

**ARLINGTON CITY COUNCIL
MEETING AGENDA
FEBRUARY 3, 2014 AT 6:30 PM
COUNCIL CHAMBERS**

The City Council is provided background information for agenda items in advance by city staff, committees and boards. Many decisions regarding agenda items are based upon this information, as well as: City policy and practices, input from constituents, questions or information that has not yet been presented or discussed regarding an agenda item. If you have a concern or question, please ask to be recognized by the Mayor during the "Citizens Addressing the Council" portion of the agenda— state your name and address for the record. Please keep comments under 5 minutes. Individuals wishing to speak for more than five minutes should ask to be included on the agenda in advance. All comments are appreciated, but please refrain from personal or derogatory attacks on individuals.

1. Call meeting to order and Pledge of Allegiance
2. Roll Call
3. Approve the agenda and any agenda additions

CONSENT AGENDA

The items listed for consideration will be enacted by one motion unless the Mayor, a member of the City Council, City Staff or a person in attendance requests an item to be removed from the Agenda.

4. Approval of Consent Agenda
 - A) Approval of the January 21st Regular Meeting Minutes.
 - B) Approval of Bills.
 - C) Replace Water Heater at the Community Center.
 - D) Authorize Wiring Funds for Chassis Progress Payment (\$93,213) on 2014 Pumper Truck.

PUBLIC HEARINGS

PETITIONS, REQUESTS, & COMMUNICATIONS

5. Addressing the Council
 - A) Citizens Addressing the Council.
 - B) RS Fiber Update. (Denny Schultz, Cindy Gerholz, Tim Dolan, RS Fiber Connections Co-Op Board)
6. Announcements
 - A) City Offices will be closed on Monday, February 17th for the President's Day Holiday.
 - B) Council Meeting Rescheduled for Tuesday, February 18th @ 6:30 p.m.
7. Communications
 - A) January Building Permit Report.
 - B) December Water/Wastewater Report
 - C) Sibley County Public Works Bridge Safety Inspection.
 - D) Letter of Invitation to the 2014 Annual Meeting of the Sibley County Economic Development Commission (SEDCO), February 20, 2014, Winthrop.
 - E) Legislative Conference for Cities, Counties, Schools and Townships, February 27, 2014, St. Paul.

REPORTS OF OFFICERS, BOARDS & COMMITTEES

8. Yearly Fire Department Update (Chief John Zaske)

ORDINANCES & RESOLUTIONS

9. Ordinances

10. Resolutions

- A) 14-2014 – Mayoral Appointments to Planning & Zoning Committee.
- B) 16-2014 – Resolution Determining the Necessity to Issue \$300,000 General Obligation Equipment Certificates, Series 2014A.

UNFINISHED BUSINESS

11. Ridgeview Medical Center Helipad Coverage

- A) Authorize/Deny Fire Department to Secure the RMC Helipad Evenings and Weekends.
- B) 15-2014 – Amendment to Resolution 59-2013 Fee Schedule to include RMC Helipad Coverage by the Arlington Fire Department.

12. Fire and Ambulance Coverage Rates

- A) Recap of the 1-30-14 Fire & Ambulance Funding Presentation
- B) Review of 2015 Coverage Rates
- C) Approve/Deny Township Ambulance Agreements
- D) Approve/Deny Township Fire Agreements
- E) Approve/Deny Green Isle Ambulance Agreement

NEW BUSINESS

13. Minnesota Municipal Power Agency (MMPA) Power Sales Agreement Contract Extension Presentation. (Derick Dahlen and David Niles, Avant)

- A) Approve/Deny Contract Extension to 2050 between City of Arlington and MMPA.
- B) 17-2014 – Resolution Authorizing and Approving an Amendment in the Term of the Power Sales Agreement between the Minnesota Municipal Power Agency and the City of Arlington.

14. Authorize/Deny Legal Action Via City Attorney Arneson Against Johnson Controls Warrantied Street Lights.

MISCELLANEOUS BUSINESS

15. Council Committee Updates

16. Open Discussion

ADJOURNMENT

Reminders:

Planning & Zoning – February 6th @ 7 pm
Library – February 19th @ 5:30 pm (Library)
Parks – February 24th @ 7 pm
EDA – February 25th @ 6 pm

**ARLINGTON CITY COUNCIL
MEETING MINUTES
FEBRUARY 3, 2014**

The regular meeting was called to order at 6:30 p.m., Mayor Kreft presiding.

Members present: Jaszewski, Mayor Kreft, Nuesse, Reetz, Ruehling, Wills

Members absent: None

Also present: City Administrator Donabauer, City Attorney Arneson, SEDCO Member Lowell Nagel, RS Fiber Cooperative Members Cindy Gerholz, Tim Dolan, Denny Schultz; MMPA/Avant Energy David Niles and Derick Dahlen, Arl. Fire Dept. John Zaske and Keith Dressen, Kurt Menk

Motion by Ruehling, seconded by Jaszewski, and passed by unanimous vote to approve the agenda as presented.

