

**AGENDA  
CITY COUNCIL  
CITY OF EAST GRAND FORKS  
AUGUST 21, 2012  
5:00 P.M.**

**CALL TO ORDER:**

**CALL OF ROLL:**

**DETERMINATION OF A QUORUM:**

**PLEDGE OF ALLEGIANCE:**

**PRESENTATION OF AWARD:** Acknowledging the efforts of Albert Avila and thanking him for helping keep our city a cleaner place with the Cleaner City Award.

**OPEN FORUM:**

*“An opportunity for members of the public to address the City Council on items not on the current Agenda. Items requiring Council action maybe deferred to staff or Boards and Commissions for research and future Council Agendas if appropriate.”*

**APPROVAL OF MINUTES:**

1. Consider approving the minutes of the “Regular Meeting” for the East Grand Forks, Minnesota City Council of August 7, 2012.
2. Consider approving the minutes of the “Closed Meeting” for the East Grand Forks, Minnesota City Council of August 7, 2012.

**SCHEDULED PUBLIC HEARINGS: NONE**

**SCHEDULED BID LETTINGS: NONE**

**CONSENT AGENDA:**

Items under the “Consent Agenda” will be adopted with one motion; however, council members may request individual items to be pulled from the consent agenda for discussion and action if they choose.

3. Consider approving the Gaming Permit for the Red River Valley Pheasants Forever Organization for a raffle.
4. Consider approving the following “On Sale Weekday & Sunday” Liquor License Applicant El Azteca East Grand Forks located at 112 114<sup>th</sup> St NE East Grand Forks, MN 56721
5. Consider approving the hiring of a City Clerk for the Administration/Finance Office.

**ACKNOWLEDGE RECEIPT OF REPORTS OF OFFICERS, BOARDS AND COMMISSIONS:**

6. Regular meeting minutes of the Water, Light, Power and Building Commission Meeting for July 19, 2012.

**COMMUNICATIONS:**

7. Dave Fenton has successfully completed his probationary period as a Truck Driver for the Public Works Department.

**OLD BUSINESS:**

8. Reconsider adopting Resolution No. 12-08-84 to reaffirm the proposed Waste Water Interconnect Project in the Facility Plan to the Minnesota Pollution Control Agency and to direct the City Administrator and staff to update projections and to negotiate agreements for the Waste Water Interconnect Project.

**NEW BUSINESS:**

9. Consider approving the request of the Public Works Department to approve Asphalt Over lay job to Minn-Dak Asphalt on 5<sup>th</sup> St NE from 3<sup>rd</sup> Ave NE to 5<sup>th</sup> Ave NE for \$14,310.00
10. Consider approving the request by the East Grand Forks Fire Department to declare the 1982 Sutphen Aerial as surplus property.
11. Consider approving the agreement with the Grand Forks Air Force Base Fire Department for Mutual Aid in Fire Protection and Hazardous Materials Incident Response.
12. Consider adopting Resolution No. 12-08-87 that would support the Greater Minnesota Regional Parks and Trails Coalition.
13. Consider approving the request for Temporary Right to Construct to the Minnesota Department of Transportation (MnDOT) for ADA curb and sidewalk construction on DeMers Ave and 4<sup>th</sup> Street NW

**CLAIMS:**

14. Consider adopting Resolution No. 12-08-88 authorizing the City of East Grand Forks to approve purchases from Hardware Hank the goods referenced in check numbers 13624 for a total of \$1,078.21 whereas Council Member Buckalew is personally interested financially in the contract.
15. Consider authorizing the City Administrator/Clerk-Treasurer to issue payment of recommended bills and payroll.

**OTHER:**

16. 2013 Preliminary Budget

**ADJOURN:**

Upcoming Meetings:

Work Session – August 28, 2012 – 5:00 PM – Training Room  
Regular Meeting – September 4, 2012 – 5:00 PM – Council Chambers  
Work Session – September 11, 2012 – 5:00 PM – Training Room  
Regular Meeting – September 18, 2012 – 5:00 PM – Council Chambers

**UNAPPROVED  
MINUTES OF THE  
OF THE  
EAST GRAND FORKS  
CITY COUNCIL  
TUESDAY, AUGUST 7, 2012 – 5:00 PM**

**CALL TO ORDER:**

*The Regular Meeting of the East Grand Forks City Council for August 7, 2012 was called to order by Council President Buckalew at 5:00 P.M.*

**CALL OF ROLL:**

*On a Call of Roll the following members of the East Grand Forks City Council were present: Mayor Lynn Stauss, Council President Craig Buckalew, Council Vice President Wayne Gregoire, Council Members Marc DeMers, Ron Vonasek, Henry Tweten, Mike Pokrzywinski, and Greg Leigh.*

**STAFF PRESENT:**

*Dave Aker, Parks & Recreation Superintendent; Karla Anderson, Finance Director; Greg Boppre, City Engineer; Dan Boyce, Water & Light Manager; Nancy Ellis, Planning & Zoning; Michelle French, Executive Assistant; Ron Galstad, City Attorney; Charlotte Helgeson, Library Director; Scott Huizenga, City Administrator; Gary Larson, Interim Fire Chief; Jim Richter, EDHA Director; and Jason Stordahl, Public Works Director.*

**DETERMINATION OF A QUORUM:**

*The Council President Determined a Quorum was present*

**PLEDGE OF ALLEGIANCE:**

**OPEN FORUM:**

*“An opportunity for members of the public to address the City Council on items not on the current Agenda. Items requiring Council action maybe deferred to staff or Boards and Commissions for research and future Council Agendas if appropriate.” If you would like to address the City Council, please come up to the podium to do so.*

**APPROVAL OF MINUTES:**

1. Consider approving the minutes of the “Regular Meeting” for the East Grand Forks, Minnesota City Council of July 17, 2012.
2. Consider approving the minutes of the “Special Meeting” and “Work Session” for the East Grand Forks, Minnesota City Council of July 24, 2012.

**A MOTION WAS MADE BY COUNCIL MEMBER GREGOIRE, SECONDED BY COUNCIL MEMBER DEMERS, TO APPROVE ITEMS ONE (1) AND TWO (2).**

*Voting Aye: DeMers, Vonasek, Buckalew, Tweten, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: None.*

**SCHEDULED PUBLIC HEARINGS: NONE.**

**SCHEDULED BID LETTINGS:**

3. Consider rejecting bids for the Library Roof Repair/Insulation.

**A MOTION WAS MADE BY COUNCIL MEMBER POKRZYWINSKI, SECONDED BY COUNCIL MEMBER TWETEN, TO REJECT BIDS FOR THE LIBRARY ROOF REPAIR/INSULATION.**

Ms Helgeson stated that there was a mistake on the calculation of the roof based on the square footage.

*Voting Aye: DeMers, Vonasek, Buckalew, Tweten, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: None.*

4. Consider adopting Resolution No. 12-08-79 a Resolution accepting and awarding the bid for the Library insulation to Claytons Insulation and Coatings for \$12,680.00 and roofing to Innovative Wall Solutions for \$161,732.00.

**A MOTION WAS MADE BY COUNCIL MEMBER TWETEN, SECONDED BY COUNCIL MEMBER POKRZYWINSKI, TO ADOPT RESOLUTION NO. 12-08-79 A RESOLUTION ACCEPTING AND AWARDING THE BID FOR THE LIBRARY INSULATION TO CLAYTONS INSULATION AND COATINGS FOR \$12,680.00 AND ROOFING TO INNOVATIVE WALL SOLUTIONS FOR \$161,732.00.**

Ms. Helgeson announced that the Library Board met and suggested alternate #1 is the recommendation.

*Voting Aye: DeMers, Vonasek, Buckalew, Tweten, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: None.*

**CONSENT AGENDA:**

*Items under the "Consent Agenda" will be adopted with one motion; however, council members may request individual items to be pulled from the consent agenda for discussion and action if they choose.*

5. Consider approving the contract with Headliner Talent Marketing for Imaginick for the 125<sup>th</sup> Anniversary Celebration in the amount of \$2,000.00.
6. Consider approving the Fireworks/Pyrotechnic Special Effects Permit and contract for Premier Pyrotechnics, Inc. on August 11, 2012 beginning at dusk for the 125<sup>th</sup> Anniversary Celebration.
7. Consider adopting Resolution No. 12-08-80 a Resolution to order improvements and preparation of

plans for “2012 Assessment Job No. 4 – Utilities and Street Construction.

8. Consider approving the request by the East Grand Forks Police Department to declare 23 vehicles as surplus property.
9. Consider approving the request to by the Parks and Recreation Department to declare the Civic Center boards as surplus property.
10. Consider approving the request to hire up to nine new paid on call Firefighters.
11. Consider adopting Resolution No. 12-08-81 a Resolution to enter an agreement with the State of Minnesota from January 1, 2013 to December 31, 2013 to provide 15% of the total operating costs for the paratransit service and up to 20% of the total capital costs.
12. Consider adopting Resolution No. 12-08-82 a Resolution to enter an agreement with the State of Minnesota from January 1, 2013 to December 31, 2013 to provide 20% of the total operating costs for the fixed route transit service and up to 20% of the total capital costs.

**A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER VONASEK, TO ADOPT ITEMS FIVE (5) THROUGH TWELVE (12) AS SUBMITTED.**

*Voting Aye: DeMers, Vonasek, Buckalew, Tweten, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: None.*

**ACKNOWLEDGE RECEIPT OF REPORTS OF OFFICERS, BOARDS AND COMMISSIONS:**

13. Regular meeting minutes of the Water, Light, Power and Building Commission Meeting for June 21, 2012.
14. Regular meeting minutes of the Water, Light, Power and Building Commission Meeting for July 3, 2012.
15. Regular meeting minutes of the Resurrection Cemetery Commission Meeting for April 25, 2012.
16. Regular meeting minutes of the Resurrection Cemetery Commission Meeting for July 25, 2012.

**COMMUNICATIONS:**

17. Acknowledging the retirement of Tom Spoor effective October 31, 2012.
18. Acknowledging the resignation of Michelle French effective August 16, 2012.

Mayor Stauss presented Ms French with a plaque and City Council thanked her for her years with the Administration Department and wished her good luck with the City of Moorhead.

**OLD BUSINESS:**

19. Reconsider adopting Resolution No. 12-07-66 a Resolution accepting and awarding the bid for improvements to ICS, Inc. for 2012 City Project No. 6 – Pool Repairs for a bid price of \$1,523,736.00.

Motion died.

**NEW BUSINESS:**

20. Consider adopting Resolution No. 12-08-83 a Resolution to support the Greenway Trail Plan for the City of East Grand Forks and the City of Grand Forks.

**A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER DEMERS, TO ADOPT RESOLUTION NO. 12-08-83 A RESOLUTION TO SUPPORT THE GREENWAY TRAIL PLAN FOR THE CITY OF EAST GRAND FORKS AND THE CITY OF GRAND FORKS.**

Discussion occurred regarding using greenway funds to support the plan. Council Member DeMers suggested approving the plan and look at the specifics at a later date. Ms Greendahl announced that this plan give a lot of opportunities with projects with little maintenance. Ms Ellis announced that once the plan is adopted, the City could look at legacy funds.

*Voting Aye: DeMers, Vonasek, Buckalew, Tweten, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: None.*

21. Consider adopting Resolution No. 12-08-84 a Resolution to reaffirm the proposed Waste Water Interconnect Project in the Facility Plan to the Minnesota Pollution Control Agency and to direct the City Administrator and staff to update projects and to negotiate agreements for the Waste Water Interconnect Project.

**A MOTION WAS MADE BY COUNCIL MEMBER GREGOIRE, SECONDED BY COUNCIL MEMBER DEMERS, TO ADOPT RESOLUTION NO. 12-08-84 A RESOLUTION TO REAFFIRM THE PROPOSED WASTE WATER INTERCONNECT PROJECT IN THE FACILITY PLAN TO THE MINNESOTA POLLUTION CONTROL AGENCY AND TO DIRECT THE CITY ADMINISTRATOR AND STAFF TO UPDATE PROJECTS AND TO NEGOTIATE AGREEMENTS FOR THE WASTE WATER INTERCONNECT PROJECT.**

Mayor Stauss announced that he vetoed this project before and we don't want to jump the gun and cost the tax payer dollars. He stated that the City needs to move forward on working on getting bonding and grant dollars. Mayor Stauss announced that with all the proposed projects the City could be looking at a 50% tax increase. He also stated that the City of East Grand Forks has not received a letter from the State.

Council Member Pokrzywinski stated that maintaining infrastructures has been neglected and we can't afford to do the projects, costs are just going to keep increasing. He stated that all studies and opinions show that the City should continue towards the interconnect.

Council Member DeMers informed City Council that this resolution is to have the staff and engineer answer the questions that the consultant needs, it is not approving the interconnect. Discussion occurred regarding the wording of the project.

Mayor Stauss stated that it is the obligation of the Council to look at all solutions and if the consultant said that we could save \$47,000 per year for the next 10 years, why not. He also informed Council that he is waiting for information on the Winnipeg's lagoon system. Mr. Huizenga stated that we need a plan to go for funding options. Council Member Leigh stated that in the resolution it says we are going to do the interconnect project at some time. He informed Council that the leakage is not toxic and he would like to see a letter from the MPCA.

Council Member Tweten called the question.

*Voting Aye: DeMers, Vonasek, Buckalew, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: Tweten.*

**ORIGINAL MOTION WAS MADE BY COUNCIL MEMBER GREGOIRE, SECONDED BY COUNCIL MEMBER DEMERS, TO ADOPT RESOLUTION NO. 12-08-84 A RESOLUTION TO REAFFIRM THE PROPOSED WASTE WATER INTERCONNECT PROJECT IN THE FACILITY PLAN TO THE MINNESOTA POLLUTION CONTROL AGENCY AND TO DIRECT THE CITY ADMINISTRATOR AND STAFF TO UPDATE PROJECTS AND TO NEGOTIATE AGREEMENTS FOR THE WASTE WATER INTERCONNECT PROJECT.**

*Voting Aye: DeMers, Vonasek, Buckalew, Gregoire, and Pokrzywinski.*

*Voting Nay: Tweten and Leigh.*

22. Consider adopting Resolution No. 12-08-85 a Resolution approving the tax increment financing expenditures for the proposed Minnesota Heights Downtown Development related to traffic signal relocation.

**A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER DEMERS, TO ADOPT RESOLUTION NO. 12-08-85 A RESOLUTION APPROVING THE TAX INCREMENT FINANCING EXPENDITURES FOR THE PROPOSED MINNESOTA HEIGHTS DOWNTOWN DEVELOPMENT RELATED TO TRAFFIC SIGNAL RELOCATION.**

Mr. Huizenga announced that the large traffic signal needs to be relocated and MnDOT was going to pay for half of the project next years but won't pay for it this year. The developer has agreed to pay for MnDOT half of the project.

