CITY OF MILACA
CITY COUNCIL MEETING
COUNCIL AGENDA
JULY 18, 2019

1. Call Meeting to Order 6:30 p.m.
2. Pledge of Allegiance
3. Roll Call- Present: Mayor-Pete Pedersen__Council Members; Dave Dillan__ Lindsee Larsen__ Norris Johnson___ Cory Pedersen__ Absent;_____
4. **Approval of Agenda** MB___2nd___AIF___O__
5. **Consent Agenda** MB___2nd___AIF___O__
   A. Approval of the Minutes – June 13, 2019
   B. Approval of Bills and Treasurer's Report
   C. Resolution 19-29 accepting Donations
   D. Resolution 19-30 Assessing mowing costs
   E. Resolution 19-31 Kwik Trip 3.2 Off Sale Liquor License & Tobacco License
   F. Resolution 19-32 Requesting Street Closure-Mega Meet
   G. Approve Joint Powers Contract for City of Ogilvie
   H. Permit for Off Premise On-Sale Liquor License -Jiggers
   I. Initiative Foundation 2020 approval of funding in the amount of $3,100.
6. **Citizen Open Forum- / Requests and Communications**
7. **Ordinances and Resolutions-**
8. **Ordinance No. 451–** SECOND READING-Amendment to Golf Carts MB___2nd___AIF___O__
9. **Resolution 19-33** Summary Publication of Ordinance No. 451 MB___2nd___AIF___O__
10. **Ordinance No. 452** – SECOND READING-Amendment to Snowmobiles MB___2nd___AIF___O__
11. **Resolution 19-34** Summary Publication of Ordinance No. 452 MB___2nd___AIF___O__
12. **Ordinance No. 453** First Reading- Zoning Amendments MB___2nd___AIF___O__
13. **Resolution 19-35** Summary Publication of Ordinance No. 453 (Pass if first reading suspended) MB___2nd___AIF___O__
14. **Reports of Departments, Boards and Commissions**
    J. Police Department- Monthly Activity- Ban two juveniles from Rec Park MB___2nd___AIF___O__
    K. Parks Commission- Monthly Activity- MB___2nd___AIF___O__
    L. Public Works Department- Activity Report- Select a different Image for the old water MB___2nd___AIF___O__
    M. Planning Commission-CUP Pearl Crisis requests to be put on August agenda MB___2nd___AIF___O__
    N. Economic Development Commission-Minutes- Concrete removal quotes MB___2nd___AIF___O__
    O. Fire Department-
    P. Airport Commission- Next meeting September 11th
    Q. MCAT-IF –
    R. Joint Powers Board- JP Agreement with City of Mora for Building Inspection Services. MB___2nd___AIF___O__
    S. Safety Committee-
15. **Unfinished Business**
16. **New Business-**
17. Set Special Meeting for Preliminary Budget MB___2nd___AIF___O__
18. Peddlers Permit MB___2nd___AIF___O__
19. **Council Comments**
20. **Adjourn** _____p.m. MB___2nd___AIF___O__

MILACA CITY COUNCIL MINUTES
JUNE 13, 2019 MEETING

Call to Order Roll Call

The regular meeting of the Milaca City Council was called to order at 6:30 p.m. by Mayor Pedersen. Upon roll call the following council members were present: Mayor Pedersen, Councilors: Dave Dillan, Norris Johnson, Cory Pedersen, and Lindsee Larsen. Councilors Absent:

Staff present: City Manager Tammy Pfaff, City Attorney Damien Toven, Public Works Supervisor Gary Kirkeby and Building Official Marshall Lind.

Also Present (Signed In) Tim Hennagir, Chris Carlson, Holly Stromley, Kurt Beckstrom

Approval of the Agenda

Mayor Pedersen called for a motion to approve the agenda. A motion was introduced by Council member Dillan with additions to the consent agenda, and the motion was seconded by Larsen. Motion carried unanimously. Motion carried unanimously.

Consent Agenda

Motion by Dillan, second by Larsen, to approve the consent agenda items as follows with the additions: Add to consent agenda. $1500.00 to be paid to the Chamber for the parade, and will be paid from the liquor fund. Donation of the old city street signs to the Rum River Community Foundation.

a) Minutes of the May 16, 2019 City Council Meeting.
b) Bills for Payment and Treasurer's Report.
c) Resolution 19-23 Summary Publication Ordinance No. 450 Liquor Ordinance amendments.
d) Resolution 19-24 Budget Adjustments for Special Revenue Fund-Gorecki donation tracking.
e) Resolution 19-25 Assessing unpaid water bills of $73.89
f) Resolution 19-26 Accepting sponsorship donations for city festival events.
g) Approval of Off Premise On-Sale intoxication liquor license for Timber Valley Grill
h) Resolution 19-27 Department of Public Safety Reimbursement Grant agreement.

Citizens Forum

Requests and Communications-

Public Hearing – Annexation of city owned property located in Borgholm Township.

Mayor Pedersen opened the public hearing at 6:33 p.m. Three members from the township were present. They were concerned with future annexation from the township and asked council if there would be any other parcels being annexed into the city. Council replied they did not know of any others at this time. The City Manager referred to Ordinance No. 449 section five on the options for property taxes. The township board members stated that the taxes on this property were approximately $400 and stated they did not want any payment to the township. Mayor Pedersen then asked if there were any other comments and with no comments heard from the public, the Public Hearing was closed at 6:45 p.m.

Ordinances and Resolutions

Ordinance No. 449- First Reading-Annexation of city owned property located in Borgholm Township. First reading was approved upon a motion by Council Member Dillan and seconded by Johnson. Motion carried unanimously. A motion was then introduced to suspend the first reading by C. Pedersen and seconded by Dillan. Motion carried unanimously. A motion was introduced by Council Member Dillan to adopt Ordinance No. 449, and the motion was seconded by Johnson. Motion carried unanimously. Resolution 19-28 Issue and Sale of $545,000 GO Street Reconstruction Bonds, 2019A and levying a tax. A motion was introduced by Johnson to approve the bond issuance, the motion was seconded by Dillan. Motion carried unanimously.

Ordinance No. 451 Recreational Vehicles- First Reading- Golf Cart Amendments. Council reviewed the ordinance and discussed that lights must be on the golf carts for night travel. Mayor Pedersen questioned golf carts at the camping sites and that it should be included on the camping permit. Council also stated that a valid driver's license and insurance is required and that drivers should be at least 16 years old to drive a golf cart. Council requested the City Attorney to review state laws regarding golf cart and incorporate the same language as state law. Mayor Pedersen called for a motion to accept the first reading with the changes as discussed. Upon a motion by C. Pedersen the first reading was approved with changes, the motion was seconded by Dillan. Motion carried unanimously.

Ordinance No. 452 Recreational Vehicles- First Reading- Snowmobile Amendments. Council reviewed the ordinance. Discussion as to the time of operation, and council stated they will determine at the next meeting as to the time at 10:00 p.m., or change the time of operation. Mayor Pedersen stated a correction to spelling in 72.02 of the ordinance and with no other discussion called for a motion to approve the first reading. Upon a motion by Johnson and seconded by C. Pedersen, the first reading was approved. Motion carried unanimously.

Reports of Departments, Boards and Commissions

Police Department- Council reviewed the monthly report.

Parks Commission – Mayor Pedersen asked for a motion to appoint Jordan DeBoer to fill the park board vacancy. Upon a motion by Johnson to approve the park board appointment, the motion was seconded by C. Pedersen. Motion carried unanimously. Adult exercise equipment was presented by Gary Kirkeby for approval of the purchase of the equipment under the Gorecki donation. Gary also stated that it was a state bid from GameTime in the amount of $7,564.04, and that we could use the funds left over from the Fairview donation and the rest from the Gorecki donation. Gary stated he will need to get quotes for the concrete. Mayor Pedersen called for a motion to approve the exercise equipment purchase. Upon a motion by Dillan and seconded by Larsen, the equipment purchase is approved. Motion carried unanimously.

Gary presented before the council the request to trade the Toro lawnmower for a zero turn mower. The trade in amount is $22,500 for a trade in on the mowers, and also requested a trailer for the mower in the amount of $15,000. Mayor Pedersen called for a motion to approve the trade in on the mowers and the new trailer. Motion was made by Dillan to approve the trade in on the mowers and purchase a trailer. The motion was seconded by Larsen. Motion carried unanimously.

Public Works Department- Gary presented for approval Asphalt quotes as received by Omann Brothers in the amount of $122,245.08, and Minnesota Paving and Material in the amount of $152,550.00. The projects include alley pavement behind First National Bank, Liquor store parking lot, Museum, walking trail in Rec Park, and parking lot by the splash pad. Mayor Pedersen called for a motion to approve the lowest quote from Omann Brothers. Upon a motion by Johnson and seconded by C. Pedersen the lowest quote was approved. Motion carried unanimously.

Gary presented for approval concrete quotes as received by Omann Brothers in the amount of $103,209.00, and Stoney Hill Masonry/Jensen Earthworks in the amount of $87,850. The projects include the hockey rink, basketball court, splash pad shelter, city hall sidewalks and steps. Mayor Pedersen called for a motion to approve the lowest quote from Stoney Hill Masonry/Jensen Earthworks. Upon a motion by Dillan and seconded by Johnson the lowest quote was approved. Motion carried unanimously.

Planning and Zoning Commission- Marshall reviewed with council the zoning changes as follows;

156.036 R-2, One and Two Family Residential Medium Density District

(E) (d): Each unit shall meet the minimum health and safety requirements as

provided for in the MN State Building Code & MN State Fire Code.

156.037 R-3, Multiple Family Residential High Density District

(B) Minimum requirements:

Side yard, minimum Interior Lot 15 ft.

(D) (12) (d) Constructed to the MN State Building Code

156.038 B-1 Central Business District

(D) (16) Brew Pubs

(45) Massage Therapy not regulated by the Adult Use Ordinance

156.039 B-2 General Business District

(C) Minimum requirements:

Rear yard, minimum 10 ft.

156.040 B-4 Business District

(F) All manufactured homes placed must have permanent footings and foundations or be placed on an engineered slab.

156.041 HG-1 Health Care And Government Building District

(C) (7) Assisted Living

156.042 I-1 Light Industrial District

(C) Minimum requirements

Add: Rear yard, minimum (Requirement), 10 ft (Dimension)

Adjacent to residential zoned lot (Conditions), 10 ft with a vegetative buffer or fence not less than 8 ft in height (Dimension)

(D) Permitted principal uses

(1) Airports and Hangers

(49) Vehicle Repair

(E) Permitted accessory uses

(1) (a) Cargo boxes; cannot be stacked and cannot be more than 10% of the principle building in area

156.056 Yard Requirements

(E) In any district, where existing structures within a block have front yard setbacks different than those required, the front yard minimum shall be the average of the adjacent structures.

156.057 Accessory Buildings, Structures and Uses

(C) (1) No detached accessory building shall be located in the front yard

(D) The architectural design and appearance of all buildings in the residential zone must have residential type siding as determined by Zoning Administrator

(1) No tarp like structures allowed

(2) No corrugated metal

156.058 Home Occupations

(C) Offices, barber shops, beauty parlors, dress shops, and music and dance schools, or similar uses, shall require conditional use permits

156.059 Residential Fence

(A) Permit required. No fence or wall shall be erected or altered in any yard without a fence permit.

156.060 Building Size Regulations

(3) In no event shall off-street parking space, structures of any type, buildings or other features cover more than 60% of the lot area resulting in less

than 40% landscaped in residentially zoned properties.

156.061 Height Requirements

(B) Height limitations shall not be applied to the following structures: church spires; belfries, cupolas, and domes which do not contain usable space; monuments; water, fire and hose towers; observation towers; flag poles; chimneys; antennas; parapet walls extending not more than three feet above the limiting height of the building; cooling towers; and farm silos provided they do not interfere with airport requirements.

156.078 Site Design Standards

(A) All areas devoted for parking space, drive thru' s and driveways shall be surfaced with asphalt or concrete or a material approved by the Zoning Administrator, this does not include recycled asphalt or recycled concrete. All parking areas shall be designed to control surface runoff to adjacent properties either with curbing or grading techniques. EXCEPTION: When residential driveway connects with an unpaved road or alley, the driveway will not have to be paved or cemented.

156.083 Stall, Aisle and Driveway Design

(A) EXCEPT single family, two family and townhouse parking areas shall be designed so that circulation between parking aisles or driveways occurs within the designated parking lot and does not depend upon a public street or alley, and the design does not require backing into the public street.

(E) All property shall be entitled to at least one curb cut.

(G) (2) DELETED

156.084 Number of Required Spaces

Car wash, automatic drive thru	5 stacking spaces
Church, theater, auditorium or gymnasium	1 space each for each 4 seats of main assembly hall as determined by the MN State Building Code
Schools, Elementary or Jr High School	1.5 spaces for each classroom, plus 1 space for every 75 sq. ft of assemble are in an auditorium, plus 1 bus loading space for each 100 students or portion thereof.
High School	5 spaces for each classroom, plus 1 space for each 75 sq. ft. in assemble rooms and auditoriums, plus 1 bus loading space for each 100 students or portion thereof.

156.102 Storage Standards

(A) *Exterior storage*. All materials and equipment shall be stored within a building or fully screened so they will not be visible from adjoining properties, except for the following: laundry drying and currently licensed recreational equipment, construction and landscaping materials and equipment currently being used on the premises, agricultural equipment and materials if these are uses or otherwise regulated herein. Currently licensed boats, currently licensed unoccupied recreational vehicles and currently licensed fish houses are permissible if stored in the rear yard not less than five feet distant from any property line. Existing uses

shall comply with this provision within 12 months following enactment of this chapter.

