

OFFICIAL CITY COUNCIL PROCEEDINGS
REGULAR SESSION
NOVEMBER 15, 2010

A regular session of the Granite Falls City Council was called to order by Mayor David Smiglewski at 7:30 p.m., Monday, November 15^h, in the Council Chambers of City Hall. Council Members present: DuWayne Galow, Bill Miller, Steve Nordaune, Steve Schaub, Joe Fagnano and Scott Peterson. Staff present: City Manager Bill Lavin, Finance Director Jennifer Ortloff and City Clerk Joan Taylor. Others in attendance were Water Plant Superintendent Mike Enstad, Terry Bovee– Minnesota Department of Health, City Attorney Greg Holmstrom, City Engineer Dave Berryman, EDA Director Dennis VanHoof, Ardell Waller – Granite Falls Township, Bev and Jen Svobodny, Carl Rolla, Chad Nowacki, Wayne & Liz DeBlieck, representatives from Granite River Front Revitalization, Inc. and Advocate Tribune News Editor Scott Tedrick.

MINUTES: M/S MILLER/NORDAUNE TO APPROVE THE MINUTES OF THE NOVEMBER 1ST REGULAR MEETING. Motion carried unanimously.

BILLS: M/S NORDAUNE/SCHAUB TO APPROVE BILLS PRESENTED FOR PAYMENT. Motion carried unanimously.

WELLHEAD PROTECTION PLAN: Water Plant Superintendent Enstad and Terry Bovee from the Minnesota Department of Health were in attendance for a duly advertised informational meeting to discuss the process of developing the city's Wellhead Protection Plan.

LANDSCAPING ORDINANCE: Council reviewed correspondence received from the owner of property located at 187 Baldwin concerning progress made on his landscaping project. Following discussion M/S MILLER/NORDAUNE TO EXTEND THE DEADLINE TO COMPLETE THE LANDSCAPING PROJECT AT 187 BALDWIN UNTIL JUNE 1, 2011 AND MUST KEEP SILT FENCING IN PLACE AND KEEP SIDEWALK AND ROCKRIDGE LANE CLEAR. Motion carried unanimously.

SEWER TELEVISIONING: City Engineer Berryman advised council that the televising of the sanitary sewer system has begun and may be completed by the end of the week.

DIKE ROAD: The city engineer also updated council on the Dike Road repairs.

HEARING/2010 STREET IMPROVEMENT PROGRAM: Mayor Smiglewski opened a duly advertised public hearing at 8:00 p.m. to consider the proposed final assessments of the 2010 Street Improvement Program. With two residents in attendance City Engineer Berryman discussed with council the projects

completed in this year's program. Mayor Smiglewski closed the public hearing at 8:22 p.m.

Following the hearing, council discussed with the resident located at 190 6th Avenue concerning the assessment on his property. The resident was advised that the city does have a deferment policy for individuals that qualify and was asked to come into City Hall to discuss this with the finance director.

Council also discussed the assessment on property located at 1125 Elliot. Following discussion it was determined that this lot was a double fronting lot and should have been assessed as such. Also sufficient information was provided that the estimated market value of this lot is \$7,500 and is less than the total proposed assessment of \$7,785.71 and therefore an adjustment should be made to this assessment by $\frac{1}{2}$ in the amount of \$4,652.04 for a total adjusted assessment of \$3,133.67.

Following this discussion Nordaune introduced the following resolution and moved its adoption approving the final assessment roll as adjusted for the 2010 Street Improvement Program.

RESOLUTION NO. 10-136

RESOLUTION ADOPTING FINAL ASSESSMENTS
ON 2010 STREET IMPROVEMENT PROGRAM

WHEREAS, pursuant to proper notice duly given as required by law, the Granite Falls City Council has met and heard and passed upon all objections to the proposed assessment for the 2010 Street Improvement Program as follows:

- Skyline Drive (Fromm Circle to County Road 38) – Complete Street Reconstruction
- 2nd Street (5th Avenue to 6th Avenue) – Complete Street Reconstruction
- 2nd Street (7th Avenue to 8th Avenue) – Complete Street Reconstruction
- 9th Street (11th Avenue to Trunk Highway 212) – Complete Street Reconstruction
- Alleyway between 7th & 8th Avenue from 2nd Street to 3rd Street – Reshape and Pave

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

1. Such proposed assessments (copies of which are on file in the office of the city clerk) as adjusted are hereby accepted and shall constitute the special assessments against the lands named herein, and each tract of land therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.

