

Barnesville City Council
Regular Meeting
November 13, 2018

Mayor Prim called this regular meeting to order at 7:00 p.m. Members present were Council members Don Goedtke, David Brown, Scott Bauer, Tonya Stokka and Brad Field. Others in attendance were City Administrator Mike Rietz, Michael Sly with Ohnstad Twitchell, City Clerk Jeri Reep, TEC Manager Guy Swenson, EDA Director Karen Lauer, Police Chief Dean Ernst, Finance Director Laurie Schell, Ambulance Manager Scott Nelson, Dan Hanson with Moore Engineering, Mike Kurkowski, Charlie Weber, Corey Stuvland, Dawn Stuvland, Paula Thimjon, Zeb Dickey, Crystal Dickey, Nicholas Aadland, Cris Mortenson, and Michael Stein with the Record Review.

Mayor Prim asked if there were any additions or corrections to the agenda. City Administrator Mike Rietz stated the only thing to add is to schedule a meeting for the City Engineer interviews.

11-13-18-01 Motion by Mrs. Stokka and second by Mr. Goedtke to approve the agenda as presented, with the addition of scheduling a special meeting for City Engineer interviews. Motion passed.

Mayor Prim stated the next item on the agenda was the consent agenda.

11-13-18-02 Motion by Mrs. Stokka and second by Mr. Goedtke to approve the consent agenda. Motion carried. The following items were on the consent agenda.

1. Approval of the minutes of the regular meeting held on October 8, 2018.
2. Approval of the department head reports.
3. Approval of check numbers 85701-85811 and EFT payments for a total of \$678,319.03.
4. Set Truth-in-Taxation date for Monday, December 10, 2018 at 7:00 p.m.
5. Approval of the Pro Turf contract for the 2019 season for \$31,662.00.
6. Approval of the Game Show Network Agreement for a 4-year, 3-month agreement.

Mayor Prim stated the next item on the agenda was the board and commission reports.

Council member Field stated that Clay County issued a CUP west of the airport to Alex Fankhanel. Mr. Field stated he would have more information at the December meeting. Mayor Prim stated that Pastor Frank Picard is the new Police/Fire/Ambulance Chaplain. Council member Stokka stated that the Park equipment is getting installed.

Mayor Prim stated the next item on the agenda was the public forum. Mayor Prim asked if there were any citizens present to be heard. There were none.

Mayor Prim stated the next item on the agenda was the appointment of the vacant seat in Ward 1. Mayor Prim stated that we had received letters of interest from two people, Dawn Stuvland and Paula Thimjon.

11-13-18-03 Motion by Mr. Field and second by Mr. Goedtke to approve the resolution appointing Dawn Stuvland to the City Council, until the November 2019 election. Council member Field stated that Mrs. Stuvland has prior experience as a former council member. Upon a roll call vote, the following voted aye: Council members Stokka, Goedtke, Bauer, Brown and Field. Motion carried.

**City of Barnesville
County of Clay
State of Minnesota
Resolution No. 11-13-18-03**

**RESOLUTION APPOINTING DAWN STUVLAND TO THE CITY COUNCIL OF THE
CITY OF BARNESVILLE, MINNESOTA**

WHEREAS, Barnesville City Council ward one Member Betty Strom has tendered her resignation from the Barnesville City Council; and

WHEREAS, the Barnesville City Council has officially accepted Betty Strom's resignation effective October 8, 2018; and

WHEREAS, there now exists a vacancy in ward one (1) of the City Council's membership; and

WHEREAS, Chapter 3, Section 8 of the Barnesville City Charter provides in relevant part that, "Whenever a vacancy occurs in any of the elective offices, specifically provided in this Charter, such vacancies shall be filled by a resolution of the Council."; and

WHEREAS, the City Council of the City of Barnesville, MN has reviewed the qualifications of Dawn Stuvland and desires to appoint her to the City Council to fill the vacancy in ward one (1).

NOW THEREFORE, be it resolved by the City Council of the City of Barnesville that Dawn Stuvland is hereby appointed to fill the vacant position in ward 1 effective immediately. Dawn Stuvland shall take the oath office upon the approval of this resolution and shall have all the powers and authority as any other member of the Barnesville City Council.

PASSED by the Barnesville City Council this 13th day of November, 2018.

Eugene Prim, Mayor

ATTEST:

Michael Rietz, City Administrator

City Administrator Mike Rietz next presented the oath of office to Dawn Stuvland as council member for Ward 1.

Mayor Prim stated the next item on the agenda was the public hearing on Property Maintenance Assessments.