(C) No RV's, campers, travel trailers, motor homes, tents, fish houses or other recreational vehicles may be occupied or hooked up to utilities in any zoning district for more than 5 days in a 30 day time frame except in a designated camp ground area.

156.104 Roadside Standards; Setbacks and Signs

Paragraph (A) deleted

156.111 Demolition; Solid Waste Removal

Materials from the demolition of structures in the city shall not be buried in the city. The foundation walls, foundations and footings must be removed from the site of the demolished building.

156.115 Sewage Disposal

(B)(4) Alternative methods of sewage disposal such as holding tanks, privies, or electric or gas incinerators may be allowed only where municipal sewer is not available provided they meet the standards and regulations of the State Pollution Control Agency and State Department of Health.

Signs and billboards

156.131 Sign Permit Required.

A sign permit is necessary prior to the installation or remodeling of any sign, except those signs set forth in 156.132. Application for a permit shall be submitted on a form to be provided by the City Building Inspector. All permit applications shall be accompanied by payment of a sign permit fee to the city in an amount designated in Chapter 34 of this code, which fee is in addition to any required building permit fee. The City Council may from time to time change the amount of the sign permit fee.

156.132 Signs Permitted Without Permit.

(D) In residential areas, one sign per single lot advertising a garage sale is permitted if the sign meets the following qualifications:

(3) The sign must be removed within 72 hours of the time when it is erected;

(5) In addition, no garage sale sign shall be permitted to be publicly displayed more than one consecutive 72 hour period during any consecutive four-month period

(I) In B-1, B-2 or I-1, temporary banners including and up to 3 feather flag banners are permitted which shall not exceed a total of 120 square feet in size, shall be secured in a manner so as to not flap or flutter nor cause audible noise, and shall not be in place, whether in the initial placement and/or changed placement on the premises, for more than 90 days per consecutive 12-month period.

156.133 Non-Billboard Signs Permitted With A Permit

(B) (4) Signs shall not extend beyond the side edge or the roof of the building.

156.134 Home Occupation Signs; Permit

(E) Only permitted if the property had received a Conditional Use Permit (CUP) for a home occupancy.

156.135 Billboards in B-1 and B-2 Districts.

(A) The City Council may, in its discretion, permit the construction and existence of free-standing signs which are not permitted signs under 156.132 and 156.133 and are situated/located along State Trunk Highway 169, Central Avenue (county-state aid Road 36) and State Trunk Highway 23, in areas zoned B-1 and B-2. No such signs shall be permitted in any residential (R) zoned district.

The City Manager asked for clarification as to driveways, and if the driveways that are gravel now will be grandfathered in and will not need to be paved. It was determined by council that existing gravel driveways will be grandfathered in and will not need to be paved. Council instructed that the ordinance is to come back to the next council meeting for the first reading.

Economic Development Commission- Minutes presented.

Airport Commission- Update from the meeting held on June 12th. The City Manager stated that the Airport Layout Plan was altered to remove the crosswind runway from the plan as it would require additional land acquisition and the zoning would have to be updated. The cost of the project would be extremely high for the little amount the airport get used.

MCAT – Dillan commented that they did get the matching grant for Phase 3 from TCI. Dillan also stated that the DAC has the flower pots out and they are watering them.

Safety Committee- The City Manager explained the need to update the Emergency Management Plan and it calls for two council members to be appointed to the committee. Mayor Pedersen called for interested council members to serve on this committee. Johnson and Larsen stated they would serve on this committee. Mayor Pedersen then called for a motion to appoint Johnson and Larsen to the Emergency Management Committee. Upon a motion by Dillan and seconded by C. Pedersen the committee is appointed. Motion carried unanimously.

New Business-

Special Event Permit- Milaca Area Chamber- ECFE Kidde Parade. Upon a motion by C. Pedersen and seconded by Johnson the permit was approved. Motion carried unanimously.

Special Event Permit- MAC- Music in the Park 6-13,6-27,7-11,7-18. Upon a motion by Johnson and seconded by C. Pedersen the permit was approved. Motion carried unanimously.

Special Event Permit- City Event –Gateway to the Northland Festival 6-21, 6-22. Upon a motion by Johnson and seconded by Dillan the permit was approved. Motion carried unanimously.

Special Event Permit- City Event- Homegrown Music Festival 8-24-2019. Upon a motion by Dillan and seconded by Larsen the permit was approved. Motion carried unanimously.

Special Event Permit- Sodbusters STOL Competition Event- Airport Fly In 8-3. Upon a motion by C. Pedersen and seconded by Larsen the permit was approved. Motion carried unanimously.

Transient Merchant Permit- Food Concession Stand- hunters Grill, 6-20. Upon a motion by Johnson and a seconded by Larsen to approve the permit. Motion carried unanimously.

Adjourn

With no other business presented before the council, a motion to adjourn was made by Johnson and seconded by Dillan, all present voted in favor and the meeting adjourned at 7:58 p.m.
Motion carried unanimously.

_____
Mayor Harold Pedersen

ATTEST:

_____
City Manager Tammy Pfaff

CITY OF MILACA
Check Summary Register
10100 General Bank - ACH

	Name	Check Date	Check Amt	Description
Paid Chk# 819129E	EFTPS-STATE TAXPAYMENT	6/7/2019	$2,269.07	STATE W/H
Paid Chk# 819130E	EFTPS-STATE TAXPAYMENT	6/7/2019	$149.53	STATE W/H
Paid Chk# 819137E	EFTPS-STATE TAXPAYMENT	6/25/2019	$2,370.60	STATE W/H
Paid Chk# 819138E	EFTPS-STATE TAXPAYMENT	6/25/2019	$149.53	STATE W/H
Paid Chk# 819145E	ENDICIA ACCOUNTING	6/25/2019	$500.00	POSTAGE FOR METER
Paid Chk# 819146E	EFTPS-STATE TAXPAYMENT	7/8/2019	$2,266.48	STATE W/H
Paid Chk# 819147E	EFTPS-STATE TAXPAYMENT	7/8/2019	$149.53	STATE W/H
Paid Chk# 819154E	EAST CENTRAL ENERGY	7/7/2019	$11,386.27	ELECTRIC
Paid Chk# 819155E	MILACA LOCAL LINK	7/20/2019	$295.92	PHONE SERVICE
Paid Chk# 819156E	MN DEPT OF REVENUE	7/19/2019	$1,458.00	W/S SALES TAX
Paid Chk# 819157E	INCONTACT INC	7/30/2019	$60.91	LONG DISTANCE SERVICE
Paid Chk# 819158E	MN DEPT OF LABOR & INDUSTRY	7/19/2019	$1,317.12	2ND QTR SURCHARGE
Paid Chk# 819159E	MIDCONTINENT COMMUNICATIONS	7/13/2019	$65.00	INTERNET-JULY
Paid Chk# 819160E	FURTHER	7/1/2019	$19,200.00	3RD QTR CONTRIBUTIONS
	Total Checks		**$41,637.96**	

CITY OF MILACA
Check Summary Register
10100 General Bank - Checks

	Name	Check Date	Check Amt	Description
Paid Chk# 045244	AMAZON	6/21/2019	$935.42	CUP HOLDER PHONE MOUNT-PW
Paid Chk# 045245	AW RESEARCH LABORATORIES	6/21/2019	$333.00	TESTING-SEWER
Paid Chk# 045246	BLUE CROSS BLUE SHIELD OF MINN	6/21/2019	$13,857.71	MEDICAL INSUR-JULY 2019
Paid Chk# 045247	CRYSTEEL TRUCK EQUIPMENT, INC	6/21/2019	$1,903.44	REPAIR-MACK PLOW
Paid Chk# 045248	DELTA DENTAL OF MINNESOTA	6/21/2019	$33.50	PED DENTAL-JULY 2019
Paid Chk# 045249	HOLIDAY COMPANIES	6/21/2019	$1,384.33	GAS-POLICE
Paid Chk# 045250	IPRINT TECHNOLOGIES	6/21/2019	$324.00	PRINTER TONER-TREASURER
Paid Chk# 045251	SEIPEL, KURT P.	6/21/2019	$3,400.00	STRIPING-PW
Paid Chk# 045252	L.E.L.S.	6/21/2019	$285.05	POLICE UNION DUES
Paid Chk# 045253	LEAGUE OF MN CITIES INSUR TRST	6/21/2019	$69,531.00	AUTO-SEWER
Paid Chk# 045254	MN BENEFIT ASSOCIATION	6/21/2019	$572.08	LIFE/DENTAL-JULY 2019
Paid Chk# 045255	OMANN BROTHERS INC	6/21/2019	$246.12	AC FINES MIX
Paid Chk# 045256	QUILL CORPORATION	6/21/2019	$775.82	SUPPLIES-DEP REG
Paid Chk# 045257	RHL INC	6/21/2019	$16,705.00	LED SIGN BY MUSEUM
Paid Chk# 045258	STATE CHEMICAL SOLUTIONS	6/21/2019	$1,075.83	CHEMICALS-PW
Paid Chk# 045259	OLSON, DAVID DEAN	6/21/2019	$700.00	FESTIVAL SVCS-6/22/19
Paid Chk# 045260	TIMMER IMPLEMENT	6/21/2019	$346.65	PARTS-SEWER
Paid Chk# 045261	TREASURER, STATE OF MN	6/21/2019	$40.00	3 YR LICENSE RENEWAL
Paid Chk# 045262	UNUM LIFE INSURANCE CO	6/21/2019	$623.94	LIFE, STD, LTD-JULY 2019
Paid Chk# 045263	VERIZON WIRELESS	6/21/2019	$631.75	CELL PHONE SVC-JUNE
Paid Chk# 045264	VISA	6/21/2019	$507.95	ANNUAL POSTAGE PLAN-ENDICIA
Paid Chk# 045265	FAMILY HERITAGE LIFE INS CO	6/27/2019	$79.00	SUPPL LIFE INS-JULY
Paid Chk# 045266	U.S. POSTAL SERVICE	6/27/2019	$248.99	JUNE BILLINGS
Paid Chk# 045267	FRONTIER	7/8/2019	$846.91	PHONE SVC-POLICE
Paid Chk# 045268	JIM'S MILLE LACS DISPOSAL	7/8/2019	$686.79	GARBAGE-FIRE
Paid Chk# 045269	MILACA BLDG CENTER	7/8/2019	$676.28	SHOP SUPPLIES-PW
Paid Chk# 045270	MN PUBLIC FACILITIES AUTHORITY	7/8/2019	$168,131.55	WATER TRMT FACILITY-PRINCIPAL
Paid Chk# 045271	ADAMS PEST CONTROL INC	7/18/2019	$327.00	WEED CONTROL-PARADE
Paid Chk# 045272	ALEX AIR APPARATUS, INC.	7/18/2019	$198.80	BATTERY PACK-FIRE
Paid Chk# 045273	AMERIPRIDE	7/18/2019	$143.49	RUGS-LIBRARY
Paid Chk# 045274	AW RESEARCH LABORATORIES	7/18/2019	$244.00	TESTING-SEWER
Paid Chk# 045275	BANK OF ZUMBROTA	7/18/2019	$286.00	PED BRIDGE EQUIP CERT-INTEREST
Paid Chk# 045276	BANYON DATA SYSTEMS, INC.	7/18/2019	$2,385.00	UTILITY BILLING SUPPORT
Paid Chk# 045277	BERG, SAMUEL	7/18/2019	$75.00	CELL PHONE REIMB-3RD QTR 2019
Paid Chk# 045278	BILLINGS SERVICE	7/18/2019	$3,027.24	GAS-FIRE
Paid Chk# 045279	BILLINGS, SHERIE	7/18/2019	$75.00	MAY-JULY PLANNING COMMISSION
Paid Chk# 045280	BOLTON & MENK INC	7/18/2019	$14,880.00	2018 ALP UPDATE
Paid Chk# 045281	DOVE FRETLAND PLLP	7/18/2019	$3,586.30	CRIMINAL RETAINER
Paid Chk# 045282	E.C.M. PUBLISHERS, INC.	7/18/2019	$755.72	HELP WANTED AD
Paid Chk# 045283	EARL F. ANDERSEN, INC.	7/18/2019	$172.35	PARTS-PW
Paid Chk# 045284	EMERGENCY RESPONSE SOLUTION	7/18/2019	$429.67	COUPLING-FIRE DEPT
Paid Chk# 045285	FAIRVIEW HEALTH SERVICES	7/18/2019	$224.00	MEDICAL-C WEDELL
Paid Chk# 045286	FASTSIGNS	7/18/2019	$52.96	VEHICLE DECALS-PW
Paid Chk# 045287	FEDERATED CO-OP	7/18/2019	$223.00	CHEMICALS-PARKS
Paid Chk# 045288	FIRE EQUIPMENT SPECIALTIES INC	7/18/2019	$799.36	CLASS A FOAM
Paid Chk# 045289	FIRE INSTRUCTION & RESCUE ED.	7/18/2019	$700.00	LP EMERGENCIES SIMULATOR-06/24
Paid Chk# 045290	FIRST NATIONAL BANK OF MILACA	7/18/2019	$4,554.00	2017 LIBRARY REFUNDING-INTERES

