



City Council Meeting

July 22, 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

- [1.](#) Proclamations for Roberta Collins and Brian Strand Expressing Gratitude for Their Years of Service Upon Retirement
- [2.](#) Presentation of the 2023 Coon Creek Watershed District Partner of the Year Award
- [3.](#) Presentation of the 2024 GreenStep Cities Step 5 Award

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

- [4.](#) Approve the Minutes from the City Council Meeting of July 8, 2024
- [5.](#) Receive the Minutes from the City Council Conference Meeting of July 8, 2024

New Business

- [6.](#) Resolution No. 2024-101, Approving Water Efficiency Grant Agreement with Metropolitan Council
- [7.](#) Resolution No. 2024-102, Awarding the Private Ash Tree Removal Program Project

Claims

- [8.](#) Resolution No. 2024-100, Approving Claims for the Period Ending July 17, 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 Resolution No. 2024-98, Adopting the Assessment for 53rd Avenue Trail and Walk Improvements Project No. ST-2023-21

[10.](#) Ordinance No. 1424, Public Hearing and First Reading Amending Interim Ordinance 1411, Authorizing a Study and Imposing a Moratorium on the Establishment and Operation of Cannabis Business within the City of Fridley

New Business**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: July 22, 2024

Meeting Type: City Council

Submitted By: Melissa Moore, City Clerk/Communications Manager

Title

Proclamations for Roberta Collins and Brian Strand Expressing Gratitude for Their Years of Service Upon Retirement

Background

Roberta Collins, Assistant to the City Manager, and Brian Strand, Cable Administrator will be retiring in the coming weeks. Ms. Collins has worked for the City for 35 years and Mr. Strand has worked for the City for 34. These proclamations express the gratitude of the Fridley City Council to them for their dedication to the residents, elected officials and staff of the City of Fridley.

Financial Impact

None.

Recommendation

Staff recommend the Mayor read both proclamations to officially thank Ms. Collins and Mr. Strand.

Focus on Fridley Strategic Alignment

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

Attachments and Other Resources

- Roberta Collins Proclamation
- Brian Strand Proclamation

Vision Statement

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



Proclamation

Expressing Sincere Gratitude to Roberta Collins for 35 Years of Exemplary Service

Whereas, Roberta Collins has faithfully served the City of Fridley for an extraordinary 35 years as an Administrative Assistant, demonstrating unwavering dedication to our community; and

Whereas, throughout her tenure, Roberta has consistently exemplified the highest standards of professionalism, efficiency and commitment to public service; and

Whereas, Roberta's colleagues universally describe her as kind, compassionate and supportive, creating a positive and nurturing work environment for all who have had the pleasure of working alongside her; and

Whereas, Roberta's remarkable ability to anticipate the needs of others has greatly enhanced the productivity and effectiveness of numerous City departments and officials over the years; and

Whereas, despite her invaluable contributions, Roberta has never sought the spotlight, preferring instead to work diligently behind the scenes to ensure the smooth operation of our City government; and

Whereas, Roberta's intuitiveness, patience and caring nature have made her an indispensable resource and a beloved colleague within our administration; and

Whereas, Roberta's 35 years of service stand as a shining example of dedication, integrity and commitment to the betterment of our community.

Now therefore, be it resolved, that the City Council of the City of Fridley hereby expresses its profound gratitude and appreciation to Roberta Collins for her 35 years of exemplary service.

In witness where of, I have set my hand and caused the seal of the City of Fridley to be affixed this 22nd day of July, 2024.

Scott J. Lund, Mayor

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



Proclamation

Expressing Sincere Gratitude to Brian Strand for 34 Years of Exemplary Service

Whereas, Brian Strand has diligently served the City of Fridley for an impressive 34 years as Cable Administrator, demonstrating unwavering commitment to our community; and

Whereas, throughout his tenure, Brian has faithfully recorded approximately 1,400 public meetings, ensuring transparency and accessibility of local government proceedings for our residents; and

Whereas, Brian has produced thousands of special project videos over his career, skillfully highlighting the City's redevelopment, special events and programs for residents, thereby keeping our community informed and engaged; and

Whereas, Brian's technical expertise and willingness to assist have been invaluable in programming the City's cable television channel and providing support to residents experiencing cable service issues; and

Whereas, Brian's colleagues consistently describe him as reliable, quirky and kind, with a good sense of humor and a passion for entertainment and music, qualities that have made him a beloved figure in our administration; and

Whereas, Brian's loyalty and dedication to the City of Fridley have significantly contributed to the effective communication between local government and our residents, enhancing civic engagement and community awareness.

Now therefore, be it resolved, that the City Council of the City of Fridley hereby expresses its heartfelt gratitude and appreciation to Brian Strand for his 34 years of exemplary service as Cable Administrator.

In witness where of, I have set my hand and caused the seal of the City of Fridley to be affixed this 22nd day of July, 2024.

Scott J. Lund, Mayor

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



AGENDA REPORT

Meeting Date: July 22, 2024

Meeting Type: City Council

Submitted By: James Kosluchar, Director of Public Works and Engineering
Rachel Workin, Environmental Planner

Title

Presentation of the 2023 Coon Creek Watershed District Partner of the Year Award

Background

Staff from the Coon Creek Watershed District will present the 2023 Partner of the Year Award to Environmental Planner, Rachel Workin.

Financial Impact

None.

Recommendation

None.

Focus on Fridley Strategic Alignment

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|--|---|
| ☐ Vibrant Neighborhoods & Places | ☐ Community Identity & Relationship Building |
| ☐ Financial Stability & Commercial Prosperity | ☐ Public Safety & Environmental Stewardship |
| ☒ Organizational Excellence | |

Attachments and Other Resources

- None

Vision Statement

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



AGENDA REPORT

Meeting Date: July 22, 2024

Meeting Type: City Council

Submitted By: James Kosluchar, Director of Public Works and Engineering
 Scott Hickok, Director of Community Development
 Stacy Stromberg, Planning Manager
 Rachel Workin, Environmental Planner

Title

Presentation of the 2024 GreenStep Cities Step 5 Award

Background

GreenStep Cities is a voluntary, sustainability-focused assistance and recognition program led by the Minnesota Pollution Control Agency and partner agencies including the League of Minnesota Cities and the Clean Energy Resource Teams. The program is comprised of five steps that Cities advance through as they meet different environmental and quality-of-life goals. Within the program, Steps 4 and 5 must be reapplied for annually. The City of Fridley (City) joined the program in 2014 as a Step 1 City and reached Step 5 for the first time in 2023.

The City was once again awarded Step 5 status for 2024 at the League of Minnesota Cities annual conference in Rochester at the end of June. The City was one of 32 of the 148 Cities enrolled in the program to reach Step 5 this year. This award is the result of efforts from multiple departments including the installation of new pollinator plantings, increased energy efficiency efforts, water conservation initiatives, construction of new trails, communications and more.

Financial Impact

None.

Recommendation

Staff recommend that the Council formally accept the award.

Focus on Fridley Strategic Alignment

☐	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

- None

Vision Statement

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



AGENDA REPORT

Meeting Date: July 8, 2024

Meeting Type: City Council

Submitted By: Beth Kondrick, Deputy City Clerk

Title

Approve the Minutes from the City Council Meeting of July 8, 2024

Background

Attached are the minutes from the City Council meeting of July 8, 2024.

Financial Impact

None.

Recommendation

Staff recommend the approval of the minutes from the City Council meeting of July 8, 2024.

Focus on Fridley Strategic Alignment

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|--|---|
| ☐ Vibrant Neighborhoods & Places | ☐ Community Identity & Relationship Building |
| ☐ Financial Stability & Commercial Prosperity | ☐ Public Safety & Environmental Stewardship |
| ☒ Organizational Excellence | |

Attachments and Other Resources

- Minutes from the City Council Meeting of July 8, 2024

Vision Statement

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



City Council Meeting

July 8, 2024

7:00 PM

Fridley City Hall, 7071 University Avenue NE

Minutes

Call to Order

Mayor Lund called the City Council Meeting of July 8, 2024, to order at 7:00 p.m.

Present

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

Others Present

Walter Wysopal, City Manager
 Scott Hickok, Community Development Director
 Mike Maher, Parks and Recreation Director
 Sarah Sonsalla, City Attorney

Pledge Of Allegiance

Proclamations/Presentations

1. Morris Leatherman Presentation on Resident Survey Results

Peter Leatherman gave details on the survey methodology and demographics of residents. He then provided a brief summary of the 2024 resident survey results.

Wally Wysopal, City Manager, explained how the data gained from the survey will be used to guide goals and policies.

Approval of Proposed Consent Agenda

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

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

Approval/Receipt of Minutes

2. Approve the Minutes from the City Council Meeting of June 24, 2024.

3. Receive the Minutes from the Council Workshop Meeting of June 24, 2024.

New Business

4. Resolution No. 2024-91, Appointing Election Judges for the 2024 Election Year.
5. Resolution No 2024-93, Approving Change Order No. 3 (Final) for 53rd Avenue Trail and Walk Improvements Project No. ST2023-21.
6. Resolution No. 2024-94, Approving a First Amendment to Existing Tower Site Lease Agreement with T-Mobile for the Commons Park Tower.
7. Resolution No. 2024-95, Approving the Interim Ethical Generative Artificial Intelligence Policy.

Claims

8. Resolution No. 2024-92 Approving Claims for the Period Ending July 3, 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 with the addition of an Item 9a, Commons Park Redevelopment Update and FYSA Field Development Plan. Seconded by Councilmember Bolkcom.

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

Regular Agenda

New Business

9. Resolution No. 2024-96, Approving Public Art Agreement City of Fridley, Rice Creek Watershed District, and Jessica Turtle

Scott Hickok, Community Development Director, provided background information on the public art process which led to the creation of the Public Arts Commission and a process for the Commission to bring forward a set of policies on how public art can be advanced in Fridley. He stated that the City received an offer from the Rice Creek Watershed District to donate \$6,000 for a piece of art for Fridley. He stated that Jessica Turtle completed the Water Stewardship program and is also a local artist that was interested in being a part of the process. He stated that a local restaurant also donated \$10,000 towards this project. The City worked with legal counsel to draft a contract and process for the piece of art which is before the Council tonight for consideration. He stated that once approved by the

Council it would set forward the steps to put the piece of art in place at Moore Lake Park by December of 2024.

Mayor Lund asked if the Council would consider placement of the art, or whether that would be within the concept from the artist. Mr. Hickok reviewed the steps that would be followed to identify the location, review the concepts, and then select the piece of art for installation.

Motion made by Councilmember Bolkcom to approve Resolution No. 2024-96, Approving Public Art Agreement City of Fridley, Rice Creek Watershed District, and Jessica Turtle. Seconded by Councilmember Ostwald.

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

9a. Commons Park Redevelopment Update and FYSA Field Development Plan

Mike Maher, Parks and Recreation Director, stated that at the last Council meeting residents and representatives from FYSA were present to provide their input on the Commons Park redevelopment plan. He provided background information on the Commons Park planning status and process, recognizing that the concept for the park did remove some of the baseball fields, which was a concern of the residents at the last meeting. He presented the updated Commons Park concept which includes two fields. He stated that staff and FYSA representatives have looked to develop a plan to convert a field at Community Park to a lit baseball field and to convert underutilized space into soccer fields. He displayed the Community Park updated concept. He stated that the updated concepts have been incorporated into a document, Field Development Proposal. He then reviewed the next steps for the Fridley and FYSA partnership. He asked that the Council endorse this plan to allow them to continue with the planning process for Commons Park while also ensuring that the future needs of FYSA will continue to be met.

Councilmember Bolkcom asked and received confirmation that the other amenities included in the Commons Park concept have carried through as well as details on the budget impacts. Mr. Maher commented that the additional field will not have tremendous expense. He commented that the improvements for Community Park can be done in-house by City staff and therefore can be completed at minimal cost. He stated that because those are low-cost improvements, the other amenities in the concept can be fully realized within the budget for the project. Councilmember Bolkcom thanked City staff for their hard work to address the concerns of the residents at a low cost to the City.

Councilmember Evanson thanked the members of the public that have spoken on this topic, as well as staff for being able to incorporate that input into the plans.

Motion made by Councilmember Tillberry to approve the plan detailed in the FYSA Field Development document to develop new fields at Commons and Community parks which are consistent with the Parks System Improvement Plan and are achievable within the approved budget. Seconded by Councilmember Evanson.

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

Jake Karnopp thanked the Council, recognizing that it has been a hard path. He thanked the Council for listening to the input provided and to Mr. Maher for the time he has dedicated to this in order to create a collaborative and creative solution. He stated that the City has made a decision, with the new fields, that will serve the youth of Fridley for years to come.

Informal Status Reports

Councilmember Bolkcom commented that she and Councilmember Evanson will attend the upcoming Springbrook concert to engage with residents and gain input. Councilmember Tillberry noted that he attended a recent concert at Springbrook, and it was a great experience.

Mr. Maher provided a brief update on the park improvement projects occurring at this time.

Councilmember Evanson encouraged residents to register their Night to Unite parties and to attend their local neighborhood party.

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 8:01 p.m.

Respectfully Submitted,

Melissa Moore
City Clerk

Scott J. Lund
Mayor



AGENDA REPORT

Meeting Date: July 22, 2024

Meeting Type: City Council

Submitted By: Beth Kondrick, Deputy City Clerk

Title

Receive the Minutes from the City Council Conference Meeting of July 8, 2024

Background

Attached are the minutes from the City Council conference meeting of July 8, 2024.

Financial Impact

Recommendation

Receive the minutes from the City Council conference meeting of July 8, 2024.

Focus on Fridley Strategic Alignment

- | | |
|--|---|
| ☐ Vibrant Neighborhoods & Places | ☐ Community Identity & Relationship Building |
| ☐ Financial Stability & Commercial Prosperity | ☐ Public Safety & Environmental Stewardship |
| ☒ Organizational Excellence | |

Attachments and Other Resources

- Minutes from the City Council Conference Meeting of July 8, 2024

Vision Statement

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



HRA and Council Conference Meeting

July 8, 2024

5:00 P.M.

Fridley City Hall, 7071 University Avenue NE

Minutes

Roll Call

Present: Mayor Scott Lund
 Councilmember Dave Ostwald
 Councilmember Tom Tillberry
 Councilmember Ryan Evanson
 Councilmember Ann Bolkcom
 Elizabeth Showalter, Chair, HRA Commissioner
 Gordon Backlund, HRA Commissioner
 John Buyse, HRA Commissioner
 Rachel Schwankl, HRA Commissioner
 Troy Brueggemeier, HRA Commissioner

Others Present: Walter Wysopal, City Manager
 Mike Maher, Director of Parks and Recreation
 Jim Kosluchar, Director of Public Works
 Nic Schmidt, Project Manager
 Peter Leatherman, Morris Leatherman Survey Group
 Olivia Gnadke, Communications and Engagement Specialist
 Melissa Moore, City Clerk/Communications Manager
 Nikki Karnopp, Resident
 Jake Karnopp, Resident

Items for Discussion

1. Joint Meeting with the Fridley Housing and Redevelopment Authority (HRA) to Discuss Mississippi Street/Central Avenue Housing.

The City Council and HRA Commissioners discussed plans for housing along Mississippi Street and Central Avenue.

2. Morris Leatherman Presentation on Resident Survey Results.

Peter Leatherman from Morris Leatherman Survey Group presented the City Council with the results of the recent resident survey.

3. Commons Park Plan Update

Mike Maher, Director of Parks and Recreation, gave an update on Commons Park and discussions held with the Fridley Youth Sports Association as a result of the previous City Council meeting.



AGENDA REPORT

Meeting Date: July 22, 2024

Meeting Type: City Council

Submitted By: James Kosluchar, Public Works Director
 Rachel Workin, Environmental Planner
 Jason Wiehle, Utilities Manager
 Annie Olson, Administrative Assistant

Title

Resolution No. 2024-101, Approving Water Efficiency Grant Agreement with Metropolitan Council

Background

Since 2016, the City Council (Council) has supported participation in the Metropolitan Council (Met Council) water efficiency grant program offering funding to municipal utilities. Grants are provided to establish rebate programs in selected cities to encourage use of water-saving fixtures and appliances. The City of Fridley (City) was selected to receive \$11,400 through this competitive program. Met Council will provide 75% of the program cost; the City must provide the remaining 20%. Regarding the new grant agreement with Met Council, the maximum grant amount awarded is \$15,200 with a recipient match of \$3,800 or 20% of the program total.

The goal of this program is to promote conservation of our water resources. The program will benefit our residents and businesses by offsetting costs of water-saving components.

The program established by the City will provide rebates for eligible items as qualifying replacement of water-saving plumbing fixtures, washing machines, irrigation system components, and irrigation system audits, as summarized below.

- Low-flow toilets: \$100 rebate
- Low-flow washing machines: \$150 rebate
- Irrigation system controllers: \$150 rebate
- Dishwashers \$150 rebate

Our most recent grant program running from 2022 to 2024 provided 145 rebates, saving 400,000 gallons of water per year, or nearly 4 million gallons over the life of the components.

Outreach to make our constituents aware of this program will be via the City's newsletter, website, HRA remodeling program, Rental Inspections Division, Building Inspections Division, and Fridley retail stores.

The attached grant agreement authorizes the Met Council to reimburse the City under this program. The program would be effective starting July 22, 2024 if approved by Council. The program continues until June 30, 2026, or when funding is used in full.

Vision Statement

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

Staff is recommending that Council move to approve the attached Clean Water Fund Grant Agreement No. SG-21415 with Met Council. If approved, the Agreement will be executed by the Mayor and City Manager and forwarded to the Met Council.

Financial Impact

Matching funds for this program is provided for by the Water Division operations budget.

Recommendation

Staff recommends the approval of Resolution No. 2024-101, Approving a Grant Agreement with the Metropolitan Council for a Clean Water Fund Grant.

