

City of Barnesville
City Council Regular Meeting
November 4, 2002

Mayor Gene Prim called this meeting to order at the Barnesville City Hall council chambers at 7:00 p.m. with council members Chad Hagen, Roger Cooper, Larry Davis Jr., Charles Martinson, and Kim Simonsen attending. Others in attendance were City Administrator Ray Miller, General Manager Gerald Dow, Finance Director Brian Jacobson, EDA Director Karen Lauer, Main Street Director Brenda Brand, Youth Representative D.J. Yokom, department heads, Tom Trowbridge, Angie Ernst, and Karen Dollison from the Record Review. Absent was council member Jerry Ames.

11-04-02-01 Motion by Mr. Simonsen and second by Mr. Cooper to approve the agenda with the deletion of items A-D on the supplemental agenda. Carried.

11-04-02-02 Motion by Mr. Martinson and second by Mr. Hagen to approve the minutes from the October 14, 2002 Council Regular Meeting and the October 22, 2002 Special Meeting with a clarification in the seventh paragraph to read the maximum amount that can be charged for an off-sale liquor license is \$100. Carried.

There were no citizens present to be heard.

D.J. Yokom was present to represent the youth board. In October, the youth center has averaged 21 children in attendance per day. A free healthy snack has been offered each day; after which scheduled activities such as Science experiments, craft projects, life skills or group games are held. Nursing home visits started November 3rd.

Todd Meyer from the Water Department reported that 5th Street will be open in time for tomorrow's election to allow for easier access to the Senior Citizens Center.

Mr. Davis reported that the airport is closed for the season.

Mayor Prim reported that the new fire truck will be arriving in mid-March.

The time and temperature sign has been working fine with no repairs needed this month.

Mr. Hagen reported that a meeting concerning the future of the liquor store was held with Diane Peterson, Ray Miller, Brian Jacobson, and Jerry Ames in attendance. An option available for the liquor store is a no-cost consultation with the Minnesota Municipal Beverage Association for ideas on how to make the liquor store more profitable.

11-04-02-03 Motion by Mr. Simonsen and second by Mr. Hagen to allow for consultation with the Minnesota Municipal Beverage Association. Carried.

Barnesville Cemetery Association funding will be discussed at the November budget meeting.

Tom Trowbridge from Larson-Peterson was present to recommend a partial payment of \$27,024 to PKG Contracting Inc. for the Water Treatment Plant improvements and filter modifications. There were cost and time overruns on improvements because of previously unknown problems with bowing of the filter and splash plates being corroded and needing replacement.

11-04-02-04 Motion by Mr. Simonsen and second by Mr. Martinson to pay \$27,024.22 to PKG Contracting Inc. for Water Treatment Plant repairs. Carried.

Mr. Trowbridge then recommended a change order for the Water Treatment Plant improvements and filter modifications. This change order increases the contract amount with PKG Contracting by \$7,234.00. It includes extra work to enable the water plant to be kept in operation throughout construction, to repair portions of the filter floor, and to install equipment

to facilitate operation and maintenance of the filter.

11-04-02-05 Motion by Mr. Simonsen and second by Mr. Martinson to approve a change order in the amount of \$7,234.00 be paid to PKG Contracting. Carried.

Mr. Trowbridge requested a partial payment in the amount of \$220,559.03 to Riley Brothers Construction for Trunk Storm Sewer Improvements on Second Avenue Northeast. This project is over the completion date because of groundwater problems.

11-04-02-06 Motion by Mr. Cooper and second by Mr. Davis to approve payment of \$220,559.03 to Riley Brothers Construction. Carried.

Mr. Trowbridge's final request was a payment of \$89,978.87 to Quam Construction Co. Inc. for street and underground improvements in the Stoneridge addition. The scheduled completion date for this project was October 11, 2002. Quam has requested a time extension due to scheduling problems. There is concern as to whether paving will hold up if it is done at such a late date. Quam will have to accept responsibility for spring repairs if needed before paving is done this fall. Council will withhold payment at this time and put it on the agenda at the November 12, 2002 Special Meeting.