CITY OF MILACA
Check Summary Register
10100 General Bank - Checks

	Name	Check Date	Check Amt	Description
Paid Chk# 045291	FLAGSHIP RECREATION	7/18/2019	$222.00	PROXIMITY SWITCH-PARKS
Paid Chk# 045292	FURTHER	7/18/2019	$19.20	HSA ACCT FEES-S BERG
Paid Chk# 045293	GALL'S INC.	7/18/2019	$534.55	HOLSTERS
Paid Chk# 045294	GK CONSULTING LLC	7/18/2019	$762.00	REMOTE ACCESS-DIGITAL SIGN
Paid Chk# 045295	GOPHER STATE ONE-CALL, INC.	7/18/2019	$203.85	JUNE LOCATES
Paid Chk# 045296	GUARDIAN PEST SOLUTIONS INC	7/18/2019	$150.00	PEST CONTROL-CITY HALL
Paid Chk# 045297	HARLICKER, SCOTT	7/18/2019	$75.00	MAY-JULY PLANNING COMMISSION
Paid Chk# 045298	HJORT EXCAVATING	7/18/2019	$7,152.38	REPAIR WATERMAIN BREAK
Paid Chk# 045299	HOLIDAY COMPANIES	7/18/2019	$1,260.98	GAS-POLICE
Paid Chk# 045300	HY-TECH AUTOMOTIVE	7/18/2019	$944.41	SQAUD 12 BRAKES
Paid Chk# 045301	IFIX ELECTRONICS	7/18/2019	$60.00	LED SIGN MONITOR/KEYBOARD
Paid Chk# 045302	IPRINT TECHNOLOGIES	7/18/2019	$330.00	PRINTER TONER
Paid Chk# 045303	JOHNSON, ARLA	7/18/2019	$75.00	MAY-JULY PLANNING COMMISSION
Paid Chk# 045304	JOHNSON, WARNE	7/18/2019	$75.00	CELL PHONE REIMB-3RD QTR
Paid Chk# 045305	JOHNSONS SEPTIC SERVICE	7/18/2019	$175.00	PUMP SEPTIC TANKS-AIRPORT
Paid Chk# 045306	JUDY SCHIEMANN HOME DESIGN	7/18/2019	$350.00	GORECKI BLDG PLAN ADDITION
Paid Chk# 045307	KLM ENGINEERING, INC.	7/18/2019	$53,910.00	OLD WATER TOWER-PAINTING
Paid Chk# 045308	KNIFE RIVER CORP. - NORTH CENT	7/18/2019	$42.75	MANHOLE COVER
Paid Chk# 045309	KOCH'S HARDWARE HANK	7/18/2019	$1,096.64	BATHROOM REPAIR-FIRE HALL
Paid Chk# 045310	M.E. PLUMBING & HEATING	7/18/2019	$3,300.00	GAS DETECTION EQUIP-FAR HALL G
Paid Chk# 045311	MILACA AUTO VALUE	7/18/2019	$238.36	BATTERY-FIRE
Paid Chk# 045312	MILACA CHAMBER OF COMMERCE	7/18/2019	$1,033.77	MAY 19 LODGING TAX
Paid Chk# 045313	MILACA GENERAL RENTAL CENTER	7/18/2019	$79.48	BOBCAT RENTAL FEE
Paid Chk# 045314	MILACA UNCLAIMED FREIGHT	7/18/2019	$25.94	TOW STUMPS/SHOVEL-TRAILS
Paid Chk# 045315	MILACA, CITY OF	7/18/2019	$51.00	BLDG PERMIT-CITY SIGN
Paid Chk# 045316	MILLAM, JOEL	7/18/2019	$50.00	MAY/JULY PLANNING COMMISSION
Paid Chk# 045317	MILLE LACS COUNTY DAC	7/18/2019	$625.10	CLEANING SVCS - FIRE
Paid Chk# 045318	MINNESOTA WISCONSIN PLAYGROU	7/18/2019	$175,147.19	PLAYGROUND EQUIP-TRIMBLE
Paid Chk# 045319	MN COMPUTER SYSTEMS, INC.	7/18/2019	$204.48	COPIER MAINTENANCE-CITY HALL
Paid Chk# 045320	MN DEPT OF LABOR & INDUSTRY	7/18/2019	$110.00	BOILER-FIRE
Paid Chk# 045321	MN OFFICE OF ADMINISTRATIVE	7/18/2019	$100.00	AIRPORT LAND ANNEXATION
Paid Chk# 045322	MNDRIVERSMANUALS.COM	7/18/2019	$509.87	DRIVERS MANUALS
Paid Chk# 045323	MODERN MARKETING	7/18/2019	$524.08	SHIELD STICKERS-POLICE
Paid Chk# 045324	NAT'L VOLUNTEER FIRE COUNCIL	7/18/2019	$59.00	ANNUAL DUES
Paid Chk# 045325	NORTHLAND TRUST SERVICES, INC	7/18/2019	$11,265.00	GO 2012A INTEREST
Paid Chk# 045326	NOVAK, PAM	7/18/2019	$75.00	MAY-JULY PLANNING COMMISSION
Paid Chk# 045327	OLDENBURG, JOHN	7/18/2019	$75.00	CELL PHONE REIMB-3RD QTR
Paid Chk# 045328	OMANN BROTHERS INC	7/18/2019	$492.24	AC FINES MIX
Paid Chk# 045329	OXYGEN SERVICE COMPANY	7/18/2019	$84.38	COMPRESSED GAS-PW
Paid Chk# 045330	PFAFF, TAMMY	7/18/2019	$457.60	LEAD ACADEMY MLG-6/13
Paid Chk# 045331	PRINCETON RENTAL, INC.	7/18/2019	$343.72	PARTS-PARKS
Paid Chk# 045332	PRO EDGE TOOL	7/18/2019	$82.50	REPAIRS-FIRE DEPT
Paid Chk# 045333	QUILL CORPORATION	7/18/2019	$210.43	RECEIPT BOOKS
Paid Chk# 045334	STANTEC	7/18/2019	$4,336.31	MILL/OVERLAY 8TH ST/6TH AVE
Paid Chk# 045335	SUPER X POWER	7/18/2019	$84.95	PARTS-PARKS
Paid Chk# 045336	TEAL'S MARKET	7/18/2019	$38.56	SUPPLIES-PW
Paid Chk# 045337	ULTIMATE SAFETY CONCEPTS INC	7/18/2019	$305.00	REPAIR CAMERA-FIRE DEPT

CITY OF MILACA
Check Summary Register
10100 General Bank - Checks

	Name	Check Date	Check Amt	Description
Paid Chk# 045338	WEINREICH, JACOB	7/18/2019	$75.00	CELL PHONE REIMB-3RD QTR
Paid Chk# 045339	WEYER ELECTRIC LLC	7/18/2019	$390.00	INSTALL GAS MONITORS-FIRE HALL
Paid Chk# 045340	WILLS LAWN CARE LLC	7/18/2019	$350.00	MOWING
Paid Chk# 045341	WOODIES TOWING	7/18/2019	$500.00	PULL FIRE TRUCK OUT OF DITCH
Paid Chk# 045342	WUBBEN, MARK	7/18/2019	$75.00	REIMB CELL PHONE-3RD QTR
Paid Chk# 045343	ZIMMERMAN TODAY	7/18/2019	$414.00	FARMERS MKT ADS-JULY-SEPT 19
	Total Checks		**$587,172.72**	

CITY OF MILACA
Check Summary Register
10900 Liquor Bank - ACH

	Name	Check Date	Check Amt	Description
Paid Chk# 919031E	EAST CENTRAL ENERGY	7/7/2019	$2,284.94	ELECTRIC
Paid Chk# 919032E	CENTERPOINT ENERGY	7/13/2019	$64.21	NATURAL GAS
Paid Chk# 919033E	MN DEPT OF REVENUE	7/19/2019	$21,241.00	LIQUOR SALES TAX
Paid Chk# 919034E	MILACA, CITY OF (WATER/SEWER)	7/15/2019	$32.70	WATER/SEWER
Paid Chk# 919035E	HIBU	7/13/2019	$129.99	WEB HOSTING-
	Total Checks		**$23,752.84**	

CITY OF MILACA
Check Summary Register
10900 Liquor Bank - Checks

	Name	Check Date	Check Amt	Description
Paid Chk# 024887	AMAZON	6/25/2019	$206.07	PORTABLE EYEWASH-LIQUOR
Paid Chk# 024888	LEAGUE OF MN CITIES INSUR TRST	6/25/2019	$8,304.00	PROPERTY/LIAB INS
Paid Chk# 024889	VERIZON WIRELESS	6/25/2019	$40.01	JUN DIGITAL SIGN
Paid Chk# 024890	BELLBOY CORP.	7/2/2019	$6,579.30	LIQUOR
Paid Chk# 024891	BERNICKS	7/2/2019	$6,247.57	NA
Paid Chk# 024892	BREAKTHRU BEVERAGE MN	7/2/2019	$4,418.83	BEER
Paid Chk# 024893	C & L DISTRIBUTING CO.	7/2/2019	$36,019.36	BEER
Paid Chk# 024894	CLEAR WATER BEVERAGE	7/2/2019	$139.00	BEER
Paid Chk# 024895	DAHLHEIMER DISTRIBUTING CO.	7/2/2019	$41,731.56	BEER
Paid Chk# 024896	DEFIANT DISTRIBUTORS	7/2/2019	$177.70	LIQUOR
Paid Chk# 024897	FRONTIER	7/2/2019	$144.97	JULY PHONE SVC
Paid Chk# 024898	JIM'S MILLE LACS DISPOSAL	7/2/2019	$67.86	REFUSE COLLECTION
Paid Chk# 024899	JOHNSON BROTHERS LIQUOR CO.	7/2/2019	$29,824.43	DELIVERY
Paid Chk# 024900	PHILLIPS WINE AND SPIRITS	7/2/2019	$4,318.10	LIQUOR
Paid Chk# 024901	SOUTHERN GLAZERS OF MN	7/2/2019	$8,303.55	LIQUOR
Paid Chk# 024902	THE WINE COMPANY	7/2/2019	$1,007.00	DELIVERY
Paid Chk# 024903	WATSON COMPANY	7/2/2019	$2,223.67	DELIVERY
Paid Chk# 024904	WINE MERCHANTS	7/2/2019	$100.65	DELIVERY
Paid Chk# 024905	AMERICAN BOTTLING CO.	7/18/2019	$277.12	NA
Paid Chk# 024906	AMERIPRIDE	7/18/2019	$126.44	RUGS
Paid Chk# 024907	CRYSTAL SPRINGS ICE	7/18/2019	$1,731.76	ICE
Paid Chk# 024908	GRANITE CITY JOBBING	7/18/2019	$7,139.38	MISC
Paid Chk# 024909	IPRINT TECHNOLOGIES	7/18/2019	$345.00	PRINTER TONER
Paid Chk# 024910	JEYS, VICTORIA	7/18/2019	$13.34	MLG TO OGILVIE-MMBA-6/18
Paid Chk# 024911	KOCH'S HARDWARE HANK	7/18/2019	$107.28	SUPPLIES
Paid Chk# 024912	M. AMUNDSON LLP	7/18/2019	$3,498.54	MISC
Paid Chk# 024913	MILACA CHAMBER OF COMMERCE	7/18/2019	$1,500.00	PARADE DONATION
Paid Chk# 024914	MILLER TRUCKING INC.	7/18/2019	$112.85	DELIVERY
Paid Chk# 024915	RED BULL DISTRIBUTION CO INC	7/18/2019	$192.25	NA
Paid Chk# 024916	ST. CLOUD REFRIGERATION	7/18/2019	$479.61	COOLER REPAIR
Paid Chk# 024917	TRUE BRANDS	7/18/2019	$77.32	SUPPLIES
Paid Chk# 024918	VIKING BOTTLING CO.	7/18/2019	$995.90	NA
Paid Chk# 024919	ZABINSKI BUSINESS SERVICES INC	7/18/2019	$859.00	NEW COMPUTER REG 2
	Total Checks		**$167,309.42**	

RESOLUTION NO. 19–29

RESOLUTION ACCEPTING DONATIONS

WHEREAS, The City of Milaca is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes Section 471.17; and

WHEREAS, The following persons and entities have offered to contribute the cash in the actual amounts set forth below to the city:

Name of Donor	Amount
Hjort Excavating	$100.00
VFW 10794	$15.00
Milaca Iron Metal	$200.00
ICS Chillers	$300.00
Fransen Decorating	$50.00
Timber Valley Grill	$50.00
HI Way Auto Sales	$250.00
Milaca Wheel-Co	$250.00
Thrifty White	$15.00

WHEREAS, All such donations have been contributed to assist the city in the establishment and operations of park facilities and programs, as allowed by law; and

WHEREAS, The City Council finds that it is appropriate to accept the donations offered.

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

1. The donations described above are accepted and shall be used to establish and operate the facilities and programs either alone or in cooperation with others, as allowed by law.

2. The city manager is hereby directed to issue receipts to each donor acknowledging the city's receipt of the donor's donation.

Adopted this 18h day of July, 2019.

_____
Mayor Harold Pedersen

ATTEST

_____
Tammy Pfaff, City Manager

RESOLUTION NO. 19 - 30

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 1 (one) year at the rate of 7 (seven) percent payable for 2020 taxes:

PID #	OWNER	ADDRESS	DATE OF MOWING	ASSESSED
21-025-4200	JPMorgan Chase Bank	495 2nd Ave NE	06/14/19	$60.00
21-040-0220	Gustafson, Jennifer	245 3rd Ave NW	06/25/19	$60.00
21-042-0260	Conrad, Nichole & Aaron	460 2nd Ave NE	06/14/19	$60.00
21-043-0630	Flygstad, Steven	305 4th Ave SE	6/14/19	$60.00
21-043-1540	Bremer Bank	245 5th St SE	6/14/19	$80.00
21-360-0180	Delage, Barbara	160 6th St NW	6/14/19	$60.00

Adopted this 18th day of July, 2019.