2. Relative to the 9th Street (11th Avenue to Trunk Highway 212) complete street reconstruction project, the assessment on Parcel No. 34-430-3203 has been adjusted to reflect a double fronting lot and then reduced by $\frac{1}{2}$ as the estimated market value of \$7,500 is less than the total proposed assessment of \$7,785.71; and sufficient information has been provided to substantiate an adjustment to the proposed assessment in the amount of \$4,652.04 for total adjusted assessment of \$3,133.67.

3. The assessment for street improvements shall be payable in equal annual installments extending over a period of eight (8) years, the first installment to be payable on or before May 15, 2011, and shall bear interest at the rate of 3.5891% per annum from the date of the adoption of this assessment resolution. To the first installment shall be added interest on the entire assessment from the date of this resolution until December 31, 2010. To each subsequent installment when due shall be added interest for one year on all unpaid installments.

4. The owner of any property so assessed may, at any time prior to certification of the assessment to the county auditor, pay the whole of the assessment on such property, with interest accrued to the date of payment, to the city finance director, except that no interest shall be charged if the entire assessment is paid within 30 days from the adoption of this resolution, and he may, at any time thereafter pay to the County Auditor the entire amount of the assessment remaining unpaid, with interest accrued to December 31st in the year in which such payment is made. Such payment must be made before November 15th or interest will be charged through December 31st of the next succeeding year.

5. The clerk shall forthwith transmit a certified duplication of this assessment to the county auditor to be extended on the property tax lists of the county, and such assessment shall be collected and paid over time in the same manner as other municipal taxes.

Adopted by the City Council this 15th day of November, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Schaub, the resolution was adopted unanimously.

REPORTS: The Finance Report was acknowledged at this time.

K.K. BERGE BUILDING: Patrick Moore spoke on behalf of Granite River Front Revitalization, Inc. relating to council its efforts to save the K.K. Berge Building. Following discussion and upon the recommendation of the Flood Mitigation Task Force, Nordaune introduced a resolution accepting the proposal as presented by Granite River Front Revitalization, Inc. to remodel and reuse the K.K. Berge Building.

RESOLUTION NO. 10-137

RESOLUTION ACCEPTING PROPOSAL OF
GRANITE RIVER FRONT REVITALIZATION, INC.

WHEREAS, Granite River Front Revitalization, Inc. has submitted a proposal for remodeling and reuse of the K.K. Berge Building; and

WHEREAS, the Flood Mitigation Task Force has reviewed the proposal and is recommending acceptance of the proposal by the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, accepting the proposal of Granite River Front Revitalization, Inc. for remodeling and reuse of the K.K. Berge Building

Adopted by the City Council this 15th day of November, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Schaub, the resolution was adopted unanimously.

Following the acceptance of the proposal received from Granite River Front Revitalization, Inc. Fagnano introduced a resolution authorizing execution of a Development Agreement between the city and Granite River Front Revitalization, Inc. relative to the acquisition, remodel and reuse of the K.K.

Berge Building; and once signed by all parties the building will then be sold to Granite River Front Revitalization, Inc. for the sum of \$1.

RESOLUTION NO. 10-138

RESOLUTION AUTHORIZING EXECUTION OF
DEVELOPMENT AGREEMENT –
GRANITE RIVER FRONT REVITALIZATION, INC.

WHEREAS, pursuant to Resolution No. 10-137 council accepted the proposal of Granite River Front Revitalization, Inc. for remodeling and reuse of the K.K. Berge Building; and

WHEREAS, a Development Agreement has been prepared by City Attorney Holmstrom concerning the acquisition, remodel and reuse of the K.K. Berge Building; and

WHEREAS, the Flood Mitigation Task Force has reviewed this agreement and recommends execution of same.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, authorizing execution of the Development Agreement with Granite River Front Revitalization, Inc. for the acquisition, remodel and reuse of the K.K. Berge Building; and once signed by all parties the building will then be sold to Granite River Front Revitalization, Inc. for the sum of \$1.

