

FAIRMONT CITY COUNCIL AGENDA

1. CALL TO ORDER -

- Regular meeting of the Fairmont City Council held on

MONDAY, MAY 11, 2015

at **5:30 p.m.** in the City Hall Council Chambers.

2. ROLL CALL -

Mayor Quiring
Councilors: Anderson
Askeland
Clerc
Peters
Zarling

3. DETERMINATION OF QUORUM -

4. PLEDGE OF ALLEGIANCE

5. READINGS OF MINUTES -

5.1 Minutes of Regular Meeting, April 27, 2015 (01-02)

6. OPEN DISCUSSION -

6.1 Open Discussion (03)

7. RECOGNITIONS/PRESENTATIONS -

8. SCHEDULED HEARINGS –

8.1 Public Hearing on Proposed Issuance of Revenue Refunding Notes for Vista Prairie at Goldfinch Estates, LLC **(04)**

8.1a Resolution 2015-15 **(05-08)**

9. ADMINISTRATIVE APPEALS -

10. FINANCIAL REPORTS –

10.1 Presentation of 2014 Comprehensive Annual Financial Report **(09)**

11. REPORTS OF BOARDS, COMMITTEES, AND DEPARTMENT HEADS –

12. LICENSES AND PERMITS –

12.1 Permit for Martin County Beyond the Yellow Ribbon Freedom 5K Race **(10)**

12.1a Permit Application **(11)**

12.1b Poster of Event **(12)**

12.2 Fairmont Triathlon Permit **(13)**

12.2a Permit Application and route map **(14-16)**

12.3 Street Closing – Martin County Preservation Association/ Red Rock Center **(17)**

12.3a Application **(18)**

12.4	Parade Permit and Street Closures for Interlaken Heritage Days	(19)
12.4a	Application and map	(20-22)
12.5	Parade Permit for Martin County VFW Post #1222 for Memorial Day Parade	(23)
12.5	Application and map	(24-25)
13.	OLD BUSINESS -	
14.	NEW BUSINESS -	
14.1	Off Premises Sale of Intoxicating Liquor License -Interlaken Heritage Days	(26)
14.1a	Letter of Request from American Legion Post 36	(27)
14.1b	Certificate of Liquor Liability Insurance	(28)
14.2	Advertise for Bids for 2015-A Construction Project	(29)
14.2a	Resolution 2015-13	(30-31)
14.3	Advertise for Bids for 2015-B Construction Project	(32)
14.3a	Resolution 2015-14	(33-34)
14.4	Advertise for Bids for 2015-C Construction Project	(35)
14.4a	Resolution 2015-16	(36-37)
14.5	Set Public Hearing on Ordinance 2015-06 Amending City Code Section 16-90. Definition of All-Terrain Vehicle	(38)
14.5a	Ordinance 2015-06	(39-40)

15. REGULAR AND LIQUOR DISPENSARY BILLS –

16. STATUS REPORTS/ORAL

17. ADJOURNMENT –

ADDITIONAL ATTACHMENTS–

The minutes of the Fairmont City Council meeting held on April 27, 2015 at the City Hall Council Chambers.

Mayor Randy Quiring called the meeting to order at 5:30 p.m.

Council Members Terry Anderson, Chad Askeland, Wes Clerc, Bruce Peters and Jim Zarling were present. Also in attendance: City Administrator Mike Humpal, City Attorney Elizabeth W. Bloomquist, Public Works Director/City Engineer Troy Nemmers, Finance Director Paul Hoye, Detective James Kotewa and City Clerk Patricia Monsen.

It was moved by Council Member Peters, seconded by Council Member Anderson and carried to approve the minutes of the regular City Council meeting of April 13, 2015.

During open discussion, Vicky Schulte of 313 S. Prairie Avenue addressed the Council. Ms. Schulte is concerned that the citizens of Fairmont do not think that the City is supporting the 1590 Project. Steve Hawkins, representative of Project 1590, stated that he has also heard these types of comments, but stated that the 1590 members advise these people that the City is currently their biggest supporter.

Council Member Anderson voiced his concerns about the low water levels in the lakes. Nemmers and Humpal advised that the City has plans in place if and when it is necessary to invoke the essential water use regulations. Humpal advised that the City is in the process of asking the DNR for larger appropriations for well usage.

Council Member Askeland asked if the City still has rain barrels for sale. Humpal advised that yes, the rain barrels are still available.

Mayor Quiring reminded citizens to not mow grass clippings into the street, as they go directly into our lakes.

Mayor Quiring read a proclamation proclaiming the month of May, 2015 as Building Safety Month in the City of Fairmont.

Mayor Quiring read a proclamation proclaiming May 5, 2015 as National Teacher Day in the City of Fairmont. Joe Brown, School Superintendent, spoke thanking the teachers and the City for their support.

Mayor Quiring read a proclamation proclaiming the month of April as Child Abuse and Neglect Prevention Month in the City of Fairmont.

Steve Hawkins and Hannah Rybak, representatives from Project 1590, gave an update about the project and invited citizens to the "Big Reveal" which will take place at the Holiday Inn on May 14th at 6:30 p.m. It is their hope that by June, 2015, projects will be underway.

Mayor Quiring left the Council meeting at 5:50 p.m.

Mayor Pro-tem Clerc opened the public hearing to adopt **Resolution 2015-12** enlarging Development District 1 and approving the Amended Development Program establishing Tax Increment Financing District No. 25 and approving the Tax Increment Financing Plan and

authorizing execution of a Development Agreement. There was no citizen input at the hearing. Council Member Askeland made a motion to close the public hearing. Council Member Anderson seconded the motion and the motion carried. Council Member Anderson made a motion to approve **Resolution 2015-12**. Council Member Askeland seconded the motion. On roll call: Council Members Askeland, Clerc, Peters, Zarling and Anderson all voted aye. No one voted nay. Mayor Pro-tem Clerc declared said motion passed.

Council Member Anderson made a motion to approve the renewal of a 3.2% on-sale beer license for the Fairmont Raceway for a limited term of May 1, 2015 to October 31, 2015. Council Member Peters seconded the motion and the motion carried.

Council Member Zarling made a motion to approve Option A to be used for the City Administrator's evaluation process. Council Member Askeland seconded the motion and the motion carried.

Council Member Peters made a motion to approve the Fourth Amendment to the Equipment Location Lease with AT&T. Council Member Askeland seconded the motion and the motion passed.

Council Member Peters made a motion to pay the bills for the month of April, 2015 in the amount of \$882,554.31. Council Member Askeland seconded the motion and the motion passed.

A motion was made by Council Member Zarling, seconded by Council Member Askeland and carried to adjourn the meeting at 6:10 p.m.

ATTEST:

Randy J. Quiring
Mayor

Patricia J. Monsen, City Clerk

CITY OF FAIRMONT-----AGENDA CONTROL SHEET-----AGENDA ITEM NO. 6.1

MEETING DATE: May 11, 2015

SUBJECT: Open Discussion

REVIEWED BY: Mike Humpal, CEcD, City Administrator



SUBJECT INITIATION BY:

<input type="checkbox"/>	Petition	<input type="checkbox"/>	Board	<input checked="" type="checkbox"/>	Staff	<input type="checkbox"/>	Council	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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SUBJECT BACKGROUND:

INTRODUCED BY: Mayor Randy Quiring

COUNCIL LIAISON:

TYPE OF ACTION:

<input type="checkbox"/>	Motion (Voice Vote)	<input type="checkbox"/>	Resolution (Roll Call)	<input type="checkbox"/>	Discussion
<input type="checkbox"/>	Ordinance 1 st Reading (Introduction only)	<input type="checkbox"/>	Set Public Hearing (Motion)	<input checked="" type="checkbox"/>	Information Only
<input type="checkbox"/>	Ordinance 2 nd Reading (Roll call)	<input type="checkbox"/>	Hold Public Hearing (Motion to close)	<input type="checkbox"/>	

RECOMMENED ACTION BY:

<input type="checkbox"/>	City Staff	<input type="checkbox"/>	Board	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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<input type="checkbox"/>	Issuance	<input type="checkbox"/>	Approval	<input type="checkbox"/>	Authorization	<input type="checkbox"/>	No recommendation
<input type="checkbox"/>	Denial	<input type="checkbox"/>	Rejection	<input checked="" type="checkbox"/>	No action needed	<input type="checkbox"/>	

STATEMENT: Prior to regular business, is there any open discussion?

MOTION: None

VOTE REQUIRED:

ATTACHMENTS:

1. _____
2. _____
3. _____

Council Action: _____ Date: _____

MEETING DATE: May 11, 2015

SUBJECT: Issuance and Sale of \$5,000,000 in Revenue Refunding Notes *MA*

REVIEWED BY: Mike Humpal, CEcD, City Administrator

SUBJECT INITIATION BY:

<input checked="" type="checkbox"/>	Petition		Board		Staff		Council		Commission		Committee
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SUBJECT BACKGROUND: Paul Hoye, Finance Director

INTRODUCED BY: Paul Hoye, Finance Director

COUNCIL LIAISON:

TYPE OF ACTION:

<input type="checkbox"/>	Motion (Voice Vote)	<input checked="" type="checkbox"/>	Resolution (Roll Call)		Discussion
<input type="checkbox"/>	Ordinance 1 st Reading (Introduction only)		Set Public Hearing (Motion)		Information Only
<input type="checkbox"/>	Ordinance 2 nd Reading (Roll call)	<input checked="" type="checkbox"/>	Hold Public Hearing (Motion to close)		

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff		Board		Commission		Committee
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<input type="checkbox"/>	Issuance	<input checked="" type="checkbox"/>	Approval		Authorization		No recommendation
<input type="checkbox"/>	Denial		Rejection		No action needed		

STATEMENT: The City has received a request from Goldfinch Estates to issue \$5,000,000 in conduit revenue notes under MN Stat. 462C that will be used to refund existing debt. This issue has been reviewed by the City’s Bond Counsel and it will not be an obligation of the City.

