

CITY OF MILACA  
CITY COUNCIL MEETING  
COUNCIL AGENDA  
June 13, 2019

1. Call Meeting to Order 6:30 p.m./ PLEDGE OF ALLEGIANCE
2. Roll Call- Mayor-Pete Pedersen\_\_ Council Members; Dave Dillan\_\_ Lindsee Larsen\_\_ Norris Johnson\_\_ Cory Pedersen\_\_  
Absent; \_\_\_\_\_
3. **Approval of Agenda** MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
4. **Consent Agenda** MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
  - A. Approval of the Minutes – May 16, 2019
  - B. Approval of Bills and Treasurer’s Report
  - C. Resolution 19-23 Resolution Summary Publication Ordinance No. 450 Liquor Regulation Amendments.
  - D. Resolution 19-24 Resolution Budget Adjustments for Special Revenue fund-Gorecki Donation Tracking
  - E. Resolution 19-25 Assessing Unpaid Water and Sewer Bills -\$73.89
  - F. Resolution 19-26 Resolution accepting Sponsorship Donations for City Festival Events
  - G. Approval of Off Premises On Sale intoxicating Liquor Lic- Timber Valley Grille
  - H. Resolution 19-27 Department of Public Safety Reimbursement Grant Agreement
5. **Citizen Open Forum/Requests and Communications**
6. **PUBLIC HEARING- ANNEXATION OF CITY OWNED PROPERTY LOCATED IN BORGHOLM TOWNSHIP**
7. **Ordinances and Resolutions-**
8. **Ordinance No. 451- First Reading** Annexing Land located in Borgholm Township MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
9. **Resolution 19-28** Issue and Sale of \$555,000 GO Str Reconst Bonds, 2019A and levying a Tax. MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
10. **Ordinance No. 452- First Reading** Recreational Vehicles Golf Cart Amendments MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
11. **Ordinance No. 453- First Reading** Recreational Vehicles Snowmobile Amendments MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
12. **Reports of Departments, Boards and Commissions**
  - I. Police Department- Monthly Activity-
  - J. Parks Commission- Appoint Jordan DeBoer to fill vacancy MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
  - K. Parks Commission- Adult Exercise Equip & Park Projects-Quotes to review MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
  - L. Public Works Department- Trade of Toro for Zero turn mower/trailer on the state bid price. MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
  - M. Public Works Department- Approval of Asphalt Quotes- Alley, Liq store, Museum, Rec MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
  - N. Planning Commission – **Changes to Zoning Ordinance** MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
  - O. Economic Development Commission- May Minutes
  - P. Airport Commission- Meeting June12th- Approve the Final Airport Layout Plan MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
  - Q. MCAT-IF – TCI Phase 3
  - R. Safety Committee- Appoint 2 council members to an Emergency Management Committee MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
13. **New Business-**
14. Special Event Permit- Milaca ECFE Kidde Parade MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
15. Special Event Permit- MAC-Music In the Park Event dates 6-13, 6-27, 7-11, 7-18 MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
16. Special Event Permit- City Event- Gateway to the Northland Festival Event Date 6-21, 6-22 MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
17. Special Event Permit- City Event- Homegrown Music Festival 8-24 MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
18. Special Event Permit –Sodbusters STOL Competition Event Date 8-3 Airport Fly In MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
19. Transient Merchant – Food Concession Stand- Hunters Grill- June 20th MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_
20. **Adjourn** \_\_\_\_\_p.m. MB\_\_2<sup>nd</sup>\_\_AIF\_\_O\_\_

**MILACA CITY COUNCIL MINUTES  
MAY 16, 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, and Lindsee Larsen. Councilors Absent: Cory Pedersen

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

Also Present (Signed In) Tim Hennagir, James Gerads, Roxanne Gerads, Dan Hollenkamp Andrea Mikla, Jennifer Nelson, Carvin Buzzell, Jordan Deboer, Tim Truebenbach, Alisa Truebenback, Lainey Truebenbach and Jordan Nelson.

**Approval of the Agenda**

Mayor Pedersen called for a motion to approve the agenda. A motion was introduced by Council member Dillan and the motion was seconded by Johnson. Motion carried unanimously. Agenda item of Resolution 19-22 for the Conditional Use permit was added to the agenda under the Planning Commission section. The agenda was amended by a motion by Dillan and seconded by Johnson. Motion carried unanimously.

**Consent Agenda**

Motion by Dillan, second by Larsen, to approve the consent agenda items as follows:

- a) Minutes of the April 18, 2019 City Council Meeting.
- b) Bills for Payment and Treasurer's Report
- c) **Resolution 19-20** Resolution accepting monetary donation from Dorothy Gorecki.
- d) **Resolution 19-21** Resolution approving transfers that will move funds for Sam Berg to be full time and the Initiative Foundation endowment. Total amount of transfer is \$44,230.

**Citizens Forum-**

**Requests and Communications-** Lainey Truebenbach and Jordan Nelson from Girl Scout Troop 602 presented before the council a request to build and maintain a little library at Rec Park for a silver award through Girl Scouts. A motion was introduced by Dillan to approve the request to build the little library, the motion was seconded by Johnson. Motion carried unanimously.

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**Public Hearing –**

**Ordinances and Resolutions**

**Ordinance No. 450-** First Reading- Adopting the amendment to the Liquor Ordinances. First reading was approved upon a motion by Council member Johnson and seconded by Dillan. Motion carried unanimously. A motion was then introduced to suspend the first reading by Johnson and seconded by Dillan. Motion carried unanimously. A motion was introduced by council member Dillan to adopt Ordinance No. 450, and the motion was seconded by Larsen. Motion carried unanimously.

**Ordinance Review Chapter 73 Recreational Vehicles-** Mayor Pedersen brought forward the section regarding golf carts for use to include nighttime driving and the use during the parade and festival week.

It was stated that it should only be allowed by the organization putting on the event. Use to include a valid driver's license. Mayor Pedersen would also like the snowmobile section reviewed. Council instructed the city attorney to bring the ordinance back to the next council meeting for the first reading.

### **Reports of Departments, Boards and Commissions**

**Police Department-** Council reviewed the monthly report.

**Parks Commission** – Mayor reviewed the parks activity and stated that they will be meeting monthly.

**Public Works Department-** Council reviewed the activity report as presented. Gary reviewed with the council that the park commission has selected a ninja play system, rope climbing system, accessible swing, skate park additions and upgrading the basketball court with blacktop. The hockey rink system was purchased and will have a pickle ball court inside the hockey rink. They will be working on the design layout for the addition to the Gorecki Center. Mayor Pedersen also stated that they have vacancy on the park commission due to the resignation of Dan Meyer and called for a motion to accept the resignation. Upon a motion by Johnson and seconded by Dillan the resignation was accepted. Motion carried unanimously.

8<sup>th</sup> Street NE, 6<sup>th</sup> Ave NE and Cemetery Road Reconstruction Project - council reviewed the bid results; Four Bids were received. Minnesota Paving and Material \$462,761.00, Knife River Corporation \$463,923.00, Asphalt Surface Technologies Corporation \$484,665.00 and Omann Contracting Companies Inc. \$505,795.20. Upon a motion made by Council Member Johnson to accept the low bid from Minnesota Paving and Material for \$462,761.00, the motion was then seconded by Dillan. Motion carried unanimously.

**Planning and Zoning Commission-** Presented before the council was a conditional use permit for Timber Valley Grille. The conditional use permit is for an outside patio in a B-2 zoning district. Mayor Pedersen called for a motion to approve the conditional use permit. Upon a motion by Dillan and seconded by Johnson the conditional use permit was approved. Motion carried unanimously. Resolution 19-22 approving a conditional use to have an outside patio in a B-2 zoning district, with the following conditions:

1. The outside patio area shall be reflected on the owners liability insurance
2. Patio must be on the premises
3. Patio must be connected to their main building
4. Patio must be compact and contiguous
5. Patio must have a fence around it
6. Maximum size of the patio is 25 ft. by 90 ft.
7. Any use of the East sidewalk would need to meet the MN State Building Code
8. The construction of the mezzanine/patio must meet MN State Building Code
9. Must meet City of Milaca Zoning Ordinance for required setbacks
10. If there is debris from the patio area to surrounding properties, the passing of alcohol over the fence or noise concerns, the City may require the fence to be extended to 8ft. high or the City Council may revoke the Conditional Use
11. Any complaints or police calls to the establishment are grounds for revoking the Conditional Use

Mayor Pedersen called for a motion to approve the resolution. A motion to approve Resolution 19-22 was introduced by Johnson and the motion was seconded by Dillan. Motion carried unanimously.

**Economic Development Commission-** Minutes presented.

**Fire Department-**

**Airport Commission-** next meeting June 12<sup>th</sup>.

**MCAT** – Dillan commented on the upcoming events of Floatilla on June 22, and October Fest.

**New Business-**

Special Event Permit- Milaca Area Chamber- Parade and Festival week including street closures. Upon a motion by Johnson and seconded by Larsen the permit was approved. Motion carried unanimously.

Peddlers Permit- Sara Liebeck requests a permit to sell frozen ice cream treats. Upon a motion by Dillan and a seconded by Johnson to approve the peddlers permit. Motion carried unanimously.

**Council Comments**

Mayor Pedersen asked the council for comments: Pete stated that he has been attending the county board meetings.

**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 7:22 p.m. Motion carried unanimously.

\_\_\_\_\_  
Mayor Harold Pedersen

ATTEST:

\_\_\_\_\_  
City Manager Tammy Pfaff

**CITY OF MILACA**  
**Check Summary Register**  
**10100 General Bank - ACH**

	<b>Name</b>	<b>Check Date</b>	<b>Check Amt</b>	<b>Description</b>
Paid Chk# 819115E	EFTPS-STATE TAXPAYMENT	5/29/2019	\$2,325.98	STATE W/H
Paid Chk# 819116E	EFTPS-STATE TAXPAYMENT	5/29/2019	\$149.53	STATE W/H
Paid Chk# 819123E	ENDICIA ACCOUNTING	5/16/2019	\$500.00	POSTAGE FOR METER
Paid Chk# 819124E	CENTERPOINT ENERGY	6/19/2019	\$1,347.71	NATURAL GAS
Paid Chk# 819125E	EAST CENTRAL ENERGY	6/7/2019	\$10,123.09	ELECTRIC
Paid Chk# 819126E	MIDCONTINENT COMMUNICATIONS	6/6/2019	\$65.00	INTERNET-JUNE
Paid Chk# 819127E	MILACA LOCAL LINK	6/20/2019	\$312.58	PHONE SERVICE
Paid Chk# 819128E	INCONTACT INC	6/5/2019	\$74.32	LONG DISTANCE SERVICE-
	<b>Total Checks</b>		<b>\$14,898.21</b>	

**CITY OF MILACA**  
**Check Summary Register**  
**10100 General Bank - Checks**

	<b>Name</b>	<b>Check Date</b>	<b>Check Amt</b>	<b>Description</b>
Paid Chk# 045172	AMAZON	5/21/2019	\$2,683.28	WEIGHT LIFTING TRAP BAR-FIRE D
Paid Chk# 045173	BUREAU OF CRIM APPREHENSION	5/21/2019	\$33.25	BKGRND CHK-L WATERS
Paid Chk# 045174	BLUE CROSS BLUE SHIELD OF MINN	5/21/2019	\$12,974.66	MEDICAL INSUR-JUNE 2019
Paid Chk# 045175	DELTA DENTAL OF MINNESOTA	5/21/2019	\$33.50	PED DENTAL-JUNE 2019
Paid Chk# 045176	L.E.L.S.	5/21/2019	\$255.00	POLICE UNION DUES-MAY 2019
Paid Chk# 045177	LEAGUE OF MN CITIES INSUR TRST	5/21/2019	\$60,551.00	19-20 WORK COMP
Paid Chk# 045178	MILLE LACS CO. SHERIFF	5/21/2019	\$10.00	FINGERPRINTING-L WATERS
Paid Chk# 045179	MN BENEFIT ASSOCIATION	5/21/2019	\$572.08	LIFE/DENTAL
Paid Chk# 045180	UNUM LIFE INSURANCE CO	5/21/2019	\$643.93	LIFE, STD, LTD-JUNE 2019
Paid Chk# 045181	VERIZON WIRELESS	5/21/2019	\$631.75	CELL PHONE SVC-MAY
Paid Chk# 045182	VISA	5/21/2019	\$850.06	SAFETY EQUIPMENT-JP-LOCATORS I
Paid Chk# 045183	FAMILY HERITAGE LIFE INS CO	5/30/2019	\$79.00	SUPPL LIFE INS - JUNE 2019
Paid Chk# 045184	U.S. POSTAL SERVICE	5/30/2019	\$248.45	MAY BILLINGS
Paid Chk# 045185	FIRST NATIONAL BANK OF MILACA	6/6/2019	\$5,795.00	2015 GO PARK BOND
Paid Chk# 045186	FRONTIER	6/6/2019	\$876.34	PHONE SVC-WATER
Paid Chk# 045187	JIM'S MILLE LACS DISPOSAL	6/6/2019	\$497.84	GARBAGE-CITY
Paid Chk# 045188	MILACA BLDG CENTER	6/6/2019	\$1,280.58	SHOP SUPPLIES-PW
Paid Chk# 045189	AFFORDABLE INC	6/13/2019	\$285.00	RUNNING IN THE RUFF TSHIRTS
Paid Chk# 045190	AMERICAN SOLUTIONS FR BUSINES	6/13/2019	\$551.98	UTILITY BILLS
Paid Chk# 045191	AMERIPRIDE	6/13/2019	\$143.49	RUGS-DEP REG
Paid Chk# 045192	AW RESEARCH LABORATORIES	6/13/2019	\$1,305.50	TESTING-SEWER
Paid Chk# 045193	BATTERY PRODUCTS INC	6/13/2019	\$125.89	SUPPLIES
Paid Chk# 045194	BILLINGS SERVICE	6/13/2019	\$2,783.30	GAS-TRAILS
Paid Chk# 045195	CAIN, AMY	6/13/2019	\$36.54	REIMB MLG-5/16-FRAUD CLASS
Paid Chk# 045196	CHAPMAN'S AUTO REPAIR LLC	6/13/2019	\$99.27	DODGE TRUCK RPR-PARKS
Paid Chk# 045197	COILS FLAGS & FLAGPOLES	6/13/2019	\$612.50	US FLAGS (25)
Paid Chk# 045198	DOVE FRETLAND PLLP	6/13/2019	\$3,582.85	CRIMINAL RETAINER
Paid Chk# 045199	DUANE W. NIELSEN COMPANY	6/13/2019	\$416.40	CALIBRATE MAIN LIFT MAGMETER
Paid Chk# 045200	E.C.M. PUBLISHERS, INC.	6/13/2019	\$953.80	PLANNING COMM PUBLIC HEARING A
Paid Chk# 045201	EMBROIDER THIS	6/13/2019	\$390.00	PW UNIFORMS
Paid Chk# 045202	FAIRVIEW HEALTH SERVICES	6/13/2019	\$931.00	WEINREICH ACCIDENT-12/31/18
Paid Chk# 045203	FASTENAL	6/13/2019	\$67.11	SPRINGHOOKS-PW
Paid Chk# 045204	FRANSEN DECORATING	6/13/2019	\$42.33	OVERPMT-230 1ST ST W
Paid Chk# 045205	GALL'S INC.	6/13/2019	\$440.98	UNIFORM BRASS
Paid Chk# 045206	GENERATOR POWER SYSTEMS	6/13/2019	\$3,075.00	GENERATOR MAINT-FIRE
Paid Chk# 045207	GK CONSULTING LLC	6/13/2019	\$757.00	CLOUD BACKUP-FIRE
Paid Chk# 045208	GLENN'S ROOF TO FLOOR	6/13/2019	\$21,531.25	SENIOR CENTER ROOF
Paid Chk# 045209	HAWKINS, INC.	6/13/2019	\$2,391.98	CHEMICALS
Paid Chk# 045210	HINCKLEY, CITY OF	6/13/2019	\$46.00	BLDG INSPECTION SVCS-5/8
Paid Chk# 045211	IPRINT TECHNOLOGIES	6/13/2019	\$570.00	PRINTER TONER-EVENT COORD
Paid Chk# 045212	KNIFE RIVER CORP. - NORTH CENT	6/13/2019	\$100.00	BIG BLOCKS-PW
Paid Chk# 045213	KOCH'S HARDWARE HANK	6/13/2019	\$943.96	SUPPLIES-WATER
Paid Chk# 045214	KOURI, LIZ	6/13/2019	\$300.00	REFUND PARK RESERVATION
Paid Chk# 045215	M.E. PLUMBING & HEATING	6/13/2019	\$881.78	REPAIR BROKEN PIPES-TRIMBLE PA
Paid Chk# 045216	MACQUEEN EQUIPMENT	6/13/2019	\$230.00	PARTS-PW
Paid Chk# 045217	MAGNA-MATIC	6/13/2019	\$770.35	LAWN MOWER BLADE SHARPENER-PW
Paid Chk# 045218	MILACA AUTO VALUE	6/13/2019	\$5.98	MOWER PARTS-PARKS

**CITY OF MILACA**  
**Check Summary Register**  
**10100 General Bank - Checks**

	<b>Name</b>	<b>Check Date</b>	<b>Check Amt</b>	<b>Description</b>
Paid Chk# 045219	MILACA CHAMBER OF COMMERCE	6/13/2019	\$829.42	APR 19 LODGING TAX
Paid Chk# 045220	MILACA GENERAL RENTAL CENTER	6/13/2019	\$181.55	BOBCAT RENTAL-TRAILS BRIDGE
Paid Chk# 045221	MILLE LACS CO. SHERIFF	6/13/2019	\$4,849.00	2019 RMS/CAD/MOBILE
Paid Chk# 045222	MILLE LACS COUNTY DAC	6/13/2019	\$650.62	CLEANING SVCS - LIBRARY
Paid Chk# 045223	MINUTEMAN PRESS	6/13/2019	\$53.75	FLYERS-REC FEST
Paid Chk# 045224	MN CHIEFS OF POLICE ASSOC.	6/13/2019	\$675.00	ETI CONFERENCE-QUAINTANCE
Paid Chk# 045225	MN COMPUTER SYSTEMS, INC.	6/13/2019	\$50.51	COPIER MAINTENANCE-DEP REG
Paid Chk# 045226	MN COUNTY ATTORNEY'S ASSOC.	6/13/2019	\$102.00	CODE BOOKS
Paid Chk# 045227	MN DEPT MANAGEMENT & BUDGET	6/13/2019	\$20.00	ADMINISTRATIVE FINES-MAY 2019
Paid Chk# 045228	MN DEPT OF HEALTH	6/13/2019	\$1,590.00	2ND QTR TEST FEE
Paid Chk# 045229	MN RURAL WATER ASSOC	6/13/2019	\$1,008.70	MEMBERSHIP DUES
Paid Chk# 045230	MOBILE NINJA WARRIORS LLC	6/13/2019	\$4,000.00	NINJA ANYWHERE-FESTIVAL
Paid Chk# 045231	MTI DISTRIBUTING	6/13/2019	\$58.91	TORO MOWER PARTS-PARKS
Paid Chk# 045232	MURPHY, PATRICIA M.	6/13/2019	\$260.00	REIMB-MN FARMERS MKT ASSOC FEE
Paid Chk# 045233	NELSON, MIKE	6/13/2019	\$1,046.47	CHIEFS TRNG-4/25-4/27
Paid Chk# 045234	PFUFF, TAMMY	6/13/2019	\$99.76	REIMB LEAD ACADEMT TRNG-5/23
Paid Chk# 045235	PLOEGER, LOIS	6/13/2019	\$15.00	DEPOSIT REFUND-535 4TH AVE SE
Paid Chk# 045236	QUALITY FLOW SYSTEMS	6/13/2019	\$744.00	REPAIR PUMP-SEWER
Paid Chk# 045237	QUILL CORPORATION	6/13/2019	\$51.97	PAPER TOWELS-LIBRARY
Paid Chk# 045238	RWB EMERGENCY LIGHTING	6/13/2019	\$1,791.44	LIGHTS-NEW SQUAD
Paid Chk# 045239	ST. CLOUD REFRIGERATION	6/13/2019	\$993.64	BOILER REPAIR-LIBRARY
Paid Chk# 045240	SUPER X POWER	6/13/2019	\$8.00	CHAIN SHARPENING-TRAILS
Paid Chk# 045241	SWANK MOTION PICTURES INC	6/13/2019	\$375.00	MOVIE IN THE PARK-6/21
Paid Chk# 045242	TALBERG, MICHAEL	6/13/2019	\$286.49	PUMPKIN SEEDS/FERTILIZER
Paid Chk# 045243	ZIMMERMAN TODAY	6/13/2019	\$198.00	FARMERS MKT ADS-JUNE 2019
	<b>Total Checks</b>		<b>\$152,326.19</b>	

