

AGENDA
MAPLE PLAIN CITY COUNCIL – REGULAR MEETING
MAPLE PLAIN CITY HALL
November 14, 2016
6:30 P.M.

- 1. WELCOME**
- 2. CALL TO ORDER**
- 3. PLEDGE OF ALLEGIANCE**
- 4. ADOPT AGENDA**
- 5. CONSENT AGENDA**
 - A. Accounts Payable
 - B. City Council Minutes from October 24, 2016 City Council Regular Meeting
 - C. Payment of \$2,157.75 to American Engineering Testing, Inc. re Budd Ave. Street and Utility Improvement Project
 - D. Accept Dan Vaale and Kevin Kolkind onto the Maple Plain Fire Department with removal of their probation.
- 6. OLD BUSINESS**
- 8. PUBLIC HEARING**
 - A. Cable Franchise Agreement Submittals
- 6. NEW BUSINESS**
 - A. Review Cable Franchise Agreements
 - B. Review Bids for Well No. 4
 - C. Review Bids for Foundation and Moving of Heritage Museum to Northside Park
 - D. Canvass 2016 State General Election Results for Local Office Resolution 16-1114-01
- 9. COUNCIL REPORTS & OTHER BUSINESS**
 - E. Attitude of Gratitude
- 10. VISITORS TO BE HEARD**

Note: This is a courtesy extended to persons wishing to address the council who are not on the agenda. A completed public comment form should be presented to the city administrator prior to the meeting; presentations will be limited to 3 minutes. This session will be limited to 15 minutes.
- 11. ADJOURNMENT**

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Payments

Current Period: November 2016

Batch Name	110816CICKS	User Dollar Amt	\$81,037.63		
Payments		Computer Dollar Amt	\$81,037.63		
				\$0.00	In Balance
Refer	0 AEM FINANCIAL SOLUTIONS				
Cash Payment	E 101-41500-301 Auditing & Accounting S				\$1,216.94
Invoice	374045 10/31/2016				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total	\$1,216.94
Refer	0 ALPHA VIDEO & AUDIO INC				
Cash Payment	E 101-41110-570 Office Equipment & Furni				\$9,085.00
Invoice	SYSINV19280DB 10/18/2016				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total	\$9,085.00
Refer	0 BANYON				
Cash Payment	E 101-41500-309 EDP, Software and Desi				\$2,385.00
Invoice	00154942 11/1/2016				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total	\$2,385.00
Refer	0 BELAYHOST				
Cash Payment	E 101-41500-309 EDP, Software and Desi				\$45.39
Invoice	32215 11/1/2016				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total	\$45.39
Refer	0 BRYAN ROCK PRODUCTS				
Cash Payment	E 101-45200-530 Improvements Other Tha				\$1,872.74
Invoice	18825 10/31/2016				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total	\$1,872.74
Refer	0 CARSON & CLELLAND				
Cash Payment	E 101-41610-304 Legal Services	CIVIL			\$3,583.19
Invoice					
Cash Payment	E 101-41610-304 Legal Services	5210 MAIN STREET HAZARDOUS BUILDING			\$71.25
Invoice					
Cash Payment	E 101-41610-304 Legal Services	COLLISION CORNER AMENDED CUP			\$142.50
Invoice					
Cash Payment	E 101-41610-304 Legal Services	FRONTIER COMMUNICATIONS			\$23.33
Invoice					
Cash Payment	G 101-20216 Site Plan Escrow	PROTO LABS VARIANCE APP			\$71.25
Invoice					
Cash Payment	E 101-41110-304 Legal Services	CRIMINAL			\$2,157.53
Invoice					
Cash Payment	E 101-42110-304 Legal Services	VEHICLE FORFEITURE			\$617.51
Invoice					
Cash Payment	E 101-42110-304 Legal Services	CLIENT EXPENSE CHARGES			\$28.22
Invoice					
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total	\$6,694.78
Refer	0 CENTERPOINT ENERGY MINNEGA				
Cash Payment	E 601-49400-383 Gas Utilities	9640110-4			\$50.38
Invoice					
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total	\$50.38
Refer	0 CENTERPOINT ENERGY MINNEGA				

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Payments

Current Period: November 2016

Cash Payment	E 601-49400-383 Gas Utilities	#8000014335-6		\$47.88
Invoice				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$47.88
Refer	0 CITY OF INDEPENDENCE			
Cash Payment	E 601-49400-321 Telephone			\$195.45
Invoice				
Cash Payment	E 101-43000-321 Telephone			\$195.45
Invoice				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$390.90
Refer	0 COUNTRYSIDE HEATING & COOL			
Cash Payment	E 105-45100-311 Contract Service	REFUND MP DAYS PARADE		\$50.00
Invoice				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$50.00
Refer	0 ECM PUBLISHERS INC			
Cash Payment	E 101-41420-351 Legal Notices Publishing			\$34.70
Invoice 419367				
Cash Payment	E 101-41410-351 Legal Notices Publishing			\$69.39
Invoice 424625				
Cash Payment	E 101-41420-353 Ordinance Publication			\$66.26
Invoice 424627				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$170.35
Refer	0 GOPHER STATE ONE-CALL, INC.			
Cash Payment	E 101-43000-437 Miscellaneous			\$41.85
Invoice 6100542	10/31/2016			
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$41.85
Refer	0 GORDON JAMES CONSTRUCTION			
Cash Payment	E 101-42400-308 Building Inspection	OVERPAID PERMIT		\$100.00
Invoice				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$100.00
Refer	0 HAWKINS INC.			
Cash Payment	E 601-49400-216 Chemicals & Chemical P			\$605.13
Invoice 3971637 RI	10/20/2016			
Cash Payment	E 601-49400-216 Chemicals & Chemical P			\$15.00
Invoice 3973528 RI	10/28/2016			
Cash Payment	E 601-49400-216 Chemicals & Chemical P			\$125.00
Invoice 3973698 RI	10/28/2016			
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$745.13
Refer	0 HENN COUNTY ACCTS RECEIVAB			
Cash Payment	E 101-42110-317 Board & Booking Fees			\$2,047.50
Invoice 1000083407	10/27/2016			
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$2,047.50
Refer	0 HOME DEPOT			
Cash Payment	E 101-41500-437 Miscellaneous			\$63.88
Invoice 2023575	10/3/2016			
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$63.88
Refer	0 MEDIACOM			

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Payments

Current Period: November 2016

Cash Payment	E 601-49400-309 EDP, Software and Desi	8384921540090228		\$194.38
Invoice				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$194.38
Refer	0 INTERSTATE POWER SYSTEM IN -			
Cash Payment	E 601-49400-311 Contract Service			\$827.00
Invoice R001119215:01 10/25/2016				
Cash Payment	E 601-49400-311 Contract Service			\$642.00
Invoice R001119339:01 10/27/2016				
Cash Payment	E 601-49400-311 Contract Service			\$830.00
Invoice R001119340:01 10/25/2016				
Cash Payment	E 601-49400-311 Contract Service			\$631.00
Invoice R001119341:01 10/25/2016				
Transaction Date	11/8/2016	Bank of Maple Plain	10100	Total \$2,930.00
Refer	0 JIMMYS JOHNNYS -			
Cash Payment	E 101-45200-530 Improvements Other Tha			\$15.86
Invoice 109755 10/18/2016				
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$15.86
Refer	0 MIKE JOYCE -			
Cash Payment	E 101-42400-308 Building Inspection	OVERPAYMENT OF PERMIT #16-66		\$24.00
Invoice				
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$24.00
Refer	0 METROPOLITAN COUNCIL -			
Cash Payment	E 602-49450-319 Other Consulting Service			\$14,011.24
Invoice 0001060842 11/4/2016				
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$14,011.24
Refer	0 OFFICE DEPOT -			
Cash Payment	E 601-49400-215 Shop Materials			\$302.10
Invoice 871229953001 10/12/2016				
Cash Payment	E 101-41410-437 Miscellaneous			\$62.10
Invoice 873810446001 10/24/2016				
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$364.20
Refer	0 PROLAWNS ON THE LAKE -			
Cash Payment	E 101-45200-311 Contract Service			\$1,249.00
Invoice 03098-160919-3 9/27/2016				
Cash Payment	E 101-45200-311 Contract Service			\$88.50
Invoice 03099-160930-3 9/27/2016				
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$1,337.50
Refer	0 FRONTIER -			
Cash Payment	E 601-49400-321 Telephone			\$115.21
Invoice				
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$115.21
Refer	0 STANTEC CONSULTING SRVCS IN -			
Cash Payment	E 101-43000-303 Engineering Services	MAPLE PLAIN GENERAL		\$2,783.30
Invoice 1113770				
Cash Payment	E 101-43000-303 Engineering Services	MAPLE PLAIN PUBLIC MEETINGS		\$210.80
Invoice 1113771				

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Payments

Current Period: November 2016

Cash Payment	E 101-43000-303 Engineering Services	MAPLE PLAIN STREETS & PATHWAYS	\$118.00
Invoice	1113772		
Cash Payment	E 601-49400-303 Engineering Services	MAPLE PLAIN WATER	\$120.00
Invoice	1114368		
Cash Payment	E 602-49450-303 Engineering Services	MAPLE PLAIN 2013 SEWER	\$300.50
Invoice	1114369		
Cash Payment	E 602-49450-303 Engineering Services	MAPLE PLAIN STORM SEWER	\$649.00
Invoice	1114370		
Cash Payment	E 101-43000-303 Engineering Services	MAPLE PLAIN DEVELOPMENT REVIEW	\$508.56
Invoice	1114370		
Cash Payment	G 101-20212 Planned Unit Develop. Escro	MEADOWS OF MAPLE PLAIN	\$1,132.88
Invoice	1114372		
Cash Payment	E 451-49450-303 Engineering Services	MAPLE PLAIN BUDD AVE STREET & UTILITY IMPROVEMENTS	\$19,925.42
Invoice	1114373		
Cash Payment	E 451-49450-303 Engineering Services	MAPLE PLAIN WELL 4	\$5,817.52
Invoice	1114374		
Transaction Date	11/9/2016	Bank of Maple Plain 10100	Total \$31,565.98
Refer	0 <u>ST. PAUL STAMP WORKS INC</u>	-	
Cash Payment	E 101-41110-331 Training & Travel	NOTARY STAMP	\$24.65
Invoice	372619 10/19/2016		
Transaction Date	11/9/2016	Bank of Maple Plain 10100	Total \$24.65
Refer	0 <u>TURTLEMAC & KEY PRINTING</u>	-	
Cash Payment	E 101-41500-352 General Public Informati		\$200.00
Invoice	21335 10/5/2016		
Transaction Date	11/9/2016	Bank of Maple Plain 10100	Total \$200.00
Refer	0 <u>MN DEPT TRANSPORTATION</u>	-	
Cash Payment	E 101-42110-437 Miscellaneous		\$137.00
Invoice	00000310930 10/15/2016		
Transaction Date	11/9/2016	Bank of Maple Plain 10100	Total \$137.00
Refer	0 <u>UNITED FARMERS COOPERATION</u>	-	
Cash Payment	E 101-43000-215 Shop Materials		\$2,147.64
Invoice			
Transaction Date	11/9/2016	Bank of Maple Plain 10100	Total \$2,147.64
Refer	0 <u>UNIFIRST</u>	-	
Cash Payment	E 101-43000-417 Uniform Rentals		\$46.17
Invoice	0900323979 9/21/2016		
Cash Payment	E 101-43000-417 Uniform Rentals		\$6.96
Invoice	0900325034 9/28/2016		
Cash Payment	E 101-43000-417 Uniform Rentals		\$46.17
Invoice	0900326098 10/5/2016		
Cash Payment	E 101-43000-417 Uniform Rentals		\$46.17
Invoice	0900327176 10/12/2016		
Cash Payment	E 101-43000-417 Uniform Rentals		\$46.17
Invoice	0900328253 10/19/2016		
Transaction Date	11/9/2016	Bank of Maple Plain 10100	Total \$191.64
Refer	0 <u>WEST HENNEPIN PUBLIC SAFETY</u>	-	

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Payments

Current Period: November 2016

Cash Payment Invoice	G 101-21715 Long-Term Disability	DISABILITY INSURANCE		\$119.88
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$119.88
Refer	0 WESTSIDE WHLS TIRE & SUPPLY			
Cash Payment Invoice	E 101-43000-221 Equipment Parts			\$250.93
Invoice	776939	10/14/2016		
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$250.93
Refer	0 WEST HENN CHAMBER OF COMM			
Cash Payment Invoice	E 101-46630-490 Civic Organization Donat	DONATION-HOLIDAY LIGHTS		\$20.00
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$20.00
Refer	0 XCEL ENERGY			
Cash Payment Invoice	E 601-49400-381 Electric Utilities	ACCOUNT #51-8310372-4		\$2,160.30
Invoice	521196039	10/20/2016		
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$2,160.30
Refer	0 XCEL ENERGY			
Cash Payment Invoice	E 101-43160-381 Electric Utilities	ACCOUNT #51-0721781-2		\$12.91
Invoice	520938969	10/19/2016		
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$12.91
Refer	0 XCEL ENERGY			
Cash Payment Invoice	E 101-43160-381 Electric Utilities	ACCOUNT #51-0726018-8		\$42.21
Invoice	520591315	10/17/2016		
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$42.21
Refer	0 XCEL ENERGY			
Cash Payment Invoice	E 101-43160-381 Electric Utilities	ACCOUNT #51-0011279470-1		\$12.61
Invoice	521065054	10/19/2016		
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$12.61
Refer	0 XCEL ENERGY			
Cash Payment Invoice	E 101-43160-381 Electric Utilities	ACCOUNT #51-0010076916-9		\$21.32
Invoice	521027971	10/19/2016		
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$21.32
Refer	0 ZONEONE LOCATING / HANCE UTI			
Cash Payment Invoice	E 601-49400-227 Utility Maintenance Supp			\$130.45
Invoice	23712	11/2/2016		
Transaction Date	11/9/2016	Bank of Maple Plain	10100	Total \$130.45

CITY OF MAPLE PLAIN
Payments

Current Period: November 2016

Fund Summary

	10100 Bank of Maple Plain	
101 GENERAL FUND		\$33,292.67
105 COMMUNITY EVENTS FUND		\$50.00
451 CAPITAL IMPROVEMENT PROJECTS		\$25,742.94
601 WATER FUND		\$6,991.28
602 SEWER FUND		\$14,960.74
		<hr/>
		\$81,037.63

Pre-Written Checks	\$0.00
Checks to be Generated by the Computer	\$81,037.63
Total	<hr/>
	\$81,037.63

MINUTES
MAPLE PLAIN CITY COUNCIL – REGULAR MEETING
MAPLE PLAIN CITY HALL
October 24, 2016
6:30 P.M.

