52 feet, thence continuing southerly along said west line of the Northeast Quarter, a distance of 101.28 feet, thence southerly, deflected Left 90 degrees 00 minutes 00 seconds, a distance of 400.00 feet, thence northerly, deflected Left 90 degrees 00 minutes 00 seconds, a distance of 1243.33 feet to the previous southerly right-of-way line of the former Chicago-Northwestern Transportation Company, thence southerly along said right-of-way line, a distance of 155.00 feet to the point of beginning of the tract to be described; thence southerly, deflected Right 59 degrees 53 minutes 00 seconds along said former Transportation Company right-of-way line, a distance of 72.18 feet, thence southerly, deflected Right 124 degrees 07 minutes 00 seconds to a line parallel to said west line of the Northeast Quarter, a distance of 1509.20 feet to the south line of said Northeast Quarter, thence southerly, deflected Right 89 degrees 49 minutes 45 seconds along said south line of the Northeast Quarter, a distance of 465.65 feet to the corner of said Section 27, thence southerly, deflected Right 88 degrees 54 minutes 15 seconds along said west line of the Northeast Quarter a distance of 695.62 feet to the point of beginning.

TRACT V:
The Eastern 32 feet of the following described parcel of land as measured along the centerline of the main track (now removed) of the Minneapolis & St. Louis Railway Company (now the Chicago and North Western Transportation Company), as said main track centerline was originally located over said parcel, the southerly line of said 32 feet being parallel with the east line of the Northeast Quarter of Section 27, Township 116, Range 25:
A strip of land 160 feet in width, the same being 15 feet in width on each side of the centerline of the main track (now removed) of the Minneapolis & St. Louis Railway Company (now the Chicago and North Western Transportation Company), as said main track centerline was originally located over and across the Southeast Quarter of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter of Section 27, Township 116, Range 25.

EXISTING CONDITIONS

EXISTING ZONING

PROPOSED ZONING

LOT 1 (BUILDING UNITS-D.U.)
VILLA (BLOCKS 1-2)-PUD (MEDIUM DENSITY RESIDENTIAL)
SINGLE FAMILY (BLOCKS 3-9)-PUD (LOW DENSITY RESIDENTIAL)
OVERALL GROSS DENSITY
OVERALL NET DENSITY (VILLA AND SINGLE FAMILY)
NET = DWELLING UNITS/ACRES = SUBDIVISION/ACRES (OVERALL ROAD)

LOTS (BLOCKS 1-2)
SINGLE FAMILY (BLOCKS 3-9)
R.O.W.
EXISTING ROADS (ORCHARD ROAD)
FUTURE COUNTY ROAD
SUBDIVISION ROADS (50' RIGHT OF WAYS)
OUTLOTS
WETLANDS (POST DEVELOPMENT)
POND (ONLY)
REMAINING AREA

PARK AREA
OUTLOT D (PARK) - N/1 WETLANDS AND PONDING
OUTLOT E (PARK)
VILLA LOTS (BLOCKS 1-2)-PUD (MEDIUM DENSITY RESIDENTIAL)
NO. OF LOTS
SMALLEST LOT SIZE
LARGEST LOT SIZE
AVERAGE LOT SIZE
MAXIMUM IMPERVIOUS SURFACE
MINIMUM LOT WIDTH AT SETBACK
MINIMUM LOT DEPTH
PAD DEPTH

MINIMUM SETBACKS - VILLA
FRONT
SIDE (GARAGE)
SIDE (HOUSE)
SIDE (STREET)
REAR
WETLAND
FUTURE COUNTY ROAD

SINGLE FAMILY LOTS (BLOCKS 3-9)-PUD (LOW DENSITY RESIDENTIAL)
NO. OF LOTS
SMALLEST LOT SIZE
LARGEST LOT SIZE
AVERAGE LOT SIZE

MAXIMUM IMPERVIOUS SURFACE
MINIMUM LOT WIDTH AT SETBACK
MINIMUM LOT DEPTH
PAD DEPTH

MINIMUM SETBACKS - SINGLE FAMILY
FRONT
SIDE (GARAGE)
SIDE (HOUSE)
SIDE (STREET)
REAR
WETLAND
FUTURE COUNTY ROAD



James R. Hill, Inc.
PLANNERS / ENGINEERS / SURVEYORS
2690 W. Cty. Rd. 42, Ste. 100, Burnsville, MN 55306
PHONE: (626)895-6044 FAX: (626)895-6544



ORCHARD PARK
WACONA, MINNESOTA
PRELIMINARY PLAN
FOR
GREENKEY REAL ESTATE GROUP, LLC
P.O. BOX 302, DULUTH, MN 55831

DRAWN BY
PLM
DATE
10/1/20
REVISIONS
10/27/20 CITY COMMENTS

CAD FILE
23697P
PROJECT NO.
23697
2.00

PLAT FILE NO.
C.R. DOC. NO.

Outlot F, ORCHARD PARK 1ST ADDITION, Carver County, Minnesota

Has caused the same to be surveyed and platted as ORCHARD PARK 3RD ADDITION and does hereby dedicate to the public for public use the public ways and the drainage and utility easements as created on this plat.

A/I Homes of Minneapolis/St. Paul LLC

STATE OF _____
COUNTY OF _____

Notary Public, _____ County, _____
 My commission expires _____
 Printed Name _____

Dated this _____ day of _____, 20____

STATE OF MINNESOTA

Notary Public, _____ County, _____
My commission expires January 31, _____
Printed Name _____

This plat of ORCHARD PARK 3RD ADDITION was approved by the City Council of the City of Waconia, Minnesota at a regular meeting held this _____ day of _____, 20____, and said plat is in compliance with the provisions of Minnesota Statutes, Section 505.03, Subd. 2.

Clerk

Pursuant to Chapter 395, Minnesota Laws of 1971, this plat has been approved this _____ day of _____, 20____.

Brian Praske, County Surveyor

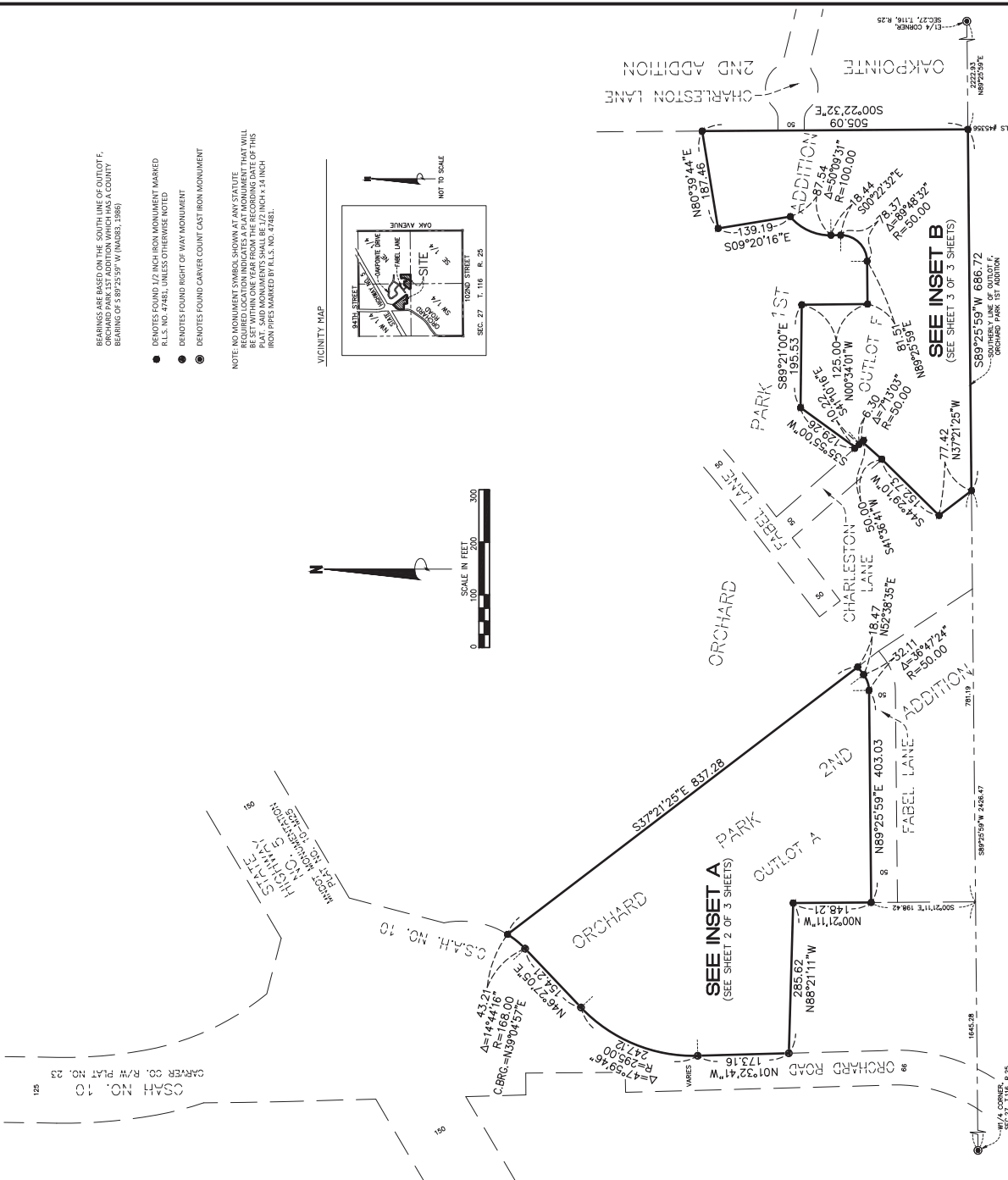
COUNTY AUDITOR, CARVER COUNTY, MINNESOTA

I hereby certify taxes payable in _____ and prior years have been paid for land described on this plat.

Dated this _____ day of _____, 20____.

Troyal Camron, County Auditor

COUNTY RECORDER, CARVER COUNTY, MINNESOTA

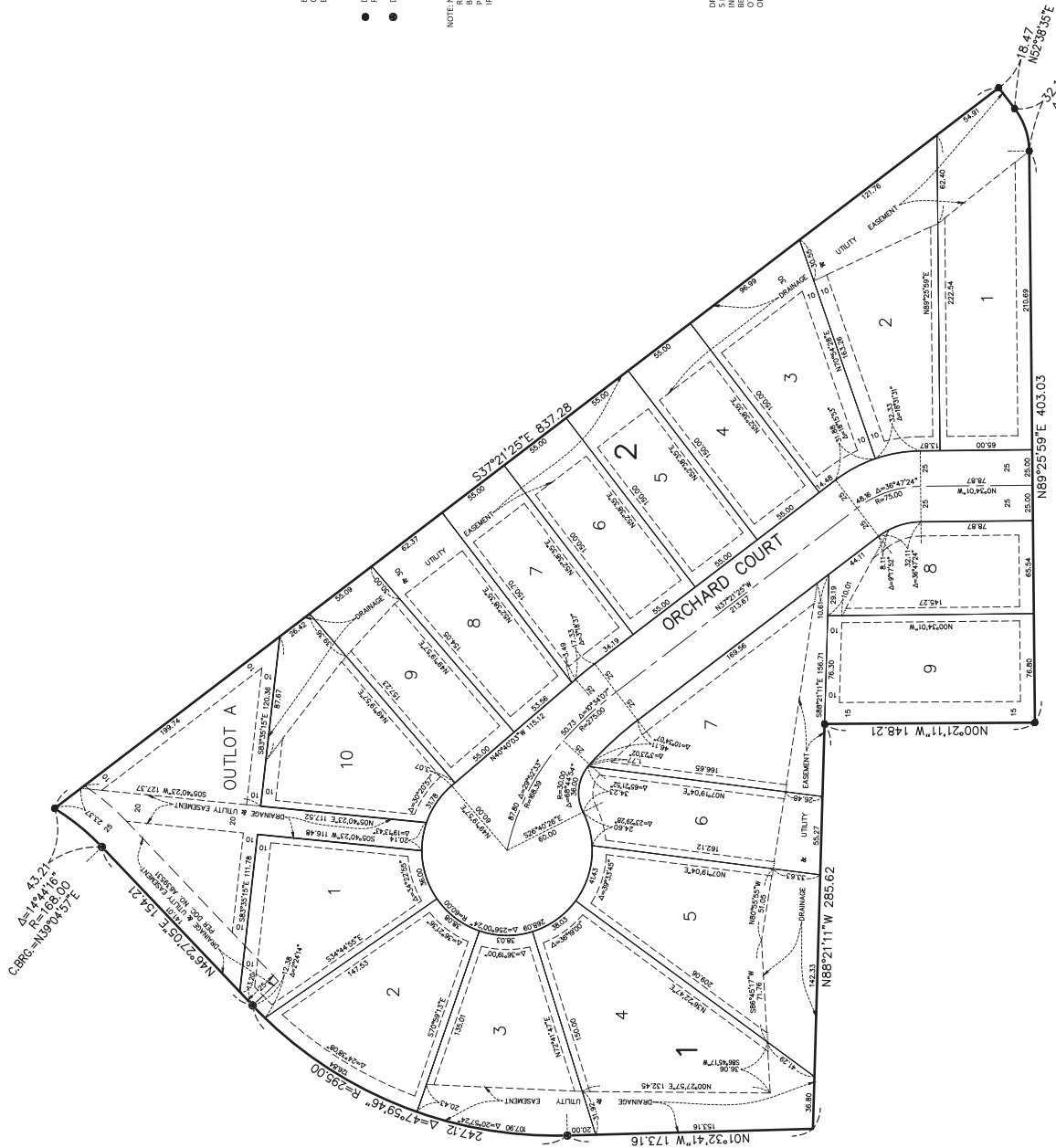


JAMES R. HILL, INC.
SHEET 1 OF 3 SHEETS

ORCHARD PARK 3RD ADDITION

PLAT FILE NO.
C.R. DOC. NO.