**CITY OF MILACA**  
**Check Summary Register**  
**10900 Liquor Bank - ACH**

	<b>Name</b>	<b>Check Date</b>	<b>Check Amt</b>	<b>Description</b>
Paid Chk# 919026E	EAST CENTRAL ENERGY	6/7/2019	\$1,506.23	ELECTRIC
Paid Chk# 919027E	CENTERPOINT ENERGY	6/11/2019	\$191.62	NATURAL GAS
Paid Chk# 919028E	MN DEPT OF REVENUE	6/20/2019	\$20,429.00	LIQUOR SALES TAX
Paid Chk# 919029E	MILACA, CITY OF (WATER/SEWER)	6/15/2019	\$28.67	WATER/SEWER
Paid Chk# 919030E	HIBU	6/3/2019	\$129.99	WEB HOSTING-JUNE
	<b>Total Checks</b>		<b>\$22,285.51</b>	

**CITY OF MILACA**  
**Check Summary Register**  
**10900 Liquor Bank - Checks**

	<b>Name</b>	<b>Check Date</b>	<b>Check Amt</b>	<b>Description</b>
Paid Chk# 024853	LEAGUE OF MN CITIES INSUR TRST	5/21/2019	\$7,485.00	19-20 WORK COMP
Paid Chk# 024854	VERIZON WIRELESS	5/21/2019	\$40.01	MAY DIGITAL SIGN
Paid Chk# 024855	BENT BREWSTILLERY	6/3/2019	\$44.40	BEER
Paid Chk# 024856	BERNICKS	6/3/2019	\$9,875.50	WINE
Paid Chk# 024857	BREAKTHRU BEVERAGE MN	6/3/2019	\$5,862.34	DELIVERY
Paid Chk# 024858	BROOKVIEW WINERY	6/3/2019	\$288.00	WINE
Paid Chk# 024859	C & L DISTRIBUTING CO.	6/3/2019	\$45,646.74	NA
Paid Chk# 024860	DAHLHEIMER DISTRIBUTING CO.	6/3/2019	\$44,269.81	BEER
Paid Chk# 024861	DEFIANT DISTRIBUTORS	6/3/2019	\$88.85	LIQUOR
Paid Chk# 024862	FRONTIER	6/3/2019	\$151.25	JUNE SERVICE
Paid Chk# 024863	J.J. TAYLOR DIST OF MN	6/3/2019	\$259.50	DELIVERY
Paid Chk# 024864	JOHNSON BROTHERS LIQUOR CO.	6/3/2019	\$33,934.01	BEER
Paid Chk# 024865	MCDONALD DISTRIBUTING	6/3/2019	\$96.00	BEER
Paid Chk# 024866	PAUSTIS WINE CO.	6/3/2019	\$2,197.20	LIQUOR
Paid Chk# 024867	PHILLIPS WINE AND SPIRITS	6/3/2019	\$8,948.55	WINE
Paid Chk# 024868	REPLENISHMENT SOLUTIONS	6/3/2019	\$120.25	BEER
Paid Chk# 024869	SOUTHERN GLAZERS OF MN	6/3/2019	\$6,895.02	DELIVERY
Paid Chk# 024870	VINOCOPIA	6/3/2019	\$1,330.75	DELIVERY
Paid Chk# 024871	WATSON COMPANY	6/3/2019	\$1,643.54	MISC
Paid Chk# 024872	WILD MOUNTAIN WINERY INC	6/3/2019	\$125.64	WINE
Paid Chk# 024873	WINE MERCHANTS	6/3/2019	\$328.25	DELIVERY
Paid Chk# 024874	AMERICAN BOTTLING CO.	6/13/2019	\$212.50	NA
Paid Chk# 024875	AMERIPRIDE	6/13/2019	\$152.27	RUGS
Paid Chk# 024876	CRYSTAL SPRINGS ICE	6/13/2019	\$633.15	ICE
Paid Chk# 024877	GODFATHER'S EXTERMINATING	6/13/2019	\$51.45	PEST CONTROL
Paid Chk# 024878	GRANITE CITY JOBBING	6/13/2019	\$5,296.16	SUPPLIES
Paid Chk# 024879	GRANITE LEDGE ELECTRIC	6/13/2019	\$160.43	REPAIR TRIPPED BREAKER
Paid Chk# 024880	JEYS, VICTORIA	6/13/2019	\$87.00	MLG-DIAGEO INNOVATION 5/3
Paid Chk# 024881	KOCH'S HARDWARE HANK	6/13/2019	\$41.81	SUPPLIES
Paid Chk# 024882	M. AMUNDSON LLP	6/13/2019	\$1,741.74	TOBACCO
Paid Chk# 024883	RED BULL DISTRIBUTION CO INC	6/13/2019	\$49.00	NA
Paid Chk# 024884	TRUE BRANDS	6/13/2019	\$52.68	MISC
Paid Chk# 024885	VIKING BOTTLING CO.	6/13/2019	\$560.10	NA
Paid Chk# 024886	JIM'S MILLE LACS DISPOSAL	6/6/2019	\$67.86	REFUSE COLLECTION
	<b>Total Checks</b>		<b>\$178,736.76</b>	

# CITY OF MILACA

## Council Monthly Budget Report

May 2019

DEPT Descr	2019 YTD Budget	2019 YTD Amt	Balance	2019 % of Budget Remain
Airport	\$99,075.00	\$63,337.27	\$35,737.73	36.07%
Assessing	\$10,600.00	\$27.00	\$10,573.00	99.75%
Auditing	\$7,250.00	\$7,250.00	\$0.00	0.00%
Building Inspection	\$48,960.00	\$47,671.13	\$1,288.87	2.63%
City Attorney	\$45,000.00	\$17,959.66	\$27,040.34	60.09%
City Hall	\$335,385.00	\$125,721.34	\$209,663.66	62.51%
City Manager	\$30,800.00	\$12,412.60	\$18,387.40	59.70%
Council	\$19,200.00	\$6,252.03	\$12,947.97	67.44%
Elections	\$0.00	\$0.00	\$0.00	0.00%
Fire Dept.	\$387,120.00	\$98,257.83	\$288,862.17	74.62%
Liaison Officer	\$84,850.00	\$37,023.41	\$47,826.59	56.37%
Libraries	\$26,810.00	\$10,814.55	\$15,995.45	59.66%
Ogilvie	\$63,805.00	\$25,545.11	\$38,259.89	59.96%
Parks	\$151,230.00	\$34,636.91	\$116,593.09	77.10%
Planning Comm.	\$1,000.00	\$231.97	\$768.03	76.80%
Police Dept.	\$545,285.00	\$249,615.85	\$295,669.15	54.22%
Public Works	\$300,635.00	\$113,774.31	\$186,860.69	62.16%
Recreation	\$2,500.00	\$3,193.88	(\$693.88)	-27.76%
Senior Center	\$6,700.00	\$1,081.54	\$5,618.46	83.86%
Treasurer	\$29,720.00	\$10,928.46	\$18,791.54	63.23%
Unallocated	\$7,200.00	\$8,379.17	(\$1,179.17)	-16.38%
	\$2,203,125.00	\$874,114.02	\$1,329,010.98	60.32%

RESOLUTION NO. 19-23

RESOLUTION TO APPROVE AUTHORIZATION TO SUMMARIZE ORDINANCE #450 FOR PUBLICATION  
PURPOSES

**WHEREAS** per MN Statute #331A.01 Subd 10, the City of Milaca City Council Ordinance #450 entitled Ordinance Amending Title XI Chapter 114 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 #450 will be published as a summary as per attached.

Passed by the City Council of Milaca, Minnesota this 13th day of June, 2019.

---

Mayor Harold Pedersen

Attest:

---

Tammy Pfaff, City Manager

City of Milaca  
Ordinance No. 450  
Amending Chapter 114 Liquor Regulations

This is a summary of the Ordinance changes passed on June 13, 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](http://www.cityofmilaca.org) under Ordinances.

**ORDINANCE NO. 450**  
**AN ORDINANCE AMENDING TITLE XI CHAPTER 114 SECTION 114.08 AND SECTION 114.30 OF THE CITY OF MILACA CODE OF ORDINANCES**

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

**§ \_\_.01 INTENT.**

It is the intent of this ordinance to amend Title XI (Business Regulations) of Chapter 114 (Liquor Regulations) Section 114.08 (Ineligible Persons and Places) and Section 114.30 (Conditions of License) of the City of Milaca Code of Ordinances to eliminate the distance restrictions from churches and schools.

**§ \_\_.02 TITLE XI CHAPTER 114 SECTION 114.08 OF THE CITY OF MILACA CODE OF ORDINANCES IS HEREBY AMENDED TO READ:**

(A) *Persons ineligible for license.* No license may be issued under this subchapter to any person who fails to comply with the provisions of this subchapter, who would be ineligible for a license under state law, or who has an outstanding lien against his or her property for an unpaid debt to the city.

(B) *Places ineligible for license.* No license shall be issued for any premises which would not be eligible for a license under state statutes or the provisions of this chapter, or for any property for which taxes, assessments, or other financial claims of the city are delinquent and unpaid.

**§ \_\_.03 TITLE XI CHAPTER 114 SECTION 114.30 OF THE CITY OF MILACA CODE OF ORDINANCES IS HEREBY AMENDED TO READ:**

All licenses granted under this subchapter shall be subject to the following conditions and all other conditions of this chapter, and subject to all other code provisions applicable thereto:

(A) *Age of licensee.* No license shall be granted to any person under 21 years of age.

(B) *Criminal history of applicant.* No license shall be granted to any person who has been convicted of a felony or of violating the national prohibition act or any law of this state or local ordinance relating to manufacture or transportation of intoxicating liquors.

(C) *Location.* No license, except a temporary license, shall give permission to sell 3.2% malt liquor in any theater, recreation hall or center, dance hall, ballpark, or other place of public gathering, for the purpose of entertainment, amusement, or playing of games, and no 3.2% malt liquor shall be consumed there. No premises which would not be eligible for a license under state statutes or the provisions of this chapter shall be permitted one herein.

(D) *Premises of another.* No license shall be granted to a person for sale on any premises of another

where the landowner has been convicted of a violation of this subchapter, or state statute, or where any license for alcoholic beverages has been revoked for cause, for at least one year after the conviction or revocation.

(E) *Sales to minors.* No sale of any 3.2% malt liquor shall be made to any person less than 21 years of age.

(F) *Gambling.* Neither gambling, nor any gambling device, prohibited by law shall be permitted in any licensed premises.

(G) *Manufacturer exclusion.* No license shall be granted to any manufacturer of 3.2% malt liquor or to anyone interested in the control of any such place, and no equipment or fixture in any licensed place shall be owned in whole or in part by this type of manufacturer.

(H) *Residence and character requirement.* Licenses shall be granted only to persons who are persons of good moral character.

(I) *Club membership requirements.* No club shall sell any alcoholic beverage except to members and to guests in the company of members.

**§ \_\_\_\_ .04 PENALTIES.**

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

Passed this 13<sup>th</sup> day of June, 2019.

\_\_\_\_\_  
Mayor Harold Pedersen

ATTEST:

\_\_\_\_\_  
Tammy Pfaff, City Manager

RESOLUTION NO. 19 – 24

RESOLUTION APPROVING BUDGET ADJUSTMENTS

BE IT RESOLVED by the Milaca City Council that the Council hereby approves the following budget changes for 2019:

Act Type	Account		Original Budget	Increase	Decrease
<b>General Fund</b>					
R	101-39203	Transfer from Other Fund	6,830.00	22,000.00	
E	101-43000-101	Full-Time Regular	53,430.00	14,275.00	
E	101-43000-103	Part-Time Employee	6,305.00	-	4,275.00
E	101-45200-101	Full-Time Regular	53,430.00	14,275.00	
E	101-45200-103	Part-Time Employee	6,305.00	-	4,275.00
<b>Special Revenue Funds</b>					
R	216-36230	Contributions and Donations	-	1,000,000.00	
E	216-41940-580	Other Equipment	-	35,000.00	
E	216-42110-580	Other Equipment	-	25,000.00	
E	216-42280-580	Other Equipment	-	25,000.00	
E	216-45200-240	Small Tolls and Minor Equip	-	10,000.00	
E	216-45200-401	Repairs/Maint Buildings	-	2,500.00	
E	216-45200-437	Other Miscellaneous	-	66,000.00	
E	216-45200-520	Building and Structures	-	205,000.00	
E	216-45200-530	Improv Other Than Bldgs	-	260,000.00	
E	216-45200-580	Other Equipment	-	251,500.00	
E	216-46500-437	Other Miscellaneous	-	25,000.00	
E	216-46500-730	Transfer to Other Fund	-	45,000.00	
E	216-49010-530	Improv Other Than Bldgs	-	25,000.00	
E	216-49200-437	Other Miscellaneous	-	25,000.00	
<b>Enterprise Funds</b>					
E	609-49750-437	Other Miscellaneous	2,500.00	22,230.00	
E	609-49750-730	Transfer to Other Fund	22,230.00		22,230.00

Adopted this 13<sup>th</sup> day of June, 2019.

ATTEST

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Mayor Harold Pedersen

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Tammy Pfaff, City Manager

RESOLUTION NO. 19 – 25

RESOLUTION ASSESSING UNPAID WATER/SEWER BILLS

BE IT RESOLVED that the following unpaid water and sewer bill be levied against the described property for 2020 property taxes, for 1 (one) year, at a rate of 7 (seven) percent per annum:

PID #	OWNER	ADDRESS	ASSESSED
21-025-4200	JPMorgan Chase Bank	495 2 <sup>nd</sup> Ave NE	\$73.89

Adopted this 13<sup>th</sup> day of June, 2019.

\_\_\_\_\_  
Mayor Harold Pedersen

ATTEST

\_\_\_\_\_  
Tammy Pfaff, City Manager

RESOLUTION NO. 19-26

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:

<u>Name of Donor</u>	<u>Amount</u>
Hy Tech Automotive	\$15.00
Princeton Insurance Agency	\$15.00
BAAS Construction	\$500.00
Koch Hardware	\$125.00
Latcham-Lind Lumber	\$125.00
Milaca Unclaimed Freight	\$125.00
Ardis Becklin	\$700.00
Northland Auto Center	\$250.00
Milaca Motors	\$250.00

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 13<sup>th</sup> day of June, 2019.

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Mayor Harold Pedersen

ATTEST

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Tammy Pfaff, City Manager

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, Carvin Buzzell, hereby make application for the  
(Applicant's Name)

Timber Valley Grille Inc. for a Permit for Off Premises Sales of  
(Name of Business/Organization)

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:

1030 Central Ave N Milaca Mn 56353  
Street Address City State Zip

Business/Organization was incorporated in 2019 in the State of Minnesota and is authorized to do business in Minnesota.  
(Year)

This license is for sale the following dates: Aug 2 to Aug 3, in connection with the following event:

Airport Flyin - STOL event - Catering event

Location of temporary sales: South of City hangar inside tent and fenced in area

Time of sale: from NOON a.m./p.m. to Midnight 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:

\_\_\_\_\_  
\_\_\_\_\_

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.

Carvin Buzzell  
Applicant Name (Printed)

\_\_\_\_\_  
Applicant's Signature

\_\_\_\_\_  
Date

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

\*\*\*attach a certificate of insurance\*\*\*

onfile

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



☒ 40x50 Tent location, Southside of City Hall.  
Alcohol will be served inside the tent.  
There will be a fenced area around tent.  
Security will be posted at Entrance of Fenced area.

RESOLUTION NO. 19 – 27

AUTHORIZATION TO EXECUTE MINNESOTA DEPARTMENT OF PUBLIC SAFETY REIMBURSEMENT GRANT AGREEMENT AND ACCEPT THE GRANT DISBURSEMENT OF FUNDS

It is resolved by the City of Milaca as follows:

1. State law defines in which Statutory Cities, Minn. Stat. 412.201 allows that city officials are authorized to sign contracts including grant agreements, and
2. The Minnesota Department of Public Safety Grant Program: MN Session Laws-2019 1<sup>st</sup> Special Session, Chapter 3, Article 1, Section 6 and Article 2, Section 36 has our portion of the reimbursement grant in the amount of \$42,566.27, and,
3. That the Mayor, City Manager and Deputy Registrar appointee are authorized to execute signatures and accept this grant agreement disbursement of funds, and any amendments on behalf of the City of Milaca.

Adopted this 13<sup>th</sup> day of June, 2019.

\_\_\_\_\_  
Mayor Harold Pedersen

ATTEST

\_\_\_\_\_  
Tammy Pfaff, City Manager

**CERTIFICATION**

STATE OF MINNESOTA  
COUNTY OF MILLE LACS

I certify that the above Resolution is a true and correct copy of the Resolution adopted by the City of Milaca at an authorized meeting held on the 13<sup>th</sup> day of June, 2019 as shown by the minutes of the meeting in my possession.

Signature: \_\_\_\_\_  
City Manager

SEAL

# MINNESOTA DEPARTMENT OF PUBLIC SAFETY



Alcohol  
and Gambling  
Enforcement

Bureau of  
Criminal  
Apprehension

Driver  
and Vehicle  
Services

Emergency  
Communication  
Networks

Homeland  
Security and  
Emergency  
Management

Minnesota  
State Patrol

Office of  
Communications

Office of  
Justice Programs

Office of  
Pipeline Safety

Office of  
Traffic Safety

State Fire  
Marshal

## Driver and Vehicle Services

445 Minnesota Street • Suite 190 • Saint Paul, Minnesota 55101-5190  
Driver Services Phone: 651.297.3298 • Vehicle Services Phone: 651.297.2126  
Fax: 651.797.1120 • TTY: 651.282.6555  
dps.mn.gov

June 6, 2019

Mrs. Pamela Hartman  
Deputy Registrar 93  
255 1st St East  
Milaca, MN 56353

Subject: Deputy Registrar Reimbursement Grant  
Application Deadline: June 30, 2019

Dear Mrs. Hartman:

Legislation recently signed by Governor Walz included an appropriation of \$13 million for deputy registrar reimbursement grants related to the development and deployment of the Minnesota License and Registration System (MNLARS).

The amount of the reimbursement grant for your office location is **\$42,566.27**.

To receive the reimbursement, you must submit the following on or before **June 30, 2019**.

- Fully completed and signed grant agreement.
- Fully completed and signed release form.

The state calculated the grant amount using the formula specified in the legislation:

- 10% of available funds allocated equally among all deputy registrars;
- 45% of the available funds allocated proportionally based on the number of transactions where a filing fee was retained by the deputy registrar from August 1, 2017 through December 31, 2018 compared to the total number of transactions where a filing fee is retained by all deputy registrars; and

June 6, 2019

Deputy Registrar Reimbursement Grant

Page 2

- 45% of available funds allocated proportionally based on the number of transactions where a filing fee is retained by each deputy registrar from July 1, 2014 through June 30, 2017 compared to the total number of transactions where a filing fee is retained by all deputy registrars.

Enclosed is the grant agreement, release form, instructions for completing and submitting the forms, and a return certified mail envelope. To receive the reimbursement grant you must complete and return the forms on or before June 30.

If you have any questions, please email DVS Deputy Director Jeffrey Schmitz at [jeffrey.schmitz@state.mn.us](mailto:jeffrey.schmitz@state.mn.us) or call 651-201-7584.

Sincerely,



Dawn M. Olson

Director, Driver and Vehicle Services



<b>Minnesota Department of Public Safety ("State")</b> Driver and Vehicle Services 445 Minnesota Street, Suite 195 St. Paul, MN 55101	<b>Grant Program:</b> MN Session Laws- 2019 1 <sup>st</sup> Special Session, Chapter 3, Article 1, Section 6 & Article 2, Section 36
<b>Grantee (Fill in information - Print):</b> Organization Name: Deputy Registrar Name: Deputy Registrar Address:  Remittance Address:  Tax Identification Number: Phone:	<b>Grant Agreement Term:</b>  <b>Effective Date:</b> 6/01/2019 <b>Expiration Date:</b> 7/31/2019
<b>State's Authorized Representative:</b> Jeffrey Schmitz, <a href="mailto:Jeffrey.schmitz@state.mn.us">Jeffrey.schmitz@state.mn.us</a> , 651-201-7584	<b>Grant Agreement Amount:</b> \$42,566.27 <b>Deputy Registrar No.:</b> 093

Under Minn. Stat. § 299A.01, Subd 2 (4) the State is empowered to enter into this grant agreement.

**Term:** Effective date is the date the State obtains all required signatures under Minn. Stat. § 16B.98, subd. 5 and 7. Once this grant agreement is fully executed, the Grantee will receive reimbursement pursuant to the Payment clause of this grant agreement. Per MN Session Laws- 2019 1<sup>st</sup> Special Session, Chapter 3, Article 1, Section 6 & Article 2, Section 36.

**The Grantee Agrees to:**

Comply with all requirements in the request and release agreement. Per MN Session Laws- 2019 1st Special Session, Chapter 3, Article 1, Section 6 & Article 2, Section 36.

**Payment:**

The State will disburse the reimbursement within 30 days of the request and release agreement being returned. No later than July 31, 2019. Per MN Session Laws- 2019 1st Special Session, Chapter 3, Article 1, Section 6 & Article 2, Section 36.

