



Hermantown City Council Meeting – June 7, 2021

Because of attendance considerations at the regular meeting location due to the health pandemic, Hermantown’s June 7, 2021, City Council Meeting will be conducted both remotely and with in-person access to Council Chambers.

The City Council meeting will utilize the platform “Zoom,” which allows the public to view and/or hear the meeting from their phone or computer. Interested parties can also choose to attend the City Council Meeting in person at City Hall. Current Minnesota Department of Health guidelines regarding the health pandemic will be observed during this meeting.

The 6:30 p.m. City Council Meeting will be available at:

<https://us02web.zoom.us/j/86260234288?pwd=cUVabktsYzN6Um8wOVFGcU9GZGhCdz09>

and/or by calling the number (312) 626-6799 and utilizing the meeting ID number of 862-6023-4288 and the passcode of 146443.

Public comment may be possible, but difficult, during the meeting, but any public comments, questions, or concerns can be e-mailed to Community Engagement Manager, Joe Wicklund, at jwicklund@hermantownmn.com up to 3:30 p.m. the day of the meeting with the e-mail title “June 7, 2021, Meeting.” It is important to note that all comments regarding the June 7, 2021, meeting are public data.

A few important tips regarding the Zoom platform:

- If your computer does not support audio, you can still watch the meeting on your computer and call in on your phone to hear the meeting
- It is a challenging situation for all of us, so grace and understanding are appreciated

The 4:30 p.m. Pre-Agenda Meeting will be available in-person only at City Hall. Public comment is not a factor in the pre-agenda meeting, but the meeting is open and members of the public are invited and welcome to attend to this meeting. Attendees of the Pre-Agenda Meeting should expect to follow the current social distancing and mask guidelines.



AGENDA

Pre-Agenda Meeting Monday, June 7, 2021 at 4:30 p.m. Council Chambers City Hall - Hermantown Governmental Services Building

Pre-agenda: The Pre-agenda meeting is a work session between the City Council and City staff to review the upcoming City Council meeting and future meetings. The agenda is the same document as the upcoming City Council meeting, but does not follow the same format as the City Council meeting. It is a time for the City Council and City staff to have discussions about the agenda items, and asking and answering questions. Traditionally it is not a time for public comment on the agenda items, as the public can listen to the conversation and ask questions or provide input at the upcoming City Council meeting.

City Council Meeting June 7, 2021 at 6:30 p.m. Council Chambers City Hall - Hermantown Governmental Services Building

Invitation to participate:

The Hermantown City Council welcomes your thoughts, input and opinions to this meeting. The agenda for this meeting contains a brief description of each item to be considered, and the City Council encourages your participation. If you wish to speak on an item contained in the agenda, you will be allowed to address the Council when a motion is on the floor. If you wish to speak on a matter that does not appear on the agenda, you may do so during the public comment period regularly scheduled and set for the beginning of the meeting.

When addressing the City Council, please state your name and address for the record. Please address the City Council as a whole through the Mayor. Comments to individual Council Members or staff are not permitted. Speakers will be limited to three (3) minutes.

Order of discussion

- 1. Reading of the resolution title by Mayor**
- 2. Motion/Second**
- 3. Staff Explanation**
- 4. Initial Discussion by City Council**
- 5. Mayor invites public to speak to the motion (3 minute rule)**
- 6. Follow up staff explanation and/or discussion by City Council**
- 7. Call of the vote**

**CITY OF HERMANTOWN
AGENDA**

**Pre-Agenda Meeting Monday, June 7, 2021 at 4:30 p.m.
Council Chambers
Hermantown Governmental Services Building**

**City Council Meeting June 7, 2021 at 6:30 p.m.
Council Chambers
Hermantown Governmental Services Building**

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **ANNOUNCEMENTS** *(Council Members may make announcements as needed.)*
5. **PUBLIC HEARING** – *(Only when necessary. The rule adopted three minutes per person if necessary. Any action required after the public hearing will be taken immediately following the closing of the public hearing.)*
 - A. **Vacation of Easement – Heartwoods Addition Plat**
 - B. **2021-61** Resolution Approving The Vacation Of A Drainage And Utility Easement Associated With The Heartwoods Addition Plat

(motion, roll call)
6. **COMMUNICATIONS**
 - A. **21-73** Josh Bergstad, Justin Otsea, ARDC Planning
TO: Eric Johnson, Comm. Dev. Dir.
RE: PUD Review Update
 - B. **21-74** Josh Bergstad, Justin Otsea, ARDC Planning
TO: Eric Johnson, Comm. Dev. Dir.
RE: PUD Review Update
 - C. **21-75** Josh Bergstad, Justin Otsea, ARDC Planning
TO: Eric Johnson, Comm. Dev. Dir.
RE: PUD Review Discussion Outline
 - D. **21-77** John Mulder, City Administrator
TO: Mayor & City Council
RE: Broadband Task Force
7. **PRESENTATIONS** *(Department Heads may give reports if necessary.)*

This agenda has been prepared to provide information regarding an upcoming meeting of the Hermantown City Council. This document does not claim to be complete and is subject to change at any time.

- A. John Mulder, City Administrator (*Pre-Agenda Only*)
RE: Community Recreation Initiative

8. **PUBLIC DISCUSSION** (*This is the time for individuals to address the Council about any item not on the agenda. The time limit is three minutes per person.*)

9. **CONSENT AGENDA** (*All items on the Consent Agenda are items which are considered routine by the City Council and will be approved by one motion via voice vote. There will be no discussion of these items unless a Council Member or citizen so requests, in which event the item will be removed from the Consent Agenda and considered at the end of the Consent Agenda.*)

- A. **Minutes** - Approval or correction of [May 17, 2021 City Council Continuation Minutes](#)

- B. **Accounts Payable** – Approve general city warrants from May 16, 2021 through May 31, 2021 in the amount of \$574,577.02

(motion, roll call)

10. **MOTIONS**

11. **ORDINANCES**

12. **RESOLUTIONS** (*Roll call will be taken only on items required by law and items requiring 4/5's votes, all others can be done by voice vote.*)

- A. **2021-62** Resolution Approving A Temporary Service Area Expansion Liquor License For Beacon Sports Bar

(motion, roll call)

- B. **2021-63** Resolution Approving Cooperative Agreement With St. Louis County Project No. CP 0000-599792 Signal Painting Within The City Of Hermantown Corporate Limits

(motion, roll call)

- C. **2021-64** Resolution Approving A Request For Proposals For City Attorney Civil Services

(motion, roll call)

- D. **2021-65** Resolution Approving Pay Request Number 1 For Old Hwy 2 To Sinnott Contracting, LLC In The Amount Of \$38,878.75

(motion, roll call)

- E. **2021-66** Resolution Approving Pay Request Number 2 For Road Improvement District No. 537 (Lavaque Junction Road) To Ulland Brothers, Inc. In The Amount Of \$200,380.27

(motion, roll call)

F. **2021-67** Resolution Approving Pay Request Number 1 For Keene Creek Park Trail To Veit & Company, Inc. In The Amount Of \$143,247.18

(motion, roll call)

G. **2021-68** Resolution Approving Pay Request Number 11 For Sewer Improvement District No. 448 To Utility Systems Of America, Inc. In The Amount Of \$129,602.89

(motion, roll call)

13. RECESS

NOTICE IS HEREBY GIVEN that a public hearing will be held before the Hermantown City Council on Monday, June 7, 2021 beginning at 6:30 PM at City Hall, 5105 Maple Grove Road, Hermantown, MN 55811 to consider the following:

One vacation of a portion of a Drainage and Utility Easement located at Lot 3, Block 3 Heartwoods Addition. The legal description of the portion of the public easement proposed to be vacated is attached hereto along with a map showing the location of the portion of the Drainage and Utility Easement proposed to be vacated.

Attendance at the Hermantown's June 7, 2021, City Council meeting may be attended in person and will also be conducted remotely, utilizing the platform "Zoom" – which allows the public to view and/or hear the meeting from their phone or computer.

Bonnie Engseth, City Clerk
City of Hermantown

AFFIDAVIT REQUIRED

PVC composition and the ability to retain a 25 foot total easement, staff is recommending approval of the 5 foot easement vacation request.

SOURCE OF FUNDS (if applicable)

ATTACHMENTS

Easement Documents

Resolution No. 2021-61

RESOLUTION APPROVING THE VACATION OF A DRAINAGE AND UTILITY EASEMENT ASSOCIATED WITH THE HEARTWOODS ADDITION PLAT

WHEREAS, Billman Construction Inc. (“Applicant”) desires the City of Hermantown (“City”) to vacate a portion of a drainage and utility easement described on Exhibit A attached hereto and shown on the drawing attached hereto as Exhibit B (“Easement”); and

WHEREAS, following due notice thereof, published and posted, the City Council held a public hearing to vacate the Easement as shown on Exhibit A on June 7, 2021 at 6:30 p.m. in the City Council Chambers at City Hall, 5105 Maple Grove Road, Hermantown, Minnesota; and

WHEREAS, after considering the information presented to it at the public hearing and all the facts and circumstances relating to the proposed vacation, the City Council of the City of Hermantown has determined on the basis of facts set forth on Exhibit C attached hereto, that it is in the best interests of the City to vacate the Easement; and

WHEREAS, the City Council is proceeding in accordance with the provisions of Minnesota Statutes Sections 412.851 and 462.358 Subd. 7.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hermantown, Minnesota as follows:

1. The facts set forth on Exhibit C attached are hereby adopted.
2. The Easement described in Exhibit A attached hereto and on the sketch attached hereto as Exhibit B is hereby vacated, subject to the City retaining the remaining 10 feet of easement for drainage and utility purposes.
3. The City Clerk shall promptly file a notice of completion of the vacation of the Easement with the St. Louis County and St. Louis County Recorder’s office.
4. The Applicant shall pay the City the sum of \$500.00 for the easement vacation in addition to City Attorney fees incurred. This amount to be paid prior to the City release of the Easement vacation documents.

Councilor ____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such motion was seconded by Councilor ____ and, upon a vote being taken thereon, the following voted in favor thereof:

Councilors

and the following voted in opposition thereto:

WHEREUPON, such resolution was declared duly passed and adopted June 7, 2021.

EXHIBIT A

LEGAL DESCRIPTION OF DRAINAGE AND UTILITY EASEMENT VACATION

A portion of that certain drainage and utility easement dedicated on and depicted in Block 3, HEARTWOODS ADDITION, according to the recorded plat thereof, St. Louis County, Minnesota described as follows:

Commencing at the Southeast corner of Lot 3, said Block 3, HEARTWOODS ADDITION; thence on an assumed bearing of North 00 degrees 17 minutes 56 seconds West, along the East line of said Lot 3 for a distance of 37.00 feet to the intersection with a line parallel with and distant 15.00 feet South of the North line of said Block 3; thence South 89 degrees 33 minutes 01 seconds West, along said parallel line 35.00 feet to the point of beginning of said easement vacation; thence continue South 89 degrees 33 minutes 01 seconds West, along said parallel line 52.50 feet; thence North 00 degrees 26 minutes 59 seconds West 5.00 feet to the intersection with a line parallel with and distant 10.00 feet South of the North line of said Lot 3; thence North 89 degrees 33 minutes 01 seconds East, along said parallel line 52.50 feet; thence South 00 degrees 17 minutes 56 seconds East 5.00 feet to the point of beginning. Said portion of the drainage and utility easement contains 263 square feet.

Section 14, Township 50, Range 15
395-0056-00130

EXHIBIT B

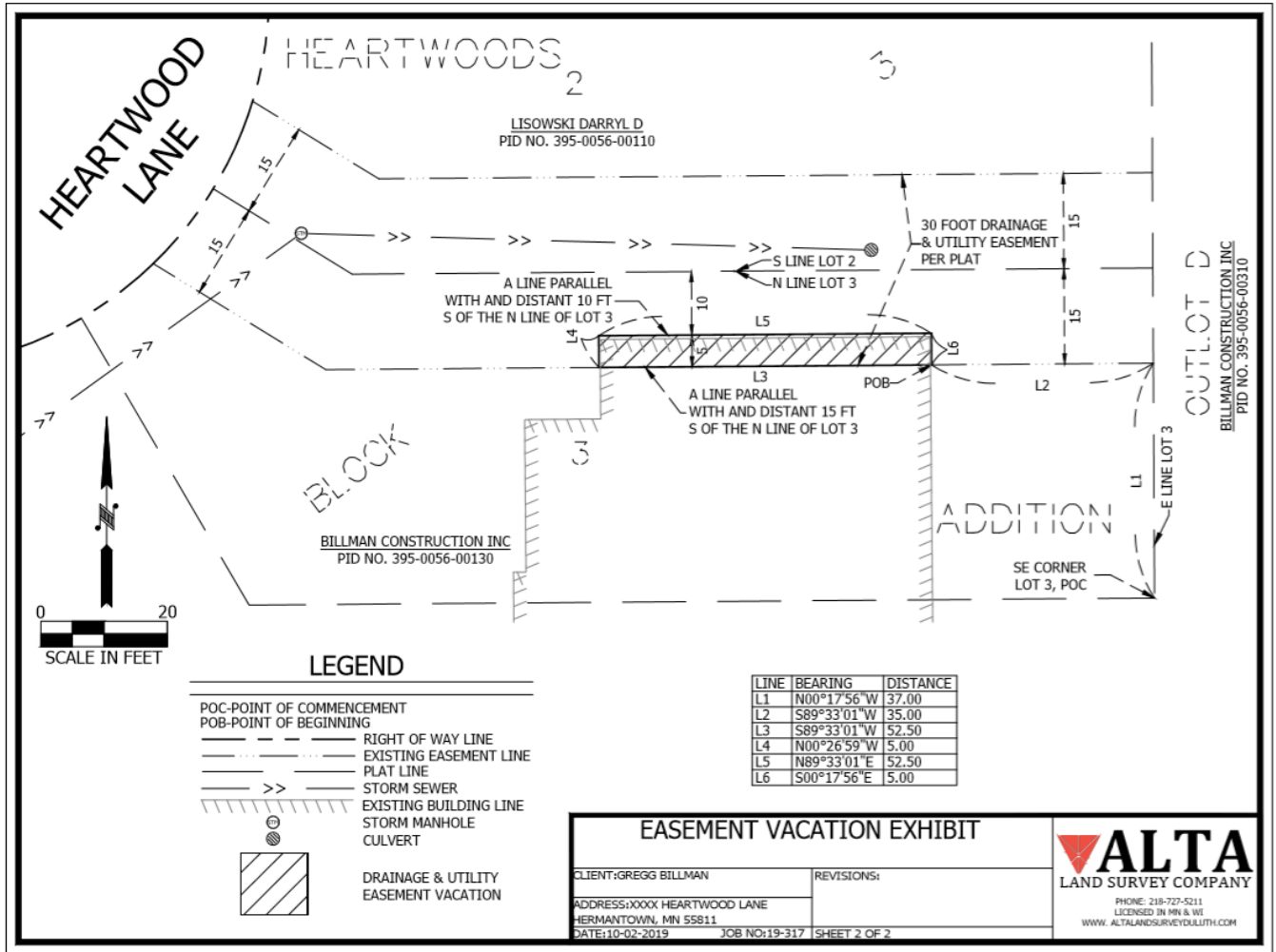


EXHIBIT C

FINDINGS OF FACT

1. The existing sanitary sewer pipe is constructed of PVC.
2. The existing sanitary sewer pipe is a minimum of twelve feet from the subject building structure on parcel 395-0056-00130.
3. The City still retains a 10 foot drainage and utility easement on parcel 395-0056-00130 and a 15 foot drainage and utility easement on the abutting parcel 395-0056-00110 for a total of a 25 foot drainage and utility easement.

Hermantown Star
4940 Lightning Dr.
Hermantown, MN 55811

VIA EMAIL

Please publish the following notice in the May 20, 2021 and May 27, 2021 issues of the Hermantown Star:

NOTICE IS HEREBY GIVEN that a public hearing will be held before the Hermantown City Council on Monday, June 7, 2021 beginning at 6:30 PM at City Hall, 5105 Maple Grove Road, Hermantown, MN 55811 to consider the following:

One vacation of a portion of a Drainage and Utility Easement located at Lot 3, Block 3 Heartwoods Addition. The legal description of the portion of the public easement proposed to be vacated is attached hereto along with a map showing the location of the portion of the Drainage and Utility Easement proposed to be vacated.

Attendance at the Hermantown's June 7, 2021, City Council meeting may be attended in person and will also be conducted remotely, utilizing the platform "Zoom" – which allows the public to view and/or hear the meeting from their phone or computer.

Bonnie Engseth, City Clerk
City of Hermantown

AFFIDAVIT REQUIRED

DATE: 2021

TO: City Council Members

FROM: John Mulder, City Administrator

RE: Correspondence

In your packet is a correspondence summary log. This briefly summarizes and assigns a log number for written correspondence received at City Hall. You are provided with the summary so that you may request a full copy of any correspondence article of interest to you. Bonnie & I have copied only the correspondence that we believe to be of special interest.

JM

5/14/2021	21-67	John Mulder, City Administrator	Mark & Donald Romano, 5146 W Arrowhead Rd.	Certificate of Ownership	5/13/2021
5/14/2021	21-68	John Mulder, City Administrator	Jean Pierce, 5120 W Arrowhead Rd.	Certificate of Ownership	5/13/2021
5/17/2021	21-69	Marianne Bohren, WLSSD	Corey Mathisen, MN Pollution Control Agency	Sanitary Sewer Extention - Ugstad Rd.	5/12/2021
5/19/2021	21-70	Eric Johnson, Comm. Dev. Dir.	Park Board	Keene Creek Park Trail Construction	5//19/2021
5/19/2021	21-71	Eric Johnson, Comm. Dev. Dir.	Park Board	2021 Park Tour - Fichtner Field Park	5//19/2021
5/19/2021	21-72	Eric Johnson, Comm. Dev. Dir.	Planning Commission	SUB - Kevin Middleton, 4012 Ugstad Rd.	5/19/2021
5/19/2021	21-73	Josh Bergstad & Justin Otsea, ARDC	Eric Johnson, Comm. Dev. Dir.	PUD Review Update	5/14/2021
5/19/2021	21-74	Josh Bergstad & Justin Otsea, ARDC	Eric Johnson, Comm. Dev. Dir.	PUD Review Update	5/15/2021
5/19/2021	21-75	Josh Bergstad & Justin Otsea, ARDC	Eric Johnson, Comm. Dev. Dir.	PUD Review Discussion Outline	5/15/2021
5/25/2021	21-76	Steve Krasaway, PE, St. Louis County	City of Hermantown	Resurfacing of Stebner Rd.	5/14/2021
6/2/2021	21-77	John Mulder, City Administrator	Mayor & City Council	Broadband Task Force	6/2/2021



To: Eric Johnson, Community Development Director, City of Hermantown
 From: Josh Bergstad and Justin Otsea, ARDC Planning
 Date: May 14, 2021
 Re: PUD Review Update

The Hermantown Planning Commission engaged in a discussion of issues and opportunities around the use of residential Planned Unit Development in the R-3 zoning district on April 05, 2021. As a result of the discussion ARDC Planning has provided this handout providing some background information on concepts identified to help inform future discussions.

Conservation subdivisions, sometimes called cluster developments, maintain a significant portion of a development site in common open space by minimizing individual lot sizes, while maintaining the overall density of development specified by a local master plan or zoning ordinance. Conservation subdivisions should be designed around the area proposed to be preserved in open space; that is, the areas for open space preservation should be set aside before the streets and lots are laid out.

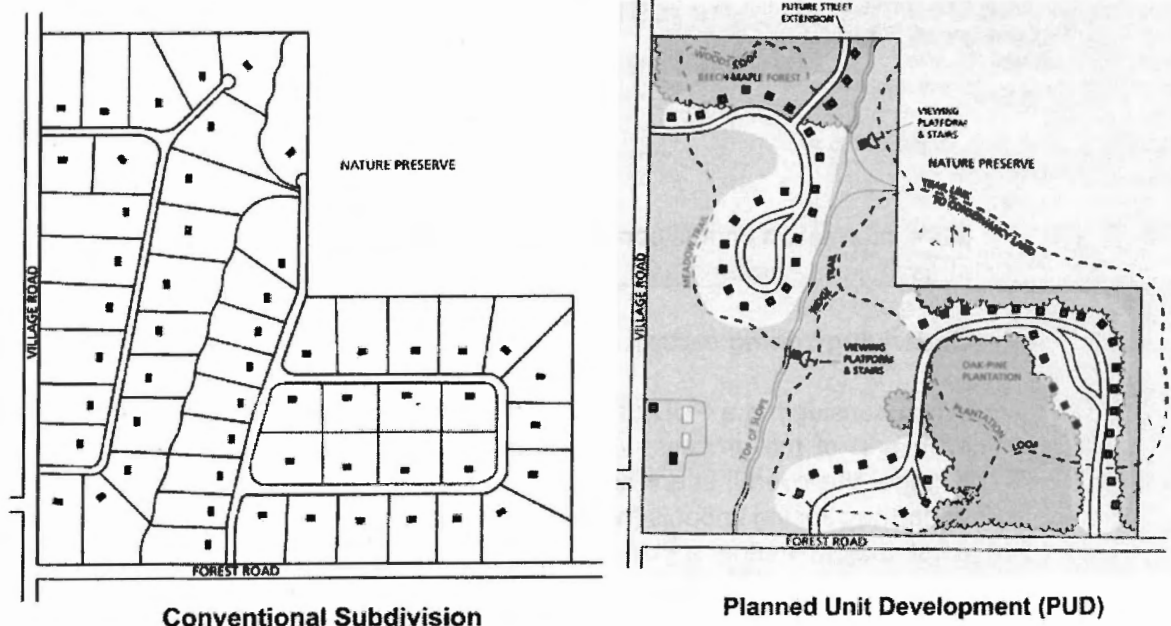


Figure 1: Source APA Michigan

Missing Middle Housing- Opticos Website

Opticos Design founder Daniel Parolek inspired a new movement for housing choice in 2010 when he coined the term “Missing Middle Housing,” a transformative concept that highlights a time-proven and beloved way to provide more housing and more housing choices in sustainable, walkable places.

These building types, such as duplexes, fourplexes, cottage courts, and courtyard buildings, provide diverse housing options and support locally-serving retail and public transportation options. We call them “Missing” because they have typically been illegal to build since the mid-1940s and “Middle” because they sit in the middle of a spectrum between detached single-family homes and mid-rise to high-rise apartment buildings, in terms of form and scale, as well as number of units and often, affordability. In the diagram below, the Missing Middle types are shown, providing many housing options in between the single-family homes and higher intensity apartment buildings, both shown in white.



More information on this concept can be found:
<https://missingmiddlehousing.com/>

Underlying zoning district

When considering a PUD, the underlying zoning district needs to be considered as a part of the process. While the specific conditions and requirements can change, the overall intent and purpose of the district should remain. How the underlying zoning impacts the development is determined by a number of factors, most notably whether a PUD is allowed by right, is it's own district, or as an overlay zone. Specific to this study, we're only focused on PUD's in the R-3 district, which has an intent of providing multi-family development. Most notably, that any proposed PUD would need to have allowed or complimentary uses to the existing underlying zoning. For example, a large scale industrial/commercial facility wouldn't be allowed to fit within the R-3 zoning in Hermantown, and thus could not be included in a PUD overlay of the R-3 district.



To: Eric Johnson, Community Development Director, City of Hermantown
 From: Josh Bergstad and Justin Otsea, ARDC Planning
 Date: May 15, 2021
 Re: PUD Review Update

The Hermantown Planning Commission engaged in a discussion of issues and opportunities around the use of residential Planned Unit Development in the R-3 zoning district on April 05, 2021. As a result of the discussion ARDC Planning has provided the following summarized information and conclusions for each of the identified topics from the discussion after conducting a literature review and additional research. The following items are intended to generate discussion to help ARDC Planning identify options that best fit the City of Hermantown.