*Voting Aye: DeMers, Vonasek, Buckalew, Tweten, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: None.*

#### **CLAIMS:**

23. Consider adopting Resolution No. 12-08-86 a Resolution authorizing the City of East Grand Forks to approve purchases from Hardware Hank the goods referenced in check numbers 13459 for a total of \$3,606.20 whereas Council Member Buckalew is personally interested financially in the contract.

**A MOTION WAS MADE BY COUNCIL MEMBER POKRZYWINSKI, SECONDED BY COUNCIL**

**MEMBER DEMERS, TO ADOPT RESOLUTION NO. 12-08-86 A RESOLUTION AUTHORIZING THE CITY OF EAST GRAND FORKS TO APPROVE PURCHASES FROM HARDWARE HANK THE GOODS REFERENCED IN CHECK NUMBERS 13459 FOR A TOTAL OF \$3,606.20 WHEREAS COUNCIL MEMBER BUCKALEW IS PERSONALLY INTERESTED FINANCIALLY IN THE CONTRACT.**

*Voting Aye: DeMers, Vonasek, Tweten, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: None.*

*Abstain: Buckalew.*

24. Consider authorizing the City Administrator/Clerk-Treasurer to issue payment of recommended bills and payroll.

**A MOTION WAS MADE BY COUNCIL MEMBER LEIGH, SECONDED BY COUNCIL MEMBER DEMERS, TO AUTHORIZE THE CITY ADMINISTRATOR/CLERK-TREASURER TO ISSUE PAYMENT OF RECOMMENDED BILLS AND PAYROLL.**

*Voting Aye: DeMers, Vonasek, Buckalew, Tweten, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: None.*

**COUNCIL/STAFF REPORTS:**

Mayor Stauss gave a brief update on the 125<sup>th</sup> Anniversary events.

Council Member DeMers inquired about the Bygland bridge construction project.

Council Member Tweten announced the Primary Election on Tuesday, August 14, 2012.

Council Member Pokrzywinski commended the Mayor on the 125<sup>th</sup> festivities and wished his daughter a Happy Birthday.

Council President Buckalew also thanked the Mayor on the 125<sup>th</sup> Anniversary Celebration.

Mr. Galstad announced that the Mutual Aid Agreement with the Grand Forks Air Force Base is still being worked on.

**ADJOURN:**

**A MOTION WAS MADE BY COUNCIL MEMBER VONASEK, SECONDED BY COUNCIL MEMBER GREGOIRE, TO ADJOURN THE AUGUST 7, 2012 REGULAR MEETING OF THE EAST GRAND FORKS, MINNESOTA CITY COUNCIL AT 5:59 P.M.**

*Voting Aye: DeMers, Vonasek, Buckalew, Tweten, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: None.*

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Scott Huizenga, City Administrator/Clerk-Treasurer

**UNAPPROVED  
MINUTES OF CITY COUNCIL  
CITY OF EAST GRAND FORKS  
CLOSED MEETING  
AUGUST 7, 2012  
5:00 PM**

**CALL TO ORDER:**

The Closed Meeting of the East Grand Forks City Council for August 7, 2012 was called to order by Council President Buckalew at 6:06\_P.M.

**CALL OF ROLL:** Would the City Administrator please call roll call.

*On a Call of Roll the following members of the East Grand Forks City Council were present: Mayor Lynn Stauss, Council President Craig Buckalew, Council Vice President Wayne Gregoire, Council Members Marc DeMers, Ron Vonasek, Henry Tweten, Mike Pokrzywinski, and Greg Leigh.*

**STAFF PRESENT**

*Scott Huizenga, City Administrator*

**DETERMINATION OF A QUORUM:**

*The Council President Determined a Quorum was present*

1. Closed session for City Administrator Scott Huizenga's Employee Evaluation. Closed session is to be performed according to the exception to the open meeting law pursuant to Minnesota Statute 13D.05, Subd. 3.

The City Council and Mr. Huizenga discussed Mr. Huizenga's annual review. No action was taken.

**ADJOURN**

**MEETING ADJOURNED AT 6:46 P.M.**

*Voting Aye: DeMers, Vonasek, Buckalew, Tweten, Gregoire, Leigh, and Pokrzywinski.*

*Voting Nay: None.*

Minnesota Lawful Gambling

LG220 Application for Exempt Permit Fee \$50

For Board Use Only	
Fee Paid	_____
Check No.	_____

Organization Information

Organization name <b>Red River Valley Pheasants Forever</b>		Previous lawful gambling exemption number	
Street <b>10090 45<sup>th</sup> AVE NW</b>	City <b>East Grand Forks</b>	State/Zip Code <b>MN 56721</b>	County <b>Polk</b>
Name of chief executive officer (CEO) First name: <b>Brian</b> Last name: <b>Nelson</b>		Daytime phone number of CEO <b>218 230 4364</b>	
Name of treasurer First name: <b>Brian</b> Last name: <b>Nelson</b>		Daytime phone number of treasurer: <b>218 230 4364</b>	

Type of Nonprofit Organization

Check the box that best describes your organization:

Fraternal       Religious  
 Veteran       Other nonprofit organization

Check the box that indicates the type of proof your organization attached to this application:

IRS letter indicating income tax exempt status  
 Certificate of Good Standing from the Minnesota Secretary of State's Office  
 A charter showing you are an affiliate of a parent nonprofit organization  
 Proof previously submitted and on file with the Gambling Control Board

Gambling Premises Information

Name of premises where gambling activity will be conducted (for raffles, list the site where the drawing will take place)  
**East Grand Forks VFW Club**

Address (do not use PO box) <b>312 Demers AVE</b>	City <b>East Grand Forks</b>	State/Zip Code <b>MN 56721</b>	County <b>Polk</b>
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Date(s) of activity (for raffles, indicate the date of the drawing)  
**4-13-2013**

Check the box or boxes that indicate the type of gambling activity your organization will be conducting:

\*Bingo     Raffles (cash prizes may not exceed \$12,000)     \*Paddlewheels     \*Pull-Tabs     \*Tipboards

**\*Gambling equipment for pull-tabs, tipboards, paddlewheels, and bingo (bingo paper, hard cards, and bingo ball selection device) must be obtained from a distributor licensed by the Gambling Control Board. To find a licensed distributor, go to [www.gcb.state.mn.us](http://www.gcb.state.mn.us) and click on List of Licensed Distributors. Or call 651-639-4000.**

This form will be made available in alternative format (i.e. large print, Braille) upon request. The information requested on this form (and any attachments) will be used by the Gambling Control Board (Board) to determine your qualifications to be involved in lawful gambling activities in Minnesota. You have the right to refuse to supply the information requested; however, if you refuse to supply this information, the Board may not be able to determine your qualifications and, as a consequence, may refuse to issue you a permit. If you supply the information requested, the Board will be able to process your application.

Your name and your organization's name and address will be public information when received by the Board. All the other information that you provide will be private data about you until the Board issues your permit. When the Board issues your permit, all of the information that you have provided to the Board in the process of applying for your permit will become public. If the Board does not issue you a permit, all the information you have provided in the process of applying for a permit remains private, with the exception of your name and your organization's name and address which will remain public. Private data about you are available only to

the following: Board members, staff of the Board whose work assignment requires that they have access to the information; the Minnesota Department of Public Safety; the Minnesota Attorney General; the Minnesota Commissioners of Administration, Finance, and Revenue; the Minnesota Legislative Auditor, national and international gambling regulatory agencies; anyone pursuant to court order; other individuals and agencies that are specifically authorized by state or federal law to have access to the information; individuals and agencies for which law or legal order authorizes a new use or sharing of information after this Notice was given; and anyone with your consent.

LG220 Application for Exempt Permit

Organization Name Red River Valley Pheasants Forever

Local Unit of Government Acknowledgment

**If the gambling premises is within city limits, the city must sign this application.**

On behalf of the city, I acknowledge this application.

Check the action that the city is taking on this application.

The city approves the application with no waiting period.

The city approves the application with a 30 day waiting period, and allows the Board to issue a permit after 30 days (60 days for a first class city).

The city denies the application.

Print name of city \_\_\_\_\_

(Signature of city personnel receiving application)

Title \_\_\_\_\_

Date \_\_\_\_/\_\_\_\_/\_\_\_\_

**If the gambling premises is located in a township, both the county and township must sign this application.**

On behalf of the county, I acknowledge this application.

Check the action that the county is taking on this application.

The county approves the application with no waiting period.

The county approves the application with a 30 day waiting period, and allows the Board to issue a permit after 30 days.

The county denies the application.

Print name of county \_\_\_\_\_

(Signature of county personnel receiving application)

Title \_\_\_\_\_

Date \_\_\_\_/\_\_\_\_/\_\_\_\_

**TOWNSHIP:** On behalf of the township, I acknowledge that the organization is applying for exempted gambling activity within the township limits. [A township has no statutory authority to approve or deny an application; (Minnesota Statute 349.213, subd. 2).]

Print name of township \_\_\_\_\_

(Signature of township official acknowledging application)

Title \_\_\_\_\_

Date \_\_\_\_/\_\_\_\_/\_\_\_\_

**Chief Executive Officer's Signature**

The information provided in this application is complete and accurate to the best of my knowledge.

Chief executive officer's signature Brian Nelson

Name (please print) Brian Nelson Date 8/15/12

**Mail Application and Attachments**

At least 45 days prior to your scheduled activity date send:

- the completed application,
- a copy of your proof of nonprofit status, and
- a \$50 application fee (make check payable to "State of Minnesota").

Application fees are not prorated, refundable, or transferable.

Send to: **Gambling Control Board**  
1711 West County Road B, Suite 300 South  
Roseville, MN 55113

If your application has not been acknowledged by the local unit of government or has been denied, do not send the application to the Gambling Control Board.

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CITY OF EAST GRAND FORKS  
**CLERK-TREASURER'S OFFICE**  
 600 Demers Ave – PO Box 373, East Grand Forks, MN 56721  
 (218)773-2483 - FAX (218)773-9728

**APPLICATION FOR "ON SALE" WEEKDAY AND SUNDAY INTOXICATING LIQUOR LICENSE**

If a corporation, an officer shall execute this application. If a partnership, a partner shall execute this application.

Licensee Name (Corporation, Partnership, Individual) <b>EL AZTECA OF EAST GRAND FORKS INC.</b>		Trade Name or DBA <b>CASA MEXICO RESTAURANT</b>	
License Location (Street Address & Block No.) <b>112 14TH AVE NE</b>		Business Phone Number <b>218-773-4331</b>	Applicant Home Number <b>605 228 66 28</b>
City <b>EAST GRAND FORKS</b>	County	State <b>MN</b>	Zip Code <b>56072</b>
Name of Resident Manager/Agent <b>MARIA I AGUIRRE</b>		Manager Home Address (must be city resident)	
License Period From:	To:	Manager/Agent Home Number:	
Federal ID# <b>45 429 8860</b>		State ID# <b>238 0240</b>	

If a corporation, state the name, date of birth, address, title and shares held by each officer. If a partnership, state the name, address and date of birth of each partner.

Partner/Officer Name (First, middle and last)	DOB	Title	Shares	Address
<b>SERGIO AGUIRRE</b>	<b>10-07-69</b>	<b>PRESIDENT</b>	<b>40%</b>	<b>1905 COUNTRY LINE ABERDEEN SD 57401</b>
<b>MARIA I AGUIRRE</b>	<b>08-26-72</b>	<b>V</b>	<b>50%</b>	
<b>LEODEGARDO GARCIA</b>	<b>02-10-53</b>		<b>10%</b>	

1. Name, address, and telephone number of the owner of the land where the licensed establishment will be located:  
**SERGIO AGUIRRE 1905 COUNTRY LINE ABERDEEN SD 57401**

Name, address, and telephone number of the owner of the building where the licensed establishment will be located: \_\_\_\_\_

2. Describe premises to which license applies; such as (first floor, second floor, basement, etc.) or if entire building, so state.  
**FIRST FLOOR AND BASEMENT**

3. Legal description of premises: **OUTLOT TWENTY-SEVEN (27) EXCEPT THE WEST ONE HUNDRED SEVENTY (170) FEET THEREOF, AUDITOR'S PLAT OF OUTLOTS 17-64, SECTION THIRTY-SIX (36), TOWNSHIP ONE HUNDRED FIFTY-TWO (152), RANGE FIFTY (50), POLK COUNTY, MINNESOTA**

4. Are the real estate taxes for the premises described in this application paid in full?  Yes  No

Are the sales taxes for these premises paid in full?  Yes  No

Minutes of the regular meeting of the Water, Light, Power and Building Commission of the City of East Grand Forks, Minnesota held July 19, 2012 at 5:00 P.M.

Present: Ogden, Brickson, Quirk, Tweten

Absent: None

It was moved by Commissioner Tweten second by Commissioner Quirk that the minutes of the previous meetings of June 21 and July 3, 2012 be approved as read.

Voting Aye: Ogden, Brickson, Quirk, Tweten

Voting Nay: None

It was moved by Commissioner Quirk second by Commissioner Brickson to authorize the Secretary to issue payment of the recommended bills and payroll in the amount of \$925,495.41.

Voting Aye: Ogden, Brickson, Quirk, Tweten

Voting Nay: None

It was moved by Commissioner Brickson second by Commissioner Quirk that Ray Rakoczy, having satisfactorily completed his six months probation, be certified as a full time employee effective July 23, 2012.

Voting Aye: Ogden, Brickson, Quirk, Tweten

Voting Nay: None

It was moved by Commissioner Quirk second by Commissioner Brickson to approve the request for temporary power at the Shriner's food tent.

Voting Aye: Ogden, Brickson, Quirk, Tweten

Voting Nay: None

It was moved by Commissioner Brickson second by Commissioner Quirk to reaffirm the commitment of a \$1,560,000.00 loan for the swimming pool; but to table the request for an additional amount pending discussion with the City Council.

Voting Aye: Ogden, Brickson, Quirk, Tweten

Voting Nay: None

It was moved by Commissioner Quirk second by Commissioner Brickson to adjourn to the next regular meeting on August 2, 2012 at 5:00 P.M.

Voting Aye: Ogden, Brickson, Quirk, Tweten

Voting Nay: None

Anna Hearn  
Deputy Sec'y

## RESOLUTION NO. 12 -08 - 84

A RESOLUTION TO REAFFIRM THE PROPOSED WASTE WATER INTERCONNECT PROJECT IN THE FACILITY PLAN TO THE MINNESOTA POLLUTION CONTROL AGENCY AND TO DIRECT THE CITY ADMINISTRATOR AND STAFF TO UPDATE PROJECTIONS AND TO NEGOTIATE AGREEMENTS FOR THE WASTE WATER INTERCONNECT PROJECT.

