

OFFICIAL CITY COUNCIL PROCEEDINGS  
REGULAR SESSION  
OCTOBER 15, 2012

A regular session of the Granite Falls City Council was called to order by Mayor David Smiglewski at 7:30 p.m., Monday, October 15<sup>th</sup>, in the Council Chambers of City Hall. Council Members present: DuWayne Galow, Bill Miller, Steve Nordaune and Joe Fagnano. Council Members absent: Steve Schaub and Scott Peterson. Staff present: City Manager Bill Lavin, Finance Director Michael Betker and City Clerk Joan Taylor. Others in attendance were EDA Director Dennis VanHoof and News Editor Scott Tedrick.

MINUTES: M/S MILLER/NORDAUNE TO APPROVE THE MINUTES OF THE OCTOBER 1<sup>ST</sup> REGULAR MEETING. Motion carried unanimously by those present.

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

REPORTS: The Airport Commission and EDA Board reports were acknowledged at this time.

EDA: Upon the recommendation of the EDA Board, Miller introduced the following resolution and moved its adoption releasing the city's interest in a one-acre parcel of land in the Industrial Park which will allow Eric Soine to sell this property.

RESOLUTION NO. 12-130

RESOLUTION RELEASING CITY'S INTEREST IN  
ONE-ACRE PARCEL OF LAND IN THE INDUSTRIAL PARK

WHEREAS, in March of 2008 the city sold a one-acre parcel of land in the city's Industrial Park to Eric Soine; and

WHEREAS, included in the Quit Claim Deed for the property was a 5-year sales restriction requiring that not only construction occur but that the property be retained by Mr. Soine for five years;

WHEREAS, Mr. Soine did construct a storage building on the parcel of land; however, the 5-year period will not end until June of 2013; and

WHEREAS, Mr. Soine would now like to sell this property and has requested the city release its interest in the property.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, releasing the city's interest in the one-acre parcel of land in the city's Industrial Park, Parcel #40-037-0405 allowing Mr. Soine to sell this property.

Adopted by the City Council this 15<sup>th</sup> day of October, 2012.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

Also upon the recommendation of the EDA Board, Nordaune introduced the following resolution and moved its adoption authorizing execution of a contract for professional services with the Regional Development Commission to provide services in completing the pre-application for a Small City Development Grant application in an amount not to exceed \$4,000 and to assist the city if it is invited to submit a final application, in an amount not to exceed \$2,000, for a total contract amount of \$6,000. Execution of this contract is contingent upon the city receiving sufficient survey returns to reach the \$500,000 repair threshold.

RESOLUTION NO. 12-131

RESOLUTION AUTHORIZING EXECUTION OF  
CONTRACT FOR PROFESSIONAL SERVICES

WHEREAS, the EDA Board at its October 8<sup>th</sup> meeting recommended that council enter into an agreement with the Regional Development Commission to prepare an application on behalf of the city for a Small Cities Development Grant for commercial and housing rehabilitation; and

WHEREAS, the Upper Minnesota Valley Regional Development Commission has submitted a proposed Contract for Professional Services to provide services in completing the pre-application in an amount not to exceed \$4,000 and to assist the city if it is invited to submit a final application, in an amount not to exceed \$2,000, for a total contract amount of \$6,000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, authorizing execution of the Contract for Professional Services with the Upper Minnesota Valley Regional Development Commission in an amount not to exceed \$6,000 to provide services assisting the city in preparation of an application for a Small Cities Development Grant for housing rehabilitation; and

BE IT FURTHER RESOLVED that execution of this contract is contingent upon receiving sufficient survey returns to reach the \$500,000 repair threshold.

Adopted by the City Council this 15<sup>th</sup> day of October, 2012.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

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

APPOINTMENT: Following a vote by council M/S GALOW/NORDAUNE TO APPOINT DAVE BEASLEY TO THE EDA BOARD. Motion carried unanimously by those present.

Following discussion M/S NORDAUNE/FAGNANO TO APPOINT STEVE LADNER TO THE UTILITIES COMMISSION. Motion carried unanimously by those present.

CITY GARAGE: In order to comply with the city's Spill Prevention Control and Countermeasure Plan, Galow introduced a resolution calling for bids for replacement of the two fuel tanks at the city garage; said bids to be considered by council at the November 5<sup>th</sup> meeting.

