

OFFICIAL CITY COUNCIL PROCEEDINGS  
REGULAR SESSION  
APRIL 1, 2013

A regular session of the Granite Falls City Council was called to order by Mayor David Smiglewski at 7:30 p.m., Monday, April 1<sup>st</sup>, in the Council Chambers of City Hall. Council Members present: DuWayne Galow, Sarina Otaibi, Steve Schaub, Joe Fagnano and Scott Peterson. Council Member absent: Steve Nordaune. Staff present: City Manager Bill Lavin, Finance Director Michael Betker and City Clerk Joan Taylor. Others in attendance included City Attorney Greg Holmstrom, Tom Cherveney, Dennis VanHoof and Advocate Tribune News Editor Scott Tedrick.

MINUTES: M/S SCHAUB/GALOW TO APPROVE THE MINUTES OF THE MARCH 18<sup>th</sup> REGULAR MEETING. Motion carried unanimously by those present.

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

HOUSING ORINANCE: City Attorney Holmstrom was in attendance to again review with council a portion of a proposed housing ordinance. Additional portions relative to rental property will be discussed at the April 15<sup>th</sup> meetings.

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

DELINQUENT UTILITY PAYMENT POLICY: Upon the recommendation of the Utilities Commission and Finance Director Betker, Galow introduced the following resolution and moved its adoption adopting the Delinquent Utility Payment Policy as presented.

RESOLUTION NO. 13-41

RESOLUTION ADOPTING DELINQUENT UTILITY PAYMENT POLICY

WHEREAS, the Utilities Commission and Finance Director Betker have recommended adoption of a Delinquent Utility Payment Policy to address repayment of delinquent utility accounts.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, adopting the Delinquent Utility Payment Policy as proposed.

Adopted by the City Council this 1<sup>st</sup> day of April, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

DISEASED ELM TREE REMOVAL PROGRAM: Schaub introduced the following resolution and moved its adoption to call for quotes for the first and second cutting of the 2013 Diseased Elm Tree Removal Program on a per-inch basis with bids due to be received until 2:00 p.m. on Thursday, April 25<sup>th</sup> to be considered by council at its May 6<sup>th</sup> meeting.

RESOLUTION NO. 13-42

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 2013 growing season; and

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

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 2013 growing season, with quotes to be received until 2:00 p.m. on April 25, 2013 to be considered by council at its May 6<sup>th</sup> meeting.

Adopted by the City Council this 1<sup>st</sup> day of April, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

CAPX2020: As the CAPX2020 transmission line will cross Memorial Park in order to connect into the NSP Minnesota Valley Substation, Great River Energy has requested execution of an access agreement to allow them to conduct a preconstruction investigation to include a civil survey, geotechnical soil borings, cultural and archaeological survey and biological survey in the park. Following discussion Fagnano introduced a resolution and moved its adoption authorizing execution of the access agreement.

RESOLUTION NO. 13-43

RESOLUTION AUTHORIZING EXECUTION OF SURVEY ACCESS  
AGREEMENT

WHEREAS, the CAPX 2020 Brookings to Hampton transmission line project is planned to cross Memorial Park; and

WHEREAS, because Memorial Park received Land and Water Conservation Funds from the National Park Service there is a process for receiving approval from the National Park Service for the transmission line project to cross Memorial Park; and

WHEREAS, the Land and Water Conservation Fund requires that an environmental assessment be completed on the proposed Memorial Park crossing; and

WHEREAS, in order to complete the environmental assessment Great River Energy has requested execution of a Survey Access Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, authorizing execution of the Survey Access Agreement to allow for Great River Energy to complete the environmental assessment for the Memorial Park crossing.

Adopted by the City Council this 1<sup>st</sup> day of April, 2013

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

2013 UTILITY IMPROVEMENTS: Following the public hearing and council authorizing the preparation of plans and specifications, Schaub introduced a resolution and moved its adoption calling for bids for the 2013 Utility Improvement Project as amended at the March 4<sup>th</sup> meeting.

