

May 2000 PPERRIA Newsletter

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Editor's Note: To add any news or info to the next newsletter, contact me at 331-8396 and either E-mail me at

andym@mr.net or provide content on floppy disk using nearly any Mac, UNIX or Wintel text format. - Andy Mickel

Note from the President

Dear PPERRIA members and PPERR neighbors,

May's meeting returns to the regular business of PPERRIA. Action items include adopting a PPERRIA position on the permit sought by Pechiney Plastics (formerly American National Can) from the MPCA as well as a procedure for action when a party house is disturbing the neighborhood. Information items include presentations by the University and Brighton Development on the Bedford Street Townhomes. Everyone is welcome.

Thanks, Steve Cross

PPERRIA Membership Meeting Notice and Agenda

Our May PPERRIA Meeting is Monday, the 22nd, 7 - 9 p.m.

at the Prospect Park United Methodist Church (ground floor) SE Malcolm @ SE Orlin Aves.

1. Introductions. 2. Approve minutes from last meeting. 3. Presentations/Informational items.

4. Motions for Consideration:

Decision	Conditional air pollution permit for the Pechiney Packaging.
Decision	Adopt procedure for action when a party house is a disturbance

5. New/Old Business. 6. Adjourn.

Minutes of April 24 PPERRIA Annual Meeting - Dan Patenaude

1. The 4/24/2000 Prospect Park East River Road Improvement Association Inc. (PPERRIA) Annual meeting was called to order by Steve Cross, PPERRIA President, at 7 PM at the Prospect Park United Methodist church (PPUMC), Malcolm/Orlin SE. A quorum of the Board of Directors (BOD) was present. Motion made, seconded and passed without noes: "To accept the agenda as available at this meeting." Item 6, ratification of bylaws as previously adopted by the Board, was moved to follow Item 7, Prospect Park Choir, and Item 8, slide presentation. There were no other additions and/or corrections.

2. Officer Jabra Kawas, Minneapolis Police SE Community Crime Prevention/Safety for Everyone Team, provided copies of Prospect Park CODEFOR crimes 2/1999 and 2/2000. Burglary/larceny and auto theft are the crimes of this neighborhood. An increase in burglary in 2/2000 was due to one individual who has since been arrested and sentenced to prison time. The police department is increasing its training on graffiti, a livability issue. At the next PPERRIA meeting there will be available post cards that can be used to report graffiti. Also there will be further information about the removal of graffiti by individuals on property other than their own.

3. Motion made, seconded and passed without noes: "To accept as amended the minutes of the 3/27/2000 PPERRIA Board of Directors/Membership/Neighborhood (B/M/N) meeting as published in the 4/2000 PPERRIA Newsletter. Motion, made seconded and passed on a close voice vote: "To delete the second paragraph of Item 7, 'Mr. Atherton's statements...answered 'absurd.' " Mr. Atherton indicated "that he never said these things." No debate was offered on the motion. See attached "Decorum in Debate-Questioning Motives" information sheet available at the meeting.

4. Susan Larson-Fleming, PPERRIA Nominating Chair, presented the report of the committee. Nominated for 2000/2001 PPERRIA Board of Directors (BOD) were: Jane Burnam/Steve Banks, Cindy Davis, Travis Emdin, Susan/Jeff Gottlieb, Allison/Yasuhiko Katagiri, Jan/Tom Kilton, Florence/Walter Littman, Bill Seeley, Vera Marshall, Cheryl Vollhaber/Andy Mickel, Janice Novuk, Mary/Ralph Rapson, Susan Thrash/Joe Ring, Dave Anderson, Kathy Dahl, Ann/John Haley, Phil Anderson, Elizabeth/Paul Zerby, Peter LaSha and Eleanor/David Brown. Nominated for the open 1999/2000 BOD position was Shirley Davis. A ballot with the above nominees plus lines for write-ins and/or nominated-at-this-meeting candidates, was issued to each PPERRIA member as they signed the evening's attendance roster. One can vote for up to twenty (20) 2000/2001 candidates and one 1999/2000 candidate. Ballots with votes above these numbers will be not counted. Four tellers were appointed and they collected the ballots and later in the meeting will announce the results. Also recommended were individuals for PPERRIA officers and membership on the PPERRIA Executive Committee. PPERRIA By-laws require that these be accepted by the PPERRIA Board of Directors, who will meet immediately after the adjournment of this Annual Meeting. Steve Cross, President; Dave Anderson, Treasurer; Dan Patenaude, Secretary; Past President, Alison Katagiri and Vice Presidents: Andy Mickel, Karen Murdock, Steve Banks, Pam Wollum, Harrison Nelson, Cheryl Vollhaber and Florence Littman.

