FAIRMONT CITY COUNCIL AGENDA

Monday, July 12, 2021, 5:30 p.m.

1.	Roll Call/Determination of Quorum					
2.	Pledge of Allegiance					
3.	Appr	oval of Agenda				
4.	Recog	gnition/Presentations				
	4.1 Q	Quarterly Employee Years of Service Recognition	(03)			
		ntroduction of Community Service Officer and Other Promotions within ne Department	(04)			
	4.3 P	resentation of 2021 Q2 Community Development Report	(05)			
5.	Publi	c Discussion/Comment (Individual comments are limited to 3 minutes)	(07)			
6.		ent Agenda (Items removed from consent will be placed at the end items under new business)				
	A. Minutes					
		6.A.1 Regular Meeting, June 28, 2021	(08)			
	B. Check Registers					
	C.	Other				
		6.C.1 Event Permit – Private Wedding Event, Request to Block a Portion of 13 th Street, July 24, 2021	(11)			
		6.C.2 Event Permit – Martin County Humane Society, Walk for Animals September 12, 2021 at Cedar Creek Park	(15)			
7.	Publi	c Hearings				
8.	Old Business					
	8.1 Rural and Urban Service Districts (1					

9. New Business

9.1	Justice Center Memorandum of Understanding	(24)
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- 9.2 Order for Hazardous Building (28)
- 9.3 Community Center Advisory Board Creation Resolution (31)
- **9.4** Appointment of Members to the Community Center Advisory Board (34)
- 9.5 Approval to Enter into a Contract for a Campground Design (35)

10. Staff/Liaison Reports

- A. Public Works
- B. Finance
- C. City Administrator
- D. Mayor/Council

Foster - HRA

Hasek-PUC

Kawecki – Planning Commission

Miller - CER

11. Adjournment



Agenda Item: 4.1 From: Cathy Reynolds, City Administrator To: Mayor and City Council **Subject**: Quarterly Employee Years of Service Recognition Policy/Action Requested: Recognition of employees for years of service **Vote Required**: _____ Simple Majority ____ Roll Call **Recommendation: Overview**: The City would like to recognize the following employees for their years of service: Ricky Pierce, Street Department – 35 years Wade Williams, Line Department – 20 years Bryan Boltjes, Police Department – 20 years Luke Schultz, Parks Department – 15 years Lily Paine, Police Department – 5 years Cole Stangler, Engineering Department – 5 years **Budget Impact**: N/A **Attachments:** Council Action: _____

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Agenda Item: 4.2 From: Mike Hunter, Chief of Police To: Mayor and City Council Subject: Introduction of Community Service Officer and other promotions within the department. **Policy/Action Requested: Vote Required**: _____ Simple Majority Roll Call **Recommendation**: N/A Overview: Chief Hunter would like to introduce new Community Service Officer Brad Buhmann, update the Council on the promotion of Officer Dustin Schwebke to Patrol Officer, and the assignment of Officer Jason Christenson to the newly established Investigator position. **Budget Impact**: N/A **Attachments:** N/A ************************************** Council Action: Date:



Agenda Item: 4.3 From: Linsey Preuss, Economic Development Coordinator To: Mayor and City Council Subject: Presentation of 2021 Q2 Community Development Report **Policy/Action Requested**: Information Only **Vote Required**: _____ Simple Majority _____ Roll Call **Recommendation:** Overview: Linsey Preuss, Economic Development Coordinator will present the 2021 Q2 Community Development Report. Budget Impact: None. Attachments: 2021 Q2 Community Development Report Council Action:

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COMMUNITY DEVELOPMENT 2021 Q2 REPORT



BUILDING PERMITS

Residential Q1 + Q2 Comparisons:

	2020	2021
Additions and Alterations	50	38
Maintenance	142	182
New Residential	4	0
Total Residential Permits	196	220

Commercial Q1 + Q2 Comparisons:

	2020	2021
New Buildings	8	4
Additions and Alterations	23	35
Total Commercial Permits	31	39
Total Value Commercial	\$5,301,811	\$14,075,612



PLANNING & ZONING PERMITS

Q1 + Q2 Comparisons:

	2020	2021
Zoning Permit	46	52
Variance	1	4
Conditional Use Permit	0	2
Home Occupation Permit	0	2
Total Permits	47	60



LAND DISTURBANCE PERMITS

Q1 + Q2 Comparisons:

2020	2021
8	12



FEDA FUNDING

FEDA awarded 5 loans to local businesses during Q1 + Q2 of 2021, 4 CARES Loans and 1 Micro Loan.

Loan Funding Available:

Reportable	\$229,540
Nonreportable	\$691,507
Micro Loans	\$13,308
CARES Loans	\$216,550
Child Care Loan	\$8,000



ECONOMIC DEVELOPMENTPROJECTS IN THE PIPELINE

The Economic Development Department has been contacted by 44 entrepreneurs and existing businesses in the first half of 2021. This continues to be well above pre-COVID numbers.

Though many have requested assistance and are currently considering planning and there is still uncertainty due to material costs, unstable supply chains, limited workforce and financial considerations amongst department continues to work with a number of contacts who have previously requested assistance.



Agenda Item: 5 From: Cathy Reynolds, City Administrator To: Mayor and City Council Subject: Open Discussion/Comment **Policy/Action Requested:** Vote Required: ____ Simple Majority ____ Roll Call **Recommendation**: N/A Overview: Prior to regular business, is there any public discussion/comment? **Budget Impact**: N/A **Attachments**: N/A Council Action: Date: _____

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Agenda Item: 6.A.1 From: Patricia J. Monsen, City Clerk To: Mayor and City Council Subject: Council Minutes from Regular Meeting on June 28, 2021 Policy/Action Requested: To Approve City Council Minutes from June 28, 2021 **Vote Required**: _X___ Simple Majority ____ Roll Call **Recommendation**: Approval Overview: **Budget Impact**: N/A Attachments: City Council Minutes Regular Meeting, June 28, 2021 Council Action:

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The minutes of the Fairmont City Council meeting held on Monday, June 28, 2021 at the City Hall Council Chambers.

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

Council Members Wayne Hasek, Britney Kawecki, Randy Lubenow, Michele Miller and Bruce Peters were present. Also, in attendance: City Administrator Cathy Reynolds, Public Works Director/City Engineer Troy Nemmers, Police Chief Mike Hunter, City Clerk Patricia J. Monsen and Attorney Mark Rahrick.

Council Member Hasek made a motion to approve the agenda as presented. Council Member Peters seconded the motion and the motion carried.

Meaghan Slama, Betsy Tino and Ed Willette of Kids Just Want to Have Fun addressed the Council and shared news about the grand reopening of the miniature golf course. It is now an eighteen-hole course, and each hole is sponsored by a business or family in the community. The course is free to the public.

During Public Discussion/Comment, Jay Maynard of 1831 Oakwood Drive commented on the time limit during open discussion and how it related to Roberts Rules of Order.

Council Member Hasek made a motion to approve the items on the Consent Agenda. Council Member Miller seconded the motion and the motion carried. Items on the Consent Agenda were: Minutes from the June 14, 2021 City Council Meeting; June 2021 Accounts Payable; Outdoor Public Fireworks Display by Premier Pyrotechnics, Inc. for Fairmont Raceway; Event Permit for Fairmont Cardinal Power Fastpitch Classic Tournament on July 10 and 11, 2021 at Winnebago Sports Complex; Event Permit for St. John's UCC and First Congregational UCC worship service at Sylvania Park Bandshell on July 11, 2021; Temporary On-Sale Liquor License for Truman Fire Department Relief Association at the Martin County Fair for August 17, 2021 through August 22, 2021; Reappointment of Mike Wubbena to a second term on the FEDA Board beginning July 1, 2021.

Pursuant to MN Statute 13D.05, Subd. 3(a), Mayor Foster gave a summary of the closed session held on June 14, 2021 for the one-year evaluation and performance of the City Administrator. Mayor Foster reported that there was overall satisfaction with the City Administrator and after the closed session, the Council approved a 3.5% pay increase for the City Administrator.

Council Member Miller made a motion to approve the modification to the Conditional Use Permit for a salvage yard and auto business at 440 Winnebago Avenue for Car Parts Direct. Council Member Peters seconded the motion and the motion carried.

Council Member Hasek made a motion to approve the Conditional Use Permit for a salvage yard at 1313 North Hampton Street for Car Parts Direct. Council Member Miller seconded the motion and the motion carried.

Council Member Peters made a motion to approve **Resolution 2021-37**, awarding the CR 39 Sanitary Sewer and Watermain Extension Project, Project 2021-I, to Holtmeier Construction of Mankato, Minnesota in the amount of \$714,564.37. Council Member Miller seconded the motion and the motion carried.

Nemmers reported that the Line Department has been installing electric vehicle charging stations at Winnebago Sports Complex and by City Hall. The industrial water tower painting project is coming to a completion. Work on the Public Works Facility is continuing, and the foundations will be poured soon. The Street Department has been busy doing bituminous patching on the roads. Nemmers also recognized the Park Department employees for all their hard work with several events in the City over the past couple of weekends.

Reynolds gave the Finance Department update, as Hoye was absent. Auditing Request for Proposals have been posted on the League of Minnesota Cities website, City of Fairmont's website and have been sent directly to ten firms. Staff is hoping to have a recommendation to Council in August.

The City anticipates receiving approximately one million dollars from the American Rescue Plan. Half will be paid this Summer and the other half in the Summer of 2022. Staff will be looking at options on how the funds can be utilized.

Reynolds advised that the Liquor Store is accepting applications for part-time employment. The Liquor Store has been temporarily closed on Sundays due to a shortage of employees.

Reynolds reminded everyone that there will be a Fourth of July fireworks display in Fairmont.

Council Member Hasek reported on the Public Utilities Commission stating that the North Grant Street project has began and the electric car charging ports are being installed. Council Hasek also reported that the Lion's Fly-in Breakfast at the Airport was a success. Nemmers stated that they had 948 people at the breakfast and 40 airplanes flew in.

Council Member Kawecki reported that she had a prior commitment and was unable to attend Region 9, but Elliott Belgard has been assigned to be her mentor. She also stated that the Planning Commission held the Car Parts Direct public hearings and approved the two conditional use permits which were presented to council today.

Council Member Lubenow reported that the Park Board met at Gomsrud Park. Mowing has slowed so other maintenance projects are being done. There have been several events in town and the Park Department has been busy moving tables and benches around for the events.

Council Member Peters reported that Visit Fairmont has a job posting for a new director.

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

A TTECT.	Deborah J. Foster, Mayor
ATTEST:	
Patricia J. Monsen, City Clerk	



Agenda Item: 6.C.1 From: Patricia J. Monsen, City Clerk Mayor and City Council To: Subject: Event Permit – Private Wedding Event, Request to block a portion of 13th Street, July 24, 2021 Policy/Action Requested: Motion to approve the Event Permit for Michael & Kimberly Newville to hold a private wedding celebration on a portion of 13th Street on July 24, 2021 **Vote Required**: __X__ Simple Majority Roll Call **Recommendation**: Approval Overview: Michael and Kimberly Newville made application for an Event Permit to hold a private wedding celebration at the Newville residence located at 1300 North North Avenue. The Newville's are requesting to block a portion of 13th Street, from North North Avenue to the alley on 13th Street on July 24, 2021 from approximately noon to 10:00 p.m. See attached map. Newville's have talked with the neighbors, and they had no objections with this request. **Budget Impact**: N/A **Attachments**: Event Permit Application Council Action: Date:

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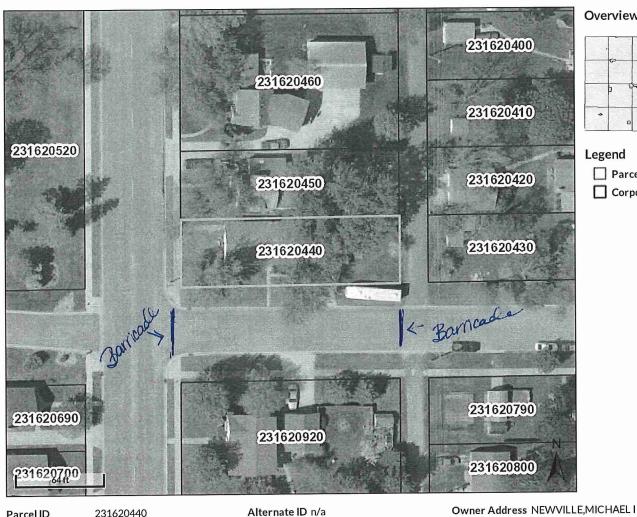
EVENT APPLICATION/PERMIT

This form must be filed with the City at least thirty (30) days in advance of the event. The City will review the application in accordance with the permitting process outlined in the City Code, Chapter 18. Attach additional sheets, maps, etc. if necessary. For events which include overnight camping a separate addendum must be included with the event application.

Date:	7/6/2	4		Pe	rmit Fee: \$15.00	
Even	t: <u>Wed</u> a	ling of	Michael	& Kimberly	Newville	Private Eve
Spon	soring entity	;				and the second s
Addre	ess: <u>1300</u>	North N	orth, Fac	irmont, mo	14	
Maxir	mum estima	ted number of p	ersons expec	ted to attend at ar	ny one time: <u>toc</u>), G
Prima Name Cell#:	: Kim 507-399	o: _50	1-399-6243 ewvillesclob	Cell# 507-3	99 - 6421	
≟vent Setup Γeard	Type and Private	Date July Date July description of the Event:	24, 2021 24, 2021 ne event and a	list of all activities	72:00 Noon El	be at
·9	_Famil	y tun				
۷.	showing the first aid star and egress event.	e location of an ions, entertain routes, signs, s	y barricades, p ment, stages, i special lighting	perimeter/security restrooms or porta , trash containers	able toilets, parking and any other iter	guishers, safety or g areas, ingress ms related to the
	134n S	freet Fro	m North	North to	Mley or	13th Street

3.	Will outside If yes, suppl	drinking water or wa y public health plans	ste collection systems, including the numb	er of toilet facilities t	Yes; No hat will be available.		
4.	Will the event be providing: fire prevention, emergency medical service, security and severe weather shelter Yes;XNo If yes, provide the written plans.						
5.	Will organize If yes, all foo payment.	ers allow outside foo od wagons/vendors r	d wagon/vendors at nust complete a Foo	the event?Y d Wagon/Vendor Pe	es; <u>X</u> No rmit and submit		
6.	Will camping Creek Park a If yes, event payment.	g or temporary overn and Winnebago Spo coordinator must co	ight lodging be inclurts Complex): mplete temporary ou	ded for the event?(_Yes;y No vernight camping per	allowed only at Cedar mit and submit		
7.	Will the ever performance If yes, please	nt be using any sounes of any music or more describe:	d amplification, publi usical instruments? ີ່ ໂວເ ການລັເ	ic address system or Yes; No	will there be any live		
8.	Yes; If yes, provid	No le a detailed descrip	tion of all public right	ar traffic or pedestrians of way and private w. (Please attach a	streets for which the		
9.	Will you be p If yes, provid shuttling pas	providing shuttle servale offsite parking local sengers, hours of op	vice?Yes; ations, shuttle routes peration and frequen	∠ No , types of vehicles the cy of shuttle service.	nat will be used for		
therein City of I agents out of th	are true and con Fairmont, the ap harmless from a ne negligent act	rrect to the best of my knoplicant agrees to indemrany claim that arises in was or omissions of the City all City Code requirement	nowledge. If the special of the special of the control of the cont	applicant and that the sta event requires special se City of Fairmont, its offic special event, except ar , employees and agents	ervices provided by the cials, employees, and cials y claims arising solely arrived. The applicant agrees		
Signatu	re Kimbu	ly Neuville	Title	Da	ate 7/6/2/		
If you indicat	would like yo e:Yes;	ur event published o XNo	n the City's website/	Community Calenda	r, please		
	Office Use Only						
\$15.00 F		Date7/6/2/	Received by: Council Meeting Date:	Action:			
Approva	s Council al	Yes;No	7/12/21	AGUOII.			
City Adr	ninistrator	Yes	No	Date			
Approva Permit d	al istribution:						
	City						
	Applicant Police						
	Parks/Streets						
	Other						

Beacon[™] Martin County, MN



Alternate ID n/a

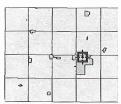
n/a

Class

Acreage

201 - RESIDENTIAL

Overview



Legend

1300 N NORTH AVE

n/a

FAIRMONT, MN 56031

Parcels

☐ Corporate Limits

Parcel ID

231620440

Sec/Twp/Rng

Property Address 1300 NORTH AVE N

FAIRMONT

FAIRMONT CTY-454

LAKE GEORGE Lot-009 Block-004 **Brief Tax Description** (Note: Not to be used on legal documents)

Date created: 7/6/2021 Last Data Uploaded: 7/6/2021 4:37:58 AM

Developed by Schneider

Note



Agenda Item: 6.C.2 From: Patricia J. Monsen, City Clerk Mayor and City Council To: Subject: Event Permit – Martin County Humane Society, Walk for Animals on September 12, 2021 at Cedar Creek Park **Policy/Action Requested**: Motion to approve the Event Permit for the Martin County Humane Society to hold Walk for Animals at Cedar Creek Park on September 12, 2021 **Vote Required**: __X_ Simple Majority ____ Roll Call **Recommendation**: Approval Overview: The Martin County Humane Society has made application to hold Walk for Animals at Cedar Creek Park on September 12, 2021. This is an annual fund raiser for the Humane Society. There will be a luncheon and games for kids after the walk. **Budget Impact**: N/A **Attachments**: Event Permit Application Council Action: Date: ____

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EVENT APPLICATION/PERMIT

This form must be filed with the City at least thirty (30) days in advance of the event. The City will review the application in accordance with the permitting process outlined in the City Code, Chapter 18. Attach additional sheets, maps, etc. if necessary. For events which include overnight camping a separate addendum must be included with the event application.

Date: 9# 9 20	21 (Sunday) 10/9/2020 Permit Fee: \$15	.00
Event: Walk Fo	v Animals		
Sponsoring entity: <u></u>	setin Co t	Tumone Society	
Address: PO Bo	x 123	Fairmont MN.	56631
Maximum estimated nur	mber of persons exped	cted to attend at any one time:	80-100
Event coordinator(s): Contact Info: Primary contacts (during		e † †e r S 9 † Phone # des. E-mail	
Name:		Name	
Cell#: E-mail:		Cell# E-mail:	
Event Start: Day/Date_ Event End: Day/Date_ Setup: Day/Date_ Feardown: Day/Date	9/12/2021	Start time: Start time:	Time: 12:30 pm Time: End Time: End Time:
1. Type and descrip	fundraistr - secured by back path	a list of all activities to take place for humane SOC Walkers to hene S - lunchem af	at the event.
showing the locati first aid stations, e and egress routes	on of any barricades, entertainment, stages,	site plan or diagram of the propos perimeter/security fencing, fire ex restrooms or portable toilets, par g, trash containers and any other	ktinguishers, safety or king areas, ingress items related to the

3.		y public health plans			Yes, No hat will be available.		
4.	Will the event be providing: fire prevention, emergency medical service, security and severe weather shelter Yes;VNo If yes, provide the written plans.						
5.	Will organize If yes, all foo payment.	ers allow outside foo od wagons/vendors r	d wagon/vendors at must complete a Foc	the event? Y d Wagon/Vendor Pe	es; No ermit and submit		
6.	Creek Park	g or temporary overn and Winnebago Spo coordinator must co	rts Complex):	_Yes;No	allowed only at Cedar		
7.	performance	es of any music or m	d amplification, publusical instruments?	ic address system or Yes; _س_ No	will there be any live		
9. I affirm therein City of I agents out of the to pay a Signatu	8. Will the event restrict or alter normal parking, vehicular traffic or pedestrian traffic patterns? Yes; No If yes, provide a detailed description of all public rights of way and private streets for which the applicant requests the city to restrict or alter traffic flow. (Please attach a detailed map). 9. Will you be providing shuttle service? Yes; No If yes, provide offsite parking locations, shuttle routes, types of vehicles that will be used for shuttling passengers, hours of operation and frequency of shuttle service. I affirm that I am authorized to execute this application on behalf of the applicant and that the statements contained therein are true and correct to the best of my knowledge. If the special event requires special services provided by the City of Fairmont, the applicant agrees to indemnify, defend and hold the City of Fairmont, its officials, employees, and agents harmless from any claim that arises in whole or in part out of the special event, except any claims arising solely out of the negligent acts or omissions of the City of Fairmont, its officials, employees and agents. The applicant agrees to pay all fees and meet all City Code requirements. Signature Authorized to execute this application on behalf of the special event, except any claims arising solely out of the negligent acts or omissions of the City of Fairmont, its officials, employees and agents. The applicant agrees to pay all fees and meet all City Code requirements. Title Description:						
	Office Use Only 1/20/21 Persived by The Tubbel						
	s Council	Date; 4/30/2/ Yes; No	Received by: Move Council Meeting Date:	Action:			
Approva City Adr	al ninistrator	Yes	7/12/21 No	Date			
Approva Permit di	al istribution:						
	City						
	Applicant Police						
	Parks/Streets Other						



Agenda Item: 8.1 From: Cathy Reynolds, City Administrator Mayor and City Council To: **Subject**: Rural and Urban Service Districts **Policy/Action Requested:** To approve Ordinance 2021-02, an ordinance amending Ordinance 2021-02 establishing a rural and urban service district within the municipal limits of the City of Fairmont. **Vote Required**: ___ Simple Majority __X__ Roll Call **Recommendation**: Approval Overview: Each year the City reviews the Rural and Urban Service Districts within the corporate limits of the City of Fairmont. These two service districts are taxed at different rates due to the different demands on municipal services generated by the parcels in each district. Changes are indicated on the proposed Ordinance by striking out outdated information and underlining current information. A public hearing was held on June 14, 2021 and no public comment was received. **Budget Impact**: N/A **Attachments**: Proposed Ordinance 2021-02 Council Action: Date:

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ORDINANCE 2021-02

AN ORDINANCE AMENDING ORDINANCE 2020-08 ESTABLISHING A RURAL AND URBAN SERVICE DISTRICT WITHIN THE MUNICIPAL LIMITS OF THE CITY OF FAIRMONT

WHEREAS, the Martin County Treasurer/Auditor has been maintaining a tax roll of properties in the City of Fairmont, consisting of two separate taxing districts one classified as Rural Service District and the other classified as Urban Service District; and,

WHEREAS, these properties are taxed at different rates due to the different demands on municipal services generated by the parcels in each type of district; and

WHEREAS, it has been determined that there have been some acreage changes and ownership changes; and,

WHEREAS, the properties need to be reclassified so that they may be properly taxed as either Rural Service District or Urban Service District; and,

WHEREAS, the properties struck from the Rural Service District list shall be reclassified as Urban Service District and the properties added to the Rural Service District list shall be reclassified from Urban Service District to Rural Service District; and,

WHEREAS, it is in the best interest of the City of Fairmont to periodically review the Rural Service District and the Urban Service District for taxing purposes to ensure that properties are properly designated as Rural Service District parcels and Urban Service District parcels.

NOW THEREFORE the City of Fairmont does ordain that Ordinance 2020-08 shall be amended as follows (strikeouts indicate deletions and underlines indicate additions):

Section 1. Purpose. Pursuant to Minnesota Statute 272.67, the City of Fairmont hereby divides the area within the City of Fairmont's municipal limits into an Urban Service District and a Rural Service District creating separate taxing districts for the purpose of levying municipal property taxes except those levied for the payment of principal and interest on bonds and judgments.

Section 2. Definitions.

Rural Service District. The parcels of land that in the judgment of the City Council, are rural in character because they are not developed for commercial, industrial, or urban residential purposes and are not benefitted to the same degree as other lands by municipal services financed by general taxation. These lands need not be contiguous to one another.

Urban Service District. All the parcels of land within the boundaries of the City of Fairmont that are not included in the Rural Service District.

Benefit Ratio. The ratio, that in the judgment of the City Council, exists between the benefits to parcels of land of like market value, situated in the Rural Service District and in the Urban Service District, resulting from tax supported municipal services.

Section 3. Rural Service District Established. The City Council hereby establishes the Rural Service District as those parcels of land that meet the definition of the Rural Service District defined in this ordinance and consisting of the following parcels of land:

Tax Identification Number	Acreage	Name of Owner	
239990415		Federated Rural Electric Assn,	
230370010	159.68	Stoneback, Kevin	
230370030	28	Unke, Kent D.	
230370040	15.56	Thomas L. Houck Rev Trst Agmt,	
		Teresa A. Houck Rev Trst Agmt	
230370050	47.45	Fairmont Foods, Inc.,	
230370080	15.36	Grupe of Fairmont Inc.,	
230370085	40.32	FTF Partnership	
230370090	73.07	Fairmont Foods, Inc.,	
230370100	157.02	Fairmont Foods, Inc.,	
230370120	15.48	Thate, John W & Jane M	
230370130	5.01	City of Fairmont	
230370145	24	Fairmont Cemetery Assoc.	
230370150	92.84	Cartwright, David D & Norma J	
230370155	17.72	Miller, Randy	
230370180	79.6	Miller, Mildred C TT of Rev Trust of	
		Mildred C. Miller	
230370185	11.87	Miller, Randy	
230370188	11.86	Miller, Randy	
230370200	6.31	Cartwright, David	
230370230	146.62	Spencer, Jacqueline K	
230370250	10.25	Spencer, James B and Blossom M	
		Buhmann, Brent	
230370270	73.52	DFP Limited Partnership,	
230370280	31.54	Leiding, Terrance & Leiding, Thad	
230370290	11.84	Thate, John W & Jane M	
230370320	75	City of Fairmont	
230370340	51.15	Moeller, Dale S & Debra	
230370360	82.75	Silker, Peggy	
230370370	42.85	Silker, Peggy	
230370380	34.6	Three Sheep to the Wind LLC &	
		Janette Fickbohm Rev Liv Trust	
230370390	79.5	Crowley, Francis W	
230370400	43.33	Lenort, Robert G. & Susan K.	
230370410	387.81	A L & C E Ward Inc.,	

<u>Tax Identification Number</u> 230370420		Acreage 40	Name of Owner Minnesota Mining & Manufacturing,
230370450		56.69	Marjorie L Pfiffner Resid Trust,
230370455		7.51	Davison, Benjamin
230370460		153.48	Lowell Spee (LE) Etal,
230370470		69.18	A L & C E Ward Inc.,
230370490		243.02	City of Fairmont,
230370500		66.05	Marjorie L Pfiffner Resid Tst,
230370510		77.22	Heminover, James L.
230370520		230.07	Tenhassen Farms Inc,
230370590		10.12	Fairmont Community Hospital Assoc
230370650		39.96	Reiman, Kenneth O
230370660		40	Fern F Bulfer Trust Agreement
230370670		159.29	Fern F Bulfer Trust Agreement
230370680		4.02	Bulfer Farms, LLC
230370690		1.29	Bulfer, James G & Carol A
230370700		1	Bulfer, William J
230370710		80	Bents, Kenneth C & Ruby L
			Trustees
230370720		19.26	Bulfer, Patrick
230370723		5.48	Bulfer, Patrick J. & Joyce A.
230370725		5	Bulfer, Patrick J & Joyce A
230370727		134.84	Gerhardt, Dick
230370730		104.73	Barker, Orel A
230370732		5,581 sqft	City of Fairmont
230370770		80	City of Fairmont
230370780	84.91	91	Gerhardt, Dick
230370781		5	Wilken, Lance A & Susan R
230370782		5	Gerhardt, Dick
230370785		5.69	Gerhardt, Dick
230370788		5.0	Schmidt, Adam L. & Jessica L
230370790		7.62	Bettin, Joanne E. Revoc Liv Trust
230370800		5.38	Cowell, Joshua & Cowell, Kelly
230370810		5.0	Joanne E. Bettin Revoc Liv Trust
230370820		5.0	Joanne E. Bettin Revoc Liv Trust
230370830	<u>44.69</u>	64.38	Gerhardt, Dick
230370835	<u>18.13</u>	35	City of Fairmont, Gerhardt, Dick
230370840		82.14	Barker, Stephen & Kent
230370880		35.99	Luedtke, Andrea LE EtAl
230370882		21.7	City of Fairmont
230370885		40.06	Scott, Kenneth E. EtAl
230370887		14.9	City of Fairmont
230370890		14.67	Triple B & G Inc
230370895		5.13	City of Fairmont
230370900		80	Luedtke, Andrea LE EtAl
230370910		14	Luedtke, Andrea LE EtAl

Tax Identification Number	<u>Acreage</u>	Name of Owner
230370925	7.27	Janzen, Jon R
230370930	64.11	Poetter, John M & Sylvia
230370950	59.53	Scheff, Lylas J. <u>LE</u> Et Al
230370960	13.5	Scheff, Leonard & Lylas Et Al LE
230370965	5.6	Thate, Andrew Scott
230370970	80	Luedtke, Andrea LE EtAl
230370980	3.02	Poetter, John M & Sylvia
230370990	38.43	Poetter, John M & Sylvia
230370995	36.1	Poetter, Jeffrey J. & Denise C.
230371000	12.71	Poetter, John M & Sylvia
230371005	23.3	Poetter, Jeffrey J. & Denise C.
230371010	48.55	Poetter, John M & Sylvia
230371015	30.83	Poetter, Jeffrey J. & Denise C.
230371020	39.74	Poetter, John M & Sylvia
230371025	39.77	Poetter, Jeffrey J. & Denise C.
230371060	85.11	Maria C. Langford Trust & Amy M.
		Bacon Trust
230371100	42	Krahmer, Inc.
230371120	42	Wendt, Elmer B & Lois L Rev Tr
230371310	5.10	Grupe of Fairmont, Inc.
<u>230371320</u>	<u>36.82</u>	City of Fairmont
<u>230371330</u>	<u>5.83</u>	Gerhardt, Dick
230390035	18.95	Weigh-Tronix Acquisition Corp,
230390040	36.77	Fausch, Arthur L
230390045	0.48	Ault, Danny L
230390080	42.15	Fairmont Growth Oppty Co
230390085	19.09	City of Fairmont
230392300	13.09	Thate, John W & Jane M
230392315	4.13	Byers, Deann
230392330	37.61	Meschke, David E
230392345	3.58	Spencer, Blossom M & James B
		Irrev Trusts
230392347	0.98	Spencer, Blossom M & James B
		Irrev Trusts
232110750	23.3	Lakeview Methodist Health Care
		Foundation
233490010	1.13	AL & CE Ward Inc.
233490020	2.5	Tenhassen Farms Inc.

Section 4. Urban Service District Established. The City Council hereby establishes the Urban Service District as those parcels of land that do not meet the definition of the Rural Service District as defined in this ordinance.

Section 5. Parcels Added or Removed. By amendment of this ordinance, parcels of land may be added or removed from the Rural Service District.

Section 6. Benefit Ratio Established. It is the judgment of the City Council that the ratio of benefits within the Rural Service District compared to the land within the Urban Service District shall be 20%.

Section 7. Benefit Ratio Change. By amendment of the ordinance, the benefit ratio may be changed by the City Council.

Section 8. Effective Date. This ordinance becomes effective after its passage and publication.

Motion by: Second by: All in Favor: Opposed:	
Abstained:	
Absent:	
PASSED, APPROVED AND ADOPTED, this 12	
	Deborah J. Foster, Mayor
Attest:	

1st Reading: June 14, 2021

2nd Reading: July 12, 2021

Patricia J. Monsen, City Clerk



Agenda Item: 9.1 From: Cathy Reynolds Mayor and City Council To: **Subject**: Justice Center Memorandum of Understanding **Policy/Action Requested**: Motion to Approve the Memorandum of Understanding with Martin County regarding the Justice Center **Vote Required**: __X__ Simple Majority Roll Call **Recommendation**: Approve the Memorandum of Understanding with Martin County regarding the Justice Center. Overview: City Staff recently met with members of the Martin County Justice Center Study Committee to discuss the County's plans for the Justice Center. The design, funding, city lease, and shared space were discussed during the meeting. At the end of the meeting, it was decided that developing a Memorandum of Understanding (MOU) between the parties summarizing the discussion and forming a framework for ongoing agreements regarding the new Justice Center would be beneficial for both the City and the County. The attached MOU provides that the County will move forward with the planning, design and funding for the Justice Center providing for space for the City Police Department in the facility. The Police Chief will be part of the design discussions for the Police Department space and the shared space with the Sherriff's Department. The agreement further provides a framework for responsibility for funding of the Justice Center and the City's intent to continue to lease space from the County for the Police Department. Staff recommends that the Council approve the MOU. Staff will continue to work with Martin County as the planning and design move forward to ensure all budget impacts are appropriately planned for. The Martin County Board of Commissioners approved the MOU at their meeting on Tuesday, July 6, 2021. **Budget Impact: Attachments:** 1. Memorandum of Understanding with Martin County ****************************** Council Action:

34

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MEMORANDUM OF UNDERSTANDING BETWEEN MARTIN COUNTY AND CITY OF FAIRMONT

This Memorandum of Understanding is entered into this ______ day of _____ 2021 between Martin County ("County") and the City of Fairmont ("City") with respect to the development and shared space in the Martin County Justice Center.

RECITALS

- A. The City currently leases space for its police department ("Police Department") in the Martin County Law Enforcement Center ("LEC").
- B. The City's leasing of space in the LEC is mutually beneficial to both the City and County.
- C. The County is currently developing a plan for a new Martin County Justice Center ("Justice Center") that will replace the LEC.
- D. The City and County desire that the City lease space in the new Justice Center.
- E. The City and County desire that the City be able to provide input regarding the design of that portion of the Justice Center that will be leased by the City.

NOW THEREFORE, the parties agree to the following terms:

- 1. **Non-Binding**. This Memorandum of Understanding sets forth the intent of the parties to proceed with further discussions and does not constitute a binding agreement upon either the City or the County. However, the parties anticipate that this Memorandum of Understanding shall serve as the non-binding basis for future agreements between the parties.
- 2. Expectations of County. The County intends to perform the following:
 - a. The County will move forward with the planning, design and funding for the new Justice Center.
 - The design of the Justice Center will include shared space for the Police Department and the County's Sheriff's department.
 - c. The County will include space in the design of the Justice Center to meet the needs of the Police Department, currently estimated at 2447 square feet.
 - d. The County will include the City's police chief in design discussions for the Police Department space and spare space.

- e. The County will pursue funding for the design and construction of the Justice Center.
- f. The County will provide timely notice to the City of anticipated rent costs for its leased space within the Justice Center to allow the City to evaluate and incorporate the rent costs into its budget planning.
- 3. Expectations of the City. The City intends to perform the following:
 - a. The City will provide timely input on design of Police Department and shared space needs.
 - b. The City will use its best efforts to provide to the County such information and support as the County reasonably requests to seek out funding sources for the Justice Center.
- 4. Justice Center Funding. The City and County acknowledge that the design and scope of the Justice Center may depend upon the funding sources the County is able to obtain, including bonding sources through the State of Minnesota. The City and County shall communicate to evaluate the changes to the design and scope of the Justice Center dependent upon those funding sources. The City will not be expected to contribute to the cost of design and construction of the Justice Center.
- 5. Lease Agreement. Upon finalization of the funding and design of the Justice Center, it is the intent of the City and County to enter into a long-term lease for the City's space within the Justice Center upon terms mutually agreeable to the City and the County. The City acknowledges that the new rent costs will reflect the increased space utilization within the Justice Center. The City further acknowledges that it will be responsible for the costs of furnishing its space within the Justice Center.
- 6. Current Lease Agreement. Nothing herein is intended to invalidate the City's current lease to rent space within the LEC. The City and County anticipate that the City's current lease for space within the LEC will be transitioned into its new lease for space within the Justice Center.

DATE:			
5.00			

CITY OF FAIRMONT

By:			

Its:_____

DATE: 7-06-2021

COUNTY OF MARTIN

By: Elliot Belgard

Its: Board Chair



Agenda Item: 9.2 From: Cathy Reynolds Mayor and City Council To: **Subject**: Order for Hazardous Building Policy/Action Requested: Motion to Approve the Order Relating to Property at 403 5th Street East. **Vote Required**: __X__ Simple Majority Roll Call **Recommendation**: Approve the Order Relating to Property at 403 5th Street East. Overview: Around May 11, 2021, the Fairmont Fire Department responded to a fire at 403 5th Street East. The fire destroyed the garage and damaged a significant portion of the home. Following the fire, the City Building Official went out and inspected the property and posted the property as uninhabitable. A letter was sent providing notice of the posting and 14 days to board the property up. In addition, the letter provided information on the City's demolition program for assistance with the demolition of the home. At the expiration of the 14 days, no action had been taken by the homeowner to board up the house. Following these steps, the City Attorney sent a letter to the homeowner providing notice that the home needed to be demolished and provided a date in which contact was to be made with the city with a plan to demolish the home and if no plan was provided informing them that the city would commence proceedings to demolish the home and assess the property for the cost of the demolition. Information was again provided about the city program to provide assistance for the demolition of the home. No response was received in regard to this letter. The next step in the process is for the Council to approve the Order Relating to Property at 403 5th Street East. This Order provides notice that the property owner has 30 days to provide a plan to repair or demolish the structure with the work to be completed within 90 days. If this is not completed, the city can file the order with the Court seeking a judgement allowing the city to demolish the structure pursuant to Minnesota Statutes 463.15 to 463.26. Staff recommends that the Council approve the Order. **Budget Impact: Attachments:** Order Relating to Property at 403 5th Street East Council Action:

28

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ORDER RELATING TO PROPERTY AT 403 5th STREET E.

TO THE OWNER OF RECORD, LIEN HOLDERS OF RECORD (in any) AND OCCUPYING TENANTS (if any):

The Fairmont City Council has declared the structure located at 403 5th Street E., Fairmont, Minnesota to be a "hazardous building" within the meaning of Minnesota Statutes Section 463.15.

GROUNDS FOR THIS ORDER:

The structure on the property described above is abandoned and in serious state of dilapidation. The structure was severely damaged by a fire and has not been repaired. Said structure constitutes a hazard for public safety or health because of inadequate maintenance, dilapidation, physical damage, and abandonment.

NECESSARY CORRECTIVE ACTION:

To correct these conditions, it is hereby ordered that the structure shall be demolished or the following repairs shall be completed within 90 days of the date of this Order:

STRUCTURE:

1. The structure must be reconstructed to be compliant to current building code requirements.

If the person or persons upon whom this Order is serve decide to repair the structure, said person or persons shall cause, within 30 days of service of this Order, a written plan of repair to be delivered to the city clerk. The written plan of repair shall state what repairs will be made, the cost of each repair, who will make each repair and the date each repair will be completed. Said repairs must be completed within 90 days of the date of this Order. Said plan of repair must include a complete structural evaluation by a Minnesota licensed architect or engineer stating that the proposed repairs will result in the structure complying with the current building code.

It does not appear to the City that the structure can be economically repaired. If the person or persons upon whom this order is served decide to demolish the structure rather than make repairs, said person or persons shall cause, within 30 days of the service of this Order, a written report to be delivered to the city clerk. The written report shall state the cost of the demolition and the date the demolition will be completed, which shall not be later than 90 days from the date of this Order.

ANSWER:

Within twenty (20) days from the date of service, any person or persons upon whom this Order is served may serve an answer in the manner provided for service of an answer in a civil action, specifically denying such facts in the Order as are in dispute.

If this Order is not complied with or if no answer is served within the time allotted, a Motion for Summary Enforcement of this Order will be made to the District Court of Martin County. If an answer is filed and served as provided for in Minnesota Statutes Section 463.18 further proceedings in this action will be governed by the Minnesota Rules of Civil Procedure for District

Courts.

PERSONAL PROPERTY AND FIXTURES

If this Order is not complied with, the City intends to seek an order or judgment allowing the City to demolish the structure pursuant to Minnesota Statute Section 463.15 to 463.26. All personal property and fixtures on or in the structure shall be removed before the first date upon which the City could demolish the structure pursuant to such an order or judgment.

This Order was adopted by the City Council of Fairmont, Minnesota on the 12th day of July, 2021.

Patricia J. Monsen, City Clerk



Agenda Item: 9.3 From: Cathy Reynolds To: Mayor and City Council Subject: Creation of a Community Center Advisory Board **Policy/Action Requested**: Motion to approve Resolution 2021-38, creation of a community center advisory board. **Vote Required**: __X__ Simple Majority Roll Call **Recommendation**: Approve Resolution 2021-38 creating a community center advisory board. Overview: At the June 14, 2021, council meeting the Council voted to have the staff move forward with planning for a community center. As part of this process, staff is recommending the creation of a community center advisory board to assist staff and provide recommendations on the planning, design and development of the community center. This council created board would serve in a similar capacity as the airport and park boards currently serve. Staff recommends this as a temporary board in place through the construction of the community center. Once the community center is constructed, the community center advisory board could be disbanded, and the community center could come under the park advisory board. Staff recommends that the board be created with 5 members which will be appointed by council in the same manner as other advisory boards. The original membership would be made up of two members from the existing community center committee, two members from the Fairmont Youth Hockey Association and one member from the Fairmont School District. This membership provides for a diversified base of knowledge and expertise as we look to the planning and design. A council liaison would be appointed to the advisory board and a staff liaison would be assigned. **Budget Impact: Attachments:** 1. Resolution 2021-38 Council Action:

31

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RESOLUTION No. 2021-38

A RESOLUTION CREATING A COMMUNITY CENTER ADVISORY BOARD

WHEREAS, the City of Fairmont has discussed the development of a community center; and,

WHEREAS, a group of citizens have researched and prepared a community center concept design; and,

WHEREAS, the community center concept design included the Fairmont Youth Hockey Association; and,

WHEREAS, the City has decided to move forward with formal planning on the development of a community center; and

WHEREAS, the involvement of individuals that have completed research and an initial concept design with the city planning effort can benefit the community; and

WHEREAS, the Council can create advisory boards; and

WHEREAS, the Council agrees that the temporary creation of a community center advisory board for the planning, development and construction of a community center will benefit the community; and

WHEREAS, upon completion of construction the community center will fall under the scope of the Park Board.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Fairmont that a Community Center Advisory Board will be created to provide recommendations on the planning, design, and construction of a community center. The Community Center Advisory Board shall be a temporary board and will be dissolved upon completion of construction of a community center at which point the community center will fall under the scope of the Park Board. The Council can dissolve the Community Center Advisory Committee earlier if it decides it is in the best interest of the community to do so.

BE IT FURTHER RESOLVED, by the City Council of the City of Fairmont that the Community Center Advisory Board will be created as follows:

- 1. The Community Center Advisory Board shall be made up of five (5) members. The original membership of the Board shall be established as follows: Two (2) of the members shall be appointed from the existing community center committee membership, two (2) of the members shall be appointed from the Fairmont Youth Hockey Association membership, and one (1) member shall be nominated by the Fairmont School District.
- 2. Members shall be appointed by Council.
- 3. Membership on the Board shall be for a term of three (3) years.
- 4. Membership on the Board will be open to Martin County residents.
- 5. A Council liaison will be assigned to the Board.
- 6. A Staff liaison will be assigned to the Board.

PASSED, APPROVED AND ADOPTED this 12 th day of Jul	y 2021.
ATTEST:	Deborah J. Foster, Mayor
Patricia J. Monsen, City Clerk	



Agenda Item: 9.4 From: Cathy Reynolds Mayor and City Council To: Subject: Appointment of Members to the Community Center Advisory Board **Policy/Action Requested**: Motion to approve appointment of Kyle Gustafson, Mike Anderson, Mat Mahoney, Michael Edman, and Brandon Edmundson to the Community Center Advisory Board **Vote Required**: __X__ Simple Majority ____ Roll Call **Recommendation**: Approve appointments to the Community Center Advisory Board Overview: With the creation of the Community Center Advisory Board, council needs to appoint members to the Board. Staff has worked with the Community Center Committee, Fairmont Youth Hockey Association, and the Fairmont School District to obtain their recommendations for membership on the Advisory Board. The following nominations are recommended to Council for approval: Community Center Committee: 1. Michael Edman 2. Brandon Edmundson Fairmont Youth Hockey Association: 1. Kyle Gustafson 2. Mike Anderson Fairmont School District 1. Mat Mahoney **Budget Impact:** None. **Attachments:** Council Action: Date:

34

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Agenda Item: 9.5

From: Cathy Reynolds

To: Mayor and City Council

Subject: Approval to Enter into a Contract for a Campground Design

Policy/Action Requested: Motion to authorize staff to contract with Bolton & Menk for a campground design

in an amount not to exceed \$35,000

Vote Required: __X_ Simple Majority ____ Roll Call

Recommendation: Authorize staff to contract with Bolton & Menk for a campground design in an amount not to exceed \$35,000.

Overview:

City Council has had the development of a city owned campground as a priority project for many years. To further this goal the University of Minnesota Extension conducted an economic impact analysis of a city owned campground in Fairmont in 2019. This analysis concluded that the potential economic contribution to the community (local spending for campground users) would range from \$187,200 to \$380,713 annually.

Following the completion of the economic assessment Council approved placing \$35,000 in the 2020 budget for the completion of a campground design. This work was not completed in 2020 due to COVID and the transitions at City Hall. The funding for the design was rolled over into the 2021 budget as approved with the 2021 capital improvement plan (CIP).

On June 18, 2021, city staff posted a request for qualifications (RFQ) to obtain the qualifications of interested firms for the design of a city owned campground. The RFQ allows staff to look at the qualifications of interested firms and select a firm to contract with based on their qualifications. If an acceptable contract cannot be reached with the first selection, negotiations can be moved to the next firm. Three firms submitted qualifications in response to the RFQ, Bolton & Menk, HR Green, and WSB. Their submittals were evaluated based on company experience, familiarity, and project approach. Following review of the qualifications staff recommends that council authorize contract negotiations with Bolton & Menk.

With council authorization to proceed, staff will negotiate a contract with the selected firm for the development of a campground design. The first phase of the project would be to develop a concept design which would include a conceptual layout for the campground, initial timelines and cost estimates. This information would be due in time for inclusion in budget discussions. Phase 2 of the project would be for the completion of 60% design development. The contract would be for an amount not to exceed \$35,000 as included in the 2021 budget. Any costs above \$35,000 would need additional approval from council.

Staff recommends that council authorize the negotiation and contracting with Bolton & Menk for the design of a city owned campground in an amount not to exceed \$35,000. This will allow for the development of a concept design for a campground that can be evaluated with budget discussions.

Budget Impact : The 2021 CIP contains \$35,000 for the design of a city owned campground.				
Attachments:				
