

OFFICIAL CITY COUNCIL PROCEEDINGS
REGULAR SESSION
AUGUST 5, 2013

A regular session of the Granite Falls City Council was called to order by Mayor David Smiglewski at 7:30 p.m., Monday, August 5th, in the Council Chambers of City Hall. Council Members present: DuWayne Galow, Sarina Otaibi, Steve Nordaune, Steve Schaub, Joe Fagnano and Scott Peterson. Staff present: City Manager Bill Lavin, Finance Director Michael Betker and City Clerk Joan Taylor. Others in attendance included Scott Tedrick, members of the Granite Falls Historical Society, numerous residents and Advocate News Reporter Eric Monson.

MINUTES: M/S NORDAUNE/ SCHAUB TO APPROVE THE MINUTES OF THE JULY 15th REGULAR MEETING. Motion carried unanimously.

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

RURAL REVITALIZATION: Scott Tedrick was in attendance to discuss with council a community planning grant he is in the process of submitting.

MEANDER: Council again discussed the request for a donation to help offset costs for the opening night celebration for this year's Meander event. Following discussion Nordaune introduced a resolution and moved its adoption approving a donation of \$1,250 to the Granite Falls Historical Society to be used for the opening celebration of the Meander in October.

RESOLUTION NO. 13-92

RESOLUTION APPROVING \$1,250 DONATION TO
GRANITE FALLS HISTORICAL SOCIETY
FOR MEANDER OPENING NIGHT CELEBRATION

WHEREAS, Ashley Hanson of PlaceBase Productions in partnership with the Granite Falls Historical Society requested a donation from the City of Granite Falls to offset production costs for the opening night celebration for this year's Meander event.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, approving a donation to the Granite Falls Historical Society to offset production costs for the opening night celebration of the Meander in the amount of One Thousand Two Hundred Fifty Dollars (\$1,250).

Adopted by the city council this 5th day of August, 2013.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Schaub, the resolution was adopted unanimously.

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

UTILITY BILLING: A few residents were in attendance to inquire as to this month's utility billing. It was explained that the new software separates out the usage of electricity, water and sewer from the availability charge and now they are both shown on the bill instead of one amount as before. Also it was explained that anyone interested could obtain a copy of their usage this past month and a comparison for the same period in 2012. They were told to contact City Hall to obtain this information.

CAPX PHASE II: Upon the recommendation of the Utilities Commission, Nordaune introduced the following resolution and moved its adoption authorizing execution of a non-binding Subscription Agreement for a share of the CAPX Brookings Phase II Project.

RESOLUTION NO. 13-93

**THE CENTRAL MINNESOTA MUNICIPAL POWER AGENCY
(CMMPA) NON-BINDING SUBSCRIPTION AGREEMENT
FOR A SHARE OF THE CapX BROOKINGS PHASE II PROJECT**

THIS AGREEMENT made this **5th** day of **August** 2013, by and between the
City of Granite Falls, 641 Prentice Street, Granite Falls, MN (hereinafter
"City"), by and through its Mayor, **David Smiglewski** and its City Manager
William P. Lavin, and the Central Minnesota Municipal Power Agency
(hereinafter CMMPA).

RECITALS

1. CMMPA is currently exploring an additional transmission investment which it wishes to make available to its members on a subscription basis. The Board of Directors of CMMPA have declared the CapX Brookings Phase II Project (the

“Project”) an official Agency project in which the Agency may invest approximately \$4,000,000.00.

2. CMMPA is in the process of making a filing with the Federal Energy Regulatory Commission (FERC) under Section 205 of the Federal Power Act to obtain additional incentives for its investment in the Project. These will include an incentive rate of return, a hypothetical capital structure, recovery for construction work in progress and compensation for abandoned plant and investment. An award of these incentive rates is a prerequisite for CMMPA’s investment in the Project.
3. The City has expressed an interest in purchasing a prorated or a larger share of CMMPA’s investment in the Project.
4. For CMMPA to proceed in good faith in negotiations with the other partners in the Project, it is necessary that the City specify its interest, in writing, for a specific share of the approximately \$4,000,000.00 transmission investment which CMMPA has the opportunity to make.
5. The City specifies an initial investment of **7.1%** of CMMPA’s first round investment allocation. If a second round of investment allocation takes place, then the City specifies an additional investment up to a maximum amount of \$ **285,714**.
6. Through specifying an amount of investment for which the City is interested, it is not obligating itself for that amount, but only giving a firmer indication of what it believes will be its additional need for transmission investment.
7. If the Project proceeds and CMMPA and its partners come to an understanding to be encompassed in written agreements, then in that event the City will be asked to commit itself in a legally binding manner through execution of a Project Agreement (hereinafter referred to as “PA”).

