City Council Meeting

November 12, 2024
7:00 PM
Fridley City Hall, 7071 University Avenue N.E.

Agenda

Call to Order

The Fridley City Council (Council) requests that all attendees silence cell phones during the meeting. A paper copy of the Agenda is at the back of the Council Chambers. A paper copy of the entire Agenda packet is at the podium. The Agenda and all related materials may also be found on the City's website at FridleyMN.gov/1564/Agenda-Center.

Pledge of Allegiance

Proclamations/Presentations

Proposed Consent Agenda

The following items are considered to be routine by the Council and will be approved by one motion. There will be no discussion of these items unless a Councilmember requests, at which time that item may be moved to the Regular Agenda.

Meeting Minutes

1. Approve the Minutes from the City Council Meeting of October 28, 2024

2. Receive the Minutes from the City Council Conference Meeting of October 28, 2024

New Business

3. Resolution No. 2024-159, Approving a Select Committee on Recycling and the Environment (SCORE) Grant Agreement with Anoka County for the Residential Recycling Program

4. Resolution No. 2024-160, Designating City Council Meeting Dates for 2025

5. Resolution No. 2024-162, Requesting Anoka County Highway Department Perform a Speed Analysis or Speed Study On 85th Avenue (County Road 132) from East River Road to Springbrook Drive

6. Resolution No. 2024-165, Accepting the 2025 Intensive Comprehensive Peace Officer Education and Training Grant

7. Resolution No. 2024-166, Accepting the 2024-2026 Allied Radio Matrix for Emergency Response (ARMER) Equipment Grant

Claims

8. Resolution No. 2024-167, Approving Claims for the Period Ending November 6, 2024

Open Forum

The Open Forum allows the public to address the Council on subjects that are not on the Regular Agenda. The Council may take action, reply, or give direction to staff. Please limit your comments to five minutes or less.

Regular Agenda

The following items are proposed for the Council's consideration. All items will have a presentation from City staff, are discussed, and considered for approval by separate motions.

Public Hearing(s)

9. Public Hearing and First Reading of Ordinance No. 1427, Conveying Outlots A, B & C, Locke Ponte, to Pulte Homes of Minnesota LLC

New Business

10. Resolution No. 2024-158, Considering Variance, VAR #24-01 Petitioned by Jason Zemke

11. Resolution No. 2024-161, Approving Water, Sanitary Sewer, Storm Water and Solid Waste Abatement Charges and Rates for the Year 2025

12. Resolution No. 2024-163, Receiving Feasibility Report and Calling for Public Hearing on the 2025 Street Rehabilitation Project No. ST2025-01

Informal Status Reports

Adjournment

Accessibility Notice:

- If you need free interpretation or translation assistance, please contact City staff.
- Si necesita ayuda de interpretación o traducción gratis, comuníquese con el personal de la ciudad.
- Yog tias koj xav tau kev pab txhais lus los sis txhais ntaub ntawv dawb, ces thov tiv tauj rau Lub Nroog cov neeg ua hauj lwm.
- Haddii aad u baahan tahay tarjumaad bilaash ah ama kaalmo tarjumaad, fadlan la xiriir shaqaalaha Magaalada.

Upon request, accommodation will be provided to allow individuals with disabilities to participate in any City of Fridley services, programs or activities. Hearing impaired persons who need an interpreter or other persons who require auxiliary aids should contact CityClerk@FridleyMN.gov or (763) 572-3450.

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Beth Kondrick, Deputy City Clerk

Title

Approve the Minutes from the City Council Meeting of October 28, 2024

Background

Attached are the minutes from the City Council meeting of October 28, 2024.

Financial Impact

None.

Recommendation

Staff recommend the approval of the minutes from the City Council meeting of October 28, 2024.

Focus on Fridley Strategic Alignment

____ Vibrant Neighborhoods & Places
____ Community Identity & Relationship Building
____ Financial Stability & Commercial Prosperity
____ Public Safety & Environmental Stewardship
X Organizational Excellence

Attachments and Other Resources

- Minutes from the City Council Meeting of October 28, 2024

City Council Meeting
October 28, 2024
7:00 PM
Fridley City Hall, 7071 University Avenue NE

Minutes

Call to Order
Mayor Lund called the City Council Meeting of October 28, 2024, to order at 7:00 p.m.

Present
Mayor Scott Lund
Councilmember Dave Ostwald
Councilmember Tom Tillberry
Councilmember Ryan Evanson
Councilmember Ann Bolkcom

Absent

Others Present
Walter Wysopal, City Manager
Scott Hickok, Community Development Director
Beth Kondrick, Deputy City Clerk
Mike Maher, Parks and Recreation Director
Jim Kosluchar, City Engineer
Sarah Sonsalla, City Attorney

Pledge Of Allegiance

Proclamations/Presentations

Approval of Proposed Consent Agenda

Motion made by Councilmember Ostwald to adopt the proposed Consent Agenda. Seconded by Councilmember Bolkcom.

Upon a voice vote, all voting aye, Mayor Lund declared the motion carried unanimously.

Approval/Receipt of Minutes

1. Approve the Minutes from the City Council Meeting of October 14, 2024.

2. Receive the Minutes from the City Council Conference Meeting of October 14, 2024.

3. Approve the Minutes from the Special City Council Meeting of October 14, 2024.

4. Receive the Minutes from the Environmental Quality and Energy Commission (EQEC) Meeting of September 10, 2024.

5. Receive the Minutes from the Parks and Recreation Commission Meeting of September 3, 2024.

6. Receive the Minutes from the Planning Commission Meeting of October 16, 2024.

New Business

7. Resolution No. 2024-157, Approving Gifts, Donations and Sponsorships Received Between September 16, 2024 and October 18, 2024.

Claims

8. Resolution No. 2024-152 Approving Claims for the Period Ending October 23, 2024.

Open Forum, Visitors: (Consideration of Items not on Agenda – 15 minutes.)

No one from the audience spoke.

Adoption of Regular Agenda

Motion made by Councilmember Tillberry to adopt the regular agenda. Seconded by Councilmember Evanson.

Upon a voice vote, all voting aye, Mayor Lund declared the motion carried unanimously.

Regular Agenda

Old Business

9. Ordinance No. 1425, Second Reading to Consider a Rezoning, ZOA #24-01, by Natasha Lawrence to Rezone the Property at 6677 Lucia Lane N.E. from R-1, Single-Family to R-3, Multi-Family (Ward 2)

Scott Hickok, Community Development Director, provided background information on the rezoning request noting that the Council held the public hearing and approved the first reading on October 14th. He stated that the first reading was approved with a modification that required the filing of a declaration of restrictive covenants from the property owners that would restrict the use of the property to a duplex. He stated that the document had been signed by the property owner and sent to Anoka County for filing.

John Vardis, 6546 Lucia Lane, asked if there is a copy of the document that is being filed with Anoka County. Mr. Hickok stated that he does have an original copy of the document and read it into the record.

Dan Christianson, 6640 Lucia Lane, stated that the declaration spoke of heirs, successors and signees and asked if that includes the scenario in which the property was sold. He asked if the approval of the resolution is dependent upon Anoka County approving the document. Mr. Hickok replied that sale of the property would be covered under successors and explained that Anoka County will file the document upon request of the City and does not actually approve anything on its own.

Councilmember Ostwald noted that a copy of the document was included in the agenda packet which is available on the City website.

Motion made by Councilmember Evanson to approve the second and final reading of Ordinance No. 1425, Consider a Rezoning, ZOA #24-01, by Natasha Lawrence to Rezone the Property at 6677 Lucia Lane N.E. from R-1, Single Family to R-3, Multi-Family (Ward 2). Seconded by Councilmember Bolkcom.

Upon a voice vote, all voting aye, Mayor Lund declared the motion carried unanimously.

New Business

10. Resolution No. 2024-151, Awarding Trunk Highway 47 (University Avenue) Lighting Project

Jim Kosluchar, City Engineer, provided background information as well as information on the existing conditions, grant funds received through the federal Highway Safety Improvement Program, project elements, and location plan. He reviewed other project considerations and details of the project bidding. He reviewed the tentative project schedule and next steps stating that staff recommends approval of the resolution as presented.

Councilmember Bolkcom thanked staff noting that it will be incredible to have this lighting as she often receives comments about how dark it is.

Motion made by Councilmember Bolkcom to approve Resolution No. 2024-151, Awarding Trunk Highway 47 (University Avenue) Lighting Project. Seconded by Councilmember Tillberry.

Further discussion: Mayor Lund acknowledged that this concept began in 2019 and has now gained funding and is coming to fruition.

Upon a voice vote, all voting aye, Mayor Lund declared the motion carried unanimously.

11. Resolution No. 2024-155, Approving Hemp THC Product Shop License

Beth Kondrick, Deputy City Clerk, provided background information on Chapter 310 of the Code, which was established in 2023. She stated that an application was received from Uniflora Holistics for the final Hemp THC Products Shop License at the location of 7331 Baker Street. She reviewed the verification steps that were performed by staff and stated that staff recommends approval of the license.

Councilmember Evanson asked if approval of this license would open the door for the future opportunity of this business to sell other cannabinoid products. Ms. Kondrick stated that could be a possibility but noted that type of license is obtained by the State and is not something the City could issue.

Councilmember Bolkcom asked if there would be construction or renovation before the business is opened. Ms. Kondrick stated that the site is well set up as it was a pet facility and therefore there will not be much work needed but some work will be done for the retail component.

Councilmember Ostwald asked what would be entailed in manufacturing. Ms. Kondrick commented that the business receives the product in a liquid form and them bakes it into other foods, so it would operate similarly to a bakery in terms of manufacturing.

Motion made by Councilmember Ostwald to approve Resolution No. 2024-155, Approving Hemp THC Products Shop License. Seconded by Councilmember Tillberry.

Further discussion: Councilmember Evanson commented that he is not thrilled with this location as it could potentially become a dispensary in a mostly residential area that is close to two schools. He recognized that the state has taken away a lot of control from the City, but believed a different location would be better. Mayor Lund asked and received confirmation that this business is within the proper zoning district. Sarah Sonsalla, City Attorney, commented that the City has the authority to not issue the license but that would need to be related to the license provisions within the City Code and not based on personal preference.

Councilmember Evanson asked if the applicant was present and was informed that they were not. He asked the procedures for identification of customers and believed the applicant should be present to answer questions. Councilmember Bolkcom asked if this could be tabled, and the applicant could be asked to attend the next meeting. Ms. Sonsalla replied that she did not believe there was a deadline for review of the application.

Mayor Lund commented that it would come down to whether the Council trusts that staff is completing the proper steps to ensure that the license would be issued to the proper party, such as the background check and zoning review. He stated that he would need additional reasoning on why the applicant should be present. He believed that the applicant would have attended if they felt it would have been necessary, as all requirements of the law have been met by the request.

Councilmember Evanson commented that he believes the location is too close to schools. Mayor Lund stated that he understands that, but the business is in the proper zoning, and it behooves the business owner to not sell to those that are underage. Councilmember Bolkcom stated that the matter could be tabled, and the applicant could be asked to attend to answer questions.

Motion made by Councilmember Evanson to postpone consideration of this item to the next Council meeting, or date when the applicant could attend to answer questions of the Council. Seconded by Councilmember Bolkcom.

Upon a voice vote, 3 ayes, 2 nays (Lund and Tillberry opposed), Mayor Lund declared the motion carried.

12. Resolution No. 2024-156, Approving Appointment to the Fridley Parks and Recreation Commission

Mayor Lund commented that there was an opening on the Parks and Recreation Commission for which three applicants were interviewed and one candidate was selected. He stated that Melissa Luna was chosen and has accepted the position.

Motion made by Mayor Lund to approve Resolution No. 2024-156, Approving Appointment to the Fridley Parks and Recreation Commission. Seconded by Councilmember Tillberry.

Upon a voice vote, all voting aye, Mayor Lund declared the motion carried unanimously.

Melissa Luna thanked the Council for the opportunity, noting that she is excited to be a part of the Commission.

Informal Status Reports

The Council commented on the successful Pumpkin Night in the Park event and thanked all the volunteers and staff that assisted with the event.

Councilmember Ostwald provided details on the event clean up that he participated in to remove the pumpkins from the trail. He noted that this is the last week of early voting for those that wish to do so.

Adjourn

Motion made by Councilmember Ostwald to adjourn. Seconded by Councilmember Evanson.

Upon a voice vote, all voting aye, Mayor Lund declared the motion carried unanimously and the meeting adjourned at 7:45 p.m.

Respectfully Submitted,

Melissa Moore City Clerk	Scott J. Lund Mayor

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Beth Kondrick, Deputy City Clerk

Title

Receive the Minutes from the City Council Conference Meeting of October 28, 2024

Background

Attached are the minutes from the City Council conference meeting of October 28, 2024.

Financial Impact

Recommendation

Receive the minutes from the City Council conference meeting of October 28, 2024.

Focus on Fridley Strategic Alignment

____ Vibrant Neighborhoods & Places
____ Community Identity & Relationship Building
____ Financial Stability & Commercial Prosperity
____ Public Safety & Environmental Stewardship
X Organizational Excellence

Attachments and Other Resources

- Minutes from the City Council Conference Meeting of October 28, 2024

Vision Statement

We believe Fridley will be a safe, vibrant, friendly and stable home for families and businesses.

City Council Conference Meeting

October 28, 2024
5:30 PM
Fridley City Hall, 7071 University Avenue NE

Minutes

Roll Call

Present: Mayor Scott Lund
Councilmember Dave Ostwald
Councilmember Ryan Evanson
Councilmember Ann Bolkcom
Councilmember Tom Tillberry

Others Present: Wally Wysopal, City Manager
Jim Kosluchar, Public Works Director/City Engineer
Scott Hickok, Community Development Director
Nic Schmidt, Project Manager
Mike Maher, Parks and Recreation Director
Joe Starks, Finance Director
Chris Bower, MnDOT

Items for Discussion

1. MnDOT Trunk Highway 47/University Avenue Update

Chris Bower from MnDOT provided a historical overview of the Corridor Study on Highway 47/University Avenue. The Corridor has a very high percentage of serious and fatal accidents with pedestrians and bicyclists. The traffic analysis of the various design options (do nothing, roundabouts, signals/grade separation) show that roundabouts provide the most efficient design for vehicles and pedestrians. Construction on this project would not begin until 2030 at the earliest. The project is dependent on finding grants for funding. MnDOT, Anoka County, Metro Transit and the City of Fridley will need to cooperate on the funding effort.

2. Commons Park Update

Jim Kosluchar provided an update on the design elements of the park and new building

3. 2025 Budget Discussion – Utility Budges/Rates

Joe Starks provided an update on the Utility funds as they relate to the Locke Park Water Treatment Plant.

4. Draft 2025 City Calendar

A draft of the 2025 City Calendar was given to the City Council for review. The calendar will be on the agenda for approval at the November 12, City Council Meeting.

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Scott Hickok, Community Development Director
Stacy Stromberg, Planning Manager
Rachel Workin, Environmental Planner

Title

Resolution No. 2024-159, Approving a Select Committee on Recycling and the Environment (SCORE) Grant Agreement with Anoka County for the Residential Recycling Program

Background

In 1989, the Minnesota Legislature adopted comprehensive waste reduction and recycling legislation based on the recommendations of the Governor's Select Committee on Recycling and the Environment (SCORE), which provides counties with a funding source to develop waste reduction, recycling, organics, and solid waste management programs. Each year, Anoka County distributes this funding to cities to help achieve solid waste management goals.

For 2025, Anoka County has awarded the City of Fridley (City) $108,335 in base funding plus an additional $20,000 in enhancement funding for a total of $128,335. This funding supplements the solid waste abatement charge collected through the City's utility bill and will be applied toward:

1) Recycling drop-off events
2) Education and outreach on recycling and organics recycling
3) Subsidy of the collection cost of the organics program to encourage higher levels of participation
4) Recycling containers for City parks
5) Financial offsets to purchase items made of compostable or higher recycling content
6) Staff costs

Financial Impact

The grant amount is included within the City's proposed 2025 budget as well as accounted for within the determination of the proposed Solid Waste Abatement Fund charge.

Recommendation

Staff recommend approval of Resolution 2024-159, Approving a SCORE Grant Agreement with Anoka County for the Residential Recycling Program.

Focus on Fridley Strategic Alignment

____ Vibrant Neighborhoods & Places
____ Financial Stability & Commercial Prosperity
____ Organizational Excellence
____ Community Identity & Relationship Building
X Public Safety & Environmental Stewardship

Vision Statement

We believe Fridley will be a safe, vibrant, friendly and stable home for families and businesses.

Attachments and Other Resources

- Resolution 2024-159
- SCORE Grant Agreement

Resolution No. 2024-159

Approving a SCORE Grant Agreement with Anoka County for the Residential Recycling Program

Whereas, the Anoka County Solid Waste Management Master Plan and the Minnesota Pollution Control Agency's Metropolitan Solid Waste Management Policy Plan establishes goals for solid waste management and recycling; and

Whereas, Anoka County receives Select Committee on Recycling and the Environment (SCORE) funds, Local Recycling Development Grant funds, and additional budgeted programs to support the achievement of these goals; and

Whereas, Anoka County distributes a portion of this funding to cities to develop and implement programs, practices, and methods in meeting these goals; and

Whereas, Anoka County has awarded $128,335 to the City of Fridley for 2025 to support its residential recycling program.

Now, therefore be it resolved, that the City Council of the City of Fridley hereby authorizes the execution of the SCORE Grant Agreement from Anoka County.

Passed and adopted by the City Council of the City of Fridley this 12th day of November, 2024.

____
Scott J. Lund – Mayor

Attest:

____
Melissa Moore – City Clerk

Anoka County Contract # C0011015

2025 AGREEMENT FOR RESIDENTIAL RECYCLING PROGRAM

THIS AGREEMENT made and entered into on the 1st day of January 2025, notwithstanding the date of the signatures of the parties, between the COUNTY OF ANOKA, State of Minnesota, hereinafter referred to as the "COUNTY", and the CITY OF FRIDLEY, hereinafter referred to as the "MUNICIPALITY".

WITNESSETH:

WHEREAS, the County will receive funding from the State of Minnesota pursuant to Minn. Stat. § 115A.557, the Select Committee on Recycling and the Environment (hereinafter "SCORE funds") during 2025 which must be used to encourage and improve recycling and a portion must be specifically directed to recycling source -separated compostable materials; and

WHEREAS, the County will also receive funding pursuant to Minn. Stat. § 473.8441, Local Recycling Development Grants (hereinafter "LRDG funds") during 2025; and

WHEREAS, the County also has additional budgeted program funding available to supplement SCORE and LRDG funds for solid waste recycling programs, so that the available amount for the Residential Recycling Program is $1,620,370.50; and

WHEREAS, the County Solid Waste Management Master Plan 2018 (Master Plan 2018) and the Minnesota Pollution Control Agency (hereinafter "MPCA") Metropolitan Solid Waste Management Policy Plan 2016-2036 state that MSW generated in the County that is not reused, recycled, or composted, will be processed to the extent that processing capacity is available; and

WHEREAS, the Master Plan 2018 was developed with the participation of a representative from the Municipality staff, and the Municipality is required to develop and implement programs, practices, or methods designed to meet waste abatement goals by Minn. Stat. § 115A.551, Subd 2a. (b).; and

WHEREAS, the County wishes to assist the Municipality in meeting recycling goals established by Anoka County by providing said SCORE, LRDG, and County budgeted program funds to cities and townships in the County for solid waste recycling programs.

NOW, THEREFORE, in consideration of the mutual covenants and promises contained in this Agreement, the parties mutually agree to the following terms and conditions:

1. **PURPOSE AND CONTRACT DOCUMENTS.** The purpose of this Agreement is to provide for cooperation between the County and the Municipality to implement solid waste recycling programs in the Municipality which will help the County and member municipalities meet the goals set in the current Anoka County Solid Waste Management Master Plan. The County and the Municipality agree that the information provided in the recitals above is to be incorporated into the purpose of this agreement.

   The Anoka County Municipal Waste Abatement Grant Program (hereinafter "Grant Program") Contract Documents include: the **Anoka County Municipal Waste**

Abatement Grant Funding Application submitted by the Municipality for the current contract year, and the **Grant Funding Award** issued by Anoka County for the current contract year. These documents are incorporated into this agreement by reference and are components of the entire contract package. The order of precedence of these documents in the event of inconsistency or ambiguity shall be resolved in the following order: 1) this **Agreement for Residential Recycling Program;** 2) **Grant Funding Award**; and 3) **Anoka County Municipal Waste Abatement Grant Funding Application.**

2. **TERM.** The term of this Agreement is from January 1, 2025, through December 31, 2025, unless earlier terminated as provided herein.

3. **DEFINITIONS.** Defined terms contained in this Agreement and all the attachments are found in Minn. Stat. § 115A.03; 115A.471; and 115A.552. The use of capitalization for defined terms has no special effect. Additionally:

   a. “Full-Service Recycling Drop-off Center” means centralized permanent drop-off center that is open at least two times a week and accepts at least four types of materials beyond traditional curbside recyclables, i.e.: mattresses, appliances, scrap metal, furniture, source-separated compostable materials, electronics, etc.

   b. “Multi-family dwellings” means households within apartment complexes, condominiums, townhomes, mobile homes, and senior housing complexes.

   c. “Community Partner” means community festivals which appear to the public to be supported and run by the Municipality but in fact are sponsored or co-sponsored by a municipality or an independent non-profit 501c (3) organization, for example: the Anoka Halloween Parade.

4. **ELIGIBILITY FOR FUNDS.** Per Minn. Stat. § 115A.557, Subd. 1, funding eligibility is based primarily on population, with a minimum funding floor. For 2025, the County has determined that funding will be determined by the Grant Program funding application. The Municipality is entitled to receive reimbursement for eligible expenses, less revenues or other reimbursement received, for eligible activities up to the project maximum, which shall not exceed $128,335.00. The Municipality shall be provided documentation of the funding award determination and rationale as indicated by the approved 2025 Grant Program Funding Application.

   The County reserves the right to assess reimbursement reporting status for each municipality mid-year and recommend funding adjustments as determined by the County Program Specialist managing the Grant Program.

   The County also reserves the right to withdraw reimbursement of approved expenses if the requirements noted in section 6. of this contract are not met.

   The County also reserves the ability to assess the programs and reallocate unused SCORE and/or, LRDG funds mid-year if any participating municipality demonstrates the need for the funding and funds are available. The Municipality shall be provided documentation of the Grant Program funding award determination and rationale as indicated by the 2025 Grant Program Funding Award.

5. **PROGRAM.** The Municipality shall develop and implement a residential solid waste recycling program adequate to meet the Municipality's annual recycling goal of 3,006 tons of recyclable and source-separated compostable materials as established by the County. The Municipality shall ensure that the recyclable materials collected are delivered to processors or end markets for recycling or composting.

a. The Municipal recycling program shall include the following components:

i. Per Minn. Stat. § 115A.552, each household (including both single and Multi-family dwellings) in the Municipality shall have the Opportunity to Recycle at least four broad types of materials, including but not limited to, paper (including cardboard/paperboard cartons), glass, plastic, and metal.

ii. The recycling (including any organics) program shall be operated in compliance with all applicable federal, state, and local laws, ordinances, rules, and regulations.

iii. The Municipality shall implement a public information program that contains at least one of the following components:

(1) One promotional mailing to each household focused exclusively on the Municipality's recycling and source-separated compostable materials program;

(2) One promotional advertisement detailing recycling and source-separated compostable materials opportunities available for residents included in the Municipality's newsletter or local newspaper; or

(3) Two community outreach activities at Municipal or Community Partner events to inform residents about recycling and source-separated compostable materials opportunities.

iv. The public information components listed above shall focus on all recyclable materials and the various opportunities to recycle and compost source-separated compostable materials within the Municipality. The Municipality shall incorporate County/regional/State campaigns and images and use the toolkits provided by the County when preparing promotional materials. The Municipality, on an ongoing basis, shall identify new residents and provide detailed information on the recycling opportunities available to these new residents. The County shall work with the Municipality on promotional materials to coordinate messages. The Municipality shall provide promotional materials to the County for review prior to publication to ensure accuracy.

v. The Municipality shall offer a minimum of one spring or fall recycling drop-off event where items not normally accepted at the curb are collected for recycling. If the Municipality is hosting a monthly drop-off as described below, the spring/fall recycling drop-off events may be included within that program.

b. The Municipality is encouraged to expand its recycling program to include one or more of the following components in order to receive additional funding.

i. Organize monthly/quarterly recycling drop-off events which can be held in conjunction with a neighboring municipality(ies) on a cooperative basis for the citizens of both/all municipalities.

ii. Provide a community event recycling program, which at a minimum would consist of providing recycling opportunities at all Municipal sponsored or Community Partner events and festivals as required by Minn. Stat. § 115A.151. The feasibility of adding source-separated compostable material collection at the event will be explored, and if feasible, implemented as an enhancement to the waste abatement program.

iii. Provide the opportunity for citizens to engage in recycling activities at Municipal and Community Partner facilities as required by Minn. Stat. § 115A.151 such as athletic fields and public centers.

iv. Organize and manage a Full-Service Recycling Drop-off Center.

v. Implement enhanced recycling promotion and assistance for Multi-family dwellings.

vi. Develop additional opportunities for source-separated compostable materials collection.

vii. Develop and implement additional opportunities to recycle bulky and problem materials (e.g., appliances, batteries, electronics, fluorescent lamps, mattresses, oil, scrap metal, etc.) from residents on an on-going basis either curbside or at a drop-off.

c. If the Municipality's recycling program did not achieve the Municipality's recycling goals as established by the County for the prior calendar year, the Municipality shall work with the County to prepare a plan to achieve the recycling goals set forth in this Agreement.

d. The Municipality's recycling program shall be limited to residential programming for funding reimbursements under this Agreement. The County will not reimburse business recycling programming or household hazardous waste programming by the Municipality. Any inquiries or requests regarding these topics should be sent to the County for response.

e. In addition to the above requirements designed to increase residential recycling opportunities, the Municipality shall provide recycling opportunities in all municipal buildings including but not limited to, city offices, public meeting rooms and parks, as required by Minn. Stat. § 115A.151.

f. If the Municipality requests reimbursement for park/public entity recycling/organics/trash waste systems/containers, the Municipality needs to work with the County before an order is placed to make sure the containers are consistent with the requirements set forth by the County for colors e.g. (blue for recycling, green for organics and gray or black for trash), openings and labels.

g. Pursuant to Minn. Stat. §§ 115A. 46, 115A.471 and 473.848, all waste generated by municipal government activities (including city/town halls, public works and public safety buildings, parks, and libraries, and for municipalities that arrange for waste services on behalf of their residents (organized collection)) shall be delivered to a waste processing plant for disposal as long as capacity is available. Failure to comply with this provision shall constitute a breach of this Agreement resulting in the loss of all Grant Funding unless, pursuant to statute, the Municipality has conferred with the County and developed a plan to comply within a reasonable period of time.

6. **REPORTING.** The Municipality shall submit the following forms via Re-TRAC: application, reimbursement, and tonnage report forms to the County on the schedule noted below:

a. June 2, 2025 – Deadline for submitting via Re-TRAC the 2026 Anoka County Municipal Waste Abatement Grant Funding Application and all required attachments

b. July 11, 2025 – Deadline for submitting via Re-TRAC the 2025 January – June Anoka County Municipal Reimbursement Report Form and all required attachments

c. July 31, 2025 – Deadline for submitting via Re-TRAC the 2025 January – June Anoka County Municipal Tonnage Report Form and all required attachments

d. November 14, 2025 – Deadline for submitting via DocuSign the signed 2026 Agreement for Residential Recycling Program

e. January 9, 2026 – Deadline for submitting via Re-TRAC the 2025 July – December Anoka County Municipal Reimbursement Report Form and all required attachments

f. January 30, 2026 – Deadline for submitting via Re-TRAC the 2025 July – December Anoka County Municipal Tonnage Report Form and all required attachments

g. For the Anoka County **Municipal Waste Abatement Grant Funding Application**, **using set categories in Re-TRAC,** the:
- Municipality is required to follow application instructions
- Municipality must refer to list of eligible expenses when completing the application
- Municipality is required to upload in Re-TRAC a complete and accurate 2025 Staffing Metric and Drop-off Calculator
- Municipality is required to upload in Re-TRAC a complete and accurate .pdf file of up-to-date promotions listing collection opportunities at curbside, permanent drop-off centers or other special events

h. For the Anoka County **Municipal Reimbursement Report Form**, **using set categories in Re-TRAC,** the:
- Municipality is required to follow reimbursement form instructions

- Municipality must refer to list of eligible expenses when completing the reimbursement form
- If the Municipality is being audited, the Municipality must provide a full accounting of the expenses incurred that have been approved in the 2025 Municipal Waste Abatement Grant Funding Application
- Municipality is required to upload in Re-TRAC a complete and accurate Reimbursement Worksheet which matches the amounts entered in the associated sections in the Re-TRAC Reimbursement Report Form
- Information regarding any revenue received from sources other than the County, for the Municipality's recycling and source-separated organics programs, i.e., revenue taken in from the sale of recyclables and fees collected from residents, shall be reported
- Copies of all promotional materials that have been prepared by the Municipality during each reporting period shall be uploaded in the Re-TRAC Reimbursement Report Form

i. For the **Municipal Tonnage Report Form, using set categories in Re-TRAC,** the:

- Municipality is required to follow tonnage report form instructions
- Municipality shall keep detailed records documenting the disposition of all recyclable materials collected pursuant to this Agreement
- When calculating <u>all</u> tonnage categories, weight slips from haulers and end markets are required. If weight slips cannot be obtained, written documentation of the quantity and type of material being reused, recycled, or composted must be provided
- Using quantity and type of material, the Municipality shall use the conversion factors provided by the County to determine the tonnage
- If County conversion factors do not apply to any given materials, a description of the methodology used for calculations must be provided to the County
- If the Municipality is being audited, the Municipality must provide a full accounting of the amount of waste which has been reused, recycled, and composted due to the Municipality's activities and the efforts of other community programs, redemption centers and drop-off centers
- Municipality is required to upload in Re-TRAC a complete and accurate Tonnage Worksheet which matches the amounts entered in the associated sections in the Re-TRAC Tonnage Report Form
- For waste abatement programs run by other persons or entities, the Municipality shall provide documentation of materials recycled by the Municipality's residents through these other programs

j. The Municipality agrees to support County efforts in obtaining hauler reports by ensuring compliance through ordinance, contract or license requirements and the ability to exercise punitive actions, if needed.

k. The Municipality agrees to furnish the County with additional reports in form and at frequencies requested by the County for financial evaluation, program management purposes, and reporting to the State of Minnesota.