Motion by Wills, seconded by Nuesse, and passed by unanimous vote to approve the consent agenda as follows:

- A) Approval of the January 21st Regular Meeting Minutes
- B) Approval of Bills
- C) Replace Water Heater at the Community Center
- D) Authorize Wiring Funds for Chassis Progress Payment (\$93,213) on 2014 Pumper Truck.

Derick Dahlen and David Niles of MMPA were present to discuss the extension of the Power Sales Agreement Contract an additional 10 years (to 2050). It was noted that the primary reason for the extension was to allow MMPA to sell debt on longer terms; which would help maintain MMPA's financing flexibility and future planning. All member cities were being offered the same extension, essentially all having same expiration date. The proposed Amendment was reviewed in detail.

Motion by Reetz, seconded by Ruehling, and passed by unanimous vote to approve the Contract Extension to 2050 between the City of Arlington and MMPA.

Councilmember Nuesse introduced the following resolution and moved for its adoption:

RESOLUTION 17-2014

**A RESOLUTION AUTHORIZING AND APPROVING AN AMENDMENT IN THE TERM OF THE
POWER SALES AGREEMENT BETWEEN THE MINNESOTA MUNICIPAL POWER AGENCY AND
THE CITY OF ARLINGTON**

WHEREAS, the Minnesota Municipal Power Agency and the City of Arlington wish to amend the term of the "Minnesota Municipal Power Agency Sales Agreement" as amended, pursuant to the terms of the attached amendment to the "Minnesota Municipal Power Agency Power Sales Agreement;"

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Arlington:

That the City Council of the City of Arlington hereby approves the attached amendment to the Minnesota Municipal Power Agency Power Sales Agreement and authorizes the execution of the agreement on behalf of the City of Arlington by the Mayor or other authorized agent. *(See attached)*

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Wills and upon poll being taken thereon the following voted in favor thereof: Jaszewski, Nuesse, Reetz, Ruehling, Wills; and the following voted against the same: None; and the following abstained from voting: None; and the following were absent: None.

The foregoing resolution was adopted by the City Council of the City of Arlington this 3rd day of February, 2014.

CITY OF ARLINGTON, MINNESOTA

/s/ James R. Kreft, Mayor

Attest: /s/ Liza M. Donabauer, City Administrator

Whereupon the resolution was declared duly passed and adopted and was signed by the Mayor whose signature was attested by the City Administrator.

Fire Chief John Zaske, along with 1st Asst. Chief Keith Dressen, presented the Annual Fire Department Report. The report included a detailed summary of the number/type of calls responded to, along with mutual aid calls given and/or received in 2013. Zaske commented that the cost of truck repairs was down considerably from the previous year. He stated that the E-Dispatch was working well. He commented that the department had implemented a lockbox system last year for the business district and returned all keys in its possession (reducing the City's liability); 23 businesses had purchased a lockbox. Zaske explained that they went live with the new 800 MHZ radio system early in 2013, which included a repeater being installed in Arlington and their pagers being updated (narrow banded). The County can now simulcast the pages (can be reached anywhere within the county). It was noted that the County Fire and Ambulance Services received a grant for radios in 2013. Arlington will be getting 5 mobile units, 9 portable radios with mics and one 6-station charger, and also the flashing of their pagers. Zaske commented that a new 'jaws of life' was purchased with the help of a donation from the Lions organization. The department also received a 50/50 (\$2,500) matching grant from the DNR; it is intended to purchase miscellaneous equipment for the new engine. It is anticipated that a new thermal imaging camera will be purchased through donations (some of which has already been received). Zaske commented that once the new engine is received the '84 truck will be taken out of service and sold.

Zaske talked briefly about having an agreement put together between the City of Arlington and the Fire Department for use of city staff and equipment in the event of a disaster. He explained that if such an agreement exists, the City would be eligible for reimbursement from FEMA in such cases. It was agreed that this was worth looking into; Chief Zaske will get a copy of an Agreement from another town for review.

RS Fiber Connections Co-Op Board Members Denny Schultz, Tim Dolan and Cindy Gerholz were present to provide an update on the RS Fiber project. Gerholz and Dolan gave a brief history on the project. It was noted that 47.58% of the residents of Arlington (when it was involved originally) were interested in the project; and that Arlington dropped out of the program in 2012. Schultz commented that the new RS Fiber Cooperative will have the same footprint, benefits and advantages as the RS Fiber project; but ownership and financing will be the biggest changes. The initial (construction) cost of the project was \$70 million and has since been reduced to \$55 million; and the Cities and Townships will provide a \$15 million economic development loan to the Cooperative in the form of a G.O. Tax Abatement Bond. It was noted that there was no money needed up front, but the City would be pledging its tax levy and would have to make bond payments if the project would fail. The Council was invited to the meeting being held in Winthrop on the 20th where more information will be available.

