

OFFICIAL CITY COUNCIL PROCEEDINGS
REGULAR SESSION
APRIL 5, 2010

A regular session of the Granite Falls City Council was called to order by Mayor David Smiglewski at 7:30 p.m., Monday, April 5th, in the Council Chambers of City Hall. Council Members present: DuWayne Galow, Bill Miller, Steve Nordaune, Steve Schaub and Joe Fagnano. Council Member absent: Scott Peterson. Staff present: City Manager Bill Lavin, Finance Director Darcy Mulvihill and City Clerk Joan Taylor. Others in attendance were Police Chief Russ Blue, City Attorney Greg Holmstrom and Advocate Tribune News Editor Scott Tedrick.

MINUTES: M/S MILLER/NORDAUNE TO APPROVE THE MINUTES OF THE MARCH 15TH REGULAR MEETING & MARCH 23RD EMERGENCY MEETING. Motion carried unanimously by those present.

MEDIACOM: City Attorney Greg Holmstrom was in attendance to discuss with council the Petition for Special Relief which was served upon the city by Mediacom Minnesota LLC. Following discussion it was the consensus of council to look into this matter further with the League of Minnesota Cities and the city's consulting attorney concerning the cable franchise.

POLICE VEHICLE: Police Chief Blue was in attendance to discuss with council the replacement of the 2005 Dodge Durango police vehicle. Following discussion Galow introduced the following resolution and moved its adoption to call for bids for the purchase of 2010 squad car. Upon calling the question three time the resolution died for lack of a second.

After further discussion and review of the state bid and upon the recommendation of Chief Blue, Fagnano introduced the following resolution and moved its adoption accepting the state bid for the purchase of a 2010 Ford Explorer police vehicle in the amount of \$23,552.40. Payment for the police vehicle would come from the 2010 General Revenue Fund Capital Improvements Budget and the possible sale of the 2005 Durango.

RESOLUTION NO. 10-41

RESOLUTION ACCEPTING BID
FOR PURCHASE OF POLICE VEHICLE

WHEREAS, the Police Department is recommending that a 2010 police vehicle be purchased to replace the 2005 Dodge Durango squad car; and

WHEREAS, it has also been recommended to accept the state bid for a 2010 Ford Explorer in the amount of \$23,552.40.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, accepting the state bid for the purchase of a 2010 Ford Explorer police vehicle for the Police Department; funding to come from General Revenue Fund Capital Improvements Budget.

Adopted by the City Council this 5th day of April, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Schaub, the resolution was adopted unanimously by those present.

Police Chief Blue advised council that the department is in need of additional part time police officers.

BILLS: M/S NORDAUNE/GALOW TO APPROVE BILLS PRESENTED FOR PAYMENT. Motion carried unanimously by those present.

REPORTS: The following reports were acknowledged at this time: Building Inspector, Kilowatt Community Center Board and Utilities Commission.

PUBLIC HEARING: A duly advertised continuation hearing for the proposed 2010 Street Improvement Program was called to order by Mayor Smiglewski at 8:02 p.m. with one resident in attendance. Following discussion concerning proposed improvements Mayor Smiglewski closed the public hearing at 8:10 p.m.

2010 STREET IMPROVEMENT PROGRAM: At this time Galow introduced the following resolution and moved its adoption ordering the improvements, accepting the plans and specifications and calling for bids for the 2010 Street Improvement Program; said bids to be received by 2:00 p.m. on June 3, 2010 to be considered by council at the June 7th meeting.

RESOLUTION NO. 10-42

RESOLUTION ORDERING IMPROVEMENTS,
APPROVING PLANS AND SPECIFICATIONS AND
ORDERING ADVERTISEMENT FOR BIDS FOR
2010 STREET IMPROVEMENT PROGRAM

WHEREAS, after due Notice of Public Hearing on the construction of improvements for the City of Granite Falls, hearing on said improvements was duly held and the council heard all persons desiring to be heard on the matter and fully considered the same; and

WHEREAS, at said hearing there was available a reasonable estimate of the amount to be assessed and a description of the methodology in the form attached hereto as Exhibit A.

