

**MINUTES – BENSON CITY COUNCIL – REGULAR MEETING
MAY 5, 2008**

The meeting was called to order at 5:30 p.m. by Mayor Paul Kittelson. Members present: Sue Fitz, Anne Johnson, Bob Claussen, Gary Landmark, and Paul Kittelson. Members absent: None. Also present: City Manager Rob Wolfington, Finance Director Glen Pederson, Public Works Director Elliot Nelson, City Attorney Don Wilcox, Steve Claussen, Emily Habben and children, and Scott and Thea Vick.

Under unscheduled business, Steve Claussen, Redball LLC, asked the Council to authorize the Mayor to sign a letter that the Benson City Council does not oppose the temporary transfer of employees to Willmar Fabrication. It was moved by Landmark and seconded by Johnson to authorize the Mayor to sign the letter as requested by Steve Claussen. The following vote was recorded: AYES: Landmark, Johnson, Fitz, Kittelson. NAYS: None. ABSTAIN: Claussen.

It was moved by Fitz, seconded by Claussen and carried unanimously to approve the following minutes on the consent agenda:

- a. April 21, 2008 City Council Meeting
- b. March 10, 2008 Benson Airport Commission Meeting
- c. April 28, 2008 Benson Cemetery Board Meeting
- d. March 31, 2008 SCBH Board Meeting
- e. March 31, 2008 Prairie Country RC & D Council Meeting

The City Manager reviewed the following correspondence with the Council:

- a. Jeff Zosel RE: Stop Sign Request – The Planning Commission reviewed this request at their meeting earlier today and they are going to look at the stop sign comprehensive plan at their next meeting before making a recommendation on Mr. Zosel's request.
- b. Benson Public Schools dated 4.29.08 RE: Designating a school zone within one city block of Northside Elementary - The Planning Commission reviewed this request at their meeting earlier today and they directed staff to contact the school and look into this request further at their next meeting.

It was moved by Landmark, seconded by Fitz and carried unanimously to accept the Planning Commission's recommendation and approve Conditional Use Permit #2008-01 for a Home Occupation to Emily Habben of 204 Meadow Lane contingent on the following: 1) no more than two client's cars are allowed to park on the street and 2). follow sign ordinance.

It was moved by Fitz, seconded by Claussen and carried unanimously to approve a Special Use Permit to allow Thomas A. Lauriten of Montevideo, MN to dispose of septic tank sludge and holding tank sewage in the City's sanitary sewer system for 2008.

Scott and Thea Vick came before the Council to discuss their application for an On-Sale Liquor License and Sunday Liquor License at McKinney's on Southside, 300 – 14th Street South. It was moved by Landmark, seconded by Claussen and carried unanimously to approve an On-Sale Liquor License and Sunday Liquor License for McKinney's on Southside effective May 6, 2008 through April 12, 2009.

The City Attorney informed the Council that he has reviewed the final draft of the License for Electric Supply Line Across or Along Railway Property. He expressed that it is a revocable license that can be revoked at any time. The cost of the license is \$4,500. He recommends that the Council check the option to participate in the licensor's blanket insurance

policy at a cost of \$1,056.50 and to approve the license. It was moved by Fitz, seconded by Johnson and carried unanimously to approve the option to participate in the licensor's blanket insurance policy and authorize signing of the Railroad Right-of-Way License.

It was moved by Claussen, seconded by Fitz and carried unanimously to approve Addendum No. 1 and Addendum No. 2 of the Contract Documents for the 115 kV Transmission Line Construction – 2008.

The City Council reviewed the proposed animal ordinance. The City Manager informed the Council that kennels are not allowed under the proposed ordinance but that it could be changed to allow them. There was a discussion on the number of animal units that should be allowed. Staff will work up a matrix indicating the number of allowable animals units to be considered at the next meeting. It was moved by Landmark, seconded by Johnson and carried unanimously to approve the First Reading of an Ordinance to Amend Chapter 90: Animals.

The Public Works Director informed the Council that Fibrominn's discharge to the sanitary sewer is greater than their lift station was designed for and does not contain as many solids. He is recommending that the two single phase grinder pumps be replaced with two three phase pumps. These pumps will be more reliable for this type of flow. There is approximately \$15,500 remaining from the State grant that can be applied to the purchase of this equipment. It was moved by Fitz, seconded by Claussen and carried unanimously to approve the purchase of the three phase pumps from Quality Flow Systems, Inc. in the amount of \$23,500 as recommended by the Public Works Director.

It was moved by Claussen, seconded by Landmark and carried unanimously to approve Pay Request No. 5 from Harold K. Scholz Co. for the Benson Substation Construction in the amount of \$65,236.77.

It was moved by Johnson, seconded by Claussen and carried unanimously to approve a pay request from Laminated Wood Systems, Inc. for two poles in the amount of \$22,897.50.

It was moved by Landmark, seconded by Fitz and carried unanimously to schedule a special City Council meeting at 5:30 p.m. on Monday, May 12, 2008 to consider bids for the construction of the 115 kV Transmission Line and review project estimates for sanitary sewer lift station replacements.

The Public Works Director informed the Council that staff is soliciting for quotes to replace three sanitary sewer lift stations at 1) Benson Civic Center, 2) Roosevelt Park and 3) By Sandy's Restaurant (1601 Minnesota Avenue). These lift stations were refurbished in the 1960s. They are going to engineer all three lift stations with the intent of replacing the lift stations at the Benson Civic Center and Roosevelt Park first.

It was moved by Fitz, seconded by Landmark and carried unanimously to adjourn the meeting at 6:15 p.m.

Mayor

Attest: _____
City Clerk