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**CITY COUNCIL
CITY OF RAMSEY
ANOKA COUNTY
STATE OF MINNESOTA**

The Ramsey City Council conducted a regular meeting on Tuesday, July 22, 2008 at the Ramsey Municipal Center, 7550 Sunwood Drive NW, Ramsey, Minnesota.

Members Present: Mayor Thomas Gamec
Councilmember John Dehen
Councilmember David Elvig
Councilmember David Jeffrey
Councilmember Matt Look
Councilmember Mary Jo Olson
Councilmember Sarah Strommen

Members Absent: None

Also Present: City Administrator Kurtis Ulrich
Fire Chief Dean Kapler
Public Works Director Brian Olson
Community Development Director Amber Miller
Police Chief James Way
City Attorney William Goodrich
Associate Planner Breanne Dalnes
Associate Planner Timothy Gladhill

CALL TO ORDER

Mayor Gamec called the regular meeting of the Ramsey City Council to order at 7:08 p.m., followed by the Pledge of Allegiance led by Councilmember Strommen.

CITIZEN INPUT

None.

APPROVE AGENDA

Councilmember Look asked that item #11 from the Consent Agenda be pulled and added as Case #15 on the regular agenda, for further discussion.

Motion by Councilmember Jeffrey, seconded by Councilmember Olson, to approve the agenda, with the revision that Consent Agenda item #11 be added as Case #15 on the regular agenda.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Jeffrey, Olson, Dehen, Elvig, Look, and Strommen. Voting No: None.

CONSENT AGENDA

Motion by Councilmember Jeffrey, seconded by Councilmember Strommen, to approve the following items on the Consent Agenda:

- 1) Receive Building Permits Approved for June 2008 and Year to Date
- 2) Receive Ramsey Fire Department Monthly Report for May 2008
- 3) Receive Ramsey Fire Department Monthly Report for June 2008
- 4) Note the following Commission Meeting Minutes
 - a) Board of Adjustment/Regular/April 3, 2008
 - b) Planning Commission/Regular/June 5, 2008
- 5) Approve the following License Applications
 - Special Event
Lord of Life Church – HarvestFest 14501 Nowthen Boulevard NW Ramsey, MN 55303
 - Transient Merchant
Alamo Kennels – Travis Weis 16051 Iguana Street NW Ramsey, MN 55303
- 6) Approval of the following Rental Licenses
 - Owner Jeremy Madrid Address 13887 Hematite Street NW
 - Owner Kent Lindgren Address 5731-170th Lane NW
 - Owner Donna Hartley Address 7266-147th Lane NW
 - Owner Thomas M. Wilman Address 6925-139th Lane NW
- 7) Adopt Resolution #08-07-124 Approving Cash Disbursements Made and Authorizing Payment of Accounts Payable Invoicing Received during the Period of July 3, 2008 through July 17, 2008
- 8) Adopt Resolution #08-07-125 Approving a Permit Application for Twin Cities North Chamber of Commerce to Allow Charitable Gambling at the Links at Northfork
- 9) Adopt Resolution #08-07-126 Authorizing 2nd Partial Payment to Standard Sidewalk, Inc. for IP 08-24 Sunwood Drive Streetscape
- 10) Adopt Resolution #08-07-127 Approving Pay No 15 to EH Renner & Sons, Inc. for Improvement Project #05-41 Wells No 7 & 8
- 11) Adopt Resolution #08-07-128 Reciting a Proposal for an Industrial Development Project and Taking Official Action with Respect thereto Indicating Preliminary Intent to Assist the Financing of the Project Pursuant to the Minnesota Municipal Industrial Development Act and Calling for a Public Hearing on the Project (Knoll Properties, LLC Project) - **Moved to Case #15 on the Regular Agenda**
- 12) Approve Request for Amended Development Permit Extending the Completion date to November 13, 2009 for Ramsey Commons; Case of Ramsey Arbor Properties
- 13) Report from Personnel Committee
 - 1) Consider Authorization to Hire an Accountant I

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Dehen, Elvig, Jeffrey, Look, Olson, and Strommen. Voting No: None.

COUNCIL BUSINESS

Case #1: Public Hearing: Consider Adoption of an Ordinance to Amend City Charter Sections 2.5 and 4.5.5

Mayor Gamec closed the regular portion of the City Council meeting at 7:10 p.m. in order to conduct a public hearing.

Public Hearing

Mayor Gamec called the public hearing to order at 7:10 p.m.

Presentation

City Attorney Goodrich reported that this has been reviewed over the past few years and tonight there is a recommendation from the Charter Commission for revisions to Sections 2.5 and 4.5.5. He stated that the revisions must be adopted unanimously by the Council and would then be effective 90 days after publication, unless a petition is received within 60 days of the adoption. He reviewed the suggested changes for Section 2.5 and introduced Ben Deemer, Vice-Chair of the Charter Commission, if there are any questions.

Councilmember Dehen asked why the Charter Commission felt a liaison should be appointed to the Council. He stated that if a citizen has any issues, they can contact any member of the Council and are not just limited to their ward representative.

City Attorney Goodrich stated that this was discussed and it was felt that if the vacancy was for 90 days or longer, it was too long to have an elected position open.

Mr. Deemer stated that they felt that when there is a ward vacancy, people are entitled to specific representation and this also helps staff by making it clear who to tell people to contact.

Mayor Gamec stated that he doesn't think this is a problem and thinks people could either call the Mayor or one of the At Large Councilmembers.

Councilmember Jeffrey stated that really any person in the City is represented by four people, their Ward Representative, the two At Large Councilmembers and the Mayor. He stated that he also is concerned about appointing a liaison.

Councilmember Olson stated that she agrees that citizens have more than one way of being represented on the Council; however, if there were no importance to representing a Ward, the entire Council would be At Large. She stated that she feels citizens are entitled to have a specific person represent them.

Councilmember Strommen stated that she feels the language is a bit confusing and doesn't specifically refer to a ward position. She asked if a liaison would be appointed if the vacancy were for an At Large position. She reiterated that she feels the language is confusing.

Councilmember Elvig stated that in a voting situation, there should be representation by a majority of the board.

City Attorney Goodrich noted that the liaison would not be a voting position.

Councilmember Elvig stated that he feels citizens still need someone they can rely on to lobby their position.

Councilmember Dehen stated that he doesn't feel a liaison is necessary in this situation.

Mr. Deemer stated that he wanted to emphasize that this liaison situation only represents a short period of time, every two years, and covers the period of time from the first week of July to the end of the election. He stated that there are other provisions in the Charter to handle other vacancies at other times.