11-13-18-04 Motion by Mrs. Stokka and second by Mr. Goedtke to open the public hearing for the property maintenance assessments at 7:09 p.m. Motion carried.

City Administrator Mike Rietz stated that the assessments are for vacant buildings, mowing and maintenance violations.

Mayor Prim went thru the assessments asking if the homeowner was present. Mr. Zeb Dickey questioned what his assessment was for. City Administrator Mike Rietz explained the assessment to Mr. Dickey. Police Chief Dean Ernst also explained the assessment charges. Mayor Prim asked that the assessment for Donna Cook be tabled until the December regular meeting.

11-13-18-05 Motion by Mrs. Stokka and second by Mrs. Stuvland to close the public hearing for special assessments at 7:34 p.m. Motion carried.

11-13-18-06 Motion by Mr. Field and second by Mrs. Stuvland to approve the assessments listed, and to grant a one-month extension to Donna Cook for her assessments, and to re-visit at the December council meeting. Motion carried.

<u>Parcel</u>	<u>Address</u>	<u>Legal</u>	<u>Amount</u>	<u>Purpose</u>
50.575.2200	324 2 St SE	Original, Lot 22-24, Blk 26	75.00	Mowing
50.250.0340	110 5 Ave NW	1 st Ry Add, Lot 8, Blk 6	75.00	Mowing
50.725.0230	124 5 St NE	Roosens Add, Lot 5, Blk 5	400.00	Vacant Bldg
50.725.0230	124 5 St NE	Roosens Add, Lot 5, Blk 5	1200.00	Maintenance Viol
50.050.0090	508 6 St NW	Bachmans 1 st Add, Lot 9	4000.00	Maintenance Viol
50.0050.0090	508 6 St NW	Bachmans 1 st Add, Lot 9	400.00	Vacant Bldg

Mayor Prim stated the next item on the agenda was the Resolution certifying the assessment of past due water and sewer charges.

City Administrator Mike Rietz informed council members that this assessment is for a water and sewer charges for a customer. Mr. Rietz stated that a notice has been sent to the homeowner.

11-13-18-07 Motion by Mr. Goedtke and second by Mrs. Stokka to approve the following resolution. Upon a roll call vote, the following voted aye: Council members Stokka, Goedtke, Stuvland, Bauer, Brown and Field. The following voted nay: none. Motion carried.

**RESOLUTION OF THE CITY OF BARNESVILLE
CITY COUNCIL
A RESOLUTION CERTIFYING UNPAID CHARGES
RESOLUTION NO 11-13-18-07**

WHEREAS, pursuant to proper notice duly given as required by law, the City Council has met, heard and passed upon all objections to the proposed certifications of unpaid charges for municipal fees and utilities; and

WHEREAS, the amounts of bad debt have been minimized through diligent collection efforts by staff.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BARNESVILLE, MINNESOTA AS FOLLOWS:

Such proposed certification of unpaid charges, a copy of which is hereby attached as Exhibit 1 and made part hereof, is hereby accepted and shall constitute a lien against the lands named herein.

Such certification shall be payable over a period of one year on or before the first Monday in January.

The clerk shall forthwith transmit a certified copy of this certification role to the County Auditor to be extended on the property tax lists of the county and such certified unpaid charges shall be collected and paid over in the same manner as property taxes.

Passed by the City Council of Barnesville, Minnesota this 13th day of November 2018.

Eugene Prim
Mayor

Attested:

Jeri Reep
City Clerk

Mayor Prim stated the next item on the agenda was the water and wastewater management contract.

City Administrator Mike Rietz informed council members that the Personnel and Finance Committee recommending changing the company that manages our water and sewer systems from People Service, Inc. to North West Services. This would be effective on February 1, 2019.

Mr. Mike Kurkowski is the owner of North West Services, who is a former employee of People Service. He is proposing a 3-year contract at a monthly rate of \$17,000.00. The Personnel and Finance Committee are recommending the switch is based on the level of service to be provided.

11-13-18-08 Motion by Mr. Field and second by Mrs. Stokka to approve the 3-year contract with North West Services in the amount of \$17,000.00 monthly, effective February 1, 2019. Motion carried.

Mayor Prim stated the next item on the agenda was the wastewater facility repair options.

City Administrator Mike Rietz informed council members that KLJ Engineering, People Service and himself have had discussions with the MPCA about the geotechnical report at the Secondary Cell #2. The MPCA has informed the City on our two options. To decommission the pond, or re-line it and put it back in service. Staff is recommending to inform the MPCA that the City is planning to re-line the Secondary Cell #2. The MPCA has a deadline of December 1, 2018 stating which option the City chooses.

