



Building a Better World  
for All of Us®

## MEMORANDUM

TO: Freeport Mayor and City Council

FROM: Dave Blommel, PE (Lic. Minnesota)  
Freeport City Engineer

DATE: June 17, 2019

RE: Council Update  
SEH No. FREEP GEN 14.00

As discussed at your May meeting, I have reviewed the cost of driver feedback signs at the entrances to Freeport. Stearns County will allow the placement in the right of way as long as the signs are installed and maintained at the City's cost. The county's preference is that the sign be installed on the same post as the current speed limit sign. They have offered to have their sign technician show the best way to mount the signs.

I reviewed 2 projects in the area that put them in the past year or two to provide an estimate of the costs. These projects were following the same standard that was required in Stearns County and were installed by electricians.

- Foley – Fall 2018. Two signs totaling \$15,452 (\$7,726 each)
- Royalton – Fall 2017 3 signs totaling \$20,400 (\$6,800 each)

### Quotes

If the city is willing to do the installation itself, or contracting with a local electrician, we can save some money on the sign packages.

- Radarsign, Atlanta, GA.
  - \$18,100 Including sales tax, Total of \$4,525 per sign (new sign, pole, everything). If we use the existing sign post the cost drops to about \$4,300 per sign.
  - Other MN installations include:
    - Ada Police Department, Anoka County Sheriff's Department, Carlton County Commission, City of Blooming Prairie, City of Carlton, City of Cloquet Police Department, City of Cohasset, City of Grand Marias, City of Hill City Police Department, City of Helliher, City of La Crescent, City of La Prairie, City of Lindstrom, City of Little Falls Police Department, City of Melrose PD, City of East Grand Forks, City of Howard Lake, City of Manhattan Beach, City of Melrose, City of Shoreview, City of Milaca Police Department, City of Minnetrista, City of Orono Police Department, City of Pierz Police, City of Shafer, City of Shakopee Police Department, City of Shafer, City of Shakopee Police Department, City of Shoreview, City of Shorewood, Hennepin County, City of Sobieski, City of Thomson, Cook County, Crosslake Police Department, Crow Wing County Sheriff's Office, Ironton Township,

- Itasca County, Lake County, Little Falls Police Department, Mahnomon County, Meeker County Sheriffs Department, Metropolitan Council in St. Paul, City of Lakeville, Stearns County Sheriff's Office, Three Rivers Park Police Department, Town of Tofte, Town of White Bear Lake Police Department, Township of Thomson, Village of Dexter.
- MPH Industries, Owensboro, KY
  - \$28,729 including sales tax. Total of \$7,182 per sign. The signs meet the requirements of the MUTCD (traffic manual that regulates signs), but I do not have any installations nearby to reference.
- Traffic Logix
  - \$12,102 including sales tax, Total of \$3,025 per sign. These particular signs were installed in Upsala. I will have a list of other MN communities at the meeting.

I have enclosed the quotes and some of the marketing materials that were included in the submittals. I plan to be at your meeting to discuss the quotes.

dwb  
Enclosures

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## Quotation

Date: 6/18/2019

1220 Kennestone Circle  
Suite 130  
Marietta, GA 30066

PROPOSED BY:	
Name	William Warwick
Phone	Work: (678) 965-4814 Mobile: (770)878-3869 www.warwick@radarsign.com
Fax	678-278-1256

PROPOSED TO / SOLD TO:	SHIP TO:	
City of Freeport	City of Freeport	Account
		Address
Freeport, MN	Freeport, MN	City, ST, Zip
(320) 229-4349	(320) 229-4349	Phone
<a href="mailto:dblommel@sehinc.com">dblommel@sehinc.com</a>	<a href="mailto:dblommel@sehinc.com">dblommel@sehinc.com</a>	Email
Mr. Dave Blommel	Mr. Dave Blommel	Attention

