



EXECUTIVE SUMMARY

To: Honorable Mayor and City Council
From: Sarah Smith, Community Development Director
Rita Trapp, Consulting City Planner
Date: November 16, 2016
Subject: Variance for 1920 Lakeside Lane

REQUEST SUMMARY

The property at 1920 Lakeside Lane is owned by Scott and Desiree Bazewicz. Applicant Scott Bazewicz, submitted an application for a variance to allow the construction of an attached garage addition on the north and west sides of the existing house. The proposed addition would provide space to accommodate 2 vehicles and storage. The existing lot of record has improved frontage on Lakeside Lane on the north side and Lake Minnetonka on the south side. According to Hennepin County data, the existing house was built in 1935 and the lot is approximately 6,790 square feet in size. There are existing nonconforming conditions including setbacks for the existing house and detached garages/sheds, which are being removed/demolished with the proposed project. The minimum required front setback on the north side for the garage addition is 30 feet. The applicant is requesting variance approval to allow a front setback of 3.6 feet. Staff's assignment of the minimum required setbacks for the subject lot are 10 feet on the north side and 6 feet east side, as allowed for a lot of record that has a lot width between 40-79 feet. The applicant is also requesting variance approval to allow a west side setback of 1.4 feet.

PLANNING COMMISSION REVIEW AND RECOMMENDATION

The Planning Commission reviewed this case at their November 15, 2016 meeting. Planning Commission discussion focused on evaluating the proximity of the proposed addition to the side and front property lines. Concerns were raised about maintaining all parts of the addition on the applicant's property, as well as regarding safety given the proximity of the garage to the front property line. The neighbor to the west of the property attended the meeting and expressed concern about the proximity of the garage to her existing fence. Staff explained that the updated survey that was provided by the applicant shows the location of a fence on the applicant's side of the property. Staff also confirmed that the new garage, as proposed, will be located 1.4 feet from the shared property line. Draft minutes from the meeting have been prepared as an attachment to the Executive Summary Report. The Planning Commission on a 4 to 1 vote, recommended approval of the variance with the conditions and findings, as recommended by Staff.

RECOMMENDATION

Given Staff and the Planning Commission recommendation for approval, a resolution has been prepared for your consideration.

ADDITIONAL INFORMATION

- There is a building permit in the property jacket for the property at 1909 Lakeside Lane dated 5-11-1992 that approved installation of a 3-foot fence and 4 foot fence inside the property line. The application included use of a partial survey/site plan that showed the proposed fence drawn in the proposed location.

RESOLUTION NO. 16-_____

RESOLUTION APPROVING A VARIANCE
FOR 1920 LAKESIDE LANE

WHEREAS, the applicants, Scott and Desiree Bazewicz, submitted a request for a variance to allow the construction of an attached garage addition on the north and west sides of the existing house; and

WHEREAS, the property is located in the R-1 single-family residential zoning district; and

WHEREAS, the 6,790 square foot property includes a home that was constructed in 1935; and

WHEREAS, the existing home was constructed far from the lakeshore, limiting the location for a garage addition to the home; and

WHEREAS, there are nonconforming conditions on the property, including setbacks for the house and setbacks for the garages/sheds that are proposed to be removed as a part of the project; and

WHEREAS, the applicants have requested a variance to allow a front setback of 3.6 feet and a west side yard setback of 1.4 feet for the proposed attached garage addition; and

WHEREAS, City Code Section 129-39 (a) outlines the criteria for granting variances which is provided below:

(a) *Criteria.* A variance to the provisions of this chapter may be granted, but is not mandated, to provide relief to the landowner in those zones where this chapter imposes practical difficulties to the property owner in the use of the owner's land. No use variances may be granted. A variance may be granted only in the event that the following circumstances exist:

- (1) The variance proposed meets the criteria for Practical Difficulties as defined in City Code Sub. 129-2.
- (2) Granting of the variance requested will not confer on the applicant any special privilege that is denied by this chapter to owners of other lands, structures or buildings in the same district nor be materially detrimental to property within the same zone.
- (3) The variance requested is the minimum variance which would alleviate the practical difficulty.
- (4) A variance shall only be permitted when it is in harmony with the general purposes and intent of the zoning ordinance and when the terms of the variance are consistent with the comprehensive plan.

; and

WHEREAS, according to City Code Sec. 129-2, "*Practical Difficulties*" is defined as follows:

Practical Difficulties, as used in conjunction with a variance, means that:

- (i) The property owner proposes to use the property in a reasonable manner not permitted by the zoning ordinance;
- (ii) The plight of the landowner is due to circumstance unique to the property including unusual lot size or shape, topography or other circumstances not created by the landowner; and
- (iii) The variance, if granted, will not alter the essential character of the locality.

Economic considerations alone do not constitute practical difficulties. Practical difficulties include, but are not limited to, inadequate access to direct sunlight for solar energy systems.

; and

WHEREAS, details regarding the requested variance for the proposed project are contained in the Planning Commission report for the November 15, 2016 meeting and the submitted application and supporting materials from the applicant; and

WHEREAS, Staff recommended approval of the variance subject to conditions; and

WHEREAS, the variance request was reviewed by the Planning Commission at its November 15, 2016 meeting; and

WHEREAS, the Planning Commission recommended Council approval of the variance as recommended by Staff; and

WHEREAS, the City Council reviewed the variance request at its November 22, 2016, meeting and determined that approval would allow the property to be used in a reasonable manner; and

WHEREAS, the City Council's decision on the variance application was made within the timelines included in Minnesota Statutes 15.99; and

WHEREAS, in granting approval of the variance, the City Council makes the following findings of fact:

1. The criteria of 129-39 (a) are being met.
2. Improvements to the residential use of this property are in keeping with how it is zoned and guided in the comprehensive plan and will not change the existing neighborhood character.
3. The location of the existing dwelling and the layout of the lot are existing conditions and were not created by the actions of the applicant.

4. Construction of an attached garage for vehicle/storage purposes is practical, especially because of Minnesota's seasonal conditions.
5. All season interior vehicle and related storage is viewed as favorable.
6. The proposed size of the attached garage addition is reasonable.
7. The proposed garage addition will improve livability for the existing home and property.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Mound does hereby incorporate and restate the recitals set forth above and approve the variance for the property at 1920 Lakeside Lane, as described in Exhibit A, with the following conditions:

1. Applicant shall be responsible for payment of all costs associated with the land use request.
2. Applicant shall be responsible for procurement of any and/or all local or public agency permits including, but not limited to, the submittal of all required information for building permit issuance.
3. No future approval of any development plans and/or building permits is included as part of this action in the event the variance application is approved.
4. The applicant shall be responsible for recording the resolution with Hennepin County or may request the City to record the resolution with the involved fees to be taken out of the escrow. The resolution will not be released for recording until all conditions have been met.
5. No building permit will be issued until evidence of recording of the resolution at Hennepin County is provided.
6. No building permits will be issued until any and/or all fees associated with the land use application have been paid unless an escrow deposit of sufficient amount is on file with the City.
7. Eave extension on west elevation will need to be verified to ensure it does not overhang the property line. This eave must account for and be guttered with discharge to the front or back of the lot and shall not be directed on to the neighboring property.
8. No mechanical, heating, or plumbing for the addition shall be placed on the west lot line.

9. All front elevation exterior finishes need to be solid product, impact and weather resistant and non-fibrous. Metals should be higher gauge than normally specified, corrosion resistant, and more durably painted to reflect increased risk of damage by snow removal and street maintenance functions by the City due to proximity.
10. The City shall not be responsible to façade damage due to normal municipal operations.
11. No overhanging on to or over the ROW of parked/stored objects on the proposed driveway/approach aprons shall be allowed.
12. The submitted survey indicates street elevation of 947 and 948 across the front of the addition, floor elevation of the garage should be sufficient (948+) to ensure up-slope from street to protect garage from area runoff following street gutters. The top of apron-back must be same elevation as back-of-curb to ensure containment of designed street flows.
13. Hardcover on the subject site, post construction, cannot exceed 40 percent for a lot of record or not exceed current amounts, if lawful nonconforming. Applicant will be required to submit detailed hardcover information as part of the future building permit.
14. A foundation and as-built surveys will be a requirement of the future building permit.
15. The proposed garage addition structure shall meet the building and fire codes in all regards.
16. The garage addition shall meet the required minimum construction elevation of 933.0.

Adopted by the City Council this 22nd of November, 2016.

Mark Wegscheid, Mayor

Attest: Catherine Pausche, Clerk

MINUTE EXCERPTS
MOUND ADVISORY PLANNING COMMISSION
NOVEMBER 15, 2016

Chair Penner called the meeting to order at 7:00 pm.

ROLL CALL

Members present: Chair Cindy Penner; Commissioners Jason Baker, Jeffrey Bergquist, David Goode, and Jameson Smieja. Members absent: Doug Gawtry and Jennifer Peterson. Staff present: Community Development Director Sarah Smith, Consultant Planner Rita Trapp, and Secretary Jill Norlander.

Members of the public: Scott Bazewicz, 1920 Lakeside La; Beatrice Amidon, 1909 Lakeside La; Kelvin Retterath, 2618 Grove La; Don Goodwin, 4941 Island View Dr; Scott Gates, 1920 Lakeside La

BOARD OF APPEALS

Variance PC Case No. 16-36
1920 Lakeside Lane Attached Garage Addition
Applicant: Scott Bazewicz

Smith introduced the variance. The applicant is requesting approval to allow the construction of an attached garage addition on the west and north sides of the existing house. The addition would provide space to accommodate 2 vehicles and storage. There are existing nonconforming conditions on the west side of the house. The detached structures are being removed and replaced with the garage addition project.

The applicant is requesting a variance to allow a front setback of 3.6 feet and a side setback of 1.4 feet. The proposed addition would replace 2 existing detached structures located on the west side of the house. Hardcover is anticipated to increase by 95 square feet, which puts the property at 41.24 percent; however, driveway and landscaping modifications will reduce hardcover to within required levels. Due to the proximity of the addition to the lot lines on the west/north sides of the house, the applicant has been made aware of building/fire code regulations related to fire rating/openings/projections for structures within certain distances.

Baker questioned the difference of the proposed addition and the existing accessory structures. Smith demonstrated the measurements.

Bergquist confirmed that the accessory buildings on the site will be removed. Smith agreed.

Smieja asked about the regulations for accessory structures on lakeside. Smith stated that the setback is 50 feet from the ordinary high water mark and that it applies to structures that are under the 200 square feet as well.

Smieja referred to Hoversten's notes regarding "truing up the drip lines" and requested clarification. Smith stated that Hoversten doesn't see a significant difference to what's on the site today; just adding more bulk.

Penner asked about hardcover. Smith believes that the applicant indicated it would conform to the 40% requirement after site/landscaping alterations were complete.

Smieja questioned condition 8, referring to exterior units. Smith said, according to the 2-foot setback for mechanical units per code and due to the proximity of the proposed structure, applicant is advised that no mechanical units (i.e., air conditioning units) can be placed on that side.

Smieja noted that, in condition 10, the City was not responsible for façade damage caused by normal maintenance. What happens with a new owner? Smith replied that it will be filed against the title and any future owners would be aware of the variance.

Scott Bazewicz, 1920 Lakeside Lane, restated that the path down to lake will be eliminated to maintain the hardcover below 40%. Bazewicz also showed a diagram of the cars fitting into the garage and how the side loaded garage would not work.

Smieja asked about the gutter line. Bazewicz indicates that they will alter it however it needs to be.

Smieja expressed concerned about the proximity to the road, especially regarding backup visibility and children darting out of the garage.

Beatrice Amidon, 1909 Lakeside Lane, was concerned about closeness of the garage to her fence. Discussion took place about the fence including the updated survey dated October 31, 2016 which shows a fence on the applicant's side of the shared property line. Ms. Amidon showed a survey on the overhead and indicated that a fence for her property was installed with a permit and was to be 1-foot on her side of the line.

Staff confirmed that the proposed addition would be 1.4 feet from the property line,

MOTION by Baker, second by Goode, to recommend approval of the variance with staff recommendations 1-16 and findings of fact 1-7. **MOTION** carried. Voting for: Baker, Bergquist, David, and Penner; Voting against Smieja

In voting against, Smieja stated that he has concerns about the closeness of the garage to the road and safety concerns as well the proximity of the garage to the shared side lot line.



PLANNING REPORT

TO: Mound Planning Commission
FROM: Sarah Smith, Community Development Director
DATE: November 8, 2016
PLANNING CASE NO. 16-36
SUBJECT: Variance
APPLICANT: Scott and Desiree Bazewicz
LOCATION: 1920 Lakeside Lane (PID No. 18-117-23-23-0057)
MEETING DATE: November 15, 2016
COMPREHENSIVE PLAN: Low Density Residential
ZONING: R-1 Single Family Residential

BACKGROUND

The property at 1920 Lakeside Lane is owned by Scott and Desiree Bazewicz. Applicant Scott Bazewicz, submitted an application for a variance to allow the construction of an attached garage addition on the west and north sides of the existing house. The proposed addition would provide space to accommodate 2 vehicles and to provide storage. The existing lot of record has improved frontage on Lakeside Lane on the north side and abuts Lake Minnetonka on the south side. According to Hennepin County data, the existing house was built in 1935 and the lot is approximately 6,790 square feet in size. There are existing nonconforming conditions including setbacks for the existing house and detached garages/shed located on the west side of the house. The detached structures are being removed and replaced with the proposed garage addition project.

The minimum required front setback on the north side for the garage addition is 30 feet. The applicant is requesting variance approval to allow a front setback of 3.6 feet. Staff's assignment of the minimum required setbacks for the subject lot are 10 feet on the west side and 6 feet on the east side, as allowed for a lot of record that has a lot width between 40-79 feet. The applicant is requesting variance approval to allow a west side setback of 1.4 feet.

REVIEW PROCEDURE

City Code Section 129-39 (a) states that a variance may be granted to provide relief to a landowner where the application of the City Code imposes practical difficulty for the property owner. In evaluating the variance the City Council must consider whether:

- (1) The variance proposed meets the criteria for Practical Difficulties as defined in City Code Sub. 129-2.
- (2) Granting of the variance requested will not confer on the applicant any special privilege that is denied by this chapter to owners of other lands, structures or buildings in the same district nor be materially detrimental to property within the same zone.
- (3) The variance requested is the minimum variance which would alleviate the practical difficulty.
- (4) A variance shall only be permitted when it is in harmony with the general purposes and intent of the zoning ordinance and when the terms of the variance are consistent with the comprehensive plan.

According to City Code Sec. 129-2, "*Practical Difficulties*" is defined as follows:

Practical Difficulties, as used in conjunction with a variance, means that:

- (i) The property owner proposes to use the property in a reasonable manner not permitted by the zoning ordinance;
- (ii) The plight of the landowner is due to circumstance unique to the property including unusual lot size or shape, tomography or other circumstances not created by the landowner; and
- (iii) The variance, if granted, will not alter the essential character of the locality. Economic considerations alone do not constitute practical difficulties. Practical difficulties include, but are not limited to, inadequate access to direct sunlight for solar energy systems.

60-DAY PROCESS

The variance application was submitted on October 3, 2016 . Pursuant to Minnesota State Statutes Section 15.99, the City of Mound has sixty (60) days to approve or deny the land use request, unless an extension is executed by the City in accordance with state rules. Minnesota Statutes 645.15 sets forth the procedures for determining "Day 1" for the purpose of application of the 60-day rule; "Day 1" for this case was determined to be October 4, 2016.

PUBLIC NOTIFICATION

Property owners abutting the subject site, per Hennepin County tax records, were mailed a letter on November 8, 2016. to inform them of the variance request and upcoming November 15th special Planning Commission meeting.

STAFF/CONSULTANT/AGENCY REVIEW

Copies of the request and supporting materials were forwarded to all City departments for review and comment. Members are advised that some comments received during review have been addressed and are, therefore, not included in this report. *Please see below for summary of comments:*

Eric Hoversten, City Manager-Public Works Director. Although the requested variance to setbacks in this request is substantial (24.06 front and 8.6 side), changes to the encroachments only impact the neighboring property to the west at the side lot line toward the rear of the addition, .2 ft closer than the existing legal, non-conforming encroachment. Expansion of the front encroachment is toward the requestor's property, not neighboring properties. A garage is a reasonable amenity in Minnesota's harsh climate.

A side loaded garage addition is not viable within the current front and side encroachments, due to limited space on the southeast side for an approach apron/parking pad. Distance off street and resulting impact to municipal operations, right-of-way sight lines, and perception of an "over cramped" space doesn't change with side load orientation so there is no benefit in forcing.

Project is not proposed as a scrape, so *"no worse than before"* seems to be more appropriate than elimination of non-conformity and the impact of *"truing up"* the drip lines for the new compared to the existing legal, non-conforming is minimal. Adding congestion against the street is normally undesirable, the cramping along the NW lot line is concerning; but, this request seems reasonable when taken as a whole.

Heidi Quinn, MCWD. Erosion control permit required.

Dan Faulkner, City Engineer. The existing detached garage is very close to the street and the proposed garage addition appears to even be a bit closer, making it difficult for a vehicle to stop, or park, in front of the garage without having the backend of the vehicle in the street. I don't see any alternative, though, without removing the existing house and building a new one further back from the R/W line.

Stewart Simon, Field Officer. No issues.

Scott Qualle, Building Official. Building permit required including the submittal of all required information. Applicant is advised that there are building/fire code regulations related to structures within certain distances to property lines that affect openings/projections and requires fire rating.

DISCUSSION

- The proposed addition would replace two (2), existing detached structures that are located on the west side of the house. With the proposed garage addition project, hardcover is anticipated to increase by 95 square feet according to information on the submitted survey, which puts the property at 41.24 percent. However, information contained in the applicant narrative states that the driveway and landscaping improvements to be undertaken with the project will be reducing hardcover. Detailed hardcover information will be required as part of a future building permit.
- Per City Code Chapter 129-19 , eaves are allowed to extend 2 feet into setbacks but cannot extend over property lines. Gutters are exempt. Due to the proximity of the proposed addition on the west/north sides of the house to the property lines, the applicant is advised that there are building/fire code regulations related to fire rating/openings/projections for structures within certain distances.

STAFF RECOMMENDATION

Staff is recommending that the Planning Commission recommend that the City Council approve the variance request for the proposed attached garage addition project for a reduced front and side yard setbacks for the property with the following conditions:

1. Applicant shall be responsible for payment of all costs associated with the land use request.
2. Applicant shall be responsible for procurement of any and/or all local or public agency permits including, but not limited to, the submittal of all required information for building permit issuance.
3. No future approval of any development plans and/or building permits is included as part of this action in the event the variance application is approved.
4. The applicant shall be responsible for recording the resolution with Hennepin County or may request the City to record the resolution with the involved fees to be taken out of the escrow. The resolution will not be released for recording until all conditions have been met.
5. No building permit will be issued until evidence of recording of the resolution at Hennepin County is provided.

6. No building permits will be issued until any and/or all fees associated with the land use application have been paid unless an escrow deposit of sufficient amount is on file with the City.
7. Eave extension on the west elevation will need to be verified during the building permit process to ensure it does not overhang the property line. This eave must accommodate drainage and be guttered, with discharge to the front or back of the lot and shall not be directed on to the neighboring property.
8. No mechanical, heating, or plumbing for the addition shall be placed on the west lot line.
9. All front elevation exterior finishes need to be solid product, impact and weather resistant, and non-fibrous. Metals should be higher gauge than normally specified, corrosion resistant, and more durably painted to reflect increased risk of damage by snow removal and street maintenance functions by the City due to proximity to the fronting street.
10. The City shall not be responsible to façade damage caused by normal municipal operations.
11. No overhanging onto or over the ROW of parked/stored objects on the proposed driveway/approach aprons shall be allowed.
12. The submitted survey indicates street elevation of 947 and 948 across the front of the addition. The floor elevation of the garage should be sufficient (948+) to ensure up-slope from street to protect garage from area runoff following street gutters. The top of apron-back must be same elevation as back-of-curb to ensure containment of designed street flows.
13. Hardcover on the subject site, post construction, cannot exceed 40 percent for a lot of record or not exceed current amounts, if lawful nonconforming. Applicant will be required to submit detailed hardcover information as part of the future building permit.
14. A foundation and as-built surveys will be a requirement of the future building permit.
15. The proposed garage addition structure shall meet the building and fire codes in all regards.
16. The garage addition shall meet the required minimum construction elevation of 933.0.

Staff's recommendation for approval is based on the following findings of fact:

1. The criteria of 129-39 (a) are being met.
2. Improvements to the residential use of this property are in keeping with how it is zoned and guided in the comprehensive plan and will not change the existing neighborhood character.
3. The location of the existing dwelling and the layout of the lot are existing conditions and were not created by the actions of the applicant.
4. Construction of an attached garage for vehicle/storage purposes is practical especially because of Minnesota's seasonal conditions.
5. All season Interior vehicle and related storage is viewed as favorable.
6. The proposed size of the attached garage addition is reasonable.
7. The proposed garage addition will improve livability for the existing home and property.