Focus on Fridley Strategic Alignment

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

Attachments and Other Resources

- Resolution No. 2024-101
- Grant Agreement with Metropolitan Council

Vision Statement

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

Resolution No. 2024-101**Approving Water Efficiency Grant Agreement with Metropolitan Council**

Whereas, the City of Fridley's (City) Comprehensive Plan identifies the need to conserve and preserve the City's source water aquifers to ensure their sustainability with regard to quality and quantity, and

Whereas, the City was successful in obtaining new grant funding from the Metropolitan Council to provide for an ongoing water rebate program to fund water-efficient appliance and plumbing component retrofits, and

Whereas, the City and Metropolitan Council formalized this funding and program in a grant agreement beginning July 2024 with the amount of \$15,200 provided by the Metropolitan Council and a matching 20% to be provided by the City of Fridley.

Now, therefore be it resolved, that the City Council of the City of Fridley approves the attached Water Efficiency Grant Agreement with the Metropolitan Council.

Passed and adopted by the City Council of the City of Fridley this 22nd day of July 2024.

Scott J. Lund – Mayor

ATTEST:

Melissa Moore – City Clerk

METROPOLITAN COUNCIL CLEAN WATER FUND GRANT AGREEMENT

Recipient: City of Fridley	Grant No.: SG-21415
Council Action: 2024-121	
Maximum Grant Amount: \$15,200	Recipient Match: \$3,800 (20% of program total)
Recipient's Authorized Representative: Name: James Kosluchar 7071 University Ave NE Fridley, MN 55432 Phone: 763-572-3550 Email Address: jim.kosluchar@fridleymn.gov	

This Clean Water Fund Grant Agreement ("Grant Agreement") is entered into between the Metropolitan Council, a public corporation and political subdivision of the State of Minnesota ("Met Council") and the Recipient named above.

RECITALS

1. Minnesota Session Laws 2023, Chapter 40, Article 2, Section 8(b), appropriated to the Met Council \$1,500,000 in funds from the Legacy Amendment's Clean Water Fund ("Clean Water Fund") for State fiscal years 2024 and 2025, for water demand reduction grants to assist municipalities in the metropolitan area with implementing water demand reduction measures to ensure the reliability and protection of drinking water supplies.
2. The Met Council is authorized by Minnesota Statutes sections 473.129, subdivision 4 to apply for and use grants from the State for any Metropolitan Council purpose and may dispose of the money in accordance with the terms of the appropriation.
3. The Recipient is authorized to receive grants from the Clean Water Fund for a water demand reduction program to implement measures to reduce water demand to ensure the reliability and protection of drinking water supplies.
4. On May 22, 2024, the Met Council authorized the granting \$1,100,000 of the appropriation to the Recipients participating in the grant program.
5. The Recipient represents that it is duly qualified and agrees to perform all services described in this Grant Agreement to the reasonable satisfaction of the Met Council.

GRANT AGREEMENT

1. Term of Grant Agreement.

1.1. Effective Date. The Effective Date of this Grant Agreement is the date this agreement is fully executed.

1.2. Grant Activity Period. The Grant Activity Period runs from the Effective Date through the Expiration Date.

1.3. Expiration Date. The Expiration Date is the earlier of Recipient's satisfactory fulfillment of obligations or June 30, 2026.

1.4. Survival of Terms. The following clauses survive the expiration, termination or cancellation of this Grant Agreement:

- 9. Liability and Insurance;
- 10. Audits;
- 11. Government Data Practices;
- 13. Data Availability;
- 14. Governing Law, Jurisdiction, and Venue;
- 16. Data Disclosure; and
- 18.7 Future Eligibility.

2. Duties, Representations and Warranties of Recipient and Use of Grant Funds.

2.1. The Recipient will conduct, administer and complete in a satisfactory manner and in accordance with the terms of this Grant Agreement the program ("Recipient Program") which is described in Recipient's application to the Met Council for assistance under the Met Council's Clean Water Fund grant program. The Recipient's application is incorporated into this Grant Agreement as Exhibit A. Recipient will perform the Recipient Program in accordance with the timeline in Exhibit B of this Grant Agreement and to undertake the financial responsibilities described in Exhibit B which is incorporated into this Grant Agreement. The Recipient must complete the Recipient Program as described in Exhibits A and B. The Met Council makes no representation or warranties with respect to the success and effectiveness of the Recipient Program. The Met Council acknowledges that Recipient Program work may be limited to soliciting participation by its residents and businesses in the Recipient Program and requires additional work by the Recipient only to the extent that residents and businesses choose to participate in the Recipient Program, as described in Exhibit B.

The Grant Funds must be entirely passed through and can only be used for authorized rebates or grants for qualifying activities.

2.2. Recipient Representations and Warranties. The Recipient represents and warrants to Met Council, as follows:

A. It has the legal authority to enter into this Grant Agreement and to conduct and administer the Recipient Program and use the Grant Funds for the purpose or purposes described in this Agreement

B. It has taken all actions necessary for its execution of the Agreement and has provided to Met Council a copy of the resolution by its governing body authorizing Recipient to enter into this Agreement.

C. It has the legal authority to undertake the Recipient Program, including the Recipient's financial responsibilities in Exhibit B.

D. Only its Authorized Representative may provide certifications required in this Grant Agreement and submit pay claims for reimbursement of Recipient Program costs.

E. It will comply with all the terms of this Grant Agreement.

F. It will comply with all requirements of Clean Water Funding legislation and appropriations, except for requirements that this Grant Agreement explicitly states will be handled by the Met Council.

G. It has made no material false statement or misstatement of fact in connection with the Grant Funds, and all of the information it has submitted or will submit to the Met Council relating to the Grant Funds or the disbursement of any of the Grant Funds is and will be true and correct. It agrees that all representations contained in its application for the Clean Water Fund Grant are material representations of fact upon which the Met Council relied in awarding this Grant and are incorporated into this Agreement by reference.

H. It is not in violation of any provisions of its charter or of the laws of the State of Minnesota, and there are no material actions, suits, or proceedings pending, or to its knowledge threatened, before any judicial body or governmental authority against or affecting it and is not in default with respect to any order, writ, injunction, decree, or demand of any court or any governmental authority which would impair its ability to enter into this Grant Agreement, or to perform any of the acts required of it in the Agreement.

I. Compliance with the requirements of this Grant Agreement is not prevented by, is a breach of, or will result in a breach of, any term, condition, or provision of any agreement to which it is bound.

J. The Recipient Program will not violate any applicable zoning or use statute, ordinance, building code, rule or regulation, or any covenant or agreement of record relating thereto.

K. The Recipient Program will be conducted in full compliance with all applicable laws, statutes, rules, ordinances, and regulations issued by any federal, state, or political subdivisions having jurisdiction over the Recipient Program.

L. It will comply with the financial responsibility requirements contained in Exhibit B.

M. It will furnish satisfactory evidence regarding these representations if requested by the Met Council.

3. Time.

Recipient must comply with all time requirements described in this Grant Agreement. In the performance of this Grant Agreement, time is of the essence.

4. **Eligible Costs.**

Eligible costs are those costs incurred by parties within the jurisdiction of the Recipient for 80% of rebate or grant payments as defined in Exhibit B. The Met Council will not reimburse Recipient for non-eligible costs. Any cost not defined as an eligible cost or not included in the Recipient Program or approved in writing by the Met Council is a non-eligible cost.

5. **Consideration and Payment.**

5.1 **Consideration.** The Met Council will reimburse the Recipient for eligible costs performed by the Recipient during the Grant Activity Period up to the Maximum Grant Amount as specified in this agreement. The Met Council bears no responsibility for any cost overruns that may be incurred by the Recipient or any sub-recipients. The Recipient may be eligible to receive additional grant amounts or an adjustment of the Maximum Grant Amount in accordance with the procedure in the Grant Amendment Form attached and incorporated as Exhibit C. A fully executed Exhibit C will amend this Grant by the amount in Exhibit C.

5.2. **Advance.** The Met Council will make no advance of the Grant Amount to Recipient.

5.3. **Payment.** To receive payment, the Recipient must submit a Reimbursement Request on forms provided by the Met Council, including electronically scanned receipts to verify the cost of eligible devices reported for each reporting period. Reimbursement Request must be submitted quarterly, even if there are no eligible costs to report. The Recipient must describe its compliance with its the financial requirements, work completed including specific addresses where work was done, and provide sufficient documentation of grant eligible expenditures and any other information the Met Council reasonably requests. The Met Council will promptly pay the Recipient after the Recipient presents to the Met Council a Reimbursement Request and scanned copies of all receipts verifying the cost for all eligible devices reported and the Met Council's Authorized Representative accepts the invoiced services.

6. **Conditions of Payment.**

6.1. For each approved device for which Recipient requests payment, Recipient must certify the following to the Met Council:

- (1) the device has been purchased during the Grant Activity Period;
- (2) Recipient received receipts for the device; and
- (3) the purchase was not performed in violation of federal, state, or local law, or regulation.

6.2. **Conditions Precedent to Any Reimbursement Request.** The obligation of the Met Council to make reimbursement payments is subject to the following conditions precedent:

A. The Met Council's receipt of a Reimbursement Request/Progress Report for the funds requested, and electronic copies of receipts verifying the cost for all eligible devices for that reporting period;

B. If requested by the Met Council (in form and substance acceptable to the Met Council), evidence that (i) the Recipient has legal authority to and has taken all actions necessary to enter into this Agreement and (ii) this Agreement is binding and enforceable against the Recipient;

C. There is no Event of Default under this Grant Agreement or event which would constitute an Event of Default but for the requirement that notice be given or that a period of grace or time elapse; and

D. The Recipient has supplied to the Met Council all other items that the Met Council may reasonably require to assure good fiscal oversight of state's funding through the Clean Water Fund.

7. **Authorized Representative.**

The Met Council's Authorized Representative is:

Name: Henry McCarthy or successor
 Title: Senior Environmental Scientist
 Mailing Address: 390 North Robert Street
 St. Paul, MN 55101
 Phone: (651) 602-1946
 E-Mail Address: henry.mccarthy@metc.state.mn.us

The Met Council's Authorized Representative has the responsibility to monitor the Recipient's performance and the authority to accept the services provided under this Grant Agreement. If the services are satisfactory, the Met Council's Authorized Representative will certify acceptance on each invoice submitted for payment.

The Recipient's Authorized Representative is noted on the first page of this Grant Agreement. If the Recipient's Authorized Representative changes at any time during this Grant Agreement, the Recipient must immediately notify the Met Council and within 30 days provide a new City resolution (if such resolution is necessary) specifying the new Representative.

8. **Assignment, Amendments, Waiver, Grant Agreement Complete, and Order of Precedence.**

8.1 Assignment. The Recipient may neither assign nor transfer any rights or obligations under this Grant Agreement without the prior written consent of the Met Council and a fully executed Assignment Agreement.

8.2 Amendments. Except as provided in this Section 8.2, any amendment to this Grant Agreement must be in writing and will not be effective until it has been executed and approved by the appropriate parties. If requested by the Recipient in writing, the Met Council may at its sole discretion authorize in writing a minor change to the Recipient Program in Exhibit A without a formal executed amendment to this Grant Agreement.

8.3 Waiver. If the Met Council fails to enforce any provision of this Grant Agreement, that failure does not waive the provision or its right to enforce it.

8.4 Grant Agreement Complete. This Grant Agreement contains all negotiations and agreements between the Met Council and the Recipient. No other understanding regarding this Grant Agreement, whether written or oral, may be used to bind either party.

8.5 Order of Precedence. This Grant Agreement will be interpreted in the following order of precedence:

(1) Grant Agreement excluding exhibits;

(2) Exhibit B; and

(3) Exhibit A.

9. Liability and Insurance.

9.1 **Liability.** The Recipient and the Met Council are each responsible for their own acts and the acts of their employees and the results thereof. To the extent authorized by law, a party is not responsible for the acts of the other party and the results thereof. The liability of the Parties is governed by Minnesota Statutes Chapter 466 and other applicable laws. Neither Party waives any applicable limits on liability or immunities.

9.2 **Relationship of the Parties.** Nothing contained in this Grant Agreement is intended or should be construed in any manner as creating or establishing the relationship of co-partners or a joint venture between the Recipient and the Met Council, nor will the Recipient be considered or deemed to be an agent, representative, or employee of the Met Council in the performance of this Grant Agreement, or the Recipient Program.

The Recipient represents that it has already or will secure or cause to be secured all personnel required for the performance of this Grant Agreement and the Recipient Program. All personnel of the Recipient or other persons while engaging in the performance of this Grant Agreement or the Recipient Program will not have any contractual relationship with the Met Council related to the work of the Recipient Program and will not be considered employees of the Met Council. In addition, all claims that may arise on behalf of said personnel or other persons out of employment or alleged employment including, but not limited to, claims under the Workers' Compensation Act of the State of Minnesota, claims of discrimination against the Recipient, its officers, agents, contractors, or employees will in no way be the responsibility of the Met Council. Such personnel or other persons may not require nor be entitled to any compensation, rights or benefits of any kind whatsoever from the Met Council, including but not limited to, tenure rights, medical and hospital care, sick and vacation leave, disability benefits, severance pay and retirement benefits.

10. Audits.

Under Minn. Stat. § 16C.05, subd. 5, the Recipient's books, records, documents, and accounting procedures and practices relevant to this Grant Agreement are subject to examination by the Met Council and/or the State Auditor or Legislative Auditor, as appropriate, for a minimum of six years from the termination date of this Grant Agreement.

11. Government Data Practices.

The Recipient and Met Council must comply with the Minnesota Government Data Practices Act, Minn. Stat. Chapter 13, as it applies to all data provided by the Met Council under this grant contract, and as it applies to all data created, collected, received, stored, used, maintained, or disseminated by the Recipient under this Grant Agreement. The civil remedies of Minn. Stat. § 13.08 apply to the release of the data referred to in this clause by either the Recipient or the Met Council. If the Recipient receives a request to release the data referred to in this Clause, the Recipient must immediately notify the Met Council.

12. Workers' Compensation.

The Recipient certifies that it is in compliance with Minn. Stat. § 176.181, subd. 2, pertaining to workers' compensation insurance coverage. The Recipient's employees and agents will not be considered Met Council employees. Any claims that may arise under the Minnesota Workers Compensation Act on behalf of these employees and any claims made by any third party as a consequence of any act or omission on the part of these employees are in no way the Met Council's obligation or responsibility.

13. Data Availability.

To the extent and as requested by the Met Council, Recipient agrees to comply with Minn. Stat. § 114D.50, subd. 5 requirements for data collected by the Recipient Programs funded with money from the Clean Water Fund that have value for planning and management of natural resources, emergency preparedness and infrastructure investments, including but not limited to the requirement that to the extent practicable, summary data and results of Recipient Programs funded with money from the Clean Water Fund should be readily accessible on the internet and identified as a Clean Water Fund Recipient Program. The Met Council will put overall summary information on the internet and will encourage the Recipient put its city information on the web. Recipient understands and agrees that Met Council may list its name and summary information on the internet or in any other Grantor reporting.

Data collected by the Recipient Program, if any, funded with money from the Clean Water Fund that have value for planning and management of natural resources, emergency preparedness, and infrastructure investments must conform to the enterprise information architecture developed by the Department of Information Technology Services. Spatial data must conform to geographic information system guidelines and standards outlined in that architecture and adopted by the Minnesota Geographic Data Clearinghouse at the Minnesota Geospatial Information Office. A description of these data that adheres to the Department of Information Technology Services geographic metadata standards must be submitted to the Minnesota Geospatial Information Office to be made available online through the clearinghouse and the data must be accessible and free to the public unless made private under chapter 13. To the extent practicable, summary data and results of projects funded with money from the clean water fund should be readily accessible on the Internet and identified as a clean water fund project.

14. Governing Law, Jurisdiction, and Venue.

This Grant Agreement will be construed and enforced under the laws of the State of Minnesota without regard to its conflict of law provisions. The venue for any legal proceedings arising out of this Grant Agreement will be the appropriate state or federal court in Ramsey County, Minnesota.

15. Termination.

The Met Council may cancel this Grant Agreement at any time, with or without cause, upon 30 days' written notice to the Recipient. Upon termination, the Recipient will be entitled to payment for services prequalified and satisfactorily performed before the termination notice.

16. Data Disclosure.

Under Minn. Stat. § 270C.65, subd. 3, and other applicable law, the Recipient consents to disclosure of its federal employer tax identification number, and/or Minnesota tax identification number, already provided to the Met Council, to federal and state tax agencies and Met Council personnel involved in the

payment of Met Council obligations. Recipient will require compliance with this Section 16 by Recipient's subrecipient of Grant funds and shall submit evidence of such compliance to Met Council as requested.

17. Notices.

In addition to any notice required under applicable law to be given in another manner, any notices required hereunder must be in writing and must be personally served or sent by email or United States mail, to the Authorized Representative of the party to whom it is directed.

18. Miscellaneous.

18.1 Report to Legislature. As provided in Minn. Stat. § 3.195, the Met Council must submit a report on the expenditure and use of money appropriated under the Clean Water Fund to the legislature by January 15 of each year. The report must detail the outcomes in terms of additional use of Clean Water Fund resources, user satisfaction surveys, and other appropriate outcomes. The Recipient agrees to provide to the Met Council by January 1 of each year a report on any user satisfaction surveys it has related to this Recipient Program, and other appropriate outcomes of the Recipient Program as prescribed in Section 18.3 of this Agreement.

18.2 Supplement. The funds granted under this agreement are to supplement and shall not substitute for traditional sources of funding. Recipient certifies to the Met Council that there was and is no traditional Recipient sources of funding for the City to help fund 80% of the subject water efficiency rebate or grant work.