1. WELCOME

2. CALL TO ORDER

Present: Mayor Jerry Young, Councilmembers Julie Maas-Kusske, Mike DeLuca, and Dave Eisinger. Also present: City Administrator Robert Schoen, West Hennepin Director Gary Kroells, City Planner Mark Kaltsas, City Engineer Dan Boyum, and Assistant to the City Administrator Taylor Burandt.

3. PLEDGE OF ALLEGIANCE

4. ADOPT AGENDA

Mayor Young added one item to the consent agenda as item D., which was to accept Dan Vaale and Kevin Kolkind have ended their probationary period with the Maple Plain Fire Department.

Motion by Councilmember DeLuca, seconded by Councilmember Maas-Kusske to add the consent agenda item of accepting Dan Vaale and Kevin Kolkind have ended their probationary period with the Maple Plain Fire Department and adopt the agenda as otherwise written. Motion passed, 4-0.

5. CONSENT AGENDA

- A. Accounts Payable
- B. October 10, 2016 City Council Minutes
- C. Payment Request No. 1 in the amount of \$236,791.30 to Ryan Contracting Co. Re Budd Ave. Street Improvement Project
- D. Accept Dan Vaale and Kevin Kolkind off of probation with the Maple Plain Fire Department.

Motion by Councilmember Eisinger, seconded by Councilmember DeLuca, to approve the consent agenda. Motion passed, 4-0.

6. ADMINISTRATIVE REPORTS

- A. City Engineer October Monthly Report

City Engineer Dan Boyum was present to give the City Engineer October Monthly Report. Boyum gave updates on the Meadows of Maple Plain, Budd Avenue Improvement Project.

Mayor Young asked where the Budd Avenue Project was at in terms of completion. Boyum stated that they are currently finishing the storm water and sewer, and considering the upcoming rain, and the coordinating of the paving, they are on track to finish in mid to late November.

Boyum continued his update with Well No. 4, and other miscellaneous topics, including Northside Park updates, restoration on Main/Rainbow Project, and more.

Motion by Councilmember Eisinger, seconded by Councilmember Maas-Kusske, to approve the City Engineer October Monthly Report. Motion passed,4-0.

B. City Planner October Monthly Report

City Planner Mark Kaltsas was present to give the City Planner October Monthly Report. Kaltsas gave updates on various meetings attended, including a site visit to look at CUP compliance. Kaltsas also covered various correspondences he has had pertaining to Collision Corner, Maple Terrace Apartments, Meadows of Maple Plain developer, downtown developer, and Proto Labs, among others.

Mayor Young asked about the gentleman who attended last month's meeting regarding his used car sales lot and an update on that situation. Kaltsas stated he will be on the November Planning Commission Meeting for consideration of the variances needed to be in compliance with his Conditional Use Permit (CUP). Mayor Young asked if he has his license to sell cars. Kaltsas explained that he has never had a license to sell within Maple Plain since we cannot authorize the license until the CUP is in compliance. Mayor Young asked if he was still selling cars. Kaltsas stated it looks like it, but he does not know day to day operations. City Administrator Schoen stated he saw someone drive up and sign paperwork. He continued to say that he is allowed to move cars from one lot to another. Kaltsas clarified that the owner also owns a lot in Shakopee. Mayor Young clarified that he is on the Planning Commission agenda to resolve issues with the CUP. Kaltsas said that is correct.

Councilmember Maas-Kusske asked if there have been any car counts completed at the Collision Corner site. Schoen offered the update and stated a couple things have happened with site. The Right of Way (RoW) was blocked off and Collision Corner has obliged to the closure and had not parked in the RoW. Schoen continued to state that an official count has not been done, but Schoen has made contact to alert them to a count and to schedule a time for him to enter the property. He also stated that the fine schedule also exists now. If the car count is off, then the City will issue a citation. Mayor Young asked if a specific time is given for the car count. Schoen stated that a specific time is not given. Schoen continued with if he can visually see non-compliance he can issue a citation off of the fine schedule at that time. Councilmember Maas-Kusske stated that she hopes staff will issue a fine and is no longer questioning the process. She continued that we have given them ample warning and preparation. Councilmember DeLuca stated that we have other CUP's in the city without fine structures. Kaltsas stated that staff is doing inspections of recently approved CUP's and assessing from there.

Motion by Councilmember Eisinger, seconded by Councilmember DeLuca, to approve the City Planner October Monthly Report. Motion passed, 4-0.

C. West Hennepin September Monthly Report

Director Gary Kroells was present to give the West Hennepin September Monthly Report. Director Kroells began the report stating that at the end of September 30, 2016, West Hennepin Public Safety (WHPS) has year-to-date handled a total of 6,743 incident complaints; 2,400 in Maple Plain and 3,941 in Independence. This is an increase of 477 incidents compared to the same time last year. Director Kroells highlighted various incidents in Maple Plain including, a false alarm at the bank, traffic accident on Highway 12, and compost site dumping.

Councilmember DeLuca asked if the City of Independence has their own compost site. Director Kroells said they do not have an official compost site, but they would be capable to handle an emergency situation, such as a tornado, and the compost associated with that.

Director Kroells continued his recap of incidents with a false kidnapping, stalled car, and a grill on an apartment deck, among other incidents. Director Kroells also mentioned the Highway 12 Safety Coalition is now meeting every other month. He continued to state that West Hennepin is in the hiring process for a new officer.

Motion by Councilmember DeLuca, seconded by Councilmember Eisinger, to approve the West Hennepin September Monthly Report. Motion passed, 3-0.

D. Public Works October Monthly Report

Assistant to the City Administrator Burandt was present to give the Public Works October Monthly Report. Burandt covered the following:

- Continuing work and collaboration on the Budd Ave. Road Project.
- Working to get Water Treatment Plant (WTP) SCADA system and our CL2 scales repaired and re-installed.
- Replaced failed UPS at WTP.
- Continuing compost site cleanup and prep for fall leaves.
- Having Vessco at WTP to replace chemical feed lines.
- Winterizing Concession stand and bathrooms at Northside Park.
- Working with American Custom Rotomolding LP with their fire suppression system to determine a need for an additional water line.

Motion by Councilmember DeLuca, seconded by Councilmember Eisinger, to approve the Public Works October Monthly Report. Motion passed, 3-0.

E. City Administration October Monthly Report

Assistant to the City Administrator Burandt was present to give the City Administration October Monthly Report. Burandt covered the following:

- Staff is administering absentee voting and preparing for the 2016 General Election.
- Staff attended the October Police Commission meeting.
- Staff attended the APMP Annual Conference discussing community equity and inclusion.
- Staff has been working with to establish Cable Franchise Applications.

- Staff has been communicating with Budd Avenue residents during the street reconstruction project.
- Staff has been working on discussing and drafting an electronic sign policy.
- Staff attended the shared services meeting with surrounding Fire Departments and City Officials.
- Staff was trained by the LMCC with the new City Chamber AV equipment.

Motion by Councilmember Eisinger, seconded by Councilmember DeLuca, to approve the City Administration October Monthly Report. Motion passed, 3-0.

7. OLD BUSINESS

8. PUBLIC HEARING

A. Ordinance Amending Chapter 151 of the Maple Plain City Code Relating to Floodplain Management Regulations

City Planner Kaltsas was present to give the background and information for the public hearing. Kaltsas gave the following report:

The Federal Emergency Management Agency (FEMA) has recently completed an update of the federal Flood Insurance Rate Maps (FIRMS). Along with the updated maps, the City is required to update certain local controls pertaining to the updated mapping information. The Department of Natural Resources (DNR) administers the federal floodplain management regulations for the State of Minnesota.

The City has an existing Floodplain Ordinance which was adopted in 2005. There are several references and regulations in the City's ordinance that need to be updated as a result of the recent FIRM map changes. The DNR has reviewed the City's ordinance and recommended that the City repeal the current ordinance and adopt a new code based on the DNR model ordinance. The City is obligated to have an ordinance which meets the federal guidelines prior to the maps becoming effective on November 4, 2016. Failure to adopt the requisite changes to the ordinance will cause for a City to be suspended from the National Flood Insurance Program.

Staff has reviewed the requested changes and agrees with the DNR to adopt a new ordinance. Staff has prepared a draft of the City's ordinance for further review and consideration by the City. The proposed ordinance and the existing ordinance are similar in format and most content. Changes relate primarily to the map section numbers, several definitions and several floodplain provisions. The DNR will review the final ordinance following consideration by the Planning Commission and prior to adoption by the City Council. The City has limited ability to make changes to the recommended language provided by the DNR if it wants to remain in the National Flood Insurance Program.

This process went through the Planning Commission. The Planning Commission considered the proposed ordinance amendment. Commissioners asked questions pertaining to the new mapping and areas within the City that would be impacted by the changes. Staff noted that there were no known impacts to any of the properties in the City as a result of the proposed map changes. Commissioners discussed the basic

concepts of the ordinance along with the optional language that was recommended to be included in the ordinance. Commissioners ultimately made a recommendation to the City Council to adopt the ordinance as proposed. It should be noted that no public comments were made prior to or at the public hearing.

The Planning Commission recommended to the City Council to adopt the amendment to the City's floodplain ordinance requirements. In addition to the ordinance amendment, the Council is being asked to adopt a summary ordinance that will be published in lieu of the entire floodplain ordinance.

Mayor Young opened the Public hearing at 7:08PM. Mayor Young asked all who were in attendance to step up to the microphone and state their name, address, and their thoughts of the public hearing topic. No one was present to speak at the public hearing.

Motion by Councilmember Eisinger, seconded by Councilmember DeLuca, to close the Public Hearing regarding the Ordinance Amending Chapter 151 of the Maple Plain City Code Relating to Floodplain Management Regulations. Motion passed, 3-0.

9. NEW BUSINESS

- A. Adopt Ordinance Amending Chapter 151 of the Maple Plain City Code Relating to Floodplain Management Regulations

Motion by Councilmember DeLuca, seconded by Councilmember Eisinger, to Adopt Ordinance Amending Chapter 151 of the Maple Plain City Code Relating to Floodplain Management Regulations. Motion passed, 3-0.

Kaltsas wanted to clarify that Council approved the Ordinance, as well as the Summary Ordinance to be published in lieu of the lengthy original ordinance. Council agreed they approved both.

- B. Schedule Budd Ave. Street Improvement Assessment Hearing

City Engineer Boyum was present to provide information on the Budd Ave. Street Improvement Assessment Hearing. Boyum suggested scheduling the assessment hearing date for Monday, November 28, 2016, at 6:30PM. Boyum explained that the Appraisal information is being worked on at this time and will be available in early November, and once appraisal information is completed, the final assessment roll will be prepared and notices will be sent out to property owners with their assessments.

Motion by Councilmember DeLuca, seconded by Councilmember Eisinger, to schedule the Budd Ave. Street Improvement Assessment Hearing for Monday, November 28, 2016, during the regular City Council meeting time and location. Motion passed, 3-0.

- C. Northside Park Redevelopment Plan

City Administrator Schoen was present to provide information regarding redevelopment to Northside Park. Schoen showed a map, and stated it would be renamed Veterans Memorial Park, to include the center of the park having a veteran's memorial. The park

would also hold the Maple Plain Library and Historical Museum, additional park shelters, additional parking, and more. Schoen wanted to note that this plan in front of Council is a plan to work towards incrementally and not something that will be completed in a year or two.

Mayor Young asked for clarification on where the sidewalk would be located. Schoen showed Council on the visual, stating it will go from the South side of Budd Avenue to the North side of Budd Avenue. There would also be lighting along the path with electrical access.

Motion by Councilmember DeLuca, seconded by Councilmember Eisinger, to approve the Northside Park Redevelopment. Motion passed, 3-0.

10. COUNCIL REPORTS & OTHER BUSINESS

A. Attitude of Gratitude

11. VISITORS TO BE HEARD

Note: This is a courtesy extended to persons wishing to address the council who are not on the agenda. A completed public comment form should be presented to the city administrator prior to the meeting; presentations will be limited to 3 minutes. This session will be limited to 15 minutes.

12. ADJOURNMENT

Motion by Councilmember Deluca, seconded by Councilmember Eisinger, to adjourn the October 24, 2016 City Council Meeting. Motion passed, 3-0.



Stantec Consulting Services Inc.
2335 Highway 36 West, St. Paul MN 55113-3819

November 8, 2016
File: 193803417

Attention: Mr. Robert Schoen
City of Maple Plain
5050 Independence Street
P.O. Box 97
Maple Plain, MN 55359

Dear Bobby,

Reference: Budd Avenue Street and Utility Improvements - Construction Testing

Attached is invoice no. 261520 for \$2,157.75 from American Engineering Testing, Inc. This invoice covers costs for construction testing up to 10/23/2016 on the above referenced project. We have reviewed this invoice and recommend payment.

If you have any questions regarding this invoice, please call me at (651) 604-4829.

Regards,

STANTEC CONSULTING SERVICES INC.

Dan Boyum
City Engineer
Phone: (651) 604-4829
Fax: (651) 636-1311
Dan.Boyum@stantec.com

Attachment: AET Invoice

c. Lydia Jacobs, Harlan Olson

bd v:\1938\active\193803417\communications\correspondence\schoen_boyum_letter_aet_invoice_ending_102316_110816.docx

American Engineering Testing, Inc.