Mayor Harold Pedersen

ATTEST

Tammy Pfaff, City Manager

RESOLUTION NO. 19- 31

RESOLUTION APPROVING A 3.2% MALT LIQUOR OFF-SALE LICENSE & LICENSE TO SELL TOBACCO RETAIL FOR KWIK TRIP, INC. DBA KWIK TRIP #1026 LOCATED AT 920 1ST STREET E., MILACA, MN

WHEREAS, Kwik Trip has applied for a 3.2% Malt Liquor Off-Sale License & a License to sell Tobacco retail for the time frame of September 1 – December 31, 2019; and

WHEREAS, the City has received all the necessary documentation to process the application for Kwik Trip #1026; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Milaca hereby approves the 3.2% Malt Liquor Off-Sale License & Tobacco License for Kwik Trip #1026 for the period of September 1 – December 31, 2019.

Adopted this 18th day of July, 2019.

_____
Mayor Harold Pedersen

ATTEST

_____
Tammy Pfaff, City Manager

RESOLUTION NO. 19 – 32

A RESOLUTION REQUESTING STREET CLOSURE

WHEREAS the City of Milaca desires that County Road 36 be closed from the south entrance of the City Maintenance Building to County Road 9 for one-way traffic for the period of time starting at 7:30 a.m. and ending at 4:30 p.m. on September 21, 2019 for the Milaca Cross Country race; and,

WHEREAS the City agrees to the terms of the County agreement for closing county roads dated May 25, 1990, as it may be amended, in all respects; and,

WHEREAS the City has reviewed all alternate locations for the event and has determined the county road is the only feasible location at which to hold the event; and,

WHEREAS the City has, or will, obtain the necessary insurance certificates from sponsors,

NOW THEREFORE BE IT RESOLVED that the Milaca City Council hereby requests the County to allow the City to close the road and authorize the City Manager to execute the agreement with the County.

Adopted this 18th day of July, 2019.

_____
Mayor Harold Pedersen

ATTEST

_____
Tammy Pfaff, City Manager

CONTRACT AMENDMENT FOR JOINT POWERS CONTRACT FOR CITY CLERK/DEPUTY CLERK/CPA~TREASURER ADMINISTRATIVE STAFF/CITY PLANNER/ZONING PURPOSE

1. **Compensation.** The Cities agree that Ogilvie shall pay Milaca the sum of $65,502.00 per year in 2020 for all Administrative Services performed, said payments to be paid in installments of Five Thousand Four Hundred Fifty Eight and 50/100 ($5,458.50) per month and be billed quarterly to be approved pursuant to a quarterly invoice submitted by Milaca to Ogilvie on or before the third Wednesday of each quarter to be approved by the Ogilvie City Council in thereafter. Ogilvie shall not be responsible for, and shall not pay or withhold any monies from the compensation for state or federal income taxes, FICA taxes, PERA employee withholding or City share, workers compensation, unemployment compensation, health or dental insurance, or any other benefit or payment normally associated with an employee benefit package.

Approved by the Milaca City Council on _____, _____ 2019

_____

Mayor Harold Pedersen

ATTEST: City Manager- Tammy Pfaff

Approved by the Ogilvie City Council on June 19, 2019

Mayor Mark Nilson

ATTEST: City Clerk- Tammy Pfaff

Joint Powers Agreement for City Clerk Purposes

Exhibit A

Duties

EXECUTIVE OFFICER FOR THE CITY COUNCIL:

Keeps records of all Council proceedings, prepares minutes of Council meetings and attends all Council meetings
Maintains and Prepares City ordinances
Maintains and prepares City resolutions
Handles all correspondence on behalf of the Council
Draws up Agendas and prepares other working papers for meetings, (copies, etc.)
Prepares and maintains fire contracts
Oversees contract renewals
Executes any and various assignments given by the Council

ELECTIONS:

The only responsibility Milaca has under this agreement pertaining to elections is the receiving of filings for elections and preparing the election judge roster for Council approval.

FINANCIAL:

Prepares water and sewer billing
Prepares water and sewer late notices
Prepares City Payroll and all PERA, State, Federal, FICA, insurance reports and submits to proper authorities
Prepares and codes City Claims for Council approval and then issues warrants for payment
Balance Bank statement and City ledgers at end of each month
Prepares and submits to Council the Liquor Store Profit and Loss Statement monthly
Prepares and provides Council with monthly Treasurer's Report
Prepares and enforces approved City Budget
Prepares sales tax report and payments
Prepares journal and receipting entries
Prepares for yearly audit
Prepares quarterly building surcharge report
Reviewing and Recording Liquor Store Daily Reports
Prepares letters for NSF check collection

GRACELAND CEMETERY:

Sells and collects for grave sites
Update and maintain all cemetery maps, database and files
Deals with grave digger and grave marker representatives
Prepares Cemetery Deed for purchase of grave

OTHER RESPONSIBILITIES & DUTIES:

Administers Oaths of Office
Responsible for Records Retention
Handles City's Investments
Handles the scheduling, renting and maintenance of Civic Center
Receives communications from community residents and dispatches communications to proper department and/or supervisor
Prepares all legal notices, ordinances and other articles for publication and is responsible for publication
Keeps Council informed on seminars, meetings, conferences relevant and important to City government
Consults with City Attorney
Handles numerous local information calls, correspondence and verbal contacts
Accepts license applications and issues same for cigarettes, beer, games of skill, bingo etc.
Obtains necessary information and deals with building official for issuance of building permits
Keeps insurance records and responsible for accurate and up-to-date insurance coverage on city-owned property, employees, dram shop
Handles all mail to the City and routing thereof
Advise employees as to administrative procedures and policies
Assist in preparing Fire Dept. budget and act as liaison between townships and Fire Department
Complete all billings for city and fire calls
Ex-officio member of the Fire Department Relief Association
Levy any/all special assessments to County Auditor
* Work with City Planner/City Engineers on current issues/projects - ADDED ↓ Will Do City Planning/Zoning
Keep informed of all legislative action pertaining to Cities and keeping in touch with City's legislative representatives
Handles City bond issues and payment of same
Report locate statuses to Gopher State One Call
Ordering office supplies/equipment

APPLICATION FOR PERMIT FOR OFF PREMISES SALES FOR EXISTING ON SALE INTOXICATING LIQUOR LICENSEE

State of Minnesota
County of Mille Lacs
City of Milaca

$100.00 Application Fee

PLEASE CHECK ONE OF THE FOLLOWING: ☐ Partnership ☑ Corporation ☐ Individual

I, BS, INC. (Applicant's Name), hereby make application for the

DBA: JIGGERS GRILL + BAR (Name of Business/Organization) for a Permit for Off Premises Sales of

such liquor under and pursuant to an ordinance (resolution) passed by City of Milaca, County of Mille Lacs; and Chapter 340A, Minnesota Statutes, as amended, providing for licensing and regulating the sale of intoxicating liquor.

Business/Organization Address:

130 CENTRAL AVE SO. (Street Address) MILACA (City) MN (State) 56353 (Zip)

Business/Organization was incorporated in 2003 (Year) in the State of MN and is authorized to do business in Minnesota.

This license is for sale the following dates: JULY 25TH to JULY 27TH in connection with the following event:

MILACA REC FEST.

Location of temporary sales: REC PARK MILACA.

Time of sale: from 12:00 a.m./(p.m.) to 8:00 a.m./(p.m.)

Gambling or gambling devices will not be permitted.

Applicant has not had an application for license rejected.

Applicant has no intention or agreement to transfer the license to another person.

Applicant submits the following names of persons, including a bank for reference with which he/she has had business relations as follows:

FIRST NATIONAL BANK OF MILACA

I hereby solemnly swear that the foregoing statements are true and correct to the best of my knowledge and that I agree to comply with all the provisions of the ordinance under which this license is granted.

ANNETTE M. BENDTSEN
Applicant Name (Printed)

Annette M Bendtsen
Applicant's Signature

6/20/19
Date

NOTE: Licenses may be issued only to organizations who are organized in the United States and who have a local presence.

Please attach a certificate of insurance**

CITY OF MILACA
255 1ST STREET EAST
MILACA MN 56353
(320) 983-3141
(320) 983-3142 FAX

10/12

2020 Budget Confirmation

Please indicate below your city council's decision regarding support for the Initiative Foundation in 2020 and kindly return this form to:

Initiative Foundation
405 First St. SE, Little Falls, MN 56345
Or Email it to: cnewbanks@ifound.org Fax: (320) 632-9258

Name of City : Milaca

☐ **YES**, city council has approved funding to the Initiative Foundation in 2020 in the amount of $ 3,100

Would you like the Initiative Foundation to send you a payment reminder?

☐ Yes, please send invoice to us in _____/_____ .
Month / Year

☐ Not necessary, we'll send payment to IF without an invoice.

☐ Payment attached.

☐ **NO**, we are unable to fund the work of the Initiative Foundation in 2020.

City official _____
Printed Name **Title**

_____
Signature **Date**

_____
Email Address **Phone #**

We do want to hear from you to discuss your needs, answer questions, and provide an update on our local projects. Please call Carl Newbanks at 320-631-2042 if you would like to schedule a presentation.

Thank you for considering our request. Together, we can continue to serve this great region that we all call home.

ORDINANCE NO. 451
AN ORDINANCE AMENDING TITLE VII (TRAFFIC CODE) CHAPTER 73 (RECREATIONAL VEHICLES) OF THE CITY OF MILACA CODE OF ORDINANCES

Added language is indicated by underline and removed language is indicated by ~~strikethrough~~

THE CITY COUNCIL OF THE CITY OF MILACA, MINNESOTA DOES ORDAIN AS FOLLOWS:

Section
___.01 Intent
___.02 Amendment
___.03 Penalty

§ ___.01 INTENT.

It is the intent of the City of Milaca to amend the below ordinance to (1) allow for Motorized Golf Carts to be utilized after sunset if the golf cart is equipped with original equipment headlights, taillights, and rear-facing brake lights. said lights are used to ensure visibility; (2) allow the use of Motorized Golf Carts during the annual Milaca parade and community events without requiring a permit, and used with lesser restrictions so long as used only by event organizers and volunteers; and (3) requiring any operator of a Motorized Golf Cart to have a valid Minnesota driver's license in their possession at all times of operation.

§___.02 TITLE VII (TRAFFIC CODE) CHAPTER 73 (RECREATIONAL VEHICLES) OF THE CITY OF MILACA CODE OF ORDINANCES IS HEREBY AMENDED TO READ:

§ 73.20 · USE ON CITY STREETS AUTHORIZED.

(A) The state legislature has authorized the use of motorized golf carts on city streets, and the City Council finds there are persons within the city who would benefit from this use.

(B) The use of these motorized carts is hereby authorized subject to the conditions set forth in the code of ordinances and state law.

§ 73.21 STATE STATUTE ADOPTED BY REFERENCE.

The provisions of M.S. §§ 169.045 and 169.522, as amended, are hereby incorporated into this code by reference as if set out in full herein.

§ 73.22 PERMIT REQUIRED.

Only persons who have a valid permit issued by the city under the conditions in§ 73.27 may operate a cart on any city street. Any person operating a golf cart shall have a valid Minnesota driver's license in their possession, at all times of operation.

§ 73.23 RESTRICTED STREETS; EXCEPTIONS.

(A)

(1) Motorized golf carts may be operated on city streets except those listed in Chapter 74, Schedule V.

(2) Restricted streets may be crossed only as provided in Chapter 74, Schedule V, or if crossings are not listed therein, may be crossed only at intersections in the most direct available route.

(3) Motorized golf carts shall not be operated in any public park except on driving surfaces.

(4) Motorized golf carts utilized during the City of Milaca annual parade and community events are not required to have a permit and are not subject to the above restrictions. However, such motorized golf carts may be utilized only by event organizers and volunteers and may only be used during such events in locations of such events.

(5) Individuals who are camping in the City of Milaca, pursuant to a 3-day camping permit, may utilize golf carts without obtaining a golf cart permit. The operation of the golf cart must otherwise comply with all other terms of this ordinance.

(B)

(1) When a person holding a valid permit resides on a restricted street or highway, the permit holder may use the most direct route available to reach an authorized route from that residence, but shall not operate the cart on any other street restricted as a cart route.

(2) If a person's destination is located on a restricted street or highway, the permit holder must park his or her cart on a permitted route and then walk or provide other legally permitted transportation to the destination.

§ 73.24 OPERATION; VISIBILITY REQUIREMENT.

Motorized golf carts may only be operated on permitted routes from sunrise to sunset unless the golf cart is equipped with original equipment headlights, taillights, and rear-facing brake lights. A golf cart may be operated after sunset if the golf cart is equipped with fully functioning original equipment headlights, taillights, and rear-facing brake lights. They shall be operated as reasonably close to the right side of the road as safety will permit. They shall not be operated in inclement weather or when visibility is impaired by weather, smoke, fog, or other conditions, or at any time when there is insufficient light to clearly see persons in vehicles on the roadway at a distance of 500 feet.

§ 73.25 SLOW MOVING VEHICLE EMBLEM.

Motorized golf carts shall display the slow moving vehicle emblem provided for in M.S. § 169.522, as amended from time to time, when operated on any city street.

§ 73.26 OPERATOR RIGHTS AND DUTIES; TRAFFIC REGULATIONS APPLY.

Every person operating a motorized golf cart under permit on permitted routes has all of the rights and duties applicable to the driver of any other motor vehicle under the provisions of M.S. Chapter 169,

§ 73.27 PERMIT REQUIREMENTS.

(A) Each person desiring a permit for the operation of a motorized golf cart must be 18 years of age and submit an application provided by the city accompanied by an application fee as established by the City Council by resolution.