5. Announcements made were:

- 1) Copies of committee reports were available at the sign in table;
- 2) Lois Willand circulated a sign-up sheet for those interested in helping with the two concerts this summer (378-9697);
- 3) Tom Kilton circulated a sign-up sheet for those interested in helping at the neighborhood clean up and sale on 5/20/2000 (339-3064);
- 4) Susan Larson-Fleming circulated a sign-up sheet for those interested in helping at the Pratt Ice Cream Social on 6/2/2000 (331-8819). She also reported that starting Fall 2000 there will be public school again at Pratt;
- 5) Cheryl Vollhaber circulated a sign-up sheet for those interested in helping with the 6th Annual Neighborhood Garden Walk (379-7234); and

6) Pam Wollen reported that the two Weyerhaeuser blocks on Emerald in St. Paul are being considered for development. Much more on this as things develop.

7/8. The Prospect Park Choir presented a concert of songs and Bob Roscoe presented his slide presentation of housing styles in Prospect Park.

6. Motion made, seconded and defeated on division (37 yes 41 no): "To table the proposed revision of the PPERRIA By-laws."

Motion made, seconded and passed on division (45 yes 36 no): "To call for a three part division of voting (Voting, Amending and all else). Motion made, seconded and passed with some noes: "To suspend debate until the Prospect Park Choir has sung and the neighborhood resident slide presentation completed."

A call for a vote division was ruled out of order in that the call occurred after the results had been announced.

Motion made, seconded and passed on division (40 yes 32 no) "To approve the by-law voting revisions."

Motion made, seconded and passed on division (39 yes 34 no): "To approve the by-law amending revisions."

Motion made, seconded and passed with some noes: "To approve all the rest of the by-law revisions."

Steve Cross reviewed the proposed PPERRIA By-law revisions. Latest draft was published in the 4/2000 PPERRIA Newsletter and copies were available at this meeting. Several groups worked on the proposed revisions during the 1999/2000 year. All of the proposed revisions have been available to the membership and have been discussed and approved at earlier Board of Director/Membership/Neighborhood (B/M/N) meetings.

Forward any typos to Steve Cross, 376-0094. A division of the motion can be requested, this means that different parts can each be voted on. Meeting attendees were referred to the summary and rationale for the proposed by-law revisions as published in the 4/2000 PPERRIA Newsletter and copies available at this meeting. Synopsis of statements made during the debate:

(The Board of Directors (BOD) can change the by-laws at any meeting. (2/3rds (27) of the BOD is required to approve proposed by-law changes. (A majority (8) of a quorum (13) can approve proposed by-law changes. (The impression the by-laws give is as important as the by-laws themselves. (The membership is no longer required to ratify by-law changes.(The proposed by-law revisions will comply with state law regarding governance of non profit organizations. (These proposed by-laws are exclusionary not inclusinary. (These proposed by-law revisions accommodate the desire for a direct democratic organization with the requirement of representative democracy governance. (These by-laws are not perfect but are a reasonable a effort. (The Executive Committee receives membership requests and reviews for membership requirements as indicated in the by-laws. (The "why change?" statement lacks courtesy and respect. (The purpose of PPERRIA is educational and co-operative. (There needs to be a definition of "permanent resident. (The membership has earlier approved these proposed by-law revisions. (By having the Executive Committee receive the proposed membership requests, it is implied they can be rejected. (I know what the proposed by-law revisions mean but I do not find this clear in the writing of them. (Several Minnesota statutes regarding non profit organizations were quoted. (The PPERRIA Articles of Incorporation state that the membership has the right of by-law revision by a 2/3rds approval of the DOD provided they are not in conflict with state law. (I see exclusion, unfriendliness and arrogance. (The organization belongs to those who show up, I feel not wanted. (The management of the corporation is invested in the BOD. (My review sees noting in the current by-laws that is illegal but I support the proposed by-law revisions.