550 Cleveland Avenue North
St. Paul, Minnesota 55114
Phone: (651) 659-9001
Fax: (651) 659 1379
Federal Tax ID: 41-0977521



MAPLE PLAIN, CITY OF
C/O STANTEC CONSULTING SVCS
2335 WEST HIGHWAY 36
ST PAUL, MN 55113

DUE DATE:		11/30/2016
INVOICE		CUSTOMER NUMBER
NUMBER	DATE	
261520	10/31/16	MAP015

BILLING CONTACT: DAN BOYUM

PROJECT MANAGER: GENE ERZAR

PROJECT NUMBER: 26-01214

SCOPE OF WORK:
CONSTRUCTION TESTING
STANTEC PROJECT No. 193803417

PROJECT:
BUDD AVE ST. & UTIL IMPROV
BUDD AVENUE
MAPLE PLAIN, MN

SEE ATTACHED ITEMIZATION

For inquiries or additional information regarding this invoice, please contact 651-789-4651 or email accounting@amengtest.com

Remit payment to: 550 Cleveland Avenue North, St. Paul, MN 55114

Amount due this Invoice	<u><u>\$2,157.75</u></u>
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ITEMIZATION
 PROJECT TESTING SERVICES
 BUDD AVE. STREET and UTILITY IMPROVEMENTS
 STANTEC PROJECT No. 193803417
 BUDD AVENUE
 MAPLE PLAIN, MN
 AET PROJECT No. 26-01214
 INVOICE No. 261520



SERVICE DESCRIPTION	PROJECT BUDGET			TOTAL AMOUNTS INVOICED THROUGH 10/23/2016		Invoice Amount 9-27-16 TO 10-23-16	
	ESTIMATED UNITS	UNIT RATE	BUDGET AMOUNT	# Units	Amount	# Units	Amount
Excavation Observations and Compaction Testing							
1. Engineering Assistant for observations of excavations and subgrade test rolls, consultation and reporting (services provided on a will-call basis - assumes 2 trips to the jobsite).	5 hours	\$111.00	\$555.00	0.0	\$0.00	0.0	\$0.00
2. Engineering Technician II travel time for soil compaction testing (services provided on a will-call basis - assumes 10 trips to the jobsite).	10 hours	\$85.00	\$850.00	10.8	\$918.00	10.8	\$918.00
3. Personal or Company vehicle mileage.	480 miles	\$0.75	\$360.00	313.0	\$234.75	313.0	\$234.75
4. Soil compaction tests (nuclear density gauge or DCP).	24 tests	\$30.00	\$720.00	14.0	\$420.00	14.0	\$420.00
5. Standard Proctor tests (Methods A or B).	2 tests	\$130.00	\$260.00	2.0	\$260.00	2.0	\$260.00
6. Clay Preparation for Standard Proctor tests.	2 tests	\$75.00	\$150.00	2.0	\$150.00	2.0	\$150.00
7. Sieve tests of granular fill and Class 5 aggregate base.	2 tests	\$130.00	\$260.00	0.0	\$0.00	0.0	\$0.00
Concrete Testing							
1. Engineering Technician I for testing of concrete only - NO OBSERVATIONS OF REINFORCING STEEL (services provided on a will-call basis - assumes 5 trips to the jobsite).	12.5 hours	\$72.00	\$900.00	0.0	\$0.00	0.0	\$0.00
2. Personal or Company vehicle mileage.	200 miles	\$0.75	\$150.00	0.0	\$0.00	0.0	\$0.00
3. Curing, handling and compressive strength testing of 4" x 8" or 6" x 12" concrete test cylinders (includes handling of non-tested cylinders).	25 cyls.	\$28.00	\$700.00	0.0	\$0.00	0.0	\$0.00
4. Concrete cylinder pick-up service from jobsite.	5 trips	\$75.00	\$375.00	0.0	\$0.00	0.0	\$0.00
Bituminous Testing							
1. Engineering Technician II for observations of bituminous placement, establishing roll pattern, thickness and density testing, and obtaining samples for laboratory testing (services provided on a will-call basis).	Per hours	\$85.00	\$0.00	0.0	\$0.00	0.0	\$0.00
2. Personal or Company vehicle mileage.	Per mile	\$0.75	\$0.00	0.0	\$0.00	0.0	\$0.00
3. Bituminous sample pick-up service from jobsite. (two Gyratory samples and two sets of cores).	4 trips	\$75.00	\$300.00	0.0	\$0.00	0.0	\$0.00
4. MnDOT Gyratory properties of bituminous; including Asphalt Extraction and Aggregate Gradation tests, Rice Specific Gravity test, and Gyratory Density test.	2 tests	\$500.00	\$1,000.00	0.0	\$0.00	0.0	\$0.00
5. Removal of cores from finished bituminous surface (includes all personnel, equipment rental and patching materials), (services provided on a will-call basis).	Per hour	\$215.00	\$0.00	0.0	\$0.00	0.0	\$0.00
6. Thickness and density tests of bituminous core samples.	Per test	\$42.00	\$0.00	0.0	\$0.00	0.0	\$0.00
Project Management & Coordination							
1. Project Manager for coordination of AET personnel and activities, attending meetings (if requested), consultation and report preparation.	6 hours	\$125.00	\$750.00	1.4	\$175.00	1.4	\$175.00
2. Senior Engineer for special consultation and report review.	0 hour	\$153.00	\$0.00	0.0	\$0.00	0.0	\$0.00
3. Personal or Company vehicle mileage.	0 miles	\$0.75	\$0.00	0.0	\$0.00	0.0	\$0.00
ESTIMATED BUDGET			\$7,330.00	TOTAL INVOICED THROUGH	\$2,157.75	MONTHLY INVOICE TOTAL	\$2,157.75



14450 Burnhaven Drive, Burnsville, MN 55306

Jack Phillips
Director- Gov't and External Affairs
Frontier Communications
(v) 952-435-1373
(f) 952-435-2111
jack.phillips@ftr.com

DELIVERED VIA OVERNIGHT MAIL AND E-MAIL

October 28, 2016

Robert Schoen, City Administrator
City of Maple Plain
5050 Independence Street, PO Box 97
Maple Plain, MN 55359

**Re: Application of Citizens Telecommunications Company of Minnesota LLC for
Cable Communications Services Franchise in City of Maple Plain, Minnesota**

Dear Mr. Schoen:

In response to the City of Maple Plain's notice of public hearing and acceptance of cable franchise applications, please find one original copy of Citizens Telecommunications Company of Minnesota, LLC's notarized application for a cable communications franchise in the City of Maple Plain, Minnesota ("City"). Frontier reserves the right to make and redact any information it determines to be Trade Secret information. Also enclosed is a check in the amount of \$5,000 payable to the City in full payment of its application fee. This application fee constitutes the City's "entire reasonable and necessary costs of processing a cable communications franchise" as contemplated in Minn. Stat. § 238.081Subd.(8).

Very truly yours,

A handwritten signature in black ink, appearing to be "Jack Phillips", written over a horizontal line. The signature is stylized and cursive.

Jack Phillips

CITY OF MAPLE PLAIN

APPLICATION OF CITIZENS TELECOMMUNICATIONS COMPANY OF MINNESOTA LLC

FOR A COMPETITIVE CABLE FRANCHISE

Citizens Telecommunications Company of Minnesota LLC ("Frontier") respectfully files this application for a competitive cable communications franchise with the City of Maple Plain, Minnesota ("City") pursuant to the City's published Notice to hold a Public Hearing to discuss cable franchises this 14th day of November, 2016.

Background:

Overview of Frontier

Frontier's motto is "We can help!" Frontier goes the extra mile for our customers and is extremely proud to serve our communities. Local engagement is more than a strategy to Frontier. It is in our DNA. Broadband and communications are central parts of daily life and are requirements for our communities to thrive and grow. Frontier takes seriously our responsibility to reliably deliver these services to the millions of customers we serve.

Frontier's parent company is Frontier Communications Corporation, Frontier Communications Corporation is an S&P 500 company and is included in the Fortune 1000 list of America's largest corporations. Frontier serves predominantly a mix of urban, suburban, and rural areas in 29 states across the United States. Frontier offers a variety of services to customers over its fiber-optic and copper networks, including video, high-speed internet, advanced voice and Frontier Secure digital protection solutions. Frontier Business Edge offers communications solutions to small, medium, and enterprise businesses.

Frontier's Values

Frontier is committed to its core value of being the leader in providing communications services to residential and business customers in its markets by putting our customers first, treating our customers, business partners, and employees with respect, keeping our commitments, being accountable at all times, being ethical in all of our dealings, being innovative and taking the initiative, being a team player, being active in our communities, doing right the first time and continuously improving, using resources wisely and always having a positive attitude.

Overview of Frontier in Minnesota

Frontier is one of Minnesota's largest incumbent local exchange carriers and our Minnesota infrastructure is essential to the success of businesses large and small, educational institutions, healthcare facilities and public safety agencies in the communities we serve. Frontier's network is also critical to the support of other telecommunications (such as wireless carriers) and information service providers. All Frontier products and services offer 24/7/365 support from a 100% U.S.-based workforce.

Frontier employees live and work in the Minnesota communities they serve. They are our customers' friends and neighbors and the subject matter experts on the best communications technology for home and business. They are customer-focused and empowered to make the right decisions for the customer. Employees support programs and initiatives important to their communities and live Frontier's values every day. Recent examples include:

- Active members in the local chamber of commerce organizations, including: Delano and West Hennepin Chambers of Commerce
- Sponsor Delano after hours networking event
- Participation in the Delano Community Spring Expo
- Vendor participation in the 2015 Taste of Delano
- Primary sponsor for the 2015 Christmas with Elvis event
- Major sponsor of the 2016 Lake Rebecca Trail Mix

Frontier's Commitment to Our Customers

Each of Frontier's markets across the 29 states we serve has a General Manager who is personally accountable for delivering extraordinary service. Decisions are made at the local level taking into account local needs and interests. In the City area, the General Manager is Jeff McCabe. Frontier's regional Vice President handling Minnesota is George Meskowski. Frontier's regional, state and local leadership are actively involved in day-to-day operations and personally see to it that customers in their markets are receiving our best. From the CEO down, we are all accountable to our customers every day. When storms or natural disasters strike our regions, we are among the first to respond, and have the national resources to call upon. When members of our community fall on tough times, we pride ourselves on being there to support them. Our technicians work around the clock in some tough conditions to keep your services running smoothly. Know that when a person becomes a Frontier customer, they are signing up for over 28,600 employees at their back. Every day, our employees put the customer first.

Frontier's Commitment to Veterans

Frontier is also an award-winning Veteran employer and proud to support those who served our nation. More than 1 out of every 10 Frontier employees is a veteran, reservist,

and/or the spouse of a veteran. Frontier is a member of The Military Spouse Employment Partnership, The 100,000 Jobs Mission, The Employer Partnership of the Armed Forces, Honor and Remember, and Joining Forces.

Citizens Telecommunications Company of Minnesota LLC, the applicant, is a Delaware limited liability company in good standing and authorized to do business in the State of Minnesota.

The following responds directly to the requested information set forth in the Franchise Proposal Requirements issued by the City.

- 1. All plans for channel capacity, including both the total number of channels capable of being energized in the system and the number of channels to be energized immediately.**

Frontier's underlying technology allows for an almost unlimited channel capacity. While a final channel lineup has not been finalized at this time, please see "Exhibit A-channel lineup and programming packages" from another jurisdiction Frontier offers service. Frontier will provide the City with a copy of the actual channel lineup prior to launching service. Frontier also provides a robust library of Video on Demand content.

- 2. A statement of the television and radio broadcast signals for which permission to carry will be requested from the Federal Communications Commission ("FCC").**

Frontier will make all appropriate filings and preparations prior to the turn up of its video service including (1) filing a community registration with the FCC via FCC Form 322; (2) providing notice to local broadcasters and requesting either must-carry or retransmission consent election.

In its existing markets, Frontier complies with many additional federal requirements in providing its service, including all of the FCC requirements applicable to multichannel video programming distributors (such as equal employment opportunity and set-top box requirements), the FCC requirements applicable to EAS participants that are wireline video service providers, other FCC requirements applicable to provision of Vantage TV (Frontier Broadband Service in Minnesota) (such as receive-only earth station license requirements and annual regulatory fees for IPTV providers), and the Copyright Office requirements for cable systems filing semi-annual copyright statements of accounts and paying statutory license fees. Frontier does not file an FCC Form 327 relating to CARS microwave facilities because Frontier does not use such facilities in connection with the provision of Vantage TV. Similarly, Frontier does not file FCC Form 320 and FCC Form 321 as they relate to the use of aeronautical frequencies that are not applicable to the IPTV technology.

In these areas where Frontier offers service, area, Frontier will negotiate retransmission or must carry agreements with the following stations:

KTSP (ABC)
WCCO (CBS)
KMSF (FOX)
KARE (NBC)
WFTC (My Network)
WUCW (CW)
KSTC (This/Antenna)
KTCA (PBS)
WUMN (Univision)
KPXM (ION)

The planned carriage of the stations identified above could include both primary and multicast signals of each station.

3. A description of the proposed system design and planned operation, including at least the following items:

The following provides a general description of the technology and infrastructure:

Frontier Communications' Vantage TV video offering is powered by Ericsson's Mediaroom software platform. Mediaroom is the world's #1 IPTV platform – one that is proven and widely adopted by Network Service Providers worldwide – with over 16.4 million subscriber households and 32 million connected devices running the software to date. Vantage TV is an innovative, scalable, and highly reliable video service designed to run over our IP enabled networks (xDSL, FTTP/FTTN, etc.). Our customers' satisfaction has been extremely high to date – relative to our competitor's video offerings in the same markets in which we are deployed.

Vantage TV's core product features include:

- Secure delivery of SD (Standard Definition), HD (High Definition) and 4K/UHD (Ultra High Definition) content – via integrated Digital Rights Management – to set-top Boxes on each TV.
- Superior HD, SD & UHD picture quality.
- WiFi-enabled set-top boxes are also a deployment option allowing our customers to place their TVs wherever they want in their homes.
- Live TV broadcast with instant channel change allowing super-fast navigation through our Interactive Programming Guide.

- Video On-Demand library that will contain more than 100,000 movies and shows.
- Total Home DVR records up to 6 shows at once and lets our customers pause, rewind and play back live TV and store over 170 hours of HD programming. We provide our customers with up to 1 Terabyte worth of on-premise storage capacity.
- Next generation EPG (Electronic Program Guide) and enhanced search functionality deliver real time results with a rich, new visual poster-art driven experience that allows our customers to easily discover and consume content on their terms.
- Integrated interactive applications include Social TV (access to Twitter and Facebook), Weather, Interactive Workout, Home Shopping Network and interactive games.

It is important to note that Vantage TV is more than just a “middleware” or a User Interface; it is an end-to-end platform that covers *all* video functional dependencies starting from Content Acquisition all the way through to Service Consumption. These are described below:

Content Acquisition: Frontier processes Live and On-Demand content through encoders and content packaging tools at our Video Headend in Fort Wayne, Indiana and Video Serving Offices (VSOs) in markets that we serve. Acquisition Servers (A-Servers) in our service delivery architecture encrypt streams, encapsulate in RTP and/or Smooth Streaming format, and put multicast streams out on our network for devices to seamlessly connect to and consume content.

Content Protection: Frontier secures all of the content it received through leveraged Digital Rights Management (DRM) and Public Key Infrastructure (PKI) systems, which in turn, establishes trust across its entire server environment and its set-top Box clients.

Service Management. Vantage TV leverages a complex TV Services management tool to configure and manage subscriber information, Live TV Services, Channel Line-Up / Channel Maps, and Video On Demand Services all from a web-based interface that our Video Operations team controls.

