

Subd. 4. Persons Who May Not Purchase - Exception.

- A. Except as permitted by Minn. Stat. § 15.054, no employee of the City or a member of the Council, or an advisor serving the City in a professional capacity may be a purchaser of property under this Section.
- B. It is unlawful for any person to be a purchaser of property under this Section if such purchase is prohibited by the terms of this Section.

Subd. 5. Electronic Sale of Surplus Supplies.

Notwithstanding any other procedural requirements of this Section, the City Council may authorize the City Administrator to contract to sell supplies, materials, and equipment which is surplus, obsolete or unused using an electronic selling process in which purchasers compete to purchase the surplus supplies, materials, or equipment at the highest purchase price in an open and interactive environment.

SECTION 218.01. EMERGENCY MANAGEMENT.

Subd. 1. Emergency Management Act Adopted. The “Minnesota Emergency Management Act of 1996,” Minnesota Statutes, 2008, Chapter 12, as amended herein from time to time insofar as it relates to cities, is hereby adopted by reference as part of this Section, as fully as if set forth explicitly herein.

Subd. 2. Establishment of an Emergency Management Agency. There is hereby created within the City government an emergency management agency, which shall be under the supervision of a Director to be appointed forthwith by the Council. The Director shall have direct responsibility for the organization, administration and operation of said emergency management agency, subject to the overall direction and control of the Council.

SECTION 219.01. REIMBURSEMENT OF CERTAIN EXPENSES.

Subd. 1. Applicable Reviews. This Section applies to the following:

- A. requests for rezoning review and approval;
- B. requests for planned unit development concept review and approval;
- C. requests for planned unit development district review and approval;
- D. requests for conditional use permit review and approval;
- E. requests for Subdivision review and approval.
- F. requests for site plan review and approval.
- G. requests for flood plain permit;
- H. requests for shore land permit;
- I. requests for mining or land alterations permit;
- J. requests for variances from any of the City’s land use regulations and Subdivision regulations;

- K. requests for tax increment financing or other forms of public assistance;
- L. requests for annexations;
- M. requests for concept site plan review and approval, and
- N. requests for wetland related reviews and reports.

(Any requests in A through N are hereinafter referred to as “Application”).

Requests for building permits are covered by City Code Section 416.01 and its applicable fee provisions.

Subd. 2. City Findings. The City finds that a significant amount of City personnel time and expenses are used in reviewing Applications. The City has determined that the City’s taxpayers have been sharing a disproportionate burden of these expenses, and that a more equitable arrangement is for the applicant to incur those expenses.

Subd. 3. Applicant’s Reimbursement of City Expenses and Applicant Deposit Agreements. All persons requesting an Application shall reimburse the City for all costs, including administrative, legal, planning, engineering and consulting costs, incurred in reviewing, investigating, administering and drafting legal documents related to the Applications and all documents and issues related to the Applications. With respect to City staff time and expenses, reimbursement shall be at such rates and amounts as the City, from time-to-time, shall determine by ordinance. With respect to legal and consultant costs, Applicant shall reimburse the City for all costs billed City. Reimbursements for all such costs are due within 30 days of billing by City. Applicant shall, concurrent with submission of Applicant’s request for approval, execute a deposit agreement in such form and on such terms as are approved by the Council. This deposit agreement may require Applicant to make a deposit with the City sufficient to cover City’s anticipated Application review costs.

Subd. 4. Failure to Comply with the Section. In addition to other remedies and penalties, the City may discontinue the review process and deny a requested approval for an Application if such person violates any requirement of this Section.