Councilmember Look stated that in reading through the minutes it appears that the liaison would have one vote, not two votes.

City Attorney Goodrich stated that was discussion by the Charter Commission but no action was taken.

Councilmember Look stated that there appear to be a lot of questions floating around and he wonders why this issue wasn't brought to a work session for more in depth discussion. He stated that he thinks it would be appropriate to get everyone together and outline the concerns and feels that any proposed change to the City's charter should be brought before the people as a referendum. He stated that he is in favor of tabling this so there can be further discussed at a work session because he doesn't think he has enough information to vote in favor of this recommendation.

City Attorney Goodrich stated that he would like to review the recommendations for Section 4.5.5. He reviewed the details and suggested language changes and noted that the person elected to the vacant office would take his or her seat as soon as the election is certified.

Councilmember Dehen stated that he feels this is reasonable and noted that he had also suggested taking this a step further and after an incumbent Councilmember is defeated, having the newly elected Councilmember take office immediately after the results are certified rather than have a lame duck member serving on the Council from November to January.

City Attorney Goodrich stated that he had run this idea by the Attorney General's office and was told that, in cases of a vacancy, it would be alright, however, in the situation where there was a defeat, it would be considered unconstitutional, because all elected officials take their seats on the first business day in January.

Councilmember Look asked why the Charter Commission was making these recommendations and what deficiencies they have seen.

City Attorney Goodrich stated that the Charter Commission is trying to keep the charter up to date and see that it grows with the community. He stated that the Charter was drafted when there were five Councilmembers and there was no primary election system and now there are seven Councilmembers as well as a primary election system. He stated that they have been reviewing the language and why it may be not valid anymore. He stated that they did not see an urgent need or a problem, but are just slowly reviewing the Charter language for possible updates. He reviewed the language in Sections 4.5.5.1, 4.5.5.2 and 4.4.5.5.

Councilmember Strommen stated that she again feels this language is confusing and doesn't understand why there is the assumption that this couldn't be handled with the regular election.

City Attorney Goodrich stated that there are certain time sequences that need to be met and noted that this section just applies to the eight week period prior to a primary election. He reiterated that there are other provisions for other vacancies and other circumstances.

Mayor Gamec stated that he agrees with Councilmember Look that this needs more discussion at a work session.

Councilmember Look stated that he sees value in meeting jointly with the Charter Commission because he feels some of the information presented tonight is out of context and could benefit from a detailed discussion.

Citizen Input

There was none.

Motion by Councilmember Olson, seconded by Councilmember Elvig, to close the public hearing.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Olson, Elvig, Dehen, Jeffrey, Look, and Strommen. Voting No: None.

The public hearing was closed at 7:43 p.m.

Council Business

Mayor Gamec called the regular City Council meeting back to order at 7:43 p.m.

Motion by Councilmember Look, seconded by Councilmember Olson, to introduce an ordinance amending Section 2.5 of the City Charter creating a councilmember liaison when a vacancy occurs and Section 4.5.5 of the City Charter amending the procedure for filling a vacancy in an elected office of the City when there is less than eight weeks prior to the primary election.

Further Discussion: Councilmember Jeffrey stated that he would like to make sure there is a joint meeting to discuss these issues.

Motion failed. Voting Yes: None. Voting No: Mayor Gamec, Councilmembers Look, Olson, Dehen, Elvig, Jeffrey, and Strommen.

Case #2: Public Hearing: Application for Off-Sale Intoxicating Liquor License: Case of 10 Spot Liquor

Mayor Gamec closed the regular portion of the City Council meeting at 7:46 p.m. in order to conduct a public hearing.

Public Hearing

Mayor Gamec called the public hearing to order at 7:46 p.m.

Presentation

Police Chief Way stated that Melissa and Dennis Fitzgerald have properly applied for this license and noted that this location is the former Ramsey Wine & Spirits location, which has been closed for quite a while. He stated that the case is for 10 Spot Liquor, but the applicants have requested the name be changed to Fitz Liquors. He stated that everything appears to be in order and staff is recommending approval contingent upon receipt of the assumed name certification from the State of Minnesota.

Citizen Input

There was none.

Motion by Councilmember Jeffrey, seconded by Councilmember Elvig, to close the public hearing.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Jeffrey, Elvig, Dehen, Look, Olson, and Strommen. Voting No: None.

The public hearing was closed at 7:48 p.m.

Council Business

Mayor Gamec called the regular City Council meeting back to order at 7:48 p.m.

Motion by Councilmember Jeffrey, seconded by Councilmember Look, to approve an off-sale intoxicating liquor license for Melissa B. Fitzgerald and Dennis J. Fitzgerald of DJ Investments, d/b/a as Fitz Liquors, contingent upon receipt of assumed name certification from the State of Minnesota.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Jeffrey, Look, Dehen, Elvig, Olson, and Strommen. Voting No: None.

Case #3: Public Hearing: Application for On-Sale, Sunday and 2:00 a.m. Intoxicating Liquor License; Case of Broken Spoke Saloon

Mayor Gamec closed the regular portion of the City Council meeting at 7:49 p.m. in order to conduct a public hearing.

Public Hearing

Mayor Gamec called the public hearing to order at 7:49 p.m.

Presentation

Police Chief Way stated that Alan Hamel, William Boyum and James Green have properly applied for this licensing. He stated that the original application was under the name of Broken Spoke Saloon and they are now changing the name to Ol'Skool Bar and Grill, LLC. He stated that staff is recommending approval contingent upon receipt of an assumed name certification from the State of Minnesota.

City Attorney Goodrich clarified that it won't be the three individuals, but the LLC, that will operate the business.

Citizen Input

There was none.

Motion by Councilmember Jeffrey, seconded by Councilmember Dehen, to close the public hearing.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Jeffrey, Dehen, Elvig, Look, Olson, and Strommen. Voting No: None.

The public hearing was closed at 7:52 p.m.

Council Business

Mayor Gamec called the regular City Council meeting back to order at 7:52 p.m.

Alan Hamel, one of the owners, introduced himself and their general manager, Tim Lynch. He stated that they are looking to change the venue to try to bring in clientele that hasn't been using the Diamonds property.

Councilmember Dehen asked if the liquor liability has been verified.

Police Chief Way stated that the dram shop insurance goes through City Clerk Jo Thieling.

City Attorney Goodrich noted that the City needs to make sure that this is under the corporate name and not the individuals.

Councilmember Jeffrey noted that the Council has approved some events for the property and asked if those events will transfer with the business or become null and void.

City Attorney Goodrich stated that the CUP events go with the land but he isn't sure about the special events.

