

**MINUTES - BENSON CITY COUNCIL - REGULAR MEETING  
MARCH 19, 2012**

The meeting was called to order at 5:30 p.m. by Mayor Kittelson. Members present: Paul Kittelson, Mike Fugleberg, Ben Hess and Sue Fitz. Members absent: Gary Landmark. Also present: City Manager Rob Wolfington, Director of Public Works Elliot Nelson, Upper Minnesota Valley Regional Development Commission (UMVRDC) Director Jacki Anderson and Swift County Emergency Manager Bill McGeary

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

- February 21, 2012 Amended City Council Meeting
- March 5, 2012 City Council Minutes

It was moved by Hess, seconded by Fugleberg and carried unanimously to approve the following liquor licenses effective April 13, 2012 contingent upon receiving the necessary paperwork:

**Club On-Sale Liquor License:**

Benson VFW

**Sunday Liquor License:**

Benson VFW

Benson Bowler

Benson Golf Club

Duffy's Bar and Grill

McKinney's on Southside

**Off-Sale 3.2 Malt Beverage License:**

Holiday Stationstore, Inc.

**On-Sale Liquor License:**

Benson Bowler

Benson Golf Club

Duffy's Bar and Grill

Mi Mexico

McKinney's on Southside

**Sidewalk Café Permit**

Duffy's Bar and Grill

Mi Mexico

It was moved by Hess, seconded by Fugleberg and carried unanimously to approve the following licenses effective April 1, 2012:

**Rollerskating License:**

Svor's Family Roller Rink

**Garbage Collection License:**

Mattheisen Disposal

**Sewer Tap License:**

Grossman Plumbing and Heating

Hawley's Inc.

Craig's Refrigeration

It was moved by Fugleberg, seconded by Fitz and carried unanimously to approve a Cigarette License to Glacial Plains Cooperative that will expire December 31, 2012.

It was moved by Fitz, seconded by Hess and carried unanimously to appoint Deborah Bartelt to the Benson City Cemetery Board with her term expiring December 31, 2014.

Next Wolfington discussed paying off the 2006 G.O. Equipment Notes on April 1, 2012. We have cash reserves to pay all but \$50,000 which could come from either General Fund reserves or current year budget surplus. It was moved by Fitz, seconded by Fugleberg and carried unanimously to Pay off the \$91,912.50 G.O. Equipment Note of 2006.

Next Wolfington discussed the proposed Fund Balance Policy. After discussion, it was moved by Hess, seconded by Fitz and carried unanimously to adopt the Fund Balance Policy.

The Mayor called the Public Hearing to order at 5:38pm. Wolfington introduced Swift County Emergency Manager Bill McGeary and Jacki Anderson from the UMVRDC. They reviewed the Swift

County All Hazard Mitigation Plan, and answered questions from the Council. This plan has come from the FEMA act of 2006.

Councilmember Fitz offered the following Resolution and moved its adoption:

**RESOLUTION ADOPTION OF THE SWIFT COUNTY ALL-HAZARD MITIGATION PLAN  
(RESOLUTION 2012-06)**

WHEREAS, the city of Benson has participated in the hazard mitigation planning process as established under the Disaster Mitigation act of 2000, and

WHEREAS, the Act establishes a framework for the development of a multi-jurisdictional county Hazard Mitigation Plan; and

WHEREAS, the Act as part of the planning process requires public involvement and local coordination among neighboring local units of government and businesses; and

WHEREAS, the Swift County Plan includes a risk assessment including past hazards, hazards that threaten the county, and estimate of structures at risk, a general description of land uses and development trends; and

WHEREAS, the Swift County Plan includes a mitigation strategy including goals and objectives and an action plan identifying specific mitigation projects and costs; and

WHEREAS, the Swift County Plan includes a maintenance or implementation process including plan updates, integration of the plan into other planning documents and how Swift County will maintain public participation and coordination; and

WHEREAS, the Plan has been shared with the Minnesota Division of Homeland Security and Emergency Management and the Federal Emergency Management Agency for review and comment; and

WHEREAS, the Swift County All Hazard Mitigation Plan will make the County and participating jurisdictions eligible to receive FEMA hazard mitigation assistance grants; and

WHEREAS, Swift county All-Hazard Mitigation Plan updates the existing All-Hazard Mitigation Plan adopted in September 2006; and

WHEREAS, this is a multi-jurisdictional plan and cities that participated in the planning process may choose to also adopt the County Plan.

NOW THEREFORE BE IT RESOLVED that the City of Benson supports the hazard mitigation planning effort and wishes to adopt the Swift County All-Hazard Mitigation Plan.

Council Member Fugleberg seconded the foregoing Resolution and the following vote was recorded: AYES: Kittelson, Fugleberg, Fitz, Hess. NAYS: None. Thereupon the Mayor declared Resolution 2012-06 duly passed and adopted.

Mayor Kittelson closed the public hearing at 5:55 pm.

Wolfington presented the first reading of an ordinance to vacate an alley where the proposed new clinic will be built on McKinney Avenue. Wolfington stated the Planning Commission has reviewed this. It was moved by Hess, seconded by Fugleberg and carried unanimously to approve the first reading of Ordinance 203, An Ordinance to Vacate Alleys. The following vote was recorded: AYES: Kittelson, Hess, Fugleberg NAYS: None ABSTAIN: Fitz

Public Works Director Nelson approached the City Council to answer questions on the US Highway 12 East Overhead to Underground Electric project. He reviewed the bids received for materials for the project. It was moved by Fitz, seconded by Hess and carried unanimously to accept the low material bids for the Highway 12 East Overhead to Underground Electric Project.

Wolfington stated he included in the packets fees and ordinance draft for a Storm Water Utility. There was concern about rates for larger parcels of land like churches and how that would affect them. He proposed to the Council to set a public hearing, and work with the paper to develop proper advertising. The Council directed Wolfington to develop the plan.

Wolfington informed the Council he has been attending the MNDOT Area Transportation Meetings, where the public is able to give input. He discussed the State Transportation Implementation Program (STIP) which is a 5 year plan, which included work in and around Benson. Tentatively there is a plan for 2017 called the Benson Project which will be more intensive work in the city limits.

Councilmember Hess offered the following Resolution and moved its adoption:

**RESOLUTION FOR REESTABLISHING  
UNCHANGED PRECINCTS AND POLLING PLACES  
(RESOLUTION NO. 2012-07)**

BE IT RESOLVED, by the Benson City Council,

- (1) WHEREAS, the boundaries of the City of Benson Precinct 1 and Precinct 2, which consists of the City of Benson remain unchanged following state legislative redistricting, the Benson City Council hereby reestablishes these precinct with those boundaries as required by *Minnesota Statutes* 204B.14 subdivision 3 (c).
- (2) WHEREAS, the polling place for Precinct 1 and Precinct 2 remains at the Benson Armory located at 203 – 14<sup>th</sup> Street South, the Benson City Council hereby reestablishes this location as the designated polling place for these precincts in accordance with *Minnesota Statutes* 204B.16.

Council Member Fugleberg seconded the foregoing Resolution and the following vote was recorded: AYES: Kittelson, Fugleberg, Fitz, Hess. NAYS: None. Thereupon the Mayor declared Resolution 2012-07 duly passed and adopted.

Next there was a pay request from Stantec for the Water Treatment Plant for engineering services. It was moved by Fitz, seconded by Fugleberg and carried unanimously to approve the pay request from Stantec in the amount of \$8,469.00.

Nelson presented a change order from KHC Construction on the Water Treatment Plant. It was moved by Hess, seconded by Fugleberg and carried unanimously to approve change order #2 in the amount of \$16,997.06.

Nelson presented the low bid for tires for the Street Department from Glacial Plains Cooperative. It was moved by Fugleberg, seconded by Fitz and carried unanimously to accept Glacial Plains Tire Bid in the amount of \$9,381.92.

Next Wolfington presented bills and warrants. It was moved by Fitz, seconded by Fugleberg and carried unanimously to approve the bills and warrants in the amount of \$585,401.37.

There being no other business, a motion was made by Hess, seconded by Fugleberg and carried unanimously to adjourn the meeting at 6:15 p.m.

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Mayor

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City Clerk