MOTION 1: To close the Public Hearing

VOTE REQUIRED: Simple Majority

MOTION 2: To adopt Resolution 2015-15

VOTE REQUIRED: Simple Majority – Roll Call

ATTACHMENTS:

1. Resolution 2015-15
2. Loan Agreement (Available at City Hall for Review)
3. Tax Certificates (Available at City Hall for Review)
4. Revenue Refunding Notes, Series 2015A and 2015A-T (Available at City Hall for Review)

Council Action: _____ Date: _____

4.

CITY OF FAIRMONT, MINNESOTA

RESOLUTION NO. 2015-15

RESOLUTION OF THE CITY OF FAIRMONT, MINNESOTA AUTHORIZING THE ISSUANCE OF ITS HOUSING FACILITIES REVENUE REFUNDING NOTE (VISTA PRAIRIE AT GOLDFINCH ESTATES PROJECT), SERIES 2015A AND ITS TAXABLE HOUSING FACILITIES REVENUE REFUNDING NOTE (VISTA PRAIRIE AT GOLDFINCH ESTATES PROJECT), SERIES 2015A-T (COLLECTIVELY, THE "NOTES")

WHEREAS, the City of Fairmont, Minnesota (the "Issuer") is a municipal corporation duly organized and existing under its Home Rule Charter and the Constitution and laws of the State of Minnesota; and

WHEREAS, pursuant to Minnesota Statutes, Chapter 462C, as amended (the "Act"), the Issuer has been requested by Vista Prairie at Goldfinch Estates, LLC (the "Borrower"), a Minnesota limited liability company, the sole member of which is Governmental and Educational Assistance Corporation d/b/a Vista Prairie Communities ("VPC"), an Arkansas nonprofit corporation and 501(c)(3) organization, to issue its revenue notes to refinance, in part, the acquisition, construction and equipping of, and improvements to, an existing 133-unit assisted living and memory care facility located in Fairmont, Minnesota (the "Project") and (ii) paying certain costs of issuing the revenue notes; and

WHEREAS, a Housing Program related to the original financing of the Project, developed pursuant to the Act, was previously adopted by the Issuer in accordance with the Act; and

WHEREAS, in accordance with the Act, the Borrower proposes and requests that the Issuer refinance the Project, in part, by the issuance of its Housing Facilities Revenue Refunding Note (Vista Prairie at Goldfinch Estates Project) Series 2015A (the "Series 2015A Note") in an aggregate principal amount of \$5,000,000 and its Taxable Housing Facilities Revenue Refunding Note (Vista Prairie at Goldfinch Estates Project) Series 2015A-T (the "Series 2015A-T Note," and together with the Series 2015A Note, the "Notes") in an aggregate principal amount of \$452,000; and

WHEREAS, the City Council, on May 11, 2015, has conducted a public hearing on the issuance of the Notes, after publication of a notice of said hearing; and

WHEREAS, the Issuer has been advised by the Borrower that the City of Sherburn, Minnesota will undertake a program to assist in refinancing the Project through the issuance of a revenue refunding note (the "Sherburn Note") pursuant to the Act; and

WHEREAS, the Issuer, in accordance with Minnesota Statutes, Chapter 471.656, consented to the issuance of the Sherburn Note by adoption of a resolution on April 13, 2015; and

WHEREAS, the Notes would be sold and purchased pursuant to a Note Purchase Agreement (the "Note Purchase Agreement") dated on or around May 20, 2015 between the Issuer, the Borrower, VPC and Bank Midwest, as purchaser of the Notes (the "Lender"); and

WHEREAS, in connection with the issuance of the Notes, the Issuer, the Borrower and the Lender would enter into a certain Loan Agreement ("Loan Agreement"), dated as of May 1, 2015; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRMONT, MINNESOTA AS FOLLOWS:

Section 1. The issuance of the Notes for the purpose of refinancing the Project, in part, is hereby authorized and approved, subject to the terms and conditions provided in this resolution. The Series 2015A Note shall bear interest at a rate not in excess of three and five-eighths (3.625%) per annum, shall be in such denomination and form, shall be numbered and dated, shall mature, shall be subject to redemption prior to maturity, and shall have such other details and provisions as are prescribed by the Series 2015A Note. The Series 2015A-T Note shall bear interest at a rate not in excess of five and one-eighth (5.125%) per annum, shall be in such denomination and form, shall be numbered and dated, shall mature, shall be subject to redemption prior to maturity, and shall have such other details and provisions as are prescribed by the Series 2015A-T Note.

Section 2. The Notes do not and shall not constitute an indebtedness, a pecuniary liability, a moral or general obligation or a loan of the credit of the Issuer, and the Notes are not and may not be secured by, and are not a charge, lien or encumbrance, legal or equitable, against the Issuer's property, funds, general credit or taxing powers. The Notes are and shall be only special and limited revenue obligations of the Issuer payable solely from the revenues provided for the payment thereof pursuant to the Indenture, including the Issuer's rights under the Loan Agreement (except the Unassigned Issuer's Rights).

Section 3. It has been proposed that the Issuer execute and deliver the Note Purchase Agreement with respect to the Notes. The sale of the Notes to the Lender in accordance with the terms of the Note Purchase Agreement, if executed and delivered, is hereby authorized.

Section 4. The Notes, the Loan Agreement and the Note Purchase Agreement are hereinafter referred to as the "Issuer Note Documents". The City Council hereby authorizes the Mayor and the City Clerk, in their sole and absolute discretion and at such time, if any, as they may deem appropriate, to execute and deliver the Notes and the remaining Issuer Note Documents. The execution and delivery by the Issuer of the Issuer Note Documents and the issuance of the Notes shall be subject to the conditions that (1) said documents incorporate the comments thereto made on behalf of the Issuer by Briggs and Morgan, Professional Association, in its capacity as issuer's counsel to the Issuer, and (2) all legal and other expenses incurred by the Issuer and presented to the Borrower or its attorneys prior to the issuance of the Notes be paid. The approval given herein to the execution of the Issuer Note Documents shall be to the same documents substantially in the form presented to the Issuer in advance of this meeting of the City Council, with such additions or omissions as may be acceptable to the officers of the Issuer executing said documents, as evidenced by their execution and delivery thereof.

The Issuer officials are also authorized to execute such other certificates as may be requested to show such facts and circumstances relating to the Notes as may be provided in Issuer records within their custody or control.

In the event that either the Mayor or the City Clerk, due to absence or incapacity, is unable to execute any of the Issuer Note Documents in accordance with the terms of this resolution, such officers of the Issuer, respectively, as may act in their stead may do so on behalf of the Issuer, with the same force and effect as though specifically authorized herein.

Section 5. No provision, covenant or agreement contained in the Issuer Note Documents, the Notes or in any other document relating to the Notes, and no obligation therein or herein imposed upon the Issuer or the breach thereof, shall constitute or give rise to a moral or general obligation of the Issuer or any charge upon its general credit or taxing powers. In making the agreements, provisions, covenants and representations set forth in the Issuer Note Documents, the Notes or in any other document relating to the Notes, the Issuer has not obligated itself to pay or remit any funds or revenues.

Section 6. The Issuer will cause to be kept at the office of the City Administrator a Note Register in which, subject to such reasonable regulations as it may prescribe, the Issuer shall provide for the registration of transfers of ownership of the Notes. The Notes shall be initially registered in the name of the Lender and shall be transferable upon the Note Register by the Lender in person or by its agent duly authorized in writing, upon surrender of the Series 2015A Note or the Series 2015A-T Note together with a written instrument of transfer satisfactory to the City Administrator, duly executed by the Lender or its duly authorized agent. The form of assignment attached to the Notes shall be sufficient for said purpose. Upon such transfer the City Administrator shall note the date of registration and the name and address of the new owner of the Notes in the applicable Note Register and in the registration blank appearing on the Notes.

Section 7. The Issuer may deem and treat the person in whose name the Notes are last registered in the Note Register and by notation on the Notes whether or not such Notes shall be overdue, as the absolute owner of such Notes for the purpose of receiving payment of or on account of the Principal Balance, redemption price or interest and for all other purposes whatsoever, and the Issuer shall not be affected by any notice to the contrary.

Section 8. In case the Notes issued hereunder shall become mutilated or be destroyed or lost, the Issuer shall, if not then prohibited by law, cause to be executed and delivered, a new Series 2015A Note or Series 2015A-T Note of like outstanding principal amount, number and tenor in exchange and substitution for and upon cancellation of such mutilated Series 2015A Note or Series 2015A-T Note, or in lieu of and in substitution for such Series 2015A Note or Series 2015A-T Note destroyed or lost, upon the Lender's paying the reasonable expenses and charges of the Issuer in connection therewith, and in the case of a Series 2015A Note or Series 2015A-T Note destroyed or lost, the filing with the Issuer of evidence satisfactory to the Issuer with indemnity satisfactory to it. If the mutilated, destroyed or lost Series 2015A Note or Series 2015A-T Note has already matured or been called for redemption in accordance with its terms it shall not be necessary to issue a new Series 2015A Note or Series 2015A-T Note prior to payment.

