



CITY OF SPRING PARK
CITY COUNCIL AGENDA
JUNE 21, 2022 – 7:00 PM
SPRING PARK CITY HALL

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ADOPT MEETING AGENDA
4. ADOPT CONSENT AGENDA*
 - a. Approve Regular City Council Meeting Minutes from June 6, 2022
 - b. Approve Special Event Permit: Back Channel - Bladerade Skate Jam - July 22, 2022
 - c. Approve Special Event Permit: Back Channel - Sunset Sets - July 9, 2022
5. PUBLIC FORUM**
6. PRESENTATIONS & GUEST SPEAKERS
7. PUBLIC HEARINGS: July 5, 2022 - Holy Family: Conduit Financing – Public Notice Attached
8. PETITIONS, REQUESTS, & APPLICATIONS
9. ORDINANCES & RESOLUTIONS:
10. REPORTS OF OFFICERS AND COMMITTEES
 - a. Mayor & Council:
 - i. Fire Commission Report
 - b. City Staff:
 - i. Administrator's Report
 - HCCRA payment for permanent and temporary easements for West Arm Road
 - Interim Administrator proposal for additional services
 - c. Contract Staff:
11. NEW BUSINESS & COMMUNICATIONS
12. CLAIMS FOR PAYMENT
 - a. June 20, 2022 Claims
13. UPCOMING MEETINGS & TRAINING
 - a. July 5 - Regular City Council Meeting – 7:15PM
 - b. July 5 - Public Hearing – 7:00PM
 - c. July 13 – Planning Commission Meeting/Public Hearing – The Yacht Club – 6:00PM
 - d. July 18 – Regular City Council Meeting – 7:00PM
 - e. July 18 – Work Session Meeting – 6:00PM
14. MISCELLANEOUS (INFORMATION ONLY)
15. ADJOURNMENT

* The Consent Agenda lists those items of business which are considered to be routine, recommended for approval, and/or which need no discussion. The several separate items listed on the Consent Agenda are acted upon by one motion. There will be no separate discussion of these items unless a Council Member makes a request, in which event the item will be removed from the Consent Agenda and placed elsewhere on the regular agenda for Council discussion and action.

** Under Public Forum individuals may address the City Council about any item not contained on the regular agenda. Each speaker should keep their statements to three minutes to allow sufficient time for others. The Council will take no official action on items discussed at the forum, with the exception of referral to staff for future report.



CITY OF SPRING PARK
CITY COUNCIL MINUTES
JUNE 6, 2022
PUBLIC HEARING - 7:00 PM
COUNCIL MEETING - 7:15 PM
SPRING PARK CITY HALL

1. CALL TO ORDER

The public hearing was called to order at 7:00 p.m. and opened for discussion.
The regular city council meeting was called to order at 7:06 p.m.

Mayor Jerome P. Rockvam and Council Member's Chase, Hughes, Hoffman, and Horton were present.

Staff Present: Interim City Administrator Brimeyer, City Engineer Nielson

Guests Present: Rebecca Kurtz, Ehlers

2. PLEDGE OF ALLEGIANCE

Mayor Rockvam led the audience in the Pledge of Allegiance.

3. ADOPT MEETING AGENDA

Council Member Hughes motioned, being seconded by Council Member Chase to adopt the meeting agenda as presented. On vote being taken, the motion was unanimously approved.

4. ADOPT CONSENT AGENDA

Council Member Horton motioned, being seconded by Council Member Hoffman to:

- a. Approve Regular City Council Meeting Minutes from May 16, 2022
- b. Approve Special City Council Meeting Minutes from May 23, 2022
- c. Approve Special Event Permit: Back Channel Brewing – June 19, 2022

On vote being taken, the motion was unanimously approved.

5. PUBLIC FORUM –

Randy Bickman brought forward the issue of the sod replacement for his properties on West Arm Road. City Engineer Nielson stated Norling's is behind on sod but he will follow up this week and advise as to status. He also brought forward several questions regarding the roadwork on West Arm West. Council advised him to set up a meeting with the City Engineer to review as he will have the details Bickman is looking for.

6. PRESENTATIONS & GUEST SPEAKERS – none

7. PUBLIC HEARINGS – Proposed Property Tax Abatement:

Rebecca Kurtz presented information regarding the property tax abatement process and how it worked. She explained that it is simply a mechanism in order for the City to levy taxes and pay debt service on the bonds. There were a few resident questions on how it worked which Rebecca answered.

There being no further discussion, Council Member Horton motioned, being seconded by Council Member Hoffman to close the public hearing. On vote being taken, the motion was unanimously approved.

8. PETITIONS, REQUESTS, & APPLICATIONS

9. ORDINANCES & RESOLUTIONS

a. Resolution 22-13: Approving Property Tax Abatements:

Council Member Hoffman motioned, being seconded by Council Member Horton to approve Resolution 22-13, Property Tax Abatements. On vote being taken, the motion was unanimously approved.

b. Resolution 22-14: Issuance & Sale of General Bond Obligations, Series 2022A

Council Member Hoffman motioned, being seconded by Council Member Horton to approve Resolution 22-14, Issuance & Sale of General Bond Obligations, Series 2022A. On vote being taken, the motion was unanimously approved.

Roll call: Chase – yes, Hoffman – yes, Horton – yes, Hughes – yes, Rockvam – yes.

c. Resolution 22-15: Amending Resolution 22-06, Dates of Meetings, Holidays & Office Hours

Council Member Hoffman motioned, being seconded by Council Member Chase to approve Resolution 22-15, Dates of Meetings, Holidays and Office Hours. On vote being taken, the motion was unanimously approved.

10. REPORTS OF OFFICERS AND COMMITTEES

a. Mayor & Council:

Council Member Chase brought forward the LMCD is looking at possible restrictions being placed on wake boats. There is a meeting this week to hear comments from those concerned about the issue.

b. City Staff;

i. Administrator's Report:

- Update on Sunset and Park Lane:

- a. Sunset Lake Access: Brimeyer stated he is meeting with the DNR about installing concrete planks at the landing. He also stated that public works is going to dig for the stake on the North side of the property and that the homeowner is aware. Mayor Rockvam mentioned naming the lake access and including a street sign. Council Member Hoffman wants to be sure the bituminous is addressed on the lake side of the access as it has deteriorated.

