

Regular City Council Meeting
Mountain Lake City Hall
Monday, October 2, 2023
6:30 p.m.
AGENDA

1. Meeting Called to Order *Additional information on agenda item is attached or at City Hall
2. Approval of Agenda and Consent Agenda
 - a. Bills: Checks #27604-27649, 962E – 964E (1-7)
 - b. Payroll: Checks #67599-67614
 - c. Approve September 14 Utilities Commission Minutes (8-9)
 - d. Approve September 18 City Council Minutes (10-11)
 - e. Approve September Street Department Report (12)
 - f. Approve Alliance Church Street Closure Request (13)
3. Public – A total of ten (10) minutes is allotted for individuals to briefly discuss a topic of concern or provide comments to the Council.
4. Street Department
 - a. Discussion/Action – Snow-Pusher (14-16)
5. Fire & Ambulance Hall
 - a. Discussion/Action – Fire & Ambulance Hall Next Steps
6. Utilities Commission – Electric Installations
 - a. Discussion/Action – Ordinance # 4-23 Electric Service Regulations (First Reading) (17)
7. City Attorney
 - a. Discussion/Action – Ordinance # 3-23 Cannabis Use in Public (Third & Final Reading) (18-21)
 - b. Discussion/Action – Greenhouse Update
 - c. Discussion/Action – Nuisance Board
8. City Administrator
9. Roundtable
 - a. Discussion/Action – Commissions/Boards Update
10. Adjourn

**Mountain Lake Utilities Commission Meeting
Mountain Lake City Hall
Thursday, September 14, 2023
7 AM**

Members Present: Mark Langland; Todd Johnson; City Council Liaison Dean Janzen; Sue Garloff; David Savage

Members Absent: Brian Janzen

Staff Present: Michael Mueller; Clerk/Administrator; Jill Falk; Utilities Office Manager; Dave Watkins; Electric Superintendent; Lane Anderson; Lineman; Steve Peters; Lineman; Scott Pankratz; Water/Wastewater Worker

Others Present: Evan Leebens – Minnesota River Energy Services

Call to Order

The meeting was called to order at 7 AM.

Approval of Minutes and Bills

Motion by Savage seconded by Johnson to approve the August 24th Minutes, and Check Numbers 22817-22874 (491E-494E). Motion carried.

Electric Department

Watkins wanted to discuss the City Code regarding meter boxes. There are different options for the meter boxes, and it is the customer's responsibility to purchase them. He requested to update the code to mandate which option needs to be used. Watkins requested meter boxes with the lever option for safety reasons, although it is the more expensive option. A recommendation was made to change the city code and then present it to the City Council. Watkins also mentioned that he would like to use natural gas for the heating of the new power plant. The current power plant has both energy sources and would like the new plant as well. Although it will cost more upfront for the additional work, it will be more cost-efficient down the road.

Water/Wastewater Department

Nesmoe is on vacation this week so there were no items added to the agenda. Mueller discussed City Code 3.30 Subdivision 2, based on a complaint brought up from the school football field. The school was upset that they were being charged sewer rates for the 358,000 gallons used to water the field, even though the water never went through the sewer. A recommendation was made by Savage to allow the school the option of a second meter for water only, and they would be responsible for any plumbing costs. The second option would consist of a new commercial rate with a higher base amount of \$100. With both options, the school would be refunded approximately \$4,000 for the sewer charges they accrued over the past two months.

City Administrator

Evan Leebens with Minnesota River Energy Services presented the 2023 Rate Study. Due to the increasing economy as well as the cost of the new Power Plant, it was recommended to increase energy rates by 8% for the next three years. It was also recommended to remove the discount for City Rates to match the Small Commercial rates. A motion was made by Savage to accept the rate study and then seconded by Johnson. The motion passed.

Adjourn

The meeting was adjourned at 8:02 a.m.

ATTEST:

Jill Falk, Utilities Office Manager

**City of Mountain Lake
Regular City Council Meeting
Mountain Lake City Hall – 930 Third Ave
Monday, September 18, 2023
6:30 p.m.**

Members Present: Andrew Ysker, Dean Janzen, Darla Kruser, Bryan Bargen, Mike Nelson

Members Absent: None

City Staff Present: Michael Mueller City Administrator; Maryellen Suhrhoff City Attorney

Others Present: Marty Seifert, Doug Regehr, Joel Alvstad

Call to Order

The meeting was called to order by Mayor Nelson at 6:30 p.m.