11-13-18-09 Motion by Mr. Bauer and second by Mr. Goedtke to authorize staff to inform the MPCA, by December 1, 2018 that the City of Barnesville is planning to re-line the Secondary Cell #2. Motion carried.

Mayor Prim stated the next item on the agenda was the engineering proposals for the Commercial Condo project.

Council member Stokka informed Mayor Prim that she would like to recuse herself for an indirect personal pecuniary interest.

City Administrator Mike Rietz informed council members that five proposals have been received for the Commercial Condo project. EDA Director Karen Lauer stated that the Engineering firms were sent the information. Mrs. Lauer stated that the quote from Moore Engineering would be a responsible quote. Mrs. Lauer stated that the bids would be received on January 7, 2019, and the project start in the Spring of 2019, and the project should take approximately 30 days to complete.

11-13-18-10 Motion by Mr. Brown and second by Mr. Bauer to accept the bid from Moore Engineering, not to exceed \$25,000.00. Those voting aye: Council members Goedtke, Stuvland, Bauer, Brown and Field. Council member Stokka stated that she would like to recuse herself for an indirect personal pecuniary interest. Motion carried.

Mayor Prim stated the next item on the agenda was the CUP for a lighted sign at 208 Front Street South.

City Administrator Mike Rietz informed council members that this CUP is for a lighted sign for B & T Real Estate at 208 Front Street South. This sign is similar to the sign that was put in at the Eye Clinic and complies with the language in the City Code. The Planning Commission recommends approval of the CUP.

11-13-18-11 Motion by Mrs. Stokka and second by Mrs. Stuvland to approve the CUP for a lighted sign at B & T Real Estate, 208 Front Street South, with the conditions set forth in the CUP. Motion carried.

Mayor Prim stated the next item on the agenda was the CUP for an electronic sign at 624 Front Street North.

City Administrator Mike Rietz informed council members that this was for a lighted sign for DMT Properties at 624 Front Street North. This is for an electronic reader board sign at the Tesoro. The Planning Commission recommends approval of the CUP.

11-13-18-12 Motion by Mrs. Stokka and second by Mr. Goedtke to approve the CUP for DMT Properties at 624 Front Street North with the conditions set forth in the CUP. Motion carried.

Mayor Prim stated the next item on the agenda was the Building Official contract renewal.

City Administrator Mike Rietz informed council members that this is a one-year contract with Building Official Sid Fossan. The numbers have been changed to reflect what is in the new building permit fee ordinance.

11-13-18-13 Motion by Mr. Bauer and second by Mrs. Stokka to approve the one-year contract with Building Official Sid Fossan. Motion carried.

Mayor Prim stated the next item on the agenda was the Resolution to appoint the Administrative Hearing Board.

City Administrator Mike Rietz stated that this board is in place to hear any appeals that come from the property maintenance enforcement process. Staff is recommending to appoint Mike Detloff and Steve Mortensen to the board.

11-13-18-14 Motion by Mr. Goedtke and second by Mrs. Stokka to approve the resolution to appoint Mike Detloff and Steve Mortensen to the Administrative Hearing Board. Those voting ayes: Council members Stokka, Goedtke, Stuvland, Bauer, Brown and Field. Those voting nays: none. Motion carried.

RESOLUTION 11-13-18-14

**RESOLUTION APPOINTING MICHAEL DETLOFF AND
STEVE MORTENSEN TO THE
ADMINISTRATIVE HEARING BOARD**

WHEREAS, the City of Barnesville has adopted a system of Administrative Citations and Penalties contained in Chapter 1-10 of the Barnesville City Code (hereinafter referred to as the “Administrative Citation System”); and

WHEREAS, subdivision 5 of Section 1-1004 of the Barnesville City Code provides that: The Hearing Board will consist of three individuals. Two individuals will be selected by the City Council at their January meeting and serve for that calendar year. The third individual will be one of the two City Council representatives of the ward in which the violation has occurred. The City Clerk will schedule the hearing.

WHEREAS, the City Administrator has recommended that Michael Detloff and Steve Mortensen be appointed to serve on the Administrative Hearing Board; and

WHEREAS, the City Administrator has asked Michael Detloff and Steve Mortensen if they would be interested in serving on the Administrative Hearing Board, and they have both indicated their wiliness to serve; and

WHEREAS, the City Administrator intends to continue full enforcement of the property maintenance code and expects the possibility of appeals; and

NOW, THEREFORE, BE IT RESOLVED, that Michael Detloff and Steve Mortensen be appointed to serve as on the Administrative Hearing Board for the remainder of 2018 and for a full one-year term commencing on January 1, 2019, and ending on December 31, 2019.