RESOLUTION NO. 13-44

RESOLUTION ORDERING ADVERTISEMENT FOR BIDS FOR  
2013 UTILITY 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, pursuant to Resolution No. 13-30 council ordered the improvements as amended and directed final preparation of plans and specifications; and

WHEREAS, the consulting engineer has now prepared final plans and specification for the 2013 Utility Improvement Program.

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

1. Such plans and specifications are hereby approved and order placed on file in the office of the City Clerk;
2. 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 2<sup>nd</sup> day of May, 2013 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.

Adopted by the City Council this 1<sup>st</sup> day of April, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

2013 STREET IMPROVEMENTS: Following the public hearing and council authorizing the preparation of plans and specifications, Schaub introduced a resolution and moved its adoption calling for bids for the 2013 Street Improvement Project.

RESOLUTION NO. 13-45

RESOLUTION ORDERING ADVERTISEMENT FOR BIDS FOR  
2013 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, pursuant to Resolution No. 13-31 council ordered the improvements and directed final preparation of plans and specifications; and

WHEREAS, the consulting engineer has now prepared final plans and specification for the 2013 Street Improvement Program.

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

1. Such plans and specifications are hereby approved and order placed on file in the office of the City Clerk;
2. 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 2<sup>nd</sup> day of May, 2013 at 2:30 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.

Adopted by the City Council this 1<sup>st</sup> day of April, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

LMC: The League of Minnesota Cities has requested support for legislation authorizing the establishment of municipal street improvement districts. Following discussion Galow introduced a resolution and moved its adoption in support of the legislation.

RESOLUTION NO. 13-46

A RESOLUTION SUPPORTING LEGISLATION AUTHORIZING  
THE ESTABLISHMENT OF MUNICIPAL STREET IMPROVEMENT DISTRICTS

WHEREAS, Minnesota contains over 135,000 miles of roadway, and over 19,000 miles—or 14 percent—are owned and maintained by Minnesota's 853 cities; and

WHEREAS, 84 percent of municipal streets are ineligible for dedicated Highway User Tax Distribution Fund dollars; and

WHEREAS, the more than 700 Minnesota cities with populations below 5,000 are ineligible for dedicated Highway User Tax Distribution Fund dollars; and

WHEREAS, city streets are a separate but integral piece of the network of roads supporting movement of people and goods; and

WHEREAS, existing funding mechanisms, such as Municipal State Aid (MSA), property taxes and special assessments, have limited applications, leaving cities under-equipped to address growing needs; and

WHEREAS, maintenance costs increase as road systems age, and no city—large or small—is spending enough on roadway capital improvements to maintain a 50-year lifecycle; and

WHEREAS, for every one dollar spent on maintenance, a road authority saves seven dollars in repairs; and

WHEREAS, the Council of the City of Granite Falls finds it is difficult to develop adequate funding systems to support the City's needed street improvement and maintenance programs while complying with existing State statutes; and

WHEREAS, cities need flexible policies and greater resources in order to meet growing demands for municipal street improvements and maintenance.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GRANITE FALLS supports enabling legislation that would authorize cities to establish street improvement districts to fund municipal street maintenance, construction and reconstruction.

ADOPTED by the Granite Falls City Council this 1<sup>st</sup> day of April, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

RDC: The Upper Minnesota Valley Regional Development Commission has submitted a Professional Services Contract in an amount not to exceed \$60,000 to act as the city's fiscal agent relative to the Federal EDA grant the city received to relocate the sanitary lift station. Following discussion Peterson introduced a resolution and moved its adoption authorizing execution of the Contract for Professional Services with the RDC. The amount of the contract will be paid from grant funds and the remainder from DNR flood mitigation funding.

RESOLUTION NO. 13-47

RESOLUTION AUTHORIZING EXECUTION OF  
CONTRACT FOR PROFESSIONAL SERVICES  
MINNESOTA VALLEY REGIONAL DEVELOPMENT COMMISSION

WHEREAS, pursuant to Resolution No. 12-69 council entered into a Contract for Professional Services with the Upper Minnesota Valley Regional Development Commission to assist the city in submitting a grant application to the Department of Commerce Economic Development Administration (EDA) grant application relative to disaster relief funding; and

WHEREAS, the city was awarded a Financial Assistance Award in the amount of \$1,512,000 in response to the city's application; and

WHEREAS, the Upper Minnesota Valley Regional Development Commission has submitted a proposal to provide administrative support with respect to the Federal EDA grant in an amount not to exceed \$60,000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, authorizing execution of a Contract for Professional Services with the Upper Minnesota Valley Regional Development Commission in an amount not to exceed \$60,000 and authorizing the Upper Minnesota Valley Regional Development Commission to act as fiscal agent for the City of Granite Falls with respect to this agreement.

Adopted by the City Council this 1<sup>st</sup> day of April, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

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

CORRESPONDENCE: Council reviewed correspondence received from the Lee-Mar Ranch Equine Center requesting the city donate the light fixtures from the old Water Treatment Plant when its ready to be demolished. Following discussion, M/S SCHAUB/GALOW TO DONATE THE LIGHT FIXTURES FROM THE OLD WATER TREATMENT PLANT TO LEE-MAR RANCH EQUINE CENTER & MN VALLEY RIDING ACADEMY. Motion carried unanimously by those present.

Council also reviewed correspondence received from Countryside Public Health relative to the 2012 tobacco compliance checks along with a letter received relative to the Granite Falls dam.

HYDROELECTRIC GENERATOR REPAIRS: Council again discussed the proposed repairs to hydroelectric generators 1 & 2. Following discussion Galow introduced a resolution and moved its adoption directing Barr Engineering to prepared final plans and specifications and call for bids for the repairs as proposed. It was also the consensus of council to go forward with financing these repairs under the 15-year repayment scenario.

RESOLUTION NO. 13-48

RESOLUTION DIRECTING PREPARATION OF FINAL PLANS AND  
SPECIFICATIONS  
AND CALLING FOR BIDS – HYDROELECTRIC GENERATOR REPAIRS

WHEREAS, Barr Engineering has completed a detailed inspection and evaluation of hydroelectric turbines 1 & 2 and identified



a cost to replace the mechanical assemblies for both units at \$1.2 million; and

WHEREAS, Central Minnesota Municipal Power Agency has completed an Economic Feasibility Study determining that the repairs to the two turbines is feasible based upon a low energy forecast; and

WHEREAS, the Utilities Commission is recommending that council go forward with the repairs to the two hydroelectric turbines.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, directing Barr Engineering to prepare final plans and specifications and call for bids for the repair of hydroelectric turbines 1 & 2.

Adopted by the City Council this 1<sup>st</sup> day of April, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

With second by Schaub, the resolution was adopted by the following vote: Aye: Galow, Smiglewski, Schaub, Fagnano and Peterson. Nay: Otaibi.

PEDESTRIAN BRIDGE: Council was reminded of the meeting with Kent Rohr from WSN on Thursday, April 4<sup>th</sup> at 1:00 p.m.

WATER TREATMENT PLANT: Staff advised council that a committee has been formed to plan the Open House at the new Water Treatment Plant.

NURSING HOME: Council reviewed the resolution adopted by the Chippewa County Board that authorizes the City of Granite Falls to exercise the powers of a county under Minnesota Statute relative to the construction of a new nursing home. Also the Planning Commission will be meeting to call for a hearing relative to the rezoning request submitted by the Hospital.

GAMBLING PERMITS: Two gambling license applications were acknowledged at this time for the Granite Falls Riverfront Revitalization group to hold two separate raffles and one gambling license application received from the Western Fest Committee to hold its yearly raffle. These applications were acknowledged with no waiting period.

ADJOURN: M/S/P PETERSON/SCHAUB TO ADJOURN at 8:45 p.m.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

PAID BILLS:

AFLAC	FIX ERRORS	10.65
AUTO OWNERS INSURANCE	HYDRO FLOOD INS	1,357.00
CITIZENS ALLIANCE BANK	NSF R.SALINAS	70.73
COCARD	KCC CREDIT CARD FEE	99.06
DANA F. COLE & CO LLP	FLEX	1,849.14
ED DAVIS BUSINESS MACHINES	NEW FURNITURE	4,789.04
EFTPS	FED WHOLDING	30,559.55
FIRE SAFETY U.S.A.	PARTS FIRE DEPT	1,353.29
GF RIVERFRONT REVITALIZATION	DISK GOLF SIGN	100.00
HEARTLAND PAYMENT SYSTEMS	AIRPORT CREDIT CARD FEE	72.03
LINCOLN PIPESTONE RURAL WATER	AIRPORT WATER	26.18
MAJSDAC HILL GREENHOUSE	DOWN PAYMENT TREE ORDER	12,000.00
MERCURY PAYMENT SYSTEMS	RBS CREDIT CARD FEE	1,080.59
MN DEPT OF REVENUE	SALES/USE TAX	30,904.80
MN POLLUTION CONTROL AGENCY	MPDES PERMIT WWTP	2,480.00
PERA	PERA	19,582.66
POSTMASTER	UTILITY BILLINGS	786.43
RICE LAKE CONSTRUCITON GROUP	PROGRESS	50,009.90
STANTEC CONSULTING SERVICES	PROGRESS PAYMENT	54,176.98
VANCO SERVICES	PROGRAM FEE	74.00
VISA	LUBE OIL	268.23
101 DEVELOPMENT RESOURCES INC	BLDG INSPECTIONS	5,550.75
**	Final Totals...	215,847.72
ANCHETA/DEBORAH	DEPOSIT REFUND	53.57
ANDERSON/COLE & KARI	DEPOSIT REFUND	110.40
ANDERSON/KARI	DEPOSIT REFUND	111.31
ARTIC GLACIER INC	ICE	55.72
ASSURANT EMPLOYEE BENEFITS	LONG TERM INSURANCE	241.69
BAKER & TAYLOR BOOKS	BOOKS	6.49
BATTERY WHOLESALE INC	WEST END SIREN BATTERIES	954.17
BEVERAGE WHOLESALE INC	BEER	207.75
BREMMER/RYAN	DALLAS WINDOW	1,690.07
CENEX CREDIT CARD	#1 SQUAD BULB	4.79
CENTURYLINK	KCC PHONE	194.93
CENTURYLINK-PHOENIX	FIRE DEPT	16.49
CIVIC SYSTEMS LLC	1ST HALF SOFTWARE PURCHS	33,763.50
CNH CAPITAL	SPROCKET	210.64
COLLECTION BUREAU	RBS CHECK FEE	50.00
CONVENTION & VISITORS BUREAU	FEB TAXES REC IN MARCH	768.26
CRYTEEL TRUCK EQUIPMENT	CABLE	105.81
DAVIS TYPEWRITER CO	PD OFFICE SUPPLIES	67.75
ECR SOFTWARE CORPORATION	RBS SERVICE PLAN SITE	115.50
ENSTAD/MARK & BOBBI	DEPOSIT REFUND	110.06
FINKEN/JIM	CONF EXPS	254.31
FLEXIBLE PLASTICS INC	TRASH BAGS	468.58
FOSSON/DEB	DEPOSIT REFUND	103.13
G & K SERVICES	KCC RUGS/TOWELS/MISC	79.24
GALLS, INC.	R.THOMPSON SHIRT	56.48
GAMCO CO INC	STEAM JENNY	52.50

GEMPLER'S	SAFETY GLOVES	178.20
GLACIAL RIDGE WINERY	WINE	289.08
GLOBAL GOV'T-ED	MONITOR WATER PLANT	203.00
GREAT PLAINS GAS CO.	WATER PLANT GENERATORS	140.27
H & L MESABI	FLOW BLADES/2,22,27	2,755.23
HAWKINS INC	KCC CHEMICALS	915.13
HEGG/JESSICA	DEPOSIT REFUND	33.74
HELGESON/RALPH & DELORES	DEPOSIT REFUND	103.25
HILLYARD-HUTCHINSON	KCC HAND SOAP	142.14
HOERNEMANN/PAUL	CABLE SERVICE	255.00
HOLMSTROM & KVAM	FLOOD PRENTICE ST	636.00
IRBY	TESTING GLOVES	231.85
JOHNSON BROS WHOLESALE LIQUOR	LIQUOR/WINE/MISC	10,506.48
JOHNSON/MATTHEW R	DEPOSIT REFUND	52.35
KOTEK/NICOLLE	KCC CLASSES	120.00
KRANITZ/FRANK	WORK @ SENIOR CITZ	325.00
LALIM/JODI	BLGD MAINT	342.50
LAVOIE/SHEILA	DEPOSIT REFUND	54.21
LENZ/BILL	DEPOSIT REFUND	107.25
LIFE FITNESS	KCC REPAIRS	1,752.35
LIGHT FUND	KCC	25,964.35
LINDEN/JOHN & DIANE	DEPOSIT REFUND	103.38
LOCHER BROTHERS	BEER	4,725.05
MACQUEEN EQUIPMENT INC.	BROOM REPAIRS	290.70
MADISON BOTTLING CO.	BEER AND SODA	10,530.75
MARCO	BIZHUB COPIER COUNT	53.37
MCLAUGHLIN & SCHULZ, INC.	COLD MIX	632.27
MEYER'S REPAIR & TOWING INC	#27 WHEELS	823.56
MINNESOTA LIFE	RETIREE'S LIFE	1.14
MINNESOTA VALLEY TECH. INC	RBS	539.31
MN DPT OF ADMINISTRATION	CHALL/EDA/MV	66.54
MN NCPERS-496000	PERA LIFE	80.00
MN VALLEY TESTING LAB, INC.	WWTP TESTING	287.00
MVTV	WWTP	362.70
NEIST/LESLEY	DEPOSIT REFUND	36.07
NIELSEN/BETSY	KCC CLASSES	80.00
NORTH CENTRAL LABORATORIES	RAIN/SNOW GAUGE	55.56
OBERG/MARK	DEPOSIT REFUND	78.21
OFFICE PEEPS	COPIER PAPER	256.06
PAAPE ENERGY SERVICES	SERVICE AGREEMENT CHALL	1,240.00
PHILLIPS WINE & SPIRITS CO.	LIQUOR/WINE/MISC	2,539.33
PIONEERLAND LIBRARY SYSTEM	POSTERS/MISC	50.21
POST BOARD	RODEBERG RENEWAL	90.00
PRAXAIR INC	CO2	1,436.40
RECREATION SUPPLY COMPANY	KCC SEAL	146.55
RODEBERG & BERRYMAN, INC.	FLOOD LIFT STATION	92,409.83
RYER PLUMBING & HEATING	SENIOR CITZ FURNANCE	2,430.00
SENTRY SYSTEMS INC	RBS MONITORING	88.81
SIOUX VALLEY WIRELESS	EMAIL HOSTINGS	21.32
SOUTHERN WINE & SPIRITS OF MN	LIQUOR WINE	1,672.14
SW-WC SERVICE COOPERATIVES	GRP HEALTH INS	31,148.50
SYNERGY GRAPHICS INC	MINUTE BOOK	231.92
T & R ELECTRIC	PCB LAB TESTING	16.03
TAYLOR/JOAN	CONF EXPS	128.85
UPS	FD SHIPPING	13.62
VERIZON WIRELESS	EMPLOYEE'S CELLS	2,168.91
VIKING COCA-COLA BOTTLING CO.	SODA	97.00
WBM WINE & SPIRITS	LIQUOR/WINE	3,257.14
WEST CENTRAL TRIBUNE	1 YR SUBSCRIPTION	173.28
WIDSETH SMITH NOLTING & ASSC.	PED BRIDGE	3,442.50
YELLOW MEDICINE CO. AUDITOR	DISPATCHING	2,640.00
YELLOW MEDICINE EAST	OPEN GYM	288.00
YMC ABSTRACTING CO	PATTEN FLOOD WORK	299.00
2XL CORPORATION	GYM WIPES KCC	242.43

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Final Totals... 250,233.96