

A regular meeting of the City Council for the City of Fairfax, Minnesota was held on March 10th, 2020 at 7:00pm in the City Council Chambers.

Members: Brad Augustin, Josh Bunkers, John Schaefer, Steve Schmidt

Absent: Brad Bastian

Visitors: Nicholas Johnson, City Administrator
Joel Grejtak, Utilities Superintendent
Scott Froehlich, Police Chief
Aaron Walton, City Attorney
Denise Bonsack, Standard-Gazette & Messenger
Becky Vos
Marisa Lee
Jim Cuff

The meeting was called to order.

The Pledge of Allegiance was recited.

The agenda was reviewed. Staff requested the addition of an item to purchase a new mower for the baseball field. A motion was made by Bunkers and seconded by Schaefer to approve the agenda with the addition. All voted in favor. None voted against. The motion was carried.

The consent agenda was reviewed. A motion was made by Bunkers and seconded by Schaefer to approve the consent agenda. All voted in favor. None voted against. The motion was carried.

Consent Agenda:

1. Approval of Consent Agenda
2. Consider Approval of Minutes
 - a. February 11th, 2020 Council Meeting Minutes
3. Consider Approval of Claims for Payment
4. Consider Adoption of Resolution Approving Matt Ibberson to PERA Police Plan
5. Consider Approval of On-Sale Liquor License for Squirrels
6. Consider Approval of Off-Sale Liquor License for Squirrels
7. Consider Approval of Sunday Liquor License for Squirrels
8. Consider Approval of Frontline Warning Systems Agreement
9. Consider Approval of Electric Cogeneration Report

**City of Fairfax
Resolution 2020-10**

**Resolution of Public Employee Retirement Association
Part-Time Police Officer Position Declaration**

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 the property and personal safety of others; and

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

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Fairfax hereby declares that Matthew Ibberson, part-time police officer, meets all of the following Police and Fire Plan membership requirements:

1. Said position requires a license by the Minnesota Peace Officer Standards and Training board under sections 626.84 to 626.863.
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 gives this employee the full power of arrest.
5. Said position is assigned to a designated police department.

Adopted by the City Council of the City of Fairfax, Minnesota this 10th day of March, 2020.

Attest:

Mayor

City Administrator

The Council reviewed Resolution 2020-9, a resolution including EMT positions into the PERA Firefighter Retirement Plan. A motion was made by Bunkers and seconded by Schaefer to adopt the resolution. All voted in favor. None voted against. The motion was carried.

City of Fairfax

Resolution 2020-9

**Resolution of Public Employee Retirement Association
EMT Position Declaration**

WHEREAS, the State of Minnesota as declared in Minnesota Statutes 353G creates a retirement plan and fund for volunteer firefighters; and,

WHEREAS, the City of Fairfax, Minnesota, a municipal corporation, through the Fire Relief Association, joined the PERA Statewide Volunteer Firefighter Retirement Plan on December 31st, 2012; and,

WHEREAS, the definition of Volunteer Firefighter under Minnesota Statute Section 353G.01 reads, “Volunteer firefighter means a person who is an active member of a municipal fire department or independent nonprofit firefighting corporation and who, in that capacity, engages in fire suppression activities, provides emergency response services, or delivers fire education or prevention services on an on-call basis”; and,

WHEREAS, the EMTs of the Fairfax Fire-Rescue service qualify under the definition of Minnesota Statute Section 353G.01.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Fairfax hereby declares the following EMTs approved and included in the PERA Statewide Volunteer Firefighter Retirement Plan with all allowable retroactive service credits:

- Jaime Adamski
- Jamie Bleick
- Kelsey Heibel
- Alisha Schmidt

Adopted by the City Council of the City of Fairfax, Minnesota this 10th day of March, 2020.

Attest:

Mayor

City Administrator

A motion was made by Schaefer and seconded by Schmidt to not waive tort liability limits. All voted in favor. None voted against. The motion was carried.

The Council reviewed the SRO Agreement and Fairfax’s participation in it. A motion was made by Schaefer and seconded by Schmidt to discontinue participation in the SRO Program. All voted in favor. None voted against. The motion was carried.

An engineering agreement with SEH for 2020 seal coating services was reviewed. A motion was made by Schmidt and seconded by Schaefer to approve the agreement. All voted in favor. None voted against. The motion was carried.

The Council reviewed Resolution 2020-11, a resolution authorizing submission of a DNR grant. A motion was made by Bunkers and seconded by Schaefer to adopt the resolution. All voted in favor. None voted against. The motion was carried.

**City of Fairfax
Resolution 2020-11**

**Resolution Authorizing Submission of Grant Application to
The DNR Outdoor Recreation Grant Program for Memorial Park Improvements**

BE IT RESOLVED that City of Fairfax act as legal sponsor for the project contained in the Outdoor Recreation grant application to be submitted on the 26th day of March, 2020 and that Nicholas Johnson, City Administrator is hereby authorized to apply to the Department of Natural Resources for funding of this project on behalf of City of Fairfax.

BE IT FURTHER RESOLVED that the applicant has read the Conflict of Interest Policy contained in the Outdoor Recreation Grant Program Manual and certifies it will report any actual, potential, perceived or organizational conflicts of interest upon discovery to the state related to the application or a grant award.

BE IT FURTHER RESOLVED that City of Fairfax has the legal authority to apply for financial assistance, and financial capability to meet the match requirement (if any) and ensure adequate construction, operation, maintenance and replacement of the proposed project for its design life.

BE IT FURTHER RESOLVED that City of Fairfax has not incurred any development costs and has not entered into a written purchase agreement to acquire the property described in the Cost Breakdown section on this application.

BE IT FURTHER RESOLVED that City of Fairfax has or will acquire fee title or permanent easement over the land described in the site plan included in the application.

BE IT FURTHER RESOLVED that, upon approval of its application by the state,

City of Fairfax may enter into an agreement with the State of Minnesota for the above-referenced project, and that City of Fairfax certifies that it will comply with all applicable laws and regulations as stated in the grant agreement including dedicating the park property for uses consistent with the funding grant program into perpetuity.

NOW, THEREFORE BE IT RESOLVED that the City Administrator is hereby authorized to execute such agreements as are necessary to implement the project on behalf of the applicant.

I CERTIFY THAT the above resolution was adopted by the City Council of City of Fairfax on the 10th day of March, 2020.

SIGNED:

WITNESSED:

(Signature)

(Signature)

(Title)

(Date)

(Title)

(Date)

The Council reviewed a request to purchase a new mower for the ballfield. Jim Prax requested approval to purchase a Husqvarna from Runnings for \$2,450.00. A motion was made by Schaefer and seconded by Bunkers to approve the purchase. All voted in favor. None voted against. The motion was carried.

Staff reports and financial information was received.

A motion was made by Bunkers and seconded by Schaefer to adjourn the meeting. All voted in favor. None voted against. The motion was carried.

Attest:

Mayor

City Administrator