18.3 Measurable Outcomes. A Recipient Program or program receiving funding from the Clean Water Fund must meet or exceed the constitutional requirement to protect, enhance, and restore water quality in lakes, rivers and streams and to protect groundwater and drinking water from degradation. A Recipient Program or program receiving funding from the Clean Water Fund must include measurable outcomes, as defined in Minn. Stat. § 3.303, subdivision 10, and a plan for measuring and evaluating the results. A Recipient Program or program must be consistent with current science and incorporate state-of-the-art technology. All information for funded Recipient Program work, including the proposed measurable outcomes, must be made available for publication on the web site required under Minn. Stat. § 3.303, subdivision 10, as soon as practicable and forwarded to the Met Council and the Legislative Coordinating Commission under the provisions of Minn. Stat. § 3.303, subd. 10. The Recipient must compile and submit all information for funded Recipient Programs or programs, including the proposed measurable outcomes and all other items required under Minn. Stat. § 3.303, subdivision 10, to the Met Council and, if requested by the Met Council, the Legislative Coordinating Commission as soon as practicable or by January 15 of the applicable fiscal year, whichever comes first.

18.4 Minn. Stat. § 16B.98. Grants funded by the Clean Water Fund must be implemented according to section 16B.98 and must account for all expenditures.

18.5 Benefit to Minnesota Waters. Money from the Clean Water Fund may only be spent on Recipient Programs that benefit Minnesota waters.

18.6 Website. If the Recipient has information on its website about the water efficiency grant program under Minn. Stat. § 114D.50, the Recipient will when practicable in accordance with Minn. Stat. § 114D.50, subd. 4(f) prominently display on the Recipient's website home page the Legacy logo accompanied by the phrase "Click here for more information." When a person clicks

on the Legacy logo image, the website must direct the person to a web page that includes both the contact information that a person may use to obtain additional information, as well as a link to the Met Council's and Legislative Coordinating Commission Website required under section 3.303, subdivision 10.

18.7 Future Eligibility. Future eligibility for money from the Clean Water Fund is contingent upon the Recipient satisfying all application requirements related to Met Council's fulfillment of Minn. Stat. § 114D.50 as well as any additional requirements contained in 2021, 1st Special Session, Chapter 1, Article 2, Section 8.

18.8 Prevailing Wages. The Recipient agrees to comply with all of the applicable provisions contained in chapter 177 of the Minnesota Statutes, and specifically those provisions contained in Minn. Stat. §§ 177.41 through 177.50, as they may be amended, modified or replaced from time to time with respect to the Recipient Program. By agreeing to this provision, the Recipient is not acknowledging or agreeing that the cited provisions apply to the Recipient Program.

18.9 Disability Access. Where appropriate, Recipient of clean water funds, in consultation with the Council on Disability and other appropriate governor-appointed disability councils, boards, committees, and commissions, should make progress toward providing greater access to programs, print publications, and digital media for people with disabilities related to the programs the recipient funds using appropriations made in this agreement.

18.10. General Provisions.

(i) Lawsuit. This Grant shall be canceled if a court determines that the appropriation illegally substitutes for a traditional source of funding.

(ii) Termination Due to Lack of Funds. Recipient recognizes that Met Council's obligation to reimburse Recipient for eligible Recipient Program costs is dependent upon Met Council's receipt of funds from the State of Minnesota appropriated to Met Council under 2023 Session Law, Chapter 40, Article 2, Section 8(b). Should the State of Minnesota terminate such appropriation or should such funds become unavailable to Met Council for any reason, Met Council shall, upon written notice to Recipient of termination or unavailability of such funds, have no further obligations for reimbursement or otherwise under this Grant Agreement. In the event of such written notice, Recipient has no further obligation to complete the Recipient Program as required by this Grant Agreement.

18.11. Counterparts and Electronic Signatures. This Grant Agreement may be executed in any number of counterparts, each of which when executed will be deemed to be an original and the counterparts will together constitute one agreement. A copy of this Grant Agreement, including its signature pages, will be binding and deemed to be an original. Electronic signatures using Adobe Sign or a similar program will be deemed an original signature.

19. Default and Remedies.

19.1 Defaults. The Recipient's failure to fully comply with any of the provisions contained in this Grant Agreement constitute an event of default ("Event of Default").

19.2. Remedies. Upon an event of default, the Met Council may exercise any one or more of the following remedies:

- a. Refrain from disbursing the Grant;
- b. Demand that all or any portion of the Grant already disbursed be repaid to it, and upon such demand the Recipient shall repay such amount to the Met Council; and
- c. Enforce any additional remedies the Met Council may have at law or in equity.

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by their duly authorized representatives.

METROPOLITAN COUNCIL

By: _____
Regional Administrator, successor, or delegate

Date: _____

RECIPIENT:

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

By: _____

Printed Name and Title

Date: _____

EXHIBIT A

(Application from community)



2024 – 2026

METROPOLITAN COUNCIL WATER EFFICIENCY GRANT PROGRAM

APPLICATION FORM

updated 02/08/2024

Applicant Information:

MUNICIPALITY:	City of Fridley
MUNICIPAL UTILITY:	City of Fridley
MAILING ADDRESS:	7071 University Avenue, Fridley MN, 55432

Grants are only for water efficiency programs offering rebates or grants to property owners who are customers of the municipal water supply system and who replace specified water using devices with approved devices that use substantially less water. In municipalities where only some neighborhoods or areas are served by a municipal public water supply system, only those served by the municipal public water supply system are eligible.

If applicable, please specify what parts of your municipality would be eligible to receive rebates or grants:

N/A, all parts eligible

Primary Contact Information:

Municipality primary authorized representative (all correspondence regarding the Water Efficiency Grant Program should be addressed to individual named below):

NAME:	James Kosluchar
TITLE:	Public Works Director/City Engineer
STREET:	7071 University Ave NE
CITY, ZIP:	Fridley, 55432
PHONE:	763-572-3550
EMAIL:	Jim.Kosluchar@FridleyMN.gov

Secondary Contact Information:

Municipality secondary authorized representative:

NAME:	Annie Olson
TITLE:	Administrative Assistant, Engineering and Public Works
STREET:	7071 University Ave NE
CITY, ZIP:	Fridley, 55432
PHONE:	763-572-3554
EMAIL:	Annie.Olson@FridleyMN.gov

Water Use and Savings Information:

Municipal Total Per Capita Water Use, in gallons per person-day (2022):	114.77
Municipal Residential Per Capita Water Use, in gallons per person-day (2022):	63.586
Municipal Ratio of Peak Month to Winter Month Water Use (2022):	2.298
Municipality's estimated annual water savings from proposed program, in gallons:	608,000

Program Design:

Requested Grant Amount (must equal 80% of total program budget):	\$21,200
Required Municipality Matching Amount (must equal 20% of total program budget):	\$5,300
Total Program Budget (Requested Grant Amount + Match):	\$26,500

Example Calculation:

Requested Grant Amount	\$16,000 (80% of total)
Required Municipality Matching Amount	\$4,000 (20% of total)
Total Program Budget	\$20,000 (100% of total)

Will your program be a grant program or rebate program? **Rebate**

Estimated Number of Items:

Item	Estimated Number
Toilets	30
Irrigation Controllers	20
Irrigation Spray Sprinkler Bodies	0
Irrigation System Audits	2
Showerheads	0
Clothes Washing Machines	30
Dishwashers	30

Project Work Plan and Schedule:*

Task Description	Responsible Person	Start Date	Completion Date
Enter into grant agreement with the Metropolitan Council; update rebate program forms and upload to website	Wally Wysopal, (City Manager); Jim Kosluchar, (Public Works Director); Annie Olson (Engineering Administrative Assistant); Sandi Hara (Utility Clerk)	7/1/24	7/30/24
Update outreach and application materials for website, social media, and fliers	Brooke Hall (Digital Communications Specialist); Annie Olson	7/1/24	7/30/24
Perform general outreach via newsletter, electronic newsletter, Facebook, utility bills etc. Provide targeted outreach to groups (Fridley Environmental Quality and Energy Commission, City Council), property managers, high water users (based on utility bills, known sprinkler information, restaurants, hotels, etc.), religious organizations; Incorporate information into plumbing permits and at building counter; promote at City events (townhall, raingarden workshop, Environmental Fun Fair)	Rachel Workin (Environmental Planner); Annie Olson	8/1/24	4/30/26
Administer rebate program: Review and approve rebates for qualified purchases; process invoices from customers; add rebates to utility bills	Annie Olson; Sandi Hara	8/1/24	5/31/26
Grant reporting: Retain records and report on grant activities in compliance with grant agreement	Annie Olson	8/1/24	6/30/26

* Municipality may create own project plan and schedule form

Communications to Property Owners:

How will your program be advertised (check all that apply):

Newsletter	☒
Print media	☒
Email	☒
X (formerly Twitter)	☐
Website	☒
Radio	☐
Television	☐
Facebook	☒
Nextdoor	☐
Other social media	☒

Please attach examples of proposed newsletter, print media, or email communications.

Critical Points to Remember:

- The applying municipality must be served by a municipal public water supply system
- New construction and new developments are not eligible
- A portion of each eligible activity's cost must be paid by the property owner
- Funds are for rebates or grants only; consulting and city staff time are ineligible
- Grant recipients must display the Clean Water, Land and Legacy Amendment logo and the Metropolitan Council logo on program-related web pages and paper communications

Water Efficiency ***Rebate Program***

Save up to **75 percent** on the cost of water efficient appliances and irrigation systems for ***your home or business!***

Eligible items for replacement include:



Washers: Upgrade to an Energy Star qualified washing machine and earn up to a \$150 rebate!



Dishwashers: Upgrade to an Energy Star qualified dishwasher and earn up to a \$150 rebate!



Toilets: Replace your old or leaking toilet with a WaterSense toilet and earn up to a \$100 rebate!



Irrigation systems: Receive an irrigation audit from a WaterSense-certified professional, install a WaterSense irrigation controller, or replace your sprinklers with WaterSense heads and earn up to a \$150 rebate!



Rain barrels: Install a rain barrel to conserve water for future use in gardens, lawns, trees, etc., and earn up to a \$50 rebate!

Learn more at ***FridleyMN.gov/WaterGrant***

Save money, save energy

Have an old, leaky toilet? A dishwasher that doesn't get things clean? Or an irrigation system that doesn't adjust for weather or site conditions?

This program is for you!

Save money and water with new appliances and irrigation systems for your business or home when you participate in this program! You will also be helping the environment by reducing energy use.

Look for these labels

Toilets and irrigation system eligible for the rebate will have the WaterSense label.

Eligible washers and dishwashers will have the Energy Star label.



Questions?

Visit FridleyMN.gov/WaterGrant or call 763-572-3554.



EXHIBIT B

2024 – 2026

METROPOLITAN COUNCIL WATER EFFICIENCY GRANT PROGRAM

GUIDELINES

updated 06/06/2024

Overview

The Metropolitan Council (Met Council) will implement a water efficiency grant program effective July 1, 2024 to June 30, 2026. Grants will be awarded on a competitive basis to municipalities that are served by a municipal water system.

The Met Council will provide 80% of the program cost; the municipality must provide the remaining 20%. Municipalities will use the combined Met Council and municipality funds to run their own grant or rebate programs.

Grants will be made available in amounts with a minimum of \$5,000 and a maximum of \$50,000. Grantees will be required to provide estimated water savings achieved through this program for Clean Water, Land & Legacy Amendment reporting purposes.

Legislative Directive - Minnesota 2023 Session Laws

\$750,000 the first year and \$750,000 the second year are for the water demand reduction grants to assist municipalities in the metropolitan area with implementing water demand reduction measures to ensure the reliability and protection of drinking water supplies. Fiscal year 2024 appropriations are available until June 30, 2025, and fiscal year 2025 appropriations are available until June 30, 2026.

Grant Program Goal

The goal of the water efficiency grant program is to support technical and behavioral changes that improve municipal water use efficiency in the seven-county metropolitan area.

Critical Points to Remember

- The applying municipality must be served by a municipal public water supply system
- New construction and new developments are not eligible
- A portion of each eligible activity's cost must be paid by the property owner
- Funds are for rebates or grants only; consulting and city staff time are ineligible

- Grant recipients must display the Clean Water, Land and Legacy Amendment logo and the Metropolitan Council logo on program-related web pages and paper communications

Grant Program Structure: Administration and Funding

The Water Efficiency Grant Program will be administered by Metropolitan Council Environmental Services (Environmental Services) and will be funded with \$1,100,000 appropriated by the 2023 Minnesota Legislature. Grant applications will be reviewed and ranked Metropolitan Council Water Resources staff. The remaining \$400,000 of this funding has been allocated to a different, equity-focused municipal water efficiency grant project.

Grants are only for water efficiency programs offering rebates or grants to property owners who are customers of the municipal water supply system and who replace specified water using devices with approved devices that use substantially less water. In municipalities where only some neighborhoods or areas are served by a municipal public water supply system, only those served by the municipal public water supply system are eligible.

Grants will be awarded to municipalities in amounts ranging from \$5,000 to \$50,000 for providing rebates or grants to property owners. Municipalities will be responsible for the design and operation of their rebate or grant program and its details. Grant payments to the municipality will be for 80% of approved program amounts. The municipality must provide the remaining 20% of the granted/rebated amount to the property owner. Municipality rebates or grants are eligible for reimbursement on device replacements conducted during the Grant Activity Period.

Here is an example of the grant funding design:

Metropolitan Council Grant Amount	\$16,000 (80% of total)
Municipality Match	\$4,000 (20% of total)
Municipality Grant/Rebate Program Total	\$20,000 (100% of total)

Eligibility

This grant program is limited to municipalities in the seven-county metropolitan area.

Municipalities eligible per above must apply to participate and, if approved, sign a standard Met Council Grant Agreement, before any eligible rebates or grants can be submitted for reimbursement. Agreements shall require that municipalities:

- Entirely pass through grants received (as is being done by Environmental Services)
- Verify purchase of devices to receive grants
- Retain records and cooperate with any audits
- Conduct all communications with property owners and ensure all written communications to property owners include both the Clean Water, Land and Legacy Amendment and the Metropolitan Council's logo
- Provide quantitative information for state reporting purposes

Eligible water efficiency devices consist of the following:

- Toilet replacement with a US EPA WaterSense labeled toilet

- Irrigation controller replacement with a US EPA WaterSense labeled controller, either weather-based or soil moisture-based
- Irrigation spray sprinkler body replacement with a US EPA WaterSense labeled spray sprinkler body
- Irrigation system audit by an Irrigation Professional certified by a US EPA WaterSense program
- Showerhead replacement with a US EPA WaterSense labeled showerhead
- Clothes washing machine replacement with a US DOE Energy Star labeled clothes washing machine
- Residential dishwasher replacement with a US DOE Energy Star labeled residential dishwasher

Expenses eligible for reimbursement are the out-of-pocket cost of the device and its installation only, not to include any owner labor costs. In addition, new construction and new developments are ineligible, as this program is intended as a current infrastructure replacement program.

Application Process

- Applicants must be served by a municipal public water supply system
- Municipalities will submit Met Council supplied application form by March 29, 2024. Required information includes:
 - the municipality's rebate or grant program design and work plan
 - proposed examples of communications to property owners
 - requested total grant amount
 - estimated annual amount of water saved by the applying municipality
- Application form is available at: <https://metro council.org/Wastewater-Water/Funding-Finance/Available-Funding-Grants.aspx>
- Submit completed application to: henry.mccarthy@metc.state.mn.us
- Metropolitan Council will notify municipalities of grant awards by May 24, 2024.

Proposal Selection Criteria

In the event that funds requested exceed funds available, the following criteria will be used to determine the amount granted to a given municipality:

- Municipalities with identified water supply issues in Master Water Supply Plan Community Profiles or Local Water Supply Plans
- Municipalities' ratio of peak monthly water use to winter monthly water use
- Municipalities' average residential per capita water use
- The order in which applications are received and until grant funds are completely committed

Funding Process and Reporting Requirements

- Utilizing forms provided by Met Council, the following information must be reported on a quarterly basis:
 - Number, type and amount of rebates or grants provided to property owners, along with each property address
 - Estimated annual gallons of water saved per device installation
 - Municipality matching funds disbursed
 - Number of unmet funding requests from property owners, if any

- Upon review and confirmation of the above information, Met Council will process a grant payment in the amount of 80% of approved total rebates or grants for the reporting period.
- Met Council will provide confirmation of grant balances available upon request and reserves the right to amend grant agreements, in collaboration with grantee municipality, if quarterly reporting indicates rebate or grant programs will not fully utilize grant awards within the Grant Activity Period.

Qualified Activities

- Toilet replacement with a US EPA WaterSense labeled toilet:
<https://lookforwatersense.epa.gov/products/Product-Search-Results-Toilets.html>
- Irrigation controller replacement with a US EPA WaterSense labeled controller, either weather-based or soil moisture-based:
<https://lookforwatersense.epa.gov/products/Product-Search-Results-IrrigationController.html>
<https://lookforwatersense.epa.gov/products/Product-Search-Results-SoilMoistureBasedIrrigationController.html>
- Irrigation spray sprinkler body replacement with a US EPA WaterSense labeled spray sprinkler body:
<https://lookforwatersense.epa.gov/products/Product-Search-Results-Sprinkler.html>
- Irrigation system audit by an Irrigation Professionals certified by a US EPA WaterSense program:
<https://lookforwatersense.epa.gov/pros/>
- Showerhead replacement with a US EPA WaterSense labeled showerhead:
<https://www.epa.gov/watersense/showerheads>
- Clothes washing machine replacement with a US DOE Energy Star labeled clothes washing machine:
<https://www.energystar.gov/productfinder/product/certified-clothes-washers/results>
- Residential dishwasher replacement with a US DOE Energy Star labeled residential dishwasher:
<https://www.energystar.gov/products/dishwashers>

Determining Estimated Water Savings

Some manufacturers include annual water savings estimates in their device descriptions or specifications, and irrigation professionals report estimated savings after performing an irrigation system audit. In cases where estimated annual water savings are not provided or can't be found, the WaterSense and Energy Star websites have information on estimated water savings.

