



CITY OF FREEPORT

125 Main Street E – PO Box 301 – Freeport, MN 56331 – 320-836-2112
For TTY/TDD Users 1-800-627-3529 or 711 Minnesota Relay Service www.freeportmn.org

July 31, 2018 - Regular Meeting Agenda
Freeport City Hall - 7:00 pm

Call to Order

- I. Approve Agenda
- II. Loehrer Nuisance Public Hearing
- III. Open Public Forum
- IV. Consent Agenda
 - a. June 26, 2018 Regular Meeting Minutes (1-3)
 - b. Claims 3230-3262 (4-9)
 - c. Sheriff's Report (10)
- V. Reports
 - a. Clerk Report (11)
 - b. Treasurer Report (N/A)
 - c. Public Works Report (12-13)
 - d. Engineer Report (14-16)
 - e. Attorney Report (17)
 - f. Fire Department Report (N/A)
- VI. Old Business
 - a. Public Nuisance – Loehrer Property (18-30)
 - i. Resolution 2018-14 – Order to Abate
 - b. Treasurer Position (31-32)
 - c. Resolution 2018-10 – TIF 2-2 (33-35)
 - d. Resolution 2018-11- TIF 2-2 Exhibit A (36-37)
 - e. Resolution 2018-12 – TIF 2-2 Interfund Loan (38-39)
 - f. Resolution 2018-13 – TIF 2-3 (40-42)
 - g. Resolution 2018-14 – TIF 2-3 Exhibit A (43-44)
 - h. Resolution 2018-15 – TIF 2-3 Interfund Loan (45-46)
 - i. Solar Gardens (47-68)
- VII. New Business
 - a. Carl Botz Property (more info to come)
- VIII. Adjourn

Next Meeting: August 28, 2018



CITY OF FREEPORT

125 Main Street E – PO Box 301 – Freeport, MN 56331 – 320-836-2112 – FAX 320-836-2116
For TTY/TDD Users 1-800-627-3529 or 711 Minnesota Relay Service www.freeportmn.org

June 26, 2018 – Meeting Minutes

A regular meeting of the Freeport City Council was convened at 7:00pm by Mayor Rodney Atkinson with Councilmembers, Tim Hennen, Ben Ettle, Mike Eveslage and Jake Renneker present.

Staff in attendance: Clerk-Treasurer Adrianna Hennen, Public Works Director Loren Goebel, City Engineer Dave Blommel, and City Attorney Scott Dymoke

Absent: None

Others in attendance:

Andrea Remacher (720 1st Ave N)
Ariel Gist (304 10th St SE)
Leah Ley (309 10th St SE)

Jennifer Beach (415 Main St E)
Janel Ryan (1009 3rd Ave SE)
Heather Koep & Jason Hoeschen (1020 2nd Ave SE)

Approve Agenda

A. Henne stated the only addition was to the consent agenda, adding a Centra Care Gambling Permit Application. Eveslage moved to approve the agenda with the proposed addition, seconded by Ettle. Motion carried 5-0.

TIF District Public Hearings

Todd Hagen, with Ehlers explained that there is a proposal for two TIF Districts within the City. One is located in the remaining Welle Addition that has yet to be developed. The second one is an area in the Industrial Park that, also, has yet to be developed. He explained that TIF Districts can help promote the land and can direct money to the developer and to the City to help with future projects. Other discussion was had. There were no questions or comments from the audience. A. Hennen and Dymoke both stated they would like Dymoke to look over the resolutions before the council approves them.

2017 Audit Presentation

Ryan Schmidt with Schlenner Wenner presented the 2017 Audit. Ettle moved to accept the audit, seconded by T. Hennen. Atkinson-yes, Ettle-yes, Eveslage-yes, T. Hennen-yes, Renneker-yes. Motion carried 5-0.

Open Public Forum

No comment was given.

Consent Agenda

Renneker moved to approve the consent agenda, seconded by Ettle. Motion carried 5-0.

Reports

Clerk Report

A. Hennen explained a letter that she had received about dogs running loose in the Welle Addition neighborhoods. A. Hennen explained that it is against City Code for all animals to leave the yard unattended.