7. **REIMBURSEMENT PAYMENT PROCEDURE.** Approved grant reimbursement payments shall be paid in accordance with standard County procedures, subject to the approval of the Anoka County Board of Commissioners. Payments will not be made until the set contract deadlines are met.

8. **PUBLICATIONS.** The Municipality shall acknowledge the financial assistance of Anoka County on all promotional materials, reports and publications relating to the activities funded under this Agreement, by including the following acknowledgement: "Funded by the Anoka County Board of Commissioners and State SCORE funds." The Municipality shall provide to the County copies of all promotional materials funded by this grant.

   The County shall provide to the Municipalities printed public information pieces about County programs and topics developed by the Recycling Education Committee (REC). The Municipality shall not modify County provided publications and promotional materials.

   Information about all County programs and drop-off sites that a Municipality plans to publish in a Municipal communication, printed, electronic, or on social media platforms shall be provided to the County for review and approved by the County prior to publication. This includes all information related to County waste prevention, reduction, recycling programs, County household hazardous waste operations and the County compost sites.

   To ensure content accuracy and message consistency throughout the region, any technical information about waste prevention, reduction, recycling, composting and household hazardous waste should be provided to the County for review, before it is printed, to verify that it is correct information for Anoka County. Information copied from the Internet may not be accurate for the twin cities metro area.

9. **INDEMNIFICATION.** The County agrees to indemnify, defend, and hold the Municipality harmless from all claims, demands, and causes of action of any kind or character, including the cost of defense thereof, resulting from the acts or omissions of its public officials, officers, agents, employees, and contractors relating to activities performed by the County under this Agreement.

   The Municipality agrees to indemnify, defend, and hold the County harmless from all claims, demands, and causes of action of any kind or character, including the cost of defense thereof, resulting from the acts or omissions of its public officials, officers, agents, employees, and contractors relating to activities performed by the Municipality under this Agreement.

   The provisions of this subdivision shall survive the termination or expiration of the term of this Agreement.

10. **GENERAL PROVISIONS.**

    a. In performing the provisions of this Agreement, both parties agree to comply with all applicable federal, state, or local laws, ordinances, rules, regulations, or standards established by any agency or special governmental unit which are now or hereafter promulgated insofar as they relate to performance of the provisions of this Agreement. In addition, the Municipality shall comply with all applicable requirements of the State of Minnesota for the use of SCORE funds provided to the Municipality by the County under this Agreement. The Municipality shall also comply with all relevant portions of the current Anoka County Solid Waste Management Master Plan and shall participate in the preparation of the successor Master Plans.

b. If the Municipality utilizes the services of a subcontractor for purposes of meeting requirements herein, the Municipality shall be responsible for the performance of all such subcontracts and shall ensure that the subcontractors perform fully the terms of the subcontract. The agreement between the Municipality and a subcontractor shall obligate the subcontractor to comply fully with the terms of this Agreement.

c. It is understood and agreed that the entire agreement is contained herein, and that this Agreement supersedes all oral and written agreements and negotiations between the parties relating to the subject matter hereof.

d. Any amendments, alterations, variations, modifications, or waivers of this Agreement shall be valid only when they have been reduced to writing, duly signed by the parties.

e. The provisions of this Agreement are severable. If any paragraph, section, subdivision, sentence, clause, or phrase of this Agreement is for any reason held to be contrary to law, such decision shall not affect the remaining portion of this Agreement.

f. Nothing in this Agreement shall be construed as creating the relationship of co-partners, joint venturers, or an association between the County and the Municipality, nor shall the Municipality, its employees, agents, or representatives be considered employees, agents, or representatives of the County for any purpose.

g. The Municipality shall maintain financial and other records and accounts in accordance with requirements of the County and the State of Minnesota. The Municipality shall maintain strict accountability of all funds and maintain records of all receipts and disbursements. Such records and accounts shall be maintained in a form which will permit the tracing of funds and program income to final expenditure. The Municipality shall maintain records sufficient to reflect that all funds received under this Agreement were expended in accordance with Minn. Stat. § 115A.557, Subd. 2, for residential solid waste recycling purposes. The Municipality shall also maintain records of the quantities of materials recycled. All records and accounts shall be retained as provided by law, but in no event for a period of less than five years from the last receipt of payment from the County pursuant to this Agreement.

h. Pursuant to Minn. Stat. § 16C.05, the Municipality shall allow the County or other persons or agencies authorized by the County, and the State of Minnesota, including the Legislative Auditor or the State Auditor, access to the records of the

Municipality at reasonable hours, including all books, records, documents, and accounting procedures and practices of the Municipality relevant to the subject matter of the Agreement, for purposes of audit. In addition, the County shall have access to the project site(s), if any, at reasonable hours.

i. The County reserves the right to withdraw reimbursement of approved expenses if the Municipality does not comply with state law or the County's Solid Waste Ordinance.

11. **TERMINATION.** This Agreement may be terminated by mutual written agreement of the parties or by either party, with or without cause, by giving not less than seven (7) days' written notice, delivered by mail or in person to the other party, specifying the date of termination. If this Agreement is terminated, assets acquired in whole or in part with funds provided under this Agreement shall be the property of the Municipality so long as said assets are used by the Municipality for the purpose of a landfill abatement program approved by the County.

IN WITNESS WHEREOF, the parties hereunto set their hands.

CITY OF FRIDLEY

By: ______________________________
Wally Wysopal
City Manager

Date: ______________________________

COUNTY OF ANOKA

By: ______________________________
Jim Dickinson
County Administrator

Date: ______________________________

Approved as to form and legality:

By: ______________________________
Kurt Deile
Assistant County Attorney

Date: ______________________________

Attachment A

Minnesota Statutes Referenced in Agreement for Residential Recycling Program

Chapter 115A WASTE MANAGEMENT

Minn. Stat. §115A.03 Definitions

Subdivision 1. **Applicability.**

For the purposes of this chapter, the terms defined in this section have the meanings given them, unless the context requires otherwise.

Subd. 2. **Agency.**

"Agency" means the Pollution Control Agency.

Subd. 3.

[Repealed, 1989 c 335 art 1 s 270]

Subd. 3a. **Arrange for management.**

"Arrange for management" means an activity undertaken by a person that determines the ultimate disposition of solid waste that is under the control of the person, including delivery of the waste to a transfer station for transport to another solid waste management facility. Knowledge of the destination of waste by a generator is by itself insufficient for arranging for management unless the generator knows that the destination is an environmentally inferior facility as defined in this section, has the ability to redirect the waste to an environmentally superior facility and ensure its delivery to that facility, and chooses not to redirect the waste.

Subd. 4. **Cities.**

"Cities" means statutory and home rule charter cities and towns authorized to plan under sections 462.351 to 462.364.

Subd. 5. **Collection.**

"Collection" means the aggregation of waste from the place at which it is generated and includes all activities up to the time the waste is delivered to a waste facility.

Subd. 6. **Commercial waste facility.**

"Commercial waste facility" means a waste facility established and permitted to sell waste processing or disposal services to generators other than the owner and operator of the facility.

Subd. 6a. **Commissioner.**

"Commissioner" means the commissioner of the Pollution Control Agency.

Subd. 7. **Construction debris.**

"Construction debris" means waste building materials, packaging, and rubble resulting from construction, remodeling, repair, and demolition of buildings and roads.

Subd. 7a. **Containment.**

"Containment" means isolating, controlling, and monitoring waste in a waste facility in order to prevent a release of waste from the facility that would have an adverse impact upon human health and the environment.

Subd. 8. **Development region.**

"Development region" means a region designated pursuant to sections 462.381 to 462.397.

Subd. 8a.

[Repealed, 1Sp2005 c 1 art 2 s 162]

Subd. 9. **Disposal or dispose.**

"Disposal" or "dispose" means the discharge, deposit, injection, dumping, spilling, leaking, or placing of any waste into or on any land or water so that the waste or any constituent thereof may enter the environment or be emitted into the air, or discharged into any waters, including groundwaters.

Subd. 10. **Disposal facility.**

"Disposal facility" means a waste facility permitted by the agency that is designed or operated for the purpose of disposing of waste on or in the land, together with any appurtenant facilities needed to process waste for disposal or transfer to another waste facility.

Subd. 10a. **Environmentally inferior.**

"Environmentally inferior" means a solid waste management method that is lower on the list of preferred waste management methods in section 115A.02 than a solid waste management method chosen by a county or, as applied to a facility, means a waste management facility that utilizes a waste management method that is lower on the list of preferred waste management methods than the waste management method chosen by a county. In addition, as applied to disposal facilities, a facility that does not meet the standards for new facilities in Code of Federal Regulations, title 40, chapters 257 and 258, is environmentally inferior to a facility that does meet these standards.

Subd. 11. **Generation.**

"Generation" means the act or process of producing waste.

Subd. 12. **Generator.**

"Generator" means any person who generates waste.

Subd. 13. **Hazardous waste.**

"Hazardous waste" has the meaning given it in section 116.06, subdivision 11.

Subd. 13a. **Industrial waste.**

"Industrial waste" means solid waste resulting from an industrial, manufacturing, service, or commercial activity that is managed as a separate waste stream.

Subd. 14. **Intrinsic hazard.**

"Intrinsic hazard" of a waste means the propensity of the waste to migrate in the environment, and thereby to become exposed to the public, and the significance of the harm or damage likely to result from exposure of natural resources or the public to the waste, as a result of such inherent or induced attributes of the waste as its chemical and physical stability, solubility, bioconcentratability, toxicity, flammability, and corrosivity.

Subd. 15. **Intrinsic suitability.**

(a) "Intrinsic suitability" of a land area or site means that, based on existing data on the inherent and natural attributes, physical features, and location of the land area or site, there is no known reason why the waste facility proposed to be located in the area or site cannot reasonably be expected to qualify for permits in accordance with agency rules. Agency certification of intrinsic suitability shall be based on data submitted to the agency by the proposing entity and data included by the administrative law judge in the record of any public hearing on recommended certification, and applied against criteria in agency rules and any additional criteria developed by the agency in effect at the time the proposing entity submits the site for certification.

(b) In the event that all candidate sites selected by the board before May 3, 1984, are eliminated from further consideration and a new search for candidate sites is commenced, "intrinsic suitability" of a land area or site shall mean that, because of the inherent and natural attributes, physical features, and location of the land area or site, the waste facility proposed to be located in the area or site would not be likely to result in material harm to the public health and safety and natural resources and that therefore the proposed facility can reasonably be expected to qualify for permits in accordance with agency rules.

Subd. 16.

[Repealed, 1997 c 7 art 1 s 26]

Subd. 17. **Local government unit.**

"Local government unit" means cities, towns, and counties.

Subd. 17a. **Major appliances.**

"Major appliances" means clothes washers and dryers, dishwashers, hot water heaters, heat pumps, furnaces, garbage disposals, trash compactors, conventional and microwave ovens, ranges and stoves, air conditioners, dehumidifiers, refrigerators, and freezers.

Subd. 18. **Metropolitan area.**

"Metropolitan area" has the meaning given it in section 473.121.

Subd. 19. **Metropolitan Council.**

"Metropolitan Council" means the council established in chapter 473.

Subd. 20.
[Repealed, 1994 c 628 art 3 s 209]

Subd. 21. **Mixed municipal solid waste.**
(a) "Mixed municipal solid waste" means garbage, refuse, and other solid waste from residential, commercial, industrial, and community activities that the generator of the waste aggregates for collection, except as provided in paragraph (b).

(b) Mixed municipal solid waste does not include auto hulks, street sweepings, ash, construction debris, mining waste, sludges, tree and agricultural wastes, tires, lead acid batteries, motor and vehicle fluids and filters, and other materials collected, processed, and disposed of as separate waste streams.

Subd. 22. **Natural resources.**
"Natural resources" has the meaning given it in chapter 116B.

Subd. 22a.
[Repealed, 1Sp2005 c 1 art 2 s 162]

Subd. 22b. **Packaging.**
"Packaging" means a container and any appurtenant material that provide a means of transporting, marketing, protecting, or handling a product. "Packaging" includes pallets and packing such as blocking, bracing, cushioning, weatherproofing, strapping, coatings, closures, inks, dyes, pigments, and labels.

Subd. 23. **Person.**
"Person" has the meaning given it in section 116.06, but does not include the Pollution Control Agency.

Subd. 24. **Political subdivision.**
"Political subdivision" means any municipal corporation, governmental subdivision of the state, local government unit, special district, or local or regional board, commission, or authority authorized by law to plan or provide for waste management.

Subd. 24a. **Problem material.**
"Problem material" means a material that, when it is processed or disposed of with mixed municipal solid waste, contributes to one or more of the following results:

(1) the release of a hazardous substance, or pollutant or contaminant, as defined in section 115B.02, subdivisions 8, 13, and 15;

(2) pollution of water as defined in section 115.01, subdivision 13;

(3) air pollution as defined in section 116.06, subdivision 4; or

(4) a significant threat to the safe or efficient operation of a solid waste facility.

Subd. 24b. **Postconsumer material.**

"Postconsumer material" means a finished material that would normally be discarded as a solid waste having completed its life cycle as a consumer item.

Subd. 24d. **Prepared sewage sludge.**

"Prepared sewage sludge" means exceptional quality sewage sludge, as defined in Minnesota Rules, part 7041.0100, subpart 20, applied to a lawn or home garden and sold or given away in a bag or other container that:

(1) meets low limits on metal concentrations;

(2) has been treated to ensure pathogens, pollutants, and vectors that can transport disease have been carefully managed; and

(3) is labeled with the nutrient content.’

Subd. 25. **Processing.**

"Processing" means the treatment of waste after collection and before disposal. Processing includes but is not limited to reduction, storage, separation, exchange, resource recovery, physical, chemical, or biological modification, and transfer from one waste facility to another.

Subd. 25a. **Recyclable materials.**

"Recyclable materials" means materials that are separated from mixed municipal solid waste for the purpose of recycling or composting, including paper, glass, plastics, metals, automobile oil, batteries, source-separated compostable materials, and sole source food waste streams that are managed through biodegradative processes. Refuse-derived fuel or other material that is destroyed by incineration is not a recyclable material.

Subd. 25b. **Recycling.**

"Recycling" means the process of collecting and preparing recyclable materials and reusing the materials in their original form or using them in manufacturing processes that do not cause the destruction of recyclable materials in a manner that precludes further use.

Subd. 25c. **Recycling facility.**

"Recycling facility" means a facility at which materials are prepared for reuse in their original form or for use in manufacturing processes that do not cause the destruction of the materials in a manner that precludes further use.

Subd. 25d. **Refuse-derived fuel.**

"Refuse-derived fuel" means a product resulting from the processing of mixed municipal solid waste in a manner that reduces the quantity of noncombustible material present in the waste, reduces the size of waste components through shredding or other mechanical means, and produces a fuel suitable for combustion in existing or new solid fuel-fired boilers.

Subd. 26. **Regional development commission.**

"Regional development commission" means a commission established pursuant to sections 462.381 to 462.397.

Subd. 26a. **Resource conservation.**

"Resource conservation" means the reduction in the use of water, energy, and raw materials.

Subd. 27. **Resource recovery.**

"Resource recovery" means the reclamation for sale, use, or reuse of materials, substances, energy, or other products contained within or derived from waste.

Subd. 28. **Resource recovery facility.**

"Resource recovery facility" means a waste facility established and used primarily for resource recovery, including related and appurtenant facilities such as transmission facilities and transfer stations primarily serving the resource recovery facility.

Subd. 28a. **Retrievable storage.**

"Retrievable storage" means a method of disposal whereby wastes are placed in a facility established pursuant to sections 115A.18 to 115A.30 for an indeterminate period in a manner designed to allow the removal of the waste at a later time.

Subd. 28b. **Sanitary district.**

"Sanitary district" means a sanitary district with the authority to regulate solid waste.

Subd. 29. **Sewage sludge.**

"Sewage sludge" means solid, semisolid, or liquid residue generated during the treatment of domestic sewage in a treatment works. It includes, but is not limited to, scum or solids removed in primary, secondary, or advanced wastewater treatment processes and a material derived from sewage sludge. Sewage sludge does not include ash generated during the firing of sewage sludge in a sewage sludge incinerator or grit and screenings generated during preliminary treatment of domestic sewage in a treatment works. Sewage sludge that is acceptable and beneficial for recycling on land as a soil conditioner and nutrient source is also known as biosolids.

Subd. 30. **Sewage sludge disposal facility.**

"Sewage sludge disposal facility" means property owned or leased by a political subdivision and used for interim or final disposal or land spreading of sewage sludge.

Subd. 31. **Solid waste.**

"Solid waste" has the meaning given it in section 116.06, subdivision 22.

Subd. 32. **Solid waste management district or waste district.**

"Solid waste management district" or "waste district" means a geographic area extending into two or more counties in which the management of solid waste is vested in a special district established pursuant to sections 115A.62 to 115A.72.

Subd. 32a.
MS 1994 [Renumbered subd 32c]

Subd. 32a.**Source-separated compostable materials.**
"Source-separated compostable materials" means materials that:

(1) are separated at the source by waste generators for the purpose of preparing them for use as compost;

(2) are collected separately from mixed municipal solid waste, and are governed by the licensing provisions of section 115A.93;

(3) are comprised of food wastes, fish and animal waste, plant materials, diapers, sanitary products, and paper that is not recyclable because the commissioner has determined that no other person is willing to accept the paper for recycling;

(4) are delivered to a facility to undergo controlled microbial degradation to yield a humus-like product meeting the agency's class I or class II, or equivalent, compost standards and where process rejects do not exceed 15 percent by weight of the total material delivered to the facility; and

(5) may be delivered to a transfer station, mixed municipal solid waste processing facility, or recycling facility only for the purposes of composting or transfer to a composting facility, unless the commissioner determines that no other person is willing to accept the materials.

Subd. 32b.
MS 1994 [Renumbered subd 32d]

Subd. 32b. **Source-separated recyclable materials.**
"Source-separated recyclable materials" means recyclable materials, including commingled recyclable materials, that are separated by the generator.

Subd. 32c. **Stabilization.**
"Stabilization" means a chemical or thermal process in which materials or energy are added to waste in order to reduce the possibility of migration of any hazardous constituents of the resulting stabilized waste in preparation for placement of the waste in a stabilization and containment facility.

Subd. 32d. **Stabilization and containment facility.**
"Stabilization and containment facility" means a waste facility that is designed for stabilization and containment of waste, together with other appurtenant facilities needed to process waste for stabilization, containment, or transfer to another facility.

Subd. 33. **Transfer station.**
"Transfer station" means an intermediate waste facility in which waste collected from any source is temporarily deposited to await transportation to another waste facility.

Subd. 34. **Waste.**
"Waste" means solid waste, sewage sludge, and hazardous waste.

Subd. 35. **Waste facility.**

"Waste facility" means all property, real or personal, including negative and positive easements and water and air rights, which is or may be needed or useful for the processing or disposal of waste, except property for the collection of the waste and property used primarily for the manufacture of scrap metal or paper. Waste facility includes but is not limited to transfer stations, processing facilities, and disposal sites and facilities.

Subd. 36. **Waste management.**

"Waste management" means activities which are intended to affect or control the generation of waste and activities which provide for or control the collection, processing and disposal of waste.

Subd. 36a. **Waste management method chosen by a county.**

"Waste management method chosen by a county" means:

(1) a waste management method that is mandated for waste generated in the county by section 115A.415, 473.848, 473.849, or other state law, or by county ordinance based on the county solid waste management plan developed, adopted, and approved under section 115A.46 or 458D.05 or the county solid waste management master plan developed, adopted, and approved under section 473.803; or

(2) a waste management facility or facilities, developed under the county solid waste management plan or master plan, to which solid waste generated in a county is directed by an ordinance developed, adopted, and approved under sections 115A.80 to 115A.893.

Subd. 36b. **Waste reduction or source reduction.**

"Waste reduction" or "source reduction" means an activity that prevents generation of waste or the inclusion of toxic materials in waste, including:

(1) reusing a product in its original form;

(2) increasing the life span of a product;

(3) reducing material or the toxicity of material used in production or packaging; or

(4) changing procurement, consumption, or waste generation habits to result in smaller quantities or lower toxicity of waste generated.

Subd. 37. **Waste rendered nonhazardous.**

"Waste rendered nonhazardous" means (1) waste excluded from regulation as a hazardous waste under the delisting requirements of United States Code, title 42, section 6921 and any federal and state delisting rules, and (2) other nonhazardous residual waste from the processing of hazardous waste.

Subd. 38. **Yard waste.**

"Yard waste" means garden wastes, leaves, lawn cuttings, weeds, shrub and tree waste, and prunings.

History:

1980 c 564 art 1 s 3; 1981 c 352 s 1,2; 1983 c 373 s 5,6; 1984 c 640 s 32; 1984 c 644 s 1,2; 1985 c 274 s 1-3; 1986 c 425 s 12-17; 1987 c 348 s 1,2; 1988 c 524 s 1; 1988 c 685 s 3,4,21; 1989 c 325 s 3; 1989 c 335 art 1 s 128,129,269; 1Sp1989 c 1 art 18 s 3; art 20 s 1,2; 1991 c 303 s 1; 1991 c 337 s 6,7,44; 1992 c 593 art 1 s 5-7,28; 1993 c 249 s

7,8,61; 1994 c 548 s 1; 1994 c 585 s 3; 1994 c 639 art 5 s 3; 1995 c 220 s 96; 1995 c 247 art 1 s 66; 1996 c 470 s 2-5; 1Sp2005 c 1 art 2 s 161; 2008 c 357 s 32,33; 2011 c 107 s 81; 2014 c 248 s 14; 1Sp2015 c 4 art 4 s 104,105

Minn. Stat. § 115A.151 RECYCLING REQUIREMENTS; PUBLIC ENTITIES; COMMERCIAL BUILDINGS; SPORTS FACILITIES.

(a) A public entity, the owner of a sports facility, and an owner of a commercial building shall:

(1) ensure that facilities under its control, from which mixed municipal solid waste is collected, also collect at least three recyclable materials, such as, but not limited to, paper, glass, plastic, and metal; and

(2) transfer all recyclable materials collected to a recycler.

(b) For the purposes of this section:

(1) "public entity" means the state, an office, agency, or institution of the state, the Metropolitan Council, a metropolitan agency, the Metropolitan Mosquito Control Commission, the legislature, the courts, a county, a statutory or home rule charter city, a town, a school district, a special taxing district, or any entity that receives an appropriation from the state for a capital improvement project after August 1, 2002;

(2) "metropolitan agency" and "Metropolitan Council" have the meanings given them in section 473.121;

(3) "Metropolitan Mosquito Control Commission" means the commission created in section 473.702;

(4) "commercial building" means a building that:

(i) is located in a metropolitan county, as defined in section 473.121;

(ii) contains a business classified in sectors 42 to 81 under the North American Industrial Classification System; and

(iii) contracts for four cubic yards or more per week of solid waste collection; and

(5) "sports facility" means a professional or collegiate sports facility at which competitions take place before a public audience.

History: *1Sp1989 c 1 art 18 s 9; 1991 c 337 s 12; 1996 c 457 s 10; 2002 c 312 s 2; 2014 c 225 s 4; 2014 c 312 art 13 s 24*

Minn. Stat. §115A.46 REGIONAL AND LOCAL SOLID WASTE MANAGEMENT PLAN; REQUIREMENTS.

Subdivision 1.**General.**

(a) Plans shall address the state policies and purposes expressed in section 115A.02 and may not be inconsistent with state law.

(b) Plans for the location, establishment, operation, maintenance, and postclosure use of facilities and facility sites, for ordinances, and for licensing, permit, and enforcement activities shall be consistent with the rules adopted by the agency pursuant to chapter 116.

(c) Plans shall address:

(1) the resolution of conflicting, duplicative, or overlapping local management efforts;

(2) the establishment of joint powers management programs or waste management districts where appropriate; and

(3) other matters as the rules of the agency may require consistent with the purposes of sections 115A.42 to 115A.46.

(d) Political subdivisions preparing plans under sections 115A.42 to 115A.46 shall consult with persons presently providing solid waste collection, processing, and disposal services.

(e) Plans must be submitted to the commissioner for approval. When a county board is ready to have a final plan approved, the county board shall submit a resolution requesting review and approval by the commissioner. After receiving the resolution, the commissioner shall notify the county within 45 days whether the plan as submitted is complete and, if not complete, the specific items that need to be submitted to make the plan complete. Within 90 days after a complete plan has been submitted, the commissioner shall approve or disapprove the plan. If the plan is disapproved, reasons for the disapproval must be provided.

(f) After initial approval, each plan must be updated and submitted for approval at least every ten years. The plan must be revised as necessary so that it is not inconsistent with state law.

(g) Rules that regulate plan content under subdivision 2 must reflect demographic, geographic, regional, and solid waste system differences that exist among the counties.

Subd. 2.**Contents.**

(a) The plans shall describe existing collection, processing, and disposal systems, including schedules of rates and charges, financing methods, environmental acceptability, and opportunities for improvements in the systems.

(b) The plans shall include an estimate of the land disposal capacity in acre-feet which will be needed through the year 2000, on the basis of current and projected waste generation practices. In assessing the need for additional capacity for resource recovery or land disposal, the plans shall take into account the characteristics of waste stream components and shall give priority to waste reduction, separation, and recycling.

(c) The plans shall require the most feasible and prudent reduction of the need for and practice of land disposal of mixed municipal solid waste.

(d) The plans shall address at least waste reduction, separation, recycling, and other resource recovery options, and shall include specific and quantifiable objectives, immediately and over specified time periods, for reducing the land disposal of mixed municipal solid waste and for the implementation of feasible and prudent reduction, separation, recycling, and other resource recovery options. These objectives shall be consistent with statewide objectives as identified in statute. The plans shall describe methods for identifying the portions of the waste stream such as leaves, grass, clippings, tree and plant residue, and paper for application and mixing into the soil and use in agricultural practices. The plans shall describe specific functions to be performed and activities to be undertaken to achieve the abatement, reduction, separation, recycling, and other resource recovery objectives and shall describe the estimated cost, proposed manner of financing, and timing of the functions and activities. The plans shall describe proposed mechanisms for complying with the recycling requirements of section 115A.551, and the household hazardous waste management requirements of section 115A.96, subdivision 6.

(e) The plans shall include a comparison of the costs of the activities to be undertaken, including capital and operating costs, and the effects of the activities on the cost to generators and on persons currently providing solid waste collection, processing, and disposal services. The plans shall include alternatives which could be used to achieve the abatement objectives if the proposed functions and activities are not established.

(f) The plans shall designate how public education shall be accomplished. The plans shall, to the extent practicable and consistent with the achievement of other public policies and purposes, encourage ownership and operation of solid waste facilities by private industry. For solid waste facilities owned or operated by public agencies or supported primarily by public funds or obligations issued by a public agency, the plans shall include criteria and standards to protect comparable private and public facilities already existing in the area from displacement unless the displacement is required in order to achieve the waste management objectives identified in the plan.

(g) The plans shall establish a siting procedure and development program to assure the orderly location, development, and financing of new or expanded solid waste facilities and services sufficient for a prospective ten-year period, including estimated costs and implementation schedules, proposed procedures for operation and maintenance, estimated annual costs and gross revenues, and proposals for the use of facilities after they are no longer needed or usable.

(h) The plans shall describe existing and proposed county and municipal ordinances and license and permit requirements relating to solid waste management and shall describe existing and proposed regulation and enforcement procedures.