- Toilet:
<https://www.epa.gov/watersense/residential-toilets>
- Irrigation controller:
<https://www.epa.gov/watersense/watersense-labeled-controllers>
- Spray sprinkler body:
<https://www.epa.gov/watersense/spray-sprinkler-bodies#:~:text=WaterSense%20Savings,->

[Experts estimate that installing WaterSense labeled spray sprinkler, water and sewer costs annually.](#)

- Irrigation audit:
<https://www.epa.gov/watersense/irrigation-pro>
- Showerhead:
<https://www.epa.gov/watersense/showerheads>
- Clothes washing machine:
https://www.energystar.gov/products/clothes_washers#:~:text=ENERGY%20STAR%20can%20help%20families,less%20water%20than%20regular%20washers.
- Residential dishwasher:
<https://www.energystar.gov/products/dishwashers>

Reporting Example

Property Street Address and Zip Code	(Select) Property Type:	(Select) Water Device Replaced:	Cost per Device (\$):	# of Devices:	Rebate or Grant per Device (\$)	Est. Annual Water (Gallons) Saved Per Device:	Calculated Totals:			
							Total Rebate or Grant	Municipality Contribution:	Eligible Grant Amount	Estimated Annual Water Saved (Gallons):
2094 Proviso Avenue	Residential	Clothes Washer	\$800.00	1	\$200.00	5,000	\$200.00	\$40.00	\$160.00	5,000
3452 Enola Drive	Residential	Irrigation Controller	\$250.00	1	\$150.00	20,000	\$150.00	\$30.00	\$120.00	20,000
994 Argentine Place	Residential	Irrigation Controller	\$200.00	1	\$150.00	20,000	\$150.00	\$30.00	\$120.00	20,000
5377 Shoreham Way	Residential	Toilet	\$350.00	1	\$125.00	7,000	\$125.00	\$25.00	\$100.00	7,000

EXHIBIT C Revision #

METROPOLITAN COUNCIL ENVIRONMENTAL SERVICES

2022-2024 CLEAN WATER FUND WATER EFFICIENCY GRANT PROGRAM GRANT AMENDMENT FORM

NOTICE TO RECIPIENT: Submission of this form is required to modify the Maximum Grant Amount in your Grant Agreement with Metropolitan Council 2024-2026 Clean Water Fund Water Efficiency Grant Program (Grant Program).

After determination of your city's Maximum Grant Amount, completion and submission of this form is necessary when 1) you are requesting additional grant funds to meet unexpected rebate or grant demand, or 2) when your city has determined that the previously approved program's rebate or grant demand will not be met, requiring less grant funds than anticipated when the agreement was signed.

The process for modifying your Grant Agreement is as follows:

1. Your city's authorized representative submits one signed copy of Exhibit C to the Met Council, with any additional information requested by Met Council.
2. Upon receipt and any Met Council approval of signed Exhibit C, the Met Council's authorized representative will obtain Met Council authorized signatures returns a fully executed copy of Exhibit C indicating the new Maximum Grant Amount to City's designated authorized representative.

Instructions: Indicate the date of your change request in #1 box. Indicate the number of this particular change request in #2 box (and in box at top of page – must match). Enter the current grant agreement amount (as MCES approved) in #3 box. If you wish to increase your municipality's grant amount, enter the amount you are requesting in #4 box. If you wish to decrease your grant amount due to less demand than anticipated, enter the amount in #5 box. Enter in #6 box the amount derived from adding #3 to #4 or derived from subtracting #5 from #3.

Grant Agreement #

1. Date of change request:

2. Change request number:

3. Current Grant Agreement Amount (as MCES approved):

4. Increase due to request for additional funding:

5. Decrease due to less demand:

6. Amended Maximum Grant Agreement Amount requested:

CITY NAME: _____

CITY AUTHORIZED REPRESENTATIVE (signature and date):

METROPOLITAN COUNCIL PROGRAM ADMINISTRATOR APPROVAL (signature and date):

METROPOLITAN COUNCIL AUTHORIZED SIGNATURE AND DATE

Questions may be directed to the Met Council Authorized Representative:



AGENDA REPORT

Meeting Date: July 22, 2024

Meeting Type: City Council

Submitted By: James Kosluchar, Director of Public Works and Engineering
Rachel Workin, Environmental Planner

Title

Resolution No. 2024-102, Awarding the Private Ash Tree Removal Program Project

Background

On Thursday, June 27 at 9:30 a.m., bids were publicly opened online via the virtual platform available on QuestCDN and Microsoft Teams for the Private Ash Tree Removal Program. Two responsive bids were received. This program is funded entirely through a Department of Natural Resources (DNR) ReLEAF grant in the amount of \$420,500 authorized by the City Council (Council) under Resolution 2023-152.

This project will include the removal of approximately 100 ash trees from income-qualified private property upon owner request and following completion of a program agreement with the City of Fridley (City). The actual cost of individual tree removal will be dependent on the size and location classification outlined in the submitted bid. The total amount of tree removals completed under this project will depend on the actual cost of trees requested for removal up to the contract award.

As noted, two bids were received. The low bid from Carr's Tree Service of Andover was received in the amount \$194,800, which is 45% under the final engineer's estimate of \$350,000 (Exhibit A). The two bids were \$126,235 apart. The difference between the engineer's estimate and the low bid is due to lower tree removal costs. All tree removals under this project will be complete by June 30, 2026. Note, all work under the project must meet the City's prevailing wage requirements.

Carr's Tree Service has been in business since 1974 and has extensive experience with residential and municipal clients. The resolution requests the bid amount of \$194,800. If the Council approves the attached resolution, staff will notify the contractor of the award and issue a notice to proceed to the contractor upon receipt of acceptable submittals. The City will begin advertising the Private Ash Tree Removal Program in the September newsletter and removals can begin October 1. All trees removed will be replaced under a separate contract as outlined in the program agreement with the resident. In addition to assistance with ash tree removal, income-qualified residents can also request for a tree to be planted on their property through the grant even if no ash tree is removed. Residents can find more information, including income qualifications, at FridleyMN.gov/Forestry.

Vision Statement

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

Financial Impact

Funding is provided through the City's Releaf Grant from the Minnesota Department of Natural Resources.

Recommendation

Staff recommends the approval of Resolution No. 2024-102, Awarding the Private Ash Tree Removal Program

Focus on Fridley Strategic Alignment

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

Attachments and Other Resources

- Resolution No. 2024-102
- Exhibit A: Bid Tabulation

Vision Statement

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

Resolution No. 2024-102

Awarding the Private Ash Tree Removal Program Project

Whereas, a large number of ash trees in the City of Fridley (City) are becoming hazardous as a result of Emerald Ash Borer (EAB); and

Whereas, the City has developed an EAB plan to manage trees affected by EAB in its public lands; and

Whereas, similar proactive management of EAB on private lands provides benefits in reducing the spread of EAB and allowing for private landowners to plan for management of their green ash trees; and

Whereas, removing ash trees carries a large financial and ecological cost; and

Whereas, the City applied to the Minnesota Department of Natural Resources (MN DNR) under the ReLEAF grant program to provide funding assistance to private owners, and the City committed to coordinating work under this program; and

Whereas, the MN DNR awarded the City a ReLEAF grant to help mitigate costs, including those associated with ash tree removal, for income-qualified residents; and

Whereas, on June 27, 2024, the City opened bids for the Private Ash Tree Removal Program and received a low bid within the project budget of \$194,800 from Carr's Tree Service, Inc. of Ottertail, MN.

Now, therefore be it resolved, that the City Council of the City of Fridley hereby receives the bids for the Private Ash Tree Removal Program project per the attached bid tabulation and awards the project to the evaluated lowest responsive bidder, Carr's Tree Service in the amount of \$194,800.

Passed and adopted by the City Council of the City of Fridley this 22nd day of July, 2024.

Scott J. Lund – Mayor

Attest:

Melissa Moore – City Clerk

City of Fridley
Bid Tabulation
Private Ash Tree Removal Program (#9169490)
Bid Opening: 05/07/2024 9:00 AM



Item 7.

Line Item	Item Description	Unit	Qty	Engineer's Estimate		Carr's Tree Service, Inc.		Birch Tree Care	
				Unit Price	Extension	Unit Price	Extension	Unit Price	Extension
101	STANDARD ACCESS TREE REMOVAL (DBH 0-9.9 INCHES)	EACH	2	\$550.00	\$1,100.00	\$280.00	\$560.00	\$540.00	\$1,080.00
102	STANDARD ACCESS TREE REMOVAL (DBH 10-13.9 INCHES)	EACH	3	\$1,000.00	\$3,000.00	\$406.00	\$1,218.00	\$780.00	\$2,340.00
103	STANDARD ACCESS TREE REMOVAL (DBH 14-17.9 INCHES)	EACH	5	\$1,500.00	\$7,500.00	\$585.00	\$2,925.00	\$1,020.00	\$5,100.00
104	STANDARD ACCESS TREE REMOVAL (DBH 18-21.9 INCHES)	EACH	7	\$2,000.00	\$14,000.00	\$788.00	\$5,516.00	\$1,260.00	\$8,820.00
105	STANDARD ACCESS TREE REMOVAL (DBH 22-25.9 INCHES)	EACH	8	\$2,500.00	\$20,000.00	\$895.00	\$7,160.00	\$1,500.00	\$12,000.00
106	STANDARD ACCESS TREE REMOVAL (DBH 26-29.9 INCHES)	EACH	8	\$3,000.00	\$24,000.00	\$1,250.00	\$10,000.00	\$1,740.00	\$13,920.00
107	STANDARD ACCESS TREE REMOVAL (DBH 30-33.9 INCHES)	EACH	6	\$3,500.00	\$21,000.00	\$1,695.00	\$10,170.00	\$1,980.00	\$11,880.00
108	STANDARD ACCESS TREE REMOVAL (DBH 34-37.9 INCHES)	EACH	5	\$4,000.00	\$20,000.00	\$2,125.00	\$10,625.00	\$2,220.00	\$11,100.00
109	STANDARD ACCESS TREE REMOVAL (DBH 38-41.9 INCHES)	EACH	3	\$5,000.00	\$15,000.00	\$2,308.00	\$6,924.00	\$2,460.00	\$7,380.00
110	STANDARD ACCESS TREE REMOVAL (DBH 42+ INCHES)	EACH	3	\$7,200.00	\$21,600.00	\$2,495.00	\$7,485.00	\$3,675.00	\$11,025.00
201	STANDARD ACCESS STUMP GRINDING/SITE RESTORATION (DBH 0-9.9 INCHES)	EACH	2	\$200.00	\$400.00	\$211.00	\$422.00	\$350.00	\$700.00
202	STANDARD ACCESS STUMP GRINDING/SITE RESTORATION (DBH 10-13.9 INCHES)	EACH	3	\$250.00	\$750.00	\$280.00	\$840.00	\$490.00	\$1,470.00
203	STANDARD ACCESS STUMP GRINDING/SITE RESTORATION (DBH 14-17.9 INCHES)	EACH	5	\$275.00	\$1,375.00	\$334.00	\$1,670.00	\$630.00	\$3,150.00
204	STANDARD ACCESS STUMP GRINDING/SITE RESTORATION (DBH 18-21.9 INCHES)	EACH	7	\$300.00	\$2,100.00	\$402.00	\$2,814.00	\$770.00	\$5,390.00
205	STANDARD ACCESS STUMP GRINDING/SITE RESTORATION (DBH 22-25.9 INCHES)	EACH	8	\$325.00	\$2,600.00	\$495.00	\$3,960.00	\$910.00	\$7,280.00
206	STANDARD ACCESS STUMP GRINDING/SITE RESTORATION (DBH 26-29.9 INCHES)	EACH	8	\$375.00	\$3,000.00	\$623.00	\$4,984.00	\$1,050.00	\$8,400.00
207	STANDARD ACCESS STUMP GRINDING/SITE RESTORATION (DBH 30-33.9 INCHES)	EACH	6	\$425.00	\$2,550.00	\$595.00	\$3,570.00	\$1,190.00	\$7,140.00
208	STANDARD ACCESS STUMP GRINDING/SITE RESTORATION (DBH 34-37.9 INCHES)	EACH	5	\$475.00	\$2,375.00	\$685.00	\$3,425.00	\$1,330.00	\$6,650.00
209	STANDARD ACCESS STUMP GRINDING/SITE RESTORATION (DBH 38-41.9 INCHES)	EACH	3	\$525.00	\$1,575.00	\$865.00	\$2,595.00	\$1,470.00	\$4,410.00
210	STANDARD ACCESS STUMP GRINDING/SITE RESTORATION (DBH 42+ INCHES)	EACH	3	\$575.00	\$1,725.00	\$895.00	\$2,685.00	\$1,540.00	\$4,620.00
301	RESTRICTED ACCESS TREE REMOVAL (DBH 0-9.9 INCHES)	EACH	2	\$750.00	\$1,500.00	\$295.00	\$590.00	\$540.00	\$1,080.00
302	RESTRICTED ACCESS TREE REMOVAL (DBH 10-13.9 INCHES)	EACH	3	\$1,250.00	\$3,750.00	\$469.00	\$1,407.00	\$1,080.00	\$3,240.00
303	RESTRICTED ACCESS TREE REMOVAL (DBH 14-17.9 INCHES)	EACH	5	\$1,750.00	\$8,750.00	\$659.00	\$3,295.00	\$1,350.00	\$6,750.00
304	RESTRICTED ACCESS TREE REMOVAL (DBH 18-21.9 INCHES)	EACH	7	\$2,500.00	\$17,500.00	\$875.00	\$6,125.00	\$1,890.00	\$13,230.00
305	RESTRICTED ACCESS TREE REMOVAL (DBH 22-25.9 INCHES)	EACH	8	\$2,800.00	\$22,400.00	\$1,105.00	\$8,840.00	\$2,430.00	\$19,440.00
306	RESTRICTED ACCESS TREE REMOVAL (DBH 26-29.9 INCHES)	EACH	8	\$3,300.00	\$26,400.00	\$1,595.00	\$12,760.00	\$2,970.00	\$23,760.00
307	RESTRICTED ACCESS TREE REMOVAL (DBH 30-33.9 INCHES)	EACH	6	\$3,800.00	\$22,800.00	\$1,895.00	\$11,370.00	\$3,510.00	\$21,060.00
308	RESTRICTED ACCESS TREE REMOVAL (DBH 34-37.9 INCHES)	EACH	5	\$4,300.00	\$21,500.00	\$2,295.00	\$11,475.00	\$4,050.00	\$20,250.00
309	RESTRICTED ACCESS TREE REMOVAL (DBH 38-41.9 INCHES)	EACH	3	\$5,300.00	\$15,900.00	\$2,375.00	\$7,125.00	\$4,590.00	\$13,770.00
310	RESTRICTED ACCESS TREE REMOVAL (DBH 42+ INCHES)	EACH	3	\$6,800.00	\$20,400.00	\$2,425.00	\$7,275.00	\$5,130.00	\$15,390.00
401	RESTRICTED ACCESS STUMP GRINDING/SITE RESTORATION (DBH 0-9.9 INCHES)	EACH	2	\$300.00	\$600.00	\$225.00	\$450.00	\$350.00	\$700.00
402	RESTRICTED ACCESS STUMP GRINDING/SITE RESTORATION (DBH 10-13.9 INCHES)	EACH	3	\$350.00	\$1,050.00	\$335.00	\$1,005.00	\$490.00	\$1,470.00
403	RESTRICTED ACCESS STUMP GRINDING/SITE RESTORATION (DBH 14-17.9 INCHES)	EACH	5	\$375.00	\$1,875.00	\$409.00	\$2,045.00	\$630.00	\$3,150.00
404	RESTRICTED ACCESS STUMP GRINDING/SITE RESTORATION (DBH 18-21.9 INCHES)	EACH	7	\$400.00	\$2,800.00	\$545.00	\$3,815.00	\$770.00	\$5,390.00
405	RESTRICTED ACCESS STUMP GRINDING/SITE RESTORATION (DBH 22-25.9 INCHES)	EACH	8	\$425.00	\$3,400.00	\$645.00	\$5,160.00	\$910.00	\$7,280.00
406	RESTRICTED ACCESS STUMP GRINDING/SITE RESTORATION (DBH 26-29.9 INCHES)	EACH	8	\$475.00	\$3,800.00	\$755.00	\$6,040.00	\$1,050.00	\$8,400.00
407	RESTRICTED ACCESS STUMP GRINDING/SITE RESTORATION (DBH 30-33.9 INCHES)	EACH	6	\$525.00	\$3,150.00	\$865.00	\$5,190.00	\$1,190.00	\$7,140.00
408	RESTRICTED ACCESS STUMP GRINDING/SITE RESTORATION (DBH 34-37.9 INCHES)	EACH	5	\$575.00	\$2,875.00	\$979.00	\$4,895.00	\$1,330.00	\$6,650.00
409	RESTRICTED ACCESS STUMP GRINDING/SITE RESTORATION (DBH 38-41.9 INCHES)	EACH	3	\$625.00	\$1,875.00	\$1,005.00	\$3,015.00	\$1,470.00	\$4,410.00
410	RESTRICTED ACCESS STUMP GRINDING/SITE RESTORATION (DBH 42+ INCHES)	EACH	3	\$675.00	\$2,025.00	\$1,125.00	\$3,375.00	\$1,540.00	\$4,620.00
Bid Total:					\$350,000.00		\$194,800.00		\$321,035.00



AGENDA REPORT

Meeting Date: July 22, 2024

Meeting Type: City Council

Submitted By: Beth Kondrick, Deputy City Clerk

Title

Resolution No. 2024-100, Approving Claims for the Period Ending July 17, 2024

Background

Attached is Resolution No. 2024-100 and the claims report for the period ending July 17, 2024.