It was noted that there were no public hearings scheduled.

It was noted that there were no citizens present to address the Council on non-agenda items.

The following announcements were reviewed:

- A) City Offices will be closed on Monday, February 17th for the President's Day Holiday
- B) Council Meeting Rescheduled for Tuesday, February 18th @ 6:30 p.m.

The Council reviewed the following communications:

- A) January Building Permit Report
- B) December Water/Wastewater Report
- C) Sibley County Public Works Bridge Safety Inspection

- D) Letter of Invitation to the 2014 Annual Meeting of the Sibley County Economic Development Commission (SEDCO), February 20, 2014, Winthrop
- E) Legislative Conference for Cities, Counties, Schools and Townships, February 27, 2014, St. Paul.

Councilmember Wills introduced the following resolution and moved for its adoption:

RESOLUTION 14-2014
A RESOLUTION RATIFYING ADDITIONAL MAYORAL APPOINTMENTS

BE IT RESOLVED that Mayor James R. Kreft has appointed the following individuals to the following appointment:

Planning & Zoning Committee

Citizen Committee: Mark Pauly (Arlington Orderly Annexation Area)

Citizen Committee: Dwight Grabitske (City of Arlington)

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Ruehling and upon poll being taken thereon the following voted in favor thereof: Jaszewski, Nuesse, Reetz, Ruehling, Wills; and the following voted against the same: None; and the following abstained from voting: None; and the following were absent: None.

Approved by the City Council of the City of Arlington this 3rd day of February, 2014.

CITY OF ARLINGTON, MINNESOTA

/s/ James R. Kreft, Mayor

Attest: /s/ Liza M. Donabauer, City Administrator

Whereupon the resolution was declared duly passed and adopted and was signed by the Mayor whose signature was attested by the City Administrator.

Councilmember Reetz introduced the following resolution and moved for its adoption:

RESOLUTION 16-2014
A RESOLUTION DETERMINING THE NECESSTIY TO ISSUE
\$300,000 GENERAL OBLIGATION EQUIPMENT CERTIFICATES, SERIES 2014A

WHEREAS, Minnesota Statutes, Section 412.301 authorizes the issuance of equipment certificates within existing debt limits for the purpose of purchasing capital equipment; and

WHEREAS, the statute also provides that if the amount of the equipment certificates to be issued to finance such equipment exceeds 0.25% of the market value of taxable property in the city, excluding money and credits, the equipment certificates shall not be issued for at least ten days after publication in the official newspaper of the city of a council resolution determining to issue the equipment certificates; and, if before the end of that time, a petition asking for an election on the proposition signed by voters equal to ten percent of the number of voters at the last regular municipal election is filed with the city administrator, equipment certificates shall not be issued until the proposition of their issuance has been approved by a majority of the votes cast on the question at a regular or special election; and

WHEREAS, the council contemplates issuing equipment certificates for said purpose in an amount which exceeds 0.25% of the market value of taxable property in the city, excluding money and credits; and

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Arlington (the "City"), as follows:

Necessity to Issue Equipment Certificates. It is necessary and expedient for the city council to issue general obligation equipment certificates, pursuant to Minnesota Statutes, Section 412.301 in the amount of \$325,000 for the purpose of financing the purchase of a fire truck and associated equipment for the City.

Equipment Certificates in Excess of 0.25% of Market Value. The amount of equipment certificates is hereby determined and declared to be in excess of 0.25% of the market value of the City, excluding money and credits.

Publication of Resolution and Days to Lapse Before Equipment Certificates are Issued. The City Administrator is authorized and directed to publish this resolution in the City's official newspaper and at least ten days shall elapse after publication before the equipment certificates may be issued.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Wills and upon poll being taken thereon the following voted in favor thereof: Jaszewski, Nuesse, Reetz, Ruehling, Wills; and the following voted against the same: None; and the following abstained from voting: None; and the following were absent: None.

Approved by the City Council of the City of Arlington this 3rd day of February, 2014.

CITY OF ARLINGTON, MINNESOTA

/s/ James R. Kreft, Mayor

Attest: /s/ Liza M. Donabauer, City Administrator

Whereupon the resolution was declared duly passed and adopted and was signed by the Mayor whose signature was attested by the City Administrator.

Motion by Ruehling, seconded by Reetz, and passed by unanimous vote to authorize the Fire Department to secure the RSMC helipad evenings, weekends, and holidays.