Treasurer Report

No report was given.

Public Works Report

Goebel explained that he was able to fix all of the valves at the ponds. He stated that MNDOT cleaned their ditches and also stated that they are going to have Kotzer do the extension behind the red barn the same time MNDOT is out again. Goebel stated the rocks around the ponds are done and Kotzer cleaned out ditches around there at the same time. They will be finishing ditch cleaning by the ponds from the ponds to Getchel creek.

Engineer Report

Blommel explained that having MNDOT clean their ditches might be not seem like much, but it is very beneficial to the City.

In terms of the cul-de-sac on Industrial Drive, Blommel stated that Kotzer got the drain tile done, which has definitely helped the water levels. Blommel also stated that there is better construction of the cul-de-sac then he was expecting. Council asked for Blommel to put together new quotes for cement and asphalt. T. Hennen moved to gather quotes for both cement and asphalt, seconded by Etle. Motion carried 5-0.

Blommel also mentioned that Famo was insisting that curb had settled in the cul-de-sac and should be addressed. Blommel stated he went to look at it before the meeting and doesn't see a problem with it so he would have a hard time recommending to council to fix it. Blommel stated that when resurfacing is being done in the cul-de-sac they can look at it again at that time and see if it needs to be addressed.

Atkinson asked about chip sealing of city streets and if the City should be doing on that on any streets.

Blommel stated some streets are in the age where it could be done. He did state there is a lot of conflicting information out there whether or not chip sealing is really that beneficial. Mainly roads that were done 10+ years ago seem to be worse, but roads done since then seem to be better. Blommel did mention that it is time to get the neighborhood by Swany White and the Maintenance Shop on the schedule to get redone.

Attorney Report

No report was given.

Fire Department Report

No report was given.

Old Business

Welle Addition Park

Comments that were received during the discussion of what should be developed in the Welle Addition park included: keeping a grassy area and putting up a playground on one side; something for older kids – Little Falls park is a good example since they have climbing things and bigger slides; basketball hoop – St. Mary's school park is good for older kids; sand volleyball; picnic tables. There was concern about parking. It was explained this would be more of a neighborhood park and we didn't expect people from all over coming to this park since there was still the North side and Lions Park. Renneker stated Albany just put a smaller park, but hadn't been able to see it too well yet. Residents thought about putting together a group to get something

going, maybe a fundraiser. The City encouraged any community involvement since park equipment is expensive.

Public Nuisance Properties

Loehrer

Loehrer was not present at the meeting. It was determined that he had made not made any progress in cleaning up his property. Dymoke explained the city could now hold a public hearing at the July meeting. At that meeting the council will set a date that Loehrer has to clean up his property. If not done by that date then it gets handed over to the court system.

Beach

Jennifer Beach was present and stated it was scheduled to have the basement removed on this coming Friday, June 29th. A. Hennen told Loren and Beach to talk so Loren could schedule a time to inspect the water and sewer lines before the hole was filled in.

Atkinson stated that we needed to talk to Renneker and see when that house removal will be complete.

Solar Gardens

After further discussion regarding solar gardens in town it was expressed that Eveslage, Ettle, T. Hennen, and Renneker want to only see solar panels mounted to the house or building. They did not want to see any ground mounted solar panels in any zoning district. Atkinson wanted to see different rules for each zoning district. Dymoke stated that he would put something together for the July council meeting.

Treasurer Positon

A. Hennen stated Kali Pohlman had withdrawn her application. There was no more discussion.

Adjourn

Ettle moved to adjourn at 9:30, seconded by Renneker. Motion carried 5-0.

