## CITY OF EAGLE LAKE JUNE 6, 2022 CITY COUNCIL MEETING AGENDA 705 Parkway Avenue at 6:00 P.M.

City Council meetings are held the first Monday of every month at 6 p.m. All meetings are open to the public. If you wish to address the City Council in person, please contact City Hall at 507-257-3218 or email <a href="mailto:krausch@eaglelakemn.com">krausch@eaglelakemn.com</a> or <a href="mailto:jbromeland@eaglelakemn.com">jbromeland@eaglelakemn.com</a>. Written comments or questions for the City Council can be submitted via USPS, email, or dropped off at City Hall to be read at the meeting. City Council meetings are now live streamed to the City of Eagle Lake's official YouTube Channel. To view meetings, please visit the City of Eagle Lake website at eaglelakemn.com and click on the "City of Eagle Lake MN City Council Meetings" icon on the home page of the website.

The City Council is provided with background information for agenda items in advance by staff, committees, and boards. Many decisions regarding agenda items are based upon this information, as well as: city policy and practices, input from constituents and a Council Members personal judgment. If you have any comments, questions or information that has not yet been presented or discussed regarding an agenda item, please ask to be recognized by the mayor during the "Open Public Comments" section on the agenda. Please state your name and address for the record. All comments are appreciated.

Steinberg

Rohrich White

Whitington

## CALL TO ORDER

## ROLL CALL

Pers	OPEN PUBLIC COMMENTS  Persons may take one opportunity to address the council for three minutes on a topic not on the agenda. Persons commenting on consent agenda may use this opportunity to speak. There will be no discussion or action taken at that time. This is merely to inform the City Council of your issue(s) or concern(s) and for City Staff to do further research.							
API	PROVAL OF THE AGE	NDA						
	APPROVAL OF MEETING MINUTES  • City Council Meeting Minutes from May 2, 2022  Pg. 3							
1. 3. 5. 7. 9.	Monthly Bills Police Report Public Works Report Gambling Report Res. 2022-25 Accept Donations-Music on	Pg. Pg. Pg. Pg. Pg.	12 45 50 52 54	2. 4. 6. 8. 10.	Treasurer's Report Fire Report Building & Zoning Permits Res. 2022-24 Accept Donations-Park Board Tator Days Contiguous Area-Legion and Eagle's Nest	Pg. Pg. Pg. Pg. Pg.	49 51 53 55	
11.	Parkway Tator Days Parade Permit Application Forms Submitted to Blue Earth County Highway Dept. for Approval	Pg.	60	12.	Res. 2022-26 Guillemette PERA	Pg.	65	
13.	Res. 2022-27 Willette Fire Dept Reserves	Pg.	66					

If you have any questions, please feel free to contact City Hall at 507.257.3218 or email at <a href="mailto:ibromeland@eaglelakemn.com">ibromeland@eaglelakemn.com</a>.

PRESENTATIONS  1. Bradley Van Deise with Eide Bailly: Annual Audit Presentation  2. Julie Blackburn with ISG: Annual MS4 Presentation  3. Brian Sarff with Bolton and Menk: Project Updates for Sewer and Water Extension and WTP  4. John Jensen, Director of Economic Development with MetroNet: Letter Agreement	Pg. 67 Pg. 90 Pg. 91 Pg. 92
PUBLIC HEARING  1. Conditional Use Permit at 107 598 <sup>th</sup> Avenue	Pg. 117
OLD BUSINESS	
NEW BUSINESS  1. Fund Transfer for CSAH 27 (Agency Street) Project 2. Schedule Public Hearing to Consider Adoption of Amended Ordinance 3. Mankato Motorsports Park Project 4. American Legion Request for Special Event Contiguous Area Permit and Request to Waive Fee 5. Medora Air Mixing Unit for Lift Station 6. 211th Avenue/Minimum Maintenance Road Repair 7. Painting of Park Bathrooms 8. Painting of Outdoor Rink 9. Hydro Seeding for Eagle Heights Park 10. Status of Needed Ballfield Improvement	Pg. 136 Pg. 138 Pg. 160 Pg. 177 Pg. 183 Pg. 186 Pg. 188 Pg. 190 Pg. 192 Pg. 194
1. Right of Way Concerns by Public Works Department 2. Feedback Request from Blue Earth County on UFD Ordinance Update 3. Membership Survey Request from YMCA 4. Schedule Work Session to Review Police Department Staffing Needs 5. CSAH 27 (Agency Street) Reconstruction Project Newsletter	Pg. 195 Pg. 200 Pg. 224 Pg. 226 Pg. 227
<ol> <li>CITY ADMINISTRATOR REPORT</li> <li>SMIF Bus Tour in Eagle Lake: July 21<sup>st</sup> from 9:15 a.m10:00 a.m.</li> <li>Congressionally Directed Spending Request Confirmation Notification</li> </ol>	Pg. 228

## COUNCIL MEMBER'S REPORT

4. Outdoor Warning Sirens and Information from Blue Earth County

3. 2023 Budget Timeline

## ANNOUNCEMENTS

- Next Regular City Council Meeting -July 11, 2022 at 6:00 p.m., City Hall Council Chambers, 705 Parkway Avenue
- Next Regular EDA Meeting June 23, 2022 at 6:45 AM, City Hall-Council Chambers, 705 Parkway Ave
- Next Regular Park Board Meeting June 9, 2022 at 6:45 AM, City Hall-Council Chambers, 705 Parkway Ave
- Next Regular Planning Commission Meeting June 20, 2022 at 6:00 PM, City Hall-Council Chambers, 705 Parkway Ave

## ADJOURNMENT

## CITY OF EAGLE LAKE CITY COUNCIL MEETING MAY 2, 2022

## CALL TO ORDER

Mayor Auringer called the meeting to order at 6:00 p.m.

## ROLL CALL

- Council Members present: Garrett Steinberg, Beth Rohrich, Anthony White, and Mayor Tim Auringer.
- Staff present: City Administrator Jennifer Bromeland, Police Chief John Kopp, Public Works Director Brian Goettl, Fire Chief Vern Simpson, and Deputy Clerk Kerry Rausch.

## **PUBLIC COMMENTS**

1. Jim Enz, 208 Diane Drive, approached Council with concerns of a cracked sidewalk along Diane Drive from LeSueur Avenue to Blace Avenue. He stated trip hazard concerns for walkers and asked who would be liable if a walker was injured. He also expressed frustration with snow removal in the winter stating that many of the residents along this section of sidewalk are elderly and cannot afford to hire someone to remove snow.

## APPROVAL OF THE AGENDA

- Administrator Bromeland asked that Eagle Avenue Storm Sewer be added to New Business and stated there
  is an email from Mike Guetzel for public comments relating to the Mankato Motorsports Park.
- Council Member Steinberg moved, seconded by Council Member White, to approve the agenda as amended. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

## APPROVAL OF MEETING MINUTES

- Corrected minutes were presented to City Council for approval.
- Council Member White moved, seconded by Council Member Rohrich, to approve the April 4, 2022
   City Council meeting minutes. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

## CONSENT AGENDA

 Council Member Rohrich moved, seconded by Council Member Steinberg, to approve the consent agenda.

Monthly Bills

Treasurer's Report

Police Report

Fire Report

Public Works Report

Building & Zoning Permits

Gambling Report

Resolution 2022-22 Accept Donation from Scheels

• The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

## **PRESENTATIONS**

- 1. Brad Bass, Mankato Motorsports Park
  - Brad Bass stated he is still on track to pursue this project and that the EAW was a process. He explained
    that the Bernie Kopacheck parcel was purchased by Tony Steffensmeier who is looking to put up
    commercial buildings. Mr. Bass stated that Mr. Steffensmeier will work with him to sell land for the

- motorsports park in the future when needed. At this point Mr. Bass stated he is waiting for the 3<sup>rd</sup> party review to take place.
- City Attorney Chris Kennedy stated there is no purchase agreement at this time and that this fall the land will revert back to LeRay Township.
- Mr. Bass responded by stating that the Dauks have been good to work with and that they should have closed
  on the property last October, but due to delays in process that did not happen. With no purchase agreement
  in place, this allows the Dauks to have control of the property and allow them to continue to farm the land.
- Mr. Bass stated he is waiting for the City to make a decision as to if this project will move forward and if it does, he will continue working with the Dauks.
- Council discussion included what the layout of the project, including the Steffensmeier project will look
  like, if there is a current site plan, if this changes the EAW and if there are changes would those changes set
  the project back to the starting over point. Mr. Bass explained that nothing in the layout has changed and
  that the buildings Mr. Steffensmeier is proposing would act as a better noise buffer than the berm in the
  original design. He will work with his draftsman and can show this on his plans.
- Chris Kennedy stated these changes would not set the project back to square one, but the Council does need
  to see the plans and that updates should include traffic and noise levels.
- Mr. Bass stated he will contact the sound engineer and have them submit information before the 3<sup>rd</sup> party review. He also stated that Mr. Steffensmeier's plans for commercial buildings would just be on a different corner of the parcel from the original plans.
- Mr. Kennedy asked if Mr. Bass could have additional information for the City Council's June meeting.
- Mayor Auringer mentioned Mike Guenzel's questions with Mr. Bass responding that Mr. Guenzel can
  contact him directly with his questions. Mayor Auringer also stated that this is not a public hearing and that
  Council has Mr. Guentzel's email to review.

## PUBLIC HEARING

None

## NEW BUSINESS

- Review Conditions and Set Public Hearing for Amended CUP (R12.09.12.476.005)
  - Administrator Bromeland stated she has received an email from Rick DeMartini with Bella's House of Doodles stating a code analysis has been completed on the storage building. The code analysis was forwarded to the City's building inspector, Dan Murphy, and deemed acceptable by Mr. Murphy.
  - For background purposes, Administrator Bromeland stated the City's building inspector Dan Murphy
    previously requested that a code analysis be completed for a change of occupancy. A public hearing should
    be scheduled, and discussion should ensue about conditions to attach to the revised CUP. Council has
    before them a draft of the revised CUP from legal counsel. Notice that will need to be mailed out and
    posted in advance of the public hearing.
  - Mr. DeMartini stated he is not clear on the second building, that it is still going to be used for storage, not equipment, but for dogs. He also stated that the air-to-air system is installed and that Mr. Murphy needs to inspect this and to make sure the building is a handicapped building.
  - Administrator Bromeland stated that a new building permit application needs to be completed for the
    occupancy change and that the application has been picked up, it needs to be completed and returned to the
    City.
  - City Attorney Chris Kennedy stated that animals are not considered storage and this is why the CUP needs to be modified.



- Mayor Auringer stated the CUP allows for a business to be operated in a district it would otherwise not be allowed in.
- Council Member Steinberg moved, seconded by Council Member Rohrich, to set a public hearing for June 6, 2022 to review revised CUP and conditions. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.
- Mr. DeMartini asked if it would be okay to open the dog wash since the parking lot has been paved and stated that the plumbing has been inspected by Mr. Murphy. There is a 10-foot by 10-foot room which would be self-service style.
- Mr. Kennedy stated this may be something staff can address if this is considered grooming.
- Mayor Auringer stated this could also be handled at the time of the CUP discussion.

## 2. Lutter Avenue Access

- Administrator Bromeland explained that a request was received from the Patti Schuch family in 2021 to access ag land with farm equipment using the City of Eagle Lake's ROW referred to as "Lutter Avenue". The request was presented to the City Council and approval was granted for the City to enter into an Access Agreement with the Schuch family. Since that time, the Schuch family has challenged some of the proposed terms in the agreement and questioned whether the property owner of the parcel to the north of the access has a similar agreement with the City. Per staff's research, the owner of the parcel to the north approached the City back in 2009 asking who owned Luther Avenue. According to an excerpt of the November 7, 2009 City Council minutes, a copy of which was included in the council packet, the property owner was directed to develop the access.
- Per an email in October 2021, the Schuch family indicated that it was more work than it was worth at the time negotiating terms and no further action was taken. The Schuch family reach back out in early April 2022 asking that the matter be revisited.
- City Attorney Chris Kennedy stated it appears that there was a handshake type of agreement with the
  property owner to the north. He also stated that the Schuch's want language in the agreement to keep others
  off the property. They would like access due to ease of access and safety.
- Brian Sarff, engineer with Bolton and Menk, stated there is a parcel north of the railroad tracks which has a
  future city use. He also stated that he is not confident that Blue Earth County will want another driveway
  access in this area.
- Mr. Kennedy stated the city is not obligated to do anything and that the Schuch's can accept the agreement the City originally offered.
- Staff was directed to contact Mr. Johnson and address access with him.

## 3. Certificate of Title - Certificate of Forfeiture (R12.09.13.279.028)

- Administrator Bromeland explained that it was noted on a recent property tax statement received from Blue Earth County that the City of Eagle Lake is listed as the alternate taxpayer and not the primary taxpayer for parcel R12.09.13.279.028. Per a phone call to Blue Earth County, this is Torrens property. Staff was advised to obtain a directive from an examiner of title and referred to contact Kim Literovich, attorney and Blue Earth County Examiner of Titles with Blethen Berens Law Firm.
- Administrator Bromeland also explained that a letter was received from Blue Earth County in June of 2021 advising of two parcels forfeited to the State of Minnesota for nonpayment of property taxes. Both parcels were classified as non-conservation lands located in the City of Eagle Lake. Per MN Statute 282.01, Subdivision 1 (g)(h)(i), Blue Earth County asked the City of Eagle Lake to approve the classification of each parcel and approve sale by public auction or auction to adjacent owners. Another option was for the City to request a sale or conveyance to itself.
- Given the parcels function as a stormwater pond, it was discussed in August of 2021 that the City may wish
  to consider conveyance of the parcels. A resolution was adopted at that time acknowledging that the



- forfeited land would enhance the public service facilities of the City of Eagle Lake by providing ownership of the parcels on which the stormwater pond that it maintained lies. Following that action, paperwork was submitted and recorded, and fees paid. No mention was made at that time about the subject parcel being Torrens property and other steps involved.
- Administrator Bromeland participated in a conference call with special legal counsel Kim Literovich with Blethen Berens Law Firm. Ms. Literovich advised that the most cost-efficient option for the City is to wait until November 2030 and request an Examiner's Directive to have a new Certificate of Title issued in the name of the City of Eagle Lake. She also explained that a primary benefit of Torrens property is the assurance that no one may gain adverse possession rights against the title to the property. Adverse possession is where a non-owner occupies or uses another's property for a length of time and thereby acquires ownership rights. The alternative option is to purse a Proceeding Subsequent which would include attorney's fees, Examiner of Title fees, court fees, and recording fees. The estimate cost for a Proceeding Subsequent is estimated to run approximately \$3,000.
- Administrator Bromeland explained that the year 2030 comes from the requirement that ten years must pass from the time a parcel was forfeited.
- Council Member Rohrich moved, seconded by Council Member Steinberg, to request an Examiner's Directive to have a new Certificate of Title issued to the City of Eagle Lake in 2030.

## 4. Outlots F & G in Eagle Lake Parkway Corridor Plat

- Administrator Bromeland explained there are two outlots in the Eagle Lake Parkway Corridor referred to as
  "Outlot F" and "Outlot G" that are owned by the City of Eagle Lake. The City does not pay taxes on these
  outlots. Outlot F is located by Uncle Albert's apartments and Outlot G is located by the alley by Allied
  Overhead Doors.
- Administrator Bromeland stated she contacted the League of MN Cities who stated the City does not need
  to offer these outlots to the public.
- Brian Sarff with Bolton and Menk stated the City may want to look at the location of the watermain in this
  area to determine if the City would want an easement on Outlot G.
- Discussion included if the City would like to offer these lots to the adjacent property owners.
- Council Member White moved, seconded by Council Member Rohrich, to authorize staff to look into utility
  easement needs and to work with adjacent property owners and ask them to cover the cost of conveyance.
   The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

## 5. Withdrawal of Annexation Request from R43.09.12.400.006

- Administrator Bromeland explained that an annexation request was received from the property owners of parcel R43.09.12.400.006 and presented at the April 4<sup>th</sup> City Council Meeting. The consensus at that meeting was to work on drafting a joint resolution for the annexation of this parcel between Mankato Township and the City of Eagle Lake. The property owner has since submitted notice via email indicating that they are no longer interested in annexing into Eagle Lake at this time and that they wish to remove their request for annexation. It was also explained that this annexation request may come before Council again.
- Brian Sarff with Bolton and Menk stated 800 and 804 Parkway Avenue are in city limits and are the extent
  of the sewer water project. The next step is to start drafting easements which attorney Chris Kennedy is
  working on.
- Mr. Sarff also explained that the 2000 project brought sewer up to and across the railroad and that the plan showed the sewer extending back behind the properties and since the sewer is not deep enough, making gravity service potentially impossible and therefore a grinder pump will be needed. An alternate option would be to run a line south on 598th to connect to a deeper sanitary sewer line. This would be a much longer distance and more costly.



- With the current plan, there will be a hydrant installed for flushing purposes. Construction is anticipated to begin in 2022, but it was noted that there are supply issues at this time.
- Administrator Bromeland stated the project will be paid for using reserves and that Shannon Sweeney with David Drown Associates will review the utility rates.
- Council Member Steinberg moved, seconded by Council Member Rohrich, to formally acknowledge the
  owners request to withdraw their previous request for annexation of R43.09.12.400.006. The motion
  carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

## 6. Resolution Election Standard Allowance (American Rescue Plan Act)

- Administrator Bromeland stated that a resolution to elect the standard allowance available under the revenue loss provision of the Coronavirus Local Fiscal Recovery Fund established under the American Rescue Plan Act (ARPA) was included in the Council packet. The league of Minnesota Cities (LMC) recommends that cities adopt a resolution to elect the standard allowance of up to \$10 million available under the revenue replace provision of ARPA even if cities have not yet determined how funding will be used. Electing the standard allowance allows for a streamlined reporting process as per a final rule issued by the Department of Treasury on January 6, 2022.
- Administrator Bromeland stated that City staff have submitted the necessary report to the US Treasury, which was due April 30<sup>th</sup> and required regardless of the resolution to elect the standard allowance. The specific use of funds does not yet need to be determined. To date, no ARPA funds have been spent. The first half of the ARPA allocation was received in 2021 and the second half will be received in the summer or fall of 2022. The use of water funds for ARPA does qualify for the standard allowance.
- Council Member Rohrich moved, seconded by Council Member White, to adopt Resolution 2022-23 To
  Elect the Standard Allowance Available Under the Revenue Loss Provision of the Coronavirus Local Fiscal
  Recovery Fund. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor
  Auringer voting in favor.

## 7. Return Unused Forgivable Child Care Loan Program Funds to Blue Earth County

- Administrator Bromeland explained that in July of 2019, Little Sprouts was approved for a Blue Earth County Childcare Forgivable Loan in the amount of \$19,142.62 for the purchase of play equipment and supplies. To date, there have been three draws totaling \$3,876.89. A request was made by Little Sprouts to utilize the remaining funds for rent and wages. Per an inquiry with Blue Earth County, the loan funds can only be used for items for which the application for funding was submitted and approved. An email was received on April 6<sup>th</sup> from Little Sprouts advising that they do not plan to use any additional funds. The next step in the process is for the City to return the unused funds to Blue Earth County so that the interest payments can be recalculated for the rest of the term and an new amortization schedule put together.
- Administrator Bromeland also explained that in 2018 Blue Earth County created the Childcare Forgivable Loan Program to serve as funds to expand or improve the availability of childcare in small cities and townships across Blue Earth County. Three of Eagle Lake's childcare providers submitted applications for funding. The Eagle Lake Economic Development Authority (EDA) reviewed the original application for forgivable loan funds from Little Sprouts and ultimately recommended approval to the City Council in 2019. The City accepted the EDA's recommendation and approved the application which next was presented to the Blue Earth County Commissioners and approved in July 2019.
- Council Member Steinberg moved, seconded by Council Member White, to staff to return unused funds of the Little Sprouts Forgivable Childcare Loan. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

# 8. Pricing Obtained to Remove and Replace 7 Ash Trees at Lake Eagle Park

 Administrator Bromeland stated that Melchior's Tree Service has provided pricing in the amount of \$7,084.93 to remove and replace seven ash trees. New trees will be purchased from Traverse des Sioux Garden Center in St. Peter. The City of Eagle Lake received a matching grant from the Minnesota Department of Natural Resources Preparing for Emerald Ash Borer Grant Program to begin removing and replacing ash trees on public property in the amount of \$10,500. The City of Eagle Lake will contribute \$3000 as part of the city's share.

Eagle Lake's Community Forestry Member, Rachel James, will assist with the planting of the new trees.
 The new trees will be a variety of St. Croix Elm, Hackberry, Autumn Brilliance Serviceberry, and Expresso

Kentucky Coffee Tree.

• Council Member Rohrich moved, seconded by Council Member Steinberg, to authorize the removal and replacement of 7 ash trees in the amount of \$7,080.93. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

# 9. Hiring of Part-Time Seasonal Public Works Worker

- Administrator Bromeland stated that an interview was held with Lawrence Kuster for the position of Seasonal Public Works Worker. The hiring committee consisted of Public Works Director Brian Goettl and herself. Mr. Kuster most recently served as a seasonal public works worker helping this past fall with the leaf collection effort. The hiring committee recommended that Lawrence Kuster be hired as a Seasonal Public Works Worker to help with mowing and weed trimming in public spaces during the months of May September. The primary duties of this position are to mow and use the weed eater and to fill in as needed. The hourly rate of pay for this position is \$12.22 and will increase to \$12.46, effective July 1<sup>st</sup>. With the addition of Mr. Kuster, the Public Works Department roster will include the Public Works Director, Public Works Supervisor, Part-Time Public Works Worker and two Seasonal Public Works Workers.
- Council Member White moved, seconded by Council Member Rohrich, to authorize the hiring of Lawrence Kuster as a seasonal public works worker, with a starting pay rate of \$12.22 per hour. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

## 10. Street Sweeping Estimate

- Administrator Bromeland explained that Loken's Asphalt Maintenance, Inc. submitted an estimate in the amount of \$4,095 for street sweeping services. As a comparison, last year's estimate was in the amount of \$3,705 with the actual cost being \$2,775. Street sweeping was completed in house in 2020, and in 2019 Loken was hired at a cost of \$2,945 to perform street sweeping. Public Work's Director Brian Goettl recommends that the estimate be approved and that street sweeping work be scheduled.
- Council Member White moved, seconded by Council Member Steinberg to approve Loken's estimate for street sweeping. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

## Baseball Field Repair

- Administrator Bromeland explained she recently attended a meeting with reps from Mankato Area Public Schools (MAPS), Mankato Area Youth Baseball Association (MAYBA), and the City of Eagle Lake. The purpose of the meeting was to discuss the outfield at the baseball field and the needed repairs. MAYBA noticed a safety hazard when assessing the ballfield prior to a game on April 11<sup>th</sup>. The City was notified of the safety hazard, assessed the field, and then installed temporary green fence around the area deemed unsafe for players. It was agreed upon at the meeting with MAPS and MAYBA that the City would reach out to a local contractor and obtain pricing for pulverized black dirt to level the outfield. Grass seed will be planted. The fence will be left up until the grass is established. The consensus of all at the meeting is that the ballfield can be playable as long as black dirt is brought in to level the outfield and the green fence is left up until grass is established.
- J.R. Bruender Construction has submitted an estimate for the pulverized black dirt at a cost of \$640 per load
  and Public Works Director Brian Goettl estimates that 3-4 loads will be needed. Mr. Goettl also stated that
  the Public Works department would lay the black dirt on a Friday and that MAYBA would level and rake it
  on Saturday. He also stated this is a temporary fix and that a large area of the field needs to be redone in



- 2023 or 2024. It was confirmed by Mr. Goettl that the tile in this area is working correctly and that grass seed will need to be purchased.
- Council Member White moved, seconded by Council Member Rohrich, to authorize the repairs to the ballfield in an amount not to exceed \$3,000. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

## 12. Community Service Opportunity Request from Resident

- Administrator Bromeland explained that Police Chief John Kopp was recently contacted by a resident asking about community service opportunities as the individual has court ordered community service hours to complete. According to Chief Kopp, the individual is willing to pick up garbage in the parks, paint the ice rink, and detail vehicles.
- Chief John Kopp stated there will need to be a staff person for this individual to check in with and that a waiver would need to be signed.
- Council discussion included a desire to work with this individual. Other items brainstormed included pick up ditches and creek beds within city limits.
- Public Works Director Brian Goettl stated he is looking at having the ice rink professionally painted.
- Council directed staff to work with legal counsel on a waiver for the individual to pick up garbage in the parks and on public property.

## 13. Lights On! Program

- Chief Kopp explained he recently attended the Annual Chief of Police Conference and leaned about a program that is designed to turn traffic stops into an opportunity to create positive and restorative interactions. Lights On! is a program that replaces tickets with repair vouchers for things such as headlight or brake lights being out or broken. He stated there is no cost to the City to participate in this program. People stopped under this program would be given a \$250 voucher to a local automobile service station who would then submit for reimbursement to the appropriate party. Any cost above the voucher amount would be that person's responsibility.
- Chief Kopp stated this is an opportunity to bring back community policing and that if approved he would contact a local service station to ask for their participation.
- Council Member Steinberg moved, seconded by Council Member Rohrich, authorizing participation in the Lights On! Program. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

## 14. Hiring of Part-Time Police Officer

- Administrator Bromeland stated an application was received for the position of part-time police officer from Tyler Wallert and an interview was completed. The hiring committee, consisted of Jess Steinke with Minnesota Valley Council of Governments, Police Chief John Kopp and herself. They recommend that Tyler Wallert be hired as a part-time police officer who will be POST eligible this summer. A conditional offer of employment was extended to Tyler Wallert, subject to approval of the City Council and becoming POST licensed, passing the background check, and demonstrating the ability to meet the department's physical and psychological standards. The current starting rate of pay for a part-time officer is \$19.08. On July 1<sup>st</sup>, the rate of pay will increase to \$19.46 per hour.
- Council Member Rohrich moved, seconded by Council Member White, to hire Tyler Wallert at a part-time
  police officer. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer
  voting in favor.

## 15. Eagle Avenue Storm Sewer

Public Works Director Brian Goettl explained that the storm sewer outlet on Eagle Avenue was plugged
and that the runoff goes into the wetlands. He spoke with J.R. Bruender Construction who stated this outlet



- was not constructed correctly. They would be able to pull out the rip rap and sediment and install the appropriate materials. A quote in the amount of \$3,950 has been received from J.R. Bruender Construction.
- Council Member White moved, seconded by Council Member Rohrich, to accept the quote from J.R.
   Bruender Construction to repair the storm sewer outlet on Eagle Avenue. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

## **OTHER**

- 1. All Seasons Arena Recap of Recent Board Meeting
  - Administrator Bromeland stated discussion took place at the April 29<sup>th</sup> All Seasons Board of Directors meeting regarding a review of All Seasons Arena (ASA) facility recommendations as it relates to needed capital improvements for the continued viability of the rink. A condensed summary of needed improvements and background will be forthcoming from the City of Mankato, but for the time being, an excerpt from the April 29<sup>th</sup> ASA board meeting materials was included in the council packet to illustrate the potential financial impact to member jurisdictions such as Eagle Lake. A deeper analysis will be completed by ASDA staff and consultants and more detailed information will follow.
  - For purposes of background, Administrator Bromeland explained that in May of 2019 the City of Eagle
    Lake was approached about becoming a member of the ASA Joint Powers Board. An agreement was
    entered in June of 2019 and then in July of 2021, the City of Eagle Lake was asked to renew the agreement
    due to changes with the agreement. The current expiration of the agreement is December 2023.
  - Council Member White stated there is a definite need for a facility upgrade and that it is his understanding that the City was previously told they would not be on the hook for expenses. He also stated that he does not understand what the City's 4.7% entails. He feels the City needs to look more closely at the contract language. He also stated that the City's contract ends in 2023 and construction on the facility upgrades is estimated to begin in 2024.
  - Council discussion included the desire to find out if there is a way to continue with ASA for operational support but not the facility upgrades, if there are any benefits for the City to be a member of the ASA Joint Powers Agreement, and that other communities use the rink but don't pay anything and if the City can justify to residents why we spend money on this.
  - Council directed staff to contact legal counsel to determine the best way to proceed, if the city can resign or withdraw from the contact now.

## CITY ADMINISTRATOR REPORT

- 1. MS4 Update
  - Public Works Director and Administrator Bromeland continue to work with ISG on MS4 program management. Draft ordinance language to meet minimum control measures will be presented at the June 6<sup>th</sup> City Council meeting for consideration.
- 2. Fox Meadow Development Update
  - City staff recently met with the developer of the proposed Fox Meadow development to review layout of
    the proposed development and utilities and infrastructure. A developer's agreement is in progress. The
    developer will be completing wetland delineation and working through the EAW process next. Zoning and
    platting will follow.
- 3. Congressionally Directed Spending Requests Submitted for Water Treatment Plant Project
  - Two requests were submitted for funding for the proposed water treatment plant project-one to Senator Amy Klobuchar and the other to Senator Tina Smith.
- 4. Residential Survey Update
  - The front office at City Hall has been working diligently to print and fold residential surveys which will go out in the mail shortly. Region 9 is running an ad on Facebook promoting the survey. To date, over 120

survey responses have been submitted using the on-line survey. The survey will be open until the end of May. More than one survey can be completed per household.

5. Fire Department Trucks

- A question came up recently about utilizing public works staff to assist the fire department when delivering or picking up fire trucks that have been sent out of town for service. Sometimes the service can be a couple hours' drive from Eagle Lake each way. The Public Works Department indicated that it's been several years since they've been asked to help with delivering or picking up trucks. The City's insurance (LMCIT) indicated there are no property or casualty or work comp coverage issues so long as it is within the course and scope of employee duties to help deliver to pick up fire vehicles. Departments work together and help each other out when needed. Absent any insurance coverage issues, there does not appear to be any reason why public works staff would not be able to assist the fire department with delivery and pick up of fire trucks sent out for service except for when there is scheduled work and potential disruption to workflow. City staff will communicate to the Fire Chief the need to provide sufficient advance notice to the City Administrator and Public Works Director to avoid unnecessary disruption to planned work activities prior to authorizing Public Works staff to leave city limits for this purpose.
- 6. Audit Report Presentation Scheduled for June
  - The auditors have confirmed that the annual audit report will be presented at the June 6<sup>th</sup> meeting.

## COUNCIL REPORTS

Council Member Steinberg stated that a Music on Parkway planning meeting will be scheduled soon.

## ADJOURNMENT

Council Member White moved, seconded by Council Member Rohrich, to adjourn the meeting at 8:30 p.m. The motion carried with Council Members Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

Tim Auringer, Mayor

Kerry Rausch, Deputy Clerk



# \*Check Summary Register©

May 2022

epopulari e e e e e e e e e e e e e e e e e e e	Name	Check Date	Check Amt	
10100	Cach			
1526e	MN DEPT OF REVENUE	5/5/2022	0.0 0.0 P.D	APRIL SALES TAX
1527e	AFLAC	5/10/2022		MARCH PREMIUMS
1528e	AFLAC	5/10/2022	•	APRIL PREMIUMS
1529e	PSN	5/10/2022	•	APRIL FEES
1530e	PERA	5/10/2022	•	BW 05-12-22
1531e	FURTHER	5/10/2022	• •	BW 05-12-22
1532e	MN CHILD SUPPORT	5/10/2022	•	BW 05-12-22
1534e	PERA	5/20/2022	·	MO 05-26-22
1535e	FURTHER	5/23/2022		BW 05-26-22
1536e	PERA	5/23/2022	\$4,264.86	BW 05-26-22
44443	AUTO ZONE	5/2/2022		BULBS AND OIL
44444	CHRISTOPHER KENNEDY	5/2/2022	\$1,071.00	
44445	CITY BUILDING INSPECTION SR	5/2/2022	\$2,735.42	
44446	CONSOLIDATED COMMUNICATI	5/2/2022	\$575.38	
44447	EAGLE EXPRESS	5/2/2022	\$1,300.91	
44448	MATHESON TRI GAS INC	5/2/2022	\$63.31	
44449	MENARDS	5/2/2022	\$64.95	
44450	STAPLES BUSINESS ADVANTA	5/2/2022	\$188.21	
44451	THEIN WELL	5/2/2022	\$17,440.06	WELL #1
44452	UC LABORATORY	5/2/2022	\$726.64	
44462	AMERICAN LEGION POST 617	5/11/2022	\$45.00	MAYORS CLERK MEETING
44463	BCBS OF MN	5/11/2022	\$13,553.62	JUNE PREMIUMS
44464	FANGMANN, JACOB	5/11/2022	\$422.09	MILEAGE & REGISTRATION
44465	PRINCIPAL LIFE INSURANCE CO	5/11/2022	\$202.84	
44466	SIMPSON, VERN	5/11/2022	\$250.38	MILEAGE REIMBURSEMENT
44467	TRAVERSE DES SIOUX GARDEN	5/11/2022	\$1,036.86	DNR GRANT EAB PREPARATION
44468	UNITED STATES POSTAL SERVI	5/11/2022	\$900.80	FIRST CLASS MAIL-PERMT 1\2
44469	Verizon Wireless	5/11/2022	\$277.37	
44470	WESELY, DON	5/11/2022	\$523.84	3 ON 3 START UP COST
44471	GREEN TECH RECYCLING	5/12/2022	\$52.00	ELECTRONIC COLLECTION
44472	UNITED STATES POSTAL SERVI	5/17/2022	\$270.91	DRINKING WATER NOTICE
44473	UNITED STATES POSTAL SERVI	5/17/2022	\$270.91	MUSIC ON PARKWAY MAILING
44474	CASEYS GENERAL STORE EAGL	5/25/2022	\$452.02	
44475	DELTA DENTAL OF MN	5/25/2022	\$733.65	JUNE PREMIUM
44476	KERRY RAUSCH	5/25/2022	\$77.27	ELECTION JUDGE MEALS REIMBURSEMEN
44477	TRAVERSE DES SIOUX GARDEN	5/25/2022	\$392.94	Additional Trees for EAB Grant
44478	US BANK EQUIPMENT FINANCE	5/25/2022		Lease Payment
44479	A TO Z RENTAL	5/31/2022	\$180.00	WOOD CHIPPER RENTAL
44480	ADP, LLC	5/31/2022	\$372.60	
44481	ARAMARK	5/31/2022	\$239.74	
44482	AUTO ZONE	5/31/2022	\$97.64	
44483	BACK, JOAN	5/31/2022		reimburse for flowers
44484	BADGER METER	5/31/2022		HOSTING SERVICE
44485	BAUERS SPECIALTY SALES	5/31/2022		MOWER BLADES
44486	MN BCA	5/31/2022	•	9 VOLUNTEER BACK GROUND CHECKS
44487	BENCO ELECTRIC	5/31/2022	•	STREET LIGHTING
44488	BHE COMMUNITY SOLAR LLC	5/31/2022	\$2,665.88	
44489	BOLTON & MENK INC	5/31/2022		2020 WATER TREATMENT STUDY
44490	BOUND TREE MEDICAL LLC	5/31/2022	•	V-VAC HANDLE
44491	CARRIAGE REPAIR INC	5/31/2022	,	2020 FORD EXPLORER-OIL AND FILTER
44492	CENTER POINT ENERGY	5/31/2022	\$919.11	
44493	CITY BUILDING INSPECTION SR	5/31/2022	\$1,841.47	1 ~
44494	COMPUTER TECHNOLOGY SOL	5/31/2022	\$4,474.60	1 ->
44495	CONSOLIDATED COMMUNICATI	5/31/2022	\$578.49	

## \*Check Summary Register©

May 2022

	Name	Check Date	Check Ami	i
44496	EMERGENCY APPARATUS	5/31/2022	\$28,968.57	Ladder Truck Repairs
44497	FREE PRESS	5/31/2022	\$19.11	PUBLIC HEARING NOTICE FOR CUP-BELLA'
44498	FRESH START CLEANING AND	5/31/2022	\$100.00	April Service
44499	GOPHER STATE ONE CALL	5/31/2022	\$89.10	April Tickets
44500	GOVERNMENT FORMS & SUPPLI	5/31/2022	\$480.44	500 DISCONNECT NOTICES
44501	GREAT PLAINS FIRE	5/31/2022	\$205.55	Mounts
44502	HAWKINS	5/31/2022	\$40.00	
44503	J.R. BRUENDER CONSTRUCTIO	5/31/2022	\$230.00	Lake Eagle Park
44504	LJP ENTERPRISES	5/31/2022	\$10,879.48	Refuse=1057 Lrg Rec=120 Sm Rec=935
44505	LOKENS ASPHALT MAINTENANC	5/31/2022	\$3,622.50	STREET SWEEPING
44506	CITY OF MANKATO	5/31/2022	\$25,372.77	
44507	MENARDS	5/31/2022	\$394.68	
44508	MN PAVING MATERIALS	5/31/2022	\$60.49	
44509	MINNESOTA WASTE PROCESSI	5/31/2022	\$5,545.25	April Collection Charges
44510	NATE BOOTS	5/31/2022	\$500.00	MUSIC ON PARKWAY JUNE 16TH
44511	PLUNKETTS PEST CONTROL	5/31/2022	\$100.21	MAY SERVICE
44512	QUALITY 1 HR FOTO	5/31/2022	\$75.00	SPRING CLEAN UP
44513	SUN UP CONSTRUCTION INC	5/31/2022	\$13,146.62	HOCKEY RINK FENCE
44514	THINK! INK	5/31/2022	\$88.44	PW INK FOR PRINTER
44515	TRUCK CENTER COMPANIES	5/31/2022	\$255.30	
44516	UNITED STATES POSTAL SERVI	5/31/2022	\$265.00	PERMIT #10 RENEWAL
44517	UNITED STATES POSTAL SERVI	5/31/2022	\$265.00	PERMIT 12 RENEWAL
44518	XCEL	5/31/2022	\$5,044.99	_
	T	otal Checks	\$170,256.14	

FILTER: (([Act Year]='2022' and [period] in (5))) and ((([Check Nbr]>0 and not EFT and not [Source] like 'PAY??????') or [EFT])) and [Cash Act]='10100'



## \*Check Summary Register©

May 2022

	Name	Check Date	Check Amt	
10101 EDA Cas	h			
470	STAPLES BUSINESS ADVANTA	5/2/2022	\$56.24	EDA SURVEY PAPER
	Т	otal Checks	\$56.24	

FILTER: (([Act Year]='2022' and [period] in (5))) and ((([Check Nbr]>0 and not EFT and not [Source] like 'PAY??????') or [EFT])) and [Cash Act]='10101'

## \*Check Summary Register©

May 2022

	Name	Check Date	Check Am	
10102 Loan Acct				
387	BLUE EARTH COUNTY	5/17/2022	\$15,265.73	RETURN OF CHILD CARE LOAN FUNDS
		Total Checks	\$15,265.73	

 $FILTER: (([Act\ Year]='2022'\ and\ [period]\ in\ (5)))\ and\ ((([Check\ Nbr]>0\ and\ not\ EFT\ and\ not\ [Source]\ like\ 'PAY???????)\ or\ [EFT]))\ and\ [Cash\ Act]='10102'$ 

# DEPARTMENT OF REVENUE



MN e-Services

< Home

Sales and Use Tax - Return

30-Apr-2022

Sales & Use Tax

8021730

EAGLE LAKE CITY OF

**\$1,956.00**Projected Amount Due

Sales and Use Tax - Return

Single Location

Care Paid 5-5-32

Amount Peid 1956- 7211484

Acci Code Sue below

Authorization A

101-20300-1050-101 1001-441-273-

.

Import

6 Enter Gross Receipts

# Public Employees Retirement Association of Minnesote



Your last visit was Mon 04/25/2022 11:19 AM CDT

# **Review Payment**

Please review the information below and select Confirm to process your payment. Select Back to return to the previous page to make changes to your payment.

Payment Details

Description MN PERA MN PERA Payment http://www.mnpera.avenet.net

Payment Amount \$4,130.72

Payment Date 05/12/2022

PERA Employer ID Number 435600

Payroll Paid Date 05122022 (MMDDYYYY)

Date Paid 5-10-23

Acct Code 21704

Amount Paid 4,13072 Ref 14808

Payment Method

\_\_\_\_

Account Nickname CornerStone State Ba

Bank Routing Number 091905059

Bank Name CORNERSTONE STATE BANK

Bank Account Number \*0152

Bank Account Type Checking

**Bank Account Category** Business

Confirmation Email krausch@eaglelakemn.com

Re-enter your Password ••••••

By clicking "I Accept", I authorize the payee to electronically debit my bank account for the amount(s) and at the frequency and date set forth above.

If this is a single payment, this authorization is valid for this transaction only. If this is a recurring payment, this authorization is to remain in full force and in effect until I notify my bank or notify the payee of its termination. I understand that I do this by canceling any pending payments and recurring payment instructions within this system at least three banking days before my account is scheduled to be debited.

If a convenience fee is added to the transaction, I understand that the convenience fee displayed will be included in the total payment amount.

In the event that a payment is returned for insufficient funds, I authorize the payee to electronically debit my bank account for the original amount of the transaction, as well as a returned item fee, up to the maximum amount allowed by law.

PLEASE PRINT A COPY OF THIS AUTHORIZATION FOR YOUR RECORDS

# Public Engloyees Redivantuit Association Abbonesta



Your last visit was Fri 05/20/2022 10:51 AM CDT

# Confirmation

Your payment has successfully been submitted and will settle on the date you requested. Thank you for using Minnesota PERA's electronic payment system.

Please keep a record of your Confirmation Number, or print this page for your records.

Confirmation Number SOMPER000653397

Payment Details

Description MN PERA MN PERA Payment http://www.mnpera.avenet.net

Payment Amount \$4,264.86

Payment Date 05/24/2022

Status SCHEDULED

PERA Employer ID Number 435600

Payroll Paid Date 05262022 (MMDDYYYY)

Date Paid 5-20-23

Amount Paid 4364.84

Acct Code 21707

Payment Method

Authorization \_\_\_\_

Account Nickname CornerStone State Ba

Bank Routing Number 091905059

Bank Name CORNERSTONE STATE BANK

Bank Account Number \*0152

Bank Account Type Checking

**Bank Account Category Business** 

Confirmation Email krausch@eaglelakemn.com



Michael H. Kennedy Christopher M. Kennedy\*

May 1, 2022

City of Eagle Lake Post Office Box 159 Eagle Lake MN 56024

Re: City Attorney Billing	
AMOUNT PREVIOUSLY BILLED:	\$1,242.00
AMOUNT RECEIVED ON ACCOUNT:	\$ 0.00
Legal Services of Christopher M. Kennedy:	
	.2
April 1, 2022 April 4, 2022	.3
April 4, 2022 <sup>†</sup>	.2
April 4, 2022	1.5
April 5, 2022.	2.2
A!1 6 2027E	.7
April 6, 2022 April 6, 2022	.2
April 6, 2022 <sup>E</sup>	.2
April 7, 2022	1.5
April 8, 2022 <sup>6</sup>	2.8
4 110 2001	1.3
April 18, 2022 April 20, 2022	.4
April 20, 2022 April 20, 2022	.3 .5
April 26, 2022 Langues, 1 110	
Legal Services of Christopher M. Kennedy: 11.9 x \$90.00:	\$1,071.00
	\$2.313.00
AMOUNT DUE AND PAYABLE:	(J.)

Date Paid 5- 2-22

Amount Paid 1071 - 1202

41400=304

Acct Code\_\_

Authorization .....

99 Navaho Avenue, Suite 104 Mankato, MN 56001 Phone: 507/345-4582 Fax: 507/345-1010 Email: knklaw@hickorytech.net Website: kennedykennedylaw.lawoffice.com

\* Also Admitted in Iowa

INVOICE # 429

5/1/2022 DATE

City Building Inspection Services, LLC 46684 State Hwy 13 N Kilkenny, MN 56052 BILL TO Eagle Lake, MN 56024 City of Eagle Lake 705 Parkway Ave P.O. Box 159

		TIMIONA
TEEM	DESCRIPTION	AMOUNT
T T TOTAL		528 44
Plan Review	[22-27 326 Falcon Run	
	A A	19.66
Plan Review	77-78 273 regreen we	20217
Dlen Damany	122-31 107 Redhawk Ct	27.74
riall neview		58.50
Droject Final	22-26 107 Foxborough Ct	
r roject i mai		48.66
Droit Ding	122-17 194 Creekside Dr	)
FIOJECT FINAL	17 17 17 17 17 17 17 17 17 17 17 17 17 1	1 327 28
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Froject Final		00.70
Droitot Dinol	22-23-217 Marwood Ave	20:11
Figet Final		2 735 42
171	10tal	41.001,67
Please remit to above address.	.2	

GN 55

Date Paid 5-3-2 Aniount Paid 2735143 4cct Code\_\_

Authorization

OOMARKONA OF CASH \* MY

VEGOTIABLE press of Eagle Lake LLC

way Ave

iot cash . Noke, MN 56024

NEGOTIABLE

NOT CASH " H

PNEGOTIABLE

ty of Eagle Lake O. Box 159 agle Lake, MN 56024

NOT CASH - P

**UNECCTIABLE** 

IMOT

**Statement** 

Date

4/30/2022

	Transaction	\$1,300.91	
	Transaction	_	
	Tundadion	Amount	Balance
Balance forward		17.68	943.3 960.9
INV #04-01-6675.		40.95	1,001.9
INV #04-01-7086.		78.00	1,079.9
INV #04-01-7111.		25.80	1,105.7
INV #04-01-7316.			1,125.1
1 '		ł	181.8
I ** *		- '"'	194.2
1			214.
•			244.0
		T."	269.:
•	66-6-5 Books 5-2-23	24.34	294.
1	Walter And the second s	19 20	313.
	I 2 I	1 1479 B3 65	336.
	Amount Paid 1300,417	22.05	359.
\$ ·		11.74	371.
	tooth one	2885	400.
	Acor Code Acor Code	16.07	416.
1	1 202		484.
	Authorization	1	508.
	7.53.63.63.63.63.63.63.63.63.63.63.63.63.63	1	522.
	•	II	561.
1			570.
I · · · ·		1 1	587.
		I	611.
		1	634.
		1	649.
			729.
INV #04-01-701.		30,01	I
			Amount Due
Thank	you for your business!		\$1,300.91
		PMT #044387. INV #04-01-7701. INV #04-01-8143. INV #04-01-8408. INV #04-01-8406. INV #04-01-8563. INV #04-01-8715. INV #04-01-8835. INV #04-01-9059. INV #04-01-8949. INV #04-01-9315. INV #04-01-9315. INV #04-01-9798. INV #04-01-30. INV #04-01-385. INV #04-01-365.	PMT #044387. INV #04-01-7701. INV #04-01-7913. INV #04-01-8143. INV #04-01-8408. INV #04-01-8306. INV #04-01-8563. INV #04-01-8835. INV #04-01-9059. INV #04-01-9949. INV #04-01-9941. INV #04-01-9541. INV #04-01-9541. INV #04-01-385. INV #04-01-385. INV #04-01-385. INV #04-01-385. INV #04-01-644. INV #04-01-644. INV #04-01-701.  Thank you for your business!