Approval of Agenda & Consent Agenda

Motion by Bargen, seconded by Kruser to add the Custodian Position to the agenda. Motion carried 5 – 0. Motion by Janzen, seconded by Ysker to approve the agenda and consent agenda as amended. Motion carried 5 – 0.

Bills: Checks # 27558-27603, 956E-961E

Payroll: Checks #67561 – 67598

Approve July 11 Library Board Minutes, Expenditures & Report & August Expenditures & Report

Approve August 14 Lake Commission Minutes

Approve August 21 EDA Minutes

Approve August 24 Utilities Commission Minutes

Approve September 5 City Council Minutes

Approve Electric Rate Study

Public

No comments

Coalition of Greater MN Cities (CGMC)

Marty Seifert, CGMC Government Relations presented a report on the past legislative session, LGA, and other activities the Coalition has been focusing on along with specific details to Mountain Lake. CGMC will continue to lobby for LGA, Property Tax Relief, Environment & Energy, Economic Development, Transportation, Annexation & Land Use, and Labor & Employee Relations, to name a few. General questions and discussion ensued.

Fire & Ambulance Hall

The current hall does not have adequate space around apparatuses, adequate space for turnout lockers, maneuvering apparatuses, space for storage, and proper door heights for the ambulances. The current building is limited on expansion and meeting the proper safety measures. An overview of the history of reviewing options for the fire/ambulance hall were discussed, and provided estimated costs. The council provided direction to keep moving forward on a solution. Further research on building materials, costs and financing options will be conducted by the city administrator.

City Attorney

An update was given to the council regarding civil processes on various properties, public nuisances, current processes, court procedures, agreements, and plans. The council and attorney discussed various items and strategies to solve the various nuisances. There was a second reading for regulating the use of cannabis and cannabis derived products in public places.

City Administrator

The administrator provided an update on the City's health insurance plan, and was able to change the plan to save the City \$1500 on the premium, per each employee with family coverage. Due to the savings and increase in the plan's deductible, the recommendation was for the City to contribute \$700 more in the employees HSA for family coverage and \$200 more in single coverage. Motion by Kruser, seconded by Ysker to increase HSA City Contributions to \$4,000 per year for family coverage and \$1,200 per year for single coverage. Motion carried 5 – 0.

Ashley Mullen, Custodian is out due to medical reasons and is expected to return in a few months. Motion by Kruser, seconded by Janzen to hire Brooke Mueller, Custodian, until Ashley Mullen can return to work. Motion carried 5 – 0.

Roundtable

An update was given to the council regarding board and commission meetings.

Adjourn

The meeting was adjourned at 7:48 p.m.

ATTEST:

Michael Mueller, Administrator/Clerk

STREET DEPT / SEPT - REPORT

- TAR 10th ST S, BOXELDER, MT. LAKE ROAD
SOUTH KIEN, 5th AVE, 8th ST
- SWEEP STREETS
- Dig @ close 2 Graves
- Sell #14 Truck
- Tar Water Main Breaks 5th Ave, Sunset Drive
- Complete Sidewalk, Missing Panels
- Fix Playground EQ, Lozon Park
- Sno PASTER STATE BID / TITAN MAINTENANCE
- Remove ASH TREES, Hibary, City Park / Clean UP

Petra Montagne
609 6th Avenue
Mountain Lake, MN 56159

Dear Mayor and members of the Mountain Lake City Council,

I am writing to request permission to block off part of 5th Avenue for our Trunk or Treat event on October 31. The event runs from 5 - 6:30 pm, however we would like the road blocked off from 2 - 8 pm to account for time to set up and tear down.

We would like the road blocked off directly in front of the Alliance Church (from 8th Street to 9th Street) just like we did during last year's event.

Thank you for your consideration on this topic.

Sincerely,
Petra Montagne

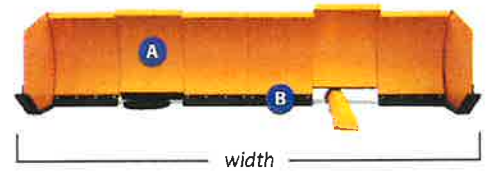
SECTIONAL SNO-PUSHER™

NOTHING ELSE COMES CLOSE



SECTIONAL SNO-PUSHER™ SPECIFICATIONS

- A. INDIVIDUAL MOLDBOARD DESIGN
- B. SPRING-LOADED STEEL CUTTING EDGES
- C. MECHANICAL SIDE PANELS
- D. POLYURETHANE MOUNTING BLOCKS
- E. PATENTED SLIP-HITCH™ UNIVERSAL COUPLER SYSTEM