P. O. NUMBER		TERMS			F.O.B
					Marietta, GA
LINE #	QTY	PART #	DESCRIPTION	PRICE EACH	TOTALS
1	4	TC-600BOX	Safety in a Box Turnkey Bundle: Solar TC-600S - 13" Full Matrix Display Area 13" LED display superbright amber with est. 100,000 hour life, speeds readable up to 600 feet 46 watt solar panel (AA041) pole mounting bracket (AA003) 28" w x 33" h YOUR SPEED faceplate with 4" lettering (White RS019), and Hardware kit (AA062) Two 12V 18 amp hour AGM batteries, provides up to 12 days backup operation K Band radar, meets FCC Part 15 rules, detection range up to 1200 feet "SLOW DOWN" & "TOO FAST" speeder alert messages 3/8" thick Bashplate™ (provides the ultimate in vandal protection of sign) Wi-Fi wireless transmitter, communication range up to 300 feet	\$4,350.00 Included Included Included Included Included Included Included	\$17,400.00
2	4	AA063	Universal Pole Mount Pivot Bracket set (includes tilt feature)	Included	
3	4	AA073	Heavy Duty Lock for Universal Pivot Bracket (TC-600)	Included	
4	4	SL00xx	Regulatory speed limit sign 24" x 30" (30 MPH)	Included	
5	4	AR005	Sign Extender brackets for regulatory speed limit sign	Included	
6	12	AC027	Large pole clamp set (for solar panel bracket)	Included	
7	4	RH003	12' Aluminum Pole (4.5" OD) w/square breakaway base (RH002) & pole cap (RH008)	Included	
8	4	CF001	Concrete Form Kit Prefabricated for pouring pole base (includes four 12" anchor bolts)	Included	
9	4	AA061	Optional Simulated Camera Flash & Strobe	\$90.00	\$360.00
10	4	RW002	Two year warranty (includes parts & labor) Turnaround time to repair after receipt, 10 business days	Included	
11	4	SS002	StreetSmart Data Collection software license (per sign) 35 charts & graphs Provides weekly, daily, hourly, and 1/2 hour data on # of vehicles, # of speeders, average speeds, peak speeds, 50th & 85th percentile	Included	
12	4	SH-600SB	Ground Shipping for TC-600BOX	\$220.00	\$880.00
13	1	-	Customer Discount	(\$1,776.00)	(\$1,776.00)
Minimum re-stock fee: 15%					
* Quote valid for 60 days. Pricing does not include any international taxes, fees, or duties or US State Sales Taxes.				TOTAL	\$16,864.00

Authorized Signature

Print Name/Title

Date



Quotation

Date:

1220 Kennestone Circle  
Suite 130  
Marietta, GA 30066

PROPOSED BY:	
Name	William Warwick
Phone	Office: (678) 965-4814    Mobile: (770)878-3869    wwarwick@radarsign.com
Fax	678-278-1256

PROPOSED TO / SOLD TO:	SHIP TO:	
TC-600 Solar	TC-600 Solar	Account
		Address
		City, ST, Zip
		Phone
		Email
		Attention

P. O. NUMBER		TERMS			F.O.B
					Marietta, GA
LINE #	QTY	PART #	DESCRIPTION	PRICE EACH	TOTALS
1	1	TC 600S	Solar Power Radar Sign 13" Full Matrix Display: speeds readable at 600 feet 13" LED display - superbright amber with est. 100,000 hour life Solar panel pole mounting bracket (AA003) Two 12V 18 amp hour AGM batteries, provides up to 12 days backup operation K Band radar, meets FCC Part 15 rules, detection range up to 1200 feet "SLOW DOWN" & "TOO FAST" speeder alert messages 3/8" thick Bashplate™ (provides the ultimate in vandal protection of sign) Wi-Fi wireless transmitter, communication range up to 300 feet	\$3,595.00 Included Included Included Included Included Included	\$3,595.00
2	1	AA063	Universal Pole Mount Pivot Bracket set (includes tilt feature)	Included	
3	0	AA073	Optional Heavy Duty Lock for Universal Pivot Bracket (TC-600)	\$20.00	\$0.00
4	0	AC027	Large pipe clamp set for mounting solar bracket on 4"-6" OD round pole	\$14.00	\$0.00
5	0	AC026	Small pipe clamp set for mounting solar bracket on 2.5" - 4" OD round pole	\$12.00	\$0.00
6	0	AA061	Optional Simulated Camera Flash	\$90.00	\$0.00
7	0	AA064	Optional Red/Blue Strobe	\$90.00	\$0.00
8	0	AA068	Optional Alert Messages, EACH, per sign: Smiley Face, Right or Left Chevrons, SHARP CURVE, FINE \$xxx,	\$90.00	\$0.00
9	0	AA067	Optional Date/Time Calendar Programmer: (Set operation by date for entire year)	\$90.00	\$0.00
10	1	RS019	Standard faceplate, 28" x 33", 4" lettering: (White RS019, Fl. Yellow/Green RS020, Orange RS021, Yellow RS022) & hardware kit (AA062)	Included	
11	1	AA041	46 watt solar panel, standard: supports Hyper-Alerts for maximum 4 hour daily operation in warm, sunny climates	Included	
12	1	RW002	Two year warranty (includes parts & labor, and backup batteries)	Included	
13	1	SS002	StreetSmart Data Collection software license (per sign) 35 charts & graphs Provides weekly, daily, hourly, and 1/2 hour data on # of vehicles, # of speeders, average speeds, peak speeds, 50th & 85th percentile	\$275.00	\$275.00
14	1	SHPK	Ground Shipping for TC-600S with solar panel	\$140.00	\$140.00
Minimum re-stock fee: 15%					
* Quote valid for 60 days. Pricing does not include any international taxes, fees, or duties or US State Sales Taxes.				TOTAL	\$4,010.00

Authorized Signature

Print Name/Title

Date

**#1. All of our signs are Wi-Fi enabled and allow access to program our signs from most web enabled devices (Apple devices, Android devices, Windows devices, etc.).**

Each of our signs send out their own Wi-Fi signal and have a range up to 300 feet.