CITY COUNCIL REVIEW

In the event a recommendation is received from the Planning Commission, it will be forwarded to the City Council for action at an upcoming meeting. At this time, the tentative date is Tuesday, November 22, 2016 , but is subject to change.

NOV 9 2016

November 8, 2016

TO: City of Mound
415 Wilshire Boulevard
Mound, MN 55364

FROM: Scott and Desiree Bazewicz
1920 Lakeside Lane
Mound, MN 55364

RE: Variance Request for Garage Addition – 1920 Lakeside Lane – Mound, MN

To whom this may concern,

We are writing this letter in regards to our garage variance request. We would like to replace and rebuild the small garage currently on the property. We have revised this letter to reflect our meeting with City staff and the recommendation's resulting from it.

The house was built in 1920 and they built it, and the current garage, very close to the street. The existing garage is too small for most vehicles and offers us almost no storage.

We are a growing family of 4, with very young children. We would like to get our cars inside and protect both them and our kids from the elements. We are very grateful to be able to live on the water. It has been a dream of ours, a dream come true. However, the house we live in is very small – just two bedrooms – and it has very little storage.

This garage addition would allow us the room to improve our living conditions. It would provide the storage we need for things like our Christmas decorations, kid's clothes, winter jackets and other things we just don't have room for in our home or the current garage.

The reasons supporting our request for a variance for this garage addition include:

- Most homes today have two to 3 (or more) garage stalls, including most homes in the area.
- Our home is set back a long way from the lake – much farther than the minimum required setbacks. This provides more green space to the lake side, but leaves us unable to build a garage to the front that would meet current setbacks.
- Many homes in the area have similar issues, with short setbacks, including from the street, often well below current requirements. Our proposed garage would be similar to many of these other neighborhood and lake area properties.
- Allowing construction of this garage addition would allow us to get two vehicles inside, which will improve the property's appearance to our neighbors and surrounding neighborhood, and would help protect our cars and kids from the elements.

- We initially designed the addition to maintain existing setbacks – from both the side yard and the street, and located the new addition so it does not encroach further into the existing setbacks.
- This garage addition minimally affects the lot hardcover area. We plan to remove other existing hardcover to add landscaping etc., including in front and on lake side of the house. The total net hardcover after the addition will end up nearly the same, or a little less, as it is now.
- As we initially designed it, even with the variance, this garage addition only allowed enough depth to park one standard sized car pulling in from the street. For a typical family-sized vehicle there is not enough depth to pull the 2nd car straight in from the street.

To work within the existing front setback from the street, we initially designed so the second car parking space inside was parallel to the street, accessed from a single garage door on left side of the garage. We would have preferred to pull into both stalls from the street, like a normal garage, but that would require reducing the setback from the street an additional 2 feet or more from the front of the existing garage.

- Based on recommendations from our meeting with City staff, we eliminated the side load garage door and reduced the setback from the street enough to add the minimum depth necessary to the garage to allow the 2nd vehicle to enter thru a garage door facing the street. This change does not realistically cause significant change, as the setback was already short and largely unusable.

We agree this provides a better overall solution – in many ways. As noted, this would have been our preference, however, we initially tried to stay within the existing setbacks.

We have updated the survey, and redrawn the full plan set to reflect this modification.

To try to make this addition best fit the neighborhood and our lot, we paid for a full, new survey to verify all existing measurements, and accurately show the new addition. We also hired an architect, and spent many hours going over various designs and revisions to see what worked. We felt this design was the best overall option. With the modifications suggested by staff we feel even better about this plan.

Our initial designs had a slightly lower roof height on the garage. However, as we looked at compatibility with surrounding homes, and reviewed structural and roof design (water) questions, we determined raising the roof on the addition slightly – to match the existing roof line on the house, although it incurs additional cost – created a simpler structure and roof, and a look more in line with the neighborhood and nearby homes. We also added windows to the garage addition to soften the façade and improve the look of the street visible portions of the garage.

We plan to remove and replace the existing driveway with new paving, and do some landscaping at the front of the house as a part of the addition as well.

I grew up in Mound, and we love living in this community, and on the lake, but a smaller house is the only way we can afford it. We want to stay and raise our kids here, but need more room for storage and covered parking for our cars and the protection of our kids.

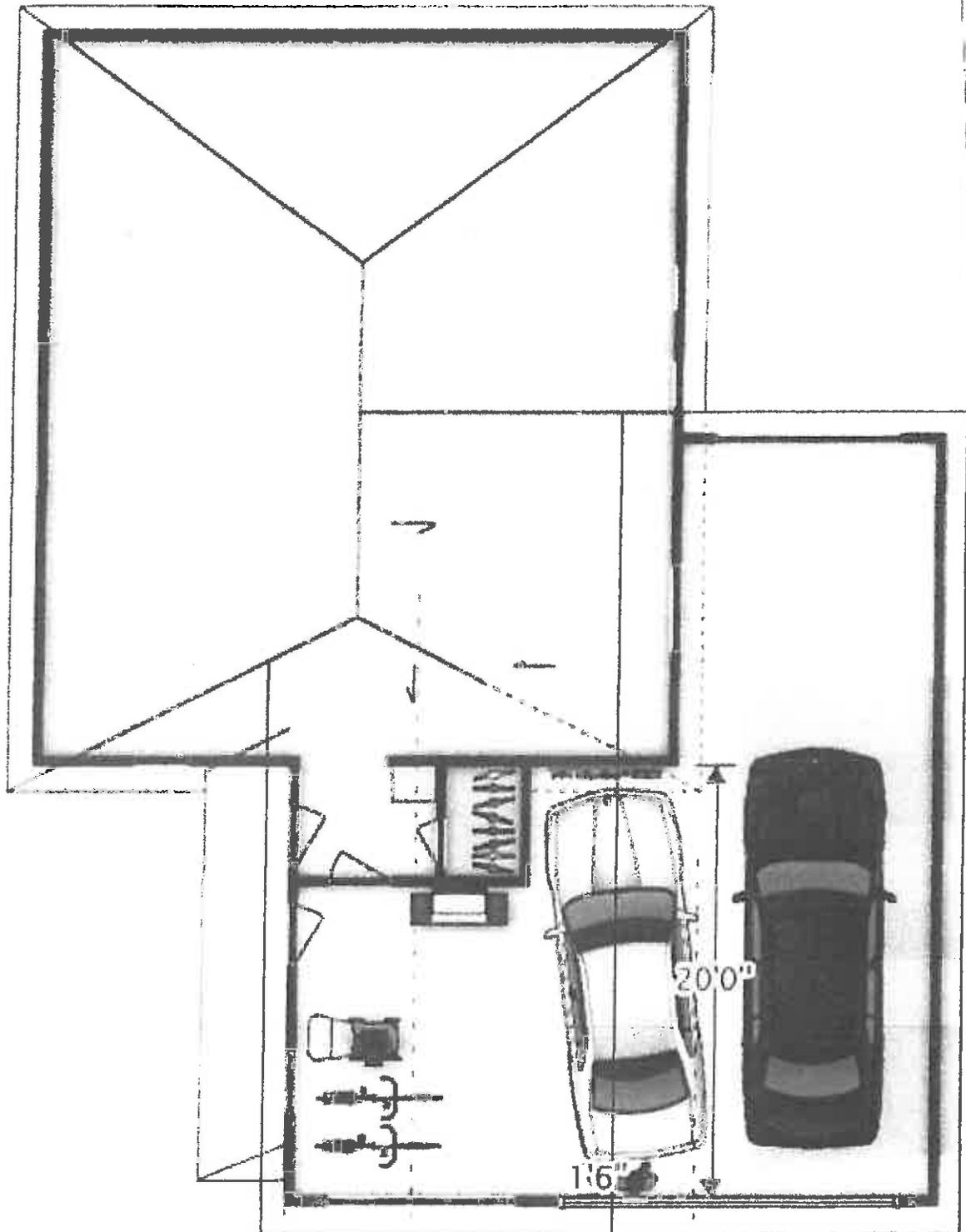
Thank you for your time. We are excited about this and hope it can be approved so we can get started while we can still do the foundation work this fall.

We would be happy to answer any questions.

Thank you,



The Bazewicz Family

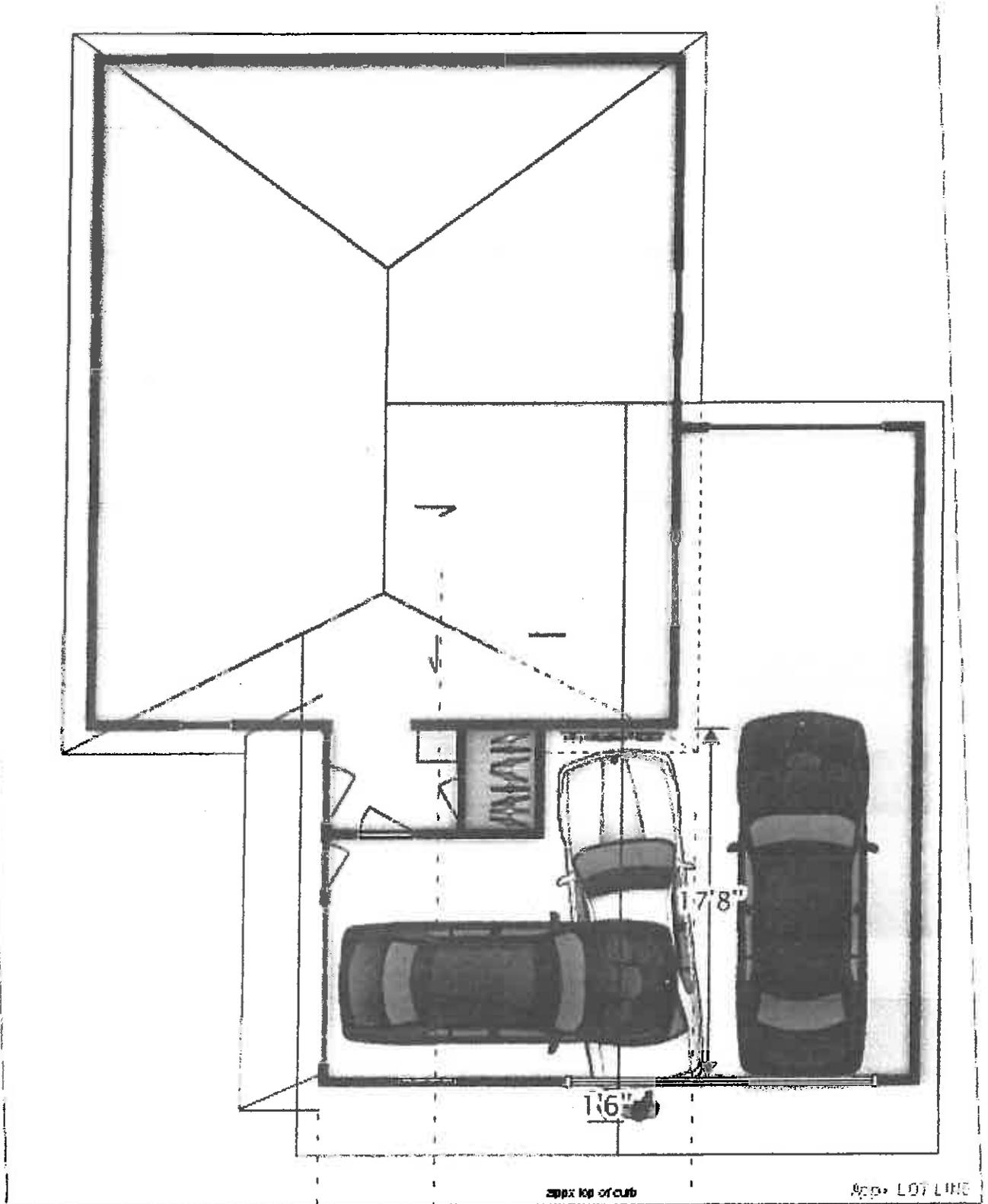


10111001 - ML

1825 Lakeside Lane - Mound, MN -- Garage remodel - 11/15/2018
 Revision 7 - by Scott Bates (612) 676-7266

-2954-

(Peruse & Plan)



1920 Lakeside Lane - Mound, MN -- Garage remodel - 8/28/2016
 Revision 7 - by Scott Gates (612) 670-7288

-2955-

(Original Plan)



2415 Wilshire Boulevard, Mound, MN 55364
Phone 952-472-0600 FAX 952-472-0620

VARIANCE APPLICATION

*Pd. 9500
Pct # 65969*

OCT 03 2016

Application Fee and Escrow Deposit required at time of application.

Planning Commission Date _____

Case No. 16-36

City Council Date _____

Please type or print legibly

SUBJECT PROPERTY LEGAL DESC.	Address <u>1920 LAKESIDE LN</u>
	Lot <u>11-BLOCK 11 SHADYWOOD POINT</u> Block <u>11</u>
	Subdivision _____
	PID # <u>18-117-23-23-0057</u> Zoning: R1 R1A R2 R3 B1 B2 B3 (Circle one)
PROPERTY OWNER	Name <u>SCOTT RAZEWICZ</u> Email <u>RAZCOLL@HAWKWOOD.COM</u>
	Address <u>1920 LAKESIDE LN</u>
	Phone Home <u>6122027595</u> Work _____ Fax _____
APPLICANT (IF OTHER THAN OWNER)	Name _____ Email _____
	Address _____
	Phone Home _____ Work _____ Fax _____

1. Has an application ever been made for zoning, variance, conditional use permit, or other zoning procedure for this property? Yes () No (X) If yes, list date(s) of application, action taken, resolution number(s) and provide copies of resolutions.

2. Detailed description of proposed construction or alteration (size, number of stories, type of use, etc.):

Applicant to submitted narrative to follow

3. Do the existing structures comply with all area, height, bulk, and setback regulations for the zoning district in which it is located? Yes () No (X). If no, specify each non-conforming use (describe reason for variance request, i.e. setback, lot area, etc.):

SETBACKS:	REQUIRED	REQUESTED (or existing)	VARIANCE
Front Yard: (N S E W)	_____ ft.	_____ ft.	_____ ft.
Side Yard: (N S E W)	_____ ft.	_____ ft.	_____ ft.
Side Yard: (N S E W)	_____ ft.	_____ ft.	_____ ft.
Rear Yard: (N S E W)	_____ ft.	_____ ft.	_____ ft.
Lakeside: (N S E W)	_____ ft.	_____ ft.	_____ ft.
_____ (N S E W)	_____ ft.	_____ ft.	_____ ft.
Street Frontage:	_____ ft.	_____ ft.	_____ ft.
Lot Size:	_____ sq ft	_____ sq ft	_____ sq ft
Hardcover:	_____ sq ft	_____ sq ft	_____ sq ft

REF TO SURVEY

4. Does the present use of the property conform to all regulations for the zoning district in which it is located? Yes (X), No (). If no, specify each non-conforming use:

5. Which unique physical characteristics of the subject property prevent its reasonable use for any of the uses permitted in that zoning district?

- () too narrow
- () too small
- () too shallow
- () topography
- () drainage
- () shape
- () soil
- () existing situation
- () other: specify

Please describe: (house) side of front porch

6. Was the practical difficulty described above created by the action of anyone having property interests in the land after the zoning ordinance was adopted (1982)? Yes (), No (X). If yes, explain:

7. Was the practical difficulty created by any other human-made change, such as the relocation of a road? Yes (), No (X). If yes, explain:

8. Are the conditions of practical difficulty for which you request a variance peculiar only to the property described in this petition? Yes (X), No (). If no, list some other properties which are similarly affected?

House is so close to road there
not much to do.

9. Comments: _____

I certify that all of the above statements and the statements contained in any required papers or plans to be submitted herewith are true and accurate. I acknowledge that I have read all of the variance information provided. I consent to the entry in or upon the premises described in this application by any authorized official of the City of Mound for the purpose of inspecting, or of posting, maintaining and removing such notices as may be required by law.

Owner's Signature _____

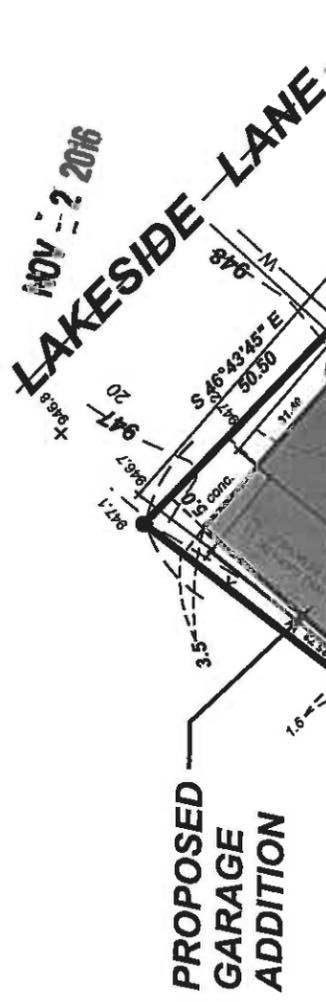
Date 10-3-10

Applicant's Signature _____

Date 10-3-10

Certificate of Survey

~ for ~ Scott Bazewicz
 1920 Lakeside Lane
 Mound, MN 55364



DESCRIPTION OF PROPERTY:

Lot 11, Block 11, SHADYWOOD POINT,
 HENNEPIN COUNTY, MINN.

IMPERVIOUS SURFACE CALCS:

Lot Area:	8,843 s.f.
Existing House:	1,078 s.f.
Blacktop Driveway:	890 s.f.
Existing Garage:	228 s.f.
Existing Shed:	104 s.f.
Existing Deck:	639 s.f.
Exist. Paver Patio:	278 s.f.
Concrete Sidewalks:	193 s.f.
Concrete Pad:	25 s.f.
Storage Shed:	76 s.f.
Proposed Garage (Net):	95 s.f.
Total Impervious:	3,606 s.f.
Impervious Coverage:	41.24 %

(Reverse)
Pen

PREMIER
 LAND SURVEYING, LLC

1600 Arboretum Blvd., Suite 203
 Victoria, MN 55386
 952-443-3010

REVISED: 10/31/16 - PROPOSED GARAGE
 REVISED: 10/18/16 - CONTOURS, OHW,
 FLOODPLAIN
 REVISED: 10/3/16 - GARAGE, UTILITIES
 NAVD88 VERTICAL DATUM

I hereby certify that this survey was prepared by me
 or under my direct supervision and that I am a duly
 licensed Professional Land Surveyor under the laws
 of the State of Minnesota.