**1. GRANTEE**

*The Grantee certifies that the appropriate person(s) have executed the grant agreement on behalf of the Grantee as required by applicable articles, bylaws, resolutions, or ordinances.*

Signed: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Signed: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**2. STATE AGENCY**

Signed: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

## Liability Release

This agreement is made and entered into by and between

---

(Deputy Registrar Appointee Printed Full Name "Deputy Registrar")

and The Minnesota Department of Public Safety, the State of Minnesota, or any other past or present parents, agents, assigns, representatives, officers, or employees (collectively "The State"). The parties enter into this agreement pursuant to the reimbursement grant authorized by Minnesota Session Laws 2019 1st Special Session, Chapter 3, Article 1, Section 6 & Article 2, Section 36. Therefore in consideration of the foregoing recitals, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. The parties wish to settle all of their differences without further costs to any of them.
2. The parties have agreed to a complete settlement of all of the disputes existing between them.
3. It is expressly understood and agreed as a condition hereof that this Agreement shall not constitute nor be construed to be an admission of any wrongdoing or liability on the part of The State.
4. The creation or payment of reimbursement grants under this section is not: (1) an admission of liability or wrongdoing by the state or its employees for any act or omission arising from the development and deployment of MNLARS; and (2) admissible in a judicial or administrative proceeding to establish liability or a legal duty.
5. In consideration for the payment described above, and in exchange for the promises herein, and other good and valuable consideration, the sufficiency of which is hereby acknowledged, Deputy Registrar, for themselves and all heirs, administrators, representatives, agents, attorneys, successors and assigns, completely releases and forever discharges Department of Public Safety and the State of Minnesota, and all respective present and former officers, agents, representatives, employees, attorneys, insurers, predecessors and successors in interest, and assigns, in their official and individual capacities, from each and every legal claim or demand of any kind that Deputy Registrar ever had or might now have, whether or not any such claim is known to them. This release specifically includes, without limitation, any and all claims currently made or which could have been made.
6. Deputy Registrar fully understands that this is a full, final and complete release of all claims against The State, including, but not limited to, all claims under 42 U.S.C. § 1983, the Americans with Disabilities Act, the Federal Rehabilitation Act, the Minnesota Government Data Practices Act, the Minnesota Human Rights Act, and any other local, state or federal laws, rules, regulations, ordinances or executive orders relating to illegal discrimination or tort. Deputy Registrar also understands that they are releasing all claims, including but not limited to, all claims based upon all claims for penalties, all claims for attorneys' fees, costs and disbursements incurred by Deputy Registrar or any of their attorneys, all claims for mental anguish and suffering, all claims for damage to reputation, all claims for economic loss, all claims for damages, all claims for compensatory damages, all claims for punitive damages, all claims for liquidated damages, all

claims for fraud or misrepresentation, all claims that include the development and deployment of MNLARS.

7. This Agreement does not waive or release any rights or claims of any kind that Deputy Registrar may have which arise after they sign this Agreement, or which arise out of acts occurring after they sign this Agreement.

8. The parties understand that the release of information by The State about this matter is governed by Minn. Stat. § 13.01, et seq. (Minnesota Government Data Practices Act) and Minn. Stat. § 15.17, et seq. ("Official Records Act"). The parties agree that the specific reasons that this dispute is being settled are: (1) to avoid any and all further costs of litigation for all parties; and (2) to avoid any and all further risks of litigation for all parties. The parties agree that the statement of specific reasons in this paragraph for settling this dispute complies with the requirements of Minn. Stat. § 13.43, subd. 2(a)(6).

9. This Agreement is to be interpreted and enforced in accordance with the laws of the State of Minnesota. Any action to enforce this Agreement shall be adjudicated in the state courts of Minnesota.

10. The Deputy Registrar agrees that they have read this Agreement, knows its contents and has signed it as a free and voluntary act having had adequate opportunity to consider its terms and conditions.

\_\_\_\_\_  
Signature of the Deputy Registrar Appointee

\_\_\_\_\_ Date Signed \_\_\_\_\_

Subscribed and sworn before me this \_\_\_\_\_, day of \_\_\_\_\_,  
My Commission expires \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Notary Public Signature

\_\_\_\_\_

Notary Stamp or Seal  
(Optional)

\_\_\_\_\_ Date Signed \_\_\_\_\_  
Signature of the State Agency

**CITY OF MILACA  
PUBLIC HEARING NOTICE**

**A PUBLIC HEARING FOR THE ANNEXATION OF CITY OWNED PROPERTY  
LOCATED IN BORGHOLM TOWNSHIP**

Thursday, June 13, 2019

6:30 p.m.

Milaca City Hall

NOTICE IS HEREBY GIVEN that the Milaca City Council will hold a public hearing on Thursday, June 13th, 2019, at 6:30 p.m., for annexation;

Property Identification 02-019-1105

Legal: The South Half of the Northwest Quarter of the Southwest Quarter of Section 19, Township 38, Range 26, Mille Lacs County, Minnesota, excepting therefrom that part of the West 34.50 feet of the South Half of the Northwest Quarter of the Southwest Quarter of said Section 19 which lies Northerly of the South 66.00 feet thereof.

All persons interested are invited to attend said council meeting. Written comments may be submitted to the City Manager's office 255 First Street East, Milaca Minnesota 56353. Please contact the City Manager's office at, 320-983-3141 if you have any questions.

Tammy Pfaff  
City Manager  
City of Milaca

Public Notice in the official newspaper on May 30, and June 6, 2019.

Public Notice posted on city website and city notice board this 13th day of May, 2019.

**ORDINANCE NO. 451**

**AN ORDINANCE OF THE CITY OF MILACA, MINNESOTA ANNEXING  
LAND LOCATED IN BORGHOLM TOWNSHIP, MILLE LACS COUNTY,  
MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033, SUBDIVISION 2(1),  
PERMITTING ANNEXATION BY ORDINANCE**

**WHEREAS**, this ordinance is adopted to annex property owned by the City of Milaca into the corporate boundaries of the City of Milaca, Mille Lacs County, Minnesota pursuant to Minnesota Statute § 414.033, Subdivision 2(1); and

**WHEREAS**, said property is not located within a flood plain or Shoreland area; and

**WHEREAS**, said property is currently owned by the City of Milaca and annexation is required to facilitate the extension of the Municipal Airport;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MILACA HEREBY  
ORDAINS AS FOLLOWS:**

1. The City Council hereby determines that the property as hereinafter described abuts the city limits and is or is about to become urban or suburban in nature.
2. None of the property is now included within the limits of any city, or in any area that has already been designated for orderly annexation pursuant to Minnesota Statute § 414.0325.
3. The corporate limits of the City of Milaca, Minnesota, are hereby extended to include the following described property:

See attached Exhibit A

The above described property consists of a total of 6.23 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and all appropriate plat maps are attached hereto.

4. That the population of the area legally described herein and hereby annexed is zero (0).
5. The City of Milaca agrees that with respect to the property taxes payable on the area legally described herein, hereby annexed, shall make a cash payment to Borgholm Township in accordance with the following schedule:

*OPTION A:*

- a. In the first year following the year in which the City of Milaca could first levy on the annexed area, an amount equal to \$ \_\_\_\_\_; and
- b. In the second and final year, an amount equal to \$ \_\_\_\_\_.  
(Or payments can extend up to 8 years.)

*OPTION B:*

Parties agree to other payment terms. Include written documentation of such an agreement.

6. That pursuant to Minnesota Statutes § 414.036 with respect to any special assessments assigned by the Town to the annexed property and any portion of debt incurred by the Town prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described herein there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.

7. That the City Manager of the City of Milaca is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the Mille Lacs County Auditor, and the Borgholm Township Clerk.

8. That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.

FIRST READING by the City Council of the City of Milaca, Minnesota, this \_\_\_\_\_ of \_\_\_\_\_, 2019.

SECOND READING by the City Council of the City of Milaca, Minnesota, this \_\_\_\_\_ of \_\_\_\_\_, 20\_\_.

PASSED AND ADOPTED by the City Council of the City of Milaca, Minnesota, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Manager

(City Seal)

Municipal Boundary Adjustment Unit Contacts

Star Holman [star.holman@state.mn.us](mailto:star.holman@state.mn.us) 651-361-7909

Katie Lin [katie.lin@state.mn.us](mailto:katie.lin@state.mn.us) 651-361-7911

(June 2018)

Exhibit A

The South Half of the Northwest Quarter of the Southwest Quarter of Section 19, Township 38, Range 26, Mille Lacs County, Minnesota, excepting therefrom that part of the West 34.50 feet of the South Half of the Northwest Quarter of the Southwest Quarter of said Section 19 which lies Northerly of the South 66.00 feet thereof.

FINAL DOCUMENT WILL BE AVAILABLE AT THE CITY COUNCIL MEETING

RESOLUTION 19-28

EXTRACT OF MINUTES OF A MEETING  
OF THE CITY COUNCIL  
CITY OF MILACA, MINNESOTA

HELD: JUNE 13, 2019

Pursuant to due call and notice thereof, a special meeting of the City Council of the City of Milaca, Mille Lacs County, Minnesota, was duly called and held at the City Hall on June 13, 2019, at 6:30 P.M., for the purpose of, in part, of authorizing the issuance and awarding the sale of \$555,000 General Obligation Street Reconstruction Bonds, Series 2019A.

The following members were present:

and the following were absent:

Member \_\_\_\_\_ introduced the following resolution and moved its adoption:

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF \$555,000 GENERAL OBLIGATION STREET RECONSTRUCTION BONDS, SERIES 2019A, AND LEVYING A TAX FOR THE PAYMENT THEREOF

A. WHEREAS, the City of Milaca, Minnesota (the "City"), has heretofore determined and declared that it is necessary and expedient to issue \$555,000 General Obligation Street Reconstruction Bonds, Series 2019A (the "Bonds" or individually, a "Bond"), pursuant to Minnesota Statutes, Chapters Chapter 475 and Section 475.58, Subdivision 3b, to finance street reconstruction improvements (the "Improvements"); under the City's 2019 through 2023 Street Reconstruction Plan, as amended (the "Plan"); and

B. WHEREAS, on March 21, 2019, following duly published notice thereof, the Council (i) held a public hearing on the adoption of the Plan and the intent to issue street reconstruction general obligation bonds in the amount not to exceed approximately \$550,000, and (ii) approved the Plan and issuance of approximately \$550,000 principal amount of bonds to finance the improvements described in the Plan; and all persons who wished to speak or provide written information relative to the public hearing were afforded an opportunity to do so; and

C. WHEREAS, the City did not receive a petition signed by voters equal to five percent of the votes cast in the City in the last municipal general election requesting a vote on the issuance of the street reconstruction bonds within 30 days after the date of public hearing on the issuance of the Bonds was held; and; and

D. WHEREAS, the Bonds, together with any outstanding bonds of the City that are subject to the City's net debt limit, do not exceed the City's net debt limit; and

E. WHEREAS, no other obligations have been sold pursuant to a private sale within the last twelve calendar months of the date hereof which when combined with this issue would exceed the \$1,200,000 limitations on negotiated sales as required by Minnesota Statutes, Section 475.60, Subdivision 2(2); and;

F. WHEREAS, it is in the best interests of the City that the Bonds be issued in book-entry form as hereinafter provided; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Milaca, Minnesota, as follows:

1. Acceptance of Offer. The offer of Northland Securities, Inc. (the "Purchaser"), to purchase the Bonds in accordance with the terms and at the rates of interest hereinafter set forth, and to pay therefor the sum of \$ \_\_\_\_\_, plus interest accrued to settlement, is hereby accepted.

2. Bond Terms.

(a) Original Issue Date; Denominations; Maturities; Term Bond Option. The Bonds shall be dated July 10, 2019, as the date of original issue, shall be issued forthwith on or after such date in fully registered form, shall be numbered from R-1 upward in the denomination of \$5,000 each or in any integral multiple thereof of a single maturity (the "Authorized Denominations") and shall mature on February 1 in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2021		2027	
2022		2028	
2023		2029	
2024		2030	
2025		2031	
2026			

As may be requested by the Purchaser, one or more term Bonds may be issued having mandatory sinking fund redemption and final maturity amounts conforming to the foregoing principal repayment schedule, and corresponding additions may be made to the provisions of the applicable Bond(s).

(b) Book Entry Only System. The Depository Trust Company, a limited purpose trust company organized under the laws of the State of New York or any of its successors or its successors to its functions hereunder (the "Depository") will act as securities depository for the Bonds, and to this end:

(i) The Bonds shall be initially issued and, so long as they remain in book entry form only (the "Book Entry Only Period"), shall at all times be in the form of a

separate single fully registered Bond for each maturity of the Bonds; and for purposes of complying with this requirement under paragraphs 5 and 10 Authorized Denominations for any Bond shall be deemed to be limited during the Book Entry Only Period to the outstanding principal amount of that Bond.

(ii) Upon initial issuance, ownership of the Bonds shall be registered in a bond register maintained by the Bond Registrar (as hereinafter defined) in the name of CEDE & CO., as the nominee (it or any nominee of the existing or a successor Depository, the "Nominee").

(iii) With respect to the Bonds neither the City nor the Bond Registrar shall have any responsibility or obligation to any broker, dealer, bank, or any other financial institution for which the Depository holds Bonds as securities depository (the "Participant") or the person for which a Participant holds an interest in the Bonds shown on the books and records of the Participant (the "Beneficial Owner"). Without limiting the immediately preceding sentence, neither the City, nor the Bond Registrar, shall have any such responsibility or obligation with respect to (A) the accuracy of the records of the Depository, the Nominee or any Participant with respect to any ownership interest in the Bonds, or (B) the delivery to any Participant, any Beneficial Owner or any other person, other than the Depository, of any notice with respect to the Bonds, including any notice of redemption, or (C) the payment to any Participant, any Beneficial Owner or any other person, other than the Depository, of any amount with respect to the principal of or premium, if any, or interest on the Bonds, or (D) the consent given or other action taken by the Depository as the Registered Holder of any Bonds (the "Holder"). For purposes of securing the vote or consent of any Holder under this Resolution, the City may, however, rely upon an omnibus proxy under which the Depository assigns its consenting or voting rights to certain Participants to whose accounts the Bonds are credited on the record date identified in a listing attached to the omnibus proxy.

(iv) The City and the Bond Registrar may treat as and deem the Depository to be the absolute owner of the Bonds for the purpose of payment of the principal of and premium, if any, and interest on the Bonds, for the purpose of giving notices of redemption and other matters with respect to the Bonds, for the purpose of obtaining any consent or other action to be taken by Holders for the purpose of registering transfers with respect to such Bonds, and for all purpose whatsoever. The Bond Registrar, as paying agent hereunder, shall pay all principal of and premium, if any, and interest on the Bonds only to the Holder or the Holders of the Bonds as shown on the bond register, and all such payments shall be valid and effective to fully satisfy and discharge the City's obligations with respect to the principal of and premium, if any, and interest on the Bonds to the extent of the sum or sums so paid.

(v) Upon delivery by the Depository to the Bond Registrar of written notice to the effect that the Depository has determined to substitute a new Nominee in place of the existing Nominee, and subject to the transfer provisions in paragraph 10, references to the Nominee hereunder shall refer to such new Nominee.

(vi) So long as any Bond is registered in the name of a Nominee, all payments with respect to the principal of and premium, if any, and interest on such Bond and all notices with respect to such Bond shall be made and given, respectively, by the Bond Registrar or City, as the case may be, to the Depository as provided in the Letter of Representations to the Depository required by the Depository as a condition to its acting as book-entry Depository for the Bonds (said Letter of Representations, together with any replacement thereof or amendment or substitute thereto, including any standard procedures or policies referenced therein or applicable thereto respecting the procedures and other matters relating to the Depository's role as book-entry Depository for the Bonds, collectively hereinafter referred to as the "Letter of Representations").

(vii) All transfers of beneficial ownership interests in each Bond issued in book-entry form shall be limited in principal amount to Authorized Denominations and shall be effected by procedures by the Depository with the Participants for recording and transferring the ownership of beneficial interests in such Bonds.

(viii) In connection with any notice or other communication to be provided to the Holders pursuant to this Resolution by the City or Bond Registrar with respect to any consent or other action to be taken by Holders, the Depository shall consider the date of receipt of notice requesting such consent or other action as the record date for such consent or other action; provided, that the City or the Bond Registrar may establish a special record date for such consent or other action. The City or the Bond Registrar shall, to the extent possible, give the Depository notice of such special record date not less than 15 calendar days in advance of such special record date to the extent possible.

(ix) Any successor Bond Registrar in its written acceptance of its duties under this Resolution and any paying agency/bond registrar agreement, shall agree to take any actions necessary from time to time to comply with the requirements of the Letter of Representations.

(c) Termination of Book-Entry Only System. Discontinuance of a particular Depository's services and termination of the book-entry only system may be effected as follows:

(i) The Depository may determine to discontinue providing its services with respect to the Bonds at any time by giving written notice to the City and discharging its responsibilities with respect thereto under applicable law. The City may terminate the services of the Depository with respect to the Bond if it determines that the Depository is no longer able to carry out its functions as securities depository or the continuation of the system of book-entry transfers through the Depository is not in the best interests of the City or the Beneficial Owners.

(ii) Upon termination of the services of the Depository as provided in the preceding paragraph, and if no substitute securities depository is willing to undertake the functions of the Depository hereunder can be found which, in the opinion of the City, is willing and able to assume such functions upon reasonable or customary terms, or if the City determines that it is in the best interests of the City or the Beneficial Owners of the Bond that the Beneficial Owners be able to obtain certificates for the Bonds, the Bonds

shall no longer be registered as being registered in the bond register in the name of the Nominee, but may be registered in whatever name or names the Holder of the Bonds shall designate at that time, in accordance with paragraph 10. To the extent that the Beneficial Owners are designated as the transferee by the Holders, in accordance with paragraph 10, the Bonds will be delivered to the Beneficial Owners.

(iii) Nothing in this subparagraph (c) shall limit or restrict the provisions of paragraph 10.

(d) Letter of Representations. The provisions in the Letter of Representation are incorporated herein by reference and made a part of the resolution, and if and to the extent any such provisions are inconsistent with the other provisions of this resolution, the provisions in the Letter of Representation shall control.

3. Purpose. The Bonds shall provide funds to finance the Improvements. The total cost of the Improvements, which shall include all costs enumerated in Minnesota Statutes, Section 475.65, is estimated to be at least equal to the amount of the Bonds. Work on the Improvements shall proceed with due diligence to completion. The City covenants that it shall do all things and perform all acts required of it to assure that work on the Improvements proceeds with due diligence to completion and that any and all permits and studies required under law for the Improvements are obtained.

4. Interest. The Bonds shall bear interest payable semiannually on February 1 and August 1 of each year (each, an "Interest Payment Date"), commencing February 1, 2020, calculated on the basis of a 360-day year of twelve 30-day months, at the respective rates per annum set forth opposite the maturity years as follows:

<u>Maturity Year</u>	<u>Interest Rate</u>	<u>Maturity Year</u>	<u>Interest Rate</u>
2021		2027	
2022		2028	
2023		2029	
2024		2030	
2025		2031	
2026			

5. Optional Redemption. Bonds maturing on February 1, 2028, and thereafter, shall be subject to redemption and prepayment at the option of the City on February 1, 2027, and on any date thereafter at a price of par plus accrued interest. Redemption may be in whole or in part of the Bonds subject to prepayment. If redemption is in part, the selection of the amounts and maturities of the Bonds to be prepaid shall be at the discretion of the City. If only part of the Bonds having a common maturity date are called for prepayment, the specific Bonds to be prepaid shall be chosen by lot by the Bond Registrar. Bonds or portions thereof called for redemption shall be due and payable on the redemption date, and interest thereon shall cease to accrue from and after the redemption date. Mailed notice of redemption shall be given to the paying agent and to each affected registered holder of the Bonds at least thirty days prior to the date fixed for redemption.

To effect a partial redemption of Bonds having a common maturity date, the Bond Registrar prior to giving notice of redemption shall assign to each Bond having a common maturity date a distinctive number for each \$5,000 of the principal amount of such Bond. The Bond Registrar shall then select by lot, using such method of selection as it shall deem proper in its discretion, from the numbers so assigned to such Bonds, as many numbers as, at \$5,000 for each number, shall equal the principal amount of such Bonds to be redeemed. The Bonds to be redeemed shall be the Bonds to which were assigned numbers so selected; provided, however, that only so much of the principal amount of each such Bond of a denomination of more than \$5,000 shall be redeemed as shall equal \$5,000 for each number assigned to it and so selected. If a Bond is to be redeemed only in part, it shall be surrendered to the Bond Registrar (with, if the City or Bond Registrar so requires, a written instrument of transfer in form satisfactory to the City and Bond Registrar duly executed by the Holder thereof or the Holder's attorney duly authorized in writing) and the City shall execute (if necessary) and the Bond Registrar shall authenticate and deliver to the Holder of the Bond, without service charge, a new Bond or Bonds having the same stated maturity and interest rate and of any Authorized Denomination or Denominations, as requested by the Holder, in aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Bond so surrendered.