COMPACT-DUTY MODELS*

	WIDTH	HEIGHT	DEPTH	WEIGHT
CD-6.5	78.5"	26"	50"	974 LBS
CD-8.5	102.5"	26"	50"	1,025 LBS

LIGHT-DUTY MODELS*

	WIDTH	HEIGHT	DEPTH	WEIGHT
LD-8	96"	32"	58"	1,150 LBS
LD-10.5	126"	32"	58"	1,792 LBS
LD-13	156"	32"	58"	2,050 LBS
LD-15.5	186"	32"	58"	2,456 LBS

HEAVY-DUTY MODELS**

	WIDTH	HEIGHT	DEPTH	WEIGHT
HD-11.5	137.5"	47"	73"	3,190 LBS
HD-14	169.5"	47"	73"	3,592 LBS
HD-17	201.5"	47"	73"	4,004 LBS
HD-19.5	233.5"	47"	73"	4,468 LBS
HD-22	265"	47"	73"	4,878 LBS
HD-27.5	329.5"	47"	73"	5,288 LBS



SCAN TO LEARN MORE

*Pricing does not include skid steer mount, bucket mount or OEM style coupler hook mount. Pricing available upon request only due to numerous OEM style coupler hooks available.

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Equipment Sales Agreement

ESA# : ES0007741¹⁵

Date : 09/05/2023

Customer: MOUNTAIN LAKE, CITY OF Address: MOUNTAIN LAKE, CITY OF PO BOX C MOUNTAIN LAKE MN 56159-9032 County: COTTONWOOD PO: Phone: 507-427-2999	Seller: TITAN MACHINERY- MARSHALL Address: 1201 HWY 59 N MARSHALL MN 56258-2710 Phone: 507-532-5783 SWENHAUGEN, JOSEPH F.
Sales Tax Possession / Receiving Location: MN, LYON, MARSHALL	

NOTICE TO PURCHASER

1. Read this contract before you sign it.
2. You are entitled to an exact and completely filled in copy of this contract when you sign it. Keep it to protect your legal rights.
3. Purchaser acknowledges receipt of a fully completed copy of this contract and Purchaser waives notice of the acceptance or rejection of this order by the seller.
4. The Acknowledgments and Additional Terms and Conditions are a part of this contract and are incorporated herein by reference.

Purchased Equipment Information

Type	Product	PDI	Warranty	Unit #	Serial Number	Sales Price
New	ARCTIC SNOW & ICE, HD11.5, SNOW BLADE	No	STANDARD FACTORY	E00082146	L5127	20,302.00
Addendum Subtotal Price						0.00

Trade-In Equipment Information

I (we) offer to sell, transfer and convey the following item(s) at or prior to the time of delivery of the above product as a "trade-in" to be applied against the cash price. Such items shall be free and clear of all security agreements, liens, and encumbrances at the time of transfer to you. The following is a description and the price allowed for each item.

Description of Trade In	Unit #	Serial Number	Amount
Addendum Subtotal Price			0.00

Tax Breakdown	Amount	2. Total Trade In Allowance	0.00
		3. Balance	20,302.00
		4. Total Tax	0.00
		5. Other Options, Charges, Fees	0.00
		6. Trade Payoff / Pre Barter	0.00
Total Taxes	0.00	7. Total Due	20,302.00
Other Options, Charges, Fees	Amount	SETTLEMENT	
FINANCE FEES	0.00	8. Cash Payment	0.00
		9. Cash Due:	0.00
		10. Retail Installment Contract	20,302.00
Addendum Subtotal Price	0.00	11. Total Settlement	20,302.00
Total Other Options, Charges and Fees	0.00		

It is understood that this is the entire agreement between the parties

Customer: _____ Date: _____ Salesperson: Joe Swenhaugen
 Customer: _____ Date: _____ Accepted By: SWENHAUGEN, JOSEPH F.

L-331
Articulating Wheel Loaders

Articulating Wheel Loaders

Fixed Pricing -
BASE UNIT
Specification 3.0

4.5 HYDRAULICS

Use this section to offer hydraulic options.
Add as many extra lines as you need.

- 4.5.1 Return to Travel, Height control, and Return to Dig
- 4.5.2 Joystick
- 4.5.3 Joystick with 1 Aux Function
- 4.5.4 Joystick with 2 Aux Functions .
- 4.5.5 Ride Control
- 4.5.6 No Ride Control

	Standard
734052	\$ (518)
734054	Standard
734055	\$ 835
782503	Standard
X20178X	\$ (777)

4.6 BUCKET/ATTACHMENTS

Add as many extra lines as you need.