Subscriber Management: Frontier integrates Vantage TV with our internal Billing and Provisioning systems (OSS/BSS) in a seamless fashion to ensure the most efficient customer experience. We continuously monitor the system end to end and manage subscriber groups, entitlements, and user authentication to all content and packages, while at all times protecting customer information

A subscriber group is essentially a category to which one or more client set-top boxes are associated with. For example, a single client device might be in the following

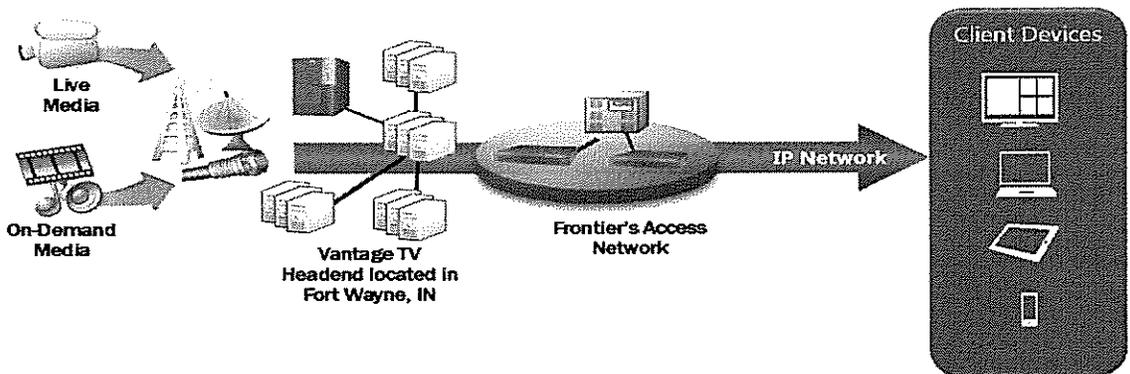
subscriber groups: “HD-capable,” “Premium Content Package,” and/or “Suburban Minneapolis metro area.”

Subscriber groups also have Server clusters associated with them (for VOD and Linear TV Services). For example “South Metro” might be used to associate a subscriber group to a set of live channels, public-access channels, and correlated to a specific set of video distribution servers that provide content.

The TV Services Management tool then offers the ability to associate clusters of Servers with a subscriber group and to associate subscriber groups with client devices (propagating associated content rights and entitlements).

Service Delivery: Frontier delivers high-quality Live and Video-on-Demand content over our Managed IP Network to the customer premise. Distribution Servers (D-Servers) in our service delivery architecture buffer streams, generate instant channel change bursts, and do forward error packet correction.

Service Consumption: Frontier presents content to our customers’ TVs in a secure and reliable manner through Vantage TV’s client software. That software, which decrypts the stream (via SOC / System on a Chip), resides directly on our customers’ set-top boxes.



In summary, Vantage TV is an end to end software solution that enables Frontier to deliver next-generation TV experiences including standard and high-definition/ultra-high-definition live TV channels, video-on-demand (VOD), digital video recording (DVR) and connected entertainment experiences to our customers.

a) The general area for location of antenna and headend, if known;

Frontier has a "super head end" in Fort Wayne, Indiana which has a satellite "farm" used to download national content. This super head end has redundancy to receive terrestrial secondary feeds from Verizon, i.e., should an emergency interrupt service from one of its national content sources. The national content is encoded and then deployed over diverse 10 GIG circuits to the local head where the local content, including public, educational and

government access channels, is inserted for delivery to end users. Customers in the City will be served out of the head end in Apple Valley. Frontier will pick up the local broadcast signals via fiber circuits and/or will also capture those signals by antennae located at the local head end and /or as a back-up, precautionary measure.

b) The schedule for activating cable and two-way capacity;

While an exact launch date has yet to be determined, Frontier is working diligently to complete all necessary work and required testing and operational readiness reviews to offer service to customers upon successful execution of a Franchise Agreement. Frontier will meet with Commission and appropriate member jurisdictions to share the actual launch date when it becomes finalized.

c) The type of automated services to be provided;

As noted in Section B above, Frontier has provided a sample channel lineup. See Exhibit A. This illustrates the vast selection of content available to subscribers.

Vantage TV offers:

- Incredible 100% digital picture and sound.
- Total-home DVR with ability to record up to six shows at once and view on any TV with a set-top box.
- Instant channel change and super-fast navigation through our interactive program guide and Video on Demand.
- The ability to watch up to six different channels at once with Multi-View.
- The ability to Pause, Fast Forward, Rewind live or recorded shows on up to eight TVs in your house.
- Next generation enhanced search which delivers real-time results by program name, actor/actress and other keywords across Live TV, Video On Demand and DVR recordings.
- Introducing Channel Peeks which maintains full-screen viewing while "peeking" into other programming.
 - Recent & DVR Peek allows you to preview and tune to any of the last five channels or DVR recordings.

d) The number of channels and services to be made available for access cable broadcasting; and

Frontier will carry the same number of PEG stations as the incumbent.

e) A schedule of charges for facilities and staff assistance for access cable broadcasting;

Frontier will make all franchised cities' access channels available to its subscribers. For purposes of acquiring the signal, Frontier will pick up the particular City's access channel signals at the point(s) of origination via fiber facility and transport such content back to the local VSO for insertion in the channel lineup. At the point(s) of origination, Frontier will need rack space and power for its equipment to receive the signal(s) handed off by the City to Frontier. Frontier will pay for all facilities and equipment located on its side of the demarcation point where the City will hand off its content to Frontier and as is industry practice the City will be responsible for all equipment on its side of the demarcation point.

4. Terms and conditions under which particular service is to be provided to governmental and educational entities.

Frontier will provide at no charge expanded basic service to all government buildings, schools, and public libraries located within its service footprint so long as those locations are capable of receiving service from Frontier and no other cable provider is providing service at such locations.

5. A schedule of proposed rates in relation to the services to be provided and a proposed policy regarding unusual or difficult connection of services.

Final rates have yet to be determined, please see "Exhibit B" for an example of our package offerings.

6. A time schedule for construction of the entire system with the time sequence for wiring the various parts of the area requested to be served.

Frontier is still finalizing its initial footprint for the deployment of cable services within the City service area. Frontier's planned deployment is highly confidential. Pursuant to an executed franchise agreement(s), Frontier will meet regularly with the City and the Commission to discuss where service is available and any plans for additional deployment. Frontier is the second entrant into the wireline video market in the City. As a second entrant, investment in and expansion of Frontier's cable system should be driven by market success, and not a contractual requirement for ubiquitous coverage.

The following sets forth some critical background with respect to employment of both telecommunications and cable infrastructure. Initially, local telephone companies were granted monopolies over local exchange service in exchange for taking on a provider of last resort obligation- a duty to provide service - to customers in its service territory. Similarly, with respect to video services. The incumbent video provider (and its predecessors) operated as a monopoly over facilities-based video. In exchange for making the capital investment to deploy facilities, the incumbent cable company got 100 percent of the customers who wanted cable television.

Subsequently, with respect to telephone services, the federal and local governments effectively eliminated the local telephone monopolies and fostered robust competition. It should be noted that in doing so, the telecom second entrant had absolutely no obligation to build any facilities or to serve any particular location(s) at all. As the FCC noted, imposing build-out requirements on new entrants in the telecommunications industry would constitute a barrier to entry (13 FCC Red 3460, 1997). Cable companies were free to enter the telecom market on terms that made business and economic sense to them. This very environment was the catalyst for robust wireless and wireline competition and the proliferation of higher broadband speeds.

Congress became concerned about the lack of competition in the video world and in 1992 amended federal law to prohibit a local franchising authority from "unreasonably[y] refus[ing] to award an additional competitive franchise." 47 U.S.C. § 541(a)(1) provides a direct avenue for federal court relief in the event of such an unreasonable refusal. 47 U.S.C. § 555(a) and (b). Until the advent, however, of state statutes granting statewide cable franchises without a mandatory build requirement (e.g., Florida) or progressive cities willing to grant competitive franchises, cable monopolies continued to the detriment of consumers and competition. Level playing field requirements are just one example of barriers to competitive entry erected by cities at the behest of the cable monopolies.

Courts have ruled, however, that "level playing field" provisions do not require identical terms for new entrants. See, for example, *Insight Communications v. City of Louisville*, 2003 WL 21473455 (Ky. Ct. App. 2003), where the court found: There will never be an apple-to-apple comparison for Insight and other franchisee simply because Insight is the incumbent which in its own right and through its predecessors has been the exclusive provider of cable services in the City of Louisville for almost thirty years. No new cable franchisee can ever be in the same position as a thirty-year veteran. See also, *In Cable TV Fund 14-A, Ltd. v. City of Naperville* (1997 WL 209692 (N.D. Ill)); and *New England Cable Television Ass'n, Inc. v. Connecticut DPUC* 717 A.2d 1276 (1998).

In sharp contrast to the monopoly provider, a second entrant faces a significant capital outlay with absolutely no assurance of acquiring customers; rather, it must compete with the monopoly incumbent and win each and every customer over. As Professor Thomas Hazlett of George Mason University has explained, "[i]ncumbents advocate build-out requirements precisely because such rules tend to limit, rather than expand, competition." The federal Department of Justice has also noted that "...consumers generally are best served if market forces determine when and where competitors enter. Regulatory restrictions and conditions on entry tend to shield incumbents from competition and are associated with a range of economic inefficiencies including higher production costs, reduced innovation, and distorted service choices." (Department of Justice Ex Parte, May 10, 2006, FCC MC Dkt 05-311)

The fact is that the incumbent cable provider has (1) an established market position; (2) all of the cable customers; and (3) an existing, in-place infrastructure. These disparate market positions make imposing a build-out requirement on a competitive entrant bad public policy. Under the guise of "level playing field" claims, incumbent cable operators seek to require new entrants to duplicate the networks the incumbents built as monopolies, knowing that such a requirement will greatly reduce, if not eliminate, the risk of competitive entry.

In 2007, the FCC issued its findings with respect to facilities based video competition and held as follows: (1) with respect to level playing field requirements, the FCC stated that such mandates "unreasonably impede competitive entry into the multichannel video marketplace by requiring local franchising authorities to grant franchises to competitors on substantially the same terms imposed on the incumbent cable operators (Para. 138); and (2) with respect to mandatory build out, the FCC held that "an LFA's refusal to grant a competitive franchise because of an applicant's unwillingness to agree to unreasonable build out mandates constitutes an unreasonable refusal to award a competitive franchise within the meaning of Section 621(a)(1) [47 U.S.C. § 541(a)(1)]."

Those two FCC holdings alone should put this entire matter to rest - level playing field requirements and unreasonable mandatory build requirements are barriers to competitive entry in the cable market and violate the federal Cable Act and the FCC's order. Minnesota, however, codified its requirements in a state law and the FCC expressly declined to "preempt" state laws addressing the cable franchising process.

It is clear, however, that the FCC did not intend to protect the Minnesota statute which mandates the imposition of barriers to entry on each and every local franchising authority. As various providers were trying to enter the competitive cable market and encountering barriers such as level playing field requirements and mandatory build out provisions, many states passed statutes to facilitate competitive entry and to prevent local franchising authorities from erecting barriers to entry. Such laws were passed in 26 states including Florida, Missouri and North Carolina, where incumbent video providers have taken advantage of the streamlined process to enter a market without a mandatory build obligation. These laws have facilitated competitive entry as evidenced, for example, by the presence of four facilities based competitors in the Orlando, Florida market, including CenturyLink and Comcast. As such, these state laws are aligned and not in conflict with the FCC's and Congress' policies for promoting competition in the video distribution market.

Minnesota's cable law, however, is quite the opposite. Minnesota's cable act dates back to the 1970s and directs each local franchising authority to impose not only a level playing field across a broad range of issues (many of which Frontier does not oppose), but also a five year mandatory build out requirement. Both of these provisions have been deemed to be barriers to entry by the FCC. The incontrovertible fact is that the law has been extremely successful in barring cable communications competition in the City:

The City has not experienced any facilities-based competition because of the barriers to entry Minnesota codified in Chapter 238.

In support of this position, that the FCC's 2007 Order preempts Minn. Stat. Chapter 238, Franchisee notes the following:

- Conflict preemption: State law may be preempted without express Congressional authorization to the extent it actually conflicts with federal law where state law "stands as an obstacle to the accomplishment and execution of the full purposes and objectives of Congress." *English v. General Elec. Co.*, 496 U.S. 72, 79 (1990).
- Whether state law constitutes a sufficient obstacle is a matter of judgment to be informed by examining the federal statute as a whole and identifying its purpose and intended effects. *Crosby v. Nat'l Foreign Trade Council*, 530 U.S. 363 #372 (2000).
- Minn. Stat. § 238.08 mandates terms that each municipality must implement in granting a new or renewed cable franchise.
- Minn. Stat. § 238.084 sets forth the required contents of a franchise ordinance and sets forth very precise requirements in an initial franchise about the build: commence build within 240 days; must construct at least 50 plant miles per year; construction throughout the franchise area must be substantially completed within 5 years of granting the franchise; and these requirements can be waived by the franchising authority only upon occurrence of unforeseen events or acts of God.
- Section 621(a)(1) initially gave local authorities the authority to grant franchises, but this broad grant resulted in exclusive franchises/monopolies. Congress "believe[d] that exclusive franchises are contrary to federal policy ... which is intended to promote the development of competition." H.R. Conf. Rep. No. 102-862, at 77 (1992).
- Legislative history clearly supports that Congress was focused on fostering competition when it passed the 1992 Act. *Qwest Broadband Servs. Inc. v. City of Boulder*, 151 F. Supp.1236, 1244 (D. Colo. 2001).
- In its 2007 order, the FCC found that "an LFA's refusal to grant a competitive franchise because of an applicant's unwillingness to agree to unreasonable build out mandates constitutes an unreasonable refusal to award a competitive franchise within the meaning of Section 621(a)(1)." The FCC order, however, targeted local and not state laws.

- Arguably, the Minnesota build requirements set forth in Section 238.084(m) are in conflict with Section 621(a)(1) and are, therefore, preempted.
- In the Boulder case, the court applied Section 621's prohibition on unreasonable refusals to grant franchises to find conflict preemption where local rules required voter approval for any new franchises.
- The mandatory build out in the Minnesota statute could be considered a de facto "unreasonable refusal" to grant a franchise and thus conflict with the pro-competition purpose set forth in Section 621(a)(1).
- In upholding the FCC's ruling, the Sixth Circuit stated that "while the [FCC] characterized build out requirements as 'eminently sensible' under the prior regime in which cable providers were granted community-wide monopolies, under the current, competitive regime, these requirements 'make entry so expensive that the prospective provider withdraws its application and simply declines to serve any portion of the community.'" *Alliance for Cmty Media v. FCC*, 529 F.3d 763, 771 (6th Cir. 2008).
- The FCC ruling targeted local rules and actions and the FCC refrained from preempting state regulation because it lacked "a sufficient record to evaluate whether and how such state laws may lead to unreasonable refusals to award additional competitive franchises." FCC Cable Franchising Order (FCC 06-180, at n.2 & 126). That is not to say, however, that upon full consideration, the FCC would not find the Minnesota mandatory build requirements to constitute an unreasonable refusal under Section 621.
 - The franchising laws which were being enacted about the time of the FCC order facilitated competitive entrants into the facilities based video market.
 - In sharp contrast, the Minnesota statutes mandates individual cities and commissions to include onerous build out schedules which, standing alone, would run afoul of the FCC's order.