Section 9. At the request of and based on representations made by the Borrower, the Issuer hereby designates the Series 2015A Note as a "qualified tax-exempt obligation" within the meaning of Section 265(b) of the Internal Revenue Code of 1986, as amended (the "Code").

In that connection, the Issuer makes the following factual statements and representations:

(a) the reasonably anticipated amount of tax-exempt obligations (other than any private activity bonds other than qualified 501(c)(3) bonds) which will be issued by the Issuer (and all subordinate entities of the Issuer) during calendar year 2015 will not exceed \$10,000,000; and

(b) not more than \$10,000,000 of obligations issued by the Issuer during calendar year 2015 have been designated for purposes of Section 265(b)(3) of the Code.

ADOPTED ON MAY 11, 2015.

THE FAIRMONT CITY COUNCIL

Randy J. Quiring, Mayor

Attest:

Patricia J. Monsen, City Clerk

CITY OF FAIRMONT----AGENDA CONTROL SHEET----AGENDA ITEM NO. 10.1

MEETING DATE: May 11, 2015

SUBJECT: Presentation of 2014 Comprehensive Annual Financial Report

REVIEWED BY: Mike Humpal, CEcD, City Administrator *MH*

SUBJECT INITIATION BY:

<input type="checkbox"/>	Petition	<input type="checkbox"/>	Board	<input checked="" type="checkbox"/>	Staff	<input type="checkbox"/>	Council	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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SUBJECT BACKGROUND: Paul Hoye, Finance Director

INTRODUCED BY: Paul Hoye, Finance Director

COUNCIL LIAISON:

TYPE OF ACTION:

<input checked="" type="checkbox"/>	Motion (Voice Vote)	<input type="checkbox"/>	Resolution (Roll Call)	<input type="checkbox"/>	Discussion
<input type="checkbox"/>	Ordinance 1 st Reading (Introduction only)	<input type="checkbox"/>	Set Public Hearing (Motion)	<input type="checkbox"/>	Information Only
<input type="checkbox"/>	Ordinance 2 nd Reading (Roll call)	<input type="checkbox"/>	Hold Public Hearing (Motion to close)	<input type="checkbox"/>	

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff	<input type="checkbox"/>	Board	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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<input type="checkbox"/>	Issuance	<input checked="" type="checkbox"/>	Approval	<input type="checkbox"/>	Authorization	<input type="checkbox"/>	No recommendation
<input type="checkbox"/>	Denial	<input type="checkbox"/>	Rejection	<input type="checkbox"/>	No action needed	<input type="checkbox"/>	

STATEMENT: A representative from Abdo, Eick and Meyers will attend the Council meeting to present the results of the 2014 financial audit.

MOTION: To accept the 2014 audit and approve the distribution of the 2014 Comprehensive Annual Financial Report.

VOTE REQUIRED: Simple majority

ATTACHMENTS:


1. 2014 Comprehensive Financial Report (Available for review at City Hall)
2. 2014 Management Letter (Available for review at City Hall)
3. _____

Council Action: _____ Date: _____

CITY OF FAIRMONT----AGENDA CONTROL SHEET----AGENDA ITEM NO. 12.1

MEETING DATE: May 11, 2015

SUBJECT: Permit for Martin County Beyond the Yellow Ribbon Freedom 5K Race

REVIEWED BY: Mike Humpal, CEcD, City Administrator 

SUBJECT INITIATION BY:

<input checked="" type="checkbox"/>	Petition		Board		Staff		Council		Commission		Committee
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SUBJECT BACKGROUND: Elizabeth W. Bloomquist, City Attorney

INTRODUCED BY: Elizabeth W. Bloomquist, City Attorney

COUNCIL LIAISON:

TYPE OF ACTION:

<input checked="" type="checkbox"/>	Motion (Voice Vote)		Resolution (Roll Call)		Discussion
	Ordinance 1 st Reading (Introduction only)		Set Public Hearing (Motion)		Information Only
	Ordinance 2 nd Reading (Roll call)		Hold Public Hearing (Motion to close)		

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff		Board		Commission		Committee
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	Issuance	<input checked="" type="checkbox"/>	Approval		Authorization		No recommendation
	Denial		Rejection		No action needed		

STATEMENT: A Freedom 5K Martin County Beyond the Yellow Ribbon Race is being planned for July 4, 2015. This is the third year for this fundraiser. The 5K run, walk, or bicycle will go around Lake Sisseton. The applicant has made arrangements with Fire Chief Doug Borchardt and gotten a special permit from the fireworks display company to use the bike trail.

MOTION: To approve a permit for the Freedom 5K Race event on July 4, 2015.

VOTE REQUIRED: Simple majority.

ATTACHMENTS:

1. Permit Application
2. Poster of Event

Council Action: _____ Date: _____

CITY OF FAIRMONT
MISCELLANEOUS LICENSE & PERMIT APPLICATION

Applicant's Name Martin County Beyond the Yellow Ribbon, % Tam Plumhoff

Applicant's Address 709 Shoreacres Dr.

Fairmont, MN 56031

Applicant's Telephone 238-2806

Applicant's Signature Tamara J. Plumhoff Chairperson

Date of application 4-23-15

Type of application: (Include dates, time, location, requests from City, etc.)

Freedom 5K MCBTYR Fundraiser, Saturday, July 4, 2015. 8:00 a.m. Registration, 8:30 a.m. Run, Walk, Bicycle around Lake Sisseton using the bike trail, Kings Road, Woodland Avenue, Albion Avenue, Lake Avenue, then back to the Armory. Free will donation for pancake breakfast. Applicant will coordinate with Doug Borchardt, Fire Chief and the Fireworks Display Representative. This is the Third Year for this event.

Fee (if applicable) \$15

CITY USE ONLY

Application approved by _____ Date _____

Instructions/Comments _____

Application Distribution: City _____ Applicant _____ Police _____ Other _____



4TH OF JULY FREEDOM 5K

Walk, Run, or Bicycle - Fun Event Music too!

Fairmont National Guard Armory

700 Fairlakes Ave., Fairmont MN

Pancake Breakfast 8-11 am • Free will donation

50% OF EVERY TICKET GOES TO MARTIN COUNTY BEYOND THE YELLOW RIBBON.

**REGISTRATION STARTS AT 8AM
COLOR DASH STARTS AT 9:30 AM**
Pricing: \$35 team member \$40 individual
\$85 and up for families • all prices more day of
1/2 PRICE INDIVIDUAL AND FAMILY TICKETS
WITH AN ACTIVE MILITARY I.D.
FUNDS RAISED BENEFIT MARTIN COUNTY
BEYOND THE YELLOW RIBBON

the **color dash**
the world's brightest 5k

REGISTER: CD5K.COM



MEETING DATE: May 11, 2015

SUBJECT: Fairmont Triathlon Permit

REVIEWED BY: Mike Humpal, CEcD, City Administrator *MH*

SUBJECT INITIATION BY:

<input checked="" type="checkbox"/>	Petition		Board		Staff		Council		Commission		Committee
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SUBJECT BACKGROUND: Elizabeth W. Bloomquist, City Attorney

INTRODUCED BY: Elizabeth W. Bloomquist, City Attorney

COUNCIL LIAISON:

TYPE OF ACTION:

<input checked="" type="checkbox"/>	Motion (Voice Vote)		Resolution (Roll Call)		Discussion
	Ordinance 1 st Reading (Introduction only)		Set Public Hearing (Motion)		Information Only
	Ordinance 2 nd Reading (Roll call)		Hold Public Hearing (Motion to close)		

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff		Board		Commission		Committee
	Issuance	<input checked="" type="checkbox"/>	Approval		Authorization		No recommendation
	Denial		Rejection		No action needed		

STATEMENT: Fairmont Triathlon has applied for a permit for their event to be held on June 13, 2015.

MOTION: To approve the permit for the Fairmont Triathlon to be held on June 13, 2015.

VOTE REQUIRED: Simple majority

ATTACHMENTS:

1. Permit and route map
- 2.
- 3.

Council Action: _____ Date: _____

CITY OF FAIRMONT
MISCELLANEOUS LICENSE & PERMIT APPLICATION

Applicant's Name Phillip A. Hanson
Applicant's Address 129 Tilden St.
Fairmont, MN 56031
Applicant's Telephone 235-9115
Applicant's Signature Phillip A Hanson
Date of application 4/22/15

Type of application: (Include dates, time, location, requests from City, etc.)

Permit for Fairmont Triathlon from 6:00 a.m to 11:45 a.m. at Gomsrud Park, June 13, 2015. Race times, 8:30, 9:00 and 9:30. Request from City necessary patrol cars and officer to cover critical intersections. For the bike route, I will list the number and direction only. Lair Rd. E, Albion S, 41 S, 8 W, 10 N & E, through Wilbert, Co. Rd. 37 N, 118 E, 39 N, 20 E, 41 and Albion N, Lair Rd. W. 10K and 5K runs, Lair Rd. E, Albion S, 10K turnaround, Bellview E, Prairie N., Cardinal E, High School parking lot, Johnson W, Prairie S, bike trail W to Albion and Lair Rd. W.