INSET A



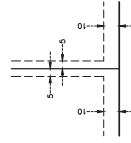
JAMES R. HILL, INC.
SHEET 2 OF 8 SHEETS



● DENOTES FOUND 1/2 INCH IRON MONUMENT MARKED
R.L.S. NO. 47481, UNLESS OTHERWISE NOTED

NOTE: NO MONUMENT SYMBOL SHOWN AT ANY STATUTE
REQUIRED LOCATION INDICATES A PLAT MONUMENT THAT WILL
BE SET WITHIN ONE YEAR FROM THE RECORDING DATE OF THIS
PLAT. SAID MONUMENTS SHALL BE 1/2 INCH x 14 INCH
IRON PIPES MARKED BY R.L.S. NO. 47481.

DRAINAGE AND UTILITY EASEMENTS
ARE SHOWN THIS.



DRAINAGE AND UTILITY EASEMENTS BEING 5 FEET IN WIDTH, UNLESS OTHERWISE INDICATED, ADJOINING LOT LINES, AND BEING 10 FEET IN WIDTH, UNLESS OTHERWISE INDICATED, ADJOINING RIGHT OF WAY LINES, AS SHOWN ON THIS PLAT.

ORCHARD PARK 3RD ADDITION FINAL PLAT

ORCHARD PARK

3rd Addition Final Plat

INTRODUCTION

M/I Homes of Minneapolis/St. Paul, LLC is requesting final plat approval for Orchard Park 2nd Addition. The City approved the preliminary plat and Planned Unit Development on November 6, 2020 and includes 119 lots with a mix of 60 single-family lots and 59 villa lots. The 1st Addition final plat application was approved on February 16, 2021, and the 2nd addition final plat application was approved February 7, 2022.

The 3rd and final addition consists of 38 total lots, which are all Smart Series single-family homes. Examples of elevations of these housing types are shown attached to this narrative.

- Single Family lot size: 55 feet

The mix of housing types and varied lot sizes provides for diversity and interest in the community. Homebuyers will have the ability to select from a wide range of floor plans, exterior materials, architectural features, and landscape designs. Careful attention is paid to ensuring the use of varied elevations and materials to avoid any monotony of architecture from the street.

APPROVED STANDARDS

Below are the approved Planned Unit Development (PUD) standards. The 3rd Addition will adhere to these.

	Low Density Residential (Single Family)	Permitted Under PUD District
Minimum Lot Area	6,000 sq. ft. <i>(for flexibility – the smallest lot shown is 6,907 SF)</i>	No Minimum
Minimum Lot Width at setback	55 feet	No Minimum
Minimum Lot Depth	125 feet	No Minimum
Minimum Setbacks Principal Structure		
Front	25 feet	No Minimum
Side (Garage)	5 feet	No Minimum
Side (House)	10 feet	No Minimum
Side (Street)	15 feet	No Minimum
Rear	30 feet	No Minimum
Wetland	50 feet	No Minimum
Future County Road	50 feet	No Minimum
Maximum Building Height	45 feet	45 feet
Maximum Impervious Surface	45%**	50% in Low Density 60% in Med. Density

** As approved per Orchard Park Preliminary Plat and PUD Approval

RESTRICTIVE COVENANTS

Orchard Park Homeowners Association ("HOA") will provide for the maintenance of the overall common elements to the community, including landscaping and irrigation of the common areas, snow removal from sidewalks and trash in the community. The HOA will also provide for restrictions on outdoor storage, parking (no boats, campers, or trailers) in order to keep the community looking orderly and well maintained.

EXAMPLE ELEVATIONS – SMART SERIES





REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		2022 2nd Quarter Budget Amendments					
Originating Department:		Finance					
Presented by:		Nicole Meyer					
Previous Council Action (if any):							
Item Type (X only one):		Consent	X	Regular Session		Discussion Session	
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution No. 2022-144, Approving 2022 2nd Quarter Budget Amendments							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
Staff reviewed the 2022 operating and capital budgets and recommends budget amendments as outlined in the attached "Exhibit A".							
<u>Attachments:</u> 1. 22144res -Budget_Amendment_master.doc 2. Budget Amendments 2022_2nd Quarter.pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses: Sewer Utility Fund, General Fund - Parks, Ice Arena Operating Fund							
Budget Information: _____ Budgeted X _____ Non Budgeted _____ Amendment Required				Planning Commission			
				Parks and Recreation Board			
				Safari Island Advisory Board			
				Other			

**CITY OF WACONIA
RESOLUTION NO 2022-144**

RESOLUTION APPROVING 2022 2nd QUARTER BUDGET AMENDMENTS

WHEREAS, the City Council of the City of Waconia, Minnesota adopted the 2022 General, Enterprise, Special Revenue, Capital Projects, and Debt Service Fund budgets on December 20, 2021; and

WHEREAS, changes are recommended to expenditure line items in the sewer utility and ice arena operations fund; and

WHEREAS, changes are recommended to revenue line items in the general fund – parks department for maintenance chargebacks; and

WHEREAS, City staff recommends budget amendments as identified in the attached document known as “EXHIBIT A”.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Waconia hereby approves the 2022 2nd Quarter Budget Amendments as proposed.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

ATTEST: _____
Shane Fineran, City Administrator

2022 - 2nd Quarter Budget Amendments
Amendment Amount/Current Budget/New Budget

"EXHIBIT A"

Department	Line Item	Amount	Current Budget	New Budget	Revenue Expense	Description
Sewer Utility Fund	I&I Reduction	\$ 80,529.00	\$ 232,500.00	\$ 313,029.00	Expense	Resolution 2022-44 was approved on February 7, 2022 for the purchase of a closed circuit televising pathfinder unit. Funds remained in the 2021 I&I reduction budget of \$182,761.14. These funds went to the sewer fund fund balance as of December 31, 2021. Staff requested to use these funds for acquisition of this equipment.
Sewer Utility Fund	Fund Balance	\$ (80,529.00)	\$ -	\$ (80,529.00)	Fund Balance	
General Fund - Parks	Maintenance Chargebacks	\$ 5,000.00	\$ -	\$ 5,000.00	Revenue	Staff has had maintenance chargebacks for mowing and snow removal over the course of the last few years for the parks department. There is currently not a budget allocated for this revenue. It will be used in future budget review and analysis.
General Fund - Parks	Fund Balance	\$ (5,000.00)	\$ -	\$ (5,000.00)	Fund Balance	
Arena Operations Fund	Maintenance & Repairs	\$ 39,500.00	\$ 40,000.00	\$ 79,500.00	Expense	Staff have additional maintenance and repair fees from a project that carried over from 2021 into 2022. Fees for the maintenance item were associated with the water treatment system that was replaced. Fund balance will be used to cover these fees carried over from the 2021 project.
Arena Operations Fund	Fund Balance	\$ (39,500.00)	\$ -	\$ (39,500.00)	Fund Balance	



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		2021 Audited Annual Comprehensive Financial Report					
Originating Department:		Finance					
Presented by:		Nicole Meyer					
Previous Council Action (if any):							
Item Type (X only one):	Consent		Regular Session	X	Discussion Session		
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution 2022-146, Accepting Audited Annual Comprehensive Financial Report as of December 31, 2021							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
City staff and the auditing firm of Redpath and Company have concluded the audit fieldwork and have prepared the City of Waconia Annual Comprehensive Financial Report for the year ending December 31, 2021. Andy Hering from Redpath and Company will be providing a presentation of the final reports and audit results at the meeting. Due to the length of the financial statement, a copy of the Annual Comprehensive Financial Report will be provided to the City Council prior to the meeting under separate cover. The following reports provided by Redpath and Company will also be sent under separate cover for your review: Internal Control, Minnesota Legal Compliance, and Communication with Those Charged with Governance. These reports will show the City did not have any internal control or compliance findings in 2021. A copy of these final reports will also be available for review by the public at City Hall prior to the meeting. With the City Council's acceptance of the Comprehensive Annual Financial Report, staff will post a copy of the report on the City's website, forward a copy to the Office of the State Auditor and the Government Finance Officers Association for consideration for the Excellence in Financial Reporting Certificate. Attachments: 1. 22146res_2021_Audit.doc							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
General Fund - Finance							
Budget Information:				Planning Commission			
☒ Budgeted				Parks and Recreation Board			
☐ Non Budgeted				Safari Island Advisory Board			
☐ Amendment Required				Other			

CITY OF WACONIA

RESOLUTION NO. 2022-146

**RESOLUTION ACCEPTING AUDITED ANNUAL COMPREHENSIVE FINANCIAL
REPORT AS OF DECEMBER 31, 2021**

BE IT RESOLVED that the City Council of the City of Waconia hereby accepts the Annual Comprehensive Financial Report for the year ending December 31, 2021 as presented by the City's finance department and the City's auditing firm, Redpath and Company.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

Attest: _____
Shane Fineran, City Administrator



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		American Legion Trunk Fee Waiver					
Originating Department:		Administration					
Presented by:		Shane Fineran					
Previous Council Action (if any):							
Item Type (X only one):	Consent		Regular Session	X	Discussion Session		
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Discussion & Direction							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
The American Legion is in the process of remodeling space to be leased at 4 Main Street E. Due to the change in the use of the property a Sewer Access Charge determination is required to be submitted by the applicant to the Metropolitan Council. Based upon the planned improvements and use of the property as a restaurant and bar, an additional 9 SAC units have been applied to the project and the property. The pre-existing used had a SAC determination of 1 on the property, for which credit would be given. These determinations are done to evaluate the additional demand placed onto the utility systems and to fund the construction and maintenance of the utility systems if warranted. Based on the determination by the Metropolitan Council of 9 additional SAC units to be charged and calculated, a total of \$22,365 shall be collected and passed through to the Metropolitan Council for the SAC trunk charge, or \$2,485 per additional unit (9 x \$2,435). Per the City's ordinances and fee schedules, additional utility trunk fees are to be collected and recognized by the City as utility revenue based on the additional SAC determination for the property. This amounts to \$27,000 in municipal sewer trunk fees (9 x \$3,000) and municipal water trunk fee of \$45,000 (9 x \$5,000). Other smaller fees for utility hookup and permitting fees add up to a total of \$94,825 in utility trunk fees due at the time of building permit issuance. American Legion leadership is requesting that the City Council consider waiving these fees due to financial hardship. The City does have a policy that will allow a business to pay the utility trunk fees over the span of three years, with the Metropolitan Council SAC charge paid in year one and the remainder City utility trunk fees to be paid in years two and three. This program policy has been communicated to the Legion leadership. The City does not have a formal policy related to the waiver of municipal trunk fees as an economic development tool for commercial or industrial users. It does however have a formal policy related to the waiver of municipal utility trunk fees for the creation of affordable housing in the community. Staff is seeking discussion and direction from the City Council on waiver of any of the municipal utility trunk fees or alteration to the terms of the re-payment program for such fees.							
<u>Attachments:</u>							
1. Metropolitan Council SAC Determination.4 Main St.pdf							
FINANCIAL IMPLICATIONS:				ADVISORY BOARD RECOMMENDATIONS:			
Funding Sources & Uses:							
Budget Information:				Planning Commission			
_____ Budgeted				Parks and Recreation Board			
_____ Non Budgeted				Safari Island Advisory Board			
_____ Amendment Required				Other			



Date of Determination: 04/05/22 Determination Expiration: 04/05/24

Greetings!

Please see the determination below.

Project Name: American Legion
Project Address: 4 Main Street East
Suite #/Campus: 1-3
City Name: Waconia
Applicant: Jennifer Kaeding, Kaeding Architecture

Special Notes: It is the Council’s understanding there will be no outdoor seating. If at any time outdoor seating is added, a determination is required.

Charge Calculation:

Food & Drink: 3082 sq. ft. @ 300 sq. ft. / SAC = 10.27

Total Charge: 10.27

Credit Calculation:

Retail (Grandparent 1940): 3082 sq. ft. @ 3050 sq. ft. /SAC = 1.01

Total Credit: 1.01

Net SAC: 9.26 = **9 SAC Due**

The business information was provided to MCES by the applicant at this time. It is the City’s responsibility to substantiate the business use and size at the time of the final inspection. If there is a change in use or size, a redetermination will need to be made. If you have any questions email me at: toni.janzig@metc.state.mn.us.

Thank you,
Toni Janzig
SAC Technician

Please visit our SAC website by going to: <http://www.metrocouncil.org/SACprogram>



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Site Plan & Design Review - Waconia Fire Station					
Originating Department:		Community Development					
Presented by:		Lane Braaten					
Previous Council Action (if any):							
Item Type (X only one):	Consent		Regular Session	X	Discussion Session		

RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED (Include motion in proper format.)

Adopt Resolution 2022-147 approving the Site Plan & Design Review application to construct a new fire station at 10451 10th Street West.

EXPLANATION OF AGENDA ITEM (Include a description of background, benefits, and recommendations.)