Council Member Gregoire, supported by Council Member DeMers, introduced the following resolution and moved its adoption:

WHEREAS, the City Council of East Grand Forks amended the Facility Plan to the Minnesota Pollution Control Agency via Resolution 11-05-39 to include the proposed Waste Water Interconnect Project;

WHEREAS, the City Council authorized the City Attorney via Resolution 11-10-99 to incorporate the Cost of Service Analysis (COSA) with Grand Forks, North Dakota into a proposed Waste Water Interconnect Intergovernmental Agreement;

WHEREAS, the Mayor vetoed Resolution 11-10-99;

WHEREAS, the City Council did not override the Mayor's veto of Resolution 11-10-99;

WHEREAS, the Mayor requested a peer review of the Facility Plan from a third party consultant;

WHEREAS, the City received a completed peer review from MSA Professional Services;

WHEREAS, the peer review recommended that the City update financial projections and reaffirm assumptions of the COSA model;

WHEREAS, the consultant recommended the City proceed with the Waste Water Interconnect option "due to the non-monetary benefits that favor a regional solution";

WHEREAS, City Council affirmation is required to continue with the COSA model;

THEREFORE, BE IT RESOLVED, that the City Council of East Grand Forks reaffirms the proposed waste water interconnect project in the Facility Plan to the Minnesota Pollution Control Agency;

BE IT FURTHER RESOLVED, that the City Council directs the City Administrator and staff to update projections and to negotiate agreements for the waste water interconnect project;

BE IT FURTHER RESOLVED, that this resolution does not establish a timeline for implementation of the proposed Waste Water Interconnect Project.

Voting Aye: DeMers, Vonasek, Buckalew, Gregoire, and Pokrzywinski.  
Voting Nay: Tweten and Leigh.

The President declared the resolution passed.

Passed: August 7, 2012

Attest:

\_\_\_\_\_  
City Administrator/Clerk-Treasurer

\_\_\_\_\_  
President of Council

I hereby approve the foregoing resolution this 7<sup>th</sup> of August, 2012.

\_\_\_\_\_  
Mayor



# City of East Grand Forks

600 DeMers Ave • P.O. Box 373 • East Grand Forks, MN 56721  
218-773-2483 • 218-773-9728 fax      [www.eastgrandforks.net](http://www.eastgrandforks.net)

---

.August 14, 2012

I am vetoing Resolution No. 12-08-84 not because of the questions that need to be answered but I feel it is pushing us toward one plan and only one plan. I still want to leave the options open to the two plans because our license will not be reviewed for four years. We are now meeting the water standard of MPCA that come from our drain tile and are not polluting the Red River.

My responsibility as mayor and you as council members is to make every effort possible to insure the residents of East Grand Forks that they will get the best sewage plan for our City and to make it affordable because they will be paying for the project over the next 40 years.

I once again stress the importance of answering all questions as we move forward to reach what I hope will be 100% approval by our City Council in the future.

Regards,

A handwritten signature in cursive script that reads "Lynn Stauss".

Lynn Stauss  
Mayor

# Request for Council Action

Date: 8-15-2012

To: East Grand Forks City Council, Mayor Lynn Stauss, President Craig Buckalew, Council Vice President Wayne Gregoire, Council Members: Henry Tweten, Marc Demers, Ron Vonasek, Greg Leigh, and Mike Pokrzywinski.

Cc: File

From: Jason Stordahl

RE: 5<sup>th</sup> Ave. NE Asphalt Overlay

---

Consider approving the request to approve:

Asphalt Overlay on 5<sup>th</sup> St. NE, from 3<sup>rd</sup> Ave. NE to 5<sup>th</sup> Ave NE.

Opp Construction \$18,700

Minn-Dak Asphalt \$14,310

Recommendation: Award job to Minn-Dak Asphalt for \$14,310

# Request for Council Action

Date:

To: East Grand Forks City Council, Mayor Lynn Stauss, President Craig Buckalew, Council members: Marc Demers, Ron Vonasek, Henry Tweten, Wayne Gregoire, Greg Leigh, and Mike Pokrzywinski.

Cc: File

From: Interim Fire Chief Gary Larson

RE: 1982 Sutphen 100' Aerial Tower

---

Background and supporting documentation of request: Since the purchase of the 2007 Seagrave 100' Aerial tower, the old tower has been parked down at the city shop.

Recommendation: It would be my recommendation to declare this truck as surplus property, so we can try to recoup some dollars. This truck will deteriorate if it is left sitting outside, and with cold weather on the horizon we could have additional problems. There was interest from Grafton, ND, but at this time they are no longer interested. I have contacted a Fire Truck sales company and they state it is not worth repairs to sell. I have sent out photo,s to salvage yards for bids.

Request: I am requesting this truck be declared surplus property so we can continue with bids.

Enc.



**U.S. AIR FORCE**

***AGREEMENT FOR MUTUAL AID IN FIRE PROTECTION AND HAZARDOUS MATERIALS INCIDENT RESPONSE***

This agreement, entered into this 1st day of September 2012, between the Secretary of the Air Force acting pursuant to the authority of 42 U.S.C. 1856a and the East Grand Forks Fire Department is securing to each the benefits of mutual aid in fire protection and hazardous materials incident response, in the protection of life and property from fire, hazardous materials incident and in fire fighting. It is agreed that:

- a. On request to a representative of the Grand Forks Air Force Base Fire Department by a representative of the East Grand Forks Fire Department, firefighting equipment and personnel of the Grand Forks Air Force Base Fire Department will be dispatched to any point within the area for which the East Grand Forks Fire Department normally provides fire protection or hazardous materials incident response as designated by the representatives of the East Grand Forks Fire Department.
- b. On request to a representative of the East Grand Forks Fire Department by a representative of the Grand Forks Air Force Base Fire Department, fire fighting equipment or hazardous materials incident response and personnel of the East Grand Forks Fire Department will be dispatched to any point within the fire fighting or hazardous materials incident response jurisdiction of the Grand Forks Air Force Base Fire Department as designated by the representative of the Grand Forks Air Force Base Fire Department.
- c. Any dispatch of equipment and personnel pursuant to this agreement is subject to the following conditions:
  - (1) Any request for aid hereunder shall include a statement of the amount and type of equipment and personnel requested and shall specify the location to which the equipment and personnel are to be dispatched, but the amount and type of equipment and the number of personnel to be furnished shall be determined by a representative of the responding organization.
  - (2) The responding organization shall report to the officer in charge of the requesting organization at the location to which the equipment is dispatched, and shall be subject to the orders of that official.
  - (3) A responding organization shall be released by the requesting organization when the services

of the responding organization are no longer required or when the responding organization is needed within the area for which it normally provides fire protection.

(4) In the event of a crash of an aircraft owned or operated by the United States or military aircraft of any foreign nation within the area for which the East Grand Forks Fire Department normally provides fire protection, the chief of the Grand Forks Air Force Base Fire Department or his or her representative may assume full command on arrival at the scene of the crash.

(5) Where local agencies do not assign an incident safety officer, an Air Force representative will be assigned to act as the incident safety officer for the Grand Forks Air Force Base to observe Air Force operations.

d. East Grand Forks Fire Department may claim reimbursement for the direct expenses and losses that are additional fire fighting or hazardous materials incident costs above the normal operating costs incurred while fighting a fire or hazardous materials incident response under this agreement as provided in 44 CFR Part 151, *Reimbursement for Costs of Fire Fighting on Federal Property*.

1. For the purposes of the Minnesota Municipal Tort Liability Act (Minn. Stat. 466), the employees and officers of the Responding Party are deemed to be employees (as defined in Minn. Stat. 466.01, subdivision 6) of the Requesting Party.

2. The Requesting Party agrees to defend and indemnify the Responding Party against any claims brought or actions filed against the Responding Party or any officer, employee, or volunteer of the Responding Party for injury to, death of, or damage to the property of any third person or persons, arising from the performance and provision of assistance in responding to a request for assistance by the Requesting Party pursuant to this agreement.

Under no circumstances, however, shall a party be required to pay on behalf of itself and other parties, any amounts in excess of the limits on liability established in Minnesota Statutes Chapter 466 applicable to any one party. The limits of liability for some or all of the parties may not be added together to determine the maximum amount of liability for any party.

The intent of this subdivision is to impose on each Requesting Party a limited duty to defend and indemnify a Responding Party for claims arising within the Requesting Party's jurisdiction subject to the limits of liability under Minnesota Statutes Chapter 466. The purpose of creating this duty to defend and indemnify is to simplify the defense of claims by eliminating conflicts among defendants, and to permit liability claims against multiple defendants from a single occurrence to be defended by a single attorney.

3. No party to this agreement nor any officer of any Party shall be liable to any other Party or to any other person for failure of any party to furnish assistance to any other party, or for recalling assistance, both as described in this agreement.

e. Both parties agree to implement the National Incident Management System (NIMS) during all emergency responses on and off installations.

f. Each party waives all claims against every other party for compensation for any loss, damage, personal injury, or death occurring as a consequence of the performance of this agreement. This provision does not waive any right of reimbursement pursuant to paragraph d above.

g. All equipment used by the East Grand Forks Fire Department in carrying out this agreement will, at the time of action hereunder, be owned by it; and all personnel acting for the East Grand Forks Fire Department under this agreement will, at the time of such action, be an employee or volunteer member of the East Grand Forks Fire Department.

For East Grand Forks Fire Department

For the Secretary of the Air Force

---

Title

---

TIMOTHY E. BUSH, Colonel, USAF  
Commander, 319th Air Base Wing

**RESOLUTION NO. 12-08-87**

Council Member \_\_\_\_\_, supported by Council Member \_\_\_\_\_, introduced the following resolution and moved its adoption:

**RESOLUTION TO SUPPORT THE GREATER MN REGIONAL PARK AND TRAIL COALITION**

**WHEREAS**, the City of East Grand Forks supports the Greater MN Regional Parks and Trail Coalition efforts to generate a better equity of \$40 million annually in funding for the Twin Cities-Metro, DNR and outstate MN.

**WHEREAS**, the City of East Grand Forks recognizes a resolution calling for a different split than the 43% - Twin Cities Metro, 43% - DNR and 14% went to a statewide grant which both outstate and Twin Cities could apply. East Grand Forks supports GMRPTC on a split of 43% - Twin Cities Metro, 37% - DNR and 20% outstate with the elimination of \$500,000 cap and an elimination of a requirement for the local cities and counties to match the fund; which the Twin Cities did not have to match funds.

**NOW, THEREFORE, BE IT RESOLVED**, the City of East Grand Forks agrees to coordinate plans for potential projects in Regional parks and trails that would connect to other trails.

**BE IT FURTHER RESOLVED**, the City Council of the City of East Grand Forks agrees that Greater MN Regional Parks and Trails Coalition is looking for equality in how the Legacy Grant is divided between the Twin Cities- Metro, DNR and outstate MN.

**BE IT FURTHER RESOLVED**, the City of East Grand Forks will support the current GMRPTC Plan and that the 43% - Metro Parks Coalition, 37% DNR and 20% Greater Minnesota split is a better solution than that offered by the Metro Parks Coalition but that the Greater Minnesota percentage of Legacy funding should increase to a level more equal to those of the metro area and DNR.

Voting Aye:

Voting Nay:

Absent:

The President declared the resolution passed.

Passed: August 21, 2012

Attest:

\_\_\_\_\_  
City Administrator/Clerk-Treasurer

\_\_\_\_\_  
President of Council

I hereby approve the foregoing resolution this 21<sup>st</sup> of August, 2012.

\_\_\_\_\_  
Mayor



**Minnesota Department of Transportation**

**District 2**

3920 Highway 2 West  
Bemidji, MN 56601

Office Phone: 218-755-6500

Fax: 218-755-6512

Date: August 6, 2012

City of East Grand Forks  
600 Demers Avenue  
East Grand Forks, MN 56721

Re: **S.P.: 6001-60RW**  
**C.S.: 6001 (2B=008) 901**  
**County: Polk**  
**Charge Identification Number: TRW600160**  
**Parcel Numbers: 1, 3, 7, 12, 13, 14, 21, 23**  
**Owner: City of East Grand Forks**  
**Parcel Address: No address assigned**  
**Property Tax Identification Numbers:**  
**Parcel # 1: 83.00813.00**  
**Parcel # 3: 83.00768.00**  
**Parcel # 7: 83.00714.00**  
**Parcel # 12: 83.00933.00**  
**Parcel # 13: 83.00944.00**  
**Parcel # 14: 83.00945.00**  
**Parcel # 21: 83.00993.01**  
**Parcel # 23: 83.00994.00**

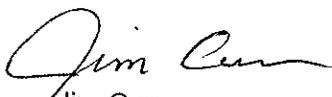
The State of Minnesota, through the Department of Transportation (MnDOT), is acquiring a Temporary Right to Construct on your properties listed above for the improvement of Trunk Highway 2B.

The person delivering this letter is a consultant representing MnDOT. This individual will explain the procedures involved in this process.

The monetary damage, value of the Temporary Right to Construct, on the specified properties for the temporary term is \$4,000.00, this being the State's certified offer. The monetary damage to the affected properties is considered to be a temporary loss in value. The State's valuation report for each parcel is included with this letter.

As the Temporary Right to Construct acquisition of your properties proceeds, you will undoubtedly have additional questions. Please direct them to the MnDOT representative who submitted this offer.

Sincerely,

  
Jim Curran  
Assistant District 2 Engineer

**Receipt of Minimum Damage Acquisition Report:**

Date: \_\_\_\_\_

Owner: \_\_\_\_\_

An Equal Opportunity Employer





**Minnesota Department of Transportation**

**District 2**

3920 Highway 2 West  
Bemidji, MN 56601

Office Phone: 218-755-6500

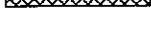
Fax: 218-755-6512

Package Contents:

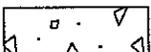
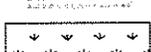
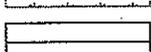
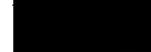
- "Guide for Property Owners" Booklet
- Legal Description - only as shown on parcel sketch
- Temporary Right to Construct form
- Minimum Damage Acquisition Report
- Parcel Sketch

An Equal Opportunity Employer



LEGEND	
	CONCRETE SIDEWALK REMOVAL
	REMOVE BRICK SIDEWALK
	REMOVE CONCRETE CURB & GUTTER
	OBLITERATE PAINT STRIPE
	REMOVE CONCRETE PAVEMENT
	REMOVE BITUMINOUS PAVEMENT
	SAWCUTTING (INCIDENTAL)

# REMOVAL

LEGEND	
	6" CONCRETE SIDEWALK
	TRUNCATED DOME
	TURF ESTABLISHMENT
	CONCRETE CURB & GUTTER
	8" SOLID LINE WHITE EPOXY
	24" SOLID LINE WHITE EPOXY
	NEW HANDHOLE LOCATION

# REPLACEMENT



Date: July 24, 2012

To: Joe Pignato  
Acting Assistant Director  
Office of Land Management

From: Penny Rolf  
WSB & Associates

### **Minimum Damage Acquisition (MDA)**

S.P. 6001-60  
C.S. 6001 (2B=008) 901 Polk County  
Charge Identification Number: TRW600160  
Parcel Number: 1  
Owner: City of East Grand Forks  
Parcel Address: No address assigned  
Property Tax Identification Number: 83.00813.00

### **Purpose of Acquisition**

The purpose of this Minimum Damage Acquisition (MDA) is to estimate the value and effect (if any) of a temporary right to construct by MnDOT. The temporary right to construct is needed for the replacement/construction of pedestrian ramps conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct term is five (5) years with the expiration date of December 1, 2017, or until such time as the Commissioner of Transportation determines it is no longer needed for trunk highway purposes. The parcel will not be permanently reduced in size.