6. Bond Registrar. Northland Trust Services, Inc., in Minneapolis, Minnesota, is appointed to act as bond registrar and transfer agent with respect to the Bonds (the "Bond Registrar"), and shall do so unless and until a successor Bond Registrar is duly appointed, all pursuant to any contract the City and Bond Registrar shall execute which is consistent herewith. The Bond Registrar shall also serve as paying agent unless and until a successor paying agent is duly appointed. Principal and interest on the Bonds shall be paid to the registered holders (or record holders) of the Bonds in the manner set forth in the form of Bond and paragraph 12.

7. Form of Bond. The Bonds, together with the Bond Registrar's Certificate of Authentication, the form of Assignment and the registration information thereon, shall be in substantially the following form:

UNITED STATES OF AMERICA  
 STATE OF MINNESOTA  
 MILLE LACS COUNTY  
 CITY OF MILACA

R- \_\_\_\_\_ \$ \_\_\_\_\_

GENERAL OBLIGATION STREET RECONSTRUCTION BOND, SERIES 2019A

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
_____%	February 1, 20__	July 10, 2019	_____

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT: \_\_\_\_\_ DOLLARS

THE CITY OF MILACA, MILLE LACS COUNTY, MINNESOTA (the "Issuer"), certifies that it is indebted and for value received promises to pay to the registered owner specified above, or registered assigns, in the manner hereinafter set forth, the principal amount specified above, on the maturity date specified above, unless called for earlier redemption, and to pay interest thereon semiannually on February 1 and August 1 of each year (each, an "Interest Payment Date"), commencing February 1, 2020, at the rate per annum specified above (calculated on the basis of a 360-day year of twelve 30-day months) until the principal sum is paid or has been provided for. This Bond will bear interest from the most recent Interest Payment Date to which interest has been paid or, if no interest has been paid, from the date of original issue hereof. The principal of and premium, if any, on this Bond are payable upon presentation and surrender hereof at the principal office of Northland Trust Services, Inc., in Minneapolis, Minnesota (the "Bond Registrar"), acting as paying agent, or any successor paying agent duly appointed by the Issuer. Interest on this Bond will be paid on each Interest Payment Date by check or draft mailed to the person in whose name this Bond is registered (the "Holder" or "Bondholder") on the registration books of the Issuer maintained by the Bond Registrar and at the address appearing thereon at the close of business on the fifteenth day of the calendar month preceding such Interest Payment Date (the "Regular Record Date"). Any interest not so timely paid shall cease to be payable to the person who is the Holder hereof as of the Regular Record Date, and shall be payable to the person who is the Holder hereof at the close of business on a date (the "Special Record Date") fixed by the Bond Registrar whenever money becomes available for payment of the defaulted interest. Notice of the Special Record Date shall be given to Bondholders not less than ten days prior to the Special Record Date. The principal of and premium, if any, and interest on this Bond are payable in lawful money of the United States of America. So long as this Bond is registered in the name of the Depository or its Nominee as provided in the Resolution hereinafter described, and as those terms are defined therein, payment of principal of, premium, if any, and interest on this Bond and notice with respect thereto shall be made as provided in the Letter of Representations, as defined in the Resolution, and surrender of this Bond shall not be required for payment of the redemption price upon a partial redemption of

this Bond. Until termination of the book-entry only system pursuant to the Resolution, Bonds may only be registered in the name of the Depository or its Nominee.

Optional Redemption. All Bonds of this issue (the "Bonds") maturing on February 1, 2028, and thereafter, shall be subject to redemption and prepayment at the option of the City on February 1, 2027, and on any date thereafter at a price of par plus accrued interest. Redemption may be in whole or in part of the Bonds subject to prepayment; if redemption is in part, the selection of the amounts and maturities of the Bonds to be prepaid shall be at the discretion of the Issuer. If only part of the Bonds having a common maturity date are called for prepayment, the specific Bonds to be prepaid shall be chosen by lot by the Bond Registrar. Bonds or portions thereof called for redemption shall be due and payable on the redemption date, and interest thereon shall cease to accrue from and after the redemption date. Mailed notice of redemption shall be given to the paying agent and to each affected Holder of the Bonds at least thirty days prior to the date fixed for redemption.

Prior to the date on which any Bond or Bonds are directed by the Issuer to be redeemed in advance of maturity, the Issuer will cause notice of the call thereof for redemption identifying the Bonds to be redeemed to be mailed to the Bond Registrar and all Bondholders, at the addresses shown on the Bond Register. All Bonds so called for redemption will cease to bear interest on the specified redemption date, provided funds for their redemption have been duly deposited.

Selection of Bonds for Redemption; Partial Redemption. To effect a partial redemption of Bonds having a common maturity date, the Bond Registrar shall assign to each Bond having a common maturity date a distinctive number for each \$5,000 of the principal amount of such Bond. The Bond Registrar shall then select by lot, using such method of selection as it shall deem proper in its discretion, from the numbers assigned to the Bonds, as many numbers as, at \$5,000 for each number, shall equal the principal amount of the Bonds to be redeemed. The Bonds to be redeemed shall be the Bonds to which were assigned numbers so selected; provided, however, that only so much of the principal amount of Bond of a denomination of more than \$5,000 shall be redeemed as shall equal \$5,000 for each number assigned to it and so selected. If a Bond is to be redeemed only in part, it shall be surrendered to the Bond Registrar (with, if the Issuer or Bond Registrar so requires, a written instrument of transfer in form satisfactory to the Issuer and Bond Registrar duly executed by the Holder thereof or the Holder's attorney duly authorized in writing) and the Issuer shall execute (if necessary) and the Bond Registrar shall authenticate and deliver to the Holder of the Bond, without service charge, a new Bond or Bonds having the same stated maturity and interest rate and of any Authorized Denomination or Denominations, as requested by the Holder, in aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Bond so surrendered.

Issuance; Purpose; General Obligation. This Bond is one of an issue in the total principal amount of \$555,000, all of like date of original issue and tenor, except as to number, maturity, interest rate and denomination, issued pursuant to and in full conformity with the Constitution and laws of the State of Minnesota and pursuant to a resolution adopted by the City Council on June 13, 2019 (the "Resolution"), for the purpose of providing money to finance street reconstruction improvements within the Issuer. This Bond is payable out of the General Obligation Street Reconstruction Bonds, Series 2019A Fund of the Issuer. This Bond constitutes

a general obligation of the Issuer, and to provide moneys for the prompt and full payment of its principal, premium, if any, and interest when the same become due, the full faith and credit and taxing powers of the Issuer have been and are hereby irrevocably pledged.

Denominations; Exchange; Resolution. The Bonds are issuable solely in fully registered form in Authorized Denominations (as defined in the Resolution) and are exchangeable for fully registered Bonds of other Authorized Denominations in equal aggregate principal amounts at the principal office of the Bond Registrar, but only in the manner and subject to the limitations provided in the Resolution. Reference is hereby made to the Resolution for a description of the rights and duties of the Bond Registrar. Copies of the Resolution are on file in the principal office of the Bond Registrar.

Transfer. This Bond is transferable by the Holder in person or by the Holder's attorney duly authorized in writing at the principal office of the Bond Registrar upon presentation and surrender hereof to the Bond Registrar, all subject to the terms and conditions provided in the Resolution and to reasonable regulations of the Issuer contained in any agreement with the Bond Registrar. Thereupon the Issuer shall execute and the Bond Registrar shall authenticate and deliver, in exchange for this Bond, one or more new fully registered Bonds in the name of the transferee (but not registered in blank or to "bearer" or similar designation), of an Authorized Denomination or Denominations, in aggregate principal amount equal to the principal amount of this Bond, of the same maturity and bearing interest at the same rate.

Fees upon Transfer or Loss. The Bond Registrar may require payment of a sum sufficient to cover any tax or other governmental charge payable in connection with the transfer or exchange of this Bond and any legal or unusual costs regarding transfers and lost Bonds.

Treatment of Registered Owners. The Issuer and Bond Registrar may treat the person in whose name this Bond is registered as the owner hereof for the purpose of receiving payment as herein provided (except as otherwise provided herein with respect to the Record Date) and for all other purposes, whether or not this Bond shall be overdue, and neither the Issuer nor the Bond Registrar shall be affected by notice to the contrary.

Authentication. This Bond shall not be valid or become obligatory for any purpose or be entitled to any security unless the Certificate of Authentication hereon shall have been executed by the Bond Registrar.

Qualified Tax-Exempt Obligation. This Bond has been designated by the Issuer as a "qualified tax-exempt obligation" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required by the Constitution and laws of the State of Minnesota to be done, to happen and to be performed, precedent to and in the issuance of this Bond, have been done, have happened and have been performed, in regular and due form, time and manner as required by law, and that this Bond, together with all other debts of the Issuer outstanding on the date of original issue hereof and the date of its issuance and delivery to the original purchaser, does not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, the City of Milaca, Mille Lacs County, Minnesota, by its City Council has caused this Bond to be executed on its behalf by the facsimile signatures of its Mayor and its City Manager, the corporate seal of the Issuer having been intentionally omitted as permitted by law.

Date of Registration:

\_\_\_\_\_

Registrable by: NORTHLAND TRUST SERVICES, INC.

Payable at: NORTHLAND TRUST SERVICES, INC.

BOND REGISTRAR'S  
CERTIFICATE OF  
AUTHENTICATION

This Bond is one of the  
Bonds described in the  
Resolution mentioned  
Within.

NORTHLAND TRUST SERVICES,  
INC.

Minneapolis, Minnesota  
Bond Registrar

CITY OF MILACA,  
MILLE LACS COUNTY, MINNESOTA

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Manager

By: \_\_\_\_\_  
Authorized Signature

ABBREVIATIONS

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN COM - as tenants in common

TEN ENT - as tenants by the entireties

JT TEN - as joint tenants with right of survivorship and not as tenants in common

UTMA - \_\_\_\_\_ as custodian for \_\_\_\_\_  
(Cust) (Minor)

under the \_\_\_\_\_ Uniform Transfers to Minors Act  
(State)

Additional abbreviations may also be used though not in the above list.

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_ the within Bond and does hereby irrevocably constitute and appoint \_\_\_\_\_ attorney to transfer the Bond on the books kept for the registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

Notice: \_\_\_\_\_  
The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or any change whatever.

Signature Guaranteed:

\_\_\_\_\_

Signature(s) must be guaranteed by a national bank or trust company or by a brokerage firm having a membership in one of the major stock exchanges or any other "Eligible Guarantor Institution" as defined in 17 CFR 240.17 Ad-15(a)(2).

The Bond Registrar will not effect transfer of this Bond unless the information concerning the transferee requested below is provided.

Name and Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Include information for all joint owners if the Bond is held by joint account.)

8. Execution. The Bonds shall be in typewritten form, shall be executed on behalf of the City by the signatures of its Mayor and City Manager and be sealed with the seal of the City; provided, as permitted by law, both signatures may be photocopied facsimiles and the corporate seal has been omitted. In the event of disability or resignation or other absence of either officer, the Bonds may be signed by the manual or facsimile signature of the officer who may act on behalf of the absent or disabled officer. In case either officer whose signature or facsimile of whose signature shall appear on the Bonds shall cease to be such officer before the delivery of the Bonds, the signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until delivery.

9. Authentication. No Bond shall be valid or obligatory for any purpose or be entitled to any security or benefit under this resolution unless a Certificate of Authentication on such Bond, substantially in the form hereinabove set forth, shall have been duly executed by an authorized representative of the Bond Registrar. Certificates of Authentication on different Bonds need not be signed by the same person. The Bond Registrar shall authenticate the signatures of officers of the City on each Bond by execution of the Certificate of Authentication on the Bond and by inserting as the date of registration in the space provided the date on which the Bond is authenticated, except that for purposes of delivering the original Bonds to the Purchaser, the Bond Registrar shall insert as a date of registration the date of original issue of July 10, 2019. The Certificate of Authentication so executed on each Bond shall be conclusive evidence that it has been authenticated and delivered under this resolution.

10. Registration; Transfer; Exchange. The City will cause to be kept at the principal office of the Bond Registrar a bond register in which, subject to such reasonable regulations as the Bond Registrar may prescribe, the Bond Registrar shall provide for the registration of Bonds and the registration of transfers of Bonds entitled to be registered or transferred as herein provided.

Upon surrender for transfer of any Bond at the principal office of the Bond Registrar, the City shall execute (if necessary), and the Bond Registrar shall authenticate, insert the date of registration (as provided in paragraph 9) of, and deliver, in the name of the designated transferee or transferees, one or more new Bonds of any Authorized Denomination or Denominations of a like aggregate principal amount, having the same stated maturity and interest rate, as requested by the transferor; provided, however, that no Bond may be registered in blank or in the name of "bearer" or similar designation.

At the option of the Holder, Bonds may be exchanged for Bonds of any Authorized Denomination or Denominations of a like aggregate principal amount and stated maturity, upon surrender of the Bonds to be exchanged at the principal office of the Bond Registrar. Whenever any Bonds are so surrendered for exchange, the City shall execute (if necessary), and the Bond Registrar shall authenticate, insert the date of registration of, and deliver the Bonds which the Holder making the exchange is entitled to receive.

All Bonds surrendered upon any exchange or transfer provided for in this resolution shall be promptly canceled by the Bond Registrar and thereafter disposed of as directed by the City.

All Bonds delivered in exchange for or upon transfer of Bonds shall be valid general obligations of the City evidencing the same debt, and entitled to the same benefits under this resolution, as the Bonds surrendered for such exchange or transfer.

Every Bond presented or surrendered for transfer or exchange shall be duly endorsed or be accompanied by a written instrument of transfer, in form satisfactory to the Bond Registrar, duly executed by the Holder thereof or the Holder's attorney duly authorized in writing.

The Bond Registrar may require payment of a sum sufficient to cover any tax or other governmental charge payable in connection with the transfer or exchange of any Bond and any legal or unusual costs regarding transfers and lost Bonds.

Transfers shall also be subject to reasonable regulations of the City contained in any agreement with the Bond Registrar, including regulations which permit the Bond Registrar to close its transfer books between record dates and payment dates. The Treasurer is hereby authorized to negotiate and execute the terms of said agreement.

11. Rights Upon Transfer or Exchange. Each Bond delivered upon transfer of or in exchange for or in lieu of any other Bond shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

12. Interest Payment; Record Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered (the "Holder") on the registration books of the City maintained by the Bond Registrar and at the address appearing thereon at the close of business on the fifteenth day of the calendar month preceding such Interest Payment Date (the "Regular Record Date"). Any such interest not so timely paid shall cease to be payable to the person who is the Holder thereof as of the Regular Record Date, and shall be payable to the person who is the Holder thereof at the close of business on a date (the "Special Record Date") fixed by the Bond Registrar whenever money becomes available for payment of the defaulted interest. Notice of the Special Record Date shall be given by the Bond Registrar to the Holders not less than ten days prior to the Special Record Date.

13. Treatment of Registered Owner. The City and Bond Registrar may treat the person in whose name any Bond is registered as the owner of such Bond for the purpose of receiving payment of principal of and premium, if any, and interest (subject to the payment provisions in paragraph 12) on, such Bond and for all other purposes whatsoever whether or not such Bond shall be overdue, and neither the City nor the Bond Registrar shall be affected by notice to the contrary.

14. Delivery; Application of Proceeds. The Bonds when so prepared and executed shall be delivered by the City Manager to the Purchaser upon receipt of the purchase price, and the Purchaser shall not be obliged to see to the proper application thereof.

15. Funds. There is hereby established a special fund to be designated the "General Obligation Street Reconstruction Bonds, Series 2019A Fund" (the "Fund") to be administered and maintained by the Treasurer as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the City. The Fund shall be maintained in

the manner herein specified until all of the Bonds and the interest thereon have been fully paid. There shall be maintained in the Fund the following separate accounts.

(a) Construction Account. To the Construction Account there shall be credited the proceeds of the sale of the Bonds, less capitalized interest. From the Construction Account there shall be paid all costs and expenses of making the Improvements, including the cost of any construction contracts heretofore let and all other costs incurred and to be incurred of the kind authorized in Minnesota Statutes, Section 475.65; and the moneys in the Construction Account shall be used for no other purpose except as otherwise provided by law; provided that the proceeds of the Bonds may also be used to the extent necessary to pay interest on the Bonds due prior to the anticipated date of commencement of the collection of taxes herein levied or covenanted to be levied; and provided further that if upon completion of the Improvements there shall remain any unexpended balance in the Construction Account, the balance shall be transferred by the Council to the Debt Service Account.

(b) Debt Service Account. There are hereby irrevocably appropriated and pledged and shall be credited to the Debt Service Account: (i) all collections of taxes herein or hereafter levied for the payment of the Bonds; (ii) capitalized interest in the amount of \$ \_\_\_\_\_ (together with interest earnings thereon and subject to such other adjustments as are appropriate to provide sufficient funds to pay interest due on the Bond on or before February 1, 2020 (iii) all funds remaining in the Construction Account after completion of the Improvements and payment of the costs thereof; (iv) all investment earnings on funds held in the Debt Service Account; and (v) any and all other moneys which are properly available and are appropriated by the governing body of the City to the Debt Service Account. The Debt Service Account shall be used solely to pay the principal and interest on the Bonds and any other general obligation bonds of the City hereafter issued by the City and made payable from the Debt Service Account as provided by law.

No portion of the proceeds of the Bonds shall be used directly or indirectly to acquire higher yielding investments or to replace funds which were used directly or indirectly to acquire higher yielding investments, except (1) for a reasonable temporary period until such proceeds are needed for the purpose for which the Bonds were issued and (2) in addition to the above in an amount not greater than the lesser of five percent of the proceeds of the Bonds or \$100,000. To this effect, any proceeds of the Bonds and any sums from time to time held in the Construction Account or Debt Service Account (or any other City account which will be used to pay principal or interest to become due on the bonds payable therefrom) in excess of amounts which under then applicable federal arbitrage regulations may be invested without regard to yield shall not be invested at a yield in excess of the applicable yield restrictions imposed by said arbitrage regulations on such investments after taking into account any applicable "temporary periods" or "minor portion" made available under the federal arbitrage regulations. Money in the Construction Account shall not be invested in obligations or deposits issued by, guaranteed by or insured by the United States or any agency or instrumentality thereof if and to the extent that such investment would cause the Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Internal Revenue Code of 1986, as amended (the "Code").

16. Tax Levy; Coverage Test. To provide moneys for payment of the principal and interest on the Bonds there is hereby levied upon all of the taxable property in the City a direct annual ad valorem tax which shall be spread upon the tax rolls and collected with and as part of other general property taxes in the City for the years and in the amounts as follows:

<u>Years of Tax Levy</u>	<u>Years of Tax Collection</u>	<u>Amount</u>
--------------------------	--------------------------------	---------------

See Attached Tax Levy Schedule

The tax levies are such that if collected in full they will produce at least five percent in excess of the amount needed to meet when due the principal and interest payments on the Bonds. The tax levies shall be irrevocable so long as any of the Bonds are outstanding and unpaid, provided that the City reserves the right and power to reduce the levies in the manner and to the extent permitted by Minnesota Statutes, Section 475.61, Subdivision 3.

17. General Obligation Pledge. For the prompt and full payment of the principal and interest on the Bonds, as the same respectively become due, the full faith, credit and taxing powers of the City shall be and are hereby irrevocably pledged. If the balance in the Debt Service Account is ever insufficient to pay all principal and interest then due on the Bonds and any other bonds payable therefrom, the deficiency shall be promptly paid out of any other funds of the City which are available for such purpose, and such other funds may be reimbursed with or without interest from the Debt Service Account when a sufficient balance is available therein.

18. Defeasance. When all Bonds have been discharged as provided in this paragraph, all pledges, covenants and other rights granted by this resolution to the registered holders of the Bonds shall, to the extent permitted by law, cease. The City may discharge its obligations with respect to any Bonds which are due on any date by irrevocably depositing with the Bond Registrar on or before that date a sum sufficient for the payment thereof in full; or if any Bond should not be paid when due, it may nevertheless be discharged by depositing with the Bond Registrar a sum sufficient for the payment thereof in full with interest accrued to the date of such deposit. The City may also at any time discharge its obligations with respect to any Bonds, subject to the provisions of law now or hereafter authorizing and regulating such action, by depositing irrevocably in escrow, with a suitable banking institution qualified by law as an escrow agent for this purpose, cash or securities described in Minnesota Statutes, Section 475.67, Subdivision 8, bearing interest payable at such times and at such rates and maturing on such dates as shall be required, without regard to sale and/or reinvestment, to pay all amounts to become due thereon to maturity or, if notice of redemption as herein required has been duly provided for, to such earlier redemption date.

19. Compliance With Reimbursement Bond Regulations. The provisions of this paragraph are intended to establish and provide for the City's compliance with United States Treasury Regulations Section 1.150-2 (the "Reimbursement Regulations") applicable to the "reimbursement proceeds" of the Bonds, being those portions thereof which will be used by the City to reimburse itself for any expenditure which the City paid or will have paid prior to the Closing Date (a "Reimbursement Expenditure").