BACKGROUND

Applicant: Mike Healy, BKV Group
Owner: City of Waconia
Address: 10451 10th Street West
PID# 754630010
Zoning: I-2, General Industrial District
Design District: Industrial District

REQUEST

The applicant, on behalf of the City of Waconia, has submitted an application for Site Plan and Design Review for the property located at 10451 10th Street West. The application proposes the construction of a new fire station on the subject parcel.

APPLICABLE ORDINANCE PROVISIONS:

1. Section 900.05 – District Regulations, Subd. 2.K – I-2, General Industrial District
2. Section 900.06 – Supplementary Regulations, Subd. 9 – Architectural Design Standards
3. Section 900.07 – Landscaping and Fencing
4. Section 900.08 – Performance Standards
5. Section 900.09 – Off-Street Parking, Loading, and Access Regulations
6. Section 900.10 – Sign Regulations
7. Section 900.12 - Administration, Enforcement and Procedures, Subd. 10 - Site Plan Review

SITE PLAN REVIEW

City Ordinance requires Site Plan Review “in order to further promote the safe and efficient use of land and to further enhance the value of property in the City.” City Ordinance requires Site Plan Review for any construction for which a building permit is required, except for construction of detached, single-family residential structures or structures accessory thereto.

ZONING

The subject parcel is zoned I-2, General Industrial District. Public buildings are a permitted use in the I-2 zoning district.

LOT REQUIREMENTS

The subject property is located in the I-2, General Industrial District. Section 900.05, Subd. 2.K of the City Ordinance states “The intent of this district is to primarily fill or redevelop sites that exist in the City’s first industrial park and Sudheimer’s Industrial Park.” The Lot Requirements for the General Industrial District are

indicated in Table 1-1 below.

Table 1-1.

	I-2 - Lot Requirements	Proposed
Lot Area	43,560 sq. ft. minimum	178,416 sq. ft.
Lot Width	200 ft. minimum	conforming
Hardcover Surface	85% maximum	conforming
Principal Structure Height	50 ft. maximum	conforming
Front Yard Setback	30 ft. minimum	conforming
Side Street Setback	30 ft. minimum	n/a
Side Yard Setback - Interior	10 ft. minimum	conforming
Rear Yard Setback	30 ft. minimum	conforming

The structure setbacks, building height, and hardcover surface requirements stated above have been satisfied based on a review of the Architectural Site Plan – A010 dated April 7, 2022, the Site Plan – C1.21 dated April 7, 2022 and the Exterior Elevations – A401 dated April 7, 2022.

SCREENING OF EQUIPMENT

All proposed and future outdoor and/or rooftop mechanical equipment shall be screened from neighboring properties in compliance with the City Code.

OFF-STREET PARKING

City Ordinance does not identify specific parking requirements for a fire station use. City Ordinance states that “Uses not specifically noted: Determined by the City Council following review by the Planning Commission.”

The plan identifies the construction of 64 surface parking spaces and area for seventeen (17) additional parking spaces to be constructed at a future date. The Planning Commission reviewed the proposed parking and recommended approval of the plan as proposed.

LANDSCAPING

Section 900.07, Subd. 2.A of the City Ordinance requires one (1) tree for every one thousand (1,000) square feet of gross building floor area.

The proposed fire station is approximately 26,420 square feet, which would require a minimum of twenty-seven (27) trees to be planted on site. The landscape plan includes the planting of thirty-six (36) trees on site along with shrubs, perennials, grasses and other groundcover. The landscape plan conforms to City Code requirements.

SIGNS

The plans indicate some wall signage but does not provide specific dimensions. Signage appears to generally meet City Code, however separate sign permits, and review are still required.

LIGHTING

Section 900.08, Subd. 1.C provides standards for exterior lighting. The current lighting plan submitted by the applicant appears to conform to City Ordinance requirements.

VEHICULAR ACCESS

The access points onto 10th Street West have been reviewed by the Public Services Director and City Engineer and are acceptable to City staff.

PEDESTRIAN ACCESS

The plan includes a 7 ft. sidewalk along the south side of 10th Street West, an access sidewalk to the site and sidewalk in front of the eastern parking stalls. The proposed sidewalk access conforms to City Code requirements.

TRASH

City Ordinance requires “All trash and trash handling equipment to be stored within the principal structure, within an attached structure accessible from within the principal structure, or totally screened from eye-level view from public streets and adjacent residential properties. If accessory structures are proposed, they shall be constructed of the same building material as the principal structure.”

The plans submitted indicate that the proposed exterior trash enclosure is consistent with City Ordinance requirements.

GRADING, DRAINAGE & UTILITIES

The City Engineer and Public Services Director have conducted an initial review of the grading, drainage and utilities and are comfortable with the application moving forward. Any recommendation by the Planning Commission should include a condition requiring the applicant to work with the City Engineer to revise the utility and grading information to the satisfaction of the City prior to work commencing on site.

DESIGN REVIEW – INDUSTRIAL DISTRICT

City Ordinance requires Design Review with the understanding that “the visual character and historic resources of the City are important attributes of its quality of life.” City Ordinance requires Design Review to be conducted as part of the Site Plan Review process.

Based on a review of the plan set provided by the applicant for the fire station, staff finds that the building design requirements stated in the Industrial Design District meets the City Industrial District Design standards.

CONCLUSION / RECOMMENDATION

The Planning Commission, at their regular meeting on May 5th, 2022, reviewed all pertinent information relating to the proposed Site Plan. The Planning Commission recommended approval via a 5-0 vote.

If the City Council approves of the Site Plan & Design Review application, the Planning Commission and City staff would recommend approval with the following conditions:

1. The proposed improvements shall be completed as approved and as conditionally revised by the Planning Commission and the City Council.
2. All applicable permits are applied for by the applicant with all supporting documentation and issued prior to the start of construction.
3. The applicant shall work with the City Engineer and Public Services Director to revise the grading, drainage, and utility information to the satisfaction of the City prior to any work commencing on site.
4. All indirect costs with the building permit, review, and final plans associated with engineering and administrative costs shall be paid by the applicant/owner.
5. The applicant shall contact the City Community Development Department for a final site inspection when all conditions of approval regarding this application have been completed.

Attachments:

1. [Existing Certificate of Survey.pdf](#)
1. [22147res_Approving_Site_Plan_and_Design_Review.docx](#)
2. [Location Map 10451 10th Street West.pdf](#)
3. [Site Plan.pdf](#)
5. [Statement of Use Waconia Fire Station.pdf](#)
6. [Architectural Site Plan and Elevations.pdf](#)
7. [Landscape Plan.pdf](#)
8. [Material Samples_Waconia Fire Station.pdf](#)
9. [Surrounding Building Designs.pdf](#)

FINANCIAL IMPLICATIONS:

Funding Sources & Uses:

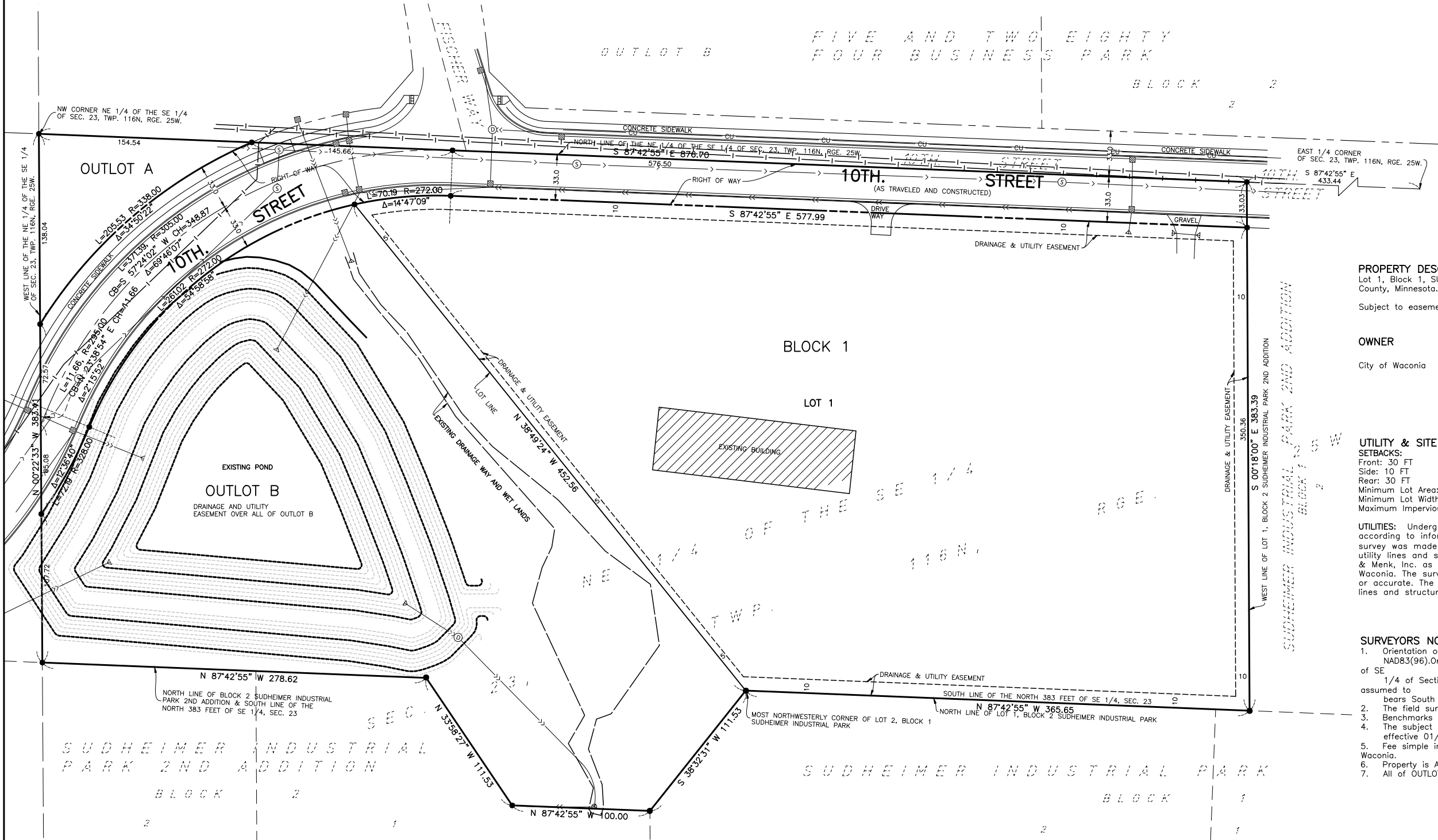
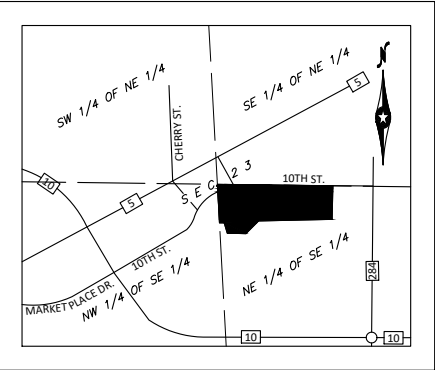
ADVISORY BOARD RECOMMENDATIONS:

Budget Information:

Planning Commission

☐ Budgeted	Parks and Recreation Board	
☐ Non Budgeted	Safari Island Advisory Board	
☐ Amendment Required	Other	

LOT 1, BLOCK 1, SUDHEIMER HOMESTEAD ADDITION



PROPERTY DESCRIPTION:
Lot 1, Block 1, SUDHEIMER HOMESTEAD ADDITION, according to the recorded plat thereof, Carver County, Minnesota.

Subject to easements & restrictions of record, if any.

OWNER	CITY ENGINEER /SURVEYOR	LOT AREAS:
City of Waconia	Bolton & Menk, Inc. 2638 Shadow Lane Chaska, MN 55318 Suite 200 952-448-8838	Lot 1, Blk 1: 178,416 SQ. FT. (4.09 ACRES) Outlot A: 8,553 SQ. FT. (0.20 ACRES) Outlot B: 122,660 SQ. FT. (2.82 ACRES) Existing ROW: 18,173 SQ. FT. (0.42 ACRES)

UTILITY & SITE DATA
SETBACKS:
Front: 30 FT
Side: 10 FT
Rear: 30 FT
Minimum Lot Area: 43,560 SQ. FT.
Minimum Lot Width: 200 FT.
Maximum Impervious Surface: 85%
UTILITIES: Underground utility lines and structures are shown in an approximate way only, according to information provided by others. A request that utilities be located for this survey was made through Gopher State One Call (Ticket No. 141540648). The underground utility lines and structures shown on this map represent the information provided to Bolton & Menk, Inc. as a result of that request. Along with record information from City of Waconia. The surveyor does not guarantee that the information provided was either complete or accurate. The surveyor does not guarantee that there are no other underground utility lines and structures, active or abandoned, on or adjacent to the subject property.

SURVEYORS NOTES:
1. Orientation of the bearing system is based upon the Carver County Coordinate System NAD83(96). Orientation of the bearing system is based upon the North line of the NE 1/4 of SE 1/4 of Section 23, Township 116N, Range 25W., Carver County, Minnesota which is assumed to bears South 87 degrees 42 minutes 55 seconds East.
2. The field survey was completed on July 19, 2016.
3. Benchmarks as shown on survey.
4. The subject property lies within Zone X per the Fema Flood Zone Panel No. 2700490050C effective 01/06/1988.
5. Fee simple interest in the land described is owned, on commitment date, by City of Waconia.
6. Property is Abstract.
7. All of OUTLOT B is proposed drainage and utility easement.

SURVEYOR'S CERTIFICATION
I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly licensed land surveyor under the laws of the State of Minnesota.