_			
	WELL#1		
1.00	WORK DONE 10/1/2021 REMOVED 8" SPOOL PIECE AND REPLACED IT WITH NEW SPOOL, GASKETS AND HARDWARE	3,412.66	3,412.66
1.00	WORK DONE 3/10/2022 PULLED VHS TURBINE PUMPING SYSTEM, MEASURED WELL, DISINFECTED	3,098.75	3,098.75
1.00	WORK DONE 4/5 - 4 /6 2022 REINSTALLED PUMP INTO WELL DISINFECTED, FURNISHED AND INSTALLED NEW 1.5 HP CIRCULATING PUMP, PLUMBED INTO SYSTEM	6,030.00	6,030.00
15.00 0.50	1.5 HP PENTAIR CENTRIFUGAL PUMP & ADAPTOR FLANGE RUBBER BEARING RETAINERS ROLL RUBBER SPLICING TAPE WELL DISINFECTION MOTOR REPAIR- REPLACED BEARINGS, FULL AC RECONDITION, RATCHET RECONDITION, NEW RATCHET BALLS, WASH AND CLEAN ALL PARTS. OVEN DRY STATOR	1,597.02 27.50 25.00 30.00 2,572.55	1,597.02 412.50 12.50 60.00 2,572.55
6.00	PAINT  HRS SHOP TIME- DISASSEMBLE, CLEAN, INSPECT,	100.00	600.00
1.00	REASSEMBLE PUMPING COMPONENTS  2% CONTRACT DISCOUNT  Date Paid 5-2-30  Date Paid 5-3-30	- 1112012	-355.92
£1.5	Amount Paid 17,440.000		
	Maximum finance charge allowed by law will be applied on a Authorization	11 - 124	

THEIN WELL · PO BOX 778 · SPICER, MN 56288 · 320-796-2111 NOT CERTIFIED MASTER WATER WELL CONTRACTOR ONE DEFORE NGWA IONS: MONTICELLO, MN 763-271-4200 · CLARA CITY, MN

CITY HAMIN INTIFIED. Protaven dollar amou \$17,440.06

MEMBER **AWWA** 

OTHER LOCATIONS: MONTICELLO, MN 763-271-4200 • CLARA CITY, MN

There were

Separate tems cambined on the

Same invoice, mat

the amount high.
We talked about the provides proces
morning ahead.

00784



CITY OF EAGLE LAKE Kerry Rausch PO BOX 159 Eagle Lake, MN 56024-0159 P.O. Box 64560 St. Paul, MN 55164 **Phone: (651)662-0088** 

**REGULAR** 

INVOICE SUMMARY Page 1 of 4

\*

BILL ACCOUNT NUMBER: 2045820001 INVOICE NUMBER: 220502016323 BILL ACCOUNT NAME: CITY OF EAGLE LAKE INVOICE MONTH(S): June 2022 CLIENT NUMBER: 204582 PREPARED DATE: 05/02/2022 CLIENT NAME: CITY OF EAGLE LAKE **PAYMENT DUE DATE: 05/20/2022** Prior Billing Information Last Bill Amount 13,553.62 Payments Received Through 05/01/2022 (\$ 13,553.62) **Balance Forward** 0.00 **Current Charges** Premium Summary 13,553.62 **Total Current Charges** 13,553.62 **Total Due** 13,553.62 Amount Paid 13,553 27766= 3388.40

Please note: If you are a current EFT or eBill Customer with recurring payment, DO NOT PAY. This invoice is for your reference, the total amount due will be withdrawn from your account on (or shortly after) the payment due date.

Acct Code 41000-131= 6776281



## Traverse des Sioux Garden Center

1702 N Hwy 169 Saint Peter, MN 56082 US karl@tdsgardencenter.com tdsgardencenter.com



# INVOICE

**BILL TO** 

City of Eagle Lake

**INVOICE #** 1490

**DATE** 05/06/2022

**DUE DATE 05/06/2022** 

TERMS Due on receipt

חחח	ICAT	NIABAE/I	OCATION	
PHO	31-C) I	NAME/L	JUCATION.	

City of Eagle Lake

DATE	ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
	St. Croix Elm (#10)		2	119.99	239.98
	Hackberry (#10)		2	119.99	239.98
	Autumn Brilliance Serviceberry (#15)		2	129.99	259.98
	Espresso Kentucky Coffee Tree (#20)		1	219.99	219.99
	Fertilome Root Stimulator (16 oz)		7	10.99	76.93

SUBTOTAL
TAX
TOTAL
BALANCE DUE

1,036.86 **\$1,036.86** 

1,036.86

0.00

9B. 5/6/22

Re: DNR GRANT Preparing for EAB

101-42500-300

Date Paid 5-11-23

Amount Paid 403686 70+ 1481

Acci Code 42500 - 300

Authorization

24



	352914	Jun 22, 2022	\$2,665.86
September of the second	ACCOUNT NUMBER	DUE DATE	AMOUNT DUE

Customer Service: 800-329-6257

PO Box 8019 Davenport IA 52808-8019

CITY OF EAGLE LAKE

Statement Date:

05/23/22

Statement Number:

11483695

Billing Period: 4/1/2022 to 4/30/2022

ACCOUNT SUMMARY

OPENING BALANCE	PAYMENTS RECEIVED	AMOUNT DUE
\$2,854.51	\$2,854.51CR	\$2,665.86

The amount due after Jun 22, 2022 is \$2,705.85 which includes a late payment charge of \$39.99.

## SUMMARY

30MMV		I		
Xcel Account Number	Customer Premise Number	Allocated Generation (kWh)	Total Current Charges	
5580526	302523015	3,803	\$483.62	
5580526	302876014	910	\$136.74	
5580526	302977831	6,300	\$801.17	
5580526	302995410	977	\$146.80	
5580526	303276595	122	\$18.33	
5580526	303636646	489	\$73.48	
5580526	303737347	489	\$73.48	
5580526	304160271	979	\$147.10	
5580526	304163128	6,174	\$785.14	
Total		20,243	\$2,665.86	

## MESSAGE CENTER

At BHE Renewables, our goal is to provide exceptional service to you our valued customer. You can access your bill statements online at bherenewables.com. For more information about these services, please contact our Customer Service Department at online at bherenewables.com. For more information about triese services, please services, p

Please note, prior to making any change to an account or premise identifier with Xcel Energy, it is IMPORTANT that you contact us as Authorization \_\_\_\_\_ this could impact receiving your bill credit.

Keep Send

Please include this portion with your payment. Your payment must arrive by the due date to avoid a late payment penalty



ACCOUNT NUMBER	DUE DATE	AMOUNT DUE
352914	Jun 22, 2022	\$2,665.86

The amount due after Jun 22, 2022 is \$2,705.85.

IDFRT145000014030100110



CITY OF EAGLE LAKE PO BOX 159 EAGLE LAKE MN 56024 **BHE Community Solar, LLC** PO Box 8019 Davenport IA 52808-8019





Page 1 of 6



Real People, Real Solutions.

Please Remit To: Bolton & Menk, Inc.
1960 Premier Drive | Mankato, MN 56001-5900
507-625-4171 | 507-625-4177 (fax)
Payment by Credit Card Available Online at www.Bolton-Menk.com
To Ensure Proper Credit, Provide Invoice Numbers with Payment

City of Eagle Lake Jennifer Bromeland, City Administrator City Hall P. O. Box 159 Eagle Lake, MN 56024 April 22, 2022

Project No: Invoice No: M25.122420

Client Account:

0287922 ELAK

## Eagle Lake/2020 Water Treatment Study

Professional Services from March 19, 2022 through April 15, 2022:

- SCADA Review and Meeting with Land Owners

Fee

Total Fee

25,000.00

Percent Complete

69.86 Total Earned

Previous Fee Billing

17,465.00 17,000.00

Current Fee Billing

465.00

Total Fee

465.00

Total this Invoice

\$465.00

JB 15/4/22

Dete Peld 5-31-23
Amount Paid Hus - Rol 14848
Acct Code well 32
Authorization



Real People. Real Solutions.

Please Remit To: Bolton & Menk, Inc.
1960 Premier Drive | Mankato, MN 56001-5900
507-625-4171 | 507-625-4177 (fax)
Payment by Credit Card Available Online at www.Bolton-Menk.com
To Ensure Proper Credit, Provide Invoice Numbers with Payment

City of Eagle Lake Jennifer Bromeland, City Administrator City Hall P. O. Box 159 Eagle Lake, MN 56024 May 10, 2022

Project No:

0M1.126429

Invoice No: Client Account: 0289267 ELAK

## Eagle Lake/Lake Eagle Park Master Plan

- Lake Eagle Park Survey Development

- Shade Structure Coorination

Professional Services from April 2, 2022 through April 29, 2022:

**Professional Services** 

 Landscape Architect
 4.00
 568.00

 Totals
 4.00
 568.00

Total Labor

568.00

Total this invoice

\$568.00

马 5/22/27

101-42500-800

Date Paid 518 Rol 1480

Acci Code 568 - Rd 14843

Authorization \_\_\_\_\_



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City of Eagle Lake Jennifer Bromeland, City Administrator City Hall P. O. Box 159 Eagle Lake, MN 56024

May 10, 2022

Project No:

0M1.127423

Invoice No: Client Account: 0289266 **ELAK** 

## Eagle Lake/Fox Meadows Development

Professional Services from April 2, 2022 through April 29, 2022:

Totals

**Total Labor** 

- Concept Plan Review

- Meetings with City and Developer

**Professional Services** 

Principal

**Amount** Hours 960.00 6.00 960.00

6.00

960.00

Total this invoice

\$960.00

Reviewed utilities & site plan, roads, etc.

101-41600-303

Amount Paid 912 - Ref 14844

Acot Code 41 Wo 38

Authorization \_\_\_\_\_



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City of Eagle Lake Jennifer Bromeland, City Administrator City Hall P. O. Box 159 Eagle Lake, MN 56024

May 10, 2022

Project No:

0M1.126205

Invoice No:

0289261

Client Account:

**ELAK** 

Amount

## Eagle Lake/2022 Sewer & Water Extension

Extension of City Utilities to Serve Ragan Property, and Others

- Establish Property Lines per Title Reports

- Detailed Design and Plan Preparation

Professional Services from April 2, 2022 through April 29, 2022:

## **Professional Services**

	Hours	Amount	
m to to all	15.50	2,480.00	
Principal	1.00	98.00	
Administrative	6.50	1,066.00	
Senior Technician	1,50	157.50	
Survey Technician	24.50	3,801.50	
Totals	2.4.50	·	3,801.50
Total Labor			•
	To	stal this Invoice	\$3,801.50

Date Paid 5-31-22

Amount Paid 3801,50 Rul 148

Acct Code 162-366

402-6000-340 Authorization\_\_\_\_



Real People, Real Solutions.

Please Remit To: Bolton & Menk, Inc. 1960 Premier Drive | Mankato, MN 56001-5900 507-625-4171 | 507-625-4177 (fax) Payment by Credit Card Available Online at www.Bolton-Menk.com To Ensure Proper Credit, Provide Invoice Numbers with Payment

City of Eagle Lake Jennifer Bromeland, City Administrator City Hall P. O. Box 159 Eagle Lake, MN 56024

May 10, 2022

Project No:

0M1.125759

Invoice No:

0289217

Client Account:

ELAK

## Eagle Lake/General Engineering

Professional Services from April 2, 2022 through April 29, 2022: - Meeting with City Staff Regarding Justin Bauer Parcel

**Professional Services** 

Principal

Totals **Total Labor**  1.00 1,00

Hours

Amount

160.00

160.00

160.00

Total this Invoice

\$160.00

Reviewed utility connections

5/23/22

101-41600-303

Date Paid 5-31-36

Amount Paid 140-R

Acci Code 41405-303

Authorization

City Building Inspection Services, LLC 46684 State Hwy 13 N Kilkenny, MN 56052

DATE	INVOICE #
5/21/2022	430

BILL TO

City of Eagle Lake 705 Parkway Ave P.O. Box 159

Eagle Lake, MN 56024

ITEM		DESCRI	PTION	AMOUNT
Plan Review		22-32 107 598th Ave		72.31
Plan Review		22-33 425 S Agency St		31.13
Plan Review		22-34 718 Linda Cir		81.41
Plan Review		22-37 107 598th Ave		163.31
Project Final		21-101 168 Creekside Ct		1,203.68
Project Final		22-32 107 598th Ave		55.63
Project Final	~	22-24 108 Mathew Ct		58.50
Project Final		21-158 433 Thomas Dr		117.00
Project Final		21-152 229 Ann Dr		58.50
Please remit to a	above		Total	1,841.47

Date Paid
Amount Paid 1841,47 Def-14851
Acci Code was a succession of the succession of
Authorization



## ្វី puter Technology Solutions,

0 Belgrade Ave. North Mankato, MN 56003 (507) 388-3880



Bill To:
City of Eagle Lake
Attn: Jennifer Bromeland
705 Parkway Avenue
PO Box 159
Eagle Lake, MN 56024

Agreement Mail Protection Monthly

Date	Invoice
05/02/2022	MSP105621

Terms	Due Date	PO Number	
Net 30 days	06/01/2022		
- Monthly Managed - Monthly Managed	l Firewall l Back UP		

Products & Other Charges	Quantity	Price	Amount
Agreement CTS VIP Renewal			
	4		
CTS_VIP_05-10: CTS VIP SERVICES (Billed monthly)	10.00	\$170.00	\$1,700.00
VIP Service Includes:			
Unlimited On-Site And Remote Support			
Automated Updates For Windows and Applications Real-time Network Monitoring & Management			
Ransomware Protection			
Email Spam Filtering Service			
Enterprise Antivirus			
Enterprise Firewall - All Hardware, Licensing, Installation, and			
Management Included			
Hybrid Backup Solution - All Hardware, Licensing, Cloud Storage, Installation, and Management Included			
Enterprise Email Solution - Office 365 Essentials Licensing Included Fo	nr		
All Users	•		
Annual vCIO Assessment	or and the second	<u> </u>	
Extensive Reporting Catered to Your Needs	Date Paid	ラー タノータ	E.
Coordinate With 3rd Party Vendors to Support Business Specific		A CONTRACTOR OF THE PROPERTY O	A Property and the second second
Applications Support For Common Applications - Web Browsers, QuickBooks,	Arronna Elite	- 5 7 W	$\mathcal{I}$
Microsoft Office, Adobe, Etc.	Amount Paid	90,000	, KOH1
Extended support hours of 7AM to 6PM.		·	Ç
10% Discount On All Project Labor	Acct Code	g-23olf	10
MD Comilege Dage Not Individe	AND	$\sim$ $\Lambda$	4105
VIP Services Does Not Include:	S	ALC:	
Major infrastructure changes such as cabling, server migration, large scale network changes, new phone system, new wireless system, etc.	Authorization.		
Definition of major infrastructure change at the discretion of CIS.		A	er Terrorisense - 1955
Training and configuration of 3rd Party Applications.			
Coverage of unsupported operating systems such as Windows XP or			
Server 2003.			
After hours emergency support. Phone, camera, or access control systems not installed by CTS			
Fridile, camera, or access control systems not installed by C13			
3 year agreement.			
Quantity/Pricing to be renegotiated annually.			
		•	
Agreement Microsoft 365 Monthly			
CTS-5321930: Office 365 GCC G3	15.00	\$22.00	\$330.00
CTS-5321929: Office 365 GCC G1	8,00	\$8,80	\$70.40
	0,00	, 5.55	, , , , ,



## **Send Payment To:**

Emergency Apparatus Maintenance, Inc.

7512 4th Avenue

Lino Lakes, MN 55014

TEL: 651.786.4463 · 1.800.EAM.3911

FAX: 651.786.0517

EML: service@eamservice.com

Work Order:

123002

Type:

Service

WO Date:

04/11/2022

Invoiced:

05/02/2022

PO:

Reference:

Accounts Payable

Date Paid ...

Eagle Lake Fire Department

Eagle Lake, MN 56024

P. O. Box 93 / 101 PlainvieWount Paid 28, 918.5

\$28,968.57

Amount Due:

Terms: Net 30 Days

## **Service Summary**

Acct Code **Lase** 

Ladder 4312

Miles:

Hours:

## Request

# On the treadle valve there are 2 push lock fittings

- leaking, replace fittings. repair
- The radiator is all steel and leaks on the top and bottom half where it is bolted together and in the right corner, repair radiator. Radiator core ordered Workorder #122853 move to this workorder PRIORITY

- The upper radiator hose leak at union, remove, clean and re-seal.
- 4 The engine fan belt is cracked, replace the belts.
- The driver side spot light is inoperative.
- The officer spot light is inoperative.

## **Work Completed**

- Treadle valve leaking found three air leaks at the valve, two 90°, 1/4" 1.1 fittings and one 3/8" straight fitting, removed the leaking fittings, installed new 1/4" fittings and one 3/8" straight fitting.
- Drained coolant. Removed lower radiator hose. Removed upper radiator hose. Removed CAC pipes. Removed inter-cooler. Marked the 2 coolant level sensors wires. Removed wires. Removed fan. Removed belt. Removed fan hub. Removed radiator braces. Under the rod is a 1/4" thick plate. Removed wire harness to access bolts. Removed skid plate. Removed radiator. Switched the fan shroud to the new radiator. Switched over fittings. Drilled and secured a piece of plywood to the radiator to protect it. Installed the new radiator. Secured the radiator. Installed the lower radiator hose. Installed the fan hub. Installed the fan. Attached the air line. Installed coolant level wires. Installed upper radiator hose. Installed skid plate and secured the harness. Installed the inter-cooler. Installed the CAC pipes. Removed the plywood. Removed the coolant filter. Installed a plug in the radiator. Drained the block of coolant. Refilled coolant with fresh coolant and added a preservative. Ran the truck and got it up to 190°. Topped off coolant. Pressurized cooling system and found no leaks.
- Disassembled upper radiator hose. The steel pipe was extremely corroded. Cleaned pipe and hose. Installed hose and tested - hose no longer leaks.
- Replaced belt. 4.1
- Drivers side spot light inoperative, tried to use old parts to make work will 5.1 not work. Will have to replace whole light assembly.

Removed driver side ceiling panel. Removed old spotlight. Cut wiring to old light. Installed new light. Wired light and reinstalled driver side ceiling. Troubleshot holding system on light, allen screw was too tight to light. Tested to confirm it works.

Officers spot light inoperative - good power to light. Will have to replace 6.1 whole light assembly.

Removed old light and cut power wire. Installed new light and wired into truck. Tightened light to shine properly. Tested - works.

Page



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EML: service@eamservice.com

Work Order:

123002

Type:

Service

WO Date:

04/11/2022

Invoiced:

05/02/2022

PO:

Reference:

Accounts Payable
Eagle Lake Fire Department
P. O. Box 93 / 101 Plainview
Eagle Lake, MN 56024

Amount Due:

\$28,968.57

Terms: Net 30 Days

Req	uest
-----	------

## est Work Completed

- 7 The right crew cab step light is inoperative.
- 7.1 Right crew cab light out, replaced light bulb, light works now.
- 8 The left front compartment light is inoperative.
- 8.1 Drivers side front compartment lights not working. Checked all wiring and bulbs everything is fine. Tested switch and found switch to be bad, had to make custom bracket for updated magnet. Mounted custom bracket with magnet to roll door, had to drill new hole for switch wiring. Mounted new switch, wired in new switch and tested works as intended. Found wiring or drivers rear compartment lights and switch to be corroded. Completed re-wiring of compartment, tested and it works as intended.
- 9 The rear aerial discharge gauge is bad.
- 9.1 Replaced rear aerial discharge gauge.
- 10 The aerial hyd pressure gauge on the rear is bad.
- 10.1 Replaced aerial hydraulic pressure gauge.
- 11 The rear stabilizer not set light is inoperative.
- 11.1 Tested for power and ground had both. Installed a new bulb and it still did not work. Installed a new socket and tried again - works now.
- 12 The right pump panel light is inoperative.
- 12.1 Inspected passenger pump panel light. Tested and I had power and ground. Inspected the light and it was very corroded and rusty. Got a complete new light. Installed new light and wired in. Tested and light works.
- 13 The transmission temp gauge light is inoperative.
- 13.1 Transmission temp light bad. Removed screws for dash panel. Removed panel, replaced bulb and reinstalled panel light works now.
- 4 The u-joint grease zerk is broken off in the u-joint, remove and install new grease zerk.
- 14.1 Extracted old zerk and installed new one.
- 15 The master drain is hard to operate, rebuild the master drain.
- Drained pump, marked and removed water lines. Removed cable from drain valve. The drain valve and cable separately were both hard to operate. Removed drain valve and cable. Completely disassembled drain valve. Cleaned thoroughly. Installed the rebuild kit. Ran new pump drain cable. Adjusted cable. Installed drain valve. Attached water lines. Tested and valve is easy to operate and does not leak.
- 16 The passenger side aux intake leaks vac, rebuild the valve.
- 16.1 Removed eight valve flange mounting bolts and then brought valve to bench. Removed lower ball stud and then old ball and seals. Removed handle and disassembled trunnion assembly. Cleaned all parts. Reassembled top trunnion assembly with new o-rings. Installed handle. Installed new ball and seals with new o-ring on lower ball stud. Installed valve back on truck and checked operation okay.
- 17 The #2 discharge gauge glass is cracked, replace
- 17.1 Removed trim ring from panel and then gauge line. Replaced gauge in trim

Page by:



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Eagle Lake, MN 56024

**Amount Due:** 

\$28,968.57

## Terms: Net 30 Days

## Request

the gauge.

- The front packing is out of adjustment, adjust the
- 19 The ladder rack cylinder leaks, repair leaking cylinder and degrease compartment.
- 20 Left lift cylinder leaks, rebuild the cylinders. PRIORITY

21 Emergency power unit runs but nothing operates, troubleshoot and repair. PRIORITY

## **Work Completed**

ring and transferred fitting over to new gauge. Installed gauge line and ther gauge in panel.

- 18.1 Adjusted packings til drip rate was at 20 dpm. Let the truck run for 20 minutes and the drip rate held.
- 19.1 Lowered ladder rack and supported on stands. Removed hydraulic lines. Removed ladder rack cylinder. Had cylinder rebuilt. Installed cylinder. Bled system of air. Adjusted cylinder end so cylinder closes all the way. Tested several times and checked for leaks - no leaks.
- 20.1 Removed both waterway tubes. Removed left aerial hand rail. Removed pins for lift cylinders. Had to unbolt ladder from the boom and set on a block to get the top pin out. Removed cylinders. Lowered cylinder with forklift and sent both cylinders out to get rebuilt.

Used fork lift to lift cylinders in place. Used anti-seize on pins. Had to readjust cylinder eyes so the grease zerk was on top. Installed upper pin. Disconnected passenger hand rail on passenger side so fork lift could reach location to install cylinder. Hooked up hydraulics on both left and right lift cylinder. Installed both grab handles on driver and passenger side. Cleaned handles and cylinders. Installed pin bolts (x4). Installed both driver and passenger waterways. Installed ladders on top of the aerial boom. Tested aerial functions. Checked fluid in the aerial. Cleaned boom of grease.

- 21.1 Removed cover on dog house to try and find EPU power supply nothing marked. Removed side panel to find pressure manifold. Looked in manual and found hydro diagram. Shows EPU and PTO use same ports but have check valves in system. Talked to Dave Evans, he said should be straight shot to one hand control valve. Went to rear panel and removed hose at pressure side of stabilizer valve assembly and plumbed in pressure gauge. Ran EPU - no pressure to stabilizer valve block but truck pressure gauge reads 2500 - 3000 psi. Checked power back at solenoids at one hand contro valve. With switches activated, had no power. Studied diagram - found power comes from cradle switch. Removed cover at cradle micro switch and checked power - had 12.5 volts. Reassembled. Checked power at wire number 32 at rear switches - had 13.5 with truck running. Checked power at wire 66 when switch is activated. It only had 7.5 volts. Checked wire 32 when switch was activated - had 11.0 volts. Found losing power under load. Removed wires at power side of switches. Also removed jumpers in same spot. Cleaned all contacts. Reassembled. Removed grounds at panel and cleaned. Reassembled and tried - found it works with 12 volts or more, so if batteries are low, it will not work unless truck is running and PTO switch is off. Kept trying - always worked.
- 22.1 Traced PTO circuit and master power circuit into electrical box behind rear



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Accounts Payable Eagle Lake Fire Department P. O. Box 93 / 101 Plainview Eagle Lake, MN 56024

Amount Due:

\$28,968.57

## Terms: Net 30 Days

## Request

## halfway through the service. The power would come back on and off randomly. PRIORITY

## **Work Completed**

control panel. All wiring looked good. Removed PDM in rear and inspected wires - all okay. Checked power at PTO breaker when tripped - power gone on only one side. Studied diagram. Removed breaker and power still kept coming and going. Installed breaker and removed flasher. Tried - power worked all the time. Checked wiring at all 4 outriggers - found wire at foot lights butt connector scraped off and wire cut from getting pinched by foot being stowed. Cut wire bad section out and cut to correct length. Tried power always worked.

- There are two of the latches on the rear aerial panel missing. Replace
- 23.1 Replaced 2 missing latches and adjusted latches.
- Passenger air horn trumpet support broken, replace.
- 24.1 Found the passenger air horn bracket was broken. Removed bracket and installed new bracket.
- Repair tank fill, OK'd by customer 4/20.
- 25.1 Drained tank below tank fill valve. Removed passenger pump panel. Unbolted foam pump motor. Moved foam pump out of the way. Removed tank fill valve. Rebuilt tank fill valve. Reinstalled valve. Bolted foam pump motor back in. Installed passenger pump panel and hooked up all discharges and intake adaptors.

4.23.m. 344 m.m. 4.44.2 m.m. 5.44.2 m.m. 5								
Parts Installed & Summary of Charges								
Summary of Charges		Part Number	Part	Total	Price	Qty		
\$17,391.69 \$11,196.98	Total Labor Total Parts	703-1708 / 7031708	Radiator Cap 10# good for + or - 1lb. pressure	\$9.62	\$9.62	1.0		
\$95.00	<b>Total Accessories</b>	000	Plugs	\$7.80	\$7.80	1.0		
\$2.60	Environmental	24197	Wix Coolant Filter	\$48.72	\$48.72	1.0		
\$197.30 \$85.00	Charges Freight Diesel fuel	V 2172 /V2172	Light indicating Red 12v ELSHFT	\$96.70	\$96.70	1.0		
\$28,968.57	Subtotal:	chl329145-12X	Chelsea PTO solenoid housing assembly	\$457.79	\$457.79	1.0		
\$0.00	Tax:	22-P-112 / 1481576	Gasket between solenoid & PTO	\$15.56	\$15.56	1.0		
\$28,968.57	Total:	42-5316	Radiator Modine 1070 Vert flow Saber	\$6,706.24	\$6,706.24	1.0		
		1720/1330353/460016- 001	Air Horn Pedestal	\$48.44	\$48.44	1.0		
		11009	Lamp,Miniature	\$3.09	\$3.09	1.0		
		8804	1.5" Heavy-Duty Akron ball valve kit	\$185.00	\$185.00	1.0		
36	•	773148 / 7-73-148	Akron Trunnion 7815 swingout valve	\$26.20	\$26.20	1.0		

# **Invoice**



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Eagle Lake, MN 56024

**Amount Due:** 

\$28,968.57

**Terms: Net 30 Days** 

	Parts Installed & Summary of Charges					
Qty	Price	Total	Part	Part Num	ber Summary of Charges	
1.0	\$22.50	\$22.50	Trunnion Handle 1.5" w/Tork-lock s/o valve	772091 / 7-72-09	21	
2.0	\$13.00	\$26.00	1/4" syn to 3/8" male pipe pipe 90 degree	916946		
3.0	\$11.78	\$35.34	Wix Cool, Nitrate, Pint (4056)	24056		
8.0	\$15.58	\$124.64	Anti-Freeze, Gallon	coolant		
1.0	\$1.09	\$1.09	Lightbulb	2057		
1.0	\$117.94	\$117.94	2.5" Gauge 0 to 5000 psi WHT face w/ orific	2487445		
1.0	\$88.75	\$88.75	Gauge 2 1/2", BOW, 30x400	91523932		
1.0	\$237.50	\$237.50	Akron Brass Ball Conversion Kit, 2 1/2"	8806 / 9146		
1.0	\$24.13	\$24.13	*Cable operated pump drain repair kit	K514-1 / K 514-1	l.	
1.0	\$240.29	\$240.29	Kit Drain Valve Cable Replacement	K685 / K 685	E 10-2027	
1.0	\$7.02	\$7.02	Automatic Transmission Fluid, Quart	Dextron III	Date Paid	
16.0	\$6.93	\$110.88	ISO 32 Oil	ISO 32	Date Paid <u>5-10-2027</u> Amount Paid <u>28,968 57</u> Acct Code <u>42300-220</u>	
1.0	\$2.62	\$2.62	Grease Zerk	Zerk / Zerks	Acct Code #2300 - 120	
1.0	\$858.50	\$858.50	Cylinder Repair Materials	000	721 42 1	
2.0	\$43.11	\$86.22	Belt	25-9580	Authorization // Authorization	
1.0	\$124.15	\$124.15	Serpentine Belt, 8 groove	25- 080720HD/2508	0720HD	
2.0	\$380.00	\$760.00	Spotlight 6 LED Version of 325A	335A		
1.0	\$290.99	\$290.99	Proximity Switch NC w/Relay	63-4915	•	
1.0	\$51.97	\$51.97	Door Actuator, Proximity Magnet	63-4906		
4.0	\$1.26	\$5.04	SCREW,#10-24,TORX PN HD TAP,SS 0.75"	82-2209-0003		
1.0	\$118.75	\$118.75	Gauge 3 1/2", WOB, 30x600	91553945		
1.0	\$97.82	\$97.82	2.5" Gauge 0 to 5000 psi WHT face	SW10189 / 5220	05908	
1.0	\$46.90	\$46.90	Step Light Arrow 437 LED version	437-99-040 / 43	7-99040	
2.0	\$56.39	\$112.78	Small Lift & Turn Latch	80-3091		
					The second secon	

#### LJP ENTERPRISES INC

Refuse Jan 2022 rates go to \$5.99

Recycling

Jan 2022 rates go to \$4.27 for small and \$4.63 for large bins

				:	202-386	,	203-384	
DATE	Refuse Households	Recy House-64	Recy House-96	R	ecycling		<u>Refuse</u>	<u>Total</u>
1/1/2022	1056	933	117	\$	4,525.62	\$	6,325.44	\$ 10,851.06
2/1/2022	1057	935	119	\$	4,543.42	\$	6,331.43	\$ 10,874.85
3/1/2022	1056	935	119	\$	4,543.42	\$	6,325.44	\$ 10,868.86
4/1/2022	1057	935	120	\$	4,548.05	\$	6,331.43	\$ 10,879.48
5/1/2022	1057	935	120	\$	4,548.05	\$	6,331.43	\$ 10,879.48

Amount Paid 12, 13 384 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334 : 4334

35



## **Invoice**

Date	Invoice #
5/25/2022	254335-J

Bill To

City of Eagle Lake 705 Parkway Ave. Eagle Lake, MN 56024

		PO#	Terms
			Due on receipt
De	scription	Rate	Amount
Street Sweeping- Spring clean up		105.00	3,622.50
		Pate Paid 5.  Amount Paid 34e  Acci-Code 20  Authorization	7320

Make Checks payable to: Loken's Asphalt Maintenance, Inc. 17427 568th Ave., Good Thunder, MN 56037 Office (507)382-8385, Cell (507)382-7463 Email - lokenspsc@outlook.com

Total	\$3,622.50
Payments/Credits	\$0.00
Balance Due	\$3,622.50





## City of Mankato

Accounts Receivable 10 Civic Center Plaza PO Box 3368 Mankato, MN 56002-3368 311 or (507) 387-8600

CITY OF EAGLE LAKE PO BOX 159 EAGLE LAKE, MN 56024

## **INVOICE**

Invoice Date	Invoice No.				
05/05/2022	13894				
Custome	r Number				
11.	11101				
Invoice 7	Total Due				
\$25,3	72.77				
Paymer	ıt Terms				
NE.	Т 30				

Please return this remit slip with payment

00000182022200013894100025372772

	Invoice E	)ate: 05	5/05/2022	Customer Number		: 11101	
Quantity	Price			Adjusted	Paid	<b>Amount Due</b>	
202982.14	\$0.12	COST	\$25,372.77	\$0.00	\$0.00	\$25,372.77	
EXPECTED COST \$2	.02,982.14						
r on your check. City of Mankato.			Invoice Tota	J:	\$25,37	2.77	
		Quantity Price 202982.14 \$0.12  EXPECTED COST \$202,982.14  or on your check.	Quantity Price UOM 202982.14 \$0.12 COST  EXPECTED COST \$202,982.14  er on your check.	202982.14 \$0.12 COST \$25,372.77  EXPECTED COST \$202,982.14  er on your check. Invoice Tota	Quantity Price UOM Original Invoice Adjusted 202982.14 \$0.12 COST \$25,372.77 \$0.00  EXPECTED COST \$202,982.14  er on your check. Invoice Total:	Quantity         Price         UOM Original Invoice Adjusted         Paid           202982.14         \$0.12         COST \$25,372.77         \$0.00           EXPECTED COST \$202,982.14         Invoice Total: \$25.37	

Date Paid 5-31-33
Amount Paid 35, 379, 77 Rof 1470
Acct Code Lee 3-315
Authorization

# Minnesota Waste Processing Co.

**STATEMENT** 

21632

Statement Date: 04/30/2022

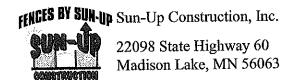
2160 Ringhofer Drive North Mankato, MN 56003 Phone 507-385-3420

Account: 72

To: City of Eagle Lake 705 Parkway P.O. Box 159 Eagle Lake, MN 56024

erms: Net				Tons/Amt	Rate	Per/Ld	Tax	Charge	Credit
Date  4/ 7/2022 4/ 7/2022 4/11/2022 4/14/2022 4/121/2022 4/21/2022 4/28/2022 4/28/2022	413205 413221 8484 413496 413520 413812 413841 414152 414174	MSW 2.7% Discount MSW 2.7% Discount Payment - Thank You MSW 2.7% Discount		7.36 Tn 6.18 Tn 0 7.29 Tn 6.38 Tn 7.54 Tn 7.08 Tn 7.64 Tn 6.93 Tn	98.32 98.32 98.32 98.32 98.32 98.32	\$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00	\$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00	\$723.64 \$607.62 \$716.75 \$627.28 \$741.33 \$696.11 \$751.16 \$681.36	\$5,039.88
Load	s U	/Amt Detail  Juits Yards 0.00 0.00	Tons 56.40	1 1	State	State  Waste and C  Current To  Previo	Waste Tax Sales Tax County Tax	\$0.00 \$0.00 \$0.00 \$0.00 \$5,545.25 e \$11,928.47	
: -	) - <u>30</u>	31 - 60 5,559.01	<u>Over 9</u> \$0.0			New F	Balance Du	e \$12,	433.84

THANK YOU FOR YOUR BUSINESS!



Park board

## **Invoice**

Date	Invoice #
5/12/2022	5135

Bill To

City of Eagle Lake 705 Parkway Ave PO Box 159

Eagle Lake MN 56024

ATTN: Public Works Director

P.O. No.	Terms	Job#
****		

Item	Description	Qty	Rate	Amount
Item Fence	Date of Service: December 2021 Eagle Lake Hockey Rink  Furnish and Install approximately 200 feet of 6 foot chair link fence with top rail around each end of hockey rink. Furnish and Install approximately 80 feet of chain link fence with top rail at each basketball hoop.  Labor, Materials, Mileage  Per Rock - new and used materials were used  Subtotal	731-31 Ref 14	13,146.62	13,146.62
		13,1966	1	

 Subtotal
 \$13,146.62

 Sales Tax (7.375%)
 \$0.00

 Total
 \$13,146.62

 Balance Due
 \$13,146.62

Phone # 5072434359

E-mail
office@sunupfence.com

42



MAILING ADDRESS	ACCOUNT N	IUMBER	DUE DATE
EAGLE LAKE CITY OF PO BOX 159	51-55805		06/21/2022
EAGLE LAKE MN 56024-0159	STATEMENT NUMBER	STATEMENT DATE	AMOUNT DUE
	780434159	05/18/2022	\$5,044.99

QUESTI	กพร	AROL	IT YO	IIR I	BILL	?
* / L / E - 3   I			,, ,,	UII I		<b>-</b> i

See our website: xcelenergy.com

Email us at:

Customerservice@xcelenergy.com

Please Call:

Or write us at:

1-800-481-4700 Hearing Impaired: 1-800-895-4949

Fax:

1-800-311-0050

XCEL ENERGY PO BOX 8

**EAU CLAIRE WI 54702-0008** 

ACCOUNT BALANCE (Balance de su cuenta)

MODOLI DIENTION PROMISS	0 00 01 01 01 01	
Previous Balance	As of 03/21	\$4,238.91
Payment Received	Check 05/10	-\$4,238.91 <b>CR</b>
Balance Forward		\$0.00
Current Charges		\$1,628.77
Other Recurring Charges		\$3,416.22
Amount Due /Cantided a negati	1	\$5,044.99

Amount Due (Cantidad a pagar)

PREMISES SUMM	ARY		
PREMISES NUMBER	PREMISES IDENTIFIER	PREMISES DESCRIPTOR	CURRENT BILL
302523015	208 THOMAS DR	MAIN LIFT	\$188.71
302876014	101 PLAINVIEW ST	FIRE DEPT	\$51.15
302926895	97 N AGENCY ST	WELCOME SIGN	\$16.11
302977831	100 THOMAS DR	WELLS	\$363.63
302995410	455 CONNIE LN	AERATOR AT PARK	-\$140.25 <b>CR</b>
303010637	118 PLAINVIEW ST	TENNIS COURT	\$17.94
303199829	519 S AGENCY ST	WELCOME SIGN	\$16.24
303219348	119 LERAY AVE	WELCOME SIGN	\$16.24
303276595	97 N 3RD ST	WELL #1 AND TOWER	\$462.47
303636646	417 CONNIE LN	RINK Date Paid 5-31-3	\$134.94
303667749	431 OWL ST	CHARLES IN THE PARTICIPATION	\$32.46
303737347	200 EAGLE AVE	SEWER LIFT	-\$1.75 <b>CK</b>
304160271	90 LERAY AVE	CITY SHOW Paid 163217	\$114.23
304163128	705 PARKWAY AVE	CITY HALL	\$356.65
Total		Acct Code Ste aver	\$1,628.77

Authorization

RETURN BOTTOM PORTION WITH YOUR PAYMENT • PLEASE DO NOT USE STAPLES, TAPE OR PAPER CLIPS

653 kWh x -0.137170 SRC039676 REC credit >250kW -\$16.11 CR 117.40 kWh x -0.137170 SRC041676 REC credit >250kW - \$15.79 CR SRC041677 REC credit >250kW 115.14 kWh x -0.137170 - \$521.73 CR Total

\$188.71 **Premises Total** 

DAILY AVERAGES	Last Year This Year
Temperature	49° F 42° F
Electricity kWh	140.7 161.4
Flectricity Cost	- \$0.79 \$6.51

### INFORMATION ABOUT YOUR BILL

For an average non-demand customer, 68% of your bill refers to power plant costs, 15% to high voltage line costs, and 17% to the cost of local wires connected to your business. For an average demand-billed customer, 78% of your total bill refers to power plant costs, 14% to high voltage lines, and 8% to the cost of local wires connected to your business.



«Kerry,

Please process a check in the amount of \$15,265.73 made payable to Blue Earth County with attention to Lisa Malinski. We need to return the unused forgivable childcare loan funds that were issued to Little Sprouts. According to my records, \$3,876.89 was paid out of 207-00000-497. Blue Earth County will send us a new amortization schedule shortly.

Thank you.

#### Jennifer J. Bromeland

City Administrator City of Eagle Lake 705 Parkway Avenue PO Box 159 Eagle Lake, MN 56024 P: (507) 257-3218

C: (507) 399-1030



Amount Paid 15, 365, 13 Ref 1492

From: Lisa Malinski < Lisa. Malinski@blueearthcountymn.gov>

Sent: Monday, April 25, 2022 11:21 AM

To: Jennifer Bromeland < <a href="mailto:jbromeland@eaglelakemn.com">jbromeland@eaglelakemn.com</a>
Cc: Heidi Sobolik < <a href="mailto:heidi.Sobolik@blueearthcountymn.gov">heidi Sobolik @blueearthcountymn.gov</a>

Subject: RE: [External]RE: [External]Forgivable Child Care Loan - Little Sprouts in Eagle Lake

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Jennifer,

That is fine. Thank you

Lisa Malinski | FINANCE DIRECTOR

Blue Earth County

(507)304-4182

From: Jennifer Bromeland < <a href="mailto:lbromeland@eaglelakemn.com">lbromeland@eaglelakemn.com</a>

Sent: Wednesday, April 20, 2022 4:55 PM

To: Lisa Malinski < Lisa. Malinski@blueearthcountymn.gov >

Subject: [External]RE: [External]Forgivable Child Care Loan - Little Sprouts in Eagle Lake

PH



#### John Kopp, Chief of Police Eagle Lake Police Department PO Box 287 Eagle Lake, MN 56024

507-257-3110 Fax: 507-257-3220 www.EagleLakeMN.com elpd@eaglelakemn.com

We participated in the Towards Zero Deaths (TZD) May seatbelt wave. This was a success overall in our region through enforcement and education this will help save lives.

We will be implementing the Light's on program this month that we discussed at our May meeting. I am excited for this program and I believe it will help with public relations.

We will be doing our Summer qualification with the Sheriff's office and other local agencies in June.

Our new officer, Connor Guillemette will be starting Field training this month. We are excited to have Connor join our team.

If the Council has any questions or concerns, please feel free to contact me at 507-257-3110 or at <a href="mailto:elpd@eaglelakemn.com">elpd@eaglelakemn.com</a>.

Chief John Kopp

Eagle Lake Police Department

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2022 JUNE	<- MAY	<u>JULY -&gt;</u>			4371-John 4372- 4374- 4375-Amy	4376-Ben 4377- 4378-Dustin 4379-
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77.		N-92	78-DC/N	N-87	N-87	
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	78-N 71-VAC	78-N 71-VAC	78-N 71-VAC	78-N 71-VAC		
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76-DC/N	71-D	71-D	76-DC/N	78-D	78-D	78-DC/N
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	12 76-M	71-N 76-M	71-N 76-M	71~N 76-M		
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76-DC/N				-		
×						

Dayshift 7:30- Night shift 4pm 4pm-3:30am

Eagle Lake Police Department Accumlative Report

	January	10000											
Traffic Ticket Report								Lim	-				C
Careless Driving	0	0	0	0	0								9 6
DAS/DAR/DAC	_	_	-	2	<b></b>								) c
Equipment Violations	0	0	0	0	0								0
Expired Tabs	0	0	0	0	0								r.
Other	0	0	4	-	0								0
Seatbelt	0	0	0	0	0		0.47						28
Speeding	-	9	2	18	_								2
Stop Sign	0	2	0	0	0								1 70
Traffic Stops	10	32	88	29	15			-					121
Warnings	8	26	31	43	13								
													Total
Calls for Service													9
	_	0	7	2	-								, 4-
Administrative Citations	1	0	0	0	0						1	1	- ~
Alarms	0	0	2	-	0								24
Animal Comp.	2	က	ო	ო	7		100						0
Assaults	0	0	0	0	0	(A)							22
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Civil	2	7	ო	4	4								389
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Harrassment	0	0	0	0	- 3								195
Miscellaneous	54	25	18	70	58					,			0
Narcotics	0	0	0	0	0								z.
Noise Comp	0	0	က	0	7						_		90
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Party Comp.	0	_	0	0	0								9
Property Damage		-		0						_		~	*-
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Eagle Lake Police Department Accumlative Report

Suspicious Cir.	5	0	3	-	2						i de la constantina della cons	1
Suspicious Person	1	_	2	7	τ-							7
Suspicious Vehicle	m	7	7	4	ပ						TO THE TAXABLE PROPERTY OF THE	 17
Thefts	0	0	0	_	-							7
Threats	0	0	0	0	-							 -
Warrants Serv.	0	τ-	1	0	0							7
Weapons	0	0	0	0	0							0
Welfare Check	<b>-</b>	က	හ	2	ಬ							 11
Total ICRS	177	186	225	255	276				The state of the s			1119
Total Mileage												
2021 Explorer	6449	8152	10102	11952	13811							
2020 Explorer	36,841	37,651	38,695	39,532	40741	<u>,,                                   </u>						
								THE COLUMN TO TH				
								THE RESERVE AND THE PARTY OF TH				
Monthly Mileage												
2021 Explorer	1,741	1,703	1,950	1,850	1,859		***************************************			A-7/3		
2020 Explorer	1,271	810	1,044	837	1,209	THE THE PROPERTY OF THE PROPER						
							.,,					

## EAGLE LAKE FIRE CHIEF'S REPORT

Hello Everyone! Summer vacation time has arrived so get out there and enjoy it. Along with vacationing comes an increased amount of traffic. As you may have noticed, the construction season has also arrived. Please remember to slowdown in construction zones and move over for emergency and Maintenance vehicles.