- b. Park Lane: Brimeyer stated he has a draft of the easement and wants to have it ready for approval in the 6/21 meeting.
- Update on Seanote: Brimeyer stated Bergquist is said he is repairing the boat and then he said he will move it, probably not until next Spring.
- Code Enforcement and zoning regulations – MNSPECT Proposal: Council agreed to put this proposal into place to address the code violations and for nuisance management.
- Administrator transition: The project plan for the new Administrator is being worked on – his start date is 6/21. As part of the transition, Brimeyer stated he would put together a proposal to be available via phone on an as-needed basis at a reduced rate. If needed at City Hall, staff will advise - he will include a rate for this as well.

ii. Holy Family Conduit Financing – Attorney’s Review:

Council Member Hoffman motioned, being seconded by Council Member Chase, to move forward and set a Public Hearing for July 5, 2022. On vote being taken, the motion was unanimously approved.

c. Contract Staff: no update

11. NEW BUSINESS & COMMUNICATIONS – none

12. CLAIMS FOR PAYMENT

a. June 6, 2022 - Claims for Payment

Council Member Horton motioned, being seconded by Council Member Chase to approve the claims for payment. On vote being taken, the motion was unanimously approved.

13. UPCOMING MEETINGS & TRAINING –

- a. June 20 - Regular City Council Meeting – 7:00PM
- b. June 20 - Work Session Meeting – 6:00PM
- c. July 5 - Regular City Council Meeting – 7:00PM
- d. July 18 – Regular City Council Meeting – 7:00PM
- e. July 18 – Work Session Meeting – 6:00PM

14. MISCELLANEOUS (INFORMATION ONLY)

15. ADJOURNMENT

There being no further discussion, Council Member Hoffman motioned, being seconded by Council Member Chase to adjourn the meeting at 7:59p.m. On vote being taken, the motion was unanimously approved.

Jamie Hoffman, City Clerk

Jim Brimeyer, Interim City Administrator



STAFF MEMO
BACK-CHANNEL BREWERY
SPECIAL EVENT – BLADERADE
FRIDAY JULY 22, 2022

1. **BACKGROUND:** Back Channel Brewery is requesting a permit for a special event to be held on Friday July 22nd, 2022. The Bladerade Skate Jam special event is scheduled from 3:00 p.m. to 9:00 p.m. and it will be held in the North parking lot.
2. **DISCUSSION:** The event requires a special event application. A list of draft conditions is attached for Council review. The event organizers will need to coordinate with the Mound Fire Department and Orono Police Department prior to the event to ensure that all necessary safety precautions have been taken.
3. **FINANCIAL CONSIDERATIONS:** All required permit fees have been received.
4. **RECOMMENDED ACTION:** Approve Special Event Application No. 22-12 for event on July 22, 2022 with the attached list of conditions.



STAFF MEMO
BACK-CHANNEL BREWERY
SPECIAL EVENT – SUNSET SETS
SATURDAY JULY 9, 2022

1. **BACKGROUND:** Back Channel Brewery is requesting a permit for a special event to be held on Saturday July 9th, 2022. The “Sunset Sets” special event is scheduled from 3:00 p.m. to 9:00 p.m. and it will include outdoor music (live DJ) in the brewery’s extended patio area of the south parking lot.
2. **DISCUSSION:** The request for outdoor music requires a special event application. A list of draft conditions is attached for Council review. The event organizers will need to coordinate with the Mound Fire Department and Orono Police Department prior to the event to ensure that all necessary safety precautions have been taken.
3. **FINANCIAL CONSIDERATIONS:** All required permit fees have been received.
4. **RECOMMENDED ACTION:** Approve Special Event Application No. 22-11 for event on July 9, 2022 with the attached list of conditions.



FINAL CONDITIONS
BACK-CHANNEL BREWERY SPECIAL
EVENT – “SUNSET SETS” LIVE MUSIC
SATURDAY JULY 9, 2022

SPECIAL EVENT CONDITIONS

1. At no point shall any alcoholic beverages be allowed outside of the previously approved extended patio area (demarcated with barriers) or the principal building.
2. Live music (including music played by a DJ) will be permitted between the hours of 3:00 pm and 9:00 pm. Additionally, all noise shall comply with section 18-122 of the Spring Park City Code. In the event of legitimate complaints made to the Orono Police Department, Back Channel Brewing shall be required to comply with any and all recommendations made by the Orono Police Department to bring the noise levels into compliance.
3. The event organizer must send notice of the event to all properties within 350 feet of the Brewery. The City will provide the event organizer with a list of properties to be notified.
4. Any additional conditions recommended by the Mound Fire Department and the Orono Police Department shall be complied with.

NOTICE OF PUBLIC HEARING ON A PROPOSAL
FOR ISSUANCE OF REVENUE
NOTES, SERIES 2022 (HOLY FAMILY CATHOLIC HIGH SCHOOL)

Notice is hereby given that a public hearing shall be conducted by the City Council of the City of Spring Park, Minnesota (the "City") on Tuesday, July 5, 2022 at 7:00 P.M. at the City offices located at 4349 Warren Ave. in the City, to consider the proposal for the City's issuance of conduit revenue notes in one or more series (the "Notes") pursuant to Minnesota Statutes, Sections 469.152 to 469.1655, as amended (the "Act"). The proceeds of the Notes will be loaned to Holy Family Catholic High School, a Minnesota nonprofit corporation (the "Borrower") to (i) refinance certain bonds previously issued (the "Refunded Obligations") by the City of Victoria to refinance the acquisition, construction and equipping of private school facilities located at 8101 Kochia Lane in the City of Victoria, Minnesota (the "Project") and (ii) pay the costs of issuing the Notes. The Project is owned and operated by the Borrower.

Following the public hearing, the City will consider adopting a resolution approving the issuance of the Notes to refinance the Project. The aggregate face amount of the Notes proposed to be issued is presently estimated not to exceed \$7,850,000. The Notes, if and when issued, will not constitute a charge, lien or encumbrance upon any property of the City except the City's interest in revenues to be paid by the Borrower. Such Notes will be special, limited revenue obligations of the City payable solely from the revenues expressly pledged to the payment thereof, and will not constitute a general or moral obligation of the City, and will not be a charge against the City's general credit or taxing powers, but will be payable solely from revenues or collateral to be paid or provided by the Borrower pursuant to a revenue agreement.

All persons interested may appear and be heard at the time and place set forth above or may file written comments with the City Clerk prior to the date of the hearing set forth above.

Dated: June 9, 2022.