It should also be noted that at least two cities in Minnesota have chosen to award competitive franchises to second entrants without satisfying all the mandates of Chapter 238. *See Mediacom Minnesota, LLC v. City of Prior Lake*, Minn. Ct. of Appeals, A09-1379 (Unpublished decision, Filed June 22, 2010). In October 2014, the City of Owatonna awarded a competitive franchise to a second provider, and the franchise did not contain the five year build requirement set forth in Chapter 238. Rather, it contained a market success model expressly endorsed by the FCC. The competitor will provide service to 25 percent of the City of Owatonna and will have

no further obligation to enable the provision of cable communications services until 48 percent of households in the footprint subscribe to its service.

Finally, nothing in the *FCC's* Order on Reconsideration released in January of this year alters the above analysis.

7. A statement indicating the applicant's qualifications and experience in the cable communications field, if any.

Frontier Communications is an S&P 500 company and is included in the Fortune 1000 list of America's largest corporations.

General Manager, Southwest Minnesota (including West Metro): Jeff McCabe is the general manager overseeing Frontier's Southwest Minnesota operations. He has overall responsibility for the operations organization serving this area, including customer service experience and community relations. Jeff has a wealth of knowledge in sales, operations and community leadership. McCabe joined Frontier in August 2014 with 25 years of experience in sales and management in the insurance and manufacturing industries. Jeff is retired from the U.S. Army Reserves where he served honorably for over twenty-two years.

Area General Manager, Minnesota, Iowa and Nebraska: George Meskowski is Frontier's Area General Manager with overall operations responsibility for the states of Minnesota, Iowa and Nebraska. He lives and has his office in the South Metro area. He has overall responsibility for the entire operations organization in the three states and is responsible for all customer service and community relations for these areas. George was formerly a general manager with Frontier in Michigan and Indiana prior to being promoted to his current position in 2014.

President and Chief Executive Officer: Daniel J. McCarthy became a member of the Frontier Board of Directors in May 2014. He has been President and Chief Operating Officer since April 2012 and was Executive Vice President and Chief Operating Officer from January 2006 to April 2012. Before this, he was Senior Vice President, Field Operations from December 2004 to December 2005, Senior Vice President, Broadband Operations from January 2004 to December 2004, and President and Chief Operating Officer of Electric Lightwave from January 2002 to December 2004.

Mr. McCarthy has been with Frontier Communications Corporation since 1990, when he joined the company's Kauai, Hawaii, electric division. In 1995, he moved to Flagstaff, Arizona, and assumed responsibility for the company's energy operations. In 2001 he was promoted to President and Chief Operating Officer of Citizens Public Services sector, responsible for the company's energy and water operations. He earned a bachelor's degree in marine engineering from the State University of New York Maritime College at Fort Schuyler, and holds an M.B.A. from the University of Phoenix.

In October 2013, he was appointed a Trustee of The Committee for Economic Development, a nonprofit, nonpartisan, business-led, public policy organization that combined with The Conference Board, a nonprofit business membership and research group organization. In December 2013, Mr. McCarthy was elected to the Board of Trustees of Sacred Heart University in Fairfield, Connecticut. He is also a member of the Western Connecticut Health Network Corporate Advisory Council.

Executive Vice President and Chief Financial Officer: Prior to joining Frontier, Perley McBride was the Chief Financial Officer of Cable & Wireless Communications Plc until its May 2016 acquisition by Liberty Global plc. Previously, Mr. McBride served as Chief Financial Officer at Leap Wireless International, which operated the Cricket Communications mobile brand, from December 2012 through May 2014 and was part of the Executive team that led the business through its acquisition by AT&T Inc. Prior to Leap Wireless, he served as Executive Vice President of Finance at The Weather Company, owner of The Weather Channel among other assets, between 2010 and 2012, where he was instrumental in achieving sustained EBITDA growth and reducing leverage by two turns. He served in several senior financial management roles at Frontier between 1999 and 2010, and also between 1994 and 1997. During that period, he created a culture of expense discipline that enabled Frontier to achieve a consistent track record of sustaining industry-leading margins. He also worked in the finance department at Sprint Corporation early in his career. He holds a Bachelor of Science degree from Mount Allison University in Canada and has an MBA from the University of Houston.

Executive Vice President, Frontier Secure and Administration: Cecilia K. McKenney is Executive Vice President, Frontier Secure and Administration, responsible for Frontier Secure, Human Resources, Marketing, and Product Development. Before this, she was responsible for Human Resources, Sales Operations, Corporate Communications and Public Relations. She was Executive Vice President, Human Resources and Call Center Sales & Service from February 2008 to May 2012. Ms. McKenney joined the company as Senior Vice President, Human Resources in February 2006. She is a member of the company's Senior Leadership Team and reports to the CEO.

Frontier Secure, a service of Frontier Communications, offers products and services to protect every aspect of digital life, including computer security, cloud backup & sharing, the connected home, identity protection, equipment protection and 24/7 U.S.-based premium technical support. Its products and services are sold nationwide directly to consumers and small businesses, and wholesale through strategic partnerships. Prior to Frontier, Ms. McKenney was Group Vice President of Headquarters Human Resources for the Pepsi Bottling Group, Inc. (PBG) in Somers, New York, responsible for all Human Resources functions supporting PBG's worldwide operations. Her organization supported PBG's headquarters and call center in addition to providing long-term strategic direction and day-to-day business support for Staffing, Compensation and Benefits, Diversity, Training, Talent Development and Human Resources Systems.

Ms. McKenney joined the Pepsi-Cola Company in 1989 in its headquarters-based employee benefits group. She became Human Resources Manager in Pepsi-Cola's

Northeast Business Unit in 1992. In less than two years, Ms. McKenney transferred to Northern California to manage HR issues for the company's San Francisco market. In 1995, she was appointed Director of Human Resources for PBG's California Business Unit. When PBG became an independent company near the end of 1998, Ms. McKenney was appointed Vice President, Staffing and Diversity at Company's headquarters. In 2000, she was promoted to Vice President, Headquarters Human Resources and was named Group Vice President, Headquarters Human Resources, in 2004.

Prior to Pepsi, Ms. McKenney worked for Mutual of New York and L.F. Rothschild in Human Resource and Management roles. She earned a bachelor's degree in business administration from Franklin & Marshall College and is a Certified Employee Benefits Specialist.

Ms. McKenney is a member of The Leadership Council of Franklin & Marshall College and a member of the Board of Directors of The Child Care Council of Westchester County, Inc. In May 2014, she was honored with the HR Leader Award in the Large Company category at the 2014 Fairfield County HR People of the Year Awards. The awards are given each year by The Southern Connecticut Chapter of the Society for Human Resource Management to recognize individuals whose performance and contributions have significantly benefited their organizations, the Human Resources profession and the community.

Executive Vice President, External Affairs: Kathleen Quinn Abernathy is Executive Vice President, External Affairs, responsible for the company's governmental and regulatory affairs. From March 2010 to June 2012, she was Chief Legal Officer and Executive Vice President, Regulatory and Governmental Affairs. Prior to joining Frontier, she was a Partner at Wilkinson Barker Knauer LLP, advising clients on a wide range of legal, policy and regulatory issues related to telecommunications and the media. Before this, she was a Partner at the law firm of Akin Gump Strauss Hauer & Feld, LLP.

Ms. Abernathy served as a Commissioner with the Federal Communications Commission (FCC) from 2001-2005. While a Commissioner, she chaired the Federal-State Joint Board on Universal Service and participated as a U.S. representative in numerous international bilateral and multilateral negotiations, including the 2002 International Telecommunication Union (ITU) Plenipotentiary Conference and the 2003 ITU World Radiocommunications Conference. She was appointed by the ITU to chair the 2004 ITU Global Symposium for Regulators.

Prior to joining the FCC, Ms. Abernathy was Vice President for Public Policy at BroadBand Office Communications; Vice President for Regulatory Affairs at US West; and Vice President for Federal Regulatory Affairs at AirTouch Communications. Earlier in her career, she was Legal Advisor to two FCC commissioners and a Special Assistant to the agency's General Counsel.

Ms. Abernathy has received numerous honors and awards in recognition of her contributions to the profession. In 2011 she was named one of the "Top Ten Women in

Telecom" by Fierce Telecom and honored by Legal Momentum with an "Aiming High Award." She was featured in Chambers USA's "Leaders in their Field" in the Telecom, Broadcast & Satellite: Regulatory category (2009); included in the Washington, DC edition of Super Lawyers (2009, 2010); and named one of Washington's Top Lawyers by Washingtonian magazine (2007, 2009).

Ms. Abernathy served on Frontier Communications' board of directors from April 2006 through February 2010. She is currently on the boards of the John Gardner Fellowship Association, which is affiliated with U.C. Berkley, and Stanford University and Children Now. She also serves on the board of ISO New England Inc., the operator of New England's bulk power and wholesale electricity markets.

Ms. Abernathy received her B.A. magna cum laude from Marquette University and her J.D. from Catholic University of America's Columbus School of Law, where she was a Distinguished Practitioner in Residence. She is a member of the District of Columbia Bar and the Federal Communications Bar Association, of which she is a Past-President, and has served as an adjunct professor at Georgetown University Law Center and The Columbus School of Law.

Senior Vice President, General Counsel Secretary: Mark D. Nielsen joined Frontier in March 2014 as Senior Vice President, General Counsel, and Secretary. Prior to this, he was Associate General Counsel and Chief Compliance Officer for Danbury, Conn.-based Praxair Inc. From 2007 to 2009, he was a Vice President and Assistant General Counsel of defense contractor Raytheon Co. Before that, Mr. Nielsen served as Chief Legal Counsel, and then Chief of Staff, to Massachusetts Governor Mitt Romney (2004-2007).

Mr. Nielsen began his legal career in 1990 as an associate with the Hartford law firm of Murtha, Cullina LLP. He also served three two-year terms in the Connecticut Legislature, one term in the House (1993-1995) followed by two terms in the Senate (1995-1999).

Mr. Nielsen graduated from Harvard College magna cum laude and Phi Beta Kappa. He earned his law degree, cum laude, from Harvard Law School.

Steve Gable, Executive Vice President and Chief Technology Officer: Mr. Gable joined Frontier in November 2012 as Senior Vice President and Chief Information Officer. In April 2015, he became Executive Vice President and Chief Technology Officer (CTO). Prior to Frontier, Mr. Gable was Executive Vice President/CTO of Tribune Company. At the same time, he was President, Tribune Digital, with expanded responsibility for the strategy and supporting technology that powered the company's digital brands "latimes.com" and "chicagotribune.com."

From 2008 to 2010, he was Senior Vice President and CTO for Tribune Company, responsible for all aspects of information technology systems for its TV and newspaper operations.

Before this, he served as Vice President of Technology for Clear Channel Radio, responsible for the technology strategy and direction of over 1,200 radio stations.

He earned a Bachelor's degree in Business Administration and a Master's degree in Systems from Northwestern University

Scott Mispagel, Senior Vice President Network Planning and Engineering: Scott is the Senior Vice President of Technology Planning and Engineering at Frontier Communications where has responsibility for developing, deploying and managing Frontier's network technologies and architecture nation-wide. He has over 18 years of telecommunications experience engineering and managing carrier and video networks. Prior to Frontier, Scott held a similar position as the Vice President of Network Planning and Engineering at Windstream Communications and Valor Telecom where he led all Voice, Video and Data engineering efforts.

Scott Abbott, VP, Video Strategy and Sales: Scott is a 33 year cable telecommunications industry veteran specializing in video content negotiation and management of national cable satellite networks and broadcast television retransmission consent agreements. He joined Frontier Communications in 2012 and is currently the Video Content lead whose video portfolio is in excess of \$1B annually. Scott provides input and guidance on the overall corporate video and content strategy as Frontier grows its video business. In addition to his direct responsibilities for negotiations, relationships and management of all content matters, he has specific ownership of the large omnibus content owner portfolios; Fox Cable Networks, CBS, NBCU, Viacom and Discovery, etc. Scott guides compliance issues with various internal groups; Product, Settlements and Legal to ensure contractual obligations are met. Most recently, Scott was the Content lead and integration expert delivering ready-to-go at close of the video portfolio for Frontier's acquisition of ATT's CT property in 2014 and the 1.2 MM Verizon acquisition that closed in Q1 2016. Prior to joining Frontier, Scott worked at the National Cable Television Cooperative for 14 years where, among other duties, he negotiated and managed a video portfolio of more than \$1B annually. As EVP, second in command, he provided strategic oversight of the entire video portfolio in excess of \$2B annually. He also worked for several major programming networks including HBO, Disney and NBC. Scott has a Bachelors and a Master's Degree in Telecommunications from Michigan State University.

Jon Davis, Assistant Vice-President Information Technology: Jon is an experienced video operations expert with 12 years of experience in IPTV and video delivery systems. He joined Frontier Communications in November 2015 to run and unify our video operations. Previously he was Head of Video Support and Managed Services for Alcatel-Lucent and supported customers across the globe that had over 25 million end user customers. Jon led the overhaul of Alcatel-Lucent's support and managed services to create a streamlined, efficient best in class support organization that directly led to successful service provider video rollouts year after year.

Peter Milhan, Assistant Vice-President of Video Product and Sales: Peter joined Frontier in mid-2015 from Ericsson, where he was responsible for TV/Media portfolio sales and business development. Previously he worked for Microsoft for 19 years, joining Microsoft's Mediaroom division in 2005. His background with Mediaroom includes video deployment, architecture, marketing and sales. Mediaroom was acquired by Ericsson in 2013 and is the platform used by Frontier in Connecticut and future market deployments. Mihan holds a degree in Mechanical Engineering from Vanderbilt University.

Enrique Ruiz-Velasco, Director- Information Technology: Enrique is a technology leader with over ten years of experience in the field of cable television and is a pioneer of internet video streaming apps. He joined Frontier in 2015 and is currently responsible for software applications and back-ends that power Frontier's TV customer experience. Previously he worked at Verizon Communications as Director of Technology and where, for ten years, he oversaw the software development and various systems that power the FiOS TV service for 6 million video customers and 15 million set top boxes. In 2010 he introduced video streaming to tablets and mobile devices as well as Apps for smart TV's and game consoles.