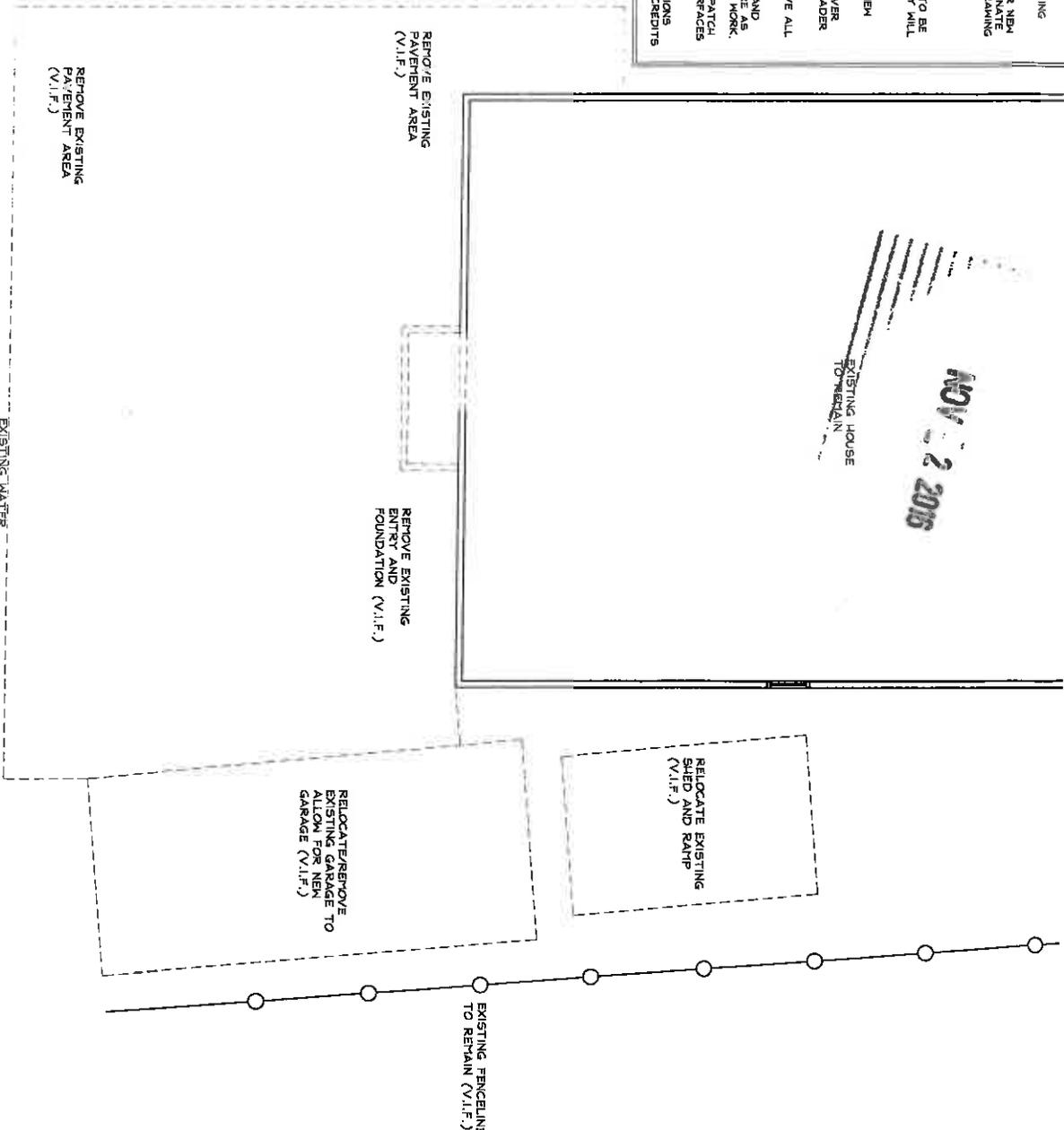
Steven V. Ische 22706 09/30/16
 Steven V. Ische License No. Date

LEGEND	
●	Found Iron Monument
X	931.1 Spot Elevation
●	Curb Stop

LAKE MINNETONKA
 WATER ELEVATION 9/30/16 = 930.1
 OHW = 929.4
 FLOOD ELEV. MCWD = 931.5
 FLOOD ELEV. CITY = 931.0

DEMOLITION NOTES (IF APPLICABLE):

1. FIELD VERIFY EXISTING CONDITIONS AND DIMENSIONS PRIOR TO DEMOLITION, ORDERING, FABRICATION OR CONSTRUCTION OF BUILDING COMPONENTS.
2. PROVIDE ALL NECESSARY DEMOLITION WORK AS REQUIRED FOR NEW CONSTRUCTION WHETHER SHOWN ON THIS SHEET OR NOT. COORDINATE DEMOLITION WORK WITH WORK SHOWN ON ALL SHEETS OF THIS DRAWING SET.
3. REMOVE EXISTING SIDING AS REQUIRED ON ALL WALLS TO BE ENCLOSED. REPLACE SIDING AS REQUIRED PER PLANS.
4. COORDINATE WITH THE OWNER AS TO THE EXTENT OF ITEMS TO BE SALVAGED DURING DEMOLITION AND THE LOCATION TO WHICH THEY WILL BE MOVED. VERIFY AS TO ITEMS TO BE MOVED.
5. PROVIDE TEMPORARY SUPPORT FOR STRUCTURE DURING THE DEMOLITION OF EXISTING BEARING WALLS AND INSTALLATION OF NEW WALLS.
6. PROVIDE NEW HEADERS/STRUCTURAL SUPPORT AS REQUIRED OVER ANY NEW OPENING OR REMOVED WALL (SEE FLOOR PLANS FOR HEADER SIZES / NOTES).
7. CONTRACTOR TO COORDINATE WITH PUBLIC UTILITIES AND HAVE ALL NECESSARY UTILITIES REMOVED, RELOCATED, ETC.
8. REMOVE AS REQUIRED ALL EXISTING MECHANICAL, PLUMBING AND ELECTRICAL WORK IN FLOORS, WALLS AND CEILINGS. RECONFIGURE AS REQUIRED. PATCH ANY OPENINGS AS REQUIRED FROM RESULTING WORK.
9. ALL EXISTING CONSTRUCTION TO REMAIN SHALL BE PROTECTED. PATCH ALL EXISTING FINISHES TO MATCH AND ALIGN WITH ADJACENT SURFACES SO AS TO PROVIDE SMOOTH/UNIFORM SURFACE FREE OF DEFECTS.
10. RECYCLE AND OR VERIFY ALL REFUSE / DEMOLITION COLLECTIONS WITH WASTE HAULER AS TO PROPER DISPOSAL TECHNIQUES AND CREDITS.



NOV 2 2016

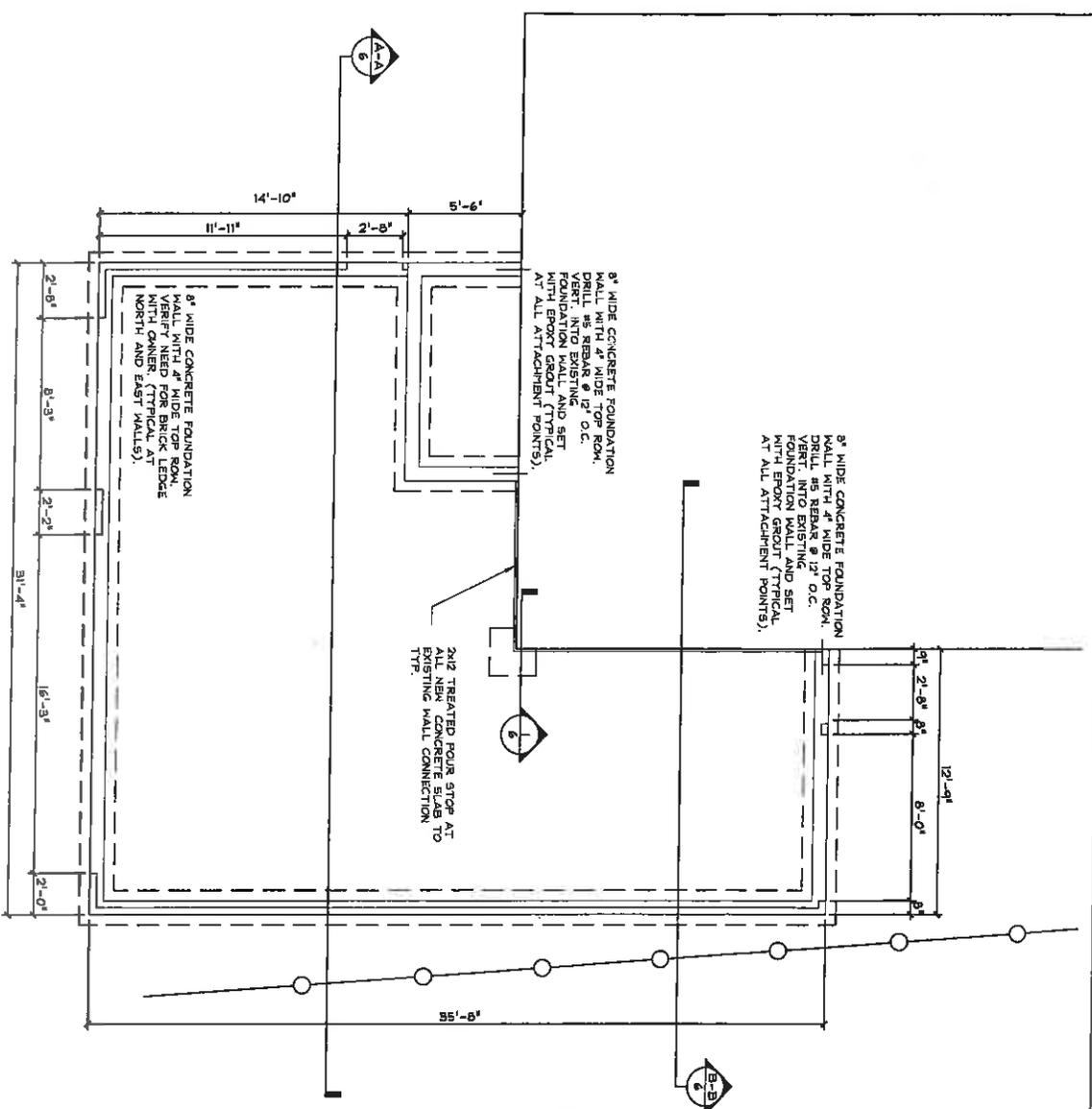
PROPOSED DEMO PLAN

GENERAL NOTES:
 * PROVIDE TEMPORARY BRACING AT ALL EXISTING WALLS, FLOORS, CEILINGS, ETC. BEING REMOVED AS NEEDED
 * REMOVE ALL CONSTRUCTION DEBRIS DAILY (RECYCLE AS REQUIRED)
 * REFER TO DRAWING AND FOUNDATIONS OR PIERS VERIFY WITH "Gopher State One Call" AT 811. IT IS THE CONTRACTOR'S RESPONSIBILITY TO VERIFY ANY AND ALL UNDERGROUND UTILITIES AND NOTIFY CITY AND DESIGNER OF ANY DISCREPANCIES.

SCALE: 1/4" = 1'-0"



SHEET	PLAN #1	FINAL DATE: 10/01/16	GARAGE ADDITION	DESIGN FOR: SCOTT & DESREE BAZEWCIS	GENERAL CONTRACTOR: T. B. D.	DESIGN BY: GATES DESIGNS
	1/001					
OF 8 SHEETS						920-246-3913



PROPOSED FOUNDATION PLAN

GENERAL NOTES:
 * PROVIDE TEMPORARY BRACING AT ALL EXISTING WALLS, FLOORS, CEILING, ETC. BEING REMOVED AS NEEDED
 * REMOVE ALL EXISTING FOUNDATION WALLS (RECYCLE AS REQUIRED)
 * PRIOR TO DIGGING ANY FOUNDATION WALLS, CONTRACTOR SHALL VERIFY WITH OWNER STATE ONE CALL AT 811. IT IS THE CONTRACTOR'S RESPONSIBILITY TO VERIFY ANY AND ALL UNDERGROUND UTILITIES AND NOTIFY CITY AND DESIGNER OF ANY DISCREPANCIES.

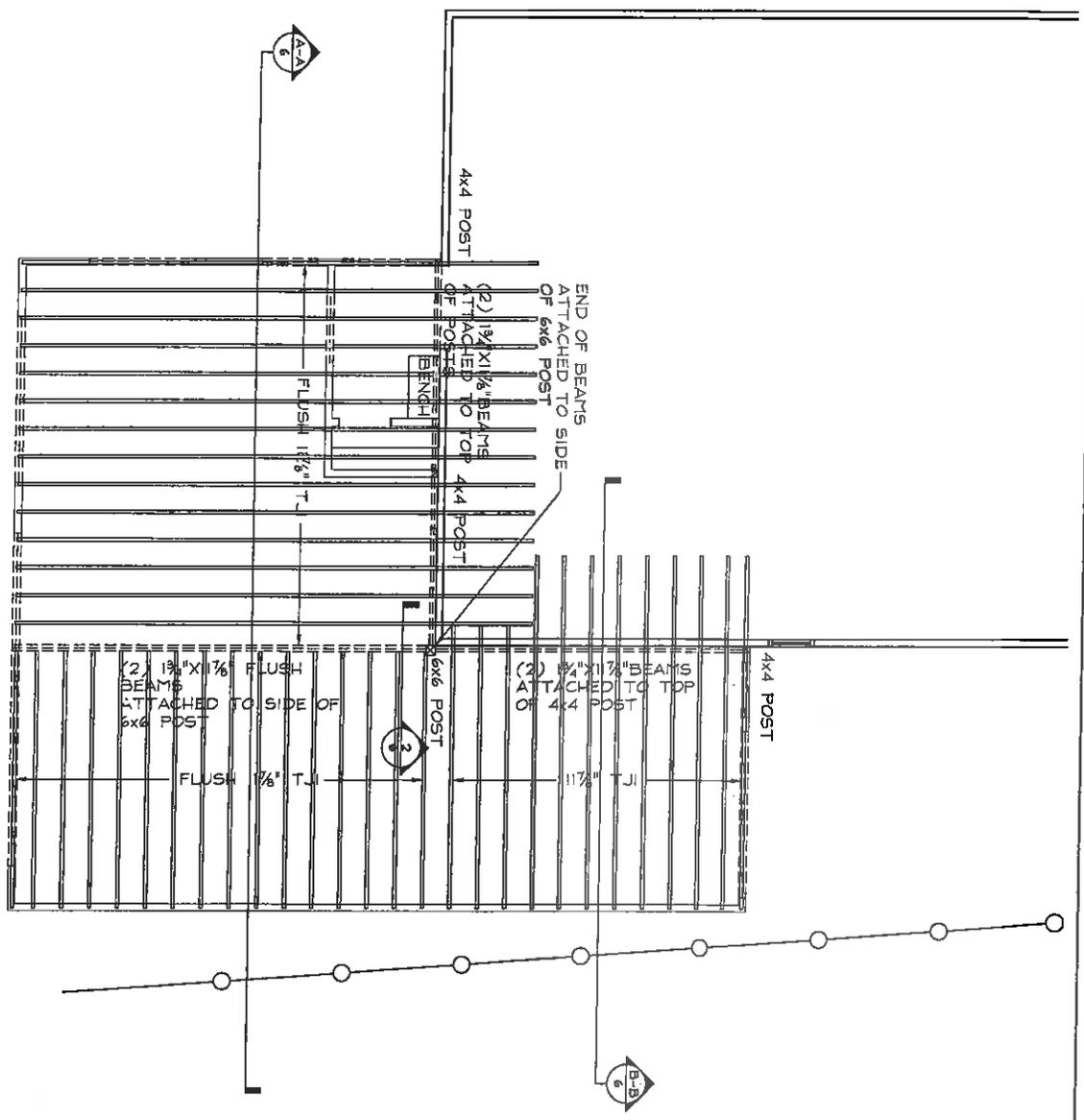


PLAN #1 161001 SHEET 2 OF 8 SHEETS	PERMIT # 10/01/16	GARAGE ADDITION SCALE: AS NOTED	DESIGN FOR SCOTT & DESREE BAZEMICS -2961-RESIDE LANE MOUND, MN 55564	GENERAL CONTRACTOR T. B. D.	DESIGN BY GATES DESIGNS GREEN BAY, WI 920-246-5915
	DATE 10/01/16	DRAWN BY T. B. D.	CHECKED BY T. B. D.	APPROVED BY T. B. D.	SCALE AS NOTED

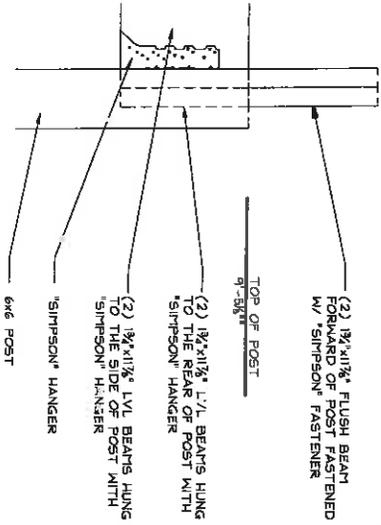
PROPOSED FRAMING PLAN

GENERAL NOTES:
 * ALL JOISTS AND SCANDS
 * ALL SIZES AS SPECIFIED BY SUPPLIER PROVIDER
 * BEARING HEIGHT 4'-5 1/2" ABOVE CONCRETE SLAB

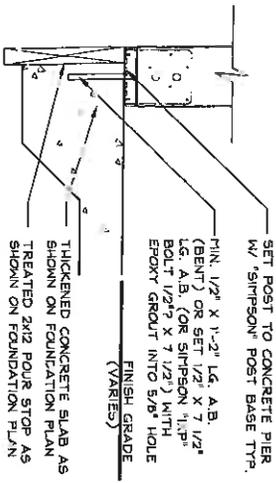
SCALE: 1/4" = 1'-0"



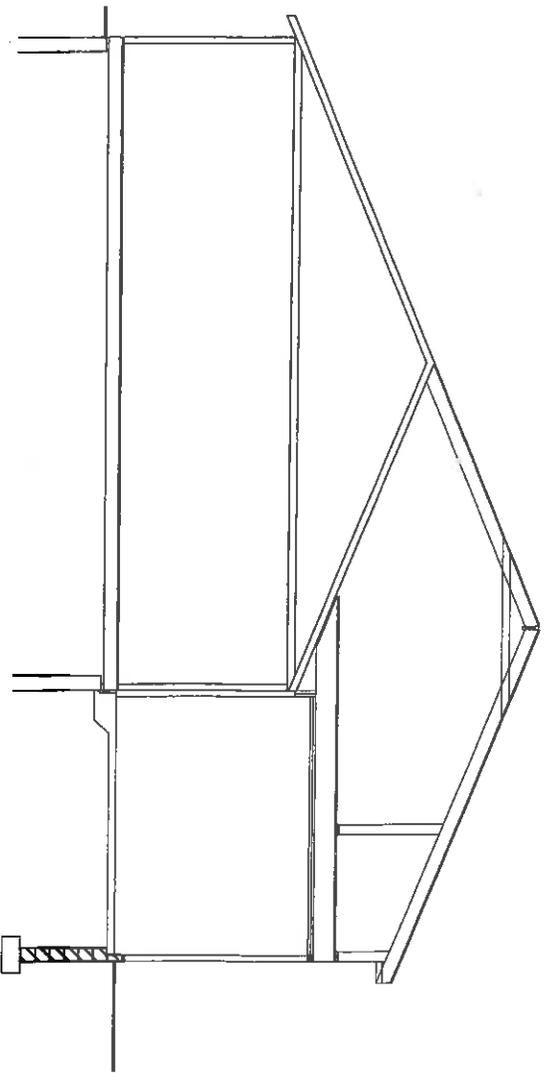
SHEET 4 OF 8 SHEETS	PLAN #1 1/16/01	REVISIONS 11/27/16 10/01/16	FINAL DATE: 10/01/16 GARAGE ADDITION SCALE: AS NOTED	DESIGN FOR: SCOTT & DESREE BAZEMKES -2963-ESDIE LANE WOUND, MN 55564	GENERAL CONTRACTOR: T. B. D.	DESIGN BY: GATES DESIGNS GREEN BAY, WI 920-246-3915
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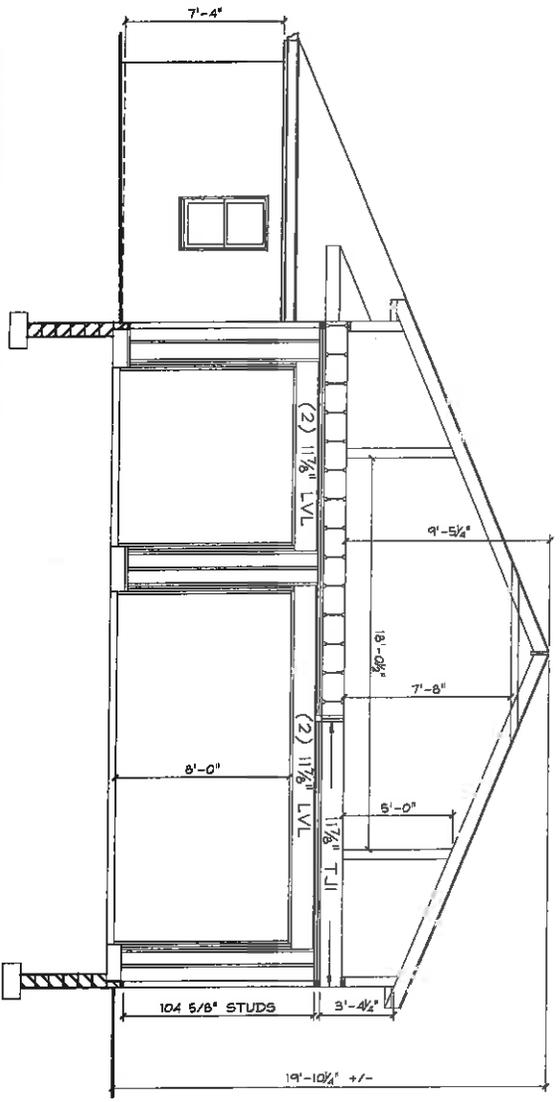
1 UPPER POST CONNECTION
SCALE: 1/2" = 1'-0"



2 LOWER POST CONNECTION
SCALE: 1/2" = 1'-0"



PROPOSED KITCHEN / GARAGE SECTION B-B
SCALE: 1/4" = 1'-0"