*All competitive signs are equipped with Bluetooth. Bluetooth is an older technology that requires software or an app to communicate with the sign, has a typical range of only 30 feet, is 10x slower than Wi-Fi and is not compatible with Apple products.*

**#2. Our data collection software is a one-time fee of \$275.00 per sign and you own it for the life of the sign. Some of our competitors charge an annual fee for their data collection. With their software, you will pay thousands more for each sign that you own.**

**#3. All of our signs have a protective aluminum Bashplate and Lexan shield on each sign to protect the LED lights.**

Our signs can be hit with a baseball bat or metal rod without any damage to the sign, other than possible cosmetic scuff marks from the vandalism.

*With some of our competitors signs you can place your fingertips directly on a "contact lens" style cover for each individual LED light. The problem with that is if a rock or large object were to damage a single LED cover, that becomes a single point of entry for water to penetrate the sign.*

**#4. We are the only company with a bullet resistant Bashplate inside our signs to help protect the internal components of the sign.** Would you rather pay just a few hundred dollars to repair a sign that stopped a bullet vs. having to completely replace a sign because a bullet went through the LED board and CPU board?

**#5. We are the only company that has a 'possum mode' security feature that is activated when someone tries to vandalize the sign.** The possum switch puts the sign to sleep for 30 minutes when the impact sensor detects that the sign has been hit, making the sign appear as though it is no longer functioning.

**#6. Our signs are proudly engineered and manufactured in the USA.**

If for any reason the device needs to be serviced or sent back to us for repair, all repairs will be done at our corporate headquarters, not shipped out of the country for repair.

MPH Industries, Inc.  
316 East 9th Street  
Owensboro KY 42303  
Phone: 888-689-9222  
Fax: 270-685-6288

Date: 6/18/2019  
Expires: 8/17/2019  
Reference:  
Terms: NET 30 DAYS



Sales Person: Brandy Atherton  
Phone: 888-689-9222  
Fax: 270-685-6288  
Email: bmatherton@mphindustries.com

## QUOTE: 20531

**Quote To:** DAVID BLOMMEL  
SEH  
1200 25TH AVENUE SOUTH  
ST. CLOUD MN 56302  
USA  
Phone: 320.229.4349 Fax:  
Email: dblommel@sehinc.com  
Customer #: 563020

**Ship To:** SEH  
1200 25TH AVENUE SOUTH  
ST. CLOUD, MN 56302  
USA  
Phone #: 320.229.4349 Fax #:  
Email:  
Ship Via: Best Way GND

**\*\*ADDITIONAL OPTIONS NOT INCLUDED IN BASE PRICE OF SPEED SIGN\*\***

**\*\*SHIPPING CHARGE NOT INCLUDED IN PRICE QUOTE\*\***

USD

Line	Part	Description	Rev
1	SPDGD-AC	Speed Monitor Guardian F speed display with two-digit speed display, AC power option, pole mounting bracket, tuning fork, and manual	-

### Sales Kit

#### Kit Components

Kit Seq.	Part Number	Description	Qty Per	
1.001	990918	MANUAL, OPERATOR, CR	1	EA
1.002	991051	GUARDIAN, SPEED, "F"	1	EA
1.003	990856	DISPLAY	1	EA
1.004	910828	RADAR, DRU3 W/CABLE	1	EA
1.005	903389	FORK, TUNING, 35MPH K	1	EA
1.006	951446	POWER SUPPLY	1	EA
<b>Quantity:</b>		4 EA	<b>Unit Price:</b>	2,800.00
			<b>Ext Price:</b>	11,200.00

Line	Part	Description	Rev
8	909742	12V/24HR TIMER	ND

OPTIONAL EQUIPMENT- NOT INCLUDED IN PACKAGE

**Quantity:** 0 EA **Unit Price:** 103.46 **Ext Price:**

Line	Part	Description	Rev
9	951770	SPEEDVIEW TRAFFIC ANALYSIS COMPUTER	-

OPTIONAL EQUIPMENT- NOT INCLUDED IN PACKAGE

**Quantity:** 0 EA **Unit Price:** **Ext Price:**

Line	Part	Description	Rev
10	951421	CHANGEABLE SPEED LIMIT SIGN ASSEMBLY	-

OPTIONAL EQUIPMENT- NOT INCLUDED IN PACKAGE

**Quantity:** 0 EA **Unit Price:** 404.39 **Ext Price:**

Line	Part	Description	Rev
11	951449	80W SOLAR PANEL	ND

OPTIONAL EQUIPMENT- NOT INCLUDED IN PACKAGE

**Quantity:** 0 EA **Unit Price:** 2,956.88 **Ext Price:**

Line	Part	Description	Rev
12	951445	WRAP-AROUND "YOUR SPEED" SIGN	ND

OPTIONAL EQUIPMENT- NOT INCLUDED IN PACKAGE

**Quantity:** 0 EA **Unit Price:** 416.35 **Ext Price:**

MPH Industries, Inc.  
316 East 9th Street  
Owensboro KY 42303  
Phone: 888-689-9222  
Fax: 270-685-6288