Police Chief Way noted that this application is for the liquor establishment which was kept separate from the surrounding properties.

Councilmember Elvig asked if the City has a limit on the amount of on-sale licenses it could issue.

City Attorney Goodrich stated that the City does not have a limit.

Motion by Councilmember Jeffrey, seconded by Councilmember Elvig, to approve an on-sale, Sunday and 2:00 a.m. intoxicating liquor license application for Ol'Skool Bar and Grill, LLC.

Further Discussion: Councilmember Jeffrey stated that he wanted to publicly thank Gary Gruber for his service to the community. He stated that Mr. Gruber held numerous events for the children and youth of the community. He stated that he wishes Mr. Gruber well and hopes he stays near the community because he has really done a lot to service the community.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Jeffrey, Elvig, Dehen, Look, Olson, and Strommen. Voting No: None.

Case #4: Consider Reduction in Development Fees for the Anderson Dahlen Expansion

Associate Planner Gladhill stated that at the June 24, 2008 Council meeting, Anderson Dahlen requested the City consider a reduction in their trunk fees. He stated that this was discussed at the EDA and they recommended a reduction for the sanitary sewer and trunk lines from \$50,818 down to \$25,883.

Public Works Director Olson clarified that the City didn't want to set a precedent, so they were overly cautious in looking at this situation. He noted that they are not expanding across a lot line.

Councilmember Elvig stated that he appreciates that everyone was willing to take a look at this and discuss options. He stated that the City is trying to be reasonable and assist existing businesses in their expansion.

Motion by Councilmember Elvig, seconded by Councilmember Olson, to adopt Resolution#08-07-129 to reduce the development fees for Lot 1, Block 1, Knoll Properties to a total of \$25,883.00.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Dehen, Elvig, Jeffrey, Look, Olson, and Strommen. Voting No: None.

Case #5: Request for Vacation of Drainage and Utility Easements in Knoll Properties Addition; Case of Anderson Dahlen, Inc.

Associate Planner Gladhill stated that this also relates to the prior case and a portion of the existing drainage and utility easement needs to be vacated to accommodate their proposed expansion.

Councilmember Dehen left the Council Chambers at 8:04 p.m.

Associate Planner Gladhill stated that he would like to suggest additional language in the motion as recommended by City Attorney Goodrich.

Motion by Councilmember Elvig, seconded by Councilmember Jeffrey, to adopt Ordinance #08-18 to vacate the drainage and utility easements within Outlot A, AEC Energy Park 4th Addition.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Elvig, Jeffrey, Look, Olson, and Strommen. Voting No: None. Absent: Councilmember Dehen.

Councilmember Dehen returned to the Council Chambers.

Motion by Councilmember Look, seconded by Councilmember Jeffrey, to waive the City Charter requirement to read the ordinance aloud.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Look, Jeffrey, Dehen, Elvig, Olson and Strommen. Voting No: None.

City Attorney Goodrich noted that the first motion adopting the Ordinance, needed to be a roll call vote.

Motion by Councilmember Elvig, seconded by Councilmember Jeffrey, to adopt Ordinance #08-18 to vacate the drainage and utility easements within Outlot A, AEC Energy Park 4th Addition.

A roll call vote was performed by the Recording Secretary:

Councilmember Look: aye
Councilmember Olson: aye
Councilmember Elvig: aye
Councilmember Strommen: aye
Councilmember Jeffrey: aye

Councilmember Dehen: aye
Mayor Gamec: aye

Motion carried.

City Administrator Ulrich noted that Case #15 also relates to the same Anderson Dahlen project and suggested that the Council move that item earlier in the agenda.

Case #15: Adopt Resolution #08-07-XXX Reciting a Proposal for an Industrial Development Project and Taking Official Action with Respect thereto Indicating Preliminary Intent to Assist the Financing of the Project Pursuant to the Minnesota Municipal Industrial Development Act and Calling for a Public Hearing on the Project (Knoll Properties, LLC Project)

Councilmember Look stated that he wanted this taken off the Consent Agenda so staff could explain this to residents so they understood what was being proposed.

City Administrator Ulrich stated that this would schedule a public hearing for August 26, 2008 at 7:00 p.m. to discuss the City issuing revenue bonds to finance all or a portion of the costs of constructing, furnishing and equipping a project on behalf of Knoll Properties. He stated that the aggregate principal amount of the proposed Bonds would be \$6,000. He stated that there would be very limited liability on behalf of the City and the City has issued similar bonds for PACT and Panther Precision Tooling and noted that this is not a general obligation bond.

Councilmember Look asked for further explanation about what "limited liability" means.

City Administrator Ulrich stated that the interest will be payable only from the revenues pledged to the payment.

City Attorney Goodrich noted that these details will be discussed at the public hearing.

Councilmember Look asked if this could affect the City's bond rating.

City Attorney Goodrich stated that he did not think it affected bond ratings.

Motion by Councilmember Look, seconded by Councilmember Strommen, to Adopt Resolution #08-07-130 Reciting a Proposal for an Industrial Development Project and Taking Official Action with Respect thereto Indicating Preliminary Intent to Assist the Financing of the Project Pursuant to the Minnesota Municipal Industrial Development Act and Calling for a Public Hearing on the Project (Knoll Properties, LLC Project).

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Look, Strommen, Dehen, Elvig, Jeffrey, and Olson. Voting No: None.

Case #6: Consider Resolution of 160th Lane Issues

Public Works Director Olson stated that in 2005, the City used eminent domain procedures to acquire the right-of-way to utilize what is now known as 160th Lane to provide public access. He stated that in the summer of 2005, the City started receiving calls from nearby homeowners, Bauer's and Kaas', disputing the use of the driveway access that had been constructed within the right-of-way. He stated that the Public Works Committee discussed this in May 2008 and indicated that they would recommend to the Council that the City not move ahead with plans to pave the street, but clear the trees and the 66 feet of right-of-way and post No Parking signs. He stated that the neighbors agreed to enter into mediation with Anoka County which resulted in the case being settled. He noted that a copy of the settlement agreement was included in the Council packet. He stated that the discussion by the Public Works Commission was that it would not be the best use of general tax dollars to create and maintain a roadway that virtually was a private driveway. He stated that staff has discussed a compromise with Mr. Bauer, that instead of cutting down the entire right-of-way, that only 36 feet would be cleared, 18 feet from the center line to allow for 6 feet of paving, a 4 foot shoulder and an 8 foot clear zone. He stated that Mr. Bauer has agreed to improve the roadway and maintain it, but asked that the City do the tree removal, clearing and grubbing and that 'No Parking' signs be posted.