Dated: November 13, 2018.

APPROVED:

Eugene Prim, Mayor

ATTEST:

Michael Rietz, City Administrator

Mayor Prim stated the next item on the agenda was the update on the property at 904 Front Street South.

EDA Director Karen Lauer updated council members on the property at 908 Front Street South. Contamination cleanup work has been continuing with Braun Intertec and the MN MPCA, and making progress. Over the winter months, a Request for Proposals to individuals who have expressed an interest in acquiring the property will be sent out.

Mayor Prim stated the next item on the agenda was the 2nd reading of Ordinance 2018-05.

11-13-18-15 Motion by Mr. Goedtke and second by Mr. Brown to authorize EDA Director Karen Lauer to proceed with the necessary requirements to complete the needed work on this property as outlined by the MPCA and Braun Intertec. Motion carried.

Mayor Prim stated the next item on the agenda was the 2nd reading of Ordinance 2018-05, regarding accessory structures in residential districts.

11-13-18-16 Motion by Mrs. Stokka and second by Mr. Brown to approve the 2nd reading of Ordinance 2018-05, and Ordinance regarding accessory structures in residential districts. Motion carried.

**CITY OF BARNESVILLE
ORDINANCE NO. 2018-05**

**AN ORDINANCE TO AMEND AND REENACT SECTION 1, SUBDIVISIONS 9 OF
CHAPTER 7-09 OF THE MUNICIPAL CODE, ACCESSORY STRUCTURES IN
RESIDENTIAL DISTRICTS.**

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

SECTION 1. Chapter 7-09 of the Municipal Code of the City of Barnesville is hereby amended and reenacted to read as follows:

SEC. 7-0901. ACCESSORY STRUCTURES IN RESIDENTIAL DISTRICTS.

Subd. 9. Height Accessory buildings of 150 square feet or less may not exceed eleven (11) feet in height to the peak. No accessory building over 150 square feet shall be higher than the principal residence. The side walls may not exceed ten (10) feet as measured from the finished floor to the top plate. On properties of 30,000 square feet or larger, detached accessory buildings in the rear yard shall be allowed to have side walls up to 12 feet as measured from the finished floor to the top plate. Detached accessory buildings with side walls greater than ten feet shall have a required minimum setback of 15 feet from the rear and side property lines. Accessory buildings attached to the primary structure are allowed to have side walls up to 16 feet as measured from the finished floor to the top plate, provided that the top of the roof of the accessory space is not higher than the top of the roof of the principal structure.

PASSED AND ADOPTED by the Barnesville City Council this 13th day of November, 2018.

APPROVED:

Eugene Prim
Mayor

ATTEST:

Jeri Reep
City Clerk

First Reading: October 8, 2018
Second Reading: November 13, 2018
Adopted: November 13, 2018
Published: November 19, 2018

Mayor Prim stated the next item on the agenda was the approval of the Summary Ordinance 2018-05.

11-13-18-17 Motion by Mr. Goedtke and second by Mrs. Stokka to approve the Summary Ordinance 2018-05. Motion carried.

TITLE AND SUMMARY OF ORDINANCE NO. 2018-05

The following Ordinance is hereby published by title and summary:

1. Title of Ordinance:

An Ordinance to Amend and Reenact Section 1, Subdivisions 9 of Chapter 7-09 of the Municipal Code, Accessory Structures in Residential Districts.

2. Summary of Ordinance:

This ordinance allows an attached garage with a 15-foot door is as long as the roofline of the garage matches the roofline of the house.

This Ordinance shall take effect upon publication in accordance with the Barnesville City Charter.

3. Availability of Ordinance:

A complete, printed copy of this Ordinance is available for inspection by any person during regular business hours in the office of the City Clerk, Barnesville City Hall, 102 Front Street North, Barnesville, Minnesota.

This Ordinance was passed by the City Council of the City of Barnesville on the 13th day of November, 2018.

APPROVED:

Eugene Prim, Mayor

ATTEST:

Jeri Reep, City Clerk

First Reading: October 8, 2018
Second Reading: November 13, 2018
Adopted: November 13, 2018
Published: November 19, 2018

Mayor Prim stated the next item on the agenda was the 2nd reading of Ordinance 2018-08.

City Administrator Mike Rietz stated that this Building Permit Fee Ordinance is a 3-year phase in to go to the 1994 Fee Schedule. This Ordinance would put us at 90% of the schedule, which will be about a 12% increase over the current fees. Personnel and Finance committee recommend approval of this Ordinance.