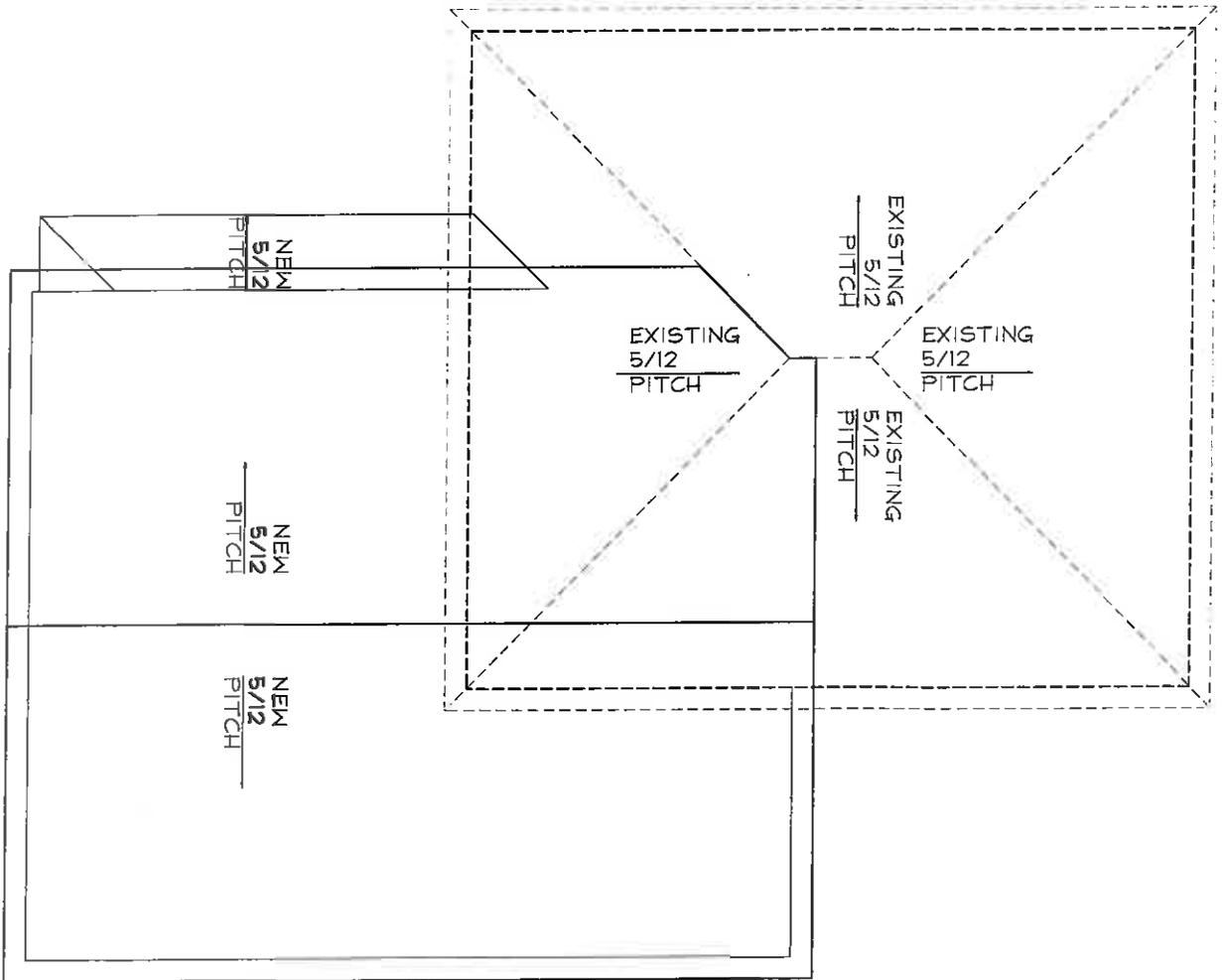


PROPOSED GARAGE SECTION/NORTH WALL FRAMING A-A
SCALE: 1/4" = 1'-0"

GENERAL NOTES:
* ALL INTERIOR WALLS TO BE INSULATED FOR SOUND (MIN. R-13 BATTS)
* ALL FLOORS TO BE INSULATED FOR SOUND (MIN. R-21 BATTS)

SHEET 6 OF 8 SHEETS	PLAN # 161001	PROJECT # 17116	FINAL DATE: 10/01/16	GARAGE ADDITION SCALE: AS NOTED	DESIGN FOR: STOM & DESREE BAZEWICS -2965 RESIDE LANE MOUND, MN 55364	GENERAL CONTRACTOR: T. B. D.	DESIGN BY: GATES DESIGNS GREEN BAY, WI 920-246-9915

PROPOSED ROOF PLAN



SCALE: 1/4" = 1'-0"



SHEET 7 OF 8 SHEETS	PLAN #1 16100	PROJECT NUMBER 171116	FINAL DATE: 10/01/16	GARAGE ADDITION	DESIGN FOR SCOTT & DESIREE BAZEWCIS ESCAPE LANE MOUND, MN 55364	GENERAL CONTRACTOR T. B. D.	DESIGN BY GATES DESIGNS GREEN BAY, WI 920-246-5915
			SCALE: AS NOTED	-2966-			

This information sheet only summarizes a portion of the requirements outlined in the City of Mound Zoning Ordinance. Every effort has been made to insure the accuracy of the information contained herein. However, if any information is not consistent with provisions of the City Code, the Code provisions will prevail. For further information, contact the City of Mound Planning Department at 952-472-0607.

General Zoning Information Sheet R-1 Zoning District – Single Family Residential

PRINCIPAL BUILDINGS – Lot Area, Lot Width, and Setback Requirements

Minimum Lot Area	10,000 Square Feet
Minimum Lot Width.....	60 Feet
Front Yard Setback.....	30 Feet
Side Yard Setback.....	10 Feet
Rear Yard Setback.....	15 Feet
Minimum Lot Depth.....	80 Feet
Lakeshore / Ordinary High Water Setback.....	50 Feet
Minimum Floor Area Requirement.....	840 Square Feet

*Minimum lot frontage on an improved public street shall be 60 feet, except that lots fronting on a cul-de-sac shall be 60 feet at the front building setback line. Applicable side or rear yard setbacks apply to lot lines abutting fire lanes, alleys or unimproved street right-of-ways.

Building Height. The vertical distance to be measured from the average grade of a building line to the top, to the cornice of a flat roof, to the deck line of a mansard roof, to a point on the roof directly above the highest wall of a shed roof, to the uppermost point on a round or other arch type roof, to the mean distance of the highest gable on a pitched or hip roof. No building hereafter erected shall exceed two and one half (2-1/2) stories or thirty-five (35) feet in height.

LOTS OF RECORD, Special Provisions

Corner Lots (City Code Section 129-197 (e))

Lot width	Minimum side yard setback
40 - 50 feet	10 feet
50 - 80 feet	20 feet
81 feet or more	30 feet

Side Yard Requirements – The required side yard setback shall be a minimum of 10 feet.

Lot width	Minimum setback on 1 side yard
40 – 79 feet	6 feet
80 – 100 feet	8 feet
101 feet or more	10 feet

Front Yard – Except as regulated in Section 129-197 (f) of the City Code, the front yard setback shall be based on the lot depth as follows:

Lot depth	Minimum front yard setback
60 feet or less	20 feet
61 – 80 feet	24 feet
81 feet or more	30 feet

HARDCOVER REQUIREMENTS Impervious surface coverage of lots shall not exceed 30 percent of the lot area. On existing lots of record*, impervious coverage may be permitted by a maximum of 40 percent providing that techniques are utilized as identified in Section 129-385 (g)(2). Impervious cover is any surface impervious or resistant to the free flow of water or surface moisture, including all buildings, driveways and parking areas whether paved or not, tennis courts, sidewalks, patios and swimming pools. Open decks (1/4" minimum opening between boards) shall not be counted in impervious cover calculations.

DETACHED ACCESSORY BUILDINGS (GARAGES/SHEDS) – Lot Coverage and Setback Requirements

An accessory building shall be considered to be an integral part of the principal structure unless it is five (5) feet or more from the principal structure or use and providing that the structure exceeds 120 square feet.

1. Area and Size Requirements (see hardcover requirements on page 1)
 - A. Accessory buildings shall not exceed a total gross floor area of 3,000 square feet or 15% of the total lot area whichever is less.
 - B. Each individual accessory building shall not exceed 1,200 square feet of gross floor area.
 - C. The total number of accessory buildings for lots measuring 10,000 square feet or less shall be two (2). On lots exceeding 10,000 square feet, accessory buildings shall be limited to a total of three (3).
2. Front Yard Setback. All accessory buildings shall meet the same front yard setback requirements as the principal building, except for lakeshore and through lots. For detached garages on a lakeshore or through lots, a minimum twenty (20) foot front yard setback is required if the garage door(s) open to the street; an eight (8) foot front yard setback is required if the garage door(s) open to the side lot line.
3. Side Yard Setback. A detached accessory building may be located within four (4) feet of the side lot line in the rear yard with a minimum of a six (6) foot setback in side yard location. On through and lakeshore lots, a detached accessory building may be located within four (4) feet of the side lot line in the front yard. Whenever a garage is designed with the doors facing a side lot line, the minimum distance between the doors and the side lot line shall be twenty (20) feet.
4. Rear Setback. A detached accessory building may be located within four (4) feet of the rear lot line.
5. Lakeshore Setback. Detached accessory buildings must maintain a 50 foot setback from the ordinary high water.

DECKS See separate deck handout for more information.

Front and Sides.....Same as Accessory Building Setbacks
 Rear.....10 feet

ELEVATION REQUIREMENTS	Ordinary High Water	Flood Elevation	Lowest Floor Elevation
LAKE MINNETONKA	929.4	MCWD 931.5 CITY 931	933
DUTCH LAKE	939.2	940	942
LAKE LANGDON	932.1	935	937

**CITY OF MOUND
NOTICE OF INTENT TO CONSIDER ISSUANCE OF FRANCHISE**

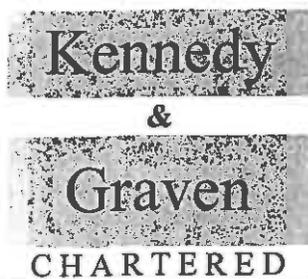
Notice is hereby given on behalf of the City of Mound ("City") of their intent to consider issuance of a competitive franchise. This notice is given in accordance with Minnesota law.

The application requirements are set forth in Minnesota Statutes, Section 238.081, subd. 4. In addition:

1. Applications in response to this Notice must be submitted to the City by **4:00 p.m., Monday, November 7, 2016.**
2. Applications must be in writing, notarized, and consistent with the application requirements. Applicants must submit an original and two copies of the application. A copy of the application must be mailed or delivered to Robert J.V. Vose, Esq., Kennedy & Graven, 470 US Bank Plaza, 200 South Sixth Street, Minneapolis, MN 55402.
3. Each application shall be submitted along with an application fee of \$15,000.00 in the form of a certified check made payable to the City. Applicants will be required to reimburse any expenses not covered by the application fee.
4. Applicants are requested to be present at a public hearing before the City beginning at **7:00 p.m. on Tuesday, November 22, 2016 at Mound City Council Chambers, 5341 Maywood Road, Mound, Minnesota.**
5. The minimum system design and services to be offered are reflected in the Cable Franchise Application Instructions supplied to interested parties.
6. Upon review of the application(s) and completion of the public hearing, the City will make a recommendation regarding award of franchises. Such recommendation shall be based on applicable law and the record including the application, information provided by the applicant, and other relevant information received by the City including the results of any negotiations with applicant(s) and any information submitted by the incumbent franchise company.
7. In no event will submission of a conforming application entitle any applicant to grant of a franchise. The City expressly reserves the right to reject both conforming and non-conforming applications.
8. Any successful applicant(s) will be required to accept the franchise granted within thirty (30) days after adoption.
9. Any questions concerning applications should be directed to Robert J.V. Vose, Esq., Kennedy & Graven, 470 US Bank Plaza, 200 South Sixth Street, Minneapolis, MN 55402; telephone (612)337-9275; e-mail: rvose@kennedy-graven.com

Date: October 12, 2016.

Published in: *The Laker* on October 15, 2016 and October 22, 2016.



470 U.S. Bank Plaza
200 South Sixth Street
Minneapolis MN 55402

(612) 337-9275 telephone
(612) 337-9310 fax
<http://www.kennedy-graven.com>
rvose@kennedy-graven.com

MEMORANDUM

Date: November 14, 2016
To: City of Mound
From: Bob Vose
Re: Cable Franchise Application; Frontier

Citizens Telecommunications Company of Minnesota, LLC, d/b/a Frontier ("Frontier") recently approached the City about obtaining a franchise to provide cable service. Frontier has approached other cities in the west metro including Delano, Watertown and Maple Plain for cable franchises. In addition, Frontier has already received franchises from Apple Valley, Burnsville, Farmington, Lakeville, and Rosemount.

Public Hearing

Minnesota law establishes the process for local issuance of cable franchises. As required, the City published Notice of Intent to consider issuance of a franchise. Frontier filed a timely and complete application and the required fee.

On November 22nd, the City will hold a statutorily-required public hearing to consider the application. The public hearing will give Frontier an opportunity to summarize its application and cable plans. The public and the incumbent cable provider, Mediacom, will also have an opportunity to comment.

Frontier's application notes that Minnesota has a "level playing field law," Minn. Stat. § 238.08, for issuance of a second cable franchise. This law requires that grant of "an additional franchise for cable service for an area included in an existing franchise" must not be "on terms and conditions more favorable or less burdensome" than those in the existing franchise regarding area served, PEG provisions and franchise fees. State law also requires substantial build-out of a cable system to make cable service available within five (5) years of receipt of an initial franchise.

Frontier's application addresses the company's service deployment plans. The application indicates that Frontier's expansion "should be driven by market success, and not a contractual requirement for ubiquitous coverage." In negotiations with other cities, however, Frontier has agreed to construct and activate cable service consistent with state law; i.e. 5 years to substantially build-out. This issue may be further addressed at the hearing.

-2971-

Finally, any franchise issued to Frontier must state that the applicant's financial, technical, and legal qualifications were considered and approved. Minn. Stat. § 238.081, subd. 4. Frontier's application includes information addressing these qualifications. The FCC, however, has indicated that the need for a detailed review of an applicant's qualifications is diminished in a case where an incumbent phone company is seeking a cable franchise. Frontier has Minnesota Public Utilities Commission approval to provide local phone service in Mound and has constructed facilities in public rights-of-ways to provide such services. Thus, the City's need to evaluate Frontier's qualifications is diminished.

Process Going Forward

The franchising process is "quasi-judicial" meaning the city council will need to act as a neutral and independent decision-maker concerning the application and any comments or opposition that may be presented. *In re Application of Dakota Telecommunications Group*, 590 N.W.2d 644, 647-8 (Minn. App. 1999). Accordingly, only staff and legal counsel should engage in direct communications with Frontier regarding its application. City council members should not communicate with Frontier regarding its cable service plans before rendering a decision.

Recommendation

At the conclusion of the hearing, the hearing record should be closed. In turn, staff and legal counsel should be directed to review the application, consider any input received at the hearing, and begin negotiations with Frontier. Upon completion, a report regarding the application will be presented to the council along with any negotiated franchise.

Accordingly, we recommend that the council: 1) conduct and close the hearing, and; 2) direct staff and legal counsel to negotiate proposed franchise terms and provide a report concerning the application.



Commitment to those we serve

- **Our values**
 - Put the customer first
- **Local engagement**
 - Employees live and work in communities we serve
 - Local decision making
- **Commitment to veterans**
 - Veterans, reservists and their spouses represent over 1 out of 10 Frontier employees (approximately 13%)
 - 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

Quick Facts

- S&P 500 Company
- Fortune 500
- Leading provider of communications services in urban, suburban and rural America
- States Served: 29
- Employees: 29,000 (approx.)
- Revenue: \$11B (approx.)
- Minnesota State headquarters: Burnsville, MN
- Corporate headquarters: Norwalk, CT

3



Current Video Service Areas

- **Fiber to home (FTTH)**
 - Suburban Seattle, WA
 - Suburban Portland, OR
 - Southern California (from the greater Santa Barbara area to the Palm Springs area)
 - Suburban Dallas, TX
 - Fort Wayne, IN
 - Tampa, FL
- **Fiber to the node and fiber/copper to the home**
 - Throughout the State of Connecticut
 - Durham, NC
 - South Twin Cities Metro area (Apple Valley, Burnsville, Farmington, Lakeville, Rosemount)

4



Vantage TV Overview

- **Powered by Ericsson's Mediaroom software platform**
 - #1 IPTV platform with over 16.4M subscriber households and 32.0M connected devices
 - Operates over IP enabled networks (xDSL, FTTP/FTTN, etc.)
- **Core Product Features**
 - Secure delivery of SD (standard definition), HD (high definition) and 4K/UHD (ultra high definition)
 - Superior HD, SD, UHD picture quality
 - WiFi enabled set top boxes allowing customers to place TVs wherever they want in their home
 - Live TV broadcast with instant channel change allowing super-fast navigation through our interactive programming guide
 - Video on demand library
 - Total Home DVR records up to six shows at once and lets customers pause, rewind and play back live TV and store over 370 hours of HD programming (we provide up to 1 Terabyte of on premise storage)
 - Next Generation EPG (Electronic Program Guide) and enhanced search functionality with rich, new poster-art driven experience that allows consumers 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.

5



Equipment

One DVR, one experience, any receiver.



6



Vantage TV Experiences

Instant Channel Change

Change channels in the blink of an eye (Live TV)



Multiview

See up to six different screens at one time on your television



Video on Demand

Find movies and videos to watch—right now



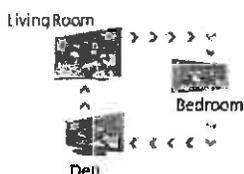
Interactive Applications

Blending Broadcast and Internet content



Whole Home DVR

Record on one DVR and watch on any TV in the house



Visual Guide

Unique and intuitive



Companion Services

Program your DVR from your PC, smartphone or tablet



Wireless STB

Freedom to watch your TV anywhere



Frontier
COMMUNICATIONS

New Visual Guides

Discover more with a visual, full screen guide. Easy access to what is on now, just missed and on next. Enhance User Experience with rich visual and at-a-glance layout.

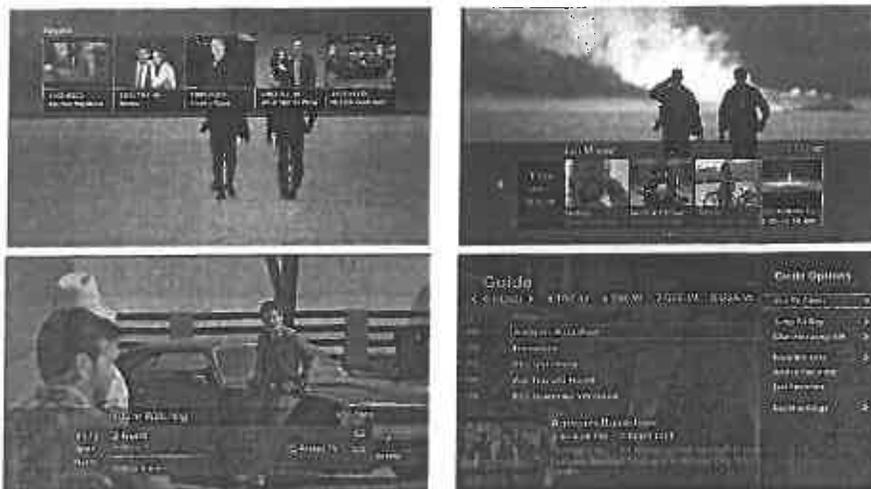


6

Frontier
COMMUNICATIONS

Channel Peeks

Enhanced browsing & uninterrupted viewing experience.
 Easy way to preview other currently airing programs, PPV, SVOD.
 Make it easier to find and enjoy content.



9

Frontier
 COMMUNICATIONS

Unified Search

Fast, easy way to find what programs you are looking for.
 Consolidated search results from all viewing options (VOD, DVR, Live TV Listings, OTT sources).

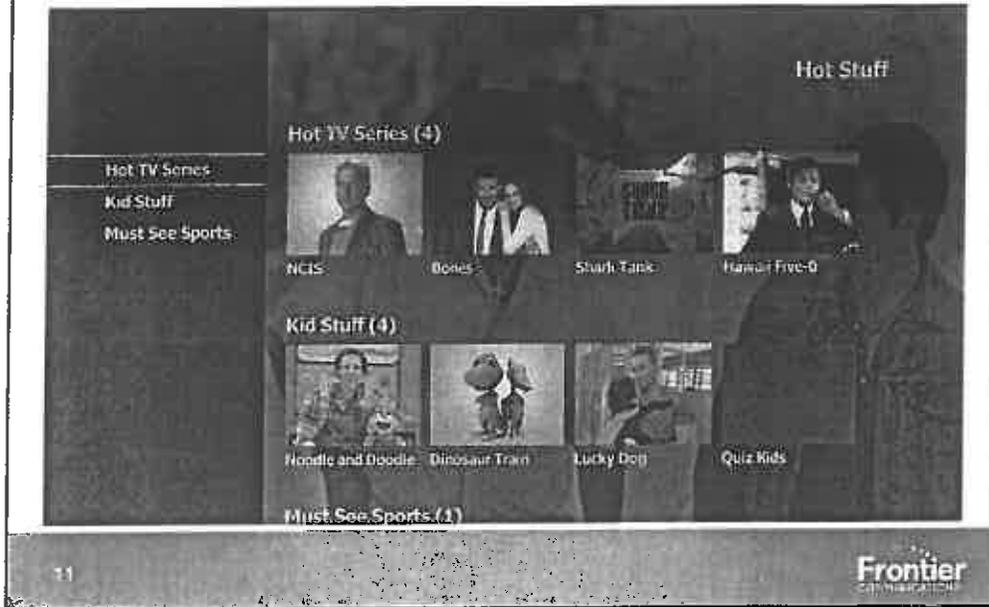


10

Frontier
 COMMUNICATIONS

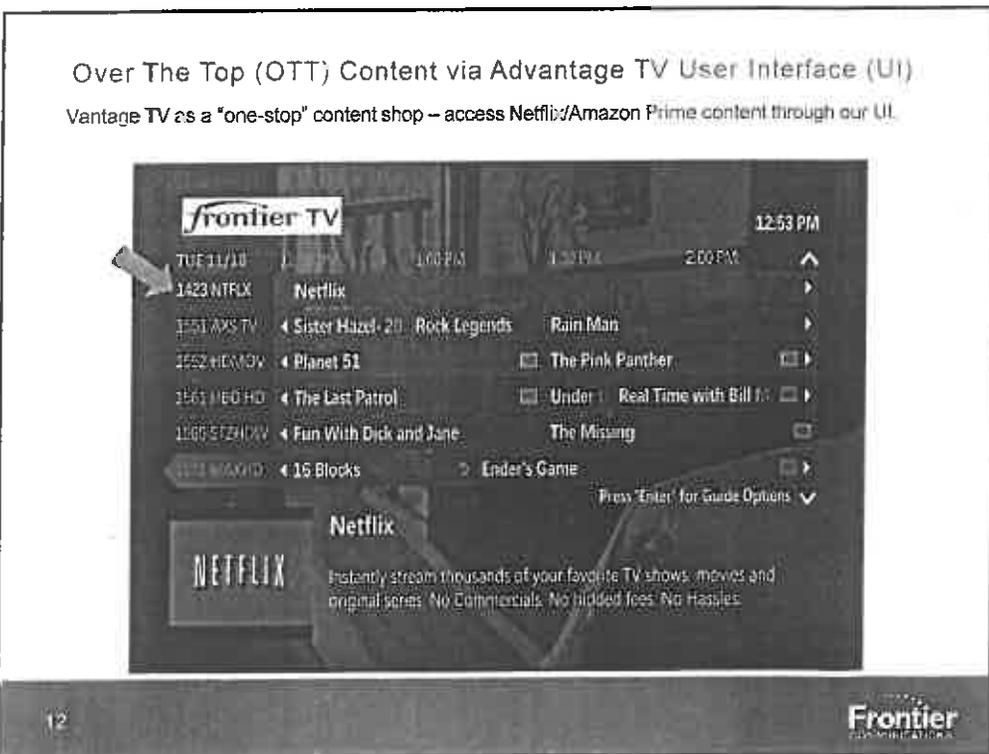
Media Lists

Shows VOD library, Live TV programs & Series to our subscribers.