BY ORDER OF THE CITY COUNCIL
By /s/ Jamie Hoffman, City Clerk

2022 MOUND FIRE DEPARTMENT ACTIVITY REPORT
Emergency Response and Firefighter Hours Detail

MONTH: MAY

City	Call Type	2022			2021			YTD	YTD
		Month	Firefighter	YTD	Month	Firefighter	YTD		
		Calls	Hours	Calls	Hours	Calls	Hours		
MOUND	Fire	11	252	31	665	14	252	49	1009
	Rescue	24	419	107	1791	20	379	88	1570
	Duty Officer	1	1	6	12	3	4	8	9
MINNETRISTA	Fire	4	102	13	248	2	58	13	278
	Rescue	5	77	20	359	9	163	23	436
	Duty Officer	0	0	2	2	0	0	3	3
SHOREWOOD	Fire	2	60	3	75	0	0	1	18
	Rescue	1	10	2	26	1	18	1	18
	Duty Officer	0	0	0	0	0	0	0	0
SPRING PARK	Fire	0	0	15	253	0	0	9	449
	Rescue	15	216	53	790	7	129	37	736
	Duty Officer	0	0	2	2	0	0	0	0
MUTUAL AID	Fire	3	47	14	318	1	72	5	181
	Rescue	0	0	0	0	0	0	0	0
	Weather, Special Event, Etc.	0	0	0	0	0	0	0	0
STAND BY									
Total Activity All Cities		20	461	76	1559	17	382	77	1,935
	Fire	20	461	76	1559	17	382	77	1,935
	Rescue	45	722	182	2966	37	689	149	2760
	Duty Officer	1	1	10	16	3	4	11	12
	Stand By	0	0	0	0	0	0	0	0
	TOTAL	66	1184	268	4541	57	1075	237	4707

Monthly Activity by Call Category	2022		2021	
	Month	YTD	Month	YTD
COMMERCIAL	2	4		
RESIDENTIAL	50	45		
OTHER (OUTSIDE/ROADWAY/LAKE/OPEN AREA/MISC)	14	8		
SERVICE CALLS (Smoke/CO Detectors)	1	4		
LEGITIMATE FIRE ALARMS	0	1		
FALSE FIRE ALARMS	0	1		

MUTUAL AID AND TRAINING/DRILL SUMMARY	2022		2021	
	Month	YTD	Month	YTD
MUTUAL AID CALLS RECEIVED	0	0	2	3
MUTUAL AID CALLS GIVEN	3	14	1	5
TRAINING/DRILL HOURS	407	1886.5	510	1937

Mound Fire Department
Incident Reports - Spring Park
 May, 2022

FIRE NO.	DATE	CITY	ADDRESS	FIRE/ RESCUE	DESCRIPTION	ACTION TAKEN	FF HOURS
Total Fire Calls				0		Total Fire Hours	0

209	5/2/2022	Spring Park	4659 Shoreline Drive	Rescue	EMS	Transported	17
220	5/7/2022	Spring Park	4501 Shoreline Drive	Rescue	EMS	Cancelled upon arrival by	15
223	5/9/2022	Spring Park	4601 Shoreline Drive, #104	Rescue	EMS	Assist	16
229	5/11/2022	Spring Park	2450 Island Drive	Rescue	EMS	Transported	22
233	5/12/2022	Spring Park	2450 Island Drive, #301	Rescue	EMS	Assisted	10
243	5/20/2022	Spring Park	4100 Spring Street	Rescue	EMS	Transported	15
249	5/22/2022	Spring Park	2400 Interlachen Road	Rescue	EMS	No Transport	15
250	5/23/2022	Spring Park	2400 Interlachen Road	Rescue	EMS	No Transport	13
256	5/26/2022	Spring Park	4626 West Arm Road	Rescue	EMS	Transported	9
257	5/26/2022	Spring Park	4400 West Arm Road	Rescue	EMS	Transported	13
260	5/29/2022	Spring Park	4658 Shoreline Drive	Rescue	EMS	Unknown Transport	12
261	5/29/2022	Spring Park	4501 Shoreline Drive	Rescue	EMS	Unknown Transport	12
266	5/30/2022	Spring Park	4601 Shoreline Drive, #104	Rescue	EMS	No Transport	15
267	5/31/2022	Spring Park	3888 Park Lane	Rescue	EMS	Transported	19
268	5/31/2022	Spring Park	4601 Shoreline Drive, #104	Rescue	EMS	No Transport	13
Total Rescue Calls				15		Total Rescue Hours	216

Total Duty Officer Calls				0		Total Duty Officer Hours	0
---------------------------------	--	--	--	----------	--	---------------------------------	----------

TOTAL FIRE, RESCUE & DUTY OFFICER CALLS				15	TOTAL FIRE, RESCUE & DUTY OFFICER HOURS		216
--	--	--	--	-----------	--	--	------------

Mound Fire Department

City of Spring Park
January through May, 2022

Fire Alarm / False Alarm Report

Fire No	Date	Address	Alarm Type			Activity or Action Taken	False Alarm	Pre-ventable
			Fire	Smoke	CO			
16	1/11/2022	4144 Shoreline Blvd	x			Investigated, nothing found	Y	Y
17	1/12/2022	4144 Shoreline Blvd	x			Investigated, nothing found	Y	Y
18	1/12/2022	4501 Shoreline Drive	x			Overheated Elevator Pump	N	N
24	1/17/2022	4501 Shoreline Drive	x			Caused by Helium Balloon/ Cancelled by OPD	N	Y
47	1/27/2022	2400 Interlachen Road	x			Investigated - No issues found	Y	Y
98	2/23/2022	4201 Sunset Drive	x			Investigated - Nothing Found	Y	Y
116	3/4/2022	4201 Sunset Drive	x			Pump running in garage level	Y	Y
117	3/4/2022	4100 Spring Street	x			Dry system riser leaking	N	N
180	4/4/2022	2470 Island Dr		x		Investigated, possible burnt food	N	Y
196	4/27/2022	4527 Shoreline Drive	x			Cancelled enroute by PD	Y	Y

2022 YTD TOTALS

FIRE ALARM	9			False Alarms	6	
SMOKE DETECTOR		1		Legitimate Alarms	4	
CO DETECTOR			0	Preventable		8
TOTAL - ALL ALARMS	10					



To: City Council
From: Jim Brimeyer, Interim Administrator
Subject: Council Meeting of June 21, 2022

6.a.1 Administrator Report

The first item approves payment to the Hennepin County Rail Authority for temporary and permanent easements

The second item includes a coaching agreement with the city to provide a six month coaching program for the Administrator

In addition, the Interim Administrator will be available to the council, the Administrator and staff (full time and contract). This availability can be onsite or offsite at the offsite rate of \$40.00/ hour.

Jamie Hoffman

From: Joshua Brown <jbrown@sambatek.com>
Sent: Thursday, June 9, 2022 3:41 PM
To: Jim Brimeyer
Cc: Michael Nielson
Subject: W Arm Road HCRRRA Easement

Jim,

Left you a voicemail but wanted to follow up with an email. In order to move the HCRRRA easement forward the City Council will need to take action to approve the cost of the easements. Hennepin county would like a copy of the draft Council action request regarding the purchase of the easements. Would you be able to provide that and put it on the agenda for the next council meeting? Below is the cost information to include as well.