Role of the Comprehensive Plan

Planning and Zoning decisions must be consistent with the Comprehensive Plan. The integration of different types of housing and supporting services throughout the Urban Services Boundary are supported by the City's Comprehensive Plan. "The role of the comprehensive plan in the review of PUDs is closely tied to whether they will have impacts on the community at large." While not every proposed PUD will be appropriate the Comprehensive Plan provides goals and policies to provide a decision-making guide to the City Council and Planning Commission in the process of reviewing and approving development in the community. PUDs offer an opportunity to achieve stated planning and development goals of the city. Use of PUD should be tied to helping to achieve these goals. The following purposes of Planned Unit Development have been identified during this process:

- Flexibility and site-based design
- Efficiency in streets and utilities
- Improved housing and neighborhood options
- Housing affordability

The following items are presented as options the City can use to help create PUDs that are consistent with the Comprehensive Plan.

1. **Density Bonuses** (*Adapted from UW Center For Land Use's Planning Implementation Tools: Density Bonus*)
 - a. **How they work:** A density bonus permits developers to increase the maximum allowable development on a property in exchange for helping the community achieve public policy goals. Common uses include

environmental protection (green space), affordable housing, public parks or trails, preservation of historic or similar assets, among others.

1. Define the purpose for providing density bonuses. Goals and objectives in the comprehensive plan should help to define the purpose of a density bonus e.g., encourage developers to protect open space, agriculture, or historical structures, create an amenity such as a trail or public space, or provide affordable housing.

2. Develop specific policy for allowing bonuses. For the sake of consistency and clarity the ordinance should identify allowable density increases and what must be done to earn bonus density.

b. **Mechanisms and levels** - In reviewing the compiled ordinances from the identified similar cities and other literature, the following options have been identified when implementing density bonuses:

Option 1. No bonus density option.

Option 2. Undefined density bonus where density for each project is set during each PUD approval process.

Option 3. Specify a density bonus and conditions* to achieve the bonus in the ordinance. This can be done through multiple methods.

*These conditions can vary greatly and be dictated by the ordinance. Essentially, to achieve the higher density units, an 'exchange' needs to be agreed upon or dictated by the ordinance. This 'exchange' allows the City to further advance its identified goal (can include affordable housing, providing public trail access, conservation green space, etc.), which should align with goals from the comprehensive plan.

The Comprehensive Plan calls for the area east of Ugstad to be considered suburban in nature with moderate density levels. What a moderate suburban density should be identified.

2. **Site Dimensions, Bulk, and Height Standards**

a. **How they work.** Zoning ordinances contain site development standards that regulate lot size, lot frontage and coverage, setbacks, and height. These standards can create an unattractive and rigid form of development that PUD ordinances are intended to prevent. The ordinance should authorize the jurisdiction to decide on development standards as projects are approved. The legislative body can make this decision when it approves the PUD zoning district if it is zoned as a new base district. The concept plan will not include site development standards.

These will be in the development plan, which can be approved by the planning commission under standards contained in the ordinance or by the legislative body. If the PUD district is adopted as an overlay zone, the site development standards in the underlying zoning will apply, but the ordinance can authorize a waiver to provide more flexibility. (APA- PUD handout)

- b. Mechanisms and levels.** In reviewing the compiled ordinances from the identified similar cities and other literature, no standard pattern was identified, but all cities provided flexibility in some manner.

A main component for addressing additional height impacts was to require equal setback increases, especially near public streets or property lines. These standards can be viewed as a sliding scale, PUD's often have smaller lots with smaller setbacks, but could also provide larger lots with larger setbacks to integrate various types of development into the community.

The following options have been identified when implementing site dimension/height and/or bulk standards.:

Height options:

Option 1: No increase in height would be allowed by PUD in R-3 (capped at 35')

Option 2: Unspecified increase in height with conditions on siting or setbacks.

Option 3: Increase height up to 50' but has to be sited or buffered to not be visible from right of way or other conditions to be identified.

Bulk options:

Bulk is the size and mutual relationships of a building or structure and the location of same with respect to size and height of the building; location of exterior walls at all levels in relation to lot lines, streets, or other buildings; gross floor area of the building in relation to the lot area; all open space allocated to the building. (*Vernon Hills, Ill.*) It is harder to quantify regulations for bulk. Bulk concerns can be mitigated by siting, setbacks, and site design.

Dimension options:

Site dimensions refer to the size and shape of the overall site or individual lots. Site dimension standards in a PUD are often downsized (lot sizes) but can be increased or otherwise changed to mitigate concerns about bulk, height, smaller lawns, etc.

Option 1: Flexibility, unspecified.

Option 2: Identified range of flexibility based on other factors.

3. Amenities and Design

- a. **How they work**-Two other components that can be outlined and guided by the PUD ordinance include amenities and design. Amenities can include some of the aforementioned items, including public facilities, open space, trails, conservation space, or related items. Enhanced amenities are often required in the granting of density bonuses or mixed use developments.

Design review is an important component of many zoning regulations, not only for PUDs but for other types of development as well. Design review can be defined narrowly as dealing only with appearance, character, style, and building placement, or can be defined more broadly as including all the critical elements of project design. It can include a requirement for comprehensive design plans or design review standards for elements of the project, such as housing (APA PUD handout).

In relation to Hermantown, we haven't heard much in regards to building design standards. So the following options focus more on elements of urban design and amenities like open space, trails, etc.

- b. **Mechanisms and levels** - In reviewing the compiled ordinances from the identified similar cities and other literature, no standardize pattern was identified, but all cities provided flexibility in some manner.

Design Guidance options:

Option 1: Provide no specific guidance.

Option 2: Outline specific urban design elements in goal/purpose statements and combine them into review process.

Option 3: Define principals and or elements as requirements, and weight heavily in scoring process.

Amenity options:

Option 1: No guidance outlined in ordinance.

Option 2: Require some elements of a desired list of amenities, but limit specific requirements, and treat each project separately.

Option 3: Define requirements based on calculated formulas or other justification based on land use, and other factors.

- c. Relation to density, dimensions, traffic, etc.

Urban design principals can impact not only the aesthetic of a place, but also include impacts on traffic, density, public facilities, among other items. The land use, comprehensive plan, any identified desired goals or elements from purpose statements should be considered during any review process.

4. Adequate Public Facilities Requirement

- a. **What:** A requirement that ties or conditions development approvals to the availability and adequacy of public facilities. Also known as a concurrency management system. Adequate public facilities are those facilities relating to roads, sewer systems, schools, water supply and distribution systems, and fire protection that meet adopted level of service standards.

(American Planning Association)

- b. **Context:** The Comprehensive Plan requires that all proposed development, not just PUDs, address the development's impacts on traffic, public safety goals, fire and police departments, water supply, and the parks and recreation system. The potential impact of PUDs on infrastructure and services has been highlighted by the Planning Commission as concerns. As a development becomes larger or denser it can be seen as contributing more to these concerns than a standard subdivision with an equal amount of land or units.

Peer Communities: a review shows that about half generally reference adequate public facilities as a requirement for approval of development in the zoning ordinance and most subdivision ordinances include a general statement as well. How to determine that adequate public facilities are present is not identified.

Model Adequate Public Facilities Ordinance (2008, MPCA): outlines how to create a process to ensure that public facilities meet or exceed planned and approved development. The City would establish an adequate public facilities standard that compares proposed and approved development to existing public facilities capacity and planned public facilities capacity.

Proposed development must provide, on a city approved form, a calculation of the impact of the development using number, type, and density of the development units and average impacts per number, type, or density provided by the City.

Cottage Grove: Similar to the Model Ordinance but covers roads and sewer only.

- c. **Options:** Develop a simple process similar to the Model Adequate Public Facilities Ordinance that will allow the City to quantify measurable

impacts to roads, sewer, water, parks, and public safety from a development.

5. Review and Approval Process

- a.** What: The review and approval process is just as important as the design and other physical elements of the project. There are three commonly used review and approval processes:
 - i.** A three-step procedure beginning with the submission and approval of a generalized concept or sketch plan, followed by the successive submission and approval of a detailed preliminary and final development plan. A development plan may be adopted for the entire project, or it may be adopted in phases. The final development plan is simply the confirmation of what was in the preliminary plan.
 - ii.** A two-step procedure that omits the concept or sketch plan and requires only the approval of a detailed preliminary and final development plan. For phased developments, the approval of a detailed development plan for the entire project is followed by more detailed site plans for each phase.
 - iii.** The submission of a final development plan without the submission and approval of a preliminary development plan.

- b.** Hermantown currently uses a two step process that begins with approval of a detailed preliminary PUD by the Planning Commission and City Council before moving to approval of a final PUD by the Planning Commission and City Council. A public hearing is only required before the Planning Commission approves the preliminary PUD. The ordinance grants the City the ability to combine the preliminary and final PUD into one step but does not define when to use that ability.



To: Eric Johnson, Community Development Director, City of Hermantown
 From: Josh Bergstad and Justin Otsea, ARDC Planning
 Date: May 15, 2021
 Re: PUD Review Discussion outline

1. Comprehensive Plan

- a. Planning and Zoning decisions must be consistent with the Comprehensive Plan. The integration of different types of housing and supporting services throughout the Urban Services Boundary are supported by the City's Comprehensive Plan. "The role of the comprehensive plan in the review of PUDs is closely tied to whether they will have impacts on the community at large." While not every proposed PUD will be appropriate the Comprehensive Plan provides goals and policies to provide a decision-making guide to the City Council and Planning Commission in the process of reviewing and approving development in the community. PUDs offer an opportunity to achieve stated planning and development goals of the city. Use of PUD should be tied to helping to achieve these goals. The following purposes of Planned Unit Development have been identified during this process:
- i. Flexibility and site-based design
 - ii. Efficiency in streets and utilities
 - iii. Improved housing and neighborhood options
 - iv. Housing affordability

The following discussion items can create PUDs that are consistent with the Comprehensive Plan.

2. Density Bonus

- a. What is an appropriate density bonus that is in line with Comprehensive Plan goal of a moderate suburban density?
- b. What additional amenities or conditions (siting, bulk, buffering, etc.) must be included to award the bonus density?
- c. How specific should the ordinance be in defining the relation between a and b?

3. Tools: The variations in zoning standards granted by PUDs can lead to smaller lots or more buildings but the variations can be used to mitigate concerns about those things as well such as increasing setbacks from neighboring properties, limiting the bulk of a building, or requiring more open space.

- a. What are the issues that we can help address through use of height, setback, bulk and other regulations?
- b. How specific should the ordinance be in defining these regulations?

4. Amenities

- a. What are the amenities that will help the achieve our planning and development goals?
 - b. How specific should the ordinance be in defining the type and amount of amenities and how they are related to either bonus density or use of the PUD in general?
5. Adequate Public Facilities
- a. What is the appropriate level and scope of review?
 - b. Is it the same for every PUD?
 - c. Requirements of a traffic memo or survey
6. Review and Approval Standards
- a. When should the Planning Commission be brought into the process? (Should a concept plan stage be added?)
 - b. When should neighbors and other residents be brought into the process?
 - c. Is the review process the same for every PUD? Does a simple conservation subdivision with only single family homes and no density increase go through the same process as a development with a bonus density and mixed types of housing and amenities?
 - d. Can the City still combine the preliminary and final PUD processes? If so, how should that decision be made?

TO: Mayor & City Council

FROM: Dept Head



DATE: June 2, 2021

Meeting Date: 6/7/2021

SUBJECT: Broadband Task Force

Agenda Item: 6-D

Communication 21-77

REQUESTED ACTION

The Mayor should **1. select one Council Member or Mayor to be on the Broadband Task Force, and 2. Determine a time and process to interview applicants for appointment at a future City Council Meeting**

BACKGROUND

In April, the City Council created a Broadband Task Force consisting of 7 members, one of which would be a City Council member. Here is the section of the City's Broadband Policy regarding membership:

2.1.2 Membership. The Broadband Task Force shall consist of seven (7) members. The members must live within the City of Hermantown. Members shall be appointed by the Council following nomination by the Mayor, provided that at least one (1) City Councilor or Mayor shall be a member of the Broadband Task Force. The City Councilor or Mayor member of the Broadband Task Force shall have the right to vote. The City Councilor or Mayor member shall be appointed by the Mayor. A Chairperson and the Secretary of the Broadband Task Force shall be chosen from and by the Broadband Task Force annually to serve for one year. Members, other than the City Councilor or Mayor member, may be removed by a majority vote of the City Council. The City Council may remove any member, other than the City Councilor or Mayor member, for good cause. For purposes of this section, "good cause" shall include failure to regularly attend meetings of the Broadband Task Force or the failure to live in the City of Hermantown.

To date, the City has received 7 applications for the task force. Each application is on file in City Hall.

Abhi Devireddy

Gerald Wallace

Mary Ferguson

Patrick Malley

Steve Poggio

Thea Stauffenecker

William Berg (currently on the Utility Commission)

I recommend that we appoint William Berg from the Utility Commission as one of the members in order to improve the Communication between this task force and the Utility Commission.

SOURCE OF FUNDS (if applicable)

ATTACHMENTS

CITY OF HERMANTOWN
CITY COUNCIL CONTINUATION MEETING
May 17, 2021
6:30 p.m.

MEETING CONDUCTED IN PERSON & VIA ZOOM

Pledge of Allegiance

ROLL CALL: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher

CITY STAFF: John Mulder, City Administrator; Bonnie Engseth, City Clerk; Kevin Orme, Director of Finance & Administration; Eric Johnson, Community Development Director; Joe Wicklund, Communications Director; Steve Overom, City Attorney

ABSENT:

VISITORS: 1

ANNOUNCEMENTS

PUBLIC HEARING

COMMUNICATIONS

PRESENTATIONS

Kevin Orme, Director of Finance & Administration gave a summary of the 2020 Audit.

PUBLIC DISCUSSION

CONSENT AGENDA

Motion made by Councilor Peterson, seconded by Councilor Hauschild to approve the Consent Agenda which includes the following items:

- A. Approve May 3, 2021 City Council Minutes & May 10, 2021 Special Meeting Minutes
- B. Approve general city warrants from May 1, 2021 through May 15, 2021 in the amount of \$319,939.39

Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

MOTIONS

ORDINANCES

RESOLUTIONS

2021-58 Resolution Authorizing And Directing The Mayor And City Clerk To Execute And Deliver A First Amendment To The Development Agreement With KTJ 360, LLC

Motion made by Councilor Peterson, seconded by Councilor Geissler to adopt Resolution 2021-58, Resolution Authorizing And Directing The Mayor And City Clerk To Execute And Deliver A First Amendment To The Development Agreement With KTJ 360, LLC. Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-59 Resolution Approving A Grant Contract Agreement Between The City Of Hermantown And Mediacom Minnesota LLC And Authorizing And Directing The Mayor And City Clerk To Execute And Deliver Such Grant Agreement On Behalf Of The City Of Hermantown

Motion made by Councilor Nelson, seconded by Councilor Geissler to adopt Resolution 2021-59, Resolution Approving A Grant Contract Agreement Between The City Of Hermantown And Mediacom Minnesota LLC And Authorizing And Directing The Mayor And City Clerk To Execute And Deliver Such Grant Agreement On Behalf Of The City Of Hermantown. Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-60 Resolution Approving A Request For Proposals For Design, Inspection And Construction Engineering Services For Hwy 53 Water Tower Reconditioning

Motion made by Councilor Hauschild, seconded by Councilor Peterson to adopt Resolution 2021-60, Resolution Approving A Request For Proposals For Design, Inspection And Construction Engineering Services For Hwy 53 Water Tower Reconditioning. Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

Motion made by Councilor Hauschild, seconded by Councilor Peterson to recess the meeting at 6:40 p.m. to Motion carried.

Mayor

ATTEST:

Clerk

CITY OF HERMANTOWN

CHECKS #67358-#67463

05/16/2021-05/31/2021

PAYROLL CHECKS

Electronic Checks - #70783-70823 70,944.19

Electronic Checks - #70776 1,053.21

Electronic Checks - #70766-70772 3,210.68

LIABILITY CHECKS

Electronic Checks - #70777-70782 \$57,306.34

Electronic Checks - #70763-70765 \$619.04

Electronic Checks - #70773-70775 \$502.88

Checks- #67422-67427 \$73,420.00

Check #67430 \$120.50

Check #67463 \$1,121.36

PAYROLL EXPENSE TOTAL \$208,298.20

ACCOUNTS PAYABLE

Checks - #67358-67421 \$163,823.48

Checks - #67431-67462 \$155,920.39

Checks - #67428-67429	\$2,243.05
Electronic Payments -#99870-99873	\$5,829.17
Check- #121 TD Ameritrade to Ulland Brothers	\$38,462.73
ACCOUNTS PAYABLE TOTAL	\$366,278.82
TOTAL	\$574,577.02

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Fund	Account	Department	Vendor Name	Description	Amount	Check #
101	217450	Employee Flexplan	FURTHER ELECTRONIC PAYMENTS	Claim Reimbursement Electronic	72.22	-99873
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Esterbrooks	27.88	-99872
101	415300	Administration & Finance	FIRST BANKCARD	Apr First Bankcard Orme	9.74	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Johnson	95.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Battaglia	75.00	-99872
101	362430	Refund & Reimbursement	FIRST BANKCARD	Apr First Bankcard Mulder	-25.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Esterbrooks	834.00	-99872
275	452200	Community Building	FIRST BANKCARD	Apr First Bankcard Mulder	287.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Pernu	152.64	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Dwyer	75.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Esterbrooks	75.00	-99872
101	362430	Refund & Reimbursement	FIRST BANKCARD	Apr First Bankcard Dwyer	-25.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Williams	299.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Pernu	75.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Williams	68.87	-99872
101	362430	Refund & Reimbursement	FIRST BANKCARD	Apr First Bankcard Esterbrooks	-25.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Pfeiffer	169.99	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Mischke	75.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Crace	150.25	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Ross	-39.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Gunderson	38.75	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Pfeiffer	145.58	-99872
602	494900	Sewer Administration and General	FIRST BANKCARD	Apr First Bankcard Orme	3.25	-99872
602	494500	Sewer Maintenance	FIRST BANKCARD	Apr First Bankcard Senst	117.11	-99872
601	494400	Water Administration and General	FIRST BANKCARD	Apr First Bankcard Orme	3.25	-99872
101	431100	Street Department	FIRST BANKCARD	Apr First Bankcard Senst	184.22	-99872
101	431100	Street Department	FIRST BANKCARD	Apr First Bankcard Senst	50.00	-99872
101	431100	Street Department	FIRST BANKCARD	Apr First Bankcard Bjonskaas	-39.00	-99872
101	421100	Police Administration	FIRST BANKCARD	Apr First Bankcard Esterbrooks	318.82	-99872
602	494500	Sewer Maintenance	FIRST BANKCARD	Apr First Bankcard Bjonskaas	20.82	-99872
101	452100	Parks	FIRST BANKCARD	Apr First Bankcard Senst	162.85	-99872
101	362430	Refund & Reimbursement	FIRST BANKCARD	Apr First Bankcard Orme	-50.00	-99872
101	217450	Employee Flexplan	FURTHER ELECTRONIC PAYMENTS	Claim Reimbursement - Electron	540.93	-99871
101	452100	Parks	ENTECH	turf infill-electronic payment	1,905.00	-99870
475	431150	Street Improvements	ULLAND BROTHERS INC	Lavaque Junction Rd Reconstruc	38,462.73	21121
101	415300	Administration & Finance	ADVANTAGE EMBLEM & SCREEN PRINTING INC	Orme Employee Recognition	25.00	67358
101	419100	Community Development	ARROWHEAD ABSTRACT & TITLE CO.	O&E Stokke O-308169	40.00	67359
101	415300	Administration & Finance	AT&T MOBILITY	Cell Phone Mulder	49.93	67360

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Fund	Account	Department	Vendor Name	Description	Amount	Check #
602	494900	Sewer Administration and General	AT&T MOBILITY	Cell Phones/Tablets PW	163.20	67360
101	421100	Police Administration	AT&T MOBILITY	Cell Phones PD	1,418.97	67360
101	431100	Street Department	AT&T MOBILITY	Cell Phones/Tablets PW	158.09	67360
101	419901	City Hall & Police Building Maintenance	AT&T MOBILITY	Cell Phones/Tablets PW	45.10	67360
601	494400	Water Administration and General	AT&T MOBILITY	Cell Phones/Tablets PW	168.33	67360
601	494300	Water Distribution	BJONSKAAS, ARON	Reimburse Safety Boots	50.00	67361
101	431100	Street Department	BJONSKAAS, ARON	Reimburse Safety Boots	100.00	67361
602	494500	Sewer Maintenance	BJONSKAAS, ARON	Reimburse Safety Boots	50.00	67361
603	441100	Storm Water	BLUE TARP FINANCIAL	Pipe Clamp on H2O Truck	15.98	67362
101	431100	Street Department	BLUE TARP FINANCIAL	Pipe Clamp on H2O Truck	15.98	67362
602	494500	Sewer Maintenance	BRAUN INTERTEC CORPORATION	Sanitary Sewer Inspections	1,512.50	67363
101	421100	Police Administration	BRAY & REED LTD.	Prosecution Services April	4,500.00	67364
101	422902	Firehall #2 Morris Thomas Road	CENTURYLINK	Internet FH #2 Apr 28-May 27	69.98	67365
101	419901	City Hall & Police Building Maintenance	CINTAS CORPORATION	Mats at FD/PD	30.72	67366
101	431100	Street Department	CINTAS CORPORATION	Uniforms	26.41	67366
101	431901	City Garage	CINTAS CORPORATION	Mats at PW	20.58	67366
101	431901	City Garage	CINTAS CORPORATION	Supplies	11.25	67366
101	431901	City Garage	CINTAS CORPORATION	Supplies	29.75	67366
101	431100	Street Department	CINTAS CORPORATION	Uniforms	26.41	67366
101	431901	City Garage	CINTAS CORPORATION	Mats at Pw	2.10	67366
101	419901	City Hall & Police Building Maintenance	CINTAS CORPORATION	Mats at CH	8.88	67366
101	431100	Street Department	CINTAS CORPORATION	Uniforms	10.80	67366
101	431100	Street Department	CINTAS CORPORATION	Uniforms	10.80	67366
101	415300	Administration & Finance	CITIES DIGITAL INC	Laserfiche Participant Wicklun	113.75	67367
601	494300	Water Distribution	CITY OF DULUTH COMFORT SYSTEMS	Apr Water Charges	67,928.43	67368
230	465100	HEDA	CREATIVE ARCADE	Website Monthly Maintenance	250.00	67369
602	494900	Sewer Administration and General	CUSTOMER ELATION INC	Apr/May Answering	18.78	67370
601	494400	Water Administration and General	CUSTOMER ELATION INC	Apr/May Answering	28.17	67370
101	419100	Community Development	CW TECHNOLOGY GROUP INC	CW Care May/June	550.16	67371
101	431100	Street Department	CW TECHNOLOGY GROUP INC	CW Care May/June	733.02	67371
601	494400	Water Administration and General	CW TECHNOLOGY GROUP INC	CW Care May/June	550.16	67371
101	413100	Mayor	CW TECHNOLOGY GROUP INC	CW Care May/June	183.66	67371
101	421100	Police Administration	CW TECHNOLOGY GROUP INC	Workstation Desk Encryp May/ju	48.00	67371
602	494900	Sewer Administration and General	CW TECHNOLOGY GROUP INC	CW Care May/June	550.16	67371
101	415300	Administration & Finance	CW TECHNOLOGY GROUP INC	Backup Protect Cloud May/Jun	1,116.00	67371
101	421100	Police Administration	CW TECHNOLOGY GROUP INC	CW Care May/June	4,031.64	67371
101	424100	Building Inspection	CW TECHNOLOGY GROUP INC	CW Care May/June	183.66	67371
101	415300	Administration & Finance	CW TECHNOLOGY GROUP INC	CW Care May/June	1,099.54	67371