Over The Top (OTT) Content via Advantage TV User Interface (UI)

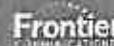
Vantage TV as a "one-stop" content shop – access Netflix/Amazon Prime content through our UI.



What this means to your community...

- **Residents and businesses will have access to**
 - Next generation video experience
 - Competitively priced alternative to cable provider
- **No inconvenience to the general public/constituents**
 - Will utilize existing facilities in public rights-of-way
 - Network augmentation and upgrades will generally occur in enclosed cabinets and buildings
- **Increased franchise fee revenue and public, educational, governmental channel (PEG) fee revenue**

13

Frontier
COMMUNICATIONS

We look forward to bringing competition and choice with an innovative video product offering from Frontier Communications to the residents and businesses in the City of Mound.

14

Frontier
COMMUNICATIONS



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

October 24, 2016

Ms. Catherine Pausche
Director of Finance and Administrative Services
City of Mound
2415 Wilshire Boulevard
Mound, MN 55364

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

Dear Ms. Pausche:

In response to the City of Mound's Notice of Intent to Consider Issuance of Franchise, please find one original and two copies of Citizens Telecommunications Company of Minnesota, LLC's notarized application for a cable communications franchise in the City of Mound, Minnesota ("City"). Frontier reserves the right to make and redact any information it determines to be Trade Secret information. Your counsel, Robert J. Vose, has also been sent an electronic copy and copy by overnight mail. Also enclosed is a check in the amount of \$15,000 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,

Jack Phillips

cc: Robert J.V. Vose (via email: rvose@kennedy-graven.com)
470 US Bank Plaza, 200 South Sixth Street, Minneapolis, MN 55402

CITY OF MOUND

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 Mound, Minnesota ("City") pursuant to the City's published Notice of Intent to Franchise and Request for Proposals this 24th day of October, 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 Request for Proposals pursuant to Minn. Stat. § 283.081 (4):

- (1) 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)
KMSP (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) In the case of a telephone provider, a copy of the MPUC certificate of authority:

As an incumbent local exchange carrier, Frontier's MPUC certificate of authority to provide telecommunications service is demonstrated in the Minnesota Public Utilities Commission's annual Eligible Telecommunications Carrier certification order shown as Exhibit C.

(4) 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

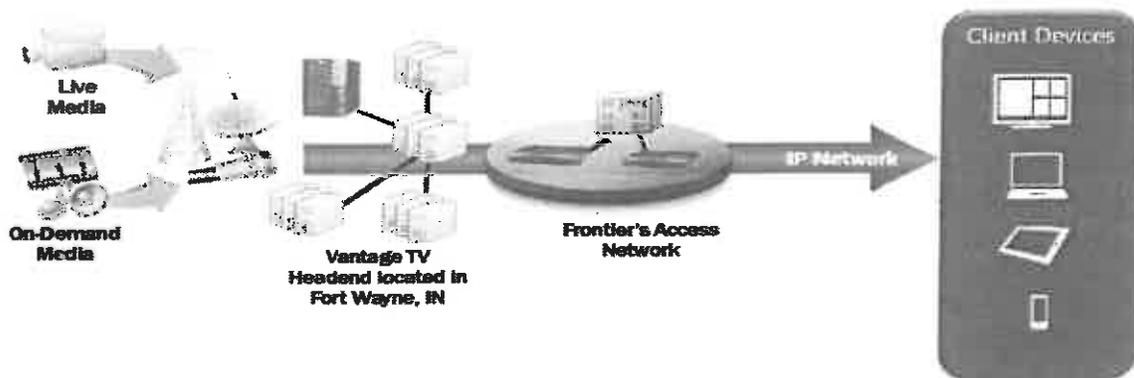
A subscriber group is essentially a category to which one or more client set-top boxes are associated with. For example, a single client device might be in the following subscriber groups: “HD-capable,” “Premium Content Package,” and/or “Suburban Minneapolis metro area.”

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.

The following responds directly to the requested information set forth in the Notice of

Intent to Consider Issuance of Franchise regarding a description of the proposed system design and planned operation:

a.. The location of the headend facilities from which programming will be received.

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. An explanation of the ownership of the facilities comprising the video system.

Frontier (the franchisee, Citizens Telecommunications Company of Minnesota, LLC) will own and control all of the facilities comprising the video system within the City of Mound. The Serving Video Office (SVO) and national head-end will be owned by Frontier affiliates under a shared cost arrangement.

c. A map identifying the proposed initial service area(s) in the City.

The detailed map showing the initial service area is not yet finalized and will change in the months following initial deployment of service. Coverage maps are considered trade secret but will be shown to public officials during the franchise approval process.

d. A proposed schedule for expansion of service beyond the initial service area or description of the proposed policy for such expansion.

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.

e. 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.

f. The number of channels and services to be made available for community access broadcasting, and a proposal for providing community access programming.

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.

g The number of channels and services to be made available for community access broadcasting; and a proposal for providing community access programming:

See Exhibit A for sample channel lineup. This illustrates the vast selection of content available to subscribers. Frontier will carry the same number of PEG stations as the incumbent.

5. A proposal for funding community access programming facilities and/or

staff.

- i. 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.
- ii. Frontier will agree to bill and remit to the City a PEG fee equivalent to that of the incumbent provider.

6. Terms and conditions under which particular services will be provided to institutions and identification of any plans for providing free or reduced price video or data transmission services or capacity or other "in-kind" services to governmental, educational, and other institutional 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.

7. 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- sample rates" which are offered here for illustrative purposes.

8. A schedule for constructing and activating the system including the sequence in which video service will be activated in various parts of the City.

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.

9. 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.

10. Identification of and contact information for the municipalities in which the applicant either owns or operates a video system, directly or indirectly, or holds video franchises;

See Exhibit D.

11. 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. This information should include:

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 11.d, 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 11.a above.

12 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>.

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

None at this time.

The following responds directly to the requested information set forth in the Request for Proposals pursuant to Minnesota Statutes, Section 238.081, subd. 4.

1. A statement as to the proposed service area;

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. As further explained above, 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.

2. A resume of prior history of applicant, including the legal, technical and financial expertise of applicant in the cable television field;

Frontier affiliates provide cable service to approximately 1.5 million subscribers and hold cable franchises detailed in Exhibit D. Technical and managerial experience is detailed in Section 9, above. Financial qualifications are described in Section 11, above.

3. A list of the general and limited partners of the applicant, if a partnership, or the shareholders, if a corporation;

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>.

4. The percentage ownership of the applicant of each of its partners, shareholders or other equity owners;

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>

5. A list of officers, directors and managing employees of applicant or its general partner, as applicable, together with a description of the background of each such person;

Please see response to Section 9, above. Please also see Frontier's Board of Directors' profiles found at <http://investor.frontier.com/directors.cf> and Frontier's Management's profiles found at <http://investor.frontier.com/management.cfm>.

6. The names and addresses of any parent or subsidiary of applicant or any other business entity owning or controlling applicant in whole or in part, or owned or controlled in whole or in part by applicant;

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>.

7. A current financial statement of applicant verified by an audit or otherwise certified to be true, complete and correct to the reasonable satisfaction of the City;

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>.

8. Proposed construction and service schedule;

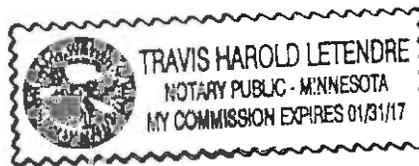
Please see response to Section 8.

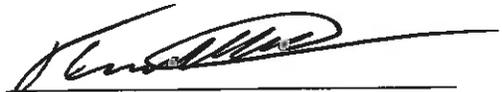
Citizens Telecommunications Company of Minnesota, LLC



Jack Phillips
Director Government & External Affairs

Subscribed and sworn to before me
this 10-24-2016

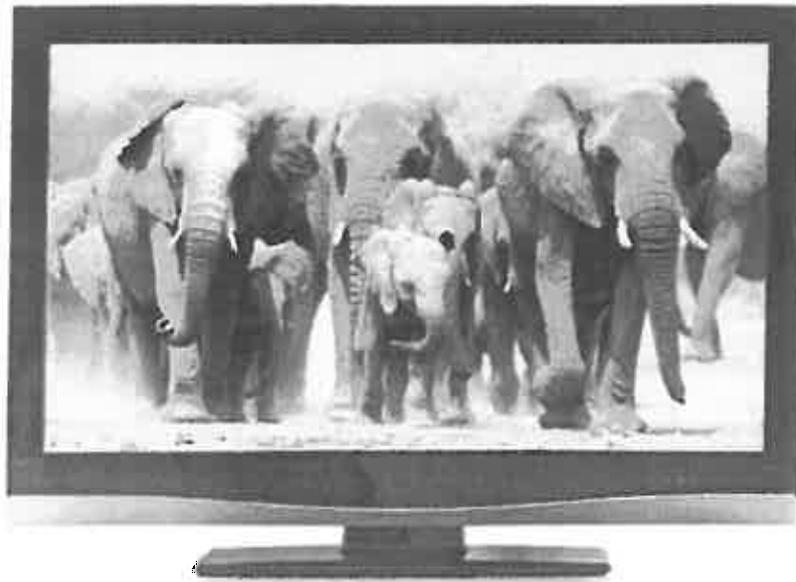




Notary public

My Commission Expires: 01/31/2017

Exhibit A



Vantage TV

DURHAM, NC
CHANNEL DIRECTORY
By channel name and package

Frontier
COMMUNICATIONS

Exhibit B



Vantage TV

- Incredible 1080i 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 home
- Next generation enhanced touch search with real-time results by program name, actor names and other keywords across Live TV, Video On Demand and DVR recordings
- Introducing Channel Peek: 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 [800.401.8516](tel:8004018516) 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), easier Just Moved or is coming up (On Next) with one-touch buttons to record. Channel Peek maintains full screen viewing while "peeking" into other options including Recent Fave enables a customer to preview and tune to any of the last five channels viewed. D.V.R. Peek enables a customer to preview and tune to any of the last five D.V.R. recordings viewed. Channel and Browse Peek surfaces rich details for On Now, On Next and Just Moved 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** ^{per 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** ^{per 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** ^{per month} for 12 months. TV equipment charges apply.

VantageTV

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

VantageTV provides the Best in Entertainment Programming. VantageTV delivers crystal clear, 100% digital picture and sound, and with over 200 channels of family favorites, blockbusters, movies, and sports, there's a TV package for everyone!

Our most comprehensive package, Ultimate includes 100+ popular digital channels including HBO, Discovery, Fox Sports and more!

Wireless service boxes are available so you can receive your favorite shows to watch later, commercials 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 our new app and the VantageTV website. View it on your laptop or tablet - never miss a NFL game, the winning momentum of a season finale! You can also watch thousands of the latest movies, Action 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 viewed simultaneously is dependent upon the bandwidth to the home and your home's capabilities.

Frontier offers offers for qualified Frontier residential customers adding new VantageTV Service subject to availability. Month 12.99 and any additional satellite box charges for wired and wireless boxes add. Limit four wireless service 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 over 90 days notice. All TV prices, fees, charges, features, promotional features, functionality and offers subject to change. Minimum order requirements and restrictions and conditions apply. Taxes, governmental and other Frontier imposed surcharges apply. Offer provided subject to TV installation fees, TV activation fee applies. Frontier reserves the right to withdraw this offer at any time. Other restrictions apply. ©2015 Frontier Communications Corporation

[Frontier Communications Corporation](#)

EXHIBIT C

BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION

Beverly Jones Heydinger
Nancy Lange
Dan Lipschultz
Matthew Schuerger
John A. Tuma

Chair
Commissioner
Commissioner
Commissioner
Commissioner

In the Matter of Annual Certifications
Related to Eligible Telecommunications
Carriers' Use of Federal Universal Service
Support

ISSUE DATE: September 30, 2016

DOCKET NO. P-999/PR-16-8

ORDER CERTIFYING ETCs' USE OF
FEDERAL HIGH-COST SUBSIDY

PROCEDURAL HISTORY

I. Introduction

Under the Federal Telecommunications Act of 1996, telecommunications carriers must be designated "eligible telecommunication carriers" (ETCs) to qualify for subsidies from the federal Universal Service Fund for serving high-cost areas or low-income consumers.¹

State regulatory commissions have primary responsibility for designating ETCs.² State commissions must annually certify to the Federal Communications Commission (FCC) that all high-cost support provided to state-designated ETCs was used in the preceding calendar year, and will be used in the coming year, only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.³

ETCs must comply with filing requirements to demonstrate their eligibility for certification. Each petitioning ETC must file (a) an affidavit from a corporate officer stating that Universal Service funds will be used only for their intended purposes and (b) documentation pertaining to the previous year's Universal Service Fund subsidies and the company's operating and capital expenditures.⁴ For example, certain ETCs must file financial statements that have been

¹ 47 U.S.C. § 254(e).

² 47 U.S.C. § 214(e)(6). The Federal Communications Commission acts on designation requests from carriers that are not subject to state commission jurisdiction. *Id.*

³ 47 C.F.R. § 54.314(a).

⁴ *In the Matter of Annual Certifications Related to ETCs' Use of Federal Universal Service Support*, Docket No. P-999/M-02-1403, Order Certifying ETCs' Use of Federal High-Cost Subsidy (December 23, 2002).

reviewed and certified by a certified public accountant (CPA).⁵ The Commission has also established detailed filing requirements designed to ensure that petitioning companies continue to meet their obligations as ETCs.⁶

Consistent with the reporting requirements in 47 C.F.R. §§ 54.313 and 54.422, the Commission established the following procedural schedule:⁷

July 1	ETCs file petitions and supporting documentation.
September 1	Interested persons file comments.
September 8	Interested persons file replies.

II. Filings in this Docket

By July 19, 2016, some 88 Minnesota telecommunications carriers had filed their annual petitions asking the Commission to certify to the FCC that they remain eligible for high-cost subsidies from the Universal Service Fund. As part of these filings, nine carriers reported receiving federal high-cost subsidies exceeding \$100 per line per month for the first half of 2016.

On September 1, 2016, the Minnesota Department of Commerce (the Department) filed comments concluding that Dunnell Telephone Company (Dunnell) had failed to file financial information certified by a CPA. But the Department found that the rest of the ETCs had filed the information required to show that the high-cost support provided to the petitioning ETCs in 2015 and the first half of 2016 was used, and will be used in the coming year, only for the provision, maintenance, and upgrading of facilities and services for which the support is intended. Consequently, the Department recommended that the Commission certify all the ETCs listed in the Department's comments.

On September 6, 2015, Dunnell filed financial data certified by a CPA.

On September 15, 2016, the matter came before the Commission. At that time the Department declared that Dunnell had also filed the information required to justify approval of that ETC's petition. The Commission voted to certify the ETCs listed in the Department's comments.

On September 23, 2016, the Department filed a revised list of ETCs for certification.

⁵ 47 C.F.R. § 54.313(f)(2).

⁶ *In the Matter of Possible Changes to the Commission's Annual Certification Requirements Related to ETCs' Use of Federal Universal Service Support*, Docket No. P-999/M-05-741, Order Setting Filing Requirements and Opening Proceeding to Consider Adopting FCC Standards for Designating ETCs (July 21, 2005).

⁷ *In the Matter of Annual Certifications Related to Eligible Telecommunications Carriers' Use of Federal Universal Service Support*, Docket No. P-999/PR-14-8, Order (April 11, 2014).

On September 29, 2016, the matter again came before the Commission. The Commission voted to certify the list of ETC included in the Department's revised filing in lieu of the list from the Department's initial filing, and authorized its staff to correct errors in that list.

FINDINGS AND CONCLUSIONS

I. Certification to the Federal Communications Commission

The Commission has reviewed the petitioning companies' filings and concurs with the Department that the filings satisfy the requirements for certification set forth by the Commission and the FCC. All the companies filed sworn affidavits to demonstrate that they have used and will continue to use federal high-cost subsidies only to provide, maintain, and upgrade the facilities and services for which the support is intended.

The Commission will therefore grant the petitions and make the requested certification to the FCC.

II. Future Filings

The ETCs' filings reveal data about the amount of subsidies the carriers had received. While most ETCs received federal subsidies equal to about \$25-\$50 per line per month, during the first half of 2016 nine carriers reported receiving subsidies exceeding \$100 per line per month. At the Commission's meeting on this matter, the Department offered to investigate this anomaly. The Commission will accept this offer.

Finally, some ETCs had difficulty meeting the deadlines for filing all the data and documentation required for the Commission to certify compliance to the FCC. At least in the case of Dunnell, the Department requested additional documentation, which required additional time for compliance. Consequently, the Commission will delegate to its Executive Secretary the authority to modify the filing schedule prospectively, including changes required to acquire additional information from individual companies.

ORDER

1. The Commission hereby certifies that all the petitioning ETCs listed in Attachment 1 have used High-Cost Support received in 2015 and the first half of 2016, and will continue to use High-Cost Support in 2017, only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.
2. The Commission asks the Department, prior to next year's Federal High Cost Universal Service Support certification, to gather more detailed information from ETCs receiving subsidies exceeding \$100 per line per month to justify each one's need for the unusually high level of support.

3. Prospectively the Commission delegates to the Executive Secretary the authority to modify the filing schedule, including changes required to acquire additional information from individual companies.
4. This order shall become effective immediately.

BY ORDER OF THE COMMISSION

Daniel P. Wolf

Daniel P. Wolf
Executive Secretary



This document can be made available in alternative formats (e.g., large print or audio) by calling 651.296.0406 (voice). Persons with hearing loss or speech disabilities may call us through their preferred Telecommunications Relay Service.