CASE FACTORY ATTACHMENTS

- 4.6.1 Bucket Pins, No Bucket or Coupler
- 4.6.2 2.1 cu yd Pin on Bucket
- 4.6.3 Case Coupler - JRB Style - Size 416 Male Master
- 4.6.4 Case Coupler - JRB Style - Size 416 Male Master & 2.1 cu yd Bucket
- 4.6.5 Case Coupler - ACS Style - Size 30 Pro Series 2000 Male Master
- 4.6.6 Case Coupler - ACS Style - Size 30 Pro Series 2000 Male Master & 2.1 cu yd Bucket
- 4.6.7 Locking Hydraulics for Aftermarket Coupler

	Standard
782537	Standard
424920	\$ 5,956
482047	\$ 5,483
424988	\$ 12,006
734006	\$ 5,746
734007	\$ 13,297
424911	N/C

CASE ALLIED ATTACHMENTS

- 4.6.8 11.5' Sectional Snow Plow, Bucket Mount
- 4.6.9 14' Sectional Snow Plow, Bucket Mount
- 4.6.10 Bucket Mount for Sectional Snow Plow
- 4.6.11 JRB 416 Mount for Sectional Snow Plow
- 4.6.12 96" Angle Broom - ACS/JRB coupler
- 4.6.13 Dust Control Kit

48026416	\$ 19,177
48026417	\$ 20,265
48026419	\$ 1,125
48026421	\$ 1,125
47423920	\$ 20,665
87606944	\$ 4,415

20,302.⁰⁰

AMI ATTACHMENTS

All AMI Attachments Equipped with a Female Coupler ACS Styles, JRB styles, Pin On, Unless Otherwise Noted

- 4.6.14 Male Master JRB/ACS 1000/Cat IT/Volvo/JD HiVis
- 4.6.15 Male Master ACS 2000
- 4.6.16 Female Blanks JRB/Cat IT/Volvo/JD HiVis - uninstalled
- 4.6.17 Female Blanks ACS 1000/2000, Cat Fusion - uninstalled
- 4.6.18 2.5yd GP Bucket
- 4.6.19 2.75yd GP Bucket
- 4.6.20 60" Wide Frame 60" Tine Forks
- 4.6.21 60" Wide Frame 60" hydraulic Tine Forks
- 4.6.22 Fixed Boom
- 4.6.23 Hydraulic Boom
- 4.6.24 Mechanical Boom
- 4.6.25 Swivel Hook for Booms above
- 4.6.26 96" Root Rake
- 4.6.27 96" Root Rake Grapple
- 4.6.28 2.5yd Scrap Grapple Bucket
- 4.6.29 4n1 2yd bucket
- 4.6.30 4n1 2.5yd bucket
- 4.6.31 4n1 blade 10ft x 34" high
- 4.6.32 4n1 blade 12ft x 34" high
- 4.6.33 4n1 blade 14ft x 34" high
- 4.6.34 4n1 blade 10ft x 42" high
- 4.6.35 4n1 blade 12ft x 42" high
- 4.6.36 4n1 blade 14ft x 42" high
- 4.6.37 4n1 blade 16ft x 42" high
- 4.6.38 4n1 blade (fluid edge) 10ft x 34" high
- 4.6.39 4n1 blade (fluid edge) 12ft x 34" high
- 4.6.40 4n1 blade (fluid edge) 14ft x 34" high
- 4.6.41 4n1 blade (fluid edge) 10ft x 42" high
- 4.6.42 4n1 blade (fluid edge) 12ft x 42" high
- 4.6.43 4n1 blade (fluid edge) 14ft x 42" high
- 4.6.44 4n1 blade (fluid edge) 16ft x 42" high
- 4.6.45 12' 500 series Angle Blade 42" high
- 4.6.46 12' 500 series (fluid edge) Angle Blade 42" high
- 4.6.47 float on 34" high blade
- 4.6.48 float on 42" high blade
- 4.6.49 8' x 32" Rotary Sweeper
- 4.6.50 9' x 32" Rotart Sweeper
- 4.6.51 10' x 32" Rotary Sweeper
- 4.6.52 Broadcast Spreader - Single Spinner