11-13-18-18 Motion by Mr. Field and second by Mr. Bauer to approve the 2nd reading of Ordinance 2018-08, an Ordinance regarding building permit fees. Motion carried.

**CITY OF BARNESVILLE
ORDINANCE NO. 2018-08**

**AN ORDINANCE AMENDING CHAPTER 8-01, SEC. 3-0102 OF THE MUNICIPAL
CODE REGARDING BUILDING PERMIT FEES.**

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

CHAPTER 8-01, SECTION 3-0102 is amended to read as follows:

TOTAL VALUATION	FEE
\$1.00 to \$500.00	\$17.00 <u>\$19.00</u>
\$501.00 to \$2,000.00	\$17 <u>\$19</u> or the first \$500.00 plus \$2.25 <u>\$2.50</u> for each additional \$100.00 or fraction thereof, to and including \$2,000.00;
\$2001.00 to \$25,000.00	\$50.75 <u>\$56.50</u> for the first \$2,000 plus \$10.00 <u>\$11.25</u> for each additional \$1,000.00 or fraction thereof, to and including \$25,000.00;
\$25,00.001 to \$50,000.00	\$280.75 <u>\$315.25</u> for the first \$25,000.00 plus \$7.25 <u>\$8.10</u> for each additional \$1,000 or fraction thereof, to and including \$50,000;
\$50,001.00 to \$100,000.00	\$462.00 <u>\$517.75</u> for the first \$50,000.00 plus \$5.00 <u>\$5.65</u> for each additional \$1,000.00 or fraction thereof, to and including \$100,000.
\$100,001.00 to \$500,000.00	\$712.00 <u>\$800.25</u> for the first \$100,000.00 plus \$4.00 <u>\$4.50</u> for each additional \$1,000.00 or fraction thereof, to and including 500,000;
\$500,001.00 to \$1,000,000.00	\$2,312.00 <u>\$2,600.25</u> for the first \$500,000.00 plus \$3.50 <u>\$3.85</u> for each additional \$1,000 or fraction thereof, to and including \$1,000,000.00;
\$1,000,001.00 and up	\$4062.00 <u>\$4,525.25</u> for the first \$1,000,000.00 plus \$2.50 <u>\$2.75</u> for each additional \$1,000.00 or fraction thereof.

Other Inspections and Fees:

1. Plan Review Fee ~~20%~~ 30% of the building permit fee.
2. Inspections outside of normal ~~\$30.00~~ \$75.00/hr.
business hours. (Min. charge 2 hrs.)
3. Reinspection fee ~~\$30.00~~ \$75.00/hr.
4. Inspections for which no fee is ~~\$30.00~~ \$75.00/hr.
specifically indicated (Min. charge one half hour)
5. Additional plan review required by changes, ~~\$30.00~~ \$75.00/hr.
additions or revisions to approved plans
(Min. charge one half hour)

MISCELLANEOUS FEES:

- | | |
|---|----------------|
| Mfg. Buildings, Houses or Structures moved in,
Swimming Pools, Roofing, Windows, Furnaces
and Signs | By value above |
| Moving Permits (to be obtained by Licensed Mover
or Owner of the building or manufactured home) | \$50.00 |
| Demolition Permits (Houses and detached buildings) | \$50.00 |
| Gas Piping Permit | \$25.00 |

PASSED AND ADOPTED by the Barnesville City council this 13th day of November, 2018.

Approved:

Eugene Prim
Mayor

Attest:

Jeri Reep
City Clerk

First Reading: October 8, 2018
Second Reading: November 13, 2018
Adopted: November 13, 2018
Published: November 19, 2018

Mayor Prim stated the next item on the agenda was the approval of Summary Ordinance 2018-08.

11-13-18-19 Motion by Mrs. Stokka and second by Mr. Brown to approve the Summary Ordinance 2018-08. Motion carried.

TITLE AND SUMMARY OF ORDINANCE NO. 2018-08

The following Ordinance is hereby published by title and summary:

1. Title of Ordinance:

An Ordinance Amending Chapter 8-01, Sec. 3-0102 of the Municipal Code Regarding Building Permit Fees

2. Summary of Ordinance:

This ordinance increases the building permit fee schedule to 90% of the fees contained in the 1994 Uniform Building Code fee schedule. It also creates a plan review fee of 30% of the building permit fee.

This Ordinance shall take effect upon publication in accordance with the Barnesville City Charter.