9. University of Minnesota building updates and a status report of the Bedford Townhomes/ Unocal Project will be presented at a later meeting. Steve Cross reported that the Sidewalk Lighting Project is ahead of schedule due to the great weather. The first lights should be completed in early June with all the lights completed in early July.

10. See the attached Zoning Committee report.

11. See the PPERRIA/NRP staff report printed in the 4/2000 PPERRIA Newsletter.

12. The Board of Director (BOD) election results were announced. Those nominated by the nominating committee each received between 61 to 49 votes. Several write-in candidates each received less than ten votes. See Item 4 for the names of the elected BOD.

13/14. Neil Simon asked what name was used in the PPERRIA recommendation to the Minneapolis Park Board for the currently unnamed park at East River Road and Ontario SE.

At an earlier PPERRIA meeting, the name suggested was "Slovak Park. There was no other old or new business.

15. Motion made, seconded and passed without noes: "To adjourn the Annual meeting". Available at the meeting was the annual cake, courtesy of Judy Bratt, and individual plants for all who attended, courtesy of Mary Alice Kopf.

16. Steve Cross called the PPERRIA Board of Directors meeting to order. Motion made. seconded and passed without noes: "To elect the candidates identified by the nominating committee as PPERRIA Officers and members of the PPERRIA Executive Committee." See Item 4 for the names. There were no nominations from the floor or write in nominations. Motion made, seconded and passed without noes: "To adjourn the PPERRIA Board of Director Meeting."

Daniel Patenaude, PPERRIA Secretary. Comments and/or corrections to 117 Arthur Avenue SE or marko001@po.metrostate.edu

PPERRIA Task Group for NRP phase 2 (NRP II) - Steve Cross

The PPERRIA Executive Committee decided at its May 9th meeting to authorize the president to appoint a pilot task group of 3 to 5 members on NRP II. That group is tasked with reviewing procedures under NRP I, following developments in NRP II, and making recommendations to PPERRIA on taking action under NRP II. Volunteers interested in serving on the NRP Phase 2 task group should call Steve Cross at 376-0094 or E-mail him at: cross@isd.net as soon as possible.

Fiction and Fact about Bylaws Changes Steve Cross, PPERRIA President

I have heard reports that fiction is being circulated about the effect of changes in the bylaws that were ratified at the last month's annual meeting. Here are the facts:

Fiction: The new membership definition means that ... [named groups] can't join.

Fact: There has been **no change** in who can join PPERRIA. The debate on the membership centered on two issues: (1) whether to **extend** membership to businesses as some other neighborhood groups do; and (2) whether to **extend** membership to dormitory students residing in a newly constructed dormitory. It was decided to keep the membership the same. The words "permanent and primary" were added to show that membership was not extended to businesses and dormitory students.

Fiction: Votes by members don't count anymore.

Fact: It is now **explicit that the votes by members decide** a motion. The membership and the Board of Directors meet together. Because the bylaws were previously silent, it could only surmised that the members' vote was the Board's vote. It is now conclusive that the vote by the members is vote of the Board.

Fiction: The Board of Directors can now overrule the members.

Fact: The Board always could overrule the members. The former bylaws provided that if a **single** member of the Board requested a separate vote of the Board, then the Board's vote was recorded. Minnesota law provides that the Board runs the corporation. The bylaws were changed to require a separate vote to be requested by a minimum of **three** members. The new bylaws also make it clear that the Board always meets in the presence of the members. It is now **less likely** that the Board could assert it's statutory power.