Date: 6/18/2019  
Expires: 8/17/2019  
Reference:  
Terms: NET 30 DAYS



Sales Person: Brandy Atherton  
Phone: 888-689-9222  
Fax: 270-685-6288  
Email: bmatherton@mphindustries.com

## QUOTE: 20531

Line	Part	Description	Rev
13	951459RB	STROBE KIT	ND
OPTIONAL EQUIPMENT- NOT INCLUDED IN PACKAGE			
Quantity:		0 EA	Unit Price: 710.56
			Ext Price:
			Total: 11,200.00

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*Thank you for an opportunity to quote.*

Traffic Logix

Notes



**Address:**

3 Harriett Lane  
Spring Valley, NY 10977 USA

**Tel:** (866) 915-6449

**Fax:** (844) 405-6449

**Email:** [info@trafficlogix.com](mailto:info@trafficlogix.com)

Created Date 6/20/2019

Expiration Date 7/19/2019

Quote Number QUO-03290-M3V7R4

Prepared By Jason Allen  
Title Senior Account Manager  
Phone 866-915-6449  
Email [jallen@trafficlogix.com](mailto:jallen@trafficlogix.com)  
Address 3 Harriett Lane  
Spring Valley, New York 10977  
United States

Contact Name David Blommel

Phone 3202294349

Email [dblommel@sehinc.com](mailto:dblommel@sehinc.com)

Bill To Name SEH

Ship to Name SEH

Bill To

Ship To

Standard Features (Included) – Evolution Signs

- The Evolution radar feedback signs come with 1 year of unlimited cloud access. At the end of this 12 month period the customer has the option to either renew the cloud at a cost of \$400 per sign or resort back to a Bluetooth option at no cost.
- Sign powers down when no traffic present
- Programmable Speed Violator Flashing Strobe Light
- Ambient Light Sensor and Automatic Brightness adjustment
- Banding Mount Bracket
- Safe Pace Management Software
- Bluetooth

Quote Line Items – All Prices shown are in \$USD

Product	Product Code	Quantity	Sales Price	Discount	Total Price
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Evolution 12" Digit - Solar - Includes Strobe, BT, Data - modem and 12 month network access to cloud	EV12EWL-SOL	1.00000	\$2,499.00	\$0.00	\$2,499.00
Evolution 11 and 12 - Universal Mount Kit - Full Set	EVL Bracket (EVL 11 and 12 ONLY)	1.00000	\$125.00	\$0.00	\$125.00

#### Totals

Subtotal	\$2,624.00
Shipping & Handling	\$195.00
Grand Total	\$2,819.00
Plus Tax (if applicable)	

**Terms: 1% - 10 Days - Net 30 We also accept: MC - VISA - AMEX**

**IF TAX EXEMPT:** Please Provide Tax Exempt Certificate with Order

**Please note:** If you are not able to unload from a 53' truck, special delivery services will need to be added.

#### Quote Acceptance Information

Signature \_\_\_\_\_

Name \_\_\_\_\_

Title \_\_\_\_\_

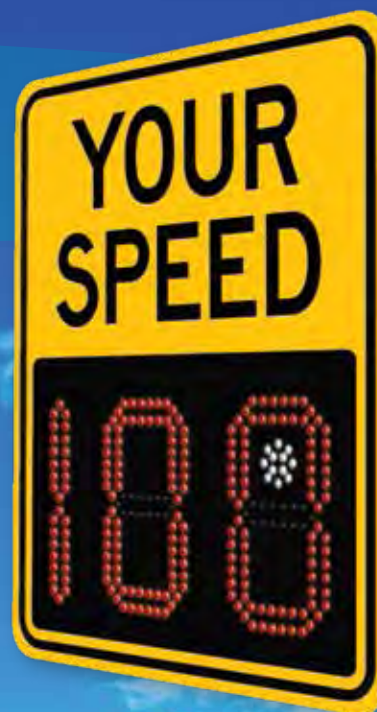
Date \_\_\_\_\_



## SafePace® Evolution 12

**The Traffic Logix SafePace® The TL SafePace Evolution 12 driver feedback sign is the compact, economical sign with MUTCD approved 12" digits.**

The SafePace Evolution 12 is a compact, portable sign with the cost benefit and small footprint of an entry-level sign but larger 12" digits that meet MUTCD approval. Offering speed activated digit color changes as well as the ability to display up to 3 digits, the SafePace Evolution 12 is a small sign with big impact.



### EV 12 Specifications

Digit Size	12"
Height	29"
Weight	20 lbs
24/7, 365 Scheduling	✓
Data Collection	✓
Solar Compatibility	✓
Battery Operated	✓
Universal Mounting	✓
Cloud Compatibility	✓
Trailer Compatibility	✓
Dolly Compatibility	✓
Hitch Compatibility	✓
Warranty	2 Years

### Features

**Enlarged Sign Digits:** The bestselling, compact SafePace sign, now available with slightly larger digits for improved visibility.