(B) Each application shall show evidence of the name and address of the applicant, evidence of insurance which meets the requirements of M.S. § 65B.48(5), as amended from time to time, and other information as the city may require.

(C) Each permit must be renewed annually and each renewal must meet the requirements set forth in this section.

(D) A permit may be revoked at any time if it is shown the permittee cannot safely operate the motorized golf cart on the designated routes or if the person has had a valid driver's license suspended,

(E) Each person desiring a permit for the operation of a motorized golf cart shall show proof of a valid driver's license, or the permit shall be denied.

§ 73.28 DISCLAIMER.

Nothing in this subchapter shall be construed as an assumption of liability by the city for any injuries to persons or property which may result from the operation of a motorized golf cart by a permit holder or the failure by the city to revoke a permit.

§ 73.29 VIOLATION.

Any person violating any of the provisions of this subchapter shall be guilty of a misdemeanor.

§ 73.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99

(B) Any person violating the terms of§§ 73.01 - 73.09 shall be guilty of a misdemeanor and, upon conviction thereof, be penalize by up to 90 days in jail and/or a fine in the amount of $1,000.

§____.03 PENALTIES.

Any person convicted of violating any provision of this chapter shall be guilty of a misdemeanor.

Adopted by the City Council of the City of Milaca this 18th day of July, 2019.

_____
Mayor Harold Pedersen

ATTEST:

_____
Tammy Pfaff, City Manager

RESOLUTION NO. 19-33

RESOLUTION TO APPROVE AUTHORIZATION TO SUMMARIZE ORDINANCE #451 FOR PUBLICATION PURPOSES

WHEREAS per MN Statute #331A.01 Subd 10, the City of Milaca City Council Ordinance #451 entitled Ordinance Amending Title VII (Traffic Code) Chapter 73 (Recreational Vehicles) Sections 73.20-73.99 may be summarized due to the length of this Ordinance. Summary of publication attached.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILACA, MINNESOTA that upon four-fifths approval, Ordinance #451 will be published as a summary as per attached.

Passed by the City Council of Milaca, Minnesota this 18th day of July, 2019.

_____

Mayor Harold Pedersen

Attest:

_____

Tammy Pfaff, City Manager

City of Milaca
Ordinance No. 451
Amending Chapter 73 Recreational Vehicles Sections 73.20-73.99 Motorized Golf Carts

This is a summary of the Ordinance changes passed on July 18, 2019. The full text of the Ordinance is available for inspection during regular city hall hours, or at the city's website www.cityofmilaca.org under Ordinances.

ORDINANCE NO. 451
AN ORDINANCE AMENDING TITLE VII (TRAFFIC CODE) CHAPTER 73 (RECREATIONAL VEHICLES) SECTIONS 73.20-73.99 OF THE CITY OF MILACA CODE OF ORDINANCES

THE CITY COUNCIL OF THE CITY OF MILACA, MINNESOTA DOES ORDAIN AS FOLLOWS:

§ 73.19 INTENT
It is the intent of the City of Milaca to amend the below ordinance to allow (1) allow for Motorized Golf Carts to be utilized after sunset if the golf cart is equipped with original equipment headlights, taillights, and rear-facing brake lights. said lights are used to ensure visibility; (2) allow the use of Motorized Golf Carts during the annual Milaca parade and community events without requiring a permit, and used with lesser restrictions so long as used only by event organizers and volunteers; and (3) requiring any operator of a Motorized Golf Cart to have a valid Minnesota driver's license in their possession at all times of operation.

73.20 USE ON CITY STREETS AUTHORIZED
73.21 STATE STATUTE ADOPTED BY REFERENCE
73.22 PERMIT REQUIRED: ADDED: Any person operating a golf cart shall have a valid Minnesota driver's license in their possession, at all times of operation.
73.23 RESTRICTED STREETS; EXCEPTIONS
ADDED: A (4) _Motorized golf carts utilized during the City of Milaca annual parade and community events are not required to have a permit and are not subject to the above restrictions. However, such motorized golf carts may be utilized only by event organizers and volunteers and may only be used during such events in locations of such events.

(5) Individuals who are camping in the City of Milaca, pursuant to a 3-day camping permit, may utilize golf carts without obtaining a golf cart permit. The operation of the golf cart must otherwise comply with all other terms of this ordinance.

73.24 OPERATION; VISIBILITY REQUIREMENT: ADDED: unless the golf cart is equipped with original equipment headlights, taillights, and rear-facing brake lights. A golf cart may be operated after sunset if the golf cart is equipped with fully functioning original equipment headlights, taillights, and rear-facing brake lights.

73.25 SLOW MOVING VEHICLE EMBLEM

73.26 OPERATOR RIGHTS AND DUTIES; TRAFFIC REGULATIONS APPLY
73.27 PERMIT REQUIREMENTS
73.28 DISCLAIMER
73.29 VIOLATION
73.99 PENALTY

Adopted by the City Council of the City of Milaca this 18th day of July, 2019.

_____
Mayor Harold Pedersen

ATTEST:

_____
Tammy Pfaff, City Manager

ORDINANCE NO. 452
AN ORDINANCE AMENDING TITLE VII (TRAFFIC CODE) CHAPTER 73 (RECREATIONAL VEHICLES) OF THE CITY OF MILACA CODE OF ORDINANCES

Added language is indicated by underline and removed language is indicated by ~~strikethrough~~

THE CITY COUNCIL OF THE CITY OF MILACA, MINNESOTA DOES ORDAIN AS FOLLOWS:

Section
___.01 Intent
___.02 Amendment
___.03 Penalty

§ ___.01 INTENT.

It is the intent of the City of Milaca to amend the below ordinance to allow students enrolled and attending schools in the Milaca School District to travel across Rec Park on snowmobiles, from the existing snowmobile trail, solely for the purposes of arriving at school at the beginning of the school day and leaving school at the end of the school day.

§___.02 TITLE VII (TRAFFIC CODE) CHAPTER 73 (RECREATIONAL VEHICLES) OF THE CITY OF MILACA CODE OF ORDINANCES IS HEREBY AMENDED TO READ:

§ 73.01 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

OPERATE. To ride in or on and control the operation of an RMV.

OPERATOR. Every person who operates or is in actual physical control of an RMV.

OWNER. A person, other than a person with a security interest, having a property interest in or title to an RMV and entitled to the use and possession of the vehicle.

PERSON. Includes an individual, partnership, corporation, the state and its agencies and subdivisions and any body of persons, whether incorporated or not.

PUBLIC ROAD RIGHT-OF-WAY. The entire right-of-way of a public road, including the traveled portions, banks, ditches, shoulders and medians of a roadway that is not privately owned.

RECREATIONAL MOTOR VEHICLE (RMV). A self-propelled vehicle designed for travel on snow, ice or natural terrain steered by wheels, skis or runners. Snowmobiles and all-terrain vehicles (ATV) are RMVs.

REGISTER. The act of assigning a registration number to an RMV.

SNOWMOBILE TRAILS. The property designated and posted for use by RMVs.

STREET. Any public roadway, including streets, highways and alleys.

§ 73.02 INTENT.

It is the intent of this subchapter to limit the use of snowmobiles and ATVs within the city. Persons riding snowmobiles and ATVs may travel only the most direct route to travel to and from recreational trails outside the city but may hot use city streets for excursion driving.

§ 73.03 OPERATION ON STREET.

(A)

(1) All provisions of this title as to traffic regulation and parking shall apply to the operation of RMVs upon the streets and other public property of this municipality, except for those relating to required equipment and except those which by their nature have no application.

(2) All provisions of the Highway Traffic Regulations Act, M.S. Ch. 169, as it may be amended from time to time, and all ordinances of the city regulating traffic shall apply to the operation of RMVs upon streets and highways, except those which by their nature have no application.

(B) When operating an RMV upon a street, all such operation shall be at the extreme right of the street as near to the curb or shoulder thereof as practical under the circumstances.

(C) No person shall operate an RMV upon the roadway, shoulder or inside bank or slope of any trunk, county state aid or county highway in the city.

(D) An RMV may make a direct crossing of a street or highway, provided:

(1) The crossing is made at an angle of approximately 90 degrees to the direction of the highway and at a place where no obstruction prevents a quick and safe crossing;

(2) The RMV is brought to a complete stop before crossing the shoulder or main traveled way of the highway;

(3) The driver yields the right-of-way to all on-coming traffic which constitutes an immediate hazard; and/or

(4) If the crossing is made between the hours of one-half hour before sunset to one-half hour before sunrise or in conditions of reduced visibility, only if both front and rear lights are on.

~~(E) No person shall operate an RMV within the corporate limits of this municipality between the hours of 10:00p.m. and sunrise, except that occasional operation upon a public street or a city approved trail or path after said hour shall be permitted when the operator is proceeding directly to his or her home from outside the municipality.~~

~~(F)~~ (E) When two or more RMVs shall be operated together or as a group, they shall stay in single file while operating upon any street and not more than three RMVs shall proceed in any single group.

§ 73.04 UNLAWFUL OPERATION.

Unless otherwise noted, it is unlawful for any person to operate an RMV:

(A) Under any circumstances that operation of a motor vehicle in a like manner would give rise to a violation ofM.S. §§ 169A.20 et seq. (Driving While Impaired); 169A.33 et seq. (Underage Drink and Drive); 169A.35 et seq. (Open Bottle); 609.21 et seq. (Criminal Vehicular Homicide and Injury); as amended from time to time, which statutes are hereby incorporated herein by reference;

(B) At any rate of speed greater than 20 miles per hour on city streets;

(C) In a careless, reckless or negligent manner or heedlessly in disregard of the rights or safety of others, or in a manner so as to endanger, or be likely to endanger, or cause injury or damage to any person or property;

(D) So as to tow any person or thing on a public street or highway;

(E) In a manner so as to create loud, unnecessary or unusual noise so as to disturb or interfere with the peace and quiet of other persons;

(F) Unless the RMV has been registered or licensed as required by state statutes;

(G) Unless the driver is in possession of a valid driver's license (not required for snowmobile use);

(H) On airport property; and/or

(I) Without fully complying with the provisions of M.S. §§ 84.81 through 84.915, inclusive, and M.S. §§ 84.92 through 84.929, inclusive, and as may be amended from time to time, and all rules and regulations promulgated thereunder, and all other state statutes regulating such activities, which statutes and rules and regulations are hereby adopted and made a part hereof.

§ 73.05 UNLAWFUL OPERATION ON STREETS AND THE LIKE.

Except as herein permitted, it shall be unlawful for any person to operate an RMV in the city under the following circumstances:

(A) On private property without the express permission to do so by the owner and occupant of the property;

(B) On public school grounds, park property, playgrounds, winter recreational areas, golf courses, cemeteries or any other public places, except on posted "Snowmobile Trail" locations, unless the operator has the express permission by the proper public authority. The only exception to the prohibition is students enrolled and attending Milaca School District Schools may drive snowmobiles across Rec Park (directly from the Snowmobile Trail to their school) when arriving to school at the beginning of the school day and leaving school at the end of the school day.

(C) No RMV shall be operated on public sidewalks or boulevards;

(D) On the portion of any public road right-of-way used for motor vehicle travel or the roadway of a state, trunk, county state aid or county highway, except that a city street may be used only to gain access to and from those areas not restricted by this subchapter. Except where prohibited by state statutes or other provisions of this subchapter, RMVs may also be operated upon the ditch bottom or outside of trunk, county state aid and county highways where such highways lie within the corporate limits of the city;

(E) No RMV shall enter any intersection without yielding the right-of-way to any vehicles or pedestrians at the intersection or so close to the intersection as to constitute an immediate hazard;

(F) The operator of an RMV shall make every effort to be visible to oncoming traffic from any direction.

(G) Only the operator of the RMV shall be on the vehicle. No RMV shall be operated with any additional passengers except, as provided by state statutes, a parent or guardian may operate an ATV carrying one passenger who is under 16 years of age and who wears a safety helmet approved by the Minnesota Commissioner of Public Safety,

§ 73.06 EQUIPMENT.

No RMV shall be operated within the city unless it shall have the following equipment:

(A) Mufflers which are properly attached, which are in good working order and which blends the exhaust noise into the overall RMV noise, is in constant operation to prevent excessive or unusual noise as is required by law and the rules and regulations of the state pertaining thereto, and no person shall use a muffler cut-out, by-pass, straight pipe or any similar device on a snowmobile;

(B) At least one headlamp, one tail lamp, each a minimum candle power as prescribed by regulations of the state, reflector material of a minimum area of 16 square inches mounted on each side forward of the handlebars;

(C) Brakes adequate to control the movement of and to stop and hold the RMV under any condition of operation; and

(D) A safety or so-called "dead-man" throttle in operating condition; a SAFETY or DEAD-MAN THROTTLE is defined as a device which, when pressure is removed from the accelerator or throttle, causes the RMV to come to a stop.

§ 73.07 AGE RESTRICTIONS.

No person shall operate an RMV in violation of the age requirements established by state statutes.

§ 73.08 EMERGENCY OPERATION.

Notwithstanding any prohibitions in this subchapter, an RMV may be operated on a public thoroughfare in an emergency during the periods of time when, and at all locations where, snow upon the roadway renders travel by automobile impractical.

§ 73.09 ORGANIZED RMV EVENTS.

In accordance with M.S. § 84.87, subd. la., as it may be amended from time to time, and M.S. § 84.87, subd. 3, nothing in this subchapter shall prohibit the use ofRMVs within the city in organized events or contests, provided the organized events or contests are conducted as hereinafter set forth.

(A) Authorization. Any incorporated veterans' organization and/or club, incorporated religious corporation or non-profit corporations may organize and conduct within the incorporated limits of the city an organized RMV event or RMV contest, provided the organization shall first apply to the city for and obtain a permit authorizing such organized RMV event or RMV contest.