Temporary Easement Charge

- 2,399 sq. ft. x \$10.66 per sq. ft. x 9% = \$2,301.60 per year (prorated for the term of the temporary easement)

Permanent Easement Charge

- 3,953 sq. ft. x \$10.66 per sq. ft. = \$42,138.98

The \$10.66 per sq. ft. charge was based on the average land (only) value of similar non-lakeshore parcels.

Let me know if you have any questions.

Joshua Brown

Project Manager

Direct 763.784.6973

Email jbrown@sambatek.com



Engineering | [Surveying](#) | [Planning](#) | [Environmental](#)

Trusted advisors since 1966.

TPBPLS FIRM #10194760



| Watch our **video** and see why we're unique!

CONFIDENTIALITY NOTICE: This e-mail and the documents accompanying this e-mail contain confidential information. The information is solely for the use of the intended recipient(s) named above. If you are not the intended recipient, please notify us immediately by phone and delete it from your system.

PERMIT FOR TEMPORARY RIGHT OF ENTRY

Permittee: **City of Spring Park, a political subdivision of the State of Minnesota**

Address: **4349 Warren Avenue, Spring Park, Minnesota 55384**

Commencement Date: **Upon commencement**

Termination Date: **July 30, 2022**

The Hennepin County Regional Railroad Authority ("HCRRA") grants to Permittee, in accordance with the terms of this Permit the temporary right to enter upon and to cross over that part of HCRRA's property located in the vicinity of HCRRA's Dakota Rail corridor ("Corridor"), described as follows:

That part of the Hennepin County Regional Railroad Authority (HCRRA) Dakota Rail corridor right-of-way, as depicted on HCRRA Property Map No. 49 (R.T. Doc. No. 4899788, C.R. Doc. No. 9712448), located east of the Seton Channel, in the City of Spring Park, Minnesota, and as shown in hatch and crosshatch marks on Exhibit A ("Property"), for the purposes of:

Temporary access for the reconstruction of West Arm Road (Permitted Work").

Exhibit A is attached and incorporated by reference in this Permit.

The cost of this Permit shall be **\$1.00**.

GENERAL REQUIREMENTS

1. No entry shall be made onto the Property until HCRRA has approved this Permit, filled in the commencement date and termination date of this Permit (see above) and issued the Permit to Permittee.
2. Permittee shall at all times protect the Property and access to and ingress from it, and protect those who may enter the Property with proper signs, barricades and other protection or appropriate safety mechanisms.
3. Permittee understands that HCRRA owns the Corridor of which the Permitted Property is a part, and that HCRRA acquired this right-of-way for light rail transit and other permitted transportation uses. HCRRA has granted to Three Rivers Park

District permission to use a portion of the right-of-way for trail purposes subject to HCRRA's future use of the property. Permittee shall obtain prior approval from Three Rivers Park District for use of its trail for any purpose, including, the movement of equipment and delivery of materials such as dirt, compost, or wood chips by contacting Scott Schmidt, Regional Trails Maintenance Supervisor, 763-694-2051, or other designated contact.

4. Permittee acknowledges that underground fiber optic communication cables, in addition to other underground and aboveground utilities, may have been installed on the Property. Permittee shall at its expense properly locate and protect all such utilities while conducting any activity on the Property that might harm them.
5. All activities conducted on the Property shall be performed in a workman like manner. Permittee shall abide by all local, state or federal ordinances or regulations related to its use of this Permit.
6. Permittee shall not make any changes in its use of the Property without written permission of HCRRA.
7. Except as provided for in plans submitted to and authorized by HCRRA, Permittee shall avoid damaging existing trees and shall replace any trees existing on the Property that are damaged by Permittee at HCRRA's discretion with trees of similar size and type at Permittee's expense. Permittee shall properly sod and/or seed any areas disturbed by Permittee if required by HCRRA. Due to the late nature of this work, the Permittee may need to come back next spring to address restoration issues.
8. HCRRA retains the right to revise, relocate or close any entrance or terminate this Permit at its discretion upon ten (10) days' notice.
9. Permittee must protect all existing utilities, waterways and drainage.
10. Burning or disking operations and/or the use of chemicals to control or kill trees, brush and other vegetation is prohibited without prior approval from HCRRA.
11. Permittee shall ensure proper compaction around the replaced pipe and fill section. Permittee shall match the adjacent grades. Permittee shall correct at its expense any failures due to settlement, erosion, lack of vegetation growth, rutting, or other problems related to its use of this Permit and shall restore all disturbed areas to original or better condition, including the fence and vehicle barrier onsite.
12. Permittee shall remove from Corridor and properly dispose of any contaminated material excavated during Permitted Work.

13. At its expense, Permittee shall maintain the Property in good repair, including but not limited to, trash removal and weed control, and shall use reasonable precaution to prevent waste, damage, or injury.
14. Permittee shall comply with all reasonable rules adopted by HCRRA for the safety, care, and cleanliness of the Property and shall not create any nuisance on the Property.
15. Permittee accepts the Property subject to any want or failure at any time of HCRRA's title to the Property or any part thereof and assumes any damages sustained by Permittee for want or failure of HCRRA's title to the Property. Permittee also accepts the Property subject to the rights of any party, including HCRRA, in and to any existing roadways and easements. Further, Permittee accepts the Property subject to all uses by HCRRA and all future uses by third parties permitted by HCRRA that are not incompatible with Permittee's permitted use.
16. Permittee accepts the Property subject to the rights of any person, firm or corporation, including HCRRA, in and to any existing telephone, telegraph, and/or other wires, poles, underground cables or utilities, and facilities of any kind whatsoever, whether or not of record, and shall not disturb the same.
17. Permittee accepts the Property in an "AS IS" condition with no express or implied representations or warranties by HCRRA as to the physical condition or fitness for suitability for any particular purpose.
18. Permittee shall not create or permit any condition of the Property that could present a threat to human health or to the environment. Permittee shall bear the expense of all practices or work, preventative, investigative or remedial, which may be required because of any conditions of the Property introduced by Permittee, its agents, employees, invitees, subpermittees or permittees during Permittee's period of use, including conditions introduced that affect other lands. Permittee expressly agrees that the obligations it hereby assumes shall survive cancellation of this Permit. Permittee agrees that statutory limitation periods on actions to enforce those obligations shall not be deemed to commence until HCRRA discovers any such health or environmental impairment and has a plan for development of the Corridor to its highest and best use. Permittee hereby knowingly and voluntarily waives the benefits of any shorter limitation period.
19. Permittee shall defend, indemnify and hold harmless HCRRA, its Commissioners, officials, officers, agents, and employees from any liability, claims, causes of action, judgments, damages, losses, costs or expenses, including reasonable attorney's fees, resulting directly or indirectly from an act or omission of Permittee or Permittee's Secondaries or from any failure by them to comply with the provisions of this Permit and arising from exercise of the rights granted by this Permit including, but not limited to, those resulting from the presence of any hazardous waste,

