

The minutes of the Fairmont City Council meeting held on Monday, October 10, 2022, 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 and Bruce Peters were present. Council Member Michele Miller was absent. Also in attendance: City Administrator Cathy Reynolds, Public Works Director/City Engineer Troy Nemmers, Finance Director Paul Hoye, Police Captain Eric Tonder, Economic Development Coordinator Ned Koppen, City Clerk Patricia Monsen and City Attorney Mark Rahrck, via telephone.

Mayor Foster stated that members of the public who have spoken during public hearings and open discussion and have stated their names and addresses have been being harassed. Therefore, for tonight please just state your name and please see the city clerk after you have spoken to record your name and address. Mayor Foster also reminded council that all cell phones should be turned off during the council meetings.

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

Marty Seifert with the Coalition of Greater Minnesota Cities presented an update on the work of the Coalition during the 2022 Minnesota Legislative Session.

During Public Comment, Jay Maynard voiced his disappointment that the Planning Commission denied the Whitetail Ridge development plans. Council Member Lubenow thanked Bank Midwest for their pledge to the Community Center.

Council Member Hasek made a motion to approve the Consent Agenda. Council Member Peters seconded the motion and the motion carried. Items on the Consent Agenda were: minutes from the September 26 and 30, 2022 city council meetings and an Event Permit for the Fairmont Chamber of Commerce's Glows Parade scheduled for November 18, 2022.

Council Member Peters made a motion to approve **Ordinance 2022-13**, regulating the sale of certain edible and beverage products infused with tetrahydrocannabinol (THC) products. Council Member Hasek seconded the motion. On roll call: Council Members Lubenow, Peters, Hasek and Kawecki all voted aye. No one voted nay. Mayor Foster declared said motion passed.

Council Member Lubenow made a motion to approve the lease agreement with STEP, Inc. for space in the Southern Minnesota Educational Campus building. Council Member Peters seconded the motion and the motion carried.

Council Member Lubenow made a motion to approve **Resolution 2022-37**, defederalizing Revolving Loan Fund 215. Council Member Peters seconded the motion and the motion carried.

Council Member Hasek made a motion to approve **Resolution 2022-38**, setting the fee for a license to sell certain edible and beverage products infused with tetrahydrocannabinol (THC) products at \$200/year. Council Member Peters seconded the motion. On roll call: Council

Members Hasek, Kawecki, Lubenow and Peters all voted aye. No one voted nay. Mayor Foster declared said motion passed.

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

Council Member Peters made a motion to approve the amended Travel Expense and Reimbursement Policy for the City of Fairmont. Council Member Lubenow seconded the motion and the motion carried.

Nemmers shared that Allegiant Utility Services, the contractor for the new utility meters is beginning the process of setting up appointments for inside meters to be changed out. He also shared that the fall leaf pickup will begin in Section 1 on October 31st. The information on the leaf pickup is on the City's website and will be published in the Sentinel and Photo Press.

Council Member Hasek reported that the Board of Zoning Appeals heard two requests for variances, and both were approved.

Council Member Kawecki reported that the Planning Commission heard two conditional use permits for boat houses and both were denied for not meeting the required setbacks. The Whitetail Ridge plat was also denied due to the lot size requirements and shoreland overlay.

Council Member Peters stated that FEDA approved transferring a revolving loan fund from a father who owned the business to his son who had purchased the business. FEDA approved a childcare loan and is looking at working with the schools to give options for students to get local vocational training versus going to college.

A motion was made by Council Member Hasek, seconded by Council Member Peters and carried to adjourn the meeting at 6:20 p.m.

Deborah J. Foster, Mayor

ATTEST:

Patricia J. Monsen, City Clerk