(B) Term. The permits issued for said organized RMV event or contest may be for one, two, but not more than three consecutive days.

(C) Permit required. No organized RMV event or RMV contest shall be conducted within the city unless the sponsoring organization shall have first obtained from the city a permit therefore as provided herein, which the organizing corporation shall comply with all terms and conditions of this subchapter and of the permit issued pursuant hereto.

(D) Application. Any corporation as herein defined desiring to obtain a permit to give or hold or conduct an organized RMV event or RMV contest shall make verified application to City Hall upon blanks to be furnished by the City Manager. The application shall set forth in reasonable

detail the dates, hours, place or places, description of event or contest to be conducted, description of security facilities and personnel, if any, and information as the Chief of Police of the city may thereafter demand. The application shall also be accompanied by acceptable documentary evidence that the applicant has or will have in force public liability insurance which will protect both the city and all members of the public who might attend the organized event and which insurance shall be in a minimum of $600,000. The applicant shall pay to the city at the time of application a fee in an amount as the Council of this city shall set from time to time hereafter. The Chief of Police shall thereupon investigate the applying organization, the application for permit and all related fact-statements made therein and make a report to the City Council recommending either issuance or rejection of the application for permit.

(E) Issuance of permit. The Manager of this city, upon approval by the City Council, may issue a permit authorizing the applicant to organize and conduct such RMV organized event or RMV contest within the city for a period not to exceed three consecutive days.

(1) The Manager is hereby authorized, upon recommendation of the Chief of Police, to suspend and/or alter and change existing city ordinance and regulations regulating the operation of snowmobiles within the city so as to permit the operation thereof, under different terms and conditions, in said RMV organized events.

(2) The Manager may authorize operating a RMV during said organized RMV event on any public property and/or city-owned property, and further, may establish minimum required safety regulations and provisions to govern the operation of RMV during such RMV organized events.

(a) These regulations and provisions may include authorizing persons 12 years of age or older to so operate, providing that each such snowmobile operator shall have in his or her immediate possession a valid state snowmobile safety certificate.

(b) The said terms, regulations and provisions may also require the wearing by all RMV operators at all times of state-approved safety helmets.

§____.03 PENALTIES.

Any person convicted of violating any provision of this chapter shall be guilty of a misdemeanor.

Adopted by the City Council of the City of Milaca this ____day of _____, 2019.

_____
Harold Pedersen, Mayor

ATTEST:

_____
Tammy Pfaff, City Manager

RESOLUTION NO. 19-34

RESOLUTION TO APPROVE AUTHORIZATION TO SUMMARIZE ORDINANCE #452 FOR PUBLICATION PURPOSES

WHEREAS per MN Statute #331A.01 Subd 10, the City of Milaca City Council Ordinance #452 entitled Ordinance Amending Title VII (Traffic Code) Chapter 73 (Recreational Vehicles) may be summarized due to the length of this Ordinance. Summary of publication attached.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILACA, MINNESOTA that upon four-fifths approval, Ordinance #452 will be published as a summary as per attached.

Passed by the City Council of Milaca, Minnesota this 18th day of July, 2019.

_____

Mayor Harold Pedersen

Attest:

_____

Tammy Pfaff, City Manager

City of Milaca
Ordinance No. 452
Amending Chapter 73 Recreational Vehicles

This is a summary of the Ordinance changes passed on July 18, 2019. The full text of the Ordinance is available for inspection during regular city hall hours, or at the city's website www.cityofmilaca.org under Ordinances.

ORDINANCE NO. 452
AN ORDINANCE AMENDING TITLE VII (TRAFFIC CODE) CHAPTER 73 (RECREATIONAL VEHICLES) OF THE CITY OF MILACA CODE OF ORDINANCES

THE CITY COUNCIL OF THE CITY OF MILACA, MINNESOTA DOES ORDAIN AS FOLLOWS:

§ 73.01 DEFINITIONS

§ 73.02 INTENT
It is the intent of the City of Milaca to amend the below ordinance to allow students enrolled and attending schools in the Milaca School District to travel across Rec Park on snowmobiles, from the existing snowmobile trail, solely for the purposes of arriving at school at the beginning of the school day and leaving school at the end of the school day.

§ 73.03 OPERATION ON STREET

§ 73.04 UNLAWFUL OPERATION

§ 73.05 UNLAWFUL OPERATION ON STREETS AND THE LIKE

§ 73.06 EQUIPMENT

§ 73.07 AGE RESTRICTIONS

§ 73.08 EMERGENCY OPERATION

§ 73.09 ORGANIZED RMV EVENTS

Any person convicted of violating any provision of this chapter shall be guilty of a misdemeanor.

Adopted by the City Council of the City of Milaca this 18th day of July, 2019.

_____
Mayor Harold Pedersen

ATTEST:

_____
Tammy Pfaff, City Manager

ORDINANCE NO. 453
AN ORDINANCE AMENDING TITLE XV (LAND USAGE) CHAPTER 156 (ZONING) OF THE CITY OF MILACA CODE OF ORDINANCES

FIRST READING

Added language is indicated by highlighted in red and removed language is indicated by ~~strikethrough~~

THE CITY COUNCIL OF THE CITY OF MILACA, MINNESOTA DOES ORDAIN AMENDMENT TO THE ZONING ORDINANCE AS FOLLOWS:

INTENT -It is the intent of the City of Milaca to amend the following zoning ordinance to regulate changes in state building codes and general development standards in multiple areas of the zoning ordinance as identified in the following sections;

Section 156.036 R-2, ONE AND TWO FAMILY RESIDENTIAL MEDIUM DENSITY.
Section 156.037 R-3, MULTIPLE FAMILY RESIDENTIAL HIGH DENSITY DISTRICT.
Section 156.038 B-1, CENTRAL BUSINESS DISTRICT.
Section 156.039 B-2, GENERAL BUSINESS DISTRICT.
Section 156.040 B-4, BUSINESS DISTRICT.
Section 156.041 HG-1, HEALTH CARE AND GOVERNMENT BUILDING DISTRICT.
Section 156.042 I-1 LIGHT INDUSTRIAL DISTRICT.
Section 156.056 YARD REQUIREMENTS.
Section 156.057 ACCESSORY BUILDINGS, STRUCTURES, AND USES.
Section 156.058 HOME OCCUPATIONS.
Section 156.059 RESIDENTIAL FENCE REGULATIONS.
Section 156.060 BUILDING SIZE REGULATIONS.
Section 156.061 HEIGHT REQUIREMENTS.
Section 156.078 SITE DESIGN STANDARDS.
Section 156.083 STALL, AISLE, AND DRIVEWAY DESIGN.
Section 156.084 NUMBER OF REQUIRED SPACES.
Section 156.102 STORAGE STANDARDS.
Section 156.104 ROADSIDE STANDARDS; SETBACKS AND SIGNS.
Section 156.111 DEMOLITION; SOLID WASTE REMOVAL.
Section 156.115 SEWAGE DISPOSAL.
Section 156.131 SIGN PERMIT REQUIRED.
Section 156.132 SIGNS PERMITTED WITHOUT PERMIT.
Section 156.133 NON-BILLBOARD SIGNS PERMITED WITHOUT A PERMIT.
Section 156.134 HOME OCCUPATION SIGNS; PERMIT.
Section 156.135 BILLBOARDS IN B-1 AND B-2 DISTRICTS.

As defined in the attached amendments.

§ 156.036 R-2, ONE AND TWO FAMILY RESIDENTIAL MEDIUM DENSITY DISTRICT.

(E) *Uses requiring a conditional use permit.*

(d) Each unit shall meet the minimum health and safety requirements as provided for in the MN State Building Code & MN State Fire Code ~~Uniform Building Code and state Fire Code~~;

§ 156.037 R-3, MULTIPLE FAMILY RESIDENTIAL HIGH DENSITY DISTRICT.

(B) *Minimum requirements.*

Requirement	*Condition*	*Type of Dwelling*	*Dimension*
Building, area			See table in § 156.060
Building height, maximum			3 stories or 35 ft., whichever is the lesser
Lot, minimum area		Two family residence	10,000 sq. ft.
		Townhouse	4,000 sq. ft. per unit
	Multiple family structure	Efficiency	2,000 sq. ft.
	Multiple family structure	One bedroom	2,000 sq. ft.
	Multiple family structure	Two or more bedrooms	3,000 sq. ft.
Lot, minimum width	From structures with more than one dwelling		100 ft.
Front yard, minimum			30 ft.
Rear yard, minimum			25 ft. or 25% of lot depth, whichever is the lesser
Side yard, minimum	Interior lot		15 ft. ~~plus one~~
	Corner lot		30 ft.

(C) *Permitted principal uses.*

(12) Conversions of single family units into multi-family dwellings, provided that:

(d) Constructed to the MN State Building Code

§ 156.038 B-1, CENTRAL BUSINESS DISTRICT.

(D) Permitted principal uses:
(16) Brew Pubs
(45) Massage Therapy not regulated by the Adult Use Ordinance

§ 156.039 B-2, GENERAL BUSINESS DISTRICT.

(C) *Minimum requirements.*

Requirement	*Conditions*	*Dimension*
Building area		No minimum
Building height		35 ft.
Lot, minimum area	Public sewer	6,000 sq. ft.
	On-site sewer	43,500 sq. ft.
Lot, minimum width	Public sewer	80 ft.
	On-site sewer	150 ft.
Front yard, minimum		25 ft. or conformance to existing setback in block
Rear yard, minimum		~~25 ft.~~ 10ft.
Side yard, minimum	Interior lot	10 ft.
	Buildings exceeding two stories	10 ft.
	Corner lot	20 ft.

§ 156.040 B-4, BUSINESS DISTRICT.

(A) *Purpose.* This Business District is established for areas to be used for the rental of lots for manufactured homes that do not meet the requirements of the residential districts.

(C) *Minimum requirements.*

Requirement	*Condition*	*Dimension*
Lot, minimum area		7,200 sq. ft.

Yard, minimum (front, side, and rear)	Inside the district	10 ft.
		30 ft. from adjacent district

All manufactured homes placed must have permanent footings and foundations or be placed on an engineered slab.

~~(F) *Uses requiring conditional use permit.* Travel trailers.~~

§ 156.041 HG-1, HEALTH CARE AND GOVERNMENT BUILDING DISTRICT.

Permitted principal uses.

(7) Assisted Living

§ 156.042 I-1, LIGHT INDUSTRIAL DISTRICT.

(C) *Minimum requirements.*

Requirement	*Conditions*	*Dimension*
Lot, minimum area	Public sewer	20,000 sq. ft.
	On-site sewer	2 acres
Lot, minimum width		150 ft.
Front yard, minimum		30 ft.
Side yard, minimum	Interior lots	10 ft.
	Corner lots	20 ft.
	Adjacent to residential zoned lot	20 ft. with a vegetative buffer or fence of not less than 8 ft. in height

Rear yard, minimum 10 ft.

Adjacent to residential 10 ft. with a vegetative buffer or fence not less than 8 ft. in height

(D) *Permitted principal uses.*

(1) Airport & Hangers

(49) Vehicle Repair

(E) *Permitted accessory uses.*

(1) Buildings and structures for a use accessory to the principal use;

(a) Cargo boxes, cannot be stacked and cannot be more than 10% of the principle building in area

§ 156.056 YARD REQUIREMENTS.

(E) In any district, where existing structures within a block have front yard setbacks different than those required, the front yard minimum shall be the average of the adjacent structures. ~~In no case shall the minimum setback be less than 20 feet from the right-of-way line of minor streets and 100 feet from the center line of major thoroughfares.~~

§ 156.057 ACCESSORY BUILDINGS, STRUCTURES, AND USES.

(C) (1) No detached accessory building shall be located in the front yard.

(2) A detached garage or utility building shall meet the following requirements:

(D) The architectural design and appearance of all buildings in the residential zone ~~and structures shall be consistent with surrounding buildings and structures.~~ must have residential type siding as determined by Zoning Administrator

(1) No tarp like structures allowed.

(2) No corrugated metal

§ 156.058 HOME OCCUPATIONS.

(C) Offices, ~~clinics~~, barber shops, beauty parlors, dress shops~~, animal hospitals~~ and ~~kennels~~, music and dance schools, or similar uses, shall require conditional use permits.

§ 156.059 RESIDENTIAL FENCE REGULATIONS.

(A) *Permit required.* No fence or wall shall be erected or altered in any yard without a fence ~~building~~ permit.

§ 156.060 BUILDING SIZE REGULATIONS.

(3) In no event shall off-street parking space, structures of any type, buildings, or other features cover more than 60% of the lot area resulting in less than 40% landscaped in residentially zoned properties ~~less than 11,000 square feet~~.

§ 156.061 HEIGHT REQUIREMENTS.

(B) Height limitations shall not be applied to the following structures: church spires; belfries, cupolas, and domes which do not contain usable space; monuments; water, fire, and hose towers; observation towers; flag poles; chimneys; antennas; parapet walls extending not more than three feet above the limiting height of the

building; cooling towers; and farm silos provided they do not interfere with airport requirements.

OFF-STREET PARKING AND LOADING REQUIREMENTS

§ 156.078 SITE DESIGN STANDARDS.

The plan for off-street parking shall meet the following site design standards:

(A) All areas devoted for parking space, drive-thru's and driveways shall be surfaced with asphalt or concrete or a material approved by the Zoning Administrator, this does not include recycled asphalt or recycled concrete. ~~materials suitable to control dust and drainage as determined by the Planning Commission and City Council~~. All parking areas shall be designed to control surface runoff to adjacent properties either with curbing or grading techniques.