Fiction: The new provision on amending the bylaws cuts off the role of the members.

Fact: The former bylaws provided that the bylaw amendments **solely** by the Board. Now, for the first time, **25 members can propose amendments** to the bylaws. That gives the members direct participation in the amendment process. (The bylaws did provide for the members to "ratify" an amendment already approved by

the Board. However, the bylaws were silent on the effect of refusal to ratify and the Articles of Incorporation reserved the approval of amendments to the Board. It was very doubtful that the power to “ratify” was effective to do anything. That unclear provision as to the member’s role was replaced to ensure that the members have an effective role.)

Fiction: New members can’t vote immediately.

Fact: That is **not a change**. Existing bylaws provide that a new member can’t vote until the next membership meeting. A provision was added for the submission of applications to the executive committee but it has no power to refuse an application. If the executive committee believes that an applicant is not a permanent and primary resident, the issue can then be dealt with by the membership. Provisions like this are standard in every organization. It prevents some special interest group from packing a meeting with new members and taking over the organization without the knowledge of existing members.

Motion for Consideration at May PPERRIA Meeting - Bill Kahn

Motion: Adopt the conditions outlined in the PPERRIA Environment Committee's comment letter to the Minnesota Pollution Control Agency regarding the air pollution permit for the Pechiney Packaging Group's Prospect Park facility (formerly American National Can Company).

These conditions are that:

1. Pechiney maintain emissions of all hazardous air pollutants (HAPs) and volatile organic compounds (VOCs) below a risk-based criterion approved by the Minnesota Department of Health,
2. HAP emissions must be reduced to zero by May 1, 2005,
3. No HAP with a De Minimus of less than 10 tons per year under MPCA's rules may be used.

Background: The PPERRIA Environment committee has continued to work with Pechiney to reduce releases of their solvents in our neighborhood with some success but also a notable broken promise to reduce HAPs to zero by this year. This permit for the whole plant is our only opportunity for legally binding Pechiney to reduce or eliminate the releases of dangerous solvents in our midst. The comment letter to MPCA drafted by Chuck Holtman laid out the legal basis for our request and is now under consideration; condition one should effectively limit HAPs emissions to present levels of around 35 tons/year, condition two would require Pechiney to stop using HAPs or capture and destroy or otherwise dispose of HAPs without release to the air, and condition three would prevent the use of more dangerous HAPs than those in use (one such occurrence last year). Pechiney has volunteered to do tests to determine health risks addressed in condition one and we will hear more about that and action on the other two conditions later. Copies of our letter and the MPCA response will be made available on request to Bill Kahn, 378-5287.

PPERRIA Committees and Chairs

Community Events	Lois Willand	378-9697
East River Gorge Park	Tom Kilton	339-3064
Education & Human Services	Susan Larson-Fleming	331-8819
Environment	Bill Kahn	378-5287
Executive	Steve Cross	376-0094
Glendale/Prospect Park	Jerry Stein	623-0588
History Project	Florence Littman	331-2970

Holiday Cards	Mary Alice Kopf	379-7436
Housing:		
Co-liaisons Housing	Florence Littman	331-2970
	Sally Bell	623-0390
Housing Improvement	Andy Mickel	331-8396
Fourth Street Housing	Mike & Mary Huss	379-3362
Unocal Oil Housing	Dean Lund	378-2486
Landscape	Karen Murdock	340-1338
Membership	Dan Patenaude	378-3038
Safety & Security	Harrison Nelson	378-5377
Tower Hill Park	Susan Thrash	379-4587
Transportation	Eleanor Montgomery	378-2714
Zoning & Plan Review	Florence Littman	331-2970

April 2000 PPERIA NRP Contractor Activities - Susan Gottlieb

Reporting period: April 8, 2000 through May 5, 2000. Major activities and results:

Supported communication between Housing Committee & city on Bedford Townhomes project	Supported various PPERIA committees and the Executive Committee		
Worked to implement safety & security sidewalk lighting initiative in neighborhood	Maintained the neighborhood calendar		
Supported production of PPERIA newsletter	Worked to implement signage in neighborhood		
Expense for contractors' services:	Hours Billed	Total expense	% of total contr. Budget
Totals 4/8/00-5/5/00	18.25	\$292.00	.2%
Totals 10/18/95-4/7/00	6,967.35	\$116,126.80*	97.2%
Totals 10/18/95-5/5/00	6,985.60	\$116,418.80*	97.4%

Total PPERIA NRP budget for independent contractor services = \$119,522.69; \$3,103.89 remains.