Financial Impact

Included in the budget.

Recommendation

Staff recommend the approval of Resolution No. 2024-100, Approving Claims for the Period Ending July 17, 2024.

Focus on Fridley Strategic Alignment

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

Attachments and Other Resources

- Resolution No. 2024-100, Approving Claims for the Period Ending July 17, 2024
- City Council Claims Report

Vision Statement

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

Resolution No. 2024-100

Approving Claims for the Period Ending July 17, 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 July 17, 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 22nd day of July, 2024.

Scott J. Lund - Mayor

Attest:

Melissa Moore – City Clerk



City of Fridley, MN

Item 8.

Bank Transaction Report

Transaction Detail

Issued Date Range: 07/04/2024 - 07/17/2024

Cleared Date Range: -

Issued Date	Cleared Date	Number	Description	Module	Status	Type	Amount
Bank Draft							
07/05/2024		DFT0005064	EMPOWER RETIREMENT (for MN/MSRS)	Accounts Payable	Outstanding	Bank Draft	-569.98
07/05/2024		DFT0005065	EMPOWER RETIREMENT (for MN/MSRS)	Accounts Payable	Outstanding	Bank Draft	-1534.33
07/05/2024		DFT0005066	CITY OF FRIDLEY-MISSION SQUARE-457 Def.Comp	Accounts Payable	Outstanding	Bank Draft	-20169.73
07/05/2024		DFT0005067	CITY OF FRIDLEY-MISSION SQUARE-457 Def.Comp	Accounts Payable	Outstanding	Bank Draft	-4594.91
07/05/2024		DFT0005069	CITY OF FRIDLEY-MISSION SQUARE RHS Retiree Health Se	Accounts Payable	Outstanding	Bank Draft	-374.4
07/05/2024		DFT0005071	OPTUM BANK (HSA)	Accounts Payable	Outstanding	Bank Draft	-4125.05
07/05/2024		DFT0005072	OPTUM BANK (HSA)	Accounts Payable	Outstanding	Bank Draft	-2710.66
07/05/2024		DFT0005073	PERA - PUBLIC EMPLOYEES	Accounts Payable	Outstanding	Bank Draft	-47077.96
07/05/2024		DFT0005074	PERA - PUBLIC EMPLOYEES	Accounts Payable	Outstanding	Bank Draft	-164.46
07/05/2024		DFT0005075	PERA - PUBLIC EMPLOYEES	Accounts Payable	Outstanding	Bank Draft	-64768.13
07/05/2024		DFT0005076	CITY OF FRIDLEY-MISSION SQUARE RHS Retiree Health Se	Accounts Payable	Outstanding	Bank Draft	-125
07/05/2024		DFT0005077	CITY OF FRIDLEY-MISSION SQUARE RHS Retiree Health Se	Accounts Payable	Outstanding	Bank Draft	-2325
07/05/2024		DFT0005078	CITY OF FRIDLEY-MISSION SQUARE RHS Retiree Health Se	Accounts Payable	Outstanding	Bank Draft	-600
07/05/2024		DFT0005079	CITY OF FRIDLEY-MISSION SQUARE Roth IRA	Accounts Payable	Outstanding	Bank Draft	-5303.57
07/05/2024		DFT0005080	BENEFIT RESOURCE LLC - BPA/VEBA	Accounts Payable	Outstanding	Bank Draft	-900
07/05/2024		DFT0005081	INTERNAL REVENUE SERVICE - PAYROLL TAXES	Accounts Payable	Outstanding	Bank Draft	-52021.94
07/05/2024		DFT0005082	INTERNAL REVENUE SERVICE - PAYROLL TAXES	Accounts Payable	Outstanding	Bank Draft	-18431.94
07/05/2024		DFT0005083	MINN DEPT OF REVENUE - PAYROLL TAX	Accounts Payable	Outstanding	Bank Draft	-26932.27
07/05/2024		DFT0005084	INTERNAL REVENUE SERVICE - PAYROLL TAXES	Accounts Payable	Outstanding	Bank Draft	-57462.49
Bank Draft Total: (19)							-310191.82
Check							
07/05/2024			CHARLES SCHWAB TRUST BANK	Accounts Payable	Outstanding	Check	-930
07/05/2024			LAW ENFORCEMENT LABOR SERVICES	Accounts Payable	Outstanding	Check	-2910.96
07/05/2024			LEGALSHIELD	Accounts Payable	Outstanding	Check	-394.9
07/05/2024			NCPERS MINNESOTA-478000	Accounts Payable	Outstanding	Check	-656
07/05/2024	07/02/2024		40	Payroll	Cleared	Check	0
07/09/2024			56 BREWING LLC	Accounts Payable	Outstanding	Check	-375.5
07/09/2024			AM CRAFT SPIRITS SALES	Accounts Payable	Outstanding	Check	-233.25
07/09/2024			AMERICAN BOTTLING COMPANY	Accounts Payable	Outstanding	Check	-503.29
07/09/2024			ARTISAN BEER COMPANY	Accounts Payable	Outstanding	Check	-8115.54
07/09/2024			BELLBOY CORPORATION	Accounts Payable	Outstanding	Check	-4851.88
07/09/2024			BREAKTHRU BEVERAGE BEER LLC	Accounts Payable	Outstanding	Check	-140800.04
07/09/2024			BREAKTHRU BEVERAGE WINE & SPIRITS	Accounts Payable	Outstanding	Check	-16639.84
07/09/2024			BROKEN CLOCK BREWING COOPERATIVE	Accounts Payable	Outstanding	Check	-168
07/09/2024			CAPITOL BEVERAGE SALES	Accounts Payable	Outstanding	Check	-40938.77

Bank Transaction Report

Issued Date Range:

Issued Date	Cleared Date	Number	Description	Module	Status	Type	Amount
07/09/2024			CLEAR RIVER BEVERAGE	Accounts Payable	Outstanding	Check	-3083.05
07/09/2024			DAHLHEIMER BEVERAGE LLC	Accounts Payable	Outstanding	Check	-314.5
07/09/2024			DUAL CITIZEN BREWING CO	Accounts Payable	Outstanding	Check	-191
07/09/2024			HAMMERHEART BREWING LLC	Accounts Payable	Outstanding	Check	-330
07/09/2024			HOHENSTEINS INC	Accounts Payable	Outstanding	Check	-12484.5
07/09/2024			INBOUND BREWCO	Accounts Payable	Outstanding	Check	-135
07/09/2024			INSIGHT BREWING COMPANY	Accounts Payable	Outstanding	Check	-146.25
07/09/2024			INVICTUS BREWING	Accounts Payable	Outstanding	Check	-206
07/09/2024			JOHNSON BROTHERS LIQUOR	Accounts Payable	Outstanding	Check	-63249.12
07/09/2024			MATTSON ICE	Accounts Payable	Outstanding	Check	-1913.6
07/09/2024			MAVERICK WINE COMPANY	Accounts Payable	Outstanding	Check	-632.46
07/09/2024			MEGA BEER LLC	Accounts Payable	Outstanding	Check	-921.3
07/09/2024			MILK AND HONEY CIDERS	Accounts Payable	Outstanding	Check	-563
07/09/2024			MODIST BREWING CO LLC	Accounts Payable	Outstanding	Check	-498.25
07/09/2024			MOOSE LAKE BREWING COMPANY	Accounts Payable	Outstanding	Check	-126
07/09/2024			OLD WORLD BEER	Accounts Payable	Outstanding	Check	-353
07/09/2024			PAUSTIS WINE COMPANY	Accounts Payable	Outstanding	Check	-1130
07/09/2024			PEPSI BEVERAGES CO	Accounts Payable	Outstanding	Check	-771.55
07/09/2024			PHILLIPS WINE & SPIRITS	Accounts Payable	Outstanding	Check	-15616.11
07/09/2024			PRYES BREWING	Accounts Payable	Outstanding	Check	-124
07/09/2024			QUALITY REFRIGERATION SERVICE	Accounts Payable	Outstanding	Check	-378.44
07/09/2024			RED BULL DISTRIBUTION	Accounts Payable	Outstanding	Check	-923.45
07/09/2024			SMALL LOT MN	Accounts Payable	Outstanding	Check	-293
07/09/2024			SOUTHERN WINE / SOUTHERN GLAZERS	Accounts Payable	Outstanding	Check	-25600.76
07/09/2024			SUMMER LAKES BEVERAGE	Accounts Payable	Outstanding	Check	-189
07/09/2024			UDOFOT ENTERPRISES INC	Accounts Payable	Outstanding	Check	-337.5
07/09/2024			UNMAPPED BREWING CO	Accounts Payable	Outstanding	Check	-174
07/09/2024			VINOCOPIA INC	Accounts Payable	Outstanding	Check	-1006
07/09/2024			WACONIA BREWING COMPANY	Accounts Payable	Outstanding	Check	-211
07/09/2024			WINE MERCHANTS	Accounts Payable	Outstanding	Check	-2329.8
07/09/2024			WINEBOW	Accounts Payable	Outstanding	Check	-1861
07/09/2024			Z WINES USA	Accounts Payable	Outstanding	Check	-524
07/10/2024			ADVANCE AUTO PARTS / CARQUEST	Accounts Payable	Outstanding	Check	-11.08
07/10/2024			ALBRECHT SIGN COMPANY	Accounts Payable	Outstanding	Check	-382.15
07/10/2024			APPLE VALLEY, CITY OF	Accounts Payable	Outstanding	Check	-500
07/10/2024			ASPEN MILLS INC	Accounts Payable	Outstanding	Check	-984.7
07/10/2024			AUTONATION FORD WHITE BEAR LAKE	Accounts Payable	Outstanding	Check	-1047.89
07/10/2024			BEAUDRY OIL & PROPANE	Accounts Payable	Outstanding	Check	-12685.33
07/10/2024			BIRCH TREE CARE LLC	Accounts Payable	Outstanding	Check	-1332
07/10/2024			CENTURY LINK	Accounts Payable	Outstanding	Check	-1056.24
07/10/2024			CLOUDWELL	Accounts Payable	Outstanding	Check	-1000
07/10/2024			CMT JANITORIAL SERVICES	Accounts Payable	Outstanding	Check	-3704.75
07/10/2024			COMCAST/XFINITY	Accounts Payable	Outstanding	Check	-124.89

Bank Transaction Report

Issued Date Range:

Issued Date	Cleared Date	Number	Description	Module	Status	Type	Amount
07/10/2024			COMO LUBE & SUPPLIES INC	Accounts Payable	Outstanding	Check	-745
07/10/2024			COON RAPIDS, CITY OF	Accounts Payable	Outstanding	Check	-31186.05
07/10/2024			COSTAR REALTY INFORMATION	Accounts Payable	Outstanding	Check	-449.35
07/10/2024			CREDITRON CORPORATION	Accounts Payable	Outstanding	Check	-3802.3
07/10/2024			CULLIGAN	Accounts Payable	Outstanding	Check	-866.7
07/10/2024			DAVISON, WILFRID	Accounts Payable	Outstanding	Check	-1760
07/10/2024			DEM-CON COMPANIES LLC	Accounts Payable	Outstanding	Check	-455.25
07/10/2024			EMERGENCY AUTOMOTIVE TECHNOLOGIES	Accounts Payable	Outstanding	Check	-29310.24
07/10/2024			ENVIRONMENTAL EQUIP & SERVICE INC	Accounts Payable	Outstanding	Check	-798
07/10/2024			FLEET PRIDE TRUCK & TRAILER PARTS	Accounts Payable	Outstanding	Check	-632.96
07/10/2024			FLEXIBLE PIPE TOOL CO	Accounts Payable	Outstanding	Check	-275.7
07/10/2024			FRIENDLY CHEVROLET INC	Accounts Payable	Outstanding	Check	-35.58
07/10/2024			GENUINE PARTS CO/NAPA	Accounts Payable	Outstanding	Check	-147.01
07/10/2024			GERTENS GREENHOUSE INC	Accounts Payable	Outstanding	Check	-68.6
07/10/2024			GOOSE CREW LLC	Accounts Payable	Outstanding	Check	-5000
07/10/2024			GOPHER STATE ONE-CALL INC	Accounts Payable	Outstanding	Check	-387.45
07/10/2024			GREGERSON ROSOW JOHNSON & NILAN LTD	Accounts Payable	Outstanding	Check	-68.1
07/10/2024			HAWKINS INC	Accounts Payable	Outstanding	Check	-1776.62
07/10/2024			HIPERLINE / R & H PAINTING LLC	Accounts Payable	Outstanding	Check	-14275.8
07/10/2024			HYDRAULIC SPECIALTY CO	Accounts Payable	Outstanding	Check	-76.56
07/10/2024			JASONS JANITORIAL SERVICES	Accounts Payable	Outstanding	Check	-3100
07/10/2024			LAKE RESTORATION INC	Accounts Payable	Outstanding	Check	-317
07/10/2024			LEPAGE & SONS	Accounts Payable	Outstanding	Check	-1759
07/10/2024			LOFFLER COMPANIES-131511	Accounts Payable	Outstanding	Check	-223.86
07/10/2024			MAC QUEEN	Accounts Payable	Outstanding	Check	-601.25
07/10/2024			MARTIN MARIETTA	Accounts Payable	Outstanding	Check	-1055.73
07/10/2024			MENARDS - FRIDLEY	Accounts Payable	Outstanding	Check	-49.17
07/10/2024			METERING & TECHNOLOGY SOLUTIONS	Accounts Payable	Outstanding	Check	-261.07
07/10/2024			METRO-INET	Accounts Payable	Outstanding	Check	-4964
07/10/2024			METROPOLITAN COUNCIL	Accounts Payable	Outstanding	Check	-453647.56
07/10/2024			MINN CITY/COUNTY MANAGEMENT ASSOC	Accounts Payable	Outstanding	Check	-30
07/10/2024			MINNESOTA ROADWAYS	Accounts Payable	Outstanding	Check	-178
07/10/2024			MOORE, TYLER	Accounts Payable	Outstanding	Check	-152.25
07/10/2024			ON SITE COMPANIES	Accounts Payable	Outstanding	Check	-1806
07/10/2024			PACE ANALYTICAL SERVICE INC	Accounts Payable	Outstanding	Check	-14014.05
07/10/2024			PALADIN TECHNOLOGIES (USA) INC	Accounts Payable	Outstanding	Check	-4445.08
07/10/2024			PARK CONSTRUCTION COMPANY	Accounts Payable	Outstanding	Check	-86790.46
07/10/2024			REPUBLIC SERVICES #899	Accounts Payable	Outstanding	Check	-42154.34
07/10/2024			REVSPRING INC	Accounts Payable	Outstanding	Check	-2567.4
07/10/2024			ROCK SOLID LANDSCAPE & IRRIGATION	Accounts Payable	Outstanding	Check	-660
07/10/2024			STAR TRIBUNE	Accounts Payable	Outstanding	Check	-1472.56
07/10/2024			TIMESAVER OFF SITE SECRETARIAL INC	Accounts Payable	Outstanding	Check	-285.5
07/10/2024			TRI-STATE BOBCAT INC	Accounts Payable	Outstanding	Check	-44.56

Bank Transaction Report

Issued Date Range:

Issued Date	Cleared Date	Number	Description	Module	Status	Type	Amount
07/10/2024			TROY TEMPESTA BRICK & STONE LLC	Accounts Payable	Outstanding	Check	-6900
07/10/2024			VEIT & COMPANY INC	Accounts Payable	Outstanding	Check	-38932.02
07/10/2024			VERIZON WIRELESS	Accounts Payable	Outstanding	Check	-1934.92
07/10/2024			VERSATERM PUBLIC SAFETY US INC	Accounts Payable	Outstanding	Check	-420
07/10/2024			VESTIS	Accounts Payable	Outstanding	Check	-299.54
07/10/2024			VISUAL COMPUTER SOLUTIONS INC	Accounts Payable	Outstanding	Check	-4707.8
07/10/2024			WEGNER, ALEXANDER	Accounts Payable	Outstanding	Check	-76.69
07/10/2024			ZIEGLER INC	Accounts Payable	Outstanding	Check	-7450
07/17/2024			AA EQUIPMENT CO	Accounts Payable	Outstanding	Check	-1324.26
07/17/2024			ADVANCED GRAPHIX INC	Accounts Payable	Outstanding	Check	-275.5
07/17/2024			ADVANTAGE SIGNS & GRAPHICS INC	Accounts Payable	Outstanding	Check	-1943.4
07/17/2024			ALEX PRO FIREARMS LLC	Accounts Payable	Outstanding	Check	-1350
07/17/2024			ALLINA HEALTH SYSTEM	Accounts Payable	Outstanding	Check	-300
07/17/2024			ANIMAL HUMANE SOCIETY	Accounts Payable	Outstanding	Check	-3953
07/17/2024			ANOKA COUNTY TREASURY OFFICE	Accounts Payable	Outstanding	Check	-65
07/17/2024			ASPEN MILLS INC	Accounts Payable	Outstanding	Check	-1433.36
07/17/2024			ASTLEFORD INTERNATIONAL TRUCKS	Accounts Payable	Outstanding	Check	-5464.82
07/17/2024			AUTONATION FORD WHITE BEAR LAKE	Accounts Payable	Outstanding	Check	-250.11
07/17/2024			BACHMAN'S	Accounts Payable	Outstanding	Check	-220.75
07/17/2024			BENEFIT RESOURCE LLC - BPA/VEBA	Accounts Payable	Outstanding	Check	-580.75
07/17/2024			BLUESTONE SUPPLY LLC	Accounts Payable	Outstanding	Check	-2215
07/17/2024			CAMPBELL KNUTSON	Accounts Payable	Outstanding	Check	-499.5
07/17/2024			CENTURY LINK	Accounts Payable	Outstanding	Check	-992.83
07/17/2024			CERES ENVIRONMENTAL INC	Accounts Payable	Outstanding	Check	-234
07/17/2024			COMCAST/XFINITY	Accounts Payable	Outstanding	Check	-445.65
07/17/2024			CUSTOM TRUCK ONE SOURCE LP	Accounts Payable	Outstanding	Check	-3341.98
07/17/2024			DAILEY DATA & ASSOCIATES	Accounts Payable	Outstanding	Check	-33.75
07/17/2024			DALCO/IMPERIAL DADE	Accounts Payable	Outstanding	Check	-11.66
07/17/2024			EHLERS & ASSOCIATES INC	Accounts Payable	Outstanding	Check	-4100
07/17/2024			FLEET PRIDE TRUCK & TRAILER PARTS	Accounts Payable	Outstanding	Check	-47.53
07/17/2024			FLEXIBLE PIPE TOOL CO	Accounts Payable	Outstanding	Check	-2820.35
07/17/2024			GENUINE PARTS CO/NAPA	Accounts Payable	Outstanding	Check	-174.6
07/17/2024			GERTENS GREENHOUSE INC	Accounts Payable	Outstanding	Check	-437.77
07/17/2024			GLOBAL INDUSTRIAL	Accounts Payable	Outstanding	Check	-1834
07/17/2024			HAWKINS INC	Accounts Payable	Outstanding	Check	-15837.94
07/17/2024			HCM ARCHITECTS-HAGEN CHRISTENSEN & MCILWAIN	Accounts Payable	Outstanding	Check	-19069.1
07/17/2024			HEALTH PARTNERS	Accounts Payable	Outstanding	Check	-1996
07/17/2024			HOFFMAN BROS. SOD	Accounts Payable	Outstanding	Check	-1160.4
07/17/2024			INSTRUMENTAL RESEARCH INC	Accounts Payable	Outstanding	Check	-384
07/17/2024			MADDEN GALANTER HANSEN LLP	Accounts Payable	Outstanding	Check	-172
07/17/2024			MARTIN MARIETTA	Accounts Payable	Outstanding	Check	-2217.14
07/17/2024			MENARDS - FRIDLEY	Accounts Payable	Outstanding	Check	-101.53
07/17/2024			METRO GARAGE DOOR/WINTER INDUSTRIES LLC	Accounts Payable	Outstanding	Check	-237.28