City Attorney Goodrich noted that he has also made the recommendation that this road be posted as a Minimum Maintenance Road and that the City would conduct annual inspections to determine that the construction and maintenance continues as it was at final acceptance. He stated that this makes it clear that the City will not be plowing, grading or maintaining the street.

Public Works Director Olson stated that the City will go out every 12 months and make sure that Mr. Bauer is doing what he agreed to do.

Councilmember Strommen asked what the financial impact would be for the City if it took on maintenance.

Public Works Director Olson stated that the costs would be the time and effort to go in and noted that, generally, the City doesn't maintain roads that it cannot turn around in. He stated that, in staff's opinion, if the City is going to maintain the road, it should be built to City standards. He stated that this is basically a private driveway located on public right-of-way.

Councilmember Dehen asked if there had been an option to sell this area outright to Mr. Bauer and have him take over everything.

City Attorney Goodrich stated that the City used eminent domain procedures to acquire this land in 2005 and if the City now turns around and sells it to a private property, that would misrepresent what the City offered to the courts. He stated that there is also a requirement to provide a cartway access to land locked parcels.

Councilmember Dehen stated that he doesn't want to use public money to make a road for one person. He asked if there would be liability issues with the Minimum Maintenance Road designation.

City Attorney Goodrich stated that this is why it will be posted Minimum Maintenance and the City is also asking Mr. Bauer to sign a hold harmless agreement. He stated the hold harmless agreement basically states that, if Mr. Bauer or one of his guests at his home is injured on the road, would hold the City harmless from any liability related to the maintenance of the roadway.

Councilmember Olson stated that she doesn't like the idea of spending City money to plow a private driveway, but also doesn't like the idea of a citizen maintaining a City street, particularly when there has been so much controversy surrounding this situation.

Councilmember Strommen asked what would happen if Mr. Bauer no longer owned the property. She stated that this doesn't seem to be a long term solution and thinks the City will, at some point, have to "bite the bullet" and accept responsibility for this street.

City Attorney Goodrich stated that the City will conduct annual inspections and if it comes to the City's attention that the road is not being properly maintained, the City could consider taking it back as a street.

Public Works Director Olson stated that the City has been working hard to encourage the paving of dirt streets and if the Council wants to take on maintenance responsibilities, he feels this needs to go back to the drawing board for another solution. He stated that their thinking with this issue is that if someone buying this property is not willing to take on the maintenance duties, they probably won't buy the house. He reiterated that it will be posted as a Minimum Maintenance road.

Councilmember Dehen stated that he just doesn't think it is a good use of public money to construct this to City standards for, basically, a one person road.

Councilmember Elvig noted that when this property was originally put together, there was a ghost plat for a road to continue through to Variolite, so there could be a long term plan for a roadway connection through the property.

Councilmember Jeffrey asked if there was any issue about who actually owns the property.

City Attorney Goodrich stated that the City owns the property, but anyone can drive their vehicle down the road, with the understanding that this is a Minimum Maintenance road. He stated that the neighboring property owners were present, if the Council would like to have them comment.

Francis Kaas, 7155 - 160th Lane, stated that he heard that the City would have Mr. Bauer sign a waiver that if any of his guests were injured on the road that he wouldn't sue the City. He asked what would happen if someone else was hurt because of the lack of maintenance on the road.

City Attorney Goodrich stated that the City would accept no liability. He stated that Mr. Bauer is using this street to access his residence, but if you are driving on the road and get injured, you accept full responsibility and cannot sue the City for damages.

Mr. Kaas stated that the City fought to buy this land and now is not willing to maintain what they own. He stated that he feels the City should be required to maintain their property.

Councilmember Dehen stated that he feels that if the City builds a road, it will be to City standards, which means the entire 66 foot right-of-way will be cleared and there will be much greater costs. He stated that he understands Mr. Kaas' position, but feels spending the money isn't justifiable, so the City is trying to make a compromise to keep some of the trees and have a smaller road. He stated that he feels Mr. Kaas has been sending mixed signals to the City.

Mr. Kaas stated that he just wants this situation to end and the City spent a lot of money to buy this property. He stated that he wants it to be clear that Mr. Bauer is not landlocked.

City Attorney Goodrich stated that the City is simply trying to work through the situation and come up with a compromise.

Mr. Kaas stated that he wants the City to go ahead and put the road in and maintain it.

Mayor Gamec stated that he feels the City has done the best it can and feels that Mr. Kaas has changed his mind every time he has talked about this issue.

Councilmember Elvig stated that he feels it is important to note that this has gone through Anoka County Mediation Services and there has been a settlement.

City Attorney Goodrich explained that three separate motions are required for this case.

Motion by Mayor Gamec, seconded by Councilmember Jeffrey, to accept Greg Bauer's offer to install the following improvements on the Subject Roadway: a) Place a 20 foot wide, four inch lift of class 5 in the path graded by the Public Works Department; b) Place a 12 foot wide lift of bituminous pavement centered within the 20 foot based area; AND direct the City Engineer/Public Works Department to do the following on the Subject Roadway: a) Clear the trees/growth 18 feet on each side of the centerline; 2) Grub stumps and grade roadway to a width of 36 feet; 3) Place Minimum Maintenance Roadway signs as required by State Statute.

Further Discussion: Public Works Director Olson stated that Mr. Bauer has noted that the 12 foot wide pavement could be increased to 20 feet if the funding becomes available. He stated that this language is included in the resolution, but did not get included in the suggested motion language.

Amended motion by Mayor Gamec, seconded by Councilmember Jeffrey, to accept Greg Bauer's offer to install the following improvements on the Subject Roadway: a) Place a 20 foot wide, four inch lift of class 5 in the path graded by the Public Works Department; b) Place a 12 – 20 foot wide lift of bituminous pavement centered within the 20 foot based area, AND direct the

City Engineer/Public Works Department to do the following on the Subject Roadway: a) Clear the trees/growth 18 feet on each side of the centerline; 2) Grub stumps and grade roadway to a width of 36 feet; 3) Place Minimum Maintenance Roadway signs as required by State Statute.

Further Discussion: Councilmember Strommen confirmed that the City will inspect this road annually. Public Works Director Olson stated that the City will inspect this annually. Councilmember Olson stated that she thinks there is too much opposition based on Mr. Kaas' comments and cannot support this motion. Councilmember Look asked why the City wasn't putting through a road. Public Works Director Olson stated that it is not being put through because there isn't a subdivision request that would require a need for the additional roadway. He stated that from a traffic perspective, there hasn't been a need to spend the many thousands of dollars it would take to make a roadway connection across the wetland area. Councilmember Dehen stated that Councilmember Olson had voted in favor of this issue in the Public Works Commission meeting and asked why she would now vote against it. Councilmember Olson stated that she doesn't think the issue is going to go away because there is still too much opposition.