The City hereby certifies and/or covenants as follows:

(a) Not later than sixty days after the date of payment of a Reimbursement Expenditure, the City (or person designated to do so on behalf of the City) has made or will have made a written declaration of the City's official intent (a "Declaration") which effectively (i) states the City's reasonable expectation to reimburse itself for the payment of the Reimbursement Expenditure out of the proceeds of a subsequent borrowing; (ii) gives a general and functional description of the property, project or program to which the Declaration relates and for which the Reimbursement Expenditure is paid, or identifies a specific fund or account of the City and the general functional purpose thereof from which the Reimbursement Expenditure was to be paid (collectively the "Project"); and (iii) states the maximum principal amount of debt expected to be issued by the City for the purpose of financing the Project; provided, however, that no such Declaration shall necessarily have been made with respect to: (i) "preliminary expenditures" for the Project, defined in the Reimbursement Regulations to include engineering or architectural, surveying and soil testing expenses and similar prefatory costs, which in the aggregate do not exceed twenty percent of the "issue price" of the Bonds, and (ii) a *de minimis* amount of Reimbursement Expenditures not in excess of the lesser of \$100,000 or five percent of the proceeds of the Bonds.

(b) Each Reimbursement Expenditure is a capital expenditure or a cost of issuance of the Bonds or any of the other types of expenditures described in Section 1.150-2(d)(3) of the Reimbursement Regulations.

(c) The "reimbursement allocation" described in the Reimbursement Regulations for each Reimbursement Expenditure shall and will be made forthwith following (but not prior to) the issuance of the Bonds and in all events within the period ending on the date which is the later of eighteen months after payment of the Reimbursement Expenditure or one year after the date on which the Project to which the Reimbursement Expenditure relates is first placed in service, but not more than three years after the date of the Reimbursement Expenditure.

(d) Each such reimbursement allocation will be made in a writing that evidences the City's use of Bond proceeds to reimburse the Reimbursement Expenditure and, if made within 30 days after the Bonds are issued, shall be treated as made on the day the Bonds are issued.

Provided, however, that the City may take action contrary to any of the foregoing covenants in this paragraph upon receipt of an opinion of its Bond Counsel for the Bonds stating in effect that such action will not impair the tax-exempt status of the Bonds.

20. Certificate of Registration. The City Manager is hereby directed to file a certified copy of this resolution with the County Auditor of Mille Lacs County, Minnesota, together with such other information as the County Auditor shall require, and there shall be obtained from the County Auditor a certificate that the Bonds have been entered in the County Auditor's Bond Registers and that the tax levy required by law has been made.

21. Records and Certificates. The officers of the City are hereby authorized and directed to prepare and furnish to the Purchaser, and to the attorneys approving the legality of the issuance of the Bonds, certified copies of all proceedings and records of the City relating to the Bonds and to the financial condition and affairs of the City, and such other affidavits, certificates and information as are required to show the facts relating to the legality and marketability of the

Bonds as the same appear from the books and records under their custody and control or as otherwise known to them, and all such certified copies, certificates and affidavits, including any heretofore furnished, shall be deemed representations of the City as to the facts recited therein.

22. Negative Covenant as to Use of Proceeds and Improvements. The City hereby covenants not to use the proceeds of the Bonds or to use the Improvements, or to cause or permit them to be used, or to enter into any deferred payment arrangements for the cost of the Improvements, in such a manner as to cause the Bonds to be "private activity bonds" within the meaning of Sections 103 and 141 through 150 of the Code.

23. Tax-Exempt Status of the Bonds; Rebate. The City shall comply with requirements necessary under the Code to establish and maintain the exclusion from gross income under Section 103 of the Code of the interest on the Bonds, including without limitation (i) requirements relating to temporary periods for investments, (ii) limitations on amounts invested at a yield greater than the yield on the Bonds, and (iii) the rebate of excess investment earnings to the United States if the Bonds (together with other obligations reasonably expected to be issued and outstanding at one time in this calendar year) exceed the small issuer exception amount of \$5,000,000.

For purposes of qualifying for the small issuer exception to the federal arbitrage rebate requirements for governmental units issuing \$5,000,000 or less of bonds, the City hereby finds, determines and declares that (i) the Bonds are issued by a governmental unit with general taxing powers; (ii) no Bond is a private activity bond; (iii) ninety five percent or more of the net proceeds of the Bonds are to be used for local governmental activities of the City (or of a governmental unit the jurisdiction of which is entirely within the jurisdiction of the City); and (iv) the aggregate face amount of all tax exempt bonds (other than private activity bonds) issued by the City (and all entities subordinate to, or treated as one issuer with the City) during the calendar year in which the Bonds are issued and outstanding at one time is not reasonably expected to exceed \$5,000,000, all within the meaning of Section 148(f)(4)(D) of the Code.

24. Designation of Qualified Tax-Exempt Obligations. In order to qualify the Bonds as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code, the City hereby makes the following factual statements and representations:

- (a) the Bonds are issued after August 7, 1986;
- (b) the Bonds are not "private activity bonds" as defined in Section 141 of the Code;
- (c) the City hereby designates the Bonds as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code;
- (d) the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds, treating qualified 501(c)(3) bonds as not being private activity bonds) which will be issued by the City (and all entities treated as one issuer with the City, and all subordinate entities whose obligations are treated as issued by the City) during this calendar year 2019 will not exceed \$10,000,000;

(e) not more than \$10,000,000 of obligations issued by the City during this calendar year 2019 have been designated for purposes of Section 265(b)(3) of the Code; and

(f) The aggregate face amount of the Bonds does not exceed \$10,000,000.

The City shall use its best efforts to comply with any federal procedural requirements which may apply in order to effectuate the designation made by this paragraph.

25. Severability. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

26. Official Statement. The Official Statement relating to the Bonds prepared and distributed by Northland Securities, Inc., is hereby approved and the officers of the City are authorized in connection with the delivery of the Bonds to sign such certificates as may be necessary with respect to the completeness and accuracy of the Official Statement.

27. Headings. Headings in this resolution are included for convenience of reference only and are not a part hereof, and shall not limit or define the meaning of any provision hereof.

The motion for the adoption of the foregoing resolution was duly seconded by member \_\_\_\_\_ and, after a full discussion thereof and upon a vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

Whereupon the resolution was declared duly passed and adopted.

STATE OF MINNESOTA  
MILLE LACS COUNTY  
CITY OF MILACA

I, the undersigned, being the duly qualified and acting City Manager of the City of Milaca, Minnesota, DO HEREBY CERTIFY that I have compared the attached and foregoing extract of minutes with the original thereof on file in my office, and that the same is a full, true and complete transcript of the minutes of a meeting of the City Council duly called and held on the date therein indicated, insofar as the minutes relate to considering proposals and awarding the competitive negotiated sale of \$555,000 General Obligation Street Reconstruction Bonds, Series 2019A.

WITNESS my hand on \_\_\_\_\_.

\_\_\_\_\_  
City Manager

EXHIBIT A  
LEVY SCHEDULE

**ORDINANCE NO. 452- FIRST READING  
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 ~~striketrough~~

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 cart has fully functioning headlights and taillights, and 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 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.

(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 that do not have fully functioning headlights and taillights may only be operated on permitted routes from sunrise to sunset. Motorized golf carts the do have fully functioning headlights and taillights may operate after sunset as long as the headlights are utilized to ensure visibility. 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 VEIDCLE 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 penalized 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 \_\_\_\_ day of \_\_\_\_\_, 201\_.

\_\_\_\_\_  
Harold Pedersen, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Pfaff, City Manager

**ORDINANCE NO. 453- FIRST READING  
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 ~~striketrough~~

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 not 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) 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 of M.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 student 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.

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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. 1a., as it may be amended from time to time, and M.S. § 84.87, subd. 3, nothing in this subchapter shall prohibit the use of RMVs 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 \_\_\_\_\_, 201\_.

\_\_\_\_\_  
Harold Pedersen, Mayor

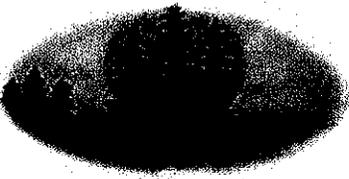
ATTEST:

\_\_\_\_\_  
Tammy Pfaff, City Manager

# Calls for Service By

5/1/2019 to 5/31/2019

Type	Sub Type	Total
Accident		5
Agency Assist		36
Alarm		10
Animal		9
Assault		1
Burglary		1
CDTP		7
Child Custody		2
Community Contact		4
Community Contact		3
Debris		1
Disturbance		10
Domestic		1
Driving Complaint		3
Family Services Referral		2
Found Property		3
Fraud-Forgery-Scam		2
Gas Drive Off		1
Harassment Complaint		8
Icr Misc		30
Juvenile Complaint		23
Lockout		13
Medical		28
Motorist Assist		2
Parking Complaint		11
Property Exchange		2
Public Assist		22
Suicidal Party		1
Suspicious Activity		16
Theft		17
Threats Complaint		6
Traffic		72
Trespass Complaint		2
Welfare Check		8
<b>Grand Total</b>		<b>362</b>



# Milaca Public Works

## *Supervisor's Report for May – June*

### **Public Works:**

- Wastewater ponds currently discharging.
- New wastewater permit being issued, currently in pre-public draft 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.
- MPCA wastewater records inspection June 11<sup>th</sup>.
- Digital reader board installed and operational.
- Pot hole patching streets continues. (Roller broke down, currently repairing)
- Street painting finished.
- New downtown flags ordered and put up.
- Sewer cleaning in problematic areas.
- Old water tower is currently being painted.
- Replacing old water meters with new.

### **Parks:**

- Changing shelter built at trail entrance.
- Splash Pad open.
- Playground equipment to hopefully be installed in July.
- Painted well house in Rec Park that was vandalized.
- Gorecki addition will be published for bids soon.
- Asphalt and concrete quotes to be chosen at council meeting.
- Band Shell electric vandalized, was repaired. Will be installing camera in Band Shell.

### **Airport:**

- Mowing

DONATION PROJECTS LIST			
Type of Project	Location	ESTIMATED COST	Year of Project
Addition to the Gorecki Building	Rec Park	\$ 175,000.00	Council apprv going out for bids
Splash Pad Shelter-Pergola/ 20'x 30' concr	Rec Park	\$ 30,000.00	NEED 2 QUOTES
Walking Trail pavement	Rec Park	\$ 40,000.00	NEED 2 QUOTES
Hockey Rink/Pickle Ball Court	Rec Park	\$ 75,000.00	NEED 2 QUOTES
concrete Slab for Pickleball Court	Rec Park	\$ 60,000.00	NEED 2 QUOTES
Parking Lot Pavement West of Gorecki bui	Rec Park	\$ 26,000.00	NEED 2 QUOTES
Canoe/Tubing Access	Rec Park	\$ 3,000.00	NEED 2 QUOTES
Fishing Pier- north of walking Bridge	Rec Park	\$ 9,000.00	NEED 2 QUOTES
Handicap Wheel Chair Swing-	Rec Park	\$ 10,000.00	NEED 2 QUOTES
Mountain Bike Trails	Rec Park	\$ 10,000.00	2 Quotes- Shelters & Benches
Skate Park Expansion	Rec Park	\$ 10,000.00	NEED 2 QUOTES
Basketball Court Expansion	Rec Park	\$ 5,000.00	NEED 2 QUOTES
Outdoor Adult Exercise Equipment	Rec Park	\$ 40,000.00	STATE BID
Lions Shelter Building Improvements	Rec Park	\$ 2,500.00	NEED 2 QUOTES
Rings for protection to trees	Rec Park		from city budget
Plant additional trees	Rec Park		Hire someone with equip
Campsites-add sites with Elec and Water &	Rec Park	\$ 6,000.00	NEED 2 QUOTES
XUV for Parks/Trails Maintenance	Rec Park/Trails	\$ 19,071.17	STATE BID
Porta Potty Enclosure	Rec Park	\$ 1,500.00	NEED 2 QUOTES
Pavers	Rec Park	\$ 500.00	
Fill in the low area by JC building	Rec Park		NEED 2 QUOTES
Christmas Lights in the Park	Rec Park	\$ 20,000.00	Consider adding this
AVAILABLE FOR OTHER PARK PROJECTS		\$ 37,567.58	
<b>TOTAL PROJECT COST- REC PARK</b>		<b>\$ 580,133.75</b>	
Veteran's Memorial	Trimble	\$ 25,000.00	
New Playground Equipment	Trimble	\$ 160,000.00	STATE BID/Paid for half
<b>TOTAL PROJECT COST- TRIMBLE</b>		<b>\$ 185,000.00</b>	
Riverview Park Site Improvements	RiverView	\$ 25,000.00	Porta Potty- Discuss other items
Reinike Park Improvements	Reinke	\$ 10,000.00	DECIDE WHAT TO IMPROVE
<b>TOTAL PROJECT COST- Reinike/River Park</b>		<b>\$ 35,000.00</b>	
Economic Development		\$ 25,000.00	DECIDE WHAT TO IMPROVE
Police Department		\$ 25,000.00	DECIDE WHAT TO IMPROVE
Fire Department		\$ 25,000.00	DECIDE WHAT TO IMPROVE
Sam to go to full-time		\$ 20,000.00	
Digital Reader Board-	By the Museum	\$ 33,330.00	2 QUOTES RECVD
Rum River Foundation		\$ 25,000.00	
Other Misc		\$ 25,000.00	
Senior Center Roof		\$ 21,531.25	
<b>TOTAL PROJECT COST- OTHER</b>		<b>\$ 199,861.25</b>	
<b>TOTAL COST</b>		<b>\$ 1,000,000.00</b>	



A PLAYCORE Company

Minnesota / Wisconsin Playground
5101 Highway 55, Suite 6000
Golden Valley, Minnesota 55422
Ph. 800-622-5425 | 763-546-7787
Fax 763-546-5050 | info@mnwiplay.com

State Bid

QUOTE #24825

05/31/2019

City of Milaca- GT Fit

City of Milaca
Attn: Gary Kirkeby
255 1st Street East
Milaca, MN 56353
Phone: 320-983-6547
gkirkeby@milacacity.com

Ship To Zip: 56353

Table with 5 columns: Quantity, Part #, Description, Unit Price, Amount. Rows include items like GameTime - Captain'S Chair - In-Ground Mount, GameTime - Balance Board Station, GameTime - Bench Dip Station, GameTime - Horizontal Chin Up In ground. SubTotal: \$6,457.00, Freight: \$1,107.04, Total Amount: \$7,564.04

This quotation is subject to polices in the current Gametime Park and Playground catalog and the following terms and conditions. Our quotation is based on shipment of all items at one time to a single destination, unless noted, and changes are subject to price adjustment. Purchases in excess of \$1,000.00 to be supported by your written purchase order made out to Gametime, c/o Minnesota/Wisconsin Playground.

Pricing: f.o.b. factory, firm for 30 days from date of quotation. A tax-exempt certificate is needed at time of order entry for all orders whether from tax-supported government agencies or not. Sales tax, if applicable, will be added at time of invoice unless a tax exempt certificate is provided at time of order entry.

Payment terms: net 30 days for tax supported governmental agencies. Should this quotation be forwarded to an agency not listed on this quote, credit terms, as well as other terms and conditions herein, may be need to be altered. For instance, non-tax supported organization purchasing any or all products and/or services quoted herein may require full payment for that amount due at time of order entry. Remaining balance owed by tax supported agency, if any, shall still be net 30 days. A 1.5% per month finance charge will be imposed on all past due accounts. Equipment shall be invoiced separately from other services and shall be payable in advance of those services and project completion. Retainage not accepted.

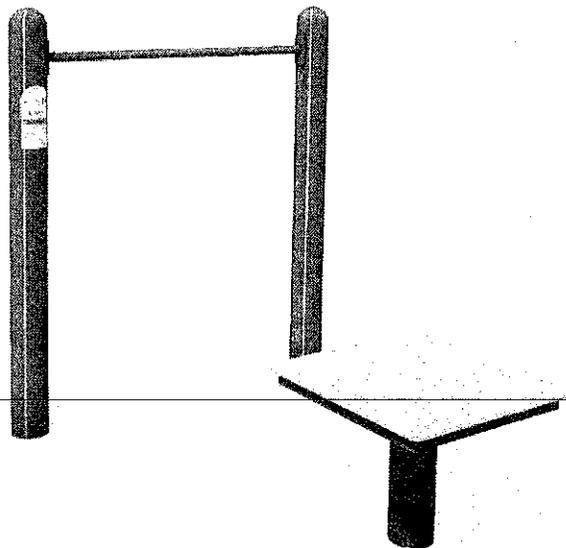
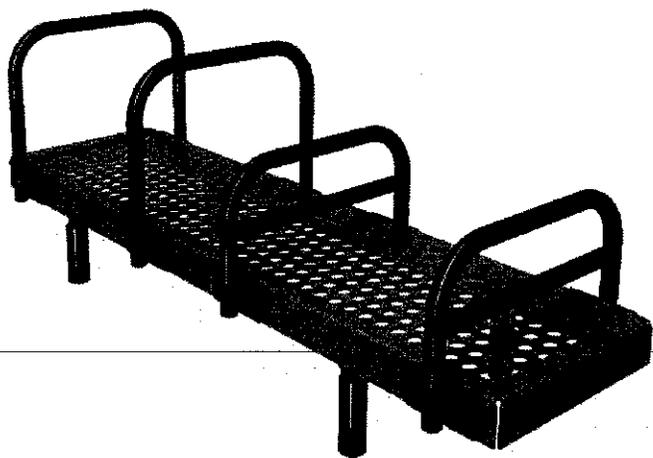
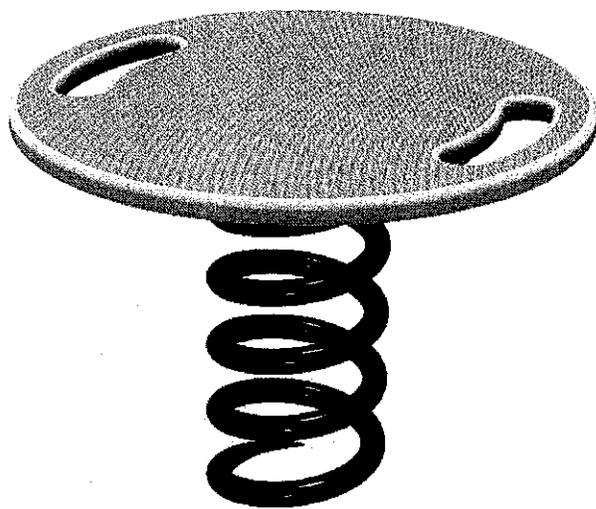
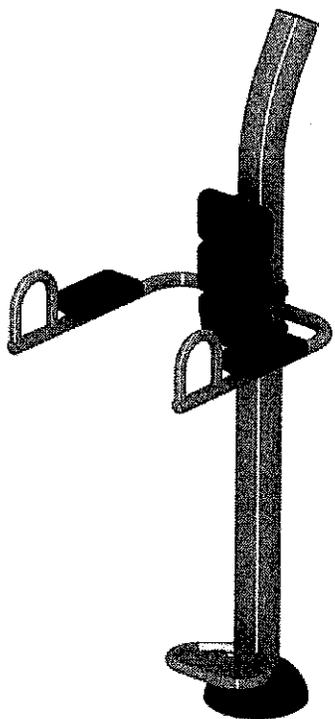
Freight charges: Prepaid & added

Exclusions: unless specifically included, this quotation excludes all site work and landscaping; removal of existing equipment; acceptance of equipment and off-loading; storage of goods prior to installation; equipment assembly and installation; safety surfacing; borders and drainage provisions.

Order Information:

Form with fields for Bill To, Company, Attn, Address, City, State, Zip, Contact, Tel, Fax, Ship To, Project Name, Attn, Address, City, State, Zip, Contact, Tel, Fax.





## ASPHALT QUOTES

PROJECT NAME	Omann Brothers		MN Paving and Material	
Alley behind FNB 3" Pavement	\$	21,482.00	\$	23,000.00
Liquor Store Back Parking Lot 3.5" Pavement	\$	54,320.00	\$	60,900.00
Museum Parking Lot 3" Pavement	\$	5,000.00	\$	9,850.00 *2.5"
Walking Trail 3" Pavement	\$	36,643.50	\$	47,500.00
Splash Pad Parking Area 3" Pavement	\$	4,799.58	\$	11,300.00
	<b>\$</b>	<b>122,245.08</b>	<b>\$</b>	<b>152,550.00</b>

## CONCRETE QUOTES

PROJECT NAME	Omann Brothers		Stony Hill Masonry/Jensen Earthworks	
Hockey Rink	\$	43,064.00	\$	41,480.00
Basketball Court	\$	13,657.00	\$	14,370.00
Splash Pad Shelter	\$	9,843.00	\$	9,732.00
City Hall Sidewalk/steps	\$	36,645.00	\$	22,268.00
	<b>\$</b>	<b>103,209.00</b>	<b>\$</b>	<b>87,850.00</b>

**City of Milaca**  
**Planning Commission Agenda**  
**June 10, 2019**  
**6:00 P. M.**  
**255 1<sup>st</sup> St. E City Hall Council Room**

1. Open public hearing for changes in City Zoning Ordinance Chapter 156.
2. Close public hearing
3. Open Regular Planning Commission Meeting
4. Call to Order/ Roll Call
5. Approve the minutes from the May 14, 2019 Planning Commission Meeting
6. New Business
  - Changes to zoning ordinance Land Uses Chapter 156
7. Other Business
8. Adjourn

## MILACA PLANNING COMMISSION

**A MEETING OF THE PLANNING COMMISSION OF THE CITY OF MILACA WAS DULY HELD ON THE 14<sup>th</sup> DAY OF MAY 2019, AT 255 1<sup>st</sup> ST. E. FOR THE PURPOSE OF PUBLIC HEARING AND REGULAR MEETINGS.**

**UPON ROLL CALL, THE FOLLOWING MEMBERS WERE PRESENT:**

Scott Harlicker X                      Joel Millam X                      Sherie BillingsX                      Arla Johnson X  
Pam Novak X

**EX-OFFICIO MEMBERS:**

Marshall Lind, Building Official/ Zoning Administrator    X

Cory Pederson, City Council Liaison    X

**Others Present:**

Carvin Buzzell

**Chairman Harlicker opened the public hearing for the request from Carvin Buzzell for a conditional use to have an outside patio in the B-2 General Business Zoning District.**

With no comments, Chairman Harlicker closed the public hearing for the conditional use.