WHEREAS, the consulting engineers have prepared final plans and specifications for the construction of the 2010 Street Improvements;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA:

1. Said improvements are necessary, cost-effective, and feasible as detailed in the feasibility report,
2. It is advisable, expedient and necessary that said improvements as described in the Notice of Hearing thereon be constructed and the same are hereby ordered made.
3. The proposed 2010 street improvements described in the public notice that was published for the April 5, 2010 public hearing that was continued from March 15, 2010 are hereby combined as one improvement and shall be known as "2010 Street Improvements".
4. The consulting engineers, Rodeberg & Berryman, are hereby directed to prepared plans and specifications for said improvements.
5. The City Council declares its official intent to reimburse itself for the costs of the improvements from the proceeds of tax-exempt bonds.
6. The City Council shall let the contract for all or part of the work for said improvements, or order all or part of the work done by day labor or otherwise as authorized by Minnesota Statutes, Section 429.041 Subd. 2 or Subd. 2a within one year of the date of this resolution ordering said improvements.
7. The consulting engineers, Rodeberg & Berryman, shall review for possible removal from the improvements the 14th Street culvert project.

BE IT FURTHER RESOLVED,

8. Such plans and specifications are hereby approved and order placed on file in the office of the City Clerk;

9. The City Clerk shall prepare and cause to be inserted in the official newspaper and Construction Bulletin an advertisement for bids upon the making of such improvements under such approved plans and specifications, the advertisement shall be published in each of said publications at least once not less than three weeks before the date set for opening bids, shall specify the work to be done, shall state that bids will be publicly opened on the 3rd day of June, 2010 at 2:00 p.m. in said city and that no bids will be considered unless sealed and filed with the Clerk and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the city for 5% of the amount of such bid.

The resolution for adoption of the foregoing resolution was duly seconded by Council Member Nordaune and upon a vote being taken thereon, the following voted in favor thereof: Galow, Miller, Nordaune, Smiglewski, Schaub and Fagnano and the following votes against the same: None.

Whereupon said resolution was declared passed and adopted this 5th day of April, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Nordaune, the resolution was adopted unanimously by those present.

M/S NORDAUNE/SCHAUB AUTHORIZING THE CITY STAFF TO WORK WITH EHLERS & ASSOCIATES, INC. TO SOLICIT PROPOSALS FOR THE SALE OF GENERAL OBLIGATION IMPROVEMENT BONDS UNDER OPTION 1 AND TO REPORT THE RESULTS TO THE CITY COUNCIL FOR CONSIDERATION AT THE JUNE 21ST MEETING. Motion carried unanimously by those present.

REPORTS: The Hospital Board report and the Public Works Department report were acknowledged at this time.

DISEASED ELM TREE REMOVAL PROGRAM: Miller introduced the following resolution and moved its adoption to call for quotes for the first and second cutting of the 2010 Diseased Elm Tree Removal Program on a per-inch basis with bids due to be received until 2:00 p.m. on Thursday, April 22, 2010 to be considered by council at its May 3rd meeting.

RESOLUTION NO. 10-43

RESOLUTION SOLICITING QUOTES FOR
REMOVAL OF DISEASED ELM TREES

WHEREAS, contractors are needed to remove diseased elm trees from boulevards and private properties following the markings by the city forester during the 2010 growing season; and

WHEREAS, it has been recommended to again request a "per-inch" quote for the first and second cutting of diseased elm tree for the 2010 growing season.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, soliciting quotes on a "per-inch" basis for the first and second cutting of diseased elm trees for the 2010 growing season, with quotes to be received until 2:00 p.m. on April 22, 2010 to be considered by council at its May 3rd meeting.

Adopted by the City Council this 4th day of April, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Schaub, the resolution was adopted unanimously by those present.

AIRPORT: Council reviewed an Agreement for Professional Services submitted by Bolton & Menk relative to the design and construction services to upgrade the public fuel facility at the Granite Falls airport. Following review Nordaune introduced a resolution and moved its adoption authorizing execution of the Professional Services Agreement.

RESOLUTION NO. 10-44

RESOLUTION AUTHORIZING EXECUTION OF
AGREEMENT FOR PROFESSIONAL SERVICES
BOLTON & MENK

WHEREAS, Bolton & Menk has submitted an Agreement for Professional Services in conjunction with providing the Granite Falls airport with design and construction services to upgrade the airport public fueling facility.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, authorizing execution of the Agreement for Professional Services as submitted at a cost not to exceed of \$15,000 contingent upon receipt of a grant from the State Office of Aeronautics.

Adopted by the City Council this 5th day of April, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Galow, the resolution was adopted unanimously by those present.

Nordaune introduced the following resolution and moved its adoption calling for bids for improvements to the airport public fuel facility.

