

The minutes of the Fairmont City Council meeting held on Monday, November 26, 2018 at the City Hall Council Chambers.

Mayor Deborah Foster called the meeting to order at 5:30 p.m.

Mayor Deborah Foster, Council Members Ruth Cyphers, Tom Hawkins, Wayne Hasek, Bruce Peters and Jim Zarling were present. Also, in attendance: City Administrator Mike Humpal, Public Works Director/City Engineer Troy Nemmers, Finance Director Paul Hoye, City Attorney Elizabeth W. Bloomquist and City Clerk Patricia J. Monsen.

It was moved by Council Member Zarling to approve the agenda with the additions of 13.2 One Day Temporary On-Sale Liquor License and 14.2 Funding for Community Center. Council Member Hasek seconded the motion and the motion carried.

It was moved by Council Member Hawkins, seconded by Council Member Cyphers and carried to approve the minutes of the special City Council meeting held on November 14, 2018.

Elroy “Ernie” Nuss of 1800 S. Prairie Avenue addressed the Council and presented a letter signed by 79 business owners in the City of Fairmont who oppose the proposed Community Center and the competition with existing businesses in the City of Fairmont.

Mayor Foster proclaimed November 12, 2018 as “Andy Lucas” day in the City of Fairmont. Mr. Lucas is the recipient of the Golden Deeds Award by the Fairmont Exchange Club.

Mayor Foster opened the public hearing on the proposed Fairmont Americans with Disabilities Act Transition Plan. No comment was received by the public. Council Member Hawkins made a motion to close the public hearing. Council Member Hasek seconded the motion and the motion carried. Council Member Cyphers made a motion to approve the Americans with Disabilities Act Transition Plan. Council Member Hawkins seconded the motion and the motion carried.

Council Member Hawkins made a motion to approve **Resolution 2018-35**, a Fairmont Youth Hockey Association application to the State of Minnesota Gambling Enforcement Division for a Premises Permit to conduct charitable gambling at Shenanigans Cheer & Chow located at 115 East Third Street. Council Member Cyphers seconded the motion. On roll call: Council Members Zarling, Cyphers, Hasek, Hawkins and Peters all voted aye. No one voted nay. Mayor Foster declared said motion passed.

Council Member Hasek made a motion to approve a One Day Temporary Liquor License for Martin County Preservation Association d/b/a Red Rock Center located at 222 E. Blue Earth Avenue for December 14, 2018. Council Member Hawkins seconded the motion and the motion carried.

Council Member Zarling made a motion to reset the public hearing for the vacation of a portion of Geraldine Street for December 10, 2018 at 6:00 p.m. and direct the City Clerk to mail and publish notice of the hearing. Council Member Cyphers seconded the motion and the motion carried.

Council Member Hawkins made a motion to continue the vote on proposed **Resolution 2018-30**, committing \$14,000,000.00 for the construction of the Community Center when the Community Center has raised an additional \$10,700,000.00 pledged to the Community Center, until sometime after the public forum. Council Member Zarling seconded the motion. On roll call: Council Members Cyphers, Hawkins, Peters and Zarling all voted aye. Council Member Hasek voted nay. Mayor Foster declared said motion passed.

Council Member Zarling made a motion to approve the sell back of 40 hours of vacation by the City Administrator. Council Member Hawkins seconded the motion and the motion carried.

Council Member Zarling made a motion to confirm that the City of Fairmont does not wish to waive the monetary limits on municipal tort liability established by Minnesota Statutes 466.04. Council Member Hawkins seconded the motion and the motion carried.

Council Member Cyphers made a motion to adopt **Resolution 2018-34**, awarding the contract for the Fairmont Municipal Airport MN S.P. A4601-54 Airfield Pavement Rehabilitation to Fahrner Asphalt Sealers, LLC of Eau Clair, Wisconsin in the amount of \$224,535.00. Council Member Hawkins seconded the motion. On roll call: Council Members Bruce Peters, Jim Zarling, Ruth Cyphers, Wayne Hasek and Tom Hawkins all voted aye. No one voted nay. Mayor Foster declared said motion passed.

Council Member Zarling made a motion to approve the preliminary and final plat of Southern Plains Addition. Council Member Hawkins seconded the motion and the motion carried.

The City Council received a letter from David King, the owner of Royal Car Wash asking that the gravel portion of the frontage road between Adams Avenue and Spruce Street be closed to traffic. Nemmers reported that this road falls within MnDOT right-of-way and they have oversight on this segment of road. MnDOT District 7 Access Committee evaluated the request and does not support the closure of the road. Nemmers said that City Staff will monitor the dust levels next summer for dust control.

Council Member Zarling made a motion to authorize the Mayor and City Clerk to sign the updated Middle 9 Emergency Services Mutual Aid Agreement. Council Member Hasek seconded the motion and the motion carried.

Council Member Cyphers made a motion to authorize the Mayor to sign the Airport Grant Pre-application Checklist for the new T-Hangar at the Airport. Council Member Zarling seconded the motion and the motion carried.

Council Member Zarling made a motion to approve the appointment of Michael Wubbena to the Fairmont Economic Development Authority Board. Council Member Hasek seconded the motion and the motion carried.

Council Member Hawkins made a motion to approve \$43,550 for easement acquisition along CSAH 39 to extend infrastructure services to the new industrial park. Council Member Zarling seconded the motion and the motion carried.

Council Member Hawkins made a motion to call for a public hearing to be held on December 10, 2018 at 6:00 p.m. on a property tax abatement request for a building addition to 923 North State Street. Council Member Zarling seconded the motion and the motion carried.

Council Member Cyphers made a motion to call for a public hearing on December 10, 2018 at 6:00 p.m. for proposed **Ordinance 2018-18**, establishing a social host ordinance in Fairmont City Code. Council Member Hawkins seconded the motion and the motion carried.

Council Member Hawkins made a motion to approve the payment of the November 2018 bills in the amount of \$776,393.63. Council Member Zarling seconded the motion and the motion carried.

Humpal announced that there is a Public Forum regarding the proposed Community Center scheduled for December 5, 2018, 6:30-8:00 p.m. at the Opera House.

Humpal also stated that sidewalks are for everyone's safety and asked that all property owners keep their sidewalks free of snow and ice.

Mayor Foster congratulated the Fairmont Cardinal Football team and coaches for their outstanding performance at the Minnesota State High School finals. She also commended all the supportive fans who attended.

A motion was made by Council Member Cyphers, seconded by Council Member Hawkins and carried to adjourn the meeting at 6:13 p.m.

Deborah J. Foster
Mayor

ATTEST:

Patricia J. Monsen, City Clerk