2016 Submission of 54.314(a) State Certification

Petitioner	Received Date	Study Area Code(s)
ACE TELEPHONE ASSOCIATION	6/17/2016	361346
ALBANY MUTUAL TELEPHONE ASSOCIATION	6/30/2016	361347
ALLIANCE COMMUNICATIONS COOPERATIVE, INC. (HILLS TEL CO, INC; HILLS TEL CO, SD; ALLIANCE SPLITROCK)	6/28/2016	361405; 391405; 391657
ARROWHEAD COMMUNICATIONS CORPORATION	7/01/2016	361734
ARVIG TELEPHONE COMPANY D/B/A TDS TELECOM	6/29/2016	361350
BARNESVILLE MUNICIPAL TELEPHONE COMPANY	6/27/2016	361353
BENTON COOPERATIVE TELEPHONE COMPANY	6/28/2016	361356
BLUE EARTH VALLEY TELEPHONE COMPANY	6/30/2016	361358
BRIDGE WATER TELEPHONE COMPANY D/B/A TDS TELECOM	6/28/2016	361362
CALLAWAY TELEPHONE COMPANY INC.	7/01/2016	361365
CANNON VALLEY TELECOM INC.	7/01/2016	361440
CENTURYTEL OF CHESTER D/B/A CENTURYLINK	6/27/2016	351126
CENTURYTEL OF MINNESOTA, INC. D/B/A CENTURYLINK	6/27/2016	361445
CENTURYTEL OF NORTHWEST WISCONSIN D/B/A CENTURYLINK	6/27/2016	330950
CHRISTENSEN COMMUNICATION	6/29/2016	361425

Petitioner	Received Date	Study Area Code(s)
CITIZENS TELECOMMUNICATIONS COMPANY OF MINNESOTA, LLC	6/29/2016	367123; 361123
CLARA CITY TELEPHONE EXCHANGE COMPANY	7/01/2016	361370
CLEMENTS TELEPHONE COMPANY	7/01/2016	361372
CONSOLIDATED TELEPHONE COMPANY	6/29/2016	361373
CROSSLAKE TELEPHONE COMPANY	6/30/2016	361499
DUNNELL TELEPHONE COMPANY	6/21/2016	361381
EAGLE VALLEY TELEPHONE COMPANY	7/01/2016	361383
EAST OTTER TAIL TELEPHONE COMPANY	7/01/2016	361385
EASTON TELEPHONE COMPANY	7/01/2016	361384
ECKLES TELEPHONE COMPANY	7/01/2016	361386
EMBARQ MINNESOTA, INC. D/B/A CENTURYLINK	6/28/2016	361456
EMILY COOPERATIVE TELEPHONE COMPANY	6/30/2016	361387
FARMERS MUTUAL TELEPHONE COMPANY	6/30/2016	361389
FARMERS MUTUAL TELEPHONE COMPANY	6/30/2016	369020
FEDERATED TELEPHONE COMPANY	6/30/2016	361390; 361403
FEDERATED TELEPHONE COOPERATIVE	6/30/2016	369021; 366130
FELTON TELEPHONE COMPANY	7/01/2016	361391
FRONTIER COMMUNICATIONS OF MINNESOTA, INC.	6/29/2016	361367

Petitioner	Received Date	Study Area Code(s)
GARDEN VALLEY TELEPHONE COMPANY	6/30/2016	361395
GARDONVILLE COOPERATIVE TELEPHONE	6/30/2016	361396
GRANADA TELEPHONE COMPANY	7/01/2016	361399
HALSTAD TELEPHONE COMPANY	6/30/2016	361401
HARMONY TELEPHONE COMPANY	6/17/2016	361404
HOME TELEPHONE COMPANY	7/01/2016	361408
HUTCHINSON TELEPHONE COMPANY	6/27/2016	361409
INTERSTATE TELECOMMUNICATIONS COOP, INC.	6/28/2016	361654
JOHNSON TELEPHONE COMPANY	6/30/2016	361410
KASSON & MANTORVILLE TELEPHONE COMPANY	6/30/2016	361412
LISMORE COOPERATIVE TELEPHONE COMPANY	6/17/2016	361419
LONSDALE TELEPHONE COMPANY	6/30/2016	361422
LORETEL SYSTEMS, INC.	7/01/2016	361443
MABEL COOPERATIVE TELEPHONE COMPANY	6/17/2016	361424
MANCHESTER-HARTLAND TELEPHONE COMPANY	6/30/2016	361426
MANKATO CITIZENS TELEPHONE COMPANY	6/29/2016	361427
MELROSE TELEPHONE COMPANY	7/01/2016	361430
MID-COMMUNICATIONS INC	6/29/2016	361375

Petitioner	Received Date	Study Area Code(s)
MIDCONTINENT COMMUNICATIONS	6/29/2016	369015
MID-STATE TELEPHONE COMPANY D/B/A TDS TELECOM	6/29/2016	361433; 361413
MIDWEST TELEPHONE COMPANY	7/01/2016	361431
MINNESOTA VALLEY TELEPHONE COMPANY	6/17/2016	361439
NEW ULM TELECOM	6/27/2016	361442
NORTHERN TELEPHONE COMPANY	6/17/2016	361500
OSAKIS TELEPHONE COMPANY	7/01/2016	361448
PARK REGION MUTUAL TELEPHONE COMPANY	6/30/2016	361450
PAUL BUNYAN RURAL TELEPHONE COMPANY	6/08/2016	361451; 366132; 366133
PINE ISLAND TELEPHONE COMPANY	6/17/2016	361454
POLAR COMMUNICATIONS MUTUAL AID	6/30/2016	381630; 381614
QWEST CORPORATION D/B/A CENTURYLINK QC	6/28/2016	365142
RED RIVER RURAL TELEPHONE ASSOCIATION D/B/A RED RIVER COMMUNICATIONS	6/30/2016	381631
REDWOOD COUNTY TELEPHONE COMPANY	7/01/2016	361472
ROTHSAY TELEPHONE COMPANY	6/30/2016	361474
RUNESTONE TEL ASSN	6/30/2016	361475; 361423
SACRED HEART TELEPHONE COMPANY	7/01/2016	361476
SCOTT RICE- INTEGRA	7/01/2016	361479

Petitioner	Received Date	Study Area Code(s)
SLEEPY EYE TELEPHONE COMPANY	6/27/2016	361483
SPRING GROVE COMMUNICATIONS	6/17/2016	361485
STARBUCK TELEPHONE COMPANY	7/01/2016	361487
THE PEOPLES TELEPHONE COMPANY OF BIGFORK	7/01/2016	361453
T-MOBILE	6/28/2016	369014
TWIN VALLEY – ULEN TELEPHONE COMPANY	7/01/2016	361491
UPSALA COOP TEL ASSN	6/30/2016	361494
VALLEY TELEPHONE COMPANY	6/30/2016	361495
WEST CENTRAL TELEPHONE	6/30/2016	361501
WESTERN TELEPHONE COMPANY	6/27/2016	361502
WIKSTROM TEL CO INC	6/30/2016	361505
WILDERNESS VALLEY TELEPHONE COMPANY	6/17/2016	361348
WINDSTREAM LAKEDALE, INC	6/22/2016	361414; 361482
WINNEBAGO COOPERATIVE TELECOM ASSOCIATION	6/29/2016	361337; 369029
WINSTED TELEPHONE COMPANY D/B/A TDS TELECOM	6/29/2016	361507
WINTHROP TELEPHONE COMPANY	6/17/2016	361508
WOLVERTON TELEPHONE COMPANY	6/30/2016	361512
WOODSTOCK TELEPHONE COMPANY	6/17/2016	361510
ZUMBROTA TELEPHONE COMPANY	7/01/2016	361515

EXHIBIT D

Existing Franchises Held by Frontier Affiliates

State	Frontier Affiliate	Franchise Authority	Franchise Authority Address	Franchise Authority Address 2	CITY	RES_ZIP_CODE	TELEPHONE_NO
CA	Frontier California Inc.	Arcadia					
CA	Frontier California Inc.	Adelanto					
CA	Frontier California Inc.	Town of Apple Valley	14955 Dale Evans Pkwy		Apple Valley	CA 92307	760 240-7000
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 97102	415 703-2112
CA	Frontier California Inc.	City of Banning	99 E Ramsey St		Banning	CA 92220	951 922-3206
CA	Frontier California Inc.	Barstow					
CA	Frontier California Inc.	City of Beaumont	550 E. 6th St.		Beaumont	CA 92223	951 769-8520
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	Bell Gardens					
CA	Frontier California Inc.	Bradbury					
CA	Frontier California Inc.	Brea					
CA	Frontier California Inc.	City of Camarillo	601 Carmen Drive		Camarillo	CA 93010	805 388-5349
CA	Frontier California Inc.	Cathedral City					
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 90703	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	City of Chino Hills	14000 City Center Drive		Chino Hills	CA 91709	909 364-2600
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	Colton					
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	Commerce					
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	Dana Point					
CA	Frontier California Inc.	Desert Hot Springs					
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	Duarte					
CA	Frontier California Inc.	United States Army Garrison	Fort Irwin				
CA	Frontier California Inc.	City of Fontana	8353 Sierra Avenue		Ft. Irwin	CA 92310	
CA	Frontier California Inc.	Public Cable TV Authority	P.O. Box 20305		Fontana	CA 92335	909 350-6698
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	Fountain Valley	CA 92728	714 968-2024
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	City of Hermosa Beach	1315 Valley Drive		San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	City of Hesperia	9700 Seventh Ave		Hermosa Beach	CA 90254	
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	Hesperia	CA 92345	760 947-1000
CA	Frontier California Inc.	Public Cable TV Authority	P.O. Box 20305		San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	Fountain Valley	CA 92728	714 968-2024
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA 94102	415 703-2112

CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	La Habra Heights	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	Laguna Beach	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112	415 703-2112
CA	Frontier California Inc.	Laguna Niguel	130 South Main Street	Lake Elsinore	CA	92530	951 674-3124	
CA	Frontier California Inc.	City of Lake Elsinore	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112	
CA	Frontier California Inc.	Lancaster	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	City of Los Alamitos	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	City of Malibu	3191 Katella Avenue	Los Alamitos	CA	90720	562 431-3538	
CA	Frontier California Inc.	Mammoth Lakes	23825 Stuart Ranch Road	Malibu	CA	90265	310 456-2489	
CA	Frontier California Inc.	City of Manhattan Beach	1400 Highland Avenue	Manhattan Beach	CA	90266	310 802-5000	
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	Monrovia	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	City of Moreno Valley	Media & Communications Office	14177 Frederick Street	Moreno Valley	CA	92552	951 413-3053
CA	Frontier California Inc.	City of Murrieta	24601 Jefferson Avenue	Murrieta	CA	92562	951 461-8002	
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	City of Ontario	303 East B Street	Ontario	CA	91764	909 395-2354	
CA	Frontier California Inc.	Orange	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	Palm Springs	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	Palmdale	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	Pasadena	101 North 'D' Street	Perris	CA	92570	951 943-6100	
CA	Frontier California Inc.	Paramount	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	City of Perris	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	Rancho Mirage	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	City of Redondo Beach	415 Diamond Street	San Francisco	CA	94102	415 703-2112	415 703-2112
CA	Frontier California Inc.	City of Redlands	35 Cajon Street (P.O. Box 3005)	Redondo Beach	CA	90277	310 372-1171	
CA	Frontier California Inc.	Rialto	Communications Division	505 Van Ness Avenue	Redlands	CA	92373	909 798-7510

CA	Frontier California Inc.	City of Riverside	3900 Main St	505 Van Ness Avenue	Riverside	CA	92522	951 826-5311
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	San Fernando	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	City of Santa Monica	1685 Main Street		Santa Monica	CA	90401	310 458-8590
CA	Frontier California Inc.	Santa Paula						
CA	Frontier California Inc.	City of San Bernardino	201 North E Street	Suite 206	San Bernardino	CA	92401	909 384-5147
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	Sierra Madre						
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	South Gate						
CA	Frontier California Inc.	Public Cable TV Authority	PO Box 20305		Fountain Valley	CA	92728	714 988-2024
CA	Frontier California Inc.	City of Temecula	41000 Main Street		Temecula	CA	92590	951 308-6300
CA	Frontier California Inc.	City of Thousand Oaks	21000 Thousand Oaks Blvd		Thousand Oaks	CA	91362	805 449-2121
CA	Frontier California Inc.	City of Torrance	Office of Cable and Community Re	3350 Civic Center Drive	Torrance	CA	90503	310 618-5762
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	City of West Covina	1444 West Garvey Ave		West Covina	CA	91790	626 939-8407
CA	Frontier California Inc.	City of Whittier	CableFios Complaints	13230 Penn Street	Whittier	CA	90602	562 567-9480
CA	Frontier California Inc.	Public Cable TV Authority	P.O. Box 20305		Fountain Valley	CA	92728	714 966-2024
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
CA	Frontier California Inc.	County of Los Angeles	Cable and Telecommunications	500 West Temple Street, Room 493	Los Angeles	CA	90012	213 974-2323
CA	Frontier California Inc.	Orange County	300 N. Flower St		Santa Ana	CA	92703	714 667-9778
CA	Frontier California Inc.	County of Riverside	2980 Washington St		Riverside	CA	92504-4647	951 955-9580
CA	Frontier California Inc.	County of Riverside	2980 Washington St		Riverside	CA	92504-4647	951 955-9580
CA	Frontier California Inc.	San Bernardino County	385 N. Arrowhead Avenue	4th Floor	San Bernardino	CA	92415	909 387-6109
CA	Frontier California Inc.	CA Public Utilities Commission	Communications Division	505 Van Ness Avenue	San Francisco	CA	94102	415 703-2112
FL	Frontier Florida LLC	City of Anna Maria						
FL	Frontier Florida LLC	Florida Department of State	R A Grey Building	500 South Bronough Street	Tallahassee	FL	32399	850 245-6500
FL	Frontier Florida LLC	Florida Department of State	R A Grey Building	500 South Bronough Street	Tallahassee	FL	32399	850 245-6500
FL	Frontier Florida LLC	Florida Department of State	R A Grey Building	500 South Bronough Street	Tallahassee	FL	32399	850 245-6500
FL	Frontier Florida LLC	Beleair Shore	1200 Gulf Blvd.		Beleair Shore	FL	33786	727 593-9296
FL	Frontier Florida LLC	Florida Department of State	R A Grey Building	500 South Bronough Street	Tallahassee	FL	32399	850 245-6500
FL	Frontier Florida LLC	City of Bradenton	101 Old Main Street		Bradenton	FL	34204	941 932-9461
FL	Frontier Florida LLC	City of Bradenton Beach						
FL	Frontier Florida LLC	Florida Department of State	R A Grey Building	500 South Bronough Street	Tallahassee	FL	32399	850 245-6500
FL	Frontier Florida LLC	Florida Department of State	R A Grey Building	500 South Bronough Street	Tallahassee	FL	32399	850 245-6500
FL	Frontier Florida LLC	Florida Department of State	R A Grey Building	500 South Bronough Street	Tallahassee	FL	32399	850 245-6500
FL	Frontier Florida LLC	Florida Department of State	R A Grey Building	500 South Bronough Street	Tallahassee	FL	32399	850 245-6500
FL	Frontier Florida LLC	Florida Department of State	R A Grey Building	500 South Bronough Street	Tallahassee	FL	32399	850 245-6500
FL	Frontier Florida LLC	City of Gulfport						
FL	Frontier Florida LLC	Florida Department of State	R A Grey Building	500 South Bronough Street	Tallahassee	FL	32399	805 245-6500

TX	Frontier Communications of Texas	Public Utility Commission of TX	1941 E. Jeter Rd.	Bartonville	TX	76226	817 430-4052
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	512 936-7000
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	512 936-7000
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	512 936-7000
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	512 936-7000
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Town of Dish	5413 Tim Donald Road	Dish	TX	76247	940 648-2040
TX	Frontier Communications of Texas	Farmers Branch					

TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	City of Keller	P. O. Box 770	Keller	TX	76244
TX	Frontier Communications of Texas	Lake Dallas				817 743-4002
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Richardson				
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	City of Sachse	3815-B Sachse Rd	Sachse	TX	75048
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711
TX	Frontier Communications of Texas	City of Sachse	3815-B Sachse Rd	Sachse	TX	75048
TX	Frontier Communications of Texas	Shady Shores				

TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Watauga	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	City of Wylie	300 Country Club Road	Wylie	TX	75098	972 516-6000
TX	Frontier Communications of Texas	City of Wylie	300 Country Club Road	Wylie	TX	75098	972 516-6000
TX	Frontier Communications of Texas	City of Wylie	300 Country Club Road	Wylie	TX	75098	972 516-6000
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	1701 N. Congress Avenue	Austin	TX	78711	
TX	Frontier Communications of Texas	Public Utility Commission of TX	N. Congress Avenue	Austin	TX	78711	
IN	Frontier North Inc.	Fort Wayne - IURC	PNC Center	101 West Washington Street, Suite 1: Indianapolis	IN	46204	800-851-4268
IN	Frontier North Inc.	New Haven - IURC	PNC Center	101 West Washington Street, Suite 1: Indianapolis	IN	46204	800-851-4268
IN	Frontier North Inc.	Huntertown - IURC	PNC Center	101 West Washington Street, Suite 1: Indianapolis	IN	46204	800-851-4268
IN	Frontier North Inc.	Allen County - IURC	PNC Center	101 West Washington Street, Suite 1: Indianapolis	IN	46204	800-851-4268
OR	Frontier Communications of the Northwest Inc.	Washington County MACC	1815 N.W. 169th Place	Beaverton Suite 6020	OR		503-645-7365 x206

OR	Frontier Communications of the Northwest Inc.	Beaverton MACC	1815 N.W. 169th Place	Suite 6020	Beaverton	OR	503-645-7365 x206
OR	Frontier Communications of the Northwest Inc.	Cornelius MACC	1815 N.W. 169th Place	Suite 6020	Beaverton	OR	97006 503-645-7365 x206
OR	Frontier Communications of the Northwest Inc.	Durham MACC	1815 N.W. 169th Place	Suite 6020	Beaverton	OR	97006 503-645-7365 x206
OR	Frontier Communications of the Northwest Inc.	Forest Grove MACC	1815 N.W. 169th Place	Suite 6020	Beaverton	OR	97006 503-645-7365 x206
OR	Frontier Communications of the Northwest Inc.	Hillsboro MACC	1815 N.W. 169th Place	Suite 6020	Beaverton	OR	97006 503-645-7365 x206
OR	Frontier Communications of the Northwest Inc.	King City MACC	1815 N.W. 169th Place	Suite 6020	Beaverton	OR	97006 503-645-7365 x206
OR	Frontier Communications of the Northwest Inc.	Lake Oswego MACC	1815 N.W. 169th Place	Suite 6020	Beaverton	OR	97006 503-645-7365 x206
OR	Frontier Communications of the Northwest Inc.	Rivergrove MACC	1815 N.W. 169th Place	Suite 6020	Beaverton	OR	97006 503-645-7365 x206
OR	Frontier Communications of the Northwest Inc.	Tigard MACC	1815 N.W. 169th Place	Suite 6020	Beaverton	OR	97006 503-645-7365 x206
OR	Frontier Communications of the Northwest Inc.	Tualatin MACC	1815 N.W. 169th Place	Suite 6020	Beaverton	OR	97006 503-645-7365 x206
OR	Frontier Communications of the Northwest Inc.	City of Dundee	620 SW 5th Street		Dundee	OR	97006 503-538-3922
OR	Frontier Communications of the Northwest Inc.	City of McMinnville	230 NE 2nd Street		McMinnville	OR	97115 503-434-7302
OR	Frontier Communications of the Northwest Inc.	City of Newberg	414 E. 1st Street	PO Box 970	Newberg	OR	97128 503-537-1207
OR	Frontier Communications of the Northwest Inc.	City of Wilsonville	29799 S.W. Town center loop E		Wilsonville	OR	97132 503-570-1504
OR	Frontier Communications of the Northwest Inc.	City of Sherwood	22560 S.W. Pine Street		Sherwood	OR	97070 503-625-4200
OR	Frontier Communications of the Northwest Inc.	Yamhill County	535 NE 5th Street		McMinnville	OR	97140 503-472-9371
OR	Frontier Communications of the Northwest Inc.	City of Damascus	19920 SE Highway 212		Damascus	OR	97128 503-658-8545
OR	Frontier Communications of the Northwest Inc.	City of Happy Valley	12915 SE King Road		Happy Valley	OR	97089 503-783-3800
							97086

OR	Frontier Communications of the Northwest Inc.	City of Gresham	c/o Office for Community Technolo: 111 SW Columbia Street, Suite 600	Portland	OR	503-823-5385
OR	Frontier Communications of the Northwest Inc.	Clackamas County	2051 Kaen Road	Oregon City	OR	97201 503-742-5903
OR	Frontier Communications of the Northwest Inc.	City of Troutdale	c/o Office for Community Technolo: 111 SW Columbia Street, Suite 600	Portland	OR	97045 503-823-5385
OR	Frontier Communications of the Northwest Inc.	City of Fairview	c/o Office for Community Technolo: 111 SW Columbia Street, Suite 600	Portland	OR	97201 503-823-5385
OR	Frontier Communications of the Northwest Inc.	City of Wood Village	c/o Office for Community Technolo: 111 SW Columbia Street, Suite 600	Portland	OR	97201 503-823-5385
WA	Frontier Communications of the Northwest Inc.	City of Lynnwood	19100 44th Ave W	Lynnwood	WA	97201 425-670-5000
WA	Frontier Communications of the Northwest Inc.	City of Edmonds	121 5th Avenue North	Edmonds	WA	98046 425-771-0245
WA	Frontier Communications of the Northwest Inc.	City of Marysville	1049 State Ave	Marysville	WA	98020 360-363-8086
WA	Frontier Communications of the Northwest Inc.	City of Bothell	18305 101 Ave NE	Bothell	WA	98270 425-486-3256
WA	Frontier Communications of the Northwest Inc.	City of Kenmore	18120 68th Ave NE	Kenmore	WA	98011 425-398-8900
WA	Frontier Communications of the Northwest Inc.	City of Everett	2830 Wetmore Ave	Everett	WA	98028 425-257-8608
WA	Frontier Communications of the Northwest Inc.	City of Brier	2901 288th St. SW	Brier	WA	98201 425-775-5440
WA	Frontier Communications of the Northwest Inc.	City of Woodinville		Woodinville	WA	98036 425-489-2700
WA	Frontier Communications of the Northwest Inc.	Township of Woodway	17301 133rd Ave 23920 113th Place W.	Woodway	WA	98072 206-542-4443
WA	Frontier Communications of the Northwest Inc.	Snohomish County	3000 Rockefeller Ave M/S 407	Everett	WA	98020 425-388-3460
WA	Frontier Communications of the Northwest Inc.	City of Mukilteo	11930 Cyrus Way	Mukilteo	WA	98201 425-355-4141
WA	Frontier Communications of the Northwest Inc.	City of Redmond	15760 NE 85th St	Redmond	WA	98275 425-556-2439
WA	Frontier Communications of the Northwest Inc.	City of Mountlake Terrace	Admin Services Director 6100 219th Street SW, Suite 200	Mountlake Terrace	WA	98073 425-744-6208