3. Availability of Ordinance:

A complete, printed copy of this Ordinance is available for inspection by any person during regular business hours in the office of the City Clerk, Barnesville City Hall, 102 Front Street North, Barnesville, Minnesota.

This Ordinance was passed by the City Council of the City of Barnesville on the 13th day of November, 2018.

APPROVED:

Eugene Prim, Mayor

ATTEST:

Jeri Reep, City Clerk

First Reading: October 8, 2018
Second Reading: November 13, 2018
Adopted: November 13, 2018
Published: November 19, 2018

Mayor Prim stated the next item on the agenda was the approval of the 1st reading of Ordinance 2018-06.

City Administrator Mike Rietz informed council members that there is some new language to the moved buildings section of the zoning code. The house section adds language that only allows houses to be moved in that meet the State Building Code prior to being moved. Planning Commission recommends approval of this Ordinance.

11-13-18-20 Motion by Mrs. Stokka and second by Mrs. Stuvland to approve the 1st reading of Ordinance 2018-06. Motion carried.

**CITY OF BARNESVILLE
ORDINANCE NO. 2018-06**

**AN ORDINANCE TO AMEND AND REENACT SECTION 7-0215, SUBDIVISION 1 OF
CHAPTER 7-02 OF THE MUNICIPAL CODE, MOVED BUILDINGS.**

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

SECTION 1. Chapter 7-02, Section 7-0215, Subd. 1 of the Municipal Code of the City of Barnesville is hereby amended and reenacted to read as follows:

SEC. 7-0215. MOVED BUILDINGS.

Subd. 1. Subject to Subd. 2 hereof, no building over 150 square feet will be moved within or into the City without having first obtained a conditional use permit (CUP). Any such building allowed by a CUP shall, at a minimum, blend into the neighborhood to which it is moved and have an appearance in harmony with surrounding structures. This section does not apply to newly built modular homes that arrive in two or more sections and are assembled on site. Prior to moving a building onto the site, a foundation must be completed so that the building may be placed on it upon its arrival to the site. In addition, the following factors shall be considered and the following requirements shall apply :

a. Accessory Buildings

1. Before any building is moved from one location to another within the City, or from a point of origin without the City to a destination within the City, regardless of the

route of movement, it shall be inspected by the City's Building Official and a building permit shall have been issued for at least the work necessary to bring it into full compliance with the State Building Code and any applicable section of the Barnesville Zoning Code.

2. Whether such structure is so structurally unsafe that it could not be moved or placed onto its destination without endangering persons or property in the City.

3. Whether the structure is structurally sound and capable of meeting building code requirements subsequent to the move.

4. Whether the structure and its placement meet all requirements Title 7 of the City Code (the Zoning Code)

b. Houses, Structures with Dwelling Space and Other Primary Structures

1. The building to be moved in must comply in all respects with the State Building Code and other state rules and city code provisions.

2. If a CUP is approved, a cash deposit or performance or completion bond in an amount set in the CUP shall be filed with the City Clerk prior to a moving permit being issued, and be signed by a good and sufficient surety, setting forth the completion date therein. Such bond is for the purpose of insuring that alterations and repairs to the structure to bring it up to code as required in the building permit are accomplished.

3. Whether such structure is so structurally unsafe that it could not be moved or placed onto its destination without endangering persons or property in the city.

4. Whether the structure and its placement meet all requirements Title 7 of the City Code (the Zoning Code)), including whether the use of the underlying property subsequent to the placement of the structure on the property would require additional or separate structures.

5. No person, except a state licensed house mover, shall remove, raise or support free of its foundation any building or structure within the limits of the city, and every person, before engaging in the occupation of moving, raising or supporting and building or structure, shall have and obtain such license therefor. This requirement shall not be construed as preventing the owners of a building or structure from personally raising, moving or supporting such building or structure upon their own premises.

PASSED AND ADOPTED by the Barnesville City Council this 13th day of November, 2018.

APPROVED:

Eugene Prim
Mayor

ATTEST:

Jeri Reep
City Clerk

First Reading: October 8, 2018
Second Reading: November 13, 2018
Adopted: November 13, 2018
Published: November 19, 2018

Mayor Prim stated the next item on the agenda was the 2nd reading of Ordinance 2018-07.

11-13-18-21 Motion by Mr. Field and second by Mrs. Stokka to approve the 2nd reading of Ordinance 2018-07, an Ordinance regarding electric rates. Motion carried.