Amended Motion carried. Voting Yes: Mayor Gamec, Councilmembers Jeffrey, Dehen, Look, and Strommen. Voting No: Councilmember Olson. Abstaining: Councilmember Elvig.

Motion by Mayor Gamec, seconded by Councilmember Jeffrey, to adopt Resolution #08-131 declaring the Subject Roadway as a Minimum Maintenance Roadway, subject to Greg Bauer's and spouse's agreement to sign a hold harmless agreement holding the City harmless for any liability from injuries to persons on property concerning the City's designation of the Subject Roadway as a Minimum Maintenance Roadway.

Further Discussion: Councilmember Look asked if the City constructed this to City standards whether the costs can be assessed to the properties. City Attorney Goodrich stated that it cannot, unless the property owners petition for this. Councilmember Look asked if Mr. Bauer can simply neglect the road to force the City to take it over. City Attorney Goodrich stated that this is a possibility.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Jeffrey, Dehen and Strommen. Voting No: Councilmembers Look and Olson. Abstaining: Councilmember Elvig.

Motion by Mayor Gamec, seconded by Councilmember Jeffrey, to permit Greg Bauer to place an address sign at the entrance to the Subject Roadway.

Motion carried. Voting Yes: Mayor Gamec, Councilmembers Jeffrey, Dehen, Look, and Strommen. Voting No: Councilmember Olson. Abstaining: Councilmember Elvig.

Case #7: Adopt Ordinance Amending Section 5.08 (public nuisances) of Chapter 5 of City Code; Case of City of Ramsey

Community Development Director Miller stated that this ordinance has been rewritten to make the definition of "inoperable vehicle" easier to understand and apply.

Motion by Councilmember Jeffrey, seconded by Councilmember Olson, to waive the reading as required by City Charter and adopt Ordinance #08-20 to amend Section 5.08 (Public Nuisances) of City Code.

A roll call vote was performed by the Recording Secretary:

Councilmember Dehen: aye
Councilmember Strommen: aye
Councilmember Jeffrey: aye
Councilmember Olson: aye
Councilmember Look: aye
Councilmember Elvig: aye
Mayor Gamec: aye

Motion carried.

Case #8: Adopt an Ordinance Amending Chapter 5 of the City Code to Include Social Host Liability

Police Chief Way stated that there have been minor changes to the ordinance since the last meeting.

Councilmember Dehen noted that section 5.22.02 (5) states that “the person fails to take reasonable steps to prevent possession or consumption by the underage person(s)”. He stated that, for example, what if there is liquor kept in a pole barn by parents but it isn’t locked up. He asked what would prevent law enforcement from saying that they didn’t take reasonable steps.

City Attorney Goodrich stated that law enforcement won’t charge unless they think they can convict and they will need to use common sense for what is considered reasonable and what isn’t. He stated that this will need to be handled on a case by case basis.

Police Chief Way stated that he understands that there is some concern about the word “reasonable”, but in his research he found it used over 500 times in Minnesota Statute language. He stated that he was unable to come up with another word.

Motion by Councilmember Look, seconded by Councilmember Strommen, to Adopt Ordinance #08-21 amending Chapter 5 of City Code, which is known as the Municipal Regulations chapter of the city Code of Ramsey, Minnesota.

A roll call vote was performed by the Recording Secretary:

Councilmember Strommen: aye
Councilmember Jeffrey: aye
Councilmember Olson: aye
Councilmember Dehen: aye

Councilmember Look: aye
Councilmember Elvig: aye
Mayor Gamec: aye

Motion carried.

Case #9: Adopt Ordinance Repealing Section 7.82 (Alarm Systems) of the City Code and Adding Section 5.23 (Alarm Systems)

Police Chief Way stated that this was discussed at the July 8, 2008 Council meeting. He noted that the rates will be discussed at the August 26, 2008 work session.

Motion by Councilmember Elvig, seconded by Councilmember Jeffrey, to adopt Ordinance #08-22 repealing Section 7.82 of City Code and amending Chapter 5, adding Section 5.23 – Alarm Systems.

A roll call vote was performed by the Recording Secretary:

Councilmember Look: aye
Councilmember Jeffrey: aye
Councilmember Elvig: aye
Councilmember Olson: aye
Councilmember Dehen: aye
Councilmember Strommen: aye
Mayor Gamec: aye

Motion carried.

Case #10: Adopt Ordinance Amending Chapter 7 of the City Code to Include Age Verification for Liquor Establishments

Police Chief Way reviewed this amendment and noted that staff is recommending a \$100 fee reduction for Off Sale establishments that meet the requirements.

Motion by Councilmember Elvig, seconded by Councilmember Jeffrey, to Adopt Ordinance #08-23 amending Chapter 7 of City Code, which is known as the licensing and permits chapter of the City Code of Ramsey, Minnesota.

A roll call vote was performed by the Recording Secretary:

Councilmember Look: aye
Councilmember Jeffrey: aye
Councilmember Elvig: aye
Councilmember Olson: aye
Councilmember Dehen: aye
Councilmember Strommen: aye

Mayor Gamec: aye

Motion carried.

Case #11: Introduce Ordinance to Amend City Code Section 9.15 Towers; Case of City of Ramsey

Associate Planner Gladhill stated that the moratorium on construction of cell towers is set to expire on September 17, 2008. He summarized the proposed changes in the ordinance: Antennas may be co-located on existing structures in parks; however, no new towers may be constructed within parks; Height limits have been adjusted to 100 feet (from 175 feet in industrial) in all zoning districts; an additional 20 feet may be granted if a minimum of two services are co-located on the tower; The 10 acre requirement for lot size has been eliminated; lot size will be regulated by setback, which is the height of the tower plus 10 feet on residential and public/quasi public parcels; Setbacks for the towers in industrial and commercial areas will default to the underlying zoning district except when adjacent to a residential zone; when adjacent to a residential zone, the setback shall be the height of the tower plus 10 feet adjacent to the residential zone. He stated that the Planning Commission has recommended these revisions and noted that the City Attorney has recommended some language changes on page 160 and 163. He showed a map of the proposed overlay district.

Councilmember Elvig stated that the map shows 33 square miles with two towers and that isn't adequate coverage for all areas. He stated that he doesn't understand this because he has traveled to places like Montana which has far fewer towers and he has adequate cell service.