### **Subject Before the Acquisition**

The subject is located in East Grand Forks, MN, Polk County. The parcel is currently classified as non-homestead commercial/industrial land. The acquisition will require a temporary right to construct for two pedestrian ramp areas. The first pedestrian ramp area is located in the northwest quadrant at the junction of River Drive and Demers Avenue (TH2B). The second ramp is located at the southwest quadrant at the junction of River Drive and Demers Ave. (TH 2B). Access will not be affected by the removal and replacement of the pedestrian ramp.

### **Acquisition Description**

The acquisition is a temporary right to construct of 210 square feet. The temporary right to construct is needed for the construction of a pedestrian ramp conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct is for a period of five (5) years and will expire on December 1, 2017.

### **Subject After the Acquisition**

The subject will not be adversely affected by the acquisition of the temporary right to construct.

### **Sales Information**

The value determination was estimated based on a market study completed in July of 2012.

#### **Commercial/Industrial Land:**

\$ 1.89 per square foot.

For the purpose of compensation due the property owner for this MDA, \$ 1.89 per square foot will be used.

### **Temporary Right to Construct**

210 square feet will have a temporary right to construct placed on it for a period of five (5) years. This will expire on December 1, 2017.

The value for the temporary right to construct is considered to be a fair return on the value of the land. Eight (8) percent per year is used for the rate of return for the five (5) years of use, paid in advance. The parcel will not be permanently reduced in size.

The size of the temporary right to construct times the value of the encumbered land times eight (8) percent times the five (5) years of use equals the value of the acquisition.

This results in the temporary right to construct value calculation as follows:

$$210 \text{ sq. ft.} \times \$ 1.89 \text{ square foot} \times 8\% \times 5 \text{ years} = \$ 158.76$$

**ALLOCATION OF DAMAGES:**

LAND ACQUIRED:

Fee None sq. ft. @ \$ \_\_\_\_\_ = \$ 0.00  
Temporary Right to Construct 210 sq. ft. = \$ 158.76

ACQUIRED:

Building Improvements None = \$ 0.00  
Site Improvements None = \$ 0.00  
Items Damaged: None = \$ 0.00  
Access: None = \$ 0.00

TOTAL DAMAGES \$ 158.76

**TOTAL DAMAGES \$ 158.76 ROUNDED TO \$200.00**

  
\_\_\_\_\_  
Penny Rolf  
Real Estate Representative

7-24-12  
\_\_\_\_\_  
Date

Approved for \$500.00 by:

  
\_\_\_\_\_  
Jim Curran  
Assistant District 2 Engineer

7-26-12  
\_\_\_\_\_  
Date

Attachment:  
Parcel Sketch

# RIGHT OF WAY PARCEL LAYOUT

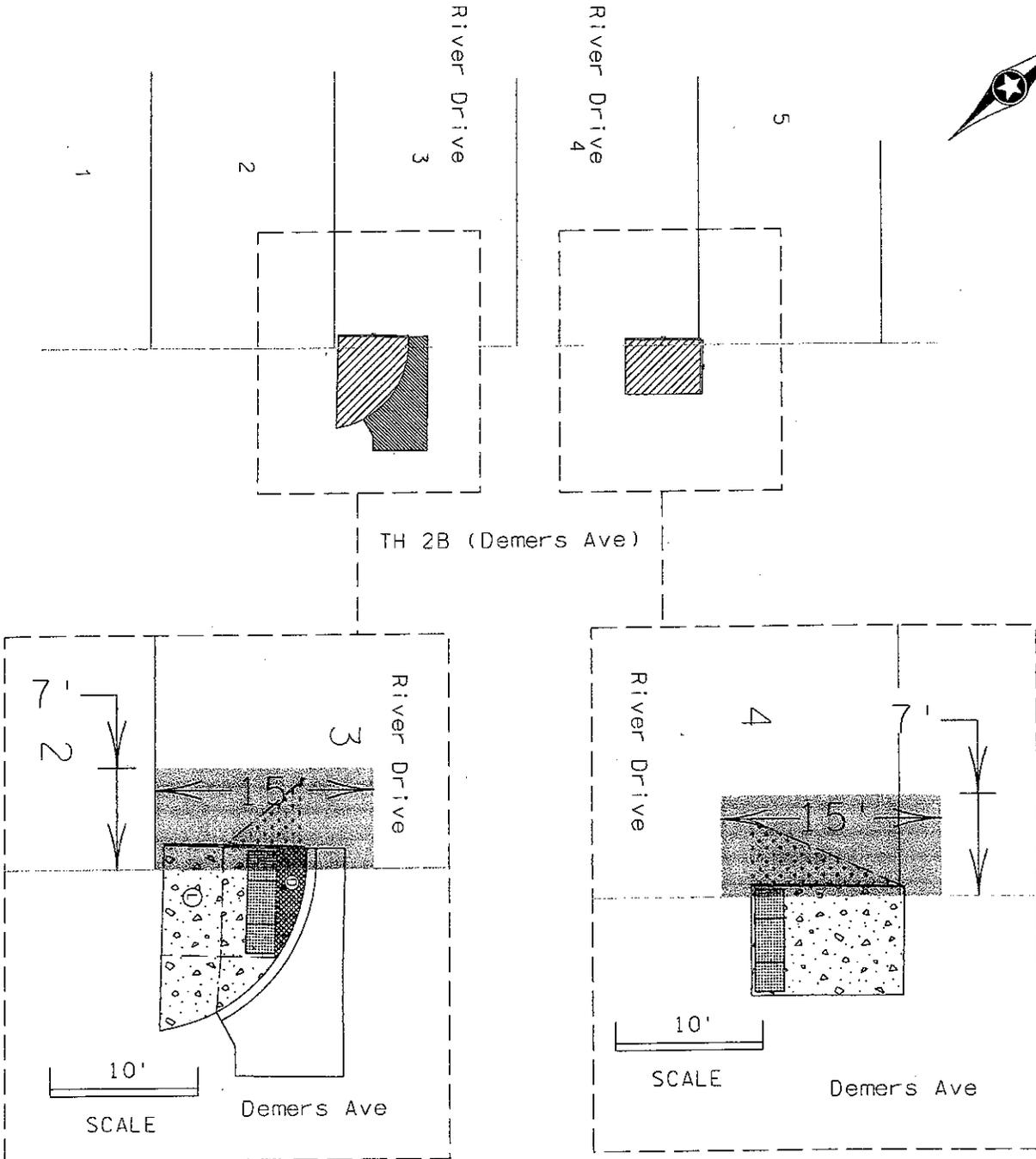
MINNESOTA DEPARTMENT OF TRANSPORTATION



Control Section: 6001 (2B=008) 901  
State Project: 6001-60RW  
Owner: City of East Grand Forks

County: Polk

Parcel Number: 1  
Sheet 1 of 1



210 Sq. Ft.



Date: July 24, 2012

To: Joe Pignato  
Acting Assistant Director  
Office of Land Management

From: Penny Rolf  
WSB & Associates

### **Minimum Damage Acquisition (MDA)**

S.P. 6001-60  
C.S. 6001 (2B=008) 901 Polk County  
Charge Identification Number: TRW600160  
Parcel Number: 3  
Owner: City of East Grand Forks  
Parcel Address: No address assigned  
Property Tax Identification Number: 83.00768.00

### **Purpose of Acquisition**

The purpose of this Minimum Damage Acquisition (MDA) is to estimate the value and effect (if any) of a temporary right to construct by MnDOT. The temporary right to construct is needed for the replacement/construction of pedestrian ramps conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct term is five (5) years with the expiration date of December 1, 2017, or until such time as the Commissioner of Transportation determines it is no longer needed for trunk highway purposes. The parcel will not be permanently reduced in size.

### **Subject Before the Acquisition**

The subject is located in East Grand Forks, MN, Polk County. The parcel is currently classified as non-homestead commercial/industrial land. The acquisition will require a temporary right to construct for one pedestrian ramp area. The pedestrian ramp area is located on Lot 24 slightly south of the junction of the alley between Lots 23 and 24, Block 5 and Demers Avenue (TH 2B). Access will not be affected by the removal and replacement of the pedestrian ramp.

### **Acquisition Description**

The acquisition is a temporary right to construct of 76 square feet. The temporary right to construct is needed for the construction of a pedestrian ramp conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct is for a period of five (5) years and will expire on December 1, 2017.

### **Subject After the Acquisition**

The subject will not be adversely affected by the acquisition of the temporary right to construct.

### **Sales Information**

The value determination was estimated based on a market study completed in July of 2012.

#### **Commercial/Industrial Land:**

\$ 1.89 per square foot.

For the purpose of compensation due the property owner for this MDA, \$ 1.89 per square foot will be used.

### **Temporary Right to Construct**

76 square feet will have a temporary right to construct placed on it for a period of five (5) years. This will expire on December 1, 2017.

The value for the temporary right to construct is considered to be a fair return on the value of the land. Eight (8) percent per year is used for the rate of return for the five (5) years of use, paid in advance. The parcel will not be permanently reduced in size.

The size of the temporary right to construct times the value of the encumbered land times eight (8) percent times the five (5) years of use equals the value of the acquisition.

This results in the temporary right to construct value calculation as follows:

$$76 \text{ sq. ft.} \times \$ 1.89 \text{ square foot} \times 8\% \times 5 \text{ years} = \$ 57.46$$

**ALLOCATION OF DAMAGES:**

LAND ACQUIRED:

Fee None sq. ft. @ \$ \_\_\_\_\_ = \$ 0.00  
Temporary Right to Construct 76 sq. ft. = \$ 57.46

ACQUIRED:

Building Improvements None = \$ 0.00  
Site Improvements None = \$ 0.00  
Items Damaged: None = \$ 0.00  
Access: None = \$ 0.00

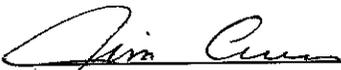
TOTAL DAMAGES \$ 57.46

**TOTAL DAMAGES \$ 57.46 ROUNDED TO \$100.00**

  
\_\_\_\_\_  
Penny Rolf  
Real Estate Representative

7-24-12  
\_\_\_\_\_  
Date

Approved for \$500.00 by:

  
\_\_\_\_\_  
Jim Curran  
Assistant District 2 Engineer

7-26-12  
\_\_\_\_\_  
Date

Attachment:  
Parcel Sketch

# RIGHT OF WAY PARCEL LAYOUT

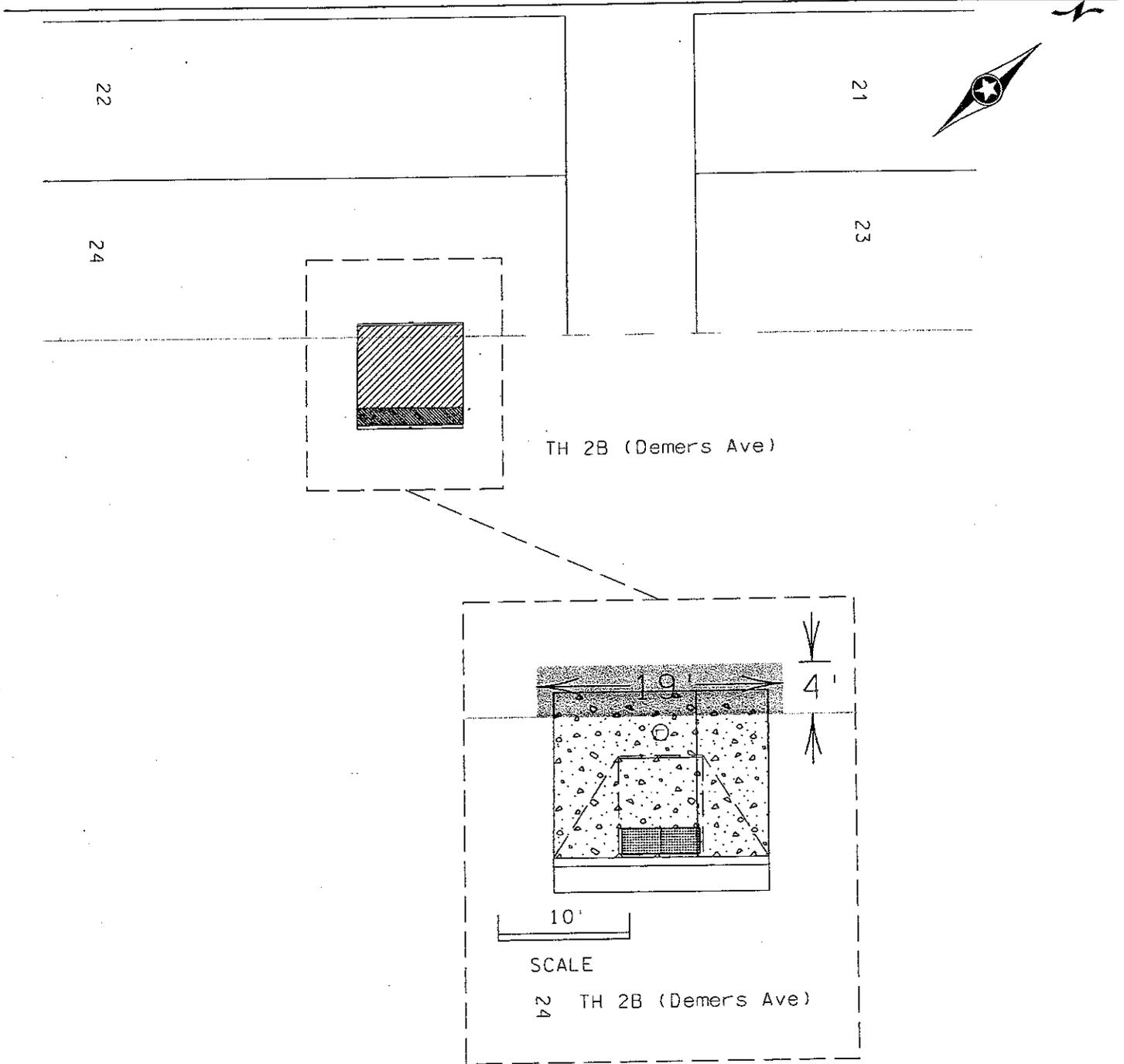
MINNESOTA DEPARTMENT OF TRANSPORTATION



Control Section: 6001 (2B=008) 901  
State Project: 6001-60RW  
Owner: City of East Grand Forks

County: Polk

Parcel Number: 3  
Sheet 1 of 1



76 Sq. Ft.



Date: July 24, 2012

To: Joe Pignato  
Acting Assistant Director  
Office of Land Management

From: Penny Rolf  
WSB & Associates

### **Minimum Damage Acquisition (MDA)**

S.P. 6001-60  
C.S. 6001 (2B=008) 901 Polk County  
Charge Identification Number: TRW600160  
Parcel Number: 7  
Owner: City of East Grand Forks  
Parcel Address: No address assigned  
Property Tax Identification Number: 83.00714.00

### **Purpose of Acquisition**

The purpose of this Minimum Damage Acquisition (MDA) is to estimate the value and effect (if any) of a temporary right to construct by MnDOT. The temporary right to construct is needed for the replacement/construction of pedestrian ramps conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct term is five (5) years with the expiration date of December 1, 2017, or until such time as the Commissioner of Transportation determines it is no longer needed for trunk highway purposes. The parcel will not be permanently reduced in size.

