

OFFICIAL CITY COUNCIL PROCEEDINGS
REGULAR SESSION
AUGUST 20, 2018

A regular session of the Granite Falls City Council was called to order by Mayor David Smiglewski at 7:00 p.m., Monday, August 20th, in the Council Chambers of City Hall. Council Members present: DuWayne Galow, Sarina Otaibi, Steve Nordaune, Joe Fagnano and Scott Peterson. Staff present: Finance Director Neal Carstensen and City Clerk Joan Taylor. Also in attendance were EDA Director Cathy Anderson, KCC Director Nick Richter, James Lehnhoff from Ehlers, Terri Dinesen, Kevin Wald and Advocate Tribune News Reporter Noah Lusti.

M/S/P NORDAUNE/PETERSON TO APPROVE THE AGENDA AS PRESENTED.

CONSENT AGENDA: M/S/P NORDAUNE/PETERSON TO APPROVE THE CONSENT AGENDA AS FOLLOWS: Minutes, Bills, Building Inspector's report, Finance Report, Park Board, Police Chief's Report, Salvation Army HeatShare Agreement, Correspondence and Meetings and Events.

WALD: Kevin Wald was in attendance to give Mayor Smiglewski a picture to thank him for all his hard work on behalf of the city.

KCC: KCC Director Nick Richter was in attendance to discuss with council the possible colors for the waterslide. Following discussion M/S/ FAGNANO/OTAIBI TO ACCEPT THE COLORS AS SUGGESTED BY DIRECTOR RICHTER. Motion carried unanimously.

REPORTS: The EDA Board report was acknowledged at this time.

SALE OF CITY-OWNED PROPERTY: Upon the recommendation of the EDA Board, Otaibi introduced the following resolution and moved its adoption authorizing the sale of Parcel 40-097-0310 to S & H Construction for the amount of \$2,500 with a Development Agreement to include a requirement that a Certificate of Occupancy be obtained by December 31, 2020.

RESOLUTION NO. 18-111

RESOLUTION AUTHORIZING SALE OF CITY-OWNED LAND

WHEREAS, S & H Construction has requested to purchase Parcel #40-097-0310 Block 3, Lot 2, Highland Park Sixth Addition from the city at a cost of \$2,500 with a Development Agreement to include a requirement that a Certificate of Occupancy be obtained by December 31, 2020.

NOW, THEREFOR, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, authorizing the sale of Block 3, Lot 2, Highland Park Sixth

Addition to S & H Construction in the amount of \$2,500 and a Development Agreement including requirement of obtaining a Certificate of Occupancy by December 31, 2020 and the buyer paying all closing costs and assessments.

Adopted by the City Council this 20th day of August, 2018.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Peterson, the resolution was adopted unanimously.

GRANITE AREA ARTS COUNCIL: The arts council is requesting that the table placed in Linde Plaza be allowed to stay there permanently. Following discussion, M/S NORDAUNE/GALOW to allow the table to remain where it is placed in Linde Plaza. Motion passed unanimously.

EDA Director Cathy Anderson also informed council that 4 tables have arrived, two to be placed by the murals and two checkerboard tables to be placed in the plaza next to the KK Berge Building. MVTV Wireless will be installing WiFi at this plaza also.

PRE-SALE BOND REPORT: James Lehnhoff from Ehlers was in attendance to present a pre-sale bond report with respect to the 2018B Street Improvement/Barber Circle and Daniels Drive. Following discussion, Fagnano introduced a resolution calling for the sale of \$815,000 General Obligation Bonds, Series 2018B; said sale to take place on September 17th.

RESOLUTION NO. 18-112

Resolution Providing for the Sale of
\$815,000 General Obligation Improvement Bonds, Series 2018B

- A. WHEREAS, the City Council of the City of Granite Falls, Minnesota has heretofore determined that it is necessary and expedient to issue the City's \$815,000 General Obligation Improvement Bonds, Series 2018B (the "Bonds"), to finance the construction of the 2018 Utility & Street Improvements (Barber Circle & Daniel Drive) in the City; and
- B. WHEREAS, the City has retained Ehlers & Associates, Inc., in Roseville, Minnesota ("Ehlers"), as its independent financial advisor for the Bonds in accordance with Minnesota Statutes, Section 475.60, Subdivision 2(9);

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Granite Falls, Minnesota, as follows:

1. Authorization; Findings. The City Council hereby authorizes Ehlers to assist the City for the sale of the Bonds.
2. Meeting; Proposal Opening. The City Council shall meet at 7:00 p.m. on September 17, 2018, for the purpose of considering proposals for and awarding the sale of the Bonds.
3. Official Statement. In connection with said sale, the officers or employees of the City are hereby authorized to cooperate with Ehlers and participate in the preparation of an official statement for the Bonds and to execute and deliver it on behalf of the City upon its completion.

Whereupon said resolution was declared duly passed and adopted.

Dated this 20th day of August, 2018.

City Clerk

With second by Otaibi, the resolution was adopted unanimously.

HERITAGE GRANT: Terri Dinesen was in attendance to request the city partner with the Granite Falls Historical Society and the Granite Area Arts Council in the Heritage Partnership Program Grant through the Minnesota Historical Society. Also council will need to appoint a member and alternate to its board. Following discussion, Nordaune introduced the following resolution and moved its adoption authoring the city to be a partner in this grant and to appoint Crystal Johnson to its board with Mayor Smiglewski as the alternate.

RESOLUTION NO. 18-113

RESOLUTION IN SUPPORT FOR AND PARTNERSHIP WITH
THE HERITAGE PARTNERSHIP PROGRAM GRANT

WHEREAS, the Granite Falls Historical Society in partnership with the Granite Area Arts Council has requested to partner with the City of Granite Falls in the Heritage Partnership Program Grant through the Minnesota Historical Society; and

WHEREAS, it is the board’s responsibility to designate funds for a specific purpose and the board must demonstrate and document how fundraising works; and

WHEREAS, the city must designate an individual and an alternate to oversee how the grant funds are being spent.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, supporting and agreeing to partner with the Granite Falls Historical Society and the Granite Area Arts Council in the Heritage Partnership Program Grant; and

BE IT FURTHER RESOLVED, the city nominates City Manager Crystal Johnson to be on the board to oversee the use of funds of the grant, with the Mayor David Smiglewski being the alternate.

Whereupon said resolution was declared duly passed and adopted.

Dated this 20th day of August, 2018.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Peterson, the resolution was adopted unanimously.

VOLSTEAD HOUSE: Nordaune introduced the following resolution and moved its adoption calling for quotes for the repainting of the Volstead House porch and ramp.

RESOLUTION NO. 18-114

RESOLUTION SOLICITING QUOTES FOR
PAINTING OF VOLSTEAD HOUSE PORCH AND RAMP

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, soliciting quotes for the painting of the Volstead House porch and ramp; said quotes to be considered by council at a later date.

Adopted by the City Council this 20th day of August, 2018.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Peterson, the resolution was adopted unanimously.

COUNCIL CHAMBERS: Fagnano introduced the following resolution and moved its adoption accepting the proposal received from Egan Associates to provide architectural services to improve acoustics in the Council Chambers and the provide a location for a possible second monitor.

RESOLUTION NO. 18-115

RESOLUTION ACCEPTING PROPOSAL TO PROVIDE
ARCHITECTURAL SERVICES

WHEREAS, Egan Associates submitted a proposal for architectural services to improve acoustics in the Council Chambers and to provide a location for a possible second monitor to provide line-of-sight to a monitor for the total amount of \$1,000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, accepting the proposal received from Egan Associates in the amount of \$1,000 to provide architectural services as stated above.

Adopted by the City Council this 20th day of August, 2018.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Galow, the resolution was adopted unanimously.

WATER RATE ADJUSTMENT: Following discussion Nordaune introduced a resolution and moved its adoption calling for a public hearing to obtain public input relative to the recommended increases in the water rates.

RESOLUTION NO. 18-116

RESOLUTION CALLING FOR HEARING ON
PROPOSED WATER RATE ADJUSTMENT

WHEREAS in order to cover the debt service, it has been recommended that the City Council consider a stepped adjustment in the water rates.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, calling for a public hearing at 7:15 p.m. on Monday,

September 17, 2018, to solicit public input relative to the recommended increases in the water rates.

Adopted by the City Council this 20th day of August, 2018.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Peterson, the resolution was adopted unanimously.

WATER TOWER: Nordaune introduced the following resolution and moved its adoption authorizing execution of Change Order #2 in the amount of \$6,000 to the Water Tower Painting contract to repair the crack in the overflow pipe which was discovered during painting.

RESOLUTION NO. 18-117

RESOLUTION AUTHORIZING EXECUTION OF
CHANGE ORDER NO. 2 – WATER TOWER PAINTING

WHEREAS, pursuant to Resolution No. 18-29 council accepted the bid submitted by Elevation Coating in the total amount of \$106,125 for the of the city’s two water towers; and

WHEREAS, Elevation Coating has submitted Change Order #2 to cover the repairs needed to the overflow pipe for a total change order in the amount of \$6,000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, authorizing execution of Change Orders #2 to cover additional costs for repairs to the east water tower in the amount of \$6,000.

Adopted by the City Council this 20th day of August, 2018.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Otaibi, the resolution was adopted unanimously.

MEMORIAL PARK: Upon the recommendation of the project architect, Fagnano introduced a resolution and moved its adoption accepting the proposal received from American Engineering Testing, Inc. in the amount of \$4,025 to provide special inspection services for Phase 1 Improvements in Memorial Park.

RESOLUTION NO. 18-118

RESOLUTION ACCEPTING PROPOSAL TO PROVIDE
INSPECTION SERVICES – MEMORIAL PARK PHASE 1 IMPROVEMENTS

WHEREAS, in reviewing the project plans for Memorial Park Improvements, the city's building inspector has determined that it is in the city's best interest to require special inspections and testing during construction of the improvements; and

WHEREAS, special inspections and testing cannot be performed under the general contractor's contract; and

WHEREAS, American Engineering Testing, Inc. has submitted a proposal for special inspection and testing services of building's structural components and systems. This testing would include soil conditions for the support of foundations, and concrete, masonry, steel and other items for Phase 1 Improvements in Memorial Park for the total amount of \$4,025.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, accepting the proposal received from American Engineering Testing, Inc. in the amount of \$4,025 to provide special inspection and testing services.

Adopted by the City Council this 20th day of August, 2018.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Peterson, the resolution was adopted unanimously.

POLICIES: Upon the recommendation of the city's auditors, Nordaune introduced a resolution amending the Reserve Fund Policy by increase the minimum fund balance from 15% to 40% of next year's budgeted expenditures of the General Fund.

RESOLUTION NO. 18-119

RESOLUTION AMENDING FUND BALANCE POLICY

WHEREAS, it has been recommended by the city’s auditors to amend the Fund Balance Policy to change the unrestricted fund balance in the General Fund in an amount not less than 40% of the next year’s budgeted expenditures of the General Fund.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA amending the Fund Balance Policy from 15% to an amount not less than 40%.

Adopted by the City Council this 20th day of August, 2018.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Otaibi, the resolution was adopted unanimously.

STREET DEPARTMENT: The following bids were received for repair of the Street Department roof and as an alternate the roof over the old Electrical Department:

Garage/Electric Roof	Street Department	Electrical Department	
West Central Roofing	\$41,510.00	\$15,598.00	Plus \$5.75 /sq.ft. for removal of wet or damaged insulation
Buyse Roofing Systems	\$89,980.00	\$23,870.00	Price includes total removal of all insulation

Following discussion, Nordaune introduced a resolution and moved its adoption accepting the bid received from West Central Roofing in an amount not to exceed \$74,000 to repair the roof on the Street Department only.

RESOLUTION NO. 18-120

RESOLUTION ACCEPTING BID FOR REPLACEMENT OF THE CITY GARAGE ROOF

WHEREAS, pursuant to Resolution No. 18-76 council called for bids for replacement of the roof at the City Garage and the old Electrical Department Building; and

WHEREAS, the following bids were due to be received by 2:00 p.m. Thursday, August 16th:

Garage/Electric Roof	Street Department	Electrical Department	
West Central Roofing	\$41,510.00	\$15,598.00	Plus \$5.75 /sq.ft. for removal of wet or damaged insulation
Buysse Roofing Systems	\$89,980.00	\$23,870.00	Price includes total removal of all insulation

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, accepting the bid received from the West Central Roofing for replacement of the Street Department roof only in the amount not to exceed \$74,000.

Adopted by the City Council this 20th day of August, 2018.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Galow, the resolution was adopted unanimously.

ORDINANCE: Following discussion M/S NORDAUNE/FAGNANO TO HAVE THE SECOND READING AND SUBSEQUENT ADOPTION OF AN ORDINANCE OF THE CITY OF GRANITE FALLS, MINNESOTA.

ORDINANCE NO. 190, 2ND SERIES

AN ORDINANCE OF THE CITY OF GRANITE FALLS, MINNESOTA, AMENDING CITY CODE CHAPTER 95, HEALTH AND SAFETY; NUISANCES BY AMENDING SECTIONS 95.038, WEEDS; OWNER'S RESPONSIBILITY FOR TRIMMING, REMOVAL AND THE LIKE; 95.040 NOTICE OF VIOLATIONS; AND 95.042 ABATEMENT BY CITY AND ADOPTING BY REFERENCE CITY CODE CHAPTER AND SECTION 10.99, WHICH AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS

The City of Granite Falls does ordain as follows:

Section 1. City Code Section 95.038, Owners Responsible for Trimming, Removal and the Like (A) is hereby amended to read as follows:

(A) all property owners shall be responsible for the removal, cutting or disposal and elimination of weeds, grasses and rank vegetation or other uncontrolled plant growth on their property which at the time of notice is in excess of seven (7) inches in height.

Section 2. City Code Section 95.040, Notice of Violations, is hereby amended to read as follows:

(A) upon receiving notice of the probable existence of weeds, grasses or other vegetation or uncontrolled plant growth on a property in violation of this section, a person designated by the city council shall inspect the property. A notice shall be served in writing US mail. The notice shall provide that within seven (7) regular days after the receipt of the notice that the designated violation shall be removed by the property owner or person occupying the property.

(B) (1) all notices are to be in writing and all filings are to be with the City clerk.

(2) first class US mail to the City clerk or others is deemed filed on the date of posting to the United States Postal Service.

Section 3. City Code Section 95.042, Abatement by City, is hereby amended to read as follows:

In the event that the property owner or person occupying the property shall fail to comply within seven (7) regular days and has not filed a notice within 48 hours of the City clerk of an intent to appeal, the designated inspector for the City may employ the services of City employees or outside contractors and remove the weeds, grasses, rank vegetation or other uncontrolled plant growth to conform to this subdivision by all lawful means.

Section 4. City Code Chapter 10, General Code Construction; General Penalty, Including Penalty Provisions, are hereby adopted in its entirety by reference as though repeated verbatim herein.

Section 5. This ordinance to become effective from and after its passage and publication according to law.

Adopted by the City Council of the City of Granite Falls, Minnesota, this 20th day of August, 2018, by an unanimous vote of the Council.

ATTEST:

Joan M. Taylor, City Clerk

David Smiglewski, Mayo

This Ordinance published in the *Granite Falls-Clarkfield Advocate Tribune* on the 22nd day of August, 2018.

Motion carried by a unanimous vote. The ordinance will be in effect following publication.

MEMORIAL PARK: Council was updated regarding Memorial Park Phase 1 Improvements.

STREET/UTILITY IMPROVEMENTS: Staff also updated council concerning the 2018 Street and Utility Improvements.

HAZARDOUS BUILDINGS: Staff requested council direction regarding property located at 102 Winter Drive. Following discussion, Nordaune introduced a resolution and moved its adoption ordering the inspection of the structure located at this location.

RESOLUTION NO. 18-121

RESOLUTION ORDERING INSPECTION OF STRUCTURE PER MINNESOTA STATUTE 463.15

WHEREAS, it has been reported to the City Council that the structure located at 102 Winter Drive may be a hazardous building and constitutes a fire hazard or a hazard to public safety or health or health due to disrepair and inadequate maintenance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, ordering the city building inspector and, if necessary, the State Fire Marshall or Fire Chief to make an inspection of said building and make a report of said inspection within thirty (30) days hereof to the City Council for purposes of making findings and determination of whether or not said building constitutes a "hazardous building" within the meaning of Minnesota Statutes 463.15.

Adopted by the City Council this 20th day of August, 2018.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

With second by Peterson, the resolution was adopted unanimously.

ADJOURN: M/S/P NORDAUNE/PETERSON TO ADJOURN at 7:45 p.m.

David Smiglewski
Mayor

ATTEST:

Joan M. Taylor
City Clerk

BILLS PAID:

Total ADVOCATE-TRIBUNE:	1,201.97
Total AFFILIATED MED CENTER:	26.79
Total ALMICH'S MARKET:	48.76
Total AMERICAN WELDING & GAS INC:	82.69
Total ARNESON DISTRIBUTING INC.:	146.50
Total ARTIC GLACIER INC:	294.30
Total AUS, NANCY:	100.00
Total AUTOMATIC SYSTEMS CO:	939.28
Total BAKER BROS. CONSTRUCTION INC.:	1,200.00
Total BEASLEY, DAVE:	961.70
Total BEVERAGE WHOLESALERS:	273.92
Total BISBEE PLUMBING & HEATING:	245.00
Total BORDER STATES ELECTRIC SUPPLY:	11,768.06
Total BREAKTHRU BEVERAGE:	2,158.68
Total CARL'S BAKERY:	39.60
Total CENTRAL MN MUNICIPAL POWER:	172,425.40
Total CENTURYLINK:	2,100.73
Total CHAPPELL CENTRAL:	145.80
Total CINTAS:	221.49
Total CITIZENS ALLIANCE BANK:	5,352.85
Total CNH CAPITAL:	245.68
Total CORE & MAIN:	1,749.21
Total DAKOTA MAILING AND SHIPPING EQUIP.:	266.40
Total DAN'S SHOP INC:	116.24
Total DC SIGNS:	110.00
Total DELL MARKETING LP:	928.65
Total E & C GRAPHICS INC:	1,350.00
Total FELTON, CHARLES:	450.00
Total GENESIS LAMP CORP:	211.00
Total GRAHAM TIRE:	868.92
Total GRAINGER INC, WW:	44.06
Total GRANITE FALLS BANK:	4,071.73
Total GRANITE FALLS HEALTH:	1,245.71
Total GRANITE TRUE VALUE:	74.73
Total GREAT PLAINS GAS CO.:	1,753.24
Total HAWKINS INC:	1,200.15
Total HD SUPPLY FACILITIES MAINT.:	270.49
Total HOERNEMANN, PAUL:	255.00
Total HOLMSTROM & KVAM PLLP:	25.00
Total IMS PLUMBING LLC:	1,679.12
Total INTERNATIONAL ECONONMIC DEVELOPMENT:	420.00
Total JOHN DEERE FINANCIAL:	142.58
Total JOHNSON BROS WHOLESALE LIQUOR:	4,880.42
Total JOHNSON, CRYSTAL:	117.72

Total KEELER-AUS, RAE ANN:	800.00
Total LA CONSTRUCTION & DESIGN INC:	1,400.42
Total LIGHT FUND:	86.44
Total LOCATORS & SUPPLIES:	82.28
Total LOCHER BROTHERS:	10,169.25
Total MADISON BOTTLING CO.:	11,777.69
Total MARCO TECHNOLOGIES LLC:	329.96
Total MARTIN TRUCKING:	360.10
Total MEDIACOM:	63.01
Total MIKE MOTORS:	28,397.00
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Total MINNESOTA VALLEY TECH. INC:	49.50
Total MN MUNICIPAL UTILITIES ASSN:	595.00
Total MN VALLEY COOPERATIVE:	1,046.77
Total MN VALLEY TESTING LAB INC.:	224.00
Total MUNICIPAL EMERGENCY SERVICES:	249.81
Total NATIONAL ARBOR DAY FOUNDATION:	25.00
Total OFFICE DEPOT:	342.75
Total OFFICE OF MN.IT SERVICES:	78.70
Total PAUSTIS & SONS:	831.00
Total PIONEERLAND LIBRARY SYSTEM:	613.47
Total PRENTICE PLACE COMMONS ASSN:	100.51
Total RECREATION BY LEMMIE JONES LLC:	46,250.00
Total RECREATION SUPPLY COMPANY:	364.96
Total REZNECHEK, DONALD:	280.00
Total SAWMILL, THE:	60.00
Total SCHWIETERS FORD OF MONTEVIDEO:	58.09
Total SEH INC:	546.08
Total SHRED-IT USA:	51.39
Total SOUTHERN WINE & SPIRITS OF MN:	2,151.49
Total SW-WC SERVICE COOPERATIVES:	39,590.00
Total TACTICAL SOLUTIONS:	129.00
Total TALKING WATERS BREWING CO. LLC:	175.00
Total TAYLOR, JOAN:	60.82
Total TIMM, DEREK:	3,252.50
Total TOSTENSON SEPTIC LLC:	725.00
Total U.S. WATER SERVICES INC:	503.06
Total UNIVAR USA INC:	2,147.75
Total UPS:	14.88
Total VERIZON WIRELESS:	6,863.51
Total VIKING COCA-COLA BOTTLING CO.:	72.85
Total WATCH GUARD VIDEO:	4,745.00
Total WEST CENTRAL COMMUNICATIONS:	374.00
Total WEST CENTRAL SANITATION:	794.58
Total XCEL ENERGY:	1,373.12
Total XEROX CORPORATION:	77.56
Total YELLOW MEDICINE CO HWY DEPT:	768.00
Total ZEP:	119.91
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Grand Totals:	391,380.78