Fund	Account	Department	Vendor Name	Description	Amount	Check #
275	452200	Community Building	CW TECHNOLOGY GROUP INC	EWC - CW Care May/Jun	1,760.00	67371
101	452100	Parks	DAIRYLAND FENCE CO INC	Rose Rd Field Fence Repairs	6,280.00	67372
101	419901	City Hall & Police Building Maintenance	DALCO	Restroom Supplies CH	106.42	67373
101	419901	City Hall & Police Building Maintenance	DALCO	Restroom Supplies CH	343.51	67373
101	452100	Parks	DOG WASTE DEPOT	Dog Poo Disposal bags	289.65	67374
101	421100	Police Administration	DVS RENEWAL	109NTN 2014 Dodge Tabs	17.25	67375
101	419901	City Hall & Police Building Maintenance	ESC SYSTEMS SOUND AND LIFE SAFETY	Monitoring CH May 21-Apr 22	600.00	67376
101	421100	Police Administration	ESSENTIA HEALTH	Tests- A. Leibel	1,120.00	67377
601	494300	Water Distribution	FERGUSON WATERWORKS #2516	Water Corps for H2O Services	807.90	67378
101	421100	Police Administration	FURTHER	Monthly Participant Fee May	34.70	67379
101	431100	Street Department	FURTHER	Monthly Participant Fee May	4.00	67379
602	494900	Sewer Administration and General	FURTHER	Monthly Participant Fee May	5.43	67379
101	415300	Administration & Finance	FURTHER	Monthly Participant Fee May	10.30	67379
601	494400	Water Administration and General	FURTHER	Monthly Participant Fee May	3.62	67379
101	419100	Community Development	FURTHER	Monthly Participant Fee May	0.80	67379
101	419901	City Hall & Police Building Maintenance	FURTHER	Monthly Participant Fee May	2.75	67379
601	220100	Refund Payable	GILLESPIE, TOM & SUSIE	Refund overpayment final bill	31.42	67380
101	452100	Parks	GOODIN COMPANY INC	Plumbing Parts soccer back bld	64.92	67381
602	494900	Sewer Administration and General	GOPHER STATE ONE-CALL INC	Apr Locates	105.02	67382
601	494400	Water Administration and General	GOPHER STATE ONE-CALL INC	Apr Locates	157.53	67382
101	415300	Administration & Finance	GREATAMERICA FINANCIAL SERVICES	Copier Lease/Konica May	96.00	67383
101	431901	City Garage	HARTEL'S/DBJ DISPOSAL CO LLC	Yard Trash Disposal April	165.76	67384
101	419901	City Hall & Police Building Maintenance	HARTEL'S/DBJ DISPOSAL CO LLC	Garbage Recycling April	304.45	67384
101	421100	Police Administration	HERMANTOWN SERVICE CENTER INC	AC Repair PD 2016 Ford	219.82	67385
101	421100	Police Administration	HOLIDAY COMPANIES	Apr Car Washes	60.00	67386
101	431100	Street Department	INTER CITY OIL CO INC	Fuel	766.03	67387
101	431100	Street Department	INTER CITY OIL CO INC	Fuel	580.69	67387
601	494300	Water Distribution	JERSEY CITY	Safety Shirts for Crew	185.00	67388
602	494500	Sewer Maintenance	JERSEY CITY	Safety Shirts for Crew	185.00	67388
101	452101	Passive Park	JOHNSON, ERIC	Menards Watering bags Tree gra	137.36	67389
101	419100	Community Development	JOHNSON, ERIC	Misc Mileage Reimbursement	30.24	67389
101	419901	City Hall & Police Building Maintenance	JOHNSTONE SUPPLY	Air Handling Unit Motor Replac	354.57	67390
101	419901	City Hall & Police Building Maintenance	KWIK TRIP EXTENDED NETWORK	Gas Building	63.28	67391
101	421100	Police Administration	KWIK TRIP EXTENDED NETWORK	Car Washes PD	144.00	67391
101	421100	Police Administration	KWIK TRIP EXTENDED NETWORK	Gas PD	2,670.43	67391
601	494300	Water Distribution	KWIK TRIP EXTENDED NETWORK	Gas Utility	374.63	67391
602	494500	Sewer Maintenance	KWIK TRIP EXTENDED NETWORK	Gas Utility	249.76	67391
101	431100	Street Department	KWIK TRIP EXTENDED NETWORK	Gas Street	465.17	67391

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Fund	Account	Department	Vendor Name	Description	Amount	Check #
101	431100	Street Department	MACQUEEN EQUIPMENT, LLC	Broom Replacement on Sweeper	521.81	67392
603	441100	Storm Water	MACQUEEN EQUIPMENT, LLC	Broom Replacement on Sweeper	521.80	67392
101	431100	Street Department	MCCOY CONSTRUCTION & FORESTRY, INC	JD Link	200.00	67393
101	415300	Administration & Finance	MCFOA	Membership Engseth Jul 21-Jun	45.00	67394
275	452200	Community Building	MEDIACOM	EWC - Cable TV - May	158.46	67395
275	452200	Community Building	MEDIACOM	EWC - Telephone	464.17	67395
275	452200	Community Building	MEDIACOM	EWC - Internet	354.90	67395
275	452200	Community Building	MEDIACOM	EWC -dedicated internet 2 mont	980.00	67395
101	452101	Passive Park	MENARD INC	DNR Tree Grant	168.41	67396
101	452101	Passive Park	MENARD INC	DNR Tree Grant	19.97	67396
101	419901	City Hall & Police Building Maintenance	MENARD INC	Yard work tools	21.98	67396
101	421100	Police Administration	MENARD INC	PD Drinking Water Filter	24.99	67396
101	452100	Parks	MENARD INC	Cable ties for Safety fence at	8.99	67396
602	494300	Water Distribution	MENARD INC	Map Gas for Small Torch	34.86	67396
101	415300	Administration & Finance	MENARD INC	Storage Shelf for Supplies -CH	29.99	67396
101	422903	Firehall #3 Midway Road	MENARD INC	Sewage Pump-septic tank FH #3	252.98	67396
601	494300	Water Distribution	MENARD INC	Black Pipe for Curb Stop	22.35	67396
101	452101	Passive Park	MENARD INC	DNR Tree Grant	95.48	67397
275	452200	Community Building	MN ENERGY RESOURCES CORP	Natural Gas EWC	5,600.67	67398
101	422901	Firehall #1 Maple Grove Road	MN ENERGY RESOURCES CORP	Natural Gas FH #1	566.51	67398
101	419901	City Hall & Police Building Maintenance	MN ENERGY RESOURCES CORP	Natural Gas CH/PD	463.51	67398
101	422902	Firehall #2 Morris Thomas Road	MN POWER	Electricity FH #2	80.51	67399
101	431901	City Garage	MN POWER	Electricity PW	267.29	67399
602	494900	Sewer Administration and General	MN POWER	Electricity PW	106.91	67399
275	452200	Community Building	MN POWER	Electricity EWC Garage	109.20	67399
605	431160	Street Lighting	MN POWER	Electricity Traffic Lights	677.74	67399
101	419901	City Hall & Police Building Maintenance	MN POWER	Electricity CH	2,931.58	67399
101	431901	City Garage	MN POWER	Electricity Maple Gr Garage	18.52	67399
275	452200	Community Building	MN POWER	Electricity EWC	7,229.73	67399
101	452200	Community Building	MN POWER	Electricity Comm Bldg	100.47	67399
605	431160	Street Lighting	MN POWER	Electricity Street Lights	314.17	67399
601	494400	Water Administration and General	MN POWER	Electricity PW	160.37	67399
101	452100	Parks	MN POWER	Electricity Parks	239.30	67399
605	431160	Street Lighting	MN POWER	Electricity Street Lights	258.97	67399
101	452100	Parks	MN POWER	Electricity Little Leagues	16.92	67399
605	431160	Street Lighting	MN POWER	Electricity Street Lights	317.10	67399
602	494900	Sewer Administration and General	MN POWER	Electricity Sewer	625.26	67399
605	431160	Street Lighting	MN POWER	Electricity Street Lights	268.18	67399

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Fund	Account	Department	Vendor Name	Description	Amount	Check #
605	431160	Street Lighting	MN POWER	Electricity Street Lights	474.59	67399
601	494400	Water Administration and General	MN POWER	Electricity Water	593.05	67399
101	422903	Firehall #3 Midway Road	MN POWER	Electricity FH #3	74.51	67399
101	422901	Firehall #1 Maple Grove Road	MN POWER	Electricity FH #1	1,874.29	67399
101	419901	City Hall & Police Building Maintenance	MN TELECOMMUNICATIONS	May Internet	524.16	67400
101	422901	Firehall #1 Maple Grove Road	MN TELECOMMUNICATIONS	May Internet	131.04	67400
101	421100	Police Administration	MOTOROLA INC	Squad Radio	4,579.15	67401
101	452100	Parks	NAPA AUTO PARTS	Mower Blades	58.76	67402
101	452100	Parks	NAPA AUTO PARTS	Mower Blades	58.76	67402
101	452100	Parks	NAPA AUTO PARTS	Mower Belt	22.88	67402
101	431100	Street Department	NAPA AUTO PARTS	Hose Clamp	21.65	67402
602	494900	Sewer Administration and General	NORTHERN BUSINESS PRODUCTS	Paid Stamp - Lindsay	15.49	67403
101	421100	Police Administration	NORTHERN BUSINESS PRODUCTS	Toner - PD	52.10	67403
602	494900	Sewer Administration and General	NORTHERN BUSINESS PRODUCTS	Toner - Lindsay	33.12	67403
101	421100	Police Administration	NORTHERN BUSINESS PRODUCTS	Pens - PD	21.59	67403
101	415300	Administration & Finance	NORTHERN BUSINESS PRODUCTS	Pens	9.38	67403
601	494400	Water Administration and General	NORTHERN BUSINESS PRODUCTS	Paid Stamp - Lindsay	15.50	67403
101	415300	Administration & Finance	NORTHERN BUSINESS PRODUCTS	Markers, Pencils	29.28	67403
601	494400	Water Administration and General	NORTHERN BUSINESS PRODUCTS	Toner - Lindsay	33.12	67403
101	415300	Administration & Finance	NORTHERN BUSINESS PRODUCTS	Sheet protectors, calc ribbon	19.76	67403
101	415300	Administration & Finance	NORTHERN BUSINESS PRODUCTS	Receipt Book	12.62	67403
101	422901	Firehall #1 Maple Grove Road	NORTHERN DOOR & HARDWARE INC	Door Keys FH 1,2,3	25.00	67404
101	452100	Parks	NORTHERN DOOR & HARDWARE INC	Keys for corner bldg	8.00	67404
101	422902	Firehall #2 Morris Thomas Road	NORTHERN DOOR & HARDWARE INC	Door Keys FH 1,2,3	25.00	67404
101	422903	Firehall #3 Midway Road	NORTHERN DOOR & HARDWARE INC	Door Keys FH 1,2,3	25.00	67404
230	465100	HEDA	NORTHSPAN GROUP INC	Strategic Planning HEDA	1,370.00	67405
601	494400	Water Administration and General	OVEROM LAW, PLLC	Water & Sewer applications	131.00	67406
230	465100	HEDA	OVEROM LAW, PLLC	HEDA Agenda Matters	28.00	67406
101	416100	City Attorney	OVEROM LAW, PLLC	Nuisance Ordinance	12.50	67406
101	416100	City Attorney	OVEROM LAW, PLLC	General Matters/Retainer	1,250.00	67406
101	416100	City Attorney	OVEROM LAW, PLLC	JAZB Board of Appeals	2,532.50	67406
101	416100	City Attorney	OVEROM LAW, PLLC	Naming Rights Policies	14.00	67406
101	416100	City Attorney	OVEROM LAW, PLLC	Broadband Expansion	215.00	67406
101	416100	City Attorney	OVEROM LAW, PLLC	Covid-19 Issues	475.50	67406
101	416100	City Attorney	OVEROM LAW, PLLC	Data Practices Requests	119.00	67406
101	421100	Police Administration	OVEROM LAW, PLLC	25 mph issues	28.00	67406
101	416100	City Attorney	OVEROM LAW, PLLC	2020 Street Project	136.00	67406
101	416100	City Attorney	OVEROM LAW, PLLC	Virginia Stebner Trust	7.50	67406

Fund	Account	Department	Vendor Name	Description	Amount	Check #
101	419100	Community Development	OVEROM LAW, PLLC	P&R Apartments Proj	120.00	67406
275	452200	Community Building	OVEROM LAW, PLLC	EWC	615.00	67406
602	494900	Sewer Administration and General	OVEROM LAW, PLLC	Water & Sewer applications	131.00	67406
601	494400	Water Administration and General	OVEROM LAW, PLLC	Utility Commission	54.00	67406
101	416100	City Attorney	OVEROM LAW, PLLC	3954 Midway Road Nuisance Prop	84.00	67406
101	419100	Community Development	OVEROM LAW, PLLC	Oppidan Development	1,250.00	67406
230	465100	HEDA	OVEROM LAW, PLLC	HEDA Sale of 5028 Miller Trk t	380.55	67406
101	419100	Community Development	OVEROM LAW, PLLC	Jim Kuklis Dev	60.00	67406
101	416100	City Attorney	OVEROM LAW, PLLC	Charitable Gambling Ordinance	100.00	67406
475	431150	Street Improvements	OVEROM LAW, PLLC	Lavaque Jct St Improvement	28.00	67406
101	416100	City Attorney	OVEROM LAW, PLLC	2021 Recreation Facility	1,035.00	67406
602	494900	Sewer Administration and General	OVEROM LAW, PLLC	Utility Commission	54.00	67406
240	432510	Trunk Sewer Construction	OVEROM LAW, PLLC	2017 Sewer Trunkline	28.00	67406
101	416100	City Attorney	OVEROM LAW, PLLC	2021-2022 CIP	28.00	67406
101	419100	Community Development	OVEROM LAW, PLLC	Hoff/Sydow Development (Engwal	21.00	67406
101	419100	Community Development	OVEROM LAW, PLLC	Moratorium on Multifamily in R	84.00	67406
101	419100	Community Development	OVEROM LAW, PLLC	Stebner Farms Projects	120.00	67406
101	214500	Escrow Deposits Payable	OVEROM LAW, PLLC	Stokke & Gilbert Midway Rd Dev	280.00	67406
230	416100	City Attorney	OVEROM LAW, PLLC	Marketplace Anchor Project	755.00	67406
601	220100	Refund Payable	PETERSON, SCOTT	Refund overpayment 0573-01	59.60	67407
101	431100	Street Department	PRAXAIR DISTRIBUTION INC	Cylinder Rent/Safe Env fee 3/	47.83	67408
602	494900	Sewer Administration and General	PRO PRINT INC	1,000 #10 Window Envelopes- Ut	82.30	67409
601	494400	Water Administration and General	PRO PRINT INC	1,000 #10 Window Envelopes- Ut	82.30	67409
101	424100	Building Inspection	SHEL/DON GROUP INC	Printed Plans	16.75	67410
101	421100	Police Administration	SHRED-N-GO INC	Shredding	87.29	67411
602	494500	Sewer Maintenance	SJE-RHOMBUS, INC.	SCADA Monitoring Apr-Jun 2021	1,264.50	67412
475	431150	Street Improvements	ST LOUIS COUNTY RECORDERS OFFICE	SUP Lav Jct Project	46.00	67413
101	419100	Community Development	ST LOUIS COUNTY RECORDERS OFFICE	SUP Triple J Holdings	66.00	67413
101	421100	Police Administration	ST LUKES CLINICS	Blood Draws April	29.10	67414
101	452200	Community Building	TELCOLOGIX	May Maintenance	10.05	67415
101	422901	Firehall #1 Maple Grove Road	TELCOLOGIX	May Maintenance	70.35	67415
101	419901	City Hall & Police Building Maintenance	TELCOLOGIX	May Maintenance	237.85	67415
101	431100	Street Department	TELCOLOGIX	May Maintenance	16.75	67415
101	421100	Police Administration	TROY'S BP AMOCO INC	Tires Squad 18	339.84	67416
101	431901	City Garage	UHL COMPANY INC	Boiler Maintenance PW Bldg	850.00	67417
101	422902	Firehall #2 Morris Thomas Road	UHL COMPANY INC	Service boilers FH #2 & #3	2,352.19	67417
101	422903	Firehall #3 Midway Road	UHL COMPANY INC	Service boilers FH #2 & #3	2,352.18	67417
101	422902	Firehall #2 Morris Thomas Road	UHL COMPANY INC	FH #2 Boiler Repair	310.00	67417

Fund	Account	Department	Vendor Name	Description	Amount	Check #
101	431100	Street Department	UNITED RENTALS (NORTH AMERICA) INC	Water Truck Rental- Street Swe	2,023.00	67418
603	441100	Storm Water	UNITED RENTALS (NORTH AMERICA) INC	Water Truck Rental- Street Swe	2,023.00	67418
601	494400	Water Administration and General	VALLI INFORMATION SYSTEMS, INC	April Bill Print	479.63	67419
602	494900	Sewer Administration and General	VALLI INFORMATION SYSTEMS, INC	April Bill Print	479.62	67419
603	441100	Storm Water	VALLI INFORMATION SYSTEMS, INC	April Bill Print	479.62	67419
601	220100	Refund Payable	VAN VALKENBURG, JACKLYN	Refund overpayment 0379-08	86.03	67420
260	456101	Cable	WALDNER, LARS	Cable TV Coordinator May	625.00	67421
101	134000	Retiree Insurance/Telephone Reimb.	MN LIFE	Life Insurance June Inactives	4.05	67428
101	134000	Retiree Insurance/Telephone Reimb.	NORTHEAST SERVICE COOPERATIVE	Health Ins June Inactives	850.30	67429
101	421100	Police Administration	NORTHEAST SERVICE COOPERATIVE	Health Ins June Inactives	1,388.70	67429
101	421100	Police Administration	ADVANCED ELECTRONIC DESIGN INC	Rhino Tablets for PD squads	6,497.00	67431
101	421100	Police Administration	ADVANCED ELECTRONIC DESIGN INC	Rhino Tablets for PD squads	6,052.00	67431
101	419901	City Hall & Police Building Maintenance	ALLIED PRODUCTS CORPORATION	Flag/Grommet	219.62	67432
101	421100	Police Administration	ANGEL ARMOR	Bullet Resistant Vests	3,277.36	67433
101	421100	Police Administration	APPLIED CONCEPTS INC	Radar	3,151.00	67434
101	419100	Community Development	ARROWHEAD REGIONAL DEVELOPMENT COMMISSIO	Hermantown PUD Study	1,992.36	67435
601	494300	Water Distribution	ASDCO CONSTRUCTION SUPPLY	Erosion Mat for H2O Break Area	67.00	67436
101	431100	Street Department	CINTAS CORPORATION	Uniforms	76.01	67437
101	431901	City Garage	CINTAS CORPORATION	Supplies	11.25	67437
101	431100	Street Department	CINTAS CORPORATION	Uniforms	10.80	67437
101	419901	City Hall & Police Building Maintenance	CINTAS CORPORATION	Mats at CH	8.88	67437
101	431901	City Garage	CINTAS CORPORATION	Mats	2.10	67437
101	431901	City Garage	CINTAS CORPORATION	Supplies	29.75	67437
101	431901	City Garage	CINTAS CORPORATION	First Aid Cabinet	184.16	67437
101	419901	City Hall & Police Building Maintenance	CINTAS CORPORATION	Mats at FD/PD	30.72	67437
101	431100	Street Department	CINTAS CORPORATION	Uniforms	10.80	67437
101	431901	City Garage	CINTAS CORPORATION	Mats at PW	20.58	67437
601	494300	Water Distribution	CORE & MAIN LP	Hydrant Partts	3,585.63	67438
101	415300	Administration & Finance	CW TECHNOLOGY GROUP INC	KnowBe4 Campaign & Training RE	36.00	67439
601	494400	Water Administration and General	CW TECHNOLOGY GROUP INC	KnowBe4 Campaign & Training RE	18.00	67439
101	424100	Building Inspection	CW TECHNOLOGY GROUP INC	KnowBe4 Campaign & Training RE	6.00	67439
101	421100	Police Administration	CW TECHNOLOGY GROUP INC	KnowBe4 Campaign & Training RE	108.00	67439
101	415300	Administration & Finance	CW TECHNOLOGY GROUP INC	HP Aruba 2530 24 port GigE Swi	807.11	67439
101	431100	Street Department	CW TECHNOLOGY GROUP INC	HP Aruba 2530 24 port GigE Swi	807.11	67439
101	419100	Community Development	CW TECHNOLOGY GROUP INC	KnowBe4 Campaign & Training RE	18.00	67439
101	421100	Police Administration	CW TECHNOLOGY GROUP INC	HP Aruba 2530 24 port GigE Swi	1,614.23	67439
101	413100	Mayor	CW TECHNOLOGY GROUP INC	KnowBe4 Campaign & Training RE	6.00	67439

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Fund	Account	Department	Vendor Name	Description	Amount	Check #
101	411100	Council	CW TECHNOLOGY GROUP INC	KnowBe4 Campaign & Training RE	24.00	67439
602	494900	Sewer Administration and General	CW TECHNOLOGY GROUP INC	KnowBe4 Campaign & Training RE	18.00	67439
101	431100	Street Department	CW TECHNOLOGY GROUP INC	KnowBe4 Campaign & Training RE	24.00	67439
601	494300	Water Distribution	FORD OF HIBBING	2021 Ford F550	54,775.00	67440
101	421100	Police Administration	GALLS, LLC - DBA UNIFORMS UNLIMITED	Uniforms	65.00	67441
101	421100	Police Administration	GALLS, LLC - DBA UNIFORMS UNLIMITED	Uniforms	112.00	67441
101	421100	Police Administration	GALLS, LLC - DBA UNIFORMS UNLIMITED	Uniforms	1,028.42	67441
101	421100	Police Administration	GALLS, LLC - DBA UNIFORMS UNLIMITED	Uniforms	69.00	67441
101	421100	Police Administration	GALLS, LLC - DBA UNIFORMS UNLIMITED	Uniforms	307.75	67441
101	421100	Police Administration	GALLS, LLC - DBA UNIFORMS UNLIMITED	Uniforms	104.00	67441
101	421100	Police Administration	GALLS, LLC - DBA UNIFORMS UNLIMITED	Uniforms	412.49	67441
101	419901	City Hall & Police Building Maintenance	GOODIN COMPANY INC	Urinal Repair Kit	46.66	67442
101	419901	City Hall & Police Building Maintenance	GOODIN COMPANY INC	Chiller Fluid	154.47	67442
101	421100	Police Administration	GREAT LAKES MOBIL LUBE EXPRESS	Oil Change Squad 15	51.84	67443
101	421100	Police Administration	GREAT LAKES MOBIL LUBE EXPRESS	Oil Change Lic 470PUK	74.37	67443
101	421100	Police Administration	GREAT LAKES MOBIL LUBE EXPRESS	Oil Change Lic EKL080	38.67	67443
602	494500	Sewer Maintenance	GREAT LAKES PIPE SERVICE INC	Clean &Video for Dahl, Jamie,	4,106.14	67444
602	494500	Sewer Maintenance	GREAT LAKES PIPE SERVICE INC	Spring Lift Station Cleaning	4,875.00	67444
101	419100	Community Development	HERMANTOWN STAR LLC	Public Hearing P & Z	66.00	67445
101	421100	Police Administration	HERMANTOWN STAR LLC	Ordinance 2021-03 - Speed Limi	198.00	67445
101	419100	Community Development	HERMANTOWN STAR LLC	Public Hearing P&Z ran 05-13-2	74.25	67445
230	465100	HEDA	ICS	Hermantown Recreation Initiati	2,400.00	67446
101	424100	Building Inspection	M-R SIGN CO INC	911 Signs (15)	346.25	67447
602	494900	Sewer Administration and General	MEDIACOM	Internet PW	68.07	67448
101	431100	Street Department	MEDIACOM	Phone PW	22.64	67448
101	422901	Firehall #1 Maple Grove Road	MEDIACOM	Phone FD	99.06	67448
101	431100	Street Department	MEDIACOM	Internet PW	113.45	67448
601	494400	Water Administration and General	MEDIACOM	Phone PW	9.06	67448
275	452200	Community Building	MEDIACOM	EWC - Line for Elevator	184.27	67448
275	452200	Community Building	MEDIACOM	EWC -dedicated internet 3 mont	1,470.00	67448
101	419901	City Hall & Police Building Maintenance	MEDIACOM	Internet CH	163.92	67448
101	419901	City Hall & Police Building Maintenance	MEDIACOM	Phone CH	396.26	67448
601	494400	Water Administration and General	MEDIACOM	Internet PW	45.38	67448
101	422901	Firehall #1 Maple Grove Road	MEDIACOM	Internet FD	40.98	67448
602	494900	Sewer Administration and General	MEDIACOM	Phone PW	13.59	67448
601	220110	Water Test Fee Payable	MN DEPARTMENT OF HEALTH	Water Supply Serv Conn Fee	5,708.00	67449
101	431901	City Garage	MN ENERGY RESOURCES CORP	Natural Gas - Lightning Dr	154.07	67450
101	431901	City Garage	MN ENERGY RESOURCES CORP	Natural Gas Comm Building	104.36	67450