RESOLUTION NO. 10-45

RESOLUTION CALLING FOR BIDS FOR
IMPROVEMENTS TO THE AIRPORT PUBLIC FUEL FACILITY

WHEREAS, the Airport Commission and Airport engineers have recommended upgrades to the public fuel facility at the airport.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, calling for bids for upgrades to the public fuel facility at the airport contingent upon execution of a state grant agreement; said bids to be submitted for council consideration at a later meeting.

Adopted by the City Council this 5th day of April, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Miller, the resolution was adopted unanimously by those present.

SPCC PLAN: As required by EPA regulations and upon the recommendation of Electrical Superintendent Reznechek, Nordaune introduced the following resolution and moved it adoption soliciting quotes to update the city's Petroleum Spill Prevention Control and Countermeasure Plan.

RESOLUTION NO. 10-46

RESOLUTION SOLICITING QUOTES TO UPDATE
PETROLEUM SPILL PREVENTION CONTROL AND
COUNTERMEASURE
(SPCC) PLAN

WHEREAS, pursuant to Resolution No. 03-33 adopted at the March 3, 2003 council accepted a proposal from Associated Consultants Engineers, Inc. for the development of a Petroleum Spill Prevention Control and Countermeasure Plan; and

WHEREAS, in accordance with EPA regulations this plan must be updated once every five years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, soliciting quotes to update the city's Petroleum Spill Prevention Control and Countermeasure Plan.

Adopted by the City Council this 5th day of April, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Schaub, the resolution was adopted unanimously by those present.

FLOOD MITIGATION: Staff advised council that the Flood Mitigation Task Force met on Thursday, March 25th. Council was also advised of the visits to the city made by Senator Franken and Congressman Collin Peterson.

WATER TREATMENT PLANT: Council was updated concerning progress with the Water Treatment Plant relocation project.

SPRING FLOOD RECOVERY: Staff is waiting for a disaster declaration from President Obama.

LEGISLATIVE SESSION: Council was advised that the Legislature has passed and the Governor has signed the supplemental budget bill which will reduce the city's LGA payment in 2010 by \$74,228.

SOUTHWEST INITIATIVE FUND: Council again discussed the possibility of a donation to the Southwest Initiative Fund in 2010. Following discussion it was the consensus of council to table this matter until after further discussion regarding budget cuts.

MN RIVER TRAIL: Council discussed an email received from Geoff Hathaway concerning possibly having Bonnema Surveys put together some new maps on a revised trail route from Granite Falls to Wegdahl. Following discussion it was the consensus of council to consider this matter further after more information is received from the attorney handling the trail project for the city.

FACE BOOK: Following a review of several items concerning city policies relative to social media it was the consensus of council to remove the city's Face Book page from the web.

DONATION: Following discussion Miller introduced a resolution accepting the donation received from Bonestroo which will be presented to the Granite Falls Living at Home/Block Nurse Program on behalf of the city.

RESOLUTION NO. 10-47

RESOLUTION ACCEPTING DONATION AND DESIGNATION OF RECIPIENT

WHEREAS, the city is to receive a donation of \$100 from Bonestroo, the city's Water Treatment Plant engineers, to be presented to a charitable organization of the city's choice.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, accepting the donation in the amount of \$100 from Bonestroo to be presented on behalf of the city to the Granite Falls Living at Home/Block Nurse Program.

Adopted by the City Council this 5th day of April, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Nordaune, the resolution was adopted unanimously by those present.

PERSONNEL: Staff advised council that the mediation scheduled on April 1st had to be canceled and will be rescheduled.

ADJOURN: M/S/P MILLER/SCHAUB TO ADJOURN at 8:53 p.m.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

PAID BILLS:

ASSURANT EMPLOYEE BENEFITS	LD INSURANCE	522.84
BALFANY CONSTRUCTION	MARR ROOF SNOW REMOVAL	1,170.00
CITIZEN'S STATE BANK	NSF R. SARMIENTO	152.30
COMEFRI USA	KCC FAN MOTOR	200.00
DANA F. COLE & CO LLP	FLEX BENEFITS	1,651.66
EFTPS	FED WHOLDING TAX	26,295.23
FARMERS UNION OIL CO.	FIRE DEPT FUEL	105.51
KOTEK/NICOLLE	KCC YOGA CLASS	160.00
MERCURY PAYMENT SYSTEMS	RBS CREDIT CARD FEE	596.79
MN DEPT OF REVENUE	SALES/USE TAX	23,123.41
NATIONAL PROCESSING CO	KCC CREDIT CARD FEE	33.69
PERA	PERA	17,390.71
PITNEY BOWES, INC.	MAINT CONTRACT	382.17
POSTMASTER	UTILITY BILLINGS	714.44
RYER PLUMBING & HEATING	CHAMBER BLDG WORK	1,163.96
SCHAFFER MFG CO	GEAR LUBE/WATER PLANT	2,453.01
VANCO SERVICES	PROGRAM FEE	30.80
VISA	MOTEL EXP SMIG	106.81
WELLS FARGO BANK NA	AIPRORT CREDIT CARD FEE	40.23
YELLOW MEDICINE EAST	YR BOOK POLICE DEPT	120.00
A & B BUSINESS	KCC COPIER CHARGE	323.22
ALPHA WIRELESS	#186 FD/REPAIR RADIO	207.91
ARNESON DISTRIBUTING INC.	BEER	265.50
ARTIC GLACIER INC	ICE	123.50
BAKER & TAYLOR BOOKS	BOOKS	32.04
BAKER BROS. CONSTRUCTION INC.	HUNGRY HOLLOW MAIN BREAK	1,950.00
BELL/BRANDON	DEPOSIT REFUND	15.89
BENSON LAUNDRY	RUGS/CITY HALL	50.40
BERGQUIST/SUSAN & LES	ENERGY STAR REBATE	50.00
BEST BUSINESS PRODUCTS	COPIER COUNT	626.52

BEVERAGE WHOLESALERS INC	BEER	73.15
BILL'S ELECTRIC	WWTP PUMP REPAIRS	325.00
BORDER STATES ELECTRIC SUPPLY	VARIABLE SPEED DRILL	1,780.67
BRAUN PUMP & CONTROLS INC	WWTP PUMP WORK	1,357.65
BREDESON/MAURICE	ENERGY STAR/DISPOSAL	35.00
BUESING FARMS, INC.	FEB SNOW REMOVAL	7,007.50
CDW GOVERNMENT INC	SYMANTEC	361.91
CENTURYLINK	KCC PHONE	189.19
CNH CAPITAL	CM 274 MOWER	94.66
CONVENTION & VISITORS BUREAU	FEB TAXES RECVD IN MARCH	513.48
COTTONWOOD COOP OIL CO	FUEL	2,700.00
DAKOTA SUPPLY GROUP	ELECTRICAL	181.28
DAN'S SHOP INC	STREET SWEEPER FILTER	47.01
DAVIS TYPEWRITER CO	PD INK CART	58.22
DUECO INC	COUPLER MAINT EQUIP	33.75
ECONOMART	WWTP SUPPLIES	77.99
FAGEN, INC.	NEW LIGHT REBATE	16,291.17
FARMERS UNION OIL CO.	STREET 35%	1,852.13
FINKEN/JIM	MOTEL/MPCA TRAINING	320.96
FRANK MADDEN & ASSOCIATES	PROFESSIONAL SERVICES	320.14
G & K SERVICES	KCC RUGS/TOWELS	302.03
GALE	BOOKS	32.43
GALOW/KAREN	ENERGY STAR/DISPOSAL	35.00
GATCHELL/DORIAN	ENERGY STAR REBATE	50.00
GOPHER STATE ONE-CALL	10 LOCATES	14.50
GRANITE FALLS AUTO PARTS	06 BUS STARTER	241.64
GRANITE FALLS/CITY OF	PRINC PD LOAN	705.33
GRANITE TRUE VALUE	KCC TPAPER/TOWELS/ACID	599.83
GREAT PLAINS GAS CO.	UTILITIES	1,116.05
GURSTEL STALOCH & CHARGO	GARNISHMENT PETERSON	1,782.85
HALDEMAN-HOMME INC	MAT CLEANER/KCC	99.39
HAWKINS INC	WWTP CHEMICALS	2,143.75
HD SUPPLY FACILITIES MAINT.	KCC CLOCKS	36.32
HD SUPPLY WATERWORKS	CLAMPS	163.39
HERC-U-LIFT	LIFT REPAIRS	194.43
HILLYARD-HUTCHINSON	KCC CLEANING	203.06
HOERNEMANN/PAUL	CABLE SERVICE	255.00
HOLMSTROM & KVAM	1ST QTR CHARGES	15,255.50
IN SEASON MECHANICAL	KCC FITTINGS	87.45
JOHNSON BROS WHOLESALE LIQUOR	LIQUOR/WINE	10,503.26
JT SERVICES	BALLAST KIT	187.22
KARTAN-PETERSON	FLOOD/SIREN	910.00
KNUTSON/ERIC	MIC REPAIRS	13.88
KNUTSON/STANLEY	RBS SURVEILLANCE CAMERA	396.76
KOTEK/NICOLLE	KCC YOGA CLASSES	80.00
KRANITZ/FRANK	WORK @ SENIOR CITZ	325.00
LEAGUE OF MINNESOTA CITIES	LAVIN CONF REGISTRATION	295.00
LIGHT FUND	KCC	21,315.86
LOCHER BROTHERS	BEER	13,575.95
MADISON BOTTLING CO.	BEER/MISC	14,226.75
MANKATO/CITY OF	PHOSPHORUS REMOVAL	610.40
MARSHALL NORTHWEST PIPE	WWTP COUPLING	39.50
MARTIN MARIETTA AGGREGATES	HUNGRY HOLLOW	829.54
MARTIN TRUCKING	FREIGHT	457.00
MEYER'S REPAIR & TOWING INC	DOT INSPECTION #22	83.02
MIDTHUN/CHARLOTTE	APPLIANCE TURN-IN REBATE	35.00
MINNESOTA LIFE	RETIREE'S LIFE INS	4.40
MITLYNG ELECTRIC & REFRIG.	DALLAS II/HEAT MENS ROOM	278.45
MN DPT OF ADMINISTRATION	CITYHALL	99.72
MN MUNICIPAL UTILITIES ASSN	SAFETY TRAINING	3,567.22
MN NCPERS LIFE INS	PERA LIFE	96.00
MN VALLEY TESTING LAB, INC.	WWTP TESTING	330.00
MOLDES PLMBING HEATING AC INC	PPC HEATING	195.00
MVTV	WWTP	362.70
NORTH CENTRAL TRUCK EQUIP	BUS	11.95
OFFICE DEPOT	LIBRARY INK CART	58.72
OFFICE PEEPS	WWTP INK CART	186.24
PETE'S COMMUNICATIONS	BATTERIES	243.51
PETTY CASH	POLICE POSTAGE	105.97
PHILLIPS WINE & SPIRITS CO.	LIQUOR/WINE	5,137.32
PRAXAIR INC	CO2	388.00