Exception: When residential driveway connects with a unpaved road or alley, the driveway will not have to be paved or cemented.

(G) (1) There shall be no maximum width of single-family residential driveways, provided all other lot coverage requirements are met.

~~(2) A duplex property, where driveways are side-by-side, shall have a maximum width of 50 feet at the street right-of-way.~~

§ 156.083 STALL, AISLE, AND DRIVEWAY DESIGN.

(A) Except single family, two family, and townhouse parking areas shall be designed so that circulation between parking aisles or driveways occurs within the designated parking lot and does not depend upon a public street or alley, and the design does not require backing into the public street.

(E) All property shall be entitled to at least one curb cut. ~~Single family uses shall be limited to one curb cut access per property.~~

§ 156.084 NUMBER OF REQUIRED SPACES.

Car wash, automatic drive through	~~10 spaces~~ 5 stacking spaces
Church, theater, auditorium, or gymnasium	1 space each for each 4 seats of main assembly hall as determined by the MN State Building Code
Schools Elementary or Jr High school	~~As required by the State Department of Education~~ 1.5 spaces for each classroom, plus 1 space for every 75 sq. ft. of assemble are in an auditorium, plus 1 bus loading space for each 100 students or portion thereof.
High School	5 spaces for each classroom, plus 1 space for each 75 sq. ft. in

	assemble rooms and auditoriums, plus 1 bus loading space for each 100 students or portion thereof.

GENERAL DEVELOPMENT STANDARDS

§ 156.102 STORAGE STANDARDS.

(A) *Exterior storage.* All materials and equipment shall be stored within a building or fully screened so they will not be visible from adjoining properties, except for the following: laundry drying and currently licensed recreational equipment, construction and landscaping materials and equipment currently being used on the premises, agricultural equipment and materials if these are uses or otherwise regulated herein. Currently licensed boats, currently licensed unoccupied recreational vehicles and currently licensed fish houses are permissible if stored in the rear yard not less than five feet distant from any property line. Existing uses shall comply with this provision within 12 months following enactment of this chapter.

(C) No RV's, campers, travel trailers, motor homes, tents, fish houses or other recreational vehicles may be occupied or hooked up to utilities in any zoning district for more than 5 days in a 30 day time frame except in a designated camp ground areas.

§ 156.104 ROADSIDE STANDARDS; SETBACKS AND SIGNS.

~~(A) All roadside service and business establishments shall be set back at least 60 feet from the right- of-way line of any state highway, and at least 60 feet from the right-of-way line of any county or county-state aid highway and 40 feet from any township highway, except as permitted by other sections of this chapter.~~

§ 156.111 DEMOLITION; SOLID WASTE REMOVAL.

Materials from the demolition of structures in the city shall not be buried in the city. The foundation walls, foundations and footings must be removed from the site of the demolished building.

§ 156.115 SEWAGE DISPOSAL.

(B) Where applicable, private septic tanks or soil absorption systems may be utilized in accordance with the following:

(4) Alternative methods of sewage disposal such as holding tanks, privies, or electric or gas incinerators may be allowed only where municipal sewer is not available provided they meet the standards and regulations of the State Pollution Control Agency and State Department of Health.

SIGNS AND BILLBOARDS

§ 156.131 ~~BUILDING~~ SIGN PERMIT REQUIRED.

A ~~building~~ sign permit is necessary prior to the installation or remodeling of any sign, except those signs set forth in § 156.132 below. Application for a permit shall be submitted on a form to be provided by the City Building Inspector. All permit applications shall be accompanied by payment of a sign permit fee to the city in an amount designated in Chapter 34 of this code, which fee is in addition to any required building permit fee. The City Council may from time to time change the amount of the sign permit fee.

§ 156.132 SIGNS PERMITTED WITHOUT PERMIT.

(D) In residential areas, one sign per single lot advertising a garage sale ~~or home sale~~ is permitted if the sign meets the following qualifications:

(3) The sign must be removed within ~~48~~ 72 hours of the time when it is erected;

(5) In addition, no ~~home~~ garage sale sign shall be permitted to be publicly displayed more than one consecutive ~~48~~- 72hour period during any consecutive four-month period

(I) In B- 1, B-2 or I-1, temporary banners including and up to 3 feather flag banners are permitted which shall not exceed a total of 120 square feet in size, shall be secured in a manner so as to not flap nor flutter nor cause audible noise, and shall not be in place, whether in the initial placement and/or a changed placement on the premises, for more than 90 days per consecutive 12-month period.

§ 156.133 NON-BILLBOARD SIGNS PERMITTED WITH A PERMIT.

(B) Except in areas zoned R-1, R-2, and R-3, business signs shall be permitted if they meet the following requirements:

(4) Signs shall not extend beyond the side edge or the roof of the building.

§ 156.134 HOME OCCUPATION SIGNS; PERMIT.

(E) Only permitted if the property had received a CUP for a home occupancy

§ 156.135 BILLBOARDS IN B-1 AND B-2 DISTRICTS.

(A) The City Council may, in its discretion, permit the construction and existence of free-standing signs which are not permitted signs under §§ 156.132 and 156.133 and are situated/located along state Trunk Highway 169, Central Avenue (county-state aid Road 36), and state Trunk Highway 23, in areas zoned B-1 & B-2. No such signs shall be permitted in any residential (R) zoned district.

Adopted by the City Council of the City of Milaca this 18th day of July, 2019.

_____

Mayor Harold Pedersen

ATTEST:

_____

City Manager, Tammy Pfaff

RESOLUTION NO. 19-35

RESOLUTION TO APPROVE AUTHORIZATION TO SUMMARIZE ORDINANCE #453 FOR PUBLICATION PURPOSES

WHEREAS per MN Statute #331A.01 Subd 10, the City of Milaca City Council Ordinance #453 entitled Ordinance Amending Title XV Chapter 156 may be summarized due to the length of this Ordinance. Summary of publication attached.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILACA, MINNESOTA that upon four-fifths approval, Ordinance #453 will be published as a summary as per attached.

Passed by the City Council of Milaca, Minnesota this 18th day of July, 2019.

_____

Mayor Harold Pedersen

Attest:

_____

Tammy Pfaff, City Manager

City of Milaca
Ordinance No. 453
Amending Chapter 156 Zoning

This is a summary of the Ordinance changes passed on July 18, 2019. The full text of the Ordinance is available for inspection during regular city hall hours, or at the city's website www.cityofmilaca.org under Ordinances.

ORDINANCE NO. 453
AN ORDINANCE AMENDING TITLE XV (LAND USAGE) CHAPTER 156 (ZONING) OF THE CITY OF MILACA CODE OF ORDINANCES

THE CITY COUNCIL OF THE CITY OF MILACA, MINNESOTA DOES ORDAIN AS FOLLOWS:

156.036 R-2, One And Two Family Residential Medium Density District
(E) (d): Each unit shall meet the minimum health and safety requirements as provided for in the MN State Building Code & MN State Fire Code.

156.037 R-3, Multiple Family Residential High Density District
(B) Minimum requirements:
Side yard, minimum Interior Lot 15 ft.

(D) (12) (d) Constructed to the MN State Building Code

156.038 B-1 Central Business District
(D) (16) Brew Pubs
(45) Massage Therapy not regulated by the Adult Use Ordinance

156.039 B-2 General Business District
(C) Minimum requirements:
Rear yard, minimum 10 ft.

156.040 B-4 Business District
(F) All manufactured homes placed must have permanent footings and foundations or be placed on an engineered slab.

156.041 HG-1 Health Care And Government Building District
(C) (7) Assisted Living

156.042 I-1 Light Industrial District
(C) Minimum requirements

Add: Rear yard, minimum (Requirement), 10 ft (Dimension)

Adjacent to residential zoned lot (Conditions), 10 ft with a vegetative buffer or fence not less than 8 ft in height (Dimension)

(D) Permitted principal uses
(1) Airports and Hangers
(49) Vehicle Repair

(E) Permitted accessory uses
(1) (a) Cargo boxes; cannot be stacked and cannot be more than 10% of the principle building in area

156.056 Yard Requirements
(E) In any district, where existing structures within a block have front yard setbacks different than those required, the front yard minimum shall be the average of the adjacent structures.

156.057 Accessory Buildings, Structures and Uses
(C) (1) No detached accessory building shall be located in the front yard
(D) The architectural design and appearance of all buildings in the residential zone must have residential type siding as determined by Zoning Administrator
(1) No tarp like structures allowed
(2) No corrugated metal

156.058 Home Occupations
(C) Offices, barber shops, beauty parlors, dress shops, and music and dance schools, or similar uses, shall require conditional use permits

156.059 Residential Fence
(A) Permit required. No fence or wall shall be erected or altered in any yard without a fence permit.

156.060 Building Size Regulations
(3) In no event shall off-street parking space, structures of any type, buildings or other features cover more than 60% of the lot area resulting in less than 40% landscaped in residentially zoned properties.

156.061 Height Requirements
(B) Height limitations shall not be applied to the following structures: church spires; belfries, cupolas, and domes which do not contain usable space; monuments; water, fire and hose towers; observation towers; flag poles; chimneys; antennas; parapet walls extending not more than three feet above the limiting height of the building; cooling towers; and farm silos provided they do not interfere with airport requirements.

156.078 Site Design Standards
(A) All areas devoted for parking space, drive thru's and driveways shall be surfaced

with asphalt or concrete or a material approved by the Zoning Administrator, this does not include recycled asphalt or recycled concrete. All parking areas shall be designed to control surface runoff to adjacent properties either with curbing or grading techniques. EXCEPTION: When residential driveway connects with an unpaved road or alley, the driveway will not have to be paved or cemented.

156.083 Stall, Aisle and Driveway Design

(A) EXCEPT single family, two family and townhouse parking areas shall be designed so that circulation between parking aisles or driveways occurs within the designated parking lot and does not depend upon a public street or alley, and the design does not require backing into the public street.

(E) All property shall be entitled to at least one curb cut.

(G) (2) DELETED

156.084 Number of Required Spaces

Car wash, automatic drive thru	5 stacking spaces
Church, theater, auditorium or gymnasium	1 space each for each 4 seats of main assembly hall as determined by the MN State Building Code
Schools, Elementary or Jr High School	1.5 spaces for each classroom, plus 1 space for every 75 sq. ft of assemble are in an auditorium, plus 1 bus loading space for each 100 students or portion thereof.
High School	5 spaces for each classroom, plus 1 space for each 75 sq. ft. in assemble rooms and auditoriums, plus 1 bus loading space for each 100 students or portion thereof.

156.102 Storage Standards

(A) *Exterior storage*. All materials and equipment shall be stored within a building or fully screened so they will not be visible from adjoining properties, except for the following: laundry drying and currently licensed recreational equipment, construction and landscaping materials and equipment currently being used on the premises, agricultural equipment and materials if these are uses or otherwise regulated herein. Currently licensed boats, currently licensed unoccupied recreational vehicles and currently licensed fish houses are permissible if stored in the rear yard not less than five feet distant from any property line. Existing uses shall comply with this provision within 12 months following enactment of this chapter.

(C) No RV's, campers, travel trailers, motor homes, tents, fish houses or other recreational vehicles may be occupied or hooked up to utilities in any zoning district for more than 5 days in a 30 day time frame except in a designated camp ground area.

156.104 Roadside Standards; Setbacks and Signs
Paragraph (A) deleted

156.111 Demolition; Solid Waste Removal
Materials from the demolition of structures in the city shall not be buried in the city. The foundation walls, foundations and footings must be removed from the site of the demolished building.

156.115 Sewage Disposal
(B)(4) Alternative methods of sewage disposal such as holding tanks, privies, or electric or gas incinerators may be allowed only where municipal sewer is not available provided they meet the standards and regulations of the State Pollution Control Agency and State Department of Health.

Signs and billboards
156.131 Sign Permit Required.
A sign permit is necessary prior to the installation or remodeling of any sign, except those signs set forth in 156.132. Application for a permit shall be submitted on a form to be provided by the City Building Inspector. All permit applications shall be accompanied by payment of a sign permit fee to the city in an amount designated in Chapter 34 of this code, which fee is in addition to any required building permit fee. The City Council may from time to time change the amount of the sign permit fee.

156.132 Signs Permitted Without Permit.
(D) In residential areas, one sign per single lot advertising a garage sale is permitted if the sign meets the following qualifications:
(3) The sign must be removed within 72 hours of the time when it is erected;
(5) In addition, no garage sale sign shall be permitted to be publicly displayed more than one consecutive 72 hour period during any consecutive four-month period
(I) In B-1, B-2 or I-1, temporary banners including and up to 3 feather flag banners are permitted which shall not exceed a total of 120 square feet in size, shall be secured in a manner so as to not flap or flutter nor cause audible noise, and shall not be in place, whether in the initial placement and/or changed placement on the premises, for more than 90 days per consecutive 12-month period.

156.133 Non-Billboard Signs Permitted With A Permit
(B) (4) Signs shall not extend beyond the side edge or the roof of the building.

156.134 Home Occupation Signs; Permit

(E) Only permitted if the property had received a Conditional Use Permit (CUP) for a home occupancy.

156.135 Billboards in B-1 and B-2 Districts.

(A) The City Council may, in its discretion, permit the construction and existence of free-standing signs which are not permitted signs under 156.132 and 156.133 and are situated/located along State Trunk Highway 169, Central Avenue (county-state aid Road 36) and State Trunk Highway 23, in areas zoned B-1 and B-2. No such signs shall be permitted in any residential (R) zoned district.

Adopted by the City Council of the City of Milaca this 18th day of July, 2019.