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Fund	Account	Department	Vendor Name	Description	Amount	Check #
601	494400	Water Administration and General	MN ENERGY RESOURCES CORP	Natural Gas - Lightning Dr	176.08	67450
101	452200	Community Building	MN ENERGY RESOURCES CORP	Natural Gas Old CH	235.09	67450
101	419901	City Hall & Police Building Maintenance	MN ENERGY RESOURCES CORP	Natural Gas CH/PD	504.01	67450
101	431901	City Garage	MN ENERGY RESOURCES CORP	Natural Gas Old CH	26.12	67450
602	494900	Sewer Administration and General	MN ENERGY RESOURCES CORP	Natural Gas - Lightning Dr	110.06	67450
605	431160	Street Lighting	MN POWER	Street Lights	16.12	67451
101	419901	City Hall & Police Building Maintenance	NORTHERN DOOR & HARDWARE INC	Keys (PD)	12.00	67452
101	431901	City Garage	NORTHERN STATES SUPPLY INC	Safety Glasses	87.84	67453
602	494900	Sewer Administration and General	NORTHLAND CONSULTING ENGINEERS L.L.P.	Sanitary Sewer Planning	840.00	67454
412	419100	Community Development	NORTHLAND CONSULTING ENGINEERS L.L.P.	Keene Creek Trail	5,070.00	67454
240	433500	Water Improvements	NORTHLAND CONSULTING ENGINEERS L.L.P.	Water Tower RFP	160.00	67454
101	419100	Community Development	NORTHLAND CONSULTING ENGINEERS L.L.P.	P & R Properties	130.00	67454
240	432510	Trunk Sewer Construction	NORTHLAND CONSULTING ENGINEERS L.L.P.	Hermantown Trunk Sewer Sec 24	5,455.00	67454
475	431150	Street Improvements	NORTHLAND CONSULTING ENGINEERS L.L.P.	Lavaque Junction Rd Reconstruc	9,505.00	67454
402	431150	Street Improvements	NORTHLAND CONSULTING ENGINEERS L.L.P.	Ugstad Rd - SP 202-101-014	780.00	67454
475	431150	Street Improvements	NORTHLAND CONSULTING ENGINEERS L.L.P.	Old Hwy 2 Reclamation	520.00	67454
101	415300	Administration & Finance	ORME, KEVIN	Cell Phone stipend Jan-May	125.00	67455
101	415300	Administration & Finance	RICH, JAMES	Reimburse for Neil Retirement	219.98	67456
101	431100	Street Department	SAM'S CLUB DIRECT	Misc Supplies (PW)	62.92	67457
101	419901	City Hall & Police Building Maintenance	SAM'S CLUB DIRECT	New Member (Greg)	6.13	67457
101	415300	Administration & Finance	SAM'S CLUB DIRECT	Misc Supplies (CH)	135.54	67457
101	421100	Police Administration	SAM'S CLUB DIRECT	Misc Supplies (PD)	46.44	67457
101	421100	Police Administration	ST PAUL ENGRAVING INC	Gun Engraving (Marsolek Retire	140.00	67458
101	422903	Firehall #3 Midway Road	SUPERIOR FUEL COMPANY	Propane/FH #3	705.10	67459
101	415300	Administration & Finance	TOSHIBA FINANCIAL SERVICES	Copier Lease Toshiba	145.57	67460
101	421100	Police Administration	WATCHGUARD VIDEO	New Video Camera Squad	4,845.00	67461
602	494500	Sewer Maintenance	WLSSD	1st Half District Wide Allocat	19,249.50	67462

Totals: 330 records printed

366,278.82

TO: Mayor & City Council
FROM: Bonnie Engseth, City Clerk



DATE: June 2, 2021

Meeting Date: 6/7/21

SUBJECT: Temporary Service Area
Expansion Liquor License –
Beacon Sports Bar

Agenda Item: 12-A

Resolution 2021-62

REQUESTED ACTION

Approve the Temporary Service Area Expansion Liquor License for Beacon Sports Bar

BACKGROUND

The Beacon Sports Bar is requesting a temporary service area expansion of its liquor license for an outdoor tent event to serve alcohol and have live music. This is usually done in coordination with Summerfest, but they want to have this event even though Summerfest has been cancelled. This on-sale temporary license covers the dates of July 16 – 18, 2021.

The applicant has paid the required fee, there are adequate provisions for entrances and exits for emergency personnel and security, and they will also provide security personnel.

It is recommended that the City approve this license.

SOURCE OF FUNDS (if applicable)

ATTACHMENTS

Applications

Resolution No. 2021-62

**RESOLUTION APPROVING A TEMPORARY SERVICE
AREA EXPANSION LIQUOR LICENSE FOR BEACON SPORTS BAR**

WHEREAS, the Hermantown City Council has adopted Ordinance No. 2017-02, which allows a temporary service area expansion license to be issued to an on-sale intoxicating liquor licensee in connection with a special event; and

WHEREAS, the City Council requires a fee of \$250.00 in the form of a certified check, cashier's check or money order to cover the costs and expenses incurred by the City in connection with the consideration of the application; and

WHEREAS, the City Council requires a refundable deposit of \$250.00 in the form of a certified check, cashier's check or money order to ensure that the licensee cleans up the licensed premises.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hermantown, Minnesota, as follows:

1. That a Temporary Service Area Expansion License for Beacon Sports Bar is hereby approved.

Councilor ____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor ____ and, upon a vote being taken thereon, the following voted in favor thereof:

Councilors

and the following voted in opposition thereto:

WHEREUPON, such resolution was declared duly passed and adopted June 7, 2021.



Application for Alcoholic Beverage License: Temporary Service Area Expansion

Fees:

All fees for the above-listed types of Alcoholic Beverage License are as shown in the City of Hermantown Fee Schedule which is available from the City Clerk or viewed online at: <http://hermantownmn.com/services/publications.htm>.

Ordinance:

A copy of the Hermantown Code of Ordinances, Chapter 5, Alcoholic Beverages, can be obtained from the City Clerk or viewed on the internet at: <http://www.hermantownmn.com> or Minnesota Department of Public Safety <http://www.dps.state.mn.us/alogamb/alogamb.aspx>

Applicants

This application must be completed and submitted with all required information to be considered.

For all intent and purposes of this application, the APPLICANT means the individual, partnership, corporation, or association that owns the business to be licensed.

To the Honorable City Council of the City of Hermantown:

City Office Use Only

New Dated Paid _____ License No. _____

Attach and include the following:

- Current Intoxicating Liquor License
 Certificate of Liability Insurance
 Diagram of Temporary Service Area
 \$260.00 Cash Deposit
 St. Louis County Health Dept. Restaurant License

Application is hereby made for Temporary Service Area Expansion License for the following date: July 16-18, 2021

Proposed hours of sale: From: 10am To: 1am

Name of Applicant: Stephanie Howe Trade Name: _____

Address of Licensed Premises: 5044 Hermantown Phone Number: 763-458-2002

Road Hermantown MN 55911 Email: showe05@gmail.com

BUILDING OWNER:

Name: Stephanie Howe Phone Number: 763-458-3002

Address: 5070 Willoughby Lane Email: showe05@gmail.com
Hermantown MN 55910

Any connection directly or indirectly with Application? Yes No

If Yes, explain: I am owner applying for license.

Who will direct the operation of the business or serve as manager on the premises? Please list name, title and address.

Stephanie Howe, Owner, 5000 Kalliopey Lane, Hermon, MN 55010

Additional information is required by the Hermantown Police Department.

1. Is this the first time for the event?

Yes No

If No, how many people attended the event?

If Yes, how many people are you expecting to attend?

400

2. What kind of advertisement have you done?

Facebook, Instagram, Temporary Nightlife

3. What is the target age group for this event?

21+

4. Will dancing be allowed at this event?

Yes No

I understand that as an applicant for this license, I am responsible for the Police/Security for this event.

Applicant Signature

Date

[Handwritten Signature]

5/7/2021

For Police Department use only

Is a licensed Police officer needed for this event?

If yes, how many licensed peace officers will be required?

Minnesota Tax Id. No.

4140091

Federal Tax Id. No.

47-4743981

If a Minnesota Tax Identification number is not required, please explain:

NA

Failure to answer all questions truthfully on this application, on the attached Affidavit(s), and on the required disclosures, which are made a part hereof, will be just cause for revocation of your license.

I (We) hereby certify that the applicant will be the sole owner and operator of this business to be conducted under the license and I (we) will notify the Council in writing of any change in ownership in this business before the change is made, for the approval of the City Council. I (We) have read the foregoing questions and answers to said questions are true of my (our) own knowledge. I (We) will comply with all the provisions of the Hermantown Alcohol Beverage Code and all other applicable laws and regulations and their amendments.

(Individual)

(Individual)

For Partnership:

(Partner)

(Signature and Title)

For Corporations or Limited Liability Company:

(Signature and Title)

(Name of Corporation/Limited Liability Company)

Subscribed and sworn before me this 7th day of

MAY 2021

(Notary Public)

City Use Only
Approved by City Council:

Date



ALLISON E. DERICK
Notary Public
State of Minnesota
My Commission Expires
January 31, 2022

** See Attached*

Date of Application _____
License No. _____

**TEMPORARY EXPANSION OF LICENSED PREMISES
DIAGRAM**

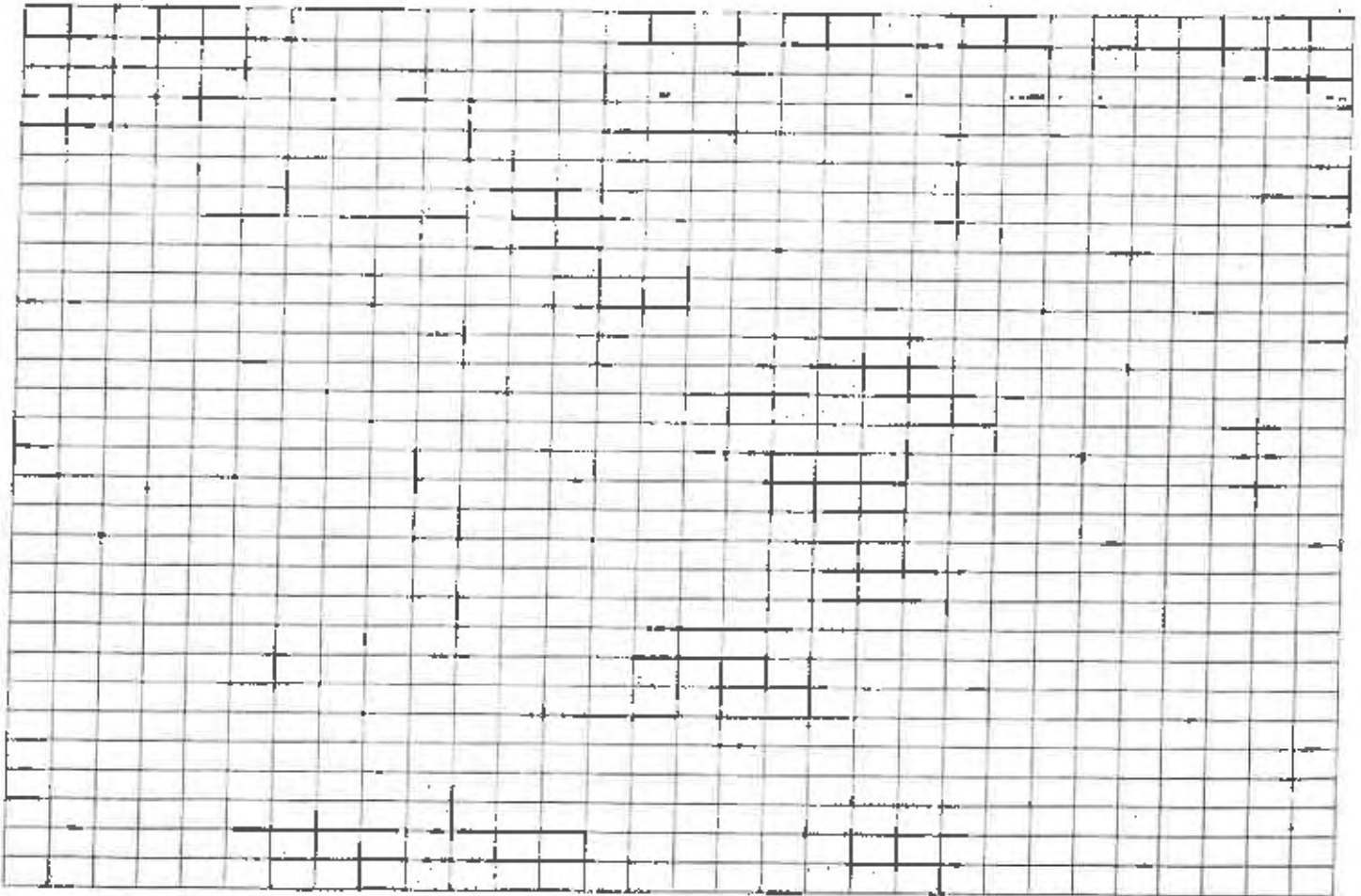
(Additional drawings may be attached if necessary)

Owner: Stephanie Howe (d/b/a) Trade Name: ONE
Date of Event: July 16-18, 2011 Address: 2044 Herndon Road
Name of Event: Summerfest Time of Event: 11:00am - 1:00pm

DIAGRAM MUST SHOW:

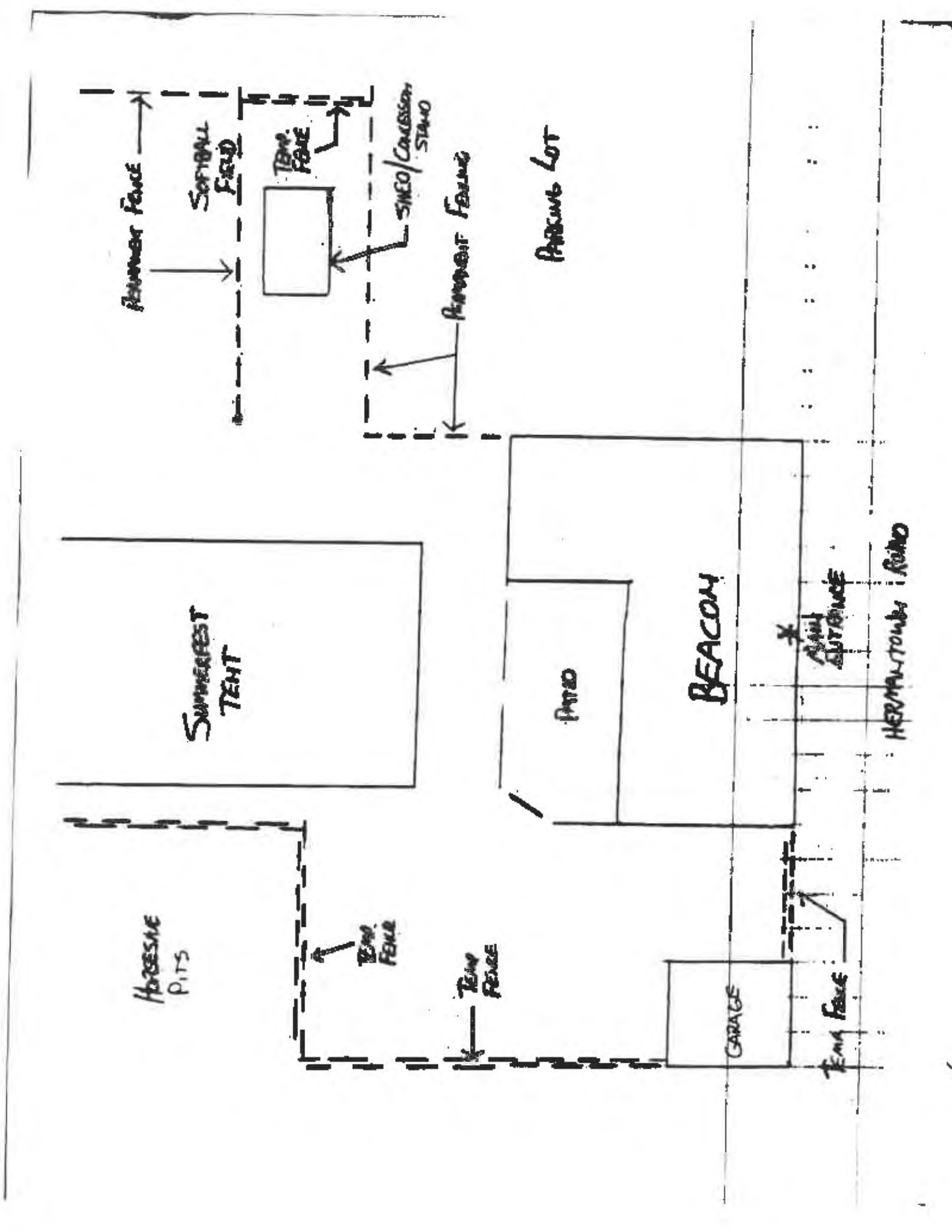
- A. Area that will be used.
- B. Streets and intersections bordering the area.
- C. Where fencing surrounding the area will be located and what type of fencing will be used.
- D. Where the bar will be located in the "service area expansion area" (if applicable).
- E. Exits and entries to and from the "service area expansion area".

Sketch location and dimensions of area to be occupied. Indicate north on diagram as "NORTH."



I hereby agree that I shall comply with all of the ordinances of the City of Herndon and laws of the State of Minnesota and their amendments. I further agree to comply with any special restrictions that may be imposed by resolution of the Herndon City Council and not to allow any service or consumption outside of the approved "service area expansion" identified here.

Signature of owner/authorized representative



ARMOUR FENCE

SOFTBALL FIELD

TEMP. FENCE

SNEO/CADISSON STAND

ARMOUR FENCE

AIRSIDE LOT

SUMMERREST TENT

HORSESHOE PITS

TEMP. FENCE

TEMP. FENCE

PATIO

BEACON

GARAGE

EMG FENCE

RAIN ATRIUM

HERMANTONDA RING

**HERMANTOWN POLICE DEPARTMENT
HIRING OF POLICE OFFICER(S) FOR SPECIAL EVENTS APPLICATION
5111 Maple Grove Road Hermantown, MN 55811 Phone: 218-729-1200 Fax: 218-729-1201**

Please Print

NAME OF APPLICANT (Business/Organization/Individual) <i>Beacon Sports Bar & Grill / Stephanie Ehle</i>		DESIGNATED REPRESENTATIVE <i>Stephanie Ehle</i>		TELEPHONE NUMBER <i>218-729-6149</i>
APPLICANT ADDRESS (Billing Address) <i>5044 Hermantown Road Hermantown MN 55011</i>		E-MAIL ADDRESS <i>showe05@gmail.com</i>	FAX NUMBER <i>NA</i>	CELLULAR NUMBER <i>763-458-3002</i>
TYPE OF EVENT AND DESCRIPTION OF SERVICES NEEDED <i>SECURITY</i>		DATE OF EVENT <i>July 16+17, 2021</i>	BEGINNING TIME <i>9:30pm</i>	ENDING TIME <i>1:30am</i>
NAME AND ADDRESS OF EVENT LOCATION <i>Beacon Sports Bar & Grill 5044 Hermantown Road Hermantown MN 55011</i>		ANTICIPATED ATTENDANCE <i>400</i>	ALCOHOL SERVED (Yes or No) <i>YES</i>	

OFFICER(S) REQUESTED AND RATES

OFFICER(S) @ \$60/HOUR (SCHOOL EVENTS BEYOND SCHOOL DISTRICT CONTRACT)

OFFICER(S) / @ \$75/HOUR (OTHER EVENTS)

NOTE: ALL OFFICERS WORKING A SPECIAL EVENT ASSIGNMENT WILL RECEIVE A MINIMUM NUMBER OF HOURS (2) PAY, EVEN IF THE ASSIGNMENT IS OF A SHORTER DURATION. THE APPLICANT IS RESPONSIBLE FOR THIS COMPENSATION TO THE CITY OF HERMANTOWN.

APPLICATION CANCELLATION

THE APPLICANT MAY CANCEL THE REQUEST FOR AN OFFICER BY CONTACTING THE POLICE DEPARTMENT AT 218-729-1200, 24 HOURS PRIOR TO THE EVENT. IF THIS CANCELLATION IS NOT MADE AT LEAST 24 HOURS PRIOR TO THE DATE AND TIME OF THE EVENT, THE APPLICANT WILL BE RESPONSIBLE FOR COMPENSATION TO THE CITY OF HERMANTOWN AT THE MINIMUM NUMBER OF HOURS PAY FOR EACH OFFICER SCHEDULED.

UNSCHEDULED HOURS

IF AN OFFICER WORKS ADDITIONAL HOURS (E.G. MAKES AN ARREST WHILE WORKING A SPECIAL EVENT), THE APPLICANT WILL NOT BE RESPONSIBLE FOR PAYMENT OF ADDITIONAL COSTS. IF AN OFFICER WORKS ADDITIONAL HOURS AT THE REQUEST OF THE APPLICANT, THE APPLICANT WILL BE BILLED ACCORDINGLY.

PAYMENT METHOD

THE APPLICANT WILL BE BILLED BY THE CITY OF HERMANTOWN FOR SERVICES RENDERED AND MUST MAKE PAYMENT UPON RECEIPT OF BILLING IN THE FORM OF CASH, CHECK, CASHIERS CHECK, OR MONEY ORDER. NO OFFICER IS ALLOWED TO ACCEPT MONIES FROM AN APPLICANT. IN CASE SUIT SHOULD BE BROUGHT FOR RECOVERY OF ANY PAYMENT DUE UNDER THIS AGREEMENT, THE PREVAILING PARTY SHALL BE ENTITLED TO RECOVER REASONABLE ATTORNEY'S FEES AND COSTS.

I, *Stephanie Ehle*, HEREBY ACKNOWLEDGE THAT I HAVE READ AND UNDERSTAND THIS APPLICATION, AND FURTHER AGREE THAT I WILL ABIDE BY AND BE SUBJECT TO THESE TERMS AND CONDITIONS IN ALL RESPECTS.

Stephanie Ehle
SIGNATURE OF APPLICANT OR DESIGNATED REPRESENTATIVE

5/7/2021
DATE

OFFICE USE ONLY

GRANTED THE ABOVE APPLICATION IS HEREBY GRANTED, AND THE AFOREMENTIONED TERMS AND CONDITIONS HAVE BEEN ADOPTED.

[Signature]
SIGNATURE OF CHIEF OF POLICE OR HIS DESIGNATED REPRESENTATIVE

5-18-2021
DATE

TO: Mayor & City Council
FROM: Paul Senst, Public Works Director



DATE: June 2, 2021 **Meeting Date:** 6/7/21
SUBJECT: St. Louis County Cooperative Agreement – 2021 Traffic Signal Painting **Agenda Item: 12-B** **Resolution 2021-63**

REQUESTED ACTION

Approve a Cooperative Agreement with St. Louis County for 2021 Traffic Signal Painting

BACKGROUND

In 2019, the City Council approved a cooperative agreement with St. Louis County for signal painting (Res. 2019-39). One of the traffic signal painting projects was on Haines Road at Anderson Road, which required approval from both Hermantown and Duluth. Duluth did not approve participation so this signal was dropped from that project. Duluth has now indicated they would be able to participate in this traffic signal painting project so the County is asking if Hermantown would like to participate.