Councilmember Wills introduced the following resolution and moved for its adoption:

**RESOLUTION 15-2014
A RESOLUTION AMENDING RESOLUTION 59-2013 ADOPTING A SCHEDULE OF FEES AND CHARGES FOR VARIOUS SERVICES, LICENSES AND PERMITS**

WHEREAS, the City Council is desirous of establishing a uniform system of fees for requests relating to official controls, information, permits, applications or other matters handled by the City; and

WHEREAS, any changes in the current fees and charges shall take effect immediately, and shall remain in effect unless otherwise modified by the City Council through resolution; and

WHEREAS, in the event of a conflict, the Fee Schedule from Resolution 59-2013 with the following amendment shall prevail; and

WHEREAS, a change has occurred upon the request of the Ridgeview-Sibley Medical Center seeking the Arlington Fire Department to provide coverage to the RSMC Helipad during evening, holiday and weekend hours;

WHEREAS, the following fee has been added to the list of Fire Dept. Fees and will be applied to each call to provide helipad coverage effective this date thereafter.

THEREFORE, BE IT RESOLVED, by the City Council of the City of Arlington that the following fee be added and adopted as part of the 2014 Fee and Rate Schedule:

FIRE DEPT. FEES	
Accident	\$150 0-1 hrs, \$150 for each additional hour
Fire Call up to 2 hours	\$500, plus supplies/foam/fuel
Fire Call exceeding 2 hours	\$1,000, plus supplies/foam/fuel
RMC Helipad Coverage	\$150/time (weekday evenings, weekends, holidays)
CO2 Call	\$150
Hazardous Material	\$1,000 (in addition to call fee)
Foam	\$20 0-1 gallon, applicable supply replacement cost for each gallon thereafter
Fuel Charges - City	\$40
Fuel Charges - Rural	\$80
False Alarm	First two = \$0, after two \$500 per time
Mutual Aid	Supplies
Pool Fills - 2,000 Gallon Tanker Truck	City Residents - \$84 per haul, Rural Residents - \$124 per haul
Pool Fills - 3,500 Gallon Tanker Truck	City Residents - \$93 per haul, Rural Residents - \$133 per haul
Township Protection Fee	\$354.69 Per Section

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Jaszewski and upon poll being taken thereon the following voted in favor thereof: Jaszewski, Nuesse, Reetz, Ruehling, Wills; and the following voted against the same: None; and the following abstained from voting: None; and the following were absent: None.

Approved by the City Council of the City of Arlington this 3rd day of February, 2014.

CITY OF ARLINGTON, MINNESOTA

/s/ James R. Kreft, Mayor

Attest: /s/ Liza M. Donabauer, City Administrator

Whereupon the resolution was declared duly passed and adopted and was signed by the Mayor whose signature was attested by the City Administrator.

Adm. Donabauer gave a brief summary of the meeting held (Jan. 30th) with the Townships and City of Green Isle with regards to fire and ambulance coverage rates for the next year. Adm. Donabauer presented the proposed Emergency Service Agreements for Fire and Ambulance Coverage for 2014-2015.

Motion by Nuesse, seconded by Jaszewski, and passed by unanimous vote to approve the Township/Green Isle Ambulance and Fire Service Agreements as presented.

Adm. Donabauer talked about the ongoing problem with the street lights and warranty coverage through Johnson Controls. She stated that the City is halfway through a 10-year warranty program with Johnson Controls. Staff continues to have problems getting replacement parts in a timely manner; and the electrician hired to do the work doesn't want to anymore because it takes over a year to get paid for their work. Adm. Donabauer explained that she found a timeline kept by the previous administrator detailing problems throughout the entire time with Johnson Controls. Discussion was held on what legal action (if any) the City can take at this time to uphold the warranty. It was the consensus of the Council that Attorney Arneson research this further (what contracts are currently in place, financial status of 3rd party vendor, etc.) and initiate contact with Johnson Controls.

Jaszewski gave an update on the most recent Parks Committee meeting. They are pursuing the Twins "Fields for Kids" Grant, which would be used to make improvements at the Sportsman's Park. They discussed pursuing a DNR Grant for a potential trail project.

Jaszewski commented on the LMC Conference that he had attended recently. He stated that there was a wealth of information to take in.

Ruehling gave an update on the most recent EDA meeting. He stated that they are going to be working with MnDOT on a beautification program by the city sign to the southwest along Hwy 5, which MnDOT will be providing the design and plantings; the EDA just has to come up with the people to help with installation. They will contact organizations/4-H groups to see about interest. Nuesse commented that they are going to ask the groups to assist with the north sign also, so both sign entrances match.

Motion by Nuesse, seconded by Wills, and passed by unanimous vote to adjourn the meeting at 7:56 pm.

City Administrator Liza M. Donabauer

Mayor James R. Kreft