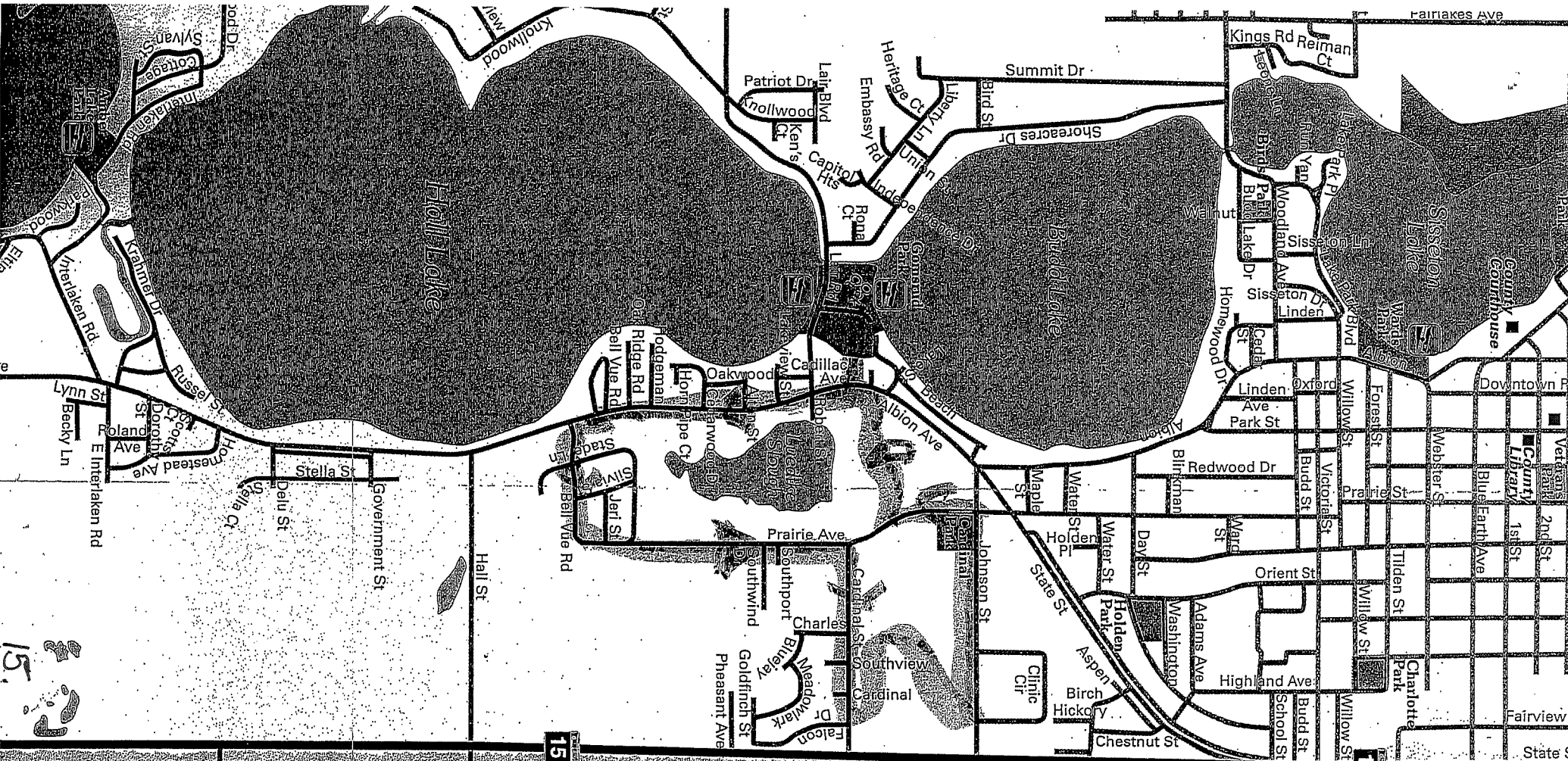
Fee (if applicable) \$15

CITY USE ONLY

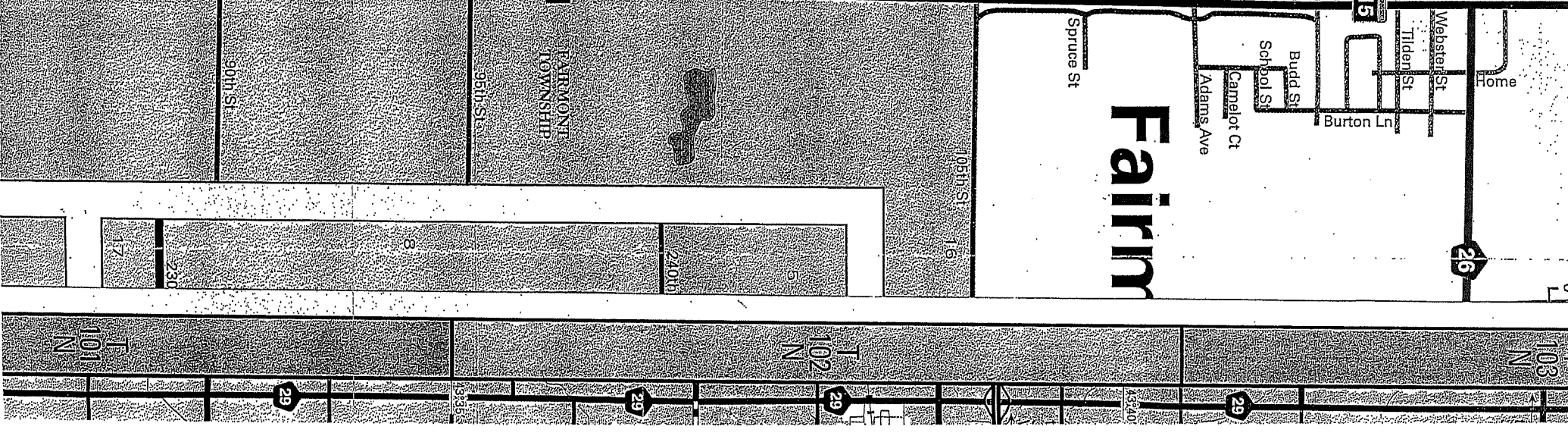
Application approved by _____ Date _____

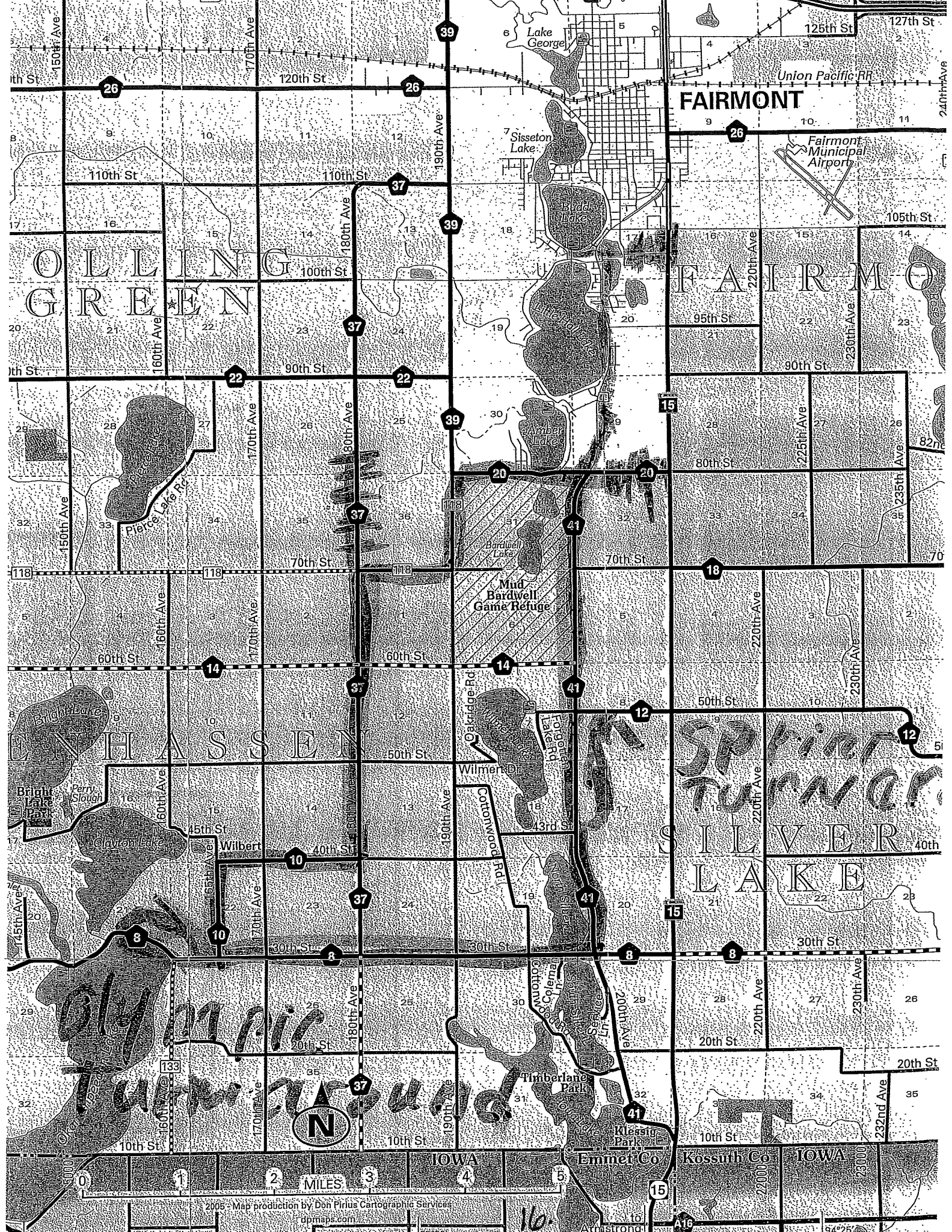
Instructions/Comments _____

Application Distribution: City _____ Applicant _____ Police _____ Other _____



Fairmont





FAIRMONT

OLLING GREEN

FAIRMONT

WILMERS

SILVER LAKE

WILMERS

CITY OF FAIRMONT----AGENDA CONTROL SHEET----AGENDA ITEM NO. 12.3

MEETING DATE: April 28, 2014

SUBJECT: Martin County Preservation Assoc./Red Rock Center Application to Block off Part of Elm Street