pollutant, contaminant, petroleum-related material or other regulated substance on the Property regardless of whether or not the same was present on the Property before or after the commencement of this Permit. Permittee's Secondaries shall mean its contractors, subcontractors, officers, agents, employees, customers, volunteers, invitees, subpermittees, permittees, lessees or other occupiers of the Permitted Facility under its supervision or control. Permittee expressly agrees that the obligations it hereby assumes shall survive cancellation and termination of this Permit. HCRRA shall not be liable to Permittee or those claiming by, through, or under Permittee for any injury, death or property damage occurring in, on or about the Property based upon the construction, operation, maintenance, relocation or modification of the Permitted Facility, nor for loss or damage sustained by Permittee or others in, about or adjacent to the Property by reason of the present or future condition of repair of the Permitted Facility, or for loss or damage arising from the acts or omissions of Permittee's Secondaries.

20. In order to protect itself, as well as HCRRA under the indemnification provisions contained in this agreement, Permittee and Permittee's contractors, subcontractors or agents shall purchase and maintain in force at all times during the term of this Permit the following minimum insurance coverages applicable to the Property, the Permitted Facility, affiliated activities, and/or this Permit or other insurance acceptable to HCRRA:

	<u>Limits</u>
1. Commercial General Liability with the following coverages and limits.	
General Aggregate	\$2,000,000
Products-Completed Operations Aggregate	2,000,000
Personal and Advertising Injury	1,500,000
Each Occurrence - Combined Bodily Injury and Property Damage	\$1,500,000
2. Automobile Liability - Combined single limit each occurrence coverage for bodily injury and property damage covering owned, non-owned, and hired automobiles.	\$2,000,000
3. Workers' Compensation and Employer's Liability:	
a. Workers Compensation	Statutory
If the contractor is based outside of the state of Minnesota, coverage must apply to Minnesota laws.	
b. Employer's Liability. Bodily injury by:	
Accident - Each Accident	\$500,000
Disease - Policy Limit	500,000
Disease - Each Employee	500,000

An umbrella or excess policy over primary liability coverages is an acceptable method to provide the required insurance limits.

The above establishes minimum insurance requirements. It is the sole responsibility of Permittee to determine the need for and to procure additional coverage which may be needed in connection with the Permitted Facility. All insurance policies shall be open to inspection by HCRRA. Permittee shall submit copies of all required policies to HCRRA upon request.

21. This Permit shall not be valid until Permittee has obtained the required insurance and filed an acceptable certificate of insurance with HCRRA. The certificate shall name Hennepin County Regional Railroad Authority, as certificate holder and as an additional insured with respect to operations covered under the Permit for all liability coverages except Workers' Compensation and Employer's Liability.

22. All notices required or permitted pursuant to this Permit shall be directed to the following individuals and shall be either hand-delivered or mailed to the following addresses:

To Permittee: City of Spring Park
4349 Warren Avenue
Spring Park, MN 55384

To HCRRA: Hennepin County Regional Railroad Authority
701 Fourth Avenue South, Suite 700
Minneapolis, MN 55415-1843

23. The terms of this Permit are not intended to create rights in third party beneficiaries.

24. The language of this Permit shall prevail in the event there is a conflict between it and any depiction or any other representation contained in any attached Exhibit.

This portion of page intentionally left blank.

(I, We), the undersigned, herewith accept the terms and conditions of the regulations as laid down by HCRRA and agree to fully comply therewith to the satisfaction of the HCRRA.

***HCRRA:**

By: _____
Deputy Executive Director

Date: _____

Recommended for Approval:

By: _____

Title: Assistant Director, Transportation Project Delivery Department

Date: _____

****PERMITTEE: City of Spring Park**

By: James L. Brininger

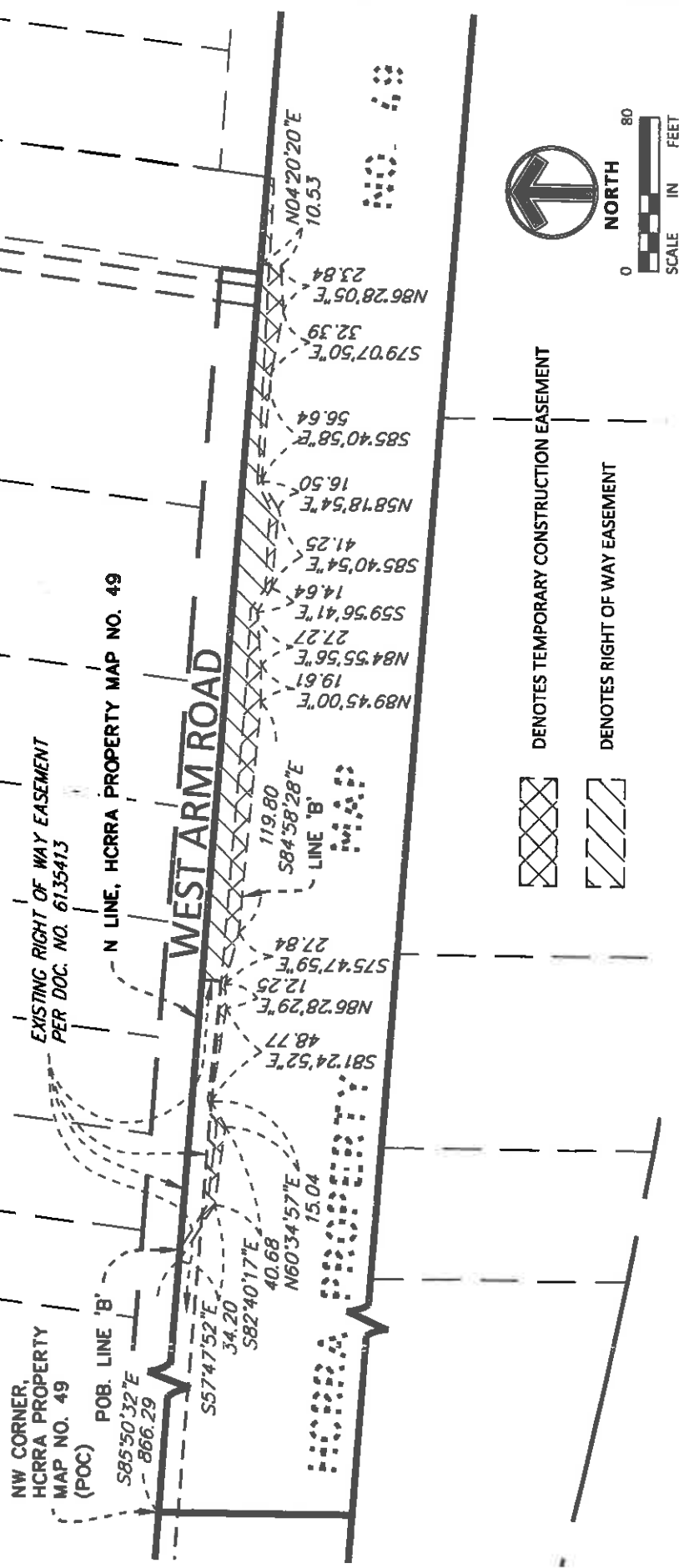
Title: Interim Administrator

Date: 6/17/2022

*In accordance with 06-HCRRA-23 the Director of Housing, Community Works and Transit is authorized on behalf of the Authority to approve, execute and terminate permits for temporary access to Authority property.

**Permittee shall submit applicable documentation (articles, bylaws, resolutions, or ordinances) that confirm the signatory's delegation of authority. This documentation shall be submitted at the time Permittee returns the signed Permit to the Authority. Documentation is not required for a sole proprietorship.

EXHIBIT A



CITY OF SPRING PARK
WEST ARM ROAD WEST
SPRING PARK, MINNESOTA

TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

Designed:	Exhibit Number
Drawn: DL	
Approved: JH	
Initial Issue: 05/04/2022	
Rev:	
Date:	Project No. 22635

Check #	Employee/Council Name	Check Amount	Check Date
5909	Hoffman, Jamie K.	\$2,268.86	6/15/2022
5910	Xiong, Patria	\$3,044.90	6/15/2022
	Sub Total	\$5,313.76	
	Chase, Mark		
	Hoffman, Jeff		
	Horton, Pam		
	Hughes, Gary		
	Rockvam, Jerry		
	Sub Total	\$0.00	
Electronic Misc. Disbursements			
EFT# 30838	PERA Employer Payroll Payment for 06/15/2022	\$1,041.75	6/17/2022
EFT# 30839	FICA Employee/Employer Payroll Withholding Taxes for 06/15/2022	\$1,827.71	6/17/2022
EFT# 30840	May 22' Wells Fargo Monthly Bank Charge	\$176.35	6/13/2022
EFT# 30841	June 22' PSN monthly fee for (Payment Services Network)	\$140.45	6/3/2022
EFT# 30842	May 22' Sales & Use Taxes collected - 1st Qtr. Bus. Utility Payments	\$597.00	6/17/2022
	Sub Total	\$3,783.26	
	Claims: Ck# 32854-32881	\$72,645.79	06/08/2022- 06/13/2022
	TOTALS	\$81,742.81	

CITY OF SPRING PARK

06/14/22 3:25 PM

Page 1

*Check Summary Register©

Batch: 061322PAY,060722HEDBERG,20220608UTBReimStrum,20220608UTBReimDon,20220608UTBReimWid

Name	Check Date	Check Amt	
10100 Wells Fargo Bank NA			
32854 HEDBERG AGGREGATES, INC.	6/8/2022	\$240.00	Profiling down boulders flat , drilling 1/4" holes
32855 DONLY, CHARLES & CARYN	6/8/2022	\$116.08	000000341203
32856 STRUMSTAD, TONY & KATHY	6/8/2022	\$82.54	000000342403
32857 WIDMER, JOANNA	6/8/2022	\$35.11	000003788200
32858 ABDO EICK & MEYERS, LLP	6/13/2022	\$6,231.85	Accounting/CPA Services for 2021 Audit Prepa
32859 JAMES L. BRIMEYER	6/13/2022	\$3,600.00	Interim City Administrator 05/16/22-05/27/22
32860 CENTERPOINT ENERGY	6/13/2022	\$490.34	Gas Usage for Lift#1-6 - 04/20/22 - 05/18/22
32861 CITY VIEW PLMBG&HEATING,IN	6/13/2022	\$299.00	Annual test of back flow preventer in WTP on 0
32862 DENCO SERVICES HEATING & C	6/13/2022	\$185.00	Repaired AC unit at City Hall on 05/18/22
32863 FIVE TECHNOLOGY, INC.	6/13/2022	\$280.00	May 22' Monthly IT Managed Utility Service
32864 GOOD TO BE HOME CLEANING	6/13/2022	\$250.00	May 22' City Hall Cleaning Services
32865 GREGORY E. KELLER, P.A.	6/13/2022	\$1,000.00	June 22' Prosecution Services
32866 KLEIN UNDERGROUND, LLC	6/13/2022	\$17,471.75	Asphalt on Sunset for watermain break
32867 LOFFLER COMPANIES, INC.	6/13/2022	\$151.41	Copier Usage Agreement 04/22/22-05/21/22
32868 MEDIACOM, LLC	6/13/2022	\$355.90	Internet Services for 06/11/22-07/10/22
32869 MN DEPT OF HEALTH	6/13/2022	\$899.00	2nd Qtr. 22' Community Water Supply Service
32870 MNSPECT, LLC	6/13/2022	\$1,792.22	May 22' Plan Check Fees
32871 NAVARRE TRUE VALUE HARDW	6/13/2022	\$9.49	Purchase for City Hall Plunger on 05/10/22
32872 NORLINGS LAKE MTKA LANDSC	6/13/2022	\$10,657.15	City of Spring Park Mowing April - July 2022 Jo
32873 PITNEY BOWES GLOBAL FIN. SE	6/13/2022	\$168.90	Leasing Charges for 03/30/22-06/29/22
32874 REPUBLIC SERVICES, INC	6/13/2022	\$1,494.60	May 22' Residential Recycling Services - 05/01/
32875 SAMBATEK, INC.	6/13/2022	\$11,275.69	Engi. Fees - West Arm Road Pavement Project
32876 UNICLEAN CLEANROOM SERVIC	6/13/2022	\$264.66	May 22' Cleaning Services for Rugs
32877 VALLEY-RICH CO INC	6/13/2022	\$6,578.05	Watermain Break Repair & Restoration Service
32878 VELOCITY TELEPHONE	6/13/2022	\$283.49	June 22' Phone & Long Distance Service 06/21
32879 WATER CONSERVATION SERVI	6/13/2022	\$361.49	Leak Locate Services on 05/10/22 at 3840 Sun
32880 WIDMER CONSTRUCTION, LLC	6/13/2022	\$3,592.50	Repair of watermain break on 04/29/22 at Suns
32881 XCEL ENERGY	6/13/2022	\$4,479.57	Electric Usage for Unit X-Mas Lights 04/26/22-0
	Total Checks	\$72,645.79	