Edward J. Rock III
License Number 43810
06/10/2021
DATE

LOT DESCRIPTION EXHIBIT
10451 10th Street, Waconia, Minnesota 55387
BOLTON & MENK, INC.
Consulting Engineers & Surveyors
2638 SHADOW LANE, SUITE 200
CHASKA, MINNESOTA 55318
(952) 448-8838

FOR: CITY OF WACONIA

**CITY OF WACONIA
RESOLUTION 2022-147**

**RESOLUTION APPROVING SITE PLAN & DESIGN REVIEW FOR THE PROPERTY
LOCATED AT 10451 10TH STREET WEST**

WHEREAS, Michael Healy, BKV Group, Inc. (the “**Applicant**”), has submitted a Site Plan & Design Review plan set for the property located at 10451 10th Street West (the “**Property**”) pursuant to Section 900.12 of the City Zoning Code; and

WHEREAS, the subject parcel is identified as PID# 754630010; and

WHEREAS, the property is zoned for I-2, General Industrial District and is located within the Industrial Design Standards District; and

WHEREAS, the Applicant, on behalf of the City of Waconia, is proposing to construct a fire station on the Property; and

WHEREAS, the City’s Planning Commission, at their regular meeting on May 5th, 2022, recommended approval of the Site Plan & Design Review application via a 5-0 vote with the following conditions:

1. The proposed improvements shall be completed as approved and as conditionally revised by the Planning Commission and the City Council.
2. All applicable permits are applied for by the applicant with all supporting documentation and issued prior to the start of construction.
3. The applicant shall work with the City Engineer and Public Services Director to revise the grading, drainage, and utility information to the satisfaction of the City prior to any work commencing on site.
4. All indirect costs with the building permit, review, and final plans associated with engineering and administrative costs shall be paid by the applicant/owner.
5. The applicant shall contact the City Community Development Department for a final site inspection when all conditions of approval regarding this application have been completed.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Waconia hereby approves Site Plan & Design Review the property located at 10451 10th Street West subject to the conditions, findings and recommendations of the Planning Commission and staff stated above.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

ATTEST: _____
Shane Fineran, City Administrator

LOCATION MAP—10451 10TH STREET WEST



ISSUE #	DATE	DESCRIPTION
	04-07-2022	LAND USE SUBMITTAL

CERTIFICATION

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly licensed Professional Engineer under the laws of the State of Minnesota.

DAVID A. REY
Reg. No. 46188 Date XX/XX/XX

DRAWN BY	
CHECKED BY	
COMMISSION NUMBER	

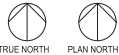
SHEET TITLE

SITE PLAN

SHEET NUMBER

C1.21

© 2021 BKV Group



NOTES:

- REFER TO SHEET CXXX.XXXXXX, FOR GENERAL NOTES.
- CHECK ALL PLAN AND DETAIL DIMENSIONS AND VERIFY SAME BEFORE FIELD LAYOUT.
- SIGNAGE SHALL GENERALLY BE INSTALLED 18" BEHIND THE BACK OF CURB.
- ALL DISTURBED AREAS OUTSIDE THE BUILDING PAD WHICH ARE NOT DESIGNATED TO BE PAVED SHALL RECEIVE AT LEAST 6" OF TOPSOIL AND SHALL BE SODDED OR SEEDED.
- WHERE NEW SOD MEETS EXISTING TURF, EXISTING TURF EDGE SHALL BE CUT TO ALLOW FOR A CONSISTENT, UNIFORM STRAIGHT EDGE. JAGGED OR UNEVEN EDGES WILL NOT BE ACCEPTABLE. REMOVE TOPSOIL AT JOINT BETWEEN EXISTING AND NEW AS REQUIRED TO ALLOW NEW SOD SURFACE TO BE FLUSH WITH EXISTING.
- FAILURE OF TURF DEVELOPMENT: IN THE EVENT THE CONTRACTOR FAILS TO PROVIDE AN ACCEPTABLE TURF, THE CONTRACTOR SHALL RE-SOD OR RE-SEED ALL APPLICABLE AREAS, AT NO ADDITIONAL COST TO THE OWNER, TO THE SATISFACTION OF THE ENGINEER.

LEGEND

- REFERENCE KEY TO SITE DETAILS
DETAIL I.D NUMBER (TOP)
DETAIL SHEET NUMBER (BOTTOM)
- PROPOSED CONCRETE WALK
- PROPOSED CONCRETE PAVEMENT
- PROPOSED BITUMINOUS PAVEMENT
- PROPOSED TRAFFIC CONTROL SIGN
- PROPOSED BOLLARD
- PAINTED ACCESSIBLE SYMBOL
- PROPOSED MANHOLE (MH)
- PROPOSED CATCH BASIN (CB)
- PROPOSED FLARED END SECTION (FES)
- PROPOSED HYDRANT (HYD)
- PROPOSED GATE VALVE (GV)
- PROPOSED FLAGPOLE - REFER TO ARCHITECTURAL PLANS
- PROPOSED BUILDING STOOP - REFER TO ARCHITECTURAL PLANS
- PROPOSED LIGHT POLE - REFER TO ELECTRICAL PLANS
- PROPERTY LINE

MN

C

Memorandum

TO: City of Waconia
201 South Vine Street
Waconia, MN 55387

FROM: Michael Healy, AIA
BKV Group, Inc.
222 North 2nd Street
Minneapolis, MN 55401

DATE: April 06, 2022

RE: Site Plan and Design Review Application: Waconia Fire Station

Attached please find the requested documents for the Site Plan and Design Review Application.

Statement of Use:

This application is for the new Waconia Fire Station. The new fire station will be staffed with approximately 8-10 people throughout the day M-F, with reduced staff after-hours and on weekends. The building has a training room with seating for 80 that will be available to all city departments and potentially used for elections.

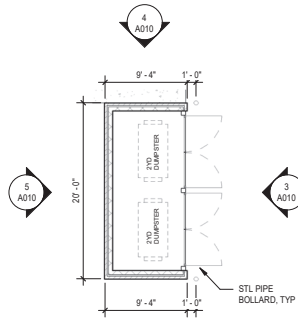
Attachments:

1. Exterior Material Sample Photographs
2. Photographs of Surrounding Buildings
3. Survey
4. Civil Drawings
5. L100 - Landscape Plan
6. E011 - Site Photometric Plan
7. A010 - Architectural Site Plan
8. Architectural Exterior Building Elevations

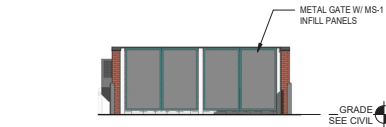
BIM 360://2442-02 WaconiaFire Station-MN2442-02 Waconia-Fire Station-Mn_AI_2021.rvt
4/6/2022 8:42:17 AM

1
A010
ARCHITECTURAL SITE PLAN
1" = 30'-0"

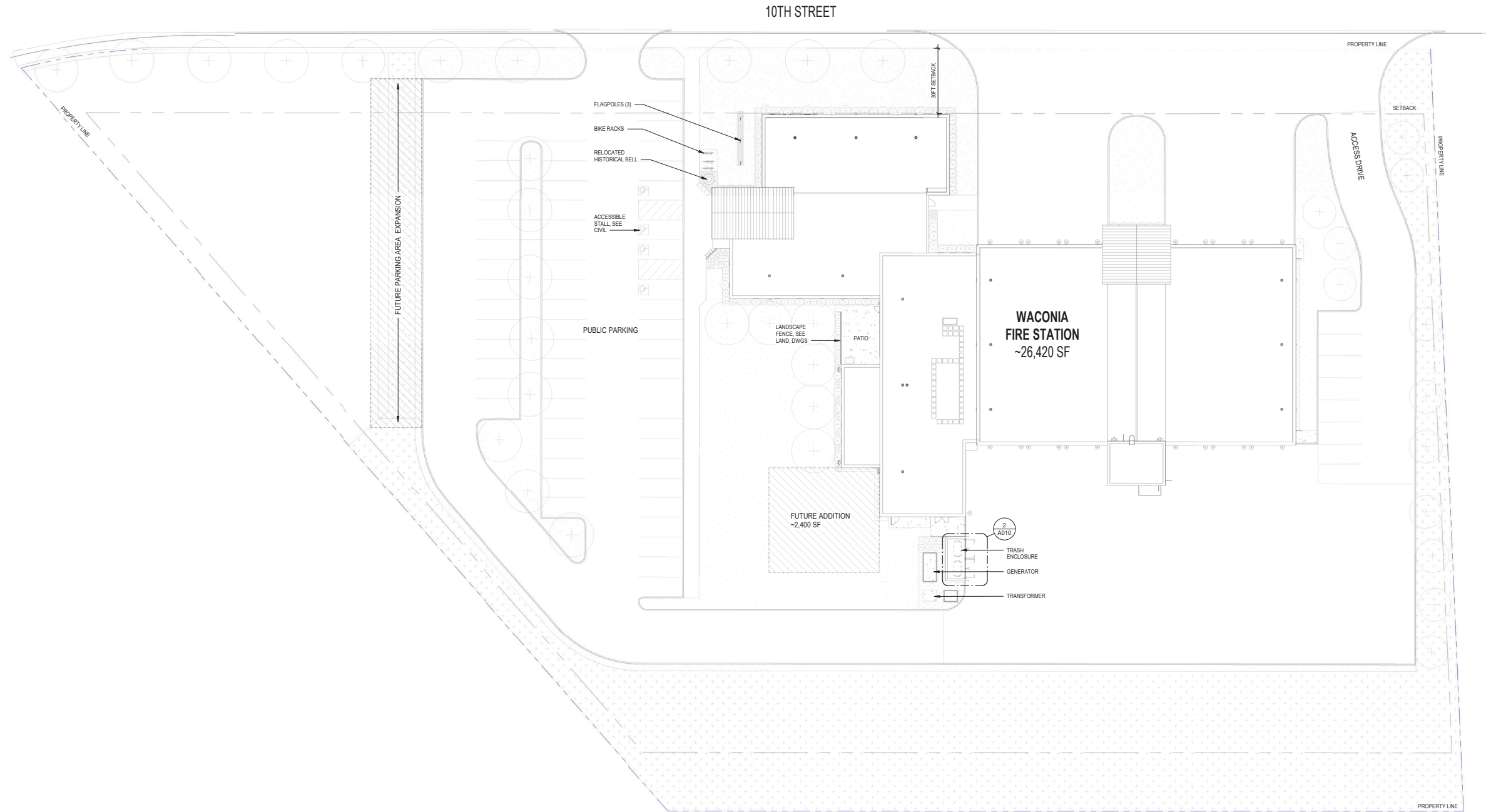
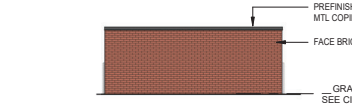
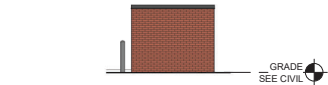
2
A010
ENLARGED PLAN - TRASH ENCLOSURE
1/8" = 1'-0"



3
A010
ELEVATION - TRASH ENCLOSURE EAST
1/8" = 1'-0"



4
A010
ELEVATION - TRASH ENCLOSURE NORTH
1/8" = 1'-0"



WACONIA FIRE
STATION

ISSUE #	DATE	DESCRIPTION
04-01-2022	LAND USE SUBMITTAL	

NOT FOR
CONSTRUCTION

DRAWN BY	Author
CHECKED BY	Checker
COMMISSION NUMBER	2442.02

ARCHITECTURAL
SITE PLAN

A010



CONSULTANTS

PROJECT TITLE

WACONIA FIRE
STATION

ISSUE #	DATE	DESCRIPTION
1	04-07-2022	LAND USE SUBMITTAL

CERTIFICATION

NOT FOR
CONSTRUCTION

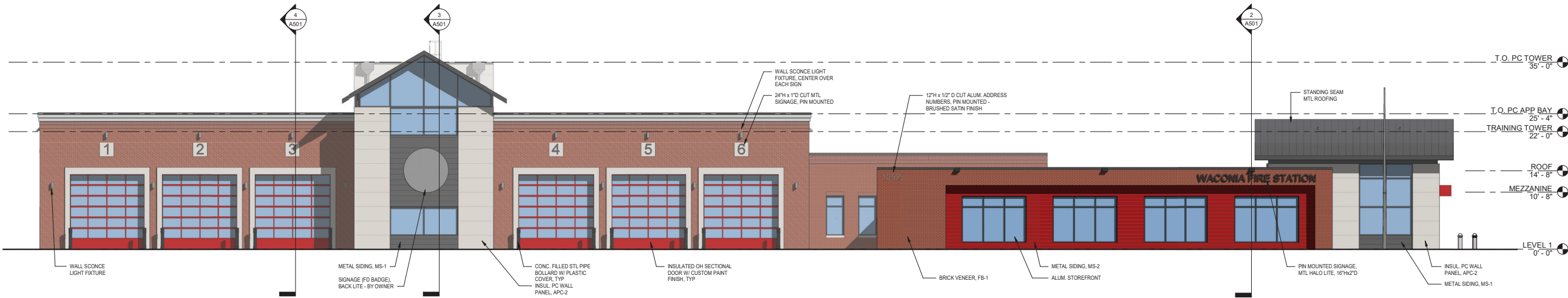
DRAWN BY	MJH
CHECKED BY	CLC
COMMISSION NUMBER	2442.02