Francie Leader, Director Content Strategy & Partnerships: Francie is a veteran with over 30 years of experience in the cable telecommunications industry. She joined Frontier in July 2010 as part of the Video Content team to manage linear content for 350+ channels of programming. She is directly responsible for negotiating national satellite program carriage contracts, (ESPN/ABC/Disney, A&E, Scripps) including broadcast retransmission consent agreements to capitalize on revenue opportunities and bandwidth efficiencies. Francie directs all internal constituencies that intersect with video programming content and also manages the NCTC relationship (National Cable Television Cooperative) to ensure Frontier maximizes the benefits of its membership. Prior to joining Frontier, Francie began her career in the cable industry in franchising where she successfully franchised over 20 cities in Metropolitan Detroit for cable television service via grassroots marketing efforts. From there, she represented various national cable satellite networks, The Learning Channel, The Travel Channel, TNN, CMT, WGN, etc. and drove revenue and distribution growth for those networks as well as contributed to local and national promotional marketing campaigns to increase Network value. Francie is a well-connected relationship builder and a creative, resourceful deal-maker and catalyst for change.

8) An identification of the municipalities in which the applicant either owns or operates a cable communications system, directly or indirectly, or has outstanding franchises for which no system has been built.

Frontier (Citizens Telecommunications Company of Minnesota, LLC) has filed applications seeking franchises in the cities of Cannon Falls, Delano, Mound, Scandia and Wyoming and Frontier is in the process of working with these cities to establish cable franchise agreements. Frontier's Minnesota affiliate, Frontier Communications of Minnesota, Inc. received cable franchise agreements in

September in the cities of Burnsville, Lakeville, Apple Valley, Rosemount and Farmington and began offering service in October. Frontier affiliates also have franchise agreements and operated cable systems serving approximately 1.5 million subscribers in Washington, Oregon, California, Texas, Indiana, Connecticut, North Carolina, South Carolina and Florida.

9. Plans for financing the proposed system, which must indicate every significant anticipated source of capital and significant limitations or conditions with respect to the availability of the indicated sources of capital.

a). Current financial statement

Frontier's ultimate parent company is Frontier Communications Corporation. Frontier Communications Corporation's most recent Form 10-K (along with all other SEC filings) may be found here: <http://investor.frontier.com/sec.cfm>.

b). Proposed sources and uses of funds for the construction project

Frontier's parent company is Frontier Communications Corporation. Frontier Communications Corporation is an S&P 500 company and is included in the Fortune 1000 list of America's largest corporations with reported fourth quarter 2015 revenue of \$1,413 million and operating income of \$182 million. Frontier does not require any unique or additional funding sources (i.e. special notes or bonds) in order to deploy its Vantage TV service in this, or any other market.

c). Financial budgets for the next three (3) years

Please see response to Section I (4) below.

d). Documentation regarding the commitment of funds, and

As a publicly traded company, Frontier releases a very limited amount of forward-looking information for the company as a whole, but it does not provide forward-looking information at the individual market level because it could lead to incorrect or inappropriate assumptions or conclusions by its current and potential investors regarding the business as a whole. Given the extremely sensitive nature of the information contained in the requested pro forma, Frontier cannot file this information as part of its application.

e). Any other information that applicant determines would be useful in evaluating its financial qualifications.

Please see response to Section I (1) above.

10. A statement of ownership detailing the corporate organization of the applicant, if any, including the names and addresses of officers and directors and the number of shares held by each officer or director, and intercompany relationship, including the parent, subsidiary or affiliated company.

Citizens Telecommunications Company of Minnesota LLC operates as a subsidiary of Frontier Communications Corporation.

Frontier Communications Corporation's Board of Directors believes that the purpose of corporate governance is to ensure that Frontier maximize stockholder value in a manner consistent with legal requirements and the highest standards of integrity. The Board has adopted and adheres to corporate governance practices which the Board and senior management believe promote this purpose, are sound and represent best practices. We continually review these governance practices, Delaware law (the state in which we are incorporated), the rules and listing standards of the NASDAQ Exchange and SEC regulations, as well as best practices suggested by recognized governance authorities.

Frontier's Board of Directors' Code of Business Conduct and Ethics reflects Frontier's commitment to maintain a culture of integrity, honesty and accountability when dealing with our business partners, our customers, our stockholders and each other. It is intended to help us focus on areas of ethical risk, recognize and deal with ethical issues, and to provide us with the resources and procedures. The code applies to all of Frontier's directors, officers and employees, including those at Frontier's subsidiaries and affiliates.

Directors:

Pamela D. Reeve, Chairman
Leroy T. Barnes Jr., Director
Peter C.B. Bynoe, Director
Diana S. Ferguson, Director
Edward Fraioli, Director
Daniel J. McCarthy, Director
Virginia P. Ruesterholz, Director
Howard L. Schrott, Director
Lorraine D. Segil, Director
Mark Shapiro, Director
Byron A. Wick, III, Director

Officers:

Chief Executive Officer and President	Daniel McCarthy
Executive Vice President, External Affairs	Kathleen Quinn Abernathy
Executive Vice President and Chief Financial Officer	Perley McBride
Executive Vice President, and Chief Custom Office	Cecilia K McKenney
Executive Vice President, Field Operations	John Lass
Executive Vice President and Chief Technology Officer	Steve Gable
Senior Vice President, General Counsel, Secretary	Mark D. Nielsen
Executive Vice President and Chief People Officer	Kathleen Weslock

Contact information for the members of Frontier’s Board of Directors and Management, as well as their profiles, may be found at <http://investor.frontier.com/directors.cf> and Frontier’s Management’s profiles found at <http://investor.frontier.com/management.cfm>.

For information concerning the number of shares held by each officer or director of Frontier, please see Frontier Communications Corporation’s most recent Form 10-K (along with all other SEC filings) found at: <http://investor.frontier.com/sec.cfm>.

11. A notation and explanation of omissions or other variations with respect to the requirements of the proposal.

None at this time.

12. A list of applicant’s representatives, including the contact information for those individuals, who may be contacted to clarify any aspects of this application.

Jack Phillips
Director- Government and External Affairs
Frontier Communications
14450 Burnhaven Drive
Burnsville, MN 55306
952-435-1373
jack.phillips@ftr.com

13. An identification of any municipalities in which the applicant has been denied a franchise upon application within the last 10 years.

None.

14. The title and contact information of the duly authorized representative who completes the application.

Jack Phillips
Director-Government and External Affairs
Frontier Communications
14450 Burnhaven Drive
Burnsville, MN 55306
952-435-1373



Jack Phillips
Director-Government & External Affairs

Subscribed and sworn to before me
this October 28th 2016



Notary public
My Commission Expires: 01-31-2017

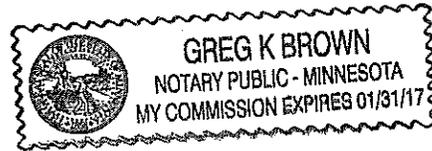
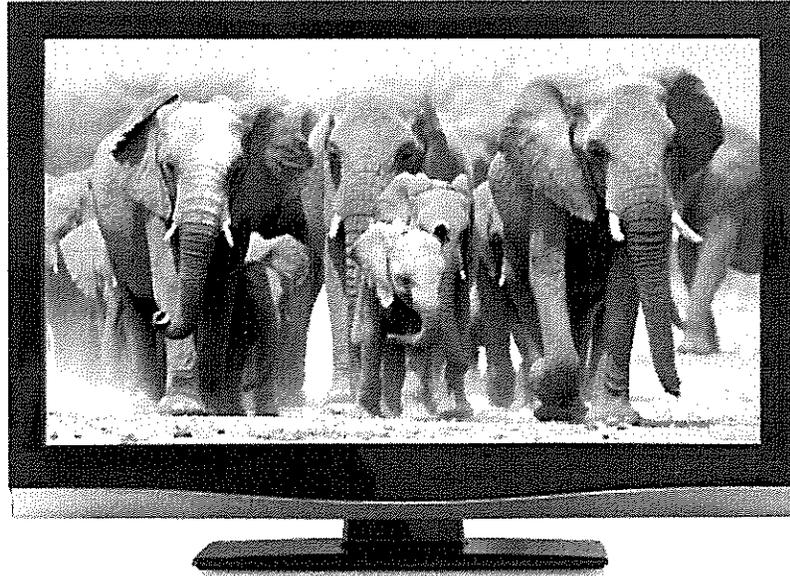


Exhibit A



Vantage™ TV

DURHAM, NC

CHANNEL DIRECTORY

By channel name and package

Frontier
COMMUNICATIONS

FEATURES OF YOUR VANTAGE TV REMOTE CONTROL



UPGRADE TO THIS WINNING COMBO

Get the ultimate in entertainment freedom! Our exclusive Wireless Receiver lets you enjoy TV virtually anywhere in your home. Design your room to suit your style—you're no longer tied to your TV outlet! And our Point Anywhere Remote Control doesn't require line-of-sight, so it works however you aim it—even through cabinets and walls. **Add them both for amazing flexibility and convenience.**

Go to **Frontier.com** to order.

The Point Anywhere Remote Control is intended and sold for use only with VantageTV receivers. May not be compatible with all entertainment systems or capable of accepting every programming code for other devices. Limited one year replacement-only warranty. See enclosed User Guide for further information. Go to Frontier.com for details. Technical restrictions apply; may not be available to all customers.
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DURHAM, NC CHANNEL DIRECTORY

Golden Channels		Basic		Prime		Extreme	
Adult Only On Demand	956	EVNVE Live	19	ABC	122	AXS TV	102
DVR App	9999	HSN	6	AMC	119	Baby First TV	310
Frontier Account Manager App	9910	QVC	12	American Heroes (aka Military Channel)	259	BBC World News	207
Vantage TV On Demand	1	WARZ_LP	34	Animal Planet	252	CBS Sports Network	643
		WLFL (CW)	22	As Seen On TV	37	CCTV News (aka CCTV-N)	3602
		WRNC (NBC)	17	AWM (aka Wealth TV)	147	CNBC World	217
		WRAL (CBS)	5	BBC America	122	CNN: (CNN International)	205
		WRAY (NBC)	30	BET	155	Destination America	465
		WRMZ (FOX)	12	BET Gospel	516	E! Ray	466
		WRXP (ION)	47	BET Jams	508	ESPN College Extra	614
		WTNC (SunMax)	26	BET Soul	522	ESPN College Extra	615
		WTVD (ABC)	15	Boomerang	327	ESPN College Extra	616
		WLNG (FBS)	4	Bravo	181	ESPN College Extra	617
		WLNC (Univision)	40	BTN	460	ESPN College Extra	618
				BUY TV	228	ESPN College Extra	619
				BuyIt	196	ESPN College Extra	620
				BuyIt2	247	ESPN College Extra	621
				BYE	567	FOX Deportes	3114
				C-SPAN	230	FUNimation (Rebranded to Toky)	484
				C-SPAN2	231	Life (aka Discovery Fit & Health)	468
				C-SPAN3	232	Lifetime Real Women	364
				Cartoon Network	325	Military History	276
				Cominc	515	MLB Network	632
				Chiller	152	NASA TV	262
				cos	161	NBA TV	632
				CMT	525	NFL Network	630
				CMT Music	527	NHK World	221
				CNBC	216	Ovation	285
				CNN	202		
				Comedy Central	140		
				Cooking Channel	456		
				Crime & Investigation Network	163		
				Daystar	563		
				Discovery Channel	120		
				Discovery Family (aka The Hub)	335		
				Disney Channel	302		
				Disney Jr.	306		
				Disney XD	304		
				DIY Network	454		
				E! Entertainment Television	134		
				ESPN	602		
				ESPN Classic	603		
				ESPN2	606		
				ESPN3	604		
				ESPN4	605		
				Esquire Network	360		
				EWTV	562		
				EWTV Espanol	3077		
				FamilyNet	566		
				FM	182		
				Food Network	452		
				Fox Business Network	211		
				Fox News Channel	210		
				Fox Sports 1	651		
				Fox Sports 2	652		
				Freeform	176		
				Frontier Shopping 1	84		
				Frontier Shopping 4	429		
				FS Carolinas (FS South)	745		
				FS Southeast (Sportsouth)	729		
				fuse	525		
				Fusion	306		
				FX	129		
				FX Movie Channel	792		
				FXR	126		
				FYI (aka BICI)	272		
				GAC	529		
				Galavision	3003		
				Golf Channel	641		
				GSN	173		
				H2	257		
				Hallmark Channel	117		
				Hallmark Movies & Mysteries	133		
				HGTV	450		
				History	256		
				HLN	303		
				HLN2	424		
				HSN2	425		
				IFC	797		
				ION	564		
				Investigation Discovery	260		
				Jewelry Television	197		
				Justice Central	166		
				Lifetime Television	360		
				LMN	362		
				LOGO	183		
				MC 70s	5129		
				MC 80s	5128		
				MC 90s	5127		
				MC Adult Alternative	5116		
				MC Alternative	5115		
				MC Blues	5146		
				MC Classic Country	5134		
				MC Classic Rock	5118		
				MC Classical Masterpieces	5110		
				MC Contemporary Christian	5135		
				MC Country Hits	5133		
				MC Dance/EDM	5103		
				MC Easy Listening	5148		
				MC Gospel	5111		
				MC Hip-Hop and R&B	5105		
				MC Hip-Hop Classics	5107		
				MC Hit List	5101		
				MC Indie	5104		
				MC Jazz	5145		
				MC Kids Only!	5124		
				MC Light Classical	5150		
				MC Max	5102		
				MC Metal	5114		
				MC Mexicana	5136		
				MC Musica Urbana	5137		
				MC Party Favorites	5122		
				MC Pop & Country	5131		
				MC Pop Hits	5121		
				MC Pop Latino	5126		
				MC R&B Classics	5109		
				MC R&B Soul	5110		
				MC Rap	5106		
				MC Reggae	5112		
				MC Rock	5113		
				MC Rock Hits	5117		
				MC Singers & Swing	5147		
				MC Smooth Jazz	5144		
				MC Soft Rock	5119		
				MC Solid Gold Oldies	5130		
				MC Sounds of the Season	5141		
				MC Soundscapes	5143		
				MC Teen Beats	5123		
				MC Throwback Jams	5108		
				MC Today's Country	5132		
				MC Toddler Tunes	5125		
				MC Tropicales	5139		
				MC Y2K	5126		
				MGM	116		
				MSNBC	215		
				MTV	502		
				MTV Hits	509		
				MTV Live	505		
				MTV Tr3s	3142		
				MTV2	504		
				mtvU	510		
				Music Choice Play	5100		
				Nat Geo Wild	266		
				National Geographic Channel	265		
				NBC Sports Network	640		
				NBC Universo (aka mun2)	3009		
				Nick Jr	320		
				Nick Toons	218		
				Nick2	316		
				Nickelodeon	214		
				One America News Network	208		
				OWN	170		
				Oxygen	368		
				OVC	420		
				OVC+	421		
				PLTV	175		
				Science	258		
				Smile of a Child TV	340		
				SonLife Broadcasting Network	580		
				Spike TV	145		
				Sprout	327		
				Sundance TV	798		
				Syfy	151		
				TBN	560		
				TBS	112		
				TBS	790		
				TCM	222		
				TeenNick	545		
				The Church Channel	229		
				The Time Life Channel	575		
				The Word Network	250		
				TLC	108		
				TNT	254		
				Travel Channel	164		
				truTV	138		
				TV Land	157		
				TV One	267		
				tvMax	105		
				Universal	571		
				UpLift TV	124		
				USA Network	82		
				Via TV	104		
				Velocity	518		
				VH1	520		
				VH1 Classic	372		
				WE	180		
				WGN America			
				Pivot	492		
				RealzChannel	799		
				SEC Network	407		
				Smithsonian Channel	118		
				Univision Deportes	658		
				Ultimom			
				UStarMAX	840		
				ActionMAX	836		
				Baby TV	330		
				Chinamax	822		
				Encore	932		
				Encore Action	938		
				Encore Black	947		
				Encore Classic	934		
				Encore Espanol	941		
				Encore Family	944		
				Encore Suspense	936		
				Encore Westerns	960		
				EPHX	891		
				EPHX 2	891		
				EPHX Drive-In	896		
				EPHX Hits	894		
				ESPN Deportes	3113		
				ESPN Goal Line/Buzzer Beater/ Bases Loaded	613		
				FLIX	890		
				Fox College Sports - Atlantic	647		
				Fox College Sports - Central	648		
				Fox College Sports - Pacific	649		
				FS Arizona			