Thank You and Stay Safe out there!

#### WE ARE HIRING

Are you interested in helping in our community by becoming a Firefighter or an EMT? If so, please complete an application and submit it to the City Clerk's office.

#### EAGLE LAKE FIRE DEPARTMENT 2022 CALL REPORT

			EAGLE L	AKE FIR	E DEPA	RTMEN					The Salara Contractor			
TYPE	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC		% OF TOTAL
Assist Law Enforcement	-	-	-	1						<u> </u>			1	1.3%
Explosion (No Fire)	-	-	-	-	-								-	0.0%
Fire (Commercial)	-	-	-	_	-					<u></u>			-	0.0%
Fire (Residential)	-	-	-	-	1								1	1.3%
Fire (Wildland)	-	-	-	1	-								1	1.3%
Fire Alarm	1	2	2	-	-								5	6.7%
Fire Assist	-	1	3	-	-								4	5.3%
Fire CO	-		3	-	-								3	4.0%
Fire False Alarm	-	-	1	1	1								3	4.0%
Fire Mutual Aid	-	2	-	-	-								2	2.7%
Gas Leak	-	-	-		1			<u> </u>					1	1.3%
Hazardous (No Fire)	-	_	-	-									-	0.0%
Medical (Cancelled)	-	-	-	2	-								2	2.7%
Medical (Response)	11	-	11	6	6								34	45.3%
Medical Lift Assist	-	-	-	-	-								-	0.0%
Medical Response	_	6	-	u.	_								6	8.0%
Missing Person Search	-	-	-	-	3				<u> </u>				3	4.0%
Motor Vehicle Accident w/Injury	1	-	-	4	2			ļ <u> </u>		<u></u>			3	4.0%
Motor Vehicle Accident w/o Injury	-	-	,	-	-									0.0%
Odor Investigation	-	1	-		-					<u> </u>			-	0.0%
Rescue (Entrapment/Machinery)	-		-	-	-									0.0%
Rescue (Grain Bin)	-		-		-									0.0%
Rescue (Water)	-	-	_	-	-				<b></b>				-	0.0%
Smoke Investigation	-	-	-	_	-					<u> </u>				0.0%
Special Incident	-		4	-	-								-	0.0%
Weather	-	-	-	1	5							ļ	6	8.0%
												ļ		4000
Total	13	11	20	12	19	-	-	-		-		<u> </u>	75	100%
			<u></u>							Language de la Carte	A hiji hariwiya a ilina h		o consideration of	l Lington Lightweit Lindon
RESPONSE AREA														72.70
Eagle Lake	11	9	19	9	7							ļ	55	73.3% 1.3%
Kasota (Lime Twp)	-	1	-							-	ļ	ļ	1 12	
Madison Lake (Le Ray Twp)	2	1	1	-	8							<u> </u>	12	16.0% 9.3%
Mankato Twp	-	-	-	3	4			<u> </u>				<u> </u>	7	
Total	13	11	20	12	19		-	-	-	<u> </u>	-	<u> </u>	75	100%



Brian Goettl Public Works Director 90 Le Ray Avenue Eagle Lake, MN 56024 (507)257-3218 bkgoettl@eaglelakemn.com

June, 2022

To: Mayor Auringer, City Council and City Administrator Jennifer Bromeland

From: Brian Goettl Public Works Director

Water: We flushed water mains and the sediments out of the water tower the week of May 23rd.

**Sewer:** We have been working on grease problems in the lift stations, I received a quote for an air mixer that will be presented at the council meeting.

Streets: We will be measuring streets and sidewalks for repair.

Parks: We have started on removing and replacing 10 ash trees in the park. I contacted 4 different companies for painting the hockey rink and got 1 to come out to give a quote waiting to hear back. I have contacted 3 companies for seeding at Eagle Heights Park and waiting to hear back from Evergreen Companies with a quote. We installed Mara's memorial balance beams at the Lake Eagle Park playground and waiting to receive the plaque to install. The weather finally started to cooperate, and we started the dirt work on the ballfield and spraying for weed on city properties.

Storm Sewer: Jennifer, ISG Engineering and I have been working on the MS4 process.

If you have any questions or concerns, please feel free to contact me at 507-420-3510 or <a href="mailto:bkgoettl@eaglelakemn.com">bkgoettl@eaglelakemn.com</a>

Brian K. Goettl

HOUSE#	<u>STREET</u>	 VALUE	Project Description
107	598th Ave	\$ 5,000.00	Change of occupancy S1 to B
425	S Agency St	\$ 1,200.00	Deck/steps
718	Linda Cir	\$ 5,500.00	Replacing and adding on front step/porch
529	LeSueur	\$ 11,600.00	Reroof
107	598th Ave	\$ 15,000.00	Shed (336 sq. ft.)
317	Maywood	\$ 9,384.00	Reroof
264	Oak Dr.	\$ 7,350.00	Deck
312	Blace Ave	\$ 12,000.00	Reroof
524	S Agency		Connect to sewer
111	LeRay Ave	\$ 10,000.00	Bathroom Addition
105	S Third St		Windows-13

Zoning #	Address	Туре
22-8	702 Linda Dr	Shed
22-9	101 Maywood Ave	Replacing sidewalk
22-10	128 Mathew Ct	Enlarging end of driveway
BP 22-35	116 Blace Ave	Admin fee with building permit 22-35
22-11	525 Linda Dr	Replace driveway and sidewalk
22-12	212 Lakeview Dr	Shed
22-13	537 LeSueur	Replace drivewau and sidwalk
22-14	610 Colodoro	Patio
22-15	532 LeSueur Ave	Fence
22-16	726 Linda	Shed

## Eagle Lake Fire Relief Gambling Fund Report April 2022

Balance 4/1/22	\$29,226.71
Income: Paper Pull Tabs Electronic Interest Income Cash Bank Total Income	\$4,541.00 \$16,779.00 \$1.99 \$4,000.00 \$25,321.99
Total Funds Available	\$54,548.70
Less Total Disbursements	(\$42,775.54)
Balance 4/30/22	\$11,773.16

## 2022 Profit / Community Donations

Net Profit:

1/22	(\$5,877.13)
2/22	\$247.53
3/22	\$19,562.14
4/22	(\$18,336.69)

Total Profit To Date: (\$4,404.15)

Community Donations To Date: \$500.00

# RESOLUTION NO. 2022-24 A RESOLUTION ACCEPTING A DONATION TO THE CITY.

**WHEREAS** the City of Eagle Lake is generally authorized to accept donations pursuant to Minnesota Statutes for the benefit of its public recreational services.

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

Name of Donor	Amount
American Legion Post 617	\$1,000
Eagle Lake Fire Relief Association	\$ 500
Hy-Vee	\$ 200

WHEREAS, the terms or conditions of the donations, if any, are as follows:

To be applied towards the purchase of equipment for the Eagle Lake 3 on 3 sports program:

WHEREAS, such donation has been contributed to the city for the benefit of its citizens, as allowed by law; and

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

**NOW THEREFORE**, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EAGLE LAKE, MINNESOTA AS FOLLOWS:

- 1. The donations described above are accepted and shall be used to establish and/or operate services either alone or in cooperation with others, as allowed by law.
- 2. The city clerk is hereby directed to issue receipt to donor acknowledging the city's receipt of the donor's donation.

Passed by the City Council of Eagle Lake, Minnesota this 6th day of June 2022.

Tim Auringer
Mayor
Attested:
T 10 T 70 1 1
Jennifer J. Bromeland
Administrator



# RESOLUTION NO. 2022-25 A RESOLUTION ACCEPTING A DONATION TO THE CITY

**WHEREAS** the City of Eagle Lake is generally authorized to accept donations pursuant to Minnesota Statutes for the benefit of its public recreational services.

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

Name of Donor	<u>Amount</u>
American Legion Post 617	\$5,000
Borgs Homes Realty – Jeremy Horkey	\$ 300
Sons of the American Legion Post 617	\$ 300
Century 21 – Samantha Kaul	\$ 300
JBeal Commercial Group LLC - Anthony White	\$ 300

WHEREAS, the terms or conditions of the donations, if any, are as follows:

To be applied towards the 2022 Music on Parkway costs.

WHEREAS, all such donations have been contributed to the city for the benefit of its citizens, 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 THE CITY OF Eagle Lake, MINNESOTA AS FOLLOWS:

- 1. The donations described above are accepted and shall be used to establish and/or operate services either alone or in cooperation with others, as allowed by law.
- 2. The city clerk is hereby directed to issue receipts to each donor acknowledging the city's receipt of the donor's donation.

Passed by the City Council of Eagle Lake, Minnesota this 6th day of June 2022.

\Tim Auringer Mayor	
Attested:	
Jennifer J. Bromela Administrator	nd

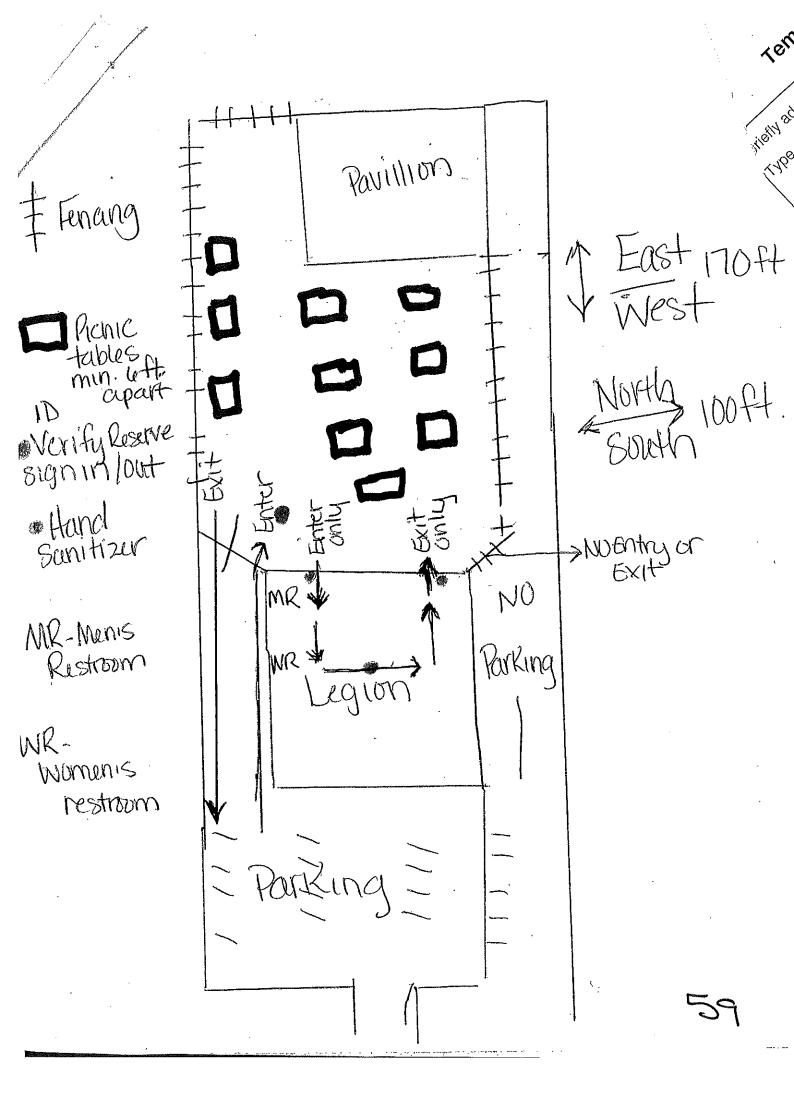
to a Licensed Premises
Applicant's Name
DAVID DITTRICH (EAGLE'S NEST)
Applicant's Address
126 POHLRD MANKATO, MN 56001
Home Phone (CCLC) Business Phone
Name of Licensed Establishment  EAGLE'S NEST
Address of Licensed Establishment
100 2ND ST. N. EAGLE LAKE, MN SGOZY
Describe the dates and hours that the non-encolsed premises will be in operation
JULY 16, 2022 11 AM - 1 AM
(DANCE 8:30 - 12:30 Am)
(Note: Temporary Non-enclosed Premises Licenses may not exceed one three day period)
Briefly describe what barriers will be used to delineate the non-enclosed areas and
what methods will be used to prevent removal of beverages outside licensed area.
H'SNOW FENCE AROUND PERIMETER OF DANCE AREA IN PARKTNE LOT.
POLICEOFFICER AT GNTRANCE TO ASSIST WITH I.D. CHECKS

Briefly address each of the following concerns:
Type of chairs and/or tables used and their anchoring:
NO CHAIRS OR TABLES
Location and number of sanitary facilities provided:
· · · · · · · · · · · · · · · · · · ·
Type of beverage container used:
1 PORT-O-POTTY INSTIDE FENCED ARGA  Type of beverage container used:  ALUMINUM CANS OR PLASTIC CUPS ONLY
Number of personnel required to supervise non-enclosed area:
ARGA ZS ENCLOSED
Maximum number of persons who may be present at ony one time:
300-400? PROBABLY LESS
Please attach a scaled drawing showing the following elements:  Barriers
Seating
Ingress and Egress Arrangements Sanitary Arrangements
Any other Pertinent Equipment
Applicant and any and all officers and partners of the licensee will strictly comply with all the laws of the State of Minnesota and all ordinances of the City. Applicant certifies that all information given in this application is accurate and complete.
Jan 1 Ho
Signature of Applicant
5-31-22
Date

to a Licensed Premises
Applicant's Name Tamie Guentzel
Applicant's Address PO BOX 116 Madison Lake, Mh 5udos
Home Phone Business Phone
Name of Licensed Establishment, Eagle Lake American Legion Post 417
Address of Licensed Establishment 100 N. 3rd Street Eagle Lake, Mn 54024
Describe the dates and hours that the non-encolsed premises will be in operation Fridly July 15th 3p-lam (Taker Days) Saturdy July 10th 9a-lam
Sunday July 17 \$9-10P (Note: Temporary Non-enclosed Premises Licenses may not exceed one three day period)
Briefly describe what barriers will be used to delineate the non-enclosed areas and
What methods will be used to prevent removal of beverages outside licensed area.  OFENCING SET UP ARRUND DACK PARKING 10+  TO PAVITHON, WM ATTACHED TO building For no thru access.
DStaff monitoring entries « exits.

7d \$100 CL 39148 5-23-2022

Briefly address each of the following concerns:
Type of chairs and/or tables used and their anchoring: PICNIC Tables available
Location and number of sanitary facilities provided: & INSIAL' RESTORMS & PAVILLEM RESTORMS  Type of beverage container used:  CANS OF PLASTIC  Number of personnel required to supervise non-enclosed area:  3 STAFF TO 8 STAFF QUALLET VOLUNTEERS  Maximum number of persons who may be present at ony one time:
Please attach a scaled drawing showing the following elements:  Barriers Seating Ingress and Egress Arrangements Sanitary Arrangements Any other Pertinent Equipment
Applicant and any and all officers and partners of the licensee will strictly comply with all the laws of the State of Minnesota and all ordinances of the City. Applicant certifies that all information given in this application is accurate and complete.
Signature of Applicant  5   20   22  Date



#### **BLUE EARTH COUNTY MINNESOTA**

## **APPLICATION FOR PARADE PERMIT**

This application, printed or typed, with an attached route map should be delivered to the Blue Earth County Engineer's Office at Box 3083, 35 Map Drive, Mankato, MN 56001 at least 14 days in advance of the requested parade date (or date of substantial interference with the use of road) in order that agencies involved in processing may have time to review the application. This permit must be approved by the Blue Earth County Highway Engineer and the Blue Earth County Sheriff.

NAME OF APPLICANT: CITY OF Gagle lake
ADDRESS: 705 Parkway Are. Eagle lake, MN 56024
ELEPHONE: 507 - 257 - 32 18
SPONSORING ORGANIZATION: City of Cagle lake
ADDRESS: SAME AS Above
TELEPHONE:
OCCASION: Tator Day CAnnual Community Chebration
DATE OF PARADE JULY 6, 20 22
TIME OF PARADEA.M./P.M
Briefly describe necessity of using the road/s and complete route:
he route includes creekside Dr., Lesueur Are,
inda Drive, AgencySt. (CSAH 27), & Parkway
Are CCSAH 172.
As a duly authorized agent or representative of the sponsoring organization, I hereby make application for a permit to use County Road No. 27 or County State Aid Highway No. 17 for the purpose described on this application and in accordance with the Regulations described on the reverse side of this permit.  SIGNED: Judy 1 DATE: 5 2 , 20 22.
CITY OFFICIAL APPROVAL SIGNATURE: FRUITS ABROWLES DATE: 5/2/
Pursuant to the Blue Earth County Commissioners' Resolution No. 86-368 dated July 22, 1986, I hereby authorize the above applicant subject to the provisions and conditions which may be necessary for the safety of the participants and the orderly and safe movement of the public traffic. This permit shall be valid only for the date and time indicated.
SIGNED:, 20 Blue Earth County Sheriff
Blue Earth County Sheriff
SIGNED:, 20, 20
BEC. HIGHWAY ENGINEER

#### **BLUE EARTH COUNTY**

### REGULATIONS PARADE

### APPLICANT'S RESPONSIBILITIES

- 1. Applicant is required to have signed approval by a City Official if closing a city street.
- 2. Leave road, boulevard, and adjacent property in a clean manner.
- 3. Any complaints received by the local Police Department or County Sheriff may cause the approval to be denied.
- 4. The applicant hereby agrees to indemnify, save, and hold harmless the County and all of its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the road closing. Further, the applicant agrees to defend at its own sole cost and expense any action or proceeding commenced for the purpose of asserting any claim of whatever nature or whatever character arising as a result of the parade permit.

5.	SPECIAL REQUIREMENTS:

H:\WORD-\KAREN WORD FILES\PERMITS\PARADE.PRM.doc

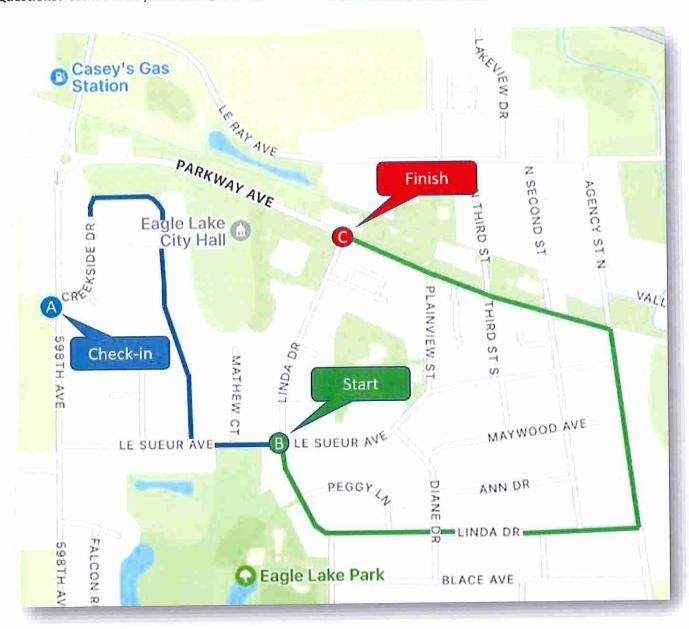
# EAGLE LAKE TATOR DAYS PARADE

Saturday, July 16, 2022 at 1pm

Check-in at the corner of  $598^{th}$  and Creekside Drive between 12p-12:30p

From Highway 14, exit at the Casey's in Eagle Lake and proceed South on 598<sup>th</sup> Ave until you reach Creekside Drive. Reference the Map below for check-in location, line-up area, and parade route. We're back to our original route this year!

Questions? Contact Perry Madden @ 507-327-6583 or @ tatordays@hotmail.com



#### **BLUE EARTH COUNTY MINNESOTA**

## APPLICATION FOR ROAD CLOSING PERMIT

This application, printed or typed, with an attached route map should be delivered to the Blue Earth County Engineer's Office at Box 3083, 35 Map Drive, Mankato, MN 56001 at least 14 days in advance of the requested road closing date (or date of substantial interference with the use of road) in order that agencies involved in processing may have time to review the application. This permit must be approved by the Blue Earth County Highway Engineer and the Blue Earth County Sheriff.

NAME OF APPLICANT: UN OF eagle	eare		
ADDRESS: 705 Parkway Are			
TELEPHONE: 507-257-3218			
SPONSORING ORGANIZATION: City of	Eagle lake	<del></del>	
ADDRESS: Stre As Above			
TELEPHONE:	-1	011	
OCCASION: Totor Bays - Annu	af Communit	y Celebra	
DATE OF ROAD CLOSING Sat. July 6	_, 20_22		
TIME OF ROAD CLOSING PM_TIME OF ROAD	OAD OPENING 5: t	sopm.	
Would like to block off	d for closing:	Front	
of fire hall & Am. Legion	I for comi	nunit	
Celebration - Parkway Are C			
As a duly authorized agent or representative of the sponsoring organization, I hereby mak application for a permit to use or close County Road No or County State A Highway No for the purpose described on this application and in accordance with the Regulations for Road Closing as described on the reverse side of this permit.			
SIGNED: XKufy g. Romalerd DA			
CITY OFFICIAL APPROVAL SIGNATURE:			
Pursuant to the Blue Earth County Commissioners' F 1986, I hereby authorize the above applicant subject t may be necessary for the safety of the participants a the public traffic. This permit shall be valid only for the	to the provisions and cond nd the orderly and safe m	litions which novement of	
SIGNED: DA' Blue Earth County Sheriff	TE:,	20	
SIGNED: DA	TE:,	20	
BEC Highway Engineer			

(Revised: March 2022)

#### **BLUE EARTH COUNTY**

### REGULATIONS FOR ROAD CLOSING

#### APPLICANT'S RESPONSIBILITIES

- 1. Applicant is required to have signed approval by a City Official if closing a city street.
- 2. Set up and remove barricades. Barricades may be borrowed from the County Highway Department for public events as approved by the County. There is no rental charge, but if damaged or destroyed, a \$80.00 replacement charge will be required.
- 3. Road not to be closed after dark.
- 4. Leave road, boulevard, and adjacent property in a clean manner.
- 5. Any complaints received by the local Police Department or County Sheriff may cause the approval to be denied and the street to be re-opened to traffic (block parties).
- 6. For emergency reasons, at no time is the street to be blocked inside the closed area with vehicles.
- 7. The applicant hereby agrees to indemnify, save, and hold harmless the County and all of its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the road closing. Further, the applicant agrees to defend at its own sole cost and expense any action or proceeding commenced for the purpose of asserting any claim of whatever nature or whatever character arising as a result of the road closing.

8.	SPECIAL REQUIREMENTS:

H:\WORD-\KAREN WORD FILES\PERMITS\RDCLOSE.PRM.doc

# CITY OF EAGLE LAKE, MINNESOTA CITY COUNCIL RESOLUTION 2022-26

# A Resolution Declaring Police Officer Connor Guillemette Eligible for the PERA Police and Fire Plan

**WHEREAS,** the policy of the State of Minnesota as declared in Minnesota Statutes 353.63 is to give special consideration to employees who perform hazardous work and devote their time and skills to protecting property and personal safety of others; and

WHEREAS, Minnesota Statutes Section 353.64 permits governmental subdivisions to request coverage under the Public Employees Police and Fire plan for eligible employees of police departments whose position duties meet the requirements stated therein and listed below.

**BE IT RESOLVED**, that the City Council of the City of Eagle Lake hereby declares that the position titled Part-Time Police Officer, currently held by Connor Guillemette, meets all the following Police and Fire membership requirements;

- 1. Said position requires a license by the Minnesota peace officer standards and training board under section 626.84 to 626.863 and this employee is so licensed;
- 2. Said position's primary (over 50%) duty is to enforce the general criminal laws of the state:
- 3. Said position charges this employee with the prevention and detection of crime;
- 4. Said position charges this employee the full power of arrest, and
- 5. Said position is assigned to a designated police or sheriff's department.

**BE IT FURTHER RESOLVED** that this governing body hereby requests that the above-named employee be accepted as a member of the Public Employees Police and Fire Plan effective June 6, 2021.

Adopted by the City Council of the City of Eagle Lake, Minnesota this 6th day of June 2022.				
Tim Auringer, Mayor				
Jennifer Bromeland, City Administrator				

# CITY OF EAGLE LAKE, MINNESOTA CITY COUNCIL RESOLUTION 2022-27

### A Resolution Accepting Christopher Willette as a Reserve for the City of Eagle Lake Fire Department

WHEREAS, the Eagle Lake Fire Department would like to nominate Christopher Willette to the Fire Department as a reservist; and

WHEREAS, the City feels it is in the best interest of community to have Christopher Willette on the City's Volunteer Fire Department.

**NOW THEREFORE, BE IT RESOLVED,** by the City Council of the City of Eagle Lake, Minnesota that the recommendation of Christopher Willette is hereby accepted.

Adopted by the City Council of Eagle Lake, Minnesota this 6th day of June 2022.

Tim Auringer, Mayor	-
ATTEST:	
Jennifer Bromeland, City Administr	ato
(SEAL)	



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Annual Audit Presentation

Bradley Van Deise with Eide Bailly will be at the meeting to present the annual audit report.

Attached is a copy of the Audit Executive Summary.

A hard copy of the Audit Report will be distributed at the meeting.

Jennifer J. Bromeland City Administrator



# **CITY OF EAGLE LAKE, MINNESOTA**

Executive Summary — December 31, 2021



**CPAs & BUSINESS ADVISORS** 

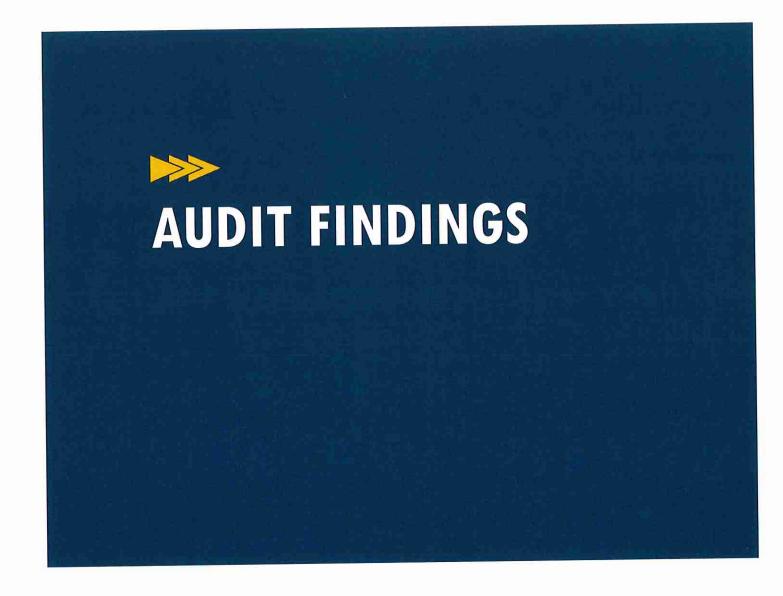
68



## **AUDIT OPINION**

- The City received a "clean" audit opinion
  - Unmodified opinion financial statements are prepared using accounting principles generally accepted in the U.S. (GAAP)
  - Financial statements do not contain material misstatements and are fairly presented
- Opinion is merely the auditor's professional opinion, based on audit work, on whether the financial statements were prepared in accordance with GAAP, free from material misstatement, and fairly presented





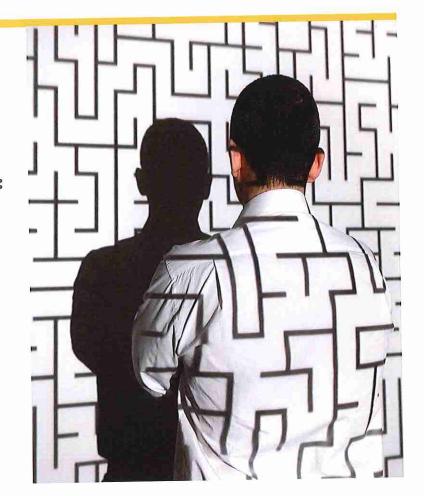
# **FINDINGS**

## **Financial Statements:**

- 1. Preparation of Financial Statements
- 2. Material Journal Entries
- 3. Segregation of Duties

## Minnesota Legal Compliance:

1. Insufficient Pledged Collateral

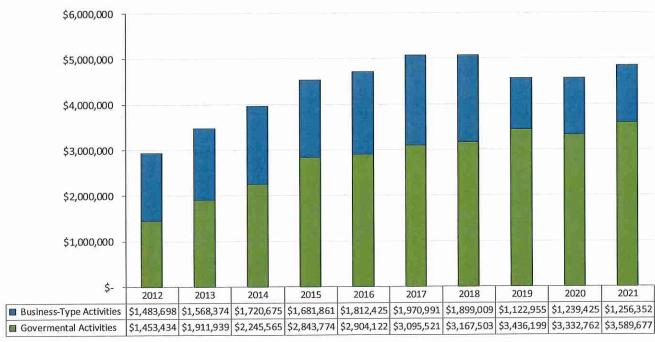


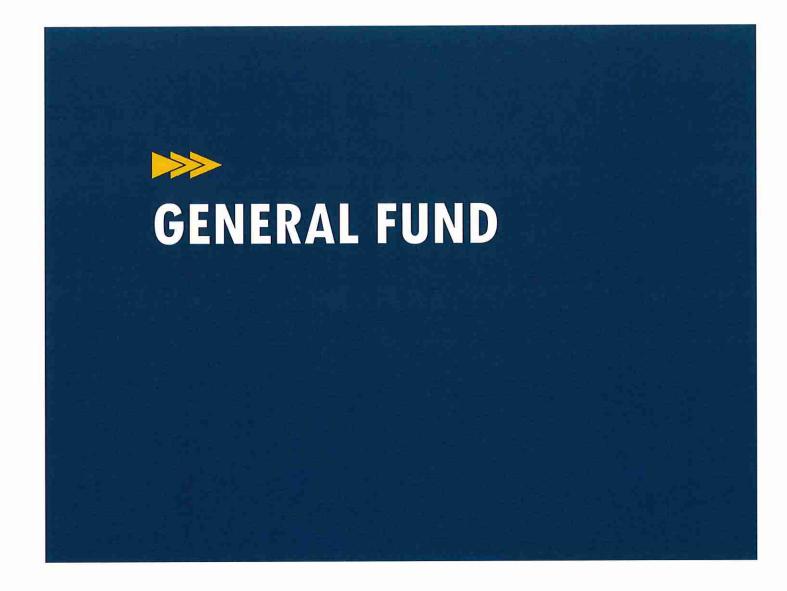


# **CASH/INVESTMENTS**

Most significantly affected by the state aid payments structure and tax levy collection.

Balances of the City for the past ten years:





# **BUDGET TO ACTUAL**

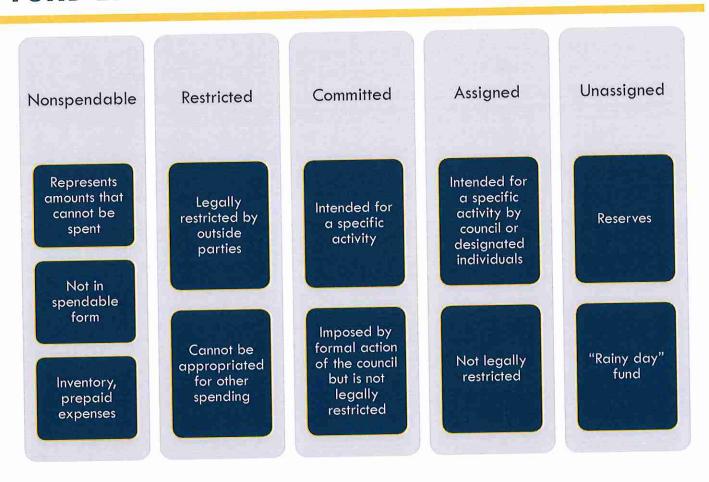
	Original and Final Budget	Actual	Variance With Final Budget
Revenues		v 886 532	
Property taxes	\$ 608,936	\$ 617,392	\$ 8,456
Special assessments	2,876	4,449	1,573
Intergovernmental	718,723	959,705	240,982
Charges for services	373,790	378,915	5,125
Interest earnings	50,000	20,076	(29,924)
Other	131,550	423,769	292,219
Total revenues	1,885,875	2,404,306	518,431
Total revenues			27.5%
			Positive
Expenditures		****	10.140
General government	543,868	533,719	10,149
Public safety	827,720	645,799	181,921
Public works	311,628	506,565	(194,937)
Culture and recreation	147,851	170,270	(22,419)
Miscellaneous	189,686	210,813_	(21,127)
Total expenditures	2,020,753	2,067,166	(46,413)
lotal expellultures			-2.3%
			Negative
Net change in fund balances	\$ (134,878)	337,140	\$ 472,018
Fund Balances - Beginning of year		2,848,807	
Fund Balance - End of year		\$ 3,185,947	

# A POSITIVE FUND BALANCE:

- Contributes to a favorable bond rating
- Produces investment income and provides a source of working capital to meet cash flow needs
- Offers a cushion for unexpected expenditures or revenue shortfalls



# **FUND BALANCE CATEGORIES**



## **TOTAL FUND BALANCES**

## Total fund balances of the General Fund for the past 10 years:



# RECOMMENDATIONS REGARDING FUND BALANCES

State of Minnesota Office of the State Auditor (OSA): at year-end, local governments maintain an unrestricted fund balance in their general fund

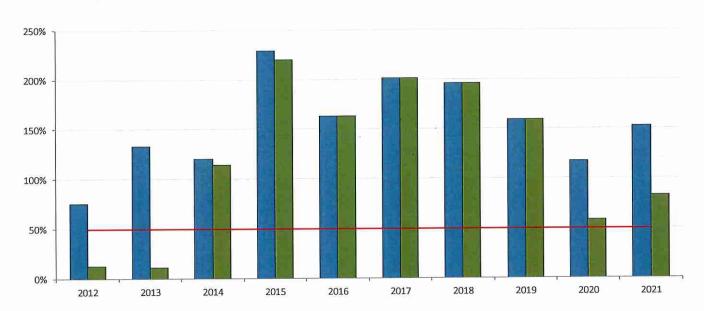
- Special Revenue Funds: approximately 35-50% of fund operating funds
- No less than 5 months of operating expenditures

**Government Finance Officers Association (GFOA):** at year-end, local governments maintain an unrestricted fund balance of no less than 5-15% of operating expenses.

**The City** has a policy to strive to maintain a minimum unassigned general fund balance of 50% of the annual budget.

# UNRESTRICTED FUND BALANCE

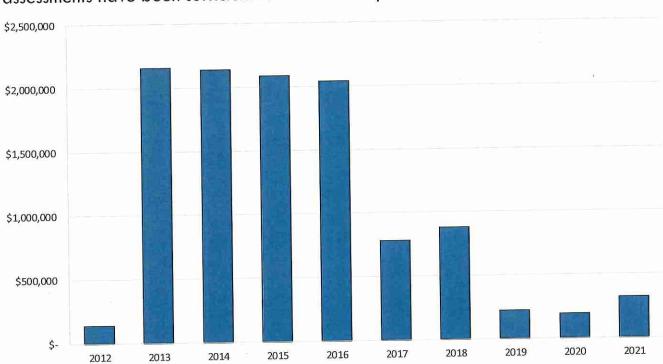
The City's unrestricted fund balance (blue) and unassigned fund balance (green) as a percentage of disbursements in the General Fund for the last 10 years





# YEAR END FUND BALANCE — DEBT SERVICE FUNDS

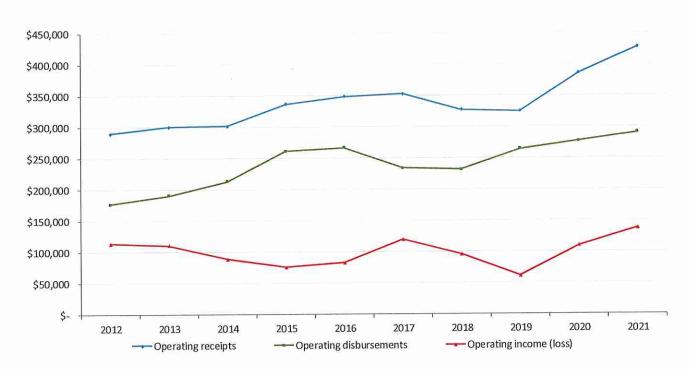
Positive fund balance indicates that revenues from property tax levies and special assessments have been sufficient to meet the required debt service payments.





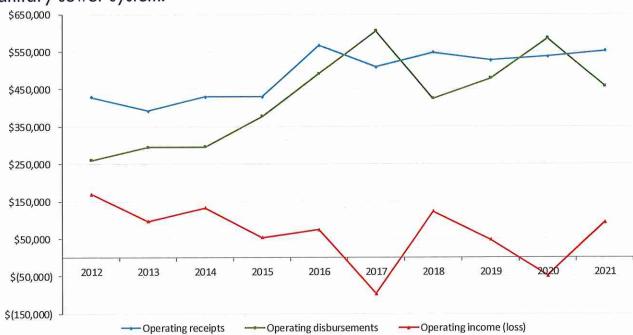
# OPERATING REVENUES, EXPENSES, AND INCOME WATER FUND

The operating revenues (blue), operating expenses (green), and operating income (red) for the water fund are presented below. For the last 10 years, operating revenues have been sufficient to cover the operating expenses of the water system.



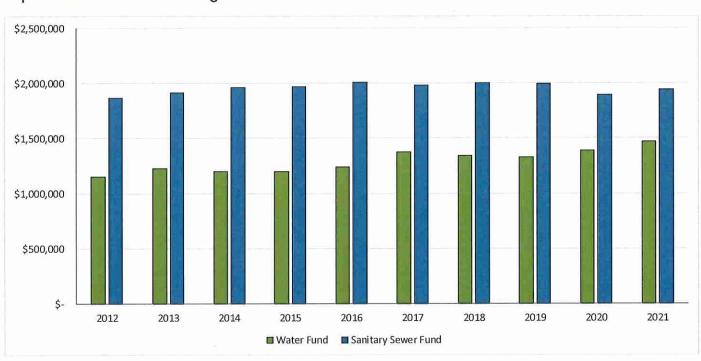
# OPERATING REVENUES, EXPENSES, AND INCOME SANITARY SEWER FUND

The operating revenues (blue), operating expenses (green), and operating income (red) for the sanitary sewer fund are presented below. For 8 of the last 10 years, operating revenues have been sufficient to cover the operating expenses of the sanitary sewer system.



# YEAR-END NET POSITION WATER AND SANITARY SEWER FUNDS

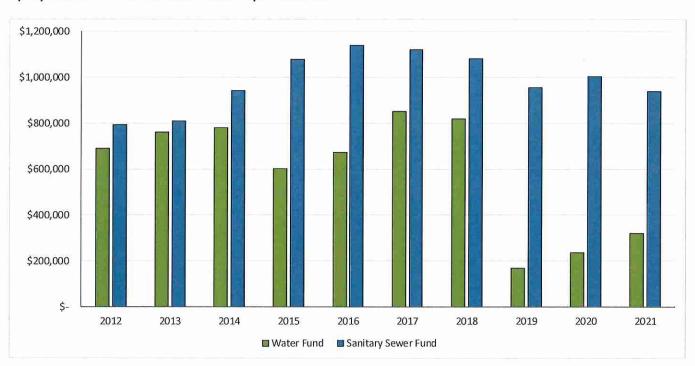
Positive net position indicates that revenues from operating activities, grant revenues, and interest have been sufficient to meet the required debt service payments and provide for transfers to governmental activities.





# YEAR-END UNRESTRICTED CASH AND INVESTMENTS WATER AND SANITARY SEWER FUNDS

A healthy cash balance in the water and sanitary sewer funds allows for continued payments towards debt and operations.





# **QUESTIONS?**

This presentation is presented with the understanding that the information contained does not constitute legal, accounting or other professional advice. It is not intended to be responsive to any individual situation or concerns, as the contents of this presentation are intended for general information purposes only. Viewers are urged not to act upon the information contained in this presentation without first consulting competent legal, accounting or other professional advice regarding implications of a particular factual situation. Questions and additional information can be submitted to your Eide Bailly representative, or to the presenter of this session.





# **THANK YOU**

eidebailly.com



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Annual MS4 Presentation

Julie Blackburn with ISG will be at the meeting to give the annual MS4 presentation and answer any questions as it relates to the City's MS4 permit and overall stormwater pollution prevention program.

Jennifer J. Bromeland City Administrator



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Project Updates

Brian Sarff with Bolton and Menk will be at the meeting to provide an update on the sewer and water extension project for 800 and 804 Parkway Avenue and next steps/timeline.

An update will also be provided on the water treatment plant project and next steps/timeline.

Jennifer J. Bromeland City Administrator



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: MetroNet - Letter Agreement

John Jensen, Vice President of Economic Development with MetroNet, will be at the meeting to provide an update on the status of the franchise agreement and to present a new letter agreement, a copy of which is attached, that no longer includes video.

For purposes of providing background, a letter agreement with MetroNet for fiber to premises network for voice, video, and internet services was approved on March 1, 2021. An ordinance granting and awarding a non-exclusive cable service franchise with MetroNet was adopted by the City Council on September 13, 2021. The ordinance was signed by the City of Eagle Lake and sent to MetroNet but never returned fully executed. Per an inquiry to MetroNet as to the status of the execution of the ordinance, MetroNet advised that they are no longer able to offer video -just voice and internet – due to the transition to streaming and it being cost prohibitive. Currently, there are no franchise fees for fiber in place, just video.

A motion is needed to approve the new Letter Agreement with MetroNet, subject to review by legal counsel.

Jennifer J. Bromeland City Administrator



May 31, 2022

Ms. Jennifer Bromeland City Administrator City of Eagle Lake 705 Parkway Avenue Eagle Lake, MN 56024

Re: Letter Agreement

Dear Ms. Bromeland:

Metro Fibernet, LLC ("MetroNet") constructs and operates fiber-to-the-premises networks (each an "FTTP Network") for purposes of providing state-of-the-art all fiber voice, video and Internet services. MetroNet has successfully deployed FTTP Networks in 90 communities in 9 states. The City of Eagle Lake, Minnesota ("City") wishes for MetroNet to deploy an FTTP Network throughout the City for purposes of providing fiber-based communications services to residents and businesses ("Project"). MetroNet is willing to invest its capital to complete the Project subject to receiving certain assurances from the City regarding the procedures that will govern the Project. The City is willing to provide MetroNet with such assurances as more particularly set forth in this letter agreement ("Agreement"). MetroNet and the City are sometime referred to herein collectively as the "Parties", each individually a "Party".

## I. MetroNet Project Commitments

- A. <u>FTTP Network</u>. MetroNet will construct an FTTP Network capable of providing voice, and broadband fiber services to residents and businesses in the City. The FTTP Network will be solely funded by MetroNet.
- B. <u>Residential Services</u>. MetroNet will initially offer and provide the following broadband fiber services to residential consumers in the City:
  - (1) <u>Fiber Phone</u>. A reliable fiber phone service with up to 17 custom calling features, long distance service and a low price point.
  - (2) Fiber Internet. Incredibly fast symmetrical Internet speeds up to 1/1 Gbps.

- (3) <u>Wireless Home Networking</u>. The ability to connect to multiple devices wirelessly to MetroNet's Internet service and the ability to utilize wireless video set top boxes.
- C. <u>Business Services</u>. MetroNet will offer and provide the following broadband fiber services to businesses in the City:
  - (1) <u>Hosted PBX</u>. A service that allows a customer 4 digit dialing connectivity, numerous customer calling features and the capability to easily upsize or downsize users.
  - (2) Fiber Internet. Incredibly fast symmetrical Internet speeds of 1/1 Gbps and beyond.
- D. <u>Project Timeline</u>. MetroNet will use commercially reasonable efforts to complete the Project within one year of the commencement of physical construction in the City.

## II. City Project Commitments.

- A. <u>Construction Permits</u>. The Parties agree that <u>Exhibit A</u> sets forth all of the information the MetroNet will be required to submit to the City to obtain a construction permit from the City. Within 30 days of the submittal of an application for a construction permit, the City will issue MetroNet a single blanket construction permit to install aerial and underground facilities throughout all City controlled right-of-way. The City agrees that the total owed for construction permits will not exceed \$1500.00 in the aggregate. Other than as set forth in this paragraph, MetroNet will not be required to pay any additional fess, post any bonds or letters of credit or otherwise obtain any additional permits from the City to install aerial and underground facilities in the City.
- B. <u>Construction Procedures</u>. The Parties agree to adhere to the construction procedures set forth in <u>Exhibit B</u> during construction of the FTTP Network.
- C. <u>Property</u>. At MetroNet's request, the City will use reasonable efforts to facilitate MetroNet's efforts to find excess City property to locate an equipment hut and a monopole and related equipment for the reception of video signals ("<u>Hut Site</u>"). If the Parties identify a mutually acceptable City owned site, the City will negotiate in good further regarding the sale, lease or license of such property to MetroNet subject to compliance with all applicable laws including City codes and ordinances. Any lease or license would be long term.
- D. <u>Solicitation</u>. MetroNet will be allowed to conduct door-to-door consultative sales in the City between the hours of 10 AM and the later of 7 PM or sunset. All such sales activity shall be conducted in accordance with applicable laws and City ordinances.