SHEET TITLE

EXTERIOR
ELEVATIONS

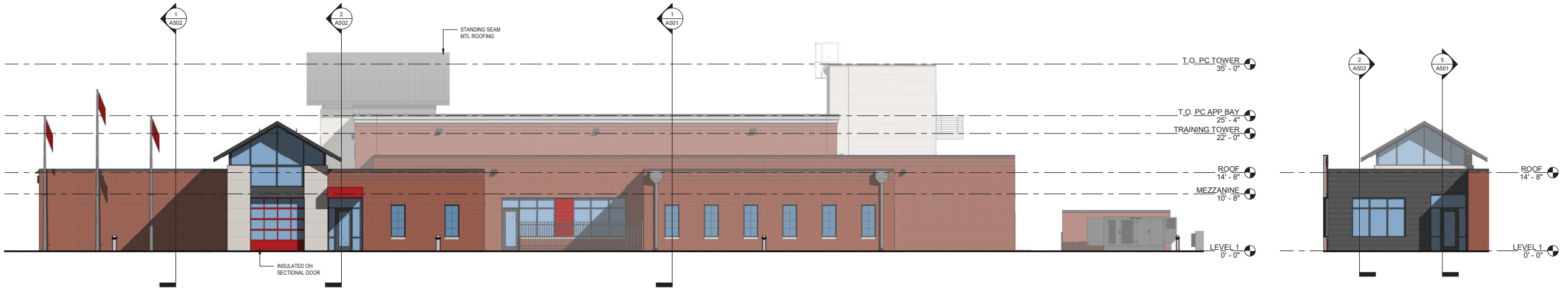
SHEET NUMBER

A401



1 OVERALL BUILDING ELEVATION - NORTH

A401 1/8" = 1'-0"

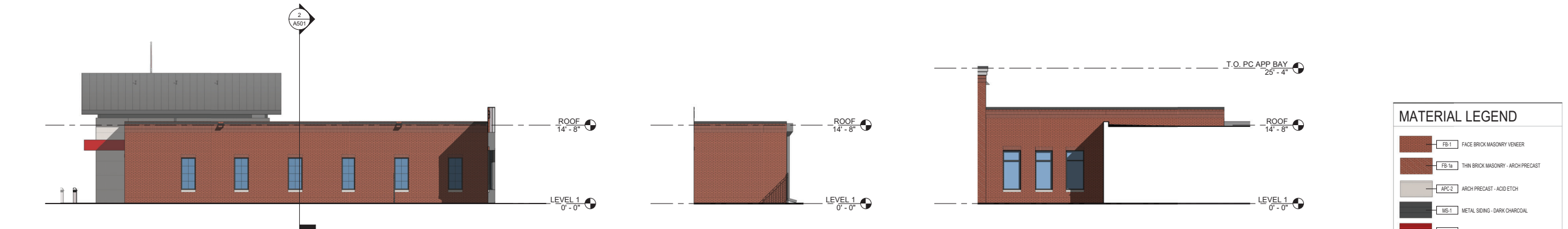


2 OVERALL BUILDING ELEVATION - WEST

A401 1/8" = 1'-0"

3 PARTIAL ELEVATION - EAST

A401 1/8" = 1'-0"



4 PARTIAL ELEVATION - SOUTH

A401 1/8" = 1'-0"

5 PARTIAL ELEVATION - NORTH

A401 1/8" = 1'-0"

6 PARTIAL ELEVATION - NORTH 2

A401 1/8" = 1'-0"

MATERIAL LEGEND

FB-1	FACE BRICK MASONRY VENEER
FB-1a	THIN BRICK MASONRY - ARCH/PRECAST
APC-2	ARCH PRECAST - ACID ETCH
MS-1	METAL SIDING - DARK CHARCOAL
MS-2	METAL SIDING, PROFILED - RED
MR-1	METAL ROOF, STANDING SEAM - DARK CHARCOAL
SMF-1	BRAKE METAL - DARK CHARCOAL

CONSULTANTS

PROJECT TITLE

WACONIA FIRE
STATION

ISSUE #	DATE	DESCRIPTION
	04-07-2022	LAND USE SUBMITTAL

CERTIFICATION

NOT FOR
CONSTRUCTION

DRAWN BY	Author
CHECKED BY	Checker
COMMISSION NUMBER	2442.02

SHEET TITLE

EXTERIOR
ELEVATIONS

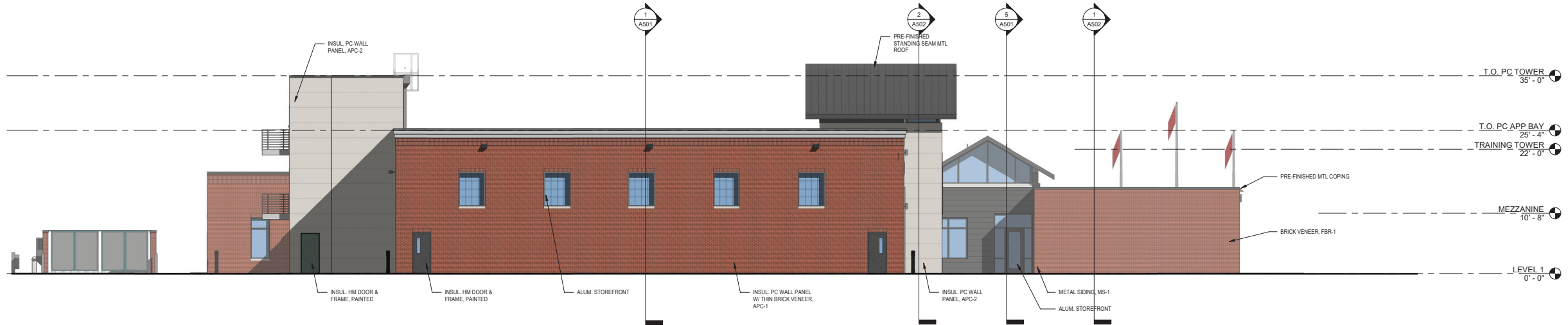
SHEET NUMBER

A402



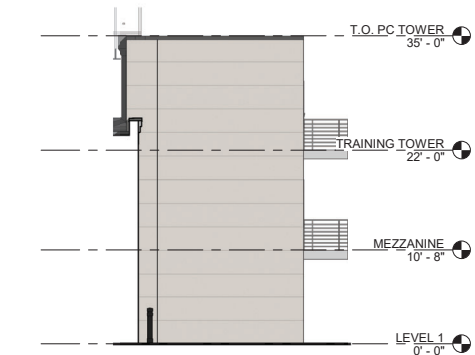
1 OVERALL BUILDING ELEVATION - SOUTH

A402 1/8" = 1'-0"



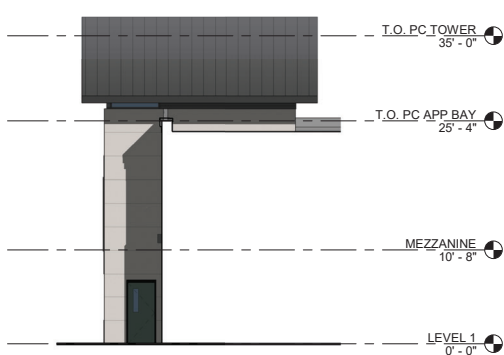
2 OVERALL BUILDING ELEVATION - EAST

A402 1/8" = 1'-0"



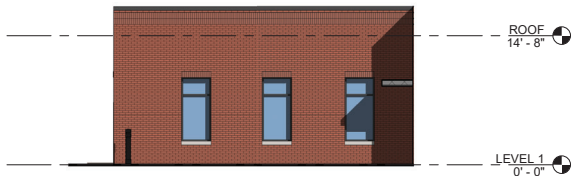
3 PARTIAL ELEVATION - WEST TRAINING TOWER

A402 1/8" = 1'-0"



4 PARTIAL ELEVATION - WEST 2

A402 1/8" = 1'-0"



5 PARTIAL ELEVATION - EAST 2

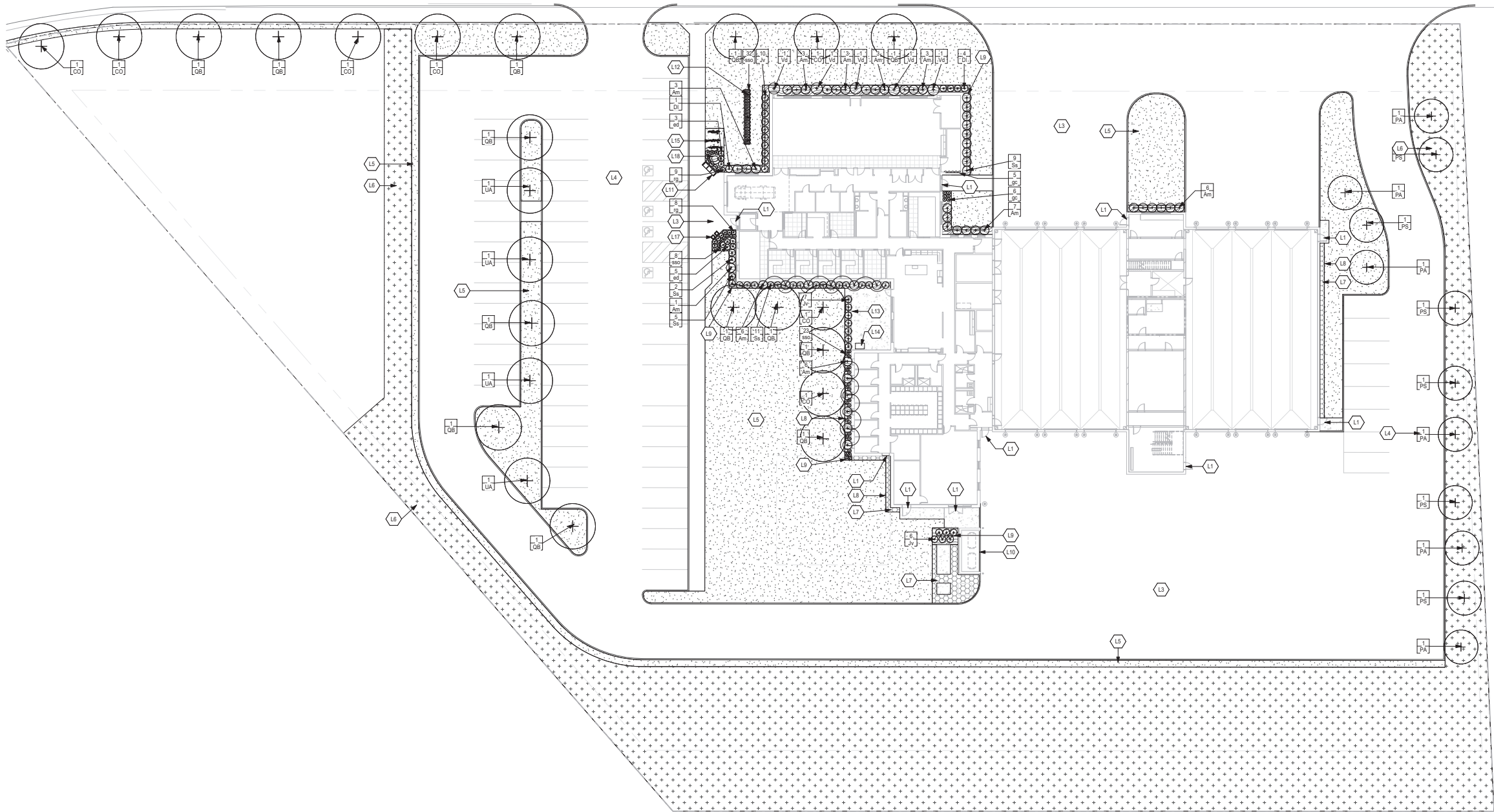
A402 1/8" = 1'-0"

MATERIAL LEGEND

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MS-1	METAL SIDING - DARK CHARCOAL
MS-2	METAL SIDING, PROFILED - RED
MR-1	METAL ROOF, STANDING SEAM - DARK CHARCOAL
SME-1	BRAKE METAL - DARK CHARCOAL

ISSUE #	DATE	DESCRIPTION
	04-07-2022	LAND USE SUBMITTAL

DRAWN BY	BH
CHECKED BY	MH
COMMISSION NUMBER	2442.02

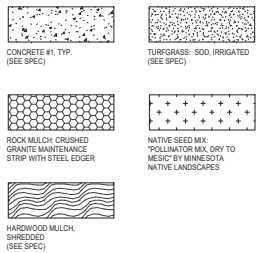


1
L100
OVERALL SITE LANDSCAPE PLAN
1" = 20'-0"

KEY NOTES:

- L1 BUILDING ENTRY/EXIT
SURFACE TREATMENT #1: CAST IN PLACE PLAIN CONCRETE, BROOM
FINISH-TYP, JOINTING PER SIDEWALK WIDTH AND ON LAYOUT AND
SURFACING PLANS
- L4 SURFACE TREATMENT #2: BITUMINOUS PAVING, SEE CIVIL
- L5 TURFGRASS; 300' IRRIGATED, TYP
- L6 NATIVE PRAIRIE SEED MIX: "SHORT DRY SEED MIX" BY PRAIRIE
RESTORATIONS INC. SOIL PREP GUIDELINES BY MANUFACT. SPEC(S)
- L7 CRUSHED GRANITE MAINTENANCE STRIP, DARK GRAY COLOR, 4" MIN. WITH
FILTER FABRIC UNDERLAYMENT, SEE 4L300 FOR PROFILE
- L8 STEEL EDGER: ALL LOCATIONS WHERE MASS PLANTING BEDS AND
MAINTENANCE STRIPS MEET SLOPED LAIRNS, SEE 3L300
- L9 PLANTING BED: 12" MIN DEPTH PLANTING SOIL, MIX, 3" MIN DEPTH
HARDWOOD MULCH; AUTOMATED DRIP IRRIGATION, 3/16" MILLED FINISH
EDGER, SEE 3L300
- L10 TRASH ENCLOSURE, SEE ARCH
- L11 BENCH, FFE BY OWNER
- L12 FLAGPOLES; 30' HEIGHT WITH INTEGRAL TOP-MOUNTED LED LIGHTING (3
TOTAL UNITS), SEE 3L300 FOR FOOTING
- L13 4" STEEL PICKET FENCE, AMERISTAR MONTAGE PLUS MAJESTIC STYLE,
BLACK POWDERCOATED FINISH, INSTALLED AT GRADE BEHIND WALL PER
MANUFACT. SPEC(S)
- L14 FREESTANDING NATURAL GAS GRILL, HARD-LINE GAS FEED FROM BUILDING
- L15 BIKE RACKS, FFE BY OWNER
- L17 TRASH AND IRRIGATION RECEPTACLES, FFE BY OWNER
- L18 HISTORIC BELL

GRAPHIC LEGEND:



PROPOSED PLANT SCHEDULE:

QTY	SYM	COMMON NAME	SCIENTIFIC NAME	PLANTING SIZE	COMMENTS
PERENNIALS/GROUNDCOVERS/GRASSES					
8	hd	BABY JOE PYE WEED	Eupatorium dubium 'Baby Joe'	#1 CONT.	
11	gc	BLOKOVY GERANIUM	Geranium x cantabrigiense 'Blokovo'	#1 CONT.	
11	rs	GOLDSTRUM RUSSCOCKA	Rudbeckia 'Goldstrum'	#1 CONT.	
65	so	STANDING OVATION LITTLE BLUESTEM	Schizachyrium scoparium 'Standing Ovation'	#1 CONT.	
DECIDUOUS SHRUBS					
41	Am	AUTUMN MAGIC CHOKEBERRY	Aronia melanocarpa 'Autumn Magic'	#5 CONT.	
5	Di	DWARF BUSH HONEYSUCKLE	Diervilla litoralis	#5 CONT.	
27	Sa	SEM FALSE SPIREA	Spiraea scopulorum 'Sem'	#5 CONT.	
5	Va	BLUE MUFFIN VIBURNUM	Viburnum dentatum 'Christom'	#5 CONT.	
DECIDUOUS CANOPY TREE					
7	Co	COMMON HICKBERRY	Celtis occidentalis	2.5" CAL.	
13	Ob	SWAMP WHITE OAK	Quercus bicolor	2.5" CAL.	
4	Ua	PRINCETON ELM	Ulmus americana 'Princeton'	2.5" CAL.	
CONIFEROUS TREES					
6	Pa	NORWAY SPRUCE	Picea abies	6" BAB	
6	Ps	WHITE PINE	Pinus strobus	6" BAB	
CONIFEROUS SHRUBS					
23	Jv	SKYROCKET JUNIPER	Juniperus virginiana 'Skyrocket'	#7 CONT.	



FB-1



ALUM. STOREFRONT



APC-2



MS-1



MS-2



10501 W 10th Street W, Waconia MN



10600 W 10th Street W, Waconia MN



10580 W 10th Street W, Waconia MN



10620 W 10th Street W, Waconia MN



10504 W 10th Street W, Waconia MN



10720 W 10th Street W, Waconia MN



10550 W 10th Street W, Waconia MN



REQUEST FOR CITY COUNCIL ACTION

Meeting Date:		May 16, 2022					
Item Name:		Windmill Creek 8th Addition Preliminary Plat - Outlot A, Windmill Creek					
Originating Department:		Community Development					
Presented by:		Lane Braaten					
Previous Council Action (if any):							
Item Type (X only one):	Consent		Regular Session	X	Discussion Session		
RECOMMENDATIONS/COUNCIL ACTION/MOTION REQUESTED <i>(Include motion in proper format.)</i>							
Adopt Resolution 2022-148, approving the Windmill Creek 8th Addition Preliminary Plat for the property described as Outlot A, Windmill Creek.							
EXPLANATION OF AGENDA ITEM <i>(Include a description of background, benefits, and recommendations.)</i>							
<u>BACKGROUND:</u> Applicant: Trumpy Land Development/Scott Truempi Owner: Scott Truempi Address: N/A PID#: 755750440 Zoning: R-1, Single Family Residential and Shoreland Overlay District Comprehensive Plan Guidance: L. Low Density Residential							
<u>REQUEST:</u> The City has received a Preliminary Plat application from Scott Truempi titled Windmill Creek 8th Addition. Specifically, the applicant is requesting to plat Outlot A, Windmill Creek into three (3) residential parcels and one outlot.							
<u>APPLICABLE ORDINANCE PROVISIONS:</u> 1. Section 900.05, Subd. 2.A – R-1, Single-Family Residential District 2. Section 900.06, Subd. 7 – Shoreland Overlay District 3. Section 900.06, Subd. 8 – Environmental Protection Regulations 4. Section 900.07 – Landscaping and Fencing 5. Section 900.08 – Performance Standards 6. Section 900.09 – Off-Street Parking, Loading, and Access Regulations 7. Section 900.10 – Sign Regulations 8. Section 900.12 – Administration, Enforcement and Procedures 9. Section 1000 – Subdivision Ordinance							
<u>EXISTING CONDITIONS:</u> The proposed subdivision was anticipated with the development of Waterford 7th Addition. The property is currently undeveloped but should develop in association with the Waterford residential development directly to the east.							
<u>PRELIMINARY PLAT REVIEW:</u>							
<u>SUBDIVISION DESIGN FEATURES</u> The City of Waconia staff have reviewed the proposed Preliminary Plat application for the Windmill Creek 8th Addition residential development drafted by Otto Associates, Inc. dated February 2, 2022, and provide the following review and comments:							

Streets/Access

The applicant is proposing access to the development via Longmeadow Lane, which is consistent with the previous Waterford 7th Addition approvals.

All of the streets are proposed to be public, and the street, cul-de-sac, and right-of-way widths are consistent with City standards.

Easements

Section 1000.06, Subd. 4 of the City Ordinance requires drainage and utility easements at least 10 feet wide, centered on the rear and side lot lines of abutting lots and shall have continuity from block to block and lot to lot. The applicant is proposing drainage and utility easements which conform to City standards.

Lots

The property is guided L, Low Density Residential and located within the Shoreland Overlay District. The property is zoned R-1, Single Family Residential and the three (3) proposed parcels meet minimum sizing requirements identified in the afore-mentioned districts.

A significant portion of each of the proposed parcels are located within the floodplain and withing areas delineated as wetlands. No development will be allowed in said areas.

Outlots

Below is a listing of the proposed outlot, the intended use/designation, the size, and the proposed ownership.

<i>Outlot</i>	<i>Use/Designation</i>	<i>Gross Area</i>	<i>Proposed Ownership</i>
A*	Future Development	3.8 Acres	Trumpy Land Development

** Outlot A is considered part of the overall Windmill Creek residential development and therefore cannot be developed independently under the City's wooded lot standard.*

Signs

The applicant has not proposed any signage as part of this application. Staff does not anticipate any signage for said development. If signage is proposed it would require a permit through the City and would have to conform to the City's sign regulations.

Public Land Dedication, Open Space

City Ordinance requires at least 10% of the gross land in a subdivision shall be dedicated for parks, schools, playgrounds and open space. The City, upon consideration of the particular type of development proposed in the subdivision, may require larger or lesser amounts of lands for such purposes or payment in lieu of land if deemed appropriate.

The applicant shall submit the preliminary plat to the Park Board for review and consideration to determine if cash in lieu of land is appropriate or if 10% of the property shall be dedicated for future park purposes.

Pedestrian Ways and Trails

City Ordinance states "Subdividers shall define and construct a meaningful pedestrian circulation system subject to City approval which connects to the major trail system and to schools, parks and shopping areas and shall provide easements to accommodate such movement. Said pedestrian ways shall be coordinated with those of adjacent subdivisions and the Comprehensive Plan."

Sidewalks

The concrete walk extending along the north side of Longmeadow Lane shall extend up to the proposed cul-de-sac as indicated in the preliminary plat document.

Preservation of Natural Features and Amenities

Section 1000.06, Subd. 7.G states “Existing features which would add value to residential development or to the local government as a whole, such as trees, as herein defined, watercourses and falls, beaches, historic spots, and similar irreplaceable assets, shall be preserved in the design of the subdivision.”

The portion of the subject parcel proposed to be developed is an elevated knoll within the Shoreland Overlay District surrounded by wetlands. The plan delineates the wetland areas and indicates the 25-foot buffer required to remain natural and unimproved. Additionally, City Code requires a 50 ft. setback from the edge of a delineated wetland, which severely limits the developable areas within each parcel. These areas will also be required to be signed to insure property owners are aware of the protected buffer and wetland areas.

Landscaping and Tree Preservation

Landscaping

City Ordinance requires the following landscaping for properties zoned R-1, Single-Family Residential:

1. Each newly platted lot in the R-1 zoning district shall have two (2) trees.
2. Lights from automobiles shall be screened whenever it may be directed onto residential windows to the extent that it will cause and unreasonable disturbance.
3. Shade trees shall be planted every forty (40) feet to sixty (60) feet within the right-of-way on both sides of any portion of road within the subdivision.
4. Unless otherwise directed by the Planning Commission, all plantings shall be placed on the private property on which the development is taking place.
5. All areas not otherwise improved in accordance with approved site plans or subdivisions shall be sodded, seeded, or otherwise established with vegetation approved by the City, and maintained in accordance with this subdivision. All grass and vegetative plantings shall occur over a minimum of six (6) inches of topsoil borrow meeting Minnesota Department of Transportation Specification 3877, Table 3877-1. 100% of the material including soil clumps must pass a 1” sieve. Prior to sod installation, all topsoil borrow material must be approved by the City. The grading shall consist of a uniform and smooth surface. Any sags or rises shall be corrected prior to the placement of sod or seed. Further, all grass and vegetative plantings shall be completed no later than six (6) months from the date of issuance of a Certificate of Occupancy. Grass shall be clean and free of noxious weeds and pests or diseases and shall be of a species normally grown as permanent lawns and suitable to this climate.
6. The owner shall provide the City with cash, corporate surety bond, approved letter of credit or other surety satisfactory to the City to guarantee the proper installation and growth of the approved landscape plan.
7. The landscape plantings shall be consistent with the minimum planting size stated in Section 900.07, Subd. 2.F, which are identified below.
8. All trees used in site development shall be indigenous to the appropriate hardiness zone and physical characteristics of the site.
9. The deciduous trees proposed to satisfy the minimum requirements of this policy shall be not less than 25% deciduous and not less than 33% coniferous.
10. Minimum Size of Plantings
 1. Deciduous trees = 2.5 inches in diameter as measured six inches above the ground.
 2. Coniferous = 6 feet in height

The proposed landscape plan appears to conform to City Ordinance requirements.

Environmental Protection Regulations

Tree Preservation

City Ordinance allows developments in residential districts to remove or disturb up to thirty (30) percent of the total tree inches of significant trees. Any removal or disturbance beyond this threshold shall require reforestation or restitution.

Reforestation/Restitution Requirement. – If a development exceeds the allowable removal or disturbance threshold specified above, the subdivider shall either reforest appropriate areas within the site (or outside the site if appropriate locations within the site are not available) or pay restitution, or provide a combination thereof. For each one (1.0) tree inch that is removed or disturbed beyond the threshold, the subdivider shall replant one and one-quarter (1.25) inches of new trees or provide the City with one hundred and twenty five dollars (\$125.00) in

restitution, per inch removed beyond the threshold.

Tree Survey/Preservation Plan. – A tree survey and tree preservation plan shall be submitted with all preliminary plat applications, and with all lot division applications involving the creation of one or more new development parcels. The tree survey and tree preservation plan shall be prepared and signed by a registered surveyor or forester at the developers expense.....

The applicant has provided a Preliminary Tree Preservation Plan for the areas proposed to be developed as part of the Windmill Creek 8th Addition plat. The area identified as Outlot A is heavily wooded and will require consideration and review of an additional tree inventory and plan prior to the development of said Outlot. The tree inventory, preservation and replacement details for the three residential lots are included below.

Total Significant Trees/Caliper Inches On Site	267 caliper inches
Total Caliper Inches Removed	158 caliper inches
30% Allowed Tree Removal	80 caliper inches
Excess Caliper Inches Removed Above Allowed	78 caliper inches
Required Replacement (Excess x 1.25)	98 replacement caliper inches

The required trees/caliper inches have been included in the landscape plan for the project. The tree preservation requirements for this project have been met.

Wetland Protection

City Code identifies wetlands as a valuable resource that receive surface water runoff and provide possible contact with ground water. Further, it is the intent of the City Code to establish a program of sound management through regulations that strive toward zero degradation of the wetlands by conserving, protecting and enhancing these environmentally sensitive resources.

Wetland Protection Analysis

1. The wetlands identified in the development are proposed to remain. A significant portion of the wetland areas will be located within each of the residential outlots and will not be altered.
2. The wetland buffer area and wetland buffer setbacks have been identified on the plan set and the areas will be signed to insure property owners are aware of the sensitive areas.