**The Regular Planning Commission was called to order and roll call was taken.**

Motion was made by Commissioner Johnson to approve the minutes of the March 11, 2019 planning commission meeting. Motion was second by Commissioner Billings.

Motion **passed** unanimously

Commissioner Millam made the motion to approve the conditional use request from Carvin Buzzell to have an outside patio located in the B-2 General Business District with the following conditions:

1. The outside patio area shall be reflected on the owners liability insurance
2. Patio must be on the premises
3. Patio must be connected to their main building
4. Patio must be compact and contiguous
5. Patio must have a fence around it
6. Maximum size of the patio is 25 ft. by 90 ft.
7. Any use of the East sidewalk would need to meet the MN State Building Code
8. The construction of the mezzanine/patio must meet MN State Building Code
9. Must meet City of Milaca Zoning Ordinance for required setbacks
10. If there is debris from the patio area to surrounding properties, the passing of alcohol over the fence or noise concerns, the City may require the fence to be extended to 8ft. high or the City Council may revoke the Conditional Use
11. Any complaints or police calls to the establishment are grounds for revoking the Conditional Use

Commissioner Johnson seconded the motion.

Discussion:

Lind stated that Mr. Buzzell is asking for a 25' by 90' patio located on the North side of his building, he is also asking for seating to be located on the sidewalk of his building on the East side of the building and in the future, to have a mezzanine to be above the patio on the North side of the building. Commissioner Hallicker asked about how many parking spaces he had and would there be enough for the added seating space? Mr. Buzzell was not sure how many spaces he has but he does have a verbal agreement with the property to the South of his to be able to use parking on this property.

Commissioner Harlicker stated that it would be good to get something in writing stating that he can use the property of parking.

Commissioner Billings asked how many tables would be added to the outside patio? Mr. Buzzell stated he wasn't sure at this time.

There were questions about the type of fence, Mr. Buzzell stated that he wanted to put up a split rail type of fence around the patio.

Commissioner Harlicker asked about outside speakers or music, Mr. Buzzell stated that he would like too. There were questions about the noise ordinance and Lind stated that the noise ordinance goes into effect at 10:00pm. Consensus with commission is that the City noise ordinance would take care of any problems with noise.

There was more discussion about the added parking that would be required by City Parking Ordinance, the consensus of the Commission was that the patio would be a seasonal use and only used when the weather would allow, they felt that the existing parking on the property would be suffice.

Motion **passed** unanimously.

Planning Commission then reviewed and discussed changes to the Zoning Ordinance Land Uses Chapter 156. There will be a public hearing and recommendation to City Council on the changes at the next months meeting.

With no other business a motion to adjourn was made by Commissioner Novak, second by Commissioner Millam.

Motion **passed** unanimously

Minutes respectfully submitted by,

*Marshall Lind*

Marshall Lind  
Zoning Administrator

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Full minutes can be heard on tape on file

§ 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.*

<b>Requirement</b>	<b>Conditions</b>	<b>Dimension</b>
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.*

<b>Requirement</b>	<b>Condition</b>	<b>Dimension</b>
Lot, minimum area		7,200 sq. ft.
Yard, minimum (front, side, and rear)	Inside the district	10 ft.
		30 ft. from adjacent district

**Add to Requirements:**

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. Delete~~

**§ 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.*

<i>Requirement</i>	<i>Conditions</i>	<i>Dimension</i>
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.

(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.

(C) No curb cut access shall be located closer than 25 feet from the intersection of two or more street rights-of-way for residential uses, and 40 feet for commercial and industrial areas. This distance shall be measured from the intersection of lot lines. Talked to the City Engineer, he said for a safety standpoint, he is fine with these distances, but we could look at it on a case by case basis.

(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	<del>10 spaces</del> 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	<del>As required by the State Department of Education</del>

**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 used for living in, housing 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 48-72-hour period during any consecutive four-month period
- (I) 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.

## Marshall Lind

---

**From:** Gravel, Phil <Phil.Gravel@stantec.com>  
**Sent:** Tuesday, May 21, 2019 12:30 PM  
**To:** Marshall Lind  
**Subject:** Zoning Ordinance ... driveway setback from corner

Hi Marshall-

As we discussed, driveway setbacks from corners are generally in ordinances for safety purposes. I'm not aware of any ordinances that allow driveways any closer than what is allowed in the existing Milaca ordinance.

I'd suggest that we leave the requirements in the ordinance. We could deal with any specific problem parcels on an individual basis.

Phil

**Phil Gravel**

Principal  
612-712-2053  
Stantec



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**From:** Marshall Lind <[mlind@milacacity.com](mailto:mlind@milacacity.com)>  
**Sent:** Wednesday, May 15, 2019 11:43 AM  
**To:** Gravel, Phil <[Phil.Gravel@stantec.com](mailto:Phil.Gravel@stantec.com)>  
**Subject:** Zoning Ordinance

Phil,

The Planning Commission is going through the zoning book and will be recommending any changes that should be done.

Under Ordinance 156.083 Stall, Aisle and Driveway Design(C): No curb cut access shall be located closer than 25 feet from the intersection of two or more street right-of-way for residential uses and 40 feet for commercial and industrial areas. This distance shall be measured from the intersection of lot lines.

They were thinking that this sound excessive, with Holiday gas station and all the businesses along Central, they don't believe any of these businesses would meet this code. They wanted me to ask you if these distances are standard or what would you recommend?

---

Thanks  
Marshall

---

[Spam](#)

[Phish/Fraud](#)

[Not spam](#)

[Forget previous vote](#)

**1. c. School (Public, Denominational or Private)**

1. Elementary School 1.5 spaces per 30 person classroom.
2. Junior High School 3.5 spaces per 30 person classroom.
3. Senior High School 9.5 spaces per 30 person classroom.

**2. 27. Schools:** Elementary schools shall provide at least one parking space for each employee or one parking space for every three seats in the auditorium or multi-purpose room, whichever is greater, plus off-street loading space for at least two school buses. Junior high schools shall provide at least one parking space for every three seats in the main auditorium or assembly hall. High schools shall provide the greater of the following:

- a. At least one parking space for each employee and one parking space for every three students in the eleventh and twelfth grades, or
- b. At least one parking space for every three seats in the main auditorium or stadium, whichever is the greater.

**3. B. Required Off Street Parking School, elementary and junior high (public or private) ~~1 space per 12 students plus one space for each employee~~**

2.5 spaces per classroom

<p><b>4. Schools</b></p> <p>Elementary/junior high</p>	<p>1.5 spaces for each classroom, plus 1 space for every 75 sq. ft. of assembly area in an auditorium, plus 1 bus loading space for each 100 students or portion thereof.</p>
<p>High school</p>	<p>5 spaces for each classroom, plus 1 space for each 75 sq. ft. in assembly rooms and auditoriums, plus 1 bus loading space for each 100 students or portion thereof.</p>

<p><b>5. Elementary or junior high school</b></p>	<p>1 space per 200 square feet teaching area, or public assembly requirement, whichever is greater.</p>
<p>Senior high school</p>	<p>1 space per 100 square feet teaching area, or public assembly requirement, whichever is greater.</p>

6. Elementary and junior high

1.5 per teaching station

High school

6 per  
teaching  
station

*Minimum:* 1 per 4 students

*Maximum:* 1 per 2 students (*San Antonio, Tex., pop. 1,144,646*)

*Minimum:* 3 spaces per 1,000 square feet of floor area (excluding dorms, for which residential facility standards apply).

*Maximum:* 3.8 spaces per 1,000 square feet of floor area (excluding dorms, for which residential facility standards apply) (*Gresham, Ore., pop. 90,205*)



Bicycle Parking Standard: 0.3 spaces per 1,000 square feet of floor area (excluding dorms, for which residential facility standards apply) (*Gresham, Ore., pop. 90,205*)

Bicycle Parking Standard: 1 per 4 employees, plus 1 per 4 students (*Madison, Wisc., pop. 208,054*)

Bicycle Parking Standard: 1 per 3 students and staff (*Tigard, Ore., pop. 41,223*)

Bicycle Parking Standard: 1 per 5 vehicle spaces which are 1 per 2 students (*Grand Junction, Colo., pop. 41,498*)

**educational facilities, elementary school**

- 1 space for every 5 seats in principal assembly room (*Raleigh, N.C., pop. 276,093*)

- 1 parking space for each classroom, plus 1 parking space for each employee or 1 space for each 3 auditorium seats whichever is greater. Additional parking may be required if determined necessary in the conditional approval process for the aforesaid institutions. (*Boca Raton, Fla., pop. 74,764*)

- 1 space for each teacher, 1 space for each 2 employees and administrative personnel, and 1 space for each classroom, plus safe and convenient loading and unloading of students (*Thomasville, Ga., pop. 18,162*)

- 1.35 for each classroom, plus 1 for every 6.5 fixed seats or for every 42 square feet of seating area where there are no fixed seats in auditorium or assembly areas (*Eugene, Ore., pop. 137,893*)

- 2 per classroom (*Arlington, Mass., pop. 42,389*)

- 3 per room used for administration or classroom (*Provo, Utah, pop. 105,166*)

- 3 per classroom (*Jefferson County, Colo., pop. 527,056*)

- 5 spaces, plus 1 space per classroom or 1 space per 10 seats of largest assembly room, whichever is larger (*Aventura, Fla., pop. 25,267*)

*Minimum:* 2 spaces per classroom

*Maximum:* 2.5 spaces per classroom (*Gresham, Ore., pop. 90,205*)

*Minimum:* 2 spaces for each classroom, or 1 space for each 5 seats in the primary assembly area, whichever is greater or as determined upon review by the planning director

*Maximum:* 3 spaces for each classroom, or 1 space for each 3 seats in the primary assembly area, whichever is greater or as determined upon review by the planning director (*Jefferson County, Ky., pop. 693,604*)

*Minimum:* 1 per 25 classroom seats

*Maximum:* 1 per 15 classroom seats (*Glenville, N.Y., pop. 28,183*)



Bicycle Parking Standard: 8 per classroom (*Gresham, Ore., pop. 90,205*)

Bicycle Parking Standard: 2 per 10 students (*Grand Junction, Colo., pop. 41,498*)

**educational facilities, high school**

- 0.33 per student, plus 1 per staff (*Hickory, N.C., pop. 37,222*)

- 1 parking space for each student classroom, plus 1 parking space for each employee, plus 1 parking space for each 5 students or 1 space for each 3 auditorium or stadium seats, whichever is greater. Additional parking may be required if determined necessary in the conditional approval process of the aforesaid institutions. (*Boca Raton, Fla., pop. 74,764*)

- 1 space for every 600 square feet of academic space (*Raleigh, N.C., pop. 276,093*)

- 1 space per employee station, plus 1 space per 5 seats in an appurtenant stadium or gymnasium, whichever has the greater capacity (*Columbia, Mo., pop. 84,531*)

- 1 parking space shall be provided for each 8 students (based on the maximum number of students that the facility is designed to handle at any 1 time), plus 2 spaces for each classroom. However, if a place of assembly is provided in the school and the parking space provided for the place of assembly is equal to or in excess of the requirement for the classroom, the classroom requirement need not be provided. (*Gurnee, Ill., pop. 28,834*)

- 1 space for each teacher, employee, and administrative personnel, plus safe and convenient loading of students, plus 5 spaces for each classroom (*Thomasville, Ga., pop. 18,162*)

- 1.35 for each classroom, plus 1 for every 4.5 fixed seats or for every 40 square feet of seating area where there are no fixed seats in auditorium or assembly area (*Eugene, Ore., pop. 137,893*)

- 3 spaces per room used for administration or classroom, plus 1 per 4 students (*Provo, Utah, pop. 105,166*)

- 5 spaces for each classroom and 3 spaces for each administrative office, plus 1 space for each 3 fixed seats in auditoriums and other places of assembly. If an outdoor stadium is built in conjunction with the school, only the parking spaces in excess of the other parking spaces required for the school shall be required. (*Alexander County, N.C., pop. 33,603*)

- 10 spaces, plus 1 space per classroom, plus 1 space for each 5 students or 1 space per 10 seats of largest assembly room, whichever is larger (*Aventura, Fla., pop. 25,267*)

*Minimum:* 0.6 spaces per 1,000 square feet of floor area  
*Maximum:* 0.8 spaces per 1,000 square feet of floor area (*Gresham, Ore., pop. 90,205*)

*Minimum:* 5 spaces for each classroom, or 1 space for each 4 seats in the primary assembly area, whichever is greater or as determined upon review by the planning director

*Maximum:* 10 spaces for each classroom, or 1 space for each 3 seats in the primary assembly area, whichever is greater or as determined upon review by the planning director (*Jefferson County, Ky., pop. 693,604*)

*Minimum:* 1 per 15 classroom seats

*Maximum:* 1 per 8 classroom seats (*Glenville, N.Y., pop. 28,183*)



Bicycle Parking Standard: 8 per classroom (*Gresham, Ore., pop. 90,205*)

Bicycle Parking Standard: 1 per 4 employees, plus 1 per 4 students (*Madison, Wisc., pop. 208,054*)

Bicycle Parking Standard: 6 per classroom (*Tigard, Ore., pop. 41,223*)

Bicycle Parking Standard: 1 per 20 students (*Grand Junction, Colo., pop. 41,498*)

**educational facilities, kindergarten**

- 1 space per teacher, plus 1 per other employee (*Kennewick, Wash., pop. 54,693*)

- 2 per teacher, plus parking and loading (*Dallas, Tex., pop. 1,188,580*)

- 2 spaces per teacher (*Deschutes County, Ore., pop. 115,367*)

*Minimum:* 3.4 spaces per 1,000 square feet of floor area

*Maximum:* 4.3 spaces per 1,000 square feet of floor area (*Gresham, Ore., pop. 90,205*)



Bicycle Parking Standard: 1.5 spaces per classroom (*Gresham, Ore., pop. 90,205*)

**educational facilities, nursery school**

- 1 parking space shall be provided for each employee (*Gurnee, Ill., pop. 28,834*)

- 1 space per staff member, plus 1.5 spaces for each classroom, to the highest whole number (*Niagara Falls, N.Y., pop. 55,593*)

- 1 space per employee, plus a sufficient number of spaces to accommodate all persons who may be at the establishment at any 1 time under normal operating conditions. A minimum total off-street parking of 1 space per 4 children shall be provided. (*Smithfield, Va., pop. 6,324*)

- 1 space per 200 square feet (*Ormond Beach, Fla., pop. 36,301*)

- 1 per 6 students for which the facility is licensed, plus 1 per employee (*Kern County, Calif., pop. 661,645*)

- 1.25 for each staff member (*Lansing, N.Y., pop. 10,521*)

- 1.40 per employee per staff (*Rapid City, S.Dak., pop. 59,607*)

- 3 per 1,000 square feet of gross floor area (*Jefferson County, Colo., pop. 527,056*)

- 5 spaces, plus 1 per employee or 1 space per 400 square feet of gross floor area, whichever is larger (*Aventura, Fla., pop. 25,267*)

*Minimum:* 1 per classroom

*Maximum:* 2 per classroom (*San Antonio, Tex., pop. 1,144,646*)

*Minimum:* 2 spaces for each employee on maximum shift or 1 space for each employee on maximum shift, plus an area designated for children drop-off and pick-up that must be approved by the agency responsible for the approval of off-street parking facilities

*Maximum:* 4 spaces for each employee on maximum shift or 2 spaces for each employee on maximum shift, plus an area designated for children drop-off and pick-up that must be approved by the agency responsible for the approval of off-street parking facilities (*Jefferson County, Ky., pop. 693,604*)



Bicycle Parking Standard: 1 per classroom (*Tigard, Ore., pop. 41,223*)

**educational facilities, preschool (see educational facilities, nursery school)**

**educational facilities, primary/secondary**

- Parking space for each employee, plus 1 space per classroom, or 1 space for each 3 auditorium seats whichever is greater. Additional parking may be required if determined necessary in the conditional approval process for the aforesaid institutions. (*Boca Raton, Fla., pop. 74,764*)

- 1 space per 15 students (*Bloomington, Ind., pop. 69,291*)

- 1 space for each employee, plus 5 spaces for off-street drop-off or pick-up (*Alexander County, N.C., pop. 33,603*)

- 1.5 per classroom (*Hickory, N.C., pop. 37,222*)

- 2 parking spaces shall be provided for each classroom. However, if a place of assembly is provided in the school and the parking spaces provided for the place of assembly is equal to or in excess of the requirement for the classrooms, the classroom requirements need not be provided. (*Gurnee, Ill., pop. 28,834*)

- 3 per classroom (*Jefferson County, Colo., pop. 527,056*)

## **Marshall Lind**

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**From:** Planner <planner@cityofhinckley.com>  
**Sent:** Wednesday, May 29, 2019 8:56 AM  
**To:** Marshall Lind  
**Subject:** RE: Parking Ordinance

Marshall,

Our ordinance does not list schools specifically for parking requirements. I usually apply the requirements for " Auditorium, stadium, gymnasium, community center: 1 space for each 4 permanent seats in the largest assembly plus 1 for each 250 sq. ft. of office area, 1 off-street loading space for each structure over 100,000 sq. ft. of gross floor area".

I hope this helps, but let me know if you need additional information or have questions.

Mark

Mark Perry  
City Planner / Zoning Administrator / Building Inspector  
City of Hinckley  
PO Box 366  
106 First St. SE  
320-384-7491 ext. 1500  
[www.hinckley.govoffice2.com](http://www.hinckley.govoffice2.com)

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**From:** Marshall Lind <[mlind@milacacity.com](mailto:mlind@milacacity.com)>  
**Sent:** Wednesday, May 22, 2019 7:49 AM  
**To:** Planner <[planner@cityofhinckley.com](mailto:planner@cityofhinckley.com)>  
**Subject:** Parking Ordinance

**Caution:** This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender.

Mark,

What does your parking ordinance say about required parking spaces for schools?

---

Thanks  
Marshall

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[Spam](#)  
[Phish/Fraud](#)  
[Not spam](#)  
[Forget previous vote](#)

## Milaca Economic Development Commission

May 20, 2019 meeting 7:30 AM City Hall

Present: Joe, Brad, Joe, Marshal, Jeff, Dave, Matt, Jordan DeBoer, Andrea, Tim T.

Call Meeting to order – 7:34

Secretary's Report – Tim read the minutes

### Old Business

ECRDC Opportunity Zone 101 Meeting, April 29, 2019, Milaca City Hall

-Joe attended and reported to the group. This is a federal project that allows those in the zone to spread out the capitol gains over a period of time. Incentivizing others to focus on economic investment into rural areas. A handout was provided with a map of the East Central Region (7E) Opportunity Zones. If you invest in these areas following this program, for 10 years, there would be no capital gains (partial credit after 5 and 7 years). Based on state determined criteria, Milaca and the northwest of the city have qualified for the program.

Cointainer Industrial Park Lot – Tammy asked the group about what the next steps should be for this lot. Does the city try to sell it? A neighboring business has expressed interest for a future expansion. The group generally felt that it would be better to try to sell it to a business that was going to start right away, versus having someone purchase it and sit on it until they can expand. Tammy will visit with Bob to see what his plans are. Discussion took place around the cement slab that is still on the lot from Cointainer. Tammy will get a cost for the removal of the slab and report back.

Kwik Trip – They started construction. General discussion on the status of the building. The estimated completion date of September.

### New Business

City of Milaca, Community Event Coordinator

Ashley Hughes

[ahughes@milacacity.com](mailto:ahughes@milacacity.com)

(763) 439-7856

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-Ashley has been working on some events for the city. "Floatilla" down the Rum River is scheduled for June 22 from 2:00-5:00.