11-04-02-07 Motion by Mr. Simonsen and second by Mr. Davis to approve the first reading of the following ordinance. Carried.

ORDINANCE NO. 2002-13

AN ORDINANCE TO ADOPT STANDARDS FOR ADULT ENTERTAINMENT

**SECTION 32.00
ADULT ENTERTAINMENT**

32.01 Purpose: To minimize the detrimental effect that sexually-oriented businesses have on adjacent land uses, this Ordinance sets the standards for Adult Entertainment.

32.02 Definitions: The following words and terms when used in this section shall have the following meanings unless the context clearly indicates otherwise:

Adult Establishment

- a. Any business or other undertaking that is conducted exclusively for the patronage of adults and that excludes minors from patronage, either by operation of law or by policy or procedure of the owners or operators of the business; and
- b. Any business or other establishment, operation, venture or undertaking that engages in any Adult Use as defined in this Ordinance.

Adult Use

- a. Adult Body Painting Studio - An establishment or business which provides the service of applying paint or other substance, whether transparent or non-transparent to or on the body of a patron when such body is wholly or partially nude in terms of Specified Anatomical Areas as defined herein.
- b. Adult Bookstores - An establishment that has 25% or greater of its current store stock in merchandise, videos, books, magazines, software, computer programs and/or other periodicals which are distinguished or characterized by their emphasis of matters depicting, describing or relating to Specified Sexual Activities or Specified Anatomical Areas as herein defined.
- c. Adult Cabaret - A business or establishment that provides dancing or other live entertainment distinguished or characterized by an emphasis on the depiction of Specified Sexual Activities or Specified Anatomical Areas or the presentation, display or depiction of mater that seeks to arouse, evoke or excite sexual or erotic feelings or desire.
- d. Adult Carwash - A wash facility for any type of motor vehicle that allows employees, agents, independent contractors, or persons to appear in a state of partial or total nudity in terms of Specified Anatomical Areas as defined herein.
- e. Adult Companionship Establishment - A companionship establishment which excludes minors by reason of age, or which provides the service for a fee of engaging in or listening to conversation, talk or discussion between an employee of the establishment and a customer, if such service is distinguished or characterized by an emphasis on Specified Sexual Activities or Specified Anatomical Areas as defined herein.
- f. Adult Entertainment Facility - A building or space wherein an admission is charged for entrance, or food or nonalcoholic beverages are sold, intended or available for consumption, and wherein may be observed live presentation of entertainment distinguished or characterized by an emphasis on matters depicting, describing or relating to Specified Sexual Activities or Specified Anatomical Areas as defined herein.
- g. Adult Health/Sport Club - A health or sport club that excludes minors by reason of age and that is distinguished or characterized by emphasis on Specified Sexual Activities or Specified Anatomical Areas as defined herein.
- h. Adult Hotel or Motel - A hotel, motel or other place of accommodation for hire that excludes minors by reason of age and presents or provides to its guests or visitors material distinguished or characterized by an emphasis on Specified Sexual Activities or Specified Anatomical Areas.

- i. Adult Modeling Studio - An establishment whose major business is the provision to customers of figure models who are so provided with the intent of providing sexual stimulation or sexual gratification to such customers and who engage in Specified Sexual Activities as defined herein or display Specified Anatomical Areas as defined herein while being observed, painted, painted upon, sketched, drawn, sculptured, photographed or otherwise depicted by such customers.
- j. Adult Motion Picture Arcade - A place at which the public is permitted or invited where coin or slug operated or electronically, electrically or mechanically controlled or operated still or motion picture machines, projectors or other image producing devices are used to show images to five or fewer persons per machine at any one time and where the images so displayed are distinguished or characterized by an emphasis on depicting or describing Specified Sexual Activities or Specified Anatomical Areas.
- k. Adult Motion Picture Theater - A building or space with a capacity of 50 or more persons used for presenting material distinguished or characterized by an emphasis on matter depicting, describing, or relating to Specified Sexual Activities or Specified Anatomical Areas as herein defined, for observation by patrons therein. The phrase "used for" in this definition shall mean a regular substantial course of conduct and not a one-time presentation of such material.
- l. Adult Mini Motion Picture Theater - A building or space with a capacity for fewer than 50 persons used for presenting material distinguished or characterized by an emphasis on matters depicting, describing, or relating to Specified Sexual Activities or Specified Anatomical Areas as herein defined, for observation by patrons therein. The phrase "used for" in this definition shall mean a regular and substantial course of conduct and not a one-time presentation of such material.
- m. Adult Novelty Business - A business or establishment that devotes 25% or more of its floor area, excluding store rooms, stock areas, offices, basements, bathrooms or any portion of the business not open to the public, to items or merchandise depicting Specified Sexual Activities or Specified Anatomical Areas or devises that either stimulate human genitals or are designed or used for sexual stimulation.
- n. Adult Sauna - a sauna which excludes minors by reason of age, or which provides a steam bath or heat bathing room used for the purpose of bathing, relaxation, or reducing, utilizing steam or hot air as a cleaning, relaxing or reducing agent, if the service provided by the sauna is distinguished or characterized by an emphasis on Specified Sexual Activities or Specified Anatomical Areas as defined herein.

General Terms

- a. Dwelling Unit - one or more rooms arranged for residential use containing cooking, living, sanitary and sleeping facilities and physically separated from any other rooms or dwelling units which may be in the same structure.
- b. Minor - Any natural person under the age of eighteen (18) years.
- c. Nudity - Means uncovered, or less than opaquely covered post pubertal human genitals, pubic areas, the post pubertal human female breast below the point immediately above the top of the areola or the covered human male genitals in a discernible turgid state. For purpose of this definition, female breast is considered uncovered if the nipple only or the nipple and the areola only, are covered.
- d. Public Library - any library that provides free access to all residents of a city or county without discrimination, receives at least half of its financial support from public funds, and is organized under the provisions of Minnesota Statutes, Chapter 14.
- e. Public Park - a park, reservation, open space, playground, beach, or recreation center in the City owned, leased, or used, wholly or in part, by a City, County, State, School District or Federal Government for recreation purposes.
- f. Place of Worship - a building or space that is principally used as a place where people of the same faith or religion regularly assemble for worship.
- g. School - a building or space that is principally used as a place where twenty-five (25) or more persons receive a full course of educational instruction. Any post-secondary or post-high school educational building, including any college or any vocational-technical college shall not be deemed a school for purposes of this Section.
- h. Sign - a name, identification, description, display, or illustration which is affixed to, painted, or represented directly or indirectly upon a building or other outdoor surface or piece of land and which directs attention to an object, project, place, activity, person, institution, organization, or business. However, a "sign" shall not include any display of official court or governmental office notices nor shall it include the flag, emblem, or insignia of a nation, political unit, school, or religious group. A "sign" shall not include a sign located completely within an enclosed building unless the context shall so indicate. Each display surface of a sign shall be considered a "sign."
- i. Single-Family Dwelling - a residential building containing one dwelling unit as

herein defined including detached, semi-detached and attached dwellings.

- j. Specified Anatomical Areas - less than completely and opaquely covered:
 - 1. human genitals, pubic region or pubic hair, or
 - 2. buttock, or
 - 3. female breast or breasts below a point immediately above the top of the areola; or
 - 4. any combination of the foregoing; or
 - 5. human male genitals in a discernible turgid state even if completely and opaquely covered.

- k. Specified Sexual Activities - include the following:
 - 1. Human genitals in a discernible state of sexual stimulation or arousal; or
 - 2. Acts of human masturbation, sexual intercourse or sodomy; or
 - 3. Fondling or other erotic touching of human genitals, pubic region or pubic hair, buttock or female breast or.
 - 4. Any combination of the foregoing.

- l. State-Licensed Family Day Care Home, State-Licensed Group Family Day Care Home, State-Licensed Child Care Center - a facility holding a license from the State of Minnesota pursuant to Minnesota Statutes, Chapter 245A, and/or Minnesota Rules, Chapter 9502 or Chapter 9503, as amended.

- m. Sexually-Oriented Business - an adult establishment or an adult use defined in this Section.

32.03 Zoning Regulations

- a. Sexually-oriented businesses shall be only allowed in the C-2 district. and shall require a conditional use permit provided the following conditions met:
 - 1. No sexually-oriented business shall be located closer than 1,000 feet from any other sexually-oriented business. Measurements shall be made in a straight line, without regard to intervening structures or objects, from the nearest point of the actual business premises of the sexually-oriented business to the nearest point of the actual business premises of any other sexually-oriented business.

 - 2. No sexually-oriented business shall be located closer than 1,000 feet from any single family dwelling, two-family dwelling, multiple-family dwelling, planned unit development, mobile home park, place of worship, school, public park, state-licensed family day care home, state-licensed group family day care home, public library, or state-licensed child care center.

Measurements shall be made in a straight line, without regard to intervening structures or objects, from the nearest point of the actual business premises of the sexually-oriented business to the nearest point of the property line of property used as a single-family dwelling, place of worship, school, park, or state-licensed family day care home, state-licensed group family day care home, or state-licensed child care center.

3. No sexually-oriented business shall be located closer than 1,000 feet from any of the following commercial or residential use districts. Measurements shall be made in a straight line, without regard to intervening structures or objects, from the nearest point of the actual business premises of the sexually-oriented business to the nearest boundary of the commercial or residential use district:

R-1, Single Family Residence District
R-2, One and Two Family Residence District
R-3, Multiple Family Residence District
R-4, Mobile Home District
C-1, Central Business District
I-1, Light Industrial District
I-2, Highway Industrial District
SC-1, Conservation District

4. The operation or maintenance of more than one Sexually Oriented Business in the same building or structure is prohibited

32.04 Penalty.

A violation of this Section shall be a misdemeanor under Minnesota law.

32.05 Severability.

If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted each section, subsection, sentence, clause, phrase or word thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or words be declared invalid.

11-04-02-08 Motion by Mr. Simonsen and second by Mr. Martinson to approve the first reading of the following ordinance. Carried.

Ordinance No. **1983-2, 1994-2, 1996-1, 1999-5, 2001-2, 2002-3, 2002-10** hereby replaced as follows

Ordinance 2002-14
MUNICIPAL AND PUBLIC UTILITIES -

**RULES AND REGULATIONS, RATES,
CHARGES AND COLLECTIONS**

RULES AND REGULATIONS RELATING TO ELECTRIC SERVICE.

Section 1. Code Requirement.

All wiring, connections and appurtenances shall be installed and performed strictly in accordance with the National Electrical Code. Failure to install or maintain the same in accordance therewith or failure to have or permit required inspections shall, upon discovery by the City, be an additional ground for termination of electrical service to any consumer.

Section 2. Services.

New or changed service installations shall be made at the expense of the consumer, placed underground where designated by the City, and the meter location shall also be designated by the City. Overhead service installations may be permitted by the City

- A temporarily during new construction;
- B temporarily during an emergency to prevent danger to persons or property;
- C for a period of not more than seven months when soil conditions make excavation for underground service impractical; or
- D where to require underground service, the consumer has shown that such requirement is unduly burdensome.

Section 3. Electrical Installations.

All electrical installations shall comply with the following, where applicable:

- A. Motors of 20 HP or more must have line compensators on same. Provided, however, that the City may, at its option, make an exception if the total connected motor load required is smaller than the consumer connected load, and the motor starting current is less than the current corresponding to the consumer's total connected load.
- B. Any establishment having a total motor load of 125 HP or more is required to have 440 volts for its motor load.
- C. All motor installations of less than 5 HP shall be supplied with 240 volt single phase energy except: (1) motors of 1/2 HP or smaller may be 120 volt; or (2) three phase motors of 3 HP or more may be served from existing secondary power circuits where only service wires and meters are required.

- D. The City shall make an installation charge for extraordinary expenses required by a consumer.

Section 4. Replacing or Converting to Underground.

- A. Converting to Underground. The City may, at its option and at its expense, convert any present service where no change is otherwise required by the consumer, from overhead to underground. Where this is done, the City shall only cover and refill the trench and other ditching maintenance or repair, and all subsequent changing and repairing of the service shall be the obligation of the consumer.
- B. Replacing. Nothing herein shall prevent the City from replacing an overhead service with the same type.
- C. Meters and Placement Service. Placement of services and meters shall be determined by the City.

Section 5 Installation of Electric By-Pass Switches

A. RESIDENTIAL:

- 1. New Housing
All metered electric services will be equipped with an ELECTRIC BY-PASS SWITCH.
- 2. Existing Housing
When the existing metered electric service is upgraded or replaced an ELECTRIC BY-PASS SWITCH will be installed.

B. INDUSTRIAL/COMMERICAL:

- 1. New Buildings
All metered electric services will be equipped with an ELECTRIC BY-PASS SWITCH.
- 2. Existing Buildings
When the existing metered electric service is upgraded or replaced an ELECTRIC BY-PASS SWITCH will be installed.

C. FAILURE TO COMPLY:

In the event a contractor, home owner or building owner fails to comply with this ordinance an electric meter will not be installed and the electric service cables will not be connected to the Barnesville Municipal Power distribution system.

Section 6. Reconnection

Reconnection services will occur only during regular business hours, 7:30 a.m. through 4:30 p.m., Monday through Friday, except for Holidays, providing:

- A. Current bill, penalties service order charge and reconnect fee of \$25.00 are paid in full; however, should the customer request reconnection outside of the above mentioned regular business hours or on holidays, the reconnect fee shall be \$75.00.
- B. Formal payback agreement is established within the city utilities which shall include the reconnect fee whether it is \$25.00 or 75.00.
 - 1. Failure of the customer to adhere to the payment plan as established by the Barnesville Utilities shall result in immediate disconnection of service.

Section 7 Electric Heating System Regulations

A. VIOLATION A MISDEMEANOR.

Every person violates a section, subdivision, paragraph or provision of this Chapter when he/she performs an act thereby prohibited or declared unlawful, or fails to act when such failure is thereby prohibited or declared unlawful, and upon conviction thereof, shall be punished as for a misdemeanor except as otherwise stated in specific provisions hereof.

Section 8 Electric Rate Schedules

A. RATE SCHEDULE #1:

GENERAL SINGLE PHASE service Residential: (RL1 & AR1)

Base Charge \$11.00

Energy Charge \$.055 per kwh

\$.060 per kwh (effective all billing after January 1, 2003)

\$.0625 per kwh (effective all billing after January 1, 2005)

Available to all residential customers.

B. RATE SCHEDULE #2:

GENERAL SINGLE PHASE service Commercial: (RC1 & DI1)

Base Charge \$12.00

Energy Charge \$.062 per kwh

\$.067 per kwh (effective all billing after January 1, 2003)

.0695 per kwh (effective all billing after January 1, 2005)

Available to commercial customers for single phase service

C. RATE SCHEDULE #3

GENERAL THREE PHASE SERVICE: (GS6 & DI9)

Base Charge	\$16.00
Energy Charge all kwh	\$.070/kwh
Demand Charge	
0-35 kw	no charge
over 35 kw	\$8.00/kw

Available to all customers for three phase service only when kwh of energy used is less than 10,000 kwh during any billing period. Available as an alternate to Rate Schedule #4.

D. RATE SCHEDULE #4:

GENERAL THREE PHASE SERVICE: (GS1)

Base Charge	\$15.00
Energy Charge	\$.040/kwh
Demand Charge	\$7.00/kw

Available to all customers for three phase service, with less than 15 kw demand measured during any 15 minute interval. This rate will also be available to customers who chose to purchase and install individual demand controllers to limit their demand measured to 15 kw or less during any 15 minute interval, even if these customers have already been placed in the large power rate group. Available as an alternate to Rate Schedule #3.

E. RATE SCHEDULE #5

LARGE POWER THREE PHASE SERVICE (LP1 & DI1)

Base Charge	\$20.00
Demand Charge	
First 50 kw	\$7.00/kw
Excess kw	\$5.20/kw
Energy Charge	
All kwh	\$.039/kw

Available to all customers for three phase service. Billing demand to be the maximum measured during any 15 minute interval during the billing period.

F. RATE SCHEDULE #6

SECURITY LIGHTS: (YL1)

Charge per light \$12.25 per month

Available to all customers for un-metered lights, 200 watts or less, owned, installed and maintained by the customer.

G. DEFINITION OF TERMS:

- 1. Residential Customers: any electric service which includes the primary residence of any person or people.
- 2. Commercial Customers: any electric service which does not include the primary RESIDENCE of any person or people.

H. RULES FOR CHOICE OF OPTIONAL RATES

- 1. Any of the alternate rates available to the customer may be selected. The customer shall have 90 days from the effective date of this ordinance to select the rate he wishes to use. Upon selection of a rate alternate, the customer shall be required to use that option for one year.

Section 9 Electric Rate Incentives

A Dual Fuel Services

Dual Fuel Service Rate: \$.026 per kwh
 \$.031 per kwh effective January 1, 2003
 \$.0335 per kwh effective January 1, 2005

This rate is available to all customers with a dual fuel heating system controlled by the city's load management system. To qualify:

- 1. A heating system must use electricity as its primary source of heat; and
- 2. The secondary source of heat must be fossil fuel, thermostatically controlled and capable of heating the structure to 68 degrees and maintaining that temperature; and
- 3. The dual fuel load shall be metered separately; and
- 4. The customer must make a five year commitment to the program.

B. Dual Fuel Incentive for Existing Buildings

An incentive will be offered for all customers converting to a dual fuel system. All potential dual fuel commercial customers will require prior approval of the T.E.C. Advisory Board or City Council.

This incentive will be calculated using the following formula:

number of gallons of fuel used during the previous heating season multiplied by BTU's per gallon (per fuel chart) then multiply by furnace efficiency percentage then divided by 3412 then multiply by dual fuel rate then multiply by 0.39 = Incentive to install dual fuel

Example 1

Fuel oil: _____ gallons x 137,520 x .75 divided by 3412 x appropriate dual fuel rate x .039 = this amount is the incentive.

Example 2

Propane: _____ gallons x 91,600 x .75 divided by 3412 x appropriate dual fuel rate x .039 = this amount is the incentive

An additional \$100.00 incentive will be paid to the contractor selling and promoting, the dual fuel system.

C. Dual Fuel Incentive for New Construction

A \$200.00 one-time payment will be made to the general contractor.

D. Financing for Dual Fuel Installations

All new approved dual fuel heating installations are eligible for a 5 year, 6% annual interest loan of up to \$2,000.00. This loan will be paid back in equal monthly installments on the customer's utility bill. Loans for commercial customers will require prior approval by the T.E.C. Advisory Board or the City Council.

E. Off Peak Services

Off Peak Service Rate: \$.026 per kwh
 \$.031 per kwh effective January 1, 2003
 \$.0335 per kwh effective January 1, 2005

This rate is available for electric thermal storage (ETS) space heaters, under concrete slab electric heating systems and electric heated liquid filled under concrete slab heating systems. Off Peak Services must be metered separately and controlled by the city's load management system.

F. Water Heater Incentive Program

All customers shall be eligible for a rebate of \$2.00 per gallon for the installation of a new electric water heater with a storage capacity of at least 50 gallons. This rebate increases to \$3.00 per gallon for new water heaters with a minimum storage capacity of 80 gallons. Water heaters must be controlled by the city's load management. The rebate shall be credited on the customer's utility bill as soon as the following are provided:

1. Proof of purchase and installation of a qualifying water heater; and
2. Verification by electric utility personnel that the load controls have been installed and properly wired.

This incentive is limited to one rebate per address during any 5-year period.

The Council was asked to authorize General Manager Dow to sign an agreement with the Minnesota Municipal Utilities Association (MMUA) to conduct safety training for City personnel. The training is provided as part of a cooperative agreement with other Municipalities to meet the OSHA requirements for safety training. This item has been included in the proposed 2003 budget.

11-04-02-09 Motion by Mr. Simonsen and second by Mr. Hagen to authorize Mr. Dow to sign the agreement with MMUA, contract number 59-2003 at a cost of \$9,106 to be paid out of the 2003 budget. Carried.

A review of on-sale liquor licenses in the City was next on the agenda. The current annual on-sale liquor license fee is \$225, which was adopted in December of 1995. A comparative survey of nearby cities was conducted and has shown that the City of Barnesville fee for the on-sale liquor licenses is significantly below any other jurisdiction. The cost for an on-sale license in surrounding cities varies from \$1,500 to \$3,500.

11-04-02-10 Motion by Mr. Simonsen with second for discussion by Mr. Davis to increase the present on-sale liquor license fee in the city by \$400 per year for the next four years. (Yea votes 1-Mr. Simonsen, Nay votes 4-Mr. Hagen, Mr. Cooper, Mr. Davis, Mr. Martinson) Motion defeated.

11-04-02-11 Motion by Mr. Martinson and second by Mr. Cooper to increase the present on-sale liquor license fee by \$275 the first year and increase the fee by \$250 for the following four years. (Yea votes 3-Mr. Cooper, Mr. Hagen, Mr. Martinson, Nay votes 2-Mr. Simonsen, Mr. Davis) Carried.

11-04-02-12 Motion by Mr. Simonsen and second by Mr. Cooper to approve payment of \$2,233.68 to the Clay County Auditor for an IIIPE Eagle Voter Tabulator. Carried.

It will be up to administration to find funds for the tabulator.

Ambulance Director Ginny Jacobson submitted a request to allow for an increase in the amount charged for both regular and long-distance transports to \$8.00 per mile. This rate is still lower than the rate the F-M Ambulance charges for transports in this area.

11-04-02-13 Motion by Mr. Hagen and second by Mr. Cooper to increase the amount charged for both regular and long-distance ambulance transports to \$8.00 per mile. Carried.

11-04-02-14 Motion by Mr. Cooper and second by Mr. Hagen to approve the new ambulance member Ross Hemmer. Carried.

11-04-02-15 Motion by Mr. Davis and second by Mr. Martinson to approve raising the rate of pay for Barnesville election judges to \$7.00 per hour; effective immediately. Carried.

11-04-02-16 Motion by Mr. Martinson and second by Mr. Hagen to add Yvonne Heng to the list of election judges. Carried.

The body structure of the CATV vehicle has deteriorated to the point where repairs are needed.

11-04-02-17 Motion by Mr. Simonsen and second by Mr. Martinson to repair the CATV vehicle at an estimated cost of \$1,500.00 with funds to come out of the 2002 cable TV vehicle repair fund. Carried.

The T.E.C. Board recommended authorizing General Manager Dow to seek out individuals to fill in when workers in the Telephone, Electric, and Cable departments are on vacation, sick leave, or the demands of the business exceed the capacity of the work force.

11-04-02-18 Motion by Mr. Simonsen and second by Mr. Martinson to authorize General Manager Dow to hire temporary help in the telephone, electric, and cable departments as needed. Carried.

Barnesville Municipal Power personnel normally install Holiday lights. An estimated \$600 in minor decoration repair and bulb replacements is required at this time.

11-04-02-19 Motion by Mr. Martinson and second by Mr. Davis to allow holiday light repair and bulb replacement with funds to come out of the discretionary fund. Carried.

The Barnesville Fire Department requested permission to hold raffles during their annual Fireman's Stag to be held January 31, 2003.

11-04-02-20 Motion by Mr. Simonsen and second by Mr. Davis to approve the application by the Barnesville Fire Department to hold raffles on January 31, 2003 at the American Legion. Carried.

Mayor Prim closed this regular meeting of the council at 8:00 p.m.

Submitted by:

Attest:

Angela Ernst
Minutes Recorder

Eugene Prim
Mayor