Bank Transaction Report

Issued Date Range:

Issued Date	Cleared Date	Number	Description	Module	Status	Type	Amount
07/17/2024			METRO VOLLEYBALL OFFICIALS ASSOCIATION	Accounts Payable	Outstanding	Check	-714
07/17/2024			MINN DEPT OF LABOR & INDUSTRY	Accounts Payable	Outstanding	Check	-1488.98
07/17/2024			MINN OCCUPATIONAL HEALTH	Accounts Payable	Outstanding	Check	-70
07/17/2024			MINNEAPOLIS SAW INC	Accounts Payable	Outstanding	Check	-110.97
07/17/2024			MINNESOTA EQUIPMENT	Accounts Payable	Outstanding	Check	-185.52
07/17/2024			MINNESOTA ROADWAYS	Accounts Payable	Outstanding	Check	-178
07/17/2024			MORRIS LEATHERMAN COMPANY	Accounts Payable	Outstanding	Check	-16000
07/17/2024			NORTHERN TOOL & EQUIPMENT	Accounts Payable	Outstanding	Check	-715.33
07/17/2024			NYKANEN, ANDREW	Accounts Payable	Outstanding	Check	-5191.2
07/17/2024			PACE ANALYTICAL SERVICE INC	Accounts Payable	Outstanding	Check	-787
07/17/2024			PALADIN TECHNOLOGIES (USA) INC	Accounts Payable	Outstanding	Check	-600
07/17/2024			PARK CONSTRUCTION COMPANY	Accounts Payable	Outstanding	Check	-28437.4
07/17/2024			Q3 CONTRACTING INC / PSC	Accounts Payable	Outstanding	Check	-2092.13
07/17/2024			RESPEC	Accounts Payable	Outstanding	Check	-7067.82
07/17/2024			ROADKILL ANIMAL CONTROL	Accounts Payable	Outstanding	Check	-459
07/17/2024			SQUEEGEE MAGIC	Accounts Payable	Outstanding	Check	-5796.85
07/17/2024			STANDARD INSURANCE COMPANY (LIFE)	Accounts Payable	Outstanding	Check	-1884.01
07/17/2024			STANDARD INSURANCE COMPANY LTD/STD	Accounts Payable	Outstanding	Check	-7512.97
07/17/2024			STREICHER'S	Accounts Payable	Outstanding	Check	-675
07/17/2024			TAHO SPORTSWEAR	Accounts Payable	Outstanding	Check	-607.5
07/17/2024			T-MOBILE	Accounts Payable	Outstanding	Check	-100
07/17/2024			VESTIS	Accounts Payable	Outstanding	Check	-567.65
07/17/2024			VISU-SEWER INC	Accounts Payable	Outstanding	Check	-253991.24
07/17/2024			VOIGT BUS SERVICES INC	Accounts Payable	Outstanding	Check	-1244.1
07/17/2024			WILDLIFE SCIENCE CENTER	Accounts Payable	Outstanding	Check	-212.5
Check Total: (168)							-1562594.85
Check Reversal							
07/10/2024			BROWN, JOHN Reversal	Accounts Payable	Outstanding	Check Reversal	500
Check Reversal Total: (1)							500
EFT							
07/05/2024		947	FRIDLEY POLICE ASSOCIATION-PY only	Accounts Payable	Outstanding	EFT	-200
07/05/2024		948	FRIDLEY-IAFF DUES/INTL ASSOC/FIRE FIGHTERS	Accounts Payable	Outstanding	EFT	-100
07/05/2024		EFT0000218	Payroll EFT	Payroll	Outstanding	EFT	-426132.06
07/05/2024		EFT0000219	Payroll EFT	Payroll	Outstanding	EFT	-337.65
EFT Total: (4)							-426769.71
EFT Reversal							
07/05/2024		R-50013	R-50013	Payroll	Outstanding	EFT Reversal	337.65
EFT Reversal Total: (1)							337.65
Report Total: (193)							-2298718.73

Summary

Bank Account	Count	Amount
0000100479 City of Fridley	193	-2298718.73
Report Total:	193	-2298718.73

Cash Account	Count	Amount
No Cash Account	1	0
999 999-101100 Cash in Bank - CITY Pooled Cash	192	-2298718.73
Report Total:	193	-2298718.73

Transaction Type	Count	Amount
Bank Draft	19	-310191.82
Check	168	-1562594.85
Check Reversal	1	500
EFT	4	-426769.71
EFT Reversal	1	337.65
Report Total:	193	-2298718.73



AGENDA REPORT

Meeting Date: July 22, 2024

Meeting Type: City Council

Submitted By: Joe Starks, Finance Director/City Treasurer
Brandon Brodhag, Assistant City Engineer

Title

Public Hearing and Resolution No. 2024-98, Adopting the Assessment for 53rd Avenue Trail and Walk Improvements Project No. ST-2023-21

Background

Pursuant to Minnesota Statue § 429.021 and City Charter § 8.03, the City Council (Council) may finance certain public improvement projects using special assessments. Generally, special assessments are a form of tax levied by a local government against a property that benefits from the improvement(s). To further govern this process, the Council also adopted Fridley City Code Chapter 7 and a Roadway Major Financing Policy.

Consistent with these regulations, the Council followed the below process for the use of special assessments regarding the 53rd Avenue Trail and Walk Improvement (Project) No. ST-2023-21:

- Ordered the preliminary report, plans and specifications (Resolution No. 2022-81);
- Received the preliminary report, called for a public hearing (Resolution No. 2022-144);
- Conducted the public hearing (Monday, January 9, 2023);
- Accepted feasibility report, ordered the final plans and specifications, called for bids (Resolution No. 2023-03);
- Received bids and awarded contract to Park Construction Company of Fridley, MN (June 26, 2023);
- Declared cost to be assessed, ordered the preparation of proposed assessment and scheduled a public hearing (Resolution No. 2024-83);
- Mailed notices of this public hearing to affected households on June 25, 2024 (Exhibit A); and
- Published the notice for the public hearing in the July 1, 2024, edition of the City of Fridley's Official Publication (Exhibit B).

Based on the construction costs, the proposed special assessment for the Project will include 35 properties (Exhibits C & D) totaling approximately \$164,912. Benefitting property owners will be permitted to repay the applicable amount over a 10-year period at an interest rate of 4.90%.

Vision Statement

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

Financial Impact

The Adopted 2023 and 2024 Budgets included and anticipated the use of the above-mentioned special assessments to support Project No. ST-2023-21.

Recommendation

Staff recommend the Council approve Resolution No. 2024-98, Adopting the Assessment for 53rd Avenue Trail and Walk Improvements Project No. ST-2023-21.

Focus on Fridley Strategic Alignment

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

Attachments and Other Resources

- Resolution No. 2024-98
- Exhibit A: Affidavit of Mailing
- Exhibit B: Affidavit of Publication & Etear
- Exhibit C: Assessment Roll ST-2023-21
- Exhibit D: Project Area Maps ST-2023-21

Vision Statement

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

Resolution No. 2024-98**Adopting the Assessment for 53rd Avenue Trail and Walk Improvements Project No. ST-2023-21**

Whereas, pursuant to proper notice duly given as required by State law, the City Council has met and heard and passed upon all objections to the proposed assessment for the 53rd Avenue Trail and Walk Improvements Project No. ST-2023-21.

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

1. Such proposed assessment, a copy of which is attached hereto and made a part hereof, is hereby accepted and shall constitute the special assessment against the lands named therein and each tract of land therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.
2. Such assessment shall be payable in equal annual installments extending over a period of 10 years, the first of the installments to be certified to property taxes in 2025 and shall bear interest at the rate of 4.9% per annum from the date of the adoption of this assessment resolution. To the first installment shall be added interest on the entire assessment from the date of this resolution until December 31, 2025. To each subsequent installment when due shall be added interest for one year on all unpaid installments.
3. The owner of any property so assessed may, at any time prior to certification of the assessment to the County, make one payment of at least one hundred dollars (\$100.00), to the City of Fridley; no interest shall be charged if the entire assessment is paid in full by November 15th, 2024. A property owner may pay to the City of Fridley the entire amount of the assessment remaining unpaid, with interest accrued to December 31 of the year in which such payment is made. Please note, no payments will be accepted between November 15 and December 31 of any year.
4. Upon receipt of any such prepayment, the City Clerk, with the assistance of the City Treasurer, shall note the same upon the records of the City, credit the payee therefore, and reduce the assessment as originally made in the amount of the prepayment received. The balance remaining shall then be noted as the amount due and may then be certified to the county together with and as a part of the assessment roll in which the original amount due was contained.
5. The City Clerk shall forthwith transmit a certified duplicate of this assessment to the county auditor to be extended on the property tax lists of the county. Such assessments shall be collected and paid over in the same manner as other municipal taxes.

Passed and adopted by the City Council of the City of Fridley this 22nd day of July 2024.

Scott J. Lund – Mayor

Attest:

Melissa Moore – City Clerk

STATE OF MINNESOTA**AFFIDAVIT OF MAILING****COUNTY OF ANOKA**

Anna Smieja, Accounting Specialist/Special Assessments for the City of Fridley, Minnesota, being first duly sworn on oath, states that on the 25th day of June, 2024, she deposited in the United States post office box at Fridley Civic Center, true and correct copies of the attached “53rd Avenue Trail and Walk Improvements Project No. ST2023-21 Hearing Notice” enclosed in envelopes, with postage thereon fully prepaid, mailed to the address listed below and appearing opposite their respective parcel identification number (PIN):

PINParcel Owner Address

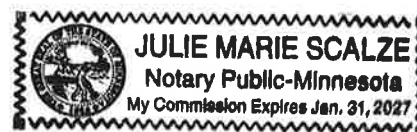
See Attached PIN and Parcel Owner Address

Anna Smieja
Anna Smieja

Subscribed and sworn to before me

this 16 day of July, 2024

Julie Marie Scalze
Notary Public



PIN	Parcel Owner Address	Parcel Owner City	Parcel Owner State	Parcel Owner ZIP	Assessment Amount
23-30-24-33-0001	195 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-33-0002	183 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-33-0085	213 53RD AVE NE	FRIDLEY	MN	55421	\$8,215.00
23-30-24-33-0086	305 53RD AVE NE	FRIDLEY	MN	55421	\$6,519.00
23-30-24-33-0110	159 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-33-0111	171 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-34-0036	5311 UNIVERSITY AVE NE	FRIDLEY	MN	55421	\$6,943.00
23-30-24-34-0048	5300 5TH ST NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-34-0049	5301 4TH ST NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-34-0079	5315 6TH ST NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-34-0102	401 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-34-0104	5300 4TH ST NE	FRIDLEY	MN	55421	\$6,890.00
23-30-24-43-0054	5310 MONROE ST NE	FRIDLEY	MN	55421	\$17,596.00
23-30-24-43-0056	649 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-43-0057	643 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-43-0058	631 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-43-0059	571 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-43-0060	581 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-43-0061	561 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-43-0062	551 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-43-0063	521 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
23-30-24-43-0064	511 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0001	5291 3RD ST NE	FRIDLEY	MN	55421	\$6,042.00
26-30-24-22-0005	5290 3RD ST NE	FRIDLEY	MN	55421	\$6,307.00
26-30-24-22-0022	112 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0023	124 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0024	136 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0025	148 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0026	160 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0027	172 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0028	184 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0046	200 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0111	133 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0112	117 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00
26-30-24-22-0114	147 53RD AVE NE	FRIDLEY	MN	55421	\$3,800.00

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)
COUNTY OF HENNEPIN)



650 3rd Ave. S, Suite 1300 | Minneapolis, MN | 55488

Terri Swanson, being first duly sworn, on oath states as follows:

1. (S)He is and during all times herein stated has been an employee of the Star Tribune Media Company LLC, a Delaware limited liability company with offices at 650 Third Ave. S., Suite 1300, Minneapolis, Minnesota 55488, or the publisher's designated agent. I have personal knowledge of the facts stated in this Affidavit, which is made pursuant to Minnesota Statutes §331A.07.
2. The newspaper has complied with all of the requirements to constitute a qualified newspaper under Minnesota law, including those requirements found in Minnesota Statutes §331A.02.
3. The dates of the month and the year and day of the week upon which the public notice attached/copied below was published in the newspaper are as follows:

<u>Dates of Publication</u>	<u>Advertiser</u>	<u>Account #</u>	<u>Order #</u>
StarTribune 07/01/2024	FRIDLEY CITY OF	1000019971	491907

4. The publisher's lowest classified rate paid by commercial users for comparable space, as determined pursuant to § 331A.06, is as follows: **\$167.48**

5. Mortgage Foreclosure Notices. Pursuant to Minnesota Statutes §580.033 relating to the publication of mortgage foreclosure notices: The newspaper's known office of issue is located in Hennepin County. The newspaper complies with the conditions described in §580.033, subd. 1, clause (1) or (2). If the newspaper's known office of issue is located in a county adjoining the county where the mortgaged premises or some part of the mortgaged premises described in the notice are located, a substantial portion of the newspaper's circulation is in the latter county.

FURTHER YOUR AFFIANT SAITH NOT.

Terri Swanson

Subscribed and sworn to before me on: 07/01/2024

Diane E. Rak Kleszyk



Notary Public

Magnetic therapy increasingly used to treat depression

◀ **THERAPY** from Al some benefit and a third see remission of depressive symptoms, studies have shown.

Poss likened it to lifting weights or running, and he said that it stimulates a part of the brain that is underutilized in people with depression.

“We put it into use more than you would otherwise, and over time it causes some of the same changes you would actually see with exercise” to the body, he said.

More than 23% of Minnesota adults reported in 2022 that they had depression at some point, an increase from 15% in 2011, according to survey data from the Centers for Disease Control and Prevention. Minnesota in that timespan went from below the national average to at or slightly above it.

TMS is only recommended for a fraction of those patients who have been diagnosed with major depressive disorder, which is marked by severe and prolonged sadness and hopelessness. But clinicians said that is being diagnosed more as well.

“The cool thing about [TMS] is once people have received the treatment, and if

they respond to it, they don’t have to continue it, necessarily. So it’s distinct in some ways from medication,” said Dr. Sophia Albott, who heads the University of Minnesota’s division of adult mental health.

The treatment has roots at the U, where Dr. Ziad Nahas was involved in clinical trials that persuaded the U.S. Food and Drug Administration to approve it in 2008 as a treatment for major depression in adults.

Albott said it was originally limited to patients who had tried therapy and had no success, or had severe side effects, with at least four antidepressant drugs. The federal Medicare program recently expanded its coverage so that patients only had to try two drugs before being eligible for TMS, which partly explains the recent growth in Minnesota.

Coverage in Minnesota varies by insurance plan and employer. HealthPartners generally uses prior authorization in its plans to make sure patients have tried other treatments first, but Medica does not use that restriction.

Albott said she hopes it becomes more of a first-line therapy, though its time com-



Star Tribune file

Abbott Northwestern in Minneapolis provides the therapy and is adding capacity in Fridley.

mitment will remain a barrier along with the roughly \$10,000 cost shared between patients and insurers. Recent U research has tried to predict which patients respond best to TMS, whether it substantially increases interest in daily life and reduces suicidal impulses, and whether it can be expanded for use by adolescents and for neurological conditions such as stroke.

The treatment already has

been approved for smoking and obsessive compulsive disorder, and some researchers believe it can treat the ear-ringing condition known as tinnitus, which also reportedly increased during the COVID-19 pandemic.