Shoreland Overlay District Regulations

The Shoreland area shall include all land within 1,000 feet of the ordinary high water mark of a protected water of ten (10) acres or more, within 300 feet of a river or stream, or the landward extent of a floodplain on such a river or stream, whichever is greater (emphasis added).

Shoreland Overlay District Analysis

1. Carver Creek flows along the western boundary of the property. Therefore, the subject residential properties are located within the Shoreland Overlay District as they are located within 300 ft. of the river/creek. The Shoreland Classification for these areas are identified as Tributary in the Shoreland Overlay District.
2. City Code requires a 75 ft. minimum lot width and allows a maximum impervious surface of 25% for shoreland tributary watercourse parcels. The three proposed parcels appear to meet the 75 ft. lot width requirement. The single-family parcels shall be limited to 25% maximum hardcover, which is consistent with the district requirements.

Floodplain Overlay District Regulations

The purpose of these regulations is to promote public health, safety, and general welfare by preserving the natural characteristics and functions of watercourses and floodplains in order to moderate flood and storm water impacts, minimize losses and disruptions caused by flooding, improve water quality, reduce soil erosion, protect aquatic and riparian habitat, provide recreational opportunities, provide aesthetic benefits and enhance community and economic development.

Floodplain Overlay District Analysis

1. Portions of the property are located within the Floodplain Overlay District. Said areas are located within the delineated wetland areas and will not be impacted or altered as part of this proposed residential development.
2. All construction in areas regulated by this district shall meet the requirements stated in Section 900.06, Subd. 6. Flood Plain Overlay Regulations.

Grading, Drainage & Utilities

The City Engineer and Public Services Director have conducted an initial review of the grading, drainage, and utility plans. The recommended conditions below include a condition requiring the applicant to work with the City Engineer to revise the utility, grading, drainage, plans to the satisfaction of the City Engineer and Public Services Director prior to work commencing on site.

Stormwater Management

An initial review of the site's stormwater management has been completed by the Public Services Director and City Engineer. The recommended conditions below includes a condition requiring the applicant revise the stormwater plans to the satisfaction of the City Engineer and Public Services Director.

PUBLIC NOTICE/COMMENT

The notice was published in the WACONIA PATRIOT on April 21st, 2022 and posted at Waconia City Hall. Individual notices were mailed to all property owners within 350 feet of the subject parcel and the DNR. The written comments received have been attached to this report for review by the City Council.

CONCLUSION / RECOMMENDATION

The Planning Commission, at their regular meeting on May 5th, 2022, held the required public hearing, took all public comment and reviewed all pertinent information relating to the preliminary plat application. The Planning Commission recommended approval via a 5-0 vote.

If the Planning Commission recommends approval of the Windmill Creek 8th Addition Preliminary Plat, staff has included the following conditions for consideration:

1. The Windmill Creek 8th Addition Preliminary Plat shall be completed as approved and as conditionally revised by the Planning Commission and the City Council.
2. All applicable permits are applied for by the applicant with all supporting documentation and issued prior to the start of construction.
3. The applicant shall obtain Carver County Watershed Management Organization (CCWMO) approval and permitting for erosion control and stormwater management. A copy of any approvals or permits shall be submitted prior to any land disturbing activities.
4. The applicant shall obtain a General Construction Stormwater Permit (NPDES) from the Minnesota Pollution Control Agency and submit a copy to the City prior to any land disturbing activities.
5. All indirect costs related to the permitting, review, and plans associated with engineering and administrative costs shall be paid by the applicant/owner.
6. The City shall provide the necessary street signage. The applicant shall provide the necessary escrow funds to cover all street signage and installation costs.
7. The watermain, sanitary sewer, grading, and stormwater issues shall be resolved to the satisfaction of the City Engineer and Public Services Director prior to commencement of construction activities for the Windmill Creek 8th Addition residential development.
8. Compliance with applicable items contained in Chapter 1000 of the City of Waconia Subdivision Ordinance.
9. Compliance with applicable items contained in Section 900.06, Subd. 6. Flood Plain Overlay Regulations.
10. Execution of a Developer's Agreement prior to execution of the Final Plat.
11. All single-family home parcels that are located fully or partially within the Shoreland Overlay District shall be limited to a maximum impervious surface of 25%.
12. The sidewalk shall be constructed as proposed and as conditionally revised by the City Council. All sidewalks within the development shall be 6 feet wide.
13. The wetland buffer areas shall be signed accordingly and improvements within said areas shall not be

allowed.

14. The applicant shall submit the required park dedication upon a recommendation of the Park Board and approval of the City Council.
15. The applicant shall file an application of final plat approval within six (6) months following the approval of the Windmill Creek 8th Addition Preliminary Plat, unless an extension of time is requested in writing by the subdivider and granted by the Council prior to the six (6) month expiration date.

Attachments:

1. [22148res_Approving_Windmill_Creek_8th_Addn_Preliminary_Plat.doc](#)
2. [Location Map Windmill Creek 8th Addition.pdf](#)
2. [Public Hearing Notice Windmill Creek 8th Addition.pdf](#)
4. [Windmill Creek 8th Addition Preliminary Plat.pdf](#)
5. [Landscape Plan.pdf](#)
6. [Preliminary Grading Plan.pdf](#)
7. [Preliminary Tree Preservation Plan.pdf](#)

FINANCIAL IMPLICATIONS:

Funding Sources & Uses:

ADVISORY BOARD RECOMMENDATIONS:

Recommendation of approval via a 5-0 vote on May 5th, 2022

Budget Information:

_____ Budgeted
_____ Non Budgeted
_____ Amendment Required

Planning Commission

Parks and Recreation Board

Safari Island Advisory Board

Other

**CITY OF WACONIA
RESOLUTION 2022-148**

RESOLUTION APPROVING THE WINDMILL CREEK 8TH ADDITION PRELIMINARY PLAT

WHEREAS, Trumpy Land Development (the “Applicant”) has submitted a preliminary plat application titled Windmill Creek 8th Addition pursuant to Section 1000.04 of the City Code; and

WHEREAS, the proposed Windmill Creek 8th Addition preliminary plat consists of three (3) single-family lots and one (1) outlot; and

WHEREAS, the subject parcel is described as Outlot A, Windmill Creek and identified as PID# 755750440; and

WHEREAS, the preliminary plat public hearing was conducted by the Planning Commission at their meeting on May 5th, 2022; and

WHEREAS, the Planning Commission, via a 5-0 vote, recommended approval of the Windmill Creek preliminary plat application based on the following findings of fact:

1. The proposed preliminary plat is compatible with the City of Waconia Comprehensive Plan in that the proposed plan is consistent with the low density guidance identified.
2. The development has identified and proposes to protect the wetlands and other natural areas within the proposed development.
3. The proposed preliminary plat is in conformance with the design standards stated in Section 1000 of the Waconia City Ordinance.
4. The proposed three lot residential will not be detrimental to the surrounding neighborhoods.

WHEREAS, the Planning Commission recommends approval of the preliminary plat application with the following conditions:

1. The Windmill Creek 8th Addition Preliminary Plat shall be completed as approved and as conditionally revised by the Planning Commission and the City Council.
2. All applicable permits are applied for by the applicant with all supporting documentation and issued prior to the start of construction.
3. The applicant shall obtain Carver County Watershed Management Organization (CCWMO) approval and permitting for erosion control and stormwater management. A copy of any approvals or permits shall be submitted prior to any land disturbing activities.
4. The applicant shall obtain a General Construction Stormwater Permit (NPDES) from the Minnesota Pollution Control Agency and submit a copy to the City prior to any land disturbing activities.
5. All indirect costs related to the permitting, review, and plans associated with engineering and administrative costs shall be paid by the applicant/owner.
6. The City shall provide the necessary street signage. The applicant shall provide the necessary escrow funds to cover all street signage and installation costs.
7. The watermain, sanitary sewer, grading, and stormwater issues shall be resolved to the satisfaction of the City Engineer and Public Services Director prior to commencement of construction activities for the Windmill Creek 8th Addition residential development.
8. Compliance with applicable items contained in Chapter 1000 of the City of Waconia Subdivision Ordinance.
9. Compliance with applicable items contained in Section 900.06, Subd. 6. Flood Plain Overlay Regulations.
10. Execution of a Developer’s Agreement prior to execution of the Final Plat.

11. All single-family home parcels that are located fully or partially within the Shoreland Overlay District shall be limited to a maximum impervious surface of 25%.
12. The sidewalk shall be constructed as proposed and as conditionally revised by the City Council. All sidewalks within the development shall be 6 feet wide.
13. The wetland buffer areas shall be signed accordingly and improvements within said areas shall not be allowed.
14. The applicant shall submit the required park dedication upon a recommendation of the Park Board and approval of the City Council.
15. The applicant shall file an application of final plat approval within six (6) months following the approval of the Windmill Creek 8th Addition Preliminary Plat, unless an extension of time is requested in writing by the subdivider and granted by the Council prior to the six (6) month expiration date.

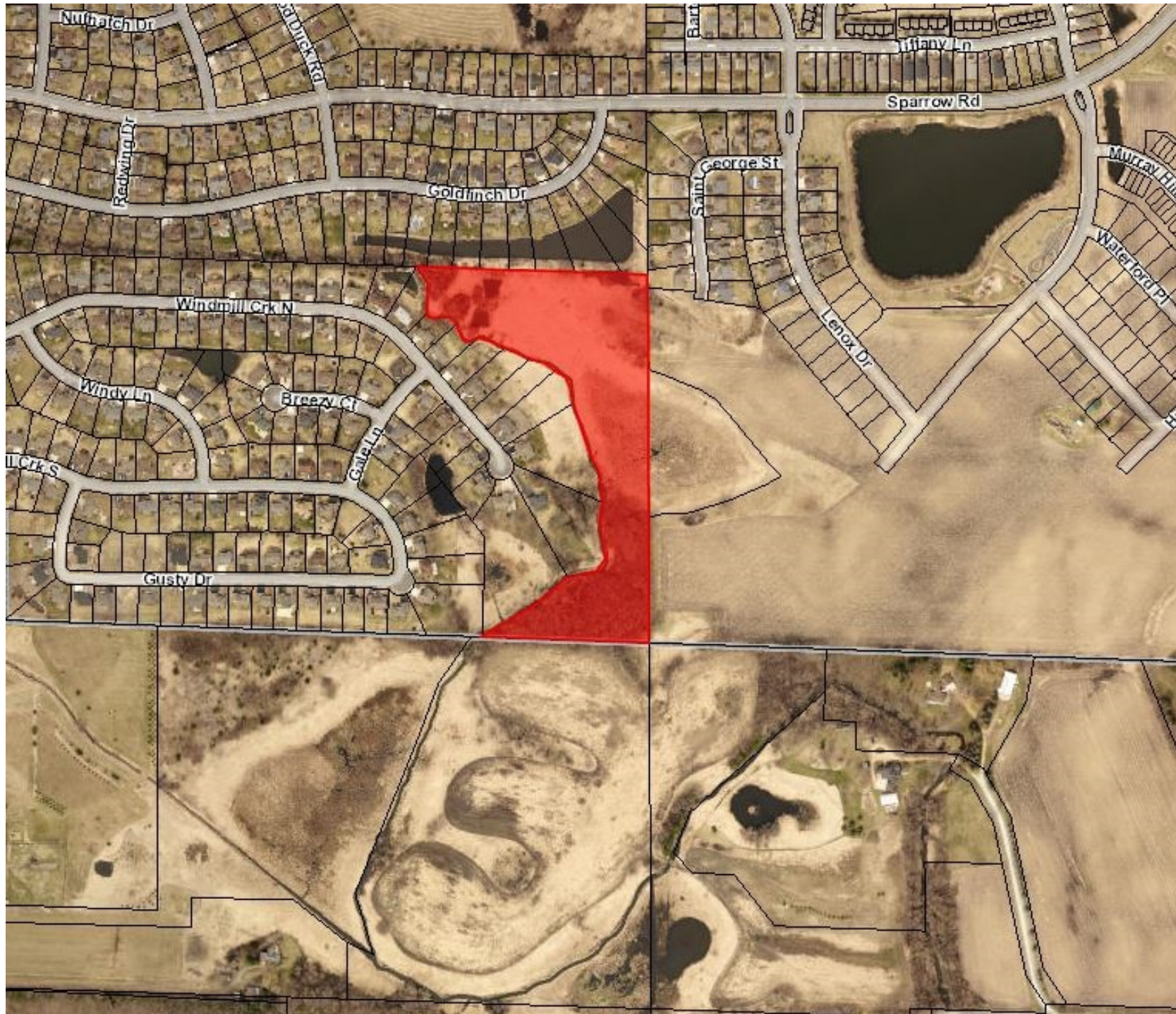
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Waconia hereby approves The Windmill Creek 8th Addition Preliminary Plat subject to the findings, conditions and recommendation of the Waconia Planning Commission stated above.

Adopted by the City Council of the City of Waconia this 16th day of May, 2022.

Kent Bloudek, Mayor

ATTEST: _____
Shane Fineran, City Administrator

LOCATION MAP—WINDMILL CREEK 8TH ADDITION



CITY OF WACONIA, MN
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Planning Commission of the City of Waconia, MN, will hold a public hearing on May 5th, 2022 at 6:30 p.m., to consider a Preliminary Plat application by Scott Truempi, Trumpy Land Development for the property described as follows:

OUTLOT A, WINDMILL CREEK,
CARVER COUNTY, MINNESOTA

The proposed Preliminary Plat titled Windmill Creek 8th Addition proposes to subdivide the 11.43-acre site into 3 single-family residential parcels and one outlot.