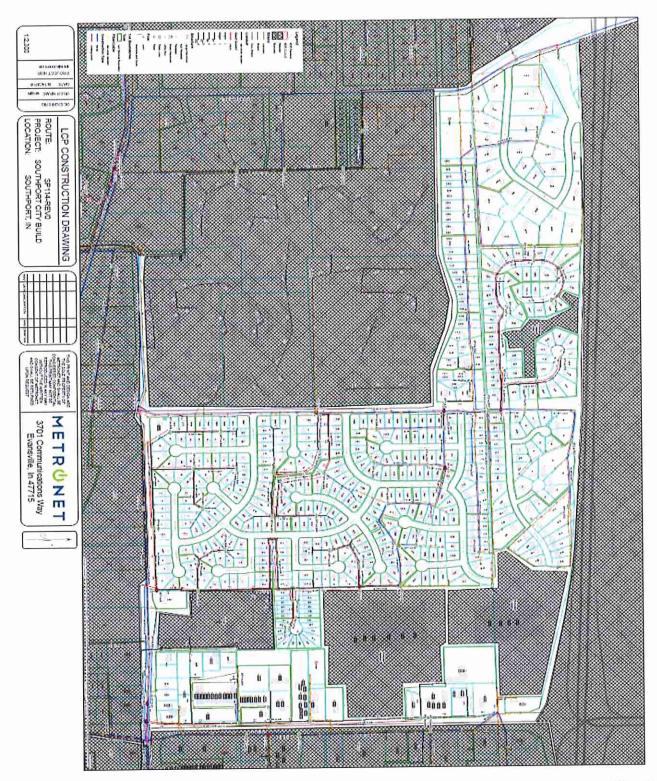
- E. <u>City Business</u>. Upon the expiration of any current agreement with a third party who currently provides the City with any phone, video, Internet or other communications service, the City will notify MetroNet and give MetroNet an opportunity to obtain the contact to provide such services to the City in accordance with all applicable laws and ordinances including, but not limited to, any RFP and bidding requirements.
- F. No Joint Venture. This Agreement is not intended to create, nor will it be construed to create, any partnership, joint venture, or employment relationship between the City and MetroNet, and neither Party will be liable for the payment or performance of any debt, obligations, or liabilities of the other Party, unless expressly assumed in writing.
- G. Entire Agreement Amendments. This Agreement constitutes and embodies the full and complete understanding and agreement of the parties hereto with respect to the subject matter hereof and supersedes all prior understandings or agreements, whether oral or in writing regarding the subject matter of this Agreement. Without limiting the foregoing, the Parties acknowledge that, in cases of conflict, their mutual intent is for the terms of this Agreement to supersede any contrary terms or provision in any City ordinance or franchise agreement between the Parties. This Agreement may not be amended or modified in any way except by a writing signed by the authorized representatives of the Parties.
- H. <u>Applicable Law</u>. This Agreement will be governed by all the laws of the State of Minnesota without regard to the choice of law provisions thereof.
- I. <u>Venue</u>. The Parties consent to the exclusive jurisdiction of, and venue in, any federal or state court of competent jurisdiction located in Blue Earth County, Minnesota for purposes of adjudicating any matter arising out of or relating to this Agreement.
- J. No Third Party Beneficiaries. No rights or privileges of either Party hereto shall inure to the benefit of any other person or entity, and no such other person or entity shall be deemed to be a third-party beneficiary of any of the provisions contained in this Agreement.

Accepted and agreed to as of the date first written above.

Metro F	ibernet, LLO	S	
By:			 
City of	Eagle Lake		
By:			 

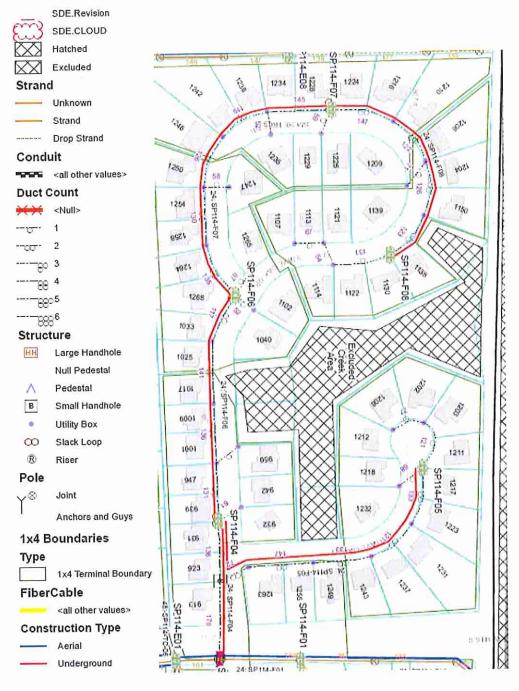
## <u>EXHIBIT A</u> Construction Permit Information

## **Sample Construction Drawings**



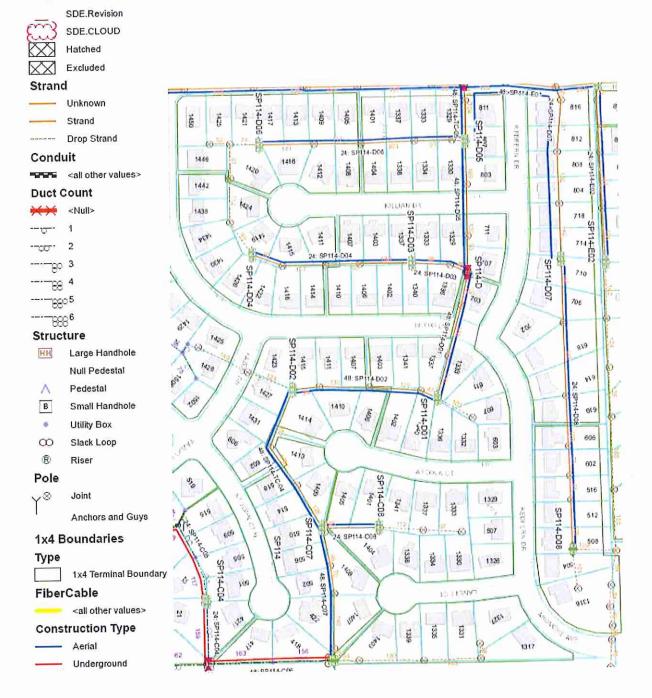
### **Example Front Easement**

### Legend



### **Example Aerial**

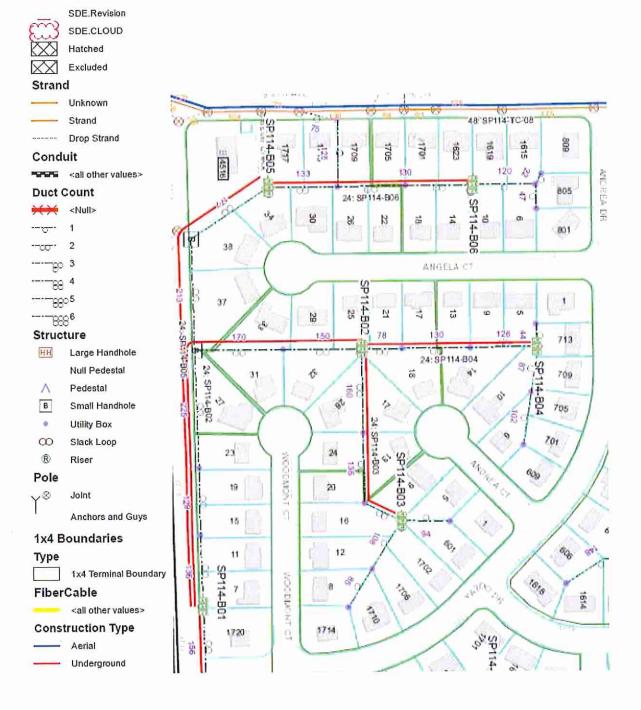
### Legend





### **Example Rear Easement**

#### Legend





# EXHIBIT B Construction Procedures

- A. <u>Utility Poles</u>. Subject to the following requirements, MetroNet will have the ability to place utility poles in the City rights-of-way and utility easements on a limited basis:
  - (1) MetroNet will not seek to install a utility pole in any areas of the City where all of the existing utilities are located underground;
  - (2) MetroNet must be unable to use an existing utility pole in the general area where it wishes to place a utility pole due to inability to get reasonable access to such existing utility poles;
  - (3) any requested utility pole will be added to an existing utility pole line;
  - (4) any requested utility pole will be located on the same side of the road as an existing utility pole line;
  - (5) MetroNet will make reasonable accommodations requested by the City to improve the aesthetics of a requested utility pole in the area where it is to be located;
  - (6) the location of a requested utility pole will not adversely affect the health, safety or welfare of any person;
  - (7) MetroNet will make the requested utility pole available to any other communications provider on just and reasonable terms subject to loading requirements and space availability;
  - (8) If a utility company installs a new utility pole that will accommodate MetroNet's fiber facilities in any area where MetroNet has installed a utility pole, provided MetroNet has access to the new utility pole under reasonable terms and conditions, within a reasonable time period after being notified by the City, MetroNet will move its fiber facilities to the new utility pole and will remove the MetroNet utility pole from the right-of-way.
- B. <u>Underground Construction</u>. When installing its facilities underground, MetroNet will install its fiber utilizing boring technology and procedures. In areas with high construction costs and/or where the deployment of conduit is not cost effective or feasible, on a case-by-case basis, subject to City approval, which approval will not be arbitrarily, discriminatorily, or unreasonably withheld, conditioned or delayed, MetroNet may install its fiber utilizing open trench or micro-trenching technology and procedures.

- C. <u>Utility Location Procedure</u>. The Parties agree that the following procedure will be exclusively used any time MetroNet is required to insert a hole in a driveway, walkway or street to locate other utilities under and across paved or concrete surfaces. MetroNet will utilize an 8" minimum core drill to remove the pavement and then remove debris utilizing a vacuum excavator to visually expose the path to cross the street. After the crossing is completed, the excavated pothole will be backfilled with a flowable stabilized sand/cement slurry mix comprised of at least 2 bags/yard of cement to completely fill the excavation hole to the depth of the existing pavement. Where possible the core plug removed to access the pothole will then be cleaned and coated with epoxy resin around the outside surface of the plug and replaced in the excavation hole so that it is even with the top of the existing surface of the driveway, walkway or street.
- D. Restoration. MetroNet will use commercially reasonable efforts to restore property within 3 business days of the boring, subject to factors beyond MetroNet's reasonable control. Consideration will be given to the amount of restoration needed with each boring and MetroNet will endeavor to conduct borings in a manner which requires the least amount of restoration (e.g. when appropriate using streets and sidewalks for equipment rather than lawns, etc.). After boring under the street / curb and sidewalks, MetroNet will inspect for any heaving that may have occurred form the boring process. Notwithstanding the foregoing, in no event will MetroNet be required to repair, replace or restore any personal property of a property owner that was improperly located in a utility easement.
- E. <u>Construction Communications Plan.</u> MetroNet will implement a construction communications plan and will use commercially reasonable efforts to meet the following timelines and standards, as they relate to each approved permit application area:
  - (1) At least 30 days, but no more than 45 days, prior to the commencement of construction in a residential area, MetroNet will send a detailed letter to the residential addresses in that area advising occupants of upcoming construction activities.
  - (2) At least 14 days, but no more than 30 days, prior to the commencement of construction in a residential area, MetroNet will send postcard reminder to the residential addresses in that area reminding occupants of upcoming construction activities.
  - (3) At least 3 days, but no more than 7 days, prior to the commencement of construction in a residential area, MetroNet will send out street teams to place signs in the yards of those residential properties where MetroNet will commence with construction activities.

- (4) Each communication sent to a residential address will include the URL to MetroNet's construction website: metronetinc.com/construction. On this website residents can find additional information regarding the construction plans in their area. Following construction, property owners will also be able to use this website to submit damage claims in the event MetroNet inadvertently causes damage to their property.
- F. Work Hours. MetroNet and its contractors may perform construction activities including, but not limited to, boring, aerial construction, pulling cable, splicing and clean-up work ("Construction Activities") from 7 AM until sunset, Monday through Friday. MetroNet and its contractors will perform all Construction Activities with the exception of boring, which will not be performed on the weekend, from 7 AM until sunset, Saturday and Sunday.

In 2023 MnDOT is planning a Highway 169/Highway 22/ Highway 99 St. Peter Project. A dual left turn lane at the intersection of Highway 169/Highway 22 will be constructed as will a restricted crossing U-Turn

(J-turn) at the intersection of Highway 169/Highway 99.

In 2024 there are plans for a roundabout to be installed at the intersection of Highway 22 and Augusta Drive in Mankato. There are also plans to improve Highway 22 from Mankato to St. Peter to reduce crashes. This will become a three-lane segment road with added passing lanes as well as turn lanes at major access point. Modifications will be made at every intersection along Highway 22.

7. John Jensen with MetroNet Inc.: Letter Agreement for Fiber to Premises Network for Voice, Video, and

Mr. Jensen stated he has spoken with Administrator Bromeland about their services. They are a 100% fiberoptic internet and phone company with the same upload and download speeds for each of their services. Fiberoptic is future proof with virtually unlimited capacity. MetroNet does not ask for any contracts. They will clean up their construction messes and restore right of ways. Construction communications would be provided to residents and their website will have construction information as well as via phone. They would hold weekly meetings with city staff during construction. It is anticipated the build out will take 6-8 weeks with a goal of completing Eagle Lake construction in 2021.

Council Member Terrell moved, seconded by Council Member Rohrich, to authorize MetroNet to deliver services to Eagle Lake. Motion carried with Council Members Terrell, Steinberg, Rohrich, and Mayor

Auringer voting in favor.

Jeremy Horkey: T-Ball Mr. Horkey stated he is interested in organizing the T-ball teams this year with COVID-19 guidelines and is looking for Council approval.

Council Member Rohrich moved, seconded by Council Member Terrell, to approve the organizing of Eagle Lake T-ball. Motion carried with Council Members Terrell, Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

#### **OLD BUSINESS**

None

### **NEW BUSINESS**

Proposal for MS4 General Permit Park II Application for Reauthorization and Professional Services for Program Development and Implementation of the 2020 MS4 General Permit

Handled under Presentations.

2. Resolution No. 2021-10: Resolution Approving Plans and Specs and Ordering Advertisement for Bids

 Handled under Presentations. 3. Pricing for New Regency Flow Meter (Public Works)

Public Works Director Goettl stated the city has a flow meter for the wastewater at the mobile home park which the city maintains and calibrates. The flow meter failed and is obsolete. Quotes from Tech Sales in the amount of \$5,821.35 and First Systems in the amount of \$6,150.00 have been received. Pricing from Tech Sales includes installation.

Council Member Terrell explained the purpose of this meter is due to the inflow and infiltration issues at the

mobile home park.

Council Member Terrell moved, seconded by Council Member Steinberg, to authorize the purchase of the Tech Sales meter. Motion carried with Council Members Terrell, Steinberg, Rohrich, White, and Mayor Auringer voting in favor.

Council asked that staff check into speeding up installation and to keep them updated on progress.

4. Sale of Old Plow Truck (Public Works)

Public Works Director Goettl asked Council for authorization to sell the 1985 Ford L-800 plow truck with plow, wing, and sander. The truck has 39,000 miles and is in very good shape. This vehicle has not been used since the purchase of International plow.

Council authorized the sale of the 1985 Ford L-800 plow truck, plow, wing and sander.

5. Equipment and Installation for New Police Squad (Police)

Police Chief Kopp presented pricing from Emergency Automotive Technologies, Inc. for equipment and installation needed for the new squad car, in the amount of \$12,861.23.

Council Member Steinberg moved, seconded by Council Member Rohrich, to approve the purchase of equipment from Emergency Automotive Technologies in the amount of \$12,861.23. Motion carried with Council Members Terrell, Steinberg, Rohrich, and Mayor Auringer voting in favor.

## METRUNET.

February 16, 2021

Jennifer Bromeland City Administrator 705 Parkway Avenue Eagle Lake, MN 56024

Re: Letter Agreement

Dear Ms. Bromeland:

Metro Fibernet, LLC ("MetroNet") constructs and operates fiber-to-the-premises networks (each an "FTTP Network") for purposes of providing state-of-the-art all fiber voice, video and Internet services. MetroNet has successfully deployed FTTP Networks in 90 communities in 9 states. The City of Eagle Lake, MN ("City") wishes for MetroNet to deploy an FTTP Network throughout the City for purposes of providing fiber based communications services to residents and businesses ("Project"). MetroNet is willing to invest its capital to complete the Project subject to receiving certain assurances from the City regarding the procedures that will govern the Project. The City is willing to provide MetroNet with such assurances as more particularly set forth in this letter agreement ("Agreement"). MetroNet and the City are sometime referred to herein collectively as the "Parties", each individually a "Party".

#### I. MetroNet Project Commitments

- A. <u>FTTP Network</u>. MetroNet will construct an FTTP Network capable of providing voice, video and Internet fiber services to residents and businesses in the City. The FTTP Network will be solely funded by MetroNet.
- B. <u>Residential Services</u>. MetroNet will initially provide the following voice, video and Internet services to residential consumers in the City:
  - (1) <u>Fiber IPTV</u>. A video service offering with up to 240 channels (128 HD channels), an incredibly clear picture and fast channel changing capability all provided over a cutting edge interactive IPTV platform. The IPTV platform also supports 4K (4,000 pixels per second) next generation television.
  - (2) Fiber Phone. A reliable fiber phone service with up to 17 custom calling features, long distance service and a low price point.

- (3) Fiber Internet. Incredibly fast symmetrical Internet speeds up to 1/1 Gbps.
- (4) Wireless Home Networking. The ability to connect to multiple devices wirelessly to MetroNet's Internet service and the ability to utilize wireless video set top boxes.
- MetroNet will provide the following voice, video and Internet C. Business Services. services to businesses in the City:
  - (1) Hosted PBX. A service that allows a customer 4 digit dialing connectivity, numerous customer calling features and the capability to easily upsize or downsize users.
  - (2) Fiber Internet. Incredibly fast symmetrical Internet speeds of 1/1 Gbps and beyond.
  - (3) Fiber IPTV. A video service offering with up to 240 channels (128 HD channels), an incredibly clear picture and fast channel changing capability all provided over a cutting edge interactive IPTV platform. The IPTV platform supports 4K (4,000 pixels per second) next generation television.
- D. Project Timeline. MetroNet will use commercially reasonable efforts to complete the Project within eighteen months of the commencement of physical construction in the City.

### II. City Project Commitments.

- A. Construction Permits. The Parties agree that Exhibit A sets forth all of the information the MetroNet will be required to submit to the City to obtain a construction permit from the City. Within 30 days of the submittal of an application for a construction permit, the City will issue MetroNet a single blanket construction permit to install aerial and underground facilities throughout all City controlled right-of-way. The City agrees that there shall be no cost to obtain any construction permit. Other than as set forth in this paragraph, MetroNet will not be required to pay any additional fees, post any bonds or letters of credit or otherwise obtain any additional permits from the City to install aerial and underground facilities in the City. The City shall take reasonable steps, including hiring additional personnel if necessary, to meet its obligations under this paragraph.
- The Parties agree to adhere to the construction procedures set B. Construction Procedures. forth in Exhibit B during construction of the FTTP Network.
- C. Property. At MetroNet's request, the City will use reasonable efforts to facilitate MetroNet's efforts to find excess City property to locate an equipment hut and a monopole and related equipment for the reception of video signals ("Hut Site"). If the Parties identify a mutually acceptable City owned site, the City will sell or enter into a long term lease or license such property to MetroNet for nominal consideration, subject to compliance with all applicable laws including City codes and ordinances. Any lease or that site - NA
  2 Calbinet to be used gan
  1 DE license would be long term.

- D. <u>Solicitation</u>. MetroNet will be allowed to conduct door-to-door consultative sales in the City between the hours of 10 AM and the later of 7 PM or sunset. All such sales activity shall be conducted in accordance with applicable laws and City ordinances.
- E. <u>City Business</u>. Upon the expiration of any current agreement with a third party who currently provides the City with any phone, video, Internet or other communications service, the City will notify MetroNet and give MetroNet an opportunity to obtain the contact to provide such services to the City in accordance with all applicable laws and ordinances including, but not limited to, any RFP and bidding requirements.
- F. <u>Video Franchise</u>. Video services will not be formally offered until the City has issued a formal video franchise for service within the City limits, which franchise will be negotiated between the Parties as soon as reasonably practical.
- G. No Joint Venture. This Agreement is not intended to create, nor will it be construed to create, any partnership, joint venture, or employment relationship between the City and MetroNet, and neither Party will be liable for the payment or performance of any debt, obligations, or liabilities of the other Party, unless expressly assumed in writing.
- H. Entire Agreement Amendments. This Agreement constitutes and embodies the full and complete understanding and agreement of the parties hereto with respect to the subject matter hereof and supersedes all prior understandings or agreements, whether oral or in writing regarding the subject matter of this Agreement. Without limiting the foregoing, the Parties acknowledge that, in cases of conflict, their mutual intent is for the terms of this Agreement to supersede any contrary terms or provision in any City ordinance or franchise agreement between the Parties. This Agreement may not be amended or modified in any way except by a writing signed by the authorized representatives of the Parties.
- I. <u>Applicable Law</u>. This Agreement will be governed by all the laws of the State of Minnesota without regard to the choice of law provisions thereof.
- J. <u>Venue</u>. The Parties consent to the exclusive jurisdiction of, and venue in, any federal or state court of competent jurisdiction located in Blue Earth County, Minnesota for purposes of adjudicating any matter arising out of or relating to this Agreement.
- K. No Third Party Beneficiaries. No rights or privileges of either Party hereto shall inure to the benefit of any other person or entity, and no such other person or entity shall be deemed to be a third-party beneficiary of any of the provisions contained in this Agreement.

Accepted and agreed to as of the date first written above.

MetroNet

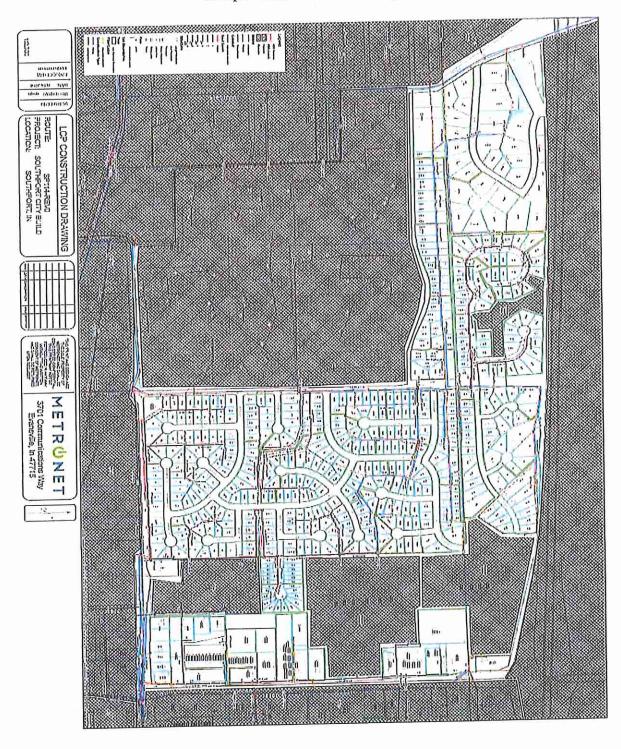
By

City of Eagle Lake, MN

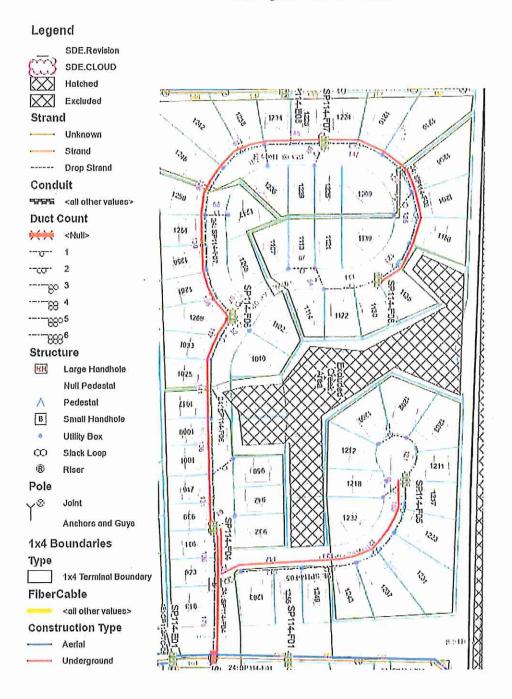
By:

# EXHIBIT A Construction Permit Information

# Sample Construction Drawings



# **Example Front Easement**



# Example Aerial

#### Legend SDE.Revision SDE,CLOUD Hatched Excluded | Strand Unknown 11 6 103 25 H ü B. Strand Drop Strand Conduit 1110 1 \$ all other values> 1442 **Duct Count** 143.1 DUMBER ₩₩ <Null> 11430 a sentan 710 į. -----6805 -----8836 Structure HH Large Handhole B tra. Null Pedestal 119 Λ Pedestal B Small Handhole Įw. 10 Utility Box $\infty$ Slack Loop 1100 to W ® Riser Pole Y® 516 Joint Lian H 元日 (予) PF SP114DDE Anchors and Guys 1571 1x4 Boundaries 1 Туре 1 2 1x4 Terminal Boundary **FiberCable** 10.114973 <all other values> lust .. **Construction Type** B ij - Aerial Underground

# Example Rear Easement

#### Legend SDE.Revision SDE,CLOUD Halched Excluded Strand Unknown 48:8P114:TC:001 Strand ---- Drop Strand 909 Conduit SEE <all other values> 130 お日本門と 005 **Duct Count** 24; SP 114-036 Muli> H 13 Ŕ, 001 AMOREACE -----858 18 Structure 713 HH Large Handhole 24:8P114-004 Null Pedestal 31 700 Pedestal В Small Handhole 705 Utility Box $\infty$ Slack Loop 701 21 (Ē) Riser Pole Y® 19 M Joint Anchors and Guys 14 10 1x4 Boundaries 12 Туре 90 1x4 Terminal Boundary **FiberCable** <all other values> **Construction Type** - Aerial Underground Ġ,

# EXHIBIT B Construction Procedures

- A. <u>Utility Poles</u>. Subject to the following requirements, MetroNet will have the ability to place utility poles in the City rights-of-way and utility easements on a limited basis:
  - (1) MetroNet will not seek to install a utility pole in any areas of the City where all of the utilities are located underground;
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  - (6) the location of a requested utility pole will not adversely affect the health, safety or welfare of any person;
  - (7) MetroNet will make the requested utility pole available to any other communications provider on just and reasonable terms subject to loading requirements and space availability;
  - (8) If a utility company installs a new utility pole that will accommodate MetroNet's fiber facilities in any area where MetroNet has installed a utility pole, provided MetroNet has access to the new utility pole under reasonable terms and conditions, within a reasonable time period after being notified by the City, MetroNet will move its fiber facilities to the new utility pole and will remove the MetroNet utility pole from the right-of-way.
- B. <u>Underground Construction</u>. When installing its facilities underground, MetroNet will install its fiber utilizing boring technology and procedures. In areas with high construction costs and/or where the deployment of conduit is not cost effective or feasible, on a case-by-case basis, subject to City approval, which approval will not be arbitrarily, discriminatorily, or unreasonably withheld, conditioned or delayed, MetroNet may install its fiber utilizing open trench or micro-trenching technology and procedures.

113

- C. <u>Utility Location Procedure</u>. The Parties agree that the following procedure will be exclusively used any time MetroNet is required to insert a hole in a driveway, walkway or street to locate other utilities under and across paved or concrete surfaces. MetroNet will utilize an 8" minimum core drill to remove the pavement and then remove debris utilizing a vacuum excavator to visually expose the path to cross the street. After the crossing is completed, the excavated pothole will be backfilled with a flowable stabilized sand/cement slurry mix comprised of at least 2 bags/yard of cement to completely fill the excavation hole to the depth of the existing pavement. Where possible the core plug removed to access the pothole will then be cleaned and coated with epoxy resin around the outside surface of the plug and replaced in the excavation hole so that it is even with the top of the existing surface of the driveway, walkway or street.
- D. <u>Restoration</u>. MetroNet will use commercially reasonable efforts to restore property within 3 business days of the boring, subject to factors beyond MetroNet's reasonable control. Consideration will be given to the amount of restoration needed with each boring and MetroNet will endeavor to conduct borings in a manner which requires the least amount of restoration (e.g. when appropriate using streets and sidewalks for equipment rather than lawns, etc.). After boring under the street / curb and sidewalks, MetroNet will inspect for any heaving that may have occurred form the boring process. Notwithstanding the foregoing, in no event will MetroNet be required to repair, replace or restore any personal property of a property owner that was improperly located in a utility easement.
- E. <u>Construction Communications Plan.</u> MetroNet will implement a construction communications plan and will use commercially reasonable efforts to meet the following timelines and standards, as they relate to each approved permit application area:
  - (1) At least 30 days, but no more than 45 days, prior to the commencement of construction in a residential area, MetroNet will send a detailed letter to the residential addresses in that area advising occupants of upcoming construction activities.
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  - (3) At least 3 days, but no more than 7 days, prior to the commencement of construction in a residential area, MetroNet will send out street teams to place signs in the yards of those residential properties where MetroNet will commence with construction activities.



- (4) Each communication sent to a residential address will include the URL to MetroNet's construction website: metronetinc.com/construction. On this website residents can find additional information regarding the construction plans in their area. Following construction, property owners will also be able to use this website to submit damage claims in the event MetroNet inadvertently causes damage to their property.
- F. Work Hours. MetroNet and its contractors may perform construction activities including, but not limited to, boring, aerial construction, pulling cable, splicing and clean-up work ("Construction Activities") from 7 AM until sunset, Monday through Friday. MetroNet and its contractors will perform all Construction Activities with the exception of boring, which will not be performed on the weekend, from 7 AM until sunset, Saturday and Sunday.

# CITY OF EAGLE LAKE CITY COUNCIL MEETING **SEPTEMBER 13, 2021**

### CALL TO ORDER

Mayor Auringer called the meeting to order at 6:00 p.m.

### ROLL CALL

- Franchise ordinante verer signed by MetoNet hite, John White Council Members present: Garrett Steinberg, Beth Rohrich, Anthony White, John Whitington, an Mayor Tim Auringer.
- Staff present: City Administrator Jennifer Bromeland, Chief John Kopp, Public Works Director Brian Goettl, Fire Chief Dan Ruschmeyer, and Deputy Clerk Kerry Rausch.

### PUBLIC COMMENTS

None

### APPROVAL OF THE AGENDA

A quote for sidewalk repairs was asked to be placed on the agenda under New Business.

Council Member Rohrich moved, seconded by Council Member Steinberg, to approve the agenda as amended. The motion carried with Council Members Steinberg, Rohrich, White, Whitington, and Mayor Auringer voting in favor.

### APPROVAL OF MEETING MINUTES

Council Member White moved, seconded by Council Member Rohrich, to approve the August 2nd, 17th, and 30th, 2021, City Council meeting minutes. The motion carried with Council Members Steinberg, Rohrich, White, Whitington, and Mayor Auringer voting in favor.

### CONSENT AGENDA

The resignation of Luke Longoria is included in the consent agenda items.

Council Member Rohrich moved, seconded by Council Member White, to approve the consent agenda.

Treasurer's Report Police Report Monthly Bills

Fire Report Public Works Report Building & Zoning Permits

Resignation of Luke Longoria Gambling Report

The motion carried with Council Members Steinberg, Rohrich, White, Whitington, and Mayor Auringer voting in favor.

### PUBLIC HEARING

- 1. Public Hearing for Ordinance Number 2021-01: An Ordinance Granting and Awarding a Non-Exclusive Cable Service Franchise to CMNRUS, Inc., DBA MetroNet
  - This public hearing is to consider the adoption of Ordinance No. 2021-01, an ordinance granting and awarding a non-exclusive cable service franchise to CMN-RUS, Inc., D/B/A MetroNet, to construct, operate, and maintain a cable system within the City of Eagle Lake. This agreement reflects similar language in existing franchise agreements that the City of Eagle Lake has with Consolidated and Charter. The ordinance was reviewed by the City's legal counsel and no further changes were recommended at that
  - The proposed terms of the franchise agreement is 15 years with periodic evaluations not less that every 5 years, and the fee would be in the amount of 3% of gross revenues.
  - Due to the length of the ordinance, City staff requested that a summary publication versus publication of the entire ordinance. A four fifths vote is required to direct that only the title of the ordinance and a summary be published.
  - The public hearing was opened with no comments being offered and subsequently closed.



- Council Member Steinberg moved, seconded by Council Member Rohrich, to adopt Ordinance 2021-01. A roll call vote was taken with Council Members Steinberg, Rohrich, White, Whitington, and Mayor Auringer voting in favor.
- Council Member White moved, seconded by Council Member Rohrich, to authorize the publishing of a summary of Ordinance 2021-01. The motion carried with Council Members Steinberg, Rohrich, White, Whitington, and Mayor Auringer voting in favor.

# PRESENTATIONS

- 1. Julie Blackburn and Goeff Kramer with ISG: Owl Lane Pond Assessment Presentation
  - Mr. Kramer presented the results of the pond study.
  - This study stemmed from resident concerns with two ponds appearance and odor along Owl Lane.
  - Pond design and as constructed elevations were reviewed along with 2021 survey data to assess any changes in relevant invert elevations over time. No substantial changes were noted.
  - Pond volume comparisons used 2005 and 2021 topographic survey data. Sediment in the pond is low with 2.4 percent of the pond's storage being lost.
  - MPCA pond design criteria were reviewed with these ponds being compliant with MPCA's requirements with the exception of woody vegetation which should not be allowed to grow within 15 feet of the toe of the pond embankment or 25 feet from the inlet and outlet structures. Mature trees are present around the entirety of pond 16 and within 25 feet of pond 15 outlet structures.
  - Based on findings of volume, hydrologic, and hydraulic analyses, there are no obvious issues related to pond volume or outlet elevations causing of the nuisance algal conditions. The likely cause of the nuisance conditions in the pond are lack of inflow due to lower-than-normal precipitation and driven by hypoxia.
  - Recommendations included: water quality sampling to evaluate phosphorus loading and discharge throughout the growing season and sampling to confirm presence and types of algae.
  - Several treatment options, varying in cost, were presented which included: mechanical removal of algae. suppressing algal growth, period pond treatment, install aerators and retrofitting ponds with iron-enhanced
  - Council asked Mr. Kramer to provide the city with an updated quote for sampling ponds.
  - Mr. Kramer updated the City Council on the MS4 process stating the public comment period will end September 24 and that responses need to be submitted within seven days. The city will have one year to
- 2. Scott McMahon, Senior Lobbyist with Flaherty and Hood, PA: Annual Coalition of Greater MN Cities Visit
  - Mr. McMahon presented an overview of the Coalition of Greater MN Cites (CGMC) and what they have been working on.
  - They have actively worked on bonding and the dispersal of federal funds. The 2020 election did not impact majority control of the legislature.
  - Top CGMC goals for 20210 were: no cuts to local government aid (LGA), infrastructure-focused bonding bill, childcare funding, and city streets.
  - The state's budget forecast during the pandemic changed significantly going from a surplus to a deficit, and then back to a surplus. This indicates the economy is coming back strong.
  - Accomplishments included funding for six Minnesota initiatives to assist families and children, Border-to-Boarder Broadband Grant Program, addressing potential legislation regarding PFAS and small city street
- Upcoming CGMC events include the Fall Conference in Willmar, November 18-19, 2021, and a Legislative Action Day March 2, 2022.
  3. Rick and Angela DeMartini with Bella's House of Doodles: Request to Allow LP Tank for Heating Building
- - Rick DeMartini stated that he has spoken with the gas company, and they have stated the gas line could be run at a cost lower than initially quoted, but that it will not be done this year.
  - Bella's House of Doodles will require heat and therefore requested consideration for allowing a LP Tank to heat the building.
  - Other businesses in this area use water heat, LP heat or other heating sources unique to their business.
  - Council discussion included the desire for businesses to connect to natural gas as soon as it is available to them. The size and location of tank was discussed.
  - Administrator Bromeland stated the draft agreement has been modeled after the agreement with Scott Borgmeier.



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Public Hearing for Conditional Use Permit at 107 598th Avenue

A public hearing has been scheduled for this evening to consider conditions for a conditional use permit for 107 598<sup>th</sup> Avenue (parcel R120912476005) doing business as Bella's House of Doodles, LLC. Notice was mailed to all properties within 350 feet of the subject property and a notice published in the City's legal newspaper.

For purposes of providing background, a conditional use permit with conditions, a copy of which is attached, was approved on April 5, 2021 for 107 598<sup>th</sup> Avenue for a commercial facility in a B-1 district to be used for indoor dog kennels, dog breeding, and veterinarian services with temporary sleeping quarters. Included with the application for conditional use permit was a business plan. Since the conditional use permit was approved, the scope of the business has expanded, which has prompted a review of conditions for the conditional use permit to determine if additional reasonable conditions are appropriate.

Once approved, a conditional use permit is a property right that "runs with the land". It attaches to and benefits the land and is not limited to a particular landowner. If a property is sold, the new landowner will have the same continued right to the conditional use permit so long as conditions are met.

A city can revoke a conditional use permit if there is not substantial compliance with conditions.

Attached you will find a draft conditional use permit with conditions for use.

If it is determined appropriate to adopt a conditional use permit with reasonable conditions for use different than when the conditional use permit was approved on April 5, 2021, then a motion to that effect is necessary.

Jennifer J. Bromeland City Administrator

# CONDITIONAL USE PERMIT BELLA'S HOUSE OF DOODLES, LLC

### **Conditions for Use**

Project Name:

Bella's House of Doodles, LLC

Location:

# I. General Conditions of Use

A. The property may be used to operate a business that breeds and raises Doodles, in addition the property may be used to train, groom, care for dogs of all breeds, including the provision of a doggie day care facility.

- B. That the property shall consist of a main building and a secondary building. The main building shall be used for the sheltering of all animals. The secondary building shall be used for storage and as an ancillary use to the main building.
- C. All buildings will be well maintained and any building in which animals may use shall be maintained in a manner that provides for the humanitarian care of those animals.
- D. Any expansion of the facilities including adding on to the square footage of any business will require a review of the conditional use permit, and the City at its discretion may require modifications or a public hearing.
- E. The conditional use may be amended at any time at the pleasure of the City Council through the proper public hearing process as provided for under City Code.

# II Bella's House of Doodles

A. That Bella's House of Doodles shall maintain the dogs in a manner that is humane, this includes but is not limited to providing adequate food, water and shelter, in addition the facility must provide an appropriate amount of space for each animal to move about; the property will also be well ventilated;



- B. That the maximum number animals that may be boarded at the facility at any given time is forty (40), this shall include animals that are owned by owners, officers, or employees of the business;
- C. That the business shall have sufficient kennels for the animals so that they are able to freely move around and no kennel shall have more than two adult dogs, each kennel will be a minimum of 5 feet by 10 feet and any kennel in which two animals are kept will be a minimum of 7 feet by 14 feet;
- D. The property may also contain puppies (animals that are less than ninety (90) days old), but only the number of puppies in which there is proper care;
- E. That the property will be maintained in a manner that mitigates the sound of barking from neighboring properties;
- F. All animals will be housed indoors from 9:00 p.m. to 7:00 a.m., and the buildings must be constructed with walls that keep the sound in;
- G. All animals will be kept on the property of the facility. The business will ensure that all employees and customers are aware of the property limits and will take action to ensure that no person or animal strays onto an adjoining property.
- H. That a fence will be constructed and maintained around the perimeter of the property;
  - I. All waste products shall be removed from the property on a weekly basis.
- J. That all fecal waste and food waste will be stored and sealed in odor proof containers.
  - K. All food products will be stored in rodent proof containers

L. The premises may include sleeping quarters for an employee, but no employee shall live on the premises, stay there for more than 7 consecutive nights or more than fifteen total nights in a month.

# III. Remedies on Default

- 1. The conditional use permit for the property will be revoked;
- 2. That any operation of the business that requires a conditional use permit will immediately cease;
- 3. That Bella's House of Doodles, Angela DeMartini and Rick DeMartini, or their successors and/or heirs will be jointly and severally liable for any costs incurred by the city in enforcing this agreement, including but not limited to time expended by city staff and legal fees and costs.

Dated:	
	CITY OF EAGLE LAKE
	BY:
	BY:



updated BUSINESS PLAN

Bella's House of Doodles LLC 107 598th Avenue Eagle Lake, MN 56024

Cell 507 5147096 Office 507 257 2011

Web site: www.bellashouseofdoodles.com

Services: bellashouseofdoodles.services@gmail.com

# **Executive Summary**

### The Business

Our family lost our beloved labradoodle named Bella in the winter of 2015. It was heartbreaking and emotionally devastating as she was a part of our family. Not only was she a great companion she was our emotional support dog and brought comfort and healing to our family.

When we lost Bella in a tragic way we wanted to honor her. We wanted to be able to give back to people through our puppies, what Bella gave to us. We strive to raise sound, well adjusted puppies.

Puppies that are taught to be empowered and can handle life and what lies ahead of them. Some of our puppies have gone off to be service dogs, therapy, facility dogs and great family companions.

Bella's House of Doodles evolved and has grown by word of mouth.

On January 15, 2021our family business was turned into an Limited Liability Company(LLC)

# The Management

Management structure of the day to day operations will be run by Angela DeMartini.

The Goals and Objects

At Bella's House of Doodles, we raise the finest purebred and designer doodles. We pride ourselves on raising non shedding, hypoallergenic family loving companions. Many of our fur babies have gone off to be service and therapy dogs.

We do intensive puppy training using a combination of early neurological stimulation, puppy culture and empowered breeder curriculum to get our puppies off to the best start in life and to honor each puppy.

### The Product

With the love and respect of dogs we wanted to expand in all areas of the dog world.

With our new facility we will be able to offer;

- 1. The finest designer doodle and/or purebred
- 2. Private puppy training class using using our proven Baxter and Bella courses
- 3. Grooming services to the public, welcoming all breeds along with current and future customers.
- 4. Doggie Daycare, priding ourselves on a small intimate daycare.
- 5. Boarding, over night, short term and extended time.
- 6. Retail, dog food, puppy and dog bathing products, health and wellness line, custom dog tags and one of a kind items.
- 7. Self serve dog wash with private access.

### The Target Market

We have been blessed to be able to share our puppies all over the US from New york to California, North dakota to Georgia. We have a couple of wonderful puppy flight nannies that fly around the country and deliver our puppies to customers who meet the flight nanny at the destination airport. Our puppies only fly in the Cabin with the nanny, never cargo. We work with near and distant families providing a small intimate daycare and boarding short and long term options. We work with near and distant customers for grooming.

# Ownership Background

Angela DeMartini(President/Owner)
6 plus years of dog expert /training/breeder
15 plus years of customer relations

# **Company Management Structure**

Management structure of the day to day operations of the business and involved in all aspects of the business will be by Angela DeMartini: The creation of purebred and designer doodles, small intimate doggie daycare, grooming services and short and long term boarding.

The business will retain between 2-4 part time to full time groomers, Social media marketer, office receptionist, administration assistant, operations manager, puppy specialists, daycare and boarding manager, puppy/dog supervisors and kennel assistants.

# **Company Assets**

Bella's House of Doodles substantial assets are 25 dogs, owned by Bella's House of Doodles LLC that are in the program. We own 2 40x60 buildings, a 12x28 annex building, backup generator, pressure washer, kennel fencing, vehicles, computer, electronics, tool cat with attachments, can am defender, veterinary equipment and retail inventory.

# **Location Analysis**

Bella's House of Doodles LLC has the prime location in Eagle Lake with Mankato neighboring and all the small surrounding towns within minutes of drive time. Also only being only one hour and half from the twin cities and surrounding cities we do attract clients locally and abroad.

### **Established Customers**

Over the course of the years Angela has built many relationships with many dog lovers all over the United States. Angela has established long term relationships with her customers and they all become part of "the doodle family".

We have an extensive number of referral customers and second or third time owners coming back.

# Advertising

Signs on our facility, facebook, web site, instagram, and local advertising options

# **Operations**

The business will retain between 2-4 part time to full time groomers, Social media marketer, office receptionist, administration assistant, operations manager, puppy specialists, daycare and boarding manager, puppy/dog supervisors and kennel assistants.

#### **Facilities**

Bella's House of Doodles will operate using both 40x60 buildings and the annex 12x28 building. The first short 40x60 building will be used for retail, grooming, offices, kennel nursery and self serve dog wash with separate entrance. In the kennel nursery room there will be 8 to 12 whelping nursery kennels.

The second tall 40x60 building will be for small intimate doggie day care, short term and long term dog boarding. The building will have 20- 5x6 basic kennels for boarding use and quiet time for daycare dogs. We will have 5 10x6 VIP suites(Kennels) for the boarding use, these would be for multiple dogs from the same family. Max occupancy at one time for boarding would be 40 dogs.

Daycare will have 4 separate play areas that are divided up according to the size of dog groups. Doggie daycare would have no more than 8 small breeds at one time in the play area with staff supervision. No more than 6 medium dogs at one time in the play area with staff supervision. No more than 4 large dogs at one time in the play area with staff supervision.

There will be 2 dog runs-one behind the short 40x60 building that one will be used for boarding dogs and daycare dogs to go outside.

The second one will be on the south side of the short building and will only be used for whelping moms and their pups. This run will not be visible from the front or side.

Between the two buildings we have 10 parking spots that are 10ft. wide X 20ft long and one Parking spot that is reserved for handicappied(total of 11 oversized parking spots)

The annex building will be used for any separations or to remove a dog if needed or if a dog comes ill, as not to expose to the others.

Projection 1-3yr plan

Adding a loft or second floor in the tall building utilizing the space with a half loft. This would reduce the noise level as well. We would use it for additional storage or potentially more play area.

# Licensing and Permitting

Bella's House of Doodles LLC has applied and received a license from the city of Eagle Lake to operate at 107 598th Ave, Eagle Lake MN 56024. Bella's House of Doodles LLC also has a current State of Minnesota Commercial Breeders License.

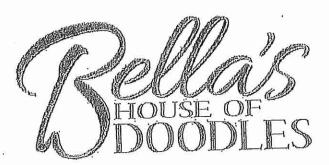
### **Established Market**

Bella's House of Doodles LLC uses several social media sites to promote and advertise our puppies along with all of our services such as facebook and instagram. Many of our puppies have their own instagram accounts and followers. We at Bella's House have a closed facebook page for families who have gotten a puppies from us in the past, its a great way to in touch, set play dates and keep up with littermates. We have an extremely large follower base that has grown over the years with many referrals and repeat customers. Many of our families have more than one doodle or pup from us.