Subd. 3.
[Repealed, 1984 c 644 s 82]

Subd. 4. **Delegating solid waste responsibilities.**
A county or a solid waste management district established under sections 115A.62 to 115A.72 may not delegate to another governmental unit or other person any portion of its responsibility for solid waste management unless it establishes a funding mechanism to assure the ability of the entity to which it delegates responsibility to adequately carry out the responsibility delegated.

Subd. 5. **Jurisdiction of plan.**
(a) After a county plan has been submitted for approval under subdivision 1, a public entity, as defined in section 16C.073, subdivision 1, within the county may not enter into a binding agreement governing a solid waste management activity that is inconsistent with the county plan without the consent of the county.

(b) After a county plan has been approved under subdivision 1, the plan governs all solid waste management in the county and a public entity, as defined in section 16C.073, subdivision 1, within the county may not develop or implement a solid waste management activity, other than an activity to reduce waste generation or reuse waste materials, that is inconsistent with the county plan that the county is actively implementing without the consent of the county.

History:
1980 c 564 art 5 s 5; 1982 c 569 s 13; 1984 c 644 s 32,33; 1987 c 404 s 140; 1989 c 131 s 3; 1989 c 325 s 6; 1989 c 335 art 1 s 269; 1Sp1989 c 1 art 20 s 3,4; 1991 c 337 s 15,16; 1995 c 247 art 1 s 8; art 2 s 12; 2003 c 13 s 1; 1Sp2005 c 1 art 2 s 161; 2014 c 196 art 1 s 5

Minn. Stat. §115A.471 PUBLIC ENTITIES; MANAGING SOLID WASTE.

Subdivision 1. **Definitions.**

(a) Prior to entering into or approving a contract for the management of mixed municipal solid waste which would manage the waste using a waste management practice that is ranked lower on the list of preferred waste management practices in section 115A.02, paragraph (b), than the waste management practice selected for such waste in the county plan for the county in which the waste was generated, a public entity must:

(1) determine the potential liability to the public entity and its taxpayers for managing the waste in this manner;

(2) develop and implement a plan for managing the potential liability; and

(3) submit the information from clauses (1) and (2) to the agency.

(b) For the purpose of this subdivision, "public entity" means the state; an office, agency, or institution of the state; the Metropolitan Council; a metropolitan agency; the Metropolitan Mosquito Control District; the legislature; the courts; a county; a statutory or home rule charter city; a town; a school district; another special taxing district; or any other general or special purpose unit of government in the state.

History: ***1995 c 247 art 1 s 9***

Minn Stat. §115A.551 RECYCLING.

Subdivision 1. **Definitions.**

(a) For the purposes of this section, "recycling" means, in addition to the meaning given in section 115A.03, subdivision 25b, yard waste and source-separated compostable materials composting and recycling that occurs through mechanical or hand separation of materials that are then delivered for use in manufacturing processes that do not cause the destruction of recyclable materials in a manner that precludes further use.

(b) For the purposes of this section, "total solid waste generation" means the total by weight of:

(1) materials separated for recycling;

(2) materials separated for yard waste and source-separated compostable materials composting;

(3) mixed municipal solid waste plus motor and vehicle fluids and filters, tires, lead acid batteries, and major appliances; and

(4) residential waste materials that would be mixed municipal solid waste but for the fact that they are not collected as such.

Subd. 2

[Repealed, 2014 c 312 art 13 s 48]

Subd. 2a. **County recycling goals.**

(a) By December 31, 2030, each county will have as a goal to recycle the following amounts:

(1) for a county outside of the metropolitan area, 35 percent by weight of total solid waste generation; and

(2) for a metropolitan county, 75 percent by weight of total solid waste generation.

(b) Each county will develop and implement or require political subdivisions within the county to develop and implement programs, practices, or methods designed to meet its recycling goal. Nothing in this section or in any other law may be construed to prohibit a county from establishing a higher recycling goal.

(c) Any quantified recyclable materials that meet the definition in subdivision 1, paragraph (a), or section 115A.03, subdivision 25a, are eligible to be counted toward a county's recycling goal under this subdivision.

Subd. 3. **Interim goals; nonmetropolitan counties.**

The commissioner shall establish interim recycling goals for the nonmetropolitan counties to assist them in meeting the goals established in subdivision 2a.

Subd. 4. **Interim monitoring.**

The commissioner shall monitor the progress of each county toward meeting the recycling goals in subdivision 2a. The commissioner shall report to the senate and house of representatives committees having jurisdiction over environment and natural resources as part of the report required under section 115A.411. If the commissioner finds that a county is not progressing toward the goals in subdivision 2a, the commissioner shall negotiate with the county to develop and implement solid waste management techniques designed to assist the county in meeting the goals, such as organized collection, curbside collection of source-separated materials, and volume-based pricing.

Subd. 5. **Failure to meet goal.**

(a) A county failing to meet the interim goals in subdivision 3 shall, as a minimum:

(1) notify county residents of the failure to achieve the goal and why the goal was not achieved; and

(2) provide county residents with information on recycling programs offered by the county.

(b) If, based on the recycling monitoring described in subdivision 4, the commissioner finds that a county will be unable to meet the recycling goals established in subdivision 2a, the commissioner shall, after consideration of the reasons for the county's inability to meet the goals, recommend legislation for consideration by the senate and house of representatives committees having jurisdiction over environment and natural resources and environment and natural resources finance to establish mandatory recycling standards and to authorize the commissioner to mandate appropriate solid waste management techniques designed to meet the standards in those counties that are unable to meet the goals.

Subd. 6. **County solid waste plans.**

Each county shall include in its solid waste management plan described in section 115A.46, or its solid waste master plan described in section 473.803, a recycling implementation strategy for meeting the recycling goal established in subdivision 2a along with mechanisms for providing financial incentives to solid waste generators to reduce the amount of waste generated and to separate recyclable materials from the waste stream.

Subd. 7. **Recycling implementation strategy.**

Each county shall submit to the commissioner for approval the recycling implementation strategy required in subdivision 6. The recycling implementation strategy must be submitted by October 31, 1995, and must:

(1) be consistent with the approved county solid waste management plan;

(2) identify the materials that are being and will be recycled in the county to meet the goals under this section and the parties responsible and methods for recycling the material;

(3) provide a budget to ensure adequate funding for needed county and local programs and demonstrate an ongoing commitment to spending the money on recycling programs; and

(4) include a schedule for implementing recycling activities needed to meet the goals in subdivision 2a.

History:

1Sp1989 c 1 art 18 s 12; 1991 c 337 s 19-21; 1992 c 593 art 1 s 14-16,54; 1993 c 249 s 13,14,61; 1994 c 639 art 5 s 3; 1995 c 247 art 1 s 14-17; art 2 s 15; 1996 c 470 s 27; 1999 c 73 s 4; 1Sp2005 c 1 art 2 s 161; 2012 c 272 s 67,68; 2014 c 312 art 13 s 26,27; 1Sp2015 c 4 art 4 s 108; 2016 c 158 art 1 s 26-28

Minn. Stat. §115A.552 OPPORTUNITY TO RECYCLE.

Subdivision 1. **County requirement.**

Counties shall ensure that residents, including residents of single and multifamily dwellings, have an opportunity to recycle. At least one recycling center shall be available in each county. Opportunity to recycle means availability of recycling and curbside pickup or collection centers for recyclable materials at sites that are convenient for persons to use. Counties shall also provide for the recycling of problem materials and major appliances. Counties shall assess the operation of existing and proposed recycling centers and shall give due consideration to those centers in ensuring the opportunity to recycle. To the extent practicable, the costs incurred by a county for collection, storage, transportation, and recycling of major appliances must be collected from persons who discard the major appliances.

Subd. 2. **Recycling opportunities.**

An opportunity to recycle must include:

(1) a local recycling center in the county and sites for collecting recyclable materials that are located in areas convenient for persons to use them;

(2) curbside pickup, centralized drop-off, or a local recycling center for at least four broad types of recyclable materials in cities with a population of 5,000 or more persons; and

(3) monthly pickup of at least four broad types of recyclable materials in cities of the first and second class and cities with 5,000 or more population in the metropolitan area.

Subd. 3. **Recycling information, education, and promotion.**

(a) Each county shall provide information on how, when, and where materials may be recycled, including a promotional program that publishes notices at least once every three months and encourages source separation of residential, commercial, industrial, and institutional materials.

(b) The commissioner shall develop materials for counties to use in providing information on and promotion of recycling.

(c) The commissioner shall provide technical assistance to counties to help counties implement recycling programs.

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Subd. 4 .**Nonresidential recycling.**

Each county shall encourage building owners and managers, business owners and managers, and collectors of commercial mixed municipal solid waste to provide appropriate recycling services and opportunities to generators of commercial, industrial, and institutional solid waste in the county.

History: *1Sp1989 c 1 art 18 s 13; 1991 c 337 s 22-24; 1994 c 639 art 5 s 3; 1Sp2005 c 1 art 2 s 161*

Minn. Stat. §115A.557 COUNTY WASTE REDUCTION AND RECYCLING FUNDING.

Subdivision 1. **Distribution; formula.**

Any funds appropriated to the commissioner for the purpose of distribution to counties under this section must be distributed each fiscal year by the commissioner based on population, except a county may not receive less than $55,000 in a fiscal year. If the amount available for distribution under this section is less or more than the amount available in fiscal year 2001, the minimum county payment under this section is reduced or increased proportionately. For purposes of this subdivision, "population" has the definition given in section 477A.011, subdivision 3. A county that participates in a multicounty district that manages solid waste and that has responsibility for recycling programs as authorized in section 115A.552, must pass through to the districts funds received by the county in excess of the minimum county payment under this section in proportion to the population of the county served by that district.

Subd. 2. **Permissible expenditures.**

(a) A county receiving money distributed by the commissioner under this section may use the money only for the development and implementation of programs to:

(1) reduce the amount of solid waste generated;

(2) recycle the maximum amount of solid waste technically feasible;

(3) create and support markets for recycled products;

(4) remove problem materials from the solid waste stream and develop proper disposal options for them;

(5) inform and educate all sectors of the public about proper solid waste management procedures;

(6) provide technical assistance to public and private entities to ensure proper solid waste management;

(7) provide educational, technical, and financial assistance for litter prevention;

(8) process mixed municipal solid waste generated in the county at a resource recovery facility located in Minnesota;

(9) compost source-separated compostable materials, including the provision of receptacles for residential composting;

(10) prevent food waste or collect and transport food donated to humans or to be fed to animals; and

(11) process source-separated compostable materials that are to be used to produce class I or class II compost, as defined in Minnesota Rules, part 7035.2836, after being processed in an anaerobic digester, but not to construct buildings or acquire equipment.

(b) Beginning in fiscal year 2015 and continuing thereafter, of any money distributed by the commissioner under this section to a metropolitan county, as defined in section 473.121, subdivision 4, that exceeds the amount the county was eligible to receive under this section in fiscal year 2014: (1) at least 50 percent must be expended on activities in paragraph (a), clauses (9) to (11); and (2) the remainder must be expended on activities in paragraph (a), clauses (1) to (7) and (9) to (11), that advance the county toward achieving its recycling goal under section 115A.551.

Subd. 3. **Eligibility.**

(a) To be eligible to receive money distributed by the commissioner under this section, a county shall within one year of October 4, 1989:

(1) create a separate account in its general fund to credit the money; and

(2) set up accounting procedures to ensure that money in the separate account is spent only for the purposes in subdivision 2.

(b) In each following year, each county shall also:

(1) have in place an approved solid waste management plan or master plan including a recycling implementation strategy under section 115A.551, subdivision 7, and a household hazardous waste management plan under section 115A.96, subdivision 6, by the dates specified in those provisions;

(2) submit a report by April 1 of each year to the commissioner, which may be submitted electronically and must be posted on the agency's website, detailing for the previous calendar year:

(i) how the money was spent including, but not limited to, specific recycling and composting activities undertaken to increase the county's proportion of solid waste recycled in order to achieve its recycling goal established in section 115A.551; specific information on the number of employees performing SCORE planning, oversight, and administration; the percentage of those employees' total work time allocated to SCORE planning, oversight, and administration; the specific duties and responsibilities of those employees; and the amount of staff salary for these SCORE duties and responsibilities of the employees; and

(ii) the resulting gains achieved in solid waste management practices; and

(3) provide evidence to the commissioner that local revenue equal to 25 percent of the money sought for distribution under this section will be spent for the purposes in subdivision 2.

(c) The commissioner shall withhold all or part of the funds to be distributed to a county under this section if the county fails to comply with this subdivision and subdivision 2.

Subd. 4. **Report.**

The commissioner shall report on how the money was spent and the resulting statewide improvements in solid waste management to the senate and house of representatives committees having jurisdiction over ways and means, finance, environment and natural resources, and environment and natural resources finance. The report shall be included in the report required under section 115A.411.

History:

1Sp1989 c 1 art 19 s 1; 1991 c 337 s 26; 1992 c 593 art 1 s 17,54; 1994 c 585 s 13; 1994 c 639 art 5 s 3; 1995 c 247 art 1 s 19,20; 1996 c 470 s 27; 2000 c 490 art 10 s 1; 1Sp2001 c 2 s 125; 2002 c 374 art 6 s 2; 2004 c 284 art 2 s 11; 1Sp2005 c 1 art 2 s 161; 2009 c 37 art 1 s 42; 2012 c 272 s 69; 2014 c 312 art 13 s 28,29; 1Sp2015 c 4 art 4 s 109

Chapter 473 METROPOLITAN GOVERNMENT

Minn. Stat. §473.8441 LOCAL RECYCLING DEVELOPMENT PROGRAM.

Subdivision 1.**Definitions.**

"Number of households" has the meaning given in Minnesota Statutes 1992, section 477A.011, subdivision 3a.

Subd. 2. **Program.**

The commissioner shall encourage the development of permanent local recycling programs throughout the metropolitan area. The commissioner shall make grants to qualifying metropolitan counties as provided in this section.

Subd. 3. **Grants; eligible costs.**

Grants may be used to pay for planning, developing, and operating yard waste composting and recycling programs.

Subd. 4. **Grant conditions.**

The commissioner shall administer grants so that the following conditions are met:

(a) A county must apply for a grant in the manner determined by the commissioner. The application must describe the activities for which the grant will be used.

(b) The activities funded must be consistent with the metropolitan policy plan and the county master plan.

(c) A grant must be matched by equal local expenditures for the activities for which the grant is made. A local expenditure may include, but is not limited to, an expenditure by a local unit of government, tribal government, or private sector or nonprofit organization.

(d) All grant funds must be used for new activities or to enhance or increase the effectiveness of existing activities in the county. Grant funds shall not be used for research or development of a product that would be patented, copyrighted, or a subject of trade secrets.

(e) Counties shall provide support to maintain effective municipal recycling where it is already established.

Subd. 5. **Grant allocation procedure.**

(a) The commissioner shall distribute the funds annually so that each qualifying county receives an equal share of 50 percent of the allocation to the program described in this section, plus a proportionate share of the remaining funds available for the program. A county's proportionate share is an amount that has the same proportion to the total remaining funds as the number of households in the county has to the total number of households in all metropolitan counties.

(b) To qualify for distribution of funds, a county, by April 1 of each year, must submit to the commissioner for approval a report on expenditures and activities under the program during the preceding fiscal year and any proposed changes in its recycling implementation strategy or performance funding system. The report shall be included in the county report required by section 473.803, subdivision 3.

History: *1987 c 348 s 46*; *1989 c 325 s 63*; *1993 c 249 s 41*; *1995 c 247 art 2 s 47*-49; *1Sp2005 c 1 art 2 s 161*; *2016 c 158 art 1 s 194*; *2018 c 134 s 1*

Minn. Stat. § 473.848 RESTRICTION ON DISPOSAL.

Subdivision 1. **Restriction.**

(a) For the purposes of implementing the waste management policies in section 115A.02 and metropolitan area goals related to landfill abatement established under this chapter, a person may not dispose of unprocessed mixed municipal solid waste generated in the metropolitan area at a waste disposal facility unless the waste disposal facility meets the standards in section 473.849 and:

(1) the waste has been certified as unprocessible by a county under subdivision 2; or

(2)(i) the waste has been transferred to the disposal facility from a resource recovery facility;

(ii) no other resource recovery facility serving the metropolitan area is capable of processing the waste; and

(iii) the waste has been certified as unprocessible by the operator of the resource recovery facility under subdivision 3.

(b) For purposes of this section, mixed municipal solid waste does not include street sweepings, construction debris, mining waste, foundry sand, and other materials, if they are not capable of being processed by resource recovery as determined by the council.

Subd. 2. **County certification; office approval.**

(a) By April 1 of each year, each county shall submit an annual certification report to the office detailing:

(1) the quantity of waste generated in the county that was not processed prior to transfer to a disposal facility during the year preceding the report;

(2) the reasons the waste was not processed;

(3) a strategy for development of techniques to ensure processing of waste including a specific timeline for implementation of those techniques; and

(4) any progress made by the county in reducing the amount of unprocessed waste.

The report shall be included in the county report required by section 473.803, subdivision 3.

(b) The Pollution Control Agency shall approve a county's certification report if it determines that the county is reducing and will continue to reduce the amount of unprocessed waste, based on the report and the county's progress in development and implementation of techniques to reduce the amount of unprocessed waste transferred to disposal facilities. If the Pollution Control Agency does not approve a county's report, it shall negotiate with the county to develop and implement specific techniques to reduce unprocessed waste. If the Pollution Control Agency does not approve two or more consecutive reports from any one county, the Pollution Control Agency shall develop specific reduction techniques that are designed for the particular needs of the county. The county shall implement those techniques by specific dates to be determined by the Pollution Control Agency.

Subd. 3. **Facility certification.**

The operator of each resource recovery facility that receives waste from counties in the metropolitan area shall certify as unprocessible each load of mixed municipal solid waste it does not process. Certification must be made to each county that sends its waste to the facility at intervals specified by the county. Certification must include at least the number and size of loads certified as unprocessible and the reasons the waste is unprocessible. Loads certified as unprocessible must include the loads that would otherwise have been processed but were not processed because the facility was not in operation, but nothing in this section relieves the operator of its contractual obligations to process mixed municipal solid waste.

Subd. 4. **Pollution Control Agency report.**

The Pollution Control Agency shall include, as part of its report to the Environment and Natural Resources Committees of the senate and house of representatives, the Finance Division of the senate Committee on Environment and Natural Resources, and the house of representatives Committee on Environment and Natural Resources Finance required under section 473.149, an accounting of the quantity of unprocessed waste transferred to disposal facilities, the reasons the waste was not processed, a strategy for reducing the amount of unprocessed waste, and progress made by counties to reduce the amount of unprocessed waste. The Pollution Control Agency may adopt standards for determining when waste is unprocessible and procedures for expediting certification and reporting of unprocessed waste.

Subd. 5. **Definition.**

For the purpose of this section, waste is "unprocessed" if it has not, after collection and before disposal, undergone separation of materials for resource recovery through recycling, incineration for energy production, production and use of refuse-derived fuel, composting, or any combination of these processes so that the weight of the waste remaining that must be disposed of in a mixed municipal solid waste disposal facility is not more than 35 percent of the weight before processing, on an annual average.

History:

1985 c 274 s 35; 1989 c 325 s 66; 1991 c 337 s 81,82; 1993 c 249 s 43,44; 1994 c 585 s 49,50; 1995 c 247 art 2 s 51,52; 1996 c 470 s 27; 1Sp2005 c 1 art 2 s 161

CHAPTER 16C. STATE PROCUREMENT

Minn. Stat. § 16C.05 CONTRACT MANAGEMENT; VALIDITY AND REVIEW.

Subdivision 1. **Agency cooperation and delegation.**

Agencies shall fully cooperate with the commissioner in the creation, management, and oversight of state contracts. Authority delegated to agencies shall be exercised in the name of the commissioner and under the commissioner's direct supervision and control. A delegation of duties may include, but is not limited to, allowing individuals within agencies to acquire goods, services, construction, and utilities within dollar limitations and for designated types of acquisitions. Delegation of contract management and review functions must be filed with the secretary of state. The commissioner may withdraw any delegation at the commissioner's sole discretion. The commissioner may require an agency head or subordinate to accept delegated responsibility to procure goods, services, or construction intended for the exclusive use of the agency receiving the delegation.

Subd. 2. **Creation and validity of contracts.**

(a) A contract and amendments are not valid and the state is not bound by them and no agency, without the prior written approval of the commissioner granted pursuant to subdivision 2a, may authorize work to begin on them unless:

(1) they have first been executed by the head of the agency or a delegate who is a party to the contract;

(2) they have been approved by the commissioner; and

(3) the accounting system shows an encumbrance for the amount of the contract liability, except as allowed by policy approved by the commissioner and commissioner of management and budget for routine, low-dollar procurements and section 16B.98, subdivision 11.

(b) Grants, interagency agreements, purchase orders, work orders, and annual plans need not, in the discretion of the commissioner and attorney general, require the signature of the commissioner and/or the attorney general. A signature is not required for work orders and amendments to work orders related to Department of Transportation contracts. Bond purchase agreements by the Minnesota Public Facilities Authority do not require the approval of the commissioner.

(c) Amendments to contracts must entail tasks that are substantially similar to those in the original contract or involve tasks that are so closely related to the original contract that it would be impracticable for a different contractor to perform the work. The commissioner or an agency official to whom the commissioner has delegated contracting authority under section 16C.03, subdivision 16, must determine that an amendment would serve the interest of the state better than a new contract and would cost no more.

(d) A record must be kept of all responses to solicitations, including names of bidders and amounts of bids or proposals. A fully executed copy of every contract, amendments to the contract, and performance evaluations relating to the contract must be kept on file at the contracting agency for a time equal to that specified for contract vendors and other parties in subdivision 5. These records are open to public inspection, subject to section 13.591 and other applicable law.

(e) The attorney general must periodically review and evaluate a sample of state agency contracts to ensure compliance with laws.

(f) Before executing a contract or license agreement involving intellectual property developed or acquired by the state, a state agency shall seek review and comment from the attorney general on the terms and conditions of the contract or agreement.

Subd. 2a. **Emergency authorization.**

The commissioner may grant an agency approval to authorize work to begin on a contract prior to the full execution of the contract in the event of an emergency as defined in section 16C.10, subdivision 2.

Subd. 3.

[Repealed by amendment, 2014 c 196 art 2 s 4]

Subd. 4. **Contract administration.**

A contracting agency shall diligently administer and monitor any contract it has entered into. The commissioner may require an agency to report to the commissioner at any time on the status of any contracts to which the agency is a party.

Subd. 5. **Subject to audit.**

A contract or any pass-through disbursement of public funds to a vendor of goods or services or a grantee made by or under the supervision of the commissioner or any county or unit of local government must include, expressed or implied, an audit clause that provides that the books, records, documents, and accounting procedures and practices of the vendor or other party, that are relevant to the contract or transaction, are subject to examination by the contracting agency and either the legislative auditor or the state auditor, as appropriate, for a minimum of six years. If the contracting agency is a local unit of government, and the governing body of the local unit of government requests that the state auditor examine the books, records, documents, and accounting procedures and practices of the vendor or other party pursuant to this subdivision, the contracting agency shall be liable for the cost of the examination. If the contracting agency is a local unit of government, and the grantee, vendor, or other party requests that the state auditor examine all books, records, documents, and accounting procedures and practices related to the contract, the grantee, vendor, or other party that requested the examination shall be liable for the cost of the examination. An agency contract made for purchase, lease, or license of software and data from the state is not required to contain this audit clause.

Subd. 6. **Authority of attorney general.**

The attorney general may pursue remedies available by law to avoid the obligation of an agency to pay under a contract or to recover payments made if services performed or goods received under the contract are so unsatisfactory, incomplete, or inconsistent that payment would involve unjust enrichment. The contrary opinion of the contracting agency does not affect the power of the attorney general under this subdivision.

Subd. 7. **Contracts with Indian tribes and bands.**

Notwithstanding any other law, an agency may not require an Indian tribe or band to deny its sovereignty as a requirement or condition of a contract with an agency.

History:

1994 c 632 art 3 s 33; 1998 c 386 art 1 s 6; 1999 c 86 art 1 s 11; 1999 c 230 s 1; 2000 c 488 art 2 s 1; 1Sp2001 c 8 art 2 s 10; 1Sp2001 c 10 art 2 s 37; 2003 c 130 s 12; 1Sp2003 c 1 art 2 s 48,49; 2004 c 206 s 7; 2007 c 148 art 2 s 35,36; 2009 c 101 art 2 s 109; 2014 c 187 s 3; 2014 c 196 art 1 s 5; art 2 s 4

Anoka County Municipal Waste Abatement Grant Funding Application

Cycle: *Annual* | Year: *2024* | Status: *Verified*

Member Name: *City of Fridley*

2025 Applications are due June 3, 2024.

City of Fridley is requesting the following funding for their 2025 Anoka County municipal waste abatement program efforts.

General Instructions

This application is provided to each municipality in Anoka County for funds to support and increase recycling activities and programs within the municipality.

The funds allocated in this application are based on the number of households in the municipality. The number of households is determined using the most current Met Council household data available. For calendar year 2025, 2022 Met Council data has been used to determine the number of households for this application.

There are three sections in this funding application:
- Base Funding
- Enhancement Funding
- Supplemental Funding

The Enhancement Funding section of the application also has three parts:
- Drop-off
- General Enhancement
- Organics Program Funding

Please complete each section of the grant application. A number value must be entered in each field before submitting the application. If no funds are being requested for any given field, enter a zero. **If a completed funding application isn't submitted by June 3, 2024, the municipality will not be eligible for funding.**

In a separate Re-TRAC form, reimbursement requests will be submitted twice a year.

USER TIPS

To contact support from within this form: Click "Support" at the top of the screen or "Program Support Request" in the green bar at the top of the form.

To print this form: Click the "Export" button found on upper top right corner of the form. You must save the form before you can export it.

To see eligible expenses within each section: Click "view eligible expense" in each section.

Click here to download the full Eligible Expenses document.

To save this form while working on it: Click "Save" at the bottom of the form and select "Save as Draft".

To submit this form: Click "Save" at the bottom of the form and if there are no errors, click the "Mark as Complete" option. Note that once you mark the form as complete, you cannot make changes to it.

Eligible Expenses

The following items are examples of eligible expenses allowed for reimbursement.

Collection Expenses: If residents are charged recycling fees for curbside or recycling events, waste abatement funds will reimburse the difference between the fees collected and the cost of recycling or composting the materials.

Equipment: The cost to purchase, maintain and repair equipment that is used exclusively to operate the recycling or composting program.

Containers: The cost for recycling or organics containers.

Promotion: The entire cost of a publication if totally dedicated to waste reduction, recycling or composting information or a percentage of the cost for the portion of a municipal publication dedicated to waste management information.

Staffing: Labor and staffing directly related to recycling program administration and implementation may be funded up to 75% of total funding allocation (not including Supplemental Funding). See Labor & Staffing section below for more information.

Ineligible Expenses

The following general operating expenses should NOT be submitted for reimbursement.

Standard Operational Expenses/Building Overhead: Since most of the municipal recycling coordinators are part-time positions and staff serve multiple roles at the municipality, standard operating expenses including office space rental, leasing office equipment and general office supplies, are not eligible for reimbursement.

Project Expenses: Specific to transportation, energy or ground water protection.

Collection Costs: The costs for general waste and recycling collection at municipal buildings, trash costs when advertised as being accepted at a recycling/cleanup day, and costs associated with road side cleanup of illegally dumped materials should not be included in this application.

General Municipal Staff: Staff time related to standard municipal operations (city administrator, office administration, facilities management, finance and legal staff) are not eligible for reimbursement. If municipal staff do not assist the recycling coordinator directly on activities to help the municipality achieve its recycling goal, e.g. communications and collecting, processing or marketing recyclable materials and organics, their time will not be reimbursed.

Click here to view previous years application:

Click here to download the full Eligible Expenses document.

2025 Total Funding Allocation

MANAGE ONLY

Your Community has access to the following funds for 2025: $ 108,335.00

(An additional $20,000 in discretionary funds may be available through the Supplemental Funding section.)

2025 BASE Funding Allocation

All municipalities are eligible for base waste abatement grant funding. When completing this application, base funding requests should fall under one of the following categories:

• regular curbside collection,
• general operations of a drop-off center,
• costs for spring and fall recycling days,
• basic promotion,
• yard waste collection and
• percentage of time the recycling coordinator spends on waste abatement activities.

Base Funding is $10,000.00 base, plus $5.00/household (household counts are based on 2022 Met Council estimates)

Municipality Name:

City of Fridley

MANAGE ONLY

# of households 11,905

Base Funding $ 10,000.00

Base Funding Additional (based on $5/household) $ 59,525.00

Total Base Funding Allocation $ 69,525.00

Curbside Collection

Complete ALL required fields below, if value is zero, enter "0.00".

Click here to download the Curbside Collection Eligible Expenses document.