\$	10,201
\$	11,425
\$	2,260
\$	4,606
\$	10,057
\$	10,488
\$	9,551
\$	15,928
\$	7,119
\$	11,667
\$	9,028
\$	995
\$	16,411
\$	26,778
\$	27,249
\$	24,949
\$	25,812
\$	22,293
\$	23,046
\$	25,289
\$	26,761
\$	28,612
\$	30,780
\$	32,942
\$	24,760
\$	25,996
\$	28,773
\$	28,923
\$	31,579
\$	30,780
\$	36,892
\$	14,691
\$	17,641
\$	1,265
\$	1,438
\$	17,279
\$	18,952
\$	20,775
\$	7,676

ACS INDUSTRIES ATTACHMENTS

All ACS Attachments Equipped with a Female Coupler ACS Styles, JRB styles, Pin On, Unless Otherwise Noted

ORDINANCE #4-23
AN ORDINANCE OF THE CITY OF MOUNTAIN LAKE
AMENDING CHAPTER 3 OF THE CITY CODE

Be it ordained the Mountain Lake City Code is amended by adding E in Section 3.40 Subdivision 3 Electrical installations to read as follows:

SECTION 3.40 RULES AND REGULATIONS RELATING TO ELECTRIC SERVICE.

Subdivision 3. Electrical Installations.

- E. The City shall require a new meter socket for any new construction or service upgrades to be a minimum of 200 AMP lever type meter bypass.

Passed by the Council this 6th day of November 2023.

Mike Nelson, Mayor

Attest: _____
Michael Mueller, City Administrator/Clerk

CITY OF MOUNTAIN LAKE
ORDINANCE No.: 3-23

**ORDINANCE REGULATING THE USE OF CANNABIS
AND CANNABIS DERIVED PRODUCTS IN PUBLIC
PLACES**

Be it ordained the Mountain Lake City Code is amended by adding a Section 8.19 Regulation of Cannabis to read as follows:

Section 8.19 Regulation of Cannabis

SECTION 1. PURPOSE AND INTENT

This Ordinance is adopted by the City of Mountain Lake City Council for the purpose of protecting public health and safety by REGULATING/PROHIBITING the use of Cannabis and cannabis derived products in public places and places of public accommodation within the City of Mountain Lake.

Minnesota Session Law 2023, Chapter 63, effective in relevant part August 1, 2023, establishes that the adult use, possession and personal growing of cannabis is legal subject to the requirements and restrictions of Minnesota Statutes.

Minnesota Session Law 2023, Chapter 63, Art. 4, section 19, codified as Minn. Stat. 342.0263, subd. 5 authorizes the adoption of a local ordinance establishing a petty misdemeanor offense for public use of cannabis.

The City intends to be proactive in protecting public health and safety by enacting an ordinance that will mitigate threats presented to the public and public health by the public use of cannabis.

The City recognizes the risks that unintended access and use of cannabis products and exposure to cannabis and its effects present to the health, welfare, and safety of members of the public and in particular the youth of the City.

SECTION 2. DEFINITIONS

Except as may otherwise be provided or clearly implied by context, all terms shall be given their commonly accepted definitions. The following words, terms, and phrases, when used in this ordinance, shall have the meanings ascribed to them except where the context clearly indicates a different meaning.

- (a) **Adult-use cannabis flower.** “Adult-use cannabis flower” means cannabis flower that is approved for sale by the Minnesota Office of Cannabis Management or is substantially similar to a product approved by the office. Adult-use cannabis flower does not include medical cannabis flower, hemp plant parts, or hemp-derived consumer products.

(b) **Adult-use cannabis products.** “Adult-use cannabis products” means a cannabis product that is approved for sale by the office or is substantially similar to a product approved by the office. Adult-use cannabis product includes edible cannabis products but does not include medical cannabinoid products or lower-potency hemp edibles.

(c) **Cannabis flower.** “Cannabis flower” means the harvested flower, bud, leaves, and stems of a cannabis plant. Cannabis flower includes adult-use cannabis flower and medical cannabis flower. Cannabis flower does not include cannabis seed, hemp plant parts, or hemp-derived consumer products.

(d) **Cannabis product.** “Cannabis product” means any of the following:

- (1) cannabis concentrate;
- (2) a product infused with cannabinoids, including but not limited to tetrahydrocannabinol, extracted or derived from cannabis plants or cannabis flower; or
- (3) any other product that contains cannabis concentrate.

(e) **Hemp derived consumer products.**

(1) “Hemp derived consumer products” means a product intended for human or animal consumption, does not contain cannabis flower or cannabis concentrate, and:

- (i) contains or consists of hemp plant parts; or
- (ii) contains hemp concentrate or artificially derived cannabinoids in combination with other ingredients.