### Other:

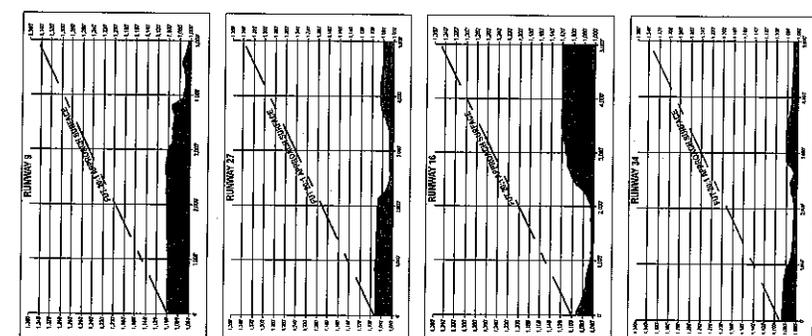
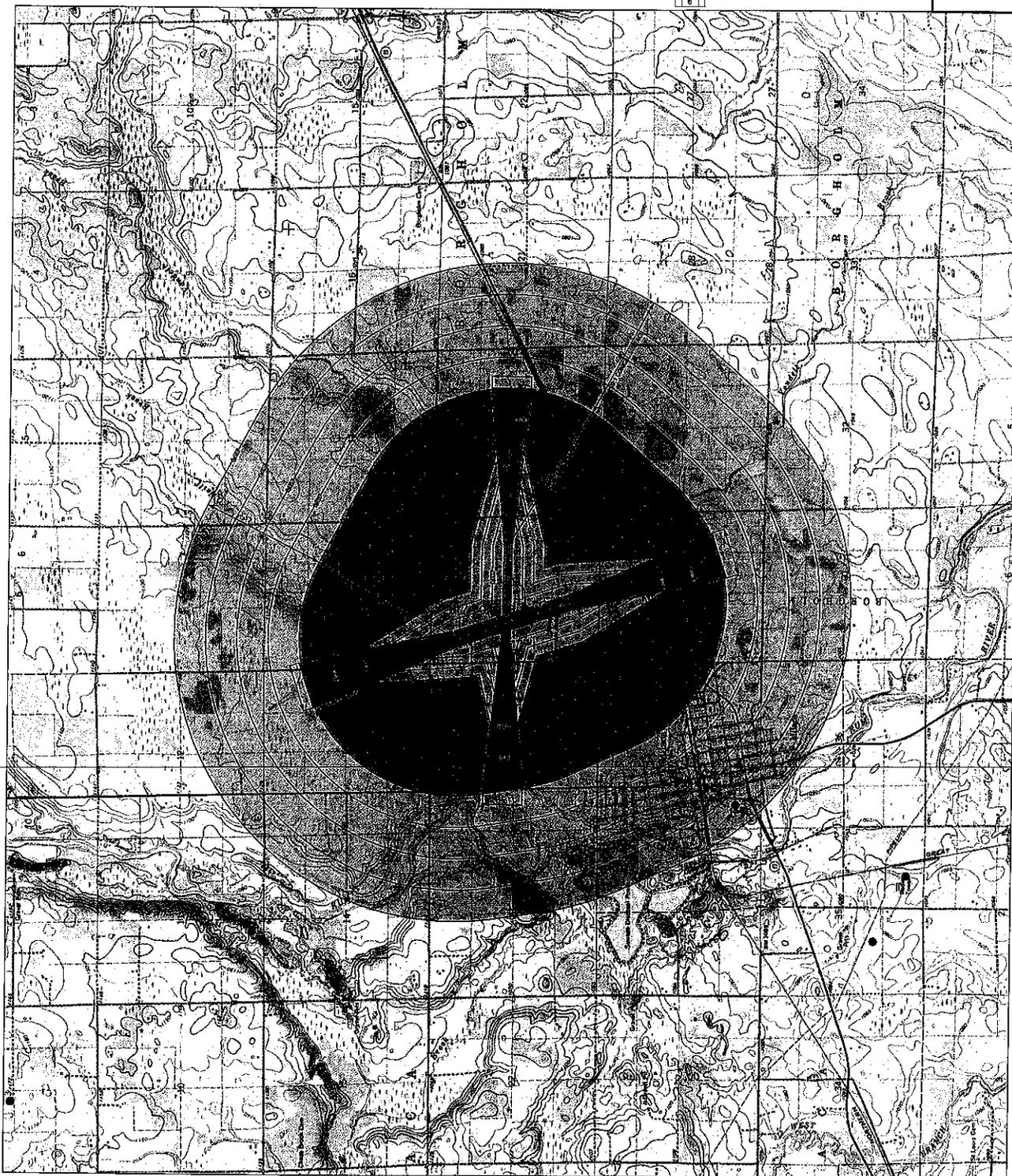
Goals and Objectives – Joe handed out the years goals and objectives  
2019 Milaca Parade, "Fly me to the moon" Celebrating the 50<sup>th</sup> Anniversary of Apollo – Andrea handed out the parade registration forms.

Adjourn – 8:10

Next Meeting date: Monday, June 24, 2019







- LEGEND:**
- FAN TALL TOWERS
  - AIRSPACE CONTOURS
  - APPROACH SURFACE
  - CONICAL SURFACE
  - HORIZONTAL SURFACE
  - PRIMARY SURFACE
  - TRANSITIONAL SURFACE

CONTROL	USE	TYPE	CLASSIFICATION	HEIGHT	LOCATION	REMARKS

DATE	BY	REVISION



MAINTAIN A CLEARANCE OF 100 FT. HORIZONTAL DISTANCE FROM THE CENTERLINE OF THE RUNWAY AND 50 FT. FROM THE EDGE OF THE RUNWAY.



Real People. Real Solutions.

BOLTON & MENK, INC.  
 PROJECT NO. 731.18823  
 DATE: JUNE 3, 2018



FAR PART 77  
 IMAGINARY SURFACES

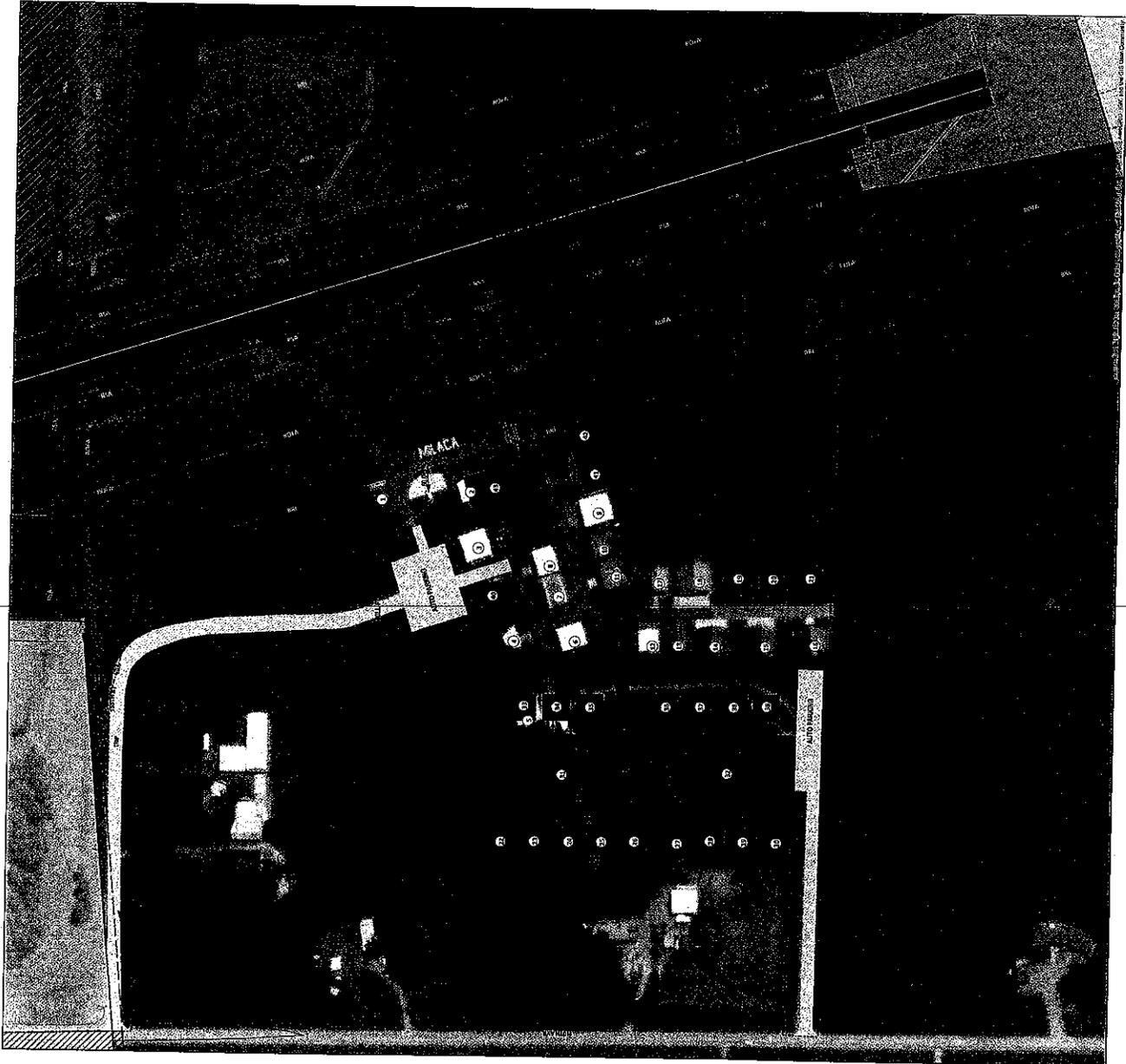
SHEET  
**3**  
 OF  
**10**











ID	EST. TOP ELEV.	DESCRIPTION	DISPOSITION
1	1,120'	400 BLDG	TO REMAIN
2	1,120'	PRIVATE HANGAR	TO REMAIN
3	1,120'	PRIVATE HANGAR	TO REMAIN
4	1,120'	PRIVATE HANGAR	TO REMAIN
5	1,120'	PRIVATE HANGAR	TO BE MOVED
6	1,120'	PRIVATE HANGAR	TO REMAIN
7	1,120'	PRIVATE HANGAR	TO REMAIN
8	1,120'	PRIVATE HANGAR	TO REMAIN
9	1,120'	PRIVATE HANGAR	TO REMAIN
10	1,120'	PRIVATE HANGAR	TO REMAIN
11	1,120'	PRIVATE HANGAR	TO REMAIN
12	1,120'	PRIVATE HANGAR	TO REMAIN
13	1,120'	PRIVATE HANGAR	TO REMAIN
14	1,120'	PRIVATE HANGAR	TO REMAIN
15	1,120'	PRIVATE HANGAR	TO REMAIN
16	1,120'	PRIVATE HANGAR	TO REMAIN
17	1,120'	PRIVATE HANGAR	TO REMAIN
18	1,120'	PRIVATE HANGAR	TO REMAIN

ID	EST. TOP ELEV.	DESCRIPTION	DISPOSITION
19-20	1,120'	600 BLDG	TO BE CONSTRUCTED
21-22	1,120'	1,100 BLDG	TO BE CONSTRUCTED
23-24	1,120'	1,100 BLDG	TO BE CONSTRUCTED
25-26	1,120'	1,100 BLDG	TO BE CONSTRUCTED
27-28	1,120'	1,100 BLDG	TO BE CONSTRUCTED
29-30	1,120'	1,100 BLDG	TO BE CONSTRUCTED

**EXISTING LEGEND:**

- PROPERTY BOUNDARY
- APPROACH SURFACE
- RUNWAY OBJECT FREE AREA (RFA)
- RUNWAY OBSTACLE FREE ZONE (RPFZ)
- RUNWAY SAFETY AREA (RSA)
- RUNWAY PROTECTION ZONE (RPZ)
- TURF
- GROUND CONTOUR 10'

**FUTURE LEGEND:**

- PROPERTY ACQUISITION
- BUILDING RESTRICTION LINE 20'
- RUNWAY OBJECT FREE AREA (RFA)
- RUNWAY PROTECTION ZONE (RPZ)
- RUNWAY SAFETY AREA (RSA)
- APPROACH SURFACE
- AIRCRAFT FIRMWAY
- VEHICLE FIRMWAY
- BUILDING
- TURF

0 50 100 200 FEET

42

MASTIC DEMONSTRATION OF 2" E  
IN 1/4" SCALE. IN 1/4" SCALE, 1" = 10'  
REGULATIONS AND STANDARDS



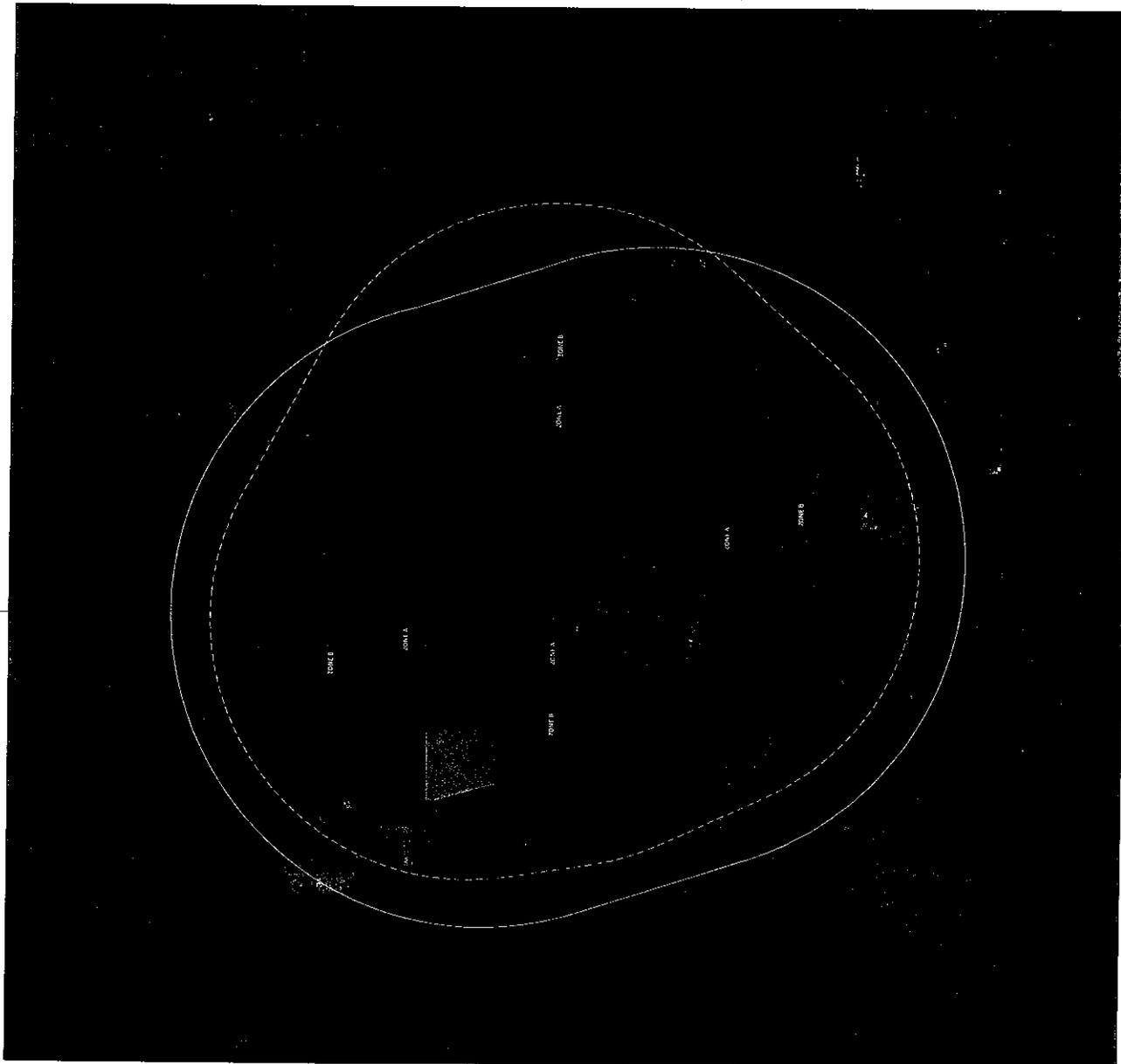
EXIST & FUTURE  
BUILDING AREA PLAN

**USE RESTRICTIONS**

- GENERAL:** Subject to all laws to the height restrictions set forth in Subsection IV B, no use shall be made of any land in any of the safety zones defined in Subsection V A which would cause interference with the operations of radio or electronic facilities on the airport or with radio or electronic communications between the airport and aircraft, makes it difficult for pilots to see the airport, or otherwise endangers the safety of the airport, or otherwise endangers the landing, taking off, or maneuvering of aircraft.
  - ZONE A:** Subject to all laws to the height restrictions set forth in Subsection IV B-1, areas designated as Zone A shall contain no buildings or temporary structures and shall be restricted to those uses which will not create, attract, or bring together an assembly of persons. Permitted uses may include agriculture, light outdoor recreation, transportation, cemeteries and other uses.
  - ZONE B:** Subject to all laws to the height restrictions set forth in Subsection IV B, and to the general restrictions contained in Subsection V B-1, areas designated as Zone B shall be restricted in use as follows:
    - Each use shall be on a site whose area shall not be less than three acres.
    - Each use shall not create, attract, or bring together a population that would exceed the carrying capacity of the site acreage.
    - Each use shall not create, attract, or bring together a population that would exceed the carrying capacity of the site acreage.
    - A building plot shall be a single, uniform and non-contiguous area, whose shape is uncomplicated and whose area shall not exceed the following minimum ratios with respect to the total site area:
 

At Least (Acres)	But Less Than (Acres)	Ratio of Site Area to First Floor Bldg. Area (Sq. Ft.)	Max. Site Population (5 Persons/A)
3	4	10,000	45
4	5	12,500	60
5	6	15,000	75
6	8	20,000	90
8	10	25,000	110
10	15	37,500	150
20	And up	75,000	300
- The following uses are specifically prohibited in Zone B: churches, hospitals, schools, theaters, stadiums, hotels and motels, trailer courts, camp grounds, and other places of public or semipublic assembly.

- ZONE C:** Zone C is subject only to the height restrictions set forth in Subsection IV B, and to the general restrictions contained in Subsection V B-1.



**LAND USE ZONING LEGEND:**

	ZONE A		FUTURE AIRPORT SAFETY ZONING
	ZONE B		MUNICIPAL RESIDENTIAL
	ZONE C		AIRPORT
	ZONE A		GENERAL COMMERCIAL C1
	ZONE B		HEAVY COMMERCIAL C2
	ZONE C		LIGHT INDUSTRIAL
			M-3A
			M-1 AND M-2 COUNTY DISTRICT - RESIDENTIAL
			W-1 AND W-2 COUNTY DISTRICT - ZONE



MAGNETIC DECLINATION 7.2° E  
 DOCUMENTED TO 2010 SOURCE: MDC  
 DECLINATION ERROR TABLED



SHEET

9 of 10

**LAND USE & ZONING**



Real People. Real Solutions.

BOLTON & MENK, INC.  
 PROJECT NO: 13-113823  
 DATE: JUNE 7, 2018





CITY OF MILACA SPECIAL EVENT PERMIT APPLICATION

Permit No. _____
Return to City Hall By: _____
Date of Application: _____

NAME OF SPECIAL EVENT: Milaca ECFE Kiddie Parade

TYPE OF SPECIAL EVENT: Parade  Runs/Walks \_\_\_\_\_ Other: \_\_\_\_\_

Applicant's or Organization's Name: Milaca ECFE

Name of Contact Person: Meghan Hermanson Daytime Phone: 320-982-7161 w/r

Address: 500 HWY 23W Evening Phone: [REDACTED]

Milaca, MN 56353 Fax Phone #: \_\_\_\_\_

Email Address: meghan.hermanson@milaca.k12.mn.us

Other permits may be required for your event. This application will allow you to apply for the Special Event Permit along with Street Closings, Banners/Signs, and Parade Permits. All information needed for these permits are attached to this application. You must obtain a separate application for Park/Shelter Reservations, Temporary 3.2, Malt Beverage license, or Fireworks Permit.

Starting Date 6-18-19 Starting Time Setup at 4:00 Reg. at 4:30

Ending Date 6-18-19 Ending Time 6:30

Estimated Number of Participants Attending the Event 50

Number of Sanitary Facilities 0 Sanitary Locations 0

Where will Individuals Park Teal's parking lot

Will Security Be Provided  Yes Explain Arrangements: Blocking off roads along

No parade route.

If using a public address system, give the location of speakers \_\_\_\_\_

How will drinking water be provided for sale

Will electricity be required, and if so, how will it be provided no

How will refuse be disposed of \_\_\_\_\_

Will the Special Event require the use of a park/shelter  Yes  No

(if yes, a park/shelter reservation form must be obtained from the City of Milaca) Done

# PARADE

IF YOUR EVENT INCLUDES A PARADE, YOU MUST COMPLETE THIS SECTION

Parade Title Milaca ECFE Kiddie Parade

Date of Parade 6-18-19 Assembly Time 4:30

Assembly Area Teal's Parking Lot

(Note: Applicant must obtain owner(s) written permission and attach to this application if assembly/dispersal is on private property).