Collection Service Provider Expenses $ 443,799.72

Contamination Fees $ 0.00

Additional Expenses $ 0.00

Curbside Collection Expense Subtotal

$ 443,799.72

Estimated Revenue $ 457,113.71

Curbside Collection Expenses

$ -13,313.99 *Negative values here will not carry forward to other sections.*

General Operations of a Drop-Off Center/Spring or Fall Recycling Day(s)

Click here to download the General Operations of a Drop-off Center/Spring or Fall Recycling Days Eligible Expenses document.

Complete ALL required fields below, if value is zero, enter "0.00".

DO NOT include any expenses for tires, oil, antifreeze & oil filters. These expenses should be listed in the Problem Materials section.

Collection Service Provider Expenses	$ 16,840.00
Equipment	$ 0.00
Facility Expenses	$ 0.00

Please enter Labor & Staffing expenses in Labor & Staffing section below.

General Operations of a Drop-off Expense Subtotal

$ 16,840.00

Estimated Revenue $ 2,000.00

General Operations of a Drop-off Expenses

$ 14,840.00 *Negative values here will not carry forward to other sections.*

Promotion -- Base Funding

Click here to download the Promotion Eligible Expenses document.

Complete ALL required fields below, if value is zero, enter "0.00".

Printing	$ 0.00
Postage	$ 50.00
Advertising	$ 0.00
Volunteer Incentives	$ 0.00
Educational Entertainment	$ 0.00

Promotion -- Base Funding Expenses

$ 50.00

Yard Waste/Tree Waste

Click here to download the Yard/Tree Waste Eligible Expenses document.

Complete ALL required fields below, if value is zero, enter "0.00".

Collection Service Provider Expenses $ 0.00

Equipment $ 0.00

Yard Waste/Tree Waste Expenses Subtotal

$ 0.00

Estimated Revenue $ 0.00

Yard Waste/Tree Waste Expenses

$ 0.00 *Negative values here will not carry forward to other sections.*

Problem Materials
(Tires, Oil, Antifreeze, and Oil Filters)

Click here to download the Problem Materials Eligible Expenses document.

Complete ALL required fields below, if value is zero, enter "0.00".

Service Provider Expenses $ 375.00

Estimated Revenue $ 0.00

Problem Material Expenses

$ 375.00 *Negative values here will not carry forward to other sections.*

Program Administration -- Base Funding

Click here to download the Program Administration Eligible Expenses document.

Complete ALL required fields below, if value is zero, enter "0.00".

Office supplies $ 500.00

Training $ 0.00

Mileage $ 0.00

Membership Dues, Periodicals $ 0.00

Professional Services $ 0.00

Please enter Labor & Staffing expenses in Labor & Staffing section below.

Program Administration- Base Funding Expenses

$ 500.00

Total BASE Funding Requested $ 15,765.00

Funding Remaining $ 92,570.00

2025 ENHANCEMENT Funding Allocation

The purpose of the Anoka County Municipal Waste Abatement grant funding program is to increase recycling and organics diversion and help the County achieve the State mandated goal of 75% recycling/composting by 2030. The County recognizes that this funding is needed to support established infrastructure costs that exceed the Base and each communities funding. To be eligible for grant funds, municipalities must apply for these funds. Applicants must itemize expenditures within each of the three grant sections, Drop-off, General Enhancement and Organics Program, below and calculate the total grant request for each category.

Drop-off Grant

This grant is allocated to cover additional drop-off center costs or events beyond the regularly scheduled spring and fall recycling days.

The grant for this section is $10,000.00 for municipalities with up to 4,999 households and $15,000.00 for municipalities with household counts 5,000 and over.

Below are examples of materials that can be collected for reuse or recycling. Only list organics expenses in the organics section.

Additional Reusable or Recyclable Materials Collected at Permanent Drop-off Centers or Special Events:
Appliances, Electronics, Mattresses*, Confidential Document Destruction, Fluorescent Bulbs, Household Batteries, Fire Extinguishers, Propane Tanks, Bicycles**, and Clothing**.

Additional Items:
Block and Shape Polystyrene, Cell Phones, Film Plastic/Bags, Furniture* **, Household Goods**, String Lights/Extension Cords, Printer Cartridges

* None of these materials should be advertised as being collected on a Recycling Day and then disposed of as trash
** Items that should be evaluated for reuse prior to recycling

MANAGE ONLY

Drop-off Grant Amount Available

$ 15,000.00

Click here to download the Drop-off Eligible Expenses document.

Permanent Drop-off Center Enhancements

Complete ALL required fields below, if value is zero, enter "0.00".

Collection Service Provider Expenses $ 0.00

New Equipment & Supplies

$ 0.00

New Construction

$ 0.00

Please enter Labor & Staffing expenses in Labor & Staffing section below.

Permanent Drop-off Center Enhancement Expenses Subtotal

$ 0.00

Estimated Revenue

$ 0.00

Permanent Drop-off Center Enhancement Expenses

$ 0.00 *Negative values here will not carry forward to other sections.*

Monthly or Quarterly Drop-off Events

Complete ALL required fields below, if value is zero, enter "0.00".

Collection Service Provider Expenses

$ 6,000.00

New Equipment & Supplies

$ 0.00

User Coupon Incentives

$ 9,760.00

Please enter Labor & Staffing expenses in Labor & Staffing section below.

Monthly or Quarterly Drop-off Events Expense Subtotal

$ 15,760.00

Estimated Revenue

$ 3,000.00

Monthly or Quarterly Drop-off Event Expenses

$ 12,760.00 *Negative values here will not carry forward to other sections.*

Total Drop-off Grant Requested

$ 12,760.00

General Enhancement Grant

The grant amount available for this section is calculated using $1.00/household.

General Enhancement Grant Amount Available

$ 11,905.00

Click here to download the General Enhancement Eligible Expenses document.

Park Recycling

Complete ALL required fields below, if value is zero, enter "0.00".

Collection Service Provider Expenses $ 0.00

Recycling Containers $ 9,000.00

Recycling Bags $ 0.00

Upload File with Container Information *

CITY OF FRIDLEY 8-8-22 PBO (1).pdf

Please enter Labor & Staffing expenses in Labor & Staffing section below.

Park Recycling Expenses

$ 9,000.00

Special Municipal Programs or Events - Please list any organics expenses in the organics section.

Complete ALL required fields below, if value is zero, enter "0.00".

Service Provider Expenses $ 2,905.00

Supplies & Containers $ 0.00

Please enter Labor & Staffing expenses in Labor & Staffing section below.

Special Municipal Program or Event Expenses Subtotal

$ 2,905.00

Estimated Revenue $ 0.00

Special Municipal Program or Event Expenses

$ 2,905.00 *Negative values here will not carry forward to other sections.*

Special Curbside Recycling Collection

Complete ALL required fields below, if value is zero, enter "0.00".

Collection Service Provider Expenses $ 0.00

Subsidy to Resident $ 0.00

Special Curbside Recycling Collection Expenses Subtotal

$ 0.00

Estimated Revenue $ 0.00

Special Curbside Recycling Collection Expenses

$ 0.00 *Negative values here will not carry forward to other sections.*

Multi-Family Recycling Outreach

Complete ALL required fields below, if value is zero, enter "0.00".

Supplies & Containers $ 0.00

Please enter Labor & Staffing expenses in Labor & Staffing section below.

Multi-Family Recycling Outreach Expenses

$ 0.00

Promotion -- Enhancement Funding

Complete ALL required fields below, if value is zero, enter "0.00".

Printing $ 0.00

Postage $ 0.00

Advertising $ 0.00

Volunteer Incentives $ 0.00

Educational Entertainment $ 0.00

Promotion -- Enhancement Funding Expenses

$ 0.00

Total General Enhancement Grant Requested

$ 11,905.00

Organics Program Grant

The grant amount for this section is $0.50/household if additional curbside or drop-off grant programs are not offered to residents or $1.00/household if curbside or drop-off organics programs are offered to residents.

Does your municipality offer curbside or drop-off organics programs to your residents? *

- (●) Yes
- ( ) No

Amount Available $ 11,905.00

Click here to download the Oranics Eligible Expenses document.

Organics Program Expenses

Complete ALL required fields below, if value is zero, enter "0.00".

Collection Service Provider Expenses $ 10,000.00

Organics Equipment $ 1,405.00

Organics Only - Promotion $ 500.00

Please enter Labor & Staffing expenses in Labor & Staffing section below.

Organics Program Expenses Subtotal
$ 11,905.00

Estimated Revenue * 0.00

Organics Program Expenses
$ 11,905.00 *Negative values here will not carry forward to other sections.*

Total ENHANCEMENT Funding Requested $ 36,570.00

Maximum Funding Available $ 108,335.00

(Base plus Enhancement NOT including Supplemental)

Total Funding Requested $ 52,335.00

(not including Staffing)

Funding Remaining $ 56,000.00

(Total Requested minus Max Amount available)

Labor & Staffing (All Programs)

Salary and labor expenses must be directly related to recycling program operations and administration. These expenses may be funded up to 75% of funding allocation (not including supplemental funding). The final % and expense amount for salary and labor will be determined after Anoka County approves the submitted staffing and labor metric.

Upload 2025 Staffing Metric and Drop-off Calculator *
2025 Staffing Metric and Drop-off Calculator.xlsx

Upload a scanned pdf of recent promotion for your current curbside or drop-off opportunities. It can be from a brochure, newsletter or from your website, for how your special curbside collection program works, and/or what is accepted at your city or town offices (during business hours), spring recycling event, permanent drop-off centers or other drop-off events. *
FN_MarchApril_2024_36z494qtlsi (1).pdf

Click here to download the Curbside Collection Eligible Expenses document.

MANAGE ONLY

Admin only: The approved Labor and Staffing % from your 2024 Staffing Metric has been inserted to provide an estimate of typical Labor and Staffing costs for your community. In general, this percentage has not changed much over the last several years.

75 %

MANAGE ONLY

Labor & Staffing Maximum Funds Available

$ 81,251.25

General Program Administration $ 56,000.00

Program Implementation $ 0.00

Total Labor & Staffing Expenses Requested: $ 56,000.00

Supplemental Funding Request

Supplemental grant funding is currently available to help support municipal waste abatement programs and/or new program development. Supplemental funding, however, should not be depended on for long-term program sustainability. Before requesting supplemental additional grant program dollars, it is critical that your municipality is willing to support and sustain the services before implementation.

Please be aware that there is a limited amount of supplemental funding available for this section. If the County receives more funding requests than funds, the funds may be reduced or denied for a municipalities supplemental funding request. Grants will be evaluated based on which projects best help the County meet the State mandated goal of 75% by 2030.

The maximum supplemental grant available may be up to $20,000.00 per municipality.

Supplemental Funding – may include:
• Collection service provider expenses for additional materials
• Additional expenses from construction and paving projects
• Large equipment purchases
• New program expenses

Do you need additional funds to grow existing waste abatement programs? *

(●) Yes ( ) No

In the box below, please include the following information:
• Identify need for supplemental funding;
• Describe project scope and design;
• Describe how the project may benefit multiple municipalities or the County as a whole;
• Note key stakeholders participating in project activities, including project collaborators;
• Quantify and list expected outcomes, such as, new materials to be collected, projected amount to be collected, percentage increase of currently collected materials if supplemental grant funding is approved. *

Supplemental funding costs will be used to support the organics recycling program as well as provide additional discounts to encourage participation in the City's dropoffs. The City's organics recycling program is generating a large volume of material but still requires grant support to be viable. This funding will be paid to the contractor (Republic Services) to supplement user fees based on the contract between the City and contractor in order to incentivize participation through lower user costs. This program supports the County goal of increasing organics recycling and helps spread awareness of other organics recycling opportunities throughout the County. The program generates a high per person tonnage of waste that would otherwise be landfilled. Unlike items like appliances, there is no requirement to dispose of this material outside of a landfill, so this diversion would not happen without county support. Supplemental funding will also be used to provide additional discounts will also be used to provide additional discounts during bi-monthly Recycle Technologies events. If approved, the City plans to continue hosting 3 additional events at RTI beyond the Spring and Fall event as well as an on-site event at a manufactured housing or multi-family property. The additional funding will be used to continue offering free disposal of items that could most easily be put in the trash (small electronics) well as additional discounts to cover bulky items. By participating in these extra events, the City is able to cost-share on labor with other cities that host their events at the same time.

Project Budget

List all project elements that require funding. Use the ADD button to add elements to the chart.

Project Element *	Expense *
Curbside Organics Recycling Program Cost Offset	10,000.00
Bimonthly Recycling Drop-off Coupons	10,000.00

Total Supplemental Funding Requested $ 20,000.00

Summary of Funding Requested

Base Funding Requested

$ 15,765.00

Enhancement Funding Requested

Drop-off Grant Requested $ 12,760.00

General Enhancement Grant Requested $ 11,905.00

Organics Program Grant Requested $ 11,905.00

Total Enhancement Funding Requested

$ 36,570.00

Labor & Staffing Funding Requested

$ 56,000.00

Supplemental Funding Requested

$ 20,000.00

Total Funding Requested

128,335.00

Date: * 05/30/2024

Name: * Rachel Workin

Title: * Environmental Planner

Total Funding Granted

MANAGE ONLY

Base Funding Granted 15,765.00

MANAGE ONLY

Drop-off Funding Granted 12,760.00

MANAGE ONLY

General Enhancement Funding Granted 11,905.00

MANAGE ONLY

Organics Program Funding Granted 11,905.00

MANAGE ONLY

Labor & Staffing Funding Granted 56,000.00

MANAGE ONLY

Supplemental Funding Granted 20,000.00

Total Funding Granted $ 128,335.00

MANAGE ONLY

Office Use Only

Received By: Sue Doll

Date: 05/30/2024

Manager Notes for Reporters:

Created: Apr 25, 2024 at 03:06 PM CDT

Robin Wodziak
Robin.wodziak@anokacountymn.gov

Last Updated: Jul 12, 2024 at 06:44 PM CDT

Sue Doll
Sue.doll@anokacountymn.gov

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council Conference Meeting

Submitted By: Melissa Moore, City Clerk/Communications Manager

Title

Resolution No. 2024-160, Designating City Council Meeting Dates for 2025

Background

Pursuant to section 3.01 of the Fridley City Charter, the City Council annually adopts a calendar of City Council meetings for the upcoming year. The 2025 calendar (attached) also includes the City's advisory commissions, holidays and other miscellaneous dates that may impact some City operations.

Recommendation

Staff recommend approval of Resolution No. 2014-160, Designating City Council Meeting Dates for 2025.

Attachments and Other Resources

- Resolution No. 2024-160
- 2025 City of Fridley Calendar

Resolution No. 2024-160

Designating City Council Meetings for 2025

Whereas, section 3.01 of the Fridley City Charter (Charter) requires the Fridley City Council (Council) to meet at a fixed time not less than once each month; and

Whereas, the Charter requires the Council to meet at such times as may be prescribed by resolution; and

Whereas, it is the intent of the Council to comply with the open meeting provisions contained in Minnesota Statutes Chapter 13D.

Now, therefore be it resolved, by the City Council of the City of Fridley that:

1. The Fridley City Council will hold regular meetings in the Council Chambers of the Fridley Civic Campus, 7071 University Avenue N.E., commencing at 7 p.m. on the following dates in 2025:

   January 6, January 27, February 10, February 24, March 10, March 24, April 14, April 28, May 12, May 27, June 9, June 28, July 14, July 28, August 11, August 25, September 8, September 22, October 13, October 27, November 10, November 24, December 8 and December 22.

2. The City Council will hold conference meetings prior to regularly scheduled City Council meetings, except for the last City Council meeting in December.

Passed and adopted by the City Council of the City of Fridley this 12th day of October, 2024.

____
Scott J. Lund – Mayor

Attest:

____
Melissa Moore - City Clerk

City of Fridley
Friendly, Responsive & Driven

2025 Calendar

January

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

February

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	

March

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

April

S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

May

S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

June

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

July

S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

August

S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

September

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

October

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

November

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

December

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

City Council | 7 p.m.
2nd and 4th Monday

HRA | 7 p.m.
1st Thursday

Environmental Quality | 7 p.m.
2nd Tuesday

Planning Commission | 7 p.m.
3rd Wednesday

Parks & Rec Commission | 7 p.m.
1st Monday

Public Arts Commission | 7 p.m.
1st Wednesday

Charter Commission | 7 p.m.

Holiday
City offices closed

Other dates
April 21 | Commission appreciation dinner
April 26 | Town Hall
July 17 | Employee Picnic
September 18 | Employee Breakfast
December 4 | Annual Meeting

City of Fridley

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Jim Kosluchar, Director of Public Works
Brandon Brodhag, Assistant City Engineer

Title

Resolution No. 2024-162, Requesting Anoka County Highway Department Perform a Speed Analysis or Speed Study On 85th Avenue (County Road 132) from East River Road to Springbrook Drive

Background

The Anoka County roundabout on 85th Avenue at Evergreen Drive (Springbrook Nature Entrance) was substantially completed and opened to traffic in October of this year. Staff requested that Anoka County evaluate the posted speed limit between the new roundabout and the West University Service Drive (Springbrook Drive), as the proximity between the traffic signal at that intersection and the new roundabout was considered too short to increase speeds to the current posted limit of 50mph and decrease to the next intersection. The City of Coon Rapids was consulted as well and requested the speed analysis / speed study to be conducted all the way to East River Road.

The attached resolution formally requests this, and the City of Coon Rapids is considering a similar resolution to present to Anoka County. Anoka County would provide findings of the study to the Minnesota Department of Transportation (MnDOT) for any speed change recommended by the analysis.

Financial Impact

There is no funding impact to this request. Anoka County would bear costs of the study.

Recommendation

Staff recommends the approval of Resolution No. 2024-162, Requesting Anoka County Highway Department Perform a Speed Analysis or Speed Study On 85th Avenue (County Road 132) from East River Road to Springbrook Drive.

Focus on Fridley Strategic Alignment

____ Vibrant Neighborhoods & Places
____ Financial Stability & Commercial Prosperity
____ Organizational Excellence
____ Community Identity & Relationship Building
X Public Safety & Environmental Stewardship

Attachments and Other Resources

- Resolution No. 2024-162

Resolution No. 2024-162

Requesting Anoka County Highway Department Perform a Speed Analysis or Speed Study On 85th Avenue (County Road 132) from East River Road to Springbrook Drive

Whereas, County Road 132 (85th Avenue) has a current posted speed of 50 mph from a point west of Springbrook Drive west to CSAH 1 (East River Road); and

Whereas, the construction of a roundabout in 2024 on 85th Avenue at Evergreen Boulevard will require much slower speeds than currently posted approaching and through this intersection; and

Whereas, the distances between the new roundabout to Springbrook Drive, to an existing Burlington Northern Santa Fe (BNSF) railroad crossing and East River Road are limited and may not be conducive to acceleration and deceleration between intersections and the existing railroad crossing at the current posted speed; and

Whereas, the Cities of Coon Rapids and Fridley share a common boundary along portions of 85th Avenue and collectively request the County analyze the segments of 85th Avenue between East River Road to the BNSF Railroad tracks, the BNSF Railroads tracks to Evergreen Boulevard, and between Evergreen Boulevard to Springbrook Drive individually with the goal of selecting a uniform speed or set of speeds that maximize safety along the entire corridor; and

Whereas, the changes in roadway geometry merit speed analysis or a speed study to establish a safe posted speed limit that does not unduly inhibit mobility.

Now, therefore be it resolved, that the City Council of the City of Fridley hereby requests the Anoka County Highway Department perform a speed analysis or speed study on County Road 132 (85th Avenue) between East River Road and Springbrook Drive and submit findings to the Minnesota Department of Transportation as needed for implementation.

Passed and adopted by the City Council of the City of Fridley this 12th day of November, 2024.

____
Scott J. Lund – Mayor

Attest:

____
Melissa Moore – City Clerk

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Ryan George, Public Safety Director
Patrick Faber, Lieutenant

Title

Resolution No. 2024-165, Accepting the 2025 Intensive Comprehensive Peace Officer Education and Training Grant

Background

Fridley Public Safety has been selected as a recipient of the 2025 Intensive Comprehensive Peace Officer Education and Training (ICPOET) Grant. The ICPOET appropriation is designed to recruit candidates who may be interested in a career transition into law enforcement at a time when vacancies are high across the state.

The agencies receiving this funding will sponsor 50 candidates with two- and four-year degrees who want to make a career transition into law enforcement. All candidates will attend an intensive, comprehensive training program at Alexandria Technical & Community College or Hennepin Technical College. Candidates will go through the same training that a traditional peace officer student completes.

Fridley Public Safety has been approved for an appropriation of $49,276 to fund the salary and benefits of a new police officer while they attend peace officer training. Once the ICPOET candidate has successfully completed their training, they will serve as a full-time police officer in a position that is already included in the approved budget.

Financial Impact

This grant covers the salary and benefits of a new police officer while the officer is attending training. There is no grant-match requirement.

Recommendation

Staff recommend approving Resolution No. 2024-165, Accepting the 2025 Intensive Comprehensive Peace Officer Education and Training Grant.

Focus on Fridley Strategic Alignment

____ Vibrant Neighborhoods & Places
____ Community Identity & Relationship Building
____ Financial Stability & Commercial Prosperity
__X__ Public Safety & Environmental Stewardship
____ Organizational Excellence

Vision Statement

We believe Fridley will be a safe, vibrant, friendly and stable home for families and businesses.

Attachments and Other Resources

- Resolution No. 2024-165
- 2025 ICPOET Grant Agreement

Resolution No. 2024-165

Accepting the 2025 Intensive Comprehensive Peace Officer Education and Training Grant

Whereas, Fridley Public Safety has been selected as a recipient of the 2025 Intensive Comprehensive Peace Officer Education and Training (ICPOET) Grant; and

Whereas, the ICPOET appropriation is designed to recruit candidates who may be interested in a career transition into law enforcement at a time when vacancies are high across the state.; and

Whereas, the agencies receiving this funding will sponsor 50 candidates with two- and four-year degrees who want to make a career transition into law enforcement; and

Whereas, candidates will go through the same training that a traditional peace officer student completes at Alexandria Technical & Community College or Hennepin Technical College; and

Whereas, Fridley Public Safety has been approved for an appropriation of $49,276 to fund the salary and benefits of a new police officer while they attend peace officer training.

Now, therefore be it resolved, that the City Council of the City of Fridley hereby approves acceptance of the 2025 Intensive Comprehensive Peace Officer Education and Training grant.

Passed and adopted by the City Council of the City of Fridley this 12th day of November, 2024.

____
Scott J. Lund – Mayor

Attest:

____
Melissa Moore – City Clerk

Minnesota Department of Public Safety ("State") Office of Justice Programs 445 Minnesota Street, Suite 2300 St. Paul, MN 55101-2139	**Grant Program:** Intensive Comprehensive Peace Officer Education and Training 2025 **Grant Contract Agreement No.:** A-ICPOE-2025-FRIDLYPD-027
Grantee: City of Fridley, Police Department 7071 University Ave NE Fridley, Minnesota 55432	**Grant Contract Agreement Term:** **Effective Date:** 12/1/2024 **Expiration Date:** 9/30/2025
Grantee's Authorized Representative: Ryan George, Director City of Fridley, Police Department 7071 University Ave NE Fridley, Minnesota 55432 (763) 572-3637 ryan.george@fridleymn.gov	**Grant Contract Agreement Amount:** Original Agreement $49,276.00 Matching Requirement $0.00
State's Authorized Representative: Kristin Lail, Grants Specialist Coordinator Office of Justice Programs 445 Minnesota Street, Suite 2300 St. Paul, MN 55101-2139 (651) 230-3358 Kristin.lail@state.mn.us	**Federal Funding:** CFDA/ALN: None **FAIN:** N/A **State Funding**: Minnesota Session Laws of 2023, Chapter 52, Article 2, Section 3, Subdivision 8. **Special Conditions**: None

Under Minn. Stat. § 299A.01, Subd 2 (4) the State is empowered to enter into this grant contract agreement.

Term: Per Minn. Stat.§16B.98, Subd. 5, the Grantee must not begin work until this grant contract agreement is fully executed and the State's Authorized Representative has notified the Grantee that work may commence. Per Minn.Stat.§16B.98 Subd. 7, no payments will be made to the Grantee until this grant contract agreement is fully executed. Once this grant contract agreement is fully executed, the Grantee may claim reimbursement for expenditures incurred pursuant to the Payment clause of this grant contract agreement. Reimbursements will only be made for those expenditures made according to the terms of this grant contract agreement. Expiration date is the date shown above or until all obligations have been satisfactorily fulfilled, whichever occurs first.

The Grantee, who is not a state employee, will:
Perform and accomplish such purposes and activities as specified herein and in the Grantee's approved Intensive Comprehensive Peace Officer Education and Training 2025 Application ["Application"] which is incorporated by reference into this grant contract agreement and on file with the State at 445 Minnesota Street, Suite 2300, St. Paul, Minnesota 55101-2139. The Grantee shall also comply with all requirements referenced in the Intensive Comprehensive Peace Officer Education and Training 2025 Guidelines and Application which includes the Terms and Conditions and Grant Program Guidelines (https://app.dps.mn.gov/EGrants), which are incorporated by reference into this grant contract agreement.

Budget Revisions: The breakdown of costs of the Grantee's Budget is contained in Exhibit A, which is attached and incorporated into this grant contract agreement. As stated in the Grantee's Application and Grant Program Guidelines, the Grantee will submit a written change request for any substitution of budget items or any deviation and in accordance with the Grant Program Guidelines. Requests must be approved prior to any expenditure by the Grantee.

Matching Requirements: (If applicable.) As stated in the Grantee's Application, the Grantee certifies that the matching requirement will be met by the Grantee.

Payment: As stated in the Grantee's Application and Grant Program Guidance, the State will promptly pay the Grantee after the Grantee presents an invoice for the services actually performed and the State's Authorized Representative accepts the invoiced services and in accordance with the Grant Program Guidelines. Payment will not be made if the Grantee has not satisfied reporting requirements.

Certification Regarding Lobbying: (If applicable.) Grantees receiving federal funds over $100,000.00 must complete and return the Certification Regarding Lobbying form provided by the State to the Grantee.

1. ENCUMBRANCE VERIFICATION

Individual certifies that funds have been encumbered as required by Minn. Stat. § 16A.15.

Signed: ____

Date: ____

3. STATE AGENCY

Signed: ____
(with delegated authority)

Title: ____

Date: ____

Grant Contract Agreement No./ P.O. No. A-ICPOE-2025-FRIDLYPD-027 / 3-98929

Project No.(*indicate N/A if not applicable*): __N/A________

2. GRANTEE

The Grantee certifies that the appropriate person(s) have executed the grant contract agreement on behalf of the Grantee as required by applicable articles, bylaws, resolutions, or ordinances.

Signed: ____

Print Name: ____

Title: ____

Date: ____

Signed: ____

Print Name: ____

Title: ____

Date: ____

Signed: ____

Print Name: ____

Title: ____

Date: ____

Distribution: DPS/FAS
Grantee
State's Authorized Representative

Budget Summary

ICPOE: Intensive Comprehensive Peace Officer Education and Training 2025				
Budget Category	**Award**			
Personnel				
Wages for CSO Cadet (40 hr x 25 weeks x $20.23)	$20,230.00			
Total	$20,230.00			
Payroll Taxes and Fringe				
Payroll Tax & Fringe (Calculated at 20%)	$4,046.00			
Total	$4,046.00			
Travel and Training				
Tuition & Equipment	$25,000.00			
Total	$25,000.00			
Total	$49,276.00			

City of Fridley

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Ryan George, Public Safety Director
Patrick Faber, Lieutenant

Title

Resolution No. 2024-166, Accepting the 2024-2026 Allied Radio Matrix for Emergency Response (ARMER) Equipment Grant

Background

Fridley police officers utilize portable and mobile radios to communicate during emergencies. The mobile radios are installed in police vehicles, whereas the portable radios are issued to and are carried by individual police officers. Most radios were replaced in 2016 and 2017 and are now nearing end-of-life.

Currently, 64 police radios are in need of replacement or upgrade because they do not meet the Federal Bureau of Investigation's (FBI) Advanced Encryption Standard (AES) encryption requirement. When Anoka County moves to full AES/DES encrypted radios, these 64 radios must be capable of AES encryption, or they will no longer be useable as police radios.

A plan is in place to fund the replacement of police radios through Capital Improvement Program (CIP) funds, Public Safety Aid, and grant funds. Staff applied for, and was granted, $40,000 through the 2024-2026 Allied Radio Matrix for Emergency Response (ARMER) Equipment Grant Program. Matching funds of $2,105.26 were already included in the overall radio replacement budget. Acceptance of the grant will reduce the amount of funds that the City of Fridley (City) will need to budget for the replacement of radios.

Financial Impact

This grant provides funding for the replacement of police radios, thereby reducing the impact on the City's budget.

Recommendation

Staff recommend the approval of Resolution No. 2024-166, Accepting the 2024-2026 Allied Radio Matrix for Emergency Response (ARMER) Equipment Grant.