**CITY OF BARNESVILLE
ORDINANCE NO. 2018-07**

**AN ORDINANCE TO AMEND CHAPTER 2-01, SEC. 2-0111, SUBDIVISIONS 2 AND 3
OF THE MUNICIPAL CODE REGARDING ELECTRIC RATE SCHEDULE**

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

SECTION 1. Chapter 2-01, Section 2-0111 is amended to read as follows:

SEC. 2-0111 ELECTRIC ~~HEATING SYSTEM REGULATIONS~~ RATE SCHEDULE

Subd. 2 Electric Rate Schedules:

A. RATE SCHEDULE #1:

GENERAL SINGLE PHASE service Residential: (RL1 & AR1)(HP-2 & HP-4 Summer Rate)

	Current
Base Charge	\$14.00 <u>\$15.00</u>
Energy Charge:	
June – August	\$.1130 <u>\$0.120</u> per kwh
September – May	\$.0960 <u>\$0.101</u> per kwh

Available to all residential customers.

B. RATE SCHEDULE #2:

GENERAL SINGLE PHASE service Commercial: (RC1 & DI1)

	Current
Base Charge	\$17.00 <u>\$18.50</u>
Energy Charge:	
June – August	\$.1120 <u>\$0.117</u> per kwh
September – May	\$.0980 <u>\$0.102</u> per kwh

Available to commercial customers for single phase service

C. RATE SCHEDULE #3

GENERAL THREE PHASE SERVICE: (GS6 & DI9)

	Current
Base Charge	\$23.50 <u>\$25.50</u>
Energy Charge:	
June – August	\$.1120 <u>\$0.117</u> per kwh
September – May	\$.0980 <u>\$0.102</u> per kwh

Available to all customers for three phase service with a calculated demand of 20 KW or less

D. RATE SCHEDULE #4

LARGE POWER THREE PHASE SERVICE (LP1 & DI1)

	Current
Base Charge	\$38.00 <u>\$42.00</u>
Demand Charge	
All kw:	
June – August	\$13.90 <u>\$15.10</u> per kw
September – May	\$10.30 <u>\$11.40</u> per kw
Energy Charge	
All kwh	\$.0530 <u>\$0.052</u> per kwh

Available to all customers for three phase service with a calculated demand over 20 KW. Billing demand to be the maximum measured during any 15 minute interval during the billing period.

E. RATE SCHEDULE #6 #5

SECURITY LIGHTS: (YL1)

	Current
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 City.

SECURITY FLOOD LIGHTS: (YL2)

Current

Charge per light \$24.50per month

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

F. 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.
3. **Base Charge:** Applies to all services where a meter is required to measure energy or demand usage. The base charge does not apply to those meters installed where the only purpose is to measure energy utilized by dual fuel or off peak heating sources.

G. CHARGE TO DELIVER DISCONNECT NOTICES

1. A charge of \$25.00 will be applied to utility accounts when in the process of collecting past due charges for electricity it is necessary to hand carry and post a disconnect notice at the customer premise.
2. This charge will be waived one time per customer account.
3. This charge does not apply to notices delivered by mail.

Subd. 3 Electric Rate Incentives:

A Dual Fuel Services (OP-1 & OP-2) (HP-1 & HP3 Winter Rate)

Current

Dual Fuel Service Rate:

June – August	\$.1130 <u>\$.120</u> per kwh
September - May	\$.0470 per kwh

This rate is available to all customers with a dual fuel heating system (Including Heat Pumps) 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. Metering may be subtractive or direct metered
4. The customer must make a five year commitment to the program.
5. Tampering with, bypassing or in any way rendering the electric heat control inoperative will result in the immediate and permanent loss of the dual fuel rate, and, at council discretion, may result in criminal charges for theft of services.
6. Failure to fulfill the 5 year commitment will result in the immediate and permanent loss of the dual fuel rate.

B. Dual Fuel Incentive for Existing Buildings

An incentive will be offered for all customers converting to a dual fuel system.

A \$300.00 incentive will be paid to all customers that convert from an all electric heated home to a qualified dual fuel heating system. (ref section 95,A.1 - 5).

A \$100.00 incentive will be paid to all customers that that convert from a fossil fuel heating system to a qualified dual fuel heating system. (ref section 95,A,1 - 5).

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

	Current
Off Peak Service Rate:	
June – August	\$.1130 <u>\$0.120</u> per kwh
September - May	\$.0470 per kwh

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. Central Air-conditioners and water heaters do not qualify for the off peak rate, Ref paragraph F for water heater incentives and paragraph G for Central Air-conditioner incentives.

F. Water Heater Incentive Program

All electric water heaters are required to be connected to / and controlled by the city's load management system.

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. The rebate shall be credited on the customer's utility bill as soon as the following are provided. Demand water heaters without storage do not qualify for this rebate.

