

**MINUTES - BENSON CITY COUNCIL - REGULAR MEETING
JANUARY 14, 2013**

The meeting was called to order at 5:30 p.m. by Mayor Kittelson. Members present: Gary Landmark, Sue Fitz, Ben Hess, Mike Fugleberg & Paul Kittelson. Members Absent: None. Also present: City Manager Rob Wolfington, Director of Finance Glen Pederson, Minnesota Department of Health Representative Terry Bovee and Jack Evenson.

Wolfington introduced Terry Bovee with the Minnesota Department of Health (MDH) who was here at 3:00 p.m. for an open house on the City of Benson's Wellhead Protection & Drinking Water Plan. Bovee approached the Council and gave a briefing of the requirements for the City of Benson's Wellhead Protection and Drinking Water Plan. He explained The City is in Phase two of a three phase project. Part of this phase is to educate the public in the Wellhead protection area about being good well and storage tank stewards in protecting groundwater. He stated there are grant monies to assist land owners to seal abandoned wells. He estimates the plan will be done before the end of the year. There will need to be a public hearing this fall, and about a three month approval period for the plan from the MDH. After approval the City will need to implement the plan, which if needed, MDH has grants to help with this process.

Mayor Kittelson opened the public hearing at 5:45 p.m. to consider changing the zoning classification of Lot 5 and the west ½ of Lot 6, Block 16 of Benson's Southside Addition from R-1, Low Density Residential to B-2, General Business. JAX K-Bid has moved into the lot north of this area, and would like to use these lots for his business. Wolfington reported that he had received two verbal approvals for the change. It was moved by Landmark, seconded by Fitz and carried unanimously to approve the 2nd Reading of An Ordinance to Amend the Zoning Map of the City of Benson Section 154.057 of the Benson City Code of 2003.

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

- January 2, 2013 City Council Meeting
- November 5, 2012 Planning Commission Meeting
- December 17, 2012 Planning Commission Meeting

It was moved by Hess, seconded by Fugleberg and carried unanimously to approve a gambling permit for Swift County Pheasants Forever on March 1, 2013.

Vacancies on Boards and Commissions were noted. Wolfington stated there is an ad in the Monitor News advertising which ones have vacancies.

There was correspondence from Charter Communications announcing a rate increase in February 2013.

The Mayor will be in Mankato January 25-26, 2013 for the League of Minnesota Cities Conference. The City Manager and Mayor will be in St. Paul February 6-7, 2013 to attend the Coalition of Greater Minnesota Cities Legislative Meeting. Wolfington also stated this year's International Biomass Conference is in Minneapolis April 8-10, 2013. He has attended the Biomass Conference the past two years in St. Louis, MO and Denver, CO, and asked the Council if they would like representation there again this year. There was discussion by the Council and it was moved by Fitz, seconded by Fugleberg and carried unanimously to approve the City Manager to attend the International Biomass Conference in Minneapolis, Minnesota April 8-10, 2013 if the Economic Development Authority also approves at their meeting on January 17, 2013.

It was moved by Landmark, seconded by Hess and carried unanimously to approve the following Fire Department Officers:

- Fire Chief Mark Schreck
- 1st Assistant Rob Lee
- 2nd Assistant Tom Ascheman
- Captain Dave Vollan
- Lieutenant Bob Hoberg
- Secretary Brad Pecora

It was moved by Hess, seconded by Fitz and carried unanimously to approve a pay request from MAAC, Inc. for the Benson Elevator South demolition in the amount of \$55,575.00.

Public Works Director Nelson presented three capital Improvement purchases for consideration. The first is a ¾ ton 4 wheel drive pickup for the Street Department. It was moved by Landmark, seconded by Fugleberg and carried unanimously to purchase the 2013 Chevrolet Silverado 2500 4x4 pickup in the amount of \$29,645.35.

The next capital purchase is for a one ton 4 wheel drive pick-up to replace the 1999 Ford used for plowing alleys by the Street Department. It was moved by Fitz, seconded by Fugleberg and carried unanimously to approve the purchase of a 2013 Chevrolet Silverado 3500 4 x 4 one ton diesel truck with a dump body and plow.

Lastly is a commercial mower for the Parks. It will replace the mower with cab and snow blower attachments. After reviewing the bid, it was moved by Fugleberg, seconded by Hess and carried unanimously to purchase a John Deere 1445 Series II mower with cab attachment for \$25,030.95.

It was moved by Fitz, seconded by Hess and carried unanimously to approve 2013 budgets for the EDA, Library Endowment, Storm Water, Concrete Projects, Perpetual Care Cemetery, Utility Fund and 10 year Capital Improvement Plan, Liquor Fund, Community Development Revolving Fund, Garbage Collection and Small Cities 2005 & 2009 Funds.

Wolfington stated Parkview Manor is having difficulties with their elevators, and will need to make some repairs or replacements. He said the Council may be called upon to help with this.

It was moved by Landmark, seconded by Fugleberg and carried unanimously to approve the December 2012 bills and warrants in the amount of \$767,090.13.

It was moved by Fitz, seconded by Landmark and carried unanimously to approve a second batch of bills and warrants in the amount of \$290,065.57.

Councilman Hess offered the following resolution:

**RESOLUTION DESIGNATING AUTHORIZED REREPRESENTATION
(RESOLUTION NO. 2013-01)**

WHEREAS, THE Governing body of the City of Benson, Minnesota has entered into an agreement to establish The **Western Minnesota Municipal Power Agency (WMMPA)**, and as a member thereof is entitled to a representative who shall represent the Municipal Utility in the business of WMMPA.

NOW, THEREFORE, BE IT RESOLVED that Paul Kittelson be and is hereby authorized and appointed as the representative of the City of Benson, Minnesota, to represent the Municipal Utility in the business of WMMPA, with the powers, duties and responsibilities as provided in said agreement. The alternate representative, Robert Wolfington, is hereby authorized and appointed with equal powers.

Council Member Fugleberg seconded the foregoing Resolution and the following vote was recorded: AYES: Fugleberg, Landmark, Fitz, Hess. NAYS: None. Thereupon the Mayor declared Resolution 2013-01 duly passed and adopted.

Councilman Fugleberg offered the following resolution:

**RESOLUTION DESIGNATING AUTHORIZED REREPRESENTATION
(RESOLUTION NO. 2013-02)**

WHEREAS, THE Governing body of the City of Benson, Minnesota has entered into an agreement to establish The **Missouri Basin Municipal Power Agency, d.b.a. Missouri River Energy Services (MRES)**, and as a member thereof is entitled to a representative who shall represent the Municipal Utility in the business of MRES.

NOW, THEREFORE, BE IT RESOLVED that Paul Kittelson be and he/she is hereby authorized and appointed as the representative of the City of Benson, Minnesota, to represent the Municipal Utility in the business of MRES, with the powers, duties and responsibilities as provided in said agreement. The alternate representative, Robert Wolfington, is hereby authorized and appointed with equal powers.

Council Member Landmark seconded the foregoing Resolution and the following vote was recorded: AYES: Fugleberg, Landmark, Fitz, Hess. NAYS: None. Thereupon the Mayor declared Resolution 2013-02 duly passed and adopted.

There being no other business, a motion was made by Landmark, seconded by Hess and carried unanimously to adjourn the meeting at 6:05 p.m.

Mayor

City Clerk