Becky Steffens, 39, of Coon Rapids, didn’t believe it would work, not after 15 years of dealing with depressive symptoms. Success at the U’s clinic for treatment-resistant depression came when her doctors

switched sides and directed magnetic pulses into the right side of her brain. Research has found that some patients need stimulation on that side to regulate a different portion of the brain that fuels negative thoughts.

Treatment wasn’t easy because it disrupted work, was noisy and uncomfortable, she said. “It’s like a little bird is pecking on the same spot on your head over and over for

like 50 minutes.”

It also wasn’t one-and-done success, as she needed two rounds and once-a-week maintenance treatments along with other depression therapies. But TMS gave Steffens several months of complete remission and reduced symptoms the rest of the time, which allowed her to discover joys in life such as painting and volunteering.

“I’m able to have a baseline where I’m not necessarily, like, happy and joyful and everything is great,” she said, “but I’m not sad and stuck. I feel like it’s kind of a place where I’m able to have emotions, feel them and then come back to a baseline ... and not get stuck in those negative sticky thoughts.”

Poss said there will be a need for other treatments, including more extreme but highly effective electroconvulsive therapy that causes patients to go into seizures and resets their brains without depressive symptoms. But he said he is particularly optimistic about TMS now that it is gaining interest and access is expanding at Allina’s Mercy Hospital Campus in Fridley.

Jeremy Olson • 612-673-7744

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Mortgage Foreclosures

NOTICE OF MORTGAGE FORECLOSURE SALE

THE RIGHT TO VERIFICATION OF THE DEBT AND IDENTITY OF THE ORIGINAL CREDITOR WITHIN THE TIME PROVIDED BY LAW IS NOT AFFECTED BY THIS ACTION.

NOTICE IS HEREBY GIVEN, That default has occurred in the conditions of the following described mortgage:

DATE OF MORTGAGE: July 29, 2016

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$205,950.00

MORTGAGOR(S): Guy David Halligan, a single person

MORTGAGEE: Mortgage Electronic Registration Systems, Inc., as nominee for Alerus Financial, N.A. d/b/a Alerus Mortgage

DATE AND PLACE OF FILING: Recorded on August 3, 2016 and memorialized upon Certificate of Title No. 1428548 as Document Number T05369713 in the Office of the County Registrar of Titles of Hennepin County, Minnesota.

ASSIGNMENTS OF MORTGAGE: Assigned to: Lakeview Loan Servicing, LLC by assignment recorded on December 16, 2022 as Document Number 59909388 in the Office of the County Registrar of Titles of Hennepin County, Minnesota.

LEGAL DESCRIPTION OF PROPERTY: The East 1/2 of Lot 7, Block 3, "Wright's 'Bloomington Acres', Hennepin County, Minnesota

PIN# 02.027-24.44.0045.

REGISTERED PRELIMINARY STREET ADDRESS OF PROPERTY: 8520 17TH AVE S, BLOOMINGTON, MN 55425

COUNTY IN WHICH PROPERTY IS LOCATED: Hennepin County, Minnesota

THE AMOUNT CLAIMED TO BE DUE ON THE MORTGAGE ON THE DATE OF THE NOTICE: \$177,748.79

TRANSACTION AGENT: Mortgage Electronic Registration Systems, Inc.

NAME OF MORTGAGE ORIGINATOR: Alerus Financial, N.A. d/b/a Alerus Mortgage

RESIDENTIAL SERVICER: LoanCare, LLC

TAX PARCEL IDENTIFICATION NUMBER: 02-027-24.44.0045

TRANSACTION AGENT'S MORTGAGE IDENTIFICATION NUMBER: 1001391-0501288261-8

THAT no action or proceeding has been instituted at law to recover the debt then remaining secured by such mortgage, or any part thereof, or, if the action or proceeding has been instituted, that the same has been discontinued, or that an execution upon the judgment rendered therein has been returned unsatisfied, in whole or in part.

PURSUANT, to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 3, 2024, 10:00 AM

PLACE OF SALE: Sheriff's Office, Civil Process Unit, 380 Wabasha St N., Suite 111, St. Paul, MN 55102-1418 to pay the debt then secured by said Mortgage, and taxes, if any, on said premises, and the costs and disbursements, including attorneys' fees allowed by law subject to redemption within 6 Months from the date of said sale by the mortgagor(s), their personal representatives or assigns

DATE TO VACATE PROPERTY: The date on or before which the mortgagor must vacate the property if the mortgage is not reinstated under Minnesota Statutes section 580.23 is March 3, 2025 at 11:59 p.m.

MORTGAGOR(S) RELEASED FROM FINANCIAL OBLIGATION ON MORTGAGE: NONE

THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED.

Dated: May 21, 2024

US Bank Trust National Association, Not In Its Individual Capacity But Solely As Owner Trustee For VRMTG Asset Trust, Assignee of Mortgage

By: HALLIDAY, WATKINS & MANN, P.C.

Attorneys for: US Bank Trust National Association, Not In Its Individual Capacity But Solely As Owner Trustee For VRMTG Asset Trust, Assignee of Mortgage

1333 Northland Drive, Suite 205 Mendota Heights, MN 55120 801-355-2886

651-228-1753 (fax)

THIS COMMUNICATION IS FROM A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

MN23062.

7/1, 7/8, 7/15, 7/22, 7/29, 8/5/24

Star Tribune

Mortgage Foreclosures

NOTICE OF MORTGAGE FORECLOSURE SALE

THE RIGHT TO VERIFICATION OF THE DEBT AND IDENTITY OF THE ORIGINAL CREDITOR WITHIN THE TIME PROVIDED BY LAW IS NOT AFFECTED BY THIS ACTION.

NOTICE IS HEREBY GIVEN, That default has occurred in the conditions of the following described mortgage:

Mortgagor: Christopher J LaPalm, a single person

Mortgagee: Wells Fargo Bank N.A.

Recorded: July 9, 2004

Recorded: August 10, 2004

Ramsey County Recorder Document No. 3781197

Assigned to: US Bank Trust, N.A., not in its individual capacity but solely as owner trustee for VRMTG Asset Trust

Dated: February 24, 2020

Recorded: February 28, 2020

Ramsey County Recorder Document No. A04799970

Transaction Agent: N/A

Transaction Agent Mortgage Identification Number: N/A

Lender or Broker: Wells Fargo Bank, N.A.

Mortgage Originator: Wells Fargo Bank, N.A.

LEGAL DESCRIPTION OF PROPERTY: This is Abstract Property

TAX PARCEL NO.: 032923130025

ADDRESS OF PROPERTY: 2891 Merrill St

ROSEVILLE, MN 55113

COUNTY IN WHICH PROPERTY IS LOCATED: Hennepin County, Minnesota

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$379,920.00

AMOUNT DUE AND CLAIMED TO BE DUE AS OF DATE OF NOTICE: \$207,618.78

That prior to the commencement of this mortgage foreclosure proceeding Mortgagee/Assignee of Mortgagee complied with all notice requirements as required by statute; that no action or proceeding has been instituted at law to recover the debt then remaining secured by such mortgage, or any part thereof, or, if the action or proceeding has been instituted, that the same has been discontinued, or that an execution upon the judgment rendered therein has been returned unsatisfied, in whole or in part;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 3, 2024, 10:00 AM

PLACE OF SALE: Sheriff's Office, Civil Process Unit, 380 Wabasha St N., Suite 111, St. Paul, MN 55102-1418 to pay the debt then secured by said Mortgage, and taxes, if any, on said premises, and the costs and disbursements, including attorneys' fees allowed by law subject to redemption within 6 Months from the date of said sale by the mortgagor(s), their personal representatives or assigns

DATE TO VACATE PROPERTY: The date on or before which the mortgagor must vacate the property if the mortgage is not reinstated under Minnesota Statutes section 580.23 is March 3, 2025 at 11:59 p.m.

MORTGAGOR(S) RELEASED FROM FINANCIAL OBLIGATION ON MORTGAGE: NONE

THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED.

Dated: June 25, 2024

New Residential Mortgage LLC, Assignee of Mortgage

By: HALLIDAY, WATKINS & MANN, P.C.

Attorneys for: New Residential Mortgage LLC, Assignee of Mortgage

1333 Northland Drive, Suite 205 Mendota Heights, MN 55120 801-355-2886

651-228-1753 (fax)

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MN22862.

7/1, 7/8, 7/15, 7/22, 7/29, 8/5/24

Star Tribune

Mortgage Foreclosures

NOTICE OF MORTGAGE FORECLOSURE SALE

THE RIGHT TO VERIFICATION OF THE DEBT AND IDENTITY OF THE ORIGINAL CREDITOR WITHIN THE TIME PROVIDED BY LAW IS NOT AFFECTED BY THIS ACTION.

NOTICE IS HEREBY GIVEN, That default has occurred in the conditions of the following described mortgage:

Mortgagor: Jacob D White, a single person

Mortgagee: Mortgage Electronic Registration Systems, Inc., as mortgagee, as nominee for American Bank & Equity Consultants, Inc., a Corporation, its successors and assigns

Dated: December 27, 2016

Recorded: January 9, 2017

Hennepin County Recorder Document No. A10399827

Assigned to: New Residential Mortgage LLC

Dated: April 29, 2024

Recorded: May 16, 2024

Hennepin County Recorder Document No. 11284713

Transaction Agent: Mortgage Electronic Registration Systems, Inc.

Transaction Agent Mortgage Identification Number: 1008671-0000059827-4

Lender or Broker: American Mortgage & Equity Consultants, Inc., a Corporation

Residential Mortgage Servicer: Valon Mortgage

Mortgage Originator: American Mortgage & Equity Consultants, Inc., a Corporation

LEGAL DESCRIPTION OF PROPERTY: Lot 6, Block 3, Fourth Division of Seven Oaks Acres, Hennepin County, Minnesota

This is Abstract Property

TAX PARCEL NO.: 0602823210065

ADDRESS OF PROPERTY: 3120 35th Ave S

MINNEAPOLIS, MN 55406

COUNTY IN WHICH PROPERTY IS LOCATED: Hennepin

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$140,003.00

AMOUNT DUE AND CLAIMED TO BE DUE AS OF DATE OF NOTICE: \$124,621.20

That prior to the commencement of this mortgage foreclosure proceeding Mortgagee/Assignee of Mortgagee complied with all notice requirements as required by statute; that no action or proceeding has been instituted at law to recover the debt then remaining secured by such mortgage, or any part thereof, or, if the action or proceeding has been instituted, that the same has been discontinued, or that an execution upon the judgment rendered therein has been returned unsatisfied, in whole or in part;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: August 21, 2024, 10:00 AM

PLACE OF SALE: Hennepin County Sheriff's Office, Civil Unit, 350 South Fifth Street, Room 190, Minneapolis, MN to pay the debt then secured by said Mortgage, and taxes, if any, on said premises, and the costs and disbursements, including attorneys' fees allowed by law subject to redemption within 6 Months from the date of said sale by the mortgagor(s), their personal representatives or assigns

DATE TO VACATE PROPERTY: The date on or before which the mortgagor must vacate the property if the mortgage is not reinstated under Minnesota Statutes section 580.23 is February 20, 2025 at 11:59 p.m.

MORTGAGOR(S) RELEASED FROM FINANCIAL OBLIGATION ON MORTGAGE: NONE

THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED.

Dated: June 25, 2024

New Residential Mortgage LLC, Assignee of Mortgage

By: HALLIDAY, WATKINS & MANN, P.C.

Attorneys for: New Residential Mortgage LLC, Assignee of Mortgage

1333 Northland Drive, Suite 205 Mendota Heights, MN 55120 801-355-2886

651-228-1753 (fax)

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MN22862.

7/1, 7/8, 7/15, 7/22, 7/29, 8/5/24

Star Tribune

Mortgage Foreclosures

NOTICE OF MORTGAGE FORECLOSURE SALE

THE RIGHT TO VERIFICATION OF THE DEBT AND IDENTITY OF THE ORIGINAL CREDITOR WITHIN THE TIME PROVIDED BY LAW IS NOT AFFECTED BY THIS ACTION.

NOTICE IS HEREBY GIVEN, That default has occurred in the conditions of the following described mortgage:

Mortgagor: Raymond R Evans and Soledad Evans, husband and wife, as joint tenants

Mortgagee: Mortgage Electronic Registration Systems, Inc., as nominee for Fremont Investment & Loan

Dated: June 6, 2006

Recorded: June 9, 2006

Wright County Recorder Document No. A1013

Assigned to: Deutsche Bank National Trust Company, as Trustee for GSAMP Trust 2006-FM2, Mortgage Pass-Through Certificates, Series 2006-FM2

Dated: April 6, 2012

Recorded: April 23, 2012

Wright County Recorder Document No. A1200838

Transaction Agent: Mortgage Electronic Registration Systems, Inc.

Transaction Agent Mortgage Identification Number: 100194450002201060

Lender or Broker: Fremont Investment & Loan

Residential Mortgage Servicer: Mortgage Electronic Registration Systems, Inc.

Mortgage Originator: Fremont Investment & Loan

LEGAL DESCRIPTION OF PROPERTY: LOT 15, BLOCK 2, ROLLING WOODS, WRIGHT COUNTY, MINNESOTA

This is Abstract Property

TAX PARCEL NO.: 155-123-002150

ADDRESS OF PROPERTY: 6185 Bald St

Monticello, MN 55362

COUNTY IN WHICH PROPERTY IS LOCATED: Wright

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$187,000.00

AMOUNT DUE AND CLAIMED TO BE DUE AS OF DATE OF NOTICE: \$116,809.37

That prior to the commencement of this mortgage foreclosure proceeding Mortgagee/Assignee of Mortgagee complied with all notice requirements as required by statute; that no action or proceeding has been instituted at law to recover the debt then remaining secured by such mortgage, or any part thereof, or, if the action or proceeding has been instituted, that the same has been discontinued, or that an execution upon the judgment rendered therein has been returned unsatisfied, in whole or in part;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: August 21, 2024, 10:00 AM

PLACE OF SALE: Sheriff's Office, 3800 Braddock Avenue NE, Buffalo, MN to pay the debt then secured by said Mortgage, and taxes, if any, on said premises, and the costs and disbursements, including attorneys' fees allowed by law subject to redemption within 6 Months from the date of said sale by the mortgagor(s), their personal representatives or assigns

DATE TO VACATE PROPERTY: The date on or before which the mortgagor must vacate the property if the mortgage is not reinstated under Minnesota Statutes section 580.30 is August 21, 2025 at 11:59 p.m.

MORTGAGOR(S) RELEASED FROM FINANCIAL OBLIGATION ON MORTGAGE: NONE

THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED.

Dated: June 26, 2024

Deutsche Bank National Trust Company, as Trustee for GSAMP Trust 2006-FM2, Mortgage Pass-Through Certificates, Series 2006-FM2, Assignee of Mortgage

By: HALLIDAY, WATKINS & MANN, P.C.

Attorneys for: Deutsche Bank National Trust Company, as Trustee for GSAMP Trust 2006-FM2, Mortgage Pass-Through Certificates, Series 2006-FM2, Assignee of Mortgage

1333 Northland Drive, Suite 205 Mendota Heights, MN 55120 801-355-2886

651-228-1753 (fax)

THIS COMMUNICATION IS FROM A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

MN10430.

7/1, 7/8, 7/15, 7/22, 7/29, 8/5/24

Star Tribune

Legal Notices

MN TOWING PUBLIC NOTICE

Public Notice Pursuant of MN Statute 168B.06 Notice of taking and sale.

Towed Princeton, MN February 23, 2024

(2) 2003 Polaris Freedom Sky Jets PLE203891203 & PLE21652J203 & Trailer 1MDD9L13T830627 Towed Shoreview, MN April 30, 2024.