_____
Mayor Harold Pedersen

ATTEST:

_____
Tammy Pfaff, City Manager

Calls for Service By Type

6/1/2019 to 6/30/2019

Type	Total
911 Hang Up	1
Accident	2
Agency Assist	23
Alarm	14
Animal	8
Assault	1
CDTP	7
Child Custody	4
Civil Issue	2
Community Contact	12
Community Contact	2
Disturbance	4
Domestic	3
Driving Complaint	2
Drugs	1
Family Services Referral	8
Fire	2
Firearms Complaint	1
Found Property	1
Fraud-Forgery-Scam	5
Funeral Escort	3
Gas Drive Off	1
Harassment Complaint	8
Icr Misc	21
Juvenile Complaint	3
Lockout	11
Medical	31
Missing Adult	2
Missing Juvenile	1
Motorist Assist	2
Noise Complaint	6
Parking Complaint	5
Property Exchange	3
Public Assist	22
Pursuit	1
Recovered Property	1
Remove Unwanted	4
Suicidal Party	3
Suspicious Activity	32
Theft	18
Threats Complaint	3
Traffic	49
Welfare Check	13
Zoning Violation	1
Grand Total	347

CITY OF MILACA

MILACA POLICE DEPARTMENT

Memo

To: Milaca City Council, Milaca City Manager Tammy Pfaff

From: Chief Todd C. Quaintance

Date: 7/12/19

Re: Trespass request

On May 27th two juvenile males were in Recreation Park and they committed an act of Criminal Damage to Property. The two juvenile males, AN and JM, were recorded on video intentionally damaging electrical services at the park. Upon further investigation both parties admitted involvement in the destruction of the City of Milaca's property. The juveniles were advised during the investigation that a trespass notice would be sent and that the City Council would eventually be asked to take action on the incident. The

It is the recommendation of the Chief of Police that we follow previous precedent and formally trespass the two juvenile males from all city parks.

ICR 19001589

Milaca Public Works

Supervisor's Report for June – July

Public Works:

- Finished discharging wastewater ponds.
- Tree trimming.
- Fixing Discharge Monitoring Reports that were done incorrectly from 2014-2016 as required by State of MN.
- Grading alleys.
- Street patching.
- Seal coating to be done this week.
- New wastewater permit being issued, currently in Public Notice phase. Phosphorus limits should be able to be met with current treatment, chemical addition will need to be addressed soon, including a boat ramp, sprayer, pontoon, and chemicals.

Parks:

- New mulch in flower beds.
- Installed wooden statue in Trimble Park.
- Poured 4 concrete pads near campsites for picnic tables to be anchored to.
- Poured concrete pad and installed new Trimble Park sign.
- Poured concrete pad and installed new information board at Rec Park.
- Cleaned up flower beds, walkway, and mulch beds at library.
- Playground equipment in Trimble to be installed early August.
- Asphalt and concrete work to begin late July.
- Estimates coming in on Gorecki building expansion.

Airport:

- Mowing
- Fly in coming up August 2nd – 4th.
- Culvert installed on new airport road (Judds Road)

KLM

$33 for Image

Milaca Economic Development Commission

June 24, 2019 meeting 7:30 AM City Hall

Call Meeting to order

Secretary's Report

Old Business

Cointainer Industrial Park Lot

Kwik Trip

New Business

Pearson Property

Brew Pub

Community Venture Network - Friday August 9, 2019

Other

Adjourn

Next meeting date Monday, July 22, 2019

RAHM EXCAVATING

15340 145th St.

Foreston, MN 56330

Cell: (320)282-8253

Fax: (320)294-3212

billrahm@rocketmail.com

Bid For:

City of Milaca

Milaca, MN

Date	Description	Price
July 2019	Remove concrete floor and footings 71,500 sq. ft.	$78,000.00
	Haul in fill to bring site up to grade	$45,000.00
	Does not include parking lot	
	Total	$123,000.00

Thank you for requesting this bid. We look forward to assisting you with your project!

320.983.6467 or 320.983.3912
7454 140th Street
Milaca, MN 56353

July 24, 2018

City of Milaca
Attn: Gary

RE: CoinTainer

Estimate includes:

Demo and dispose of approximately 71,500 sq. ft. of slab, sidewalk, loading dock, driveway concrete and footings

Estimate $24,375.00

BUILDING INSPECTION SERVICES AGREEMENT BETWEEN
THE CITY OF MORA AND THE BRAHAM-MILACA JOINT POWERS AGENCY

THIS AGREEMENT is made this 18th day of July, 2019 by and between the City of Mora and the Braham-Milaca Joint Powers Agency, both Minnesota Municipal Corporations pursuant to Minnesota Statutes 471.59 and 16B.65.

1. SCOPE OF THE AGREEMENT. The City of Mora agrees to provide building inspection services to the City of Milaca and the Braham-Milaca Joint Powers Agency agrees to provide building inspection services to the City of Mora, upon the request of the respective Building Official or designee, in accordance with the Minnesota State Building Code and any applicable city ordinances and Minnesota statutes.

2. TERM OF AGREEMENT. This Agreement shall commence on the date upon which it is approved and duly executed by both Parties (hereinafter "effective date") and shall automatically renew on the anniversary of the effective date each year until one of the Parties provides the other with a sixty (60) day written notice to terminate said agreement.

3. ADDITIONAL WORK UNDER THE AGREEMENT. The Parties will provide additional work, not involving building permits, on such matters as the evaluation of dilapidated buildings and matters similar in nature, and will prepare reports for the enforcement thereof, and will provide any other investigations or inspections deemed necessary in order to protect the health, safety and welfare of the City of Mora and/or City of Milaca. The City of Mora shall make the request for additional work to the Braham-Milaca Joint Powers Agency Building Official, and the City of Milaca shall make the request for additional work to the City of Mora Community Development Director.

4. KEEPING OF RECORDS. All notes, photographs, records and memoranda of inspections performed by the Parties under this Agreement, together with any other information deemed necessary by either Party, shall be the property of the respective city.

5. STAFF AND SUPERVISION. Both Parties agree to provide a State of Minnesota certified Building Official or Building Inspector at all times. The Parties agree that the City of Mora Building Official is in full control of the manner in which work is accomplished in Mora, and the Braham-Milaca Joint Powers Agency is in full control of the manner in which the work is accomplished in Milaca. The City of Mora Building Official will not receive any pay or benefits directly from the City of Milaca, nor will the Braham-Milaca Joint Powers Agency Building Official receive any pay or benefits directly from the City of Mora.

6. COMPENSATION. The price for all work under this Agreement shall be forty dollars ($40) per hour for the remainder of 2019, and may be adjusted on an annual basis thereafter by providing the other Party with a sixty (60) day written notice. The hourly rate shall take into consideration wages, benefits, liability and worker's compensation insurance, a factored vehicle rate, and any administrative charge. These charges will be outlined as part of the hourly rate and may include half (½) hour increments with a minimum of two (2) hours charged per trip and may include travel time.

7. BILLING. Each Party will present a detailed invoice to the other Party on a monthly basis for services rendered. The invoice shall be generated within thirty (30) days after the end of the month, and both Parties agree to pay within thirty (30) days of the receipt of the invoice.

8. INSURANCE AND LIABILITY. Each Party agrees to assume sole liability for any negligent acts of its employees and their designees while performing the assigned duties within the jurisdiction of each city. Each city agrees to indemnify, defend, and hold harmless the other from any claims, causes of action, damages, loss, cost or expenses, including reasonable attorney's fees resulting from or related to the actions of each city, its officers, agents or employees in the execution of the duties outlined in this Agreement.

9. MISCELLANEOUS.

   a. WAIVER. The waiver by either Party of any breach of any terms of this Agreement shall not be deemed a waiver of any prior or subsequent breach of the same term or any other term of this Agreement.

   b. HEADINGS. The headings in this Agreement are for convenience in reference and are not intended to define or limit the scope of any provision of this Agreement.

   c. ENTIRE AGREEMENT. This Agreement represents the entire agreement between the Parties. This Agreement may only be modified if done in writing and executed by both Parties.

   d. SEVERABILITY. If any part of this Agreement shall be held invalid, it shall not affect the validity of the remaining parts of this Agreement, provided that such invalidity does not materially prejudice either Party under the remaining parts of this Agreement.

   e. GOVERNING LAW. This Agreement shall be governed by Minnesota Law.

   f. RELATIONSHIP OF PARTIES. Nothing contained in this Agreement shall be deemed to create a partnership, association, or joint venture between the Parties.

   g. NOTICE. Any notice required under this Agreement shall be in writing and delivered in person or by mailed by first class U.S. Mail, postage prepaid, and addressed as follows:

City of Mora	Braham-Milaca Joint Powers Agency
Attn: Community Development Director	Attn: Building Official
101 Lake Street S.	255 1st Street E.
Mora, MN 55051	Milaca, MN 56353

This joint and cooperative Agreement with the Braham-Milaca Joint Powers Agency was duly approved by the City Council of the City of Mora on the 16th day of July, 2019.

CITY OF MORA

By: Alan Skramstad
Its Mayor

By: Lindy Crawford
Its City Administrator

This joint and cooperative Agreement with the City of Mora was duly approved by the City Council of the City of Milaca on the 18th day of July, 2019.

CITY OF MILACA

By: Harold Pedersen
Its Mayor

By: Tammy Pfaff
Its City Manager

SCANNED
19-2122

CITY OF MILACA
255 1st St E
MILACA MN 56353

320-983-3141
320-983-3142 FAX
www.cityofmilaca.org

PLEASE CHECK **ONE** OF THE FOLLOWING THAT BEST DESCRIBES YOUR APPLICATION:

☒ **Peddler Application**: A person who goes from house-to-house, door-to-door, business-to-business, street-to-street, or any other type of place-to-place, for the purpose of offering for sale, displaying or exposing for sale, selling or attempting to sell, and delivering immediately upon sale, the goods, wares, products, merchandise or other personal property that the person is carrying or otherwise transporting. The term *PEDDLER* shall mean the same as the term *HAWKER*. **Fee of $50.00 per applicant**

☐ **Solicitor Application:** A person who goes from house-to-house, door-to-door, business-to-business, street-to-street, or any other type of place-to-place, for the purpose of obtaining or attempting to obtain orders for goods, wares, products, merchandise, other personal property, or services, of which he or she may be carrying or transporting samples, or that may be described in a catalog or by other means, and for which delivery or performance shall occur at a later time. The absence of samples or catalogs shall not remove a person from the scope of this provision if the actual purpose of the person's activity is to obtain or attempt to obtain orders as discussed above. The term shall mean the same as the term *CANVASSER*. **Fee of $50.00 per applicant**

☐ **Transient Merchant Application:** A person who temporarily sets up business out of a vehicle, trailer, boxcar, tent, other portable shelter, or empty storefront for the purpose of exposing or displaying for sale, selling or attempting to sell, and delivering, goods, wares, products, merchandise, or other personal property and who does not remain or intend to remain in any one location for more than 14 consecutive days. **Fee of $50.00 per applicant**

NAME OF APPLICANT: ANNA — KOROTKOVA
FIRST — FULL MIDDLE — LAST

OTHER OFFICIAL NAMES USED BY APPLICANT: _____

PERMANENT ADDRESS: DZILNAS 15-81 RIGA LATVIA LV-1021
CITY — STATE — ZIP

APPLICANT HOME PHONE: — APPLICANT CELL PHONE: _____

APPLICANT IS: ☒ Individual (independent contractor) ☐ Partnership ☐ Corporation ☐ Other Organization

FULL NAME OF BUSINESS OR ORGANIZATION: SOUTHWESTERN ADVANTAGE

BUSINESS ADDRESS: 2451 ATRIUM WAY NASHVILLE TN 37214
CITY — STATE — ZIP

BUSINESS TELEPHONE: _____ BUSINESS CELL PHONE: —

Are you a U.S. citizen? ____ Yes X No

If employed, name of employer: _____

Address of employer: _____

If you checked Partnership, Corporation, or Other Organization, please complete the following.

Is Partnership, Corporation or Other Organization organized under Minnesota Law? ____ Yes ____ No

a) If no, State in which organized: _____

b) Is Organization authorized to do business in Minnesota: ____ Yes ____ No

c) Attach a copy of Certificate of Authority to transact business in Minnesota.

Address of registered office agent in State of Minnesota:

_____
City — State — Zip

Type of business to be conducted: SELLING EDUCATIONAL BOOKS, WEBSITES AND APPS

Have goods to be sold been grown or produced by you? _____ Yes ___X___ No

Location where business will be conducted: (Please list streets or describe precise area). If business is to be conducted from one location, please give street address: MILACA

Length of time license is desired:
(14 Consecutive Days maximum) _____ Days from _____ to _____
(6 month maximum) 2 Months from JULY to AUGUST

Describe vehicle(s) to be used, if any:

VIN #	Year	Make	Color	License #
FORD	2018	FOCUS	DARK GREY	DZW H18

Please list last 3 cities you have been in: BIG LAKE, ZIMMERMAN

Please attach a copy of Permit for retail sales issued by the State of Minnesota, pursuant to MN Statutes #297A.

Applicant's Signature _____ Date 07/15/19

****

INCLUDE THE FOLLOWING WITH APPLICATION:

- [ ] PERMIT FOR RETAIL SALES (If applicable)
- [x] BACKGROUND CONSENT FORM
- [x] COPY OF DRIVER'S LICENSE
- [x] $50.00 (Check, Cash, Debit or Credit Card)
- [x] Certificate of Authority to transact business in Minnesota

If paying by Debit or Credit Card, there is a minimum $3.00 Convenience Fee or 2.95%.

****

Date Paid: _____ Cash Check #_____ Debit or Credit Card

Approved/Denied by: _____ Date_____

UPDATED: August 2017