Community Development Director Miller stated that one of the reasons for this is that sometimes when there are fewer towers, such as in Montana, they allow much higher towers. She stated that having a tower that is 300 or 400 feet tall will give a much greater coverage area and lower towers have a smaller coverage distance.

Associate Planner Dalnes stated that this is also affected by the number of users, which is why towers in a rural area can cover a much larger area.

Councilmember Elvig stated that he would like to see the City have authority for aesthetic controls for the towers and their attachments.

Councilmember Jeffrey agreed and noted that he has seen cell towers in Arizona disguised as a palm tree.

Councilmember Strommen stated that Afton is constructing a cell tower that looks like a pine tree.

Councilmember Dehen asked if there was anything in the Telecommunications Act that would prevent the City from regulating for aesthetic purposes.

City Attorney Goodrich stated that the City cannot do anything to hinder their ability to administer their product, so he thinks that the City could regulate aesthetics.

Motion by Councilmember Strommen, seconded by Councilmember Elvig, to introduce an ordinance amending City Code Section 9.15 Towers.

Further Discussion: Councilmember Dehen asked if the language suggested by Councilmember Elvig about aesthetics was included.

Amended Motion by Councilmember Strommen, seconded by Councilmember Elvig, to introduce ordinance amending City Code Section 9.15 Towers, with additional language that the City will retain controls for regulating the aesthetics of the towers.

Amended Motion carried. Voting Yes: Mayor Gamec and Councilmembers Strommen, Elvig, Dehen, Jeffrey, Look and Olson. Voting No: None.

Case #12: Introduce Ordinance to Amend Section 9.12 (Signs) of City Code to Incorporate “Dynamic Display” Sign Regulations: Case of the City of Ramsey

Associate Planner Dalnes stated that staff has been researching electronic signs and has included literature from SRF Consulting in the packet. She reviewed the definition of an electronic sign for “dynamic display” and the proposed language for brightness, size, speed of change in message and that the use of temporary signs would no longer be permitted if there was a functioning dynamic display sign. She stated that the Planning Commission has discussed these amendments and recommends approval.

Mayor Gamec asked if the ordinance covered the color of the reader boards.

Associate Planner Dalnes stated that it does not specifically prohibit any colors, but noted that they cannot interfere with traffic signals.

Councilmember Elvig asked if there was any consideration given to size of the signs and their distance from the roadway. He stated that there has been discussion about a reader sign for City Hall and that it should be readable from Highway 10. He stated that he doesn’t want to adopt an ordinance that “shoots the City in the foot” for that goal.

Associate Planner Dalnes stated that the City doesn’t adjust size requirements, for any type of signage, based on distance from the road. She stated that any variance in the sign ordinance can be made through a CUP.

Motion by Elvig, seconded by Olson, to recommend that the City Council introduce the proposed ordinance to amend sign regulations to establish dynamic display standards.

Motion carried. Voting Yes: Mayor Gamec and Councilmembers Elvig, Olson, Dehen, Jeffrey, Look and Strommen. Voting No: None.

Case #13: Consideration of Awarding Bid for IP 08-35 East Ramsey Parkway Sunwood Drive Streetscape Improvements

Public Works Director Olson stated that the bids were opened last week and the low bid was by Hardrives, Inc. for \$122,274.95. He stated that Hardrives, Inc. has done acceptable work for the City in the past and staff is recommending utilizing the RTC letter of credit in the amount of \$122,274.95 and awarding the contract to Hardrives, Inc.

Councilmember Dehen asked if there was anything cities do as far as guarantees of lasting quality. He asked if there was a way for the City to be more proactive in doing something to ensure that the City is getting what it pays for.

Public Works Director Olson stated that there is a 12-month warranty on the improvement. He stated that if this was changed to a 5-year warranty, for example, it would require a lot more up front costs and he doesn't think the likelihood of premature failure is worth the required cost.

Councilmember Dehen stated that he would like to see what the increased costs would actually be.

Mayor Gamec stated that the City looked at this a few years ago and it was an increase of 40%-60%.

Councilmember Dehen stated that his point is "ask not, get not" and perhaps contractors would be willing to extend the 12 month warranty a few more years without additional expenditures. He stated that the market is very competitive right now and he would like to see those costs in the future.

Public Works Director Olson stated that he will put this on a future Public Works agenda to explore this option. He stated that he will also try to find the information that Mayor Gamec mentioned.

Councilmember Elvig stated that he feels it all comes back to the inspection process to make sure it is compacted properly, excavated properly, and the mixture of asphalt is correct.

Public Works Director Olson stated that it is all certified and noted that Mike McDowell is MnDot certified to conduct these inspections.

Motion by Councilmember Jeffrey, seconded by Councilmember Dehen, to adopt Resolution #08-07-131A to award the bid for IP-08-35 East Ramsey Parkway Bituminous Wear Course to Hardrives, Inc., in the amount of \$122,274.95.

Motion carried. Voting Yes: Mayor Gamec and Councilmembers Jeffrey, Dehen, Elvig, Look, Olson and Strommen. Voting No: None.

Resignation of Associate Planner Dalnes

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Public Works Director Olson stated that it is all certified and noted that Mike McDowell is MnDot certified to conduct these inspections.

Motion by Councilmember Jeffrey, seconded by Councilmember Dehen, to adopt Resolution #08-07-131 to award the bid for IP-08-35 East Ramsey Parkway Bituminous Wear Course to Hardrives, Inc., in the amount of \$122,274.95.

Motion carried. Voting Yes: Mayor Gamec and Councilmembers Jeffrey, Dehen, Elvig, Look, Olson and Strommen. Voting No: None.

Resignation of Associate Planner Dalnes

Mayor Gamec noted that Associate Planner Dalnes is leaving the City to become the City Planner in Minnetrista. He stated that he wanted to wish her good luck and make it known that she has done an excellent job for the City. He stated that she is regarded highly by everyone and he personally appreciated her frankness when it has been necessary to tell him he was wrong.

Case #14: Accept Plans and Specifications for City Project #08-36, 144th Avenue NW Extension into the Sunfish Lake Business Park, and Authorize for Bid

Public Works Director Olson stated that the estimated cost for the project is around \$275,000 and the plans and specifications are completed, so staff would like to advertise for bids.

Motion by Councilmember Elvig, seconded by Councilmember Jeffrey, to accept the plans and specifications for City project #08-36, 144th Avenue NW extension into the Sunfish Lake Business Park, and authorize for bid.

Motion carried. Voting Yes: Mayor Gamec and Councilmembers Elvig, Jeffrey, Dehen, Look, Olson and Strommen. Voting No: None.