Focus on Fridley Strategic Alignment

____	Vibrant Neighborhoods & Places	____	Community Identity & Relationship Building
____	Financial Stability & Commercial Prosperity	X	Public Safety & Environmental Stewardship
____	Organizational Excellence		

Vision Statement

We believe Fridley will be a safe, vibrant, friendly and stable home for families and businesses.

Attachments and Other Resources

- Resolution No. 2024-166
- 2024-2026 ARMER Equipment Grant Agreement

Resolution No. 2024-166

Accepting the 2024-2026 Allied Radio Matrix for Emergency Response (ARMER) Equipment Grant

Whereas, Fridley police officers utilize portable and mobile radios to communicate during emergencies; and

Whereas, currently, sixty-four police radios are in need of replacement or upgrade because they do not meet the Federal Bureau of Investigation's (FBI) Advanced Encryption Standard (AES) requirement; and

Whereas, a plan is in place to fund the replacement of police radios through Capital Improvement Program funds, Public Safety Aid, and grant funds; and

Whereas, Fridley Public Safety has been granted $40,000 in funds from the 2024-2026 Allied Radio Matrix for Emergency Response (ARMER) Equipment Grant Program; and

Whereas, acceptance of the grant will reduce the amount of funds that the City of Fridley will need to budget for the replacement of radios.

Now, therefore be it resolved, that the City Council of the City of Fridley hereby approves acceptance of the 2024-2026 Allied Radio Matrix for Emergency Response (ARMER) Equipment Grant.

Passed and adopted by the City Council of the City of Fridley this 12th day of November, 2024.

Scott J. Lund – Mayor

Attest:

Melissa Moore – City Clerk

Minnesota Department of Public Safety ("State") Emergency Communication Networks Division 445 Minnesota Street, Suite 1725 St. Paul, MN 55101	**Grant Program:** 2024-2026 Allied Radio Matrix for Emergency Response (ARMER) Equipment Grant Program **Grant Contract Agreement No.:** A-DECN-ARMER-2024-FRIDLYPD-051
Grantee: City of Fridley 7071 University Ave NE Fridley, MN 55432-3111	**Grant Contract Agreement Term:** **Effective Date:** 11/1/2024 **Expiration Date:** 6/30/2026
Grantee's Authorized Representative: Patrick Faber, Support Lieutenant City of Fridley Public Safety / Police Division 7071 University Ave NE Fridley, MN 55432-3111 Phone: 763-502-1912 Email: Patrick.faber@fridleymn.gov	**Grant Contract Agreement Amount:** Original Agreement $ 40,000.00 Matching Requirement $ 2,105.26
State's Authorized Representative: Assistant Commissioner John Cunningham Minnesota Department of Public Safety 445 Minnesota Street, Suite 1000 St. Paul, MN 55101 Phone: 651-201-7161 Email: John.Cunningham@state.mn.us	**Federal Funding:** None **FAIN:** N/A **State Funding**: 2023 Minnesota Session Laws, Ch. 52, Art. 2, Sec. 3, Subd. 9(e) **Special Conditions** Attached and incorporated into this grant contract agreement. See page 3.

Under Minn. Stat. § 299A.01, Subd 2 (4) the State is empowered to enter into this grant contract agreement.

Term: Per Minn. Stat.§16B.98, Subd. 5, the Grantee must not begin work until this grant contract agreement is fully executed and the State's Authorized Representative has notified the Grantee that work may commence. Per Minn.Stat.§16B.98 Subd. 7, no payments will be made to the Grantee until this grant contract agreement is fully executed. Once this grant contract agreement is fully executed, the Grantee may claim reimbursement for expenditures incurred pursuant to the Payment clause of this grant contract agreement. Reimbursements will only be made for those expenditures made according to the terms of this grant contract agreement. Expiration date is the date shown above or until all obligations have been satisfactorily fulfilled, whichever occurs first.

The Grantee, who is not a state employee, will:
Perform and accomplish such purposes and activities as specified herein and in the Grantee's approved 2024-2026 Allied Radio Matrix for Emergency Response (ARMER) Equipment Grant Program Application ["Application"] which is incorporated by reference into this grant contract agreement and on file with the State at 445 Minnesota Street, Suite 1725, St. Paul, MN 55101. The Grantee shall also comply with all requirements referenced in the 2024-2026 ARMER Equipment Grant Program Guidelines and Application which includes the Terms and Conditions and Grant Program Guidelines (https://app.dps.mn.gov/EGrants), which are incorporated by reference into this grant contract agreement.

Budget Revisions: The breakdown of costs of the Grantee's Budget is contained in Exhibit A, which is attached and incorporated into this grant contract agreement. As stated in the Grantee's Application and Grant Program Guidelines, the Grantee will submit a written change request for any substitution of budget items or any deviation and in accordance with the Grant Program Guidelines. Requests must be approved prior to any expenditure by the Grantee.

Matching Requirements: (If applicable.) As stated in the Grantee's Application, the Grantee certifies that the matching requirement will be met by the Grantee.

Payment: As stated in the Grantee's Application and Grant Program Guidance, the State will promptly pay the Grantee after the Grantee presents an invoice for the services actually performed and the State's Authorized Representative accepts the invoiced services and in accordance with the Grant Program Guidelines. Payment will not be made if the Grantee has not satisfied reporting requirements.

Certification Regarding Lobbying: (If applicable.) Grantees receiving federal funds over $100,000.00 must complete and return the Certification Regarding Lobbying form provided by the State to the Grantee.

1. ENCUMBRANCE VERIFICATION

Individual certifies that funds have been encumbered as required by Minn. Stat. § 16A.15.

Signed: ____

Date: ____

3. STATE AGENCY

Signed: ____
(with delegated authority)

Title: ____

Date: ____

Grant Contract Agreement No./ P.O. No.: A-DECN-ARMER-2024-FRIDLYPD-051 / PO# 3000099386

Project No.(*indicate N/A if not applicable*): N/A

2. GRANTEE

The Grantee certifies that the appropriate person(s) have executed the grant contract agreement on behalf of the Grantee as required by applicable articles, bylaws, resolutions, or ordinances.

Signed: ____

Print Name: ____

Title: ____

Date: ____

Signed: ____

Print Name: ____

Title: ____

Date: ____

Signed: ____

Print Name: ____

Title: ____

Date: ____

Distribution: DPS/FAS
Grantee
State's Authorized Representative

2024 DECN (ARMER) Equipment Grant

Organization: Fridley Police Department **A-DECN-ARMER-2024-FRID**

Budget Summary (Report)

Budget				
Budget Category	**Award**	**Match**		
Equipment				
800 Mhz Radio Replacement	$40,000.00	$2,105.26		
Total	$40,000.00	$2,105.26		
Total	$40,000.00	$2,105.26		
Allocation	$40,000.00	$2,105.26		
Balance	$0.00	$0.00		

City of Fridley

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Anna Smieja, Accounting Technician, Accounts Payable

Title

Resolution No. 2024-167, Approving Claims for the Period Ending November 6, 2024

Background

Attached is Resolution No. 2024-167 and the claims report for the period ending November 6, 2024.

Financial Impact

Included in the budget.

Recommendation

Staff recommend the approval of Resolution No. 2024-167, Approving Claims for the Period Ending November 6, 2024.

Focus on Fridley Strategic Alignment

____ Vibrant Neighborhoods & Places
X Financial Stability & Commercial Prosperity
____ Organizational Excellence
____ Community Identity & Relationship Building
____ Public Safety & Environmental Stewardship

Attachments and Other Resources

- Resolution No. 2024-167, Approving Claims for the Period Ending November 6, 2024
- City Council Claims Report

Resolution No. 2024-167

Approving Claims for the Period Ending November 6, 2024

Whereas, Minnesota Statute § 412.271 generally requires the City Council to review and approve claims for goods and services prior to the release of payment; and

Whereas, a list of such claims for the period ending November 6, 2024, was reviewed by the City Council.

Now, therefore be it resolved, that the City Council of the City of Fridley hereby approves the payment of the claims as presented.

Passed and adopted by the City Council of the City of Fridley this 12th day of November, 2024.

____
Scott J. Lund - Mayor

Attest:

____
Melissa Moore – City Clerk

City of Fridley, MN

Bank Transaction Report
Transaction Detail

Issued Date Range: 10/24/2024 - 11/06/2024

Cleared Date Range: -

Issued Date	Cleared Date	Number	Description	Module	Status	Type		Amount
Bank Draft								
10/25/2024		DFT0005254	EMPOWER RETIREMENT (for MN/MSRS)	Accounts Payable	Outstanding	Bank Draft	$	(569.98)
10/25/2024		DFT0005255	EMPOWER RETIREMENT (for MN/MSRS)	Accounts Payable	Outstanding	Bank Draft	$	(1,439.80)
10/25/2024		DFT0005256	CITY OF FRIDLEY-MISSION SQUARE-457 Def.Comp	Accounts Payable	Outstanding	Bank Draft	$	(19,431.08)
10/25/2024		DFT0005257	CITY OF FRIDLEY-MISSION SQUARE-457 Def.Comp	Accounts Payable	Outstanding	Bank Draft	$	(4,456.51)
10/25/2024		DFT0005259	CITY OF FRIDLEY-MISSION SQUARE RHS Retiree Health Sa	Accounts Payable	Outstanding	Bank Draft	$	(374.40)
10/25/2024		DFT0005261	OPTUM BANK (HSA)	Accounts Payable	Outstanding	Bank Draft	$	(3,960.47)
10/25/2024		DFT0005262	OPTUM BANK (HSA)	Accounts Payable	Outstanding	Bank Draft	$	(2,710.66)
10/25/2024		DFT0005263	MINN DEPT OF REVENUE - Payroll Garnishements	Accounts Payable	Outstanding	Bank Draft	$	(68.05)
10/25/2024		DFT0005264	PERA - PUBLIC EMPLOYEES	Accounts Payable	Outstanding	Bank Draft	$	(45,882.60)
10/25/2024		DFT0005265	PERA - PUBLIC EMPLOYEES	Accounts Payable	Outstanding	Bank Draft	$	(164.46)
10/25/2024		DFT0005266	PERA - PUBLIC EMPLOYEES	Accounts Payable	Outstanding	Bank Draft	$	(64,823.62)
10/25/2024		DFT0005267	CITY OF FRIDLEY-MISSION SQUARE RHS Retiree Health Sa	Accounts Payable	Outstanding	Bank Draft	$	(100.00)
10/25/2024		DFT0005268	CITY OF FRIDLEY-MISSION SQUARE RHS Retiree Health Sa	Accounts Payable	Outstanding	Bank Draft	$	(2,325.00)
10/25/2024		DFT0005269	CITY OF FRIDLEY-MISSION SQUARE RHS Retiree Health Sa	Accounts Payable	Outstanding	Bank Draft	$	(600.00)
10/25/2024		DFT0005270	CITY OF FRIDLEY-MISSION SQUARE Roth IRA	Accounts Payable	Outstanding	Bank Draft	$	(5,200.93)
10/25/2024		DFT0005271	BENEFIT RESOURCE LLC - BPA/VEBA	Accounts Payable	Outstanding	Bank Draft	$	(1,000.00)
10/25/2024		DFT0005272	INTERNAL REVENUE SERVICE - PAYROLL TAXES	Accounts Payable	Outstanding	Bank Draft	$	(45,174.84)
10/25/2024		DFT0005273	INTERNAL REVENUE SERVICE - PAYROLL TAXES	Accounts Payable	Outstanding	Bank Draft	$	(16,808.22)
10/25/2024		DFT0005274	MINN DEPT OF REVENUE - PAYROLL TAX	Accounts Payable	Outstanding	Bank Draft	$	(25,026.90)
10/25/2024		DFT0005275	INTERNAL REVENUE SERVICE - PAYROLL TAXES	Accounts Payable	Outstanding	Bank Draft	$	(55,524.63)
10/25/2024		DFT0005276	US BANK (P-CARDS)	Accounts Payable	Outstanding	Bank Draft	$	(38,470.47)
11/01/2024		DFT0005277	SVAP II FRIDLEY MARKET LLC	Accounts Payable	Outstanding	Bank Draft	$	(22,854.00)
11/01/2024		DFT0005282	HEALTH PARTNERS	Accounts Payable	Outstanding	Bank Draft	$	(7,045.40)
						Bank Draft Total: (23)	**$**	**(364,012.02)**
Check								
10/30/2024			ADF SECURITY	Accounts Payable	Outstanding	Check	$	(120.00)
10/30/2024			ADVANCE COMPANIES INC	Accounts Payable	Outstanding	Check	$	(822.38)
10/30/2024			ALBRECHT SIGN COMPANY	Accounts Payable	Outstanding	Check	$	(4,319.81)
10/30/2024			ASPEN MILLS INC	Accounts Payable	Outstanding	Check	$	(800.60)
10/30/2024			ASPENSON, JAKE	Accounts Payable	Outstanding	Check	$	(161.49)
10/30/2024			BEISSWENGER'S HARDWARE	Accounts Payable	Outstanding	Check	$	(51.90)
10/30/2024			BLAINE AREA PET HOSPITAL	Accounts Payable	Outstanding	Check	$	(177.83)
10/30/2024			BRUSKE PRODUCTS	Accounts Payable	Outstanding	Check	$	(1,053.03)
10/30/2024			CENTERPOINT ENERGY-MINNEGASCO	Accounts Payable	Outstanding	Check	$	(2,141.26)

Issued Date	Cleared Date	Number	Description	Module	Status	Type		Amount
10/30/2024			CENTRAL RENTAL CO	Accounts Payable	Outstanding	Check	$	(280.43)
10/30/2024			CERES ENVIRONMENTAL INC	Accounts Payable	Outstanding	Check	$	(108.00)
10/30/2024			COMCAST/XFINITY	Accounts Payable	Outstanding	Check	$	(2,810.10)
10/30/2024			CORDS, JULIANNE	Accounts Payable	Outstanding	Check	$	(150.00)
10/30/2024			CRYSTEEL TRUCK EQUIP/DISTRIBUTION	Accounts Payable	Outstanding	Check	$	(40,407.64)
10/30/2024			CUSTOM GRAPHIX	Accounts Payable	Outstanding	Check	$	(391.00)
10/30/2024			DALCO/IMPERIAL DADE	Accounts Payable	Outstanding	Check	$	(4,160.38)
10/30/2024			DAVE PERKINS CONTRACTING	Accounts Payable	Outstanding	Check	$	(4,100.00)
10/30/2024			ECOSAFE ZERO WASTE USA INC	Accounts Payable	Outstanding	Check	$	(1,053.44)
10/30/2024			EMERGENCY AUTOMOTIVE TECHNOLOGIES	Accounts Payable	Outstanding	Check	$	(66.96)
10/30/2024			FLAGSHIP RECREATION LLC	Accounts Payable	Outstanding	Check	$	(26,694.74)
10/30/2024			FRIDLEY COMMUNITY EDUCATION	Accounts Payable	Outstanding	Check	$	(7,177.50)
10/30/2024			HIPERLINE / R & H PAINTING LLC	Accounts Payable	Outstanding	Check	$	(21,359.40)
10/30/2024			INNOVATIVE OFFICE SOLUTIONS	Accounts Payable	Outstanding	Check	$	(232.70)
10/30/2024			JANZ, KASSANDRA	Accounts Payable	Outstanding	Check	$	(100.00)
10/30/2024			KENNEDY & GRAVEN CHARTERED	Accounts Payable	Outstanding	Check	$	(1,845.00)
10/30/2024			KONE INC	Accounts Payable	Outstanding	Check	$	(352.31)
10/30/2024			LEAGUE OF MINNESOTA CITIES	Accounts Payable	Outstanding	Check	$	(30.00)
10/30/2024			MARTIN MARIETTA	Accounts Payable	Outstanding	Check	$	(1,319.93)
10/30/2024			MENARDS - FRIDLEY	Accounts Payable	Outstanding	Check	$	(146.62)
10/30/2024			MESSERLI & KRAMER PA	Accounts Payable	Outstanding	Check	$	(1,827.98)
10/30/2024			METERING & TECHNOLOGY SOLUTIONS	Accounts Payable	Outstanding	Check	$	(996.46)
10/30/2024			MINN HWY SAFETY/RESEARCH-MHSRC	Accounts Payable	Outstanding	Check	$	(525.00)
10/30/2024			MINNEAPOLIS SAW INC	Accounts Payable	Outstanding	Check	$	(1,261.91)
10/30/2024			MINNESOTA ROADWAYS	Accounts Payable	Outstanding	Check	$	(213.60)
10/30/2024			MORRELL ENTERPRISES	Accounts Payable	Outstanding	Check	$	(1,480.92)
10/30/2024			NFP INSURANCE SERVICES INC	Accounts Payable	Outstanding	Check	$	(648.75)
10/30/2024			NORTHERN TOOL & EQUIPMENT	Accounts Payable	Outstanding	Check	$	(68.00)
10/30/2024			OLSEN CHAIN & CABLE	Accounts Payable	Outstanding	Check	$	(743.00)
10/30/2024			QUADIENT FINANCE USA INC	Accounts Payable	Outstanding	Check	$	(599.63)
10/30/2024			QUALITY REFRIGERATION SERVICE	Accounts Payable	Outstanding	Check	$	(828.89)
10/30/2024			RUST ARCHITECTS P.A.	Accounts Payable	Outstanding	Check	$	(1,925.00)
10/30/2024			SANDSTROM LAND MANAGEMENT	Accounts Payable	Outstanding	Check	$	(23,595.00)
10/30/2024			SHRED RIGHT	Accounts Payable	Outstanding	Check	$	(62.65)
10/30/2024			ST PAUL, CITY OF	Accounts Payable	Outstanding	Check	$	(2,340.19)
10/30/2024			STANTEC CONSULTING SERVICES INC	Accounts Payable	Outstanding	Check	$	(1,069.00)
10/30/2024			STIMEY ELECTRIC	Accounts Payable	Outstanding	Check	$	(230.00)
10/30/2024			TAHO SPORTSWEAR	Accounts Payable	Outstanding	Check	$	(168.25)
10/30/2024			TENNANT SALES & SERVICE CO	Accounts Payable	Outstanding	Check	$	(2,096.84)
10/30/2024			TRASH IT NOW DBA JUNK GENIUS	Accounts Payable	Outstanding	Check	$	(8,115.00)
10/30/2024			TRI-STATE BOBCAT INC	Accounts Payable	Outstanding	Check	$	(632.70)
10/30/2024			TRUGREEN-CHEMLAWN	Accounts Payable	Outstanding	Check	$	(7,605.44)
10/30/2024			UTILITY LOGIC LLC	Accounts Payable	Outstanding	Check	$	(537.35)

Issued Date	Cleared Date	Number	Description	Module	Status	Type		Amount
10/30/2024			VERIZON WIRELESS	Accounts Payable	Outstanding	Check	$	(480.12)
10/30/2024			VESTIS	Accounts Payable	Outstanding	Check	$	(663.91)
10/30/2024			VISU-SEWER INC	Accounts Payable	Outstanding	Check	$	(31,054.97)
10/30/2024			VOIGT BUS SERVICES INC	Accounts Payable	Outstanding	Check	$	(709.76)
10/30/2024			XCEL ENERGY	Accounts Payable	Outstanding	Check	$	(13,984.80)
10/30/2024			YALE MECHANICAL INC	Accounts Payable	Outstanding	Check	$	(3,785.97)
10/30/2024			ZIEGLER INC	Accounts Payable	Outstanding	Check	$	(2,251.50)
11/06/2024			ABLE HOSE & RUBBER	Accounts Payable	Outstanding	Check	$	(75.02)
11/06/2024			AMERICAN SOLUTIONS FOR BUSINESS	Accounts Payable	Outstanding	Check	$	(25.98)
11/06/2024			AMSOIL INC	Accounts Payable	Outstanding	Check	$	(3,678.44)
11/06/2024			ANOKA COUNTY PROP RECORDS/TAXATION	Accounts Payable	Outstanding	Check	$	(46.00)
11/06/2024			ANOKA COUNTY TREASURY OFFICE	Accounts Payable	Outstanding	Check	$	(11,112.48)
11/06/2024			ASPEN MILLS INC	Accounts Payable	Outstanding	Check	$	(22.35)
11/06/2024			ASTLEFORD INTERNATIONAL TRUCKS	Accounts Payable	Outstanding	Check	$	(810.71)
11/06/2024			BATTERIES PLUS	Accounts Payable	Outstanding	Check	$	(80.15)
11/06/2024			BEISSWENGER'S HARDWARE	Accounts Payable	Outstanding	Check	$	(23.23)
11/06/2024			BENEFIT RESOURCE LLC - BPA/VEBA	Accounts Payable	Outstanding	Check	$	(699.00)
11/06/2024			BOYER TRUCKS INC	Accounts Payable	Outstanding	Check	$	(232.11)
11/06/2024			CE CONTRACT	Accounts Payable	Outstanding	Check	$	(355.00)
11/06/2024			CENTRAL RENTAL CO	Accounts Payable	Outstanding	Check	$	(92.97)
11/06/2024			CENTURY LINK	Accounts Payable	Outstanding	Check	$	(895.75)
11/06/2024			CMT JANITORIAL SERVICES	Accounts Payable	Outstanding	Check	$	(4,399.50)
11/06/2024			COMCAST/XFINITY	Accounts Payable	Outstanding	Check	$	(134.89)
11/06/2024			CORE & MAIN LP	Accounts Payable	Outstanding	Check	$	(1,552.44)
11/06/2024			CULLIGAN	Accounts Payable	Outstanding	Check	$	(866.70)
11/06/2024			DALCO/IMPERIAL DADE	Accounts Payable	Outstanding	Check	$	(1,415.77)
11/06/2024			DEFORGE, ANTHONY	Accounts Payable	Outstanding	Check	$	(1,688.40)
11/06/2024			FRIDLEY COMMUNITY EDUCATION	Accounts Payable	Outstanding	Check	$	(15,480.00)
11/06/2024			FRIDLEY POLICE ASSOCIATION	Accounts Payable	Outstanding	Check	$	(110.00)
11/06/2024			GENUINE PARTS CO/NAPA	Accounts Payable	Outstanding	Check	$	(5.59)
11/06/2024			GOPHER STATE ONE-CALL INC	Accounts Payable	Outstanding	Check	$	(464.40)
11/06/2024			GRAFIK DISTINCTION INC	Accounts Payable	Outstanding	Check	$	(2,850.00)
11/06/2024			GREENHAVEN PRINTING	Accounts Payable	Outstanding	Check	$	(4,963.11)
11/06/2024			HOME DEPOT CREDIT SERVICES	Accounts Payable	Outstanding	Check	$	(53.74)
11/06/2024			HOTSY MINNESOTA	Accounts Payable	Outstanding	Check	$	(1,028.78)
11/06/2024			INNOVATIVE OFFICE SOLUTIONS	Accounts Payable	Outstanding	Check	$	(572.01)
11/06/2024			ISLAMIC CENTER OF MINNESOTA	Accounts Payable	Outstanding	Check	$	(1,500.00)
11/06/2024			LANGE, JAMES	Accounts Payable	Outstanding	Check	$	(950.40)
11/06/2024			LEPAGE & SONS	Accounts Payable	Outstanding	Check	$	(1,405.82)
11/06/2024			LOFFLER COMPANIES-131511	Accounts Payable	Outstanding	Check	$	(144.23)
11/06/2024			MC TOOL & SAFETY	Accounts Payable	Outstanding	Check	$	(1,249.14)
11/06/2024			MENARDS - FRIDLEY	Accounts Payable	Outstanding	Check	$	(441.09)
11/06/2024			METRO VOLLEYBALL OFFICIALS ASSOCIATION	Accounts Payable	Outstanding	Check	$	(1,088.00)

Issued Date	Cleared Date	Number	Description	Module	Status	Type		Amount
11/06/2024			MICHELS CORP	Accounts Payable	Outstanding	Check	$	(1,404.95)
11/06/2024			MINN DEPT OF LABOR & INDUSTRY	Accounts Payable	Outstanding	Check	$	(310.00)
11/06/2024			MINN OCCUPATIONAL HEALTH	Accounts Payable	Outstanding	Check	$	(140.00)
11/06/2024			MORRELL ENTERPRISES	Accounts Payable	Outstanding	Check	$	(129.38)
11/06/2024			NORTH ANOKA PLUMBING / DUSTY'S DRAIN CLEANING	Accounts Payable	Outstanding	Check	$	(325.00)
11/06/2024			NORTH VALLEY INC	Accounts Payable	Outstanding	Check	$	(1,231.70)
11/06/2024			NUSS TRUCK AND EQUIPMENT	Accounts Payable	Outstanding	Check	$	(926.49)
11/06/2024			ON SITE COMPANIES	Accounts Payable	Outstanding	Check	$	(1,565.00)
11/06/2024			PETERSON COMPANIES INC	Accounts Payable	Outstanding	Check	$	(193,553.68)
11/06/2024			RODDY, THOMAS	Accounts Payable	Outstanding	Check	$	(1,680.00)
11/06/2024			ROUTE 65 PUB & GRUB	Accounts Payable	Outstanding	Check	$	(1,195.84)
11/06/2024			SHORT ELLIOTT HENDRICKSON INC	Accounts Payable	Outstanding	Check	$	(275.72)
11/06/2024			SOULO COMMUNICATIONS	Accounts Payable	Outstanding	Check	$	(2,207.14)
11/06/2024			STIMEY ELECTRIC	Accounts Payable	Outstanding	Check	$	(1,417.85)
11/06/2024			STUDIO LOLA LLC	Accounts Payable	Outstanding	Check	$	(3,402.50)
11/06/2024			TAHO SPORTSWEAR	Accounts Payable	Outstanding	Check	$	(280.00)
11/06/2024			VESTIS	Accounts Payable	Outstanding	Check	$	(634.77)
11/06/2024			WW GOETSCH ASSOC INC	Accounts Payable	Outstanding	Check	$	(16,443.00)
11/06/2024			YALE MECHANICAL INC	Accounts Payable	Outstanding	Check	$	(2,788.32)
11/06/2024			ZIEGLER INC	Accounts Payable	Outstanding	Check	$	(688.49)
11/06/2024			ESTATE OF ROBERT PEDERSON	Utility Billing	Outstanding	Check	$	(97.47)
11/06/2024			DON WEGLER	Utility Billing	Outstanding	Check	$	(136.12)
						Check Total: (118)	**$**	**(524,283.66)**
Check Reversal								
10/30/2024			TAHO SPORTSWEAR Reversal	Accounts Payable	Outstanding	Check Reversal	$	98.50
11/06/2024			Reverse Refund Check DON WEGLER	Utility Billing	Outstanding	Check Reversal	$	136.12
11/06/2024			Reverse Refund Check ESTATE OF ROBERT PEDERSON	Utility Billing	Outstanding	Check Reversal	$	97.47
						Check Reversal Total: (3)	**$**	**332.09**
EFT								
10/25/2024		963	FRIDLEY POLICE ASSOCIATION-PY only	Accounts Payable	Outstanding	EFT	$	(200.00)
10/25/2024		964	FRIDLEY-IAFF DUES/INTL ASSOC/FIRE FIGHTERS	Accounts Payable	Outstanding	EFT	$	(80.00)
10/25/2024		EFT0000228	Payroll EFT	Payroll	Outstanding	EFT	$	(386,314.52)
						EFT Total: (3)	**$**	**(386,594.52)**
						Report Total: (147)	**$**	**(1,274,558.11)**

Summary

Bank Account		Count		Amount
0000100479 City of Fridley		147	$	(1,274,558.11)
	Report Total:	**147**	**$**	**(1,274,558.11)**

Cash Account		Count		Amount
No Cash Account		1	$	-
999 999-101100 Cash in Bank - CITY Pooled Cash		146	$	(1,274,558.11)
	Report Total:	**147**	**$**	**(1,274,558.11)**

Transaction Type	Count		Amount
Bank Draft	23	$	(364,012.02)
Check	118	$	(524,283.66)
Check Reversal	3	$	332.09
EFT	3	$	(386,594.52)
Report Total:	**147**	**$**	**(1,274,558.11)**

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Paul Bolin, Asst. Exec. Director - HRA

Title

Public Hearing and First Reading of Ordinance No. 1427, Conveying Outlots A, B & C, Locke Ponte, to Pulte Homes of Minnesota LLC

Background

When the single level patio homes were constructed south of the Municipal Center, there were three Outlots (A, B & C) platted as common space to meet the stormwater needs of the Pulte Development. As developers frequently create outlots for storm ponding areas, then let them go tax forfeit and become a burden for a community, the City's Housing and Redevelopment Authority filed a Restrictive Declaration against the property. The intent of the declaration is to ensure that the outlots stay as part of the development and not become tax exempt. Language in the redevelopment contract with Pulte reinforced this position. The outlots were to be held by Pulte or turned over to the homeowner's association to maintain.

Despite these safeguards, without consent from the City, Pulte Homes filed quit claim deeds at Anoka County, transferring the properties to the City of Fridley this past April. Representatives from Pulte stated that it was due to a staff change that resulted in these parcels being transferred back to the City. Pulte has agreed to reimburse the City for staff time, legal fees and recording fees associated with transferring the properties back to Pulte.

Before a land transfer can take place, the City needs to declare the land excess and authorize the sale of the land through an ordinance.