REVIEWED BY: Mike Humpal, CEcD, City Administrator 

SUBJECT INITIATION BY:

<input checked="" type="checkbox"/>	Petition	<input type="checkbox"/>	Board	<input type="checkbox"/>	Staff	<input type="checkbox"/>	Council	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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SUBJECT BACKGROUND: Elizabeth W. Bloomquist, City Attorney

INTRODUCED BY: Elizabeth W. Bloomquist, City Attorney

COUNCIL LIAISON:

TYPE OF ACTION:

<input checked="" type="checkbox"/>	Motion (Voice Vote)	<input type="checkbox"/>	Resolution (Roll Call)	<input type="checkbox"/>	Discussion
<input type="checkbox"/>	Ordinance 1 st Reading (Introduction only)	<input type="checkbox"/>	Set Public Hearing (Motion)	<input type="checkbox"/>	Information Only
<input type="checkbox"/>	Ordinance 2 nd Reading (Roll call)	<input type="checkbox"/>	Hold Public Hearing (Motion to close)	<input type="checkbox"/>	

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff	<input type="checkbox"/>	Board	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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<input type="checkbox"/>	Issuance	<input checked="" type="checkbox"/>	Approval	<input type="checkbox"/>	Authorization	<input type="checkbox"/>	No recommendation
<input type="checkbox"/>	Denial	<input type="checkbox"/>	Rejection	<input type="checkbox"/>	No action needed	<input type="checkbox"/>	

STATEMENT: The Martin County Preservation Assoc./Red Rock Center is requesting permission to block off part of Elm Street from East Blue Earth Avenue for ½ block south on Monday, May 26, 2014 for a Memorial Day Community picnic from 10:00 a.m. to 2:00 p.m.

MOTION: To approve the application of the Martin County Preservation Assoc./Red Rock Center to block off a portion of Elm Street for a Memorial Day Community picnic on May 26, 2014.

VOTE REQUIRED: Simple majority

ATTACHMENTS:

1. Application
- 2.

Council Action: _____ Date: _____

**CITY OF FAIRMONT
MISCELLANEOUS LICENSE & PERMIT APPLICATION**

Applicant's Name Martin County Preservation Association/Red Rock Center

Applicant's Address 222 E. Blue Earth Ave.
Fairmont, MN 56031

Applicant's Telephone 235-9262

Applicant's Signature *Songa Fortune*

Date of application 4/24/2015

Type of application: (Include dates, time, location, requests from City, etc.)

Memorial Day Community Picnic 10:00 a.m. – 2:00 p.m., Monday, May 25, 2015

Block Elm Street from East Blue Earth Avenue for ½ block south.

Additional needs: 10 picnic tables, 4 garbage cans, & cross walk sign for Blue Earth Ave.

Fee (if applicable) N/A

CITY USE ONLY


Application approved by _____ Date _____

Instructions/Comments _____

Application Distribution: City _____ Applicant _____ Police _____ Other _____

MEETING DATE: May 11, 2015

SUBJECT: Parade Permit and Street Closures for Interlaken Heritage Days

REVIEWED BY: Mike Humpal, CEcD, City Administrator 

SUBJECT INITIATION BY:

<input checked="" type="checkbox"/>	Petition		Board		Staff		Council		Commission		Committee
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SUBJECT BACKGROUND: Elizabeth W. Bloomquist, City Attorney

INTRODUCED BY: Elizabeth W. Bloomquist, City Attorney

COUNCIL LIAISON:

TYPE OF ACTION:

<input checked="" type="checkbox"/>	Motion (Voice Vote)		Resolution (Roll Call)		Discussion
	Ordinance 1 st Reading (Introduction only)		Set Public Hearing (Motion)		Information Only
	Ordinance 2 nd Reading (Roll call)		Hold Public Hearing (Motion to close)		

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff		Board		Commission		Committee
	Issuance	<input checked="" type="checkbox"/>	Approval		Authorization		No recommendation
	Denial		Rejection		No action needed		

STATEMENT: The Interlaken Heritage Days Committee is applying for a parade permit for June 13, 2015. The parade will begin at 6:00 p.m. and the route will begin at the National Guard Armory, south on Lake Avenue to Blue Earth Avenue, to Downtown Plaza north continuing on North North Avenue to Lincoln Park. In addition, there is a kiddie parade scheduled to begin at 4:30 p.m. which will go from Second Street to Fourth Street on Downtown Plaza. The IHD Committee is also requesting street closures for Kiddie Events on June 13, 2015 from 7:30 a.m. – 5:00 p.m. on Main Street between Second Street and Fourth Street. For a teen dance on June 12, 2015 on Downtown Plaza between Third Street and Fourth Street and for a street dance on June 13, 2015 from 8:00 a.m. – 1:00 a.m. on First Street between Downtown Plaza and the alley.

MOTION: To approve a parade permit and street closure requests for Interlaken Heritage Days to be held on June 12 and 13, 2015.

VOTE REQUIRED: Simple majority

ATTACHMENTS:

- 1. Application & map

Council Action: _____ Date: _____

CITY OF FAIRMONT
MISCELLANEOUS LICENSE & PERMIT APPLICATION

Applicant's Name Interlaken Heritage Days
 Applicant's Address PO Box 322
Fairmont, MV 56031
 Applicant's Telephone 507-399-1120
 Applicant's Signature [Signature]
 Date of application 4/22/15

Type of application: (Include dates, time, location, requests from City, etc.)

main Parade
 Parade Permit - Saturday June 13th 2015 6:00pm start
Kiddie Parade
Saturday June 13th 2015 4:30pm start
Kiddie Events
Saturday June 13th 2015 7:30am-5pm
Teen Dance
Friday June 12th 2015 7:00pm-12am
Street Dance
Saturday June 13th 2015 8:00pm-1am
 Fee (if applicable) N/A

CITY USE ONLY

Application approved by _____ Date _____

Instructions/Comments _____

Application Distribution: City _____ Applicant _____ Police _____ Other _____

Interlaken Heritage Days

Parade Permit - June 13, 2015, parade begins at 6:00 p.m. Parade route will begin at the National Guard Armory, proceed south on Lake Avenue, to Blue Earth Avenue, to Downtown Plaza continuing north on North North Avenue to Lincoln Park. Shown on the map in yellow.

Street Closures:

Kiddie Parade – June 13, 2015, kiddie parade begins at 4:30 p.m. Parade route will be on Downtown Plaza from Second Street to Fourth Street. Shown on the map in green.

Kiddie Events – June 13, 2015, 7:30 a.m. – 5:00 p.m. On Main Street between Second Street and Fourth Street. Shown on the map in pink.

Teen Dance – June 12, 2015, 7:00 p.m. – 12:00 a.m. On Downtown Plaza between Third and Fourth Street. Shown on the map in blue.

Street Dance – June 13, 2015, 8:00 p.m. – 1:00 a.m. – On First Street between Downtown Plaza and Alley. Shown on the map in purple.

ne to

FAIRMONT

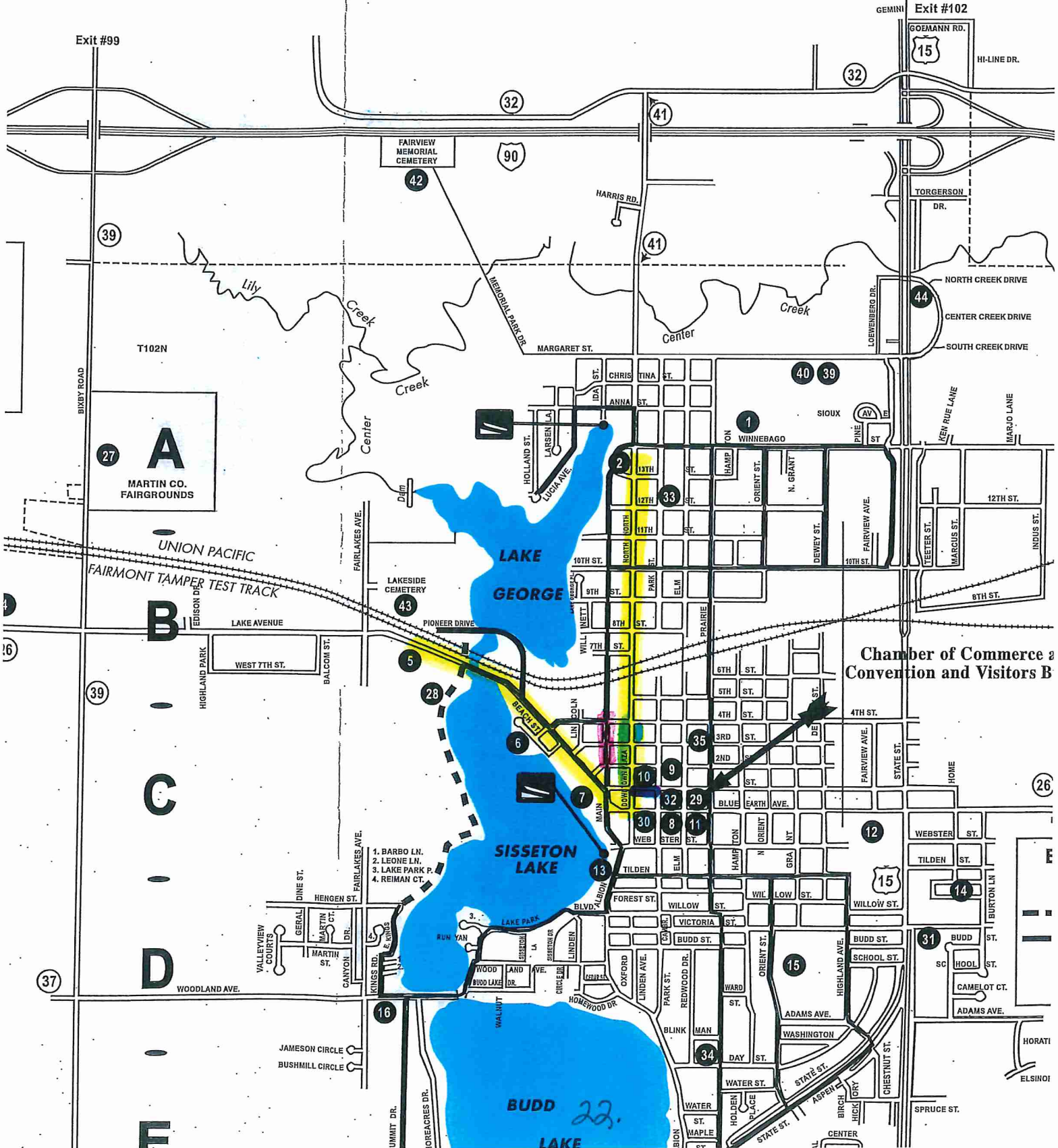
T.M.