QUALITY WINE SPIRITS CO.	WINE	1,162.21
RECREATION SUPPLY COMPANY	KCC CLOCKS	159.43
RICHTER/NICK	HEALTH CHALL PRIZE \$	3,900.00
RODEBERG & BERRYMAN, INC.	2010 ST IMPRV	4,564.00
ROSSELL/CHRISTINE	ENERGY STAR REBATE	50.00
RYER PLUMBING & HEATING	LIBRARY/FURNACE REPAIRS	1,140.00
SAND/KRIS	BLDG MAINT	350.00
SCHWAN'S SALES ENT.	KCC-ICE CREAM RESALE	48.46
SENTRY SYSTEMS INC	RBS MONITORING	88.81
SERVICE TECH & SUPPLY	SENSOR GUARD	51.30
STANLEY CONSULTANTS INC	FLOOD PHASE 2	412.00
STRAND BOOK STORE	BOOKS	272.20
STUART C IRBY CO	TEST RUBBER GLOVES	158.75
SUPER AMERICA	BUS DIESEL	234.63
SW-WC SERVICE COOPERATIVES	GRP HEALTH INS	25,038.00
TAYLOR/JOAN	MOTEL FOR CONF	332.28
TIMM/JANEL	BCBS CREDIT NO RENEWAL	20.00
TROY'S ELECTRIC COMPANY	WWTP CK VALVE LIFTPUMP	35.00
UPS	SHIPPING KCC	42.81
USA BLUEBOOK	RAIN SUITS/BOOTS	377.10
USC PROPANE	AIRPORT LP	157.79
VELDE/WARREN	ENERGY STAR REBATE	35.00
VIKING COCA-COLA BOTTLING CO.	SODA	158.80
VINOCOPIA INC	WINE	167.00
WATER CONSERVATION SERVICE INC	HUNGRY HOLLOW LOCATE	1,340.00
WBM WINE & SPIRITS	LIQUOR/WINE	5,353.48
WILLMAR ELECTRIC SERVICE	CONF ROOM JACK	36.97
XCEL ENERGY	FACILITY CHARGE	1,171.94
YELLOW MEDICINE CO. AUDITOR	2010 TAX BOOK	60.00
ZEP	KCC CLEANING	187.19
2XL CORPORATION	GYM WIPES-KCC	127.15