As required by State Statute and the City's Charter, a Notice of Public Hearing before the City Council was published in the November 1, 2024, edition of the City's Official Publication.

Unless otherwise directed, the second reading of the ordinance is scheduled for the November 25, 2024, City Council meeting.

Financial Impact

None. Pulte is reimbursing City for legal and recording fees associated with this transfer.

Recommendation

Staff recommend that the City Council conduct the public hearing and approve Ordinance No. 1427, Conveying Outlots A, B & C, Locke Ponte, to Pulte Homes of Minnesota LLC.

Staff also recommend the Council approve the first reading of Ordinance No. 1427.

Focus on Fridley Strategic Alignment

x Vibrant Neighborhoods & Places
____ Community Identity & Relationship Building
x Financial Stability & Commercial Prosperity
____ Public Safety & Environmental Stewardship
____ Organizational Excellence

Attachments and Other Resources

- Ordinance No. 1427
- Plat of Locke Pointe

Ordinance No. 1427

Regarding Certain Real Estate and Authorizing the Conveyance Thereof

The City of Fridley does ordain, after review, examination and staff recommendation that Appendix F of the Fridley City Code be amended as follows:

Section 1

The City of Fridley (City) is the fee owner of the tracts of land within the City of Fridley, Anoka County, State of Minnesota, described as follows:

> Outlots A, B & C, Locke Pointe, according to the recorded plat thereof, Anoka County, Minnesota (Lots).

Section 2

The City Council of the City of Fridley hereby determines:

1. The Lots are part of the Locke Park patio home development and are necessary for their storm water management.
2. The Lots are located within TIF District #23 and are subject to a Restrictive Declaration prohibiting the properties from being transferred to a tax-exempt entity.
3. The lots were transferred to the City, without the City's consent, by Pulte Homes of Minnesota, LLC. The City has no reason to own the Lots and the City Council is hereby authorized to transfer the Lots back to Pulte Homes of Minnesota, LLC.

Section 3

The Mayor and City Clerk are hereby authorized to sign the necessary contract and deeds to effect the transfer of the above described real estate.

Passed and adopted by the City Council of the City of Fridley on this xx day of [Month], 2024.

____

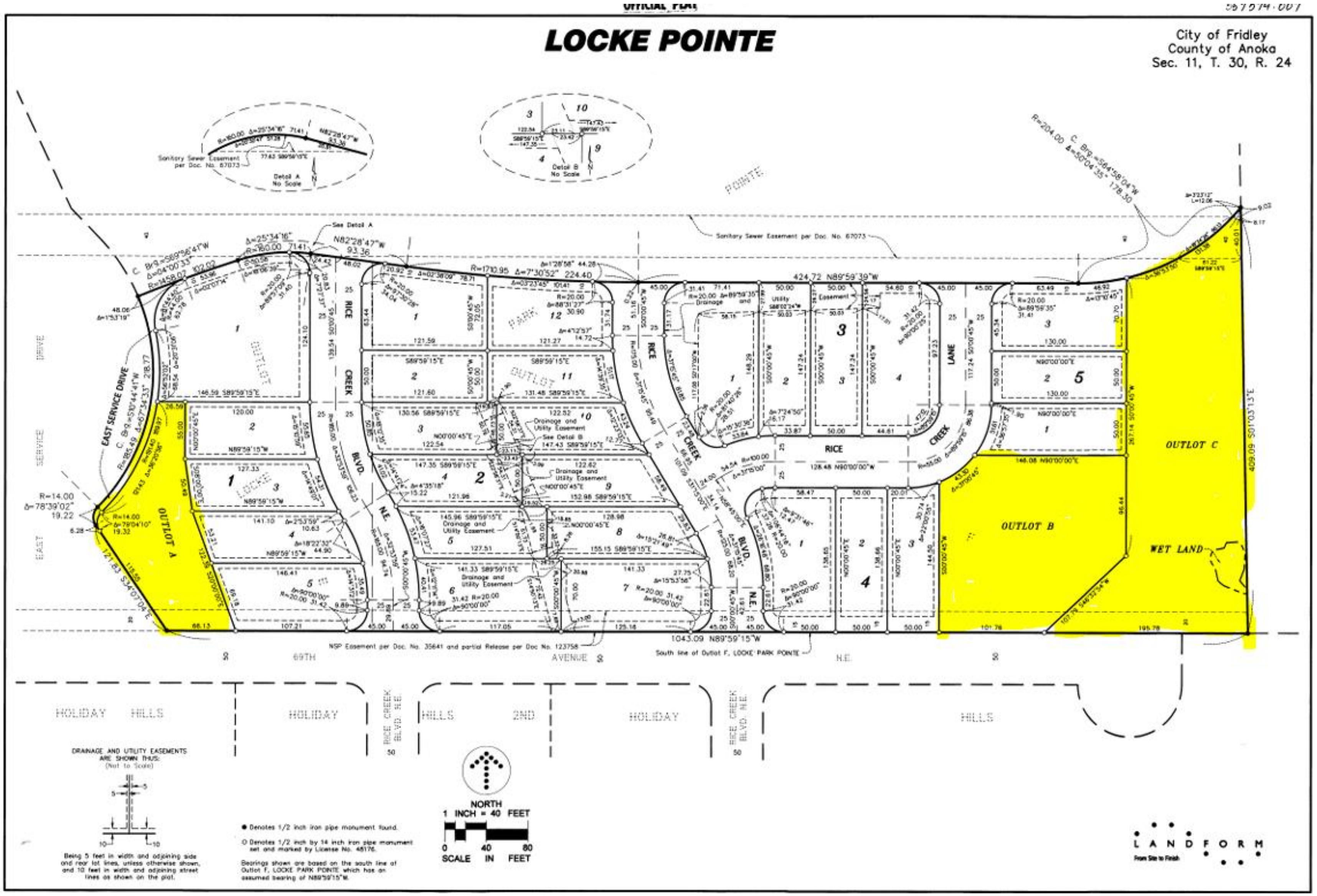
Scott J. Lund - Mayor

Attest:

____

Melissa Moore - City Clerk

Public Hearing: November 12, 2024
First Reading: November 12, 2024
Second Reading: [Date]
Publication: [Date]


OFFICIAL PLAT
LOCKE POINTE
City of Fridley
County of Anoka
Sec. 11, T. 30, R. 24
OUTLOT A
OUTLOT B
OUTLOT C
WET LAND
EAST SERVICE DRIVE
RICE CREEK BLVD. N.E.
RICE CREEK LANE
69TH AVENUE N.E.
HOLIDAY HILLS
HOLIDAY HILLS 2ND
HOLIDAY HILLS
DRAINAGE AND UTILITY EASEMENTS ARE SHOWN THUS: (Not to Scale)
Being 5 feet in width and adjoining side and rear lot lines, unless otherwise shown, and 10 feet in width and adjoining street lines as shown on the plat.
● Denotes 1/2 inch iron pipe monument found.
O Denotes 1/2 inch by 14 inch iron pipe monument set and marked by License No. 48176.
Bearings shown are based on the south line of Outlot F, LOCKE PARK POINTE which has an assumed bearing of N89°59'15"W.
NORTH
1 INCH = 40 FEET
0 40 80
SCALE IN FEET
LANDFORM
From Site to Finish

City of Fridley

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Scott Hickok, Community Development Director
Stacy Stromberg, Planning Manager
Nancy Abts, Associate Planner

Title

Resolution No. 2024-158, Considering Variance, VAR #24-01 Petitioned by Jason Zemke

Background

Property owner Jason Zemke requests a variance to allow construction of an addition to an existing nonconforming home located at 257 69th Avenue NE. The addition would encroach into the side yard setback, reducing the distance from the eastern property line to 6.9 feet, from a standard 10 foot setback for habitable space. (Uninhabited garages are allowed to with a five-foot side yard setback.)

Variances may only be granted if the Council makes a determination that practical difficulties exist on the property. Staff does not support a variance in this instance because alternatives exist that would allow an addition to be built without a variance. However, the Planning Commission recommendation was for approval, based on the specific conditions of the property and proposed addition.

Financial Impact

No financial impact.

Recommendation

The Planning Commission held a public hearing for VAR #21-01 at their October 16, 2024 meeting. After discussion, the Planning Commission recommended approval of Variance, VAR #24-01. The motion carried unanimously.

Due to the differences in staff and Planning Commission recommendation, two possible resolutions are provided for the Council's consideration.

Focus on Fridley Strategic Alignment

X Vibrant Neighborhoods & Places
___ Community Identity & Relationship Building
___ Financial Stability & Commercial Prosperity
___ Public Safety & Environmental Stewardship
___ Organizational Excellence

Vision Statement
We believe Fridley will be a safe, vibrant, friendly and stable home for families and businesses.

Attachments and Other Resources

- Resolution No. 2024-158 – Approving the Variance
- Resolution No. 2024-158 – Denying the Variance
- Staff Report to the Planning Commission
- Site Plan

Resolution No. 2024-158

Approving a Variance, VAR #24-01 to Reduce the Side Yard Setback to Allow the Proposed Addition at the Property Located at 257 69th Avenue, Owned by Jason Zemke and Rochelle Zemke, Trustees

Whereas, on September 26, 2024, an application for a Variance was submitted for the property generally located at 257 69th Ave NE, legally described in Exhibit A (property); and

Whereas, Section 205.07.03.D.2, of the City Code requires a side yard of 10 feet between any living area of a dwelling and side property lines; and

Whereas, Section 205.05.07 of the City Code allows a variance to be granted where exceptional conditions or unique circumstances exist that cause practical difficulties in the strict application of the City Code; and

Whereas, variance application, VAR #24-01 submitted by Jason Zemke for the property, requests approval to reduce the side yard setback 6.7 feet, instead of the code-required 10 feet, in order to construct an addition to an existing nonconforming structure (request) ; and

Whereas, on October 16, 2024, the Planning Commission (Commission) held a public hearing to consider the request; and

Whereas, the Commission found the request to meet the requirements for a variance, based on the following findings of fact:

Criterion #1: **Is the variance in harmony with the purpose and intent of the ordinance?**
The intent of the side yard setback is to ensure that there is sufficient separation and privacy between adjacent homes. In this instance the Commission finds the proposed modest 3.3 foot setback reduction does not conflict with the purpose and intent of the ordinance.

Criterion #2: **Is the variance consistent with the Comprehensive Plan?**
The 2040 Comprehensive Plan guides this property for single family residential use. The variance is consistent with this guidance.

Criterion #3: **Does the proposal put the property to use in a reasonable manner?**
Building a small addition to an existing home is a reasonable use. In this instance the Commission finds that the significant cost savings provided by the modest variance are compelling.

Criterion #4: **Are there unique circumstances to the property, not created by the landowner?**
The preexisting nonconforming setback was not created by the current landowner.

Criterion #5: **Will the variance, if granted, alter the essential character of the locality?**
This addition will not alter the essential character of the locality due to its location in the rear yard.

Whereas, at the October 16, 2024, meeting, the Commission unanimously recommended approval of the request; and

Whereas, on November 12, 2024, the Fridley City Council (Council) reviewed the request at its regular meeting.

Now, therefore be it resolved, that the Council hereby approves the requested variance and allows the proposed addition based on the listed findings of fact.

Passed and adopted by the City Council of the City of Fridley this 12th day of November, 2024.

____
Scott J. Lund – Mayor

Attest:

____
Melissa Moore – City Clerk

Exhibit A

Legal Description for 257 69th Avenue NE

Lot 2, Block 1, RICE CREEK PLAZA NORTH ADDITION, according to the recorded plat thereof, Anoka County, Minnesota.

Resolution No. 2024-158

Denying a Variance, VAR #24-01 to Reduce the Side Yard Setback for the Property Located at 257 69th Avenue, Owned by Jason Zemke and Rochelle Zemke, Trustees

Whereas, on September 26, 2024, an application for a Variance was submitted for the property generally located at 257 69th Ave NE, legally described in Exhibit A (property); and

Whereas, Section 205.07.03.D.2, of the City Code requires a side yard of 10 feet between any living area of a dwelling and side property lines; and

Whereas, Section 205.05.07 of the City Code allows a variance to be granted where exceptional conditions or unique circumstances exist that cause practical difficulties in the strict application of the City Code; and

Whereas, variance application, VAR #24-01 submitted by Jason Zemke for the property, requests approval to reduce the side yard setback 6.7 feet, instead of the code-required 10 feet, in order to construct an addition to an existing nonconforming structure (request) ; and

Whereas, on October 16, 2024, the Planning Commission (Commission) held a public hearing to consider the request; and

Whereas, a practical difficulty or uniqueness was not found to meet the requirements for a variance, based the following findings of fact that show failure to satisfy all of the following standards:

Criterion #1: **Is the variance in harmony with the purpose and intent of the ordinance?**
The intent of the side yard setback is to ensure that there is sufficient separation and privacy between adjacent homes. The proposed setback reduction does not include elements (e.g., screening,) to mitigate the impact to the neighboring property.

Criterion #2: **Is the variance consistent with the Comprehensive Plan?**
The 2040 Comprehensive Plan guides this property for single family residential use. The variance is consistent with this guidance.

Criterion #3: **Does the proposal put the property to use in a reasonable manner?**
Building a small addition to an existing home is a reasonable use. However, an addition to the home can reasonably be constructed within the required setbacks, without necessitating a variance.

Criterion #4: **Are there unique circumstances to the property, not created by the landowner?**

The preexisting nonconforming setback was not created by the current landowner. However, there are not additional unique circumstances impacting site geometry or geography which limit the ability to comply with standard setbacks on this property.

Criterion #5: **Will the variance, if granted, alter the essential character of the locality?** This addition will not alter the essential character of the locality due to its location in the rear yard.

Whereas, at the October 16, 2024, meeting, the Commission unanimously recommended approval of the request; and

Whereas, on November 12, 2024, the Fridley City Council (Council) reviewed the request at its regular meeting.

Now, therefore be it resolved, that the Council hereby denies the requested variance based on the listed findings of fact.

Passed and adopted by the City Council of the City of Fridley this 12th day of November, 2024.

____
Scott J. Lund – Mayor

Attest:

____
Melissa Moore – City Clerk

Exhibit A

Legal Description for 257 69th Avenue NE

Lot 2, Block 1, RICE CREEK PLAZA NORTH ADDITION, according to the recorded plat thereof, Anoka County, Minnesota.

Land Use Application Summary

Item: VAR #24-000001 **Meeting Date**: October 16, 2024

GENERAL INFORMATION **SPECIAL INFORMATION**

Applicant:
Jason Zemke
257 69th Avenue NE
Fridley, MN 55432

Requested Action:
Variance

Location:
257 69th Avenue NE

Existing Zoning:
R-1, Single Family

Size:
10,458 sq. ft. .24 acres

Existing Land Use:
Single Family home

Surrounding Land Use & Zoning:
N: Community Park - P
E: Single Family & R-1
S: Single Family & R-1
W: Single Family & R-1

Comprehensive Plan Conformance:
Guided for Single Family land use

Zoning Ordinance Conformance:
205.07.03.D.2.a requires habitable space to be set back 10 feet from the property line

Building and Zoning History:
1959 – Lot is platted
1962 – Building Permit issued; identifies a 10 ft side yard setback for the home
1972 – Special Use Permit approved for 2nd garage. Survey included in application notes an as-built 7.1 setback for the home.
2002 – Variance issued to recognize the existing nonconforming structure. 192 sq ft addition constructed in rear yard.

Legal Description of Property:
Lot 2, Block 2, RICE CREEK PLAZA NORTH ADDITION, according to the recorded plat thereof, Anoka County, Minnesota.

Public Utilities:
Home is connected

Transportation:
Property is accessed from 69th Avenue NE

Physical Characteristics:
Relatively flat, rectangular lot that abuts Community Park

Summary of Request:
Property owner Jason Zemke requests a variance to expand an existing nonconforming building located at 257 69th Ave NE. The variance would permit an addition to the home and reduce the side yard setback from 10 feet to 6.7 feet.

Staff Recommendation:
City staff do not believe the request meets statutory requirements for a variance and recommend denial of the request.

Aerial of the Property

City Council Action/60 Day Action Date:
City Council – November 12, 2024
60 Day Date – November 25, 2024

Staff Report Prepared by Nancy Abts

Written Report –

The Request

Jason Zemke is an owner of the home at 257 69th Avenue NE. A previous owner built the home within the required side yard. Jason requests a variance to allow an addition to the home. The addition would encroach into the side yard, reducing the distance from the eastern property line to 6.9 feet, from the required 10-foot setback. (Garages are allowed with a five-foot side yard setback. This is because garages are uninhabited.)

Site Description and History

The subject property is located on 69th Avenue N.E., immediately south of Community Park. It is zoned R-1, Single Family. When the existing home was constructed in 1962, the building permit indicated a 10-foot side yard. In 1972, a Special Use Permit (SUP) was issued for a second detached garage. The SUP application materials included a drawing showing a 7.1 foot as-built setback for the home.

In 2002, an eight by twenty-four-foot addition to the rear of the home was proposed. At this time, a variance was approved to acknowledge expansion of the nonconforming structure, in a way that did not increase the nonconforming setback. The addition was then built in the rear yard. (Today, this could be done with an administrative Nonconforming Expansion Permit. The permit process was adopted in 2015, in part because of issues like this.)

Code Requirements and Analysis

Section 205.07.03.D.2, of the City Code requires a side yard of 10 feet between any living area of a dwelling and side property lines in the R-1 Zoning District.

State law establishes a 3-pronged analysis for variances, which is adopted in Fridley's city code. Specifically,

A property owner may request a variance when the owner establishes that there are practical difficulties in complying with [the Zoning chapter]. An application must … state the exceptional conditions and the peculiar and practical difficulties claimed as a basis for a variance. A practical difficulty means:

1. *The property owner proposes performance standards for the property in a reasonable manner, but not permitted by the Zoning Code.*
2. *The plight of the landowner is due to circumstances unique to the property not created by the landowner.*
3. *The variance, if granted, will not alter the essential character of the locality. …*

The finding of fact shall contain the following:

1. *The public policy which is served by the requirement; and*

2. *The unique circumstance of the property that cause practical difficulties in the strict application of the requirement; and*
3. *Any stipulations of the variance approval.*

Summary of Practical Difficulties *provided by the Petitioner*

"Practical Difficulties:

- The proposed addition will develop and enhance the property in a reasonable manner not otherwise permitted by zoning ordinance.
- The need for a variance is due to circumstances unique to this property and were not created by the current owner (Jason and Rochelle Zemke).
- The requested variance will not alter the essential character of this neighborhood.

"Alternatives are not practical in that the proposed addition is the smallest functional footprint necessary to accomplish the goals of the project. A building addition that achieves the same functional space but that also abides by the 10'-0" side yard setback will require a larger net building addition (more square footage), more lot coverage, more expense, and would be out of character with the footprints and style of adjacent homes."

Practical Difficulties

Variances may be granted if practical difficulties exist on the property. Staff finds that practical difficulties are not met in this case, based on the following findings of fact:

Is the variance in harmony with the purpose and intent of the ordinance?

- A side yard setback is intended to provide adequate space between homes. This allows green space, ventilation and access. In Fridley, the Hyde Park district allows a 7.5 setback. Other more dense cities like Columbia Heights and Minneapolis commonly have side yards smaller than 10 feet.

- Along with lot size and width requirements, side yards also provide a consistent urban form and character. The addition is proposed at the rear of the home, and will have minimal impact on the streetscape. However, no efforts have been made to limit effects on the neighbor's home (e.g., screening). The current neighbor does not object to the variance, but a variance, once issued, runs with the land and impacts future owners as well.

Is the variance consistent with the Comprehensive Plan?

- The Comprehensive Plan guides this property's future land use as single-family residential. The use of the property will remain as single-family residential; as a result, it is consistent with the Plan.

: Does the proposal put the property to use in a reasonable manner?

- There is ample buildable area on the property. Staff spent some time exploring alternative options for the addition. Figure 1 shows a hand-drawn plan for the addition that would not require a variance. The petitioner ultimately decided to proceed with the variance request instead of this option.

The applicant believes the alternative adds cost to the project and unnecessary square footage to the home.

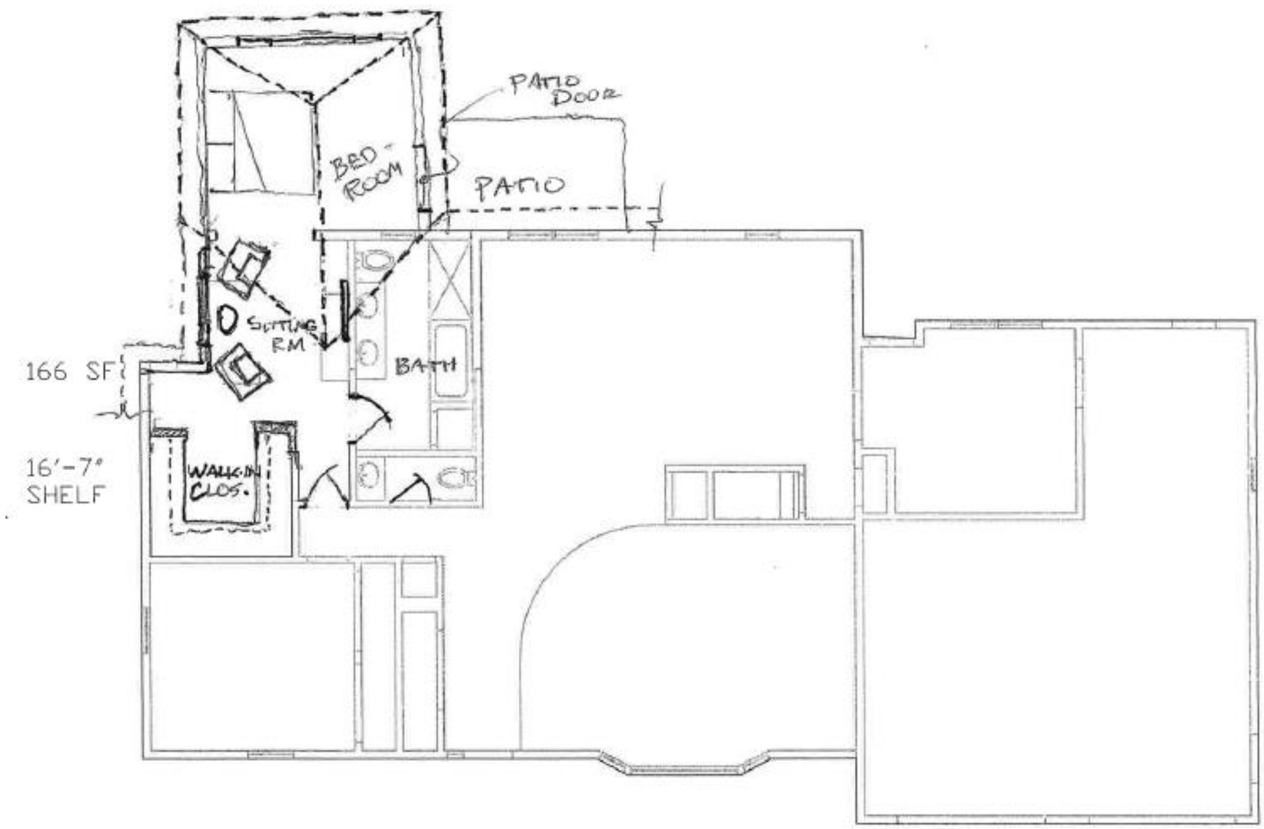


Figure 1: Alternative proposal for addition; not requiring a variance

<u>Are there unique circumstances to the property, not created by the landowner?</u>

- The property is a standard residential lot in Fridley. It does not have a unique shape or slope that limits building an addition without a variance.
- The nonconforming structure was constructed by a previous landowner.

<u>Will the variance, if granted, alter the essential character of the locality?</u>

The variance is for a modest deviation from the side yard setback. However, there are not unique characteristics of the property. A variance could set a precedent for future requests. If a 5 foot side yard setback for habitable space is desirable, staff recommends the Commission and Council consider changing the district standards instead of approving a single variance.

Staff Recommendation

Staff recommends the Planning Commission hold a public hearing for Variance Request, VAR #24--01.

Alternative options to construct an addition within required setbacks exist. Staff does not identify also any unique conditions and circumstances related to this lot that make it difficult to construct an addition within the required setbacks. Therefore, staff recommends the Planning Commission deny VAR #24--01.

For variances on lots zoned R-1, Single Family, the Planning Commission has the authority to grant final approval provided the following conditions are met:

a. There is unanimous agreement of the Planning Commission
b. The staff concurs with the recommendation of the Planning Commission
c. The general public attending the meeting or responding to the notice of public hearing have no objection.
d. The petitioner is in agreement with the recommendation.

Because staff does not recommend approval, the variance will be heard by the City Council on November 12, 2024.

Attachments

1. Petitioner's narrative and drawings
2. Public Hearing notice to properties within 350 ft.
3. Findings of Fact denying the requested variance

Findings of Fact denying the requested variance

Whereas, a practical difficulty or uniqueness was not found to meet the requirements for a variance, based on failure to satisfy all of the following standards:

Criterion #1: **Is the variance in harmony with the purpose and intent of the ordinance?**

The intent of the side yard setback is to ensure that there is sufficient separation and privacy between adjacent homes. The proposed setback reduction does not include elements (e.g., screening,) to mitigate the impact to the neighboring property.

Criterion #2: **Is the variance consistent with the Comprehensive Plan?**

The 2040 Comprehensive Plan guides this property for single family residential use. The variance is consistent with this guidance.

Criterion #3: **Does the proposal put the property to use in a reasonable manner?**

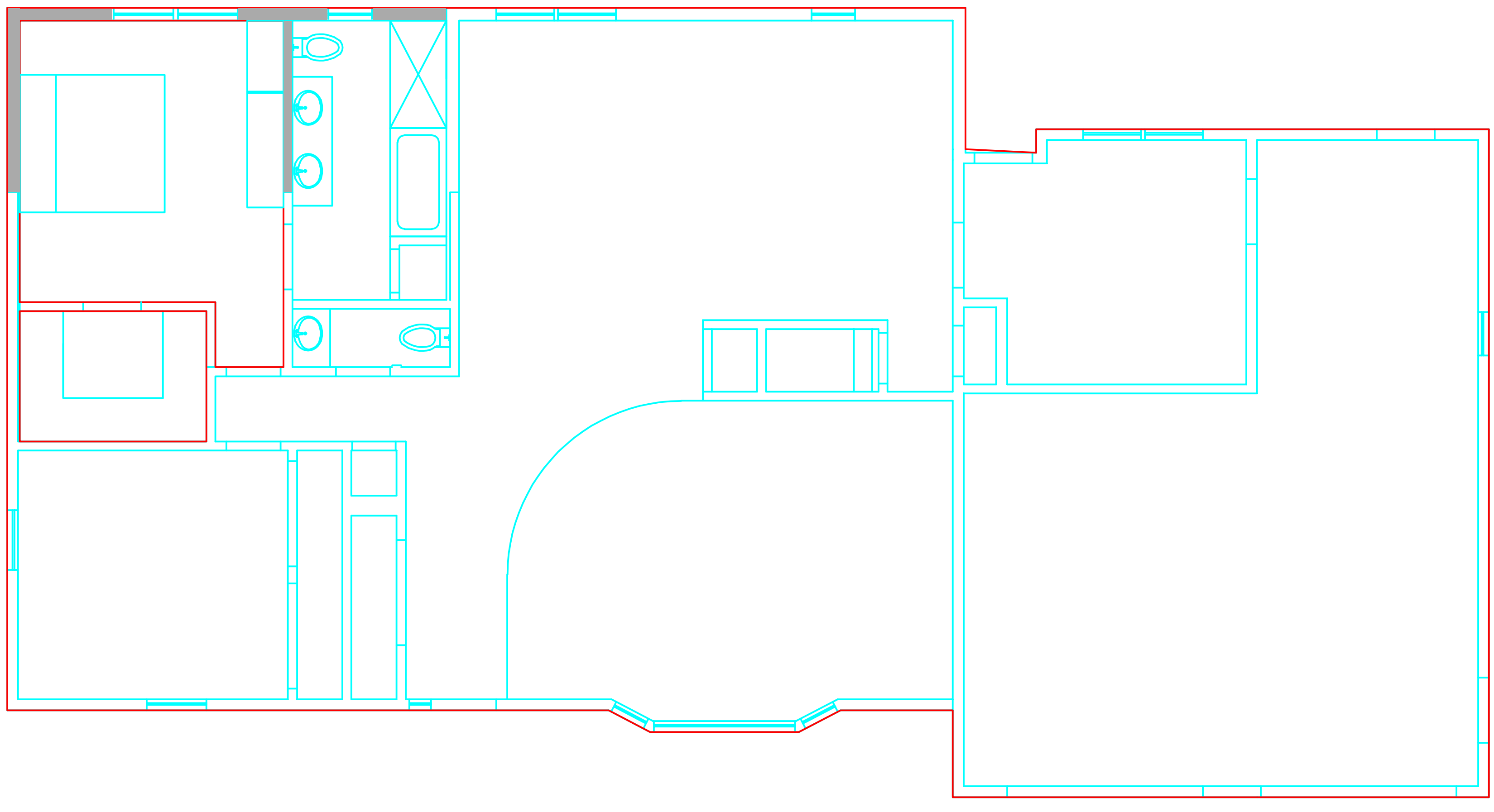
Building a small addition to an existing home is a reasonable use. However, an addition to the home can reasonably be constructed within the required setbacks, without necessitating a variance.