The estimated cost for Hermantown’s portion would be approximately \$8,000.00

SOURCE OF FUNDS (if applicable)

Street Light Fund - 605-431160-319

ATTACHMENTS

Cooperative Agreement

Resolution No. 2021-63

**RESOLUTION APPROVING COOPERATIVE AGREEMENT WITH ST. LOUIS
COUNTY PROJECT NO. CP 0000-599792 SIGNAL PAINTING WITHIN THE CITY OF
HERMANTOWN CORPORATE LIMITS**

WHEREAS, the City is responsible for the maintenance of the signal lights within the limits of the City of Hermantown; and

WHEREAS, St. Louis County has prepared a Cooperative Agreement between St. Louis County and the City of Hermantown for the traffic signal painting project (CP 0000-599792).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hermantown, Minnesota, as follows:

1. The Cooperative Agreement between St. Louis County and the City of Hermantown is hereby approved by the City of Hermantown.

Councilor ____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor ____ and, upon a vote being taken thereon, the following voted in favor thereof:

Councilors

and the following voted in opposition thereto:

WHEREUPON, such resolution was declared duly passed and adopted June 7, 2021.

**COOPERATIVE AGREEMENT
BETWEEN**

**COUNTY OF ST. LOUIS
AND
CITY OF HERMANTOWN**

THIS AGREEMENT, hereinafter referred to as the "Agreement," is made and entered into between the COUNTY OF ST. LOUIS, a body politic and corporate existing under the laws of the State of Minnesota, hereinafter referred to as "St. Louis County", and the CITY OF HERMANTOWN, a body politic and corporate existing under the laws of the State of Minnesota, hereinafter referred to as "Hermantown".

WITNESSETH:

WHEREAS, St. Louis County has prepared a project to repaint certain traffic signal systems located on county state aid highways within the City of Duluth and City of Hermantown, identified further as CP 0000-599792; and

WHEREAS, In accordance with certain maintenance agreements, Hermantown is responsible for repainting certain traffic signals; and

WHEREAS, St. Louis County has approved Hermantown's request to participate in this traffic signal painting project, which work hereafter will be referred to as the "Project"; and

WHEREAS, St. Louis County and Hermantown have agreed to participate in the Project costs as hereinafter set forth.

THEREFORE, with regard to the Project, the parties hereby agree to the following:

1. St. Louis County shall prepare the plan, specifications, proposal and engineer's estimate for said Project in accordance with the 2018 Edition of the Minnesota Department of Transportation "Standard Specifications for Construction".
2. St. Louis County shall solicit for and receive bids for the Project. Hermantown shall review the apparent low bid and provide a response as to whether Hermantown approves of the apparent low bid on the bid opening date. St. Louis County, acting through the St. Louis County Highway Engineer, shall award the contract for said Project to the lowest responsible bidder in accordance with current Minnesota Statutes.
3. St. Louis County shall perform all necessary contract administration, and shall administer the terms of the contract from contract award to the certification of final payment.

St. Louis County
City of Hermantown
2021 Traffic Signal Painting Project
CP 0000-598782

4. St. Louis County shall perform all record keeping and construction inspection for quantities associated with the Project in accordance with the plan and proposal.
5. Hermantown's cost participation shall be 100 percent of Hermantown's quantities as provided in the plan and proposal at the contract unit prices. Hermantown shall also be responsible for 100 percent of the cost of overrun in Hermantown's quantities or change orders applied to Hermantown. Hermantown shall approve any change orders in writing.
6. St. Louis County will withhold issuing an invoice to Hermantown for Hermantown's obligation of the Project during the year 2021. St. Louis County will issue an invoice to Hermantown for Hermantown's obligation of the Project in the year 2022.
7. Hermantown shall pay to St. Louis County 100 percent of Hermantown's obligation of the Project within 35 days of receipt of an invoice from St. Louis County. If any funds are received by St. Louis County in excess of the Project and administrative costs, they will be returned to Hermantown without interest.
8. St. Louis County shall require all contractors and subcontractors performing work for said Project to name Hermantown as an insured party in the amounts listed in the insurance requirements contained in the contract.
9. To the full extent permitted by law, actions by the Parties pursuant to this Agreement are intended to be and shall be construed as a "cooperative activity" and it is the intent of the Parties that they shall be deemed a "single governmental unit" for the purpose of liability, as set forth in Minnesota Statutes, Section 471.59, Subd. 1a.
10. Each party shall be liable for its own acts to the extent provided by law, and each party hereby agrees to indemnify, hold harmless and defend the others, their officers and employees against any and all liability, loss, costs, damages, expenses, claims or actions, including attorney's fees, which the others, their officers and employees may hereafter sustain, incur or be required to pay, arising out of or by reason of any act of omission of the party, its agents, servants or employees, in the execution, performance, or failure to adequately perform its obligations pursuant to this Agreement.
11. Any and all employees of Hermantown, while engaged in the performance of any work or service which Hermantown is specifically required to perform under this Agreement, shall be considered employees of Hermantown only and not of St. Louis County. Any and all claims that may or might arise under the Workers Compensation Act of the State of Minnesota on behalf of said employees while so engaged and any and all claims made by any third parties as a consequence of any act of said employees shall be the sole obligation of Hermantown.

12. Any and all employees of St. Louis County, while engaged in the performance of any work or service which St. Louis County is specifically required to perform under this Agreement, shall be considered employees of St. Louis County only and not of Hermantown. Any and all claims that may or might arise under the Workers Compensation Act of the State of Minnesota on behalf of said employees while so engaged and any and all claims made by any third parties as a consequence of any act, of said employees, shall be the sole obligation of St. Louis County.

CITY OF HERMANTOWN

COUNTY OF ST. LOUIS

Mayor

County Board Chair

City Clerk

County Auditor

APPROVED AS TO FORM



Public Works Director/Highway Engineer

City Attorney

APPROVED AS TO FORM

Assistant County Attorney

Damion No. _____



Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: May 4, 2021 Resolution No. 21-280
Offered by Commissioner: Nelson

**Cooperative Agreement with Duluth and Hermantown for the
2021 Traffic Signal Painting Project**

WHEREAS, St. Louis County is a partner to 35 traffic signal systems located within the cities of Duluth, Hermantown and Proctor; and

WHEREAS, Those traffic signal systems with a painted finish must be repainted on a regular basis to protect the structural steel; and

WHEREAS, The Public Works Department has prepared a project to repaint certain traffic signal systems in need of maintaining the painted finish; and

WHEREAS, For the traffic signal systems contemplated for this project, the cities of Duluth and Hermantown are responsible for repainting; and

WHEREAS, The Public Works Department will prepare the plan and specifications, award the contract to the lowest responsible bidder, perform all necessary contract administration from contract award to certification of final payment, and perform all record keeping and construction inspection; and

WHEREAS, The cities of Duluth and Hermantown will pay to St. Louis County for their respective cost share as detailed in the plan and contract unit prices.

THEREFORE, BE IT RESOLVED, That the appropriate county officials are hereby authorized to enter into an agreement, and approve any amendments approved by the County Attorney's Office, with the cities of Duluth and Hermantown for the 2021 Traffic Signal Painting Project, CP 0000-599792. The funds received from the City of Duluth and City of Hermantown will be receipted into Fund 220, Agency 220638, Objects 551501 (Duluth) and 551503 (Hermantown).

Commissioner Nelson moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Jewell, Boyle, Grimm, McDonald, Musolf, Nelson and Chair Jugovich – 7
Nays – None

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, NANCY NILSEN, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 4th day of May, A.D. 2021, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 4th day of May, A.D., 2021.

NANCY NILSEN, COUNTY AUDITOR

By

Paul Olson
Clerk of the County Board/Deputy Auditor

Resolution No. 2021-64

**RESOLUTION APPROVING A REQUEST FOR PROPOSALS FOR
CITY ATTORNEY CIVIL SERVICES**

WHEREAS, the City of Hermantown (“City”) desires to obtain legal services for the City Attorney civil services; and

WHEREAS, City Administrator has prepared a Request for Proposals (RFP) for Legal Services and

WHEREAS, the City Council believes that it is in the best interests of the City of Hermantown to approve the Request for Proposals as shown on Exhibit A attached hereto and authorize and direct the City Administrator to advertise and seek proposals per the RFP.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hermantown, Minnesota as follows:

1. The Request for Proposals is approved, and
2. The City Administrator is hereby authorized and directed to advertise and seek proposals for legal services for the City of Hermantown substantially in the form attached hereto as Exhibit A.

Councilor _____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor _____ and upon a vote being taken thereon, the following voted in favor thereof:

Councilors

and the following voted in opposition thereto:

WHEREUPON, such resolution was declared duly passed and adopted June 7, 2021.

City of Hermantown

**Legal Services
Request for Proposals**

June 8, 2021

TENTATIVE SCHEDULE

City Council Approval of RFP	June 7, 2021
RFP Submittal Deadline	July 8, 2021
Staff Review of Proposals	July
Staff Interviews & City Council Interviews	July/August
City Council Approval	August/September
Start	As negotiated.

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INTRODUCTION

The City of Hermantown is requesting proposals to retain the services of firms experienced in municipal law for general legal civil matters for the City of Hermantown.

The City of Hermantown is located in northeastern Minnesota near the shores of Lake Superior. Situated adjacent to the City of Duluth, in St. Louis County, the community of Hermantown has the advantage of being close to major shopping (Miller Hill Mall) and entertainment facilities of a larger city, while maintaining a rural setting. This advantage has served the community well with its thriving economy, quality educational system and growing population, while helping provide a quality of life unequalled elsewhere in this region.

The City's current attorney, Steve Overom, has served the City since 1979 and desires to reduce his practice. The City anticipates that Mr. Overom will assist in the transition and may stay on for specific projects. The start date for the new attorney will be sometime in 2021 but the actual date and transition will be negotiated between the selected attorney and the City of Hermantown

The city's estimated population is 9,539 (2017 Estimate).

1. City Organization - The City of Hermantown is as a statutory, Plan A City and has a Council/Administrator form of government. The City provides a full array of municipal services and general administrative functions.
2. City Council - The Hermantown City Council is the final review and approval authority regarding all contracts, payments, plans, improvements, policies, procedures, and other business of the City. The City Council, composed of four members and the Mayor, is the legislative and policy making body of the City. The Mayor, who presides over City Council meetings, is elected at large for a four-year term. The Councilmembers are also elected at large for four-year terms. The current composition of the City Council is as follows:

Name	Title	Term Expires
Wayne Boucher	Mayor	December 31, 2024
John Geissler	Councilmember	December 31, 2024
Gloria Nelson	Councilmember	December 31, 2022
Natalie Peterson	Councilmember	December 31, 2022
Grant Hauschild	Councilmember	December 31, 2024

3. City Council meetings are held on the first and third Monday's of each month. Planning Commission meetings are held the third Tuesday of each month. The Hermantown Economic Development Authority (HEDA) meetings are on the fourth Thursday of the month.
4. City Administrator - The City Administrator reviews and coordinates all matters coming before the City Council. He is responsible for the implementation of Council direction and the coordination and management of City departments on a daily basis.
5. City Staff - The City Administrator implements Council direction through the Department Directors.

INSTRUCTIONS FOR PROPOSERS

1. All proposals must be sent as a PDF document via email to John Mulder, City Administrator, jmulder@hermantownmn.com. Questions about the proposal and RFP process may also be directed to Mr. Mulder.
2. The City is requesting all proposals be submitted via email; thus, no paper copies of the proposal(s) need to be printed or mailed to the City.
3. To ensure fairness and uniformity, firms submitting responses should contact only Mr. Mulder with questions, concerns, or comments.
4. All proposals must be received no later than 4:00 p.m. on Thursday, July 8, 2021.

PUBLIC RECORDS AND PROPRIETARY MATERIAL

Respondents are required to complete the attached Form of Consent for Release of Response Data (Exhibit "A"). Respondents should be aware that any records they submit to the City, or that are used by the City even if the respondents possess the records may be public records. The City will promptly disclose public records upon request unless a statute exempts them from disclosure. Respondents should also be aware that if even a portion of a record is exempt from disclosure, generally, the rest of the record must be disclosed. *Exemptions, including those for trade secrets and "valuable formula," are narrow and specific. Respondents should clearly mark any record they believe is exempt from disclosure.*

Upon receipt of a request for public disclosure, the City will notify the respondents of any public disclosure request for the respondent's submittal. If the respondent believes its records are exempt from disclosure, it is the respondent's sole responsibility to pursue a lawsuit to enjoin disclosure. It is the respondent's discretionary decision whether to file such a lawsuit. However, if the respondent does not timely obtain and serve an injunction, the City will disclose the records, in accordance with applicable law.

PROPOSAL CONTENT

FIRM Qualifications

- A. Title Page: Show the RFP subject, the name of the firm, local address, telephone number, email, website, name of contact person and the date.
- B. Table of Contents: Include a clear identification of the material by section and page number.
- C. Description and overview of Professional Legal Services:
Proposal shall include:

1. A brief background and history of the Firm.
2. The areas of expertise and general services available.
3. The general qualifications of the firm as related to municipal law services.
4. The name, experience and qualifications of the person or persons who will be responsible for fulfilling the obligations to the City, including a brief resume for each.
5. The qualifications and resumes of other professional staff that will be responsible for providing professional legal services for which the City will be charged.
6. The availability of the aforementioned staff.
7. List and describe any previous or current experience in municipal legal services, specify activities performed, and the name of a person and a telephone number who may be contacted at the municipality.
8. Other background or experience which may be helpful in evaluating your proposal. Background or experience in the areas of land use regulation, general and public contracting, annexation, real estate, labor relations, public employment, and municipally related litigation will be of special interest in evaluating proposals.
9. A list of previous or current activities performed for the City of Hermantown if applicable.
10. Define any potential conflicts of interest the firm may have providing services to the City.
11. Describe your research capabilities, and the references that you utilize.
12. Detail your capability to maintain a proper response time for legal reports and memos as well as inquiries and questions from the City submitted by telephone or e-mail.
13. Provide a detailed description and explanation of all fees and/or charges that may arise for provided municipal legal services. How are increases in fees and charges communicated to the City? As the City is also interested in exploring fee arrangements other than an hourly rate, indicate what alternate billing arrangements you would be willing to consider and under what circumstances they would be most appropriate.
14. Office(s) location. The City will expect all firms to have a physical location within the Twin Port area in order to provide timely in person meetings when required.
15. Statement of any malpractice claims, whether suit was brought or not, and/or ethics complaints taken against your firm or firm's attorney(s) over the last five years and the status or outcomes of such action. Indicate whether any malpractice claim is pending or if an ethics complaint is currently under review by the State Ethics Board.
16. Professional Liability (E&O) Insurance .Please provide a Certificate of Insurance evidencing the insurance your firm currently maintains.

**Please note that when the contract is negotiated with the successful bidder, there may be other provisions required with regard to professional liability insurance.*

Bidder is required to maintain insurance protecting it from all claims the Bidder may become legally obligated to pay resulting from any actual or alleged negligent act, error, or omission related to Bidder's professional services required under the contract.

Contractor is required to carry the following limits:

- \$2,000,000 – per claim or event
- \$5,000,000 – annual aggregate
- Any deductible will be the sole responsibility of the Bidder and may not exceed \$25,000 without the written approval of the City.
- The retroactive or prior acts date of such coverage shall not be after the effective date of the contract and the Bidder shall maintain such insurance for a period of at least (3) years, following completion of the work. If such insurance is discontinued, extended reporting period coverage must be obtained by the Bidder to fulfill this requirement.

D. Firm Qualifications: Provide the names and telephone numbers of three client references the City may contact. Municipal references are required. If the firm has represented any Minnesota municipalities or governmental agencies from 2015 through the present, state the name of that agency, and the name, title, and telephone number of a reference at that agency whom the City may contact. If the firm has represented such an entity but does not wish the City to contact the entity, list the name of the municipality or agency, and state your reasons why no contact is requested.

E. Fees

Identify in your proposal which of the following billing options you will offer:

RETAINER

The retainer fee to be charged for general governmental services and the items covered by the retainer. Also, state separately the rate for any firm cost items to be billed (i.e. photocopying, Westlaw, or Lexis fees, etc.)

The retainer would cover the following services:

- A. Attend and be prepared to give legal and parliamentary advice at two meetings of the City Council agenda sessions each month;
- B. Confer with the Mayor, City Clerk and City Administrator by telephone and otherwise on routine City matters;
- D. Draft routine ordinances and resolutions relating to the business of the City;

- E. Review contracts to be made by the City when such contracts are prepared by the other party to the contract;
- F. Prepare for meetings of the City as above by reviewing the agenda of the meeting and otherwise preparing to speak to legal issues that may arise at the meeting;
- G. Advise the City from time to time as to the construction of statutes and principals of law that may apply to the City; and
- H. Expend up to 25 hours per year to assist the City in preparing standard forms, practices and procedures for recurring City matters.

HOURLY RATES

Your proposal for the hourly fees and costs your firm will charge for providing the legal services to the City of Hermantown covered by your proposal. For the hourly fees portion of your proposal, please identify the hourly rate of each attorney and support personnel. Identify the minimum increment of time billed for each service, e.g., phone calls, correspondence, personal conference. Also state separately the rate for any firm cost items to be billed (i.e., photocopying, Westlaw or Lexis fees, etc.)

Please indicate if you would charge a different rate if costs are reimbursable to the City from an outside source:

Under hourly rate method, the City requires detailed monthly billing statements which shall include, but are not limited to the following items:

BILLING INFORMATION should include:

1. Itemizes the date of services.
2. Identifies the attorney and/or support personnel providing the services.
3. Lists time spent for each service or activity by tenths of an hour.
4. Provides a detailed description of the services performed, including a clear identification of the subject of the service, such as a file number, address, or other clear identifying information.
5. States the fees for those services.
6. Organizes billing for general corporate work by department, type of services, and/or project.
7. Itemizes all associated costs and expenses related to the services performed.

If another billing format will be proposed, please describe that format and provide a sample.

SCOPE OF WORK:

- A. **Advisor to the City Council, Committees and Staff:** The City Attorney acts as advisor to the City Council and their advisory committees, such as the Planning Commission, the Park Board, Utility Commission and other committees and staff. These activities include the preparation of opinions on miscellaneous legal issues including zoning, platting, the issuance of permits, procedural matters dealing with operation of the City Council and Planning Commission and other committees.
- Attend and be prepared to give legal and parliamentary advice at two regular meetings and when needed at special meetings of the City Council Agenda sessions each month.
 - Prepare for and attend two daytime preliminary agenda work session meetings per month.
 - Advise the City Council, Mayor, City Administrator and City Clerk as to construction of statutes and other principals of law pertaining to cities.
- B. **Legal Action:** The City Attorney's office is involved in any civil action brought against the City that is not covered by liability insurance. These primarily have to do with actions being brought as a result of action of the Planning Commission and City Council whereby a developer or applicant requests the court that the action be overturned. Other civil actions include condemnation for street and utility right-of-way, actions being brought either by or against the City regarding nuisance issues, and injunctions brought for or against the City where Hermantown's liability insurance carrier defends the claims.
- C. **Improvement and Redevelopment Projects:** The City Attorney's office is involved in assistance with improvement projects including sanitary sewer, water, storm sewer and street improvements. These functions include the acquisition and negotiation for all easements for street and utility purposes including condemnation where necessary, assistance in assessment process, issues including the preparation of assessment rolls and advising the Council in assessment hearings and other proceedings. In addition, the firm will handle all assessment appeals to the District Court and prepare and assemble transcripts for all General Obligation bond issues in cooperation with bond counsel for the City.
- D. **Community Development Projects:** The firm will also provide counsel on matters of economic development activities including attending Hermantown Economic Development Authority meetings, assisting on development, redevelopment, enforcement, and property and real estate law and acquisitions. Assist in the preparation and/or review of documents including development agreements and planned unit development agreements, preparation of agreements of a miscellaneous nature
- E. **Miscellaneous Legal Issues:** In addition, the City Attorney's office is involved in areas such as
- drafting ordinances;
 - reviewing resolutions,
 - negotiation for the acquisition, sale or transfer of title to personal property

- and land acquisition of easements by the City for miscellaneous purposes including parks, general advice to the City regarding building permits, zoning, platting,
- assistance with insurance issues,
- property maintenance and code enforcement,
- employee relations,
- data practices issues, etc.
- confer with the Mayor, City Clerk, Department Heads and City Administrator for routine City matters.
- assist in developing policies, procedures, and standard forms for routine matters.

PROPOSAL EVALUATION AND CONTRACT AWARD

- A. The City intends to award a contract to the proposer(s) evaluated to be best qualified to perform the work for the City, cost and other factors considered.
- B. Based upon the evaluation, the City Administrator will recommend to the City Council the selection of the firm(s) judged to be the most responsive and responsible proposer for each position. The City Council may choose to conduct interviews of those firms they deem fit. The actual selection of the firm(s) and contract awards will be made by the City Council.
- C. The City shall not be liable for any expenses incurred by the proposer including, but not limited to, expenses associated with the preparation of the proposal or final contract negotiations.
- D. The City of Hermantown reserves the right to reject any and all proposals or to request additional information from any or all proposers.
- E. It is anticipated that the City will establish a relationship with a selected firm for a minimum of three (3) years. A contract for one year with annual renewals is expected. Each party may terminate the contract with 90-day notice.

LEGAL SERVICES CONTRACT EXECUTION

- A. Contract Negotiations –

Notwithstanding a contract award, the City reserves the right to negotiate the final terms and conditions of the contract to be executed. Should the City and the proposer(s), to whom the contract(s) is recommended to be awarded, be unable to mutually agree upon the entire contract, the City reserves the right to discontinue negotiations, select another proposer or reject all of the proposals. Upon completion of negotiations agreeable to the City and proposer, a contract shall be executed.

- B. Contract Ethics –

1. No elected official or employee of the City who exercises any responsibilities in the review, approval or implementation of the proposal or contract shall participate in any decision which affects his or her direct or indirect personal or financial interest.
2. It is a breach of ethical standards for any person to offer, give or agree to give any City employee or Council person or for any City employee or Council person to solicit, demand, accept or agree to accept from another person or firm, a gratuity or an offer of employment whenever a consideration was motivated by an individual, group or corporate desire to obtain special, preferential, or more favorable treatment than is normally accorded to the general public.
3. The firm(s) shall not assign any interest in this contract and shall not transfer any interest in the same without prior written consent of the City.
4. The firm(s) shall not accept any client or project which, by nature, places it in an ethical conflict with its representation of the City of Hermantown.

Exhibit A
REQUEST FOR PROPOSAL (RFP)

FORM OF CONSENT FOR RELEASE OF RESPONSE DATA

_____, 2021

City of Hermantown City Clerk
5105 Maple Grove Road
Hermantown, MN 55811

Re: Request for Proposal: Attorney Services

Consent for Release of Response of Data

_____, on behalf of _____,
hereby consents to the release of its proposal in response to the Request for Proposals for Attorney Services and waives any claims it may have under Minnesota Statutes Section 13.08 against the City of Hermantown for making such information public. The foregoing consent and waiver does not extend to financial statements, if any, submitted under separate confidential cover. Such information provided under separate cover may be public data, but will be treated by the City consistent with Minnesota Statutes Chapter 13.

Signature

Printed Name

Title

Exhibit B

REQUEST FOR PROPOSAL (RFP) PROPOSED FEES

OPTION “A” – RETAINER + HOURLY FEES:

RETAINER – Please quote a retainer fee to be charged for legal services and the items noted herein that are to be covered by the retainer. Also state separately the rate for any other cost items proposed to be itemized and billed (i.e. photocopying, Westlaw, or Lexis fees, overhead factor, etc.). Clearly note any “retainer” items listed above that your firm would not provide as part of the retainer duties and prefer to bill on an hourly basis. Please be specific.