Ajourn

Mayor, Rodney Atkinson

City Clerk-Treasurer, Adrianna Hennen

07/17/18
08:35:15

CITY OF FREEPORT
Claim Approval List
For the Accounting Period: 7/18

Page: 1 of 2
Report ID: AP100

* ... Over spent expenditure

Claim	Vendor #/Name/	Document \$/	Disc \$				Cash
Check	Invoice #/Inv Date/Description	Line \$		PO #	Fund Org Acct	Object Proj	Account
3230	15 ALBANY MUTUAL TELEPHONE	243.24					
10314994	07/01/18 836-2411/2413	74.72			225 42200	320	10100
10315149	07/01/18 836-2685	19.52			601 43225	320	10100
10315149	07/01/18 836-2685	19.51			602 43250	320	10100
10314859	07/01/18 836-2112	91.11			101 41000	320	10100
10315363	07/01/18 836-7158	38.38			101 41000	320	10100
3231	70 CENTERPOINT ENERGY	140.17					
06/21/18	Maintenance Building	59.79			101 43100	382	10100
06/21/18	Fire Hall	80.38			225 42200	382	10100
3232	76 CENTRAL MINNESOTA CREDIT UNION	291.00					
06/30/18	Stearns Co Beacon Fee	1.00			101 41000	433	10100
06/30/18	USPS UB Postage	70.00			601 43225	200	10100
06/30/18	USPS UB Postage	70.00			602 43250	200	10100
06/30/18	Indeed Treasurer Job Ad	150.00			101 41000	350	10100
3233	145 FINKEN WATER SOLUTIONS	23.00					
1098854	07/01/18 Water Softener Rental	15.00			101 41000	410	10100
1098855	07/01/18 Public Works Water Cooler	8.00			101 43100	410	10100
3234	387 RAHNS OIL & PROPANE, INC	614.98					
06/30/18	Fire Dept Gas & Oil	270.54			225 42200	215	10100
06/30/18	Public Works Gas & Oil	315.92			101 43100	210	10100
06/30/18	EDA	28.52			300 46500	210	10100
3235	437 STAR PUBLICATIONS LLC	337.11					
169566	06/30/18 Treasurer Ad	102.87			101 41000	350	10100
169566	06/30/18 Consumer Confidence Report	14.64*			601 43225	350	10100
169566	06/30/18 Notice of Public Hearing	219.60			101 41000	350	10100
3236	510 VERIZON WIRELESS	59.01					
9810117793	07/01/18 Public Works June Charges	59.01			101 43100	320	10100
3237	525 XCEL ENERGY	1,487.64					
598184118	07/03/18 302188142	162.53			601 43225	381	10100
598184118	07/03/18 302252262	74.64			101 43160	381	10100
598184118	07/03/18 302290398	94.92			101 41000	381	10100
598184118	07/03/18 302679657	109.88			101 43100	381	10100
598184118	07/03/18 302700297	25.09			602 43250	381	10100
598184118	07/03/18 302947044	184.59			601 43225	381	10100
598184118	07/03/18 303193187	30.44			602 43250	381	10100
598184118	07/03/18 303616049	119.33			225 42200	381	10100
598184118	07/03/18 303936749	36.36			101 43160	381	10100

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Check	Invoice #/Inv	Date/Description	Line \$		PO #	Fund Org Acct	Object Proj	Account
598184118	07/03/18	303956738	391.17			101 43160	381	10100
598184118	07/03/18	303963984	196.40			101 43160	381	10100
598184118	07/03/18	303985901	31.46			101 43160	381	10100
598184118	07/03/18	304083816	12.56			101 43160	381	10100
598184118	07/03/18	304098414	18.27			602 43250	381	10100
# of Claims		8	Total:	3,196.15				