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.
3. Tampering with, bypassing or in any way rendering the water heater control inoperative will result in the immediate loss of the water heater rebate. The customer will be responsible for all costs associated with the replacement and reconnection of the load controller including the cost of the replacement controller, any administrative fees, and, at council discretion, may result in criminal charges for destruction of property.

This incentive is limited to one rebate per address during any 5-year period. : (Water heater incentive subject to budget availability).

G. Central Air Conditioning Incentive Program

A \$5.00 per month credit is available to all customers that allow their central air-conditioner to be controlled by the city's load management system. This credit is available for the months of June through August. Qualifications for this rebate are;

1. Customer must have a central air-conditioning system such as a ducted or hi-velocity system. Window units and ductless mini split systems are not eligible.

2. Air-source heat pumps and geothermal heat pumps qualify if they are controlled by the city's load management system and are not receiving the dual fuel rate.

H. Distributed Generation Interconnection for Co-generation and Small Power Production.

1. The Distributed Generation Workbook is part of this ordinance and requires that;
2. All "Qualifying Facilities" must comply with the Distributed Generation Workbook. The Distributed Generation Workbook is available at City Hall.
3. All "Qualifying Facilities" must maintain insurance and submit proof of insurance certificates to City Hall annually.
4. All "Qualifying Facilities" will be charged an Application Fee of \$50.00 for a small Qualifying Facility and a \$250.00 to \$1,500.00 Application Fee for a large Qualifying Facility based on interconnection type and load (kw) size as detailed in the Generation Interconnection Application Fees in Section 9, Page 10 of the Distributed Generation Workbook.
5. Any changes to the generation or interconnection of a Qualifying Facility must be submitted to City Hall in writing 60 days before the proposed changes are to take effect.

I. Electric Trenching Rebate.

1. This rebate is available to all home builders or contractors to help defray the costs trenching associated with the installation of the underground electric service drop for new homes.
2. One \$250.00 rebate will be paid out to the general contractor per new home constructed within the Barnesville Municipal Utility service area provided the following conditions are met:
 - a. Contractor must submit an "Electric Trenching Rebate" invoice for \$250.00 to the City of Barnesville.

- b. Submission must include proof of closing, including the address of the home and name of home owner.
- c. Submission must be made to the City within 6 months of closing.

PASSED AND ADOPTED by the Barnesville City council this 13th day of November, 2018.

Approved:

Eugene Prim
Mayor

Attest:

Jeri Reep
City Clerk

First Reading: October 8, 2018
Second Reading: November 13, 2018
Adopted: November 13, 2018
Published: November 19, 2018

Mayor Prim stated the next item on the agenda was the approval of Summary Ordinance 2018-07.

11-13-18-22 Motion by Mr. Goedtke and second by Mrs. Stokka to approve the Summary Ordinance 2018-07. Motion carried.

TITLE AND SUMMARY OF ORDINANCE 2018-07

The following Ordinance is hereby published by title and summary:

1. Title of Ordinance:

An Ordinance To Amend Chapter 2-01, SEC. 2-0111, Subdivisions 2 and 3 of the Municipal Code Regarding Electric Rate Schedule.

2. Summary of Ordinance:

This changes the electric rate schedules in the code. These changes apply to the base (meter) charges and the energy (kwh) charges.

This Ordinance shall take effect upon publication in accordance with the Barnesville City Charter.

3. Availability of Ordinance:

A complete, printed copy of this Ordinance is available for inspection by any person during regular business hours in the office of the City Clerk, Barnesville City Hall, 102 Front Street North, Barnesville, Minnesota.

This Ordinance was passed by the City Council of the City of Barnesville on the 13th day of November, 2018.

APPROVED:

Eugene Prim, Mayor

ATTEST:

Jeri Reep
Clerk

First Consideration:	October 8, 2018
Second Consideration:	November 13, 2018
Date Adopted:	November 13, 2018
Date of Publication:	November 19, 2018

Mayor Prim stated the next item on the agenda was to schedule City Engineer Interviews.

City Administrator Mike Rietz stated that 10 proposals were received. Mr. Rietz suggested to narrow the selection to 4 or 5 firms, and hold interviews on two evenings.

Council member Stokka stated that she would recuse herself for an indirect personal pecuniary interest.

Mayor Prim suggested the interview dates to be November 26th and 27th at 6:30 p.m. Staff will send out the agenda closer to the special meeting.

Mayor Prim adjourned the meeting at 8:32 p.m.

Submitted by:

Attest:

Jeri Reep
City Clerk

Eugene Prim
Mayor