**Dual Color Display:** LED digit color can be programmed to change based on driver speed

**Optimal Visibility:** Unique light enhancing, anti-glare lens system, as well as automatic ambient light adjustment provide brilliant visibility even in poor lighting conditions.

**User-Friendly:** Software interface is user friendly and can be programmed to set sign parameters quickly and easily. Optional data collection allows you to download traffic data and generate statistical reports from anywhere with SafePace Cloud.

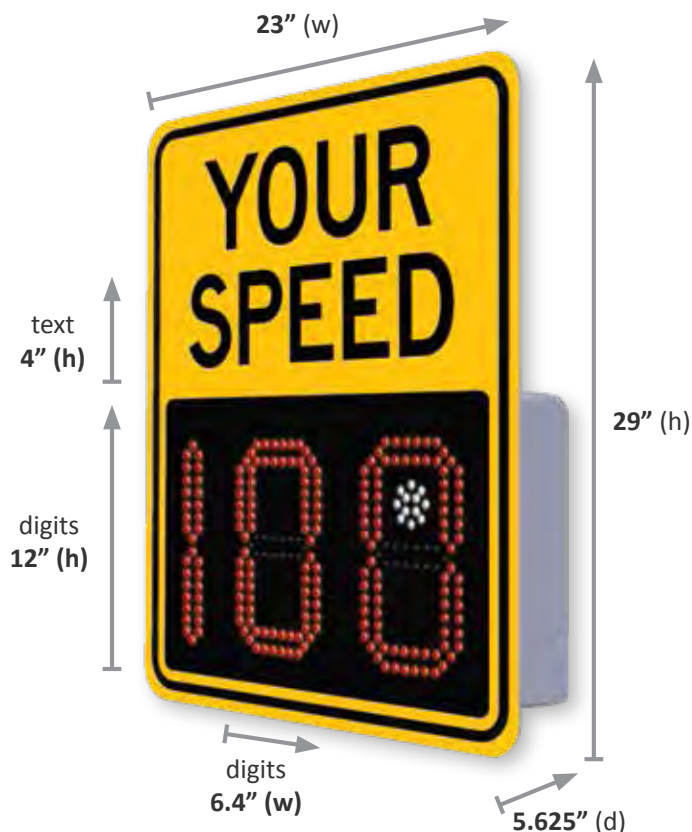
**Stealth Mode:** Baseline traffic data can be collected for comparison and analysis while speed display appears blank to motorists.

**Speed Violator Strobe:** Programmable flashing strobe alerts drivers to slow down when they exceed the threshold speed you choose.

**Universal Mounting:** Optional mounting brackets let you use one sign at multiple locations with the turn of a key.

**Superior construction** and durability for long-lasting performance.

**Optimal Visibility:** Unique light enhancing, anti-glare lens system, as well as automatic ambient light adjustment provide brilliant visibility even in poor lighting conditions.



Feature	Specifications
Dimensions	
Digits	First digit: 12"(h) x 1.125"(w), 56 LEDs (3-digit signs only) Other digits: 12"(h) x 6.4"(w), 196 LEDs per digit
Unit with "YOUR SPEED" sign mounted	Full size sign: 29.0"(h) x 23.0"(w) x 5.625"(d)
Sign Weight (includes "YOUR SPEED" sign (2 lbs) mounted)	
AC Powered	20 lbs
Battery Powered Model	20 lbs (not including batteries)
Solar powered model	20 lbs (does not include batteries, solar panel or bracket)
General Specifications	
Operating Temperatures F (C):	-40° (-40°) to 185° (85°)
3-Digit Speed Display	Miles per hour (mph) 3-99. Kilometers per hour (km/h) 5-160.
Faceplate	High-Intensity prismatic reflective sheeting on "YOUR SPEED" signs with black colored text. MUTCD approved colors and format
Communications	Bluetooth (standard). GSM/GPRS (optional, for use with SafePace Cloud)
Programming	SafePace® Pro management software SafePace® Cloud remote management 24/7 365 day unlimited programming and scheduling

Feature	Specifications
Power Options (Electrical Specifications)	
AC power input	100~240 V AC
DC power input	12 V DC
Solar panel option	50W solar panel
Radar	
Internal Radar:	Doppler (FCC approved)
Model	DF 600
Radar RF out	5 mW maximum
Radar f-center	24.125 GHz or 24.200 GHz
Pickup distance	Up to 400 feet
Beam angle	24° (vertical) x 12° (horizontal)
Beam polarization	Linear
CE Mark (Radar)	Yes
Display	
LEDs	460
Digits	224 LEDs: Color: Yellow (590 nm) Viewing angle at 50% IV: 30° Partial Flux (Brightness): 7100 – 18000 Ev,[lux]/LED
Speed Violator Strokes	12 LEDs: Color: White (2700 K – 6500 K) Viewing angle at 50% IV: 150° Luminous Flux: typically 33lm @ 4000 K Luminous Efficacy: typically 176 lm/W @4000 K
Ambient light sensor	1 sensor and automatic brightness adjustment
Enclosure	
Construction	Vandal resistant, lightweight polymer. Matte black front for reduced glare and maximum contrast. Light gray body to minimize heat absorption
Weatherproof Rating	Weatherproof, NEMA 4X-12, IP65 level compliant. Non-sealed and ventilated
Warranty	
Sign	2 years
Batteries	1 year