Adopted by the City Council this 15th day of November, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Peterson, the resolution was adopted unanimously.

REPORT: The Airport Commission report was acknowledged at this time.

NPIAS: As the FAA has determined that a Benefit-Cost Analysis is required to proceed with processing and review of the city's NPIAS application, Bolton & Menk, Inc. submitted a proposal to provide engineering services to assist the city with completing this analysis in an amount not to exceed \$6,900. The analysis will be completed in two phases with the first phase not to exceed \$3,500. Once the first phase is complete a determination will be made if the

second phase is justified. Following discussion Galow introduced a resolution accepting the proposal as submitted by Bolton & Menk.

RESOLUTION NO. 10-139

RESOLUTION ACCEPTING PROPOSAL
OF BOLTON & MENK, INC.

WHEREAS, the FAA has determined that a Benefit-Cost Analysis is required to proceed with processing and review of the city's NPIAS application; and

WHEREAS, Bolton & Menk, Inc. has submitted a proposal to provide engineering services to assist the city with completing the Benefit-Cost Analysis in an amount not to exceed \$6,900; and

WHEREAS, the analysis will be completed in phases, with the first phase not to exceed \$3,500 at which point if it is determined the Benefit-Cost Analysis is justified the second phase will be completed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, accepting the proposal of Bolton & Menk, Inc. in an amount not to exceed \$6,900, with the first phase not to exceed \$3,500, to provide engineering services to complete a Benefit-Cost Analysis relative to the city's application to be placed on the National Plan of Integrated Airport Systems.

Adopted by the City Council this 15th day of November, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Nordaune, the resolution was adopted unanimously.

REPORT: The EDA report was acknowledged at this time.

CEIT: Upon the recommendation of the EDA Board, Miller introduced a resolution deferring the principle payment on the loan to Cutting Edge Industrial Technology due to a cash flow problem for a period of 6 months with interest only payments due monthly in the amount of \$500 from December 2010 through May 2011.

RESOLUTION NO. 10-140

RESOLUTION DEFERRING LOAN PAYMENT -
CUTTING EDGE INDUSTRIAL TECHNOLOGY

WHEREAS, pursuant to Resolution No. 10-34, council approved a loan to Cutting Edge Industrial Technology in the amount of \$200,000, \$100,100 from the 811 Revolving Loan Fund and \$99,900 grant funds received from RBEG at an interest rate of 3% payable over 10 years to assist in the establishment of a manufacturing business to be located at 646 Prentice Street; and

WHEREAS, the owner of Cutting Edge Industrial Technology has requested to defer principle payments for a period of 6 months due to cash flow problems; and

WHEREAS, the EDA at its November 8th meeting recommended that council approve the loan deferment as requested with an interest only payment of \$500 per month to be paid during the 6 month deferral.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA deferring the principle payment on the loan to Cutting Edge Industrial Technology for a period of 6 months with interest only payments due monthly in the amount of \$500 from December 2010 through May 2011.

Adopted by the City Council this 15th day of November, 2010.

David Smiglewski
Mayor

ATTEST:
Joan M. Taylor
City Clerk

With second by Nordaune the resolution was adopted unanimously.

REPORTS: The Fire Department, Hospital Board and Police Chief reports were acknowledged at this time.

TRANSFORMER RELOCATION: As part of the upgrade to the school's air handling system a transformer needed to be relocated. As part of this relocation a retaining wall must be built to protect the school from the transformer. Following discussion and it being in the best interest to the city Galow introduced a resolution waiving calling for quotes and accepting a

quote received from Kranz Construction in the amount of \$4,800 to construct the retaining wall.

RESOLUTION NO. 10-141

RESOLUTION WAIVING CALLING FOR QUOTES AND ACCEPTING QUOTE FOR CONSTRUCTION OF RETAINING WALL

WHEREAS, due to the transformer relocation at the elementary school, the city is required to install a retaining wall between the school building and the transformer;

WHEREAS, the following two quotes were received to complete this work

Kranz Construction	\$4,800
Hemple Brothers & Baker Brothers	\$4,950

WHEREAS, it being in the best interest of the city to expedite the construction of the retaining wall;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, waiving calling for quotes and accepting the quote received from Kranz Construction in the amount of \$4,800 to construct the retaining wall between the elementary school and the transformer.

