

Pursuant to due call and notice thereof, a City Council Meeting was duly held in the City Council Chambers at 7:02 p.m. on the 12th day of January, 2010. The following members were present: Mayor Diane Barrett; Council Members Fred Barsness, Bryan Haugen, and Richard Nielsen. Absent: Brian Paulson. Also present: City Administrator Chris Heineman, Attorney Scott Riggs, Engineer Joe Palen, and Administrative Assistant Pam Blow.

CITIZEN COMMENTS

None

AGENDA

Correction: XI / New Business / A / Change Resolution number to 2010-02 and / B / Change Resolution number to 2010-03. Addition: X / Old Business / A / Pressure Washer for Fire Department. Motion by Haugen, seconded by Nielsen to approve the agenda as amended. Motion carried 4-0-0.

CONSENT AGENDA

Motion by Barsness, seconded by Haugen to approve the Consent Agenda, which includes payment of check numbers 52320 through 52455; 1219E through 1234E; and additional checks 52456 through 52466. Motion carried 4-0-0.

PRESENTATIONS

Swearing-in of Police Officer Justin Reisdorfer

Chief Lee Sjolander introduced Reisdorfer, and the Oath of Office was read.

ENGINEERING

Wastewater Treatment Plant Update – MPCA Report

According to Palen, the MPCA issued a Letter of Warning (LOW) on specific items, subsequent to their inspection of the WWTP. Palen completed an Inflow and Infiltration (I/I) plan as a response to one item in the LOW, and Todd Arlander (Bonestroo) responded to other items. Palen noted that the MPCA has favorably accepted the response to the items in the LOW. Palen noted that the I/I reduction plan is a five-year schedule, with smoke testing of sanitary sewer mains to occur in 2010 and 2011. Execution of Category 2 private sewer improvements will occur during 2012. During 2013, buildings that had sump pumps disconnected will be re-inspected to check compliance. A WWTP flow analysis and I/I report will be submitted to the MPCA in 2014. Heineman noted that there are a few areas of I/I that we are aware of, and can be repaired at low cost. Palen noted that it is difficult to determine how much I/I is from the private sewers, because there is not manhole access. The cost of replacing the private sewers is going to vary, depending on the location of the city sewer. According to Palen, in 2001, the estimate was \$88,000 to construct manholes for inspection of private sewers.

9th Street Utility Improvements

Assessment Options

In an effort to reduce the proposed assessments for this project that will meet statutory requirements, Heineman and Palen have proposed subsidies by the City of Kenyon and Kenyon Municipal Utilities. If the City subsidizes the sanitary sewer extension from Countryside Meadows, through the Jacobson property (400+ feet), the cost for Area “A” would be reduced by \$16,700, and Area “B” assessment would be reduced to \$4641 per parcel. Motion by Barsness, seconded by Nielsen to direct staff to further evaluate option 3 for the utility improvements. Motion carried 5-0-0.

Tentative Project Schedule

Palen noted the suggested project schedule and that an easement would be needed from the school district. Riggs recommended that the various property owners be contacted in order to procure a waiver of right to hearing / appeal for the proposed assessments. The waivers would move the assessment process along. Motion by Nielsen, seconded by Haugen to instruct staff to acquire waivers and easements necessary for the project. Motion carried 4-0-0.

LEGAL

2010 Appointments and Designations

- Planning Commission – 2 Year Term: Donald Woodward, Dennis Wickum, Dan Lexvold
- Kenyon Municipal Utilities – 3 Year Term: Michael Engel
- Library Board – 3 Year Term: Debbie Tunland
- Economic Development Authority (EDA): 4-year term – City Council Rep.: Fred Barsness
- Miscellaneous Appointments:

- a. Acting Mayor – Fred Barsness
- b. Legal Newspaper – Kenyon Leader
- c. Depository – Security State Bank
- d. City Attorney – Scott Riggs, Kennedy & Graven
- e. City Engineer – Joe Palen, Bonestroo
- f. City Auditor – Steve McDonald, Abdo Eick & Meyer
- g. Financial Consultant – Case by Case
- h. Investments – As Allowed Per Minnesota Statutes
- i. Deputy Clerk – Pam Blow
- j. Weed Inspector – Diane Barrett
- k. Assistant Weed Inspector – Bryan Haugen
- l. Property Management Committee – Barrett, Barsness and Heineman
- m. Personnel Committee - Paulson, Barrett, and Heineman
- n. Kenyon Fire Relief Association – Barrett, Heineman

Motion by Nielsen, seconded by Barsness to approve the appointments and designations. Motion carried 4-0-0.

Resolution 2010-01: Establishing License Fees and Compensation

Motion by Haugen, seconded by Nielsen to approve Resolution 2010-01. Motion carried 4-0-0.

VFW Annual Dance Permit

Annual Tobacco Licenses

Annual Refuse Licenses

Annual Sidewalk Obstruction Licenses

Barrett read all of the permit and licenses. Motion by Barsness, seconded by Haugen to approve the permits and licenses as published. Motion carried 4-0-0.

CMMPA Agency Agreement and By-Laws

Riggs noted that modifications have been made to the agreement, and the CMMPA board should be approving the revisions at their meeting on January 13, 2010. Riggs stated that an opt-out clause has been included should the City of Kenyon decide to get out of the utility business; however the original five-year opt out is also included in this draft of the agreement. Another revision that was recommended by Riggs is that CMMPA would be required to carry insurance. If the final revisions are approved by the CMMPA, there will be a special meeting with the KMU Commission and City Council on February 5, 2010, at 9 a.m. Riggs will be unable to attend the meeting, but Sarah Sonsalla of his office will be in attendance. Final approval could be done at the regular City Council meeting in February.

OLD BUSINESS

Pressure Washer for Kenyon Fire Department

The purchase of the pressure washer was removed from the consent agenda at the December council meeting. Haugen noted that the Fire Department received a grant to be used specifically for this purchase, and he feels the firemen would use it responsibly. Barsness stated his objection regarding this purchase; specifically, his concerns regarding venting of the washer and drainage in the Fire Hall. Barrett and Nielsen noted that they need more information regarding how the washer will be used. Motion by Barsness, seconded by Nielsen to table this matter. Motion carried 3-1-0, with Haugen voting against.

NEW BUSINESS

Resolution 2010-02: A Resolution Authorizing Acceptance of 2009 Donations

Motion by Haugen, seconded by Barsness to approve Resolution 2010-02. Motion carried 4-0-0.

Resolution 2010-03: A Resolution Authorizing Grant Application and Legal Sponsorship to the Department of Employment and Economic Development (DEED)

This grant would be used for some cleanup at the old High School site. Motion by Nielsen, seconded by Barsness to approve Resolution 2010-03. Motion carried 4-0-0.

Wolf Wind Spec Sheets

According to Heineman, the confirmation spec sheets are for existing renewable energy purchases through 2019, with costs of \$32 per megawatt hour. Motion by Nielsen, seconded by Haugen to authorize signatures on the spec sheets. Motion carried 4-0-0.

OTHER BUSINESS

Schedule of Upcoming Meetings

CMMPA Annual Meeting: Wednesday, January 13th @ 10:00 a.m.

EDA Meeting: Tuesday, January 26th @ 8 a.m.
SEMLM Annual Meeting: Wednesday, January 27th @ 6 p.m.
Joint KMU / City Council Meeting: Friday, February 5th @ 9 a.m.
Council Goal-Setting Work Session: Friday, February 5th @ 10 a.m.
Board of Appeal and Equalization: Monday, April 12th @ 5 p.m.
Goodhue County Board and EDA Meeting: Tuesday, May 4th @ 9 a.m. at Kenyon City Hall

COMMENTS

Barsness thanked the Public Works department, along with KMU for the good job that has been done with the snow removal. Barsness reminded anyone with a fire hydrant located near their property to clear the snow away from the hydrant.

Haugen welcomed Officer Reisdorfer to the KPD.

Barrett noted that a thank-you was received from a local family that received help from a citizen and council members at Christmas time. Barrett wished everyone a Happy New Year.

Heineman noted that Brian Paulson will conduct a CPR class after the February 12th City Council meeting.

Motion by Barsness, seconded by Haugen to adjourn the meeting at 7:58 p.m. Motion carried 4-0-0.

Pam Blow, Administrative Assistant

Diane Barrett, Mayor