07/26/18
08:44:52

CITY OF FREEPORT
Claim Approval List
For the Accounting Period: 7/18

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Report ID: AP100

* ... Over spent expenditure

Claim	Check	Invoice #/Inv Date/Description	Document \$/ Line \$	Disc \$	PO #	Fund Org Acct	Object Proj	Cash Account
3239		617 ADRIANNA HENNEN	78.48					
		06/18/18 Mileage (6/18)	26.16			101 41400	335	10100
		07/12/18 Mileage (7/12)	26.16			101 41400	335	10100
		07/31/18 Mileage (7/31)	26.16			101 41400	335	10100
3240		581 ALEX AIR APPARATUS, INC	115.00					
		36995 07/25/18 Air Compressor Maintenance	115.00			225 42200	220	10100
3241		25 AMERIPRIDE LINEN & APPAREL	60.17					
		2201070967 07/13/18 Monthly rug service	60.17			101 41000	410	10100
3242		40 AUTO VALUE-ALBANY	38.88					
		26266588 07/10/18 Water Sample Shipping	38.88			601 43225	200	10100
3243		754 CENTRA SOTA COOPERATIVE - ST.	95.75					
		07/11/18 Round Up	95.75			101 45200	260	10100
3244		84 CITI LITES, INC	42.00					
		58592 07/26/18 Mark Streetlight Wires	42.00			101 43160	300	10100
3245		123 DYMOKE LAW OFFICE, P.A.	207.00					
		07/02/18 Council	115.00			101 41000	302	10100
		07/02/18 Loehrer Nuisance	92.00			101 41000	302	10100
3246		129 EHLERS & ASSOCIATES, INC	750.00					
		77279 07/05/18 Continuing Disclosure	750.00			101 41000	300	10100
3247		752 EXPERT T BILLING	135.00					
		4668 07/06/18 Fire calls billed - June	135.00*			225 42200	300	10100
3248		155 FREEPORT FARM CENTER, INC	282.11					
		06/20/18 Pond Gate Valve Work	108.67*			602 43250	220	10100
		99885 06/26/18 Lawn mower filters	21.50			101 45200	220	10100
		99970 07/11/18 Lawn mower belts	151.94			101 45200	220	10100
3249		174 GOPHER STATE ONE CALL, INC	31.05					
		8060388 06/30/18 Email Tickets	15.53			601 43225	300	10100
		8060388 06/30/18 Email Tickets	15.52			602 43250	300	10100

07/26/18
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Claim	Check	Invoice #/Inv Date/Description	Vendor #/Name/	Document \$/ Line \$	Disc \$	PO #	Fund	Org	Acct	Object	Proj	Cash Account
3250		194 HENNEN LUMBER CO, INC		121.26								
	32973	06/30/18 Lions park repairs		121.26			101		45200	220		10100
3251		558 HERDERING, INC		783.75								
	1032-14523	07/10/18 545 Dust Control (3rd St S		408.75*			101		43100	225		10100
	1032-14523	07/10/18 500 Dust Control (7th Ave		375.00*			101		43100	225		10100
3252		219 JOANN TIMP		144.00								
	07/26/18	4 Cleanings (7/2)-(7/23)		144.00			101		41000	300		10100
3253		225 JOHN GILK		20.00								
	146343	07/25/18 Chief's Meeting (2 meals)		20.00			225		42200	335		10100
3254		243 KOTZER EXCAVATING, INC		6,860.00								
	3426	07/19/18 Ditch, culvert, pipe work I-94		250.00			101		43100	311		10100
	3406	06/27/18 Cul-de-sac work		6,610.00*			101		43100	225		10100
3255		309 MINNESOTA LIFE INSURANCE CO		3.70								
	07/13/18	Hennen		2.00			101		41400	131		10100
	07/13/18	Goebel		1.70			101		43000	131		10100
3256		571 MOTOROLA SOLUTIONS, INC		2,230.47								
	16003179	07/06/18 Portable Radio		2,230.47*			225		42200	210		10100
3257		334 M-R SIGN CO, INC		89.55								
	200797	07/19/18 Disabled parking sign		89.55			101		43100	210		10100
3258		543 SAFEGUARD BUSINESS SYSTEMS		422.41								
	05/30/18	Utility billing cards		211.21			601		43225	210		10100
	05/30/18	Utility billing cards		211.20			602		43250	210		10100
3259		413 SCHLENNER WENNER & CO		18,375.00								
	06/30/18	Fire Relief Audit		3,995.00*			225		42200	301		10100
	06/30/18	2017 City Audit		14,380.00*			101		41500	301		10100
3260		418 SEH, INC		1,020.24								
	06/18/18	Industrial park work and milea		322.24			101		41000	300		10100
	06/15/18	Industrial drain tile work/bid		698.00			101		41000	300		10100