Criterion #4: **Are there unique circumstances to the property, not created by the landowner?**

The preexisting nonconforming setback was not created by the current landowner. However, there are not additional unique circumstances impacting site geometry or geography which limit the ability to comply with standard setbacks on this property.

Criterion #5: **Will the variance, if granted, alter the essential character of the locality?**

This addition will not alter the essential character of the locality and due to its location in the rear yard.



AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Joe Starks, Finance Director/City Treasurer

Title

Resolution No. 2024-161, Approving Water, Sanitary Sewer, Storm Water and Solid Waste Abatement Charges and Rates for the Year 2025

Background

At the October 28, 2024, City Council Conference Meeting, the Fridley City Council (Council) reviewed the proposed utility rates and recycling service for 2025. In addition, there were also budget discussions on September 23, September 9, August 26, July 22 and April 22. The Council guided staff to present the proposed rates for adoption at the November 12 meeting.

Water Fund:
From 2022 through 2024, the City will have expended approximately $4,435,000 in water infrastructure/capital improvements (with partial assistance from Federal American Rescue Plan Act funds) and plans another $22,367,000 in capital investment over the next five years, with no additional Federal funding, including $6,260,000 in 2025. The biggest project is the Locke Park Water Treatment Plant Upgrades Project set to begin in 2025 with project budget of approximately $6,600,000 in construction over two years. The project has been in been a provisional project for several years as the City awaited funding from the State. The City recently received word it has been placed on the draft Drinking Water Revolving Fund 2025 Intended Use Plan (IUP) in the fundable category, listed as a new emerging contaminants project. The project would be funded through a low interest loan through the Minnesota Public Facilities Authority (PFA). While eligible, no determination has been made at this time whether the project will receive up to $3 mil. in loan forgiveness. The City must apply to receive loan funds; at which time this determination would be made. The Water Utility Fund continues to provide services to more users while generally experiencing a reduction in overall water usage. As such, the City must regularly adjust the rates and fees to address this issue and offset annual increases in costs of treatment and maintenance.

Based on revenue and expenditure projections, and to maintain the equitable treatment of the various user classifications, staff recommend the council approve a 5% increase in usage and fixed rates. The estimated quarterly impact for a residential customer using 18,000 gallons would be an increase of approximately $3.86.

Sewer Fund:

From 2022 through 2024, the City will have expended approximately $2,518,000 in sewer infrastructure/capital improvements (with partial assistance from Federal American Rescue Plan Act funds) and plans another $4,908,000 in capital investment over the next five years, with no additional Federal funding, including $1,412,000 in 2025. The largest expenditure is the Metropolitan Council Environmental Services (MCES) charge for wastewater conveyance and treatment which encompasses nearly 80% of the fund's total expenditures. Fridley's MCES fee is increasing 6.63%, or approximately $360,000, for 2025. From 2022 to 2025, this charge will have increased over $1.2 million or over 21%. With the increase in operating costs (largely MCES) and planned infrastructure projects, staff recommend the Council increase the usage and fixed rates for all user classifications by 5% for 2025. The estimated quarterly impact for a residential customer using 18,000 gallons would be an increase of approximately $6.41.

Storm Water Fund:

From 2022 through 2024, the City will have expended approximately $2,610,700 in storm water infrastructure/capital improvement (with partial assistance from Federal American Rescue Plan Act funds) and plans another $10,149,500 over the next five years, with no additional Federal funding, including $3,016,000 in 2025. Given this level of infrastructure investment, staff recommend the Council increase the Storm Water Utility Fee by 10.0% for 2025. The estimated quarterly impact for a residential customer using 18,000 gallons would be an increase of approximately $1.34.

Solid Waste Abatement (Recycling) Fund:

At present, the City contracts with Republic Services, Inc. to provide recycling services for the community. The curbside recycling annual contract rate increased 8% over last year. The City's contract runs from May 1st to April 30th. Based on this change, staff recommend the Council increase the quarterly Recycling Fee by approximately 8% from $10.90 per quarter to $11.80.

Financial Impact

The proposed changes in the various charges–for–service will allow each fund to respond to its various cost pressures while improving the sustainability of their operations and limiting the need for future borrowing to support certain capital expenditures. These recommended changes also allow the City to provide stable and predictable rates changes over time, while responding to various cost pressures. The estimated quarterly impact for a residential customer using 18,000 gallons would be an increase of approximately $12.51 quarterly or $4.17 monthly.

Recommendation

Staff recommend the approval of Resolution No. 2024-161, Approving Water, Sanitary Sewer, Storm Water and Solid Waste Abatement Charges and Rates for the Year 2025.

Focus on Fridley Strategic Alignment

____ Vibrant Neighborhoods & Places
____ Community Identity & Relationship Building
X Financial Stability & Commercial Prosperity
____ Public Safety & Environmental Stewardship
____ Organizational Excellence

Vision Statement

We believe Fridley will be a safe, vibrant, friendly and stable home for families and businesses.

Attachments and Other Resources

- Resolution No. 2024-161
- Proposed 2025 Utility Rates

Resolution No. 2024-161

Approving Water, Sanitary Sewer, Storm Water and Solid Waste Abatement Charges and Rates for the Year 2025

Whereas, Chapter 402 of the Fridley City Code (City Code) provides that the City Council shall have the authority to set water and sanitary sewer utility charges, fees and rates by resolution; and

Whereas, Chapter 505 of the City Code provides that the City Council shall also have the authority to set the storm water drainage rate by resolution; and

Whereas, Chapter 319 of the City Code provides that the City Council shall also have the authority to set solid waste abatement (i.e., recycling) charges, fees and rates by resolution; and

Whereas, changes in the various charges–for–service will allow each fund to respond to its various cost pressures while improving the sustainability of their operations and limiting the need for future borrowing to fund ordinary capital expenditure; and

Whereas, the following charges, rates and fees shall be effective upon the first billing cycle of 2025.

Now, therefore be it resolved, that the City Council of the City of Fridley hereby establishes the following charges, fees and rates for each of the public utility and solid waste abatement funds for 2025 as shown in exhibit A.

Passed and adopted by the City Council of the City of Fridley this 12th day of November, 2024.

Scott J. Lund – Mayor

Attest:

Melissa Moore – City Clerk

2025 Utility Rates
City of Fridley, Minnesota

Utility Fund and User Classification	Usage Notes	2024 Final: Quarterly Fixed Charge	2024 Final: Fixed Change (%)	2024 Final: Volume Rate	2024 Final: Volume Rate Change (%)	2024 Final: Per Unit	2025 Proposed: Quarterly Fixed Charge	2025 Proposed: Fixed Change (%)	2025 Proposed: Volume Rate	2025 Proposed: Volume Rate Change (%)	2025 Proposed: Per Unit
Water Utility											
Residential Quarterly Consumption Tiers											
0-8,000		$ 23.59	3.0%	$ 2.69	3.0%	1000 gallons	$ 24.77	5.0%	$ 2.82	5.0%	1000 gallons
8,001-16,000		$ 23.59	3.0%	$ 3.09	3.0%	1000 gallons	$ 24.77	5.0%	$ 3.25	5.0%	1000 gallons
16,001-24,000		$ 23.59	3.0%	$ 3.71	3.0%	1000 gallons	$ 24.77	5.0%	$ 3.90	5.0%	1000 gallons
over 24,000		$ 23.59	3.0%	$ 4.63	3.0%	1000 gallons	$ 24.77	5.0%	$ 4.86	5.0%	1000 gallons
Multifamily	All Usage	$ 23.59	3.0%	$ 3.09	3.0%	1000 gallons	$ 24.77	5.0%	$ 3.25	5.0%	1000 gallons
Commercial Quarterly Consumption Tiers											
0-250,000		see below	see below	$ 2.69	3.0%	1000 gallons	see below	see below	$ 2.82	5.0%	1000 gallons
250,001-500,000		see below	see below	$ 3.18	3.0%	1000 gallons	see below	see below	$ 3.34	5.0%	1000 gallons
500,001-1,000,000		see below	see below	$ 3.66	3.0%	1000 gallons	see below	see below	$ 3.85	5.0%	1000 gallons
over 1 million		see below	see below	$ 4.20	3.0%	1000 gallons	see below	see below	$ 4.41	5.0%	1000 gallons
Meters less than 1"		$ 23.59	3.0%	see above	see above	see above	$ 24.77	5.0%	see above	see above	see above
Meters 1" and greater		$ 65.20	3.0%	see above	see above	see above	$ 68.46	5.0%	see above	see above	see above
Irrigation	All Usage	$ 23.59	3.0%	$ 4.63	3.0%	1000 gallons	$ 24.77	5.0%	$ 4.86	5.0%	1000 gallons
Sanitary Sewer Utility											
Residential (includes 8,000 gallons)	Winter Quarter Water Usage	$ 58.21	4.5%	$ 7.00	4.5%	1000 gallons	$ 61.12	5.0%	$ 7.35	5.0%	1000 gallons
Multifamily, 3 units or less (includes 24,000 gallons)		$ 116.52	4.5%	$ 7.00	4.5%	1000 gallons	$ 122.35	5.0%	$ 7.35	5.0%	1000 gallons
Multifamily, 4 units or more	Current Quarter Water Usage	$ 26.23	4.5%	$ 7.00	4.5%	1000 gallons	$ 27.54	5.0%	$ 7.35	5.0%	1000 gallons
Commercial/Industrial		$ 26.23	4.5%	$ 7.00	4.5%	1000 gallons	$ 27.54	5.0%	$ 7.35	5.0%	1000 gallons
Storm Water Utility											
Per Acre		$ 40.15	8.5%	n/a	n/a	per acre	$ 44.17	10.0%	n/a	n/a	per acre
Residential Equivalency Factor (REF)		$ 13.38	10%	n/a	n/a	REF per qtr.	$ 14.72	10.0%	n/a	n/a	REF per qtr.
Solid Waste Abatement (i.e., Recycling)											
Residential, 12 units or less		$ 10.90	28%	n/a	n/a	per quarter	$ 11.80	8.3%	n/a	n/a	per quarter
State Test Fee - 2.43/qtr		**In accordance with MN Statutes 604.113, you will be charged $30 for any payment returned. A 10% late fee charge may apply if your account becomes past due.**									

AGENDA REPORT

Meeting Date: November 12, 2024 **Meeting Type:** City Council

Submitted By: Jim Kosluchar, Director of Public Works
Brandon Brodhag, Assistant City Engineer
Carl Lind, Graduate Engineer

Title

Resolution No. 2024-163, Receiving Feasibility Report and Calling for Public Hearing on the 2025 Street Rehabilitation Project No. ST2025-01

Background

On June 10, 2024, the Fridley City Council approved Resolution No. 2024-79 directing preparation of a feasibility report for the 2025 Street Rehabilitation Project No. ST2025-01. The proposed project includes pavement rehabilitation and miscellaneous utility improvements in the North Innsbruck neighborhood (Arthur Street, East Danube Road, North Danube Road, and West Danube Road).

On June 25, 2024, an Open House was held for the proposed improvements included in the 2025 Street Rehabilitation Project No. ST2025-01. There, staff provided an overview of the project including information regarding construction impacts, anticipated schedule, special assessments and payment schedule. Following the presentation, the meeting was opened to attendees for questions and comments. The information presented was also posted to the City of Fridley's (City) project webpage and those unable to attend were encouraged to review the material presented and provide feedback.

Ninety-five notices for the Open House were mailed to residents and property owners within the project area, with 13 attendees signed in at the Open House. Also included with the notices were questionnaires requesting information and input on other project aspects, including access during construction and upcoming private construction.

The attached feasibility report addresses the project area's infrastructure history, proposed improvements, estimated costs and funding sources as well as consideration for public comments received through correspondence with staff to date.

Please refer to the completed feasibility report, which concludes:

1. The project is necessary as included in the City's proposed Long-Term Street Maintenance Program, and 2025-2029 Capital Investment Program.
2. The project is cost-effective and will result in reduced maintenance requirements within the project area and a long-term savings to the City.

3. The project is feasible and is funded in the proposed FY2025 budget.

Financial Impact

Funding for this project is derived from several sources including Municipal State Aid street funding, special assessments to benefitting properties and Utility CIP funds (water, sanitary sewer, and storm sewer).

Recommendation

Staff recommend the approval of Resolution No. 2024-163, Receiving Feasibility Report and Calling for Public Hearing on the 2025 Street Rehabilitation Project No. ST2025-01.

Focus on Fridley Strategic Alignment

__X__ Vibrant Neighborhoods & Places
____ Financial Stability & Commercial Prosperity
____ Organizational Excellence
____ Community Identity & Relationship Building
____ Public Safety & Environmental Stewardship

Attachments and Other Resources

- Resolution No. 2024-163
- Feasibility Report with Attachments

Resolution No. 2024-163

Receiving Feasibility Report and Calling for Public Hearing on the 2025 Street Rehabilitation Project No. ST2025-01

Whereas, pursuant to Resolution No. 2024-79 approved by the Fridley City Council on June 10, 2024, a Feasibility Report has been prepared by the City of Fridley Public Works Department with reference to the improvements listed in Exhibit A, and this report was received by the City Council on November 12, 2024; and

Whereas, the report cited above concludes that the proposed project is necessary, cost-effective and feasible.

Now therefore be it resolved, that the City Council of the City of Fridley (Council) hereby receives the Feasibility Report for the 2025 Street Rehabilitation Project No. ST2025-01; and

Be it further resolved, that the Council shall consider the improvement of such streets in accordance with the report and the assessment of abutting property within the City of Fridley for all or a portion of the cost of the improvement pursuant to Minnesota Statutes, Chapter 429 at an estimated total cost of the improvement of $1,332,000; and

Be it further resolved, that a Public Hearing will be held on such proposed improvements on the December 9, 2024, in the Council Chambers of the Fridley City Hall at 7 p.m. and Public Works staff will give mailed notice, and the clerk shall give published notice of such hearing and improvement as required by law.

Passed and adopted by the City Council of the City of Fridley this 12th day of November, 2024.

____
Scott J. Lund – Mayor

Attest:

____
Melissa Moore – City Clerk

Feasibility Report for 2025 Street Rehabilitation Project No. ST2025-01

November 2024

CITY OF FRIDLEY, MINNESOTA
PUBLIC WORKS DEPARTMENT
ENGINEERING DIVISION

FEASIBILITY REPORT
FOR
2025 STREET REHABILITATION PROJECT
NO. ST2025-01

November 2024

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

________________________________ Date: November 5, 2024

James P. Kosluchar, P.E.

Registration No. 26460

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Introduction

The City of Fridley has a commitment and obligation to maintain its streets and surface utilities in an efficient manner, balancing the need for highly serviceable infrastructure with life-cycle operations and maintenance costs. To maximize the benefit of roadway improvements across its network of streets, the City develops and maintains a Pavement Resurfacing Plan to forecast pavement rehabilitation and reconstruction needs for the next ten years.

In preparation of the Pavement Resurfacing Plan, Engineering Division staff perform annual pavement condition assessments for the entire City street network. Street segments are scored on a 1-10 scale based on various factors including observed pavement distresses, ride quality, and present maintenance needs. This data is then used in combination with input from the City's Street Maintenance Division to evaluate city-wide pavement conditions and identify street segments and regions that are candidates for improvement.

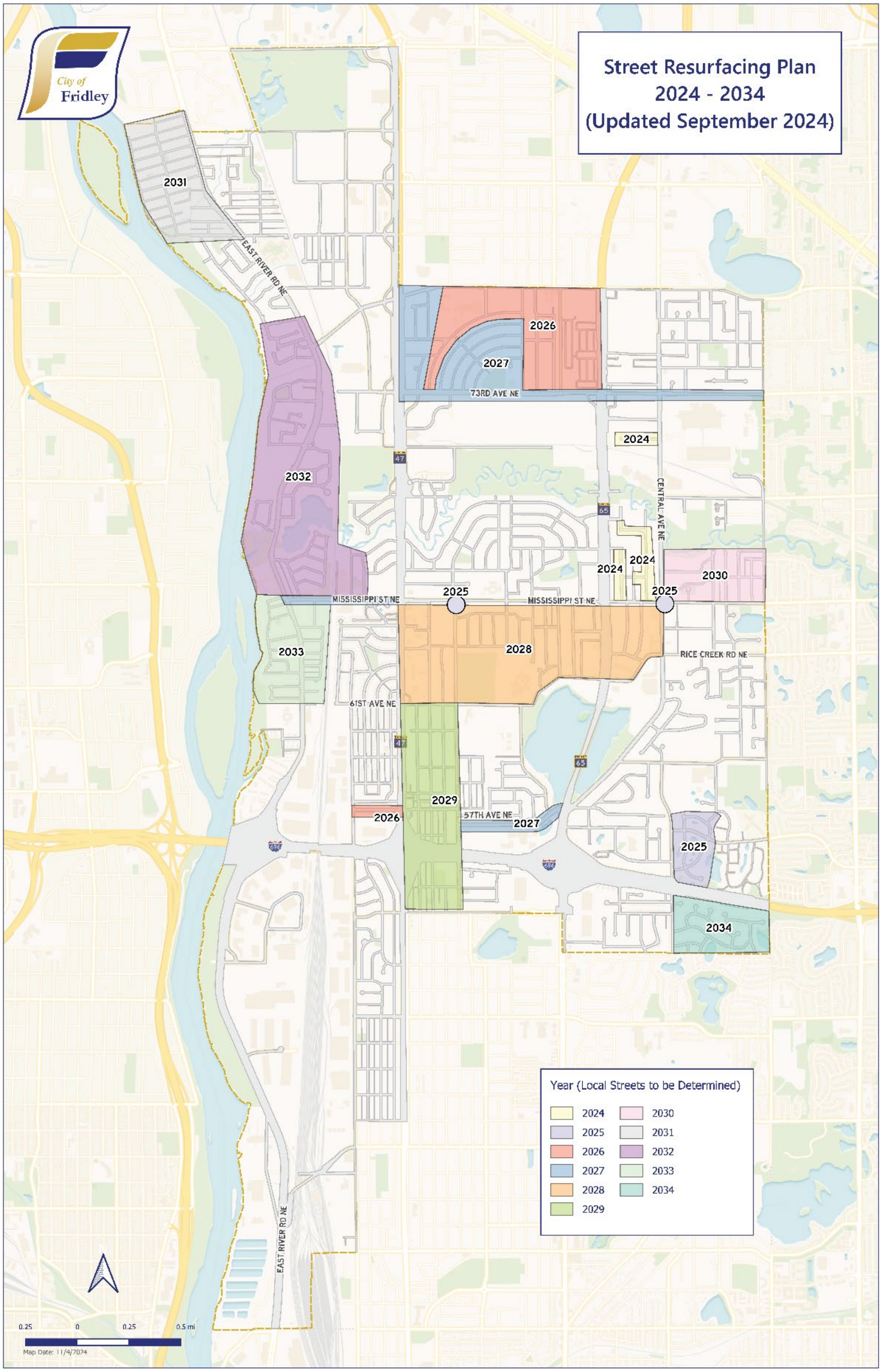
The goal of the Pavement Resurfacing Plan is to optimize improvement timing to provide major pavement improvement and routine maintenance throughout a pavement's life cycle. An example of an optimized pavement improvement and maintenance schedule for a Portland cement concrete (PCC) street may look as follows:

Activity	Schedule
Initial Construction	Year 0
Routine Maintenance	Years 0-40
Pavement Rehabilitation	Year 40
Routine Maintenance	Years 40-60
Rehabilitation/Reconstruction	Year 60

Note that the schedule presented above is a theoretical and aggressive sequence for street maintenance, contingent upon many factors. Variability in capital improvement budget, roadway configuration, traffic patterns, condition of adjacent utilities, and other factors may all impact the maintenance schedule for a roadway segment.

The Pavement Resurfacing Plan is consistent with the City's Long-Term Street Maintenance Program, which designates candidate street segments for construction, reconstruction and rehabilitation. The plan identifies areas within the City and the anticipated year for improvement projects. Please refer to the following map summarizing the Long-Term Street Maintenance Program.

Pavement Resurfacing Plan



Background

The 2025 Street Rehabilitation Project is composed of approximately 0.89 miles of existing streets located in the North Innsbruck neighborhood of the City of Fridley. The proposed project scope includes rehabilitation of the existing concrete pavement in addition to minor utility improvements. The project extents and historical street segment information are provided below.

See Figure A in the appendices for a map of proposed project location.

North Innsbruck Neighborhood

Street segments selected for rehabilitation include:

ARTHUR STREET	from	NORTH DANUBE ROAD to WEST BAVARIAN PASS
EAST DANUBE ROAD	from	MATTERHORN DRIVE to NORTH INNSBRUCK DRIVE
NORTH DANUBE ROAD	from	WEST DANUBE ROAD to NORTH INNSBRUCK DRIVE
WEST DANUBE ROAD	from	NORTH DANUBE ROAD to SOUTHERN TERMINUS

The North Innsbruck neighborhood is a collection of local streets bounded by Interstate I-694 to the south and by Matterhorn Drive and City Limits to the west/east, respectively. The existing street are 26 feet in width (curb face width) and provide two-way traffic from Matterhorn Drive and North Innsbruck Drive to the surrounding neighborhood.

The streets and underground utilities within the North Innsbruck neighborhood were initially constructed between 1972 and 1973 as part of the following projects:

- Street Improvement Project ST1972-1
- Street Improvement Project ST1972-1A
- Water, Sanitary Sewer and Storm Sewer Improvement Project 103
- Water, Sanitary Sewer and Storm Sewer Improvement Project 112

Construction records in combination with pavement coring data and recent excavations in the area indicate an existing concrete pavement thickness of approximately 6 inches with underlying granular base of approximately 2 inches. In contrast to the majority of the City's roadway network, the streets within the North Innsbruck neighborhood were constructed of jointed plain concrete pavement (JPCP) rather than bituminous asphalt as an engineered solution to bridge poor subgrade material in the area.

Since their initial construction, the roadways have received routine maintenance including a concrete pavement repair project in 1994 and minor work during the City's annual miscellaneous concrete repair projects through the mid-2010s. Generally, these maintenance projects included replacement of miscellaneous damaged concrete pavement and sealing of pavement joints. However, the streets have not received any significant rehabilitation or reconstruction to date. Furthermore, the annual maintenance improvements were discontinued in the 2010s as repair needs for these roadway segments exceeded available budget and warranted the planning of a dedicated pavement improvement project.

From a traffic perspective, the streets are collectively categorized as local City streets with an approximate Average Daily Traffic (ADT) of less than 400 vehicles per day, with the exception of East Danube Drive with an approximate ADT of approximately 600 vehicles per day. Heavy vehicle traffic along these street segments is considered to be low to typical.

Proposed Improvements

Overview & Public Engagement

The proposed improvements include rehabilitation of the existing concrete pavement and integral curb in addition to miscellaneous improvements to the City's existing water, sanitary sewer and storm sewer utilities in the project area.

In preparation of the project's feasibility report, staff conducted preliminary public outreach with project residents through an in-person open house in June 2024 and virtual informational presentation uploaded to the City's project webpage. Invitations for the open house were mailed to residents and property owners in the project area and included a project questionnaire. Staff encouraged residents to provide feedback through the questionnaire, phone calls or by email to connect with staff about upcoming private construction that may conflict with the street project. Residents and property owners unable to attend were also encouraged to review the materials presented on the project webpage and provide feedback to staff. Staff have compiled resident feedback from the open house and questionnaires and will address these items in the final design as is feasible.

Staff also completed a Living Streets evaluation of the project area and will address the findings as feasible in the design of the project. The Living Streets Worksheet has been included as Figure B of the appendices.

In June, Resolution No. 2024-79 was adopted by the City of Fridley City Council to initiate the 2025 Street Rehabilitation Project No. ST2025-01 and prepare a preliminary report, plans and specifications.

Pavement Improvements

Existing Pavement Conditions

In May 2024, staff consulted with the Minnesota Department of Transportation (MnDOT) Concrete Engineering Unit to evaluate the condition of the existing pavement in the North Innsbruck neighborhood and determine the best method of pavement improvement. Cores of the existing pavement were gathered and submitted for petrographic analysis by American Engineering Testing to determine the structural integrity of the existing concrete as well as identify any contributing factors to the pavement's current distressing.

Exhibit 1. Concrete core petrographic analysis.

Overall, the condition of the existing concrete is considered to be good, evidenced by well-distributed aggregate and air void systems for pavement strength and freeze-thaw resistance, respectively. Current pavement distresses were primarily isolated to the top ¼" of the pavement structure, namely due to repeated freeze-thaw and traffic load exposure. No evidence of mass deterioration mechanisms (i.e. alkali-silica reactivity) that may compromise the overall pavement structure were observed in the sample.

The results of the pavement coring and petrographic analysis indicate an existing pavement structure consistent with construction records that is capable of spot rehabilitation without the need for full pavement reconstruction.

Concrete Pavement Rehabilitation

In May 2024, City and MnDOT staff also completed an evaluation of the existing pavement throughout the project area and developed a preliminary scope of recommended rehabilitation.

The MnDOT Concrete Engineering Unit currently recommends five types of concrete pavement rehabilitation with varying applications based upon observed pavement distresses. From the preliminary evaluation, the proposed pavement improvements for this project include both partial-depth and full-depth repairs consistent with current recommendations and construction standards from the MnDOT Concrete Engineering Unit.

Exhibit 2. West Danube Road (Existing)

An overview of each proposed rehabilitation method is provided below:

Joint & Crack Repair (Type B3)

Type B3 repairs are a partial-depth rehabilitation method targeted at spalling (pitting) and tunneling of the existing concrete pavement at control joints and random cracks. If uncorrected, faulty joints and cracks will expedite pavement deterioration and the development of additional pavement distress types.

This rehabilitation method removes damaged and unsound concrete along the joint/crack to a partial depth. New concrete is then installed before the control joint is reestablished to provide for expansion/contraction.

Exhibit 3. Type B3 Crack Repair.

Partial-Depth Repair (Type BA / Type BE)

Similar to Type B3, Type BA and Type BE are a combination of partial-depth repairs that are targeted at localized spalling damage at locations away from control joints. Unsound concrete is removed and replaced with the addition of preformed joint filler and internal reinforcement as necessary.

Full-Depth Repair (Type CD-LV / Type CX)

Type CD-LV and Type CX repairs are full-depth rehabilitation methods targeted at severe joint deterioration and structural failures within the existing concrete pavement. These pavement distresses extend through the entire pavement depth and require additional work to reestablish load transfer to adjacent concrete panels.

Rehabilitation begins with full-depth removal of deleterious concrete. The roadway base is corrected, if necessary, and prepped for new concrete with the addition of new longitudinal and transverse reinforcement. Finally, new concrete pavement is installed and control joints are sawed & sealed.

Exhibit 4. Type CD-LV Full-Depth Repair.

Rehabilitated Concrete Pavement Service Life

Unlike a bituminous asphalt pavement, the final product of a concrete pavement rehabilitation will be a combination of rehabilitated and existing concrete of varying age and service life. Based upon the proposed comprehensive rehabilitation strategy, the pavement system as a whole is anticipated to meet or exceed the 25-year service life typical of a rehabilitated bituminous pavement, with the rehabilitated concrete pavement (full-depth) having an estimated service life of 40 years or greater.

Exhibit 5. Columbia Heights pavement rehabilitation (2024)

The pavement service life estimates above were informed in part by the evaluation of concrete pavement rehabilitation performance in neighboring communities. In 2013, the City of Columbia Heights completed a concrete pavement rehabilitation project in their portion of the South Innsbruck neighborhood. The roadways in this area were initially constructed in a similar manner and timeframe with rehabilitation methods consistent with those proposed. In the 10 years following the project, the pavement has exhibited good performance and anticipated to exceed the 15-20 year service life originally anticipated with the project.

It should be noted that the rehabilitation process is intended to address present and correctable pavement distresses, prolonging the useful life of the pavement structure and delaying the need for full reconstruction. Accordingly, failures are expected to occur in both existing and rehabilitated concrete pavement throughout the service life of the pavement. Rehabilitated concrete pavement will be guaranteed for a period of two years following the project via maintenance bond. Failure of any rehabilitated or previously existing concrete pavement for the remainder of the service life shall be corrected as is feasible with the City's annual street maintenance schedule and budget.

Diamond Surface Grinding

In addition to the rehabilitation methods previously presented, staff investigated the addition of diamond surface grinding to the City's concrete pavement rehabilitation scope. Following the completion of the other rehabilitation methods, diamond surface grinding removes approximately ¼" of concrete from the pavement surface to create a uniform, grooved texture. Diamond surface grinding can present tangible benefits to the road user including improved ride quality and pavement friction. From a maintenance perspective, diamond grinding smooths minor discontinuities in the pavement that are susceptible to damage from plowing operations. Recent studies on the performance of diamond surface grinding also suggest that the practice can extend the service life of concrete pavement when used in combination with other rehabilitation techniques.