HOURLY BILLING – Please quote the hourly fees and costs your firm will charge for providing legal services to the City of Hermantown covered by your proposal that fall outside the duties covered by the Retainer. For the hourly fees portion of your proposal, please identify the hourly rate of each attorney and support personnel. Identify the minimum increment of time billed for each service, e.g. phone calls, correspondence, personal conference.

	2021	2022	2023
Retainer fee (monthly amount)			
Hourly Rate for Primary Attorney			
Hourly Rate for Other Attorneys (Please name):			
Hourly Rate for Support Personnel (Name or title):			
Itemized fees (please describe):			
Minimum increments of time billed for each service (list):			

Feel free to attach additional sheets to note:

- Any “retainer” items that will not be provided as part of the retainer fee but rather billed on an hourly basis
- Description of other costs items, if needed
- Any other items related to fees that you feel are pertinent in the consideration of your proposal

OPTION "B" – HOURLY FEES ONLY:

HOURLY BILLING – Please quote the dollar amount of fixed and/or hourly fees and costs your firm will charge for providing legal services to the City of Hermantown covered by your proposal. For the hourly fees portion of your proposal, please identify the hourly rate of each attorney and support personnel. Identify the minimum increment of time billed for each service, e.g. phone calls, correspondence, personal conference. Also state separately the rate for any other cost items proposed to be itemized and billed (i.e. photocopying, Westlaw, or Lexis fees, overhead factor, etc.).

	2021	2022	2023
Hourly Rate for Primary Attorney			
Hourly Rate for Other Attorneys (Please name):			
Hourly Rate for Support Personnel (Name or title):			
Itemized fees (please describe):			
Minimum increments of time billed for each service (list):			

Feel free to attach additional sheets to note:

- Description of other costs items, if needed
- Any other items related to fees that you feel are pertinent in the consideration of your proposal

TO: Mayor & City Council
FROM: John Mulder, City Administrator



DATE: June 2, 2021 **Meeting Date:** 6/7/21
SUBJECT: Old Hwy 2 Reclamation **Agenda Item: 12-D** **Resolution 2021-65**

REQUESTED ACTION

Approve Pay Application #1 to Sinnott Contracting for the construction related to the Old Hwy 2 project

BACKGROUND

Attached is Pay Application #1 for the work associated with the Old Hwy 2 project from May 17, 2021 through May 28, 2021. NCE and Sinnott Contracting have reviewed the project progress thus far and agreed upon quantities of work completed. The amount of Pay Application #1 is **\$40,925.00**. The City will hold a 5% retainage of the completed construction through the duration of the project. This retainage amount for pay application #1 is **\$2,046.25**.

NCE has reviewed the quantities through construction inspection and discussions with Sinnott Contracting representatives. I recommend payment in the amount of **\$38,878.75** be authorized at the June 7, 2021 City Council Meeting.

SOURCE OF FUNDS (if applicable)

475-431150-530 – Proj. 540

ATTACHMENTS

Pay Application #1

Resolution No. 2021-65

RESOLUTION APPROVING PAY REQUEST NUMBER 1 FOR OLD HWY 2 TO SINNOTT CONTRACTING, LLC IN THE AMOUNT OF \$38,878.75

WHEREAS, the City of Hermantown has contracted with Sinnott Contracting, LLC for construction of Old Hwy 2 (“Project”); and

WHEREAS, Sinnott Contracting, LLC has performed a portion of the agreed upon work in said Project; and

WHEREAS, Sinnott Contracting, LLC has submitted Pay Request No. 1 in the amount of \$38,878.75; and

WHEREAS, the City will maintain an accumulated retainage as shown on the pay requests until the final work and documentation is completed; and

WHEREAS, Northland Consulting Engineers LLP has approved such Pay Request No. 1 provided that \$2,046.25 accumulated as retainage of 5% be withheld pending final acceptance of the Project by the City of Hermantown.

WHEREAS, the necessary documentation for the pay request is on file and available for inspection.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hermantown, Minnesota as follows:

1. Pay Request No. 1 is hereby approved.
2. The City is hereby authorized and directed to pay to Sinnott Contracting, LLC the sum of \$38,878.75 which is the amount represented on Pay Request No. 1.

Councilor ____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor ____ and, upon a vote being taken thereon, the following voted in favor thereof:

Councilors

and the following voted in opposition thereto:

WHEREUPON, such resolution has been duly passed and adopted June 7, 2021.

June 1, 2021

John Mulder
City Administrator
City of Hermantown
5105 Maple Grove Road
Hermantown MN 55811

Re: Old Highway 2 Pavement Reclamation

Dear John:

Attached is Pay Application #1 for the work associated with the Old Highway 2 Pavement Reclamation project from May 17, 2021 through May 28, 2021. NCE and Sinnott Contracting, LLC have reviewed the project progress thus far and agreed upon quantities of work completed. The amount of Pay Application #1 is **\$40,925.00**. The City will hold a 5% retainage of the completed construction through the duration of the project. This retainage amount for pay application #1 is **\$2,046.25**.

NCE has reviewed the quantities through construction inspection and discussions with Sinnott Contracting, LLC representatives. I recommend payment in the amount of **\$38,878.75** be authorized at the June 7, 2021 City Council Meeting.

Please contact me with any questions you may have.

Thank you,

David Bolf, P.E. – City Engineer
Northland Consulting Engineers
218-727-5995
david@nce-duluth.com

CC: Bonnie Engseth, City of Hermantown
Trent Prigge, P.E., Northland Consulting Engineers
Dan Wyman, Sinnott Contracting, LLC

Contractor's Application for Payment			No. 1
Application Period:	May 17, 2021 through May 28, 2021	Application Date:	6/1/2021
To (Owner):	City of Hermantown	From (Contractor):	Sinnott Contracting, LLC
Owner's Contract Number:	Contractor's Project Number:	Engineer Project Number:	20-8017
	Project: Old Highway 2 Pavement Reclamation	Via (Engineer):	Northland Consulting Engineers, LLP

Application For Payment Change Order Summary		
Approved Change Orders		
Number	Additions	Deductions
1		
2		
3		
4		
TOTAL		
NET CHANGE BY CHANGE ORDER:		

Application For Payment Previous Pay Application Summary		
Approved Pay Applications		
Number	Date	Amount
1		
2		
3		
4		
8. TOTALS		

1. ORIGINAL CONTRACT PRICE.....	\$	44,000.00
2. Net change by Change Orders.....	\$	0.00
3. Current Contract Price (Line 1 ± 2).....	\$	44,000.00
4. TOTAL COMPLETED AND STORED TO DATE		
See attached Pay Application Summary.....	\$	40,925.00
5. RETAINAGE:		
a. 5% X \$40,925.00 Work Completed.....	\$	2,046.25
b. 5% X Stored Material.....	\$	
c. Total Retainage (Line 5.a + Line 5.b).....	\$	2,046.25
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c).....	\$	38,878.75
7. LESS PREVIOUS PAYMENTS (Line 8).....	\$	
9. AMOUNT DUE THIS APPLICATION.....	\$	38,878.75
10. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 - 4 + Line 5.c above).....	\$	5,121.25

Payment of: \$ **38,878.75**
(Line 9 or other - attach explanation of the other amount)

Contractor's Certification	
<p>The undersigned Contractor certifies, to the best of its knowledge, the following:</p> <p>(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;</p> <p>(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security</p>	
Contractor Signature - Sinnott Contracting, LLC	
by:	Date: 6-2-21

Recommended by:

6/1/2021

David Bolf, P.E. - City Engineer (Date)

Approved by:

John Mulder, City Administrator (Date)

**Northland**

Consulting Engineers L.L.P.

Structural, Civil and Forensic Engineering

**Pay Application #1 - June 1, 2021
City of Hermantown
Old Highway 2 Pavement Reclamation**

Item No.	Spec. Number	Item Description	Unit of Measure	Contract Total Quantities	Sinnot Unit Price	Total Project	
						Completed Quantities	Completed Cost
BASE BID							
1	2021.501	MOBILIZATION	LS	1	\$1,570.72	1	\$1,570.72
2	2104.502	REMOVE SIGN TYPE C	EACH	8	\$50.00	0	\$0.00
3	2104.502	REMOVE MAIL BOX SUPPORT	EACH	4	\$50.00	0	\$0.00
4	2104.503	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	LF	76	\$4.25	76	\$323.00
5	2123.510	MOTOR GRADER	HOUR	16	\$290.00	16	\$4,640.00
6	2211.507	AGGREGATE BASE (CV) CLASS 5	CY	800	\$25.00	800	\$20,000.00
7	2215.504	FULL DEPTH RECLAMATION	SY	14,284	\$0.92	14284	\$13,141.28
8	2540.602	MAIL BOX SUPPORT	EACH	4	\$275.00	0	\$0.00
9	2563.601	TRAFFIC CONTROL	LS	1	\$1,250.00	1	\$1,250.00
10	2564.502	INSTALL SIGN PANEL TYPE C	EACH	8	\$50.00	0	\$0.00
11	2564.518	SIGN PANELS TYPE C	SF	13	\$75.00	0	\$0.00

TOTAL AMOUNT EARNED
\$40,925.00

TO: Mayor & City Council
FROM: John Mulder, City Administrator



DATE: June 2, 2021 **Meeting Date:** 6/7/21
SUBJECT: Road Improvement District **Agenda Item: 12-E** **Resolution 2021-66**
 No. 537 (Lavaque Jct. Rd.)

REQUESTED ACTION

Approve Pay Application #2 to Ulland Brothers for the construction related to the Lavaque Jct Rd. project – Road Improvement District No. 537.

BACKGROUND

Attached is Pay Application #2 for the work associated with the Lavaque Jct. Rd. Project – Road Improvement District No. 537 from April 24, 2021 through May 22, 2021. NCE and Ulland Brothers, Inc. have reviewed the project progress thus far and agreed upon quantities of work completed. The amount of Pay Application #2 is **\$210,926.60**. The City will hold a 5% retainage of the completed construction through the duration of the project. This retainage amount for pay application #2 is **\$10,546.33**. The total retainage for the project is **\$12,570.68**.

NCE has reviewed the quantities through construction inspection and discussions with Ulland Brothers, Inc. representatives. I recommend payment in the amount of **\$200,380.27** be authorized at the June 7, 2021 City Council Meeting.

SOURCE OF FUNDS (if applicable)

475-431150-530 Proj. 537

ATTACHMENTS

Pay Application #2

Resolution No. 2021-66

RESOLUTION APPROVING PAY REQUEST NUMBER 2 FOR ROAD IMPROVEMENT DISTRICT NO. 537 (LAVAQUE JUNCTION ROAD) TO ULLAND BROTHERS, INC. IN THE AMOUNT OF \$200,380.27

WHEREAS, the City of Hermantown has contracted with Ulland Brothers, Inc. for construction of Road Improvement District No. 537 (Lavaque Junction Road) (“Project”); and

WHEREAS, Ulland Brothers, Inc. has performed a portion of the agreed upon work in said Project; and

WHEREAS, Ulland Brothers, Inc. has submitted Pay Request No. 2 in the amount of \$200,380.27; and

WHEREAS, the City will maintain an accumulated retainage as shown on the pay requests until the final work and documentation is completed; and

WHEREAS, Northland Consulting Engineers LLP has approved such Pay Request No. 2 provided that \$12,570.68 accumulated as retainage of 5% be withheld pending final acceptance of the Project by the City of Hermantown.

WHEREAS, the necessary documentation for the pay request is on file and available for inspection.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hermantown, Minnesota as follows:

1. Pay Request No. 2 is hereby approved.
2. The City is hereby authorized and directed to pay to Ulland Brothers, Inc. the sum of \$200,380.27 which is the amount represented on Pay Request No. 2.

Councilor _____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor _____ and, upon a vote being taken thereon, the following voted in favor thereof:

Councilors

and the following voted in opposition thereto:

WHEREUPON, such resolution has been duly passed and adopted June 7, 2021.

June 1, 2021

John Mulder
City Administrator
City of Hermantown
5105 Maple Grove Road
Hermantown MN 55811

Re: Lavaque Junction - Street Improvement District No. 537

Dear John:

Attached is Pay Application #2 for the work associated with the Lavaque Junction Project – Street Improvement District No. 537 from April 24, 2021 through May 22, 2021. NCE and Ulland Brothers, Inc. have reviewed the project progress thus far and agreed upon quantities of work completed. The amount of Pay Application #2 is **\$210,926.60**. The City will hold a 5% retainage of the completed construction through the duration of the project. This retainage amount for pay application #2 is **\$10,546.33**. The total retainage for the project is **\$12,570.68**.

NCE has reviewed the quantities through construction inspection and discussions with Ulland Brothers, Inc. representatives. I recommend payment in the amount of **\$200,380.27** be authorized at the June 7, 2021 City Council Meeting.

Please contact me with any questions you may have.

Thank you,

David Bolf, P.E. – City Engineer
Northland Consulting Engineers
218-727-5995
david@nce-duluth.com

CC: Bonnie Engseth, City of Hermantown
Trent Prigge, P.E., Northland Consulting Engineers
Ryan Swanson, P.E., Ulland Brothers, Inc.



Contractor's Application for Payment			No. 2
Application Period:	April 24, 2021 through May 22, 2021	Application Date:	6/1/2021
To (Owner):	City of Hermantown	Project:	Lavaque Junction Street Impr. District #537
Owner's Contract Number:	Street Improvement District #537	From (Contractor):	Ulland Brothers Inc.
Contractor's Project Number:		Engineer Project Number:	20-8014
		Via (Engineer):	Northland Consulting Engineers, LLP

Application For Payment Change Order Summary		
Approved Change Orders		
Number	Additions	Deductions
1		
2		
3		
4		
TOTAL		
NET CHANGE BY CHANGE ORDER:		

Application For Payment Previous Pay Application Summary		
Approved Pay Applications		
Number	Date	Amount
1	4/27/2021	\$38,462.73
2		
3		
4		
8. TOTALS		\$38,462.73

1. ORIGINAL CONTRACT PRICE.....	\$	1,353,290.00
2. Net change by Change Orders.....	\$	0.00
3. Current Contract Price (Line 1 ± 2).....	\$	1,353,290.00
4. TOTAL COMPLETED AND STORED TO DATE		
See attached Pay Application Summary.....	\$	251,413.68
5. RETAINAGE:		
a. 5% X \$251,413.68 Work Completed.....	\$	12,570.68
b. 5% X Stored Material.....	\$	
c. Total Retainage (Line 5.a + Line 5.b).....	\$	12,570.68
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c).....	\$	238,843.00
7. LESS PREVIOUS PAYMENTS (Line 8).....	\$	38,462.73
9. AMOUNT DUE THIS APPLICATION.....	\$	200,380.27
10. BALANCE TO FINISH, PLUS RETAINAGE		
(Line 3 - 4 + Line 5.c above).....	\$	1,114,447.00

Payment of: \$ **200,380.27**
 (Line 9 or other - attach explanation of the other amount)

Contractor's Certification	
The undersigned Contractor certifies, to the best of its knowledge, the following: (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment; (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security	
Contractor Signature - Ulland Brothers Inc.	
By:	Date: 6-1-2021

Recommended by: 6/1/2021

 David Bolf, P.E. - City Engineer (Date)

Approved by: _____
 John Mulder, City Administrator (Date)



Pay Application #2 - May 26, 2021
City of Hermantown
Lavaque Junction
Street Improvement District #537

Item No.	Spec. Number	Item Description	Unit of Measure	Contract Total Quantities	Ulland Unit Price	Total Project	
						Completed Quantities	Completed Cost
BASE BID							
1	2021.501	MOBILIZATION	LS	1	\$24,174.15	0.5	\$12,087.08
2	2101.501	CLEARING AND GRUBBING	LS	1	\$16,000.00	1	\$16,000.00
3	2101.524	CLEARING	TREE	35	\$400.00	35	\$14,000.00
4	2101.524	GRUBBING	TREE	35	\$170.00	35	\$5,950.00
5	2104.502	REMOVE SIGN TYPE C	EACH	38	\$40.00	0	\$0.00
6	2104.502	REMOVE MAIL BOX SUPPORT	EACH	35	\$35.00	35	\$1,225.00
7	2104.502	REMOVE HYDRANT	EACH	5	\$800.00	0	\$0.00
8	2104.502	SALVAGE HYDRANT	EACH	1	\$1,200.00	0	\$0.00
9	2104.502	SALVAGE PIPE APRON	EACH	1	\$200.00	0	\$0.00
10	2104.503	REMOVE PIPE CULVERTS	LF	896	\$11.00	0	\$0.00
11	2104.503	REMOVE WATER SERVICE PIPE	LF	46	\$9.00	0	\$0.00
12	2104.503	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	LF	370	\$2.00	370	\$740.00
13	2104.503	SAWING CONCRETE PAVEMENT (FULL DEPTH)	LF	12	\$3.00	0	\$0.00
14	2104.504	REMOVE BITUMINOUS PAVEMENT	SY	9,852	\$1.80	9852	\$17,733.60
15	2104.504	REMOVE BITUMINOUS DRIVEWAY PAVEMENT	SY	800	\$6.00	800	\$4,800.00
16	2104.504	REMOVE CONCRETE DRIVEWAY PAVEMENT	SY	12	\$39.00	0	\$0.00
17	2104.618	SALVAGE BRICK PAVERS	SF	455	\$8.30	455	\$3,776.50
18	2105.601	WETLAND RESTORATION	LS	1	\$2,500.00	0	\$0.00
19	2105.507	SELECT GRANULAR BORROW MOD 7% (CV)	CY	8,143	\$12.00	0	\$0.00
20	2106.504	GEOTEXTILE FABRIC TYPE 5	SY	22,429	\$2.50	3195	\$7,987.50
21	2106.507	COMMON EXCAVATION	CY	14,776	\$10.80	2265	\$24,462.00
22	2106.507	MUCK EXCAVATION	CY	5,500	\$10.70	4580	\$49,006.00
23	2106.507	GRANULAR BORROW (CV)	CY	5,500	\$16.00	3340	\$53,440.00
24	2130.523	WATER	MGAL	52	\$35.00	4	\$140.00
25	2211.507	AGGREGATE BASE (CV) CLASS 5	CY	3,910	\$30.00	0	\$0.00
26	2211.507	AGGREGATE BASE (CV) CLASS 5 DRIVEWAY	CY	164	\$75.00	0	\$0.00
27	2221.507	SHOULDER BASE AGGREGATE (CV) CLASS 5	CY	395	\$45.00	0	\$0.00
28	2215.504	FULL DEPTH RECLAMATION	SY	2,462	\$4.20	2462	\$10,340.40
29	2360.509	TYPE SP 9.5 WEARING COURSE MIXTURE (3,B)	TON	1,616	\$60.00	0	\$0.00
30	2360.509	TYPE SP 12.5 NON-WEARING COURSE MIXTURE (3,B)	TON	1,616	\$58.00	0	\$0.00
31	2360.609	TYPE SP 9.5 BITUMINOUS MIXTURE FOR PATCHING	TON	127	\$185.00	0	\$0.00
32	2401.507	STRUCTURE EXCAVATION CLASS R	CY	70	\$300.00	49	\$14,700.00
33	2411.507	GRANULAR BACKFILL (CV)	CY	140	\$26.00	0	\$0.00
34	2451.507	COARSE FILTER AGGREGATE (CV)	CY	82	\$31.00	0	\$0.00
35	2501.502	24" RC PIPE APRON	EACH	4	\$800.00	2	\$1,600.00
36	2501.503	36" RC PIPE APRON	EACH	1	\$200.00	0	\$0.00
37	2501.503	24" RC PIPE CULVERT	LF	88	\$90.00	40	\$3,600.00
38	2501.503	36" RC PIPE CULVERT	LF	8	\$72.00	0	\$0.00
39	2501.503	12" CS PIPE CULVERT	LF	34	\$31.00	0	\$0.00
40	2501.503	15" CS PIPE CULVERT	LF	1,258	\$31.00	0	\$0.00
41	2504.602	CONNECT TO EXISTING WATER MAIN	EACH	2	\$2,200.00	0	\$0.00
42	2504.602	RELOCATE HYDRANT	EACH	1	\$1,600.00	0	\$0.00
43	2504.602	HYDRANT	EACH	9	\$7,300.00	0	\$0.00
44	2504.602	8" GATE VALVE AND BOX	EACH	3	\$3,000.00	0	\$0.00
45	2504.602	1" CURB STOP AND BOX	EACH	1	\$400.00	0	\$0.00
46	2504.602	1" CORPORATION STOP	EACH	1	\$400.00	0	\$0.00
47	2504.603	1" TYPE K COPPER PIPE	LF	54	\$28.00	0	\$0.00
48	2504.603	HYDRANT RISER	LF	10	\$1,000.00	0	\$0.00
49	2504.603	6" WATERMAIN HDPE SDR-11	LF	30	\$71.00	0	\$0.00
50	2504.603	6" WATERMAIN DUCTILE IRON CL-53	LF	49	\$90.00	0	\$0.00
51	2504.603	8" WATERMAIN HDPE SDR-11	LF	1,289	\$47.00	0	\$0.00
52	2504.604	4" POLYSTYRENE INSULATION	SY	67	\$60.00	46	\$2,760.00
53	2506.502	ADJUST FRAME AND RING CASTING	EACH	11	\$400.00	0	\$0.00
54	2506.502	MANHOLE FRAME SEAL (EXTERNAL)	EACH	11	\$450.00	0	\$0.00
55	2511.507	RANDOM RIPRAP CLASS II	CY	11	\$68.00	0	\$0.00

56	2531.504	6" CONCRETE DRIVEWAY PAVEMENT	SY	12	\$145.00	0	\$0.00
57	2540.602	MAIL BOX SUPPORT	EACH	39	\$125.00	0	\$0.00
58	2540.618	INSTALL BRICK PAVERS	SF	300	\$18.00	0	\$0.00
59	2563.601	TRAFFIC CONTROL	LS	1	\$2,000.00	0.8	\$1,600.00
						0	
60	2564.502	INSTALL SIGN PANEL TYPE C	EACH	45	\$125.00	0	\$0.00
61	2564.518	SIGN PANELS TYPE C	SF	54	\$36.00	0	\$0.00
62	2573.501	EROSION CONTROL SUPERVISOR	LS	1	\$2,000.00	0	\$0.00
63	2573.501	STABILIZED CONSTRUCTION EXIT	LS	2	\$1,200.00	0	\$0.00
64	2573.502	CULVERT END CONTROLS	EACH	45	\$235.00	0	\$0.00
65	2573.503	SILT FENCE, TYPE HI	LF	1,095	\$3.05	1792	\$5,465.60
66	2573.503	SEDIMENT CONTROL LOG TYPE WOOD FIBER	LF	410	\$2.90	0	\$0.00
67	2574.507	COMMON TOPSOIL BORROW	CY	1,400	\$26.00	0	\$0.00
68	2574.508	FERTILIZER TYPE 1	POUND	254	\$1.00	0	\$0.00
69	2575.504	EROSION CONTROL BLANKET CATEGORY 3N	SY	6,121	\$1.60	0	\$0.00
70	2575.504	SODDING TYPE LAWN	SY	12,366	\$4.80	0	\$0.00
71	2575.505	SEEDING	ACRE	1.27	\$90.00	0	\$0.00
72	2575.508	SEED MIXTURE 25-131 (UPLAND)	POUND	96	\$3.10	0	\$0.00
73	2575.508	SEED MIXTURE 34-371 (WETLAND)	POUND	57	\$82.00	0	\$0.00
74	2582.503	4" SOLID LINE PAINT (WR)	LF	10,496	\$0.25	0	\$0.00
75	2582.503	4" DOUBLE SOLID LINE PAINT (WR)	LF	5,248	\$0.50	0	\$0.00
76	2582.503	24" SOLID LINE PAINT (WR)	LF	30	\$5.00	0	\$0.00

TOTAL AMOUNT EARNED	\$251,413.68
LESS PAY APPLICATION #1	\$40,487.08
TOTAL PAY APPLICATION #2	\$210,926.60

TO: Mayor & City Council
FROM: John Mulder, City Administrator



DATE: June 2, 2021 **Meeting Date:** 6/7/21
SUBJECT: Keene Creek Park Trail **Agenda Item: 12-F** **Resolution 2021-67**

REQUESTED ACTION

Approve Pay Application #1 to Veit & Company for the construction related to the Keene Creek Park Trail project

BACKGROUND

Attached is Pay Application #1 for the work associated with the Keene Creek Park Trail project from May 10, 2021 through May 28, 2021. NCE and Veit & Company, Inc. have reviewed the project progress thus far and agreed upon quantities of work completed. The amount of Pay Application #1 is **\$150,786.50**. The City will hold a 5% retainage of the completed construction through the duration of the project. This retainage amount for pay application #1 is **\$7,539.33**.