# Hours of operation

We are open at 7 am until 8pm 7 days a week. We have 24hr surveillance. Other times if needed are by appointment only.





# BUSINESS PLAN

Bella House Of Doodles, LLC; 107 598th Ave, Eagle Lake, Minnesota 56024 January 15, 2021

507-822-3393

website: bolláshouseofdoodles.com

# Executive Summary

# The Business

Our family, lost our beloved labradoodle in the winter of 2015. It was heart breaking and emotionally devastating as she was part of our family. She served as a emotional support dog and brought comfort and healing to our family members.

In loving memory of Bella, I wanted to give back to people in need. Those hurting and suffering from arry of circumstances along ponding the all great family dog.

To honor our Bella, Bella's House of Doodles evolved and has grown by word of mouth.

On January 15, 2021 our family business was turned into an Limited Liability Company, [LLC.]

# The Management

Management structure of the day to day operations will be run by Angela DeMartini..

# The Goals and Objectives

At Bella's House of Doodles, we raise the finest designer Doodles. We pride ourselves on raising nonshedding, non-allergenic family loving companions.

Many of our Fur babies have gone off to be service and therapy dogs.

We do intensive puppy training using puppy culture and eary neurological stimulation protocols, to get our pupples off to the best start in life.

# The Product.

With our new facility, we will be able to offer;

- 1. The finest designer Doodles;
- 2. Puppy training classes using our proven Baxler & Bella courses;
- 3. Grooming services of all ages to our current and future costumers;
- 4. Doggie daycare with boarding facilities;
- 5. Show room filled with our Outstanding line of Puppy/Dog bathing Products, health & wellness line, Programs, Dog clothes and Dog apparel shirts and hats; Dog Food, Online Training
- 6. On staff Veterinarian or Veterinary Technician to provide Trans Cervical insemination, Progesterone testing, ultrasound procedures, Miro Chip and registration, Neo Par, Bordetella, and Solo Jec 5 vaccines.

# The Target Market

At the present time we have animals in a 7 state area, Our mission is to have our designer puppies in every state. We currenty have a puppy flight nanny that fly's around the country delivering our pupples to customers who will met the flight nanny at the destination airport. Our pupples fly's in cabin with the namy.

Ownership Background Angela J DeMartini (owner):

6 years of a Doodle expert/trainer/breeder.

15 years of customer relations.

# Company Management Structure

Management structure of the day to day operations of the business will be by Angela DeMartini and would be involved in all aspects of the business: The Creation of designer doodles, doggie day care, grooming and veterinarian services.

The business will have a full -time Veterinary or Veterinary Technician, a Grooming Technician, Administration Assistant, Operations Manager, and Dog Specialists.

# Organizational Timeline

At the Moment we are Renting a facility in Bagle lake, MN., and using our guardianship program for our dogs. In the Spring of 2021 we will start construction of a new kennel [40' X 60'] commercial building that will give us enough room for . 8 dogs. We also will be building a [40' X 60'] Pole Bath Shed for our warehouse. We will construct fencing in areas for our dogs to run/play. Construction of the facility should be completed by Nov of 2021 or soon, weather dependent of course....

# Company Assets

Bella' House of Doodles substantial assets are at 25 breeding animals, our 30 x 50 Barn, Backup generator, 1.p. 4500 pressure washer, kennel fencing, 2017 Nissan Amada, computers, electronics, animal doors, animal kennels, feeders, waters, tools, training programs, products, tool cat with attachments, cam am defender and veterinary equipment.

# Location Analysis

Bella's House of Doodles advantage is our location in southern Minnesota, and hour and a half from the twin cities and Minneapolis/St. Paul Airport.

Our furry friends are born and raised in a loving atmosphere, with room to run and develop there unique skills...

### Established Customers

Over the years Angela has established customers by word of mouth throughout the united states,

Bella's House of Doodles customers have return to purchase again after there first initial purchase..

# Advertising

Signs on our facility, face book, web site, twitter, and animal sites.

### **Operations**

Staffing

The business will have a full -time Veterinary or Veterinary Technician, a Grooming Technician, Administration Assistant, Operations Manager, and Dog Specialists.

### Facilities

The Business plans to construct a 40' x 60' commercial building and a 40' x 60' pole barn, located at 107 598th Ave, Eagle Lake, MN 56024. The commercial building would hold the office that the President would operate the business from.

It would have 8 indoor kennels and 8 outside kennel runs which would be used by the mama dogs and there puppies. In addition, there will be 8 indoor kennels for use by the daycare potion of the business. The breeding and daycare care portions of the business will be housed in separate areas of the facility. The daycare portion would also have a fenced outside area with artificial turf to allow the dogs to play outside. The indoor space will be heated and air conditioned.

The facility would have a room dedicated to its grooming services, show room with products, and another room dedicated to veterinarian services for dogs.

The 40' x 60' pole barn will be warehouse for products and equipment.

It is anticipated the construction of these buildings could be completed within 6 months based on approval of construction permits by the City of Eagle Lake.

# Licensing and Permitting

Currently the business is working with the State of Minnesota to obtain a license to be a commercial breeder. The Business has applied and received a license from the City of Bagle Lake to operate at 105 598th Ave, Eagle Lake, MN 56024.

### Established Market

Bella's House of Doodles uses several social media's sites to promote and advertise our pupples on face book and Instagram. Many of our pupples have their own Instagram accounts and followers.... We here at Bella's House of Doodles have a closed face book page for families that have gotten pupples from us in the past. Its a great way to stay in touch, set play dates and keep up with litter mates. We have an extremely large follower base that has grown over the years, with MANY referrals and repeat customers. Many of our families have more than one doodle from us.

# Competitors Analysis

What sets Bella's House of Doodles different from our competitors is WE here have a kennel free approach to this industry. Its important to us here to provide a loving caring puppy to our customers, and that our customers knowingly are getting a puppy that is in the most humanly way possible. Our difference is, we started with a few hand selected, health tested [via Paw print forensics and/or Embark], great disposition, and lineage to start our breeding program. With much consideration and love for our dogs, we have come up with a guardianship home program, that allows us to carry on our lines without having many dogs in kennels, or retiring and rehoming a older mamma dog.

On occasion we will keep back a puppy or two to carry on the parents lines. We will offer one of these puppies up to a family to raise as their own. [we provide all veterinarian needs along with grooming while under contract with us].

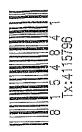
We retain the breeding rights under a contract. As per to our contract, families would get their puppy for no cost at 8 weeks or as soon as one becomes available,

When the female dog goes through their first heat cycle, around 1 year, we will breed them on their second cycle, around 1 1/2 years of age.

We would make arrangements for the family to drop off the female dog, we would do either a natural breeding or Trans Cervical Insemination. After a few hours, the female dog can be picked up and go home... 35 days later the female dog would return for an hour so we can do a ultrasound and check on pregnancy. Once again the female dog would go back home and return one week prior to having puppies. We will warp her litter and return the female dog at 7 weeks. The families, occasionally visit their mama dog and see the puppies.

The female dogs come into heat approximately every 6 months. In our contract we retain the right to breed 2 litters, but up too 4 litters. This would vary on special conditions such as a single pup or complication where we would lose a litter.

Once the contract is fulfilled, we pay for the spay or neuter and release any rights. Its been a win win, as the family is getting a high quality, health tested and outstanding temperament for member, and we are not rehoming an older dog as well as we are able to carry on our lines.



City of Eagle Lake 4pgs due

)

### 589CR267

CERTIFIED, FILED AND/OR RECORDED ON
04/19/2021 12:53 PM
BLUE EARTH COUNTY, MN
MICHAEL STALBERGER COUNTY RECORDER
PROPERTY AND ENVIRONMENTAL
RESOURCES DIRECTOR
REC FEE: 46.00 EXEMPT: N
MRT PD: EXEMPT: N/A
SPLIT-CURRENT TX PD: N/A
PAGES: 4

STATE OF MINNESOTA

**Authenticating Certification** 

# COUNTY OF BLUE EARTH

I, the undersigned, being duly qualified on behalf of the City of Eagle Lake, certify that the attached Conditional Use Permit, is a true copy of the original, of which is on file at the City of Eagle Lake.

This document was drafted by Jennifer J. Bromeland, City Administrator for the City of Eagle Lake.

Dated this 14th day of April 2021.

Jenniter J. Bromeland City Administrator City of Eagle Lake

> SEAL AFFIXED

# City of Eagle Lake Resolution No. 2021-15 Conditional Use Permit

A Resolution Approving a Conditional Use Permit (CUP) Application for 107 598th Avenue (R12.09.12.476.005) for the placement of a commercial facility in a "B-1 Community Business District" that will be used for indoor dog kennels, dog breeding and daycare, dog grooming services, show room with dog products, outdoor excercise area for dogs, and veterarian services with temporary sleeping quarters.

The property for which the CUP is sought is legally described as follows: Lot 2, Block 1, Eagle Lake Commercial Center, according to the plat there of on file and of record with the Blue Earth County Recorder, which lies southerly of the following described line: Commencing at the southwest corner of said Lot 2; thence North 00 degrees 24 minutes 56 seconds West, (Minnesota County Coordinate System - Blue Earth County Zone - HARN NAD83-1996), along the west line of said Lot 2, a distance of 156.60 feet to the point of beginning; thence South 75 degrees 37 minutes 37 seconds East, a distance of 158.87 feet to a point on the easterly line of said Lot 2 and there terminating. Containing 19,249 square feet. An easement of 20.00 feet in width lying over, under and across that part of Lot 2, Block 1, Eagle Lake Commercial Center, according to the plat there of on file and of record with the Blue Earth County Recorder, the center line of which is described as: Commencing at the southwest corner of said Lot 2; thence North 00 degrees 24 minutes 56 seconds West, (Minnesota County Coordinate System - Blue Earth County Zone - HARN NAD83-1996), along the west line of said Lot 2, a distance of 156.60 feet to the point of beginning; thence South 75 degrees 37 minutes 37 seconds East, a distance of 123.44 feet to the point of beginning; thence North 14 degrees 39 minutes 43 seconds East, a distance of 164.29 feet to a point on the southernly line of the northerly 10.00 feet of said Lot 2; thence South 75 degrees 20 minutes 18 seconds East, along said southerly line, a distance of 36.07 feet to the point of intersection with the easterly line of said Lot 2 and there terminating (see parcel B on the attached surveyor's description).

WHEREAS, the City of Eagle Lake held a public hearing at the March 15, 2021 Planning Commission meeting for a Conditional Use Permit (CUP) application from Angela DeMartini of 107 598th Avenue for a conditional use allowed in the B-1 Community Business District and classified as "other commercial uses determined by the City Council to be of the same general character as permitted and conditional uses listed above and found not to be deterimental to existing uses and to the general public, health, safety, and welfare"; and

**NOW THEREFORE, BE IT RESOLVED**, by the City Council on the City of Eagle Lake, Minnesota, that the CUP application from Angela DeMartini of 107 598th Avenue (R12.09.12.476.005) for a commercial facility for indoor dog kennels, dog breeding and daycare, dog grooming services, show room with dog products, outdoor exercise area for dogs, and veterarian services with temporary sleeping quarters be approved with the following conditions:

- 1. Walls must be sound proof.
- 2. Weekly pickup of fecal waste from site.
- 3. Odor proof containers for fecal waste storage.

- 4. Rodent proof food containers.
- 5. Ventilation system installed.
- 6. Surprise inspections.
- 7. Sleeping quarters are not allowed to be used as a residence or for a period in excess of 7 consecutive days.
- 8. The entire business must be enclosed with the exception of limited use to walk or train the dogs in an outdoor fenced in area. Fence must be routinely inspected and properly maintained.

Adopted by the Cty Council of Eagle Lake, Minnesota, this 5th day of April 2021.

Tim Muringer

Mayor

Lennifer J. Bromeland
City Administrator

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705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Fund Transfer for CSAH 27 (Agency Street) Project

Bonds were issued in 2021 to provide funds for a portion of the City's improvement project on CSAH 27 (Agency Street). Included as part of the project financing was a \$600,000 transfer to the project comprised of \$300,000 in reserves from the general fund and \$300,000 in reserves from the sewer fund. The funds can be transferred now or at the time of project closeout.

The City's fund balance policy for the general fund is to strive to maintain an unassigned general fund balance of 50% of the annual budgeted expenditures. At year end (12/31/21), the unassigned fund balance in the general fund was \$1,706,910. The budgeted expenditures for the 2022 general fund budget total \$1,798,273. The cash balance at year end in the sewer fund was \$936,980. The City's financial advisor recommends that we should strive to maintain 100% of operating costs for enterprise fund balances. The budgeted expenditures for the 2022 sewer fund budget total \$555,896. Both fund balances meet the recommended thresholds for reserves.

For reference purposes, attached is a copy of the cover letter from the bond transcript for the \$1,295,000 General Obligation Improvement Bonds, Series 2021A.

A motion is necessary to make a fund transfer from the general fund and the sewer fund to the CSAH 27 (Agency Street) construction fund.

Jennifer J. Bromeland City Administrator



Cologne Office: 10555 Orchard Road Cologne, MN 55322 (612)920-3320 xtn 104 | cell: 952-356-2992

www.daviddrown.com

June 1, 2021

### **SUMMARY and CLOSING LETTER**

City of Eagle Lake Jennifer Bromeland, City Administrator 705 Parkway Avenue P.O. Box 159 Eagle Lake, MN 56024

jbromeland@eaglelakemn.com

RE: \$1,295,000 General Obligation Improvement Bonds, Series 2021A

Dear Ms. Bromeland:

The purpose of this Summary Letter is to itemize the final proceeds from the sale of the above bond issue, and to discuss the funds and accounts which must be established. These bonds were issued to provide funds for a portion of the City's improvement project on CSAH 27 (Agency Street).

### Proceeds of the Issue

These bonds were sold through a competitive sale on May 3. Three bids were received, and the bonds were awarded to the low bidder, Northland Securities, Inc. at a net interest cost of 1.4406%. On June 1, this bond sale will close. Funds will be transferred as follows:

Par Amount of Issue Plus Underwriter's premium Less Underwriter's discount	\$ 1,295,000.00 5,739.60 (22,574.60	
Purchase Price Plus accrued interest	1,278,165.00 	
Good Faith deposit wired May 3 Proceeds wired on closing	25,900.00 <b>\$ 1,252,265.00</b>	

### **Funds and Accounts**

Section 15 of the bond sale resolution (under Tab 12) directs the City to create accounts within which to track proceeds. The accounts within this Fund are the Construction Account and Debt Service account.

## Construction Account

The Construction Account is a short-term account for payment of project costs and issuance expenses. The following should be deposited to the Construction Account:

Transfer out	Bond proceeds to Construction Account	\$ 1,265,638.33
101-41000-721 602-00000-721	Plus City cash contribution (from Sewer & General Fund) Plus anticipated Construction Fund earnings	600,000.00 1,023.10
002 0000 721	Less Invoiced Costs of Issuance: Fiscal Fee(DDA)	14,000.00
Transfer In	Printing & Miscellaneous (DDA) Bond Counsel (Taft Stettinius & Hollister)	1,500.00 9,000.00
431-39203	Pay Agent/Registrar (US Bank) Standard & Poor's Rating Total	750.00 <u>10,250.00</u> (35,500.00)



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator Re: Recommended Stormwater Ordinance Changes

Attached is a memo from Julie Blackburn, consultant with ISG, regarding a review of recommended ordinance changes to comply with the MPCA National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) permit requirements.

A public hearing should be scheduled for the July 11<sup>th</sup> City Council meeting to amend Chapter 18 of City Code related to Storm Water Drainage Utility.

A motion is needed to schedule a public hearing for July 11th for this purpose.

Jennifer J. Bromeland City Administrator JUNE 2, 2022

Jennifer Bromeland City Administrator City of Eagle Lake 705 Parkway Avenue Eagle Lake, MN 56024



RE: REVIEW OF RECOMMENDED ORDINANCE CHANGES TO COMPLY WITH THE MPCA NATIONAL POLLUANT DISCHARGE ELIMINATION SYSTEM (NPDES) MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) PERMIT REQUIREMENTS

In 2016, the City of Eagle Lake began to implement programs and activities necessary to be compliant with the Municipal Separate Storm Sewer System (MS4) Permit coverage. The City's MS4 permit coverage under the Minnesota Pollution Control Agency (MPCA) General Permit was issued on June 15, 2017. Permit coverage was reauthorized under the MPCA's revised MS4 General Permit in September 2021. In order to be compliant with the revised requirements, the City must update regulatory mechanism (ordinances) to include the new requirements, as well as develop written procedures, enforcement procedures, expanded training, public outreach, and public participation programs by September 2022. ISG has been working with City staff to develop draft ordinance language for the City Council to review, prior to adoption. This memorandum provides background information and an overview of the recommended ordinance changes. Once the ordinances have been adopted, the written procedures and enforcement procedures can be finalized. The training, public outreach, and public participation programs are nearly complete and will be presented to the City Council at a future meeting.

Chapter 18 – Storm Water Drainage Utility is the only ordinance that is affected by these changes. The recommendation includes a complete replacement of current Section 18.020 – Erosion and Sediment Control, the addition of Section 18.040 – Animal and Pet Waste, and the addition of Section 18.050 –Salt and De-icing Material Storage. The recommended draft ordinance language is attached. These recommendations are in draft format and will be reviewed by legal counsel after comments are received from the City Council and appropriate changes are made to the draft ordinance.

### SECTION 18.020 EROSION AND SEDIMENT CONTROL (Pages 1-16 of the attached document)

The suggested ordinance language includes portions of MPCA's Minnesota Stormwater Manual model ordinance as well as language from the City's current ordinance. When the new ordinance is ready for approval the revised title should be changed to reflect that the ordinance covers both construction site erosion control and permanent stormwater management.

- Section 18.0201 Statutory authorization. Template language.
- Section 18.0202- Findings. Template language.
- Section 18.0203 Purpose. Template language.
- Section 18.0204 Definitions. All highlighted definitions are new. Minor changes have been made to current definitions
  to align with model ordinance language.
- Section 18.0205 Scope and effect. Provides for exemptions and waivers, establishes requirements for both erosion
  and sediment control plans (activities during construction) and stormwater management plans (permanent stormwater
  management infrastructure).
- Section 18.0206 Plan approval procedures. Describes submittal requirements to applicants.
- Section 18.0207 Plan review procedure. Describes review procedures; allows for the City to require a performance bond to be submitted, when deemed necessary; allows for the City to be reimbursed by applicant for engineering review.
- Section 18.0208 Approval standards. This is the section that contains a number of substantive changes, most of which
  are directly from the new MS4 stormwater requirements. Noted options for the updated ordinance language include:
  - Stormwater management rate control, which is found at 18.0208(h)(4) on page 12.
  - Stormwater management facilities having a dedicated or perpetual easement to the City, which is found at 18.0208(m)(9) on page 13.
- Section 18.0209 Inspections. Expands right of entry and inspection to ensure compliance by the applicant. New substantive requirement is item (d) on page 14, which outlines long term inspection and maintenance of stormwater facilities.





- Section 18.0210 Enforcement. Expands the ability of the City to assess a property and correct a deficiency in the
  applicants performance on the requirements of the ordinance. Allows for construction stop work orders to be issued
  and adds other actions that can be taken by the City to ensure compliance.
- Section 18.0211 Penalty. Added item (B) which is optional for the City to adopt as it is not an MS4 stormwater requirement.

# SECTION 18.040 ANIMAL AND PET WASTE (Page 17 of the attached document)

The suggested ordinance language is from the MPCA's Minnesota Stormwater Manual model ordinance. The text that is highlighted, italicized, and in brackets is optional.

# SECTION 18.050 SALT AND DE-ICING MATERIAL STORAGE (Pages 18-19 of the attached document)

The suggested ordinance language is from the MPCA's Minnesota Stormwater Manual model ordinance. Subdivisions 5 and 6 are not required but are suggested ordinance language.

I will review all these changes and recommendations at the June 6, 2022 City Council Meeting. I will also be presenting an update on the other stormwater program requirements as part of the MS4 Annual Public Meeting. Please contact me at 507-387-6651 or via email at Julie.blackburn@isginc.com with any questions.

Sincerely,

Julie Blackburn

**Environmental Practice Group** 

Milledalbur

### **SECTION 18.020 STORMWATER MANAGEMENT**

### Section 18.0201 Statutory authorization.

This chapter is adopted pursuant to the authorization and policies contained in M.S.A. Chapter 462 and Minnesota Rules Parts 7090. This chapter is intended to meet the construction site erosion and sediment control and post-construction stormwater management regulatory requirements authorized by Minnesota Permit MNR040000, the Small Municipal Separate Storm Sewer Systems General Permit.

### Section 18.0202 Findings.

The city hereby finds that uncontrolled and inadequately planned use of wetlands, woodlands, natural habitat areas, areas subject to soil erosion, areas containing restrictive soils, and uncontrolled stormwater and construction site erosion from land disturbing activities and land development adversely affects the public health, safety and general welfare by impacting water quality and contributing to other environmental problems, creating nuisances, impairing other beneficial uses of environmental resources and hindering the ability of the city to provide adequate water, sewage, flood control, and other community services. In addition, extraordinary public expenditures may be required for the protection of persons and property in such areas and in areas which may be affected by unplanned land usage.

# Section 18.0203 Purpose.

The purpose of this chapter is to promote, preserve, and enhance the natural resources within the city and to protect them from adverse effects caused by poorly sited or planned development, or incompatible activities by regulating land-disturbing or development activities that would have an adverse and potentially irreversible impact on water quality and unique and environmentally sensitive land. The regulations in this chapter minimize conflicts and encourage compatibility between land-disturbing and development activities, and water quality and environmentally sensitive lands. The regulations in this chapter require detailed review standards and procedures for land-disturbing or development activities proposed for such areas. The regulations thereby achieve a balance between urban growth and development and protection of water quality and natural areas. Specific purposes of this chapter are to establish performance standards that will:

- (2) Assist in meeting NPDES/SDS municipal separate storm sewer system (MS4) and construction stormwater general permit requirements.
- (3) Assist in meeting total maximum daily load (TMDL) plan waste load allocations for impaired waters through quantification of load reductions.
- (5) Protect life and property from dangers associated with flooding.
- (6) Protect public and private property and natural resources from damage resulting from stormwater runoff and erosion.
- (7) Ensure site design minimizes the generation of stormwater and maximizes pervious areas for stormwater treatment.
- (8) Provide a single, consistent set of performance goals that apply to all developments.
- (9) Protect water quality from pollutant loadings of sediment, suspended solids, nutrients, heavy metals, toxics, debris, bacteria, pathogens, biological impairments, thermal stress, and other pollutants.
- (10) Promote infiltration and groundwater recharge.
- (11) Provide vegetated corridors (buffers) to protect water resources from development.
- (12) Protect functional values of all types of natural waterbodies (e.g., rivers, streams, wetlands, lakes, seasonal ponds).

(13) Sustain or enhance biodiversity (native plant and animal habitat) and support riparian ecosystems.

### Section 18.0204 Definitions.

For the purpose of this chapter, the following terms, phrases, words, and their derivatives shall have the meanings stated below. When not inconsistent with the context, words used in the present tense include the future tense, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directive.

Applicant: any person or owner of land who wishes to obtain a building permit, zoning, subdivision, stormwater, or erosion and sediment control permit approval.

Best management practices (BMPs): the most effective and practicable means of erosion prevention and sediment control, and water quality management practices that are the most effective and practicable means to control, prevent, and minimize degradation of surface water, including avoidance of impacts, construction-phasing, minimizing the length of time soil areas are exposed, prohibitions, pollution prevention through good housekeeping, and other management practices published by state or designated area-wide planning agencies.

Better site design: the control and management of stormwater quantity and quality through the application of better site design techniques as outlined in the current version of the Minnesota Stormwater Manual. Better site design includes preservation of natural areas, site reforestation, stream and shoreland buffers, open space design, disconnection of impervious cover, rooftop disconnection, grass channels, stormwater landscaping, compost and amended soils, impervious surface reduction, and trout stream protection.

Common plan of development or sale: a contiguous area where multiple separate and distinct land disturbing activities may be taking place at different times, on different schedules, but under one proposed plan and one activity is contingent on the other activity. One plan is broadly defined to include design, permit application, advertisement or physical demarcation indicating that land-disturbing activities may occur.

Control measure: a practice or combination of practices to control erosion and attendant pollution.

Construction activity: construction activity as defined in 40 CFR 122.26(b)(14)(x) and small construction activity as defined in 40 CFR 122.26(b)(15) and construction activity as defined by Minn. Rules 7090.0080 subp. 4. This includes a disturbance to the land that results in a change in the topography, existing soil cover (both vegetative and non-vegetative), or the existing soil topography that may result in accelerated stormwater runoff, leading to soil erosion and movement of sediment into surface waters or drainage systems. Examples of construction activity may include clearing, grading, filling, and excavating. Construction activity includes the disturbance of less than one acre of total land area that is a part of a larger common plan of development or sale if the larger common plan will ultimately disturb one acre or more. Construction activity does not include a disturbance to the land of less than five acres for the purpose of routine maintenance that is performed to maintain the original line and grade, hydraulic capacity, or original purpose of the facility.

Development, new: any development that results in the conversion of land that is currently prairie, agriculture, forest, or meadow and has less than 15 percent impervious surface. Land that was previously developed, but now razed and vacant, will not be considered new development.

Detention facility: a permanent natural or manmade structure, including wetlands, for the temporary storage of runoff which contains a permanent pool of water.

Dewatering: the removal of surface or ground water to dry and/or solidify a construction site to enable construction activity. Dewatering may require a Minnesota Department of Natural Resources (DNR) water appropriation permit, and if dewatering water is contaminated, discharge of such water may require an individual MPCA NPDES/SDS permit.

*Energy dissipation:* methods employed at pipe outlets to prevent erosion caused by the rapid discharge of water scouring soils. Examples include, but are not limited to concrete aprons, riprap, splash pads, and gabions that are designed to prevent erosion.

Erosion and sediment control plan: a plan for projects that result in land disturbance of equal to or greater than one (1) acre or if a project is part of a common plan of development or sale that ultimately will disturb greater than one (1) acre. The plan identifies erosion prevention and sediment control practices, location and timelines for installation that conform to the current requirements of NPDES/SDS Construction Stormwater General Permit. The plan also includes responsible parties and timelines for inspection and maintenance.

*Erosion prevention:* measures employed to prevent erosion. Examples include but not limited to soil stabilization practices, limited grading, mulch, temporary erosion protection or permanent cover, and construction phasing.

*Floodplain*: the areas adjoining a watercourse or water basin that have been or may be covered by a regional flood.

*Floodway:* the channel of the watercourse, the bed of water basins, and those portions of the adjoining floodplains that are reasonably required to carry and discharge floodwater and provide water storage during a regional flood.

Fully reconstructed impervious surface: areas where impervious surfaces have been removed down to the underlying soils. Activities such as structure renovation, mill and overlay projects, and pavement rehabilitation projects that do not alter underlying soil material beneath the structure, pavement, or activity are not considered fully reconstructed impervious surfaces. Reusing the entire existing building foundation and re-roofing of an existing building are not considered fully reconstructed.

General contractor: the party who signs the construction contract with the owner or operator to construct the project described in the final plans and specifications. Where the construction project involves more than one contractor, the general contractor could be the party responsible for managing the project on behalf of the owner or operator. In some cases, the owner or operator may be the general contractor. In these cases, the owner may contract an individual as the operator who would become the co-permittee.

Green infrastructure: a wide array of practices at multiple scales that manage wet weather and that maintains or restores natural hydrology by infiltrating, evapotranspiring, or harvesting and using stormwater. On a regional scale, green infrastructure is the preservation or restoration of natural landscape features, such as forests, floodplains and wetlands, couples with policies such as infill and redevelopment that reduce overall imperviousness in a watershed. On a local scale, green infrastructure consists of site and neighborhood-specific practices, such as bioretention, trees, green roofs, permeable pavements and cisterns.

*Hydric soils*: soils that are saturated, flooded or ponded long enough during the growing season to develop anaerobic conditions in the upper part.

*Hydrophytic vegetation*: macrophytic plant life growing in water, soil or on a substrate that is at least periodically deficient in oxygen as a result of excessive water content.

Impervious surface: a constructed hard surface that either prevents or retards the entry of water into the soil and causes water to run off the surface in greater quantities and at an increased rate of flow than prior to development. Examples include rooftops, sidewalks, patios, driveways, parking lots, storage areas, and concrete, asphalt, or gravel roads.

Land disturbance: any activity that results in a change or alteration in the existing ground cover (both vegetative and nonvegetative) and/or the existing soil topography. Land disturbing activities include, but are not limited to, development, redevelopment, demolition, construction, reconstruction, clearing, grading, filling, stockpiling, excavation, and borrow pits. Routine vegetation management, and mill and overlay/resurfacing activities that do not alter the soil material beneath the pavement base, are not considered land disturbance. In addition, other maintenance activities such as catch basin and pipe repair/replacement, lighting, and pedestrian ramp improvements shall not be considered land disturbance for the purposes of determining permanent stormwater management requirements.



Linear project: construction or reconstruction of roads, trails, sidewalks, and rail lines that are not part of a common plan of development or sale. Mill, overlay and other resurfacing projects are not considered to be reconstruction.

*Major subdivision*: all subdivisions not classified as minor subdivisions, including, but not limited to, subdivisions of four or more lots, or any size subdivision requiring any new street or extension of the local government facilities, or the creation of any public improvements.

MIDS: the stormwater minimal impact design standards (MIDS), based on low impact development (LID)—an approach to storm water management that mimics a site's natural hydrology as the landscape is developed. MIDS represents the next generation of stormwater management and contains three main elements that address current challenges: (1) a higher clean water performance goal, (2) new modeling methods and credit calculations, and (3) a credits system and model ordinance package.

*Minor subdivision*: any subdivision containing not more than three lots fronting on an existing street, not involving any new street or road, or the extension of municipal facilities, or the creation of any public improvements, and not adversely affecting the remainder of the parcel or adjoining property, and not in conflict with any provisions or portion of the comprehensive plan, official map, zoning ordinance, or the subdivision ordinance.

National pollutant discharge elimination system (NPDES): the program for issuing, modifying, revoking, reissuing, terminating, monitoring, and enforcing permits under the Clean Water Act (Sections 301, 318, 402, and 405) and 33 CFR §§ 1317, 1328, 1342, and 1345.

Normal wetted perimeter: the area of a conveyance, such as a ditch, channel, or pipe that is in contact with water during flow events that are expected to occur from a two-year 24-hour storm event.

Notice of termination: notice to terminate coverage under this permit after construction is complete, the site has undergone final stabilization, and maintenance agreements for all permanent facilities have been established, in accordance with all applicable conditions of this permit.

Operator: the person designated by the owner, who has day to day operational control and/or the ability to modify project plans and specifications related to the stormwater pollution prevention plan (SWPPP). The operator must be named on the permit as the permittee.

Owner: the person or party possessing the title of the land on which the construction activities will occur; or if the construction activity is for a lease, easement, or mineral rights license holder, the party or individual identified as the lease, easement, or mineral rights license holder; or the contracting government agency responsible for the construction activity.

Permanent cover: surface types that will prevent soil failure under erosive conditions. Examples include: gravel, asphalt, concrete, rip rap, roof tops, perennial cover, or other landscaped material that will permanently arrest soil erosion. A uniform perennial vegetative cover (e.g., evenly distributed, without large bare areas) with a density of 70% of the native background vegetative cover for the area must be established on all unpaved areas and areas not covered by permanent structures, or equivalent permanent stabilization measures. Permanent cover does not include the practices listed under temporary erosion protection.

*Permittee*: a person or persons, firm, or governmental agency or other entity that signs the application submitted to the MPCA and is responsible for compliance with the terms and conditions of the construction permit.

Person: any individual, firm, corporation, partnership, franchisee, association, or governmental entity.

Public waters: all water basins and watercourses of the state as defined in M.S.A. § 103G.005 subd. 15.

Redevelopment: any development that is not considered new development.

Regional flood: a flood that is representative of large floods known to have occurred generally in the state and reasonably characteristic of what can be expected to occur on an average frequency in the magnitude of a 100-year recurrence interval.

**Resubdivision:** a change in a map of an approved or recorded subdivision plat if such change affects any street layout on such map or area reserved thereon for public use, or any lot line; or if it affects any map or plan legally recorded prior to the adoption of any regulations controlling subdivisions.

Retain: manage stormwater on site using a low-impact development approach so that the rate and volume of predevelopment stormwater reaching receiving waters is unchanged.

Retention facility: a permanent natural or manmade structure that provides for the storage of stormwater runoff by means of a permanent pool of water.

Saturated soil: the highest seasonal elevation in the soil that is in a reduced chemical state because of soil voids being filled with water. Saturated soil is evidenced by the presence of redoximorphic features or other information.

Sediment: solid matter carried by water, sewage, and/or other liquids.

Sediment control: methods employed to prevent sediment from leaving the site. Sediment control practices include: silt fences, sediment traps, earth dikes, drainage swales, check dams, subsurface drains, bio rolls, rock logs, compost logs, storm drain inlet protection, and temporary or permanent sedimentation basins.

Small construction activity: small construction activity as defined in 40 CFR 122.26(b)(15). Small construction activities include clearing, grading and excavating that result in land disturbance of equal to or greater than one acre and less than five acres. Small construction activity includes the disturbance of less than one acre of total land area that is part of a larger common plan of development or sale if the larger common plan will ultimately disturb equal to or greater than one and less than five acres.

Stabilized: exposed ground surface has been covered by appropriate materials such as mulch, staked sod, riprap, erosion control blanket, mats or other material that prevents erosion from occurring. Grass, agricultural crop or other seeding alone is not stabilization. Mulch materials must achieve approximately 90 percent ground coverage (typically two ton/acre).

Standard plates: general drawings showing a common or repeated construction activity or practice.

Stormwater: precipitation runoff, stormwater runoff, snowmelt runoff, and any other surface runoff and drainage (as defined in Minn. Rules 7077.0105 subp. 41(b).

Stormwater pollution prevention plan (SWPPP): a plan for stormwater discharge that includes erosion prevention BMPs, sediment control BMPs and permanent stormwater management systems that, when implemented, will decrease soil erosion on a parcel of land and decrease off-site nonpoint pollution.

Structure: anything manufactured, constructed, or erected which is normally attached to or positioned on land, including portable structures, earthen structures, roads, parking lots, and paved storage areas.

<u>Subdivision</u>: the division of a parcel of land into two or more lots or parcels, for the purpose of transfer of ownership or building development. The term includes resubdivision and, when appropriate to the context, shall relate to the process of subdividing or to the land subdivided.

Surface water or waters: all streams, lakes, ponds, marshes, wetlands, reservoirs, springs, rivers, drainage systems, waterways, watercourses, and irrigation systems whether natural or artificial, public or private, except that surface waters do not include treatment basins or ponds that were constructed from upland.

*Temporary erosion protection*: methods employed to prevent erosion during construction activities. Examples of temporary erosion protection include; straw, wood fiber blanket, wood chips, vegetation, mulch and rolled erosion control products.

<u>Underground waters (groundwater)</u>: water contained below the surface of the earth in the saturated zone including, without limitation, all waters whether under confined, unconfined, or perched conditions, in near surface unconsolidated sediment or regolith, or in rock formations deeper underground. The term groundwater shall be synonymous with underground water.

Waters of the state: all streams, lakes, ponds, marshes, watercourses, waterways, wells, springs, reservoirs, aquifers, irrigation systems, drainage systems and all other bodies or accumulations of water, surface or underground, natural or artificial, public or private, which are contained within, flow through, or border upon the state or any portion thereof (as defined in M.S.A. § 115.01 subd. 22).

Wetland or wetlands: all areas that are inundated or saturated by surface water or ground water at a frequency and duration sufficient to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions (as defined in Minn. Rules 7050.0130 subp. F). Wetlands generally include swamps, marshes, bogs, and similar areas. Constructed wetlands designed for wastewater treatment are not waters of the state. For purposes of this definition, wetlands must have the following attributes:

- (1) Have a predominance of hydric soils;
- (2) Are inundated or saturated by surface or ground water at a frequency and duration sufficient to support a prevalence of hydrophytic vegetation typically adapted for life in saturated soil conditions;
- (3) Under normal circumstances support a prevalence of such vegetation.

## Section 18.0205 Scope and effect.

- (a) Applicability.
  - (1) Unless otherwise exempted by section 18.0205 (b), a grading and filling permit including an erosion and sediment control plan shall be required prior to any proposed land disturbing activity that meets any criteria of 18.0208(g)(2).
  - (2) Unless otherwise exempted by section 18.0205(b) an approved stormwater management permit shall be required to any proposed land development that meets any activity of 18.0208(h). All stormwater management permits shall include an erosion and sediment control plan or a stormwater pollution prevention plan (SWPPP).
- (b) Exemptions. The provisions of this chapter do not apply to:
  - (1) Resubdivisions.
  - (2) Installation of fence, sign, telephone, and electric poles and other kinds of posts or poles.
  - (3) Emergency work to protect life, limb, or property.
  - (4) Routine agricultural activity such as tilling, planting, harvesting, and associated activities.
    Other agricultural activities are not exempt including activities such as construction of structures.
  - (5) Silvicultural/forestry activity.
- (c) Waiver. The city council, upon recommendation of the planning commission, may waive any requirement of this chapter upon making a finding that compliance with the requirement will involve an unnecessary hardship and the waiver of such requirement will not adversely affect the standards and requirements set forth in section 18.0206. The city council may require as a condition of the waiver, such dedication or construction, or agreement to dedicate or construct as may be necessary to adequately meet said standards and requirements.

#### Section 18.0206 Plan approval procedures.

(a) Pre-application meeting. At the discretion of the zoning administrator, the city may facilitate a pre-application meeting with the applicant, city staff (or their authorized representative), and staff of relevant partner agencies (e.g., Blue Earth SWCD, MNDNR, etc.). The purposes of the meeting are to understand the general parameters of the proposed project and to convey the requirements of meeting the provisions of the ordinance.

(b) Application. A written application for stormwater management plan approval, along with the proposed stormwater management plan, shall be filed with the zoning administrator and shall include a statement indicating the grounds upon which the approval is requested, that the proposed use is permitted by right or as an exception in the underlying zoning district, and adequate evidence showing that the proposed use will conform to the standards set forth in this chapter. Prior to applying for approval of a stormwater management plan, an applicant may have the stormwater management plans reviewed by the appropriate departments of the city.

Two sets of clearly legible blue or black lined copies of drawings and required information shall be submitted to the zoning administrator and shall be accompanied by a receipt from the city administrator evidencing the payment of all required fees for processing and approval as set forth in section 18.0207(e), and a bond when required by section 18.0207(d) in the amount to be calculated in accordance with that section. Drawings shall be prepared to a scale appropriate to the site of the project and suitable for the review to be performed. At a minimum, the scale shall be one inch equals 100 feet.

The city shall make a determination regarding the completeness of a permit application and notify the applicant in writing if the application is not complete including the reasons the application was deemed incomplete.

- (c) Plan. The minimum information requirements of the application shall be consistent with the requirements in the most recent version of the NPDES/SDS construction stormwater general permit. The application information must also include permanent treatment information showing the proposed project treats the water quality volume performance standards identified in section 18.0208. The stormwater management plan shall contain the following information:
  - (1) Existing site map. A map of existing site conditions showing the site and immediately adjacent areas, including:
    - a. The name and address of the applicant, the section, township and range, north point, date and scale of drawing and number of sheets;
    - Location of the tract by an insert map at a scale sufficient to clearly identify the location of the property and giving such information as the names and numbers of adjoining roads, railroads, utilities, subdivisions, towns and districts or other landmarks;
    - c. Existing topography with a contour interval appropriate to the topography of the land, but in no case having a contour interval greater than two feet;
    - d. A delineation of all streams, rivers, public waters and wetlands located on and immediately adjacent to the site, including depth of water, a description of all vegetation which may be found in the water, a statement of general water quality and any classification given to the water body or wetland by the Minnesota Department of Natural Resources, the Minnesota Pollution Control Agency, and/or the United States Army Corps of Engineers;
    - e. Location and dimensions of existing stormwater drainage systems and natural drainage patterns on and immediately adjacent to the site delineating in which direction and what rate stormwater is conveyed from the site, identifying the receiving stream, river, public water, or wetland, and setting forth those areas of the unaltered site where stormwater collects;
    - f. A description of the soils of the site, including a map indicating soil types of areas to be disturbed as well as a soil report containing information on the suitability of the soils for the type of development proposed and for the type of sewage disposal proposed and describing any remedial steps to be taken by the developer to render the soils suitable;
    - g. Vegetative cover and clearly delineating any vegetation proposed for removal; and
    - h. 100-year floodplains and floodways.
  - (2) Site construction plan. A site construction plan, including:

- a. Locations and dimensions of all proposed land-disturbing activities and any phasing of those activities;
- b. Locations and dimensions of all construction site erosion control measures necessary to meeting the requirements of this chapter;
- Schedule of anticipated starting and completion date of each land-disturbing activity, including the installation of construction site erosion control measures needed to meet the requirements of this chapter; and
- Provisions for maintenance of the construction site erosion control measures during construction.
- (3) Plan of final site conditions. A plan of final site conditions on the same scale as the existing site map showing the site changes, including:
  - Finished grading shown at contours at the same interval as provided above or as required to clearly indicate the relationship of proposed changes to existing topography and remaining features;
  - A landscape plan, drawn to an appropriate scale, including dimensions and distances and the location, type, size and description of all proposed landscape materials which will be added to the site as part of the development;
  - A drainage plan of the developed site delineating in which direction and at what rate stormwater will be conveyed from the site and setting forth the areas of the site where stormwater will be allowed to collect;
  - d. The proposed size, alignment, and intended use of any structures to be erected on the site;
  - A clear delineation and tabulation of all new and fully reconstructed impervious surface areas;
     and
  - f. Any other information pertinent to the particular project which in the opinion of the applicant is necessary for the review of the project.

# Section 18.0207 Plan review procedure.

- (a) Process. Stormwater management plans meeting the requirements of section 18.0206 shall be submitted by the zoning administrator to the planning commission for review in accordance with the standards of section 18.0208. The commission shall recommend approval, recommend approval with conditions, or recommend denial of the stormwater management plan. Following planning commission action, the stormwater management plan shall be submitted to the city council at its next available meeting. City council action on the stormwater management plan must be accomplished within 120 days following the date the application for approval is filed with the zoning administrator.
- (b) Duration. Approval of a plan submitted under the provisions of this chapter shall expire one year after the date of approval unless construction has commenced in accordance with the plan. However, if, prior to the expiration of the approval, the applicant makes a written request to the zoning administrator for an extension of time to commence construction setting forth the reasons for the requested extension, the zoning administrator may grant one extension of not greater than one single year. Receipt of any request for an extension shall be acknowledged by the zoning administrator within 15 days. The zoning administrator shall make a decision on the extension within 30 days of receipt. Any plan may be revised in the same manner as originally approved.
- (c) Conditions. A stormwater management plan may be approved subject to compliance with conditions reasonable and necessary to ensure that the requirements contained in this chapter are met. Such conditions may, among other matters, limit the size, kind or character of the proposed development, require the construction of structures, drainage facilities, storage basins and other facilities, require replacement of

- vegetation, establish required monitoring procedures, stage the work over time, require alteration of the site design to insure buffering, and require the conveyance to the city or other public entity of certain lands or interests therein.
- (d) Performance bond or letter of credit. Prior to approval of any stormwater management plan, the applicant shall submit an agreement to construct such required physical improvements, to dedicate property or easements, or to comply with such conditions as may have been agreed to. Such agreement shall be accompanied by a performance bond or letter of credit to cover the amount of the established cost of complying with the agreement. The city council will determine whether a performance bond or a letter of credit will be used to cover costs of complying with the agreement. The agreement and bond or letter of credit shall guarantee completion and compliance with conditions within a specific time, which time may be extended in accordance with subsection (b). The adequacy, conditions and acceptability of any agreement, performance bond or letter of credit shall be determined by the city council or any official of the city as may be designated by resolution of the city council.
- (e) Fees. All applications for stormwater management plan approval shall be accompanied by a processing and approval fee which is designated in appendix D—Fee schedule. All applications that cause the city to expend funds for the payment of city staff or city consultants shall reimburse the city for the actual city staff costs and consultant fees expended by the city in connection with such application.
- (f) Modification of permitted plans. The applicant must amend an approved ESC plan or SWPPP to include additional requirements such as additional or modified BMPs designed to correct problems whenever:
  - (1) There is a change in design, construction, operation, maintenance, weather, or seasonal conditions that has a significant effect on the discharge of pollutants to surface water or underground water.
  - (2) Inspections or investigations by site operators, local, state, or federal officials indicate the plans are not effective in eliminating or significantly minimizing the discharge of pollutants to surface water or underground water or that the discharges are causing water quality standard exceedances.
  - (3) The plan is not achieving the general objectives of minimizing pollutants in stormwater discharges associated with construction activity.
- (g) Permit completion. Before work under the permit is deemed complete, the permittee must submit as-builts with associated georeferenced CAD or industry standard hydrologic and hydraulic model, a long-term maintenance plan and agreement and information demonstrating that the stormwater facilities conform to design specifications.

#### Section 18.0208 Approval standards.

- (a) Application review. The applicant shall not commence any construction activity subject to this chapter until a permit has been authorized by the city.
- (b) Permit authorization. If the city determines that the application meets the requirements of this chapter, the city may issue approval authorizing the project or activity. The approval shall be valid for one year.
- (c) Permit denial. If the city determines the application does not meet the requirements of this chapter, the application must be denied. If the application is denied, the applicant will be notified of the denial in writing including reasons for the denial. Once denied, a new application must be resubmitted for approval before any activity may begin.
- (d) Better site design. Whenever possible, development projects shall be designed using the better site design techniques of the current version of the Minnesota Stormwater Manual.
- (e) MIDS calculator. Final site design and choice of permanent stormwater volume reduction practices shall be based on outcomes of the MIDS calculator (or other model that shows the performance goal can be met) and shall meet the performance goals in section 18.0208(h)(3) of this chapter.