*Note: These amounts correspond to Treasurer's Report of 11/9/99.

NOTE: THE ONLY REMAINING CONTRACTORS INCLUDE SUSAN GOTTLIEB AND PAULA DENMAN. THEIR CONTRACTS WILL EXPIRE 10/31/00.

Prospect Park East River Road Neighborhood Calendar

Date and Time	Event and Location	Whom to contact
Thursday, 6-8 pm May 18	Pratt Council meeting at Pratt Center (childcare and rides available)	Susan Larson-Fleming 331-8819
Saturday, 10 am – 4 pm May 20	Annual Neighborhood Sale / CleanUp at parking lot Franklin & Thornton / Luxton Pk	Harrison Nelson 378-5377 Dan Patenaude 378-3038
Monday, 7:00 pm May 22	PPERIA General Membership meeting at Prospect Park United Methodist Church	Steve Cross 376-0094
Monday May 29 Friday 5:30-8:30 pm June 2	Memorial Day Pratt Ice Cream Social at Pratt Center and Tower Hill	Bruce Graff 668-1122
Tuesday, 7:30 pm June 7	Luxton Park Council meeting at Luxton Park building	Jim Oberly 379-3397
Monday, 7:00 pm June 12	PPERIA Executive Committee meeting at Prospect Park United Methodist Church	Steve Cross 376-0094
Wednesday, 5:00 pm June 14	Glendale Resident Organization meeting at 92 St. Mary's Ave.	Shirley Davis 342-1965
Tuesday, 7:00 pm June 20	Zoning & Housing Committee meeting at Prospect Park United Methodist Church	Florence Littman 331-2970
Monday, 7:00 pm June 26	PPERIA General Membership meeting at Prospect Park United Methodist Church	Steve Cross 376-0094

Tuesday, June 26	1:00 pm	Summer Splash program begins at Luxton Park / Pratt Community Center	Bruce Graff	668-1122
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Recurring Community Events

Day and Time	Event & Location	Whom to contact
Tuesdays & Thursdays from 10 am to 4 pm	Food donations can be dropped off at the Care & Share Food Shelf at 92 St. Mary's	Contact Ginia Klamecki at 331-7056 for options
Tuesdays, 4 - 5 pm 1 st Monday 11:15 am 4 th Wednesday 9:45 am	Bookmobile at Luxton Park Bookmobile at Pratt Community Center Bookmobile at Univ. Good Samaritan Center	Contact Susan Larson-Fleming at 331-8819 for more information
Tuesdays 7:00 pm	Community Choir at PPUMC	Connie Balcom 379-4958

To include items in PPERRIA calendar, contact Susan Gottlieb at 331-2104 by **Friday, June 9, 2000**.
PPERRIA Web Site: <http://tcfreenet.org/org/pperria/>

Pratt Hosts Annual Ice Cream Social - Bruce Graff

The annual Pratt Ice Cream Social will be held at Pratt Community Center and School Friday, June 2, 5:30 – 8:30 p.m. Join our neighbors for fun, food, games, prizes, music, dancing and a chance to climb the historic Prospect Park Water Tower for a fantastic view of the skyline. The event is co-sponsored by Pratt Council, E.C.F.E., and the Prospect Park Cooperative Nursery School. Please call 668-1122 for more information or to volunteer.

Prospect Park East River Road
Improvement Association, Inc.
66 SE Malcolm Avenue
Minneapolis, MN 55414
612/331-2970 (voice mail)

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