07/26/18
08:44:52

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Claim	Vendor #/Name/	Document \$/	Disc \$						Cash
Check	Invoice #/Inv Date/Description	Line \$		PO #	Fund	Org	Acct	Object	Proj Account
3261	463 TEAM LABORATORY CHEMICAL CORP	733.50							
	0011883 06/28/18 EZ Dose Block	278.00*			602		43250	220	10100
	0011883 06/28/18 Terra Plus Herbicide	425.00*			602		43250	220	10100
	0011883 06/28/18 Freight	30.50*			602		43250	220	10100
3262	750 WASTE MANAGEMENT	164.46							
	06/28/18 Maintenance Building	135.25			101		43100	383	10100
	06/28/18 Fire Hall	29.21			225		42200	383	10100
	# of Claims 24	Total :	32,803.78						

07/25/18
06:48:14

CITY OF FREEPORT
Liability Check Detail

Page: 1 of 1
Report ID: W120

Liability Check 20059 BLUE CROSS BLUE SHIELD 365.13

Check #	Employee	Pay Date	Empl. Amount	Empr. Amount	Total Amount
-88891	Hennen, Adrianna M.	07/25/18	0.00	182.57	182.57
-88896	Hennen, Adrianna M.	07/11/18	0.00	182.56	182.56
Total Detail:		2	0.00	365.13	365.13

FREEPORT CALLS - JUNE 2018

City	Date_Received	Call #	Description	Actual_Incid_Location
FREEPORT	06/03/2018 19:00:19	18045760	AGENCY ASSIST	IO4 // MM444
FREEPORT	06/20/2018 18:02:45	18051098	AGENCY ASSIST	
FREEPORT	06/21/2018 01:42:25	18051256	AGENCY ASSIST	
FREEPORT	06/26/2018 21:59:39	18053174	AGENCY ASSIST	
FREEPORT	06/11/2018 11:59:48	18048157	ALARM	
FREEPORT	06/13/2018 16:39:19	18048895	ALARM	
FREEPORT	06/16/2018 23:45:36	18050026	ALCOHOL COMPLIANCE CHE	
FREEPORT	06/27/2018 20:09:52	18053461	CITIZEN CONTACT	
FREEPORT	06/20/2018 16:35:04	18051078	DRIVING COMPLAINT	
FREEPORT	06/02/2018 22:08:17	18045467	FALSE ALARM	
FREEPORT	06/27/2018 16:11:16	18053408	MATTER OF INFORMATION	
FREEPORT	06/27/2018 19:12:30	18053453	MATTER OF INFORMATION	
FREEPORT	06/24/2018 21:34:20	18052511	MOTORIST ASSIST	
FREEPORT	06/29/2018 18:09:20	18054070	NO PAY CUSTOMER	
FREEPORT	06/12/2018 08:11:28	18048392	PAPER SERVICE	
FREEPORT	06/06/2018 22:56:28	18046809	SUSPICIOUS PERSON	
FREEPORT	06/22/2018 18:33:10	18051808	TOBACCO COMPLIANCE CHE	
FREEPORT	06/22/2018 18:52:24	18051812	TOBACCO COMPLIANCE CHE	
FREEPORT	06/07/2018 22:53:46	18047127	TRAFFIC STOP	
FREEPORT	06/02/2018 18:24:58	18045380	TRAFFIC STOP	
FREEPORT	06/02/2018 18:52:08	18045397	TRAFFIC STOP	
FREEPORT	06/16/2018 22:28:31	18049985	TRAFFIC STOP	
FREEPORT	06/16/2018 22:40:56	18049993	TRAFFIC STOP	
FREEPORT	06/16/2018 22:46:30	18049998	TRAFFIC STOP	
FREEPORT	06/16/2018 22:52:41	18050000	TRAFFIC STOP	
FREEPORT	06/21/2018 01:35:54	18051253	TRAFFIC STOP	
FREEPORT	06/22/2018 13:18:06	18051723	WELFARE CHECK	

Memo

From: Adrianna Hennen, Clerk-Treasurer

To: Freeport City Council

Date: 7/24/18

Re: Clerk Report

As a reminder filing for council candidacy begins July 31st and ends on August 14th. The cost to file is still \$2.00

The Primary Election is on August 14th.