**Dymoke Law Office, P.A.**

300 Riverside Avenue NW

Melrose, Minnesota 56352

Telephone (320) 256-4205

Fax (320) 256-7201

June 18, 2019

Joan Wall  
City of Freeport  
125 Main Street East  
Freeport, MN 56331

BY ELECTRONIC MAIL

Re: Monthly Legal Report

Dear Ms. Wall:

During the period from May 22, 2019 through June 18, 2019, we have given significant attention to the following projects on behalf of the City of Freeport.

- Zoning/Nuisance  
Reviewed nuisance complaints, City Code, and Zoning regulations. Prepared memorandum recommending rezoning to alleviate nuisance issues. Forwarded results to City Clerk.

Respectfully submitted,  
Dymoke Law Office, P.A.

*Scott E. Dymoke*  
by Scott E. Dymoke

# Memo

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From: Joan Wall, Clerk-Treasurer

To: Freeport City Council

Date: 6/5/19

Re: Elite Transport Group

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I received the following correspondence from Scott Dymoke:

At the May meeting, the Council asked me to send a letter to Mark Ettel, the owner of Elite Transport, regarding complaints made to Freeport by neighboring property owners. The complaints concerned noise and traffic generated by Elite Transport at its property at 316 – 2<sup>nd</sup> Street NW. After reviewing the City Code, I find that we do not have a strong basis to charge Elite Transport with any violations.

One of the problems is the zoning in this area. All of the property along 2<sup>nd</sup> Street NW is zoned R-1, except the Elite Transport site. This lot is zoned I-1.

Similarly, the Coop Creamery property is zoned I-1 in an area that is predominately residential.

Part of the complaint problem, both with the Coop Creamery property and the Elite Transport property, is due to incompatible uses adjoining each other. A similar situation exists on the east end of Freeport, where there is a single lot zoned C-2 surrounded by residential property. After studying the Freeport Zoning map, I recommend making the following changes:

1. Rezone the Elite Transport property at 316 – 2<sup>nd</sup> Street NW (Parcel No. 54.32062.0000) from I-1 to R-1.
2. Rezone the Coop Creamery property at 307 Main Street W (Parcel No. 54.32197.0000) from I-1 to R-2.
3. Rezone the Timp property at 316 Main Street W (Parcel No. 54.32198.0005) from I-1 to R-1.
4. Rezone the Albany Farmers Union Oil property at 316 Main Street W (Parcel No. 54.32200.0000) from I-1 to R-1.
5. Rezone the Beutz Radiator property at 515 Main Street E (Parcel No. 54.32102.0000) from C-2 to R-1.

These changes will not resolve all of the complaints immediately. It will convert the Elite Transport, Coop Creamery, and Beutz Radiator properties to non-conforming uses. This freezes the current use – no changes, no expansion. It also limits any future use or development to residential, which will be compatible with the surrounding property.

The change also allows Freeport to consider more restrictive parking and noise ordinances in residential areas. With current zoning, adopting stricter residential area ordinances would not provide neighboring property owners any relief. If these properties were located in a residential area, more restrictive ordinances would alleviate some of the conflicts, without restricting uses appropriate to industrial and commercial areas. I'm attaching a copy of Albany's parking ordinance as an example of a more restrictive ordinance.

Please present this information to the Council with the next agenda package.

## CHAPTER 5: TRAFFIC AND MOTOR VEHICLES

ORDINANCE 51 PARKING REGULATIONS .....	51-1
Section 51.01 STATE LAW INCORPORATED .....	51-1
Section 51.02 DOUBLE PARKING .....	51-1
Section 51.03 NO PARKING ZONES.....	51-1
Section 51.04 LIMITED PARKING ZONES.....	51-1
Section 51.05 STREETS, ALLEYS AND SIDEWALKS .....	51-1
Section 51.06 OVERNIGHT PARKING.....	51-1
Section 51.07 WINTER PARKING.....	51-1
Section 51.08 PARALLEL PARKING.....	51-1
Section 51.09 SEMI TRAILER, TRAILER, TRUCK TRACTOR AND COMMERCIAL MOTOR VEHICLE PARKING.....	51-2
Section 51.10 IMPOUNDMENT .....	51-3
Section 51.11 PENALTIES.....	51-4

## CHAPTER 5: TRAFFIC AND MOTOR VEHICLES

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### ORDINANCE 51     PARKING REGULATIONS

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Section 51.01: STATE LAW INCORPORATED. The regulatory parking provisions of Minnesota Statutes, Chapter 169, as amended, copies of which are available at the City Clerk/Administrator's office, are adopted as part of this Ordinance.