Sports Tier	
MLB Strike Zone	635
NFL RedZone	629
PAC 12 Bay Area	760
PAC 12 Los Angeles	761
PAC 12 Network	759

Global Sports Network	
NBA League Pass 1/MLS Direct Kick	681
NBA League Pass 2/MLS Direct Kick	682
NBA League Pass 3/MLS Direct Kick	683
NBA League Pass 4/MLS Direct Kick	684
NBA League Pass 5/MLS Direct Kick	685
NBA League Pass 6/MLS Direct Kick	686
NBA League Pass 7/MLS Direct Kick	687
NBA League Pass 8/MLS Direct Kick	688
NBA League Pass 9/MLS Direct Kick	689

Hispanic Tiers	
Arteco America	3019
Arteco Corazon	3020
Bandamax Estados Unidos	3146
Boomerang en Espanol	3053
Canal SUR	3111
Centroamerica TV	3044
Cine Estelar	3124
Cine Latina	3126
Cine Mexicano	3134
Cine Nostalgia	3125
CNN en Espanol	3110
De Pelicula	3128
De Pelicula Clasica	3129
Discovery en Espanol	3102
Discovery Familia	3103
Disney XD en Espanol	3052
ForoTV	3108
Fox Life (aka Utilisima)	3049
GalTV (Spanish)	656
History en Espanol	3104
HTN	3055
MEGA TV	3008
Mexicana!	3021
Multimedios	3065
Nat Geo Mundo	3101
Nuestra Tele	3026
Pasapas	3018
Razon Latino EUA	3149
TBN Eriaca USA	3076
Tele N (aka Latale Novela)	3017
Telefe Internacional	3035
Telefe	3143
Television Dominicana	3047
Television Espanola	3029
tiNovelas	3016
TV Chile	3022
V-mo Kids	3058
Viendo Movies	3132
WAPA America	3013

International	
Arabic Radio & Television (ART)	3732
CCTV-4	3603
Channel One Russia	3882
CTi Zhong Tran	3604
ET Global	3632
ET News	3631
GMA Pinoy	3683
MBC America	3643
Phoenix North America Chinese Channel (Chinese-Mandarin)	3606
Rai Italia	3802
Saigon Broadcasting Television Network (SBTN)	3662
SET Asia	3704
The Filipino Channel	3682
TV Asia	3703
TV Japan	3680
TV Polonia	3682
TV5MONDE	3632
Zoo TV	3702

PPV	
HD PPV Events	106
TVN Event TV	107

A La Carta	
Fox Soccer Plus	653
Playboy TV	952
Playboy TV en Espanol	954

Get answers 24/7 at Frontier.com/helpcenter or call **1.800.921.8101**.

*Channel and programming availability subject to change without notice. For your most current channel lineup, please visit Frontier.com

Channel/content available for viewing in Multiview is based on TV package and additional programming purchased.

00537, C.O.U., Durham, NC WFB 001116

Exhibit B



Vantage TV

- Incredible 100% digital picture and sound
- Total-home DVR with ability to record up to six shows at once and view on any TV with a set-top box*
- Instant channel change and super-fast navigation through our interactive program guide and Video on Demand
- See up to six different channels at once with Multi-View
- Pause, Fast Forward, Rewind live or recorded shows on up to 8 TVs in your house
- Next generation enhanced search delivers real-time results by program name, actor/actress and other keywords across Live TV, Video On Demand and DVR recordings
- Introducing Channel Peeks: maintains full-screen viewing while "peeking" into other programming
 - Recent & DVR Peek allows you to preview and tune to any of the last five channels or DVR recordings

Call [1.888.481.0526](tel:18884810526) or  Chat Live

Taking innovation to the next level

The new visual guide offers the option of full screen, Picture-in-Picture enabled view of what is airing now (On Now), earlier (Just Missed) or is coming up (On Next) with one-touch buttons to record. Channel Peeks maintain full screen viewing while "peeking" into other options including: Recent Peek enables a customer to preview and tune to any of the last five channels viewed, DVR Peek enables a customer to preview and tune to any of the last five DVR recordings viewed, Channel and Browse Peek surfaces rich details for On Now, On Next and Just Missed Content and Options Peek enables quick access to settings or filters



Vantage™ TV Prime

Over 200 popular digital channels including National Geographic Channel and NBC Sports, as well as great family programming.

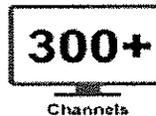
Starting at **77** /Month* for 12 months. TV equipment charges apply.



Vantage™ TV Extreme

Over 250 popular digital channels including HBO, Cinemax, Fox Sports, our Sports Package and more.

Starting at **92** /Month* for 12 months. TV equipment charges apply.



Vantage™ TV Ultimate

Over 300 channels including favorites like HBO, our Sports Package and The Movie

Channel. Starting at **124** /Month** for 12 months. TV equipment charges apply.

VantageTV

Exceptional entertainment programming at your fingertips. Crystal clear, 100% digital.

Vantage TV provides the Best in Entertainment Programming. Vantage TV delivers crystal-clear, 100% digital picture and sound, and with over 300 channels of family favorites, blockbuster movies, and sports, there's a TV package for everyone!

Our most comprehensive package, Ultimate includes 300+ popular digital channels including HBO, Cinemax, Fox Sports and more.

Wireless set-top boxes are available so you can record your favorite shows to watch later, commercial-free. Take it one step further. Your favorite shows go wherever you go? Many of your favorite networks and shows are available for streaming on mobile devices as part of your TV plan through partner apps and the Vantage TV website. View it on your laptop or computer - never miss a cliffhanger, the winning homerun or season finale! You can also watch thousands of the latest movies, hottest TV shows, and Pay Per View events On Demand! Frontier offers free installation.

Need help? Check out our useful information by visiting the [Frontier Help Center](#). We're proud to say our Technical and Customer Support teams are available 24/7 to answer any additional questions you might have.

*The number of channels that can be streamed simultaneously is dependent upon the bandwidth to the home and how your home is provisioned.

**Limited-time offer for qualified Frontier residential customers adding new Vantage TV. Service subject to availability. Monthly DVR and any additional set-top box changes for wired and wireless boxes apply. Limit four wireless set-top boxes per household, a one-time equipment fee of \$49 applies per box. TV price guaranteed for 12 months. After 12-month promotional period, then-current everyday monthly price applies and is subject to change upon 30 days notice. All TV prices, fees, charges, packages, programming, features, functionality and offers subject to change. Minimum system requirements and other terms and conditions apply. Taxes, governmental and other Frontier-imposed surcharges apply. Offer includes waiver of TV installation fees. TV activation fee applies. Frontier reserves the right to withdraw this offer at any time. Other restrictions apply. ©2016 Frontier Communications Corporation

<https://frontier.com/VantageTV>



Agenda Information Memorandum
November 14, 2016 - Maple Plain City Council

VII. NEW BUSINESS
B. DEEP WELL NO 4 – REVIEW BIDS AND AWARD PROJECT

ACTION TO BE CONSIDERED

Award Deep Well No. 4 Project to Mark J. Traut Wells in the amount of \$179,480 for the Base and Alternate Bid.

FACTS

- Bids were opened on November 10, 2016 at 10:00 am.
- Four contractors were plan holders, and three contractors submitted bids.
- The results of the bids were as follows:

	<u>Contractor</u>	<u>Base Bid</u>	<u>Alternate Bid</u>	<u>Total Project Bid</u>
Low	Mark J. Traut Wells, Inc.	\$151,930.00	\$27,550.00	\$179,480.00
#2	E.H. Renner & Sons, Inc.	\$161,930.00	\$18,485.00	\$180,415.00
#3	Keys Well Drilling	\$223,450.00	\$17,550.00	\$241,000.00

- The low bid compares to the Engineer’s Estimate of \$210,325.
- The Alternate Bid is for furnishing and installing a stainless steel screen if the geology of the aquifer requires its use after the base bid drilling is completed.
- The estimated project cost for Well No. 4 and abandonment of Well No. 2 is \$510,000.
- The Council approved General Obligation Improvement Bonds on May 9, 2016 that included funding for new Well No. 4 and abandonment of Well No. 2.
- The project is proceeding in two phases:
 - Phase 1 – Well 4 design, specifications, preliminary wellhead protection delineation, MDH permit, bidding, construction, and test pumping.
 - Phase 2 – After the new Well 4 is test pumped and the performance of the well and aquifer is known, then design of pump, piping, and controls is done to match the pump with the performance of the aquifer, followed by bidding/construction.
- The schedule is to have the well online in Summer 2017.

ATTACHMENTS

Bid review letter and bid tabulation.



Stantec

Stantec Consulting Services Inc.
2335 Highway 36 West, St. Paul MN 55113

November 10, 2016

Honorable Mayor and City Council
City of Maple Plain
City Hall
5050 Independence Street
Maple Plain, MN 55359-0097

Re: Deep Well No. 4
Stantec Project No. 193803620
Bid Results

Dear Honorable Mayor and City Council:

Bids were opened for the Project stated above on November 10, 2016. Transmitted herewith is a copy of the Bid Tabulation for your information and file. Copies will also be distributed to each Bidder once the Project has been awarded.

There were a total of 3 Bids. The following summarizes the results of the Bids received:

	<u>Contractor</u>	<u>Base Bid</u>	<u>Alternate Bid</u>	<u>Total Project Bid</u>
Low	Mark J. Traut Wells, Inc.	\$151,930.00	\$27,550.00	\$179,480.00
#2	E.H. Renner & Sons, Inc.	\$161,930.00	\$18,485.00	\$180,415.00
#3	Keys Well Drilling	\$223,450.00	\$17,550.00	\$241,000.00

The low Bidder on the Project was Mark J. Traut Wells, Inc. with a Total Project Bid of \$179,480.00. This Bid compares to the Engineer's Opinion of Probable Total Project Costs of \$210,325.00. These Bids have been reviewed and found to be in order.

If the City Council wishes to award the Project to the low Bidder, then Mark J. Traut Wells, Inc. should be awarded the Project on the Total Project Bid of \$179,480.00.

Should you have any questions, please feel free to contact me at 651-604-4831.

Sincerely,

STANTEC CONSULTING SERVICES INC.

Mark T. Janovec, P.G.

Enclosure



Project Name: **Deep Well No. 4**

I hereby certify that this is an exact reproduction of bids received.

City Project No.:

Stantec Project No.: 193803620

Bid Opening: Thursday, November 10, 2016 at 10 A.M., CST

Owner: **City of Maple Plain, Minnesota**

Mark T. Janovec, PG
License No. 45625

BID TABULATION				Bidder No. 1 Mark J. Traut Wells Inc.		Bidder No. 2 E.H. Renner & Sons, Inc.		Bidder No. 3 Keys Well Drilling Co.	
Item Num	Item	Units	Qty	Unit Price	Total	Unit Price	Total	Unit Price	Total
BASE BID									
1	MOBILIZATION	LS	1	\$10,805.00	\$10,805.00	\$18,000.00	\$18,000.00	\$35,000.00	\$35,000.00
2	FURNISH, INSTALL, AND MAINTAIN SILT FENCE, HEAVY	LF	150	\$5.00	\$750.00	\$8.00	\$1,200.00	\$5.00	\$750.00
3	DRIVE 18" CASING	LF	295	\$125.00	\$36,875.00	\$175.00	\$51,625.00	\$250.00	\$73,750.00
4	DRILL 18" OPEN HOLE	LF	40	\$75.00	\$3,000.00	\$120.00	\$4,800.00	\$140.00	\$5,600.00
5	PLACE 12" CASING	LF	295	\$65.00	\$19,175.00	\$35.00	\$10,325.00	\$60.00	\$17,700.00
6	TEMPORARILY EXTEND AND WITHDRAW 12" CASING	LF	40	\$95.00	\$3,800.00	\$100.00	\$4,000.00	\$100.00	\$4,000.00
7	DRILL 12" OPEN HOLE	LF	60	\$65.00	\$3,900.00	\$48.00	\$2,880.00	\$100.00	\$6,000.00
8	GROUT ANNULAR SPACE WITH NEAT CEMENT	CY	10	\$575.00	\$5,750.00	\$535.00	\$5,350.00	\$500.00	\$5,000.00
9	FURNISH, INSTALL, AND REMOVE DEVELOPMENT EQUIPMENT	LS	1	\$6,400.00	\$6,400.00	\$7,000.00	\$7,000.00	\$8,000.00	\$8,000.00
10	DEVELOPMENT	HR	80	\$300.00	\$24,000.00	\$250.00	\$20,000.00	\$300.00	\$24,000.00
11	BAILING	CY	200	\$65.00	\$13,000.00	\$60.00	\$12,000.00	\$90.00	\$18,000.00
12	FURNISH, INSTALL, AND REMOVE TEST PUMP	LS	1	\$6,450.00	\$6,450.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00
13	FURNISH, INSTALL, AND REMOVE DISCHARGE PIPING	LF	250	\$7.50	\$1,875.00	\$10.00	\$2,500.00	\$5.00	\$1,250.00
14	TEST PUMPING	HR	80	\$125.00	\$10,000.00	\$160.00	\$12,800.00	\$180.00	\$14,400.00
15	WATER QUALITY TESTING	LS	1	\$1,500.00	\$1,500.00	\$950.00	\$950.00	\$2,000.00	\$2,000.00
16	TELEWISE WELL	LS	1	\$1,000.00	\$1,000.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00
17	CLEANUP	LS	1	\$3,650.00	\$3,650.00	\$2,500.00	\$2,500.00	\$2,000.00	\$2,000.00
TOTAL BASE BID					\$151,930.00		\$161,930.00		\$223,450.00
ALTERNATE BID:									
18	DRIVE 12" CASING PAST POORLY CEMENTED SANDS AND WITHDRAW	LF	20	\$195.00	\$3,900.00	\$100.00	\$2,000.00	\$120.00	\$2,400.00
19	FURNISH AND INSTALL LEADER AND PACKERS	LS	1	\$3,650.00	\$3,650.00	\$6,305.00	\$6,305.00	\$3,750.00	\$3,750.00
20	FURNISH AND INSTALL 6" STAINLESS STEEL SCREEN	LF	100	\$155.00	\$15,500.00	\$82.00	\$8,200.00	\$90.00	\$9,000.00
21	FURNISH AND INSTALL GRAVEL PACK	CY	4	\$1,125.00	\$4,500.00	\$495.00	\$1,980.00	\$600.00	\$2,400.00
TOTAL ALTERNATE BID					\$27,550.00		\$18,485.00		\$17,550.00
TOTAL PROJECT BID					\$179,480.00		\$180,415.00		\$241,000.00