### **Subject Before the Acquisition**

The subject is located in East Grand Forks, MN, Polk County. The parcel is currently classified as non-homestead commercial/industrial land. The acquisition will require a temporary right to construct for two pedestrian ramp areas. The first pedestrian ramp area is located in the northeast quadrant at the junction of River Drive and Demers Ave. (TH2B). The second ramp is located at the southeast quadrant at the junction of River Drive and Demers Avenue (TH 2B). Access will not be affected by the removal and replacement of the pedestrian ramp.

**Acquisition Description**

The acquisition is a temporary right to construct of 216 square feet. The temporary right to construct is needed for the construction of a pedestrian ramp conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct is for a period of five (5) years and will expire on December 1, 2017.

**Subject After the Acquisition**

The subject will not be adversely affected by the acquisition of the temporary right to construct.

**Sales Information**

The value determination was estimated based on a market study completed in July of 2012.

**Commercial/Industrial Land:**

\$ 1.89 per square foot.

For the purpose of compensation due the property owner for this MDA, \$ 1.89 per square foot will be used.

**Temporary Right to Construct**

216 square feet will have a temporary right to construct placed on it for a period of five (5) years. This will expire on December 1, 2017.

The value for the temporary right to construct is considered to be a fair return on the value of the land. Eight (8) percent per year is used for the rate of return for the five (5) years of use, paid in advance. The parcel will not be permanently reduced in size.

The size of the temporary right to construct times the value of the encumbered land times eight (8) percent times the five (5) years of use equals the value of the acquisition.

This results in the temporary right to construct value calculation as follows:

$$216 \text{ sq. ft.} \times \$ 1.89 \text{ square foot} \times 8\% \times 5 \text{ years} = \$ 163.30$$

**ALLOCATION OF DAMAGES:**

LAND ACQUIRED:

Fee None sq. ft. @ \$ \_\_\_\_\_ = \$ 0.00  
Temporary Right to Construct 216 sq. ft. = \$ 163.30

ACQUIRED:

Building Improvements None = \$ 0.00  
Site Improvements None = \$ 0.00  
Items Damaged: None = \$ 0.00  
Access: None = \$ 0.00

TOTAL DAMAGES \$ 163.30

**TOTAL DAMAGES \$ 163.30 ROUNDED TO \$ 200.00**

Penny Rolf  
Penny Rolf  
Real Estate Representative

7-24-12  
Date

Approved for \$500.00 by:

Jim Curran  
Jim Curran  
Assistant District 2 Engineer

7-26-12  
Date

Attachment:  
Parcel Sketch

# RIGHT OF WAY PARCEL LAYOUT

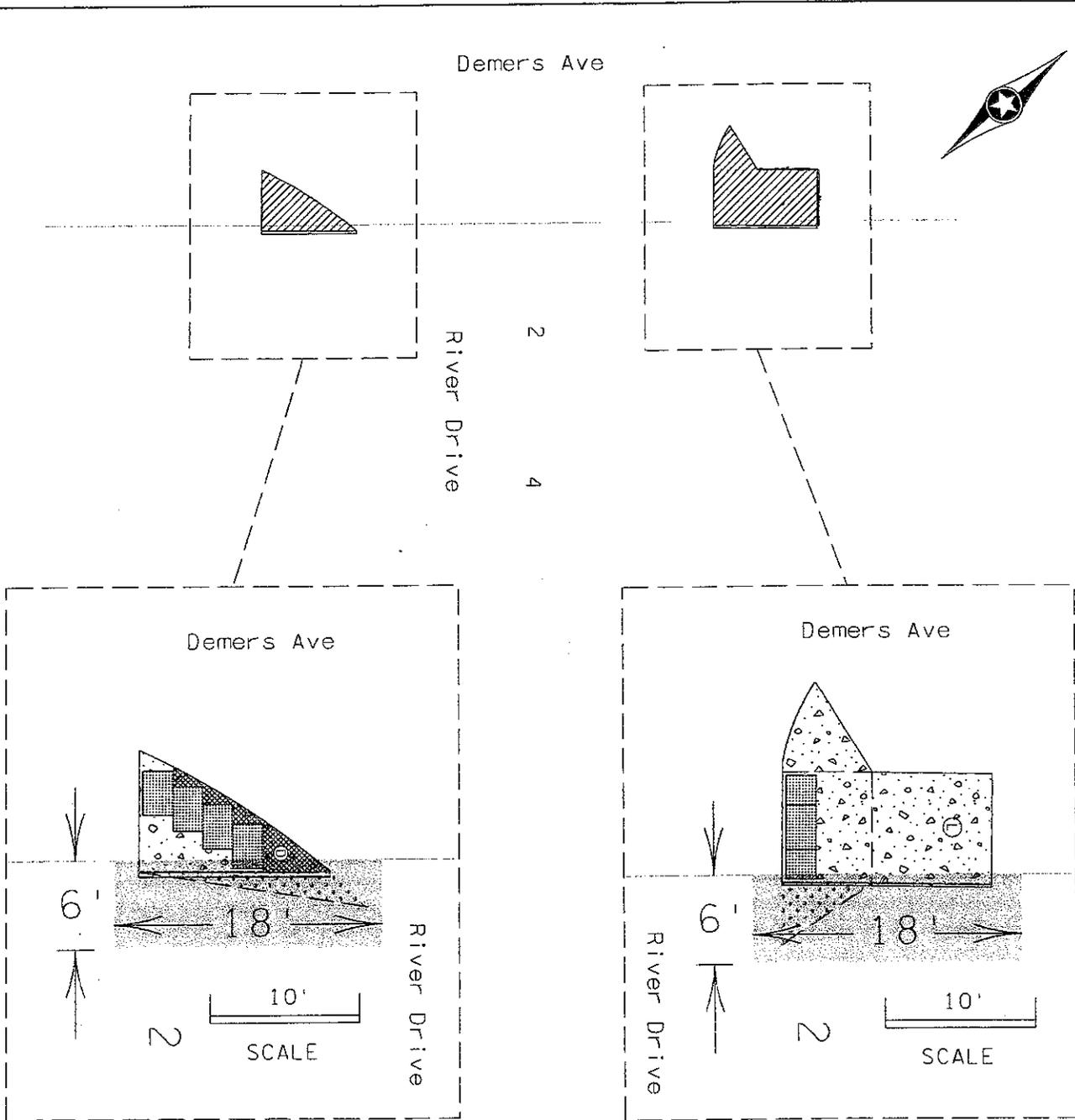
MINNESOTA DEPARTMENT OF TRANSPORTATION



Control Section: 6001 (2B=008) 901  
State Project: 6001-60RW  
Owner: City of East Grand Forks

County: Polk

Parcel Number: 7  
Sheet 1 of 1



216 Sq. Ft.

Layout sketch by Duane Zug

Created on June 4, 2012



Date: July 24, 2012

To: Joe Pignato  
Acting Assistant Director  
Office of Land Management

From: Penny Rolf  
WSB & Associates

### **Minimum Damage Acquisition (MDA)**

S.P. 6001-60  
C.S. 6001 (2B=008) 901 Polk County  
Charge Identification Number: TRW600160  
Parcel Number: 12  
Owner: City of East Grand Forks  
Parcel Address: No address assigned  
Property Tax Identification Number: 83.00933.00

### **Purpose of Acquisition**

The purpose of this Minimum Damage Acquisition (MDA) is to estimate the value and effect (if any) of a temporary right to construct by MnDOT. The temporary right to construct is needed for the replacement/construction of pedestrian ramps conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct term is five (5) years with the expiration date of December 1, 2017, or until such time as the Commissioner of Transportation determines it is no longer needed for trunk highway purposes. The parcel will not be permanently reduced in size.

### **Subject Before the Acquisition**

The subject is located in East Grand Forks, MN, Polk County. The parcel is currently classified as non-homestead commercial/industrial land. The acquisition will require a temporary right to construct for one pedestrian ramp area. The pedestrian ramp area is located in the southeast quadrant at the junction of 4<sup>th</sup> Street NW (TH2B) and Demers Avenue (TH 2B). Access will not be affected by the removal and replacement of the pedestrian ramp.

### **Acquisition Description**

The acquisition is a temporary right to construct of 60 square feet. The temporary right to construct is needed for the construction of a pedestrian ramp conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct is for a period of five (5) years and will expire on December 1, 2017.

### **Subject After the Acquisition**

The subject will not be adversely affected by the acquisition of the temporary right to construct.

### **Sales Information**

The value determination was estimated based on a market study completed in July of 2012.

#### **Commercial/Industrial Land:**

\$ 1.89 per square foot.

For the purpose of compensation due the property owner for this MDA, \$ 1.89 per square foot will be used.

### **Temporary Right to Construct**

60 square feet will have a temporary right to construct placed on it for a period of five (5) years. This will expire on December 1, 2017.

The value for the temporary right to construct is considered to be a fair return on the value of the land. Eight (8) percent per year is used for the rate of return for the five (5) years of use, paid in advance. The parcel will not be permanently reduced in size.

The size of the temporary right to construct times the value of the encumbered land times eight (8) percent times the five (5) years of use equals the value of the acquisition.

This results in the temporary right to construct value calculation as follows:

$$60 \text{ sq. ft.} \times \$ 1.89 \text{ square foot} \times 8\% \times 5 \text{ years} = \$ 45.36$$

**ALLOCATION OF DAMAGES:**

LAND ACQUIRED:

Fee None sq. ft. @ \$ \_\_\_\_\_ = \$ 0.00  
Temporary Right to Construct 60 sq. ft. = \$ 45.36

ACQUIRED:

Building Improvements None = \$ 0.00  
Site Improvements None = \$ 0.00  
Items Damaged: None = \$ 0.00  
Access: None = \$ 0.00

TOTAL DAMAGES \$ 45.36

**TOTAL DAMAGES \$ 45.36 ROUNDED TO \$ 50.00**

Penny Rolf  
Penny Rolf  
Real Estate Representative

7-24-12  
Date

Approved for \$500.00 by:

Jim Curran  
Jim Curran  
Assistant District 2 Engineer

7-26-12  
Date

Attachment:  
Parcel Sketch

# RIGHT OF WAY PARCEL LAYOUT

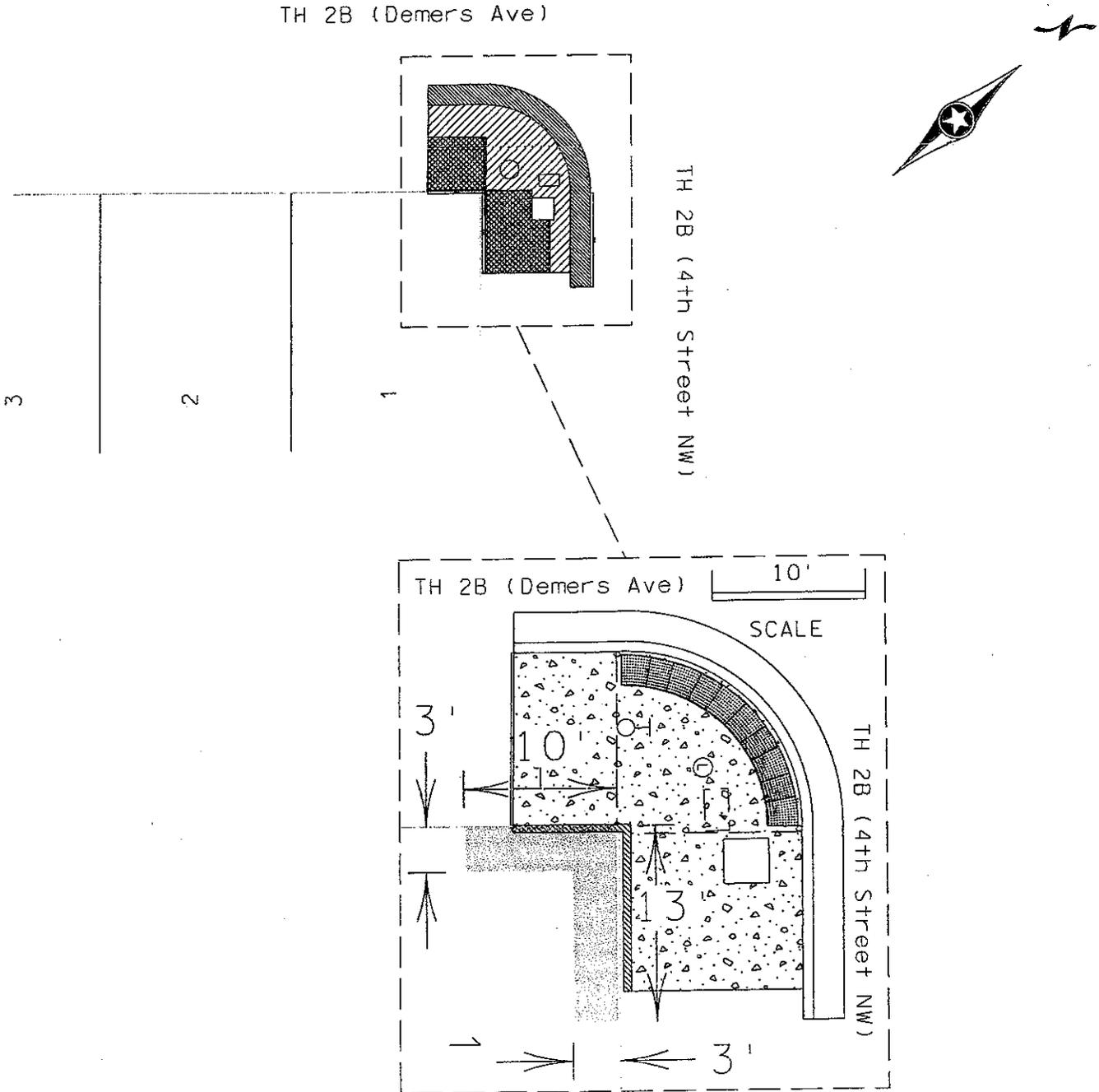
MINNESOTA DEPARTMENT OF TRANSPORTATION



Control Section: 6001 (2B=008) 901  
State Project: 6001-60RW  
Owner: City of East Grand Forks

County: Polk

Parcel Number: 12  
Sheet 1 of 1



60 Sq. Ft.



Date: July 24, 2012

To: Joe Pignato  
Acting Assistant Director  
Office of Land Management

From: Penny Rolf  
WSB & Associates

### **Minimum Damage Acquisition (MDA)**

S.P. 6001-60  
C.S. 6001 (2B=008) 901 Polk County  
Charge Identification Number: TRW600160  
Parcel Number: 13  
Owner: City of East Grand Forks  
Parcel Address: No address assigned  
Property Tax Identification Number: 83.00944.00

### **Purpose of Acquisition**

The purpose of this Minimum Damage Acquisition (MDA) is to estimate the value and effect (if any) of a temporary right to construct by MnDOT. The temporary right to construct is needed for the replacement/construction of pedestrian ramps conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct term is five (5) years with the expiration date of December 1, 2017, or until such time as the Commissioner of Transportation determines it is no longer needed for trunk highway purposes. The parcel will not be permanently reduced in size.