(2) Hemp-derived consumer products does not include artificially derived cannabinoids, lower-potency hemp edibles, hemp-derived topical products, hemp fiber products, or hemp grain.

(f) **Lower-potency hemp edible.** A “lower-potency hemp edible” means any product that:

- (1) is intended to be eaten or consumed as a beverage by humans;
- (2) contains hemp concentrate or an artificially derived cannabinoid; in combination with food ingredients;
- (3) is not a drug;
- (4) consists of servings that contain no more than five milligrams of delta-9 tetrahydrocannabinol, 25 milligrams of cannabiniol, 25 milligrams of cannabiniol, or any combination of those cannabinoids that does not exceed the identified amounts;
- (5) does not contain more than a combined total of 0.5 milligrams of all other cannabinoids per serving;
- (6) does not contain an artificially derived cannabinoid other than delta-9 tetrahydrocannabinol;

(7) does not contain a cannabinoid derived from cannabis plants or cannabis flower; and

(8) is a type of product approved for sale by the office or is substantially similar to a product approved by the office, including but not limited to products that resemble nonalcoholic beverages, candy, and baked goods.

(g) **Public place.** A “public place” means a public park or trail, public street or sidewalk, any enclosed, indoor area used by the general public, including, but not limited to, theaters, restaurants, bars, food establishments, places licensed to sell intoxicating liquor, wine, or malt beverages, retail businesses, gyms, common areas in buildings, public shopping areas, auditoriums, arenas, or other places of public accommodation.

(h) **Place of public accommodation.** “Place of public accommodation” means a business, refreshment, entertainment, recreation, or transportation facility of any kind, whose goods, services, facilities, privileges, advantages, or accommodations are extended, offered, sold, or otherwise made available to the public.”

(i) **Exceptions to the definition of public place or place of public accommodation.** “A public place” or “a place of public accommodation” does not include the following:

- (1) a private residence, including the individual’s curtilage or yard.
- (2) a private property, not generally accessible by the public, unless the individual is explicitly prohibited from consuming cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products on the property by the owner of the property; or
- (3) on the premises of an establishment or event licensed to permit on-site consumption.

(j) **Smoking.** “Smoking” means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, pipe, or any other lighted or heated product containing cannabis flower, cannabis products, artificially derived cannabinoids, or hemp-derived consumer products. Smoking includes carrying or using an activated electronic delivery device for human consumption through inhalation of aerosol or vapor from the product.

SECTION 3. PROHIBITED ACTS

Subd. 1. No person shall use cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products in a public place or a place of public accommodation unless the premises is an establishment or event licensed to permit on-site consumption of adult-use cannabis flower and adult use cannabis products. *See Minnesota Session Law 2023, Chpt. 63, Art. 1, Sec. 9 codified as Minn. Stat. 342.09, subd. 1(2) and 342.09, subd.1 (7)(iii) and Art. 4, Sec. 19 codified as Minn. Stat. Sec. 152.0263, subd. 5.*

Subd. 2. No person shall vaporize or smoke cannabis flower, cannabis products, artificially derived cannabinoids, or hemp-derived consumer products in any location where the smoke, aerosol, or vapor would be inhaled by a minor. *Minnesota Session Law 2023,*

Chpt. 63, Art. 1, Sec. 9 codified as Minn. Stat. Sec. 342.09, subd. 1 (7)(b)(9).

SECTION 4. PENALTY

Subd. 1. Criminal Penalty. A violation of this ordinance shall be a petty misdemeanor punishable by a fine of up to \$300. Nothing in this ordinance shall prohibit the United States, the State of Minnesota, County of Cottonwood or the City of Mountain Lake investigating or prosecuting any other activity that is a crime under any other federal or state statute or county ordinance.

Subd.2. An alleged violation or violation of this ordinance may be investigated by a peace officer as defined in Minn. Stat. 626.84, Subd. 1. Any violation of this ordinance shall be prosecuted by the City Attorney.

SECTION 5. SEVERABILITY

If any section or provision of this ordinance is held invalid, such invalidity will not affect any other section or provision that can be given force and effect without the invalidated section or provision.

SECTION 6. EFFECTIVE DATE

This ordinance shall be in full force and effect immediately from and after its passage and publication as required by law.

ADOPTED by the Mountain Lake City Council this 2nd day of October, 2023.

Mayor

Attest: _____
City Administrator

Motion Carried:

Ayes _____
Nays _____
Abstain _____

Published in the Mountain Lake Observer on _____, 2023.