WA	Frontier Communications of the Northwest Inc.	City of Shoreline	17500 Midvale Ave North		Shoreline	WA	206-801-2216
WA	Frontier Communications of the Northwest Inc.	City of Mill Creek	15728 Main Street		Mill Creek	WA	98133 425-745-1891
WA	Frontier Communications of the Northwest Inc.	City of Kirkland	123-5th Ave		Kirkland	WA	98012 425-587-3013
WA	Frontier Communications of the Northwest Inc.	City of Camas	PO Box 1055		Camas	WA	98033 360-834-6864
WA	Frontier Communications of the Northwest Inc.	City of Washougal	1701 C Street		Washougal	WA	98607 360-835-8501
MN	Frontier Communications of Minnesota, Inc.	City of Burnsville	100 Civic Center Parkway		Burnsville	MN	98671 952-895-4490
MN	Frontier Communications of Minnesota, Inc.	City of Lakeville	20195 Holyoke Avenue		Lakeville	MN	55337 952-985-4404
MN	Frontier Communications of Minnesota, Inc.	City of Apple Valley	7100 West 147 Street		Apple Valley	MN	55044 952-953-2506
MN	Frontier Communications of Minnesota, Inc.	City of Rosemount	2875 145th Street West		Rosemount	MN	55124 651-423-4411
MN	Frontier Communications of Minnesota, Inc.	City of Farmington	430 Third Street		Farmington	MN	55068-4997 651-280-6800
MN	Pending Applications	City of Cannon Falls	918 River Road		Cannon Falls	MN	55024 507-263-9300
MN	Citizens Telecommunications Company of Minnesota	City of Delano			Delano	MN	55009 763-972-0550
NY	Citizens Telecommunications Company of Minnesota	Town of Gates	234 2nd Street North	PO Box 108			55328
NY	Frontier Communications of Rochester, Inc.	Town of Perinton	1605 Buffalo Road		Rochester	NY	04624 585-247-6100
NY	Frontier Communications of Rochester, Inc.	Town of Brighton	1350 Turk Hill Road		Fairport	NY	14450 585-247-6100
NY	Frontier Communications of Rochester, Inc.		2300 Elmood Avenue		Rochester	NY	14618 585-784-5240

NY	Frontier Communications of Rochester, Inc.	Town of Greece	1 Vince Tofany Blvd.	Greece	NY	14612 585-225-2000
NY	Frontier Communications of New York, Inc.	Town/Village of East Rochester	317 Main Street	East Rochester	NY	14445 585-586-3553
NY	Frontier Communications of Rochester, Inc.	Town of Pittsford	11 S. Main Street	Pittsford	NY	14534 585-248-6210
NY	Frontier Communications of Rochester, Inc.	City of Rochester	30 Church Street	Rochester	NY	14614 585-428-5990
NY	Frontier Communications of New York, Inc.	Town of West Bloomfield	106 South Main Street	Naples	NY	14512 585-924-3311
NY	Frontier Communications of Rochester, Inc.	Town of Canandaigua	P.O. Box 535			
NY	Frontier Communications of Rochester, Inc.	Town of Naples				
NY	Frontier Communications of Rochester, Inc.	Village of Victor				
NY	Frontier Communications of Rochester, Inc.	Town of Farmington	60 East Main Street	Victor	NY	14564 585-924-3311
NY	Frontier Communications of Rochester, Inc.	Town of Victor				
NY	Frontier Communications of Rochester, Inc.	Town of Bristol	86 E. Main Street	Victor	NY	14564 585-742-5080
NY	Frontier Communications of New York, Inc.	City of Canadiagua				
NY	Frontier Communications of New York, Inc.	Village of Naples				
NY	Frontier Communications of New York, Inc.	Town of Blooming Grove				
NY	Frontier Communications of New York, Inc.	Village of Chester	6 Horton Road	Blooming Grove	NY	10914 845-496-1787
NY	Frontier Communications of New York, Inc.		PO Box 358			
NY	Citizens Telecommunications Company of New York, Inc. d/b/a Frontier Communications of New York	Town of Deerpark	47 Main Street	Chester	NY	10918 845-469-2388
NY	Frontier Communications of New York, Inc.	Town of Goshen	420 Route 209	Huguenot	NY	12746 845-856-2210 ext.2
NY	Frontier Communications of New York, Inc.	Village of Goshen	41 Webster Ave., 1st floor	Goshen	NY	845-294-6250 ext 237, 10924 222, or 221
NY	Frontier Communications of New York, Inc.		276 Main Street	Goshen	NY	10924 845-294-6750

NY	Frontier Communications of New York, Inc. Citizens	Village of Harriman	One Church Street	Harriman	NY	10950 845-346-4166
NY	Telecommunications of New York, Inc. d/b/a Frontier	City of Middletown	16 James Street	Middletown	NY	10940 845-346-4166
NY	Communications of New York, Inc. Frontier	Village of Monroe	7 Stage Road, Monroe, NY 10950	Monroe	NY	10950 845-782-8341
NY	Communications of New York, Inc. Citizens	Town of Montgomery	110 Bracken Road	Montgomery	NY	12549 845-457-2660
NY	Telecommunications of New York, Inc. d/b/a Frontier	City of Port Jervis	20 Hammond Street	Port Jervis	NY	12771 845-858-4000
NY	Communications of New York, Inc. Frontier	Village of Montgomery	133 Clinton Street	Montgomery	NY	12549 845-457-9661
NY	Communications of New York, Inc. Citizens	Town of New Windsor	555 Union Avenue	New Windsor	NY	12553 845-563-4611
NY	Telecommunications of New York, Inc. d/b/a Frontier	Village of Wurtsboro	PO Box 157	Wurtsboro	NY	12790 845-888-2522
	Communications of New York		7 Pennsylvania Avenue			

**MOUND CITY COUNCIL MINUTES
NOVEMBER 1, 2016**

The City Council of the City of Mound, Hennepin County, Minnesota, met in special session on Tuesday, November 1, 2016, at 6:30 p.m. in the council chambers of the Centennial Building.

Members present: Mayor Mark Wegscheid; Council Members Kelli Gillispie, Ray Salazar, and Jennifer Peterson

Members absent: Council Member Heidi Gesch

Others present: City Manager/Public Works Director Eric Hoversten, Community Development Director Sarah Smith, Public Works Superintendent Ray Hanson, Liquor Store Manager John Colotti, Fire Chief Greg Pederson, Finance Director/Clerk/Treasurer Catherine Pausche, Building Official Scott Qualle, Field Officer Stewart Simon, Quinn Pausche, Johanna Baden

1. Open meeting

Mayor Wegscheid called the meeting to order at 6:30 p.m.

2. Approve the agenda

Motion by Salazar, seconded by Peterson to approve the agenda. All voted in favor. Motion carried.

Council Member Gillispie arrived at 6:39 pm.

3. Review and Discussion of Suggested Changes to the City Code and Miscellaneous Policies

A. Chapter 30 - Burn Permits

Fire Chief Pederson said some changes are housekeeping in nature to update the City Code based on changes in the 2012 International Fire Code and 2015 Minnesota State Fire Code. In addition, Pederson said he is the fire warden appointed by the Department of Natural Resources to issue open burn permits. Pederson recommends limiting open burn permits to some exceptions which would result in residents only being allowed to have recreational fires. Pederson said demand in the past has been low and Spring Park and Minnetonka Beach also do not allow open burn permits because of problems that can result.

The Council members present agreed with the proposed changes.

B. Chapter 42, Nuisances as it relates to public nuisances affecting health, peace, and safety

Community Development Director Sarah Smith said the information in the packet reflects the feedback received at the July workshop and the proposed language is an attempt to make the information more user friendly and fill in gaps where they existed, including the enforcement process and cost recovery mechanisms. Efforts were also made to distinguish between nuisances and life safety issues that would require immediate abatement.

Mayor Wegscheid requested that a policy accompany the new language that requires the City Manager to notify the City Council members anytime a Right of Entry is executed. Building Official Scott Qualle noted that the language was taken from the building code and that if the resident refuses entry, a search warrant would be needed.

Salazar asked if the language in Section 3 (1-3) refers to public sidewalks only and Hoversten suggested adding clarifying language that says "not in the right of way." Qualle said the intent is to improve vision for drivers. On section 5, it was suggested to move "any wire which is strung less than 15 feet above the surface of the ground" to the beginning of the section to avoid confusion. Field Officer Stewart Simon highlighted some other changes and Mayor Wegscheid said No.2 on page 14 first paragraph should include "regardless of cost."

The Council members present agreed with the proposed changes as amended.

C. Chapter 129, Zoning as it relates to definitions and exterior storage

Stewart Simon said staff wishes to expand on the definitions of exterior storage in order to create classifications by type and make the language consistent with the terms used in the proposed language changes to Chapter 42 Nuisances. Simon said staff recommends repealing and replacing sections 129 - 314, with the new language specifically not allowing living in a trailer on the property.

Discussion ensued on the reasons for the stated setbacks and it was noted improved driveways are allowed a 1 foot setback. In addition, discussion ensued on whether putting a 24 month limit on inoperable vehicles invites procrastination and abuse and what other options are available to show progress and commitment to completing the vehicle restoration. Staff noted the challenge is similar to showing proof of progress on building permits. It was agreed that Staff would revisit the language and that the reference to 24 months would definitely be omitted.

Simon said(d)2 language was added similar to the fence ordinance language with regard to blocking views. Wegscheid noted that in subsection (e) he is concerned with all of the lawn maintenance businesses in town and the language needs to be more specific and allow for short-term storage vs. permanent storage. Simon said this was in response to asphalt paver equipment that creates odors. Wegscheid asked if that is more of a nuisance issue. Discussion ensued about what constitutes heavy equipment, particularly when it can be on the same trailer smaller equipment can be stored on. Simon suggested removing "bucket loader" from the definition and use skid loader instead. Staff was directed to revisit that language.

Discussion on recyclable materials ensued and Staff said it meant for extreme cases of hoarding.

Discussion ensued about subsection (g) Exterior storage of firewood that requires it be stored in an orderly fashion. Mayor Wegscheid questioned if the minimum inches off the ground needs to be specified and Smith said the issues is to prevent pests. It was agreed to change the language from 8" to 3.5" which is the equivalent of a 2 x 4. Wegscheid also questioned the setback and Staff said the intent was to prevent encroachment so the shed set-back was used. It was agreed to add "unless separated by a fence, then no closer than one foot" Also, a maximum height of 6 feet should be added, similar to the fence limit.

Smith noted that changes to the zoning ordinance requires Planning Commission review and a public hearing at the City Council.

D. Chapter 2 - Administration - Fines

Hoversten said Staff has decided not to pursue the administrative fines option as it is unclear whether or not cities have statutory authority and use of administrative fines may expose the city to lawsuits.

E. Chapter 14 - Animals as it relates to chickens

Smith noted that there was extensive analysis done in 2013-2014 to evaluate allowing chickens, bees, and alpacas that including looking at what other cities were doing and the LMC model. A wide range of approaches to "sustainability" have been undertaken by cities, including licensing, classes, setting limits on numbers of animals, mix of sexes, allowing only eggs and not reproduction, etc. Smith noted that a map showing Mound parcels by size of lot has been created since the last discussion and that only 10% of parcels had over 20,000 square feet, leaving the majority small lots with narrow set-backs.

Smith said the amount of lakeshore with larger set-backs and the fact that people tend to build to the maximum allowed hardcover adds to the complexity and reduces the areas available for chickens. Smith said Mound is 90% developed with no properties zoned for agriculture.

Field Officer Stewart Simon also noted that in 2015 there was the Bird Flu epidemic and Hennepin County Emergency Management wanted counts of backyard flocks. In addition, Simon said there was a complaint of errant chickens on the island and he discovered 11 chickens and a coop right on the property line so there are cases where tensions can increase among neighbors. Salazar asked if chickens draw predatory animals and Staff confirmed we already deal with coyotes.

Peterson said she appreciated the discussion but that she understood the obstacles and hopes that Gale Woods will create an option for families to have the experience. Wegscheid said he knows there are people who are passionate about it, but that most people he talks do don't support it.

The Council members present agreed that no additional analysis was necessary.

F. Chapter 18 - Cemeteries

Pausche said Chapter 18 was cleaned up last year, but that clarifying language is still needed when it comes to marker sizes and inscriptions. Pausche said the language is similar to Our Lady of the Lake's procedures and Public Works signed off on it.

The Council members present agreed with the proposed changes.

G. FIN OXX - Public Gathering Permit Fees

Pausche gave background on previous discussion and analysis related to public gathering permits and fees and said that things seem to have been working well now that reduced or waived fees are approved by Council resolution. Pausche said each event is unique and that it would be extremely difficult to develop an a-la-carte menu with associated costs for additional services. Therefore, Pausche said staff suggests creating two categories of fees based on the location of the event, with the larger, more popular sites having a fee of \$300 and the smaller, neighborhood parks having a fee of \$50 with a limit on the maximum number of participants. In addition, Pausche suggested increasing the number of participants requiring a public gathering permit from 15 to 25 and not permitting public gatherings on commons, just in parks. Pausche said Staff will continue to refine the Special Event Checklist that also covers events on private lands.

The Council members present agreed with the proposed changes.

H. FIN OXX - Liquor Store Donations Policy

Liquor Store Manager John Colotti said that in the past, he has primarily given in-store promotional items from distributors when asked to make donations to silent auctions and fundraisers, with the exception of the Rotary where he allowed them to purchase gift cards at a discount. Minnesota Statute limits a city's ability to give away public funds and requires a contract for services to be in place that defines the public benefit. In addition, the Council passes a resolution to accept all monetary and in-kind donations each year, of which the in-store donations have not been included. Pausche said advertising activities are permitted, but must not be used as a method to disguise a donation.

Hoversten said the challenge includes the implied endorsement if resources are given and the struggle to fairly distribute them among the many organizations and initiatives in the area.

The Spirit of the Lakes "sponsorship" was discussed but it was noted that there is a contract for services in place and no product is donated. Colotti said the major contribution is Staff's time commitment to manage the beer garden and tastings. Pausche said the festival is the exception because many city services are being donated and it is clearly spelled out in the contract.

Gillespie said she feels sponsorships should be permitted. Wegscheid said he agreed with Hoversten that it is difficult to determine which groups should be supported but there definitely has to be obvious community benefit. The Council Members agreed that promotional items were acceptable to re-gift. Qualle suggested using the promotional items for just in-store promotions and basically not giving anything away. Wegscheid noted the City is in a retail business and has to compete with the private sector within the limits of the law.

Discussion continued on sponsorships and what is technically advertising. Mayor Wegscheid said print advertising should be considered advertising. Pausche suggested requiring it to be available to a large, local audience.

It was agreed that the Liquor Store Manager should receive all requests in writing and use his judgment to determine which advertising opportunities give the most bang for the buck, print or otherwise. Re-gifted promotional items should be used for local organizations and the liquor store is under no obligation to provide. It was agreed that private fundraisers should not be eligible and in no case should product that can be sold or gift certificates be given in order to comply with statute.

I. FIN OXX - Official Website Policies

Pausche said the city often receives requests to put links on the city's website and Staff recommends limiting links to local public utility providers or non-profit entities with a physical presence in the area who provide services to area residents. Hoversten noted the Facebook page for Mound is not endorsed or managed by the city but is managed by a Parks Commissioner. Pausche noted staff is working on updating the content of the website.

The Council members present agreed with the proposed changes.

J. FIN OXX - Utility Billing for non-homestead properties

Pausche gave background on the issues related to rental property utility bills and recommended that the primary account holder be the property owner with the option to send a copy to the renter. Pausche said the benefits include more accountability and concern about usage and payments since property owners are ultimately responsible anyway. Pausche said staff will work with owners on how to allocate quarterly bills if there is a change in renters. Pausche recommended changing the move-in fee from \$10 to \$50 as there is administrative time spent to create the final read/bill and special assessment search. Pausche said it may be mandated on a go-forward basis and then clean up of existing accounts. Staff will be sure to provide education and best practices.

The Council members present agreed with the proposed changes.

4. 2017 CIP update and utility rate projections, fee schedule

A. CIP and utility rates

Pausche noted that the CIP and 2017 rate increases were included in the preliminary budget and that this exercise was an attempt to estimate rates for 2018 - 2021 based on the updated CIP from the engineers. Pausche emphasized that bond issues will begin to mature and that she expects 2017 to be the last year for street improvement G.O. bonds which should give the City some flexibility in managing levy and utility rate increases. Pausche estimated minimum rate increases of 6% for water and sewer and 2% for storm water, assuming reasonable inflation, expenditures on equipment, and level Met Council Wastewater Treatment charges. Hoversten said Met Council projects 5 - 6% increases and the city is adding meters at critical lift stations in order to be able to measure inflow and infiltration and flows from neighboring cities.

Pausche clarified this was provided as informational purposes and that the Council is not approving the CIP or proposed rate increases for 2018 - 2021.

B. 2017 Fee Schedule

1. Contract for building inspections

Pausche said the fee schedule will be approved with the final budget and a draft of changes have been included with the packet. Pausche said she will be adding fees for the new types of liquor licenses.

Pausche said staff reviewed a request for an increase in the share of building inspection fees from MNSpect and noted that the percentage share and permit fees have not changed since we contracted with MNSpect in 2005. Hoversten said he does not feel 50/50 is representative of actual time as MNSpect has more responsibility in plan reviews. In addition, Hoversten said MNSpect is rolling out a permit tracking system that should provide additional relief for City staff and noted that the permit fees for the residents and contractors are not changing.

Mayor Wegscheid said that since MNSpect is moving to the permit tracking software he is no longer proposing to move electrical permits back to the state. Wegscheid said since staff is proposing to review permit fees down the road, he does not think we should change the percentage before that review is complete. In addition, Wegscheid said he felt the software should be provided and it should not be for the City to fund. Peterson asked for Pausche's opinion. Pausche said she is not involved in the permitting process and she relied on Hoversten and Smith's input as to what is an accurate percentage split of fees. Pausche noted that the other professional service contracts have had inflationary adjustments and that MNSpect assumed all of the risk for lower permit volumes during the recession. Pausche said she feels these factors outweigh the investments in technology and change in the percentage split is justified. Pausche said she does not think the current permit fees will change and noted MNSpect agreed to change maintenance permits to a flat fee from

valuation based, which was a voluntary loss in revenue. Qualle also noted the valuations are tiered, so inflation has less of an impact because the majority of the permit fees are obtained in the lower tiers.

Wegscheid said he would like to keep the contract as is for 2017 since the City had the option to sign a three year agreement last year and elected to make it a one year. Wegscheid said the Council can review the technology improvements in both saved staff time and customer experience and evaluate the percentage split for 2018 and beyond. It was agreed the market study on permit fees is not necessary at this time. Qualle said he would not recommend increasing fees either. Smith thanked MNSpect for the quick, expedient service, particularly when additional effort is needed and said the City benefits from MNSpects ability to bring in additional resources versus the City having a single building official.

C. Review of 2017 Preliminary Budget

Pausche said the preliminary budget packet issued in August contained information on the proposed 2017 utility rate increases of 8.5% for water and 9.5% for sewer and all others remaining the same. In addition, the General Fund Levy was certified at a 3% decrease with an overall levy increase of 0.54%. Pausche said a few changes are anticipated for the final budget, none of which would impact the recommendations for revenue increases. Pausche did note that the union contract expires this year and negotiations will begin in December. Pausche noted the City is moving to the small employer health insurance market for 2017. Pausche said schedules will be included summarizing equipment replacement plans, conferences and training, and contract information.

5. Adjourn

MOTION by Gillispie, seconded by Salazar, to adjourn at 9:43 p.m. All voted in favor. Motion carried.