- (f) Buffer requirement. Buffer locations and widths must comply with the State of Minnesota and Minnesota Pollution Control Agency standards.
- (g) Erosion and sediment control.
  - (1) Site design. The following general criteria shall be incorporated in site design for erosion and sediment control:
    - a. Minimize disturbance of natural soil cover and vegetation.
    - b. Minimize, in area and duration, exposed soil and unstable soil conditions.
    - c. Protect receiving water bodies, wetlands, and storm sewer inlets.
    - d. Protect adjacent properties from sediment deposition.
    - e. Minimize off-site sediment transport on trucks and equipment.
    - f. Minimize work in and adjacent to waterbodies and wetlands.
    - g. Maintain stable slopes.
    - h. Avoid steep slopes and the need for high cuts and fills.
    - i. Minimize disturbance to the surrounding soils, root systems and trunks of trees adjacent to site activity that are intended to be left standing.
    - j. Minimize the compaction of site soils.
  - (2) Erosion and sediment control plan.
    - Unless otherwise exempted by this chapter in section 18.0205(b), a grading and filling permit including an erosion and sediment control plan shall be required prior to any proposed land disturbing activity that requires coverage under NPDES/SDS Construction Stormwater Permit MNR100001 or its successor or that meets any of the criteria in i through ii, immediately below:
      - i. Any project with wetland impacts, grading within public waters, grading within buffers or within 40-feet of the bluff line.
      - ii. A land disturbing activity, regardless of size, that the city determines is likely to cause an adverse impact to an environmentally sensitive area or other property, or may violate any other erosion and sediment control standard set forth in this chapter.
- (h) Stormwater pollution prevention.
  - (1) Site design. The following general criteria shall be incorporated in site design for stormwater runoff to protect surface and ground water and other natural resources by maintaining pre-development hydrological conditions:
    - a. Reduce impacts on water.
    - b. Protect soils.
    - c. Preserve vegetation.
    - d. Decrease runoff volume.
    - e. Decrease erosion and sedimentation.
    - f. Decrease flow frequency, duration, and peak runoff rates.
    - g. Increase infiltration (groundwater recharge).
    - h. Maintain existing flow patterns.
    - i. Reduce peak flows.

- j. Store stormwater runoff on-site.
- k. Avoid channel erosion.
- (2)Stormwater management permit.
  - Unless otherwise exempted by section 18.0205(b), an approved stormwater management permit shall be required prior to any proposed land development activity that requires coverage under NPDES/SDS Construction Stormwater Permit MNR100001 or its successor or that meets any of the criteria in i through ii, immediately below. All stormwater management permits shall include an erosion and sediment control plan or a stormwater pollution prevention plan (SWPPP).
    - Any project requiring a variance from the current local impervious surface zoning requirements for the property.
    - Any land development activity, regardless of size, that the City determines is likely to ii. cause an adverse impact to an environmentally sensitive area or other property.
- (3)Stormwater volume reduction performance standards.
  - Any applicant for a stormwater management permit as defined in section 18.0208(h)(2). of this article must meet the following performance goals:
    - New development volume control. For new, nonlinear developments on sites where the sum of the new impervious surface and the fully reconstructed impervious surface equals one or more acres, stormwater runoff volumes will be controlled and the post-construction runoff volume shall be retained on site for 1.0 inches of runoff from all impervious surfaces on the site.
    - 2. Redevelopment volume control. For nonlinear redevelopment projects on sites where the sum of the new and existing impervious surface equals one or more acres, the stormwater runoff volumes will be controlled, and the post-construction runoff volume shall be retained on site for 1.0 inches of runoff from all impervious surfaces on the site.
    - 3. Linear development volume control. Linear projects on sites where the sum of the new and existing impervious surface equals one or more acres, the stormwater runoff volumes will be controlled, and the post-construction site shall capture and retain the larger of the following:
      - a) 0.50 inches of runoff from the new and fully reconstructed impervious surfaces on the site:
      - 1.0 inches of runoff from the net increase in impervious area on the site; b)
      - c) Where the entire water quality volume cannot be treated within the existing right-of-way, a reasonable attempt to obtain additional right-of-way, easement, or other permission to treat the stormwater during the project planning process must be made. If additional right-of-way, easements, or other permission cannot be obtained, owners of construction activity must maximize the treatment of the water quality volume prior to discharge from the MS4.
  - b. Prioritization of treatment BMPs must take the following guidance into account:
    - 1. Volume reduction practices must be considered first and shall include infiltration, reuse and rainwater harvesting, and canopy interception and evapotranspiration and/or additional techniques included in the MIDS calculator and the Minnesota Stormwater Manual.
    - 2. Higher priority shall be given to BMPs that include volume reduction. Secondary preference is to employ filtration techniques, followed by rate control BMPs. Factors that prohibit the selection of infiltration BMPs are specified in the MPCA's "contamination screening checklist" on the Minnesota Stormwater Manual website and generally include:

- a) Systems that would receive discharges of vehicle fueling and maintenance areas
- b) Karst geology.
- c) Shallow bedrock.
- d) High groundwater.
- e) Hotspots or contaminated soils.
- f) Drinking water source management areas or within 200 feet of drinking water well.
- g) Zoning, setbacks, or other land use requirements.
- h) Poor soils (infiltration rates that are too low or too high, problematic urban soils).
- 3. Applicants shall attempt to comply fully with the appropriate performance standards and prioritization of treatment BMPs described above. Alternatives considered and presented shall examine the merits of relocating project elements to address varying soil conditions and other constraints across the site. If full compliance is not possible due to any of the factors listed above, the applicant must document the reason. If site constraints or restrictions limit the full treatment goal, the following treatment alternative shall be used.

Off-site treatment. Mitigation equivalent to the original performance goal for new development, linear development, or redevelopment, as described above in this section, (including banking or cash) can be performed off-site to protect the receiving water body. Owners of the construction activity shall identify locations where off-site treatment projects can be completed. Off-site treatment projects must involve the creation of new structural stormwater BMPs or the retrofit of existing structural stormwater BMPs, or the use of a properly designed regional structural stormwater BMP. Off-site treatment projects must be completed no later than 24 month safter the start of the original construction activity. Off-site treatment shall be achieved in areas selected in the following order of preference:

- Locations that yield benefits to the same receiving water that receives runoff from the original construction activity.
- b) Locations within the same department of natural resource (DNR) catchment area (Hydrologic Unit 08) as the original construction activity.
- Locations within the next adjacent DNR catchment area upstream.
- d) Locations anywhere within the city's jurisdiction.
- (4) Stormwater management rate control. For new development, redevelopment, and linear development sites the site design shall provide on-site treatment during construction and post-construction to ensure no increase in offsite peak discharge for the one-year, two-year, ten-year, and 100-year, 24-hour storm events. For individual building lots not part of a common plan of development site rate control requirements do not apply.
- (i) Other design standards.
  - (1) Minnesota Stormwater Manual. All volume control for water quality and quantity and site design specifications shall conform to the current version of the Minnesota Stormwater Manual.
  - (2) NPDES/SDS construction stormwater general permit. All volume control and water quality and quantity best management practice design specifications shall conform to the current version of the NPDES/SDS construction stormwater general permit.
  - (3) Site erosion and sediment control requirements. All erosion and sediment control requirements shall conform to the current requirements of NPDES/SDS construction stormwater general permit.

- (j) Failure to meet standards. Any stormwater management plan which fails to meet the standards contained in this section shall not be approved by the city council.
- (k) Site dewatering. Water pumped from the site shall be treated by temporary sedimentation basins, grit chambers, sand filters, upflow chambers, hydro-cyclones, swirl concentrators or other controls that are appropriate. Water may not be discharged in a manner that causes erosion or flooding of the site, receiving channels or a wetland.
- (I) Construction site waste.
  - (1) Waste and material disposal: All waste, unused building material (including garbage debris, cleaning wastes, wastewater, toxic materials or hazardous materials), collected sediment, asphalt and concrete millings, floating debris, paper, plastic, fabric, construction and demolition debris and other wastes must be properly contained on site and disposed of off site, not allowed to be carried by runoff into receiving channel or storage sewer system.
  - (2) Hazardous materials: Oil, gasoline, paint, and any hazardous substances must be properly stored, including secondary containment, to prevent spill, leaks, or other discharge. Restricted access to storage areas must be provided to prevent vandalism. Concrete wash must be limited to a defined area of the site and runoff must be contained within the defined area. Storage of hazardous waste must be in compliance with MPCA regulations.
  - (3) Liquid waste: All non-stormwater discharges (concrete truck washout, vehicle washing, maintenance spills, etc.) conducted during the construction activity must comply with the newest version of the state NPDES permit.
  - (4) Sanitary facilities: Adequate on-site sanitary facilities shall be provided in convenient location(s) for all persons who work on the site.
- (m) Design standards. Stormwater detention facilities constructed in the city shall be designed according to the most current technology and design criteria outlined in the MPCA's Minnesota Stormwater Manual and be approved by the city engineer and shall contain, at a minimum, the following design factors:
  - (1) A stormwater pond must have a permanent pool equal to or greater than 1,800 cubic feet of storage below the outlet pipe for each acre that drains to the basin.
  - (2) The basin's permanent volume must reach a depth of at least three feet and must have no depth greater than ten feet.
  - (3) A permanent pool length-to-width ratio of 3:1 or greater.
  - (4) A minimum protective shelf extending ten feet into the permanent pool with a slope of 10:1, beyond which slopes should not exceed 2:1.
  - (5) A buffer of unmowed natural vegetation surrounding the basin 100 year flood elevation.
  - (6) All stormwater detention facilities shall have a device to keep oil, grease, and other floatable material from moving downstream as a result of normal operations.
  - (7) All stormwater detention facilities must have pretreatment to remove coarse-grained particles.
  - (8) Where applicable, a minimum of 10 feet shall be provided on all sides of all publicly owned stormwater facilities for facility maintenance.
  - (9) All stormwater management facilities shall be preserved by dedication or perpetual easement, including maintenance access, to the City.
- (n) Wetlands.
  - (1) Runoff shall not be discharged directly into wetlands without water quality treatment.

- (2) A buffer of natural vegetation shall surround all wetlands. The location and width of protective buffers shall comply with the standards of the Minnesota Pollution Control Agency, Board of Water and Soil Resources and the United States Army Corps of Engineers.
- (3) Wetlands must not be drained or filled, wholly or partially, unless in accordance with the Minnesota Pollution Control Agency, Board of Water and Soil Resources and the United States Army Corps of Engineers.
- (o) Steep slopes. Land-disturbing or development activities shall be allowed on slopes of 18 percent or more by the discretion of the city engineer.
- (p) Catch basins. All newly installed and rehabilitated catch basins shall be provided with a sump area for the collection of coarse-grained material. Such basins shall be cleaned when they are half-filled with material.
- (q) Drain leaders. All newly constructed and reconstructed buildings will route drain leaders to pervious areas wherein the runoff can be allowed to infiltrate. The flow rate of water exiting the leaders shall be controlled so no erosion occurs in the pervious areas.

## Section 18.0209 Inspections.

- (a) Inspections and record keeping.
  - (1) Applicant responsibilities. The applicant is responsible for inspections and record keeping during and after construction for all privately-owned stormwater treatment practices on the site.
  - (2) City inspections. The city reserves the right to conduct inspections on a regular basis to ensure that both temporary and permanent stormwater management and erosion and sediment control measures are properly installed and maintained prior to construction, during construction, and at the completion of the project.
- (b) Right of entry and inspection.
  - (1) Powers. The issuance of a permit constitutes a right-of-entry for the city or its authorized representative to enter upon the construction site. Upon presentation of credentials, the applicant shall allow the city, or its authorized representatives, to:
    - a. Enter the permitted site for the purpose of obtaining information, examination of records, and conducting investigations or surveys;
    - Bring such equipment upon the permitted site as is necessary to conduct such surveys and investigations;
    - c. Examine and copy any books, papers, records, or memoranda pertaining to activities or records required to be kept under the terms and conditions of the permit;
    - d. Inspect the stormwater pollution control measures;
    - e. Sample and monitor any items or activities pertaining to stormwater pollution control measures;
    - f. Correct deficiencies in stormwater and erosion and sediment control measures.
- (c) Fees. Fees will be applied per appendix D—Fee schedule of the Eagle Lake Code of Ordinances.
- (d) Long term inspection and maintenance of stormwater facilities.
  - Private stormwater facilities.
    - a. Maintenance plan required. No private stormwater facilities may be approved unless a maintenance agreement is provided that defines who will conduct the maintenance, the type of maintenance necessary to ensure effective performance, and the maintenance intervals. All private stormwater facilities shall be inspected by the property owner and maintained in proper

- condition by the owner consistent with the performance goals for which they were originally designed.
- b. Facility access. The applicant shall obtain all necessary easements or other property interests to allow access to the facilities for inspection or maintenance for both the responsible party and the City or authorized representative.
- c. Removal of settled materials. All settled materials including settled solids, shall be removed from ponds, sumps, grit chambers, and other devices as necessary and disposed of in accordance with MPCA BMP sediment removal and disposal guidance.
- d. Inspections. All stormwater facilities within the city shall be inspected by the property owner during construction, during the first year of operation, and at a frequency consistent with the maintenance plan. Inspection reports shall be provided to the city upon request.
- (2) Public stormwater facilities.
  - a. Acceptance of publicly owned facilities. Before work under the permit is deemed complete; the permittee must submit as-builts and a maintenance plan demonstrating at the time of final stabilization that the stormwater facilities conform to design specifications. A final inspection shall be required before the city accepts ownership of the stormwater facilities.
  - Maintenance. The city shall perform maintenance of publicly owned stormwater facilities in accordance with their comprehensive stormwater management plan and other regulatory requirements.
- (f) Easements. If a stormwater management plan involves direction of some or all runoff off the site, it shall be the responsibility of the applicant to obtain from adjacent property owners any necessary easements or other property interests concerning flowage of water.

#### Section 18.0210 Enforcement.

- (a) Notification of failure of the permit. The city shall notify the permit holder of the failure of the permit's measures.
  - (1) Initial contact. The initial contact will be to the party or parties listed on the application and/or the stormwater management plan as contacts. Such notification should be in writing, but if it is verbal, a written notification should follow as quickly as practical. Except during an emergency action, 48 hours after notification by the city or 72 hours after the failure of erosion and sediment control measures, whichever is less, the city at its discretion, may begin corrective work. There are conditions when time is of the essence in controlling erosion. Where such conditions exist, the city may take immediate action, and then notify the applicant as soon as possible.
  - (2) Erosion off-site. If erosion breaches the perimeter of the site, the applicant shall immediately develop a cleanup and restoration plan, obtain the right-of-entry from the adjoining property owner, and implement the cleanup and restoration plan within 48 hours of obtaining the adjoining property owner's permission. In no case, unless written approval is received from the city, may more than seven calendar days go by without corrective action being taken. If, in the discretion of the city, the permit holder does not repair the damage caused by the erosion, the city may do the remedial work required. When restoration to wetlands and other resources is required, the applicant shall be required to work with the appropriate agencies to ensure that the work is done properly.
  - (3) Erosion into streets, wetlands, or water bodies. If eroded soils (including tracked soils from construction activities) enter or appear likely to enter streets, wetlands, or other water bodies, cleanup and repair shall be immediate. The applicant shall provide all traffic control and flagging required to protect the traveling public during the cleanup operations.
  - (4) Failure to do corrective work. When an applicant fails to conform to any provision of this ordinance within the time stipulated, the City may take the following actions:



- a. Issue a stop work order.
- b. Withhold the scheduling of inspections.
- Withhold the issuance of a certificate of occupancy.
- d. Revoke any permit issued by the city to the applicant for the site in question or any other of the applicant's sites within the city's jurisdiction.
- e. Correct the deficiency or hire a contractor to correct the deficiency.
  - The applicant shall reimburse the city for all costs incurred in correcting stormwater pollution control deficiencies. If payment is not made within 30 days after costs are incurred by the city, payment shall be made from the applicant's financial securities as described in city's zoning ordinance.
  - II. If there is an insufficient financial amount in the applicant's financial securities as required by the city's zoning ordinance, the City may assess the remaining amount against the property. As a condition of the permit, the owner shall waive notice of any assessment hearing to be conducted by the city, concur that the benefit to the property exceeds the amount of the proposed assessment, and waive all rights by virtue of M.S.A. § 429.081 to challenge the amount or validity of assessment.
- (b) Construction stop work orders. The city reserves the right to issue construction stop work orders when cooperation with inspections is withheld, or when a violation of this ordinance is identified that requires immediate attention to protect human health and/or the environment.
- (c) Other actions to ensure compliance. The city can take any combination of the following actions in the event of a failure by applicant to meet the terms of this ordinance:
  - (1) Withhold inspections or issuance of certificates or approvals.
  - (2) Revoke any permit issued by the city to the applicant.
  - (3) Conduct remedial or corrective action on the development site or adjacent site affected by the failure.
  - (4) Charge applicant for all costs associated with correcting the failure or remediating damage from the failure; if payment is not made within 30 days, payment will be made from the applicant's financial securities.
  - (5) Bring other actions against the applicant to recover costs of remediation or meeting the terms of this chapter.

# Section 18.0211 Penalty.

- (a) Violation and misdemeanor. Every person or legal entity who violates a section, subdivision, paragraph, or provision of this chapter when they perform an act thereby prohibited or declared unlawful or fails to act when such failures thereby prohibited or declared unlawful, or performs an act prohibited or declared unlawful by a code adopted by reference in this chapter, and upon conviction thereof, shall be punished as a misdemeanor.
- (b) Each day that a separate violation exists shall constitute a separate offense.

# Section 18.040 Animal and Pet Waste

**Subd. 1. Definitions**. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Animal: A dog, cat or other animal kept for amusement or companionship.

Owner/Custodian: Any person who harbors, feeds, boards, possesses, keeps or has custody of an animal. Immediately: at once, without delay.

Soil/defile: to make unclean from excrement

Waste: solid matter expelled from the bowels of the pet; excrement

**Subd. 2.** No owner or custodian of any animal shall cause or allow such animal to soil, defile or defecate on any public property or upon any street, sidewalk, public way, play area *[or common grounds owned jointly by the members of a homeowners' or condominium association], [or upon private property other than that of the owner], unless such owner immediately removes and disposes of all feces deposited by such animal in a sanitary manner.* 

**Subd. 3.** It is unlawful for any person owning, keeping or harboring an animal to cause or permit said animal to be on any public <code>[or private]</code> property, <code>[if private property included add: not owned or possessed by such person]</code> without having in his/her immediate possession a device for the removal of feces and depository for the transmission of excrement to a proper receptacle located on the property owned or possessed by such person.

**Subd. 4** It is unlawful for any person in control of, causing or permitting any animal to be on any public [or private] property, [if private property included add: not owned or possessed by such person] to fail to remove feces left by such animal and dispose of it properly as described in Subd. 5.

**Subd. 5.** Proper disposal of animal waste shall be limited to burial where lawfully permitted, flushing in the toilet, bagging for disposal in the owner or keeper's waste receptacle, and bagging for disposal in a waste receptacle [designated for animal waste] in a public park or park area.

- Subd. 6. Disposal of animal waste in storm drains is prohibited.
- Subd. 7. Disposal of animal waste in public compost is prohibited.

**Subd. 8.** The provisions of this section shall not apply to the ownership or use of any properly identified service animals, animals when used for police activities, or tracking animals when used by or with the permission of the appropriate authorities.

**Subd. 9.** Any [peace officer], [animal control officer], [park ranger], [any duly authorized assistant], [any duly authorized agent], [or any person authorized by the animal control officer] should be responsible for issuing the citations.

# Section 18.050 Salt and De-icing Material Storage

#### Subd. 1. Applicability

The following sections apply to all indoor and outdoor deicer storage facilities (temporary and permanent) including salt piles, salt bag storage, sand piles and other storage of deicing materials. Storage, as regulated by this chapter, is defined as storage of any material used for deicing and/or traction during winter conditions that is more than five tons in solid form or 1,000 gallons in liquid form.

#### Subd. 2. General Requirements

- (1) Indoor operations for the storage of deicing materials must be provided wherever possible in order to prevent such materials from being affected by rain, snow and melt water.
- (2) All salt, sand, and other deicing materials stored outdoors must be covered at all times.
- (a) When not using a permanent roof, a waterproof impermeable, flexible cover must be placed cover all storage piles (to protect against precipitation and surface water runoff). The cover must prevent runoff and leachate from being generated by the outdoor storage piles. The cover must be secured to prevent removal by wind or other storm events. Piles must be formed in a conical shape and covered as necessary to prevent leaching.
- (b) Any roof leaks, tears or damage should be temporarily repaired during winter to reduce the entrance of precipitation. Permanent repairs must be completed prior to the next winter season.
- (3) Storage for all salt, sand, and other deicing materials must be located on an impervious surface.

#### Subd. 3. Facility Siting

- (1) The facility must be in close proximity to the area in which the deicing materials are to be used, if practical.
- (2) Each facility must be located outside of floodplains and 100 feet from lakes, rivers, streams, ditches, storm drains, manholes, catch basins, wetlands and any other areas likely to absorb runoff. A facility must not be located within 100 feet of surface water features, water supplies, wells or drywells.
- (3) A facility must be located on impervious surfaces.
- (4) The property slope must be away from the facility's salt, deicer, and sand storage area.
- (5) Salt vulnerable/intolerant natural areas should be avoided as storage facilities to the extent possible.

Where they cannot be avoided, specific measures should be instituted to protect vulnerable areas. Salt vulnerable/intolerable natural areas include, but are not limited to:

- (a) Areas with salt sensitive vegetation
- (b) Areas serving as a source of drinking water (surface water and ground water)
- (c) Areas with bodies of water with low dilution, low volume, or salt sensitive species
- (d) Areas associated with ground water recharge zones or shallow water table, with medium to high permeable soils

#### Subd. 4. Transfer of Materials

Practices must be implemented in order to reduce exposure (e.g., sweeping, diversions, and/or containment) when transferring salt or other deicing material.

#### Subd. 5. Snow Piles

Snow piles must be located downslope from salt and deicer storage areas to prevent the snow melt from flowing through storage areas and carrying material to the nearest drainage system or waterway.

#### Subd. 6. Deicer Truck Wash Water

Deicer- and salt-containing truck wash water must be captured, treated, and recycled for use as salt-brine in prewetting and anti-icing activities.



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Supplemental EAW for Motorsports Park Project and Next Steps

A question came up at the May 2<sup>nd</sup> meeting about the process as it relates to the Motorsports Park Project and supplemental EAW.

For purposes of providing background, the City of Eagle Lake is the Responsible Government Unit (RGU) charged with determining what environmental review is required for the project. Because the project would convert 230 acres of land from agricultural to industrial use, it required an Environmental Assessment Worksheet (EAW). An EAW is required for projects that may convert 80 or more acres of agricultural land to a different use. An EAW is a brief document which is designed to set out the basic facts necessary to determine whether an Environmental Impact Statement (EIS) is required for a proposed project. When a project has potential for significant environmental effects, an EIS is required.

At its May 28, 2020 City Council meeting, the City decided that the project did not have potential for significant environmental effects and issued a negative EIS declaration. Shortly thereafter, Citizens Against Motorsports Park (CAMP) and Michael and Erin Guentzel filed an appeal.

The Court of Appeals remanded the matter back to the City for further review on two issues: the project's potential effects on wildlife and climate change. The Court did not order an EIS, it directed that these two issues be addressed in more detail. The Court held:

To conclude, substantial evidence supports the city's determination that an EIS need not address noise impacts on humans, waste storage and disposal, land alterations, and wetlands. The city, however, failed to rely on substantial evidence to determine the project's potential effects on wildlife and failed to consider the project's cumulative effects on climate change. We conclude that the city's negative EIS declaration was arbitrary and capricious. Thus, we reverse and remand for a new EIS determination. In doing so, we express no opinion about whether an EIS is required.

The process does not need to start over. The Court confirmed:

We are aware of no authority providing that an RGU must prepare a new EAW or supplemental EAW in the event of project changes. The rules provide, however, for a supplemental EIS when "substantial changes" are made to a proposed project "that affect the potential significant adverse environmental effects of the project." Minn. R. 4410.3000, subp. 3(A)(1). In that case, the rules also provide for another

public-comment period on the EIS. Id., subp. 5; cf. id., subp. 2 (allowing "minor revisions" through addendum not subject to public-comment period).

The City will need to make a determination on the final two issues based on the record presented.

A Supplemental EAW was received from Bolton and Menk on behalf of Bradford Development. While a 3<sup>rd</sup> party review of the supplemental EAW is not required, City staff was directed to obtain proposals from consultants for this work. Proposals were obtained but no resolution reached between Bradford Development and the City as to who would absorb this cost. The cost of the 3<sup>rd</sup> party review for the original EAW was fully paid for by Bradford Development. The City deemed a 3<sup>rd</sup> party review prudent to be consistent with how the original EAW as handled but is not required to complete a 3<sup>rd</sup> party review on the supplemental EAW.

Since no resolution has been reached on which party will be responsible for the cost of a 3<sup>rd</sup> party review and because it is not required, it does appear likely that a 3<sup>rd</sup> party review will be completed on the supplemental EAW. The next step in the process should be to schedule a Special City Council meeting in which Bradford Development and Bolton and Menk present the supplemental EAW and answer questions. The meeting would be open to the public and public comment received. Following that meeting, the RGU would be tasked with making an EIS need decision on the two items remanded back to the City for further review and then prepare a record of decision, including findings of fact and responses to all substantive comments. A notice of decision would next need to be sent to the EQB.

Tony Steffensmeier (SS Real Estate LLC), owner of one of the parcels included in the project location, has contacted both the City of Eagle Lake and LeRay Township about his desire to put up commercial storage buildings which might or might not be part of the Motorsports Park Project. Mr. Steffensmeier is seeking clarification on what his options are as it relates to what he can do with his parcel. As per the Joint Resolution for Annexation with LeRay Township, a copy of which is attached, there is a reversion clause stating that should the property not be developed and retains is rural character 36 months after the execution of the agreement on October 8, 2019, that the property shall revert back to the township following the detachment process outlined in MN Statute 414.06.

Until the environmental review process has been completed, the City has been advised that no platting or permits can be issued.

Due to the size of the Supplemental EAW, it is not attached to this memo, but can be accessed on the City's website: <a href="https://eaglelakemn.com/city/stay-informed-about-privately-funded-motorsports-development-project-proposed-eagle-lake">https://eaglelakemn.com/city/stay-informed-about-privately-funded-motorsports-development-project-proposed-eagle-lake</a>.

Discussion should ensue and a Special City Council meeting scheduled to review the Supplemental EAW and allow for public comment.

Jennifer J. Bromeland City Administrator

MANKATO MOTORSPORTS PARK
BRADFORD DEVELOPMENT GROUP, INC.

FEBRUARY 2022







# Jennifer Bromeland

From:

Ann Arndt <leraytownship@gmail.com>

Sent:

Thursday, April 14, 2022 9:06 PM

To:

Jennifer Bromeland; tonys@mankatomotorsports.com

Subject:

Steffensmeier

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Jennifer, Tony Steffensmeier came to our meeting on Tuesday. They would like to rezone the 78 acres parcel they purchased from Kopacheck to commercial so they can put in storage units. The township said he would need to get approval from you since the parcel was included in the land you annexed from us. I have included this in our minutes:

• Tony Steffensmeier bought land in the township from Kopachek and would like to put storage units on the property. Right now the land is annexed into the City of Eagle Lake unless the Motor Sports Park falls through. At this time it is zoned agricultural and will need to be zoned commercial to put in the storage units. If the property can't be zoned commercial they will look at putting up a personal storage building. Motion by Kurt to send a recommendation to the City of Eagle Lake and let them know the townboard doesn't have an issue with the Steffensmeiers rezoning this to commercial and adding storage units. Steffensmeirs must meet all requirements of the City of Eagle Lake and Blue Earth County, seconded by Craig, all in favor motion passed. The clerk will send an email to Jennifer at the City of Eagle Lake.

I will be out of town all of next week, if you need to get ahold of someone in the the township Kurt and Phyllis will be around.

Ann Arndt LeRay Township Clerk

# LeRay Township Resolution 2019- City of Eagle Lake Resolution 2019-25

JOINT RESOLUTION FOR DESIGNATION OF AN AREA IN NEED OF ORDERLY ANNEXATION FROM LERAY TOWNSHIP TO THE CITY OF EAGLE LAKE AND FOR A DESIGNATION OF AN AREA FOR IMMEDIATE ANNEXATION PURSUANT TO MINNESOTA STATUTES SECTION 414,0325

WHEREAS, the City of Eagle Lake (hereinafter the "City") and LeRay Township (hereinafter "Township") deem it necessary and appropriate that they work together to develop and implement a process for the orderly and controlled growth of the City and Township; and

WHEREAS, the City and Township agree that municipal governments must efficiently provide governmental services in areas that are developed for residential, commercial, industrial and governmental purposes; and

WHEREAS, a joint notice of intent to designate the area for annexation was published on July 20 \_\_\_\_\_\_,2019;

WHEREAS, the Board of Supervisors of LeRay Township passed this resolution on October 8 \_\_\_\_\_\_,2019;

WHEREAS, the City of Eagle Lake passed this resolution on September 2019;

WHEREAS, the Township and City are in agreement as to approving the designation for orderly annexation and request immediate annexation to the City of Eagle Lake, certain land legally described in the attached Exhibit A and graphically described on Exhibit B (hereinafter the "Orderly Annexation Area" or "OAA") in accordance with the same terms set forth herein; and

WHEREAS, Minnesota Statute Section 414.0325 provides a procedure whereby the City of Eagle Lake and LeRay Township may agree on a process of orderly annexation of a designated area; and

WHEREAS, the parties agree that should the developer determine that it will not improve the property, or pay for the full costs of the improvement, and the property has not changed its current character, then the parties agree that they will cooperate with a detachment of the property from the City of Eagle Lake pursuant to Minnesota Statute Section 414.06; and

WHEREAS, the City of Eagle Lake and LeRay Township have agreed to all terms and conditions for the annexation of the Property and the signatories hereto agree that no alteration of the designated area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (30) day, order the annexation in accordance with the terms of the resolution.

NOW THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Eagle Lake and the Township Board of LeRay Township as follows:

- 1. Designation of Orderly Annexation Areas. The City and Township here designate the following areas as in need of orderly annexation pursuant to Minnesota Statutes, Section 414.0325: See Exhibit A and Exhibit B attached and incorporated herein. The parties agree that this property shall be immediately annexed.
- 2. Acreage/Population/Zoning. The immediate annexation property consists of approximately <u>120</u> acres, the population is <u>1</u> upon annexation the Property shall be zoned as follows:

Any land annexed to the City of Eagle Lake in the future shall be placed in the A-1, Agricultural District, until placed in another district by action of the City Council after recommendation of the Planning Commission. Once developed, the land will be zoned for mixed use development.

- 3. Jurisdiction. The Township and the City, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge as to accomplish annexation of the Immediate Annexation Property in accordance with the terms of this resolution.
- 4. Municipal Reimbursement. The City and the Township agree pursuant to Minnesota Statute Section 414.036, reimbursement from the City to the Township shall occur for the taxes collected on land annexed into the City, according to the following schedules and thereafter all tax revenues will be the property of the City. All percentages are to be multiplied by the Township's share of property taxes from such annexed property in the year in which such property is annexed:

Property Tax payments to Township:

2019 \$3,655.89 2020 \$3,655.89 2021 \$3,655.89 2022 \$3,655.89 2023 \$3,655.89 2024 \$3,655.89 2025 \$3,655.89 2026 \$3,655,89 2027 \$3,655.89 2028 \$3,655.89 2029 \$3,290.30 2030 \$2,924.71 2031 \$2,559.12 2032 \$2,193.53 2033 \$1,827.95 2034 \$1,462.36 2035 \$1,096.77 2036 \$731.18 2037 \$365.59 2038 and onward \$0.00

That the City shall make three annual payments for the amounts due in 2019, 2020 and 2021. In 2022 the remaining payments will be paid to the Township.

The first three payments once they have been paid shall be the property of the Township.

- 5. Township Road. The proposed property is accessed through a road owned by the Township and described in Exhibit C. The City agrees to maintain the Township road described in Exhibit C as long as the property described in Exhibits A and B remain in the City. Should the property revert back to the Township the road will be the responsibility of the Township. The City will return the road in the same condition that it is currently in.
- 6. Review and Comment. The City and the Township agree that upon the receipt of this resolution passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the immediate annexation of the immediate annexation area in accordance with the terms of this resolution.
- 7. Provision of Utilities to Annexed Properties. In the event that the City provides municipal sewer service to any rural residential zoned properties annexed under the terms of this agreement, the City shall not require any such property to connect to the municipal sewer system for a period of seven years from the date of the most recent septic certification provided that the system does not fail in that seven year time period.
- 8. Building Inspection. Upon annexation of the orderly annexation property described in Exhibit A and B, all new building permits shall be issued and

administered by the City. All building permits already issued by the effective date of this agreement shall continue to be administered by the Township, until a certificate of occupancy is issued. The Township shall provide building permits and site plans for annexed properties to the City.

Reversion. Should the property not be developed and retains its rural character, thirty-six months after the execution of this agreement the property shall revert to back to the Township. The parties agree to follow the detachment process as outlined in Minnesota Statute Section 414.06.

Chairperson Board of Supervisors

Township Clerk

CITY OF EAGLE LAKE

day of Seftember

Jenhifer Bromeland, City Administrator

#### Exhibit A

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# LeRay Township Resolution 2019-1 City of Eagle Lake Resolution 2019-25

## Legal Descriptions

<u>Parcel No. R12.10.07.326.003 (C L Dauk Family LLP - 23.70 acres) and Parcel No. R39.10.07.400.010 (C L Dauk Family LLP - 134.39 acres)</u>:

E 1/2 SE 1/4 and SW 1/4 SE 1/4 and Government Lot Number 3 and the E 1/2 of Government Lot Number 4, all in Sec. 7-108-25.

# Except the following tracts:

- That part of the Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) of Section 1. Seven (7), Township One Hundred Eight (108) North, Range Twenty-five (25) West, Blue Earth County, Minnesota, described as follows, to-wit: Commencing at the Southwest corner of said Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4), thence East along the South line of said Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) a distance of 707.63 feet to the intersection of Blue Earth County Road No. 17 and the centerline of the driveway, bearing North, which provides access to the parcel or real estate herein described, thence North along the centerline of said driveway a distance of 355 feet to the true point of beginning; thence East along a line parallel with the South line of said Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) a distance of 169 feet, thence North along a line parallel with the West line of said Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) a distance of 280 feet, thence West along a line parallel with the South line of said Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) a distance of 260 feet, thence South along a line parallel with the West line of said Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) a distance of 280 feet, thence East along a line parallel with the South line of said Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) a distance of 91 feet, more or less, to the point of beginning, and including an easement to the grantees across the existing driveway for ingress to and egress from the above described tract of land.
- 2. A tract of land located in the Southeast Quarter of Section 7-108-25, described as follows: Commencing at the Northeast corner of the Southeast Quarter of Section 7-108-25, thence Westerly along the Northerly line of said Southeast Quarter 580 feet, thence Southerly and parallel with the Easterly line of said Southeast Quarter 65 feet to the point of beginning of the parcel to be described; thence continuing South, parallel with the East line of said Southeast Quarter 446 feet, thence West 487 feet, thence North 446 feet, thence East 487 feet to the point of beginning, containing 5 acres of land more or less. Together with a permanent access easement for driveway purposes from County Road No. 27, running thence Westerly to the parcel of land described herein.
- 3. Part of the East Half of Government Lot 4 and part of the Southwest Quarter of the Southeast Quarter all in Section 7, Township 108 North, Range 25 West, Blue Earth

68234919 v2

169

County, Minnesota, described as: Beginning at the Southeast corner of Government Lot 4; thence South 89 degrees 59 minutes 32 seconds West (assumed bearing) on the South line of Government Lot 4, a distance of 656.45 feet to the Southwest corner of the East Half of Government Lot 4; thence North 00 degrees 04 minutes 14 seconds West on the West line of the East Half of Government Lot 4, a distance of 602.99 feet to the centerline of a 15 foot wide waterway; thence North 55 degrees 44 minutes 19 seconds East on the centerline of said 15 foot waterway, 94.00 feet to the centerline of a 25 foot wide waterway; thence South 80 degrees 01 minutes 41 seconds East, on said centerline, 175.00 feet; thence South 74 degrees 23 minutes 16 seconds East, on said centerline, 217.00 feet; thence South 71 degrees 32 minutes 55 seconds East, on said centerline, 96.00 feet; thence South 62 degrees 42 minutes 36 seconds East, on said centerline, 76.00 feet; thence South 41 degrees 44 minutes 00 seconds East, on said centerline, 64.00 feet; thence South 21 degrees 02 minutes 50 seconds East, on said centerline, 60.00 feet; thence South 02 degrees 54 minutes 11 seconds East, on said centerline, 99.00 feet; thence South 00 degrees 14 minutes 08 seconds West, on said centerline, 120.00 feet; thence South 03 degrees 00 minutes 05 seconds East, on said centerline, 179.52 feet to a point on the South line of the Southeast Quarter of Section 7; thence North 89 degrees 58 minutes 17 seconds West, on said South line, 38.52 feet to the point of beginning. Contains 9.21 acres of land being subject to right-of-way for LeRay Avenue across the southerly boundary and is also subject to and together with any and all easements of record.

4. That part of the Southwest Quarter of the Southeast quarter, Section 7, Township 108 North, Range 25 West described as follows;

Commencing at the southwest corner of said Southwest Quarter of the Southeast Quarter; thence South 89 degrees 58 minutes 17 seconds East, assumed bearing, along the south line of said Southwest Quarter of the Southeast Quarter, 62.56 feet to the point of beginning; thence continuing South 89 degrees 58 minutes 17 seconds East, 502.08 feet to a southerly right of way line of Trunk Highway Number 14; thence North 00 degrees 03 minutes 04 seconds East, along said right of way, 61.58 feet to a point on a 511.37 foot radius curve to the left, having a central angle of 24 degrees 21 minutes 23 seconds and a 215.75 foot chord which bears North 77 degrees 52 minutes 20 seconds East; thence on said curve, also being along said right of way, 217.39 feet; thence North 06 degrees 01 minutes 12 seconds East, along said right of way, 117.38 feet; thence North 48 degrees 02 minutes 38 seconds West, along said right of way, 31.60 feet to the point of curvature of a 2446.48 foot radius curve to the left, having a central angle of 19 degrees, 42 minutes, 18 seconds; thence on the curve, along said right of way, a distance of 841.36 feet; thence South 00 degrees 14 minutes 08 seconds West, 509.61 feet; thence South 03 degrees 00 minutes 05 seconds East, 180.11 feet to the point of beginning. Said parcel's southerly boundary is subject to and together with a roadway easement for County State Aid Highway Number 17 and is subject to and together with any and all other easements of record. Said parcel contains 7.8 acres of land more or less.

5. U.S. Trunk Highway #14.

# Exhibit A (Continued)

to

# LeRay Township Resolution 2019-1 City of Eagle Lake Resolution 2019-25

## **Legal Descriptions**

# Parcel No. R39.10.07.400.005 (James and Darlene Dauk - 0.11 acres):

That part of the Southeast Quarter (SE1/4) of Section Seven (7), Township One Hundred Eight (108) North, Range Twenty-five (25) West, described as:

Commencing at the Southwest corner of the Southeast Quarter (SE1/4) of Section Seven (7);

thence North 90 degrees 00 minutes 00 seconds East, assumed bearing, along the South line of Section Seven (7), a distance of 707.63 feet;

thence North 0 degrees 00 minutes 00 seconds East 354.55 feet to the point of beginning;

thence North 00 degrees 00 minutes 00 seconds East 169.03 feet;

thence North 90 degrees 00 minutes 00 seconds East 280 feet;

thence South 00 degrees 00 minutes 00 seconds West 260.03 feet;

thence South 90 degrees 00 minutes 00 seconds West 280 feet;

thence North 00 degrees 00 minutes 00 seconds East 91 feet, to the point of beginning

EXCEPTING THEREFROM, 1.56 acres pursuant to Minnesota Department of Transportation Right of Way Plat No. 07-46, according to the plat thereof on file and of record with the Blue Earth County Recorder.

# Exhibit A (Continued)

to

LeRay Township Resolution 2019-1 City of Eagle Lake Resolution 2019-25

# **Legal Descriptions**

# Parcel No. R39.10.07.400.006 (James and Darlene Dauk - 5 acres):

A tract of land located in the Southeast Quarter of Section 7-108-25, described as follows: Commencing at the Northeast corner of the Southeast Quarter of Section 7-108-25, thence Westerly along the Northerly line of said Southeast Quarter 580 feet, thence Southerly and parallel with the Easterly line of said Southeast Quarter 65 feet to the point of beginning of the parcel to be described; thence continuing South, parallel with the East line of said Southeast Quarter 446 feet, thence West 487 feet, thence North 446 feet, thence East 487 feet to the point of beginning, containing 5 acres of land more or less. Together with a permanent access easement for driveway purposes from County Road No. 27, running thence Westerly to the parcel of land described herein.

# Exhibit A (Continued)

to

# LeRay Township Resolution 2019-1 City of Eagle Lake Resolution 2019-25

## Legal Descriptions

## Parcel No. R39.10.07.200.003 (Kopacheck - 92.25 acres less 12 acres):

The Southeast Quarter of the Northeast Quarter (SE1/4 of NE1/4) and Government Lot 2, all in Section Seven (7), Township One Hundred Eight (108), Range Twenty-five (25), containing 92.25 acres, Blue Earth County, Minnesota.

## LESS:

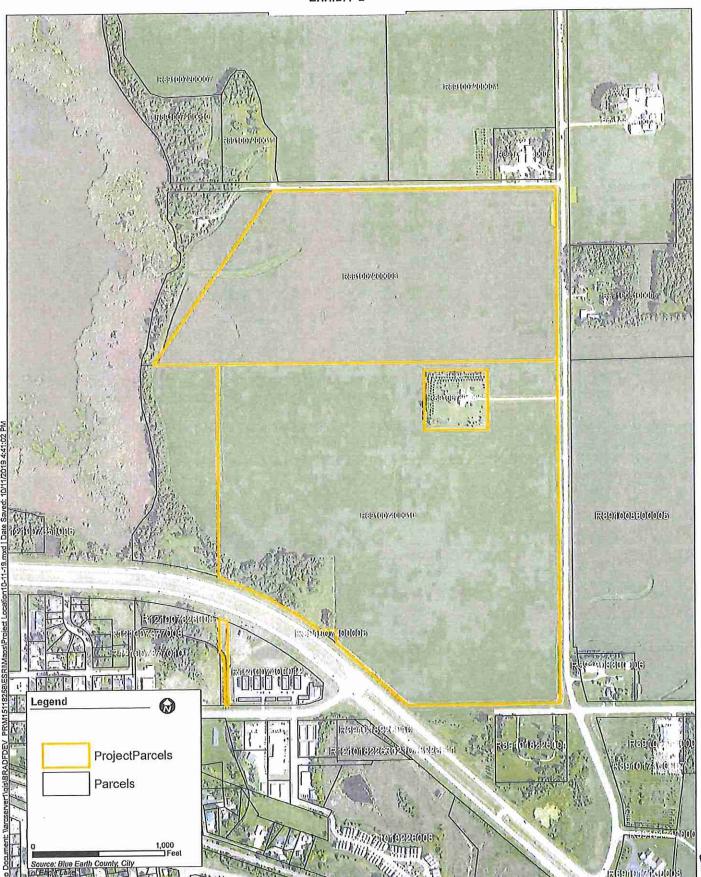
That part of Government Lot 2, Section 7, Township 108 North Range 25 West, Blue Earth County, Minnesota, described as:

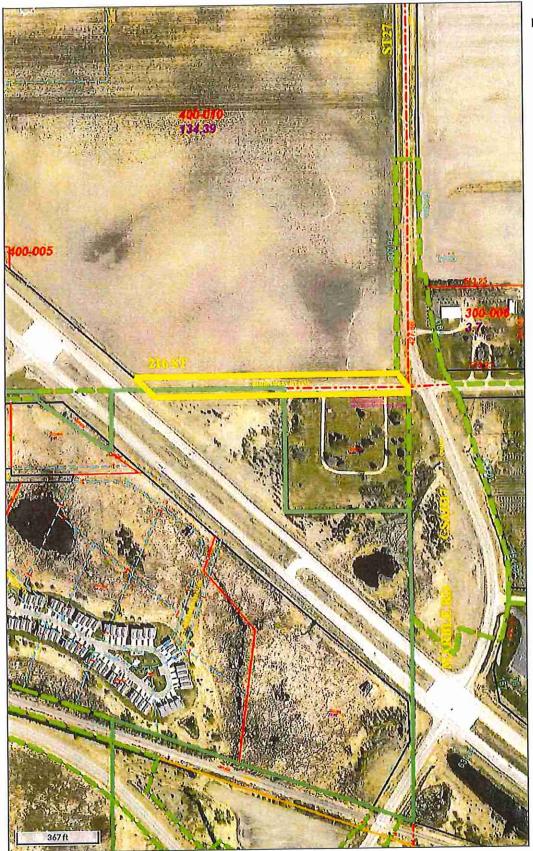
Commencing at the East Quarter corner of said Section 7; thence North 00 degrees 40 minutes 01 seconds West, (Minnesota County Coordinate System - Blue Earth County Zone - HARN NAD83 - 1996), along the east line of the Northeast Quarter of said Section 7, a distance of 1316.22 feet to the northeast corner of the Southeast Quarter of the Northeast Quarter of said Section 7; thence South 89 degrees 48 minutes 59 seconds West, along the north line of the Southeast Quarter of the Northeast Quarter of said Section 7 and along the north line of said Government Lot 2, a distance of 2154.83 feet to the southeasterly corner of Schneider Second Subdivision, according to the plat thereof on file and of record with the Blue Earth County Recorder; thence continuing South 89 degrees 48 minutes 59 seconds West, along the south line of said Schneider Second Subdivision, a distance of 25.69 feet to the point of beginning; thence South 35 degrees 19 minutes 33 seconds West, a distance of 1615.37 feet to a point on the south line of said Government Lot 2; thence South 89 degrees 50 minutes 20 seconds West, along said south line, a distance of 90 feet, more or less, to the point of intersection with the easterly water's edge of Eagle Lake; thence northerly, along said water's edge, 1600 feet, more or less, to the point of intersection with the south line of said Schneider Second Subdivision; thence North 89 degrees 48 minutes 59 seconds East, a distance of 810 feet, more or less, to the point of beginning. Containing 12 acres, more or less.