I will be out of the office on Tuesday morning, July 31st for Election training from 9-11, then following that training we will be holding a practice Public Accuracy Test at the county. I'm uncertain how long that will take so I'm hoping to be back by early afternoon.

Job Duty	Date	Initial
Well, tower, pond checks, went over bills with Adri, met w/ Kotzer, mowed lawn, Fixed spiral park equip at Lions Park, put detour sign away	Wed 6/20/18	YJ
Well, tower, lift station, pond checks, water sampling, bugs in ponds, took door hitch of women bathroom, mowed lawn, dog at Garrison house w/ garbage all over road	"	YJ
Well, tower, pond checks, mowed lawn	Thurs 6/21/18	YJ
Well, tower, pond checks	"	YJ
Well, tower, pond checks	FRI 6/22/18	YJ
Well, tower, pond checks	SAT 6/23/18	YJ
Well, tower, pond checks	SUN 6/24/18	YJ
Well, tower, lift station, pond checks, water samples, put snow blower away, got grader cut, cleaned ballpark & garbage up to 10.	MON 6/25/18	YJ
Well, tower, pond checks, changed oil on ton truck & both lawn mowers, zero turn has 368 hrs	"	YJ
Well, tower, pond checks, Flushed sanitary behind Charlies & Peaches Pub, mowed lawn, sprayed weeds, cleaned ballpark	Wed 6/27/18	YJ
Well, tower, lift station, pond checks, water samples, mowed lawn at ballpark, Jennifer beach house gone bugs at ponds	Thurs 6/28/18	YJ
Well, tower, pond checks, water meter readings, mowed lawns	"	YJ
Well, tower, pond checks	FRI 6/29/18	YJ
Well, tower, pond checks	"	YJ
Well, tower, pond checks	SAT 6/30/18	YJ
Well, tower, pond checks	SUN 7/1/18	YJ
Well, tower, lift station, pond checks, water samples, mowed lawn	MON 7/2/18	YJ
Well, tower, pond checks, reports at City Hall, picked up branches, garbage, Jerry Mayers, worked at shop	Tues 7/3/18	YJ
Well, tower, pond checks	"	YJ
Well, tower, pond checks	Wed 7/4/18	YJ
Well, tower, lift station, pond checks, water samples, sprayed weeds, ton truck battery, wire for sand spread on ton truck removed, mowed lawn.	Thurs 7/5/18	YJ
Well, tower, pond checks	"	YJ
Well, tower, pond checks	"	YJ
Well, tower, pond checks	FRI 7/6/18	YJ
Well, tower, pond checks	SAT 7/7/18	YJ
Well, tower, pond checks	SUN 7/8/18	YJ
Well, tower, lift station, pond checks, water samples, climbed tower & drained bottom of tank, Flushed dead-ends, put pump in storm drain behind red storage sheds, mowed lawn, helped Kotzer put pipe extension & cement slab down behind red storage sheds, Kotzer cleaned out behind Lift station 2, met w/ county of ditch going east from Hennen Lumber.	MON 7/9/18	YJ
	"	YJ/ME
	"	YJ/ME
	"	YJ
	"	YJ



Building a Better World
for All of Us®

MEMORANDUM

TO: Freeport Mayor and City Council

FROM: Dave Blommel, PE

DATE: July 25, 2018

RE: Industrial Park Paving
SEH No. FREEP G09 14.00

As we discussed at the June meeting, with the drain tile work completed in the cul-de-sac, we are ready to complete the final paving.

We requested quotes for both Asphalt and Concrete paving in order to provide a full picture of the costs. As expected, asphalt paving is more cost effective on an up-front cost basis. We can discuss in more detail the merits of each type of paving and the expected life of each at the meeting.