Contractor Name and Address: Mark J. Traut Wells, Inc.
141 28th Avenue South
Waite Park, MN 56387
Phone: 320-251-5090
Email: dave@trautwells.com
Signed By: David Traut
Title: Vice President
Bid Security: Bid Bond
Addenda Acknowledged: 1, 2

E.H. Renner & Sons, Inc.
15688 Jarvis Street NW
Elk River, MN 55330
763-427-6100
rerenner@ehrenner.com
Roger E. Renner
President
Bid Bond
1, 2

Keys Well Drilling
1156 Homer Street
St. Paul, MN 55116-3232
651-646-7871
jkeys@keyswell.com
Jeffrey W. Keys
President
Bid Bond
1, 2



Total Base Bid:
Telephone No.
Fax No.

PROPOSAL

CLIENT'S PROJECT #
 BONESTROO'S PROJECT #

1999

Opening Time: _____

Opening Date: _____

Dear Council Members:

The undersigned, being familiar with your local conditions, having made the field inspection and investigations deemed necessary, having studied the drawings and specifications for the work including Addenda Nos. _____ and being familiar with all factors and other conditions affecting the work and cost thereof, hereby proposes to furnish all labor, tools, materials, skills, equipment, and all else necessary to completely construct the project in accordance with the drawings and specifications on file with you and Bonestroo, Rosene, Anderlik & Associates, Inc., 2335 West Highway 36, St Paul, Minnesota 55113, as follows:

No.	Item	Units	Qty	Unit Price	Total
-----	------	-------	-----	------------	-------

Part 1 -

The final amount of the contract shall be determined by multiplying the final measured quantities of the various items actually constructed and installed by the unit prices therefor, in the manner prescribed in the specifications. However, the low bidder shall be determined by adding the sums resulting from multiplying the quantities stated by the unit prices bid therefor.

Accompanying this bid is a bidder's bond, certified check or cash deposit in the amount of \$ _____, which is at least five percent (5%) of the amount of my/our bid made payable to the Owner, and the same is subject to forfeiture in the event of default on the part of the undersigned or failure on the part of the undersigned to execute the prescribed contract and bond within fifteen (15) days after its submittal to me/us.

In submitting this bid, it is understood that the Owner retains the right to reject any and all bids and to waive irregularities and informalities therein and to award the contract to the best interests of the Owner.

In submitting this bid, it is understood that payment will be by cash or check.

It is understood that bids may not be withdrawn for a period of 45 days after the date and time set for the opening of bids. It is understood that the Owner reserves the right to retain the certified check or bond of the three lowest bidders as determined by the Owner for a period not to exceed 45 days after the date set for the opening of bids.

Respectfully submitted,

(A Corporation)

(An Individual)

(A Partnership)

Name

Signer

Title

Printed Name of Signer



Project Name: Heritage Building Foundation

I hereby certify that this is an exact reproduction of bids received.

City Project No.: _____

Stantec Project No.: 193801803

Bid Opening: Wednesday, November 2, 2016 @ 2 P.M., CDT

Owner: City of Maple Plain, Minnesota


Phillip J. Caswell, PE
License No. 19204

QUOTE TABULATION

Quote No. 1
CDJ Concrete & Masonry, Inc.

Quote No. 2
Construction Results Corporation

Item Num	Item	Units	Qty	Unit Price	Total	Unit Price	Total
LUMP SUM QUOTE ITEMS:							
1	BASE BID: MATERIALS AND LABOR NECESSARY TO COMPLETE THE SCOPE OF WORK DEFINED IN THE PROJECT SPECIFICATIONS AND DRAWINGS- THICKENED SLAB FOUNDATION	LS	1	\$5,862.00	\$5,862.00	\$23,353.00	\$23,353.00
2	ALTERNATE A: MATERIALS AND LABOR NECESSARY TO COMPLETE THE SCOPE OF WORK DEFINED IN THE PROJECT SPECIFICATIONS AND DRAWINGS - CRAWL SPACE FOUNDATION	HR	1	\$6,246.00	\$6,246.00	\$31,527.00	\$31,527.00



CONSTRUCTION RESULTS CORPORATION

BIDDER: _____

DOCUMENT 00 41 10

QUOTE FORM

HERITAGE BUILDING FOUNDATION

STANTEC PROJECT NO. 193801803

MAPLE PLAIN, MINNESOTA

2016

Submit quote to: Stantec
Attn: Phil Caswell
phil.caswell@stantec.com

Quotes Due: Wed. Nov. 2, 2016 at 2:00 p.m.

1.01 The undersigned Bidder proposes and agrees, if this Quote is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Quote and in accordance with the other terms and conditions of the Bidding Documents.

3.01 In submitting this Quote, Bidder represents that:

- A. Bidder has examined and carefully studied the Bidding Documents, the other related data identified in the Bidding Documents, and the following Addenda, receipt of all which is hereby acknowledged:

Addendum No.

N/A

Addendum Date

N/A

- B. Bidder has visited the Site and become familiar with and is satisfied as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and is satisfied as to all federal, state, and local Laws and Regulations that may affect cost, progress, and performance of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at, or contiguous to, the Site and all drawings of physical conditions in or relating to existing surface or subsurface structures at, or contiguous to, the Site (except Underground Facilities) which have been identified in SC-4.02, and (2) reports and drawings of Hazardous Environmental Conditions that have been identified in SC-4.06.
- E. Bidder has obtained and carefully studied (or accepts the consequences for not doing so) all additional or supplementary examinations, investigations, explorations, tests, studies, and data concerning conditions (surface, subsurface, and Underground Facilities) at, or contiguous to, the Site which may affect cost, progress, or performance of the Work or which relate to any aspect of the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder, including applying the specific means, methods, techniques, sequences, and procedures of construction expressly required by the Bidding Documents to be employed by Bidder, and safety precautions and programs incident thereto.
- F. Bidder does not consider that any further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Quote for performance of the Work at the price(s) Quote and within the times and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.

- H. Bidder has correlated the information known to Bidder, information and observations obtained from visits to the Site, reports and drawings identified in the Bidding Documents, and all additional examinations, investigations, explorations, tests, studies, and data with the Bidding Documents.
- I. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and the written resolution thereof by Engineer is acceptable to Bidder.
- J. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance of the Work for which this Quote is submitted.
- K. Bidder will submit written evidence of its authority to do business in the state where the Project is located not later than the date of its execution of the Agreement.

4.01 Bidder further represents that:

- A. The prices in this Quote have been arrived at independently, without consultation, communication, or agreement as to any matters relating to such prices with any other Bidder or with any competitor for the purpose of restricting competition.
- B. The prices in this Quote have not or will not be knowingly disclosed to any other Bidder or competitor prior to opening of the Quotes.
- C. No attempt has been made or will be made by the Bidder to induce any other person or firm to submit or not to submit a Quote for the purpose of restricting competition.

4.02 Bidder understands that the law may require the Owner, or Engineer at the Owner's direction, to undertake an investigation and submit an evaluation concerning Bidder's responsiveness, responsibility, and qualifications before awarding a contract. Bidder hereby waives any and all claims, of whatever nature, against Owner, Engineer and their employees and agents, which arise out of or relate to such investigation and evaluation, and statements made as a result thereof, except for statements that can be shown by clear and convincing evidence to be intentionally false and made with actual malice. Nothing in this paragraph is intended to restrict Bidder's rights to challenge a contract pursuant to law.

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

No.	Item	Units	Qty	Total Price
LUMP SUM QUOTE ITEMS:				
1	<u>BASE BID:</u> MATERIALS AND LABOR NECESSARY TO COMPLETE THE SCOPE OF WORK DEFINED IN THE PROJECT SPECIFICATIONS AND DRAWINGS - THICKENED SLAB FOUNDATION	LS	1	\$ <u>\$23,353</u>
2	<u>ALTERNATE A:</u> MATERIALS AND LABOR NECESSARY TO COMPLETE THE SCOPE OF WORK DEFINED IN THE PROJECT SPECIFICATIONS AND DRAWINGS - CRAWL SPACE FOUNDATION	LS	1	\$ <u>\$31,527</u>

- H. Bidder has correlated the information known to Bidder, information and observations obtained from visits to the Site, reports and drawings identified in the Bidding Documents, and all additional examinations, investigations, explorations, tests, studies, and data with the Bidding Documents.
- I. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and the written resolution thereof by Engineer is acceptable to Bidder.
- J. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance of the Work for which this Quote is submitted.
- K. Bidder will submit written evidence of its authority to do business in the state where the Project is located not later than the date of its execution of the Agreement.

4.01 Bidder further represents that:

- A. The prices in this Quote have been arrived at independently, without consultation, communication, or agreement as to any matters relating to such prices with any other Bidder or with any competitor for the purpose of restricting competition.
- B. The prices in this Quote have not or will not be knowingly disclosed to any other Bidder or competitor prior to opening of the Quotes.
- C. No attempt has been made or will be made by the Bidder to induce any other person or firm to submit or not to submit a Quote for the purpose of restricting competition.

4.02 Bidder understands that the law may require the Owner, or Engineer at the Owner's direction, to undertake an investigation and submit an evaluation concerning Bidder's responsiveness, responsibility, and qualifications before awarding a contract. Bidder hereby waives any and all claims, of whatever nature, against Owner, Engineer and their employees and agents, which arise out of or relate to such investigation and evaluation, and statements made as a result thereof, except for statements that can be shown by clear and convincing evidence to be intentionally false and made with actual malice. Nothing in this paragraph is intended to restrict Bidder's rights to challenge a contract pursuant to law.

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

No.	Item	Units	Qty	Total Price
-----	------	-------	-----	-------------

LUMP SUM QUOTE ITEMS:

1	BASE BID: MATERIALS AND LABOR NECESSARY TO COMPLETE THE SCOPE OF WORK DEFINED IN THE PROJECT SPECIFICATIONS AND DRAWINGS - THICKENED SLAB FOUNDATION	LS	1	\$ <u>5862.00</u>
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2	ALTERNATE A: MATERIALS AND LABOR NECESSARY TO COMPLETE THE SCOPE OF WORK DEFINED IN THE PROJECT SPECIFICATIONS AND DRAWINGS - CRAWL SPACE FOUNDATION	LS	1	\$ <u>8846.00</u>
---	--	----	---	-------------------

(6246.00)

NO CONCRETE FLOOR



Agenda Information Memorandum
November 16, 2016 Maple Plain Canvassing Board

2016 GENERAL ELECTION
A. CANVAS ELECTION RESULTS, RESOLUTION 16-1114-01

ACTION TO BE CONSIDERED

To approve Resolution No. 16-1114-01, certifying and declaring the local election results for the November 8, 2016 General Election.

FACTS

- Minnesota State Statute 205.185 requires cities to certify and declare the election results between three (3) and 10 days following the election.
- The City Council acts as the Canvassing Board.
- One (1) Mayor and Two (2) City Council seats on the 2016 ballot.
- Results were as follows:

○ Mayor	Julie M. Maas-Kusske	539
	David Eisinger	365
	Write-In	6
○ City Council	John Fay	591
	Dominic Broda	520
	Write-In	35

- The City had 731 in-person voters on November 8; 104 were same-day registrants. There were also 272 persons voting absentee.
- There were a total of 1003 votes cast by Maple Plain residents.
- Percentage of voters voting both election day and absentee was 85%; pre-registered voters: 1,077; number of registered voters at the conclusion of the general election 1,181.

ATTACHMENTS

Attached are a copy of Resolution 16-1114-01 certifying the 2016 Maple Plain City election results and the Abstract provided by the County.

**CITY OF MAPLE PLAIN
RESOLUTION 16-1114-01**

**RESOLUTION CANVASSING THE VOTE AND DECLARING THE
RESULTS OF THE 2016 GENERAL MUNICIPAL ELECTION**

WHEREAS, citizens of the City of Maple Plain participated in a General Municipal Election on November 8, 2016 to elect candidates to municipal office; and,

WHEREAS, the municipal offices elected one Mayor and two City Council members, all four-year terms.

NOWHEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MAPLE PLAIN, MINNESOTA, that it hereby found and determined the results of the General Municipal Election, a copy of which is on file in the Office of the City Administrator, held in and for the City of Maple Plain on Tuesday, November 8, 2016, as contained in the certified returns of the Judges of the Election, have been canvassed by the City Council and are approved.

BE IT FUTHER RESOLVED, the following persons are hereby declared to be elected to four-year terms for following municipals offices commencing on January 1, 2017 and upon being sworn in to office to which they were elected:

**MAYOR
CITY COUNCIL MEMBER
CITY COUNCIL MEMBER**

**JULIE MAAS-KUSSKE
JOHN FAY
DOMINIC BRODA**

This resolution was introduced by Councilmember _____. Members voting in favor _____
_____. Members voting against:
_____. Members absent: _____ The resolution was passed by the Maple Plain City Council this 14th day of November, 2016.

Jerry Young, Mayor

ATTEST:

Robert Schoen, City Administrator