### **Subject Before the Acquisition**

The subject is located in East Grand Forks, MN, Polk County. The parcel is currently classified as non-homestead commercial/industrial land. The acquisition will require a temporary right to construct for one pedestrian ramp area. The pedestrian ramp area is located in the southwest quadrant at the junction of 4<sup>th</sup> Street NW (TH 2B) and Third Avenue NW. Access will not be affected by the removal and replacement of the pedestrian ramp.

**Acquisition Description**

The acquisition is a temporary right to construct of 33 square feet. The temporary right to construct is needed for the construction of a pedestrian ramp conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct is for a period of five (5) years and will expire on December 1, 2017.

**Subject After the Acquisition**

The subject will not be adversely affected by the acquisition of the temporary right to construct.

**Sales Information**

The value determination was estimated based on a market study completed in July of 2012.

Commercial/Industrial Land:

\$ 1.89 per square foot.

For the purpose of compensation due the property owner for this MDA, \$ 1.89 per square foot will be used.

**Temporary Right to Construct**

33 square feet will have a temporary right to construct placed on it for a period of five (5) years. This will expire on December 1, 2017.

The value for the temporary right to construct is considered to be a fair return on the value of the land. Eight (8) percent per year is used for the rate of return for the five (5) years of use, paid in advance. The parcel will not be permanently reduced in size.

The size of the temporary right to construct times the value of the encumbered land times eight (8) percent times the five (5) years of use equals the value of the acquisition.

This results in the temporary right to construct value calculation as follows:

$$33 \text{ sq. ft.} \times \$ 1.89 \text{ square foot} \times 8\% \times 5 \text{ years} = \$ 24.95$$

**ALLOCATION OF DAMAGES:**

LAND ACQUIRED:

Fee	<u>None</u>	sq. ft. @ \$	=	\$	<u>0.00</u>
Temporary Right to Construct		33 sq. ft.	=	\$	<u>24.95</u>

ACQUIRED:

Building Improvements	<u>None</u>	=	\$	<u>0.00</u>
Site Improvements	<u>None</u>	=	\$	<u>0.00</u>
Items Damaged:	<u>None</u>	=	\$	<u>0.00</u>
Access:	<u>None</u>	=	\$	<u>0.00</u>

TOTAL DAMAGES \$ 24.95

**TOTAL DAMAGES \$ 24.95      ROUNDED TO \$ 50.00**

*Penny Rolf*  
Penny Rolf  
Real Estate Representative

7-24-12  
Date

Approved for \$500.00 by:

*Jim Curran*  
Jim Curran  
Assistant District 2 Engineer

7-26-12  
Date

Attachment:  
Parcel Sketch

# RIGHT OF WAY PARCEL LAYOUT

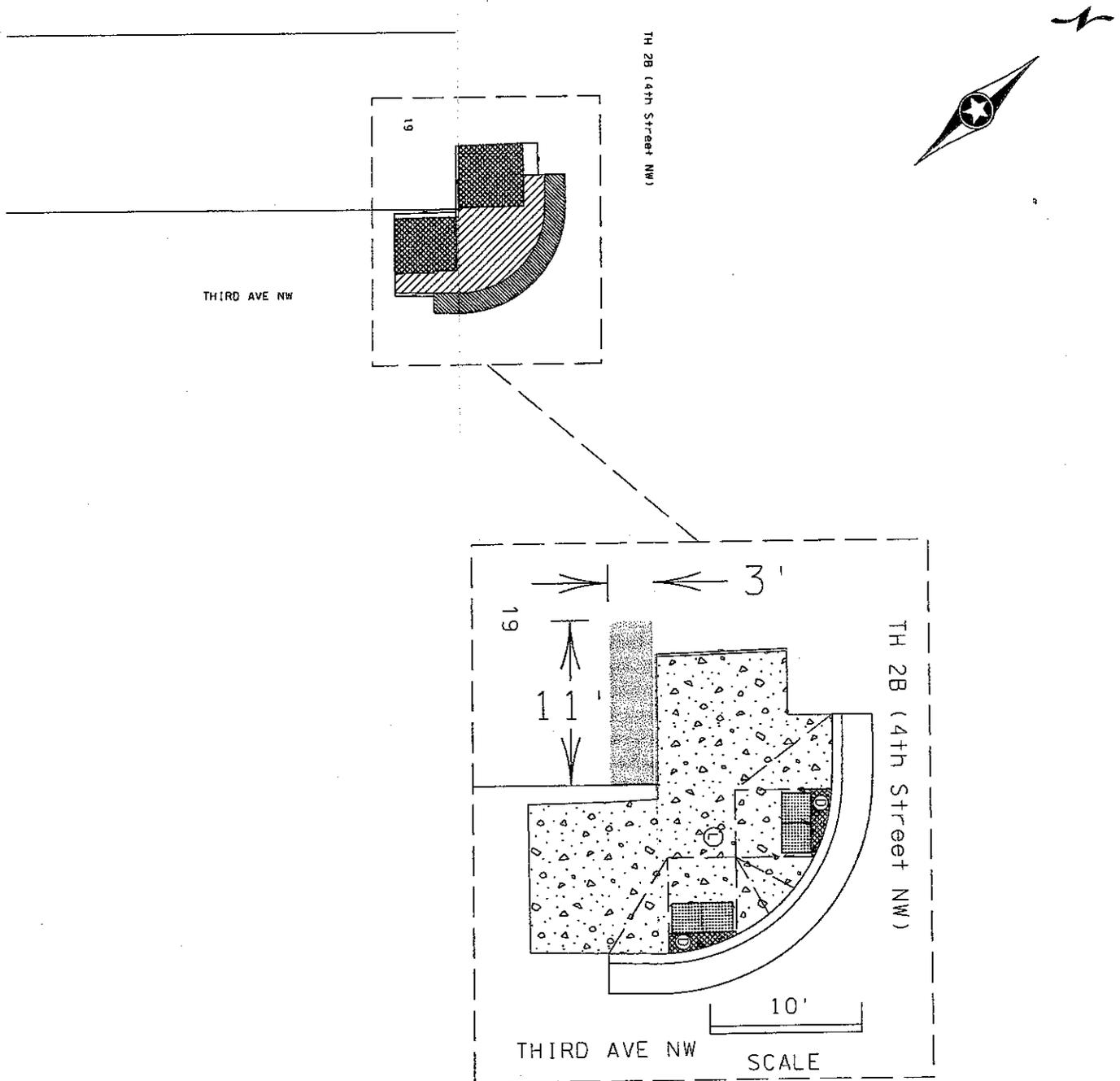
MINNESOTA DEPARTMENT OF TRANSPORTATION



Control Section: 6001 (2B=008) 901  
State Project: 6001-60RW  
Owner: City of East Grand Forks

County: Polk

Parcel Number: 13  
Sheet 1 of 1



33 Sq. Ft.



Date: July 24, 2012

To: Joe Pignato  
Acting Assistant Director  
Office of Land Management

From: Penny Rolf  
WSB & Associates

### **Minimum Damage Acquisition (MDA)**

S.P. 6001-60  
C.S. 6001 (2B=008) 901 Polk County  
Charge Identification Number: TRW600160  
Parcel Number: 14  
Owner: City of East Grand Forks  
Parcel Address: No address assigned  
Property Tax Identification Number: 83.00945.00

### **Purpose of Acquisition**

The purpose of this Minimum Damage Acquisition (MDA) is to estimate the value and effect (if any) of a temporary right to construct by MnDOT. The temporary right to construct is needed for the replacement/construction of pedestrian ramps conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct term is five (5) years with the expiration date of December 1, 2017, or until such time as the Commissioner of Transportation determines it is no longer needed for trunk highway purposes. The parcel will not be permanently reduced in size.

### **Subject Before the Acquisition**

The subject is located in East Grand Forks, MN, Polk County. The parcel is currently classified as non-homestead commercial/industrial land. The acquisition will require a temporary right to construct for one pedestrian ramp area. The pedestrian ramp area is located in the southeast quadrant at the junction of 4<sup>th</sup> Street NW (TH 2B) and Third Avenue NW. Access will not be affected by the removal and replacement of the pedestrian ramp.

### **Acquisition Description**

The acquisition is a temporary right to construct of 138 square feet. The temporary right to construct is needed for the construction of a pedestrian ramp conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct is for a period of five (5) years and will expire on December 1, 2017.

### **Subject After the Acquisition**

The subject will not be adversely affected by the acquisition of the temporary right to construct.

### **Sales Information**

The value determination was estimated based on a market study completed in July of 2012.

#### **Commercial/Industrial Land:**

\$ 1.89 per square foot.

For the purpose of compensation due the property owner for this MDA, \$ 1.89 per square foot will be used.

### **Temporary Right to Construct**

138 square feet will have a temporary right to construct placed on it for a period of five (5) years. This will expire on December 1, 2017.

The value for the temporary right to construct is considered to be a fair return on the value of the land. Eight (8) percent per year is used for the rate of return for the five (5) years of use, paid in advance. The parcel will not be permanently reduced in size.

The size of the temporary right to construct times the value of the encumbered land times eight (8) percent times the five (5) years of use equals the value of the acquisition.

This results in the temporary right to construct value calculation as follows:

$$138 \text{ sq. ft.} \times \$ 1.89 \text{ square foot} \times 8\% \times 5 \text{ years} = \$ 104.33$$

**ALLOCATION OF DAMAGES:**

LAND ACQUIRED:

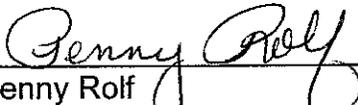
Fee	<u>None</u>	sq. ft. @ \$	=	\$	<u>0.00</u>
Temporary Right to Construct		138 sq. ft.	=	\$	<u>104.33</u>

ACQUIRED:

Building Improvements	<u>None</u>	=	\$	<u>0.00</u>
Site Improvements	<u>None</u>	=	\$	<u>0.00</u>
Items Damaged:	<u>None</u>	=	\$	<u>0.00</u>
Access:	<u>None</u>	=	\$	<u>0.00</u>

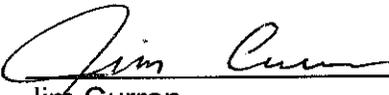
TOTAL DAMAGES \$ 104.33

**TOTAL DAMAGES \$ 104.33 ROUNDED TO \$ 150.00**

  
\_\_\_\_\_  
Penny Rolf  
Real Estate Representative

7-24-12  
\_\_\_\_\_  
Date

Approved for \$500.00 by:

  
\_\_\_\_\_  
Jim Curran  
Assistant District 2 Engineer

7-26-12  
\_\_\_\_\_  
Date

Attachment:  
Parcel Sketch

# RIGHT OF WAY PARCEL LAYOUT

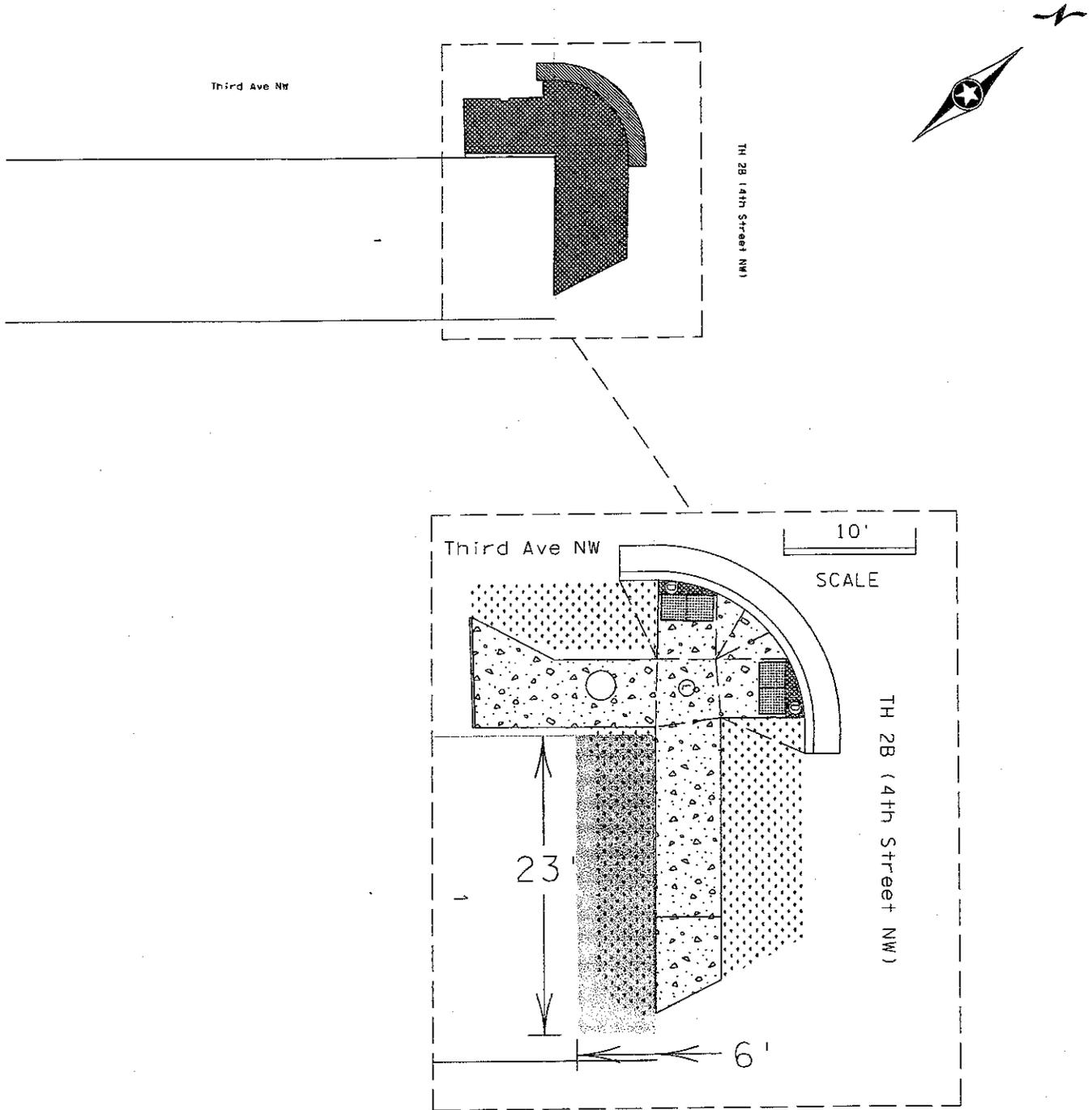
MINNESOTA DEPARTMENT OF TRANSPORTATION



Control Section: 6001 (2B=008) 901  
State Project: 6001-60RW  
Owner: City of East Grand Forks