Asphalt (5" of asphalt) – Expected life 20-25 years:

- Knife River - \$27,412.50
- Mid Minnesota Hot Mix - \$41,125.00

Concrete (8" concrete with dowel bars) – Expected life 50 years or more:

- Worms Lumber and Ready Mix - \$46,910.67
- Breitbach Construction - \$59,524.50
- Mid Minnesota Hot Mix - \$82,676.00

dwb/mrb

Enclosure

p:\fj\freep\common\general numbers\d09 2016 industrial park paving\1-gen\14-corr\m council update 072518.docx

Engineers | Architects | Planners | Scientists

Short Elliott Hendrickson Inc., 1200 25th Avenue South, P.O. Box 1717, St. Cloud, MN 56302-1717
SEH is 100% employee-owned | **sehinc.com** | 320.229.4300 | 800.572.0617 | 888.908.8166 fax



TABULATION OF BIDS

PROJECT NO.: **FREEP G09**
 NAME: **INDUSTRIAL DRIVE CUL-DE-SAC PAVING**
 OWNER: **CITY OF FREEPORT, MINNESOTA**
 BID DATE: **TUESDAY, JULY 24, 2018 @ 10:00 A.M.**

ITEM	QUANTITY	UNIT	DESCRIPTION	1		2		3	
				UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
SCHEDULE A									
1	332.00	LIN FT	6" FOAM EXANSION JOINT W/ ADHESIVE AT CURB	\$1.40	\$464.80	\$3.00	\$996.00	\$5.50	\$1,826.00
2	75.00	CU YD	SALVAGE AND STOCKPILE EXCESS GRAVEL (P)	\$12.00	\$900.00	\$39.20	\$2,940.00	\$25.00	\$1,875.00
3	1.00	LUMP SUM	REGRADE AND COMPACT GRAVEL SUBGRADE	\$1,200.00	\$1,200.00	\$2,285.00	\$2,285.00	\$4,500.00	\$4,500.00
4	7,880.00	SQ FT	8" CONCRETE PAVEMENT	\$5.18	\$40,818.40	\$5.95	\$46,886.00	\$7.75	\$61,070.00
5	435.00	EACH	2' DOWEL BAR (2' SPACING)	\$5.85	\$2,544.75	\$11.70	\$5,089.50	\$27.00	\$11,745.00
6	332.00	LIN FT	EXPANSION JOINT SEALANT (HOT POURED ASPHALT OR SELF LEVELING SILICONE)	\$2.96	\$982.72	\$4.00	\$1,328.00	\$5.00	\$1,660.00
TOTAL SCHEDULE A					\$46,910.67		\$59,524.50		\$82,676.00

ITEM	QUANTITY	UNIT	DESCRIPTION	1		2	
				KNIFE RIVER		MID MN HOT MIX	
				UNIT COST	TOTAL	UNIT COST	TOTAL
SCHEDULE B							
1	25.00	CU YD	SALVAGE AND STOCKPILE EXCESS GRAVEL (P)	\$98.00	\$2,450.00	\$25.00	\$625.00
2	1.00	LUMP SUM	REGRADE AND COMPACT GRAVEL SUBGRADE	\$3,250.00	\$3,250.00	\$4,500.00	\$4,500.00
3	135.00	TONS	BITUMINOUS BASE COURSE	\$80.00	\$10,800.00	\$130.00	\$17,550.00
4	135.00	TONS	BITUMINOUS WEARING COURSE	\$80.00	\$10,800.00	\$135.00	\$18,225.00
5	45.00	GALLONS	BITUMINOUS TACK COAT	\$2.50	\$112.50	\$5.00	\$225.00
TOTAL SCHEDULE A					\$27,412.50		\$41,125.00

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Dymoke Law Office, P.A.

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Melrose, Minnesota 56352

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July 24, 2018

Adrianna Hennen
City of Freeport
125 Main Street East
Freeport, MN 56331

BY ELECTRONIC MAIL

Re: Monthly Legal Report

Dear Ms. Hennen:

During the period from June 18, 2018 through July 24, 2018, we have given significant attention the following projects on behalf of the City of Freeport.