Adopted by the City Council this 15th day of November, 2010.

David Smiglewski
Mayor

ATTEST:
Joan M. Taylor
City Clerk

With second by Schaub, the resolution was adopted unanimously.

SNOW REMOVAL: Nordaune introduced the following resolution and moved its adoption to accept the proposal received from Dean and Don Buesing for snow removal for the 2010/2011 season as follows:

Snowblower (when loading trucks)	\$100per hour
Trucks	\$ 85 per hour
Snowblower (when used alone)	\$110 per hour

RESOLUTION NO. 10-142

RESOLUTION ACCEPTING QUOTE
FOR SNOW REMOVAL

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA accepting the quote received from Dean and Don Buesing for snow removal for the 2010-2011 season as follows:

Snowblower (when loading trucks)	\$100 per hour
Trucks	\$ 85 per hour
Snowblower (when used alone)	\$110 per hour

Adopted by the City Council this 15th day of November, 2010.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Miller, the resolution was adopted unanimously.

BOARDS & COMMISSIONS: Council was reminded that at the December 6th Reorganizational Meeting council appointments will be made to the various boards and commissions.

ADJOURN: M/S/P MILLER/NORDAUNE TO ADJOURN at 8:55 p.m.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

BILLS PAID:

ACS	SOFTWARE SUPPORT	1,555.80
AD DEPARTMENT INC	ADV KCC	45.00
ADVOCATE-TRIBUNE	FIRE DEPT AD	2,115.39
AFFILIATED MED CENTER	NEW PD EXAM	91.05
ALLTEL	HOSPITAL CELLS	1,691.64
AMERICAN WELDING SUPPLIES	SHOP WELDING SUPPLIES	25.84
ARTIC GLACIER INC	ICE	73.05

AUS/JOHN	CARETAKER FEE	550.00
AUS/NANCY	PET BOARDING	40.00
BAKER & TAYLOR BOOKS	BOOKS	184.87
BAKER BROS. CONSTRUCTION INC.	D.ULMER SEWER REPAIRS	4,294.50
BARR ENGINEERING CO.	PFMA MTG	465.00
BENSON LAUNDRY	RUGS/CITY HALL	39.23
BOND TRUST SERVICES CORP	WATER PLANT	81,200.00
BORCH'S SPORTING GOODS	STRING RACKETS/KCC	40.00
BORDER STATES ELECTRIC SUPPLY	FLAGS	117.38
BREMMER/RYAN	EDA CONCRETE WORK	1,368.24
CARL'S BAKERY	ELECTION DONUTS	25.80
CENTRAL MN MUNICIPAL POWER	PURCHASE POWER	90,992.39
CENTURYLINK	CITYHALL	1,567.81
CITIZENS STATE BANK	INT PHASE II	5,749.79
CNH CAPITAL	LOADER/FILTER	200.36
COMMUNITY PARTNERS RESEARCH	FLOOD RDC WORK	3,112.50
COUNTRYSIDE PUBLIC HEALTH	KCC 2011 LICENSE	693.77
DAN'S SHOP INC	#'S 21,22,24 & @	98.21
DANA F. COLE & CO LLP	ADMIN FEE	104.32
DAVE'S ELECTRIC MOTOR CO	REPAIRS	66.02
DEPARTMENT OF ENERGY	PUCHASE POWER	14,565.78
DUNN RITE POOL PRODUCTS	HOOPS FOR POOL	257.85
ECONOMART	KCC HALOWEEN PARTY	432.95
FARMERS COOP OIL CO OF ECHO	FUEL	2,423.18
FARMERS UNION OIL CO.	OIL	374.75
G & K SERVICES	KCC RUGS/TOWELS/MISC	201.90
GOPHER STATE ONE-CALL	57 LOCATES	82.65
GRANITE FALLS AUTO PARTS	06 BUS BRAKES	203.48
GRANITE FALLS BANK	INT PHASE III	4,115.94
GRANITE TRUE VALUE	KCC PAPER TOWELS	736.18
GREAT PLAINS GAS CO.	KCC	3,074.41
HAWKINS INC	KCC CHEMICALS	1,082.97
HOERNEMANN/PAUL	CABLE SERVICE	255.00
IMS/STEVE	ENERGY STAR REBATE	400.00
IN SEASON MECHANICAL	KCC AIR HANDLERS	1,010.29
JOHNSON BROS WHOLESALE LIQUOR	LIQUOR	3,459.70
KARIAN-PETERSON	FLOOD MIT/DIKE RD POLE	14,292.50
KOTEK/NICOLLE	YOGA CLASSES	80.00
KRANITZ/FRANK	WORK @ SENIOR CITZ	325.00
LEE/DAVID	METER READINGS	996.00
LEN WORSECH AND COMPANY	PORTA POTTY'S	237.00
LIGHT FUND	EDA	27.72
LOCHER BROTHERS	BEER	4,902.25
MADISON BOTTLING CO.	BEER	11,399.70
MARTIN MARIETTA AGGREGATES	FLOOD MIT/459.97/DIKE RD	15,533.28
MARTIN TRUCKING	FREIGHT	408.50
MEYER'S REPAIR & TOWING INC	01 BUS/DOT INSPECT/FIX	711.03
MID CENTRAL DOOR	KCC WEATHER STRIPPING	141.00
MN DPT OF ADMINISTRATION	CITYHALL	133.68
MN PETROLEUM SERVICES INC	FUEL UPGRADES	41,359.17
MN VALLEY COOPERATIVE	PUMPHOUSE	1,112.31
MN VALLEY TESTING LAB, INC.	WWTP TESTING	78.00
NIELSEN/ROGER	ENERGY STAR REBATE	35.00
NORTH CENTRAL LABORATORIES	WWTP	18.54
OFFICE PEEPS	PAPER/MISC OFFICE	314.52
OHILIGER/CARL	ENERGY STAR REBATE	100.00
PHILLIPS WINE & SPIRITS CO.	LIQUOR	3,417.27
PRAIRIE PALETTE LANDSCAPES	STRAW	5.34
PRAXAIR INC	CO2	409.05
PRENTICE PLACE COMMONS ASSN	MONTHLY ASSN DUES	134.42
PUBLIC SAFETY EQUIPMENT LLC	CERT RADARS/POLICE	105.00
RECREATION SUPPLY COMPANY	KCC HANDRAILS	267.60
REGIONAL DEVELOP. COMMISSION	FLOOD ADMIN SERVICES	11,696.50
RYER PLUMBING & HEATING	VOLSTEAD/NEW FURNANCE	6,244.02
SAND/KRIS	BLDG MAINT	375.00
SAWMILL/THE	27 & 24 CABINETS	309.92
SCHWAN'S SALES ENT.	KCC ICE CREAM RESALE	37.47
SMIGLEWSKI/DAVID	MILEAGE OWN VEHICLE	95.00
SMOGARD/TERRY	REIMB CARPET CLEANING	97.27
SNORTUM'S NURSERIES, INC.	2010 ST IMPRV	5,600.00
STRAND BOOK STORE	BOOKS	39.42

SUPER AMERICA	BUS DIESEL	237.68
THRIFTY WHITE PHARMACY	KCC MARKERS	38.37
TIMM/DEREK	MOW/HEDGE TRIMMING	597.50
TREVINO/CLAUDIA	ZUMBA CLASSES	40.00
UPS	REZ SHIPPING	76.40
USA BLUEBOOK	PRESSURE TRANSMITTER	280.61
VIKING COCA-COLA BOTTLING CO.	SODA	91.45
WBM WINE & SPIRITS	LIQUOR	1,863.83
WESCO RECEIVABLES CORP	DUCT	480.94
WEST CENTRAL COMMUNICATIONS	MISC REPAIRS POLICE DEPT	91.70
WEST CENTRAL SANITATION	PARK	562.60
XCEL ENERGY	PURCHASE POWER	1,171.94
YELLOW MEDICINE CO. AUDITOR	4TH QTR DISPATCHING	2,640.00
ZEE MEDICAL SERVICES	KCC FIRST AID KIT REIMB	140.28
ZEP	KCC ZEP CLEANER	222.29

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Final Totals... 358,759.06