1

2

3


4



CITY OF FAIRMONT----AGENDA CONTROL SHEET----AGENDA ITEM NO. 12.5

MEETING DATE: May 11, 2015

SUBJECT: Parade Permit for Martin County VFW Post #1222 for Memorial Day Parade

REVIEWED BY: Mike Humpal, CECD, City Administrator 

SUBJECT INITIATION BY:

<input checked="" type="checkbox"/>	Petition		Board		Staff		Council		Commission		Committee
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SUBJECT BACKGROUND: Elizabeth W. Bloomquist, City Attorney

INTRODUCED BY: Elizabeth W. Bloomquist, City Attorney

COUNCIL LIAISON:

TYPE OF ACTION:

<input checked="" type="checkbox"/>	Motion (Voice Vote)		Resolution (Roll Call)		Discussion
	Ordinance 1 st Reading (Introduction only)		Set Public Hearing (Motion)		Information Only
	Ordinance 2 nd Reading (Roll call)		Hold Public Hearing (Motion to close)		

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff		Board		Commission		Committee
	Issuance	<input checked="" type="checkbox"/>	Approval		Authorization		No recommendation
	Denial		Rejection		No action needed		

STATEMENT: The Martin County VFW Post #1222 is making application to the City Council for a parade permit for the annual Memorial Day parade to be held on Monday, May 25, 2015. The parade will begin at 10:00 a.m. and follow the parade route attached to the application.

MOTION: To approve the parade permit for the Martin County VFW Post #1222 for the Memorial Day parade.

VOTE REQUIRED: Simple majority

ATTACHMENTS:

1. Application and map
- 2.
- 3.

Council Action: _____ Date: _____

**CITY OF FAIRMONT
MISCELLANEOUS LICENSE & PERMIT APPLICATION**

Applicant's Name Martin County VFW Post #1222

Applicant's Address 1500 Albion Ave.

Fairmont, MN 56031

Applicant's Telephone 235-9308

Applicant's Signature *Veyl Chay*

Date of application 4-28-15

Type of application: (Include dates, time, location, requests from City, etc.)

Parade Permit for Memorial Day Parade, May 25, 2015 at 10:00 a.m.

Fee (if applicable) \$15.00⁰⁰

CITY USE ONLY

Application approved by _____ Date _____

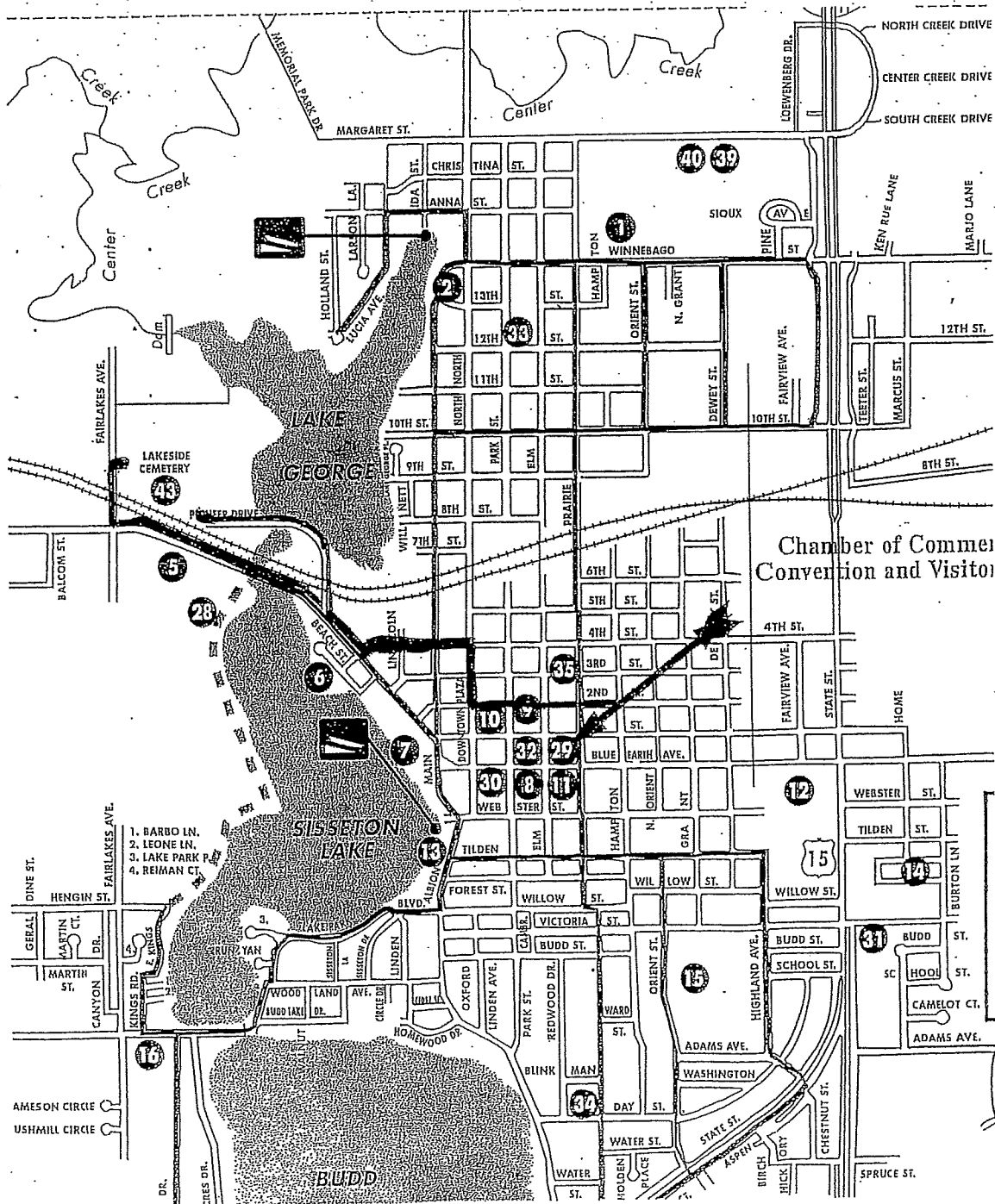
Instructions/Comments _____

Application Distribution: City _____ Applicant _____ Police _____ Other _____

Memorial Day Parade Route:

The parade route will begin on East 2nd Street (line-up at Veterans Park), proceed west to Downtown Plaza, north to 4th Street, West to Lake Avenue. Vehicles will continue on Lake Avenue to Fairlakes Avenue, north on Fairlakes Avenue to Lakeside Cemetary. People who are on foot will proceed done Pioneer Drive, across the old bridge, to the cemetary.

See attached map.



CITY OF FAIRMONT----AGENDA CONTROL SHEET----AGENDA ITEM NO. 14.1

MEETING DATE: May 11, 2015

SUBJECT: Off Premises Sale of Intoxicating Liquor License – Interlaken Heritage Days

REVIEWED BY: Mike Humpal, CEcD, City Administrator *MH*

SUBJECT INITIATION BY:

<input checked="" type="checkbox"/>	Petition		Board		Staff		Council		Commission		Committee
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SUBJECT BACKGROUND: Elizabeth W. Bloomquist, City Attorney

INTRODUCED BY: Elizabeth W. Bloomquist, City Attorney

COUNCIL LIAISON:

TYPE OF ACTION:

<input checked="" type="checkbox"/>	Motion (Voice Vote)		Resolution (Roll Call)		Discussion
	Ordinance 1 st Reading (Introduction only)		Set Public Hearing (Motion)		Information Only
	Ordinance 2 nd Reading (Roll call)		Hold Public Hearing (Motion to close)		

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff		Board		Commission		Committee
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	Issuance	<input checked="" type="checkbox"/>	Approval		Authorization		No recommendation
	Denial		Rejection		No action needed		

STATEMENT: The American Legion Post #36 is requesting to serve alcoholic beverages and beer off premises in a beer garden (in the public right-of-way in front of their building) during Interlaken Heritage Days held in Fairmont on June 13, 2015. Minnesota Statutes Chapter 340A.404, Subd. 4 provides that “The governing body of a municipality may authorize a holder of a retail on-sale intoxicating liquor license issued by the municipality to dispense intoxicating liquor off premises at a community festival held within the municipality. The authorization shall specify the area in which the intoxicating liquor must be dispensed and consumed, and shall not be issued unless the licensee demonstrates that it has liability insurance as prescribed by section 340A.409 to cover the event.”