Mayor Mark Wegscheid

Attest: Catherine Pausche, Clerk

CITY OF MOUND
CASH & INVESTMENT REPORTING
2016

FUND BALANCES	DESCRIPTION	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
101	General Fund	2,114,640	1,947,583	1,727,024	1,588,577	1,456,439	1,520,411	2,177,844	1,851,356	1,617,156			
222	Area Fire Services	525,377	488,950	482,810	464,477	361,086	442,252	442,978	426,211	538,056			
281	Docks	425,720	519,127	562,982	561,244	565,383	565,233	564,030	563,545	563,019			
285	Transit District Maintenance	(4,725)	(6,024)	(44,652)	(49,166)	(51,965)	(37,005)	(38,659)	(40,132)	(45,326)			
310	GO Improvement - 2013A	374,894	374,744	374,434	382,934	382,934	432,934	466,842	466,842	466,842			
311	GO Improvement - 2014A	153,214	153,214	160,682	160,682	162,083	183,714	197,397	199,522	198,522			
312	GO Improvement - 2015A	230,031	232,934	234,715	235,977	239,212	387,127	386,365	387,843	390,847			
350	GO Taxable - 2006	51,020	50,570	77,497	77,497	77,497	159,347	119,997	119,997	119,997			
355	GO Tax Increment - Metroplains	567,453	440,086	438,071	438,071	438,071	460,571	740,092	611,949	611,407			
362	GO Improvement - 2008B	192,995	192,545	192,235	194,321	194,321	235,364	239,222	243,630	246,758			
363	GO Improvement - 2009A	81,481	81,030	83,519	89,787	89,787	200,168	207,884	210,465	210,465			
364	GO Improvement - 2011B	301,096	307,453	307,143	310,122	313,101	412,255	419,999	429,001	440,844			
365	GO Improvement - 2012A	619,246	625,515	625,205	629,484	642,541	672,365	711,204	720,020	728,747			
368	GO Refunding - 2014B	235,541	235,805	235,495	236,323	236,323	274,237	285,319	287,554	288,596			
370	GO Refunding - 2011A	(79,484)	(79,484)	(79,794)	(79,794)	(79,794)	96,093	100,352	100,352	100,352			
371	GO Refunding - 2012B	(90,491)	(67,063)	(43,815)	(20,236)	3,342	201,420	202,585	226,163	249,742			
375	GO Tax Increment - Mound Harbor	22,027	22,027	20,974	20,974	20,974	120,974	85,034	85,034	84,991			
401	Capital Projects	3,013,007	2,768,369	2,768,210	2,687,273	1,893,267	2,215,407	2,251,566	2,001,398	1,147,768			
402	SA Construction	417,846	438,071	438,071	436,524	436,370	435,908	456,663	456,278	456,047			
427	Coating	11,401	11,401	11,401	11,324	9,795	6,412	76,703	15,665	13,782			
475	IF 1-3 Mound Harbor	(11,263)	(11,263)	(11,263)	(11,263)	(11,263)	(14,353)	(15,618)	(15,618)	(15,618)			
601	Water Utility	(129,451)	(43,834)	28,361	87,622	157,223	222,670	217,334	311,054	413,962			
602	Sewer Utility	(82,904)	(175,820)	(122,428)	(121,399)	(103,256)	(84,484)	(248,757)	(253,314)	(258,497)			
609	Liquor Store	131,942	95,118	92,858	83,859	146,898	116,622	113,488	163,926	165,775			
670	Recycling Utility	107,814	123,554	111,482	110,745	109,278	125,087	125,030	124,323	140,854			
675	Storm Water Utility	54,238	85,717	126,767	164,392	193,209	229,542	199,933	247,635	284,306			
884	Investments	(8,626,183)	(8,476,853)	(8,474,590)	(8,450,254)	(7,550,871)	(9,276,724)	(10,149,900)	(9,560,489)	(8,886,352)			
TOTALS		606,482	331,472	323,393	240,097	331,988	303,547	334,927	380,210	274,042			
INVESTMENT BALANCES													
884	Wells Fargo - Savings	8,366,191	6,982,148	4,756,801	4,732,382	3,832,935	5,558,493	6,428,961	5,839,113	5,164,250			
884	Wells Fargo - Brokered CDs		1,235,001	3,458,575	3,459,085	3,459,511	3,461,152	3,461,291	3,461,849	3,465,427			
884	PMA Network - Money Market	261,647	261,678	261,709	261,742	261,781	261,824	261,866	261,909	261,965			
TOTALS		8,627,838	8,478,827	8,477,085	8,453,209	7,554,227	9,281,469	10,152,118	9,562,871	8,891,642			

CITY OF MOUND
EXPENSES - BUDGET REPORTING
SEPTEMBER 2016

Percentage of Budget 75.00%

FUND	BUDGET	SEPTEMBER 2016 EXPENSE	YTD EXPENSE	VARIANCE	PERCENT EXPENDED	JUL	AUG	SEP
GENERAL FUND								
Council	78,529	10,696	53,610	24,919	68.27%	9,852	3,492	10,696
Promotions	69,500	-	31,500	38,000	45.32%	-	-	-
City Manager / City Clerk	192,254	17,398	129,792	62,462	67.51%	20,839	11,695	17,398
Elections	12,100	76	6,568	5,532	54.28%	27	4,475	76
Finance	420,967	49,503	329,070	91,897	78.17%	35,615	33,311	49,503
Assessing	112,150	-	110,644	1,506	98.66%	-	-	-
Legal	100,510	3,993	55,956	44,554	55.67%	19,167	1,112	3,993
Centennial Building	68,000	5,948	37,434	30,566	55.05%	3,363	1,382	5,948
City Hall - Wilshire	77,000	5,508	50,791	26,209	65.96%	5,575	3,028	5,508
Computer	51,600	2,845	31,767	19,833	61.56%	3,478	13,225	2,845
Police	1,679,644	1,514	1,678,305	1,339	99.92%	4,700	282	1,514
Emergency Preparedness	57,496	2,408	58,227	(731)	101.27%	4,005	8,158	2,408
Planning & Inspections	403,994	43,283	305,603	98,391	75.65%	31,375	34,261	43,283
Streets	969,112	65,866	758,017	211,095	78.22%	81,058	290,449	65,866
Parks	496,262	33,205	370,091	126,171	74.58%	62,751	34,092	33,205
Cemetery	2,300	-	65	2,235	2.83%	-	65	-
Answers	476,800	33,067	377,603	99,197	79.20%	113,067	33,067	33,067
able TV	50,000	-	21,297	28,703	42.59%	-	10,629	-
ntingency	30,000	4,037	7,871	22,129	26.24%	1,851	1,818	4,037
TOTALS	5,348,218	279,347	4,414,211	934,007	82.54%	396,723	484,541	279,347

OTHER FUNDS

Area Fire Services	1,970,004	118,140	914,200	1,055,804	46.41%	91,080	75,970	118,140
Docks	232,272	1,786	32,947	199,325	14.18%	2,356	1,510	1,786
Transit District Maintenance	50,700	5,193	28,449	22,251	56.11%	1,654	1,473	5,193
Capital Projects	-	853,630	2,472,157	(2,472,157)	n/a	339,090	244,033	853,630
MSA Construction	-	231	3,395	(3,395)	n/a	231	385	231
Sealcoating	-	1,883	77,619	(77,619)	n/a	9,708	61,038	1,883
TIF 1-2 - Metroplains	-	-	-	-	n/a	-	-	-
TIF 1-3 - Mound Harbor	-	-	4,355	(4,355)	n/a	1,265	-	-
Water Utility	2,086,876	115,765	1,530,118	556,758	73.32% *	360,438	111,759	115,765
Sewer Utility	2,240,241	223,362	1,921,580	318,661	85.78% *	363,956	204,730	223,362
Liquor Store	630,658	53,222	433,359	197,299	68.72% *	54,694	40,430	53,222
Recycling Utility	183,191	14,107	127,046	56,145	69.35% *	13,990	13,984	14,107
Storm Water Utility	498,427	21,128	321,682	176,745	64.54% *	87,382	22,492	21,128
Indian Knoll Public Housing	326,595	19,470	208,748	117,847	63.92% *	20,268	15,685	19,470

* Some Enterprise Fund expenses still need to be capitalized which will reduce overall expenditures for year.

CITY OF MOUND
REVENUE - BUDGET REPORTING
SEPTEMBER 2016

75.00%

FUND	BUDGET	SEPTEMBER 2016 REVENUE	YTD REVENUE	VARIANCE	PERCENT RECEIVED	JUL	AUG	SEP
GENERAL FUND								
Property Taxes	3,648,420	-	1,892,337	1,756,083	51.87%	664,430	293	-
Business Licenses & Permits	26,250	1,275	27,475	(1,225)	104.67%	300	700	1,275
Non-Business Licenses & Permits	154,000	31,641	178,898	(24,898)	116.17%	22,734	25,004	31,641
Intergovernmental	400,471	-	230,236	170,235	57.49%	200,236	-	-
Charges for Services	207,416	20,660	187,152	20,264	90.23%	19,616	23,392	20,660
City Hall Rent	35,000	4,692	30,613	4,387	87.47%	1,596	4,513	4,692
Fines & Forfeitures	58,000	2,628	25,198	32,802	43.44%	3,586	3,586	2,628
Special Assessments	15,000	390	10,332	4,668	68.88%	9,882	-	390
Street Lighting Fees	77,000	6,980	62,325	14,675	80.94%	6,741	7,081	6,980
Franchise Fees	406,000	10,521	225,602	180,398	55.57%	81,432	10,505	10,521
Transfers	57,500	-	7,406	50,094	12.88%	3,439	-	-
Miscellaneous	140,850	1,905	275,874	(135,024)	195.86%	15,084	66,812	1,905
TOTALS	5,225,907	80,692	3,153,448	2,072,459	60.34%	1,029,076	141,886	80,692

OTHER FUNDS

Area Fire Services	1,970,004	219,429	971,395	998,609	49.31%	80,901	47,967	219,429
Books	214,822	1,360	208,702	6,120 *	97.15%	1,153	945	1,360
Consolidated Maintenance	33,308	-	16,654	16,654	50.00%	-	-	-
Water Utility	1,901,156	176,241	1,558,139	343,017	81.96%	307,767	175,477	176,241
Power Utility	1,954,411	183,984	1,550,878	403,533	79.35%	168,541	182,000	183,984
Liquor Store	3,025,000	260,394	2,225,971	799,029	73.59%	331,052	269,610	260,394
Recycling Utility	199,700	31,755	170,687	29,013	85.47%	14,849	15,719	31,755
Storm Water Utility	508,133	44,997	420,867	87,266	82.83%	43,878	60,615	44,997
Indian Knoll Public Housing	272,000	21,681	234,417	37,583	86.18%	21,315	21,615	21,681
Investments	-	3,771	13,460	(13,460)	n/a	648	753	3,771

* Will transfer excess Lost Lake slip revenue to debt service

**PARKS AND OPEN SPACE COMMISSION MEETING MINUTES
JUNE 9, 2016**

The Mound Parks and Open Spaces Commission met on Thursday, June 9, 2016, at 7:00 p.m. in the council chambers of the Centennial Building.

Present: Chair Travis Mills, Commissioners Derek Goddard, Shawn Seiler and Linda Cordie
Absent: Council Representative Heidi Gesch
Others Present: City Manager and Director of Public Works Eric Hoversten, Parks Worker Gavin Ball
Public Present: Steve and Dawn Audette, Mike Klauda

1. Call to Order

The meeting was called to order at 7:01 p.m.

2. Roll Call

3. Approval of Agenda

MOTION by Goddard, seconded by Seiler, to approve the agenda. All voted in favor. Motion carried.

4. Approval of May 12, 2016, Minutes

MOTION by Mills, seconded by Seiler, to approve minutes of May 12, 2016 regular meeting. All voted in favor. Motion carried.

5. Comments and Suggestions from Citizens Present:

Steve Audette, 3146 Highland, both he and his wife play tennis but they play at the high school. Those courts are great and they haven't had a problem getting on.

Adjacent to Audette's house is a City of Mound green space. Audette has two ideas to improve the park so more residents use the space; 1) when City of Mound cuts the grass, would like the workers to leave a buffer from water to grass of 5 to 10 feet of a shoreline buffer. This would help to keep geese out. 2) Audette wants to plant some plants that are recommended by Minnehaha Creek Watershed along the shoreline in the buffer area. Audette and the neighbors are looking for money to get the seeds. Audette would like to sign up for Adopt A Green Space.

Cordie stated that Natural Shore Restoration in Long Lake has lots of plants that would fit the purpose of this park. Hoversten says Highland End was not on the "first-cut" list for waterside restoration because it is huge and would take city funds that are not currently available for this. Hoversten would also like to have the waterside garden visible to a lot of traffic and Highland End park is pretty remote and tucked away where not many people see it. Hoversten has picked Carlson Park to use as the waterside park repair example.

Mills suggested to Audette that he apply for a watershed district grant to obtain the money for the waterside restoration project at Highland End. This requires a public lands permit from the city, which would then be taken to the watershed district in the application process.

Hoversten stated that the watershed district is currently looking for 75%/25% opportunities. This means the watershed would provide 75% of the costs for the project, the citizen providing the other 25%.

In the meantime, Hoversten says the Mound parks department can certainly leave the buffer strip at the water's edge.

MOTION by Mills, seconded by Cordie, to allow a 15' buffer strip in Highland End Park. All voted in favor. Motion carried.

Mike Klauda, 4991 Sparrow Road, is Mills' neighbor. Klauda would like to know the plan for Crescent Park, near his house. Hoversten says the amenity to Crescent Park is its access to the trail down to the water. This park has been used as a staging area for the recent lift station project. The contractor for that project has money included in the budget for restoration of Crescent Park. Hoversten would like the park to be dry seeded with waterside meadows and prairie grasses, allowing the area to come up in a naturally low maintenance, waterside meadow. Hoversten says this can be done with the money that was already set aside by the recent lift station and street projects. The city crews have already cleared away dead scrub and buckthorn to leave a view. Hoversten would like to put in some benches to look out to the water.

Seiler commented that the lift stations are not the most "natural" looking things for the park. Is there any way they can be fenced off? Hoversten commented that these lift stations need to be accessible by trucks on the back side. Mills asked if natural plants can be put on the back side of the building. Hoversten says this is being done now but any improvements would come out of the sewer budget.

6. Preliminary Budget Discussion

Hoversten presented overview of budget guidelines for POSC. Parks are funded out of general obligation funds, which are financed through tax levies and bonding. Some of the parks' revenue comes from park dedication fees received from lot subdivisions.

Hoversten believes parks have been underfunded in the past. Mills asked about bringing the tennis court grants to the council. Hoversten stated that the United States Tennis Assn grant comes with a matching portion. The Hennepin County Youth Sports grant does not ask for matching funds, which would be easier to bring to the council for approval.

Seiler questioned whether or not using the grant money for the tennis court upgrade was a wise use of the money. Mills says he thinks that people would like the court and at some point, the city will need to either fix it or upgrade it anyway.

Hoversten summarized and asked the commission if there was other input for the list of budgetary items he brought forward.

Mills asked about the long-term plans for Surfside park. Hoversten says the things that are in place right now will most likely stay as-is. Play structure needs to be replaced, but that is on the list. Not a lot of parking available. Work is being done on grading at boat launch area.

Open space area should probably be kept as is.

Mills suggested the USTA grant matching funds be crossed off the list. Mills thinks the commission should apply for the Hennepin County Youth Sports grant instead. Mills will work with Jeff Peterson from the Westonka School District to write that grant. Goddard thinks the commission should still pursue the USTA grant.

MOTION by Mills, seconded by Seiler, to provide instruction to staff to use the budget document provided by Hoversten with the amendment to change the tennis court item to reflect \$15,000 to tear out or serve as matching funds that the Parks commission would recover. All voted in favor. Motion carried.

7. Reports

City Council Representative

none offered

Commissioner Comments -

Goddard will not renew as commissioner and will serve until end of 2016.

Seiler stated that he had presented to the City Council the idea of starting a City of Mound Facebook page. The council denied his request. Seiler then tried to contact the Westonka Community and Commerce (WCC) about posting Mound city events to the WCC Facebook page. WCC did not return his calls. As a result, Seiler started a citizens Facebook page - City of Mound Events & Happenings. This is an open forum allowing people to post local events.

Cordie went to the City of Mound website to find the Adopt A Green Space application and was frustrated by how many clicks she had to do to get to the application. Hoversten mentioned that the city will seek budget money to solicit a new webpage at some point in the future.

8. Adjourn

MOTION by Cordie, seconded by Mills, to adjourn at 8:28 p.m. All voted in favor. Motion carried.

Submitted by: Mary Mackres

MINUTES
MOUND ADVISORY PLANNING COMMISSION
OCTOBER 4, 2016

Chair Penner called the meeting to order at 7:00 pm.

ROLL CALL

Members present: Chair Cindy Penner; Commissioners Jason Baker, Jeffrey Bergquist, David Goode, Doug Gawtry, and Jennifer Peterson. Members absent: Jameson Smieja. Staff present: Community Development Director Sarah Smith and Secretary Jill Norlander.

Members of the public: Tom McDougall, 5239 Washburn Ave S, Minneapolis; Lisa Sheplee, 2933 Dickens La; Joan Reno, 2939 Dickens La; Rick & Sherri Bode, 2936 Westedge Blvd; Tom Penn, 5200 Maywood Rd (Sojourn); Kari Johnson, 5200 Maywood Rd (Sojourn).

APPROVAL OF MEETING AGENDA

MOTION by Baker, second by Goode, to approve the agenda as presented. **MOTION** carried unanimously.

REVIEW AND ACTION ON SEPTEMBER 6, 2016 MEETING MINUTES

MOTION by Goode, second by Baker, to approve the September 6, 2016 meeting minutes as written. **MOTION** carried unanimously.

BOARD OF APPEALS

Planning Case No. 16-31
4804-4820 Northern Road

Variance
Applicant: Tom McDougall, McDougall Investments LLC

Smith introduced the request. The applicant is requesting variance approval to allow for construction of 2 accessory garages and undertake site modifications. The project includes removal of an existing detached garage, redesign and replacement of the existing driveways and parking areas, new sidewalks, landscaping alterations and tree planting. No changes to the existing apartment buildings are included in this request. The project will reduce hardcover on the site.

The requested variances include:

- The west garage does not meet the required 20-foot distance from the garage doors to the lot line.
- The proposed driveway/parking areas will be located within 10 feet of the existing apartment building.
- Two of the proposed driveways do not meet the required 25 foot width of the R-3 district regulations.
- The proposed driveway/outdoor parking areas will be located within 20 feet of the ROW and within 10 feet of adjacent property lines as required by the R-3 regulations.

- A variance from the parking requirement for 2 ½ spaces per unit, 1 of which must be indoors.
- A variance from required concrete material for walkways to allow use of a pervious paver product.
- Variance from the code provisions regarding plantings/landscaping along property lines.

Staff has recommended approval of the variances with conditions and findings of fact as outlined in the planning report.

Tom McDougall, 5239 Washburn Ave S, Minneapolis, stated that his proposal is based on a desire to improve aesthetics, functionality, run-off, and impervious area.

MOTION by Goode, second by Gawtry, to recommend approval subject to findings of fact and conditions as outlined by staff. **MOTION** passed unanimously.

Planning Case No. 16-32
5200 Maywood Road

Conditional Use Permit
Applicant: Tom Penn, Sojourn Adult Services LLC

Smith introduced the Conditional Use Permit revision to increase client capacity from 40 to 50, increase staff size, and an increase of traffic by 2 to 3 vehicles between 7:30 am and 9:30 am and between 2:30 pm and 4:30 pm.

In 2010, a conditional use permit was approved to operate adult day care on the property for 30 clients. In 2011, the CUP was amended to allow 40 clients. In addition, a parking agreement was approved between Sojourn and St. John's Lutheran Church.

Baker asked if Sojourn has the entire building. Smith indicated that other offices are on the second floor and Sojourn is on the main level.

Tom Penn, Sojourn, said that the request is based on the high demand for the service they provide. They turn down clients every day. Sojourn has been in business for 34 years and here in Mound for 8 years. About 30-35% of the clients come from Mound.

MOTION by Gawtry, second by Bergquist, to recommend approval with staff recommendations and findings of fact. **MOTION** passed unanimously.

Planning Case No. 16-34
2936 Westedge Boulevard

Variance
Applicant: Rick and Sherri Bode

Smith introduced the variance request to allow the construction of a 30' x 30' two-story addition on the southern side of their existing home. The proposed addition would include a main level garage with additional living space on the second level. The existing lot of record is a corner lot, with frontage on the northeast corner of improved Westedge Boulevard and unimproved Mound Avenue. The variance request is to allow an 8-foot setback from the unimproved Mound Avenue, which is a 2-foot variance.

Rick Bode, 2936 Westedge Blvd, said they are currently living in a 2-bedroom house with 4 children.

Joan Reno, 2939 Dickens La, wants to know when the project would begin. Mr. Bode wants to start as soon as the variance is approved and be finished in 6 months. Ms. Reno also asked about dumpster location. Mr. Bode said that the dumpster was gone.

Lisa Shepley 2933 Dickens Lane, thought the project was a great project for a good neighbor.

MOTION by Gawtry, second by Goode, to recommend approval with conditions and findings.
MOTION passed unanimously.

OLD/NEW BUSINESS

A. Staff/Council Liaison Update

- Bluebird variance was approved by City Council
- Council will be taking a look at the parks

B. Next meeting date – Tuesday, October 18, 2016, 7:00 pm

MOTION by Goode, second by Bergquist, to recommend approval of the special meeting on October 18, 2016 at 7 pm, cancel the November 1, 2016 meeting and establish a special meeting on November 15, 2016. **MOTION** passed unanimously.

C. 2016 Planning Commission term expirations – Gawtry / Stone / Smieja

Letters have been sent. The Planning Commission has 3 vacancies. Interviews are scheduled for December 6, 2016.

ADJOURNMENT

MOTION by Penner, second by Goode, to adjourn at 7:52 pm. **MOTION** carried unanimously.

Submitted by Jill Norlander