

**MINUTES - BENSON CITY COUNCIL - REGULAR MEETING
FEBRUARY 6, 2012**

The meeting was called to order at 5:30 p.m. by Mayor Kittelson. Members present: Paul Kittelson, Mike Fugleberg, Ben Hess, Gary Landmark and Sue Fitz. Members absent: None. Also present: City Manager Rob Wolfington, Police Chief Mike Jambor, Director of Finance Glen Pederson, Liquor Store Manager Pat McGeary, City Attorney Don Wilcox, Director of Public Works Elliot Nelson and Tim O'Connor.

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

- January 23, 2012 City Council Meeting
- January 19, 2012 EDA Meeting
- December 27, 2011 Swift County-Benson Hospital Board Meeting

It was moved by Fitz, seconded by Fugleberg and carried unanimously to approve a gambling permit for Ducks Unlimited.

McGeary introduced Tim O'Connor as the new Liquor Store Manager to the City Council. It was moved by Landmark, seconded by Hess and carried unanimously to approve Tim O'Connor as the new Benson Municipal Liquor Store Manager.

Wolfington presented a purchase agreement with BNSF Railroad to the Council for the Benson Market South property. Cost is \$18,000 with a \$2,000 administration fee. Wilcox said the City will assume the lease agreement with the current grain bin renter. After discussion, it was moved by Landmark, seconded by Fugleberg and carried unanimously to approve execution of the purchase of the Benson Market South property from BNSF Railroad. It was moved by Hess, seconded by Fugleberg and carried unanimously to assign City Attorney Don Wilcox manager of the lease.

Next a conference call was placed with Ray Wahl from Missouri River Energy Services (MRES) to obtain information about a MISO transmission line agreement. Ray explained there is a possible option of recovering some ownership costs on the City's 115kv transmission line. Control of the line would have to be turned over to MISO, but the line would continue to service Benson. There could be significant revenues to the City of Benson if there is an agreement with MISO. Wahl stated risks would be low in that MISO would dictate use and maintenance of the line. If the City decides to go with MISO's proposal, the agreement could be in place by 2013. No action was taken.

Wolfington reviewed the Conditional Use Permit for the new clinic. He stated the clinic is a permitted use in that area. Public Hearing notices were sent to local residents, and published in the local newspaper. The Hospital held an open house on 1/11/12 and the Public Hearing took place at noon today at the Planning Commission Meeting. There was concern by the public about parking for the employees. The Hospital was not prepared with a parking plan today, but as a condition of approval by the Planning Commission, the Hospital would have to come up with one before a certificate of occupancy is issued. It was moved by Landmark, seconded by Hess and the following vote was recorded: AYES: Kittelson, Fugleberg, Landmark, Hess. NAYS: None. ABSTAIN: Fitz. Thereupon Mayor Kittelson declared the motion passed.

Wolfington discussed a new ADA requirement which states there needs to be specific accessible points of entry in swimming pools with 300 or more linear feet of pool wall. At least one entry must be a sloped entry or a pool lift. The municipal pool already has a sloped entry. Wolfington priced the cost of a pool lift with USAquatics which would cost \$6,900. It was moved by Fitz, seconded by Hess and carried unanimously to purchase a portable ADA Compliant Pool lift for \$6,900.

Next was a letter from auditor Conway, Dueth and Schmiesing, PLLP outlining the services they will be providing in the audit of year ending 12/31/11. It was moved by Landmark, seconded by Hess

and carried unanimously to enter into agreement with Conway, Dueth and Schmiesing for audit services as presented.

There was discussion on establishing a storm sewer utility and ordinance. Wolfington discussed the engineering report from Landteam. Costs would be charged on Utility Bills. Also a draft of an ordinance was included for review. There are many storm sewers that are in dire need of repair, this would help fund those repairs. Consensus of the Council was to solicit input from the public

Public Works Director Nelson discussed the need to go out for tree bids. He recommended to open bids on March 1, 2012 and have results for the March 5, 2012 Council Meeting. It was moved by Fitz, seconded by Fugleberg and carried unanimously to approve advertisement of bids to secure a tree removal contract.

Nelson presented a pay request for the water treatment facility. It was moved by Fitz, seconded by Hess and carried unanimously to approve the pay request from KHC Construction in the amount of \$242,020.00.

Wolfington presented the 2011 Pay Equity Compliance Report to the Council. A study is required by the State every 3-4 years. It was moved by Landmark, seconded by Fugleberg and carried unanimously to approve the Pay Equity Report for 2011.

The Mayor presented an application from Jill Hedman for the Library Board. It was moved by Fitz, seconded by Hess and carried unanimously to appoint Jill Hedman to the Library Board.

There being no other business, a motion was made by Landmark, seconded by Fugleberg and carried unanimously to adjourn the meeting at 6:13 p.m.

Mayor

City Clerk