

A regular meeting of the City Council for the City of Fairfax, Minnesota was held on July 14th, 2020 at 7:00pm in the Community Center at 300 Park Street South.

Members: Brad Augustin, John Schaefer, Brad Bastian

Absent: None

Visitors: Nicholas Johnson, City Administrator
Joel Grejtak, Utilities Superintendent
Scott Froehlich, Police Chief
Aaron Walton, City Attorney
Denise Bonsack, Standard-Gazette & Messenger
Jim Cuff
Craig Nachreiner
Jim & Diane Becker
Jan Simenson
Eric & Whitney Nelson

The meeting was called to order.

The Pledge of Allegiance was recited.

The agenda was reviewed. Staff requested the addition of an item to approve hiring Sarah Bunkers to Fire-Rescue as well as an item to approve submission of the Coronavirus Relief Fund Certificate to the State of Minnesota. A motion was made by Bastian and seconded by Schaefer to approve the agenda with the amendments. All voted in favor. None voted against. The motion was carried.

The consent agenda was reviewed. A motion was made by Bastian 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. June 9th, 2020 Council Meeting Minutes
3. Consider Approval of Claims for Payment
4. Consider Authorization to Surplus Police Impounded Vehicles

Jim and Diane Becker and Jan Simenson presented a request to use Memorial Park for the Walk-in-the-Park Luminary. They talked about the history of the program and event as well as the desire to keep the benefits gained in Renville County. A motion was made by Schaefer and seconded by Bastian to approve the request. All voted in favor. None voted against. The motion was carried.

The Council reviewed Resolution 2020-13, a resolution recognizing employees for their years of service. A motion was made by Bastian and seconded by Schaefer to adopt the resolution. All voted in favor. None voted against. The motion was carried.

**City of Fairfax
Resolution 2020-13**

Resolution Recognizing Employees for Their Years of Service

WHEREAS, the City Council for the City of Fairfax adopted an Employee Recognition Program on December 11th, 2019, and;

WHEREAS, the City Council seeks to recognize those employees who have shown loyalty to providing public service through successive years of service.

NOW THEREFORE, BE IT RESOLVED, the City Council recognizes, thanks, and presents a certificate to Eric Nelson for his 10 Years of Service as of June 21st, 2020.

Adopted by the City Council this 14th day of July, 2020.

Attest:

Mayor

City Administrator

The Council reviewed an agreement which would allow Craig Nachreiner, new owner of the former bowling alley property, to access the property through City owned land to the south. A motion was made by Schaefer and seconded by Bastian to approve the agreement. All voted in favor. None voted against. The motion was carried.

The Council reviewed Ordinance 423, an ordinance amending barrier regulations for private pools. Staff included requested language clarifications for covers to act as barriers. A motion was made by Bastian and seconded by Schaefer to adopt the ordinance. All voted in favor. None voted against. The motion was carried.

Fairfax City Ordinance 423

An Ordinance Amending Code Section 211 Regarding Swimming Pools

The City Council of Fairfax Ordains:

Fairfax City Code Chapter 211 shall be repealed and replaced with the following:

Section 1 - Definitions. For purposes of this section, the following terms have the following meanings:

- A. "Private residential swimming pool" means any outdoor structure intended for swimming or wading located on private residential property that has a depth capacity greater than 24 but less than 48 inches at any point.

The swimming pool may be constructed, installed or located in-ground, partially in ground or above ground, and may include permanent or temporary swimming pools.

Section 2 - General Pool Requirements. Private residential swimming pools and any attached or functionally related deck shall comply with the required yard setbacks for the relevant zoning district. No such pool shall be located within a drainage or utility easement area. Private residential swimming pools must be located in the rear yard.

Section 3 - Barrier Requirements. All private residential swimming pools shall be completely enclosed within a permanent wall or fence of the non-climbing type so as to be impenetrable by toddlers, affording no external hand holds or foot holds, and a minimum of four feet in height. To the extent it is applicable, fences must comply with the provisions of the Zoning Code relating to fences. All fences must be installed four inches or less from the surface of the ground. All gates or doors opening through the enclosure must be equipped with a self-latching mechanism, of a type to accept a lock, and which must keep the door or gate securely closed at all times. Pool gates must be locked when the pool is not in use. Pool ladders must be made inaccessible to climbing when not in use.

In lieu of a wall or fence, a cover may be used. The cover shall be of a solid and durable material and construction which cannot be damaged or broken into by toddlers. The cover must also be accompanied by a child proof mechanism which secures the cover against tampering or lock release by a toddler in order to prevent accidental entry and drowning.

ADOPTED AND PASSED by the City Council of the City of Fairfax, Minnesota, this 14th day of July, 2020.

Attest:

Mayor

City Administrator

The Council reviewed Ordinance 424, an ordinance amending regulations on excessive noise. A motion was made by Bastian and seconded by Schaefer to introduce the ordinance. All voted in favor. None voted against. The motion was carried.

A motion was made by Bastian and seconded by Schaefer to approve moving the August Council meeting to August 12th as the normal date falls on the primary election. All voted in favor. None voted against. The motion was carried.

Prior to the proposed combination of the EDA and HRA, a public hearing is required to receive public input. A motion was made by Bastian and seconded by Schaefer to hold the public

hearing at the next Council meeting on August 12th, 2020 at 7:00pm. All voted in favor. None voted against. The motion was carried.

A motion was made by Schaefer and seconded by Bastian to approve hiring Sarah Bunkers to the Fire-Rescue Department. All voted in favor. None voted against. The motion was carried.

A motion was made to approve submission of the Coronavirus Relief Fund (CRF) Certification form to the State of Minnesota to receive the \$86,792 CRF funding. All voted in favor. None voted against. The motion was carried.

Staff reports and financial information was received.

Nicholas Johnson presented the initial look at the 2021 Budget.

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

Attest:

Mayor

City Administrator