MOTION: To allow the American Legion Post #36 to serve alcoholic beverages and beer in a beer garden in the public right-of-way in front of their building on June 13, 2015 for the Interlaken Heritage Days Festival.

VOTE REQUIRED: Simple majority

ATTACHMENTS:

- Letter of Request from American Legion Post 36
- Certificate of Liquor Liability Insurance

Council Action: _____ Date: _____

Lee C. Prentice
American Legion Post 36
106 E. 1st Street
Fairmont, MN 56031

April 2, 2015

Mayor City of Fairmont and Fairmont City Council
100 Downtown Plaza
Fairmont, MN 56031

Attn: Randy Quiring

Subject: Temporary license for off-premise sale of intoxicating liquor


Dear Mr. Mayor and Council Members,

As part of the Interlaken Heritage Days, a community festival held within the municipality, Fairmont American Legion Post #36 whereby requests the approval for a temporary license to sell intoxicating liquors off-premise on June 13, 2015. Intended purpose of serving alcoholic beverages and beer in a beer garden in the right-of-way or street in front of the American Legion at 106 E. 1st St. As in the past, the American Legion will provide appropriate fencing, security, liability insurance and area control to ensure that all lawful practices are followed, and/or as directed by the City of Fairmont for the dispensing of intoxicating liquors. This request also to include approval to block off East 1st St., from Downtown Plaza to Park St., to accommodate entertainment which will be held east of the fenced area.

Please review this request and we will be willing to meet with you, at a convenient time prior to a formal city council meeting, to discuss this matter.

Thank you.

Sincerely,



Corey Walter - Post Commander

Contact: Jim Miller (Finance Officer) at 236-1026 if you have any questions.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
4/8/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED; subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Ross Nesbit Agencies, Inc. 923 N. State Street Suite 140 Fairmont MN 56031	CONTACT NAME: Chris Bartz	
	PHONE (A/C, No, Ext): (507) 235-5252 FAX (A/C, No): (507) 238-2777 E-MAIL ADDRESS: cbartz@nesbitagencies.com	
INSURED AMERICAN LEGION POST 36 106 E 1ST ST FAIRMONT MN 56031	INSURER(S) AFFORDING COVERAGE	NAIC #
	INSURER A: West Bend	15350
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

COVERAGES CERTIFICATE NUMBER: CL154839378 REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.


INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:						EACH OCCURRENCE	\$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident)	\$
	UMBRELLA LIAB EXCESS LIAB DED RETENTION \$						EACH OCCURRENCE	\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below						PER STATUTE	OTH-ER
A	LIQUOR LIABILITY			NSN1454558	7/1/2014	7/1/2015	PER OCCURRENCE	1,000,000
							AGGREGATE	1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Liability is extended to 106 E 1st St for Interlaken Heritage Days on June 13-14, 2015.

CITY OF FAIRMONT 100 DOWNTOWN PLAZA FAIRMONT, MN 56031	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE Chris Bartz/CCS

MEETING DATE: May 11, 2015

SUBJECT: Advertise for Bids for 2015-A construction project

REVIEWED BY: Mike Humpal, CEcD, City Administrator 

SUBJECT INITIATION BY:

<input type="checkbox"/>	Petition	<input type="checkbox"/>	Board	<input checked="" type="checkbox"/>	Staff	<input type="checkbox"/>	Council	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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SUBJECT BACKGROUND: Troy Nemmers, PE, Director of Public Works/City Engineer

INTRODUCED BY: Troy Nemmers, PE, Director of Public Works/City Engineer

COUNCIL LIAISON:

TYPE OF ACTION:

<input type="checkbox"/>	Motion (Voice Vote)	<input checked="" type="checkbox"/>	Resolution (Roll Call)	<input type="checkbox"/>	Discussion
<input type="checkbox"/>	Ordinance 1 st Reading (Introduction only)	<input type="checkbox"/>	Set Public Hearing (Motion)	<input type="checkbox"/>	Information Only
<input type="checkbox"/>	Ordinance 2 nd Reading (Roll call)	<input type="checkbox"/>	Hold Public Hearing (Motion to close)	<input type="checkbox"/>	

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff	<input type="checkbox"/>	Board	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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<input type="checkbox"/>	Issuance	<input checked="" type="checkbox"/>	Approval	<input type="checkbox"/>	Authorization	<input type="checkbox"/>	No recommendation
<input type="checkbox"/>	Denial	<input type="checkbox"/>	Rejection	<input type="checkbox"/>	No action needed	<input type="checkbox"/>	

STATEMENT: The plans and specifications for the 2015-A improvement project are ready for bid. This improvement consists of the reconstruction of Third Street from Prairie Avenue to the dead-end; Victoria Street from Albion Avenue to Park Street; and Oxford Street from Victoria to Willow Street. Council must pass a resolution authorizing the publication of this project. If the resolution is approved the bid opening for this project would be June 4, 2015 at 10:00 a.m. at City Hall.

MOTION: To adopt Resolution 2015-13 approving advertising of the 2015-A construction project.

VOTE REQUIRED: Simple majority - Roll call

ATTACHMENTS:

1. Resolution 2015-13
- 2.
- 3.

Council Action: _____ Date: _____

RESOLUTION NO. 2015-13

STATE OF MINNESOTA)
COUNTY OF MARTIN) SS:
CITY OF FAIRMONT)

RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS

2015-A IMPROVEMENT CONTRACT
CITY PROJECT NUMBERS 5715001, 5715002 AND 5715003

WHEREAS, pursuant to a resolution passed by the Council on February 9, 2015, the City Engineer arranged for the preparation of Plans and Specifications for the improvement of:

RECONSTRUCTION

5715001 Third Street; from Prairie Avenue to Deadend
5715002 Victoria Street; from Albion Avenue to Park Street
5715003 Oxford Street; from Victoria to Willow Street

and has presented such Plans and Specifications to the Council for approval;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRMONT, MINNESOTA:

1. Such Plans and Specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.
2. The City Clerk shall prepare and cause to be inserted in the official paper, on Quest CDN, and on the City of Fairmont website (www.fairmont.org) if the estimated construction cost exceeds \$100,000, an advertisement for bids upon the making of such improvement under such approved Plans and Specifications. The advertisement shall be published for one day, shall specify the work to be done and shall state that bids will be opened on June 4, 2015, at 10:00 a.m. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the Council on the issue of responsibility. No bids will be considered unless sealed and filed with the clerk and accompanied by a bid bond or certified check payable to the Clerk for five (5) percent of the amount of such bid. The bids will be tabulated at that time and will be considered by the City Council at a regular scheduled meeting to be held after review by the City Engineer of the lowest responsible responsive bidder's bid documents.

Motion by:
Seconded by:
All in favor:
Opposed:
Abstained:
Absent:

ADOPTED by the Council this 11^h day of May, 2015.

Mayor


ATTEST:

City Clerk

(SEAL)

MEETING DATE: May 11, 2015

SUBJECT: Advertise for Bids for 2015-B construction project

REVIEWED BY: Mike Humpal, CEcD, City Administrator 

SUBJECT INITIATION BY:

<input type="checkbox"/>	Petition	<input type="checkbox"/>	Board	<input checked="" type="checkbox"/>	Staff	<input type="checkbox"/>	Council	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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SUBJECT BACKGROUND: Troy Nemmers, PE, Director of Public Works/City Engineer

INTRODUCED BY: Troy Nemmers, PE, Director of Public Works/City Engineer

COUNCIL LIAISON:

TYPE OF ACTION:

<input type="checkbox"/>	Motion (Voice Vote)	<input checked="" type="checkbox"/>	Resolution (Roll Call)	<input type="checkbox"/>	Discussion
<input type="checkbox"/>	Ordinance 1 st Reading (Introduction only)	<input type="checkbox"/>	Set Public Hearing (Motion)	<input type="checkbox"/>	Information Only
<input type="checkbox"/>	Ordinance 2 nd Reading (Roll call)	<input type="checkbox"/>	Hold Public Hearing (Motion to close)	<input type="checkbox"/>	

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff	<input type="checkbox"/>	Board	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
<input type="checkbox"/>	Issuance	<input checked="" type="checkbox"/>	Approval	<input type="checkbox"/>	Authorization	<input type="checkbox"/>	No recommendation
<input type="checkbox"/>	Denial	<input type="checkbox"/>	Rejection	<input type="checkbox"/>	No action needed	<input type="checkbox"/>	

STATEMENT: The plans and specifications for the 2015-B improvement project are ready for bid. This improvement consists of the resurfacing of Third Street from Beach Street to Lake Avenue; Victoria Street from Park Street to Cambridge Street; and City Parking Lot A Second Street to Main Street. This improvement also consists of the overlay of Eltinge Place from the dead-end to East Amber Lake Drive and Webster Street from TH15 to Home Street. Council must pass a resolution authorizing the publication of this project. If the resolution is approved the bid opening for this project would be June 18, 2015 at 10:00 a.m. at City Hall.

MOTION: To adopt Resolution 2015-14 approving advertising of the 2015-B construction project.

