

**MINUTES - BENSON CITY COUNCIL - REGULAR MEETING
OCTOBER 7, 2013**

The meeting was called to order at 5:30 p.m. by the Mayor. Members present: Mike Fugleberg, Ben Hess, Gary Landmark, Paul Kittelson & Sue Fitz. Members Absent: None. Also present: Director of Finance Glen Pederson, Public Works Director Elliot Nelson, Barb & Brad Amundson, City Attorney Don Wilcox and Glacial Plains General Manager Tom Traen.

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

- September 23, 2013 City Council Meeting

Next there was a Conditional Use Permit Application from Glacial Plains for a diesel fueling station at 720 Atlantic Avenue. Fitz gave a summary from the noon Planning Commission meeting. She stated the Planning Commission's recommendation to the City Council was to deny the Conditional Use Permit because of possible health effects, noise and light pollution, and it's only 30' from the nearest resident. Wilcox presented a written signed recommendation of finding of facts, adding that the Planning Commission's vote is just a recommendation, and the Council can reconsider the application and approve it, hold another public hearing to obtain more information or deny the application. Traen addressed the Council, saying he understands the point of view of both the homeowner and Glacial Plains. He stated Glacial Plains have been considering a site for 5 years. It was moved by Fitz, seconded by Landmark and carried unanimously to deny the Conditional Use Application to Glacial Plains on the grounds of possible health hazards, noise and light pollution and close proximity to the nearest residence.

The Mayor acknowledged openings on the Park Board, Airport Commission, Planning Commission and Benson Area Tourism Board.

The Mayor acknowledged a thank you note from Susan Kopp Johnson for the Council's efforts in getting the property at 810 Kansas Avenue cleaned up.

CenterPoint Energy sent a notice to the City of application to the Minnesota Public Utilities Commission for rate increase and order for hearing on a rate increase.

The City received a letter from Moss & Barnett on behalf of U.S. Link, Inc., d/b/a TDS Metrocom, requesting a Certificate of Issuance from the Minnesota Public Utilities Commission to provide facilities-based and resold local telephone services in the City of Benson.

Next was a contract between the City of Benson and the Upper Minnesota Valley Regional Development Commission (UMVRDC) to have them provide administrative services on behalf of the City with Small Cities Grant CDAP-12-0076-O-FY13. It was moved by Fitz, seconded by Hess and carried unanimously to approve the contract with the UMVRDC.

The City received notification from the Minnesota Pollution Control Agency that our Surface Water Discharge Application dated September 19, 2013 is complete and will be sent on for processing.

Next Pederson presented the list of election Judges for the 2013 General Election and Independent School District #777 referendum vote. It was moved by Fugleberg, seconded by Hess and carried unanimously to appoint the following election judges:

Phyllis Hartzell	Gene Doscher
Jo Bronniche	Dianne Doscher
Marge Friedlein	Ardis Ellingson
Marge Scheffler	Karen Nelson

Alta Larson
 Jan Baukol
 Pam Lawatsch
 Karen Wolfington
 Darlene Iverson

Gail Brehmer
 Carol Rohloff
 Jan Pagel
 Glen Pederson
 Val Alsaker

Prairie 5 submitted a request for support with their emergency heating program. It was moved by Hess, seconded by Landmark and carried unanimously to contribute \$1,000 from the Electric Fund to Prairie Five's "Reach Out for Warmth Program".

Councilmember Fitz offered the following Resolution and moved its adoption:

**RESOLUTION SETTING ASSESSMENTS FOR FIRE SERVICE CHARGES
 BY THE CITY OF BENSON, MINNESOTA FOR 2013 PAYABLE 2014
 (RESOLUTION NO. 2013-21)**

BE IT RESOLVED, by the Benson City Council that the following assessments for 2013 Fire Service Charges as prepared by the City Manager are hereby approved and made a part thereof; and,

BE IT FURTHER RESOLVED, that the assessments hereinafter noted shall be submitted to the County Auditor on or before October 15, 2013 and placed on the tax roll for collection with the taxes collectable in 2014.

Charges	Name & Mailing Address	Legal Description & Parcel No.	Amount Due
Fire Call	Beth Dietchman 313 – 10 th St. N. Benson, MN 56215	Lots 7 & 8, Block 11 City of Benson Addn. 23-0055-000	\$750.00
Fire Call	Don Peace 409 – 15 th St. N. Benson, MN 56215	Lots 1-4, Block 37 City of Benson 23-0226-000	\$400.00
Fire Call	Matthew McPhail 1942 Wisconsin Ave. Benson, MN 56215	E. 75' Lots 1-6, Block 4 Fairview Addition 23-0801-000	\$350.00
Fire Call	Jeff DeHaan 400 Sanford Road Benson, MN 56215	Lot 1, Block 2 Hawleywood 2 nd Addition 23-1431-430	\$750.00
Fire Call	Robert Boraas 311 – 16 th St. N. Benson, MN 56215	Lots 3 & 4, Block 1 McKinney's 3 rd Addition 23-0504-000	\$750.00
TOTAL			\$3,000.00

Member Fugleberg seconded the foregoing motion and the following vote was recorded: AYES: Landmark, Fugleberg, Kittelson, Hess, Fitz. NAYS: None. Whereupon the Mayor declared Resolution No. 2013-21 duly passed and adopted.

The Council discussed a letter to be sent out to homeowners that have temporary fabric buildings in their yard. The ordinance does not allow these buildings in the City. The letter will give these residents until May 1, 2014 to remove these structures. After discussion it was the consensus of the Council to proceed with sending out a letter to these homeowners.

Nelson approached the Council with bids taken on October 4, 2013 for the remaining stumps that need excavation from the June 21, 2013 storm. The bids received are as follows:

T & K Kennedy Excavating	\$42,015.00
M.A.A.C, Inc.	\$56,250.00

It was moved by Fugleberg, seconded by Hess and carried unanimously to approve the bid from T & K Kennedy Excavating in the amount of \$42,015.00.

Hess received a complaint of a Police car parked along the highway without the lights on. Mayor Kittelson asked staff to direct the complaint to Police Chief Hodge.

There being no other business, a motion was made by Landmark, seconded by Fitz and carried unanimously to adjourn the meeting at 5:47 p.m.

Mayor

City Clerk