BOLTON & MENK

October 2019 Real People. Real Solutions,







# Legend

#### Parcel Point Urban

- Centrold
- Non Centroid

## Cartography Urban

- Lot Dim Carto 100
- Lot Number Carto 100
- Parcel Acreage
   Carto 100
- Parcel Dim Carto100
- Parcel Owner Hool100
- Railroad Name
   Carto 100
- Road Name Carto
   100
- Sub Blk Number \_
   Carto 100

# Cadastral Line

- <all other values>
- Corp Line
- -- Geo Twp Line
- -- Lot Line
- Mon Linear
- Parcel Line
- Pol Twp Line
- Rallroad ROW
- Road ROW
- Section Line
- Sub Line 100
- Sub Line 400
- ─ Water Line☐ Parcel Links

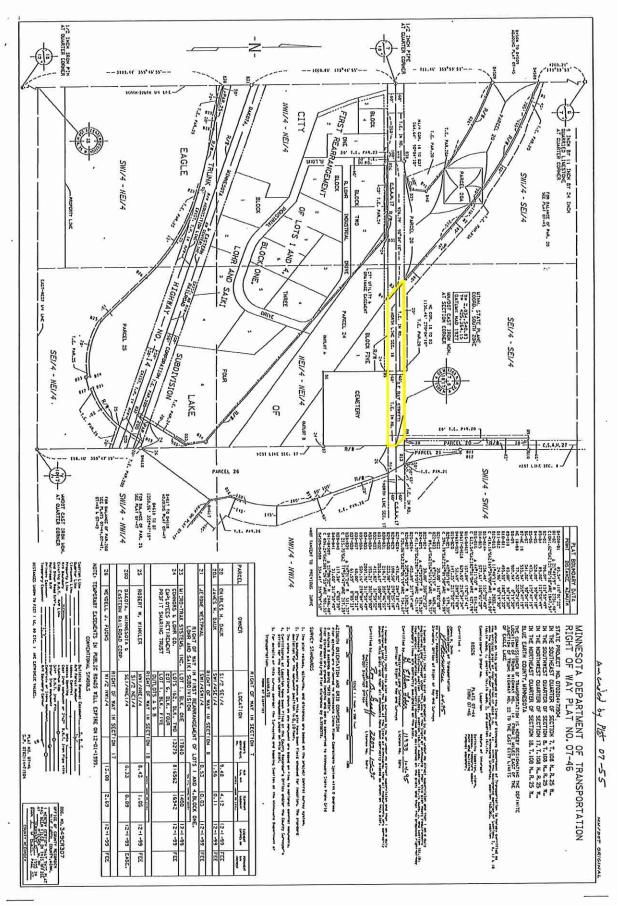


EXHIBIT C



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Application and Permit for Temp On-Sale Liquor License and Request for Fee Waived

Attached is an Application and Permit for a 1-4 Day Temporary On-Sale Liquor License from the Eagle Lake American Legion to sell liquor on a contiguous area on Saturday, August 13, 2022. The Eagle Lake American Legion is requesting that the City's fee (\$100) be waived due to the event being a fundraiser to help support local Disabled American Veterans (DAV).

A motion is needed to: 1) approve the temporary on-sale permit for Saturday, August 13<sup>th</sup>; and 2) waive the City's fee of \$100 for the temporary on-sale permit.

Jennifer J. Bromeland City Administrator



Minnesota Department of Public Safety Alcohol and Gambling Enforcement Division 445 Minnesota Street, Suite 1600, St. Paul, MN 55101 651-201-7507 Fax 651-297-5259 TTY 651-282-6555

# APPLICATION AND PERMIT FOR A 1 DAY TO 4 DAY TEMPORARY ON-SALE LIQUOR LICENSE

Name of organization		Date organize	ed	Tax exem	ot number
Eagle Lake American Legion				9710	)574
Organization Address	City		State		Zip Code
100 N. 3rd Street	Eagle	lake	MN		56024
Name of person making application		Business pho	·	Home ph	
Tamie Guentzel		507-25	7-3130	507-	327-7187
Date(s) of event	Type of orga	inization 🔲	Microdistille	y 🗌 Sm	all Brewer
August 13th, 2022	Club [	] Charitable	Religiou:	s 🔀 Othe	r non-profit
Organization officer's name	City		State		Zip Code
Jim Rausch	Eagle	ake	MN		Sl0024
Organization officer's name	City		State		Zip Code
			MN		
Organization officer's name	City		State		Zip Code
			MN		
Location where permit will be used. If an outdoor area, describe. 100N. 3rd Street Eagle Lake, MM 2022 The permit would be used musical for serving, in fenced in area-back parking 10+ West side of property between building payill the applicant will contract for intoxicating liquor service give the name and address of the liquor license providing the service.					
If the applicant will carry liquor liability insurance please provide the carrier's name and amount of coverage.  APPROVAL  APPLICATION MUST BE APPROVED BY CITY OR COUNTY BEFORE SUBMITTING TO ALCOHOL AND GAMBLING ENFORCEMENT					
City or County approving the license	<del>,</del>		Date Approved		
Fee Amount		Permit Date			
Date Fee Paid		City or County E-mail Address			
	City o	City or County Phone Number			
Signature City Clerk or County Official  CLERKS NOTICE: Submit this form to Alcohol and C		int Name of Cit Enforcemen	•		
ONE SUBMISSION PER EMAIL, APPLICATION ON PLEASE PROVIDE A VALID E-MAIL ADDRESS F		ITY/COUI	NTY AS A	LL TEM	PORARY

PERMIT APPROVALS WILL BE SENT BACK VIA EMAIL. E-MAIL THE APPLICATION SIGNED BY

CITY/COUNTY TO AGE.TEMPORARYAPPLICATION@STATE.MN.US

# **Kerry Rausch**

From:

Eagle Lake American Legion Post 617 <eaglelakelegion@hotmail.com>

Sent:

Friday, May 27, 2022 6:55 AM

To:

Kerry Rausch

Subject:

Permit to serve

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good Morning Kerry, The Legion is asking the city to waive the fee for an outside permit to serve on Saturday August 13th. The Legion will be hosting a "fundraising" event on that day. Information as follows:

Tentative start time: 7:00am

Rib Cook off - open to all competitors

Live music (bands) starting at noon (I believe and playing till 7?)

Raffle for a chance to gift card to Scheels \$20.00/chance(they advertise as a gun)

All proceeds will go to Lyle C. Pearson Sr. Chapter 10 - local Mn DAV to help Veterans

The event is sponsored by UTE, Grainbelt Premium, Rock 95, Scheels.

The longest run motorcade will start at the Eagle Lake Legion, being escorted by local Legion Riders -stopping at various places with a live broadcast and ending at the Eagle Lake American Legion. The event is family friendly and open to all ages.

Thank you

#### RELEVANT LINKS:

Minn. Stat. § 340A.601, subd. 5. See Part II - C Split liquor election.

See Part III-B-1 for hotel requirements.
See Part III-B-2 for club requirements.
See Part III-B-1 for restaurant requirements.

See Part V-C-4 Brewer taproom license.

See Part V-C Brewers and brew pubs and VI Microdistilleries.

Minn. Stat. § 340A.404, subd. 10.

See Part V-C-3 Temporary special event license.

See Part VI-C Temporary special event license. See Part IV-B-2 Farm wineries.

Minn. Stat. § 340A.404, subd. 10.

See Part VII-C Caterer's permits.

### 4. "Split liquor" on-sale intoxicating liquor licenses

Cities that operate municipal liquor stores and also issue private licenses ("split liquor" cities) are limited in the kinds of businesses they may grant on-sale liquor licenses.

A split liquor city may issue private on-sale intoxicating liquor licenses to only the following limited types of establishments:

- Hotels that would qualify for an on-sale intoxicating liquor license.
- Clubs that meet the criteria for a "club" intoxicating liquor license.
- Restaurants that would qualify for an on-sale intoxicating liquor license.

Additionally, cities with municipal liquor stores may issue a "taproom license" to certain small brewers.

### 5. Brew pubs and microdistilleries

In addition to an on-sale license for a restaurant on the premises of a brewery, cities can issue special on-sale licenses to particular brew pubs and microdistilleries. These are discussed later in this memo.

### 6. Temporary on-sale intoxicating licenses

The city council may issue temporary on-sale intoxicating liquor licenses to only the following organizations:

- A club or charitable, religious or other non-profit corporation that has existed for at least three years.
- A political committee registered under state law (subject limits in Minn. Stat. § 340A.410, subd.10).
- A state university.
- Certain brewers.
- Microdistilleries.
- Farm wineries (for sale at a county fair).

In most cases listed above, the temporary license may be issued to these organizations only for the on-sale of intoxicating liquor in connection with a social event sponsored by the licensee. The event must occur within city limits.

The license may authorize sales for up to four consecutive days, and on premises other than premises the licensee owns or permanently occupies. It may also provide that the licensee can contract for intoxicating liquor catering services with the holder of a full-year on-sale intoxicating liquor license issued by the city.

#### **RELEVANT LINKS:**

Minn. Stat. § 340A.601, subd. 5. Minn. Stat. 340A.404, subd. 10.

Minn. Stat. § 340A.410, subd. 10.

See Part III-B-6 Temporary on-sale intoxicating licenses.

Handbook, Meetings, Motions, Resolutions, and Ordinances.

Minn. Stat. § 340A.404, subd. 4(a).

This type of situation is not the same as a caterer's permit, which is discussed in a later section of this memo.

Temporary on-sale intoxicating licenses are subject to the terms imposed by the city, including fees. Such licenses are not valid until approved by the state.

According to AGED, a city with a municipal liquor store may issue temporary on-sale intoxicating licenses without holding a split liquor election.

A city may issue a limited number of temporary licenses in a single year. Under the statute, no city may issue more than 12 days' worth of temporary licenses to a single organization per year.

In addition, a municipality with a population of 5,000 or greater may not issue more than one temporary license for the sale of alcoholic beverages to any one organization or registered political committee, or for any one location, within any 30-day period unless the licenses are issued in connection with an event officially designated a community festival by the municipality.

### 7. Entities that have obtained special legislation

Many cities contain cultural, charitable, and recreational facilities that would like to offer retail on-sale intoxicating liquor to the public in conjunction with their programs and events. Often, these entities do not meet the statutory qualifications to be licensed to sell liquor to their patrons on a permanent basis, but may require more than the statutorily allowed number of temporary licenses in a 12-month period. These entities may seek special authorization in the form of special legislation from the state Legislature to be licensed to engage in on-sale intoxicating liquor sales. This special legislation must be approved by the local governing body in order to be effective. The League's Handbook for Minnesota Cities discusses special legislation in detail in Chapter 7.

# C. Special authorizations and licenses for existing on-sale license holders

# 1. Authorization for off-premises sales of on-sale intoxicating liquor

A city may authorize a retail on-sale licensee (licensee within the city or an adjacent municipality) to dispense intoxicating liquor at any convention, banquet, conference, meeting or social affair conducted on the premises of a sports, convention or cultural facility owned by the city.

Subd. 10. Temporary on-sale Reenses. (a) The governing body of a municipality may issue to (1) a club or charitable, religious, or other nonprofit organization in existence for at least three yellicenses for the on-sale of intoxicating liquor in connection with a social event within the municipality sponsored by the licensee. The license may authorize the on-sale of intoxicating liquor for premises the licensee owns or permanently occupies. The license may provide that the licensee may contract for intoxicating liquor catering services with the holder of a full-year on-sale intox license fee, imposed by the issuing municipality. Licenses issued under this subdivision are subject to all laws and ordinances governing the sale of intoxicating liquor except sections 340A.40 nature are not applicable. Licenses under this subdivision are not valid unless first approved by the commissioner of public safety.



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Medora Air Mixing Unit

Attached is an expenditure request from Public Works Director Brian Goettl. He is requesting authorization to spend \$3,795 on a Medora Air Mixing Unit. The purpose of the expenditure is to address an issue with grease building up on the sides of sewer infrastructure. The purchase of a mixing unit was recommended by Minnesota Pump Works, who performs lift station maintenance on the City's lift station, to help mix up sewage and prevent buildup while also reducing the amount of degreaser that is needed. It is estimated that the annual cost for degreaser to address this issue will cost more than the initial cost of the unit.

Due to the expenditure being unforeseen, no monies were included in the sewer budget for this purpose. The expenditure will be coded to capital outlay and will be paid for using sewer reserves.

A motion is needed to approve the above-described expenditure.

Jennifer J. Bromeland City Administrator

# City of Eagle Lake Departmental Expenditure Request Form

Project/Equipment Description: Medora Air Mixing Unit				
Department Name: Public Works				
Requested Amount of Funds: \$3795				
Source of Funds: Capital Outlay reserves (Jennifer can explain, it is an unseen expence)				
Budgeted Amount: 602 - \$0				
Balance in Budget:				
\$0				
Capital Outlay Expenditure? Yes No				
Replacement Equipment? Yes No				
Were Multiple Bids Obtained?  Yes No No				
Brief Project/Equipment Justification:  There has been a grease build up problem in the Owl Lane lift station for the last 3 years. I have been treating it with lift station degreaser but have not been able to keep it under control, meeting with Jason with Minnesota Pump Works that dose our lift station mantenance suggested to install an air mixer in the lift station and it would take care of the grease build up and cut way down on the degreaser that cost about \$6,000. a year to treat. The mixer will run many years maintenance free and save thousends of dollors.				
Submitted By: Brian Goettl Public Works Director				
Date: 5/25/2022				



Quote #QTE001512

Minnesota Pump Works 1 Cannon St W Dundas, MN 55019

Bill To

Eagle Lake MN, City of PO Box 159 Eagle Lake MN 56024-0159 United States Phone:

Ship To

Eagle Lake MN, City of PO Box 159 Eagle Lake MN 56024-0159 United States

#### Details

Quote to Purchase IXOM/Medora Air Mixing Unit with NEMA 4X Fiberglass Enclosure for Air Unit.

**Prepared By** 

Phone

Email

Terms

877-645-8004

info@minnesotapumpworks.com

Sales Rep

**Expires** 

Net 30

Jason Draeger

05/20/2022

Item	Comment	QTY	Rate	Amount
18581 IXOM-MEDORA AP500-AU200 Includes AP500 mixer, AU200 air unit, 50' of floating air hose, 50' of chain.			\$3,170.00	\$3,170.00
14843 ENCLOSURE, FIBERGLASS NEMA 4X ENCLOSURE 18"H X 16"W X 10"D		1	\$305.00	\$305.00
<b>14854</b> ENCLOSURE VENT KIT; GRAY STEEL 4.5" HIGH X 5.5" WIDE		2	\$40.00	\$80.00
22429 MISC PARTS		1	\$95.00	\$95.00
23288 SHIPPING & HANDLING		1	\$145.00	\$145.00

Subtotal

\$3,795.00

Total

\$3,795,00

Pricing is valid for 10 days and does not include freight charges or applicable taxes.

Items quoted for repair and leftover 30 days, without a decision to repair, will be discarded.

Thank you for your business.
Toll Free: 877-645-8004 | Email: info@minnesotapumpworks.com | Website: http://www.minnesotapumpworks.com



,1 of 2

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# City of Eagle Lake Departmental Expenditure Request Form

Project/Equipment Description: 211th Ave./Minumim Maintenance Road Repair
Department Name: Public Works
Requested Amount of Funds: \$20,547.00
Source of Funds: Street Repair-Genral
Budgeted Amount: \$115,000.00
Balance in Budget:
\$109,375.50
Capital Outlay Expenditure? [8] Yes No
Replacement Equipment? Yes No
Were Multiple Bids Obtained? Yes No NA
Brief Project/Equipment Justification: reshape road for drainage and apply Class 5 recycled bituminous to 211th Ave. this part of the road has not had much maintenance done for the pass 30 years, Public Works did do alot of work to the road last year and this work will improve the road for many years to come.
I did reach out to MPM of Mankato but didn't hear back from them.
Submitted By: Brian Goettl Public Works Director
Date: 5/25/2022

Page 1 of 1



#### Site Development-Utilities-Excavating-Aggregates

**PROPOSAL** 

Dirt Merchant Inc. 3301 Third Ave Mankato, Mn 56001 Ph 507-389-9129 Fx 507-389-9703 www.dirtmerchantinc.com

DATE TO; City of Eagle Lake May 24, 2022 PHONE JOB NAME/LOCATION Brian Goettl Attn: City of Eagle Lake bkgoettl@eaglelakemn.com Minumim Maintenance Road Repair We hereby submit specifications and estimates for: City of Eagle Lake - Minumum Maintenance Road Repair item Description Quantity Unit **Unit Price Total Price** 1 Blade - Motor Grader Time 20 HR \$210.00 \$4,200.00 2 Compaction Equipment Time \$120.00 10 HR \$1,200.00 Class 5 Modified Recycled Bituminous 3 1620 TN \$9,35 \$15,147.00 **Lump Sum Total Price:** \$20,547.00 Notes: \*Material figured will cover approximately 4,000' x 12' x 6" depth or road. \*Blade time covers one day of road prep, and one day of aggregate placement. **Exclusions:** Permits. Erosion and Sediment Control. Staking and/or Geotechnical Testing Requirements. WE PROPOSE hereby to furnish material and labor - complete in accordance with the above specifications, for the sum of: **SEE ABOVE** All material is guaranteed to be as specified. All work to be completed in a professional manor according to standard practices. Any alteration or deviation from above specifications involving Authorized Signature extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our LUFE STOFFEL 507-381-2980 control. Owner to carry fire, tornado, and other necessary insurance. Our workers are fully covered by Worker's Compensation Insurance. Note: This propsal may be withdrawn by us if not accepted within 15 days. ACCEPTANCE OF PROPOSAL - The above prices, specifications and conditions are satisfactory and are hereby accepted. Signature You are authorized to do the work as specified. Date of Acceptance:

# City of Eagle Lake Departmental Expenditure Request Form

Project/Equipment Description: Painting Bathrooms at Lake Eagle Park
Department Name: Public Works Parks
Requested Amount of Funds: \$1500,00
Source of Funds: Parks Professional Services
Budgeted Amount:
Balance in Budget: #13,743.40
Capital Outlay Expenditure?
Replacement Equipment?
Were Multiple Bids Obtained?   Yes   No   NA
Brief Project/Equipment Justification: I contacted 4 companies and 3 were to booked out to bid and I received a quote from Bellissimo Painting for \$1,500.00, time frame will be this fall maybe spring. The paint in the bathrooms are peeling very bad and it is needed.
Submitted By: Brian Goettl Public Works Director
Date: 6/1/2022





Quote
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Date Estimate # 5/25/2022 4810

417 N. Riverfront Drive Mankato, MN 56001 Phone # 507-469-8015 www.bellissimopaint.com

Name / Address

City of Eagle Lake
Brian Goettl
P O Box 159
Eagle Lake, MN 56024

Chank pou for considering Bellissimo Raint and Goatings. We appreciate our customers!

P.O. No.

**Customer Phone** 

507-420-3510

20% down. Balance to be paid upon completion. Draws may be requested if duration of project is lengthy.

Project

Description	Qty	Rate	Total
Scrape the men and women's bathroom walls, ceilings, and wooden stall doors as needed Prime the walls, ceilings, and doors as needed Paint the walls, ceilings, and wooden stall doors	2	750.00	1,500.00
PRICE LISTED FOR BOTH BATHROOMS AND FOR EPOXY LATEX PAINT			
epoxy Latex			
	A propagation of the contraction		
	7		
	- 1111 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 - 1211 -		
·	and materials and the state of		
	Mann - ellywood farmers		

Unless otherwise noted, price includes labor and materials.

**Total** 

\$1,500.00

I accept the proposed bid and agree to the price and terms. I understand that if there are changes to the services requested, the price may change. Also, if payment is not received as agreed, a lien will be placed on my property until the bill is paid in full plus legal fees and finance charges. Verbal acceptance and/or payment of down payment, will be seen as my acceptance of the above listed terms Payments made by credit card will be subjected to a 3.5% fee.

Customer signature

# City of Eagle Lake Departmental Expenditure Request Form

Project/Equipment Description: Painting hockey rink
Department Name: Public Works Parks
Requested Amount of Funds: \$3200,00
Source of Funds: Parks Professional Services   D  - 350
Budgeted Amount:
Balance in Budget: 4 12,243.40
Capital Outlay Expenditure?
Replacement Equipment?
Were Multiple Bids Obtained? Yes No No
Brief Project/Equipment Justification: I contacted 4 companies and 3 were to booked out to bid and I received a quote from Bellissimo Painting for \$3,200.00, time frame will be this fall maybe spring.
Submitted By: Brian Goettl Public Works Director
Date: 6/1/2022





Date	Estimate #
	ļ.
5/19/2022	4801
A.s.	1

417 N. Riverfront Drive Mankato, MN 56001 Phone # 507-469-8015 www.bellissimopaint.com

Name / Address

City of Eagle Lake
Brian Goettl
P O Box 159
Eagle Lake, MN 56024

Chank you for considering Bellissimo Raint and Goatings. We appreciate our customers!

P.O. No.

**Customer Phone** 

507-420-3510

20% down. Balance to be paid upon completion. Draws may be requested if duration of project is lengthy.

Project

Description	Qty	Rate	Total
nside of ice rink boards only:		t No. 10 July 10 September 10	
ressure wash- There will be lots of debris, so will be cleaned after it ries, broom/sweep 'ull prime aint-spray and back roll/brush using Diamond Vogel paint- emi-gloss finish			
otal for above scope with all labor and materials	And and the second	3,200.00	3,200.00
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Unless otherwise noted, price includes labor and materials.

**Total** 

\$3,200.00

I accept the proposed bid and agree to the price and terms. I understand that if there are changes to the services requested, the price may change. Also, if payment is not received as agreed, a lien will be placed on my property until the bill is paid in full plus legal fees and finance charges. Verbal acceptance and/or payment of down payment, will be seen as my acceptance of the above listed terms Payments made by credit card will be subjected to a 3.5% fee.

Customer signature



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Hydroseeding at Eagle Heights Park

Attached is a request form from Public Works Director Brian Goettl to hire Evergreen Companies to complete prep work, bring in 2 yards of black dirt for leveling and grading purposes, hydroseeding, and cleanup of wood chips at the new playground at Eagle Heights Park. This work is part of the Parks Project and needs to be finished.

In addition to grade work and new grass seed, trees will need to be planted. Public Works Director Goettl has been directed to work with the City's Community Forestry Member to purchase and plant trees or handle within the Public Works Department. City staff has fielded inquiries as to the status of establishing grass and planting trees at the new park as it looks very bare.

A motion is needed to approve the quote from Evergreen Companies for grading and hydroseeding at Eagle Heights Park.

Gennifer V Bromeland City Administrator

# City of Eagle Lake Departmental Expenditure Request Form

Project/Equipment Description: Hydro seeding Eagle Hieghts Park
Department Name: Public Works Parks
Requested Amount of Funds: \$2075.00
Source of Funds: Parks 570 Capital Outlay
Budgeted Amount: \$50,000.00
Balance in Budget: \$24,559.94 Part of Purks Project Capital Outlay Expenditure? Yes \[ \bar{\text{No}} \]
Replacement Equipment?
Were Multiple Bids Obtained?   Yes   No   NA
Brief Project/Equipment Justification:  Evergreen Companies quoted a price of \$2075.00 per phone call, time frame of next week. i received a quote from Larson Sod last fall for \$3,223.96.
Submitted By: Brian Goettl Public Works Director
Date: 6/1/2022



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Ballfield Repair

Public Works Director Brian Goettl will provide an update on the ballfield. Authorization was obtained at the May 2<sup>nd</sup> meeting to expend up to \$3,000 on pulverized black dirt needed to help level the field. Six loads of pulverized black dirt have been spread on the field to date and the pre-approved expenditure threshold for this work already met. Per Public Works Director Goettl, the contractor estimates that another fifteen loads may be needed.

This was not a planned expenditure for 2022.

Per MAYBA, the field remains playable for their games, however, the Eagle Lake Expos had three games scheduled for Eagle Lake and will have to have their games moved to a different field until the fieldwork has been completed and new grass established.

Discussion should ensue about next steps.

Jennifer J. Bromeland City Administrator



705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Obstructions Placed in Right of Way

The Public Works Department has recently expressed concern with basketball hoops being placed in the City's right of way and lines painted on pavement in some cul-de-sacs around Eagle Lake.

Public Works Director Brian Goettl will be at the meeting to talk about concerns with obstructions, such as basketball hoops, that are either temporarily or permanently placed in the right of way and safety issues with children playing in the street as well as concerns for staff and equipment when cleaning streets, catch basins, leaf collection, snow removal, and street repairs.

Jennifer J. Bromeland City Administrator

#### SECTION 3.010 PUBLIC NUISANCES DEFINED

Whoever by his or her act or failure to perform a legally duty intentionally does any of the following is guilty of maintaining a public nuisance, which is hereby declared a misdemeanor:

- A. Maintains or permits a condition which unreasonably annoys, injures, or endangers the safety, health, morals, comfort, or repose of any considerable number of members of the public; or
- B. Interferes with, obstructs, or renders dangerous for passage, any public highway, or right-of-way, or waters used by the public; or
- C. Is guilty of any other act or omission declared by law or this ordinance to be a public nuisance and for which no sentence is specifically provided.

**Subd. 1. Public Nuisances Affecting Health.** The following are hereby declared to be nuisances affecting health:

- A. Exposed accumulation of decayed or unwholesome food or vegetable matter;
- B. All diseased animals running at large;
- C. All ponds or pools of stagnant water which are not City holding ponds;
- D. Carcasses of animals not buried or destroyed within 24 hours after death;
- E. Accumulation of manure, refuse, or other debris unless contained in a properly maintained compost heap;
- F. Garbage cans which are not rodent-free or fly-tight or which are so maintained as to constitute a health hazard or to emit foul and disagreeable odors;
- G. The pollution of any public well or cistern, stream or lake, canal or body of water by sewage, industrial waste, or other substance;
- H. The allowing or maintaining the presence of privies in a manner that may constitute a health hazard or results in the emitting of foul and disagreeable odors;
- I. All noxious weeds and other rank growths of vegetation, as defined in Minnesota Rules 1505.730 to 1505.0750, upon public or private property which shall be controlled or eradicated as define in Minnesota Statues Sections 1876 to 18.88;
- J. Dense smoke, noxious fumes, gas and soot, or cinders, in unreasonable quantities;
- K. The burning of fields without a valid burning permit and without prior notification of the Fire Chief;

- L. All public exposure of people having a contagious disease requiring quarantine;
- M. Any offensive trade or business as defined by Minnesota statutes not operating under local license;
- N. Any other acts, omissions of acts, occupations, and uses of property which are a menace to the health of any of the inhabitants of the City;
- **Subd. 2. Public Nuisances Affecting Morals and Decency.** The following are hereby declared to be nuisances affecting public morals and decency:
- A. All gambling devices, slot machines, and punch boards, except as otherwise authorized by ordinance;
- B. Betting, bookmaking, and all apparatus used in such occupations;
- C. All houses kept for the purpose of prostitution or promiscuous sexual intercourse, gambling houses, houses of ill fame, and bawdy houses.
- D. All places where intoxicating liquor is manufactured or disposed of in violation of law, people are permitted to resort for the purpose of drinking intoxicating liquor, or where intoxicating liquor is kept for sale or disposition in violation of law, and all liquor and property used for maintaining such a place.
- **Subd. 3. Public Nuisances Affecting Peace and Safety.** The following are declared to be nuisances affecting public peace and safety:
- A. All snow and ice not removed from public sidewalks 12 hours after the snow or other precipitation causing the condition has ceased to fall.
- B. All trees, hedges, billboards, or other obstructions which prevent persons from having a clear view of traffic approaching an intersection from cross streets in sufficient time to bring a motor vehicle moving at a reasonable speed to a full stop before the intersection is reached.
- C. All wires and limbs of trees which are less than 15 feet above the surface of any public street or sidewalk.
- D. Haphazard planting of tree farms or any heavy concentration of coniferous plants or shrubbery causing possible fire hazards within 40 feet of any building, unless such planting meets generally acceptable landscaping standards.
- E. No person shall make or cause to be made any distinctly and loudly audible noise that unreasonably annoys, disturbs, injures or endangers the comfort, repose, health, peace, safety, or welfare of any person or precludes their enjoyment of property. (Amended 05-01-17)

- F. Obstructions and excavations affecting the ordinary public use of a public street, alley, sidewalk, or public grounds except under such conditions permitted by this code or other applicable law.
- G. Radio aerials or television antennae erected or maintained in a dangerous manner.
- H. All hanging signs, awnings, and other similar structures over streets and sidewalks, or so situated so as to endanger public safety, or not constructed and maintained as provided by ordinance.
- I. The use of property abutting on a public street or sidewalk or any use of a public street or sidewalk which causes large crowds of people to gather, obstructing traffic and the free use of street or sidewalk.
- J. The allowing of rain water, ice, or snow to fall from any building or structure upon any street or sidewalk or to flow across any sidewalk.
- K. Any barbed wire fence that is less than six feet above the ground, or is within three feet of a public sidewalk or way, or is within any area not zoned commercial or industrial in nature.
- L. All dangerous, unguarded machinery in any public place, or so situated or operated on private property as to attract the public.
- M. Waste water cast upon or permitted to flow upon streets or other public properties.
- N. Accumulations in the open of discarded or disused machinery, household appliances, automobile bodies, or other material, in a manner conducive to the harboring of rats, mice, snakes, or vermin, or the rank growth of vegetation among the items so accumulated, or in a manner creating fire, health, or safety hazards from such accumulation.
- O. Any well, hole, or similar excavation which is left uncovered or in such other condition as to constitute a hazard to any child or other person coming on the premises where it is located.
- P. Obstruction to the free flow of water in a natural waterway or a public street drain, gutter, or ditch with trash or other materials.
- Q. The placing or throwing on any street, sidewalk, or other public property of any glass, tacks, nails, bottles, or other substance which may injure any person or animal or damage any pneumatic tire when passing over such substance.
- R. The depositing of garbage or refuse on public property or on adjacent private property.

- S. All other conditions or things which are likely to cause injury to the person or property of anyone.
- T. All buildings, walls, and other structures which have been damaged by fire, decay, or otherwise to an extent exceeding one-half (1/2) their original value, or which are so situated as to endanger the safety or health of the public.

**Subd. 4. Duties of City Officers.** The Police Department shall enforce the provisions of this ordinance relating to all public nuisances. Such officers have the power to inspect private premises and take all reasonable precautions to prevent the commission and maintenance of public nuisances.

#### Subd. 5. Abatement.

- A. In the event the owner, proprietor, occupant, tenant, or agent of any premises shall cause or permit to exist any condition which is injurious to health, or indecent, or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property, is a nuisance. An action may be brought by the City to abate the nuisance. (07-07-2014)
  - Written notice of violation shall be served by the officer charged with enforcement on the owner of record or occupant of the premises either in person or by certified or registered mail and U.S. regular mail and shall contain the following (07-07-2014).
    - a. The officer shall notify in writing the owner of record or occupant of the premises of such fact and order that such nuisance be terminated or abated. (07-07-2014)
    - b. The notice of violation shall specify the steps to be taken to abate the nuisance and the time within which the nuisance is to be abated.
    - c. If the premises are not occupied, the owner of record is unknown, or the owner of record or occupant refuses to accept notice of violation, notice of violation shall be served by posting it on the premises. (07-07-2014)
    - d. If the nuisance is not corrected or abated in the manner and within the time specified in the written notice of the violation the City may issue a criminal citation, commence civil action to abate the nuisance or both.
  - 2. Except for those cases determined by the city to require summary enforcement, written notice of any city council order shall be made as provided in Minnesota Statutes Chapter 463.17 (Hazardous and Substandard Building Act).
  - 3. Written notice of any motion for summary enforcement shall be made as provided for in Minnesota Statutes Chapter 463.17 (Hazardous and Substandard Building Act).

#### Jennifer Bromeland

From:

PER Planning and Zoning < Planning And Zoning @blueearthcountymn.gov>

Sent:

Friday, May 27, 2022 11:23 AM

To:

Rapidan; mikekrosch@rocketmail.com; Decoria; South Bend; June Lonnquist; LeRay; Anderson, Kurt; Jamestown; danfogal@hotmail.com; limets.kof@gmail.com; Westman,

Molly; Konz, Mark; Paul Vogel; Jeff Shoobridge; Jennifer Bromeland; Androsky, Charles;

Allis, Ronda (DOT)

Cc:

Mark Manderfeld

Subject:

Feedback request: Blue Earth County UFD Ordinance Update

**Attachments:** 

Package to LJs on UFD update draft.pdf

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Area Jurisdictional Partners,

Blue Earth County has prepared a draft update to the Urban Fringe District (UFD) Ordinance. We are soliciting jurisdictional feedback on the update by August 1st, 2022. The attached PDF includes:

- 1. A summary memo, including methodology and influencing factors such as the purpose of the UFD, the Blue Earth County Land Use Plan, and more.
- 2. A summary matrix highlighting the changes in ordinance language.
- 3. The existing UFD ordinance language.
- 4. A draft update map of the UFD.

If you would like to have a discussion on the ordinance update prior to submitting comments, please reach out well in advance of the 60 day deadline (August 1st) and look to schedule between 8 am and 5 pm.

John Considine III | Property & Land

**Blue Earth County** 

Property & Environmental Resources

Desk: 507-304-4339

410 South Fifth Street | PO Box 3566 | Mankato, MN

www.blueearthcountymn.gov







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### **MEMORANDUM**

To:

Blue Earth County UFD Local Jurisdictions

MNDOT District 7 Office

MAPO

From:

Blue Earth County Planning and Zoning Staff

Date:

May 27, 2022

BLUE EARTH COUNTY Subject:

Urban Fringe Overlay DRAFT Ordinance update

#### Introduction

Blue Earth County is looking for feedback on the drafted update to the Urban Fringe Overlay District (UFD) (Attachment B - Draft UFD Ordinance Update). As identified in the Blue Earth County Code of Ordinances and the Blue Earth County Land Use Plan, review of the UFD should be a cooperative effort and include local jurisdictions, MNDOT, and MAPO. Please review the material provided below and accompanying attachments. Responses on the proposal should be submitted in writing within 60 days of the date of this memo. Responses are required by August 1, 2022. Responses can be sent to:

1. Email: planningandzoning@blueearthcountymn.gov (Questions on the UFD may be directed here as well.)

2. Mail:

Blue Earth County

Attn: Planning and Zoning

410 S 5th Street

Mankato, MN 56002-3566

#### Background

Planning and zoning staff is in the process of reviewing Chapter 24 – Zoning, Article VI – Urban Fringe Overlay District (UFD) (See Attachment C – Current UFD Ordinance).

The specified purpose stated in county code for the UFD is as follow:

- (a) The purpose of this UFD is to prevent encroachment of nonfarm uses into agricultural lands, and to allow for the orderly conversion of agricultural lands to urban type uses which are serviced by municipal water and sewer systems. Some of the nonfarm land uses within the underlying districts are not compatible with, and/or may interfere with, the orderly development of the area for future urban uses if allowed to develop without the limitations imposed by this UFD. Limiting the intensity of development within the UFD ensures that development occurs in a fiscally and environmentally responsible manner consistent with future development plans for the area.
- (b) Land use planning within the UFD should be a cooperative effort between the county and municipality in order to work towards the most efficient, planned and cost-effective delivery of government services. Planning within the UFD must also ensure compatibility of one community's development with the development of neighboring communities or jurisdictions.
- (c) The UFD standards allow for the continuation and maintenance of existing nonfarm uses in the UFD.

PER staff have met with the impacted jurisdictions to review the current language of the UFD and it's impact on land use. Additionally, PER staff have met with the Blue Earth County Highway Department and the Blue Earth County Township Association.

Jurisdiction	Meeting Date
Decoria Township	October 28, 2021
Jamestown Township	October 27, 2021
Le Ray Township	October 28, 2021
Rapidan Township	October 28, 2021 &
•	December 14, 2021
South Bend Township	November 16, 2021
City of Eagle Lake	September 16, 2021
City of Madison Lake	September 16, 2021
City of Mankato	September 20, 2021
Blue Earth County Highway Dept	November 19, 2021
BEC Township Association	September 23, 2021

Preliminary feedback from jurisdictions were to be submitted to PER staff by December 31, 2021. As referenced during these initial meetings, Blue Earth County outlined that a preliminary draft of proposed language updating the UFD would be provided to the jurisdictions.

#### Blue Earth County Land Use Plan (2018)

As noted in the County Land Use Plan, "An Urban Fringe Overlay District (UFD) was first established in the County Zoning Ordinance in 1998 along with development of County Road 90 (the south route). The County Board of Commissioners initiated the Urban Fringe Overlay District to limit leap-frog development and billboards and protect the purpose of the South Route to be a southern beltway around the City of Mankato. In anticipation of a potential four-lane road and to maximize public safety, the County purchased access to County Road 90 from adjacent landowners and additional right-of-way for a wider roadway in the future. In 2007 and 2008 the UFD was expanded to areas around the City of Madison Lake and the City of Eagle Lake respectively.

The County Land Use Plan Land Use Implementation Action #8 states, "The County will review the urban fringe overlay districts. The district's boundaries around the City of Mankato, the City of Eagle Lake, and the City of Madison Lake could be amended following consultation with the city's representative(s) and a public input process. Each city's growth needs, and future utility service areas will be considered. Future Growth boundaries around the other municipalities shall be a coordinated effort between the County and its municipalities. Future amendments will include review from MnDOT, MAPO, Townships, and other primary stakeholders as deemed appropriate."

#### Proposed UFD Ordinance Update

Multiple considerations were evaluated when reviewing the need for an update to the UFD. These considerations were shared with local jurisdictions in the initial meetings:

- Infrastructure
  - Past investments
  - o Future investments
- Planning documents pertaining to future growth needs
  - o Orderly Annexation Agreements

- Lime Township
- Mankato Township
- South Bend Township
- Strategic Planning Documents (Land Use, Comprehensive Plan, etc.)
- Impacted geography of the overlay
- Transportation Planning
- Limiting leap-frog development
- Preservation of agriculture and natural resources
- Encroachment of feedlots

Relevant strategic documents and maps provided by local jurisdictions, along with feedback supplied by December 31, 2021 was taken into consideration by PER staff in the draft ordinance update.

Additionally, planning and zoning staff reviewed how the existing standards of the UFD have impacted land use. Other changes, such as the county's ability to review land splits prior to implementation and other elements of the current Blue Earth County Code of Ordinances were reviewed.

Summary of impact of proposed changes:

- Lot of Record no longer a requirement for specific uses.
  - At the time of adoption of the UFD in 1998, counties were unable to review all land splits prior to recording. Properties could be split in conflict with elements of a county code of ordinances. Properties could lose "Lot of Record" status and no longer be developable and require consideration of a variance in order to obtain a construction permit. This had impact on properties not fulfilling the specified purpose of the UFD.
  - o In 2017, counties were granted authority to review all land splits. Property proposed for splitting are now reviewed for compliance with applicable standards of county code.
  - Proposed change: elimination of the Lot of Record status for specific uses in zoning districts within the UFD. Standards related to water, wastewater, and stormwater have been clarified and must be met for expanding or new uses. Land splits creating new buildable lots/parcels will continue to be restricted, in alignment with the specified purpose of the UFD. Land splits not creating new buildable lots/parcels will now be considered if in compliance with other elements of county code.
- Rezoning standards within the UFD amended:
  - Since adoption of the UFD in 1998, municipalities have entered into Orderly Annexation Agreements (OAA) with townships. The county supports these agreements, as specified in the county code of ordinances. It is PER staff's opinion that standards within the county's UFD ordinance should not be more restrictive than standards within OAA and thereby not supportive and usurping the review of the applicable municipalities and townships for proposed projects. As specified in county code and the county land use plan, land use planning in areas subject to orderly annexation agreements should be a cooperative effort between the county, township, and municipality in order to work toward the most efficient, planned and cost-effective delivery of government services.
  - Rezoning may only be considered under specific circumstances which align with the purpose of the UFD:

- 1. The purpose of the map amendment must meet the purpose and considerations of the County Land Use Plan, the purpose of the UFD, and other standards of the County Code.
- 2. The proposed map amendment must be consistent with the surrounding land uses and zoning districts. Expansion of spot zoning is prohibited.
- 3. The proposed map amendment must not negatively impact the health, safety, and general welfare of the public.
- 4. The purpose of the map amendment must be for a less intense land use and zoning district.
- 5. The respective municipality and township shall be engaged in a rezoning process per item (f) of this section.
- · Dividing, subdividing, or re-subdividing amended:
  - o No dividing, subdividing, or re-subdividing in <u>residential</u>, <u>business</u>, or <u>industrial districts</u> which result in additional buildable lots.
  - o In the A or C districts, dividing, subdividing, or modifying property lines for any permitted, conditional, or interim use that is identified in section 24-502 or an existing use is allowed.
- Additional updates: See Attachment A Summary Matrix and Attachment B Draft UFD
   Ordinance Update

#### Proposed UFD Map Update

The standards of the UFD Ordinance apply to the areas identified on the official UFD map. PER staff reviewed the current UFD boundaries and the recent growth trends of the Cities of Eagle Lake, Madison Lake, and Mankato.

The UFD was adopted in 1998 by Blue Earth County. In 2007 and 2008 the UFD was expanded to areas around the City of Madison Lake and the City of Eagle Lake respectively. In looking at data sets from the U.S. Census Bureau, from 2000 to 2020 municipalities impacted by the UFD grew by the following metrics:

City	Area in 2000 (Acres)	Area in 2020 (Acres)	Total Acreage Change from 2000 to 2020	Average Area Annexed per Year Since 2000 (Acres)
Eagle Lake	769.6	1,232.6	463.0	23.1
Madison Lake	300.3	879.0	578.8	28.9
Mankato	9,654.5	12,352.7	2 <b>,</b> 698.2	134.9

Source: United States Census 2000 and 2020

City	Population in 2000	Population in 2020	Population Change from 2000 to 2020	Percent Change from 2000 to 2020	Average Annual Population Change 2000 to 2020
Eagle Lake	1.787	3,284	1,497	83.8%	4.19%
Madison Lake	837	1,247	410	49.0%	2.45%
Mankato	32,427	44,488	12,061	37.2%	1.86%

Source: United States Census 2000 and 2020

Language is included within the text of the proposed draft UFD ordinance to tie the official map to county code. In addition to the areas designated as being within the UFD, the official map includes a setback from municipalities

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restricting any new feedlots. Clarification of the feedlot setback from a municipality's corporate limits is presented on the official map and referenced within the proposed UFD ordinance update.

The following points summarize the proposed updates to the official UFD map (See Attachment D - Draft UFD Map):

- South Bend Township
  - o Remove Sections 7, 8, 17, 18, 28, 29, 30, 31, 32, and 33 from the UFD
- Rapidan Township
  - o Remove Section 2
- Decoria Township
  - o No change
- LeRay Township (Eagle Lake and Madison Lake)
  - o Inclusion of parts of Sections 3, 5, 6, 7, and 8 into the UFD
- Jamestown Township (Madison Lake)
  - o Inclusion of parts of Sections 26, 33, 35 into the UFD

The resulting update of the UFD map will include:

Zoning District	Existing Acres	Acres with Proposed Changes	Net Change	
Agriculture	9,937.7	7,488.6	-2,449.1	
Conservation	3,848.7	1,662.2	-2,186.6	
Heavy Industry	37.2	37.2	0.0	
Highway Business	161.7	161.7	0.0	
Light Industry	218.3	218.3	0.0	
Rural Residential	1,026.9	796.0	-231.0	
Rural Townsite	1,266.1	1,266.1	0.0	
	16,496.6	11,629.9	-4,866.7	

Based upon past growth trends, development potential requiring new infrastructure investments, the purpose of the UFD, and the Blue Earth County Land Use Plan, the proposed map update has been drafted for review.

#### Attachments:

- A Summary Matrix
- B Draft UFD Ordinance Update
- C Current UFD Ordinance
- D Draft UFD Map

### Attachment A - Summary Matrix

#### Blue Earth County Urban Fringe Overlay District Update -Draft Summary Summary for Local Jurisdictions - May 27, 2022 Reason for Change/Impact of **Proposed Changes** Change What does it do? Section Sec. 24-501 Purpose The purpose of this UFD is to prevent encroachment of nonfarm uses into agricultural lands, and to allow for the orderly conversion of agricultural lands to urban type uses which are serviced by municipal The county collaborates with other jurisdictions Currently, only water and sewer Establishes that the purpose is to prevent leap water, stormwater and sewer systems. Some of the nonfarm land uses frog development and support orderly growth systems utilities are referenced. on stormwater infrastructure. Townships are within the underlying districts are not compatible with, and/or may that may require the extension of urban utilities Stormwater is added. Additionally, engaged in the land use planning process interfere with, the orderly development of the area for future urban through pre-application meetings and Orderly outside of municipal areas, in alignment with the township engagement in the land use uses if allowed to develop without the limitations imposed by this UFD. Annexation Agreements. County Land Use Plan goals and objectives. planning process is added. Limiting the intensity of development within the UFD ensures that development occurs in a fiscally and environmentally responsible manner consistent with future development plans for the area. Land use planning within the UFD should be a cooperative effort between the county and municipality in order to work towards the most efficient, planned and cost-effective delivery of government Prioritizes the value of collaboration among services. Township engagement in land use planning within the UFD jurisdictions to have the most efficient and cost- Adding township engagement process. Strengthen engagement with townships. will follow the specified process for land use applications according to effective delivery of government services. the Blue Earth County Code of Ordinances. Planning within the UFD must also ensure compatibility of one community's development with the development of neighboring communities or jurisdictions. The UFD standards allow for the continuation and maintenance of No Changes Proposed. Addressing non-conformities. No Changes Proposed. existing nonfarm uses in the UFO.