VOTE REQUIRED: Simple majority - Roll call

ATTACHMENTS:

1. Resolution 2015-14
- 2.
- 3.

Council Action: _____ Date: _____

RESOLUTION NO. 2015-14

STATE OF MINNESOTA)
COUNTY OF MARTIN) SS:
CITY OF FAIRMONT)

RESOLUTION APPROVING PLANS AND SPECIFICATIONS
AND ORDERING ADVERTISEMENT FOR BIDS

2015-B IMPROVEMENT CONTRACT
CITY PROJECT NUMBERS 6715001, 6715002, 6715003, 8715001 AND 8715002

WHEREAS, pursuant to a resolution passed by the Council on February 9, 2015, the City Engineer arranged for the preparation of Plans and Specifications for the improvement of:

RESURFACING

6715001 Third Street; from Beach Street to Lake Avenue
6715002 Victoria Street; from Park Street to Cambridge Street
6715003 City Parking Lot A; Second Street and Main Street

OVERLAY

8715001 Eltinge Place; Deadend to East Amber Lake Drive
8715002 Webster Street; from TH15 to Home Street

and has presented such Plans and Specifications to the Council for approval;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRMONT, MINNESOTA:

1. Such Plans and Specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.
2. The City Clerk shall prepare and cause to be inserted in the official paper, on Quest CDN, and on the City of Fairmont website (www.fairmont.org) if the estimated construction cost exceeds \$100,000, an advertisement for bids upon the making of such improvement under such approved Plans and Specifications. The advertisement shall be published for one day, shall specify the work to be done and shall state that bids will be opened on June 18, 2015, at 10:00 a.m. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the Council on the issue of responsibility. No bids will be considered unless sealed and filed with the clerk and accompanied by

a bid bond or certified check payable to the Clerk for five (5) percent of the amount of such bid. The bids will be tabulated at that time and will be considered by the City Council at a regular scheduled meeting to be held after review by the City Engineer of the lowest responsible responsive bidder's bid documents.

Motion by:
Seconded by:
All in favor:
Opposed:
Abstained:
Absent:

ADOPTED by the Council this 11^h day of May, 2015.

Mayor

ATTEST:

City Clerk

(SEAL)

MEETING DATE: May 11, 2015

SUBJECT: Advertise for Bids for 2015-C construction project

REVIEWED BY: Mike Humpal, CEcD, City Administrator *MH*

SUBJECT INITIATION BY:

<input type="checkbox"/>	Petition	<input type="checkbox"/>	Board	<input checked="" type="checkbox"/>	Staff	<input type="checkbox"/>	Council	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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SUBJECT BACKGROUND: Troy Nemmers, PE, Director of Public Works/City Engineer

INTRODUCED BY: Troy Nemmers, PE, Director of Public Works/City Engineer

COUNCIL LIAISON:

TYPE OF ACTION:

<input type="checkbox"/>	Motion (Voice Vote)	<input checked="" type="checkbox"/>	Resolution (Roll Call)	<input type="checkbox"/>	Discussion
<input type="checkbox"/>	Ordinance 1 st Reading (Introduction only)	<input type="checkbox"/>	Set Public Hearing (Motion)	<input type="checkbox"/>	Information Only
<input type="checkbox"/>	Ordinance 2 nd Reading (Roll call)	<input type="checkbox"/>	Hold Public Hearing (Motion to close)	<input type="checkbox"/>	

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff	<input type="checkbox"/>	Board	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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<input type="checkbox"/>	Issuance	<input checked="" type="checkbox"/>	Approval	<input type="checkbox"/>	Authorization	<input type="checkbox"/>	No recommendation
<input type="checkbox"/>	Denial	<input type="checkbox"/>	Rejection	<input type="checkbox"/>	No action needed	<input type="checkbox"/>	

STATEMENT: The plans and specifications for the 2015-C improvement project are ready for bid. This improvement consists of the sealcoating of various streets in the City of Fairmont. Council must pass a resolution authorizing the publication of this project. If the resolution is approved the bid opening for this project would be June 18, 2015 at 11:00 a.m. at City Hall.

MOTION: To adopt Resolution 2015-16 approving advertising of the 2015-C construction project.

VOTE REQUIRED: Simple majority - Roll call

ATTACHMENTS:

1. Resolution 2015-16
- 2.
- 3.

Council Action: _____ Date: _____

RESOLUTION NO. 2015-16

**STATE OF MINNESOTA)
COUNTY OF MARTIN) SS:
CITY OF FAIRMONT)**

**RESOLUTION APPROVING PLANS AND SPECIFICATIONS
AND ORDERING ADVERTISEMENT FOR BIDS**

**2015-C IMPROVEMENT CONTRACT
CITY PROJECT NO.**

WHEREAS, pursuant to a resolution passed by the Council on February 9, 2015, the City Engineer arranged for the preparation of Plans and Specifications for the improvement of:

SEAL COATS

7515001-7515018 Various locations within the City.

and has presented such Plans and Specifications to the Council for approval;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRMONT, MINNESOTA:

1. Such Plans and Specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.
2. The City Clerk shall prepare and cause to be inserted in the official paper, on Quest CDN, and on the City of Fairmont website (www.fairmont.org) if the estimated construction cost exceeds \$100,000, an advertisement for bids upon the making of such improvement under such approved Plans and Specifications. The advertisement shall be published for one day, shall specify the work to be done and shall state that bids will be opened on June 18, 2015, at 11:00 a.m. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the Council on the issue of responsibility. No bids will be considered unless sealed and filed with the clerk and accompanied by a bid bond or certified check payable to the Clerk for five (5) percent of the amount of such bid. The bids will be tabulated at that time and will be considered by the City Council at a regular scheduled meeting to be held after review by the City Engineer of the lowest responsible responsive bidder's bid documents.

Motion by:
Seconded by:
All in favor:
Opposed:
Abstained:
Absent:

ADOPTED by the Council this 11th day of May, 2015

Mayor

ATTEST:

City Clerk

(SEAL)

MEETING DATE: May 11, 2015

SUBJECT: Ordinance 2015-06 Amending Fairmont City Code Definition of All-Terrain Vehicle

REVIEWED BY: Elizabeth W. Bloomquist, City Attorney

SUBJECT INITIATION BY: Police Chief Greg Broolsma

<input type="checkbox"/>	Petition	<input type="checkbox"/>	Board	<input checked="" type="checkbox"/>	Staff	<input type="checkbox"/>	Council	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
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SUBJECT BACKGROUND: Elizabeth W. Bloomquist, City Attorney

INTRODUCED BY: Elizabeth W. Bloomquist, City Attorney

COUNCIL LIAISON:

TYPE OF ACTION:

<input checked="" type="checkbox"/>	Motion (Voice Vote)	<input type="checkbox"/>	Resolution (Roll Call)	<input type="checkbox"/>	Discussion
<input type="checkbox"/>	Ordinance 1 st Reading (Introduction only)	<input checked="" type="checkbox"/>	Set Public Hearing (Motion)	<input type="checkbox"/>	Information Only
<input type="checkbox"/>	Ordinance 2 nd Reading (Roll call)	<input type="checkbox"/>	Hold Public Hearing (Motion to close)	<input type="checkbox"/>	

RECOMMENED ACTION BY:

<input checked="" type="checkbox"/>	City Staff	<input type="checkbox"/>	Council	<input type="checkbox"/>	Commission	<input type="checkbox"/>	Committee
<input type="checkbox"/>	Issuance	<input checked="" type="checkbox"/>	Approval	<input type="checkbox"/>	Authorization	<input type="checkbox"/>	No recommendation
<input type="checkbox"/>	Denial	<input type="checkbox"/>	Rejection	<input type="checkbox"/>	No action needed	<input type="checkbox"/>	

STATEMENT: Chief Broolsma has received inquiries regarding the status of Class 2 ATVs within the City limits. City Code Section 16-90 defines ATV and the definition would not include Class 2 ATVs. Article V of the City Code regulates time and place usage of ATVs and the Code should apply to Class 2 ATVs as well as Class 1 ATVs.

MOTION: To set a public hearing for June 8, 2015 to adopt Ordinance 2015-06 amending Fairmont City Code Section 16-90 defining ATV.

VOTE REQUIRED: Simple majority

ATTACHMENTS:

1. Proposed Ordinance 2015-06

Council Action: _____ Date: _____

STATE OF MINNESOTA)
COUNTY OF MARTIN) SS
CITY OF FAIRMONT)

ORDINANCE NO. 2015-06

AN ORDINANCE AMENDING FAIRMONT CITY CODE SECTION 16-90.
DEFINITION OF ALL-TERRAIN VEHICLES

Whereas, City staff has received inquiries regarding the use of large All-Terrain Vehicles (ATV) within the city limits; and,

Whereas, Fairmont City Code Section 16-90 defines ATV by its engine size and vehicle weight; and

Whereas, ATVs now come in two sizes – Class 1 and Class 2; and,

Whereas, the Fairmont City Code does not clearly apply to Class 2 ATV; and,

Whereas, the Fairmont City Council desires to regulate both Class 1 and Class 2 ATV in the same manner; and

Now, therefore, be it ordained by the City Council of the City of Fairmont that the Fairmont City Code shall be amended as follows by adopting this ordinance:

Section 16-90. Definition. The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

All-terrain vehicle (ATV) means a motorized flotation-tired vehicle of not less than three (3) low pressure tires, but not more than six (6) tires, that is limited in engine displacement of less than ~~eight hundred (800)~~ one thousand (1,000) cubic centimeters and total dry weight of less than ~~nine hundred (900)~~ not more than eighteen hundred (1,800) pounds.

Adopted by the City Council of the City of Fairmont this 8th day of June, 2015.

Approved by:

Mayor, Randy Quiring

Attest:

City Clerk, Patricia Monsen

First Reading: May 11, 2015

Second Reading: June 8, 2015

Published: