

**Barnesville City Council**  
Regular Meeting  
July 14, 2003

This hearing was called to order by Mayor Gene Prim at 7:00 p.m. with members Chad Hagen, Roger Cooper, Larry Davis Jr., Charles Martinson, and Kim Simonson. Jerry Ames was absent. Also present were City Administrator Ray Miller, City Attorney Mike Hannaher, General Manager Jerry Dow, Finance Director Brian Jacobson, EDA Director Karen Lauer, Main Street Director Brenda Brand, Todd Hagen from Ehler's, department heads, Karen Carpenter from the Record Review, and Minutes Recorders Angie Ernst and Leslie Brenner.

**07-14-03-01** Motion by Mr. Davis and second by Mr. Cooper to approve the agenda with the addition of an accident report.

**07-14-03-02** Motion by Mr. Simonsen and second by Mr. Martinson to approve the minutes from the June 9, 2003 Public Hearing, the Regular Meeting on June 9, 2003 the Public Hearing from June 16, 2003 and Special Meeting on June 16, 2003 and the Special Meeting on June 30, 2003. Carried.

Tammy Reger was present with a letter to let Council know that she does not feel that an adequate job was done to her Boulevard. After Riley Brothers Construction Company did street improvements in front of her home. The Regers have spent considerable time and money fixing the boulevard grassy area themselves.

Council discussion on this issue. This issue will be tabled until the next council meeting. Council also noted that the fairgrounds had not been properly resodded after construction took place there last summer. Mr. Todd Hagen of Ehlers and Associates presented the council with general Obligation Street and Utility Revenue Bond bids. Mr. Hagen recommended Council accept a bid from United Bankers Bank and approve a resolution issuing reassessment.

Todd Hagen from Ehlers and Associates presented council with a summary of General Obligation Street and Utility Revenue Bond bids. Mr. Hagen recommended that council accept the lowest bid, which was from United Bankers Bank, and also that Council adopt a resolution with the issue and sale of \$665,000 general obligations street and utility revenue bonds. The interest rate of the bond would be 3.4618% with a closing date of August 12, 2003.

**07-14-03-03** Motion by Mr. Simonsen and Mr. Davis to approve the following resolution. Carried.

Barnesville Animal Control Department heads Terry Lapos and Julie Holen reported that the Lions organization put up fence that allows the animals to run while they are being held. Lapos inquired about letting the general public use the fenced in area to run their animals. Council will allow Ms. Lapos to let the public use the area as she sees fit. They also made note of the new Animal Control website.

Karen Lauer stated that Barnesville had a successful Real Estate open house. Ms. Lauer also gave Council a reminder of the Community Picnic on Thursday July 16, 2003 from 6:00 – 8:30 pm.

The airport is running well. Mr. Davis thanked Chief of Police Dean Ernst for his help. Ratification of Fire relief changes in benefit level were already done by the fireboard, council was informed but does not need to take any action.

Mayor Prim stated that Community Education needs to offer advanced life guarding classes again so we don't run out of quality lifeguards within our community.

The CM Repair public nuisance issue was sent back to the Planning Commission.  
**07-14-03-04** Motion by Mr. Simonsen and Mr. Davis to approve the second reading of the following ordinances. Carried

**ORDINANCE NO. 2003-2**

**An Ordinance Amending Ordinance 1994-9, City of Barnesville Zoning Ordinance**

**SECTION 33.00  
BOARD OF ADJUSTMENT**

33.01 General: In accordance with law, the City Council shall *be the Board of Adjustment (the "Board")*. ~~appoint and organize a Board of Adjustment, whose membership shall consist of 5 citizens appointed by the city council, which~~ The Board may adopt rules to govern its procedures. The Board shall hold meetings, keep minutes, and pursuant to notice, shall conduct hearings, take testimony under oath, and render decisions in writing within forty-five (45) days after hearing or continued hearing. A fee of ~~twenty-five~~ *one-hundred dollars* (\$100 ~~25~~) shall be charged for any appeal or proceeding filed with the Board.

**ORDINANCE NO. 2003-3**

**An Ordinance Amending Ordinance 1994-9, City of Barnesville Zoning Ordinance**

**AN ORDINANCE TO ADOPT STANDARDS FOR CONDITIONAL USE PERMITS**

**SECTION 33.20  
CONDITIONAL USE PERMITS**

33.21 Purpose: The purpose of a Conditional Use Permit (CUP) is to allow the city discretion in permitting certain uses in particular zoning districts that may be compatible with uses in the district or perceived public needs under certain circumstances. The use must comply with all standards of this section and any additional conditions imposed for specific instances to protect the public health, safety or welfare.

**ORDINANCE NO. 2003-4**

**An Ordinance Amending Ordinance 1994-9, City of Barnesville Zoning Ordinance**

**SECTION 22.00  
OFF-STREET PARKING AND LOADING REGULATIONS**

**07-14-03-05** Motion by Mr. Simonsen and second by Mr. Davis to approve the second reading of the following ordinance. Carried.

**ORDINANCE NO. 2003-13**

**AN ORDINANCE ESTABLISHING A SERVICE FEE TO BE CHARGED BY THE CITY OF BARNESVILLE FOR MOSQUITO CONTROL.**

WHEREAS, the City of Barnesville conducts annual mosquito control activities within the City of Barnesville, which mosquito control requires the expenditure of City funds for various services, equipment and supplies; and

WHEREAS, the Barnesville City Charter and Minnesota Statutes permit the establishment of fees for services performed by the City of Barnesville,

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Barnesville as follows:

SECTION 1. A fee, as set forth below, is hereby charged against all utility customers, to be payable monthly, and to be billed to each utility customer on the monthly utility bills issued by the City of Barnesville. The fee shall be as follows:

One Dollar and Fifty Cents (\$1.50) per month, payable every month, along with all other charges set forth on the utility bill.

**07-14-03-06** Motion by Mr. Martinson and second by Mr. Cooper to approve the first reading of the following ordinance. Carried.

**ORDINANCE NO. 2003-15  
AMENDING ORDINANCE NO. 1982-3**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BARNESVILLE, CLAY COUNTY, MINNESOTA AS FOLLOWS:

WHEREAS, Ordinance 1982-3 sets forth certain rules and regulations regarding the City of Barnesville water utility; and

WHEREAS, the City Council desires to amend said Ordinance to provide specific requirements regarding access to water meters;

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Barnesville as follows:

That Ordinance No. 1982-3 is hereby amended as follows:

The fifth paragraph of Section 4(I) is eliminated.

Section 4(J) is hereby added and adopted as follows:

“4(J). Access to Property for Meter Reading. Employees of the City and their authorized agents shall be admitted to premises during regular City business hours in order to inspect, test, repair, or read an authorized meter or remote reading device upon such premises. Such employees or authorized agents shall upon request, show identification as determined by the City.

**07-14-03-07** Motion by Mr. Simonsen and second by Mr. Hagen to approve changes to Small Cities Policies and Procedures. Carried.

The status of the Stoneridge street and underground improvements was presented for informational purposes.

**07-14-03-08** Motion by Mr. Simonsen and second by Mr. Davis to approve the hire of Leslie Brenner as part-time meeting minutes recorder at a salary of \$9.31 per hour. Carried.

**07-14-03-09** Motion by Mr. Martinson and second by Mr. Simonsen to approve a resolution approving plans and specifications and setting a date of July 21, 2003 to award bids on the Dean’s Bulk Service water main extension. Carried.

**07-14-03-10** Motion by Mr. Simonsen to allow all affected department heads to have control of how they would like to handle the issue of overtime during Potato Days. Carried  
Council will handle how to include the Potato Days overtime in the budget at the end of the year.

**07-14-03-11** Motion by Mr. Martinson and second by Mr. Simonsen to approve a first reading of the following ordinance. Carried.

#### **ORDINANCE 2003-14**

##### **AN ORDINANCE TO ESTABLISH THE RATES AND CHARGES FOR DSL SERVICE.**

The traditional staffing level in the electric utility has been two people. A vacancy currently exists and is in the advertising for candidate’s stage. Mr. Tenderholt has requested compensation for the extra work he is currently having to do due to his department being short one person. Members of other departments have received an extra dollar per hour when their workload increased due to their departments being short-handed. The extra dollar per hour for Mr. Tenderholt has been approved by the TEC Board.

**07-14-03-12** Motion by Mr. Simonsen and second by Mr. Martinson to approve an extra dollar per hour to be paid to Mr. Tenderholt during the time period he has to work with no helper retroactive to June 12, 2003. Carried.

**07-14-03-13** Motion by Mr. Simonsen and second by Mr. Davis to give Police Chief Dean Ernst a pay raise of \$1.70 per hour per the recommendation of the personnel committee. Carried.

The discretionary status report was presented for informational purposes.

**07-14-03-14** Motion by Mr. Simonsen and second by Mr. Davis to approve Brad Cook as Employee Group Insurance Advisor for the city. Carried.

Karen Lauer has found a business that would like to utilize the railroad property the city has been maintaining.

**07-14-03-15** Motion by Mr. Davis and second by Mr. Martinson to approve travel for Jerry Dow to attend a WAPA rate meeting at an estimated cost of \$20.00 and also a 702 Communications Board Meeting at an estimated cost of \$26.00. Carried.

An accident report on substation will be sent to the TEC Board for contract review to make a recommendation.

**07-14-03-16** Motion by Mr. Davis and second by Mr. Martinson to approve disbursement checks number 10540 through 10701 in the amount of \$491,329.99 and manual checks number 694 through 707 in the amount of \$40,733.10, manual checks number 680 and 681 in the amount of \$632.96 and EFT payments of \$103,150.71 and a journal entry payment of a fire department contribution \$31,343.00 with a total disbursement of \$134,493.71. Carried.

Mayor Prim adjourned this Meeting at 8:25 PM

Submitted by:

Attest:

Leslie Brenner  
Minutes Recorder

Eugene Prim  
Mayor