NCE has reviewed the quantities through construction inspection and discussions with Veit & Company, Inc. representatives. I recommend payment in the amount of **\$143,247.18** be authorized at the June 7, 2021 City Council Meeting.

SOURCE OF FUNDS (if applicable)

412-419100-530

ATTACHMENTS

Pay Application #1

Resolution No. 2021-67

RESOLUTION APPROVING PAY REQUEST NUMBER 1 FOR KEENE CREEK PARK TRAIL TO VEIT & COMPANY, INC. IN THE AMOUNT OF \$143,247.18

WHEREAS, the City of Hermantown has contracted with Veit & Company, Inc. for construction of Keene Creek Park Trail (“Project”); and

WHEREAS, Veit & Company, Inc. has performed a portion of the agreed upon work in said Project; and

WHEREAS, Veit & Company, Inc. has submitted Pay Request No. 1 in the amount of \$143,247.18; and

WHEREAS, the City will maintain an accumulated retainage as shown on the pay requests until the final work and documentation is completed; and

WHEREAS, Northland Consulting Engineers LLP has approved such Pay Request No. 1 provided that \$7,539.33 accumulated as retainage of 5% be withheld pending final acceptance of the Project by the City of Hermantown.

WHEREAS, the necessary documentation for the pay request is on file and available for inspection.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hermantown, Minnesota as follows:

1. Pay Request No. 1 is hereby approved.
2. The City is hereby authorized and directed to pay to Veit & Company, Inc. the sum of \$143,247.18 which is the amount represented on Pay Request No. 1.

Councilor ____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor ____ and, upon a vote being taken thereon, the following voted in favor thereof:

Councilors

and the following voted in opposition thereto:

WHEREUPON, such resolution has been duly passed and adopted June 7, 2021.

June 1, 2021

John Mulder
City Administrator
City of Hermantown
5105 Maple Grove Road
Hermantown MN 55811

Re: Keene Creek Trail Project

Dear John:

Attached is Pay Application #1 for the work associated with the Keene Creek Trail project from May 10, 2021 through May 28, 2021. NCE and Veit and Company Inc. have reviewed the project progress thus far and agreed upon quantities of work completed. The amount of Pay Application #1 is **\$150,786.50**. The City will hold a 5% retainage of the completed construction through the duration of the project. This retainage amount for pay application #1 is **\$7,539.33**.

NCE has reviewed the quantities through construction inspection and discussions with Veit and Company Inc. representatives. I recommend payment in the amount of **\$143,247.18** be authorized at the June 7, 2021 City Council Meeting.

Please contact me with any questions you may have.

Thank you,

David Bolf, P.E. – City Engineer
Northland Consulting Engineers
218-727-5995
david@nce-duluth.com

CC: Bonnie Engseth, City of Hermantown
Trent Prigge, P.E., Northland Consulting Engineers
Andy Dammer, Veit and Company Inc.

Contractor's Application for Payment

No. 1

Application Period: May 10, 2021 through May 28, 2021

Application Date:

6/1/2021

To (Owner): City of Hermantown	Project: Keene Creek Trail	From (Contractor): Veit and Company Inc.	Via (Engineer): Northland Consulting Engineers, LLP
Owner's Contract Number:	Contractor's Project Number:	Engineer Project Number: 21-8001	

Application For Payment Change Order Summary		
Approved Change Orders		
Number	Additions	Deductions
1		
2		
3		
4		
TOTAL		
NET CHANGE BY CHANGE ORDER:		

Application For Payment Previous Pay Application Summary		
Approved Pay Applications		
Number	Date	Amount
1		
2		
3		
4		
8. TOTALS		

1. ORIGINAL CONTRACT PRICE.....	\$ 286,778.53
2. Net change by Change Orders.....	\$ 0.00
3. Current Contract Price (Line 1 ± 2).....	\$ 286,778.53
4. TOTAL COMPLETED AND STORED TO DATE	
See attached Pay Application Summary.....	\$ 150,786.50
5. RETAINAGE:	
a. 5% X \$150,786.50 Work Completed.....	\$ 7,539.33
b. 5% X Stored Material.....	\$
c. Total Retainage (Line 5.a + Line 5.b).....	\$ 7,539.33
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c).....	\$ 143,247.18
7. LESS PREVIOUS PAYMENTS (Line 8).....	\$
9. AMOUNT DUE THIS APPLICATION.....	\$ 143,247.18
10. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 - 4 + Line 5.c above).....	\$ 143,531.36

Payment of: \$ 143,247.18
(Line 9 or other - attach explanation of the other amount)

Contractor's Certification	
<p>The undersigned Contractor certifies, to the best of its knowledge, the following: (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment; (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security</p>	
Contractor Signature - Veit and Company Inc.	
By:	Date: 6/2/2021

Recommended by:

6/1/2021

David Bolf, P.E. - City Engineer (Date)

Approved by:

(Date)

John Mulder, City Administrator (Date)



**Pay Application #1 - June 1, 2021
City of Hermantown
Keene Creek Trail**

Item No.	Spec. Number	Item Description	Unit of Measure	Contract Total Quantities	Veit Unit Price	Total Project	
						Completed Quantities	Completed Cost
BASE BID							
1	2021.501	MOBILIZATION	LS	1	\$31,000.00	1	\$31,000.00
2	2101.501	CLEARING AND GRUBBING	LS	1	\$12,500.00	1	\$12,500.00
3	2101.524	CLEARING	TREE	6	\$300.00	6	\$1,800.00
4	2101.524	GRUBBING	TREE	6	\$150.00	6	\$900.00
5	2104.503	REMOVE METAL CULVERT	LF	32	\$18.00	32	\$576.00
6	2105.507	COMMON EXCAVATION (CV)	CY	1730	\$16.00	1500	\$24,000.00
7	2105.504	GEOTEXTILE FABRIC TYPE 5	SY	5200	\$1.05	3200	\$3,360.00
8	2105.507	SELECT GRANULAR BORROW MOD 7% (CV)	CY	1200	\$25.00	900	\$22,500.00
9	2211.507	AGGREGATE BASE (CV) CLASS 5	CY	1300	\$35.00	800	\$28,000.00
10	2301.504	CONCRETE PAVEMENT 6"	SY	67	\$93.00	0	\$0.00
11	2360.509	TYPE SP 9.5 WEARING COURSE MIXTURE (3;B)	TON	440	\$100.00	0	\$0.00
12	2511.507	RANDOM RIPRAP CLASS II	CY	85	\$50.00	0	\$0.00
13	2501.503	12" CP PIPE CULVERT	LF	20	\$24.00	20	\$480.00
14	2501.503	18" CP PIPE CULVERT	LF	115	\$36.00	90	\$3,240.00
15	2501.502	12" GS PIPE APRON	EACH	2	\$282.00	2	\$564.00
16	2501.502	18" GS PIPE APRON	EACH	8	\$354.00	6	\$2,124.00
17	2557.503	WIRE FENCE DESIGN SPECIAL VINYL COATED	LF	294	\$32.00	0	\$0.00
18	2557.502	VEHICULAR GATE	EACH	2	\$4,650.00	0	\$0.00
19	2563.601	TRAFFIC CONTROL	LS	1	\$1,650.00	1	\$1,650.00
20	2564.502	INSTALL SIGN TYPE C	EACH	12	\$285.00	0	\$0.00
21	2573.501	STABILIZED CONSTRUCTION EXIT	LS	2	\$1,180.00	1	\$1,180.00
22	2573.503	SILT FENCE; TYPE HI	LF	4510	\$3.75	4510	\$16,912.50
23	2573.503	FILTER BERM TYPE 4	LF	965	\$3.30	0	\$0.00
24	2575.504	SODDING TYPE LAWN	SY	1300	\$14.25	0	\$0.00
25	2575.505	SEEDING	ACRE	0.71	\$343.00	0.00	\$0.00
26	2575.508	SEED MIXTURE 36-311 (UPLAND)	LB	54	\$36.00	0	\$0.00
27	2575.508	SEED MIXTURE 34-361 (WETLAND)	LB	6	\$47.50	0	\$0.00
28	2575.605	MULCH MATERIAL TYPE 1	ACRE	0.71	\$2,300.00	0.00	\$0.00

TOTAL AMOUNT EARNED
\$150,786.50

TO: Mayor & City Council
FROM: John Mulder, City Administrator



DATE: June 2, 2021 **Meeting Date:** 6/7/21

SUBJECT: Trunk Sewer Spur & Munger Trail Spur – Sanitary Sewer Improvement District No. 448 **Agenda Item: 12-G** **Resolution 2021-68**

REQUESTED ACTION

Approve Pay Application #11 to Utility Systems of America for the construction related to the Trunk Sewer Spur and Munger Trail Spur Project – Sanitary Sewer Improvement District No. 448.

BACKGROUND

Attached is Pay Application #11 for the work associated with the Hermantown Trunk Sewer Spur & Munger Trail Spur – Sanitary Sewer Improvement District No. 448 from Pay Application #10 through May 29, 2021. NCE and Utility Systems of America, Inc. (USA) have reviewed the project progress thus far and agreed upon quantities of work completed. The amount of Pay Application #11 is **\$129,601.89**. The City will hold a 5% retainage of the completed construction through the duration of the project. This retainage amount stands at **\$189,844.12** to date.

NCE has reviewed the quantities through construction inspection and discussions with Utility Systems of America, Inc. representatives. I recommend payment in the amount of **\$129,601.89** be authorized at the June 7, 2021 City Council Meeting.

SOURCE OF FUNDS (if applicable)

Sales Tax

ATTACHMENTS

Pay Application #11

Resolution No. 2021-68

RESOLUTION APPROVING PAY REQUEST NUMBER 11 FOR SEWER IMPROVEMENT DISTRICT NO. 448 TO UTILITY SYSTEMS OF AMERICA, INC. IN THE AMOUNT OF \$129,601.89

WHEREAS, the City of Hermantown has contracted with Utility Systems of America, Inc. for construction of Sewer Improvement District No. 448 (“Project”); and

WHEREAS, Utility Systems of America, Inc. has performed a portion of the agreed upon work in said Project; and

WHEREAS, Utility Systems of America, Inc. has submitted Pay Request No. 11 in the amount of \$129,601.89; and

WHEREAS, the City will maintain an accumulated retainage as shown on the pay requests until the final work and documentation is completed; and

WHEREAS, Northland Consulting Engineers LLP has approved such Pay Request No. 11 provided that \$189,844.12 accumulated as retainage of 5% be withheld pending final acceptance of the Project by the City of Hermantown.

WHEREAS, the necessary documentation for the pay request is on file and available for inspection.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hermantown, Minnesota as follows:

1. Pay Request No. 11 is hereby approved.
2. The City is hereby authorized and directed to pay to Utility Systems of America, Inc. the sum of \$129,601.89 which is the amount represented on Pay Request No. 11.

Councilor _____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor _____ and, upon a vote being taken thereon, the following voted in favor thereof:

Councilors

and the following voted in opposition thereto:

WHEREUPON, such resolution has been duly passed and adopted May 17, 2021.

June 2, 2021

John Mulder
City Administrator
City of Hermantown
5105 Maple Grove Road
Hermantown MN 55811

Re: Hermantown Trunk Sewer Spur & Munger Trail Spur – Sanitary Sewer Improvement District No. 448

Dear John:

Attached is Pay Application #11 for the work associated with the Hermantown Trunk Sewer Spur & Munger Trail Spur – Sanitary Sewer Improvement District No. 448 from Pay Application #10 through May 29, 2021. NCE and Utility Systems of America, Inc. (USA) have reviewed the project progress thus far and agreed upon quantities of work completed. The amount of Pay Application #1 is **\$129,601.89**. The City will hold a 5% retainage of the completed construction through the duration of the project. This retainage amount stands at **\$189,844.12** to date.

NCE has reviewed the quantities through construction inspection and discussions with Utility Systems of America, Inc. representatives. I recommend payment in the amount of **\$129,601.89** be authorized at the June 7, 2021 City Council Meeting.

Please contact me with any questions you may have.

Thank you,



David Bolf, P.E. – City Engineer
Northland Consulting Engineers
218-727-5995
david@nce-duluth.com

CC: Bonnie Engseth
Adam Zwak, P.E.
Jim Pucel, P.E.

Contractor's Application for Payment No. 11

Application Period: January 12, 2021 to May 29th, 2021		Application Date: 6/1/2021
To (Owner): City of Hermantown	From (Contractor): Utility Systems of America, Inc.	Via (Engineer): Northland Consulting Engineers, LLP
Project: Trunk Sewer Spur & Munger Trail Spur - Sanitary Sewer Improvement District No. 448	Contract: Trunk Sewer Spur & Munger Trail Spur - Sanitary Sewer Improvement District No. 448	
Owner's Contract No.: Sanitary Sewer Improvement District No. 448	Contractor's Project No.:	Engineer's Project No.: 16-808

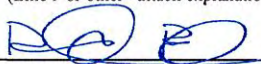
**Application For Payment
Change Order Summary**

Number	Additions	Deductions	
1	\$15,100.00		1. ORIGINAL CONTRACT PRICE..... \$ 54,209,784.30
2	\$28,900.00		2. Net change by Change Orders..... \$ 181,383.57
3	\$93,908.57		3. Current Contract Price (Line 1 + 2)..... \$ 54,391,167.87
4	Time Extension		4. TOTAL COMPLETED AND STORED TO DATE
5	\$38,975.00		See attached Pay Application Summary (Line E)..... \$ 53,796,882.32
6	\$4,500.00		5. RETAINAGE:
			a. 5% X \$3,796,882.32 Work Completed..... \$ 189,844.12
			b. 5% X _____ Stored Material..... \$ _____
			c. Total Retainage (Line 5.a + Line 5.b)..... \$ 189,844.12
TOTALS	\$181,383.57		6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c)..... \$ 53,607,038.20
NET CHANGE BY CHANGE ORDERS	\$181,383.57		7. LESS PREVIOUS PAYMENTS (Line 8)..... \$ 53,477,436.31
			9. AMOUNT DUE THIS APPLICATION..... \$ 129,601.89
			10. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 - 4 + Line 5.c above)..... \$ 784,129.67

**Application For Payment
Previous Pay Application Summary**

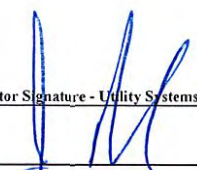
Number	Date	Amount
1	4/6/2020	\$ 455,588.49
2	5/4/2020	\$ 30,045.81
3	6/3/2020	\$ 101,408.63
4	7/6/2020	\$ 654,831.60
5	8/3/2020	\$ 188,378.58
6	9/2/2020	\$ 573,269.10
7	10/5/2020	\$ 600,156.51
8	11/2/2020	\$ 322,822.04
9	12/6/2020	\$ 118,902.95
10	1/13/2021	\$ 432,032.60
11		
12		
13		
14		
8. TOTALS		\$3,477,436.31

Payment of: \$ 129,601.89
(Line 9 or other - attach explanation of the other amount)

is recommended by:  6/1/2021
David Bolf, P.E. - City Engineer (Date)

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:
 (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;
 (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all Liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security interest, or encumbrances), and
 (3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor Signature - Utility Systems of America
 By:  Date: 6-2-21



Pay Application #11 - 06/01/21
Trunk Sewer Spur & Munger Trail Spur
Sanitary Sewer District Improvement District No. 448