County: Polk

Parcel Number: 14  
Sheet 1 of 1



138 Sq. Ft.



Date: July 24, 2012

To: Joe Pignato  
Acting Assistant Director  
Office of Land Management

From: Penny Rolf  
WSB & Associates

### **Minimum Damage Acquisition (MDA)**

**S.P. 6001-60**  
**C.S. 6001 (2B=008) 901 Polk County**  
**Charge Identification Number: TRW600160**  
**Parcel Number: 23**  
**Owner: City of East Grand Forks**  
**Parcel Address: No address assigned**  
**Property Tax Identification Number: 83.00994.00**

### **Purpose of Acquisition**

The purpose of this Minimum Damage Acquisition (MDA) is to estimate the value and effect (if any) of a temporary right to construct by MnDOT. The temporary right to construct is needed for the replacement/construction of pedestrian ramps conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct term is five (5) years with the expiration date of December 1, 2017, or until such time as the Commissioner of Transportation determines it is no longer needed for trunk highway purposes. The parcel will not be permanently reduced in size.

### **Subject Before the Acquisition**

The subject is located in East Grand Forks, MN, Polk County. The parcel is currently classified as non-homestead commercial/industrial land. The acquisition will require a temporary right to construct for one pedestrian ramp area. The pedestrian ramp area is located in the northwest quadrant at the junction of 4<sup>th</sup> Street NW (TH2B) and Third Avenue NW. Access will not be affected by the removal and replacement of the pedestrian ramp.

### **Acquisition Description**

The acquisition is a temporary right to construct of 87 square feet. The temporary right to construct is needed for the construction of a pedestrian ramp conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct is for a period of five (5) years and will expire on December 1, 2017.

### **Subject After the Acquisition**

The subject will not be adversely affected by the acquisition of the temporary right to construct.

### **Sales Information**

The value determination was estimated based on a market study completed in July of 2012.

#### **Commercial/Industrial Land:**

\$ 1.89 per square foot.

For the purpose of compensation due the property owner for this MDA, \$ 1.89 per square foot will be used.

### **Temporary Right to Construct**

87 square feet will have a temporary right to construct placed on it for a period of five (5) years. This will expire on December 1, 2017.

The value for the temporary right to construct is considered to be a fair return on the value of the land. Eight (8) percent per year is used for the rate of return for the five (5) years of use, paid in advance. The parcel will not be permanently reduced in size.

The size of the temporary right to construct times the value of the encumbered land times eight (8) percent times the five (5) years of use equals the value of the acquisition.

This results in the temporary right to construct value calculation as follows:

$$87 \text{ sq. ft.} \times \$ 1.89 \text{ square foot} \times 8\% \times 5 \text{ years} = \$ 65.77$$

**ALLOCATION OF DAMAGES:**

LAND ACQUIRED:

Fee	<u>None</u>	sq. ft. @ \$	=	\$	<u>0.00</u>
Temporary Right to Construct		87 sq. ft.	=	\$	<u>65.77</u>

ACQUIRED:

Building Improvements	<u>None</u>	=	\$	<u>0.00</u>
Site Improvements	<u>None</u>	=	\$	<u>0.00</u>
Items Damaged:	<u>None</u>	=	\$	<u>0.00</u>
Access:	<u>None</u>	=	\$	<u>0.00</u>

TOTAL DAMAGES \$ 65.77

**TOTAL DAMAGES \$ 65.77      ROUNDED TO \$ 100.00**

*Penny Rolf*  
Penny Rolf  
Real Estate Representative

7-24-12  
Date

Approved for \$500.00 by:

*Jim Curran*  
Jim Curran  
Assistant District 2 Engineer

7-26-12  
Date

Attachment:  
Parcel Sketch

# RIGHT OF WAY PARCEL LAYOUT

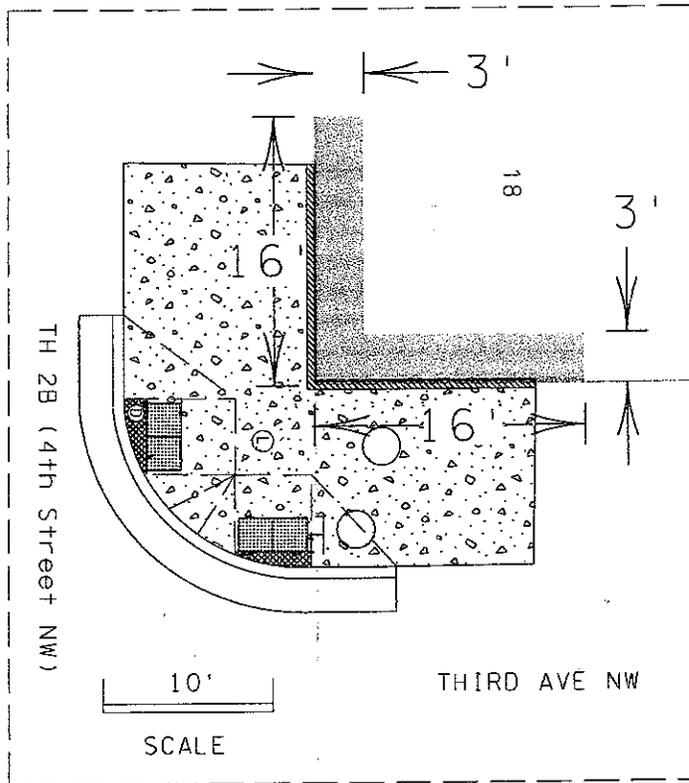
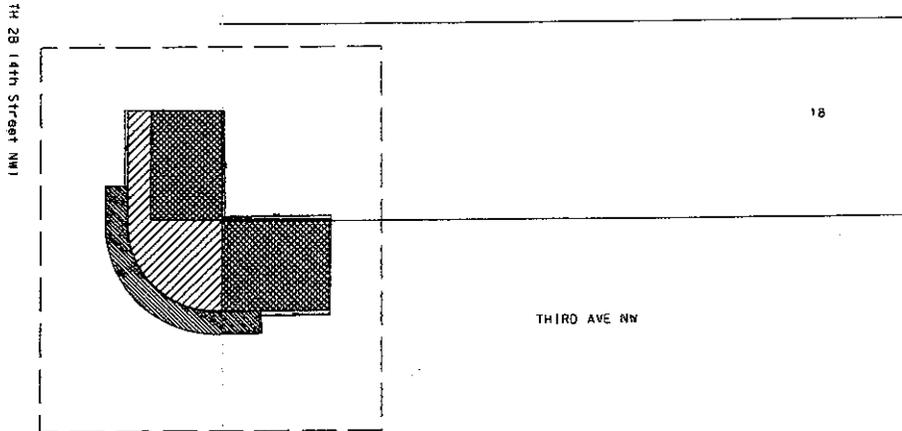
MINNESOTA DEPARTMENT OF TRANSPORTATION



Control Section: 6001 (2B=008) 901  
State Project: 6001-60RW  
Owner: City of East Grand Forks

County: Polk

Parcel Number: 23  
Sheet 1 of 1





Date: July 24, 2012

To: Joe Pignato  
Acting Assistant Director  
Office of Land Management

From: Penny Rolf  
WSB & Associates

### **Minimum Damage Acquisition (MDA)**

S.P. 6001-60  
C.S. 6001 (2B=008) 901 Polk County  
Charge Identification Number: TRW600160  
Parcel Number: 21  
Owner: City of East Grand Forks  
Parcel Address: No address assigned  
Property Tax Identification Number: 83.00993.01

### **Purpose of Acquisition**

The purpose of this Minimum Damage Acquisition (MDA) is to estimate the value and effect (if any) of a temporary right to construct by MnDOT. The temporary right to construct is needed for the replacement/construction of pedestrian ramps conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct term is five (5) years with the expiration date of December 1, 2017, or until such time as the Commissioner of Transportation determines it is no longer needed for trunk highway purposes. The parcel will not be permanently reduced in size.

### **Subject Before the Acquisition**

The subject is located in East Grand Forks, MN, Polk County. The parcel is currently classified as non-homestead commercial/industrial land. The acquisition will require a temporary right to construct for one pedestrian ramp area. The pedestrian ramp area is located in the northeast quadrant at the junction of 4<sup>th</sup> Street NW (TH2B) and Demers Avenue (TH 2B). Access will not be affected by the removal and replacement of the pedestrian ramp.

### **Acquisition Description**

The acquisition is a temporary right to construct of 72 square feet. The temporary right to construct is needed for the construction of a pedestrian ramp conforming to the American Disabilities Act (ADA) Standards. The temporary right to construct is for a period of five (5) years and will expire on December 1, 2017.

### **Subject After the Acquisition**

The subject will not be adversely affected by the acquisition of the temporary right to construct.

### **Sales Information**

The value determination was estimated based on a market study completed in July of 2012.

#### **Commercial/Industrial Land:**

\$ 1.89 per square foot.

For the purpose of compensation due the property owner for this MDA, \$ 1.89 per square foot will be used.

### **Temporary Right to Construct**

72 square feet will have a temporary right to construct placed on it for a period of five (5) years. This will expire on December 1, 2017.

The value for the temporary right to construct is considered to be a fair return on the value of the land. Eight (8) percent per year is used for the rate of return for the five (5) years of use, paid in advance. The parcel will not be permanently reduced in size.

The size of the temporary right to construct times the value of the encumbered land times eight (8) percent times the five (5) years of use equals the value of the acquisition.

This results in the temporary right to construct value calculation as follows:

$$72 \text{ sq. ft.} \times \$ 1.89 \text{ square foot} \times 8\% \times 5 \text{ years} = \$ 54.43$$

**ALLOCATION OF DAMAGES:**

LAND ACQUIRED:

Fee	<u>None</u>	sq. ft. @ \$	=	\$	<u>0.00</u>
Temporary Right to Construct		72 sq. ft.	=	\$	<u>54.43</u>

ACQUIRED:

Building Improvements	<u>None</u>	=	\$	<u>0.00</u>
Site Improvements	<u>None</u>	=	\$	<u>0.00</u>
Items Damaged:	<u>None</u>	=	\$	<u>0.00</u>
Access:	<u>None</u>	=	\$	<u>0.00</u>

TOTAL DAMAGES \$ 54.43

**TOTAL DAMAGES      \$ 54.43      ROUNDED TO \$ 100.00**

*Penny Rolf*  
Penny Rolf  
Real Estate Representative

7-24-12  
Date

Approved for \$500.00 by:

*Jim Curran*  
Jim Curran  
Assistant District 2 Engineer

7-26-12  
Date

Attachment:  
Parcel Sketch

# RIGHT OF WAY PARCEL LAYOUT

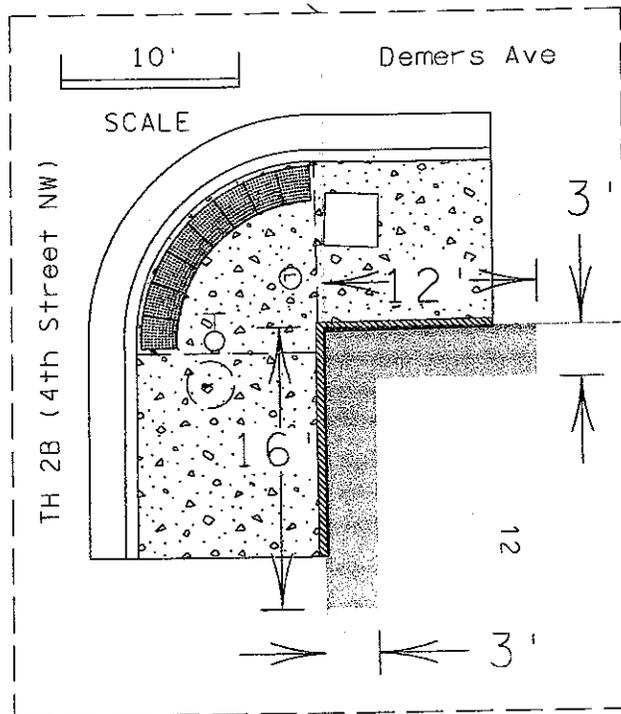
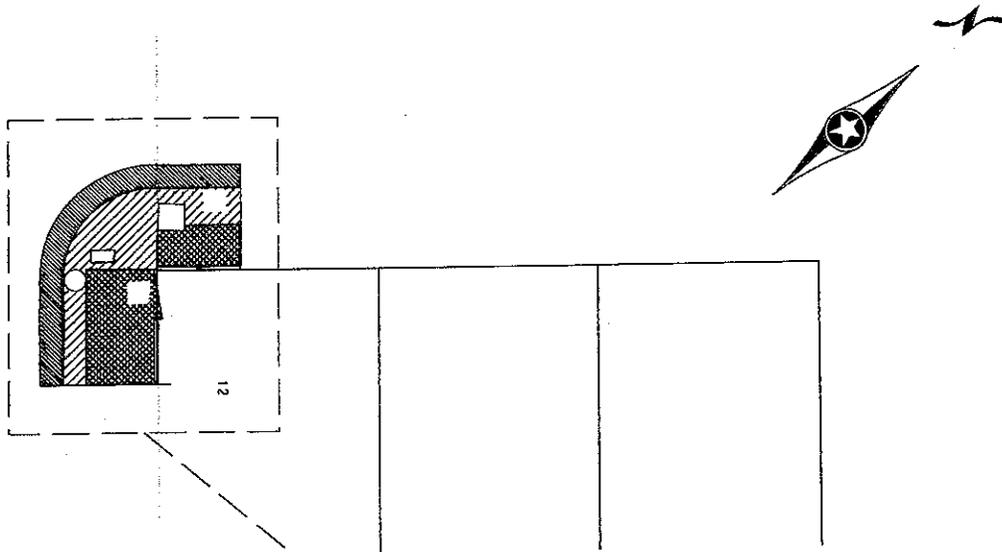
MINNESOTA DEPARTMENT OF TRANSPORTATION



Control Section: 6001 (2B=008) 901  
State Project: 6001-60RW  
Owner: City of East Grand Forks

County: Polk

Parcel Number: 21  
Sheet 1 of 1



72 Sq. Ft.

Layout sketch by Duane Zug

Created on June 4, 2012

**RESOLUTION NO. 12 – 08 – 88**

Council Member \_\_\_\_\_, supported by Council Member \_\_\_\_\_, introduced the following resolution and moved its adoption:

**RESOLUTION RATIFYING CONTRACTS**

WHEREAS, the City of East Grand Forks purchased from Hardware Hank the goods referenced in check number 13624 for a total of \$1078.21.