Exact Starting Time 5:00 Estimated Duration 15 minutes

Actual Starting Location Teal's parking lot corner of 3rd St SW & 2nd Ave SW

Proposed Parade Route  
(Attach a separate sheet if necessary)

Begin in Teal's parking lot, travel down 2nd Ave SW, left on 2nd St NW and continue to Recreation Park

Parade End Location Recreation Park Parade Dispersal Area Recreation Park

Approximate Number of Units in Parade 1

Approximate Number of Persons in Parade 50

Approximate Number of Animals in Parade 0

Type of Animals in Parade 0

Maximum Length of Parade in miles (or fractions thereof) 5 blocks

Contact Person Meghan Hermanson Telephone: 320-982-7161 Cell Phone 320-290-2028  
Work

If your parade involves the closing of any county road in the city limits, please allow up to 60 days for approval because the city must receive Mille Lacs County Board approval prior to final approval by the City of Milaca.

YOU MUST COMPLETE THIS SECTION FOR EACH CLOSING THROUGHOUT THE ENTIRE EVENT  
STREET CLOSINGS

1.

Location 2nd Ave SW Between 3rd St SW & 2nd St NW  
(Street to be Closed) (Cross Street) (Cross Street)  
Date 6-18-19 Time 5:00 - 5:30  
(Beginning) (End)  
Contact Person Meghan Hermanson Daytime Phone 320-982-7161 Cell Phone [REDACTED]  
Special Requests \_\_\_\_\_

2.

Location 2nd St NW Between 3rd St SW & 4th Ave NW  
(Street to be Closed) (Cross Street) (Cross Street)  
Date 6-18-19 Time 5:00 - 5:30  
(Beginning) (End)  
Contact Person Meghan Hermanson Daytime Phone 320-982-7161 Cell Phone [REDACTED]  
Special Requests \_\_\_\_\_

3.

Location \_\_\_\_\_ Between \_\_\_\_\_ & \_\_\_\_\_  
(Street to be Closed) (Cross Street) (Cross Street)  
Date \_\_\_\_\_ Time \_\_\_\_\_ - \_\_\_\_\_  
(Beginning) (End)  
Contact Person \_\_\_\_\_ Daytime Phone \_\_\_\_\_ Cell Phone \_\_\_\_\_  
Special Requests \_\_\_\_\_

4.

Location \_\_\_\_\_ Between \_\_\_\_\_ & \_\_\_\_\_  
(Street to be Closed) (Cross Street) (Cross Street)  
Date \_\_\_\_\_ Time \_\_\_\_\_ - \_\_\_\_\_  
(Beginning) (End)  
Contact Person \_\_\_\_\_ Daytime Phone \_\_\_\_\_ Cell Phone \_\_\_\_\_  
Special Requests \_\_\_\_\_

5.

Location \_\_\_\_\_ Between \_\_\_\_\_ & \_\_\_\_\_  
(Street to be Closed) (Cross Street) (Cross Street)  
Date \_\_\_\_\_ Time \_\_\_\_\_ - \_\_\_\_\_  
(Beginning) (End)  
Contact Person \_\_\_\_\_ Daytime Phone \_\_\_\_\_ Cell Phone \_\_\_\_\_  
Special Requests \_\_\_\_\_

For additional street closings, attach a separate sheet of paper listing each closing individually.



**CITY OF MILACA SPECIAL EVENT PERMIT APPLICATION**

Permit No. \_\_\_\_\_  
Return to City Hall By: \_\_\_\_\_  
Date of Application: \_\_\_\_\_

**NAME OF SPECIAL EVENT:** Music in the Park  
**TYPE OF SPECIAL EVENT:** Parade \_\_\_\_\_ Runs/Walks \_\_\_\_\_ Other:  X  
**Applicant's or Organization's Name:** Milaca Arts Center/Milaca Fine Arts Council  
**Name of Contact Person:** Mimi Peterson **Daytime Phone:** 320-333-0244  
**Address:** P.O. Box 361 **Evening Phone:** \_\_\_\_\_  
Milaca, MN 56353 **Fax Phone #:** \_\_\_\_\_  
**Email Address:** milacaartscenter@gmail.com

**Other permits may be required for your event. This application will allow you to apply for the Special Event Permit along with Street Closings, Banners/Signs, and Parade Permits. All information needed for these permits are attached to this application. You must obtain a separate application for Park/Shelter Reservations, Temporary 3.2. Malt Beverage license, or Fireworks Permit.**

**Starting Date:** June 13, 2019 **Starting Time:** 6:30 p.m.  
**Ending Date:** June 13, 2019 **Ending Time:** 8:30 p.m.  
**Estimated Number of Participants Attending the Event:** 120  
**Number of Sanitary Facilities:** 1 **Sanitary Locations:** Gorecki Center (?) or porta potties  
**Where will Individuals Park:** Rec Park parking

**Will Security Be Provided:**  Yes  No **Explain Arrangements:** \_\_\_\_\_  
**If using a public address system, give the location of speakers:** On or near bandshell

**How will drinking water be provided:** Bottled, for sale as a fundraiser

**Will electricity be required, and if so, how will it be provided:** Bandshell outlets

**How will refuse be disposed of:** Rec Park garbages

**Will the Special Event require the use of a park/shelter:**  Yes  No  
**(if yes, a park/shelter reservation form must be obtained from the City of Milaca)**

CITY OF MILACA SPECIAL EVENT PERMIT APPLICATION

Permit No. \_\_\_\_\_  
Return to City Hall By: \_\_\_\_\_  
Date of Application: \_\_\_\_\_

NAME OF SPECIAL EVENT: Music in the Park  
TYPE OF SPECIAL EVENT: Parade \_\_\_\_\_ Runs/Walks \_\_\_\_\_ Other:   
Applicant's or Organization's Name: Milaca Arts Center/Milaca Fine Arts Council  
Name of Contact Person: Mimi Peterson Daytime Phone: 320-333-0244  
Address: P.O. Box 361 Evening Phone: \_\_\_\_\_  
Milaca, MN 56353 Fax Phone #: \_\_\_\_\_  
Email Address: milacaartscenter@gmail.com

Other permits may be required for your event. This application will allow you to apply for the Special Event Permit along with Street Closings, Banners/Signs, and Parade Permits. All information needed for these permits are attached to this application. You must obtain a separate application for Park/Shelter Reservations, Temporary 3.2, Malt Beverage license, or Fireworks Permit.

Starting Date June 27, 2019 Starting Time 6:30 p.m.

Ending Date June 27, 2019 Ending Time 8:30 p.m.

Estimated Number of Participants Attending the Event 120

Number of Sanitary Facilities 1 Sanitary Locations Gorecki Center (?) or porta potties

Where will Individuals Park Rec Park parking

Will Security Be Provided  Yes  No Explain Arrangements: \_\_\_\_\_

If using a public address system, give the location of speakers On or near bandshell

How will drinking water be provided Bottled, for sale as a fundraiser

Will electricity be required, and if so, how will it be provided Bandshell outlets

How will refuse be disposed of Rec Park garbages

Will the Special Event require the use of a park/shelter  Yes  No  
(if yes, a park/shelter reservation form must be obtained from the City of Milaca)

CITY OF MILACA SPECIAL EVENT PERMIT APPLICATION

Permit No. \_\_\_\_\_  
Return to City Hall By: \_\_\_\_\_  
Date of Application: \_\_\_\_\_

NAME OF SPECIAL EVENT: Music in the Park  
TYPE OF SPECIAL EVENT: Parade \_\_\_\_\_ Runs/Walks \_\_\_\_\_ Other:  X  
Applicant's or Organization's Name: Milaca Arts Center/Milaca Fine Arts Council  
Name of Contact Person: Mimi Peterson Daytime Phone: 320-333-0244  
Address: P.O. Box 361 Evening Phone: \_\_\_\_\_  
Milaca, MN 56353 Fax Phone #: \_\_\_\_\_  
Email Address: milacaartscenter@gmail.com

Other permits may be required for your event. This application will allow you to apply for the Special Event Permit along with Street Closings, Banners/Signs, and Parade Permits. All information needed for these permits are attached to this application. You must obtain a separate application for Park/Shelter Reservations, Temporary 3.2, Malt Beverage license, or Fireworks Permit.

Starting Date July 11, 2019 Starting Time 6:30 p.m.  
Ending Date July 11, 2019 Ending Time 8:30 p.m.  
Estimated Number of Participants Attending the Event 120  
Number of Sanitary Facilities 1 Sanitary Locations Gorecki Center (?) or porta potties

Where will Individuals Park Rec Park parking

Will Security Be Provided  Yes  No Explain Arrangements: \_\_\_\_\_

If using a public address system, give the location of speakers On or near bandshell

How will drinking water be provided Bottled for sale as a fundraiser

Will electricity be required, and if so, how will it be provided Bandshell outlets

How will refuse be disposed of Rec Park garbages

Will the Special Event require the use of a park/shelter  Yes  No  
(if yes, a park/shelter reservation form must be obtained from the City of Milaca)

BANNERS & SIGNS

IF YOUR EVENT REQUIRES BANNERS, SIGNS, OR PARADE PERMITS, YOU MUST COMPLETE THIS SECTION

CITY OF MILACA SPECIAL EVENT PERMIT APPLICATION

Permit No. \_\_\_\_\_  
 Return to City Hall By: \_\_\_\_\_  
 Date of Application: \_\_\_\_\_

NAME OF SPECIAL EVENT: Music in the Park  
 TYPE OF SPECIAL EVENT: Parade \_\_\_\_\_ Runs/Walks \_\_\_\_\_ Other:  X  
 Applicant's or Organization's Name: Milaca Arts Center/Milaca Fine Arts Council  
 Name of Contact Person: Mimi Peterson Daytime Phone: 320-333-0244  
 Address: P.O. Box 361 Evening Phone: \_\_\_\_\_  
Milaca, MN 56353 Fax Phone #: \_\_\_\_\_  
 Email Address: milacaartscenter@gmail.com

Other permits may be required for your event. This application will allow you to apply for the Special Event Permit along with Street Closings, Banners/Signs, and Parade Permits. All information needed for these permits are attached to this application. You must obtain a separate application for Park/Shelter Reservations, Temporary 3.2, Malt Beverage license, or Fireworks Permit.

Starting Date July 18, 2019 Starting Time 6:30 p.m.  
 Ending Date July 18, 2019 Ending Time 8:30 p.m.  
 Estimated Number of Participants Attending the Event 120  
 Number of Sanitary Facilities 1 Sanitary Locations Gorecki Center (?) or porta potties

Where will Individuals Park Rec Park parking

Will Security Be Provided  Yes  No Explain Arrangements: \_\_\_\_\_

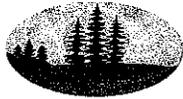
If using a public address system, give the location of speakers On or near bandshell

How will drinking water be provided Bottled, for sale as a fundraiser

Will electricity be required, and if so, how will it be provided Bandshell outlets

How will refuse be disposed of Rec Park garbages

Will the Special Event require the use of a park/shelter  Yes  No  
 (if yes, a park/shelter reservation form must be obtained from the City of Milaca)



CITY OF MILACA SPECIAL EVENT PERMIT APPLICATION

Permit No. \_\_\_\_\_  
 Return to City Hall By: \_\_\_\_\_  
 Date of Application: \_\_\_\_\_

NAME OF SPECIAL EVENT: Gateway to the Nutland Festival  
 TYPE OF SPECIAL EVENT: Parade \_\_\_\_\_ Runs/Walks \_\_\_\_\_ Other: City festival  
 Applicant's or Organization's Name: City of Milaca / Ashley Hughes  
 Name of Contact Person: Ashley Hughes Daytime Phone: [REDACTED]  
 Address: 255 1st St Evening Phone: \_\_\_\_\_  
Milaca MN 56353 Fax Phone #: \_\_\_\_\_  
 Email Address: ashahughes@milacacity.com

Other permits may be required for your event. This application will allow you to apply for the Special Event Permit along with Street Closings, Banners/Signs, and Parade Permits. All information needed for these permits are attached to this application. You must obtain a separate application for Park/Shelter Reservations, Temporary 3.2. Malt Beverage license, or Fireworks Permit.

Starting Date 10/21 Friday - Starting Time 1pm - 8pm  
 Ending Date 10/22 Ending Time 9pm - 10-7pm  
 Estimated Number of Participants Attending the Event 200  
 Number of Sanitary Facilities 2 Sanitary Locations near bandshell  
near parking  
 Where will Individuals Park parking lots + other designated  
please approve grass parking  
 Will Security Be Provided  Yes Explain Arrangements: Milaca police  
 No

If using a public address system, give the location of speakers \_\_\_\_\_

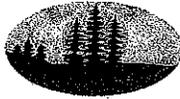
How will drinking water be provided overhead HOAS station & paid  
vendors

Will electricity be required, and if so, how will it be provided yes, parks outlets

How will refuse be disposed of Jims mill WIS disposal

Will the Special Event require the use of a park/shelter  Yes  No  
 (if yes, a park/shelter reservation form must be obtained from the City of Milaca)





Attachment included

CITY OF MILACA SPECIAL EVENT PERMIT APPLICATION

Permit No. \_\_\_\_\_  
 Return to City Hall By: \_\_\_\_\_  
 Date of Application: \_\_\_\_\_

NAME OF SPECIAL EVENT: Milacas Homegrown Music Fest  
 TYPE OF SPECIAL EVENT: Parade Runs/Walks Other: MUSIC FESTIVAL  
 Applicant's or Organization's Name: CITY OF MILACA (HENRY HUGHES) + BILL + MADDY + DAVID  
 Name of Contact Person: ASHLEY HUGHES Daytime Phone: [REDACTED]  
 Address: 255 1st St E Evening Phone: \_\_\_\_\_  
Milaca MN 56353 Fax Phone #: \_\_\_\_\_  
 Email Address: ahughes@milacacity.com

Other permits may be required for your event. This application will allow you to apply for the Special Event Permit along with Street Closings, Banners/Signs, and Parade Permits. All information needed for these permits are attached to this application. You must obtain a separate application for Park/Shelter Reservations, Temporary 3.2, Malt Beverage license, or Fireworks Permit.

Starting Date 8/24/2019 Starting Time 8am  
 Ending Date 8/24/2019 Ending Time 11:30pm  
 Estimated Number of Participants Attending the Event 400  
 Number of Sanitary Facilities 0 Sanitary Locations spread out within easy access to attendees  
 Where will Individuals Park parking lots and other designated areas  
 Will Security Be Provided  Yes Explain Arrangements: Milaca police  
 No

If using a public address system, give the location of speakers \_\_\_\_\_

How will drinking water be provided vendors - for purchase, goretaki building + own water

Will electricity be required, and if so, how will it be provided yes, park outlets

How will refuse be disposed of Jims Mule LLC Disposal

Will the Special Event require the use of a park/shelter  Yes  No  
 (if yes, a park/shelter reservation form must be obtained from the City of Milaca) Done



**ATTACHMENT TO SPECIAL PERMIT**  
**VARIANCE FOR MILACA'S HOMEGROWN MUSIC FEST**

1. Parking allowed on grass.
  2. Park hours suspended
  3. Music in the bandshell done at 10PM, but allowed cleanup thereafter.
-



CITY OF MILACA SPECIAL EVENT PERMIT APPLICATION

Airport Fly-In

Permit No. \_\_\_\_\_  
Return to City Hall By: \_\_\_\_\_  
Date of Application: \_\_\_\_\_

NAME OF SPECIAL EVENT: Soulbusters STOL Competition  
TYPE OF SPECIAL EVENT: Parade \_\_\_\_\_ Runs/Walks \_\_\_\_\_ Other: Fly-in/STOL event  
Applicant's or Organization's Name: Jeff Pohl - Soulbusters STOL Competition  
Name of Contact Person: Jeff Pohl Daytime Phone: [REDACTED]  
Address: 3037 92nd Ave Evening Phone: [REDACTED]  
Princeton Mn 55371 Fax Phone #: [REDACTED]  
Email Address: hi.warehousemn@gmail.com

Other permits may be required for your event. This application will allow you to apply for the Special Event Permit along with Street Closings, Banners/Signs, and Parade Permits. All information needed for these permits are attached to this application. You must obtain a separate application for Park/Shelter Reservations, Temporary 3.2. Malt Beverage license, or Fireworks Permit.

Starting Date 8-3-19 Starting Time 10:00 AM  
Ending Date 8-3-19 Ending Time 12:00 AM  
Estimated Number of Participants Attending the Event 2-300  
Number of Sanitary Facilities 3 Sanitary Locations near City Manager

Where will Individuals Park Dodd Lot & Parking Lot

Will Security Be Provided  Yes  No Explain Arrangements: This will be a low key event but I will have a few people patrolling

If using a public address system, give the location of speakers \_\_\_\_\_

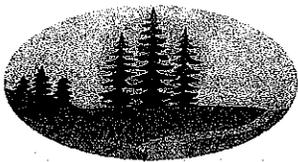
How will drinking water be provided A pallet of water has been donated

Will electricity be required, and if so, how will it be provided Some power may be needed from the city manager & I will have a power plant on site

How will refuse be disposed of Sim's Milaca's disposal

Will the Special Event require the use of a park/shelter  Yes  No  
(if yes, a park/shelter reservation form must be obtained from the City of Milaca)

CITY OF MILACA  
255 1<sup>st</sup> St E  
MILACA MN 56353



SCANNED

19-1618

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

SCANNED

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: Lynn Marie Anderson  
FIRST FULL MIDDLE LAST

OTHER OFFICIAL NAMES USED BY APPLICANT: \_\_\_\_\_

PERMANENT ADDRESS: 19508 State Hwy 18 Finlayson MN 55735  
CITY STATE ZIP

APPLICANT HOME PHONE: N/A APPLICANT CELL PHONE: [REDACTED]

APPLICANT IS:  Individual  Partnership  Corporation  Other Organization

FULL NAME OF BUSINESS OR ORGANIZATION: Lynn Anderson LLC/Hunter's Grill Mobile

BUSINESS ADDRESS: 19508 State Hwy 18 Finlayson MN 55735  
CITY STATE ZIP

BUSINESS TELEPHONE: N/A BUSINESS CELL PHONE: [REDACTED]

Are you a U.S. citizen?  Yes  No

If employed, name of employer: Self

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 of agent in State of Minnesota: \_\_\_\_\_

City State Zip

Type of business to be conducted: Food Concession Stand

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: Parking Lot at 115 2nd Ave NW (AutoValue)

Length of time license is desired: (14 consecutive days maximum) 1 Days from 10 AM to 9 PM June 20, 2019  
(6 month maximum) \_\_\_\_\_ Months from \_\_\_\_\_ to \_\_\_\_\_

Describe vehicle(s) to be used, if any:  
VIN # [Redacted] Year 2011 Make Ford Color White License # [Redacted]  
VIN # [Redacted] Year 2011 Make Ford Color Black License # [Redacted]

Please list last 3 cities you have been in: Zimmerman, Mooselake, Pine City

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

Lynn Anderson Applicant's Signature 5-31-19 Date

INCLUDE THE FOLLOWING WITH APPLICATION:

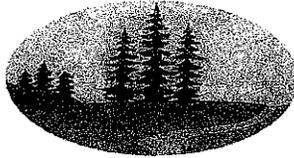
- PERMIT FOR RETAIL SALES (if applicable)
- BACKGROUND CONSENT FORM Minnesota
- COPY OF DRIVER'S LICENSE
- \$50.00 (Check, Cash, Debit or Credit Card)
- Certificate of Authority to transact business in

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

Date Paid: 06.03.19 Cash Check # 5006 Debit/Credit Card

Approved/Denied by: \_\_\_\_\_ Date \_\_\_\_\_

# BACKGROUND CONSENT FORM



The Milaca Police Department is required and authorized to conduct criminal history background checks on **all** applicants for the City of Milaca. Upon completing this form, you consent to this criminal history background check. Failure to complete form will result in denial of your application. Application must be completed for **each** applicant.

Name Lynn Marie Anderson  
First Name Full Middle Name Last Name

Home Address 17508 State, Hwy 18 Finlayson MN 55735  
Street City St Zip

Home Telephone: N/A Cell Phone: [REDACTED]

Driver's License # [REDACTED] State: MN

Date of Birth 02 25 1963  
Month Day Year

Have you ever been convicted of any crime, misdemeanor or violation of any municipal ordinance?  
Yes  No

(If yes, please attach a statement describing the nature of the offense(s) and the penalty)

Have you ever used or been known by a name other than your true name stated on Page 1 of this application?  
 Yes  No

If yes, please state name(s), date(s) and place(s) used:

Lynn Marie Eggert, 1982 -> 2012

I hereby declare that the information I have provided is true and correct and authorize the City of Milaca to conduct a criminal history background check and make whatever inquiries that are deemed necessary to verify the information provided to be used in determination with this application. I release the City of Milaca and the Milaca Police Department and any of its agents or employees from any and all liability for its receipt and use of information and records received pursuant to this consent.

I have received a copy of City of Milaca's Chapter 115 and agree to abide by the regulations herein.

Lynn Anderson

**Signature of Individual**

ACTION	DATE	INITIALED BY
Date to Police for Criminal History Check	06.03.19	DK
Date Criminal History Returned	6.03.19	Rp
Criminal History	<u>Clear</u> Not Clear	Rp
Date Approved by City Council		