8. The City acknowledges that such PA will be executed by the City of Granite Falls until such time, City will not be bound to the amount of interest it has expressed in this Non-binding Subscription Agreement.

IN WITNESS WHEREOF the parties have has executed this agreement on the year and date first above written.

CITY OF GRANITE FALLS

By _____
Its Mayor

And by _____
Its City Manager

CMPA

By _____
Scott Johnson, Its President

With second by Schaub, the resolution was adopted unanimously.

DAKOTA PEOPLE: Otaibi introduced the following resolution and moved its adoption recognizing the 150th anniversary of the Dakota-U.S. War of 1862 and declaring 2012-2013 the year of the Dakota in Granite Falls.

RESOLUTION NO. 13-94

RESOLUTION RECOGNIZING THE 150TH ANNIVERSARY OF THE
DAKOTA-U.S. WAR OF 1862 AND DECLARING 2012-2013 THE YEAR
OF THE DAKOTA IN GRANITE FALLS

WHEREAS, the year of 2012 was the sesquicentennial of the beginning of the Dakota-U.S. war of 1862 that led to the mass execution of 38+2 Dakota, the largest in the history of the United States, and the genocide of the Dakota people; and

WHEREAS, much has yet to be learned about issues revolving around land, reparations and restitution, treaties, genocide, suppression of American Indian Spirituality and Ceremonies, suppression of Indigenous languages, bounties, concentration camps, forced marches, mass executions and forcible removals; and

WHEREAS, Indigenous women, children and elderly were held in a concentration camp at the base of Fort Snelling, separated from the men, before being exiled to reservations in neighboring states and Canada, and later being stripped of their culture and traditions in boarding schools and subjected to white culture and religions, and

WHEREAS, the complete history of Minnesota must be taught from the perspective of all people that have lived it;

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

That every effort must be made to ensure that the Dakota perspective is presented during the year 2012-2013, through discussions at forums, events, symposia, conferences and workshops, to include the complex issues listed above;

BE IT FURTHER RESOLVED, that the City of Granite Falls works to promote the well-being and growth of the American Indian Community, including Dakota People; and

BE IT FURTHER RESOLVED, that these efforts during the year 2012-2013 will mark the beginning of future dialogues and efforts to rectify the wrongs that were perpetrated during, and since, the year 1862, a tragic and traumatic event for the Dakota People of Minnesota; and

BE IT FURTHER RESOLVED, that the year 2012-2013 is hereby designated "The Year of the Dakota: Remembering, Honoring and Truth-Telling" from December 26, 2012 to December 26, 2013.

Adopted by the City Council this 5th day of August, 2013.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Peterson, the resolution was adopted unanimously.

SECONDARY PUMPING STATION: Pursuant to Resolution No. 13-86 council called for bids for the installation of the secondary pumping station. The following bids were received on August 1st:

Eagle Construction Co., Inc.	\$387,500
KHC Construction, Inc.	\$543,150
Duininck, Inc.	\$556,850
Di-Mar Construction, Inc.	\$342,900

Following discussion and upon the recommendation of the city's engineer, Nordaune introduced a resolution and moved its adoption accepting the bid

received from Di-Mar Construction, Inc. in the amount of \$342,900 for installation of the secondary pumping station.

RESOLUTION NO. 13-95

RESOLUTION ACCEPTING BID FOR
INSTALLATION OF SECONDARY PUMPING STATION

WHEREAS, pursuant to Resolution No. 13-86 the city called for bids for the installation of the secondary pumping station; and

WHEREAS, the following bids were received:

Eagle Construction Co., Inc.	\$387,500
KHC Construction, Inc.	\$543,150
Duininck, Inc.	\$556,850
Rice Lake Construction Group	\$431,988
Di-Mar Construction, Inc.	\$342,900

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, accepting the bid submitted by Di-Mar Construction, Inc. in the amount of \$342,900 for the installation of the secondary pumping station according to specifications.

Adopted by the City Council this 5th day of August, 2013.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Schaub, the resolution was adopted unanimously.

SEWER RATES: Upon the Utilities Commission recommendation for the City Council to consider a two-stepped adjustment in the sewer rates: the first step for an increase of \$0.25 per 100 cubic feet, from \$3.10 per 100 cubic feet to \$3.35 per 100 cubic feet and a \$1 increase in the monthly availability charge from \$4 to \$5 to become effective with utility bills due November 11, 2013; and the second stepped increase of \$.25 per 100 cu. ft. from \$3.35 to \$.3.60 as well as increasing the monthly availability charge by an additional \$.50 from \$5.00 to \$5.50 to become effective with utility bills due May 15, 2014, Nordaune introduced the following resolution and moved its adoption to call for a public hearing regarding the sewer rate adjustments to be held August 19th at 8:00 p.m.

RESOLUTION NO. 13-96

RESOLUTION CALLING FOR HEARING ON
PROPOSED SEWER RATE ADJUSTMENT

WHEREAS, due to the financial condition of the Sewer Fund it has been recommended that the City Council consider a two-stepped adjustment in the sewer rates: the first step for an increase in sewer rates by \$0.25 per 100 cubic feet, from \$3.10 per 100 cubic feet to \$3.35 per 100 cubic feet to and a \$1 increase in the monthly availability charge from \$4 to \$5 to become effective with utility bills due November 11, 2013; and the second stepped increase in the sewer rates by \$.25 per 100 cu. ft. from \$3.35 to \$.3.60 as well as increasing the monthly availability charge by an additional \$.50 from \$5.00 to \$5.50 to become effective with utility bills due May 15, 2014.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, calling for a public hearing at 8:00 p.m. on Monday, August 19, 2013, to solicit public input relative to the above-recommended increases in sewer rates and monthly availability rate.

Adopted by the City Council this 5th day of August, 2013.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Schaub, the resolution was adopted unanimously.

GOLF CARTS: A request was made to allow disabled residents the use of golf carts on city streets. Following discussion and review of the City Code, additional questions were asked and therefore it was the consensus of council to table this matter until the next council meeting to obtain clarification of state statutes.

AIRPORT: Following review of an engineering proposal submitted by Bolton & Menk to provide engineering services relative to the North Hangar Development Area, Nordaune introduced a resolution and moved its adoption authorizing execution of the proposal in an amount not to exceed \$15,370. Council was advised that the engineering costs for this project will be reimbursed to the city upon execution of an agreement between the city and Mr. Fagen.

RESOLUTION NO. 13-97

RESOLUTION AUTHORIZING EXECUTION OF
AGREEMENT FOR PROFESSIONAL SERVICES

BOLTON & MENK

WHEREAS, Bolton & Menk has submitted an Agreement for Professional Services in conjunction with providing engineering services relative to the north hangar area development.

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 \$15,370 relative to north hangar area development.

Adopted by the City Council this 5th day of August, 2013.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Peterson, the resolution was adopted unanimously.

AIRPORT MAINTENANCE: Schaub introduced the following resolution and moved its adoption authorizing execution of the Grant Agreement for Airport Maintenance and Operation with the Minnesota Department of Transportation for years 2014 and 2015.

RESOLUTION NO. 13-98

**AUTHORIZATION TO EXECUTE
MINNESOTA DEPARTMENT OF TRANSPORTATION
GRANT AGREEMENT FOR AIRPORT MAINTENANCE AND OPERATION**

It is resolved by the City of Granite Falls as follows:

1. That the state of Minnesota Agreement No. 03879 ,
"Grant Agreement for Airport Maintenance and Operation," at the
Granite Falls Municipal Airport is accepted.
2. That the Mayor and City Manager are
authorized to execute this Agreement and any amendments on behalf of
the
City of Granite Falls .

CERTIFICATION

STATE OF MINNESOTA

COUNTY OF YELLOW MEDICINE

I certify that the above Resolution is a true and correct copy of the Resolution

adopted by the City of Granite Falls at an authorized meeting

held on the 5th day of August, 2013 as

shown by the minutes of the meeting in my possession.

Signature _____

Clerk

CORPORATE SEAL /or/

Notary Public

My Commission Expires _____

With second by Peterson, the resolution was adopted unanimously.

2014 TRANSIT GRANT: Galow introduced the following resolution and moved its adoption approving the submittal of the 2014 Public Transit Grant Application to the Minnesota Department of Transportation, Office of Transit.

RESOLUTION NO. 13-99

**RESOLUTION APPROVING THE 2014
PUBLIC TRANSIT GRANT APPLICATION**

Resolved that the City of Granite Falls enter into an Agreement with the State of Minnesota to provide public transportation service in the City of Granite Falls.

Further resolved that the City of Granite Falls agrees to provide a local share of 20% percent of the total operating cost and 20% of the total capital costs.

Further resolved that the City of Granite Falls authorizes the Mayor and the Acting City Manager to execute the aforementioned Agreement and any amendments thereto.

CERTIFICATION

I hereby certify that the foregoing resolution is a true and correct copy of the resolution presented to and adopted by the Granite Falls City Council at a duly authorized meeting thereof held on the 5th day of August, 2013, as shown by the minutes of said meeting in my possession.

Joan M. Taylor
City Clerk

Notary: _____

With second by Nordaune, the resolution was adopted unanimously.

FLOOD MITIGATION: DNR staff advised city staff that the state bond fund for the pedestrian bridge do not expire until June 30, 2015. Also 60% of the plan set has been submitted to SHPO for review. Once the 30-day review period ends a project memorandum could then be signed which complies with the environmental review process.

Relative to the sanitary lift station, it is the city's understanding that the Federal EDA has completed its review of the plans and specifications. Phase 1 of the archeological survey for the site has also been completed and submitted to the State Historic Preservation Office for review.

WATER TREATMENT PLANT: Council reviewed the project update relative to construction progress. Staff also advised council that the "Open House" at the Water Treatment Plant has now been rescheduled for September 28th.

2013 STREET/UTILITY IMPROVEMENTS: Council received an update from City Engineer Berryman relative to the 2013 Street and Utilities Improvements.

HYDRO TURBINE REPAIRS: A project addendum has been submitted extending the bid date to September 9th and bids for the SCADA System Upgrade has also been extended until September 5th.

LIBRARY: Staff advised council that meetings have taken place with representatives from the City of Dawson Library and the Granite Falls Library to discuss concerns

expressed relative to the level of services currently being provided by Pioneerland Library System and that one Head Librarian now serves four Libraries. Another meeting has been scheduled for next week.

CABLE FRANCHISE RENEWAL: Upon the recommendation of the Cable Franchise Committee, Nordaune introduced the following resolution and moved its adoption designating \$10,000 from the Cable TV Fund to be used to cover costs associated with cable franchise renewal.

RESOLUTION NO. 13-100

RESOLUTION DESIGNATING \$10,000 FROM CABLE TV FUND
FOR CABLE FRANCHISE RENEWAL

WHEREAS, the city's cable television franchise will expire in October of 2014; and

WHEREAS, the cable renewal committee is recommending the city designate \$10,000 from the Cable TV Fund to be used to cover expenses associated with renewal of the cable franchise.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, designating \$10,000 from the Cable TV Fund to be used to cover costs associated with cable franchise renewal.

Adopted by the City Council this 5th day of August, 2013.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Schaub, the resolution was adopted unanimously.

LGA: Staff advised council that the city has now been notified that it will receive \$190,127 in additional LGA in 2014.

NO-TRUCK ROUTE: Following discussion M/S NORDAUNE/SCHAUB TO INSTALL "NO TRUCK ROUTE" SIGN ON 4TH STREET. Motion carried unanimously.

ADJOURN: M/S/P NORDAUNE/SCHAUB TO ADJOURN at 9:10 p.m.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

BILLS PAID

OSTER, AUDRA	1,543.19	EDA
ABDO EICK & MEYERS	2,500.00	EDA
ADVOCATE-TRIBUNE	197.00	EDA
AUS, JOHN	1,350.00	EDA
CENTURYLINK	110.64	EDA
CITIZENS ALLIANCE BANK	5,352.85	EDA
CRUSER, BERNIE	80.00	EDA
GRANITE FALLS BANK	4,071.72	EDA
GRANITE TRUE VALUE	137.82	EDA
LIGHT FUND	45.95	EDA
MINNESOTA VALLEY TECH. INC	22.50	EDA
MN DPT OF ADMINISTRATION	13.30	EDA
SAWMILL, THE	5,450.89	EDA
SOINE CONSTRUCTION INC	1,926.95	EDA
TIMM, DEREK	448.88	EDA
KOTEK, NICOLLE	100.00	GENERAL FUND
MN DNR	1,000.00	GENERAL FUND
NIELSEN, BETSY	40.00	GENERAL FUND
CITIZENS ALLIANCE BANK	158.00	GENERAL FUND
LINCOLN PIPESTONE RURAL WATER	85.48	GENERAL FUND
ACS	1,700.05	GENERAL FUND
ADVOCATE-TRIBUNE	967.66	GENERAL FUND
AMARIL UNIFORM CO	4,293.47	GENERAL FUND
AMERICAN WELDING SUPPLIES	51.68	GENERAL FUND
ARNESON DISTRIBUTING INC.	133.50	GENERAL FUND
ARTIC GLACIER INC	204.88	GENERAL FUND
AUS, NANCY	50.00	GENERAL FUND
BAKER & TAYLOR BOOKS	61.87	GENERAL FUND
BAKKER, DIANE	150.00	GENERAL FUND
BENNETT & BENNETT TRANS. INC.	491.17	GENERAL FUND
BEVERAGE WHOLESALERS INC	357.20	GENERAL FUND
BOLTON & MENK INC	20,783.00	GENERAL FUND
BORDER STATES ELECTRIC SUPPLY	2,000.38	GENERAL FUND
CENTRAL MN MUNICIPAL POWER	169,827.48	GENERAL FUND
CENTURYLINK	1,670.56	GENERAL FUND
COALITION OF GREATER MN CITIES	290.00	GENERAL FUND
COALITION OF UTILITY CITIES	1,439.00	GENERAL FUND
COTTONWOOD COOP OIL CO	3,060.00	GENERAL FUND
DAN'S SHOP INC	6.06	GENERAL FUND
DAVIS TYPEWRITER CO	29.90	GENERAL FUND
DEPARTMENT OF ENERGY	18,589.41	GENERAL FUND
ECONOMART	131.66	GENERAL FUND
ELEMENT MATERIALS TECHNOLOGY	2,500.00	GENERAL FUND
FARMERS COOP OIL CO OF ECHO	2,555.00	GENERAL FUND
FARMERS UNION OIL CO.	381.40	GENERAL FUND
FRENCH GLASS & SPECIALTY	78.20	GENERAL FUND
G & K SERVICES	100.33	GENERAL FUND
GREAT PLAINS GAS CO.	2,383.32	GENERAL FUND
HOERNEMANN, PAUL	255.00	GENERAL FUND
HORIZON COMMERCIAL POOL SUPPLY	366.16	GENERAL FUND
JOHNSON BROS WHOLESALE LIQUOR	4,928.28	GENERAL FUND
KOTEK, NICOLLE	80.00	GENERAL FUND
KRANITZ, FRANK	325.00	GENERAL FUND
LALIM, JODI	382.50	GENERAL FUND
LEE'S AUTO & DIESEL	24.00	GENERAL FUND
LOCHER BROTHERS	9,101.77	GENERAL FUND
MADISON BOTTLING CO.	11,691.40	GENERAL FUND
MADISON NATIONAL LIFE	248.21	GENERAL FUND
MARCO	129.52	GENERAL FUND

MARTIN TRUCKING	385.60	GENERAL FUND
MEDIACOM	55.29	GENERAL FUND
MN AWWA	245.00	GENERAL FUND
MN DPT OF ADMINISTRATION	79.42	GENERAL FUND
MN VALLEY COOPERATIVE	1,446.36	GENERAL FUND
MN VALLEY TESTING LAB INC.	389.00	GENERAL FUND
NIELSEN, BETSY	60.00	GENERAL FUND
PARKVIEW FORD	41.47	GENERAL FUND
PETTY CASH	177.94	GENERAL FUND
PHILLIPS WINE & SPIRITS CO.	3,572.64	GENERAL FUND
POLITICS IN MINNESOTA	149.00	GENERAL FUND
PRAXAIR INC	1,255.78	GENERAL FUND
RG INC	601.02	GENERAL FUND
SAWMILL, THE	831.73	GENERAL FUND
SOUTHERN WINE & SPIRITS OF MN	410.58	GENERAL FUND
TIMM, DEREK	2,968.45	GENERAL FUND
UNIVAR USA INC	56.00	GENERAL FUND
UPS	38.55	GENERAL FUND
VIKING COCA-COLA BOTTLING CO.	104.00	GENERAL FUND
WBM WINE & SPIRITS	1,504.16	GENERAL FUND
WEST CENTRAL ROOFING INC	883.78	GENERAL FUND
WEST CENTRAL SANITATION	614.25	GENERAL FUND
WILLIE'S KORNER STORE	231.89	GENERAL FUND
WILLMAR ELECTRIC SERVICE	301.39	GENERAL FUND
WINE MERCHANTS	120.00	GENERAL FUND
XCEL ENERGY	1,243.68	GENERAL FUND
XEROX CORPORATION	21.34	GENERAL FUND
YELLOW MEDICINE CO. TREASURER	279.50	GENERAL FUND
ZEE MEDICAL SERVICES	195.97	GENERAL FUND
OFFICE DEPOT	91.46	GENERAL FUND
OFFICE PEEPS	172.68	GENERAL FUND
	<hr/> 304,982.12	