

**Draft**

**MINUTES - BENSON CITY COUNCIL - REGULAR MEETING  
AUGUST 3, 2009**

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 and Public Works Director Elliot Nelson.

There was no one under unscheduled business to come before the Council.

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

- a. July 20, 2009 Regular City Council Meeting
- b. July 16, 2009 Benson Safety Committee Meeting
- c. April 12, 2009 Benson Park Board Meeting
- d. June 29, 2009 SCBH Board of Directors Meeting

The City Manager reviewed the following correspondence with the Council:

- a. Swift County Assessor RE: Local Board of Review Training on September 10
- b. Swift County Auditor RE: Thank you for helping with the clean up after the tornado
- c. Swift County Fair Board of Directors RE: No action was taken on a request to be a banner sponsor.
- d. MRES RE: Update on progress of members signing the T-1 Agreement

The City Manager informed the Council that the Planning Commission held a public hearing for Variance No. 2009-04 from William Johnson, 204 – 18<sup>th</sup> St. So. Mr. Johnson is proposing to attach a carport onto the north side of his dwelling that will be 2 feet off the lot line when zoning requires a 10 foot setback. The Planning Commission recommended that the Council approve Variance No. 2009-04. It was moved by Landmark, seconded by Fitz and carried unanimously to approve Variance No. 2009-04 to allow Mr. Johnson to attach a carport onto his dwelling at 204 - 18<sup>th</sup> St. So.

The Public Works Director informed the Council that the 2009 Chip Seal Program had previously been awarded to Caldwell Asphalt Co. But a lot of this project consists of chip sealing parking lots and Caldwell Asphalt was not aware of that when they submitted their quote and have withdrawn their quote. Staff contacted the other bidder and subsequently solicited for new quotes; the following two quotes were received for the 2009 Chip Seal Program:

Morris Sealcoat & Trucking, Inc.

Apply 18,000 Gal. more or less of Oil	\$0.85/Gal.	=	\$15,300
Apply 800 Ton more or less of FA2- FA3 Chips	\$11.00/Ton	=	\$ 8,800
	Total Bid		\$24,100

Caldwell Asphalt Co., Inc.

Apply 18,000 Gal. more or less of Oil	\$0.87/Gal.	=	\$15,660
Apply 800 Ton more or less of FA2- FA3 Chips	\$3.94/Ton	=	\$ 3,152
	Total Bid		\$18,812

It was moved by Fitz, seconded by Claussen and carried unanimously to accept the quote from Caldwell Asphalt co. in the amount of \$18,812.

The Public Works Director informed the Council that there was a blockage in the sewer line at Fibrominn last week. Staff cleaned out the line and established a flushing schedule to eliminate this from happening again. Staff is recommending installing a new manhole next Spring to aid in monitoring the line.

The City Manager updated the Council on the following projects:

- Staff completed building the base and are making good progress on the McKinney Avenue street reconstruction project between 17<sup>th</sup> and 19<sup>th</sup> Streets.
- Started the pumping process on the well project
- The Atlantic Avenue Sidewalk Project started last Monday
- A walk-through inspection of the substation and switch gear improvements is scheduled for August 11, staff plans to conduct a black start check of the system later this year during the early morning hours

Council Member Johnson offered the following Resolution and moved its adoption:

**RESOLUTION AUTHORIZING ENTERING INTO AN AGREEMENT  
WITH THE STATE OF MINNESOTA TO PROVIDE  
PUBLIC TRANSPORTATION SERVICE IN THE CITY OF BENSON  
(RESOLUTION NO. 2009-18)**

Resolved that the City of Benson, MN to enter into an Agreement with the State of Minnesota to provide public transportation service in the City of Benson.

Further resolved that the City of Benson 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 Benson authorizes the City Manager and the City Clerk to execute the aforementioned Agreement and any amendments thereto.

Member Claussen seconded the foregoing Resolution and the following vote was recorded: AYES: Johnson, Claussen, Fitz, Landmark, Kittelson. NAYS: None. ABSENT: None. Whereupon the Mayor declared Resolution No. 2009-18 duly passed and adopted.

During discussion of Resolution No. 2009-18, there was a consensus of the Council to continue with a seven day schedule for transit service.

The City Manager informed the Council that six of the needed eight property owners have signed easements to allow maintenance of the electric lines and the alleyway in the block between 12<sup>th</sup> and 13<sup>th</sup> Street North that is just north of Elizabeth Avenue. All four residents on the east side of the alleyway have signed the easement so staff has already buried the electric transmission line. He asked the Council how they would like staff to proceed regarding installation of underground services to those four residents and the maintenance of the alleyway. It was moved by Fitz, seconded by Landmark and carried unanimously to install the underground services to all eight of the properties. There was consensus of the Council to maintain the alleyway as it has been in the past.

At 6:03 p.m. the Mayor opened the Public Hearing for the Proposed Vacation of Rights or Way and Easements in the Hawleywood 4<sup>th</sup> Addition. There was no one in attendance for the hearing. At 6:05 p.m. the Mayor closed the Public Hearing. Staff recommended that the Council

do nothing and leave the easements and rights of way as recorded. It was moved by Landmark, seconded by Claussen and carried unanimously to leave the easements and rights of way in the Hawleywood 4<sup>th</sup> Addition as recorded.

The City Manager informed the Council that the water/wastewater department has a 2001 Dodge pickup that has a used Tommy Lift and a hoist on it. He received a fax from Kentt Habben from Swenson Motors informing him that the market value of this vehicle is \$6,400. PeopleServices would like to purchase this vehicle with the lift and hoist for \$10,000. The City Manager recommended selling this vehicle to PeopleServices. It was moved by Fitz, seconded by Claussen and carried unanimously to authorize staff to sell the 2001 Dodge pickup to PeopleServices in the amount of \$10,000.

It was moved by Johnson, seconded by Landmark and carried unanimously to reschedule the September 7 and September 21 Council meetings to September 14 and September 28.

It was moved by Johnson, seconded by Claussen and carried unanimously to adjourn the meeting at 6:10 p.m.

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Mayor

Attest: \_\_\_\_\_  
City Manager