Attachment A Page 1 Summary Matrix



Section	What does it do?	Proposed Changes	Reason for Change/Impact of Change
Sec. 24-502. Uses  Single-family dwellings in the C and A zoning districts, at a density of one residence per quarter-quarter section (40 acres). Transfer of development rights may be utilized to exceed the permitted housing density of one dwelling per quarter-quarter section (40 acres), providing that the density does not exceed four dwellings per quarter-quarter section (40 acres) in the receiving quarter-quarter section (40 acres). Lots of record may be utilized as specified in the density regulations of the A and C zoning districts. Bonus Lots are not permitted.	Limits residential density in the A and C districts.	Eliminate the use of Bonus Lots in the A district in the UFD.	Reduces potential for fulfillment of maximum permitted density within the A district. (4 dwellings within 40 acres).
"Lot of record" standard for existing and new uses.	Restricts uses to property that have not been subdivided or had a boundary adjustment.	Eliminate the requirement and use other standards to fulfill the purpose of the UFD.	Land splits creating new developable or buildable fots/parcels will continue to be restricted in RR, RT, GB, HB, LI, and HI, in alignment with the specified purpose of the UFD. Land splits NOT creating new developable or buildable lots/parcels will now be considered if in compliance with other elements of county code.
Feedlots with less than 50 animal units in the A district as permitted on the UFD map. Feedlots of 50 animal units or more are a conditional use.	Allows feedlots of a certain size as a permitted or conditional use as allowed on the UFD map.	Reduces the size of permitted use feedlots from 100 to 50 animal units.	Alignment with county feedlot ordinance. Reduces potential conflict between farm and nonfarm uses.

Attachment A

Page 2

Summary Matrix

Section	What does it do?	Proposed Changes	Reason for Change/Impact of Change
Parks, recreational areas, wildlife areas, game refuges and forest preserves owned by government agencies.	Allows this use in all districts.	Change from a conditional use to a permitted use.	The use is permitted in underlying zoning district. This type of use already goes through a review process.
Changes to Permitted Uses: seasonal produce stands, specific grading and filling, advertising devices meeting sign standards, nursing homes w/ municipal services, accessory buildings.	Allows consideration of these uses within the UFD.	Adding these uses to the UFD if they meet the standards of the UFD, within specific underlying zoning districts.	Allows consideration of uses that have minimal impact on infrastructure.
Changes to Conditional Uses: Landfills, LI uses in HI, modification of existing feedlot in shoreland, churches, cemeteries, conversion of CIC, Manufactured Home Parks connected to municipal services, PUDs.	Allows consideration of these uses within the UFD with a conditional use permit.	Removing landfills and adding other uses which meet the standards of the UFD, within specific underlying zoning districts.	Allows consideration of uses under certain conditions.
Changes to Interim Uses: LI uses in HI, Elder care, Large Solar Energy Systems, Campgrounds, B&Bs, Self-service storage, Multiple-family dwellings.	Allows consideration of these uses within the UFD with an interim use permit.	Adding these uses to the UFD if they meet the standards of the UFD, within specific underlying zoning districts.	Allows consideration of uses under certain conditions and review of permit at benchmark times of change.
Sec. 24-503. Height, yard, lot area, width, depth and co	verage.		
All setback and lot regulations defer to the underlying zoning districts.	Sets property standards appropriate for the density and types of uses associated with the underlying zoning district.	No Changes Proposed.	No Changes Proposed.
Setback from County State Aid Highway 90 set at 100 feet from the edge of the right-of-way.	Preserves potential widening of county road.	No Changes Proposed.	No Changes Proposed.



Section	What does it do?	Proposed Changes	Reason for Change/Impact of Change
Sec. 24-504. General Standards.			
Every property or use shall have approved access to a public road or highway. No new use shall be established, and no expansion of an existing use shall be permitted if the property does not have access to a public road or highway. All accesses or expansions or modifications to existing accesses in the UFD shall be in accordance with approved transportation plans adopted by the road authority. The intensity of nonfarm land uses, including the expected traffic generated to the site, must be compatible, and/or not interfere with, the orderly development of the area.	Ensures that any development will be in accordance with the road authority standards.	Minor phrasing change and clarifies proposed uses will be evaluated for suitability in the UFD based on traffic generation.	Simplifies the language to "road authority" Instead of an exhaustive list. Includes traffic generation and it's impact as a standard.
The intensity of nonfarm land uses, including water usage, wastewater discharge, and stormwater management must ensure that development occurs in an environmentally responsible manner. The following characteristics of the property and the proposed use shall be reviewed before any land use development applications are considered	Protects the health, safety, and general welfare considerations impacted by water pollution.	Adding stormwater management. Adds specfic thresholds for evaluating water and wastewater for proposed uses.	Alignment with other portions of the county code which address water runoff and pollution. Limits uses not in alignment with the purpose o the UFD.

Section	What does it do?	Proposed Changes	Reason for Change/Impact of Change
A map amendment to an underlying zoning district within the UFD may only be considered on land if compliant with Sec. 24-46 and meeting all the following criteria:  1. The purpose of the map amendment must meet the purpose and considerations of the County Land Use Plan, the purpose of the UFD, and other standards of the County Code.  2. The proposed map amendment must be consistent with the surrounding land uses and zoning districts. Expansion of spot zoning is prohibited.  3. The proposed map amendment must not negatively impact the health, safety, and general welfare of the public.  4. The purpose of the map amendment must be for a less intense land use and zoning district.  5. The respective municipality and township shall be engaged in a rezoning process per item (f) of this section.	Describes standards for when rezoning would be considered.	Allows for rezoning of property meeting specific standards in alignment with the purpose of the UFD, Land Use Plan, and not detrimental to adjacent uses. Cities and townships would be engaged in process. Holds any map amendment in the UFD to a higher standard.	Creates path to address existing uses which do not fulfill goals of the Land Use Plan.
Nothing within the standards of this UFD shall be interpreted to allow uses not permitted in an underlying zoning district.	Provides clarity on any conflicting language between the UFD and the rest of the county code.	No proposed changes.	No proposed changes.
Existing uses of land which are not listed as permitted, conditional, or interim uses within the UFD shall be considered legally nonconforming and shall comply with section 24-309.	Describes the standards for any use which is non- conforming within the UFD.	Added "interim uses."	Appropriately adjusts language to reflect a previous ordinance amendment to incorporate interim uses.

Attachment A Page 5 Summary Matrix



Section	What does it do?	Proposed Changes	Reason for Change/Impact of Change
	Specifies the engagement of other jurisdictions for specific amendments related to the UFD.		Clarifies and strengthens collaboration between jurisdictions.
In the GB, HB, LI, HI, RR and RT districts, dividing or subdividing is only allowed in the following circumstances:  a. When property lines are being modified for an existing developed property. b. When property lines are being modified for an undeveloped lot or lots if the overall density is not increased by adding additional buildable lots for development.	Limitation to additional buildable lots in residential, business and industrial districts.	Allows for property adjustments which meet the standards specified.	Allows for problem solving for existing uses and limits the development of new property in fulfillment of the purpose of the UFD.

Page 6

Attachment A

Summary Matrix



Section	What does It do?	Proposed Changes	Reason for Change/Impact of Change
Sec. 24-505. Urban Fringe District Map.			
The area within the Urban Fringe Overlay District is set forth on the official map delineating the boundaries of each municipality's urban fringe overlay district. Areas around the following municipalities are included: City of Mankato, City of Eagle Lake, City of Madison Lake, and the City of Skyline.	Connects the language in county code to the official UFD map.	Adding this section.	Describes the cities impacted by the UFD.
The each select foodlate from municipal boundaries are represented DD.	Presents key elements included on the official UFD map.	Adding this section.	Provides a reasoning for the boundaries shown on the official UFD map.

# Attachment B - Draft UFD Ordinance Update

ARTICLE VI. URBAN FRINGE OVERLAY DISTRICT (UFD)

# ARTICLE VI. URBAN FRINGE OVERLAY DISTRICT (UFD)

#### Sec. 24-501. Purpose.

- (a) The purpose of this UFD is to prevent encroachment of nonfarm uses into agricultural lands, and to allow for the orderly conversion of agricultural lands to urban type uses which are serviced by municipal water, stormwater and sewer systems. Some of the nonfarm land uses within the underlying districts are not compatible with, and/or may interfere with, the orderly development of the area for future urban uses if allowed to develop without the limitations imposed by this UFD. Limiting the intensity of development within the UFD ensures that development occurs in a fiscally and environmentally responsible manner consistent with future development plans for the area.
- (b) Land use planning within the UFD should be a cooperative effort between the county and municipality in order to work towards the most efficient, planned and cost-effective delivery of government services. Township engagement in land use planning within the UFD will follow the specified process for land use applications according to the Blue Earth County Code of Ordinances. Planning within the UFD must also ensure compatibility of one community's development with the development of neighboring communities or jurisdictions.
- (c) The UFD standards allow for the continuation and maintenance of existing nonfarm uses in the UFD. (Ord. of 2-28-2012)

#### Sec. 24-502. Uses.

- (a) Permitted uses. The following uses are permitted within the UFD, subject to the standards of section 24-504:
  - (1) Single-family dwellings in the RR and RT zoning districts.
  - (2) Single-family dwellings in the C and A zoning districts, at a density of one residence per quarter-quarter section (40 acres). Transfer of development rights may be utilized to exceed the permitted housing density of one dwelling per quarter-quarter section (40 acres), provided that the density does not exceed four dwellings in the receiving quarter-quarter section (40 acres). Lots of record may be utilized as specified in the density regulations of the A and C zoning districts. Bonus Lots are not permitted.
  - (3) Agricultural and related uses in the RR, RT, A and C districts, including agricultural buildings as specified in the underlying zoning districts.
  - (4) Feedlots with less than 50 animal units in the A district as permitted on the UFD map.
  - (5) Flood control and watershed structures in all zoning districts.
  - (6) Level I home occupations as regulated in section 24-326 in the A and C districts.
  - (7) Any permitted use in the GB, HB or LI districts, provided that the use meets the standards of section 24-504.
  - (8) Any permitted use allowed in the LI zoning district is allowed as a permitted use in the HI zoning districts.
  - (9) Railroad right-of-way, but not including railroad yards as allowed in underlying zoning districts.
  - (10) Land spreading of septage and sewage sludge in the A district as regulated by the state and the Federal EPA.

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- (11) Noncommercial wind energy conversion system as regulated in section 24-333 in all zoning districts.
- (12) Small solar energy systems in all zoning districts. Small solar energy systems are not allowed in any floodplain district.
- (13) Parks, recreational areas, wildlife areas, game refuges and forest preserves owned by government agencies in all zoning districts.
- (14) Seasonal produce sale stands as regulated in section 24-332.
- (15) Removing or filling 0—50 cubic yards of fill that is not in connection with another permitted, conditional or interim use in the A, C, RT, and RR zoning districts and shall be reviewed by the planning agency.
- (16) Removing, stockpiling, or filling more than 500 cubic yards or disturbing one acre or more of land outside of a public right-of-way for township, county, state or federal road projects in the A and C zoning district shall be reviewed by the planning agency. The requirements and standards in section 6-674 shall be met.
- (17) Advertising, outdoor devices as regulated in section 24-311.
- (18) Nursing homes when served by municipal utilities in the RT zoning district.
- (19) Offices associated with any permitted, conditional and interim uses listed in subsections (a), (b), and (c) of this section.
- (20) Accessory uses which are incidental to the permitted, conditional and interim uses listed in subsections (a), (b), and (c) of this section.
- (21) Accessory buildings which are incidental to the uses in subsection (a), (b), and (c) of this section.
- (22) Stand-alone accessory buildings as allowed in chapter, 24, section 24-338 in the A and C zoning districts.
- (b) Conditional uses. The following uses may be allowed as conditional uses within the UFD, subject to the provisions of article II of this chapter and the standards of section 24-504:
  - (1) Any conditional use in the GB, HB or LI district, provided that the use meets the standards of section 24-504.
  - (2) Any conditional use allowed in the LI zoning district is allowed as a conditional use in the HI zoning districts within the UFD.
  - (3) Buildings owned and operated by a governmental agency for a public purpose as allowed in the underlying zoning districts.
  - (4) Essential service utility structures or buildings, including broadcasting facilities, antennas and pipelines as allowed in the underlying zoning districts.
  - (5) New feedlots or the expansion of an existing feedlot to a cumulative total of 50 animal units or more in the A district as permitted on the UFD map.
  - (6) Manure storage structures in the A district.
  - (7) The proposed modification of an existing permitted feedlot in the shoreland district to mitigate an existing pollution problem.
  - (8) Commercial wind energy conversion system as regulated in section 24-333. in the A, LI , and HI zoning district.
  - (9) Churches as allowed in the underlying zoning districts,

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- (10) Cemeteries and/or memorial gardens as allowed in the underlying zoning districts.
- (11) Conversion of existing common interest communities, resorts, manufactured home parks, and other similar pre-zoning ordinance nonconforming developments pursuant to Minn. Stats. chs. 515A, 515B and 327C, where applicable, and requirements of sections 24-354 and 24-47(3) in the RT and RR zoning districts
- (12) Manufactured home parks containing manufactured homes constructed and installed according to requirements of Minn. Stats. §§ 327.31—327.35 (Minnesota Manufactured Home Building Code), connected to municipal water and sewer, and as regulated in section 24-308 in the RT zoning district
- (13) Planned unit development as regulated in article V of this chapter in the RT zoning district.
- (c) Interim uses. The following uses may be allowed as interim uses within the UFD, subject to the provisions of article II of this chapter and the standards of section 24-504:
  - (1) Extraction of minerals, associated mining and processing activities in the C, A and HI districts, subject to requirements of section 24-329.
  - (2) Any interim use in the GB, HB or LI district, provided that the use meets the standards of section 24-504.
  - (3) Any interim use allowed in the LI zoning district is allowed as an interim use in the HI zoning districts within the UFD,
  - (4) Junkyards and salvage yards within the HI zoning district in existence at the time of adoption of this article. Existing junkyards shall obtain an interim use permit within one year of adoption of this ordinance.
  - (5) Nurseries, retail as allowed in the underlying zoning districts.
  - (6) Greenhouses as allowed in underlying zoning districts.
  - (7) Level I home occupations as regulated in section 24-326 in the RR and RT districts.
  - (8) Level II home occupations as regulated in section 24-326 in the A and C districts.
  - (9) Elder care/dependent care as regulated in section 24-324 in the A, C, or RR Districts
  - (10) Large solar energy systems as regulated in section 24-334 as allowed in the underlying zoning districts.
  - (11) Campgrounds as regulated in section 24-322 as allowed in the underlying zoning districts.
  - (12) Bed and breakfast/inns as regulated in section 24-321 as allowed in the underlying zoning districts.
  - (13) Short-term Rental Units as regulated by section 24-337.
  - (14) Self-service storage facilities (mini-storage) as regulated in section 24-335 as allowed in the underlying zoning districts.
  - (15) Multiple-family dwellings served by municipal services in the RT zoning district.

(Ord. of 2-28-2012; Ord. of 2-21-2014; Ord. of 2-16-2016; Ord. of 8-25-2020(1))

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# Sec. 24-503. Height, yard, lot area, width, depth and coverage.

- (a) General regulations. All height, yard, lot area, lot width, lot depth and lot coverage regulations in the UFD shall comply with the requirements of the underlying zoning district.
- (b) County State Aid Highway 90; front yard regulations. There shall be a front yard setback of not less than 100 feet from the right-of-way line of County State Aid Highway 90 in the UFD.

(Ord. of 2-28-2012)

# Sec. 24-504. General standards.

The application of the UFD shall comply with the following general standards:

- (a) Every property or use shall have approved access to a public road or highway. No new use shall be established, and no expansion of an existing use shall be permitted if the property does not have access to a public road or highway. All accesses or expansions or modifications to existing accesses in the UFD shall be in accordance with approved transportation plans adopted by the road authority. The intensity of nonfarm land uses, including the expected traffic generated to the site, must be compatible, and/or not interfere with, the orderly development of the area.
- (b) The intensity of nonfarm land uses, including water usage, wastewater discharge, and stormwater management must ensure that development occurs in an environmentally responsible manner. The following characteristics of the property and the proposed use shall be reviewed before any land use development applications are considered:
  - Water usage of the proposed use. New nonfarm uses which require the need for a Minnesota Department of Natural Resources Well Construction Preliminary Assessment to obtain a Water Appropriations Permit (10,000 gallons per day or 1 million gallons per year) must be connected to municipal water service.
  - 2. Ability of the site to connect to municipal wastewater services or self-provide for adequate on-site wastewater treatment. When served by on-site wastewater treatment, the site's soil, topography or any other factor which prevents the installation of an adequate on-site septic system meeting the requirements of Article V of Chapter 6 of this Code, or if any factor prevents expansion of the existing on-site septic system to meet this chapter's standards, or if design flow greater than 5,000 gallons per day to 10,000 gallons per day, or if a single proposed or existing soil dispersal area receives a flow greater than 10,000 gallons per day; or when all proposed and existing SSTS soil dispersal areas that are under common ownership and within one-half mile of each other have a combined flow greater than 10,000 gallons per day.
  - Stormwater management plans shall meet applicable state and local stormwater management standards and regulations to ensure erosion and sedimentation of downgradient property and bodies of water are not negatively impacted.
- (c) A map amendment to an underlying zoning district within the UFD may only be considered on land if compliant with section 24-46 and meeting all the following criteria:
  - The purpose of the map amendment must meet the purpose and considerations of the County Land Use Plan, the purpose of the UFD, and other standards of the County Code.
  - 2. The proposed map amendment must be consistent with the surrounding land uses and zoning districts. Expansion of spot zoning is prohibited.

- 3. The proposed map amendment must not negatively impact the health, safety, and general welfare of the public.
- 4. The purpose of the map amendment must be for a less intense land use and zoning district.
- 5. The respective municipality and township shall be engaged in a rezoning process per item (f) of this section.
- (d) Nothing within the standards of this UFD shall be interpreted to allow uses not permitted in an underlying zoning district.
- (e) Existing uses of land which are not listed as permitted, conditional, or interim uses within the UFD shall be considered legally nonconforming and shall comply with section 24-309.
- (f) If an amendment or map amendment is requested to the Urban Fringe Overlay District or the boundary of the underlying zoning district, the respective municipality and township shall be informed of the request and shall have a 30-day comment period to review and respond. The municipality's review and response shall examine whether the amendment is consistent with the goals and objectives of the municipal land use plan, how the request impacts the delivery of municipal services, and how the request impacts the planned capacity of municipal services. Township review shall be subject to section 24-45. If the township is party to an Orderly Annexation Agreement, the township review shall be subject to section 24-526. Amendments shall not be granted indiscriminately and shall only be granted when necessary to reflect changes in the goals and policies of the community and the County Land Use Plan.
- (g) All land divisions or combinations in the UFD must meet the standards in Chapter 20 of the County Code and the following standards:
  - 1. In the A or C districts, dividing, subdividing, or modifying property lines for any permitted, conditional, or interim use that is identified in section 24-502 or an existing use is allowed.
  - 2. In the GB, HB, LI, HI, RR and RT districts, dividing or subdividing is only allowed in the following circumstances:
    - When property lines are being modified for an existing developed property.
    - When property lines are being modified for an undeveloped lot or lots if the overall density is not increased by adding additional buildable lots for development.

### Sec. 24-505. Urban Fringe District Map.

- (a) The area within the Urban Fringe Overlay District is set forth on the official map delineating the boundaries of each municipality's urban fringe overlay district. Areas around the following municipalities are included: City of Mankato, City of Eagle Lake, City of Madison Lake, and the City of Skyline.
- (b) Boundaries for the UFD are based upon the purpose of the UFD as specified in section 24-501.
- (c) The setback of feedlots from municipal boundaries are represented on the Urban Fringe District Map. All feedlots must be setback from a municipality's corporate limits.

(Ord. of 2-28-2012)

Secs. 24-505-24-524. Reserved.

# Attachment C - Current UFD Ordinance

ARTICLE VI. URBAN FRINGE OVERLAY DISTRICT (UFD)

# ARTICLE VI. URBAN FRINGE OVERLAY DISTRICT (UFD)

## Sec. 24-501. Purpose.

- (a) The purpose of this UFD is to prevent encroachment of nonfarm uses into agricultural lands, and to allow for the orderly conversion of agricultural lands to urban type uses which are serviced by municipal water and sewer systems. Some of the nonfarm land uses within the underlying districts are not compatible with, and/or may interfere with, the orderly development of the area for future urban uses if allowed to develop without the limitations imposed by this UFD. Limiting the intensity of development within the UFD ensures that development occurs in a fiscally and environmentally responsible manner consistent with future development plans for the area.
- (b) Land use planning within the UFD should be a cooperative effort between the county and municipality in order to work towards the most efficient, planned and cost-effective delivery of government services. Planning within the UFD must also ensure compatibility of one community's development with the development of neighboring communities or jurisdictions.
- (c) The UFD standards allow for the continuation and maintenance of existing nonfarm uses in the UFD. (Ord. of 2-28-2012)

#### Sec. 24-502. Uses.

- (a) Permitted uses. The following uses are permitted within the UFD:
  - (1) Single-family dwellings in the RR and RT districts, provided that the dwelling is located on a lot of record in existence on the effective date of the ordinance from which this article is derived.
  - (2) Single-family dwellings in the C and A districts at a density of one residence per quarter-quarter section (40 acres). Transfer of development rights and bonus lots may be utilized to exceed the permitted housing density of one dwelling per quarter-quarter section (40 acres), providing that the density does not exceed four dwellings per quarter-quarter section (40 acres) in the receiving quarter-quarter section (40 acres).
  - (3) Agricultural and incidental agricultural related uses in the RR, A and C districts, including agricultural buildings.
  - (4) Feedlots of 100 animal units or less in the A district.
  - (5) Flood control and watershed structures.
  - (6) Level I home occupations in the A and C districts.
  - (7) Any permitted use in the GB, HB or LI districts, provided that the use is located on a lot of record in existence on the effective date of the ordinance from which this article is derived.
  - (8) Railroad lines and switching yards.
  - (9) Land spreading of septage and sewage sludge in the A district as regulated by the state and Federal EPA.
  - (10) Noncommercial wind energy conversion system in all zoning districts.
  - (11) Small solar energy systems (not allowed in floodplains).



- (b) Conditional uses. The following uses may be allowed as conditional uses within the UFD, subject to the provisions of article II of this chapter:
  - (1) Any conditional use in the GB, HB or LI district, provided that the use is located on a lot of record in existence on the effective date of the ordinance from which this article is derived.
  - (2) Buildings owned and operated by a governmental agency for a public purpose.
  - (3) Essential service utility structures or buildings, including broadcasting facilities, antennas and pipelines.
  - (4) Parks, recreational areas, wildlife areas, game refuges and forest preserves.
  - (5) New feedlots over 100 animal units or the expansion of existing feedlots over 100 animal units in the A district.
  - (6) Manure storage structures in the A district.
  - (7) New landfills or expansion of existing landfills.
  - (8) Commercial wind energy conversion system in the Azoning district, LI district, and HI district.
- (c) Permitted accessory uses. Permitted accessory uses in the UFD shall be other accessory uses customarily incidental to the permitted and conditional uses listed in subsections (a) and (b) of this section, except no accessory buildings shall be allowed within the required front yard.
- (d) Interim uses. The following uses may be allowed as interim uses within the UFD, subject to the provisions of article II of this chapter:
  - (1) Extraction of minerals and associated processing activities in the C, A and HI districts, subject to requirements of section 24-329.
  - (2) Any interim use in the GB, HB or LI district, provided that the use is located on a lot of record in existence on the effective date of the ordinance from which this article is derived.
  - (3) Garden nurseries and greenhouses in the RR, A and C districts.
  - (4) Level I home occupations in the RR and RT districts.
  - (5) Level II home occupations in the A and C districts.
  - (6) Short-term rental units as regulated by section 24-337.

(Ord. of 2-28-2012; Ord. of 2-21-2014; Ord. of 2-16-2016; Ord. of 8-25-2020(1); Ord. of 1-25-2022(3), Att. 1)

#### Sec. 24-503. Height, yard, lot area, width, depth and coverage.

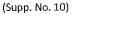
- (a) General regulations. All height, yard, lot area, lot width, lot depth and lot coverage regulations in the UFD shall comply with the requirements of the underlying zoning district.
- (b) County State Aid Highway 90; front yard regulations. There shall be a front yard setback of not less than 100 feet from the right-of-way line of County State Aid Highway 90 in the UFD.

(Ord. of 2-28-2012)

#### Sec. 24-504. General standards.

The application of the UFD shall comply with the following general standards:

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- (a) Every lot of record or use shall have approved access to a public road or highway. No new use shall be established and no expansion of an existing use shall be permitted if the lot of record does not have access to a public road or highway. All accesses or expansions or modifications to existing accesses in the UFD shall be in accordance with approved transportation plans adopted by the municipality, township, the state department of transportation or the county.
- (b) Water usage and ability of the site to self-provide for adequate on-site wastewater treatment and disposal shall be considered before any permits are granted for expansions of existing development. Permits shall not be granted for any expansion of any development within the UFD if the site's soil, topography or any other factor prevents the installation of an adequate on-site septic system meeting the requirements of article V of chapter 6 of this Code, or if any factor prevents expansion of the existing on-site septic system to meet this chapter's standards.
- (c) Rezoning, dividing, subdividing or re-subdividing property for the purpose of expanding existing nonfarm uses or for developing new nonfarm uses shall be prohibited.
- (d) Nothing within the standards of this UFD shall be interpreted to allow uses not permitted in an underlying zoning district.
- (e) Existing uses of land which are not listed as permitted or conditional uses within the UFD shall be considered legally nonconforming and shall comply with section 24-309.
- (f) If an amendment is requested to the overlay or underlying zoning district, the municipality shall be informed of the request and shall have a 30-day comment period to review and respond. The municipality's review and response shall examine whether the amendment is consistent with the goals and objectives of the municipal land use plan, how the request impacts the delivery of municipal services, and how the request impacts the planned capacity of municipal services. Amendments shall not be granted indiscriminately, and shall only be granted when necessary to reflect changes in the goals and policies of the community via agreement between municipality and county as reflected in the county's comprehensive development plan.

(Ord. of 2-28-2012)

Secs. 24-505—24-524. Reserved.

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#### Sec. 24-503. Height, yard, lot area, width, depth and coverage.

- (a) General regulations. All height, yard, lot area, lot width, lot depth and lot coverage regulations in the UFD shall comply with the requirements of the underlying zoning district.
- (b) County State Aid Highway 90; front yard regulations. There shall be a front yard setback of not less than 100 feet from the right-of-way line of County State Aid Highway 90 in the UFD.

(Ord. of 2-28-2012)

#### Sec. 24-504. General standards.

The application of the UFD shall comply with the following general standards:

- (a) Every property or use shall have approved access to a public road or highway. No new use shall be established, and no expansion of an existing use shall be permitted if the property does not have access to a public road or highway. All accesses or expansions or modifications to existing accesses in the UFD shall be in accordance with approved transportation plans adopted by the road authority. The intensity of nonfarm land uses, including the expected traffic generated to the site, must be compatible, and/or not interfere with, the orderly development of the area.
- (b) The intensity of nonfarm land uses, including water usage, wastewater discharge, and stormwater management must ensure that development occurs in an environmentally responsible manner. The following characteristics of the property and the proposed use shall be reviewed before any land use development applications are considered:
  - Water usage of the proposed use. New nonfarm uses which require the need for a Minnesota
    Department of Natural Resources Well Construction Preliminary Assessment to obtain a Water
    Appropriations Permit (10,000 gallons per day or 1 million gallons per year) must be connected to
    municipal water service.
  - 2. Ability of the site to connect to municipal wastewater services or self-provide for adequate on-site wastewater treatment. When served by on-site wastewater treatment, the site's soil, topography or any other factor which prevents the installation of an adequate on-site septic system meeting the requirements of Article V of Chapter 6 of this Code, or if any factor prevents expansion of the existing on-site septic system to meet this chapter's standards, or if design flow greater than 5,000 gallons per day to 10,000 gallons per day, or if a single proposed or existing soil dispersal area receives a flow greater than 10,000 gallons per day; or when all proposed and existing SSTS soil dispersal areas that are under common ownership and within one-half mile of each other have a combined flow greater than 10,000 gallons per day.
  - 3. Stormwater management plans shall meet applicable state and local stormwater management standards and regulations to ensure erosion and sedimentation of downgradient property and bodies of water are not negatively impacted.
- (c) A map amendment to an underlying zoning district within the UFD may only be considered on land if compliant with section 24-46 and meeting all the following criteria:
  - 1. The purpose of the map amendment must meet the purpose and considerations of the County Land Use Plan, the purpose of the UFD, and other standards of the County Code.
  - 2. The proposed map amendment must be consistent with the surrounding land uses and zoning districts. Expansion of spot zoning is prohibited.



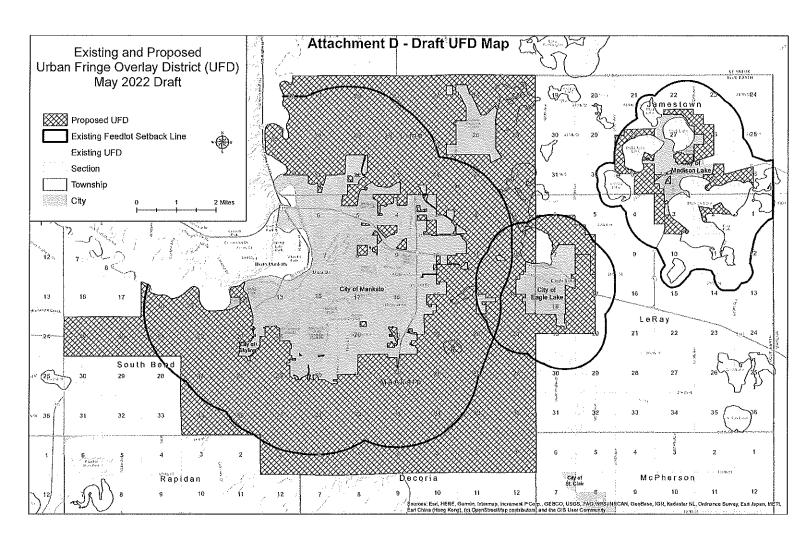
- 3. The proposed map amendment must not negatively impact the health, safety, and general welfare of the public.
- 4. The purpose of the map amendment must be for a less intense land use and zoning district.
- 5. The respective municipality and township shall be engaged in a rezoning process per item (f) of this section.
- (d) Nothing within the standards of this UFD shall be interpreted to allow uses not permitted in an underlying zoning district.
- (e) Existing uses of land which are not listed as permitted, conditional, or interim uses within the UFD shall be considered legally nonconforming and shall comply with section 24-309.
- (f) If an amendment or map amendment is requested to the Urban Fringe Overlay District or the boundary of the underlying zoning district, the respective municipality and township shall be informed of the request and shall have a 30-day comment period to review and respond. The municipality's review and response shall examine whether the amendment is consistent with the goals and objectives of the municipal land use plan, how the request impacts the delivery of municipal services, and how the request impacts the planned capacity of municipal services. Township review shall be subject to section 24-45. If the township is party to an Orderly Annexation Agreement, the township review shall be subject to section 24-526. Amendments shall not be granted indiscriminately and shall only be granted when necessary to reflect changes in the goals and policies of the community and the County Land Use Plan.
- (g) All land divisions or combinations in the UFD must meet the standards in Chapter 20 of the County Code and the following standards:
  - In the A or C districts, dividing, subdividing, or modifying property lines for any permitted, conditional, or interim use that is identified in section 24-502 or an existing use is allowed.
  - In the GB, HB, LI, HI, RR and RT districts, dividing or subdividing is only allowed in the following circumstances:
    - a. When property lines are being modified for an existing developed property.
    - b. When property lines are being modified for an undeveloped lot or lots if the overall density is not increased by adding additional buildable lots for development.

#### Sec. 24-505. Urban Fringe District Map.

- (a) The area within the Urban Fringe Overlay District is set forth on the official map delineating the boundaries of each municipality's urban fringe overlay district. Areas around the following municipalities are included: City of Mankato, City of Eagle Lake, City of Madison Lake, and the City of Skyline.
- (b) Boundaries for the UFD are based upon the purpose of the UFD as specified in section 24-501.
- (c) The setback of feedlots from municipal boundaries are represented on the Urban Fringe District Map. All feedlots must be setback from a municipality's corporate limits.

(Ord. of 2-28-2012)

Secs. 24-505-24-524. Reserved.





705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: YMCA Member Survey

John Kind, Executive Director with the Mankato Family YMCA, reached out and asked if we could include the attached member survey in the City's newsletter and Facebook page. The survey tells people about a possible YMCA on the east side of Mankato and asks if they would consider becoming a member.

Discussion should ensue and direction given to staff to include in the City's newsletter and on Facebook.

Jennifer J. Bromeland City Administrator The Mankato Family YMCA needs your help as they determine the feasibility of opening a new branch on the east side of Mankato. You can access a survey by using the URL or QR code below.

http://tiny.cc/YMCA2022



Thank you for your help as we explore this exciting possibility!

John Kind Executive Director, Mankato Family YMCA





705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: Schedule Work Session to Review Police Department Staffing Needs

The City's Personnel Committee (Mayor Auringer and Garrett Steinberg) recently met with Chief of Police John Kopp and me to review police department coverage and staffing needs. The possibility of hiring a 4<sup>th</sup> full-time police officer to address coverage and staffing needs was discussed.

A date and time should be determined for a work session the week of June 20th.

Jennifer J. Bromeland City Administrator







Real People. Real Solutions.

# CSAH 27 (Agency Street) Reconstruction Project Newsletter

June 2, 2022

#### Construction schedule:

Start: May 2021 Finish: October 2021 Final Paving: June 2022

#### Contacts:

Bolton & Menk, Inc. 1960 Premier Drive

Mankato, MN 56001 Phone: 507-625-4171 Fax: 507-625-4177 www.bolton-menk.com

Brian J. Sarff, P.E.

(Eagle Lake Consultant City Engineer)

Cell Phone: 507-327-2825

E-mail: Brian.Sarff@bolton-menk.com

Joe Smith

(Construction Representative) Cell Phone: 507-676-3751

E-mail: Joe.Smith@bolton-menk.com

#### City of Eagle Lake

705 Parkway Avenue Eagle Lake, MN 56024 Jennifer Bromeland (City Administrator) Office: 507-257-3218

jbromeland@eaglelakemn.com

#### **Blue Earth County Public Works**

35 Map Drive PO Box 3083 Mankato, MN 56001 Stefan T. Gantert, P.E.

Stefan T. Gantert, P.E. (Assistant County Engineer) Office: 507-304-4025

Stefan.Gantert@blueearthcountymn.gov

Dirt Merchant, Inc.

Luke Stoffel (Project Manager) 3301 3<sup>rd</sup> Avenue Mankato, MN 56001 Office: 507-389-9129

luke@dirtmerchantinc.com



#### Overview

As you know, the City of Eagle Lake is partnering with Blue Earth County to undertake the reconstruction of Agency Street (County State Aid Highway 27). The project includes complete street and utility reconstruction from Thomas Drive to Le Ray Avenue.



# **Project Timeline**



# Construction

The City's and County's contractor, Dirt Merchant Inc. (DMI) completed most of the construction last fall. So far this spring, DMI has been working to address normal concrete repairs and other routine work needed to complete the project.

Late last fall, all disturbed boulevard areas were seeded in anticipation of spring germination. Before the project is considered complete this summer, DMI will be reseeding recently disturbed areas as well as a few spots where dormant seed failed to germinate. Residential turf typically takes 1-2 years to become fully established, so please be patient. The following is a list of best practices for homeowners to help establish new grass:

- In the absence of rain, water at a rate of between 1/4 and 1/2 inches, three times per week.
- · Weeds may have begun to appear. Control weeds by hand pulling.
- Mow when turf first reaches a uniform height of 5-6 inches. Avoid mowing when the grass density is less than 50 percent of area coverage.
- Avoid mowing newly established turf when conditions are hot (85° F) and dry.
- Do not cut more than 1/3 of the grass height in a single mowing event.
- If walking in the new grass area shows settlement in the soil, the turf has not yet established and should not be mowed. Do not mow if mower tires form ruts.



# **Asphalt Paving**



#### Access

The final lift of asphalt pavement is scheduled for constructed starting on June 8<sup>th</sup> (weather permitting). Prior to paving, manhole covers will be raised above the current surface – please drive with caution. Driveway access will not be possible during the actual placement of asphalt pavement, so please plan accordingly. Agency Street will be open to traffic on the same day as the paving operation. Striping will be installed upon completion of the final lift of asphalt.



#### **Updates**

Informational social media updates and newsletters will be sent periodically throughout the project. If you have questions or concerns at any time, please contact Joe Smith using the information listed. For more information and FAQs, please visit the following websites:

Blue Earth County Project website:

https://www.blueearthcountymn.gov/CSAH27

City of Eagle Lake Project website:

https://eaglelakemn.com/city/current-construction-projects





705 Parkway Ave, PO Box 159, Eagle Lake, MN 56024 (507) 257-3218 Phone (507) 257-3220 Fax

June 6, 2022

To: Honorable Mayor Auringer and City Council From: Jennifer J. Bromeland, City Administrator

Re: City Administrator Report

- 1. SMIF Bus Tour in Eagle Lake: July 21<sup>st</sup> from 9:15 a.m. -10:00 a.m. Attached is an email from Southern Minnesota Initiative Foundation (SMIF) about an upcoming 6<sup>th</sup> Annual Bus Tour on July 21<sup>st</sup>. A stop has been proposed in Eagle Lake from 9:15 a.m.-10:00 a.m. at City Hall. Coffee and light refreshments will be served. There will be approximately 40 people that will be getting off the bus to learn more about our community and accomplishments/challenges. More information to follow but please mark this date and time on your calendars and attend if you are available. The EDA will also be invited to attend.
- 2. Water Treatment Plant Project and Other Updates. Two congressionally directed spending requests were submitted one to US Senator Klobuchar and another to US Senator Smith for funding of the proposed water treatment plant project. Notice was received from Senator Smith's office, a copy of which is attached, that the request has been put forward and is being reviewed by the Appropriations Committee. Updates will be provided as information becomes available. A proposal was submitted to both MDH and PFA for placement on the drinking water revolving loan fund project priority list. In addition, a request for an appropriation was sent to local legislators asking for planning and design work for a new water treatment plant. An option to purchase land needed for a new water treatment plant was drafted and sent to the owners of the parcel identified as being a feasible location. City staff has requested an updated water and sewer rate analysis to ensure sufficient funding for the proposed sewer and water extension project as well as requested a review of financing options for a new SCADA system and water tower rehab project. Discussion should ensue in the future about the use of ARPA funding and needed water infrastructure improvements.
- 3. 2023 Budget Timeline and Review of Expenditures and Revenues. Departmental budget worksheets will be distributed later this month. The preliminary levy will be adopted in September. A report will be sent out shortly with expenditures and revenues and we will work to implement a schedule involving quarterly reviews by elected officials.
- 4. Outdoor Warning Sirens and Information from Blue Earth County. Following a severe weather event in May, City staff fielded some questions from elected officials about outdoor warning sirens and who determines when they are used. Per an inquiry to the Blue Earth County Sheriff's Office, there is no state wide policy it's a county decision on when the sirens are used. My understanding is that the outdoor warning sirens are used when there is a tornado warning that goes into effect by the National Weather Service or if a trained spotter identifies a tornado on the ground. At the present time,



anytime a tornado warning is in effect, all the sirens sound. As far as siren coverage, that is the responsibility of each city. The sirens are owned by the city. An option the city may wish to explore is contacting a siren company to review current location of sirens and put together a coverage map showing areas covered by the existing sirens and identify any gaps that should be addressed as Eagle Lake grows. Sirens are outdoor warning systems only. A weather radio is an option for those that would like an indoor warning system. We will make a push in the summer newsletter to encourage residents to sign up for the CodeRED emergency notification system.

Jennifer J. Bromeland City Administrator

# Jennifer Bromeland

From: Melissa Langer < melissal@smifoundation.org >

**Sent:** Thursday, June 2, 2022 11:10 AM

To: Jennifer Bromeland; jenbromeland@gmail.com

**Subject:** SMIF bus tour on July 21

Attachments: Itinerary - SMIF 6th Annual Bus Tour.doc

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Dear Jennifer,

Each year SMIF does a bus tour of 3-4 counties in our 20 county region. This year will be Blue Earth, Waseca and Freeborn. I've attached a draft itinerary that was put together based on feedback from staff of things that they would like to see us do. As you will notice, I've proposed a stop in Eagle Lake from 9:15AM – 10:00AM on Thursday, July 21. I'm hoping that we will have an opportunity to identify a location (Jeff Andrews suggested maybe city hall?) that our participants – approximately 40 people – could get off the bus and meet with local leaders to learn about your community and it's accomplishments/challenges. Each year we have found new ways to create common ground and relationships throughout the region and I'm hoping this is something that works for you. I'd be very appreciative if you would consider our request for a community visit and perhaps help me identify people to contact of supply with me names of people that you talk to and would like to join in the conversation.

Please feel free to email - or call me at your convenience.

Thanks.

Melissa Langer Operations & Governance Manager Southern Minnesota Initiative Foundation

T 507.455.3215 x 7028 **D** 507.214.7028 **Directions** E melissal@smifoundation.org | www.smifoundation.org











# Jennifer Bromeland

From: McCloskey, Anna (Smith) <Anna\_McCloskey@smith.senate.gov>

**Sent:** Tuesday, May 31, 2022 3:04 PM

**To:** McCloskey, Anna (Smith)

**Subject:** Congressionally-directed spending confirmation

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello,

This email confirms that Senator Smith put forward your request for Congressionally-Directed Spending. The required disclosures are posted on our website at <a href="mailto:smith.senate.gov/cds">smith.senate.gov/cds</a>. Please note that requests are still being reviewed by the Appropriations Committee and may be revised.

I will provide periodic updates as information becomes available. If you have any questions in the meantime, please let me know.

Best,

# **Anna McCloskey**

Legislative Assistant
Office of Senator Tina Smith

	Pumphouse - All of the existing equipment is aged and should be replaced including:		
City of Woodbury	Well Manifold Pipe Project - This is a "shovel ready project" that will connect three municipal drinking water supply wells (Well 15, 16, and 18) within the City of Woodbury to a single raw water line to facilitate subsequent connection to water treatment facility addressing contamination now and into the future. This project supports good governance, builds resiliency in potable water supply, and takes steps towards resolving identified operational issues, water quality differences in the community, and cost disparities, and supports future flexibility as the science on water quality evolves.	City of Woodbury MN	\$4,400
City of Woodbury	Funds if provided will be directly used to facilitate the replacement of aging water main pipe infrastructure in the City of Woodbury. Implementation of this effort is project driven. When done in concert with other infrastructure instillation it will minimize impact to the community, local businesses, result in a more resilient water system, and minimize contamination risk to the potable water supply system.	City of Woodbury MN	\$468
City of Cologne	The funds will be used to replace a roughly 25 years old treatment facility in Cologne. The replacements include a new lift station, new pretreatment building, new aeration basin, a new clarifier to be used alongside the current clarifier, new sand filters and biosolids storage tanks.	Cologne MN	\$4,000
City of Cook	This project includes the creation of a stormwater management plan, engineering, and construction to address the drainage issues on North River Street. The reconstructed road would be full-depth bituminous designed to properly drain water from the road and divert it to storm drains.	Cook MN	\$250
City of Duluth	The pedestrian sidewalks suspended off each side of the bridge's trusses require substantial work. The sidewalk structural steel support system and concrete-filled steel sidewalk grating are heavily deteriorated resulting in ongoing repairs to maintain safe pedestrian travel. To affect a proper repair, the sidewalk grating and much of its underlying steel support system require replacement.	Duluth MN	\$6,000
City of Cloquet	Funds would be used for replacement of existing electrical infrastructure at Pump Station 1 and 2 in addition to recoating and structural repairs required at both ground storage reservoirs.	Duluth MN	\$5,446
City of Eagle Lake	The funds would be used to purchase property for a new facility, complete a hydrogeological study for a new well, complete test well, complete and	Eagle Lake MN	\$4,750
Lunc	submit engineering plans and specifications, and begin construction.		
Fond du Lac Band of Lake Superior Chippewa	The Band is seeking to replace expendable water treatment facility components (e.g. filtration media and filter underdrain). The Ridge Road Pumphouse and gravity filter was originally constructed in 1985. The gravity filter media is at the end of its design life and needs to be replaced in order to continue effective iron, manganese, and hydrogen sulfide removal. The project would also incorporate additional water storage, as the existing water storage tank (1700 gal) is 171% less than the required amount per Ten (10) State Standards, and does not provide adequate volume to provide fire flows or protection.	Fond du Lac Reservation located by Cloquet, MN MN	\$2,500
Fond du Lac Band of Lake Superior Chippewa	he Band is seeking planning and implementation funds to assist in establishing its own sanitation facilities for the Big Lake Area and Sawyer District, located within the Fond du Lac Reservation.	Fond du Lac Reservation located by Cloquet, MN MN	\$16,000
City of Gilman	Federal funds will be used to fund the design and construction of replacement sanitary sewer and stormwater collection infrastructure. Select portions of the sanitary sewer system will be replaced and new sanitary sewer pipes and forcemains would be added to the existing system to provide sanitary service to new users. A new, deeper lift station is needed in order to provide proper cover for the sanitary sewer extensions to the new users. Existing rip rap along the wastewater pond berms would be removed and replaced to provide proper erosion control. The access road would also be improved by adding aggregate surfacing and geotextile fabric to the roadway. The proposed stormwater project will include minor grading and installation of curb and gutter to facilitate proper drainage along the city streets. Storm sewer pipe, catch basins,	Gilman MN	\$6,924
	and storm manholes would also be added to the city roads using standard		