1975 Cadillac Deville 6D47550129720

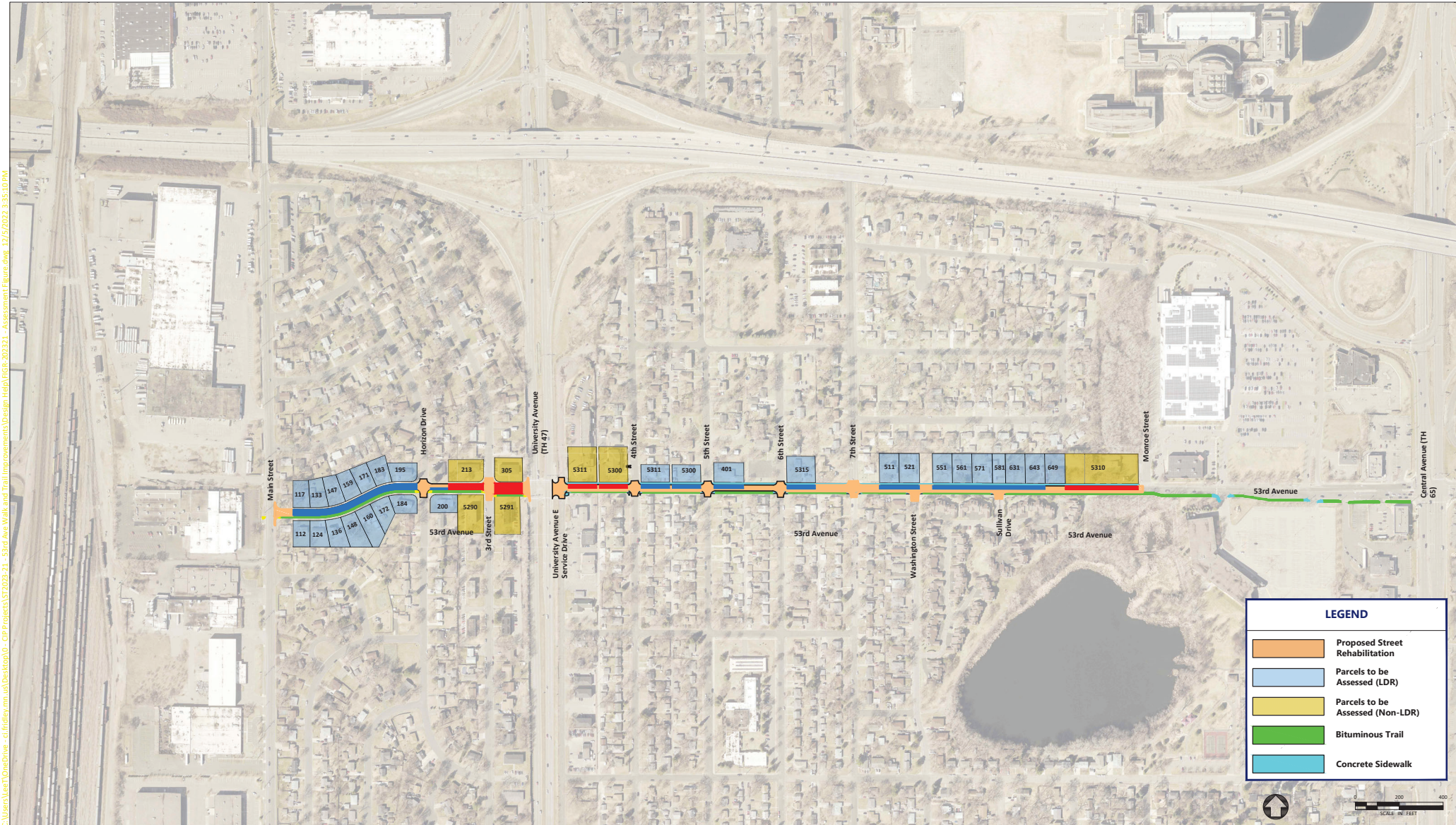
Waiver of all rights to vehicle and sale or auction per 168B.08 To

Exhibit C: Assessment Roll
53rd Avenue Trail and Walk Improvements Project No. ST 2023-24

PIN	Parcel Address	Owner Name	Assessment Amount
23-30-24-33-0001	195 53RD AVE NE	BRADLEY J MEAD	\$3,800.00
23-30-24-33-0002	183 53RD AVE NE	KASIA THERESE BENDER	\$3,800.00
23-30-24-33-0085	213 53RD AVE NE	BIGOS PROPERTIES NORTHEAST VILLAS LLC	\$8,215.00
23-30-24-33-0086	305 53RD AVE NE	BIGOS PROPERTIES NORTHEAST VILLAS LLC	\$6,519.00
23-30-24-33-0110	159 53RD AVE NE	MICHAEL A & REBECCA A MONTAGUE	\$3,800.00
23-30-24-33-0111	171 53RD AVE NE	BRIAN P SWART	\$3,800.00
23-30-24-34-0036	5311 UNIVERSITY AVE NE	BRIAN BONA	\$6,943.00
23-30-24-34-0048	5300 5TH ST NE	ALEMAN MAIDA & SHIRLEY ZEPEDA	\$3,800.00
23-30-24-34-0049	5301 4TH ST NE	KATRINA LYNN IWEN	\$3,800.00
23-30-24-34-0079	5315 6TH ST NE	YURI E SOLIS	\$3,800.00
23-30-24-34-0102	401 53RD AVE NE	DIANA CRUZ MARTINEZ	\$3,800.00
23-30-24-34-0104	5300 4TH ST NE	GENONE LLC	\$6,890.00
23-30-24-43-0054	5310 MONROE ST NE	CHEERY CO & WYDEE CORP	\$17,596.00
23-30-24-43-0056	649 53RD AVE NE	JULIO SALINAS RAMIREZ	\$3,800.00
23-30-24-43-0057	643 53RD AVE NE	WILLIAM GORMAN	\$3,800.00
23-30-24-43-0058	631 53RD AVE NE	MARK GREGORI	\$3,800.00
23-30-24-43-0059	571 53RD AVE NE	LECAS YANG	\$3,800.00
23-30-24-43-0060	581 53RD AVE NE	DANA M REZAIIE	\$3,800.00
23-30-24-43-0061	561 53RD AVE NE	KAREN LATHAM	\$3,800.00
23-30-24-43-0062	551 53RD AVE NE	JAQUINETTA MITCHELL	\$3,800.00
23-30-24-43-0063	521 53RD AVE NE	JASON D KRUEGER	\$3,800.00
23-30-24-43-0064	511 53RD AVE NE	LEO FRANK JR & K B SCHAHN	\$3,800.00
26-30-24-22-0001	5291 3RD ST NE	BIGOS PROPERTIES NORTHEAST VILLAS LLC	\$6,042.00
26-30-24-22-0005	5290 3RD ST NE	BIGOS PROPERTIES NORTHEAST VILLAS LLC	\$6,307.00
26-30-24-22-0022	112 53RD AVE NE	BRIDGE SFR IV BORROWER I LLC	\$3,800.00
26-30-24-22-0023	124 53RD AVE NE	ALEKSANDR & ZINAIDA POTAPENKO	\$3,800.00
26-30-24-22-0024	136 53RD AVE NE	ASHLEY WARHOL	\$3,800.00
26-30-24-22-0025	148 53RD AVE NE	JULIE M HOGAN	\$3,800.00
26-30-24-22-0026	160 53RD AVE NE	EVA JANETH GUTIERREZ	\$3,800.00
26-30-24-22-0027	172 53RD AVE NE	AARON O'CONNELL	\$3,800.00
26-30-24-22-0028	184 53RD AVE NE	MELINDS A & BENJAMIN M DUBA	\$3,800.00
26-30-24-22-0046	200 53RD AVE NE	DUANE WARREN PALM	\$3,800.00
26-30-24-22-0111	133 53RD AVE NE	KARLA I DELGADO SARMIENTO	\$3,800.00
26-30-24-22-0112	117 53RD AVE NE	GREGORY S & SCHREEN R HEGDAHL	\$3,800.00
26-30-24-22-0114	147 53RD AVE NE	ERIC S ROZEK	\$3,800.00
TOTAL			\$164,912.00

53rd Avenue Trail and Walk Improvements - Assessment Map

December 2022





AGENDA REPORT

Meeting Date: July 22, 2024

Meeting Type: City Council Meeting

Submitted By: Beth Kondrick, Deputy City Clerk
 Danielle Herrick, City Management Intern
 Sarah Sonsalla, City Attorney

Title

Ordinance No. 1424, Public Hearing and First Reading Amending Interim Ordinance 1411, Authorizing a Study and Imposing a Moratorium on the Establishment and Operation of Cannabis Business within the City of Fridley

Background

In July 2023, Interim Ordinance No. 1411 was passed to place a moratorium on Cannabis Businesses in the City of Fridley (City) and to conduct a study regarding the adoption or amendment of reasonable restrictions on time, place, and manner of operation for any Cannabis Businesses. This moratorium does not apply to established businesses as part of the Medical Cannabis Program administered by the Minnesota Department of Health or certain edible cannabinoid products and nonintoxicating cannabinoids pursuant to the Hemp THC Products Chapter of the Fridley City Code.

City Attorney Sarah Sonsalla advised staff that during the 2024 Legislative Session the statutory definition of "Cannabis Business" has changed. With the changes to the definition of "Cannabis Business," there are now two categories of businesses associated with cannabis that can operate without a cannabis business license (medical cannabis businesses) or a license at all (license preapproval-Early Cultivator).

It was further advised by the City Attorney that Ordinance 1411 be amended to clarify to businesses that the City is considering License Preapprovals, Early Cultivators, and Medical Cannabis Businesses as part of its potential regulations regarding businesses related to cannabis. The amendment also explicitly includes reference to the City's general authority to enact a moratorium in case a court were to determine that License Preapprovals, Early Cultivators, and Medical Cannabis Businesses are not subject to the current moratorium on Cannabis Businesses.

Lastly, the City Attorney advised the City hold a public hearing prior to adopting the amendment in accordance with State law.

Vision Statement

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

Assuming the Council continues to advance the recommended amendment, staff anticipate the following schedule:

- August 12 – the Council will conduct the second reading of the Ordinance;
- August 14 – the Ordinance will be published in the Official Publication;
- August 29 – the Ordinance becomes effective.

Financial Impact

None.

Recommendation

Staff recommend the Council approve a first reading of Ordinance No. 1424.

Focus on Fridley Strategic Alignment

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

Attachments and Other Resources

- Ordinance No. 1424

Vision Statement

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

Interim Ordinance No. 1424

Amending Interim Ordinance No. 1411 Authorizing a Study and Imposing a Moratorium on the Establishment and Operation of Cannabis Businesses Within the City of Fridley

The City Council of the City of Fridley does ordain, after review, examination and staff recommendation that a moratorium on cannabis businesses be enacted as follows:

Section 1. Legislative Findings and Authority

1. The Minnesota Legislature recently enacted, and the Governor signed, 2023 Minnesota Session Laws, Chapter 63 – H.F. No. 100 (Act), which is comprehensive legislation relating to cannabis including, but not limited to, the establishment of the Office of Cannabis Management (OCM), legalizing and limiting the possession and use of cannabis and certain hemp products by adults, providing for the licensing, inspection, and regulation of cannabis and hemp businesses, taxing the sale of cannabis flower, cannabis products, and certain hemp products, establishing grant and loan programs, amending criminal penalties, providing for expungement of certain convictions, and providing for the temporary regulation of Edible Cannabinoid Products and Nonintoxicating Cannabinoids.

2. The Act provides local units of government certain authority related to Cannabis Businesses, including the authority to (i) require local registration of certain Cannabis Businesses operating retail establishments, (ii) adopt reasonable restrictions on the time, place, and manner of the operation of Cannabis Businesses, provided that such restrictions do not prohibit the establishment or operation of a Cannabis Business, (iii) limit the number of certain Cannabis Businesses based on the population of the community, and (iv) prohibit the operation of a Cannabis Business within 1,000 feet of a school, or 500 feet of a day care, residential treatment facility, or an attraction within a public park that is regularly used by minors, including a playground or athletic field.

3. The Act requires the OCM, which was established effective July 1, 2023, to work with local governments to develop model ordinances for reasonable restrictions on the time, place, and manner of the operation of Cannabis Businesses. The Act also requires the OCM to establish additional rules and regulations relating to the operation of Cannabis Businesses. It is anticipated that the City of Fridley (City) will benefit from reviewing and analyzing the OCM's model ordinances, rules and regulations before making any decisions related to the regulation of Cannabis Businesses in the City.

4. The Act (Minnesota Statutes (M.S.) § 342.13(e)) expressly allows a local unit of government that is conducting studies or has authorized a study to be conducted or has held or scheduled a hearing for the purpose of considering adoption or amendment of reasonable restrictions on the time, place and manner of the operation of Cannabis Businesses to adopt an interim ordinance applicable to all or part of its jurisdiction for the purpose of protecting the planning process and the health, safety, and welfare of its citizens. The interim ordinance may regulate,

restrict, or prohibit the operation of Cannabis Businesses within the jurisdiction or a portion thereof until January 1, 2025.

5. Given the uncertainty regarding the model ordinances to be developed by the OCM and the broad scope of the changes to Minnesota law brought about by the Act, the Fridley City Council (Council) desires to adopt an interim ordinance for the purpose of protecting the planning process and the health, safety, and welfare of its citizens.

6. The Council desires to conduct a study for the purpose of considering the adoption or amendment of reasonable restrictions on the time, place and manner of the operation of Cannabis Businesses as well as the other regulations local units of government may adopt under the Act.

7. On July 10, 2023, after providing at least 10 days published notice, the Council held a public hearing regarding the consideration and adoption of an interim ordinance prohibiting the operation of Cannabis Businesses within the City until January 1, 2025.

8. On May 24, the Governor signed 2024 Minnesota Session Laws Chapter 121 (H.F. 4757) amending the Act (2024 Amendment). The 2024 Amendment included two amendments to the Act. The first of those amendments creates a license preapproval for certain businesses that will authorize a business to begin certain processes without a Cannabis Business license under Minnesota Laws, chapter 121, section 148 (License Preapproval), including in some instances allowing a business to begin cultivation without a license under Minnesota Laws chapter 121, section 151 (Early Cultivation). The second of those amendments removes medical cannabis business, medical cannabis processor, and medical cannabis retailer (Medical Cannabis Businesses) from the definition of Cannabis Business in Minnesota Statutes 324.01, subdivision 14.

9. The Legislature's decision to change the definition of Cannabis Business in the 2024 Amendment does not preclude the City from having a moratorium on businesses related to cannabis that will be subject to city zoning and operational regulations and which are Cannabis Businesses; Medical Cannabis Businesses; businesses with a License Preapproval, including Early Cultivators; or other businesses that must confirm compliance with city regulations.

10. To provide clear communication to businesses seeking to operate within the City and to create a clear record, the City Council desires to amend the interim ordinance to explicitly list and include License Preapproval, Early Cultivation, and Medical Cannabis Business in the businesses that are subject to the interim ordinance.

11. The amendments to this Ordinance are intended to supplement and clarify Interim Ordinance 1411 to confirm that if a court of competent jurisdiction finds that License Preapproval, Early Cultivators, or Medical Cannabis Businesses are not subject to the authority granted to units of local government in M.S. § 342.13 (e) that these amendments invoke the

[authority granted under M.S. § 462.355, subdivision 4\(a\) "to regulate, restrict, or prohibit any use ... within the jurisdiction or a portion thereof for a period not to exceed one year from the date it is effective" by enacting an interim ordinance.](#)

Section 2. Definitions

[2024 Amendment: refers to 2024 Minnesota Session Laws, Chapter 121 \(H.F. 4757\).](#)

Act: 2023 Minnesota Session Laws, Chapter 63 (H.F. No. 100).

Cannabis Business: the meaning given the term in M.S. § 342.01, subd. 14. [Cannabis Business also includes Medical Cannabis Businesses, Early Cultivators, and License Preapprovals.](#)

City: City of Fridley, a Minnesota municipal corporation.

[Early Cultivator: a business authorized to begin cultivating/growing cannabis prior to receiving a license as provided under 2024 Minnesota Session Laws, chapter 121, section 151.](#)

Edible Cannabinoid Product: has the meaning given the term in M.S. § 151.72, subd. 1(f).

[License Preapproval: a business authorized to begin certain business operation related to cannabis under 2024 Minnesota Session Laws, chapter 121, section 148.](#)

Nonintoxicating Cannabinoid: has the meaning given the term in M.S. § 151.72, subd 1(k).

OCM: the Office of Cannabis Management, established as set forth in M.S. § 342.02, subd. 1.

Ordinance: this interim ordinance, which is adopted pursuant to M.S. § 342.13(e) and M.S. § 462.355, subdivision 4(a).

Section 3. Study Authorized

The Council hereby authorizes and directs City staff to conduct a study regarding the adoption or amendment of reasonable restrictions on the time, place, and manner of the operation of Cannabis Businesses, as well as other potential local regulations allowed under the Act, and report to the Council on the potential regulation of Cannabis Businesses. The study may include a review of any model ordinances that OCM is directed to draft under M.S. § 342.13(d), an analysis of potential setback regulations allowed under M.S. § 342.13(c), and such other matters as staff may determine are relevant to the city council's consideration of this matter. The report may also include City staff's recommendations on whether the Council should adopt regulations and, if so, the recommended types of regulations.

Section 4. Moratorium

A moratorium is hereby imposed on the operation of any Cannabis Business within the City. During the term of this Ordinance, no business, person, or entity may establish or operate a Cannabis Business within the jurisdictional boundaries of the City. Accordingly, during the period that this Ordinance is in effect, the City shall not accept, process, or act on any application, site plan, building permit, zoning request, or other approval, including any requested confirmation, certification, approval, or other request from the OCM or other governmental entity requesting City review of any application or proposal for a business proposing to engage in the operation of a Cannabis Business. During the term of the moratorium, it is a violation of this Ordinance for any business, person, or entity to establish or operate a Cannabis Business within the City. [The moratorium also includes Early Cultivators, License Preapprovals, and Medical Cannabis Businesses to the extent they are considered to be outside of the definition of Cannabis Business.](#)

Section 5. Exceptions

The moratorium imposed by this Ordinance does not apply to: (i) the continued operation of a duly established business as part of the Medical Cannabis Program administered by the Minnesota Department of Health [and the OCM](#); or (ii) the sale of Edible Cannabinoid Products and Nonintoxicating Cannabinoids, provided, however, that nothing in this Ordinance exempts a business, person, or entity from complying with all other requirements and prohibitions of applicable laws and ordinances related to such exceptions. For example, as of the effective date of this Ordinance, the sale of certain cannabinoids is currently prohibited within the City pursuant to Interim Ordinance 1408 and the City requires a license to sell certain Edible Cannabinoid Products and Nonintoxicating Cannabinoids pursuant to the Hemp THC Products Chapter of the Fridley City Code (Code).

Section 6. Enforcement

Violation of this Ordinance is a misdemeanor. The City may also enforce this Ordinance by mandamus, injunction, or other appropriate civil remedy in any court of competent jurisdiction. A violation of this Ordinance is also subject to the City's general penalties prescribed in the Code and may further result in the City reporting violations to the OCM, if relevant to OCM licensing. The Council hereby authorizes City staff and consultants to initiate any legal action deemed necessary to secure compliance with this Ordinance.

Section 7. Severability

Every section, provision, and part of this Ordinance is declared severable from every other section, provision, and part. If any section, provision, or part of this Ordinance is held to be invalid by a court of competent jurisdiction, such judgment shall not invalidate any other section, provision, or part of this Ordinance.

Section 8. Effective Date and Term

This Ordinance shall become effective on August 11, 2023. This Ordinance will remain in effect until January 1, 2025, or until the Council expressly repeals it, whichever occurs first.

Passed and adopted by the City Council of the City of Fridley the XX day of XX 2024.

Scott J. Lund, Mayor

Attest:

Melissa Moore, City Clerk

Public Hearing: July 22, 2024

First reading: July 22, 2024

Second reading:

Publication:

Effective: