

MILACA CITY COUNCIL AGENDA
AUGUST 20, 2009

6:30

Call meeting to order
Roll Call

Consent Agenda

Minutes of July 16 regular meeting and August 10 special meeting
Bills for payment
Resolution No. 09 - 39 Assessing mowing charges
Resolution No. 09 - 40 Assessing unpaid water and sewer bills
Resolution No. 09 - 41 Assessing unpaid fire service charges
Change September meeting date to September 10
Assignment of Tapestry Square developer's agreement
City Treasurer's report

Citizens Forum

Milaca and Borgholm Town Boards

Public Hearing

Requests and Communications

Ordinances and Resolutions

Resolution No. 09 - 38 (tabled at July 16 mtg.)
Resolution No. 09 - 42 Conditional use permit for airport fuel system
Resolution No. 09 - 43 DOT grant agreement for airport fuel system
Resolution No. 09 - 44 Airport Fuel system financing

Reports of Boards and Commissions

Planning commission
Economic Development commission
Airport commission
Parks commission
Downtown Initiative

Unfinished Business

New Business

Budget timetable announcement

Council Comments

Adjourn

This agenda and attachments are available on the city's website, www.cityofmilaca.org

MILACA CITY COUNCIL MINUTES
JULY 16, 2009

Greg Lerud administered the oath of office to Harry Totzke.

The regular meeting was called to order at 6:30 p.m. by Mayor Harold Pedersen. Upon roll call the following Council members were present: Bekius, Muller, Totzke, and Dillan.

Staff present: Lerud, Gann, Schieffer, and Toven.

Others present: Joyce Horvath, Luther Dorr, Gene and Israel Powel.

Motion by Dillan, second by Muller to approve the consent agenda:

1. Minutes of the June 11 regular council meeting.
2. General bills; 809125E-809129E, 809138E-809139E, #36121-36135, #36140-36198, totaling \$270,601.77; Liquor bills, 909023E-909026E, #21021-21034, #21063-21074, totaling \$129,926.84.
3. RESOLUTION NO. 09 – 33 A RESOLUTION REQUESTING STREET CLOSURE (entire text appears in Resolution book.)
4. RESOLUTION NO. 09 – 34 RESOLUTION ASSESSING UNPAID WATER/SEWER BILL (entire text appears in Resolution book.)
5. RESOLUTION NO. 09 – 35 RESOLUTION ASSESSING MOWING COSTS (entire text appears in Resolution book.)
6. Approve temporary gambling permit for the MN Deer Hunters Association.
7. Accept City Treasurer's report.

Unanimous consent.

Mayor Pedersen opened citizen's forum and invited anyone to speak to an item not on the agenda. No one came forward. Mayor Pedersen closed citizen's forum.

A letter from the Minnesota State Demographer was presented showing Milaca's 2008 estimated population is 2,837.

A letter from Briggs and Morgan was presented. Lerud said Briggs and Morgan have served as the city's bond council and are asking for an acknowledgement that the city understands Briggs and Morgan will represent Xcel Energy and affiliates should there be a conflict between those parties and the city. Lerud said he visited with the city attorney and he saw no issue with signing the acknowledgement. Motion by Bekius, second by Dillan to authorize the Mayor to sign the letter, unanimous consent.

David Drown introduced himself and presented the downtown TIF plan. He said the district will encompass three and a half blocks, with some property being moved from the 1999 district into this new one. He said the primary purpose at this time is the proposed Supervalu expansion, but it will also help assist other development that will occur. Drown said the budget is quite large and will give the city flexibility to meet projects without having to come back and modify the plan. He said the Resolution before the council tonight calls for a public hearing on September 10. The school and county will receive a copy of the plan for their comment.

Phil Peterson arrived at 6:40.

Council member Dillan asked if TIF funds could be used for infrastructure, streetscape, lighting, etc. Drown said it could provided the council makes a finding of meeting the goal of enhancing the viability of downtown.

Council member Dillan offered Resolution No. 09 – 36 and moved for its adoption, second by Totzke

RESOLUTION NO. 09 – 36
CALLING PUBLIC HEARING ON THE MODIFICATION OF MUNICIPAL
DEVELOPMENT DISTRICT NO. 4, THE MODIFICATION OF THE
DEVELOPMENT PROGRAM RELATED THERETO, THE ESTABLISHMENT OF
TAX INCREMENT FINANCING DISTRICT NO. 4-10 AND THE ADOPTION OF A
TAX INCREMENT FINANCING PLAN RELATING THERETO
(entire text appears in Resolution book)

Unanimous consent.

Council member Bekius offered Resolution No. 09 – 37 and moved for its adoption, second by Dillan

RESOLUTION NO. 09 - 37
RESOLUTION FINDING CERTAIN BUILDINGS STRUCTURALLY
SUBSTANDARD AND ESTABLISHING INTENT TO INCLUDE PARCELS IN A TIF
DISTRICT
(entire text appears in Resolution book)

Unanimous consent.

Mayor Pedersen asked for the planning commission report for the variance request from Ted and Joyce Horvath. Lerud said the planning commission held the public hearing last Monday night and they recommended denying the variance.

Joyce Horvath said it was her understanding that she cannot put up a six foot fence in her front yard, but because it is also her neighbor's back yard, that he can do it without a variance, and that is not fair.

Roxy Traxler arrived at 6:55.

Rome and Carol Stonestrom arrived at 6:57.

Mayor Pedersen said that the city has interpreted the ordinance consistently, but it has a different effect on her because her house sits so far back from the road. He asked if she had contacted her neighbor and ask him take out the permit. He said the neighbor would be able to build the fence without needing a variance. After a brief discussion, Horvath decided that she would contact her neighbor to take out the building permit.

Motion by Muller, second by Totzke to table Resolution No. 09 – 38, unanimous consent.

The planning commission meeting minutes were presented.

The economic development commission meeting minutes were presented.

Council member Muller presented information about a new credit card fuel system at the airport. Muller said the present system is privately owned, and is limited by not having access all the time. He said the pump is locked when the owner is not present. Muller said the new system will allow access to fuel 24/7. He presented information on financing and payback, and said based on conservative projections, and the state paying half the cost, the city should be able to pay back the loan with the sale of fuel in less than seven years.

Motion by Bekius, second by Dillan to submit a request to the state to participate in the purchase of an airport fuel system, unanimous consent.

Muller said the airport fly-in is August 8 and 9.

Mayor Pedersen said the parks commission met on Tuesday night with three members present. He said they discussed the new stop signs as well as trail access during the bridge project.

Council member Dillan said the HCP group will meet next Wednesday. He said the final section of walkway on the museum property will be installed in a couple of weeks after a tree is removed. He said he is still looking for large rocks.

Mayor Pedersen said that Pat Hardy withdrew his offer to purchase the two downtown parking lots. The neighboring property owners have expressed interest in the lots and it is the consensus of the council to sell the lots. Council member Bekius said he spoke with Gorecki, and he is only interested in the middle lot. Bekius said he would like to sell the middle lot to Gorecki and the east lot to Stonestrom. After a brief discussion,

motion by Muller, second by Dillan to authorize Bekius and Lerud to negotiate on behalf of the city and report back at the August meeting, unanimous consent.

County Coordinator, Roxy Traxler, presented a revised parking plan for the courthouse project. She said that the MN Historical Society just completed their review and they required the county to revise the parking by the old courthouse building. Traxler said the revision results in a loss of six spots. She said it is also the county's intent to continue to monitor their parking needs, and acquire additional property in the future if needed.

Motion by Muller, second by Totzke to accept the revised plan, unanimous consent.

The private-public park investment plan was presented, and the consensus was to put it on the next parks commission agenda for their input.

Mayor Pedersen asked what the council wanted to do regarding using the trail as access for four-wheelers or scooters during the bridge project. The council recommended placing culvert or other non movable objects that would block motorized vehicles larger than four-wheelers. City Attorney Schieffer recommended the city contact the League of Minnesota Cities Insurance trust to make sure they are comfortable with what the city is discussing.

Motion by Dillan, second by Totzke to accept Johnson Jet-Line's sewer cleaning and televising bid on the condition of a clear background check, unanimous consent.

Lerud said the council asked him at the last meeting to obtain prices for the cost to install a stop sign. Lerud said the cost for each sign is \$30.00. In addition, he spoke with Mike Mott about the number of accidents, and Mike reported that there were very few accidents in that portion of the city, and both he and Mike believed that stop signs were not warranted at all the NW cross streets. The council took no action.

Lerud said the council asked him to provide information about establishing a police reserve. He provided information from the MN police officer reserve officer website, as well as a letter from the Chief of Police. Lerud said Mott was not in favor of establishing a reserve force for several reasons, and Council member Totzke said the city use to have a reserve force, and he was glad when it was disbanded. Mayor Pedersen said he liked the idea of a reserve force, but agreed that the right people needed to be hired, and the reserve force needed the support of the department. The council took no action to establish a police reserve.

A letter from the cemetery board was presented asking the city share in the cost of installing a fence. After a brief discussion the council decided there were not funds this year, but to consider it in next year's budget.

Council member Totzke volunteered to serve as the city representative on the Timber Trail board, and the East Central Cable Commission.

Mayor Pedersen asked for council comments.

Council member Totzke asked about the grass on the west side of the library. Lerud said the planting there is a prairie grass, and that is how it is supposed to look.

Council member Muller welcomed Totzke back to the Council. He said he likes the private-public investment idea for the parks, and would like to see that move forward.

Motion by Dillan, second by Totzke to have a special meeting on August 10 at 4:00 p.m. to discuss the budget, unanimous consent.

Mayor Pedersen asked if the city was interested in the 40 acre parcel that went up for sale in the sky hill area. Lerud said he is waiting to hear back from the owner regarding the cost.

Council member Muller asked that a meeting reminder be sent out for the special meeting.

With no other business a motion to adjourn was made by Totzke, second by Muller, all voted in favor and the meeting adjourned at 8:07.

Mayor Harold Pedersen

ATTEST

Greg Lerud, City Manager

MILACA CITY COUNCIL MINUTES
AUGUST 10, 2009

The special meeting of the Milaca City Council was called to order at 4:10 p.m. by Mayor Harold Pedersen. Upon roll call the following Council members were present: Totzke, Muller, Dillan, and Bekius.

Staff present: Lerud and Gann

Others present: None

Mayor Pedersen said the purpose of the meeting was to discuss the preliminary 2010 budget and levy. Lerud said staff has been working on the 2010 budget for the past month. He said the ongoing LGA unallotments are going to pose budget planning issues for the next few years, but the legislature did give authority to the cities to levy the 2008 and 2009 unallotments. Lerud said that the city has managed to absorb the cuts by eliminating some full time positions, not hiring seasonal workers, and deferring maintenance work, but if the state is going to continue to reduce our local government aid, the city is going to have to start to raise more of its revenue through the local levy. Lerud said this budget proposes to levy the lost LGA for 2008 and 2009 as a special levy.

The Council discussed the proposed budget framework and the consensus was to proceed with the framework as presented at this meeting, and consider it during the preliminary budget discussion at the September 10 council meeting.

With no other business a motion to adjourn was made by Bekius, second by Dillan, all voted in favor and the meeting adjourned at 4:40 p.m.

Mayor Harold Pedersen

ATTEST

Greg Lerud, City Manager

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JULY 2009

Check Amt Invoice Comment

10100 General Bank

Paid Chk#	809138E	7/13/2009	CENTERPOINT ENERGY MINNEGASCO		
E 208-49010-381	Utilities	\$54.40	5813915	NATURAL GAS-SR CENTER	
E 101-45600-381	Utilities	\$35.49	5817670	NATURAL GAS-HISTORICAL SOCIETY	
E 101-43000-381	Utilities	\$55.01	5826633	NATURAL GAS-PW	
E 101-41940-381	Utilities	\$26.58	5831068	NATURAL GAS-CITY HALL	
E 101-42280-381	Utilities	\$14.32	6122593	NATURAL GAS-FIRE	
E 602-49400-381	Utilities	\$90.51	6672186	NATURAL GAS-LIBRARY	
E 101-45500-381	Utilities	\$98.85	7142283	NATURAL GAS-WATER TRMT	
Total CENTERPOINT ENERGY MINNEGASCO		\$375.16			

Paid Chk#	809139E	7/13/2009	EAST CENTRAL ENERGY		
E 603-49450-381	Utilities	\$35.00	201875902	ELECTRIC	
E 603-49450-381	Utilities	\$68.76	203981301	ELECTRIC	
E 101-43000-380	Street Lights	\$2,700.31	204619700	ELECTRIC	
E 101-45200-381	Utilities	\$43.97	205400900	ELECTRIC	
E 602-49400-381	Utilities	\$1,547.78	206041500	ELECTRIC	
E 101-45500-381	Utilities	\$1,037.65	206085200	ELECTRIC	
E 602-49400-381	Utilities	\$625.85	206734200	ELECTRIC	
E 101-45200-381	Utilities	\$30.52	5379600	ELECTRIC	
E 101-49810-381	Utilities	\$116.26	5448100	ELECTRIC	
E 101-42110-437	Other Miscellaneous	\$59.33	6302100	ELECTRIC	
E 603-49450-381	Utilities	\$84.09	6678100	ELECTRIC	
E 101-42280-381	Utilities	\$156.82	6751501	ELECTRIC	
E 101-42280-381	Utilities	\$381.86	7546001	ELECTRIC	
E 101-41940-381	Utilities	\$802.99	8145502	ELECTRIC	
E 101-49810-381	Utilities	\$63.47	830700	ELECTRIC	
E 101-49810-381	Utilities	\$60.94	831000	ELECTRIC	
E 101-43000-380	Street Lights	\$274.22	831300	ELECTRIC	
E 101-43000-381	Utilities	\$521.21	831500	ELECTRIC	
E 603-49450-381	Utilities	\$720.75	832000	ELECTRIC	
E 602-49400-381	Utilities	\$146.69	832100	ELECTRIC	
E 101-45600-381	Utilities	\$116.69	832400	ELECTRIC	
E 603-49450-381	Utilities	\$84.47	832500	ELECTRIC	
E 603-49450-381	Utilities	\$104.20	832600	ELECTRIC	
E 602-49400-381	Utilities	\$483.41	833100	ELECTRIC	
E 602-49400-381	Utilities	\$67.10	833300	ELECTRIC	
E 101-45200-381	Utilities	\$27.75	833400	ELECTRIC	
E 101-45200-381	Utilities	\$190.51	833600	ELECTRIC	
E 208-49010-381	Utilities	\$103.93	9084202	ELECTRIC	
E 602-49400-381	Utilities	\$132.89	970110800	ELECTRIC	
E 101-42110-437	Other Miscellaneous	\$29.36	97017300	ELECTRIC	
Total EAST CENTRAL ENERGY		\$10,818.78			

Paid Chk#	809140E	7/13/2009	MILACA LOCAL LINK		
E 619-49900-321	Telephone	\$112.71	320-982-1099	PHONE SERVICE-DEP REG	
E 101-45500-321	Telephone	\$37.06	320-982-1549	ALARM LINE - LIBRARY	
E 101-42280-321	Telephone	\$86.28	320-982-3465	PHONE SERVICE-FIRE	
Total MILACA LOCAL LINK		\$236.05			

Paid Chk#	809141E	7/13/2009	UNION SECURITY INSURANCE CO.		
G 101-21707	Disability	\$267.01	4022335-0-1	LTD - JULY	
Total UNION SECURITY INSURANCE CO.		\$267.01			

Paid Chk#	809142E	7/13/2009	MN DEPT OF REVENUE		
R 101-34780	Park Fees	\$62.00	8023854	QTRLY SALES TAX	
R 602-37120	Sale of Water Parts	\$3.00	8023854	QTRLY SALES TAX	
R 101-34107	Assessment Search Fees	\$26.00	8023854	QTRLY SALES TAX	

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JULY 2009

	Check Amt	Invoice	Comment
R 101-36200 Miscellaneous Revenues	\$42.00	8023854	QTRLY SALES TAX
E 101-42110-240 Small Tools and Minor Equip	\$43.00	8023854	USE TAX-TASER EQUIPMENT
E 603-49450-309 EDP, Software and Design	\$43.00	8023854	USE TAX-SENSUS-SUPPORT
G 602-20800 Sales Tax Payable	\$1,207.00	8023854	W/S SALES TAX
E 602-49400-309 EDP, Software and Design	\$43.00	8023854	USE TAX-SENSUS-SUPPORT
E 101-43000-221 Equipment Parts/Repairs	\$9.00	8023854	USE TAX-VELVAC-VALVE
Total MN DEPT OF REVENUE	\$1,478.00		

Paid Chk# 809143E 7/13/2009 UNITED CARRIER NETWORKS			
E 101-42280-321 Telephone	\$7.55	4020342	LONG DISTANCE SERVICE-FIRE
E 101-41940-321 Telephone	\$34.41	4020370	LONG DISTANCE SERVICE-CITY HALL
E 101-43000-321 Telephone	\$17.48	4020375	LONG DISTANCE SERVICE-PW
E 101-42110-321 Telephone	\$39.50	4021370	LONG DISTANCE SERVICE-PD
E 619-49900-321 Telephone	\$4.21	4021396	LONG DISTANCE SERVICE-DEP REG
E 101-41940-321 Telephone	\$8.84	4021397	LONG DISTANCE SERVICE-LIQUOR
E 602-49400-321 Telephone	\$3.42	4021432	LONG DISTANCE SERVICE-WATER
E 101-45200-321 Telephone	\$8.15	4580547	LONG DISTANCE SERVICE-PARKS
Total UNITED CARRIER NETWORKS	\$123.56		

Paid Chk# 809144E 7/13/2009 MN DEPT OF LABOR & INDUSTRY			
R 607-32210 Building Permits	\$36.55		2ND QTR SURCHARGE
R 607-32210 Building Permits	\$1,594.37		1ST QTR SURCHARGE
Total MN DEPT OF LABOR & INDUSTRY	\$1,630.92		

10100 General Bank \$14,929.48

Fund Summary

	10100 General Bank
101 GENERAL FUND	\$7,532.39
208 CHARITABLE GAMBLING FUND	\$158.33
602 WATER FUND	\$4,350.65
603 SEWER FUND	\$1,140.27
607 BLDG INSPECTION FUND	\$1,630.92
619 DEPUTY REGISTRAR FUND	\$116.92
	\$14,929.48

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AUGUST 2009

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10100 General Bank

Paid Chk# 036218 8/20/2009 AMERICAN WATER WORKS ASSN						
E 602-49400-433	Dues and Subscriptions	\$71.00	2000706076		ANNUAL DUES-S BURKLUND	
Total AMERICAN WATER WORKS ASSN		\$71.00				
Paid Chk# 036219 8/20/2009 AMERIPRIDE						
E 101-45500-310	Other Professional Services	\$24.70	S644670		RUGS-LIBRARY	
E 619-49900-310	Other Professional Services	\$15.58	S644671		RUGS-DEP REG	
E 101-41940-310	Other Professional Services	\$6.75	S644671		RUGS-CITY HALL	
E 101-45500-310	Other Professional Services	\$24.70	S649849		RUGS-LIBRARY	
E 619-49900-310	Other Professional Services	\$15.58	S649850		RUGS-DEP REG	
E 101-41940-310	Other Professional Services	\$6.75	S649850		RUGS-CITY HALL	
E 101-45500-310	Other Professional Services	\$24.70	S655092		RUGS-LIBRARY	
E 101-41940-310	Other Professional Services	\$6.75	S655093		RUGS-CITY HALL	
E 619-49900-310	Other Professional Services	\$15.58	S655093		RUGS-DEP REG	
Total AMERIPRIDE		\$141.09				
Paid Chk# 036220 8/20/2009 APPROVED EQUAL CO.						
E 101-45500-310	Other Professional Services	\$368.50	10360		TEMPERATURE CONTROLS SERVICE	
Total APPROVED EQUAL CO.		\$368.50				
Paid Chk# 036221 8/20/2009 BILLINGS SERVICE						
E 101-49810-212	Auto Expense (Fuel/Repair)	\$69.78			GAS-AIRPORT	
E 101-43000-212	Auto Expense (Fuel/Repair)	\$255.94			GAS-PW	
E 101-45200-212	Auto Expense (Fuel/Repair)	\$77.64			GAS-PARKS	
E 101-42110-212	Auto Expense (Fuel/Repair)	\$127.83			TIRE/HEADLIGHT-POLICE	
E 101-42280-212	Auto Expense (Fuel/Repair)	\$64.63			GAS-FIRE	
Total BILLINGS SERVICE		\$595.82				
Paid Chk# 036222 8/20/2009 BONESTROO ROSENE ANDERLIK						
E 101-49200-450	Unallocated	\$498.45	168903		REC PARK PED BRIDGE	
G 501-20200	Accounts Payable	\$46.50	168904		IND PARK PHASE 2	
G 602-20200	Accounts Payable	\$46.50	168905		WELL HOUSE	
E 603-49450-303	Engineering Fees	\$49.00	168906		2008-2009 GIS MAPPING	
E 603-49450-303	Engineering Fees	\$915.00	168907		SEWER REPAIRS PROJECT	
Total BONESTROO ROSENE ANDERLIK		\$1,555.45				
Paid Chk# 036223 8/20/2009 C. BANKS TREE SERVICE						
E 101-45200-437	Other Miscellaneous	\$450.00			TREE & STUMP REMOVAL-WALKWAY	
Total C. BANKS TREE SERVICE		\$450.00				
Paid Chk# 036224 8/20/2009 CHADER BUSINESS EQUIPMENT						
E 101-42110-240	Small Tools and Minor Equip	\$53.38	49038		STEREO	
Total CHADER BUSINESS EQUIPMENT		\$53.38				
Paid Chk# 036225 8/20/2009 CORNER MART						
E 101-42110-212	Auto Expense (Fuel/Repair)	\$752.74			GAS-POLICE	
E 101-43000-212	Auto Expense (Fuel/Repair)	\$348.89			GAS-PW	
E 101-45200-212	Auto Expense (Fuel/Repair)	\$218.97			GAS-PARKS	
E 101-42280-212	Auto Expense (Fuel/Repair)	\$35.00			GAS-FIRE	
E 101-49810-212	Auto Expense (Fuel/Repair)	\$21.91			GAS-AIRPORT	
E 700-50000-212	Auto Expense (Fuel/Repair)	\$126.01			GAS-JP	
E 602-49400-212	Auto Expense (Fuel/Repair)	\$168.80			GAS-WATER	
Total CORNER MART		\$1,672.32				
Paid Chk# 036226 8/20/2009 DOVE FRET LAND & VAN VALKENBURG						
E 101-41610-304	Legal Fees	\$875.00	53345		CIVIL RETAINER-JULY	
E 101-41610-304	Legal Fees	\$3,112.07	53346		CRIMINAL RETAINER-JULY	

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AUGUST 2009

			Check Amt	Invoice	Comment
E 101-41610-304	Legal Fees		\$125.00	53348	GUTHRIE HAZ BLDG
tal DOVE FRETLAND & VAN VALKENBURG			\$4,112.07		
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Paid Chk#	036227	8/20/2009	E.C.M. PUBLISHERS, INC.		
E 211-49000-343	Other Advertising		\$93.00	195613	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$15.50	195614	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$15.50	195615	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$15.50	195997	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$15.50	196408	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$15.50	196615	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$15.50	196877	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$15.50	196997	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$15.50	197077	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$15.50	197227	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$15.50	197228	FARMERS MKT AD-HCP
E 211-49000-343	Other Advertising		\$55.20	87659	FARMERS MKT AD-HCP
E 607-42400-437	Other Miscellaneous		\$31.85	88085	FUEL SYSTEM PLANNING AD
E 409-49100-351	Legal Notices Publishing		\$20.25	88178	TIF DISCLOSURE AD
E 407-49100-351	Legal Notices Publishing		\$20.25	88178	TIF DISCLOSURE AD
E 410-49100-351	Legal Notices Publishing		\$20.25	88178	TIF DISCLOSURE AD
Total E.C.M. PUBLISHERS, INC.			\$395.80		
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Paid Chk#	036228	8/20/2009	EARL F. ANDERSEN, INC.		
E 101-43000-217	Other Operating Supplies		\$249.99	88134	SIGNS
E 101-45200-437	Other Miscellaneous		\$359.36	88161	REC PARK CROSSWALK SIGNS
Total EARL F. ANDERSEN, INC.			\$609.35		
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Paid Chk#	036229	8/20/2009	EWERT, JOSHUA		
E 101-42280-208	Training and Travel		\$69.84		STATE TEST-MILEAGE-6/15 & 6/17
Total EWERT, JOSHUA			\$69.84		
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Paid Chk#	036230	8/20/2009	FIRE EQUIPMENT SPECIALTIES INC		
E 101-42280-434	Uniforms		\$5,123.23	6254	BOOTS
E 101-42280-434	Uniforms		\$4,176.00	6265	HELMETS
Total FIRE EQUIPMENT SPECIALTIES INC			\$9,299.23		
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Paid Chk#	036231	8/20/2009	FRONTIER		
E 602-49400-321	Telephone		\$1.92	983-0121	PHONE SVC-WATER
E 101-49810-321	Telephone		\$49.17	983-2648	PHONE SVC-AIRPORT
E 101-41940-321	Telephone		\$186.09	983-3141	PHONE SVC-CITY HALL
E 101-45500-321	Telephone		\$16.20	983-3141	PHONE SVC-LIBRARY
E 101-41940-321	Telephone		\$47.64	983-3142	PHONE SVC-CITY HALL
E 619-49900-321	Telephone		\$90.15	983-3143	PHONE SVC-DEP REG
E 101-42280-321	Telephone		\$47.89	983-3465	PHONE SVC-FIRE
E 101-45200-321	Telephone		\$43.61	983-5729	PHONE SVC-PARKS
E 602-49400-321	Telephone		\$143.24	983-6134	PHONE SVC-WATER
E 101-42110-321	Telephone		\$93.77	983-6166	PHONE SVC-POLICE
E 101-43000-321	Telephone		\$100.99	983-6547	PHONE SVC-PW
Total FRONTIER			\$820.67		
<hr/>					
Paid Chk#	036232	8/20/2009	GANN, TRACY		
E 101-41510-208	Training and Travel		\$48.02		2009 TIF UPDATE-7/16/09
Total GANN, TRACY			\$48.02		
<hr/>					
Paid Chk#	036233	8/20/2009	GOPHER STATE ONE CALL		
E 602-49400-310	Other Professional Services		\$52.20	9071371	JULY LOCATES
Total GOPHER STATE ONE CALL			\$52.20		

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			Check Amt	Invoice	Comment
Paid Chk#	036234	8/20/2009	HARTMAN, PAMELA		
E 619-49900-201	Accessories (paper, pens, etc)		\$5.71		REIMB PACKAGING TAPE
	Total HARTMAN, PAMELA		\$5.71		
Paid Chk#	036235	8/20/2009	HAWKINS, INC.		
E 602-49400-216	Chemicals and Chem Products		\$3,761.23	3040883	CHEMICALS
	Total HAWKINS, INC.		\$3,761.23		
Paid Chk#	036236	8/20/2009	HD SUPPLY WATERWORKS, LTD		
E 602-49400-218	Parts - Water Dept.		\$1,282.50	9278117	12 MXU UNITS
	Total HD SUPPLY WATERWORKS, LTD		\$1,282.50		
Paid Chk#	036237	8/20/2009	J.P. COOKE CO.		
E 101-42110-437	Other Miscellaneous		\$62.96	18022	2010-2011 DOG TAGS
	Total J.P. COOKE CO.		\$62.96		
Paid Chk#	036238	8/20/2009	JOBE, KRISTINE		
E 211-49000-437	Other Miscellaneous		\$444.77		PARADE EXPENSE-ARTS CENTER
	Total JOBE, KRISTINE		\$444.77		
Paid Chk#	036239	8/20/2009	JOHNSON OIL CO.		
E 101-42110-212	Auto Expense (Fuel/Repair)		\$31.09	450	SQUAD 07 MAINTENANCE
E 700-50000-212	Auto Expense (Fuel/Repair)		\$27.10	453	OIL CHANGE-JP
	Total JOHNSON OIL CO.		\$58.19		
Paid Chk#	036240	8/20/2009	KDV TECHNOLOGY AND CONSULTING		
E 101-41940-309	EDP, Software and Design		\$825.00	1224	JULY NETWORK
	Total KDV TECHNOLOGY AND CONSULTING		\$825.00		
Paid Chk#	036241	8/20/2009	KOCH'S HARDWARE HANK		
E 101-45500-217	Other Operating Supplies		\$23.78		SUPPLIES-LIBRARY
E 101-45200-215	Shop Supplies		\$747.88		SUPPLIES-PARKS
E 101-45200-401	Repairs/Maint Buildings		\$260.73		HOCKEY RINK REPAIRS
E 101-45200-401	Repairs/Maint Buildings		\$124.35		PICNIC TABLE REPAIRS
E 101-45200-401	Repairs/Maint Buildings		\$113.85		BALLFIELD REPAIRS
E 101-41940-217	Other Operating Supplies		\$87.54		WELCOME SIGN-CITY
E 101-43000-215	Shop Supplies		\$55.80		SUPPLIES-PW
E 101-45200-401	Repairs/Maint Buildings		\$33.65		BATHROOM-REC PARK
E 101-41940-217	Other Operating Supplies		\$14.08		SUPPLIES-CITY
E 101-49810-217	Other Operating Supplies		\$7.14		SUPPLIES-AIRPORT
E 101-42280-401	Repairs/Maint Buildings		\$36.52		BLDG MAINTENANCE-FIRE
	Total KOCH'S HARDWARE HANK		\$1,505.32		
Paid Chk#	036242	8/20/2009	LEAGUE OF MN CITIES INSUR TRST		
E 101-41940-363	Automotive Ins		\$3,040.00		CITY-AUTO
E 602-49400-361	Liability/Property		\$5,950.00		WATER-PROP/LIAB
E 602-49400-363	Automotive Ins		\$300.00		WATER-AUTO
E 619-49900-433	Dues and Subscriptions		\$100.00		E&O-DEP REG
E 208-49010-361	Liability/Property		\$230.00		SR CTR-PROP/LIAB
E 101-49810-361	Liability/Property		\$2,475.00		AIRPORT-PROP/LIAB
E 101-41940-361	Liability/Property		\$28,638.00		CITY-PROP/LIAB
E 603-49450-361	Liability/Property		\$460.00		SEWER-PROP/LIAB
E 101-42280-361	Liability/Property		\$780.00		FIRE HALL PROPERTY
E 603-49450-363	Automotive Ins		\$300.00		SEWER-AUTO
E 101-42280-363	Automotive Ins		\$6,810.00		FIRE-AUTO
	Total LEAGUE OF MN CITIES INSUR TRST		\$49,083.00		
Paid Chk#	036243	8/20/2009	LIND, MARSHALL		

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			Check Amt	Invoice	Comment
E 700-50000-208	Training and Travel		\$11.06		2009 FIRE SPRINKLER TRAINING
	Total LIND, MARSHALL		\$11.06		
<hr/>					
Paid Chk# 036244	8/20/2009	M.E. PLUMBING & HEATING			
E 101-42280-401	Repairs/Maint Buildings		\$117.50	29831	CONDENSATE PUMP SERVICE
	Total M.E. PLUMBING & HEATING		\$117.50		
<hr/>					
Paid Chk# 036245	8/20/2009	MEYER'S MILACA BTB			
E 101-45200-221	Equipment Parts/Repairs		\$6.40	151-27446	PLAYGROUND TOOL
E 101-45200-221	Equipment Parts/Repairs		\$176.29	151-27889	STARTER FOR TRUCK
E 101-45200-221	Equipment Parts/Repairs		\$20.17	151-28206	PARTS-PARKS
	Total MEYER'S MILACA BTB		\$202.86		
<hr/>					
Paid Chk# 036246	8/20/2009	MILACA AUTO VALUE			
E 101-43000-215	Shop Supplies		\$39.87	1302823	SUPPLIES-PW
E 101-43000-221	Equipment Parts/Repairs		\$76.72	1302823	PARTS-PW
	Total MILACA AUTO VALUE		\$116.59		
<hr/>					
Paid Chk# 036247	8/20/2009	MILACA GENERAL RENTAL CENTER			
E 101-45200-225	Landscaping Materials		\$102.60		MULCH-TRIMBLE PARK
E 101-45200-437	Other Miscellaneous		\$57.78		HAMMER DRILL
	Total MILACA GENERAL RENTAL CENTER		\$160.38		
<hr/>					
Paid Chk# 036248	8/20/2009	MILACA LAWN & GARDEN			
E 208-49020-406	Trail Maintenance		\$5.98		MOWER PARTS-TRAILS
E 603-49450-221	Equipment Parts/Repairs		\$7.31		PARTS-SEWER
E 602-49400-221	Equipment Parts/Repairs		\$7.32		PARTS-WATER
E 101-43000-221	Equipment Parts/Repairs		\$44.16		PARTS-PW
E 101-45200-221	Equipment Parts/Repairs		\$230.88		TRIMMING PARTS-PARTS
	Total MILACA LAWN & GARDEN		\$295.65		
<hr/>					
Paid Chk# 036249	8/20/2009	MILACA UNCLAIMED FREIGHT			
E 101-45200-437	Other Miscellaneous		\$52.10		MISC ITEMS-PARKS
	Total MILACA UNCLAIMED FREIGHT		\$52.10		
<hr/>					
Paid Chk# 036250	8/20/2009	MILACA, CITY OF			
E 602-49400-322	Postage		\$22.75		WATER SAMPLES - POSTAGE
E 101-42110-437	Other Miscellaneous		\$13.50		LOST DRIVER'S LICENSE FEE
	Total MILACA, CITY OF		\$36.25		
<hr/>					
Paid Chk# 036251	8/20/2009	MILLE LACS CO. HWY DEPT.			
E 101-43000-305	Medical and Dental Fees		\$108.66		HEARING TESTS
E 101-45200-437	Other Miscellaneous		\$54.34		HEARING TESTS
	Total MILLE LACS CO. HWY DEPT.		\$163.00		
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Paid Chk# 036252	8/20/2009	MN COPY SYSTEMS, INC.			
E 101-41940-310	Other Professional Services		\$186.82	33733	COPIER MAINTENANCE
	Total MN COPY SYSTEMS, INC.		\$186.82		
<hr/>					
Paid Chk# 036253	8/20/2009	MN COUNTY ATTORNEY'S ASSOC.			
E 101-42110-437	Other Miscellaneous		\$57.50		CODE BOOKS
	Total MN COUNTY ATTORNEY'S ASSOC.		\$57.50		
<hr/>					
Paid Chk# 036254	8/20/2009	MN VALLEY TESTING LABS			
E 602-49400-310	Other Professional Services		\$71.00	455563	TESTING
E 602-49400-310	Other Professional Services		\$56.00	458339	TESTING
	Total MN VALLEY TESTING LABS		\$127.00		
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Paid Chk# 036255	8/20/2009	NORTHEAST TECHNICAL SERVICES			

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			Check Amt	Invoice	Comment
E 603-49450-310	Other Professional Services		\$460.70	09-04295	TESTING
E 603-49450-310	Other Professional Services		\$172.76	09-04296	TESTING
Total NORTHEAST TECHNICAL SERVICES			\$633.46		
<hr/>					
Paid Chk#	036256	8/20/2009	PAPARELLA EAR HEAD & NECK INST		
E 101-43000-305	Medical and Dental Fees		\$198.00	1091115	HEARING TEST-D STIMMLER
E 101-45200-437	Other Miscellaneous		\$198.00	1091116	HEARING TEST-G MOYER
Total PAPARELLA EAR HEAD & NECK INST			\$396.00		
<hr/>					
Paid Chk#	036257	8/20/2009	PAUL JACKSON ENTERPRISES, INC		
E 101-45200-437	Other Miscellaneous		\$550.00		SHRUBS-WALKWAY
Total PAUL JACKSON ENTERPRISES, INC			\$550.00		
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Paid Chk#	036258	8/20/2009	PRYZMUS, JOHN		
E 409-49100-439	Developer's 90%		\$4,734.09		ACCRUED INTEREST-TIF NOTE
E 409-49100-439	Developer's 90%		\$2,500.00		CURB REPAIRS
Total PRYZMUS, JOHN			\$7,234.09		
<hr/>					
Paid Chk#	036259	8/20/2009	QUILL CORPORATION		
E 101-41940-201	Accessories (paper, pens, etc)		\$60.59	7895315	WINDOW ENVELOPES-CITY
E 101-45200-215	Shop Supplies		\$86.56	8069102	TOILET PAPER-PARKS
E 602-49400-201	Accessories (paper, pens, etc)		\$36.31	8081873	RECEIPT BOOKS-WATER
E 603-49450-201	Accessories (paper, pens, etc)		\$36.31	8081873	RECEIPT BOOKS-SEWER
E 101-41940-201	Accessories (paper, pens, etc)		\$271.68	8089165	COPY PAPER-CITY
E 607-42400-201	Accessories (paper, pens, etc)		\$79.82	8089165	PRINTER TONER-ZONING
E 101-42280-201	Accessories (paper, pens, etc)		\$105.80	8120057	PRINTER TONER-FIRE
E 101-49810-217	Other Operating Supplies		\$132.24	8233086	PAPER TOWELS/TOILET PAPER-AIRPORT
E 101-43000-215	Shop Supplies		\$132.24	8233086	PAPER TOWELS/TOILET PAPER-PW
Total QUILL CORPORATION			\$941.55		
<hr/>					
Paid Chk#	036260	8/20/2009	ROHMAN LAWN CARE		
E 101-49200-450	Unallocated		\$275.00	15713	MOWING
Total ROHMAN LAWN CARE			\$275.00		
<hr/>					
Paid Chk#	036261	8/20/2009	SANDERSON, ALYCE		
E 101-41940-217	Other Operating Supplies		\$8.33		SUPPLIES-CITY
E 101-45500-217	Other Operating Supplies		\$8.98		SUPPLIES-LIBRARY
E 101-41940-217	Other Operating Supplies		\$57.75		SUPPLIES-CITY
E 101-43000-215	Shop Supplies		\$15.27		PAPER TOWELS-PW
Total SANDERSON, ALYCE			\$90.33		
<hr/>					
Paid Chk#	036262	8/20/2009	SPRINT PCS		
E 101-45200-321	Telephone		\$30.37	613620816	AUG CELL SERVICE
E 101-42280-321	Telephone		\$30.37	613620816	AUG CELL SERVICE
E 101-43000-321	Telephone		\$30.37	613620816	AUG CELL SERVICE
Total SPRINT PCS			\$91.11		
<hr/>					
Paid Chk#	036263	8/20/2009	T.I.P.		
E 619-49900-201	Accessories (paper, pens, etc)		\$44.39	2040	LICENSE ENVELOPES
Total T.I.P.			\$44.39		
<hr/>					
Paid Chk#	036264	8/20/2009	TECHAM, TERRY		
R 602-37100	Water Sales		\$32.90		REFUND OVERPAYMENT00-00018400-0
Total TECHAM, TERRY			\$32.90		
<hr/>					
Paid Chk#	036265	8/20/2009	TELEMETRY AND PROCESS CONTROLS		
E 602-49400-310	Other Professional Services		\$187.50	2586	WELL PUMP SERVICE
al TELEMETRY AND PROCESS CONTROLS			\$187.50		

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	Check Amt	Invoice	Comment
10100 General Bank	\$89,346.46		
Fund Summary			
	10100	General Bank	
101 GENERAL FUND	\$65,866.09		
208 CHARITABLE GAMBLING FUND	\$235.98		
211 INITIATIVE FOUNDATION	\$747.97		
407 TIF# 2-6 (APARTMENTS)	\$20.25		
409 TIF# 5 (MIDDLE SCHOOL)	\$7,254.34		
410 TIF #4-7	\$20.25		
501 INDUSTRIAL PARK PROJ.	\$46.50		
602 WATER FUND	\$12,191.17		
603 SEWER FUND	\$2,401.08		
607 BLDG INSPECTION FUND	\$111.67		
619 DEPUTY REGISTRAR FUND	\$286.99		
700 BRAHAM-MILACA JOINT POWERS	\$164.17		
	<u>\$89,346.46</u>		

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	Check Amt	Invoice	Comment
10100 General Bank			
Paid Chk# 036136 7/9/2009 AGUILERA, KAREN			
E 101-42110-240 Small Tools and Minor Equip	\$48.02		FILING CABINET
E 101-42110-201 Accessories (paper, pens, etc)	\$43.38		GARBAGE BAGS/BATTERIES/PAPER
Total AGUILERA, KAREN	\$91.40		
Paid Chk# 036137 7/9/2009 CENTRAL FLEET SERVICE			
E 101-43000-310 Other Professional Services	\$81.00		TRUCK INSPECTION
Total CENTRAL FLEET SERVICE	\$81.00		
Paid Chk# 036138 7/9/2009 JIM'S MILLE LACS DISPOSAL			
E 101-42280-384 Refuse/Garbage Disposal	\$25.00	211948	GARBAGE-FIRE
E 101-43000-384 Refuse/Garbage Disposal	\$176.90	211948	GARBAGE-CITY
E 101-45200-384 Refuse/Garbage Disposal	\$298.26	211948	GARBAGE-PARKS
E 101-43000-312 Compost	\$600.00	211948	COMPOST
Total JIM'S MILLE LACS DISPOSAL	\$1,100.16		
Paid Chk# 036139 7/9/2009 MILACA BLDG CENTER			
E 602-49400-217 Other Operating Supplies	\$1.27	3141	SUPPLIES-WATER
E 101-45200-437 Other Miscellaneous	\$6.70	3141	WALKWAY
E 101-43000-217 Other Operating Supplies	\$43.68	3141	SUPPLIES-PW
E 101-45200-215 Shop Supplies	\$108.02	3141	SUPPLIES-PARKS
E 101-41940-217 Other Operating Supplies	\$311.33	3141	WELCOME SIGN-CITY
Total MILACA BLDG CENTER	\$471.00		
Paid Chk# 036199 7/15/2009 MARSON CONTRACTORS, INC			
E 101-45200-310 Other Professional Services	\$8,500.00	6787	HILLSIDE LANDSCAPE/ROCK REC PARK
Total MARSON CONTRACTORS, INC	\$8,500.00		
Paid Chk# 036200 7/27/2009 BLUE CROSS BLUE SHIELD OF MINN			
G 101-21706 Medical Insur.	\$10,637.00	7S034-M0 4	MEDICAL INSUR-AUGUST
Total BLUE CROSS BLUE SHIELD OF MINN	\$10,637.00		
Paid Chk# 036201 7/27/2009 BURKLUND, STEVEN			
E 602-49400-434 Uniforms	\$40.00		WORK BOOTS
E 603-49450-434 Uniforms	\$40.00		WORK BOOTS
E 101-43000-434 Uniforms	\$39.99		WORK BOOTS
Total BURKLUND, STEVEN	\$119.99		
Paid Chk# 036202 7/27/2009 KATKE, DELORIS			
E 101-41940-240 Small Tools and Minor Equip	\$76.95		DICTATING MACHINE FOOT CONTROL
Total KATKE, DELORIS	\$76.95		
Paid Chk# 036203 7/27/2009 L.E.L.S.			
G 101-21710 Union Dues	\$168.00	LOCAL #238	POLICE UNION DUES-AUGUST
Total L.E.L.S.	\$168.00		
Paid Chk# 036204 7/27/2009 MN BENEFITS			
G 101-21709 Life Insur.	\$179.19		LIFE/DENTAL-AUGUST
G 101-21712 Dental	\$448.88		LIFE/DENTAL-AUGUST
Total MN BENEFITS	\$628.07		
Paid Chk# 036205 7/27/2009 PAUL LIND ENTERPRISES, INC			
E 101-49810-217 Other Operating Supplies	\$6.79	3620	TREATED FENCE POST-AIRPORT
Total PAUL LIND ENTERPRISES, INC	\$6.79		
Paid Chk# 036206 7/27/2009 TILLOTSON, JAKE			
E 101-42280-217 Other Operating Supplies	\$25.53		LARGE STEEL SPACERS-FIRE DEPT

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			Check Amt	Invoice	Comment
Total TILLOTSON, JAKE			\$25.53		
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Paid Chk#	036207	7/27/2009	USABLE LIFE		
G 101-21707	Disability		\$203.80	101408001G	DISABILITY/LIFE-AUGUST
Total USABLE LIFE			\$203.80		
<hr/>					
Paid Chk#	036208	7/30/2009	U.S. POSTMASTER		
E 603-49450-322	Postage		\$104.02		JULY BILLINGS
E 602-49400-322	Postage		\$104.02		JULY BILLINGS
Total U.S. POSTMASTER			\$208.04		
10100 General Bank			\$22,317.73		

Fund Summary

	10100 General Bank	
101 GENERAL FUND		\$22,028.42
602 WATER FUND		\$145.29
603 SEWER FUND		\$144.02
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		\$22,317.73

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10900 Liquor Bank

Paid Chk#	Date	Company	Description	Check Amt	Invoice	Comment
Paid Chk# 021048	7/2/2009	BELLBOY CORP.				
E 609-49750-251			Liquor For Resale	\$2,479.40	49209900	LIQUOR
E 609-49750-253			Wine For Resale	\$72.00	49209900	WINE
E 609-49750-253			Wine For Resale	\$646.00	49374100	WINE
E 609-49750-251			Liquor For Resale	\$1,049.50	49374100	LIQUOR
Total BELLBOY CORP.				\$4,246.90		

Paid Chk#	Date	Company	Description	Check Amt	Invoice	Comment
Paid Chk# 021049	7/2/2009	BERNICKS				
E 609-49750-254			Mix/Non Alcoholic	\$26.65	11098	NA
E 609-49750-252			Beer For Resale	\$1,089.70	11099	BEER
E 609-49750-254			Mix/Non Alcoholic	\$48.55	13967	NA
E 609-49750-252			Beer For Resale	\$1,450.10	13968	BEER
E 609-49750-252			Beer For Resale	(\$46.00)	193349	BEER
E 609-49750-252			Beer For Resale	\$536.40	216030	BEER
E 609-49750-254			Mix/Non Alcoholic	\$16.09	218766	NA
E 609-49750-252			Beer For Resale	\$476.95	218767	BEER
Total BERNICKS				\$3,598.44		

Paid Chk#	Date	Company	Description	Check Amt	Invoice	Comment
Paid Chk# 021050	7/2/2009	C & L DISTRIBUTING CO.				
E 609-49750-254			Mix/Non Alcoholic	\$98.95	199561	NA
E 609-49750-252			Beer For Resale	\$11,333.20	199561	BEER
E 609-49750-260			Deposits	\$120.00	199561	DEPOSITS
E 609-49750-254			Mix/Non Alcoholic	\$121.85	200491	NA
E 609-49750-252			Beer For Resale	\$3,719.70	200491	BEER
E 609-49750-251			Liquor For Resale	(\$3.75)	200491	LIQUOR
E 609-49750-260			Deposits	(\$120.00)	200491	DEPOSITS
E 609-49750-254			Mix/Non Alcoholic	\$117.10	201370	NA
E 609-49750-252			Beer For Resale	\$9,213.50	201370	BEER
E 609-49750-260			Deposits	(\$30.00)	201370	DEPOSITS
E 609-49750-254			Mix/Non Alcoholic	\$34.20	202396	NA
E 609-49750-260			Deposits	\$180.00	202396	DEPOSITS
E 609-49750-252			Beer For Resale	\$8,715.00	202396	BEER
Total C & L DISTRIBUTING CO.				\$33,499.75		

Paid Chk#	Date	Company	Description	Check Amt	Invoice	Comment
Paid Chk# 021051	7/2/2009	D&D BEER CO				
E 609-49750-252			Beer For Resale	\$1,335.60	368522	BEER
E 609-49750-252			Beer For Resale	\$724.25	369213	BEER
E 609-49750-252			Beer For Resale	\$1,036.30	369953	BEER
Total D&D BEER CO				\$3,096.15		

Paid Chk#	Date	Company	Description	Check Amt	Invoice	Comment
Paid Chk# 021052	7/2/2009	DAHLHEIMER DISTRIBUTING CO.				
E 609-49750-254			Mix/Non Alcoholic	\$326.00	39506	NA
E 609-49750-252			Beer For Resale	\$5,241.70	39506	BEER
E 609-49750-260			Deposits	\$90.00	39506	DEPOSITS
E 609-49750-254			Mix/Non Alcoholic	\$15.20	40374	NA
E 609-49750-252			Beer For Resale	\$2,924.77	40374	BEER
E 609-49750-260			Deposits	\$60.00	40374	DEPOSITS
E 609-49750-260			Deposits	(\$90.00)	41175	DEPOSITS
E 609-49750-254			Mix/Non Alcoholic	\$167.00	41175	NA
E 609-49750-252			Beer For Resale	\$3,238.42	41175	BEER
E 609-49750-254			Mix/Non Alcoholic	\$136.00	42099	NA
E 609-49750-252			Beer For Resale	\$9,293.55	42099	BEER
E 609-49750-260			Deposits	(\$120.00)	42099	DEPOSITS
E 609-49750-252			Beer For Resale	\$8,871.69	42979	BEER
E 609-49750-260			Deposits	(\$60.00)	42979	DEPOSITS
E 609-49750-254			Mix/Non Alcoholic	\$22.00	42979	NA

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			Check Amt	Invoice	Comment
Total DAHLHEIMER DISTRIBUTING CO.			\$30,116.33		
Paid Chk#	021053	7/2/2009	DANIMAL DISTRIBUTING INC		
E 609-49750-254	Mix/Non Alcoholic		\$80.00	118839	NA
E 609-49750-254	Mix/Non Alcoholic		\$32.00	118879	NA
Total DANIMAL DISTRIBUTING INC			\$112.00		
Paid Chk#	021054	7/2/2009	FIELDSTONE VINEYARDS		
E 609-49750-253	Wine For Resale		\$619.70	2009310	WINE
Total FIELDSTONE VINEYARDS			\$619.70		
Paid Chk#	021055	7/2/2009	J.J. TAYLOR DIST OF MN		
E 609-49750-252	Beer For Resale		\$183.75	947320	BEER
E 609-49750-333	Freight and Express		\$3.00	947320	DELIVERY
E 609-49750-252	Beer For Resale		\$164.10	949832	BEER
E 609-49750-333	Freight and Express		\$3.00	949832	DELIVERY
Total J.J. TAYLOR DIST OF MN			\$353.85		
Paid Chk#	021056	7/2/2009	JIM'S MILLE LACS DISPOSAL		
E 609-49750-384	Refuse/Garbage Disposal		\$105.30	219225	REFUSE COLLECTION
Total JIM'S MILLE LACS DISPOSAL			\$105.30		
Paid Chk#	021057	7/2/2009	JOHNSON BROTHERS LIQUOR CO.		
E 609-49750-333	Freight and Express		\$66.46	1641617	DELIVERY
E 609-49750-252	Beer For Resale		\$31.99	1641617	BEER
E 609-49750-254	Mix/Non Alcoholic		(\$10.00)	1641617	NA
E 609-49750-253	Wine For Resale		\$1,249.30	1641617	WINE
E 609-49750-251	Liquor For Resale		\$170.20	1641617	LIQUOR
E 609-49750-251	Liquor For Resale		\$1,720.89	1645322	LIQUOR
E 609-49750-253	Wine For Resale		\$1,088.85	1645322	WINE
E 609-49750-254	Mix/Non Alcoholic		\$28.35	1645322	NA
E 609-49750-333	Freight and Express		\$74.57	1645322	DELIVERY
E 609-49750-253	Wine For Resale		\$937.09	1649323	WINE
E 609-49750-333	Freight and Express		\$135.28	1649323	DELIVERY
E 609-49750-251	Liquor For Resale		\$5,442.21	1649323	LIQUOR
E 609-49750-253	Wine For Resale		(\$55.50)	423065	CREDIT
E 609-49750-333	Freight and Express		(\$2.62)	423065	CREDIT
E 609-49750-333	Freight and Express		(\$1.57)	423066	CREDIT
E 609-49750-251	Liquor For Resale		(\$77.10)	423066	CREDIT
Total JOHNSON BROTHERS LIQUOR CO.			\$10,798.40		
Paid Chk#	021058	7/2/2009	MILLER TRUCKING		
E 609-49750-333	Freight and Express		\$77.70	2228	DELIVERY
Total MILLER TRUCKING			\$77.70		
Paid Chk#	021059	7/2/2009	PHILLIPS WINE AND SPIRITS		
E 609-49750-253	Wine For Resale		\$973.90	2762729	WINE
E 609-49750-251	Liquor For Resale		\$2,379.21	2762729	LIQUOR
E 609-49750-333	Freight and Express		\$79.56	2762729	DELIVERY
E 609-49750-251	Liquor For Resale		\$531.10	2765608	LIQUOR
E 609-49750-333	Freight and Express		\$12.56	2765608	DELIVERY
E 609-49750-253	Wine For Resale		\$53.40	2765608	WINE
E 609-49750-333	Freight and Express		\$31.40	2768785	DELIVERY
E 609-49750-251	Liquor For Resale		\$600.52	2768785	LIQUOR
E 609-49750-253	Wine For Resale		\$424.15	2768785	WINE
E 609-49750-251	Liquor For Resale		\$147.85	2771917	LIQUOR
E 609-49750-253	Wine For Resale		\$36.75	2771917	WINE
E 609-49750-333	Freight and Express		\$6.28	2771917	DELIVERY

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JULY 2009

			Check Amt	Invoice	Comment
E 609-49750-254	Mix/Non Alcoholic		\$48.00	2771917	NA
E 609-49750-333	Freight and Express		(\$1.57)	3413087	CREDIT
E 609-49750-253	Wine For Resale		(\$46.00)	3413087	CREDIT
Total PHILLIPS WINE AND SPIRITS			\$5,277.11		
<hr/>					
Paid Chk#	021060	7/2/2009	VINOCOPIA		
E 609-49750-253	Wine For Resale		\$832.00	14092	WINE
E 609-49750-333	Freight and Express		\$14.00	14092	DELIVERY
E 609-49750-253	Wine For Resale		\$208.00	15930	WINE
E 609-49750-333	Freight and Express		\$5.00	15930	DELIVERY
Total VINOCOPIA			\$1,059.00		
<hr/>					
Paid Chk#	021061	7/2/2009	WINE MERCHANTS		
E 609-49750-333	Freight and Express		\$1.57	276331	DELIVERY
E 609-49750-253	Wine For Resale		\$103.50	276331	WINE
E 609-49750-333	Freight and Express		\$1.57	277118	DELIVERY
E 609-49750-253	Wine For Resale		\$103.50	277118	WINE
Total WINE MERCHANTS			\$210.14		
<hr/>					
Paid Chk#	021062	7/2/2009	WIRTZ BEVERAGE MN WINE & SPRTS		
E 609-49750-333	Freight and Express		\$21.00	236451	DELIVERY
E 609-49750-251	Liquor For Resale		\$2,030.03	238354	LIQUOR
E 609-49750-333	Freight and Express		\$37.50	238354	DELIVERY
E 609-49750-333	Freight and Express		\$3.00	238572	DELIVERY
E 609-49750-253	Wine For Resale		\$143.85	238572	WINE
E 609-49750-251	Liquor For Resale		\$485.85	244913	LIQUOR
E 609-49750-333	Freight and Express		\$4.50	244913	DELIVERY
E 609-49750-251	Liquor For Resale		\$1,680.00	245036	LIQUOR
E 609-49750-333	Freight and Express		\$27.00	245036	DELIVERY
otal WIRTZ BEVERAGE MN WINE & SPRTS			\$4,432.73		
<hr/>					
Paid Chk#	021075	7/20/2009	JOHNSON BROTHERS LIQUOR CO.		
E 609-49750-251	Liquor For Resale		\$3,832.73	1653226	LIQUOR
E 609-49750-333	Freight and Express		\$113.95	1653226	DELIVERY
E 609-49750-253	Wine For Resale		\$1,184.54	1653226	WINE
Total JOHNSON BROTHERS LIQUOR CO.			\$5,131.22		
10900 Liquor Bank			\$102,734.72		

Fund Summary

609 MUNICIPAL LIQUOR FUND	10900 Liquor Bank	\$102,734.72
		<u>\$102,734.72</u>

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AUGUST 2009

Check Amt Invoice Comment

10900 Liquor Bank

Paid Chk#		Date	Company	Check Amt	Invoice	Comment
Paid Chk# 021091		8/20/2009	AMERIPRIDE			
E 609-49750-310	Other Professional Services			\$65.26	S642045	RUGS
E 609-49750-310	Other Professional Services			\$29.90	S644677	RUGS
E 609-49750-310	Other Professional Services			\$65.26	S647236	RUGS
E 609-49750-310	Other Professional Services			\$29.90	S649855	RUGS
E 609-49750-310	Other Professional Services			\$65.26	S652463	RUGS
Total AMERIPRIDE				\$255.58		
Paid Chk# 021092		8/20/2009	BELLBOY CORP.			
E 609-49750-256	Tobacco Products For Resale			\$51.83	5831300	TOBACCO
E 609-49750-256	Tobacco Products For Resale			\$1,010.88	5847400	TOBACCO
E 609-49750-259	Other For Resale			\$85.50	82459400	MISC
Total BELLBOY CORP.				\$1,148.21		
Paid Chk# 021093		8/20/2009	CRYSTAL SPRINGS ICE			
E 609-49750-259	Other For Resale			\$256.40	300004792	ICE
E 609-49750-259	Other For Resale			\$167.60	300004886	ICE
E 609-49750-259	Other For Resale			\$282.40	300004954	ICE
E 609-49750-259	Other For Resale			\$138.00	300005025	ICE
E 609-49750-259	Other For Resale			(\$42.40)	50336c	CREDIT
E 609-49750-259	Other For Resale			(\$78.40)	50345c	CREDIT
E 609-49750-259	Other For Resale			\$52.80	53956	ICE
Total CRYSTAL SPRINGS ICE				\$776.40		
Paid Chk# 021094		8/20/2009	DR PEPPER SNAPPLE GROUP			
E 609-49750-254	Mix/Non Alcoholic			\$56.70	1382600135	NA
E 609-49750-254	Mix/Non Alcoholic			\$95.10	1382600269	NA
E 609-49750-254	Mix/Non Alcoholic			\$75.90	1387700334	NA
Total DR PEPPER SNAPPLE GROUP				\$227.70		
Paid Chk# 021095		8/20/2009	EXTREME BEVERAGES, LLC			
E 609-49750-254	Mix/Non Alcoholic			\$338.50	794164	NA
Total EXTREME BEVERAGES, LLC				\$338.50		
Paid Chk# 021096		8/20/2009	FRONTIER			
E 609-49750-321	Telephone			\$103.52	983-6255	AUG PHONE SERVICE
Total FRONTIER				\$103.52		
Paid Chk# 021097		8/20/2009	GODFATHER'S EXTERMINATING			
E 609-49750-310	Other Professional Services			\$51.21	26410795	PEST CONTROL
Total GODFATHER'S EXTERMINATING				\$51.21		
Paid Chk# 021098		8/20/2009	GRANITE CITY JOBBING			
E 609-49750-214	Liquor Store Paper Supplies			\$17.97	610322	PAPER SUPPLIES
E 609-49750-256	Tobacco Products For Resale			\$908.14	610322	TOBACCO
E 609-49750-259	Other For Resale			\$7.52	610322	MISC
E 609-49750-254	Mix/Non Alcoholic			\$41.60	610322	NA
E 609-49750-259	Other For Resale			\$28.40	611083	MISC
E 609-49750-333	Freight and Express			\$4.25	611083	DELIVERY
E 609-49750-256	Tobacco Products For Resale			\$65.91	611083	TOBACCO
E 609-49750-259	Other For Resale			\$119.79	611836	MISC
E 609-49750-214	Liquor Store Paper Supplies			\$82.92	611836	PAPER SUPPLIES
E 609-49750-256	Tobacco Products For Resale			\$410.60	611836	TOBACCO
E 609-49750-333	Freight and Express			\$4.25	611836	DELIVERY
E 609-49750-259	Other For Resale			\$151.36	612453	MISC
E 609-49750-333	Freight and Express			\$4.25	612453	DELIVERY
E 609-49750-256	Tobacco Products For Resale			\$328.01	612453	TOBACCO

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AUGUST 2009

			Check Amt	Invoice	Comment
E 609-49750-217	Other Operating Supplies		\$8.05	612523	KIDDIE KANDY
E 609-49750-333	Freight and Express		\$4.25	613269	DELIVERY
E 609-49750-214	Liquor Store Paper Supplies		\$71.56	613269	PAPER SUPPLIES
E 609-49750-256	Tobacco Products For Resale		\$334.38	613269	TOBACCO
E 609-49750-254	Mix/Non Alcoholic		\$26.09	613269	NA
E 609-49750-259	Other For Resale		\$38.70	613447	MISC
E 609-49750-333	Freight and Express		\$4.25	613958	DELIVERY
E 609-49750-254	Mix/Non Alcoholic		\$3.64	613958	NA
E 609-49750-256	Tobacco Products For Resale		\$338.41	613958	TOBACCO
E 609-49750-259	Other For Resale		\$27.26	613958	MISC
E 609-49750-254	Mix/Non Alcoholic		(\$1.82)	613984	CREDIT
Total GRANITE CITY JOBBING			\$3,029.74		
<hr/>					
Paid Chk# 021099	8/20/2009	KLEIN ELECTRIC, INC.			
E 609-49750-310	Other Professional Services		\$509.45	12306	REPAIR LIQUOR SIGN
Total KLEIN ELECTRIC, INC.			\$509.45		
<hr/>					
Paid Chk# 021100	8/20/2009	LEAGUE OF MN CITIES INSUR TRST			
E 609-49750-364	Dram Shop		\$3,461.00		LIQ LIAB INS
E 609-49750-361	Liability/Property		\$3,980.00		PROP/LIAB
Total LEAGUE OF MN CITIES INSUR TRST			\$7,441.00		
<hr/>					
Paid Chk# 021101	8/20/2009	M. AMUNDSON LLP			
E 609-49750-259	Other For Resale		\$94.10	65127	MISC
E 609-49750-256	Tobacco Products For Resale		\$616.20	65127	TOBACCO
E 609-49750-256	Tobacco Products For Resale		\$387.15	66583	TOBACCO
E 609-49750-259	Other For Resale		\$169.00	66583	MISC
E 609-49750-217	Other Operating Supplies		\$169.25	66583	SUPPLIES
E 609-49750-256	Tobacco Products For Resale		\$350.52	67573	TOBACCO
E 609-49750-259	Other For Resale		\$22.28	67573	MISC
Total M. AMUNDSON LLP			\$1,808.50		
<hr/>					
Paid Chk# 021102	8/20/2009	MILLER TRUCKING			
E 609-49750-333	Freight and Express		\$103.11	2283	DELIVERY
Total MILLER TRUCKING			\$103.11		
<hr/>					
Paid Chk# 021103	8/20/2009	MN MUNICIPAL BEVERAGE ASSOC.			
E 609-49750-433	Dues and Subscriptions		\$510.00		ANNUAL DUES
Total MN MUNICIPAL BEVERAGE ASSOC.			\$510.00		
<hr/>					
Paid Chk# 021104	8/20/2009	OTTE, ROY			
E 609-49750-256	Tobacco Products For Resale		\$80.00	0417030	TOBACCO
Total OTTE, ROY			\$80.00		
<hr/>					
Paid Chk# 021105	8/20/2009	QUILL CORPORATION			
E 609-49750-201	Accessories (paper, pens, etc)		\$4.63	8120057	SUPPLIES
Total QUILL CORPORATION			\$4.63		
<hr/>					
Paid Chk# 021106	8/20/2009	SEGERSTROM, VICTORIA			
E 609-49750-240	Small Tools and Minor Equip		\$20.00		HUMIDOR
Total SEGERSTROM, VICTORIA			\$20.00		
<hr/>					
Paid Chk# 021107	8/20/2009	ST. CLOUD REFRIGERATION			
E 609-49750-310	Other Professional Services		\$293.00	203661	COOLER MAINTENANCE
Total ST. CLOUD REFRIGERATION			\$293.00		
<hr/>					
Paid Chk# 021108	8/20/2009	VIKING BOTTLING CO.			
E 609-49750-254	Mix/Non Alcoholic		\$121.90	25302656	NA
E 609-49750-254	Mix/Non Alcoholic		\$259.15	25302757	NA

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AUGUST 2009

		Check Amt	Invoice	Comment
E 609-49750-254	Mix/Non Alcoholic	\$260.15	25302961	NA
E 609-49750-254	Mix/Non Alcoholic	\$196.00	25303157	NA
	Total VIKING BOTTLING CO.	<u>\$837.20</u>		
	10900 Liquor Bank	<u>\$17,537.75</u>		

Fund Summary

	10900 Liquor Bank	
609 MUNICIPAL LIQUOR FUND	<u>\$17,537.75</u>	
	<u>\$17,537.75</u>	

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JULY 2009

Check Amt Invoice Comment

10900 Liquor Bank

Paid Chk#	Date	Payee	Check Amt	Invoice	Comment
MILACA, CITY OF (WATER/SEWER)					
E 609-49750-381	7/13/2009	Utilities	\$29.17	01-00015990	WATER/SEWER
Total MILACA, CITY OF (WATER/SEWER)			\$29.17		
EAST CENTRAL ENERGY					
E 609-49750-381	7/13/2009	Utilities	\$1,948.69	7115200	ELECTRIC
Total EAST CENTRAL ENERGY			\$1,948.69		
CENTERPOINT ENERGY MINNEGASCO					
E 609-49750-381	7/13/2009	Utilities	\$35.49	128-000-782-1	NATURAL GAS
Total CENTERPOINT ENERGY MINNEGASCO			\$35.49		
MN DEPT OF REVENUE					
G 609-20800	7/13/2009	Sales Tax Payable	\$12,573.00	9576201	LIQUOR SALES TAX
Total MN DEPT OF REVENUE			\$12,573.00		
10900 Liquor Bank			\$14,586.35		

Fund Summary

609 MUNICIPAL LIQUOR FUND	10900 Liquor Bank	\$14,586.35
		\$14,586.35

RESOLUTION #09 – 39

RESOLUTION ASSESSING MOWING COSTS

BE IT RESOLVED by the Milaca City Council that the council hereby assess the following cost of a nuisance abatement for a period of one year at the rate of seven percent payable for 2010 taxes,

PID #	OWNER	ADDRESS	ASSESSED
21-025-3400	Tracy, Thomas	530 3 rd Ave NW	\$55.00
21-042-0760	Brouwer, Paul & Ellner	255 2 nd Ave SW	\$110.00
21-043-2050	Wells Fargo Bank	220 2 nd St SE	\$55.00
21-046-0220	Federal National Mortgage Assoc.	450 Central Ave S	\$55.00

Adopted this 20th day of August, 2009.

Mayor Harold Pedersen

ATTEST

Greg Lerud, City Manager

RESOLUTION #09 – 40

RESOLUTION ASSESSING UNPAID WATER/SEWER BILL

BE IT RESOLVED that the following unpaid water and sewer bills be levied against the described property for 2010 property taxes, for 1 year, at a rate of 7 percent per annum:

PID #	OWNER	ADDRESS	ASSESSED
21-046-0320	Mutchler, Gary & Rebecca Toth	440 2 nd Ave SE	\$148.58
21-046-0400	Money, Joshua	445 Central Ave S	\$100.09

Adopted this 20th day of August , 2009.

Mayor Harold Pedersen

ATTEST

Greg Lerud, City Manager

RESOLUTION NO. 09 – 41

A RESOLUTION ASSESSING UNPAID FIRE DEPARTMENT CHARGES FOR
SERVICE

BE IT RESOLVED BY THE MILACA CITY COUNCIL, that the City Council,
pursuant to Ordinance No. 368, hereby assesses the following fire department charges for
service against the benefited properties for property taxes payable 2010 with a payment
period of one year and an interest rate of seven percent.

\$650.00
Kevin Harding
10145 150th Street
Milaca, MN 56353
PID # 02-030-0400

Adopted this 20th day of August, 2009.

Mayor Harold Pedersen

ATTEST

Greg Lerud, City Manager

From: "Donald R. Sjostrom" <dsjostrom@visi.com>
To: <glerud@milacacity.com>
Date: 8/18/2009 10:05:48 AM
Subject: Tapestry

Greg: Thanks for your prompt help. I will get the documents to you asap but in the meantime, here is a brief summary of what it going on and why the City has to consent to make it fly.

The two housing units were owned by two separate limited partnership groups, both of which are managed by Bob Melamed and John Walters as general partners. They were built by Torborg Builders and when purchased, the Development Agreement and TIF provisions were assigned to the partnerships, with the consent of the City.

Now the time for re-financing has come and the two partnerships are being merged into one to facilitate better financing. Tapestry Square Phase II is being merged into Tapestry/Summerfield and will be the owner of both units. (There will be no change in management). With that, there has to be an assignment of the Development Agreement from Tap II to Tap/Summerfield. That requires the City's consent. A very simple 2 page document including the City's consent on the second page takes care of that.

Then with the financing, the Lender requires that the Development Agreement and TIF provisions be assigned to it as part of the security for the loan. That also requires City's consent. Their documents (one for each unit) are more complicated but basically doing the same thing. They include a separate Exhibit which is the City Consent. These docs are not quite complete but I will get them to you as soon as they are done.

As far as the City (or the residents of the units) nothing will have changed. Bob Melamed and John Walters will continue to manage the property. The TIF payments will be made to Tapestry/Summerfield. The only thing that would change things would be a default on the mortgage which we obviously do not intend to have happen.

I understand that you will get this before Council Thursday night. It is critical that we get the City Consent because without it, no loan. Thanks for your help.

Don Sjostrom

CC: "John Walters" <lakejw@mchsi.com>, "Bob Melamed" <lakerlm@mchsi.com>

RESOLUTION NO. 09-38

A RESOLUTION DENYING A VARIANCE TO EXCEED THE FOUR FOOT
MAXIMUM HEIGHT FOR A FENCE IN THE FRONT YARD

WHEREAS, Theodore and Joyce Horvath are requesting a variance to deviate from Sec. 156.059 City of Milaca's Zoning Ordinance, Residential Fence Regulations (E). The property is located at 250 – 5th Avenue SE in the City of Milaca; and

WHEREAS, the property owners are requesting a variance that would allow them to install a six foot high fence in the front yard of their property; and

WHEREAS, this property is located in a R-2, One and Two Family Residential Zoning District and requires a variance to exceed the four foot maximum height requirement for a fence in the front yard; and

WHEREAS, the Milaca Planning Commission held a public meeting on July 13, 2009, to allow for public input regarding the variance request.

NOW, THEREFORE, BE IT RESOLVED, that the Milaca City Council hereby denies a variance to exceed the maximum fence height by two feet on the North property line for a distance of twenty-five feet from the front of the house based on the reasons set forth in the Staff Report and Planning Commission minutes which are incorporated hereon by reference.

Adopted this 16th day of July, 2009.

Harold Pedersen, Mayor

ATTEST:

Greg Lerud, City Manager

RESOLUTION NO. 09- 42

A RESOLUTION APPROVING A CONDITIONAL USE PERMIT FOR THE CITY OF
MILACA TO INSTALL ABOVE-GROUND FUEL TANKS AT THE MILACA
AIRPORT

WHEREAS, the City of Milaca is requesting a conditional use to have above-ground fuel tanks in an Industrial district at the Milaca Airport; and

WHEREAS, this property is located in an Industrial district; and

WHEREAS, the Milaca Planning Commission held a public meeting on August 10, 2007, to allow for public input regarding the conditional use request.

NOW, THEREFORE, BE IT RESOLVED that the Milaca City Council hereby *grants* the conditional use to allow above-ground fuel tanks with the following conditions:

1. The tanks comply with all of MN Pollution Control Agency regulations.
2. The tanks comply with MN State Fire Code.

Adopted this 20th day of August, 2009.

Mayor Harold Pederson

ATTEST

City Manager Greg Lerud

CITY OF MILACA



255 1st ST E
MILACA MN 56353
(320) 983-3141
(320) 983-3142 FAX
www.cityofmilaca.org

APPLICATION FOR CONDITIONAL USE PERMIT

Application is hereby made for a Conditional Use Permit for (description of Conditional Use Permit)

To allow a self serve above-ground fuel system at
the Milaca Airport

Address of Property: Milaca Airport

Owner Name: City of Milaca

Owner Address: 255 First Street East

Street Address

Milaca
City

MN
State

56353
Zip Code

Telephone: (320) 983-3141

Applicant's Name: Greg Leavel

Applicant's Address: 255 First Street East

Street Address

Milaca
City

MN
State

56353
Zip Code

Applicant Telephone: (320) 983-3141

The following information is submitted in support of this application:

Completed Application for Conditional Use Permit

Fee of \$200

Legal Description of property attached

Depending on the Conditional Use Permit requested, the following may be required:

_____ 16 copies of a Site Plan

_____ 16 copies of a Sign Plan

_____ 16 copies of any other appropriate plans or drawings

A narrative explaining the purpose of the request, the exact nature of the Conditional Use Permit, and the justification of the request.

Other

I fully understand that all of the above required information must be submitted at least 20 days prior to the Planning Commission meeting to ensure review by the Planning Commission on that date.

Applicant's Signature 

Date 7-10-09

Comments/Revisions _____

Received By:

City Agent's Signature _____

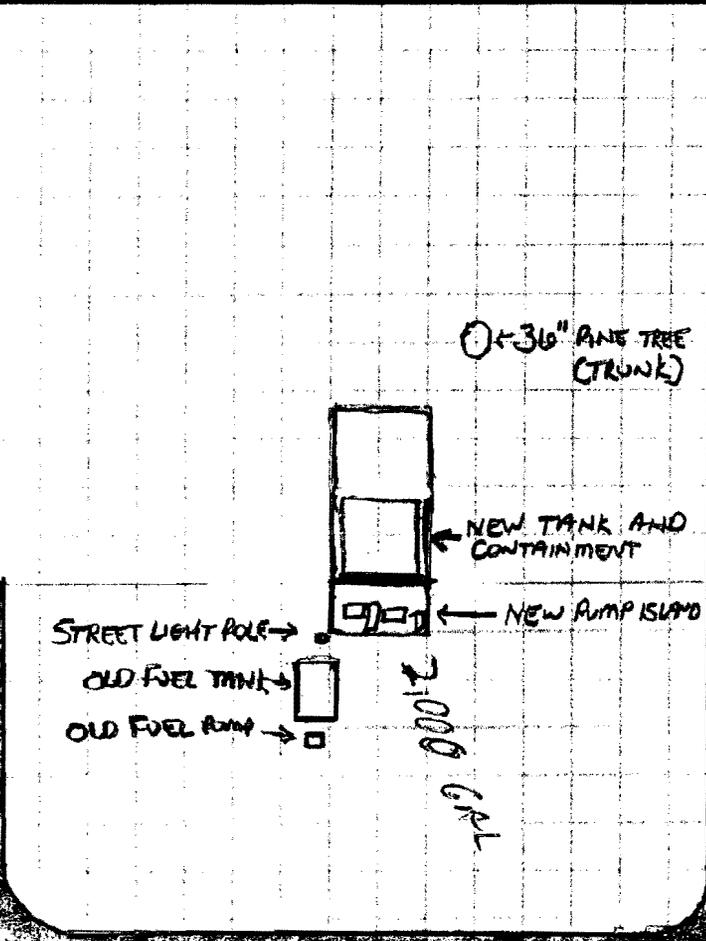
Date _____

Updated: March 2005

CITY OF MILACA AIRPORT FUELING PROJECT

0 5 10 15 20 25 30 35 40 45 50 55 60 65 70 75 80 85 90 95 100 105 110 115 120 125

F.B.O. BUILDING



BLACKTOP



MILACA PLANNING COMMISSION

STAFF REPORT

Subject: 09-03 Conditional Use Request

Applicant: City of Milaca

Location: Airport

Existing Zoning: I-1 Industrial

Request: To have a 2,000 gallon Self Serve Above Ground Fuel System

Date of Public Hearing: August 10, 2009

Reported By: Marshall Lind

Application Submitted:

The applicant has submitted a request to have a 2,000 gallon self serve above ground fuel system at the Milaca airport.

Comments:

Sec 156.102 (B) Bulk Storage (Liquid):

Persons responsible for all uses associated with the bulk storage of oil, gasoline, liquid fertilizer, chemicals, and similar liquids, shall apply for and obtain a conditional use permit in order that the City Council may have assurance that fire, explosion, or water or soil contamination hazards are not present that would be detrimental to the public health, safety, and general welfare... All liquid storage tanks that are not being used or have been abandoned shall be removed. All storage facilities shall comply with state Pollution Control Agency regulations.

There is already an above ground fuel tank located at the airport for fuel storage for all of the airplanes at the airport.

- One consideration would be how many fuel tanks does the City want located at the airport.
- The existing above ground fuel tank is privately owned and he sells fuel to the airplanes, what would allowing a City operated fuel system at the airport do to this existing business
- Does the airport need more than one fueling system at the airport & what if every hanger wanted to install their own fueling system

City ordinance does allow the use of above ground tanks, with a conditional use permit.

Staff Recommendation:

Staff would recommend these conditions be applied to this conditional use:

1. That the tanks comply with all of MN State Pollution Control Agency regulations.
2. That the tanks comply with MN State Fire Code
3. That the tanks are fenced in to control vandalism and any non approved pedestrian traffic

Because it is allowed by City Ordinance, staff would recommend granting this conditional use request with the above conditions.

RESOLUTION NO. 09 – 43

AUTHORIZATION TO EXECUTE MINNESOTA DEPARTMENT OF
TRANSPORTATION GRANT AGREEMENT FOR AIRPORT IMPROVEMENT
EXCLUDING LAND ACQUISITION

It is resolved by the City of Milaca as follows:

1. That the State of Minnesota Agreement No. 95239, "Grant Agreement for Airport Improvement Excluding Land Acquisition," for State Project No. 4801-28 at the Milaca Municipal Airport is accepted.
2. That the Mayor and City Manager are authorized to execute this Agreement and any amendments on behalf of the City of Milaca.

Adopted this 20th day of August, 2009.

Mayor Harold Pedersen

ATTEST

Greg Lerud, City Manager

CERTIFICATION

STATE OF MINNESOTA
COUNTY OF MILLE LACS

I certify that the above Resolution is a true and correct copy of the Resolution adopted by the City of Milaca at an authorized meeting held on the 20th day of August, 2009 as shown by the minutes of the meeting in my possession.

Signature: _____
City Manager

SEAL

**GRANT AGREEMENT FOR AIRPORT IMPROVEMENT
 EXCLUDING LAND ACQUISITION**

This Agreement is by and between the State of Minnesota acting through its Commissioner of Transportation (“State”), and the City of Milaca (“Recipient”).

WHEREAS, the Recipient desires the financial assistance of the State for an airport improvement project (“Project”) as described in Article 2 below; and

WHEREAS, the State is authorized by Minnesota Statutes Sections 360.015 (subdivisions 13 & 14) and 360.305 to provide financial assistance to eligible airport sponsors for the acquisition, construction, improvement, or maintenance of airports and other air navigation facilities; and

WHEREAS, the Recipient has provided the State with the plans, specifications, and a detailed description of the airport improvement Project.

NOW, THEREFORE, it is agreed as follows:

1. This Agreement is effective upon execution by the Recipient and the State, and will remain in effect until August 31, 2011.
2. The following table provides a description of the Project and shows a cost participation breakdown for each item of work:

<u>Item Description</u>	<u>Federal Share</u>	<u>State Share</u>	<u>Local Share</u>
Fuel Facility	0%	50%	50%

3. The Project costs will not exceed \$50,000.00. The proportionate shares of the Project costs are: Federal: \$0.00, State: \$25,000.00, and Recipient: \$25,000.00. Federal funds for the Project will be received and disbursed by the State. In the event federal reimbursement becomes available or is increased for this Project, the State will be entitled to recover from such federal funds an amount not to exceed the state funds advanced for this Project. No funds are committed under this Agreement until they are encumbered by the State. No more than 95% of the amount due under this Agreement will be paid by the State until the State determines that the Recipient has complied with all terms of this Agreement, and furnished all necessary records.
4. The Recipient will designate a registered engineer (the “Project Engineer”) to oversee the Project work. If, with the State’s approval, the Recipient elects not to have such services performed by a registered engineer, then the Recipient will designate another responsible person to oversee such work, and any references herein to the “Project Engineer” will apply to such responsible person.
5. The Recipient will complete the Project in accordance with the plans, specifications, and detailed description of the Project, which are on file with the State’s Office of Aeronautics and are incorporated into this Agreement by reference. Any changes in the plans or specifications of the Project after the date of this Agreement will be valid only if made by written change order signed by the Recipient, the Project Engineer, and the contractor. Change orders must be submitted to the State. Subject to the availability of funds the State may prepare an amendment to this Agreement to reimburse the Recipient for the allowable costs of qualifying change orders.
6. The Recipient will make payments to its contractor on a work-progress basis. The Recipient will submit requests for reimbursement of certified costs to the State on state-approved forms. The State will reimburse the Recipient for the state and federal shares of the approved Project costs.
 - a. At regular intervals, the Recipient or the Project Engineer will prepare a partial estimate in accordance with the terms of the contract, special provisions, and standard specifications for the Project(s). Partial estimates must be completed no later than one month after the work covered by the estimate is completed. The Project Engineer and the contractor must certify that each partial estimate is true and correct, and that the costs have not been included on a previous estimate.

- b. Following certification of the partial estimate, the Recipient will make partial payments to the contractor in accordance with the terms of the contract, special provisions, and standard specifications for the Project(s).
 - c. Following certification of the partial estimate, the Recipient may request reimbursement from the State for costs eligible for federal and state participation. A copy of the partial estimate must be included with the Recipient's request for payment. Reimbursement requests and partial estimates should not be submitted if they cover a period in which there was no progress on the Project.
 - d. Upon completion of the Project(s), the Recipient will prepare a final estimate in accordance with the terms of the contract, special provisions, and standard specifications for the Project(s). The final estimate must be certified by the Recipient, Project Engineer and the contractor.
 - e. Following certification of the final estimate, the Recipient will make final payment to the contractor in accordance with the terms of the contract, special provisions, and standard specifications for the Project(s).
 - f. Following certification of the final estimate, the Recipient may request reimbursement from the State for costs eligible for federal and state participation. A request for final payment must be submitted to the State along with those project records required by the State.
7. For a Project which involves the purchase of equipment, the Recipient will be reimbursed by the State in one lump sum after the Recipient: (1) has acquired both possession and unencumbered title to the equipment; and (2) has presented proof of payment to the State, and (3) a certificate that the equipment is not defective and is in good working order. The Recipient will keep such equipment, properly stored, in good repair, and will not use the equipment for any purpose other than airport operations.
 8. If the Project involves force-account work or project donations, the Recipient must obtain the written approval of the State and Federal Aviation Administration (FAA). Force-account work performed or project donations received without written approval by the State will not be reimbursed under this Agreement. Force-account work must be done in accordance with the schedule of prices and terms established by the Recipient and approved by the State.
 9. Pursuant to Minnesota Statutes Section 360.305, subdivision 4 (g) (1), the Recipient will operate its airport as a licensed, municipally-owned public airport at all times of the year for a period of 20 years from the date the Recipient receives final reimbursement under this Agreement. The Airport must be maintained in a safe, serviceable manner for public aeronautical purposes only. The Recipient will not transfer, convey, encumber, assign, or abandon its interest in the airport or in any real or personal property, which is purchased or improved with State aid funds without prior written approval from the State. If the State approves such transfer or change in use, the Recipient must comply with such conditions and restrictions as the State may place on such approval. The obligations imposed by this clause survive the expiration or termination of this Agreement.
 10. This Agreement may be terminated by the Recipient or State at any time, with or without cause, upon ninety (90) days written notice to the other party. Such termination will not remove any unfulfilled financial obligations of the Recipient as set forth in this Agreement. In the event of such a termination, the Recipient will be entitled to reimbursement for eligible expenses incurred for work satisfactorily performed on the Project up to the date of termination. The State may immediately terminate this Agreement if it does not receive sufficient funding from the Minnesota Legislature or other funding source, or such funding is not provided at a level sufficient to allow for the continuation of the work covered by this Agreement. In the event of such termination, the Recipient will be reimbursed for work satisfactorily performed up to the effective date of such termination to the extent that funds are available. In the event of any complete or partial state government shutdown due to a failure to have a budget approved at the required time, the State may suspend this Agreement, upon notice to the Recipient, until such government shutdown ends, and the Recipient assumes the risk of non-payment for work performed during such shutdown.
 11. Pursuant to Minnesota Rules 8800.2500, the Recipient certifies that (1) it presently has available sufficient unencumbered funds to pay its share of the Project; (2) the Project will be completed without undue delay; and (3) the Recipient has the legal authority to engage in the Project as proposed.

12. Pursuant to Minnesota Statutes Section 16C.05, subdivision 5, the Recipient will maintain such records and provide such information, at the request of the State, so as to permit the Department of Transportation, the Legislative Auditor, or the State Auditor to examine those books, records, and accounting procedures and practices of the Recipient relevant to this Agreement for a minimum of six years after the expiration of this Agreement.
13. The Recipient will save, defend, and hold the State harmless from any claims, liabilities, or damages including, but not limited to, its costs and attorneys' fees arising out of the Project which is the subject of this Agreement.
14. The Recipient will not utilize any state or federal financial assistance received pursuant to this Agreement to compensate, either directly or indirectly, any contractor, corporation, partnership, or business, however organized, which is disqualified or debarred from entering into or receiving a State contract. This restriction applies regardless of whether the disqualified or debarred party acts in the capacity of a general contractor, a subcontractor, or as an equipment or material supplier. This restriction does not prevent the Recipient from utilizing these funds to pay any party who might be disqualified or debarred after the Recipient's contract award on this Project.
15. All contracts for materials, supplies, or construction performed under this Agreement will comply with the equal employment opportunity requirements of Minnesota Statutes Section 181.59.
16. The amount of this Agreement is limited to the dollar amounts as defined in Article 3 above. Any costs incurred above the amount obligated by the State is done without any guarantee that these costs will be reimbursed in any way. A change to this Agreement will be effective only if it is reduced to writing and is executed by the same parties who executed this Agreement, or their successors in office.
17. For projects that include consultant services, the Recipient and its consultant will conduct the services in accordance with the work plan indicated in the Recipient's contract for consultant services, which shall be on file with the State's Office of Aeronautics. The work plan is incorporated into this Agreement by reference. The Recipient will confer on a regular basis with the State to coordinate the design and development of the services.
18. The parties must comply with the Minnesota Government Data Practices Act, as it relates to all data provided to or by a party pursuant to this Agreement.
19. Minnesota law, without regard to its choice-of-law provisions, governs this Agreement. Venue for all legal proceedings arising out of this Agreement, or its breach, must be in the appropriate state or federal court with competent jurisdiction in Ramsey County, Minnesota.
20. For projects including federal funding, the Recipient must comply with applicable regulations, including, but not limited to, Title 14 Code of Federal Regulations, subchapter I, part 151; and Minnesota Rules Chapter 8800.
21. For all projects, the Recipient must comply, and require its contractors and consultants to comply, with all federal and state laws, rules, and regulations applicable to the work. The Recipient must advertise, let, and award any contracts for the project in accordance with applicable laws. The State may withhold payment for services performed in violation of applicable laws.
22. Under this Agreement, the State is only responsible for receiving and disbursing federal and state funds. Nothing in this Agreement will be construed to make the State a principal, co-principal, partner, or joint venturer with respect to the Project(s) covered herein. The State may provide technical advice and assistance as requested by the Recipient, however, the Recipient will remain responsible for providing direction to its contractors and consultants and for administering its contracts with such entities. The Recipient's consultants and contractors are not intended to be third party beneficiaries of this Agreement.

State Encumbrance Verification

Individual certifies that funds have been encumbered as required by Minn. Stat. §§ 16A.15 and 16C.05.

By: John Kellen

Date: 7 29 2009

MAPS Order No: 60 4066

Recipient

Recipient certifies that the appropriate person(s) have executed the Agreement on behalf of the Recipient as required by applicable resolutions, charter provisions or ordinances.

By: _____

Title: _____

Date: _____

By: _____

Title: _____

Date: _____

Commissioner, Minnesota Department of Transportation

By: _____
Director, Office of Aeronautics

Date: _____

Mn/DOT Contract Management

as to form & execution

By: _____

Date: _____

RESOLUTION NO. 09 - 44

RESOLUTION PROVIDING FOR THE ISSUANCE, SALE AND DELIVERY OF A \$30,100 GENERAL OBLIGATION EQUIPMENT CERTIFICATE, SERIES 2009A; ESTABLISHING THE TERMS AND FORM THEREOF; CREATING A DEBT SERVICE FUND THEREFOR; AND AWARDING THE SALE THEREOF

BE IT RESOLVED, by the City Council of the City of Milaca, Mille Lacs County, Minnesota (the "Issuer"), as follows:

Section 1. Certificate Purpose, Authorization, and Award.

1.01 Authority. Pursuant to authority contained in Minnesota Statutes, Section 412.301 (the "Act"), the Issuer is authorized to issue its certificates of indebtedness to provide funds for the purchase of capital equipment having an expected useful life of at least ten years.

1.02 Findings.

A. Pursuant to authority contained in Minnesota Statutes, Chapter 475 and Section 412.301, the Issuer has determined that it is necessary, expedient and in the best interest of the residents of the Issuer that the Issuer purchase certain items of capital equipment having an expected useful life of at least ten years, including but not limited to a new airport fuel system (the "Project") and that the Issuer issue and sell its General Obligation Equipment Certificate, Series 2009A of the Issuer, dated as of its date of delivery and in the original principal amount of \$30,100 (the "Certificate"), in order to finance the Project and to pay part of the issuance costs of the Certificate.

B. Pursuant to the Act, the Certificate may not be issued if the amount of the Certificate exceeds 0.25 percent of the market value of taxable property in the Issuer. The estimated taxable market value of the Issuer for calendar year 2009 is \$153,007,300.

C. All acts, conditions and things required by the Constitution and laws of the State of Minnesota to be done, to happen and to be performed precedent to the issuance of the Certificate having been done, having happened and having been performed in regular and due form, time and manner as required by law, it is necessary for the Issuer to establish the form and terms of the Certificate, to provide for the security thereof, and to provide for the issuance of the Certificate forthwith.

1.03 Independent Financial Advisor. The Issuer has retained the services of David Drown Associates, Inc. as its independent financial advisor.

1.04 Award of Sale. Pursuant to Section 475.60, Subdivision 2(9) of the Act, which waives the requirement for a public sale of bonds when an issuer has retained an independent financial advisor, the Issuer has received a proposal from Bank of Zumbrota, located in

Zumbrota, Minnesota (the "Purchaser"), to purchase the Certificate at a cash price equal to the par value thereof, upon condition that the Certificate matures and bears interest at the times and annual rate set forth in Section 2. The Issuer, after due consideration, finds such offer reasonable and proper and the offer of the Purchaser is accepted. All actions of the Mayor and the City Manager taken with regard to the sale of the Certificate are ratified and approved.

Section 2. Terms of the Certificate.

2.01 Interest Rate and Principal Maturities. The Certificate shall be dated the date of its closing and delivery as the date of original issue, shall be issued in the denomination equal to the principal amount thereof, shall be issued in fully registered form and lettered and numbered R-1. The Certificate shall bear interest at the annual rate of 3.000 percent and shall mature on the dates and in the installment amounts shown below:

<u>Date</u>	<u>Principal Amount</u>
9/1/2010	\$1,100
3/1/2011	\$2,000
9/1/2011	\$2,000
3/1/2012	\$2,000
9/1/2012	\$2,000
3/1/2013	\$2,000
9/1/2013	\$2,000
3/1/2014	\$2,000
9/1/2014	\$2,000
3/1/2015	\$3,000
9/1/2015	\$2,000
3/1/2016	\$3,000
9/1/2016	\$2,000
3/1/2017	\$3,000

2.02 Prepayment. The Certificate is prepayable at any time at a price of par plus accrued interest to the prepayment date; provided that if prepayment is prior to September 1, 2011, the redemption price shall also include a premium of 0.5% of the principal amount to be prepaid.

2.03 Interest Payment Dates.

A. The interest shall be payable semi-annually on March 1 and September 1 of each year (each referred to herein as an "Interest Payment Date") commencing on September 1, 2010. Interest will be computed upon the basis of a 360-day year of twelve 30-day months.

B. The Certificate Registrar designated below shall make all interest payments with respect to the Certificate by check or draft mailed to the registered owner of the Certificate shown on the Certificate registration records maintained by the Certificate Registrar at the close of business on the 15th day (whether or not on a business day) of the month next preceding the Interest Payment Date at such owners' addresses shown on such Certificate registration records.

2.04 Preparation and Execution.

A. The Certificate shall be prepared for execution in accordance with the approved form and shall be signed by the manual signature of the Mayor and attested by the manual signature of the City Manager. The corporate seal of the Issuer may be omitted from the Certificate as permitted by law. In case any officer whose signature shall appear on the Certificate shall cease to be an officer before delivery of the Certificate, such signature shall nevertheless be valid and sufficient for all purposes, the same as if he or she had remained in office until delivery.

B. The City Manager is authorized and directed to obtain a copy of the proposed approving legal opinion of Fryberger, Buchanan, Smith & Frederick, P.A., Duluth, Minnesota, which is to be complete thereof and cause the opinion to be attached to the Certificate.

2.05 Appointment of Certificate Registrar. The City Council appoints the Clerk-Treasurer as registrar, authenticating agent, paying agent and transfer agent for the Certificate (such bank or its successors is herein referred to as the "Certificate Registrar"). The Issuer reserves the right to name a substitute, successor Certificate Registrar upon giving prompt written notice to each registered Certificate holder.

2.06 Registered Owner. The Certificate shall be registered in the name of the Purchaser.

2.07 Certificate Register. The Issuer shall cause to be kept by the Certificate Registrar a Certificate register in which, subject to such reasonable regulations as the Certificate Registrar may prescribe, the Issuer shall provide for the registration of the Certificate and the registration of transfers of the Certificate entitled to be registered or transferred as herein provided. In the event of the resignation or removal of the Certificate Registrar or its incapability of acting as such, the Certificate registration records shall be maintained at the office of the successor Certificate Registrar as may be appointed by the City Council.

2.08 Payment. The principal of and interest on the Certificate shall be payable by the Certificate Registrar in such funds as are legal tender for the payment of debts due the United States of America. The Issuer shall pay the reasonable and customary charges of the Certificate Registrar for the disbursement of principal and interest.

2.09 Delivery. Delivery of the Certificate and payment of the purchase price shall be made at a place mutually satisfactory to the Issuer and the Purchaser. Typewritten and executed Certificate shall be furnished by the Issuer without cost to the Purchaser. The Certificate, when prepared in accordance with this Resolution and executed, shall be delivered by or under the direction of the Clerk-Treasurer to the Purchaser upon receipt of the purchase price plus accrued interest.

Section 3. Form of the Certificate.

3.01 The Certificate shall be typewritten in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MINNESOTA
COUNTY OF MILLE LACS

R-1

\$30,100

CITY OF MILACA
GENERAL OBLIGATION EQUIPMENT CERTIFICATE, SERIES 2009A

<u>Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>
3.000%	March 1, 2017	September 1, 2009

REGISTERED OWNER: BANK OF ZUMBROTA

PRINCIPAL AMOUNT: THIRTY THOUSAND ONE HUNDRED DOLLARS

The City of Milaca, Mille Lacs County, Minnesota (the "Issuer"), for value received, promises to pay to the registered owner specified above, or registered assigns, the principal amount specified above, and to pay interest on said principal amount to the registered owner hereof from date of original issue set forth above, or from the most recent Interest Payment Date (defined below) to which interest has been paid or duly provided for, until the principal amount is paid, said interest being at the rate per annum specified above.

Interest is payable semi-annually on March 1 and September 1 of each year (each referred to herein as an "Interest Payment Date") commencing on September 1, 2010. This Certificate is payable in the principal installment amounts and at the times described below. Payments shall be applied first to interest due on the outstanding principal balance and thereafter to reduction of the principal balance.

Both principal hereof and interest hereon are payable in lawful money of the United States of America by check or draft at the main office of the Clerk-Treasurer, as Certificate registrar, authenticating agent, paying agent and transfer agent (the "Certificate Registrar"), or at the office of such successor Certificate Registrar as may be designated by the governing body of the Issuer. The Certificate Registrar shall make all payments with respect to this Certificate directly to the registered owner hereof shown on the Certificate registration records maintained on behalf of the Issuer by the Certificate Registrar at the close of business on the 15th day of the month next preceding the Interest Payment Date (whether or not a business day) at such owner's address shown on said Certificate registration records, without, except for final payment of principal of

the Certificate, the presentation or surrender of this Certificate, and all such payments shall discharge the obligation of the Issuer to the extent of the payments so made. Payment of principal shall be made upon presentation and surrender of this Certificate to the Certificate Registrar when due.

The principal amount of this Certificate shall mature on the dates and in the installment amounts shown below:

Date	Principal Amount
9/1/2010	\$1,100
3/1/2011	\$2,000
9/1/2011	\$2,000
3/1/2012	\$2,000
9/1/2012	\$2,000
3/1/2013	\$2,000
9/1/2013	\$2,000
3/1/2014	\$2,000
9/1/2014	\$2,000
3/1/2015	\$3,000
9/1/2015	\$2,000
3/1/2016	\$3,000
9/1/2016	\$2,000
3/1/2017	\$3,000

For the prompt and full payment of such principal and interest as they become due, the full faith and credit and taxing power of the Issuer are irrevocably pledged. The Issuer has designated the Certificate as “qualified tax-exempt obligations” pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

The Certificate is issued by the Issuer in the aggregate amount of \$30,100, pursuant to the authority contained in Minnesota Statutes, Chapters 475 and Section 412.301, and all other laws thereunto enabling, and pursuant to an authorizing resolution adopted by the governing body of the Issuer on August 20, 2009 (the “Resolution”), for the purpose of financing the purchase of public works equipment. The Issuer has levied a direct, annual ad valorem tax upon all taxable property within the Issuer which shall be extended upon the tax rolls for the years and in the amounts sufficient to produce sums not less than five percent in excess of the amounts of principal and interest on the Certificate, as such principal and interest respectively come due.

The Certificate is prepayable at any time at a price of par plus accrued interest to the prepayment date; provided that if prepayment is prior to September 1, 2011 the redemption price shall also include a premium of 0.5% of the principal amount to be prepaid.

IT IS CERTIFIED AND RECITED that all acts and conditions required by the laws and the Constitution of the State of Minnesota to be done and to exist precedent to and in the issuance of this Certificate, in order to make it a valid and binding general obligation of the Issuer in accordance with its terms, have been done and do exist in form, time and manner as so required; that all taxable property within the limits of the Issuer is subject to the levy of ad valorem taxes to the extent needed to pay the principal hereof and the interest hereon when due, without limitation as to rate or amount and that the issuance of this Certificate does not cause the indebtedness of the Issuer to exceed any constitutional or statutory limitation.

IN WITNESS WHEREOF, the City of Milaca, Mille Lacs County, Minnesota, by its governing body, has caused this Certificate to be executed in its name by the manual signature of the Mayor and attested by the manual signature of the City Manager as of the date of original issue set forth above.

ATTEST:

(signature) _____
City Manager

(signature) _____
Mayor

REGISTRATION CERTIFICATE

This Certificate must be registered as to both principal and interest in the name of the owner on the books to be kept by the Clerk-Treasurer of the City of Milaca, Minnesota, as Certificate Registrar. No transfer of this Certificate shall be valid unless made on said books by the registered owner or the owner's attorney thereunto duly authorized and similarly Certificated on the registration books. The ownership of the unpaid principal balance of this Certificate and the interest accruing thereon is registered on the books of the Clerk-Treasurer in the name of the registered owner last Certificated below.

<u>Date</u>	<u>Registered Owner</u>	<u>Signature of Clerk-Treasurer</u>
9/___/09	Bank of Zumbrota 1440 Main Street P.O. Box 8 Zumbrota, MN 55992 Federal Tax I.D. No.: 41-0250300	_____ (signature)

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Assignee)

Social Security or Other
Identifying Number of Assignee

the within Certificate and all rights thereunder and irrevocably constitutes and appoints _____ attorney to transfer the said Certificate on the books kept for registration thereof with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name of the registered owner as it appears upon the face of the within Certificate in every particular, without alteration or enlargement or any change whatsoever.

Signature Guaranteed:

(Bank, Trust Company, member of
National Securities Exchange)

Section 4. Covenants, Accounts and Tax Levies.

4.01 Acquisition Fund. On receipt of the purchase price of the Certificate, the Issuer shall credit proceeds from the sale of the Certificate, less accrued interest, if any, to a separate bookkeeping fund, which has been created and designated as the "2009 Equipment Acquisition Fund." The monies in such fund, along with other monies of the Issuer available therefor, shall be used to pay the costs of acquiring the Project, as set forth in Section 1.01 herein. Other costs for which payment from such fund is authorized shall include costs of legal, financial advisory, and other professional services, printing and publication costs, and costs of issuance of the Certificate.

4.02 Debt Service Fund. A separate debt service fund is created and is designated as the “2009 Equipment Certificate Debt Service Fund” (the “Debt Service Fund”). There is appropriated to the Debt Service Fund accrued interest, if any, paid by the Purchaser at closing and delivery of the Certificate. The money in such fund shall be used for no purpose other than the payment of principal and interest on the Certificate; provided, however, that if any payment of principal or interest shall become due when there is not sufficient money in the Debt Service Fund, the Clerk-Treasurer shall pay the same from any other fund of the Issuer, which fund shall be reimbursed from the Debt Service Fund when the balance therein is sufficient. The Issuer irrevocably appropriates \$1,711 of its available funds to the Debt Service Fund for payments first coming due on the Certificate.

4.03 Tax Levy. A. For the prompt and full payment of the principal and interest on the Certificate when due, the full faith and credit and taxing power of the Issuer are irrevocably pledged. There is levied a direct annual ad valorem tax upon all taxable property in the Issuer which shall be spread upon the tax rolls and collected with and as part of other general property taxes in the Issuer. Said levies are for the years and in the amounts set forth below:

<u>Levy Year</u>	<u>Collection Year</u>	<u>Amount</u>
2009	2010	\$4,428
2010	2011	\$4,780
2011	2012	\$4,660
2012	2013	\$4,540
2013	2014	\$5,420
2014	2015	\$5,270
2015	2016	\$5,120

B. The tax levies are such that if collected in full they, together with estimated collections of investment earnings and other funds herein pledged and appropriated for payment of the Certificate, will produce at least 5% in excess of the amount needed to meet when due the principal and interest payments on the Certificate.

C. The tax levies shall be irrepealable so long as the Certificate is outstanding and unpaid; provided, however, that on November 30 of each year, while any Certificate issued hereunder remains outstanding, the City Council shall reduce or cancel the above levies to the extent of funds available in the Debt Service Fund to pay principal and interest due during the ensuing year, and shall direct the County Auditor to reduce the levy for such calendar year by that amount.

4.04 Investments. Monies on deposit in the Construction Fund and in the Debt Service Fund may, at the discretion of the Clerk-Treasurer, be invested in securities permitted by Minnesota Statutes, Chapter 118A, that any such investments shall mature at such times and in such amounts as will permit for payment of Project costs and/or payment of the principal and interest on the Certificate when due.

Section 5. Tax Covenants.

5.01 General.

A. The Issuer covenants and agrees with the holder of the Certificate that the Issuer will (i) take all action on its part necessary to cause the interest on the Certificate to be exempt from federal income taxes including, without limitation, restricting, to the extent necessary, the yield on investments made with the proceeds of the Certificate and investment earnings thereon, making required payments to the federal government, if any, and maintaining books and records in a specified manner, where appropriate, and (ii) refrain from taking any action which would cause interest on the Certificate to be subject to federal income taxes, including, without limitation, refraining from spending the proceeds of the Certificate and investment earnings thereon on certain specified purposes.

B. For purposes of qualifying for the small issuer exception to the federal arbitrage rebate requirements, the Issuer finds, determines and declares:

- (1) the Issuer is a governmental unit with general taxing powers;
- (2) the Certificate is not a “private activity bond” as defined in Section 141 of the Internal Revenue Code of 1986, as amended (the “Code”);
- (3) 95% or more of the net proceeds of the Certificate are to be used for local governmental activities of the Issuer; and
- (4) the aggregate face amount of the tax exempt obligations (other than private activity bonds) issued by the Issuer during the calendar year in which the Certificate is issued is not reasonably expected to exceed \$5,000,000, all within the meaning of Section 148(f)(4)(D) of the Code.

C. In order to qualify the Certificate as a “qualified tax exempt obligation” within the meaning of Section 265(b)(3) of the Code, the Issuer makes the following factual statements and representations:

- (i) the Certificate is not a “private activity bond” as defined in Section 141 of the Code;
- (ii) the Issuer designates the Certificate as a “qualified tax exempt obligation” for purposes of Section 265(b)(3) of the Code;
- (iii) the reasonably anticipated amount of tax exempt obligations (other than private activity bonds, treating qualified 501(c)(3) bonds as not being private activity bonds) which will be issued by the Issuer (and all entities whose obligations will be aggregated with those of the Issuer) during the calendar year in which the Certificate is being issued will not exceed \$30,000,000; and

(iv) not more than \$30,000,000 of obligations issued by the Issuer during the calendar year in which the Certificate is being issued have been designated for purposes of Section 265(b)(3) of the Code.

Section 6. Miscellaneous.

6.01 Filing with County Auditor. The Clerk-Treasurer is directed to file with the County Auditor a certified copy of this Resolution and such other information as the County Auditor may require, and to obtain from the County Auditor a certificate stating that the Certificate herein authorized has been duly entered on his or her register.

6.02 Certified Proceedings. The officers of the Issuer are authorized and directed to prepare and furnish to the Purchaser of the Certificate and to bond counsel certified copies of all proceedings and records of the Issuer relating to the authorization and issuance of the Certificate and other affidavits and certificates as may reasonably be requested to show the facts relating to the legality and marketability of the Certificate as such facts appear from the official books and records of the officers' custody or otherwise known to them. All of such certified copies, certificates and affidavits, including any heretofore furnished, constitute representations of the Issuer as to the correctness of facts recited therein and the actions stated therein to have been taken.

6.03 Disclosure. No official statement or prospectus has been prepared or circulated by the Issuer in connection with the sale of the Certificate and the Purchaser has made its own investigation concerning the Issuer as set forth in an investment letter dated the date hereof.

6.04 Absent or Disabled Officers. In the event of the absence or disability of the Mayor, City Manager or Clerk-Treasurer, such officers or members of the City Council as in the opinion of the Issuer's attorney may act in their behalf shall, without further act or authorization, execute and deliver the Certificate, and do all things and execute all instruments and documents required to be done or executed by such absent or disabled officers.

Section 7. Effective Date. This resolution shall be effective upon satisfaction of the notice and petition requirements of the Act.

Adopted: August 20, 2009

Mayor

ATTEST:

Clerk-Treasurer

MILACA PLANNING COMMISSION

A MEETING OF THE PLANNING COMMISSION OF THE CITY OF MILACA WAS DULY HELD ON THE 13th DAY OF JULY, 2009, AT 255 1st ST. E. FOR THE PURPOSE OF PUBLIC HEARING AND REGULAR MEETINGS.

UPON ROLL CALL, THE FOLLOWING MEMBERS WERE PRESENT:

Warren Peterson X	Scott Harlicker X	Mike Cassens X	Norris Johnson
Luke Kotsmith X	Gary Nelson X	Arla Johnson X	

EX-OFFICIO MEMBERS:

Marshall Lind, Building Official/ Zoning X

Wayne Bekius, Liaison

Others Present:

Joyce Horvath, Kyle Kohl, Martha Belford and Marge Johnson, Alice Slatter

Public Hearing – Variance Request – Theodore and Joyce Horvath

Commissioner Harlicker opened the public hearing for a variance request for Theodore and Joyce Horvath.

Marshall Lind, Building/Zoning Official gave a summary of the variance request by the Horvaths. The Horvaths are requesting to place a 6 foot high fence 25 feet into their front yard. Mr. Lind referred to the drawing submitted by the Horvaths. He stated that their house is set to the back of their property. The houses to the north and south of their home are set quite a bit further up than the Horvath house. Mr. Lind stated that the Horvaths have a 30 foot setback or maybe less than that. He explained that what the Horvaths are requesting is to have 25 feet of a 6 foot high fence, going from the front of the addition to the east.

Chairman Harlicker opened the meeting for comments and asked that anyone speaking give their names and addresses for the record.

Marge Johnson, 315 5th Ave SE stated that her son owns her house and he is not in favor of the fence being put in the front. Lind stated that what is being proposed is having the fence on just the north side of the Horvath's property to block the view to their neighbor's yard.

There was some discussion by the Planning Commissioners as to how the Horvath's yard is set up and where the fence is going. Commissioner Harlicker asked if there were any more questions about the variance application and hearing none, the public hearing meeting was closed.

The regular Planning Commission meeting was called to order and roll call taken.

Commissioner Mike Cassens made motion to approve the May 11, 2009 minutes with Commissioner Gary Nelson seconding the motion.

Motion **passed** unanimously.

New Business:

Variance Request for Theodore and Joyce Horvath

Commissioner Harlicker asked for the commissioners' comments regarding the variance request. There was a question about the yard. Lind explained that although it is the side of the property it is the Horvath's front yard. Lind stated that anything from the front of the house out to the road is considered the front yard. Commissioner Harlicker stated that once you get to that front yard point, the fence has to drop down to 4 feet. Lind stated that the side yard is basically from the front of the house to the back of the house. Commissioner Peterson asked what was to the south of this and Lind stated there was another house up towards the front closer to the road. Commissioner Peterson stated that this house is built in the back of the lot so it has a big front yard and even extending the fence out 25 feet it is still behind all the other houses. Commissioner Peterson went on to say that it is the neighbor's back yard but the Horvath's front yard. Lind pointed out that isn't the way the ordinance reads and that is why it was necessary to apply for this variance. Commissioner Peterson asked if the neighbor built a fence if it would be okay for him to do so, and Lind stated that was correct.

Commissioner Harlicker asked if the commissioners felt this met the criteria stated in Lind's staff report for granting the variance. Commissioner Harlicker stated that extending the fence out would give the Horvaths more privacy but didn't believe it met the first criteria of the property not able to be put to a reasonable use without the variance.

Commissioner Peterson discussed the fact that the law has two factors—the letter of the law and the spirit of the law. He stated that sometimes following the letter of the law doesn't always make sense and that the spirit of the law can still be honored. Commissioner Peterson stated that he felt the ordinance didn't make sense in this case, since the neighbor could build the fence in the same line and same spot, but this individual could not. Lind stated that looking at this one instance it may appear so, but then it could also be reasoned that because the Horvath's house doesn't meet the rear yard setback it should be torn down. Commissioner Peterson agreed that didn't make sense either.

There was some discussion as a result of a question by Mr. Kohl as to whether a variance could be avoided if the Horvaths wanted to pay to have the fence put up and he would apply for the fence permit for the 25 feet, and the Horvaths apply for the permit for the 40 feet. Lind stated a variance would then not be needed but that would be between him and the Horvaths.

The Commission felt that they have to look at the merits of the application before them, and that if the neighbor agrees to the above that is something separate and between those parties.

There was a question from the audience about whether the fence would be in front along the sidewalk. Lind stated that anything from the front of the house to the street is considered the front yard. He went on to say that the Horvaths are not proposing to box in the front yard, but just to have a fence on the north property line in her front yard. Commissioner Peterson interjected that the end of the fence would be over 100 feet from the street.

Commissioner Harlicker asked for a motion on the variance. Commissioner Nelson made motion to deny variance and felt this was confusing and that this was something that could possibly be worked out between the two parties. Commissioner Arla Johnson seconded the motion. Commissioner Harlicker suggested that the wording for the denial be as follows: motion for denial on the grounds that the property could be put to a reasonable use without the granting of the variance. He went on to say

that the Horvaths have been residing there for quite some time and the variance was not needed for the reasonable use of that property. Commissioner Arla Johnson agreed with the motion for denial wording. Vote was taken and motion to **deny** was unanimous. This matter will go before the City Council at their next meeting.

Ms. Horvath stated that this was not fair because the neighbor's backyard is their front yard and that they have wanted to put up a fence for years but haven't been able to afford it until now. She stated that if the neighbor wants to do something in his backyard that is their front yard; it is not fair to either of them. She stated that if the commissioners lived there and had that situation they would want a fence. Commissioner Nelson stated the Horvaths could still do this if they can work out something with the neighbor to the north. Commissioner Peterson stated that the Commission is trying to follow the ordinance.

The commissioners tried to explain that a fence that high can't be put in the front yard. Ms. Horvath stated that it wasn't in their front yard, that it wouldn't even come up to the back of their house; they aren't going beyond the neighbor's house. Alice Slatter, 530 5th Street SE, spoke and said that if this guy here is for it than there shouldn't be any argument— if you want it and he wants it then there shouldn't be any argument at all. Commissioner Harlicker stated there are state statutes they have to follow. Commissioner Peterson told Ms. Horvath she could work with her neighbor and still have that fence.

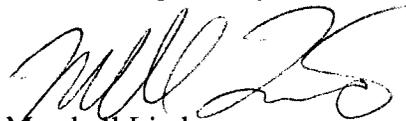
Ms. Horvath questioned if they can do the fence or not. Commissioner Harlicker told Ms. Horvath that the variance is denied but if the neighbor wants to put up a section of fence that is perfectly fine, as long as it goes through Marshall Lind and the necessary permits are obtained. Ms. Horvath questioned whether the neighbor has to pay for a variance. Commissioner Harlicker said no, but explained that whoever pays for the permit is a private party agreement. He went on to say that the City requires that gentleman there be the applicant for that section of fence that goes past the front of your house— however you two work it out is between you two parties and is not something the City is going to get involved with.

Ms. Horvath wanted to know when the next City Council meeting would be held. Lind stated he would call her with that information and that the City Council makes the final decision. Commissioner Harlicker told Ms. Horvath the City Council has the final say, so she should plan to attend that City Council meeting.

There being no further business, a motion to adjourn the meeting was made by Commissioner Peterson and seconded by Commissioner Kotsmith. Motion **passed** unanimously.

Taped recording of these proceedings is on file at City Hall.

Minutes respectfully submitted by,



Marshall Lind
Zoning Administrator

MILACA ECONOMIC DEVELOPMENT COMMISSION
JULY 17, 2009

The meeting of the Milaca economic development commission was called to order at 7:35 p.m. by Chairman Joe Cronin. The following commission members were present: Ken Muller, Dave Dillan, Jerry Hansen, Steve Kosbab, Brad Maitland, and Greg Lerud.

The secretary's report was approved as read.

Cronin welcomed Jerry Hansen to the commission and to the community.

Lerud distributed a tax increment map. He said the council called for a public hearing to approve the downtown district. Lerud explained how tax increment works and the potential Supervalu project.

Lerud said there as a part of the safe routes to school grant program, there will be a discussion of the on site school traffic study on July 20. There was also a discussion about the interactive signs. Hansen said that his experience is that these signs have a very positive impact on slowing traffic down.

Dillan said the walkway project is proceeding, with the final phase of the walkway should start next week.

Muller said the skydiving business continues to do well. They will stay in operation thru October. The airport fly-in is Aug. 8 & 9. Lerud said the city council approved installing a fuel system at the airport. The current system is privately owned, and the new system will have a credit card reader so fuel can be purchased at any time of the day.

Cronin said he put the community fund on the agenda and thought that would be a good goal for the HCP program next year. The commission thought it would be good to have a presentation about the idea.

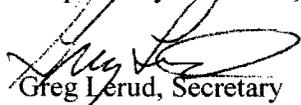
The farmers market grand opening was being held today at Trimble Park.

Dillan announced the Milaca Mega meet will be held on September 26.

Jerry Hansen said he looked forward to being involved in community activities and community development. He said the school is integral to community development and he will be happy to help out when he can.

With no other business the meeting adjourned at 8:10.

Respectfully submitted,



Greg Lerud, Secretary
Milaca Economic Development Commission

Milaca Airport Advisory Commission
June 10th, 2009 Minutes

The meeting was called to order at 6:05 by Ken Muller.

The minutes were read and approved with changes.

Old Business:

Ken will get an Email list and send a Fly in flyer to all the airports on electronic mailing.

Skydive Minnesota's hanger is up and running. They are willing to put in a walkway entrance through the parking fence for walking access. This will help to stop some of the driving and walking around the front taxiway and pilot lounge. Their grand opening is set for June 27th.

Deb needs a bigger logo and an airplane picture for the commemorative cup.

New Business:

Fuel system is still in the works. We can finance for seven years and should be able to pay for it by then.

Boy Scouts Eagle project: Ken will talk to Joe Cronin for a time line.

POW / MIA balloon: We have \$300.00 of the \$1300.00 needed. Gary will keep acquiring donations.

Gary would like help putting out the fly-in signs.

Steve Nelson made a motion to adjourn and was seconded by Deb Frantz.

The meeting was adjourned at 7:00 with Deb Frantz, Gary Judd, Steve Nelson and Ken Muller present.

Respectfully submitted
Steve Nelson

August Airport Advisory Commission Report

place by the end of October barring any problems. This will be a revenue producing project along with improvement to the Milaca airport.

Summary/Notes:

The Fly-In event brought many new guests in addition to enjoyment for local residents to Milaca and was well received. The Airport was very neat (thanks to the City of Milaca and the Airport Manager) and was a very positive reflection on the City of Milaca. Thank You Letters were sent out to the local business's that contributed to have the POW/MIA Balloon come to Milaca. All in all this was a very successful event for the community and the airport.

Special Thanks to the following business's and individuals for donations for the POW/MIA Balloon:

- o American Legion Post 178
- o First National Bank of Milaca
- o Milaca Building Center
- o Prince Bait
- o Country Side Realty
- o Greater Minnesota Credit Union
- o Milaca Unclaimed Freight
- o Auto Body Technicians
- o Prince Gun Shop
- o Gail Kulic Jackson
- o Seimers-Hakes VFW
- o Phoenix Hotel and Banquet Center
- o Rich and Judy Mycue

Thanks to the many people that helped make this possible.

Respectfully

Ken Muller

Attachments:

July 2008 Minutes

Milaca Airport Advisory Commission
July 8th, 2009 Minutes

The meeting was called to order by Ken Muller at 6:00

Members present were: Ken Muller, Gary Judd, Deb Frantz, and Steve Nelson.

The June 2009 minutes were read and motion to approve by Steve Nelson, Seconded by Gary Judd.

Old Business: Fuel system, Steve Burklund showed the layout for the new fuel system. He showed pictures of the tank and containment bunker. A 2000 gallon tank looks like the size we need.

Fly-in: The Frantz's are willing to sell hot dogs on Saturday if needed. Ken will try to get the Chamber to set up a tent and display. The band will setup on the green area of hanger 5 if needed. We need to check on picnic tables.

The POW/MIA balloon is scheduled and Ft Snelling will have a Viet Nam Era display. The crew plans to tent out at the airport for the event.

A special meeting will be held wed August 6, 2009 to go over the last minute items. We need a radio procedure for the sky divers to announce the drop.

Gary Judd made a motion to adjourn and was seconded by Steve Nelson.
The meeting was adjourned at 7:00 with 4 members present.

Respectfully submitted,
Steve Nelson

August Airport Advisory Commission Report

August 17th, 2009

To: Mr. Greg Lerud

The Milaca Airport Advisory Commission held their monthly meeting on August 12th in Hangar 15. The following commission members were present.

Ken Muller
Gary Judd
Doug Ostien
Steve Nelson

The approved minutes for July 8th 2009 are attached for your review.

Recap of 2008 Fly-In (40th Anniversary)

The Fly-In was successful even with the bad weather on Saturday. It is estimated that attendance for the weekend was in the area of 800 to 1,000 guests with over 100 airplanes flying into Milaca on Sunday. Some of the highlights are as follows:

- **POW/MIA Hot Air Balloon rides**

The weekend weather put a damper on the balloon rides. They were not able to fly Friday or Saturday as planned. The POW/MIA Tethered balloon did give rides Sunday morning to about 20 guests before stopping because of winds.

This event was made possible by donations from several local businesses.

- **Young Eagle Airplane Rides**

The EAA Chapter from Princeton gave free airplane rides for (8 to 17 year olds) from 7:00 to 11:00 AM on Saturday. There were 20 youths that took advantage of this and got a free airplane ride. Thanks to the Princeton EAA chapter for their time, use of their airplane's and fuel for this.

- **Fly-In on Sunday**

It is estimated that over 100 Airplanes flew into Milaca for this event with some flying in on Saturday and camping out and staying for the American Legion breakfast on Sunday. There were many vintage aircraft that flew in on Sunday and were available for display.

Dave Johnson of Milaca provided a people hauler and Dave Smith used his 4 wheeler to pick up pilots and also give rides to guests.

The Boy Scouts did an excellent job to help direct the parking of the Fly-In airplanes.

Clay Adams came to Milaca and provided plane rides with his 1929 Bi-Plane. Greg Herrick also flew his Amphibian plane in, but was not able to bring the Ford Tri-Motor this year as hoped.

August Airport Advisory Commission Report

○ **Saturday Pig Roast/Entertainment**

The Pig Roast was also well attended with approximately 150 enjoying a good meal while trying to keep dry and waiting for the entertainment. Thanks to Sid and Deb Frantz along with Alex Frantz. The entertainment was performed by the SwampRockets Band playing 50's, 60's and 70's Rock and Roll music from 6:00 to 9:00 PM. The SwampRockets Band was able to get about 2 hours of music in between showers.

○ **Sunday Breakfast**

Approximately 650 guests were served breakfast by the Milaca American Legion on Sunday morning from 7 AM to Noon. Thanks to the many American Legion Volunteers that worked many hours setting up the tables and serving the breakfast and then cleaning up. Many guests commented that this is the best breakfast of any of the fly-ins.

○ **Fort Snelling Military Museum Display**

Fort Snelling Military Museum provided a Viet Nam era display along with weapons of WWII. They were well received and the volunteers stayed in a tent at the airport. They enjoy being a part of Milaca's annual Fly-In. Thanks to these volunteers for coming to Milaca

○ **Vendors**

The Milaca Chamber of Commerce sold Hot Dogs & Brat's and provided a tent for vendors to display their products and services on Saturday. The attendance was down some from last year due to the wet weather, however many did brave the showers to attend. Koch's Hardware also had their own tent and display with games for children on Saturday. It would be nice if there was more vendor participation on Sunday. Several other vendors also set up booths.

Skydive Minnesota, Inc.

Skydive Minnesota is well on track within their business plan. They have given 237 tandem jumps as of the Fly-In. Their plan was to do 300 tandem jumps for the season so they will most likely exceed this. The Milaca Stones Throw Golf Course has provided discount coupons to get visitors to play a round of golf here at Milaca and other business's that provide food and lodging are planning on advertizing there products and services. This is a great opportunity to continue to promote Milaca and the local community.

Fuel Facility Status

The fuel facility with credit card for 24 hour availability will help promote visitors to Milaca along with fuel availability to SkyDive Minnesota Inc. It should be in