CITY OF SPRING PARK

06/14/22 3:26 PM

Page 1

***Check Detail Register©**

Batch: 061322PAY,060722HEDBERG,20220608UTBReimStrum,20220608UTBReimDon,20220608UTBReimWid

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
10100 Wells Fargo Bank NA					
32854	06/08/22	HEDBERG AGGREGATES, INC.			
E 101-41940-432		Landscaping/Gardens/Mai	\$240.00	1149669	Profiling down boulders flat , drilling 1/4" holes and adhering plates to boulders
		Total	\$240.00		
32855	06/08/22	DONLY, CHARLES & CARYN			
R 601-37100		Water Sales	\$116.08		Utility Refund to Charles Donly - Final Bill
		Total	\$116.08		
32856	06/08/22	STRUMSTAD, TONY & KATHY			
R 601-37100		Water Sales	\$82.54		Utility Refund to Tony Strumstad - Final Bill
		Total	\$82.54		
32857	06/08/22	WIDMER, JOANNA			
R 601-37100		Water Sales	\$35.11		Utility Refunds to Joanna Widmer - Final Bill
		Total	\$35.11		
32858	06/13/22	ABDO EICK & MEYERS, LLP			
E 101-41500-302		Accounting Services	\$2,077.28	47752	Accounting/CPA Services for 2021 Audit Preparation and Year-End Accounting thru 5/31/22
E 601-49400-302		Accounting Services	\$2,077.29	47752	Accounting/CPA Services for 2021 Audit Preparation and Year-End Accounting thru 5/31/22
E 602-49450-302		Accounting Services	\$2,077.28	47752	Accounting/CPA Services for 2021 Audit Preparation and Year-End Accounting thru 5/31/22
		Total	\$6,231.85		
32859	06/13/22	JAMES L. BRIMEYER			
E 101-41500-101		Administrator	\$1,200.00	052722	Interim City Administrator 05/16/22-05/27/22
E 601-49400-101		Administrator	\$1,200.00	052722	Interim City Administrator 05/16/22-05/27/22
E 602-49450-101		Administrator	\$1,200.00	052722	Interim City Administrator 05/16/22-05/27/22
		Total	\$3,600.00		
32860	06/13/22	CENTERPOINT ENERGY			
E 602-49450-381		Utilities/Electric/Gas	\$94.13	061322A	Gas Usage for Lift#1-6 - 04/20/22 - 05/18/22
E 101-41900-381		Utilities/Electric/Gas	\$125.71	061322B	Gas Usage for City Hall - 04/20/22 - 05/18/22
E 601-49400-381		Utilities/Electric/Gas	\$270.50	061322C	Gas Usage for WTP - 04/20/22 - 05/18/22
		Total	\$490.34		
32861	06/13/22	CITY VIEW PLMBG&HEATING,INC.			
E 601-49400-400		Repairs/Maint General	\$299.00	122277153	Annual test of back flow preventer in WTP on 04/20/22
		Total	\$299.00		
32862	06/13/22	DENCO SERVICES HEATING & COOLING			
E 101-41900-401		Repairs/Maint Buildings	\$185.00	051822	Repaired AC unit at City Hall on 05/18/22
		Total	\$185.00		
32863	06/13/22	FIVE TECHNOLOGY, INC.			
E 101-41500-330		IT Technology Support	\$93.34	10622-14	May 22' Monthly IT Managed Utility Service
E 601-49400-330		IT Technology Support	\$93.33	10622-14	May 22' Monthly IT Managed Utility Service
E 602-49450-330		IT Technology Support	\$93.33	10622-14	May 22' Monthly IT Managed Utility Service

CITY OF SPRING PARK

06/14/22 3:26 PM

Page 2

***Check Detail Register©**

Batch: 061322PAY,060722HEDBERG,20220608UTBReimStrum,20220608UTBReimDon,20220608UTBReimWid

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
Total			\$280.00		
32864	06/13/22	GOOD TO BE HOME CLEANING SERVI			
E 101-41900-310		Contracted Services	\$250.00	1133	May 22' City Hall Cleaning Services
Total			\$250.00		
32865	06/13/22	GREGORY E. KELLER, P.A.			
E 101-42000-304		Legal Fees	\$1,000.00	88-1048	June 22' Prosecution Services
Total			\$1,000.00		
32866	06/13/22	KLEIN UNDERGROUND, LLC			
E 101-43100-402		Repairs/Maint Streets/Str	\$17,471.75	54457	Asphalt on Sunset for watermain break
Total			\$17,471.75		
32867	06/13/22	LOFFLER COMPANIES, INC.			
E 101-41500-413		Office Equipment/Rental	\$50.47	4039699	Copier Usage Agreement 04/22/22-05/21/22
E 601-49400-413		Office Equipment/Rental	\$50.47	4039699	Copier Usage Agreement 04/22/22-05/21/22
E 602-49450-413		Office Equipment/Rental	\$50.47	4039699	Copier Usage Agreement 04/22/22-05/21/22
Total			\$151.41		
32868	06/13/22	MEDIACOM, LLC			
E 101-42000-324		Internet Service	\$118.63	060122	Internet Services for 06/11/22-07/10/22
E 601-49400-324		Internet Service	\$118.64	060122	Internet Services for 06/11/22-07/10/22
E 602-49450-324		Internet Service	\$118.63	060122	Internet Services for 06/11/22-07/10/22
Total			\$355.90		
32869	06/13/22	MN DEPT OF HEALTH			
E 601-49400-306		Testing Fees	\$899.00	061322	2nd Qtr. 22' Community Water Supply Service Connection Fee (04/01/22-06/30/22)
Total			\$899.00		
32870	06/13/22	MNSPECT, LLC			
E 101-42400-305		Plan Check Fees	\$319.95	8996A	May 22' Plan Check Fees
E 101-42400-310		Contracted Services	\$1,472.27	8996B	May 22' Residential & Commercial Inspections/Permit Fees/General Fees/Staff Meeting
Total			\$1,792.22		
32871	06/13/22	NAVARRE TRUE VALUE HARDWARE			
E 101-41900-215		Shop Supplies	\$9.49	336776	Purchase for City Hall Plunger on 05/10/22
Total			\$9.49		
32872	06/13/22	NORLINGS LAKE MTKA LANDSCAPE			
E 101-41900-106		Mowing Contract	\$6,025.50	40244	City of Spring Park Mowing April - July 2022 Job#M220
E 101-41940-432		Landscaping/Gardens/Mai	\$4,631.65	40247	April 22' Landscapre Services and bollard removal Job#M173
Total			\$10,657.15		
32873	06/13/22	PITNEY BOWES GLOBAL FIN. SER. LLC			
E 101-41500-413		Office Equipment/Rental	\$56.30	3105510138	Leasing Charges for 03/30/22-06/29/22
E 601-49400-413		Office Equipment/Rental	\$56.30	3105510138	Leasing Charges for 03/30/22-06/29/22
E 602-49450-413		Office Equipment/Rental	\$56.30	3105510138	Leasing Charges for 03/30/22-06/29/22