MAYOR, COUNCIL AND STAFF INPUT

Elected Officials Meeting

Mayor Gamec stated that the Elected Officials meeting is scheduled for July 30, 2008 in Columbus Township.

Ramsey Golf Tournament

Mayor Gamec stated that the City's Business Appreciation Golf Tournament is scheduled for August 19, 2008.

Community Center Focus Group Meeting

Associate Planner Gladhill stated that there is a Community Center Focus Group meeting on Thursday, July 24, 2008, from 6:00 to 8:00 p.m. in the Alexander Ramsey room.

County Rail Authority Meeting

City Administrator Ulrich stated that staff is meeting with the County Rail Authority later in the week to begin working on preliminary plans for the Ramsey rail station.

Sexual Offender Meeting

City Administrator Ulrich noted that the Level III Sexual Offender meeting will be held Wednesday, July 23, 2008 at 6:00 p.m. at the PACT charter school. He stated that the meeting will be taped for rebroadcast on cable television.

National Night Out

City Administrator Ulrich stated that National Night Out is scheduled for August 5, 2008 and there will be no Council meeting that night.

County Road 63

Public Works Director Olson stated that there is a pre-construction meeting for County Road 63 coming up and he will keep the Council updated as he hopes this project will begin soon.

Lunch with Governor Pawlenty

Mayor Gamec stated that there is a lunch with Governor Pawlenty event scheduled for August 7, 2008 and asked anyone interested in attending to contact City Clerk Jo Thieling. He noted that the cost is \$50.

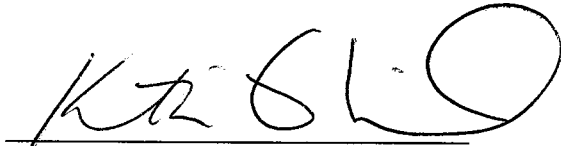
ADJOURNMENT

Motion by Councilmember Strommen, seconded by Councilmember Jeffrey, to adjourn the meeting.

Motion carried.

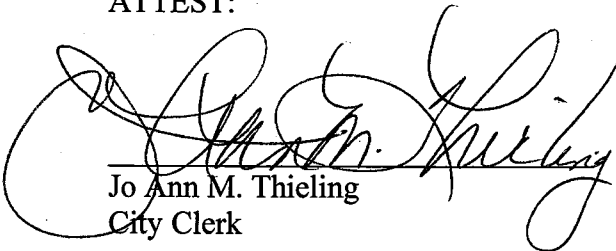
The regular meeting of the City Council adjourned at 9:28 p.m.

Respectfully submitted,



Kurtis G. Ulrich
City Administrator

ATTEST:



Jo Ann M. Thieling
City Clerk

Drafted by Kayla Atkins-Rokosz
TimeSaver Off Site Secretarial, Inc.

NOTICE OF PUBLIC HEARING

AFFIDAVIT OF PUBLICATION

CITY OF RAMSEY
COUNTY OF ANOKA
STATE OF MINNESOTA

STATE OF MINNESOTA)
COUNTY OF ANOKA) SS

NOTICE IS HEREBY GIVEN that the City of Ramsey City Council will conduct a public hearing on Tuesday, July 22, 2008 at 7:00 p.m. at the Ramsey City Hall, 7550 Sunwood Drive NW, Ramsey, MN 55303.

The purpose of the hearing will be to consider the Charter Commission's recommendation to amend Sections 2.5 and 4.5.5 of the City Charter to provide as follows:

Section 2.5 Vacancies. A vacancy in the council, whether it be in the office of mayor or councilmember, shall be deemed to exist in the case of the failure of any person elected thereto to qualify, or by reason of the death, resignation in writing filed with the city clerk, removal from office, non-residence in the city, conviction of a felony of any such person after his/her election, or by reason of the failure of any councilmember without good cause to attend council meetings for a period of three consecutive months. In each such case, the council shall publicly declare by resolution, the vacancy to exist within fifteen (15) days of its occurrence and such vacancy shall be filled according to the provisions of Section 4.5.

At the same time as the resolution declaring the vacancy is adopted, the council shall appoint a current councilmember to act as a liaison for those residents whose councilmember's seat is vacant. The liaison so appointed shall serve until the vacancy has been filled. The councilmember appointed as liaison shall continue to have only one vote

as a councilmember.
4.5.5 Office Vacancy when less than eight weeks prior to primary election.

4.5.5.1 Special Election. When a vacancy in an elected office of the city occurs when there is less than eight weeks prior to a primary election there shall be no primary election, except as provided in Section 4.5.5.3 below. The special election to fill the vacancy shall coincide with the Regular Municipal Election and the notice of such vacancy shall be published as soon as is practicable.

4.5.5.2 Vacancy in offices to be voted on in the Regular Municipal Election. If a vacancy occurs less than eight weeks prior to the primary election, in the office of the mayor or the councilmembers whose seats are to be voted on in the Regular Municipal Election, said vacancy shall be considered not to exist for the purpose of the Regular Municipal Election. The person elected to fill the vacancy in the Regular Municipal Election, if approved by unanimous vote of the sitting Council, may assume the duties of the office to which elected on the first business day following the City Clerk's issuance of a certificate of election to said person.

4.5.5.3 Vacancy in an office not to be voted on in the Regular Municipal Election. If a vacancy occurs in the office of the mayor or a councilmember not standing for election in the Regular Municipal Election, a special primary election and a special election shall be held in January of the subsequent year following the vacancy to fill said vacancy. The election procedures for the special primary election and the special election shall be those election procedures for municipal office candidates as prescribed in Minnesota Statutes and this Charter. The term of the office of the person elected pursuant to this subsection 4.5.5.3 shall be for the remainder of the unexpired term of the office vacated.

All persons interested are invited to attend the hearing and will be given the opportunity to make presentations.

Written comments also are welcome and may be addressed to Kurtis G. Ulrich, City Administrator, 7550 Sunwood Drive NW, Ramsey, MN 55303. Written comments must be received prior to 5:00 p.m. on Tuesday, July 22, 2008.

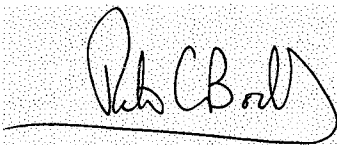
Dated: June 24, 2008
/S/ Jo Thieling
Jo Thieling, Ramsey City Clerk
Published in Anoka County Union
June 27, 2008

Peter G. Bodley, being duly sworn on oath says that he is the managing editor of the newspaper known as the Anoka County Union, and has full knowledge of the facts which are stated below:

(A) The newspaper has complied with all of the requirements constituting qualifications as a qualified newspaper, as provided by Minnesota Statue 331A.02, 331A.07 and other applicable laws, as ammended.