Section 51.02: DOUBLE PARKING. Double parking shall be permitted on all City streets, other than Railroad Avenue (Highway 238), only for loading or unloading.

Section 51.03: NO PARKING ZONES. The City Council may designate certain streets or alleys or portions of them as "No Parking Zones" and shall mark by appropriate signs any zones so established.

Section 51.04: LIMITED PARKING ZONES. The City Council may designate certain municipal parking lots, streets or alleys or portions thereof as "Limited Parking Zones" and shall mark by appropriate signs any zones so established.

Section 51.05: STREETS, ALLEYS AND SIDEWALKS. No vehicle, trailer or other object shall be parked (a) upon any street or alley or in a manner which leaves less than ten (10) feet of the roadway for the free movement of traffic, or (b) upon any sidewalk.

Section 51.06: OVERNIGHT PARKING. No vehicle, trailer or other object shall remain parked for more than forty-eight (48) hours upon any municipal parking lot, street or alley, and any vehicle which is moved less than one (1) block shall be deemed to have remained stationary. It is unlawful to remove any mark made by a police officer to determine the length of time a vehicle, trailer or other object remained parked.

Section 51.07: WINTER PARKING. To protect the citizen's general health, safety and welfare and to facilitate snow removal, it shall be unlawful to park or permit any vehicle, trailer or other object to remain parked upon any alley or street from November 1<sup>st</sup> to April 15th between the hours of 2:00 a.m. and 6:00 a.m. during any snow fall which accumulates over one and one-half (1½) inches.

Section 51.07 amended on 10/7/08

Section 51.08: PARALLEL PARKING. Unless angle or other parking is designated by appropriate signs, every vehicle parked upon any street with a curb shall be parked parallel to the curb with the parked vehicle's right-hand wheels within twelve (12) inches of the curb, and every vehicle on any street without a curb shall be parked parallel to the right of the main traveled portion of the road or street in such a way to not interfere with the free flow of traffic.

## CHAPTER 5: TRAFFIC AND MOTOR VEHICLES

### Section 51.09: SEMI TRAILER, TRAILER, TRUCK TRACTOR AND COMMERCIAL MOTOR VEHICLE PARKING.

Subd.1: Definitions. As used in this section the following terms shall mean:

- a) Semi Trailer. Every vehicle without mode of power designed for carrying persons or property and for being drawn by vehicle and so constructed that some part of its weight and some part of its load rests upon or is carried by another vehicle.
- b) Trailer. Every vehicle without mode of power designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon another towing vehicle.
- c) Commercial Motor Vehicle. “Commercial motor vehicle” means a motor vehicle or combination of motor vehicles used to transport passengers or property if the motor vehicle: 1) has a gross vehicle weight of more than 26,000 pounds; or 2) has a towed unit with a gross vehicle weight of more than 10,000 pounds and the combination of vehicles has a combined weight of more than 26,000 pounds.
- d) Gross Vehicle Weight. “Gross vehicle weight” means the greater of: 1) the unloaded weight of a vehicle or the unloaded weight of a truck-tractor and semi-trailer combination, plus the weight of the load, or 2) the value specified by the manufacturer as the maximum gross weight or gross vehicle weight rating.
- e) Truck Tractor. Every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicles and load so drawn.
- f) Street or Highway. The entire width between the boundary lines of any way or place when any part thereof is open to the use of the public as a matter of right or purpose of vehicular traffic.
- g) Residential District. All that territory defined as either single family residential or multiple family residential districts in the zoning ordinance for the City of Albany.

Subd. 2: Declaration of Nuisance. The parking of the vehicles as defined in Subdivision 1, Section (a), (b), (c), and (f) in an area of the City zoned R-1, R-2, R-3, R-4 or R-MH is found to create a nuisance and detrimental influence upon the public health, safety, prosperity, good order and general welfare of such district by obstructing the view of streets and of private properties, bringing unhealthful and annoying odors and materials into the residential neighborhoods, creating cluttered and otherwise unsightly areas, preventing the full use of residential streets, residential parking, introducing commercial advertising signs into areas where commercial advertising signs are otherwise prohibited, and otherwise adversely affecting residential property values in the neighborhood patterns. It shall be unlawful for any person owning, driving, or in charge of a vehicle as defined in Subdivision 1, Section (a), (b), (c), and

## CHAPTER 5: TRAFFIC AND MOTOR VEHICLES

(f), to park the same in a district zoned R-1, R-2, R-3, R-4 or R-MH nor within a 100 feet of any residence for more than 60 minutes. It shall also be unlawful for any person owning, driving, or in charge of a truck with refrigeration unit running to park the same in a zoned district R-1, R-2, R-3, R-4, or R-MH or within 200 feet of any residence for more than 60 minutes. It shall be unlawful for any person owning, driving or in charge of a truck tractor to park the same in zoned district R-1, R-2, R-3, R-4, or R-MH or within 200 feet of any residence for more than 60 minutes with the engine running. However, it shall not be unlawful for the owner or operator of a truck tractor or a trailer, other than a semi trailer, to park the same on a driveway or other hard surfaced parking pad of a residential dwelling owned or inhabited by the same person. Semi trailers shall not be parked on a driveway or parking pad regardless of whether they are attached to a truck tractor.