- Loehrer Property
Prepared Notice of Hearing and Order to Abate Nuisance Conditions on the Loehrer Property.
- Solar Ordinance
Prepared revised draft of proposed ordinance incorporating revisions requested by the Council.
- TIF Districts
Reviewed consultant's report, resolutions, and state statutes. Prepared a summary of findings.

Respectfully submitted,
Dymoke Law Office, P.A.

Scott E. Dymoke
by Scott E. Dymoke

RESOLUTION NO. 2018-14

RESOLUTION ORDERING THE ABATEMENT OF NUISANCE CONDITIONS LOCATED AT 208 SECOND AVENUE NW, FREEPORT, MN

Whereas, pursuant to Freeport City Code §2010.19, subd. 2, the Freeport City Council finds the conditions of the property located at 208 Second Avenue NW, Freeport, MN to be a nuisance:

1. affecting the health, comfort, and repose of the public in violation of Freeport City Code §2010.01, subd. 1 – maintains or permits the exposed accumulation of decayed or unwholesome food or vegetable matter;
2. affecting the health, comfort, and repose of the public in violation of Freeport City Code §2010.01, subd. 5 – maintains or permits unreasonable accumulations of manure, refuse, or other debris;
3. affecting the health, comfort, and repose of the public in violation of Freeport City Code §2010.01, subd. 6 – maintains or permits 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;
4. affecting peace and safety in violation of Freeport City Code §2010.05, subd. 16 – maintains or permits the accumulation in the open of discarded or disused machinery, household appliances, discarded or disused lumber or other building materials, wood, brush, yard waste, or other material in a manner conducive to the harboring of rats, mice, snakes or vermin, or in a manner creating fire, health or safety hazards; and
5. affecting peace and safety in violation of Freeport City Code §2010.05, subd. 20 – maintains or permits the depositing of garbage or refuse on a public right-of-way or on adjacent property.

Whereas, the conditions listed above are more fully documented in the inspection report and photographs prepared by the City Clerk, City Building Inspector, and Public Works Director, copies of which are attached to this resolution as Exhibit A.

Now, Therefore, Be It Resolved by the City Council of Freeport, Minnesota, as follows:

1. That pursuant to the foregoing findings and in accordance with Freeport City Code §2010.19, subd. 2, the Council orders the record owners of the above property or their representatives to:
 - a. remove and properly dispose of all decayed or unwholesome food or vegetable matter accumulated on the property at 208 Second Avenue NW, Freeport, MN, and
 - b. remove and properly dispose of all manure, refuse, or other debris accumulated on the property at 208 Second Avenue NW, Freeport, MN, and
 - c. maintain rodent-free and fly-tight garbage cans on the property at 208 Second Avenue NW, Freeport, MN, and

- d. remove and properly dispose of all discarded or disused machinery, household appliances, discarded or disused lumber or other building materials, wood, brush, yard waste, or other material accumulated on the property at 208 Second Avenue NW, Freeport, MN, and
 - e. remove and properly dispose of all garbage or refuse on the public right-of-way or on the property at 208 Second Avenue NW, Freeport, MN.
- 2. That the actions listed above must all be made within 30 days after the order is served upon the property owner. The actions must be completed in compliance with all applicable codes and regulations and done pursuant to proper permits from the City.
 - 3. That a motion for summary enforcement of the order will be made to the Stearns County District Court in which the nuisance property is situated unless corrective action is taken, or unless an answer is filed within the time specified in Minn. Stat. §463.18, which is 20 days.
 - 4. That if the City must take actions to enforce this order, all enforcement costs will be specially assessed against the property and collected in accordance with Minn. Stat. §463.161, §463.21, and §429.101.
 - 5. That the city attorney is authorized to serve this order upon the owner of the premises at 208 Second Avenue NW, Freeport, MN and all lien-holders of record.
 - 6. That the city attorney is authorized to proceed with the enforcement of this order as provided in Minn. Stat. §463.15 and §463.261.

Adopted by the Freeport City Council on July 31, 2018.

Rodney Atkinson, Mayor

Attested:

Adrianne Hennen, City Clerk

EXHIBIT A
Report and Photographs