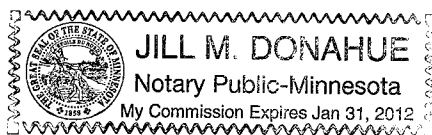
(B) The printed NOTICE OF PUBLIC HEARING (Amend Sections 2.5 and 4.5.5 of the City Charter), which is attached was cut from the columns of said newspaper and was printed and published once a week for one week; it was first published on Friday, the 27th day of June, 2008, and was therefore printed and published on every Friday to and including Friday, the 27th day of June, 2008, and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice

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z
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Managing Editor

Subscribed and sworn to before me on this 27th day of June, 2008



Notary Public

RATE INFORMATION

(1) Lowest classified rate paid by commercial users for comparable space	<u>\$ 15.00</u> (line, word or inch rate)
(2) Maximum rate allowed by law for the above matter	<u>\$ 15.00</u> (line, word or inch rate)
(3) Rate actually charged for the above matter	<u>\$ 10.25</u> (line, word or inch rate)

1,280,021

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)
COUNTY OF ANOKA) SS

Peter G. Bodley, being duly sworn on oath says that he is the managing editor of the newspaper known as the Anoka County Union, and has full knowledge of the facts which are stated below:

(A) The newspaper has complied with all of the requirements constituting qualifications as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07 and other applicable laws, as amended.

(B) The printed NOTICE OF PUBLIC HEARING (Broken Spoke Saloon), which is attached was cut from the columns of said newspaper and was printed and published once a week for one week; it was first published on Friday, the 11th day of July, 2008, and was therefore printed and published on every Friday to and including Friday, the 11th day of July, 2008, and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice

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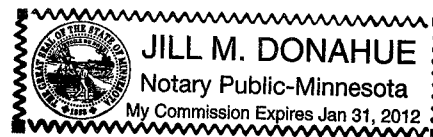


Managing Editor

Subscribed and sworn to before me on
this 11th day of July, 2008



Notary Public



RATE INFORMATION

(1) Lowest classified rate paid by commercial users for comparable space	\$ 15.00 (line, word or inch rate)
(2) Maximum rate allowed by law for the above matter	\$ 15.00 (line, word or inch rate)
(3) Rate actually charged for the above matter	\$ 10.25 (line, word or inch rate)

NOTICE OF PUBLIC HEARING

CITY OF RAMSEY
ANOKA COUNTY
STATE OF MINNESOTA

TO WHOM IT MAY CONCERN:

Notice is hereby given that the Ramsey City Council will hold a public hearing on Tuesday, July 22, 2008, at 7:00 p.m. in the Council Chambers at the Ramsey Municipal Center, 7550 Sunwood Drive NW, Ramsey, MN 55303.

The purpose of the hearing is to consider a request by Alan Hamel, William Boyun and James Green Jr., d/b/a Broken Spoke Saloon, for an On-Sale, Sunday Sales and 2:00 a.m. Intoxicating Liquor License at the property generally known as 7550 Highway #10 NW, Ramsey, Minnesota. (Note: This is not a new liquor license; this is a sale/transfer of ownership and a name change. This is the current Diamonds Sports Bar & Grill site.)

All interested persons are invited to attend the hearing and comment on the request for an On-Sale Intoxicating liquor license. The City of Ramsey complies with the Americans with Disabilities Act. Upon advance request, information will be provided in an alternative form, and interpreters will be available. Any person with such a request should contact Jo Thieling at 763-433-9840 prior to 4:30 p.m., Wednesday, July 16, 2008. There is a TDD machine at Ramsey Municipal Center; the number is 763-427-8591.

Written comments are welcome and shall be addressed to the Ramsey City Council, attention Jo Thieling, 7550 Sunwood Drive NW, Ramsey, Minnesota, 55303. Written comments shall be received at the above address prior to 4:00 p.m., on Tuesday, July 22, 2008.

Jo Ann M. Thieling, CMC
City Clerk

abcdefghijklmnopqrstuvwxyz

Published in Anoka County Union
July 11, 2008

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA) SS
COUNTY OF ANOKA)

Peter G. Bodley, being duly sworn on oath says that he is the managing editor of the newspaper known as the Anoka County Union, and has full knowledge of the facts which are stated below:

(A) The newspaper has complied with all of the requirements constituting qualifications as a qualified newspaper, as provided by Minnesota Statue 331A.02, 331A.07 and other applicable laws, as ammended.

(B) The printed NOTICE OF PUBLIC HEARING (SPOT LIQUOR), which is attached was cut from the columns of said newspaper and was printed and published once a week for one week; it was first published on Friday, the 11th day of July, 2008, and was therefore printed and published on every Friday to and including Friday, the 11th day of July, 2008, and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice

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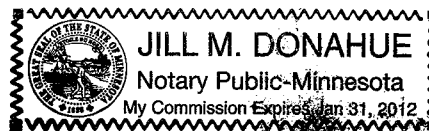


Managing Editor

Subscribed and sworn to before me on this 11th day of July, 2008



Notary Public



RATE INFORMATION

(1) Lowest classified rate paid by commercial users for comparable space	<u>\$ 15.00</u> (line, word or inch rate)
(2) Maximum rate allowed by law for the above matter	<u>\$ 15.00</u> (line, word or inch rate)
(3) Rate actually charged for the above matter	<u>\$ 10.25</u> (line, word or inch rate)

NOTICE OF PUBLIC HEARING

CITY OF RAMSEY
ANOKA COUNTY
STATE OF MINNESOTA
TO WHOM IT MAY CONCERN:
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The purpose of the hearing is to consider a request by Melissa B. Fitzgerald and Dennis J. Fitzgerald of DJ Investments LLC d/b/a 10 Spot Liquor, at the property generally known as 7129 Highway #10 NW, Ramsey, Minnesota.

All interested persons are invited to attend the hearing and comment on the request for an Off-Sale Intoxicating Liquor License. The City of Ramsey complies with the Americans with Disabilities Act. Upon advance request, information will be provided in an alternative form, and interpreters will be available. Any person with such a request should contact Jo Thieling at 763-433-9840 prior to 4:30 p.m., Wednesday, July 16, 2008. There is a TDD machine at Ramsey Municipal Center, the number is 763-427-8591.

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Jo Ann M. Thieling
City Clerk

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Published in Anoka County Union
July 11, 2008