Subd. 3: Cattle Truck Parking. It shall be unlawful to leave standing upon any street or public ally, any cattle truck or vehicle regularly used for transporting livestock for a period exceeding one hour.

Subd. 4: Overnight Parking. No trailer or other object shall remain parked for more than forty-eight (48) hours upon any street or alley. Any trailer, which is moved less than one (1) block, shall be deemed to have remained stationary in violation of this subdivision. It is unlawful to remove any mark made by a Police Officer to determine the length of time a trailer or other object remained parked.

Subd. 5: Restrictions Cumulative. The restrictions of this Ordinance relating to the parking of truck tractors, commercial vehicles, semi trailers, and trailers are not to be construed as exclusive, but rather as in addition to the parking restrictions which apply to all motor vehicles generally, as provided by the state law or other Ordinance provisions.

Subd. 6: C-1 and C-2 District Parking. It shall be unlawful for any person owning, driving, or in charge of a vehicle as defined in Subdivision 1, Section (a) or (c), individually or in combination, to park the same in the C-1 District or the C-2 District for any length of time, except during periods when the vehicle is being actively loaded or unloaded.

Section 51.09 amended on 4/24/19

Section 51.10 IMPOUNDMENT. Any vehicle left parked or standing in violation of this Ordinance or the laws of the State of Minnesota may be towed away pursuant to the provisions of Minn.Stat. 169.04I, as amended. Any motor vehicle towed away and impounded under this Ordinance or State law may be claimed or recovered after payment to the towing authority of all towing and storage charges. Impound fees are as established in Appendix A. The City, its agents and employees, shall not be responsible for any damage done during towing and impoundment under this Ordinance or State law.

Section 51.09 amended on 1/4/06

Subd. 1: Notice of Impoundment. Within forty eight (48) hours after a vehicle has been impounded, the Chief of Police shall send written notice to the owner of the impounded vehicle at his or her last known address as shown by the records of the Department of Public Safety. If

## CHAPTER 5: TRAFFIC AND MOTOR VEHICLES

the owner is unknown to the Chief of Police or an address cannot be found, the Chief of Police shall publish at least once in the City's official newspaper notice of the impounding, the license number of vehicle, the motor vehicle number of the impounded vehicle, and the name and type of vehicle impounded.

Subd. 2: Sale of Vehicle. If after the expiration of sixty (60) days after mailing or publishing the notice set out in Subd. 1 the vehicle is not redeemed by the owner or the owner's agent, the City shall proceed to sell the impounded vehicle at public auction after first giving at least twenty (20) days notice of such sale by publication in the City's official newspaper of the time and place of the sale. The notice shall describe the vehicle to be sold, with reasonable certainty, by manufacturer's trade name or make, motor vehicle number, license number, and any other specifically identifying information, and the notice shall state to whom, if anyone, the records of the Department of Public Safety show the car belongs, and if the name of the owner is unknown, that fact shall be stated in the notice. If the name of the owner is known, the City shall send that person a copy of the published notice immediately after publication of the notice. The City shall credit any money it receives after the sale to the City's general fund. At any time within one (1) year after the sale, if the former owner of the vehicle which has been sold appears, upon application to the City Council and presentation of satisfactory proof that the person was the owner of the vehicle sold, that person shall be paid the proceeds of such sale, less the necessary expenses thereof, and less the towing, impounding and storage charges as the Council establishes in Appendix A.

Subd. 3: Release of Towed Vehicle. Once all fines are paid in full, the City Police Department may release the vehicle to the respective party and the towing company impound lot shall then notify the City Police Department of the date and to whom the vehicle was released.

### Section 51.11: PENALTIES

Subd. 1: Parking Citation. A parking citation shall be issued to the owner or operator of any vehicle in violation of this Ordinance or State law. All parking citations shall indicate the nature of the violation, the amount of the fine, the method by which the fine may be paid, and the procedure by which the violator may obtain a hearing to contest the issuance of the parking citation. Any person violating this Ordinance or the State laws designated under it shall be guilty of a petty misdemeanor. Four (4) parking violations within one (1) calendar year shall constitute a misdemeanor.

Subd. 2: Fines. Violation of any City Ordinance parking violation shall be as established in Appendix A.

Subd. 3: Fine Collection. The City Clerk/Administrator is authorized to receive, process, and make records of all parking citations issued and fines paid, shall deposit all fines in the City's general fund and shall submit summarized monthly reports to the City Council of all fines collected.

# Memo

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From: Joan Wall, Clerk-Treasurer

To: Freeport City Council

Date: 6/18/19

Re: Corner Pub Patio/Community Festival Liquor License

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Mike Eveslage will report on his follow-up conversation with Pooch about whether the Community Festival liquor license procedure is something he is interested in.