RESOLUTION NO. 12-132

RESOLUTION CALLING FOR BIDS FOR REPLACEMENT OF  
ABOVE-GROUND FUEL TANKS CITY GARAGE

WHEREAS, for the city to comply with its Spill Prevention Control and Countermeasure Plan it will need to replace the above-ground fuel tanks at the city garage.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, calling for bids for the replacement of the diesel and regular gas tanks at the city garage.

Adopted by the City Council this 15<sup>th</sup> day of October, 2012.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

HYDROELECTRIC PLANT: Following discussion Nordaune introduced a resolution and moved its adoption approving the Dam Safety Program as prepared by Barr Engineering.

RESOLUTION NO. 12-133

RESOLUTION APPROVING DAM SAFETY PROGRAM  
HYDROELECTRIC PLANT

WHEREAS, pursuant to Resolution No. 12-83 council accepted a proposal from Barr Engineering to develop an Owners Dam Safety Program as required by the Federal Energy Regulatory Commission with respect to the Hydroelectric plant; and

WHEREAS, Barr Engineering has now completed the plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, approving the Owner's Dam Safety Program as required by the FERC.

Adopted by the City Council this 15<sup>th</sup> day of October, 2012.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

WATER SERVICE: As the city was notified that the well located on property located at 139 East Highway 212 had gone dry and there is no water service to this home; and having no water service to a residential home constitutes a public health and safety emergency, staff requested City Engineer Berryman prepare plans and specification to provide city water service to this residence. Because the water service line would be placed in the same vicinity as the outflow line from the Wastewater Treatment Plant that is in need of replacement, the city engineer also provided plans and specifications to replace the outflow line at the same time. Following discussion Galow introduced a resolution

declaring a public health and safety emergency; waiving calling for bids and accepting the bid received from Baker Brothers as follows:

Water Service Line	\$25,113.75
Outflow Line	<u>\$28,515.00</u>
Total	\$53,628.75

Acceptance of the bid received for the water service line is contingent upon execution of a repayment agreement executed by Peter Oie. Also the replacement of the outflow will be funded from the remaining bond proceeds in the 2011 Utility Improvement Program.

RESOLUTION NO. 12-134

RESOLUTION DECLARING PUBLIC HEALTH & SAFETY EMERGENCY  
AND WAIVING CALLING FOR BIDS AND ACCEPTING BID  
WATER SERVICE – PETE OIE

WHEREAS, the city was notified that the well located on property located at 139 East Highway 212 has gone dry and there is no water service to this home; and

WHEREAS, having no water service to a residential home constitutes a public health and safety emergency and therefore the city engineer was requested to provide plans and specifications to extend water service to this property; and

WHEREAS, because the water service line would be placed in the same vicinity as the outflow line from the Wastewater Treatment Plant which is in need of replacement, the city engineer also provided plans and specifications to replace the outflow line at the same time; and

WHEREAS, because it is a public health and safety emergency and cold weather is fast approaching it was recommended that council consider waiving calling for bids and accept the bid received from Baker Brothers in the amounts as follows:

Water Service Line	\$25,113.75
Outflow Line	<u>\$28,515.00</u>
Total	\$53,628.75

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, declaring the lack of water service to the residence at 139 East Highway 212 to be a public health and safety emergency and therefore waiving calling for bids and accepting the bid received from Baker Brothers in the amount of \$25,133.75 for the extension of water service to this property.

The acceptance of the bid is contingent upon execution of a Repayment Agreement with Pete Oie, owner of this property; and

BE IT FURTHER RESOLVED, accepting the bid for replacement of the outflow pipe from the Wastewater Treatment Plant in the amount of \$28,515 to be done in conjunction with water service extension to this property ; said amount to be paid from remaining bond funds from the 2011 Utility Improvement Program.

Adopted by the City Council this 15<sup>th</sup> day of October, 2012.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

Following the adoption of the previous resolution, Miller introduced the following resolution and moved its adoption authorizing execution of a repayment agreement with Pete Oie.

RESOLUTION NO. 12-135

RESOLUTION AUTHORIZING EXECUTION OF  
REPAYMENT AGREEMENT – PETE OIE

WHEREAS, pursuant to Resolution No. 12-134 council declared a public health and safety emergency and waived calling for bids and accepted the bid received from Baker Brothers in the amount of \$28,515 to provide water service to a residence located at 139 East Highway 212 contingent upon entering into a repayment agreement with the owner for this work.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, authorizing execution of a repayment agreement with Pete Oie for the city supplying water service to his property.

Adopted by the City Council this 15<sup>th</sup> day of October, 2012.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

**PEDESTRIAN BRIDGE:** Council was advised that the historical review will begin this week concerning the pedestrian bridge.

**SANITARY LIFT STATION:** Staff advised council that the city still has not received a response relative to its grant application to the Federal EDA.

**WATER TREATMENT PLANT:** Council reviewed updates concerning the new Water Treatment Plant and the Meter Replacement Projects. Also a tour of the new Water Treatment Plant with council has been set for October 25<sup>th</sup> at 4:00 p.m.

**HOT MIX PLANT:** Council was updated relative to a meeting with representatives from Martin Marietta which took place on Thursday, October 5<sup>th</sup> at 4:00 p.m. here at City Hall to discuss the future location of hot mix plants at the Martin Marietta quarry. Based on discussions at this meeting the following was decided.

- Martin Marietta will locate future batch plants in the old location further north.
- According to Mark Johnson Martin Marietta will implement monitoring procedures taking into account such factors as asphalt emissions, output and wind direction. These procedures will also be more formalized in lease agreements between Martin Marietta and the hot mix plant contractor.
- Martin Marietta will on a daily basis consult with the asphalt contractor with the goal of addressing potential issues before they occur.
- Mr. Johnson emphasized that Martin Marietta will implement on-site control measures through their lease agreements with asphalt tenants to insure that property owner concerns are addressed and that operational adjustments are completed in a timely manner.

**CHARITABLE GAMBLING:** A gambling license application was acknowledged at this time for the Granite Falls Lions Club to hold fundraiser on behalf of the American Cancer Society. This application was acknowledged with no waiting period.

**ADJOURN:** M/S/P MILLER/NORDAUNE TO ADJOURN at 8:21 p.m.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

BILLS PAID:

ACS	SOFTWARE SUPPORT	1,650.55
ADVOCATE-TRIBUNE	LEGALS	630.76
AFFILIATED MED CENTER	WWTP LAB	23.75
ALPHA WIRELESS	REPAIRS	55.04
AMERICAN WELDING SUPPLIES	SHOP WELDING SUPPLIES	33.67
ARTIC GLACIER INC	ICE	137.58
AUS/JOHN	SEPT CARETAKER FEE	575.00
AUS/NANCY	BOARDING	40.00
BAKER & TAYLOR BOOKS	GRANT BOOKS	9.41
BAKKER/LYNETTE	MILEAGE MMBA MTG	31.08
BARR ENGINEERING CO.	DAM SAFETY PROGRAM	3,448.05
BELLBOY CORPORATION	LIQUOR	540.00
BEVERAGE WHOLESALERS INC	BEER	279.10
BISBEE PLUMBING & HEATING	KCC PUMP ROOM	163.80
BOLTON & MENK, INC	CRACK REPAIRS AIRPORT	2,575.00
BOND TRUST SERVICES CORP	HOSP REFUNDING INT	27,137.50
BORDER STATES ELECTRIC SUPPLY	KCC CONSV LIGHTING	396.77
CENTRAL MN MUNICIPAL POWER	PURCHASE POWER	129,934.91
CENTRAL POLICE SUPPLY	LED LIGHTS NEW SQUAD	94.95
CENTURYLINK	CITY HALL	1,765.68
CHAPPELL CENTRAL	MAINT CONTRACT	1,236.58
CITIZENS ALLIANCE BANK	INT PHASE II	5,352.85
COTTONWOOD COOP OIL CO	DIESEL	2,116.13
CREATIVE FORMS & CONCEPT	1099'S & W2'S	246.23
DAKOTA PUMP & CONTROL	WWTP LIFT INSPECTIONS X4	850.00
DANA F. COLE & CO LLP	ADMIN FEES	115.97
DAVIS TYPEWRITER CO	PD OFFICE SUPPLIES	109.46
DC SIGNS	NEW SQUAD GRAPHICS	213.75
DEPARTMENT OF ENERGY	PURCHASE POWER	17,919.80
ECONOMART	WWTP SUPPLIES	24.16
FAHRNER ASPHALT SEALERS LLC	CRACK REMOVAL AIRPORT	81,334.52
FARMERS UNION OIL CO.	DIESEL	3,971.74
FERGUSON WATERWORKS SUPPLY	METER FLANGES	152.60
FROMM/LORENE	ENERGY STAR REBATE	50.00
G & K SERVICES	KCC RUGS/TOWELS	79.24
GENE STUKEL PHOTOGRAPHY	B.LADNER PRINT YRS SERVI	110.00
GOPHER STATE ONE-CALL	LOCATES 27	37.70
GRANITE FALLS AUTO PARTS	NEW SQUAD	491.91
GRANITE FALLS BANK	INT PHASE III	4,071.73
GRANITE FALLS FIRE RELIEF ASSN	STATE AID	17,519.83
GRANITE REDI MIX	GRANDVIEW APT H2O BREAK	517.82
GRANITE TRUE VALUE	BATTERIES/FILTER SKYVIEW	1,324.99
GRAYMONT CAPITAL INC	LIME	3,578.51
HAMMER/JERALD	ENERGY STAR REBATE	150.00
HILLYARD-HUTCHINSON	KCC SQUEEGEE	124.55
HOERNEMANN/PAUL	CABLE SERVICE	255.00
HOLMSTROM & KVM	3RD QTR CHARGES	12,226.47
IVERSON/EUGENE	ENERGY STAR REBATE	235.00
JOHN DEERE FINANCIAL	DITCH WITCH	29.72
JOHNSON BROS WHOLESALE LIQUOR	LIQUOR	4,745.70
KEEPRS	NEW SQUAD SUPPLIES	200.00
KIWANIS CLUB	12-13 DUES M.BETKER	200.00
KOTEK/NICOLLE	KCC CLASSES	120.00
KRANITZ/FRANK	WORK @ SENIOR CITZ CENTR	325.00
LALIM/JODI	BLDG MAINT	342.50
LEE/DAVID	METER READINGS	1,052.00
LEE'S AUTO & DIESEL	TIRES	498.05
LIGHT FUND	SKYVIEW WATER	106.28
LOCHER BROTHERS	BEER	6,712.85
MADISON BOTTLING CO.	BEER	5,538.10
MARTIN TRUCKING	FREIGHT	400.00



MINNESOTA VALLEY TECH. INC	KCC SHAROLS NEW COMP	24.75
MN DEPT OF ECONOMIC SECURITY	KCC D.ANDERT UC	21.83
MN MUNICIPAL UTILITIES ASSN	SAFETY MGMT PROGRAM	3,808.58
MN VALLEY COOPERATIVE	PUMPHOUSE UTILITIES	1,690.25
MN VALLEY TESTING LAB, INC.	WWTP TESTING	412.00
NIELSEN/BETSY	KCC CLASSES	87.00
O & S CONSTRUCTION	PLOWING & BORING	485.00
OFFICE DEPOT	JOANS TONER	110.79
OFFICE PEEPS	PENS	109.84
OLSON/CONNIE	ENERGY STAR REBATE	50.00
ORBECO HELDIGE INC	WATER PLANT	39.17
PAUSTIS & SONS	WINE	294.00
PHILLIPS WINE & SPIRITS CO.	LIQUOR	3,145.72
PRENTICE PLACE COMMONS ASSN	MONTHLY ASSN DUES	154.58
RECREATION SUPPLY COMPANY	KCC IMPELLER	1,156.50
RYER PLUMBING & HEATING	AIRPORT/WATER GRANT	3,262.22
SAWMILL/THE	GRANDVIEW APT H2O BREAK	212.72
SCHOEP CONTRACTING LLC	FLOOD WORK	7,930.10
SHRED-IT SIOUX FALLS	SHREDDING	33.45
SKEIE/MIKE	ENERGY STAR REBATE BONUS	500.00
SOUTHWEST WHOLESALE CO	KCC COFFEE	52.95
STAR TRIBUNE	SUBSCRIPTION	166.40
THRIFTY WHITE PHARMACY	LIBRARY MARKERS	5.57
TIMM/DEREK	PARK MAINT	2,896.24
UNIVAR USA INC	SODA ASH	6,534.00
US BANK	INT 02 ELEC REV	58,260.00
VIKING COCA-COLA BOTTLING CO.	SODA	77.00
WBM WINE & SPIRITS	LIQUOR	3,559.27
WEST CENTRAL SANITATION	PARK	602.55
WESTERN BOOKS	GRANT MONEY BOOKS	150.55
WINE MERCHANTS	WINE	112.00
XCEL ENERGY	FACILITY CHARGE	1,219.29
XEROX CORPORATION	COPIER COUNT	35.10
YELLOW MEDICINE CO ICS	2012 MEMBERSHIP FIRE DEP	100.00
2XL CORPORATION	KCC GYM WIPES	120.66

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Final Totals... 441,629.42