Item No.	Spec. Number	Item Description	Unit of Measure	Contract Total Quantities	USA Unit Price	Trunk Sewer Spur		Munger Trail Spur		Total Project	
						Contract Quantities	Completed Cost	Contract Quantities	Completed Cost	Contract Quantities	Completed Cost
BASE											
1	2021.501	MOBILIZATION	LS	1.00	\$ 434,000.00	0.90	\$ 394,600.00	0.10	\$ 43,400.00	0.95	\$ 417,900.00
2	2021.501	BLAST MONITORING/SURVEY	LS	1.00	\$ 45,000.00	1.00	\$ 45,000.00	-	\$ -	1.00	\$ 45,000.00
3	2021.501	FIELD OFFICE	LS	1.00	\$ 7,500.00	0.90	\$ 6,750.00	0.10	\$ 750.00	1.00	\$ 7,500.00
4	2021.501	MAINTENANCE AND RESTORATION OF HAUL ROADS	LS	1.00	\$ 3,000.00	0.80	\$ 2,400.00	0.20	\$ 600.00	1.00	\$ 3,000.00
6	2101.501	CLEANING	ACRE	18.00	\$ 17,000.00	14.50	\$ 134,000.00	3.50	\$ 27,000.00	18.00	\$ 218,000.00
8	2101.508	GRUBBING	ACRE	18.00	\$ 1,500.00	14.50	\$ 21,750.00	3.50	\$ 5,250.00	18.00	\$ 27,000.00
7	2104.502	REMOVE CASTING	EACH	1	\$ 250.00	1	\$ -	-	\$ -	1	\$ -
8	2104.501	SALVAGE ELECTRICAL PEDESTAL AND SIGN	EACH	6	\$ 350.00	6	\$ 2,100.00	-	\$ -	6	\$ 2,100.00
9	2104.503	REMOVE CONCRETE CURB AND GUTTER	LF	20	\$ 500.00	20	\$ 10,000.00	-	\$ -	20	\$ 10,000.00
10	2104.501	REMOVE SEWER PIPE (SANITARY)	LF	19	\$ 4.00	12	\$ 48.00	7	\$ 28.00	19	\$ 76.00
11	2104.503	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	LF	156	\$ 4.00	156	\$ 624.00	-	\$ -	156	\$ 624.00
12	2104.503	SAWING CONCRETE PAVEMENT (FULL DEPTH)	LF	170	\$ 7.00	170	\$ 1,190.00	-	\$ -	170	\$ 1,190.00
13	2104.509	REMOVE CONCRETE PAVEMENT	SY	522	\$ 9.00	452	\$ 4,068.00	70	\$ 630.00	522	\$ 4,698.00
14	2104.509	REMOVE BITUMINOUS PAVEMENT	SY	343	\$ 4.00	227	\$ 908.00	116	\$ 464.00	343	\$ 1,372.00
15	2104.519	REMOVE CONCRETE WALK	SF	830	\$ 3.00	830	\$ 2,490.00	-	\$ -	830	\$ 2,490.00
16	2104.601	REMOVE LIFE STATION	LS	1.00	\$ 20,000.00	1.00	\$ 20,000.00	-	\$ -	1.00	\$ 20,000.00
17	2104.602	REMOVE GREENHOUSES	EACH	8	\$ 1,000.00	8	\$ 8,000.00	-	\$ -	8	\$ 8,000.00
18	2106.504	GEOTEXTILE FABRIC TYPE 5 (NON-WOVEN)	SY	28,750	\$ 1.85	17,700	\$ 32,635.00	11,050	\$ 20,435.00	28,750	\$ 53,070.00
19	2106.504	GEOTEXTILE FABRIC TYPE 5 (NON-WOVEN) (PATCHING)	SY	250	\$ 4.00	250	\$ 1,000.00	-	\$ -	250	\$ 1,000.00
20	2106.507	DIVERSION - COMMON	CY	26,683	\$ 11.00	18,780	\$ 206,580.00	7,903	\$ 86,730.00	26,683	\$ 293,310.00
21	2106.507	COMMON EMBANKMENT (CV)	CY	3,924	\$ 7.00	3,179	\$ 22,253.00	745	\$ 5,215.00	3,924	\$ 27,468.00
22	2106.507	SELECT GRANULAR EMBANKMENT MOD 7% (CV)	CY	5,506	\$ 21.00	3,700	\$ 77,700.00	1,806	\$ 37,926.00	5,506	\$ 115,626.00
23	2106.507	SELECT GRANULAR EMBANKMENT MOD 7% (CV) (PATCHING)	CY	100	\$ 33.00	33	\$ 1,089.00	67	\$ 2,211.00	100	\$ 3,300.00
24	2106.601	DEWATERING	LS	1	\$ 50,000.00	0.90	\$ 45,000.00	0.10	\$ 5,000.00	1.00	\$ 50,000.00
25	2106.601	TURF & WETLAND RESTORATION	LS	1	\$ 30,000.00	0.90	\$ 27,000.00	0.10	\$ 3,000.00	1.00	\$ 30,000.00
26	2106.602	NEEDLE CHECK CROSSING	EACH	4	\$ 4,000.00	3	\$ 12,000.00	1	\$ 4,000.00	4	\$ 16,000.00
27	2211.507	AGGREGATE BASE (CV) CLASS 5	CY	7,611	\$ 30.00	4,434	\$ 133,020.00	3,177	\$ 95,310.00	7,611	\$ 228,330.00
28	2211.507	AGGREGATE BASE (CV) CLASS 5 (PATCHING)	CY	50	\$ 40.00	50	\$ 2,000.00	-	\$ -	50	\$ 2,000.00
29	2301.509	CONCRETE PAVEMENT 7" (MAPLE GROVE ESTATES)	SY	852	\$ 86.00	852	\$ 73,272.00	-	\$ -	852	\$ 73,272.00
30	2302.509	TYPE SP 8.5 WEARING COURSE MIXTURE (3 B)	TON	1,770	\$ 80.00	-	\$ -	1,770	\$ -	1,770	\$ -
31	2302.509	TYPE SP 8.5 WEARING COURSE MIXTURE (3 C) (PATCHING)	TON	35	\$ 154.00	35	\$ 5,390.00	-	\$ -	35	\$ 5,390.00
32	2302.509	TYPE SP 12.5 NONWEARING COURSE MIXTURE (3 C) (PATCHING)	TON	32	\$ 154.00	32	\$ 4,928.00	-	\$ -	32	\$ 4,928.00
33	2412.001	3X6 PRECAST CONCRETE BOX CULVERT	LF	64	\$ 850.00	34	\$ 28,900.00	30	\$ 25,900.00	64	\$ 54,800.00
34	2451.507	COARSE FILTER AGGREGATE (CV)	CY	1,048	\$ 24.00	1,045	\$ 25,080.00	-	\$ -	1,045	\$ 25,080.00
35	2451.507	GRANULAR BACKFILL (CV)	CY	8,276	\$ 14.00	6,375	\$ 89,250.00	1,901	\$ 26,800.00	8,276	\$ 116,050.00
36	2451.507	STRUCTURE EMBANKMENT CLASS B	CY	4,155	\$ 52.00	4,625	\$ 240,500.00	-	\$ -	4,625	\$ 240,500.00
37	2501.502	12" CAS PIPE APRON	EACH	28	\$ 300.00	18	\$ 5,400.00	10	\$ 3,000.00	28	\$ 8,400.00
38	2501.503	15" CAS PIPE APRON	EACH	45	\$ 375.00	30	\$ 11,250.00	15	\$ 5,625.00	45	\$ 22,125.00
39	2501.503	12" CAS PIPE CLAVERT	LF	126	\$ 50.00	730	\$ 36,500.00	53	\$ 2,650.00	126	\$ 6,300.00
40	2501.503	15" CAS PIPE CLAVERT	LF	590	\$ 53.00	-	\$ -	590	\$ 31,270.00	590	\$ 31,270.00
41	2503.001	4" PVC PIPE SEWER (SD3SS)	LF	547	\$ 117.00	547	\$ 63,999.00	-	\$ -	547	\$ 63,999.00
42	2503.001	12" PVC PIPE SEWER (SD3SS)	LF	1,117	\$ 158.00	1,117	\$ 176,486.00	-	\$ -	1,117	\$ 176,486.00
43	2503.001	18" PVC PIPE SEWER (SD3SS)	LF	3,203	\$ 171.00	3,203	\$ 547,741.00	-	\$ -	3,203	\$ 547,741.00
44	2503.002	REINFORCED TRENCH DASH	EACH	74	\$ 1,900.00	74	\$ 140,600.00	-	\$ -	74	\$ 140,600.00
45	2503.002	CONCRETE TRENCH SANITARY SEWER	EACH	7	\$ 4,800.00	-	\$ -	7	\$ 33,600.00	7	\$ 38,400.00
46	2503.002	PLUG AND ABANDON PIPE SEWER	EACH	6	\$ 500.00	6	\$ 3,000.00	-	\$ -	6	\$ 3,000.00
47	2503.003	TELEVIEW SANITARY SEWER	LF	9,401	\$ 2.50	9,401	\$ 23,502.50	-	\$ -	9,401	\$ 23,502.50
48	2504.004	F POLYSTYRENE INSULATION	SY	135	\$ 50.00	135	\$ 6,750.00	-	\$ -	135	\$ 6,750.00
49	2506.502	CASTING ASSEMBLY	EACH	5	\$ 400.00	4	\$ 1,600.00	1	\$ 400.00	5	\$ 2,000.00
50	2506.503	CONSTRUCT DRAINAGE STRUCTURE DESIGN 4007	LF	508	\$ 525.00	508	\$ 266,700.00	-	\$ -	508	\$ 266,700.00
51	2506.602	CASTING ASSEMBLY SPECIAL	EACH	33	\$ 600.00	33	\$ 19,800.00	-	\$ -	33	\$ 19,800.00
52	2506.602	WALKWAY FRAME EQUAL EXTERNAL	EACH	38	\$ 210.00	38	\$ 7,980.00	-	\$ -	38	\$ 7,980.00
53	2506.603	CONSTRUCT 8" INSIDE DROP	LF	6	\$ 200.00	6	\$ 1,200.00	-	\$ -	6	\$ 1,200.00
54	2521.618	4" CONCRETE WALK	SF	830	\$ 9.25	830	\$ 7,677.50	-	\$ -	830	\$ 7,677.50
55	2531.601	CONCRETE CURB AND GUTTER DESIGN B674	LF	20	\$ 35.00	20	\$ 700.00	-	\$ -	20	\$ 700.00
56	2545.602	INSTALL ELECTRICAL PEDESTAL AND SIGN	EACH	6	\$ 750.00	6	\$ 4,500.00	-	\$ -	6	\$ 4,500.00
57	2548.601	TRAFFIC CONTROL	LS	1.00	\$ 27,000.00	0.90	\$ 24,300.00	0.10	\$ 2,700.00	1.00	\$ 27,000.00
58	2573.501	STABILIZED CONSTRUCTION EXIT	LS	1.00	\$ 1,000.00	0.90	\$ 900.00	0.10	\$ 100.00	1.00	\$ 1,000.00
59	2573.502	STORM GRAB INLET PROTECTION	EACH	37	\$ 300.00	27	\$ 8,100.00	10	\$ 3,000.00	37	\$ 11,100.00
60	2573.503	FILTER BERM TYPE 4	LF	18,895	\$ 2.00	13,848	\$ 27,696.00	5,047	\$ 10,094.00	18,895	\$ 37,790.00
61	2573.503	SILT FENCE TYPE 1B	LF	6,871	\$ 2.50	3,541	\$ 8,852.50	3,330	\$ 8,325.00	6,871	\$ 17,177.50
62	2573.503	SEDIMENT CONTROL LOG TYPE WOOD FIBER	LF	18,895	\$ 2.75	13,848	\$ 38,082.00	5,047	\$ 13,881.75	18,895	\$ 51,963.75
63	2573.601	BERMANTOWN PUBLIC WORKS STORMWATER IMPROVEMENTS	LS	1.00	\$ 50,000.00	-	\$ -	1.00	\$ 47,500.00	1.00	\$ 47,500.00
64	2575.504	EROSION CONTROL BLANKETS CATEGORY 3H	SY	3,277	\$ 1.85	1,755	\$ 3,236.75	1,522	\$ 2,800.00	3,277	\$ 6,036.75
65	2575.505	SEEDING	ACRE	16.75	\$ 96.00	14.00	\$ 1,344.00	2.75	\$ 264.00	16.75	\$ 1,608.00
66	2575.505	SEED MIXTURE 34-371 (PLAINLAND)	LB	775	\$ 35.00	560	\$ 19,600.00	215	\$ 7,525.00	775	\$ 27,125.00
67	2575.505	SEED MIXTURE 34-371 (WETLAND)	LB	575	\$ 75.00	450	\$ 33,750.00	125	\$ 9,375.00	575	\$ 43,125.00
68	2575.605	MULCH MATERIAL TYPE 1	ACRE	16.75	\$ 700.00	14.00	\$ 9,800.00	2.75	\$ 1,925.00	16.75	\$ 11,725.00
69	2582.503	4" DOUBLE SOLID LINE PAINT (YELLOW)	LF	71	\$ 12.00	71	\$ 852.00	-	\$ -	71	\$ 852.00
70	2582.503	4" SOLID LINE PAINT (WHITE)	LF	102	\$ 8.00	102	\$ 816.00	-	\$ -	102	\$ 816.00
71	2582.503	12" SOLID LINE PAINT (WHITE)	LF	50	\$ 14.00	-	\$ -	50	\$ 700.00	50	\$ 700.00
BID ALTERNATE #1 - MAINTENANCE ROAD PAVING											
72	2780.005	TYPE SP 8.5 WEARING COURSE MIXTURE (3 B)	TON	425	\$ 80.00	-	\$ -	425	\$ -	425	\$ -
BID ALTERNATE #2 - MAINTENANCE ROAD ALONG MAPLE GROVE											
73	2104.502	SALVAGE 24" RC PIPE APRON	EACH	1	\$ 400.00	-	\$ -	1	\$ -	1	\$ -
74	2104.502	SALVAGE LIGHT POLE AND BASE	EACH	1	\$ 200.00	-	\$ -	1	\$ -	1	\$ -
75	2104.502	SALVAGE SIGN	EACH	1	\$ 50.00	-	\$ -	1	\$ -	1	\$ -
76	2106.504	GEOTEXTILE FABRIC TYPE 5 (NON-WOVEN)	SY	700	\$ 3.00	-	\$ -	700	\$ -	700	\$ -
77	2106.507	DIVERSION - COMMON	CY	250	\$ 25.00	-	\$ -	250	\$ -	250	\$ -
78	2106.507	SELECT GRANULAR EMBANKMENT MOD 7% (CV)	CY	150	\$ 30.00	-	\$ -	150	\$ -	150	\$ -
79	2211.507	AGGREGATE BASE (CV) CLASS 5	CY	175	\$ 32.00	-	\$ -	175	\$ -	175	\$ -
80	2302.509	TYPE SP 8.5 WEARING COURSE MIXTURE (3 B)	TON	65	\$ 83.00	-	\$ -	65	\$ -	65	\$ -
81	2501.503	12" RC PIPE SEWER DESIGN 3000	LF	10	\$ 120.00	-	\$ -	10	\$ -	10	\$ -
82	2501.602	INSTALL RC PIPE APRON	EACH	1	\$ 200.00	-	\$ -	1	\$ -	1	\$ -
83	2548.602	INSTALL LIGHT POLE	EACH	1	\$ 5,000.00	-	\$ -	1	\$ -	1	\$ -
84	2584.602	INSTALL SIGN	EACH	1	\$ 200.00	-	\$ -	1	\$ -	1	\$ -
CHANGE ORDERS											
85	CO #1	CHANGE ORDER #1 - WATER MAIN STUB - ANDERSON ROAD	LS	1	\$ 15,100.00	1.00	\$ 15,100.00	-	\$ -	1.00	\$ 15,100.00
86	CO #2	CHANGE ORDER #2 - 3X6 BOX CULVERT	LF	34	\$ 452.00	34.00	\$ 15,268.00	-	\$ -	34.00	\$ 15,268.00
87	CO #3	CHANGE ORDER #3 - 12" RC PIPE CULVERT ALTERNATE DEBRIS	LS	1	\$ 93,998.57	1.00	\$ 93,998.57	-	\$ -	1.00	\$



Pay Application #11 - 06/01/21
Trunk Sewer Spur & Munger Trail Spur
Sanitary Sewer District Improvement District No. 448

Item No.	Spec. Number	Item Description	Unit of Measure	Contract Total Quantities	USA Unit Price	Trunk Sewer Spur			Munger Trail Spur			Total Project	
						Contract Quantities	Completed Quantities	Completed Cost	Contract Quantities	Completed Quantities	Completed Cost	Completed Quantities	Completed Cost
BASE BID													
1	2021.501	MOBILIZATION	LS	1.00	\$ 434,000.00	0.80	0.77	\$ 334,180.00	0.20	0.18	\$ 78,120.00	0.95	\$ 412,300.00
2	2021.601	BLAST MONITORING/SURVEY	LS	1.00	\$ 45,000.00	1.00	1.00	\$ 45,000.00	-	-	\$ -	1.00	\$ 45,000.00
3	2031.601	FIELD OFFICE	LS	1.00	\$ 7,500.00	0.80	0.80	\$ 6,000.00	0.20	0.20	\$ 1,500.00	1.00	\$ 7,500.00
4	2051.601	MAINTENANCE AND RESTORATION OF HAUL ROADS	LS	1.00	\$ 1,000.00	0.80	0.80	\$ 800.00	0.20	-	\$ -	0.80	\$ 800.00
5	2101.501	CLEARING	ACRE	18.00	\$ 12,000.00	14.50	14.50	\$ 174,000.00	3.50	3.50	\$ 42,000.00	18.00	\$ 216,000.00
6	2101.506	GRUBBING	ACRE	18.00	\$ 1,500.00	14.50	14.50	\$ 21,750.00	3.50	3.50	\$ 5,250.00	18.00	\$ 27,000.00
7	2104.502	REMOVE CASTING	EACH	1	\$ 250.00	1	-	\$ -	-	-	\$ -	-	\$ -
8	2104.502	SALVAGE ELECTRICAL PEDESTAL AND SIGN	EACH	6	\$ 350.00	6	6	\$ 2,100.00	-	-	\$ -	6	\$ 2,100.00
9	2104.503	REMOVE CONCRETE CURB AND GUTTER	LF	20	\$ 5.00	20	29	\$ 145.00	-	-	\$ -	29	\$ 145.00
10	2104.503	REMOVE SEWER PIPE (SANITARY)	LF	10	\$ 5.00	10	10	\$ 50.00	-	-	\$ -	10	\$ 50.00
11	2104.503	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	LF	156	\$ 4.00	156	153	\$ 612.00	-	-	\$ -	153	\$ 612.00
12	2104.503	SAWING CONCRETE PAVEMENT (FULL DEPTH)	LF	170	\$ 7.00	170	-	\$ -	-	-	\$ -	-	\$ -
13	2104.509	REMOVE CONCRETE PAVEMENT	SY	852	\$ 9.00	852	-	\$ -	-	-	\$ -	-	\$ -
14	2104.509	REMOVE BITUMINOUS PAVEMENT	SY	343	\$ 4.00	227	352	\$ 1,408.00	116	-	\$ -	352	\$ 1,408.00
15	2104.518	REMOVE CONCRETE WALK	SF	630	\$ 1.00	630	-	\$ -	-	-	\$ -	-	\$ -
16	2104.601	REMOVE LIFT STATION	LS	1.00	\$ 20,000.00	1.00	1.00	\$ 20,000.00	-	-	\$ -	1.00	\$ 20,000.00
17	2104.602	REMOVE GREENHOUSES	EACH	8	\$ 1,000.00	8	8	\$ 8,000.00	-	-	\$ -	8	\$ 8,000.00
18	2106.504	GEOTEXTILE FABRIC TYPE 5 (NON-WOVEN)	SY	28,750	\$ 1.65	17,000	10,816	\$ 17,846.40	11,750	7,375	\$ 12,168.75	18,191	\$ 30,015.15
19	2106.504	GEOTEXTILE FABRIC TYPE 5 (NON-WOVEN) (PATCHING)	SY	250	\$ 4.00	250	352	\$ 1,408.00	-	-	\$ -	352	\$ 1,408.00
20	2106.507	EXCAVATION - COMMON	CY	20,683	\$ 11.00	16,760	15,922	\$ 175,142.00	3,923	3,727	\$ 40,995.35	19,649	\$ 216,137.35
21	2106.507	COMMON EMBANKMENT (CV)	CY	3,924	\$ 7.00	3,179	534	\$ 3,738.00	745	888	\$ 6,216.00	1,422	\$ 9,954.00
22	2106.507	SELECT GRANULAR EMBANKMENT MOD 7% (CV)	CY	5,500	\$ 21.00	3,200	3,200	\$ 67,200.00	2,300	2,190	\$ 45,990.00	5,390	\$ 113,190.00
23	2106.507	SELECT GRANULAR EMBANKMENT MOD 7% (CV) (PATCHING)	CY	100	\$ 22.00	100	133	\$ 2,926.00	-	-	\$ -	133	\$ 2,926.00
24	2106.601	DEWATERING	LS	1	\$ 50,000.00	0.80	0.75	\$ 37,500.00	0.20	0.20	\$ 10,000.00	0.95	\$ 47,500.00
25	2106.601	TURF & WETLAND RESTORATION	LS	1	\$ 30,000.00	0.80	0.60	\$ 18,000.00	0.20	0.10	\$ 3,000.00	0.70	\$ 21,000.00
26	2106.602	KEENE CREEK CROSSING	EACH	4	\$ 4,000.00	3	3	\$ 12,000.00	1	1	\$ 4,000.00	4	\$ 16,000.00
27	2211.507	AGGREGATE BASE (CV) CLASS 5	CY	7,611	\$ 30.00	4,434	4,434	\$ 133,020.00	3,177	3,018	\$ 90,540.00	7,452	\$ 223,560.00
28	2211.507	AGGREGATE BASE (CV) CLASS 5 (PATCHING)	CY	60	\$ 40.00	60	76	\$ 3,032.00	-	-	\$ -	76	\$ 3,032.00
29	2301.509	CONCRETE PAVEMENT 7" (MAPLE GROVE ESTATES)	SY	852	\$ 88.00	852	-	\$ -	-	-	\$ -	-	\$ -
30	2360.509	TYPE SP 9.5 WEARING COURSE MIXTURE (3:B)	TON	1,770	\$ 80.00	-	-	\$ -	1,770	-	\$ -	-	\$ -
31	2360.509	TYPE SP 9.5 WEARING COURSE MIXTURE (3:C) (PATCHING)	TON	35	\$ 154.00	35	37	\$ 5,698.00	-	-	\$ -	37	\$ 5,698.00
32	2360.509	TYPE SP 12.5 NON-WEARING COURSE MIXTURE (3:C) (PATCHING)	TON	32	\$ 154.00	32	45	\$ 6,930.00	-	-	\$ -	45	\$ 6,930.00
33	2412.503	3X6 PRECAST CONCRETE BOX CULVERT	LF	64	\$ 850.00	34	34	\$ 28,900.00	30	30	\$ 25,500.00	64	\$ 54,400.00
34	2451.507	COARSE FILTER AGGREGATE (CV)	CY	1,045	\$ 24.00	1,045	637	\$ 15,288.00	-	-	\$ -	637	\$ 15,288.00
35	2451.507	GRANULAR BACKFILL (LV)	CY	6,275	\$ 14.00	6,275	288	\$ 4,032.00	-	-	\$ -	288	\$ 4,032.00
36	2451.507	STRUCTURE EXCAVATION, CLASS R	CY	4,825	\$ 52.00	4,825	4,170	\$ 216,840.00	-	18	\$ 936.00	4,188	\$ 217,776.00
37	2501.502	12" CAS PIPE APRON	EACH	26	\$ 300.00	18	14	\$ 4,200.00	8	8	\$ 2,400.00	22	\$ 6,600.00
38	2501.502	15" CAS PIPE APRON	EACH	45	\$ 325.00	-	-	\$ -	45	44	\$ 14,300.00	44	\$ 14,300.00
39	2501.503	12" CAS PIPE CULVERT	LF	328	\$ 50.00	230	190	\$ 9,500.00	98	104	\$ 5,200.00	294	\$ 14,700.00
40	2501.503	15" CAS PIPE CULVERT	LF	590	\$ 53.00	-	-	\$ -	590	610	\$ 32,330.00	610	\$ 32,330.00
41	2503.503	8" PVC PIPE SEWER (SDR35)	LF	547	\$ 117.00	547	547	\$ 63,999.00	-	-	\$ -	547	\$ 63,999.00
42	2503.503	10" PVC PIPE SEWER (SDR35)	LF	5,651	\$ 119.00	5,651	5,651	\$ 672,469.00	-	-	\$ -	5,651	\$ 672,469.00
43	2503.503	10" PVC PIPE SEWER (SDR26)	LF	3,203	\$ 121.00	3,203	3,203	\$ 387,563.00	-	-	\$ -	3,203	\$ 387,563.00
44	2503.602	BENTONITE TRENCH DAM	EACH	74	\$ 1,900.00	74	74	\$ 140,600.00	-	-	\$ -	74	\$ 140,600.00
45	2503.602	CONNECT TO EXISTING SANITARY SEWER	EACH	3	\$ 1,500.00	3	3	\$ 4,500.00	-	-	\$ -	3	\$ 4,500.00
46	2503.602	PLUG AND ABANDON PIPE SEWER	EACH	6	\$ 500.00	6	6	\$ 3,000.00	-	-	\$ -	6	\$ 3,000.00
47	2503.603	TELEWISE SANITARY SEWER	LF	9,401	\$ 2.50	9,401	9,318	\$ 23,293.75	-	-	\$ -	9,318	\$ 23,293.75
48	2504.604	3" POLYSTYRENE INSULATION	SY	135	\$ 50.00	135	135	\$ 6,750.00	-	-	\$ -	135	\$ 6,750.00
49	2506.502	CASTING ASSEMBLY	EACH	5	\$ 800.00	5	4	\$ 3,200.00	-	-	\$ -	4	\$ 3,200.00
50	2506.503	CONSTRUCT DRAINAGE STRUCTURE DESIGN 4007	LF	508	\$ 525.00	508	508.00	\$ 266,700.00	-	-	\$ -	508.00	\$ 266,700.00
51	2506.602	CASTING ASSEMBLY SPECIAL	EACH	33	\$ 800.00	33	33	\$ 26,400.00	-	-	\$ -	33	\$ 26,400.00
52	2506.602	MANHOLE FRAME SEAL (EXTERNAL)	EACH	38	\$ 250.00	38	36	\$ 9,000.00	-	-	\$ -	36	\$ 9,000.00
53	2506.603	CONSTRUCT 8" INSIDE DROP	LF	6	\$ 200.00	6	6	\$ 1,200.00	-	-	\$ -	6	\$ 1,200.00
54	2521.518	6" CONCRETE WALK	SF	630	\$ 9.25	630	-	\$ -	-	-	\$ -	-	\$ -
55	2531.503	CONCRETE CURB AND GUTTER, DESIGN B624	LF	20	\$ 55.00	20	29	\$ 1,595.00	-	-	\$ -	29	\$ 1,595.00
56	2545.602	INSTALL ELECTRICAL PEDESTAL AND SIGN	EACH	6	\$ 750.00	6	-	\$ -	-	-	\$ -	-	\$ -
57	2563.601	TRAFFIC CONTROL	LS	1.00	\$ 27,500.00	0.80	0.80	\$ 22,000.00	0.20	0.10	\$ 2,750.00	0.90	\$ 24,750.00
58	2573.501	STABILIZED CONSTRUCTION EXIT	LS	1.00	\$ 1,000.00	0.80	0.75	\$ 750.00	0.20	0.15	\$ 150.00	0.90	\$ 900.00
59	2573.502	STORM DRAIN INLET PROTECTION	EACH	37	\$ 300.00	27	22	\$ 6,600.00	10	20	\$ 6,000.00	42	\$ 12,600.00
60	2573.503	FILTER BERM TYPE 4	LF	18,895	\$ 2.00	13,848	13,848	\$ 27,696.00	5,047	5,047	\$ 10,094.00	18,895	\$ 37,790.00
61	2573.503	SILT FENCE: TYPE MS	LF	6,878	\$ 2.25	3,541	17,196	\$ 38,691.00	3,337	5,924	\$ 13,329.00	23,120	\$ 52,020.00
62	2573.503	SEDIMENT CONTROL LOG TYPE WOOD FIBER	LF	18,895	\$ 2.75	13,848	2,220	\$ 6,105.00	5,047	700	\$ 1,925.00	2,920	\$ 8,030.00
63	2573.601	HERMANTOWN PUBLIC WORKS STORMWATER IMPROVEMENTS	LS	1.00	\$ 50,000.00	-	-	\$ -	1.00	0.95	\$ 47,500.00	1	\$ 47,500.00
64	2575.504	EROSION CONTROL BLANKETS CATEGORY 3N	SY	3,277	\$ 1.65	1,795	516	\$ 851.40	1,482	109	\$ 179.85	625	\$ 1,031.25
65	2575.505	SEEDING	ACRE	16.75	\$ 60.00	14.00	8.00	\$ 480.00	2.75	2.75	\$ 165.00	10.8	\$ 645.00
66	2575.508	SEED MIXTURE 36-311 (UPLAND)	LB	775	\$ 35.00	550	358	\$ 12,530.00	225	225	\$ 7,875.00	583	\$ 20,405.00
67	2575.508	SEED MIXTURE 34-371 (WETLAND)	LB	575	\$ 75.00	450	245	\$ 18,375.00	125	125.0	\$ 9,375.00	370	\$ 27,750.00
68	2575.605	MULCH MATERIAL TYPE 1	ACRE	16.75	\$ 700.00	14.00	7.60	\$ 5,320.00	2.75	2.75	\$ 1,925.00	10.4	\$ 7,245.00
69	2582.503	4" DOUBLE SOLID LINE PAINT (YELLOW)	LF	71	\$ 12.00	71	-	\$ -	-	-	\$ -	-	\$ -
70	2582.503	4" SOLID LINE PAINT (WHITE)	LF	102	\$ 6.00	102	-	\$ -	-	-	\$ -	-	\$ -
71	2582.503	24" SOLID LINE PAINT (WHITE)	LF	50	\$ 14.00	-	-	\$ -	50	-	\$ -	-	\$ -
BID ALTERNATE #1 - MAINTENANCE ROAD PAVING													
72	2360.509	TYPE SP 9.5 WEARING COURSE MIXTURE (3:B)	TON	425	\$ 80.00	-	-	\$ -	425	-	\$ -	-	\$ -
BID ALTERNATE #2 - MAINTENANCE ROAD ALONG MAPLE GROVE													
73	2104.502	SALVAGE 24" RC PIPE APRON	EACH	1	\$ 400.00	-	-	\$ -	1	-	\$ -	-	\$ -
74	2104.502	SALVAGE LIGHT POLE AND BASE	EACH	1	\$ 600.00	-	-	\$ -	1	-	\$ -	-	\$ -
75	2104.502	SALVAGE SIGN	EACH	1	\$ 50.00	-	-	\$ -	1	-	\$ -	-	\$ -
76	2106.504	GEOTEXTILE FABRIC TYPE 5 (NON-WOVEN)	SY	700	\$ 3.00	-	-	\$ -	700	-	\$ -	-	\$ -
77	2106.507	EXCAVATION - COMMON	CY	250	\$ 25.00	-	-	\$ -	250	-	\$ -	-	\$ -
78	2106.507	SELECT GRANULAR EMBANKMENT MOD 7% (CV)	CY	150	\$ 30.00	-	-	\$ -	150	-	\$ -	-	\$ -
79	2211.507	AGGREGATE BASE (CV) CLASS 5	CY	175	\$ 32.00	-	-	\$ -	175	-	\$ -	-	\$ -