In October, Engineering and Public Works Streets Maintenance Division staff visited the site of the City of New Brighton's recent concrete pavement rehabilitation project, completed in summer 2024. The project included concrete pavement rehabilitation methods identical to those proposed with the addition of diamond surface grinding. From the site visit, staff concluded that the practice would likely provide improvements in ride quality, but the benefit would be cost-inefficient when compared to the previously proposed rehabilitation methods.

Diamond surface grinding requires a train of sizeable equipment that is not capable of grinding pavement in sharp corners or cul-de-sacs, resulting in a non-uniform final product. Additionally, the estimated $163,000 cost cannot be reliably accommodated by the project budget without limiting the aforementioned rehabilitation methods.

Staff recommend that diamond surface grinding be excluded from the base project scope, but be included as an alternate item for future consideration if bid pricing returns favorable.

Exhibit 6. Diamond Surface Grinding (New Brighton)

Concrete Pavement Reconstruction & Bituminous Asphalt Conversion

Other alternative pavement improvements including concrete pavement reconstruction and conversion to bituminous asphalt were also investigated. Under full reconstruction, the entirety of the existing concrete pavement and integral curbing would be removed and replaced. Additional work with this alternative would include the removal and replacement of the existing roadway aggregate base to align with current City design standards. Similarly, conversion to bituminous asphalt would include the removal of the existing concrete pavement and integral curbing, replacing them with new concrete curb & gutter and bituminous asphalt. Given the flexible properties of bituminous asphalt in comparison to concrete, this alternative would also include additional excavation and preparation of the roadway base in line with City design standards.

Project-wide costs for concrete pavement reconstruction and bituminous asphalt conversion are estimated at approximately $2.75 million and $1.95 million, respectively. Note that these estimated costs are for the pavement improvements only, and that these alternatives would also result in significant additional work on utility surface appurtenances. Further, the anticipated service life of reconstructed concrete pavement and newly constructed bituminous asphalt are estimated at 40 years and 25 years, respectively.

Overall, concrete pavement reconstruction and bituminous asphalt conversion are found to be infeasible within the current project budget and cost-inefficient for their additional service life, if any, when compared to rehabilitation of the existing concrete pavement. Additionally, these construction methods result in a significant increase in disruption due to construction that would typically be considered impractical in a residential application..

Traffic Calming Improvements

During preliminary public outreach, Engineering Division staff received feedback from property owners and attendees of the open house regarding excessive traffic volume and speeds along East Danube Road as through traffic uses the corridor as an alternate route between Matterhorn Drive and North Innsbruck Drive. Residents requested staff evaluate the current traffic conditions and the feasibility of traffic calming improvements along the corridor. Other property owners also noted increased heavy vehicle traffic throughout the project area.

Staff collected traffic volume and speed data along the corridor in July and September 2024 as well as continuous traffic video of the intersection of East and West Danube Road in October 2024. Average daily traffic (ADT) along the corridor averaged approximately 600 vehicles per day with an 85th percentile speed along the corridor of approximately 29 mph. Heavy vehicle traffic along East Danube Road accounted for 2.8 percent of total traffic on average.

The traffic data collected indicates that the corridor exhibits traffic volumes above those considered typical for a low volume City street (<400 ADT) with typical vehicle speeds approaching the speed limit of 30 mph. While not required, the traffic characteristics observed could benefit from traffic calming efforts. There are currently no traffic calming or safety improvements proposed with the project, but they could be included if deemed necessary or desired by adjacent property owners.

Staff will continue to evaluate present traffic conditions along East Danube Road and provide an amendment of this feasibility report with final recommendations on traffic calming improvements and funding sources.

Water Utility Improvements

Coordinated improvements to the City's water distribution system are an efficient and cost-effective method of maintaining the City's existing utility infrastructure and ensuring a resilient, quality water supply in the future.

Exhibit 8. Fire hydrant assembly replacement.

In preparation for the project, the existing water main, fire hydrants and other system appurtenances within the project area were reviewed and inspected by Public Works Utilities Division staff. Replacement or rehabilitation of these systems was then identified based upon facility age and functionality.

Overall, the existing water infrastructure in the project area is in sound, functional condition with limited history of water main breaks since its initial construction. As a result, proposed improvements will focus on system surface appurtenances, including fire hydrants and gate valves, to ensure reliable access and operation of the system following the project.

In summary, proposed water utility improvements will be limited to the replacement of 8 existing fire hydrants and rehabilitation of pavement surrounding existing gate valve boxes.

Sanitary Sewer Improvements

In preparation for the project, Public Works Utilities Division staff also evaluated the existing sanitary sewer main, structures and surface facilities across the project area. Staff did not identify any severe defects with the existing system and there are currently no major proposed improvements to the sanitary sewer system in conjunction with the project. Minor improvements to system surface features, including salvage/reinstall or replacement of manhole casting, will be completed as part of the project's pavement improvements.

In coordination with the project, the City provides a complimentary inspection service to interested project residents to televise existing sewer service laterals for severe root intrusion, deterioration or other defects. Property owners have been notified and may coordinate with the Public Works Department to complete a video inspection of their service line. Any subsequent cleaning or repair services for resident service laterals are born by and are the responsibility of the property owner, per City Code.

Storm Sewer Improvements

Review of the existing storm sewer system throughout the project area identified no major rehabilitation or replacement needs in conjunction with the project. Minor improvements to be completed with the pavement rehabilitation include replacement of severely damaged integral concrete curb as well as the replacement of existing catch basin and manhole castings in poor condition and readjustment of other surface utilities within the pavement area.

During preliminary public outreach, staff were notified of multiple localized drainage issues within the project area. While all drainage issues are unique, staff will investigate all reported drainage concerns and include drainage improvements as is feasible with the final design.

Private Utility Coordination

The proposed project scope will be provided to private utilities in an effort to coordinate system repairs and upgrades with the upcoming project construction. At this time, no private utilities have provided notification of upcoming upgrades or repairs in the proposed project area.

Estimated Costs

The project cost is estimated to be $1,332,000. This estimate includes a 15% contingency for minor changes in project scope as well as 5% reserve for project engineering and administrative services. All costs expressed in this report are preliminary but are expected to stay within the budgeted amount.

An itemized breakdown of estimated project costs can be found on Figure C of the Appendices.

Funding Sources

The proposed street and utility improvements are to be funded through a combination of sources including Minnesota State Aid System (MSAS) funding, utility enterprise funds and special assessments to benefitting properties. Per the City's Roadway Major Maintenance Financing Policy, assessable project costs would be limited to those associated with street/pavement improvements. Utility work is not proposed to be subject to special assessment.

A breakdown of the preliminary project budget and special assessment funding can be found in Figure D of the appendices.

Pavement Improvements

Proposed pavement improvements with the project are estimated at $994,000 and would be funded using monies from the City's MSAS account as well as special assessments to benefitting properties as defined by the City's Roadway Major Maintenance Financing Policy.

Special Assessments

The City's Roadway Major Maintenance Financing Policy currently identifies assessable costs to benefitting properties as all pavement improvement costs with the exclusion of those within common areas, major utility improvement locations or adjacent to City-owned property. This application has historically been reserved for improvements to bituminous asphalt pavements and has not previously been applied to rehabilitation or reconstruction of existing concrete roadway segments.

Initial construction of the concrete pavement within the project area was fully assessed to the benefitting properties at a rate of $2,821.81 per parcel in 1973, equivalent to approximately $21,000 at present. Under the full application of the policy, the proposed pavement rehabilitation would result in a total assessable cost of approximately $863,000 with an estimated preliminary special assessment of $11,500 per parcel for the seventy-five (75) benefitting properties within the project limits. This value far exceeds the highest special assessment levied to date to low-density residential properties for pavement rehabilitation. For comparison, a bituminous asphalt rehabilitation of identical size and property type distribution would result in an estimated special assessment of up to $5,350 per parcel under the full application of the policy.

In order to maintain the current project budget, staff have estimated that a total assessable cost of $315,000 will be required. This accounts for approximately 35% of the total pavement improvements costs and would result in an estimated preliminary special assessment of $4,200 per parcel. While the special assessment estimate presented maintains the project budget and more closely aligns with special assessment projections for bituminous asphalt rehabilitation, the special assessment amount is determined at Council's discretion and consideration of additional factors outside the assessment policy guidelines.

It should be noted that the preliminary special assessment estimate above excludes diamond surface grinding from the project scope. The addition of this work, estimated at approximately

$163,000 for the project, would be fully assessed, if elected, to benefitting properties at an estimated cost of $2,150 per parcel.

Municipal State Aid System (MSAS) Funding

The remaining balance of approximately $734,000 for proposed pavement improvements would be reimbursed from the City's MSAS account. The proposed 2025-2029 Capital Investment Program (CIP) currently identifies $520,000 in State Aid funding as a capital expenditure in 2025, however, additional State Aid funds are available as construction costs funded by special assessments are also eligible for State Aid reimbursement.

Water Utility Improvements

The proposed improvements to the water main distribution system are estimated at $119,000 and will be funded using monies from the City's Water Utility Fund. In 2025, $900,000 in funding is identified within the CIP as a capital expenditure.

Sanitary Sewer Improvements

Improvements to the sanitary sewer collection system with the project are estimated at $46,000 and will be funded using monies from the City's Sanitary Sewer Utility Fund. In 2025, $70,000 in funding is identified within the CIP as a capital expenditure.

Storm Sewer Improvements

Proposed improvements to the storm sewer conveyance network are estimated at $118,000 and will be funded using monies from the City's Storm Water Utility Fund. In 2025, $220,000 in funding is identified within the CIP as a capital expenditure.

Construction

Given the disruptive nature of street and utility improvements in a residential setting, work phasing and sequencing will be a primary consideration during construction. Generally, utility improvements will be completed before street rehabilitation begins.

Throughout construction, the City and contactor will work to include access considerations for all properties within the project area, with the exception of critical construction items. Pavement rehabilitation work will be limited to a predetermined amount the Contractor will be required to complete before moving on to the next phase of work. Additionally, high-early strength concrete and other measures will be used to reduce driveway access disruptions.

Project coordination with residents and the public will be accomplished through weekly project updates distributed to the project email list and posted to the City's project webpage. Project residents subject to additional disruptions, including driveway access restrictions and temporary water shut-offs, shall receive written notice at least 24 hours in advance.

In order to balance project duration and construction pricing, the project is proposed to start in May 2025 and conclude by September 2025.

Summary

The work proposed for the 2025 Street Rehabilitation Project number ST2025-01 is consistent with the City of Fridley's Active Transportation Plan, Long-Term Street Maintenance Program, 2025-2029 Capital Investment Program and can be fully funded by its 2025 Budget. The project is cost-effective, necessary and feasible from an engineering standpoint as described in this report. The Engineering Division recommends that the City Council approve this project for final design as presented.

Appendices

Figure A – Project Area Map

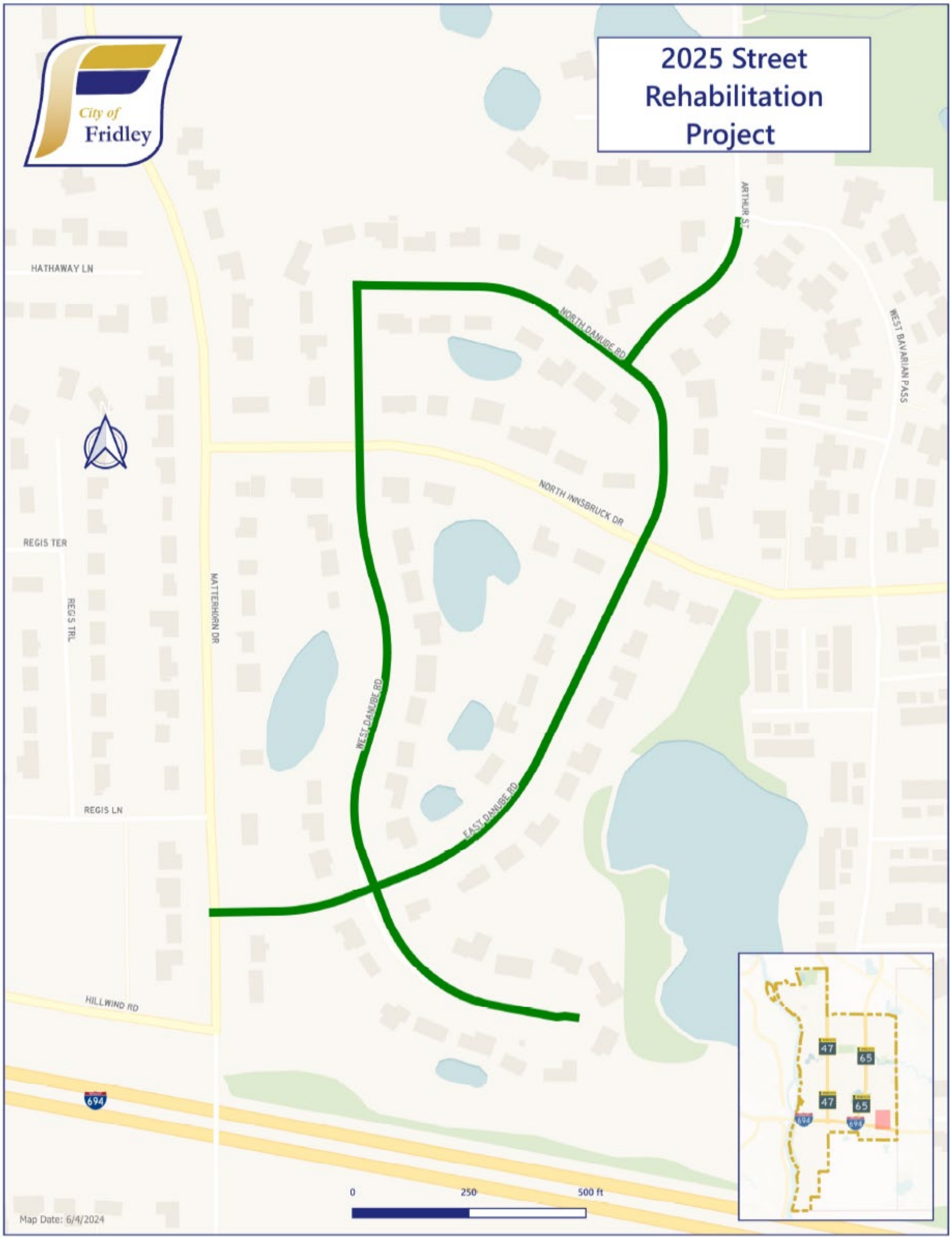


Figure B – Living Streets Worksheet

Project Narrative

1) Project Information:

   2025-01: Arthur Street (North Danube Rd to West Bavarian Pass), East Danube Road (Matterhorn Dr to North Innsbruck Dr), North Danube Road (West Danube Rd to North Innsbruck Dr), West Danube Road (Southern terminus to North Danube Rd)

2) Roadway Jurisdiction:

   City of Fridley

3) Project Name:

   2025 Street Rehabilitation Project No. ST2025-01

4) Project Start Point:

   See attached map

5) Project End Point:

   See attached map

6) Project Manager:

   Brandon Brodhag, P.E.

7) Is the project area, or streets it intersects, referenced in any of the following plans:

   City's Active Transportation Plan

   Safe Routes to School Plan (Hayes, North Park, Stevenson, Fridley Middle)

   Roadway Corridor Study (ex: East River Road corridor study, TH 47/65 corridor study)

   Transit Overlay District

   Fridley Parks Master Plan (under development)

   Local Water Management Plan

   Stormwater Retrofit Analysis

   No

8) If so, how does the plan reference Living Street components within the project area or streets it intersects?

N/A

Existing Conditions

9) Describe existing and projected modal volumes, if available:

Volumes	Existing	Projected (Year)
Average Daily Traffic		
Pedestrian Counts		
Bicycle Counts		
Truck Volumes		
Transit Volumes		
Speed Conditions		

10) Detail crash data, if available, and known conflict locations:

a. Do crashes tend to be between certain modes?

No

b. Are there known conflict points between specific modes?

No

11) Who are the users of the project area and through what mode do they travel?

- *The primary users of the project area are residential. Users travel mainly by car as well as some walking and biking*

12) How does the existing area accommodate different modes travelling north-south and/or east-west? Are additional routes needed?

- *All pedestrian and bicyclist traffic is on local roads*
- *Arthur St leads to Innsbruck Nature Center*

13) Are there any problematic or dangerous pedestrian crossings in the area? How can those crossings be addressed? If so, do they comply with the Local Road Research Board Uncontrolled Pedestrian Crosswalk Reference Guide?

None

14) Describe any public transit facilities along the project area:

None

15) Describe any significant destinations along the routes or for which the project area is a connector (schools, parks, libraries, Civic Campus, commercial corridors):

- *Arthur St connects to Innsbruck Nature Center*

16) Are there areas of identified speeding or other dangerous driving? How can these areas be addressed?

No

17) Describe any barriers to pedestrian/bicyclist movement in the project area. How can these barriers be addressed?

No

18) Are there known water quality or quantity concern in the project area or downstream of the project area?

- *Sedimentation of Farr Lake Pond*

19) How does the existing area manage stormwater? How can stormwater management be improved?

There's a series of stormwater ponds within the area. Six hydrodynamics devices were installed in 2024.

20) Describe the existing landscaping. Any opportunities for enhanced vegetation or water conservation?

This area has mainly residential landscaping. There are opportunities to promote Rice Creek mini-grant program and shoreland stabilization program to homeowners on Rice Creek. Revegetated lawns could include bee lawn seed mix.

21) Mark any Living Streets components exist in the project and on streets that it intersects?

_____ Trails, sidewalks, and on-street, striped bike lanes

_____ Median islands

_____ Accessible pedestrian signals

_____ Curb extensions/bump outs

_____ Narrower travel lanes/road diets

_____ Speed limits and other traffic calming improvements

_____ Safe crossing facilities, including pavement markings

_____ Safe and effective lighting

_____ Diverse tree plantings

_____ Stormwater management

_____ Pollinator-friendly/water efficient landscaping

_____ Bike racks

_____ Benches

_____ Water fountains

_____ Waste receptacles

_____ Public art

_____ Other components as determined based on latest and best “Living Streets” standards

22) Are there any areas that are “under-lit”?

No

23) Describe any user needs/challenges along the project corridor that you have observed or been informed of:

None

Proposed Conditions:

1) What public engagement has been done or is planned related to Living Streets components?

   Project outreach performed through project webpage.

2) What modes does the proposed facility accommodate?

   No additional modes

3) How does the proposed facility accommodate different modes north-south and/or east-west?

   No additional modes

4) How does the proposed facility assist different modes in reaching significant destinations?

   No additional modes

5) Does the proposed landscaping enhance the urban forest or promote pollinator habitat/water-efficient landscaping?

   No

6) Does the proposed project improve any identified water quality or quantity concerns within or downstream of the project area?

   No

7) Does the proposed project remediate any design challenges that prevent pedestrian/bicyclist movement?

   No

8) Provide an alternative cross section that was considered, list trade-offs associated with alternative cross-section:

9) If Living Streets components are not included, mark and explain which exception under the Living Streets policy is the motivation to not include the components:

_____ The project involves a transportation system on which certain modes and users are prohibited either by law or significant safety reasons.
_____ The street jurisdiction (Anoka County of the State of Minnesota for non-city streets) refuses suggested plans.
_____ The cost of accommodation is excessively disproportionate to the need or probable use.
_____ The corridor has severe topographic, environmental, historic or natural resource constraints.
_____ There is a well-documented absence of current and future need.
_____ Other exceptions are allowed when recommended by the Public Works, Building & Community Standards, Parks and Recreation, and Police and Fire departments, and approved by the City Council.

Figure C - Opinion of Probable Cost

2025 STREET REHABILITATION PROJECT
PROJECT NO. ST2025-01
CITY OF FRIDLEY, MN
11/4/2024

ITEM NO.	MnDOT SPEC NO.	DESCRIPTION	NOTES	UNIT	UNIT PRICE	TOTAL ESTIMATED QUANTITY	TOTAL AMOUNT
SCHEDULE 1 - BASE PROJECT							
Part A - Streets							
1	2021.501	Mobilization		LS	$50,000.00	1.00	$50,000.00
2	2104.504	Remove Bituminous Driveway Pavement		SY	$10.00	50	$500.00
3	2104.504	Remove Concrete Driveway Pavement		SY	$15.00	10	$150.00
4	2106.507	Subgrade Excavation		CY	$40.00	539	$21,560.00
5	2211.509	Aggregate Base (CV) Class 5		CY	$50.00	539	$26,950.00
6	2302.602	Dowel Bar (Epoxy Coated)		EA	$14.00	1419	$19,866.00
7	2302.602	Drill & Grout Reinforcement Bar (Epoxy Coated)		EA	$20.00	200	$4,000.00
8	2302.503	Joint and Crack Repair (Type B3)		LF	$70.00	712	$49,840.00
9	2302.503	Full Depth Repair (Type CD-LV)		LF	$85.00	2649	$225,165.00
10	2302.504	Pavement Replacement (Type CX)		SY	$120.00	3372.1	$404,652.00
11	2302.518	Partial Depth Repair (Type BA)		SF	$75.00	110	$8,250.00
12	2302.518	Partial Depth Repair Special (Type BE)		SF	$75.00	55	$4,125.00
13	2360.604	3" Bituminous Driveway w/ 6" Class 5 Aggregate		SY	$50.00	50	$2,500.00
14	2502.601	Landscape/Irrigation System Provision		LS	$3,000.00	1	$3,000.00
15	2531.504	6" Concrete Driveway Pavement		SY	$100.00	10	$1,000.00
16	2540.602	Install Temporary Mail Box		EA	$200.00	72	$14,400.00
17	2563.601	Traffic Control		LS	$15,000.00	1.00	$15,000.00
18	2574.507	Common Topsoil Borrow		CY	$55.00	145	$7,975.00
19	2574.508	Fertilizer Type 3 (350 LB/AC)		LB	$2.00	71	$142.00
20	2575.505	Seeding		AC	$5,000.00	0.20	$1,000.00
21	2575.508	Seed Mixture 25-151 (200 LB/AC)		LB	$7.00	40	$280.00
22	2575.508	Hydraulic Bonded Fiber Matrix (3500 LB/AC)		LB	$5.00	700	$3,500.00
						CONSTRUCTION SUBTOTAL	**$863,855.00**
						CONTINGENCY (15%)	**$129,578.25**
						TOTAL	**$993,433.25**
Part B- Water							
23	2104.502	Remove Hydrant And Gate Valve		EA	$1,000.00	8	$8,000.00
24	2302.508	Supplemental Reinforcement Bars (Epoxy Coated)		LB	$5.00	80	$400.00
25	2504.602	Hydrant with 6" Gate Valve Assembly		EA	$10,000.00	8	$80,000.00
26	2506.062	Adjust Gate Valve Box (Water)		EA	$750.00	10	$7,500.00
27	2531.618	Concrete Street (Boxout)		SF	$50.00	90	$4,500.00
28	2574.507	Common Topsoil Borrow		CY	$55.00	31	$1,705.00
29	2574.508	Fertilizer Type 3 (350 LB/AC)		LB	$2.00	19	$38.00
30	2575.505	Seeding		AC	$5,000.00	0.05	$250.00
31	2575.508	Seed Mixture 25-151 (200 LB/AC)		LB	$7.00	10	$70.00
32	2575.508	Hydraulic Bonded Fiber Matrix (3500 LB/AC)		LB	$5.00	175	$875.00
						CONSTRUCTION SUBTOTAL	**$103,338.00**
						CONTINGENCY (15%)	**$15,500.70**
						TOTAL	**$118,838.70**
Part C- Sanitary Sewer							
1	2104.618	Remove Concrete Street (Boxout)		SF	$10.00	300	$3,000.00
2	2302.508	Supplemental Reinforcement Bars (Epoxy Coated)		LB	$5.00	208	$1,040.00
3	2506.502	Adjust Existing Frame and Ring Casting		EA	$1,000.00	16	$16,000.00
4	2531.618	Concrete Street (Boxout)		SF	$50.00	400	$20,000.00
						CONSTRUCTION SUBTOTAL	**$40,040.00**
						CONTINGENCY (15%)	**$6,006.00**
						TOTAL	**$46,046.00**

Figure C - Opinion of Probable Cost

2025 STREET REHABILITATION PROJECT
PROJECT NO. ST2025-01
CITY OF FRIDLEY, MN
11/4/2024

ITEM NO.	MnDOT SPEC NO.	DESCRIPTION	NOTES	UNIT	UNIT PRICE	TOTAL ESTIMATED QUANTITY	TOTAL AMOUNT
Part D- Storm Sewer							
1	2104.502	Remove Casting		EA	$250.00	6	$1,500.00
2	2104.503	Remove Integrant Curb		LF	$4.00	2575	$10,300.00
3	2104.618	Remove Concrete Street (Boxout)		SF	$10.00	250	$2,500.00
4	2302.508	Supplemental Reinforcement Bars (Epoxy Coated)		LB	$5.00	200	$1,000.00
5	2506.502	Adjust Frame & Ring Casting		EA	$1,000.00	6	$6,000.00
6	2506.502	Install Casting		EA	$2,000.00	6	$12,000.00
7	2531.603	Integrant Curb Design D4		LF	$15.00	2575	$38,625.00
8	2531.618	Concrete Street (Boxout)		SF	$50.00	300	$15,000.00
9	2573.502	Storm Drain Inlet Protection		EA	$200.00	18	$3,600.00
10	2574.507	Common Topsoil Borrow		CY	$55.00	145	$7,975.00
11	2574.508	Fertilizer Type 3 (350 LB/AC)		LB	$2.00	71	$142.00
12	2575.505	Seeding		AC	$5,000.00	0.20	$1,000.00
13	2575.508	Seed Mixture 25-151 (200 LB/AC)		LB	$7.00	40	$280.00
14	2575.508	Hydraulic Bonded Fiber Matrix (3500 LB/AC)		LB	$4.00	700	$2,800.00
						CONSTRUCTION SUBTOTAL	**$102,722.00**
						CONTINGENCY (15%)	**$15,408.30**
						TOTAL	**$118,130.30**
						BASE PROJECT - CONSTRUCTION SUBTOTAL	**$1,109,955.00**
						Part A - Streets	**$863,855.00**
						Part B- Water	**$103,338.00**
						Part C- Sanitary Sewer	**$40,040.00**
						Part D- Storm Sewer	**$102,722.00**
						Contingency (15%)	**$166,493.25**
						Eng/Admin (5%)	**$55,497.75**
						BASE PROJECT - CONSTRUCTION TOTAL	**$1,331,946.00**
SCHEDULE B - ALTERNATE							
1	2302.604	Concrete Grinding		SY	$12.00	13545	$162,540.00
						ALTERNATE - CONSTRUCTION SUBTOTAL	**$162,540.00**
						BASE PROJECT + ALTERNATE - CONSTRUCTION TOTAL	**$1,494,486.00**

Figure D - Funding Sources

2025 STREET REHABILITATION PROJECT
PROJECT NO. ST2025-01
CITY OF FRIDLEY, MN
11/4/2024

Funding Sources

No.	Description	Estimated Construction Amount	2025 Budgeted Amount
1	Special Assessments*	$315,000.00	$600,000.00
2	Water Fund	$119,000.00	$900,000.00
3	Sanitary Sewer Fund	$46,000.00	$70,000.00
4	Storm Water Fund	$118,000.00	$220,000.00
5	MSA Funding	$734,000.00	$520,000.00
	GRAND TOTAL	$1,332,000.00	$2,310,000.00

*Note that Special Assessments amounts are calculated need for Estimated Amount based on the project estimate, and the Budgeted Amount is calculated based upon the project scope and property information.

Special Assessment Breakdown

Assessments (North Innsbruck Neighborhood)

Low-Density Residential (LDR) - Unit	75	x	$4,200.00	=	$315,000.00
				TOTAL	$315,000.00
				SPECIAL ASSESSMENT GRAND TOTAL	$315,000.00

Figure E – Project Schedule

The tentative schedule for this project is as follows:

PRELIMINARY ACTIVITIES

Neighborhood Informational Meeting:	June 25, 2024
Feasibility Report	November 12, 2024
Preliminary Assessment Hearing:	December 9, 2024

DESIGN AND SUBMITTALS

Agency Submittals Complete:	January 2025
Design Completed:	January 2025

LETTING, AWARD, AND CONSTRUCTION

Resolution Advertising for Bids:	January 2025
First Advertisement for Bids:	January 2025
Bid Letting:	January 2025
Contract Award:	February 2025
Begin Construction (earliest):	May 2025
Complete Construction (deadline):	September 2025

FINAL ACTIVITIES

Final Assessment Hearing:	October 2025
Certified Assessment Roll Complete:	November 2025

Note: Subsequent activities may be influenced by changes in schedule of previous activities.