CITY OF SPRING PARK

06/14/22 3:26 PM

Page 3

***Check Detail Register©**

Batch: 061322PAY,060722HEDBERG,20220608UTBReimStrum,20220608UTBReimDon,20220608UTBReimWid

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
Total			\$168.90		
32874	06/13/22	REPUBLIC SERVICES, INC			
E 101-42900-310		Contracted Services	\$1,494.60	0894-005732	May 22' Residential Recycling Services - 05/01/22 - 05/31/22
Total			\$1,494.60		
32875	06/13/22	SAMBATEK, INC.			
E 201-43100-529		Black Lake Rd Feasibility	\$4,923.55	21966	Engi.Fees - Black Lake Road - Roadway Design/Survey/Addi.Services/Reimb.Exp. (33.75 hrs) 04/17/22 - 05/14/22
E 201-43100-528		Road Pavement Project 2	\$5,072.00	21968	Engi. Fees - West Arm Road Pavement Project - Construction Services (36.5 hrs) 04/17/22 - 05/14/22
E 101-41910-303		Engineering Fees	\$1,280.14	21985	Engi.Fees - General Services/Meetings (8 hrs) 04/17/22-05/14/22
Total			\$11,275.69		
32876	06/13/22	UNICLEAN CLEANROOM SERVICES			
E 101-41500-310		Contracted Services	\$132.33	196086	May 22' Cleaning Services for Rugs
E 101-41500-310		Contracted Services	\$132.33	196086A	May 22' Cleaning Services for Rugs
Total			\$264.66		
32877	06/13/22	VALLEY-RICH CO INC			
E 601-49400-411		Repairs / Breaks	\$6,578.05	30790	Watermain Break Repair & Restoration Services at 3860 Sunset Dr on 04/26/22-04/27/22
Total			\$6,578.05		
32878	06/13/22	VELOCITY TELEPHONE			
E 101-41500-321		Telephone and Mtce Agre	\$94.50	13826400-n	June 22' Phone & Long Distance Service 06/21/22-07/21/22
E 601-49400-321		Telephone and Mtce Agre	\$94.50	13826400-n	June 22' Phone & Long Distance Service 06/21/22-07/21/22
E 602-49450-321		Telephone and Mtce Agre	\$94.49	13826400-n	June 22' Phone & Long Distance Service 06/21/22-07/21/22
Total			\$283.49		
32879	06/13/22	WATER CONSERVATION SERVICE,INC			
E 601-49400-411		Repairs / Breaks	\$361.49	12346	Leak Locate Services on 05/10/22 at 3840 Sunset Dr
Total			\$361.49		
32880	06/13/22	WIDMER CONSTRUCTION, LLC			
E 601-49400-411		Repairs / Breaks	\$3,592.50	5076	Repair of watermain break on 04/29/22 at Sunset Blvd
Total			\$3,592.50		
32881	06/13/22	XCEL ENERGY			
E 201-43100-501		West Arm West Feasibility	\$0.01	061322	Advance payment for West Arm Rd - Remainder of first half payment Account# 51-0013991771-7
E 101-43100-381		Utilities/Electric/Gas	\$14.62	0969057864	Electric Usage for Unit X-Mas Lights 04/26/22-05/25/22
E 101-43100-381		Utilities/Electric/Gas	\$76.00	0969140321	Electric Usage for Traffic Signal at 4468 Shoreline Drive - 04/26/22-05/25/22

CITY OF SPRING PARK

***Check Detail Register©**

Batch: 061322PAY,060722HEDBERG,20220608UTBReimStrum,20220608UTBReimDon,20220608UTBReimWid

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 101-43100-381		Utilities/Electric/Gas	\$41.63	0970531215	Electric Usage for West Street Lights 04/26/22-05/25/22
E 602-49450-381		Utilities/Electric/Gas	\$25.44	0970531642	Electric Usage Lift#4 04/26/22-05/25/22
E 602-49450-381		Utilities/Electric/Gas	\$67.41	0970531704	Electric Usage Lift#5 04/26/22-05/25/22
E 101-43100-381		Utilities/Electric/Gas	\$284.88	0970531796	Electric Usage for City Hall 04/26/22-05/25/22
E 101-43100-381		Utilities/Electric/Gas	\$94.96	0970532364	Electric Usage for Signal & East Street Lights - 04/26/22-05/25/22
E 101-43100-381		Utilities/Electric/Gas	\$56.70	0970532534	Electric Usage for Traffic Signal at 4300 Shoreline Drive 04/26/22-05/25/22
E 601-49400-381		Utilities/Electric/Gas	\$2,217.24	0970533041	Electric Usage for WTP 04/26/22-05/25/22
E 602-49450-381		Utilities/Electric/Gas	\$484.35	0970533279	Electric Usage Lift#6 04/25/22-05/24/22
E 602-49450-381		Utilities/Electric/Gas	\$178.27	0970533717	Electric Usage Lift#2 04/25/22-05/24/22
E 602-49450-381		Utilities/Electric/Gas	\$87.97	0970533966	Electric Usage Lift#1 - 04/25/22-05/24/22
E 101-43100-381		Utilities/Electric/Gas	\$165.11	0970534433	Electric Usage for Central & North Street Lights - 04/26/22-05/25/22
E 602-49450-381		Utilities/Electric/Gas	\$85.13	0970535844	Electric Usage for Lift#3 04/26/22-05/25/22
E 101-43100-381		Utilities/Electric/Gas	\$599.85	970532351	Electric Usage for Co-Owned Street Lights 04/26/22-05/24/22
		Total	\$4,479.57		
		10100 Wells Fargo Bank NA	\$72,645.79		

Fund Summary

10100 Wells Fargo Bank NA	
101 GENERAL FUND	\$39,794.99
201 PUBLIC IMPROV REVOLVING FUND	\$9,995.56
601 WATER FUND	\$18,142.04
602 SEWER FUND	\$4,713.20
	\$72,645.79