WHEREAS, Craig Buckalew, was personally interested financially in the contract, but the purchases were made because the price was as low as or lower than other local vendors.

NOW THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF EAST GRAND FORKS:

1. The above mentioned purchase by the City and the claim of the vendor based thereon are confirmed and the Mayor and Clerk are directed to issue an order-check in payment of such claim on the filing of the affidavit of official interest required under Minnesota Statutes, Section 471.89.
2. It is hereby determined that the total price of \$1078.21 paid for such goods is as low as, or lower than, the price at which they could have been obtained elsewhere at the time the purchase was made.
3. This resolution is passed to comply with the provisions of Minnesota Statutes, Section 471.87-89.
4. Resolution passed by unanimous vote of the council on August 21, 2012.

Voting Aye: DeMers, Vonasek, Tweten, Gregoire, Leigh, and Pokrzywinski.  
 Voting Nay: None.  
 Absent: Buckalew.

The President declared the resolution passed.

Passed: August 21, 2012

Attest:

\_\_\_\_\_  
City Administrator/Clerk-Treasurer

\_\_\_\_\_  
President of Council

I hereby approve the foregoing resolution this 21<sup>st</sup> of August, 2012.

\_\_\_\_\_  
Mayor

AFFIDAVIT OF OFFICIAL INTEREST CLAIM

STATE OF MINNESOTA )  
COUNTY OF POLK ) ss  
CITY OF EAST GRAND FORKS )

I, Craig Buckalew, being duly sworn states the following:

1. I am 3<sup>rd</sup> Ward Council Member of the City of East Grand Forks.
2. The City of East Grand Forks check number 13624 for a total of \$1078.21.
3. This resolution is passed to comply with the provisions of Minnesota Statutes, Section 471.87-89.
4. Resolution passed by unanimous vote of the council on August 21, 2012.

Affiant states further that to the best of his knowledge and belief (a) the contract price was as low as or lower than the price at which the services could be obtained from other sources.

Affiant further states that the affidavit constitutes a claim against the city for the contract price, that the claim is just and correct, and that no part thereof has been paid.

Dated: \_\_\_\_\_

\_\_\_\_\_  
(Signature of Official)

Accounts Payable  
 Check Register Totals Only



**City of East Grand Forks**

P. O. Box 373  
 East Grand Forks, MN 56721  
 (218) 773-2483

15

User: mnelson  
 Printed: 8/10/2012 - 3:28 PM

Check	Date	Vendor No	Vendor Name	Amount	Voucher
13555	08/10/2012	BRE008	Nick Bretz	2,000.00	0
13556	08/10/2012	BUR006	Bob Burtis	4,250.00	0
13557	08/10/2012	DUN001	Dick Dunkirk	2,400.00	0
13558	08/10/2012	DAV005	Dave Johnson	1,500.00	0
				<hr/> <hr/>	
Check Total:				10,150.00	
				<hr/> <hr/>	

# Accounts Payable

## Check Register Totals Only



**City of East Grand Forks**

P. O. Box 373  
 East Grand Forks, MN 56721  
 (218) 773-2483

User: mnelson  
 Printed: 8/17/2012 - 10:59 AM

Check	Date	Vendor No	Vendor Name	Amount	Voucher
13559	08/21/2012	FOU001	4-Wheel Drive	2,000.00	0
13560	08/21/2012	ACE001	Ace Security Services	1,250.00	0
13561	08/21/2012	ACM001	Acme Electric Companies	253.46	0
13562	08/21/2012	ADV001	Advanced Business Methods Inc	218.00	0
13563	08/21/2012	ALB001	Albrecht Manufacturing	495.83	0
13564	08/21/2012	ALL003	All Seasons Garden Center	7,464.00	0
13565	08/21/2012	AME002	American Tire Service	546.19	0
13566	08/21/2012	AME005	Ameripride Linen & Apparel Services	348.03	0
13567	08/21/2012	AND013	Lesley Anderson	50.00	0
13568	08/21/2012	APO001	Apollo Electric Inc	168.68	0
13569	08/21/2012	APP001	Applied Concepts Inc.	87.64	0
13570	08/21/2012	AQU001	Aqua Water Solutions	48.10	0
13571	08/21/2012	ALT003	Atlantic Safety Product	110.10	0
13572	08/21/2012	BAK001	Baker & Taylor Co	199.99	0
13573	08/21/2012	BAT001	Batteries Plus	100.22	0
13574	08/21/2012	BOR003	Joe Borgen	250.00	0
13575	08/21/2012	BRI003	Brite-Way Window Cleaning	60.00	0
13576	08/21/2012	BUS002	Business Essentials	44.42	0
13577	08/21/2012	C&R001	C&R Laundry & Cleaners	227.42	0
13578	08/21/2012	CAN001	Canon Financial Services	146.37	0
13579	08/21/2012	CAR504	Cardmember Service	442.67	0
13580	08/21/2012	CAR004	Cariveau Concrete Construction	4,130.00	0
13581	08/21/2012	CAR002	Carquest Auto Parts	446.86	0
13582	08/21/2012	GFT003	Donald Scott Cash	1,926.60	0
13583	08/21/2012	CEN006	Century Link	986.49	0
13584	08/21/2012	CLL001	CL Linfoot Co.	173.50	0
13585	08/21/2012	CLE001	Clear Channel Communications	2,688.00	0
13586	08/21/2012	COD001	Code 4 Services LLC	4,391.94	0
13587	08/21/2012	COL002	Cole Papers Inc	1,025.42	0
13588	08/21/2012	CUS003	Custom Pools	1,750.42	0
13589	08/21/2012	DAK006	Dakota TV & Appliance	3,296.32	0
13590	08/21/2012	DAY002	Daydream Specialties, LLC	549.00	0
13591	08/21/2012	FAL001	Kevin Dean	750.00	0
13592	08/21/2012	DEI001	Deitz Business Promotions	156.50	0
13593	08/21/2012	DIA001	Richard Papenfuss Diamond Cleaning	101.47	0
13594	08/21/2012	DIE004	Mark Diers	300.00	0
13595	08/21/2012	DIS001	Display Sales Co	977.91	0
13596	08/21/2012	EAP001	EAPC Architects Engineers	2,475.00	0
13597	08/21/2012	EAR002	Earthgrains Baking Company	175.77	0
13598	08/21/2012	EGF014	EGF Music Boosters	500.00	0
13599	08/21/2012	EGF013	EGF Petty Cash	2,429.88	0
13600	08/21/2012	EGF007	EGF Public Schools	200.00	0
13601	08/21/2012	ELE001	Electric Pump	3,480.39	0
13602	08/21/2012	EME005	Gary Emerson	1,000.00	0
13603	08/21/2012	ENV002	Environmental Equipment	583.54	0
13604	08/21/2012	ERI004	Cathy Erickson	450.00	0
13605	08/21/2012	EXP003	Explorer Post #38	90.00	0
13606	08/21/2012	EXP002	Exponent	594.35	0
13607	08/21/2012	FAR003	Farmers Elevator Co of Alvarado	319.02	0
13608	08/21/2012	FLA004	Flagship Recreation	2,411.10	0

Check	Date	Vendor No	Vendor Name	Amount	Voucher
13609	08/21/2012	FOR004	Forx Radiator	116.49	0
13610	08/21/2012	G&K001	G&K Services	216.82	0
13611	08/21/2012	GAL003	Galstad Jensen & McCann PA	12,315.25	0
13612	08/21/2012	GAM002	Games Galore Party Rental	7,500.00	0
13613	08/21/2012	GAR001	Garden Hut Inc	10.61	0
13614	08/21/2012	GAR006	Pat Garry	200.00	0
13615	08/21/2012	GEO001	George's Quick Printing	300.32	0
13616	08/21/2012	GFC001	GF City Utility Billing	14,495.54	0
13617	08/21/2012	GFH002	GF Herald	3,362.40	0
13618	08/21/2012	GFW001	GF Welding & Machine	139.57	0
13619	08/21/2012	GOP002	Gopher State Lawn Sprinklers	180.00	0
13620	08/21/2012	GRA0011	Grainger	1,074.97	0
13621	08/21/2012	GRA004	Grand Cities Towing	50.00	0
13622	08/21/2012	GUS004	Charles Gust	450.00	0
13623	08/21/2012	HAJ002	Rick Hajicek	427.50	0
13624	08/21/2012	HAR001	Hardware Hank	1,078.21	0
13625	08/21/2012	HAW001	Hawkins Chemical	296.58	0
13626	08/21/2012	HEA001	Heartland Paper	513.77	0
13627	08/21/2012	HOM001	Home of Economy	48.01	0
13628	08/21/2012	HUG001	Hugo's	199.50	0
13629	08/21/2012	INP002	In Prints Screen Printing	2,435.00	0
13630	08/21/2012	JPC001	J. P. Cooke Company	47.50	0
13631	08/21/2012	JOH023	Bob Johnson	150.00	0
13632	08/21/2012	KEL001	Kellermeyer Building Service	1,603.13	0
13633	08/21/2012	LEA001	League of MN Cities	320.00	0
13634	08/21/2012	LEI001	Leighton Broadcasting	2,500.00	0
13635	08/21/2012	LUI003	Luigi's Pizza	74.49	0
13636	08/21/2012	LUM001	Lumber Mart	182.35	0
13637	08/21/2012	M&K001	M&K Porta Potties	822.00	0
13638	08/21/2012	M&W001	M&W Services	621.00	0
13639	08/21/2012	MAR004	Marco	89.00	0
13640	08/21/2012	MCD001	McDonald's of EGF	151.16	0
13641	08/21/2012	MEN001	Menards	137.37	0
13642	08/21/2012	MES001	MESERB Treasurer Norm Miranda	1,927.31	0
13643	08/21/2012	MID003	Midcontinent Communications	844.41	0
13644	08/21/2012	MID016	Midwest Pest Control Inc	133.59	0
13645	08/21/2012	MID007	Midwest Refrigeration Inc	41,081.00	0
13646	08/21/2012	MNC005	MN County Attorney's Association	119.71	0
13647	08/21/2012	MND006	VOID****VOID****VOID*** MN I	1,184.00	0
13648	08/21/2012	MNI001	MN Ice Arena Mgr's Association	280.00	0
13649	08/21/2012	COM002	Morgan Printing	154.97	0
13650	08/21/2012	MSA001	MSA Professional Services Inc	3,360.50	0
13651	08/21/2012	NEW001	Newman Signs	2,029.76	0
13652	08/21/2012	NOR025	Greg Norman	150.00	0
13653	08/21/2012	NOR004	Northern Plumbing Supply	100.17	0
13654	08/21/2012	NOR024	Northland Yard Service	1,229.06	0
13655	08/21/2012	PDQ001	PDQ Sanitary Services	295.65	0
13656	08/21/2012	PET001	Peterson Veterinarian Clinic P.C.	286.43	0
13657	08/21/2012	PIC003	Karen Picket	200.00	0
13658	08/21/2012	POL002	Polk County Auditor Treasurer	162.70	0
13659	08/21/2012	POL009	Polk County DAC	19.95	0
13660	08/21/2012	POL004	Polk County Recorder	92.00	0
13661	08/21/2012	POW001	Power Equipment Shop	85.48	0
13662	08/21/2012	PRA001	Praxair Distribution	67.62	0
13663	08/21/2012	PRE003	Premier Pyrotechnics Inc	22,000.00	0
13664	08/21/2012	PRE001	Premium Waters Inc	87.62	0
13665	08/21/2012	RAI001	Railroad Mgmt Co III LLC	120.79	0
13666	08/21/2012	RED001	Red River Snowmobile Club	1,874.24	0
13667	08/21/2012	REL001	Reliable Office Supplies	206.30	0

Check	Date	Vendor No	Vendor Name	Amount	Voucher
13668	08/21/2012	ROT001	Roto Rooter	450.00	0
13669	08/21/2012	RYD001	Rydell Chevrolet	319.49	0
13670	08/21/2012	SEW002	Sew Fine MN	37.41	0
13671	08/21/2012	STE001	Stennes Granite	1,160.00	0
13672	08/21/2012	STO001	Stone's Mobile Radio Inc	143.37	0
13673	08/21/2012	STU001	Stuart's Towing	53.43	0
13674	08/21/2012	SUN002	Sun Dot Communications	126.99	0
13675	08/21/2012	TRA004	Trane U.S. Inc	190.00	0
13676	08/21/2012	TRU003	True North Equipment	11,850.00	0
13677	08/21/2012	TRU001	True Temp	60.00	0
13678	08/21/2012	USF002	US Foodservice Inc TM	634.45	0
13679	08/21/2012	USP003	US Postal Service	1,043.80	0
13680	08/21/2012	VAL001	Valley Petroleum Equipment	368.33	0
13681	08/21/2012	VAL002	Valley Truck	398.00	0
13682	08/21/2012	VAT001	Darrin & Laura Vatsndal	5,000.00	0
13683	08/21/2012	VER001	Verizon Wireless	567.26	0
13684	08/21/2012	VET001	Kristen Vetter	20.93	0
13685	08/21/2012	WAS001	Waste Mgmt	31,560.21	0
13686	08/21/2012	WAT001	Water & Light Department	44,724.73	0
13687	08/21/2012	WDA001	WDAZ TV	1,512.00	0
13688	08/21/2012	WHI001	Whitey's Cafe Inc	58.93	0
13689	08/21/2012	WOO002	Sheryl Wood	200.00	0
13690	08/21/2012	XER001	Xerox Corporation	21.79	0
13691	08/21/2012	HIG001	Paul Zavoral	153.90	0
13692	08/21/2012	ZEE001	Zee Medical Service	74.67	0
				283,802.09	
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