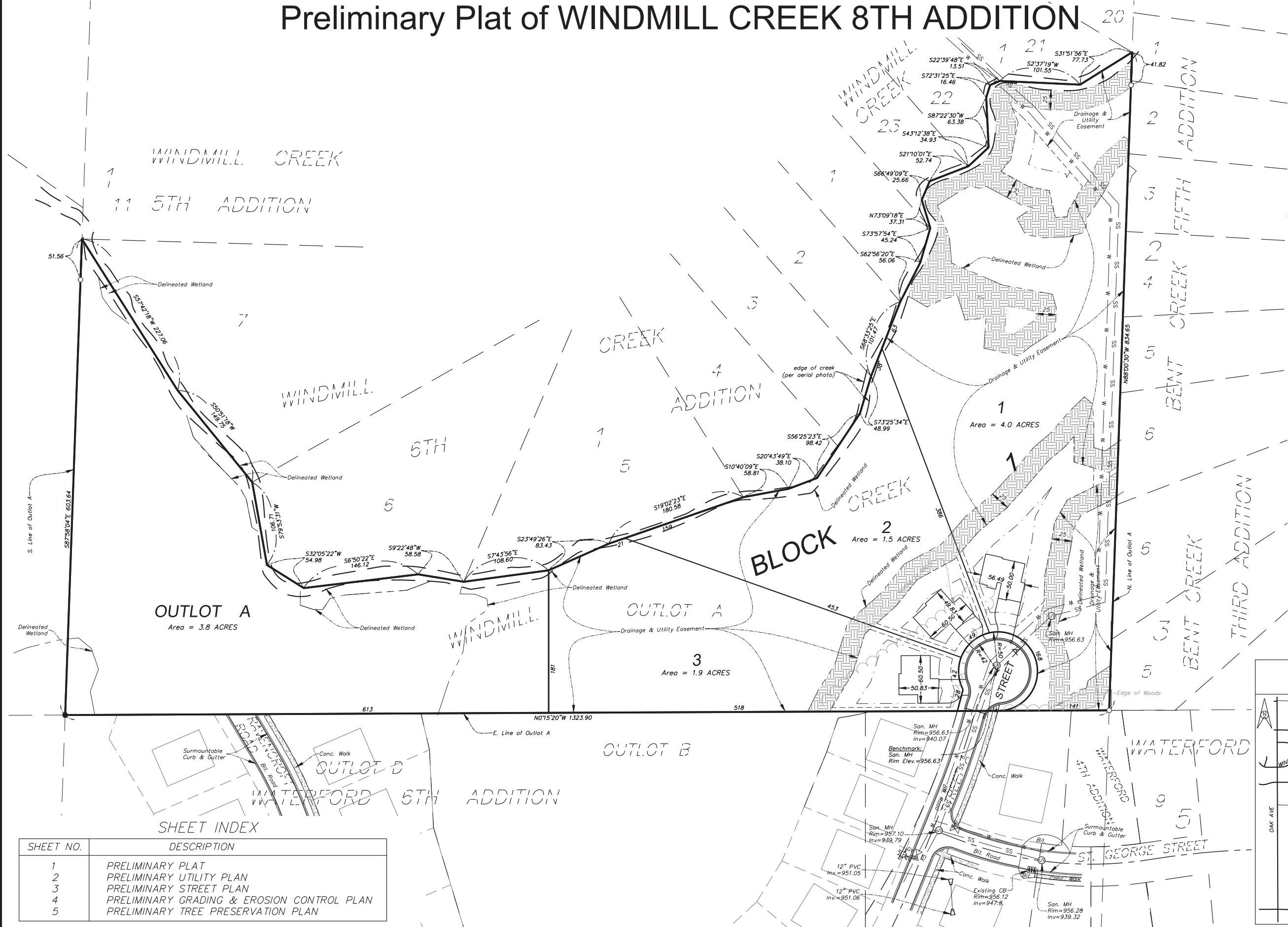
Pertinent information pertaining to this request is available at the City Hall. Interested persons may submit written or oral comments pertaining to this matter any time prior to the hearing, or at the hearing on Thursday, May 5th, 2022. Written comments will be distributed to the Planning Commission for review and consideration. Please submit written comments by mail, email or in person as follows:

Mail/in person: Lane Braaten, 201 South Vine Street, Waconia, MN 55387
Email: lbraaten@waconia.org

By: WACONIA PLANNING COMMISSION
ATTEST: Lane Braaten, Community Development Director

(Published in the April 21st, 2022 Waconia Patriot newspaper)

Preliminary Plat of WINDMILL CREEK 8TH ADDITION



SCALE: 1"=60'

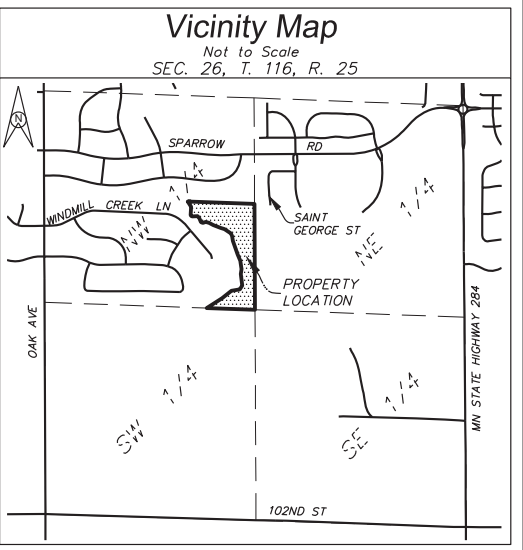
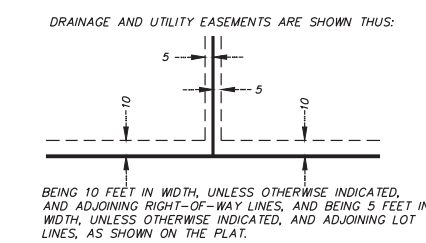
TOTAL PLAT AREA = 11.43 ACRES

LEGEND

- W denotes Water Line
- SS denotes Sanitary Sewer Line
- ST denotes Storm Sewer Line
- denotes Sanitary Manhole
- denotes Catch Basin
- denotes Hydrant
- denotes Water Valve
- denotes Existing Culvert
- denotes Edge of Woods
- denotes Wetland Buffer
- denotes Drainage and Utility Easement
- denotes Building Setback Line
Front = 25'
Side = 10'
From Wetland = 50'

Property Description:
Outlot A, WINDMILL CREEK, Carver County, Minnesota, according to the recorded plat thereof.

Note: Wetlands Delineated By Kjolhaug Environmental Services Company



SHEET NO.	DESCRIPTION
1	PRELIMINARY PLAT
2	PRELIMINARY UTILITY PLAN
3	PRELIMINARY STREET PLAN
4	PRELIMINARY GRADING & EROSION CONTROL PLAN
5	PRELIMINARY TREE PRESERVATION PLAN

REV. NO.	DATE	BY	DESCRIPTION

DESIGNED C.S.O. DRAWN T.J.B.

CHECKED C.S.O.

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota.

Cara M. Schwahn Otto
Date: 2-21-22

www.ottoassociates.com

9 West Division Street
Buffalo, MN 55313
(763)682-4727
Fax: (763)682-3522

Engineers & Land Surveyors, Inc.

WINDMILL CREEK 8TH ADDITION

TRUMPY LAND DEVELOPMENT, INC.

WACONIA, MN

PROJECT NO:	21-0230
DATE:	2-21-22
PRELIMINARY PLAT	
SHEET NO. 1 OF 5 SHEETS	

Date: 03-15-20

LOUIE

J + L

WINDMILL
CREEK
8TH ADDITION

ISSUE LOG

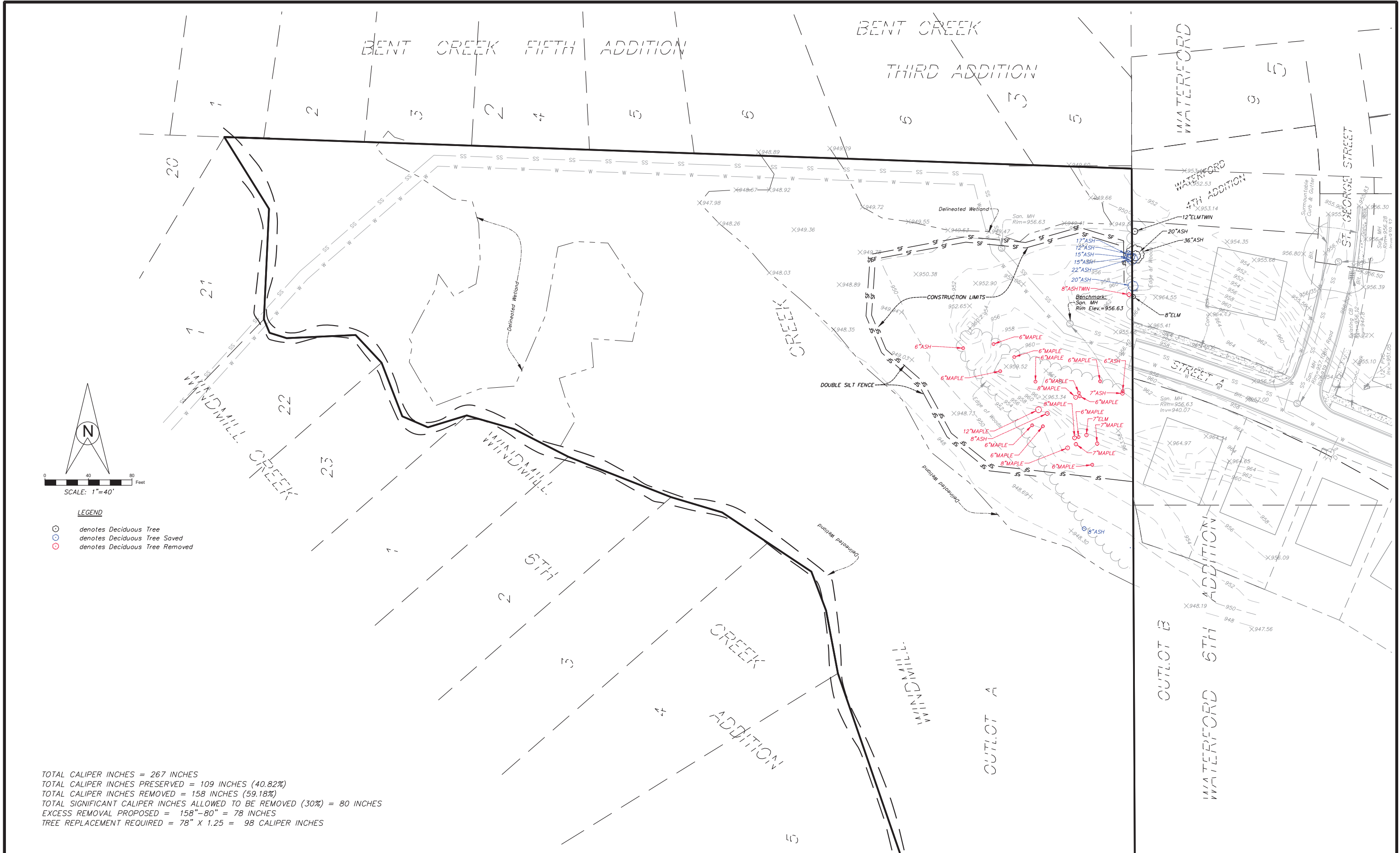
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L-1.0





REV. NO.	DATE	BY	DESCRIPTION	DESIGNED	DRAWN	I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota.  Cara M. Schwahn Otto License # 40433 Date: 2-21-22	 OTTO ASSOCIATES Engineers & Land Surveyors, Inc.	www.ottoassociates.com 9 West Division Street Buffalo, MN 55313 (763) 682-4727 Fax: (763) 682-3522	WINDMILL CREEK 8TH ADDITION TRUMPY LAND DEVELOPMENT, INC. WACONIA, MN		PRELIMINARY GRADING & EROSION CONTROL PLAN		PROJECT NO: 21-0230
				C.S.O.	T.J.B.								
				CHECKED									
				C.S.O.									



TOTAL CALIPER INCHES = 267 INCHES
TOTAL CALIPER INCHES PRESERVED = 109 INCHES (40.82%)
TOTAL CALIPER INCHES REMOVED = 158 INCHES (59.18%)
TOTAL SIGNIFICANT CALIPER INCHES ALLOWED TO BE REMOVED (30%) = 80 INCHES
EXCESS REMOVAL PROPOSED = 158"-80" = 78 INCHES
TREE REPLACEMENT REQUIRED = 78" X 1.25 = 98 CALIPER INCHES

REV. NO.	DATE	BY	DESCRIPTION

DESIGNED	DRAWN	I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota. <i>Cara M. Schwahn Otto</i> Cara M. Schwahn Otto License # 40433 Date: 2-21-22
C.S.O.	J.R.H.	
CHECKED		
C.S.O.		



www.ottoassociates.com
9 West Division Street
Buffalo, MN 55313
(763) 682-4727
Fax: (763) 682-3522
Engineers & Land Surveyors, Inc.

WINDMILL CREEK 8TH ADDITION
TRUMPY LAND DEVELOPMENT, INC.
WACONIA, MN

PRELIMINARY TREE PRESERVATION PLAN
SHEET NO. 5 OF 5 SHEETS

PROJECT NO: 21-0230
DATE: 2-21-22